

#3 Sept Term 1944

In the Court of Quarter Ses-  
sion of Cambria County, Pa.

IN RE: New Township Road in  
Adams Township, Cam-  
bria County, Pennsyl-  
vania.

Petition for Appointment of  
Viewers

Nov 6 or 25-1944  
Louis E. Kaylar, Mahlon  
Baumgardner and  
St. J. J. J. are appointed  
Viewers to view the premises  
and make report  
according to law.

By the Court

McKenrich

Subscribed

ALBERT L. O'CONNOR  
Attorney-at-Law  
Ebensburg, Pa.

Filed 10/25/44

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

In the Matter of New Township Road in Adams Township, Cambria County, Pennsylvania.

PETITION FOR APPOINTMENT OF VIEWERS  
TO THE HONORABLE, THE JUDGES OF SAID COURT:

The petition of the undersigned, citizens, residents and supervisors of Adams, Township, Cambria County, Pennsylvania, respectfully represents:

That they labor under great inconvenience for want of a public road beginning at the intersection of Main Street and Franklin Street in the Village of St. Michael, and extending in a Northerly direction a distance of approximately two hundred forty (240) feet to Locust Street in said Village of St. Michael, Cambria County, Pennsylvania.

Your petitioners pray your Honorable Court to appoint three (3) members of the Permanent Board of Viewers as a Board of Viewers to view and report upon the advisability of laying out a public road between the termini above mentioned and to report to the Court in accordance with the Act of Assembly in such case made and provided.

And they will ever pray, etc.

Board of Supervisors of Adams Township.

Frank Paine

Joseph B. Valko

Joseph B. Valko Secretary

STATE OF PENNSYLVANIA }  
COUNTY OF CAMBRIA } SS:

Before me , the subscriber, a *Justice of The Peace*  
in and for said County and State, personally came *Joseph E. Valko. Sec.*  
*Valko. Sec.* who being by me duly sworn according to law,  
deposes and says, that the matters set forth in the foregoing  
petition are true and correct as he verily believes, and that the  
signatures attached hereto and made a part of the petition are  
in the proper handwriting of the parties thereby indicated.

Sworn to and subscribed  
before me this *30th.*  
day of August, 1944.

*Gavin C. Kimbrough*

My Commission Expires 1st Monday in Jan. 1950

The Commissioners of Cambria County hereby accept  
service of a copy of the foregoing petition and consent to the  
appointment of the viewers as prayed for therein.

*10/18/44*

*H. F. Dou*  
Chief Clerk to The Commissioners of  
Cambria County.

Commonwealth of Pennsylvania, }  
County of Cambria. } SS.

At a Court of Quarter Sessions of the Peace of the County of Cambria held at Ebensburg, in the said County, on the 25th day of October A. D. 1944, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Adams, in the said County, setting forth that they labor under inconvenience for want of a public road or highway, ~~which~~

beginning at the intersection of Main Street and Franklin Street in the Village of St. Michael, and extending in a Northerly direction a distance of approximately two hundred forty (240) feet to Locust Street in said Village of St. Michael, Cambria Co., Pennsylvania.

Your petitioners pray your Honorable Court to appoint three (3) members of the Permanent Board of Viewers to view and report upon the advisability of laying out a public road between the termini above mentioned and to report to the Court in accordance with the Act of Assembly in such case made and provided.

PLEASE MAKE 2 EXTRA COPIES OF REPORT

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

L. E. Kaylor surveyor, and Mahlon  
Baumgardner & S. H. Jencks

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:

J. Dean, 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."

March Term  
NO. 3 Sept. 1944 SESSIONS, 1944.

Order to view New Township  
road in Adams Township,  
Cambria County, Penna.

Viewers

L. E. Kaylor

Mahlon Baumgardner

S. H. Jencks

Clerk 90 cts.

Filed 11/13/44

March 19-1945  
Report of Viewers  
is confirmed  
By the Court  
of Quarter Sessions  
Judges

IN THE COURT OF COMMON PLEAS OF CAMBRIA COUNTY, STATE OF PENNSYLVANIA.

IN RE:-

Appointment of viewers to examine  
the situation and report for or  
against a piece of public road  
in the village of St. Michael,  
In Cambria County, Pennsylvania.

OCTOBER SESSIONS,  
1944.

BILLS FOR COMPENSATION  
of Viewers.

S. H. Jencks, Viewer,

November 11th.	To One Day on View,	\$ 12.00
	To Mileage, Ebensburg to St. Michael and return, 36 miles at 10 c	3.60
		<u>\$15.60</u>

Mahlon Baumgardner, Viewer,

November 11th.	To One Day on View,	\$ 12.00
November 11th.	Mileage, Ebensburg to St. Michael and return, 36 miles, at 10c	3.60
November 13th.	Making and filing Report of View,	<u>12.00</u>
		\$ 15.60

L. E. Kaylor, Viewer & Chairman,

Nov. 3d.	Preparing and issuing Notices of View to County Commissioners.	\$12.00
Nov. 4th.	To posting Notices of View and personal service to supervisors of Adams Township, To mileage, Ebensburg to South Fork, Dunlo and return, forty six miles,	12.00 4.60
Nov. 11th.	To Day on View,	12.00
" "	" Mileage, St. Michael and return, 36 m.	3.60
" 13th.	" Making and filing Report of View,	<u>12.00</u>
		\$ 56.20

NOV 25 1944 CERTIFIED

NOV 25 1944 CERTIFIED

NOV 25 1944 CERTIFIED

IN THE COURT OF COMMON PLEAS OF CAMBRIA COUNTY, PENNSYLVANIA.

IN RE: Appointment of Viewers, on  
petition of citizens of Adams  
Township, for a bit of public Road  
in ST. MICHAEL, in Cambria County.

# 3 *Sept*  
OCTOBER SESSION.  
1944

### NOTICE OF VIEW.

We, the viewers appointed by the above named Court to view the location and report on the advisability of granting a new Public Road:-  
BEGINNING at the intersection of MAIN STREET and FRANKLIN STREET, in the Village of ST. MICHAEL and extending in a Northerly direction for a distance of Two Hundred and Forty (240) feet to LOCUST Street in the Village of ST. MICHAEL, in Cambria County, Pennsylvania.  
WILL MEET at the place of beginning, as above, in the Village of St. Michael, on Saturday, the ELEVENTH day of November, 1944, at ten o'clock, A. M. for the purpose of performing our duties under this appointment and at this time and place all persons interested should be present.

L. E. KAYLOR,  
Mahlon Baumgardner,  
S. H. Jencks, Viewers

Service on the Commissioners accepted  
by Commissioners Chief Clerk

*H. F. Don*  
11-3/44



IN THE COURT OF COMMON PLEAS OF CAMBRIA COUNTY, PENNSYLVANIA.

IN RE: Appointment of Viewers, on  
petition of citizens of Adams  
Township, for a bit of public Road  
in ST. MICHAEL, in Cambria County.

#3 *Sept*  
~~OCTOBER~~ SESSION.  
1944

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We, the viewers appointed by the above named Court to view the location and report on the advisability of granting a new Public Road:-  
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WILL MEET at the place of beginning, as above, in the Village of St. Michael, on Saturday, the ELEVENTH day of November, 1944, at ten o'clock, A. M. for the purpose of performing our duties under this appointment and at this time and place all persons interested should be present.

L. E. KAYLOR,  
Mahlon Baumgardner,  
S. H. Jencks, Viewers

IN THE COURT OF COMMON PLEAS, OF CAMBRIA COUNTY, PENNSYLVANIA.

IN RE: Appointment of viewers,  
on petition of citizens of  
ADAMS TOWNSHIP, Cambria County,  
to view and either refuse or  
grant and lay out a piece of  
Public Road in ADAMS TOWNSHIP.

#3 bpt  
~~OCTOBER~~ SESSIONS.  
1944.

NOTICE OF VIEW.

WE, THE VIEWERS A POINTED BY THE ABOVE NAMED COURT TO VIEW THE LOCATION  
AND REPORT ON THE ADVISABILITY OF GRANTING A NEW PUBLIC ROAD:-  
BEGINNING at the intersection of Main Street and Franklin Street in  
the Village of St. MICHAEL and extending in a Northerly direction  
for a distance of a proximately Two Hundred and Forty (240) feet  
to Locust Street in the said village of St. Michael, Cambria County,  
State of Pennsylvania.

WILL MEET at the place of beginning in ST. MICHAEL on SATURDAY, November  
ELEVENTH, at ten o'clock, A. M., 1944, to perform the duties of our  
appointment and at which time and place all persons interested should  
be present.

L. E. KAYLOR,  
Mahlon B. Ungardner,  
G. H. Jencks,

Viewers.

through property, bathing, boating, fruit trees;  
7 room home with electric, beautiful big lawn, gorgeous view, large  
barn, garage, poultry house; taxes \$92.00; owner going east, must sell.

No. 1905 - VERY FERTILE FARM ON CONCRETE HIGHWAY.....136 ACRES...\$4,000  
65 acres excellent tillable, 70 timber, fine lot of saw timber,  
stream, 25 fruit trees; barn 60x68 12 years old, cemented hog pen;  
taxes \$80.00.

FREE \*\*\*\*\*FREE\*\*\*\*\*FREE

A 32 piece set of beautiful dishes will be sent you ABSOLUTELY  
FREE if, within 30 days after you have purchased a farm through one of  
our agents, you will let us know through what advertising medium or  
what source you heard about WEST'S FARM AGENCY of the farm you purchas-  
ed.

CALL MR. KAYLOR AND MAKE AN APPOINTMENT TO SEE THESE AND MANY OTHER  
BARGAINS!

IN THE COURT OF COMMON PLEAS, OF CAMBRIA COUNTY, PENNSYLVANIA.

IN RE: Appointment of viewers,  
on petition of citizens of  
ADAMS TOWNSHIP, Cambria County,  
to view and either refuse or  
grant and lay out a piece of  
Public Road in ADAMS TOWNSHIP.

# 3 Sept

SESSIONS.

1944.

NOTICE OF VIEW.

WE, THE VIEWERS APPOINTED BY THE ABOVE NAMED COURT TO VIEW THE LOCATION  
AND REPORT ON THE ADVISABILITY OF GRANTING A NEW PUBLIC ROAD:-  
BEGINNING at the intersection of Main Street and Franklin Street in  
the Village of St. MICHAEL and extending in a Northerly direction  
for a distance of approximately Two Hundred and Forty (240) feet  
to Locust Street in the said village of St. Michael, Cambria County,  
State of Pennsylvania,

WILL MEET at the place of beginning in ST. MICHAEL on SATURDAY, November  
ELEVENTH, at ten o'clock, A. M., 1944, to perform the duties of our  
appointment and at which time and place all persons interested should  
be present.

L. E. KAYLOR,

Mahlon Brumgardner,

S. H. Jencks,

Viewers.

Service on the Supervisors accepted  
by *Joseph G. Valko Secy*  
one of the supervisors of ADAMS TOWNSHIP

IN THE COURT OF ~~COMMON PLEAS~~ OF CAMBRIA COUNTY, PENNSYLVANIA.

IN RE: 43

Appointment of viewers to view the location and report on the advisability of granting the petition of Citizens of Adams Township, in the village of St. Michael, for 240 feet of Public Road from Main Street to Locust Street at a point one street North of Franklin Street.

#3 Sept  
~~SECRET~~ SESSIONS,  
I 944

## 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.

beginning and termini in the instructions served on the viewers and these 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, ~~November~~ 11th., at 10 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.

order no. L. E. Kaylor  
Mahlon Bauman  
S. J. Jencura