

## No. 1978-32

## AN ACT

## HB 1973

Authorizing the Board of Schuylkill County Municipal Authority to transfer certain Project 70 lands in New Castle, Ryan and Blythe Townships in Schuylkill County to Crown American Corporation in exchange for a certain parcel of land containing the Mud Run Dam.

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

Section 1. Authorization of Transfer; Conditions.—Pursuant to the requirements of section 20(b), 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 authorizes the Board of the Schuylkill County Municipal Authority to transfer the hereinafter described land in New Castle, Ryan and Blythe Townships, Schuylkill County, to Crown American Corporation in exchange for a certain parcel of land containing the Mud Run Dam.

Such land shall be free of the restrictions on use and alienation prescribed by section 20, act of June 22, 1964 (Sp. Sess., P.L.131, No.8), known as the “Project 70 Land Acquisition and Borrowing Act,” upon:

(1) completion of the exchange transfer to the authority of a certain parcel of land containing the Mud Run Dam; and

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

Section 2. Description of Project 70 Land to be Transferred.—The land to be transferred by the Board of the Schuylkill County Municipal Authority to Crown American Corporation in exchange for the transfer of a certain parcel or property containing the Mud Run Dam is more particularly described as follows:

All that certain piece, parcel or tract of land situate in New Castle, Ryan and Blythe Townships, Schuylkill County, Pennsylvania, bounded and described as follows, to wit:

Beginning at an iron pin in the common line of lands now or late of Mt. Laurel Enterprises and Schuylkill County Municipal Authority; thence along said Mt. Laurel lands north 88 degrees 29 minutes 00 seconds east, 3,034.56 feet to an iron pin located in the western right-of-way of Legislative Route No. 161 south bound; thence along said right-of-way for the following 12 courses and distances (1) south 29 degrees 35 minutes 30 seconds east, 178.71 feet to an iron pin (2) north 60 degrees 24 minutes 30 seconds east, 113.00 feet to an iron pin (3) south 33 degrees 24 minutes 30 seconds east, 82.50 feet to an iron pin (4) south 53 degrees 27 minutes 00 seconds west, 15.00 feet to an iron pin (5) south 39 degrees 46 minutes 30

seconds east, 61.02 feet to an iron pin (6) south 29 degrees 37 minutes 30 seconds east, 149.42 feet to an iron pin (7) by a curve to the right with a radius of 788.12 feet having a chord of south 26 degrees 50 minutes 00 seconds east, 76.77 feet to an iron pin (8) by a curve to the right with a radius of 606.66 feet having a chord of south 13 degrees 53 minutes 00 seconds east, 46.40 feet to an iron pin (9) south 11 degrees 41 minutes 30 seconds east, 171.74 feet to an iron pin (10) by a curve to the right with a radius of 382.45 feet having a chord of south 5 degrees 28 minutes 30 seconds east, 82.83 feet to an iron pin (11) south 00 degrees 44 minutes 30 seconds west, 85.62 feet to an iron pin (12) north 89 degrees 15 minutes 30 seconds west, 10.00 feet to an iron pin and other lands of the aforementioned Municipal Authority; thence along said Municipal Authority lands for the following four courses and distances (1) south 60 degrees 00 minutes 00 seconds west, 570.00 feet to an iron pin (2) south 82 degrees 00 minutes 00 seconds west, 1,200.00 feet to an iron pin (3) north 76 degrees 40 minutes 00 seconds west, 1,183.00 feet to an iron pin (4) north 34 degrees 05 minutes 00 seconds west, 1,089.69 feet to the point of beginning.

Containing 74.946 acres as bounded and described according to a survey by James J. Sterner, Jr., Professional Engineer No. 21084-E.

Section 3. Description of Lands to be Acquired by Authority.—The land to be conveyed by the Crown American Corporation to the Schuylkill County Municipal Authority in exchange for the transfer of the Project 70 Land described in section 2 is more particularly described as follows:

All that certain piece, parcel or tract of land situate in New Castle Township, Schuylkill County, Pennsylvania, bounded and described as follows:

Beginning at a point on the north line of lands of the Schuylkill County Municipal Authority being the southeast corner of tract herein described and the southwest corner of Parcel No. 1; thence south 83 degrees 44 minutes west, a distance of 110 feet, more or less, to a point; thence south 72 degrees 55 minutes west, a distance of 6,390 feet, more or less, to a point; thence north 30 degrees 30 minutes west, a distance of 3,050 feet, more or less, to a point; thence north 89 degrees 12 minutes east, a distance of 460 feet, more or less, to a point; thence north 75 degrees 52 minutes east a distance of 3,031.64 feet, more or less, to a point; thence north 12 degrees 37 minutes west, a distance of 215 feet, more or less, to the southern right-of-way line of Interstate Route No. 81; thence along said right-of-way south 88 degrees 37 minutes east, a distance of 3,895 feet, more or less, to a point; thence south 17 degrees 05 minutes east, a distance of 1,750 feet, more or less, to the point of beginning.

Containing 400 acres more or less as bounded and described according to a survey by James J. Sterner, Jr., Professional Engineer No. 21084-E.

Section 4. Right-of-way.—Crown American Corporation shall also convey to the Schuylkill County Municipal Authority an easement or right-of-way to enable the authority to gain access to Mud Run Dam. Said easement or right-of-way is described as follows:

All that certain piece, parcel, or tract of land situate in New Castle Township, Schuylkill County, Pennsylvania, bounded and described as follows to wit:

Beginning at a point located in the center line of Service Road "B" at Station 16 + 98.00, and in an eastern property line of lands now or late of Mt. Laurel Enterprises, thence through said Mt. Laurel Enterprises lands for the following ten courses and distances (1) north 84 degrees 58 minutes west 99.96 feet to a point (2) by a curve to the right with a radius of 573.69 feet having a chord of north 60 degrees 57 minutes 30 seconds west 467.12 feet to a point (3) north 36 degrees 56 minutes 30 seconds west 191.37 feet to a point (4) by a curve to the left with a radius of 403.34 feet having a chord of north 59 degrees 12 minutes west 305.71 feet to a point (5) north 81 degrees 39 minutes west 51.06 feet to a point (6) by a curve to the left with a radius of 359.27 feet having a chord of south 87 degrees 44 minutes 30 seconds west 132.28 feet to a point (7) south 77 degrees 8 minutes west 30.25 feet to a point (8) south 80 degrees 31 minutes west 271.12 feet to a point (9) south 83 degrees 36 minutes 30 seconds west 75.21 feet to a point (10) south 84 degrees 05 minutes 30 seconds west 47.57 to a point on the eastern property line of lands intended to be conveyed to Schuylkill County Municipal Authority.

The above described line being the center line of a permanent right-of-way of a uniform width of 20 feet as bounded and described according to a survey by James J. Sterner, Jr., Professional Engineer No. 21084-E.

Section 5. Project 70 Conditions.—The deed from Crown American Corporation to the Schuylkill County 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 6. Effective Date.—This act shall take effect immediately.

APPROVED—The 18th day of April, A. D. 1978.

MILTON J. SHAPP