

Nov. 2 September Sessions 1929

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

No. Dec. Sessions 1929

IN RE:

PETITION FOR THE LAYING
OUT OF A PUBLIC ROAD IN
ADAMS TOWNSHIP, CAMBRIA
COUNTY, PENNSYLVANIA.

Filed 15 November 1929

O R D E R

Now 15th Nov. 1929, the with
in Petition presented and
upon due consideration the
Court appoints Mable

Baumgardner Ex. Philist

Campfield and Diana

Tomb

viewers to view the premises
and make report as provided
by Law.

By the Court
Evanly

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

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

In Re:

Petition for the laying out
of a public road in Adams
Township, Cambria County,
Pennsylvania.

No. December Session, 1929.

TO THE HONORABLE, THE JUDGES OF THE COURT OF QUARTER SESSIONS OF
CAMBRIA COUNTY, PENNSYLVANIA:

The Petition of the undersigned inhabitants of the Township of
Adams, County of Cambria and State of Pennsylvania, respectfully
represents:

That your Petitioners and the traveling public labor under
great inconvenience for want of a public road or highway in the said
Township of Adams, to begin at a certain point in the Village of St.
Michael at a curve on the brick road leading from South Fork to
Johnstown, which point is 1800 feet from an intersecting road already
opened leading to Palestine and extending from said point by a
convenient route to another point on said brick road at the Post Office
in St. Michael, which point is 800 feet from the said intersecting
road leading from the brick road to Palestine.

Your Petitioners therefore pray your Honorable Court to appoint
proper persons to view and lay out said road according to Law.

Ed Costlow *representing* J. Ward Hile
A. C. Baumgardner *Supervisor* C. M. Prosser

John Lloyd
Joseph Lewis
William Hall

Joe A. Costlow
Martin Brown
A. H. Gilbert
L. A. Weinbaugh
Joseph Carr

Mike Progar
Henry Roeder
Wm. S. Kolesinski
Carl Bracic
Geo Martjak
August Peruta
Frank Shoppick
Frank Vitlivo
Benjamin Fecina
Stephen Logoschak
F. J. Burke
Chad Parbait
W. J. Jisek
Andrew Sabanyserusta

J. H. Quatt
Yves Stridinger
Mrs. F. Deke
Harry Howadler
William J. Gittins
Charles Howitt
Joe Terickshork
George J. Busingo
Govs Popovnik
Frank Costlow
Vasil Brindak
James B. Hindburgh
Stanby Czegbya
Joseph Mattes
Tom Otajula

STATE OF PENNSYLVANIA

COUNTY OF CAMBRIA

SS:

Before me the undersigned authority personally came William Hall, one of the petitioners above, who being by me 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 and belief.

William Hall

Sworn to and subscribed before me
this 22 day of October, 1929.

Geo. F. Baker J.P.

MY COMMISSION EXPIRES FIRST MONDAY IN JANUARY, 1934

Nov. 9, September Sessions 1929

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

No. Dec. Sessions, 1929.

IN RE:

PETITION FOR THE LAYING
OUT OF A PUBLIC ROAD IN
ADAMS TOWNSHIP, CAMBRIA
COUNTY, PENNSYLVANIA.

B O N D

Now *15th*, November, 1929
the within bond and the
sureties are approved.

By the Court
Crawford

Filed 15 November 1929.

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

IN RE: PETITION FOR THE LAYING OUT OF A PUBLIC ROAD IN ADAMS TOWNSHIP, CAMBRIA COUNTY, PENNSYLVANIA.

B O N D

KNOW ALL MEN BY THESE PRESENTS, that we, William Hall, John Lloyd and Carl Sracic, all of the County of Cambria and State of Pennsylvania, 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 of America, 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 out seals and dated the 22 day of Oct, 1929.

The condition of this obligation is such that whereas a petition has been presented to the Court of Quarter Sessions of Cambria Coutny, Pennsylvania, to No. December Sessions 1929, praying for the appointment of Viewers to lay out a public road in Adams Township; now if the above bounden William Hall, John Lloyd and Carl Sracic, all of the County of Cambria; State of Pennsylvania, 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 the said Petition and View, then this obligation to be void; otherwise to be and remain in full force and effect.

William Hall (SEAL)

Witness:

Martin Slamon

John Lloyd (SEAL)

Carl Sracic (SEAL)

STATE OF PENNSYLVANIA
COUNTY OF CAMBRIA

SS:

John Lloyd 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.

John Lloyd

Sworn to and subscribed before me this 22 day of October, 1929.

Geo. F. Jakis Jr.

My commission expires Jan. 1934

IN THE COURT OF QUARTER SESSIONS,
CAMBRIA COUNTY, PENNSYLVANIA.
NO. 2 SEPTEMBER SESSIONS, 1929.

IN RE LAYING OUT PUBLIC ROAD
IN THE VILLAGE OF ST. MICHAEL,
BEGINNING AT POST OFFICE BUILD-
ING, ADAMS TOWNSHIP, CAMBRIA
COUNTY, PENNSYLVANIA.

REPORT OF VIEWERS.

*The within Report
filed here per return
as of Dec 6 - 1929
By the Court
Mahlon J. Baumgardner
C. J. - C. C. P. P.
Filed 9 December 1929.*

MAHLON J. BAUMGARDNER
ATTORNEY AT LAW
JOHNSTOWN, PENNA.
SWANE BLDG.

9 Dec 1929 Report and find the road laid out fully first

*By the Court
Mahlon J. Baumgardner*

10 March 1930 to inform about this

Frank G. Kraft, Clerk

IN RE LAYING OUT PUBLIC ROAD
IN THE VILLAGE OF ST. MICHAEL,
BEGINNING AT POST OFFICE BUILD-
ING, ADAMS TOWNSHIP, CAMBRIA
COUNTY, PENNSYLVANIA.

IN THE COURT OF QUARTER SESSIONS,
CAMBRIA COUNTY, PENNSYLVANIA.
NO. 2 SEPTEMBER SESSIONS, 1929.

REPORT OF VIEWERS.

TO THE HONORABLE, THE JUDGES OF SAID COURT:

We, the undersigned Viewers, appointed by the above Court to view said premises for the purpose of laying out a public road in the Township of Adams, Cambria County, Pennsylvania, leading from a certain point in the Village of St. Michael at a curve on the brick road leading from South Fork to Johnstown, which point is 1800 feet from intersecting road already opened, leading to Palestine and extending from said point by a convenient route to another point on said brick road at the Post Office in St. Michael, which point is 1800 feet from the intersecting road leading from the brick road to Palestine, respectfully report:-

That we were duly sworn or affirmed as members of the Permanent Board of Viewers of said County, as shown by the records of said Court; that we gave due public notice of the time and place of meeting of said Viewers, by hand bills posted on the premises and by notice served on the Commissioners of Cambria County, and upon the Secretary of the Board of Supervisors of the Township of Adams, all of whom accepted service at least ten days prior to the time of the making of said view, evidence of which is shown by original notices hereto attached and made a part of this report; that we met upon the premises according to the notice given on Monday, December 2, 1929, at nine thirty o'clock A. M., and proceeded with the duties of our appointment.

That we viewed the site and locality of the road proposed to be laid out, making a personal inspection of the grounds between points designated in said petition and order. All of the Viewers were present, together with a number of citizens interested in the laying out of the said proposed road.

We are of the opinion that a public road between the points designated in our report is necessary. We, therefore, authorize the laying out of a public road according to the accompanying draft. Therefore, we lay out and return for public use a public highway, all of which said road is in the Township of Adams, Cambria County, Pennsylvania, and described as follows, to wit:

BEGINNING at the center line of Lincoln Street in the Village of St. Michael and at the intersection of Locust Street and the brick road leading from South Fork to Lovett; thence by Locust Street, North 33° 36' West 1788.5 feet; thence North 70° 6' West 469 feet to the ending at the intersection of the brick road leading from South Fork to Lovett, said ending being in the aforesaid brick road, 610 feet Northwest with the intersection of said road with Station Street, as is shown on the St. Michael Plan of Lots. The total elngth of the proposed road being 2257.5 feet.

We further report that the benefits and advantages derived from the laying out and opening of said road are far in excess to any damages or disadvantages that may accrue to any of the property owners through whose land the proposed road is laid out. Therefore, we allow no damages to any of the property affected by the laying out and opening of the road hereinabove described.

WITNESS our hands and seals this fifth day of December, A. D.
1929.

John E. Caulfield (SEAL)
Michael J. Brown (SEAL)
Diana J. Smith (SEAL)

IN RE LAYING OUT PUBLIC ROAD
IN THE VILLAGE OF ST. MICHAEL,
BEGINNING AT POST OFFICE BUILD-
ING, ADAMS TOWNSHIP, CAMBRIA
COUNTY, PENNSYLVANIA.

IN THE COURT OF QUARTER SESSIONS,
CAMBRIA COUNTY, PENNSYLVANIA.
NO. 2 SEPTEMBER SESSIONS, 1929.

TO MAHLON J. BAUMGARDNER, PHILIP CAULFIELD
DIXON TOMB and S. E. DICKEY, Drs.

Mahlon J. Baumgardner, Dr.

Data and preparing Notices to View	\$ 12.00	
Stenographer and Stationery	3.50	
Posting Notices to View	12.00	
Mileage	3.00	
Obtaining Acceptance of Service of Notice to View	12.00	
Making View	12.00	
Mileage	3.00	
Accompanying Engineer in making survey	12.00	
Mileage	3.00	
Preparing Report of Viewers	12.00	
Stenographer and Stationery	3.50	\$ 88.00 ✓

Philip Caulfield, Dr.

Making View	\$ 12.00	
Mileage	3.00	\$ 15.00 ✓

Dixon Tomb, Dr.

Making View	\$ 12.00	
Mileage	3.00	\$ 15.00 ✓

S. E. Dickey, Dr.

Making survey for Viewers	\$ 15.00	
Mileage	3.00	
Plotting survey and preparing draft	15.00	
Tracing cloth	.40	
Blue prints	.75	\$ 34.15 ✓

(Mr. Dickey's statement is hereto attached and made a part of this report.)

Ed. Allender
Raymond
Stamper

JOHNSTOWN, PA. Dec. 4, 1929

Cambria County, No. 2 September Session, 1929

TO S. E. DICKEY & CO. DR.
 CIVIL MINING AND CONSULTING ENGINEERS
 809-811 JOHNSTOWN TRUST BLDG.
 JOHNSTOWN, PENNA.

NATURE OF WORK View of Proposed Road, Adams Township

TERMS NET CASH

STATEMENTS RENDERED MONTHLY

Making survey for Viewers	\$ 15	00
Mileage	3	00
Plotting survey and preparing draft	15	00
Tracing cloth		40
Blue prints		75
	\$ 34	15

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 15th day of November A. D. 1929, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Adams, in the said County, setting forth that they labor under inconvenience for want of a public road or highway, to lead from a certain point in the Village of St. Michael at a curve on the brick road leading from South Fork to Johnstown, which point is 1800 feet from an intersecting road already opened leading to Palestine and extending from said point by a convenient route to another point on said brick road at the Post Office in St. Michael, which point is 800 feet from the said intersecting road leading from the brick road to Palestine.

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

Dixon Tomb surveyor, and

Mahlon Baumgardner and Philip Caulfield

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. Roff, Clerk.

Order to view public road in

Adams Township

M. J. Baumgardner

Philip E. Caulfield

Dixon Tomb

Viewers

Clerk Robb 300 cts.

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 and 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."

1
Ad # 2 Sept. 1929
Not Microfilmed



ST. MICHAEL PLAN OF LOTS

No 2 September Session 1929

M. J. Baumgardner
Philip E. Caulfield
Dixon Tomb

Viewers

Total Length 2257.5'

**VIEW PLAN
PROPOSED ROAD**

Situate in

ST. MICHAEL ADAMS TWP. CAMBRIA CO., PA.

Scale - 1" = 100' S. E. Dickey & Co. Dec-4-1929.
Civil & Mining Eng'rs
Johnstown, Pa.