

KNOW ALL MEN BY THESE PRESENTS, that we, E. J. Myers,  
J. M. Regan, P. C. Stittmatter,  
N. J. Hoover, are held and firmly bound unto the

County of Cambria, its successors and assigns, in the sum of One Hundred Dol-  
lars, lawful money, for the payment of which sum, well and truly to be made,  
we do bind ourselves, our and each of our heirs, executors and administrators,  
jointly and severally, firmly by these presents.

Sealed with our seals and dated this 17th day of November A. D., one  
thousand nine hundred and twenty-three.

WHEREAS, on the \_\_\_\_\_ day of November A. D., 1923, the petition of in-  
habitants of East Carroll Township and West Carroll Township, Cambria County,  
Pennsylvania, was presented to the Court of Quarter Sessions of Cambria County,  
Pennsylvania, asking for the appointment of Viewers to vacate a certain road  
traversing a part of each of said Townships.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, that if the  
petitioners aforesaid shall and do pay the costs and fees of the View in said  
proceedings as the Court may direct, then this obligation to be void, other-  
wise to be and remain in full force and virtue.

Sealed and delivered in the  
presence of:

Philip Blum  
Pete Schepky  
F. E. Farabaugh  
Bertha Farabaugh

E. J. Myers (Seal)  
J. M. Regan (Seal)  
P. C. Stittmatter (Seal)  
N. J. Hoover (Seal)

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

In re petition of inhabitants of  
East Carroll Township and West Car-  
roll Township to vacate Road.

BOND.

*Nov 2, 1923, with  
Bonds affixed,  
By the Court  
E*

*Filed 12 Nov 1923*

*[Faint, illegible text and signatures in the right margin]*

In re Vacation of Public Road  
in the Townships of East and West  
Carroll, Cambria County, Penna.  
leading from barn of James Cunning-  
ham on Township road from Hart's  
Sleeping Place at Luther and Indiana  
County road to land of John Barnicle  
etc. and public road leading from  
Carrolltown to Elder's Mills.

In the Court of Quarter  
Sessions of Cambria  
County, Penna.  
No. 3 September Sess 1923

To the Honorable, the Judges of said Court:

The petition of Mahlon J. Baumgardner, Chairman  
of the Board of Viewers appointed by your Honorable Court on  
the 12th. day of November A. D. 1923, to view the above  
premises, respectfully report:-

That the order of Court to view the above premises  
with reference to Vacation of road in said order, it is impos-  
sible to make return to the December Term of Court, 1923, with  
reference to the findings of the above view. It is necessary  
to hear evidence and take testimony on the part of the petition-  
ers and exceptants as to the advisability of vacating said road.

WE THEREFORE pray your Honorable Court to extend  
the time of making and filing report in the above matter to  
March Sessions.

Mahlon J. Baumgardner

Now December 3rd. 1923 the Court having carefully consider-  
*continue the order to view and*  
ed the above petition does hereby extend the time of filing  
report of the Viewers in the above proceedings to March Sess-  
ions, 1924.

By the Court  
M

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

No. 3 September Sess. 1923.

In re Vacation of Public  
road in East and West Carroll  
Townships.

Order of Court to  
Continue said Report.

*Filed 9 Dec 1923  
D. C. Robb clerk.*

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

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENN'A.

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

The petition of the undersigned inhabitants of the Townships of East Carroll and West Carroll, in Cambria County, Pennsylvania, respectfully represents:

That a public road was long since laid out in what was then Carroll Township, Cambria County, Pennsylvania, leading from barn of James Cunningham on township road from Hart's Sleeping Place at Luther and Indiana County road to land of John Barnicle and James Cunningham at public road leading from Carrolltown to Elder's mill, the proceedings for which are found in Road Docket Vol. 3 at page 200, the said road having been laid out of a width of thirty feet and the proceedings having been in the year 1873.

That the Township of Carroll has since been divided by appropriate legal proceedings and now constitutes the Townships of East Carroll and West Carroll, the said public road traversing a part of each township.

That the said road has become useless, inconvenient and burdensome, being no longer used by the public, and a portion thereof is occupied by the railroads of the New York Central Railroad Company and the Northern Cambria Street Railway Company, respectively.

The point of beginning of said road is three-tenths of a mile distant from a point known as Hart's Sleeping Place or St. Joseph's Church on the public road leading from Isaac Weakland's farm on the road from Baker's cross roads to Hastings to the Hastings-Spangler road, which public road is already open, measured along the public road from Hart's Sleeping Place to the public road leading from Carrolltown to the Indiana County line, and the point of ending of said road is three-tenths of a mile distant from Baker's cross roads being a crossing of the public road leading from Carrolltown to St. Boniface and the public road leading from Hastings to Patton, both of which are public roads already opened.

Your petitioners, therefore, pray the court to appoint viewers to vacate said road in accordance with the Acts of Assembly in such case made and provided.

Inhabitants of East Carroll Township.

G. W. Bowen

G. L. Dickler

A. D. [unclear]

F. W. Cunningham

C. R. Farabaugh

E. H. Karlheim

W. H. Hattie

Ch. J. Hoover

J. J. Farabaugh

J. G. [unclear]

T. S. Hopper

H. F. Nisel

J. L. Mcnelly

Edwin Keakland

George G. Pinski

J. W. [unclear]

G. J. [unclear]

Rene D. Beunier

Wm. A. Westrich

E. Paul Hoover

O. L. Stuttmatter

Clark Black

J. T. Stuttmatter

Frank W. Callahan

State of Pennsylvania

SS.

County of Cambria

George F. Davis

being duly sworn according to law

says that he is an inhabitant of East Carroll Township, and that the matters set forth in the foregoing petition are true and correct as he verily believes.

sworn and subscribed before me

this 8 day of November, 1923.

W. W. [Signature]

George F. Davis

MY COMMISSION EXPIRES  
FIRST MONDAY IN JANUARY 1926

Inhabitants of West Carroll Township.

J. L. Kirkpatrick  
Henry Snyder  
Joseph Diskus  
Frank Diskus  
Wm Snyder  
Mary J. Kline  
J. D. Kline  
J. P. Kline  
Henry E. Kline  
Mrs. D. A. Buchanan  
J. A. Kline  
Adolph Kline  
Joe Babcock  
Joshua Ford  
Martin Satoch  
John Mochesky  
Abert Wanner  
Joseph P. Shero  
Jozef Sheworn

Michael Diskart  
Lube Diskart  
L. B. McCombie  
Charles Fanning  
Edward Brawley  
Frank J. Herzig  
Edward W. Harabough  
John Boslet  
L. J. Myer  
William Lamont  
T. E. Harabough  
Cenett Denerhey

State of Pennsylvania )  
County of Cambria ) SS.

E. D. Brawley being duly sworn according to law  
says that he is an inhabitant of West Carroll Township and that the matters  
set forth in the foregoing petition are true and correct as he verily believes.

Sworn and subscribed before me  
this 3 day of November, 1923.

Alexander Grigg  
MY COMMISSION EXPIRES  
1st MONDAY IN JAN. 1924

E. D. Brawley

*To be signed & returned*

NOTICE

To the Supervisors of East Carroll Township:

You are hereby notified that a petition, a copy of which is hereto attached, will be presented to the Court of Quarter Sessions of Cambria County, Pennsylvania, on Monday, the \_\_\_\_ day of November, 1923, asking for the appointment of viewers to vacate the road in said petition described.

*Shetty & Nelson*  
\_\_\_\_\_  
Attorneys for petitioners.

And now, November 3rd 1923, service of the above notice, together with a copy of the petition, accepted.

*J. E. Farabaugh*  
\_\_\_\_\_  
*L. A. Yost*  
\_\_\_\_\_  
*A. A. Shinner*  
\_\_\_\_\_  
Supervisors of East Carroll Township.

To be signed & returned

NOTICE

To the Supervisors of West Carroll Township:

You are hereby notified that a petition, a copy of which is hereto attached, will be presented to the Court of Quarter Sessions of Cambria County, Pennsylvania, on Monday, the \_\_\_\_\_ day of November, 1923, asking for the appointment of viewers to vacate the road in said petition described.

Shetty & Nelson  
Attorneys for petitioners.

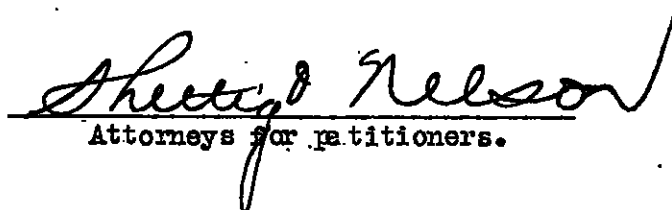
And now, November 5th 1923, service of the above notice, together with a copy of the petition, accepted.

Joseph P. Shero  
E. D. Brainerd  
James West  
Supervisors of West Carroll Twp.

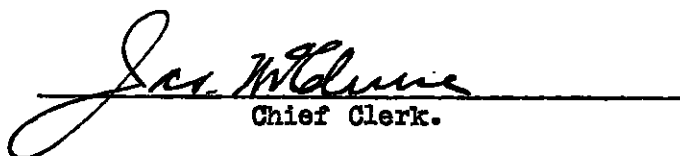
NOTICE.

To the Commissioners of Cambria County:

You are hereby notified that a petition, a copy of which is hereto attached, will be presented to the Court of Quarter Sessions of Cambria County, Pennsylvania, on Monday, the \_\_\_\_ day of November, 1923, asking for the appointment of viewers to vacate the road in said petition described.

  
Attorneys for petitioners.

And now, November 12<sup>th</sup> 1923, service of the above notice, together with a copy of the petition, accepted.

  
Chief Clerk.

No. 3 Sept. Sess. 1923  
In the Court of Quarter Sessions of  
Cambria County, Pennsylvania.

Petition of the inhabitants of  
the Townships of East Carroll and West  
Carroll for the appointment of viewers  
to vacate public road.

And now, November 12th, 1923, the within  
petition read and considered, and the  
Court appoint Mahlon Baumgardner

Diran Taut and

Philip Cauffield

Viewers as within prayed for.

By the Court  
E.

Filed 12 Nov. 1923

**SHETTIG & NELSON**  
ATTORNEYS-AT-LAW  
EBENSBURG, - PENNA.

In re Vacation of Public Road in the Townships of East and West Carroll, Cambria County, Penna. leading from barn of James Cunningham on Township road from Hart's Sleeping Place at Luther and Indiana County road to land of John Barnicle etc. and public road leading from Carrolltown to Elder's Mills.

In the Court of Quarter Sessions of Cambria County Pennsylvania.

No. 3 September Sessions 1923.

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 vacating a road leading from barn of James Cunningham on Township road from Hart's Sleeping Place at Luther and Indiana County road to land of John Barnicle and James Cunningham at public road leading from Carrolltown to Elder's Mills, That the point of beginning of said road is three-tenths of a mile distant from a point known as Hart's Sleeping Place of St. Joseph's Church on public road leading from Isaac Weakland's farm on the road from Baker's cross-roads to Hastings to the Hastings-Spangler road, which public road is already open, measured along the public road from Hart's Sleeping Place to the Public road leading from Carrolltown to the Indiana County line, and the point of ending of said road is three-tenths of a mile distant from Baker's Cross-roads being a crossing of the public road leading from Carrolltown to St. Boniface and the public road leading from Hastings to Patton, both of which are public roads already opened, in the Townships of East and West Carroll, County of Cambria 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, that we gave due public notice of the time

and place of meeting of the said Viewers, by handbills posted on the premises and by Notices served Commissioners of Cambria County, upon Shettig & Nelson, Esqs. Counsel for petitioners and as Solicitors of the Board of Supervisors of the Townships of East and West Carroll and also by service of Notices upon the Secretary of the Board of Supervisors of East Carroll and upon the Secretary of the Board of Supervisors of the West Carroll Townships, all of whom accepted service, at least ten days prior to the making of the said view, evidence of which is shown by copies of said Notices hereto attached; that we met upon the premises according to the Notice given at Sunset Park on Monday November 26th. A. D. 1923 at 1:30 o'clock P. M. and proceeded with the duties of our appointment.

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

It was mutually agreed between Counsel for the Petitioners and Counsel for the Exceptants that we meet at Sunset Park, County aforesaid, on Monday February 4th., A.D. 1924 at 1:30 o'clock P.M. for the purpose of taking testimony touching all matters with reference to the vacation of said proposed road. Pursuant to said agreement we met at Sunset Park on Monday, February 4th. A.D. 1924 at 1:30 o'clock P. M. at which time A. A. Nelson Esq., of Shettig & Nelson, Esqs., appeared for the petitioners and the Supervisors of the Townships of West Carroll and East Carroll and Fred J. Fees, Esq., and Frank J. Hartmann, Esq., appeared as Counsel for the Exceptants, and we proceeded to hear all testimony with reference to vacating the above road. Numerous witnesses were called, sworn and testified on both sides.

We are of the opinion and agree unanimously that the Public road as laid out in what was then Carroll Township, Cambria County, Pennsylvania, leading from the barn of James Cunningham, on the Township road from Hart's Sleeping Place at Luther and Indiana County road to land of John Barnicle and James Cunningham at Public road leading from Carrolltown to Elder's Mill, the proceedings of same being found in the Road Docket on record in the Clerk of Courts office of Cambria County, Pa., in Vol. 3 Page 200, should NOT BE VACATED.

WITNESS our hands this 1st. day of March A. D. 1924.

*Philip E. Leary*

*Dixon Tombs*

*Mahlon J. Baumgardner*  
Viewers.

In re Vacat on of Public Road in  
 the Townships of East and West  
 Carroll, Cambria County, Penna.  
 leading from barn of James Cunning-  
 ham to lands of John Barnicle etc.

In the Court of Quarter  
 Sessions of Cambria Co.  
 No. 3 September Sess. 1923.

To MAHLON J. BAUMGARDNER, DIXON TOMB,  
 and PHILIP CAULFIELD. DR.

MAR 3 1924 CERTIFIED

To Mahlon J. Baumgardner, Dr.

Order to View	.90	MAR 3 1924 CERTIFIED
Data and Preparing Notices to View	7.50	
Stenographer and Stationery	5.00	
Examining records at Ebensburg	7.50	
Serving Notices of View	7.50	
View at Sunset	7.50	
Mileage from Johnstown to Ebensburg	1.80	
Auto hire to Sunset from Ebensburg	10.00	
Data to Continue View to March Term	7.50	
Hearing at Sunset	7.50	
Mileage fr. Johnstown to Ebensburg,	1.80	
Auto hire fr Ebensburg to Sunset	10.00	
Viewers conference	7.50	
Preparing Report of Viewers	7.50	
Stenographer and Stationery.	2.50	
	\$92.00	

To Dixon Tomb, Dr.

View at Sunset	7.50	MAR 3 1924 CERTIFIED
Mileage fr. Johnstown to Ebensburg	1.80	
Hearing at Sunset	7.50	
Mileage fr. Johnstown to Ebensburg	1.80	
Viewers conference	7.50	
	\$26.10	

To Philip Caulfield, Dr.

MAR 3 1924 CERTIFIED

View at Sunset	7.50	MAR 3 1924 CERTIFIED
Mileage fr. Johnstown to Ebensburg	1.80	
Hearing at Sunset	7.50	
Mileage	5.00	
Viewers conference	7.50	
	\$29.30	

MAR 3 1924 CERTIFIED

APPROVED FOR PAYMENT

*[Handwritten Signature]*

MAR 3 1924

In re Vacation of Public Road  
in the Township of East and  
West Carroll, Cambria County,  
Penna. leading from barn of  
James Cunningham on Township  
road from Hart's Sleeping Place  
at Luther and Indiana County  
road to the land of John Barnicle  
etc. and public road leading from  
Carrolltown to Alder's Hills.

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

No. 3 September Term, 1923.

NOTICE TO VIEW.

We, the undersigned Viewers, appointed by the above Court to  
view and vacate a public road beginning at a point three-tenths of a  
mile distant from a point known as Hart's Sleeping Place on a public  
road leading from Isaac Workland's farm on the road from Baker's  
Crossroad to the Hastings- Spangler Road etc. and ending three-tenths  
of a mile distant from Baker's Crossroad, being a crossing of the  
public road leading from Carrolltown to St. Boniface and from Hastings  
to Fatten, said road being in the Townships of East and West Carroll  
Cambria County, Pennsylvania, will meet at Sunset Park, on Monday  
November 26th., A. D. 1923 at 1:30 o'clock P. M. for the purpose of  
performing the duties of our appointment.

HARRISON J. BAHRGARDNER,

DIXON TOMB,

PHILIP GARLFIELD,

Viewers.

November 14, 1923.

And now November 15th. 1923 We hereby accept service of the  
above Notice to View for the Petitioners in said View, as their  
Counsel.

Sup. V Nelson &  
Muller J. D

Shetty & Nelson

In re Vacation of Public Road  
in the Township of East and  
West Carroll, Cambria County,  
Penna. leading from barn of  
James Cunningham on Township  
road from Hart's Sleeping Place  
at Luther and Indiana County  
road to the land of John Barnicle  
etc. and public road leading from  
Carrolltown to Elder's Mills.

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

No. 3 September Sess. 1923.

NOTICE TO VIEW.

We, the undersigned Viewers, appointed by the above Court to  
view and vacate a public road beginning at a point three-tenths of a  
mile distant from a point known as Hart's Sleeping Place on a public  
road leading from Isaac Weakland's farm on the road from Baker's  
Cross-road to the Hastings- Spangler Road etc. and ending three-tenths  
of a mile distant from Baker's Cross-road, being a crossing of the  
public road leading from Carrolltown to St. Boniface and from Hastings  
to Patton, said road being in the Townships of East and West Carroll  
Cambria County, Pennsylvania, will meet at Sunset Park, on Monday  
November 26th., A. D. 1923 at 1:30 o'clock P. M. for the purpose of  
performing the duties of our appointment.

MAHLON J. BAUMGARDNER,

DIXON TOMB,

PHILIP CAULFIELD,

Viewers.

November 14, 1923.

And now November 15th. 1923, We hereby accept service of the  
above Notice to View for the Board of Supervisors of West Carroll  
Township, Cambria County, Penna. as its Solicitors.

Shetty & Nelson

Sign & return to  
Member J B.

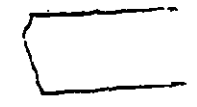
STN

THE ABOVE IS A SUMMARY OF THE INFORMATION RECEIVED FROM THE SOURCE ON THE MATTER OF THE SUBJECT'S VISIT TO THE UNITED STATES OF AMERICA IN THE MONTH OF OCTOBER, 1954. THE SOURCE HAS ADVISED THAT THE SUBJECT IS CURRENTLY IN THE UNITED STATES OF AMERICA AND IS AT THE PRESENT TIME IN THE CITY OF NEW YORK. THE SOURCE HAS ADVISED THAT THE SUBJECT IS CURRENTLY IN THE UNITED STATES OF AMERICA AND IS AT THE PRESENT TIME IN THE CITY OF NEW YORK.

CONFIDENTIAL

ADDITIONAL INFORMATION RECEIVED FROM THE SOURCE ON THE MATTER OF THE SUBJECT'S VISIT TO THE UNITED STATES OF AMERICA IN THE MONTH OF OCTOBER, 1954. THE SOURCE HAS ADVISED THAT THE SUBJECT IS CURRENTLY IN THE UNITED STATES OF AMERICA AND IS AT THE PRESENT TIME IN THE CITY OF NEW YORK. THE SOURCE HAS ADVISED THAT THE SUBJECT IS CURRENTLY IN THE UNITED STATES OF AMERICA AND IS AT THE PRESENT TIME IN THE CITY OF NEW YORK.

ADDITIONAL INFORMATION RECEIVED FROM THE SOURCE ON THE MATTER OF THE SUBJECT'S VISIT TO THE UNITED STATES OF AMERICA IN THE MONTH OF OCTOBER, 1954. THE SOURCE HAS ADVISED THAT THE SUBJECT IS CURRENTLY IN THE UNITED STATES OF AMERICA AND IS AT THE PRESENT TIME IN THE CITY OF NEW YORK. THE SOURCE HAS ADVISED THAT THE SUBJECT IS CURRENTLY IN THE UNITED STATES OF AMERICA AND IS AT THE PRESENT TIME IN THE CITY OF NEW YORK.



In re Vacation of Public road  
in the Townships of East and  
West Carroll, Cambria County,  
Penna. leading from barn of James  
Cunningham on Township road from  
Hart's Sleeping Place at Luther  
and Indiana County road to land of  
John Barnicle, et c. and public road  
leading from Carrolltown to Elder's  
Mills.

In the Court of Quarter  
Sessions of Cambria County  
Penna.  
No. 3 September Sess. 1923.

NOTICE TO VIEW

We, the undersigned Viewers, appointed by the above  
Court to view and vacate a public road beginning at a point three-  
tenths of a mile distant from a point known as Hart's Sleeping  
Place on a public road leading from Isaac Weakland's farm to the road  
from Baker's Cross-road to the Hastings-Spangler Road etc. and ending  
three-tenths of a mile distant from Baker's Cross-roads, being a  
crossing of the public road leading from Carrolltown to St. Boniface  
and from Hastings to Patton, said road being in the Townships of East  
and West Carroll, Cambria County, Penna., will meet at Sunset Park on  
Monday November 26th., A. D. 1923 at 1:30 o'clock P. M. for the pur-  
pose of performing the duties of our appointment.

MAHLON J. BAUMGARDNER,

DIXON TOMB,

PHILIP CAULFIELD,

VIEWERS.

November 14, 1923.

And now November 15th 1923, We hereby accept service of  
the above Notice to View for the Board of Supervisors of  
East Carroll Township, Cambria County, Penna. as its Solicitor.s.

*Sign & return  
number 9 B*

*Shettig Nelson*

In re Vacation of Public road in the Townships of East and West Carroll, Cambria County, Penna. leading from barn of James Cunningham on Township road from Hart's Sleeping Place at Luther and Indiana County Road to land of John Barnicle, etc. and public road leading from Carrolltown to Elder's Mills.

In the Court of Quarter Sessions of Cambria County Penna.

No. 3 September Sessions 1923

NOTICE TO VIEW.

We, the undersigned Viewers, appointed by the above Court to view and vacate a public road beginning at a point three-tenths of a mile distant from a point known as Hart's Sleeping Place on a Public road leading from Isaac Weakland's farm to the road leading from Baker's Cross-roads to the Hastings- Spangler Road etc., and ending three-tenths of a mile distant from Baker's Cross-roads, being a crossing on the public road leading from Carrolltown to St. Boniface and from Hastings to Patton, said road being in the Townships of East and West Carroll, Cambria County, Penna. will meet at Sunset Park on Monday, November 26th. A. D. 1923 at 1:30 o'clock P. M. for the purpose of performing the duties of our appointment.

MAHLON J. BAUMGARDNER,

DIXON TOMB,

PHILIP CAULFIELD,  
Viewers,

November 14, 1923.

And now November 15th. 1923, I hereby accept service of in the within Notice to Vacate as Secretary of the Board of Supervisors of East Carroll Township, Cambria County, Penna. for the said Board of Supervisors.

*J. S. Springer*  
Secretary.

In re Vacation of Public Road  
in the Townships of East and  
West Carroll, Cambria County,  
Penna, leading from barn of  
James Cunningham on Township  
road from Hart's Sleeping Place  
at Luther and Indiana County road to  
land of John Barnicle, etc. and  
public road leading from Carroll-  
town to Elder's Mills.

In the Court of Quarter Sess  
ions of Cambria County, Penna

No. 3 September Sessions 1923

NOTICE TO VIEW.

We, the undersigned Viewers, appointed by the above Court  
to view and vacate a public road beginning at a point three-tenths  
of a mile distant from a point known as Hart's Sleeping Place on a  
public road leading from Isaac Weakland's farm to the road from  
Baker's Cross-roads to the Hastings-Spangler Road etc., and ending  
three-tenths of a mile distant from Baker's Cross-roads, being a  
crossing on the public road leading from Carrolltown to St Boniface  
and from Hastings to Patton; said road being in the Townships of East  
and West Carroll, Cambria County, Penna. will meet at Sunset Park on  
Monday, November 26th. A. D. 1923 at 1:30 o'clock P. M. for the purpose  
of performing the duties of our appointment.

MAHLON J. BAUMGARDNER,

DIXON TOMB,

PHILIP CAULFIELD,

VIEWERS.

November 14, 1923.

And now November 15, 1923, I hereby accept service of the  
within Notice to Vacate for the Supervisors of West Carroll  
Township.

E. D. Brawley  
Secretary of the Board of Supervi-  
sors.

*Signer and return at  
my  
771  
310-311  
Johnston P. M.*

In re Vacation of Public Road in the Townships of East and West Carroll, Cambria County, Penna., leading from barn of James Cunningham on Township road from Hart's Sleeping Place at Luther and Indiana County road to land of John Barnicle etc. and public road leading from Carrolltown to Elder's Mills.

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

No.3 Sept. Sessions 1923

NOTICE TO VIEW.

We, the undersigned Viewers, appointed by the above Court to view and vacate a public road beginning at a point three-tenths of a mile distant from a point known as Hart's Sleeping Place on a public road leading from Isaac Weakland's farm to the road from Baker's Crossroads to the Hastings-Spangler Road etc., and ending three-tenths of a mile distant from Baker's Crossroads, being a crossing on the public road leading from Carrolltown to St Boniface and from Hastings to Patton, said road being in the Townships of East and West Carroll, Cambria County, Penna., will meet at Sunset Park on Monday, November 26th., A. D. 1923 at 1:30 o'clock P. M. for the purpose of performing the duties of our appointment.

MAHLON J. BAUMGARDNER,

DIXON TOMB,

PHILIP CAULFIELD,  
Viewers,

November 14, 1923.

And now November 15th. 1923 I hereby accept service of the above Notice to View for the Commissioners of Cambria County.

*Handwritten note:*  
I hereby accept & claim to  
November 15th.

*Handwritten signature:*  
\_\_\_\_\_  
Chief Clerk.



In the Vacation of Public Road  
in the Township of East and  
West Carroll, Cambria County,  
Penna. leading from barn of  
James Gunningham on Township  
road from Hart's Sleeping Place  
at Luther and Indiana County  
road to the land of John Bernicle  
etc. and public road leading from  
Carrolltown to Elder's Mills.

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

No. 3 September Sess. 1923.

NOTICE TO VIEW.

We, the undersigned Viewers, appointed by the above Court to view and vacate a public road beginning at a point three-tenths of a mile distant from a point known as Hart's Sleeping Place on a public road leading from Isaac Weakland's farm on the road from Baker's Cross-road to the Hastings-Spangler Road etc. and ending three-tenths of a mile distant from Baker's Cross-road, being a crossing of the public road leading from Carrolltown to St. Boniface and from Hastings to Patton, said road being in the Townships of East and West Carroll Cambria County, Pennsylvania, will meet at Sunset Park, on Monday November 26th., A. D. 1923 at 1:30 o'clock P. M. for the purpose of performing the duties of our appointment.

MAHLON J. BAUMGARDNER,

DIXON TOMB,

PHILIP CAULFIELD,

Viewers.

November 14, 1923.

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 12th day of November A. D. 1923, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of East and West Carroll, in the said County, setting forth that they labor under inconvenience for want of a road or highway to lead from

a public road was long since laid out in what was then Carroll Township, Cambria County, Pennsylvania, leading from barn of James Cunningham on township road from Hart's Sleeping Place at Luther and Indiana County road to land of John Barnicle and James Cunningham at public road leading from Carrolltown to Elder's Mill, the Proceedings for which are found in Road Docket Vol. 3 at page 200, the said road having been laid out of a width of thirty feet and the proceedings having been in the year 1873.

That the Township of Carroll has since been divided by appropriate legal proceedings and now constitutes the Townships of East Carroll and West Carroll, the said public road traversing a part of each township.

That the said road has become useless, inconvenient and burdensome being no longer used by the public, and a portion thereof is occupied by the railroads of the New York Central Railroad Company and the Northern Cambria Street Railway Company, respectively.

The point of beginning of said road is three-tenths of a mile distant from a point known as Hart's Sleeping Place or St. Joseph's Church on the public road leading from Isaac Weakland's farm on the road from Baker's cross roads to Hastings to the Hastings-Spangler road, which public road is already open, measured along the public road from Hart's Sleeping Place to the Public road leading from Carrolltown to the Indiana County line, and the point of ending of said road is three-tenths of a mile distant from Baker's crossroads being a crossing of the public road leading from Carrolltown to St. Boniface and the public road leading from Hastings to Patton, both of which are public roads already opened.

Your petitioners, therefore, pray the Court to appoint viewers to vacate said road in accordance with the Acts of Assembly in such case made and provided.

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, Esq., surveyor, and

Dixon Tomb and Philip Caulfield,

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. Roth, 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. 3 Sept. SESSIONS, 1923.

Order to view and vacate road

in East and West Carroll Twps.

Viewers

Mahlon J. Baumgardner

Dixon Tomb

Philip Caulfield

Clerk Robb

90 cts.

IN THE COURT OF QUARTER SESS  
IONS OF CAMBRIA COUNTY, PENN  
No. 3 September Sess. 1923.

In re Vacation of Public  
road in East and West Carrol  
Townships, Cambria County,  
Penna. leading from barn of  
James Cunningham to lands  
of John Brnicole, etc.,

REPORT OF VIEWERS.

Filed 3 March 1924

EMERSON

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

10 March 1924

Approved

By the Court

9 June 1924

Confirmed

Frank C. Pott  
Clerk