

No. 7 June Term 1938

In the Court of Quarter  
Sessions of Cambria County

In the Matter of the Accept-  
ance of certain Streets on  
Plan of Beaverdale, Summer-  
hill Township, Cambria  
County, Penna., as Public  
Highways of Summerhill  
Township.

Petition of Supervisors  
for consent of Court to  
acceptance.

Filed: Aug. 19, 1938

**MORGAN W. EVANS**  
ATTORNEY AT LAW  
EBENSBURG, PENNSYLVANIA

In the Court of Quarter Sessions of Cambria Co.

In the matter of the acceptance of certain Streets on the Plan of Beaverdale, Summerhill Township, Cambria County, Pennsylvania, recorded in the Recorder's Office of Cambria County in Plat Book, Vol. 1 at page 217, as Public Highways of Summerhill Township.

Petition of Supervisors to accept

To the Honorable, the Judges of said Court:

The petition of Roy H. Plummer, Frank Frank and Mickey Sibert, respectfully represents:

1. That your petitioners are the duly elected, qualified and acting Supervisors of Summerhill Township, a Township of the second Clas of Cambria County, Pennsylvania.
2. That on the 17<sup>th</sup> day of August, 1938, at a special meeting of the Supervisors of Summerhill Township, aforesaid, of which due and timely notice was given to each member of the Board, a resolution was adopted accepting certain streets appearing on the Plan of lots of the Village of Beaverdale in said Township as Public Highways of Summerhill Township, a copy of said Resolution being hereto attached and forming a part of this petition.
3. That Beaverdale is a built up portion of Summerhill Township, and, in the judgment of the Supervisors of the Township, your petitioners, the streets on said Plan of Beaverdale, not heretofore accepted as Public Highways, should be accepted as Public Highways of the Township.
4. That your petitioners have been advised that, before said streets can be legally accepted as Public Highways of the Township, the approval and consent of your Honorable Court must first be obtained.
5. That the Streets proposed to be accepted as Public Highways are upwards of thirty-three ( 33 ) feet in width.

Wherefore your petitioners pray that an order and decree be made approving and assenting to the acceptance of the Streets referred to in the Resolution of the Board of Supervisors of Summerhill Township, hereto attached, in accordance with the Act of May 1, 1933, P.L. 103, Art. XI section 1147, as amended by Act of July 18, 1935, P. L. 1308, Section 2.

Roy H. Plummer

Frank Frank

Mickey Sibert

Supervisors of Summerhill  
Township

State of Pennsylvania |  
County of Cambria | SS:

Roy H. Plummer, Frank Frank and Mickey Sibert,  
Supervisors of Summerhill Township, Cambria County, Pennsylvania,  
the above-named petitioners, being duly sworn according to law,  
depose and say that the matters and statement contained and set  
forth in the foregoing petition are true and correct.

Roy H. Plummer

Frank Frank

Mickey Sibert

Supervisors of Summerhill  
Township.

Sworn and subscribed before me  
this 18 day of August, 1938.

Abraham Huntley  
NOTARY PUBLIC  
MY COMMISSION EXPIRES  
FEBRUARY 23, 1941

Decree

And now, August 19<sup>th</sup>, 1938, the within Petition  
having been presented, the same is read and considered, and  
the prayer thereof is granted, the Court hereby consenting to the  
acceptance of the Streets referred to in the Resolution of the  
Board of Supervisors of Summerhill Township, Cambria County,  
Pennsylvania, attached to said Petition, as Public Highways of the  
said Township of Summerhill.

By the Court  
McKerriek

Resolution

Whereas, the Beaver Run Land Company laid out a Plan of lots on certain of its land in Summerhill Township, County of Cambria and State of Pennsylvania, on March 24, 1920, known as Plan of Lots of Beaverdale, and dedicated the Streets, lanes and alleys appearing on said Plan to public use by causing said Plan of lots to be recorded in the Recorder's Office of Cambria County, aforementioned, on March 2, 1921, in Plat Book, Vol. 1 at page 217; and

Whereas, certain of the streets appearing on said Map or Plan have been accepted by the Supervisors of Summerhill Township as public highways of the said Township with the approval of the Court of Quarter Sessions of Cambria County, aforesaid, as appears by reference to the records of said Court to No. 3, September Sessions, 1933, and to No. 2 December Sessions, 1937, respectively; and

Whereas, in the judgment of the Supervisors of Summerhill Township, the remaining Streets, not heretofore accepted as Public Highways, should be accepted as Public Highways of the Township:

Now, therefore, be it resolved by Roy H. Plummer, Frank Frank and Mickey Sibert, Supervisors of the Township of Summerhill in the County of Cambria and State of Pennsylvania, that the streets, not heretofore accepted as Public Highways, appearing on the Plan of Beaverdale, aforesaid, be accepted as Public Highways of the Township of Summerhill, such acceptance, however, being made subject to the approval of the Court of Quarter Sessions of the Peace of Cambria County, Pennsylvania.

Moved by Roy H. Plummer, seconded by Frank Frank and unanimously adopted by the Board of Supervisors of Summerhill Township, Cambria County, Pennsylvania, this the 17<sup>th</sup> day of August, 1938.

Attest:

Roper H. Barr  
Secretary

Roy H. Plummer  
Frank Frank  
Mickey Sibert  
Supervisors

Cambria County, SS:

I, Roper H. Barr, Secretary of the Board of Supervisors of Summerhill Township, Cambria County, Pennsylvania, hereby certify that the above is a true and correct copy of a Resolution of the Supervisors of said Summerhill Township, as same was passed and adopted at a Special Meeting of the Board, of which all members had notice, held on 17<sup>th</sup> of August, 1938, as same appears of record on the Minutes of the meetings of said Board.

Dated August 17<sup>th</sup>, 1938.

Roper H. Barr  
Secretary