

IN THE COURT OF SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA.

IN RE: ROAD IN CAMBRIA TOWNSHIP, CAMBRIA COUNTY,
PENNSYLVANIA.

To *State Highway Department:*

~~Supervisors of Cambria Township, Cambria County:~~ You will please take notice that an application will be made to the Court of Sessions of Cambria County, Pennsylvania, on Tuesday, April 6th, 1920, at 2 P. M., for the appointment of Viewers to vacate and supply a road in Cambria Township, Cambria County, viz: Beginning at the point of the intersection of the Ebensburg and Nicktown Road by road leading to Colver, and from said intersection North 4 degrees and 25 minutes West 350 feet to the point of beginning of the road proposed to be vacated and supplied; and ending in the Ebensburg and Carrolltown Road at the point of intersection where the Bash Road connects with the Ebensburg and Carrolltown Road near the half-way schoolhouse.

And the road to be supplied to take the place of the road so vacated to begin at the point of intersection of the Colver Road with the Ebensburg and Nicktown Road, and to end in the Ebensburg and Carrolltown Road at a point South 16 degrees and 50 minutes East 2833 feet from the point of intersection of the road proposed to be vacated with Ebensburg and Carrolltown Road.

J. Little
Atty

*Copy left with State Highway Department
Apr. 6" 1920*

J. Little

Cost of View.

A. M. Shoemaker

Lifting Order	# 90
5 Days	# 37.50
Livery Hire (3 trips)	6.00
Engineering Work	<u>40.00</u>
	84.40

J. D. Ritter

2 1/2 Days	# 18.75
90 mi (2 trips to Ebq)	4.50
Livery (2 trips Ebq. to place of view)	<u>4.00</u>
	27.25

Adam Shuman

2 Days	# 15.00
Livery (2 trips)	<u>8.00</u>
	23.00

IN THE COURT OF SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA.

IN RE: ROAD IN CAMBRIA TOWNSHIP, CAMBRIA COUNTY,
PENNSYLVANIA.

To

J. Stanton Davis
E. W. Baumgardner
H. B. Heffley.

You will please take notice that an application will be made to the Court of Sessions of Cambria County, Pennsylvania, on Tuesday, April 6th, 1920, at 2 P. M., for the appointment of Viewers to vacate and supply a road in Cambria Township, Cambria County, viz: Beginning at the point of the intersection of the Ebensburg and Nicktown Road by road leading to Colver, and from said intersection North 4 degrees and 25 minutes West 350 feet to the point of beginning of the road proposed to be vacated and supplied; and ending in the Ebensburg and Carrolltown Road at the point of intersection where the Bash Road connects with the Ebensburg and Carrolltown Road near the half-way schoolhouse.

And the road to be supplied to take the place of the road so vacated to begin at the point of intersection of the Colver Road with the Ebensburg and Nicktown Road, and to end in the Ebensburg and Carrolltown Road at a point South 16 degrees and 50 minutes East 2833 feet from the point of intersection of the road proposed to be vacated with Ebensburg and Carrolltown Road.

P. J. Little
Atty.

Copy left with County Commissioners
Apr. 6th 1920

P. J. Little

IN THE COURT OF SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA.

IN RE: ROAD IN CAMBRIA TOWNSHIP, CAMBRIA COUNTY,
PENNSYLVANIA.

To *D. W. Jones, R. S. Roberts, L. F. Crouse,*
Supervisors, of Cambria Twp.

You will please take notice that an application will be made to the Court of Sessions of Cambria County, Pennsylvania, on Tuesday, April 6th, 1920, at 2 P. M., for the appointment of Viewers to vacate and supply a road in Cambria Township, Cambria County, viz: Beginning at the point of the intersection of the Ebensburg and Nicktown Road by road leading to Colver, and from said intersection North 4 degrees and 25 minutes West 350 feet to the point of beginning of the road proposed to be vacated and supplied; and ending in the Ebensburg and Carrolltown Road at the point of intersection where the Bash Road connects with the Ebensburg and Carrolltown Road near the half-way schoolhouse.

And the road to be supplied to take the place of the road so vacated to begin at the point of intersection of the Colver Road with the Ebensburg and Nicktown Road, and to end in the Ebensburg and Carrolltown Road at a point South 16 degrees and 50 minutes East 2833 feet from the point of intersection of the road proposed to be vacated with Ebensburg and Carrolltown Road.

R. H. Little
Atty.

*Served on Supervisors of Cambria
Township Cass. Co. Pa. Apr. 3rd 1920*

R. H. Little

R E P O R T O F V I E W E R S .

To the Honorable, the Judges of the Court of Quarter Sessions of
Cambria County, Pennsylvania.

We, the undersigned members of the board of viewers of Cambria Co, Pa., appointed by your honorable Court, upon the attached order, respectfully report:-

That having given due notice of the view and of the time and place of meeting of the viewers to the Commissioners of Cambria County and the Supervisors of Cambria Township, and having them accept service of notices hereto attached, and to the traveling public by printed hand bills posted in public and conspicuous places at and near the terminal points of the roads to be viewed: All of us met at the time and place specified in the notices so given, and having been first duly qualified according to law to perform the duties of our appointment faithfully, impartially and to the best of our judgment and ability; after carefully viewing the premises, observing the pieces of public road proposed to be vacated and the piece of road proposed to be supplied, we are of the opinion that the prayer of the petitioners should be granted and the piece of road beginning at a point on the Ebensburg and Nicktown road about four hundred feet Northward from where the road from Colver adjoins said Ebensburg-Nicktown road and running thence South $64^{\circ}30'$ East 588 feet, South $87^{\circ}45'$ East 250 feet, South 64° East 349 feet, South 48° East 424 feet, South $51^{\circ}10'$ East 448 feet and South 68° East 370 feet; lying between points marked "A" and "B" , on the plot or draft hereto attached and made a part of this report, and also that lying in the direction of North 29° East 762 feet, North $26^{\circ}20'$ East 310.6 feet, North $38^{\circ}32'$ East 400 feet and North $27^{\circ}10'$ East 450.5 feet, between points marked "C" "D" & "E" on the attached draft should be vacated; and a piece of road beginning at the juncture of the road leading from Colver with the Ebensburg-Nicktown road and taking the following courses and distances, viz: South $70^{\circ}48'$ East 654 feet, South $60^{\circ}02'$ East 1220.5 feet and North 71° East 1658 feet, to a point on the Ebensburg and Carrolltown Plank Road 1314 feet South of the juncture of the road leading past the Wm. Rowland farm to the

Herman or half way School House with said Ebensburg-Carrolltown road; indicated between points marked "F" "G" "H" on attached draft; thence Southward along said Ebensburg-Carrolltown road to the point of ending designated on attached order, should be supplied.

Having failed to obtain releases of damages from Evan Griffith and A. W. Bash we have estimated they will suffer damages as follows, Evan Griffith \$40.00., A. W. Bash \$1200.00.

Witness our hands this fifth day of June, A. D., 1920.

Adam Shuman

J. D. Ritter

A. M. Shoemaker

Viewers.

ROAD NOTICE

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions of Cambria County, Pa., to view and determine as to the propriety of vacating and supplying portions of a public road in Cambria Twp., Cambria Co., Pa. That proposed to be vacated to begin at a point 350 ft., Northward, along the Ebensburg-Nicktown road from the juncture of the Colver road, at John Griffith's farm, and to end at the juncture of the Wm. Roland & A.W. Bash road with the Ebensburg-Carrolltown Plank road at the (Herman) half way School House: and to supply a road from the juncture of the Colver road with the Ebensburg-Nicktown road at said Griffith farm to a point South 16° 50' East 2833 ft. from the juncture of the piece of road proposed to be vacated with the Ebensburg-Carrolltown Plank road, at said School House:

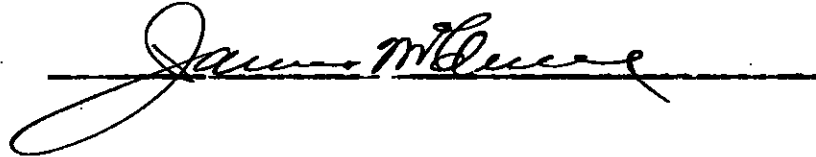
.....
.....
will meet at the Hermann or half way School House, in the
..... Township of Cambria aforesaid,
on the 23th day of May 1920, at 9:30 o'clock A. M.,
for the purpose of performing the duties of their appointment.

..... A. M. Shoemaker,
..... J. D. Ritter and
..... Adam Shuman,

Ebensburg, Pa. May 18th 1920.

Viewers.

Now, May 15 1920, service of the within notice is hereby accepted for the Commissioners of Cambria County, Pa.

A handwritten signature in cursive script, appearing to read "James McCreary", is written over a solid horizontal line. The signature is fluid and extends slightly above and below the line.

ROAD NOTICE

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions of Cambria County, Pa., to view and determine as to the propriety of vacating and supplying portions of a public road in Cambria Twp., Cambria Co., Pa. That proposed to be vacated to begin at a point 350 ft. Northward, along the Ebensburg-Nicktown road from the juncture therewith of the Colver road at John Griffiths farm, and to end at the juncture of the Wm. Roland & A.W. Bash road with the Ebensburg and Carrolltown Plank road at the (Herman) half way School House; and to supply from the juncture of the Colver road, above mentioned, with the Ebensburg-Nicktown road to a point South 16°50' East 2833 ft. from the juncture of the piece of road proposed to be vacated with the Ebensburg-Carrolltown Plank Road, at said School House;

.....
.....
.....
will meet at the Herman or half way School House, in the Township of Cambria aforesaid, on the 28th day of May 1920, at 9:30 o'clock a.m., for the purpose of performing the duties of their appointment.

..... A. M. Shoemaker,
..... J. D. Ritter and
..... Adam Shuman,

Viewers.

Ebensburg, Pa. May 18th 1920.

Now, May 1920, Service of within
notice is hereby accepted by the under-
signed Supervisors of Cambria Twp.,
Cambria Co., Pa. _____

Daniel W. Jones

L. F. Lousise

Viewers.

NO. 2, March SESSION, 19120

Order to view to vacate and supply
road in Cambria Township beginn
ing at the point of intersection
the Ebensburg and Nicktown Road
by road leading to Colver
etc.,

Filed 9 June 1920

A. M. Shoemaker,

J. D. Ritter,

Adam Shuman

Viewers.

Clerk Robb. 90 cts.

Shoemaker
26.13 7/6/20

Commonwealth of Pennsylvania, }
County of Cambria. } SS.

At a Court of Quarter Sessions of the Peace of the County of Cambria held at Ebensburg, in the said County, on the 6th day of April A. D. 1920, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Cambria, in the said County, setting forth that they labor under inconvenience for want of a Public road or highway, to lead from ^{to be vacated and supplied.}

Beginning at a point of the intersection of the Ebensburg and Nicktown Road by road leading to Colver, and from said intersection North 4 degrees and 25 minutes West 350 feet to the point of beginning of the road proposed to be vacated and supplied; and ending in the Ebensburg and Carrolltown road at the point of intersection where the Bash Road connects with the Ebensburg and Carrolltown Road near the half-way schoolhouse.

And an improved road to be supplied to take the place of the road so vacated to begin at the point of intersection of the Colver Road with the Ebensburg and Nicktown Road, and to end in the Ebensburg and Carrolltown Road at a point South 16 degrees and 50 minutes East 2833 feet from the point of intersection of the road proposed to be vacated with Ebensburg and Carrolltown Road.

and therefore praying the Court to appoint proper persons to view and lay out the same according to law. The Court, upon due consideration had of the premises, do order and appoint

A. M. Shoemaker surveyor, and

J. D. Ritter and Adam Shuman

viewers, to view the ground proposed for said road, and if they view the same, and shall agree that there is occasion for such road, they shall proceed to lay out the same, having respect to the shortest distance and the best ground for a road, and in such manner as shall do the least injury to private property, and also be as far as practicable, agreeable to the desires of the petitioners, and that they make a report of their proceedings to the next Court of Quarter Sessions to be held for said County, stating particularly whether they judge the same necessary for a public or private road, together with a plot or draft thereof, and the courses and distances, and references to the improvements through which it may pass.

By the Court.

Attest:

Frank L. Roth, Clerk.

9 June 1920 Approved and breadth fixed at forty feet.

10 September 1920 Confirmed.

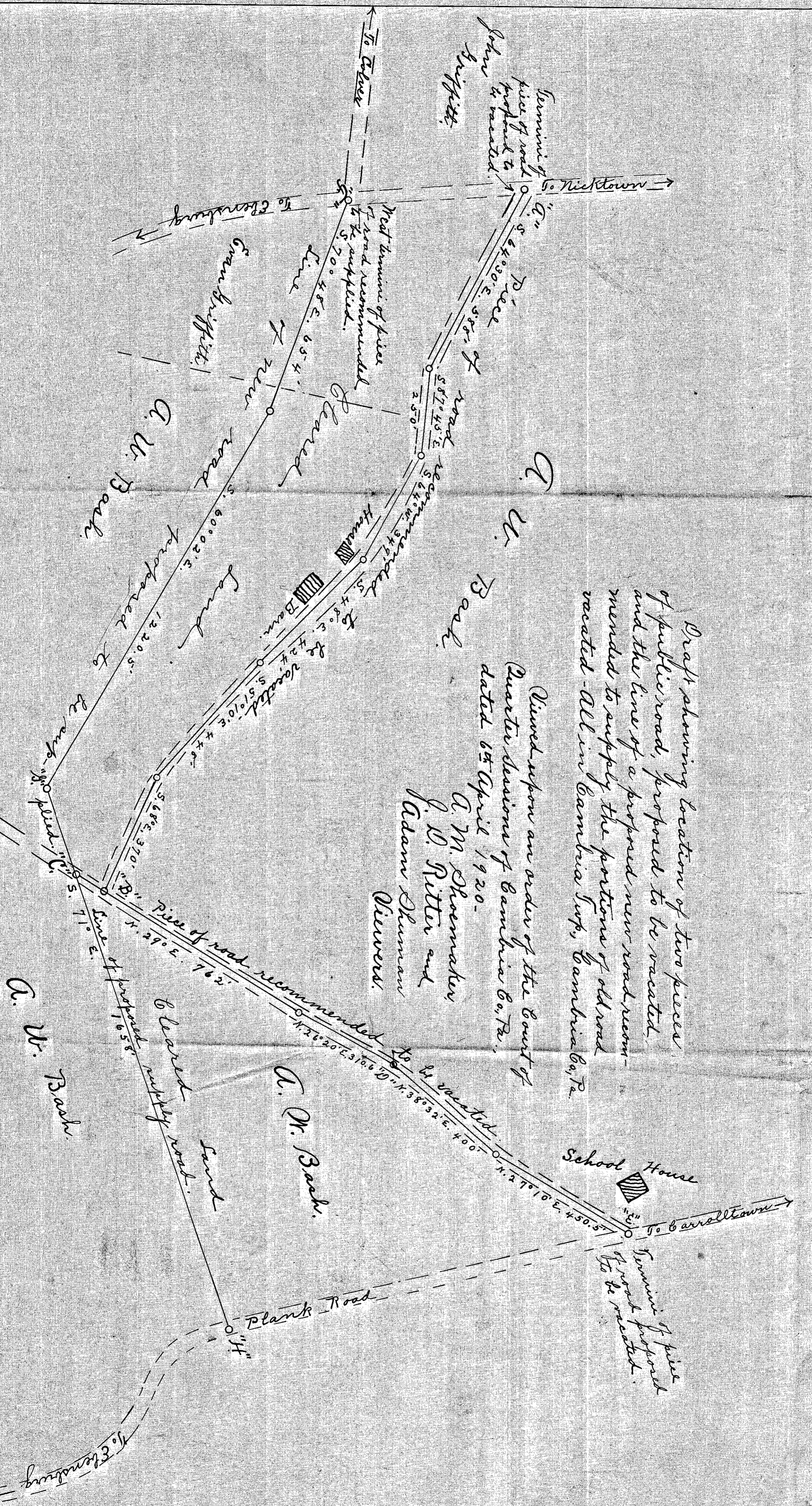
By the Court

Frank C. Robb, Clerk

NOTE. "It shall be the duty of all persons appointed in the several counties of this Commonwealth to view and review any public or private road or bridge, if they shall decide in favor of locating said road or bridge, to endeavor to procure from the person or persons over whose land such location may be made releases from all claims for damages that might arise from the opening of such road or the building of such bridge; and in every case where said viewers shall fail to procure such releases, and it shall appear to them that any damages will be sustained, it shall be their duty to assess the damages and make report thereof signed by a majority of their number, and return the same, together with all releases obtained, to the Court of Quarter Sessions, and the damages so assessed shall be conclusive, or may be subject to appeal, review or modification, as may be provided by existing laws in the different counties of this Commonwealth."

"The persons appointed as aforesaid shall view such ground, and if they shall agree that there is occasion for a road, they shall proceed to lay out the same, having respect to the shortest distance, and the best ground for a road, and in such manner as shall do the least injury to private property, and also be, as far as practicable, agreeable to the desire of the petitioners."

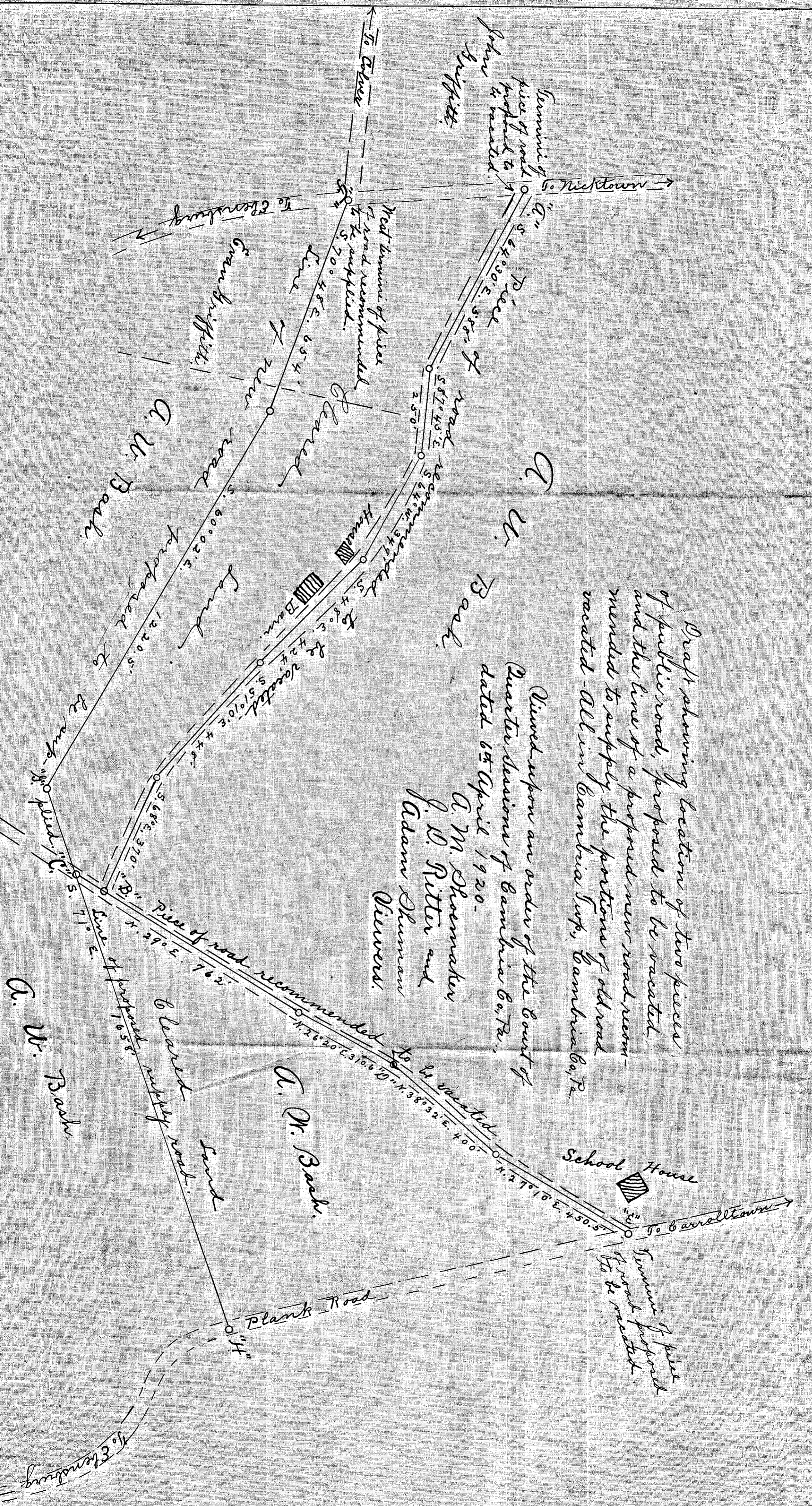
"The viewers, as aforesaid, shall make report at the next term of said Court, and in the said report shall state particularly: First, who of them were present at the view, second, whether they were severally sworn or affirmed; third, whether the road desired, be necessary for a public or private road; they shall also annex and return to the Court a plot or draft thereof, stating the courses and distances, and noting briefly the improvements through which it may pass; and, whenever practicable, the viewers shall lay out the said roads at an elevation not exceeding five degrees (except at the crossing of ravines and streams), where, by moderate filling and bridging, the declination of the road may be preserved within that limit."



Draft showing location of two pieces of public road, proposed to be vacated, and the line of a proposed new road, recommended to supply the portions of old road vacated - All in Cambria Twp, Cambria Co, Pa.

Witnessed upon an order of the Court of Quarter Sessions of Cambria Co, Pa. dated 15th April 1920.

A. M. Pharesmaker
J. D. Ritter and
Adam Shuman
Deivers.



No 2 March 1920.

In re Petition to vacate and
supply road beginning at a
point on the intersection of
Ebensburg & Nicktown Road
leading to Colver in Cambria
Township.

Filed 12 April 1920.

P. J. LITTLE
ATTORNEY AT LAW
EBENSBURG, PA.

TO THE HONORABLE JUDGES OF THE COURT OF SESSIONS OF CAMBRIA COUNTY, PA.

The Petition of the undersigned inhabitants of Cambria Township, Cambria County, Pennsylvania, respectfully represents,

That your petitioners pray the Court to appoint Viewers to vacate and supply a public road situate in Cambria Township, Cambria County, described as follows: Beginning at the point of the intersection of the Ebensburg and Nicktown Road by road leading to Colver, and from said intersection North 4 degrees and 25 minutes West 350 feet to the point of beginning of the road proposed to be vacated and supplied; and ending in the Ebensburg and Carrolltown Road at the point of intersection where the Bash Road connects with the Ebensburg and Carrolltown Road near the half-way schoolhouse.

And ^{an improved} road to be supplied to take the place of the road so vacated to begin at the point of intersection of the Colver Road with the Ebensburg and Nicktown Road, and to end in the Ebensburg and Carrolltown Road at a point South 16 degrees and 50 minutes East 2833 feet from the point of intersection of the road proposed to be vacated with Ebensburg and Carrolltown Road.

Your petitioners, therefore, pray the Court to appoint Viewers as aforesaid, for the purpose of vacating and laying out the road aforesaid.

And they will ever pray.

Richard S. Jones

S. T. Oldham	W. H. Trofoll	<i>[Signature]</i>
J. W. Richards	Austin Moore	John N. Siler
R. D. Clark	Andrew Heatruck	William W. Childs
John Michalif	William Scherer	William L. Brown
V. J. Zipse	Albert McBoy	Clement Perine
Chas. Doer	Leroy J. Lieb	J. J. Zipse
Chas. C. Wilson	T. H. Menners	Edward Bowers
W. Council	E. J. Stepler	R. D. Jones
B. G. Lyger	John P. Farrell	
Robt. Gittings	A. J. Thome	

Leonard Thomas

Evon Griffith

John G. Griffith

G. Clarence Griffith

Irwin Griffith

CAMBRIA COUNTY, SS.

A. W. Beatty M.D. and W. G. Thomas.

being duly sworn according to

law, depose and say, that the facts set forth in the foregoing petition are correct and true to the best of their knowledge and belief.

Sworn and subscribed this

5 day of April, A. D. 1920.

X *A. W. Beatty M.D.*
X *W. G. Thomas Eng.*

Samuel H. Jack
Justice of the Peace

DECREE.

And now, to-wit, April 6th, 1920, the within petition read and considered, and the Court do hereby appoint

A. M. Shoemaker J. H. Rutter & Adam Shuman

Viewers to view the premises and if in their opinion necessity exists to vacate and supply the road in the within petition mentioned and described and make report to this Court on or before the first Monday of June, 1920.

By the Court.