

No. 3 March Term, 1958

IN THE COURT OF QUARTER
SESSIONS OF CAMBRIA COUNTY
PENNSYLVANIA

IN RE: TAKING OVER OF ROAD-
WAY IN VILLAGE OF BAKERTON,
WEST CARROLL TOWNSHIP,
CAMBRIA COUNTY, PENNSYLVANIA

Sing. Sr.

PETITION

*F, 10 d
1-15-55
Joseph C. Wears
Clerk of Court*

Law Offices
SMORTO & CREANY
Ebensburg, Pa.
Barnesboro, Pa. Portage, Pa.

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY
PENNSYLVANIA

IN RE: TAKING OVER OF ROAD-
WAY IN VILLAGE OF BAKERTON,
WEST CARROLL TOWNSHIP, CAM-
BRIA COUNTY, PENNSYLVANIA

NO. 3 March Term, 1956

PETITION

TO THE HONORABLE, THE JUDGES OF THE ABOVE NAMED COURT:

The petition of the Supervisors of the Township of West Carroll, County of Cambria and State of Pennsylvania, sets forth the following facts:

-1-

That at a regular meeting of the Board of Supervisors of the Township of West Carroll, held on the 3rd day of April, 1954, a Resolution was adopted by said board adopting and taking over a certain portion of a road in the Village of Bakerton, Township of West Carroll, County of Cambria and State of Pennsylvania, a certified copy of which Resolution is attached hereto, marked Exhibit "A" and made a part hereof.

-2-

That the section of road in the Village of Bakerton hereinafter described is shown on the revised plan of lots laid out in the Village of Bakerton as is recorded in the office of the Recorder of Deeds, etc., in and for the County of Cambria, in Plat Book Volume 4 at Page 65, Section 3, being described as follows:

"That portion of Susquehanna Street beginning at the intersection of road existing between lots 186 and 142 in the hereinafter named plan of lots and continuing to and beyond the intersection of Reed Street to the intersection of unnamed road

located along lots 161 and 177 in the plan of lots laid out for the Bakerton Land and Improvement Company."

A survey showing the above described section of land is attached hereto, marked Exhibit "B" and made a part hereof.

-3-

That the section of roadway which is to be adopted and taken over by the Supervisors of West Carroll Township is fully described in the above mentioned Resolution adopted by the said supervisors on the said 3rd day of April, 1954.

WHEREFORE, the petitioners pray your Honorable Court to consent to the taking over and adopting of said roadway as a township road, under the provisions of Section 1147 of the Act of July 18, 1935, P. L. 1299, as amended and supplemented, in order that such roadway shall be and become a part of the public highway system of the Township of West Carroll.

SMORTO & CREANY

By Frederic J. McKeenich
Attorney for Petitioners

STATE OF PENNSYLVANIA

SS.

COUNTY OF CAMBRIA

JOSEPH BRAWLEY, one of the within petitioners, deposes and says that he is the Secretary of the Supervisors of West Carroll Township, Cambria County, Pennsylvania, and that as such Secretary he is authorized to make this Affidavit, and that all the facts contained in the foregoing Petition are true and correct to the best of his knowledge, information and belief.

Joseph Brawley
Joseph Brawley

Sworn and subscribed before me

this 8th day of April, A.D., 1954.

Peter Smorto

My comm. expires: 3/27/55

DECREE

AND NOW, this 15th day of January, 1958, the

foregoing petition having been presented, examined and duly considered,

the prayer of the petitioners is granted and it is

Ordered and Decreed that the roadway described in the foregoing petition and ordinance shall be and become a part of the Public Highway system of the Township of West Carroll and shall be so recorded in the Office of the Clerk of Courts of Quarter Sessions.

BY THE COURT:

M. J. Henrich
Pres. Judge.

RESOLUTION TO ADOPT CERTAIN SECTION
OF ROADWAY IN THE VILLAGE OF BAKER-
TON, TOWNSHIP OF WEST CARROLL, FOR
THE PURPOSE OF IMPROVING THE SAME

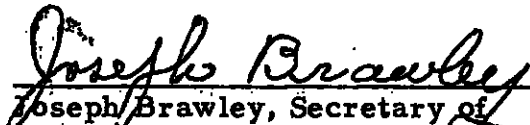
On motion of Joseph Brawley, seconded by Bernard Contor-
chick, and duly passed, it is resolved that we adopt and take over for the
purpose of improving the same, by the Supervisors of West Carroll Town-
ship, that section of roadway located in the Village of Bakerton, Township
of West Carroll, County of Cambria and State of Pennsylvania, more part-
icularly described as follows:

"That portion of Susquehanna Street beginning
at the intersection of road existing between lots
186 and 142 in the hereinafter named plan of lots
and continuing to and beyond the intersection of
Reed Street to the intersection of unnamed road
located along lots 161 and 177 in the plan of lots
laid out for the Bakerton Land and Improvement
company."

The said resolution is adopted upon the following conditions:

- (a) That the said roadway can be taken over legally so that
the usual highway contribution for maintenance of the same can be received;
- (b) That releases be obtained from each of the property own-
ers abutting on said road releasing the supervisors from any and all dam-
ages by reason of the improvement and the necessary widening of the said
road according to law.

I hereby certify the above to be a true and correct copy of a
resolution adopted on the third day of April, 1954.


Joseph Brawley, Secretary of
Supervisors for West Carroll
Township, Cambria County, Pa.

RELEASE OF DAMAGES

KNOW ALL MEN BY THESE PRESENTS that we, the undersigned, owners of the lands which abutt and adjoin Susquehanna Street in the Village of Bakerton, Township of West Carroll, County of Cambria and State of Pennsylvania, for and in consideration of the sum of One (\$1.00) Dollar to each of us, the undersigned, in hand paid, the receipt whereof is hereby acknowledged, and in further consideration of the advantage to us and to the land occupied by us that the said Susquehanna Street be taken over and adopted by the Road Supervisors of the Township of West Carroll, do hereby revise, release and forever discharge the Township of West Carroll and its Board of Road Supervisors from any and all claims to damage which may have been done or which may in the future be caused to be done in any and every respect by the adoption, taking over and improving of said Susquehanna Street.

IN WITNESS WHEREOF, we do hereby set our hands and

seals: *Mrs. Leona McCoy Justif the place Cambria Co*
my Commission Expires Jan 4, 1960

Witness:

Mrs. Bernard Contorchick

Date:

Sept 16, 1954

Mrs. Bernard Contorchick
Mrs. Leona McCoy

Date:

Sept 16, 1954

Mrs. Bernard Contorchick
Mrs. Leona McCoy

Date:

Sept 16, 1954

Mrs. Bernard Contorchick
Mrs. Leona McCoy

Charles Ferrence (SEAL)

Charles Ferrence

Stella Ferrence (SEAL)

Stella Ferrence

John Hovan Jr. (SEAL)

John Hovan

Margaret D. Hovan (SEAL)

Margaret Dunchack Hovan

Simon Goulish (SEAL)

Simon Goulish

Margaret Goulish (SEAL)

Margaret P. Goulish

Witness:

Sept 16, 1954

Edward Polites (SEAL)
Edward Polites

Date: Sept 16, 1954
Mrs. Bernard Cantorich

Romayne Polites (SEAL)
Romayne Polites

Mrs. Lona McCoy

John Politus (SEAL)
John Politus

Date: Sept 16, 1954
Mrs. Bernard Cantorich

John Politus (SEAL)
John Politus

Mrs. Lona McCoy

Charles Horn (SEAL)
Charles Horn

Date: Sept 16, 1954
Mrs. Bernard Cantorich

LaMarr A. Shaffer (SEAL)
LaMarr A. Shaffer

Mrs. Lona McCoy

Hannah Shaffer (SEAL)
Hannah Shaffer

Date: Sept 16, 1954
Mrs. Bernard Cantorich

John Wysocki (SEAL)
John Wysocki

Mrs. Lona McCoy

Louella Wysocki (SEAL)
Louella Wysocki

Date: Sept 16, 1954
Mrs. Bernard Cantorich

Anthony Passarella (SEAL)
Anthony Passarella

Mrs. Lona McCoy

Adam Schelsky (SEAL)
Adam Schelsky

Date: Sept 16, 1954
Mrs. Bernard Cantorich

Corine Schelsky (SEAL)
Corine Schelsky

Mrs. Lona McCoy

Anthony Girol (SEAL)
Anthony Girol

Date: Sept 16, 1954
Mrs. Bernard Cantorich

Charles Selby (SEAL)
Charles Selby

Mrs. Lona McCoy

Helen Selby (SEAL)
Helen Selby

Date: Sept 16, 1954
Mrs. Bernard Cantorich

Richard Lawrence (SEAL)
Richard Lawrence

Mrs. Lona McCoy

Cecelia Lawrence (SEAL)
Cecelia Lawrence

Date: Sept 23, 1954
Mrs. Bernard Cantorich

Cecelia Lawrence (SEAL)
Cecelia Lawrence

Mrs. Lona McCoy

Cecelia Lawrence (SEAL)
Cecelia Lawrence

Date: Sept 16, 1954
Mrs. Bernard Cantorich

Cecelia Lawrence (SEAL)
Cecelia Lawrence

Mrs. Lona McCoy

Cecelia Lawrence (SEAL)
Cecelia Lawrence

Date: Sept 16, 1954
Mrs. Bernard Cantorich

Cecelia Lawrence (SEAL)
Cecelia Lawrence

Mrs. Lona McCoy

Cecelia Lawrence (SEAL)
Cecelia Lawrence

Date: Sept 16, 1954
Mrs. Bernard Cantorich

Cecelia Lawrence (SEAL)
Cecelia Lawrence

Mrs. Lona McCoy

Cecelia Lawrence (SEAL)
Cecelia Lawrence

Witness:

Mrs. Lorna McCay
Mrs. Bernard Contorchick

Date: Sept 9, 1954

Thomas J. McDermott (SEAL)
Thomas J. McDermott

Carrie M. McDermott (SEAL)
Carrie M. McDermott

Edward Price (SEAL)
Edward Price

Date: Sept 23, 1954

Gertrude Price (SEAL)
Gertrude Price

Mrs. Lorna McCay
Mrs. Bernard Contorchick

Joseph Finui (SEAL)
Joseph Finui

Date: Sept 9, 1954

Ann Finui (SEAL)
Ann Finui

Mrs. Bernard Contorchick
Mrs. Lorna McCay

Joseph Dorak (SEAL)
Joseph Dorak

Date: Sept 9, 1954

Martha Dorak (SEAL)
Martha Dorak

Mrs. Lorna McCay
Mrs. Bernard Contorchick

Dead (SEAL)
Henry Mortensen

Date: Sept 9, 1954

Elsie Mortensen (SEAL)
Elsie Mortensen

Mrs. Bernard Contorchick
Mrs. Lorna McCay

Bernard Contorchick (SEAL)
Bernard Contorchick

Date: Sept 9, 1954

Margaret Contorchick (SEAL)
Margaret Contorchick

Mrs. Lorna McCay
Mary J. Concorvitt

Anthony Vanscavick (SEAL)
Anthony Vanscavick

Date: Sept 9, 1954

Nancy Vanscavick (SEAL)
Nancy Vanscavick

Mrs. Lorna McCay
Mrs. Bernard Contorchick

John Glinsky (SEAL)
John Glinsky

Date: Sept 9, 1954

Nellie Glinsky (SEAL)
Nellie Glinsky

Mrs. Lorna McCay
Mrs. Bernard Contorchick

Vincezo Bartolio (SEAL)
Vincezo Bartolio

Date: Sept 9, 1954

Mrs. Bernard Contorchick
Mrs. Lorna McCay

Witness: Sept 16, 1954
Mrs Bernard Contorchick
Mrs Leonard McCay

DATE: Sept 9, 1954
Mrs Bernard Contorchick
Mrs Leonard McCay

Date: Sept 9, 1954
Mrs Bernard Contorchick
Mrs Leonard McCay

Date: Sept 9, 1954
Mrs Bernard Contorchick
Mrs Leonard McCay

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Mrs Bernard Contorchick
Mrs Leonard McCay

Date: Sept 9, 1954
Mrs Bernard Contorchick
Mrs Leonard McCay

Date: Sept 9, 1954
Mrs Bernard Contorchick
Mrs Leonard McCay

Date: Sept 9, 1954
Mrs Bernard Contorchick
Mrs Leonard McCay

Date: _____

Catherine Schlesky (SEAL)
Catherine Schlesky

Adam Schlesky (SEAL)
Adam Schlesky (son)

Jude T. Noel (SEAL)
Jude T. Noel

Ethelreda Noel (SEAL)
Ethelreda Noel

Paul Lokey (SEAL)
Paul Lokey

Nancy Lokey (SEAL)
Nancy Lokey

Fredrick Shilling (SEAL)
Fredrick Shilling

Rose Shilling (SEAL)
Rose Shilling

Edward Delarre (SEAL)
Edward Delarre

Iva Nesbit (SEAL)
Iva Nesbit

Thomas A. Smith (SEAL)
Thomas A. Smith

Mary Smith (SEAL)
Mary Smith

Stanley Hegolite (SEAL)
Stanley Hegolite

Nelson Cribbs (SEAL)
Nelson Cribbs

Emma Cribbs (SEAL)
Emma Cribbs

Howard Smith (SEAL)
Howard Smith

Velma Smith (SEAL)
Velma Smith

Sept 23, 1954
Mrs Lona McCay
Mr Bernard Contorchick

Witness:

Mrs Lona McCay
Mr Bernard Contorchick

Date: Sept 9, 1954

Mrs Lona McCay
Mr Bernard Contorchick

Date: Sept 9, 1954

Mrs Bernard Contorchick
Mrs Lona McCay

Date: Sept 17, 1954

Mrs Bernard Contorchick

Witness: Mrs Lona McCay

Date: Sept 16, 1954

Mrs Bernard Contorchick
Mrs Lona McCay

Witness:

Mrs Bernard Contorchick
Mrs Lona McCay

Date: Sept 16, 1954

Mrs Lona McCay
Mr Bernard Contorchick

Agnes White

William Mortensen (SEAL)
William Mortensen

Loretta Mortensen (SEAL)
Loretta Mortensen

Sony Polisky (SEAL)
Anthony Polisky

Della Polisky (SEAL)
Della Polisky

Michael J. Weber (SEAL)
Michael J. Weber

Betty Eileen Weber (SEAL)
Betty Eileen Weber

STERLING COAL COMPANY

D. Keenan (SEAL)
General Superintendent

ATTEST:

Ruby Williams (SEAL)
Secretary

BAKERTON CIVIC AND RECREATION
PARK ASSOCIATION
(Non-Profit Corporation)

John Polites Jr. (SEAL)
President

ATTEST:

Frank Linn (SEAL)
Secretary

William White (SEAL)

Theresa White (SEAL)

Evel Mae Pablic (SEAL)

Joseph Pablic (SEAL)

Helen Norma Kessel (SEAL)

Richard Kessel (SEAL)

STATE OF PENNSYLVANIA
COUNTY OF CAMBRIA

SS.

Before me, the undersigned, a Justice of the Peace, in and for said State and County, on the dates indicated above, personally appeared the following named individuals: Charles Ferrence, Stella Ferrence, John Hovan, Margaret D. Hovan, Simon Goulish, Margaret Goulish, Edward Polites, Romaine Polites, John Polites, John Polites, Charles H. Horn, LaMarr A. Shaffer, Hannah Shaffer, John Wysocki, Louella Wysocki, Anthony Passarella, Adam Schelsky, Corrine Schelsky, Anthony Girol, Charles Selby, Helen Selby, Richard Lawrence, Cecelia Lawrence, Thomas J. McDermott, Carrie McDermott, Edward Price, Gertrude Price, Joseph Finui, Ann Finui, Joseph Dorak, Martha Dorak, Elsie Mortensen, Bernard Contorchick, Margaret Contorchick, Anthony Vanscavick, Nancy Vanscavick, John Glinsky, Nellie Glensky, Vincent Bartolio, Catherine Schlesky, Adam Schlesky, Jude T. Noel, Ethelreda Noel, Paul Lokey, Nancy Lokey, Fredrick Shilling, Rose Shilling, Edward Delarre, Iva Nesbit, Thomas A. Smith, Mary Smith, Mr. and Mrs. Stanley Urgolites, Nelson Cribbs, Emma Cribbs, Howard Smith, Velma Smith, Agnes White, William Mortensen, Loretta Mortensen, Tony Polisky, Delia Polisky, Michael J. Weber, Betty Eileen Weber, D. Keenan, Ruby G. Williams, John Polites Jr. and Frank Finui, Known to me to be the persons whose names are subscribed to the within release of damages and being by me first duly sworn on oath, stated that each and everyone of them have executed the release of damages for the purposes and consideration therein expressed; that each and every subscriber has read the release of damages and fully understands its meaning and effect, knowing it to be an unconditional release in full and that each and every one of the subscribers voluntarily executed it as such.

WITNESS my hand and official seal this 23rd day of September, A.D., 1954.
My commission expires: Jan. 4, 1960

William White, Jr., Thresa White,
Ethel Mae Public, Joseph Public, Jr.,
Helen Norma Wensel, Richard Wensel

**

September 23, 1954
Leona McCoy

EXHIBIT "B" is a blue map and is
being done separately.

Ed. # Mar. 1955

Rat. Microfilm

