

In the Court of Quarter
Sessions of Cambria County

No. 7 ~~June~~ ^{July} Sept. Term, 1929

IN RE:

PETITION FOR APPOINTMENT
OF VIEWERS TO VACATE AND
SUPPLY A ROAD IN WHITE
TOWNSHIP.

B O N D

O R D E R
Now *July 30* 1929
the within bond is *approved*
approved and directed to
be filed.

By the Court
M.
Filed 30 July 1929.

IVAN J. MCKENRICK
LAWYER
EBENSBURG, CAMBRIA COUNTY, PA.
MCKENRICK BLDG.

IN RE: PETITION FOR APPOINTMENT OF VIEWERS TO VACATE AND SUPPLY ROAD IN WHITE TOWNSHIP, CAMBRIA COUNTY, PENNSYLVANIA.

B O N D.

KNOW ALL MEN BY THESE PRESENTS, that Geo E. Swartz, W. G. Strayer and B. J. Noonan are held and firmly bound unto the Commonwealth of Pennsylvania, in the sum of One Hundred (\$100.00) Dollars, lawful money of the United States to be paid to the said Commonwealth, her certain attorney or assigns, to which payment well and truly to be made and done, we do bind ourselves, our heirs, administrators and executors, jointly and severally firmly by these presents.

Sealed with our seals, and dated the 3rd day of July, 1929.

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereassa petition has been presented to the Court of Quarter Sessions of Cambria County, Pennsylvania, to No. _____ Term, 1929, praying for the appointment of Viewers to view the premises and vacate a certain road in White Township; now if the above bounden

or any of them shall pay or cause to be paid, such costs as the Court of Quarter Sessions of Cambria County may order and decree on account of said petition and view, then this obligation to be void; otherwise to be and remain in full force and effect.

Witness

H. B. Wood

Geo. E. Swartz (SEAL)

W. G. Strayer (SEAL)

B. J. Noonan (SEAL)

STATE OF PENNSYLVANIA

SS:

COUNTY OF CAMBRIA

B. J. Noonan

one of the principals in the foregoing recognizance deposes and says that the sureties named therein are owners of real estate worth the penalty expressed therein over and above their just debts, liabilities and all legal exemptions.

Sworn to and subscribed before me this 3rd day of July, 1929.

H. B. Wood

B. J. Noonan

George L. Reade

NOTARY PUBLIC
Commission expires March 7, 1931

Open in 1929 - 5

NO. 7 Time sessions, 1929.

Order to view vacate and supply

road in White Township

and

Robert Williams

Filed 28 August 1929

A. M. Shoemaker

Adam Shuman

J. D. Ritter

Clerk Robb

Viewers

CLERK

CERTIFIED
County Controller

5-11-1930

9 Sept. 1929 Approved and health board of White Township
By the Court
4 Dec. 1929 Approved absolutely
Frank E. Ruff & Co.

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."

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, appointed by your honorable Court and in the attached order directed to view and determine as to the propriety of vacating and supplying, in whole or in part, a certain piece of public road in White Township, Cambria County, Pennsylvania, from the Patton - Coalport road to the line dividing the townships of White and Chest, known as the Swarts road, 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 White, 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 and along the route of the piece of road to be viewed: All of us met at the time and place appointed, in accord with the notices so given and posted as aforesaid, and having each 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 carefully viewed the premises we are all of the opinion that the piece of road in question should be vacated and a new road supplied instead thereof. Said piece of road suggested to be vacated takes the following courses and distances, viz: Beginning on the Patton - Coalport road at the J. S. McKee property and extending thence between the McKee property and land of Calvin Gates N. 59° W. 240 ft., N. 59° 30' W. 264.5 ft., N. 61° W. 244 ft., N. 61° 30' W. 256 ft., N. 68° W. 205 ft., N. 59° 30' W. 532 ft., N. 59° 45' W. 416 ft., N. 59° W. 451.5 ft., N. 56° W. 167.4 ft., N. 65° 45' W. 81 ft., S. 67° 38' W. 52 ft., S. 44° W. 168 ft., S. 72° W. 93.5 ft., S. 86° W. 117

ft., N. 84° W. 131 ft., N. 78° 45' W. 167 ft., N. 83° 39' W. 206 ft.,
S. 82° 30' W. 785 ft., N. 83° W. 298 ft., S. 79° W. 184 ft., S. 80° W.
340.5 ft., S. 76° W. 187 ft., S. 79° W. 163 ft., S. 85° W. 225 ft., S.
89° W. 258 ft., S. 69° 39' W. 174 ft., S. 62° W. 484 ft., S. 81° W. 130
ft., N. 64° W. 213 ft., N. 78° W. 197 ft., N. 63° W. 216 ft., S. 89° 145'
W. 118 ft and S. 75° W. 151 ft. to the line dividing the townships of
White and Chest and instead thereof supplying a piece of road beginn-
ing at said township line and extending thence N. 82° 12' E. 4540 ft.,
thence curving to the South with a radius of 467.5ft. for a distance of
306 ft., thence S. 59° 42' E. 3059 ft. to the point of beginning on the
Patton-Coalport road, a plot or draft whereof is hereto attached and
made a part of this report.

Having failed to secure a release of damages from the Deemer Heirs
we have assessed their damages at Fifty Dollars and have estimated
that the other property owners along the route of the proposed new
road will sustain no damages.

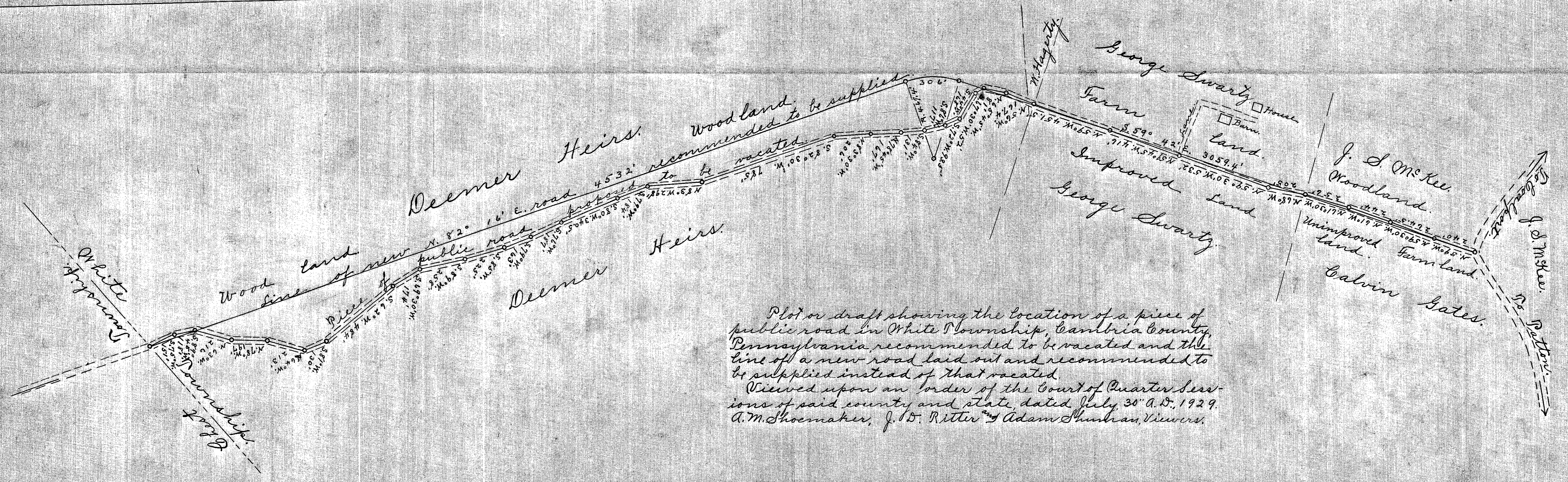
Witness our hands this 26th.
day of August, A. D., 1929.

Adam Shuman

J. L. Ritter

A. M. Shoemaker

Viewers.



Plot or draft showing the location of a piece of public road in White Township, Cambria County, Pennsylvania, recommended to be vacated and the line of a new road laid out and recommended to be supplied instead of that vacated.

Viewed upon an order of the Court of Quarter Sessions of said county and state, dated July, 30th A. D., 1929.

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

NOTICE OF VIEW.

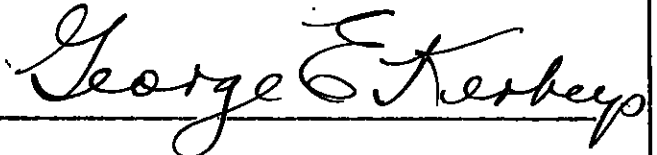
Notice is hereby given that the viewers appointed by the Court of Quarter Sessions of Cambria County, Pennsylvania, to view and determine as to the propriety of vacating and supplying, in whole or in part, a certain piece of public road in White Township, said county and state: Beginning on the Flinton - Patton road at a point 13,000 feet from the Flinton - Coalport road and extending thence to the Chest Township line, a distance of approximately 7,900 feet, known as the Schwartz road: will meet at the point of beginning, above mentioned, on the Flinton - Patton road in White Township, aforesaid, on the 20th day of August, 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, August 7th 1929, service of the above notice is hereby accepted for the Commissioners of Cambria County, Pennsylvania.



Clerk.

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 and supplying, in whole or in part, a certain piece of public road in White Township, said county and state: Beginning on the Flinton - Patton road at a point 13,000 feet from the Flinton - Coalport road and extending thence to the Chest Township line, a distance of approximately 7,900 feet, known as the Schwartz road: will meet at the point of beginning, above mentioned, on the Flinton - Patton road in White Township, aforesaid, on the 20th day of August, 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, August 1929, service of the above notice is hereby accepted by the undersigned Supervisors of the Township of White, Cambria County, Pennsylvania.

H. B. Boul

W. G. Strayer

B. J. Norman

Supervisors of White Township.

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 and supplying, in whole or in part, a certain piece of public road in White Township, said county and state: Beginning on the Flinton - Patton road at a point 13,000 feet from the Flinton - Coalport road and extending thence to the Chest Township line, a distance of approximately 7,900 feet, known as the Schwartz road: will meet at the point of beginning, above mentioned, on the Flinton - Patton road in White Township, aforesaid, on the day of August, 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.

*Deerfoot
Represented by
Les Schwartz*

*60
36*

*149
12 1/2*

80

Cost of View.

A. M. Shoemaker	
Preparing, serving and posting notices of view and notifying viewers	\$24.00
steno-grapher & stationery	2.50
auto hire for posting and serving notices of view	6.00
Day on view	12.00
52 miles @ 10¢ per mile	5.20
Surveying, plotting and drafting 15,804 ft. of road, furnishing three blue prints, expenses and transportation	147.65
Preparing having signed assembling & filing report of viewers	24.00
steno-grapher & stationery	2.50
	<u>\$223.85</u>
J. D. Ritter, Barnesboro	
Two days on view	\$24.00
88 miles (two trips)	8.80
	<u>\$32.80</u>
Adam Shuman	
Two days	\$24.00
136 miles (two trips)	13.60
	<u>\$37.60</u>

CERTIFIED
Harvey L. Brown
COUNTY CONTROLLER

APPROVED FOR PAYMENT
[Signature]
[Signature]
COMMISSIONERS

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 30th day of July A. D. 1929, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of White, in the said County, setting forth that ~~they have under their~~
~~reference for some of~~ ~~residence for some of~~

a public road was long since laid out in White Township, Cambria County, Pennsylvania, leading from the Flinton and Patton road to St. Lawrence.

That a part of said road beginning at a point on the Flinton and Patton road 13,000 feet from the Flinton and Coalport road, which intersects same and extends from said point to the Chest Township line, a distance of 7900 feet and known as the Schwartz road has become inconvenient, impracticable and burdensome by reason of the numerous sharp curves and steep grades, and said road will be very much improved by a change of its route between the said points. Your Petitioners, therefore, pray the Court to appoint qualified persons to view the premises and vacate this portion of said road, in whole or in part, as they may determine, and supply the whole or part of a new road between said points as directed by the Act of Assembly in such cases 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

A. M. Shoemaker

surveyor, and

Adam Shuman and J. D. Ritter

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 B. Roth

Clerk.

In the Court of Quarter
Sessions of Cambria County
No. 7

Sept. Term, 1929

June

IN RE:

PETITION FOR APPOINTMENT
OF VIEWERS TO VACATE AND
SUPPLY A ROAD IN WHITE
TOWNSHIP.

Filed 30 July 1929

Now *July 30*, 1929
the within petition is pres-
ented and upon due consider-
ation the Court appoint

A. M. Phoenician

Adam Phoenician and

J. D. Ritter

Viewers to view the premises
and make report thereof as
provided by law.

By
Ivan J. McKenrick
m

IVAN J. MCKENRICK
LAWYER
EBENSBURG, CAMBRIA COUNTY, PA.
MCKENRICK BLDG.

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

IN RE:

PETITION FOR APPOINTMENT OF
VIEWERS TO VACATE AND SUPPLY
ROAD IN WHITE TOWNSHIP

NO.

SEPTEMBER SESSIONS

1929.

TO THE HONORABLE, THE JUDGES OF THE COURT OF QUARTER SESSIONS:

The Petition of the undersigned inhabitants of White Township, Cambria County, Pennsylvania, respectfully represents:

That a public road was long since laid out in White Township, Cambria County, Pennsylvania, leading from the Flinton and Patton road to St. Lawrence.

That a part of said road beginning at a point on the Flinton and Patton road 13,000 feet from the Flinton and Coalport road, which intersects same and extends from said point to the Chest Township line, a distance of 7900 feet and known as the Schwartz road has become inconvenient, impracticable and burdensome by reason of the numerous sharp curves and steep grades, and said road will be very much improved by a change of its route between the said points.

Your Petitioners, therefore, pray the Court to appoint qualified persons to view the premises and vacate this portion of said road, in whole or in part, as they may determine, and supply the whole or part of a new road between said points as directed by the Act of Assembly in such cases made and provided. And your Petitioners will ever pray, etc.,

STATE OF PENNSYLVANIA

COUNTY OF CAMBRIA

SS:

H. B. Nail

being duly
sworn according to law, deposes

and says that the matters set forth in the foregoing Petition are true to the best of his knowledge, information and belief.

H. B. Nail

Sworn to and subscribed before me
this *2nd* day of *July* 1929

George L. Prude

My commission expires
JULY PUBLIC
Commission expires March 7, 1931

H. Wood Supervisor

B. J. Noonan

W. A. Mayne Supr.

John Sneath

G. C. Stevens

Benj. Shupe

Wm. S. Gates

Wm. E. Blum

Fred J. Glass

J. Adam Blum

Robert Barnhart

G. M. Gates

Philip Kutruff

E. Linn Gates

Shatter Good

James L. Campbell

T. A. Flanagan

L. F. Brill

J. L. Esch

Geo. D. Gates

Geo. E. Swartz

W. A. Fleming

D. H. Fleming

Carrie K. Wood

G. G. Potter

Elizabeth Shaffer

Wm. J. Wood

Minnie S. Wood

Victor Van Deyck

Tom Wood

J. B. Monahan