

No. 1978-276

AN ACT

HB 169

Authorizing the Department of General Services with the approval of the Governor and the Secretary of Public Welfare to convey a certain tract of ground situate in Susquehanna Township, Dauphin County.

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

Section 1. The Department of General Services, with the approval of the Governor and the Secretary of Public Welfare is hereby authorized on behalf of the Commonwealth of Pennsylvania to convey for a consideration of \$1 the following described tract of land situate in Susquehanna Township, Dauphin County, Pennsylvania to the city of Harrisburg:

All that certain tract or piece of ground situate in Susquehanna Township, Dauphin County, Pennsylvania bounded and described as follows, to wit:

Beginning at an iron pin located on the property line separating land owned by Dauphin County (proposed for use as a park) and Asylum Property (said point being approximately 280 feet southwest of Asylum Run and 150 feet west of a ravine); thence north 21 degrees 53 minutes 37 seconds east a distance of 257.09 feet to a point located in Asylum Run; thence north 85 degrees 59 minutes 24 seconds west a distance of 341.24 feet to a point located in Asylum Run; thence north 66 degrees 50 minutes 33 seconds west a distance of 472.29 feet to a "+" chiseled on the south abutment wall of a bridge; thence south 53 degrees 03 minutes 52 seconds west a distance of 388.42 feet to a point; thence south 07 degrees west a distance of 839.91 feet to an iron pin; thence south 64 degrees 46 minutes 58 seconds east along property owned by the Commonwealth of Pennsylvania, Department of Transportation, a distance of 1171.40 feet to a point (said bearing being described as south 81 degrees 40 minutes 20 seconds east on PennDOT right-of-way plan sheet 38 of 38 for LR 1 Spur F); thence north 48 degrees 31 minutes 45 seconds east along property owned by the Harrisburg School District a distance of 536.73 feet to an iron pin; thence north 25 degrees 54 minutes 11 seconds west along property owned by Dauphin County (proposed for use as a park) a distance of 847.71 feet to the point of beginning said property comprising an area of approximately 31.5 acres: Being part of the same land acquired by the Pennsylvania State Lunatic Hospital in eminent domain proceedings before Common Pleas Court of Dauphin County on November 18, 1895, at 365 January Term 1896, against lands of Margaret Oyster.

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.

Section 2. The Deed of Conveyance shall contain a clause that the lands conveyed shall be used for public purposes by the City of Harrisburg and if at any time the City of Harrisburg conveys said property or authorizes or permits said property to be used for any purpose other than public purposes, the title thereto shall immediately revert to and revest in the Commonwealth of Pennsylvania.

Section 3. The Deed of Conveyance shall be approved by the Department of Justice and shall be executed by the Secretary of General Services in the name of the Commonwealth of Pennsylvania.

Section 4. This act shall take effect immediately.

APPROVED—The 26th day of November, A. D. 1978.

MILTON J. SHAPP