

**BOROUGH OF INDIAN LAKE
SOMERSET COUNTY, PENNSYLVANIA**

ORDINANCE NO. 106

**AN ORDINANCE OF THE BOROUGH OF INDIAN LAKE, SOMERSET
COUNTY, PENNSYLVANIA, AUTHORIZING THE BOROUGH TO
ACQUIRE AN EXISTING SEWAGE DISPOSAL SYSTEM AND
PROVIDING THE MEANS OF PAYMENT THEREFOR.**

WHEREAS, the Pennsylvania Public Utility Commission has ordered the Borough of Indian Lake, Somerset County, Pennsylvania, to purchase the existing sewage disposal system now owned by Unger & Iseman, Inc., a business corporation, which serves a portion of the Borough of Indian Lake; and,

WHEREAS, the Borough Council of the Borough of Indian Lake has agreed with Unger & Iseman, Inc., to purchase said sewage disposal system for the sum of Thirty-Five Thousand Dollars (\$35,000.00), which the Borough Council finds to be a fair and reasonable price;

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Borough Council of the Borough of Indian Lake, Somerset County, Pennsylvania, AND IT IS HEREBY ENACTED AND ORDAINED by the authority of the same as follows:

1. Pursuant to the authority granted by the Borough Code of the Commonwealth of Pennsylvania, the Act of February 1, 1966,

P.L. (1965), No. 581, § 2041; 53 Purdons Pennsylvania Statutes Annotated, § 47041, the Borough Council of the Borough of Indian Lake, Somerset County, Pennsylvania, and its officers are hereby authorized and empowered to acquire, in the name of the Borough of Indian Lake, the ownership of the existing sewage disposal system now owned by Unger & Iseman, Inc., a Pennsylvania corporation, which presently serves a portion of the Borough of Indian Lake, pursuant to the terms of a certain Agreement of Sale dated March 6, 1998, for the sum of Thirty-Five Thousand Dollars (\$35,000.00), according to the terms and conditions set forth therein.

2. The sewage disposal system to be purchased pursuant to this Ordinance is more fully described as follows:

ALL THAT CERTAIN lot or piece of ground located in the Borough of Indian Lake, Somerset County, Pennsylvania, as more fully described in the Deed from the National Bank of Western Pennsylvania to Unger & Iseman, Inc., dated December 26, 1990, and recorded at Record Book Volume 1113, page 386; TOGETHER WITH the sewage treatment facility and improvements situate thereon; TOGETHER WITH all rights-of-way and easements as set forth in the above-referenced Deed; AND TOGETHER WITH all improvements, fixtures, equipment and other items of personal property connected to or pertaining to the sewage treatment plant contained on the above-mentioned property.

3. The Borough Council is further authorized and empowered to pay the aforesaid purchase price of Thirty-Five Thousand Dollars (\$35,000.00) to Unger & Iseman, Inc., for said sewage disposal system, in sixty (60) consecutive monthly payments of


Seven Hundred Nine And 67/100 Dollars (\$709.67) each, including interest at the rate of eight percent (8%) per annum, such payments to be made on the 15th day of each month beginning on May 15, 1998, with the final payment due and payable on April 15, 2003. Payment of said purchase money and interest shall be secured by a Purchase Money Mortgage and Mortgage Note from the Borough of Indian Lake to Unger & Iseman, Inc., incorporating the payment terms set forth above, and the appropriate officers of the Borough and Borough Council are hereby authorized to execute such a Purchase Money Mortgage and Mortgage Note, as well as all other necessary documents and papers in connection with the transaction.

4. The purchase provided for herein shall be subject to compliance by the parties with the Pennsylvania Local Government Unit Debt Act, and all applicable statutes, regulations and ordinances.

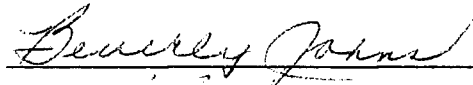
5. This Ordinance shall take effect immediately upon enactment by the Borough Council of the Borough of Indian Lake and approval by the Mayor of the Borough.

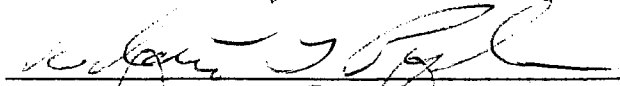
ENACTED AND ORDAINED this 28th day of April,
1998.

BOROUGH COUNCIL OF THE BOROUGH
OF INDIAN LAKE, SOMERSET COUNTY,
PENNSYLVANIA



President

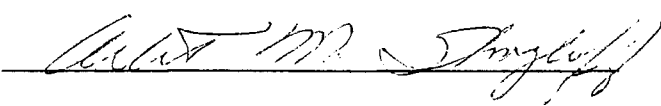




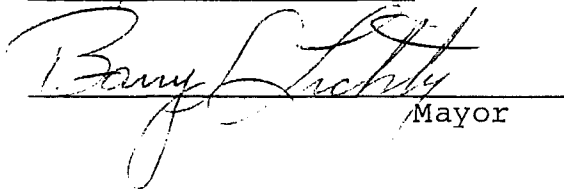








APPROVED this 28th day of
April, 1998:



Mayor