

SESSIONS, 1937

March

Ray Patton Smith

No. 1

In re: Petition of Sarah Hagerich for the appointment of Viewers to assess Damages for the Relocation of Highway Route 219 from the land of your Petitioner

17-March-1937. Petition for appointment of Viewers filed.

Preliminary Order.

Now-March-17-1937, Rule granted on County Commissioners to show cause why viewers should not be appointed - Returnable in ten (10) days

By the Court

McKerrick, Judge

17-March-1937. Rule issued.

Now-March-17-1937 - I hereby accept service of the above rule and a copy of the Petition.

John Thomas Jr.
County Commissioner

Decree

And now, May 24, A.D. 1937, the foregoing petition having been read and considered, the Court appoints Alfred Shoemaker, James McCann and L.C. Keylor, Viewers, who, in accordance with the Acts of Assembly in such case made and provided shall view the premises and make an award as to them shall seem just and proper; report of the Viewers to be filed on or before the next term of this Court, and notice of the filing of this report shall be given to the County Commissioners of Cambria County, and to the attorney for the petitioner.

By the Court
McCann, P.J.

26 May 1937. Order to View issued

19 July 1937. Report of Viewers filed

13 Sept. 1937. Approved.

By the Court.

13 Dec. 1937. Confirmed Absolutely

McCann, J.

Report of Viewers

J. J. J.

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 upon the attached order and therein directed to view and determine the damages, if any, which have been sustained or which seem likely to be sustained by Sarah Hagerich, by reason of the change or alteration of the line and grade of State Highway Route No. 219 through and over her premises situate in East Taylor Township said county and state, 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 petitioner, acceptance of service of which said notices are hereto attached; and to the general public by printed hand bills posted in public and conspicuous places at and near the premises to be viewed and having all been previously duly sworn according to law to perform the duties of our appointment faithfully, impartially and justly and true report to make concerning all matters and things submitted to us concerning which we were authorized to enquire. All of us met upon the premises in

Transferred to Page 482.

Ray Patton Smith

No. 2

In re: Petition of Minnie M. Price for the appointment of Viewers to Assess Damages for the Relocation of Highway Route 219 from the land of your Petitioner.

18 March - 1937. Petition for the appointment of Viewers filed.

Preliminary Order

Now - 18 March - 1937, a rule is granted on the county commissioners to show cause why the above petition should not be granted. Rule returnable ten days hence.

By the Court
McCann. P. J.

18 March - 1937. Rule issued.

Now March - 18 - 1937 - I hereby accept service of the above rule in the within petition.

John Thomas, Jr.
Pres. County Commissioners

Decree

And now, May 24, A.D. 1937, the foregoing petition having been read and considered, the Court appoints John M. Cann, R. M. Shermaker and L. E. Hayler, Viewers, who, in accordance with the Acts of Assembly in such case made and provided shall view the premises and make an award as to them shall seem just and proper; report of Viewers to be filed on or before the next term of this Court, and notice of the filing of this report shall be given to the County Commissioner of Cambria County, and to the attorney for the Petitioner.

By the Court
McCann. P. J.

26 May 1937. Order to View issued.

16 July 1937. Report of Viewers filed.

13 Sept. 1937. Approved.

By the Court:

13 Dec. 1937 Confirmed Absolutely. McCann. P. J.

John Thomas, Jr. Report of Viewers

To the Honorable, the Judges of the above named Court. We the undersigned Viewers, appointed by said Court to view the premises of Minnie M. Price, located in East Taylor Township, Cambria County, and State of Pennsylvania, and to estimate and determine the damages, if any, she has sustained, or seems likely to sustain, by reason of the reconstruction of said Highway Route No. 219, abutting on her property line by the State Highway Department of the State of Pennsylvania, beg leave to report as follows:

That we met in accordance with the notices given on Tuesday, June 15th - 1937, at 9:30 A.M. on the premises. That due notice had been given to all interested parties by personal service and by posting notices at and adjacent to the property above described, copies of which notices are hereto attached and made part of this report. These notices set forth the day, the hour, and the place of meeting and were served at least ten (10) days prior to said meeting.

The petitioner and her attorney and a number of interested citizens, also the three Viewers, were present at the meeting. We proceeded with the duties of our appointment and carefully viewed the premises taking into consideration all the matters in connection with the claim for damages as claimed by the petitioner and the various view-points of all parties interested.

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Clerk of Court \$4.00

March SESSIONS, 1937.

Barnhart + Adams.

No. 3

In re: Petition for acceptance of Capital Avenue as a public highway, Upper Yoder Township, Cambria County - Pennsylvania.

12-April-1937- Petition for acceptance of Capital Avenue as a public highway filed

Order

Now - April - 12 - 1937 - the within petition having been read and considered, the court hereby gives its consent that Capital Avenue, a dedicated street on the plan of "Rosemont" in Upper Yoder Township, Cambria County - Pennsylvania, be accepted as a public highway; and it is further ordered and directed that the said Capital Avenue shall forthwith be and become a part of the public highway system of the Township of Upper Yoder, Cambria County, Pennsylvania and be it still further ordered and directed that this proceeding be recorded in the Court of Quarter Sessions of Cambria County, Pennsylvania.

By the Court
McBarn. P. J.

Bamhart & Adams

No. 4. In re Vacation of Public Road-
Portion of Miller Road, Formerly
Known as Berkley Road, in the
Township of Upper Yoder, County
of Cambria, State of Penna.

12 April 1937. Petition for Appointment
of Viewers filed.

O R D E R

Now, to wit, April 12, 1937, on motion of Bamhart
and Adams, attorneys for petitioners, the Court appoints
Janner McCarum, S. E. Dickey and Louis Haylor as a board
of View upon the foregoing petition, and further orders that
the said Board of View shall perform their duties in
accordance with the laws and Acts of Assembly in such
case made and provided.

By the Court
McCarum, C. J.

13 April 1937. Order to View issued

10 May 1937. Report of Viewers filed.

14 June 1937. Approved.

By the Court
McHenry, J.

13 Sept. 1937. Confirmed Absolutely.

J. J. G. Clerk.

13 Sept. 1937. Certified to Dept. of Highways

Report of Viewers

To the Honorable, the Judges of the above named court, we the undersigned
Viewers, appointed by the annexed order of the court to view the proposed
road within mentioned, respectfully report:

That we have been duly sworn 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 the time and place of meeting, by posting notices as required
by law along the route and at the termini of the section proposed to be vacated,
as evidenced by copy of said notices hereto attached, and by service of such
notice on the County Commissioners of Cambria County, copy of said notice
hereto attached, and on the Supervisors of Upper Yoder Township, by their
solicitors, copy of said notice also hereto attached, that we met in
accordance with the notices given, on the 30th day of April, A. D. 1937, at
10:00 O'clock A. M., and proceeded with the duties of our appointment; that
all three Viewers were present and a few interested citizens; that after viewing
the premises and all matters in connection herewith and noting particularly
the new road which replaces the abandoned section, we agreed that the portion
of the road to be vacated has become useless, inconvenient, and burdensome,
and therefore recommend that the portion of the road herein described be
vacated.

That said proposed road to be vacated begins at State Highway Station
57 plus .00 construction survey or State Highway Station 16 plus 65 chain
survey. The exact distance of said place of beginning to an intersecting public
road, to-wit, Keppeler Road, formerly Hochstetern Road, (now known as State
Street Extended, in the Borough of Southmont, is nine hundred fifty (950)
feet, measured in a southerly direction along Township Road 11582 from
its intersection with the said Keppeler Road, formerly Hochstetern Road, now
known as State Street Extended. The said road proposed to be vacated ends
at State Highway station 73 plus 11.88 construction survey, or State Highway
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March SESSIONS, 1937

Fred J. Fees

No. 5

In re: Laying out Public Road
in the Township of Clearfield,
County of Cambria, Pennsylvania

19 April 1937. Petition for Appointment
of Viewers filed.

And now, April 19, 1937, the within petition read and considered
and the Court appoints Mahlon J. Baumgardner, Chairman, S. E. Dickey,
C.E. Engineer, and A. M. Shoemaker, Viewers to view the within
mentioned premises and make report of their finding the
First Monday of June 1937

By the Court
Mc Conn. P. J.

20 April 1937. Order to View issued

14 June 1937. Report of Viewers filed
Approved and breadth fixed at forty feet.

By the Court
Mc Conn. P. J.

13 Sept. 1937. Confirmed Absolutely.

J. J. Fees, Clerk

13 Sept. 1937. Order to Open issued. Mailed to J. J. Sheehan rec. W. D. Patton

13 Sept. 1937. Certified to Dept. of Highway.

11 Oct. 1937. Petition to Revoke Court Order filed.

Report of Viewers.

To the Honorable, the Judges of said court.

We, the undersigned Viewers, appointed by the annexed Order of court to view
a public road and highway. Beginning at a point located south 79 degrees
30 minutes west from the center line of the Clearfield creek, which said point
is at or near the Community Baseball Park, on the west side of said creek
opposite the Village of Dean, and extending thence in a southwesterly and
westerly direction for approximately one and one-eighth miles to the south-
westerly terminus located in the public road leading from the Depart-
best Springs road to the Ebensburg-Phillipsburg Pike at a point approx-
imately 3156 feet northwards from the intersection of said Depart-best Springs
road with the public road leading westward from the Village of Condron,
respectfully report:-

That we were duly sworn or affirmed as members of the Permanent Board
of Viewers of said county as shown by the records of said court, gave due
public notice of the time and place of meeting of said Viewers by handbills
posted along the route of the proposed highway and by notice served upon
the commissioners of Cambria county, a copy of which said notice is hereto
attached, and by acceptance of service of said notice by J. J. Sheehan for
the supervisors of the Township of Clearfield, Cambria county, Pennsylvania,
copy of said notice being hereto attached, all this being done at least ten
days prior to the making of said view.

The notices called for the meeting of the Viewers on June 1, 1936 at
2:00 O'clock P.M. but said notice was postponed because S. E. Dickey, one of
the members of the Board, was in Federal Jury service in Pittsburgh. The
hearing was continued by giving notice to the parties in interest, to June 4, 1937
at the same hour. There were present at the view a large number of persons,
including W. J. Bender, and L. A. Bretin, supervisors. A number of witnesses
were sworn and testified, one of them being Marie Mizhante who has
two children that should go to Public School, being distant from school 3.2
miles. Another, Mrs. Mike Kokla, has five children who do not go to school
because of the distance to the nearest school. One Janzi Blaney testified that
she has four children who should go to public school, they having 2.3 miles
to go to school. That there are thirteen children in this neighborhood who

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March SESSIONS, 1937

No. 6

In re: Petition of Vincent
D. Huber for appointment
of Viewers to Assess
Damages

3 May 1937 Petition and Decree filed

Decree

And now, May 3rd, 1937, the foregoing petition having been read and considered, it is ordered that Louis E. Kaylor, A. M. Shoemaker and James M. Carr, members of the Board of Viewers of Cambria County, be and hereby are appointed to view the said land, and it is further ordered that the said Board of Viewers shall hold its first meeting as required by law, Acts of Assembly and Rules of Court, after having given due notice of said meeting, as required by law, and make report of their findings to this Court.

By the Court
M. C. Kinnick.

3 May 1937. Order to View issued
9 June 1937. Report of Viewers filed

W. L. Clark, CLERK, \$4.00

Appeal in C. P. # 87, Sept. 1937

No. 1

In the matter of a New Township Road in East Taylor Township, Cambria County, Pennsylvania.

24 August 1937. Petition for Appointment of Viewers filed.

Decree

August 23, 1937. Petition considered and A. M. Shoemaker, Esq., James M. Carr and S. H. Jencks are appointed viewers to act in the premises.

By the Court:
M. C. Kenrick, J.

25 August 1937. Order to View issued.

11 Sept. 1937. Report of Viewers filed

13 Sept. 1937. Approved and breadth fixed at forty feet.

By the Court:
M. C. Kenrick, J.

13 Dec. 1937 Confirmed Absolutely.

Geo. J. Carr, Clerk.

13 Dec. 1937. Order to Open issued - Mailed to W. E. Wilson R.D. Mineral Pt.

13 Dec. 1937. Certified to Dept. of Highways

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 of Cambria County, appointed by your honorable court upon the attached order and therein directed to view and determine as to the necessity for a public road in East Taylor Township, Cambria County, Pa. between the termini indicated on said order, 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 the Supervisors of the Township of East Taylor 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, and having each 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 given and posted as aforesaid and having gone over and carefully viewed the premises, noting the improvements along the line of the desired route, and having enquired and learned of the travel between said termini and being convinced there was occasion for an outlet for some seven families living along the proposed route of the road and for access for employees of the Argyle Coal Company to the property of said Coal Company over a portion of said road from one or the other termini of the same, we proceeded to lay out a public road between said termini where in our opinion it would serve the best to the petitioners and the traveling public and at the same time do the least injury to private property and at the same time have the best obtainable grade through the hilly and badly broken stretch of country lying between the terminal points indicated on the order.

A plot or draft showing the courses and distances and indicating the improvements through and along the line of said proposed new road is hereto attached and made a part of this report.

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cert. \$4.00

No. 2 In re: Township Road in Gallitzin Township, Cambria County, Penna. 2 Sept. 1937. Petition for appointment of Viewers filed.

ORDER

Now, Sept. 2, 1937, the within petition having been presented and considered, the Court do appoint A.M. Shoemaker, former M. Cam and S.H. Jencks, from among the County Board of Viewers, who are to view the ground proposed for the said road; and if a majority of the said viewers agree that there is occasion for such road, they shall proceed to lay out the same, as agreeable to the desire of the petitioner as may be, having respect for the best ground for a road and the shortest distance, and in such manner as to do the least injury to private property; and shall make report thereof to the next Court of Quarter Sessions to be held for the said County, stating particularly whether they judge the same necessary for a public road, together with a plot or draft of said road, and the corner and distances and reference to the improvement through which the same may pass, and further, stating that they gave due and legal notice of the time and place of meeting and hearings held under this order.

By the Court
W. Kennick, J.

3 Sept. 1937. Order to View issued.

6 Sept. 1937. Order continued to first Monday, December, 1937.

27 Dec. 1937 Report of Viewers filed.

By the Court
W. Kennick, J.

14 Mar. 1938 Approved.

By the Court
W. Kennick, J.

13 June 1938 Confirmed Absolutely
J. Jones, Clerk.

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 of Cambria County, appointed by your Honorable Court upon the attached order and therein directed to view and determine as to the necessity for a public road in Gallitzin Township, said county and state, to lead from a point at State Route No. 11035 at the point of intersection of the road known as the Horse Shoe Curve Road, State Route No. 07023 with the said State Route No. 11035 and extending thence by a convenient route to the point of ending at State Route No. 53 at the point of intersection of State Route No. 553 with said Route No. 53, 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 Gallitzin, 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 of the road suggested; and having each been first duly sworn or affirmed according to law to perform the duties of our said appointment faithfully, impartially and to the best of our judgment and ability. We met at the time and place appointed in accord with the notices given and posted as aforesaid and proceeded to investigate and enquire into the necessity for the piece of road in

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Clerk's Office # 4.00

No. 1.

In re: Laying out of a Public Road in the Township of Middle Taylor, Cambria County, Pennsylvania.

20 Sept. 1937. Petition for the Appointment of Viewers filed.

Preliminary Order

And now, September 20, 1937, the within petition having been duly presented, read and considered, a rule is hereby granted upon the Commissioners of Cambria County to show cause, if any they have, why viewers should not be appointed as within prayed for; the said rule to be returnable at ten o'clock A. M. Sept. 30th, 1937.

Service of the rule, together with a copy of this petition to be made upon the Commissioners of Cambria County not less than ten days before the Return Day.

By the Court.
McKennick, J.

Decree

And now, this 4th day of October, 1937, the within petition having been duly presented, read and considered, and the Court appoints James McKinnon, S. E. Dickey and A. M. Shoemaker, members of the Permanent Board of Viewers, to view the road prayed for in the within petition and make report of their proceedings at the next term of the Court of Quarter Session of this County.

By the Court.
McKennick, J.

4 Oct. 1937. Order to View issued.

5 Nov. 1937. Report of Viewers filed.

13 Dec. 1937. Approved.

By the Court.
McKennick, J.

14 Mar. 1938. Confirmed absolutely.
Jm James Clerk.

Report of Viewers

To the Honorable, the Judges of the above named Court:
We, the undersigned Viewers, appointed by the attached order of the Court to view the proposed road and determine as to the necessity for said road respectfully report:

That we have been duly sworn as members of the Permanent Board of Viewers of Cambria County, as shown by the records of the Court; that due public notice has been given of the time and place of meeting, by posting notices, as required by law, along the route and at the termini of the proposed new road, copies of which notices are hereto attached, and by service of such notices on the commissioners of Cambria County and the supervisors of Middle Taylor Township, acceptance of service of said notices by the commissioners of Cambria County and the supervisors of Middle Taylor Township being hereto attached. That we met in accordance with the notices given on the 19th day of October - 1937, at 10:00 o'clock A. M. at the point of beginning of said proposed new road and proceeded with the duties of our appointment. There were present the three Viewers, two of the supervisors, the attorney for the Township, and a considerable number of interested citizens.

We viewed the premises and route of the proposed road, which starts at a point Two Hundred Fifty (250) Feet distant from the intersection of a brick road, known as State Highway Route #. 015, leading to Johnstown, with the Prosser Hollow Road; thence passing the Estate of John Bruhn, deceased, Cambria Heights, the Plan of Lots laid out

No. 2

In re: Acceptance of Burkhardt
St. in Lower Yoder Township
as a Public Highway.

27 Sept. 1937. Resolution of Supervisor
and Order of Court filed.

Now, this 27th day of Sept. A. D. 1937, the above
resolution of the Board of Supervisor of Lower Yoder Township,
Cambria County, Pennsylvania, accepting a portion of a
certain dedicated highway approved and the consent of the
Court of Quarter Session is granted.

By the Court.
W. H. Kinnick, J.

JUN. 22 1937
#250

September SESSIONS, 1937

No. 3

In re: Vacating Two Public Roads and Supplying a Public Highway in Cambria Township, Cambria County, Pennsylvania.

29 Sept. 1937. Petition for the Appointment of Viewers filed.

DECREE

And now, this 29th day of September, 1937, the foregoing petition having been read and considered, the Court hereby appoints A. M. Shoemaker, Chairman, James McCann and S. H. Jencks, Viewers, to view the within premises and make report to the next Term of Court.

By the Court
W. H. Kenrick, J.

30 Sept. 1937. Order to View issued.

21 October 1937. Report of Viewers filed.

13 Dec. 1937. Approved and breadth fixed at forty feet.

By the Court
W. H. Kenrick, J.

14 Mar. 1938. Affirmed Absolutely.

Judge, Clerk

14 Mar. 1938. Order to Open issued.

14 Mar. 1938. Certified to Dept. of Highways.

Report of Viewers.

To the Honorable Judges of the Court of Quarter Sessions of Cambria County - Pennsylvania

We, the undersigned members of the permanent Board of Viewers of Cambria County, Pennsylvania, appointed by your honorable court upon the attached order therein directed to view and determine as to the propriety of vacating two certain pieces or portions of township road in Cambria Township, county and state, and instead of the portions so vacated to supply another piece or part of public road, which said pieces of road are hereinafter described, respectfully report:

Having given due notice of the view and the time and place of meeting of the Viewers to the commissioners of Cambria County and supervisors of the Townships of Cambria and having service of said notices accepted for said commissioners and supervisors, which said notices are 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 pieces of road proposed to be vacated and that portion suggested to be supplied: all of us met at the time and place indicated on said notices and having each 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; after having gone over and viewed the said pieces of road and noting the improvements in the vicinity of the said pieces of road and taking into consideration the advantages to the traveling public by reason of the changes so suggested; we are all of the opinion that the two portions of road above referred to should be vacated and the third portion supplied; as follows:

Number 1. That portion of Route No. 11470 beginning at its junction of Route No. 11482 and extending thence North 18 degrees 44 minutes West 269.9 feet, North 19 degrees 51 minutes West 328.3 feet, North 43 degrees 27 minutes West 199.3 feet, North 20 degrees 15 minutes West 363.2 feet, North 4 degrees 30 minutes East 326.35 feet North 25 degrees 25 minutes West 347.85

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No. 4

In re: Laying out of a
Public Road in the Township
of Middle Taylor, Cambria
County - Pennsylvania

15-November-1937. Petition for the appoint-
ment of Viewers filed.

DECREE

And now this 15th day of November-1937 the within Petition having been duly presented, read and considered, and the Court appoints, James McCann, A. M. Shoemaker, and S. E. Wickey, members of the Permanent Board of Viewers to view the road prayed for in the within Petition and make report of their proceedings at the next term of the Court of Quarter Sessions of this County.

By the Court
Greer Judge

16-Nov-1937. Order to View issued.

6-Dec-1937. Report of Viewers filed.

13 Dec. 1937. Approved and breadth fixed at forty feet.
By the Court
McKinnick, J.

14 Mar. 1938 Confirmed Absolutely

14 Mar. 1938 Order to Open issued.

14 Mar. 1938 Certified to Dept. of Highway

Report of Viewers

To the Honorable, the Judges of the above named Court:

We, the undersigned Viewers, appointed by the attached order of the Court to view the proposed road and to determine as to the necessity for said road being opened, respectfully report:

That we have been duly sworn as members of the Permanent Board of Viewers of Cambria County, Pennsylvania, as shown by the records of the Court that due public notice has been given of the time and place of meeting, by posting notices, as required by law, at the termini and along the route of the proposed road, copies of which are hereto attached, and by serving of notices on the County Commissioners of Cambria County, and the Supervisors of Middle Taylor Township, copies of which notices are hereto attached. That in accordance with said notices we met at the time and place indicated thereon on the 29th day of November-1937, at 10 O'clock A.M. and proceeded with the duties of our appointment and viewed the proposed road along its entire length, that all three Viewers were present and a number of interested citizens were present and were heard, that after viewing the premises and taking into consideration all matters and questions related thereto we are unanimously agreed that a necessity exists for the opening of the proposed road and proceeded forthwith to lay it out as follows:

Beginning at the intersection of the proposed road with the Prosser Hollow Road, a Township Road in Middle Taylor Township, at a distance of 367.0 feet measured along the center line of said Prosser Hollow Road in a Westerly direction from its intersection with the Benhoff Hill Road, another public road in said Township; thence by an existing private road, South 40 degrees 04 minutes 203.0 feet to a point; thence South 19 degrees 15 minutes West, 135.5 feet to a point; thence South 45 degrees 27 minutes

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September

SESSIONS, 1937

No. 5

In re: Laying out of a
Public Road in Cone-
maugh Township,
Cambria County, Pa.

29 Nov. 1937. Petition for appointment of
Viewers filed

DECREE

Now to wit, the 29th day of November, 1937, the within petition
presented in open Court and upon consideration thereof the
prayer of the petition is granted and the court appoints
Jasper M. Carr, M. J. Baumgardner and S. E. Dickey as
viewers to view the proposed road and make report to this
court on the first Monday of March, 1938

By the Court
M. Carr. P. J.

30 Nov. 1937. Order to View issued.

28-December-1937. Report of Viewers filed.

14 Mar. 1938 Approved and breadth fixed at forty feet.

By the Court
M. Carr. P. J.

13 June 1938 Confirmed Absolutely

By the Court
M. Carr. P. J.

13 June 1938 Order to Open issued. - mailed to C. R. Green #10 - Johnston

13 June 1938 Certified to Dept. of Highways
Report of Viewers

To the Honorable, the Judges of the above named Court:

We, the undersigned Viewers, appointed by the attached order of the Court
to view the proposed road and to determine as to the necessity for said
road, being opened, respectfully report:

That we have been duly sworn as members of the Permanent Board
of Viewers of Cambria County, Pennsylvania, as shown by the records of
the Court; that due public notice had been given of the time and place
of meeting, by posting notices, as required by law, at the termini and along
the route of the proposed road, copies of which are hereto attached, and by
serving of notices on the County Commissioners of Cambria County, and
the supervisors of Conemaugh Township, copies of which notices are
hereto attached. That in accordance with said notices we met at the time
and place indicated thereon on the 15th day of December-1937, at 10
O'clock A.M. and proceeded with the duties of our appointment and viewed
the proposed road along its entire length; that all three Viewers were
present and a number of interested citizens were present and were
heard.

After viewing the premises and considering all matters before us, we
are of the opinion that the proposed road is necessary, and laid out same
as follows:

Beginning at a point in the public road leading from the Frank-
stown Road, Route No. 52, to Heistown via Solomon Run, known as I. S.
#11344 at a distance of 2904 feet measured along the center of said Route
#11344 from the Frankstown Road, Route No. 53; thence by the center of the
proposed road, North 64 degrees 00 minutes East, ninety (90.0) Feet;
thence South 85 degrees 30 minutes East, sixteen hundred and sixty-five
(1665) Feet to the point of a curve to the left having a radius of One
hundred and thirty (130.0) Feet; thence by said curve in a northeasterly
direction an arc distance of Two hundred seventy-five and sixty-seven
hundredths (275.67) feet to a point of tangent; thence by same, North 27
degrees 00 minutes West, Five hundred and forty four (544.0) Feet to a
point of a curve to the right, having a radius of One hundred and thirty
(130.0) Feet; thence by said curve in a northeasterly direction an arc distance

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September

SESSIONS, 1937

No. 6

In re: Donahue Street and
Robert Avenue, Adams
Township, Cambria
County, Pennsylvania.

7 Dec. 1937. Petition for Acceptance of
Donahue Street and Robert Avenue as
Public Highways filed

D e c r e e

And now, December 7th, 1937, the within Petition having been duly presented, read and considered, the Court hereby give its consent to the acceptance of Donahue Street from its intersection with Pitcairn Avenue to its intersection with Robert Avenue, and Robert Avenue from its intersection with Donahue Street to its intersection with Huff Street in the Village of Dumlo, Adams Township, Cambria County, Pennsylvania, as shown on the Plan of Dumlo, recorded in Miscellaneous Record Book Vol. 6 Page 23, as public highways by the Supervisor of the Township of Adams; and it is further ordered and decreed that Donahue Street from its intersection with Pitcairn Avenue to its intersection with Robert Avenue, and Robert Avenue from its intersection with Donahue Street to its intersection with Huff Street shall forthwith be and become a part of the public highway system of the Township of Adams, Cambria County, Pennsylvania; and it is further ordered and decreed that this proceeding be recorded in the Court of Quarter Session of Cambria County, Pennsylvania.

By the Court
Charles C. Greer, J.

December SESSIONS, 1937

No. 1

In re: Laying out of a
Public Road and
providing a bridge
in Summerhill
Township, Cambria
County, Penna.

20 Dec. 1937. Petition for the Appointment
of Viewers filed

Decree

And now, 20th day of Dec., 1937, the within petition
having been duly presented read and considered and the
Court appoint A. M. Shoemaker, Esq., James M. Carr and Mahlon
Barnhart, members of the Permanent Board of Viewers
to view the road and proposed bridge prayed for in the
within petition and make report of their proceedings
at the next Term of the Court of Quarter Sessions of
this County.

By the Court.
McKinnick, J.

20 Dec. 1937. Order to View issued

18 Feb. 1938. Report of Viewers filed.

14 Mar. 1938. Approved and breadth fixed at forty feet.

By the Court
McKinnick, J.

13 June 1938. Confirmed Absolutely

Judge, Clerk

13 June 1938. Order to Open issued.

13 June 1938. Certified to Dept. of Highway

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
of Cambria County, appointed by your Honorable Court, upon the
attached order, and therein directed to view and determine as to the
necessity for a public road between the termini therein specified
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 Summerhill, 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,
all of us met at the time and place appointed, after having been each
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, and having gone over and carefully viewed the situation and the
location suggested for the proposed new road, we are all of the opinion that
the new road as prayed for by the petitioners is necessary for the con-
venience and accommodation of the public and especially those residing in
the vicinity of the village of Beavertown.

The suggested new road as laid out and recommended, a plot or
draft of which is hereto attached and made a part of this report, takes
the following courses and distances, viz: Beginning in the Village of Beaver-
dale, Cambria County, Pennsylvania, at the junction of Howard Avenue
(improved dedicated street) with Cedar Street and extending thence along
said Howard Avenue, north eighty two degrees fifteen minutes east four
four hundred ninety and seven tenths feet to the westerly side of Beaver
Transferred to Page - 489 -

Clearance \$4.00
and \$3.50 July 11, 1938 J. J. G. J.
AUG 10 1938 AUDITED

No. 2

In re: Acceptance as a public highway of a part of Cedar Street, appearing on Plan of Beaverdale, Summerhill Township, Cambria County, Pennsylvania

28 Feb. 1938. Petition of Supervisor of Summerhill Township for consent to acceptance filed.

D E C R E E

And now, Feb. 28, 1938, the within Petition having been presented, the same is read and considered, and the prayer thereof is granted, and the Court hereby consents to the acceptance of a part of Cedar Street, appearing on the Plan of Beaverdale, Pennsylvania, as same appears of record in the Recorder's Office of Cambria County, Pennsylvania, in Plat Book Vol. 1 at page 217, as a public highway of Summerhill Township, Cambria County, Pennsylvania, the part of said Cedar Street thus accepted being all that part or portion lying between the northern line of Margaret Street, and the southerly line of what is popularly known as the "Brick Road", being the road leading from Wilmore to Beaverdale, aforesaid, and being the southerly line of said "Brick Road", leading to Stewart Street of said Plan, consisting of one block of Cedar Street of a length of 380.00 feet, with a width of Fifty (50) feet.

By the Court
McKenrick, J.

FILED 2 28 1938
CLERK 2,50

December SESSIONS, 1937

No. 3

In re: Laying out and Extension of a Public Road or Highway in the Village of Tifficktown, Township of Croyle, County of Cambria, State of Pennsylvania

3 March 1938 Petition for the Appointment of Viewers filed.

Decree

And now, this 28th day of July, 1938, the within petition having been read and considered, the Court appoints Mahlon J. Baumgardner, S. E. Dickey and S. H. Jencker, Viewers to view the road or highway herein referred to and make report of their proceedings to the June Term of the Court of Quarter Sessions of said County.

By the Court
McKerrick, J.

3 March 1938 Order to View issued.

18 April 1938 Report of Viewers filed

13 June 1938 Approved and breadth fixed at forty feet.

By the Court
McKerrick, J.

12 Sept. 1938 Confirmed Absolutely

In Jones, Clerk.

12 Sept. 1938 Order to Open Road. mailed to John Kauffman - Midway

12 Sept. 1938 Certified to Dept. of Highways

Report of Viewers.

To the Honorable, the Judges of said Court:

We, the undersigned Viewers, appointed by the annexed Order of Court to view a public road and highway in the Village of Tifficktown, County of Cambria and State of Pennsylvania, to begin at a point on a public highway known as Route #396 in the Township of Croyle, which point is at the northern end of an abandoned cemetery; thence in a northerly direction a distance of 324 feet; thence in a right angle curve in an easterly direction to the St. Anthony's Cemetery a distance of 300 feet; thence in a loop from east to west and back on the said highway ending or having a terminus at or about the west corner of the said St. Anthony's Cemetery a distance of 207 feet, the total distance of said extension of said highway route #396 being approximately 800 feet, more or less and being all situate in the Village of Tifficktown, Croyle Township, County and State aforesaid, respectfully report: -

That we were duly sworn or affirmed as members of the Permanent Board of Viewers of said County as shown by the records of said Court, gave due public notice of the time and place of meeting of said Viewers by handbills posted along the route of the proposed highway and by notice served upon the Commissioners of Cambria County, a copy of which said notice is hereto attached and by acceptance of service of said notice by John Kauffman, Secretary of the Board of Supervisors of Croyle Township and Samuel R. DiFrancesco, counsel for the petitioners, all of which are hereto attached and made a part of this report.

All of this being done at least ten days prior to the making of said view. The notices called for the meeting of the Viewers on March-28-1938, at 10:00 o'clock a.m.; that pursuant to said notice, we met at the point of beginning on said date. There were present at the view, all of the Viewers, Thomas J. Donaghy, John Kauffman, and John F. Stice, being all of the members of the Board of Supervisors, and a number of interested parties. We went over the

Transferred to Page - 494 -

JUL 23 1938
CLERK'S OFFICE
PAID \$4.00
RECEIVED
JUL 29 1938

No. 1 In re: Petition of J. S. Nelev of Jackson Township, Cambria County, Pennsylvania for the Appointment of Viewers to View and Appraise the Damage Sustained by Reason of Drainage into his Private Road in the Relocation and Construction of State Highway Route No. 219.

11 March 1938 Petition of J. S. Nelev filed.

ORDER

And now, to wit: this 11th day of March, 1938, the foregoing petition having been read and considered, and upon the motion of O. J. Little, Esq., attorney for petitioner, the Court grants a rule upon Lillian D. Kellers, Frank P. Hollenbeck and John Thimar, Jr., County Commissioners of Cambria County, to show cause why viewers should not be appointed to view the premises described in the attached petition of J. S. Nelev and to take testimony relative to the damage sustained, if any. Rule returnable first Monday of April, 1938.

By the Court
Wm. C. Hennick, J.

28 March 1938 Answer to Rule to Appoint Viewers filed.

20 April 1938 On Argument lost.

4 Oct. 1938 Opinion of the court discharging rule filed.

We, therefore, discharge the rule to show cause why viewers should not be appointed, and dismiss the petition for the appointment of viewers, this 3rd day of October, 1938.

By the Court
Wm. C. Hennick, J.

March SESSIONS, 1938

No. 2

In re: Opening Public Road
in Cresson and Gallitzin
Townships14 March 1938 Petition for Appointment
of Viewers filed

Decree

And now, to wit, this 1st day of March A.D. 1938 the Court appoint A. M. Shoemaker, J. H. Jencks and Mahlon Baumgardner as a Board of Viewers upon the foregoing petition, and further order that said Board of Viewers shall perform their duties according to the laws of the Act of Assembly in such case made and provided and report before or during the June term of Court, 1938.

By the Court
M. Henrich, J.

14 March 1938 Order to View issued.

8 April 1938 Report of Viewers filed.

13 June 1938 Approved and breadth fixed at forty feet.

By the Court
M. Henrich, J.

12 Sept. 1938 Confirmed Absolutely

Jm. J. Henrich, Clerk

12 Sept 1938 Order to Open issued. marked to J. H. Meyers, Ashville & Leo P. Bradley, Cresson.

12 Sept. 1938 Certified to Dept. of Highways.

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 to view and determine as to the necessity for a public road to begin at a point on the line of Sankertown Borough, near the Fry Milling Company property, and extending through the Townships of Cresson and Gallitzin, and ending at a point on the Highway leading from Cresson to Gallitzin near the High Bridge, in said Township of Gallitzin; respectfully report:

That having given notice of the view and the time and place of meeting of the Viewers to the Commissioners of Cambria County, the Supervisors of the Townships of Gallitzin and Cresson, and the Penna. Coal and Coke Company, and having posted printed hand bills in public and conspicuous places near the termini, and along the route of the suggested new road, as required by the act of Assembly, and the rules of Court, and 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 accordance with the notices, given and posted as aforesaid, and having gone over, and determined there was occasion and necessity for a public road between the termini specified on the attached Order of Court, proceeded to lay out the same, as follows:

Beginning at a point at the northerly side of the aforementioned High Bridge, located North thirty (30) degrees ten (10) minutes East two hundred seven and four tenths (207.4) feet from the Northwest corner of said Bridge on the Westerly side of the Township Road leading from said Cresson Gallitzin Road to Sylverton; thence through and over land of the Taylor & McCoy coal company, as follows: North thirty-three (33) degrees forty (40) minutes West eighty-one and five tenths (81.5) feet; thence North sixty-seven (67) degrees West one hundred eighty-three and six tenths (183.6) feet; thence North eighty-two (82) degrees West eighty-six and five tenths

Transferred to Page - 495 -

Clerk # 4.00
And H. S. 50 Sept. 23, 1938
COT 1

March SESSIONS, 1938

No. 3

In re: Petition of Ralph W. Varner
for the Appointment of Viewers to
Assess Damages for the Relocation
of Highway Route 219 from the
Land of said Petitioner.

22 March 1938 Petition filed.
And now, March 24, A.D. 1938, a rule is granted
on the County Commissioner to show cause why
the above petition should not be granted.
Rule returnable in ten days hence.

By the Court
M^c Carr O. J.

And now, Mar. 22, 1938, I hereby accept service of the within
Petition and Rule on behalf of the County Commissioner of
Candara County.

Walter C. Post

Ant. Clerk County Commissioner

And now, April 25, A.D. 1938, the foregoing petition having been
read and considered, the Court appoints A. M. Shoemaker, Esq., James
M^c Carr and S. H. Jencks, Viewers, who, in accordance with the
Acts of Assembly in such case made and provided shall view
the premises and make an award as to them shall seem
just and proper; report of the Viewers to be filed on or before
the next term of this Court, and notice of the filing of
their report shall be given to the County Commissioner of Candara
County, and to the attorney for the petitioner.

By the Court:
M^c Hennick, J.

26 April 1938 Order to View issued

9 Sept. 1938 Report of Viewers filed

12 Sept. 1938 Approved.

By the Court
M^c Hennick, J.

3 Oct. 1938. Petition for extension of time for filing Report of Viewers
in re Assessment of Damages to Ralph W. Varner filed

Decree

Now, October 3rd, 1938, the above petition having been read and
considered and the prayer of the petitioner requesting an extension
of time for filing said report of Viewers is hereby granted to
include the ninth day of September, 1938.

By the Court:
M^c Hennick, J.

FILED IN C. P. 101 Sept. 1938

FILED IN C. P. 101 Sept. 1938

March SESSIONS, 1938

No. 4

In re: Laying out of a Public Highway in the Township of Upper Yoder, County of Cambria and State of Pennsylvania

18 April 1938 Petition for Appointment of Viewers filed

Preliminary Order

Now, April 11, 1938, the within petition having been presented and considered, a Rule is granted upon the Commissioner of Cambria County, Pennsylvania, to show cause, if any they have, why Viewers should not be appointed as within prayed for; and said Rule is returnable at ten o'clock A.M. April 18th, 1938. Service of this Rule, together with a copy of this petition, shall be made upon the said County Commissioner not less than ten (10) days before the said return day.

By the Court
McKerrick. J.

Decree

And now, this 18th day of April, 1938, the within petition having been read and considered, the Court appoints S.E. Dickey, S.H. Jencks and Mahlon J. Baumgardner, Viewers to view the road herein referred to and make a report of their proceedings to the June Term of the Court of Quarter Session of said County.

By the Court
McKerrick. J.

18 April 1938 Bond filed

19 April 1938 Order to View issued

18 May - 1938 Report of Viewers filed

13 June 1938. Approved and breadth fixed at forty feet from beginning to Orchard Way Extension and breadth fixed at thirty-three feet from that point to ending.

By the Court
McKerrick. J.

12 Sept. 1938 Confirmed Absolutely

12 Sept. 1938 Order to Open issued - mailed to Court Clerk - R.D. Johnston

12 Sept. 1938 Certified to Dept. of Highway

Report of Viewers

To the Honorable, the Judges of the above named Court,
We the undersigned Viewers, appointed by the annexed order of the Court, to view the proposed 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 the time and place of meeting, by posting notices as required by law along the route and at the termini of the said proposed new road, as evidenced by copy of said notice hereto attached, and by service of such notice on the County Commissioners of Cambria County and the Supervisors of Upper Yoder Township, acceptance of service of said notice by the County Commissioners and the Supervisors of Upper Yoder Township by their solicitors being hereto attached; that we met in accordance with the notice given on the 10th day of May A.D. 1938 at 10:00 O'clock A.M. (Eastern Standard Time) and proceeded with the duties of our appointment and viewed the premises and route of the proposed new road; that said proposed new road is now opened as a private road, but is in a very bad state of repairs; that the Viewers named herein were present during the view; that the Supervisors of Upper Yoder Township were represented by one of their members and several citizens were present.

Transferred to Page - 496 -

CLERK'S OFFICE # 4.00
Paid \$3.50 Sept. 29, 1938 J. J. G. J. G.
OCT 1, 1938 AUDITED

March SESSIONS, 1938

No. 5

In re: Petition of George P. Dunegan and Marie L. Dunegan for appointment of Viewers to assess damages

6 June 1938. Petition filed.

Order and Decree

And now, this 6th day of June, 1938, the within petition presented, read and considered, and the Court do thereupon appoint A. M. Shoemaker, Esq; L. E. Dickey and James M. Cunn, members of the Permanent Board of Viewers of the County of Cambria, as Viewers to view and examine the premises in said petition described, for the purpose of ascertaining the damages, if any, sustained by petitioner, and to make return of their proceedings according to law.

By the Court
McHerrick J.

6 June 1938 Order to View issued.
29 July 1938 Report of Viewers filed

Checked & CERTIFIED \$4.00

Appeal on C.P. 430 Sept. Term 1938.

March SESSIONS, 1938

No. 6

June: Public Road in Cambria | 8 June 1938 Petition for Appointment of Viewers, Cambria County. Viewers filed.

Decree

And now, June 8, 1938, the foregoing petition having been read and considered, it is ordered that John E. Raynor, S. H. Jecher and James McCann, members of the Permanent Board of Viewers of Cambria County, be and they are appointed to view and report on the above matter, according to law.

By the Court
McKenrick, J.

9 June 1938 Order to View issued

9 Aug. 1938 Report of Viewers filed.

12 Sept. 1938 Approved and breadth fixed at forty feet.

By the Court
McKenrick, J.

12 Dec. 1938 Confirmed Absolutely

J. J. Jecher, Clerk

12 Dec. 1938 Order to Open issued - given to Alvin Evans, Chambersburg, Pa.

12 Dec. 1938 Certified to Dept. of Highways

Report of Viewers

To the Honorable, the Judges of the above named Court.
We, the undersigned Viewers, appointed by the annexed order of the Court to view the proposed 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 Court records; that having given due public notice of the time and place of meeting, by posting notices at the terminals and along route of proposed new road, a copy of said notice being made a part of this report and served on the Commissioners of Cambria County;

That we met in accordance with notice given on the 27th day of June, at 10:30 a.m. and proceed with the duties of our appointment. Viewed the premises and the route of the proposed new road and heard the opinions of the taxpayers assembled for and against the prayer of the petitioners. Survey map and data attached and made a part of this report.

The viewers were of the opinion that the situation present justified a public hearing where both sides could be heard under oath and served notice that a public hearing would be held in Court room No. 4 in the Court House on the morning of July 9th at nine o'clock to take testimony. This meeting was well attended, but it was remarked that those who were loudest in opposing the granting of a new road were not present. The burden of the opposition to the new road was to the effect that the proposed new road would be chiefly a convenience for a large number of workmen going to and from the Revloc mines and an unnecessary addition to the burden of the taxpayers.

The petitioners presented a list of those who passed over the proposed new road on the day before this hearing and which is made a part of this report. One property owner and dairy operator told of having kept the road open, replacing a bridge washed out by the flood while the public continued to drive through his farm, and of the necessity to his farm and dairy business. This dairy farm and a new residence now under construction made evident the actual need of an outlet apparent.

Transferred to Page - 498.

JUN 2 1938

MAR 10 1939 AUDITED

MAR 10 1939

MAR 10 1939

MAR 10 1939

MAR 10 1939

MAR 10 1939

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No. 7.

In re: Public Road in Croyle Township, Cambria County, Pennsylvania.

9 June 1938 Petition for Appointment of Viewers filed.

Decree

And now, to-wit, the 8 day of June A. D. 1938, on motion of Mahlon J. Baumgardner, attorney for Petitioner, the Court Authorizer H. H. Jencks, S. E. Dickey, Chairman and Sam E. Kayler on the Board of Viewers upon the foregoing petition and further orders that the said Board of Viewers shall hold their first meeting as required by law, acts of assembly or rule of court as made and provided after giving due notice of said meeting as required by law and make report to the Court of Quarter Session on the first Monday of September, A. D. 1938.

By the Court
McKinnick, J.

9 June 1938 Order to View issued.

24 June 1938 Amended Petition for Appointment of Viewers filed.

Decree

And now, to-wit, the 27th day of June, A. D. 1938, the within petition having been read and considered, the Court do permit amendment of same as prayed for in said petition and that the Viewers appointed in the former petition proceed to perform their respective duties and that the Clerk of Court of said County of Cambria notify the Chairman of the Board of Viewers of the presenting of the within petition and of this decree.

By the Court
McCann, P. J.

27 June 1938 Certified copy of Decree sent to S. E. Dickey, Chairman.

11 July 1938 Report of Viewers filed.

10 Sept. 1938 Exception filed.

10 Sept. 1938 Petition for Review filed.

Now, Sept. 10, 1938, review granted as prayed for, and James McCann, A. M. Shoemaker and S. E. Kayler are appointed Viewers.

By the Court
McCann, P. J.

12 Sept. 1938 Order to Review issued.

13 Oct. 1938 On Argument list.

3 Dec. 1938 Report of Viewers on Review filed.

12 Dec. 1938 Approved.

By the Court
McKinnick, J.

15 Dec. 1938 Answer to Exception filed.

20 April 1939 On Argument list.

15 May 1939 Report of Reviewers confirmed absolutely.

15 May 1939 Exception to Report of Viewers sustained.

By the Court.

Report of Reviewers

To the Honorable, the Judges of the above named court.
We, the undersigned Viewers, appointed by the attached orders of the Court to review a proposed public road in Croyle Township, Cambria County, Pennsylvania, respectfully report as follows:

That we have been duly sworn as members of the Permanent Board of Viewers of Cambria County, as shown by the records of the Court; that due public notice of the time and place of meeting was given by posting

Transferred to Page 471

Clerk 4400

June SESSIONS, 1938

No. 1.

In re: Opening New Township Road in Washington & Cresson Townships

7 July 1938. Petition for the Appointment of Viewers filed

Decree

Now, this 7th day of July 1938, upon consideration of the within Petition the Court do appoint L. E. Kaylor, A. M. Altemaker, Esq. and S. H. Jencks, three members of the Permanent Board of Viewers to view and determine as to the necessity of the road prayed for and report their findings to the next session of the Quarter Session Court.

By the Court
W. Kenneth J.

8 July 1938 Order to View issued.

24 Aug 1938 Report of Viewers filed.

Now, Sept. 12, 1938, it appearing that the road is necessary for public travel the Report of Viewers is affirmed and approved. Width fixed at 40 feet.

12 Dec. 1938. Affirmed absolutely, Judge, Clerk

12 Dec. 1938. Order to Open issued

12 Dec. 1938. Certified to Dept. of Highways

By the Court

W. Kenneth J.
Clerk
John C. Clements, Jr., D. C. Clerk
Geo. P. Bradley, Cresson, Pa.

Report of Viewers

To the Honorable, the Judges of the above named Court. We, the undersigned Viewers, appointed by the annexed order of the Court to view the proposed 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 the time and place of meeting by posting notices along said proposed new road, as required by law, and at either termini, as evidenced by one of said notices hereto attached and made a part of this report and by serving notices on the supervisors of the townships involved and on the commissioners of Cambria County;

That we met in accordance with the notice given on the thirteenth day of August 1938, at ten O'clock A.M. and proceeded to perform the duties of our appointment and viewed the premises and the route of the proposed new road.

The Cresson Township Supervisors were present at the view and we contacted one of the Washington Township Supervisors thereafter. The petitioners were present and explained that the Pennsylvania Railroad Company closed the outlet they had been using and made a promise to supply them with a new road several years ago but never did so, and that they now have no outlet and are seriously in need of a road.

The viewers carefully inspected the different locations and laid out the only feasible route for the new road, which we deem is a necessity to three property owners, as shown by the directions and distances; together with a map hereto attached and made a part of this report as follows:

Beginning at a point on the public road leading from the Cresson Lilly Road to Luckett station on the old Ebensburg-Cresson Pike, otherwise the William Penn Highway on State Highway Route No 22; where the public road leading from Lilly on the westerly side of the Pennsylvania Railroad Company Tracks adjoins said Luckett road; and extending thence along said Lilly-Luckett Road North fifteen (15) degrees West five hundred four.

Transferred to Page - 470 -

Clk J. J. #4.0
MAR 10 1939
Recd. #3.50 Feb. 2, 1939 J. J. J.

June SESSIONS, 1938

No. 2

In re: Acceptance of Certain Streets in Township of Portage as Public Highways 23 July 1938 Resolution and Order of Council filed.

Resolution

Whereas, a large body of citizens, residents of the Township of Portage, Cambria County, Pennsylvania, have made application to the Supervisors of said Township to accept certain streets in said Township which have been dedicated to public use by plots duly recorded in the Recorder's office of Cambria County, and make them a part of the highway system of said Township.

Whereas, the Township Supervisors are of the opinion that the residents and taxpayers along such streets are entitled to the accommodation and convenience which a maintained highway would afford:

Now, Therefore, Be It Resolved that we, the corporate authorities of the Township of Portage, County of Cambria, and State of Pennsylvania, accept as public roads of the Township of Portage those certain streets of the plots hereinafter mentioned, described as follows:

Wayne Street between Center Street and Maine Street a distance of approximately 600 feet; Cambria Street between Wayne Street and the Portage Borough boundary line a distance of approximately 300 feet; Luther Street between Beaverdale Road and Maine Street, a distance of approximately 900 feet; Knox Avenue between Maine Street and Kent Street a distance of approximately 550 feet; Kent Street between Knox Avenue and Wesley Avenue a distance of approximately 350 feet; all said streets being marked on the plot of lots laid out by the Martin Realty Company, which is recorded in the Recorder's office of Cambria County, Pennsylvania, in Plat Book No. 1 - at Page 151.

Also Mc Gough Street between Front Avenue and the Right of Way of the old Portage Railroad a distance of approximately 800 feet as shown on the plot of lots laid out by P. J. Little and recorded in the Recorder's office of Cambria County in Plat Book No. 1 at Page 151.

Also Martin Street between King Street and Storm Street a distance of approximately 320 feet; King Street between Martin Avenue and Fraser Avenue a distance of approximately 320 feet; Fraser Avenue between King Street and Sonman Street a distance of approximately 720 feet; Storm Street between Martin Avenue and Fraser Avenue a distance of approximately 320 feet; Sonman Street between Fraser Avenue and Martin Avenue a distance of approximately 420 feet; each as shown on the plot of lots as laid out by J. B. Martin, recorded in the Recorder's office of Cambria County in Plat Book No. 1 at page 44.

Also Gillespie Avenue between Caldwell Avenue and the Portage Borough Line, a distance of approximately 500 feet, as shown on the plot of lots known as Hammer's Addition No. 2, revised, to Portage, as recorded in the Recorder's Office of Cambria County in Plat Book No. 1 at Page 173.

And Be It Further Resolved that said streets be accepted as a part of the public highway system of said Township only for road purposes, and it is not intended that the Township assume any responsibility for the construction or maintenance of any sidewalks along said streets and avenues.

And Be It Further Resolved that the Secretary is hereby instructed to file with the clerk of the Court of Quarter-Sessions of Cambria County a certified and attested copy of this Resolution, in accordance with the act of Assembly of the Commonwealth of Pennsylvania, approved the 13th day of May, A.D. 1925, P.L. 673.

Transferred to Page - 490 -

clerk \$4.00

June SESSIONS, 1938

No. 3

In re: Acceptance of Highway
on the Plan of Lewis Weaver
in the Township of Richland,
Cambria County, Pennsylvania,
as a Township Road.

1 August 1938. Petition of the Board of
Supervisors of Richland Township filed.

Decree

And now, the 1st day of August A.D. 1938, the within petition is read and considered and the acceptance of Weaver Avenue, beginning at a point on Bedford Street and known as the Johnstown - Sedco Lefel Turnpike; thence from said point and along Weaver Avenue South Seventy (70°) degrees forty-one (41') minutes West a distance of three hundred ten (310) feet to Frances Street, which is a forty (40) foot wide street; thence along Frances Street, North nineteen (19°) degrees nineteen (19') minutes West a distance of six hundred thirty and eighty-one hundredths (630.81) feet to a point on a public highway known as Lehman Avenue which said highway intersects with Bedford Street. The plan of Lewis Weaver is recorded in the office for the Recording of Deeds in and for Cambria County, Pennsylvania in Plat Book Vol. Page , be laid out and dedicated to the public by the supervisors of Richland Township, Cambria County, Pennsylvania, said dedication being established by the sale of lots from said plan by the supervisors of Richland Township aforesaid, is hereby approved and consented to.

By the Court
McGann. PJ

clerk \$2.50

No. 4

In re: Taking over a Portion of Certain Private Roads in and about the Town of Colver, Cambria Township, Cambria County.

8 August 1938 Petition and Resolution of Supervisor of Cambria Township and Decree of Court filed

Chk #2,500

To the Honorable, the Judges of said Court:

The Petition of Thomas Altemus, Henry Illig, and Albert Timman, Supervisors of Cambria Township, Cambria County, respectfully represents:

1. That your petitioners are the duly elected, qualified, and acting supervisors of Cambria Township, Cambria County, a Township of the second class of Cambria County, Pennsylvania.

2. That for more than six years last past, certain private roads, herein-after described have been used by the public generally in Cambria Township, Cambria County, as follows:

(a) A certain private road in Cambria Township, Cambria County, beginning at the intersection of Reese Avenue and Fifth Street in the town of Colver, Cambria Township, and extending along Reese Avenue, south fifty-seven degrees fifty-ninety minutes west about fourteen hundred feet to the intersection of Reese Avenue and First Street; thence along said private road from the town of Colver to a point in the line between Cambria Township and Blacklick Township, said point being south of and nine hundred feet distant from the point of intersection of Blacklick Township and Barr Township on the Cambria Township line.

(b) also, a road beginning at a point on the Cambria Township line south of and one hundred and twenty-five feet from the intersection of Barr Township and Blacklick Township on said Cambria Township line; said point also being twenty feet north of the cement house of the Ebensburg Coal Company, and continuing along the private road a distance of five hundred and twenty feet to a point in the township line between Cambria Township and Barr Township, said point being north of and two hundred and twenty feet from the intersection of Blacklick Township and Barr Township on the Cambria Township line.

(c) also, a private road beginning at a point on the Township line between Cambria Township and Barr Township, said point being north of and seven hundred and thirty feet from the intersection of Barr Township and Blacklick Township along the Cambria Township line; and thence along said private road and the longest street through the village of Shantytown, and intersecting with Route 11036, being the highway leading from Colver to Belcano.

(d) also, a private road beginning at a point on the Cambria Township line, which said point is south of and four hundred and fifty-five feet distant from the intersection of Barr Township and Blacklick Township, and continuing along said private road and the street to house number seventy-two at the north-east end of Nine Row.

(e) Also, a private road beginning at the intersection of the road described in (a) paragraph herein, about one thousand one hundred and twenty feet from the Cambria Township line, said point of beginning being about four hundred feet from the slope of the Ebensburg Coal Company; thence along said private road and the street through Twenty Row to the intersection of said private road and Township Road No. 1148d.

3. That the Ebensburg Coal Company, the owner of the land dedicated by paper hereto attached, releases the township from all damages for said appropriation, and agrees that said roads be opened for a width of forty feet.

4. That plans in accordance with the acts of assembly accompany this petition.

Transferred to Page. 492.

No. 5

In re: Petition of Herman Varner for the Appointment of Viewers to Assess Damages for the Relocation of Highway Route 219

2 Aug. 1938 Petition of Herman Varner filed

Denial

And now, to wit, the 8th day of August, 1938, the within petition presented, and a rule is hereby granted upon the Commissioner of Cambria County, Pa., to show cause why the prayer of the within petition should not be granted and viewers appointed as therein prayed for, returnable in ten days.

By the Court

W^c Carr, P. J.

And now, to wit, August 8, 1938, service of the within rule on the Commissioner of Cambria County is hereby accepted.

George M. Spence
County Solicitor

Decree

And now, to wit, the 22 day of Aug. 1938, the petition of Herman Varner presented; upon motion of Graham, Yost and Meyer, counsel for the petitioner, the court hereby grants the prayer of said petition and appoints S. E. Dickey, Esq., M. J. Baumgardner, Esq., and James McCarver, viewers, who shall meet on the line of the improvement, where it passes through the lands of Petitioner, and view and ascertain the damages done and the benefits which have accrued by reason of said taking, use and improvement, proper notice to be given to all parties interested, and report to be made to this court showing the result of their finding, returnable the first Monday of September, 1938.

By the Court
Deer J.

22 Aug. 1938 Order to View issued

5- December-1938. Report of Viewers filed.

12 December 1938 Approved.

By the Court
McCarver J.

13 March 1939 Confirmed Absolutely
in favor, Clerk

Report of Viewers

We, the undersigned Viewers, appointed by the above court to view the above premises and determine and estimate the damages and benefits that have resulted or that may seem likely to result by reason of the relocating of state Highway Route 219, where said highway passes over and through the land of Herman Varner, and in so doing the Commonwealth of Pennsylvania has taken and appropriated to its own use or the use of the public, approximately two acres of land in Parcel No. 1, which said parcel is described as follows:

That certain tract of land, with the buildings and improvements thereon erected, situate in East Taylor Township, Cambria County, Pennsylvania, bounded and described as follows:

Beginning at a post on the Ebensburg Road corner of school lot; thence along the Ebensburg Road north 10 degrees 45 minutes east 416.6 feet to a post; thence along line of same north 23 degrees 15 minutes east 409.5 feet to a post; thence along line of same north 34 degrees 5 minutes east 136 feet to a post; thence by land now or formerly of Catherine Colbert north 42 degrees 50 minutes west 2160 feet to a point on a public road at corner of land now or formerly of J. D. Hunt; thence along line of same

Transferred to Page - 466 -

clerk #4.c.c.

No. 6

In re: Acceptance of parts
of Beech, Third, and Stewart
streets on Plan of Lloydell,
Summerhill Township,
Cambria County, Penna.,
as Public Highways.

15 Aug. 1938 Petition of Supervisor
of Summerhill Township for
consent to acceptance filed

DECREE

And now - August 15-1938, the within petition having been presented, the same is read and considered, and the prayer thereof is granted, and the court hereby consents to the acceptance of certain parts of Beech, Third and Stewart streets appearing on the Plan of Lloydell, Summerhill Township, Cambria County, Pennsylvania, recorded in the Recorder's office of Cambria County, aforesaid, in Plat Book, Vol. 1 Page 167, as Public Highways of the Township of Summerhill, aforesaid, being the parts of said streets described as follows:

Beginning on the southern line of Second street, also known as Pennsylvania State Highway Route No 160, at its intersection with Beech Street, thence along Beech Street south 64 degrees 20 minutes west Three Hundred (300) feet to the southerly side of Third street; thence along Third street north 25 degrees 40 minutes west Twenty-three hundred (2300) feet to the westerly line of Stewart street, said last mentioned street being the street dividing the Villages of Beaverdale and Lloydell, aforesaid, thence along Stewart street north 34 degrees 5 1/2 minutes east Three Hundred and fifty (350) feet to the northerly side of Second street, or State Highway Route No. 160; comprising seven (7) blocks of a width of fifty (50) feet.

By the Court
McGinn P. J.

Ch. 11 12:50

No. 7

In re: Acceptance of certain streets on Plan of Beavertdale, Summerhill Township, Cambria County, Penna., as Public Highways of Summerhill Township.

19 August 1938. Petition of Supervisor for consent of Court to acceptance filed

Resolution

Whereas, the Beaver Run Land Company, laid out a Plan of lots on certain of its land in Summerhill Township, County of Cambria, and State of Pennsylvania, on March-24-1920, known as Plan of lots of Beavertdale, and dedicated the streets, lanes and alleys appearing on said Plan to public use by causing said Plan of lots to be recorded in the Recorder's office of Cambria County, aforementioned, on March-2-1921, in Plat Book Vol-1-B at Page 217, and

Whereas, certain of the streets appearing on said map or Plan have been accepted by the Supervisors of Summerhill Township as public highways of the said Township with the approval of the Court of Quarter Sessions of Cambria County, aforesaid, as appears by reference to the records of said Court to No. 3-September sessions, 1933, and to No. 2 December sessions-1937, respectively, and

Whereas, in the judgment of the Supervisors of Summerhill Township, the remaining streets, not heretofore accepted as Public Highways, should be accepted as Public Highways of the Township;

Now, therefore, be it resolved by Roy H. Plummer, Frank Frank, and Mickey Sibert, Supervisors of the Township of Summerhill in the County of Cambria, and State of Pennsylvania, that the streets, not heretofore accepted as Public Highways, appearing on the Plan of Beavertdale, aforesaid, be accepted as Public Highways of the Township of Summerhill, such acceptance, however, being made subject to the approval of the Court of Quarter Sessions of the Peace of Cambria County, Pennsylvania.

Moved by Roy H. Plummer, seconded by Frank Frank and unanimously adopted by the Board of Supervisors of Summerhill Township, Cambria County, Pennsylvania, this the 17th day of August-1938.

Roy H. Plummer
Frank Frank
Mickey Sibert
Supervisors

attest:

Roper H. Barr
Secretary

Decree

And now-August-19th-1938, the within Petition having been presented, the same is read and considered, and the prayer thereof is granted, the Court hereby consenting to the acceptance of the streets referred to in the Resolution of the Board of Supervisors of Summerhill Township, Cambria County, Pennsylvania, attached to said Petition, as Public Highways of the said Township of Summerhill.

By the Court
McStenrick Judge

Chk #2.50

JUNE SESSIONS, 1938

No. 8

In re: Laying out of a Public Highway in the Township of Upper Yoder, County of Cambria, State of Pennsylvania

22 Aug. 1938. Petition of Inhabitants of Upper Yoder Township filed.

PRELIMINARY ORDER

Now, Aug. 4, 1938, the within petition having been presented and considered, a Rule is granted upon the Commissioners of Cambria County, Pennsylvania, to shew cause, if any they have, why Viewers should not be appointed as within prayed for; and said Rule is returnable at ten o'clock A.M. August 22, 1938. Service of this Rule, together with a copy of this petition, shall be made upon the said County Commissioners not less than ten (10) days before the said return day.

By the Court
M. Cunn. P.J.

Now, August 4, 1938, service of the above Rule is hereby accepted, together with a copy of the within Petition.

H. F. Dorr, Clerk

DECREE

And now, this 22nd day of August, 1938, the within petition having been read and considered, the Court appoints S. E. Dickey and M. J. Baumgardner and James M. Cunn. Viewers to view the road herein referred to and make a report of their proceedings to the December Term of the Court of Quarter Session of said County.

By the Court
M. Cunn. P.J.

22 Aug. 1938 Bond filed

23 Aug. 1938 Order to View issued

28 Sept. 1938 Report of Viewers filed

12 Dec. 1938 Approved and breadth fixed at thirty feet from point of beginning in Keppeler Drive to point where Cherokee Lane intersects Woodhane Drive and breadth fixed at twenty feet from intersection of Cherokee Lane and Woodhane Drive to point of ending.

13 March 1939 Confirmed Absolutely

J. J. J. Clerk

13 March 1939 Order to Open Issued

13 March 1939 Certified to Dept. of Highways
Report of Viewers

By the Court
M. Cunn. P.J.

To the Honorable, the Judges of the above named Court, we the undersigned Viewers, appointed by the annexed order of the Court to view the proposed 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 the time and place of meeting, by posting notices as required by law along the route and at the termini of the said proposed new road, as evidenced by copy of said notice hereto attached, and by service of such notice on the County Commissioners of Cambria County, the Supervisors of Upper Yoder Township through their solicitor, service of said notice by the County Commissioners and the solicitor for the Supervisors of Upper Yoder Township being hereto attached; that one of the Viewers, S. E. Dickey, met in accordance with the notice given on the 9th day of September A.D. 1938 at 2:00 O'clock P.M.

Transferred to Page 468

Call \$4.00

Recd. H. 3.30 Mar. 23, 1939 J. J. J.

APR 1 2 1939 AUDITED

No. 9

In re: Laying out Public Highway in the Township of Upper Yoder, Cambria County, Penna.

22 Aug. 1938. Petition of Inhabitants of Upper Yoder Township filed

PRELIMINARY ORDER

Now, Aug. 4, 1938, the within petition having been presented and considered, a Rule is granted upon the Commissioners of Cambria County, Pennsylvania, to show cause, if any they have, why Viewers should not be appointed as within prayed for; and said Rule is returnable at ten o'clock A. M. August 12, 1938. Service of this Rule, together with a copy of this petition, shall be made upon the said County Commissioners not less than ten (10) days before the said return day.

By the Court
M. C. Carr, P. J.

Now, August 4, 1938, service of the above Rule is hereby accepted together with a copy of the within petition.

H. F. Dorr, Clerk.

DECREE

And now, this 22nd day of August, 1938, the within petition having been read and considered, the Court appoints S. E. Dickey and M. J. Baumgardner and James M. Carr, Viewers to view the road herein referred to and make a report of their proceedings to the December Term of the Court of Quarter Sessions of said County.

By the Court
M. C. Carr, P. J.

22 Aug. 1938 Bond filed

23 Aug. 1938 Order to View issued

28 Sept. 1938 Report of Viewers filed

12 Dec. 1938 Approved and breadth fixed at forty feet.

By the Court
M. K. Henrich, J.

13 March 1939 Confirmed Absolutely

Jon J. Carr, Clerk

13 March 1939 Order to Open Issued

13 March 1939 Certified to Department of Highways

Report of Viewers

To the Honorable, the Judges of the above named Court, we the undersigned Viewers, appointed by the annexed order of the Court to view the proposed 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 the time and place of meeting, by posting notices as required by law along the route and at the termini of the said proposed new road, as evidenced by copy of said notices hereto attached, and by service of such notice on the County Commissioners of Cambria County, the supervisors of Upper Yoder Township through their solicitor, service of said notice by the County Commissioners and the solicitor for the supervisors of Upper Yoder Township being hereto attached; that one of the Viewers, S. E. Dickey, met in accordance with the notice given on the 9th day of September A. D. 1938 at 2:30 O'clock P. M. (Eastern Standard Time); that several residents of the Township were present, but on account of Messrs. Baumgardner and McCann, the other two Viewers, being unable to be present, the view was continued to the 15th day of

Transferred to Page 497.

Clerk \$4.00

Read \$3.50 Jan. 23, 1939

1939 AUDITOR

Sept. SESSIONS, 1938

No. 1

In re: Opening of Public Road
in Bonemaugh Township,
Cambria County, Penna.12 Sept. 1938: Petition for Appointment
of Viewers filed

D E C R E E

And now, this 12th day of September, A. D. 1938, the foregoing petition having been presented, read and considered, and upon the motion of Harry E. Simmon, Esq., the Court appoints James M. Carr, M. J. Baumgardner and A. H. Jencks, as Viewers to view the road herein mentioned and to make report to the next term of the Court of Quarter Session of Cambria County, Pennsylvania.

By the Court
M. Carr, C. J.

12 Sept. 1938 Order to View issued

10 Dec. 1938 Reports of Viewers filed. (See Reports filed)

12 Dec. 1938 Report is referred to Viewers for purposes of consolidation with other report filed to No. 1 Sept. Term 1938.

By the Court
M. Carr, C. J.

8 Mar. 1939 Report of Viewers filed.

13 Mar. 1939 Approved and breadth fixed at forty feet.

By the Court
M. Carr, C. J.

12 June 1939 Confirmed Absolutely

12 June 1939 Certified to Dept. of Highways

12 June 1939 Order to Open issued. Mailed to C. R. Coe, Sec.

Report of Viewers

To the Honorable, the Judges of the above named Court:

We, the undersigned Viewers, appointed by the attached order of the Court to view a proposed public road in Bonemaugh Township, Cambria County, Pennsylvania, respectfully report as follows:

That we have been duly sworn as members of the Permanent Board of Viewers of Cambria County, as shown by the records of the Court; that due public notice of the time and place of meeting was given by posting notices, as required by law, along the route and at the termini of the proposed road, as shown by copies of said notice hereto attached and by notice given to the Cambria County Commissioners, acceptance of service being hereto attached; and to the Supervisors of Bonemaugh Township, copies of notices being also hereto attached.

As to Parcel No. 2

That we met in accordance with the notices given and at the time and places designated and proceeded with the duties of our appointment. There were present the three viewers and a large number of interested citizens. We viewed the route which is already being used as a road. We also heard the opinions of all those present who desired to be heard, and after careful consideration have decided that a piece of road as proposed is necessary for the use and convenience of the traveling public and therefore recommend same be opened and maintained as a public highway.

The proposed road being described as follows:

Beginning on the southerly side of the Frankstown road (State Highway Route No. 53) at a point located by running south 86°40' east 800 feet from the juncture of the present public road leading from said route No. 53, to Daisytown Borough - said point being opposite the dedicated street leading north 7°00'

Transferred to Page 491

JUN 16 1939

 SEP 1 1939
 Aud. #3.50 Aug. 7, 1939
 ADDED

Sept. SESSIONS, 1938

No. 2

In re: Appointment of Viewers to assess damage to property of Minnie S. Davis in Bord. of Ebeneburg.

19 Sept. 1938. Petition of Minnie S. Davis filed.

ORDER AND DECREE

And now, this 19th day of September, 1938, the within petition presented, read and considered, and the Court does thereupon appoint A. M. Shoemaker, James McCann and S. E. Dickey, members of the Permanent Board of Viewers of the County of Columbia, as Viewers to view and examine the premises in said petition described, for the purpose of ascertaining the damages, if any, sustained by petitioner, and to make return of their proceedings according to law.

By the Court
Mc Cann P. J.

19 Sept. 1938. Order to View issued.

31 October 1938. Report of Viewers filed.

JUN 18 1938

app. filed in American Ph
No 512 Dec. Term 1938

No. 1

In re: Petition of Wm. J. Robbins for appointment of Viewers to assess damages

12 Dec. 1938 Petition filed

Now, December 12, 1938, the within petition presented, read and considered, the Court does thereupon appoint, A. M. Shoemaker, S. H. Jercke and W. J. Baumgardner, members of the permanent Board of Viewers of Cambria County, as viewers to view and examine the premises in the within petition described, and for the purpose ascertaining the damage, if any, sustained by the petitioner, and make return of their proceedings according to law.

By the Court
W. E. Connor, P. J.

13 Dec. 1938 Order to View issued

1 Feb. 1939 Report of Viewers filed

13 Mar. 1939 Approved

By the Court
W. E. Connor, P. J.

12 June 1939 Affirmed Absolutely
J. J. Jones, Clerk

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 of Cambria County, appointed by your honorable court and directed to view and determine the damages, if any, sustained or which seem likely to be sustained by William J. Robbins, of Coupon, Gallitzin Township, Cambria County, Pa. by reason of the alleged relocating of Walnut Street and the changing of the grade thereof along and past the premises of said Robbins in said township, county and state, 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 said county, the supervisors of the township of Gallitzin and to said William J. Robbins and having each accept service of notices hereto attached and having them wait newspaper publication as indicated on said attached notices and by printed hand bills posted at and by the premises to be viewed, and each being first duly sworn according to law to perform the duties of our appointments faithfully, impartially and to the best of our judgment and ability and true report to make concerning all matters and things submitted to us in relation to which we were authorized to enquire. We met upon the premises in said township of Gallitzin, in accord with the notices so given and having gone over and carefully viewed the same, noting in particular the improvements made along and in front of the said premises, later we met again in the Court House in Ebensburg, at which meeting the parties in interest had due notice and the petitioner and two of the supervisors each with their attorney attended and were heard.

The property of William J. Robbins, the petitioner, alleged to have been affected is described as follows:

Transferred to Page - 464 -

JUN 18 1939 JUN 18 1939

Dec. SESSIONS, 1938

No. 2

In re: Appointment of Viewers to view and make Recommendation concerning the Vacating of Section of Public Road in East Taylor Township.

20 Feb 1939. Petition of Board of Supervisors filed.

Decree

And now, this 20th day of February, A.D., 1939, the foregoing petition having been presented, read and considered, and upon motion of Harry E. Simmons, Esq., the Court appoints Mahlon Basingardner, Esq., James McCann and L. E. Kaylor, a Viewers to view the road herein mentioned and to make report to the next term of the Court of Quarter Session of Cambria County, Pennsylvania.

By the Court
J. C. Kennick, J.

20 Feb. 1939 Order to View issued
7 Mar. 1939 Report of Viewers filed.
13 Mar. 1939 Approved.

By the Court
J. C. Kennick, J.

12 June 1939 Confirmed Absolutely

12 June 1939 Certified to Dept of Highways

12 June 1939 Order to Vacate issued. marked to W. B. Wilson, Sec. Mineral Pt.

Report of Viewers

To the Honorable, the Judges of said Court:

We, the undersigned Viewers, appointed by the annexed Order of Court, to view the premises for the purpose of vacating a certain public highway in East Taylor Township, Cambria County, Pennsylvania, Beginning at a point on said section of road to be vacated where it intersects with State Highway Route 52, Traffic Route 219, near State Highway station 545 plus 50 construction survey, and ending at the intersection of the said road to be vacated with the new road already supplied leading to Echo, which point is easterly from the place of beginning a distance of approximately eleven hundred twenty five (1125) feet. The section of road to be vacated is designated as Twp. Rd. Rt. 11402 leading to Echo, for which a new public road has been supplied, respectfully report:

That we were duly sworn or affirmed as members of the Permanent Board of Viewers of Cambria County as set forth by the records of said Court, that we gave due public notice of the time and place of meeting by handbills posted on termini of the road proposed to be vacated and also along the route of said highway and by notice served upon the Commissioners of Cambria County and upon Harry E. Simmons, solicitor for the Board of Supervisors of East Taylor Township, at least ten days prior to the time of making of said view, evidence of which is shown by copies of said notice being hereto attached and made a part of this Report:

That we met upon the premises according to the notice given, at the point of vacation, on Saturday, March-4-1939, at 10:00 O'clock a.m. and proceeded with the duties of our appointment.

The Viewers, Mahlon J. Basingardner, Chairman of the Board, James McCann, and L. E. Kaylor, were present, together with Mr. Transferred to Page - 465 -

JUN 18 1939 RECEIVED
Recd #2.50 Aug 7, 1939 J. C. Kennick
SEP 11 1939 AUDITED

No. 1

In re Supplying a Public Highway intersection with St. Clair Road and Menohar Highway in the Townships of Upper Yoder, Lower Yoder, and the Borough of Westmont, Cambria County

29-March-1939. Petition filed

Now, this 27th day of March 1939 - Upon consideration of the within Petition the Court does appoint Louis E. Kaylor, James McCann, and Mahlon Baumgardner, Esq. three members of the Permanent Board of Viewers to view and determine as to the necessity of the road prayed for and report their findings to the next session of the Quarter Sessions Court.

By the Court
McHenry, Judge.

29-March-1939. Order to View issued.

24-April-1939. Report of Viewers filed.

12-June-1939. Approved.

By the Court
McHenry, J.

11-Sept-1939. Confirmed Absolutely
J. J. Jones, Clerk

Report of Viewers.

To the Honorable, the Judges of the above named Court:-

We, the undersigned Viewers appointed by the annexed order of Court to view the proposed location of a proposed new Public Road, as outlined by the annexed order of Court respectfully report:

That we have been duly sworn as members of the Permanent Board of Viewers, as shown by the records of the Court; that having given due public notice of the view by public notices posted on and at either end of the proposed new road, copies of said notices being made a part of this report and having served notices of view on the Commissioners of Cambria County, the authorities of Westmont Borough and the supervisors of Upper Yoder and Lower Yoder Townships, copies of said notices being a part of this report and hereto attached.

That we met at the time and place advertised and walked over the route of the proposed new road and contacted the persons living thereon, none of whom were willing to waive damages.

We found the work of improving the upper end of the St. Clair Road intersecting with the Menohar Highway well on the way to completion. When finished this new St. Clair Road will connect with the present improved road leading out of Coopersdale and thus provide direct connection to the Menohar Highway for lower Johnstown traffic and eliminating any necessity for the new road, as prayed for in this petition.

There was very little public interest manifested either for or against the new road and the Township supervisors of Upper Yoder and Lower Yoder Townships did not put in any appearance.

After carefully considering the facts developed at the view by our observation and the absence of public interest in the proposed new Public Road, as prayed for by the petitioners, we Refuse the prayer of the petitioners for the reason that there is no apparent necessity for a new road.

(signed) Louis E. Kaylor
James M. Cann
Mahlon Baumgardner.

Viewers { Louis E. Kaylor
James M. Cann
Mahlon Baumgardner.

JUN 16 1939
CLERK #400
CERTIFIED

March SESSIONS, 1939

No. 2

In the matter of the change
of a portion of a Public Road,
known as Route 472 in
Dean Township, Cambria
County, Pennsylvania

6 April 1939. Petition of Supervisor to
change road without a View filed

D E C R E E

And now, April 6, 1939, the within petition having been
presented, the same is read and considered, and the prayer
thereof is granted, and approval is given to the change
proposed in the public Road in Dean Township, Cambria County,
Pennsylvania, known as Route No. 472, without the formality
of a View, in accordance with the location designated on
the attached draft as "proposed road". It is further ordered
and decreed that the new location shall be taken to be
the public road, and that the part of the old road, marked
on said draft as "road to be abandoned", shall be vacated.

By the Court
McHenry K. J.

JUN 1 1939 / CERTIFIED \$4.50

March SESSIONS, 1939

No 3 In re Hemlock street, Lower Yoder Township, Cambria county, Pennsylvania 8 May 1939. Petition filed

Order

Now, the 8th day of May 1939, the within petition having been read and considered, the court hereby gives its consent that the portion of Hemlock street, described in Resolution hereto attached, as "Exhibit A" a dedicated street on the strayer Heirs Plan of Morrellville, recorded in Plat Book, Volume I, page 179, in Lower Yoder Township, Cambria county, Pennsylvania, be accepted as a public highway; and it is further ordered and directed that the said Hemlock street forthwith be and become a part of the highway system of the Township of Lower Yoder, Cambria county, Pennsylvania; and be it still further ordered and directed that this proceeding be recorded in the Court of Quarter-sessions of Cambria county, Pennsylvania.

By the Court
McKinnick, Judge

Exhibit A
Resolution

Whereas, heretofore a portion of Hemlock street in the Township of Lower Yoder, as laid out by Aaron Strayer, on the Plan of Lots of the Strayer Heirs for Morrellville, which plan was recorded on the 23rd day of November, 1916 in the Recorder's office of Cambria county in Plat Book, Volume I, Page 179, was accepted by the said Township of Lower Yoder and

Whereas, the citizens of the said Township of Lower Yoder, residing on that portion of Hemlock street, which has not as yet been accepted, suffer under great inconvenience by reason that the same has never been accepted as a public street or highway by the supervisors of Lower Yoder Township; and

Whereas, it is now the intention and desire of the supervisors of the said Lower Yoder Township to accept as a public street or highway that portion of said Hemlock street which has not heretofore been accepted in pursuance of the acts of Assembly in such cases made and provided.

Now, Therefore, Be It Resolved, That the following portion of the said Hemlock street be accepted by the supervisors of Lower Yoder Township as a township street and/or highway:

Beginning at a point on the south property line of Reservoir Avenue and the center line of Hemlock street and running North 15° 00' East for a distance of two hundred ninety-four (294) feet to a point on the center line of Hemlock street to the north property line of a private alley; said Hemlock street shall be forty (40) feet between property lines.

Motion made by Charles Mayer and seconded by John Mondash, Jr. that the said Resolution be adopted. Said Resolution was adopted unanimously May 1-1939

John Mondash Secretary

A. P. Norton

President

I hereby certify and attest that the above and foregoing Resolution was adopted by unanimous vote by the Board of supervisors of Lower Yoder Township Cambria county, Pennsylvania at a meeting duly and regularly called and held and duly recorded and entered upon the minutes of the said Board of Supervisors on the

- Transferred to Page 480 -

JUN 16 1939 RECORDED #4 C-C

March SESSIONS, 1939

No. 4

In Re: Laying out of a Public Road, in the Township of Lower Yoder, County of Cambria.

17-May-1939. Petition for appointment of Viewers filed.

Dever

And now - this 15th day of May - 1939, the within petition having been read and considered, the Court appoints James McCann, M. J. Baumgardner - Esq. and Samuel E. Dickey Viewers to view the road herein referred to and make a report of their proceedings to the June Term of the Court of Quarter Sessions of said County next ensuing.

By the Court
Greer - Judge.

17-May-1939. Order to View issued.

27 June 1939 Report of Viewers filed.

11 Sept. 1939 Approved and breadth fixed at forty feet

By the Court
McKernick

11 Dec. 1939 Confirmed Absolutely.

John J. Clark

11 Dec. 1939. Order to Open issued. - Mailed to John Kunkel Jr.

11 Dec. 1939. Certified to Dept. of Highways.

Report of Viewers

To the Honorable the Judge of the above named Court.

We, the undersigned Viewers, appointed by the attached order of the Court to view a proposed public road in Lower Yoder Township, Cambria County, Pennsylvania, respectfully report as follows:

That we have been duly sworn as members of the permanent Board of Viewers of Cambria County, as shown by the records of the Court; that due public notices of the time and place of meeting was given by posting notices, as required by law, along the route and at the extremities of the proposed road, as shown by copies of said notice hereto attached and by notices given to the Cambria County Commissioners, acceptance of service being hereto attached, and to the supervisors of Lower Yoder Township, copies of notices being also hereto attached.

That we met in accordance with the notices given and at the time and place designated and proceed with the duties of our appointment. There were present the two Viewers James M. Cann and S. E. Dickey, Mr. Baumgardner being out of his house because of sickness, and a large number of interested citizens. We viewed the route, which is already being used as a private road. We also heard the opinion of all those present who desired to be heard, and after careful consideration have decided that the road as proposed is necessary and will serve a large number of people who live along the route of the proposed road. The road has but one terminal, that at the intersection of what is known as the St. Clair Road; and ends at St. Theresa's Cemetery, all in Lower Yoder Township.

The proposed road is bounded and described as follows:

Beginning at a point in the center of the highway at the intersection of St. Clair Road and Fairfield Avenue; said point being

Transferred to Page 476.

JUN 16 1939
FEB 21 1940
#4.00
3.50
J.D.W.

March SESSIONS, 1939

- No. 5 In re: Petition of Harry J. Edmister and Sarah A. Edmister, for the Appointment of Viewers to Assess the Damages for the Relocation of Highway Route 22 from the land of Petitioner.
- 2 June 1939. Petition filed.
- And now, June 1, 1939, a rule is granted on the County Commission to show cause why the above petition should not be granted. Returnable ten days hence.
- By the Court
McKernick, J.
- Now, June 5, 1939, service of the within rule, accepted.
- George M. Spence
County Solicitor
- And now, Aug. 10, 1939, the foregoing petition having been read and considered, the Court appoints James M. Cunningham, L. E. Kaylor and A. M. Shoemaker, Esq., Viewers, who, in accordance with the Acts of Assembly in such case made and provided shall view the premises and make an award as to them shall seem just and proper, report of the Viewers to be filed on or before the next term of this Court, and notice of the filing of this report shall be given to the County Commission of Camilla County, and to the attorney for the petitioner.
- By the Court
McKernick, J.
- 14 Aug. 1939 Order to View issued
- 21 September 1939. Report of Viewers filed.
- Appeal filed in Common Pleas to No. 174 Dec. Term 1939.

JUN 16 1939 #4.C.C.

No. 6

In re: Petition of Ernest J. Kuckenbrod for the Appointment of Viewers to Assess Damage for the Relocation of Highway Route 22 from the land of Petitioner

2 June 1939 Petition filed

And now, June 1, 1939, a rule is granted on County Commissioner to show cause why the above petition should not be granted.
Rule returnable ten days hence.

By the Court

McKerrick, J.

Now, June 5, 1939, Service of the within rule, accepted.

George M. Spence

County Solicitor

And now, Aug. 10, 1939, the foregoing petition having been read and considered, the Court appoints James M. Carr, L. E. Kayles and A. M. Shremaker, Esq., Viewers, who in accordance with the Acts of Assembly in such case made and provided shall view the premises and make an award as to them shall seem just and proper; report of the Viewers to be filed on or before the next term of this Court, and notice of the filing of their report shall be given to the County Commissioner of Cambria County and to the attorney for the petitioner.

By the Court

McKerrick, J.

14 Aug. 1939 Order to View issued.

25 Sept. 1939 Report of Viewers filed.

Appeal filed in Common Pleas to No. 175 Dec. Term 1939.

4.00

JUN 18 1939

March SESSIONS, 1939

No. 7

In re: Extension of Fourth Avenue East, in Conemaugh Township, Cambria County, Pa.

5 June 1939 Petition, Resolution and Decree filed.

DECREE

Now to wit: the 22 day of May, 1939, the foregoing petition having been read and considered, it is ordered and decreed that the supervisors of Conemaugh Township shall extend that certain public road known as Fourth Avenue East in the Village of Bon Air from its present terminus at East Fifth street a distance of four hundred and ninety-six (496) feet to the northerly side of East Sixth street in said Village.

By the Court
 W. Stenrick Judge

250
 JUN 16 1939
 CERTIFIED

March SESSIONS, 1939

No. 8

In re: West Fourth Street,
East Fourth Street, Third
Avenue East, First Avenue
West and West Second
Street, Conemaugh Town-
ship, Cambria County,
Pennsylvania.

5 June 1939 Petition, Resolution
and Decree filed.

DECREE

Now, the 5th day of June, 1939, the within petition having been read and considered, the Court hereby gives its consent that the following portions of West Fourth street, East Fourth street, Third Avenue East, First Avenue West and West Second street, described in Resolution hereto attached, as "Exhibit H," being dedicated streets on the Plan of Franklin Extended as laid out by the Franklin Land and Improvement Company by S. E. Fetterman, Engineer on January, 16-1902 and said plan having been recorded in the Recorder's office in and for Cambria County in Miscellaneous Book, Volume 10, Page 481, in Conemaugh Township, Cambria County, be accepted as public highways and or streets, said streets being described as follows:

1. West Fourth Street:- Beginning at the western intersection of said West Fourth street and First Avenue West; thence in an easterly direction to the west intersection of said West Fourth street and Griffith Avenue, a distance of three hundred sixty-six (366) feet, more or less.
2. East Fourth Street:- Beginning at the west intersection of said East Fourth street, and Griffith Ave; thence through Griffith Avenue and through Third Avenue East to the east intersection of said East Fourth street and Fourth Avenue East, a distance of seven hundred thirty-six and forty-nine one-hundredths (736.49) feet, more or less.
3. Third Avenue East:- Beginning at the southern intersection of said Third Avenue East with Griffith street, thence northeastwardly through East Third street to the northern intersection of Third Avenue East and East Fourth Street, a distance of five hundred eighty-six (586) feet, more or less.
4. First Avenue West:- Beginning at the southern intersection of First Avenue West with West Second street, thence northwardly through West Third street and West Fourth street to the northerly intersection of West Fifth street with First Avenue West, a distance of one thousand five hundred twenty-eight (1528) feet, more or less.
5. West Second street:- Beginning at the western intersection of West Second street with First Avenue West, thence in an easterly direction to the eastward intersection of said West Second street with Griffith Avenue, a distance of four hundred sixteen (416) feet, more or less.

And it is further ordered and directed that the said portions of West Fourth street, East Fourth street, Third Avenue East, First Avenue West and West Second street forthwith be and become a part of the highway system of the Township of Conemaugh, Cambria County, and be it still further ordered and directed that this proceeding be recorded in the Court of Quarter Sessions of Cambria County, Pennsylvania.

By the Court
Charles C. Greer Judge

JUN 10 1939

Atty. Gen. Griffith

No. 1

In Re: Boulter Street and
Roberts Avenue, Adams
Township, Cambria County,
Pennsylvania

20-June-1939. Petition for acceptance
of Boulter Street, and Roberts Avenue,
Adams Township, Cambria County.
filed.

DECREE

And now, June 20-1939, the within petition having been duly read and considered, and the court hereby gives its consent to the acceptance of Boulter Street from its intersection with Thompson Avenue to its intersection with Roberts Avenue and of Roberts Avenue from its intersection with Donohue Street to its intersection with Boulter Street in the Village of Dunlo, Adams Township, Cambria County, Pennsylvania, as shown on the Plan of Dunlo, recorded in Misc. Record Book Vol. 6 Page 23, as public highways by the supervisors of the Township of Adams.

And it is further ordered and decreed that Boulter Street from its intersection with Thompson Avenue to its intersection with Roberts Avenue and Roberts Avenue from its intersection with Donohue Street to its intersection with Boulter Street in the Village of Dunlo, Adams Township shall forthwith be and become a part of the public highway system in the Township of Adams, Cambria County, Pennsylvania.

And it is further ordered and decreed that this proceeding be recorded in the Court of Quarter Sessions of Cambria County, Pennsylvania.

By the Court
J. J. McKernick
Judge

SEP 19 1939
#400

Cliff

June

SESSIONS, 1939

No. 2

In re: Road in Washington Township, Cambria County, Pennsylvania.

3 July 1939. Petition for Appointment of Viewers filed.

DECREE

And now, June 30, 1939, the foregoing petition having been read and considered, it is ordered that L. E. Keyler, A. M. Shomaker and James M. Carr, members of the Board of Viewers of Cambria County be and are appointed to view and report on the above matter, according to law.

By the Court
McKinnick, J.

3 July 1939 Order to View issued

8 August 1939. Report of Viewers filed

11 Sept 1939 Approved and breadth fixed at forty feet.

By the Court
McKinnick, J.

11 Dec 1939 Confirmed Absolutely

John J. Carr, Clerk

11 Dec 1939 Order to Open Easement - Mailed to John Chinnings

11 Dec 1939 Certified to Dept. of Highways

Report of Viewers

To the Honorable the Judges of the above named Court We, the undersigned Viewers appointed by the honorable order of the Court to view the proposed location for a new road, as indicated by the annexed order of Court respectfully report:-

That we have been duly sworn as members of the Permanent Board of Viewers of Cambria County and that after given due public notice of the time and place of the view by posting notices on and along the proposed new road and serving same on the Supervisors of Washington Township and on the Commissioners of Cambria County, said notices being annexed and made a part of this report. That we met on the proposed site of the new road, on the morning of July 14, 1939, as per notices attached, and proceeded with the duties of our appointment.

All of the Supervisors of Washington Township as well as all of the Citizens of the vicinity were present and were unanimous in the opinion that the prayer of the petitioners should be granted, to examine. The Viewers decided to grant the new road and proceeded to examine the ground, and to lay out the new road on the best site obtainable for the same as indicated by maps hereto attached, and by the following lines and distances:-

LINES AND DISTANCES

"Beginning at a point on the Township road indicated on the attached order of Court, thence along said Township road, South 67 degrees 00 West two hundred forty feet, (240 feet); thence through and over the land of John Blyneweyer, Michael Andrews and John Kuntz (late of Joseph Conglo, Deed) South 85 degrees and four minutes East, four hundred sixty feet to a point on a dedicated street, thence along said dedicated street, South 30 degrees, 40 minutes West 407 feet to line of land of the Ready Estate.

The new road as laid out by the Viewers passes through the land of John Blyneweyer a distance of 136 feet; through land of Michael Andrews Estate a distance of 160 feet; (this property is also known as the George Andrews Est.); through land of Joseph Conglo otherwise known as John Kuntz a distance of 154 feet

Transferred to Page 499

Chk - \$4.00 SEP 19 1939

June SESSIONS, 1939

No. 3

In re: Road in Washington Township, Cambria County, Pennsylvania.

3 July 1939. Petition for Appointment of Viewers filed.

D E C R E E

And now, June 30, 1939, the foregoing petition having been read and considered, it is ordered that L. E. Kaylor, A. M. Shoemaker and James McCann, members of the Board of Viewers of Cambria County be and hereby are appointed to view and report on the above matter, according to law.

By the Court
Th. Kenrick, J.

3 July 1939 Order to View issued

8 August 1939. Report of Viewers filed

11 Sept. 1939 Approved and breadth fixed at forty feet.

By the Court
Th. Kenrick, J.

11 Dec. 1939 Affirmed Absolutely.

J. J. G. Clerk

11 Dec. 1939 Order to Open Road - mailed to John Clinebaugh.

11 Dec. 1939 Certified to Dept. of Highways.

REPORT OF VIEWERS

To the Honorable the Judges of the above named Court. We, the undersigned Viewers appointed by the aforesaid order of the Court to view the proposed location for a new Public Road, as indicated by the annexed Order of Court, respectfully report:

That we have been duly sworn as members of the Permanent Board of Viewers for Cambria County and that after giving due Public notice as required by law, by posting notices hereto attached and made a part of this report and showing same on the Commissioners of Cambria County, and on the Supervisors of Washington Township, also hereto attached;

That we met on the site of the proposed new road on the morning of July 2nd, at ten o'clock, as per notices attached, and proceeded to perform the duties of our appointment.

The Supervisors of Washington Township were in attendance also the residents of the District to be served by the road, and there was complete agreement that the proposed new road be granted. We the Viewers were unanimous in the same opinion and granted the road and proceeded to lay it out according to their lines and distances.

Lines and Distances

Beginning at a point on the Township Road leading from the Borough of Lilly, as indicated by the Order of the Court attached hereto thence along the township road South 67 degrees 00' West two hundred forty feet thence through and over the lands of John Clymeneyer, Michael Andrew, John Kintz (late of Joseph Congo deed) and Mike Orebunick South 85 degrees 05' East 507.6 feet (five hundred seven and sixteenth feet) to a point on a designated street thence along said street North 65 degrees 00' East a distance of twelve hundred fifty-four feet (1254.6) to line of property of Reade estate. We the Viewers awarded damages to Mike Orebunick in the sum of fifty dollars (\$50.00) for strip of ground required for the new road and a like amount said to Clymeneyer, Andrew and Kintz. Owing to the fact that the traffic in this district will be the minimum, the Viewers recommend that the width of the new road should be the minimum acceptable to the authorities after careful consideration of the entire situation and the facts before us, We the Viewers are of the opinion that the road, as laid out by us and according to the grades and distances prescribed on the accompanying maps is a

Trans. to Page #60

Chit - #40 SEP 19 1939

June SESSIONS, 1939

No. 4

In re: Vacation of Portion of Miller Road formerly known as Berkeley Road in the Township of Upper Yoder, Cambria County.

5 Sept. 1939 Petition for Appointment of Viewers filed.

ORDER

Now, to wit: Sept. 5, 1939, on motion of Barnhart and Adam, attorneys for petitioners, the Court appoint Sam E. Dickey, James M. Cain and S. H. Jencks as a Board of Viewers upon the foregoing petition, and further order that the said Board of Viewers shall perform their duties in accordance with the Law and acts of Assembly in such case made and provided.

By the Court
J. J. Green

12 Sept. 1939 Order to Viewers issued

28-Sept-1939 Report of Viewers filed

11 Dec. 1939 Approved.

By the Court
McKinnick, J.

11 March 1940 - Confirmed: Absolutely

11 March 1940 Certified to Dept. of Highways

11 March 1940 Order to Vacated issued

Joseph C. Thess

(Recd. \$3.50)

Mailed to Dist. Barnhart 103. Johnston

AUG 2 1940 AUDITED

July 3, 1940 J. P. Thess

"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 named 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 the time and place of meeting by posting notices, as required by law, along the route and at the termini of said roads proposed to be vacated and by service of such notice on the Commissioners of Cambria County, the Supervisors and Solicitor of Upper Yoder Twp, evidence of which is shown by copies of said notices hereto attached and made part of this report; that we met, in accordance with the notice given, on the 13th day of Sept A.D. 1939 at 10:00 o'clock A.M. and proceeded with the duties of our appointment and viewed the premises and routes of proposed roads to be vacated. During the view the Supervisors of Upper Yoder Twp, interested persons and three Viewers were present, all persons present were heard.

No objections were raised by the Supervisors, residents or property owners against vacating the sections of Highway proposed to be vacated.

That the said portions of Highways proposed to be vacated are all in Upper Yoder Twp and described as follows:

(a) Beginning at State Highway construction station 99+00 in the relocated portion of State Highway Route 11007 at a distance of 300' measured along center line of Route 11007 in a Southwesterly direction from the intersection of Bell Street, a public Hwy. in the Twp of Upper Yoder, and ending at the intersection of said abandoned portion of Route 11007, proposed to be vacated, with the intersection of Birkney Street a public Highway in the Twp of Upper Yoder. The exact location of said place of ending being a distance of 1285' measured along the center line of 11007 in a Northwesterly direction from the intersection of Township Road Route 11333, a public Hwy. in said Twp of Upper Yoder and being colored red on plan attached hereto and made a part hereof.

Transferred to Page 501.

CLERK H. Y. SEP 18 1939

Sept.

SESSIONS, 1939

No. 1

In re: Acceptance of Highway on the Plan of Cambria Heights in the Township of West Taylor, Cambria County, Penna, as a Township Road.

21 Sept. 1939 Petition of A. M. Adam and Ira Gulkey, Supervisor of West Taylor Township filed.

DECREE

And now, the 21st day of September, A.D. 1939, the within petition is read and considered and the acceptance of parts of Hoffman Avenue, Stutzman Street, and Center Alley, beginning where Hoffman Avenue intersects with Proser Street, said Hoffman Avenue running North $64^{\circ} 52'$ East 500 feet to Stutzman Street, said Stutzman Street running North $25^{\circ} 8'$ West 190 feet to Center Alley, said Center Alley running North $64^{\circ} 52'$ East - 583.43 feet, thence South $56^{\circ} 16'$ East a distance of 160.63 feet to Hoffman Avenue, thence following Hoffman Avenue North $33^{\circ} 44'$ East a distance of 157.46 feet to the line dividing said West Taylor Township, and Middle Taylor Township, said Hoffman Avenue and Stutzman Street being forty feet wide respectively and Center Alley, being twenty feet wide, as the same is shown on the Plan of "Cambria Heights", which said Plan is duly recorded in the Recorder's office in and for Cambria County, Penna, in Plan Book - Vol. 2 Page 37, be laid out and dedicated to the Public by the Supervisors of West Taylor Township, Cambria County, Pennsylvania, said dedication being established by the sale of lots from said plan by the Supervisors of West Taylor Township aforesaid, is hereby approved and consented to. Draft made part of this decree as to description.

By the Court
Charles B. Greer
Judge

Dec 11/39 11:22 50

No. 2 Re: Supplying and opening a public road leading from the Johnstown - Chambersburg Road to the St. Vladimir Ukrainian Greek Catholic Cemetery, both in East Taylor Township, Cambria County, Pennsylvania.

6 November 1939 Petition for Appointment of Viewers filed.

ORDER

Now, November 6, 1939, the within petition having been presented and read, upon due consideration the Court appoints S. E. Dickey, James M. Cam and A. M. Shoemaker three members of the permanent Board of Viewers, to view and layout a public road as within prayed for and to report their findings to the next session of the Court of Quarter Session.

By the Court
Charles C. Greer, Judge

6 Nov. 1939 Order to View issued

6 Dec. 1939 Report of Viewers filed.

11 Dec. 1939 Approved and breadth fixed at forty feet.

By the Court
McKinnick, J.

11 March 1940 Confirmed Absolutely Joseph Q. Shue Clerk

11 March 1940 Order to open issued Mailed to St. Hilson Mineral Point

11 March 1940 Certified to Dept. Highway (Recd. \$3.50 July 5, 1940 J. Q. Shue)

Report of Viewers

To the Hon. 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 Reports.

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 termini of said proposed road and by serving of such notices on the Commissioners of Cambria County and the supervisors of East Taylor Twp., evidence of which is shown by copies of said notices hereto attached and made a part of this report; that we met, in accordance with the notice given on the 1st day of Nov 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 Jas M. Cam, Viewers, the Solicitor and two of the supervisors of East Taylor Twp and a number of the petitioners were present. A. M. Shoemaker, the other Viewers, 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 highway 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 layout same as follows:

Beginning at a point in the Johnstown - Chambersburg Road known as State Hwy Route No 70, Traffic Route # 219, a public road at a point three thousand one hundred feet (3100') more or less measured along the center line of said Johnstown - Chambersburg Road in an Easterly direction from its intersection with the division line between the City of Johnstown and East Taylor Twp. The exact location of said place of beginning being N 56° 30' E, one hundred twenty feet (120') from the point of first tangent in the Johnstown - Chambersburg Road east of the intersection of the present private to the said cemeteries

Transferred. 477

DEC 23 1939

No. 3 In re: Road in Portage Township, Cambria County, Pennsylvania. 6 Nov. 1939 Petition for Appointment of Viewers filed

DECREE

And now, November 6, 1939, the foregoing petition having been read and considered, it is ordered that A. M. Whoremaker, L. E. Maylor and James McCann, members of the Board of Viewers of Cambria County be, and hereby are, appointed to view and report on the above matter, according to law.

By the Court
McCann, P. J.

6 Nov. 1939 Order to View issued
14 December 1939 Report of Viewers filed
11 March 1940 Approved By the Court
McKenrick J.
12 June 1940 Confirmed Absolutely
J. C. Shue Clerk

REPORT OF VIEWERS

To the Hon. The Judges of the Court of Quarter Sessions of Cambria County, Penna.

We, the undersigned members of the permanent Board of Viewers of Cambria County, appointed by your Hon. Court, and by the Order hereto attached directed to view and determine as to the necessity for a public road to lead from a point on the Wilmore-Jamestown Road, near the residence of Andrew Lecko, eastward to a point on State Hwy Route No 53 near the residence of Lloyd Zook, as indicated on said Order, respectfully report that: Having given due notice of view and the time and place of meeting of the Viewers to the Commissioners of Cambria County and the Supervisors of the Twp of Portage, and having had them accept service of notice, and to the traveling public by printed hand bills posted in public and conspicuous places at and near the terminus of the proposed road 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; All of us met at the point of beginning of said proposed road and having gone over and carefully viewed the site pointed out by the petitioners where the said piece of road was desired as indicated on the plot or draft hereto attached, and made a part of this report, as follows:

Beginning on the Munster-Jamestown Road; thence over land of Hughes Coal Co. sixty-nine degrees (69) fifty five minutes West six hundred eighty (680) feet; thence between properties of Wm. Hodgson, John Patrick and Anthony F. Farren on the Northwesterly side and premises of Frank Zook, John Zook and Frank Kricka South seventy-one (71) degrees West nine hundred twenty-two feet (922) feet to a point on said Draft indicated by the letter "B"; thence South 9 degrees West one thousand sixty (1060) feet; thence 15 degrees 45 minutes East 51 1/2 feet; South 29 degrees West 680 feet to a dedicated narrow street or lane leading from Route 53 to what is known as the Old Mandy Brick Plant; thence over said dedicated land, South 48 degrees 30 Minutes East 181 feet; and South 71 degrees 10 Minutes East nine hundred twenty-four (924) feet to a point of ending on State Hwy Route 53, between properties of Anthony Farren, Boniford Stager, Stanley Shuell on the westerly side and John Zook, Frank Gurgel, Joe Kricka and Lloyd Zook on the easterly side.

The Viewers are all of the opinion that a Public road between the point of beginning indicated on attached draft by the letter "A" and the point indicated by the letter "B" is necessary for the accommodation of the Public and those living along said piece of road, but whereas the point of ending as designated

Sept. SESSIONS, 1939

No. 4

In re: Appointment of Viewers to view and make recommendation concerning the vacating of section of Public Road in Jackson Township.

24 Nov. 1939. Petition of Supremum filed

DECREE

And, now, November 24, 1939, the foregoing petition having been presented in open Court, read and duly considered, on motion of Harry E. Simmon, Esq., Attorney for the Petitioners, it is ordered and decreed that James M. Carr, A. M. Shumaker, and S. H. Jucker are hereby appointed to view the portion of highway described in the foregoing petition and to make recommendations concerning the vacating of said portion of highway according to law

By the Court
J. M. Carr, P. J.

24 Nov. 1939 Order to View Issued.

19- December 1939. Report of Viewers filed.

11- March 1940 Approved By the Court.

18- June 1940 Confirmed Absolutely (J. C. Huse)

12- June 1940 Certified to Dept. of Highways Clerk
Report of Viewers

sent Viewers Report
AUG 2 1940 AUDITED
Recd. \$ 3.50 July 5, 1940 J. P. Huse

To the Hon. the judges of the above named Court:

We the undersigned Viewers, appointed by the attached Order of Court to view and determine whether three separate portions of Public Road along State Route 314, in Jackson Twp, Cambria Co., Penna., now abandoned as State Hwy Route, are unnecessary for public use and travel, and may become both burdensome, and dangerous. Respectfully report as follows:

That we have been duly sworn as members of the permanent Board of Viewers of Cambria County, as shown by the records of the Court. That due public notice of the time and place of meetings was given by posting notices along the route and at the termini of each of the three sections proposed to be abandoned, as shown by copies of said notices hereto attached and made a part of this report. By giving notices to the Commissioners of Cambria County, acceptance of service being hereto attached, and to the Supervisors of Jackson Twp by delivering copies of notices of meeting at their homes to adult members of their families, and securing acceptance of service, also being hereto attached.

That we met in accordance with the notice given, and at the time and place designated on the notices and proceeded with the duties of our appointment. There was present at the view, the three Viewers, the three Supervisors of Jackson Twp, also several citizens who own property along portions of the road to be abandoned. We viewed the separate sections of road as above shown. We also heard the opinions of those present who desired to be heard and after careful consideration we have decided that the three portions of the road should be abandoned as public roads. In this decision all those present concurred. However, due to the fact that a number of houses are located along the route of the abandoned portions, who would have no other egress to a public road, it was decided that certain portions should be retained as private roads as follows:

Page #49

DEC 26 1939

No. 5 In re: Taking over of Road or Street in Richland Township, Cambria County. 24 Nov. 1939. Petition of Harry E. Simmon, Attorney for the Board of Road Supervisors of Richland Township, filed.

DECREE

And, now, November 24, A.D., 1939, the foregoing petition having been presented, examined and duly considered, at motion of Harry E. Simmon, Esq., attorney for the petitioner, the prayer of the petition is granted and it is ordered and decreed that the road or street described in the foregoing petition shall be and become a part of the public highway system of the Township of Richland and shall be so recorded in the office of the clerk of the Court of Quarter Sessions.

By the Court
Th. Carr. P.J.

Resolution

On motion of J. M. Penrod, seconded by William N. Myers, and duly passed, it was Resolved.

That the Board of Road Supervisors of Richland Township, Cambria County, Pennsylvania, accept as a public highway that section of road located in the Cornelia Park, formerly Johnstown Heights, section of the said Township of Richland, beginning at the intersection of Cherry Avenue, and John Street, on the Cornelia Park Plan of Lots situate in the Plan of Johnstown Heights; thence in an easterly direction, along John Street, a distance of eight hundred fifty (850) feet, to the intersection of the said John Street and Euclid Avenue on the said Plan of Johnstown Heights; said street or road being properly dedicated on the Plan of Johnstown Heights laid out by Geo. S. Gore and J. W. Wirt on the 5th day of September, 1914, O. P. Thomas, C. E., and recorded on the 28th day of July, 1927, in the office of the Recorder of Deeds in and for Cambria County, Pennsylvania, in Plat Book, Vol. 3, at Page 23. The said street or road which is hereby accepted by the said Township of Richland as a public highway having a width of thirty-eight (38) feet.

The Board of Road Supervisors of the Township of Richland, Cambria County, Pennsylvania, hereby certify that the above is a true and correct copy of a Resolution passed by the said Board at a special meeting held on the 29th day of September, A.D. 1939.

Attest

 Seal

Foster M. Penrod
Secretary

"Exhibit 1"

Board of Road Supervisors
Richland Township
Cambria County, Pennsylvania
By William N. Myers
President

And \$1.00 Nov. 3, 1939 Auditor's Office

DEC 2-50

No. 1 In Re: Blair Street and Unnamed Lane or Alley in Upper Yoder Township, Cambria County, Pennsylvania

8 January 1940. Petition for acceptance of Blair Street and Unnamed Lane or Alley as Public Highways

Order.

Now Jan 8, 1940, the within Petition having been read and considered, the Court hereby gives its consent that the portion of Blair Street and the unnamed lane or alley within described and more fully shown on blue print attached a dedicated street and unnamed lane or alley on plan of lots laid out by Harry E. Berkley in Upper Yoder Township, Cambria County, Pennsylvania be accepted as public Highways; and it is further ordered and directed that the said portion of Blair Street and said unnamed lane or alley be and become parts of the public highway system of the Township of Upper Yoder, Cambria County, Pennsylvania, and be it still further ordered and directed that this proceedings be recorded in Court of Quarter Sessions of Cambria County, Pennsylvania.

By the Court
Green, Judge.

APR 5 1940 RECORDED

Clare 4/5/40

No 2

In Re: Acceptance of certain
streets on Plan of Lloydell
Summerhill Township, Cambria
County, Pennsylvania.

6 Feby 1940

Petition of Supervisors for
Approval of acceptance of streets on
Recorded Plan.

Deane

And now February 5th 1940, the within petition having been
presented, the same is read and considered, and the prayer thereof is granted
the Court hereby consents to the acceptance of the streets on the plan of
Lloydell, not heretofore accepted, as public streets or highways of Summerhill
Township, same being the streets referred to in the resolution of the
Supervisors of said Township of Summerhill, adopted on the 25th day of
January 1940, a copy of which is attached to the foregoing petition.

By the Court
W. A. Kaurick Jr.

APR 5 1940 CERTIFIED

Clerk 4.00

No 3.

In Re:
Appointment of Viewers to
determine the need for a
Public Road, Portage Township.

5 Feby. 1940. Petition of Supervisors of Portage
Township, for the appointment of Viewers

Decree

Now this 5th day of February A.D. 1940, the within Petition having
been read, and considered the Court do appoint L.E. Kaylor, J.H. Parker, and
Wm. J. Cannon, three members of the permanent Board of Viewers, to view and determine
as to the necessity for a Public Road between the points of beginning and ending
of the proposed road as above set forth, and to report their findings in
accord with the Act of the General Assembly in such cases made and
provided.

By the Court.
McKewin J.

16. February 1940 Order to view issued

5. April 1940 Report of Viewers Filed

10. June 1940 Approved By the Court and Breadth Fixed at thirty three (33) feet

10. Sept. 1940 Confirmed Absolute (Joseph C. Hesse, Clerk.

By the Court

10. Sept. 1940 Certified to Dept. of Highway

McCann P.J.

10. Sept 1940 Order to open issued To Larry Sharpe

Report of Viewers

We the Viewers appointed by the above named Court to view the
location and report as to the necessity for a new Public Road in Portage
Township in Cambria County, as prayed for by the Supervisors of Portage
Township, beg to report as follows:

That we have been duly sworn and qualified as Viewers as evidenced
by the records of the Court and have complied with the requirements of
the law by properly advertising the time and place of view. The date and
hour of our meeting. These notices having been served on the Supervisors
of Portage Twp, on the Commissioner of Cambria County and the Public
notices posted along the site of the proposed new road.

That we met at the time and place specified and were also met by the
citizens of the community, the Supervisors and others interested and walked
over the site of the proposed new road and that we found ample evidence
of the hardship and inconvenience of the people of the community and their
actual need for a Public road for ingress and egress. These people have
maintained their own private roads for many years and are reputable
taxpayers and justly entitled to the new road as prayed for.

The Viewers unanimously agreed to grant the new road as prayed
for

The new Road as granted starts on Public Road No 406 leading
from the Village of Jewettstown to the Village of Munster at corner of property
of Andrew Heskko, thence along property of Wm. Hoggson 520 feet to the property
of John Patrick, through Patrick property a distance of 485 feet to property
of Rose Tomasko and through Rose Tomasko property a distance of 145 feet
to terminus of road and a distance of 1600 feet on Southern side of the new
road it will pass through the land of the Hughes Coal Company, beginning at the
Township Road No 406 at distance of 680 feet to property of Frank Zock
through the property of Frank Zock a distance of 495 feet to the property
of John Zock and through the John Zock property a distance of 232 feet to
the property of Frank Kresko and through Frank Kresko property a distance
of 195 feet to the terminus of the Road.

CLERK
\$ 4.00
APR 5 1940 CERTIFIED

CLERK
DEC 31 1942 CERTIFIED

NOV 5 1940 AUDITED
Read 23.50 Oct. 14, 1940 J.C. Hesse
Certifying Copy to Dept of Highway

March

SESSIONS, 1940

In Re - Laying Out of a Public Highway in the Township of Upper Yoder, County of Cambria and State of Pennsylvania.

18. March 1940 Petition for appointment of Viewers filed

DECREE

And Now: 18 day of March, 1940, the within petition having been read and Considered, the Court appoints, S. E. Dickey, St. J. McGrain, and James McCann Viewers to view the road herein referred to, and made a report of their proceedings to the next term of the Court of Quarter Session of the Said County

By the Court
McCann P. J.

19. March 1940 Order to View issued

11. April 1940 Report of Viewers filed

10. June 1940 Approved by the Court Breadth Fixed at Forty (40) feet

10. Sept. 1940 Confirmed Absolute Joseph C. Hare, Clerk. By the Court McCann P. J.

10. Sept. 1940 Certified to Dept. of Highways

10. Sept. 1940 Order to open issued to Curt Barnhart

Report of Viewers

To the Hon. the Judges of the above named Court, we the undersigned Viewers, appointed by the annexed order of the Court to view the proposed Highway 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 the time and place of meeting by posting notices as required by law along the route and at the terminus of proposed new Highway, as evidenced by a copy of said notice hereto attached and by service of such notices on the County Commissioners of Cambria County and the Solicitors of the Supervisor of Upper Yoder Twp, service of which is hereto attached. That we met in accordance with the notice given on the 4th day of April A.D. 1940 at 10 o'clock A.M. and proceeded with the duties of our appointment and viewed the premises and route of the proposed new highway: that S. E. Dickey, St. J. McGrain and James M. Cayan, Viewers were all present, also the Supervisor of Upper Yoder Twp. That the said proposed new highway is an extension of Columbia St. in the Creative Plan of Lots and passes through H. H. Hilbert plan of lots and ends near the intersection of First Ave. and Orchard Way Public Road as shown on Blue Book attached hereto and made a path hereof; said proposed Highway being colored green thereon; that said proposed Hwy will make a detour off for the school children traveling from May Town and vicinity to the Bethley School Building a Public School in said Township. It will also serve as a school bus route and be convenient for the traveling public. That there were no objections to the proposed new Hwy by the Supervisor or any residents of Upper Yoder Twp. That after viewing the premises and the route of the proposed new Hwy we are of the opinion that there is a necessity exists for said proposed new Hwy; therefore we proceeded to layout the same as follows

Page #
504

JUN 24 1940 CERTIFIED
Clerk - \$ 4.00
\$ 2.50
DEC 31 1942 CERTIFIED

NOV 5 1940 AUDITED
Recd. \$ 3.50 Oct. 14, 1940 C. Hare
Outgoing copy to Dept. of Highway

No 7

In Re: Acceptance of Violet St. 3rd Ave. and Mowery Ave. as Public Highways

17 April 1940. Petition for acceptance of Violet St. and 3rd Ave. and Mowery Ave. as Public Highways filed.

Whereas, a petition has been filed with the Board of Supervisors of Upper Yoder Township, Cambria County, Pennsylvania requesting the acceptance of a portion of certain dedicated highways known as Violet St. 3rd Ave. and Mowery Ave. shown on the Southmont Gardens Plan of Lots situate in Upper Yoder Township, Cambria County, Penna., and duly recorded in the office of the Recorder of Deeds in Cambria County, Penna., in Plat Book, Vol 3, Page 13. Said petition and plan showing location of said highways being hereto attached, and

Whereas, it is the desire of the Board of Supervisors of Upper Yoder Township to accept said highways in accordance with the Act of the General Assembly of the Commonwealth of Pennsylvania as amended July 18, 1935, P.L. 1099, Section 144, providing for the acceptance of dedicated roads, streets, lanes and alleys heretofore dedicated as public highway.

Therefore, be it resolved by the Board of Supervisors of Upper Yoder Township, Cambria County, Pennsylvania, and it is hereby resolved by the authority of the same that a portion of Violet St., a dedicated highway sixty (60') feet in width beginning at the intersection of the center line of Harshberger St. an improved highway, thence S. 17° 1/2' E., a distance of 104.17' to the intersection of the center line of Mowery Ave., a dedicated highway; a portion of Third Ave., a dedicated highway, forty feet (40') in width, beginning at the intersection of the center line of Lilly St., an improved highway, thence N. 77° 43' E., a distance of 375.45' to the intersection of the center line of Violet St., a dedicated highway; and a portion of Mowery Ave., a dedicated highway forty feet (40') in width beginning at an iron pin at the intersection of the center line of Lilly St., near the intersection of the center line of Hill St., thence N. 54° 34' E., a distance of 305.8' to a point; thence N. 48° 41' E., a distance of 15.75' to the intersection of the center line of Violet St., a dedicated highway; shall be and the same hereby are accepted as public highways and as parts of the road system of the Court of Quarter Sessions of Cambria County, Penna. and that proper petitions shall be prepared and presented to said Court.

Adopted by the Board of Supervisors of Upper Yoder Township, Cambria County, Penna. at a regular meeting held this 11th day of March A.D. 1940

Attest
Curt Barnhart.
Sec

D. H. Weimer
Curt Barnhart
Ephraim Hershberger
Supervisor

"Order"

Now, April 17, 1940 the within petition having been and considered, the Court hereby gives its consent that Violet St., 3rd Ave. and Mowery Avenue, dedicated streets on the Plan of Southmont Gardens in Upper Yoder Twp, Cambria County Penna. be accepted as Public Highways, and it is further Ordered and directed that the said Violet St., 3rd Ave. and Mowery Avenue shall forthwith be and become a part of the Public Hwy System of the Township of Upper Yoder Cambria County Penna. and be it still further Ordered and directed that this proceedings be recorded in the Court of Quarter Sessions of Cambria County, Penna.

By the Court
M. H. Keenick J.

JUN 24 1940
Clerk 4.00

DEC 31 1942
Clerk 2.50
DECEMBER 31 1942

March

SESSIONS, 1940

No 3

In Re: Laying Out a Public Highway in the Township of Upper Yoder, Cambria County, Pennsylvania.

22 April 1940 Petition for Appointment of Viewers filed

DECREE

And Now, the 15th day of April, 1940, the within petition having been read and considered, the County Appoints D. E. Dickey and A. J. McGrane and Theodor Hunt Viewers to view the road herein referred to and make a report of their proceedings to the next term of the Court of Quarter Session of said County.

By the Court
Mc Cann P. J.

PRELIMINARY ORDER

Now, April 1, 1940, the within petition having been presented and considered, a rule is granted upon the Commissioners of Cambria County, Pennsylvania, to show cause, if any they have, why Viewers should not be appointed as within prayed for, and said rule is returnable at ten O'clock, A. M. April 15, 1940. Service of Rule, together with a copy of this petition, shall be made upon the said County Commissioners not less than ten (10) days before the said return day.

By the Court
Mc Cann P. J.

Acceptance of Service By the Commissioners of Cambria County, Penna.

Now, April 1, 1940, service of the above Rule is hereby accepted together with a copy of the within Petition.

H. E. Dawn
Clerk
County Commissioners

23 April, 1940. Order to View issued.

15 May 1940 Report of Viewers filed.

10 June 1940 Approved by the Court Breadth fixed at sixty (60) ft.

By the Court
Mc Cann P. J.

10-Sept. 1940 Confirmed Absolute Joseph C. Shue, Clerk.

10-Sept. 1940 Order to open issued to Curt Barnhart.

10-Sept. 1940 Certified to Dept. of Highways

Report of Viewers

To the Hon. the Judges of the above named Court we the undersigned Viewers appointed by the annexed order of the Court to view the proposed Hwy within mention 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 Courts, that having given due public notice of the time and place of meeting by posting notices as required by laws along the route and at the termini of the said proposed new Highway, as evidenced by copy of said notice hereto attached, and by service of such notices on County Commissioners of Cambria County and the Solicitor for the Supervisors of Upper Yoder Twp, service of said notice by the County Commissioners and the Solicitor for Upper Yoder Twp being hereto attached.

Page # 462

Check \$4.00
JUN 24 1940 CERTIFIED
Clerk #250

NOV 5 1940
Read # 3.50 Oct 14 1940
Certifying copy to Dept. of Highways

SESSIONS, - 1940

June

No. 1

In Re: Laying Out a Public Highway in Upper Yoder Twp. Cambria County, Pennsylvania Beginning at Greder Lane & Dalton Run road, ending at Menasha Highway.

June 24, 1940 Petition for Appointment of Viewers filed.

PRELIMINARY ORDER

Now June 3rd 1940, the within petition having been presented and considered, a Rule is granted upon the Commissioners of Cambria County, Pennsylvania, to show Cause, if any they have, why Viewers should not be appointed as within prayed for; and said Rule is returnable at ten O'clock, A.M. June 17, 1940. Service of the rule, together with a copy of this Petition, shall be made upon the said County Commissioners not less than ten (10) days before the said return day.

ACCEPTANCE OF SERVICE BY THE COMMISSIONERS OF
CAMBRIA COUNTY, PENNSYLVANIA.

By the Court
Greer, J.

June 3, 1940 Service of above accepted Reports of copy of petition acknowledged
H. L. Derr
Clerk

D E C R E E

And now, this 24th day of June, 1940, the within petition having been read and considered, the Court appoints S. C. Dickey and J. E. Kayler and H. M. J. McBrain Viewers to view the Road herein referred to and make a report of these proceedings to the next term of Court of Quarter Sessions of said County.

By the Court
McKenrich Judge

24, June, 1940 Order to Viewers issued.
26 July, 1940 Report of Viewers filed.
10 Sept 1940 Approved by the Court Breadth fixed at Forty feet (40)
10 Dec. 1940 Order to open issued to Court Barnhart By the Court
10 Dec. 1940 Certified to Dept. of Highways M. Loring P. J.
10 Dec. 1940 Confirmed Absolute, by Joseph Q. Thess, Clerk

Recd. 3.50 Jan. 9, 1941 From Dept. of Highways

For Viewers Report see Page # 459

JUL 8 1940 CERTIFIED

DEC 31 1940 CERTIFIED

Sept

SESSIONS, 1940

No 1

In Re: Laying Out of a public Highway, and the Township of Upper Yoder, County of Cambria State of Pennsylvania

Oct. 7, 1940 Petition for Appointment of Viewers filed.

Preliminary Order

Now, October 7, 1940, the within petition having been presented and considered, a Rule is granted upon the Commissioners of Cambria County, Pennsylvania, to show Cause, if any they have, why Viewers should not be appointed as within prayed for; And said Rule is returnable at ten o'clock, A. M. October 21, 1940. Service of the Rule, together with a Copy of this petition, shall be made upon the said County Commissioners not less than ten (10) days before the said Return Day.

By the Court
Greer, J.

Acceptance of Service By the Commissioners of Cambria County, Pennsylvania.

Now, October 7, 1940, Service of the above Rule is hereby accepted, together with a Copy of the within Petition.

H. F. Dorr.
Clerk

Decree

And now, this 28th day of October, 1940, the within petition having been read and considered, the Court appoints S. C. Dickey, and James McCann and A. M. Shoemaker Viewers to view the road herein referred to and make a report of their proceedings to the next term of Court of Quarter Sessions of said County.

By the Court
McCann J.

Oct. 29, 1940 Order to view issued.

Dec. 2, 1940 Report of Viewers filed.

Dec. 10, 1940 Approved by the Court, Breadth fixed at Sixty (60) feet John H. McCann

Mar. 11, 1941 Confirmed Absolute and the Clerk Joseph C. Hess. P. J.

Mar. 11, 1941 Certified to the Dept of Highways, Harrisburg, Pa

Mar. 11, 1941 Certified to the Board of Supervisors, (Curtis Barnhart)

Mar. 11, 1941 Order to open issued.

Report of Viewers.

To it, Now the Judges of the above named Court we the undersigned Viewers, appointed by the aforesaid Order of the Court, to view the proposed Highway without mention 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 the time and place of meeting by posting notices as required by law along the route and at the terminus of said proposed new highway, as evidenced by copy of said notice hereto attached, and by service of such notice on the County Commissioner of Cambria County, and solicitor for the Supervisor of Upper Yoder Twp; service of said notice by the County Commissioner and the solicitor for Upper Yoder Twp. being hereto attached; that we met in accordance with the notice given on the 29th day of Nov. 1940 at 9:30 A. M., and proceeded with the duties of our appointment, and viewed the premises and

Page #457

Recd. 10/30/40
From Dept. of Highways for
Certified copy of Viewers Report

4.00
7.00
5.00
DEC 31 1940 CERTIFIED

No 2

In Re Vacation of Public Road
Portion of Elkland Lane, extending
from Goucher Street to State Street
in the Township of Upper Yoder,
County of Cambria, State of Pennsylvania.

Oct. 7, 1940 Petition for Vacation of road and
Order filed.

Oct. 8, 1940 Order to View issued

Oct. 29, 1940 Report of Viewers filed

Dec. 10, 1940 Approved by the Court, John H. McCain P. J.

Mar. 11, 1941 Confirmed Absolute By the Clerk, Joseph C. Head

Mar. 11, 1941 Certified to Dept. of Highways, Harrisburg, Pa.

Mar. 11, 1941 Certified to Board of Supervisor (Curtis Barnhart)

Mar. 11, 1941 Order to Vacate issued

Clerk

4.26

DEC 9

1940

CERTIFIED

DEC 11

1941

Clerk

\$2.50

DEC 31

1941

PAID

DEC 31

1941

ORDER

Now, to wit: October 7, 1940, on Motion of Barnhart and Adams,
Attorneys for Petitioners, the Court appoint S. C. Dickey and James McLean and
Theresa Hunt as a Board of Viewers upon the foregoing petition, and further
Order that the said Board of Viewers shall perform their duties in accordance
with the laws and Acts of Assembly in such case made and provided.

By the Court
Sheer, J.

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 road proposed to be vacated and by service of such notice on
the Commissioners of Cambria County, the Supervisors and Solicitor of Upper Yoder
Township, evidence of which is shown by copies of said notices hereto attached
and made a part of this report; that we met, in accordance with the notices
given, on the 26th day of October A. D. 1940 at 10:00 o'clock A. M. and proceeded
with the duties of our appointment and viewed the premises and route of the
proposed road to be vacated. During the view the Supervisors of Upper Yoder
Township, interested persons and the three viewers were present. All persons
were heard.

No objections were raised by the Supervisors, residents or property owners
against vacating the sections of road proposed to be vacated.

That the said portion of road proposed to be vacated is described as
follows:

Beginning at a point in the center line of Goucher Street, a public high-
way at the intersection of the center line of said portion of highway to be
vacated at a distance of two hundred and seventy five feet (275'), measuring
along the center line of Goucher Street in a southeasterly direction
from the intersection of Christopher Street with said Goucher Street,
the nearest intersecting public highway; thence north forty seven
degrees and twenty minutes East (N. 47° 20' E.), nine hundred eighty nine
(969) feet to the place of ending at a point in the center line of State Street
at a distance of one hundred twenty five (125') feet, measuring along
the center line of State Street in a southeasterly direction from the inter-
section of Christopher Street with said State Street the nearest intersecting
public highway. - Continued on page 506 -

AUDITED

1941

J. C. Head

April 17, 1941

From Dep.

Highway

per

Certifying

Copy of Viewers Report

"In Re: Petition to vacate Piece
of Abandoned Public Road in
the Township of Lower Yoder
known as the Old Route 1106.
Otherwise known as the Old
St. Clair Road, in the Cambria
County, State of Pennsylvania

Petition for the Appointment of Viewers
Order.

ORDER

Now, December 9, 1940, the within petition having been read and considered. L. C. Dickey, James M. Cann and Theodore Hunt, three members of the Permanent Board of Viewers of Cambria County, are hereby appointed to view the above referred to piece of road and report their findings to this Court, in accordance with the Act of General Assembly and Supplements thereof.

By the Court
Charles C. Guen

11. Dec. 1940 Order to View issued

1 - Feb. 1941 Reports of Viewers filed

10 March 1941 Approved by the Courts

10 June 1941 Confirmed Absolute

Joseph C. Huse, Clerk

10 June 1941 Certified to State and R. C. McMonigle Secretary of Supervisor

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 parts of road proposed to be vacated and by service of such notice on the Commissioners of Cambria County, the Supervisors and Solicitor of Lower Yoder Township, evidence of which is shown by copies of said notices hereto attached and made a part of this report; that we met in accordance with the notices given, on the 27th day of January, A. D. 1941 at 10:00 o'clock a.m. and proceeded with the duties of our appointment and viewed the premises and parts of road proposed to be vacated. During the view all three Viewers were present but on account of very bad weather conditions none of the Supervisors or adjoining property owners appeared, however subsequent to making the view on the premises the Supervisors, Solicitors and adjoining property owners were contacted and no objections were made against vacating said parts of road proposed to be vacated. We observed a new residence about completed on a plan of lots laid out by Harry Harshburger opposite Construction Station 312, which now has access to the section of road to be abandoned at this point. We find however that the Harshburger property does not abut on the section of the Highway to be abandoned, being cut off by a strip of land of the Cambria Iron Co. and we have been informed by Vance R. White, Superintendent of Real Estate for the Bethlehem

No. 2

In Re: Petition to Appointment of Viewers to View road in Gallitzin Township, in Village of Ambsburg designated as the Loop.

Petition for the appointment of Viewers

Decree

And now, March 4, 1941, the foregoing petition having been read and considered, it is ordered that Alfred Shoemaker, L. H. Jenkins and Theodore Hunt members of the board of Viewers of Cambria County, is and hereby are appointed to view and report on the above matter, according to law

By the Court
Greer J.

5. Mar. 1941 Order to View issued

17 May 1941 Viewers Report filed

9. June 1941 Approved by the Court, Breadth fixed at Forty feet, By the Court

9 Sept. 1941 Confirmed Absolute By Joseph C. Shaw, Clerk of Courts

McCann. P. J.

9 Sept. 1941 Certified to Dept. of Highway at Harrisburg

9 Sept. 1941 Order to Open issued.

Report of Viewers

To the Honorable The Judges of the Court of Quarter Sessions of Cambria County, Pa.
of Cambria County, the undersigned members of the permanent Board of Viewers of Cambria County, appointed by your Hon. Court, upon the attached order, and directed to view and determine as to the necessity for a Public Road in the Village of Ambsburg, Gallitzin Twp., Cambria County, Pa., 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 the Supervisors of Gallitzin, by serving notices upon them; a copy of which is hereto attached; and by the traveling public by printed signs posted in public and conspicuous places at the terminus and along the route of the proposed new road as required by the Act of General Assembly and the rules of the Court.

All of us being at the time and place appointed in accordance with the notice served and posted as aforesaid, and having each then duly sworn according to law to perform the duties of our appointment faithfully, impartially and to the best of our judgment and ability, we proceeded to view the site proposed and the location for a public road, and all are of the opinion that the road as prayed for is necessary for the accommodation and convenience of the public and particularly for a considerable number of the tax payers of Gallitzin Township and residents of the Village of Ambsburg.

Accordingly we proceeded to lay out said road, a plot or draft of which is hereto attached and made a part of this report.

Said road as petitioned for and recommended by the undersigned Viewers appointed by your Honorable Court, takes the following courses and distances

Beginning at the Eastern side of the concrete bridge over the Clearfield Creek adjacent to the Village of Ambsburg and extending South 61 degrees 30 minutes east 198 feet, north 81°-40' West 89.2 feet; north 83°-10' east 211.4 feet south 32°-5' east 46.5 feet, south 21° West 38.6 feet; north 75°-10' west 65 feet; north 69° West 77 feet; north 39°-15' West 16.6 ft.; north 51°-10' West 178 ft.; north 33°-15' West 184 ft. passing the Methodist Church, Post Office, Community Hall

CERTIFIED

MAR 20 1941

\$4.00

Clk

2.50

CERTIFIED

31 1942

Recd. \$3.50

Oct. 2, 1941

J. Shaw

18 1941

AUDITED

Recd. \$3.50

Oct. 2, 1941

J. Shaw

March

SESSIONS, 1941

No 1

In Re: Proposed vacation of Portion
of Certain road, in Chest Township,
Cambria County, Pennsylvania.

Petition of inhabitants of said Twp.

Petition for Appointment of Viewers
filed April 21, 1941

ORDER

And Now, April 21, 1941, upon the petition of diverse residents of Township of Chest, in the County of Cambria and State of Pennsylvania, stating as in said petition set forth that certain portions of a highway, as in said petition mentioned, have become useless, inconvenient and burdensome, the Commissioners of Cambria County, under Rule 301-1/2, having failed to appear and show cause, if any they have, why Viewers should not be appointed, the Court do now order and appoint J. E. Maybar, H. G. McBrain and S. H. Jenke, who are to view the said portions of the said highway in the said petition prayed to be vacated and to consider and adjudge whether they have become useless, inconvenient and burdensome, and if they agree that the same have become useless, inconvenient and burdensome as aforesaid, they shall make report accordingly to the next Court of Quarter Sessions to be held in and for said County.

By the Court
Jr. Cann. P. J.

22/April. 1941 order to detain issued,

22/May 1941 Vienna report filed

9 June 1944 Approved by the Court, Mr. (enrich)

9- Sept. 1944 Confirmed absolute by Joseph C. Shaw, Clerk of Court

9 Sept. 1944 Certified to Dept. of Highway, Harrisburg, Pa.

9 Sept. ¹⁹⁴¹ Order to Vacate issued to Board Supervisor

Report of Viewers

We, the undersigned Viewers, appointed by the above named Court, to view the location and report on the advisability of vacating certain sections of State Hwy Route No. 110-54 Section 1, formerly a Public Hwy leading from St. Lawrence, in Cambria County to the Village of Westport, Clearfield Co. respectfully reports

That we have given proper notice to the public by printed notices posted in conspicuous places in the immediate location of the sections of the said highway to be vacated and to the County Commissioners and to the Supervisor of each town of the time and place of our meeting as per copies of the posted notices which are made a part of this report.

What at the time and place specified we met in Company with Anthony
Heibauer and Ag Leiden, Supervisors of Great Township and looked over the
sections which have been relocated by the Highway Department.

Determine station 380-67 and 403-11 a distance of 144 feet which has been elongated by removal of a curve in said roadway.

Also between station 370-54 and station 376-55, a distance of 613 feet the same straightening process has relocated the curve on the former roadway. We found that these relocated sections form a potential hazard from which the taxpayer should be relieved.

In compliance with the desire of the Supervisor, representing the tax payers and the Petitioners, the Deacons were unanimous in their decision to vacate former party of said highway as prayed for by the Petitioners and decrees that these sections of State Hwy No 110-54 be and are hereby vacated, this 9th day of May 1941.

S. H. Jeaks
Superintendent

March

SESSIONS, 1941

67

No 2

In Re: Proposed Vacation of Portion of
@ Certain Road in Chest Twp, Cambria
County, Pennsylvania

Petition for Appointment of Viewers filed
April 21, 1941

Order

And now, April 21, 1941, upon the petition of divers inhabitants of the
Township of Chest, in the County of Cambria, and State of Pennsylvania, stating
as in said petition set forth that part of public road, as in said
petition mentioned, has become useless, inconvenient and burdensome,
the Commissioners of Cambria County under Rule 301-1/2 having failed
to appear and show cause if any they have why viewers should not
be appointed, the Court do now Order and appoint James McCann,
L.E. Naylor and S.H. Jenks, who are to view the road in the said
petition prayed to vacate and to consider and adjudge whether it has
become useless, inconvenient and burdensome, and if they agree
that the same is become useless, inconvenient and burdensome as
aforesaid, they shall make report accordingly to the next Court of
Quarter Sessions to be held in and for said County.

By the Court
McCann J.

22 April 1941 Order to view issue

14 May 1941 report of Viewers filed

9 June 1941 Approved by the Court, M.E. Henrich

9 Sept. 1941 Confirmed Absolute by Joseph O. Moss, Clerk of Courts

9 Sept. 1941 Certified to Dept. of Highway at Harrisburg, Pa.

9 Sept. 1941 Order to Vacate issued to Herbert Seiden Supervisor

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 named Court, to view a road known as Route #11548 and to determine
whether that portion of it should be vacated as prayed for by the petitioner.

That we have been duly sworn and members of the Permanent
Board of Viewers of Cambria County as shown by the records of the Court
that due notice has been given to the public of the proposed view and of the
time and place of meeting by posting notices as required by law along
the route and at the terminus of said road proposed to be vacated and at points
adjacent thereto, and by service of such notices on the Commissioners of Cambria
County; the Supervisors of Chest Twp, all of which notices were personally
served on parties named, evidence of which service is shown by copies of
notices properly signed, hereto attached and made part of this Report. These
notices set forth the time, place and purpose of said meeting.

That in accordance with the notices given we met as
indicated by notices above and proceeded with the duties of our appointment
and viewed the premises affected, particularly that part of the road to be vacated
and what effects it will have on adjacent territory. During the view all three
viewers were present and one of the three Supervisors of Chest Twp who represent
the Board of Supervisors. Many of the adjoining property owners were present. However
the other two Supervisors of Chest Twp had been contacted prior to the meeting
and expressed themselves as favorable to the abandonment of the road. We have
also been advised that a petition praying for the abandonment of the road had been
478

Clk. 2.50
JUN 31 1942 CERTIFIED

JUN 26 1941 CERTIFIED

NOV 18 1941 AUDITED

Recd. 8.3.50 Oct. 2.1941 J. O. Moss

March

SESSIONS, 1941

No 3

In Re: To propose a certain piece of road in Jackson Twp., Near the Village of Westley Chapel.

Petition for the Appointment of Viewers filed May 12, 1941

Decree

And now, May 12, 1941, the foregoing petition on having been read and considered, it is ordered that A. M. Shemake, James McConn, and L. E. Taylor, members of the Board of Viewers of Cambria County, be and hereby are appointed to view and report on the above matter, according to law;

By the Court
J. McConn P. J.

12, May 1941 Order to View issued

S. A. M. Shemake

18. July 1941 Viewers Report filed

9. Sept. 1941 Report of Viewers Approved, By the Court McLevenich Judge

Dec. 8, 1941 Confirmed Absolute by Clerk of Courts, Joseph C. Huse

Report of Viewers

To the honorable Judges of the above named court:-

We, the undersigned members of the Permanent Board of Viewers appointed by your honorable court to view and determine as to the necessity for the public road in Jackson Township, Cambria County, Pennsylvania, between the termini specified in the attached order 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 Jackson, and having had 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 terminal points of the proposed public road and each having been first duly qualified 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 premises between the termini as indicated on the order which reads as follows:-

Beginning on State Highway Route No 219, near the Village of Westley Chappel and the boundary line of Jackson and East Taylor Township on the property known as the Amos Wagner Farm; thence west through the land of E. G. Hammer, George R. Strayer, George Butula, and Paul Sicks to Leidy's Garage, in Jackson Township, on Route 219, a distance of approximately one and three-quarter miles.

Taking into consideration the number of persons living along and in the vicinity of the proposed piece of public road, who would be benefitted thereby; the ground through and over the road as prayed for would necessarily have to be laid out; the expense of constructing and maintaining such a road as proposed with the culverts or bridges which would necessarily be required and the benefit which would be derived therefrom by the traveling public. We have estimated and determined that the expense of constructing the road would not be in keeping with the benefit to the traveling public as well as the fact that all parties who would be served by such a public road already have a private road and furthermore a number of the parties through and over whose land such a road as desired would necessarily pass are opposed to the construction of the same.

In addition thereto, the township is financially unable to stand the expense of the construction of such a road without burdening the township.

JUN 26 1941 CERTIFIED

1/60

Check \$2.50
DEC 31 1942 CERTIFIED

March

SESSIONS, 1941

No. 4

In Re: Opening Public Road
in East Taylor Township
Cambria County, Penna. Near Old Lutheran
Cambria Street Car Line.

Petition for the Appointment of Viewers
filed May 26, 1941.

Decree

And Now, May 24, 1941 Petition presented in Open Court and H. J. McHarris,
J. E. Taylor and A. M. Shoemaker Esq. are appointed Viewers to view and
make report.

By the Court.

McHarris, Judge

May 27, 1941 Order to View issued

July 14, 1941 Viewers Report filed

Sept. 9, 1941 Report of Viewers approved by the Court, McHarris Judge

Dec. 1, 1941 Petition to appoint Viewers to Review filed

Decree

And Now, November 28th, 1941 the foregoing petition having been read
and considered, it is ordered that James McCann, S. E. Jencks and Theodore Hunt
members of the Board of Viewers of Cambria County and hereby are
appointed to review the said Road and parts adjacent thereto and
to make report of their proceedings to the next Court of Quarter
Sessions, to be held for the said County, stating particularly
whether they judge the same necessary for a public Road

By the Court

McCann J. J.

Order to review issued Dec. 1, 1941 to James McCann

Report of review filed Dec. 22, 1941

Review report approved April 28, 1942 By the Court McHarris

Confirmed Absolute June 8, 1942 By Joseph C. Hess, Clerk of Courts

Report of Viewers

To the Honorable, the Judges of the above named court:

We, the undersigned Re-viewers, appointed by the attached order
of the above named Court, to re-view the Route of the proposed new Road
between the Villages of Park Hill and Mineral Point, the termini being
in the Township of East Taylor, Cambria County, Pennsylvania, and
the point of beginning intersecting with the new State Highway Route
No. 219 now in course of construction, as re-located in the Village of
Park Hill, and continuing in a northeasterly direction near or on the
old road bed of the Southern Cambria Street Railway Company, for a
distance of approximately three miles, and ending at a point where
said Southern Cambria Road Bed intersects with brick road known as
Township Route No. 110 2.1 passing through the Village of Mineral
Point and said point of intersection being approximately 2000 feet
from the bridge across the Conemaugh River, in the village of Mineral
Point, and re-view and determine whether there is a necessity for said
proposed road, and if so to proceed to lay it out, having respect to the
shortest distance, and where it will do the least damage, and as far
as practicable agreeable to the wishes of the Petitioners, respectfully
report:

Continued on page 461.

JUN 26 1941 REFILED

X

94.00

Clerk of Court
JUN 31 1942 CERTIFIED

March

SESSIONS, 1941

No. 5 In Re: Petition to vacate a portion of a Public Road in the Township of Lower Yoder, known as the Mountain Road in the County of Cambria, State of Pennsylvania

Petition to Vacate a Portion of Public Road in Lower Yoder Twp. Filed June 2, 1941

Decree

Now June 2nd, 1941, the within petition having been read and considered, S. E. Dickey, James McLean and Thelma Hupt, three members of the Permanent Board of Viewers of Cambria County, are hereby appointed to view the above referred to piece of road and report there findings to this Court, in accordance with the Act of General Assembly and Supplements thereto.

By the Court
Chas. C. Green

Order issued to view June 2, 1941. to S. E. Dickey

Viewers report filed June 30, 1941

Sept. 9, 1941 Report of Viewers approved by the Court. McMenick J.

Dec. 8, 1941 Confirmed Absolute, by Clerk of Court, Joseph C. Hess

Dec. 8, 1941 Certified to Dept. of Highways

Dec. 9, 1941 Order to vacate issued to (R. C. McMonagel)

April 12, 1942 Return of Supervisor filed

FEB 18 1942 AUDITED
Recd. \$3.50 Jan - 2, 1942 J. M. M.

Report of Viewers

To the Honorable the Judges of the above named Court,
We, the undersigned Viewers, appointed by the attached order of said Court to view the within mentioned Road, 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 portion of road proposed to be vacated and by service of such notice on the Commissioners of Cambria County, the Supervisors and solicitor of Lower Yoder Township, evidence of which is shown by copies of said Notices hereto attached and made a part of this report; that we met in accordance with notice given, on the 20th day of June A. D. 1941 at 10:00 o'clock A. M. and proceeded with the duties of our appointment and viewed the premises and route of the proposed road to be vacated. During the view one Supervisor, Township Engineer, two residents and the three Viewers were present. All interested persons were heard. No objections were made against vacating the portion of the road proposed to be vacated, which is described as follows:

Beginning at a point where the center line of the portion of road proposed to be vacated intersects the Westmoreland-Cambria County line; thence by the center line of same North 87°00' East 390 feet; North 85°00' East 450 feet; North 83°00' East 320 feet; North 89°10' East 300 feet; North 85°15' East 200 feet; North 88°45' East 345 feet; North 84°00' East 390 feet; South 78°15' East 155 feet; South 84°00' East 175 feet; South 89°15' East 360 feet; North 87°30' East 265 feet to the place of ending, said place of ending being where the center line of said road intersects the dividing line between the J. C. Sheridan and the John St. Clair Tracts, as indicated and colored green on the blue print hereto attached and made a part hereof. The total length to be vacated is 3350 feet. That said portion of road proposed to be vacated has been abandoned for many years and is now practically impassible and not used by the traveling public; after taking into consideration all matters before us, we are of the opinion that said section has become useless, inconvenient and burdensome to the taxpayers, therefore we recommend that the prayer of the petitioners

June

No 1

In Re: Vacation of Public Road -
Portion of Millcreek Road in the
Township of Upper Yoder, County of
Cambria, State of Pennsylvania

Petition to vacate a portion of Public
Road in Upper Yoder, June 16, 1941

Order

And now, to wit: June 16, 1941 On motion of Barnhart and Adams,
Attorneys for petitioners, the Court Appoints S. C. Dickey and James McLann
and R. M. Shoemaker as a Board of View upon the foregoing petition,
and further Order that the said Board of View shall perform
their duties in accordance with the laws and Acts of Assembly
in such case made and provided.

By the Court
McLann P. J.

June 17, 1941 Order to View issued to S. C. Dickey

July 7, 1941 Report of Viewers filed

Sept. 9, 1941 Report of Viewers Approved By the Court McKenrick

Dec. 8, 1941 Confirmed Absolute By Clerk of Courts, Joseph C. Hess

Dec. 8, 1941 Certified to Dept. of Highways

Dec. 8, 1941 Order issued to vacate to (Curtis Barnhart)

FEB 18 1942 AUDITED
Rec'd 3.00 Jan. 2, 1942 J. H. Hess

Report of Viewers

To the Honorable, the Judges of the above named Court
We, the undersigned Viewers, appointed by the attached order of said Court
to view the within mentioned Road, 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 portion of road proposed to be vacated and by service of such
notice on the Commissioners of Cambria County, the Supervisors and Solicitor
of Upper Yoder Township, evidence of which is shown by copies of said notices
hereto attached and made a part of this report; that we met in accordance
with the notices given on the 30th day of June A. D. 1941 at 10:00 o'clock A.M.
and proceeded with the duties of our appointment and viewed the prem-
ises and route of the proposed road to be vacated. During the view
Walter R. Davis, Emma Alein B. Horner, Robert Campbell, Mrs. Fred Enigh and
M. H. Keaper, residents and abutting property owners and all three Viewers
were present. That after viewing the section of road proposed to be vacated,
the reconstructed section of State Highway Route 11006 and hearing all
interested persons we are of the opinion that same has become useless,
inconvenient and burdensome to the tax payers; therefore after taking
into consideration all matters before us we recommend that the
prayer of the Petitioner be granted and that same be vacated as a Town-
ship Highway.

A blue print of a Plan entitled, "Commonwealth of Pennsylvania, Dep-
artment of Highways, Drawings for Construction and Condemnation of
Right of Way Route No 11006, Section No. 1 in Cambria County, from
Station 17+63.80 to Station 34+36.45" is attached hereto and made a
part hereof. The section of road proposed to be vacated is colored green
on said blue print and described as follows:

Beginning at State Highway Construction Station 19+25 S. T. R. Live
Ree. Station 19+31; thence by the center line of the portion of the old original
road to be vacated, in a northerly direction, a distance of Fifteen Hundred

June

SESSIONS, 1941

No 2

In Re: Laying Out of a public Highway
in the Township of Upper Yoder,
County of Cambria, State of Pennsylvania

Petition for Appointment of Viewers to View
filed July 7, 1941 for a certain highway

Decree

And Now, 7th day of July, 1941 the within petition having been read
And Considered, the Court Appoints James McCann, and S. C. Dickey and ^(S. C. Dickey) ~~and S. C. Dickey~~
Viewers to View the road herein referred to and make a report of their
proceedings to the next term of Court of Quarter Sessions of said County.

By the Court
McCann. S. C.

Order to View issued July 7, 1941 to James McCann

Viewers report filed Aug. 18, 1941

Sept. 9, 1941 Report of Viewers approved. By the Court McHenrich, Judge

Dec. 1, 1941 Confirmed Absolute by Joseph C. Thue, Clerk of Courts

Report of Viewers

To the Honorable, the Judges of the above named Court.

We, the undersigned viewers, appointed by the attached order of the Court to view
a proposed public road in Upper Yoder Township, Cambria County, Pennsylv-
ania, respectfully reports as follows.

That we have been duly sworn as members of the Permanent Board of Viewers
of Cambria County, Pennsylvania, as shown by the records of the Court. That
due public notice has been given of the time and place of meeting by posting
notices at the termini of the proposed road and at points adjacent thereto and
by serving notices on the Commissioners of Cambria County and the Supervisor
of Upper Yoder Township, all of which notices were personally served on parties named,
evidence of which service is shown by copies of notices properly signed hereto at-
tached and made a part of this report. These notices set forth the time, place and
purpose of said meeting. The description of the proposed road is as follows:

Beginning at a point in the Coon Ridge Road at the intersection of the boundary
line between the E. R. Bummel property and the Charles Noon property, and ex-
tending in a southerly direction toward the Somerset Pike to a point on
boundary line between Cambria and Somerset Counties at the intersection
of said proposed road and the said boundary line between Cambria and
Somerset Counties, the place of ending. The exact location of said place of
beginning from the nearest intersecting highway, namely, the Fender
Lane or Dalton Run Road is at a distance of eight thousand nine hundred
seventy six (8976) feet, measured in an Easterly direction along the center
line of said Coon Ridge Road from the said Fender Lane or Dalton Run Road.
The exact place of ending is at a distance of four thousand nine hun-
dred eighty (4980) feet, measured along the center line of the proposed road
from the place of beginning at its intersection with the said Coon Ridge
Road, said place of ending, being at a distance of one thousand ninety
two (1092) feet, measured along the center line of the extension of said proposed
road in Somerset County from its intersection with the Somerset Pike, said
intersection of the extension of said proposed road, in Somerset County,
with the Somerset Pike being at a distance of two thousand nine hundred
four (2904) feet, measured in a Easterly direction along the center line of
the Somerset Pike from the intersection of the Dalton Run Road with the
said Somerset Pike. The beginning of said proposed road, one of the
termini thereof, is in a public road, as stated above. The ending of said pro-
posed road; that is, the other of the termini of said proposed road, is at a point
other than in a public highway or place of public resort.

Continued on page 476

OGT 1 - 1941 CERTIFIED

Clerk # 2-50
3-1 1942 CERTIFIED

June

No 3.

In Re: Laying Out of a Public Highway in the Township of Upper Yoder, County of Cambria, State of Pennsylvania

Petition for Appointment of Viewers to View filed July 7, 1941 for a certain highway

Decree

And now, this 7th day of July, 1941, the within petition having been read and considered, the Court appoints James McCann and R.E. Dickey, and ~~A.M. Shumaker~~ Viewers to view the road herein referred to and make a report of their proceedings to the next term of the Court of Quarter Sessions of said County.

By the Court
McCann J.

Order to view issued July 7, 1941 to James McCann
Viewers Report filed July 31, 1941 J. These
Sept. 9, 1941 Report of Viewers Approved by the Court, By the Court McHenry Judge
Broadth fixed at forty feet.
Dec. 8, 1941 Confirmed Absolute by Clerk of Courts. Joseph C. Kane,
Dec. 8, 1941 Certified to Dept. of Highways.
Dec. 8, 1941 Order to Open issued to Curtis Barnhart

FEB 18 1942 AUDITEL

Recd. \$3.50 Jan. 2, 1942 J.C. Kane

Report of Viewers.

To the Honorable, the Judges of the above named Court, we, the undersigned Viewers appointed by the attached order of the Court to view a proposed new public road in Upper Yoder Township, Cambria County, Pennsylvania, respectfully report as follows:

That we have been duly sworn as members of the Permanent Board of Viewers of Cambria County, Pennsylvania, as shown by the records of the Court; that due public notice of the time and place of meeting was given by posting notices as required by law, along the route and at the termini of the proposed road as shown by copies of said notices hereto attached and made a part of this report and by notices given to the Cambria County Commissioners, service being accepted by the Chief Clerk and also notices being served on the supervisors of Upper Yoder Township, service being accepted by their solicitor Frank P. Barnhart. Copies of all of these notices being hereto attached and made a part of this report. All of said notices setting the time, the place and the purpose of said view. That we met in accordance with the notices given and at the time and place designated and proceeded with the duties of our appointment. There were present the three viewers and a few interested citizens. The supervisors were not present but expressed their approval of the proposed road at a previous date. We viewed the proposed road, part of which is already in use as a private road.

A number of houses are already built along the route of the proposed road. After careful consideration we have decided that the road as proposed is necessary and will serve a number of residents and also the public at large. The proposed road is bounded and described as follows, to wit:

Beginning at the intersection of said proposed road, known as Edith Street, with the center line of Penn Street, a public highway; thence S. 81° 30' E. 1729.76' to the intersection of Alan Street, a public highway, said beginning being N. 18° 01' E., 516.12' along Penn Street from Harshberger Road, the nearest public highway, said place of ending being N. 4° 30' W. 108' along Alan Street from Louis Street the nearest public highway.

There is also hereto attached and made a part of this report, a plan or map of the proposed road, on which courses and distances more fully appear.

Continued on page 460

OCT 1 - 1941 CERTIFIED

\$4.00

Clerk \$2.50

June

No 4

In Re: Petition to vacate a portion of a Public road in Township of Lower Yoder, known as the Mountain Road in the County of Cambria state of Pennsylvania

Petition to Viewers to Vacate filed July 21, 1941

Order

Now, July 21, 1941, the within petition having been read and considered, James McCann, S. E. Dickey and Theodore Hunt three members of the Permanent Board of Viewers of Cambria County, are hereby appointed to view the above referred to piece of road and report their findings to this Court, in accordance with the Act of General Assembly and Supplements thereto.

By the Court
McKenrick

Judge

July 21, 1941 Order to view issued (James McCann)
Aug. 20, 1941 Viewers Report filed
Sept. 9, 1941 Report of Viewers approved By the Court. Mc Kenrick
Dec. 8, 1941 Report of Viewers confirmed Abstracts, Clerk of Court Joseph C. Hise
Dec. 9, 1941 Certified to Dept. of Highways
Dec. 9, 1941 Order to vacate issued to R. E. McMonigal
April 13, 1942 Return of Supervisor filed

FEB 18 1942 AUDITEL
Recd. # 3-50 Jan 2, 1942 J. Hise

Report of Viewers

To the Honorable the Judges of the above named Court.

We, the undersigned viewers, appointed by the above named Court to view the road known as the "Mountain Road" in Lower Yoder Township, Cambria County, Pennsylvania, and to determine whether that portion of it should be vacated as prayed for by the Petitioners.

That we have been duly sworn as members of the Permanent Board of Viewers of Cambria County, as shown by the records of the Court. That due notice has been given to the public of the proposed view and of the time and place of meeting, by posting notices as required by law at the termini and along the route of the road to be vacated and at points adjacent thereto and by service of such notices on the Commissioners of Cambria County, the Supervisors of Lower Yoder Township, all of which notices were personally served on parties named, evidence of such service is shown by copies of notices properly signed, hereto attached and made a part of this report. These notices set forth the time, place and purpose of such view. That in accordance with the notices given we met at the time and place designated and proceeded with the duties of our appointment and viewed the premises affected, particularly that part of the road proposed to be vacated and what effect it would have on adjacent property. All three viewers were present and a few of the property owners. There was no opposition manifested to the vacating of the road and in the opinion of all three viewers it is inconvenient and if kept in proper condition would be burdensome on the taxpayers to maintain. We therefore recommend that the portion of the road described below be vacated and the prayers of the petitioners be granted.

Description of Portion of Road to be Vacated:

Beginning at a point on the center line of said Mountain Road where it intersects the boundary line between the J. B. Sheridan and John M. Clark tracts; thence by the center of said portion of road proposed to be vacated the following courses and distances:

Carried to 457

DEC 31 1942 CERTIFIED

Clerk \$2.50

DEC 1 1941 CERTIFIED
\$4.00

Sept.

SESSIONS, 1941

75

No. 1

In Re: Petition to have Viewers
Appointed to Assess damages in
the Village of Salix, Township of Adams
County of Cambria, State of Pennsylvania

Petition to View to Assess damages filed Sept. 22, 1941

Now, Sept. 22, 1941, the within petition presented, read and considered, the Court
does thereupon Appoint James M'Conn, L. E. Keyler and L. H. Jenke, Members
of the Permanent Board of Viewers of Cambria County, as Viewers to View
and examine the premises in the within petition described, and for the
purpose of Ascertaining the damages, if any, sustained by the petitioners,
and make return of their proceedings according to law.

Per the Court
M'Conn P. J.

Sept. 23, 1941 Order to View issued James M'Conn.

Nov. 7, 1941 Report of Viewers filed

Dec. 8, 1941 Approved by the Court McKennick J.

March 9, 1942 Confirmed Absolute, By Clerk of Courts Joseph C. Shea

March 10, 1942 Certified to County Commissioners

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 named Court to view the premises of Louis H. Crosser in the
Village of Salix, Township of Adams, Cambria County, Pennsylvania, to
estimate and determine the damages that have resulted, or may seem
likely to result, by reason of the relocation of State Highway Route through
land of Petitioner, respectfully report as follows:

That we have been duly sworn as members of the Permanent Board
of Viewers of Cambria County, Pennsylvania, as shown by the records
of the Court. That due public notice has been given of the time and place
of meeting by posting notices on the premises affected and at the points
adjacent thereto and by serving notices personally on Louis H. Crosser,
owner of the land, and by service on the Commissioners of Cambria
County, evidence of which service is shown by copies of notices here-
to attached, all of which notices set forth the time, place and purpose of
said meeting.

That in accord with the notices given we met on the premises and pro-
ceeded with the duties of our appointment. There were present at the view,
the three Viewers, Louis H. Crosser and a number of other interested par-
ties. The Viewers, accompanied by several of the others, carefully viewed
the premises and ascertained the amount of land taken. They then
adjourned to meet again at the Court House at Ebensburg, Cambria
County, Pennsylvania, for the purpose of taking testimony from any
witnesses who might appear. In accord with this we met again
at the Court House on Monday, October 20th, 1941, at 9:30 A.M. and pro-
ceeded with the taking of testimony. The witnesses were Josiah Jones,
Louis H. Crosser and Attorney Clarence E. Davis represented the Petitioner.
Josiah Jones testified that the value of the property, immediately before
the exercise of the right of Eminent Domain and unaffected by it, at
\$1100.00; after the exercise of the right of Eminent Domain and as affected

Carried to Page 472.

#14.00
Clerk

DEC 29 1941

#3.50

Clerk #2.50

DEC 31 1942 CERTIFIED

Sept

SESSIONS, 1941

No. 10/6, 1941, Petition for Approval of Adoption a Township Road, filed by West Taylor Township Supervisors.

Decree

Now this 6th day of Oct. 1941, the foregoing petition having been read and duly considered, and it appearing to the Court that the Supervisors of West Taylor Twp are desirous of adopting said Center Street as a Township Road, and it being for the best interests of the residents of West Taylor Township to have the said Center St. adopted as a Township Road.

It is therefore ordered and decreed that the adoption as a Township Road of the said Center St. intersecting with State Hwy Route No. 11.00 between the property of W. Sherman, Lot No. 101 and property of J. Conner, Lot No. 102, and extending therefrom North $42\frac{1}{2}^{\circ}$ - 36 feet wide, a distance of 811 feet, all as shown on the Blue Print hereto annexed, is approved and the said road is hereby a Township Road and a part of the Roads of West Taylor Township and under the care and responsibility of the Supervisors of said West Taylor Township.

By the Court
Chas. B. Jones

DEC 26 1941. CERTIFIED

Sept. SESSIONS, 1941

No 3.

Ex. 11:
Appointment of Viewers
to view and make recommendations
concerning the vacating of
section of Public Road in
East Taylor Township

Petition to appoint Viewers filed
Oct. 17, 1941.

Decree

And now, October 27, 1941 the foregoing petition having been presented in Open Court, read and duly considered it is Ordered and decreed, that S. C. Dickey chairman James McCann and Theodore Hunt are hereby appointed to view the portions of highway described in the foregoing petition and to make recommendations concerning the vacating of the said portions of highway according to law.
By the Court
J. McKenrick, J.

Oct. 24, 1941 Order to view issued. S. C. Dickey
Nov. 22, 1941 Report of Viewers filed.
Dec. 8, 1941 Approved by the Court. McKenrick Judge
March 10, 1942 Confirmed Absolute by Joseph C. Shess, Clerk of Court
March 10, 1942 Certified to Dept. of Highways
March 10, 1942 Order to Vacate issued to W. L. Nelson, Supervisor

Report of Viewers

To the Honorable, the Judges of the abovenamed Court.
We, the undersigned Viewers, appointed by the attached order of said Court to view the within mentioned Roads, 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 parts of Road proposed to be vacated and by service of such notice on the Commissioners of Cambria County, the Supervisors and solicitor of East Taylor Township, evidence of which is shown by copies of said notices hereto attached and made a part of this report; that said parts of Road proposed to be vacated are situate in different parts of the Township, namely:

1. At Healdrick's Cemetery, being part of Route Number 382, connecting with Route number 381 leading to the Borough of East Conemaugh.
2. Part of Route number 402, East of Mineral Point being a spur or loop off of Route number 11021 leading from Mineral Point to Wilmore, therefore, it is necessary to consider same as two separate projects.

That we met in accordance with the notices given on the 12th day of November A. D. 1941, First at 9:00 o'clock A. M. at the southeasterly corner of Healdrick's Cemetery on Township Route number 382, Second at 11:00 o'clock A. M. at the intersection of Township Route number 402, with Frank Lewis Lane and proceeded with the duties of our appointment and viewed the premises and the parts of Road proposed to be vacated. During the view the three viewers and one Supervisor representing the Board of Supervisors of East Taylor Township were present on Route number 382 and the three Viewers and one Supervisor representing the Board of Supervisors of East Taylor Township and several property owners were present on Route number 402. All interested persons present were heard.

Continued on page 452

X.00

CERTIFIED

DEC 29 1941

Rec'd 3.50 March 17, 1942

APR 16 1942

AUG 16 1942

DEC 31 1942 CERTIFIED

Clerk \$ 2.50

Sept.

No 4

Petition to Vacate a portion of a certain public road in White Township Cambria County, Penna.

Petition for Appointing Viewers to View a Certain Road for Vacating filed Nov. 10, 1941

Decree

And now, this 10th day of Nov. 1941, the within petition having been read and considered the Court appoint L. E. Kaylor, Wm. J. McGrain and James McCann, three Members from the Permanent Board of Viewers to View the said road proposed to be vacated and to make their report at the next term of this Court.

By the Court
McKenrick, Judge

Nov. 10, 1941 Order to View issued to L. E. Kaylor

Jan. 19, 1942 Viewers report filed

Approved by the Court Mar. 9, 1942 By the Court McKenrick J.

Confirmed Absolute June 8, 1942 by Clerk of Courts, Joseph C. Hess

Certified to Dept. of Highway June 9, 1942

Order to Vacate issued to H. S. Bellinger Sec. of Board of Supervisor June 9, 1942

Report of Viewers

We, the viewers appointed by the above named Court to view the location and report on the advisability of vacating a section of vacated highway on the road leading from Glendale to St. Augustine, Cambria County, Pennsylvania. The particular section to be vacated begins at Station 101-82 and continues in a northerly direction to Station 108-75, a distance of 693 feet. Respectfully report as follows:—

That we have given proper notice to the public, by printed notices posted on the route of the relocated portions of the highway, to the supervisors of White Township and to the Commissioners of Cambria County of the time and place of our meeting.

That at the time and place advertised we met and inspected the particular section to be vacated and found the plea of the petitioners well founded and justified, in as much as there is no need for it or justification for the township authorities to be any longer responsible for it.

Changes and alterations by the Highway Department have removed curves in the original roadway and effected removal of curves and a shortening of the distance.

Therefore we have this day vacated the section of highway specified above, from Station 101-82 to Station 108-75, a distance of 693 feet. done this 25th day of November 1941 and agreed to unanimously by the viewers.

L. E. Kaylor
Wm. J. McGrain
James McCann
Viewers

DEC 29 1941 CERTIFIED

DEC 31 1942 CERTIFIED
Clerk #252

JUL 14 1942 AUG 10 1942
JUL 25 1942
Recd. # 350
J. C. Hess

Sept

SESSIONS, 1941

79

MS

Petition to vacate a portion of public road in White Township, Cambria County Penna

Petition for Appointing Viewers to view a certain road for vacating filed Nov. 10, 1941

Devel

And now, this 10th day of November, 1941, the within petition having been read and considered the Court appoint L. E. Kaylor, Wm. J. McGrain and James McCann three members from the Permanent Board of Viewers to view the said road proposed to be vacated and to make their report at the next term of this Court.

By the Court.
McKerrick Judge

Nov. 10, 1941 Order to view issued to L. E. KAYLOR

Jan. 19, 1942 Viewers report filed

Mar. 9, 1942 Approved by the Court, McKerrick Judge

June 8, 1942 Confirmed Absolute by Clerk of Courts, Joseph C. Shess

June 9, 1942 Certified to Dept. of Highways

June 9, 1942 Order to vacate issued to H. S. Ballinger Sec. of Board of Supervisor

Report of Viewers.

We, the viewers appointed by the above named Court to view the location and report on the advisability of vacating a certain piece of a former public road beginning at Station 78-28 and extending in an easterly direction a distance of 1640 feet to Station 84-39 on State Highway Route #11084, Section 1 leading from Long's Cross Roads to a public road leading from St. Augustine to Fallen Timber in said Township, County and State do Respectfully report:—

That we have given proper notice to the public by printed notices posted on the highway near the piece of relocated highway to be vacated and by personal verbal notices to the supervisors of White Township and to the Commissioners of Cambria County, said notices being made a part of this report.

That we met as per notices of the date and at the place specified in the notices and walked over the particular piece of roadway petitioned to be vacated and found the judgment of the supervisors that the piece of roadway is no longer of public use, but a potential source of danger to the township. It has been replaced by a shorter and better road and therefore we are unanimously agreed that it should be vacated as requested by the supervisors of White Township.

Therefore we, The Viewers appointed to attend to this piece of work hereby vacate the piece of road above referred to as being no longer of any use to the public. Respectfully submitted this 28th day of November 1941.

Lewis E. Kaylor
Wm. J. McGrain
James McCann
Viewers.

DEC 28 1941 CERTIFIED

DEC 31 1941 CERTIFIED
Clerk \$2.50

JUL 14 1942 AUDITED,
June 23, 1942
Recd. \$3.50 J. C. Shess

Sept.

SESSIONS, 1941

No 6

Petition for to vacate a portion of
A Certain piece of Road in White
Township, Cambria County, Penna.

Petition for Appointment of Viewers to view a
Certain piece of Road filed Nov. 10, 1941

Decree.

And Now, this 10th day of Nov. 1941, the within petition having been read and
considered the Court Appointed C. Kaylor, Wm. J. McGrain and James McCann, three
Members from the Permanent Board of Viewers to view the said Road proposed
to be vacated and to make their reports at the next term of this Court.

By the Court

McHenrich Judge

Nov. 10, 1941 Order View issued to L.E. KAYLOR.

Jan. 19, 1942 Viewers Report filed

Mar. 9, 1942 Approved by the Court McHenrich Judge

June 8, 1942 Confirmed Absolute by Joseph C. Moore, Clerk of Courts

June 9, 1942 Order issued to vacate to L. L. Ballinger

June 9, 1942 Certified to Dept. of Highways

Report of Viewers.

We, the viewers appointed by the above named Court to view the
location and report as to the advisability of vacating a certain piece
of relocated highway on Route #11055, for a distance of 605 feet between
Stations 432-25 and 438-30, between Flinton and Ashville do Respect-
fully report thus:

We have given public notice as required by law by printed notices
posted along the highway and by personal notice to the supervisors; also
to the Commissioners of Cambria County, said notices being a part
of this report.

That we met at the time and place specified in these notices and
traversed the piece of roadway sought to be vacated by the Township
Supervisors and find their judgment that the relocated roadway
is better in every way and that the part discarded by the Highway engin-
eers is now of no use and becomes a liability on the taxpayers.

Therefore, we the viewers appointed by the Court to attend to this
public business, do hereby on this 27th day of November, 1941,
vacate the piece of highway between Stations 432-25 and 438-30
on State Highway #11055 between Flinton and Ashville, in
Cambria County, Pennsylvania.

Respectfully submitted this
28th day of November 1941.

Louis E. Kaylor

Wm. J. McGrain

James McCann.

DEC 29 1941 CERTIFIED

DEC 31 1942 CERTIFIED
Clerk # 2-30JUL 14 1942 AUDITED
Recd. # 3-56 June 25, 1942
J. C. Moore

No 7

Petition to Vacate a Portion of a Public Road in the Township of Lower Yoder. Known as the Mountain Road in the County of Cambria, State of Pennsylvania.

Petition for Appointment of Viewers to Vacate a Certain portion of road, filed on Dec. 1, 1941

Order

Now, Dec. 1, 1941 the within petition having been read and considered, James McCann, S. C. Pickey and Theodore Hunt, three members of the Permanent Board of Viewers of Cambria County, are hereby appointed to view the above referred to piece of road and report their findings to this Court, in accordance with the Act of General Assembly and Supplements thereto.

By the Court, McCann B. J.

Order to Viewers issued Dec. 2, 1941, to James McCann

Viewers report filed Dec 29, 1941

Approved by the Court Mar. 9, 1942 McKenrick J.

Confirmed Absolute June 8, 1942 by Joseph C. Hess, Clerk of Courts

Certified to Dept. of Highways June 9, 1942

Order to Vacate issued June 9, 1942 to Carl J. Kohlen

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 named Court to view and determine whether a portion of public road in Lower Yoder Township, Cambria County, Pennsylvania, known as the Mountain Road, should be vacated and abandoned because of disuse and if properly maintained being burdensome to the tax payers, respectfully report as follows:

That we have been duly sworn as members of the Permanent Board of Viewers of Cambria County, Pennsylvania, as shown by the records of the Court. That due public notice has been given of the time, place and purpose of such meeting by posting notices at the termini of the portion of road to be vacated, along the route and at points adjacent thereto, copies of said notices being hereto attached and made a part of this report, and by service on the Commissioners of Cambria County and the Supervisors of Lower Yoder Township, copies of said notices being hereto attached and also made a part of this report, all of which notices set forth the time, place and purpose of the meeting.

Said portion of road proposed to be vacated is described as follows:

Beginning at a point in said Mountain Road at the intersection of the Lane leading to the Joseph Long House, said point being in a southerly direction 1563.6 measured along the center line of a portion of the old Mountain Road heretofore vacated from the corner of the Joseph Long Tract in line of John A. Clair Tract in the center of the old Mountain Road; thence by the center of said portion of Road to be vacated, S. 19° 22' E., 192.6'; S. 0° 47' W., 202.7'; S. 23° 12' E. 114.2'; S. 68° 42' E. 97.1'; S. 85° 03' E. 137.8'; S. 86° 25' E. 152.8'; S. 57° 49' E. 140.4'; S. 29° 56' E. 177.2'; S. 49° 35' E. 189.6'; S. 27° 02' E. 343.2'; S. 64° 19' E. 163.7'; S. 74° 36' E. 145.7'; S. 29° 52' E. 164.3'; S. 52° 38' E. 118.9'; S. 43° 38' E. 319.5'.

Blue Prints are hereto attached and made a part of this report, setting forth in more detail the description of the portion of road to be vacated.

Continued on page 502

DEC 29 1941 CERTIFIED

DEC 31 1942 35% FILED
Clerk \$ 2.50

JUL 1 1942 AUDITED
Recd. \$ 3.50 June 28, 1942
De View

Dec

SESSIONS, 1941

No. 1

In Re: Laying Out of a Public Highway in the Township of Upper Yoder, Cambria County, Pennsylvania

Petition to Appoint Viewers filed for Upper Yoder Township, Dec. 15, 1941

Preliminary Order

Now, December 15th, 1941, the within petition having been presented and considered, a Rule is granted upon the Commissioners of Cambria County, Pennsylvania, to show Cause, if any they have, why Viewers should not be appointed as within prayed for; And said Rule is returnable at ten O'clock, A. M. 29-Dec-1941. Service of the Rule, together with a copy of this petition, shall be made upon the said County Commissioners not less than ten (10) days before the said returnable day.

By the Court.

McKenrick, Just.

Acceptance of Service by the Commissioners of Cambria County, Pennsylvania

Now Dec. 15, 1941. Service of the above Rule is hereby accepted, together with a copy of the within petition

H. F. Dor
Clerk

Decree

And now, this 29th day of December, 1941, the within petition having been read and considered, the Court Appoints James McCann, S. C. Dickes and S. C. Taylor, Viewers to view the road herein referred to and make a report of their proceedings to the next term of the Court of Quarter Sessions of said County.

By the Court

McCann

to James McCann

January 2, 1942 Order to View issued.

Feb. 5, 1942 Viewers Report filed

Mar. 9, 1942 Approved by the Court McKenrick Breadth fixed at forty feet for a portion and thirty feet for a portion.

Confirmed Absolute Judge 8, 1942 by Clerk of Courts, Joseph C. Hers

Certified to Dept. of Highway June 9, 1942

Certified and Order issued to Open June 9, 1942 to Artie Barnhart

Report of Viewers.

To the Honorable, the Judges of the above named Court.

We, the undersigned Viewers, appointed by the above named Court, to view and determine as to the necessity for a public road in the Township of Upper Yoder, County of Cambria and State of Pennsylvania, the terminal being in the Township of Upper Yoder and being a portion of Robinson Avenue, bounded and described as follows:

Beginning at a point in Harshberger Street, a public highway, at the intersection of the center line of Harshberger Street with the center line of said proposed road, known as Robinson Avenue; thence by the center line of said proposed road, South 27 degrees 13 minutes West, One Hundred Twenty-five and nineteen hundredths (125.19) Feet; thence South 30 degrees 11 minutes West, One Hundred Eleven and One hundredths (111.01) Feet to the point of a curve to the right, having a radius of One Hundred Seventy and Forty-one hundredths (170.41) Feet; thence by said curve in a southwesterly direction an arc distance of Two Hundred Eight and Two-tenths (208.2) Feet to a point of a tangent; thence by said tangent, North 79 degrees 49 minutes West,

Continued on page 479.

MAR 30 1942 CERTIFIED

Clerk. \$2.50

JUL 31 1942 CERTIFIED

JUL 14 1942 AUDITED

Recd. \$3.50 June 25, 1942 J. C. Hers

No 2

In Re: Laying Out of a Public Highway, within the Township of Upper Yoder, Cambria County, Penna.

Petition to Appoint Viewers filed for Upper Yoder Township, Dec. 15, 1941

Preliminary Order

Now, Dec. 15, 1941, the within petition having been presented and considered, a Rule is granted upon the Commissioners of Cambria County, Pennsylvania, to show cause, if any they have, why Viewers should not be appointed as within prayed for, and said Rule is returnable at ten O'clock, A. M. Dec. 29, 1941. Service of the Rule, together with a copy of this petition, shall be made upon the said County Commissioners not less than ten (10) days before the said return day.

By the Court

McKenrick Judge

Acceptance of Service by the Commissioners of Cambria County, Pennsylvania

Now, Dec. 15, 1941, Service of the above Rule is hereby accepted, together with a copy of the Within Petition.

H. H. Dixon
Clerk

Decree

And Now, this 29th day of December, 1941, the within petition having been read and considered, the Court appoints S. C. Dickey, and James McLann, and L. C. Kaylor Viewers to view the Road herein referred to and make a report of their proceedings to the next term of the Court of Quarter Session of said County.

By the Court

McLann P. J.

January 2, 1942 Order to View issued. to S. C. Dickey

Report of Viewers filed Feb. 3, 1942

Approved by the Court Mar. 9, 1942, Breadth fixed at forty feet by the Court McKenrick

Confirmed Absolute June 8, 1942 by Joseph C. Hess, Clerk of Courts

Certified to Dept. of Highways June 9, 1942

Order to Open issued June 9, 1942 to Curtis Barnhart

Report of Viewers.

To the Honorable, the Judges of the above named Court, we the undersigned Viewers, appointed by the annexed order of the Court to view the proposed 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 the time and place of meeting, by posting notices as required by law along the route and at the termini of the said proposed new road, as evidenced by copy of said notice hereto attached, and by service of said notice on the County Commissioners of Cambria County and solicitor for the Supervisors of Upper Yoder Township, evidence of which is shown by copies of said notices hereto attached and made a part of this report; that we met in accordance with the notice given on the 27th day of January A. D. 1942 at 10:00 o'clock A. M. and proceeded with the duties of our appointment and viewed the premises and route of the proposed new road. All three Viewers were present; that said proposed new road is now a dedicated highway 40' in width and known as Hickory Lane in the Hickory Lane Plan of Lots as shown on the blue print attached hereto and made a part hereof, said proposed road being colored green thereon; that one of the termini, named in the

Continued on page 481

EAR E U 1942 RECORDED

Dec 31 1942 CERTIFIED

JUL 1942 AUDITED

Recd. \$3.50 June 25, 1942 J. C. Hess

No 3

Jan. 12. To Abandon a portion of
State Highway Route No. 11066,
situate in Cambria Township,
Cambria County, Pennsylvania

Petition to Appoint Viewers to View
Filed Jan. 16, 1942

Decree

And now, Jan. 12, 1942 the foregoing petition having been read and considered, it is ordered that H. J. McChain, A. M. Shoemaker and Mahlon Baumgardner three members of the permanent Board of Viewers of Cambria County, be, and hereby are appointed to view said road and inquire of the premises and make a return of their proceedings according to law.

By the Court
Griffith, J.

Order to View issued Jan. 16, 1942 to H. J. McChain
Viewers report filed March 2, 1942
Approved by the Court March 9, 1942 By the Court McKenrick J
Confirmed Absolute June 8, 1942 by Clerk of Courts Joseph C. Moore
Certified to Dept. of Highways June 9, 1942
Order to Vacate issued June 9, 1942 Arthur Evans

Report of Viewers.

To the Honorable the Judges of said Court.

We, the undersigned Viewers, appointed by the annexed order of the above Court, to view the premises for the purpose of vacating a portion of road or highway leading from a point at Station 28+11 to a point at Station 33+35, a distance of approximately 524' or approximately 0.099 of a mile, from a point at Station 43+87 to a point at Station 49+42 a distance of approximately 555' or approximately 0.105 of a mile, and also from a point at Station 87+10 to a point at Station 89+88, a distance of approximately 278' or approximately 0.053 of a mile, all in the Township of Cambria, County of Cambria and State of Pennsylvania, respectfully report: -

That we were duly sworn or affirmed as members of the Permanent Board of Viewers of Cambria County, as shown by the records of said Court, gave due public notice of the time and place of meeting of said Viewers by hand bills posted along said highway, copy of which said notice is hereto attached and made a part of this Report and by notice served on the Commissioners of County by Walter C. Port, Asst. Clerk same being hereto attached and upon the Supervisors of Cambria County as is evidenced by Receipt of Registered Letters all of which is made a part of the Report, at least ten days before or prior to the time of making of said view; that we met upon the premises according to the notice given at State Highway, Route 11066, Station 28+11 on Saturday, February 14, 1942 at ten o'clock and proceeded with the duties of our appointment.

All three of the Viewers were present. No Supervisor or any other party or parties were present. We viewed the site and locality of the portions of public highways to be abandoned and vacated, making a personal inspection of the ground between the points designated in the petition and order.

We are of the opinion that the portions of highway as prayed for abandoned and vacated should be vacated as same are useless, unnecessary burden.

Continued on page 480.

JUL 14 1942 AUDITED

DEC 31 1942 CERTIFIED

Recd. \$2.50 June 20, 1942

Clerk \$2.50

\$4.00

MAR 20 1942 RECEIVED

No #

In Re: To Abandon a portion of Old
Ebensburg and Carrolltown Road in
Cambria Township, Cambria County, Pa.

Petition to Appoint Viewers to View and
Vacate filed January 16, 1942

Decree

And now: Jan-12, 1942, the foregoing petition having been read and
considered, it is ordered that A. M. Shoemaker, Mahlon Baumgardner and
Theodore Hunt three Members of the permanent Board of Viewers
of Cambria County, Pa, and hereby are, appointed to view the said Road
and Inquire of the premises and make a Return of their proceedings
According to Law

By the Court
Griffith Judge

Order to View issued Jan 16, 1942 to A. M. Shoemaker
Viewers report filed March 7th W. P. C. McCann
Approved by the Court March 19, 1942 By the Court McKenrich J.
Confirmed Absolute June 8, 1942 by Clerk of Courts Joseph C. Mass
Certified to Dept. of Highways June 9, 1942
Order to Vacate issued June 9, 1942 to Alvin Evans

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 of Cambria
County, appointed by your Honorable Court upon the attached order and therein
directed to view and determine as to the propriety of vacating certain portions
of public road abandoned by the Department of Highways as parts of State Hi-
ghway Route No. 11034 after said Route No. 11034 had been relocated, respect-
fully 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 the
Supervisors of the Township of Cambria, 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 terminus and along
the route of the portions of public road desired to be vacated;

All of us met at the time and place appointed and as specified on the
notices served and posted as aforesaid and having gone over and care-
fully viewed the portions of abandoned highway indicated on the above
referred to order of the Court and are each of the following opinion, viz: -

That the whole of the first section of abandoned highway beginning at a
point at or near the entrance to the Pittsburgh and Allegheny Home for the
Friendless - indicated on the attached draft as "A" and the point indi-
cated as "C" should be vacated as a public road; but that the portion thereof
between points "A" & "B" should be left open as a private road for the use and
convenience of W. J. Meadeau and the representatives and employees of the Borough
of Ebensburg.

That the whole of the second section of the abandoned highway Route
No. 11034 between "D" and "L" on the attached draft should be vacated as a
public road, except that portion between points indicated on attached draft
between "E" and "F".

That the portion between "D" and "E", between "F" and "G" and between "I" and "J"
should be left open as private roads for the use and accommodation
of the respective property owners abutting these particular sections
of road.

Said two sections of abandoned State Highway Route No. 11034 recently
Continued on page 469

\$4.00

Ded. \$2.50

14 1942 ADDED

Recd. \$3.50 June 25, 1942 J. C. Mass

Dec.

SESSIONS, 1941

No 3

In Re: To Vacate a portion of Highway
in Cambria Township between
Ebensburg P.O. and the town of Revloc
Cambria Twp. Cambria County, Penna

Petition to Appoint Viewers to View
filed Jan. 16, 1942

Decree

And now, Jan. 12, 1942, the foregoing petition having been read and
considered, it is ordered that James M. Cann, L. G. Kayler and L. H. Jencks
three members of the permanent Board of Viewers of Cambria County, Pa.,
and thereby are appointed to view said road and inquire of the premises
and make a return of their proceedings according to law.

By the Court
McCann, C.J.

Order to View issued Jan. 16, 1942 to James M. Cann
Viewers report filed Feb. 9, 1942

Approved by the Court Mar. 9, 1942 By the Court McKinnick J.
Confirmed Absolute June 9, 1942 by Joseph C. Hess, Clerk of Courts
Certified to Dept. of Highways June 9, 1942
Order to Vacate issued June 9, 1942 to Alvin Evans

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 named Court, to view and determine whether two portions of road
in Cambria Township, Cambria County and State of Pennsylvania, should be
vacated and abandoned because by the relocating of State Highway Route 54
Spur-Sec. 2 they have become useless and burdensome to the taxpayers, respect-
fully report as follows:

That we have been duly sworn as members of the Permanent Board of Viewers
of Cambria County, Pennsylvania, as shown by the records of the Court, that
due public notice has been given of the time, place and purpose of the meeting
by posting notices at the termini of both portions of roads to be vacated, along
the route, and at points adjacent thereto, copies of said notices being hereto
attached and made a part of this report, and by service on the Supervisors
of Cambria Township and the Commissioners of Cambria County, copies
of said notices being hereto attached and also made a part of this re-
port, all of which notices set forth the time, place and purpose of the meeting.

Said portion of Road to be abandoned are bounded and described as follows:

Beginning at a point on the new State Highway Route 54 Spur-Sec. 2 in
Cambria Township, Cambria County, Pennsylvania, at a point
known as Station 305 as shown on State Highway Plan, District #9, Sheet
4, at Station 303 plus 00; thence in an Easterly direction to a point as
shown on said State Highway Plan on Sheet 6 of 11 at Station 336 plus
50; thence on said Plan from Station 350 to Station 367.

That in accordance with the notices given we met at the place of
beginning and proceeded with the duties of our appointment. There were
present the three Viewers. Cambria Township was not represented. We viewed
the portions of road to be vacated their entire length and after the view we met
at the office of Mr. A. H. Jencks in Ebensburg for further discussion. Mr. Frank
Dorr, Chief Clerk and Attorney P. J. Little were interviewed in regard to prop-
erty ownership along the route of the portions of land in question.

After giving the matter careful consideration we decided that that portion of
the road described as follows:

Continued on page 483

MAR 30 1942 CERTIFIED
Clerk \$2.50

DEC 31 1942 CERTIFIED

JUL 14 1942 AUDITED
Paid \$3.50 June 25, 1942
J. C. Hess

No 6

In Re: To Vacate a portion of highway
leading from Ebensburg - Wilmore
Road in Cambria Twp. Cambria Co. Pa.

Petition to Appoint Viewers to View filed
Jan. 16, 1942

Decree

And now Jan. 12, 1942, the foregoing petition having been read and
considered, it is Ordered that L. E. Kaylor, James McCann and R. H. Jenkins
three members of the permanent Board of Viewers of Cambria County, be,
and hereby are, appointed to view said road and inquire of the premises
and make a return of their proceedings according to law

By the Court
McCann B. J.

Order to View issued Jan. 19, 1942 to L. E. Kaylor

Viewers report filed Feb. 9, 1942

Approved by the Court Mar. 9, 1942

Confirmed Absolute June 8, 1942 By the Court McKenrick J.

Certified to Dept. of Highways June 9, 1942

Order to vacate issued June 9, 1942 to Alvin Evans

Report of Viewers.

We, the Viewers appointed by the above named Court to view the location
and report as to the advisability of vacating a section of Highway on Route
No 11026, between the Village of Ebensburg and the Village of Wilmore, res-
pectfully Report.

That we have advertised the time place and purpose of our meeting by
printed notices posted along said Highway and at the place of the road to be
vacated, also by personal notice to the supervisors of Cambria Township
and also to the Commissioners of Cambria County, as per copies of said
notices properly signed and made a part of this report.

That we have carefully inspected the location and extent of the relocated
section of highway, which is located at Howell's Bridge. The road has been
straightened at the point in question and a dangerous curve and
narrow bridge have been eliminated and a modern cement bridge
erected to replace it.

The replaced bit of roadway is useless and a source of danger and
expense to the taxpayers of the township and in the judgment of the
Viewers should be vacated.

Therefore we have complied with the desire of the petitioners and
we hereby make an order and declare the bit of highway between
Stations 387 and 391 to be vacated as of this date, 2/3/1942, and the
new highway to be adopted in its stead.

Respectfully submitted this Sixth Day of February, 1942

L. E. Kaylor
James McCann
R. H. Jenkins,
Viewers.

\$4.00

MAR 3 1942

Clerk \$2.50

JUL 14 1942

Recd. \$2.50 June 5, 1942
J. H. H.

Dec.

No 7

In Re: Hammer Street, Maple Street,
Sonman Avenue and Lakeview Street,
Portage Township, Cambria County,
Pennsylvania.

Petition for Acceptance of portions of Hammer
Street, Maple Street, Sonman Avenue and
Lakeview Street as Public Streets and
Highways filed Feb. 9, 1942

Recd. \$2.00 July 8-44 JEC. 2 1949 AUDITED

ORDER

Now, the 9th day of February, 1942, the within petition having been
read and considered, the Court hereby gives its consent that the following
portions of Hammer Street, Maple Street, Sonman Ave. and Lakeview Street described
in Resolution hereto attached, as "Exhibit A" being dedicated streets on the Record
Plan of Hammer Addition as to Portage filed out under the direction
and in the presence of Wm. H. Moody May 1907 which said plan was
recorded July 15, 1914 in the office of the Recorder of Deeds in and for
Cambria County in Plat Book Vol. 1, Page 130, and said plan or copy
by map recorded in said office April 11, 1916 in Plat Book, Vol. 1, Page
173 in Portage Twp. Cambria County, be accepted as public Highways and, as,
streets, said streets being described as follows:

1. Hammer Street: Beginning at the center of the intersection
of Hammer St. and Johnson Ave. through the intersection of Coarsenough Ave. and
Hammer St. to the boundary line of Portage Twp. and Portage Boro., a distance
of 700 ft. more or less.

2. Maple Street: Beginning at the center of the intersection of
said Maple St. and Coarsenough Ave. to the boundary line of Portage Twp.
and Portage Boro. being at a point a short distance beyond the intersection
of said Maple St. and Jefferson Ave., a distance of (55) three hundred
fifty-five feet, more or less.

3. Sonman Ave.: Beginning at the center of the intersection
of Sonman Ave. and Maple St. thence along the line of Sonman Ave. to
the center of the intersection of Lakeview St. and Coarsenough Ave., a distance
of approximately one thousand eighty-five (1085) feet, more or less.

And it is further ordered and directed that said portions of Hammer St.,
Maple St., Sonman Ave. and Lakeview St. forthwith be and become a part
of the Highway system of the Twp. of Portage, Cambria County, and to be
further ordered and directed that this proceeding be recorded in
the Court of Quarter Sessions of Cambria County, Pa.

By the Court.
M. E. Bean J.

MAR 30 1942 CERTIFIED

Clerk \$2.50

In Re: Abandonment of Piece of
Road in Gallitzin Township,
Cambria County, Pennsylvania

Petition for the Appointment of Viewers filed
March 14, 1942

Decree.

And Now, March 3rd, 1942, the foregoing petition having been read and Considered, it is Ordered that Mahlon Baumgardner Esq., Louis C. Keyler and A. M. Shoemaker Esq. three members of the permanent Board of Viewers of Cambria County, Pa. and hereby are appointed to view said road and inquire of the premises and make a return of their proceedings according to law

By the Court
W. Kernick
Judge

3-24-1942 Order View issued to Mahlon Baumgardner

5-5-1942 Viewers Report filed

6-8-1942 Approved by the Court. McCann J. P.

9-14-1942 Confirmed Absolute by Clerk of Courts Joseph C. Hess

9-14-1942 Certified to Dept. of Highways

9-14-1942 Order to Vacate issued

Report of Viewers.

We the undersigned Viewers appointed by the above Court of Quarter Sessions of said county being members of the Permanent Board of Viewers of said County, to view and determine as to the propriety of vacating all that portion of State Highway (formerly Route No 221) from a point at Station 1 plus 24 to a point at Station 187 plus 25 a distance of approximately 18601 or 3.523 miles all located in the Township of Gallitzin, Cambria County, Pennsylvania, respectfully report:-

That we were duly sworn or affirmed as members of the Permanent Board of Viewers of Cambria County, Pennsylvania, as shown by the records of said Court, gave due public notice of the time and place of meeting of said Viewers, by hand bills posted on the premises one at the beginning and one at the end or terminus and the rest along the route of the said highway proposed to be vacated and by notice served on the Commissioners of Cambria County by handing H. F. Dorr, Clerk of said Board, a copy of notice of view and acceptance of same and upon James Holmberg, Secretary of the Board of Supervisors of the Township of Gallitzin, Cambria County, Penna. who likewise accepted service, at least ten days prior to the time of the making of said view, evidence of which is shown by copies of the said notices hereto attached and made a part of this Report; That we met upon the premises according to notice given at the County line of Blair and Cambria where a large group of people met us, all of them interested in either vacating or not vacating said road or portions thereof. Alfred M. Shoemaker, Esq., Louis Keyler and Mahlon J. Baumgardner, all the Viewers being present as were the Supervisors, their secretary and the Tax Collector of said Township. The solicitor for said Supervisors nor any attorney representing any of the interested parties were in attendance. Said View taking place Tuesday March 31, 1942 at 1:30 P.M. and we proceeded with the duties of our appointment.

We carefully viewed the site and locality of the road proposed to be vacated and as described in the petition, making a personal inspection of the highway to be vacated and as to how it is affected by the New State Highway and which substantially supersedes the old highway prayed for vacation. The New Highway crosses and recrosses the old highway at many different points over the

Continued on Page 507.

BAR 3 7 1942 CERTIFIED

003 28
Audited 26 11 1942 J. Hess
Clerk \$ 2.50
Recd. \$ 3.50

March

SESSIONS, 1942

No 1

In Re: Establishment of Road between
a point Near Forks Corner and
Chickaree Cross Roads in Jackson
Township Cambria County, Penna.

Petition to Appoint Viewers filed
March 26, 1942

Decree

And Now, March 23rd, 1942 the foregoing petition having been read
and considered, it is ordered that L. C. Kaylor, A. M. Shoemaker, Esq. and James
McCann three members of the permanent Board of Viewers of Cambria County, be
and hereby are, appointed to view said road and inquire of the premises
and make a return of their proceedings according to law.

By the Court
McKenrick Judge

3-26-1942 Order to View issued to L. C. Kaylor

4-13-1942 Viewers report filed

6-8-1942 Approved by the Court McCann & S.

June 29, 1942 Petition for Appointment of reviewers filed

Decree

And Now, June 29th, A. D. 1942, the foregoing Petition having been
read and considered, it is ordered that Mahlon Baumgardner, C. C. Dickson
and H. M. J. McGrain members of the Board of Viewers of Cambria
County, be and hereby are appointed to review the said road and
facts adjacent thereto, and to make report of their proceedings
to the next Court of Quarter Sessions to be held for the said
County, stating particularly whether they judge the same
necessary for a public road.

By the Court
McKenrick and Griff
Judges

Order to review issued June 29, 1942 M. Baumgardner

Viewers report filed Aug. 11, 1942 J. W. New, Clerk

Approved by the Court Sept. 14, 1942 By the Court, McKenrick

Confirmed Absolute Dec. 14, 1942 by Joseph C. Hess, Clerk of Courts

Certified to Department of Highways Dec. 16, 1942

Order to Open issued Dec. 16, 1942 W. Smith

Report of Viewers.

We, the undersigneds Viewers appointed by the above named Court to
Review a certain road or highway leading from:

Ford's Cross Road to Chickaree Cross Road, the terminus of said road being
in the Township of Jackson, County of Cambria, Pennsylvania, Beginning at
a point near what is known as Ford's Corner, which said point is six hundred
feet west of the intersection of State Highway Route No. 314 and Township Route No.
11428, and running in a southerly direction to a point on said Route No.
314 near State Highway Route No. 11029, and Township Route No. 11428, at Chick-
aree Cross Roads,

to view the location and determine the advisability or otherwise of
Continued on page 513.

JUL 6 1942 VERIFIED

DEC 31 1942 CERTIFIED

FEB 3 1943 AUDITED

No 2

In R. Laying Out of a Public Highway in the Township of Conemaugh, County of Cambria, and State of Pennsylvania.

Petition to Appoint Viewers filed May 4, 1942

\$4.00

Preliminary Order

Now, April 13, 1942, the within petition having been presented and considered, a Rule is granted upon the Commissioners of Cambria County, Pennsylvania, to show cause, if any there be, why viewers should not be appointed as within prayed for; and said Rule is returnable at ten o'clock A. M. Eastern Standard Time, April 27, 1942, service of the Rule, together with a copy of this Petition, shall be made upon the said County Commissioners not less than ten (10) days.

By the Court
McHenrich

Now, April 17th, 1942 service of the above Rule is hereby accepted, together with a copy of the within petition.

H. J. Dore

Decree

And now, this 4th day of May, 1942 the within petition having been read and considered, the Court appoints S. E. Dickey and James McCann and A. M. Shiemaker Viewers to view the road herein referred to and make a report of their proceedings to the next term of the Court of Quarter Sessions of said County.

By the Court
Griffith, J.

5-5-1942 Order to View issued to S. E. Dickey

5-29-1942 Viewers report filed

6-8-1942 Approved by the Court McCann P. J.

9-14-1942 Confirmed absolute by Clerk of Courts Joseph C. Meier

9-14-1942 Order to open issued

Report of Viewers.

To the Honorable, the Judges of the above named Court;
We the undersigned Viewers, appointed by the annexed order of the Court to view the proposed 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 the time and place of meeting, by posting notices as required by law along the route and at the termini of the said proposed new road, as evidenced by copy of said notice hereto attached and by service of said notice upon the County Commissioners of Cambria County, the Supervisors of Conemaugh Township and the Solicitor for the Petitioners, evidenced of which is shown by copies of said notices hereto attached and made a part of this report; that we met in accordance with the notice given on the 20th day of May A.D. 1942 at 10:00 o'clock A. M. and proceeded with the duties of our appointment and viewed the premises and route of the proposed new road; that all three Viewers were present; that during the view, John H. Friedhoff, Andrew Teno, Kate Shellhammer, Verna Loebrich, John Thiel, Mrs. John Thiel, Mrs. Agnes Furlong, Adam Loebrich and Eugene Loebrich, representing the Petitioners and Harry Tilley representing

Continued on page 509

JUL 6 1942 CERTIFIED
DEC 3 1942 CERTIFIED \$2.50

OCT 28 1942 AUDITED

Rec'd \$3.50 Apr. 25, 1942 Jo. Meier

March

SESSIONS, 1942

No 3

In Re: Petition for Rule to show cause why Viewers should not be appointed for said purpose.

Filed May 11, 1942
Vacating certain portions of road in East Carroll Twp.

Order

And now April 27, 1942 the within petition having been read and presented to the Court, and it appearing therefrom that its purpose is to comply with Rule 301 1/2 of the Rules of this Court providing for notice to the County Commissioners of the intention to present a petition or petitions for the vacation of public roads, and that the County Commissioners of said County have accepted service thereof and have waived the issuing and service of a Rule to show cause, and have agreed to the presentation of a petition for the vacation of said portions of the highways within designated. And that the date of their acceptance of service shall be considered the return day of the Rule:

It is therefore Ordered and Decreed that the petitioners and other residents and freeholders of the Township of East Carroll, in said County of Cambria, may present appropriate petitions to the Court for the vacation of several portions of public roads within described.

By the Court
M. Cann P. J.

In Re: Petition to vacate a portion of a public road known as the Dutch Road in the Township of East Carroll, in the County of Cambria and State of Pa.

Petition filed May 20, 1942 vacating portion of Public road and appointing Viewers

Order

And now May 18th, 1942, the foregoing petition having been read and considered, It is Ordered that James McCann, M. J. Baumgardner and B. H. Jencks three Members of the permanent Board of Viewers of Cambria County, be and they are appointed to view said road and inquire of the premises and make return of their proceedings according to law.

By the Court
M. Cann P. J.

Notice to View issued May 20, 1942 to M. Cann

Viewers report filed June 29, 1942

Approved by the Court Sept. 14, 1942 McKenrick J.

Confirmed Absolute Dec. 16, 1942 by Clerk of Courts, Joseph O. Hise

Certified to Department of Highways Dec. 16, 1942

Order to Vacate issued Dec. 16, 1942 E. Paul Homer

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 and determine whether certain portions of Public Road along State Highway Route No. 11038, in East Carroll Township, Cambria County, Pennsylvania, should be vacated because of changes and improvements made by the State Highway Department making such portions of public road useless and burdensome to maintain, respectfully report:

Continued on page 458

CERTIFIED

JUL 8 1942

CERTIFIED DEC 31 1942

Clerk

13-43

Law

13-43

Law

13-43

Law

13-43

Law

13-43

Law

13-43

Law

March

SESSIONS, 1942

93

In Re: Petition to vacate portions of a public road long since laid out leading from Eckenrode Mill to Baker's Crossroad, in East Carroll Township, Cambria County, Pennsylvania

Petition filed May 20, 1942 Vacating Portions of Public Road and appointing Viewers

Order

And now, May 16, 1942, the foregoing petition having been read and considered, It is Ordered that, James McCann, M. J. Bamgolder, and R. H. Jencks, three members of the permanent Board of Viewers of Cambria County, be and they are hereby appointed to view said road and inquire of the premises and make return of their proceedings according to law.

By the Court
McCann P. J.

Notice to View issued May 20, 1942 to McCann
Viewers reports filed June 29, 1942

Approved by the Court, Sept. 14, 1942 By the Court: McHenrich
Confirmed Absolute Dec. 14, 1942 by Joseph C. Hesa Clerk of Courts
Certified to Dept. of Highways Dec. 16, 1942
Order to Vacate issued Dec. 16, 1942 E. Paul Hoover

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 and determine whether certain portions of Public Road along State Highway Route No. 11041, in East Carroll Township, Cambria County, Pennsylvania, should be vacated because of changes and improvements made by the State Highway Department making such portions of public road useless and burdensome to maintain, respectfully report:

That we have been duly sworn as members of the Permanent Board of Viewers of Cambria County, as attested by the records of said Court; that due notice was given to the public at least ten days prior to the holding of said view of the time, place and purpose of meeting to view the road in question, by the posting of notices at the termini of said portions of road, along the route, and at points adjacent thereto, and by serving of notices on the Commissioners of Cambria County and the Supervisor of East Carroll Township, copies of all these notices being hereto attached and made a part of this report as proof of service.

That we met in accordance with the notices given on Tuesday, June 9th, 1942, at 10:00 o'clock A.M. and proceeded to view the portions of road to be vacated. There were present three Viewers and Mr. Springer, Secretary of the Board of Road Supervisors of the above named Township. The members of the Board of Road Supervisors had been contacted personally when acknowledgement of receiving notice of view was received and expressed themselves as being in favor of the vacating of all the portions of public road as indicated below.

Said portions of roads to be vacated are located as follows:

Portion 1. Beginning at Station 174+0 and ending at Station 186+40.

Portion 2. Beginning at Station 198+0 and ending at Station 200+0.

All the portions of roads to be vacated were carefully gone over by the Viewers, accompanied by Mr. Springer, Secretary, and at the conclusion of the view all the Viewers were agreed that the prayer of the petitioners

Carried to page 477.

\$4.00
JUL 6 1942 CERTIFIED

Clk \$2.50

FEB 3 1943 AUDITED

March

SESSIONS, 1942

No 5

In Re: Petition to Vacate Portions of a Public Road leading from the Carrolltown Patton road, now known as State Highway Route 11048, to the road to Baker's Crossroads, in the Township of East Carroll, in the County of Cambria and State of Pennsylvania

Petition filed May 20, 1942 to Appoint Viewers

Order

And now, May 18, 1942 the foregoing petition having been read and considered, It is Ordered that James McCann, M. J. Baumgardner and S. H. Jencks three members of the permanent Board of Viewers of Cambria County, be and they are hereby appointed to view said road and inquire of the premises and make return of their proceedings according to law.

By the Court
J. McCann J.

Order to View issued May 21, 1942 to McCann

Viewers report filed July 1, 1942

Approved by the Court Sept. 14, 1942 by the Court McKenrick

Confirmed Absolute Dec. 14, 1942 by Joseph C. Mess Clerk of Courts

Certified to Department of Highways Dec 15, 1942

Certified to the Supervisors Dec 15, 1942 C. Paul Hoover

Order to Vacate issued Dec. 15, 1942

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 and determine whether certain portions of Public Road along State Highway Route No. 11075, in East Carroll Township, Cambria County, Pennsylvania should be vacated because of changes and improvements made by the State Highway Department making such portions of public road useless and burdensome to maintain, respectfully report:

That we have been duly sworn as members of the Permanent Board of Viewers of Cambria County, as attested by the records of said Court; that due notice was given to the public at least ten days prior to the holding of said view of the time, place and purpose of meeting to view the road in question, by the posting of notices at the termini of said portions of road, along the route, and at points adjacent thereto, and by the serving of notices on the Commissioners of Cambria County, and the Supervisors of East Carroll Township, copies of all these notices being hereto attached and made a part of this report as proof of service.

That we met in accordance with the notices given, on Wednesday, June 10th, 1942 at 10:00 o'clock A. M., and proceeded to view the portions of road to be vacated.

There were present the three viewers and Mr. Springer, Secretary of the Board of Supervisors of the above named Township. The members of the Board of Road Supervisors had been contacted personally when acknowledgment of receiving notice of view was received and expressed themselves as being in favor of the vacating of all the portions of public road as indicated below.

Portion 1. Along State Highway Route No. 11075, beginning at Station 20+69 and ending at Station 22+60 on said Route No. 11075

Portion 2. Along State Highway Route No. 11075, beginning at Station 26+85 and ending at Station 32+21 on said Route No. 11075.

Continued on page 499.

FEB 6 1942

FEB 6 1942

FEB 3 1943

FEB 3 1943

FEB 3 1943

FEB 3 1943

FEB 3 1943

FEB 3 1943

FEB 3 1943

No 6

In Re: Petition to vacate a portion of Public Road known as the Carrolltown Section road in the Township of East Carroll, in the County of Cambria and State of Pennsylvania

Petition filed May 20, 1942 to Appoint Viewers

Order

And now, May 18, 1942, the foregoing petition having been read and considered, It is Ordered that James McConn, M. J. Rummigudner and B. H. Jencks three members of the permanent Board of Viewers of Cambria County, be and they are appointed to view said road and inquire of the premises and make return of their proceedings according to law.

By the Court
McConn P. J.

Order to view issued May 21, 1942 to McConn

Viewers report filed July 1, 1942

Approved by the Court Sept. 14, 1942, by the Court McKenrick

Confirmed Absolute Dec. 15, 1942 by Clerk of Courts Joseph C. Hess

Certified to Department of Highways Dec. 15, 1942

Certified to Supervisors Dec. 15, 1942 Joseph C. Hess E. Paul Hoover

Order to Vacate issued Dec. 15, 1942

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 and determine whether certain portions of Public Road along State Highway Route No. 11075, in East Carroll Township, Cambria County, Pennsylvania, should be vacated because of changes and improvements made by the State Highway Department making such portion of public road useless and burdensome to maintain, respectfully report:

That we have been duly sworn as members of the Permanent Board of Viewers of Cambria County, as attested by the records of said Court; that due notice was given to the public at least ten days prior to the holding of said view of the time, place and purpose of meeting to view the road in question, by the posting of notices at the termini of said portion of road, along the route, and at points adjacent thereto, and by the serving of notices on the Commissioners of Cambria County and the Supervisors of East Carroll Township, copies of all these notices being hereto attached and made a part of this report as proof of service.

That we met in accordance with the notices given, on Wednesday June 10th, 1942, at 10:00 o'clock a.m. and proceeded to view the portion of road to be vacated. There were present the three Viewers and Mr. Springer, Secretary of the Board of Road Supervisors of the above named Township. The members of the Board of Road Supervisors had been contacted personally when acknowledgement of receiving notice of view was received and expressed themselves as being in favor of the vacating of the portion of public road as indicated below.

Said portion of road to be vacated is located as follows:

Measure along State Route No. 11075 from a point on Route 11048, Station No. 128+40, a distance of 666 Feet to place of beginning of road to be vacated; thence following the old location of Route No. 11048 a distance of 1061 Feet to where it intersects with the new location of Route No. 11048 at Station 139+0, place of ending.

Continued on page 514.

Clerk \$ 2.50 Dec 3 1942 CERTIFIED

FEB 3 1943 AUDITED

Jan 13 1943 J. C. W.

March

SESSIONS, 1942

No 7

Petition to Vacate a public road sometimes known as the Old Carrolltown Road, being a road laid out from Ebensburg, to the Ebensburg to the Ebensburg Carrolltown Road formerly known as the plank road, in East Carroll Township in the County of Cambria - State of Pennsylvania

Petition filed May 20, 1942 to Appoint Viewers

Order

And Now, May 18, 1942, the foregoing petition having been read and considered, It is Ordered that M. J. Baumgardner, James McCann and B. H. Jencks three Members of the Permanent Board of Viewers of Cambria County, be and they are appointed to view said road and inquire of the premises and make return of their proceedings according to law

By the Court
Jm^c Cann C.J.

Order to View issued May 21, 1942 (to Baumgardner)

Report of Viewers filed July 7, 1942

Approved by the Court, Sept. 14, 1942 by the Court, McKenrick

Confirmed Absolute Dec. 14, 1942 by Joseph C. Huse

Certified to Department of Highways Dec. 14, 1942

Order to Vacate issued Dec. 14, 1942 to Paul Hoover Supervisor

Report of Viewers.

We the undersigned Viewers, appointed by the above named Court, to view a certain highway in the Township of East Carroll, County of Cambria and State of Pennsylvania for the purpose of determining and ascertaining whether or not said portions of the public highway have become useless, inconvenient and burdensome. Beginning at Highway Route No 11034 at the boundary line between the Township of Cambria and East Carroll and at a distance measured along said highway from the Borough line of the Borough of Ebensburg 3.9 miles, said point being at Station 190 on drawing showing abandoned and relocated portions of Route 11034, Section 2, as prepared by the Department of Highways of the Commonwealth of Pennsylvania and attached to this Report. The place of ending of said road is at a point where the road to be vacated and abandoned intersects with said State Highway Route No. 62, which said point is distant in a northerly direction from the Borough line of the Borough of Ebensburg 6.2 miles and is distant two miles from the Borough line of the Borough of Carrolltown, said place of ending being Station No. 210 on said new improved State Highway No. 11034, respectfully report:

That we were duly sworn or affirmed as Members of the Permanent Board of Viewers as shown by the files of the Court of Quarter Sessions and that due public notice of the time and place of the said view were made by the posting of ten handbills along the route of the proposed vacations and abandonments; by notice served upon the County Commissioners and by the acceptance of H. F. Dorr, Chief Clerk to said Board, copy of which said acceptance is hereto attached and made a part of this Report and by service of notice of view upon John S. Springer, Secretary to the Board of Supervisors of East Carroll Township, Cambria County aforesaid all of which was done at least ten days before the view. In accordance with the Notice specifying the time and place of meeting of said Viewers we accordingly met at the farm of Thad Jones, all of the Viewers Mahlon J. Baumgardner, James McCann and B. H. Jencks being in attendance with John S. Springer, Secretary aforesaid. We started at the point of

Continued on page 456

#4.00

Feb 3 1943 ALBANY
Jan 13 1943
Clerk \$2.50

SESSIONS, 1942

June

No 1

Petition for the Appointment of Viewers
to Assess Damages, V. M. Sheehan
by Cambria County, Located in Clearfield
Township, Cambria County, Pennsylvania

Petition for the Appointment of Viewers
Filed June 1, 1942

Decree

And Now, June 1, 1942, the within petition presented, read and considered
the County Commissioners of Cambria County having waived the provisions
of Rule No. 301-1/2 of the Court of Quarter Sessions of Cambria County
and their stipulation endorsed thereon, upon motion of R. J. Hartman,
Attorney for the petitioners, the Court do now appoint James McLean
Chairman, Tom McBrain and Mahlon Baumgardner members of
the permanent Board of Viewers of the County of Cambria, as Viewers
to view and examine the premises in said petition described,
for the purpose of ascertaining the damages, if any, sustained by the
petitioner, and make return of their proceedings according to law.

By the Court
Griffith

Order to View issued June 3, 1942 to McLean
Report of Viewers filed Aug. 6, 1942

Sept 5, 1942. Appeal and Affidavits filed
Sept 5, 1942 Appeal certified to Common Pleas Court.

SEP 30 1942 CERTIFIED

June

SESSIONS, 1942

2

In Re: Petition for the Appointment
of Viewers to Assess Damages.
Charles Hasson vs Cambria County
Located in Cambria Township, Cambria
County, Pennsylvania.

Petition for the Appointment of Viewers
Filed June 8th, 1942

Devel

And Now, June 8, A.D. 1942, the within petition presented, read and
Considered, the County Commissioners of Cambria County having waived the
provisions of Rule No. 301-112 of the Court of Quarter Sessions of Cambria County,
Pennsylvania, by their stipulation entered thereon, upon motion of J. J.
Hartman Attorney for the petitioner, the Court do now Appoint
William McLean, Chairman, James McLean and S. E. Dickay, Members
of the permanent Board of Viewers of the County of Cambria, as Viewers
to view and examine the premises in said petition described,
for the purpose of ascertaining the damages, if any, sustained by the
petitioner, and make return of their proceedings according to law.

By the Court
McLean P.J.

June 10, 1942 Order to View issued to McLean

July 30, 1942 Viewers report filed

Sept. 14, 1942 Approved by the Court McHenry J.

Dec. 14, 1942 Confirmed Absolute by Joseph A. Hess, Clerk of Courts

Dec. 14, 1942 Certified to County Commissioners

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 named
Court, to view the property of Charles Hasson located in Cambria Township, Cambria
County and State of Pennsylvania, located along State Highway Route No. 422,
a short distance west of Ebensburg, and to estimate and determine the amount
of damages that have resulted, or may seem likely to result, because of the
relocation of State Highway Route No. 422 through land of the petitioner,
beg leave to report as follows:

That we have been duly sworn as members of the Permanent Board of Viewers of
Cambria County, Pennsylvania, as shown by the records of the Court; that due
public notice has been given of the time, place and purpose of said meeting
by posting notices on the premises and at points adjacent thereto, copies
of said notices being hereto attached and made a part of this report, and by
service of notices on the Commissioners of Cambria County and on Charles
Hasson, owner of the property, copies of said notices being hereto attached
and also made a part of this report.

That we met in accordance with the notices given on Friday, July 3rd, 1942,
and proceeded with the duties of our appointment. There were present the three
Viewers, Chief Clerk Frank Dorr, Attorney Frank Hartman, Charles Hasson and
Charles S. Evans. We viewed the premises affected in a thorough manner and
after completing the view, which included all the land, buildings, roads, spring
dam and trees taken, approximately 1000 pine trees will be destroyed by a
fill necessitated because the State Highway Department acquired by condem-
nation the right of way for the Melva Extension of the Cambria and Indiana
Railroad Company, through the entire width of the property, part of the club
house, the fish pond and some of the timber. This right of way, consisting

Continued on page 500

SEP 30 1942 CERTIFIED

CLERK # 253 DEC 31 1942 CERTIFIED

June

No 3

In Re: Petition for the Appointment
of Viewers to View and lay out a
Road in Jackson Township
Cambria County, Penna

Petition for the Appointment of Viewers
filed June 24, 1942

Decree

And Now, June 22, 1942, the foregoing petition having been read and
considered, it is ordered that A. M. Shumaker, S. H. Hughes and James McCann
Members of the Board of Viewers of Cambria County, be and hereby are appointed
to view and report on the above matter, according to law

By the Court
McCann P. J.

- 6-24-1942 Order to View issued to A. M. Shumaker
8-3-1942 Viewers report filed.
9-14-1942 Approved by the Court, McCann P. J.
12-14-1942 Confirmed Absolute by Joseph C. Hare, Clerk of Courts
12-14-1942 Certified to Department of Highways
12-14-1942 Order to Open issued to Board of Supervisors

Report of Viewers

To the Honorable, the Judges of the Court of Quarter Sessions of Cam-
bria County, Pennsylvania.

We, the undersigned members of the Permanent Board of Viewers of Cambria
County, Pa., appointed by your Honorable Court and upon the attached order
directed to view and determine as to the necessity for a public road in Jackson
Township, said county and state, between the termini therein specified, re-
spectfully 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
Jackson Township, and having had them accept service of same, and to the
traveling public by printed hand bills posted in public and conspicuous places
at and near the termini of the piece of proposed new public road; 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 upon the premises at the time and place appointed, in
accord with the notices posted and served as aforesaid, and having gone
over and carefully viewed the premises observing the number of residents
and property owners along the proposed route; having agreed there was
occasion and necessity for a public road between the termini speci-
fied in the petition, we proceeded to lay out a road, which we recom-
mend for public use, taking the following courses and distances viz:

Beginning on the brick road, formerly State Highway Route No. 219, at the
line dividing the Townships of East Taylor and Jackson, on the property known
as the Amos Wagner farm, and extending thence the following courses and
distances, north 47 degrees 40 minutes east 76 feet; along said brick road,
and thence north 79 degrees 45 minutes east 360 feet; south 63 degrees 40
minutes east 211 feet; north 81 degrees 35 minutes east 95 feet; north 88 de-
grees 30 minutes east 294 feet; north 79 degrees east 114 feet; north 71 degrees
10 minutes east 385 feet; north 62 degrees 30 minutes east 273 feet; north
57 degrees 20 minutes 228 feet; north 63 degrees east 253 feet; north 24 de-
grees east 196 feet; north 79 degrees 40 minutes east 208 feet; north 84 de-
grees 45 minutes east 267 feet; south 84 degrees east 533 feet; south 83

Continued on page 503

30 DEC 31 1942 CERTIFIED

\$4.00

Clerk \$2.50 DEC 31 1942 CERTIFIED

Law 13.43

FEB 3 1943 AUDITED

June

SESSIONS, 1942

No 4

In re; Petition for the Appointment of Viewers to Assess Damages for the Relocation of State Highway Route 11007-2 from the Land of Yanor Petitioner.

Petition & Rule to show cause why Petition should not be granted. Filed July 22, 1942

Petition of Daniel Patton.

Rule to show Cause

And Now, 18 July, A.D. 1942, a rule is granted on the County Commissioners to show Cause why the above petition should not be granted. Rule returnable ten days hence.

By the Court

Griffiths J.

Order and Decree

Now, Aug 3, 1942 the foregoing petition having been read and considered, the Court appoints S.E. Dickey, L.E. Kayland and Robert S. Mayer Viewers. Who in accordance with the Acts of Assembly in such case made and provided shall view the premises and make a award as to them shall seem just and proper; report of the Viewers to be filed on or before the next term of this Court, and Notice of the filing of this report shall be given to the County Commissioners of Cambria County, and the Attorney for the Petitioner.

By the Court McKenrick J.

Order to view issued Aug 6, 1942 S.E. Dickey

Sept 5 1942 Viewers Report filed

9-14-1942 Approved by the Court. McKenrick J.

11/2/42 Agreement of Counsel filed.

Nov. 2 - 1942 in accord with agreement of parties filed herewith the Report is confirmed absolutely.

By the Court

McKenrick Judge

Nov. 10, 1942 Cert. to County Commissioners

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 premises, do determine and estimate the damages that have resulted or that may seem likely to result to the property of Daniel Patton, situate in Upper Yoder Township, Cambria County, Pennsylvania, fronting 152.31' on the northerly side of Harshberger Street and extending back 193.32' on the Easterly side and 166.87' on the westerly side to Bailey Alley and being marked and known as lots No. 227, 228 and 229 on the Plan of Elin by reason of the relocation and construction of State Highway Route 11007 Section 2 by the Highway Department of the Commonwealth of Pennsylvania, respectfully report as follows:

That we have been duly sworn or affirmed as members of the Permanent Board of Viewers of Cambria County, as attested by the records of said Court; that due notice was given, to the public, at least ten days prior to the holding of said view, of the time and place of meeting for viewing the premises and the taking of testimony by posting said notices on the premises affected, by publication of said notices in one issue of the Johnstown Tribune, by service of said notice on the Commissioners of Cambria County, the solicitor for Cambria County, the solicitor for Upper Yoder Township, the solicitor for the Petitioner and upon the Petitioner, evidence of which is shown by

Continued on page 510

SEP 30 1942 CERTIFIED

41-2

CLERK # 2-50 DEC 31 1942 CERTIFIED

June

SESSIONS, 1942

101

No 5

In Re: Petition of Bertha Potter, for the Appointment of Viewers to Assess the Damages for the Relocation of State Highway Route 11007-2 from the Land of your Petitioner.

Petition and Rule to show cause why the petition should not be granted filed July 22, 1942

Rule to show cause

And now, 16 July, A.D. 1942, a rule is granted on the County Commissioners to show cause why the above petition should not be granted.
Rule returnable ten days hence.

By the Court
Griffith J.

Order and Decree

And now, Aug 2, A.D. 1942 the foregoing petition having been read and considered, the Court appoints Robert H. Mayer, L. E. Kayler and S. E. Dickey Viewers, who, in accordance with the Acts of Assembly in such case made and provided shall view the premises and make an award as to them shall seem just and proper; report of the Viewers to be filed on or before the next term of this Court, and notice of the filing of this report shall be given to the County Commissioners of Cambria County, and to the attorney for the Petitioner.

By the Court
Griffith J.

Order to view issued Aug. 6, 1942 Robert H. Mayer

Sept 5, 1942 Viewers Report filed.

Sept. 14, 1942 Approved by the Court, M^cKenrick J.

Nov. 2, 1942 Agreement of Counsel filed.

Nov. 2, 1942 in accord with agreement of parties filed herewith the report is confirmed absolutely

By the Court

Nov. 10, 1942 Certified to County Commissioners M^cKenrick Judge
Griffith, J.

Report of Viewers.

To the honorable, the Judges of the abovenamed Court we the undersigned Viewers, appointed by the attached order of the above Court to view the premises, to determine and estimate the damages that have resulted or that may seem likely to result to the property of Bertha Potter, situate in Upper Yoder Township, Cambria County, Pennsylvania, fronting 178.59' on Ann Street and extending back 152.31' along Harshberger Street on the southerly side and 150' along lot No. 223 on the northerly side to Ohm Alley and being marked and known as lots No. 220 1/2, 221 and 222 on the Plan of Elm, by reason of the relocation and construction of State Highway Route 11007 Section 2 by the Highway Department of the Commonwealth of Pennsylvania, respectfully report as follows:

That we have been duly sworn or affirmed as members of the Permanent Board of Viewers of Cambria County as attested by the records of said Court; that due notice was given, to the public, at least ten days prior to the holding of said view, of the time and place of meeting for viewing the premises and the taking of testimony by posting said notices on the premises affected, by the publication of said notices in one issue of the Johnstown Tribune, by service of said Notice on the Commissioners of Cambria County, the Solicitor for Cambria County, the Solicitor for Upper Yoder Township, the Solicitor for the Petitioner and upon the

Continued on page 511.

SEP 30 1942

#4.00

Clerk \$2.50

June

SESSIONS, 1942

No 6

In Re: Petition for Viewers to vacate a section of State Highway Route No. 11089, Sec. 1, located in the Township of Elder, County of Cambria and State of Pennsylvania.

Petition to Appoint Viewers to View filed Aug. 24, 1942.

Decree

And now, Aug. 24, 1942, the foregoing petition having been read and considered, it is ordered that Mahlon Baumgardner, Theodore Hunt, and A. M. Shoemaker, three members of the permanent Board of Viewers of Cambria County, be and they hereby are appointed to view the road described in the foregoing petition and inquirers of the premises and to make a return of their proceedings.

By the Court
Thyffick J.

Aug. 26, 1942 Order to View issued M. B.

Oct. 29, 1942 Viewers report filed

Viewers report approved by the Court. McHenry J. 12/14/1942

Confirmed absolutely by Joseph C. Wess March 4, 1943

Certified to the Dept of Highway. 3/4-43.

Certified to Elder Township Supervisors 3/4-43.

Order to vacate issued 3/4-43.

Report of Viewers

We, the undersigned Viewers appointed by the above named Court to for the purpose of vacating a certain portion of a public road or highway, as abandoned for road use by the Department of Highways of the Commonwealth of Pennsylvania being all that portion of State Highway Route No 11089, Section 1, abandoned as State Highway, beginning at State Highway Station 33 plus 00 and extending to a point at Station 38 plus 00, a distance of approximately six hundred (600) feet more or less, all of which is in the Township of Elder, County of Cambria and State of Pennsylvania, respectfully report as follows:

That we are members of the Board of Permanent Viewers of Cambria County, Pennsylvania and that we have been duly qualified according to law as appears of record in said County of Cambria; that we gave due public notice of the time and place of the meeting of the Board of Viewers as required by law by posting ten notices along the route of the road or highway proposed to be vacated and at the terminus thereof and by notice upon George M. Spence, Esq., Solicitor for the Township of Elder aforesaid and upon Frank Dorr, Chief Clerk to the Commissioners of Cambria County, acceptances of service of same being hereto attached and make a part of this report.

Pursuant to said notice the Board of Viewers met on Monday, September 21, 1942 at 10 o'clock A.M. at the point of beginning as above stipulated and proceeded with the duties of our appointment.

All of the members of the Board in the proceedings were present, to wit; Mahlon Baumgardner, Theodore Hunt and A. M. Shoemaker and Patrick McAndrew a member of the Board of Supervisors of the Township of Elder aforesaid together with Michael Endler, Secretary to the Board of Supervisors aforesaid. We went over the highway or public road to be vacated which said highway or public road is utterly abandoned and useless, for any purpose whatsoever. After making a careful inspection of same and taking all matters pertinent to the same and having due regard as to any use same may be applied as a public highway we are unanimously of the opinion that said portion of State Highway Route No 11089, Section 1

Turn to page 447

SEP 30 1942
CERTIFIED

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APR 7 1943
CERTIFIED

Read

15-11-1943

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APR 7 1943
CERTIFIED

Clark

Sept

SESSIONS, 1942

103

In Re: Petition for the Appointment of Viewers to view and Assess damages for Russell J. Edwards vs Cambria County

Sept. 15, 1942 Petition for the Appointment of Viewers filed

Decree

And Now, 15th Sept. 1942, the within petition presented, read and Considered, the County Commissioners of Cambria County having waived the provisions of Rule No. 301-1/2 of their Stipulation (endorsed) thereon, upon motion of J. J. Hartman, Attorney for the petitioner, the Court do now appoint Wm McBrain, Chairman, Mahlon Baumgardner and James McConn members of the Permanent Board of Viewers of the County of Cambria, as Viewers to view and examine the premises in said Petitioner described, for the purpose of ascertaining the damage, if any, sustained by the petitioner, and make return of their proceedings according to law.

By the Court
Griffith J.

Sept. 16, 1942 Order to View issued sent to Wm McBrain

Nov. 20, 1942 Viewers Report filed

Viewers report Approved by the Court McKeenish J. 12/14/1942

Confirmed absolutely by Joseph B. Weese - 3/4-43

Certified to the County Commissioners & Controller

March 14, 1943 - Received check from County Commissioners in the sum of \$5400.00 payable to Russell J. Edwards.

J. J. Hartman, Attorney for Russell J. Edwards.

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 certain lands situate in Cambria Township, Cambria County, Pennsylvania, condemned by the Pennsylvania State Highway Department for the purpose of improving State Highway Route No 219, passing through lands of your petitioner, Russell J. Edwards, and to ascertain and determine damages done, or that may seem likely to be done, or benefits accruing by the taking of said land, respectfully report as follows:

That we have been duly sworn as members of the permanent board of Viewers of Cambria County as attested by the records of said Court; that due notice was given to the public at least ten days prior to the holding of the view, of the time and place of meeting for viewing the premises and the taking of the testimony, by posting notices on the premises affected and at points adjacent thereto, by service of the said notice on the Commissioners of Cambria County and on Russell J. Edwards, owner of said lands, evidence of which service is shown by the copies of said notices, properly signed, hereto attached and made a part of this report.

That we met in accordance with the notices given on the 10th day of October, 1942 at 9:30 A.M., at the place indicated and proceeded with the duties of our appointment. We viewed the premises affected in a thorough and careful manner. There were present the three Viewers, George M. Spence, solicitor for the County Commissioners, Chief Clerk, H. F. Dorr,
Continued on page 488

DEC 31 1942 CERTIFIED
Clerk \$4.00

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September

SESSIONS, 1942.

No. 2.

In re: Petition to lay out a public road in Dean Township, Cambria County, Pa.

Petition for appointment of Viewers filed Sept. 25th 1942.

Decree

And now, September 24, 1942, the within petition having been presented, the same is read and considered and Mahlon J. Baumgardner, James McCann and Alfred M. Shoemaker, are hereby appointed Viewers to view the road proposed to be laid out, and, if they see occasion, lay out the same and make report of their proceedings to the next term of the Court of Quarter Sessions of Cambria County, Pennsylvania.

By the Court
McCann P.J.

Sept. 24, 1942 Order to View issued

Oct. 29, 1942 Viewers report filed

Viewers report approved by the Court, McKenrich J. 12/14/1942

Conferred Absolutely by Joseph B. Weir, 3/4-43.

Certified to the Dept of Highway 3/4-43

Certified to the Supervisor of Dean Twp 3/4-43

Order to open issued 3/4-43

Report of Viewers.

We, the undersigned Viewers, appointed by the above named Court to view a certain road or public highway leading from the "Cement Bridge" which is located by beginning at the center of the road leading to Daugherty's Mine, and running thence north 8 degrees 30 minutes east 628 feet, north 28 degrees east 198 feet, north 50 degrees 30 minutes east 458 feet, north 40 degrees east 579 feet, and thence north 37 degrees east 280 feet to said Cement Bridge and ending at Station 1173 plus 42 of State Highway Route No. 234, all in the Township of Dean, Cambria County, Pennsylvania, to view the location and determine the advisability or otherwise of either sustaining a former Board of Viewers in recommending the vacation of same which said proceedings are of record in the office of the Clerk of Courts of Cambria County, Pennsylvania and entered to the 2 March Sessions, 1932, respectfully report as follows:

That we have been duly qualified as members of the Permanent Board of Viewers as is shown by the records of said County; that we gave due public notice of the time and place of the meeting of the Board of Viewers as required by law by posting ten notices along the route of the proposed road and at the terminus and by notice upon Morgan W. Evans, Esq., Solicitor for the Board of Supervisors of Dean Township aforesaid and upon Frank Dorr, Chief Clerk to the Board of County Commissioners of Cambria County, Pennsylvania, acceptance of service of same being hereto attached and made a part of the Report herein. Notice was also given by letter to the Secretary of the Board of Supervisors requesting said Supervisors to attend the view despite the fact that they the said Supervisors were the petitioners. That we met at the place of beginning stipulated in the notices on Friday October 16, 1942 at 10 o'clock A.M. there being present James McCann, Alfred M. Shoemaker and Mahlon J. Baumgardner, the Viewers and Howard Lewis, one of the Supervisors of Dean Township. Mr Lewis informed the Viewers that the Secretary informed all of the members of the Board of Supervisors to be in attendance in addition to the notice given by the Solicitor to the Board of Supervisors aforesaid. We traveled the route recommended to be vacated and same was vacated by a previous Board of Viewers. The public road prayed for is a portion of the public highway heretofore vacated and we found it in excellent condition and in good state of repair. We were informed that

Transferred to page 513

Clerk \$44.00 DEC 31 1942 CERTIFIED

Clerk 350

APR 7 1943 CERTIFIED

APR 7 1943 CERTIFIED

September

SESSIONS, 1942

105

In Re: Petition to lay out a public road in Upper Yoder Township, Cambria County, Pennsylvania

Petition for Appointment of Viewers filed Sept. 29, 1942

Preliminary Order

Now, Sept. 14, 1942, the within Petition having presented and considered, a Rule is granted upon the Commissioners of Cambria County, Pennsylvania to show cause, if any they have, why Viewers should not be appointed as within prayed for; And said Rule is returnable at ten o'clock, A. M. September 28, 1942. Service of this Rule, together with a copy of this petition, shall be made upon the said County Commissioners not less than ten (10) days before the said Return Day.

By the Court
M. Canniff

Decree

And Now, this 28th day of September, 1942, the within Petition having been read and considered, the Court appoints S. E. Dickey and Theodore Hunt and James McCann Viewers to view the road herein referred to and make a report of their proceedings to the next term of the Court of Quarter Sessions of said County.

By the Court
Griffith, J.

Order to View issued Sept. 29, 1942 S. E. Dickey

Viewers report filed Oct. 29, 1942

Viewers report approved by the Court, M. Canniff 12/14/1942

Conferrence Absolutely by Joseph E. West 3/4-43

Certified to the Dept. of Highways 3/4-43

Certified to the Supervisors of Upper Yoder Twp. 3/4-43

Order to view issued 3/4-43

Report of Viewers

To the Honorable, the Judges of the above named Court, we the undersigned Viewers, appointed by the annexed order of the Court to view the proposed 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 the time and place of meeting, by posting notices as required by law along the Route and at the terminus of the said proposed new road, as evidenced by copy of said notice hereto attached, and by service of said notice upon the County Commissioners of Cambria County, the Supervisors of Upper Yoder Township and the Solicitor of Upper Yoder Township, evidence of which is shown by copies of said notices hereto attached and made a part of this report; that we met in accordance with the notice given on the 14th day of October A. D. 1942 at 9:30 o'clock A. M. and proceeded with the duties of our appointment and viewed the premises and route of the proposed new road; that during the view, all of the owners of property abutting on said proposed new road and the three Viewers were present. Objections to the opening and improving of the said proposed road, were made by John Ober and Frank Hill whose properties also abut on Hill Street, an improved Highway. Also Frank A. McCallum whose property abut on Pulls Street, an improved Highway. After viewing the premises and hearing all

September

SESSIONS, 1942

No 4

In Re: Petition to lay out a public road in Upper Yoder Township, Cambria County, Pennsylvania.

Petition to Appoint Viewers filed Sept. 29, 1942

Preliminary Order

And now, Sept. 14, 1942, the within Petition having been presented and Considered, a Rule is granted upon the Commissioners of Cambria County, Pennsylvania, to show Cause, if any they have, why Viewers should not be appointed as within prayed for; and said Rule is returnable at ten O'clock A. M., September 28, 1942. Service of this Rule, together with a copy of this petition, shall be made upon the said County Commissioners not less than ten (10) days before the said return day.

By the Court
Mc Cann J.

Decree

And now, this 28th day of September, 1942, the within Petition having been read and Considered, the Court Appoints S. E. Dickey, Theodore Hunt and James M. Cann, Viewers to view the road herein referred to and make a report of their proceedings to the next term of the Court of Quarter Sessions of said County.

By the Court
Griffith

Order to View issued Sept. 29, 1942 S. E. Dickey
Viewers report filed Oct. 28, 1942

Approved by the Court Dec. 14, 1942 By the Court McHenrich J. 12/14/1942

Conferred Absolutely by Joseph W. E. Wess 3/4 - 43

Certified to Dept of Highways 3/4 - 43

Certified to the Supervisor of Upper Yoder Twp 3/4 - 43

Order to open issued 3/4 - 43

Report of Viewers

To the Honorable, the Judges of the above named Court, we the undersigned Viewers, appointed by the annexed order of the Court to view the proposed 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 the time and place of meeting, by posting notices as required by law along the Route and at the termini of the said proposed new road, as evidenced by copy of said notice hereto attached, and by service of said notice upon the County Commissioners of Cambria County, the Supervisors of Upper Yoder Township and the Solicitor of Upper Yoder 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 14th day of October A.D. 1942 at 11:00 o'clock A.M. and proceeded with the duties of our appointment and viewed the premises and route of the proposed new road; that during a view several residents of Upper Yoder Township and all three Viewers were present. After viewing the premises, we met at the office of S. E. Dickey & Co., 809 Johnstown Trust Bldg., Johnstown Pa, where two of the Supervisors, Curt Barnhart and P. H. Weimer, were interviewed; that said proposed new road is now temporarily opened over two dedicated Highways in the Henry Shenkle Estate Plan of lots known as Mellott Avenue and

Turn to page 442

Clerk H. O. J. 1942
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D 5.

In re: Petition for Appointment of Viewers to view and Assess Damages to Steve Revi, otherwise Stephen Revi, and Mary Revi, otherwise Mary Revi, his wife, for Relocation of State Highway Route No 11066 in Cambria Township, Cambria County, Pa.

Petition for appointment of Viewers and Rule on Commissioners to show cause, if any, why Viewers should not be appointed filed 10/23/42
Rule returnable Nov. 2nd 1942 at 10:00 a.m.
Certificate of service of rule filed.

Decree

And now, Nov. 2, 1942, the within petition presented, read and considered, then the Commissioners of Cambria County having been served with notice as provided by Rule No. 30 1/2 of the Court of Quarter Sessions of Cambria County, Pennsylvania, upon motion of A. M. Shoemaker, Attorney for Petitioners, the Court do hereby appoint Mahlon H. Baumgardner, Esq. (Chairman), S. H. Jencks and Geo. J. McGrain, members of the Permanent Board of Viewers of Cambria County, as Viewers to view and examine the premises in said petition described for the purpose of ascertaining the damages, if any, sustained by the petitioners, and make report of their proceedings according to law.

By the Court:
M. Kenrick
Griffith
Judge.

Nov. 10, 1942 Order to View issued to Mahlon Baumgardner

March 1, 1943 Report of Viewers filed
April 1, 1943 Confirmed Absolute. J.C. Wersby P.I. Culliton acting ch. Clk
April 1, 1943 Certified to County Commissioners

Report of Viewers

To the Honorable, the Judges of the above stated Court.
We, the undersigned Viewers appointed by the above and annexed order of the Court, to view the following named premises and ascertaining and to assess damages and benefits by the reason of the relocation and construction of a public Highway known as State Highway Route #11066 as affecting the property of Steve Revi, otherwise Stephen Revi and Mary Revi, otherwise Mary Revi respectfully report.

That we were duly sworn or affirmed as members of the Permanent Board of Viewers of Cambria Co, Penna as shown by the records of the Court; that due public notice of the time and place of the meeting of the said Viewers was given by the posting of ten (10) handbills upon the premises and by personal service upon Stephen Revi and Mary Revi his wife, and upon N. Frank Dorr, Chief Clerk to the Commissioners of Cambria Co and upon Alfred M. Shoemaker, Esq., Attorney for the petitioners and land owners ten days or more prior to the time of the meeting of the Viewers as is evidenced by copies of said notices being hereto attached and further that a copy of said notices was given to each of the parties upon whom personal service was made.

We met pursuant to said notices upon the premises on Saturday November 28, 1942 at 10 o'clock and proceeded with the duties of our appointment. There were present at said view Mahlon Baumgardner, S. H. Jencks, William M. Grain all the members of the Board of Viewers in order of the Court; N. Frank Dorr, Chief Clerk to the Commissioners of

Turn to page 440

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SESSIONS,

1942

No 1

In Re: Taking over Road or
Street in East Taylor
Township, Cambria Co
Penn.

Petition of Supervisors of East
Taylor Twp, filed Dec 18, 1942

Resolution passed by Board of Supervisors Aug 18, 1942.

Decree

And Now, 17/12/42, the foregoing petition having
been presented, examined and duly considered, the prayer of the
petition is granted and it is ordered and decreed that the road or
street described in the foregoing petition shall be and become
a part of the public highway system of the Township of East Taylor
and shall be (forwarded) recorded in its office of the Clerk of Court
of Quarter Session

By the Court
M^{rs} Kearick
J

2 APR 7 1943
CERTIFIED

No. 2	In Re: Taking over a Road or Street in East Taylor Township, Cambria Co., Pennsylvania.	12/28-42 Petition of Supervisors of East Taylor Township filed
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Resolution of Board of Supervisors of East Taylor Twp passed Aug 28, 1942

Decree

And Now, 12/28-1942, the foregoing Petition having been presented, ~~affirmed~~ and duly considered, the prayer of the Petition is granted and it is ordered and decreed that the Road or Street described in the foregoing Petition shall be and become a part of the Public Highway System of the Township of East Taylor, and shall be so recorded in the office of the Clerk of Courts of Quarter Sessions

By the Court

McKearney

3 In Re: Laying out a Public (Road) highway in the Township of Upper Yoder, Cambria County, Pennsylvania

Jan 15, 1943. Petition for the appointment of Viewers, Preliminary Order and Decree filed.

Now Dec 14, 1943. Verdict of the above Rule is hereby accepted together with a copy of its written petition H. J. Don. Clerk.

Decree

And now this 15th day of January 1943, the written Petition having been read and considered, the Court appoints - James M. Gault, D. E. Dekey, and Theodore Hunt, Viewers to view the road herein referred to and to make a report of their proceedings to the next term of Court of Quarter Sessions of said County.

By the Court
Griffith

Jan 21, 1943. Order to View issued

Feb 8, 1943. Report of Viewers filed

April 5, 43 Order to open issued

March 1, 1943 Viewers Report approved by the Court; M^r Kerrick and width fixed at 40 feet.

April 5, 1943. Confirmed absolutely and certified to Dept of Highway

To the Honorable, the Judges of the above named Court

We, the undersigned Viewers appointed by the attached order of said Court to view the proposed new road within described and to determine if a necessity exists for it and if so, to proceed to lay it out according to law, respectfully report:

That we have been duly sworn as members of the Permanent Board of Viewers of Cambria Co, as shown by the records of the Court. That due public notice of the time and place of meeting was given by posting notices at the termini of said road, along the route and at places adjacent thereto. Also, the serving of notices on the Commissioners of Cambria Co and the Supervisors of Upper Yoder Township, through their attorney, Frank P. Barnhart, as attested by copies of all such notices properly signed and hereto attached and made a part of this report.

That we met in accordance with such notices at the time and place indicated and proceeded with the duties of our appointment and viewed the premises and parts of the proposed new road. There were present at three Viewers and a number of the adjoining property owners. That said new proposed road is now a private road, kept in good condition and maintained by the owners of the adjoining properties. That one of the Terminus of the road is at other than a Public Highway, commonly known as a dead end. That there are now eight families living along the route of the proposed road, and also it furnishes the only means of egress for other properties. All those present spoke in favor of the new road and all three Viewers favored it. It was therefore agreed by the Viewers that the prayer of the petitioners should be granted and the opening of the new road approved accordingly. The Viewers proceeded to lay out the new road which is bounded and described as follows:

Beginning at a point on the Menaker Highway, a public Highway in said Township, and extending over and across a private road to a turning easement on the property of W. D. Stagle. The exact location of the said place of beginning of said proposed road from the nearest intersecting public Highway, namely, St Clair Road,

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4 In Re: Petition for approval of acceptance of road in Dean Township by Supervisor

March 4, 1943. Petition of Supervisor filed

March 4, 1943. Resolution of Board of Supervisors filed. Location of Road accepted.

Leading from State Highway Route 507 on the land of the Dean Twp. School District, occupied by what is known as the Reckless School, a distance of 974 feet and a width of 33 feet to the Methodist Church property and a cemetery in said Township. More particularly describing on a plan or plat made by John H. Elder, Registered Engineer on May 3, 1939

Decree

And now March 4, 1943, the within petition having been presented, the same is read and considered, and the report of the Board is given to the acceptance of a road within described as a public road of Dean Twp., Cambria Co., Pa.

By the Court
J. Griffith

3/3-43. Certified to Sec. of Dean Twp. Supervisor

Clark

250

Read

3/3-43

APR 10 1943

250

ADDED

5 In Re: Petition for the acceptance of Road in Dean Twp by the Dean Twp Supervisors. March 3, 1943. Petition of Supervisors filed.

March 3, 1943. Resolution of Supervisors filed.
Location of Road accepted.

Plan of the Village of Dyar, located in Dean Twp, Cambria Co., Pa. There appears a street or roadway known as Millen St., being a street connecting Railroad St. with State Highway Route 734, and being in length 611 feet, and a width of 33 feet.

Decree of Acceptance.

And now March 7, 1943, the within petition having been presented, the same is read and considered and the consent of the Court is hereby given to the acceptance of the road therein described as a public road in Dean Twp, Cambria Co., Pa.

By the Court.
Clifford

March 3, 1943. Certified to Sec. of Supervisors

Check
2/50

Read
3/11-43

APR 10 1943
VJQ

9/16

6 In Re: Petition for leave to accept streets and Alleys by the Supervisors of Barr Township

March 4, 1943. Petition for the acceptance of streets & Highways by the Barr Township. Superintend filed.

Recd -

3/4 - 43

APR 10 1943 AUDITED

2/50

P.B.

Location of streets and Alleys accepted.

Lincoln Street, having a width of 40 feet.

David Street, having a width of 40 feet.

Alley situate between and parallel to Joseph Street and David St. having a width of 16 feet.

Joseph Street, having a width of 40 feet.

Alley situate west of and parallel to Joseph Street having a width of sixteen feet.

Said Street & Alley are more specifically described in the plan of lots of D.G. Douglas & A. H. Good, recorded Jan 26, 1896 in the office of Recorder of Deeds.

Decree

And now March 4, 1943, the foregoing petition having been read and considered, leave is granted to the petitioners, members of the Board of Supervisors of Barr Township, Cambria Co., Pa., as public highways, the streets and Alleys described in said petition.

By the Court.

A. A. Nelson
J. O. G. Specially Residing

March SESSIONS, 1943

No 1

In Re: Laying out of a
Public Highway in the
Township of Upper Yoder,
County of Cambria, State
of Pennsylvania

4/18-43. Petition of Supervisor of
Upper Yoder Twp. filed.

Order of Court.

And Now, this 18th day of April, 1943, the within
Petition having been read and considered, the Court appoints
P. E. Turkey, Chairman, and Theodore Hunt and James W. Gann
viewers to view the road herein referred to and make a part of
their proceedings to the next term of Court of Quarter Sessions
of said County.

By the Court
Griffith, Judge

April 18, 1943. Order to view issued.

May 11, 1943. Report of Viewers filed.

June 14, 1943. Approved by the Court and width fixed
at 40 feet.

By the Court
A. H. Kewick, J.

Sept 15, 1943. Confirmed absolute by P. E. Turkey

Sept 15, 1943. Certified to Dept of Highways

{ Certified to Supervisor of Upper Yoder Twp.
Order to open issued.

Report of Viewers

To the Hon. the Judges of the above named Court
we, the undersigned Viewers, appointed by the annexed order of
the Court to view the proposed 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 the
time and place of meeting, by posting notices of the time and place
of meeting by posting notices of request by law along the route
and at the terminus of the said proposed new road, as evidenced by
copies hereto attached and by service of said notice on the County
Commissioners of Cambria County and the Selection for the Supervision
of Upper Yoder Twp., evidence of which is shown by copies hereto attached
and made a part of this report; that we met in accordance with
the notice given on this 14th day of May A. D. 1943 at 10:00 o'clock
A. M. and proceeded with the duties of our appointment and viewed the premises
and route of proposed new road. All three Viewers and some of the landowners
were present, that the said proposed new road is now a dedicated highway
40' in width and known as Albion Ave in the Homestead plan of lots
as shown in Blue Book hereto attached and made a part hereof read

No 2 In Re: June 9. 1943. Petition for Rule to
 Petition for Rule to show cause why Viewers should not be appointed to vacate Public Alley, in Ossau Township described in Vol 7 at page 84.
 May 19. 1943. Acceptance of service and waiver filed by H. T. Dorr, Chief Clerk.

Order of Court.

Now, May 19. 1943 the within petition having been read and presented to the Court, and it appearing therefrom that its purpose is to comply with Rule 301 1/2 of the Rules of this Court, providing for notice to the County Commissioners of the intention to present a petition or petitions for the vacation of public roads, and that the County Commissioners of said County have accepted service thereof and have waived the issuing and service of a Rule to show cause and agreed to the presentation of a petition for the vacation of said Public alley within, and that the date of their acceptance of service shall be considered the return day of the Rule.

It is Therefore Ordered, and Decreed that the petitioners and other Residents and freeholders of the Township of Ossau, in said County of Cambria, may present an appropriate petition to the Court for the vacation of the Public alley within described.

By the Court.
 Griffith J.

750
 3 1944 DEPT. 118

March SESSIONS, 1943

No. 3 In Re: Petition to Vacate Public Alley in Oleson Twp. Cambria County, Penna. Records Vol. 2 at Page 84 June 9, 1943. Petition for appointment of Viewers filed.

Order of Court

And now June 7, 1943, the foregoing petition having been read and considered, it is ordered that James M. Baga, S. H. Jenks and L. E. Taylor, three members of the permanent Board of Viewers of Cambria County, be and they are hereby appointed to view said public alley and inquire of the premises and return of their proceedings according to law.

By the Court
J. M. Baga

June 8, 1943 Order to view issued to Jas M. Baga.
July 3, 1943 Viewers Report filed.
Sept 7, 1943 Approved by the Court. M. McKenrick Jr.
Dec 17, 1943 Confirmed Absolute
" 17, 1943 Certified to Supervisors
" 17, 1943 " to Dept of Highway - Rec'd 1-7-44 - Pa Dept Highway
" 17, 1943 Order to open issued.

FEB 7 1944 AUDITED
350

Report of Viewers.

To the Honorable, The Judge of the above named Court.

We the undersigned Viewers appointed by the aforesaid Order of the above Court to view and determine whether a certain alley located in Oleson Township, Cambria County, Penna. should be the said alley having become useless and unnecessary to the public respectfully report as follows:

That we have been duly sworn as members of the permanent Board of Viewers of Cambria County as attested by the records of said Court, that due notice was given to the public at least ten days prior to the holding of said view, of the time, place and purpose of Meeting by posting of notices on said premises and at point adjacent thereto by service of said notices on the Commissioners of Cambria County, The Supervisors of Oleson Twp. and the heirs of Wilhelmina Pfeister, evidence of proper service is shown by copies of such notices properly signed, hereto attached and made a part of this Report, all such notices above referred to set forth the time, place and purpose of said Meeting.

That in accordance with the notice given we met on the premises on Friday A.M. at 9:30 o'clock, June 15, 1943 and proceeded with the duties of our appointment. There were present at the view the three Viewers two of the Supervisors of Oleson Twp. one of the heirs of Wilhelmina Pfeister and several other interested parties. The Viewers accompanied by all of those above mentioned, viewed the premises in a careful and thorough manner. All who wished were given a hearing, and the opinion was unanimously

June SESSIONS, 1943

No. 1 In Re: Petition for Appointment of Viewers to lay out Public Road in Jackson Twp. near Vicks, Pa. July 16, 1943 Petition for Appointment of Viewers, filed.

Decree

And now to wit July 16, 1943, the within petition presented and James M. Gama, J. Kaylor, and D. H. Jencks are hereby appointed Viewers to view the ground proposed for the road described in the within petition and to make report of their proceedings to this Court, returnable the first Monday of Sept, 1943.

By the Court.

M. Gama J.

July 17, 1943. Order to View issued, to J. M. Gama.

Aug 17, 1943. Petition to amend filed

And now to wit Aug 17, 1943, the within Petition amended allowed and the petition and proceedings are directed to be amended accordingly.

By the Court
M. Gama

August 22, 1943 Report of Viewers filed

Sept 7, 1943. Approval + width fixed at 30 feet
Dec 17, 1943. Petition to Supervisor
Dec 17, 1943. " to Dept of Highway
Dec 17, 1943. Confirmed absolute
Dec 17, 1943. Order to open issued

Report of Viewers.

To the Honorable, the Judges of the above named Court.
We, the undersigned Viewers appointed by the attached Court to view the proposed new road and determine as to the necessity for it, respectfully report as follows.

That we have been duly sworn as members of the Permanent Board of Viewers of Cambria County, that due public notice of the time and place of meeting has been given by posting notices along the route, at the termini of the proposed new road and points adjacent thereto, evidence of which is shown by copies of said notices hereto attached and made a part of this report, and by serving notices on the Commissioners of Cambria County and on the Supervisors of Jackson Township, copies of which notices are also hereto attached and made part of this report. We met in accordance with the notices given and proceeded with the duties of our appointment at 9 O'clock on Monday August 9th 1943.

Turn to Page 430

OCT 13 1943 CERTIFIED

OCT 13 1943 CERTIFIED

FEB 3 1944 CERTIFIED

Check

350

June SESSIONS, 1943

No. In Re: Taking over of July 28, 1943. Petition to take over
 2 road or street in East Taylor Township, Cambria
 County, Pa. Road or street, filed.

Decree

Clerk
 4-1-1943
 OCT 21 1943

And Now, July 28, 1943 the foregoing Petition having been presented, examined, and duly considered, the prayer of the Petitioner is granted and it is ordered and Decreed that the road or street described in the foregoing Petition shall be and become a part of the public highway system of the Township of East Taylor and shall be so recorded in the office of the Clerk of the Court of Quarter Sessions.

By the Court.

Wm. Kearns
 J

For description: See map filed.

No. 3 In Re: Taking over of Road or Street in East Taylor Township, Texas. July 28, 1943. Petition to take over or Street, filed.

Decree.

Clerk

408
13, 1943

And now, July 28, 1943, the foregoing Petition having been presented, examined and duly considered, the prayer of said Petitioner is granted and it is Ordered and Decreed that the Road or Street described in the foregoing Petition shall be and become a part of the public highway system of the Township of East Taylor and shall be so recorded in the office of the Clerk of Courts of Quarter Session.

By the Court
M. Keareck
J.

For description: See map attached.

June SESSIONS, 1943

do La Ve; opening and August 2, 43. Petition to open and
 4. Laying out of Public Layout Public Road in East Taylor
 Road in East Taylor Township fees.

Decree

And Now, 7 August A.D. 1943, the foregoing Petition having been presented in open Court read and duly considered. It is Ordered, and decreed that S. L. Decker, Theodore M. Hunt and James M. Gann are hereby appointed to view the portions of highway described in its foregoing petition and to make recommendations concerning its opening and laying out of said portion of highway, according to law.

By the Court
 Griffith J.

August 4, 1943. Order to view issued.

August 24, 1943. Report of viewers filed.

Sept. 7, 1943. Approved + width fixed at 100 ft.

Dec 17, 1943. Confirmed absolutely.

" 17, 1943. Order to open issued.

" 17, 1943. Certified to the Dept of Highway.

" 17, 1943. " to Supervisors.

" Report of Viewers."

To the Honorable, The Judges of the above named Court, we the undersigned Viewers, appointed by the attached order of the Court to view the proposed 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 the time and place of meeting, by posting notices as required by law along the route and at the termini of the said proposed new road, as evidence by copies of said notice hereto attached, and by service of said notice on the County Commissioners of Cambria County, the Supervisors of East Taylor Township and the Solicitors for the Supervisors of East Taylor Township evidence of which is shown by copies of said notices hereto attached and made a part of this report; that we met in accordance with notice given on the 17th day of August A.D. 1943 at 10:00 o'clock A.M. and proceeded with the duties of our appointment and viewed the premises and route of the new proposed new road. All three Viewers, three Supervisors and some of the residents were present; that the route of the said proposed new road follows the abandoned right of way of the Southern Cambria Street Railway Company now the property of the Johnstown Traction 50' and 75' in width as it traverses the Plan of Echs. The said Plan of Echs shows a dedicated highway 25' in width on the westerly side of said abandoned right of way extending northwardly from 2nd Street a Public highway, to the intersection of 3rd Street; and a dedicated highway on the easterly side of said abandoned right of way extending northwardly from the southerly boundary line of lot No 15 to the intersection of 3rd Street as shown on

June to Page 402 1

Clerk
 350
 FEB 3 1944

Recd-1-7-44
 Dept Hwy #350

June SESSIONS, 1943.

No. 5 In Re: Appointing of Viewers to assess damages over the land of A. R. Garman, Galitzin Township, Cambria Co. Penna.

Aug. 16, 1943. Petition of A. R. Garman for assessment of damages

Decree

Now August 16th 1943, this presented and a Rule granted, directed to the County Commissioner to show cause why Viewers be not appointed as within prayed for, returnable Thursday Monday of Sept next

By the Court.
M^c Kane J.

And now to wit, Nov 18, 1943 the foregoing petition having been presented to the Court, the Court appointed J. H. Jencks, and L. E. Kaylor, Viewers to view premises, hear testimony and assess damages, if any, and make return of their findings to the Court, on or before Dec 6th 1943

By the Court.
M^c Kenick J.

Nov 18th 1943. Order to view issued.

Dec 24th 1943. Report of Viewers filed.

And now August 11, 1944 the report within is confirmed. Absolutely none pro time as of June 12, 1942.

By the Court.

M^c Kenick - Judge.

— 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 certain land in Galitzin Township, Cambria Co., Pa owned by A. R. Garman, and to determine what damages, if any, was caused by the Pennsylvania State Highway Department laying out a new road, running through his property, or that may soon likely to be done, or benefits accruing by the taking of said land, respectfully report as follows:—

That we have been duly sworn or affirmed as members of the Permanent Board of Viewers of Cambria County as attested by records of said Court, that due notice was given to the public, at least ten days prior to the holding of said view of the time and place of meeting for viewing the premises and the taking of testimony, by posting notices on the property affected, by service of said notices on the Commissioners of Cambria County, and on A. R. Garman, owner of land taken, evidence of such service is shown by copies of said notices, properly signed, hereto attached and made part of this report; that we met in accordance with the notices given on Thursday, December 2nd, 1943 at 10 o'clock A. M. and proceeded with the duties of our appointment and viewed the premises affected.

There were present, the three Viewers, Frank Dorr, Chief Clerk to the County Commissioners and A. R. Garman, owner of the land, also, a few interested citizens. After viewing the land, a meeting was arranged for the following day for the purpose of taking testimony, to be held at the Court House at Chambersburg, and notices were served on all.

Wm to Page # 436

Aug 14, 1944 the within was
paid by Cambria County

Check
\$250.00
1944

June SESSIONS, 1943.

No. 6
 In Re: Laying out a
 Public Highway in the
 Township of Conemaugh
 Cambria County, Pa.

Sept 3, 1943. Petition for the
 appointment of Viewers filed

Decree

And now Sept 4, 1943 the within Petition having been
 read and considered, the Court appoints James M. Kane, R. H. Jefferies
 and Theodore Hunt, Viewers to view the road herein referred to
 and make a report of their proceedings to the next term of Court
 of Quarter Sessions of said County.

By the Court
 J. H. Jefferies

Sept 4, 1943. Order to View issued.

October 4, 1943. Report of Viewers filed
 December 6, 1943. Approved by the Court width fixed at 30 feet - McKenrick.
 July 31, 1944. Confirmed absolutely mine protest as of March 6, 1944 - McKenrick.
 Aug. 2, 1944. Certified to Dept. Highways - Harrisburg.
 Aug. 2, 1944. Order to open issued.

Report of Viewers

To the Honorable, the Judges of the above named Court, We, the undersigned Viewers
 appointed by the attached order of the Court, to view the proposed new road above
 mentioned, respectfully report as follows:-

That we have been duly sworn as members of the Permanent Board of Viewers of Cambria
 County, as shown by the records of the Court, that due public notice has been given of
 the time, place and purpose of the meeting, by posting notices as required by law, along the
 route and at the termini of the proposed new road and at points adjacent thereto, as
 evidenced by copies of said notices hereto attached, and by service of said notice on the
 County Commissioner of Cambria County and the Supervisors of Conemaugh Township,
 evidence of which is shown by copies of said notices hereto attached, and made a
 part of this report. That we met in accordance with the notices given, Monday,
 Sept. 20th, 1943, at 9:30 o'clock, A.M. and proceeded with the duties of our appointment.
 All three Viewers were present, two of the Township Supervisors, the Attorney for the
 petitioners and a number of interested persons. We carefully viewed the
 road in its entire length and heard from a number of those interested as
 to the necessity for the new road. All agreed that a necessity existed for the
 road. Four houses are already erected and a number of others are preparing
 to build. There is no egress from these homes only over other properties.
 This road will be what is commonly called a dead end road. We find however
 that said proposed road is necessary for public travel. The description of the
 road is as follows:-

Public road or highway to lead from Frankstown Road (Route 53)
 which is eight tenths of a mile in a Westerly direction from the Franklin Road, a road
 running from the Borough of Franklin to the Frankstown Road, (Route 53)
 said proposed road to extend in a Northerly direction from the place of beginning
 to a point on the property of Clarence Merton, a distance of 1,000 feet to a dead end.
 The exact distance from the place of beginning of the proposed road at the
 intersection with the Frankstown Road (Route 53) to the nearest intersecting
 turn to, Page # 428

No 1
In Re: Opening of State
Legislative Route 11011 - spur
from Diagonal Blvd, Southmont
Borough, Cambria Co. Penna
to Grant St. in the City of
Johnstown.

Nov 18, 1943. Petition for the
appointment of Viewers filed.

Decree

Clerk
v. 50
FEB 3 1944

And Now, to wit: the 18th day of Nov. 1943 on motion
of James A. Graham, of Graham, York and Meyer + Graham Attys for
petitioner, the Court appoints L. E. Hayler, R. E. Dekey and Nelson Baumgardner
as a Board of View upon the foregoing Petition, and further orders
that the said Board of View shall perform their duties in accordance
with the laws and Acts of Assembly in such cases made and
provided and report before or during the Dec Term of Court
1943.

By the Court
McKenna J

Nov 18, 1943 Order to View issued.

March 6-1944 Report of Viewers - Filed -

And now, April 10-1944, no exceptions having been filed, the within
report is confirmed, absolutely.

By the Court
Griffith, Judge

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 premises,
to determine and estimate the damages that have resulted or that may seem likely
to result to the property of the Citizens' Cemetery Association, situate in Southmont
Borough and the City of Johnstown, Cambria Co. Penna. between Grant Street and
the intersection of Diagonal Boulevard in Southmont Borough, by reason of
the location and construction of State Highway Route 11011 - Spur Section 1 by
the Highway Dept of the Commonwealth of Pennsylvania, respectively report
as follows:

Clerk
v. 4

That we have been duly sworn or affirmed as Members of the
Permanent Board of Viewers of Cambria County, as attested by the records of
said Court. That due notice was given to the public, at least ten days prior
to the holding of said View, of the time and place of meeting for viewing
the premises and the taking of testimony by posting said notices on
the premises affected, by publication of said notices in one issue of the
Johnstown Tribune, by service of said notice on the Commissioners of Cambria
County, the Solicitor for Cambria County, the Solicitors for the Citizens'
Cemetery Association and the Secretary of the Citizens' Cemetery Assn,
evidence of which is shown by copies of said notices hereto attached
and made a part of this report. That we met in accordance with the
notice given on the 7th day of December A.D. 1943, and proceeded with the duties
of our appointment and viewed the premises affected; that during the View
the three Viewers, the Solicitors for the petitioner, and several representatives
and the Secretary of the Citizens' Cemetery Association were present. After
viewing the premises, we continued the View to meet in the Judge's Chambers
505 United States Natl. Bank Bldg, Franklin St., Johnstown, Pa. at 10:00
Min to Page # 426

Rept. SESSIONS, 1943

No. 2 In Re: Consent of
Commissioners of Cambria
County to the taking over
by the Commonwealth of
Pennsylvania, Road in
Blacklick and Jackson
Township

Dec 7, 1943, Motion of County
Commissioners filed

John Thomas, Jr. offered the following resolution
and moved its adoption:

Now, therefore, Be it resolved, and it is hereby resolved
by the Commissioners of Cambria County in regular meeting
assembled that the consent of the Commissioners of Cambria County
be and the same is hereby given to the adoption of its County
Road Route in Blacklick and Jackson Twp as heretofore
described, by the Commonwealth of Pennsylvania as a State Hwy.

Dated the 6th of Dec 1943.

Motion seconded by Frank P. Hallen and upon
vote being taken the aforesaid resolution was duly adopted

Frank P. Hallen
John Thomas, Jr.

\$ 2.00
FEB 3 1944
RECEIVED

No 3
To the Consent of Commissioners
of Cambria County to taking over
by the Commonwealth of Pennsylvania
road in upper York Township, known
as Beaver Creek Pike

2/00
x

FEB 3 1944

Dec 7. 1943. Motion of County Commissioners filed.

John Thomas Jr. offered the following resolution and
moved its adoption

Now. Therefore Be it resolved, and it is hereby resolved
by the Commissioners of Cambria County in regular meeting assembled
that the Consent of the Commissioners of Cambria County be and
the same is hereby given to the adoption of the County of Cambria
situate in upper York Twp. known locally as the Beaver Creek
Pike, as hereinafter described, by the Commonwealth of Pennsylvania
as a State Highway

Dated the 6th day of
Dec. 1943

Motion seconded by Frank Haller and upon
vote being taken the aforesaid resolution was duly adopted.

Frank P. Haller

John Thomas Jr.
Commissioners of Cambria
County

No 4 In Re: Consent of Commissioners of Cambria County to its taking over by the Commonwealth of Pennsylvania Road in Adams and Doyle Twp known locally as the Beavertown-Lovett Road.

Dec 7, 1943. Motion of County Commissioners filed.

John Thomas, Jr., offered the following Resolution and motion its adoption

Now Therefore Be It Resolved, and it is hereby resolved by the Commissioners of Cambria County in regular meeting assembled, that the consent of the Commissioners of Cambria County be and the same is hereby given to the adoption of the County Road situate in the Townships of Adams & Doyle known locally as the Beavertown-Lovett Road, as heretofore described, by the Commonwealth of Pennsylvania as a State Highway.

Dated the 6th day of Dec 1943

Motion seconded by Frank P. Hallen and upon vote being taken the aforesaid Resolution was duly adopted.

Frank P. Hallen
John Thomas Jr.
Commissioners

No

1

In Re: Portions of Main Street Extended,
Napoli Street and Coshum Street,
Conemaugh Township, Cambria County,
Pennsylvania

February, 24-1944 Petition for acceptance of Portions
of Main Street Extended, Napoli Street and Coshum
Street as Public Highways or Streets - Filed

— Order of the Court —

Now, the 21st day of February, 1944, the within petition having been
read and considered, the Court hereby gives its consent that the following portions of
Main Street Extended, Coshum Street and Napoli Street and described in Resolution hereto
attached as "Exhibit A" being dedicated streets on the plan of lots of Emma J.
Waxel, said plans being laid out on July 12, 1921 and July 21-1942, respectively
and having been recorded in the Recorder of Deeds office in and for Cambria
County in Plat Book, Vol. 2, Page 125 and Vol. 3, Page 180 respectively in Conemaugh
Township, be accepted as public highways and or streets, said streets being
described as follows:

1. Main Street Extended, Beginning on the Troutstown Road known as
State Highway Route #53 to the Northern line of Napoli Street
2. Coshum Street from Main Street Extended Eastwardly past the
Lincoln School, and Westwardly to Hawkins Avenue
3. Napoli Street, from Main Street Extended to Hawkins Avenue

And further it is ordered and directed that the said portions of Main Street
Extended, Coshum Street and Napoli Street forthwith be and become a part of
the highway system of the Township of Conemaugh, Cambria County, and be
it still further ordered and directed that this proceeding be recorded in the
Court of Quarter Sessions of Cambria County, Pennsylvania

By the Court
McLaurie. J.

APR 10 1944 AUDITED

Rec'd #2 = 3/17-44 - J. APR 11 1944 CERTIFIED

APR 10 1944 CERTIFIED

4 50

MARCH SESSIONS, 1944

No
1In Re: Petition to Vacate
Public Road in Adams
Township, Cambria County, PaApril 3-1944 Petition for appointment
of Viewers - Filed

Decree

And now, this 3rd day of April 1944, the within petition, having been read and considered, the Court appoints L. E. Kaylor, Theodore Hunt and James McLean, three members from the Permanent Board of Viewers to view the said road proposed to be vacated and to make their report at the next term of this Court.

By the Court
McKewin, J.

April 3-1944 Order to view issued to L. E. Kaylor

April 28-1944 Report of Viewers - Filed

Dec. 21-1944 Report is approved - By the Court, McKewin, Judge

Dec. 21-1944 Confirmed absolutely

May 3-1945 Certified to Supervisors

~~May 3-1945 Certified to Dept. of Highways~~ no plan

May 3-1945 Order to vacate issued to Supervisors

Report of Viewers

We, the viewers appointed by the above named Court to view the location and report on the advisability of vacating a piece of Township Road, in Adams Township, in Cambria County, Pennsylvania near the village of Salix, respectfully report as follows:

That we have given the required public notice of the time, place and purpose of our meeting by printed notices properly posted at the terminals of the road to be vacated and by notices to the Supervisors of Adams Township and the Commissioners of Cambria County, copies of said notice being made a part of this report.

That we met at the time and place specified and personally drove over the road proposed to be vacated, that we interviewed persons acquainted with the situation, the Supervisors, who by the way are the petitioners, and found the facts, as stated in the petition for vacation to be true and correct and that the road in question is no longer necessary, because the travel formerly passing over it has been diverted to improved highways and that being neglected and not being kept in repair by the Township Supervisors, the road becomes a potential liability to the taxpayers. Therefore, we the viewers unanimously agree that the road be promptly vacated as prayed for by the petitioners and precluding any payment for any purpose to any for damages which might be imagined as sustained.

Therefore, the piece of roadway fully described in the notice of view as extending in a southerly direction from the Village of Salix for a distance of 0.87 of a mile is this 21st day of April in the year 1944 finally vacated.

Viewers { Louis E. Kaylor
Theodore W. Hunt
James McLean

Cost of View
Louis E. Kaylor \$72.80
James McLean \$15.80
Theodore Hunt \$17.00

Clerk
#4
APR 30 1944 CERTIFIEDClerk
#2
APR 5 1945 CERTIFIED

MARCH SESSIONS, 1944

No

2

In Re: Petition for appointment of Viewers to view ground proposed for a public road in Jackson Township

April 24-1944 Petition for appointment of Viewers - Filed

Decree

And now, April 24-1944, the within petition presented, and S. H. Jones, Theodore Hunt and M. J. Baumgardner are hereby appointed Viewers to view the ground proposed for the road within prayer for, and to make report of their proceedings to the next term of Court

By the Court.
McCormick, P. J.

Clerk
\$4.00

JUN 30 1944

April 26-1944 Order to view issued to S. H. Jones

June 8-1944 Report of Viewers - Filed

Dec. 11-1944 Report of Viewers approved and width of road fixed at 40 feet

By the Court
McCormick, P. J.

Dec. 11-1944 Confirmed absolutely

Dec. 20-1944 Order to open issued

Dec. 20-1944 Let to the Dept of Highways - Paid 1/10/45 - CR 20227

Dec. 20-1944 Certified to Supervisors

Recd. 1/10/45 - 305 - FEB 9 1945 AUDITED

Report of Viewers

To the Honorable, the Judges of the Court of Quarter Sessions of Cambria Co., Pennsylvania
We, the undersigned members of the Permanent Board of Viewers of Cambria County, appointed by your Honorable Court and directed to view the premises to determine as to the necessity for a public highway as prayed for by the Petitioners, beginning at a point on the westerly side of the public road leading from Mundy's Corner to Johnstown, known as State Highway Route #219, eight-tenths of a mile from State Highway Route #22 at Mundy's Corner, and ending at a point on the westerly side of said State Highway Route #219 one mile from the junction of said State Highway Routes nos. 219 and 22 at Mundy's Corner.

That having given due notice of the view and of the time and place of meeting of the viewers to the Commissioners of said County, to two of the Supervisors of Jackson Township (the third, Weldon D. Smith, being in the United States Navy) and to the public by printed hand bills posted at and in the immediate vicinity of the premises to be viewed for the proposed public highway, as is required by the Act of the General Assembly

All of us met upon the premises in Jackson Township, Cambria County, Pa. on Saturday May 20-1944 at 9:30 o'clock A.M. to perform the duties of our appointment, together with the said two Supervisors, and John A. Rose, George B. Rose and Elmer H. Simmons, three of the Petitioners, who assured us they were authorized to represent petitioners who were absent, they being busily engaged at Johnstown on defense work.

The said John A. Rose, George B. Rose and Elmer H. Simmons signed a paper, attached hereto, advising that the Petitioners would release from all claims for damages that may arise from opening of said public road.

The Viewers having agreed that there is occasion for a public road, on May 27th 1944, laid out the same, having respect to the shortest distance and the best ground for the 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 courses and distance of the road as laid out are as follows:
Beginning at the point on State Highway Route No. 219, leading from Mundy's Corner

Turn to Page #438

Clerk
\$7.50

APR 5 1945

MARCH SESSIONS, 1944

No
3

M R: - Petition for adoption of an alley as a Township Highway by the West Taylor Twp. Supervisors

May 15-1944. Petition of West Taylor Township Supervisors - Filed

— Decree of the Court —

Now, this 15th day of May 1944 the foregoing petition having been read and duly considered, and it appearing to the Court that the Supervisors of West Taylor Township are desirous of adopting a section of road known as Dilsey Alley as a Township Highway, and it appearing to the Court that it is for the best interests of the residents of West Taylor Township as well as the traveling public to have the said section of Dilsey Alley adopted as a Township Highway.

Clerk
2 50
JUN 20 1944

It is, therefore, Ordered and Decreed that the adoption as a Township Highway of the said Dilsey Alley intersecting with State Highway Route # 11020 between the property of Nora Berstebble and Clarence King, and extending therefrom North forty-two (42) degrees thirty (30) minutes West between parallel lines sixteen (16) feet wide, a distance of eight hundred twenty-nine and ninety-five hundredths (829.95) feet, all of which is shown on the blueprint hereto attached and made a part hereof, is approved and the said Road is hereby a Township Highway and a part of the Highway System of West Taylor Township and is under the care and responsibility of the Supervisors of West Taylor Township.

By the Court
McKewen, Judge

JUN 11 1944 AUDITED
Cec #2.50 - 7/23/44 JDF

No

1

Sec 1 - Petition for adoption of
road as part of Road System of
Deau Township

June 28-1944 - Petition of Deau Township
Supervisors - Filed

— Order of Court —

And now, June 28, A.D. 1944, the foregoing petition having been presented and read the purpose of the same is approved and it appearing to the Court that upon petition of the Supervisors of Deau Township, that the Citizens of the Village of Deau and surrounding district are in need of the road in said Township for the purpose of reaching the Post Office in said District and that said road has been opened as herein described for a period of approximately 25 years but not kept up by the Township Supervisors and that said road may be taken over as a part of the Road System of Deau Township as provided by the Act of May 1st, 1933, # L. 103, etc. without the expenditure of a sum exceeding \$500⁰⁰, it is ordered and decreed that said road as described in the within petition be and it is hereby authorized to be taken over by the Township of Deau through its Supervisors as a part of the Road System in said Township with the approval of this Court and that the road so taken over shall thereafter be kept up and maintained as a part of the system of roads in and for said Deau Township as other township roads in said District

By the Court

W. E. Hewitt, Judge

JUL 24 1944 AUDITED
Recd \$2.50 6/28/44 JHJ

Clerk
\$2.50

EX-2 1944 EXT-200

No
7

McC. Petition of Citizens of the Township of Cambria for appointment of Viewers, in connection with streets and armues in the Village of Keokuk

July 25-1944 Petition of Citizens of Keokuk
Filed

— Decree —

And now, July 24, A.D. 1944, the foregoing petition having been read and considered, it is ordered, that Mahlon Baumgardner, R. E. Kayler, and S. H. Fucks members of the Board of Viewers of Cambria County, be and are hereby appointed to view and report on the above matter, according to law.

By the Court
McKewick, Judge

Clerk
#4
EST 2 1944

July 25-1944 Order to View issued to Mahlon Baumgardner.
Sept 9-1944 Report of Viewers — Filed

Dec 19-1944 Report of Viewers is approved —
By the Court
McKewick, J

Dec. 21-1944 Certified to Supervisors
Dec. 21-1944 " " County Commissioners

— Report of Viewers —

We, the undersigned viewers, appointed by the above named Court respectfully make the following Report:

That we were duly qualified by law to serve as Viewers is shown by the records of said Court and that the order of Court called for the laying out of certain streets and armues in the Village of Keokuk Township of Cambria County of Cambria and State of Pennsylvania and that the petitioners who were the owners of homes and lots thereon abutting to wit: Wood Armue, Beech Armue, Fourth Street and parts of Highland Armue, Cambria Armue and Fifth Streets labor under great inconvenience for want of the above named armues and streets.

That due notice of the time and the place of the meeting of the Viewers was made according to law by the posting of ten notices at conspicuous points along the streets and armues above designated at least ten days before the time of the view which said date was fixed for Tuesday, Sept. 5-1944 at 10 o'clock meeting at Wood Street, and by notice upon Evans & Evans, Esqs. Counsel for the petitioners acceptance of which said notice is hereby attached and by handing said Counsel of said notice and by the acceptance of service of said notice to view by A. W. Evans Secretary to the Board of Supervisors of the Township of Cambria a copy of which is hereto attached and made a part of this Report and a copy being handed him and by the acceptance of service on H. J. Dorri, Chief Clerk to the Board of County Commissioners of Cambria County, Pa. said acceptance being hereto attached and made a part of this Report as well as a copy of said notice having been handed to him. A notice posted on the premises is also attached hereto and made a part of this Report.

In accordance with said notice the Viewers R. E. Kayler, S. H. Fucks, and Mahlon Baumgardner named in said Order of Court viewed the premises on Tuesday Sept. 5-1944 at 10 o'clock in the morning. There were present at said view William Novick and the three Supervisors of the Township of Cambria. We viewed the streets and armues proposed to be opened and laid out for public use. Upon inquiry the Viewers were informed that there are about 179 houses situate along said streets and armues and some lots not yet sold, there being approximately 263 families in said houses and that the total population of said Village is about 1350 persons. The petition praying for

SEPTEMBER SESSIONS, 1944

No

1

In Re: Petition of the Citizens of the Township of Tusquehanna for appointment of Viewers in connection with ditches and roads in the Village of Longtown

Sept. 20-1944 Petition of Citizens of Tusquehanna Township - Filed

— Decree —

And, now, Sept. 20-1944, the foregoing petition having been read and considered, it is ordered that L. E. Kaylor, S. H. Juncos and Mahlon Baumgardner, members of the Board of Viewers of Cambria County, be and are hereby appointed to view and report on the above matter, according to law.

By the Court
McLewrick, J. P.

Sept 21-1944 Order to View issued to L. E. Kaylor

Oct. 10-1944 Report of Viewers - Filed

Mar. 14-1945 Report of Viewers is approved - By the Court, McLewrick, J.

Apr. 2-1945 Certified to supervisors

Apr. 2-1945 Certified to County Commissioners

Report of Viewers

We, the viewers appointed by the above named Court to view the location and report on the advisability of providing certain citizens and taxpayers of Tusquehanna Township, in Cambria County, adjacent to Barnesboro Borough, with badly needed road facilities, respectfully report as follows:

That after giving full publicity of the view to the public interested, by notices posted on the proposed view on the premises and throughout the district and by advertisement in the Barnesboro Star, a weekly newspaper of general circulation and by personal solicitation to the County Commissioners and the Supervisors of Tusquehanna Twp, we met as advertised, on Saturday, October 7th 1944 at 10 o'clock A.M. as advertised to perform the duties of our appointment.

We found that approximately twenty taxpayers of Tusquehanna Township, in Cambria County, adjacent to Longtown, or living in it, have established modern homes and a very creditable addition to Barnesboro. While doing this they have continued for perhaps fifty years to pay taxes in Tusquehanna Township without receiving any road benefits. Now they present their case and ask the Supervisors of Tusquehanna Township Cambria County, make them a suitable road for a distance of perhaps a thousand feet from the boundary of Barnesboro to the last mail box of the taxpayers presenting the petition.

The case presents a well justified complaint and the opinion of the Viewers is unanimous that this piece of public road should be provided for them without delay. The cost will be very low and there are no claims for property damages.

Cost of View
S. H. Juncos \$15.50
Mahlon Baumgardner 15.50
L. E. Kaylor 18.20
\$49.20

Louis E. Kaylor
S. H. Juncos
Mahlon Baumgardner } Viewers

Resolution of Supervisors of Tusquehanna Township - Filed '7/11/44
20 Page # 429

SEPTEMBER SESSIONS, 1944.

No. 2

In Re: Petition for appointment of Viewers to lay out Public Road in Adams Township near Liberty Park.

{ Sept. 25-1944 - Petition of the Citizens of Adams Twp - Filed

Decree

And now, to wit, the 25th day of Sept. 1944, the within petition presented and S. B. Dickey, James McChen and Robert Mayer are hereby appointed viewers to view the grounds proposed for the road described in the within petition, and to make report of their proceedings to this Court, returnable the first Monday of December 1944.

By the Court
Griffith. J.

Sept. 27-1944 Order to view issued to S. B. Dickey.

Nov. 30-1944 Report of viewers - Filed

March 19-1945 Report of Viewers is confirmed and width fixed at thirty three (33) feet.
By the Court, McKenna. J.

March 19-1945 Confirmed absolutely

March 29-1945 Order to open issued

29-1945 Certified to Pa Dept Highways

" 29-1945 Certified to Supervisors.

Recd. 9/2/44 3:45 - SEP 18 1945 AUDITED

Report of Viewers

To the Honorable, the Judges of the above named Court, we, the undersigned Viewers, appointed by the annexed order of the Court to view the proposed 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 the time and place of meeting, by posting notices as required by law along the route and at the termini of the said proposed new road, as evidenced by copy of said notice hereto attached and by service of said notice upon the Commissioners of Cambria County, the supervisors of Adams Township, and the Solicitor of Adams Township, evidence of which is shown by copies of said notices hereto attached, and made a part of this report, that we met in accordance with the notice given on the twenty-eighth (28th) of October, A.D. 1944, at 10:30 o'clock A.M. and proceeded with the duties of our appointment and viewed the premises and route of the proposed new road; that during the view several residents and the supervisors of Adams Township and all three viewers were present; that the proposed new road is now temporarily opened as a private road and adjoins a plow of lots upon which six houses are built and occupied, the location of which is shown in green on the blue print hereto attached and made a part hereof; that one of the terminus of said proposed road is at a point other than in a public highway or place of public resort, that after hearing all interested persons present at the view and the supervisors of Adams Township, we find that there is no objections to said proposed new road and having determined that said road is necessary, we proceeded to layout same as follows:

Beginning at a point in the center line of Adams Township Road #316, a public highway in said township, said point being in a southerly direction a distance of 90 feet from the center of the bridge over Sandy Run; thence by the center line of the proposed new road N. 71° 51' E., 90 feet to a point 16½ feet westwardly of the line of lots abutting on said proposed new road, thence by same and 16½ feet westwardly therefrom N. 16° E., 74.5 feet; thence N. 34° E., 81.91 feet; thence N. 43° E., 81.73 feet; thence N. 46° E., 255 feet to the place of ending in line of land of Liberty Park. The total length of said proposed new road being 583.14 feet. The exact location of the place of beginning from the nearest intersecting public highway, namely, State Highway Route #53 leading from Johnstown to North Fort is a distance of 1570 feet measured along the center line of Adams Township Road #316 in a southwesterly direction from the intersection of said Route #316 with the center line of State Highway Route #53.

True to Page # 445 -

Clerk
#4
10 1945

Clerk
#3
APR 5

Clerk
#2
APR 5

No. 3

In Re: Petition for appointment of Viewers to layout New Township Road in Adams Township, Cambria Co., Pa.

Oct. 25-1944 Petition of Supervisors Adams Township - Filed

Decree

Now, Oct. 25-1944, Louis G. Kaylor, Mahlon Baumgardner and S. H. Jencro are appointed Viewers to view the premises and make report according to law -

By the Court
McKerrick, J.

Clerk
\$4.00

JAN 10 1945 CERTIFIED

Oct. 31-1944 Order to view issued to L. G. Kaylor

Nov. 13-1944 Report of viewers - Filed

March 19-1945 Report of Viewers is confirmed -

By the Court, McKerrick, J.

April 11-1945 Certified to Supervisors

April 11-1945 Certified to County Commissioners

Report of Viewers

We, the Viewers appointed by the above named Court to view the location and report on the advisability of granting the petition of the petitioners for 240 feet of Public Road, as described above, in the village of St. Michael.

There is a mistake in the points of beginning and termini in the instructions served on the viewers and those mentioned in this report are correct.

After having complied with the order of the Court and the serving of the required notice to the vicinity and the Supervisors of Adams Township, as required by law, the viewers met at the juncture of Main and Franklin Street, in the village of St. Michael on Saturday, November 11th at 10:00 o'clock A.M. to perform the duties of our appointment. No claims for damages made or allowed.

After some difficulty in contacting persons competent to advise us exactly what was the desire of the petitioners, the viewers passed over the street in question, and which the petitioners asked to have declared a public road and decided that the Public Road should be granted as requested and it is so ordered.

L. G. Kaylor
Mahlon Baumgardner
S. H. Jencro

Cost of View

S. H. Jencro	15.60
Mahlon Baumgardner	15.60
L. G. Kaylor	56.20
	<u>\$87.40</u>

JUL 8 1945 CERTIFIED
Clerk
\$2.50

No
4

In Re: Petition for appointment of Viewers to view and lay out a public road in Summerhill Township, near Wilmore

{ Dec. 4-1944, Petition of citizens of Summerhill Township - Filed

Decree appointing Viewers

And now, 4 December, 1944, the within petition having been presented, the same is read and considered, and S. H. Jones, James McEwen and Wm McEwen members of the permanent Board of Viewers, are hereby appointed Viewers in the above entitled matter to view the ground proposed for the public road prayed for in said petition, and to make report at the next session of Court.

By the Court
Griffiths J.

Dec. 7-1944 Order to View issued to S. H. Jones

March 5-1945 Report of Viewers - Filed

March 12-1945 Report of Viewers approved - By the Court, McKenrick J.

July 11-1945 Confirmed at solicitor - Jean J. Clerk of Courts

July 11-1945 Certified to Supervisors

July 11-1945 Certified to Dept. Highways Recd. 8/2/45 - 3 J. - 257 SEP 18 1945 AUDITED

July 11-1945 Order to open issued - width 40'

Report of Viewers

To the Honorable, the Judges of the Court of Quarter Sessions of Cambria Co., Penna.
We, the undersigned members of the Permanent Board of Viewers of Cambria County, appointed by your Honorable Court and directed to view the premises to determine as to the necessity for a public highway as prayed for by the Petitioners, beginning at a point at the Wilmore-Summerhill Township line of entrance to a private drive leading to the home, formerly of Susan Sherburne, approximately two hundred (200) feet from State Highway No. 160 and ending at a point immediately in front of the residence of John Coskey in said Township.

That having given due notice of the view and the time and place of meeting of the viewers to the Commissioners of said County, to the Supervisors of Summerhill Township, and to the public by printed hand bills posted at and in the immediate vicinity of the premises to be viewed for the proposed public highway, as is required by the Act of the General Assembly.

We met upon the premises in Summerhill Township, Cambria Co. Pa. on January 3-1945 at 10 o'clock A.M. to perform the duties of our appointment, together with two of the said Supervisors, none of the Petitioners being present.

The Viewers having agreed that there is occasion for a public road, on February 24-1945, laid out the same, having respect to the shortest distance and the ground for the 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.

The courses and distances of the road as laid out, and as shown on the map hereto attached, are as follows:

The point of beginning is on the boundary line between Wilmore Borough and Summerhill Township. To locate the said point of beginning, start at station 82 plus 75 on State Highway Route #11017, thence via the following courses and distances: S. 18°-48' E., 48.2 ft., S. 31°-19' E., 91 ft., N. 55°-19' E., 50 ft., N. 59°-28' E., 50 ft., N. 77°-34' E., 50 ft., S. 89°-20' E., 50 ft., S. 87°-12' E., 50 ft. and N. 88°-12' E., 36 ft.

Beginning at the said point on the line between Wilmore Borough and Summerhill Township S. 43°-48' E., 359 ft., thence S. 47°-38' E., 91 ft., thence

SEPTEMBER SESSIONS, 1944

No

In Re: Petition for appointment of Viewers to view and lay out a Public Road in Summerhill Township, near Beavertdale

Dec. 4-1944 Petition of Citizens of Summerhill Township - Filed

Decree appointing Viewers

And now, 4 December 1944, the within petition having been presented, the same is read and considered, and S. H. James, James McLean, and Wm McGrain, members of the Permanent Board of Viewers, are hereby appointed viewers in the above entitled matter to view the ground proposed for the public road prayed for in said petition, and to make report at the next session of Court

By the Court
Griffith J.

Dec. 7-1944 Order to view issued to S. H. James

March 5-1945 Report of Viewers - Filed

March 12-1945 Report of Viewers approved - By the Court, McLeurick J.

July 11-1945 Confirmed absolute - Judge J. J. Clark of Courts

July 11-1945 Certified to Supervisors

July 11-1945 Certified to Dept of Highways. Recd. 7/25/45 - 35 - SEP 18 1945 AUDITED

July 11-1945 Order to open issued - width 40 feet

Report of Viewers

To the Honorable, the Judges of the Court of Quarter Sessions of Cambria Co., Penna.
We, the undersigned members of the Permanent Board of Viewers of Cambria County, appointed by your Honorable Court and directed to view the premises to determine as to the necessity for a public highway as prayed for by the Petitioners, beginning at a point at the junction of State Highway Route No. 160, also known as Washington Avenue, on Place of Beavertdale Heights, and Oak Street on said place, which place is of record in the Recorder's Office of Cambria County, Pennsylvania, in Plat Book, Vol. 1 at page 217, and ending at a point approximately five hundred (500) feet in an easterly direction from the front of the residence of Mr. Vernon Marshall in said township.

That having given due notice of the view and the time and place of meeting of the Viewers to the Commissioners of Beaver County, to the Supervisors of Summerhill Township, and to the public by printed hand bills posted at and in the immediate vicinity of the premises to be viewed for the proposed public highway, as is required by the Act of the General Assembly.

We met upon the premises in Summerhill Township, Cambria County, Penna. on January 4-1945, at 9:30 o'clock A.M. to perform the duties of our appointment, together with the said Supervisors, none of the Petitioners being present.

The Viewers having agreed that there is occasion for a public road, on February 17th, 1945, laid out the same, having respect to the shortest distance and the best ground for the road, and in such manner so as to cause the least injury to private property and also be, as far as practicable, agreeable to the desire of the Petitioners.

The courses and distances of the road as laid out, and as shown on the map attached hereto, are as follows:

Beginning at Beavertdale Heights at the junction of Oak Street and Washington Avenue, the point of intersection station 68 plus 70 on State Road No. 11009, thence south 73° 30 minutes East for 400 feet, thence North 66° - 30 minutes East for 2,760 feet, thence North 18 degrees East for 500 feet, thence North 24 degrees East for 685.62 feet, thence North 30 degrees East 1457 feet, thence North 41 degrees East for 296 feet to a point in Nicholson Highway, the place of ending. The total distance being 6,098.6 feet.

TURN TO PAGE #423

Check
\$4.00
JAN 10 1945 RECEIVED

Check
\$3.50
OCT 6 1945 RECEIVED

Check
\$2.50
JAN 5 1945 RECEIVED

No 1 In Re: - Laying out a public highway in the Township of Upper Yoder, County of Cambria and State of Pennsylvania { December 11-1944 - Petition of citizens of Upper Yoder Township - Filed

Preliminary Order

And now, Dec. 11-1944, the within petition having been presented and considered, a Rule is granted upon the Commissioners of Cambria Co, to show cause, if any they have, why Viewers should not be appointed as within prayed for; and said Rule is returnable at 10:00 o'clock A.M. the 26th day of December 1944. Service of the Rule, together with a copy of this petition, shall be made upon the said Commissioners not less than ten (10) days before the said Return Day.

By the Court
McLennan, J.

Now, Dec. 26-1944 - Rule absolute

By the Court
McKewick, J.

Decree

And now, this 26th day of December 1944, the within petition having been read and considered, the Court appoints James McLennan, Theodore Hunt and S. B. Dickey, Viewers, to view the road herein referred to and make a report of their proceedings to the next term of the Court of Quarter Sessions of said County -

By the Court
McKewick, J.

July 3-1945 Order to view issued to James McLennan.

July 30-1945 it appearing that S. B. Dickey is deceased, Robert L. Mayer is substituted as a Viewer in the foregoing matter

By the Court
McKewick, J.

March 20-1945 Report of Viewers - Filed

May 9-1945 - Report approved - By the Court, McKewick, J.

June 25-1945 - Confirmed absolutely by Clerk of Courts - Dean J.

June 28-1945 - Order to open issued to Supervisors

June 28-1945 - Certified to Pa Dept. Highways Pub. 87-125-350 - J. J. SEP 18 1945 AUDITE

June 28-1945 - Certified to Supervisors

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 proposed 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 the time and place of meeting by posting notices as required by law along the route and at the termini of said proposed new road, as evidenced by copy of said notice hereto attached and by service of said notice on the County Commissioners of Cambria County, Carl Barnhart, Secretary of the Board of Supervisors of Upper Yoder Township, and Eugene P. Barnhart, Solicitor for the Supervisors of Upper Yoder Township, evidence of which is shown by copies of said notice hereto attached and made part of this report; that we met in accordance with the notice given on the 16th day of March 1945, at 10 o'clock A.M., and proceeded with the duties of our appointment and viewed the premises and route of the proposed new road.

To PAGE # 420

Clerk \$4.00
OCT 5 1944 CERTIFIED

Clerk \$3.50
OCT 5 1945 CERTIFIED

Clerk \$2.50
OCT 5 1945 CERTIFIED

NO

In Re: Paying out a public highway
in the Township of Upper Yoder, County
of Cambria and State of Pennsylvania.

April 23-1945 - Petition of Citizens of
Upper Yoder Township - Filed
R-2/13/46 - 350 J. J. MAR 25 1946 AUDITED

Preliminary Order

And now, April 23-1945, the within petition having been presented and considered, a Rule is granted upon the Commissioners of Cambria County, Pennsylvania, to show cause, if any they have, why Viewers should not be appointed as within prayed for, and said Rule is returnable at 10:00 o'clock A.M. the 7th day of May, 1945. Service of the Rule, together with a copy of this petition, shall be made upon the said Commissioners not less than ten (10) days before the said Return Day.

By the Court
McKewrick, J.

Decree

And now, this 7th day of May, 1945, the within petition having been read and considered, the Court appoints James McCann, Robert D. Mayer and Fred W. Clappin, Viewers to view the roads herein referred to and make a report of their proceedings to the next term of the Court of Quarter Sessions of said County.

By the Court
McKewrick, J.

May 11-1945 Order to view issued to James McCann

Sept 5-1945 Report of Viewers Filed

Sept. 10-1945 - Report of Viewers approved - By the Court, McKewrick, J.

Dec 17-1945 - Confirmed absolutely by Clerk of Courts - J. Dean Joy.

Jan 14-1946 - Order to open issued to Supervisors

Jan 14-1946 - Certified to Pa. Dept. Highways

Jan 14-1946 - Certified to Supervisors

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 proposed roads 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 the time and place of meeting by posting notice as required by law along the route and at the termini of said proposed new roads, as evidenced by copy of said notice hereto attached and by service of said notice on the County Commissioner of Cambria County, Curt Barnhart, Secretary of the Board of Supervisors of Upper Yoder 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 23rd day of July, 1945, at 10:30 A.M., and proceeded with the duties of our appointment and viewed the premises and route of the proposed new roads. All three Viewers and one interested citizen were present; who said proposed new roads are now dedicated highways, Millan Court being forty (40') feet wide, only about twenty-eight (28') feet, being in Upper Yoder Township and the remaining twelve (12') feet, being situated in Westmont Borough, Cambria County, Pennsylvania. Irving Street being sixty (60') feet wide as shown on the John K. Miller Plan of Lots and colored in green on the blue print hereto attached and made a part hereof; then that the termini named in the petition and in this report.

Jul 3 1945
Clerk
\$4.00

Jul 3 1945
Clerk
\$3.50

Jul 3 1945
Clerk
\$2.50

MARCH SESSIONS, 1945

No
7

In Re: Taking over of Road or Street
in East Taylor Township, Cambria County,
Pennsylvania (River View Section)

May 7-1945, Resolution of Supervisors and
Decree of Court — Filed

— Decree —

And now, May 7th, A.D. 1945, the foregoing petition having been presented,
examined and duly considered, the prayer of the petition is granted and

It is ordered and decreed that the road or street described in the foregoing
petition shall be and become a part of the public highway system of the Township
of East Taylor, and shall be so recorded in the office of the Clerk of the Court of
Quarter Sessions.

By the Court
McKewick: J

Recd. 7/7/45 JUN 21 1945 ALBANY

1945 CERTIFIED
\$2.50

No 3
 In Re: Taking over Road or Street
 in Post Taylor Township, Cambria County,
 Pennsylvania - (Dark Hill Section)

May 7-1945- Resolution of Supervisors
 and Decree of Court — Filed

— Decree —

And now, May 7th, A.D. 1945, the foregoing petition having been presented,
 examined and duly considered, the prayer of the petition is granted and

It is ordered and decreed that the road or street described in the foregoing
 petition shall be and become a part of the public highway system of the
 Township of Post Taylor, and shall be so recorded in the office of the Clerk of
 the Court of Quarter Sessions —

By the Court
 McKeenrick, J.

Recd. 5/2/45 - JUN 1 1945 AUDITED

Clerk K. 1945
 \$2.50

No
4

In Re: Petition of Citizens of Richland Township for the appointment of Viewers in connection with the opening of certain streets as public highways

May 21-1945 - Petition of the Citizens of Richland Township - Filed

R-2/13/46 - \$3⁵⁰ - Jdg MAR 25 1946 AUDITED

Decree

And now, this 21st day of May, 1945, the foregoing petition having been read and considered, it is ordered that J. W. Claplin, James McQueen and Theodore Hunt, members of the Board of Viewers of Cambria County, be and they are hereby appointed to view and report on the above matter, according to law

By the Court
Driffith J.

June 2-1945 Order to view issued to J. W. Claplin

Sept 5-1945 Report of Viewers - Filed

Sept. 10-1945 Report of Viewers approved - By the Court, McCaerick Jdg

Dec 17-1945 Confirmed absolutely by Clerk of Courts - J. G. J. J.

Jan 14-1946 Order to open issued to Supervisors

Jan 14-1946 Certified to Pa. Dept. Highways

Jan 14-1946 Certified to Supervisors

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 named Court to view the proposed roads within mentioned, respectfully report:

That we have been duly sworn as 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 the time and place of meeting by posting notices as required by law along the route and at the termini of said proposed new roads, as evidenced by copy of said notice hereto attached and by service of said notice on the County Commissioner of Cambria County, Mr. Seymour Silverstone, Attorney for the property owners, Mr. Francis G. Alunn, Attorney for the Supervisors of Richland Township, Mr. William Mayer, Supervisor of Richland Township and Mr. John L. Bloom, Supervisor of Richland 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 sixth day of July, 1945, at 10:30 o'clock E.W.T., and proceeded with the duties of our appointment and viewed the premises and route of the proposed new roads. All three Viewers and five interested property owners were present; that the said proposed roads are dedicated highways; Charles Street being forty (40') feet in width, Third Street being forty (40') feet in width and Crane Street being forty (40') in width, as shown and colored in green on the blueprint hereto attached and made a part hereof, that one of the termini named in the petition and in this report is at the intersection of Euclid Avenue and Crane Street and the other termini is at the intersection of Charles Street and the Windber Road. The extension of Second Street and all Borough lands and boundary thereof, was viewed. Due to oversight, the supervisors of Richland Township and their attorney, did not receive their notification of the aforesaid mentioned view, therefore, notices were posted a second time on July 9, 1945 and these roads were again viewed on the 27th day of July, 1945, at 10:30 A.M. E.W.T., and at this view, neither the attorney nor the supervisors were present. The description of said proposed roads is as follows:

No

In Re: Petition of Inhabitants of the Township of Barr, County of Cambria and State of Pennsylvania for the laying out of a Public Road.

Aug 6-1945 Petition of the Citizens of Barr Township - Filed

Res. 9/45-7400 - SEP 18 1945 AUDITED

— Decree —

And now, Aug. 6th, A.D. 1945, the foregoing petition having been read and considered, it is ordered that James McCarroll, E. F. Dunegan and M. J. Baumgardner Members of the Board of Viewers of Cambria County, be and are hereby appointed to view and report on the above matter according to law.

By the Court
McCarroll, J.

Aug 13-1945 Order to view issued to James McCarroll.

Oct 2-1945 Report of Viewers - Filed

Oct 5-1945 Report of Viewers approved and width fixed at 33 feet - By the Court, McCarroll, J.

March 20-1946 - Confirmed absolute

March 21, 1946 - Order to Open issued to Supervisors

March 21, 1946 - Certified to Pa. Dept. of Highways

March 21, 1946 - Certified to Supervisors

— 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 proposed new 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 the time and place of meeting by posting notices as required by law along the route and at the termini of said proposed new road as evidenced by copy of said notices on the County Commissioners of Cambria County, and hereto attached and by service of such notices on the Supervisors of the Township of Barr, evidence of which is shown by copies of said notices hereto attached and made a part of this report; that we met in accordance with the notices given on the 10th day of September at 10 o'clock A.M. and proceeded with the duties of our appointment and viewed the premises and route of the proposed new road. All three Viewers and some interested citizens were present, that said proposed new road will intersect at both beginning and ending with roads now in public use - we find said proposed new road is necessary for public travel and for the use of property owners abutting thereon. The description of said proposed new road is as follows:

Beginning at a point on the road leading from the Village of West Branch to the Village of Marsteller in said Township at a point near the McCombie Coal Company Tipple, leading from said point and extending thence by a convenient route, to another point of ending, which said point of ending is at a point on the highway or road leading from the Borough of Spangler to the said Village of Marsteller in said Township, said point of ending, being on the said highway at a point 200 feet from the place where the said highway intersects the Spangler Borough line -

Taking into consideration all the matters before us, we are of the opinion that said new road is necessary and will not be burdensome to the taxpayers of said Township. Therefore we recommend that the prayer of the petitioners be granted. However, we assess no benefits and no damages to any of the abutting property owners. Witness our hands and seal this 15th day of September 1945

JAMES MCCARROLL
E. F. DUNEGAN
M. J. BAUMGARDNER

TURN TO PAGE #455

CLERK
\$4.00
OCT 5 1945

CLERK
\$3.50
OCT 5 1945

R-101/46-350
NOV 2 1946 AUDITED

CLERK
\$2.00
APR 2 1946

No.

In Re: Petition to vacate Public Road in White Township, Cambria County, Pennsylvania. (Baker Road)

Sept. 27-1945 Petition for appointment of Viewers - Filed

DECREE

And now, this 19th day of September, 1945, the within petition having been read and considered, the Court appoints Marlon Baumgardner, S. H. Jucks and Ed J. Dinegan, three members from the Permanent Board of Viewers to view the said road proposed to be vacated and to make their report at the next term of this Court.

By the Court
McKewick, Judge

Oct 2-1945 - Order to view issued to Marlon Baumgardner -

Dec. 4-1945 - Report of Viewers - Filed

Dec. 6-1945 - Report of Viewers approved - By the Court, McKewick, Judge

March 20-1946 - Confirmed absolutely -

March 20-1946 - Certified to Dept. of Highways

March 20-1946 - Order to vacate issued to Supervisors vacation from

March 20-1946 - Certified to Supervisors

- Report of Viewers -

We, the undersigned viewers, Members of the Permanent Board of Viewers of Cambria County, Pennsylvania, having been duly qualified according to law and having been appointed by the above named Court for the purpose of viewing a certain road known as the Baker Road in the Township of White, Cambria County and state aforesaid to ascertain and determine the advisability of vacating same, said road being known as the "Baker Road" in White Township, County & State aforesaid extending through said White Township leading from the Clinton-Patton Road to the Coalport-St. Lawrence Road beginning at the intersection of the said Baker Road with the Clinton-Patton Road by the way of the Beaver Valley in White Township, at a point about 100 feet North of the intersection of said Beaver Valley Clinton-Patton Road with Traffic Route 165 at the Beaver Valley Church and extending in a westerly direction of 10,088 feet to the place where the said public road (Baker Road) intersects with the Coalport-St. Lawrence Road, at a distance of approximately 2640 feet North of the intersection of the Coalport-St. Lawrence Road with the Clinton-Patton Road now known as Traffic Route 165 and that the same has become inconvenient, impracticable, and burdensome. In accordance with said notice to View the time and place for said View were posted setting forth the Saturday Afternoon at 1:30 o'clock October 27, 1945, and the place of beginning of said notice therein stated. 10 notices were posted - one at the terminus of the road to be vacated and 8 other notices posted along the route of said road - a copy of same being hereto attached and made a part of this report. David Bates, one of the supervisors accepted service of same for the Supervisors of White Township and acknowledges receipt of copy of said notice. Hon. Albert O'Connor, Solicitor for the Supervisors of said White Township also accepted service of same in behalf of the Supervisors a copy of his acceptance being likewise attached to this report and a similar notice was accepted by H. P. Barr, Chief Clerk to the Commissioners of Cambria County - a copy of which was given to said Chief Clerk and the original being hereto attached and likewise made a part of this report.

Pursuant to said Notice to View, the Viewers all of them being present met on Saturday Afternoon at 1:30 o'clock, October 27, 1945, and the point designated and proceeded with the duties of our appointment. There were present at the View

TURN to Page #424

DECEMBER SESSIONS, 1945

No 1

In C:- Petition of the Supervisors of West Taylor Township for approval of the adoption of a Township Highway

Petition of Supervisors of West Taylor Twp — filed 12/10/45

Decree of Court

Now, this 10th day of Dec. 1945, the foregoing petition having been read and duly considered, and it appearing to the Court that the Supervisors of West Taylor Township are desirous of adopting a section of Road known as Wild Cat Road as a Township Highway, and it appearing to the Court that it is for the best interests of the residents, citizens and taxpayers of West Taylor Township as well as the traveling public to have the said section of Wild Cat Road adopted as a Township Highway.

It is therefore Ordered and Decreed that the adoption as a Township Highway of the said 'Wild Cat Road' located as follows:— Beginning at a point on the Township Highway, known as the Wild Cat Road, and the common boundary line of lands owned by Quabria Iron Co., Ed Wolford, Ribblett & Bowser, thence extending in a general North easterly direction a width of fifty (50) feet along an arc two hundred fifty and eighteen hundredths (250.18) feet to a point; thence continuing fifty (50) feet in width along an arc one hundred eighty-two and fifty-three hundredths (182.53) feet to a point; thence continuing a width of fifty (50) feet North forty-four (44) degrees seventeen (17) minutes East a distance of one hundred (100) feet to a point; thence continuing fifty (50) feet in width along an arc one hundred ninety-one and forty-four hundredths (191.44) feet to a point; thence continuing a width of fifty (50) feet North three (3) degrees twenty (20) minutes East one hundred fifty-five (155) feet to a point; thence continuing a width of fifty (50) feet along an arc one hundred forty-two and ninety-two hundredths (142.92) feet to a point; thence continuing a width of fifty (50) feet North thirty-nine (39) degrees thirty-two (32) minutes West a distance of ninety-four and nine hundredths (94.09) feet to a point; thence continuing a width of fifty (50) feet along an arc one hundred forty-six and fifty-six hundredths (146.56) feet to a point; thence continuing a width of fifty (50) feet North nine (9) degrees thirty-two (32) minutes West a distance of one hundred five (105) feet to a point and end of dedication, all of which is shown on the blueprint hereto attached and made a part hereof, is approved and the said road is hereby a Township Highway and a part of the Highway system of West Taylor Township and is under the care and responsibility of the Supervisors of West Taylor Township.

By the Court
McLain. J.

Rev. K. S.
#2

R-10
FEB 26 1946

NO 2
In Re: Petition for adoption of Roads
of Township Highways - Richland Township } Dec. 26-1945. Petition of the Supervisors
of Richland Township - Filed

Decree of Court

Now this 20th day of December, 1945, the foregoing petition having been read and duly considered, and it appearing to the Court that the Supervisors of Richland Township are desirous of adopting various sections of highways dedicated to the public use as township highways, and it appearing to the Court that it is for the best interests of the residents, citizens and taxpayers of Richland Township as well as the traveling public to have the said roads adopted as Township Highways.

It is, therefore, Ordered and Decreed that the adoption as township highways of the roads described as follows:

(1) Beginning on the line of Suray Avenue; thence continuing East 40 feet wide a distance of 107.2 feet to Bass Avenue, being what is known and designated as Albert Street, beginning at the Borough line, thence South $29^{\circ}10'$ East 40 feet wide a distance of 336.63 feet to Timothy Street; thence South $4^{\circ}43'$ West 40 feet wide a distance of 313.63 feet to a point, thence South $75^{\circ}56'$ East 40 feet wide a distance of 374.72 feet to Beech Avenue, being all of Bass Avenue which is in Richland Township, thence North $14^{\circ}04'$ East a distance of 120.5 feet to a point, thence continuing North $21^{\circ}42'$ West a distance of 467 feet, being 40 feet wide the entire length and being known and designated as Beech Avenue.

Also beginning at a point on Bass Avenue, thence South $60^{\circ}50'$ West a distance of 1023.35 feet to Suray Avenue, being 40 feet wide the entire length and being known and designated as Timothy Street.

All of which is in accordance with the Plan of Lots as laid out by Z. B. Wertz, as surveyed by Gray and Chaplin, Engineers, February 13-1940.

(2) Beginning at a point on the state road otherwise the Wertz Road, thence South $60^{\circ}01'$ East a distance of 1101.26 feet to a point, thence South $28^{\circ}28'$ East a distance of 314.08 feet to line of lands of Arbitus Park Association, being known and designated as Susquehanna Avenue and being 40 feet in width the entire length.

Beginning at a point on Susquehanna Avenue, thence North $84^{\circ}49'$ West a distance of 437.52 feet to Arbitus Avenue, being known and designated as Cherokee Street and being 40 feet in width the entire length.

Beginning at a point on Susquehanna Avenue, thence North $84^{\circ}49'$ West a distance of 549.0 feet to Arbitus Avenue, being known and designated as Lionel Street and being 40 feet in width the entire length.

Beginning at a point on Susquehanna Avenue, thence North $84^{\circ}49'$ West a distance of 652.02 feet to Arbitus Avenue, being known and designated as Sequoia Street and being 40 feet in width the entire length.

Beginning at a point on Susquehanna Avenue, thence along the line of Arbitus Park Association a distance of 830.79 feet to Arbitus Avenue, being known and designated as Ottawa Street and being 40 feet in width the entire length.

All of which is in accordance with the Plan of Lots as laid out by Jetterman Engineering Company on March 5-1928 for the Suburban Realty Company and recorded in Platt Book Vol. 3 at page 52.

(3) Beginning at a point on Lionel Street, thence North $40^{\circ}22'$ East a distance of 369.39 feet to Belmont Avenue, being known and designated as Salmon Avenue and being 50 feet in width, thence continuing through Belmont Avenue a distance of 439.25 feet a width of 50 feet to Colden Street.

All of which is in accordance with the Plan of Lots as laid out by the Jetterman Engineering Company on October 26, 1944 for Harris and Ada Hager.

(4) Beginning at a point on the Township line dividing Stonycreek Township and Richland Township on what is known and designated as Colden Street, thence South $74^{\circ}55'$ East a distance of 240.00 feet to Coral Avenue, thence South $35^{\circ}38'$ East 948.48 feet to a point on State Road, otherwise Wertz Road, being all of Colden Street in

No 1

In Re: Laying out of a public highway in the Township of Blacklick, Village of Twin Rocks, County of Cambria, and State of Penna.

March 20, 1946 - Petition of the Citizens of the Township of Blacklick - Filed

- Deems -

And now, this 18th day of March, 1946, the within petition having been read and considered, the Court appoints, L.E. Kaylar, S. H. Jenkins, and Edward Dunegan, Viewers to view the road herein referred to and make a report of their proceedings to the next term of the Court of Quarter Sessions of said County.

By the Court
W. H. Kearnick, J.

March 29, 1946 - Order to view issued to L.E. Kaylar -

June 18, 1946 - Report of Viewers Approved - By the Court, W. H. Kearnick, J.

June 8, 1946 - Report of Viewers - Filed

Sept. 16, 1946 - Confirmed absolutely - J. J. Leary, clerk of Courts.

Sept. 16, 1946 - Certified to Dept. of Highways

Sept. 16, 1946 - Order to open issued to supervisors

Sept. 16, 1946 - Certified to Supervisors

- Report of Viewers -

At a Court of Quarter Sessions of the Peace of Cambria County, held at Ebensburg in said County, a petition of divers inhabitants was filed setting forth that they are laboring under inconvenience for want of a public road or highway to begin at the intersection of Main Street and 2nd Street, said Main Street being otherwise known as State Highway 45, and extending over and across 2nd Street, also a public highway, all of which is shown in red on map of Plan of Big Bend, Blacklick Township. The said road to run South 62° 53' East 321 feet, being the exact distance from a point of beginning of the proposed road, namely, at the intersection of Main Street and 2nd Street, measured along the center line of the said 2nd Street in a Northwesterly direction from its intersection as shown.

We, the undersigned viewers, viewed the premises where the new road, described above, is desired on the morning of April 15, 1946, and found the situation as reported by the Petitioners.

We, therefore, find that the proposed road is necessary and accordingly make a favorable report on the petition and lay out the said road according to the description above set forth.

L.E. Kaylar
S. H. Jenkins
E. J. Dunegan

Cost of View (Includes #1, #2, #3 March 1946)

L.E. Kaylar -	\$40.40
S. H. Jenkins -	16.40
E. J. Dunegan -	18.20
	<u>\$75.00</u>

R-10/1/46 - #350 - J. J. Leary

No 2 In Re: Laying out of a public highway in the Township of Blacklick, Village of Twin Rocks, County of Cambria and State of Pennsylvania } March 20, 1946 - Petition of Citizens of Blacklick Township - Filed

- Decree -

Clerk
#400
OCT 8 1946

And now, this 18th day of March, 1946, the within petition having been read and considered, the Court appoints L. E. Kaylar, S. H. Jencks, and Edward Dunegan, Viewers to view the road herein referred to and make a report of their proceedings to the next term of the Court of Quarter Sessions of said County.

By the Court
M^cKenrick, J.

March 29, 1946 - Order to view issued to L. E. Kaylar.

June 18, 1946 - Report of Viewers Approved - By the Court, M^cKenrick, J.

June 8, 1946 - Report of Viewers - Filed

Sept. 16, 1946 - Confirmed Absolutely - Jean Joy, Clerk of Courts

Sept. 16, 1946 - Certified to Dept. of Highways

Sept. 16, 1946 - Order to open issued to Supervisors

Sept. 16, 1946 - Certified to Supervisors

- Report of Viewers -

At a Court of Quarter Sessions of the Peace, for Cambria County, Pennsylvania, held at Ebensburg, in said County, setting forth that they labor under inconvenience for want of a public road or highway to begin at a point at the intersection of Main Street and 4th Street, said Main Street being known as Highway 45 a public highway and extending over and across 4th Street 62° 53" East for a distance of 640 feet all of which is shown in red on a map being the plan of Big Bend in Blacklick Township in Cambria County, Pennsylvania.

Clerk
#250
OCT 8 1946

The exact distance from the point of beginning of the proposed new road from the intersection of Main Street is 640 feet, measured on the center line of said 4th Street in a southeasterly direction from said Main Street as shown.

The beginning of the said public road is a public highway and the ending of the proposed public road is near Coal Pit Run.

After due consideration the Court appointed L. E. Kaylar, S. H. Jencks, and Edward Dunegan as viewers to view the ground for the proposed road and after viewing the same they agree that there is occasion for such a road they shall lay out the same having as to the best location etc., and doing the least injury to adjacent property interests.

The Viewers after carefully considering the apparent facts presented were of the opinion that there was need for the new road and they approved the application and granted the prayer of the petitioners.

Approved: L. E. Kaylar
S. H. Jencks
Edward Dunegan } Viewers

Viewers Bill filed with #1 March 1946

No
3

In Re: Laying out of a public highway in the Township of Blacklick, Village of Twin Rocks, County of Cambria, State of Pennsylvania.

Petition of the Citizens of Blacklick Township - Filed March 20, 1946 -

— Decree —

clerk
#4⁵⁰

And now, this 18th day of March, 1946, the within petition having been read and considered, the Court appoints L. E. Kaylar, S. H. Jencks and Edward Dunegan, Viewers to view the road herein referred to and make a report of their proceedings to the next term of the Court of Quarter Sessions of said County.

By the Court,
M^r Kearns, J.

March 29, 1946 - Order to view issued to L. E. Kaylar

June 18, 1946 - Report of Viewers Approved - By the Court - M^r Kearns, J.

clerk
#5⁵⁰

June 8, 1946 - Report of Viewers - Filed

Sept. 16, 1946 - Confirmed absolute - John Jay, Clerk of Courts.

Sept. 16, 1946 - Order to open issued to Supervisors

Sept. 16, 1946 - Certified to Dept. of Highways

Sept. 16, 1946 - Certified to Supervisors

— Report of Viewers —

At a Court of Quarter Sessions of the Peace for Cambria County, held at Ebensburg, in the said County, on the 18th day of March, A.D. 1946, before the Honorable Judges of said Court: —

clerk
#2⁵⁰

Upon petition of divers citizens of Blacklick Township, in Cambria County, Pennsylvania, setting forth that they labor under inconvenience for want of a public road leading from the intersection of Cardiff Road and Park Avenue, said Cardiff Road being otherwise known and designated as Route 459, said Park Avenue being likewise a public highway, and extending over and across the centre line of said Park Avenue south 27°30' West 390 feet. Also beginning at the aforesaid intersection of Cardiff Road and Park Avenue and extending over and across said Park Avenue 27°30' East 275 feet. The exact distance of the one portion of said Park Avenue going southwesterly is 390 feet and the exact distance of the other portion of the said road, known as park Avenue, going northeasterly is 275 ft.

The Viewers were impressed that there is a need for the road and cooperating with the Supervisors and the petitioners granted the prayer of their petition and approved the new road as asked for.

Petition of the citizens for the new road granted April 15, 1946, the day of the View.

L. E. Kaylar }
S. H. Jencks } Viewers
E. D. Dunegan }

Viewers Bill filed with #, March 1946

NOV 18 1946 AUDITED #350 - JOG.

JUNE SESSIONS, 1946

No 1 In Re: Petition of inhabitants and tax-payers of Jackson Township, Cambria County, Pennsylvania, for appointment of Viewers to view and lay out a public road in said township. { June 17, 1946 - Petition of the inhabitants of Jackson Township Filed.

- Decree -

And now, June 17th, 1946, the within petition having been presented, the same is read and considered, and Mahlon E. Baumgardner, ^{W. T. Mc Grain} S. H. Jenkins, and E. S. Dummigan, members of the permanent Board of Viewers, are hereby appointed Viewers in the above entitled case to view the ground proposed for the public Road prayed for in the foregoing petition, and to make report at the next session of Court.

By the Court
M^cCann, P. J.

June 18, 1946 - Order to view issued to Mahlon E. Baumgardner.

Sept. 4, 1946 - Report of Viewers - Filed

Sept. 9, 1946 - Report of Viewers Approved Nisi - By the Court: M^cKearick, J.

Nov. 29, 1946 - Exception to Viewers Report - Filed

Jan. 7, 1947 - Answer to exceptions - Filed

Feb. 4, 1947 - Additional exceptions to the Petition & Report of Viewers - Filed

And now, Feb. 4, 1947, Exceptions dismissed. By the Court:

M^cCann, P. J.

M^cKearick, J.

Briffith, J.

Mar. 3, 1947 - Petition for appointment of Reviewers - Filed

And now, this 3rd day of March, A.D., 1947, the foregoing petition having been read and considered, it is ordered that:

W^m J. Mc Grain, Louis E. Taylor and Robert B. Mayer, members of the Board of Viewers of Cambria County, be and hereby are appointed to review the said road and parts adjacent thereto, and to make report of their proceedings to the next Court of Quarter Sessions, to be held for the said County, stating particularly whether they judge the same necessary for a public road.

By the Court:
M^cKearick, J.

Now, April 23, 1947 - it appearing to the Court that Louis E. Taylor, one of the Reviewers, is incapacitated and unable to serve, S. H. Jenkins is substituted as one of said Board of Reviewers. It is directed that any notice heretofore given be revoked and the Reviewers are directed to give proper legal notice of the proceedings de novo.

By the Court:
M^cKearick, J.

June 6, 1947 - Report of Viewers - Filed

June 23, 1947 - Exception to Reviewers Report - Filed

Aug. 20, 1947 - Opinion and Decree of the Court - Filed

And now, Aug. 19, 1947 - after argument and upon due consideration, it is ordered and decreed that the Report of the reviewers, viz., W. T. Mc Grain, S. H. Jenkins and Robert B. Mayer, with direction to make further report in conformity with this opinion and file such supplemental report within 30 days from date, at which time either party may file exceptions.

sec. leg. Concluded in by: M^cCann P. J.
M^cKearick, J.

By the Court:
Briffith, J.

Clerk
\$4.00
OCT 8 1946

Clerk
\$4.00
APR 5 1947

Clerk
4.00
APR 5 1947

To Page
417

No 2 In Re: Petition for Appointment of Viewers to lay out a public Road in Conemaugh Township July 8, 1946 - (Petition) of Citizens of Conemaugh Township - Filed

Decree -

And now, to wit, this 8th day of July, A.D., 1946, the within petition presented and upon consideration thereof Theodore Hunt, Robert B. Mayer and James M^c Cann are hereby appointed viewers to view the ground proposed for the road described in the within petition and to make report of their proceedings to this Court. Returnable the first Monday of September, 1946.

By the Court
M^c Kinnick, J.

July 9, 1946 - Order to view issued to Theodore Hunt.

August 1, 1946 - Report of Viewers - Filed

Sept 9, 1946 - Report of Viewers approved nisi - By the Court M^c Kinnick, J.

Dec. 20, 1946 - Confirmed Absolute - Jean J. Clark, clerk of Courts.

Dec. 26, 1946 - Certified to Department of Highways

Dec. 26, 1946 - Order to open issued to Theodore Hunt - Supervisors

Dec. 26, 1946 - Certified to Supervisors

Report of Viewers -

To the Honorable, the Judges of the above named Court, we the undersigned viewers, appointed by the annexed order of the Court to view the proposed 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 the time and place of meeting by posting notices as required by law, along the route and at the terminal of the said proposed new road as evidenced by copy of said notice hereto attached and by service of said notice upon the Commissioners of Cambria County, the Supervisors of Conemaugh Township and the solicitor of Conemaugh Township, evidence of which is shown by copies of said notices hereto attached and made a part of this report; that we met in accordance with the notice given on the 25th day of July, A.D. 1946 at 10:30 A.M. D.S.T. and proceeded with the duties of our appointment and viewed the premises and route of the proposed new road; that during the view, two property owners and interested persons and one supervisor from Conemaugh Township all three viewers were present; this highway has been in use for the past several years and there are at least twelve improved properties along this road and improvement of other properties now going on and the maintenance of this road will not create an undue hardship in the township; therefore we the viewers recommend that the prayer of the petitioners be granted and we assess no benefits and no damages to any of the abutting property owners.

Signed by the members of the Board of Viewers this 30th day of July, 1946

Cost of View - Theodore Hunt. \$1.30

Robert Mayer 13.00

James M^c Cann 13.40

\$107.70

Theodore W. Hunt

Robert B. Mayer

James M^c Cann

Turn To Page # 414

June SESSIONS, 1946

No 3 In Re: Appointment of Viewers to view and make recommendations concerning the opening and laying out of Public Road in Lower Yoder Twp, Cambria County, Pennsylvania. { July 8, 1946 - Petition of Citizens of Lower Yoder Twp Filed

- Decree -

And now, July 8, A.D., 1946 - the foregoing petition having been presented in open Court, read and duly considered, it is ordered and decreed that Robert G. Mayer, Theodore Hunt, and James M'Caun, are hereby appointed to view the portions of highway described in the foregoing petition and to make recommendations concerning the opening and laying of the said portion of highway, according to law. Returnable the first Monday September term 1946.

By the Court
M'Kernick, J.

July 9, 1946 - Order to view issued to Robert G. Mayer.

July 18, 1946 - Answer of the Supervisors of Lower Yoder Township to the above petition - Filed.

August 1, 1946 - Report of Viewers - Filed

Sept. 9, 1946 - Report of Viewers approved nisi - By the Court: M'Kernick, J.

Jan. 2, 1947 - Certified to Supervisors

Report of Viewers

To the Honorable, the Judges of the above named Court, we, the undersigned Viewers, appointed by the annexed order of the Court to view the proposed 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 the time and place of meeting, by posting notices as required by law, along the route and at the terminal of the said proposed new road, as evidenced by copy of said notice hereto attached and by service of said notice upon the commissioners of Cambria County, the supervisors of Lower Yoder Township, and the solicitor of Lower Yoder Township, evidence of which is shown by copies of said notices hereto attached and a part of this report; that we met in accordance with the notice given on the 23rd day of July, A.D. at 10:30 A.M. D.S.T. and proceeded with the duties of our appointment and viewed the premises and route of the proposed new road; that during the view, two property owners and two supervisors of Lower Yoder Township and all three viewers were present; that the proposed new road is now temporarily opened as a private road and runs through a proposed plan of lots, upon which three houses are built; two at the end of Westmont Street and one at the extreme end of the road going on to Landon Street; that over almost the entire length of this road there has been no building; that after hearing all interested persons present at the view and the supervisors of Lower Yoder Township, we find that it would be an unwarranted hardship on the township of Lower Yoder to open this road and maintain it for public use, therefore we recommend that the prayer of the petitioners be refused.

clerk

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clerk

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Sept. SESSIONS, 1946

NO 1 In Re: Petition for appointment of Viewers to lay out public road in Croyle Township, near the village of Lovett. } Sept. 3, 1946 - Petition of residents and taxpayers - Filed.

Decree

And now, to wit, the 3rd day of Sept. 1946, the within petition presented and Fred Claphin, Robert Mayer, and Theodore Hunt are hereby appointed viewers to view the ground proposed for the road described in the within petition, and to make report of their proceedings to this Court; returnable the first Monday of December, 1946.

By the Court:
Sniffith J.

Sept 4, 1946 - Order to view issued to Fred Claphin

Oct. 3, 1946 - Answer of the supervisors of Croyle Township to the above petition - Filed

Dec 2, 1946 - Report of Viewers - Filed

Dec. 20, 1946 - Report is approved and confirmed nisi - McFenrick, J.

Mar. 17, 1947 - Confirmed absolute - Jean Joy, clerk of Courts.

Mar. 26, 1947 - Certified to Dept. of Highways

Mar. 26, 1947 - Order to open issued to Supervisors

Mar. 26, 1947 - Certified to Supervisors.

- Report of Viewers -

To the Honorable, the Judges of the above named Court, we the undersigned Viewers, appointed by the annexed order of the Court to view the proposed 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 the time and place of meeting, by posting notices as required by law along the route and at the termini of the said proposed new road, as evidenced by copy of said notice hereto attached, and by service of such notice on the County Commissioners of Cambria County, the Supervisor of Croyle Township, the solicitor for the Petitioners and the solicitor for the Supervisors being hereto attached; that we met in accordance with the notice given, on the 14th day of November A.D. 1946, at 10.00 o'clock A.M. (Eastern Standard Time) and proceeded with the duties of our appointment and viewed the premises and route of the proposed new road; that said proposed new road is now opened as a private road through its entire length, and has been used for a long number of years by the persons living along the route of said road and is now being used by same, that all the Viewers named herein, one Supervisor of Croyle Township, Mr. Michael Mushlock, and four property owners and taxpayers were present during the view; that after viewing the premises and the route of the proposed road, we are of the opinion that a necessity exists for the proposed new road; Beginning at a point in the center of State Highway Route 11095, said point being South 40 degrees 30 minutes East, 1187.3 feet from a point in the center line of State Highway Route 11014, the last said point being in the Village of Lovett; thence North 83 degrees 24 minutes East, a distance of 886 feet to a point;

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clerk
#4
OCT 8 1946

clerk
#3
P. 6/24/47
JUL 8 1947

No 2 In Re: Petition for Appointment of Viewers to lay out Griffiths Avenue as a public road in Jackson Township, near the Village of Union, in said Jackson Township, Cambria County, Pennsylvania. } Sept. 11, 1946 - Petition of residents and taxpayers, Jackson Township - Filed.

- Order -

And now to wit, this 11th day of September, 1946, the within petition presented, and upon motion of Edward J. Harkins, Attorney for Petitioners, S. H. Jencks, M. J. Baumgardner and E. J. Dunagan are hereby appointed viewers to view the ground proposed for the road described in the within petition, and to make report of their proceedings to this Court; returnable the first Monday of December, 1946.

By the Court:
M^cCauley, P. J.

Sept. 16, 1946 - Order to view issued to S. H. Jencks
Nov. 4, 1946 - Report of Viewers - Filed
Nov. 26, 1946 - Report is approved, By the Court - McKinnick, Judge.
Mar. 17, 1947 - Confirmed absolute - Julian Jay, clerk of Court.
Mar. 28, 1947 - Certified to dept. of Highways.
Mar. 28, 1947 - Order to open issued to Supervisors
Mar. 28, 1947 - Certified to Supervisors.

- 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 of Cambria County, appointed by your Honorable Court and directed to view the premises to determine as to the necessity for a public highway as prayed for by the Petitioners, beginning on the easterly side of public highway Route No. 219, on public highway leading from the City of Johnstown to Mundy's Corner, said land thence extends North 67 degrees 35 minutes East, a distance of 1457.2 feet on the Northerly side, and approximately 1475.5 feet on the Southerly side; said street is thirty (30) feet in width throughout its entire length, and it extends from the point where it intersects with the easterly line of State Highway Route No. 219 hereinabove mentioned, to land now owned by Ralph Hagerich and wife.

That having given due notice of the view and of the time and place of meeting of the Viewers to the Commissioners of said County, to the three Supervisors of Jackson Township and to the public by printed hand-bills posted at and in the immediate vicinity of the premises to be viewed for the proposed public highway, as is required by the Act of the General Assembly.

All of us met upon the premises in Jackson Township, Cambria County, Penna., on Saturday October 26, 1946, at 2 o'clock p.m. to perform the duties of our appointment, together with the said three Supervisors, most of the owners of the lots facing said proposed street and others who assured us they were authorized to represent petitioners who could not arrange to be present.

The said proposed street, named Griffiths Avenue, nearly bisects the tract of land that was owned by Harry H. Griffith; the said tract extending from State Highway, Route 219, to land now owned by Ralph Hagerich and wife, and is bounded on the North by lands owned by

Turn to Page # 412

Check # 400 OCT 8 1946

Check # 50 OCT 3 1947

R. 4/24/47 - # 3357 OCT 3 1947

3

In Re: Taking over of Road
or street in East Taylor
Township, County of Cambria,
Pennsylvania.

Petition of the Supervisors of
East Taylor Township - Filed - Oct. 14, 1946

Resolution passed by Board of Road Supervisors - Sept. 27, 1946

- Decree -

And now, this 14th day of October A.D. 1946, the foregoing
petition having been presented, examined and duly considered, the
prayer of the petition is granted and

It is ordered and decreed that the road or street
described in the foregoing petition shall be and become a part
of the public highway system of the Township of East Taylor, and
shall be so recorded in the office of the clerk of the Court of
Quarter Sessions.

By the Court:
McFennick, Jr.

No 4	In Re: Taking over of Road or street in East Taylor Township, County of Cambria Pennsylvania.	} Petition of the Supervisors of East Taylor Township filed Oct. 14, 1946
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Resolution passed by Board of Road Supervisors - Sept. 27, 1946.

- Decree -

And now, October 14, 1946, the foregoing petition having been presented, examined and duly considered, the prayer of the petition is granted and

It is ordered and decreed that the road or street described in the foregoing petition shall be and become a part of the public highway system of the Township of East Taylor, and shall be so recorded in the office of the clerk of the Court of Quarter Sessions.

By the Court:
McKinnick, J.

Sept. SESSIONS, 1946

No. 5

In Re: Opening of Public
Road in Adams Township
Pennsylvania.

Nov. 8, 1946 - Petition of the Superintendents
of Adam Townships, Pennsylvania - Filed..

- Decree -

And now, this 8th day of November, 1946, the within petition having been read and considered the Court appoints Robert L. Mayer, Fred Claflin and Theodore Hunt, three members from the Permanent Board of Viewers to view the said road proposed to be opened and to make their report at the next term of this Court.

By the Court:
Griffith, J

Nov. 8, 1946 - Order to view issued to Robert B. Mayer.

Dec 19, 1946 - Report of Viewers - Filed

Jan. 9, 1947 - The within report is approved - By the Court, McFarrick, J.
Dec. 17, 1947 - Re: [illegible] [illegible] [illegible]

Mar. 17, 1947 - Confirmed absolute - Jean Joy, clerk of Courts

Mar. 27, 1947 - Certified to Dept. of Highways

Mar. 27, 1947 - Order to open issued to Supervisors

Mar. 27, 1947 - Certified to Supervisor

— Report of Viewers —

To the Honorable, The Judges of the above named Court, we the undersigned Viewers, appointed by the annexed order of the Court to view the proposed roads 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 the time and place of meeting, by posting notices as required by law along the route and at the termini of the said proposed roads, as evidenced by copy of said notice hereto attached, and by service of such notice on the County Commissioners of Cambria County, the Supervisors of Adams Township, the Solicitor for the Petitioners and the Solicitor for the Supervisors being hereto attached; that we met in accordance with the notice given on the 10th day of December, A.D., 1946, at 10:00 o'clock A.M. (Eastern Standard Time) and proceeded with the duties of our appointment and viewed the premises and route of the proposed roads; that said roads are now open through their entire length and are being used by the several property owners abutting same, that all the Viewers named herein and the three Supervisors of Adams Township were present during the view; that after viewing the premises of the route of the proposed roads, we are of the opinion that due to the density of the population and development along these roads, that a necessity exists for the opening of same as public roads.

Beginning at the intersection of the State Highway, leading from the Village of Llanfair to Pryn and a private road, thence North a distance of approximately 150 feet ^{and a uniform width of 50 feet} And Beginning at a point approximately 70 feet North from intersection of said state road leading from Llanfair to Pryn and the aforementioned private road, and extending a westerly direction a distance of approximately 400 feet, thence in a northerly direction a distance of about 200 feet, ^{and a uniform width of 25 feet.} making a total distance of about 200 feet, as is shown on the blue print attached hereto, colored in green and made a part hereof.

TURN TO Page # 416.

No 6

In Re: In the matter of the Vacation of a portion of a public road in Washington Township, Cambria County. } Nov. 30, 1946 - Petition of the inhabitants of Washington Township for appointment of viewers - Filed

- Order -

clerk #400

Now, November 25, 1946, the foregoing petition having been read and presented to the Court, the Court do thereupon appoint S.H. Jencks, William J. McBrain and Louis E. Kaylar, viewers to go upon the ground and examine the portion of road sought to be vacated and report their findings to the Court, such report to be filed on the

By the Court:
McFenrick, J.

DEC 1 2 1946 AUDITED

Dec. 2, 1946 - Order to view issued to S.H. Jencks.

Jan. 17, 1947 - Report of Viewers - Filed by S.H. Jencks.

Mar. 27, 1947 - Report approved - By the Court, McFenrick, Judge

- 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 of Cambria County, appointed by your honorable Court and directed to view the premises to determine as to the necessity of vacating a portion of a public road or highway as prayed for by divers inhabitants of the Township of Washington, setting forth that said portion of public road has become useless and burdensome, the same having been supplanted by State Highway known by the Legislative No. 11071. The portion of the above mentioned public road or highway is described as follows:

Beginning at a point on the highway leading from State Highway No. 53 to Portage, being Route No. 11071, said point being distant 2380 feet from the intersection of said highway with Route No. 53 measured along said first mentioned highway and ending at a point on said first mentioned highway distant 2880 feet from the aforesaid intersection also measured along said first mentioned highway.

That having given due notice of the view and of the time and place of meeting of the Viewers to the Commissioners of said County, to the three supervisors of Washington Township and to the public by printed hand bills posted at and in the immediate vicinity of the premises to be viewed for the proposed vacation of public road or highway, as is required by the Act of the General Assembly.

We met upon the premises in Washington Township, Cambria County, Penna., on Saturday January 4, 1947, at 10:30 o'clock A.M. to perform the duties of our appointment, together with two of the said three supervisors Messrs. Pramick and Carney, a few of the property owners in the district and they were authorized to represent those who were unable to be present.

It will be noted on the map attached hereto that the road proposed to be vacated is only 500 feet in length, between the distances 2380 and 2880 feet from the intersection with Route No. 53.

A sketch showing the proposed vacation of road on an enlarged scale is also shown on the said map to give one a clearer insight of the situation. The residents of Scanlon Hill, a hamlet having a population

To Page # 419

P-11-24-47-#350

No

1

In Re: Jefferson Avenue, Martin Avenue,
Luther Avenue, and Center Street,
Portage Township, Cambria Co., Penna.

Mar. 3, 1947 - Petition of the Supervisors
of Portage Twp for acceptance of certain
portions of avenues as public avenues
streets and/or highways.

- Order -

Now, the 3rd day of March, 1947, the within petition having been read and considered, the Court hereby gives its consent that the following portions of Jefferson Avenue, Martin Avenue, Luther Avenue and Center Street, described in Resolution hereto attached as "Exhibit A," being dedicated avenues and streets on the recorded Plan of the Martin Realty Company, which said Plan was recorded June 23, 1914 in the office of the Recorder of Deeds in and for Cambria County, in Plat Book, Vol. 1, Page 151, be accepted as public streets, avenues and/or highways, said streets and avenues being described as follows:

1. Jefferson Avenue - Beginning at the intersection of the said avenue and Lakeview Street to the intersection of the said avenue and Maple Street, a distance of 1,021.7 feet, more or less; running East and West.
2. Martin Avenue - Beginning at the intersection of Martin Avenue and Center Street to the intersection of said Martin Avenue and Beaverdale Road, a distance of 750 feet, more or less; running East and West.
3. Luther Avenue - Beginning at the intersection of the Beaverdale Road and Luther Avenue to the intersection of the said Luther Avenue and Main Street, a distance of 420 feet, more or less; running East and West.
4. Center Street - Beginning at the intersection of Wayne Avenue and Center Street to the intersection of Center Street and Martin Avenue, a distance of 320 feet, more or less; running North and South.

And it is further ordered and directed that the said portions of Jefferson Avenue, Martin Avenue, Luther Avenue, and Center Street, forthwith be and become a part of the highway system of the township of Portage, Cambria County, and be it still further ordered and directed that this proceeding be recorded in the Court of Quarter Sessions of Cambria County, Pennsylvania.

By the Court:
Riffith J.

TOP 1 7/13/47 - \$3.50 - J.S.F.
ALL 7/13/47 - \$2.00 - J.S.F.

clerk
\$3.50
APR - 5 1948

No

In Re: Alam Street. Upper Yoder Township, Cambria County, Pa.

April 14, 1947 - Petition for acceptance of Alam Street as a public highway.

- Order -

Now, April 14, 1947 - the within petition having been read and considered, the Court hereby gives its consent that Alam Street, a dedicated street on the Plan of Elin, in Upper Yoder Township, Cambria County, Pennsylvania, be accepted as a public highway; and it is further ordered and directed that the said Alam Street shall forthwith be and become a part of the public highway system of the township of Upper Yoder, Cambria County, Pennsylvania; and be it still further ordered and directed that this proceeding be recorded in the Court of Quarter Sessions of Cambria County, Penna.

By the Court:

McFarrick, J.

b 5
APR - 5 1948

No

1

Re: Petition to Appoint Viewers and Supply Road in Adams Township.

Petition Filed - July 18, 1947

Decree

And now, July 18, 1947 - the foregoing petition having been read and considered, it is ordered that Fred W. Claplin, Theodore Hunt and Edward Duneagan, three members of the permanent Board of Viewers of Cambria County, be, and hereby are, appointed to view said road and inquire of the premises and make a return of their proceedings according to law.

By the Court:

McKenrick, J.

July 21, 1947 - Order to view issued to Fred W. Claplin.

Feb. 13, 1948 Report of Viewers filed

March 10, 1948 Approved by the Court McKenrick Judge

June 16, 1948 Confirmed Absolute Joseph C. Thers, Clerk of Courts

June 21, 1948 Certified to Dept of Highways

June 21, 1948 Order to Open sent to Supervisor Joseph B. Vallo

"Report of Viewers"

To the Honorable, the judges of the above named Court, we, the undersigned viewers, appointed by the annexed order of the Court to view the proposed 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 the time and place of meeting, by posting notices as required by law along the route and at the termini of the said proposed new road, as evidenced by copy of said notice hereto attached and by service of said notice upon the Commissioners of Cambria County, the Clerk of Courts of Cambria County, the Attorney for the petitioners, and the Supervisors of Adams Township of said notice hereto attached and made a part of this report; that we met in accordance with the notice given, on the twenty-first (21st) day of October, 1947, A.D., at 10:00 o'clock A.M., E.S.T., and proceeded with the duties of our appointment and viewed the premises and route of the proposed new road; that during the view six (6) property owners and all the viewers were present. The viewers find that a permanent bridge across the South Fork Creek from these eleven (11) dwellings, due to the heavy flow in the creek during flood times, would be an undue hardship on the Adams Township, as this bridge would cost in the neighborhood of \$15,000.00. The viewers, therefore, suggest that a right-of-way be procured along this proposed road across the Pennsylvania Railroad bridge between the switch point and the East end of the railroad bridge, to the highway, State Route #869 be obtained for the use of the residents in this area, all as shown tinted on the attached blueprint. As to the nature of the terrain in this location, it is probably be a long number of years before any further development in this area, therefore, we recommend that the necessary request be made to the Pennsylvania Railroad for a crossing at grade be granted these petitioners, and that the Township will maintain this proposed road as outlined on the drawing hereto attached.

Witness our hands and seals this 29th day of January, 1948, A.D.

{ Fred W. Claplin
Theodore Hunt
Edward Duneagan } Viewers.

APR - 5 1948
CLERK

No
2

In Re: Petition for appointment of Viewers to lay out a public road in East Carroll Township, Cambria County, Pennsylvania, adjacent to the Borough of Patton, Penna.

July 25, 1947 - Petition of residents and taxpayers filed

- Order -

And now, to wit: this 21st day of July, A.D. 1947, the within petition presented and upon motion of Fred J. Dees, Attorney for petitioners, S. H. Jencks, M. H. Baumgardner and W^m McBrain are hereby appointed Viewers to view the ground proposed for the road described in the within petition and to make report of their findings to this Court: returnable the first Monday of September, A.D. 1947.

By the Court:

Griffith, J.

And now, July 25, 1947, due to the absence of S. H. Jencks, the order of July 21, 1947 is hereby modified as follows: Upon motion of Fred J. Dees, Esq., the following are hereby appointed Viewers to view the ground proposed for the road within described and to make report of their findings to this Court viz: M. H. Baumgardner, chairman, W^m J. McBrain and Theodore Hunt.

By the Court:

Griffith, J.

July 28, 1947 - Order to view issued to M. H. Baumgardner.

Petition for Continuance from first Monday of Sept 1947 to first Monday of December 1947 filed
Petition for Continuance granted. 12-1-1947

And now Dec 1-1947 the within Petition read and considered and the return day to Dec 1-1947 be decreed null and void and also the return day be continued to the first Monday of March A.D. 1948

By the Court

Griffith
J.

March 6, 1948 Viewers Report filed

March 10, 1948 Approached by the Court McKinnick Judge

June 16, 1948 Confirmed Absolute Joseph C. Thers, Clerk of Courts

Report of Viewers

We, the undersigned viewers appointed by the above named Court for the purpose to view a certain public road and to determine the necessity of same in the Township of East Carroll, County of Cambria and State of Pennsylvania known as Donnelly Avenue in name only for the purpose of United States Mail Service, said service having been discontinued extending from the south-west side of Magee Avenue in the Borough of Patton for a distance of approximately three fourths of a mile along and parallel with the railroad to view the location and determine the advisability or otherwise the said proposed public highway.

That we have been duly qualified as members of the Permanent Board of Viewers of Cambria County as is shown by the records in said County; That we gave due public notice of the time and place of the meeting of the Board of Viewers as required by law by posting

To Page 405

clerk
350
7/25/47-350-808
AUG 1 5 1947 AUDITED

June SESSIONS, 1947

No
3

In Re: In the matter of the acceptance of as Public Highways by the Supervisors of Barr Township of certain streets and alleys.

Aug 5, 1947 - Petition of Supervisors for leave to accept streets and alleys as public highways.

- Decree -

And now, Aug 5, 1947, the foregoing petition having been read and considered, leave is granted to the petitioners, members of the Board of Supervisors of Barr Township, Cambria County, Pennsylvania, to accept as public highways, the streets and alleys described in said petition.

By the Court:
McFarrick, J.

APR - 5 1948 CERTIFIED

R-8/13/47- #350- pag.

No
4

In Re: Laying out of a Public Highway
in the Township of Middle Taylor,
County of Cambria, State of Penna.

Aug. 11, 1947 - Petition for
appointment of Viewers and
Deeree thereon - filed

- Deeree -

And now, this 11th day of August, 1947 - the within
Petition having been read and considered, the Court appoints
Fred Claplin and Robert Mayer and Theodore Hunt, Viewers
to view the road herein referred to and make a report
of their proceedings to the September Sessions of the Court of
Quarter Sessions of said County.

By the Court:
Griffith, J.

Aug 27, 1947 - Order to view Issues to Fred Claplin.

Nov. 24, 1947 - Report of Viewers - filed

Dec. 13, 1947 Report is Opposed nisi McKenrick Judge.

March 10, 1948 Confirmed Absolute by Joseph C. Here, Clerk of Courts

March 10, 1948 Order to Open Issued

March 10, 1948 Certified to Dept. Highways

- Report of Viewers -

To the Honorable, the Judges of the above named Court, we, the undersigned Viewers,
appointed by the annexed order of the Court to view the proposed road within mentioned, respectfully
report:

That we have been duly sworn as 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
the time and place of meeting, by posting notices as required by law along the route and at the
termini of the said proposed new road, as evidenced by copy of said notices hereto
attached and by service of said notices upon the Commissioners of Cambria County, the Attorney
or Solicitor of Middle Taylor Township and the Solicitor for the petitioner evidence of which is
shown by copy of said notices hereto attached and made a part of this report; that we met
in accordance with the notice given on the fourth (4) day of October, A.D. 1947, at 10:00 clock
A.M. E. S. T., and proceeded with the duties of our appointment and viewed the premises and route
of the proposed new road; that during the view eight (8) property owners and two (2) viewers were
present (the third Viewers due to inability to be present at the view made his own view on Monday, Oct.
6, 1947); that the proposed new road is now and has been in use as a private road for over twenty
(20) years and there are nine (9) dwellings along this road and that a portion of this road as shown
in green on the attached blueprint has never to our knowledge been dedicated. That this proposed road
is fifteen hundred nine (1509) feet long and has a width of thirty (30) feet and is located as shown on
the attached drawing in meters and bounds. We find that there is no objection to said proposed road
except the owner Charles L. Shaffer, owner of the property which the portion of the road tinted in green on
attached drawing passes through and avers that he is damaged by this proposed road location. Therefore
we recommend that the prayer of the petitioners be granted and that damage in the amount of one
hundred fifty (\$150.00) dollars be given to Mr. Charles L. Shaffer and that this amount of damage
be divided equally among the other petitioning property owners and be paid in hand to Mr. Shaffer
as just recompense for his surrender of this street right-a-way.

Copy of release of damages except property owner Mr. Shaffer, is hereto attached.

In accordance with the Act of June 20, 1919, P.S. 509, as amended; 36 P.S. 1921; We find
that although one of the termini named in the Petition and in the Report, namely the second terminus,
is other than in a public highway or place of public road; yet it appears, and we so find, that the other
terminus, namely the first terminus, is on a public road; and we further find that the road is one necessary
for public travel; subject to the approval of the Court of Quarter Sessions.

Witness our hands and seals this 28th day of October 1947. P.O.

Fred W. Claplin - Robert Mayer - Theodore Hunt - Viewers

SEP 22 1947 AUDITED

APR - 5 1948 RECEIVED

No. 1 In Re: Proposed Public Road in East Taylor Township, Cambria County - Pennsylvania.

Sept. 2, 1947 - Petition for appointment of Viewers to view and lay out Public Road.

- Decree -

And now, this 2nd day of September, A.D. 1947 - the foregoing petition having been read and considered, the prayer of the Petition is granted, and it is ordered and decreed that Fred Claphin, Chesdore Hunt and Robert Meyer, members of the Permanent Board of Viewers of Cambria County be and hereby are appointed to view and make a report as to the advisability of establishing a public road in the Township of East Taylor, County of Cambria and State of Pennsylvania from a point on the boundary line dividing the Borough of East Conemaugh and the Township of East Taylor; said point being located at or near the property line of Paul Repasky, at or near the westerly terminus of Second Street in the said Borough of East Conemaugh, extending in a northwesterly direction to a point at or near the property line of Emanuel Goughnour a distance of approximately two thousand (2000) feet, and to make report of their proceedings to the next Court of Quarter Sessions to be held for the said County.

By the Court:

Griffith, J.

3-5-1948 Viewers Report filed

3-10-1948 Approved By the Court By the Court McKenrick Judge

3-5-1948 Release from Bethlehem Steel filed

6-16-1948 Confirmed Absolute. Joseph C. Thess, Clerk of Courts

6-21-1948 Certified to Dept. of Highways

6-21-1948 Order to Open issued to Herman Rebbelth - Supervisor

"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 proposed 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 the time and place of meeting by posting notices as required by law along the route and at the terminus of said proposed new road, as evidenced by copy of said notice hereto attached and by service of said notice on the County Commissioner of Cambria County, Harry E. Simmons, Attorney for the Township of East Taylor, Cambria County and State of Pennsylvania, 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 22nd day of October, 1947, at 10:00 o'clock A.M. E. S. V for the purpose of performing the duties of our appointment and viewed the premises and route of the proposed new road. All the Viewers, one Township Supervisor, and two property owners were present. It was found that the proposed new road was not on a dedicated Thoroughfare, and that nearly all of the proposed road was through lands of the Bethlehem Steel Company. After indicated approval of this proposed road by the Bethlehem Steel Company, a survey was made, and the proposed road starts;

→ Transferred to Page 401. ←

No 2

In the matter of the Petition of
Inhabitants of the Township of
Cambria, County of Cambria,
and State of Pennsylvania for
the laying out of a public road

Sept. 29 - Petition - Filed

Secree -

Clerk
#3
NOV 17 1947

And now, Sept. 29, 1947 - the foregoing petition having
been read and considered, it is ordered that Mahlan
Baumgardner, Edward Dunegan and S.H. Jencks, members
of the Board of Viewers of Cambria County, be and hereby
are appointed to view and report on the above matter
according to law.

By the Court:
Griffith J.

Oct. 7-1947 - Order to view issued to Mahlan Baumgardner

Dec. 1, 1947 - Report of Viewers Filed

Dec. 13, 1947 Report of Viewers Approved and width fixed at 40 ft. M. Kenrick Judge

March 10, 1948 Confirmed Absolute by Joseph C. Ness - Clerk of Courts

March 10, 1948 Order to Open issued

March 10, 1948 Certified to Dept. Highways

- Report of Viewers -

Clerk
4.00
NOV 6 1948

We, the undersigned Viewers appointed by the above named Court for the purpose to view
a certain public road to determine the necessity of same to begin at a point on a Township Road known
and designated as Route No. 11470, said point being approximately six-tenths (0.6) of a mile from where
the said Township Road intersects with Highway Route No. 11036 leading from what was formerly State
Highway Route No. 219 to Colver; thence by convenient route through the farms of John Norman Griffith,
John Shaffer and Joseph Fenchak to another point of ending, which said point of ending is at a
point on another Township Road known and designated as Route No. 11478 all in the Township of Cambria,
Cambria County, Pennsylvania to view the location and determine the advisability or otherwise of the said
proposed public highway.

That we have been duly qualified as members of the Permanent Board of Viewers
of Cambria County as is shown by records in said County; that we gave due public notice of the time
and place of the meeting of the Board of Viewers as required by law by posting ten notices along the
route of the proposed road and at the terminus and by notice upon Edward F. Peduzzi, Esq. of the firm
of Smoot, Wildeman & Peduzzi, Counsel for the petitioners; upon A.W. Evans, Secretary to the Board
of Supervisors of the Township of Cambria aforesaid and upon Walter C. Ford, Assistant Chief
Clerk to the Board of Commissioners of Cambria County, Pennsylvania, acceptance of service of same
being hereto attached and made a part of the Report within.

That we met at the place of beginning stipulated in the notice on Saturday
November 1st, A.D. 1947 at 10 o'clock A.M. and proceeded with the duties of our appointment.
There were present Edward Dunegan, S.H. Jencks and Mahlan Baumgardner all of the Viewers, John
Norman Griffith, John Shaffer, Joseph Fenchak, Edward F. Peduzzi, Esq. of the law firm of Smoot,
Wildeman and Peduzzi, Counsel for the petitioners. No supervisor of the Township of Cambria
aforesaid were present nor was their Solicitor or Secretary. We traversed the proposed route
beginning at the place designated in the petition and made a careful inspection of the suggested and
proposed route having due respect for the shortest distance and the most expedient location and
ending an inspection at the terminus as recited in the petition. The route we traversed has
been used for many years but is inadequate for vehicular traffic.

After making a very careful inspection of the same and having
due regard for the shortest distance between points indicated in the petition and

→ TRANSFERRED TO PAGE 1406 ←

No
3.

In Re: In the matter of opening
a new township road in Adams
Township, Cambria County, Pa.,
near the Village of Salix

Oct. 1, 1947 - Petition for appointment
of Viewers and Decree. Filed

Decree

And now, this 1st day of October, 1947, the within
petition having been read and considered, the Court appoints
Robert Mayer, Fred Chaplin and Theodore Hunt, three
members from the Permanent Board of Viewers to view
the said road proposed to be opened and to make their
report at the next term of this Court

By the Court:
Griffith J.

Oct. 7, 1947. Order to view issued to Robert Mayer.

Nov. 24, 1947 - Report of Viewers - Filed

Dec. 13, 1947 Report of Viewers Approved Here McKenrick Judge.

- Report of Viewers -

To the Honorable, the Judges of the above named Court, we, the undersigned Viewers,
appointed by the annexed order of the Court to view the proposed 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 the time and place of meeting, by posting notices as required by law along the route and at the
termini of the said proposed new road, as evidenced by copy of said notice hereto attached
and by service of said notice upon the Commissioners of Cambria County, the Attorney or Solicitor of
Adams Township, and the Solicitor for the petitioner evidence of which is shown by copy of said
notice hereto attached and made a part of this report; that we met in accordance with the
notice given on the twenty-ninth (29th) day of October, 1947, A.D., at 10 o'clock A.M., E.S.T., and
proceeded with the duties of our appointment and viewed the premises and route of the proposed
road; that during the view all the supervisors, six (6) property owners and all the viewers
were present. Aerial view was made beginning on the east side of State highway route No. 11-010
near the public school building in the village of Salix, Adams Township, Cambria County, Pennsylvania
and extending in an easterly direction a distance of 636.5 feet to a township road, as shown
on attached blueprint tinted in green. That the proposed road is 636.5 feet long and 60 feet
wide (width taken from Plan of Weillan Park in Adams Township as laid out by P.J. Wisinger
C.E., May 2, 1910: We find that after taking in consideration all the material before us, we are
of the opinion that the road as prayed for by the petitioner and viewed by us is necessary
and convenient and will not create an undue hardship on the supervisors, therefore, we
recommend that the prayer of the petitioners be granted. However, we assess no benefits
or any damage to any of the abutting property owners.

Witness our hands and seals this 12 day of November, A.D., 1947

Viewers

Robert Mayer
Fred Chaplin
Theodore Hunt

March 10, 1948 Confirmed Absolute by
Joseph C. Mess, Clerk of Courts

March 10, 1948 Order to Open issued

March 10, 1948. Let. to Dept. Highways

Clerk
\$3.00Clerk
4.00

APR - 5 1948

No. 4 In Re: Laying Out of a Public Highway in the Township of Upper Yoder - Cambria County, Penna. } Nov. 21, 1947 - Petition for appointment of Viewers and Decree thereon filed

Decree

And now, this 21st day of November, 1947 - the within petition having been read and considered, the Court appoints Mahlon Baumgardner, Theadore Hunt and S. H. Jencks, Viewers to view the road herein referred to and make a report of their proceedings to the next term of the Court of Quarter Sessions of said County.

By the Court:
McKerrick, J.

On November 28, 1947 - Order to view issued to Robert Mayer.

In Re: Petition for the Appointment of Viewers to View Proposed Public Road in Township of Upper Yoder, County of Cambria, Pa. } In the Court of Quarter Sessions of Cambria County, Pa.
No. 4 Sept. Sessions 1947

Decree

And Now, the 21st day of February, 1948, the within petition read and considered and the Court hereby appoints John L. Elder, Viewer as above prayed for.

By the Court
McKerrick, J.

March 1-1948 Report of Viewers filed
March 10-1948 Approved by the Court McKerrick Judge
This Report Void → Report of Viewers -

To the Honorable, the Judges of the above named Court, we the undersigned Viewers, appointed by the annexed order of the Court to view the proposed road within mentioned, respectfully report:

That we have been 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 the time and place of meeting, by posting notices consecrated by law along the route and at the termini of the said proposed new road, as evidenced by copy of said notice hereto attached and by service of said notice upon the Commissioners of Cambria County, the Attorney or Solicitor of Middle Taylor Township, and the Solicitor for the petitioners, evidence of which is shown by copy of said notice hereto attached and made a part of this report; that we met in accordance with the notice given on the fourth (4th) day of October, A.D., 1947, at 10 o'clock A.M., E.S.T., and proceeded with the duties of our appointment and viewed the premises and route of the proposed new road; that during the view eight (8) property owners and two (2) viewers were present (the third Viewer due to inability to be present at the view made his own view on Monday, October 6, 1947); that the proposed new road is now and has been in use as a private road for over twenty (20) years and there are nine (9) dwellings along this road and that a portion of this road as shown in green on the attached blueprint has never to our knowledge been dedicated. That this proposed road is fifteen hundred nine (1509) feet long and has a width of thirty (30) feet and located as shown on the attached drawing in meters and bounds. We find that there is no objection to said proposed public road except the owner Charles L. Shaffer, owner of the property which the portion of the road tinted in green on the attached drawing passes through and avers that he is damaged by this proposed road location. Therefore, we recommend that the prayer of the petitioners be granted and that damage in the amount of one hundred fifty (\$150.00) dollars be given to Mr. Charles L. Shaffer and that this amount of damage be divided equally among the other petitioning property owners and be paid in hand to Mr. Shaffer or just recompense for his surrender of this street right-a-way.

S E E → TRANSFERRED TO PAGE 410 -

No. 1. In Re: The matter of the Petition of the Supervisors of Adams Township, Cambria County, Pa. for leave to vacate a portion of a State Highway abandoned by the Commonwealth of Pennsylvania.

February 19, 1948 - Petition for Leave to Vacate Abandoned Highway.

CLERK

\$4.00

APR - 5 1948 CERTIFIED

DECREE

And Now, this 18th day of February 1948, the foregoing petition having been presented, read and considered, on motion of Albert L. O'Connor, Esq., the Court approved the vacation of the portion of State Highway Route 11002 shown on the map attached to the petition as having been abandoned by the Commonwealth of Pennsylvania as part of State Highway Route 11002, and approved the new location of State Highway Route 11002 as shown on said map.

By the Court
McKerrick, J.

March 22-1948 Certified to Dept.

June

No. 1 In Re: Appointment of Viewers for
Claim of Joseph Sherry.
Clearfield (Allegheny) Township, Cambria
County, Pennsylvania.

April 23-1948 Petition for the
Appointment of Viewers filed

Decree

And Now April 19, 1948 the foregoing petition having been read
and considered, it is ordered that M. J. Baumgardner, William
McGrain and E. R. Dunnequin three members of the permanent Board
of Viewers of Cambria County, be, and hereby are appointed to view
the said premises and make a return of there proceedings according
to law.

By the Court
M. C. Cann. P. J.

April 23-1948 Order to View issued to M. J. Baumgardner

To the Honorable, The Judges of said Court;

The Petition of Joseph Sherry respectfully represents:

1.

That inadvertently the land in question in the above stated proceedings was mentioned
as being situate in the Township of Allegheny, County of Cambria and State of Pennsylvania.

Wherefore, your petitioner prays that the records in said proceeding be amended
so as to show the correct location of said land.

Joseph Sherry

State of Pennsylvania }
County of Cambria

Joseph Sherry, being duly sworn according to law does depose and
say that as the petitioner above named that the statements set forth in the foregoing
petition are true and correct.

Joseph Sherry.

Sworn and subscribed before
me this 7th day of August, A.D. 1948

Catherine Szabo

Notary Public - My Commission expires May 1, 1949

- DECREE -

And Now, August 27, 1948, the foregoing petition having been read and considered,
it is ordered that the amendment within prayed for be allowed and the records in the
above stated proceedings accordingly corrected, so as to show the location of the land in
question to be Clearfield Township instead of Allegheny Township, Cambria County,
Pennsylvania as originally set forth.

By the Court
Griffith, J.

Sept. 7, 1948 report of Viewers filed

Sept. 14, 1948 Report of Viewers Approved by the Court, McKennish

Dec. 13, 1948 Confirmed Absolute by Joseph P. Kees, Clerk of Courts

JUNE SESSIONS, 1948

No. 2. In Re: For Laying Out of a Public Road, in Susquehanna Township, Cambria County, Pennsylvania

June 1, 1948 - Petition for Appointment of Viewers to view and lay out Public Road.

- DECREE -

Clerk JUL 6 1948 CERTIFIED
#32 And Now, June 1, 1948, the foregoing petition having been read and considered, it is ordered that John L. Elder, E. F. Dunagan and M. J. Baumgardner, ^{CHAIRMAN} members of the Board of Viewers of Cambria County, be and are hereby appointed to view and report on the above matter, according to law.

By the Court:
McLann, P. J.
Griffith, J.

June 1, 1948 - Order to View issued to M. J. Baumgardner.

Sept. 7, 1948 Viewers report filed

Sept. 14, 1948 Appraised by the Court Nisi By the Court McHenrich Judge.

Sept. 27, 1948 Exceptions to Report of Viewers filed

Feb. 8, 1949 Exceptions Sustained - By the Court McLean, McHenrich and Griffith

No. I.

IN Re: Articles of Agreement
Between
B. F. Troxell et al, Supervisors of
Reed Township
and
W. Mulhollen et al

August 30, 1948 - Filed.

-ARTICLES OF AGREEMENT-

Made and concluded this 19th day of August, 1948, by and between B. F. Troxell and T. V. McPartney and Edward Glasgow, Supervisors of the Township of Reed, County of Cambria and State of Pennsylvania, parties of the first part;

AND

Willard Mulhollen and John Hommer of the Township of Reed, County and State of said parties of the second part.

Whereas the said parties of the first part deem it advisable to vacate and abandon a certain road situate in said Township beginning at a point on State Highway, Route No. 253, and ending at the boundary line between the County of Cambria and the County of Clearfield, being more particularly described as follows:

Beginning at a point on the northerly side of State Highway, Route No. 253, which point is located a distance of 1600 feet in a southwesterly direction from the Pennsylvania Railroad Station located at Glasgow; thence N. 52° 15 minutes E. 586 feet; thence N. 29° 30 minutes E. 300 feet; thence N. 24° 30 minutes E. 261 feet; thence N. 15° 25 minutes E. 900 feet; thence N. 28° 10 minutes E. 503 feet; thence N. 31° 30 minutes E. 500 feet; thence N. 18° E. 442 feet; thence N. 18° 05 minutes W. 700 feet; thence N. 9° 10 minutes W. 994 feet; thence N. 78° E. 400' to Clearfield County line, as more particularly shown on blueprint thereof prepared by John L. Elder, Registered Engineer, under date of July, 28, 1948, hereto attached and made a part hereof; and

Whereas, Willard Mulhollen and John Hommer, the parties of the second part, are all of the property owners affected by the proposed vacation of said public road and have agreed with the said parties of the first part to waive all claim for damage by reason of the proposed vacation; and

Whereas, J. C. Apple, Frank Apple, Howard Apple, Louis M. Apple and J. N. Derge by agreement dated June 1948, have, inter alia, agreed with the said parties of the second part upon the exhaustion of merchantable and salable coal underneath their premises, described in said agreements, to provide a road across said premises connecting with State Highway, Route No. 253, hereinafter referred to.

Now, therefore, this agreement for and in consideration of the premises and for the further consideration of One (\$100) Dollar paid by the respective parties, the receipt of which is hereby acknowledged, witnesseth as follows:

The said parties of the second part hereby authorize and empower the said parties of the first part to vacate or abandon the public road hereinafter described, and the said parties of the second part being all the property owners affected by said vacation, hereby release and waive all claims to damages that may arise by reason of the vacation of said road.

All parties hereto agree that the vacation of said road be made a matter of public record and that after the signing of this agreement the said parties of the first part shall be under no obligation whatsoever to maintain or keep in a proper state of repair the said road.

In Witness Whereof, the parties hereto have the day and year aforesaid affixed their hands and seals.

Executed in the presence of:
Ambrose L. Fortney
C. J. Troxell

B. F. Troxell (Seal)
T. V. McPartney (Seal)
Edward Glasgow (Seal)
Willard Mulhollen (Seal)
John Hommer (Seal)

} Supervisors of the Township of Reed

On this 19th day of August, 1948, before the undersigned a Justice of the Peace in and for the said County and State, personally appeared B. F. Troxell, T. V. McPartney, Edward Glasgow, Willard Mulhollen and John Hommer, who acknowledge the foregoing agreement to be their act and deeds that the same might be recorded as such.

Witness my hand and official seal this 19th day of August 1948

C. J. Troxell
Justice of Peace
My Com. Expires 1st Mar 1953

Clerk OCT 3.50

6 1948 CERTIFIED

Sept.

SESSIONS, 1948

No 2

In the matter of the Abandonment and Relocation of portions of Route No 221, Section 9, District 9, of the road dividing Allegheny Township and Clearfield Township Cambria County, Pennsylvania

Resolution and Ordinance of Supervisors filed Sept. 13, 1948
Drawing of Plans Filed Sept 13-1948

Clerk OCT 3.50

6 1948 CERTIFIED

Resolution and Ordinance of Supervisors -

At a meeting of the Supervisors of Allegheny Township, Cambria County, Pennsylvania, held on July 2-1948, and at a meeting of the Supervisors of Clearfield Township, Cambria County, Pennsylvania, held on July 2-1948, to pass upon the advisability of abandoning certain portions of the relocated State Highway Route # 221, Section 9, in District 9, running between the division line of Allegheny Township and Clearfield Township, the two Boards of Supervisors passed a resolution resolving to meet at a joint session of said Boards on said Route No 221 at the County Bridge west of the Ashville line across Clearfield Creek on said Route, on the 27th day of July 1948, at 1:00 P.M. for the purpose of determining further action.

On the said 27th day of July, 1948, the Supervisors of Allegheny Township, Continued of Regis T. Seymour, Chairman, Ebensburg R.D. Pa.; Michael Driscoll, Foretto P. and Charles Smithbowen, Foretto R.D. Pa. met on said Bridge with the Board of Supervisors of Clearfield Township composed of L.G. Cretin, Chairman, Patton P. Pa.; W.J. Bender Patton R.D. Pa. and A. Marra Dysart R.D. Pa. at which point a meeting was held and after a hearing, it was ascertained that there was no objections to the abandonment of said portions of State Highway Route No 221 and that the portions of said State Highway Route No 221, as relocated by the State Highway Department and as shown by a drawing or plan attached hereto and made a part hereof, would serve the people living along said road better than the old portions of the road to be abandoned and upon inquiry and investigation, it was ascertained that there were no damages claimed by anyone as a result of the abandonment of said Highway Route No 221.

It was therefore resolved and ordained at the said Board meeting of the Allegheny Township Board of Supervisors and the Clearfield Township Board of Supervisors that the two portions of said Highway Route # 221 marked on said draft or plan for abandonment, viz: From Station No 848 + 36.48 on the Ashville end of said highway for a distance of 1363.52 or 0.2582 of a mile abutting the property of T.J. Kelly, John Migeliez, Mrs. Darkiewicz and Stanley Harricivet be and the same is abandoned and discontinued and the adopted portion of said State Highway Route 221 as shown on the draft annexed hereto be substituted as a portion of said Highway Route No 221 in lieu thereof the new substituted portion of State Highway Route No 221 adjoining the property on the north by the Clearfield Bituminous Coal Corporation, Charles F. Morgan estate, and C.E. Story and Ruth Story.

It was further resolved and ordained that that portion on the west as shown on said draft of Route 221 marked for abandonment from station No 876 + 00 for a distance of 2700 feet or 0.5114 of a mile adjoining the property on the south side of Joseph Sherry, Raymond S. McCoy, Geo J Johnston and Elizabeth Johnston, all of Allegheny Township, be and the same is abandoned and discontinued as a portion of said Highway Route No 221 and the new or substituted portion of said Highway Route No 221 as shown on said draft or plan be and the same is adopted in lieu of said vacated portion.

The abandoned and relocated portions of said Route No 221, Section 9, District 9 through Allegheny Township and Clearfield Township was approved by the Governor of the Commonwealth of Pennsylvania on August 8, 1948.

That it was further resolved at the joint session of the respective supervisors of Allegheny Township and Clearfield Township held on July 27-1948, that this report and return be filed at the office of the Clerk of Courts of Cambria County, Pennsylvania, in compliance with the Act of Assembly, No 567 on July 10, 1947, and all expenses incident to the preparation and filing

Continued on next page -

of said report be paid jointly by the Townships of Allegheny and Clearfield

It was further directed that all notices of abandonment and relocation of the portions of said Highway Route No 221 in Section 9, District 9, of Allegheny Township and Clearfield Township, Cambria County, Pennsylvania, as shown by the draft attached hereto be given in accordance with the provisions of the Act of Assembly, and such notice shall state the fact of the passage or approval of the ordinance and its date or approval of the passage thereof.

Ordained and enacted July 27, 1948.

Attest:

James J. Thomas
(Seal) Secretary

Attest:

J. J. Shukan
(Seal) Secretary.

Regis J. Seymour. ~~Chairman~~
Michael Driscoll

Charles Smithbower

Supervisor of Allegheny Township

L. A. Cretin - Chairman

W. D. Bender

A. J. Merri.

Supervisor of Clearfield Township.

Dec.

SESSIONS, 1948

No 1

Vacation of part of Tunnel Street and part of unnamed Alleys Abutting On land of Sun Oil Company

Report of the Board of Commissioners of Stonycreek Township, Cambria County, Pennsylvania. Filed Sept.

Petition of Sun Oil Company For Vacation of a Portion of Tunnel Street and Unnamed Alleys in Stonycreek Township.

The petition of the Sun Oil Company, a corporation, respectfully represents.

1st - That your petitioner is the owner of a certain tract of land situate lying and being in Stonycreek Township, Cambria County, Pa., as more particularly appears from map hereto attached and made a part of the within petition.

2nd - That there is erected upon said land certain buildings, tanks, and other installations comprising a bulk plant operation belonging to your petitioner.

3rd - That your petitioner desires the Board of Township Commissioners of Stonycreek Township to vacate that portion of Tunnel Street and that portion of portions of said unnamed alleys lying within and abutting upon land of your petitioner, which portions are indicated upon the attached map by shaded lines.

4th - Your petitioner avers that the shaded portions of said street and alleys are not used by the public and will not in any manner inconvenience the public if vacated.

5th - In consideration of the benefits and advantages accruing to your petitioner in the event the aforesaid portions of said street and alleys are vacated, the Sun Oil Company hereby releases all damages which may accrue to Sun Oil Company by reason of said vacation.

Wherefore the Sun Oil Company respectfully requests the Board of Township Commissioners of Stonycreek Township to vacate that portion of Tunnel Street and that portion of unnamed alleys as shown by shaded lines on the map hereto attached in accordance with the provisions of the First Class Township Law 1931 P.S. 1206, 53 P.S. 19092 (2005-2009)

Sun Oil Company
By - D.H. Ellis
Manager.

ORDINANCE NO. 163

Vacating a Portion of Tunnel Street and a Portion of an Unnamed Alley Abutting on Property of Sun Oil Company Wholly Within the Boundaries of Stonycreek Township, Cambria County, Pa.

Whereas, a petition was presented by Sun Oil Company to the Board of Commissioners of Stonycreek Township, requesting vacation of a portion of Tunnel Street and a portion of unnamed alleys, hereinafter described by courses and distances, and

Whereas, the Board of Commissioners of Stonycreek Township sensing the necessity of public convenience and public safety, that said hereinafter described portions of street and alleys, referred to be vacated in order to effect the removal of a fire hazard presently existing by presence of large gasoline tanks on the hillside above the property referred to herein, and in erection of new and safer tanks by the Sun Oil Company on part of the property hereinafter vacated:

The Township of Stonycreek hereby enacts as follows:

The parts or portions of Tunnel Street and unnamed alleys, hereinafter mentioned and described, and which more particularly appear on copy of blue-print hereto attached and made a part of the within Ordinance are hereby vacated:

The following courses and distances, as well as by meter and bounds, is from the Plan of Riverside, laid out by Cambria Land and Improvement Company, October 1, 1908 by Peltzman and Engineering Company:

All of Arch Street, now Tunnel Street, from Greene Street, now Traverse Street, South to the B & O right-of-way, being a forty (40) foot street; thence in a Southeasterly direction along Arch Street, now Tunnel Street, two hundred one and ninety-four hundredths (201.94) feet to a point; thence in a Northeasterly direction, along an unnamed alley, a distance of one hundred twenty-three and three hundredths (123.03) feet to a point at the corner of another unnamed alley extending to Traverse Street on the North; thence South along the line of said unnamed alley, a distance of sixteen (16) feet to a point on line of B & O right-of-way; thence in a

Clerk \$8.00
 Paid \$8.00 Nov. 18, 1948 Jones
 MAR 2 - 1949 CERTIFIED

-Continued From Page 176-

No. I

Southwesterly direction, along the said right-of-way, a distance of two hundred and ninety-nine and twenty-five hundredths (299.25) feet to a point on the Westerly side of an unnamed alley; thence along the said unnamed alley North forty-four (44) degrees fifty-seven (57) minutes West, a distance of one hundred eleven and forty-three hundredths (111.43) feet to a point thence in a Southwesterly direction along a line of said unnamed alley, a distance of twenty-one (21) feet to a point; thence along line of said unnamed alley in a Northwesterly direction, a distance of sixteen (16) feet; thence crossing the said unnamed alley on a line which would be an extension of the line dividing lots Nos. 47 and 48, across said alley, a distance of thirty-seven (37) feet to a point; thence in a Southeasterly direction along the Easterly side of said unnamed alley, a distance of one hundred twelve and thirty-eight hundredths (112.38) feet to a point; thence along line of Lot No. 45 in a Northeasterly direction along said unnamed alley, a distance of one hundred twenty and twenty-two hundredths (120.22) feet to a point at the corner of said unnamed alley and Arch Street, now Tunnel Street; thence in a Northwesterly direction along line of said Arch Street, now Tunnel Street, a distance of one hundred ninety-nine and seventy-five hundredths (199.75) feet to Greene Street, now Traverse Street; thence along line of Greene St in a Northeasterly direction, a distance of Arch Street, now Traverse Street, being forty (40) feet to a point and the place of beginning.

It being the intention of the Board of Commissioners of Stonycreek Township that all of Arch Street, South of Greene Street, now Traverse Street, as well as the unnamed alley to the South of and abutting upon the B & O right-of-way, described in the foregoing description, as well as the alley to the Southwest, be vacated.

Enacted and Ordained this 7th day of September 1948.

Frank Hoffman

President, of Board of Commissioners

Attest

E. Paul Brubaker

Secretary

(SEAL)

I hereby Certify that the foregoing Ordinance was enacted and approved, as above set forth, at a regular meeting of the Board of Commissioners of Stonycreek Township, and after approval, as set forth was advertised in the Cambria County Legal Journal and the Johnstown Tribune, a newspaper of general circulation.

E. Paul Brubaker
Secretary

December

SESSIONS, 1948

No. 2.

Clerk
#5.50

In re: Taking Over of Road or
Street in East Taylor Town-
ship, Cambria County,
Pennsylvania.

Petition to Take Over Road
or Street
Filed 12-6-1948.

To the Honorable, the judges of the Above Named Court:-
The petition of the Board of Road Supervisors of the Township of East Taylor,
County of Cambria and State of Pennsylvania, sets forth the following facts:

1. That, at a regular meeting of the Board of Road Supervisors of the Town-
ship of East Taylor, held on the 24th day of September, A.D., 1948, a resolution
was adopted by the said Board of Road Supervisors to take over as a
township road, subject to the approval of the Court of Quarter Sessions, a
certain section or piece of road or street, located in the Eastmont section
of East Taylor Township.
2. That the section or piece of road, or street, which is to be taken over by the
Township of East Taylor, is fully described in the resolution of the Board of
Road Supervisors, which is entered in the minute book of the said Board of Road
Supervisors. A certificate and attested copy of the said resolution is attached
hereto, made a part hereof, and marked "Exhibit #1". A map of the proposed high-
way is attached and marked "Exhibit #2".

Wherefore, the petitioner prays your Honorable Court to consent to the
taking over of said road or street, as a said township road, under the pro-
visions of Section 1147 of the Act of July 18th, 1935, P. L. 1299, in order that such
road or street shall be and become a part of the public highway system of the
Township of East Taylor.

Harry E. Simmons
Attorney for the Board of Road Supervisors
of East Taylor Township, County of
Cambria, Pennsylvania.

State of Pennsylvania } SS:
County of Cambria }

Before me, the undersigned authority, personally appeared
Blair N. Thomas, who, being duly sworn according to law, deposes and says
that he is one of the duly elected and qualified members of the Board of
Road Supervisors of East Taylor Township, and that the facts set forth in the fore-
going petition are true and correct, as he verily believes.

Blair N. Thomas

Sworn and subscribed to before me
this 1st day of October, A.D. 1948.

SEALED

Lune Brannagan Heddy
Notary Public

My Commission expires 1-7-51

Decree

And now, 6 December, A.D. 1948, the foregoing petition having been presented,
examined and duly considered, the prayer of the petition is granted and on
motion of Harry E. Simmons, Esquire

It is ordered and decreed that the road or street described in the foregoing petition
shall be and become a part of the public highway system of the Township of East
Taylor, and shall be so recorded in the office of the Clerk of the Court of Quarter Sessions

By the Court
Griffith, Judge

Transferred to Page 199

Continued from Page 178

Resolution

On motion of Gerald Page, seconded by Blair Thomas, and duly passed, it was:

Resolved, That the Board of Road Supervisors of East Taylor Township, County of Cambria and State of Pennsylvania, accept as a public highway that section of road or street located in the Eastmont Section of the said Township of East Taylor:

Beginning at the intersection of the Township Road extending along the easterly side of Hedrick's Cemetery, (Union Cemetery Association), otherwise designated as First Street on the hereinafter mentioned Plan, and Beech Avenue on the hereinafter mentioned Plan; thence, along the line of said Beech Avenue, South eighty-eight degrees forty-two minutes, ($88^{\circ}42'$), East, a distance of six hundred thirty-two, (632), feet to the easterly boundary line of Second Alley.

The said Road or Street herein described being shown on the Plan of Eastmont in East Taylor Township, Cambria County, Pennsylvania, as laid out by S. G. Fetterman, on October 8th, 1901 for W. A. Ribblett and J. W. Good.

The said road or street is hereby accepted by the said Township of East Taylor as a public highway, having a width of fifty, (50) feet.

Certificate

The Board of Road Supervisors of the Township of East Taylor, County of Cambria and State of Pennsylvania, hereby certify that the above is a true and correct copy of a resolution passed by the said Board at a regular meeting held on the 24th day of September A.D., 1948

Board of Road Supervisors
East Taylor Township,
Cambria County, Pennsylvania.
By Niram Ribblett, President

Attest: Blair N. Thomas
Secretary

"Exhibit #1"

December

SESSIONS, 1948

No. 3.

In the matter of:
The Opening and Laying out of a
Public Road in East Taylor Township
under Act of July 10, 1947, P. L. 1481

Report of Board of Road Supervisors of
East Taylor Township, Cambria County,
Pennsylvania.
Filed 12-6-1948

To the Honorable, the judges of the above Court:

The Board of Road Supervisors of the Township of East Taylor, County of Cambria and State of Pennsylvania, by their attorney and Solicitor, Harry E. Simmons, Esq., makes report as follows:

1. That a petition to open and lay out a public road located, wholly within the Township, bearing signature of a majority in interest of the owners of property through whose land the proposed road passes or upon whose land it abuts, was presented to the Board at a ^{regular} meeting. A copy of the petition being hereto attached and marked "Exhibit I."

2. That ten days notice to the property owners affected thereby of the time and place when and where all parties interested might be heard was given by the Board. A copy of the said notice being hereto attached and marked "Exhibit II."

3. After a hearing on the said petition and after consideration by the Board, a Resolution of the Board was duly passed to exercise the power of the said public road and fixing the width at thirty (30) feet. A copy of the said Resolution being hereto attached and marked "Exhibit III."

4. The Township Engineer was directed to make a survey of the proposed road and prepare a draft noting the improvements along the line thereof and the names of the owners of property through which the said road passes or whereon it abuts. A copy of the said draft being attached hereto and marked "Exhibit IV."

5. After the passage of the said resolution mentioned in Paragraph 3 of this report notice thereof was given by handbill posted in conspicuous places along the line of the proposed road. A copy of the said handbill being hereto attached and marked "Exhibit V."

6. An agreement has been made between the Board and the parties through whose land property the proposed road passes or whereon it abuts, whereby compensation for any damages caused by the opening and laying out of the said road have been waived. A copy of the waiver, signed by a majority of the parties in interest being hereto attached and marked "Exhibit VI."

Respectfully Submitted

Harry E. Simmons, Solicitor
for Board of Road Supervisors
of East Taylor Township.

Order

And now 31 January, 1948, the foregoing Report of the Board of Road Supervisors of the Township of East Taylor, County of Cambria and State of Pennsylvania, having been filed in the office of the Clerk of Courts for a period of thirty (30) days and no exceptions or petitions for review having been filed by any person interested,

It is ordered and decreed that the road, formerly known as Neiper's Lane, as shown by the Plan of Proposed Highway from Pennsylvania Route No. 219 to the Cone-maug Road, as surveyed by Gray & Laflin, Engrs., on November 4, 1948, shall be taken over by the Board of Road Supervisors of East Taylor Township and become a part of the system of Public Roads of said Township, as provided by the Act of Assembly of July 10, 1947, P. L. 1481

By the Court:

Driffth, J.

(Transferred to Page 181)

Clerk
\$ 5.50

1948 CERTIFIED
MAR 5 1949

Continued from Page 180

Petition

To the Board of Road Supervisors of the Township of East Taylor, County of Cambria and State of Pennsylvania:

Your petitioners, being the majority in interest of the owners of properties through whose land the proposed Public Road hereinafter described passes or abuts upon, hereby petition your Honorable Board as follows:

1. To open and lay out a Public Road beginning at a point on the Easterly boundary line of Pennsylvania State Highway Route No. 219, (leading from Johnstown to Mundy's Corner) and extending in an Easterly direction through or along lands of John E. Wisinger, et. ux., Paul W. Livingston, Glenn Eobaugh, Paul Warrilla, Joe Rosenbaum, et. ux., and Regina Rosenbaum, to a point on the Westerly boundary line of the Brick Road leading from Hood's Corner to Cammangaugh; said proposed Public Road does not extend through any burial ground, cemetery, church ground, school ground or ground owned by any educational or charitable organization or seminary organization.

2. That the land through which the proposed Road passes is not a dedicated Plan of Lots.

3. That the proposed Road follows the course of a Private Lane known as the Keiper Lane which has been continuously in use for more than fifty (50) years.

4. That the proposed Road is necessary and that your petitioners now labor under great hardship and inconvenience.

Wherefore, your petitioners pray your Honorable Board to enact, ordain, survey, lay out and open as a Public Highway the herein above described Road which is situate wholly within the boundary line of the Township of East Taylor, County of Cambria and State of Pennsylvania,

And they will ever pray, etc.

John E. Wisinger Shirley T. Wisinger Paul W. Livingston
Mary D. Livingston Glenn Eobaugh Florence Eobaugh
Paul Warrilla

"Exhibit # 1."

Notice

Notice is hereby given by the Board of Road Supervisors of the Township of East Taylor, County of Cambria and State of Pennsylvania, that there has been presented to the Board of Road Supervisors a Petition signed by a majority in interest of the owners of properties through whose land the hereinafter described proposed Public Road passes or upon whose land (the) it abuts; the said petition requests the Board of Road Supervisors of East Taylor Township to take over and lay out as a Public Road the lane formerly known as Keiper Lane, extending from the Easterly boundary line of the Pennsylvania State Highway Route No. 219 to the Westerly boundary line of the Brick Road leading from Hood's Corner to Cammangaugh. That the Board will meet at Ribble's Store on the 30th day of July, 1948, being more than ten days hence, where and when all parties interested may appear and be heard.

Board of Road Supervisors, East Taylor Township, Cambria County.
Hiram Ribblet Blair H. Thomas Gerald Page

Dated: 7-17-1948

"Exhibit # II."

Transferred to Page 182

December

SESSIONS, 1948

Continued from Page 181

Resolution

On motion of Gerald Page, seconded by Blair Thomas and duly passed it was

Resolved that the Petition of the majority in interest of the owners of properties through whose land the proposed Public Road known as Keiper Lane passes or upon whose land the proposed road abuts having been presented and considered, the prayer of the petition is granted and the said Road is hereby ordained a Public Highway and shall be opened as such after being surveyed and layed out by the Township engineers of a width of thirty (30) feet.

I hereby certify that this is a true and correct copy of the resolution passed by the Road Supervisors of East Taylor Township at a meeting held the 30th day of July as shown in our minute book

Signed

Blair H. Thomas, Secretary.

"Exhibit III."

Notice

Notice is hereby given by the Board of Road Supervisors of the Township of East Taylor, County of Cambria and State of Pennsylvania, that there has been passed by the said Board of Road Supervisors a Resolution to take over and lay out as a Public Road, the Lane formerly known as Keiper Lane and extending from the Easterly boundary line of the Pennsylvania State Highway Route No. 219 to the Westerly boundary line of the Brick Road leading from Frank Moore Corner to Conemaugh. The said Resolution to take over and lay out as a Public Road the said Lane formerly known as Keiper Lane was passed at a meeting of the Board of Road Supervisors held on the 30th day of July, 1948, and a written report thereof, together with a draft or survey of the said Public Road, fixing the width thereof and noting the improvements along the line thereof, and the names of the owners of property through which the same shall pass, or whereon it shall abut will be filed in the office of the Clerk of the Court of Quarter Sessions on the 6th day of December, 1948, any citizen or freeholder of the Township of East Taylor, Pa., within thirty (30) days after the filing of the report in the office of the Clerk of the Court of Quarter Sessions, upon entering of sufficient security, file exceptions to the report of the Supervisors, together with a Petition for a review.

Board of Road Supervisors of the Township of
East Taylor, County of Cambria, State of
Pennsylvania.

Gerald Page

Blair H. Thomas

Niram Ribblett

Exhibit IV

Waiver

We, the undersigned residents of the Township of East Taylor, County of Cambria and State of Pennsylvania, being the owners of land abutting on a new public road formerly known as Keiper Lane, hereby waive and release any and all claim or claims for damages for the taking over and opening of the said public road.

John C. Wieringer

Shirley P. Wieringer

Paul W. Livingston

Mary D. Livingston

Glenn Tobough

Florence Tobough

Paul Warrilla

"Exhibit V."

June

No 1

In Re: Petition for Appointment of Viewers to Open and lay out a public road in Clearfield Township, Cambria County, Penna. And to vacate certain parts of a road in Clearfield Township, Cambria County, Pennsylvania

April 1, 1949 Petition for Appointment of Viewers & Decree Filed

Decree

And now April 1, 1949, the within petitions having been presented and considered, the Court does hereby Appoint John S. Elder, W. J. McDrain and Mahlon Baumgardner Members of the permanent Board of Viewers to view the ground proposed for the public road prayed for in the foregoing petition, to lay out the same and to vacate the existing described public roads wherever the same is found necessary and to make report thereof to the next sessions of Court.

By the Court.

Griffith Judge.

4/7/1949 Order to view issued to John S. Elder.

6/7/1949 Report of Viewers Filed

6/20/1949 Approved by the Court, Griffith Judge

9/23/1949 Confirmed Absolute

9/23/1949 Certified to Dept. of Highways

9/23/1949 Order to Open & Vacate issued to Supervisors

9/23/1949 CERTIFIED Certified to Supervisors

Report of Viewers

We, the undersigned Viewers appointed by the above named Court for the purpose of viewing a certain proposed public road, beginning at a point near the Bridge over Ched Creek below Ekanode mill and ending on a public road leading from Ched Springs to Patton and determine the necessity for such a public road all in the Township of Clearfield, County of Cambria and State of Pennsylvania.

That we were duly sworn or affirmed as Members of the Permanent Board of Viewers of Cambria County, Pennsylvania, as shown by the records of said Court; that due public notice of the time and place of the meeting of said Viewers was given by the posting of ten hand bills at the point of beginning and at the point of ending and along the line of said proposed public road, by the acceptance of service of J. J. Sheehan, Secretary to the Board of Supervisors of Clearfield Township, petitioners in the proceedings; by acceptance of service by Maurice R. Springer, Chief Clerk to the Commissioners of Cambria County, Pennsylvania and by notice to Charles Hasson, Jr., Esq., of law firm of Hasson and Hasson, Solicitors for the Supervisors of Clearfield Township at least ten days prior to this time and place of the meeting of the Viewers as is evidenced by acceptance of service hereto attached and made a part of this Report.

In pursuance to said notice we met upon the premises as advertised on April 30, 1949 at 9:30 o'clock A.M. E.S.T. and proceeded with the duties of appointment. There were present at the view L. A. Cretin, W. J. Bender and H. J. Manna Supervisors of Clearfield Township and petitioners, Charles Hasson, Jr., Esq., of the law firm of Hasson and Hasson, Solicitors for the Supervisors of Clearfield Township and a great number of the inhabitants most of whom were property owners; and John S. Elder, W. J. McDrain and Mahlon Baumgardner, all of the Viewers.

Paid. \$3.00

Clerk
4.00

No. 2

Re: Dedication of Street & Alleys On Plan of Lots in the Village of Blandburg, Reade Township, Cambria County, Pennsylvania, by Harbison-Walker Refractories Company.

May 3, 1949 - Petition For Hearing De Novo
FILED.

Clerk
#1200

To The Honorable The Judges Of The Above Named Court:

The petition of Harbison-Walker Refractories Company respectfully represents:

1. Your petitioner is owner of all that certain piece or parcel of land situate in the Village of Blandburg, Township of Reade, in the County of Cambria and State of Pennsylvania, bounded and described as follows:

Beginning at a point at the intersection of Reade Street and North Bower Street, said point being in the center of the 30 foot wide State Highway Route 11080 and being located 48 feet North of the center of the Pennsylvania Railroad right of way Stroud Branch; thence along the center of said Reade Street (State Highway Route 11080) north $35^{\circ}24'$ west 409.23 feet, and along a curve to the right, having a radius of 212.18 feet, a distance of 92.02 feet to a point; thence along land of Harbison-Walker Refractories Company, and the North side of Munro Alley north $54^{\circ}24'$ east 715.00 feet to a point at the Northeast corner of the intersection of Munro Alley and John Alley; thence continuing along land of Harbison-Walker Refractories Company and the easterly side of John Alley south $35^{\circ}36'$ east 165.00 feet to the north side of Boyd Street; thence continuing along land of Harbison-Walker Refractories Company and the North side of said Boyd Street north $54^{\circ}24'$ East 193.75 feet and North $74^{\circ}24'$ East 80.75 feet to a point at the Southeast corner of a lot owned by Dr. B. D. Leam on the tract line known as the Frick-Bland line; thence continuing along the North side of said Boyd Street and along the South line of said Dr. B. D. Leam North $66^{\circ}36'$ East 172.00 feet to the Westerly line of Bland Avenue; thence along said Bland Avenue South $21^{\circ}59'$ East 33.01 feet to a point; thence along the South side of said Boyd Street and along the land of Harbison-Walker Refractories Company South $66^{\circ}36'$ West 170.24 feet to a point on the said Frick-Bland line at the Easterly side of Cambria Alley; thence along said Frick-Bland line and the Easterly line of said Cambria Alley South $25^{\circ}02'$ East 139.18 feet to a point; thence along the North side of lots 29, 28 and 27 North $62^{\circ}32'$ East 166.40 feet to a point; thence along said Lot 27 South $24^{\circ}28'$ East 182.46 feet to a point in the center of North Bower Street, also said State Highway Route 11080, said point being located 48 feet North of the center of said Pennsylvania Railroad right of way; thence along the center of said North Bower Street South $62^{\circ}32'$ West 50 feet to a point; thence North $24^{\circ}28'$ West 15.02 feet to a point at the Southeast corner of a lot now or late of Mike Schell Hein; thence along said Mike Schell Hein and the North side of said North Bower Street South $62^{\circ}32'$ West 50 feet to a point being the Southwest corner of said Mike Schell Hein lot; thence South $24^{\circ}28'$ East 15.02 feet to the center of said North Bower Street; thence along the center of said North Bower Street and along Lots 29 and 52 South $62^{\circ}32'$ West 164.21 feet to a point; thence North $26^{\circ}29'$ West 15.02 feet to the Southeast corner of a lot owned by W. Ray Lovell; thence along said W. Ray Lovell lot and the North side of said North Bower Street South $62^{\circ}32'$ West 75.00 feet to a point being the Southwest corner of said W. Ray Lovell lot; thence South $28^{\circ}34'$ East 15.00 feet to a point in the center of said North Bower Street; thence along the center of said North Bower Street and part of Lot 49, South $62^{\circ}32'$ West 15.39 feet to a point; thence continuing along the center of said North Bower Street and along the balance of Lot 49 and all of lots 48, 47 and 46 and part of Lot 45, along a curve to the left, having a radius of 2912.93 feet, a distance of 595.65 feet to a point; thence continuing along the center of said North Bower Street and along the balance of Lot 45 and all of Lots 44, 43, 42, 41, 40, 39 and 38, South $50^{\circ}49'$ West 368.44 feet to a point, being the point of beginning.

Also beginning at a point in the center of Reade Street (State Highway 11080) located North of, on a curve having a radius of 350.00 feet, a distance of 72.5 feet from the North side of Munro Alley; thence along Harbison-Walker Refractories Company North

- Continued From Page 184 -

No. 2 75° 23' West 174.1 feet to a cross on a rock; thence continuing along Harbison-Walker Refractories Company North 14° 38' East 100.00 feet to a point; thence continuing along Harbison-Walker Refractories Company South 75° 23' East 181.00 feet to a point in the center of said Reade Street; thence along the center of said Reade Street (State Highway 11080) in a southerly direction by a curve having a radius of 350.00 feet 100.23 feet to the beginning.

Said land having been surveyed by L. L. Byerly, Registered Engineer.

2. Attached to this petition and made part hereof is a plan of Harbison-Walker Refractories Company Lot Plan of Blendburg, Reade Township, Cambria County, Pennsylvania, dated March 29, 1949, and prepared by L. L. Byerly, Registered Engineer, as aforesaid. Said Lot Plan shows the following streets and alleys: Engel Street, Munro Alley, John Alley, Cambria Alley and Chestnut Alley, the street being colored in red and the alleys colored in green. Said Plan of Lots comprises the land described in Paragraph 1 hereof.

3. Your petitioner has dedicated for use to the public the said street and alleys shown on the blueprint attached hereto.

4. On said lots as shown by Lot Plan of Harbison-Walker Refractories Company there are erected twenty-nine single dwellings and nineteen double dwellings, together with out-buildings on the rear of said lots. Sixty-seven families occupy the houses erected upon said lots shown by said plan.

5. On the 11th day of April, 1949, your petitioner, through its representative, L. L. Byerly, met with the Supervisor of Reade Township, Cambria County, Pennsylvania, at a special meeting held by said Supervisor, and at said meeting submitted to the Supervisor two copies or prints of the Plan of Lots or Lot Plan of Harbison-Walker Refractories Company, and reported details of the drainage facilities of said streets and alleys, and requested that said street and alleys be taken over by the Supervisor of Reade Township, Cambria County, as part of the public road system of said Township.

6. At said meeting on April 11, 1949, the Supervisor of Reade Township, Cambria County, refused to approve the Plan of Lots or Lot Plan of Harbison-Walker Refractories Company as prepared by L. L. Byerly, Registered Engineer, on March 29, 1949, a print of said plan of lots being attached hereto as above referred to, and being the plan submitted by said L. L. Byerly to said Supervisor.

7. Your petitioner is aggrieved by the refusal of the Supervisor of said Township to approve said Plan of Lots.

Wherefore, your petitioner prays your Honorable Court to fix a time and place for a hearing de novo on the application to dedicate the street and alleys, and have the same become a part of the public road system of Reade Township, Cambria County, Pennsylvania.

And it will ever pray, etc.

Harbison-Walker Refractories Company
By: G. G. Coolidge, Vice President.

State of Pennsylvania } SS:
County of Cambria }

G. G. Coolidge, being duly sworn according to law, says that he is Vice-President of Harbison-Walker Refractories Company, and authorized in its behalf to execute this affidavit, and that the matters set forth in the foregoing petition are true and correct to the best of his knowledge, information and belief.

Sworn and subscribed before me
this 2nd day of May, 1949.

C. W. Eslep, Notary Public

My Commission expires Jan. 17, 1953

G. G. Coolidge

ORDER

Now, May 3rd, 1949, the within petition having been read and presented to the Court, the Court do hereby fix Monday, the 16th day of May, 1949, at ten o'clock, A. M., Eastern Daylight Saving Time, at the Court House in Blendburg, Pennsylvania, as the time and place for a hearing de novo upon said petition. The Court directs that notice of the time and place

-Continued From Page 185-

No 2. of such hearing, together with a copy of the petition and this Order, shall be given to either the President or Secretary of the Board of Supervisors of Reade Township, Cambria County, Pennsylvania, as the only persons interested in said hearing aside from the petitioner. Such notice shall be by personal service as in the case of writs or summonses, and shall be served at least ten days prior to the time fixed for the hearing.

By the Court:

McLann, P.J.

Blandburg, Cambria County, Pennsylvania.

The entire area in the lot plan has a gentle Northwesterly grade. Two natural small runs cross the area; along the Easterly end of the area one of these runs passes underground in a 24" drain pipe. The other run passes through the approximate center of the lot plan and is open between North Bowerly Street and Chestnut Alley and Munro Alley it is buried and the water passes through a 30" drain pipe.

Along the street sides of both walks on Boyd Street are located three foot wide concrete gutters, which have a gentle grade towards Reade Street. At the end of the walks at Reade Street are catch basins where the water enters buried drain pipes.

The drainage from the houses enter adequate drain lines, which conduct this sewage to a septic tank in all cases except Home #75 which has its separate septic tank. The lot owned by W. Ray Lovell has its own septic tank, which drains Northwesterly through the lot plan to a joint Northwesterly from the corner of Hohen Alley and Munro Alley.

Attached to Petition - Plan of Lots, Streets & Alleys. Filed.

And Now, May 3, 1949 - Copy of Petition handed to Sheriff Patrick McDemott, Sheriff of Cambria County, Pennsylvania.

-ORDER OF COURT-

Now, 16th May 1949, after full hearing upon the petition to the above number and term, It Is Ordered And Decreed As Follows:

The Plan of Harrison-Walker Refractories Company's Lot Plan of Blandburg, Reade Township, Cambria County, Pennsylvania, prepared by L. S. Byrly, Registered Engineer, on March 29, 1949, and attached to the petition filed in this proceeding, is hereby approved, and the dedication by said Harrison-Walker Refractories Company is accepted as a dedication of said plan of lots.

Only Boyd Street, which extends in a generally northeasterly direction from Pennsylvania Highway Route No. 11564 or 564 to Blount Avenue or Pennsylvania Route No. 562, and is colored in red on said plan, be and the same is hereby made a part of the public road system of Reade Township, Cambria County, Pennsylvania.

Notwithstanding approval of said Plan of Harrison-Walker Refractories Company and the acceptance of the dedication thereof, the Township shall not be obligated or required to construct, reconstruct, maintain, repair or grade the alleys on said plan, being marked in green thereon and designated as Munro, Hohen, Cambria and Chestnut Alleys, and the said alleys are not part of the public road system of Reade Township, Cambria County, Pennsylvania.

By the Court

McLann, P.J.

McFarrich, J.

Triffith, J.

Now, 16th May 1949. Acceptance of two points of Harrison-Walker Refractories Company Lot Plan of Blandburg, Reade Township, Cambria County, Pennsylvania, laid out by L. S. Byrly, Registered Engineer, is hereby acknowledged.

H. Allen McDonald.

Attorney for Supervisors of Reade Township.

"TRANSFERRED TO PAGE 399"

No. 3 In THE Matter of the Proceedings to Take Over } May 10, 1949 - Petition of Supervisors - Filed.
 Certain Roads, Streets, Lanes and Alleys, Heretofore }
 Dedicated as Public Roads in the Town of Colver, }
 Township of Cambria, County of Cambria and }
 State of Pennsylvania and Vicinity.

Recd. #12. SEP 2 1949 AUDITED
 Aug. 3-49 Jav.

To THE Honorable, The Judges of SAID Court:

Clerk
 #12. 22

3 1949 CERTIFIED
 The petition of Lido DiGiorgio, Henry Illig and Ralph Fulton, Supervisors of Cambria Township, Cambria County, respectfully represents:

1. That your petitioners are the duly elected, qualified, and acting Supervisors of Cambria Township, Cambria County, a Township of the second class of Cambria County, Pennsylvania.
2. That plans of certain dedicated roads, streets, lanes and alleys located in the Town of Colver, Township of Cambria, County of Cambria and State of Pennsylvania, and in the vicinity thereof, have been adopted, approved and recorded, copies of said plan marked "C" and "D" are hereto attached.
3. That most of the improved land abutting on said roads, streets, lanes and alleys has been conveyed by the Elvenburg Coal Company to individual owners, and the remaining portion of said abutting land is owned by the said Elvenburg Coal Company.
4. That your petitioners have been requested by many of the individual owners and the Elvenburg Coal Company to take over said thoroughfares, so that they would become the subject of maintenance and repair by the said Township of Cambria.
5. That your petitioners consider it to be the duty and obligation of the Township of Cambria to comply with the said request, and has so indicated by attaching a Resolution setting forth their intention to take over said public thoroughfares, subject, however, to the approval of your Honorable Court.
6. That there is attached hereto and made a part of this petition a description of said roads, streets, lanes and alleys, a copy of the Resolution, a copy of the Map of Colver and a copy of the Kuhn Drive Addition, which are marked Exhibits A, B, C & D respectively.

Your petitioners therefore pray your Honorable Court to approve the taking over of the highways and the parts of highways herein described and direct that this petition and Decree of Court be recorded in the Road Docket of Cambria County.

Ralph Fulton
 Lido DiGiorgio
 Henry Illig
 Supervisors of Cambria Township,
 Cambria County, Pennsylvania.

State of Pennsylvania } ss
 County of Cambria }

Ralph Fulton, being duly sworn according to law, did depose and say that he is one of the Supervisors of Cambria Township, and that the statements set forth in the foregoing Petition are true and correct to the best of his knowledge, information and belief.

Ralph Fulton

Sworn and subscribed before me
 this 6th day of May, A.D. 1949

Martha C. Davis

My Comm. expires Jan. 7, 1951

-DECREE-

And Now, May 9th, 1949, the foregoing petition having been read and considered, it is ordered that the action of the Supervisors of Cambria Township in taking over the roads, lanes, streets and alleys, in accordance with the plan hereto attached, be and hereby is approved.

By the Court
 M. Cannon, P.J.

Recd. #12. July 20, 1949 J. P.W. AUG 2 1949 AUDITED

(Continued on Page 188)

No. 3 Continued from Page 187:

Exhibit "A"

Description of Roads, Streets, Lanes and Alleys Proposed To Be Taken Over By Cambria Township.

1. Francis Avenue from Second Street to Third Street, and from Sixth Street to Ninth Street.
2. Coleman Avenue from First Street to Ninth Street.
3. A twenty foot alley 147.5 feet in a Northerly direction from Reese Avenue and running parallel thereto extending from First Street to Ninth Street.
4. A twenty foot alley 147.5 feet in a Southerly direction from Reese Avenue and running parallel thereto, extending from First Street to Ninth Street.
5. Weaver Avenue from First Street to Ninth Street.
6. A twenty foot alley 143 feet in a Southerly direction from Weaver Avenue and running parallel thereto extending from Second Street to Third Street.
7. Long Avenue extending from Third Street to Eighth Street.
8. Ninth Street extending from Francis Avenue to Weaver Avenue.
9. Eighth Street between Francis Avenue and Long Avenue.
10. Seventh Street between Francis Avenue and Long Avenue.
11. Sixth Street between Francis Avenue and Long Avenue.
12. Fifth Street between Coleman Avenue and Reese Avenue.
13. Fourth Street running in a Southerly direction to a twenty foot Alley.
14. Third Street between Francis Avenue and Long Avenue.
15. Second Street between Francis Avenue and a twenty foot alley.
16. First Street from a point 400 feet North of Coleman Avenue to Weaver Avenue.
17. A road known as Kuhn Drive beginning at the intersection of said Kuhn Drive and State Highway Route No. 11036, at a point which is approximately 2230 feet in a Northerly direction from what is known as Township Route No. 480; and continuing at a width of 40 feet from said intersection South $84^{\circ}23'$ West 45 feet to a point; South $56^{\circ}43'$ West 525 feet to a point; thence South at a width of 33 feet $24^{\circ}20'$ West 322.26 feet to Edwards Street. (Said Kuhn Drive is shown in yellow on Exhibit D hereto attached.)
18. An alley 15 feet in width beginning at a point North $24^{\circ}24'$ East 202 feet from the intersection of Kuhn Drive and Edwards Street; thence North $83^{\circ}20'$ West 246.6 feet to Kuhn Drive. (Said alley is shown in yellow on Exhibit D hereto attached.)
19. An alley 20 feet in width beginning at a point North $24^{\circ}20'$ East 150.26 feet from the intersection of Kuhn Drive and Edwards Street; thence South $68^{\circ}45'$ East 155 feet. (Said alley is shown in yellow on Exhibit D hereto attached.)

Exhibit "B"

Resolution

On motion of Lido Giovacchini, duly seconded and carried, the following resolution was unanimously adopted:

Whereas, certain streets, lanes and alleys in the Town of Coler, Township of Cambria, and County of Cambria, have heretofore been dedicated as public highways, streets, lanes and alleys, and

Whereas, a large part of the land abutting on said highways has been conveyed by the Elensburg Coal Company to individual owners, and

Whereas, many of the individual owners, together with the Elensburg Coal Company, have urgently requested the Township of Cambria through their Board of Supervisors to take over said streets, lanes and alleys, so that they would be subject to maintenance and repair by the said Township, and

Whereas, the Supervisor of Cambria Township considers it to be the obligation of the Township to comply with the request aforesaid of the abutting property owners, and

Whereas, plans of the dedicated streets, lanes and alleys have been adopted, approved and recorded.

No. 3 → Continued from Page 188:

Be it Resolved, that with the consent of the Board of Quarter Sessions of Cambria County, the Supervisor of Cambria Township, in behalf of said Cambria Township, hereby accept as public highways, the following streets, lanes and alleys in the Town of Colver, Township of Cambria aforesaid, and more particularly shown on the maps which are attached hereto and made a part of this Resolution:

1. Francis Avenue from Second Street to Third Street, and from Sixth Street to Ninth St.
2. Coleman Avenue from First Street to Ninth Street.
3. A twenty foot alley 147.5 feet in a Northerly direction from Reese Avenue and running parallel thereto extending from First Street to Ninth Street.
4. A twenty foot alley 147.5 feet in a Southerly direction from Reese Avenue and running parallel thereto, extending from First Street to Ninth Street.
5. Weaver Avenue from First Street to Ninth Street.
6. A twenty foot alley 143 feet in a Southerly direction from Weaver Avenue and running parallel thereto, extending from Second Street to Third Street.
7. Long Avenue extending from Third Street to Eighth Street.
8. Ninth Street extending from Francis Avenue to Weaver Avenue.
9. Eighth Street between Francis Avenue and Long Avenue.
10. Seventh Street between Francis Avenue and Long Avenue.
11. Sixth Street between Francis Avenue and Long Avenue.
12. Fifth Street between Coleman Avenue and Reese Avenue.
13. Fourth Street running in a Southerly direction to a twenty foot alley.
14. Third Street between Francis Avenue and Long Avenue.
15. Second Street between Francis Avenue and a twenty foot alley.
16. First Street from a point 400 feet North of Coleman Avenue to Weaver Avenue.
17. A road known as Kuhn Drive beginning at the intersection of said Kuhn Drive and State Highway Route No. 11036, at a point which is approximately 2230 feet in a Northerly direction from what is known as Township Route No. 480; and continuing at a width of 40 feet from said intersection South $84^{\circ}23'$ West 45 feet to a point; South $56^{\circ}43'$ West 525 feet to a point; thence South at a width of 33 feet $24^{\circ}20'$ West 322.26 feet to Edwards Street. (Said Kuhn Drive is shown in yellow on Exhibit D hereto attached.)
18. An alley 15 feet in width beginning at a point North $24^{\circ}24'$ East 202 feet from the intersection of Kuhn Drive and Edwards Street; thence North $83^{\circ}20'$ West 246.6 feet to Kuhn Drive. (Said alley is shown in yellow on Exhibit D hereto attached.)
19. An alley 20 feet in width beginning at a point North $24^{\circ}20'$ East 150.26 feet from the intersection of Kuhn Drive and Edwards Street; thence South $68^{\circ}45'$ East 155 feet. (Said alley is shown in yellow on Exhibit D hereto attached.)

Blueprints of said streets, lanes and alleys - attached.

No. 4 In the Matter of the Petition of
Inhabitants of the Township of
Susquehanna, County of Cambria,
and State of Pennsylvania for the
laying of a Public Road.

May 23, 1949:
Petition for laying of a Public Road.
Filed.

To The Honorable, The Judges of Said Court:

The petition of the undersigned, inhabitants of the Township of Susquehanna, in said County and State, respectfully represents:

That your petitioners labor under great inconvenience for want of a public road or highway in the said Township of Susquehanna, to begin at a point on a Township Road known and designated as Route No. 553, said point being approximately six hundred forty three (643) feet from the Spangler Borough line, said Route No. 553 being a continuation of North 15th Street in said Borough; thence by convenient route along the properties of the petitioners to a point of ending which is at the intersection of Thomas Street and Township Road No. 553 aforesaid. A present road exists between the two points on Route No. 553 but is not improved in any manner and is not adequate for vehicular traffic. The said road was dedicated as streets by Thomas Byrne on various plans of lots created by the said Thomas Byrne. The said plans of lots have never been recorded however the deeds of adjacent land owners indicate the streets above designated.

-2-

That written notice of the application for the opening of said roads for public use was given to each of the Supervisors of Susquehanna Township as will appear by copies of said notice with acceptances thereon by the respective members of the Board of Supervision of said Township, said copies of notice and acceptances being hereto attached, made a part hereof, and marked Exhibits "A", "B", and "C", and that notice of application was also given to the County Commissioners of Cambria County as will appear by a copy of said notice with acceptance of service thereon, which is hereto attached, and made a part hereof and marked Exhibit "D".

-3-

Your petitioners, therefore, pray the Court to inquire of said road and open the same as a public highway and for that purpose to appoint viewers according to law to view the same and inquire of the premises and make return of their proceedings according to the Act of Assembly in such case made and provided.

And they will ever pray, etc.

Signed, sealed and delivered
in the presence of:

Mike Tafers - Mike Antos - Russell Woods - John Kominick
Alex J. Stanish - John Urba - John Davis - Andrew Motil
Walter Wernowski - Frank Sisko - Peter Rayba - William Lawrence -
F.W. Skotencanier - John Yuhav - Frank Klemick - John Treake

State of Pennsylvania } SS
County of Cambria }

Mike Antos, being duly sworn according to law, did depose and say that the statements set forth in the foregoing petition are true and correct, as he verily believes.

Signed - Mike Antos

Sworn and subscribed before me
this 12th day of April, A.D. 1949.

James O. Wildeman

My Commission Expires Feb. 14, 1953

"Continued From Page 190"

No. 4.

- DECREE -

And Now, May 23, 1949, the foregoing petition having been read and considered, it is ordered that Mahlon Baumgardner, ^{Thomas} John L. Elder and E. F. Duneagan, members of the Board of Viewers of Cambria County, be and are hereby appointed to view and report on the above matter, according to law.

By the Court:
McLann, P.J.
McKinnich, J.
Griffith, J.

In The Matter of the Petition of Inhabitants of the Township of Susquehanna, County of Cambria and State of Pennsylvania For The Laying Out of A Public Road.

Supervisors of Susquehanna Township:

Please take notice that a petition in the above captioned matter will be filed in the Court of Quarter Sessions of Cambria County, Pennsylvania, on May 23, 1949. The road requested to be opened is described as follows:

Beginning at a point on a Township Road known and designated as Route No. 553, said point being approximately six hundred forty-three (643) feet from the Spangler Borough line, said Route No. 553 being a continuation of North 15th Street in said Borough; thence by convenient route along the properties of the petitioners to a point of ending which is at the intersection of Thomas Street and Township Road No. 553 aforesaid. A present road exists between the two points on Route No. 553 but is not improved in any manner and is not adequate for vehicular traffic. The said road was dedicated as streets by Thomas Byrne on various plans of lots created by the said Thomas Byrne. The said plans of lots have never been recorded; however, the deeds of adjacent landowners indicate the streets above designated.

Smato, Wildeman & Teduzzi
Attorneys for Petitioners

And Now, April 29, 1949, I hereby accept service of the above notice.

Steve Pyro.

Return Receipts Attached.

William Brown

And Now, April 29, 1949, I hereby accept service of the above notice.
Stanley Zernice.

To the Commissioners of Cambria County, Pennsylvania:

Please take notice that a petition in the above captioned matter will be filed in the Court of Quarter Sessions of Cambria County, Pennsylvania, on the 23rd day of May, A.D. 1949. The road requested to be opened is described as follows:

Beginning at a point on a Township Road known and designated as Route No. 553, said point being approximately six hundred forty-three (643) feet from the Spangler Borough line, said Route 553 being a continuation of North 15th Street in said Borough; thence by convenient route along the properties of the petitioners to a point of ending which is at the intersection of Thomas Street and Township Route 553 aforesaid. A present road exists between the two points on Route 553 but is not improved in any manner and is not adequate for vehicular traffic. The said road was dedicated as streets by Thomas Byrne on various plans of lots created by the said Thomas Byrnes. The said plans of lots have never been recorded; however, the deeds of adjacent landowners indicate the streets above designated.

Smato, Wildeman & Teduzzi
Attorneys for Petitioners

And Now, May 2, 1949, I hereby accept service of the above notice for the County Commissioners, and waive the issuance of any Rule or other notice required by the Rules of Court.

Maurice A. Springer
Chief Clerk.

Continued on Page 399

I. *In Re: Petition for the Appointment of Viewers To Assess Damages for the Taking and Injury to the Lands of Victoria Schonhardt Seibert in the Improvement of State Highway Route No. 11011 Spur Section 4 (Grant Street, in the 5th & 6th Wards) From Station 148-01 Near Everhart Street To Station 167-66.63 Near Haynes Street Being About 0.37 Miles in Length.* } July 1, 1949: Petition For The Appointment of Viewers - and - Order of Court. Filed.

-ORDER OF COURT-

And Now, June 13, 1949, on presentation of the within petition and on the consideration thereof, the Court appoints Fred W. Clafflin and William J. McDrain and Robert J. Mayer as Viewers to view the premises herein described, to assess damages to the property of Victoria Schonhardt Seibert, the petitioner, occasioned by the within highway improvement, and to make Report to this Court according to law and the Rules of this Court.

By the Court:
McKinnich, J.

7-7-1949: Order to View issued to Fred McClafflin
6-16-1950 Viewers Report - Filed.
6/20-1950 Report of Viewers Approved by the Court nisi - McKinnich J.
9/27/1950 Confirmed Absolute by Clerk of Courts Joseph P. Hess
9/27/1950 Certified to City Solicitor City Elvin Teitelbaum
9/27/1950 Certified to Petitioner Victoria Schonhardt Seibert

Report of Viewers

To the Honorable, the Judges of the above named Court, we the undersigned Viewers, appointed by the annexed order of the Court to view and assess damages for the taking and injury to the lands of Victoria Schonhardt Seibert in the improvement of State Highway Route No. 11011 Spur, Section 4 (Grant Street, in the 5th and 6th Wards) from Station 148-01 near Everhart Street to Station 167-66.63 near Haynes Street, being about 0.37 miles in length, 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 the time and place of meeting, by posting notices as required by law along the route and at the site of property to be viewed, as evidenced by copy of said notice hereto attached and service of such notice on the County Commissioners of Cambria County, the Mayor and City Solicitor of the City of Johnstown and the Solicitor for the Petitioner being hereto attached; that we met in accordance with the notice given on the 9th day of March, 1950 at 3:30 P. M., E.S.T. and proceeded with the duties of our appointment and viewed the property.

Notices for a hearing, to be held in the Judge's Chambers, U. S. National Bank Building at 9:30 A.M., D.S.T. on May 13, 1950, were sent out. This hearing was postponed due to the fact that no representative from the City of Johnstown appeared, therefore notices for a second hearing were sent out to be held in the Judge's Chambers, U. S. National Bank Building at 9:30 A.M., D.S.T. on May 20, 1950 re the assessment of damages to the property of Victoria Schonhardt Seibert, City of Johnstown Cambria County, Pa.

At this meeting the City of Johnstown was represented by the City Solicitor, Elvin W. Teitelbaum and H. Lee Wilson, City Engineer. Mrs. Seibert was represented by her Attorney, Frank P. Barnhart, a registered real estate man, and five (5) witnesses. The services of Mrs. Williams, from Mr. Barnhart's Office, were obtained to take testimony.

I. IN RE: The Matter of the Petition of
Inhabitants of the Village of Emigh,
Township of Susquehanna, and State
of Pennsylvania For The Laying Out of
A Public Road.

September 9, 1949: Petition For The
Appointed of Viewers - and - Order of Court.
Filed.

Sept 26 1950 CERTIFIED

-ORDER OF COURT-

And Now, 14th September 1949, the foregoing petition having
been read and considered, it is ordered that William J. McDrain, Edward
Dunnegan and John J. Elder, members of the Board of Viewers of Columbia
County, Pa and are hereby appointed to view and report on the above
matter, according to law.

By the Court
Griffith, J.

September 15, 1949 - Order to View - Issued to William J. McDrain

December 3, 1949 Viewers report filed -

December 15, 1949 Report Approved By the Court View Griffith J.

March 6, 1950 - Exceptions of the Supervisors of Susquehanna Township to the Petition
and the Report of the Viewers - Filed.

Sept 31 1950 CERTIFIED

2

IN RE: Laying Out of A Public Highway
in the Township of Croyle, County of Cambria,
and State of Pennsylvania.

Sep. 22, 1949 - Report of the Supervisors
of Croyle Township, Cambria County, Pa.
Filed.

Report of the Supervisors of Croyle Township; Filed Sep. 22, 1949.

clk.

350

JAN 28 1950 CERTIFIED

- DECREE -

And Now, the 24th day of October, 1949, upon consideration of the foregoing petition and it appearing that the same has been filed in the Office of the Clerk of the Court of Quarter Sessions of Cambria County, Pennsylvania, for a period of thirty (30) days, and there having been no exceptions to said report filed within said period, the within report of the Supervisors of Croyle Township is hereby approved and the road as laid out on the attached map may be adopted and laid out by the said Supervisors of Croyle Township, Cambria County, Pennsylvania, and become a public road within said Township.

By the Court:
M. L. Penn, C. J.

3

C

clh.
#3.50

IN RE: Laying Out, Opening and Acceptance
of Certain Streets or Roads on the Kovalchick
Plan of Lots in the Village of Big Bend Township
of Blacklick, County of Cambria, State of Pennsylvania

26 1949 CERTIFIED

} Oct. 31, 1949 - Report of the Supervisors
of Blacklick Township.
} Filed.

-DECREE-

Now, the 31st day of October, 1949, upon consideration of the foregoing petition, Joseph C. Weiss, Clerk of the Court of Quarter Sessions of Cambria County, Pennsylvania, is hereby directed to file the within report and the exhibits attached thereto.

By the Court:
Griffith, J.

-ORDER-

Now, the 20th day of January, 1950, upon consideration of the foregoing petition and it appearing that the same had been filed in the office of the Clerk of Courts of Cambria County, Pennsylvania, for a period of thirty (30) days; there being no exceptions to said report filed within said period, the within report of the Supervisors of Blacklick Township is hereby approved and the road as laid out on the attached map may be adopted and laid out by the said Supervisors of Blacklick Township, Cambria County, Pennsylvania, and become a public road in the said township.

By the Court:
McKenich, J.

No 4

In Re: Petition to Appoint Viewers
and lay out a public highway
in Upper Yoder Township, Cambria
County, Pennsylvania

Petition filed Nov. 21 - 1949

Decree

And now, 21 day of November, 1949, the within petition having been read and considered, the Court appoints Fred Clafflin and Robert Mayer and Wm. J. McMahon Viewers, to view the Road herein Referred to and make report as required by law.

By the Court
Griffith J.

Nov. 22 - 1949 Order to View issued to Fred Clafflin

Jan. 12, 1949 Viewers Report filed

Jan 26 1950 CERTIFIED

March 13, 1950 Viewers report Confirmed Here by the Court Griffith J.

June 23, 1950 Confirmed Absolute Joseph P. Hess, Clerk of Courts

June 28 - 1950 Certified to Dept.

June 28 - 1950 Certified to Supervisors and Order to Open issued

Report of Viewers

To the Honorable, the judges of the above named Court, We the undersigned, Viewers, appointed by the annexed order of the Court, to view the proposed 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 the time and place of meeting, by posting notices as required by law along the route and at the termini of the said proposed new road, as evidenced by copy of said notice hereto attached, and by service of such notice on the County Commissioners of Cambria County, the Supervisors of Upper Yoder Township, the Solicitor for the Petitioners and Solicitor for the Supervisors being hereto attached; that we met in accordance with the notice given, on the 28th day of December A.D. 1949, at 10:30 o'clock A.M. (Eastern Standard Time) and proceeded with the duties of our appointment and viewed the premises and route of the proposed new road; no property owners and no Supervisors of the Township appeared, and we are of the opinion that a necessity exists for the proposed new road; that the grades are acceptable and the alignment is good, all according to attached blueprint. Beginning at a point in Robinson Avenue, which point is 112.95 feet from the southerly side of Herschberger Road, which is South 24 degrees 33 minutes West, a distance of 112.95 feet from the southerly line of Herschberger Road; thence in a straight line along Ogle Street, South 4 degrees 57 minutes East, 1,200 feet to the center line of Penn Street. Said proposed road being 1,200 feet in length as is shown on the blueprint attached hereto colored in green and made a part hereof.

The view of the absence of any interested parties at the site of the View, a hearing was called in the office of Gray & Clafflin, Consulting Civil Engineers, 606 Second Building on Friday, December, 30, and at the hearing Mr. Bert Barnhart, Secretary of the Supervisors of Upper Yoder Township was present and he favored the acceptance of this road as a township road.

That after taking into consideration all the matters before us, we are of the opinion that the road as prayed for by the petitioners and viewed by us is necessary and convenient and will not create an undue hardship on the Supervisors, therefore we recommend that the prayer of the petitioners be granted.

We assess no damages and no benefits.

Witness our hands and seals this 10th day of January, A.D. 1950.

Fred Clafflin
Robert Mayer
Wm. J. McMahon
Viewers.

Clerk

#3.50

No. 1

In Re: Matter of Taking Over
of Public Road by Resolution
of the Board of Road Super-
visors of Conemaugh Town-
ship, Columbia County,
Pennsylvania

Petition - Approval Filed Dec. 5, 1949.

Check

#3.58

APR

5 1950 CERTIFIED

Decree

And now, December 5, 1949, the foregoing Petition having
been presented, examined & duly considered, the prayer of the Petition
is granted & it is

Ordered & Decreed that the road or street described in
the foregoing Petition shall be & become a part of the public highway
system of the Township of Conemaugh & shall be so recorded in the
office of the Clerk of the Court of Quarter Sessions.

M. L. Cann, P. J.

Recd. \$3.58

12 1949

Jew.

No 2

In re Report of Superintendents of
West Carroll Township, Cambria
Co. Pa. Relating to the Vacation
of a Portion of State Highway
Route 62 Abandoned as part
of the State Highway System

Report Filed Dec. 5, 1949.

Check \$3.50 APR 5 1950 CERTIFIED

Order.

Now, the 5th day of December, 1949, upon consideration of the
foregoing petition, Joseph C. News, Clerk of the Court of Quarter
Sessions of Cambria County, Pa. is hereby directed to file the
within report & exhibits attached hereto.

By the Court.

McKinnick, Judge

No. 3

In the Matter of New Township Road in Adams Township, Cambria County, Pennsylvania. } January 11, 1950: Petition for Appointment of Viewers and Order of Court: Filed

Clerk

\$3.50

- DECREE -

And Now, this 11th day of January, 1950, the within petition having been read and considered, the Court appoints Robert Mayer, William M. Train and Fred Clefflin, three members from the Permanent Board of Viewers to view the said road proposed to be opened and to make their report at the next term of this Court.

By the Court:
Griffith, J.

- 1-18-50 - Order to View issued to Robert Mayer.
- 2-8-50 Report of Viewers filed
- 3-13-50 Viewers report approved by the Court Griffith
- 9-26-50 Confirmed Absolute, Joseph C. Hesse, Clerk of Courts
- 9-26-50 Order to open issued to Joseph B. Valko, Supervisor
- 9-26-50 Certified to Dept of Highways.

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 proposed 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 the time and place of meeting by posting notices as required by law along the route and at the termini of said proposed new road, as evidences by copy of said notice hereto attached and by service of said notice on the County Commissioners of Cambria County, the Solicitor for the Supervisors of Adams Township, evidence of which is shown by copies of said notice hereto attached and make a part of this report; that we met in accordance with the notice given on the 11th day of February, A. D., 1950, at 10:30 o'clock A.M., E.S.T., and proceeded with the duties of our appointment and viewed the premises and route of the proposed new road; three (3) property owners and the Supervisors of the Township appeared and, we are of the opinion, that a necessity exists for the proposed new road, that the grades are acceptable, and the alignment is straight, all according to attached blueprint. Beginning at a point on Pennsylvania State Highway Route No. 11009, approximately 500 feet south from the intersection of State Highway Route No. 11009 and the Township Road leading from the village of Dundo to the village of Sidman; thence South 52 degrees 40 minutes East, a distance of 576 feet to the westerly line of Lot No. 219, this road being 25 ft. wide. Said road being 576 in length as shown on the attached blueprint colored in green and made a part hereof.

In view of the absence of any interested parties at the site of the view, a hearing was called in the Office of Gray & Clefflin, Consulting Civil Engineers on Wednesday March 1st, 1950, and at this hearing Mr. Joseph B. Valko, President of the Adams Township Supervisors, and Mr. Charles Bender, and Mr. Joseph B. Valko, the other two supervisors were present, offered no objections to the taking over of this road by the Township.

That after taking into consideration all the matters before us, we are of the opinion that the road as prayed for by the petitioners and viewed by us is necessary and convenient and will not create an undue hardship on the Supervisors, therefore we recommend that the prayer of the petitioners be granted.

MARCH

SESSIONS, 1950

4.

In Re: Petition For A Public Road In
The Township of West Carroll, Cambria,
County, Pennsylvania.

February 14, 1950 - Petition Filed by Inhabitants
of West Carroll Township.

Clk.
#350

APR 5 1950 CERTIFIED

DECREE

Now, this 14th day of February, 1950, upon presentation of the within petition, praying the Court to appoint proper persons to view and lay out a public road between the points mentioned according to law, a Board of View is appointed as follows: Fred Claplin, William McGrain and Mahlon J. Baumgardner, who are to view the ground proposed for said road; and if a majority of the said viewers agree that there is occasion for such road, they shall proceed to lay out the same, as agreeable to the desire of the petitioners as may be, having respect for the best ground for a road and the shortest distance and in such a manner as to do the least injury to private property; and shall make report thereof to the next Court of Quarter Sessions to be held for the said County, stating particularly whether they judge the same necessary for a public road; together with a plot or draft of said road, and the courses and distances and references to the improvements through which the same may pass, and further, stating that they gave due legal notice of the time and place of meeting and of hearings held under this order.

By the Court:

M^cGrain, P. J.

February 23, 1950 - Order to View - Issued to Fred Claplin

August 28, 1950 - Report of Viewers - Filed

September 22, 1950 Report of Viewers Appeared Here by the Court Griffith

November 13, 1950: Exceptions To The Petition And Report of Viewers - Filed.