

R E P O R T O F V I E W E R S .

TO THE HONORABLE MARLIN BINGHAM STEPHENS, PRESIDENT JUDGE
OF THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY:-

We the undersigned, Members of the Boar of Viewers of Cambria County appointed by your Honorable Court to view and determine as to propriety or necessity of vacating a portion or piece of road in East Carroll Township, Cambria County, Pa. and supplying another piece of road instead thereof, between the places of beginning and ending of that portion proposed to be vacated, as noted in the Order of Court hereto attached, 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 East Carroll Township by having them accept service of notices hereto attached and to the travelling public by printed handbills posted in public and conspicuous places at and near the terminus of the piece of road proposed to be vacated and supplied; All of us met in accordance with the notices so given and 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; we viewed the premises and are of opinion that a change in the road bed between the points of beginning and ending as noted on the attached order is necessary for the convenience of the traveling public as the grade of that portion of the road suggested to be vacated is exceedingly heavy and considerably in excess of what the law contemplates as the maximum grade on public highways where it is practicable to reduce the same.

A plot or draft showing the location of the piece of road now in use and also the location of the new stretch of road sug-

gested to be opened for public use is hereto attached and made part of this report, and shows the piece of road proposed to be vacated as beginning at a point 2012 feet East of the intersection of this road with the old Ebensburg and Carrolltown road and extending thence North 21 degrees 30 minutes East 320 feet beyond the place of beginning and the piece of road as laid out and suggest- to supply the portion vacated running from the point of beginning above noted North 52 degrees East 230 feet, thence North 205 feet to point of ending as shown on the plot or draft attached.

Having failed to secure a release of damages from Henry J. Buck through and over whose land the same is laid out, we have assessed his damages at fifty-six dollars.

Witness our hands this twenty-fourth day of February, A. D. 1913.

P. F. Campbell

A. M. Shoemaker

J. L. Singer
Viewers.

Costs of View.
P. F. Campbell
2 Days 10.00
Prints .50
Expenses 2.90
A. M. Shoemaker
Lifting Order .90
2 1/2 Days 12.50
Expenses 2.25
J. L. Singer
1 Day 5.00
Expenses 3.50

ROAD NOTICE

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions to view the ground & determine as to the propriety of vacating & supplying that part of the public road leading from the old Ebensburg & Carrolltown Road to Bradley Junction & Eckenrode's mill, from a point 2012 ft. East of the intersection of said road with the Old Ebensburg & Carrolltown road, to a point 2345 ft East of said intersection. Said proposed change being wholly within the Twp, of East Carroll, Cambria Co., Pa.

will meet at the place of beginning, above noted, in the Township of East Carroll aforesaid, on the 28th day of January 1913, at 10:30 o'clock a.m. for the purpose of viewing said ground.

G. M. Shoemaker
P. F. Campbell
John S. Singer
Viewers.

Jan'y 11th 1913

Now, Jan'y 14 1913, Service of the
within Notice. accepted for the
County Commissioners of Cambria
Co.

L. E. Troppel
Coms. Clerk

ROAD NOTICE

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions to view the ground, & determine as to the propriety

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A. M. Shoemaker,
J. F. Campbell,
John S. Singer,
Viewers.

January 11th 1913

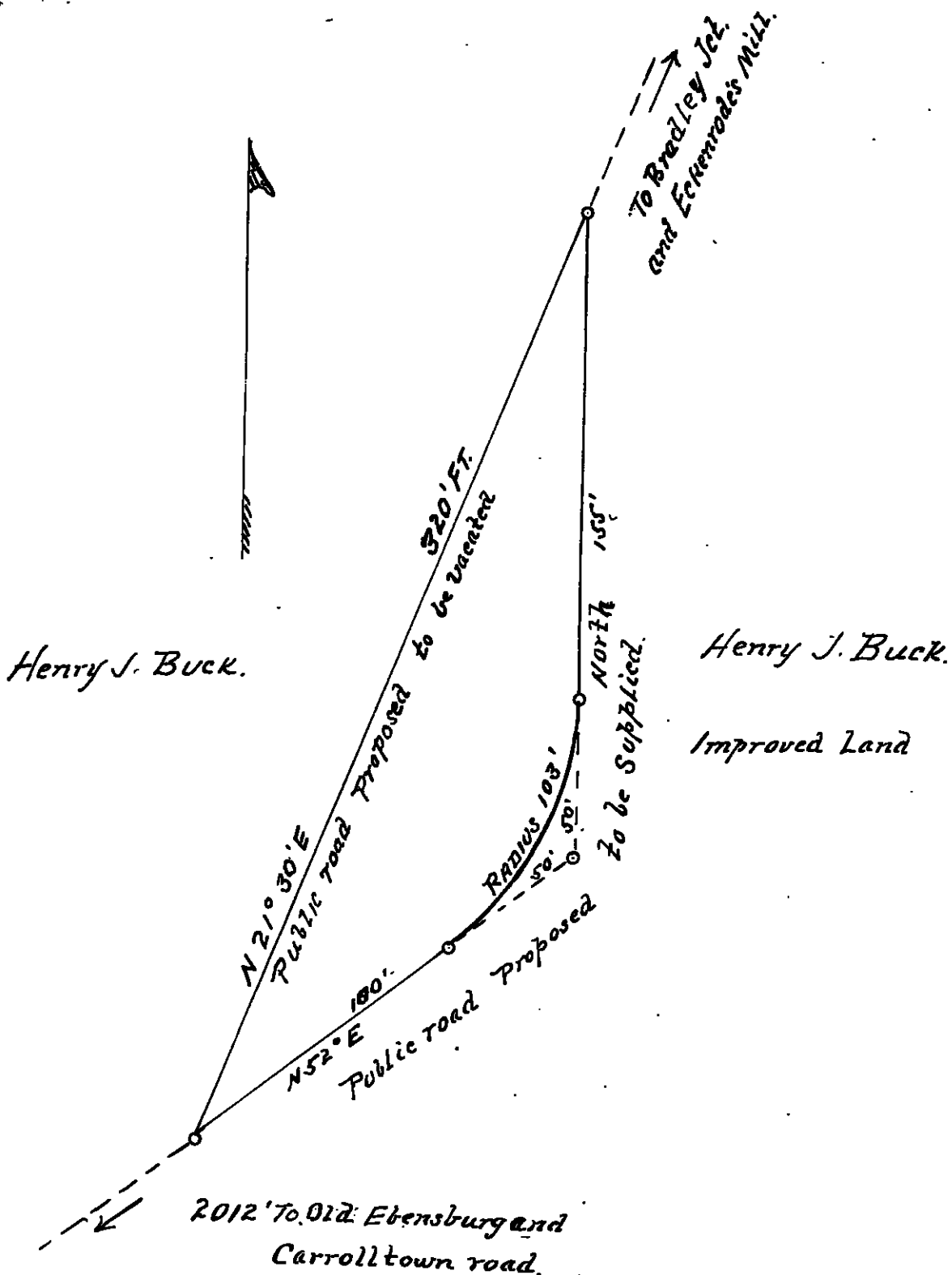
now, Jan'y 1913, Service of the
within notice accepted by the
undersigned Supervisors of East
Carroll Township

Peter Garabough

Charles Yackel

Michael Mohler

Supervisors



MAP SHOWING LOCATION OF PUBLIC ROAD IN EAST CARROLL TWP,
CAMBRIA CO. PA. PROPOSED TO BE VACATED AND SUPPLIED,
VIEWED UPON AN ORDER OF THE COURT OF QUARTER SESSIONS,
DATED DEC, 2, 1912

VIEWED JAN. 20, 1913

VIEWERS, A. M. SHOEMAKER

P. F. CAMPBELL

JOHN L. SINGER

SCALE 1" = 50' FT.

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 Second day of December A. D. 1902, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of East Carroll, in the said County, setting forth that they labor under inconvenience for want of a public road or highway, to lead from

a point about four miles from Carrolltown on the old Ebensburg and Carrolltown road to Bradley Junction and Eckenrode Mill, part of which they desire vacated and another laid out instead.

They pray that that part of said public road leading from the old Ebensburg and Carrolltown road to Bradley Junction and Eckenrode Mill in Cambria County, should be vacated from a point two thousand and twelve feet east of the intersection of said road with said old Ebensburg and Carrolltown road, to a point two thousand three hundred and forty five feet east of said intersection, all within the Township of East Carroll, County of Cambria, Pennsylvania, and a new road laid out from same point to same point at a proper grade and curvature, thus eliminating the dangerous and inconvenient part of the present road.

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
P. F. Campbell and J. 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. J. 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, December Session, 1912

Order to View road in

East Carroll Township

Filed March 1913 in

open books

Viewers.

A. M. Shoemaker
C. F. Baughell
J. L. Lutzger

Clerk 90 cts.

Evans and Evans

EMERSON MOUNTAIN-HEAD ELECTRIC PRINT.

Certified MAY 19 1913 C. G. C.

Now March 3, 1913. Approved and breadth fixed at thirty feet,

By the Court

23 June 1913 confirmed.

J. D. Kinkead Clerk

No. 2, Dec 1912

O. F. Campbell

2 Days ——— 10.00
Prints ——— 30

38 miles Portage to Elg & return 1.90

Sivery hire Elg to View & return
to Ebensburg 1.00
13.40

A. M. Shoemaker

Sifting Order ——— .90
2 1/2 Days 12.50

Sivery hire 1.25
14.65

J. L. Singer

1 Day ——— 5.00

Sivery hire Vinco to Elg & return 4.00

" " Elg to View & ret. to Elg ~~4.25~~

TO THE COMMISSIONERS OF CAMBRIA COUNTY,

AND THE SUPERVISORS OF ROADS OF THE TOWNSHIP

OF EAST CARROLL, IN SAID COUNTY OF CAMBRIA.

GENTLEMEN:

You are hereby notified that a Petition will be presented to the Court of Quarter Sessions of the Peace of Cambria County, Pennsylvania, on Monday, the 2nd day of December, 1912, asking for the appointment of Viewers to vacate a part of the road leading from the old Ebensburg and Carrolltown Road to Bradley Junction and Eckenrodes Mill, in Cambria County, from a point two thousand and twelve feet East of the intersection of said road with said old Ebensburg and Carrolltown Road, to a point two thousand three hundred and forty-five feet East of said intersection, all within the Township of East Carroll, Cambria County, Pennsylvania, and to supply the same so as to avoid the present inconvenient and dangerous part of said road.

Edward Evans
Attorneys for Petitioners.

Dec 2 1912, I hereby accept service of the above Notice for the Commissioners of Cambria County.

Ed. E. Fryell
Commissioner

_____ 1912, We hereby accept service of the above Notice.

Charles Yackel
Michael Mohler
Peter Garabau } East Carroll
Township Super-
visors of Roads.

KNOW ALL MEN BY THESE PRESENTS,

That we, L. W. Greisel, Peter Faralaugh, Frank Klutnick,
Michael Trofka, all residents and citizens
of East Carroll Township, Cambria County, Commonwealth of Pennsyl-
vania, and _____ and _____,
of the Borough of Ebensburg, in said County of Cambria, and Common-
wealth of Pennsylvania, are held and firmly bound unto the said
Commonwealth in the sum of One Hundred Dollars (\$100), lawful money
of the United States of America, to which payment well and truly to
be made and done, we bind ourselves and each of us, our and each of
our heirs, executors and administrators, firmly by these presents.
Sealed with our Seals and dated this 7th day of June,
A.D., 1912.

WHEREAS, the Petition of certain of the inhabitants and
citizens of the Township of East Carroll, Cambria County, Pennsyl-
vania, has this day been presented to the Court of Quarter Sessions
of the said County of Cambria, setting forth that they labor under
some inconvenience by reason of the heavy grade and dangerous rail-
road crossing on the road leading from the Old Ebensburg and Carroll-
town Road, at a point about three miles from Carrolltown, past Wolfs
Mill to Bradley Junction, part of which they desire vacated and
another laid out instead, and praying that that part of said public
road leading from the old Ebensburg and Carrolltown road past Wolfs
Mill to Bradley Junction, in Cambria County, should be vacated from a
point one hundred and eighty feet Southwest of the point where the
Branch railroad from Bradley Junction to Carrolltown of the Pennsyl-
vania Railroad Company intersects the said road, to a point three
hundred and twenty feet Northeast of said point of intersection, all
within the Township of East Carroll, Cambria County, Pennsylvania,
and a new road laid out from same point to same point at a proper

grade and curvature and thus eliminate the dangerous and inconvenient part of the present road; and praying for the appointment of Viewers to vacate and supply the said road.

NOW THE CONDITION OF THIS OBLIGATION is such that if the Petitioners for the said View, if called upon by the Court, shall make payment of the costs of said View into the Treasury of Cambria County as provided by law, then this Obligation shall be null and void; otherwise to be and remain in full force and virtue.

Sealed and Delivered in
the presence of

Michael Mohler

Peter Karabang (SEAL)

Michael Mohler

C. W. Meisel (SEAL)

Michael Mohler

Frank Dithrich (SEAL)

_____ (SEAL)

_____ (SEAL)

2
No. 7 December Sessions, 1912.

In the Court of Quarter
Sessions of Cambria County.

In Re Petition of Citizens
of East Carroll Township,
Cambria County, Pennsylvania,
for a public road.

BOND OF PETITIONERS.

AND NOW, December 9th 1912,
the within Bond approved.

By the Court

Filed 9 December 1912.

EVANS & EVANS

EBENSBURG, PA.

JOHN E. EVANS CHAS. S. EVANS

TO THE HONORABLE MARLIN BINGHAM STEPHENS,

PRESIDENT JUDGE OF THE COURT OF QUARTER SESSIONS

OF THE PEACE OF CAMBRIA COUNTY, PENNSYLVANIA.

The Petition of the undersigned, residents and citizens of East Carroll Township, in said County, and vicinity, respectfully represents:

That they labor under some inconvenience by reason of the heavy grade on the public road in said Township leading from a point about four miles from Carrolltown on the old Ebensburg and Carrolltown road to Bradley Junction and Eckenrodes Mill, part of which they desire vacated and another laid out instead.

They pray that that part of said public road leading from the old Ebensburg and Carrolltown road to Bradley Junction and Eckenrodes Mill, in Cambria County, should be vacated from a point two thousand and twelve feet East of the intersection of said road with said old Ebensburg and Carrolltown road, to a point two thousand three hundred and forty-five feet East of said intersection, all within the Township of East Carroll, County of Cambria, Pennsylvania, and a new road laid out from same point to same point at a proper grade and curvature and thus eliminate the dangerous and inconvenient part of the present road.

They therefore pray your Honor to appoint Viewers for this purpose.

And they will ever pray, etc.

Michael Mohler

A. W. Harshbarger

William Springer

John Brown

Leicester Luthers

Edwin H. Weaklen

F. H. Schetter

Joe Buerling

P. Basco

A. P. Schetter

Sebastian Horabough
 George L. Buch. E. S. Schettig
 B. M. Luther Willow Hill
 Frederick Wolf P. L. Warbough
 Gordon Leuninger J. B. Braden
 A. M. Baker J. P. Springer
 W. H. Baker Wm. Miller
 James D. Halen Chas. Gaechle

S. W. Himmel
 Francis Illig
 C. W. Gruel
 A. A. Bender
 J. D. Guther
 P. J. Kippatrick
 Frank Luthrich
 Geo. Am. Hecker
 John J. Bauman
 S. D. Miller
 F. J. Stutterman
 Otto L. Bauer
 B. J. Angler
 R. H. Illig

No. 2 December Sessions, 1912.

In the Court of Quarter
Sessions of Cambria County.

PETITION for the appointment
of Viewers to vacate road in
East Carroll Township.

Filed 2 December, 1912.

AND NOW, December 2nd 1912,

Wm. Shoemaker
J. H. Campbell
John L. Lutz
are appointed Viewers.

By the Court

EVANS & EVANS

EBENSBURG, PA.

JOHN E. EVANS CHAS. S. EVANS