

COMMONWEALTH OF PENNSYLVANIA
Legislative Journal

MONDAY, JUNE 28, 2010

SESSION OF 2010 194TH OF THE GENERAL ASSEMBLY

No. 41

SENATE

MONDAY, June 28, 2010

The Senate met at 1 p.m., Eastern Daylight Saving Time.

The PRESIDENT (Lieutenant Governor Joseph B. Scarnati III) in the Chair.

PRAYER

The Chaplain, Monsignor LARRY KINIRY, of The Bishop Connare Center, Greensburg, offered the following prayer:

Let us pray.

Lord God, as a priest, I am a man taken from among men to do the things that pertain to God. Today, I am called to offer prayer for this august Assembly of men and women elected by their constituents to serve in the hall of the Senate for the Commonwealth of Pennsylvania. I pray that they, like all of us, who are only human and have our own faults and shortcomings, will be empowered with Your presence and gifted with Your wisdom as they proceed with the challenges that lie before them these days, these challenges being to make decisions and to solve problems that will best serve the common good of the people of this State. May they do so with the deepest sense of justice, honesty, and charity that their consciences call them to discern.

In a dream, You told King Solomon of old that he could have anything he wished for. And Solomon prayed, I am a mere youth, not knowing how to act. I serve You in the midst of the people You have chosen, a people so vast that it cannot be numbered or counted. Give Your servant, therefore, an understanding heart to judge Your people and to distinguish right from wrong. And You, O Lord, were pleased with the request that Solomon made and said, because you have asked for this and not for a long life for yourself or power or riches, not for the life of your enemies, but for an understanding heart so that you may know what is right, I will honor your request and even more, and there will be no equal to you.

O, Lord God, I pray for these men and women. Fill their hearts with that same wisdom You gave to Solomon. Give them understanding hearts, that they may always know what is right in Your sight to best serve the people who entrust them with the well-being of their lives. Bless all of the people of the world, whatever their faith or beliefs may be, and may they, too, have leaders with understanding hearts who will seek only what is just and true in Your sight and bring Your justice, Your truth, and Your love to all the world. Amen.

The PRESIDENT. The Chair thanks Monsignor Kiniry, who is the guest today of Senator Don White.

PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was recited by those assembled.)

COMMUNICATIONS FROM THE GOVERNOR

NOMINATIONS REFERRED TO COMMITTEE

The PRESIDENT laid before the Senate the following communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows and referred to the Committee on Rules and Executive Nominations:

**MEMBER OF THE PENNSYLVANIA
COUNCIL ON AGING**

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, William K. Ryan, 1729 Ritter Avenue, Bristol 19007, Bucks County, Sixth Senatorial District, for reappointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2011, and until his successor is appointed and qualified.

EDWARD G. RENDELL
Governor

**MEMBER OF THE PENNSYLVANIA
COUNCIL ON AGING**

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Diane Slifer, 282 Coach Light Terrace, Huntingdon Valley 19006, Montgomery County, Twelfth Senatorial District, for appointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2012, and until her successor is appointed and qualified, vice Martin Berger, Ardmore, deceased.

EDWARD G. RENDELL
Governor

**RECALL COMMUNICATIONS
REFERRED TO COMMITTEE**

The PRESIDENT laid before the Senate the following communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows and referred to the Committee on Rules and Executive Nominations:

MEMBER OF THE PENNSYLVANIA
COUNCIL ON AGING

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 24, 2010, for the appointment of Amy K. Kokos, 22 Woodview Drive, Mount Holly Springs 17065, Cumberland County, Thirty-first Senatorial District, as a member of the Pennsylvania Council on Aging, to serve until October 8, 2010, and until her successor is appointed and qualified, vice Mary Erwine, Shavertown, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

MEMBER OF THE PENNSYLVANIA
COUNCIL ON AGING

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 22, 2010, for the appointment of Stephanie Moore, R.R. 2, Box 397, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as a member of the Pennsylvania Council on Aging, to serve until October 8, 2010, and until her successor is appointed and qualified, vice Carol Kay, Hazelton, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

MEMBER OF THE PENNSYLVANIA
COUNCIL ON AGING

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 7, 2010, for the reappointment of William K. Ryan, 1729 Ritter Avenue, Bristol 19007, Bucks County, Sixth Senatorial District, as a member of the Pennsylvania Council on Aging, to serve until October 8, 2011, and until his successor is appointed and qualified.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

MEMBER OF THE PENNSYLVANIA
COUNCIL ON AGING

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 7, 2010, for the appointment of Diane Slifer, 282 Coach Light Terrace, Huntingdon Valley 19006, Montgomery County, Twelfth Senatorial District, as a member of the Pennsylvania Council on Aging, to serve until October 8, 2012, and until her successor is appointed and qualified, vice Martin Berger, Ardmore, deceased.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

MEMBER OF THE APPALACHIAN STATES LOW-LEVEL
RADIOACTIVE WASTE COMMISSION

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 6, 2010, for the appointment of Amy K. Kokos (Voting Member), 22 Woodview Drive, Mount Holly Springs 17065, Cumberland County, Thirty-first Senatorial District, as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice The Honorable Calvin B. Johnson, Harrisburg, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

MEMBER OF THE APPALACHIAN STATES LOW-LEVEL
RADIOACTIVE WASTE COMMISSION

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 6, 2010, for the appointment of Stephanie Moore (Voting Member), R.R. 2, Box 397, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice The Honorable Dennis Yablonsky, Harrisburg, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

MEMBER OF THE BOARD OF TRUSTEES OF
THE DANVILLE STATE HOSPITAL

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 3, 2010, for the appointment of Amy K. Kokos, 22 Woodview Drive, Mount Holly Springs 17065, Cumberland County, Thirty-first Senatorial District, as a member of the Board of Trustees of the Danville State

Hospital, to serve until the third Tuesday of January 2015, and until her successor is appointed and qualified, vice Leonard P. Majikas, ACSW, Ph.D., Bloomsburg, deceased.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

MEMBER OF THE STATE HARNESS
RACING COMMISSION

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 22, 2010, for the appointment of Stephanie Moore, R.R. 2, Box 397, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as a member of the State Harness Racing Commission, to serve for a term of three years and until her successor is appointed and qualified, vice Arthur Manuel, Peckville, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

JUDGE, COURT OF COMMON PLEAS,
BUCKS COUNTY

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 14, 2010, for the appointment of Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, as Judge, Court of Common Pleas, Bucks County, to serve until the first Monday of January 2012, vice The Honorable David W. Heckler, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

JUDGE, COURT OF COMMON PLEAS,
DELAWARE COUNTY

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 3, 2010, for the appointment of Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, as Judge, Court of Common Pleas, Delaware County, to serve until the first Monday of January 2012, vice The Honorable Kenneth A. Clouse, deceased.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

JUDGE, COURT OF COMMON PLEAS,
DELAWARE COUNTY

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 3, 2010, for the appointment of Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, as Judge, Court of Common Pleas, Delaware County, to serve until the first Monday of January 2012, vice The Honorable Robert C. Wright, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

JUDGE, COURT OF COMMON PLEAS,
YORK COUNTY

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 1, 2010, for the appointment of Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, as Judge, Court of Common Pleas, York County, to serve until the first Monday of January 2012, vice The Honorable Michael J. Brillhart, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

MEMBER OF THE STATE BOARD OF PODIATRY

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 17, 2010, for the appointment of Stephanie Moore, R.R. 2, Box 397, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as a member of the State Board of Podiatry, to serve for a term of four years or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Steven J. Collina, M.D., Aston, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

PROTHONOTARY AND CLERK OF COURTS,
VENANGO COUNTY

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 15, 2010, for the appointment of Amy K. Kokos, 22 Woodview Drive, Mount Holly Springs 17065, Cumberland County, Thirty-first Senatorial District, as Prothonotary and Clerk of Courts, in and for the County of Venango, to serve until the first Monday of January 2012, vice The Honorable Peggy L. Miller, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

PROTHONOTARY, CLERK OF COURTS &
CLERKS OF ORPHANS' COURT,
WYOMING COUNTY

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 28, 2010, for the appointment of Erin M. Smith, 440 Plaza Drive, Palmyra 17078, Lebanon County, Forty-eighth Senatorial District, Prothonotary, Clerk of Courts & Clerks of Orphans' Court, Wyoming County, in and for the County of Wyoming, to serve until the first Monday of January 2012, vice Paulette A. Burnside, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

MEMBER OF THE PENNSYLVANIA
PUBLIC TELEVISION NETWORK COMMISSION

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 17, 2010, for the appointment of Amy K. Kokos, 22 Woodview Drive, Mount Holly Springs 17065, Cumberland County, Thirty-first Senatorial District, as a member of the Pennsylvania Public Television Network Commission, to serve until August 17, 2015, or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Jacqueline Goodwin, Harrisburg, whose term expired.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

SHERIFF, BRADFORD COUNTY

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 14, 2010, for the appointment of Stephanie Moore, R.R. 2, Box 397, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as Sheriff, in and for the County of Bradford, to serve until the first Monday of January 2012, vice The Honorable Steven A. Evans, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

SHERIFF, MONTGOMERY COUNTY

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 11, 2010, for the appointment of Amy K. Kokos, 22 Woodview Drive, Mount Holly Springs 17065, Cumberland County, Thirty-first Senatorial District, as Sheriff, in and for the County of Montgomery, to serve until the first Monday of January 2012, vice The Honorable John P. Durante, deceased.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

MAGISTERIAL DISTRICT JUDGE

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 14, 2010, for the appointment of Stephanie Moore, R.R. 2, Box 397, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as Magisterial District Judge, in and for the County of Cumberland, Magisterial District 09-1-02, to serve until the first Monday of January 2012, vice The Honorable Robert V. Manlove, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

MAGISTERIAL DISTRICT JUDGE

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 1, 2010, for the appointment of Amy K. Kokos, 22 Woodview Drive, Mount Holly Springs 17065, Cumberland County, Thirty-first Senatorial District, as Magisterial District Judge, in and for the County of Lebanon, Magisterial District 52-3-05, to serve until the first Monday of January 2012, vice The Honorable Lee R. Lehman, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

MAGISTERIAL DISTRICT JUDGE

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 22, 2010, for the appointment of Amy K. Kokos, 22 Woodview Drive, Mount Holly Springs 17065, Cumberland County, Thirty-first Senatorial District, as Magisterial District Judge, in and for the County of Lehigh, Magisterial District 31-1-04, to serve until the first Monday of January 2012, vice The Honorable David G. Leh, Jr., deceased.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

MAGISTERIAL DISTRICT JUDGE

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 1, 2010, for the appointment of Stephanie Moore, R.R. 2, Box 397, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as Magisterial District Judge, in and for the County of Luzerne, Magisterial District 11-1-01, to serve until the first Monday of January 2012, vice The Honorable Bill Amesbury, elected to Court of Common Pleas.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

MAGISTERIAL DISTRICT JUDGE

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 3, 2010, for the appointment of Amy K. Kokos, 22 Woodview Drive, Mount Holly Springs 17065, Cumberland County, Thirty-first Senatorial District, as Magisterial District Judge, in and for the County of McKean, Magisterial District 48-3-04, to serve until the first Monday of January 2012, vice The Honorable Michael J. Kennedy, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

MAGISTERIAL DISTRICT JUDGE

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated

April 1, 2010, for the appointment of Amy K. Kokos, 22 Woodview Drive, Mount Holly Springs 17065, Cumberland County, Thirty-first Senatorial District, as Magisterial District Judge, in and for the County of Northampton, Magisterial District 03-2-12, to serve until the first Monday of January 2012, vice The Honorable Michael J. Koury, Jr., resigned.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

MAGISTERIAL DISTRICT JUDGE

June 25, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 1, 2010, for the appointment of Stephanie Moore, R.R. 2, Box 397, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as Magisterial District Judge, in and for the Counties of Wyoming/Sullivan, Magisterial District 44-3-01, to serve until the first Monday of January 2012, vice The Honorable Russell D. Shurtleff, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

CORRECTIONS TO NOMINATIONS
REFERRED TO COMMITTEE

The PRESIDENT laid before the Senate the following communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows and referred to the Committee on Rules and Executive Nominations:

MEMBER OF THE STATE BOARD
OF AUCTIONEER EXAMINERS

June 28, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

Please note the nomination dated June 7, 2010, for the reappointment of Sherman E. Hostetter, Jr., 254 4th Street, Beaver 15009, Beaver County, Forty-seventh Senatorial District, as a member of the State Board of Auctioneer Examiners, to serve for a term of three years and until his successor is appointed and qualified, but not longer than six months beyond that period, should be corrected to read:

Sherman E. Hostetter, Jr., 107 Wheatfield Drive, Beaver 15009, Beaver County, Forty-seventh Senatorial District, for reappointment as a member of the State Board of Auctioneer Examiners, to serve for a term of three years and until his successor is appointed and qualified, but not longer than six months beyond that period.

EDWARD G. RENDELL
Governor

MEMBER OF THE PENNSYLVANIA
FISH AND BOAT COMMISSION

June 28, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

Please note the nomination dated June 22, 2010, for the appointment Norman R. Gavlick, MBA, CPRW (District 7), 388 N. Maple Avenue, Kingston 18704, Luzerne County, Twentieth Senatorial District, as a member of the Pennsylvania Fish and Boat Commission, to serve for a term of eight years or until his successor is appointed and qualified, but not longer than six months beyond that period, should be corrected to read:

Norman R. Gavlick, MBA, CPRW (District 7), 388 N. Maple Avenue, Kingston 18704, Luzerne County, Twentieth Senatorial District, for reappointment as a member of the Pennsylvania Fish and Boat Commission, to serve for a term of eight years or until his successor is appointed and qualified, but not longer than six months beyond that period.

EDWARD G. RENDELL
Governor

MEMBER OF THE STATE BOARD
OF OSTEOPATHIC MEDICINE

June 28, 2010

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

Please note the nomination dated March 30, 2010, for the appointment of Burton T. Mark, D.O., 25 Stone Ridge Road, Thornton 19373, Delaware County, Twenty-sixth Senatorial District, as a member of the State Board of Osteopathic Medicine, to serve until June 26, 2010, or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Dr. Charles P. Fasano, Mifflinburg, deceased, should be corrected to read:

Burton T. Mark, D.O., 25 Stone Ridge Road, Thornton 19373, Delaware County, Twenty-sixth Senatorial District, for appointment as a member of the State Board of Osteopathic Medicine, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Dr. Charles P. Fasano, Mifflinburg, deceased.

EDWARD G. RENDELL
Governor

HOUSE MESSAGES

HOUSE CONCURS IN SENATE AMENDMENTS
TO HOUSE BILLS

The Clerk of the House of Representatives informed the Senate that the House has concurred in amendments made by the Senate to **HB 666** and **HB 687**.

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives presented to the Senate the following bills for concurrence, which were referred to the committees indicated:

June 24, 2010

HB 704 -- Committee on Education.
HB 2375 -- Committee on Transportation.

June 28, 2010

HB 1171 -- Committee on Environmental Resources and Energy.
HB 1594 -- Committee on State Government.
HB 2234 -- Committee on Urban Affairs and Housing.

HOUSE RESOLUTION FOR CONCURRENCE

The Clerk of the House of Representatives presented to the Senate the following resolution for concurrence, which was referred to the committee indicated:

June 28, 2010

HR 797 -- Committee on State Government.

BILLS INTRODUCED AND REFERRED

The PRESIDENT laid before the Senate the following Senate Bills numbered, entitled, and referred as follows, which were read by the Clerk:

June 24, 2010

Senators LEACH, FONTANA, ERICKSON, O'PAKE, FERLO, DINNIMAN, BOSCOLA, GREENLEAF, RAFFERTY, HUGHES, WASHINGTON, STACK, BROWNE and COSTA presented to the Chair **SB 1420**, entitled:

An Act providing for a moratorium on leasing State forest lands for the purposes of natural gas exploration, drilling or production; imposing duties on the Department of Conservation and Natural Resources; and providing for report contents and for Legislative Budget and Finance Committee study.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, June 24, 2010.

Senators WOZNIAK, COSTA, RAFFERTY, MELLOW, FONTANA, WASHINGTON, WARD, BAKER, ALLOWAY, O'PAKE, BROWNE, FOLMER, FARNESE, YAW, VOGEL, D. WHITE, LOGAN, TARTAGLIONE, ORIE and BOSCOLA presented to the Chair **SB 1421**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the offense of failure to comply with registration of sexual offenders requirements.

Which was committed to the Committee on JUDICIARY, June 24, 2010.

Senators D. WHITE, MUSTO, ARGALL, RAFFERTY, BAKER, O'PAKE, FARNESE, WAUGH, M. WHITE, ALLOWAY, BRUBAKER, MENSCH, WASHINGTON, SCARNATI, BOSCOLA and WOZNIAK presented to the Chair **SB 1422**, entitled:

An Act amending the act of March 1, 1988 (P.L.82, No.16), known as the Pennsylvania Infrastructure Investment Authority Act, further providing for definitions and for financial assistance.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, June 24, 2010.

Senator D. WHITE presented to the Chair **SB 1423**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, requiring first aid instruction.

Which was committed to the Committee on EDUCATION, June 24, 2010.

Senators MENSCH, WARD, WASHINGTON, TARTAGLIONE, ERICKSON, RAFFERTY, O'PAKE, ALLOWAY, GREENLEAF, COSTA, WAUGH, HUGHES and TOMLINSON presented to the Chair **SB 1424**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for an income tax checkoff to provide funding for the Children's Trust Fund.

Which was committed to the Committee on FINANCE, June 24, 2010.

Senators D. WHITE, BRUBAKER and ROBBINS presented to the Chair **SB 1425**, entitled:

An Act amending the act of October 17, 2008 (P.L.1645, No.132), known as the Home Improvement Consumer Protection Act, further providing for registration procedure.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, June 24, 2010.

Senator HUGHES presented to the Chair **SB 1426**, entitled:

An Act authorizing the Department of General Services, with the approval of the Governor, to grant and convey to the Philadelphia Authority for Industrial Development, certain lands situate in the 38th Ward of the City of Philadelphia, Philadelphia County.

Which was committed to the Committee on STATE GOVERNMENT, June 24, 2010.

June 28, 2010

Senators BAKER, FARNESE, ROBBINS, MENSCH, PIPPY, ALLOWAY, BROWNE, COSTA, FERLO, MELLOW, O'PAKE, RAFFERTY, WARD, D. WHITE, YAW, TOMLINSON and BOSCOLA presented to the Chair **SB 1393**, entitled:

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, further providing for compilation of war records and the director of veterans affairs.

Which was committed to the Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, June 28, 2010.

Senators STOUT, FONTANA, MUSTO, ERICKSON, O'PAKE, COSTA, WASHINGTON, FARNESE, EARLL and FERLO presented to the Chair **SB 1413**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for suspension of operating privileges for certain underage gambling.

Which was committed to the Committee on TRANSPORTATION, June 28, 2010.

Senators BAKER, ARGALL, GORDNER, MUSTO, RAFFERTY, SMUCKER and WAUGH presented to the Chair **SB 1427**, entitled:

An Act amending the act of November 24, 1998 (P.L.882, No.111), known as the Crime Victims Act, establishing the Special Juvenile Victim Compensation Fund; and further providing for costs.

Which was committed to the Committee on JUDICIARY, June 28, 2010.

Senators BRUBAKER, WAUGH, FOLMER, ARGALL, ORIE, PIPPY, ALLOWAY, D. WHITE and TOMLINSON presented to the Chair **SB 1428**, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, further providing for travel expenses of administrative officials and personnel.

Which was committed to the Committee on STATE GOVERNMENT, June 28, 2010.

Senators EICHELBERGER, MUSTO, M. WHITE, WOZNAK, MENSCH, PICCOLA, FOLMER, ALLOWAY, WARD, D. WHITE, EARLL, WAUGH, BRUBAKER, ARGALL and BOSCOLA presented to the Chair **SB 1429**, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for consolidations and mergers.

Which was committed to the Committee on LOCAL GOVERNMENT, June 28, 2010.

Senators BROWNE, PILEGGI, SCARNATI and CORMAN presented to the Chair **SB 1430**, entitled:

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in the Treasury Department, further providing for investment.

Which was committed to the Committee on FINANCE, June 28, 2010.

RESOLUTIONS INTRODUCED AND REFERRED

The PRESIDENT laid before the Senate the following Senate Resolutions numbered, entitled, and referred as follows, which were read by the Clerk:

June 24, 2010

Senators DINNIMAN, ALLOWAY, BAKER, BRUBAKER, EICHELBERGER, FARNESE, FOLMER, GORDNER, GREENLEAF, SMUCKER, VOGEL and MENSCH presented to the Chair **SR 364**, entitled:

A Resolution amending the Financial Operating Rules of the Senate, further providing for Meals and Lodging.

Which was committed to the Committee on RULES AND EXECUTIVE NOMINATIONS, June 24, 2010.

June 28, 2010

Senators CORMAN, SCARNATI, RAFFERTY, M. WHITE, ERICKSON, ARGALL, MUSTO, ALLOWAY, McILHINNEY, TARTAGLIONE, WARD, DINNIMAN, EARLL, FERLO and D. WHITE presented to the Chair **SR 363**, entitled:

A Resolution directing the Legislative Budget and Finance Committee to conduct a study on the feasibility and effectiveness of converting the Southeastern Pennsylvania Transportation Authority bus system to natural gas fuel.

Which was committed to the Committee on TRANSPORTATION, June 28, 2010.

Senators BRUBAKER, WAUGH, FOLMER, ARGALL, ORIE, PIPPY, ALLOWAY, D. WHITE and TOMLINSON presented to the Chair **SR 368**, entitled:

A Resolution directing the Committee on Management Operations of the Senate to undertake a study and analysis of mileage reimbursement for privately owned vehicles for State travel in the Senate and to implement a least-cost travel policy for State vehicle travel when traveling for Senate business.

Which was committed to the Committee on RULES AND EXECUTIVE NOMINATIONS, June 28, 2010.

APPOINTMENT BY THE PRESIDENT PRO TEMPORE

The PRESIDENT. The Chair wishes to announce the President pro tempore has made the following appointment:

The Honorable Robert T. Regola III as a member of the State Transportation Advisory Committee.

BILLS SIGNED

The PRESIDENT (Lieutenant Governor Joseph B. Scarnati III) in the presence of the Senate signed the following bills:

HB 666, HB 687 and HB 2253.

LEGISLATIVE LEAVE

The PRESIDENT. The Chair recognizes the gentleman from Delaware, Senator Pileggi.

Senator PILEGGI. Mr. President, I request a legislative leave for Senator Tomlinson.

The PRESIDENT. Senator Pileggi requests a legislative leave for Senator Tomlinson. Without objection, the leave will be granted.

LEAVES OF ABSENCE

Senator MELLOW asked and obtained leaves of absence for Senator FERLO and Senator HUGHES, for today's Session, for personal reasons.

**SPECIAL ORDER OF BUSINESS
JOURNAL APPROVED**

The PRESIDENT. The Journal of the Session of May 24, 2010, is now in print.

The Clerk proceeded to read the Journal of the Session of May 24, 2010.

Senator PILEGGI. Mr. President, I move that further reading of the Journal be dispensed with and that the Journal be approved.

On the question,
Will the Senate agree to the motion?

The yeas and nays were required by Senator PILEGGI and were as follows, viz:

YEA-48

| | | | |
|--------------|------------|----------|----------------|
| Alloway | Farnese | Musto | Tartaglione |
| Argall | Folmer | O'Pake | Tomlinson |
| Baker | Fontana | Orie | Vance |
| Boscola | Gordner | Piccola | Vogel |
| Browne | Greenleaf | Pileggi | Ward |
| Brubaker | Kasunic | Pippy | Washington |
| Corman | Kitchen | Rafferty | Waugh |
| Costa | Leach | Robbins | White, Donald |
| Dinniman | Logan | Scarnati | White, Mary Jo |
| Earl | McIlhinney | Smucker | Williams |
| Eichelberger | Mellow | Stack | Wozniak |
| Erickson | Mensch | Stout | Yaw |

NAY-0

A majority of the Senators having voted "aye," the question was determined in the affirmative.

The PRESIDENT. The Journal is approved.

**SPECIAL ORDER OF BUSINESS
GUESTS OF SENATOR JAKE CORMAN
PRESENTED TO THE SENATE**

The PRESIDENT. The Chair recognizes the gentleman from Centre, Senator Corman.

Senator CORMAN. Mr. President, this is as close as I will ever get to a championship trophy, but I wanted to bring it to the floor of the Senate today to honor a high school team from my senatorial district. Although we normally do this quite a bit, this one is a little special for me today. The Bellefonte Area High School Girls' Softball Team not only was able to achieve greatness by winning the Class AAA State championship in a very dramatic fashion, but they also made a little history at the same time, as this is the first team in the history of Bellefonte Area High School of any sport, men or women, to be able to achieve a State championship. We have had many individual championships in individual sports, but we have never been able to achieve a team championship.

This girls' team won a dramatic game--they had a lot of dramatic games--we call them the Cardiac Kids in Bellefonte. In the State championship game, we were this close to having Senator Yaw here celebrating a Jersey Shore State title, but fortunately, Bellefonte rallied in the last inning of the State title game and made history, achieving the first State title of any sport in Bellefonte history. So I am going to put this trophy aside for a second, because I do not want it to fall.

We have members of the girls' team here: Head Coach Gregg Kohlepp; Assistant Coaches Nicole Naugle, Shawn Barbrow, Greg Tressler, and Chris Stathes; along with the players, Jessica Walizer, Erica DeVinney, Christina Stathes, Alexandra Stathes, Ashley Bowes, Raychel DeArmitt, Kissy Thal, Chrissy Tressler, Erica Pooler, Jessica Gmerek, Hannah Cooper, Meranda Poorman, Brittany Smith, Jillian Musser, Emily Dauberman, Heidi Fetterolf, and Danielle Gomola.

Mr. President, as an alumnus of Bellefonte Area High School, as someone who has lived in Bellefonte his entire life, and as someone who is raising three children in the school system, I ask that the Senate recognize this great achievement for our community. The girls are here in the audience, and I ask the Senate to give them its usual warm welcome and congratulations on their great season.

The PRESIDENT. Would the guests of Senator Corman please rise to be welcomed by the Senate.

(Applause.)

**GUESTS OF SENATOR JEFFREY E. PICCOLA
PRESENTED TO THE SENATE**

The PRESIDENT. The Chair recognizes the gentleman from Dauphin, Senator Piccola.

Senator PICCOLA. Mr. President, I have a very distinct honor today in recognizing one of Pennsylvania's finest members of our law enforcement community and also a personal friend, Chief Rob Martin, who is the chief of police of my township, Susquehanna Township, right here in Dauphin County. He is here today because he has been named as the Northeast Regional Law Enforcement Officer of the Year by the National Headquarters of the American Legion.

Chief Martin is a graduate of the Valley Forge Military College, where he was a platoon sergeant and received the Colonel Merrow Sorley Medal. He also graduated from Elizabethtown College and the Pennsylvania State Police Academy. Chief Martin began his career in law enforcement in a small township police department in Lebanon County and joined the Susquehanna Township Police Department as a patrol officer in 1988. He was promoted to sergeant in 1996 and became the chief of police in Susquehanna Township in 1998. He has been dedicated to continuing his training and has attended a number of continuing education and training programs throughout his career. In addition, he has collaborated with me and other law enforcement officials here in Dauphin County on a number of important endeavors, not the least of which are some needed changes to the Pennsylvania Safe Schools Act.

Chief Martin is accompanied today by Gary Myers, the township manager, and Jeff Vargo, the deputy chief of police of Susquehanna Township. I cannot think of a finer individual being worthy of this distinction by the American Legion. I congratulate Chief Martin on his well-earned recognition, and I ask the Senate to please join me in offering best wishes for a continued rewarding future for Chief Rob Martin.

Thank you, Mr. President.

The PRESIDENT. Would the guests of Senator Piccola please rise to be welcomed by the Senate.

(Applause.)

GUESTS OF SENATOR RICHARD L. ALLOWAY PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from Franklin, Senator Alloway.

Senator ALLOWAY. Mr. President, I rise today to welcome a young man in the gallery by the name of Ben Barrows from Chambersburg, one of my constituents and a close family friend. Ben is here today shadowing me in my senatorial duties for the day, so he is getting quite the experience. Along with him is his mother, Denise, who is an accountant, a CPA, and a longtime friend, and I would like to welcome them.

The PRESIDENT. Would the guests of Senator Alloway please rise to be welcomed by the Senate.

(Applause.)

SPECIAL ORDER OF BUSINESS ANNOUNCEMENT BY THE SECRETARY

The SECRETARY. Consent has been given for the Committee on Finance to meet off the floor during today's Session to consider Senate Bill No. 1430.

RECESS

The PRESIDENT. The Chair recognizes the gentleman from York, Senator Waugh.

Senator WAUGH. Mr. President, at this time, I request a recess of the Senate for the purpose of a Republican caucus. We will caucus immediately, which should take about an hour.

The PRESIDENT. The Chair recognizes the gentleman from Berks, Senator O'Pake.

Senator O'PAKE. Mr. President, I ask the Democratic Senators to report to our caucus room immediately.

The PRESIDENT. For purposes of Republican and Democratic caucuses to be held immediately, without objection, the Senate stands in recess.

AFTER RECESS

The PRESIDENT. The time of recess having expired, the Senate will come to order.

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. Senator Tomlinson has returned, and his legislative leave is cancelled.

CALENDAR

THIRD CONSIDERATION CALENDAR

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 9 (Pr. No. 3939) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 2, 1984 (P.L.561, No.112), known as the Pennsylvania Conservation Corps Act, further providing for expiration.

Considered the third time and agreed to,
And the amendments made thereto having been printed as required by the Constitution,

On the question,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEA-46

| | | | |
|----------|------------|-------------|----------------|
| Alloway | Fontana | Orie | Vance |
| Argall | Gordner | Piccola | Vogel |
| Baker | Greenleaf | Pileggi | Ward |
| Boscola | Kasunic | Pippy | Washington |
| Browne | Kitchen | Rafferty | Waugh |
| Brubaker | Leach | Robbins | White, Donald |
| Corman | Logan | Scarnati | White, Mary Jo |
| Costa | McIlhinney | Smucker | Williams |
| Dinniman | Mellow | Stack | Wozniak |
| Earl | Mensch | Stout | Yaw |
| Erickson | Musto | Tartaglione | |
| Farnese | O'Pake | Tomlinson | |

NAY-2

| | |
|--------------|--------|
| Eichelberger | Folmer |
|--------------|--------|

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILL OVER IN ORDER

HB 115 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL AMENDED

SB 460 (Pr. No. 2026) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for the regulation of indoor tanning facilities and for penalties.

On the question,

Will the Senate agree to the bill on third consideration?

Senator BROWNE offered the following amendment No. A7979:

Amend Bill, page 5, line 1, by inserting after "involving":
an immediate threat to

Amend Bill, page 5, line 1, by inserting after "safety":
under section 10(c)

Amend Bill, page 5, line 11, by striking out "and before the license is granted"

Amend Bill, page 5, line 15, by striking out "construction and"

Amend Bill, page 10, line 22, by striking out ", biological effects"

Amend Bill, page 10, line 26, by striking out "and"

Amend Bill, page 11, line 14, by striking out "OR USES"

Amend Bill, page 11, line 17, by striking out "CIVIL PENALTIES" and inserting:

a civil penalty

Amend Bill, page 11, line 18, by inserting after "VIOLATION,":
up to

Amend Bill, page 11, line 18, by inserting after "AND":
up to

On the question,

Will the Senate agree to the amendment?

It was agreed to.

Without objection, the bill, as amended, was passed over in its order at the request of Senator PILEGGI.

BILL OVER IN ORDER

HB 1300 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL OVER IN ORDER TEMPORARILY

SB 1334 -- Without objection, the bill was passed over in its order temporarily at the request of Senator PILEGGI.

BILLS OVER IN ORDER

HB 1609 and **HB 2070** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL AMENDED

HB 2275 (Pr. No. 3257) -- The Senate proceeded to consideration of the bill, entitled:

An Act Authorizing the Department of Conservation and Natural Resources, with the approval of the Governor, to grant and convey to the Canaan Bible Chapel certain lands situate in South Canaan Township, Wayne County, in exchange for certain property in South Canaan Township, Wayne County, to be conveyed by the Canaan Bible Chapel to the Commonwealth of Pennsylvania.

On the question,

Will the Senate agree to the bill on third consideration?

CORMAN AMENDMENT A8021

Senator CORMAN offered the following amendment No. A8021:

Amend Bill, page 1, line 1, by inserting after "Authorizing":
the Department of General Services, with the approval of the Governor, to grant and convey to The Pennsylvania State University, certain lands situate in Benner Township, Centre County; authorizing the Department of General Services, with the approval of the Governor, to grant and convey to Benner Township, certain lands situate in Benner Township, Centre County; authorizing the Department of General Services, with the approval of the Governor, to grant and convey to the Pennsylvania Fish and Boat Commission, certain lands situate in Benner Township, Centre County; authorizing the Department of General Services, with the approval of the Governor, to grant and convey to the Pennsylvania Game Commission, certain lands situate in Benner Township, Centre County; and authorizing

Amend Bill, page 1, by inserting between lines 9 and 10:

Section 1. Conveyance to The Pennsylvania State University in Benner Township, Centre County, Pennsylvania.

(a) Authorization.--The Department of General Services, with the approval of the Governor, is hereby authorized on behalf of the Commonwealth of Pennsylvania to grant and convey to The Pennsylvania State University certain land and improvements situate in Benner Township, Centre County for \$407,570 and under terms and conditions to be established in an agreement of sale.

(b) Description.--The property to be conveyed pursuant to subsection (a) consists of three parcels totaling 451.8505-acres and improvements thereon bounded and more particularly described as follows:

PARCEL PSU A

Beginning at a point in the northern right-of-way line for limited access of SR6026, Section C03 at the common southwestern corner of "Parcel Benner B", said point having coordinates referenced to the Pennsylvania State Plane Coordinate System North Zone, North American Datum of 1983 of Northing 248832.3303 and Easting 1951111.9239;

Thence along the northern right-of-way line for limited access of SR6026, Section C03 the following nine (9) courses:

1. S 80-25-53 W a distance of 44.81 feet to a point; Thence
2. S 09-59-00 E a distance of 392.39 feet to a point; Thence
3. S 12-29-48 E a distance of 120.79 feet to a point; Thence
4. S 09-14-07 E a distance of 342.03 feet to a point; Thence
5. S 17-53-41 E a distance of 116.55 feet to a point; Thence
6. S 61-44-18 W a distance of 786.25 feet to a point; Thence
7. S 60-51-43 W a distance of 550.97 feet to a point; Thence
8. S 66-00-49 W a distance of 415.98 feet to a point; Thence
9. along a curve to the right having a radius of 2670.79, central angle of 03° 36' 12", chord bearing and distance of S 68-18-02 W a distance of 167.93 feet, an arc distance of 167.97 feet to a point; Thence along lands now or formerly of the University Area Joint Authority N 39-24-26 W a distance of 105.63 feet to a point; Thence along lands now or formerly of Betty H. Delafield the following two (2) courses:

1. N 51-04-20 E a distance of 1057.37 feet to a point; Thence
2. N 38-46-35 W a distance of 1304.38 feet to a point; Thence along "Parcel PGC B" the following (2) courses:

1. N 66-39-59 E a distance of 1233.16 feet to a point; Thence
2. N 80-24-34 E a distance of 421.46 feet to a point; Thence along "Parcel Benner B" S 09-35-26 E a distance of 496.39 feet to the point of beginning.

Containing 2,159,073 square feet or 49.5655 acres of land, gross area, be the same more or less.

PARCEL PSU B

Beginning at a point in the northern right-of-way line of SR6026 Section C03 at the common southern corner of "Parcel PGC C" and the southeastern corner of the herein described parcel, said point having coordinates referenced to the Pennsylvania State Plane Coordinate System North Zone, North American Datum of 1983 of Northing 252516.7408 Easting 1956711.7022;

Thence along the northern right-of-way line of SR6026 Section C03 the following fourteen (14) courses:

1. S 60-20-57 W a distance of 219.32 feet to a point; Thence
2. S 37-12-08 W a distance of 573.89 feet to a point; Thence
3. S 11-11-54 W a distance of 336.11 feet to a point; Thence
4. along a curve to the right having a radius of 7469.44, central angle of 05° 13' 30", chord bearing and distance of S 45-18-46 W a distance of 680.92 feet, an arc distance of 681.16 feet to a point; Thence
5. S 47-56-16 W a distance of 3.26 feet to a point; Thence
6. S 47-56-16 W a distance of 385.01 feet to a point; Thence
7. S 45-16-56 W a distance of 488.54 feet to a point; Thence
8. S 50-54-04 W a distance of 700.00 feet to a point; Thence
9. S 89-33-39 W a distance of 256.12 feet to a point; Thence
10. S 53-45-48 W a distance of 400.50 feet to a point; Thence
11. S 48-59-31 W a distance of 600.33 feet to a point; Thence
12. S 60-40-07 W a distance of 359.56 feet to a point; Thence
13. S 17-28-34 W a distance of 299.54 feet to a point;
14. S 64-43-13 W a distance of 154.94 feet to a point; Thence

along "Parcel PGC C" the following fifteen (15) courses:

1. N 21-32-16 W a distance of 1900.70 feet to a point; Thence
2. N 56-46-15 E a distance of 16.95 feet to a point; Thence
3. N 88-14-59 E a distance of 118.07 feet to a point; Thence
4. N 73-19-05 E a distance of 152.99 feet to a point; Thence
5. N 71-00-34 E a distance of 191.00 feet to a point; Thence
6. N 18-59-26 W a distance of 148.64 feet to a point; Thence
7. N 39-46-23 E a distance of 856.72 feet to a point; Thence
8. N 58-37-42 E a distance of 391.11 feet to a point; Thence
9. N 36-50-33 E a distance of 467.02 feet to a point; Thence
10. N 40-51-08 W a distance of 393.70 feet to a point; Thence
11. N 24-18-10 E a distance of 302.73 feet to a point; Thence
12. N 64-36-24 E a distance of 1678.24 feet to a point; Thence
13. N 83-40-05 E a distance of 488.71 feet to a point; Thence
14. N 63-00-59 E a distance of 200.82 feet to a point; Thence
15. S 36-08-01 E a distance of 1464.52 feet to the point of beginning.

Containing 9,714,928 square feet or 223.0241 acres of land, gross area, be the same more or less.

PARCEL PSU C

Beginning at a point in the western right-of-way line of Paradise Road, SR3004, at the southeastern corner of lands now or formerly of Harry J. Foulkrod & Sandra B. Foulkrod, said point having coordinates referenced to the Pennsylvania State Plane Coordinate System North Zone, North American Datum of 1983 of Northing 259837.0514 and Easting 1959686.5940;

Thence along the western right-of-way line of Paradise Road, SR3004 S 19-28-14 E a distance of 313.43 feet to a point;

Thence along lands now or formerly of the Counties of Centre, Clearfield, Clinton, Huntingdon and Mifflin, Centre County Deed Book 397, Page 516 the following three (3) courses:

1. S 34-06-51 W a distance of 504.08 feet to a point; Thence
2. S 55-53-09 E a distance of 430.00 feet to a point; Thence
3. N 34-06-51 E a distance of 382.81 feet to a point;

Thence along the western right-of-way line of Paradise Road, SR3004 the following two (2) courses:

1. along a curve to the left having a radius of 616.50, central angle of 11° 55' 06", chord bearing and distance of S 67-20-05 E a distance of 128.01 feet, an arc distance of 128.24 feet to a point; Thence
2. S 73-17-38 E a distance of 42.17 feet to a point;

Thence along "Parcel DGSDOC D" the following two (2) courses:

1. S 16-43-28 W a distance of 228.70 feet to a point; Thence
2. S 71-03-30 E a distance of 369.77 feet to a point;

Thence along the northern right-of-way line of SR6026, Section C03 the following fourteen (14) courses:

1. S 05-39-50 E a distance of 50.32 feet to a point; Thence
2. S 00-47-09 W a distance of 507.02 feet to a point; Thence
3. along a curve to the right having a radius of 270.00, central angle of 67° 23' 15", chord bearing and distance of S 36-52-23 W a distance of 299.57 feet, an arc distance of 317.55 feet to a point; Thence
4. S 67-22-10 W a distance of 358.58 feet to a point; Thence
5. along a curve to the left having a radius of 650.00, central angle of 42° 31' 14", chord bearing and distance of S 49-18-23 W a

distance of 471.39 feet, an arc distance of 482.38 feet to a point; Thence

6. along a curve to the left having a radius of 470.00, central angle of 16° 01' 08", chord bearing and distance of S 20-02-12 W a distance of 130.98 feet, an arc distance of 131.40 feet to a point; Thence

7. S 04-04-16 W a distance of 273.46 feet to a point; Thence

8. S 20-02-53 E a distance of 366.54 feet to a point; Thence

9. along a curve to the right having a radius of 390.00, central angle of 52° 37' 50", chord bearing and distance of S 06-16-02 W a distance of 345.78 feet, an arc distance of 358.24 feet to a point; Thence

10. S 32-52-49 W a distance of 425.25 feet to a point; Thence

11. S 35-30-08 W a distance of 818.56 feet to a point; Thence

12. S 36-41-39 W a distance of 400.02 feet to a point; Thence

13. S 77-39-11 W a distance of 467.55 feet to a point; Thence

14. N 58-38-32 W a distance of 120.42 feet to a point; Thence

along "Parcel PGC D" the following eight (8) courses:

1. N 59-41-39 W a distance of 130.00 feet to a point; Thence

2. along a curve to the right having a radius of 175.00, central angle of 16° 58' 41", chord bearing and distance of N 49-47-02 W a distance of 51.67 feet, an arc distance of 51.86 feet to a point; Thence

3. N 41-17-42 W a distance of 127.37 feet to a point; Thence

4. S 48-42-18 W a distance of 50.00 feet to a point; Thence

5. N 46-26-49 W a distance of 1021.22 feet to a point; Thence

6. N 11-30-56 E a distance of 278.82 feet to a point; Thence

7. N 31-09-05 E a distance of 2231.65 feet to a point; Thence

8. N 54-04-45 W a distance of 245.93 feet to a point;

Thence along "Parcel PFBC D" the following five (5) courses:

1. N 09-11-53 E a distance of 397.70 feet to a point; Thence

2. N 11-25-08 E a distance of 143.11 feet to a point; Thence

3. N 10-47-15 E a distance of 163.47 feet to a point; Thence

4. N 15-32-46 W a distance of 176.33 feet to a point; Thence

5. N 32-17-55 W a distance of 263.05 feet to a point;

Thence along lands now or formerly of Harry J. Foulkrod & Sandra B. Foulkrod, and concluding along lands now or formerly of Jerry L. Ross & Paula J. Ross S 59-41-55 E a distance of 1054.94 feet to a point;

Thence continuing along lands now or formerly of Jerry L. Ross & Paula J. Ross and concluding along lands now or formerly of Harry J. Foulkrod & Sandra B. Foulkrod, N 33-59-02 E a distance of 1204.75 feet to the point of beginning.

Containing 7,808,606 square feet or 179.2609 acres of land, gross area, be the same more or less.

(c) Easements.--The conveyance shall be made under and subject to all lawful and enforceable easements, servitudes and rights of others, including but not confined to streets, roadways and rights of any telephone, telegraph, water, electric, gas or pipeline companies, as well as under and subject to any lawful and enforceable estates or tenancies vested in third persons appearing of record, for any portion of the land or improvements erected thereon.

(d) Land use restriction.--

(1) The deed of conveyance shall contain the following restrictive covenant: "Under and subject to a condition that the land conveyed herein shall be used solely for agricultural purposes in the furtherance of the Grantee's mission of education related to agricultural sciences. Should the Grantee attempt to convey the property, or any portion thereof, (other than exchanges for parcels known as interiors or indentures which may be conveyed among the parties to solidify contiguous management parcels and promote overall management goals and objectives of the parties involved), or utilize it for any other purpose, the property shall immediately revert to the Grantor."

(2) The conveyance shall be made under and subject to a restrictive covenant that the Grantee shall convey and record a perpetual conservation easement to the Clearwater Conservancy and the Department of Conservation and Natural Resources as co-holders as that term is defined in the act of June 22, 2001 (P.L.390, No.29), known as the Conservation and Preservation Easements Act, their successors and assigns, that the Grantee shall negotiate with the Clearwater Conservancy and the Department of Conservation and Natural Resources and the perpetual conservation easement shall be in furtherance of the following conservation goals: to preserve the property's unique natural resources, including the biological re-

sources, native species and their supporting habitats which include native species that are uncommon in this Commonwealth; and to preserve the integrity of Spring Creek, currently designated as a high-quality cold water fishery which requires the protection of the property's groundwater recharge value and its springs, wetlands and floodplains, consistent with and guided by the Master Site Development Plan and Environmental Assessment, accepted by the Department of Conservation and Natural Resources and adopted by Benner Township. The covenant shall provide that in the event the perpetual conservation easement is not so conveyed and recorded within two years of the effective date of the conveyance under subsection (a), then the property shall immediately revert to the Commonwealth of Pennsylvania.

(e) Gaming facility restriction.--Any conveyance authorized under this section shall be made under and subject to the condition, which shall be contained in the deed of conveyance, that no portion of the property conveyed shall be used as a licensed facility, as defined in 4 Pa.C.S. § 1103 (relating to definitions), or any other similar type of facility authorized under State law. The condition shall be a covenant running with the land and shall be binding upon the Grantee, its successors and assigns. Should the Grantee, its successors or assigns, permit any portion of the property authorized to be conveyed in this section to be used in violation of this subsection, the title shall immediately revert to and revest in the Grantor.

(f) Execution.--The deed of conveyance shall be by Special Warranty Deed and shall be executed by the Secretary of General Services in the name of the Commonwealth of Pennsylvania.

(g) Costs and fees.--Costs and fees incidental to this conveyance shall be borne by the Grantee.

(h) Nonconveyance.--In the event that this conveyance is not executed within two years of the effective date of this section, the authority contained in this section shall expire.

Section 2. Conveyance to Benner Township in Benner Township, Centre County, Pennsylvania.

(a) Authorization.--The Department of General Services, with the approval of the Governor, is hereby authorized on behalf of the Commonwealth of Pennsylvania to grant and convey to Benner Township certain land and improvements situate in Benner Township, Centre County for \$1 and under terms and conditions to be established in an agreement of sale.

(b) Description.--The property to be conveyed pursuant to subsection (a) consists of four parcels totaling 24.8813-acres and improvements thereon bounded and more particularly described as follows:

PARCEL BENNER A

ALL THAT CERTAIN PARCEL or tract of land in Benner Township, Centre County, Pennsylvania identified as "PARCEL BENNER A" on plans prepared by Sweetland Engineering and Associates, Inc., more fully bounded and described as follows:

Beginning at a point in the centerline of Rock Road, Benner Township Road T-376, at the common southwestern corner of "Parcel PGC A" and the northwestern corner of the herein described parcel, said point having coordinates referenced to the Pennsylvania State Plane Coordinate System North Zone, North American Datum of 1983 of Northing 249820.5919 and Easting 1947763.3680;

Thence along "Parcel Benner A" the following three (3) courses:

1. N 24-17-11 E a distance of 16.50 feet to a point; Thence
2. N 17-58-42 E a distance of 342.76 feet to a point; Thence
3. S 68-49-38 E a distance of 572.82 feet to a point;

Thence along "Parcel DGS\DOC A" S 17-44-53 W a distance of 420.75 feet to a point;

Thence along the centerline of Rock Road the following two (2) courses:

1. N 57-27-33 W a distance of 206.98 feet to a point; Thence
2. N 65-42-49 W a distance of 377.40 feet to the point of beginning.

Containing 217,799 square feet or 5.0000 acres of land, gross area, be the same more or less.

PARCEL BENNER B

Beginning at a point in the northern right-of-way line for limited access of SR6026, Section C03 at the common southwestern corner of "Parcel PGC C" and the southeastern corner of the herein described parcel; said point having coordinates referenced to the Pennsylvania State Plane Coordinate System North Zone, North American Datum

of 1983 of Northing 248840.6417 and Easting 1951161.2283; Thence along the northern right-of-way line for limited access of SR6026, Section C03 S 80-25-53 W a distance of 50.00 feet to a point;

Thence along "Parcel PSU A" N 09-35-26 W a distance of 682.71 feet to a point;

Thence along "Parcel PGC B" the following nine (9) courses:

1. along a curve to the right having a radius of 450.00, central angle of 73° 06' 40", chord bearing and distance of N 26-57-54 E a distance of 536.04 feet, an arc distance of 574.21 feet to a point;

Thence

2. N 63-31-14 E a distance of 321.97 feet to a point; Thence

3. along a curve to the left having a radius of 275.00, central angle of 26° 32' 18", chord bearing and distance of N 50-15-05 E a distance of 126.24 feet, an arc distance of 127.37 feet to a point; Thence

4. along a curve to the left having a radius of 325.00, central angle of 57° 06' 25", chord bearing and distance of N 08-25-44 E a distance of 310.69 feet, an arc distance of 323.93 feet to a point; Thence

5. N 20-07-28 W a distance of 231.37 feet to a point; Thence

6. along a curve to the right having a radius of 1025.00, central angle of 36° 17' 33", chord bearing and distance of N 01-58-42 W a distance of 638.46 feet, an arc distance of 649.26 feet to a point; Thence

7. N 16-10-05 E a distance of 73.05 feet to a point; Thence

8. N 16-10-05 E a distance of 27.53 feet to a point; Thence

9. N 13-11-30 E a distance of 18.17 feet to a point;

Thence continuing along "Parcel PGC B" and concluding along "Parcel PFBC A.1" N 10-12-55 E a distance of 188.06 feet to a point;

Thence along "Parcel PFBC A.1" the following four (4) courses:

1. along a curve to the right having a radius of 225.00, central angle of 08° 29' 07", chord bearing and distance of N 14-27-29 E a distance of 33.29 feet, an arc distance of 33.32 feet to a point; Thence

2. along a curve to the right having a radius of 225.00, central angle of 04° 23' 37", chord bearing and distance of N 20-53-51 E a distance of 17.25 feet, an arc distance of 17.25 feet to a point; Thence

3. N 23-05-39 E a distance of 18.25 feet to a point; Thence

4. along a curve to the left having a radius of 175.00, central angle of 18° 09' 42", chord bearing and distance of N 14-00-48 E a distance of 55.24 feet, an arc distance of 55.47 feet to a point;

Thence along "Parcel Benner C" S 85-04-03 E a distance of 50.00 feet to a point;

Thence along "Parcel PFBC B" the following two (2) courses:

1. along a curve to the right having a radius of 225.00, central angle of 18° 09' 42", chord bearing and distance of S 14-00-48 W a distance of 71.02 feet, an arc distance of 71.32 feet to a point; Thence

2. S 23-05-39 W a distance of 18.25 feet to a point;

Thence continuing along "Parcel PFBC B" and concluding along "Parcel PGC C" along a curve to the left having a radius of 175.00, central angle of 12° 52' 44", chord bearing and distance of S 16-39-17 W a distance of 39.25 feet, an arc distance of 39.34 feet to a point;

Thence along "Parcel PGC C" the following eleven (11) courses:

1. S 10-12-55 W a distance of 188.06 feet to a point; Thence

2. S 13-11-30 W a distance of 23.37 feet to a point; Thence

3. S 16-10-05 W a distance of 0.70 feet to a point; Thence

4. S 16-10-05 W a distance of 99.88 feet to a point; Thence

5. along a curve to the left having a radius of 975.00, central angle of 36° 17' 33", chord bearing and distance of S 01-58-42 E a distance of 607.31 feet, an arc distance of 617.59 feet to a point; Thence

6. S 20-07-28 E a distance of 231.37 feet to a point; Thence

7. along a curve to the right having a radius of 375.00, central angle of 57° 06' 24", chord bearing and distance of S 08-25-44 W a distance of 358.48 feet, an arc distance of 373.76 feet to a point; Thence

8. along a curve to the right having a radius of 325.00, central angle of 26° 32' 18", chord bearing and distance of S 50-15-05 W a distance of 149.19 feet, an arc distance of 150.53 feet to a point; Thence

9. S 63-31-14 W a distance of 321.97 feet to a point; Thence

10. along a curve to the left having a radius of 400.00, central angle of 73° 06' 40", chord bearing and distance of S 26-57-54 W a distance of 476.48 feet, an arc distance of 510.41 feet to a point;

Thence

11. S 09-35-26 E a distance of 682.73 feet to the point of beginning.

Containing 166,778 square feet or 3.8287 acres of land, gross area, be the same more or less.

PARCEL BENNER C

Beginning at a point in the northern line of "Parcel PGC C" at the common northeastern corner of "Parcel Benner B" and the southeastern corner of the herein described parcel, said point having coordinates referenced to the Pennsylvania State Plane Coordinate System North Zone, North American Datum of 1983 of Northing 251783.9957 and Easting 1951720.7169;

Thence along "Parcel Benner B" N 85-04-03 W a distance of 50.00 feet to a point;

Thence along "Parcel PFBC A.1" N 01-53-40 E a distance of 32.61 feet to a point;

Thence along a line which is 75 feet north of and parallel to the high water mark of Spring Creek and along the northern line of "Parcel PFBC A.2" the following three (3) courses:

1. N 01-53-40 E a distance of 103.23 feet to a point; Thence
2. N 82-18-46 W a distance of 191.45 feet to a point; Thence
3. N 77-55-12 W a distance of 100.00 feet to a point at the western corner of the herein described parcel;

Thence along "Parcel PGC A" N 54-42-51 E a distance of 624.93 feet to a point at the northeastern corner of the herein described parcel;

Thence along a line which is 75 feet north of and parallel to the high water mark of Spring Creek and along the northern line of "Parcel PFBC B" the following five (5) courses:

1. S 25-08-57 E a distance of 100.00 feet to a point; Thence
2. S 23-08-55 W a distance of 200.00 feet to a point; Thence
3. S 36-32-53 W a distance of 100.00 feet to a point; Thence
4. S 58-08-54 W a distance of 90.42 feet to a point; Thence
5. S 01-53-40 W a distance of 145.21 feet to the point of beginning.

Containing 106,692 square feet or 2.4493 acres of land, gross area, be the same more or less.

PARCEL BENNER D

Beginning at a point in the northern right-of-way line of SR0150, the Benner Pike, a variable width right-of-way at the intersection with the northeastern line of Prison Road "D", said point having coordinates referenced to the Pennsylvania State Plane Coordinate System North Zone, North American Datum of 1983 of Northing 255155.4238 and Easting 1960011.9833;

Thence along Prison Road "D" the following four (4) courses:

1. N 74-54-54 W a distance of 97.10 feet to a point; Thence
2. along a curve to the left having a radius of 555.00, central angle of 32° 40' 16", chord bearing and distance of S 88-44-58 W a distance of 312.20 feet, an arc distance of 316.47 feet to a point; Thence
3. S 72-24-50 W a distance of 316.85 feet to a point; Thence
4. S 78-33-51 W a distance of 236.71 feet to a point;

Thence along the southern right-of-way line of SR6026, Section C03 the following four (4) courses:

1. N 41-04-29 E a distance of 77.10 feet to a point; Thence
2. N 36-07-17 E a distance of 700.65 feet to a point; Thence
3. along a curve to the right having a radius of 2759.79, central angle of 14° 31' 53", chord bearing and distance of N 43-23-13 E a distance of 698.06 feet, an arc distance of 699.94 feet to a point; Thence
4. along a curve to the right having a radius of 255.00, central angle of 41° 33' 59", chord bearing and distance of N 71-26-09 E a distance of 180.96 feet, an arc distance of 184.99 feet to a point;

Thence along the northern right-of-way line of SR0150, the Benner Pike, the following five (5) courses:

1. S 25-13-03 E a distance of 123.39 feet to a point; Thence
2. S 15-05-06 W a distance of 294.87 feet to a point; Thence
3. S 12-13-21 W a distance of 200.25 feet to a point; Thence
4. S 15-05-06 W a distance of 453.78 feet to a point; Thence
5. S 15-52-44 E a distance of 35.97 feet to the point of beginning.

Containing 592,560 square feet or 13.6033 acres of land, gross area, be the same more or less.

(c) Easements.--The conveyance shall be made under and sub-

ject to all lawful and enforceable easements, servitudes and rights of others, including but not confined to streets, roadways and rights of any telephone, telegraph, water, electric, gas or pipeline companies, as well as under and subject to any lawful and enforceable estates or tenancies vested in third persons appearing of record, for any portion of the land or improvements erected thereon.

(d) Land use restriction.--

(1) The deed of conveyance shall contain the following restrictive covenant: "Under and subject to a restriction that the land conveyed herein shall be used solely for passive recreational open space for the benefit of the public at large. Should the Grantee attempt to convey the property, or any portion thereof, (other than exchanges for parcels known as interiors or indentures which may be conveyed among the parties to solidify contiguous management parcels and promote overall management goals and objectives of the parties involved), or utilize it for any other purpose, the property shall immediately revert to the Grantor."

(2) The conveyance shall be made under and subject to a restrictive covenant that the Grantee shall convey and record a perpetual conservation easement to the Clearwater Conservancy and the Department of Conservation and Natural Resources as co-holders as that term is defined in the act of June 22, 2001 (P.L.390, No.29), known as the Conservation and Preservation Easements Act, their successors and assigns, that the Grantee shall negotiate with the Clearwater Conservancy and the Department of Conservation and Natural Resources and the perpetual conservation easement shall be in furtherance of the following conservation goals: to preserve the property's unique natural resources, including the biological resources, native species and their supporting habitats which include native species that are uncommon in this Commonwealth; and to preserve the integrity of Spring Creek, currently designated as a high-quality cold water fishery which requires the protection of the property's groundwater recharge value and its springs, wetlands and floodplains, consistent with and guided by the Master Site Development Plan and Environmental Assessment, accepted by the Department of Conservation and Natural Resources and adopted by Benner Township. The covenant shall provide that in the event the perpetual conservation easement is not so conveyed and recorded within two years of the effective date of the conveyance under subsection (a), then the property shall immediately revert to the Commonwealth of Pennsylvania.

(e) Gaming facility restriction--Any conveyance authorized under this section shall be made under and subject to the condition, which shall be contained in the deed of conveyance, that no portion of the property conveyed shall be used as a licensed facility, as defined in 4 Pa.C.S. § 1103 (relating to definitions), or any other similar type of facility authorized under State law. The condition shall be a covenant running with the land and shall be binding upon the Grantee, its successors and assigns. Should the Grantee, its successors or assigns, permit any portion of the property authorized to be conveyed in this section to be used in violation of this subsection, the title shall immediately revert to and revest in the Grantor.

(f) Execution.--The deed of conveyance shall be by Special Warranty Deed and shall be executed by the Secretary of General Services in the name of the Commonwealth.

(g) Costs and fees.--Costs and fees incidental to this conveyance shall be borne by the Grantee.

(h) Nonconveyance.--In the event that this conveyance is not executed within two years of the effective date of this section, the authority contained in this section shall expire.

Section 3. Conveyance to the Pennsylvania Fish and Boat Commission in Benner Township, Centre County, Pennsylvania.

(a) Authorization.--The Department of General Services, with the approval of the Governor, is hereby authorized on behalf of the Commonwealth of Pennsylvania to grant and convey to the Pennsylvania Fish and Boat Commission certain land and improvements situated in Benner Township, Centre County for \$19,000 and under terms and conditions to be established in an agreement of sale or other appropriate agreement.

(b) Description.--The property to be conveyed pursuant to subsection (a) consists of six parcels totaling 141.3022-acres and improvements thereon bounded and more particularly described as follows:

PARCEL PFBC A.1

Beginning at a point in the northwestern line of "Parcel Benner B" at the common eastern corner of "Parcel PGC B" and the southeastern corner of the herein described parcel, said point having coordinates referenced to the Pennsylvania State Plane Coordinate System North Zone, North American Datum of 1983 of Northing 251600.6722 and Easting 1951623.4896;

Thence along "Parcel PGC B" the following four (4) courses:

1. N 85-24-22 W a distance of 700.00 feet to a point; Thence
2. S 86-46-03 W a distance of 700.00 feet to a point; Thence
3. S 61-58-13 W a distance of 480.00 feet to a point; Thence
4. S 63-53-59 W a distance of 1280.00 feet to a point;

Thence along a line which is 75 feet east of and parallel to the high water mark of Spring Creek and along the western line of "Parcel PGC B" the following eleven (11) courses:

1. S 02-25-05 E a distance of 200.00 feet to a point; Thence
2. S 33-28-03 E a distance of 200.00 feet to a point; Thence
3. S 36-53-58 E a distance of 200.00 feet to a point; Thence
4. S 30-53-52 E a distance of 200.00 feet to a point; Thence
5. S 20-29-48 E a distance of 200.00 feet to a point; Thence
6. S 03-47-47 E a distance of 200.00 feet to a point; Thence
7. S 13-39-49 W a distance of 200.00 feet to a point; Thence
8. S 34-56-58 W a distance of 200.00 feet to a point; Thence
9. S 44-23-35 W a distance of 200.00 feet to a point; Thence
10. S 47-37-56 W a distance of 200.00 feet to a point; Thence
11. S 53-57-43 W a distance of 73.77 feet to a point;

Thence crossing Spring Creek and along the eastern line of "Parcel PFBC A.3" N 68-16-09 W a distance of 309.10 feet to a point;

Thence continuing along the eastern line of "Parcel PFBC A.3" N 35-59-57 W a distance of 16.50 feet to a point;

Thence along the centerline of Rock Road, Benner Township Road T-376, the following two (2) courses:

1. N 54-00-03 E a distance of 150.00 feet to a point; Thence
2. along a curve to the left having a radius of 125.00, central angle of 44° 24' 29", chord bearing and distance of N 31-47-48 E a distance of 94.48 feet, an arc distance of 96.88 feet to a point;

Thence along a line which is 75 feet north of and parallel to the high water mark of Spring Creek and along the southern line of "Parcel DGSVDOC A" the following four (4) courses:

1. S 80-24-26 E a distance of 16.50 feet to a point; Thence
2. N 78-09-51 E a distance of 177.20 feet to a point; Thence
3. N 31-29-51 E a distance of 279.62 feet to a point; Thence
4. N 17-44-53 E a distance of 176.53 feet to a point;

Thence along the southern line of "Parcel PFBC A.2" the following thirty-three (33) courses:

1. N 00-15-54 E a distance of 68.36 feet to a point; Thence
2. N 28-08-28 W a distance of 88.17 feet to a point; Thence
3. N 14-32-35 W a distance of 223.17 feet to a point; Thence
4. N 27-49-34 W a distance of 116.67 feet to a point; Thence
5. N 37-54-59 W a distance of 108.43 feet to a point; Thence
6. N 45-12-17 W a distance of 204.63 feet to a point; Thence
7. N 52-19-45 W a distance of 122.46 feet to a point; Thence
8. N 31-02-11 W a distance of 147.00 feet to a point; Thence
9. N 14-45-15 W a distance of 85.24 feet to a point; Thence
10. N 02-01-18 W a distance of 125.84 feet to a point; Thence
11. N 01-16-42 E a distance of 261.97 feet to a point; Thence
12. N 17-29-15 E a distance of 105.26 feet to a point; Thence
13. N 37-51-33 E a distance of 137.92 feet to a point; Thence
14. N 53-29-48 E a distance of 97.99 feet to a point; Thence
15. N 60-33-06 E a distance of 249.61 feet to a point; Thence
16. N 69-48-02 E a distance of 238.48 feet to a point; Thence
17. N 78-54-44 E a distance of 173.82 feet to a point; Thence
18. N 83-30-53 E a distance of 170.71 feet to a point; Thence
19. N 76-25-31 E a distance of 267.17 feet to a point; Thence
20. N 74-00-03 E a distance of 145.21 feet to a point; Thence
21. N 69-51-05 E a distance of 183.44 feet to a point; Thence
22. N 66-53-24 E a distance of 376.04 feet to a point; Thence
23. N 73-43-57 E a distance of 132.10 feet to a point; Thence
24. N 84-55-09 E a distance of 118.94 feet to a point; Thence
25. S 86-40-10 E a distance of 244.97 feet to a point; Thence
26. S 83-18-47 E a distance of 331.56 feet to a point; Thence
27. S 76-20-57 E a distance of 165.43 feet to a point; Thence
28. S 57-13-18 E a distance of 126.23 feet to a point; Thence
29. S 82-32-40 E a distance of 92.30 feet to a point; Thence
30. S 71-57-02 E a distance of 115.26 feet to a point; Thence

31. S 76-07-01 E a distance of 87.66 feet to a point; Thence
32. S 87-19-03 E a distance of 111.46 feet to a point; Thence
33. N 82-57-33 E a distance of 18.18 feet to a point;

Thence along "Parcel Benner C" S 01-53-41 W a distance of 32.61 feet to a point at the common southwestern corner of "Parcel Benner C" and the northwestern corner of "Parcel Benner B";

Thence along "Parcel Benner B" the following four (4) courses:

1. along a curve to the right having a radius of 175.00, central angle of 18° 09' 40", chord bearing and distance of S 14-00-49 W a distance of 55.24 feet, an arc distance of 55.47 feet to a point; Thence
2. S 23-05-39 W a distance of 18.25 feet to a point; Thence
3. along a curve to the left having a radius of 225.00, central angle of 12° 52' 50", chord bearing and distance of S 16-39-15 W a distance of 50.48 feet, an arc distance of 50.58 feet to a point; Thence
4. S 10-12-55 W a distance of 69.99 feet to the point of beginning.

Containing 2,074,992 square feet or 47.6353 acres of land, gross area, be the same more or less.

PARCEL PFBC A.2

Beginning at a point in the western line of "Parcel Benner C" at the common northeastern corner of "Parcel PFBC A.1" and the southeastern corner of the herein described parcel, said point having coordinates referenced to the Pennsylvania State Plane Coordinate System North Zone, North American Datum of 1983 of Northing 251820.8824 and Easting 1951671.9800;

Thence along the northern line of "Parcel PFBC A.1" the following thirty-three (33) courses:

1. S 82-57-33 W a distance of 18.18 feet to a point; Thence
2. N 87-19-03 W a distance of 111.46 feet to a point; Thence
3. N 76-07-01 W a distance of 87.66 feet to a point; Thence
4. N 71-57-02 W a distance of 115.26 feet to a point; Thence
5. N 82-32-40 W a distance of 92.30 feet to a point; Thence
6. N 57-13-18 W a distance of 126.23 feet to a point; Thence
7. N 76-20-57 W a distance of 165.43 feet to a point; Thence
8. N 83-18-47 W a distance of 331.56 feet to a point; Thence
9. N 86-40-10 W a distance of 244.97 feet to a point; Thence
10. S 84-55-09 W a distance of 118.94 feet to a point; Thence
11. S 73-43-57 W a distance of 132.10 feet to a point; Thence
12. S 66-53-24 W a distance of 376.04 feet to a point; Thence
13. S 69-51-05 W a distance of 183.44 feet to a point; Thence
14. S 74-00-03 W a distance of 145.21 feet to a point; Thence
15. S 76-25-31 W a distance of 267.17 feet to a point; Thence
16. S 83-30-53 W a distance of 170.71 feet to a point; Thence
17. S 78-54-44 W a distance of 173.82 feet to a point; Thence
18. S 69-48-02 W a distance of 238.48 feet to a point; Thence
19. S 60-33-06 W a distance of 249.61 feet to a point; Thence
20. S 53-29-48 W a distance of 97.99 feet to a point; Thence
21. S 37-51-33 W a distance of 137.92 feet to a point; Thence
22. S 17-29-15 W a distance of 105.26 feet to a point; Thence
23. S 01-16-42 W a distance of 261.97 feet to a point; Thence
24. S 02-01-18 E a distance of 125.84 feet to a point; Thence
25. S 14-45-15 E a distance of 85.24 feet to a point; Thence
26. S 31-02-11 E a distance of 147.00 feet to a point; Thence
27. S 52-19-45 E a distance of 122.46 feet to a point; Thence
28. S 45-12-17 E a distance of 204.63 feet to a point; Thence
29. S 37-54-59 E a distance of 108.43 feet to a point; Thence
30. S 27-49-34 E a distance of 116.67 feet to a point; Thence
31. S 14-32-35 E a distance of 223.17 feet to a point; Thence
32. S 28-08-28 E a distance of 88.17 feet to a point; Thence
33. S 00-15-54 W a distance of 68.36 feet to a point at the

southern corner of the herein described parcel;

Thence along "Parcel DGSVDOC A" the following two (2) courses:

1. N 72-15-07 W a distance of 150.00 feet to a point; Thence
2. N 68-49-38 W a distance of 300.54 feet to a point at the common northern corner of "Parcel DGSVDOC A", the eastern corner of "Parcel Benner A", a southwestern corner of "Parcel PGC A", and the western corner of the herein described parcel;

Thence along "Parcel PGC A" N 17-44-53 E a distance of 365.30 feet to a point;

Thence along a line which is 75 feet north of and parallel to the high water mark of Spring Creek and along the southern line of "Parcel PGC A" the following twenty-two (22) courses:

1. N 45-15-05 W a distance of 111.36 feet to a point; Thence

2. N 54-17-58 W a distance of 200.00 feet to a point; Thence
 3. N 23-22-25 W a distance of 150.00 feet to a point; Thence
 4. N 16-02-38 W a distance of 200.00 feet to a point; Thence
 5. N 01-54-23 W a distance of 200.00 feet to a point; Thence
 6. N 06-26-37 E a distance of 200.00 feet to a point; Thence
 7. N 25-35-50 E a distance of 200.00 feet to a point; Thence
 8. N 49-38-01 E a distance of 200.00 feet to a point; Thence
 9. N 60-42-17 E a distance of 200.00 feet to a point; Thence
 10. N 67-20-31 E a distance of 200.00 feet to a point; Thence
 11. N 74-43-47 E a distance of 200.00 feet to a point; Thence
 12. N 81-26-27 E a distance of 200.00 feet to a point; Thence
 13. N 80-12-24 E a distance of 200.00 feet to a point; Thence
 14. N 75-26-31 E a distance of 200.00 feet to a point; Thence
 15. N 72-27-15 E a distance of 200.00 feet to a point; Thence
 16. N 65-15-58 E a distance of 200.00 feet to a point; Thence
 17. N 69-20-43 E a distance of 200.00 feet to a point; Thence
 18. N 74-18-54 E a distance of 200.00 feet to a point; Thence
 19. S 88-35-04 E a distance of 300.00 feet to a point; Thence
 20. S 83-47-42 E a distance of 400.00 feet to a point; Thence
 21. S 76-53-53 E a distance of 200.00 feet to a point; Thence
 22. S 66-27-44 E a distance of 200.00 feet to a point; Thence
 along a line which is 75 feet north of and parallel to the high water mark of Spring Creek and along the southern line of "Parcel Benner C" the following two (2) courses.

1. S 77-55-12 E a distance of 100.00 feet to a point; Thence
2. S 82-18-46 E a distance of 191.45 feet to a point;

Thence continuing along "Parcel Benner C" S 01-53-40 W a distance of 103.23 feet to the point of beginning.
 Containing 627,566 square feet or 14.4069 acres of land, gross area, be the same more or less.

PARCEL PFBC A.3

Beginning at a point in the centerline of Rock Road, Benner Township Road T-376, at the common western corner of "Parcel PFBC A.1" and the northeastern corner of the herein described parcel, said point having coordinates referenced to the Pennsylvania State Plane Coordinate System North Zone, North American Datum of 1983 of Northing 249191.8890 and Easting 1948272.4801;

Thence along "Parcel PFBC A.1" the following two (2) courses:

1. S 35-59-57 E a distance of 16.50 feet to a point; Thence
 2. S 68-16-09 E a distance of 309.10 feet to a point in the northern line of "Parcel PGC B" at the common southwestern corner of "Parcel PFBC A.1" and the southeastern corner of the herein described parcel;
- Thence along a line which is 75 feet southerly of and parallel to the high water mark of Spring Creek and along the northern line of "Parcel PGC B" the following eight (8) courses:
1. S 53-57-43 W a distance of 126.23 feet to a point; Thence
 2. S 53-50-18 W a distance of 265.44 feet to a point; Thence
 3. S 80-25-03 W a distance of 200.00 feet to a point; Thence
 4. S 80-13-05 W a distance of 200.00 feet to a point; Thence
 5. S 86-04-14 W a distance of 254.55 feet to a point; Thence
 6. S 12-06-11 E a distance of 200.00 feet to a point; Thence
 7. S 18-43-40 E a distance of 200.00 feet to a point; Thence
 8. S 05-32-18 E a distance of 236.60 feet to a point;

Thence along lands now or formerly of Kathryn N. Williams & Kelly D. Stocker S 49-16-53 W a distance of 202.25 feet to a point;

Thence continuing along lands of Kathryn N. Williams & Kelly D. Stocker and concluding along lands now or formerly of Betty H. Delafield S 00-28-07 E a distance of 395.13 feet to a point; Thence continuing along lands of Betty H. Delafield S 49-34-41 W a distance of 35.38 feet to a point;

Thence along the centerline of Rock Road, Benner Township Road T-376, the following nine (9) courses:

1. along a curve to the right having a radius of 275.00, central angle of 32° 29' 26", chord bearing and distance of N 12-59-49 W a distance of 153.86 feet, an arc distance of 155.94 feet to a point; Thence
2. N 03-14-55 E a distance of 84.14 feet to a point; Thence
3. N 05-39-58 E a distance of 206.45 feet to a point; Thence
4. along a curve to the left having a radius of 650.00, central angle of 17° 16' 07", chord bearing and distance of N 02-58-05 W a distance of 195.17 feet, an arc distance of 195.91 feet to a point; Thence
5. N 11-36-09 W a distance of 474.71 feet to a point; Thence

6. along a curve to the right having a radius of 190.00, central angle of 91° 34' 54", chord bearing and distance of N 34-11-18 E a distance of 272.38 feet, an arc distance of 303.70 feet to a point; Thence

7. N 79-58-45 E a distance of 236.84 feet to a point; Thence

8. along a curve to the left having a radius of 600.00, central angle of 25° 58' 42", chord bearing and distance of N 66-59-24 E a distance of 269.72 feet, an arc distance of 272.04 feet to a point; Thence

9. N 54-00-03 E a distance of 242.64 feet to the point of beginning.

Containing 366,243 square feet or 8.4078 acres of land, gross area, be the same more or less.

PARCEL PFBC B

Beginning at a point in the eastern line of "Parcel Benner B" at the common northwestern corner of "Parcel PGC C" and the southwestern corner of the herein described parcel, said point having coordinates referenced to the Pennsylvania State Plane Coordinate System North Zone, North American Datum of 1983 of Northing 251677.6887 and Easting 1951689.0572;

Thence along "Parcel Benner B" the following three (3) courses:

1. along a curve to the right having a radius of 175.00, central angle of 07° 09' 54", chord bearing and distance of N 19-30-43 E a distance of 21.87 feet, an arc distance of 21.88 feet to a point; Thence
2. N 23-05-39 E a distance of 18.25 feet to a point; Thence
3. along a curve to the left having a radius of 225.00, central angle of 18° 09' 42", chord bearing and distance of N 14-00-48 E a distance of 71.02 feet, an arc distance of 71.32 feet to a point at the common northeastern corner of "Parcel Benner B" and the southern corner of "Parcel Benner C";

Thence along "Parcel Benner C" N 01-53-40 E a distance of 145.21 feet to a point;

Thence along a line which is 75 feet northerly of and parallel to the high water mark of Spring Creek and continuing along the southern line of "Parcel Benner C" the following four (4) courses:

1. N 58-08-54 E a distance of 90.42 feet to a point; Thence
2. N 36-32-53 E a distance of 100.00 feet to a point; Thence
3. N 23-08-55 E a distance of 200.00 feet to a point; Thence
4. N 25-08-57 W a distance of 100.00 feet to a point;

Thence continuing along a line which is 75 feet northerly of and parallel to the high water mark of Spring Creek and along the southern line of "Parcel PGC A" the following thirty-four (34) courses:

1. N 14-20-15 E a distance of 200.00 feet to a point; Thence
2. N 19-21-44 E a distance of 200.00 feet to a point; Thence
3. N 27-15-09 E a distance of 400.00 feet to a point; Thence
4. N 34-13-11 E a distance of 100.00 feet to a point; Thence
5. N 60-39-01 E a distance of 100.00 feet to a point; Thence
6. N 86-01-41 E a distance of 200.00 feet to a point; Thence
7. S 67-46-47 E a distance of 200.00 feet to a point; Thence
8. S 62-43-50 E a distance of 200.00 feet to a point; Thence
9. S 83-51-54 E a distance of 275.00 feet to a point; Thence
10. N 42-51-30 E a distance of 200.00 feet to a point; Thence
11. N 03-17-43 E a distance of 200.00 feet to a point; Thence
12. N 07-18-20 W a distance of 200.00 feet to a point; Thence
13. N 11-42-32 W a distance of 200.00 feet to a point; Thence
14. N 01-00-28 W a distance of 399.95 feet to a point; Thence
15. N 27-09-59 E a distance of 200.00 feet to a point; Thence
16. N 15-42-25 E a distance of 200.00 feet to a point; Thence
17. N 29-26-17 E a distance of 200.00 feet to a point; Thence
18. N 59-33-35 E a distance of 200.00 feet to a point; Thence
19. N 73-33-17 E a distance of 200.00 feet to a point; Thence
20. N 89-50-51 E a distance of 200.00 feet to a point; Thence
21. S 75-17-03 E a distance of 200.00 feet to a point; Thence
22. S 65-28-09 E a distance of 200.00 feet to a point; Thence
23. S 73-44-21 E a distance of 531.35 feet to a point; Thence
24. S 66-02-14 E a distance of 200.00 feet to a point; Thence
25. N 74-46-00 E a distance of 200.00 feet to a point; Thence
26. N 45-22-46 E a distance of 200.00 feet to a point; Thence
27. N 15-52-08 E a distance of 200.00 feet to a point; Thence
28. N 06-46-03 E a distance of 200.00 feet to a point; Thence
29. N 16-30-00 W a distance of 200.00 feet to a point; Thence
30. N 03-02-20 W a distance of 200.00 feet to a point; Thence
31. N 19-14-02 E a distance of 200.00 feet to a point; Thence
32. N 19-00-42 E a distance of 200.00 feet to a point; Thence

33. N 60-22-11 E a distance of 200.00 feet to a point; Thence

34. N 71-36-30 E a distance of 56.86 feet to a point at the north-eastern corner of the herein described parcel;

Thence continuing along "Parcel PGC A" S 17-04-41 E a distance of 53.02 feet to a point at a northwestern corner of "Parcel PFBC C"; Thence along "Parcel PFBC C" S 17-04-41 E a distance of 145.56 feet to a point in the northern line of "Parcel PGC D" at the common southwestern corner of "Parcel PFBC C and the southeastern corner of the herein described parcel; Thence along a line which is 75 feet southerly of and parallel to the high water mark of Spring Creek and along the northern line of "Parcel PGC D" the following five (5) courses:

1. S 66-10-55 W a distance of 100.00 feet to a point; Thence
2. S 25-26-01 W a distance of 100.00 feet to a point; Thence
3. S 13-59-17 W a distance of 200.00 feet to a point; Thence
4. S 06-45-25 E a distance of 200.00 feet to a point; Thence
5. S 03-13-44 E a distance of 200.00 feet to a point in the eastern line of "Parcel DGS\DOC C"; Thence along the eastern, northern and western lines of "Parcel DGS\DOC C" the following three (3) courses:

1. N 83-31-21 W a distance of 19.82 feet to a point; Thence
2. S 06-28-39 W a distance of 150.00 feet to a point; Thence
3. S 83-31-21 E a distance of 45.69 feet to a point at the north-eastern corner of "Parcel PGC C";

Thence along a line which is 75 feet southerly of and parallel to the high water mark of Spring Creek and along the northern line of "Parcel PGC C" the following twenty-five (25) courses:

1. S 08-52-47 W a distance of 264.06 feet to a point; Thence
2. S 50-06-08 W a distance of 200.00 feet to a point; Thence
3. S 34-44-06 W a distance of 200.00 feet to a point; Thence
4. S 59-53-33 W a distance of 200.00 feet to a point; Thence
5. N 74-04-29 W a distance of 350.00 feet to a point; Thence
6. N 72-35-33 W a distance of 1000.00 feet to a point; Thence
7. S 80-59-33 W a distance of 200.00 feet to a point; Thence
8. S 50-42-08 W a distance of 200.00 feet to a point; Thence
9. S 22-31-04 W a distance of 400.00 feet to a point; Thence
10. S 05-33-01 E a distance of 850.00 feet to a point; Thence
11. S 18-13-11 W a distance of 200.00 feet to a point; Thence
12. S 29-56-54 W a distance of 200.00 feet to a point; Thence
13. S 61-22-31 W a distance of 200.00 feet to a point; Thence
14. N 87-43-29 W a distance of 200.00 feet to a point; Thence
15. N 81-27-29 W a distance of 200.00 feet to a point; Thence
16. N 72-54-05 W a distance of 200.00 feet to a point; Thence
17. N 72-05-47 W a distance of 200.00 feet to a point; Thence
18. S 33-10-18 W a distance of 300.00 feet to a point; Thence
19. S 24-26-52 W a distance of 200.00 feet to a point; Thence
20. S 08-50-32 W a distance of 200.00 feet to a point; Thence
21. S 00-26-48 E a distance of 200.00 feet to a point; Thence
22. S 20-21-07 W a distance of 200.00 feet to a point; Thence
23. S 51-10-19 W a distance of 200.00 feet to a point; Thence
24. S 48-27-09 W a distance of 200.00 feet to a point; Thence
25. S 80-38-34 W a distance of 100.00 feet to the point of beginning.

Containing 1,752,402 square feet or 40.2296 acres of land, gross area, be the same more or less.

PARCEL PFBC C

Beginning at a point in the southeastern line of lands now or formerly of the Pennsylvania Fish & Boat Commission, Centre County Deed Book No. 152 Page 30, at an eastern corner of "Parcel PGC A" and a northwestern corner of the herein described parcel, said point having coordinates referenced to the Pennsylvania State Plane Coordinate System North Zone, North American Datum of 1983 of Northing 256411.6840 and Easting 1956260.2537;

Thence along said land of the Pennsylvania Fish & Boat Commission the following two (2) courses:

1. N 81-23-13 E a distance of 202.95 feet to a point; Thence
2. N 38-23-13 E a distance of 275.55 feet to a point in the northwestern line of "Parcel PGC D" at a southeastern corner of lands of the Pennsylvania Fish & Boat Commission;

Thence along the northwestern line of "Parcel PGC D" S 11-32-09 E a distance of 462.09 feet to a point;

Thence along a line which is 75 feet southerly of and parallel to the high water mark of Spring Creek and along the Northwestern line of "Parcel PGC D" the following eight (8) courses:

1. S 11-11-35 W a distance of 122.33 feet to a point; Thence
2. S 23-31-50 W a distance of 61.33 feet to a point; Thence
3. S 57-22-30 W a distance of 132.86 feet to a point; Thence
4. S 71-24-08 W a distance of 131.36 feet to a point; Thence
5. S 75-27-57 W a distance of 118.52 feet to a point; Thence
6. S 75-20-56 W a distance of 207.47 feet to a point; Thence
7. S 80-41-09 W a distance of 148.12 feet to a point; Thence
8. S 70-43-44 W a distance of 93.07 feet to a point at the common southeastern corner of "Parcel PFBC B" and the southwestern corner of the herein described parcel;

Thence along "Parcel PFBC B" N 17-04-41 W a distance of 145.56 feet to a point in the eastern line of "Parcel PFBC B" at a southwestern corner of "Parcel PGC A" and the northwestern corner of the herein described parcel;

Thence along a line which is 75 feet northerly of and parallel to the high water mark of Spring Creek and along the southeastern line of "Parcel PGC A" the following twelve (12) courses:

1. N 74-44-21 E a distance of 99.88 feet to a point; Thence
2. N 77-55-55 E a distance of 153.16 feet to a point; Thence
3. N 76-24-41 E a distance of 202.18 feet to a point; Thence
4. N 75-13-08 E a distance of 115.85 feet to a point; Thence
5. N 74-06-26 E a distance of 112.91 feet to a point; Thence
6. N 60-58-26 E a distance of 79.87 feet to a point; Thence
7. N 11-11-35 E a distance of 75.95 feet to a point; Thence
8. N 20-40-38 W a distance of 71.75 feet to a point; Thence
9. N 32-03-06 W a distance of 41.87 feet to a point; Thence
10. N 43-01-16 W a distance of 46.79 feet to a point; Thence
11. N 66-23-58 W a distance of 81.76 feet to a point; Thence
12. N 76-04-56 W a distance of 186.23 feet to the point of beginning.

Containing 203,557 square feet or 4.6730 acres of land, gross area, be the same more or less.

PARCEL PFBC D

Beginning at a point at a southern corner of lands now or formerly of the Pennsylvania Fish & Boat Commission, Centre County Deed Book 169, Page 328, at the common southern corner of lands now or formerly of Richard J. Lorenzo & Cynthia M. Lorenzo, the western corner of lands now or formerly of Harry J. Foulkrod & Sandra B. Foulkrod and the northern corner of "Parcel PSU C", said point having coordinates referenced to the Pennsylvania State Plane Coordinate System North Zone, North American Datum of 1983 of Northing 259370.3429 and Easting 1958102.3685;

Thence along "Parcel PSU C" the following five (5) courses:

1. S 32-17-55 E a distance of 263.05 feet to a point; Thence
2. S 15-32-46 E a distance of 176.33 feet to a point; Thence
3. S 10-47-15 W a distance of 163.47 feet to a point; Thence
4. S 11-25-08 W a distance of 143.11 feet to a point; Thence
5. S 09-11-53 W a distance of 397.70 feet to a point at the common northwestern corner of "Parcel PSU C" and an eastern corner of "Parcel PGC D";

Thence along the northeastern line of "Parcel PGC D" the following five (5) courses

1. S 78-20-36 W a distance of 249.26 feet to a point; Thence
2. S 47-00-19 W a distance of 144.88 feet to a point; Thence
3. S 73-37-17 W a distance of 411.21 feet to a point; Thence
4. N 60-16-51 W a distance of 291.70 feet to a point; Thence
5. N 47-46-09 W a distance of 380.21 feet to a point in the southeastern line of lands now or formerly of the Pennsylvania Fish & Boat Commission, Centre County Deed Book 152, Page 30 the "Bressler Tract", at the northern corner of "Parcel PGC D";

Thence along various tracts of land the Pennsylvania Fish & Boat Commission the following twenty eight (28) courses:

1. N 29-13-00 E a distance of 76.75 feet to a point; Thence
2. N 35-01-00 W a distance of 132.00 feet to a point; Thence
3. N 44-14-00 E a distance of 112.20 feet to a point; Thence
4. N 44-41-00 W a distance of 429.00 feet to a point; Thence
5. S 61-14-00 W a distance of 198.00 feet to a point; Thence
6. N 69-01-00 W a distance of 47.85 feet to a point; Thence
7. N 87-31-00 W a distance of 85.80 feet to a point; Thence
8. S 77-29-00 W a distance of 75.90 feet to a point; Thence
9. S 63-09-44 W a distance of 68.80 feet to a point; Thence
10. N 61-19-51 W a distance of 85.80 feet to a point; Thence
11. N 01-54-51 W a distance of 173.25 feet to a point; Thence
12. N 42-50-09 E a distance of 84.15 feet to a point; Thence

13. N 68-50-09 E a distance of 193.05 feet to a point; Thence
14. S 82-54-51 E a distance of 277.20 feet to a point; Thence
15. S 55-49-51 E a distance of 181.50 feet to a point; Thence
16. S 39-09-51 E a distance of 174.90 feet to a point; Thence
17. S 38-50-43 E a distance of 323.09 feet to a point; Thence
18. S 41-10-03 E a distance of 218.21 feet to a point; Thence
19. S 53-47-45 E a distance of 165.00 feet to a point; Thence
20. S 74-32-45 E a distance of 82.50 feet to a point; Thence
21. N 80-42-15 E a distance of 184.80 feet to a point; Thence
22. N 27-03-45 E a distance of 734.60 feet to a point; Thence
23. N 31-57-45 W a distance of 108.90 feet to a point; Thence
24. N 44-02-45 W a distance of 188.10 feet to a point; Thence
25. N 55-32-45 W a distance of 120.45 feet to a point; Thence
26. N 62-36-06 W a distance of 675.99 feet to a point; Thence
27. N 50-27-37 W a distance of 209.00 feet to a point; Thence
28. S 69-22-38 E a distance of 1278.90 feet to the point of beginning.

Containing 1,130,364 square feet or 25.9496 acres of land, gross area, be the same more or less.

(c) Easements.--The conveyance shall be made under and subject to all lawful and enforceable easements, servitudes and rights of others, including but not confined to streets, roadways and rights of any telephone, telegraph, water, electric, gas or pipeline companies, as well as under and subject to any lawful and enforceable estates or tenancies vested in third persons appearing of record, for any portion of the land or improvements erected thereon.

(d) Cooperative agreement and land use restriction.--

(1) The Department of General Services shall only make the conveyance to the Pennsylvania Fish and Boat Commission as authorized by this section upon the Pennsylvania Fish and Boat Commission providing the Department of General Services with a copy of a cooperative agreement between it and Benner Township that has been fully executed by the aforementioned parties.

(2) The deed of conveyance shall contain the following restrictive covenant: "Under and subject to a condition that the land conveyed herein shall be used solely by the Pennsylvania Fish and Boat Commission to carry out their legislatively mandated functions and for no other purpose. Should the Grantee attempt to convey the property, or any portion thereof, (other than exchanges for parcels known as interiors or indentures which may be conveyed among the parties to solidify contiguous management parcels and promote overall management goals and objectives of the parties involved), or utilize it for any other purpose, the property shall immediately revert to the Grantor."

(e) Execution.--The deed of conveyance shall be by Special Warranty Deed and shall be executed by the Secretary of General Services in the name of the Commonwealth.

(f) Cost and fees.--Costs and fees incidental to this conveyance shall be borne by the Grantee.

(g) Nonconveyance.--In the event that this conveyance is not executed within two years of the effective date of this section, the authority contained in this section shall expire.

Section 4. Conveyance to the Pennsylvania Game Commission in Benner Township, Centre County, Pennsylvania.

(a) Authorization.--The Department of General Services, with the approval of the Governor, is hereby authorized on behalf of the Commonwealth of Pennsylvania to grant and convey to the Pennsylvania Game Commission certain land and improvements situate in Benner Township, Centre County for \$1,092,501 and under terms and conditions to be established in an agreement of sale or other appropriate agreement.

(b) Description.--The property to be conveyed pursuant to subsection (a) consists of four parcels of land totaling 1,211.1990-acres and improvements thereon bounded and more particularly described as follows:

PARCEL PGC A

Beginning at a point at the intersection of the centerline of Rock Road, Benner Township Road T-376 with the centerline of Barnes Lane, Benner Township Road T-343 at the western corner of the herein described parcel, said point having coordinates referenced to the Pennsylvania State Plane Coordinate System North Zone, North American Datum of 1983 of Northing 250867.8777 and Easting 1946233.7424;

Thence along the centerline of Barnes Lane N 75-52-24 E a dis-

distance of 906.10 feet to a point;

Thence continuing along the centerline of Barnes Lane and concluding along lands now or formerly of The Pennsylvania State University N 76-16-00 E a distance of 729.03 feet to a point;

Thence along lands now or formerly of The Pennsylvania State University the following two (2) courses:

1. N 46-01-11 E a distance of 1174.65 feet to a point; Thence
2. N 37-20-05 W a distance of 1121.00 feet to a point;

Thence along the centerline of Barnes Lane the following five (5) courses:

1. along a curve to the right having a radius of 222.50, central angle of 33° 58' 59", chord bearing and distance of N 38-12-46 E a distance of 130.04 feet, an arc distance of 131.97 feet to a point; Thence

2. N 55-12-16 E a distance of 173.69 feet to a point; Thence
3. N 54-32-13 E a distance of 246.09 feet to a point; Thence
4. N 35-48-18 W a distance of 220.53 feet to a point; Thence
5. N 26-06-44 E a distance of 969.25 feet to a point;

Thence along lands now or formerly of The Pennsylvania State University the following nine (9) courses:

1. S 37-42-30 E a distance of 903.31 feet to a point; Thence
2. S 37-42-30 E a distance of 858.16 feet to a point; Thence
3. N 31-57-27 E a distance of 1283.54 feet to a point; Thence
4. N 57-27-12 W a distance of 278.61 feet to a point; Thence
5. N 32-21-26 E a distance of 312.52 feet to a point; Thence
6. N 56-42-41 W a distance of 976.45 feet to a point; Thence
7. N 56-49-35 W a distance of 313.91 feet to a point in the centerline of Barnes Lane; Thence
8. N 57-09-12 W a distance of 585.95 feet to a point; Thence
9. N 57-08-47 W a distance of 519.25 feet to a point in a southern line of lands now or formerly of Jesse P. and Barbara J. Schaeffer;

Thence along lands of Jesse P. and Barbara J. Schaeffer N 52-43-46 E a distance of 920.39 feet to a point;

Thence along lands now or formerly of The Pennsylvania State University N 52-42-39 E a distance of 2283.77 feet to a point;

Thence along the centerline of Barnes Lane the following five (5) courses:

1. N 46-26-16 E a distance of 57.98 feet to a point; Thence
2. N 53-47-56 E a distance of 298.55 feet to a point; Thence
3. N 54-50-37 E a distance of 558.06 feet to a point; Thence
4. N 54-12-32 E a distance of 822.91 feet to a point; Thence
5. N 54-07-25 E a distance of 71.92 feet to a point;

Thence along lands now or formerly of William J., Sandra R. and John R. Ross the following two (2) courses:

1. S 44-27-16 E a distance of 2189.69 feet to a point; Thence
2. N 72-30-02 E a distance of 330.70 feet to a point;

Thence along lands now or formerly of the Pennsylvania Fish and Boat Commission the following six (6) courses:

1. N 76-23-13 E a distance of 26.40 feet to a point; Thence
2. S 31-08-47 E a distance of 151.80 feet to a point; Thence
3. S 48-08-47 E a distance of 660.00 feet to a point; Thence
4. S 66-08-47 E a distance of 577.50 feet to a point; Thence
5. S 84-08-47 E a distance of 495.00 feet to a point; Thence
6. S 81-38-47 E a distance of 396.00 feet to a point;

Thence along "Parcel PFBC C" the following twelve (12) courses:

1. S 76-04-56 E a distance of 186.23 feet to a point; Thence
2. S 66-23-58 E a distance of 81.76 feet to a point; Thence
3. S 43-01-16 E a distance of 46.79 feet to a point; Thence
4. S 32-03-06 E a distance of 41.87 feet to a point; Thence
5. S 20-40-38 E a distance of 71.75 feet to a point; Thence
6. S 11-11-35 W a distance of 75.95 feet to a point; Thence
7. S 60-58-26 W a distance of 79.87 feet to a point; Thence
8. S 74-06-26 W a distance of 112.91 feet to a point; Thence
9. S 75-13-08 W a distance of 115.85 feet to a point; Thence
10. S 76-24-41 W a distance of 202.18 feet to a point; Thence
11. S 77-55-55 W a distance of 153.16 feet to a point; Thence
12. S 74-44-21 W a distance of 99.88 feet to a point in the western line of "Parcel PFBC B";

Thence along "Parcel PFBC B" N 17-04-41 W a distance of 53.02 feet to a point;

Thence along a line which is 75 feet northerly of and parallel to the high water mark of Spring Creek and along the northern line of "Parcel PFBC B" the following thirty-four (34) courses:

1. S 71-36-30 W a distance of 56.86 feet to a point; Thence
2. S 60-22-11 W a distance of 200.00 feet to a point; Thence
3. S 19-00-42 W a distance of 200.00 feet to a point; Thence
4. S 19-14-02 W a distance of 200.00 feet to a point; Thence
5. S 03-02-20 E a distance of 200.00 feet to a point; Thence
6. S 16-30-00 E a distance of 200.00 feet to a point; Thence
7. S 06-46-03 W a distance of 200.00 feet to a point; Thence
8. S 15-52-08 W a distance of 200.00 feet to a point; Thence
9. S 45-22-46 W a distance of 200.00 feet to a point; Thence
10. S 74-46-00 W a distance of 200.00 feet to a point; Thence
11. N 66-02-14 W a distance of 200.00 feet to a point; Thence
12. N 73-44-21 W a distance of 531.35 feet to a point; Thence
13. N 65-28-09 W a distance of 200.00 feet to a point; Thence
14. N 75-17-03 W a distance of 200.00 feet to a point; Thence
15. S 89-50-51 W a distance of 200.00 feet to a point; Thence
16. S 73-33-17 W a distance of 200.00 feet to a point; Thence
17. S 59-33-35 W a distance of 200.00 feet to a point; Thence
18. S 29-26-17 W a distance of 200.00 feet to a point; Thence
19. S 15-42-25 W a distance of 200.00 feet to a point; Thence
20. S 27-09-59 W a distance of 200.00 feet to a point; Thence
21. S 01-00-28 E a distance of 399.95 feet to a point; Thence
22. S 11-42-32 E a distance of 200.00 feet to a point; Thence
23. S 07-18-20 E a distance of 200.00 feet to a point; Thence
24. S 03-17-43 W a distance of 200.00 feet to a point; Thence
25. S 42-51-30 W a distance of 200.00 feet to a point; Thence
26. N 83-51-54 W a distance of 275.00 feet to a point; Thence
27. N 62-43-50 W a distance of 200.00 feet to a point; Thence
28. N 67-46-47 W a distance of 200.00 feet to a point; Thence
29. S 86-01-41 W a distance of 200.00 feet to a point; Thence
30. S 60-39-01 W a distance of 100.00 feet to a point; Thence
31. S 34-13-11 W a distance of 100.00 feet to a point; Thence
32. S 27-15-09 W a distance of 400.00 feet to a point; Thence
33. S 19-21-44 W a distance of 200.00 feet to a point; Thence
34. S 14-20-15 W a distance of 200.00 feet to a point;

Thence along "Parcel Benner C" S 54-42-51 W a distance of 624.93 feet to a point;

Thence along a line which is 75 feet northerly of and parallel to the high water mark of Spring Creek and along the northern line of "Parcel PFBC A.2" the following twenty-two (22) courses:

1. N 66-27-44 W a distance of 200.00 feet to a point; Thence
2. N 76-53-53 W a distance of 200.00 feet to a point; Thence
3. N 83-47-42 W a distance of 400.00 feet to a point; Thence
4. N 88-35-04 W a distance of 300.00 feet to a point; Thence
5. S 74-18-54 W a distance of 200.00 feet to a point; Thence
6. S 69-20-43 W a distance of 200.00 feet to a point; Thence
7. S 65-15-58 W a distance of 200.00 feet to a point; Thence
8. S 72-27-15 W a distance of 200.00 feet to a point; Thence
9. S 75-26-31 W a distance of 200.00 feet to a point; Thence
10. S 80-12-24 W a distance of 200.00 feet to a point; Thence
11. S 81-26-27 W a distance of 200.00 feet to a point; Thence
12. S 74-43-47 W a distance of 200.00 feet to a point; Thence
13. S 67-20-31 W a distance of 200.00 feet to a point; Thence
14. S 60-42-17 W a distance of 200.00 feet to a point; Thence
15. S 49-38-01 W a distance of 200.00 feet to a point; Thence
16. S 25-35-50 W a distance of 200.00 feet to a point; Thence
17. S 06-26-37 W a distance of 200.00 feet to a point; Thence
18. S 01-54-23 E a distance of 200.00 feet to a point; Thence
19. S 16-02-38 E a distance of 200.00 feet to a point; Thence
20. S 23-22-25 E a distance of 150.00 feet to a point; Thence
21. S 54-17-58 E a distance of 200.00 feet to a point; Thence
22. S 45-15-05 E a distance of 111.36 feet to a point; Thence

continuing along the northern line of "Parcel PFBC A.2" S 17-44-53 W a distance of 365.30 feet to a point at the common northwestern corner of "Parcel PFBC A.2", the northern corner of "Parcel DGS\DOC A" and the eastern corner of "Parcel Benner A";

Thence along "Parcel Benner A" the following three (3) courses:

1. N 68-49-38 W a distance of 572.82 feet to a point; Thence
2. S 17-58-42 W a distance of 342.76 feet to a point; Thence
3. S 24-17-11 W a distance of 16.50 feet to a point;

Thence along the centerline of Barnes Lane, Benner Township Road T-376, the following (11) courses:

1. N 65-42-49 W a distance of 147.93 feet to a point; Thence
2. N 67-39-19 W a distance of 359.73 feet to a point; Thence
3. along a curve to the right having a radius of 520.18, central

angle of 18° 25' 39", chord bearing and distance of N 58-26-29 W a distance of 166.58 feet, an arc distance of 167.32 feet to a point; Thence

4. N 49-13-39 W a distance of 208.45 feet to a point; Thence
5. N 52-20-55 W a distance of 166.24 feet to a point; Thence
6. N 46-43-23 W a distance of 274.16 feet to a point; Thence
7. along a curve to the left having a radius of 300.00, central angle of 25° 48' 32", chord bearing and distance of N 59-37-39 W a distance of 134.00 feet, an arc distance of 135.14 to a point; Thence
8. N 72-31-55 W a distance of 97.37 feet to a point; Thence
9. along a curve to the right having a radius of 200.00, central angle of 34° 24' 16", chord bearing and distance of N 55-19-47 W a distance of 118.30 feet, an arc distance of 120.10 to a point; Thence
10. N 38-07-39 W a distance of 36.70 feet to a point; Thence
11. N 35-31-13 W a distance of 176.59 feet to the point of beginning.

Containing 30,454,293 square feet or 699.1344 acres of land, gross area, be the same more or less, once the 90,000 square feet or 2.0661 acres of land contained within "Parcel DGS\DOC B" lying entirely within the bounds of the herein described parcel is removed.

PARCEL PGC B

Beginning at a point in the western line of "Parcel Benner B" at the common northeastern corner of "Parcel PSU A" and the southeastern corner of the herein described parcel, said point having coordinates referenced to the Pennsylvania State Plane Coordinate System North Zone, North American Datum of 1983 of Northing 249321.7794 and Easting 1951029.2235;

Thence along "Parcel PSU A" the following two (2) courses:

1. S 80-24-34 W a distance of 421.46 feet to a point; Thence
2. S 66-39-59 W a distance of 1233.16 feet to a point in the

eastern line of lands now or formerly of Betty H. Delafield at the common northwestern corner of "Parcel PSU A" and a southwestern corner of the herein described parcel;

Thence along said land of Betty H. Delafield N 38-46-35 W a distance of 659.12 feet to a point;

Thence continuing along said land of Betty H. Delafield and concluding along lands now or formerly of Kathryn N., William C. & Kelley D. Stocker S 49-16-53 W a distance of 1761.25 feet to a point;

Thence along a line which is 75 feet southerly of and parallel to the high water mark of Spring Creek and along the southerly line of "Parcel PFBC A.3" the following seven (7) courses:

1. N 05-32-18 W a distance of 236.60 feet to a point; Thence
2. N 18-43-40 W a distance of 200.00 feet to a point; Thence
3. N 12-06-11 W a distance of 200.00 feet to a point; Thence
4. N 86-04-14 E a distance of 254.55 feet to a point; Thence
5. N 80-13-05 E a distance of 200.00 feet to a point; Thence
6. N 80-25-03 E a distance of 200.00 feet to a point; Thence
7. N 53-50-18 E a distance of 265.44 feet to a point;

Thence continuing along a line which is 75 feet southerly of and parallel to the high water mark of Spring Creek and along the southerly line of "Parcel PFBC A.3" and concluding along a line which is 75 feet southerly of and parallel to the high water mark of Spring Creek and along the southerly line of "Parcel PFBC A.1" N 53-57-43 E a distance of 200.00 feet to a point; Thence continuing along a line which is 75 feet southerly of and parallel to the high water mark of Spring Creek and along the southerly line of "Parcel PFBC A.1" the following ten (10) courses:

1. N 47-37-56 E a distance of 200.00 feet to a point; Thence
2. N 44-23-35 E a distance of 200.00 feet to a point; Thence
3. N 34-56-58 E a distance of 200.00 feet to a point; Thence
4. N 13-39-49 E a distance of 200.00 feet to a point; Thence
5. N 03-47-47 W a distance of 200.00 feet to a point; Thence
6. N 20-29-48 W a distance of 200.00 feet to a point; Thence
7. N 30-53-52 W a distance of 200.00 feet to a point; Thence
8. N 36-53-58 W a distance of 200.00 feet to a point; Thence
9. N 33-28-03 W a distance of 200.00 feet to a point; Thence
10. N 02-25-05 W a distance of 200.00 feet to a point; Thence

continuing along the southerly line of "Parcel PFBC A.1" the following four (4) courses:

1. N 63-53-59 E a distance of 1280.00 feet to a point; Thence
2. N 61-58-13 E a distance of 480.00 feet to a point; Thence
3. N 86-46-03 E a distance of 700.00 feet to a point; Thence
4. S 85-24-22 E a distance of 700.00 feet to a point in the west-

ern line of "Parcel Benner B" at the common southeastern corner of "Parcel PFBC A.1" and the northeastern corner of the herein described parcel;

Thence along the western line of "Parcel Benner B" the following eleven (11) courses:

1. S 10-12-55 W a distance of 118.06 feet to a point; Thence
 2. S 13-11-30 W a distance of 18.17 feet to a point; Thence
 3. S 16-10-05 W a distance of 27.53 feet to a point; Thence
 4. S 16-10-05 W a distance of 73.05 feet to a point; Thence
 5. along a curve to the left having a radius of 1025.00, central angle of 36° 17' 33", chord bearing and distance of S 01-58-42 E a distance of 638.46 feet, an arc distance of 649.26 feet to a point; Thence
 6. S 20-07-28 E a distance of 231.37 feet to a point; Thence
 7. along a curve to the right having a radius of 325.00, central angle of 57° 06' 25", chord bearing and distance of S 08-25-44 W a distance of 310.69 feet, an arc distance of 323.93 feet to a point; Thence
 8. along a curve to the right having a radius of 275.00, central angle of 26° 32' 18", chord bearing and distance of S 50-15-05 W a distance of 126.24 feet, an arc distance of 127.37 feet to a point; Thence
 9. S 63-31-14 W a distance of 321.97 feet to a point; Thence
 10. along a curve to the left having a radius of 450.00, central angle of 73° 06' 40", chord bearing and distance of S 26-57-54 W a distance of 536.04 feet, an arc distance of 574.21 feet to a point; Thence
 11. S 09-35-26 E a distance of 186.32 feet to the point of beginning.
- Containing 6,284,911 square feet or 144.2817 acres of land, gross area, be the same more or less.

PARCEL PGC C

Beginning at a point in the northern right-of-way line of SR6026 Section C03 at the common southeastern corner of "Parcel Benner B" and a southwestern corner of the herein described parcel, said point having coordinates referenced to the Pennsylvania State Plane Coordinate System North Zone, North American Datum of 1983 of Northing 248840.6417 and Easting 1951161.2283;

Thence along "Parcel Benner B" the following twelve (12) courses:

1. N 09-35-26 W a distance of 682.73 feet to a point; Thence
 2. along a curve to the right having a radius of 400.00, central angle of 73° 06' 40", chord bearing and distance of N 26-57-54 E a distance of 476.48 feet, an arc distance of 510.41 feet to a point; Thence
 3. N 63-31-14 E a distance of 321.97 feet to a point; Thence
 4. along a curve to the left having a radius of 325.00, central angle of 26° 32' 18", chord bearing and distance of N 50-15-05 E a distance of 149.19 feet, an arc distance of 150.53 feet to a point; Thence
 5. along a curve to the left having a radius of 375.00, central angle of 57° 06' 24", chord bearing and distance of N 08-25-44 E a distance of 358.48 feet, an arc distance of 373.76 feet to a point; Thence
 6. N 20-07-28 W a distance of 231.37 feet to a point; Thence
 7. along a curve to the right having a radius of 975.00, central angle of 36° 17' 33", chord bearing and distance of N 01-58-42 W a distance of 607.31 feet, an arc distance of 617.59 feet to a point; Thence
 8. N 16-10-05 E a distance of 99.88 feet to a point; Thence
 9. N 16-10-05 E a distance of 0.70 feet to a point; Thence
 10. N 13-11-30 E a distance of 23.37 feet to a point; Thence
 11. N 10-12-55 E a distance of 188.06 feet to a point; Thence
 12. along a curve to the right having a radius of 175.00, central angle of 05° 42' 51", chord bearing and distance of N 13-04-20 E a distance of 17.45 feet, an arc distance of 17.45 feet to a point; Thence
- Thence along a line which is 75 feet southerly of and parallel to the high water mark of Spring Creek and along the southern line of "Parcel PFBC B" the following twenty-five (25) courses:
1. N 80-38-34 E a distance of 100.00 feet to a point; Thence
 2. N 48-27-09 E a distance of 200.00 feet to a point; Thence
 3. N 51-10-19 E a distance of 200.00 feet to a point; Thence
 4. N 20-21-07 E a distance of 200.00 feet to a point; Thence
 5. N 00-26-48 W a distance of 200.00 feet to a point; Thence
 6. N 08-50-32 E a distance of 200.00 feet to a point; Thence

7. N 24-26-52 E a distance of 200.00 feet to a point; Thence
8. N 33-10-18 E a distance of 300.00 feet to a point; Thence
9. S 72-05-47 E a distance of 200.00 feet to a point; Thence
10. S 72-54-05 E a distance of 200.00 feet to a point; Thence
11. S 81-27-28 E a distance of 200.00 feet to a point; Thence
12. S 87-43-29 E a distance of 200.00 feet to a point; Thence
13. N 61-22-31 E a distance of 200.00 feet to a point; Thence
14. N 29-56-54 E a distance of 200.00 feet to a point; Thence
15. N 18-13-10 E a distance of 200.00 feet to a point; Thence
16. N 05-33-01 W a distance of 850 feet to a point; Thence
17. N 22-31-04 E a distance of 400.00 feet to a point; Thence
18. N 50-42-08 E a distance of 200.00 feet to a point; Thence
19. N 80-59-33 E a distance of 200.00 feet to a point; Thence
20. S 72-35-33 E a distance of 1000.00 feet to a point; Thence
21. S 74-04-29 E a distance of 350.00 feet to a point; Thence
22. N 59-53-33 E a distance of 200.00 feet to a point; Thence
23. N 34-44-06 E a distance of 200.00 feet to a point; Thence
24. N 50-06-08 E a distance of 200.00 feet to a point; Thence
25. N 08-52-47 E a distance of 264.06 feet to a point in the western line of "Parcel DGS\DOC C" at the northeastern corner of the herein described parcel;

Thence along "Parcel DGS\DOC C" the following eight (8) courses:

1. S 83-31-21 E a distance of 61.39 feet to a point; Thence
2. S 35-05-27 E a distance of 436.05 feet to a point; Thence
3. S 35-05-27 E a distance of 70.37 feet to a point; Thence
4. S 27-37-27 E a distance of 517.07 feet to a point; Thence
5. S 45-07-27 E a distance of 333.40 feet to a point; Thence
6. S 39-40-31 W a distance of 121.08 feet to a point; Thence
7. S 50-19-29 E a distance of 380.89 feet to a point; Thence
8. S 58-26-10 E a distance of 385.97 feet to a point in the northern right-of-way line of SR6026 section C03;

Thence along the northern right-of-way line of SR6026 section C03 the following four (4) courses:

1. S 21-11-24 W a distance of 37.05 feet to a point; Thence
2. S 27-35-26 W a distance of 202.24 feet to a point; Thence
3. S 19-25-20 W a distance of 208.81 feet to a point; Thence
4. S 36-07-17 W a distance of 400.00 feet to a point;

Thence along "Parcel PSU B" the following fifteen (15) courses:

1. N 36-08-01 W a distance of 1464.52 feet to a point; Thence
 2. S 63-00-59 W a distance of 200.82 feet to a point; Thence
 3. S 83-40-05 W a distance of 488.71 feet to a point; Thence
 4. S 64-36-24 W a distance of 1678.24 feet to a point; Thence
 5. S 24-18-10 W a distance of 302.73 feet to a point; Thence
 6. S 40-51-08 E a distance of 393.70 feet to a point; Thence
 7. S 36-50-33 W a distance of 467.02 feet to a point; Thence
 8. S 58-37-42 W a distance of 391.11 feet to a point; Thence
 9. S 39-46-23 W a distance of 856.72 feet to a point; Thence
 10. S 18-59-26 E a distance of 148.64 feet to a point; Thence
 11. S 71-00-34 W a distance of 191.00 feet to a point; Thence
 12. S 73-19-05 W a distance of 152.99 feet to a point; Thence
 13. S 88-14-59 W a distance of 118.07 feet to a point; Thence
 14. S 56-46-15 W a distance of 16.95 feet to a point; Thence
 15. S 21-32-16 E a distance of 1900.70 feet to a point; Thence
- along the northern right-of-way line of SR6026 section C03 the following (12) courses:

1. S 66-43-13 W a distance of 156.87 feet to a point; Thence
2. N 06-26-17 W a distance of 231.62 feet to a point; Thence
3. S 85-19-31 W a distance of 284.60 feet to a point; Thence
4. S 06-03-25 E a distance of 400.66 feet to a point; Thence
5. S 39-31-27 W a distance of 273.53 feet to a point; Thence
6. N 83-23-52 W a distance of 242.73 feet to a point; Thence
7. N 64-59-41 W a distance of 313.59 feet to a point; Thence
8. along a curve to the left having a radius of 470.00, central angle of 30° 16' 30", chord bearing and distance of N 74-38-58 W a distance of 245.47 feet, an arc distance of 248.35 feet to a point; Thence
9. along a curve to the left having a radius of 410.00, central angle of 09° 46' 56", chord bearing and distance of S 85-19-19 W a distance of 69.92 feet, an arc distance of 70.00 feet to a point; Thence
10. S 80-26-29 W a distance of 254.02 feet to a point; Thence
11. N 09-34-07 W a distance of 105.24 feet to a point; Thence
12. S 80-25-53 W a distance of 45.19 feet to the point of beginning.

Containing 9,306,609 square feet or 213.6503 acres of land, gross

area, be the same more or less.

PARCEL PGC D

Beginning at a point in the northern right-of-way line of SR6026 Section C03 at the common southeastern corner of "Parcel DGSVDOC C" and the southwestern corner of the herein described parcel, said point having coordinates referenced to the Pennsylvania State Plane Coordinate System North Zone, North American Datum of 1983 of Northing 253535.0168 and Easting 1957552.7604;

Thence along "Parcel DGCVDOC C" the following fourteen (14) courses:

1. N 50-59-28 W a distance of 178.90 feet to a point; Thence
2. along a curve to the left having a radius of 425.00, central angle of 24° 14' 55", chord bearing and distance of N 63-06-55 W a distance of 178.53 feet, an arc distance of 179.87 feet to a point; Thence

3. N 75-14-22 W a distance of 354.58 feet to a point; Thence

4. along a curve to the right having a radius of 1175.00, central angle of 10° 33' 48", chord bearing and distance of N 69-57-28 W a distance of 216.32 feet, an arc distance of 216.63 feet to a point; Thence

5. along a curve to the right having a radius of 725.00, central angle of 37° 52' 31", chord bearing and distance of N 45-44-18 W a distance of 470.58 feet, an arc distance of 479.26 feet to a point; Thence

6. N 26-48-02 W a distance of 146.74 feet to a point; Thence

7. along a curve to the right having a radius of 1175.00, central angle of 10° 51' 40", chord bearing and distance of N 21-22-12 W a distance of 222.40 feet, an arc distance of 222.74 feet to a point; Thence

8. N 15-56-21 W a distance of 105.60 feet to a point; Thence

9. along a curve to the left having a radius of 475.00, central angle of 17° 06' 50", chord bearing and distance of N 24-24-44 W a distance of 141.35 feet, an arc distance of 141.88 feet to a point; Thence

10. N 32-58-09 W a distance of 171.95 feet to a point; Thence

11. along a curve to the left having a radius of 225.00, central angle of 31° 19' 21", chord bearing and distance of N 48-37-49 W a distance of 121.48 feet, an arc distance of 123.00 feet to a point; Thence

12. along a curve to the left having a radius of 110.00, central angle of 25° 31' 22", chord bearing and distance of N 77-03-10 W a distance of 48.60 feet, an arc distance of 49.00 feet to a point; Thence

13. N 64-19-31 W a distance of 36.60 feet to a point; Thence

14. N 83-31-21 W a distance of 130.18 feet to a point; Thence along a line which is 75 feet southerly of and parallel to the high water mark of Spring Creek and along the southern line of "Parcel PFBC B" the following five (5) courses:

1. N 03-13-44 W a distance of 200.00 feet to a point; Thence

2. N 06-45-25 W a distance of 200.00 feet to a point; Thence

3. N 13-59-17 E a distance of 200.00 feet to a point; Thence

4. N 25-26-01 E a distance of 100.00 feet to a point; Thence

5. N 66-10-55 E a distance of 100.00 feet to a point;

Thence along a line which is 75 feet southerly of and parallel to the high water mark of Spring Creek and along the southern line of "Parcel PFBC C" the following eight (8) courses:

1. N 70-43-44 E a distance of 93.07 feet to a point; Thence

2. N 80-41-09 E a distance of 148.12 feet to a point; Thence

3. N 75-20-56 E a distance of 207.47 feet to a point; Thence

4. N 75-27-57 E a distance of 118.52 feet to a point; Thence

5. N 71-24-08 E a distance of 131.36 feet to a point; Thence

6. N 57-22-30 E a distance of 132.86 feet to a point; Thence

7. N 23-31-50 E a distance of 61.33 feet to a point; Thence

8. N 11-11-35 E a distance of 122.33 feet to a point;

Thence along the southern line of "Parcel PFBC C" N 11-32-09 W a distance of 462.09 feet to a point; Thence along lands now or formerly of the Pennsylvania Fish & Boat Commission, Centre County Deed Book 152, Page 30, the "Hartle Tract" N 57-48-05 W a distance of 637.15 feet to a point;

Thence continuing along lands now or formerly of the Pennsylvania Fish & Boat Commission, Centre County Deed Book 152, Page 30, the "Hartle Tract" and concluding along lands now or formerly of the Pennsylvania Fish & Boat Commission, Centre County Deed Book 152, Page 30, the "Bressler Tract" N 29-13-00 E a distance of 1629.44 feet to a point;

Thence along "Parcel PFBC D" the following five (5) courses:

1. S 47-46-09 E a distance of 380.21 feet to a point; Thence

2. S 60-16-51 E a distance of 291.70 feet to a point; Thence

3. N 73-37-17 E a distance of 411.21 feet to a point; Thence

4. N 47-00-19 E a distance of 144.88 feet to a point; Thence

5. N 78-20-36 E a distance of 249.26 feet to a point;

Thence along "Parcel PSU C" the following eight (8) courses:

1. S 54-04-45 E a distance of 245.93 feet to a point; Thence

2. S 31-09-05 W a distance of 2231.65 feet to a point; Thence

3. S 11-30-56 W a distance of 278.82 feet to a point; Thence

4. S 46-26-49 E a distance of 1021.22 feet to a point; Thence

5. N 48-42-18 E a distance of 50.00 feet to a point; Thence

6. S 41-17-42 E a distance of 127.37 feet to a point; Thence

7. along a curve to the left having a radius of 175.00, central angle of 16° 58' 41", chord bearing and distance of S 49-47-02 E a distance of 51.67 feet, an arc distance of 51.86 feet to a point; Thence

8. S 59-41-39 E a distance of 130.00 feet to a point;

Thence along the northern right-of-way line of SR6026 Section C03 the following (5) courses:

1. S 19-43-54 W a distance of 354.40 feet to a point; Thence

2. S 65-38-49 E a distance of 245.15 feet to a point; Thence

3. S 08-38-49 W a distance of 281.78 feet to a point; Thence

4. S 36-07-17 W a distance of 700.00 feet to a point; Thence

5. S 43-42-58 W a distance of 385.04 feet to the point of beginning.

Containing 6,713,999 square feet or 154.1322 acres of land, gross area, be the same more or less.

(c) Easements.--The conveyance shall be made under and subject to all lawful and enforceable easements, servitudes and rights of others, including but not confined to streets, roadways and rights of any telephone, telegraph, water, electric, gas or pipeline companies, as well as under and subject to any lawful and enforceable estates or tenancies vested in third persons appearing of record, for any portion of the land or improvements erected thereon.

(d) Cooperative agreement and land use restriction.--

(1) The Department of General Services shall only make the conveyance to the Pennsylvania Game Commission as authorized by this section upon the Pennsylvania Game Commission providing the Department of General Services with a copy of a cooperative agreement between it and Benner Township that has been fully executed by the aforementioned parties.

(2) The deed of conveyance shall contain the following restrictive covenant: "Under and subject to a condition that the land conveyed herein shall be used solely by the Pennsylvania Game Commission to carry out its legislatively mandated functions and for no other purpose. Should the Grantee attempt to convey the property, or any portion thereof, (other than exchanges for parcels known as interiors or indentures which may be conveyed among the parties to solidify contiguous management parcels and promote overall management goals and objectives of the parties involved), or utilize it for any other purpose, the property shall immediately revert to the Grantor."

(e) Execution.--The deed of conveyance shall be by Special Warranty Deed and shall be executed by the Secretary of General Services in the name of the Commonwealth.

(f) Costs and fees.--Costs and fees incidental to this conveyance shall be borne by the Grantee.

(g) Nonconveyance.--In the event that this conveyance is not executed within two years of the effective date of this section, the authority contained in this section shall expire.

Amend Bill, page 1, line 10, by striking out "1" and inserting:

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Amend Bill, page 5, lines 12 and 13, by striking out all of said lines and inserting:

Section 6. Local laws.

The conveyances authorized in sections 3 and 4 are between agencies of the Commonwealth. No local land use controls or subdivision regulations, including, but not limited to, zoning and subdivision ordinances, shall apply to the conveyances in sections 3 and 4. Section 7. Notice of funding.

The source of all or a portion of the funds being utilized by the Pennsylvania Game Commission to purchase the property in section 4 is a grant from the Fish and Wildlife Service. The Department of General Services is hereby authorized, if required by any grant agreement between the Pennsylvania Game Commission and the Fish and

Wildlife Service, to place notice of said funding source and any Federal requirements within its conveyance documents.

Section 8. Easements.

To effectuate this act, the Department of General Services is hereby authorized, on behalf of the Commonwealth, to reserve or grant any such easements on the property, known as the State Correctional Institution at Rockview, as the Secretary of General Services shall determine are appropriate or desirable, including, without limitation, for access and utility service.

Section 9. Minor modifications to legal descriptions.

The Department of General Services is authorized to make minor modifications to the legal descriptions contained in this act, within its conveyance documents, based on a final land survey plan to be prepared by Sweetland Engineering & Associates, Inc. under an agreement with the Department of General Services.

Section 10. Costs, fees and deposit of proceeds.

The amount of all costs and fees incurred by the Department of General Services in preparing the property contained in this act for sale shall be deducted from proceeds of the sale and transferred to the appropriation from which the costs and fees were paid by the Department of General Services. The balance of the proceeds of the sale shall be deposited in the General Fund.

Section 11. Effective date.

This act shall take effect immediately.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third consideration, as amended?

MELLOW AMENDMENT A8081

Senator O'PAKE, on behalf of Senator MELLOW, offered the following amendment No. A8081:

Amend Bill, page 1, line 7, by inserting after "Pennsylvania"; and authorizing the Department of General Services, with the approval of the Department of Education and the Governor, to grant and convey to Marywood University approximately ten acres including nine buildings and all improvements thereon, known as the Scranton State School for the Deaf, situate at 1800 N. Washington Avenue in the City of Scranton and Borough of Dunmore, Lackawanna County

Amend Bill, page 5, by inserting between lines 11 and 12:
Section 2. Conveyance in Lackawanna County.

(a) Authorization.--The Department of General Services, with the approval of the Department of Education and the Governor, is hereby authorized on behalf of the Commonwealth of Pennsylvania to grant and convey to Marywood University, approximately ten acres including nine buildings and all improvements thereon, as described in subsection (b) for \$500,000.

(b) Property description.--The property to be conveyed, pursuant to subsection (a) consists of approximately ten acres, including nine buildings and all improvements thereon, more particularly described as follows:

ALL THAT CERTAIN tract of land situate in the City of Scranton and the Borough of Dunmore, Lackawanna County, being more particularly bound and described as follows:

BEGINNING at the easterly intersection of Washington Avenue and Electric Street, then North 40 degrees 30 minutes East along Washington Avenue 464.2 feet to a corner about the center of the Old Drinker Turnpike now vacated and abandoned and reverted to adjoining owners who have adjusted the lines of the division of the said Turnpike; thence along said Turnpike South 49 degrees 30 minutes East 338 feet to a corner; thence South 60 degrees 10 minutes East about 57 feet to the center line of Adams Avenue; thence North 40 degrees 30 minutes East along said center line 47 feet to a corner; thence South 49 degrees 30 minutes East 317 feet to a corner; thence South 12 degrees 00 minutes West 143 feet to a corner on the Northerly fence line of Jefferson Avenue; thence South 40 degrees 30 min-

utes West along said Jefferson Avenue 390.2 feet to the easterly fence line of Electric Street; thence North 49 degrees 40 minutes West along said Electric Street 785 feet to the place of BEGINNING.

BEING the same premises conveyed from the Pennsylvania Oral School for the Deaf to the Commonwealth of Pennsylvania, by deed dated December 10, 1915 and recorded January 20, 1916, in the Office of the Recorder of Deeds for the County of Lackawanna, Pennsylvania, in Deed Book 276, Page 207.

(c) Conditions.--The conveyance shall be made under and subject to all lawful and enforceable easements, servitudes and rights of others, including but not confined to streets, roadways and rights of any telephone, telegraph, water, electric, gas or pipeline companies, as well as under and subject to any lawful and enforceable estates or tenancies vested in third persons appearing of record, for any portion of the land or improvements erected thereon.

(d) Restriction.--The conveyance authorized under this section shall be made under and subject to the condition, which shall be contained in the deed of conveyance, that no portion of the property conveyed shall be used as a licensed facility, as defined in 4 Pa.C.S. § 1103 (relating to definitions), or any other similar type of facility authorized under State law. The condition shall be a covenant running with the land and shall be binding upon the Grantee, its successors and assigns. Should the Grantee, its successors or assigns, permit any portion of the property authorized to be conveyed in this section to be used in violation of this subsection, the title shall immediately revert to and revest in the Grantor.

(e) Deed.--The deed of conveyance shall be executed by the Secretary of General Services in the name of the Commonwealth.

(f) Deposit of proceeds.--Proceeds from this conveyance shall be deposited into the General Fund.

(g) Costs and fees.--Costs and fees incidental to this conveyance shall be borne by the Grantee.

(h) Alternate disposition.--In the event that this conveyance is not executed within one year of the effective date of this section, the property may be disposed of in accordance with Article 2405-A of the Act of April 9, 1929 (P.L. 177, No.175), known as The Administrative Code of 1929.

Amend Bill, page 5, line 12, by striking out "2" and inserting:
3

On the question,

Will the Senate agree to the amendment?

It was agreed to.

And the question recurring,

Will the Senate agree to the bill on third consideration, as amended?

HUGHES AMENDMENT A8080

Senator O'PAKE, on behalf of Senator HUGHES, offered the following amendment No. A8080:

Amend Bill, page 1, line 7, by inserting after "Pennsylvania"; and authorizing the Department of General Services, with the approval of the Governor, to grant and convey to the Philadelphia Authority for Industrial Development, certain lands situate in the 38th Ward of the City of Philadelphia, Philadelphia County

Amend Bill, page 5, by inserting between lines 11 and 12:
Section 2. Conveyance in 38th Ward, City of Philadelphia.

(a) Authorization.--The Department of General Services, with the approval of the Governor, is hereby authorized on behalf of the Commonwealth of Pennsylvania to grant and convey to the Philadelphia Authority for Industrial Development certain lands, being a portion of the former Eastern Pennsylvania Psychiatric Institute, situate in the 38th Ward of the City of Philadelphia, Philadelphia County, upon such terms and conditions as may be mutually agreeable to the parties. Consideration for such conveyance shall not be less than \$3,050,000. The parties may agree that the consideration may be paid, in whole or in part, upon a subsequent conveyance of the property by the Philadelphia Authority for Industrial Development, but no later than one year after closing on the initial conveyance.

(b) Description.--The property to be conveyed pursuant to sub-

section (a) consists of the following, including any improvements erected thereon:

ALL THAT CERTAIN lot or piece of ground with the buildings and improvements thereon erected, SITUATE in the City and County of Philadelphia, Pennsylvania as shown on a plan entitled "Relocation of Lot Lines Plan" prepared by Langan Engineering and Environmental Services, Inc. dated 08-14-06, and being more particularly bounded and described as follows, to wit:

BEGINNING at the point at the intersection of the southwesterly right of way line of Henry Avenue (variable width) and the southeasterly right of way line of the Roosevelt Boulevard Extension (a.k.a. U.S. Route 1, variable width); thence,

1. Extending along the southwesterly right of way line of Henry Avenue, South $33^{\circ}10'29''$ East, a distance of 567.15 feet; thence,

2. Leaving said line of Henry Avenue and extending along the lines of Lot 2, South $56^{\circ}49'31''$ West, a distance of 314.18 feet; thence,

3. Still along the same South $33^{\circ}10'29''$ East, a distance of 378.94 feet; thence,

4. Still along the same North $56^{\circ}49'31''$ East, a distance of 290.44 feet to a point of cusp in the aforementioned line of Henry Avenue; thence,

5. Along the said line of Henry Avenue on the arc of a circle curving to the right having a radius of 513.79 feet, an arc distance of 22.56 feet and a central angle of $02^{\circ}30'56''$ and being subtended by a chord which bears South $14^{\circ}25'50''$ East a distance of 22.56 feet; thence,

6. Still along the same South $13^{\circ}10'22''$ East tangent to said curve, a distance of 419.90 feet to a point in the northerly line of the Germantown and Norristown Railroad (66 feet wide); thence,

7. North $67^{\circ}56'26''$ West, a distance of 1,114.24 feet; thence,

8. Leaving said line and extending North $07^{\circ}28'16''$ West, a distance of 500.29 feet to a point in the aforementioned southeasterly right of way line of the Roosevelt Boulevard Extension; thence,

9. Along said line of the Roosevelt Boulevard Extension North $56^{\circ}42'49''$ East, a distance of 276.84 feet; thence,

10. North $63^{\circ}18'45''$ East, a distance of 124.18 feet; thence,

11. On the arc of a circle curving to the left having a radius of 3,091.87 feet, an arc distance of 193.04 feet and a central angle of $03^{\circ}34'38''$ and being subtended by a chord which bears North $54^{\circ}02'13''$ East, a distance of 193.01 feet to the first mentioned point and place of BEGINNING.

CONTAINING 13.867 acres, more or less.

BEING 3232 Henry Avenue

BEING the same premises as described in a Deed of Confirmation by the Commonwealth of Pennsylvania, acting by and through the Department of General Services, an administrative department of the Commonwealth of Pennsylvania, dated October 2, 2007 and recorded with the Philadelphia County Department of Records as Document ID# 51796040.

(c) Easements.--The conveyance shall be made under and subject to all lawful and enforceable easements, servitudes and rights of others, including but not confined to streets, roadways and rights of any telephone, telegraph, water, electric, gas or pipeline companies, as well as under and subject to any lawful and enforceable estates or tenancies vested in third persons appearing of record, for any portion of the land or improvements erected thereon.

(d) Condition.--Any conveyance authorized under this section shall be made under and subject to the condition, which shall be contained in the deed of conveyance, that no portion of the property conveyed shall be used as a licensed facility, as defined in 4 Pa.C.S. § 1103 (relating to definitions), or any other similar type of facility authorized under State law. The condition shall be a covenant running with the land and shall be binding upon the Grantee, and its successors. Should the Grantee, or its successors, permit any portion of the property authorized to be conveyed in this section to be used in violation of this subsection, the title shall immediately revert to and revest in the Grantor.

(e) Deed.--The deed of conveyance shall be by Special Warranty Deed and shall be executed by the Secretary of General Services in the name of the Commonwealth of Pennsylvania.

(f) Costs and fees.--Costs and fees incidental to this conveyance shall be borne by the Grantee.

(g) Disposition.--In the event that this conveyance is not exe-

cuted within one year of the effective date of this section, the property may be disposed of in accordance with section 2405-A of the act of April 9, 1929 (P.L. 177, No. 175), known as The Administrative Code of 1929.

Amend Bill, page 5, line 12, by striking out "2" and inserting:
3

On the question,
Will the Senate agree to the amendment?

It was agreed to.

And the question recurring,
Will the Senate agree to the bill on third consideration, as amended?

M.J. WHITE AMENDMENT A8157

Senator M.J. WHITE offered the following amendment No. A8157:

Amend Bill, page 1, line 7, by inserting after "Pennsylvania":
; and authorizing the Department of General Services, with the approval of the Governor and the Department of Public Welfare, to grant and convey to Frenchcreek Township, Venango County, approximately 1.15-acres and improvements thereon, together with a 50' right-of-way, at Polk Center, situate in Polk Borough, Venango County

Amend Bill, page 5, by inserting between lines 11 and 12:
Section 2. Frenchcreek Township, Venango County.

(a) Authorization.--The Department of General Services, with the approval of the Governor and the Department of Public Welfare, is hereby authorized on behalf of the Commonwealth of Pennsylvania to grant and convey to Frenchcreek Township, Venango County, approximately 1.15-acres and improvements thereon, together with a 50' right-of-way, situate in Polk Borough, Venango County, for fair consideration equal to the fair market value as determined by an independent appraisal.

(b) Description.--The property to be conveyed pursuant to subsection (a) consists of approximately 1.15-acres and improvements, together with a 50' right of way, known as Pines School and being a part of Polk Center, more particularly described as follows:

ALL THAT CERTAIN piece or parcel of land, situate in Polk Borough, Venango County, Pennsylvania, said parcel being bounded and described as follows:

COMMENCING AT A POINT, marked by a re-bar and cap on the east right-of-way line of S.R. 3024 and the south right-of-way line of the Pines School Road;

Thence North $52^{\circ}02'31''$ East a distance of 743.13 feet along the south right-of-way line of Pines School Road to a re-bar and cap, said point being the POINT OF BEGINNING;

Thence North $52^{\circ}02'31''$ East a distance of 250.00 feet along the south right-of-way line of Pines School Road to a re-bar and cap;

Thence South $37^{\circ}57'29''$ East a distance of 200.00 feet to a re-bar and cap;

Thence South $52^{\circ}02'31''$ West a distance of 250.00 feet to a re-bar and cap;

Thence North $37^{\circ}57'29''$ West a distance of 200.00 feet to a re-bar and cap, said point being the POINT OF BEGINNING;

CONTAINING AN AREA of 50,000 square feet or 1.15-acres;
TOGETHER with a right-of-way for ingress and egress over the existing Pines School Road which has a 50 foot right-of-way width;

BEING DEPICTED on a Plan entitled Minor Subdivision for Commonwealth of Pennsylvania, Department of General Services, prepared by Land and Mapping Services, and dated December 5, 2002, revised December 18, 2002.

(c) Easements.--The conveyance shall be made under and subject to all lawful and enforceable easements, servitudes and rights of others, including, but not confined to, streets, roadways and rights of any telephone, telegraph, water, electric, gas or pipeline companies, as well as under and subject to any lawful and enforceable estates or tenancies vested in third persons appearing of record, for any portion of the land or improvements erected thereon.

(d) Condition.--Any conveyance authorized under this section

shall be made under and subject to the condition, which shall be contained in the deed of conveyance, that no portion of the property conveyed shall be used as a licensed facility, as defined in 4 Pa.C.S. § 1103 (relating to definitions), or any other similar type of facility authorized under State law. The condition shall be a covenant running with the land and shall be binding upon the Grantee, its successors and assigns. Should the Grantee, its successors or assigns, permit any portion of the property authorized to be conveyed in this section to be used in violation of this subsection, the title shall immediately revert to and revest in the Grantor.

(e) Deed execution.--The deed of conveyance shall be by Special Warranty Deed and shall be executed by the Secretary of General Services in the name of the Commonwealth of Pennsylvania.

(f) Costs and fees.--Costs and fees incidental to this conveyance shall be borne by the Grantee.

Amend Bill, page 5, line 12, by striking out "2" and inserting:

3

On the question,
Will the Senate agree to the amendment?

POINT OF ORDER

The PRESIDENT. The Chair recognizes the gentleman from Bucks, Senator McIlhinney.

Senator McILHINNEY. Mr. President, point of order.

The PRESIDENT. The gentleman will state his point of order.

Senator McILHINNEY. I would like to appeal to the Chair as to whether or not a Rule XIII memorandum was properly filed for this amendment.

The PRESIDENT. Will the gentleman please repeat his point of order?

Senator McILHINNEY. I would like to request a point of order as to whether or not a Rule XIII memorandum, requiring an appraisal for a land conveyance, was properly filed on behalf of this amendment.

The PRESIDENT. Is the gentleman requesting to interrogate the maker of the amendment?

Senator McILHINNEY. If you want.

The PRESIDENT. Senator White, would you stand for interrogation?

Senator M.J. WHITE. Yes, I will, Mr. President.

The PRESIDENT. The gentlewoman so consents.

Senator McILHINNEY. Mr. President, has there been a properly filed Rule XIII memorandum for the land conveyance for this amendment?

Senator M.J. WHITE. Mr. President, it is my understanding that a Rule XIII memorandum has been prepared by the Department of General Services, but I understood from legal counsel for the Senate that it is not required to be submitted when an amendment is offered on the floor.

PARLIAMENTARY INQUIRY

The PRESIDENT. The Chair recognizes the gentleman from Bucks, Senator McIlhinney.

Senator McILHINNEY. Mr. President, I would like to then make a parliamentary inquiry. So, for the record, for future reference, we do not require a Rule XIII memorandum, we do not require a Department of General Services appraisal prior to voting upon an amendment or a bill when it bypasses a committee?

The PRESIDENT. The Senate will be at ease.
(The Senate was at ease.)

The PRESIDENT. Because this amendment is being offered on the floor, there is no Rule XIII memorandum necessary for this amendment. The gentleman's point is not in order.

And the question recurring,
Will the Senate agree to the amendment?

The PRESIDENT. The Chair recognizes the gentleman from Bucks, Senator McIlhinney.

Senator McILHINNEY. Mr. President, I would like to talk a little bit about the amendment at this point. For the record, most of the land transfer bills that go through the Committee on State Government require an appraisal by DGS and are then sent to the committee to determine whether or not it is in the best interest of the Commonwealth to sell the land.

This has been the tradition here in the Senate; both the Senate and the House have similar rules. This was not done in this process, so I just want to point out for future reference, it is not necessary to go through the committee for land transfers. So, future land transfers would not be required to go through the Committee on State Government. They can go directly to the floor, and the floor leader would have the prerogative of how to deal with them. So I want to state that for the record, and I would like to cast my vote in the negative on this particular amendment.

The PRESIDENT. The gentleman will be so cast in the negative.

And the question recurring,
Will the Senate agree to the amendment?

The yeas and nays were required by Senator M.J. WHITE and were as follows, viz:

YEA-47

| | | | |
|--------------|-----------|-------------|----------------|
| Alloway | Farnese | O'Pake | Tomlinson |
| Argall | Folmer | Orie | Vance |
| Baker | Fontana | Piccola | Vogel |
| Boscola | Gordner | Pileggi | Ward |
| Browne | Greenleaf | Pippy | Washington |
| Brubaker | Kasunic | Rafferty | Waugh |
| Corman | Kitchen | Robbins | White, Donald |
| Costa | Leach | Scarnati | White, Mary Jo |
| Dinniman | Logan | Smucker | Williams |
| Earll | Mellow | Stack | Wozniak |
| Eichelberger | Mensch | Stout | Yaw |
| Erickson | Musto | Tartaglione | |

NAY-1

McIlhinney

A majority of the Senators having voted "aye," the question was determined in the affirmative.

The PRESIDENT. Without objection, the bill will go over as amended.

SECOND CONSIDERATION CALENDAR

BILLS OVER IN ORDER

HB 47, HB 60 and HB 94 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL REREFERRED

SB 250 (Pr. No. 2038) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in education empowerment, further providing for mandate waiver program and for expiration.

Upon motion of Senator PILEGGI, and agreed to by voice vote, the bill was rereferred to the Committee on Appropriations.

BILLS OVER IN ORDER

HB 291, HB 444, HB 460, SB 522 and SB 553 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL LAID ON THE TABLE

HB 621 (Pr. No. 680) -- The Senate proceeded to consideration of the bill, entitled:

An Act selecting, designating and adopting the Eastern Box Turtle (*Terrapene carolina carolina*) as the official reptile for the Commonwealth of Pennsylvania.

Upon motion of Senator PILEGGI, and agreed to by voice vote, the bill was laid on the table.

BILLS OVER IN ORDER

SB 728 and HB 786 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL REREFERRED

SB 831 (Pr. No. 2005) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, in licensees, further providing for Category 2 slot machine license and for number of slot machine licenses.

Upon motion of Senator PILEGGI, and agreed to by voice vote, the bill was rereferred to the Committee on Appropriations.

BILL OVER IN ORDER

HB 838 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL AMENDED

SB 900 (Pr. No. 2028) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, providing for neighborhood blight reclamation and revitalization.

On the question,

Will the Senate agree to the bill on second consideration?

Senator ARGALL offered the following amendment No. A8135:

Amend Bill, page 4, lines 7 through 9, by striking out all of said lines

Amend Bill, page 4, lines 28 and 29, by striking out "or is otherwise" in line 28 and "dangerous to the safety of persons or property" in line 29

Amend Bill, page 8, line 25, by inserting after "a":

State law or municipal

Amend Bill, page 8, lines 29 and 30, by striking out "a" in line 29 and "municipality" in line 30 and inserting:

an independent third party or officer of the court

Amend Bill, page 8, line 30; page 9, line 1, by striking out "a", page 8 and "as determined by the municipality, to remedy a" in line 1, page 9 and inserting:

to remedy a serious

Amend Bill, page 9, line 1, by inserting after "a" where it occurs the second time:

State law or municipal

Amend Bill, page 9, lines 25 and 26, by striking out "60" in line 25 and "days" in line 26 and inserting:

six months

Amend Bill, page 10, line 6, by striking out "A" and inserting:

(a) General rule.--A

Amend Bill, page 10, by inserting between lines 9 and 10:

(b) Construction.--Nothing in this section shall be construed to authorize, in the case of an owner that is a corporation, a lien on the individual assets of the shareholders of the corporation.

Amend Bill, page 16, lines 17 and 18, by striking out "code" in line 17 and all of line 18 and inserting:

serious violations of State law or municipal code for real property which:

Amend Bill, page 16, line 19, by striking out "real property"

Amend Bill, page 16, lines 20 through 29, by striking out "for which taxes, water, sewer or refuse" in line 20, all of lines 21 through 28 and "municipality which is in" in line 29 and inserting:

(ii) Is in serious

Amend Bill, page 17, line 1, by inserting after "and":

the applicant

Amend Bill, page 17, lines 4 through 7, by striking out all of said lines

Amend Bill, page 17, line 8, by striking out "(3)" and inserting:

(2)

Amend Bill, page 17, line 15, by striking out "(4)" and inserting:

(3)

Amend Bill, page 17, lines 28 through 30, by striking out "in question has" in line 28 and all of lines 29 and 30 and inserting:

has presented and the appropriate State agency or municipality has accepted a plan to begin remediation of a serious violation of State law or municipal code, subject to the following:

(A) acceptance of the plan may be contingent on the beginning of the remediation plan within no fewer than 30 days following acceptance of the plan; or

(B) acceptance of the plan may be contingent upon the completion of the remediation plan within no fewer than 90 days from the commencement of the remediation plan.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

Without objection, the bill, as amended, was passed over in its order at the request of Senator PILEGGI.

BILL REREFERRED

SB 976 (Pr. No. 2064) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of November 24, 2004 (P.L.1270, No.153), referred to as the Pennsylvania Amber Alert System Law, further providing for Pennsylvania Amber Alert System established, for prohibited use, for coordination with other jurisdictions and for immunity; and creating the Missing Endangered Person Advisory System.

Upon motion of Senator PILEGGI, and agreed to by voice vote, the bill was rereferred to the Committee on Appropriations.

BILLS OVER IN ORDER

SB 998, SB 1049, SB 1055, SB 1134, SB 1163, SB 1168, SB 1171 and HB 1175 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL REREFERRED

SB 1181 (Pr. No. 2035) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, further providing for immunity from liability; and making a related repeal.

Upon motion of Senator PILEGGI, and agreed to by voice vote, the bill was rereferred to the Committee on Appropriations.

BILL LAID ON THE TABLE

SB 1222 (Pr. No. 2036) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 2, 1996 (P.L.514, No.85), known as the Health Security Act, prohibiting insurers from setting fees for noncovered insurance services.

Upon motion of Senator PILEGGI, and agreed to by voice vote, the bill was laid on the table.

BILLS OVER IN ORDER

SB 1272, HB 1287, HB 1288, HB 1289, SB 1394, HB 1800, HB 1859 and HB 1990 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL REREFERRED

HB 2246 (Pr. No. 3657) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for definitions; providing for permissible argument as to amount of damages; further providing for duty of driver in emergency response areas, for careless driving, for snow and ice dislodged or falling from moving vehicle and for sentencing for homicide by vehicle; providing for the offense of aggravated assault by vehicle; further providing for aggravated assault by vehicle while driving under the influence, for accident involving death or personal injury while not properly licensed and for accident scene clearance; and imposing penalties.

Upon motion of Senator PILEGGI, and agreed to by voice vote, the bill was rereferred to the Committee on Appropriations.

SENATE RESOLUTION No. 229, ADOPTED

Senator PILEGGI, without objection, called up from page 7 of the Calendar, **Senate Resolution No. 229**, entitled:

A Resolution urging the United States Preventive Services Task Force to reexamine its recommendations on mammograms for women beginning at 40 years of age.

On the question,
Will the Senate adopt the resolution?

The PRESIDENT. The Chair recognizes the gentleman from Philadelphia, Senator FARNese.

Senator FARNese. Mr. President, very briefly, I want to say a special thank you, of course, to Senator Vance and also some other Members in my Caucus, Senator Kitchen and Senator Hughes, on Senate Resolution No. 229, which involves mammogram screening. The issue of cancer prevention is one that is very personal to me and my family. On two occasions, my father has been through cancer treatment and cancer procedures, and I wholeheartedly believe that the reason he is still with us today is because of cancer preventive measures. That is why I am so happy to introduce Senate Resolution No. 229, which deals with the issue of breast cancer, specifically preventive mammogram screenings for women beginning at the age of 40.

As we all know, our elected officials in Washington, D.C., recently passed sweeping reforms in healthcare management. While much change was needed, one thing we cannot afford is to have services taken away from individuals, which is what concerns me the most about the recent study by the U.S. Preventive Services Task Force. In the report, it says that women in their 40s do not need mammograms and that self-examinations hold no value. Here are some of the facts that the report did not disclose: Breast cancer is the leading cause of death in women in Pennsylvania between the ages of 25 and 54. Breast cancer, Mr. President, when found early, has a 98-percent survival rate. The chances of a woman developing invasive breast cancer at some time in her life is one in eight, or 12 percent. In 2009, the American Cancer Society estimated that approximately 40,000 women would die from breast cancer.

These numbers are alarming, but also an indication that we should not jeopardize funding for a critical test needed for early detection of this deadly disease. That is why I introduced this resolution, and that is why I am urging the task force to re-examine its recommendations about mammograms for women, beginning at the age of 40. I strongly urge the task force to take into account the importance of prevention and the fact that the life-saving benefits of mammograms far outweigh the negatives and therefore should not be limited by age.

Again, I want to thank my colleagues on both sides of the aisle, and I urge them to support this very, very important and critical resolution.

Thank you, Mr. President.

And the question recurring,
Will the Senate adopt the resolution?

A voice vote having been taken, the question was determined in the affirmative.

THIRD CONSIDERATION CALENDAR RESUMED

RECONSIDERATION OF HB 9

BILL ON FINAL PASSAGE

HB 9 (Pr. No. 3939) -- Senator PILEGGI. Mr. President, I move that the Senate do now reconsider the vote by which House Bill No. 9, Printer's No. 3939, passed finally.

A voice vote having been taken, the question was determined in the affirmative.

And the question recurring,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEA-48

| | | | |
|--------------|------------|----------|----------------|
| Alloway | Farnese | Musto | Tartaglione |
| Argall | Folmer | O'Pake | Tomlinson |
| Baker | Fontana | Orie | Vance |
| Boscola | Gordner | Piccola | Vogel |
| Browne | Greenleaf | Pileggi | Ward |
| Brubaker | Kasunic | Pippy | Washington |
| Corman | Kitchen | Rafferty | Waugh |
| Costa | Leach | Robbins | White, Donald |
| Dinniman | Logan | Scarnati | White, Mary Jo |
| Earll | McIlhinney | Smucker | Williams |
| Eichelberger | Mellow | Stack | Wozniak |
| Erickson | Mensch | Stout | Yaw |

NAY-0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

SB 1334 CALLED UP

SB 1334 (Pr. No. 2037) -- Without objection, the bill, which previously went over in its order temporarily, was called up, from page 2 of the Third Consideration Calendar, by Senator PILEGGI.

BILL AMENDED

SB 1334 (Pr. No. 2037) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, further providing for marketing and administration of service contracts being distinct from the business of insurance.

On the question,
Will the Senate agree to the bill on third consideration?
Senator D. WHITE offered the following amendment No. A7830:

Amend Bill, page 2, line 16, by striking out "AN"
Amend Bill, page 2, line 16, by striking out "PROVIDING"
Amend Bill, page 2, line 18, by striking out "TO BE PROVIDED"

Amend Bill, page 2, line 18, by inserting after "CONTRACT":
and shall not be regulated as insurance

On the question,

Will the Senate agree to the amendment?

It was agreed to.

Without objection, the bill, as amended, was passed over in its order at the request of Senator PILEGGI.

RECESS

The PRESIDENT. The Chair recognizes the gentleman from Delaware, Senator Pileggi.

Senator PILEGGI. Mr. President, I request a recess of the Senate for the purpose of a meeting of the Committee on Finance to be held in the Rules room immediately.

The PRESIDENT. For the purpose of a meeting of the Committee on Finance to be held in the Rules room immediately, without objection, the Senate stands in recess.

AFTER RECESS

The PRESIDENT. The time of recess having expired, the Senate will come to order.

UNFINISHED BUSINESS
BILL REPORTED FROM COMMITTEE

Senator BROWNE, from the Committee on Finance, reported the following bill:

SB 1430 (Pr. No. 2108)

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in the Treasury Department, further providing for investment.

SENATE RESOLUTION ADOPTED

Senators WAUGH, WASHINGTON, ARGALL, FERLO, FONTANA, BAKER, BOSCOLA, COSTA, EARLL, KASUNIC, KITCHEN, MELLOW, MUSTO, O'PAKE, PILEGGI, PIPPY, RAFFERTY, ERICKSON, FARNESE, LOGAN, MENSCH, STACK, TARTAGLIONE, M. WHITE, ALLOWAY, DINNIMAN, GREENLEAF, BRUBAKER, D. WHITE, YAW and WOZNIAK, by unanimous consent, offered **Senate Resolution No. 370**, entitled:

A Resolution recognizing the 20th anniversary of the Americans with Disabilities Act on July 26, 2010.

Which was read, considered, and adopted by voice vote.

CONGRATULATORY RESOLUTIONS

The PRESIDENT laid before the Senate the following resolutions, which were read, considered, and adopted by voice vote:

Congratulations of the Senate were extended to Mr. and Mrs. Sterling Stout and to Mr. and Mrs. Jerry Hunt by Senator Baker.

Congratulations of the Senate were extended to Andrew R. Hain and to AERC Recycling Solutions of Allentown by Senator Browne.

Congratulations of the Senate were extended to David S. Runk, Russell Nicholas Burkhardt, Paul Robert Marboe and to Derek Matthew Musser by Senator Corman.

Congratulations of the Senate were extended to Peter Marcellino, James Statts, Christopher Calligan, Jack Fields and to the B. Reed Henderson High School Baseball Team of West Chester by Senator Dinniman.

Congratulations of the Senate were extended to Mr. and Mrs. Russell Barella by Senator Gardner.

Congratulations of the Senate were extended to Mr. and Dr. Milton Lemuel Shirdan by Senator Hughes.

Congratulations of the Senate were extended to Mr. and Mrs. Robert Sellers by Senator Pileggi.

Congratulations of the Senate were extended to David Buetzow by Senators Pippy and Stout.

Congratulations of the Senate were extended to Evan Miller and to Carol Louise Smith by Senator Robbins.

Congratulations of the Senate were extended to Clair S. Tritt by Senator Vance.

Congratulations of the Senate were extended to Mr. and Mrs. Robert Lee Bailey and to the Belmont Complex of Kittanning by Senator D. White.

Congratulations of the Senate were extended to St. Cyprian Catholic Church of Philadelphia by Senator Williams.

Congratulations of the Senate were extended to Mr. and Mrs. Robert Mahaffey, Mr. and Mrs. Gerald Kasson, Mr. and Mrs. Russell Reitz and to Julia Koloski by Senator Yaw.

CONDOLENCE RESOLUTION

The PRESIDENT laid before the Senate the following resolution, which was read, considered, and adopted by voice vote:

Condolences of the Senate were extended to the family of the late John Robert Anczarski by Senator Argall.

BILL ON FIRST CONSIDERATION

Senator MENSCH. Mr. President, I move that the Senate do now proceed to consideration of the bill reported from committee for the first time at today's Session.

The motion was agreed to by voice vote.

The bill was as follows:

SB 1430.

And said bill having been considered for the first time, Ordered, To be printed on the Calendar for second consideration.

ANNOUNCEMENTS BY THE SECRETARY

The following announcements were read by the Secretary of the Senate:

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

MONDAY, June 28, 2009

| | | |
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| Off the Floor | FINANCE (to consider Senate Bill No. 1430) | Rules Cmte. Conf. Rm. |
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TUESDAY, JUNE 29, 2010

| | | |
|---------------|---|------------------------|
| 9:00 A.M. | COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT and FINANCE (H) (Joint Hearing to consider and review Economic Development & Fiscal Accountability Legislation - Senate Bill No. 1279 and House Bill No. 2340) | Hrg. Rm. 1 North Off. |
| 9:30 A.M. | AGRICULTURE AND RURAL AFFAIRS (informational hearing on the "Stranded Premium" in Milk Pricing) | Room 8E-A East Wing |
| 9:30 A.M. | MAJORITY POLICY COMMITTEE (Public Hearing on Legislative Term Limits) | Senate Maj. Caucus Rm. |
| 10:00 A.M. | VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS (public hearing to review emergency response plans and natural gas drilling in the Commonwealth) | Room 8E-B East Wing |
| 11:30 A.M. | JUDICIARY (to consider the nomination of the Hon. Robert A. Freedberg, Judge, Superior Court of PA; to consider Senate Bills No. 99, 428 and 1231; and House Bills No. 123, 1281, 1926 and 2258) | Room 8E-A East Wing |
| 12:00 P.M. | PUBLIC HEALTH AND WELFARE (to consider House Bill No. 254) | Room 461 Main Capitol |
| 12:30 P.M. | STATE GOVERNMENT (to consider Senate Bills No. 1244, 1403 and 1411; and House Bill No. 2231) C A N C E L L E D | Room 461 Main Capitol |
| Off the Floor | APPROPRIATIONS (to consider Senate Bills No. 971, 1327 and 1340; and House Bills No. 1251, 1332 and 2279) | Rules Cmte. Conf. Rm. |

WEDNESDAY, JUNE 30, 2010

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|------------|---|-----------------------|
| 9:00 A.M. | TRANSPORTATION (public hearing on Transportation Funding) | Hrg. Rm. 1 North Off. |
| 11:30 A.M. | LABOR AND INDUSTRY (to consider Senate Bill No. 1409; and House Bills No. 400 and 1231) | Room 461 Main Capitol |
| 11:30 A.M. | TRANSPORTATION (to consider Senate Bills No. 1251, 1283 and 1378) | Room 8E-B East Wing |

RECESS

The PRESIDENT. The Chair recognizes the gentleman from York, Senator Waugh.

Senator WAUGH. Mr. President, I move that the Senate do now recess until Tuesday, June 29, 2010, at 1 p.m., Eastern Daylight Saving Time, unless sooner recalled by the President pro tempore.

The motion was agreed to by voice vote.

The Senate recessed at 4:52 p.m., Eastern Daylight Saving Time.