

1100 11 December Session 1929

In the Court of Quarter Sessions of Cambria County Pennsylvania,
No. March Term, 1929.

In re: The vacation of parts of a Public Road in Blacklick Township, Cambria County, Penn'a.

PETITION FOR VACATION OF PUBLIC ROAD AND APPOINTMENT OF VIEWERS.

And now December 2nd 1929, within petition read and considered, and Court do appoint Chas. Shuman, Ed. E. Gaffel and J. D. Kitter, viewers as within prayed for.

By the Court
E. Evans

Filed 2 December 1929.

THOMAS A. SWOPE
ATTORNEY AT LAW
NANTY-GLO, PENNA.

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENN'A.

In re: The vacation of parts of
a Public Road in Blacklick
Township, Cambria County,
Pennsylvania.

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

The petition of the undersigned, the inhabitants of the
Township of Blacklick, in the county aforesaid, respect-
fully represents:

1.

That your petitioners are citizens and residents of the
Township of Blacklick, County of Cambria and State of
Pennsylvania.

2.

That a public road has long since been laid out beginning
in the Village of Belsano and extending in a Northeasterly
direction to the boundary line of Cambria and Indiana Counties,
which road is designated as "Old Route 54", on the map attached
hereto and made a part hereof as Exhibit "A".

3.

That the parts of said road designated as "Old Route 54" on
said map, beginning from a point at Sproul Station 471 plus 00 to
a point at Sproul Station 511 plus 50, a distance of 4050 feet;
and beginning from a point at Sproul Station 539 plus 50 to a
point at Sproul Station 556 plus 30, a distance of approximately
1650 feet, have become useless, inconvenient and burdensome.

Your petitioners, therefore, pray your Honorable Court to
inquire and vacate the said parts of said road, and for that
purpose to appoint three persons, qualified according to law, to
view said road and inquire of the premises, and make return of
their proceedings at the next term of this Court.

SUPERVISORS

E. E. Goss Pres

Jas. D. Wilson

U. J. Langendorfer

J. M. Hughes

J. M. Custer

Charles W. Goss

John Langendorfer

Geo. B. Smith

R. Earl Lee

Edward Adams

A. H. Folckner Sec.

Jessima Folckner

Arthur Rager

Chester Rager

Margaret M. Cruise

Eglie Goss

S. C. Smith

Commonwealth of Pennsylvania,

ss:

County of Cambria,

S. C. Smith

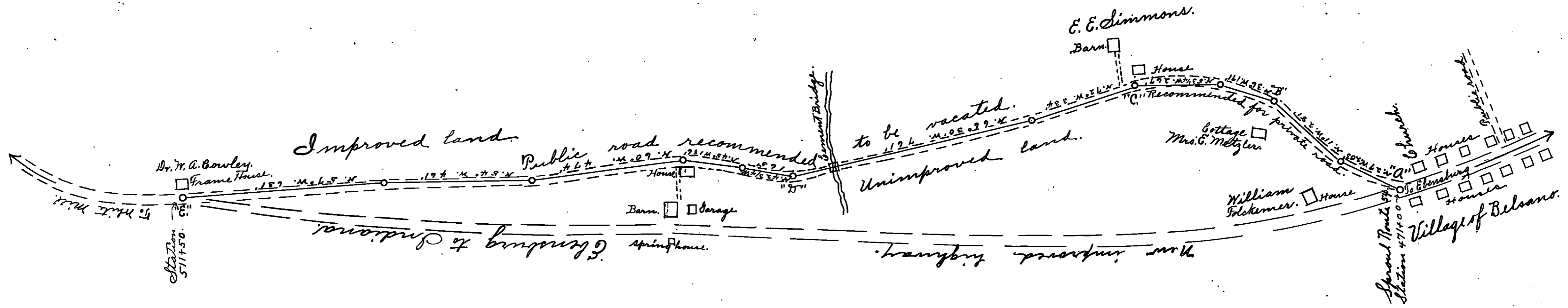
, being duly sworn according to law

deposes and says that he is a citizen and inhabitant of the Township of Blacklick, Cambria County, Pennsylvania; that he is one of the signers of the above petition; that the facts set forth therein are true and correct to the best of his knowledge and belief.

S. C. Smith

Sworn to and subscribed before me this 2nd day of November, A. D. 1929.

December R. Earl Lee Jr.



Plot or draft showing the location of a piece of public road, between stations 471+00 and 511+50 Sprout Route No. 54, in Blacklick Township, Cambria County, Pa. recommended, in attached report of Viewers, to be vacated as a public road but that the section thereof indicated hereon by the letters "A", "B", & "C" be and remain as a private road for the benefit of those living adjacent thereto.

Viewers appointed upon the attached order of the Court of Quarter Sessions of Cambria County, Pa., dated 2nd December, A. D. 1929, and entered to No. 1. December Sessions 1929.
 A. M. Shoemaker, J. D. Ritter and Philip E. Caulfield, Viewers.

REPORT OF VIEWERS.

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

We; the undesignated members of the Permanent Board of Viewers of Cambria County, appointed by your honorable Court and, upon the attached order, directed to view and determine as to the propriety of vacating two separate sections of public road in the Township of Blacklick, Cambria County, Pennsylvania; respectfully report:

That; having given due notice of the view and the time and place of meeting of the viewers to the Commissioners of Cambria County, and the Supervisors of the Township of Blacklick 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 each piece of road proposed to be vacated; and having been each first July 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 served and posted as aforesaid, and having gone over each piece of road carefully, observing the situation and enquiring of the premises relative to each, and are unanimously of the opinion that both pieces of road should be vacated, as public highways, since by reason of the construction of the new permanent road laying nearly parallel with each piece of road in question the old road, in these proceedings sought to be vacated, naturally cease to be useful for the accommodation of the general public. However, said viewers are of the opinion that the portion of road specified on the draft marked No. 1. hereto attached and indicated thereon by the letters "A"."B"."C". is necessary for the accommodation of certain individuals living on and along same, as a private road, and therefore; in accord with the Act of the General Assembly dated the 17th. day of April, A. D., 1929, P. L. 530; hereby recommend that this portion of road, indicated and specified as

aforesaid, should be allowed to be and remain as a privated road for the accomodation of those mentioned.

The first section of road recommended to be vacated as a public road, beginning at Station No. 471 plus 00 and ending at Station No. 511 plus 50, Sproul Route No. 54. takes the following courses and distances, viz: North 27° West 203, North 11° West 281, North 36° West 171, North 53° 45' West 267, North 72° West 334, North 66° 30' West 761, North 42° 45' West 165, North 45° West 186, North 60° West 474, North 54° West 461 and North 57° West 630 feet to the point of ending, and the second section sought to be vacated as a public road beginning at Station No 539 plus 50 and ending at Station No. 556 plus 30, Sproul Route No. 54. takes the following courses and distances, viz: Beginning near the property line of J. G. McCreary and extending thence North 40° West 383 feet, thence North 34° West 173 feet to the public road leading to Ivison, thence North 34° 10' West 1072 feet to the Indiana - Cambria County line.

A plot or draft of each section of road is hereto attached and made a part of this report.

Witness our hands this

18th. day of December A. D.,

1929.

Philip E. Crawford

J. D. Pitts

A. M. Shoemaker
Viewers.

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 two certain portions or sections of public road in Blacklick Township, Cambria County, Pa.: The first section or portion of road beginning at Station No. 471 plus 00 and ending at Station No. 511 plus 50, a distance of approximately 4050 feet, and the second portion or section beginning at Station No. 539 plus 50 and ending at Station No. 556 plus 30, a distance of approximately 1650 feet. Said sections of road proposed to be vacated being portions of the road known as Sproul Route No. 54, and lying between the Village of Belvano and the Cambria and Indiana County line.

Said Viewers will meet at the place of beginning first above mentioned on the 16 th. day of December, A. D. 1929, at 10:00 o'clock a. m., for the purpose of performing the duties of said appointment.

A. M. Shoemaker,
J. D. Ritter and
Philip E. Caulfield,
Viewers.

Now, December 5th., 1929, service of the above notice is hereby accepted for the Commissioners of Cambria County, Pa.

George B. Kerby
Clerk

NOTICE OF ROAD VIEW.

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Said Viewers will meet at the place of beginning first above mentioned on the / 6 th. day of December, A. D. 1929, at 10:00 o'clock a. m., for the purpose of performing the duties of said appointment.

A. M. Shoemaker,
J. D. Ritter and
Philip E. Caulfield,
Viewers.

Now, December , 1929, service of the above notice is hereby accepted by the undersigned Supervisors of the Township of Blacklick, Cambria County, Pennsylvania.

E. E. Goss Pres
Jas. S. Wilson

Supervisors of Blacklick
Township, Cambria Co., Pa.

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 two certain sections or portions of public road in Blacklick Township, Cambria County, Pa.: The first portion or section of road beginning at Station No. 471 plus 00 and ending at Station No. 511 plus 50, a distance of approximately 4050 feet, and the second section or portion of road beginning at Station No. 539 plus 50 and ending at Station No. 556 plus 30, a distance of approximately 1650 feet.

Said viewers will meet at the place of beginning first above mentioned on the 16th day of December, A. D. 1929, at 10:00 o'clock a. m., for the purpose of performing the duties of their said appointment.

A. M. Shoemaker,
J. D. Ritter and
Philip E. Caulfield,
Viewers.

Cost of View.

A. M. Shoemaker

Preparing, serving & posting notices of view & notifying viewers ^{2 1/2 da.}	\$30.00
Stenographer & stationery -	3.50
38 miles @ 10¢ per mile	3.80
Day on Two views	12.00
Auto hire	4.00

Two surveys, plotting & drafting two separate sections of Sprout Route 54 between Stations 539+50 & Station 556+30 and between Stations 471+00 & Station 577+50 - Two chainmen & transportation \$115.65

Preparing, having signed assembling & filing report of viewers	24.00
Stenographer, stationery, phone calls	2.90

✓ 195.85

J. D. Ritter

2 Days	24.00
92 miles (2 trips Barnesbr & Elbert)	9.20
Auto hire 2 trips	8.00

Philip E. Caulfield

1 Day	12.00
Auto hire	4.00

✓ \$16.00

RECEIVED

J. L. Baker
of
Harrison

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 2nd day of December A. D. 1929, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Blacklick, in the said County, setting forth that ~~the lands for and on which~~

~~vacation for road of a road or highway to be laid from~~
a public road has long since been laid out beginning in the Village of Belsano and extending in a Northeasterly direction to the boundary line of Cambria and Indiana Counties, which road is designated as "Old Route 54", on the map attached hereto and made a part hereof as Exhibit "A". That the parts of said road designated as "Old Route 54" on said map, beginning from a point at Sproul Station 471 plus 00 to a point at Sproul Station 511 plus 50, a distance of 4050 feet; and beginning from a point at Sproul Station 539 plus 50 to a point at Sproul Station 556 plus 30, a distance of approximately 1650 feet, have become useless, inconvenient and burdensome.

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

A. M. Shoemaker surveyor, and

Philip E. Wauffield and J. D. Ritter

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

No. 1 December SESSIONS, 1929

Order to view and vacate road

in Blacklick Township

and
Report of Viewers

CONFIDENTIAL
James H. ...
...

Filed 18 December 1929

A. M. Shoemaker

Philip E. Gauffield

J. D. Ritter

Viewers

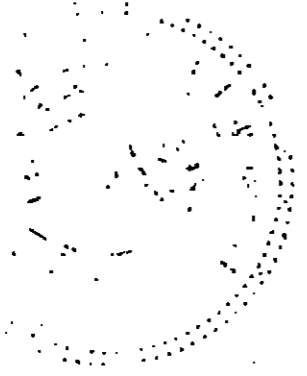
Clerk _____ 90 cts.

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 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."

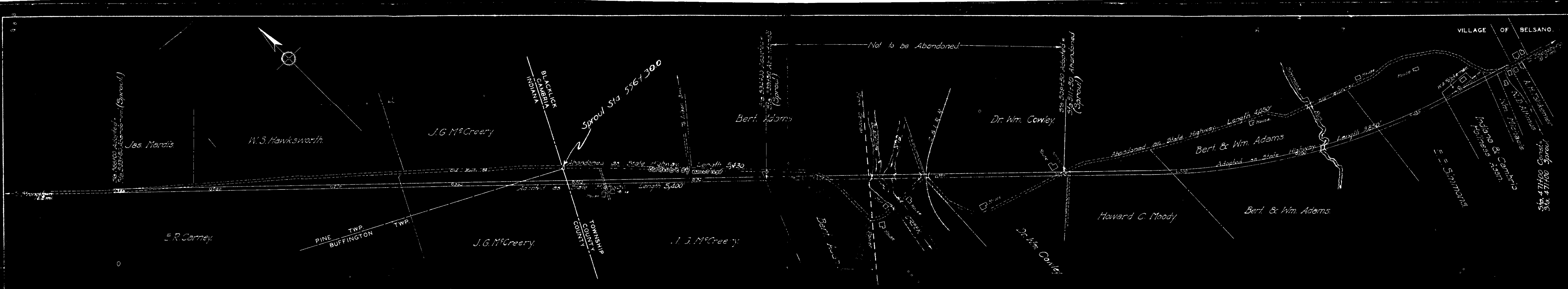
"The viewers, as aforesaid, shall make report at the next term of said Court, and in the said report shall state particularly: First, who of them were present at the view; second, whether they were severally sworn or affirmed; third, whether the road desired be necessary for a public or private road; they shall also annex and return to the Court a plot or draft thereof, stating the courses and distances, and nothing 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."

10 March 1930 Approved
By the Court
Chairman
9 June 1930 Expended absolutely
James E. Ritter
Black



Box #1 Dec. 1929

Not Microfilmed



TABULATION OF CHANGES BY RELOCATION

ROUTE CHANGED FROM STA. 471+00 TO STA. 511+50 & STA. 539+50 TO STA. 539+80	RELOCATION			ABANDONED		
	IMP.	UNIMP.	TOTAL	IMP.	UNIMP.	TOTAL
	9250'		9250'		9480'	9480'

APPROVED *May 8,* 1929
John S. Fisher,
 GOVERNOR

DRAWING
 SHOWING PORTION OF
 ROUTE 54-2
 ABANDONED AS STATE HIGHWAY
 STA. 471+00 TO STA. 511+50 & STA. 539+50 TO STA. 539+80
 BUFFINGTON & PINE TWRs. INDIANA COUNTY
 BLACKLICK TWP. CAMBRIA COUNTY
 SCALE 1" = 400'