

Ordinance

Culvert h

ORDINANCE

97-5

AN ORDINANCE OF THE TOWNSHIP OF HOPEWELL, BEAVER COUNTY,
PENNSYLVANIA, DEDICATING CERTAIN TOWNSHIP RIGHT OF WAYS
ON THE TAYLOR AND HODGE PROPERTIES AT KANE AND STEUER
HILL ROADS TO THE COMMONWEALTH OF PENNSYLVANIA FOR A
STORM WATER BOX CULVERT PROJECT

WHEREAS, the Township of Hopewell, Beaver County, Pennsylvania obtained Right of Way Agreements from James A. Taylor and Patricia A. Taylor, attached hereto and incorporated herein as Exhibit "A", and Mary Ann Hodge, attached hereto and incorporated herein as Exhibit "B" for the purpose of a storm water box culvert extension through their property; and

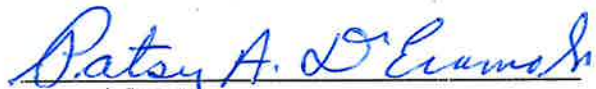
WHEREAS, the Township of Hopewell accepted by Resolution the Taylor and Hodge Right of Ways and dedicated them to public use for a storm water box culvert at Kane and Steuer Hill Roads; and

WHEREAS, the Township of Hopewell, hereby dedicates these Rights of Ways to the Commonwealth of Pennsylvania as required by the Commonwealth in undertaking the box culvert project.

ORDAINED AND ENACTED this 12th day of August, 1997.



Manager



President,
Board of Commissioners

00456

MISC1770 PG755

RIGHT-OF-WAY AGREEMENT

MADE this 27th day of May, in the year of the Lord one thousand nine hundred and ninety seven (1997).

BETWEEN JAMES A. TAYLOR, SR. and PATRICIA A. TAYLOR, his wife, of the Township of Hopewell, County of Beaver and Commonwealth of Pennsylvania, Grantor,

A

N

D

TOWNSHIP OF HOPEWELL, a body politic and corporate entity created pursuant to the First Class Township Code, as amended, being situate in the County of Beaver and Commonwealth of Pennsylvania, Grantee.

WITNESSETH that the said Grantor, for and in consideration of the sum of **ONE and 00/100 (\$1.00) ----- DOLLAR**, lawful money of the United States, unto Grantor and truly paid by the said Grantee, at and before the sealing and delivery hereof, the receipt of which is hereby acknowledged, have granted, bargained, sold and conveyed, and by these presents, do grant, bargain, sell and convey to the said Grantee, its successors and assigns, all of Grantor's right, title and interest in and to the free and uninterrupted use, liberty and privilege for conveyance of storm water right of way as shown on the legal description and drawing

EXHIBIT "A"

MISC 1770 PG 756

prepared by NIRA Consulting Engineers, Inc., attached hereto as Exhibits "A" and "B" and made a part hereof, for the purpose of constructing, maintaining, removing and replacing a box culvert to convey storm water including all appurtenances thereto in and under the lands situate in the Township of Hopewell, County of Beaver and Commonwealth of Pennsylvania, described below as Servient Premises.

THE SERVIENT PREMISES being located in the Township of Hopewell, County of Beaver and Commonwealth of Pennsylvania and the same conveyed to Grantors, by deeds recorded in the Recorder's Office of Beaver County, Pennsylvania, in Deed Book Volume 1321, page 52, and being further identified as Beaver County Tax Parcel Number 65-040-0222-003. THE EASEMENT AND RIGHT OF WAY HEREWITH CONVEYED, shall extend as measured and shown on the attached drawing and legal description filed at the Hopewell Township Municipal Building.

TOGETHER with free ingress, egress and regress to and for the said Grantee, its successors and assigns, at all times hereafter, into, upon and out of said premises for the purposes aforesaid including, but not limited to, inspection and repairs of any nature and including the right of ingress and egress at any point on said property for construction, repairs and inspections.

SUBJECT, however, to the condition that the said Grantee, its successors and assigns, at all times after completion of work of construction, reconstruction or maintenance, shall promptly backfill any trench made by it and at all times hereafter restore the premises to the condition in which the same was found before such work was undertaken.

MISC 1770 PG 757

THIS BEING A CONVEYANCE in lieu of condemnation, the same is exempt from all realty transfer taxes.

TO HAVE AND TO HOLD all singular and rights and privileges aforesaid, to the only proper use and behoof of the said Grantee, its successors and assigns, forever.

IN WITNESS WHEREOF, the said Grantors hereunto sets their hand and seal the day and year first above written.

WITNESS:

John M Bates

James A. Taylor SR (SEAL)
JAMES A. TAYLOR, SR.

Patricia A. Taylor (SEAL)
PATRICIA A. TAYLOR

RECORDED
BEAVER COUNTY, PA.

97 JUN 12 PM 3:40

Janice Jeschke Seall
RECORDER OF DEEDS

MISC			13.00
WRIT TAX			0.50
EXTRA PAGE	2X	2,000	4.00
SUBTL			17.50
TOTAL			17.50
CHECK			17.50
CHANGE			0.00
ITEM	4		
06-12-97 THU #0		3CL	5346 154417H

JANICE JESCHKE SEALL
BEAVER COUNTY REC. OF DEEDS

TOTAL	17.50
#0 CHECK	17.50
3CL 5346 06-12-97 154417H	

MISC 1770 PG 758

PERIMETER DESCRIPTION OF REQUIRED PENNSYLVANIA DEPARTMENT
OF TRANSPORTATION RIGHT OF WAY FOR BOX CULVERT EXTENSION
THROUGH PROPERTY OF JAMES A. TAYLOR, SR. AND
PATRICIA A. TAYLOR
SITUATE IN HOPEWELL TOWNSHIP, BEAVER COUNTY, PENNSYLVANIA
DEED BOOK VOLUME 1321, PAGE 52

BEGINNING at a point being the northwesterly corner of property of James A. and Patricia A. Taylor, said point being within the right of way of Steuer Hill Road, a 33 foot right of way. Thence along the westerly property line of James A. and Patricia A. Taylor, South $35^{\circ} 53'$ West, a distance of 28.60 feet to a point on the southerly right of way line of Steuer Hill Road; thence along said southerly right of way line, South $74^{\circ} 26' 40''$ East, a distance of 85.76 feet to a point being the true point of beginning of the required right of way.

Thence from said true point of beginning and along the southerly right of way line of Steuer Hill Road, South $74^{\circ} 26' 40''$ East, a distance of 9.61 feet to a point; thence by same in an easterly direction by a curve to the right having a radius of 30 feet and an arc distance of 58.50 feet to a point on the westerly right of way line of Kane Road SR 3009, a 33 foot right of way. Thence along said westerly right of way line of Kane Road in a southerly direction by a curve to the right having a radius of 1,110.83 feet and an arc distance of 0.58 feet to a point; thence in and through the property of James A. and Patricia A. Taylor the following four (4) courses and distances: North $52^{\circ} 42' 07''$ West, a distance of 3.50 feet to a point; thence in a northerly direction by a curve to the left having a radius of 1,107.33 feet and an arc distance of 15.71 feet to a

James A. and Patricia A. Taylor, D.B.V. 1321, P. 52

MISC 1770 PG 759

point; thence, North 53° 27' West, a distance of 46.56 feet to a point; North 38° 04' 10" East, a distance of 9.76 feet to a point on the southerly right of way line of Steuer Hill Road at the true point of beginning.

Containing 527± square feet, 0.0121± acres.

Reference - The herein right of way description is based on Drawings prepared by PennDOT, titled 'Commonwealth of Pennsylvania, Department of Transportation, Drawings authorizing acquisition of right of way for State Route 3009 Section B01R/W right of way in Beaver County,' stamped unofficial, date printed 1-8-97.

PennDOT Note: All properties are plotted from deeds of record, recorded subdivision or lot plans, or from field survey. Property lines were surveyed only when determined necessary by the professional land surveyor responsible for the project. Property lines not established by field survey were plotted based on existing topographical features and limited field data.

Bearing datum is based on the Taylor's Deed Book Volume 1321, Page 52. Distances are based on scaled and calculated plan data.

Xerox copy of plan property and required right of way attached.

COMMONWEALTH OF PENNSYLVANIA :

SS.

COUNTY OF BEAVER :

On this 27 day of May, 1997, before me, a Notary Public, in and for the Commonwealth of Pennsylvania, personally appeared **JAMES A. TAYLOR, SR. and PATRICIA A. TAYLOR, his wife** known to me (or satisfactorily proven) to be the 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 have ~~unto~~ set my hand and official seal.

Patricia L. Yannessa/Bates

Notary Public

My commission expires

Notarial Seal
Patricia L. Yannessa/Bates, Notary Public
Hopewell Twp., Beaver County
My Commission Expires Aug. 26, 1999
Member, Pennsylvania Association of Notaries

Notarial Seal
Patricia L. Yannessa/Bates, Notary Public
Hopewell Twp., Beaver County
My Commission Expires Aug. 26, 1999
Member, Pennsylvania Association of Notaries

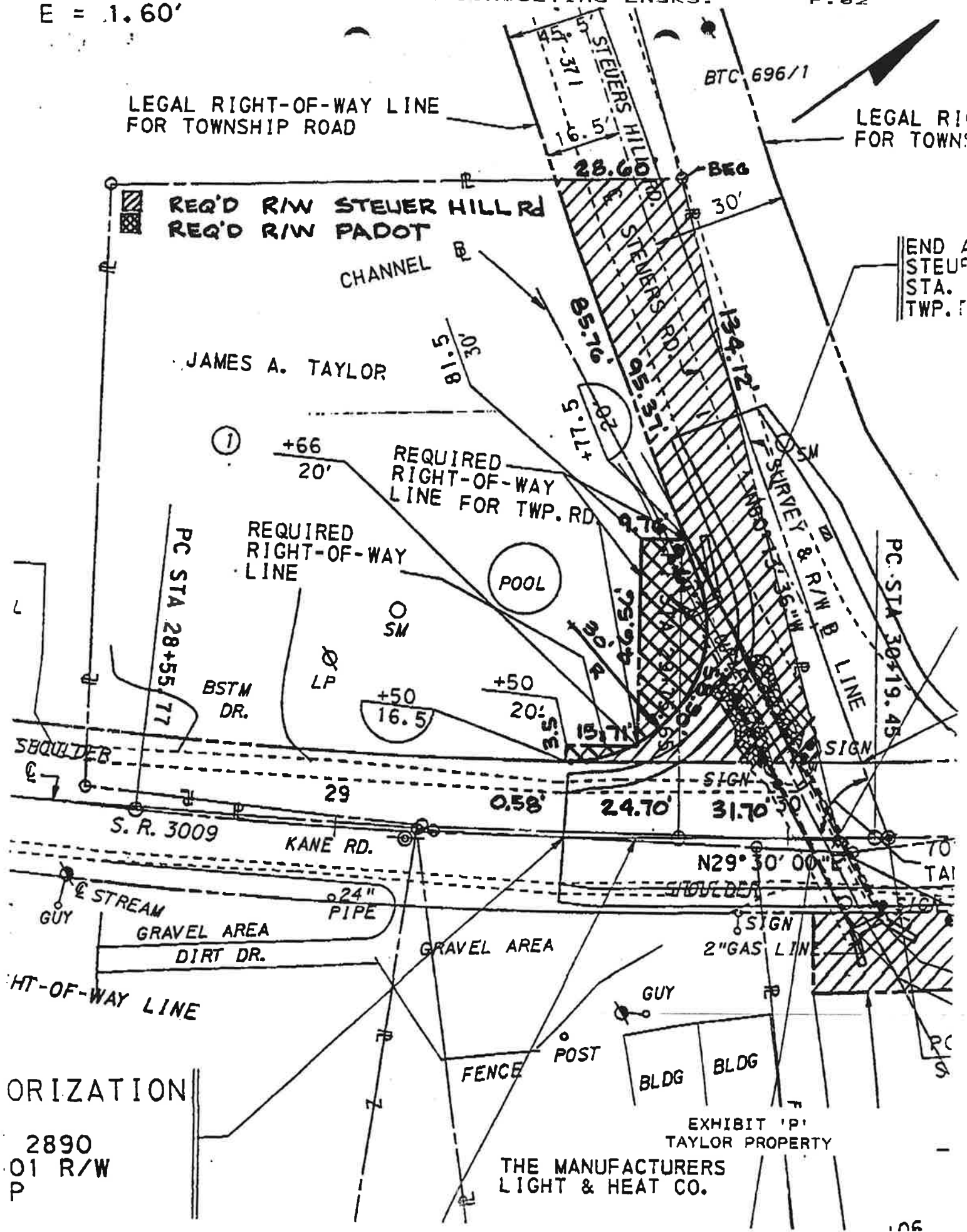
CERTIFICATE OF RESIDENCE

I, Keith R. McMillen, Esquire, do hereby certify that the Grantee's precise residence is located at Clark Boulevard, Hopewell Township, Aliquippa, PA 15001.

Keith R. McMillen

Keith R. McMillen, Esquire, Solicitor
For this Purpose Only

E = 1.60'



ORIZATION

2890
01 R/W
P

EXHIBIT 'P'
TAYLOR PROPERTY
THE MANUFACTURERS
LIGHT & HEAT CO.

00427

MISC! 770 PG 681

RIGHT-OF-WAY AGREEMENT

MADE this 27th day of May, in the year of the Lord one thousand nine hundred and ninety seven (1997).

BETWEEN MARY ANN HODGE, of the Township of Hopewell, County of Beaver and Commonwealth of Pennsylvania, Grantor,

A

N

D

TOWNSHIP OF HOPEWELL, a body politic and corporate entity created pursuant to the First Class Township Code, as amended, being situate in the County of Beaver and Commonwealth of Pennsylvania, Grantee.

WITNESSETH that the said Grantor, for and in consideration of the sum of **ONE and 00/100 (\$1.00) ----- DOLLAR**, lawful money of the United States, unto Grantor and truly paid by the said Grantee, at and before the sealing and delivery hereof, the receipt of which is hereby acknowledged, have granted, bargained, sold and conveyed, and by these presents, do grant, bargain, sell and convey to the said Grantee, its successors and assigns, all of Grantor's right, title and interest in and to the free and uninterrupted use, liberty and privilege for conveyance of storm water right of way as shown on the legal description and drawing

EXHIBIT "B"

prepared by NIRA Consulting Engineers, Inc., attached hereto as Exhibits "A" and "B" and made a part hereof, for the purpose of constructing, maintaining, removing and replacing a box culvert to convey storm water including all appurtenances thereto in and under the lands situate in the Township of Hopewell, County of Beaver and Commonwealth of Pennsylvania, described below as Servient Premises.

THE SERVIENT PREMISES being located in the Township of Hopewell, County of Beaver and Commonwealth of Pennsylvania and the same conveyed to Grantors, by deeds recorded in the Recorder's Office of Beaver County, Pennsylvania, in Deed Book Volume 1296, page 457, and being further identified as Beaver County Tax Parcel Number 65-040-0227. THE EASEMENT AND RIGHT OF WAY HEREWITH CONVEYED, shall extend as measured and shown on the attached drawing and legal description filed at the Hopewell Township Municipal Building.

TOGETHER with free ingress, egress and regress to and for the said Grantee, its successors and assigns, at all times hereafter, into, upon and out of said premises for the purposes aforesaid including, but not limited to, inspection and repairs of any nature and including the right of ingress and egress at any point on said property for construction, repairs and inspections.

SUBJECT, however, to the condition that the said Grantee, its successors and assigns, at all times after completion of work of construction, reconstruction or maintenance, shall promptly backfill any trench made by it and at all times hereafter restore the premises to the condition in which the same was found before such work was undertaken.

MISC 1770 PG 683

THIS BEING A CONVEYANCE in lieu of condemnation, the same is exempt from all realty transfer taxes.

TO HAVE AND TO HOLD all singular and rights and privileges aforesaid, to the only proper use and behoof of the said Grantee, its successors and assigns, forever.

IN WITNESS WHEREOF, the said Grantors hereunto sets their hand and seal the day and year first above written.

WITNESS:

John M. Bates

Mary Ann Hodge (SEAL)
Mary Ann Hodge

_____ (SEAL)

PERIMETER DESCRIPTION OF REQUIRED RIGHT OF WAY
THROUGH PROPERTY OF MARY ANN HODGE
SITUATE IN HOPEWELL TOWNSHIP, BEAVER COUNTY, PENNSYLVANIA
DEED BOOK VOLUME 1296, PAGE 457

BEGINNING at a point being a southeasterly corner of property of Mary Ann Hodge, said point being common to the northwesterly corner of property of now or formerly the Manufactures Light and Heat Company, as described in Deed Book Volume 793, Page 327, and said point being near or at the centerline of Kane Road, S.R. 3009 a 33 foot right of way. Thence along the common property line of Mary Ann Hodge and now or formerly the Manufactures Light and Heat Company, South $66^{\circ} 27'$ East, a distance of 14.34 feet to a point on the easterly right of way line of Kane Road; thence along said easterly right of way line, North $29^{\circ} 51' 27''$ East, a distance of 11.47 feet to a point at the true point of beginning of the required right of way.

Thence from said true point of beginning and continuing along said easterly right of way line, North $29^{\circ} 51' 27''$ East, a distance of 13.45 feet to a point; thence continuing by same in a northerly direction by a curve to the left having a radius of 428.65 feet and an arc distance of 19.29 feet to a point; thence in and through the property of Mary Ann Hodge the following four (4) bearings and distance, South $62^{\circ} 43' 17''$ East, a distance of 18.50 feet to a point; thence in a southerly direction by a curve to the right having a radius of 447.15 feet and an arc distances of 20.13 feet to a point; thence, South $29^{\circ} 51' 27''$ West, a distance of 13.45 feet to a point; thence, North $60^{\circ} 08' 33''$

West, a distance of 18.50 feet to a point at the true point of beginning.

Containing 0.013± acres.

Reference - The herein right of way description is based on Drawings prepared by PennDOT, titled 'Commonwealth of Pennsylvania, Department of Transportation, Drawings authorizing acquisition of right of way for State Route 3009 Section B01R/W right of way in Beaver County,' stamped unofficial, date printed 1-8-97.

PennDOT Note: All properties are plotted from deeds of record, recorded subdivision or lot plans, or from field survey. Property lines were surveyed only when determined necessary by the professional land surveyor responsible for the project. Property lines not established by field survey were plotted based on existing topographical features and limited field data.

Bearing datum is based on the Manufactures Light and Heat Company's Deed Book Volume 793, Page 327.

Xerox copy of plan property and required right of way attached.

MISC 1770 PG 686

COMMONWEALTH OF PENNSYLVANIA

SS.

COUNTY OF BEAVER

On this 27 day of May, 1997, before me, a Notary Public, in and for the Commonwealth of Pennsylvania, personally appeared **MARY ANN HODGE**, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument and acknowledged that she executed the same for the purposes therein contained.

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

Patricia L. Yannessa Bates

Notary Public

My commission expires:

Notarial Seal
Patricia L. Yannessa/Bates, Notary Public
Hopewell Twp., Beaver County
My Commission Expires Aug. 26, 1999
Member, Pennsylvania Association of Notaries

CERTIFICATE OF RESIDENCE

I, Keith R. McMillen, Esquire, do hereby certify that the Grantee's precise residence is located at Clark Boulevard, Hopewell Township, Aliquippa, PA 15001.

Keith R. McMillen

Keith R. McMillen, Esquire, Solicitor

For this Purpose Only

MISC			13.00
WRIT TAX			0.50
EXTRA PAGE	2X	2.00@	4.00
SUBTL			17.50
TOTAL			17.50
CHECK			17.50
CHANGE			0.00
ITEM	4		
06-12-97 THU #0	2CL		5233 09:06TM

RECORDED
BEAVER COUNTY, PA.

97 JUN 12 AM 9:06

Janice Jeschke Beall
RECORDER OF DEEDS

JANICE JESCHKE BEALL
BEAVER COUNTY REC.OF DEEDS

TOTAL 17.50
#0 CHECK 17.50
2CL 5233 06-12-97 09:06TM

STA. 30+08.00 SUR
STA. 10+00.00 CHA

REQUIRED
RIGHT-OF-WAY
LINE FOR TWP. RD.

POOL

+50
20'

PT STA 30+83.32

+63
16.5'

BEGIN AUTHORIZATION
STEUERS HILL RD.
STA. 17.5'
TWP. RD. 371

PC STA 31+22.15

PC STA 30+19.45

0
.5

SIGN

SIGN

31

N29°30'00"E

TAN TO CURVE

N20°37'15"E

GRAVEL AREA

2" GAS L

PT C66645

LEGAL

GUY

POST

BLDG

BLDG

FENCE

FENCE

POC STA 30+22.37=
STA 0+00 @ STEUERS HILL RD.

GUY

REQUIRED
RIGHT-OF-WAY
LINE

THE MANUFACTURERS
LIGHT & HEAT CO.

LOT#1

+06

16.5' - 35.0'

MARY ANNE HODGE

END AUTHORIZATION
SR. 3009 SEC. B01
STA. 29+66.00

BEGIN AUTHORIZATION 35.0' - 16.5'
SR. 3009 SEC. B01
STA. 30+06.00

+38

(2)

Beaver County Times



P.O. BOX 400
BEAVER, PA 15009-0400
AREA CODE 412 775-3200



LEGAL ADVERTISING INVOICE

TOWNSHIP OF HOPEWELL
1700 CLARK BOULEVARD
ALIQUIPPA PA 15001-4298

08/08/97 212.84

PROOF CHARGE IS \$3.00 FOR AFFIDAVIT, \$6.00 FOR CLERICAL FEE

ACCOUNT	INVOICE DATE	DESCRIPTION	LINES	TIMES	PROOF	TOTAL CHARGES
94249600	08/04/97	ORD-RIGHT OF WAY	56	2	9.00	↓
07/28/97	08/04/97					212.84
DATES APPEARED						

PROOF OF PUBLICATION

The **Beaver County Times**, a daily newspaper of general circulation, published by BEAVER NEWSPAPERS, INC., a Pennsylvania corporation, 400 Fair Avenue, West Bridgewater, Beaver County, Pennsylvania, was established in 1946, and has been issued regularly, except legal holidays since said date.

The attached advertisement, which is exactly as printed and published, appeared in the regular issue on
07/28/97 08/04/97

BEAVER NEWSPAPERS, INC.

By Edwin Metzger

STATE OF PENNSYLVANIA, }
COUNTY OF BEAVER, } SS:

Before me, a Notary Public in and for such county and state, personally appeared EDWIN METZGER, CONTROLLER, who being duly sworn according to law says that he is of BEAVER NEWSPAPERS, INC.; that neither affiant nor said corporation is interested in the subject matter of the attached advertisement; and that all of the allegations of the foregoing statement including those as to the time, place and character of publication are true.

Sworn to and subscribed before me
this 08TH day of AUGUST 1997

Pamela Sue Reese

The costs of advertising and proof, 212.84 has been paid.

Notarial Seal
Pamela Sue Reese, Notary Public
Bridgewater Boro, Beaver County
My Commission Expires Aug. 26, 1999
Member, Pennsylvania Association of Notaries

BEAVER NEWSPAPERS, INC.

By _____

The Hopewell Township Board of Commissioners are considering adopting the following Ordinance at its regular monthly meeting scheduled for August 12, 1997 at 8:00 P.M.

ORDINANCE
AN ORDINANCE OF THE TOWNSHIP OF HOPEWELL, BEAVER COUNTY, PENNSYLVANIA, DEDICATING CERTAIN TOWNSHIP RIGHT OF WAYS ON THE TAYLOR AND HODGE PROPERTIES AT KANE AND STEUER HILL ROADS TO THE COMMONWEALTH OF PENNSYLVANIA FOR A STORM WATER BOX CULVERT PROJECT.

WHEREAS, the Township of Hopewell, Beaver County, Pennsylvania obtained Right of Way Agreements from James A. Taylor and Patricia A. Taylor, attached hereto and incorporated herein as Exhibit "A", and Mary Ann Hodge, attached hereto and incorporated herein as Exhibit "B" for the purpose of a storm water box culvert extension through their property; and

WHEREAS, the Township of Hopewell accepted by Resolution the Taylor and Hodge Right of Ways and dedicated them to public use for a storm water box culvert at Kane and Steuer Hill Roads, and

WHEREAS, the Township of Hopewell, hereby dedicates these Rights of Ways to the Commonwealth of Pennsylvania as required by the Commonwealth in undertaking the box culvert project.

ORDAINED AND ENACTED the ____ day of _____, 1997.

Manager

President,
Board of Commissioners
7/28/84