

ORDINANCE CONVEYING CERTAIN GROUND TOGETHER WITH THE BUILDING AND IMPROVEMENTS THEREON ERECTED TO THE QUAKAKE VOLUNTEER FIRE COMPANY, INCORPORATED.

WHEREAS the QUAKAKE VOLUNTEER FIRE COMPANY, INCORPORATED, has heretofore conveyed certain real estate situate in the Village of Quakake to the Rush Township Board of Supervisors by deed, said deed being recorded in the Office of the Recorder of Deeds in and for Schuylkill County in Deed Book No. 662 at Page No. 232 &c., and

WHEREAS the BOARD OF SUPERVISORS OF RUSH TOWNSHIP have determined that it is no longer desirable or for the best interest of the Township to use and maintain the building and the real estate for Township purposes,

WHEREAS the BOARD OF SUPERVISORS, in accordance with the provisions of Article VII, Section 701, of the Second Class Township Code, as amended, have petitioned the Court of Quarter Sessions of Schuylkill County for permission to reconvey the real estate to the original owners, and

WHEREAS the said Petition has been entered to No. 3 Miscellaneous March Sessions, 1968, in the Office of the Clerk of the Courts of Schuylkill County, and

WHEREAS the Court of Quarter Sessions by it's Order has authorized and empowered the BOARD OF SUPERVISORS OF RUSH TOWNSHIP,

Schuylkill County, to reconvey the said real estate to the QUAKAKE VOLUNTEER FIRE COMPANY, free and clear of any public right, and the said Order has authorized the conveyance to be made by ordinance;

NOW, THEREFORE, BE IT ENACTED AND ORDAINED as follows:

1. The BOARD OF SUPERVISORS OF RUSH TOWNSHIP, Schuylkill County, Pennsylvania, has granted, bargained, sold, aliened and confirmed, and does hereby grant, bargain, sell, alien and confirm unto the QUAKAKE VOLUNTEER FIRE COMPANY, INCORPORATED, a Pennsylvania non-profit corporation with its office or principal place of business situate in the Village of Quakake, Rush Township, Schuylkill County, Pennsylvania,

ALL THAT CERTAIN LOT or piece of ground situate in the Village of Quakake, Rush Township, Schuylkill County, Pennsylvania, bounded and described as follows, to wit:

BEGINNING at an iron pin at the intersection of the property lines at the southeast corner of two public streets known as Second and Walnut Streets; thence along said Second Street north seventy seven degrees thirty minutes ($77^{\circ} 30'$) east fifty ($50'$) feet to an iron pin; thence along other lot of Quakake Volunteer Fire Company south eleven (11°) degrees fifty five (55) minutes East one hundred fifty ($150'$) feet to an iron pin on the north side of a private alley; thence along said alley south seventy seven (77°) degrees thirty (30) minutes west fifty ($50'$) feet to an iron pin on the east side of said Walnut Street, thence along said Walnut Street north eleven (11°) degrees fifty five (55) minutes west one hundred fifty ($150'$) feet to the place of beginning.

TOGETHER with the improvements thereon erected consisting of a two story building used as a fire house.

BEING the same premises which Quakake Volunteer Fire Company, by its deed dated February 19, 1945, and recorded on July 5, 1945, in the Office of the Recorder of Deeds, in and for Schuylkill County; in Deed Book No. 662 at Page No. 232 &c., did, for the consideration therein mentioned, grant, convey and confirm unto the Township of Rush.

2. This Ordinance is enacted in accordance with the Order of Court of the Court of Quarter Sessions of Schuykill County, entered to No. 3 Miscellaneous March Sessions, 1968.

3. All ordinances or part of ordinances inconsistent herewith are hereby repealed.

ENACTED AND ORDAINED this THIRD day of MAY, A. D. ONE THOUSAND NINE HUNDRED SIXTY EIGHT (1968).

RUSH TOWNSHIP BOARD OF SUPERVISORS

By: Samuel C. Kellet

Clarence Hartranft

Henry T. Blackwell

ATTEST:

Homer E. Neifert
Secretary

IN THE COURT OF QUARTER SESSIONS OF SCHUYLKILL COUNTY, PENNA.

IN RE: Petition of RUSH TOWNSHIP :
BOARD OF SUPERVISORS for : NO. 3 March
Approval to Reconvey Real :
Estate. : SESSIONS 1968

To The Honorable The Judges of Said Court:

The Petition of the Board of Supervisors of Rush Township,
Schuylkill County, Pennsylvania, respectfully represents:

1. That the QUAKAKE VOLUNTEER FIRE COMPANY by its deed dated
February 19, 1945, and recorded on July 5, 1945, in the Office of the
Recorder of Deeds in and for Schuylkill County in Deed Book No. 662 at
Page No. 232 &c., granted and conveyed the following described real es-
tate unto the TOWNSHIP OF RUSH:

ALL THAT CERTAIN LOT or piece of ground situate in the
Village of Quakake, Rush Township, Schuylkill County,
Pennsylvania, bounded and described as follows, to wit:

BEGINNING at an iron pin at the intersection of the prop-
erty lines at the southeast corner of two public streets
known as Second and Walnut Streets; thence along said
Second Street north seventy seven degrees thirty minutes
(77° 30') east fifty (50') feet to an iron pin; thence
along other lot of Quakake Volunteer Fire Company south
eleven (11°) degrees fifty five (55) minutes east one
hundred fifty (150') feet to an iron pin on the north
side of a private alley; thence along said alley south
seventy seven degrees (77°) thirty (30) minutes west
fifty (50') feet to an iron pin on the east side of said
Walnut Street, thence along said Walnut Street north
eleven (11°) degrees fifty five (55) minutes west one
hundred fifty (150') feet to the place of beginning.

TOGETHER with the improvements thereon erected consisting
of a two story building used as a fire house.

2. That the aforesaid deed contains the following restriction:

The Quakake Volunteer Fire Company reserves unto itself only, the right to use the buildings and premises as heretofore, for housing its fire-fighting engine and equipment, for holding its meetings and for social purposes; such use, however, shall not interfere with or exclude the grantees use of the building as heretofore for storage of its grader and tools and equipment; nor with the grantee's use of the social rooms for its road-board meetings.

3. That the Township Supervisors have determined that it is no longer desireable for the best interest of the Township to use and maintain the building and real estate for Township purposes.

4. That the provisions of The Second Class Township Code; Article VII, Section 701, as Amended, provides that the Township Supervisors with the prior approval of the Court of Quarter Sessions, may reconvey real estate to the original owners, by ordinance, free and clear of any public right.

WHEREFORE your Petitioners hereby request your Honorable Court for an order authorizing and empowering the Board of Supervisors of Rush Township to reconvey the premises above described, by ordinance, to the Quakake Volunteer Fire Company free and clear of any public right.

RUSH TOWNSHIP BOARD OF SUPERVISORS

Samuel C. Kellet Chairman

Clarence Hartranft Vice-Chairman

Henry T. Blackwell Supervisor

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF SCHUYLKILL : SS:

SAMUEL C. KELLET, being duly sworn according to law deposes and says that he is the Chairman of the Board of Supervisors of Rush Township and that the facts set forth in the foregoing Petition are true and correct.

Samuel C. Kellet
SAMUEL C. KELLET

Sworn to and subscribed
before me this 29th
day of FEBRUARY, 1968.

Mrs. Jean Taylor Derr
Notary Public
My Commission Expires: 7/5/70

ORDER OF COURT

AND NOW, , 1968, upon presentation of the foregoing Petition, and upon motion of SPARKA A. REESE, Esquire, Counsel for the Petitioners it is hereby ordered, adjudged and decreed that the Rush Township Board of Supervisors if hereby authorized to reconvey, by Ordinance.

ALL THAT CERTAIN lot or piece of ground situate in the Village of Quakake, Rush Township, Schuylkill County, Pennsylvania, bounded and described as follows, to wit:

BEGINNING at an iron pin at the intersection of the property lines at the southeast corner of two public streets known as Second and Walnut Streets; thence along said Second Street north seventy seven degrees thirty minutes (77° 30') east fifty (50') feet to an iron pin; thence along other lot of Quakake Volunteer Fire Company south eleven (11°) degrees fifty five (55) minutes east one hundred fifty (150) feet to an iron pin on the north side of a private alley; thence along said alley south seventy seven degrees (77°) thirty (30) minutes west fifty (50') feet to an iron pin on the east side of said Walnut Street, thence along said Walnut Street north eleven (11°) degrees fifty five (55) minutes west one hundred fifty (150') feet to the place of beginning.

TOGETHER with the improvements thereon erected consisting of a two story building used as a fire house.

BEING the same premises which Quakake Volunteer Fire Company, by its deed dated February 19, 1945, and recorded on July 5, 1945, in the Office of the Recorder of Deeds, in and for Schuylkill County, in Deed Book No. 662 at Page No. 232 &c., did, for the consideration therein mentioned, grant, convey and confirm unto the Township of Rush.

unto the Quakake Volunteer Fire Company, free and clear of any public right.

Heffner J.

J.