

03-474-CD
IN RE: TOWNSHIP OF SANDY

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CONDEMNATION BY THE
TOWNSHIP OF SANDY OF
LANDS OF WEST LIBERTY
BAPTIST CHURCH and
STEPHEN D. ARBAUGH and
CYNTHIA ARBAUGH,
HUSBAND AND WIFE, FOR THE
PURPOSES OF THE CONSTRUCTION
OF SANITARY SEWER IMPROVEMENTS
IN THE WEST LIBERTY AREA OF THE
TOWNSHIP OF SANDY FOR THE HEALTH
AND SAFETY OF ITS CITIZENS

NO. 474 of 2003 C.D.

PROCEEDINGS IN REM

DECLARATION OF TAKING

The TOWNSHIP OF SANDY, pursuant to the Pennsylvania Eminent Domain Code, as amended, 26 P.S. Sections 1-101, et. seq., ("Code"), and those Sections of the Second Class Township Code of the Commonwealth of Pennsylvania not repealed and not superseded by 26 P.S. Sections 1-101, et. seq., governing the procedure for the exercise of eminent domain, as amended, 53 P.S. Sections 65101, et. seq., hereby declares:

1. The Condemnor is the Township of Sandy, a Second Class Township situate in the Commonwealth of Pennsylvania, with address of PO Box 267, DuBois, PA (15801).

2. This condemnation is authorized by 26 P.S. Section 101, et. seq., and those Sections of the Second Class Township Code not repealed and not superseded by 26 P.S. Sections 1-101, et. seq., found at 53 P.S. Sections 65101, et. seq.

3. Pursuant to Resolution/Motion of the Township of Sandy approved March 3, 2003, the Township of Sandy appropriates and condemns the parcels of West Liberty Baptist Church and Stephen D. Arbaugh and Cynthia Arbaugh. The record of the

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William A. Shew
Prothonotary

Resolution/Motion may be examined at the Office of the Secretary of the Township of Sandy, Municipal Building, PO Box 267, DuBois, PA (15801).

4. A brief description of the purpose of the condemnation is as follows – for purposes of the improvement of the sanitary sewer system in the West Liberty area of the Township of Sandy for the health and safety of its citizens.

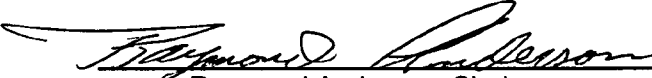
5. The description of the properties condemned are as set forth on the attached Exhibits "A" and "B". These maps are also on this same day being lodged for record with the Notice of Condemnation in the Office of the Recorder of Deeds for Clearfield County, PA.

6. The nature of the title being acquired is easements and rights-of-way.

7. An inspection of the plan showing the condemned property may be conducted at the Office of the Secretary of the Township of Sandy, Municipal Building, PO Box 267, DuBois, PA (15801).

8. Just compensation will be secured through the power of taxation granted to the Township of Sandy by the State Legislature, which said power is sufficient to secure just compensation for the appropriation of the properties described herein.

WHEREFORE, the Township of Sandy declares the within premises condemned and appropriated for the public purposes mentioned.


Raymond Anderson, Chairman


COMMONWEALTH OF PENNSYLVANIA

SS:

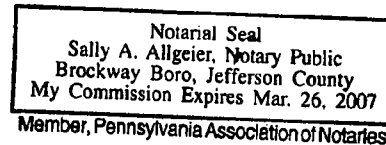
COUNTY OF JEFFERSON

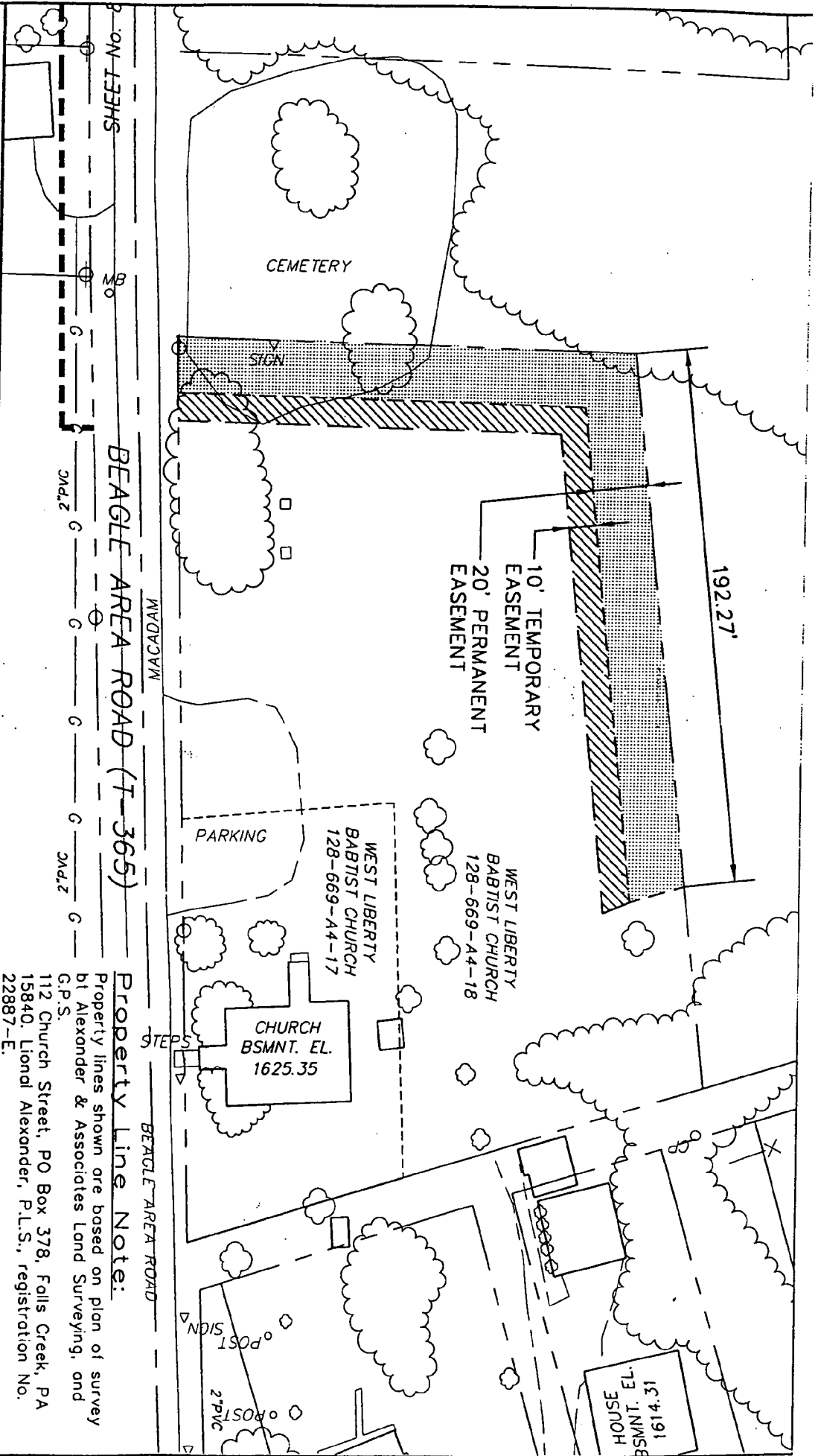
On this the 3d day of April, 2003, before me, the undersigned officer, personally appeared RAYMOND ANDERSON, as Chairperson of the Board of Supervisors of Sandy Township, and that he has such Chairperson, being authorized to do so, executed the foregoing instrument for the purposes therein contained.

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



Notary Public





LEGEND

- PERMANENT EASEMENT
- TEMPORARY EASEMENT
- LEGAL RIGHT OF WAY
- PROPERTY LINE

EASEMENT AREA

PERMANENT: 6884.78 SQ. FT.
 TEMPORARY: 3204.23 SQ. FT.

Notes:

- 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. This drawing is not to be substituted for a boundary or property survey.
- Temporary easement(s), where shown, are required only until the construction or work indicated by the plan is completed, unless sooner relinquished in writing by the grantee.

BEAGLE AREA ROAD (T-365)

Property Line Note:

Property lines shown are based on plan of survey by Alexander & Associates Land Surveying, and G.P.S.
 112 Church Street, PO Box 378, Fells Creek, PA 15840. Lionel Alexander, P.L.S., registration No. 22887-E.

SANDY TOWNSHIP WATER & SEWER AUTHORITY

PROPERTY OWNER WEST LIBERTY BAPTIST CHURCH

ADDRESS: ?

TAX PARCEL NO. 128-669-A4-18

DEED BOOK NO. 1139 PAGE NO. 401

REFERENCE FROM P&P SHEET NO. 7

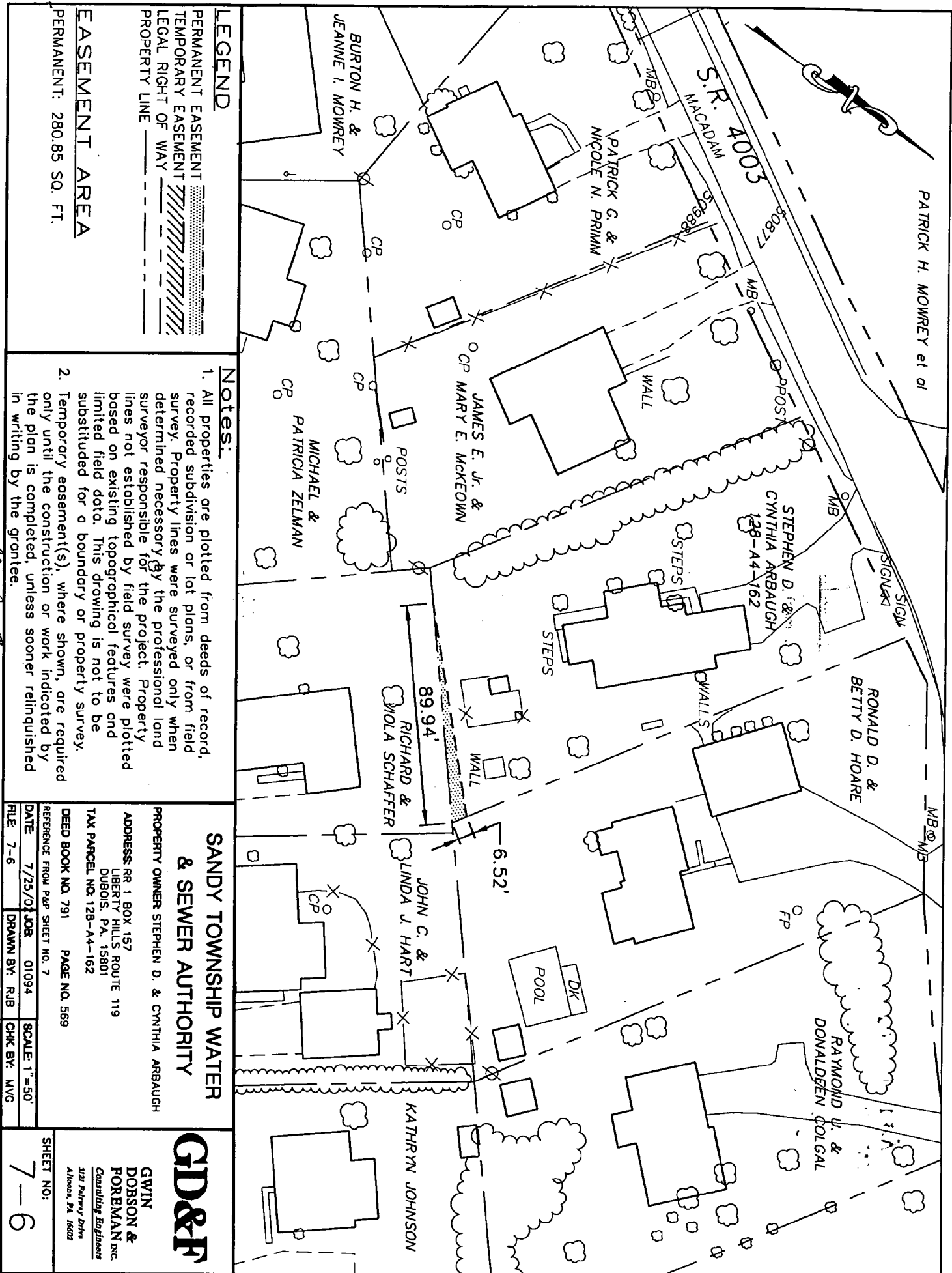
DATE: 7/24/02 JOB: 01094 SCALE: 1"=50'
 FILE: 7-1 DRAWN BY: RJB CHK BY: MVG

GD&F

GWIN
 DOBSON &
 FOREMAN INC
 Consulting Engineers
 3121 Parkway Drive
 Allentown, PA 18602

SHEET NO:
 9-3

MAP A -



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*Rec'd
8-25-11*

9/12:45 P.M.

William A. Shaw *A*
Prothonotary *Rec'd*

2 cc to Abby