

ORDINANCE NO. 5

AN ORDINANCE LAYING OUT, OPENING, ENACTING, ORDAINING, ADOPTING AND ACCEPTING AS A PUBLIC ROAD/STREET IN THE TOWNSHIP OF PORTAGE, CAMBRIA COUNTY, PENNSYLVANIA, A CERTAIN ROAD/STREET OR PORTIONS THEREOF COMMONLY KNOWN AS AND TO BE DESIGNATED AS BECKS LANE.

WHEREAS, the Board of Supervisors of the Township of Portage has determined that it is necessary that the Township of Portage formally open, enact, ordain, lay out, accept and adopt as a public road/street a certain road/street located in the Township of Portage, identified as Becks Lane, Cambria County, Pennsylvania; and

WHEREAS, the Board of Supervisors of the Township of Portage desires that this road/street or portion thereof continues to be known and designated as Becks Lane.

THEREFORE, it is hereby ORDAINED and ENACTED by the Board of Supervisors of the Township of Portage, on behalf of the Township of Portage as follows:

SECTION 1: A road/street known as Becks Lane located in the Township of Portage, Cambria County, Pennsylvania is hereby laid out, opened, ordained, adopted, enacted and accepted as a public road/street of the said Township as identified in the following description:

RIGHT-OF-WAY LINE DESCRIPTION
OF PROPOSED TOWNSHIP ROAD
KNOWN AS "BECKS LANE"
SITUATE IN
PORTAGE TOWNSHIP, CAMBRIA COUNTY, PA
PROJECT NO. _____
_____, 2003

FILED FOR RECORD
03 OCT 28 AM 11:48
CLERK OF COURTS
CAMBRIA COUNTY, PA

ALL that certain piece or parcel of land situate in the Township of Portage, County of Cambria, State of Pennsylvania and being more particularly bounded and described as follows:

BEGINNING at a point on the northeasterly right-of-way line of State Route 164 at a corner common to the lands now or formerly owned by David Plummer and the lands herein described; thence,

with said right-of-way, North $54^{\circ} 27' 32''$ West 56.50 feet to a point on said right-of-way line; thence through the lands of which this is part, with the southwesterly right-of-way line of the lands herein described: North $02^{\circ} 07' 37''$ West 92.81 feet to a point; thence, continuing with the same, with a curve to the left having a radius of 368.37 feet, an arc length of 381.73 feet, the chord of which bears, North $31^{\circ} 48' 49''$ West 364.87 feet to a point; thence, continuing with the same, partly through the lands of which this is part, partly with the lands now or formerly owned by John Kovach, and partly with the lands now or formerly owned by William Beck, et ux., North $61^{\circ} 30' 00''$ West 709.11 feet to a point; thence, continuing with the said southwesterly right-of-way line of the lands herein described, partly with the lands of said Beck, et ux., partly with the lands now or formerly owned by Richard and Marcia Chappell, partly with the lands now or formerly owned by Michael S. and Kimberly A. Jubina, and partly with the lands now or formerly owned by Steve Kopnicky, North $77^{\circ} 35' 00''$ West 404.55 feet to a point; thence, continuing with same, with the lands of said Kopnicky, North $85^{\circ} 05' 00''$ West 127.41 feet to a pipe corner; thence, continuing with the same, through the lands of which this is part, the following courses and distances: North $88^{\circ} 51' 56''$ West 122.00 feet to a point; South $80^{\circ} 31' 38''$ West 170.00 feet to a point; North $88^{\circ} 24' 36''$ West 96.26 feet to a point on the aforementioned northeasterly right-of-way line of State Route 164; thence, with said northeasterly right-of-way line, North $67^{\circ} 03' 26''$ West 137.32 feet to a point on said right-of-way line; thence, through the lands of which this is part, with the northeasterly right-of-way line of the lands herein described, the following courses and distances: South $88^{\circ} 24' 36''$ East 219.31 feet to a point; North $80^{\circ} 31' 38''$ East 169.80 feet to a point; South $88^{\circ} 51' 56''$ East 128.29 feet to a point; South $85^{\circ} 05' 00''$ East 132.34 feet to a point; South $77^{\circ} 35' 00''$ East 414.89 feet to a point; South $61^{\circ} 30' 00''$ East 716.18 feet to a point; thence, continuing with the same with a curve to the right having a radius of 418.37 feet, an arc length of 433.54 feet, the chord of which bears South $31^{\circ} 48' 49''$ East 414.40 feet to a point; thence, continuing with the same, South $02^{\circ} 07' 37''$ East 120.50 feet to a point on line of lands of aforementioned David Plummer; thence, with the lands of said Plummer, South $35^{\circ} 32' 28''$ West 8.64 feet to a corner the point and place of beginning.

Being a right-of-way fifty (50) feet in width and containing 2.553 acres, as shown on a Plan of Becks Lane prepared for Portage Township Supervisors by CPS Surveys, Inc., Ebensburg, Pennsylvania.

The above described Proposed Township Road is more fully shown on a plan prepared by CPS Surveys, Inc., dated March, 1997.

SECTION 2: The Board of Supervisors of the Township of Portage hereby authorizes appropriate officials and employees of the Township to post signs on the road/street indicating the name of the said road/street as given herein.

SECTION 3: The Secretary of the Township is hereby directed to file a certified copy of this Ordinance, together with necessary drafts - surveys of the road/street with the appropriate offices of Cambria County, Pennsylvania, and with appropriate departments and officials of the Commonwealth of Pennsylvania.

SECTION 4: It is the intent of the Supervisors of the municipality that the provisions of this Ordinance are severable, and the invalidity of any Section, subsection, clause or provisions of this Ordinance shall not affect or impair the validity of any other party of this Ordinance, which can be given effect without the invalid part or parts.

SECTION 5: All Ordinances or parts of Ordinances inconsistent herewith be and the same are hereby repealed.

SECTION 6: This Ordinance shall become effective thirty (30) days after the date of enactment.

ORDAINED and ENACTED into law by the Portage Township Supervisors in lawful session assembled this 8th day of October, 2003.

ATTEST:

Valerie L. Mentile
Secretary

TOWNSHIP OF PORTAGE

By: James E. Decort
Supervisor

By: Richard A. Ochovsky
Supervisor

By: James P. Korach
Supervisor

LAW OFFICES
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DINO S. PERSIO
CALVIN J. WEBB, II
ROGER D. MCGILL
KEVIN D. PERSIO

ARNOLD D. SMORTO
(1912-1999)

BRIAN J. BERNARD
(1961-1995)

October 28, 2003

Ms. Susan Kuhar
Cambria County Clerk of Courts
Cambria County Courthouse
200 South Center Street
Ebensburg, PA 15931

**Re: Becks Lane Ordinance
Portage Township
Cambria County, Pennsylvania**

Dear Ms. Kuhar:

Enclosed herewith please find the following:

- 1) Two (2) original Ordinances adopted on October 8, 2003 regarding Becks Lane;
- 2) Copy of survey map prepared by CPS Surveys, Inc.; and
- 3) Check in the amount of \$20.00 representing the filing fee in this matter.

By copy of this letter, I am forwarding the original deed and affidavit of value to the Cambria County Recorder of Deeds Office for recording.

If you have any questions, please feel free to contact me. Your courtesy and cooperation are greatly appreciated.

Thank you for your attention.

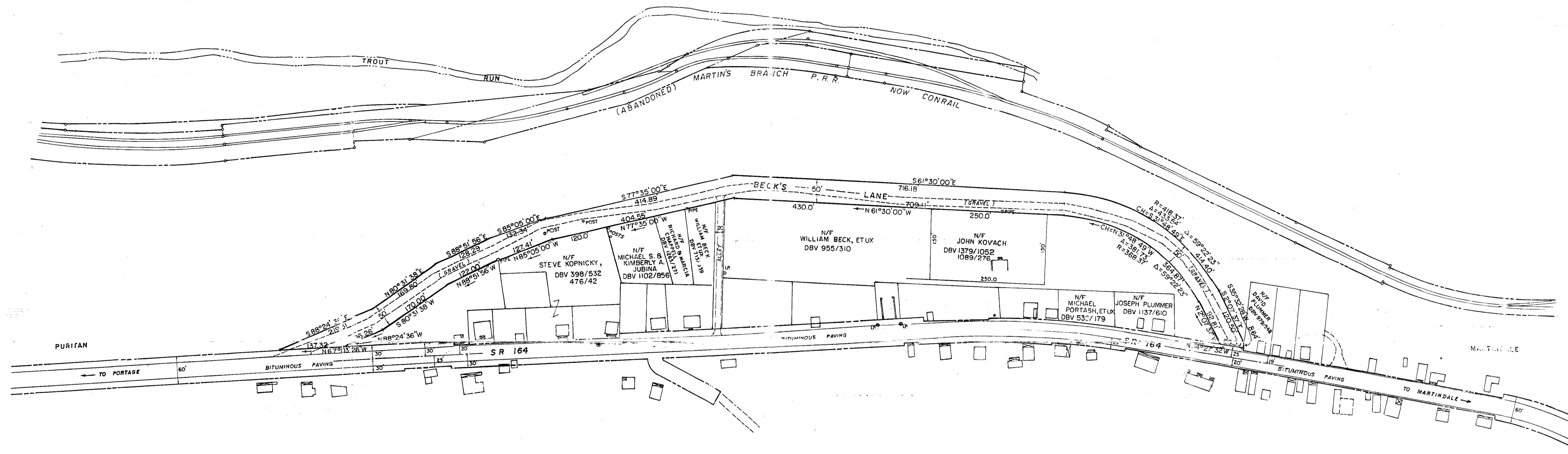
Very truly yours,



Calvin John Webb, II

CJW, II/pr
Enclosures

cc: Cambria County Recorder of Deeds
Portage Township (w/o enclosures)



TOTAL ACREAGE OF R/W TO BE OBTAINED 2.553

PLAN SHOWING
BECK'S LANE
 FOR
 PORTAGE TOWNSHIP
 SITUATE IN
 PORTAGE TOWNSHIP CAMBRIA COUNTY
 PENNSYLVANIA
 SCALE: 1"=100' MARCH 1997
 PREPARED BY
CPS SURVEYS INC.
 EGENSBURG, PENNSYLVANIA



CPS SURVEYS, INC.
 by Orlan P. Seese
 Orlan P. Seese, P.L.S.
 President
 All Plans that do not show a seal implicate in and not may have been fraudulently altered. All information should be disregarded unless verified by the Professional Land Surveyor whose signature appears above.