

No. 1983-56

AN ACT

HB 96

Authorizing the Department of General Services, with the approval of the Governor and the Department of Environmental Resources, to convey a tract of land in Lower Yoder Township, Cambria County, acquired pursuant to the Project 70 Land Acquisition and Borrowing Act, in exchange for another tract located in the same township.

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

Section 1. (a) Pursuant to the requirements of section 20(b) of the 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 Department of General Services, with the approval of the Governor and the Department of Environmental Resources, to convey to the Piney Run Mining Company the following described tract number 1 in exchange for tract numbers 2 and 3 located in Lower Yoder Township, Cambria County, Commonwealth of Pennsylvania.

(b) Said land conveyed to Piney Run Mining Company shall be free of restrictions on use and alienation prescribed by section 20 of the Project 70 Land Acquisition and Borrowing Act, upon substitution of the Project 70 land for land at least equal in value, subject, however, to all existing easements of record.

Section 2. The land authorized to be transferred pursuant to this act is more particularly bounded and described as follows:

Tract No. 1

Beginning at a point at a corner of the Potts and Bheam, Alex Stackhouse and Frederick Brehm tract; thence north 56 degrees 27 minutes west 2007.3 feet to a point on the line of the J. P. McConnaughy Estate tract; thence by the line of the J. P. McConnaughy Estate tract north 35 degrees 35 minutes east 1400 feet thence through the Potts and Bheam tract of which this is a part, south 56 degrees 27 minutes east 2007.3 feet to a point on the line of the Alex Stackhouse tract; thence by the line of the Alex Stackhouse tract south 34 degrees 49 minutes west 1400 feet to the place of beginning.

Containing 65 acres, more or less.

Title to which became vested in the Commonwealth of Pennsylvania by deed of the Western Pennsylvania Conservancy recorded in Cambria County Deed Book Volume 866, Page 72, which title does not include oil and gas rights, together with the associated rights of producing, transporting, introducing, storing and withdrawing oil and gas.

Excepting and reserving any mineral rights the Commonwealth of Pennsylvania may have acquired through deed of the Western Pennsylvania Conservancy recorded in Cambria County Deed Book Volume 886, Page 72,

together with all rights necessary or convenient for the removal of said minerals.

Tract No. 2

Beginning at Stones at the corner of the David Gates tract and Frederick Brehm tract and the J. P. McConnaughy Estate tract; thence by line of the J. P. McConnaughy Estate tract north 34 degrees 43 minutes east 4390 feet to a point and north 35 degrees 35 minutes east 115.5 feet to a point on the line of the Potts and Bheam tract; thence by the Potts and Bheam tract south 56 degrees 27 minutes east 750 feet to a point; thence through the Frederick Brehm tract of which this formerly was a part, south 34 degrees 43 minutes west 4505.5 feet to a point on line of the David Gates tract; thence by line of the David Gates tract north 56 degrees 27 minutes west 750 feet to Stones and place of beginning.

Containing 75 acres.

Except and reserving all the oil and gas underlying said land, together with all rights necessary or convenient for the removal of said oil and gas.

Being a part of a larger tract of land conveyed to the Piney Run Mining Company by deed of W. David Lloyd, dated September 13, 1917 and recorded in Cambria County Deed Book Volume 292, Page 608.

Tract No. 3

Beginning at Stones at the corner of the Edward Lewis tract, Alex Stackhouse tract and Potts and Bheam tract; thence by the Potts and Bheam tract north 33 degrees 50 minutes east 2611.5 feet to a post on line of the George Bumbernick tract; thence by the George Bumbernick tract south 54 degrees 08 minutes east 377.8 feet to a point; thence through the Edward Lewis tract of which this was formerly a part south 33 degrees 50 minutes west 2611.5 feet to a point on the line of the Alex Stackhouse tract; thence by the Alex Stackhouse tract north 55 degrees 27 minutes west 377.8 feet to stones in the place of beginning.

Containing 22 acres.

Except and reserving all oil and gas underlying said land, together with all rights necessary or convenient for the removal of said oil and gas.

Being a part of a larger tract of land conveyed to the Piney Run Mining Company by deed of W. David Lloyd, dated September 13, 1917 and recorded in Cambria County Deed Book Volume 292, Page 608.

Section 3. The deed of conveyance shall be approved as provided by law 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 in 60 days.

APPROVED—The 3rd day of November, A. D. 1983.

DICK THORNBURGH