

## No. 45

## AN ACT

## HB 1301

Authorizing the Secretary of Environmental Resources with the approval of the Governor, to transfer certain Project 70 lands in Fayette County to the Department of Transportation for a bridge project under certain conditions.

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

Section 1. Pursuant to the requirements of subsection (b) of section 20, act of June 22, 1964 (P.L.131), known as the "Project 70 Land Acquisition and Borrowing Act," the General Assembly authorizes the Secretary of Environmental Resources with the approval of the Governor, to transfer the hereinafter described land in Stewart Township and the Borough of Ohiopyle in Fayette County to the Department of Transportation for a right-of-way for construction of Project L.R. 636 Section B08 involving building a bridge over the Youghiogheny River.

Such land shall be free of the restrictions on use and alienation prescribed by section 20 of the act of June 22, 1964 (P.L.131), known as the "Project 70 Land Acquisition and Borrowing Act," upon:

(1) Reimbursement of the Project 70 Acquisition Fund or the Project 70 Land Acquisition Sinking Fund by the Department of Transportation from moneys in the Motor License Fund in an amount equal to the funds advanced by the Commonwealth for the purchase of the said land under the "Project 70 Land Acquisition and Borrowing Act," and

(2) The execution and filing of a document of release citing such reimbursement and release of the said land from the restrictions on use and alienation prescribed by subsection (b) of section 20 of said act.

The document of release in such cases shall, upon such reimbursement, be prepared by the Attorney General and filed in the office of the recorder of deeds of the county in which the said land is located. Such reimbursement shall be paid by the State Treasurer into the Acquisition Fund if said fund is still active, or if such is not the case, into the Project 70 Land Acquisition Sinking Fund. Compliance with this subsection constitutes the express approval of the General Assembly of release of the restrictions on use or alienation of lands acquired by the Department of Transportation required by subsection (b) of section 20 of said act.

Section 2. The land and right-of-way to be transferred by the Secretary of Environmental Resources with the approval of the Governor to the Department of Transportation for a right-of-way for construction of Project L.R. 636, Section B08 to build a bridge over the Youghiogheny River is more particularly described as follows:

## PROJECT DESCRIPTION

Project L.R. 366, Section B08, beginning at a point on existing L.R. 366, Traffic Route 381, in Stewart Township, approximately 275 feet northeast of the Stewart Township, Ohio-pyle Borough Line, thence in a southerly direction, spanning the Youghiogheny River just west (down stream) of the existing structure, crossing beneath the tracks of the Western Maryland Railroad, and terminating by connecting to existing L.R.366, Traffic Route 381, at Lincoln Street in the Borough of Ohio-pyle, Fayette County, a distance of approximately .43 miles.

## RIGHT-OF-WAY DESCRIPTION

The right-of-way required for the above project is about 6.5 acres, having a maximum width of 310 feet more or less. The acquisition occurs approximately between S.L.D. Station 338+35 and S.L.D. Station 366+75.

Section 3. This act shall take effect immediately.

APPROVED—The 23rd day of March, A. D. 1972.

MILTON J. SHAPP

The foregoing is a true and correct copy of Act of the General Assembly No. 45.



*Secretary of the Commonwealth.*