

## No. 1994-111

## AN ACT

SB 1830

Amending the act of April 15, 1976 (P.L.116, No.51), entitled "An act authorizing and directing the Department of General Services, with the approval of the Department of Public Welfare and the Governor to convey to the Township of Newton 7.091 acres of land, more or less, situate in the Township of Newton, Lackawanna County, Commonwealth of Pennsylvania," authorizing Newton Township to convey the property to the Abington Heights School District with certain restrictions.

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

Section 1. Section 2 of the act of April 15, 1976 (P.L.116, No.51), entitled "An act authorizing and directing the Department of General Services, with the approval of the Department of Public Welfare and the Governor to convey to the Township of Newton 7.091 acres of land, more or less, situate in the Township of Newton, Lackawanna County, Commonwealth of Pennsylvania," is repealed.

Section 2. The act is amended by adding a section to read:

**Section 2.1. (a) *The Township of Newton, Lackawanna County, is hereby authorized to convey the property described below and in section 1 to the Abington Heights School District, the consideration being the transfer by the Abington Heights School District to the Township of Newton of two similar parcels of land. Said property to be conveyed by the Township of Newton to the Abington Heights School District is bounded and described as follows:***

***Beginning at a concrete monument corner of lands of the Abington Heights School District, said point also lying on the southerly side of Legislative Route 35018 and along the most easterly side of the school district lands; thence along lands of the Abington Heights School District in a south 7 degrees 55 minutes west direction for a distance of 1559.22 feet to a concrete monument corner, said corner being common to lands of the Abington Heights School District, Commonwealth of Pennsylvania, Arthur W. Cosner and Chester C. Covey; thence along lands of Arthur W. Cosner in a south 75 degrees 50 minutes 31 seconds east direction for a distance of 201.61 feet to an iron pin corner; thence through lands of the Commonwealth of Pennsylvania in a north 7 degrees 55 minutes east direction for a distance of 1529.74 feet to an iron pin corner; thence along the southerly side of Legislative Route 35018 in a north 66 degrees 44 minutes west direction for a distance of 207.40 feet to a concrete monument corner, said corner being the place of beginning. Said parcel of land contains 7.091 acres.***

*(b) Notwithstanding section 2, the Township of Newton may convey the property described in this act to the Abington Heights School District. The deed of conveyance shall contain a clause that the lands conveyed shall be used exclusively for public purposes by the Abington Heights School District, and, if at any time the Abington Heights School District or its successor in function 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. This act shall take effect immediately.

APPROVED—The 7th day of December, A.D. 1994.

ROBERT P. CASEY