

No. 1977-84

AN ACT

HB 748

Authorizing the Ridgway Township Municipal Authority to transfer certain Project 70 lands in Elk County in exchange for a parcel of land belonging to the National Forest Reservation Commission (Allegheny National Forest) subject to 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 (Sp.Sess., P.L.131, No.8), known as the "Project 70 Land Acquisition and Borrowing Act," the General Assembly hereby authorizes the Ridgway Township Municipal Authority to transfer land in Ridgway Township, Elk County, Commonwealth of Pennsylvania to the National Forest Reservation Commission (Allegheny National Forest) in exchange for a parcel of land belonging to the National Forest Reservation Commission.

The land transferred by Ridgway Township Municipal Authority shall be free of restrictions on use and alienation prescribed by section 20 of the Project 70 Land Acquisition and Borrowing Act, upon:

(1) substitution of the Project 70 land for a parcel of land belonging to the National Forest Reservation Commission (Allegheny National Forest), the value of one being equal to the other. The parcel of land so acquired by the Ridgway Township Municipal Authority shall be subject to the restrictions on use and alienation prescribed by the Project 70 Land Acquisition and Borrowing Act; and

(2) the execution and filing of a document of release citing such transfer and release of the land transferred by the Ridgway Township Municipal Authority from the restrictions on use and alienation prescribed by subsection (b) of section 20 of said act. The document of release shall, upon such transfer, be prepared and filed in the office of the recorder of deeds of the county in which the said land is located.

Section 2. The land to be transferred by the Ridgway Township Municipal Authority to the National Forest Reservation Commission in Ridgway Township, Elk County, Pennsylvania, is more particularly described as follows:

PROJECT DESCRIPTION

All that certain piece or parcel of land situate in Ridgway Township, Elk County, Pennsylvania, bounded and described with a survey of R. E. McTavish, surveyor, dated February 1975, as follows:

Beginning at Corner 1, the northwest corner of the tract described herein

common to lands of the Sylvania Corporation and U.S. Tract 3f - (E. G. Beck), a 2 inch iron pipe in line 10-11 of U.S. Tract 3f located north 70 degrees 54 minutes east, 539.0 feet from Corner 11. Replaced said 2 inch iron pipe with a 2 inch by 36 inch brass capped steel pipe stamped Corner 1 Tract 1036. As references to Corner 1:

An 8 inch maple bears north 80 degrees west, 24.2 feet.

A 10 inch red oak bears north 65 degrees east, 44.1 feet.

A 4 inch beech bears north 20 degrees west, 25.0 feet.

Thence north 70 degrees 54 minutes east with a portion of line 10-11 of U.S. Tract 3f reversed, a distance of 1,487.9 feet to Corner 2, being common to Corner 10 of U.S. Tract 3f, a point on the right bank of Big Mill Creek at the mouth of a small run. From this point south 70 degrees 54 minutes west at a distance of 42.00 feet set a 2 inch by 36 inch brass capped steel pipe stamped witness Corner 2 Tract 1036. As references to witness Corner 2:

A 10 inch black cherry bears south 40 degrees east, 33.7 feet.

A 6 inch triple maple bears south 71 degrees west, 13.0 feet.

A 6 inch maple bears north 40 degrees west, 25.6 feet.

Thence by 14 courses down the center of Big Mill Creek with line 9 to 10 of U.S. Tract 3f reversed:

1. South 32 degrees, 35 minutes east, 394.7 feet.

2. South 8 degrees, 10 minutes east, 301.0 feet.

3. South 10 degrees, 41 minutes west, 345.8 feet.

4. South 41 degrees, 01 minute east, 785.4 feet.

5. South 27 degrees, 41 minutes east, 542.5 feet.

6. South 16 degrees, 46 minutes east, 391.4 feet.

7. South 23 degrees, 04 minutes east, 404.6 feet.

8. South 11 degrees, 43 minutes east, 463.3 feet.

9. South 43 degrees, 45 minutes east, 550.4 feet.

10. South 25 degrees, 12 minutes west, 386.1 feet.

11. South 36 degrees, 34 minutes east, 164.3 feet.

12. South 9 degrees, 21 minutes east, 297.0 feet.

13. South 39 degrees, 24 minutes west, 200.6 feet.

14. South 20 degrees, 30 minutes west, 75.2 feet to Corner 3, common to Corner 9 of U.S. Tract 3f, a point in the northerly right-of-way line of the Baltimore and Ohio Railroad Company (formerly the Buffalo, Rochester and Pittsburgh Railway Company) at a distance of 107.5 feet measured perpendicular from the centerline of said right-of-way. From this point, as a witness to Corner 3, north 88 degrees, 21 minutes east at a distance of 115.5 feet a U.S. Forest Service concrete post with a brass cap stamped W.C. 684. No bearing trees available.

Thence by three courses in a southwesterly direction along the northerly right-of-way line of the Baltimore and Ohio Railroad Company:

1. South 88 degrees, 21 minutes west, 160.6 feet to a point of curvature.

2. By a 3.033 degree curve to the left having a radius of 1888.6 feet a

distance of 849.5 feet (said course having a chord bearing and distance of south 75 degrees, 28 minutes west, 842.2 feet).

3. By a 1.727 degree curve to the left (not tangent to the previous curve) having a radius of 3317.67 feet, parallel to and 50 feet distant from the centerline of the Baltimore and Ohio Railroad right-of-way, a distance of 755.3 feet to a point, (said course having a chord bearing and distance of south 65 degrees, 39 minutes west, 753.7 feet) to a point in the westerly line of the A. H. Euwer warrant. At this point set a 2 inch by 36 inch brass capped steel pipe stamped Corner 4 U.S. Tract 1036. As references to Corner 4:

An 8 inch black cherry bears north 50 degrees west, 31 feet.

A 6 inch black cherry bears north 35 degrees east, 52.9 feet.

A 6 inch twin maple bears north 60 degrees east, 54.9 feet.

Thence north 0 degrees, 07 minutes west, with a line common to lands of the Sylvania Corporation and common to Warrant 4276 and the A. H. Euwer warrant, a distance of 2309.2 feet to Corner 5, a 2 inch iron pipe in a large mound of stones in the south line of Warrant 4869, the northwest corner of the A. H. Euwer warrant. Replaced said 2 inch iron pipe with a 2 inch by 36 inch brass capped steel pipe stamped Corner 5, U.S. Tract 1036. As references to Corner 5:

A 6 inch black birch bears north 53 degrees east, 6.20 feet.

A 6 inch black cherry bears south 65 degrees east, 4.00 feet.

An 8 inch maple bears south 30 degrees east, 11.75 feet.

Thence north 27 degrees, 48 minutes west with a line common to lands of the Sylvania Corporation a distance of 2674.8 feet to Corner 1, the place of beginning.

The above described parcel of land being the same premises granted and conveyed to the Ridgway Township Municipal Authority by deed of the Township of Ridgway, dated July 16, 1973, and recorded August 2, 1973 in Elk County, Pennsylvania, in Deed Book 199, Page 435.

Section 3. The land to be transferred by the National Forest Reservation Commission to the Ridgway Township Municipal Authority in Ridgway Township, Elk County, Commonwealth of Pennsylvania, is more particularly described as follows:

PROJECT DESCRIPTION

All that certain piece or parcel of land situate in Ridgway Township, Elk County, Pennsylvania, bounded and described with a survey of R. E. McTavish, surveyor, dated February 1975, as follows:

Beginning at Corner 1, a point in line 1-2 of U.S. Tract 3f, located north 88 degrees, 11 minutes east 2147.64 feet from Corner 1 of U.S. Tract 3f. At this point set a 2 inch by 36 inch brass capped steel pipe stamped U.S. Tract 3f Corner 1d. References to Corner 1d:

An 8 inch beech bears south 80 degrees east, 13.3 feet.

An 8 inch black cherry bears south 37 degrees east, 30.4 feet.

An 8 inch maple bears south 35 degrees west, 10.4 feet.

Thence south 88 degrees, 11 minutes west with a portion of line 1-2 of U.S. Tract 3f reversed, common to lands of Eugene Northrop, a distance of 528.00 feet to Corner 2, a point.

Thence with two lines common to lands of Eugene Northrop. North 0 degrees, 22 minutes east, 367.6 feet to Corner 3 a 2 inch by 48 inch iron pipe in a mound of stones in the line common to Warrants 4867 and 4869. Thence north 87 degrees, 30 minutes east with the line common to Warrants 4867 and 4869, 818.4 feet to Corner 4 the corner common to lands of Eugene Northrop and to lands of James Sucha in the line common to Warrants 4867 and 4869 in the center of the old Ridgway Mill Creek Road. From this point for a witness corner a 2 inch by 48 inch iron pipe bears south 87 degrees, 30 minutes west, 12.5 feet.

Thence north 27 degrees, 49 minutes west along the center of the old Ridgway Mill Creek Road 179.5 feet to Corner 5 common to lands of James Sucha. From this point for a witness corner a 2 inch by 48 inch iron pipe bears south 87 degrees, 39 minutes west, 26.4 feet.

Thence north 87 degrees, 39 minutes east with a line common to lands of James Sucha and lands of D. Aiello 983.4 feet to Corner 6, a cross cut on a flat rock with a 3 inch circle around it, a corner common to lands of D. Aiello and lands of the Elk County Country Club.

Thence north 2 degrees, 04 minutes west with a line common to the Elk County Country Club 676.5 feet to Corner 7, a 2 inch by 48 inch iron pipe, common to lands of the Elk County Country Club and lands of Samuel Higgins.

Thence by two lines common to lands of Samuel Higgins:

1. South 88 degrees, 07 minutes west, 334.0 feet to Corner 8, a 2 inch by 48 inch iron pipe.

2. North 3 degrees, 20 minutes west, 511.5 feet to Corner 9, a point in the center of the Ridgway-Hallton Road. From this point for a witness corner, a 2 inch by 48 inch iron pipe bears south 3 degrees east, 29.7 feet.

Thence with four courses along the center of the Ridgway-Hallton Road common to lands of Wallice Baughman and lands of William Barrett:

1. South 43 degrees, 54 minutes west, 392.7 feet.

2. South 20 degrees, 58 minutes west, 258.1 feet.

3. South 43 degrees, 36 minutes west, 322.1 feet.

4. South 48 degrees, 23 minutes west, 207.2 feet to Corner 10, a point in the center of the Ridgway-Hallton Road common to lands of William Barrett. From this point for a witness corner a 2 inch by 48 inch iron pipe in a mound of stones bears south 19 degrees, 33 minutes east, 25.1 feet.

Thence with three lines common to lands of William Barrett leaving the Ridgway-Hallton Road:

1. South 19 degrees, 33 minutes east along the centerline of the old Ridgway Mill Creek Road 227.0 feet to Corner 11, a point in the center of the old Ridgway Mill Creek Road from this point as a witness corner a 2 inch by 48 inch iron pipe bears north 78 degrees east, 13.2 feet.

2. South 78 degrees, 09 minutes west, 126.7 feet to Corner 12, a 2 inch by 48 inch iron pipe in a mound of stones.

3. North 25 degrees, 58 minutes west, 194.7 feet to Corner 13, a point in the center of the Ridgway-Hallton Road from this point as a witness corner a 2 inch by 48 inch iron pipe in a mound of stones bears south 25 degrees, 58 minutes east 23.1 feet.

Thence with three courses with the center of the Ridgway-Hallton Road common to lands of William Barrett:

1. South 68 degrees, 38 minutes west, 139.9 feet.

2. North 79 degrees, 12 minutes west, 202.0 feet.

3. North 54 degrees, 53 minutes west, 233.0 feet to Corner 14, a point. From this point for a witness corner, a 2 inch by 36 inch steel pipe bears north 37 degrees, 00 minutes east, 19.8 feet.

Thence leaving the center of the Ridgway-Hallton Road north 37 degrees, 00 minutes east with a line common to William Barrett 1239.5 feet to Corner 15 common to lands of the Ridgway Township Municipal Authority, a 2 inch by 36 inch steel pipe.

Thence with three lines common to lands of the Ridgway Township Municipal Authority:

1. South 88 degrees, 10 minutes west, 1632.2 feet to Corner 16, a 2 inch by 36 inch steel pipe.

2. North 1 degree, 51 minutes west, 710.2 feet to Corner 17, a 2 inch by 36 inch steel pipe.

3. South 88 degrees, 30 minutes west, 739.20 feet to Corner 18, a point in the center of Big Mill Creek. From this point as a witness to Corner 18, a 2 inch by 36 inch brass capped steel pipe stamped U.S. Tract 698 Corner 18 bears south 88 degrees, 30 minutes west, 49.5 feet.

Thence by 14 courses down the center of Big Mill Creek, the boundary common to U.S. Tract 698, and U.S. Tract 3f:

1. South 29 degrees, 55 minutes west, 275.5 feet.

2. South 14 degrees, 18 minutes east, 175.5 feet.

3. South 35 degrees, 41 minutes east, 204.3 feet.

4. South 56 degrees, 28 minutes east, 445.4 feet.

5. South 12 degrees, 25 minutes west, 201.3 feet.

6. South 12 degrees, 13 minutes east, 187.1 feet.

7. South 0 degrees, 05 minutes west, 530.6 feet.

8. South 25 degrees, 40 minutes east, 304.1 feet.

9. South 7 degrees, 04 minutes east, 190.2 feet.

10. South 36 degrees, 41 minutes east, 198.0 feet.

11. South 52 degrees, 51 minutes east, 383.1 feet to a point in the center of Big Mill Creek common to Corner 1a U.S. Tract 698, and Corner 1a U.S. Tract 3f. No corner set at this point.

12. South 62 degrees, 13 minutes east, 145.3 feet.

13. South 78 degrees, 38 minutes east, 466.9 feet.

14. South 30 degrees, 49 minutes east, 549.9 feet to Corner 19 a point in the center of Big Mill Creek common to Corner 1b of U.S. Tract 3f. From

this point as a witness Corner north 88 degrees, 11 minutes east 50.0 feet set a 2 inch by 36 inch brass capped steel pipe stamped U.S. Tract 3f Corner 1b. Thence by two lines common to U.S. Tract 3f:

1. North 88 degrees, 11 minutes east 400.4 feet to Corner 20, common to Corner 1c of U.S. Tract 3f, point. At this point set a 2 inch by 36 inch brass capped steel pipe stamped U.S. Tract 3f, Corner 1c.

2. North 660 feet to Corner 1, the place of beginning.

Section 4. The deed from the National Forest Reservation Commission to the Ridgway Township Municipal Authority shall contain the following clause:

This indenture is given to provide land for recreation, conservation and historical purposes, as said purposes are defined in the act of June 22, 1964 (Sp.Sess., P.L. 131, No.8), known as the "Project 70 Land Acquisition and Borrowing Act."

Section 5. This act shall take effect immediately.

APPROVED—The 1st day of December, A. D. 1977.

MILTON J. SHAPP