

RESOLUTION NO. 41-2004

**DAUPHIN COUNTY BOARD OF COMMISSIONERS RESOLUTION
AUTHORIZING FILING OF DECLARATION OF TAKING**

WHEREAS, the County of Dauphin, pursuant to its duty to operate a district justice office as part of the judiciary and more specifically in order to own, possess, construct and maintain a district justice office and all related facilities in District 12-2-05 wishes to acquire appropriate land; and

WHEREAS, the County of Dauphin has determined that the best location for the said District Justice office is on land known and numbered as 1300 Rolleston Street, City of Harrisburg, Dauphin County, Pennsylvania, more specifically described in Exhibit "A", attached hereto and made a part hereof (Rolleston Property); and

WHEREAS, the County of Dauphin is unable to agree with the owner or owners of the Rolleston Property as to the acquisition of the same; and

WHEREAS, the County of Dauphin is authorized to acquire title to the property for the stated public purpose by Eminent Domain proceedings;

NOW, THEREFORE, BE IT RESOLVED, that the County of Dauphin shall proceed with, elects and appropriates with purposes of owning land on which it will, construct and maintain a district justice office and related facilities as part of the judiciary on the Rolleston Property in the City of Harrisburg, Dauphin County, Pennsylvania.

RESOLVED, that all title and private rights or easements of whatever nature or property owners located within the area described are selected and appropriated, in accordance with the law.

RESOLVED, that the title to be acquired shall be absolute fee simple title, including all easements, rights-of-way and real property interests of whatever nature.

RESOLVED, that the proper officers of the County of Dauphin, are hereby authorized to file a Declaration of Taking and such other proceedings, including the entry of such Bond as may be necessary or desirable, for the purposes of this resolution.

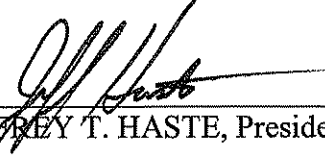
RESOLVED, that the institution of such proceedings and any damages which may be agreed upon or awarded to any party in interest, including the owner or owners of said Rolleston Property, shall be paid out of the funds of the County of Dauphin.

ENACTED this 15th day of December, 2004.

Attested:

Dauphin County Board of Commissioners


CHAD SAYLOR, Chief Clerk


JEFFREY T. HASTE, President


DOMINICK DIFRANCESCO


GEORGE P. HARTWICK, III