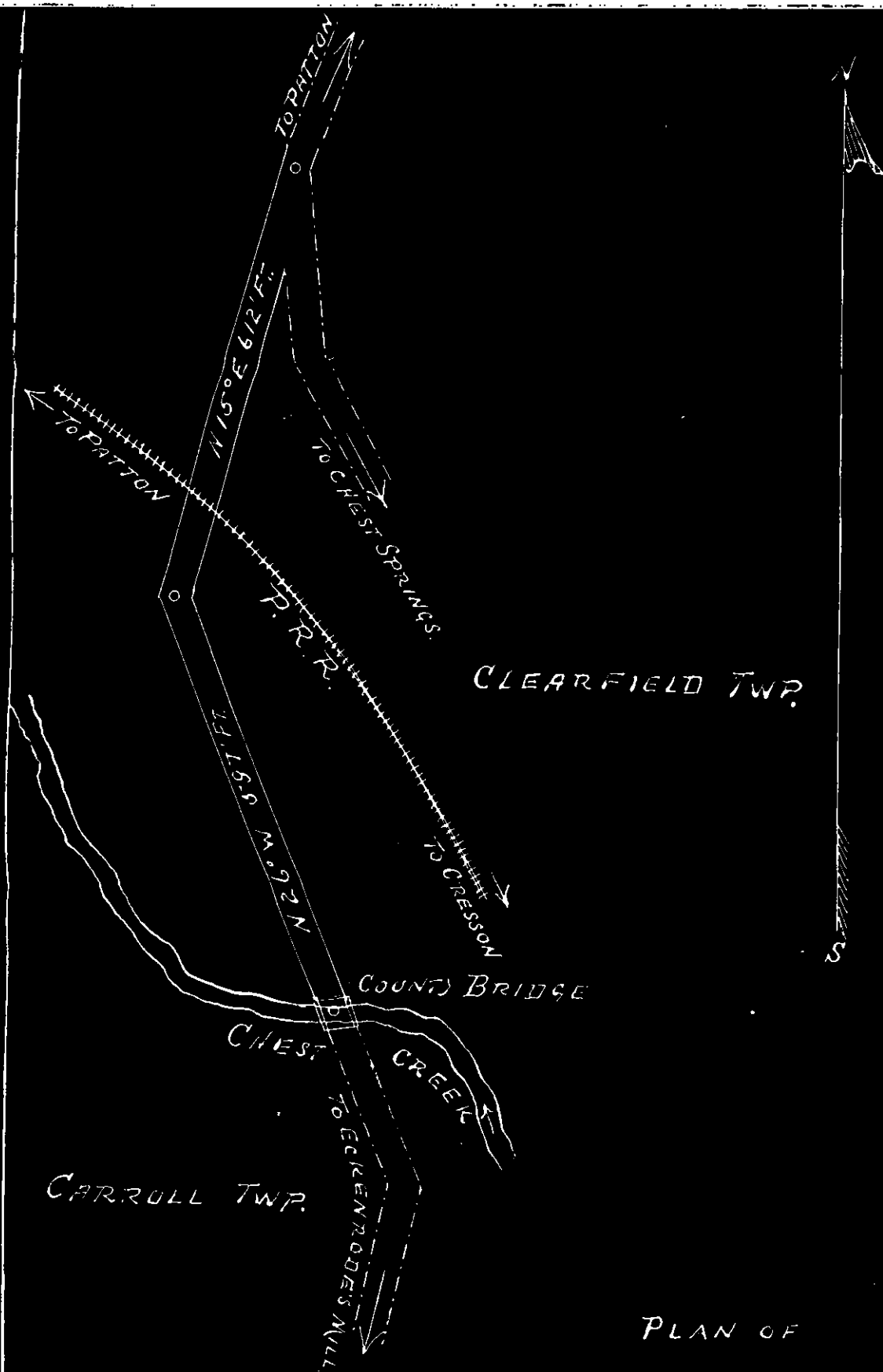


L.D. #2 Sept 1911

Rat Microfilmed



PLAN OF

PROPOSED PUBLIC ROAD IN
 CLEARFIELD TWP. CAMBRIA CO., PA.
 Scale 1"=100' Viewed Oct. 25, 1911

Viewers appointed upon an order of the
 Court of Quarter Sessions, dated Sept. 4, 1911

A. M. SHOEMAKER,
 P. F. CAMPBELL,
 JOHN L. SINGER.

In re
Change of road in Clearfield Township.

÷ In the Court of Quarter
÷ Sessions of Cambria County,
÷ Pennsylvania.
÷ No. _____, September Ses-
÷ sions, 1911.

To the Honorable Francis J. O'Connor, President Judge of the
said Court.

The petition of the undersigned inhabitants of Clearfield Town-
ship, Cambria County, Pennsylvania, respectfully represents:-

That on the 6th day of September, 1909, a petition was pre-
sented and entered to No. 1, September Sessions, 1909 of the Court
of Quarter Sessions of Cambria County, Pennsylvania, setting forth
the necessity for a bridge over Chest Creek, at the place where the
public highway, leading from Eckenrode's Mill to Patton crosses the
said Creek, on the line between the Townships of Carroll and Clear-
field, and said petition was signed by inhabitants of said Township
and further set forth that the present structure is frame and had
been repaired so frequently that it was not possible to put it in
safe condition by further repair, and that it was unsafe for travel.

That pursuant to said petition, the Court on the said 6th day
of September, 1909, appointed viewers to view the place proposed for
said Bridge, and inquire whether such bridge is necessary as aforesaid
and make report at the next term of Court.

That on the 6th day of December, 1909, the report of said
viewers was filed in open Court, said report providing inter alia
as follows:-

That after a proper examination, "We are of opinion that a change
in the location of such bridge would be an improvement and more ad-
vantageous x x x x, and therefore have located the said
bridge at a point across the said Creek Two hundred and thirty five
feet down the said Chest Creek, and therefore report that the route

of said road should be changed in the following manner, to wit:

Beginning at a point in the road leading to Eckenrode's Mills, Four hundred and fifty three feet from the West end of the old bridge; thence along the present road North twenty degrees East Two hundred and forty one feet to a post; thence continuing along said road North thirteen degrees thirty minutes East One hundred and twenty feet to a post in line of the Cambria and Clearfield Division of the Pennsylvania Rail Road Company; thence still continuing by same North thirty degrees West eighty four feet to the Old Bridge; thence still by same North Twenty eight degrees West eighty three feet to a post thence North Nineteen degrees thirty minutes East Fifty feet to a post; thence North Seventy three degrees thirty minutes East three hundred sixty feet to a post in public road leading from Patton to Chest Springs, should be vacated, and supplied with the following road to wit:

Beginning at the same point in the road leading to Eckenrode's Mills Four hundred and fifty three feet from the West end of the Old Bridge; thence through lands of H. J. Link, North twenty six degrees West two hundred and ninety eight feet to the proposed new bridge over the said Chest Creek; thence through lands of Henry Litzinger North Twenty one degrees fifteen minutes West One hundred sixty seven feet to a post; thence continuing through lands of the said Henry Litzinger North Sixteen degrees thirty minutes West Two hundred and ninety two feet to a post; thence continuing through same North eight degrees West Fifty eight feet to a post; thence by an overhead bridge, to be erected, as we are informed, by the Cambria and Clearfield Division of the Pennsylvania Railroad Company, North Fourteen degrees Thirty minutes West One hundred and ten feet to a post in the public road leading from Patton to Chest Springs."

That the report of said viewers was duly confirmed by the Court.

That the said bridge has since been constructed by the Commissioners of Cambria County, and so much of the road above supplied

as is located in Carroll Township has been opened and constructed and is now fit for travel, to wit:

From the point of beginning to the said new bridge over the Chest Creek.

That that part of the road in Clearfield Township beginning at the said new County Bridge and passing through lands of Henry Litzinger and ending at a post in the public road leading from Patton to Chest Springs a distance of 1160 feet ^{and} 662 feet ^{North} from a point where the Township road known as Buck's Road meets the said road leading from Patton to Chest Springs, has become useless, inconvenient and burdensome in its present location on account of its heavy grade, and would better and more safely accommodate the travelling public by being changed so as to begin at the same point at the new County bridge, and pass through the lands of the said Henry Litzinger in a different course, and end at a point in the said Township road leading from Patton to Chest Springs at a distance of 1672 feet farther North from the present point of ending in said road, and at a distance of 662 feet North, from a point where the Township road known as Buck's road meets the said road leading from Patton to Chest Springs.

Your petitioners therefore pray the Court to inquire of and change the said road, and for such purpose to appoint the number of persons required by law, duly qualified, to view the said road and the ground proposed for the said change, as herein set forth, and to inquire of the premises and make report of their proceedings at the next term of this Court.

x _____, Supervisor,

x Wm. D. Litzinger, Supervisor.

x Joseph Duggan Supervisor.

John H. Bowley Supervisor.

Harb Riley

Harb & Muligan

John Harb

James Buck

John Butterworth

Francis Chisholm

Joseph Noel

W. B. Riley

James Link

Edwin Seymour

William Dodson

Leo Nuttman

Frank Zeitlinger

Thos C M Cornell

Gas M. Cornell

Gust Saltzger

Bernard Zinger

William Zinger

Henry Bloomberg

Alfred Page

Andrew Saltzger

M. J. Bunker

W. J. Bunker

G. W. Cassidy

M. A. Chisholm

State of Pennsylvania +
+ SS:
County of Cambria +

Francis Riley, one of the petitioners above
named, having been duly sworn, according to law, deposes and says
that the matters set forth in the above and foregoing petition are
true and correct as he verily believes.

Francis Riley

Sworn and subscribed to before me

this 24 day of Aug, A. D., 1911.

James Mellon
Justice of the Peace.

And now, September 4, 1911, the above petition read and considered by the Court, and the Court appoint A. M. Thorman Rev. Patrick P. Campbell and Joseph L. Luger to view the said road and the ground proposed for a change therein, as set forth in the said petition, and to inquire into the premises and make report of their proceedings at the next term of this Court.

By the Court

TO THE COMMISSIONERS OF CAMBRIA COUNTY:

You are hereby notified that a petition of divers inhabitants of the Township of Clearfield, Cambria County, Pennsylvania, will be presented to the Court of Quarter Sessions of Cambria County, at Ebensburg, at 11:00 o'clock, A. M., Monday, September 4, 1911, for the vacation and supply of a road in Clearfield Township, County and State aforesaid, beginning at a point in the new County Bridge between the Townships of Carroll and Clearfield and ending at a point in the Public road leading from Patton to Chest Springs 662 feet ^{north} from a point where the Township Road known as Buck's road meets the said Township Road leading from Patton to Chest Springs.

John H. McLean
Attorney for Petitioners.

Ebensburg, Pa., August 19th, 1911.

And now, August 19th, 1911, I accept service of the above notice for the County Commissioners.

W. C. Trappell
Commissioner's Clerk.

To the Supervisors of Clearfield Township, Cambria County, Pennsylvania:

You are hereby notified that a petition of divers inhabitants of the Township of Clearfield, Cambria County, Pennsylvania, will be presented to the Court of Quarter Sessions of Cambria County, at Ebensburg, at 11:00 o'clock, A. M., Monday, September 4, 1911, for the vacation and supply of a road in Clearfield Township, County and State aforesaid, beginning at a point in the new County bridge between the Townships of Carroll and Clearfield and ending at a point in the public road leading from Patton to Chest Springs 662 feet ^{North} from a point where the Township road known as Buck's Road meets the said Township road leading from Patton to Chest Springs.

John S. McCann
Attorney for Petitioners.

Ebensburg, Pa., August 21, 1911.

State of Pennsylvania +
 + SS
County of Cambria +

x Francis Riley, being duly sworn according to law deposes and says that he served the above notice upon William D. Litzinger, John H. Rowley and Joseph Dunning, Supervisors of Clearfield Township, Cambria County, Pennsylvania, on the 22 day of August, 1911, by handing each of them a true copy of said notice and making known to each of them the contents thereof, and that the attached notice is a true copy of the one served upon the said Supervisors.

Francis Riley

Sworn and subscribed before me,

this 22 day of August, 1911.

James Mellon
Justice of the Peace.

No 2, Sept. Sessions 1911.

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

Petition of the Inhabitants of
Clearfield Township for a
Public road to be laid out
from a point in the new
county bridge between the townships
of Carroll and Clearfield, and
ending at a point in the public
Road leading from Patton to Chest
Springs, 662 feet north from the point

where the Township Road, known
as Benolt's Road meets the
Township road leading from
Patton to Chest Springs.

Filed 4 September, 1911.

JOHN H. MCGANN
ATTORNEY AT LAW
EBensburg, PENNSYLVANIA

Commonwealth of Pennsylvania, }
County of Cambria. }

At a Court of Quarter Sessions of the Peace of the County of Cambria held at Ebensburg, in the said County, on the.....4.....day of.....Sept.....A. D. 1901 , before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of...Clearfield....., in the said County, setting forth that they labor under inconvenience for want of a.....Public.....road or highway, to lead from ...a point in the new County bridge between the Townships of Carroll ...and Clearfield and ending at a point in the public road leading... from Patton to Chest Springs; 662 feet North from the point where the Township Road known as Bucks Road , meets the township road leading from Patton to Chest Springs.

and therefore praying the Court to appoint proper persons to view and lay out the same according to law. The Court, upon due consideration had of the premises, do order and appoint A. M. Shoemaker.....surveyor, and Patrick F. Campbell and John L. Singer..... viewers, to view the ground proposed for said road, and if they view the same, and shall agree that there is occasion for such road, they shall proceed to lay out the same, having respect to the shortest distance and the best ground for a road, and in such manner as shall do the least injury to private property, and also be as far as practicable, agreeable to the desires of the petitioners, and that they make a report of their proceedings to the next Court of Quarter Sessions to be held for said County, stating particularly whether they judge the same necessary for a public or private road, together with a plot or draft thereof, and the courses and distances, and references to the improvements through which it may pass.

By the Court.

Attest:

.....A. A. Kinkead....., Clerk.

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

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

"The viewers, as aforesaid, shall make report at the next term of said Court, and in the said report shall state particularly: First, who of them were present at the view, second, whether they were severally sworn or affirmed; third, whether the road desired be necessary for a public or private road; they shall also annex and return to the Court a plot or draft thereof, stating the courses and distances, and noting briefly the improvements through which it may pass; and, whenever practicable, the viewers shall lay out the said roads at an elevation not exceeding five degrees (except at the crossing of ravines and streams), where, by moderate filling and bridging, the declination of the road may be preserved within that limit."

NO. 2, Sept. SESSION, 1901.

Order to view Road in Clearfield

Township:

Filed 9 Dec 1911

Viewers.

A. M. Shoemaker
P. F. Campbell
John L. Singer

Clerk Kirkland 90 cts.

McCann

REPORT OF VIEWERS.

To the Honorable Francis J. O'Connor, President Judge of the Court of Quarter Sessions of Cambria County, Pennsylvania.

We, the undersigned members of the Board of Viewers, appointed by your Honorable Court, as shown by the annexed order, respectfully report:

That, in pursuance of our said appointment, after having given due public notice of the view and of the time and place of meeting of the viewers, by serving notice on the Supervisors of the township of Clearfield and by posting printed hand bills in public and conspicuous places at and near the termini of the proposed new road; We met in accordance with the notice given and having been first duly qualified according to law to perform the duties of our appointment faithfully, we viewed the premises and being of opinion that the road was necessary for the convenience of the public we proceeded to lay out the same according to the following courses and distances, viz: Beginning at a point in the new County Bridge over the Chest Creek; which divides the townships of Clearfield and Carroll, at this point; thence, running in Clearfield township, North twenty six degrees West five hundred and ninety seven feet, thence North fifteen degrees East, crossing the branch of the Pennsylvania Rail Road leading from Bradley's Junction to Patton, six hundred and twelve feet to a point where the proposed new road intersects the public road leading from Patton to Chest Springs.

The question of damages having been previously settled between the supervisors of the township and the property owners, we assessed no damages.

A plot or draft showing the location and the courses and dist-

ances of the proposed new roads hereto attached and made a part
of this report.

Witness our hands this 25th. day of October A. D. 1911.

P. F. Campbell

J. L. Singer

A. M. Shoemaker
Viewers.

Cost of Viewers

P. F. Campbell 2 days \$10.00
" " " Expenses 3.25

A. M. Shoemaker 2 1/2 days 12.50
" " " Expenses 4.90

John L. Singer 1 day 5.00
" " " Expenses 4.50

ROAD NOTICE!

NOTICE IS HEREBY GIVEN THAT THE VIEWERS APPOINTED BY THE COURT OF QUARTER SESSIONS TO VIEW THE GROUND *for a public road to lead from a point in the new County Bridge, between the townships of Carroll and Clearfield, and ending at a point in the public road leading from Patton to Chest Springs, 662 ft. North from the point where the township road known as Buck's Road meets the township road leading from Patton to Chest Springs.*

WILL MEET AT THE *New County Bridge, above noted, between* THE TOWNSHIPS OF *Carroll & Clearfield* FORESAID, ON THE *25th* DAY OF *October*, 19*11*, AT *10:30* O'CLOCK *A.M.* FOR THE PURPOSE OF VIEWING SAID GROUND.

Oct 12th

19*11*

A. W. Shoemaker
P. G. Campbell
John L. Singer
VIEWERS.

ROAD NOTICE!



NOTICE IS HEREBY GIVEN THAT THE VIEWERS APPOINTED BY THE COURT OF QUARTER SESSIONS TO VIEW THE GROUND *for a public road to lead from a point in the new county bridge between the townships of Carroll and Clearfield and ending at a point in the public road leading from Patton to Chest Springs, 662 feet north from the point where the township road known as Buck's Road meets the township road leading from Patton to Chest Springs*

WILL MEET AT THE *New County Bridge above noted* ~~between~~ *between* THE TOWNSHIPS OF *Carroll & Clearfield* AFORESAID, ON THE *25th* DAY OF *October* 19*11*, AT *10:30* O'CLOCK *A.M.* FOR THE PURPOSE OF VIEWING SAID GROUND.

Oct 12th 19*11*

Witnesses -
P. H. Campbell -
John L. Singer -
VIEWERS.

Now Oct 1911 service of the within
notice accepted by the under-
signed supervisors of the
township of Clearfield

John B. Butler
Ch. D. [illegible]
Joseph D. [illegible]