

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA.
TO THE HONORABLE THE JUDGES OF SAID COURT:-

The petition of the undersigned Supervisors and inhabitants of the Township of Gallitzin in said County respectfully showeth:

That a road has long since been layed out in Gallitzin Township beginning at a point on the road from Tunnel Hill to the Stone House or Lemmon Place situate on the Pittsburgh & Philadelphia Pike at the head of Plane No. 6 at or near the property of I. C. Wilt seven tenths (.7) of a mile from the intersection of Portage Street in Tunnel Hill Borough with the above described road and extending in a westerly direction toward Gallitzin Borough to the line separating Gallitzin Township from Gallitzin Borough at or near the house of James McCloskey now deceased, a distance of approximately three fourths (3/4) of a mile. Your petitioners believe that this road is now useless, inconvenient and burdensome.

Your petitioners therefore pray the Court that the said road may be vacated agreeably to the Act of Assembly in such cases made and provided.

And they will ever pray, etc.,

J. J. Kooser
SUPERVISOR

Alex. Marshall
SUPERVISOR

Ed. McTier
SUPERVISOR

Thos. H. Myers

Marrie E. Wanger

John J. Dermott

John M. Chydow

Bill Ventura

J. J. Vecellio

B. A. Luther

Homer Grumb

Edward Litzinger

Frank L. Gandy

Wm. J. Robbins

John R. ...

Thomas O'Neil

Edward Gallagher

Nellie ...

Anna H. Stephens

Joseph ...

Pearl Luther

Joseph ...

Palmyra Madoni

STATE OF PENNSYLVANIA

COUNTY OF CAMBRIA

F. J. Koons ; Alex Marshall
and Ed McDermott being duly sworn according to law
depose and say that the matters set forth in the foregoing
petition are true and correct as they verily believe.

Sworn and subscribed before
me this 9th day of February
January, 1929.

Thos. H. Myers

Justice of the Peace
My Commission Expires 1st Monday in January 1932

F. J. Koons
Alex Marshall
Ed McDermott

No. 6 December Sessions, 1928

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

Petition to Vacate
Road in Gallitzin Township

Filed 14 July 1929.

AND NOW, ~~July~~ 14th, 1929
the within petition being
read and considered

Adm. Shoemaker Esq

J. D. Ritter

Adam Shuman

are duly appointed Viewers
to inquire into the matters
alleged in the petition and
to do such other things as may
be required in the premises
and to report to the Court
on or before the ~~next~~ Monday
of March, 1929.

By the Court
E. Jones
L. S. JONES

ATTORNEY AT LAW
EBENSBURG, PENNA.

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 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 Gallitzin Township, Cambria County, Pennsylvania, between the terminal points therein specified; 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 Gallitzin, and having them accept service of notices hereto attached, 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; all of us met at the time and place appointed, in accord with the notices so served and posted, as aforesaid, 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; and having gone over and carefully viewed the premises, we are all of the opinion that the piece of public road in question has become useless, inconvenient and burdensome to the taxpayers of the township of Gallitzin and unnecessary for the use and convenience of the traveling public, and therefore should be vacated.

The piece of road in question; 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 road leading from Tunnelhill to the Stone House or Lemon Place on the Pittsburgh and Philadelphia Pike, at the head of Plane No. 6., at a point .7 of a mile Southward along said road from its intersection with Portage Street, in Tunnelhill Borough, and extending thence North 37° 10' West 446.3 feet, North 29° 30' West 348 feet, North 21° West 342.5 feet, North 41° West 244 feet, North 51° 25' West 193.1 feet, North 49° 30' West 755 feet, North 30° 42' West 488.7 feet, and North 30° 15' West 493.2 feet to the Westerly terminus at

the line dividing the Township of Gallitzin from Gallitzin Borough near the house of James McCloskey, now deceased.

The above described piece of road has long since fallen into disuse as a public road and it would require a considerable expenditure of money to put same in proper repair and make it of the required width for a public thoroughfare, and such an expenditure would be wholly unwarranted and imprudent.

Witness our hands this 26th. day of February, A. D., 1929.

A. M. Shoemaker

Adam Shuman

J. L. Ritter

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 Gallitzin Township, said county and state: Beginning on the road leading from Tunnelhill to the Stone House or Lemon Place, on the Pittsburgh & Philadelphia Pike, at a point about .7 of a mile from its intersection with Portage Street, in Tunnelhill, Boro.; leading thence in a Westerly direction and ending on the line dividing the Boro. of Gallitzin from Gallitzin Twp.: will meet at the place of beginning, above noted, in the Township of Gallitzin, aforesaid, on the 26th. day of February, 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, February, 18th., 1929, service of the within notice is here-
by accepted for the Commissioners of the County of Cambria, Pa.

George B. Kerby
Clerk.

NOTICE OF ROAD 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 Gallitzin Township, said county and state: Beginning on the road from Tunnelhill to the Stone House or Lemon Place, on the Pittsburgh and Philadelphia Pike, at a point about .7 of a mile from its intersection with Portage Street, Tunnelhill Boro; leading thence in a Westerly direction and ending on the line dividing the Boro. of Gallitzin from Gallitzin Twp.: will meet at the place of beginning, above noted, in the Township of Gallitzin, aforesaid, on the 26th. day of February, 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, Feby. 1929, service of the
within notice is hereby accepted
by the undersigned Supervisors of
the Township of Gallitzin, Cambria
Co., Pa. —

Ed Mc Dermott

~~Ed Mc Dermott~~

Supervisors

Costs of View.

A. M. Shoemaker.

Preparing, serving and posting notices of view and notifying viewers	\$24 ⁰⁰
Stenographer & Stationery	3 ⁰⁰
auto hire to place of view	6 ⁰⁰
day on View	12 ⁰⁰
share of auto hire to place of view	4 ⁰⁰
Survey, plotting, drafting help, material & transportation	73 ⁶⁵
Preparing, having signed assemblings & filing report of view	24 ⁰⁰
Stenographer & stationery	2 ⁵⁰
	\$149 ¹⁵

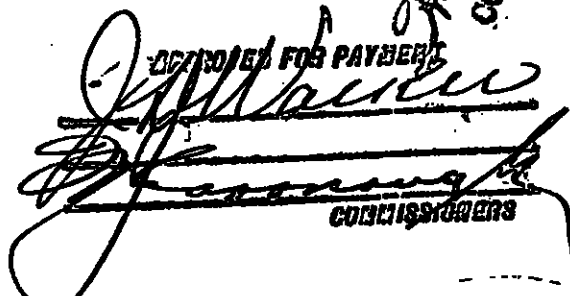
J. D. Ritter

Day on View	\$12 ⁰⁰
miles from Barnesboro to 46 mi Ebensburg & return to Barnesboro	4 ⁶⁰
Share of Auto hire Ebensburg to place of view and return	4 ⁰⁰
	\$20 ⁶⁰

Adam Shuman

Day on View	\$12 ⁰⁰
Auto hire from home to place of view and return	7 ⁰⁰
	\$19 ⁰⁰

CERTIFIED
 J. H. Hays, Jr.
 COUNTY CONTROLLER

RECEIVED FOR PAYMENT

 COUNTY CONTROLLER

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 14th day of February A. D. 1929, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Gallitzin, in the said County, setting forth that ~~the road from Tunnelhill to the Stone House or Lemmon Place~~

~~has long since been laid out in Gallitzin Township beginning at a point on the road from Tunnelhill to the Stone House or Lemmon Place situate on the Pittsburgh & Philadelphia Pike at the head of Place No. 6 at or near the property of I. C. Wilt seven tenths (.7) of a mile from the intersection of Portage Street in Tunnelhill Borough with the above described road and extending in a westerly direction toward Gallitzin Borough to the line separating Gallitzin Township from Gallitzin Borough at or near the house of James McCloskey now deceased, a distance of approximately three fourths (3/4) of a mile. Your petitioners believe that this road is now useless, inconvenient and burdensome.~~

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

A. M. Shoemaker surveyor, and

A. M. Shuman and J. D. Ritter

~~viewers, to view the ground proposed for said road, and if they agree that there is occasion for such road, they shall proceed to make 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.~~ ^{vacate} view the same, and shall agree that there is occasion for such road, they shall proceed to ~~make~~ ^{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 L. Roth, Clerk.

NOTE. "It shall be the duty of all persons appointed in 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. 6, December sessions, 1928

Order to view and vacate road

in Gallitzin Township

any

Report of Viewers

Filed 27 July 1929

CERTIFIED

Heard E. Gamm

COUNTY OF MONTGOMERY

A. M. Shoemaker

Viewers

Adam Shuman

J. D. Ritter

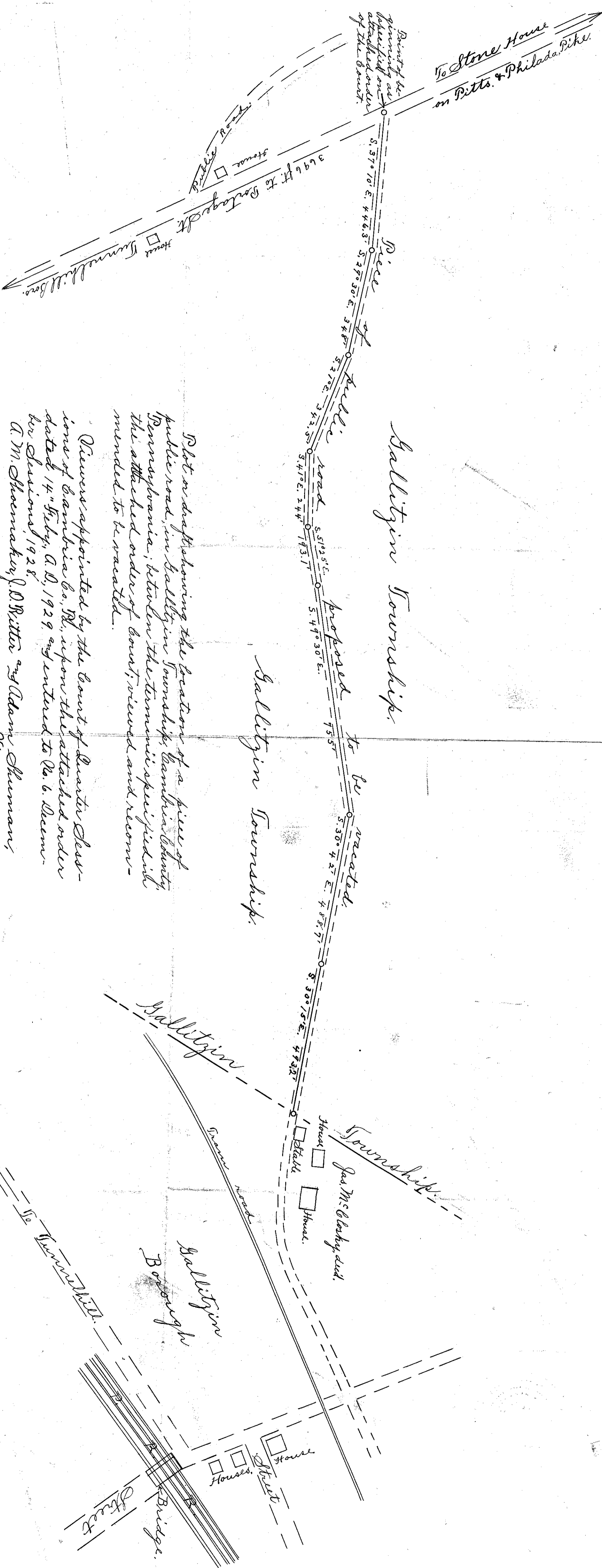
Clerk Robb

*Mar. 2/26/29
10:57 AM*

*11 March 1929 Approved
By the Court
Evans P. J.*

*10 June 1929 confirmed absolutely
Frank B. Robb
Clerk*

Courses as above indicated are reversed.



Baltimore Township.

Baltimore Township.

for Mrs. Elsie, et al.

Plot or draft showing the location of a piece of public road, in Baltimore Township, Cambridge County, Pennsylvania; between the termini specified in the attached order of Court; viewed and recommended to be vacated.

Viewers appointed by the Court of Quarter Sessions of Cambridge Co., Pa., upon the attached order dated 14th July, A. D., 1929, and entered to Pa. C. Decem-ber Sessions, 1928.
 A. M. Shoemaker, P. D. Ritter and Adam Shuman,
 Viewers.