

lat. Microfilm

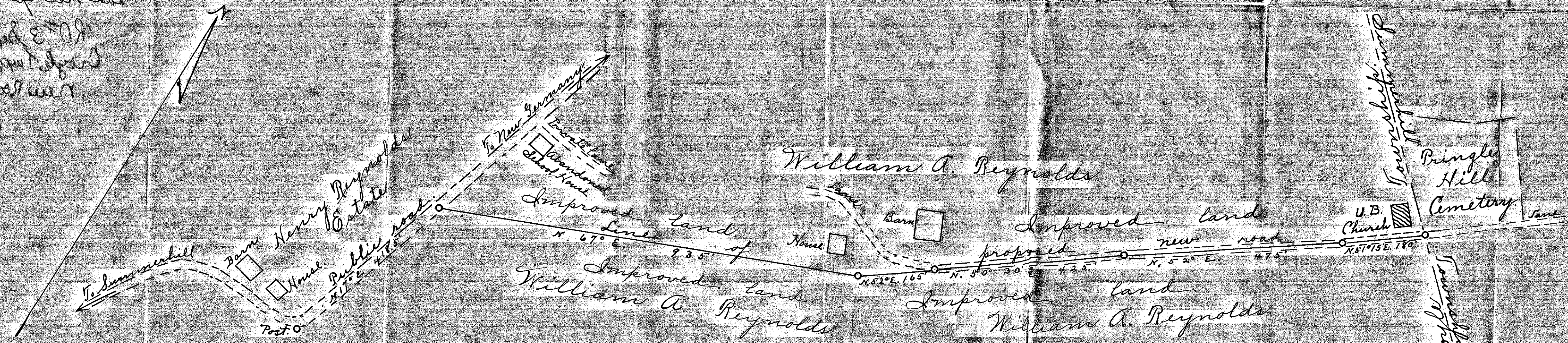
RO# 3 Sept. 1934

Croyle Twp.

New Road



1234
 R.O. # 3
 1st part
 2nd part
 3rd part



Sketch showing the proposed location
 for a public road to lead from the Summerhill
 New Germany road to the Pringle Hill Cemetery,
 in Croyle Township, Cambria County, Penna.
 Viewed upon an order of the Court of Quarter
 Sessions of Cambria Co., Pa., entered to No. 3. Sept., 1934.
 A. M. Shoemaker, James M. Cann and Patrick Kinney, Viewers

REPORT OF VIEWERS.

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, appointed by your honorable Court and upon the attached order directed to view and determine as to the necessity for a public road, in Croyle Township, Cambria County, Pennsylvania, to lead from the Summerhill - New Germany road at a point near the Henry Reynolds Estate and extending thence in a north easterly direction, across land of William A. Reynolds, to the Pringle Hill Cemetery, 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 Croyle, 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 proposed new road; as required by the Act of the General Assembly and the Rules of Court of Cambria County; and all having been first duly sworn according to law to perform the duties of our appointment faithfully, impartially and according 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 premises and having determined the road as requested is necessary for the accommodation of the public desiring to visit the above referred to cemetery, we proceeded to lay out the same between the terminal points as indicated above and as specified on the attached order of Court.

Said piece of road as laid out, and more particularly located on the plot or draft hereto attached and made a part of this report, takes the following courses and distances, viz:

Beginning on the Summerhill - New Germany road at a point

418.5 feet northward along said road from the juncture therewith of a land, opposite the buildings on the said Henry Reynolds Estate, and running thence north 67 degrees east 935 feet; north 52 degrees east 165 feet; north 50 degrees 30 minutes east 425 feet; north 52 degrees east 475 feet, and north 51 degrees 15 minutes east 180 feet to the termini at the Pringle Hill Cemetery.

And whereas William A. Reynolds, through and over whose land the said road as laid out passes, has signed a release of damages; we have assessed NO DAMAGES.

After having gone over and laid out the above specified road two of the Croyle Township Supervisors, who were present at the view, insisted that they would like an opportunity to be heard at another time owing to the absence of one of the members of their board; whereupon we adjourned to meet again at the Court House in Ebensburg October 20th. at 9:30 a. m., when and where the same two Supervisors attended; together with several of the petitioners; and testified, in substance, that the Township did not have sufficient funds to construct the road in question, but admitted there was need for such a road as laid out.

In the opinion of the viewers there is occasion for a public road from the Summerhill - New Germany road to the said Pringle Hill Cemetery and that the cost of constructing same is not excessive, unreasonable nor incommensurate with the necessity: Accordingly we recommend the piece of road as laid out for a public road.

Witness our hands this 22nd day of October, A. D., 1934.

A. M. Shoemaker

J. M. Kinney

James M. Cannon
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 necessity for a public road in Croyle Township, said county and state, beginning on the Summerhill - New Germany road at a point four hundred feet northward, along said road, from the juncture therewith of a lane just opposite the buildings on the Henry Reynolds Estate and adjoining lands of William A. Reynolds, and extending thence in a north easterly direction approximately twenty two hundred fifty feet to what is known as the Pringle Hill Cemetery, the place of ending.

Said viewers will meet at the place of beginning, above indicated, in the Township of Croyle, Cambria County, Pennsylvania, ~~THURSDAY~~ **THURSDAY** October ~~11th~~, 1934, at 10:00 o'clock A. M. , for the purpose of performing the duties of their said appointment.

A. M. Shoemaker,
James McCann and
Patrick Kinney,
Viewers.

*Accepted N. F. Gon
clerk*

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 necessity for a public road in Croyle Township, said county and state, beginning on the Summerhill - New Germany road, at a point four hundred feet northward, along said road, from the juncture therewith of a lane just opposite the buildings on the Henry Reynolds Estate and adjoining lands of William A. Reynolds, and extending thence in a north easterly direction approximately twenty two hundred fifty feet to what is known as the Pringle Hill Cemetery, the place of ending.

Said viewers will meet at the place of beginning, above indicated, in the Township of Croyle, Cambria County, Pennsylvania, *THURSDAY*, October ~~11th~~, 1934, at 10:00 o'clock a. m., for the purpose of performing the duties of their said appointment.

A. M. Shoemaker,

James McCann and

Patrick Kinney,

Viewers.

A copy of the above report was posted to the Supervisors of Croyle Township who, though they failed to sign and return the notice, nevertheless two members of the board of Supervisors attended both the view and the hearing.

A. M. Shoemaker.

For the Viewers.

County of Cambria

To A. M. Shoemaker, Dr.

To preparing, serving ^{and} posting notices of view ^{and} notifying viewers	\$15 ⁰⁰
22 miles @ 10¢ per mile	2 ²⁰
Stenographer, stationery & stamps	1 ⁴⁰
Day on view	12 ⁰⁰
22 miles	2 ²⁰
Survey plot, draft & prints	15 ⁸⁰
Hearing, reviewing testimony & reaching decision	12 ⁰⁰
Preparing report of viewers	12 ⁰⁰
Having report signed, assembling & filing same	3⁰⁰
Stenographer ^{and} stationery	1 ⁰⁰
	<hr/>
	\$76 ⁶⁰
	3 ⁰⁰
	<hr/>
	\$73 ⁶⁰

CERTIFIED
2nd 20 1892
COUNTY CLERK

APPROVED FOR PAYMENT
L. McKellar
John T. Lawrence
Grant P. Holler
COMMISSIONERS

Ebensburg Pa 9-1984

To Cambria Co. Commissioner

P. M. Finney her

Oct 11-	one day Road View	12.00
" "	To Mileage 30 miles	3.00
Oct 20	one day at hearing Ebensburg Pa	12.00
" "	To Mileage 22-	2.20
		<u>\$ 29.20</u>

P. M. Finney

APPROVED FOR PAYMENT

L. M. Keller

John Thomas Jr

Grant P. Holler
COMMISSIONERS

CERTIFIED
27th Sept 1984
Cambria Co. Commissioner

Ebensburg Pa Oct 20 - 19

Cambria County Commissioners

To James McCann Dr

Oct 11	one day on view	\$12.00
" "	78 Miles	2.50
" 20	1 day at hearing Eb Pa	12.00
" "	mileage	\$3.60
		<u>30.40</u>

James McCann
Johnstown Pa.

CERTIFIED
 10/20/19
 COUNTY COMMISSIONERS

APPROVED FOR PAYMENT
 L. M. Keller
 John Thomas Jr
 Frank P. Hollers
 COMMISSIONERS

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 24th day of September A. D. 1924, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Croyle, in the said County, setting forth that they labor under inconvenience for want of a Public Road road or highway, to lead from a point Four Hundred(400) feet North of post situate at junction of Summerhill-New Germany road and Lane as shown on drawing attached hereto and made a part of this petition; thence East Two thousand two hundred-fifty(2250) feet to Pringle Hill Cemetery, place of termination.

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 surveyor, and

James McCann and Patrick Kinney

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.

McKenrick, J.

Attest:

Janna M. Jauer, Clerk.

Order to view and layout

Public Road in Croyle Township.

and
Report of Viewers

FILED
CLERK

A. M. Shoemaker Esq.

James McCann

Patrick Kinney

Viewers

Clerk J. M. Jones 90 Cts.

Filed: October 24, 1934.

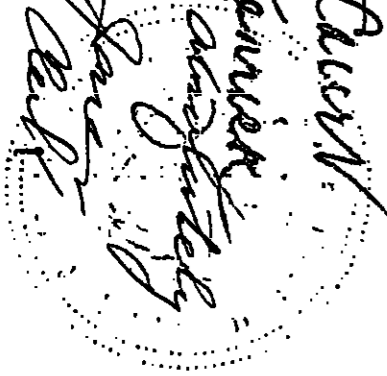
NOTE. "It shall be the duty of all persons appointed in the several counties of this Commonwealth to view and review any public or private road or bridge, if they shall decide in favor of locating said road or bridge, to endeavor to procure from the person or persons over whose land such location may 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."

10 Dec. 1934 Copied and brought forward at forty feet by the Clerk
11 Mar. 1935 Confirmed accordingly

James McCann
Patrick Kinney



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

IN RE. APPOINTMENT OF VIEWERS TO VIEW :

AND MAKE RECOMMENDATION CONCERNING

CONSTRUCTION AND MAINTENANCE OF A

PUBLIC ROAD IN CROYLE TOWNSHIP.

No 3 Sept. Term, 1934

Petition to Open Public Road

TO THE HONORABLE, THE JUDGES OF THE ABOVE NAMED COURT:

The petition of the undersigned citizens, taxpayers and electors of Croyle Township, Cambria County, Pennsylvania, respectfully represents:

That your petitioners labor under great inconvenience for want of a public road or highway in the said Township of Croyle, to begin at a point Four Hundred (400) feet North of post situate at junction of Summerhill-New Germany road and LANE as shown on drawing attached hereto and made a part of this petition; thence East Two thousand two hundred-fifty (2250) feet to Pringle Hill Cemetery, place of termination.

The exact distance or length from the beginning of said proposed public road above mentioned to the end of the said proposed public road is Two thousand two hundred-fifty (2250) feet, and is more particularly shown on the drawing hereto attached, and made a part hereof, on which drawing the said proposed public road is shown.

That the said Pringle Hill Cemetery, mentioned hereinbefore as the terminus of the proposed public road aforesaid, has been a non-sectarian cemetery in common use by the people of Croyle Township, for a period of One hundred (100) years, and in said cemetery are buried the remains of many hundreds of former inhabitants of Croyle Township.

That at the present time and under the present lack of a proper public road your petitioners and many hundreds of other citizens, taxpayers and electors of Croyle Township labor under great inconvenience for the reason that it is practically impossible to have access to the aforesaid cemetery during the winter and spring months.

That the aforesaid proposed public road as shown on map attached hereto, extends through the land of William A. Reynolds; that attached hereto and made a part hereof is the written release and quitclaim from W. A. Reynolds and Sarah Reynolds, his wife, the said release and quitclaim being attached hereto and made a part of this petition.

WHEREFORE, your petitioners pray the Court to appoint proper persons to view, open and lay out the said proposed public road according to law.

And they will ever pray, etc., etc..

Fred Weisking

W. L. Hull

George Berghane

Annie R. Allsops

J. J. Hartman

W. C. Reynolds

Alvin M. Pringle

Etta Wear

~~W. L. Hull~~
P. L. Penaber

David Engle

H. D. Oaks

E. C. Reynolds

Joseph George

H. E. Shetter

Philip Pringle

Charles Gable

O. O. Sipe

STATE OF PENNSYLVANIA,

County of Cambria

} SS:

Before me, the subscriber, one of the Justices of the Peace in and for said county personally appeared P. O. Sipe

who being duly sworn according to law doth depose and say that the facts set forth in the foregoing petition are true and correct to the best of his knowledge and belief.

Sworn and Subscribed this

31

day of

August

1938

O. O. Sipe

*That the cause of the vacancy must be set forth. That is, whether it be failure to qualify for the office, removal from the district, death, resignation, or otherwise. In case of resignation a written resignation signed by the official must accompany the petition.

Commission Expires
1st Mon. Jan. 1938

SCHOOL HOUSE SHOWN
HAS BEEN ABANDONED

PROPOSED ROAD IS ALL ON
LAND OF WM A REYNOLDS AND
IS PROPOSED TO JOIN THE
SUMMERHILL-NEW GERMANY
ROAD 400 FT NE OF POST AT
LANE BETWEEN PROPERTIES
OF WM A AND HENRY REYNOLDS EST
LANE BEING NEAR H REYNOLDS
DWELLING



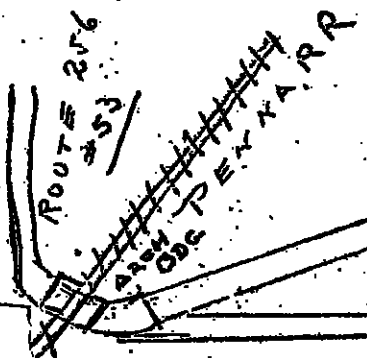
SUMMER HILL
ROAD

CROYLE TWP

SUMMERHILL-NEW GERMANY

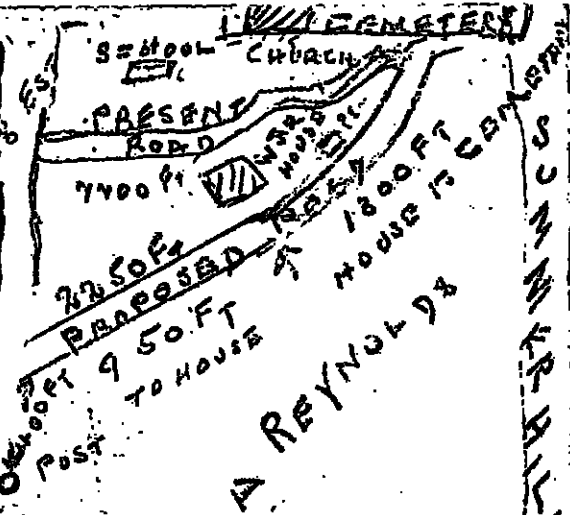
HENRY
REYNOLDS EST

WM A REYNOLDS



ROUTE 53

TO WILMORE
→



CENETERY

COMMONWEALTH OF PENNSYLVANIA

DEED OF RELEASE AND QUITCLAIM

STATE HIGHWAY DEPARTMENT

WHEREAS, By an Act of Assembly of the Commonwealth of Pennsylvania, Act No. 193, approved May 31st, 1911, the State Highway Commissioner of said Commonwealth is authorized, directed and empowered to construct or improve certain highways therein designated as "State Highways" and "State Aid Highways," and in so doing, to divert when necessary, the course or direction of the same under the conditions prescribed in said Act, and

WHEREAS, The State Highway Commissioner is desirous of reconstructing and improving, under the provisions of said act and supplements thereto, a section of road in SROYLE Township, Cambria County, Pennsylvania, designated on the records of the State Highway Department as ROAD TO PRINGLE HILL CEMETERY, and

WHEREAS, A survey of said road shows that it is necessary to CHANGE LINE OF SAME

NOW, KNOW ALL MEN BY THESE PRESENTS, That WM H REYNOLDS ^{AND} SARAH A REYNOLDS owner or owners of property along the said road about to be reconstructed and improved, for and in consideration of the sum of ONE (\$1 00) DOLLARS, to us in hand paid, and other valuable considerations:

do hereby remise, release, quitclaim and forever discharge the Commonwealth of Pennsylvania and any County, Township or Borough joining therewith, of and from all suits, damages, claims and demands whatsoever, in law or equity, or otherwise, against the said Commonwealth of Pennsylvania and any County, Township or Borough joined with the Commonwealth in improvement thereof, for or by reason of the change of grade of said road, or by reason of any change in the existing lines or location of said road, or for or by reason of any divergence of said road from its present location, in its reconstruction, or for or by reason of the taking of land necessary for the widening or relocation of said road, in order that the State Highway Department may properly provide for the traveling public.

IN WITNESS WHEREOF, We have hereunto set our respective hands and seals this 30TH day of JANUARY, A. D. 1934

Peter P. Lipe

H. G. Oaks

Wm H Reynolds (SEAL)

Sarah A Reynolds (SEAL)

_____ (SEAL)

_____ (SEAL)

_____ (SEAL)

_____ (SEAL)

_____ (SEAL)

DECREE

And, now, Spetember 24, 1934, the foregoing petition having been presented in open court and duly considered it is ordered and decreed that Patrick Kinney, James McKenna and A. M. Shannahan Esq are hereby appointed to view and lay-out the said proposed public road according to law.

By the Court
McKenrick

8

In the Court of Quarter
Sessions of Cambria County
Pennsylvania.

No. 3 *Sept.* Session, 1934

PETITION TO OPEN ROAD.

In Re: Road in the Town-
ship of Crovle, County of
Cambria and State of Penna.

Filed: Sept. 24, 1934.

Serve all Papers.

R. MEADE STINEMAN
ATTORNEY-AT-LAW

JOHNSTOWN, PA.

South Fork, Pa.

TO THE COMMISSIONERS OF CAMBRIA COUNTY:

You are hereby notified that on or about Monday September 24th, 1934, the foregoing petition will be presented to the within named Court.

R. Meade Stineman
atty for Petitioner

I hereby accept service of the above notice for the Commissioners together with a copy of the within petition.

J. F. St...

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

To J. Earl Shaffer, Thomas J. Donaghy and John Kaufman

supervisors of the township of Groyle, in the county of Cambria,
greeting:

Whereas, at a Court of Quarter Sessions of the Peace held at Ebensburg, in and for the county of Cambria, aforesaid, on the tenth day of December, 1934, said court did approve and confirm for public use a certain road theretofore reported, and directed the same to be opened of the breadth of forty(40) feet, which said road so reported, approved for public use, confirmed and directed to be opened begins at,

See certified copy of Viewers report attached and draft.

which said road was, on the 10th day of December, 1934, ordered and directed by the said court to be entered of record, and thenceforth to be taken, deemed and allowed to be a lawful public road or highway:

Now, this is to authorize, empower, command and require you the said supervisors aforesaid, in which district the said road lies, as soon as may be practicable, effectually to open the said road, by the courses and distances aforesaid, and the breadth of forty(40) feet, as ordered and directed by the said court; and you are hereby further required to make return of this order to the next stated Court of Quarter Sessions, after the opening of the road in accordance with this order, and the manner of its execution by you, verified by the affidavit of one or both of you, setting forth that you have effectually opened the said road of the breadth of forty(40) feet, and upon the line hereinbefore directed.

Witness, the Honorable John H. McCann, President of our
said court at Ebensburg, this 11th day of March, 1935.

By the Court:

Attest
James M. Jones Clerk.

RETURN BY SUPERVISORS

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

On the 9th day of January 1939, before me
a Notary Public, personally came Thos. J. Donahy, John Kaff-
man, and John F. Hice

supervisors of the township of Croyle Township, who being duly sworn
[or affirmed] according to law, do depose and say that they effectually opened the road designated by
the order of the Court bearing date the 11th day of March
1935, in accordance with the directions of the said order.

Sworn [or affirmed] and subscribed before me this
9th day of Jan. 1939.

H. A. Brown
Notary Public
My Comm. expires 2/24/39.

John Rauphan
John F. Hice
Supervisors.

No. 3 September Sessions 1934

Order to open Public Road in

Croyle Township, Cambria
County.

Filed: Jan. 9, 1939

Clerk