

No. 2009-16

AN ACT

HB 109

Authorizing Lower Merion Township, Montgomery County, to sell and convey certain Project 70 lands free of restrictions imposed by the Project 70 Land Acquisition and Borrowing Act, in return for the imposition of Project 70 restrictions on other land to be acquired by the township; authorizing the City of Warren, Warren County, to sell and convey certain Project 70 lands free of restrictions imposed by the Project 70 Land Acquisition and Borrowing Act; authorizing the City of Wilkes-Barre, Luzerne County, to convey a fee interest in certain Project 70 lands free of restrictions imposed under the Project 70 Land Acquisition and Borrowing Act; and authorizing the Borough of Old Forge, Lackawanna County, to transfer, sell and convey certain Project 70 lands free of restrictions imposed by the Project 70 Land Acquisition and Borrowing Act.

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

Section 1. Lower Merion Township, Montgomery County.

(a) Authorization.—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 authorizes the release of Project 70 restrictions on a portion of lands owned by Lower Merion Township, Montgomery County, which are more particularly described in subsection (c), for a consideration of \$180,000, which represents the fair market value of the property as determined by an appraisal, in return for imposition of Project 70 restrictions on other land to be conveyed and deeded to the township, as described in subsection (d).

(b) Freedom of restrictions.—The land described in subsection (c) shall be free of restrictions on use and alienation imposed by the Project 70 Land Acquisition and Borrowing Act upon conveyance of the land by Lower Merion Township.

(c) Land to be released from restrictions.—The section of the land to be released from Project 70 restrictions is situated in the Township of Lower Merion, Montgomery County, and more particularly described as follows:

All that certain lot or piece of ground with the buildings and improvements thereon erected, situate in Lower Merion Township, Montgomery County, Pennsylvania and described according to the final subdivision plan for Portions of 112 Mary Waters Ford Road, prepared for Lower Merion Township, by Pennoni Associates, Inc., dated November 27, 2006, last revised March 19, 2008, as follows to wit:

Beginning at the point on the easterly side of Smith Drive (50 feet wide) which point is located the following four courses and distances from the intersection of the centerline of Mary Waters Ford Road with the easterly side of the above mentioned Smith Drive (50 feet wide) as follows: (1)

extending along the easterly side of Smith Drive (50 feet wide) S 25 degrees 01'00" E, the distance of 100.98 feet to a point of curvature; thence (2) along the arc of a circle curving to the right having a radius of 710.58 feet the arc distance of 99.84 feet to a point of reverse curvature; thence (3) along the arc of a circle of reverse curvature curving the left with a radius of 710.58 feet the arc distance of 99.84 feet to a point on the easterly side of Smith Drive; thence (4) S 25 degrees 01'00" E, the distance of 88.33 feet to the place of beginning; thence extending from said point of beginning N 68 degrees 21'37" E the distance of 160.88 feet to a point; thence S 21 degrees 38'23" E the distance of 90.68 feet to a point; thence S 64 degrees 59'00" W the distance of 155.26 feet to the easterly side of the aforesaid Smith Drive; thence extending along the easterly side of said Smith Drive N 25 degrees 01'00" W the distance of 100.00 feet to the first mentioned point and place of beginning and containing these metes and bounds 15,057 square feet of land, more or less. Be the contents thereof what they may.

(d) Use of sale proceeds.—The consideration of \$180,000 from the sale of the land shall be deposited in a special account established by Lower Merion Township for acquisition of park land. Within two years of the effective date of this section, the township shall acquire park land of equal market value and equivalent usefulness to replace the land described in subsection (c). Use of funds from the special account must be approved by the Department of Conservation and Natural Resources. Any funds remaining in the special account after two years of the effective date of this section shall be paid to the Commonwealth for deposit into the Project 70 Land Acquisition Sinking Fund.

(e) Remedies.—If Lower Merion Township fails to comply with subsection (d), the Department of Conservation and Natural Resources may invoke the remedies provided for in section 20 of the Project 70 Land Acquisition and Borrowing Act.

(f) Project 70 deed clause.—The following restrictions shall be included in the deed for the replacement land:

“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.”

(g) Costs and fees.—Costs and fees incidental to this conveyance shall be borne by the grantee.

Section 2. City of Warren, Warren County.

(a) Authorization.—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 release of Project 70 restrictions and sale of the lands owned by the City of Warren, which are more particularly described in subsection (c), for a consideration of \$81,500 which represents the fair market value of the property as determined by an appraisal.

(b) Freedom of restrictions.—The lands described in subsection (c) shall be free of restrictions on use and alienation imposed by the Project 70 Land Acquisition and Borrowing Act upon conveyance of the lands to Warren General Hospital.

(c) Lands to be released from restrictions.—The lands to be released from Project 70 restrictions are situated in the City of Warren, Warren County, and more particularly described as follows:

PARCEL NO. 1

All that certain piece or parcel of land, generally referred to as the “Musante Field,” being that lot identified on the Warren County Assessment Map as WN-578-1184, and consisting of a rectangular-shaped level and open piece of land whose dimensions approximate 100 feet by 200 feet for a total of 20,000 square feet or 0.46 acre.

PARCEL NO. 2

All that certain piece or parcel of land being that lot identified on the Warren County Assessment Map as WN-578-119 and consisting of a triangular-shaped piece of land whose dimensions approximate 190 feet by 130 feet by 232 feet for a total of 12,350 square feet or 0.28 acre.

(d) Use of sale proceeds.—The consideration of \$81,500 from the sale of the land shall be deposited in a special account established by the City of Warren for acquisition or development of park land, to include a ballfield, parking lot and access road. Use of funds from the special account must be approved by the Department of Conservation and Natural Resources. Any funds remaining in the special account after five years of the date of deposit by the City of Warren shall be paid to the Commonwealth for deposit into the Project 70 Land Acquisition Sinking Fund.

Section 3. City of Wilkes-Barre, Luzerne County.

(a) Authorization.—The provisions 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, authorizes the General Assembly to release land from Project 70 use restrictions, including, but not limited to, three parcels within a 33+/-acres tract of land now owned by the City of Wilkes-Barre and more fully described in Luzerne County Deed Book 1707 page 703 et seq. commonly known and designated as the Coal Street Park.

(b) Release from Project 70 use restrictions.—For and in consideration of the submission and substitution of other adjacent lands of the City of Wilkes-Barre to the Project 70 use restrictions in place thereof, said land being more particularly described in subsection (e) (replacement lands), the General Assembly hereby releases and forever discharges, from the date of this action, all those certain tracts of land presently owned by the City of Wilkes-Barre, which are more particularly described in subsection (d) (released lands). The replacement lands have a fair market value which is equal to or greater than the fair market value of the released lands, all as determined by an independent certified appraisal.

(c) Submission.—For and in consideration of the release of the released lands, the City of Wilkes-Barre hereby submits the replacement lands to the same restrictions previously imposed upon the released lands, said Project 70 use restrictions to be placed of record in the Office of the Recorder of Deeds in and for Luzerne County within 30 days following adoption of this act.

(d) Lands to be released from restrictions.—The lands to be released from Project 70 restrictions are situated in the City of Wilkes-Barre, Luzerne County, and more particularly described as follows:

PARCEL ONE

All that certain piece or parcel of land situate in the City of Wilkes-Barre, County of Luzerne and Commonwealth of Pennsylvania bounded and described as follows, to wit:

Beginning at a point in lands of the City of Wilkes-Barre (DB 1707 PG 703) from which the southwesterly corner of said lands at the intersection of the northerly right-of-way line of Sherman Street with the easterly right-of-way line of Coal Street bears south 41 degrees 42' 34" west distant four hundred ninety-two and ninety-nine hundredths (492.99') feet as shown on a plan titled "Coal Street Park Land Development Plan - Building Lease Plan" dated January 7, 2009 and prepared by Acker Associates, Inc.;

Thence through said lands of the City of Wilkes-Barre (grantor, herein) the following thirty-six (36) courses and distances:

1. North 12 degrees 47' 38" east one hundred twenty-four (124.00') feet to a point,
2. South 77 degrees 19' 18" east eighteen and sixty-two hundredths (18.62') feet to a point,
3. North 12 degrees 40' 42" east thirty-two and eighty-seven hundredths (32.87') feet to a point,
4. South 77 degrees 19' 18" east nineteen and eighty-five hundredths (19.85') feet to a point,
5. North 12 degrees 36' 30" east thirty-nine and forty-four hundredths (39.44') feet to a point,
6. South 77 degrees 35' 21" east nineteen and eighty-two hundredths (19.82') feet to a point,
7. North 13 degrees 04' 23" east nineteen and eighty-five hundredths (19.85') feet to a point,
8. South 77 degrees 33' 32" east nineteen and seventy-nine hundredths (19.79') feet to a point,
9. North 13 degrees 26' 14" east nineteen and ninety-six hundredths (19.96') feet to a point,
10. South 77 degrees 32' 32" east forty and six hundredths (40.06') feet to a point,
11. North 12 degrees 40' 42" east twenty and fifty-six hundredths (20.56') feet to a point,
12. South 77 degrees 19' 18" east two hundred forty-two (242.00') feet to a point,

13. South 12 degrees 40' 42" west twenty-six and twenty-five hundredths (26.25') feet to a point,
14. South 77 degrees 19' 18" east thirty-one and sixty-six hundredths (31.66') feet to a point,
15. South 12 degrees 40' 42" west sixty-one and thirty-three hundredths (61.33') feet to a point,
16. North 77 degrees 19' 18" west thirty-one and sixty-eight hundredths (31.68') feet to a point,
17. South 20 degrees 33' 04" west forty-seven and twenty-five hundredths (47.25') feet to a point,
18. North 77 degrees 19' 18" west two hundred nineteen and five tenths (219.50') feet to a point,
19. South 12 degrees 40' 42" west two and twenty-seven hundredths (2.27') feet to a point,
20. North 77 degrees 19' 18" west twenty-five hundredths (0.25') feet to a point,
21. South 20 degrees 40' 42" west sixteen and sixty-seven hundredths (16.67') feet to a point,
22. South 77 degrees 19' 18" east twenty-five hundredths (0.25') feet to a point,
23. South 20 degrees 40' 42" west five and twenty-three hundredths (5.23') feet to a point,
24. South 77 degrees 19' 18" east twenty-eight and sixty-seven hundredths (28.67') feet to a point,
25. South 20 degrees 40' 42" west twenty-six hundredths (0.26') feet to a point,
26. South 77 degrees 19' 18" east twenty-nine and seventy-four hundredths (29.74') feet to a point,
27. South 20 degrees 40' 42" west sixty-three and seventy-four hundredths (63.74') feet to a point,
28. South 77 degrees 19' 18" east twenty-six hundredths (0.26') feet to a point,
29. South 12 degrees 40' 42" west thirty-four (34.00') feet to a point,
30. North 77 degrees 19' 18" west thirty-eight and thirty-three hundredths (38.33') feet to a point,
31. South 12 degrees 40' 42" west twelve (12.00') feet to a point,
32. North 77 degrees 19' 18" west twenty-seven and thirty-three hundredths (27.33') feet to a point,
33. North 12 degrees 40' 42" east twelve (12.00') feet to a point,
34. North 77 degrees 19' 18" west seven and sixty-seven hundredths (7.67') feet to a point,
35. North 12 degrees 40' 42" east twenty-six hundredths (0.26') feet to a point, and
36. North 77 degrees 26' 22" west one hundred twenty-six and sixty-seven hundredths (126.67') feet to the point of beginning.

Containing 66,524 square feet of land being the same, more or less.

Being-part of the same premises conveyed by the Hollenback Coal and Land Company to the City of Wilkes-Barre by deed dated November 18, 1970 and recorded in Luzerne County Deed Book 1707 page 703.

Said property is located within the property identification number of H10SW4-004-025.

The aforesaid premise being generally referred to as a portion of "Coal Street Park" that contains an existing ice rink arena whose dimensions are 38,000 square feet with a proposed 25,000 square feet of new construction.

PARCEL TWO

Beginning at a point in the northeasterly side of Coal Street, said point being north 32 degrees 35' 00" east a distance of 25.28' from a stone monument at an angle point of Coal Street near Grant Street and S 46 degrees 00' 00" east a distance of 542.00 feet along the northeasterly side of Coal Street being 50 wide to a point along the northerly right-of-way line of North Sherman Street and N 41 degrees 42' 34" east a distance 397.34' and S 77 degrees 12' 22" east a distance of 45.61' to the place of beginning.

Thence through lands of the City of Wilkes-Barre through the same, north 12 degrees 47' 38" east a distance of 72.00' to a point,

Thence through the same, south 77 degrees 12' 22" east a distance of 135.00' to a point,

Thence through the same, south 12 degrees 47' 38" west a distance of 72.00' to a point,

Thence through the same, north 77 degrees 12' 22" west a distance of 135.00 to a point, the place of beginning.

Containing 9,720 square feet of land being the same, more or less.

Being a parking lease area inside lands of the City of Wilkes-Barre.

Being part of the same premises conveyed by the Hollenback Coal and Land Company to the City of Wilkes-Barre by deed dated November 18, 1970 and recorded in Luzerne County Deed Book 1707 page 703.

Said property is located within the property identification number of H10SW4-004-025.

The aforesaid premise being generally referred to as a portion of Coal Street Park that is for a proposed 9,720 square feet of new parking space to service tenants of parcel one.

PARCEL THREE

All that certain pieces or parcels of land situated in the City of Wilkes-Barre, County of Luzerne and State of Pennsylvania, more particularly bounded and described as follows:

Beginning at a point in the northeasterly side of Coal Street, said point being north 32 degrees 35' 00" east a distance of 25.28' from a stone monument at an angle point of Coal Street near Grant Street, said point also being in the southwesterly line of lands of the City of Wilkes-Barre as described in Luzerne County Deed Book 1707 at page 703:

Thence along lands now or formerly of the City of Wilkes-Barre, north 62 degrees 59' 00" west a distance of 31.72' to a point;

Thence along the same, north 29 degrees 19' 00" west a distance of 550.42' to a point at the southeasterly corner of lands now or formerly of Con Ed Realty Company, said point also being the southwesterly corner of lands of the City of Wilkes-Barre as described in Luzerne County Deed Book 1707 at page 703:

Thence along other lands now or formerly of Con Ed Realty Company, north 60 degrees 46' 00" east a distance of 9.42' to a point;

Thence through lands now or formerly of the City of Wilkes-Barre as described in Luzerne County Deed Book 1707 at page 703, south 29 degrees 20' 56" east a distance of 375.13' to a point;

Thence through the same, a distance of 87.20' measured along the arc of a curve to the left having a radius of 300.58', a chord bearing of south 37 degrees 39' 38" east a distance of 86.90' to a point;

Thence through the same, south 45 degrees 58' 20" east a distance of 631.16' to a point;

Thence through the same, south 63 degrees 59' 31" east a distance of 37.12' to a point along the northwesterly right-of-way line of North Sherman Street;

Thence along the northwesterly right-of-way line of North Sherman Street, south 61 degrees 03' 00" west a distance of 51.08' to a point along the northeasterly right-of-way line of Coal Street;

Thence along the northeasterly right-of-way line of Coal Street, north 46 degrees 00' 00" west a distance of 542.00 to a point, the place of beginning.

Containing an area of 29,608.24 square feet or 0.68 acres of land, more or less.

Being a portion of lands of the City of Wilkes-Barre as described in Luzerne County Deed Book 1707 at page 703.

Said property is located within the property identification number of H10SW4-004-025.

Also being all of a 0.68 acre parcel shown as lands to be conveyed to the City of Wilkes-Barre for Coal Street right-of-way as shown on Plan No. V-0801 dated 02-16-09 as prepared by Pennoni Associates, Inc. 100 North Wilkes-Barre Boulevard Suite 409, Wilkes-Barre, PA. 18702.

The City of Wilkes-Barre with the cooperation of Pennsylvania Department of Transportation has proposed the construction of a new roadway within the above described premises.

The City of Wilkes-Barre will replace the parcel through a land exchange.

(e) Replacement lands.—

PARCEL ONE

All that certain pieces or parcels of land situated in the City of Wilkes-Barre, County of Luzerne and State of Pennsylvania, more particularly bounded and described as follows:

Commencing at a point in the northeasterly side of Coal Street, said point being north 32 degrees 35' 00" east a distance of 25.28' from a stone monument at an angle point of Coal Street near Grant Street and S 46 degrees 00' 00" east a distance of 542.00 feet along the northeasterly side of Coal Street being 50' wide, and north 61 degrees 03' 00" east a distance of 51.08' to a point along the northerly right-of-way line of North Sherman Street, thence through lands of the City of Wilkes-Barre as described in Luzerne County Deed Book 1707 at page 703, north 63 degrees 59' 31" west a distance of 37.12' to a point, thence through the same, north 45 degrees 58' 20" west a distance of 631.16' to a point thence through the same, a distance of 87.20' measured along the arc of a curve to the right having a radius of 300.58', a chord bearing of north 37 degrees 39' 38" west and a chord distance of 86.90' to a point, thence through the same, north 29 degrees 20' 56" west a distance of 375.13' to a point in line of lands now or formerly of Con Ed Realty Company and along lands now or formerly of Con Ed Realty Company, Michael Pasonick, Jr. & Arlene Pasonick, ANM Properties, LLC, ANM Properties, Inc. and the City of Wilkes-Barre, North 60 degrees 46' 00" east a distance of 1166.69' to a point at the northwesterly corner of other lands of the City of Wilkes-Barre as described in Luzerne County Deed Book 1883 at page 883 and the place of beginning;

Thence along other lands now or formerly of the City of Wilkes-Barre, north 60 degrees 46' 00" east a distance of 156.91' to a point;

Thence along other lands now or formerly of the City of Wilkes-Barre, south 46 degrees 18' 00" east a distance of 222.92' to a point;

Thence along the same, south 42 degrees 17' 30" west a distance of 60.80' to a point;

Thence along the same, south 47 degrees 43' 30" east a distance of 405.67' to a point along the westerly right-of-way line of Stevens Street;

Thence along the westerly right-of-way line of Stevens Street, south 23 degrees 43' 43" east a distance of 258.71 to a point in line of lands now or formerly of the City of Wilkes-Barre as described in Luzerne County Deed Book 1707 at page 703;

Thence along the dividing line of lands now or formerly of the City of Wilkes-Barre as described in Luzerne County Deed Book 1707 at page 703, and other lands now or formerly of the City of Wilkes-Barre as described in Luzerne County Deed Book 1883 at page 883 north 46 degrees 18' 00" west a distance of 914.90 to a point, the place of beginning;

Containing an area of 87,157.35 square feet or 2.00 acres of land, more or less.

Being a portion of lands of the City of Wilkes-Barre as described in Luzerne County Deed Book 1883 at page 883.

Said property is located within the property identification number of H10-000-14D.

Also being all of a 2.00 acre parcel shown as the northeasterly replacement area to be consolidated with lands of the City of Wilkes-Barre as

shown on Plan No. V-0801 dated 02-16-09 as prepared by Pennoni Associates, Inc. 100 North Wilkes-Barre Boulevard, Suite 409, Wilkes-Barre, PA. 18702.

PARCEL TWO

All that certain pieces or parcels of land situated in the City of Wilkes-Barre, County of Luzernè and State of Pennsylvania, more particularly bounded and described as follows:

Commencing at a point in the northeasterly side of Coal Street, said point being north 32 degrees 35' 00" east a distance of 25.28' from a stone monument at an angle point of Coal Street near Grant Street and S 46 degrees 00' 00" east a distance of 542.00 feet along the northeasterly side of Coal Street being 50' wide, and north 61 degrees 03' 00" east a distance of 51.08' to a point along the northerly right-of-way line of North Sherman Street, thence through lands of the City of Wilkes-Barre as described in Luzerne County Deed Book 1707 at page 703, north 63 degrees 59' 31" west a distance of 37.12' to a point, thence through the same, north 45 degrees 58' 20" west a distance of 631.16' to a point thence through the same, a distance of 87.20' measured along the arc of a curve to the right having a radius of 300.58', a chord bearing of north 37 degrees 39' 38" west and a chord distance of 86.90' to a point, thence through the same, north 29 degrees 20' 56" west a distance of 375.13' to a point in line of lands now or formerly of Con Ed Realty Company and along lands now or formerly of Con Ed Realty Company, Michael Pasonick, Jr. & Arlene Pasonick, ANM Properties, LLC, ANM Properties, Inc. and the City of Wilkes-Barre, north 60 degrees 46' 00" east a distance of 1166.69' to a point at the northwesterly corner of other lands of the City of Wilkes-Barre as described in Luzerne County Deed Book 1883 at page 883, thence along other lands of City of Wilkes-Barre (2.00 acre replacement area) and the southwesterly right-of-way line of Stevens Street, south 46 degrees 18' 00" east a distance of 1,040.08' more or less to a point, the place of beginning;

Thence along the southwesterly right-of-way line of Stevens Street, south 55 degrees 05' 43" east a distance of 500.53' more or less to a point along the northerly right-of-way line of North Sherman Street;

Thence along the northerly right-of-way line of North Sherman Street, south 43 degrees 42' 00" west a distance of 76.53' more or less to a point;

Thence along the dividing line of the City of Wilkes-Barre as described in Luzerne County Deed Book 1883 at page 883, and of the City of Wilkes-Barre as described in Luzerne County Deed Book 1707 at page 703, north 46 degrees 18' 00" west a distance of 494.64' to a point, the place of beginning.

Containing an area of 18,928 square feet or 0.43 acres of land, more or less.

Being a portion of lands of the City of Wilkes-Barre as described in Luzerne County Deed Book 1883 at page 883.

Said property is located within the property identification number of H10-000-14D.

Also being all of a 0.43 acre parcel shown as the southeasterly replacement area to be consolidated with lands of the City of Wilkes-Barre as shown on Plan No. V-0801 dated 02-16-09 as prepared by Pennoni Associates, Inc. 100 North Wilkes-Barre Boulevard, Suite 409, Wilkes-Barre, PA. 18702.

(f) Costs and fees.—Costs and fees incidental to this conveyance shall be borne by the grantee.

Section 4. Release of restrictions in Lackawanna County.

(a) Authorization.—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 release of Project 70 restrictions and transfer of the lands owned by the Borough of Old Forge, which are more particularly described in subsection (c), and the sale of said lands in accordance with the Project 70 Land Acquisition and Borrowing Act for a consideration of not less than \$5,000, which sum represents a minimum fair market value of the property as determined by an appraisal.

(b) Freedom of restrictions.—The lands described in subsection (c) shall be free of restrictions on use and alienation imposed by the Project 70 Land Acquisition and Borrowing Act upon conveyance of said lands by the Borough of Old Forge.

(c) Lands to be released from restrictions.—The parcel of land to be released from Project 70 restrictions is situated in the Borough of Old Forge, Lackawanna County, and is more particularly described as follows:

All that certain piece or parcel of land being: in the Borough of Old Forge, County of Lackawanna and Commonwealth of Pennsylvania bounded and described as follows to wit:

Beginning at a point on the westerly side of Lawrence Street, said point being eighty and sixteen one-hundredths (80.16) feet in a southeasterly direction, along the westerly side of Lawrence Street from the intersection of the westerly side of Lawrence Street and the southerly line of Centre Street, said point being also the northeasterly corner of Lot 6, Block No. 12; thence in a southeasterly direction along the westerly side of Lawrence Street two hundred-forty and forty-seven one-hundredths (240.47) feet, the southwesterly corner of Lot 16, Block 12; thence in a southwesterly direction along the dividing line between Lot 16 and Lot 18, Lot 18 conveyed to Mrs. Dick, for a distance of one hundred seventy-three and one-tenth (173.10) feet to a 28 foot wide alley; thence in a northwesterly direction along said alley two hundred forty (240) feet to the northwesterly corner of Lot 6; thence at right angles in a northeasterly direction along the dividing line between Lot 4 and Lot 6 one hundred fifty-eight and one-tenth (158.10) feet to the place of beginning. Containing 39,744 square feet, more or less, and being Lots 6, 8, 10, 12, 14 and 16, Block No. 12 of the Lawrenceville section of Old Forge, as shown on map of that portion of the William Connells Lawrence property located in Old Forge, Lackawanna County, PA recorded in the Office of the

Recorder of Deeds in and for Lackawanna County January 6, 1901, in Map Book 1 page 101.

Being parcel 3 of the lands conveyed to the Borough of Old Forge by Pitreal Corporation by deed dated April 15, 1968, which deed is recorded in the Lackawanna County Recorder of Deeds Office in Record Book No. 667 at page No. 523 et seq.

(d) Use of proceeds.—The consideration received by the Borough of Old Forge from the sale of land shall be deposited in a special account established by the Borough of Old Forge for the maintenance, improvement and development of Pagnotti Park.

Section 5. Effective date.

This act shall take effect immediately.

APPROVED—The 14th day of July, A.D. 2009.

EDWARD G. RENDELL