

GALLITZIN TOWNSHIP SUPERVISORS

CAMBRIA COUNTY

6

R. D. #1, Box 111

Gallitzin, Pennsylvania 16641

RESOLUTION

R. D. # 6-1982

A resolution of the Township of Gallitzin, Cambria County, Penna., was adopted at the regular monthly meeting held September 5, 1982 accepting the Deed of Dedication for the road-way. This Deed of Dedication pertains to Old Route 36 and conveys the land to both Gallitzin and Dean Township.

The above Resolution approved at the regular monthly meeting held September 5, 1982.

Michael Koz
Chairman

Leonard Owens
Secretary/Treasurer

Jim Long
Vice-Chairman

Donald F. Lynch
Roadmaster

OCT 15 3 28 PM '82
CLERK OF COURTS
CAMBRIA CO. PA.

DENNIS GOVACHINI

ATTORNEY-AT-LAW

311 MADONIC BUILDING

EDENBURG, PENNSYLVANIA 18821

TOWNSHIP OF DEAN

CAMBRIA COUNTY, PENNSYLVANIA

RESOLUTION NO. _____

On motion of William Wagon Supervisor, Seconded by George T. Johnson Supervisor.

BE it resolved, and it is hereby resolved by the Board of Supervisors of the Township of Dean pursuant to Section 140 of the Second Class Township Code (53 P.S. 66140) that a certain piece of land as described in Deed of William Myers, et ux, et al, dated July 5, 1982 and as set forth on a survey - draft prepared by P. Joseph Lehman, Engineer No. 11931-E dated 6/29/77, Project Number 1856, is hereby accepted as a public road in the Township of Dean to the extent that such land lies within the present boundary lines of the Township of Dean.

The Solicitor is hereby authorized on behalf of the Township of Dean to record the aforesaid Deed and the Township of Dean will pay all recording costs, taxes, and expenses.

RESOLVED THIS 7th DAY OF Sept., 1982.

William H. Wagon
Chairman of the Board of Supervisors

ATTEST: -

Brian Unglesch
Secretary

TOWNSHIP SEAL

This Deed,

MADE THE ^{5th} day of July in the year
of our Lord one thousand nine hundred eighty-two.

BETWEEN WILLIAM MYERS and THERESA MYERS, his wife; GERALD J. FOGEL, single, and THOMAS L. FOGEL and CINDY FOGEL, his wife; RICHARD A. PETTENATI and GEORGEANNE PETTENATI, his wife; LOUISE M PLEWA, single, ELMER PETTENATI and GERMAINE PETTENATI, his wife; JOSEPH KOS and BONNIE KOS, his wife; DAVID SEYMORE and PATRICIA SEYMORE, his wife; Anne M. Conrad; widow;

Grantors,
and THE TOWNSHIP OF DEAN AND THE TOWNSHIP OF GALLITZIN, both to the extent that the dedicated lands described herein are within their respective boundaries;

Grantee s:
WITNESSETH, that in consideration of ONE (\$1.00) DOLLAR and other good and valuable considerations ^{Dollars,}
in hand paid, the receipt whereof is hereby acknowledged, the said grantor do hereby grant and convey to the said grantee ,

ALL that certain forty foot (40') Right-of-Way as situate in Dean and Gallitzin Townships, Cambria County, Pennsylvania, being more particularly bounded and described as follows:

BEGINNING at a point on the northerly most legal Right-of-Way Line of Route #36, said point being located the following two courses and distances from the centerline of Route #36, North 82° 01' 00" East 150.15', North 80° 37' 50" East 129.60'. Thence along the centerline of the above mentioned forty foot (40') Right-of-Way, the following ten (10) courses and distances: North 80° 37' 50" East 102.00' to a point; North 81° 44' 54" East 513.85' to a point; North 88° 32' 13" East 50.06' to a point; South 64° 12' 46" East 197.55' to a point; South 29° 33' 30" East 150.00' to a point; South 38° 00' 07" East 149.02' to a point; South 47° 00' 07" East 355.24' to a point; South 55° 21' 10" East 150.00' to a point; South 62° 05' 42" East 368.37' to a point; South 67° 11' 48" East 100.04' to a point; said point being the end of said described Right-of-Way and the beginning of a State Access Road; said point being tied to the centerline of Route #36 by the following three (3) courses and distances: South 56° 43' 49" East 328.93' to a point; South 46° 59' 10" East 105.37' to a point; South 12° 10' 14" East 87.34' to a PK in the centerline of Route #36.

Attached hereto and made a part of the description contained herein is a copy of draft prepared by P. Joseph Lehman, Engineer No. 11931-E, dated 6/29/77, and known as Project No. 1856.

Under and subject to all exceptions, reservations, conditions, restrictions, rights, and rights-of-ways as contained in prior deeds and instruments of record.

BEING all that certain Right-of-Way as shown and described on a Draft of Survey by P. Joseph Lehman, Inc., Consulting Engineers, Hollidaysburg, Pennsylvania, dated June 29, 1977, and indexed as Project No. 1856.

Said forty-foot right-of-way being a section of the former Pa. Route #36 which was heretofore abandoned as a public roadway, said forty-foot right-of-way borders the properties of the Grantors and is now considered to be a part of such contiguous properties of the Grantors obtained by virtue of Deeds recorded in the Recorder of Deeds Office in Cambria County, Pennsylvania, as follows:

Deed from Clarence L. Fogel and Ann Krug Fogel, husband and wife, to William Myers and Theresa Myers, his wife; dated June 10, 1976, recorded in Deed Book Volume 1002 Page 414.

Deed from Ann Krug Fogel, a Widow, to Gerald J. Fogel and Thomas L. Fogel - dated May 4, 1978 and recorded in Deed Book Volume 1033 Page 990.

Deed from Germaine Pettenati, otherwise Germaine Pettenati and Elmer Pettenati, her husband, dated July 25, 1979 to Richard Pettenati and Georgeanne Pettenati, husband and wife, and recorded in Deed Book Volume 1055 Page 933.

Deed from Joseph Plewa and Louise M. Plewa, husband and wife, dated January 12, 1977 to Louise M. Plewa and recorded in Deed Book Volume 1028 Page 307.

Deed from Hugh P. O'Connor, a single man, dated August 4, 1959 to Germaine Pettenati and recorded in Deed Book Volume 731 Page 147.

Deed from Germaine Pettenati o/w Germaine Pettenati and Elmer Pettenati, her husband, dated April 4, 1980 to Joseph Koss and Bonnie Koss, husband and wife, and recorded in Deed Book Volume 1064 Page 690.

Article of Agreement from John Bakale, single, dated August 5, 1981 to David Seymore and Patricia L. Seymore, his wife, and recorded in Deed Book Volume 1086 Page 161.

Deed from Clarence L. Fogel and Ann Krug Fogel, husband and wife, dated December 8, 1975 to Oscar J. Conrad and Anne M. Conrad, husband and wife, and recorded in Deed Book Volume 995 Page 667.

Deed from John E. Conrad, single, dated January 4, 1963 to Oscar J. Conrad and Anne M. Conrad, his wife, and recorded in Deed Book Volume 775, Page 588. The said Oscar J. Conrad died on March 29, 1977. Thereby vesting title in Anne M. Conrad, his wife, the surviving tenant by the entirety.

The purpose of the within deed is to dedicate to the Township of Dean and Township of Gallitzin forever to be used as a public highway and road the property conveyed herein, in lieu of condemnation thereof and with waiver of all damages on behalf of the Grantors, their heirs and assigns.

The Grantors herein states that the hereinabove described property is not presently being used for the disposal of hazardous waste, nor to the best of their knowledge, information and belief, has it ever been used for the disposal of hazardous waste. This statement is made in compliance with the Solid Waste Management Act, No. 1980-97, Section 405.

AND the said grantors hereby covenant and agree that will warrant generally the property hereby conveyed.

This document may not sell, convey, transfer, include or insure the title to the coal and right of support underneath the surface land described or referred to herein, and the owner or owners of such coal may have the complete legal right to remove all of such coal, and, in that connection, damage may result to the surface of the land, and any house, building or other structure on or in such land. The inclusion of this notice does not enlarge, restrict or modify any legal rights or estates otherwise created, transferred, excepted or reserved by this instrument.

IN WITNESS WHEREOF, said grantors have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delibered
in the Presence of

_____	William Myers	(SEAL)
_____	Theresa Myers	(SEAL)
_____	Gerald J. Fogel	(SEAL)
_____	Thomas L. Fogel	(SEAL)
_____	Cindy Fogel	(SEAL)
_____	Richard A. Pettenati	(SEAL)
_____ (SEAL)	Georgeanne Pettenati	(SEAL)
Bonnie Kos	Louise M. Plewa	(SEAL)
_____ (SEAL)	Elmer Pettenati	(SEAL)
David Seymore	Germanie Pettenati	(SEAL)
_____ (SEAL)	Joseph Kos	(SEAL)
Patricia Seymore		
_____ (SEAL)		
Oscar J. Conrad - deceased		
_____ (SEAL)		
Anne M. Conrad		

State of Pennsylvania

County of Cambria

On this, the 5th day of July, 1982, before me,

the undersigned officer, personally appeared

All of the above named Grantors

known to me (or satisfactorily proven) to be the persons whose names subscribed to the within instrument, and acknowledged that they executed the same for the purposes therein contained.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Notary Public
My Commission Expires Title of Officer.
Sept. 2, 1985

*do hereby certify that the precise residence and complete post office address
of the within named grantee is*

19

Attorney for

Deed

WILLIAM MYERS, et al

A
N
D

TOWNSHIP OF DEAN and

TOWNSHIP OF GALLITZIN

WARRANTY

COMMONWEALTH OF PENNSYLVANIA

County of

} 88.

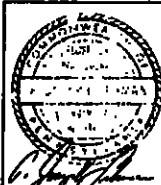
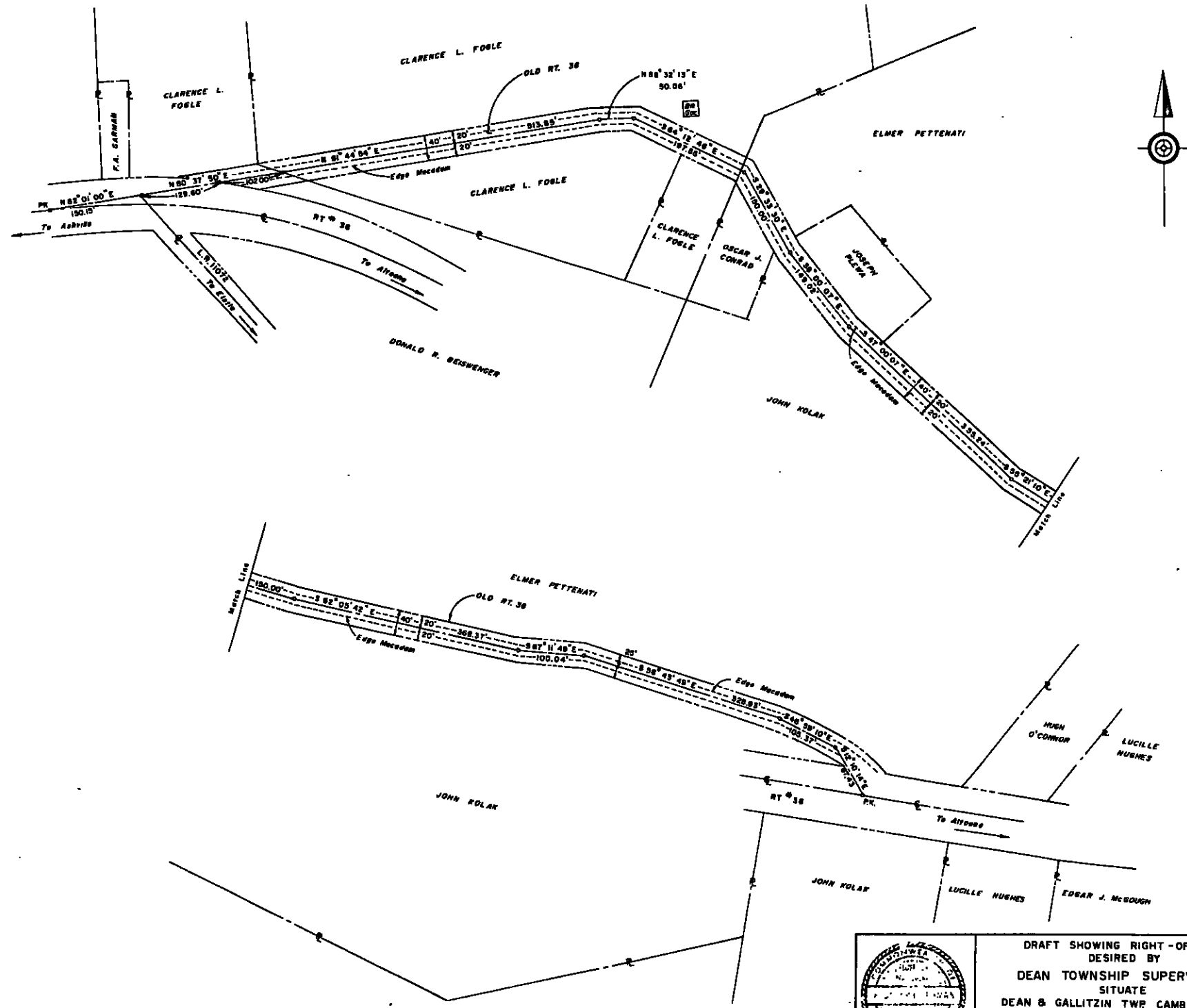
RECORDED on this day of

A. D. 19....., in the Recorder's Office of said County, in Deed Book

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Given under my hand and the seal of the said office, the date above written.

....., Recorder.



DRAFT SHOWING RIGHT-OF-WAY DESIRED BY DEAN TOWNSHIP SUPERVISORS SITUATE DEAN & GALLITZIN TWP CAMBRIA CO, PA.	SCALE 1" = 100'
	DATE 6-29-77
F. JOSEPH LEHMAN, INC. CONSULTING ENGINEERS HOLLIDAYSBURG, PENNSYLVANIA	PROJECT NO. 1856