

No. 6 June Sessions 1928

No. 1 Sept. Sess., 1928.

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

PETITION OF CITIZENS AND RESIDENTS OF READE TOWNSHIP, CAMBRIA COUNTY, PENNSYLVANIA TO VACATE ROAD.

Filed 13 August 1928

AND NOW, August 13, 1928, the within petition read and considered, and A. M. Shumaker Esq.

Ad. W. Shannon Esq. & D. R. Patton are appointed Viewers to view the within premises, and to make report according to law.

Samuel L. Evans Esq.

PRESIDENT JUDGE OF THE COURT
SPECIALLY PRESIDING

Filed 13 August 1928

LAW OFFICES
EVANS & EVANS
EBENSBURG, PA.

STATE OF PENNSYLVANIA :
COUNTY OF CAMBRIA : SS:

Before me, the subscriber, a Justice of the Peace in
and for said County and State, personally came _____

J. J. Delozier, one of the foregoing petitioners, who
being duly sworn according to law doth depose and say that the
facts, matters and things set forth in the above and foregoing
petition are true and correct, to the best of his knowledge, in-
formation and belief.

J. J. Delozier

Sworn and subscribed before me
this 11th day of August, A.D.,
1928.

C. J. Howell
Justice of the Peace.

My commission expires 1st Mon Jan 1932

TO THE COMMISSIONERS OF CAMBRIA COUNTY

AND THE SUPERVISORS OF ROADS OF THE TOWNSHIP
OF READE, IN SAID COUNTY OF CAMBRIA.

GENTLEMEN:

You are hereby notified that a petition will be presented to the Court of Quarter Sessions of Cambria County, Pennsylvania, on Monday, August 13, 1928, asking for the appointment of Viewers to vacate part of the road in Reade Township, known as the "Bear Loop" road, which intersects with the cement road running between Blandburg and Lloydsville, and running in a Westerly direction to Bear Loop, which portion of said road they desire to vacate from the point where it intersects with the cement road running between Blandburg and Lloydsville, at a point four-tenths of a mile North of Lloydsville, and running in a Westerly direction about one and one-half miles to a point known as "Bear Loop."



Attorneys for Petitioners.

August 7, A. D., 1928, we, the undersigned Supervisors of Reade Township, Cambria County, Pennsylvania, do hereby accept service of the above and foregoing notice.



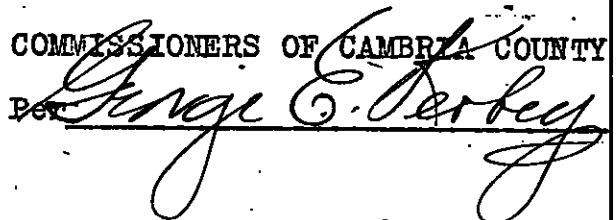


Supervisors.

August 7, A. D., 1928, service of the above and foregoing notice accepted:

COMMISSIONERS OF CAMBRIA COUNTY,

Per



VIEWER'S REPORT.

To the Honorable, the Judges of the Court of Quarter Sessions of
Cambria County, Pennsylvania.

We, the undersigned members of the Permanent Board of Viewers of Cambria County, appointed by your honorable Court and in the attached order directed to view and determine as to the propriety of vacating a certain piece of public road, in Reade Township, said county and state, between the termini therein set forth; 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 Reade, and having them accept service of notices hereto attached, and to the traveling public by posting; in public and conspicuous places at and near the termini and along the route of the piece of road proposed to be vacated, ten printed hand bills; 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 served and posted, as aforesaid, and having gone over the premises and observed and investigated the use which is being made of same by the public; we are all of the opinion that said piece of road should be vacated as it is not necessary for the accomadation of the traveling public.

The piece of road viewed 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 at a point about four tenths of a mile Northward along the improved road leading between Lloydville and Blandburg and extending thence South 87° West 192 feet, South 73° 30' West 274 feet, South 65° 30' West 279 feet, South 64° West 253.5 feet, South 68° 30' West 272 feet, South 76° West 159 feet, South 67° 30' West 337 feet, South 62° 30' West 325 feet, South 52° West 230 feet, South 49° West 120 feet, South 83* West 392 feet, South 76° 30' West 194 feet, South 88° West 692 feet, North 84° West 138 feet, North 74° West 199 feet, South 65° West 325 feet, South 68° 30' West 235 feet, South 63° West 266 feet and South 73° 15' West 1808 feet to the right of way of the rail road known as "Bear Loop": leading to Blandburg; passing through and over rough and unimproved mountain land and between the farms of John Good and Frank Sabasta; these two being the only families residing along the entire length of the road and

these families will be served practically as well, even the road is vacated as a public road, as with the road in its present condition and in the condition which it apparently has been in for many years past.

Witness our hands this fifth day of September, A. D., 1928.

A. M. Shoemaker

Adam Shuman

J. D. Ritter

Viewers.

NOTICE OF VIEW.

Notice is hereby given that the viewers appointed by the Court of Quarter Sessions of Cambria County, Pennsylvania, to view and determine as to the propriety of vacating a certain piece of public road in Reade Township, said county and state: Beginning at the intersection of what is known as the "Bear Loop" road with the cement road between Blandburg and Lloydsville, at a point about four tenths of a mile North of Lloydsville, and ending at a point known as "Bear Loop", about one and one half mile Westward from the above mentioned cement road: Will meet at the point of beginning, above mentioned, on the 28th. day of August, A. D., 1928, at 10:30 o'clock, a. m., for the purpose of performing the duties of their appointment.

A. M. Shoemaker,

J. D. Ritter ,

Adam Shuman,

Viewers.

Now, August 17th., 1928, service of the above notice is hereby accepted for the Commissioners of Cambria County, Pennsylvania.

George E. Kerby
Clerk. J.

NOTICE OF ROAD VIEW.

Notice is hereby given that the viewers appointed by the Court of Quarter Sessions of Cambria County, Pennsylvania, to view and determine as to the propriety of vacating a certain piece of public road in Reade Township, said county and state; Beginning at the intersection of what is known as the "Bear Loop" road, with the cement road between Blandburg and Lloydsville, at a point about four tenths of a mile North of Lloydsville, and ending at a point known as "Bear Loop", about one and one half mile Westward from the above mentioned cement road: Will meet at the point of beginning, above mentioned, on the 28th. day of August A. D., 1928, 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.

Now, August, 21 1928, service of the within notice is hereby accepted by the undersigned Supervisors of the Township of Reade, Cambria County, Pennsylvania.

W. L. McCauley

Levi Boyell

Supervisors.

NOTICE OF ROAD VIEW.

Notice is hereby given that the viewers appointed by the Court of Quarter Sessions of Cambria County, Pennsylvania, to view and determine as to the propriety of vacating a certain piece of public road in Reade Township, said county and state; Beginning at the intersection of what is known as the "Bear Loop" road with the cement road between Blandburg and Lloyds - ville, and ending at a point known as "Bear Loop", about one and one half mile Westward from the above mentioned cement road; Will meet at the point of beginning, above indicated, on the 28th. day of August A. D., 1928, 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.

Costs of View-

A. W. Shoemaker

Preparing, serving and posting notices of view & notifying viewers	\$ 24.00
stenoographer & stationery	2.50
View 2 days	
186 miles (two trips) @ 10¢	24.00
Engineering work, transportation & help	18.60
	127.20
Preparing report, having same signed, assembled & filing	24.00
stenoographer & stationery	2.50
	<hr/>
	\$ 222.80

J. D. Ritter

2 days on view	\$ 24.00
126 miles (2 trips)	12.60
	<hr/>
	\$ 36.60

Adam Shum

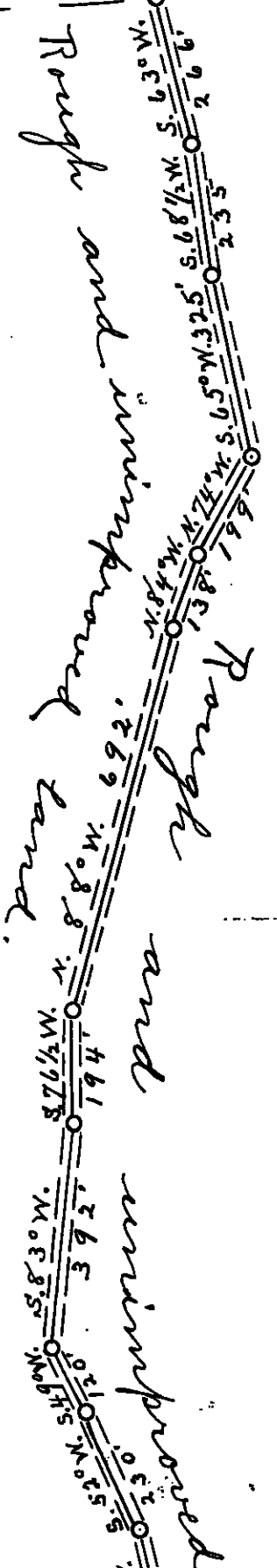
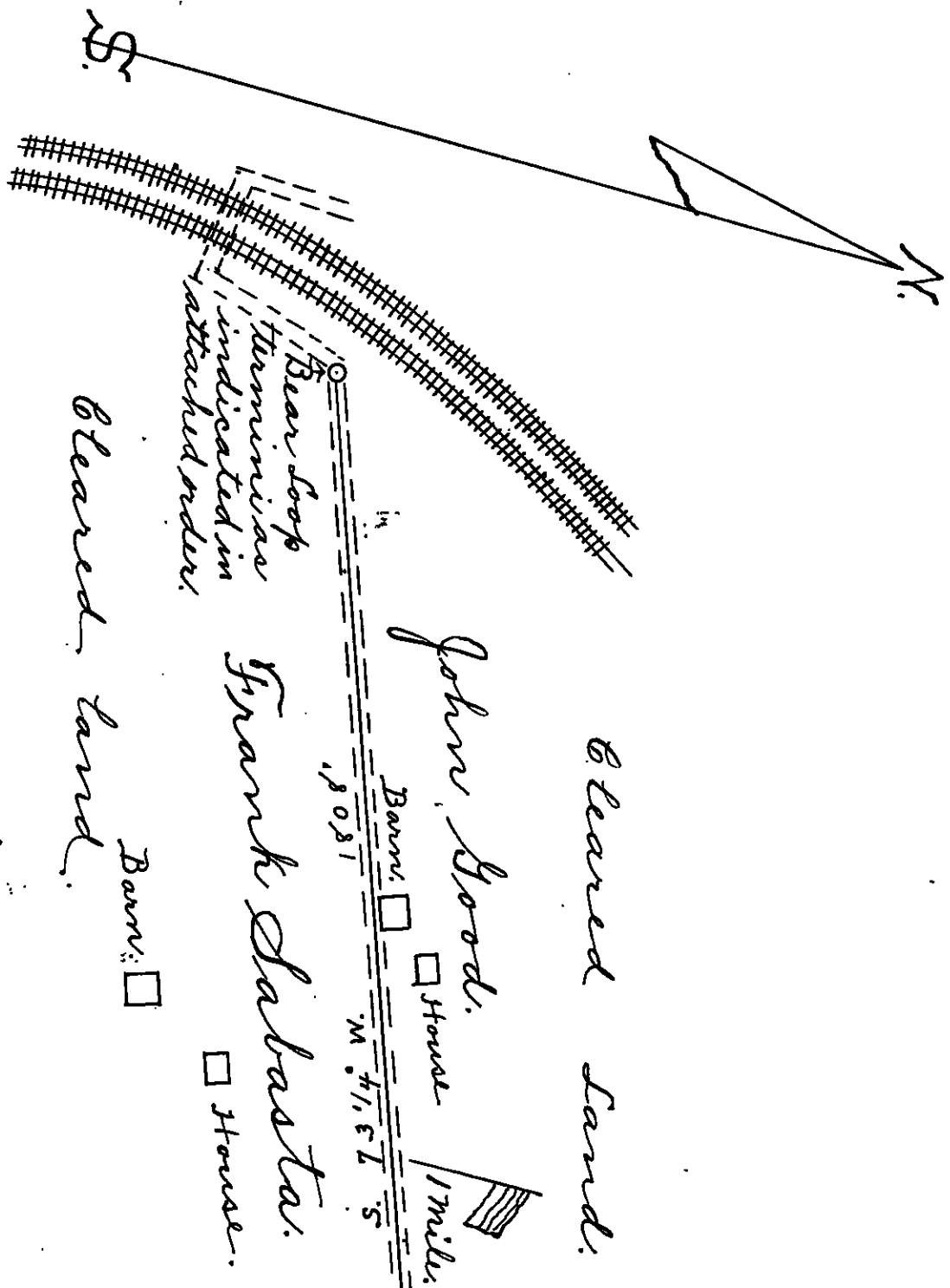
2 days	\$ 24.00
118 miles	11.80
	<hr/>
	\$ 35.80

CERTIFIED
COUNTY CONTROLLER

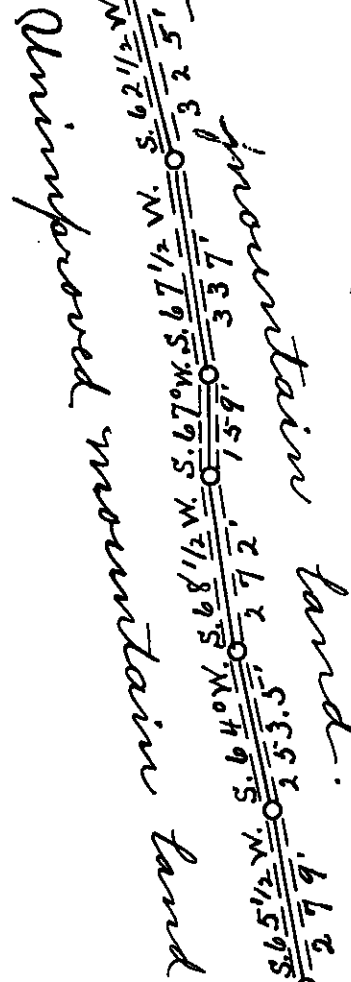
CERTIFIED
COUNTY CONTROLLER

APPROVED FOR PAYMENT

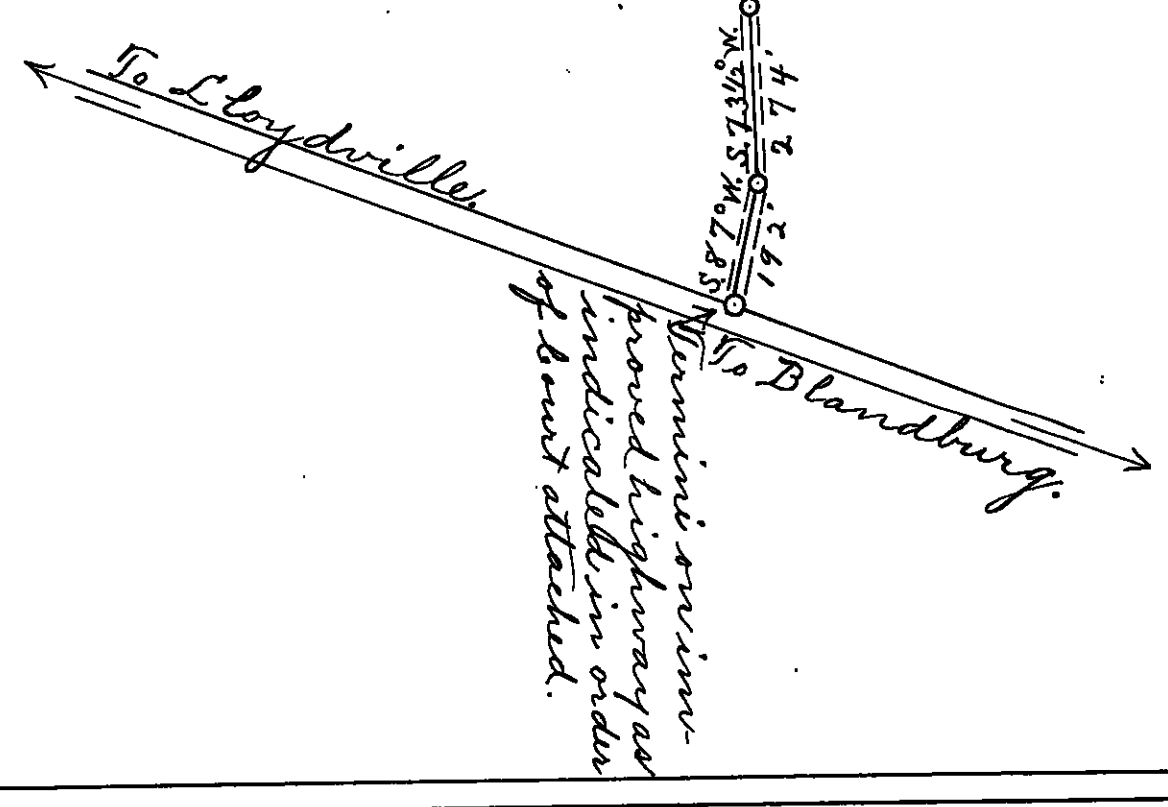
[Signature]
COMMISSIONERS



Plotter draft showing the location of a piece of public road in Grade Township, Cambria County, Pennsylvania, viewed upon an order of the Board of Quarter Sessions of Cambria County, Pennsylvania and in the attached report recommended to be vacated.



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



Winding highway as indicated in order of laws attached.

Order to view and vacate road
in Reade Township *and*

Report of Viewers.

CERTIFIED

Henry L. Simon

COUNTY COMROLLER

Filed 5 Sept 1928

A. M. Shoemaker

Adam Shuman

J. D. Ritter

Viewers

Clerk

90 cts.

10 Sept. 1928 Approved.

By the Clerk
M

10 Dec. 1928 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 13th day of August A. D. 1928, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Reade, in the said County, setting forth that they ~~labor under incon-~~

~~venience for want of a~~ ~~road or highway, to lead from~~ the road in Reade Township, known as "Bear Loop" road, which intersects with the cement road running between Blandburg and Lloydsville, and running in a Westerly direction to Bear Loop, is no longer used by the public, and has become useless, inconvenient and burdensome.

Your petitioners, therefore, pray that the said road known as the "Bear Loop" road, from the point where it intersects with the cement road running between Blandburg and Lloydsville, at a point four-tenths of a mile North of Lloydsville, and running in a Westerly direction about one and one-half miles to a point known as "Bear Loop", be vacated.

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

A. M. Shoemaker, Esq., surveyor, and

Adam Shuman and J. D. Ritter ^{vacation} viewers, to view the ground proposed for said ~~road~~ ^{vacation} and if they ^{vacate} view the same, and shall agree that there is occasion for such ~~road~~ ^{vacation} they shall proceed to ~~lay out~~ ^{vacate} 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 G. Rolt, Clerk.