

RESOLUTION 2002 - 909RESOLUTION OF ADAMS TOWNSHIP
BOARD OF SUPERVISORSFILED FOR RECORD
03 MAY 23 AM 10:09
CLERK OF COURTS
CAMBRIA COUNTY, PA

WHEREAS, Harry Unger and Sandra K. Unger, husband and wife, of the Township of Adams, County of Cambria and State of Pennsylvania, have by the attached deed which is incorporated by reference herein and marked for identification purposes as Exhibit "A", dedicated to the township of Adams, all those streets, storm water drainage system and a storm water detention pond as laid out on the Elton View Estates Subdivision Plan, located in the Township of Adams, County of Cambria and State of Pennsylvania, and recorded October 12, 1999 in the Office of the Recorder of Deeds in and for Cambria County, Pennsylvania, in Plat Book 7, Pages 839A and B;

WHEREAS, the Township of Adams Board of Supervisors is authorized and empowered to accept by resolution in the name of the Township of Adams, any land dedicated by deed to the Township to be used as a street pursuant to 53 P.S. Section 67316;

WHEREAS, the Township of Adams is authorized and empowered to acquire by deed of dedication any existing storm water management system or facility pursuant to 53 P.S. Section 67702;

NOW THEREFORE, BE IT RESOLVED AND IT IS HEREBY RESOLVED that all those certain streets, the storm water management system and detention pond as laid out on the Elton View Estates Subdivision Plan, recorded in the Office of the Recorder of Deeds in and for Cambria County, Pennsylvania, in Plat Book 7, pages 839 A and B are more particularly shown and described on Exhibit A hereof which is made a part hereof are hereby accepted as and for

public streets and property in accordance with the authority granted the Adams Township Board of Supervisors by 53 P.S. Sections 67316 and 67702.

AND FURTHER, a true and correct copy of this Resolution shall be recorded with the above-mentioned deed in the Office of the Recorder of Deeds in and for Cambria County, Pennsylvania.

IN WITNESS WHEREOF, we hereunto set our hands and seals this 9th day of September, 2002.

Attest:

Kiana Boyter
Secretary

Adams Township Board of Supervisors

William J. Smith
Dennis J. Edwards
Charles E. Wegandt Jr.
Will E. Kelly Jr.
Dennis J. Edwards

DEED OF DEDICATION

THIS INDENTURE made the 16th day of July, 2002, between, **HENRY UNGER and SANDRA K. UNGER**, husband and wife, of Adams Township, Cambria County, Pennsylvania, of the one part (hereinafter called the **grantor**) and the **TOWNSHIP OF ADAMS**, County of Cambria, Commonwealth of Pennsylvania, of the other part (hereinafter called the **grantee**)

WITNESSETH: That the said grantor, for and in consideration of the advantage to them accruing as well as for numerous other considerations affecting the public welfare which they seek to advance, has granted, bargained, sold, aliened, enfeoffed, released and confirmed and by these presents does grant, bargain, sell, alien, enfeoff, release and confirm unto the said grantee its successors and assigns,

ALL THAT CERTAIN, piece or parcel of land with improvements erected thereon, lying and being situate in the Township of Adams, County of Cambria, Commonwealth of Pennsylvania, described as follows:

TRACT NO. 1: Consisting of 2.016 acres, more or less, in the Elton View Subdivision as depicted on the attached draft and being the entire forty (40') right-of-way and/or forty-two (42') right-of-way, as indicated on the approved Plan, having situate thereon, the approved roadway/cartway system, storm water drainage system, placement of necessary utility lines, including by not limited to public water, sewer, telephone, electric, and natural gas lines. The said Subdivision Plat is recorded in Cambria County Plat Book Volume 7, Page 839 A&B, on October 12, 1999.

TRACT NO. 2: Consisting of 0.795 acres and being identified as Lot No. 26 in the Elton View Estates Subdivision as reserved for storm water control and having situate thereon the completed and approved storm water detention pond for the said development.

BEING a portion of the same premises which vested in Richard J. Brydon and Sandra K. Brydon, now Sandra K. Unger, husband and wife, by deed of Frederick Wayne Fisher and Margaret C. Fisher, husband and wife, dated September 21, 1977, recorded October 17, 1977 in Cambria County Record Book Volume 1025, Page 208, on October 17, 1977. The said Richard J. Brydon departed this life on July 19, 1988, whereupon whole title vested in Sandra K. Brydon, his wife, now Sandra K. Unger.

UNDER AND SUBJECT to the aforesaid utilities depicted on the approved Plat as recorded and approved by the Township of Adams.

TO HAVE AND TO HOLD, the said lot or piece of ground above described unto the said grantee, to and for the only proper use and behoof of said grantee, its successors and assigns forever, as and for a public street or highway and for no other use or purpose whatsoever and to the same extent and with the same effect as if the said street had been opened by a Decree of the and in pursuance of the Road Laws of the Commonwealth of Pennsylvania.

And the said grantor, for themselves, their heirs, executors and administrators by these presents covenants, promises and agrees to and with the said grantee, its successors and assigns, that neither the grantor nor their heirs, executors, and administrators, shall nor will at any time hereafter, ask, demand, or recover or receive of or from the said grantee, its successors and assigns any sum or sums of money as and for damages for or by reason of the physical grading of said street to the grade as now established by the Township of Adams, grantee, and if such grade shall not be established at the day of the date of these presents that neither the said grantor, nor their heirs, executors and administrators, shall nor will at any time thereafter ask, demand, recover or receive any such damage by reason of the physical grading of said Street to conform to the grade as first thereafter established or confirmed by Engineers of and for the Township of Adams, grantee.

And the said grantor, for themselves, their heirs, executors, and administrators does by these presents further covenant, promise and agree to and with said grantee, its successors, and assigns, that the said lot of ground above-described unto the said grantee, its successors and assigns, against him the said grantor, his heirs and assigns, and against all and any person or persons whomsoever lawfully claiming or to claim the same or any part thereof, by, from or under them or any of them shall and will warrant and forever defend.

IN WITNESS WHEREOF, the Grantors have placed their hands and seals hereunto the day and year first above written.

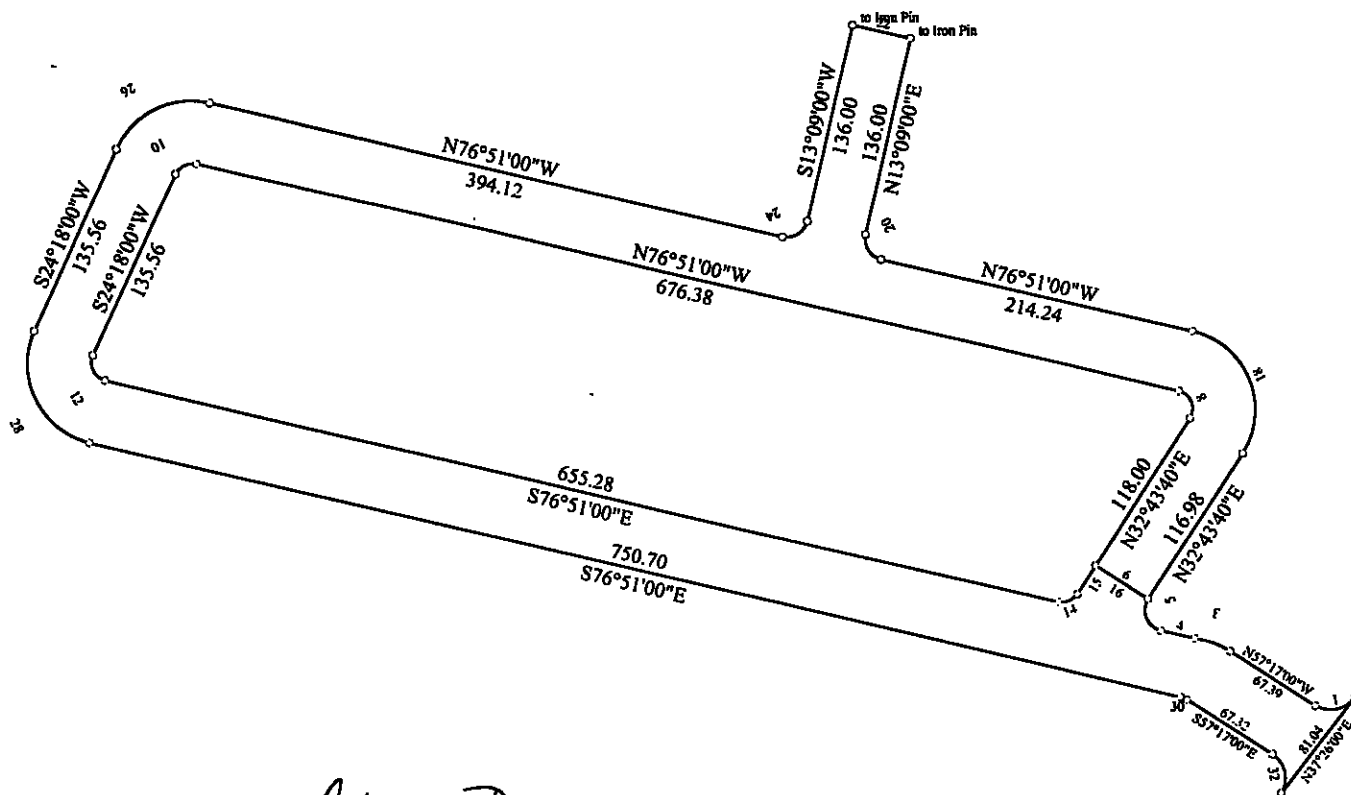
WITNESS:

Marcus A. Moore

Marcus A. Moore

Henry Unger
Henry Unger

Sandra K. Unger
Sandra K. Unger



Glory Drive

Title: Elton View Estates Road Conveyance

Date: 04-23-2002

Scale: 1 inch = 130 feet

File: Elton View Road Conveyance.des

Tract 1: 7.019 Acres: 305765 Sq Feet: 28406.5 Sq Meters: No significant closure error. : Perimeter = 4363 feet

001: Rt, R=19.00, Arc=29.84
T=S32.4300W

002=N57.1700W 67.39

003: Lt, R=54.00, Arc=25.00

004=N76.5100W 23.24

005: Rt, R=14.00, Arc=26.77

006=N57.1620W 42.00

007=N32.4340E 118.00

008: Lt, R=12.00, Arc=22.95

009=N76.5100W 676.38

010: Lt, R=12.00, Arc=16.51

011=S24.1800W 135.56

012: Lt, R=12.00, Arc=21.18

013=S76.5100E 655.28

014: Lt, R=12.00, Arc=14.75

015=N32.4340E 23.16

016=S57.1620E 42.00

017=N32.4340E 116.98

018: Lt, R=54.00, Arc=103.27

019=N76.5100W 214.24

020: Rt, R=14.00, Arc=21.99

021=N13.0900E 136.00 to Iron Pin

022=N76.5100W 40.00 to Iron Pin

023=S13.0900W 136.00

024: Rt, R=14.00, Arc=21.99

025=N76.5100W 394.12

026: Lt, R=54.00, Arc=74.31

027=S24.1800W 135.56

028: Lt, R=54.00, Arc=94.73

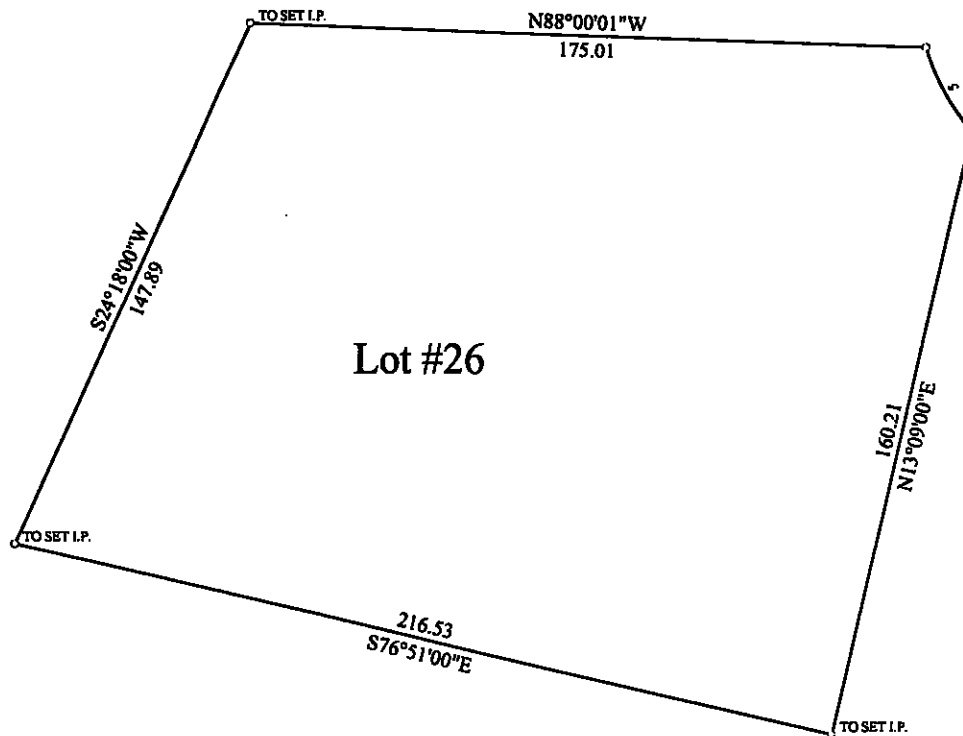
029=S76.5100E 750.70

030: Rt, R=14.00, Arc=4.78

031=S57.1700E 67.32

032: Rt, R=19.00, Arc=29.85

033=N37.2600E 81.04



Title: Unger to Adams Township

Date: 07-22-2002

Scale: 1 inch = 50 feet

File:

Tract I: 0.749 Acres: 32622 Sq Feet: 3030.6 Sq Meters: No significant closure error. : Perimeter = 725 feet

001=N88.0001 W 175.01 TO SET I.P.

003=S76.5100E 216.53 TO SET I.P.

005: Rt. R=54. Arc=25
T=N41W

002=S24.1800W 147.89 TO SET I.P.

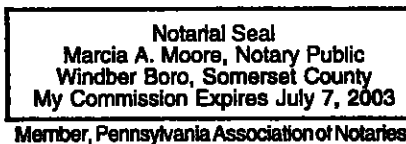
004=N13.0900E 160.21

ACKNOWLEDGMENT

Commonwealth of Pennsylvania }
 }
County of Somerset } ss:

On this the 16TH day of July, 2002, before me, the undersigned Notary Public, personally appeared Henry Unger and Sandra K. Unger, husband and wife, Known to me (or satisfactorily proven) to be persons whose names are 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.



Marcia A. Moore

GRANTEES ADDRESS

I certify that true and precise address of the within Grantee is 887 Forest Hills Drive, Sidman, Pennsylvania.

Dated: September 9, 2002

M. J. O'Neil
Attorney for Grantee