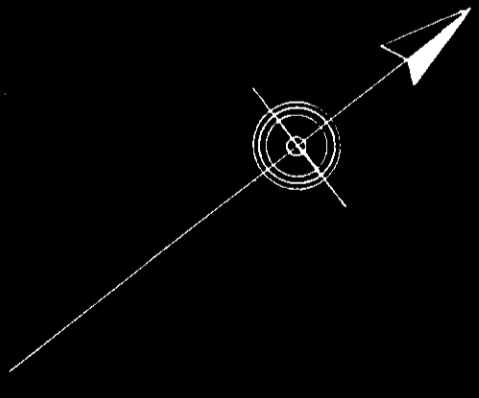


Ed #2 Dec. 1928

Not Microfilmed

TABULATION OF CHANGES BY RELOCATION  
 ALLEGHENY CLEARFIELD  
 COUNTY CAMBRIA  
 RELOCATION ABANDONED.  
 IMP UNIMP TOTAL IMP UNIMP TOTAL  
 STA 918100 TO STA 926115 800' 800' 815' 815'

5000



To Chest Springs

Robert Johnston  
(Cultivated)

Robert Johnston  
(Cultivated)



Robert Johnston  
(Cultivated)

Robert Johnston  
(Cultivated)

DRAWING  
 SHOWING PORTION OF  
 STATE HIGHWAY ROUTE 221- SEC. 2.  
 ABANDONED AS STATE HIGHWAY  
 STA 918100 TO STA 926115  
 ALLEGHENY & CLEARFIELD TOWNS. CAMBRIA CO.  
 SCALE 1"=50'

Note: The E. of the Aband road is the Township  
 Line between CLEARFIELD TWP. on the right and  
 ALLEGHENY TWP. on the left.

Approved Sept 27 1926  
 Gifford Pinchot  
 GOVERNOR.

Sta 926100 Pres. Location  
 Sta 926115 Orig. Location

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

To the Honorable, the Judges of said Court:

The petition of the undersigned, residents of the Townships of Allegheny and Clearfield in said County, respectfully represents:

1. That the Department of Highways of the Commonwealth of Pennsylvania in the reconstruction of State Highway Route No. 221 found it expedient to divert the course or direction from a point at Station 918/00 to a point at Station 926/15, a distance of approximately 815 feet or 0.154 miles.

2. That the said road before the same was taken over by the said Highway Department was a Township road lying within the boundaries of Allegheny and Clearfield Townships aforesaid.

3. That by reason of the change of location as aforesaid the portion of road originally maintained between the stations above referred to was abandoned by the said Highway Department as part of the system and the said portion above described thereupon reverted as a public highway to the Townships of Allegheny and Clearfield aforesaid.

4. That the supervisors of the Townships of Allegheny and Clearfield have jurisdiction over the said portion of said highway and are required to maintain and keep the same in safe condition for public travel.

5. That the said portion of said highway has become useless by reason of the construction of the State Highway aforesaid and the relocation of the same and is no longer necessary for public use and travel and that unless the same is abandoned and vacated a useless and unnecessary burden will be placed upon the municipalities aforesaid.

6. That the maintenance of said portion of said highway sought to be vacated will be burdensome to the taxpayers of the Townships involved and unless maintained will become dangerous as a public

thoroughfare.

7. That the point of the beginning and ending of the portion of said highway to be vacated are as herein already set forth and as fully shown on the blue print which is hereto attached and made part of this petition.

WHEREFORE your petitioners respectfully pray this Honorable Court to appoint viewers for the purpose of viewing the said portion of highway hereinabove described and make report thereof as provided by law, And they will ever pray.

<u>Jack Thomas.</u>	<u>J. M. Sheehan</u>
<u>Regis Symons</u>	<u>L. A. Katin</u>
<u>W. A. ...</u>	<u>Arthur ...</u>
<u>Ed. ...</u>	<u>Mary C. ...</u>
<u>F. P. ...</u>	<u>Lewis ...</u>
<u>Lorine ...</u>	<u>...</u>
<u>V. P. ...</u>	<u>...</u>
<u>C. H. ...</u>	<u>Mrs. John A. ...</u>
<u>Pearl ...</u>	<u>Mary ...</u>
<u>Hugh ...</u>	<u>...</u>
<u>J. A. ...</u>	<u>...</u>
<u>J. H. ...</u>	<u>Ed. ...</u>
<u>M. ...</u>	<u>B. J. ...</u>
<u>Blas ...</u>	<u>Grace ...</u>
<u>Mrs. Paul ...</u>	<u>Mrs. Mary ...</u>
<u>A. ...</u>	<u>...</u>
<u>Best ...</u>	<u>Ralph ...</u>
<u>...</u>	<u>...</u>
<u>O. C. ...</u>	<u>...</u>
<u>John ...</u>	<u>...</u>

STATE OF PENNSYLVANIA :  
COUNTY OF CAMBRIA : SS:

L A Retin

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

Sworn and subscribed before me :  
this 1 day of December, 1928. :

H O Winslow

H. O. WINSLOW, Justice of the Peace  
PATTON, CAMBRIA COUNTY, PA.  
My Commission Expires 1st Monday in January 1932

L A Retin

DECREE

And now, 18~~th~~, December 1928 the

foregoing petition presented, read and considered and the

Court do now appoint Alm Shremake,

J. D. Ritter and Adam Shuman

viewers to view the premises and make report thereof to

this Court.

By the Court  
Evans P.J.

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We, the undersigned, Supervisors of Allegheny Township,  
do hereby accept service of notice of the presentation of the  
foregoing petition.

Geo. E. McMillen Pres

Nicholas Miller

H. M. Weakland  
Supervisors of Allegheny Twp.

We, the undersigned, Supervisors of Clearfield Township,  
do hereby accept service of notice of the presentation of the  
foregoing petition.

W. M. Sheehan

G. E. Lawrence

L. A. Retter  
Supervisors of Clearfield Twp.

The Commissioners of Cambria County do hereby accept  
service of notice of the presentation of the within petition.

George E. Kerby  
Chief Clerk.  
12/17/28

*No. 2 December Sessions 1928*  
In the Court of Quarter Sessions of  
Cambria County, Pennsylvania.

PETITION FOR VACATION OF PUBLIC  
ROAD IN ALLEGHENY AND CLEARFIELD  
TOWNSHIPS, CAMBRIA COUNTY, PENNA.

*Filed: 18 December 1928*

F. J. HARTMANN,  
ATTORNEY,  
Ebensburg,  
Cambria County, Pa.

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 Permanent Board of Viewers of Cambria County, Pa., appointed by your honorable Court and in the attached order of the Court directed to view and determine as to the propriety of vacating a certain piece of public road along the line between the Townships of Clearfield and Allegheny, Cambria County, Pa., 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 and to the Supervisors of the Townships of Allegheny and Clearfield; and having them accept service of notices hereto attached; and to the traveling public by printed hand bills, as required by law, posted in public and conspicuous places at the termini and along the route of the piece of road asked to be vacated; and having been first each 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 at the time and place appointed in accord with the notices posted and served as aforesaid, and having gone over and carefully considered the premises we are all of the opinion that the piece of road in question, lying between the termini specified in said attached order should be vacated.

The piece of public road in question and which is sought 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 Station 926 / 15 on State Highway Route NO. 221 - between Chest Springs and Ashville - and extending thence South  $55^{\circ} 15'$  East 79.2 feet; South  $56^{\circ} 30'$  East 396 feet; South  $34^{\circ}$  East 115 feet, and South  $14^{\circ} 45'$  East 21.5 feet, through and over land of Robert Johnston, to the Easterly termini along the improved highway Route NO. 221.

The piece of public road above described became unnecessary by reason of the State Highway Route NO. 221 having been changed and shifted slightly Southward for the purpose of improving the alignment of the improved

state highway.

As no one along the route of the abandoned piece of public road will thereby be inconvenienced and it being useless for the taxpayers of the districts to continue keeping the same in repair and for the further reason <sup>at</sup> the said townships should be relieved of any responsibility by reason of same falling into disrepair, the undersigned viewers hereby recommend that the piece of road above referred to and shown on the attached draft should be vacated.

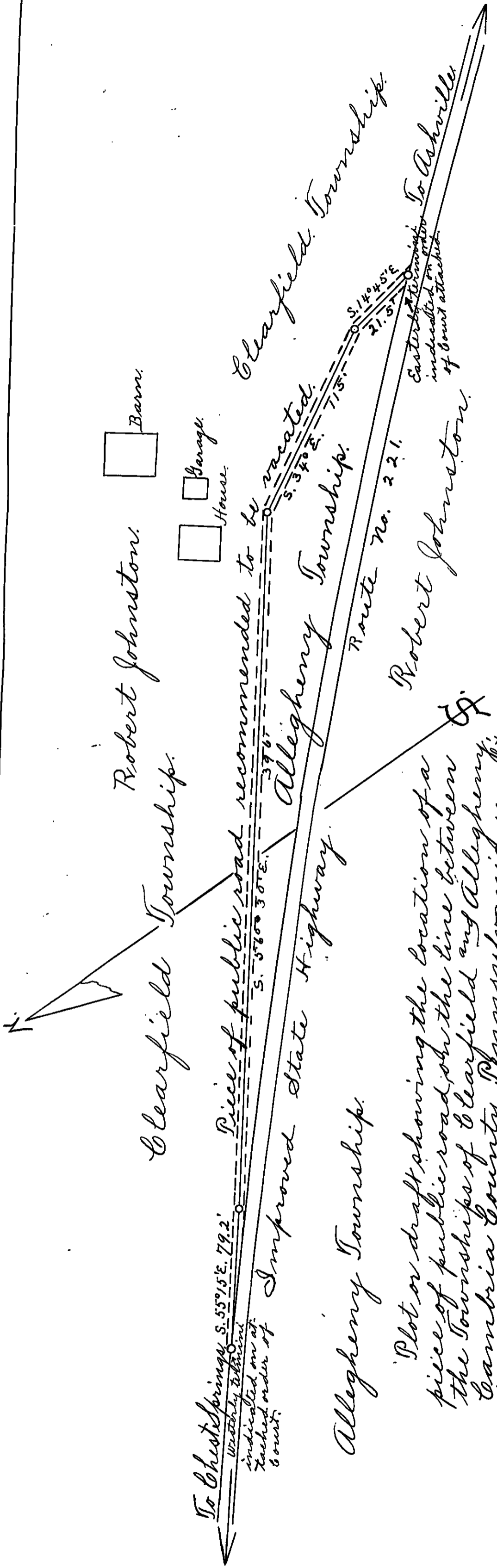
Witness our hands this 8th. day of January, A. D., 1929.

A. M. Shoemaker.

Adam Shusman

J. P. Ritter

Viewers.



Clearfield Township. Robert Johnson's. Barn.

House. Garage.

Piece of public road recommended to be vacated.

Allegheny Township. Robert Johnson's. Route No. 221. Clearfield Township.

Plot or draft showing the location of a piece of public road, on the line between the Townships of Clearfield and Allegheny, Cambria County, Pennsylvania, sought by the petitioners and recommended, in the attached report of viewers, to be vacated.

The above piece of road, viewed upon an order of the Court of Quarter Sessions of Cambria County, Pennsylvania, dated the 18<sup>th</sup> day of December, A.D. 1928.

Allegheny Township. A. M. Shoemaker, J. D. Ritter and 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 on the line between the townships of Allegheny and Clearfield, in said county and state; Beginning on the improved road between Chest Springs and Ashville at Station No. 918 / 00 and ending on the same road at Station No. 926 / 15 on State Highway Route 221., adjoining lands of Robert Johnston; will meet at the point of beginning, above noted, in the township of Allegheny on the 3th. day of January, A. D., 1929, at 10:00 O'clock a. m., for the purpose of performing the duties of their appointment.

A. K. Shoemaker,

J. D. Ritter and

Adam Shuman ,

Viewers.

Now, January, 3 1929, service of the within notice is hereby  
accepted for the Commissioners of the County of Cambria, Pa.

*George E. Kerby*  
Clerk.

C  
|

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 on the line between the townships of Allegheny and Clearfield, in said county and state, beginning on the improved road, State Highway Route No. 221, between Chest Springs and Ashville at Station NO. 918 / 00 and ending on the same road at Station NO. 926 / 15, adjoining lands of Robert Johnston: will meet at the point of beginning, above noted, in the township of Allegheny on the 8th. day of January, A. D., 1929, at 10:00 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, January 1929, service of the within notice is hereby accepted by the undersigned Supervisors of the Township of ~~Sloan~~ <sup>Allegheny</sup> ~~field~~, Cambria County, Pa.

Geo. E. McMullen  
Nicholas Miller  
H. M. Weapland

Supervisors.

9

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 on the line between the townships of Allegheny and Clearfield, in said county and state,; Beginning on the improved road, State Highway Route No. 221, between Chest Springs and Ashville at Station NO. 918 / 00 and ending on the same road at Station NO. 926 / 15, adjoining lands of Robert Johnston: will meet at the point of beginning, above noted, in the township of Allegheny on the 8th. day of January, A. D., 1929, at 10:00 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, January 1929, service of the within notice is hereby accepted by the undersigned Supervisors of the Township of Allegheny, Cambria County, Pa.

W. M. Sheehan

L. A. Petri

Supervisors.

*Warfield*  
*1929*

# Costs of View

A. M. Shoemaker

Preparing, posting & serving notices of view and notifying viewers	\$24.00
Stenographer & stationery	2.50
32 miles	\$3.20
View	12.00
32 miles	3.20
Surveying, plotting & drafting help, transportation & material	53.65
Preparing having signed assembling & filing reports of viewers	24.00
Stenographer & stationery	2.50
	<u>125.05</u>

CERTIFIED  
*Shirley E. Cannon*  
 COUNTY CONTROLLER

J. D. Ritter

Day on View	\$12.00
46 mi Barnesboro to Eboli	4.60
32 " Eboli to View & return	3.20
	<u>19.80</u>

CERTIFIED  
*Shirley E. Cannon*  
 COUNTY CONTROLLER

Adam Shuman

Day on View	\$12.00
Auto hire to Eboli & return	3.50
32 mi to view & return	3.20
	<u>18.70</u>

CERTIFIED  
*Shirley E. Cannon*  
 COUNTY CONTROLLER

APPROVED FOR PAYMENT

*Harper C. [Signature]*  
 COMMISSIONER

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 18th day of December A. D. 1928, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Allegheny and Clearfield, in the said County, setting forth that ~~they have under their~~ ~~vacated~~ ~~for~~ ~~the~~ ~~purpose~~ ~~of~~ ~~the~~ ~~reconstruction~~ ~~of~~ ~~the~~ ~~State~~ ~~Highway~~ ~~Route~~ ~~No.~~ ~~221~~ ~~found~~ ~~it~~ ~~expedient~~ ~~to~~ ~~divert~~ ~~the~~ ~~course~~ ~~or~~ ~~direction~~ ~~from~~ ~~a~~ ~~point~~ ~~at~~ ~~Station~~ ~~918/00~~ ~~to~~ ~~a~~ ~~point~~ ~~at~~ ~~Station~~ ~~926/15~~, a distance of approximately 815 feet or 0.154 miles. That the said road before the same was taken over by the

said Highway Department was a Township road lying within the boundaries of Allegheny and Clearfield Townships aforesaid. That by reason of the change of location as aforesaid the portion of road originally maintained between the stations above referred to was abandoned by the said Highway Department as part of the system and the said portion above described thereupon reverted as a public highway to the Townships of Allegheny and Clearfield aforesaid,

That the said portion of said highway has become useless by reason of the construction of the State Highway aforesaid and the relocation of the same and is not longer necessary for public use and travel and that unless the same is abandoned and vacated a useless and unnecessary burden will be placed upon the municipalities aforesaid.

That the point of the beginning and ending of the portion of said highway to be vacated are as herein already set forth and as fully shown on the blue print which is hereto attached and made a part of this petition.

and therefore praying the Court to appoint proper persons to view and ~~locate~~ <sup>vacate</sup> 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~~ <sup>vacation</sup>, and if they view the same, and shall agree that there is occasion for such ~~road~~ <sup>vacation</sup>, 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 G. Ruff 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. 2, Decembersessions, 1928

Order to view and vacate road  
in Allegheny and Clearfield

Townships

and  
*Report of Viewers.*

*Filed 14 June 1929*

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

CERTIFIED 90 cts.  
Clerk: *James L. Cannon*  
COUNTY CONTROLLER

11 March 1929 Approved  
By the Court  
Evan P.  
10 June 1929 confirmed absolutely.  
Frank C. Robb  
Clerk