

No. 3 September Term, 1926.

In the Court of Quarter Sessions of Cambria County, Pa.
No. December Term, 1926

Petition of the Supervisors of Susquehanna Township for the appointment of viewers to determine the expediency to vacating a Township Road.

Filed 25 October, 1926.

And now, October 25-1926 1926, upon consideration of the within petition, the Court appoint Alushoe

maker Esq. J. D. Ketter
and Adam Shuman

viewers to view the Road described in the within petition, and determine the advisability of its vacation and make report according to law to the next term of this Court.

By the Court
E. H.

LAW OFFICES OF
J. HARRISON WESTOVER
FIRST NATIONAL BANK BUILDING
SPANGLER, PENNSYLVANIA

IN THE COURT OF QUARTER SESSIONS FOR THE COUNTY OF CAMBRIA.

To the Honorable, the Judges of said Court:

The petition of the undersigned Supervisors of the Township of Susquehanna, Cambria County, Pennsylvania, respectfully represents:-

1. That a Township Road has been long since laid out by authority of law, opened and in use beginning at a point on the dirt road leading to the Village of Emeigh, which point is ten hundred forty five (1045) feet in a Westwardly direction from the intersection of the Township Road leading from Hastings to Cherrytree and the Township Road leading from Barnesboro to Cherrytree, which intersection is near the Pleasant Hill Church, and extending thence in a Northwardly direction approximately three miles to a point on State Highway Route Number six, which point of ending is Northwardly thirty five hundred seventy five and five tenth (3575.5) feet from the intersection of State Highway Route Number six leading from Barnesboro to Cherrytree and the Township Highway leading from said Route Number six through the Village of Kinport to the Village of Uniontown.

2. That said Road is now useless, inconvenient and burdensome and is no longer needed as a public highway.

3. That the above described road herein sought to be vacated is no longer necessary for the travelling public, because a better route now exists between the terminal points which is sufficient for all purposes of public travel and therefore the road herein sought to be vacated is simply a useless burden to the taxpayers of Susquehanna Township.

4. Your petitioners therefore pray the Court to appoint qualified persons to view the road and to inquire into the expediency of vacating the same and otherwise proceed as directed by the Act of Assembly in such case made and provided.

Valentine Woodland

E. J. Ross

How Jones

STATE OF PENNSYLVANIA |
COUNTY OF CAMBRIA | SS.

E.J. Ross, being duly sworn according to law, deposes and says that the matters set forth in the foregoing petition are true and correct to the best of his knowledge and belief.

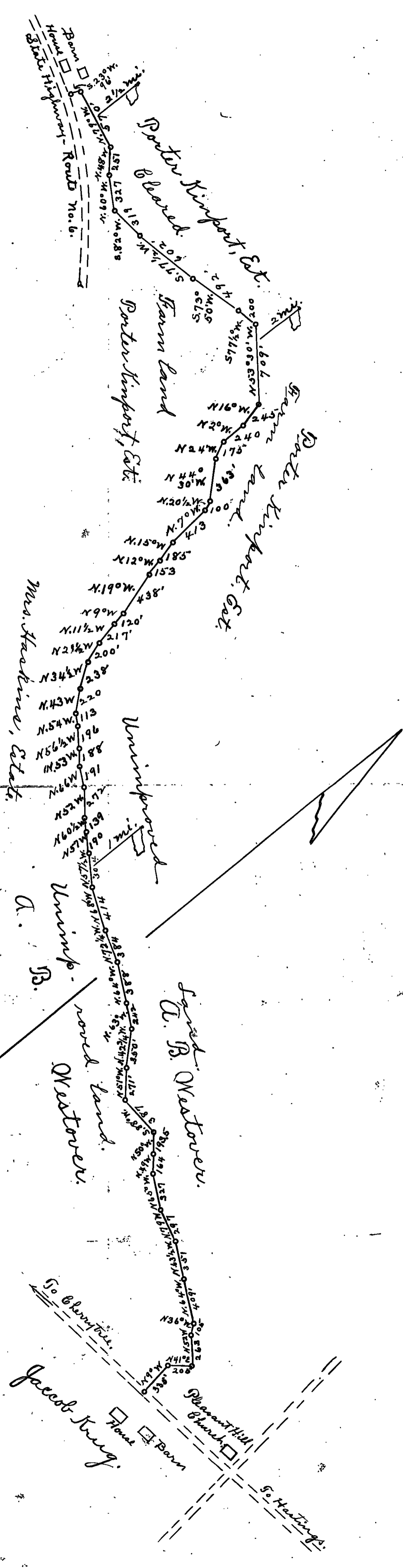
E. J. Ross

Sworn and subscribed to before me this 22 day of October, 1926.

John M. Rooney
Notary Public

COM. EXPIRES MAR. 12, 1929





Plot or draft showing the location of a piece of public road in Duquesnehamna Township, Cambria County, Pennsylvania, beginning at a point on the existing road leading to Gineigh, 104 1/2 feet Westward from the intersection of the Barnersford - Glenytree road with the road from Hatting to Glenytree, and ending at the improved State Highway, Port N. 6. near the residence on the farm belonging to the Porter Kinport Estate, more particularly described in the attached order of Court.

Viewed upon an order of the Court of Proctors of Cambria County, Pennsylvania, dated 25th October, A. D., 1926, and entered to No. 7. September Sessions, 1926.

Scale 1" = 600'

A. M. Shoemaker,
J. D. Ritter and
Adam Shuman,
Viewers.

REPORT OF VIEWERS.

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 a certain public road in Susquehanna Township, Cambria County, Pennsylvania; between the termini 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, the Supervisors of the township of Susquehanna; by serving notices, a copy of which is hereto attached, and having them accept service thereof; and to the traveling public by printed hand bills posted in public and conspicuous places at and near the termini of the piece of road proposed to be vacated, and having been first duly sworn 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 in accord with the notices so served and posted, and having carefully viewed the piece of road in question we are all of the opinion that the prayer of the petitioners should be granted and the road vacated.

The piece of road desired and herein recommended to be vacated; a plot or draft of which is hereto attached and made a part of this report takes the following courses and distances, viz: Beginning on the public road, indicated on the attached order, ten hundred forty-five feet Westward from the intersection/near the Pleasant Hill Church and extending thence the following courses and distances; North 9° West 335 ft., North 41° East 205 ft., North 52° West 263 ft., North 36° West 105 ft., North 64° West 409 ft., North 63° 30' West 351 ft., North 79° West 297 ft., North 65° West 327 ft., North 49° West 164 ft., North 50° West 193.5 ft., South 88° West 387 ft., North 51° West 271 ft., North 42° 45' West 350 ft., North 63° West 242 ft., North 64° West 388 ft., North 72° 15' West 384 ft., North 68° West 414 ft., North 57° 30' West 304 ft., North 57° West 190 ft., North 60° 30' West 139 ft., North 52° West 272 ft., North 66° West 191 ft., North 53° West 188 ft., North 56° 30' West 196 ft., North 54° West 113 ft., North 43° West 220 ft., North 34° 30'

238 ft., North 21° 30' West 200 ft., North 11° 30' West 217 ft., North 9° West 120 ft., North 19° West 438 ft., North 12° West 153 ft., North 15° West 185 ft., North 7° West 413 ft., North 20° 30' West 100 ft., North 44° 30' West 363 ft., North 24° West 175 ft., North 2° West 240 ft., North 16° West 245 ft., North 53° 30' West 709 ft., South 77° 30' West 200 ft., South 73° 50' West 492 ft., South 77° 30' West 602 ft., South 82° West 319 ft., North 60° West 327 ft., North 48° West 251 ft., North 28° West 570 ft. and South 23° West 96 ft., passing through and along lands of Jacob Krug, A. B. Westover, Mrs. Haskins and Porter Kinport, Estate, to the point of ending designated on attached order at the State Highway, Route No. 6.

The piece of road proposed to be, and hereby recommended to be vacated has long since fallen into disuse as a public thoroughfare and it would cost a great many thousand dollars to put the road in any kind of shape for public use while it would be dangerous to attempt to use it for public travel in its present condition and even if improved the road would be practically of no benefit to the traveling public.

Witness our hands this 1st. day of December, A. D., 1926.

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

Viewers.

Notice of View!

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 a certain piece of public road in Susquehanna Township, said county and state: Beginning at a point 1085 ft. Westward from the intersection of the township road leading from Hastings to Cherrytree with the township road leading from Barnesboro to Cherrytree; on the dirt road leading from Emeigh, near the Pleasant Hill Church; and ending on State Highway Route No. 6, at a point 3575.5 ft. Northward from its intersection with the township road leading from Route No. 6, through the Village of Kinport, to the Village of Uniontown; will meet at the point of beginning, above mentioned, in the Township of Susquehanna aforesaid on the 10th day November 1926, at 10:30 o'clock A. M., for the purpose of performing the duties of their appointment.

A. M. Shoemaker,

J. D. Ritter and

Adam Shuman,

Viewers.

Ebensburg, Pa. 10/29/26.

Now, *10/30* 1926, service of the within notice is
hereby accepted for the Supervisors of the Township of Susque-
hanna, Cambria Co., Pa.

E. J. Ross
Supervisor and Secretary of
the Board.

Notice of View!

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 a certain piece of public road in Susquehanna
Township, said county and state: Beginning at a point 1085 ft. West-
ward from the intersection of the township road leading from Hast-
ings to Cherrytree with the township road leading from Barnesboro to
Cherrytree; on the dirt road leading from Emeigh, near the Pleasant
Hill Church; and ending on State Highway Route No. 6, at a point
3575.5 ft. Northward from its intersection with the township road
leading from Route No. 6, through the Village of Kinport, to the
Village of Uniontown:

will meet at the point of beginning, above mentioned, _____ in the
Township _____ of _____ Susquehanna _____ aforesaid
on the 10th. day _____ November _____ 19 26., at 10:30 o'clock A.
M., for the purpose of performing the duties of their appointment.

_____ A. M. Shoemaker,

_____ J. D. Ritter and

_____ Adam Shuman,

Viewers.

Ebensburg, Pa. 10/29/26.

Now, Nov., 9, 1926, service of the within notice is hereby
accepted for the Commissioners of Cambria County, Pennsylvania

A. J. Kuitert

clerk.

Cost of View

A. M. Shoemaker

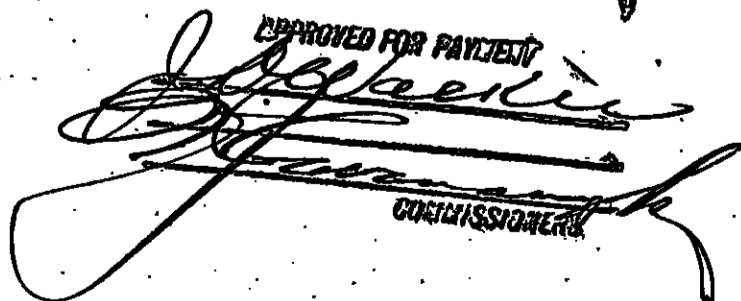
Preparing, sewing and posting notices of view	\$18.75
View	7.50
Auto hire - two trips	13.00
Survey, plotting, drafting, help & expenses	76.00
Preparing having signed assembling & filing report	15.00
	<u>\$130.25</u>

J. D. Ritter

2 1/2 Days View	\$18.75
Auto hire 2 trips	4.00
46 miles	2.30
	<u>29.05</u>
	<u>\$29.05</u>

Adam Shuman

2 1/2 Days	\$18.75
Auto hire two trips	13.00
66 miles	3.30
	<u>\$35.05</u>

APPROVED FOR PAYMENT

 COMMISSIONER

CERTIFIED
 Jacob M. Hoffman
 COUNTY CONTROLLER

CERTIFIED
 Jacob M. Hoffman
 COUNTY CONTROLLER

NO. 3 September SESSIONS, 1926

Order to view and vacate road in

Susquehanna Township

Order to View
and

Report of Viewers.

Filed 11 Dec 1926

A. M. Shoemaker

J. D. Ritter

Adam Shuman

Viewers

CERTIFIED

Clerk

90 cts.

Jacob M. Hoffman

COUNTY CONTROLLER

13 Dec. 1926 Approved
By the Court

14 March 1927 Confirmed absolutely
Frank C. Robt. 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."

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 25th day of October A. D. 1926, before the Honorable Judge of the said Court: Upon the petition of ~~direct inhabitants~~ ^{Supervisors} of the Township of Susquehanna, in the said County, setting forth that ~~they have under~~

~~been used for public use~~ ~~and that the same is no longer needed as a public highway.~~
a Township Road has been long since laid out by authority of law, opened and in use beginning at a point on the dirt road leading to the Village of Emeigh, which point is ten hundred forty five (1045) feet in a Westerly direction from the intersection of the Township Road leading from Hastings to Cherrytree and the Township Road leading from Barnesboro to Cherrytree, which intersection is near Pleasant Hill Church, and extending thence in a Northerly direction approximately three miles to a point on State Highway Route Number six, which point of ending is Northwardly thirty five hundred seventy feet and five tenth (3575.5.) feet from the intersection of State Highway Route Number six leading from Barnesboro to Cherrytree and the Township Highway leading from said Route Number six through the Village of Kinport to the Village of Unientown. That said Road is now useless, inconvenient and burdensome and is no longer needed as a public highway.

and therefore praying the Court to appoint proper persons to view and ~~locate~~ ^{vacate} the same according to law. The Court, upon due consideration had of the premises, do order and appoint

A. M. Shoemaker surveyor, and J. D. Ritter and Adam Shuman

viewers, to view the ground proposed for said ~~road~~ ^{vacation} and if they agree that there is occasion for such ~~road~~ ^{vacation}, they shall proceed to ~~lay out~~ ^{vacate} 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. Ruff Clerk.

