

No. 156

AN ACT

HB 1720

Authorizing the Department of Property and Supplies, with the approval of the Governor and the Department of Military Affairs, to sell and convey to the City of Wilkes-Barre, County of Luzerne, Commonwealth of Pennsylvania, a tract of land situate therein and providing for a reversion under certain circumstances.

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

Section 1. The Department of Property and Supplies, with the approval of the Governor and the Department of Military Affairs, is hereby authorized on behalf of the Commonwealth of Pennsylvania, to sell for a consideration of one dollar (\$1) to the City of Wilkes-Barre, the following described tract of land, situate in the City of Wilkes-Barre, County of Luzerne, Commonwealth of Pennsylvania, bounded and described as follows:

Beginning at a point in the southwesterly right-of-way line of Market Street, said point being further described as the most easterly corner of the Pennsylvania State Armory Board lands and the most northerly corner of Kirby Park lands; thence along the dividing line between the Pennsylvania State Armory lands and Kirby Park lands south 53 degrees 39 minutes west, 1064.90 feet to a point in the northeasterly right-of-way line of Northampton Street; thence along said right-of-way line north 36 degrees 21 minutes west, 10.00 feet to a point; thence through lands of the Pennsylvania State Armory Board north 53 degrees 39 minutes east, 1064.90 feet to a point in the southwesterly right-of-way line of Market Street; thence along said right-of-way south 36 degrees 21 minutes east, 10.00 feet to the place of beginning. Containing 10,649 square feet.

Being a part of the same premises conveyed to the Commonwealth of Pennsylvania by deed of the City of Wilkes-Barre dated October 6, 1922 and recorded November 16, 1922 in Luzerne County Deed Book, Volume 573, at Page 231.

The conveyance shall be made under and subject, nevertheless, to all 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, nevertheless, to any estate or tenancies vested in third persons whether or not appearing of record for any portion of the said land or improvements erected thereon.

Section 2. The conveyance shall be executed for the public purpose of creating a main access road to the public park runoff of Market Street. If at any time the City of Wilkes-Barre uses this property for any

purpose other than a public purpose, the property shall revert back to the Commonwealth.

Section 3. The deed of conveyance shall be approved by the Department of Justice and shall be executed by the Secretary of Property and Supplies in the name of the Commonwealth of Pennsylvania.

Section 4. This act shall take effect immediately.

APPROVED—The 3rd day of July, A. D. 1974.

MILTON J. SHAPP

The foregoing is a true and correct copy of Act of the General Assembly No. 156.

A handwritten signature in black ink, reading "C. McLaughlin Tucker". The signature is written in a cursive, flowing style.

Secretary of the Commonwealth.