# BOARD OF SUPERVISORS OF LOWER NAZARETH TOWNSHIP NORTHAMPTON COUNTY, PENNSYLVANIA

### RESOLUTION NO. 29-22

WHEREAS, under the Authority of the Act of May 1, 1933, P.L. 103, Article XI, Section 1140, as amended (53 P.S. Section 66140, as amended) and of the Act of May 1, 1933, P.L. 103, Section 1140, as amended (53 P.S. Section 66140, as amended), the Supervisors of Lower Nazareth Township in the exercise of their official duties, may from time to time accept certain dedicated roads, streets and alleys in Lower Nazareth Township as part of the public road system of said Township, and

WHEREAS, Lower Nazareth Commercial Park Corp., a Pennsylvania corporation, by its Indenture dated Jun 6, 2022, conveyed all of its right, title and interest in a certain tract of land situated in Lower Nazareth Township, County of Northampton, and Commonwealth of Pennsylvania. Said Deed of Dedication shall be recorded in the Office for the Recording of Deeds in and for Northampton County, Pennsylvania, further bounded and described in Exhibit "A", attached hereto and made a part hereof.

NOW, THEREFORE, be it resolved that the Board of Supervisors of Lower Nazareth Township accept the aforesaid dedicated right-of-way as part of the public highway system of Lower Nazareth Township, and

FURTHER, BE IT RESOLVED, that a certain copy of this Resolution together with a draft or survey of same showing location and width thereof, be filed and recorded in the Office of the Clerk of Court of Quarter Sessions of Northampton County (now Clerk of Criminal Courts of Northampton County), Pennsylvania.

DULY PASSED AND RESOLVED This \_\_\_\_\_ day of June, 2022.

BOARD OF SUPERVISORS LOWER NAZARETH TOWNSHIP

RV.

IAMES PENNINGTON, Chairman

ATTEST:

I HEREBY CERTIFY that I am the Secretary of the Board of Supervisors of Lower Nazareth Township and that the foregoing is a true and correct copy of a Resolution passed on the \_\_\_\_\_ day of June, 2022, at a Regular Meeting of said Board.

UPI: L7-8-5C-8-0418

## **DEED OF DEDICATION**

THIS INDENTURE, Made this \_\_\_\_\_\_\_, day of \_\_\_\_\_\_\_\_\_, 2022.

BETWEEN: LOWER NAZARETH COMMERCIAL PARK CORP., a Pennsylvania corporation, with principal offices located at 179 Mikron Road, Bethlehem, Northampton County, Pennsylvania 18020, Party of the First Part, (hereinafter called "GRANTOR");

TOWNSHIP OF LOWER NAZARETH, Northampton County, Pennsylvania, Party of the Second Part, (hereinafter called the "GRANTEE").

#### WITNESSETH:

That the said Grantor, for and in consideration of the advantage to it accruing well as for divers other considerations affecting the public welfare which it seeks to advance, has granted, bargained, sold, aliened, enfeoffed, released and confirmed and by these presents does grant, bargain, sell, alien, enfeoff, release and confirm unto the said Grantee, its successors and assigns:

Exhibit "A": Mikron Road

TO HAVE AND TO HOLD the said lot or piece of ground above described unto the said Grantee, to and for the only proper use and behalf of the said Grantee, its successors and assigns forever as and for a public street and highway and for no other use or purpose whatsoever and to the same extent and with the same effect as if the said street had been opened by a Decree of the Court of Quarter Sessions of the Peace for the County of Northampton, after proceedings duly had for that purpose under and in pursuance of the Road Laws of the Commonwealth of Pennsylvania.

And the said Grantor, for itself, its successors and assigns, by these presents covenants, promises and agrees to and with the said Grantee, its successors and assigns, that neither the Grantor nor its successors and assigns, shall nor will at any time thereafter, ask, demand or recover or receive of or from the said Grantee, its successors and assigns any sum or sums of money as and for damages for or by reason of the physical grading of said street to the grade as now established by the Board of Supervisors of the Township of Lower Nazareth, Grantee, and if such grade shall not be established at the day of the date of these presents that neither the said Grantor, nor its successors and assigns, shall nor will at any time thereafter ask, demand, recover, or receive any such damage by reason of the physical grading of said street to conform to the grade as first thereafter established or confirmed by the said Board of Supervisors of the Township of Lower Nazareth, Grantee.

And the said Grantor, for itself, its successors and assigns, does by these presents further covenant, promise and agree to and with said Grantee, its successors and assigns, that the said lot of ground above described unto the said Grantee, its successors and assigns, against it, the said Grantor, its successors and assigns, and against all and any persons or person whomsoever lawfully claiming or to claim the same or any part thereof, by, from or under it or them or any of them shall and will warrant and forever defend.

This being a conveyance of a public street to a Second Class Township. pursuant to the Second Class Township Code, no realty transfer taxes apply.

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

> LOWER NAZARETH COMMERCIAL PARK CORP.

ATTEST:

Name: Blake R. Hornes

Title:

DAVID A. RONCA
Title: MENBUL/PARMA

COMMONWEALTH OF PENNSYLVANIA	)
	) SS:
COUNTY OF NULTHAMPTONI	)

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

NOTARY PUBLIC

Commonwealth of Pennsylvania - Notary Seal David Watson, Notary Public Northampton County My Commission Expires November 06, 2022 Commission Number 1286761

I HEREBY CERTIFY THAT The correct address of the Grantee is 623 Municipal Drive, Nazareth, Pennsylvania 18064-8880.

GARY NEIL ASTEAK, ESQUIRE

# DESCRIPTION MIKRON ROAD RIGHT-OF-WAY FROM LOWER NAZARETH COMMERCIAL PARK CORPORATION TO LOWER NAZARETH TOWNSHIP PARID L7-8-5C-8-0418

BEGINNING at a point that is on the western right-of-way line of the same said Nazareth Pike, SR 191, thirty (30) feet west of the centerline, being the southeastern property corner of the now or formerly Windrift Real Estate Associates, LLC, formerly known as Windrift Real Estate Associates, Tax Map L7, Block 8, Lot 5C-4, and also the southeastern corner of the same said Mikron Road, herein described, thence extending along Tax Map L7, Block 8, Lots 5C-4, 5C-6, 4B, 5C-1, 5C-2, 5C-3, the following seventeen (17) courses and distances:

- 1. Proceeding along a curve that is extending to the left with a radius of sixty-six and no one-hundredths (66.00) feet, and having an arc length of eighty-nine and thirty-two one-hundredths (89.32) feet, with a central angle of seventy-seven (77) degrees thirty-two (32) minutes ten (10) seconds, and having a chord bearing of North twenty-one (21) degrees six (06) minutes twenty-five (25) seconds West, with a chord length of eighty-two and sixty-five one-hundredths (82.65) feet to a point, a point of tangency;
- 2. North fifty-nine (59) degrees fifty-two (52) minutes thirty (30) seconds West and a distance of two hundred ninety-eight and forty-nine one-hundredths (298.49) feet to a point;
- 3. Proceeding along a curve that is extending to the left with a radius of one hundred twenty-five and no one-hundredths (125.00) feet, and having an arc length of nine and eighty one-hundredths (9.80) feet, with a central angle of four (04) degrees twenty-nine (29) minutes thirty (30) seconds, and having a chord bearing of North sixty-two (62) degrees seven (07) minutes fifteen (15) seconds West, with a chord length of nine and eight one-hundredths (9.80) feet to a point, a point of tangency;

- 4. North sixty-four (64) degrees twenty-two (22) minutes no (00) seconds West and a distance of one hundred eighty and ninety-four one-hundredths (180.94) feet to a point, a point of curve;
- 5. Proceeding along a curve that is extending to the right with a radius of one hundred forty-five and no one-hundredths (145.00) feet, and having an arc length of three hundred seventy-four and fifty-five one-hundredths (374.55) feet, with a central angle of one hundred forty-eight (148) degrees no (00) minutes ten (10) seconds, and having a chord bearing of North nine (09) degrees thirty-eight (38) minutes five (05) seconds East, with a chord length of two hundred seventy-eight and seventy-seven one-hundredths (278.77) feet to a point, a point of tangency;
- 6. North eighty-three (83) degrees thirty-eight (38) minutes no (00) seconds East and a distance of twenty-four and seventy-eight one-hundredths (24.78) feet to a point, a point of curve;
- 7. Proceeding along a curve that is extending to the left with a radius of twenty-seven and thirty-seven one-hundredths (27.37) feet, and having an arc length of forty-five and seventy one-hundredths (45.70) feet, with a central angle of ninety-five (95) degrees thirty-nine (39) minutes thirty-four (34) seconds, and having a chord bearing of North thirty-five (35) degrees forty-eight (48) minutes five (05) seconds East, with a chord length of forty and fifty-seven one-hundredths (40.57) feet to a point, a point of tangency;
- 8. North eleven (11) degrees fifty-four (54) minutes forty-six (46) seconds West and a distance of one hundred fifty-three and forty-five one-hundredths (153.45) feet to a point;
- 9. North seventy-nine (79) degrees forty-six (46) minutes forty-four (44) seconds East and a distance of fifty and two one-hundredths (50.02) feet to a point;
- 10. South eleven (11) degrees fifty-four (54) minutes forty-six (46) seconds East and a distance of one hundred sixty-seven and seventy-eight one-hundredths (167.78) feet to a point; a point of curve;
- 11. Proceeding along a curve that is extending to the left with a radius of twenty-nine and sixty-four one-hundredths (29.64) feet, and having an arc length of forty and forty one-hundredths (40.40) feet, with a central angle of seventy-eight (78) degrees five (05) minutes fourteen (14) seconds, and having a chord bearing of South fifty (50) degrees fifty-seven (57) minutes twenty-three (23) seconds East, with a chord length of thirty-seven and thirty-four one-hundredths (37.34) feet to a point, a point of tangency;
- 12. South ninety (90) degrees no (00) minutes no (00) seconds East and a distance of one hundred one and forty-eight one-hundredths (101.48) feet to a point, a point of curve;
- 13. Proceeding along a curve that is extending to the right with a radius of one hundred five and no one-hundredths (105.00) feet, and having an arc length of one hundred

eight-two and ninety-eight one-hundredths (182.98) feet, with a central angle of ninety-nine (99) degrees fifty-one (51) minutes no (00) seconds, and having a chord bearing of South forty (40) degrees four (04) minutes thirty (30) seconds East, with a chord length of one hundred sixty and sixty-nine one-hundredths (160.69) feet to a point, a point of tangency;

- 14. South nine (09) degrees fifty-one (51) minutes no (00) seconds West and a distance of two hundred sixty-three and forty-eight one-hundredths (263.48) feet to a point, a point of curve;
- 15. Proceeding along a curve that is extending to the left with a radius of twenty-six and no one-hundredths (26.00) feet, and having an arc length of thirty-one and sixty-four one-hundredths (31.64) feet, with a central angle of sixty-nine (69) degrees forty-three (43) minutes thirty (30) seconds, and having a chord bearing of South twenty-five (25) degrees no (00) minutes forty-five (45) seconds East, with a chord length of twenty-nine and seventy-two one-hundredths (29.72) feet to a point, a point of tangency;
- 16. South fifty-nine (59) degrees fifty-two (52) minutes thirty (30) seconds East and a distance of one hundred fifty-three and fifty-seven one-hundredths (153.57) feet to a point, a point of curve;
- 17. Proceeding along a curve that is extending to the left with a radius of thirty-six and no one-hundredths (36.00) feet, and having an arc length of forty-four and twenty-three one-hundredths (44.23) feet, with a central angle of seventy (70) degrees twenty-three (23) minutes thirty-three (33) seconds, and having a chord bearing of North eighty-four (84) degrees fifty-five (55) minutes forty-four (44) seconds East, with a chord length of forty-one and fifty one-hundredths (41.50) feet to a point, a point of tangency;

thence along the western right-of-way line of the same said Nazareth Pike, SR 191, thirty (30) feet west of the centerline, South thirty (30) degrees seven (07) minutes thirty (30) seconds West and a distance of one hundred twenty-five and sixty-seven one-hundredths (125.67) feet to a point, the Place Of Beginning.

CONTAINING three and eight thousand three hundred eighty-eight ten-thousandths (3.8388) acres of land more or less and also being one hundred sixty-seven thousand two hundred twenty and twenty-seven one-hundredths (167,220.27) square feet of land more or less.

LESS AND EXCEPTING two parcels of land, Tax Map L7, Block 8, Lot 5C & Lot 5C-7, as shown on the same said plan entitled "Exhibit A" Mikron Road Right-Of-Way & Storm Sewer Easements Plan, Lower Nazareth Commercial Park, drawing 1 of 1, dated 5/13/22, the combined perimeter of both lots being bounded and described,

BEGINNING at a point that is on the right-of-way line where the same said Mikron Road intersects, twenty-five (25) feet west of the centerline, being the most southerly point of the now or formerly Windrift Real Estate Associates, LLC, Tax Map L7, Block 8, Lot

5C-7, thence extending along the right-of-way lines of the same said Mikron Road fifty and no one-hundredths (50.00) feet in width, Tax Map L7, Block 8, Lot 5C-7 and Lot 5C, the following ten (10) courses and distances:

- 1. North fifty-nine (59) degrees fifty-two (52) minutes thirty (30) seconds West and a distance of sixty-six and seventy-one one-hundredths (66.71) feet to a point, a point of curve;
- 2. Proceeding along a curve that is extending to the left with a radius of one hundred seventy-five and no one-hundredths (175.00) feet, and having an arc length of thirteen and seventy-two one-hundredths (13.72) feet, with a central angle of four (04) degrees twenty-nine (29) minutes thirty (30) seconds, and having a chord bearing of North sixty-two (62) degrees seven (07) minutes fifteen (15) seconds West, with a chord length of thirteen and seventy-two one-hundredths (13.72) feet to a point, a point of tangency;
- 3. North sixty-four (64) degrees twenty-two (22) minutes no (00) seconds West and a distance of one hundred eighty and ninety-four one-hundredths (180.94) feet to a point, a point of curve;
- 4. Proceeding along a curve that is extending to the right with a radius of ninety-five and no one-hundredths (95.00) feet, and having an arc length of two hundred forty-five and forty one-hundredths (245.40) feet, with a central angle of one hundred forty-eight (148) degrees no (00) minutes eleven (11) seconds, and having a chord bearing of North nine (09) degrees thirty-eight (38) minutes six (06) seconds East, with a chord length of one hundred eighty-two and sixty-four one-hundredths (182.64) feet to a point, a point of tangency;
- 5. North eighty-three (83) degrees thirty-eight (38) minutes no (00) seconds East and a distance of forty-four and ten one-hundredths (44.10) feet to a point, a point of curve;
- 6. Proceeding along a curve that is extending to the right with a radius of two hundred ninety-one and no one-hundredths (291.00) feet, and having an arc length of thirty-two and thirty-four one-hundredths (32.34) feet, with a central angle of six (06) degrees twenty-two (22) minutes no (00) seconds, and having a chord bearing of North eighty-six (86) degrees forty-nine (49) minutes no (00) seconds East, with a chord length of thirty-two and thirty-two one-hundredths (32.32) feet to a point, a point of tangency;
- 7. South ninety (90) degrees no (00) minutes no (00) seconds East and a distance of one hundred forty-nine and forty one-hundredths (149.40) feet to a point, a point of curve;
- 8. Proceeding along a curve that is extending to the right with a radius of fifty-five and no one-hundredths (55.00) feet, and having an arc length of ninety-five and eighty-five one-hundredths (95.85) feet, with a central angle of ninety-nine (99) degrees fifty-one (51) minutes no (00) seconds, and having a chord bearing of South forty (40) degrees four (04) minutes thirty (30) seconds East, with a chord

length of eighty-four and seventeen one-hundredths (84.17) feet to a point, a point of tangency;

- 9. South nine (09) degrees fifty-one (51) minutes no (00) seconds West and a distance of two hundred twenty-five and eighty one-hundredths (225.80) feet to a point, a point of curve;
- 10. Proceeding along a curve that is extending to the right with a radius of twenty-six and no one-hundredths (26.00) feet, and having an arc length of fifty and four one-hundredths (50.04) feet, with a central angle of one hundred ten (110) degrees sixteen (16) minutes thirty (30) seconds, and having a chord bearing of North sixty-four (64) degrees fifty-nine (59) minutes fifteen (15) seconds West, with a chord length of forty-two and sixty-seven one-hundredths (42.67) feet to a point, the Place Of Beginning.

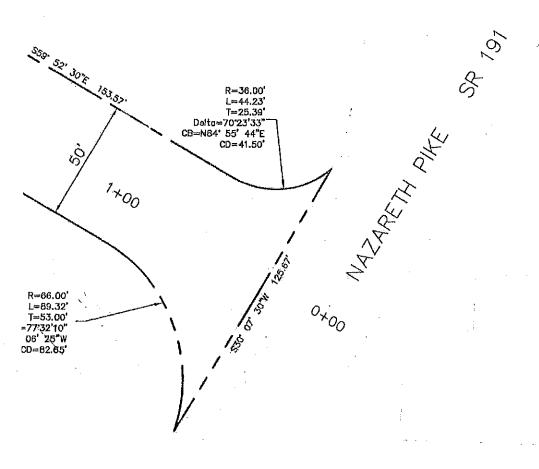
CONTAINING one and eight thousand five hundred forty-eight ten-thousandths (1.8548) acres of land more or less and also being eighty thousand seven hundred ninety-three and twenty-eight one-hundredths (80,793.28) square feet of land more or less.

TOTAL MIKRON ROAD RIGHT-OF-WAY AREA EQUALS one and nine thousand eight hundred forty ten-thousandths (1.9840) acres of land more or less and also being eighty-six thousand four hundred twenty-six and ninety-nine one-hundredths (86,426.99) square feet of land more or less.

BEING PART OF THE SAME PREMISES WHICH Ronca Utilities Construction Company, by Deed dated the 13<sup>th</sup> day of October, 2001 and recorded December 3<sup>rd</sup>, 2001 in the Office of the Recorder of Deeds in and for Northampton County, at Easton, Pennsylvania, in Deed Book 2001-1, Page 257177 granted and conveyed unto Lower Nazareth Commercial Park Corporation.

ALSO KNOWN AS NORTHAMPTON COUNTY UNIFORM PARCEL IDENTIFIER NO.: MAP L7, BLOCK 8, LOT 5C-8

IT BEING PART OF THE SAME PREMISES more particularly described in the Office for the Recording of Deeds in and for Northampton County in Deed Book 2001-1, Page 257177.



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EXHIBIT A

ENG. RECORD		MIKRON ROAD RIGHT-OF-WAY	&r
DRAWN BY BRH	5-25-22		
CHECKED		LOWER NAZARETH COMMERCIAL F	
APPROVED		JOB №	
APPROVED			
SCALE 1" = 40'		DRAWING NO. 1 OF 1	REV.

