

**BOARD OF COMMISSIONERS, COUNTY OF YORK
COMMONWEALTH OF PENNSYLVANIA**

ORDINANCE NO.: 2005-08

**AN ORDINANCE CONDEMNING 410.7732 ACRES, MORE OR LESS,
OF LAND SITUATE IN LOWER WINDSOR TOWNSHIP,
YORK COUNTY, PENNSYLVANIA, FOR THE CREATION
OF PUBLIC RECREATION AREAS.**

WHEREAS, the County of York is a County of the third class; and

WHEREAS, the County of York desires to acquire the lands described herein and more commonly known as Lauxmont Farms for the Susquehanna Riverlands Preservation Project; and

WHEREAS, pursuant to §2501 of the County Code, the County of York is empowered to acquire lands for use as a recreation place by eminent domain; and

WHEREAS, the Commissioners of the County of York have determined that the acquisition of the herein described lands as public recreation areas is in the best interest of the residents of York County.

NOW, THEREFORE, IT IS HEREBY ORDAINED AND ENACTED, by the Board of Commissioners of York County, Pennsylvania, as follows:

Section 1. The County of York hereby condemns the lands of Ronald C. Kohr, deceased, late of Lower Windsor Township, York County, Pennsylvania, his heirs and legatees; Laura B. Kohr, deceased, late of Lower Windsor Township, York County, Pennsylvania, her heirs and legatees; Ronald C. Kohr, Jr.; Olney C. Kohr; Laura E. Kohr; Elizabeth M. Kohr; Archie C. Kohr, II; Katherine E. Trefry; and Leon Haller, Bankruptcy Trustee, more commonly known as Lauxmont Farms and more particularly described as follows:

ALL that certain lot or tract of ground situate in **LOWER WINDSOR TOWNSHIP**, York County and Commonwealth of Pennsylvania bounded and described according to a survey made by Stewart, Whittier, Registered Professional Engineer, dated February 2, 1973, as follows, to wit:

BEGINNING at the northeast corner of the tract herein described, said point being a 15-inch cherry tree at a fence corner joining lands now or formerly of F.M. & R.P. Wilton and approximately 900 feet East of State Road 624 from a point where Lower Windsor Township line crosses said highway; thence along the same the following courses and distances: South 15 degrees 00 minutes East 303.6 feet; thence South 39 degrees 30 minutes East 570.9 feet; South 19 degrees East 231.0 feet; South 42 degrees 45 minutes East 231 feet; East 120.45 feet; South 36 degrees 30 minutes East 528.0 feet; thence along lands now or formerly of Safe Harbor Water & Power Co. the following courses and distances: South 38 degrees 07 minutes East 420.75 feet; South 53 degrees 04 minutes East 267.3 feet; South 35 degrees 49 minutes East 561.0 feet; North 55 degrees 46 minutes East 528.0 feet to a point along the Susquehanna River; thence along the river the following courses and distances: South 26 degrees 00 minutes East 615.45 feet; South 30 degrees East 330.0 feet; South 41 degrees 00 minutes East 247.5 feet; South 25 degrees 45 minutes East 214.5 feet; thence along lands now or formerly of Safe Harbor Water & Power Co., the following courses and distances: South 55 degrees 00 minutes West 396.0 feet; South 44 degrees 37 minutes East 754.0 feet; South 59 degrees 24 minutes East 124.2 feet; South 46 degrees 42 minutes East 209.9 feet; South 09 degrees 38 minutes East 321.20 feet; South 26 degrees 56 minutes East 150.8 feet; South 25 degrees 54 minutes East 107.0 feet; South 22 degrees 04 minutes East 305.6 feet; North 67 degrees 35 minutes West 93.42 feet; South 19 degrees 04 minutes East 1,103.29 feet; thence along lands now or formerly of Franklin Kinard the following courses and distances: South 59 degrees 55 minutes West 2,070.76 feet; South 14 degrees 27 minutes 48 seconds East 674.66 feet; North 86 degrees 15 minutes 12 seconds East 726.93 feet; thence along lands now or formerly of Oscar Leiphart and Safe Harbor Water & Power Co. South 03 degrees 01 minute 51 seconds East 2,657.20 feet and North 84 degrees 56 minutes 44 seconds East 364.83 feet; thence along lands now or formerly of Henry Luby South 02 degrees 37 minutes 41 seconds East 793.80 feet and North 81 degrees 20 minutes 22 seconds East 295.91 feet; thence along lands now or formerly of Byrd Leiphart South 17 degrees 03 minutes 30 seconds East 1,182.21 feet and South 13 degrees 12 minutes 02 seconds East 1,184.92 feet to the southeast corner of this tract; thence along lands now or formerly of Susquehanna Real Estate South 81 degrees 20 minutes 55 seconds West 643.13 feet; thence along lands now or formerly of Roland Kisner and John Gohn North 21 degrees 41 minutes West 86.24 feet and South 67 degrees 32 minutes West 75.90 feet; thence along the centerline of a gravel road the following courses and distances: North 25 degrees 11 minutes West 128.17 feet; North 48 degrees 52 minutes West 201.55 feet; North 58 degrees 25 minutes West 145.72 feet; North 86 degrees 03 minutes West 98.98 feet; South 67 degrees 27 minutes 30 seconds West 184.42 feet; South 01 degree 45 minutes East 416.97 feet; thence along lands now or formerly of Charles Leiphart South 81 degrees 20 minutes 55 seconds West 809.07 feet; thence along lands now or formerly of Edward Burg North 09 degrees 41 minutes 43 seconds West 2,439.80 feet; thence along lands now or formerly of L. Olewiler and P. W. Burdick and E.G. Burdick South 76 degrees 43 minutes 54 seconds West 1,065.62 feet; South 77 degrees 19 minutes

17 seconds West 1,213.17 feet; South 76 degrees 34 minutes 19 seconds West 274.99 feet; thence along lands now or formerly of John Detwiler North 79 degrees 08 minutes 53 seconds West 743.06 feet and South 61 degrees 52 minutes 50 seconds West 511.81 feet; thence along lands now or formerly of David Dellinger North 19 degrees 46 minutes 32 seconds West 930.23 feet; thence along lands now or formerly of S. Forry Laucks the following courses and distances: North 85 degrees 47 minutes 09 seconds East 576.09 feet; North 82 degrees 28 minutes 37 seconds East 188.0 feet; North 03 degrees 28 minutes 27 seconds West 1,244.10 feet; North 89 degrees 30 minutes 05 seconds West 316.14 feet; North 03 degrees 29 minutes 34 seconds West 298.80 feet; South 75 degrees 35 minutes 11 seconds West 659.68 feet; North 03 degrees 55 minutes 08 seconds West 581.11 feet; South 85 degrees 05 minutes 39 seconds West 326.58 feet; thence along lands now or formerly of David Shulty North 12 degrees 15 minutes 02 seconds West 864.46 feet; North 10 degrees 13 minutes 32 seconds East 532.32 feet; North 04 degrees 36 minutes 52 seconds East 1,127.93 feet; North 25 degrees 05 minutes 19 seconds West 890.25 feet; North 86 degrees 14 minutes 08 seconds West 145.45 feet to a hickory tree; thence along lands now or formerly of S. Forry Laucks North 18 degrees 29 minutes 23 seconds West 1,250.20 feet; thence along lands now or formerly of Wm. C. & Lucille Mitzel South 74 degrees 15 minutes East 905.0 feet; South 61 degrees 48 minutes 10 seconds East 624.54 feet; North 22 degrees 39 minutes 44 seconds East 1,156.86 feet; South 87 degrees 28 minutes 22 seconds West 245.79 feet; North 85 degrees 33 minutes 24 seconds West 508.21 feet; North 08 degrees 15 minutes 50 seconds East 1,030.59 feet; North 84 degrees 45 minutes East 732.6 feet; North 04 degrees 30 minutes East 992.87 feet; thence along lands now or formerly of E. G. & M. G. Kirchner, et al. North 34 degrees 30 minutes East 363.0 feet; South 30 degrees 08 minutes East 90.75 feet; North 31 degrees 14 minutes East 734.75 feet; South 76 degrees 24 minutes East 115.0 feet; North 06 degrees 22 minutes West 346.50 feet; North 54 degrees 40 minutes 47 seconds West 228.22 feet; South 11 degrees 03 minutes West 578.24 feet; South 36 degrees 06 minutes West 389.5 feet; North 62 degrees 41 minutes West 172.11 feet; thence along lands now or formerly of Wm. C. & Lucille Mitzel North 02 degrees 27 minutes East 517.89 feet; North 02 degrees 00 minutes East 318.45 feet; South 86 degrees 06 minutes East 125.4 feet; North 02 degrees 00 minutes West 432.3 feet; thence along lands now or formerly of F. M. & R. P. Wilton North 72 degrees 20 minutes East 1,237.5 feet to the place of BEGINNING and CONTAINING 1,379.26 acres, more or less.

Excepting and reserving thereout and therefrom the following described tracts:

Exception A

BEGINNING at a spike in the center of a public road known as Township Road No. 792, said spike being a corner of property belonging now or formerly to L. Olewiler; thence along the center of said Township Road No. 792-North 00 degrees 30 minutes East 291.14 feet to a spike; thence along other property now or formerly of Harry T. Forlenza, Administrator C.T.A. of the Estate of George T.

Pack, deceased, of which this is a part, North 86 degrees 06 minutes East 360.88 feet to an iron pin; thence by the same South 02 degrees 07 minutes East 273.34 feet to a spike in a post; thence along above-mentioned property now or formerly of L. Olewiler South 83 degrees 30 minutes West, 374.94 feet to a spike, the place of BEGINNING.

CONTAINING 2.375 Acres.

Further granting a right-of-way in the existing line along the northern line of the property herein described, for the purpose of ingress, egress and regress to the said property.

The above described Exception A being the same premises which Paul W. Burdick and Esther G. Burdick, his wife, by Deed dated May 20, 1963 and recorded in York County in Deed Book 54-K, Page 131 conveyed unto George T. Pack.

Exception B

BEGINNING at a stake on the southern side of a public road (Wrightsville and Chanceford Turnpike); thence along said road and across a public road leading to East Prospect South 79 degrees 54 minutes 40 seconds East 80.85 feet to a stake; thence across said last-mentioned road, South 29 degrees 05 minutes 20 seconds West 117.15 feet to a stake; thence North 69 degrees 01 minute 20 seconds West 66 feet to a stake; thence North 22 degrees 45 minutes 40 seconds East 100.65 feet to the place of BEGINNING. CONTAINING 0.179 acres of land, neat measure.

The above described Exception B being the same premises which Edna W. Jacoby, formerly Edna W. Gartman, and John E. Jacoby, her husband, by their Deed dated January 23 1946 and recorded in the Office of the Recorder of Deeds in and for York County, Pennsylvania, in Record Book 31-0, Page 397, granted and conveyed unto Richard Nagle and Yvette F. Nagle, his wife.

Exception C

BEGINNING at the northwest intersection of Township Road 792 and Trinity Road North for the southeast corner of the tract herein described; thence along the west side of T792 the following courses and distances: North 24 degrees 00 minutes West 122.1 feet; North 29 degrees 00 minutes West 120.45 feet; North 33 degrees 30 minutes West 52.8 feet to the northeast corner; thence South 69 degrees 30 minutes West 224.4 feet to the northwest corner; thence South 08 degrees 07 minutes 39 seconds East 265.14 feet to the southwest corner being a point along the north side of Trinity Road North; thence along said road North 75 degrees 30 minutes East 320.1 feet the place of BEGINNING; and CONTAINING 1.83 acres, more or less. Said tract is bounded on the north and

west by land now or formerly of George T. Pack, on the South by Trinity Road North, and on the east by Township Road 792.

Exception D

BEGINNING at an iron pin at a corner of lands now or formerly of George Keller and lands now or formerly of Richard Nagle; extending thence along lands now or formerly of Richard Nagle South 4-1/2 degrees West 695 feet 10 inches to a post at lands now or formerly of Joseph Arbutina and wife; extending thence along the last named lands North 75 degrees West 271 feet 06 inches to a point in the public road leading to East Prospect; extending thence along said road North 08 degrees East 180 feet 03 inches to a point in said road; extending thence along said road, North 06 degrees East 409 feet 09 inches to a point in said road and at lands now or formerly of George Keller; extending thence along last named lands North 79-3/8 degrees East 221 feet 01 inch to lands nor or formerly of Richard Nagle and the point of BEGINNING.

The above described Exception D being the same tract of land which Samuel H. Leibhart and Estella E. Leibhart, his wife, by their Deed dated April 1, 1946 and recorded in the Office of the Recorder of Deeds in and for York County, Pennsylvania, in Record Book 32-G, Page 252, granted and conveyed unto Russell Tome and Ethel Tome, his wife.

Exception E

BEGINNING at a stone, thence by lands now or formerly of Samuel R. Kocher and Henry P. Kocher South ¼ degree West, 133.65 feet to a stone by lands now or formerly of Samuel B. Ruby South 74 degrees West 221.1 feet to a stone; thence by lands now or formerly of Harrison Fauth North 01 degree East 103.95 feet to a stone; thence by land now or formerly of Samuel R. Kocher and Henry P. Kocher North 67 degrees East 227.7 feet to a stone and place of BEGINNING, CONTAINING 0.56 acres of land, more or less.

Exception F

BEGINNING at a stone by land now or formerly of Samuel R. Kocher and Henry P. Kocher South ¼ degree East, 12 feet to a stone; thence by land now or formerly of Samuel B. Ruby South 74 degrees West 221.1 feet to a stone; thence by land now or formerly of Harrison Fauth North 01 degree East 12 feet to a stone at land now or formerly of Jacob A. Fauth; thence by the same North 74 degrees East 221.1 feet to the place of BEGINNING, CONTAINING 0.061 acres of land, more or less.

The premises described in Exception E and Exception F being the same premises which Lillie E. Jones, widow, by Deed dated September 27, 1963, and recorded in the Office of the Recorder of Deeds in and for York County, Pennsylvania, in

Deed Book 55-B, Page 47, granted and conveyed unto Owen W. Haines, joined with his wife.

Exception G

BEGINNING at a stone in line of land now or formerly of George Shultz, thence by land now or formerly of the aforesaid North 46 degrees East 161.7 feet to a post on the Wrightsville and Chanceford Turnpike; thence along said Turnpike, South 42-1/2 degrees East 79.2 feet to a stone; thence by said Turnpike and lands now or formerly of Charles Leiphart, South 53-1/4 degrees East 216 feet to a stone; thence by lands now or formerly of William Shultz South 76-3/4 degrees West and 180 feet to a stone; thence by the same North 53-1/4 degrees West 202 feet to a stone and place of BEGINNING.

The above described Exception G being the same premises which Edward B. Stoner and Flora R. Stoner, his wife, by their Deed dated February 6, 1922 and recorded in the Office of the Recorder of Deeds in and for York County, Pennsylvania, in Record Book 23-F, Page 422, granted and conveyed unto J. L. Hutton and Bertha N. Hutton, his wife, the said J. L. Hutton having died on January 6, 1947, by operation of law, title vested in Bertha M. Hutton, widow.

IT BEING the same premises which Harry T. Forlenza, Administrator C.T.A. of the Estate of George T. Pack, deceased, by Deed dated February 14, 1973, and recorded in the Office of the Recorder of Deeds in and for York County, Pennsylvania, in Deed Book 66-F, at Page 1139, granted and conveyed to Ronald C. Kohr.

EXCEPTING THEREFROM, THE FOLLOWING:

- I. Lands known as Lauxmont Farms – Section II as described on a Preliminary/Final Plan for Lauxmont Farms – Section II, recorded in the Office of the Recorder of Deeds in and for York County, Pennsylvania, in Plan Book MM, at Page 500, comprising 123.722 acres, more or less.
- II. Lands known as Lauxmont Farms – Section III, as described on a Preliminary/Final Plan for Lauxmont Farms – Section III, recorded in the Office of the Recorder of Deeds in and for York County, Pennsylvania, in Plan Book MM, at Page 690, and Plan Book PP, at Page 675, comprising 110.28 acres, more or less.
- III. Lands known as Lauxmont Farms – Section IV, as described on a Preliminary/Final Plan for Lauxmont Farms – Section IV, recorded in the Office of the Recorder of Deeds in and for York County, Pennsylvania, in Plan Book MM, at Page 691, comprising 254.9685 acres, more or less.

- IV. Lands known as Lauxmont Farms – Section V, Phases 1, 2, 3 and 4, as described on Final Plans for Lauxmont Farms – Section V, recorded in the Office of the Recorder of Deeds in and for York County, Pennsylvania, in Plan Book PP, at Page 751, and Plan Book RR, at Page 99, and Plan Book RR, at Page 778, comprising 31.3153 acres, more or less.
- V. Lands known as Lauxmont Farms – Section VI, as described on a Preliminary/Final Subdivision Plan for Lauxmont Farms – Section VI, recorded in the Office of the Recorder of Deeds in and for York County, Pennsylvania, in Plan Book RR, at Page 816, comprising 78.961 acres, more or less.
- VI. The following described property:

ALL that certain lot or tract of ground situate in **LOWER WINDSOR TOWNSHIP**, York County, Pennsylvania, bounded and described in accordance with a Subdivision and Land Development Plan for Lakeside West, Lower Windsor Township – York County – Pennsylvania, prepared by Chester Valley Engineers, Inc., dated November 27, 2002, for Project No. 16507, as follows:

BEGINNING at a point along the centerlines and at the intersection of Water Street and Klines Run Road; thence continuing through the centerline of Klines Run Road along the arc of a circular curve to the right, which curve has a radius of 1,213.37 feet, an arc length of 131.63 feet, and a chord bearing South 05 degrees 06 minutes 00 seconds West 131.57 feet to a point along the centerline of said Klines Run Road; thence continuing along and through the same South 08 degrees 12 minutes 28 seconds West 395.67 feet to a point in the centerline of Klines Run Road; thence continuing along and through the same South 09 degrees 33 minutes 58 seconds West 486.70 feet to a point in the centerline of Klines Run Road; thence continuing along and through the same South 09 degrees 20 minutes 41 seconds West 434.04 feet to a point in the centerline of said Klines Run Road; thence continuing through the same centerline along the arc of a circular curve to the left, which curve has a radius of 1,100.00 feet, an arc length of 314.03 feet, and a chord bearing South 01 degree 09 minutes 59 seconds West 312.96 feet to a point in the centerline of Klines Run Road; thence continuing along and through the same South 07 degrees 00 minutes 43 seconds East 570.95 feet to a point in the centerline of Klines Run Road; thence continuing along and through the same South 07 degrees 28 minutes 54 seconds East 482.72 feet to a point in the centerline of said Klines Run Road at the corner of property now or formerly of Nick J. Spagnola and Ester A. Spagnola, and Jimmie A. Spagnola and Nancy J. Spagnola; thence continuing along the same South 76 degrees 02 minutes 45 seconds West 1,469.02 feet to an iron pin found at the corner of property now or formerly of Charles S. Hershner,

Jr.; thence continuing along the same and along lands now or formerly of Jason Bleacher and Katrina Chriskos and along property now or formerly of Mark W. Ingalls and Mary C. Ingalls, and along property now or formerly of Edward J. Kalke and Shari J. Kalke North 80 degrees 18 minutes 13 seconds West 740.66 feet to a stone found along property now or formerly of Edward J. Kalke and Shari J. Kalke; thence continuing along the same, and along property now or formerly of Brentwood Builders, Inc. and along property now or formerly of William Cunningham and Mary Cunningham South 60 degrees 37 minutes 29 seconds West 511.76 feet to a point at the corner of property now or formerly of James N. Hall; thence continuing along the same North 20 degrees 59 minutes 02 seconds West 925.08 feet to a stone found along property now or formerly of Lewis H. Brown and Linda G. Brown; thence continuing along the same North 84 degrees 58 minutes 35 seconds East 780.60 feet to the corner of the above-mentioned property of Lewis H. Brown and Linda G. Brown; thence continuing along the same North 05 degrees 36 minutes 25 seconds West 1,265.00 feet to another corner of said property now or formerly of Lewis H. Brown and Linda G. Brown; thence continuing along the same South 89 degrees 55 minutes 35 seconds West 330.00 feet to another corner of said property now or formerly of Lewis H. Brown and Linda G. Brown; thence continuing along the same North 05 degrees 14 minutes 27 seconds West 307.09 feet to a point in the centerline of Water Street at the corner of property now or formerly of Joseph G. Giorgio; thence continuing along and through said centerline of Water Street North 53 degrees 40 minutes 00 seconds East 320.00 feet to a point along the centerline of said Water Street; thence continuing through the same along the arc of a circular curve to the right, said curve having a radius of 280.47 feet, an arc length of 168.00 feet, and a chord bearing North 70 degrees 49 minutes 35 seconds East 165.50 feet to point in the centerline of said Water Street; thence continuing along and through the same North 87 degrees 59 minutes 10 seconds East 589.29 feet to point along the centerline of said Water Street; thence continuing through the same along the arc of a circular curve to the left, said curve having a radius of 696.15 feet, an arc length of 184.49 feet, and a chord bearing North 80 degrees 23 minutes 38 seconds East 183.95 feet to a point along the centerline of Water Street; thence continuing along and through the same North 72 degrees 48 minutes 06 seconds East 419.06 feet to a point along the centerline of Water Street; thence continuing along and through the same North 73 degrees 29 minutes 49 seconds East 572.82 feet to a point along the centerline of Water Street; thence continuing along and through the same North 72 degrees 13 minutes 36 seconds East 626.34 feet to a point at the centerline intersection of Water Street and Klines Run Road, being the point and place of BEGINNING.

This description is taken from a Subdivision and Land Development Plan for Lakeside West, Lower Windsor Township – York County –

Pennsylvania, prepared by Chester Valley Engineers, Inc., for Project No. 16507.

VII. The following described land:

ALL that certain tract, piece and parcel of ground of condemnees, with improvements thereon, located in **LOWER WINDSOR TOWNSHIP**, York County, Pennsylvania, which has been placed into an Agricultural Security Area under the laws of the Commonwealth of Pennsylvania, by Resolution Number 2004-20 of the Lower Windsor Township Board of Supervisors dated September 9, 2004, described more specifically from an "Agricultural Security Zone Plan for Lauxmont, Lower Windsor Township – York County – Pennsylvania" prepared by Chester Valley Engineers, Inc., dated April 30, 2004, known as Project No. 16687, as follows:

BEGINNING at a point along the centerline of Long Level Road (SR 0624) at the corner of lands now or formerly of Henry H. Wilton; thence continuing along the same North 75 degrees 38 minutes 37 seconds East 959.75 feet to another point at the corner of property now or formerly of Henry H. Wilton; thence continuing along the same South 20 degrees 02 minutes 08 seconds East 304.26 feet to a concrete monument found at another corner of the property now or formerly of Henry H. Wilton; thence continuing along the same South 44 degrees 32 minutes 08 seconds East 570.78 feet to another point along said property now or formerly of Henry H. Wilton; thence continuing along the same South 19 degrees 24 minutes 08 seconds East 235.82 feet to another point along said property now or formerly of Henry H. Wilton; thence continuing along the same South 46 degrees 21 minutes 23 seconds East 228.74 feet to a concrete monument found at another corner of property now or formerly of Henry H. Wilton; thence continuing along the same North 89 degrees 54 minutes 41 seconds East 138.20 feet to a point at another corner of property now or formerly of Henry H. Wilton; thence continuing along the same South 38 degrees 35 minutes 19 seconds East 524.84 feet to a point at the corner of property now or formerly of Safe Harbor Water & Power Company; thence continuing along the same South 38 degrees 12 minutes 19 seconds East 420.75 feet to a concrete monument found at another corner of property now or formerly of Safe Harbor Water & Power Company; thence continuing along the same South 53 degrees 09 minutes 19 seconds East 267.55 feet to a concrete monument at another corner of property now or formerly of Safe Harbor Water & Power Company; thence continuing along the same South 35 degrees 54 minutes 32 seconds East 560.37 feet to a concrete monument found at another corner of property now or formerly of Safe Harbor Water & Power Company; thence continuing along the same North 54 degrees 32 minutes 55 seconds East 528.00 feet to a point at another corner of property now or formerly of

Safe Harbor Water & Power Company within the 100-year flood plain of the Susquehanna River; thence continuing along and through the 100-year flood plain of the Susquehanna River South 27 degrees 13 minutes 05 seconds East 615.45 feet to another point within the flood plain of the Susquehanna River; thence continuing along the same South 31 degrees 13 minutes 05 seconds East 330.00 feet to another point within the 100-year flood plain of the Susquehanna River; thence continuing along the same South 42 degrees 13 minutes 05 seconds East 247.50 feet to another point within the 100-year flood plain of the Susquehanna River; thence continuing along the same South 26 degrees 58 minutes 05 seconds East 214.50 feet to another point within the 100-year flood plain of the Susquehanna River, said point also being at the corner of property now or formerly of Safe Harbor Water & Power Company; thence continuing along the same South 53 degrees 46 minutes 55 seconds West 396.00 feet to a point at another corner of property now or formerly of Safe Harbor Water & Power Company; thence continuing the following courses and distances through property now or formerly of Ronald C. Kohr:

- (1) South 87 degrees 02 minutes 05 seconds West 527.00 feet;
- (2) South 56 degrees 18 minutes 06 seconds West 76.00 feet;
- (3) South 03 degrees 18 minutes 06 seconds West 113.00 feet;
- (4) South 54 degrees 18 minutes 06 seconds West 18.00 feet;
- (5) Along the arc of a circular curve to the left, which curve has a radius of 673.59 feet, an arc length of 126.18 feet, with a chord bearing South 79 degrees 18 minutes 06 seconds West 126.00 feet;
- (6) Along the arc of a circular curve to the left, which curve has a radius of 215.00 feet, an arc length of 320.00 feet, with a chord bearing South 31 degrees 17 minutes 47 seconds West 291.27 feet;
- (7) South 09 degrees 11 minutes 54 seconds East 408.00 feet;
- (8) along the arc of a circular curve to the right, which curve has a radius of 765.00 feet, an arc length of 671.95 feet, with a chord bearing South 15 degrees 15 minutes 11 seconds West 650.55 feet;
- (9) North 49 degrees 53 minutes 01 second West 92.00 feet;
- (10) South 66 degrees 36 minutes 59 seconds West 221.00 feet;
- (11) South 29 degrees 23 minutes 01 second East 152.00 feet;
- (12) South 60 degrees 36 minutes 59 seconds West 20.00 feet;
- (13) North 29 degrees 23 minutes 01 second West 154.00 feet;
- (14) South 66 degrees 36 minutes 59 seconds West 136.00 feet;
- (15) South 75 degrees 36 minutes 59 seconds West 370 feet;
- (16) South 14 degrees 23 minutes 01 seconds East 150.00 feet;
- (17) South 75 degrees 36 minutes 59 seconds West 33.00 feet;
- (18) North 44 degrees 23 minutes 00 seconds West 42.00 feet; and
- (19) South 68 degrees 54 minutes 56 seconds West 30.12 feet to a point in the centerline of Long Level Road (S.R. 0624);

thence the following courses and distances through the centerline of Long Level Road (S.R. 0624):

- (1) along the arc of a circular curve to the left, which curve has a radius of 11,459.10 feet, an arc length of 1,275.60 feet, with a chord bearing North 20 degrees 14 minutes 12 seconds West 1,274.94 feet to a point in the centerline of Long Level Road (S.R. 0624);
- (2) North 23 degrees 25 minutes 32 seconds West 394.26 feet to a point in the centerline of Long Level Road (S.R. 0624);
- (3) along the arc of a circular curve to the right, which curve has a radius of 11,459.06 feet, an arc length of 431.51 feet, with a chord bearing North 22 degrees 20 minutes 48 seconds West 431.48 feet;
- (4) North 21 degrees 16 minutes 04 seconds West 875.44 feet to a point in the centerline of Long Level Road (S.R. 0624);
- (5) along the arc of a circular curve to the left, which curve has a radius of 1,950.00 feet, an arc length of 476.56 feet, with a chord bearing North 28 degrees 16 minutes 09 seconds West 475.37 feet;
- (6) North 35 degrees 16 minutes 13 seconds West 425.77 feet;
- (7) along the arc of a circular curve to the right, which curve has a radius of 1,300.00 feet, an arc length of 369.80 feet; with a chord bearing North 27 degrees 07 minutes 16 seconds West 368.55 feet;
- (8) along the arc of a circular curve to the right, which curve has a radius of 2,420.00 feet, an arc length of 204.54 feet, with a chord bearing North 16 degrees 33 minutes 22 seconds West 204.48 feet;
- (9) North 14 degrees 07 minutes 46 seconds West 511.72 feet;
- (10) along the arc of a circular curve to the right, which curve has a radius of 1,400.00 feet, an arc length of 337.91, with a chord bearing North 07 degrees 12 minutes 53 seconds West 337.09 feet;
- (11) North 00 degrees 18 minutes 01 seconds West 102.68 feet;
- (12) along the arc of a circular curve to the left, which curve has a radius of 980.00 feet, an arc length of 137.77 feet, with a chord bearing North 04 degrees 19 minutes 39 seconds West 137.66 feet to the point and place of BEGINNING.

A plat showing the tracts condemned hereunder is attached hereto as Exhibit "A".

Section 2. The legal counsel and staff of the County of York be authorized to prepare and file all documents necessary under law to accomplish condemnation of said lands and give notice thereof and further, that the President of the Board of Commissioners and the Administrator/Chief Clerk of the County of York be authorized to execute such documents as are necessary to accomplish said condemnation.

Section 3. This Ordinance shall take effect immediately.

ORDAINED AND ENACTED this 23^d day of November, 2005.

ATTEST:



Charles Noll, Administrator/Chief Clerk

BOARD OF COUNTY COMMISSIONERS



Lori O. Mitrick, President



Douglas E. Kilgore, Vice President

Steve Chronister, Commissioner

Ordinance 2005-08 was ordained, enacted and adopted this 23^d day of November, 2005 at a REGULARLY scheduled meeting of the Board of Commissioners of the County of York duly advertised and assembled upon motion of Douglas E. Kilgore and passed by a vote of 2 yes and 1 no.

PLEASE PRINTSIGN IN FOR PUBLIC COMMENT
FOR ORDINANCE NO. 2005-08
REGARDING EMINENT DOMAIN
NOVEMBER 23, 2005

<u>NAME</u>	<u>MUNICIPALITY</u>
1. Matthew Leises	York City
2. Jillian Kahr	Wrightsville.
3. Mary Ann Smith	Wrightsville
4. Lofi Hamilton	Wrightsville
5. Gina Henderson	W. Manchester
6. Louise Heckert	York City
7. Ollie Kahr	York
8. Michael Helfrich	York City
9. Lou Toteosian	York Twp
10. June Evans June Evans	Hellam Twp.
11. Warren Evans	Hellam Twp.
12. CAROLYN Young	MANCHESTER TWP
13. BETTY MINNICH	HELLAM ORR PA
14. ISAAC MINNICH	HELLAM TWP YORK PA
15. Bobbie Walsh	Providence town.

By placing your name on this list, you are agreeing to abide by the Public Comment Guidelines for the November 23, 2005 Ordinance Hearing. No names will be added to this list after 10:15 a.m. on November 23, 2005.

PLEASE PRINT

**SIGN IN FOR PUBLIC COMMENT
FOR ORDINANCE NO. 2005-08
REGARDING EMINENT DOMAIN
NOVEMBER 23, 2005**

<u>NAME</u>	<u>MUNICIPALITY</u>
16. Kirsten Stauffer	York Twp.
17. Tina Scholtz	Lwr Wdr Twp
18. Becky Fernback	Manheim
19. Katy Trefny	LWT
20. Judy Sterner	Lower Windsor Township
21. Laura Kohr	LWT
22. Renee Spahr	LWT
23. Kelly White	Hempfield
24. Jim Hooper	LWT
25. Joyce Hooper	LWT
26. JAN KLINEDINST	LWT
27. Matthew Mozzachio	Hellam
28. LARRY AIKEN	HELLAM
29. Sig Winand	Lower Windsor
30. STEVE WINAND	lower Windsor

By placing your name on this list, you are agreeing to abide by the Public Comment Guidelines for the November 23, 2005 Ordinance Hearing. No names will be added to this list after 10:15 a.m. on November 23, 2005.

PLEASE PRINT

**SIGN IN FOR PUBLIC COMMENT
FOR ORDINANCE NO. 2005-08
REGARDING EMINENT DOMAIN
NOVEMBER 23, 2005**

<u>NAME</u>	<u>MUNICIPALITY</u>
31. DANA SHIREY	LOWER WINDSOR TOWN.
32. Betsy Kohr	Lower Windsor Township
33. JOHN SPENCE	Lower Windsor Twp
34. Donna Paulus	Hellam Township
35. FRANK HARVEY	LOWER WINDSOR TOWNSHIP.
36. Olivia McAndrews	Hellam Township
37. Ron Kohr	LWT
38. PAUL NEVIN	HELLAM TOWNSHIP
39. Mark Platts	Moulton Township
40. JACKIE HRUBOVCAK	E. HOPE WELLS TWP
41. Bob Bair	LWT
42.	
43.	
44.	
45.	

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