

In re Change of Road
in Jackson Township,
Cambria County, Penna.

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

PETITION TO CHANGE ROUTE OF ROAD.

TO THE HONORABLE JUDGES OF THE ABOVE NAMED COURT:

The petition of the undersigned Supervisors of Jackson Township, Cambria County, Pennsylvania, and residents and tax payers of said Township respectfully represents:

That a public road has long since been laid out and opened in said Township of Jackson beginning at a point on the Penn Highway exactly one and one-tenth miles distant from the intersection of the said Penn Highway and Twin Rocks Road, the said Twin Rocks Road being the nearest intersecting road already opened, and extending from said point a distance of three hundred and fifty feet, said three hundred and fifty feet being a portion of what is known as the Vintondale Road, and the last mentioned terminus of said three hundred fifty foot strip being exactly five thousand nine hundred eighty-six feet from the intersection of said Vintondale Road and what is known as the Wagner Road, the said Wagner Road being the nearest intersecting road from the last mentioned terminus of the said three hundred and fifty feet. That the above mentioned three hundred and fifty feet of the said Vintondale Road has become inconvenient and burdensome, and there would be much improvement if instead of following the course as covered by said three hundred and fifty feet, the said three hundred and fifty feet should be vacated and there should be supplied instead thereof a road running from the last named terminus of said three hundred and fifty feet a distance of three hundred and twenty-six feet back to the said Penn Highway, which last named point is a distance of exactly eight thousand nine hundred and fifty feet from the intersection of said Penn Highway with the Dishong Hill

Road, and exactly fifty-eight hundred and forty-one feet distant from the
aforementioned Twin Rocks Road which said Twin Rocks Road is the nearest
intersecting road.

Your petitioners therefore pray the Court to appoint qualified
persons to view the premises and to inquire into the expediency of making
the said change and otherwise proceed as directed by the Acts of Assembly
in such case made and provided.

Jonathan Albaugh
J. G. Nealen

Supervisors of Jackson
Township, Cambria County, Penna.

J. L. Hendrick Considerable

Lewis Gillin

Wm. M. Kall

Wm. D. Dwin

James Gillin

J. D. H. Brunker

E. H. Simmons

J. E. Wakefield

B. J. Rager

D. S. Colbert

Mrs. Rebecca Colbert

George B. Dirhans

Residents and tax payers of
Jackson Township, Cambria
County, Penna.

Martin Rager

COMMONWEALTH OF PENNSYLVANIA:
: SS.
COUNTY OF CAMBRIA :

Justice of the Peace

Personally appeared before me a ~~Justice of the Peace~~ in and for said
State and County, *Jonathan Allbaugh* and *J. G. Nealen*,
and within named Supervisors, who being duly sworn
according to law depose and say that the statements contained in the foregoing
petition are true and correct.

Sworn and subscribed before
me this *31st* day of October, 1921.

Jonathan Allbaugh
J. G. Nealen

J. C. Wakefield
Justice of the Peace
My commission expires on
January 2nd 1922.

No. 3 Sept. Dec. 1921

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

In re Change of Road

In Jackson Township, Cambria
County, Penna.

PETITION TO CHANGE
ROUTE OF ROAD

NOW, November 7th 1921 the
within petition having been
read and considered *aloud*
Stephen and
John B. Watts
Malen are
appointed viewers as within
prayer for.

Edward Thomas

PRESIDENT JUDGE OF THE ORPHAN

SPECIALLY PRESIDING

Filed Nov 7, 1921

LAW OFFICES OF
FRANK P. BARNHART
JOHNSTOWN, PENNA.

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 view and determine as to the propriety of vacating and supplying a certain piece of public road in Jackson township, said county and state, between the terminal points as set forth in said 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 the township of Jackson 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 piece of road to be viewed; and having been 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 accord with the notices so given, and having carefully viewed the premises and are of the opinion that the piece of road referred to in said order should be vacated and instead thereof a new piece of road should be supplied.

The portion of road recommended to be vacated beginning on the road leading to Vintondale from the Penn Highway at a point just Southward from the Chickaree School House and more particularly designated on the attached order of the Court and also on the attached plot or draft, which is made a part of this report, takes the following courses and distances, viz; South 59° East 102.4 feet, South 69° 30' East 87 feet, South 36° East 60 feet and South 24° 30' East 154 feet to the Westerly side of the Penn Highway, and instead

thereof a piece of road, beginning at the same point on the Road leading from the Penn Highway to Vintondale and taking the two following courses and distances, should be supplied, viz; South 41° 25' East 226 feet and South 35° East 152 feet to the Westerly side of said Penn Highway.

No damages having been sustained none were assessed.

Witness our hands this third day of December, A. D., 1921.

A. M. Shoemaker.

J. D. Ritter

Maxon J. Baumgardner

Viewers.

Cost of View

A. M. Shoemaker

Lifting Order	90
2 1/2 Days @ 7.50	18.75
Livery hire	3.00
Engineering work	32.50
	<hr/>
	\$ 55.15

DEC 8 - 1921 CERTIFIED

J. D. Ritter

1 Day	7.50
Livery hire from Eb & ret. to Eb	3.00
48 Mi. from Barnesboro to Eb & ret.	2.40
	<hr/>
	\$ 12.90

DEC 8 - 1921 CERTIFIED

DEC 8 - 1921 CERTIFIED

Mahlon Baumgardner, Eq.

1 Day	7.50
Livery hire	3.50
	<hr/>
	\$ 11.00

DEC 9 - 1921 CERTIFIED

DEC 8 - 1921 CERTIFIED

APPROVED FOR PAYMENT
[Signature]
COMMISSIONERS

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 a certain piece of public road in Jackson Twp., said county and state: The piece of road proposed to be vacated to begin at a point on the Penn Highway, one and one tenth miles from the intersection of said Penn Highway with the Twin Rocks Road and to end at a point on the Vintondale road 350 ft. from the point of beginning; and to supply from the point of ending of the piece of road proposed to be vacated, on the Vintondale road, to a point on said Penn Highway 5841 ft. from said Twin Rocks Road:

..... will meet .. at the point of beginning, on the Penn Highway, in the Township of Jackson aforesaid, on the ... 3rd. ... day of ... December 19.21, at ... 9:30. o'clock .a. .m., for the purpose of performing the duties of their appointment.

.....
A. M. Shoemaker,
J. D. Ritter and
..... Mahlon Baumgardner, ...
Viewers.

Ebensburg, Pa. 11/ 19/1921.

Now, November 1921, service of the within notice is hereby accepted by the undersigned Supervisors of the Township of Jackson, Cambria County, Pennsylvania.

John Albaugh

J. G. Nealer

Supervisors.

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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 a certain piece of public road in Jackson Twp; said county and state: The piece of road proposed to be vacated to begin at a point on the Penn Highway, one and one tenth miles from the intersection of said Penn Highway with the Twin Rocks Road and to end at a point on the Vintondale road 350 ft. from the point of beginning; and to supply from the point of ending of the piece of road proposed to be vacated, on the Vintondale road, to a point on said Penn Highway 5841 ft. from said Twin Rocks Road: will meet ..at the point of beginning, on the Penn Highway, in the Township of Jackson aforesaid, on the ...3rd... day of ... December 1921, at .. 9:30. o'clock .a. m., for the purpose of performing the duties of their appointment.

..... A. M. Shoemaker,
..... J. D. Ritter and
..... Mahlon Baumgardner, ...
Viewers.

Ebensburg, Pa. 11/19/1921.

Now, Nov 21st 1921, service of the
within notice is hereby accepted
for the Commissioners of Cambria
County, Pennsylvania —

James M. Leue
Clerk

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 7th day of November A. D. 1921, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Jackson, in the said County, setting forth that they labor under inconvenience for want of a change in public road or highway, to lead from

The petition of the undersigned Supervisors of Jackson Township, Cambria County, Pennsylvania, and residents and Taxpayers of said Township respectfully represents:

That a public road has long since been laid out and opened in said Township of Jackson beginning at a point on the Penn Highway exactly one and one-tenth miles distant from the intersection of the said Penn Highway and Twin Rocks Road, the said Twin Rocks Road being the nearest intersecting road already opened, and extending from said point a distance of three hundred and fifty feet, said three hundred and fifty feet being a portion of what is known as the Vintondale Road, and the last mentioned terminus of said three hundred fifty foot strip, being exactly five thousand nine hundred eighty-six feet from the intersection of said Vintondale Road and what is known as the Wagner Road, the said Wagner Road being the nearest intersecting road from the last mentioned terminus of the said three hundred and fifty feet. That the above mentioned three hundred and fifty feet of the said Vintondale Road has become inconvenient and burdensome, and there would be much improvement if instead of following the course as covered by said three hundred and fifty feet, the said three hundred and fifty feet should be vacated and there should be supplied instead thereof a road running from the last named terminus of said three hundred and fifty feet a distance of three hundred and twenty-six feet back to the said Penn Highway, which last named point is a distance of exactly eight thousand nine hundred and fifty feet from the intersection of said Penn Highway with the Dishong Hill Road, and exactly fifty-eight hundred and forty-one feet distant from the aforementioned Twin Rocks Road which said Twin Rocks Road is the nearest intersecting road. Your petitioners therefore pray the Court to appoint qualified persons to view the premises and to inquire into the expediency of making the said change and otherwise proceed as directed by the Acts of Assembly in such cases made 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

Alfred Shoemaker surveyor, and

John D. Ritter; and Mahlon Baumgardner

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 C. Coff, Clerk.

14E. "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. 3 Sept. SESSIONS, 1921.

Order to view In re change of

Road in Jackson Township,

Cambria County, Penn'a.

*Order and
Report of Viewers.*

DEC 9 - 1921 CERTIFIED

Alfred Shoemaker

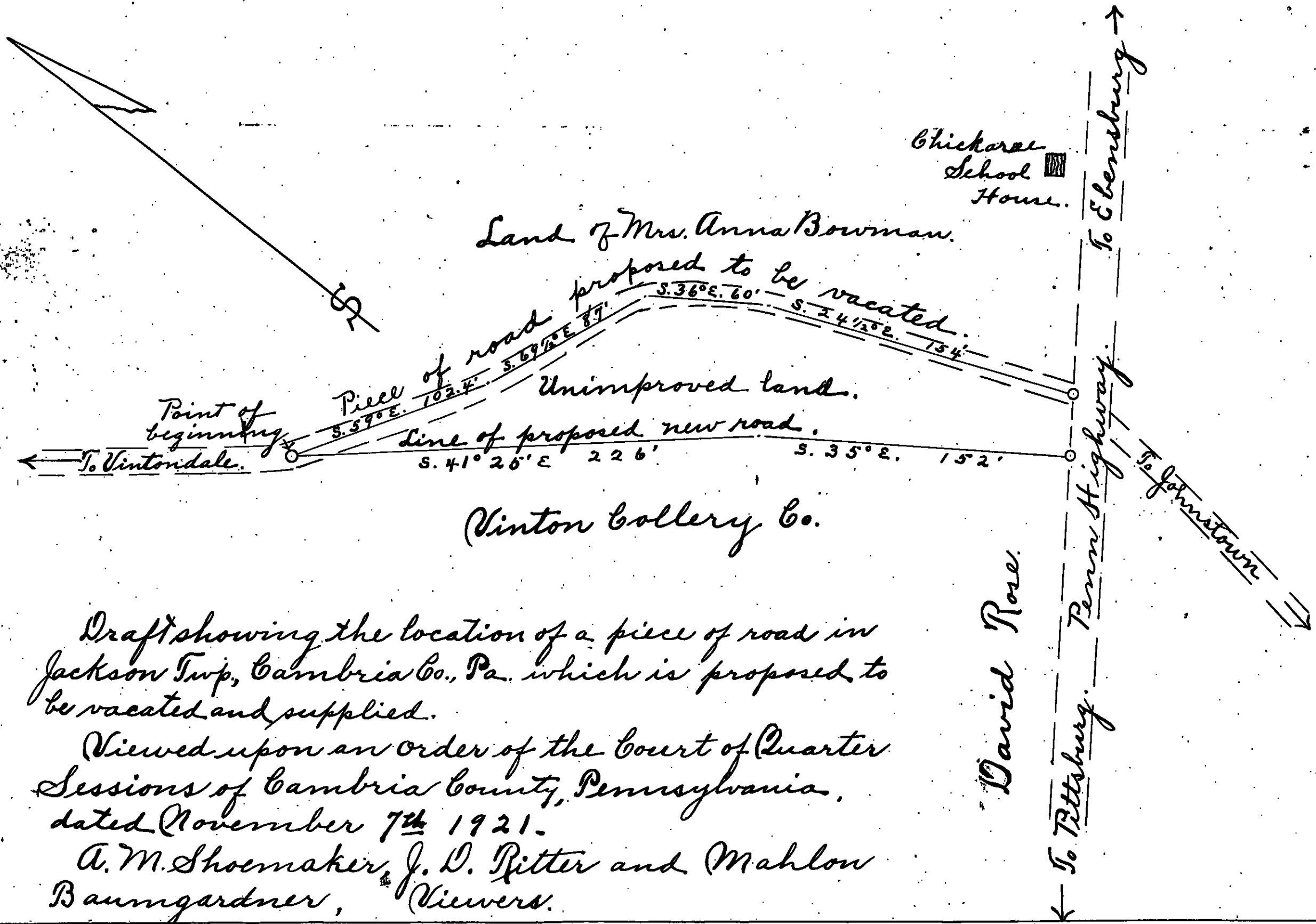
John D. Ritter

Mahlon Baumgardner

Clerk Robb

Filed Dec. 7, 1921

*7 Dec. 1921 Approved & Breadth fixed at forty feet
By the Court*



Draft showing the location of a piece of road in Jackson Twp, Cambria Co., Pa. which is proposed to be vacated and supplied.

Viewed upon an order of the Court of Quarter Sessions of Cambria County, Pennsylvania, dated November 7th 1921.

A. M. Shoemaker, J. D. Ritter and Mahlon Baumgardner, Viewers.

David Rose.