

R.D. March 62
No. / December Sessions, 1961

IN THE COURT OF QUARTER SESSIONS
OF
CAMBRIA COUNTY, PENNSYLVANIA

REPORT OF THE SUPERVISORS
OF
EAST CARROLL TOWNSHIP

Filed - Dec. 13, 1961

ROBERT J. CASSIDY
ATTORNEY AT LAW
GOOD BUILDING
PATTON, PENNSYLVANIA

*was 19 January 1962. City Dept. Sewing Council
and not accepting the the within report being seen filed,
the within report is approved*

*By the Court
w/le
P*

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

IN RE: LAYING OUT, OPENING AND
ACCEPTING A PUBLIC ROAD IN THE
TOWNSHIP OF EAST CARROLL, COUNTY
OF CAMBRIA AND STATE OF PENNSY-
LVANIA

NO. DECEMBER SESSIONS, 1961

REPORT OF THE SUPERVISORS OF EAST CARROLL TOWNSHIP

TO THE HONORABLE, THE JUDGES OF THE ABOVE NAMED COURT, AND TO ALL OTHER PERSONS
CONCERNED:

W. A. WESTRICK, OTTO P. CUNNINGHAM and RAYMOND WEBER respectfully
report:

1. That they are the road Supervisors of the Township of East
Carroll, County of Cambria and State of Pennsylvania.

2. That they propose to lay out, open and accept a public road
lying wholly within the Township of East Carroll, County of Cambria and State
of Pennsylvania, more particularly described as follows:

Beginning at a point on the center line of the proposed
public highway which point of beginning is North thirty-
seven degrees thirty-five minutes West, sixteen and five
tenths feet (N 37° 35' W, 16.5') from the southwest
corner of the property of Edward Cihan; thence in parallel
lines sixteen and five tenths feet (16.5') on each side
of said center line or a total width of thirty-three
feet (33'), said center line running from the point of
beginning North fifty-two degrees twenty-five minutes
East, three hundred forty feet (N 52° 25' E, 340') to a
point ending on the right of way line of Route 221, said
proposed highway fronting on its southeastern side on the
properties of Edward Cihan, William Wilkinson, William
Griffith, Xavier Strittmatter, Gerald Crowell and Omer
Wharton and on its northwestern side by an abandoned Northern
Cambria Street Railway, the present owner of which is
unknown, as shown on the survey of Martin C. Kirsch, Reg.
Eng., which is attached hereto and made a part hereof.

3. That pursuant to a petition of all the abutting property owners
on the proposed road as hereinbefore described, which petition is hereto
attached, made a part hereof and marked "Exhibit B", the Supervisors of East
Carroll Township, at a regular meeting held the 4th day of December, 1961,
upon hearing, decided in favor of ordaining the laying out, opening and
accepting of the above described road as a public road in the Township of East
Carroll, which resolution is hereto attached, made a part hereof and marked
"Exhibit C".

4. That the aforesaid petitioners have waived all rights to damages and the right of any notice of the time and place of hearing in the matter of laying out, opening and accepting said road.

5. That the Supervisors of East Carroll Township believe that the laying out, opening and accepting of said road is necessary for the public convenience.

6. That this report and survey attached hereto is made and filed in the Office of the Clerk of Quarter Sessions pursuant to the Act of Assembly approved the 1st day of May, 1933, P. L. 103, as amended.

Respectfully submitted,

W. A. Vesterick

Otto P. Cunningham

Raymond W. Weber

Road Supervisors of East Carroll Township

State of Pennsylvania §
County of Cambria §
 § ss.
 §

Personally appeared before me, a Notary Public in and for said County and State, W. A. WESTRICK, OTTO P. CUNNINGHAM and RAYMOND WEBER, Road Supervisors of the Township of East Carroll, Cambria County, Pennsylvania, who being duly sworn according to law, depose and say that the facts set forth in the foregoing report are true and correct to the best of their knowledge, information and belief.

W. A. Westrick

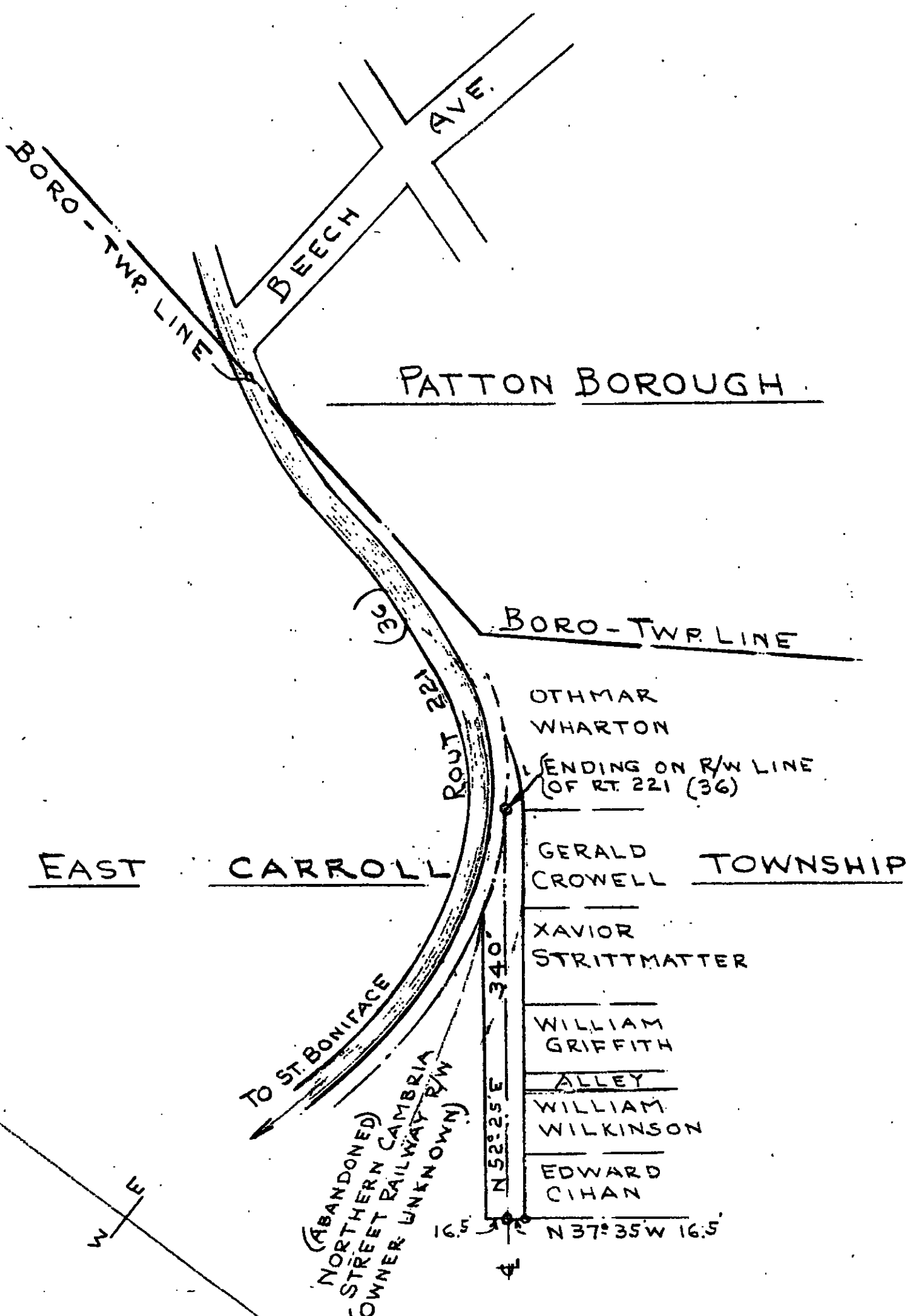
Otto P. Cunningham

Raymond Weber

Sworn to and subscribed before me
this 5 day of ~~November~~ ^{DEC}, 1961.

W. A. Westrick Notary Public

My Com Expires Mar 9-1965.



MAP SHOWING
 EXISTING PRIVATE ROAD
 SITUATE
 ADJACENT TO PATTON BORO
 EAST CARROLL TWP. CAMBRIA CO., PA.
 TO BE DEDICATED AS PUBLIC HIGHWAY
 BY THE
 SUPERVISORS OF EAST CARROLL TWP.
 OCT. 1961

SCALE 1" = 100'
 Martin C. Kirsch PE
 Spangler, Penna.

PETITION FOR A PUBLIC ROAD IN THE TOWNSHIP OF EAST CARROLL,
COUNTY OF CAMBRIA, STATE OF PENNSYLVANIA

TO THE SUPERVISORS OF EAST CARROLL TOWNSHIP, CAMBRIA COUNTY, PENNSYLVANIA.

The Petition of the undersigned citizens of Cambria County respectfully represents:

1. Your Petitioners are all of the property owners in East Carroll Township, abutting on the hereinafter mentioned proposed highway.

2. Your Petitioners along with other residents and property owners of the Township of East Carroll, labor under a great inconvenience by reason of the fact that their properties abut a street that has never been ordained to be a public highway and for that reason has never been properly maintained or the snow removed therefrom.

3. The above hazard and inconvenience can be eliminated by opening and constructing a public highway beginning at a point on the southern line of Route 221 leading from Patton Borough to St. Boniface at the property line of Omer Wharton, which point is just west of the Patton Borough - East Carroll Township line and extending in a southwesterly direction approximately 340 feet to a deadend on the west line of property of Edward Cihan, fronting the properties of Gerald Crowell, Xavier Strittmatter, William Griffith and William Wilkinson, as well as the aforementioned Omer Wharton and Edward Cihan, as shown on the survey of Martin C. Kirsch, Reg. Engr., which is attached hereto and made a part hereof.

4. That your Petitioners request that the Supervisors of East Carroll Township to open and construct said highway under the procedure as outlined in the Second Class Township Code.

5. That your Petitioners do hereby release the Township of East Carroll, Cambria County, Pennsylvania from all damages resulting from such opening.

6. That your Petitioners waive all rights to any notice of time and place of hearing in the matter of ordaining and opening and accepting said road.

LAW OFFICES
ROBERT J. CASSIDY
EBENSBURG, PA.
PATTON, PA.

EXHIBIT "B"

WHEREFORE, your Petitioners respectfully request that the Supervisors of East Carroll Township open the above described highway according to the laws of the Commonwealth of Pennsylvania applicable thereto and more particularly Section 1101, Article II, Act of Assembly of May 1, 1931, P. L. 101, as amended.

WITNESSES:

Omer J. Wharton
Omer J. Wharton

Pearl M. Wharton
Pearl M. Wharton

Gerald E. Crowell
Gerald E. Crowell

Evelyn Crowell
Evelyn Crowell

Xavier Strittmatter
Xavier Strittmatter

Eliza N. Strittmatter
Eliza N. Strittmatter

William J. Griffith
William J. Griffith

Doris M. Griffith
Doris M. Griffith

William Wilkinson
William Wilkinson

Ida Wilkinson
Ida Wilkinson

Edward Cihan
Edward Cihan

Rosemary T. Cihan
Rosemary T. Cihan

ORDINANCE NUMBER _____ - 1961

OPENING PUBLIC ROAD - ADJACENT TO THE BOROUGH OF PATTON

An Ordinance laying out and adopting a public road in the Township of East Carroll, County of Cambria, State of Pennsylvania and fixing and regulating the width and grading thereof.

The Supervisors of East Carroll Township hereby ordains as follows:

Section 1. The following private road is hereby laid out, opened and ordained as a public street in the Township of East Carroll, County of Cambria and State of Pennsylvania:

Beginning at a point on the center line of the proposed public highway which point of beginning is North thirty-seven degrees thirty-five minutes West, sixteen and five tenths feet (N 37° 35' W, 16.5') from the southwest corner of the property of Edward Cihan; thence in parallel lines sixteen and five tenths feet (16.5') on each side of said center line or a total width of thirty-three feet (33'), said center line running from the point of beginning North fifty-two degrees twenty-five minutes East, three hundred forty feet (N 52° 25' E, 340') to a point ending on the right of way line of Route 221, said proposed highway fronting on its southeastern side on the properties of Edward Cihan, William Wilkinson, William Griffith, Xavier Strittmatter, Gerald Crowell and Omer Wharton and on its northwestern side by an abandoned Northern Cambria Street Railway, the present owner of which is unknown, as shown on the survey of Martin C. Kirsch, Reg. Eng., which is attached hereto and made a part hereof.

Section 2. The grade of said proposed public highway shall be the existing grade of the private road as it exists at the time of the enactment of this endorsement.

Enacted this ^{December} 4th day of ~~November~~, A.D., 1961.

ROAD SUPERVISORS OF EAST CARROLL TOWNSHIP

W. A. Westrick
W. A. Westrick

Otto P. Cunningham
Otto P. Cunningham

Raymond Weber
Raymond Weber

LAW OFFICES
ROBERT J. CASSIDY
EBENSBURG, PA.
PATTON, PA.

ATTEST:

Raymond A. Ross
Secretary

EXHIBIT "C"