

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

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# HOUSE BILL

## No. 2199

Session of  
1986

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INTRODUCED BY MAYERNIK, FEBRUARY 19, 1986

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AS REPORTED FROM COMMITTEE ON STATE GOVERNMENT, HOUSE OF  
REPRESENTATIVES, AS AMENDED, JUNE 17, 1986

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## AN ACT

1 Authorizing and directing the Department of General Services,  
2 with the approval of the Governor, to convey to Emsworth  
3 Borough ~~and Kilbuck Township, as tenants in common,~~ 7.5 acres <—  
4 of land, more or less, situate in Kilbuck Township, Allegheny  
5 County, Pennsylvania.

6 The General Assembly of the Commonwealth of Pennsylvania  
7 hereby enacts as follows:

8 Section 1. The Department of General Services, with the  
9 approval of the Governor, is hereby authorized and directed on  
10 behalf of the Commonwealth of Pennsylvania to grant and convey,  
11 to Emsworth Borough ~~and Kilbuck Township, as tenants in common,~~ <—  
12 for consideration of one-half of the fair market value as  
13 determined by an independent appraisal and as approved by the  
14 Department of General Services, the following tract of land  
15 situate in Kilbuck Township, Allegheny County, Pennsylvania,  
16 bounded and described as follows:

17 Beginning at a point located at the intersection of the  
18 boundary line of Emsworth Borough and Kilbuck Township with the

1 southern right-of-way line of Huntington Avenue (Legislative  
2 Route No.02334); thence south 13 degrees 45 minutes west for a  
3 distance of 257 feet, more or less, to a point on the boundary  
4 line of Emsworth Borough and Kilbuck Township; thence south 27  
5 degrees 15 minutes west for a distance of 259.38 feet to a point  
6 on the boundary line of Emsworth Borough and Kilbuck Township;  
7 thence south 04 degrees 15 minutes west for a distance of 85  
8 feet, more or less, to a point at the intersection of the  
9 boundary line of Emsworth Borough and Kilbuck Township and the  
10 northern right-of-way line of Ohio River Boulevard (Legislative  
11 Route No.652); thence in a northwesterly direction along the  
12 northern right-of-way of Ohio River Boulevard for a distance of  
13 160 feet, more or less, to a point having an arc circle radius  
14 of 11,519.19 feet for a distance of 620 feet to a point; thence  
15 north 13 degrees 04 minutes east for a distance of 255 feet,  
16 more or less, to a point; thence south 76 degrees 56 minutes  
17 east for a distance of 313 feet, more or less, to a point;  
18 thence north 69 degrees 58 minutes east for a distance of 256  
19 feet, more or less, to a point; thence north 13 degrees 04  
20 minutes east for a distance of 100 feet to a point on the  
21 southern right-of-way line of Huntington Avenue (Legislative  
22 Route No.02334); thence in a southeasterly direction on the  
23 southern right-of-way line of Huntington Avenue (Legislative  
24 Route No.02334) along an arc curving to the left having a radius  
25 of 1,094.03 feet for a distance of 296.55 feet, more or less, to  
26 a point and place of beginning.

27       Containing 7.5 acres, more or less.

28       Section 2. The property is described in drawing number B-  
29 1583, prepared for the Borough of Emsworth on January 14, 1986,  
30 by the Senate Engineering Company.

1       Section 3. The conveyance shall be made under and subject to  
2 all easements, servitudes and rights of others, including, but  
3 not confined to, streets, roadways and rights of any telephone,  
4 telegraph, water, electric, sewer, gas or pipeline companies, as  
5 well as under and subject to any interest, estates or tenancies  
6 vested in third persons, whether or not appearing of record, for  
7 any portion of the land or improvements erected thereon.

8       Section 4. The deed of conveyance shall contain a clause  
9 that the lands conveyed shall be used for recreational purposes  
10 by Emsworth Borough ~~and Kilbuck Township~~ and, if at any time the <—  
11 borough or ~~township or their successors in function convey the~~ <—  
12 ~~property or permit~~ ITS SUCCESSOR IN FUNCTION CONVEYS THE <—  
13 PROPERTY OR PERMITS the property to be used for any purpose  
14 other than those specified in this section, the title to the  
15 property shall immediately revert to and revest in the  
16 Commonwealth of Pennsylvania.

17       Section 5. The proceeds of this sale shall be paid into the  
18 State Treasury and deposited in the Capital Facilities  
19 Redemption Fund.

20       Section 6. The deed of conveyance shall be approved as  
21 provided by law and shall be executed by the Secretary of  
22 General Services in the name of the Commonwealth of  
23 Pennsylvania.

24       Section 7. Costs and fees incidental to the conveyance shall  
25 be borne by the ~~grantees~~ GRANTEE. <—

26       Section 8. This act shall take effect immediately.