

TOWNSHIP OF JACKSON
CAMBRIA COUNTY, PENNSYLVANIA

ORDINANCE NO. 112

AN ORDINANCE OF THE TOWNSHIP OF JACKSON, CAMBRIA COUNTY, AND COMMONWEALTH OF PENNSYLVANIA AUTHORIZING THE CONVEYANCE OF ONE PARCEL OF LAND SITUATE IN JACKSON TOWNSHIP FROM BETHENERGY MINES INC., TO THE TOWNSHIP OF JACKSON.

The TOWNSHIP of JACKSON hereby ordains as follows:

SECTION 1.

That the Township of Jackson on April 27, 2000, agreed to accept the parcel of ground described in Section 2 hereinafter from BethEnergy Mines Inc., a West Virginia corporation, for the consideration of One Dollar (\$1.00).

SECTION 2.

That the BethEnergy Mines Inc., desires to grant and convey unto the Township of Jackson, the following described parcel of land in the Township of Jackson, County of Cambria and State of Pennsylvania, for the consideration of One Dollar (\$1.00):

ALL that certain piece or parcel of land with the buildings and improvements thereon erected, situate, lying and being in the Township of Jackson, in the County of Cambria, in the Commonwealth of Pennsylvania, bounded and described as follows:

BEGINNING at a corner of lands now or formerly of Kenneth R. Bissell in the centerline of the right of way of Township Route 426 (Leidy Lane), a street twenty (20) feet in width; thence along said center line of said Township Route 426, South fifty degrees twenty-eight minutes East (S. 50° 28' E.) two hundred fifty (250.00) feet; thence, leaving said centerline of Township Route 426 along lands now or formerly of James Marhefka, South thirty-nine degrees thirty-two minutes West (S. 39° 32' W.) two hundred (200.00) feet to an iron pin; thence, along said lands of James Markhefka and lands now or

formerly of Mathew Marhefka, South fifty degrees twenty-eight minutes East (S. 50° 28' E.) four hundred sixty-nine (469.00) feet to a tract of land now or formerly of Donald Karlinsey; thence, along said last-mentioned tract of land South forty degrees forty-five minutes West (S. 40° 45' W.) three hundred twenty-two and eleven one-hundredths (322.11) feet to a corner of said lands now or formerly of Kenneth R. Bissell; thence, along said last-mentioned lands the following two (2) courses and distances: (1) North fifty degrees twenty-eight Minutes West (N 50° 28' W.) seven hundred twelve and sixteen one-hundredths (712.16) feet, and (2) North thirty-nine degrees thirty-two minutes East (N. 39° 32' E.) five hundred twenty-two and three one-hundredths (522.03) feet to said point of beginning; CONTAINING six and forty-three one-hundredths (6.43) acres, more or less.

EXCEPT, HOWEVER, all the coal that was conveyed by Henry Leidy and Sarah J. Leidy, his wife, to James L. Mitchell by Deed dated August 30, 1900, and recorded in said Office in Deed Book Vol. 133, at page 36.

EXCEPT, MOREOVER, all the oil and gas and all the coal, fireclay, and other mineral in, upon, or underlying the tract of land hereby conveyed, together with appurtenant mining rights, all as were excepted in the above-mentioned Indenture dated August 31, 1972

BEING a part of the premises that were conveyed by Bethlehem Steel Corporation to Grantor, under its then name Bethlehem Mines Corporation by Indenture dated August 31, 1972 and recorded in the Office for Recording of Deeds in and for said Cambria County in Deed Book Vol. 941, at page 277, said Bethlehem Mines Corporation having changed its name to BethEnergy Mines, Inc. pursuant to Certificate of Name Change dated January 2, 1985 and recorded in said Office in Miscellaneous Book Vol. 34, at page 812.

SECTION 3.

That the proper officers of the Township of Jackson be and they are hereby authorized and directed to execute a deed and any and all other documents necessary to accomplish the transfer, on behalf of the Township of Jackson and deliver a check in the amount of One Dollar (\$1.00) to BethEnergy Mines Inc., for the premises above described upon receipt of the deed from the seller.

ORDAINED AND ENACTED this 25th day of May, 2000.

ATTEST:

George E. Bueker
Secretary

TOWNSHIP OF JACKSON

By: George R. Cooper
Supervisor

By: David J. Bueker
Supervisor

By: Wanda
Supervisor