

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2199 Session of
1986

INTRODUCED BY MAYERNIK, FEBRUARY 19, 1986

REFERRED TO COMMITTEE ON STATE GOVERNMENT, FEBRUARY 19, 1986

AN ACT

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

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

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

17 Beginning at a point located at the intersection of the
18 boundary line of Emsworth Borough and Kilbuck Township with the
19 southern right-of-way line of Huntington Avenue (Legislative

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

26 Containing 7.5 acres, more or less.

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

30 Section 3. The conveyance shall be made under and subject to

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

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

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

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

22 Section 7. Costs and fees incidental to the conveyance shall
23 be borne by the grantees.

24 Section 8. This act shall take effect immediately.