

**Proposed Road Location**

Comline Co. is from Ebersburg Borough line of Ebersburg  
 by S.E. Director to Geo Pryce building a distance of nearly  
 Ebersburg Road shown between S.E. S.E. Surveyed between  
 State 18200' & Harris Hill 18200'

Surveyor \_\_\_\_\_ Surveyor \_\_\_\_\_ Surveyor \_\_\_\_\_

No. 4 June Sessions 1931.

IN THE COURT OF QUARTER  
SESSIONS OF CAMBRIA COUNTY,  
PENNSYLVANIA

Petition for the Appoint-  
ment of Viewers to Vacate  
a Road in Cambria Township.

Filed 15 June 1931.

And Now, June 15, 1931

Wm. Shroun  
Adam Shuman and  
J. R. Ritter are

appointed to view said road  
and inquire of the premises  
and make return of their  
proceeding at the next term  
of Court.

By the Court  
Ernest G.

L.S. JONES  
ATTORNEY AT LAW  
EBENSBURG, PENNA.

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 Cambria, in the county aforesaid, respectfully  
represents:

That a public road has long since been laid out  
beginning at a point where Phaney Street of the Borough of  
Ebensburg crosses the Ebensburg Branch of the Pennsylvania Rail-  
road Company and extends the following courses and distances: South  
6°20' West a distance of 390 feet to a point; thence South  
32° East a distance of 744 feet to a point and ending at a  
point where the road above mentioned intersects with the Crossroads  
from the Pike to the Wilmore Road, a blueprint or tracing of  
this road showing the courses and distances is hereto attached  
and made a part of this petition. This road has become  
useless, inconvenient and burdensome.

Your petitioners therefore pray the Court to  
inquire of and vacate said road, and for that purpose 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.

L. J. Roberts  
Wm Burnford  
Jesse H. Thomas  
Waldon D. Jones  
S. O. Roberts

Thomas E Morris  
Wm Lloyd  
Samuel Howell  
Geo Burnford  
Dan Roberts



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. 4, June SESSIONS, 1931

Order to view and vacate road in

Cambria Township

*and*  
*Report of Viewers*

*July 29 June 1931*

Viewers

A. M. Shoemaker

Adam Shuman

J. D. Ritter

Clerk 90 cts.

14 Sept. 1931 Approved  
By the Court  
Evans  
14 Dec. 1931 confirmed absolutely  
Frank B. Robb  
Clerk



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 Board of Viewers of Cambria County, appointed by your honorable Court and directed to view and determine as to the propriety of vacating a certain piece of public road in Cambria Township, Cambria Co., Pa.; Beginning at the point where Phaney Street, of the Borough of Ebensburg, crosses the Ebensburg Branch of the Pennsylvania Railroad and extending thence in a South Easterly direction to the juncture of the public road which leads from the Ebensburg - Cresson Pike to the Wilmore road, respectfully report:

That having given due notice of the view and of the time and place of meeting of the Viewers, to the Commissioners of Cambria County and to the Supervisors of the Township, of Cambria/and having posted notices of the view in public and conspicuous places near the termini and along the route of the piece of road proposed 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 so given and served, as aforesaid, and having gone over and viewed the same: noting said piece of road had some time since already been closed to through traffic or rather blocked by the Ebensburg-Cresson Branch of the Pennsylvania Railroad, the road itself had not been worked for some years and there was no one living along same; except at the south easterly end of same where their premises adjoined the road leading from the Ebensburg - Cresson road to the Wilmore road and the residence of same faces on and is adjacent to said last referred to road: Accordingly we have unanimously agreed said piece of road referred to in said order should be vacated, being unnecessary for the convenience of the traveling public, as well as inconvenient and burdensome to the tax payers of the township of Cambria.

A plot or draft attached to the petition shows the courses and distances of the piece of road herein recommended to be vacated as taking the following courses and distances between the termini mentioned in said petition and order as follows, viz: South six degrees twenty minuted West three hundred ninety feet and South 32° East seven hundred forty four feet to the south easterly termini.

Witness our hands this twenty ninth day of June, A. D., 1931.

A. M. Shoemaker.

Adam Shuman

J. D. Ritter

Viewers.

NOTICE OF VIEW.

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions of Cambria County, Pennsylvania, to view and determine as to the propriety of vacating a certain piece of public road in Cambria Township, said county and state:

Beginning at a point where Phaney Street, in the Borough of Ebensburg, crosses the Ebensburg - Cresson Branch of the Pennsylvania Railroad and extends for the following courses and distances, viz: South 6° 20' West a distance of 390 feet to a point, thence South 32° East a distance of 744 feet to a point and place of ending; where the road above described intersects with the cross road from the Pike to the Wilmore road:

Said Viewers will meet at the intersection of Phaney Street with the Ebensburg - Cresson Branch of the P. R. R., on the 27th. day of June, 1931, at 2:00 p. m., to view the piece of road proposed to be vacated and otherwise perform the duties of our appointment.

A. M. Shoemaker,

J. D. Ritter and

Adam Shuman,

Viewers.

Service of the above notice is hereby accepted for the Commissioners of Cambria County, Pennsylvania.

*H. F. Dow*

Clerk.

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Said Viewers will meet at the intersection of Phaney Street with the Ebensburg - Cresson Branch of the P. R. R., on the 27th. day of June, 1931, at 2:00 p. m., to view the piece of road proposed to be vacated and otherwise perform the duties of our appointment.

A. M. Shoemaker,

J. D. Ritter and

Adam Shuman,

Viewers.

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

R. S. Roberts

NOTICE OF VIEW.

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A. M. Shoemaker,

J. D. Ritter and

Adam Shuman,

Viewers.

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

Edward F. Mammion

NOTICE OF VIEW.

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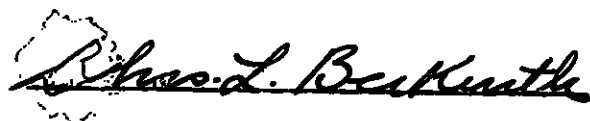
A. M. Shoemaker,

J. D. Ritter and

Adam Shuman,

Viewers.

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

  
Charles L. Beckwith

Cost of View

	Preparing posting & serving	
1 1/4	notices for view _____	15 <sup>00</sup>
	4 miles @ 10¢ _____	4 <sup>00</sup>
	5 tinog & stationery _____	2 <sup>20</sup>
1/2	1/2 day on view _____	6 <sup>00</sup>
	4 mi _____	4 <sup>00</sup>
	Preparing having signed	
1 1/2	assembling & filing report _____	18 <sup>00</sup>
3 1/2	Photographer & stationery _____	2 <sup>10</sup>
		<u>44<sup>10</sup></u>

J. D. Ritter

1/2	day on view _____	6 <sup>00</sup>
	21 miles _____	2 <sup>10</sup>
		<u>8<sup>10</sup></u>

Adam Shuman

1/2	day on view _____	6 <sup>00</sup>
	15 miles _____	15 <sup>00</sup>
		<u>21<sup>00</sup></u>

*[Signature]*  
*[Signature]*

State of Pennsylvania

SS.

County of Cambria

Before me, James McClune, Deputy  
Controller, personally came A. M. Shoemaker, one of the viewers  
named on the within order of the Court, who being duly sworn ac-  
cording to law deposes and says that the items contained in the  
bill hereto attached; relative to time of employment, milage,  
stenographer & stationery, postage &c., are are correct and the  
expenses of auto hire, stenographer, stationery, help &c are paid  
and settled as he varily believes.

A. M. Shoemaker

Sworn and subscribed to before  
me this 8th. day of June, A. D.,  
1931.

James McClune

Deputy Controller.

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 June A. D. 1921, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Cambria, in the said County, setting forth that they

~~petitioners for the vacation of a public road~~ ~~vacate~~

~~a public road has long since been laid out beginning at a point where Phaney Street of the Borough of Ebensburg crosses the Ebensburg Branch of the Pennsylvania Railroad Company and extends the following courses and distances; South 6° 20' West a distance of 390 feet to a point; thence South 32° East a distance of 744 feet to a point and ending at a point where the road above mentioned intersects with the Crossroads from the Pike to the Wilmore Road, a blueprint or tracing of this road showing the courses and distances is hereto attached and made a part of this petition. This road has become useless, inconvenient and burdensome.~~

and therefore praying the Court to appoint proper persons to <sup>vacate</sup> view and ~~lay out~~ the same according to law. The Court, upon due consideration had of the premises, do order and appoint

A. M. Shoemaker surveyor, and

Adam Shuman and J. D. Ritter

<sup>vacation</sup>viewers, to view the ground proposed for said ~~road~~ <sup>vacation</sup> and if they view the same, and shall agree that there is occasion for such ~~road~~ <sup>vacation</sup> 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. Roff, Clerk.