

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 County, appointed by your honorable Court; upon the attached order; and therein directed to determine as to the necessity for a public road in Susquehanna township, between the points of beginning and ending specified in said 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 Susquehanna Township by 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 proposed new road; 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: All of us met at the time and place appointed, in accordance with the notices so given and having carefully viewed the premises and of the opinion that there is an occasion and necessity for a public road between the terminal points specified in the attached order and accordingly we proceeded to lay out as shown on the plot or draft hereto attached and made a part of this report.

The road as laid out takes the following courses and distances, beginning at the intersection of ^{the Easterly line of} Crosby Avenue, in the borough of Barnesboro, with the line dividing said borough of Barnesborough from Susquehanna township on line of lot of Michael & Mary Popaolik thence thru said lot South 76°30' East 70 ft., thence thru lot of J. A. Lantzy South 3° 30' West 90 ft., thence over dedicated streets (never improved) South 82° 30' East 154 ft. and South 8° 15' West 198 ft., thence thru and over a portion of a lot of Santo Bongiovanni South 49° 25' West 82 ft., to the termini on the public road leading from Byrnesville to

Spangler borough; as specified in the attached order of the court.

Having been unable to obtain releases of damages, we have assessed the following damages, - to Michael and Mary Popalick Eighty five --- dollars; to J. A. Lantzy Fifty dollars and to Santo Bongiovanni Twenty dollars.


Witness our hands this first day of September, A.D., 1917.

A. Myshorenko

Adam Sturman

J. D. Ritter

Viewers.

 Cost of View

No. 2 June 1917.

A. M. Shoemaker

Sifting Order	\$	<u>90</u>	
6 1/2 Days —	32	<u>50</u>	
Hire (3 trips)	8	<u>00</u>	
Prints	1	<u>60</u>	\$43.00

Adam Shuman

2 Days	10	<u>00</u>	
40 mi - Eb & return home (two trips) —	2	<u>00</u>	
Hire (2 trips)	6	<u>00</u>	\$18.00

J. D. Bitter

2 Days	10	<u>00</u>	
Milage (two trips)	2	<u>00</u>	\$12.00

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 necessity for a public road, in Susquehanna twp. said county; Beginning on the public road leading from Spangler to Byrnesville, at a point 980 ft. Eastward from the intersection of Susquehanna street North 15th. street, in the borough of Spangler, and ending at the Barnesboro borough line; dividing said borough from Susquehanna twp.; where said line intersects Crosby Ave.

will meet at the place of ending, above noted, in the Borough of Barnesboro of Barnesboro aforesaid, on the 27th. day of August 1917, at 9:00 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, 8/ 16/1917.

Viewers.

Now, Aug., '17, 1917. service of the within notice is hereby accepted for the Commissioners of Cambria County, Pa.

Jas M. Blum
ass Clerk.

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A. M. Shoemaker,

J. D. Ritter and

Adam Shuman,

Viewers.

Ebg. Pa. 8 / 16 / 1917

Nov, Aug. 1917, service of the within notice is hereby accepted
by the undersigned Supervisor of Susquehanna township.

E. J. Ross

Supervisor.

D



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for the purpose of performing the duties of their appointment.

A. M. Shoemaker,

J. D. Ritter and

Adam Shuman,

Viewers.

Ebg., Pa. 8 / 16 / 1917/

Now, Aug. 1917, service of the within notice is hereby accepted
by the undersigned Supervisor of Susquehanna township.

Clark Crank

E. Keith

Supervisors.

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 Seventh day of August A. D. 1917, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Susquehanna, in the said County, setting forth that they labor under inconvenience for want of a Public road or highway, to lead from a point on the Northerly line of the public road leading from Byrnesville to Spangler Borough, in said Township of Susquehanna a distance of nine hundred and eighty feet eastwardly from the easterly line of Susquehanna Street at the intersection with North Fifteenth Street in the Borough of Spangler, said County and on the line separating said Township and said Borough of Spangler and ending at a point in said Township at the intersection of Crosby Avenue in the Borough of Barnesboro, said County, with said Township line on the line separating said Borough of Barnesboro and said Township and eight hundred and forty-six feet eastwardly from the easterly line of Mathilda street extended, as known in Barnesboro Borough and Susquehanna Avenue, as known in Spangler Borough.

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, C.E. surveyor, and

Adam Shuman and J. D. Ritter

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 B. 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."

NO. 2, June SESSION, 1917

Order to view and lay out a

Public road in Susquehanna

Township

Filed 5 September 1917

SEP 15 1917. CERTIFIED

Viewers.

A. M. Shoemaker C. E.

Adam Shuman

J. D. Ritter

Clerk Robb 90 cts.

6 September 1917 Approved and breadth fixed at forty feet
By the Court
 7 December 1917 Confirmed
 Frank C. Robb Clerk

In re Petition of

Peter Mikita

In the Court of Quarter Sessions of Cambria
County, Pennsylvania,

To Correct the Records in Road Proceeding, Ent-
ered to No. _____ of _____ Term, 1918.

TO THE HONORABLE THE JUDGES OF THE SAID COURT:

The petition of Peter Mikita of the Township of Susquehanna, County of Cambria, aforesaid, respectfully represents:

That your petitioner on the 6th day of October, 1910, purchased a certain message situate in the Township of Susquehanna, County, aforesaid, from Michael Popalik and Mary Popalik, his wife, and received a deed therefor which was duly recorded in the office for the recording of deeds in and for the County of Cambria, aforesaid, in Deed Book, Vol. 230 at page 189.

That your petitioner is still the owner thereof and has not disposed of the said message.

That certain inhabitants of the said Township of Susquehanna petitioned your Honorable Court to lay-out a road in the said Township, which said proceedings entered to No. _____ of _____ Term, 1918, were confirmed absolutely and a road was laid out, across said land of your petitioner,

That the said road was opened for public use and is now being used by the public as a road or highway.

That the sum of Eighty-five Dollars was awarded by the viewers in said proceedings as damages for laying out the said road over the land of your petitioner but instead of the award being made in the name of your petitioner, the owner of the said premises, the award was made to the former owners Michael Popalik through an error and the award has not as yet been paid.

Your petitioner, therefore, prays your Honorable Court to make an order directing the Clerk of your Honorable Court to correct the error and have the records of said proceedings changed so that the award read in the name of your petitioner instead of Michael Popalik et ux., as the record now appears.

And he will ever pray, etc.,

Peter Mikita

Petitioner

STATE OF PENNSYLVANIA *
* SS.
COUNTY OF CAMBERIA *

On this 30th day of November, 1918, before me, the subscriber, a Notary Public residing in the Borough of Barnesboro, County and State, aforesaid personally came Peter Mikita, the within named, who being duly sworn according to law doth depose and say that the matters and things set forth in the foregoing petitioner are true and correct.

Sworn and subscribed
to before the day and year
aforesaid as witness my hand
and official seal.

Peter Mikita

William J. Dill
Notary Public.

My Commission expires March 25th, 1921.

And now December 2, 1918, the foregoing petition having been duly presented and considered the prayer of the within named petitioner is granted, and the Clerk of this Court is directed to so change the records in the said road proceedings that the award made to Michael Popalik et ux. shall be made to Peter Mikita, the petitioner.

*This is assented to by the Vice-Sheriff, Wm. H. ...
do sign*

By the Court

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNA.
NO. 2 June TERM, 1917.

Road Docket.

The petition of Mike Mikita
to correct the records in certain road proceedings.

Filed 2 December 1918

WILLIAM F. DILL
ATTORNEY-AT-LAW
BARNESBORO, PENNA.

In re Petition
to View and Lay Out
Road, Susquehanna Township

In the Court of Quarter Sessions of
Cambria County, Pennsylvania.

Petition to View and Lay out Road.

No. _____ September Sessions, 1917.

TO THE HONORABLE THE JUDGES OF THE SAID COURT:

The petition of the undersigned, inhabitants of the Township of
Susquehanna, said County, respectfully represents:

That your petitioner labor under great inconvenience for the want
of a public road or highway beginning at a point on the Northerly line of
the public road leading from Byrnesville to Spangler Borough, in said Town-
ship of Susquehanna a distance of nine hundred and eighty feet eastwardly
from the easterly line of Susquehanna Street at the intersection with North
Fifteenth Street in the Borough of Spangler, said County, and on the line
separating said Township and said Borough of Spangler and ending at a point
in said Township at the intersection of Crosby Avenue in the Borough of
Barnesboro, said County, with said Township line on the line separating said
Borough of Barnesboro and said Township and eight hundred and forty-six
feet eastwardly from the easterly line of Matilda Street, extended, as known
in Barnesboro Borough and Susquehanna Avenue, as known in Spangler Borough.

That your petitioners therefore pray the Court to appoint persons
qualified according to law to view the ground proposed for such road, and,
if they see occasion, lay out the same, and make report of their proceeding
to the next term of this Court.

And they will ever pray, etc.

George J. Litavec

Steve Andreglio

Johan Gmitter

Adam Litavec

Yos Almazi

John Kaminick

John Kiliam

Joseph Kovac

THE DECREE.

Now August 7th, 1917, the foregoing petition been duly presented and considered, the Court grants the prayer of the petitioners and appoints

G M Shover & C B Adair Shuman

J D Steeler

, persons qualified according to law to view and lay out the proposed road according to law, if in their judgment the same is found necessary, as provided by the Act of Assembly in such cases made and provided and make their report to the next term of this Court.

By the Court

2. June Sessions 1917.

IN THE COURT OF QUARTER
SESSIONS OF CAMERIA COUNTY,

NO. _____ SEPTEMBER SESSIONS
1917.

IN RE PETITION TO VIEW
AND LAY OUT ROAD, SUSQUEHANNA
TOWNSHIP.

Filed 7 August 1917

WILLIAM F. DILL
ATTORNEY-AT-LAW
BARNESBORO, PENNA.

M. Stephenson

Property of

Michael

S. 76° 30' E. 270'

J. A. Santy

House

Property of Mary Appalich property

House

S. 3° 30' W. 90'

Luaguehanna

House

House

House

Dedicated Street unimproved

House

House

Township -

Dedicated Street unimproved

S. 8° 15' W. 198'

Camelboro Boro.

Spangler Boro.

Draft showing the location of a proposed public road in Luaguehanna Twp., Cambria Co., Pa. Rinned and laid out upon an order of the Court of Quarter Sessions of Cambria Co., Pa. dated 7th Aug. A. D. 1917.

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

Spangler Boro. → N. 15th St.

House
Sant's Bougouran's property

S. 79° 15' W. 125'

Handwritten mark