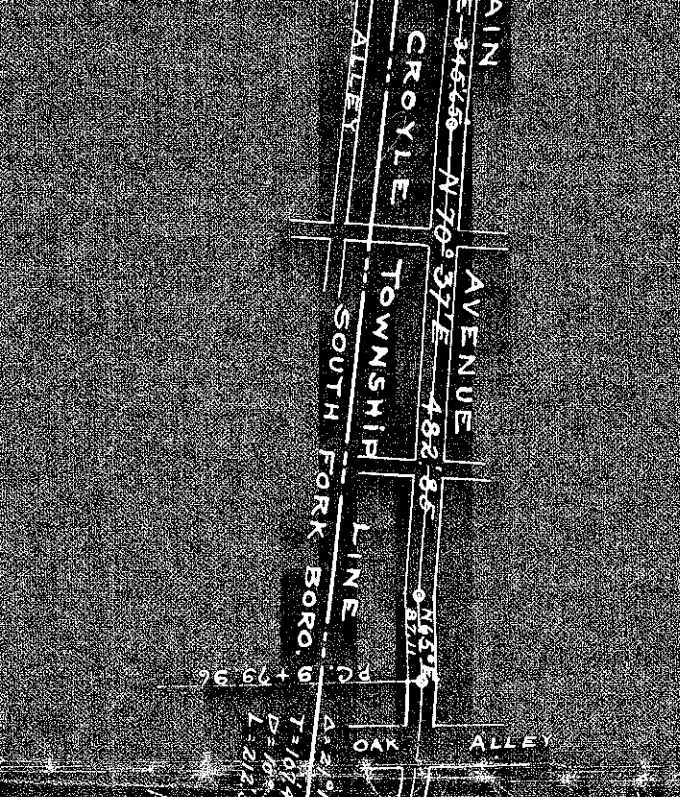


Not Microfilmed

RD#3

Sept. 1922

1680 Feet from Beginning of Proposed Road to Route Railroad Street in South Borough



PROPOSED TOWNSHIP ROAD SITUATE IN CROYLE TWP, CAMBRIA CO, PA.

MARCH 1, 1925.
JOHNSTOWN, PA.
COURT ORDER
No. 3 SEPTEMBER SESSION 1922

MAHLON J. BADMGARDNER
DIXON TOMBS
L. R. OWEN
VIEWERS

PLAN
SCALE 1:200



PROFILE

CROYLE SUMMERHILL TOWNSHIP BORO. ROAD
1415 Feet from End of Proposed Road to Intersection of said Road with Township Road leading from Summerhill Borough to Route No. 52 near Monday's Dorney.

IN THE COURT OF QUARTER SESSIONS
OF CAMBRIA COUNTY, PENNSYLVANIA.

NO. _____, SEPTEMBER SESSIONS, 1922.

.....

PETITION OF THE CITIZENS AND ELECTORS OF CROYLE TOWNSHIP, FOR A PUBLIC HIGHWAY LEADING FROM A POINT AT OR NEAR THE GERMAN LUTHERAN CHURCH, AT SUMMERHILL, TO A POINT AT OR NEAR THE PUBLIC SCHOOL BUILDING IN GILESTOWN.

.....



Filed 20 Nov 1922

DECREE WITHIN

.....

Alvin Sherbine,
Johnstown, Pa.

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA.

PETITION FOR NEW ROAD IN CROYLE TOWNSHIP.

.....

TO THE HONORABLE, THE JUDGES OF THE ABOVE NAMED COURT:

The petition of the undersigned respectfully represents:

FIRST. That they are citizens, residents and electors of the Township of Croyle, County of Cambria and State of Pennsylvania.

SECOND. That your petitioners and the traveling public labor under great inconvenience for the want of a public highway leading from a point in Croyle Township, at or near the German Lutheran Church, located on the Jackson Public Highway, at or near the line of the Borough of Summerhill, and thence, in a westerly direction through lands of the Pennsylvania Coal and Coke Company in said Township, to the Village of Ehrenfeld, and thence extending to a point on the public highway in said Township, at or near the public school building, located in the Village of Gilestown, said Township.

YOUR PETITIONERS, therefore, pray the Court to appoint three (3) qualified persons to view the ground proposed for such road, to ascertain whether there is occasion for the laying out and opening of the above highway as above described, and make report of their proceedings at the next term of Court.

AND thus they will ever pray,

NAME

ADDRESS

<i>G. B. Blakeslee</i>	<i>Ehrenfeld, Pa.</i>
<i>John Lodgson</i>	<i>South Fork Pa</i>
<i>John Schrader</i>	<i>South Fork Pa</i>

W. P. Sloan	Chenfeld Pa
Teofil Butkiewicz	South Fork Pa box 613
Tom Gochimowicz	South Fork Pa
William Hale	Giles town Pa
Josesh Ylinski	South fork Pa
Mary Giffak	Chenfeld Pa
John Medocky	Chenfeld Pa
Mat Maryak	South Fork Pa
Waller Gahlenky	South Fork
Joe Zukas	South Fork
J. F. Sumendinger	Chenfeld Pa
John L. Dalton	Chenfeld
Richard Dalton sr	
Michael O'Donnel	Chenfeld Pa
James B Wilson	Chenfeld Pa
Chas. Mulvihill	Chenfeld Pa
Davis Brewer	Chenfeld Pa
Joe Wilson	Chenfeld Pa
Paul Dalton	Chenfeld Pa
Lewis R. Thompson	Chenfeld Pa
John M. Sloan	Chenfeld Pa
Walter Kelley	Chenfeld Pa

DE C R E E
.....

NOW, ~~October~~ Nov 20th, A. D., 1922, the within petition presented in open Court, and upon consideration thereof, Walter J. Baumgardner
R. R. Owen and Dustin Tomb
are hereby appointed viewers as therein prayed for, who shall, after being respectively sworn or affirmed, perform the duties of viewers impartially, and according to their best judgment shall view the ground described in the petition, 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 distances and the best ground for a road, and in such manner as shall do the least injury to private property, and make report thereof to the next term of Court as provided by law.

By the Court
E
.....

Filed 16 December 1924.

KNOW ALL MEN BY THESE PRESENTS.

That we, the undersigned, in consideration of the advantages to us by the laying out and opening of the public road leading from Summerhill through Ehrenfeld to Fifficktown and South Fork in Croyle Township, Cambria County, Pennsylvania, and also in consideration of the sum of One Dollar to each of us in hand paid, the receipt of which is hereby acknowledged, do hereby at the request of the Supervisors of Croyle Township, Cambria County, Pennsylvania, do remise, release and quitclaim the Township of Croyle, Cambria County, Pennsylvania, of and from all manners of action or actions, suit or suits, as well as all demands, sums of money, damages or claims, in law or equity, which we the undersigned, or our heirs, executors or administrators may have as property damage for and by reason of the laying out and opening said public road above mentioned, and the grading and construction thereof, or in relation to anything incident to or growing out of said location or construction of the public highway aforesaid.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 27th day of October, A. D., 1924.

Sealed and delivered
in the presence of.

A. J. Fiffick
J. J. Hummer
Peter Lorsch

Mary Fiffick (SEAL)
A. J. Fiffick (SEAL)
for the Estate (SEAL)
Steve Yurovick (SEAL)
____ (SEAL)
____ (SEAL)

Filed 16 December 1924

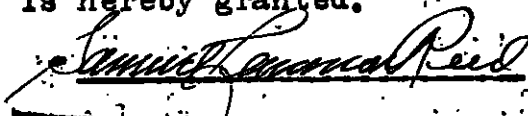
In the Court of Quarter
Sessions of Cambria County,
Pa.

No. 3, Sept Sess, 1922.

In re Petition of the elec-
tors, etc., of Croyle Twp.,
for a public highway from
German Lutheran Church to
a school house in Gilestown.

MOTION FOR CONTINUANCE

And now Dec. 4, 1922,
upon due consideration the
motion for continuance of
Order to View to the First
Monday of March Sess, 1923
is hereby granted.



PRESIDENT JUDGE OF THE ORPHANS'

SPECIALLY PRESIDING.

Filed 4 Dec. 1922

Mahlon J. Baumgardner

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PA.

In re Petition of the Citizens and electors of Croyle Township for a public highway leading from a point at or near the German Lutheran Church at Summerhill to a point at or near the public school building in Gilestown.

In Court Quarter Sessions of Cambria County, Pa.

No. 3, Sept Sess 1922.

ORDER TO VIEW

MOTION FOR CONTINUANCE OF VIEW.

To the Honorable, the Judges of Said Court:

The petition of Mahlon J. Baumgardner, a Member of of the Board of Permanant Viewers of Cambria County, Pa., and a member of the viewers in the above order to view, respectfully represents :

That it was impossible to make the above view and make a report to this Honorable Court by the first Monday of the December Sessions of the Court of Quarter Sessions of Cambria County, Pa., because of the lack of time intervening between the time of the receiving of the Order to View and the return day.

Your petitioners therefore prays your Honorable Court to allow a continuance of said Order to view and making Report thereon to the First Monday of March Sessions of said Court, A. D. 1923.

Mahlon J. Baumgardner

State of Pennsylvania

SS.

County of Cambria

Personally appeared before me, the Clerk of the Court of Quarter Sessions of Cambria County, Pa., Mahlon J. Baumgardner, above named petitioner who having been duly qualified according to law deposes and says that the statements made in the above petition are true and correct.

Chas. J. Sutter
Clerk C. S. of the Court,

Sworn to and subscribed before me this fourth day of December, A. D. 1922.

In the Court of Quarter
Sessions of Cambria County,
No. 3 September Sess. 1922.

In re Public Road in
Croyle Township, leading from
point at or near the German
Lutheran Church, at Summer-
hill to a point at or near
the public school building
in the Village of Gilestown

REPORT OF VIEWERS.

Filed 5 March 1923
JK

MAHLON J. BAUMGARDNER
ATTORNEY AT LAW
JOHNSTOWN, PENNA.
SWANK BLDG.

5 March 1923 approved and
Breadth fixed at forty feet.

By the Court
E.

4 June 1923 confirmed
Frank C. Robb
Clerk

to
A

if they
post

2

map

In re Public Road in Croyle Township, beginning at or near the German Lutheran Church on the Jackson Public Highway near Summerhill Borough, west to Ehrenfeld, thence to a point on the public highway near Public School Building in the Village of Gilestown, Croyle Township, Cambria County, Penna.

In the Court of Quarter Sessions of Cambria County Pennsylvania.

No. 3 September Sess. 1922

REPORT OF VIEWERS.

To the Honorable, the Judges of said Court.

We, the undersigned Viewers, appointed by the annexed order of the above Court, to view the premises for the purpose of supplying a portion of a public road leading from a point in Croyle Township, at or near the German Lutheran Church, located on the Jackson Public Highway, at or near the line of the Borough of Summerhill, and thence, in a Westerly direction through lands of the Pennsylvania Coal and Coke Company in said Township, to the Village of Ehrenfeld, and thence extending to a point on the public highway in said Township, at or near the public school building, located in the Village of Gilestown, said Township, Cambria County, Pennsylvania, respectfully report:-

That we were duly sworn or affirmed as members of the permanent Board of Viewers of Cambria County, as shown by the records of said Court, gave due public notice of the time and place of meeting of said Viewers, by handbills posted on the premises and by Notice served on the Commissioners of Cambria County, and upon Alvin Sherbine, Esq. Solicitor for the Board of Supervisors of the Township of Croyle, all of whom accepted service, at least ten days prior to the time of the making of said View, evidence of which is shown by copies of the said Notices hereto attached and made a part of this report; that we met upon the premises according to notice given at the Public School Building in the Village of Gilestown on the 20th. day

of February A. D. 1923 at 10 o'clock A. M. and proceeded with the duties of our appointment.

We viewed the site and locality of the road proposed to be laid out, making a personal inspection of the ground between the points designated in the petition and order.

We are of the opinion and agree that a public road between the points mentioned is necessary and that we authorize the laying out of a road according to the accompanying draft. We therefore lay out and return for public use a road, as follows:-

Beginning at a point 1680 feet from the beginning of proposed road to Route # 276 at Grant Avenue and Railroad Street in the Borough of South Fork at the Center of Wilson Street and Mountain Avenue; thence from said center point North seventy-four (74°) degrees five (5') minutes East three hundred forty-five $65/100$ (345.65) feet to a point; thence North seventy (70°) degrees thirty-seven (37') minutes East four hundred eighty two $85/100$ (482.85) feet to a point; thence North sixty-five (65°) degrees East eighty-sevn and $11/100$ (87.11) feet to a point; thence following a curve shown on the blue print a distance of two hundred twelve and five tenths (212.5) feet to a point; thence North eighty-six (86°) degrees fifteen (15) minutes East one hundred eighty-two and $84/100$ (182.84) feet to a point; thence North eighty-six (86°) degrees forty-four (44') minutes East four hundred twelve and $90/100$ (412.90) feet to a point; thence following a curve as shown on blue print a distance of two hundred sixteen (226) feet to a point; thence North seventy-five (75°) degrees fifty-six (56') minutes East five hundred sixty-nine and $95/100$ (569.95) feet to a point; thence South sixty-three (63°) degrees fifty-three (53') minutes East one hundred sixteen and seven hundredths (116.7) feet to a

point; thence South eighty-one (81°) degrees fifty-one ($51'$) minutes East five Hundred sixty-seven and $9/10$ feet (567.9)^v to a point; thence following a curve as shown on blue print a distance of two hundred and thirty-five (235) feet to a point; thence North eighty six (86°) degrees twenty-four ($24'$) minutes East twenty-five and $45/100$ (25.45) feet to a point; thence North three (3°) degrees twenty-eight ($28'$) minutes East two hundred seventy-nine and $85/100$ (279.85) feet to a point; thence North seventy-eight (78°) degrees fifty-eight ($58'$) minutes East six hundred ninety-one and $70/100$ (691.70) feet to a point; thence South eighty-three (83°) degrees thirty-two ($32'$) minutes East one hundred thirty-five and $71/100$ (135.71) feet to a point; thence following a curve as shown on blue print a distance of fifty-seven and $53/100$ (57.53) feet to a point; thence North fifty-five (55°) degrees and fifty-two minutes ($52'$) East three hundred thirty and $88/100$ (330.88) feet to a point; thence along a curve as shown on blue print a distance of three hundred eighty one and $66/100$ (381.66) feet to a point; thence from said point North fifty-two (52°) degrees three ($3'$) minutes East a distance of three hundred ninety-one and $92/100$ (391.92) feet to a point; thence from said point following a curve as designated on the blue print a distance of one hundred seventy-five and $16/100$ (175.16) feet to a point; thence North thirty-four (34°) degrees thirty-two ($32'$) minutes East one hundred and sixty-nine and $93/100$ (169.93) feet to a point; thence^v following a curve as shown on blue print a distance of one hundred seventy six and $17/100$ (176.17) feet to a point; thence North sixty (60°) degrees fifty-three ($53'$) minutes East a distance of one thousand twenty two and $90/100$ (1022.90) feet to a point the intersection of the Township of Croyle and the Borough of Summerhill said point being one thousand four hundred fifteen (1415) feet from end of

road to intersection of said road with the Township road leading from Summerhill Borough to Route # 52 near Munday's Corner, the place of ending. Said courses and distances are all designated on a blue print a copy of which is hereto annexed and made a part of this report.

We were unable to obtain releases from the property owners through whose land the proposed road is located, therefore we assess no benefits and award no damages.

WITNESS our hands this third day of March A. D. 1923.

Lewis R. Owen

Dixon Tomb

Robert J. Bump

Viewers.

In re Public Road in Croyle
Township, etc.,

In the Court of Quarter Sessions
of Cambria County, Penna.
No. 3 September Term 1922.

TO MAHLON J. BAUMGARDNER, L. R. OWEN and
DIXON TOMB, DR.

To MAHLON J. BAUMGARDEER, Dr.

Prepared Petition for Continuance	\$7.50
Order to view	.90
Data and Preparing Notice to View	7.50
Stenographer and Stationery	2.50
Posting and Serving Notices to view	7.50
Mileage	2.00
Making View	7.50
Mileage	2.00
Data and Preparing Report	7.50
Stenographer and Stationery	4.25
	<u>\$49.15</u>

To DIXON TOMB, Dr

Making view	7.50
Mileage	2.00
	<u>\$9.50</u>

To L. R. OWEN, Dr.

Making View	7.50
Mileage	2.00
Survey (1 corps)	22.50
1 Engineer	15.00
Expenses	3.11
1 corps	22.50
Expenses	1.66
1 corps	22.50
Expenses	2.28
1 corps	22.50
Expenses	2.28
1 corps	22.50
Expenses	2.28
1 Engineer	15.00
Car fare	1.14
Drafting	15.00
Drafting	15.00
Drafting	15.00
Draftsman	15.00
Draftsman	7.50
3 Linen prints	6.00
	<u>\$ 238.25</u>

APPROVED FOR PAYMENT
[Signature]
[Signature]

In re Public Road in Croyle Township, beginning at or near the German Lutheran Church on the Jackson Public Highway near Summerhill Borough, west to Ehrenfeld, thence to a point on the public highway near Public School Building in the Village of Gilestown, Croyle Township, Cambria County, Penna.

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

No. 3 September Sess. 1922.

NOTICE TO VIEW.

We, the undersigned Viewers, appointed by the above Court, to view for the purpose of supplying a public road or highway, to lead from a point in Croyle Township near the German Lutheran Church located on the Jackson Public Highway at or near the line of Summerhill Borough, thence in a westerly direction through the lands of the Pennsylvania Coal and Coke Company to Ehrenfeld, thence extending to point on public highway in said Township, at or near the public school building located in the Village of Gilestown, in Croyle Township, Cambria County, Pennsylvania, will meet at the public school building in the Village of Gilestown on Tuesday, February 20th., 1923 at 10 o'clock A. M. for the purpose of performing the duties of our appointment.

MAHLON J. BAUMGARDNER,

L. R. OWEN,

DIXON TOMB,
Viewers.

February 7, 1923.

And now February 8th 1923, I accept service of the above Notice to view for the Commissioners of Cambria County, Penna.

James McBlair
Chief Clerk.

In re Public Road in Croyle Township, beginning at or near the German Lutheran Church on the Jackson Public Highway near Summerhill Borough, west to Ehrenfeld, thence to a point on the public highway near Public School Building in the Village of Gilostown, Croyle Township, Cambria County, Penna.

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

No. 3 September Term, 1922.

NOTICE TO VIEW.

We, the undersigned Viewers, appointed by the above Court, to view for the purpose of supplying a public road or highway, to lead from a point in Croyle Township near the German Lutheran Church located on the Jackson Public Highway at or near the line of Summerhill Borough, thence in a westerly direction through the lands of the Pennsylvania Coal and Coke Company to Ehrenfeld, thence extending to point on public highway in said Township, at or near the public school building located in the Village of Gilostown, in Croyle Township, Cambria County, Pennsylvania, will meet at the public school building in the Village of Gilostown on Tuesday, February 20th., 1923 at 10 o'clock A. M. for the purpose of performing the duties of our appointment.

WALTON J. BAUMGARDNER,

L. S. OWEN,

DIXON FOLEY,
Viewers.

February 7, 1923.

And now ^{7th} February 1923, I hereby accept service of the above Notice to View as Counsel for the Supervisors of Croyle Township, Cambria County, Penna.

Alvin S. Heine

In the Court of Quarter
sessions of Cambria County,
Pa.

No 3, Sept Term, 1922.

In re petition of the elec-
tors, etc., of Cròyle Twp.,
for a public highway from
German Lutheran Church to
a school house in Gilestown.

MOTION FOR CONTINUANCE

And Now Dec 4, 1922 upon
due consideration the mot-
ion for the continuance of
Order to View to the First
Monday of March Term, 1923,
is hereby granted.

Samuel R. Rind

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PA.

In re Petition of the Citizens and electors of Croyle Township for a public highway leading from a point at or near the German Lutheran Church at Summerhill to a point at or near the public school building in Gilestown.

In Court Quarter Sessions of Cambria County, Pa. No. 3, Sept Sess 1922.

ORDER TO VIEW

MOTION FOR CONTINUANCE OF VIEW.

To the Honorable, the Judges of Said Court:

The petition of Mahlon J. Baumgardner, a Member of of the Board of Permanant Viewers of Cambria County, Pa., and a member of the viewers in the above order to view, respectfully represents :

That it was impossible to make the above view and make a report to this Honorable Court by the first Monday of the December Sessions of the Court of Quarter Sessions of Cambria County, Pa., because of the lack of time intervening between the time of the receiving of the Order to View and the return day.

Your petitioners therefore prays your Honorable Court to allow a continuance of said Order to view and making Report thereon to the First Monday of March Sessions of said Court, A. D. 1923.

State of Pennsylvania

SS.

County of Cambria

Personally appeared before me, the Clerk of the Court of Quarter Sessions of Cambria County, Pa.; Mahlon J. Baumgardner, above named petitioner who having been duly qualified according to law deposes and says that the statements made in the above petition are true and correct.

Sworn to and subscribed before me this fourth day of December, A. D. 1922.

Clerk Q.S.

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY,
PENNA.

Petition for New Road in Croyle Township.

To the Honorable, The Judges of the above named Court

The petition of the undersigned respectfully represents:

FIRST. That they are citizens, residents and electors of the Township of Croyle, County of Cambria and State of Pennsylvania.

SECOND. That your petitioners and the traveling public labor under great inconvenience for the want of a public highway leading from a point in Croyle Township, at or near the German Lutheran Church, located on the Jackson Public Highway, at or near the line of the Borough of Summerhill, and thence in a westerly direction through lands of the Pennsylvania Coal and Coke Company in said Township, to the Village of Ehrenfeld, and thence extending to a point on the public highway in the Township, at or near the public school building, located in the Village of Galestown, said Township.

YOUR petitioners, therefore pray the Court to appoint three (3) qualified persons to view the ground proposed for such road, to ascertain whether there is occasion for the laying out and opening of the above highway as above described and make report of their proceedings at the next term of Court.

Charles Stutzman, Mineral Point R.D.

John F. Hice, Wilmore, R.D.

Chas. Plummer, Wilmore, R. D.

Supervisors.

Order to view public road in

Croyle Township leading from a
point at or near the German
Lutheran Church, at Summerhill,
to a point at or near the
public school building in
Gilestown.

Mahlon J. Baumgardner
L. R. Owen
Dixon Tomb

} Viewers

Clerk Robb 90 cts.

NOTE. "It shall be the duty of all persons appointed by 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."

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 20th. day of November A. D. 1902, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Croyle, in the said County, setting forth that they labor under inconvenience for want of a public

~~road or highway to lead from~~
a point in Croyle Township, at or near the German Lutheran Church, located on the Jackson Public Highway, at or near the line of the Borough of Summerhill, and thence, in a westerly direction through lands of the Pennsylvania Coal and Coke Company in said Township, to the Village of Ehrenfelt, and thence extending to a point on the public highway in said Township, at or near the public school building, located in the Village of Gilestown, said Township.

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

Mahlon J. Baumgardner surveyor, and

L. R. Owen and Dixon Tomb

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. Poff, Clerk.