

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 5th day of November A. D. 1939, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of East Taylor, in the said County, setting forth that they labor under inconvenience for want of a public road or highway, to lead from

point on the Johnstown-Ebensburg Road, known as State Highway Route No. 720, Traffic Route No. 219, a public road, which point is 3100 feet, more or less, in a northerly direction from the division line between East Taylor Township and the City of Johnstown; thence by a private road South 20° West 625.25 feet, more or less, to a point; thence still by said private road South 62° West 396 feet, more or less, thence by an unimproved and unopened street, designated on divers plans as Ihmsen Avenue, South 9° West 195 feet, more or less; thence still by said unopened street South 48° West 200 feet, more or less, to a point at the St. Vladimir Greek Catholic Cemetery, a place of public assembly.

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

S. E. Dickey surveyor, and

James McCann and A. M. Shoemaker

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

James M. Jones, Clerk.

1939

NO. 2 _____ September _____ SESSIONS, 1939

Order to view _____ public road leading

from the Johnstown-Ebensburg Road

to the St. Vladimir Ukrainian

Greek Catholic Cemetery, East Taylor

Township, Cambria County, Penna.

Report of Viewers

Filed: Dec. 6, 1939

S. E. Dickey

James McCann

A. M. Shoemaker

Viewers

Clerk _____ 90 cts.

NOTE. "It shall be the duty of all persons appointed in the several counties of this Commonwealth to view and review any public or private road or bridge, if they shall decide in favor of locating said road or bridge, to endeavor to procure from the person or persons over whose land such location may be made releases from all claims for damages that might arise from the opening of such road or the building of such bridge; and in every case where said viewers shall fail to procure such releases, and it shall appear to them that any damages will be sustained, it shall be their duty to assess the damages and make report thereof signed by a majority of their number, and return the same, together with all releases obtained, to the Court of Quarter Sessions, and the damages so assessed shall be conclusive, or may be subject to appeal, review or modification, as may be provided by existing laws in the different counties of this Commonwealth."

"The persons appointed as aforesaid shall view such ground, and if they shall agree that there is occasion for a road, they shall proceed to lay out the same, having respect to the shortest distance, and the best ground for a road, and in such manner as shall do the least injury to private property, and also be, as far as practicable, agreeable to the desire of the petitioners."

11/4 Dec. 1939 Approved and awarded fees at forty feet. By the Court Metropolitan

11 March 1940 Confirmed Absently Joseph D. Shoemaker Clerk

mca

In re: Proposed Public Road leading from the Johnstown-Ebensburg Road to St. Peter and St. Paul, St. Vladimir Ukranian and Serbian Orthodox Church of St. Petka Cemeteries, in East Taylor Township, Cambria County, Pennsylvania.

(In the Court of quarter Sessions of Cambria County, Pennsylvania.
(
(No. 2 September Sessions, 1939.
(
(

REPORT OF VIEWERS

To the Honorable, the Judges of the above named Court. We the undersigned Viewers appointed by the attached order of the above Court to view the road within mentioned respectfully report:

That we have been duly sworn or affirmed as members of the Permanent Board of Viewers of Cambria County, as shown by the records of the Court; that having given due public notice of said view and of the time and place of meeting by posting notices as required by law along the route and at the termini of said proposed road and by service of such notices on the Commissioners of Cambria County and the Supervisors of East Taylor Township, evidence of which is shown by copies of said notice hereto attached and made a part of this report; that we met, in accordance with the notice given, on the 21st day of November A.D. 1939 at 10:00 o'clock A.M. and proceeded with the duties of our appointment and viewed the premises and the route of the proposed road. During the view S. E. Dickey and James McCann, Viewers, the Solicitor and two of the Supervisors of East Taylor Township and a number of the petitioners were present. A. M. Shoemaker, the other Viewer, viewed the premises on a subsequent date; All persons present were given an opportunity to be heard; that only one terminus of said proposed road is in a public highway, namely, the place of beginning. The other being at the intersection of the main driveway entrance to the Serbian Orthodox Church of St. Petka Cemetery; that after viewing the premises, the present private road, the only present means of access to these cemeteries, we are of the opinion that a public road, as prayed for by the petitioners, is necessary and proceeded to lay out same as follows:

BEGINNING at a point in the Johnstown-Ebensburg Road known as State Highway route No. 720, traffic route No. 219, a public road, at a point Three Thousand One Hundred feet (3100'), more or less, measured along the center line of said Johnstown-Ebensburg Road in an Easterly direction from it's intersection with the division line between the City of Johnstown and East Taylor Township. The exact location of said place of beginning being N. 56° 30' E., One Hundred Twenty feet (120.0') from the point of the first tangent in the Johnstown-Ebensburg Road east of the intersection of the present private road to said Cemeteries; thence S. 29° 30' W., Four Hundred Thirty-seven feet (4378) through land of A. M. Custer to the St. Peter and St. Paul Cemetery; thence through same S. 57° 00' W., One Hundred Seventy-eight feet (178') to a point in Ihmsen Avenue, a dedicated highway forty feet (40') in width; thence by same S. 67° 00' W., Three Hundred Ninety feet (390'); thence S. 13° 00' W., Two Hundred Eight feet (208'); thence S. 52° 10' W., One Hundred Eighty-two feet (1828) to the intersection of the center line of the main driveway to the Serbian Orthodox Church of St. Petka Cemetery, a place of public assembly, the place of ending. The exact location of said place of ending being a distance of Three Hundred Ninety feet (390') measured along the center line of said proposed road in a south-westerly direction from the intersection of the present private road to said Cemeteries with Ihmsen Avenue or a total distance of One Thousand Three Hundred Ninety-five feet (1395') from the place of beginning. The location of said proposed road being colored green on the blue print plan attached hereto and made a part hereof.

That after taking into consideration all matters before us we are of the opinion that the road prayed for by the petitioners is necessary and convenient for the general public and that it will not be burdensome to the taxpayers. Therefore, we recommend that the prayer of the petitioners be granted. A release of damages from St. Peter and St. Paul Cemetery Association and A. M. Custer

is attached hereto and we assess no damages and no benefits to the abutting property owners.

Witness our hands and seals this 2nd day of December A.D. 1939:

D. E. Dickey
James M. Cannon
A. M. Shoemaker

WITNESSES

In re: Proposed Public Road leading from the Johnstown-Ebensburg Road to St. Peter and St. Paul, St. Vladimir Ukranian and Serbian Orthodox Church of St. Petka Cemeteries, in East Taylor Township, Cambria County, Pennsylvania.

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

No. 2 September Sessions, 1939.

County of Cambria

To S. E. DICKEY Dr.

Data on location, dictating, preparing notices, serving and posting notices.	\$ 18.00
Mileage	.40
Stationery and stenographer	2.00
Making view	12.00
Mileage	.40
Making survey. Engineering corps	23.00 -
Mileage	.40
Making map	12.00
Drawing material and blue prints	1.00
Making report	12.00 -
Stationery and stenographer	2.00

~~\$ 71.00~~
\$ 83.20

To JAMES McCANN Dr.

Making view	\$ 12.00
Mileage	.40
Checking data, release and taking evidence for report.	12.00

\$ 24.40

To A. M. SHOELAKER Dr.

Making view	\$ 12.00
Mileage	3.20

\$ 15.20

I hereby certify that the above bill is an exact duplicate of the bill presented to the Cambria County Commissioners.

S. E. Dickey
S. E. Dickey

In re: Proposed Public Road) In the Court of Quarter Sessions
leading from Ebensburg Road to (of Cambria County, Pennsylvania.
St. Vladimir Greek Catholic)
Cemetery in East Taylor Township, (No. 2 September Sessions, 1939
Cambria County, Pennsylvania.)

NOTICE OF VIEW

We, the undersigned viewers, appointed by the above named court to view the location and determine the necessity for a Public Road in East Taylor Township, Cambria County, Pennsylvania, leading from the Ebensburg Road; Beginning at a point in the Johnstown - Ebensburg Road known as state highway route number 720, traffic route number 219, a Public Road, which point is 3100 feet, more or less, in a northerly direction from the division line between East Taylor Township and the City of Johnstown and ending at the St. Vladimir Greek Catholic Cemetery, a place of public assembly, will meet at the place of beginning above described, on the 21st day of November A.D. 1939 at 10:00 A.M. for the purpose of performing the duties of our appointment at which time and place all interested persons may be present and heard:

VIEWERS

(S. E. DICKEY
(JAMES McCANN
(A. M. SHCELAKER

November 8, 1939

Now this 9th day of November A.D. 1939 service of the Above notice is hereby accepted for the County Commissioners.

By

H. J. Dow
Chief Clerk

In re: Proposed Public Road leading from Ebensburg Road to St. Vladimir Greek Catholic Cemetery in East Taylor Township, Cambria County, Pennsylvania. (In the Court of Quarter Sessions of Cambria County, Pennsylvania. No. 2 September Sessions, 1939.

NOTICE OF VIEW

We, the undersigned viewers, appointed by the above named Court to view the location and determine the necessity for a Public Road in East Taylor Township, Cambria County, Pennsylvania, leading from the Ebensburg Road; beginning at a point in the Johnstown-Ebensburg Road known as State Highway route no. 720, traffic route no. 219, a Public Road, which point is 3100 feet, more or less, in a northerly direction from the division line between East Taylor Township and the City of Johnstown and ending at the St. Vladimir Greek Catholic Cemetery, a place of public assembly, will meet at the place of beginning above described, on the 21st day of November A.D. 1939 at 10:00 A.M. for the purpose of performing the duties of our appointment at which time and place all interested persons may be present and heard.

November 8, 1939

VIEWERS

(S. E. DICKEY
) JAMES McCANN
(A. E. SHOEMAKER

Now this 10th day of November A.D. 1939 service is hereby accepted for the Supervisors of East Taylor Township.

By

J. G. Binnel

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

RE: Supplying and opening a public road leading from the Johnstown-Ebensburg Road to the St. Vladimir Ukranian Greek Catholic Cemetery, both in East Taylor Township, Cambria County, Pennsylvania.

No. December Sessions, 1939

To the Honorable, the Judges of said Court:

The undersigned, all of whom are residents of the Township of East Taylor, County of Cambria and State of Pennsylvania, respectfully represent:

1 - That your petitioners labor under great inconvenience for want of a public road or highway in the said Township of East Taylor to begin at a point on the Johnstown-Ebensburg Road, known as State Highway Route No. 720, Traffic Route No. 219, a public road, which point is 3100 feet, more or less, in a northerly direction from the division line between East Taylor Township and the City of Johnstown; thence by a private road South 20° West 625.25 feet, more or less, to a point; thence still by said private road South 62° West 396 feet, more or less; thence by an unimproved and unopened street, designated on divers plans as Ihmsen Avenue, South 9° West 195 feet, more or less; thence still by said unopened street South 48° West 200 feet, more or less, to a point at the St. Vladimir Ukranian Greek Catholic Cemetery, a place of public assembly.

WHEREFORE, your petitioners pray your Honorable Court to appoint three members of the permanent Board of Viewers as a Board of Viewers to view and lay out the aforesaid public road for the convenience and accommodation of your petitioners and the other members of the traveling public desiring to assemble at the said cemetery.

And so your petitioners will ever pray.

McK Bruckman *Eastmont, East Taylor P. D. Cambria Pa. Box 165 A*
Martin Ceznetich *R. D. 1 Box 396 Conemaugh Pa.*
John Kolar *R. D. 1 Box 43 Conemaugh Pa.*
John Bregovic *Box 126 Conemaugh Pa.*
Henry Waligora *R. D. 1 Conemaugh Pa.*

Peter Sponovich Rt no 406 RD 1 Conemaugh Pa
Paul Sponovich R.D. 1, Conemaugh, Pa
Mrs Frances Yager Box 74 Conemaugh, Pa
John Ettlich Conemaugh Pa
J. John Link Box 191 Conemaugh Pa.
Tom H. Riskey Box 366 R.D. #1 Conemaugh Pa
J.W. Briggs R.D. 1 Box 372 Conemaugh Pa
Raymond Arkwright R.D. #1 Box 371 Conemaugh Pa
William Arkwright R.D. #1 Box 371 Conemaugh Pa
Rocco D. Lusa R.D. #1 Box 373 Conemaugh Pa
Peter Ham R.D. 1 Box 390 Conemaugh Pa
Michael Rovensk R. D. #1 Conemaugh Pa
Frank Regula R.D. 1 Box 398 Conemaugh Pa
Mike Woznick R.D. 1 Box 362A Conemaugh Pa
Mrs Bunick R.D. 1 Box 313 Conemaugh Pa
Mike Jurek R.D. 1 Box 406 Conemaugh, Pa.

O R D E R

Now, November 6th, 1939, the within petition having been presented and read, upon due consideration the Court appoints J. E. Pliskay, James M. Cameron and Altheimer three members of the permanent Board of Viewers, to view and lay out a public road as within prayed for and to report their findings to the next session of the Court of Quarter Sessions.

BY THE COURT

Charles G. Lee
Judge

In re: Proposed Public Road
leading from Ebensburg Road to
St. Vladimir Greek Catholic
Cemetery in East Taylor Township,
Cambria County, Pennsylvania.

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

No. 2 September Sessions, 1939.

NOTICE OF VIEW

We, the undersigned viewers, appointed by the above named Court to view the location and determine the necessity for a Public Road in East Taylor Township, Cambria County, Pennsylvania, leading from the Ebensburg Road; beginning at a point in the Johnstown-Ebensburg Road known as State Highway route no. 720, traffic route no. 219, a Public Road, which point is 3100 feet, more or less, in a northerly direction from the division line between East Taylor Township and the City of Johnstown and ending at the St. Vladimir Greek Catholic Cemetery, a place of public assembly, will meet at the place of beginning above described, on the 21st day of November A.D. 1939 at 10:00 A.M. for the purpose of performing the duties of our appointment at which time and place all interested persons may be present and heard.

VIEWERS

S. B. DICKEY

JAMES MCCANN

A. H. SHOEMAKER

November 8, 1939

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

RE: Supplying and opening a
public road leading from the
Johnstown-Ebensburg Road to the
St. Vladimir Ukranian Greek
Catholic Cemetery, both in East
Taylor Township, Cambria County,
Pennsylvania.

PETITION FOR APPOINTMENT OF
VIEWERS

Filed: Nov. 6, 1939

GEORGE M. SPENCE
ATTORNEY AT LAW
FIRST NATIONAL BANK BLDG.
JOHNSTOWN, PENNSYLVANIA

Not Microfilmed

RO#2 Sept, 1939

East Taylor Twp.

New Public Road

No. 2 SEPT. SESSIONS 1939.

S. E. DICKEY
JAMES M^cCANN
A. M. SHOEMAKER
VIEWERS

PROPOSED PUBLIC ROAD

SITUATE IN
EAST TAYLOR TWP, CAMBRIA CO., PA.
SCALE 1"=100' - S. E. DICKEY & CO. - DEC. 2, 1939.
CIVIL & MINING ENGRS.
JOHNSTOWN, PA.

