

NOTICE OF VIEW.

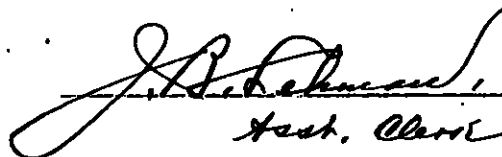
Notice is hereby given that the viewers appointed by the Court of Quarter Sessions of Cambria County, Pa., to view and determine as to the propriety of vacating and supplying a certain piece of public road in Jackson Township, said county and state; Beginning to vacate <sup>on</sup> the public road leading from the Village of Vinco to the Ebensburg - New Germany road at a point 327 feet eastward, along said road, from its intersection with the public road leading in a south easterly direction from the Pittsburgh - Philadelphia Turnpike, at a point approximately seven tenths of a mile northward from Munday's Corner, to Summerhill, and ending on the road leading from Vinco to the Ebensburg - New Germany road at a point 1351 feet southward from its intersection with the road leading from the Pittsburgh - Philadelphia Turnpike, at Steward's Run, to New Germany; and to supply, instead thereof, a piece of public road beginning on the said road leading from Vinco to the Ebensburg - New Germany road at the point of beginning of the piece of road sought to be vacated and ending on the said road leading from the Pittsburgh - Philadelphia Turnpike, at Steward's Run, to New Germany, at a point 1055 feet westward, along said road, from its intersection with the road leading from the Village of Vinco to the Ebensburg - New Germany road: Will meet at the point of beginning of the proposed new road, in Jackson Township, said county and state, October 11th., 1930, at 9:45 a. m., for the purpose of performing the duties of their appointment.

A. M. Shoemaker,

J. D. Ritter and

Adam Shuman, Viewers.

Now, Oct., 1930, service of the above notice is hereby accepted for the Commissioners of Cambria County, Pa.

  
Jest. Clerk.

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 and supplying a certain piece of public road in Jackson Township, said county and state; Beginning to vacate the public road leading from the Village of Vinco to the Ebensburg - New Germany road at a point 327 feet eastward, along said road, from its intersection with the public road leading in a south easterly direction from the Pittsburgh-Philadelphia Turnpike, at a point approximately seven tenths of a mile northward from Munday's Corner, to Summerhill, and ending on the road leading from Vinco to the Ebensburg - New Germany road at a point 1351 feet southward from its intersection with the road leading from the Pittsburgh-Philadelphia Turnpike, at Steward's Run, to New Germany; and to supply, instead thereof, a piece of public road beginning on the said road leading from Vinco to the Ebensburg-New Germany road at the point of beginning of the piece of road sought to be vacated and ending on the said road leading from the Pittsburgh-Philadelphia Turnpike, at Steward's Run, to New Germany, at a point 1055 feet westward, along said road, from its intersection with the road leading from the Village of Vinco to the Ebensburg - New Germany road: Will meet at the point of beginning of the proposed new road, in Jackson Township, said county and state, October 11th., 1930, at 9:45 a. m., for the purpose of performing the duties of their appointment.

A. M. Shoemaker,

J. D. Ritter and

Adam Shuman,

Viewers.

Now, Oct, 1930, service of the above notice is hereby accepted by the undersigned Supervisors of Jackson Township, Cambria County, Pa.

H. Rose  
John Albright  
A. B. Kover

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 and supplying a certain piece of public road in Jackson Township, said county and state; Beginning to vacate the public road leading from the Village of Vinco to the Ebensburg - New Germany road at a point 327 feet eastward, along said road, from its intersection with the public road leading in a south easterly direction from the Pittsburgh-Philadelphia Turnpike, at a point approximately seven tenths of a mile northward from Munday's Corner, to Summerhill, and ending on the road leading from Vinco to the Ebensburg - New Germany road at a point 1351 feet southward from its intersection with the road leading from the Pittsburgh-Philadelphia Turnpike, at Steward's Run, to New Germany; and to supply, instead thereof, a piece of public road beginning on the said road leading from Vinco to the Ebensburg-New Germany road at the point of beginning of the piece of road sought to be vacated and ending on the said road leading from the Pittsburgh-Philadelphia Turnpike, at Steward's Run, to New Germany, at a point 1055 feet westward, along said road, from its intersection with the road leading from the Village of Vinco to the Ebensburg - New Germany road: Will meet at the point of beginning of the proposed new road, in Jackson Township, said county and state, October 11th, 1930, at 9:45 a. m., for the purpose of performing the duties of their appointment.

A. M. Shoemaker,

J. D. Ritter and

Adam Shuman,

Viewers.

Cost of view.

A. M. Shoemaker

Preparing, posting & serving notices of view & notifying viewers	#18.00
Stenographer & stationery	2.75
Auto hire	3.00
Day on view	12.00
Auto hire	2.00
Hearing objections & reviewing evidence	6.00
Survey plotting & draft of more than 2 3/4 miles of road	83.40
Transportation	2.50
Preparing, having signed, assembling & filing report	18.00
Stenographer & stationery	2.20
	<u>#149.85</u>

J. D. Ritter

Day on view	12
Hearing & reviewing evidence	12
76 miles - 2 trips	7.60
	<u>\$31.60</u>

Adam Shuman

2 days	2.40
37 miles	3.70
	<u>\$27.70</u>

W. Laeker  
 M. Bowler  
 J. [unclear]

State of Pennsylvania

SS.

County of Cambria

Before James McClune, Deputy Controller,

personally came A. M. Shoemaker, one of the viewers named on the attached report, who being duly sworn deposes and says that the statement of costs/<sup>and expenses</sup> in connection with said view and the time of employment in connection therewith is true and correct to the best of his knowledge and belief and the expenses charged are paid.

A. M. Shoemaker

Sworn and subscribed to before me this 13th., day of October, A. D., 1930.

James McClune  
Deputy Controller

R.D. 2 Sept. 1930



Commonwealth of Pennsylvania, }  
County of Cambria. } SS.

105-31V

15605

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 September A. D. 1920, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Jackson, in the said County, setting forth that ~~the public road leading from~~  
~~and same for a part of a~~ ~~road or highway to lead from~~

a public road has long since been laid out, opened, in use and maintained by the public leading from the Village of Vinco to the Ebensburg - New Germany road, in said township. That a portion of said public road has become inconvenient and burdensome and can be improved by the vacating and supplying of said portion of road as follows; viz: By vacating from the road leading in a north easterly direction from the village of Vinco to the Ebensburg - New Germany road: Beginning on said road at a point 327 feet eastward, along said road, from its intersection with the public road leading in a south easterly direction from the Pittsburgh - Philadelphia Turnpike, at a point approximately seven tenths of a mile northward from Munday's Corner, to Summerhill and ending on the said road leading from Vinco to the Ebensburg - New Germany road at a point 1351 feet southward from its intersection with the road leading from the Pittsburgh - Philadelphia Turnpike, at Steward's Run, to New Germany; and to supply, instead thereof, a piece of public road beginning on the said road leading from Vinco to the Ebensburg - New Germany road at the point of beginning of the piece of road sought to be vacated and ending on the said road leading from the Pittsburgh-Philadelphia Turnpike, at Steward's Run, to New Germany, at a point 1055 feet westward along said road from its intersection with the road leading from the Village of Vinco to the Ebensburg - New Germany road. Both portions of said road being wholly within the Township of Jackson, Cambria County, Pennsylvania.

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, Esq. surveyor, and J. D. Ritter and Adam Shuman

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 E. Rupp, Clerk.

Order to view vacate and supply  
public road in Jackson Township

*and*  
*Report of Viewers*

*Filed 13 October 1930*

A. M. Shoemaker

J. D. Ritter

Adam Shuman

Viewers

Clerk

90 cts.

**CERTIFIED**

*Adam Shuman*  
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 declivity of the road may be preserved within that limit."

*8 Dec 1930 Approved and recorded  
By the Court  
Cause of*

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 expediency of vacating and supplying a certain piece of public road in Jackson Township, Cambria County, the points of beginning and ending of each of which are definitely indicated on said attached order, respectfully report:-

That having given due and legal notice of the view and of the time and place of meeting of the viewers to the Commissioners of Cambria County and to the Supervisors of Jackson Township, 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 proposed to be vacated and the location of the route recommended to supply the portion vacated; and each of us 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 served and posted as aforesaid and having gone over and carefully viewed the present old road as well as the route suggested for the piece of road proposed to supply that vacated and having heard and considered the testimony of numerous witnesses for and against the granting of the prayer of the petitioners: we are of the opinion that it is to the interest of the traveling public that the prayer of the petitioners be granted and therefore recommend that the piece of public road lying between a point thirty two feet southward, along the public road leading from the Village of Vinco to the Ebensburg - New Germany road, from the southerly end of the Luthern Church property and extending in a southerly and westerly direction, along said road, to a point three hundred twenty seven feet eastward

from its intersection with the public road leading in a south easterly direction, from the Pittsburgh - Philadelphia Turnpike, to Summerhill, should be vacated, and instead thereof a piece of road beginning at the last mentioned point, on the road from Vinco to the Ebensburg - New Germany road, and ending on the public road leading from the Pittsburgh Philadelphia Turnpike, at Steward's Run, to New Germany; at a point thirteen hundred fifty one feet eastward along said last mentioned road from its intersection with the said Vinco-Ebensburg-New Germany road should be supplied instead of that vacated.

Said piece of road proposed to be vacated, beginning on the Vinco - Ebensburg-New Germany road just south of the Luthern Church property, takes the following courses and distances, viz: S. 66° 45' West 495 feet, S. 71° 15' W. 174 ft., S. 67° 30' W. 473.5 ft., S. 66° W. 322 ft., S. 73° 15' W. 336 ft., S. 69° 10' W. 348 ft., S. 73° W. 269 ft., S. 70° 15' W. 168 ft., S. 56° 10' W. 110 ft., S. 23° 20' W. 682 ft., S. 34° W. 82 ft., S. 81° W. 991 ft., S. 82° W. 314 ft., S. 72° 45' W. 230 ft., S. 83° 15' W. 203 ft., N. 72° 20' W. 157 ft., N. 60° W. 162 ft., N. 73° 20' W. 612.5 ft., S. 50° W. 239 ft. and S. 67° 30' W. 232 ft. to the point of ending of the piece of road proposed to be vacated; and the piece of road suggested to be supplied beginning at the point of ending of that proposed to be vacated and takes the following courses and distances, viz: N. 42° 30' E. 1902.5 ft., N. 42° 05' E. 352.6 ft., N. 43° E. 281 ft., N. 57° E. 218 ft., N. 46° 30' E. 310 ft., N. 73° E. 283 ft., N. 83° E. 343 ft., N. 89° E. 864 ft., N. 39° 30' E. 334.5 ft., N. 78° E. 356 ft., N. 74° E. 999 ft., E. 68° E. 332 ft., N. 58° 30' E. 349 ft. and N. 54° E. 1014 ft. on the public road leading from the Pittsburgh - Philadelphia Turnpike, at Stuart's Run, to New Germany. A plot or draft showing the location of the piece of road proposed to be vacated and that proposed to be supplied is hereto attached and made a part of this report.

The undersigned viewers hereby recommend that the piece of road which they suggest should be vacated as a public road should be

left open as a private road for the accomodation of these who may desire to use same.

The piece of road recommended to be vacated not only is an outlet for but a single occupied farm but in addition has several dangerous hills and bad curves while the suggested new road will not only better accomodate the traveling public generally but will also be a safer and better route for those living in the vacinity of the southerly end of the road proposed to be vacated in traveling to and from the Luthern Church property and cemetery and the difference in the distance between the two routes is not great; while traveling between either end and almost any other point the grade is much better and the route safer and faster and the upkeep undoubtedly easier and less expensive.

The viewers having failed to obtain a release of damages from Mrs. Lina Gillin, have awarded her the sum of Twenty Five (\$25.00) Dollars damages: The other property owners along and over whose land the new road has been laid out have either signified their willingness to release all damages or the viewers have estimated that the benefits which will result to them by reason of the construction of the new road will offset all damages.

Witness our hands this 11th. day of October, A. D., 1930.

A. M. Shoemaker

Adam Shuman

J. L. Pitter

Viewers.

RE PETITION TO REVIEW ROAD  
IN JACKSON TOWNSHIP, CAMBRIA  
COUNTY, PENNSYLVANIA.

IN THE COURT OF QUARTER SESSIONS,  
CAMBRIA COUNTY, PENNSYLVANIA.  
NO. 2 SEPTEMBER SESSIONS, 1930.

REPORT OF VIEWERS.

We, the undersigned Viewers appointed by the annexed Order of the above Court to review the premises for the purpose of vacating a road and supplying therefor a public road, leading from what is known as Burkhart's Crossing to the road meeting the Pittsburgh-Philadelphia Turnpike to Summerhill, all in Jackson Township, Cambria County, Pa., respectfully report:-

That we were duly sworn or affirmed as member of the permanent Board of Viewers of Cambria County, as shown by the records of said Court, and gave due public notice of the time and place of meeting of said Viewers by hand bills posted upon the premises and by notice served on the Commissioners of Cambria County, upon Charles C. Greer, Esq., Attorney for the Petitioners, and upon Thomas W. Bender, Esq., Solicitor for the Board of Supervisors of Jackson Township, all of whom accepted service at least ten days prior to the making of said view, evidence of which is shown by acceptances of said notice hereto attached and made a part of this report; that we met upon the premises according to notice given, at the place of beginning - Burkhart's Crossing - on Monday, March 23, 1931, at ten o'clock A. M., and proceeded with the duties of our appointment.

That we viewed the site and locality of the road in question, making a personal inspection of the grounds. There were present at the said view many tax payers and citizens who were interested in the vacation of said road, and others who were opposed to the vacation of said public road. All the members of the Board of Viewers were also present, as well as the Supervisors of Jackson Township. Charles C. Greer, Esq., Attorney for the Petitioners for review was not in attendance at said view, because of his being in Pittsburgh in the Appellant Court. He requested a hearing be had in the matter, said request being in the nature of a letter, which letter is hereto attached and made a part of this report. Pursuant to said request it was mutually agreed by and between the Supervisors and all parties in attendance that a hearing be held at the Election House at Mundy's Corner, on Friday, March 27, 1931, at ten o'clock A. M., for the purpose of taking testimony. There were present at said hearing many interested persons one way or the other, and Charles C. Greer, Esq., Attorney for the Petitioners for review, Thomas W. Bender, Esq., Solicitor for the Board of Supervisors of Jackson Township, and all members of the Board of Supervisors of Jackson Township.

After a general discussion and conference it was compromised by and between all parties in attendance, that the road proposed to be vacated should be vacated, and that the road proposed to be supplied should be supplied. We, therefore, are of the opinion that it is to the interest of the traveling public, and recommend that the piece of public road leading from Vinco to the Ebensburg-New Germany Road, leading from the Southerly end of the Lutheran Church property and extending in a Westerly direction along

said road to a point 327 feet Eastward from its intersection with a public road leading in a Southeasterly direction from the Pittsburgh-Philadelphia Turnpike to Summerhill should be vacated, and instead thereof a piece of road beginning at the last mentioned point on the road from Vinco to the Ebensburg-New Germany Road and ending on public road leading from Pittsburgh-Philadelphia Turnpike at Stewart's Run to New Germany, at a point 1351 feet Eastward along said last mentioned road from its intersection with the said Vinco Ebensburg-New Germany Road should be supplied instead of that portion of the road vacated.

The said piece of road supposed to be vacated, beginning on the Ebensburg-New Germany Road just South of the Lutheran Church property, taking the following courses and distances, viz: South 66° 45' West 495 feet, South 71½° West 174 feet, South 67° 30' West 478.5 feet, South 66° West 322 feet, South 73° 15' West 366 feet, South 69° 10' West 348 feet, South 73° West 269 feet, South 70° 15' West 168 feet, South 22° 20' West 682 feet, South 34° West 82 feet, South 81° West 991 feet, South 82° West 314 feet, South 72° 45' West 230 feet, South 88½° West 203 feet, North 72° 20' West 157 feet, North 60° West 162 feet, North 73° 20' West 612.5 feet, South 50° West 289 feet, South 76° 30' West 232 feet to a point of ending of the piece of road proposed to be vacated.

That we believe the hereinabove described road has become useless, inconvenient and burdensome, and therefore, we vacate the same. And the piece of road suggested to be supplied for said road hereinabove vacated, beginning at a point of ending of that road proposed to be vacated, taking the following courses and distances, viz: North 42° 30' East 1902.5 feet, North 42° 5' East 352.6 feet, North 48° East 281 feet, North 57° East 218 feet, North 46° 30' East 310 feet, North 73° East 288 feet, North 83° East 343 feet, North 89° East 864 feet, North 89° 30' East 234.5 feet, North 78° East 356 feet, North 74° East 999 feet, North 63° East 332 feet, North 58° 30' East 349 feet, North 54° East 1014 feet to a point at public road leading from the Pittsburgh-Philadelphia Turnpike at Stewart's Run to New Germany.

A plot or draft of the road hereinabove vacated and the road hereinabove proposed to be supplied is filed with the original report filed in the Office of the Clerk of Courts in and for Cambria County, Pennsylvania.

The Viewers wish to state in this report that the Supervisors of Jackson Township agreed to present a petition to the Court of Quarter Sessions, asking that a road be supplied beginning at a point not less than 1375 feet from its intersection with the Pittsburgh-Philadelphia Turnpike near Stewart's Run and to meet the road proposed to be vacated at a point at the dividing line between the Lutheran Church property and the adjoining property owner, which is indicated on the blue print attached to the Report filed by the Viewers in the first instance. This is merely a suggestion and has nothing to do with the present proceedings.

The members of the Board of Viewers feel that the road proposed to be vacated is absolutely useless, inconvenient and burdensome and should be vacated; and that the road proposed to be supplied has a uniform grade

and is by far a better location for the road than the road we hereby vacate.

The Board of Supervisors of Jackson Township and the petitioners have authorized the Board of Viewers to file in this, their report, that neither the Supervisors nor the petitioners will take an appeal from the findings hereinabove agreed to, nor will they ask for re-reviewers.

WITNESS our hands and seals this twenty-eighth day of March, in the year of our Lord one thousand nine hundred thirty-one (1931.)

Philip E. Caulfield (SEAL)  
Michael J. Brown (SEAL)  
David Stone (SEAL)  
Viewers.

RE PETITION TO REVIEW ROAD  
 IN JACKSON TOWNSHIP, CAMBRIA  
 COUNTY, PENNSYLVANIA.

IN THE COURT OF QUARTER SESSIONS,  
 CAMBRIA COUNTY, PENNSYLVANIA.  
 NO. 2 SEPTEMBER SESSIONS, 1930.

TO MAHLON J. BAUMGARDNER, PHILIP CAULFIELD,  
AND DIXON TOMB, DRS.

Mahlon J. Baumgardner, Dr.

Examining records at Ebensburg and obtaining copy of same	\$12.00
Data and preparing Notices to View	12.00
Stenographer and Stationery	4.50
<del>Posting Notices to view</del>	<del>12.00</del>
Mileage	3.00
Obtaining acceptance of service on all parties	12.00
Making View	12.00
Mileage	3.00
Taking testimony	12.00
Mileage	2.50
Data and preparing Report of Viewers	12.00
Stenographer and Stationery	5.00
Procuring copy of blue print - Gray & Claflin	.50

92.50 *B. M. J. B.*  
 12 2 50

Philip Caulfield, Dr.

Making View	\$ 12.00
Mileage	3.00
Taking testimony	12.00
Mileage	2.50
	<u>\$ 29.50</u>

Dixon Tomb, Dr.

Making View	\$ 12.00
Mileage	3.00
Taking testimony	12.00
Mileage	2.50
	<u>\$ 29.50</u>

*M. J. Baumgardner*  
*Philip Caulfield*  
*Dixon Tomb*



RE PETITION TO REVIEW ROAD  
IN JACKSON TOWNSHIP, CAMBRIA  
COUNTY, PENNSYLVANIA.

IN THE COURT OF QUARTER SESSIONS,  
CAMBRIA COUNTY, PENNSYLVANIA.  
NO. 2 SEPTEMBER SESSIONS, 1930.


NOTICE TO VIEW.

We, the undersigned Viewers, appointed by the above Court to vacate a certain road situate in the Township of Jackson, Cambria County, Pennsylvania, beginning on road leading in Northeasterly direction from Vinco to Ebensburg-New Germany Road at a point 327 feet Eastward along said road from its intersection with public road leading in Southeasterly direction from Pittsburgh-Philadelphia turnpike at a point approximately .7 of a mile Northward from road leading from Mundy's Corner to Summerhill ending on said road leading from Vinco to Ebensburg-New Germany Road at a point 1351 feet Southward from its intersection with road leading to Pittsburgh-Philadelphia turnpike at Stewart's Run to New Germany, and to supply instead a piece of road beginning on said road leading from Vinco to Ebensburg-New Germany Road at point of beginning of piece of road sought to be vacated and ending on said road leading from Pittsburgh-Philadelphia Turnpike at Stewart's Run to New Germany at a point 1055 feet Westward along road from intersection with road leading from Vinco to Ebensburg-New Germany road, will meet at the place of beginning on Monday, March 23, 1931, at ten o'clock A. M., for the purpose of performing the duties of our appointment.

MAHLON J. BAUMGARDNER,  
PHILIP E. CAULFIELD,  
DIXON TOMB.

Viewers.

AND NOW, this *.13th* day of March, A. D. 1931, I hereby accept service of the above Notice to View, as Counsel for the Petitioners, and acknowledge to have received a copy of same.

  
Counsel for Petitioners.

RE PETITION TO REVIEW ROAD  
IN JACKSON TOWNSHIP, CAMBRIA  
COUNTY, PENNSYLVANIA.

IN THE COURT OF QUARTER SESSIONS,  
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MAHLON J. BAUMGARDNER,  
PHILIP E. CAULFIELD,  
DIXON TOMB.

Viewers.

AND NOW, this 13th day of March, A. D. 1931, I hereby accept service of the above Notice to View, as Counsel for the Supervisors of the Township of Jackson, and acknowledge to have received a copy of same.

Thomas H. Bender  
Counsel for Supervisors.

*Per Benjamin Vite*

RE PETITION TO REVIEW ROAD  
IN JACKSON TOWNSHIP, CAMBRIA  
COUNTY, PENNSYLVANIA.

IN THE COURT OF QUARTER SESSIONS,  
CAMBRIA COUNTY, PENNSYLVANIA.  
NO. 2 SEPTEMBER SESSIONS, 1930.

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MAHLON J. BAUMGARDNER,  
PHILIP E. CAULFIELD,  
DIXON TOMB.

Viewers.

AND NOW, this ..... day of March, A. D. 1931, I hereby accept service of the above Notice to View, as Solicitor for the Commissioners of Cambria County, and acknowledge to have received a copy of same.

  
Solicitor for County Commissioners.

JOHNSTOWN, PA. Mar. 7, 1931

Mahlon Baumgardner, Esq.

Johnstown, Pa.

TO **GRAY & CLAFLIN, DR.**  
CONSULTING CIVIL ENGINEERS

607-8 SWANK BLDG.  
City Phone 10-03

Customer's Order No. ....

Our Order No. ....

Job No. ....

TERMS--30 days net

For Engineering Services on Blueprinting

To 1 B. Print - vacation & supply of road, Jackson Twp. --- \$ 0.50

**P**  
MAR 7 1931  
GRAY & CLAFLIN  
*S. Boyer*

RE PETITION TO REVIEW ROAD  
IN JACKSON TOWNSHIP, CAMBRIA  
COUNTY, PENNSYLVANIA.

IN THE COURT OF QUARTER SESSIONS,  
CAMBRIA COUNTY, PENNSYLVANIA.  
NO. 2 SEPTEMBER SESSIONS, 1930.

NOTICE TO VIEW.

We, the undersigned Viewers, appointed by the above Court to vacate a certain road situate in the Township of Jackson, Cambria County, Pennsylvania, beginning on road leading in Northeasterly direction from Vinco to Ebensburg-New Germany Road at a point 327 feet Eastward along said road from its intersection with public road leading in Southeasterly direction from Pittsburgh-Philadelphia turnpike at a point approximately .7 of a mile Northward from road leading from Mundy's Corner to Summerhill ending on said road leading from Vinco to Ebensburg-New Germany Road at a point 1351 feet Southward from its intersection with road leading to Pittsburgh-Philadelphia turnpike at Stewart's Run to New Germany, and to supply instead a piece of road beginning on said road leading from Vinco to Ebensburg-New Germany Road at point of beginning of piece of road sought to be vacated and ending on said road leading from Pittsburgh-Philadelphia Turnpike at Stewart's Run to New Germany at a point 1055 feet Westward along road from intersection with road leading from Vinco to Ebensburg-New Germany road, will meet at the place of beginning on Monday, March 23, 1931, at ten o'clock A. M., for the purpose of performing the duties of our appointment.

MAHLON J. BAUMGARDNER,  
PHILIP E. CAULFIELD,  
DIXON TOMB.  
Viewers.

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 4th day of March A. D. 1931, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Jackson, in the said County, setting forth that ~~they have under in-  
vencence for want of a~~ ~~road to the highway, to lead from~~

a petition has lately been presented for the laying out of a road hereinafter described and the proceedings have so far progressed that the viewers on the 17th day of September, filed their report recommending the laying out of said road. That the said road if confirmed by the Court will be very injurious to your petitioners and burdensome to the inhabitants of the township through which the same would pass.

Your petitioners therefore pray your Honorable Court to appoint proper persons to review the said road and the parts adjacent and make report to the Court according to law; said original proceeding having been on September 17, 1930, to No. 2 September Term, 1930, and the said road as favorably reported being as follows: Beginning on road leading in Northeasterly direction from Vinco to Ebensburg-New Germany road at a point 327 feet Eastward along said road from its intersection with public road leading in Southeasterly direction from Pittsburgh-Philadelphia turnpike at a point approximately .7 of a mile Northward from road leading from Munday's Corner to Summerhill ending on said road leading from Vinco to Ebensburg-New Germany Road at a point 1351 feet Southward from its intersection with road leading to Pittsburgh-Philadelphia turnpike at Stewart's Run to New Germany, and to supply instead a piece of road beginning on said road leading from Vinco to Ebensburg-New Germany Road at point of beginning of piece of road sought to be vacated and ending on said road leading from Pittsburgh-Philadelphia Turnpike at Stewart's Run to New Germany at a point 1055 feet Westward along road from intersection with road leading from Vinco to Ebensburg-New Germany road.

and therefore praying the Court to appoint proper persons to re view and lay out the same according to law. The Court, upon due consideration had of the premises, do order and appoint

M. J. Baumgardner

surveyor, and

P. E. Caulfield and Dixon Tomb

viewers, to re view the ground proposed for said road, and if they re 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:

Frankie L. Roth

Clerk.

Order to re view road in Jackson

Township.

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M. J. Baumgardner

P. E. Caulfield

Dixon Tomb

} 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, 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."

IN THE COURT OF QUARTER SESSIONS,  
CAMBERIA COUNTY, PENNSYLVANIA.  
NO. 2 SEPTEMBER SESSIONS, 1930.

IN RE PETITION TO REVIEW  
ROAD IN JACKSON TOWNSHIP,  
CAMBERIA COUNTY, PENNSYLVANIA.

REPORT OF VIEWERS.

Filed 30 March 1931

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

30 June 1931 Approved and breadth fixed at forty feet  
By ~~H. G. G. G.~~ *G. G. G. G.*  
30 Sept. 1931 Compend: absolutely  
Graham & Poff  
to look

PETITION FOR THE APPOINTMENT OF VIEWERS.

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

The Petition of the undersigned citizens of the Township of  
Jackson, Cambria County, Pa., respectfully represent:

That a public road has long since been laid out, opened, in  
use and maintained by the public leading from the Village of  
Vinco to the Ebensburg - New Germany road, in said township.

That a portion of said public road has become inconvenient  
and burdensome and can and should be improved by the vacating  
and supplying of said portion of road as follows, viz: By vacat-  
ing from the road leading in a north easterly direction from the  
village of Vinco to the Ebensburg - New Germany road: Beginning  
on said road at a point 327 feet eastward, along said road, from  
its intersection with the public road leading in a south easterly  
direction from the Pittsburgh - Philadelphia Turnpike, at a point  
approximately seven tenths of a mile northward from Munday's cor-  
ner, to Summerhill and ending on the said road leading from Vinco  
to the Ebensburg - New Germany road at a point 1351 feet south-  
ward from its intersection with the road leading from the Pitts-  
burgh - Philadelphia Turnpike, at Steward's Run, to New Germany;  
and to supply, instead thereof, a piece of public road beginning  
on the said road leading from Vinco to the Ebensburg-New Germany  
road at the point of beginning of the piece of road sought to be  
vacated and ending on the said road leading from the Pittsburgh-  
Philadelphia Turnpike, at Steward's Run, to New Germany, at a  
point 1055 feet westward along said road from its intersection  
with the road leading from the Village of Vinco to the Ebensburg-  
New Germany road. Both portions of said road being wholly within  
the Township of Jackson, Cambria County, Pennsylvania.

Your petitioners therefore pray your honorable Court to ap-  
point their members of the Permanent Board of Viewers of Cambria  
County to inquire into the premises and to vacate and supply said  
piece of public road according to law and to make report of their  
proceedings according to the act of the General Assembly in

such cases made and provided.

And they will ever pray and

D. E. Cooper

Albert M. Gillin

Leonard Billin

H. P. [unclear]

James Mackall

E. A. Redding

H. W. Rodkey

John Simmons

D. J. Mackall

H. L. Burkhardt

Irvin Wisinger

Ross Rager

Martin M. Rager

D. H. Rorabaugh

Lewis F. Burkhardt

E. A. Baker

H. A. [unclear]

A. B. [unclear]

John Albright

County of Cambria  
SS.  
State of Pennsylvania

Before me, the subscriber, a Justice of

the Peace in and for said county personally came David

F. Burkhardt who being by me duly sworn according to law deposes and says that the facts set forth in the foregoing petition are true and correct to the best of his knowledge and belief.

David F. Burkhardt

Sworn and subscribed to

before me this 15th day of

September, A. D. 1930.

Charles P. Rowland

Justice of the Peace.

My Com. expires 1st Mon. Jan'y. 1934.

Petition of the Citizens of  
the Township of Jackson for the  
appointment of Viewers to view,  
vacate and supply a piece of  
public road in said township,  
Cambria county, Pennsylvania.

Received  
of the  
Treasurer  
of the  
County of  
Cambria  
Pennsylvania  
the sum of  
\$ 00.00  
for  
the  
Petition of  
the Citizens  
of the  
Township of  
Jackson  
for the  
appointment  
of Viewers  
to view,  
vacate  
and supply  
a piece  
of public  
road in  
said  
township,  
Cambria  
county,  
Pennsylvania.

F

Notice of intention to petition the Court of Quarter Sessions of Cambria County, Pa., for the appointment of viewers to vacate and supply piece of public road in Jackson Township, said county and state.

Notice is hereby given that a petition will be presented to the Court of Quarter Sessions of Cambria County for the appointment of viewers to vacate and supply the following described piece of public road in Jackson Township, said county and state: Beginning to vacate on the road leading from Vinco to the Ebensburg-New Germany road, at a point 327 feet eastward, along said road, from its intersection with the public road leading in a south easterly direction from the Pittsburgh-Philadelphia Turnpike, at a point approximately seven tenths of a mile northward from Munday's corner, to Summerhill and ending on the said road leading from Vinco to the Ebensburg-New Germany road at a point 1351 feet southward from its intersection with the road leading from the Pittsburgh-Philadelphia Turnpike, at Stewart's Run, to New Germany; and to supply, instead thereof, a piece of public road beginning on the said road leading from Vinco to the Ebensburg-New Germany road at the point of beginning of the piece of road sought to be vacated and ending on the said road leading from the Pittsburgh-Philadelphia Turnpike, at Stewart's Run, to New Germany, at a point 1055 feet westward along said road from its intersection with the road leading from Vinco to the Ebensburg-New Germany road. All in Jackson Township.

The above referred to petition will be presented of September 15th, 1930 at 10:00 o'clock a. m.

Now, September 1930, service of the above notice is accepted for the Supervisors of the Township of Jackson, Cambria County, Pa.

*Harmer Bagley Sec.*  
*Jackson Township Supervisors*

Notice of intention to petition the Court of Quarter Sessions of Cambria County, Pa., for the appointment of viewers to vacate and supply piece of public road in Jackson Township, said county and state.

Notice is hereby given that a petition will be presented to the Court of Quarter Sessions of Cambria County for the appointment of viewers to vacate and supply the following described piece of public road in Jackson Township, said county and state: Beginning to vacate on the road leading from Vinco to the Ebensburg-New Germany road, at a point 327 feet eastward, along said road, from its intersection with the public road leading in a south easterly direction from the Pittsburgh-Philadelphia Turnpike, at a point approximately seven tenths of a mile northward from Munday's corner, to Summerhill and ending on the said road leading from Vinco to the Ebensburg-New Germany road at a point 1351 feet southward from its intersection with the road leading from the Pittsburgh-Philadelphia Turnpike, at Stewart's Run, to New Germany; and to supply, instead thereof, a piece of public road beginning on the said road leading from Vinco to the Ebensburg-New Germany road at the point of beginning of the piece of road sought to be vacated and ending on the said road leading from the Pittsburgh-Philadelphia Turnpike, at Stewart's Run, to New Germany, at a point 1055 feet westward along said road from its intersection with the road leading from Vinco to the Ebensburg-New Germany road . . . all in Jackson Township.

The above referred to petition will be presented of September 15th, 1930 at 10:00 o'clock a. m.

Now, Sept 15th 1930, service of the above notice is hereby accepted for the Commissioners of Cambria County.

  
Clerk for County Commissioners.

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

In The Matter of Vacating  
Part of Township Road in  
Jackson Township, Cambria  
County, and Supplying Other  
Road for Part Vacated.

Petition for Appointment  
of Viewers.

Now, September 15th, 1930, the  
the within petition read and  
and considered and the Court  
appoints:

A. M. Shremaker

J. D. Ritter

Adam Shuman

Viewers, as within prayed for.

By The Court.

[Signature]  
Judge.

Filed 17 Sept. 1930

ALBERT L. O'CONNOR  
ATTORNEY-AT-LAW  
TRUST COMPANY BUILDING  
EBENSBURG, PENNA.

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

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The petition of the undersigned inhabitants of the township of Jackson <sup>in Cambria</sup> in said county respectfully represents:

That a petition has lately been presented for the laying out of a road hereinafter described and the proceedings have so far progressed that the viewers on the 17th day of September, 1930, filed their report recommending the laying out of said road.

That the said road if confirmed by the Court will be very injurious to your petitioners and burdensome to the inhabitants of the township through which the same would pass.

Your petitioners therefore pray your Honorable Court to appoint proper persons to review the said road and the parts adjacent and make report to the Court according to law, said original proceeding having been on September 17, 1930, to No. 2 September Term, 1930, and the said road as favorably reported being as follows:

*My vacancy from census leading in a north easterly direction from the corner of Vinco to the Ebsburg*  
Beginning on road leading in Northeasterly direction from Vinco to Ebsburg-New Germany road at 527 feet Eastward ~~along said road from its intersection with public road leading~~ in Southeasterly direction from Pittsburgh-Philadelphia turnpike at a point approximately .7 of a mile Northward from road leading from Munday's Corner to Summerhill ending on said road leading from Vinco to Ebsburg-New Germany Road at a point 1351 feet Southward from its intersection with road leading to Pittsburgh-Philadelphia turnpike at Stewart's Run to New Germany, and to supply instead a piece of road beginning on said road leading

from Vinco to Ebensburg-New Germany Road at point of beginning of piece of road sought to be vacated and ending on said road leading from Pittsburgh-Philadelphia Turnpike at Stewart's Run to New Germany at a point 1055 feet westward along road from intersection with road leading from Vinco to Ebensburg-New Germany road. All of which lies in Jackson Township.

D. W. Brewer	S. B. Long
Mrs. Rose Brown	Mrs. S. B. Long
James Mackall	Edwin Gillin
Mr. Geo. Mackall	Myrtle Gillin
John Simmons	Mrs. Lina Gilber
E. A. Rodkey	E. H. Gillin
Clifford J. Rodkey	William Wilson
Mrs. E. A. Rodkey	H. T. Wilson
Harold W. Rodkey	Alb. A. Wabough
Mrs. Anna Singer	Joshua Bracken
Mr. R. M. Singer	W. A. Bracken
	Lewis J. Burkhardt
	S. T. Burkhardt
	Rev. J. S. Schultz
	Mrs. C. E. Wilson
	Mrs. Clara M. Wilson
	John J. Wilson
	Mrs. Wilson
	Edna Smith
	Minnie Smith

Evel B. Wilson

H W Wood

Merle Moore

Clara Moore

Lawrence Cameron

Kannah Jane Jones

Mrs. M. A. Jones

Geo. Pergrin

Mrs. George Pergrin

W. J. Sillan

Mrs. H. J. Sillan

W. F. Mackall

George Woodbridge

Buddy Ross

Geo H Vorhauer

Carl Varner

Wilton Adams

Ruby W. Adams

Ted Hillin

Mrs. Ted Hillin

Mrs. Philip Boyer

Philip S. Boyer

Walter H. Reichard

C E Brown

Hazel Brown

Catherine Brown

Virginia Devlin

James Simmons

Mrs. Lizzie Simmons

State of Pennsylvania

County of Cambria

SS:

George A. Vorhauer one of the petitioners  
above named, being duly sworn according to law, deposes and says  
that the statements made in the foregoing petition are true and  
correct.

George A. Vorhauer

Sworn and subscribed before me this 2nd day of March

A. D. 1931.

Margaret M. Leakey  
Notary Public

My commission expires March 7 - '93

I accept service for the Board of Township  
Supervisors of a true copy of within petition.  
Same to be presented to Court of D. on Monday  
March 2 - 1931 10 am  
Mr. Homer Bagley  
Per J.B.  
Supt. Board of Township Supervisors  
of Township of Jackson  
Cambria Co. Pa.  
R. B. Banta

I accept service notice of  
presentation of foregoing petition for  
Commissioners of Cambria County  
March 2 - 1931 -  
County Commissioners  
Per J.B. Rehman  
Treas. Clerk.

In the Court of Quarter Sessions of Cambria County, Pennsylvania. No. 2 September Term, 1930

In re Road in Jackson Township, Cambria County, Pennsylvania.

PETITION FOR REVIEW

Dated: 4 March 1931

Am Mich 4 1931 was  
reconsidered and  
considered on the Council  
appoint M J Baumgardner  
P.E. Cauffield -

As per Tomb -

Desires to view the  
premises and make  
return according to law

By the Court  
Samuel B. Reed  
O.F. GREER & GREER  
ATTORNEYS AT LAW  
JOHNSTOWN, PA.

*my memo  
a. m. shoenaker  
J. D. Reiter  
Adan Shoenaker*