

2196  
149

88 JUN 17 AM 9:08

# This Deed,

MADE THE <sup>5th</sup> day of <sup>June</sup> EIGHTY-EIGHT (1988) in the year

BETWEEN

MARTIN C. ERNEST, Single Person, of Saville Township,  
Perry County, Pennsylvania,

Grantor

and

ROBERT J. REICHERT, SR. and LILLIAN B. REICHERT, his wife

WITNESSETH, that in consideration of

GranteeS :

in hand paid, the receipt whereof is hereby acknowledged, the said grantor <sup>doES</sup> hereby grant and convey to the said grantee S, their heirs and assigns,

-----Dollars,

ALL that certain tract of land situate in Saville Township, Perry County, Pennsylvania, bounded and described as follows:

BOUNDED on the North by public road; On the East by land now or formerly of United Telephone Company and Gordon Kell; On the South by land now or formerly of Wayne and Anna K. Weibley; and On the West by land now or formerly of Chester Lesh, having thereon erected a two and one-half story frame dwelling house and outbuildings.

BEING the same premises which David W. Sheaffer, by his Attorney in Fact, Anna K. Weibley; Anna K. Weibley and Wayne W. Weibley, her husband; George R. Sheaffer and Adelaide B. Sheaffer, his wife, by their deed dated September 30, 1969 and recorded in the Office of the Recorder of Deeds, in and for Perry County, Pennsylvania in Deed Book 206 Page 378, granted and conveyed unto Martin C. Ernest, Grantor herein.

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149

WEST PERRY SCHOOL DISTRICT

R. D. 1, Elliptsburg, Pa.

REAL ESTATE TRANSFER TAX

Amount \$ 350.00 Date 6/17/88  
Sec. Agt. Paul H. Magee

810734

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF REVENUE

REALTY  
TRANSFER  
TAX JUN 17 '88



350.00

P.B. 11336

COPY

And the said grantor hereby covenant and agree that he will warrant generally the property hereby conveyed.

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IN WITNESS WHEREOF, said grantor has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

Martin C. Ernest  
Martin C. Ernest

Sherry L. Brubaker

State of Pennsylvania

County of Cumberland  
On this, the 8<sup>th</sup>

at

day of June, 1988, before me,

the undersigned officer, personally appeared

Martin C. Ernest

known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument, and acknowledged that he executed same for the purposes therein contained.  
IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Sherry L. Brubaker

Seal

Nancy Public

Title of Officer.

State of

Hamden Twp, Cumberland Co, Pa  
My Commission expires: 10/21/91

County of  
On this, the

at

day of June, 1988, Before me,

the undersigned officer, personally appeared

known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument, and acknowledged that he executed same for the purposes therein contained.  
IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Title of Officer.

of the within named grantee is

I do hereby certify that the precise residence and complete post office address

P. O. Box 175  
Richfield, Pa 17086

June 8<sup>th</sup> 1988  
STATE OF PENNSYLVANIA

Eileen L. Gaster

County of Perry  
Recorded this 17<sup>th</sup> day of June 1988  
In the Recorder's Office In And For The Said County  
In Record Book 496 Page 149  
Given Under My Hand And Seal The Date Above Written

Attorney for Grantee

ABSTRACT LAND ASSOCIATES, INC.

Dan J. Magee

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94 FEB 10 AM 9:12

1132

GRANT OF PERPETUAL RIGHT OF WAY

THIS INDENTURE made this 2<sup>nd</sup> day of February, 1993, between Robert W. & William B. Reichert of P.O. Box 87, Levensburg, Perry County, Pennsylvania, (hereinafter called "Grantor" and to be read as singular or plural) and The United Telephone Company of Pennsylvania of 1201 Walnut Bottom Road, Carlisle, Cumberland County, Pennsylvania (hereinafter called "Grantee").

WHEREAS, Grantor is the owner of all those certain premises, located at SAVILLE TOWNSHIP, PERRY County, Pennsylvania, as set forth in Appendix A, which is attached hereto and incorporated herein by reference, as shown by deed recorded in the Recorder's Office of PERRY County in Deed Book 496, Page 149, unencumbered, or, if encumbered, Grantor will obtain the consent of the encumbrance holder to this Agreement, and as described in the Grantee's Engineering Records on file at 1201 Walnut Bottom Road, Carlisle, Pennsylvania;

WHEREAS, Grantor is desirous of granting to Grantee a perpetual right-of-way on said premises, and Grantee is desirous of receiving said perpetual right-of-way.

NOW THEREFORE, in consideration of the foregoing, and in further consideration of ONE THOUSAND ONE HUNDRED DOLLAR(S) (\$1,100.00) to be paid only in two annual installments, one in 1994, and one in 1995, and to be paid when all necessary permits, zoning and land use approvals are obtained from the proper authorities, it is agreed as follows:

1. The Grantor does hereby grant and convey to the Grantee, its successors and assigns:
  - (a) A perpetual right-of-way on said premises to construct, reconstruct, maintain, remove, install, operate, locate and relocate facilities for the provision of telephone and communications services; and to conduct tree-trimming or brush removal;
  - (b) Together with the right to excavate and refill ditches and trenches, and to install, remove, repair and replace thereon and therein such structures, fixtures, pipes, conduits, appliances, loading coil pots, pedestals, poles, wires, cables, guys, anchors, underground facilities and other accessories and appurtenances as the Grantee may deem necessary or desirous for the carrying out of its aforesaid purposes;
  - (c) The perpetual right of ingress and egress, without notice, to and from said right-of-way at all times for any of the purposes herein provided, by Grantee, its employees, agents or other authorized persons.
2. Grantor agrees not to create any hazard or to interfere with the proper use of the aforementioned structures, equipment or facilities.
3. Grantee agrees to substantially restore the property to its original condition, and to compensate Grantor for any damage to fences, crops or other property caused solely by Grantee, provided notice in writing is given to Grantor within thirty (30) days after any such damage occurs.
4. Grantee agrees to supply all utilities for its use and be responsible for all repairs to, and maintenance of, its facilities.

WITNESS the Grantor's hand and seal the date first above written.

WITNESS: GRANTOR(S):

Wayne M. Gear  
Signature

WAYNE M. GEAR  
Print Name and Title

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Print Name and Title

Address of Grantor(s) P.O. Box 87  
Street Address

Levensburg PA 17037  
City State ZIP Code

Robert W. Reichert, Sr.  
Signature

ROBERT W. REICHERT, SR.  
Print Name and Title

William B. Reichert (SEAL)  
Signature

WILLIAM B. REICHERT  
Print Name and Title



APPENDIX A

DESCRIPTION FOR CONCRETE PAD AND/OR BUILDING

See attached drawing for a more particular description of the portion of the tract of land. In addition, the following Engineering Records describe the location:

CSA # Central Office, LOCKSBURG Exchange, Pedestal / Pole 398  
Pole Line # 529 T.L., W.O. # 24-0831-43

SEE ATTACHED LEGAL DESCRIPTION & SURVEY DRAWING

COPY

RETURN TO:  
United Telephone Company of Pennsylvania  
P. O. Box 1416 - 346 York Road  
Carlisle, Pennsylvania 17013  
Attention: Stanley Urich

COMMONWEALTH OF PENNSYLVANIA :  
COUNTY OF CUMBERLAND : SS.

On this 2<sup>ND</sup> day of FEBRUARY, 1994, before me, the undersigned Notary Public, personally appeared ROBERT N. & LILLIAN B. REICHERT who is known to me (or satisfactorily proven) to be the person(s) who executed the foregoing Grant of Perpetual Right-of-Way and acknowledged the same to be his (their) act and deed that it may be recorded as such.

WITNESS my hand and official seal the date aforesaid.

Stanley G. Urich  
Notary Public  
My Commission Expires:



NOTARIAL SEAL  
STANLEY G. URICH, Notary Public  
South Middleton Township, Cumberland County  
My Commission Expires June 6, 1994

LEGAL DESCRIPTION

A right-of-way or easement for the purpose of installing and maintaining telephone lines and equipment, over the lands of Robert J. Reichert, Sr. and Lillian B. Reichert, for the use of United Telephone Company of Pennsylvania, located in the Village of Ickesburg, Saville Township, Perry County, Pennsylvania, according to a survey by Stephen P. Reisinger, Surveyor, New Bloomfield, Pa., dated February 7, 1934, in which it is more fully described as follows, to wit:

Beginning at a nail in the centerline of S.R. 0017 at the point where the lands of United Telephone Company of Pa. and the lands of Robert J. Reichert, Sr. meet, said point being located North 29 degrees 25 minutes West a distance of 20.30 feet from an iron pin;

THENCE along the lands of United Telephone Company of Pa. South 29 degrees 25 minutes 00 seconds East for a distance of 69.54 feet to an iron pin;

THENCE through the lands of Robert J. Reichert, Sr. South 60 degrees 35 minutes 00 seconds West for a distance of 10.00 feet to a point;

THENCE through the lands of the same North 29 degrees 25 minutes 00 seconds West for a distance of 69.54 feet to a point in the centerline of S.R. 0017;

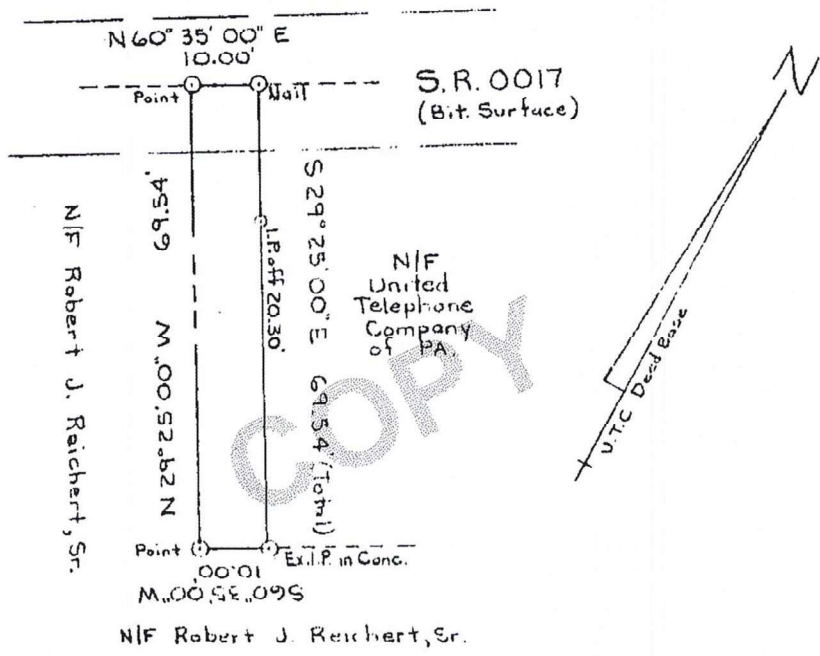
THENCE along the centerline of S.R. 0017 North 60 degrees 35 minutes 00 seconds East for a distance of 10.00 feet to the point of beginning.

Being part of the same tract of land conveyed by Martin C. Ernest to Robert J. Reichert, Sr. and Lillian B. Reichert, his wife, by deed dated June 8, 1938 and recorded in Perry County Deed Book 496 at Page 149.

STATE OF PENNSYLVANIA

County of Perry  
Recorded this 18<sup>th</sup> day of February, 1934  
In the Recorder's Office In And For The Said County  
In Record Book 772 Page 191  
Given Under My Hand And Seal The Date Above Written

*D. J. Magee*



Survey of a 10' Wide Private Right-of-Way  
 over lands of Robert J., Sr. and Lillian B. Reichert  
 for The United Telephone Company of Penna.  
 in Saville Township, Perry County, PA.  
 by Stephen P. Reisinger, Surveyor,  
 New Bloomfield, PA.

Deed Ref. : Out of D.B. 496 Pg. 149  
 Scale : 1" = 20'

