

TOWNSHIP OF EAST CARROLL
CAMBRIA COUNTY
PENNSYLVANIA

I hereby certify that the attached is a true and correct copy of Resolution No. 2003-244 of the Township of East Carroll, Cambria County, Pennsylvania.

Date: 5/17/03



Mary Jane Rowland, Secretary

(SEAL)

FILED FOR RECORD
03 MAY 20 PM 12: 08
CLERK OF COURTS
CAMBRIA COUNTY, PA

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CAMBRIA COUNTY, PA

TOWNSHIP OF EAST CARROLL
CAMBRIA COUNTY
PENNSYLVANIA

RESOLUTION NO. 2003 - 244

A RESOLUTION OF THE TOWNSHIP OF EAST CARROLL ACCEPTING
A QUIT-CLAIM DEED/DEED OF DEDICATION FOR CERTAIN
LANDS TO BE USED FOR PUBLIC ROAD/ROADWAY PURPOSES

MOTION BY: Theodore J. Farabaugh

SECONDED BY: Donald McNulty

TO ADOPT THE FOLLOWING RESOLUTION:

WHEREAS, The Holy Name Society of Saint Benedict Parrish, by and through its Trustees, have or will present to the Board of Supervisors of the Township of East Carroll, a Quit-Claim Deed/Deed of Dedication relative to a certain piece/parcel of land located in the Township of East Carroll, Cambria County, Pennsylvania, to be utilized for public road/roadway purposes; and,

WHEREAS, the Board of Supervisors of the Township of East Carroll desire to accept said Quit-Claim Deed/Deed of Dedication for purposes of straightening a road/roadway so as to eliminate a curve in such road/roadway for the safety of motor vehicle traffic on T-514 a/k/a Link Road.

NOW, THEREFORE, the Board of Supervisors of the Township of East Carroll, Cambria County, Pennsylvania, on behalf of said Township, hereby RESOLVE AND ENACT AS FOLLOWS:

- (1). The Township of East Carroll, Cambria County, Pennsylvania, hereby accepts the aforesaid Quit-Claim Deed/Deed of Dedication from the Holy Name Society

of Saint Benedict Parrish made by and through the Trustees of Holy Name Society of Saint Benedict Parrish.

(2). Said premises conveyed/to be conveyed are to be utilized for public road/roadway purposes of straightening a road/roadway so as to eliminate a curve a curve in such road/roadway for the safety of motor vehicle traffic on T-514 a/k/a Link Road.

RESOLVED AND ENACTED this 24 day of APRIL, 2003.

TOWNSHIP OF EAST CARROLL

BY:

Richard Miller
Chairman Of Board Of Supervisors

Ronald McHally
Supervisor

Alexandre Fitzmaurice
Supervisor

ATTEST:

M. Lalor
Secretary (SEAL)

distances of 41.24 feet and 335.27 feet, for a total distance of 433.90 feet to a point on Link Road; thence South 06 degrees 30' 00" West partly by Link Road and along land now or formerly Beverly Hatch et al. (Tax Parcel No. 21-10-109) for a distance of 383.73 feet to the point of beginning.

CONTAINING 0.401 acres of land as shown on a draft of survey completed February 14, 2003, by Dennis E. Sheehan, P.L.S., a copy of which is attached hereto and made a part hereof.

UNDER AND SUBJECT TO all exceptions, reservations, restrictions, conditions, easements, rights and rights-of-way as contained in prior deeds and instruments of record.

BEING a portion of the same parcel of land title to which vested in the Holy Name Society of St. Benedict Parrish/Trustees of the Holy Name Society of St. Benedict Parrish, their successors and assigns, an unincorporated association, by Deed of Irvin P. Switzler, et ux.; said Deed being dated August 5, 1953, and recorded in the Recorder of Deed's Office in and for Cambria County, Pennsylvania, in Deed Book Volume 656, Page 224.

This Quit-Claim Deed/Deed of Dedication is given on behalf of the Holy Name Society of Saint Benedict Parrish, and the signator Trustees acknowledge and covenant that they have proper authority to act on behalf of said Holy Name Society and Parrish as to this matter.


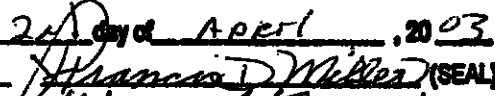

THIS IS A CONVEYANCE TO THE TOWNSHIP OF EAST CARROLL, CAMBRIA COUNTY, PENNSYLVANIA, FOR PUBLIC ROAD/ROADWAY PURPOSES.

The Grantor herein states that the hereinabove described property is not presently being used for the disposal of hazardous waste, nor to the best of its 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.

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.

NOTICE

The undersigned grantee (grantees) hereby certifies that he/they know and understand that he/they may not be obtaining the right of protection against subsidence resulting from coal mining operations, and that the purchased property may be protected from damage due to mine subsidence by a private contract with the owners of the concrete interests in the coal.

Witness signature of grantee (grantees) this 24th day of April, 2003

 Witness  (SEAL)
 (SEAL)

TOGETHER with all and singular the buildings and improvements, ways, streets, alleys, driveways, passages, water, water courses, rights, liberties, privileges, hereditaments and appurtenances, whatsoever upon the hereby granted premises belonging, or in any wise appertaining, and the reversions and remainders, rents, issues, and profits thereof; and all the estate, right, title, interest, property, claim and demand whatsoever of it, the said Party of the First Part, as well as at law as in equity, of, in and to the same.

TO HAVE AND TO HOLD the said lot or piece of ground above described, with the buildings and improvements thereon erected, intended so to be, with the appurtenances, unto the said Party of the Second Part, its successors and/or assigns, to and for the only proper use and behoove of the said Party of the Second Part, its successors and assigns forever.

AND THE SAID Party of the First Part, does by these presents, covenant, grant and agree to and with the Party of the Second Part, its heirs and assigns, that the Party of the First Part has not done, committed or knowingly or willingly suffered to be done or committed any act, matter, or thing whatsoever where the premises hereby granted or any part thereof, is, are shall or may be impeached, charged or encumbered, in title, charge, estate or otherwise howsoever.

IN WITNESS WHEREOF, the Party of the First Part has caused this Deed to be executed by its Trustees on behalf of the Holy Name Society and St. Benedict Parrish.

HOLY NAME SOCIETY OF ST. BENEDICT PARRISH

By: Michael F. Drimer, Pres.
Trustee

By: Patrick J. Regan - Secy
Trustee

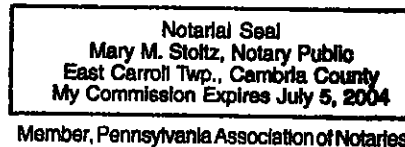
By: _____
Trustee

STATE OF PENNSYLVANIA:
: SS.
COUNTY OF CAMBRIA :

ON THIS, the 28th day of April, 2003, before me, the undersigned officer, personally appeared Michael F. Gomes, Patrick J. Regan and _____, who acknowledged themselves to be Trustees of the Holy Name Society of St. Benedict Parrish, and that they, as such Trustees, have been duly authorized to sign this Deed on behalf of the Holy Name Society and St. Benedict Parrish, and that they executed the same on behalf of said Holy Name Society/Parrish as its act and Deed.

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

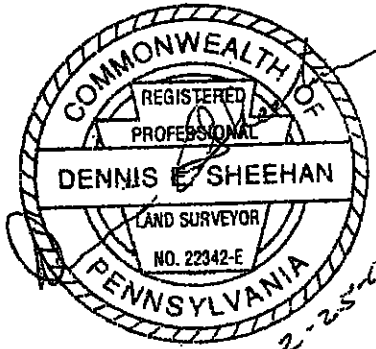
Mary M. Stoltz
NOTARY PUBLIC



I hereby certify that the address of the within Grantee is: 3350 Brick Road, Carrolltown, PA 15722

Date: 4-28-03

[Signature]
Attorney For Grantee

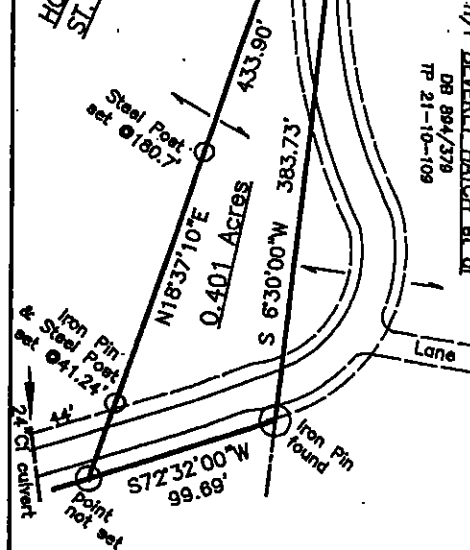


**HOLY NAME SOCIETY of
ST. BENEDICT PARISH**
DB 856/224
TP 21-10-108

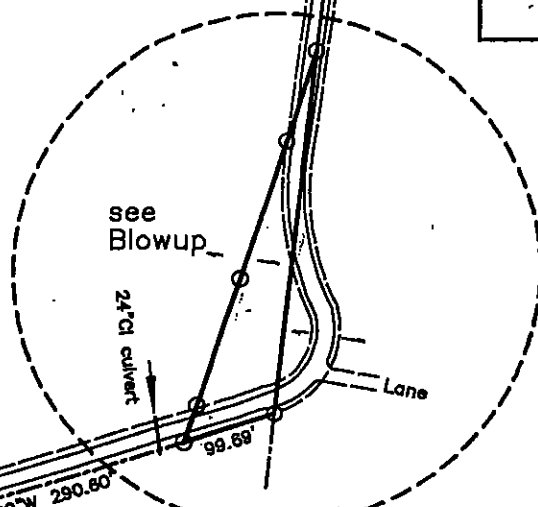
T-514 30' R/W
a/k/a LINK ROAD

To Carroll Road

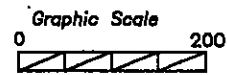
**HOLY NAME SOCIETY of
ST. BENEDICT PARISH**
DB 856/224
TP 21-10-108



Blowup @ Scale 1"=100'



n/f BEVERLY HATCH et al
DB 894/379
TP 21-10-109



To Dutch Road

n/f MICHAEL A. ROSMUS et ux
DB 1818/784
TP 21-10-107

DRAFT OF SURVEY
Parcel To Be Conveyed To
EAST CARROLL TOWNSHIP, a municipal corporation
for realignment of Link Road
EAST CARROLL TWP - CAMBRIA CO - PA
MAP SCALE 1" = 200'
AS SURVEYED FEBRUARY 14, 2003
by DENNIS E. SHEEHAN, PLS PATTON, PA
814-874-5819