

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 96

Session of
1983

INTRODUCED BY STEWART, JANUARY 31, 1983

AS REPORTED FROM COMMITTEE ON STATE GOVERNMENT, HOUSE OF
REPRESENTATIVES, AS AMENDED, SEPTEMBER 19, 1983

AN ACT

1 Authorizing the Department of General Services, with the
2 approval of the Governor and the Department of Environmental
3 Resources, to convey a tract of land in Lower Yoder Township,
4 Cambria County ACQUIRED PURSUANT TO THE PROJECT 70 LAND <—
5 ACQUISITION AND BORROWING ACT, in exchange for another tract
6 located in the same township.

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

9 ~~Section 1. The Department of General Services, with the <—~~
10 ~~approval of the Governor and the Department of Environmental~~
11 ~~Resources, is hereby authorized to convey to the Piney Run~~
12 ~~Mining Company the following described tract number 1 in~~
13 ~~exchange for tracts numbers 2 and 3 located in Lower Yoder~~
14 ~~Township, Cambria County, Commonwealth of Pennsylvania, bounded~~
15 ~~and described as follows:~~

16 SECTION 1. (A) PURSUANT TO THE REQUIREMENTS OF SECTION <—
17 20(B) OF THE ACT OF JUNE 22, 1964 (SP.SESS., P.L.131, NO.8),
18 KNOWN AS THE PROJECT 70 LAND ACQUISITION AND BORROWING ACT, THE
19 GENERAL ASSEMBLY HEREBY AUTHORIZES THE DEPARTMENT OF GENERAL

1 SERVICES, WITH THE APPROVAL OF THE GOVERNOR AND THE DEPARTMENT
2 OF ENVIRONMENTAL RESOURCES, TO CONVEY TO THE PINEY RUN MINING
3 COMPANY THE FOLLOWING DESCRIBED TRACT NUMBER 1 IN EXCHANGE FOR
4 TRACTS NUMBERS 2 AND 3 LOCATED IN LOWER YODER TOWNSHIP, CAMBRIA
5 COUNTY, COMMONWEALTH OF PENNSYLVANIA.

6 (B) SAID LAND CONVEYED TO PINEY RUN MINING COMPANY SHALL BE
7 FREE OF RESTRICTIONS ON USE AND ALIENATION PRESCRIBED BY SECTION
8 20 OF THE PROJECT 70 LAND ACQUISITION AND BORROWING ACT, UPON
9 SUBSTITUTION OF THE PROJECT 70 LAND FOR LAND AT LEAST EQUAL IN
10 VALUE, SUBJECT, HOWEVER, TO ALL EXISTING EASEMENTS OF RECORD.

11 SECTION 2. THE LAND AUTHORIZED TO BE TRANSFERRED PURSUANT TO
12 THIS ACT IS MORE PARTICULARLY BOUNDED AND DESCRIBED AS FOLLOWS:

13 Tract No. 1

14 Beginning at a point at a corner of the Potts and Bheam, Alex
15 Stackhouse and Frederick Brehm tract; thence north 56 degrees 27
16 minutes west 2007.3 feet to a point on the line of the J. P.
17 McConnaughy Estate tract; thence by the line of the J. P.
18 McConnaughy Estate tract north 35 degrees 35 minutes east 1400
19 feet thence through the Potts and Bheam tract of which this is a
20 part, south 56 degrees 27 minutes east 2007.3 feet to a point on
21 the line of the Alex Stackhouse tract; thence by the line of the
22 Alex Stackhouse tract south 34 degrees 49 minutes west 1400 feet
23 to the place of beginning. Containing 65 acres, more or less.

24 Title to which became vested in the Commonwealth of
25 Pennsylvania by deed of the Western Pennsylvania Conservancy
26 recorded in Cambria County Deed Book Volume 866, Page 72, which
27 title does not include oil and gas rights, together with the
28 associated rights of producing, transporting, introducing,
29 storing and withdrawing oil and gas. Excepting and reserving any
30 mineral rights the Commonwealth of Pennsylvania may have

1 acquired through deed of the Western Pennsylvania Conservancy
2 recorded in Cambria County Deed Book Volume 886, Page 72,
3 together with all rights necessary or convenient for the removal
4 of said minerals.

5 Tract No. 2

6 Beginning at Stones at the corner of the David Gates tract
7 and Frederick Brehm tract and the J. P. McConnaughy Estate
8 tract; thence by line of the J. P. McConnaughy Estate tract
9 north 34 degrees 43 minutes east 4390 feet to a point and north
10 35 degrees 35 minutes east 115.5 feet to a point on the line of
11 the Potts and Bheam tract; thence by the Potts and Bheam tract
12 south 56 degrees 27 minutes east 750 feet to a point; thence
13 through the Frederick Brehm tract of which this formerly was a
14 part, south 34 degrees 43 minutes west 4505.5 feet to a point on
15 line of the David Gates tract; thence by line of the David Gates
16 tract north 56 degrees 27 minutes west 750 feet to Stones and
17 place of beginning. Containing 75 acres. Except and reserving
18 all the oil and gas underlying said land, together with all
19 rights necessary or convenient for the removal of said oil and
20 gas.

21 Being a part of a larger tract of land conveyed to the Piney
22 Run Mining Company by deed of W. David Lloyd, dated September
23 13, 1917 and recorded in Cambria County Deed Book Volume 292,
24 Page 608.

25 Tract No. 3

26 Beginning at Stones at the corner of the Edward Lewis tract,
27 Alex Stackhouse tract and Potts and Bheam tract thence by the
28 Potts and Bheam tract north 33 degrees 50 minutes east 2611.5
29 feet to a post on line of the George Bumbernick tract; thence by
30 the George Bumbernick tract south 54 degrees 8 minutes east

1 377.8 feet to a point; then through the Edward Lewis tract of
2 which this was formerly a part south 33 degrees 50 minutes west
3 2611.5 feet to a point on the line of the Alex Stackhouse tract;
4 thence by the Alex Stackhouse tract north 55 degrees 27 minutes
5 west 377.8 feet to stones in the place of beginning. Containing
6 22 acres. Except and reserving all oil and gas underlying said
7 land, together with all rights necessary or convenient for the
8 removal of said oil and gas.

9 Being a part of a larger tract of land conveyed to the Piney
10 Run Mining Company by deed of W. David Lloyd, dated September
11 13, 1917 and recorded in Cambria County Deed Book Volume 292,
12 Page 608.

13 Section ~~2~~ 3. The deed of conveyance shall be approved as <—
14 provided by law and shall be executed by the Secretary of
15 General Services in the name of the Commonwealth of
16 Pennsylvania.

17 Section ~~3~~ 4. This act shall take effect in 60 days. <—