

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 upon the attached order directed to view and determine as to the propriety of vacating a certain piece of public road in East Carroll Township, Cambria County, Pa., 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, by serving a copy of the attached notice upon them, and upon the Supervisors of said township and having them accept service of said notice, which are 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 petitioned to be vacated; and each 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:

All of us met at the time and place appointed, in accord with the notices given and posted as aforesaid, and having gone over and carefully viewed and inquired relative to the use of the particular piece of road by the general public, we have agreed that the piece of public road sought to be vacated has ceased to be of general use to the public as well as inconvenient and burdensome; hence we recommend that same should be vacated in accord with the prayer of the petitioners. We desire to recommend, however, that the said piece of road suggested to be vacated as a public road should be left open as a private road for the accommodation of A. A. Bender and others having occasion to use same and who have not otherwise convenient access to their respective properties from the public highways.

The piece of road recommended to be vacated, as a public road, a plot or draft of which is hereto attached and made a part of this report; takes the following courses and distances: Beginning on

the improved highway leading from Strittmatter's Corner, at State Highway Route No. 62, to Bradley's Junction: at a point 4224 feet eastward, along said improved highway, from its juncture with Route No. 62, at Strittmatter's Corner, and extending thence north 8° 30' east 143 feet; north 2° 30' ~~west~~^{east} 170 feet; north 10° 30' east 225 feet; north 67° east 79 feet; south 80° 15' east 269 feet; south 81° 30' east 477 feet; north 58° 10' east 1015 feet; north 17° east 156 feet; north 5° west 316 feet; north 31° east 111 feet; north 46° 10' east 350.5 feet; north 54° east 349 feet; north 49° 45' east 469 feet; north 32° 30' east 270 feet; north 27° east 299 feet; north 32° east 235 feet; north 39° 15' east 152 feet; x north 58° east 260 feet; north 61° east 1100.3 feet, and north 7° 45' east to the point of ending on the public road which extends from State Route No. 62., at the Betty Bell Tea Room; just south of Carrolltown Borough; to Chest Springs, adjoining said last mentioned road 7920 feet eastward, along same, from its juncture with said Route 62.

The viewers find that the piece of road sought to be vacated has fallen into disuse by the traveling public, no doubt due to the construction of improved highways leading from either end of this particular road to all populated districts and places of public interest.

That there are not over two occupied farms along same from which ~~the~~ the residents thereof cannot reach the improved highways without using this stretch of road.

That there are three hills on said road each of which is quite steep.

Witness our hands this 6th. day of September, A. D., 1932.

A. M. Shoemaker
L. E. Taylor
James M. Cain

Viewers.

N O T I C E O F V I E W .

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 a certain piece of public road in East Carroll Township, said county and state:

Beginning at a point on the improved highway leading from Strittmatters Corner, on State Highway Route 62, to Bradley's Junction, at a point 4224 ft. eastward, along said improved highway from its juncture with Route 62 at Strittmatters Corner, and ending on the public road which extends from said Route 62, at the Betty Bell Tea Room; just south of Carrolltown Borough; to Chest Springs and adjoins said last mentioned public road at a point 7920 feet eastward, along said last mentioned public road, from its juncture with said Route 62.

Said Viewers will meet at the point of beginning, above indicated, in the Township of East Carroll, Cambria Co., Pa., August 22nd., 1932, at 10:00 O'clock a. m., E. S. T., for the purpose of performing the duties of their said appointment.

A. M. Shoemaker,

Louis Kaylor and

James McCann,

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 East Carroll Township, said county and state:

Beginning on the improved highway leading from Strittmatter's Corner, on State Highway Route 62, to Bradley's Junction, at a point 4224 feet eastward; along said improved highway; from its juncture with Route 62; at Strittmatter's Corner; and ending on the public road which extends from said Route 62, at the Betty Bell Tea Room; just south of Carrolltown Borough; to Chest Springs and adjoins said last mentioned public road at a point 7920 feet eastward; along said last mentioned public road; from its juncture with said Route 62.

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A. M. Shoemaker,

Louis Kaylor and

James McCann,

Viewers.

Service of the above notice is hereby accepted by the undersigned Supervisor of the Township of East Carroll, Cambria Co., Pa.

A. M. Shoemaker.

N O T I C E O F V I E W .

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 East Carroll Township, Cambria Co., Pa.:

Beginning on the improved highway leading from Strittmatter's Corner, on State Highway Route 62, to Bradley's Junction, at a point 4224 feet eastward; along said improved highway; from its juncture with Route 62, at Strittmatter's Corner: and ending on the public road which extends from said Route 62, at the Betty Bell Tea Room; just south of Carrolltown Borough; to Chest Springs, and adjoins said last mentioned public road at a point 7920 feet eastward; along said last mentioned public road; from its juncture with said Route 62.

Said Viewers will meet at the point of beginning, above indicated, in the Township of East Carroll, Cambria Co., Pa., August 22nd., 1932, at 10:00 O'clock a. m., E. S. T., for the purpose of performing the duties of their said appointment.

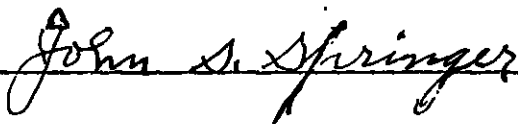
A. M. Shoemaker,

Louis Kaylor and

James McCann,

Viewers.

A carbon copy of the above notice was served on the Commissioners of Cambria County, Pa. August 17th, 1932.



N O T I C E O F V I E W .

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 East Carroll Township, Cambria Co., Pa.:

Beginning on the improved highway leading from Strittmatter's Corner, on State Highway Route 62, to Bradley's Junction, at a point 4224 feet eastward; along said improved highway; from its juncture with Route 62, at Strittmatter's Corner; and ending on the public road which extends from said Route 62, at the Betty Bell Tea Room; just south of Carrolltown Borough; to Chest Springs, and adjoins said last mentioned public road at a point 7820 feet eastward; along said last mentioned public road; from its juncture with said Route 62.

Said Viewers will meet at the point of beginning, above indicated, in the Township of East Carroll, Cambria Co., Pa., August 22nd., 1932, at 10:00 o'clock a. m., E. S. T., for the purpose of performing the duties of their said appointment.

A. M. Shoemaker,
Louis Kaylor and
James McCann,
Viewers.

Service of the above notice is hereby accepted by the undersigned Supervisor of the Township of East Carroll, Cambria Co., Pa.

G. W. Cunningham

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 East Carroll Township, Cambria Co., Pa.:

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Said Viewers will meet at the point of beginning, above indicated, in the Township of East Carroll, Cambria Co., Pa., August 22nd., 1932, at 10:00 O'clock a. m., E. S. T., for the purpose of performing the duties of their said appointment.

A. M. Shoemaker,

Louis Kaylor and

James McCann,

Viewers.

Service of the above notice is hereby accepted by the undersigned Supervisor of the Township of East Carroll, Cambria Co., Pa.

L A Geckley

PUBLIC ACCOUNTS TO THE COMMISSIONERS OF THE LAND OFFICE
 COUNTY OF CAMBRIA
 RECEIVED BY THE COMMISSIONERS OF THE LAND OFFICE
 IN THE OFFICE OF THE COMMISSIONERS OF THE LAND OFFICE
 COUNTY OF CAMBRIA, PENNSYLVANIA, THIS 10th DAY OF SEPTEMBER 1938

Ebensburg, Pa. Sept., 7th., 1938,

County of Cambria

To A. M. Shoemaker, Dr.

To preparing posting and serving notices of view		\$18.00
" stenographer and stationery	-- --	1.60.
" twenty two miles @ 10. cts. per mile	--- --	2.20
" day on view and survey	-- -- --	12.00
" twentynmiles	-- -- -- --	2.00
plotting survey and making tracing, tracing cloth and		prints
and prints	-- -- -- --	19.30
" preparing report, having same signed, assembling and	(and filing -	18.00.
" Stenographer and stationery	--- -- --	1.35.
	✓	\$74.45

To James McCann, Dr

To one Day on View	-- -- -- --	\$12.00.
" fifty six miles at 10 cts. per mile	-- --	5.60
		\$17.60

Jas. McCann, P. O. Box 858, Johnstown.

To L. E. Kaylor, Dr.

One Day on View and survey	--- --	\$12.00
" twenty six miles at 10 cents per mile		2.00
		\$14.00.

CERTIFIED
John P. Holler
 COUNTY COMMISSIONER

APPROVED FOR PAYMENT

John P. Holler
Grant P. Holler
 COMMISSIONERS

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

To the Honorable, the Judges of said Court:

We, the undersigned members of the Permanent Board of Viewers of Cambria County, Pa., respectfully report:

That having given and

County of Cambria

To A. M. Schmeckel, Dr.

18.00 To preparing posting and serving notices of view

1.80 " stenographer and stationery

2.50 " twenty two miles @ 10 cts. per mile

12.00 " day on view and survey

2.00 " twenty miles

plotting survey and making tracing, tracing cloth

12.80 and prints

18.00 (and filing) preparing report, having same signed, assembling

1.35 " Stenographer and stationery

24.45

To James McGann, Dr.

12.00 To one day on view

2.50 " fifty six miles @ 10 cts. per mile

27.60

125. McGann, P. O. Box 858, Johnstown.

To A. F. Taylor, Dr.

12.00 One day on view and survey

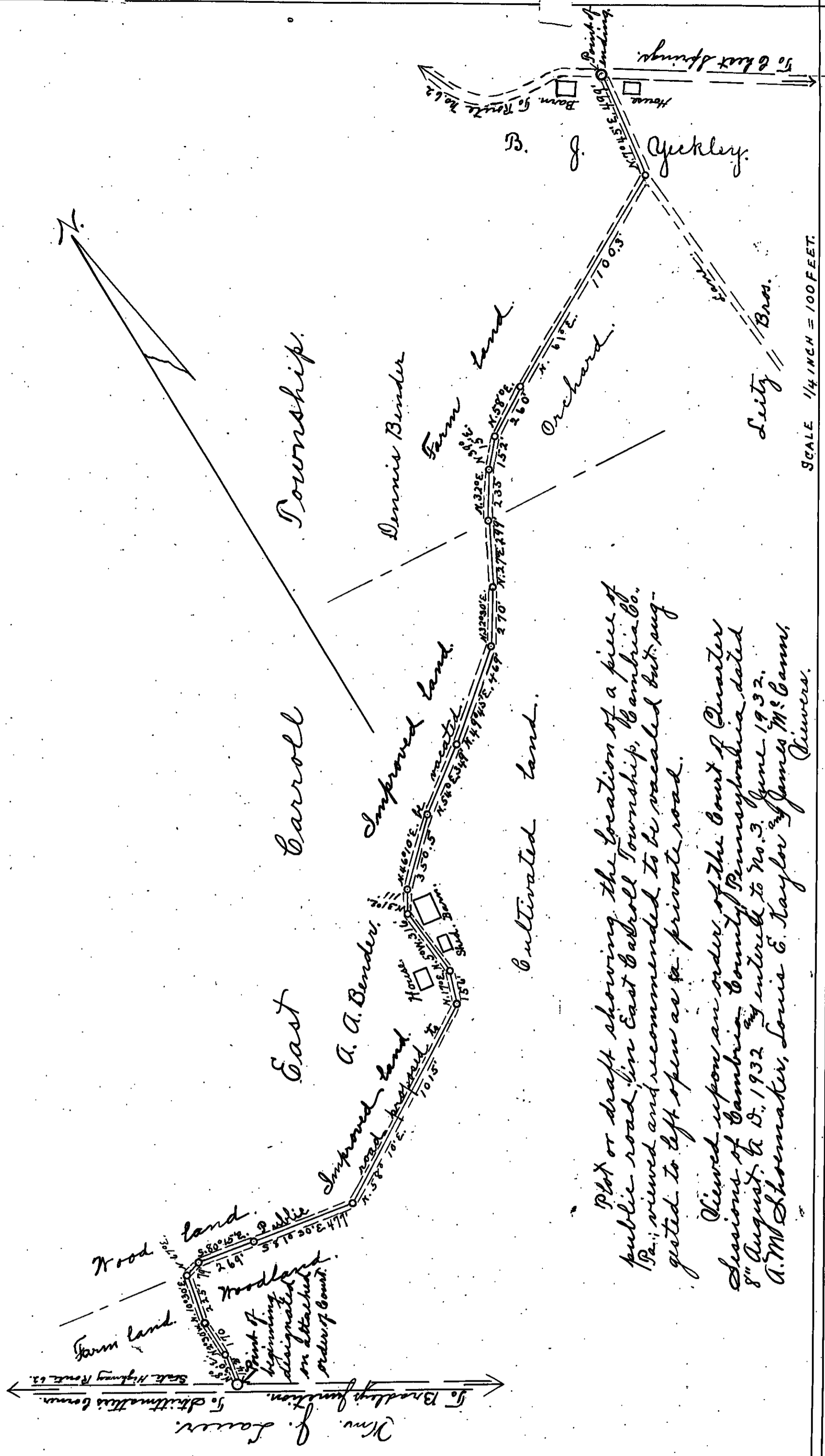
2.00 " twenty miles @ 10 cts. per mile

14.00

CERTIFIED
COUNTY COMMISSIONERS

APPROVED FOR PAYMENT

[Handwritten signature]
COMMISSIONERS



Plot or draft showing the location of a piece of public road in East Carroll Township, Cambria Co., Pa., viewed and recommended to be vacated but suggested to left open as a private road.

Viewed upon an order of the Court of Quarter Sessions of Cambria County, Pennsylvania, dated 8th August, A. D. 1932 and entered to No. 3, June 1932. A. M. Shoemaker, Louis E. Taylor and James M. Cann, Viewers.

SCALE 1/4 INCH = 100 FEET.

Leidy Bros.

Dr. J. L. Lauer
50 Broadtop Junction.
Scale Highway Route 62.

Point of Beginning designated on attached order of Court.

A. A. Bender

East Carroll Township.

Improved land

Cultivated land

Dennis Bender

Farm land

Orchard

B. J. Yeckley

Point of Beginning

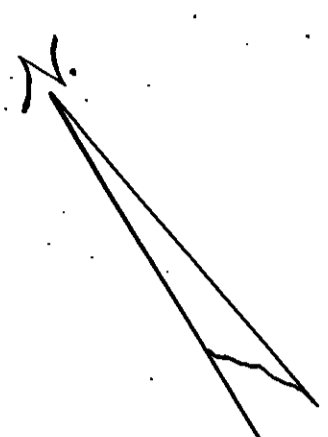
50 & West Springs

House

B. J.

Barn

50 Route No. 62



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 8th, day of August, A. D. 1922, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of East Carroll, in the said County, setting forth ~~that the following described road has become useless, inconvenient and burdensome;~~

that the following described road has become useless, inconvenient and burdensome;

The place of beginning of which is on the improved brick highway which leads from Strittmatters Corner to Bradley Junction, distant four thousand two hundred twenty-four feet measured along said Strittmatters Corner-Bradley Junction road from Strittmatters Corner, which is located on Pennsylvania State Highway Route No. 62, known locally as the Ebensburg-Carrolltown road, said Strittmatters Corner being the intersection of said Route No. 62 with said Strittmatter Corner-Bradley Junction road, and ending on the public highway which extends from Route No. 62 above mentioned, to Chest Springs, and distant along said Chest Springs road from the intersection thereof with said State Highway Route No. 62 where the Betty Bell Tea Room now stands, a distance of seven thousand nine hundred and twenty feet.

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

A. M. Shoemaker surveyor, and

Louis Kaylor, James McCann,

viewers, to view the ground ~~proposed for such road~~ ^{vacating} and if they ^{vacate} view the same, and shall agree that there is occasion for such road, they shall proceed to ~~locate~~ ^{vacate} the same, ~~locating the same in the shortest distance and the best location for such road~~ 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:
McKenrick, J.

Attest: James M. Jones, 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. 3 June 1932 SESSIONS, 1932

Order to view and vacate Road

in East Carroll Township

and
Report of Viewers

CERTIFIED
[Signature]
COUNTY CLERK

Viewers

A. M. Shoemaker
Louis E. Kaylor
James McCann

Clerk James M. Jones

Filed Sept. 8, 1932

12 Sept. 1932 Approved.

By the Court
[Signature]
12 Dec. 1932 Conformed Absolutely
[Signature]
Clerk

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

No. 3 ^{June} ~~APRIL~~ SESSIONS, 1932.

RE: VACATION OF ROAD IN EAST CARROLL TOWNSHIP.

TO THE HONORABLE THE JUDGES OF THE ABOVE NAMED COURT:

The petition of the undersigned inhabitants of the Township of East Carroll, in the County of Cambria and State of Pennsylvania, respectfully represents:

That many years ago a public road was laid out in what was then the Township of Carroll, the place of beginning of which is on the improved brick highway which leads from Strittmatter's Corner to Bradley Junction, distant four thousand two hundred twenty-four feet measured along said Strittmatter Corner-Bradley Junction road from Strittmatter's Corner, which is located on Pennsylvania State Highway Route No. 62, known locally as the Ebensburg-Carrolltown road, said Strittmatter's Corner being the intersection of said Route No. 62 with said Strittmatter Corner-Bradley Junction road, and ending on the public highway which extends from Route No. 62 above mentioned, to Chest Springs, and distant along said Chest Springs road from the intersection thereof with said State Highway Route No. 62 where the Betty Bell Tea Room now stands, a distance of seven thousand nine hundred and twenty feet.

That several years since the Township of Carroll was divided, and now comprises two townships, known respectively as East Carroll and West Carroll Townships.

That said public road which is now situate within the Township of East Carroll, has become useless, inconvenient and burdensome to the inhabitants of said Township by reason of the difficulty in keeping the same in repair for travel, and particularly by reason of the fact that the public has ceased to use the same.

Your petitioners further represent that the record of the original case in this court, whereby the public road above mentioned was laid out and

directed to be opened for public use, cannot be found, although diligent search was made for the same, and, therefore, your petitioners are unable to set forth in this petition a reference to the number and term of said original case, or to the number and page of the docket containing the record thereof, as required by Rule 308 of the Rules of this Court.

Your petitioners therefore pray the Court to appoint three persons as viewers to inquire into the matters averred in this petition, and to report to the Court on the expediency of vacating said public which lies within the Township of East Carroll, and which is heroinabove described.

<u>W. J. Switzer</u>	<u>_____</u>
<u>Leo H. Tucker</u>	<u>_____</u>
<u>C. P. Ring</u>	<u>East Carroll Tps</u>
<u>B. J. Yeckley</u>	<u>est 1 7</u>
<u>D. J. Smith</u>	<u>East Carroll Twp</u>
<u>S. J. Switzer</u>	<u>East Carroll Twp</u>
<u>A. P. Scherberg</u>	<u>East Carroll Twp</u>
<u>Joe Burley</u>	<u>East Carroll Twp</u>
<u>A. A. Frazier</u>	<u>East Carroll Farmer</u>
<u>H. P. McCauley</u>	<u>East Carroll Laborer</u>
<u>Geo. Miller</u>	<u>East Carroll Farmer</u>
<u>_____</u>	<u>_____</u>
<u>_____</u>	<u>_____</u>

<u>John E Eckenrode</u>	<u>East Carr Farmer</u>
<u>L. W. Orisel</u>	<u>East Carroll Farmer</u>
<u>Wm Müller</u>	<u>East Carroll Farmer</u>
<u>Walter G. Conrad</u>	<u>East Carroll Auto Mechanic</u>
<u>L. J. Kirkpatrick</u>	<u>" "</u>
<u>H. P. Dierhart</u>	<u>East Carroll Farmer</u>
<u>D. S. Bender</u>	<u>East Carroll Farmer</u>
<u>Luke Dunlap</u>	<u>East Carr Farmer</u>
<u>Robert Pull</u>	<u>East Carroll Farmer</u>
<u>Joseph Noel</u>	<u>East Carroll Farmer</u>
<u>V. E. Eckenrode</u>	<u>East Carroll Farmer</u>
<u>E. H. Wertheim</u>	<u>East Carroll Farmer</u>
<u>J. J. Thomas</u>	<u>East Carr Farmer</u>
<u>Harry J. Hoover</u>	<u>East Carroll Farmer</u>
<u>A. J. Hoover</u>	<u>East Carroll Farmer</u>
<u>Leo A. Hoover</u>	<u>East Carroll Farmer</u>
<u>E. Paul Hoover</u>	<u>East Carroll Farmer</u>

State of Pennsylvania

County of Cambria

SS;

W. J. Switzler

being duly sworn

according to law says that he is one of the petitioners within named, and that the matters set forth in the foregoing petition are true and correct to the best of his knowledge, information and belief.

Sworn and subscribed before me

this 30 day of July, 1932.

W. L. Schrock, J. C.

my com. expires Jan 1 1937

W. J. Switzler

NOTICE.

To the Supervisors of East Carroll Township:

You are hereby notified that a petition, a copy of which is hereto attached, will be presented to the Court of Quarter Sessions of Cambria County, Pennsylvania, on Monday, the 8th day of August, 1932, asking for the appointment of viewers to vacate the road in said petition described.

Shetty & Nelson
Attorneys for Petitioners.

And now, July 30, 1932, service of the above notice, together with a copy of the petition, accepted.

L. A. Gaskley
F. W. Cunningham
John Springer
Supervisors of East Carroll Township.

NOTICE.

To the Commissioners of Cambria County:

You are hereby notified that a petition, a copy of which is hereto attached, will be presented to the Court of Quarter Sessions of Cambria County, Pennsylvania, on Monday, the 8th day of August, 1932, asking for the appointment of viewers to vacate the road in said petition described.

Shetty & Nelson

Attorneys for Petitioners.

And now, Aug - 5th 1932, service of the above notice, together with a copy of the petition, accepted.

N. F. Don

Chief Clerk.

No. 3 ~~September~~ ^{June} Sessions, 1932.

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

RE: VACATION OF ROAD IN EAST
CARROLL TOWNSHIP.

PETITION FOR APPOINTMENT OF VIEWERS.

Now Aug 8-1932 upon
presentation of within petition
A.M. Shoemaker Esq.;
Louis E. Kayler and
James McCann are
appointed viewers to
view the premises and
make report according
to law. By the Court
M. Kenrick

SHETTIG & NELSON
ATTORNEYS AT LAW
EBENSBURG, PA.

Filed August 8, 1932