

Rat Microfilmed
RD #5

March Term

1923

WILMORE COAL CO.

LOGAN COAL CO.

7+74.1
D.I. 4.00
T. 36726
7.233

7+74.1
D.I. 4.00
T. 36726
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3+56.06
D.I. 5.63
T. 27000

ROTHROCK

JOHN J. HANCOCK

WILMINGTON

PENNSYLVANIA RAILROAD COMPANY

PLAN
SCALE 1"=200'

LENGTH OF PROPOSED ROAD, 0194.00
LENGTH OF VACATED ROAD, 6519.13

PROPOSED ROAD

SITUATE IN CROYLE TWP., CAMBRIA CO., PA.

MAY 2, 1923

JOHNSTOWN, PA.

COURT ORDER

NO. 5 MARCH Session 1923.

A.M. SHOEMAKER

L.R. OWEN

PHIL CAULFIELD

VIEWERS

PROFILE
HORIZONTAL SCALE 1"=200'
VERTICAL SCALE 1"=10'

800' VERTICAL CURVE

718.12 11.4%

1720 18.4%

@ 2.50%

4600 @ + 1.42%

1716.32
1690
1660
1630
1600
1570
1540

1732.60
1710
1680
1650
1620
1590
1560

1751.62
1730
1700
1670
1640
1610
1580

In re Petition of certain inhabitants
of Adams and Croyle Townships, Cambria
County, Pennsylvania, for appointment of
viewers to view ground for a proposed
road in Croyle Township and to vacate
part of a road in Adams Township

IN THE COURT OF QUARTER
SESSIONS OF CAMBRIA COUNTY,
PENNSYLVANIA.
No. 5 March Sessions, 1923.
Road Docket.
Exceptions.

First: That the report of the viewers filed May 21, 1923,
and approved June 4, 1923, has not been confirmed.

Second: That an order to open has been issued, but has not
been delivered to your petitioners, and your petitioners are not
advised whether the order to open conforms to the report of viewers,
or the report of reviewers. In either event the proceedings will not
sustain an order to open.

Third: The petition for the view set forth that the citizens
of the district were in great need of a township road which on the
face of the maps attached to the report is shown to be untrue, as the
whole proceedings were simply an attempt of certain citizens of
Adams Township to avoid the repair of a road. The report of the
reviewers sets forth the only reason given for the new road is that such
road in Croyle Township can be made at much less expense than to repair
the old road in Adams Township. That there are two bridges in Adams
Township, one twelve feet and one twenty feet span. Such is not a
valid reason for laying out a new road, and matter which it was not
proper for the reviewers to consider.

Fourth: That at no place in either the petition for view
or review was it set forth that the vacated road was "useless, inconvenient
and burdensome".

Fifth: That this court is without jurisdiction under the
allegations either in the petition for view, or the petition for review
to lay out a road in Croyle Township and vacate a road in Adams Township

which parallels the new road laid out and only a few feet distant therefrom. Such proceeding is only for the purpose of relieving the tax payers of Adams Township from the repairing the one road and compelling the tax payers of Croyle Township to build a new road to take its place.

Sixth: This was not a proceeding to "vacate and supply", but a proceeding under the Act of Assembly of 1836 for the laying out of a new road because of necessity.

Seventh: The road sought to be vacated is not sufficiently described to give the court jurisdiction.

Eighth: That no good and sufficient reason is given in the report of reviewers for vacation of the road in Adams Township. That if the road in Adams Township were maintained, there would be no good and sufficient reason for laying out a road in Croyle Township. The petition shows on its face that the petitioners were aware that if they laid out a road in Croyle Township it would not necessitate the maintaining of the road in Adams Township.

Ninth: That the Court of Quarter Sessions in this case has no jurisdiction to confirm the report of either the viewers or reviewers filed to the above number and term.

Tenth: No notice was given by the reviewers to the county commissioners of the review as provided by the Act of April 3, 1899, P. L. 26.

Eleventh: The viewers have not made any findings of fact or filed conclusions of law as required by the Act of 1911, P. L. 1123, Section 9.

Stephen O'Keefe
Chas. B. Thurman
John F. Rice

Cambria County, SS:

Charles B. Plummer, one of the Board of Supervisors, being duly sworn according to law, deposes and says that the facts set forth in the foregoing Petition are correct and true to the best of his knowledge, information and belief.

Sworn and subscribed this

3rd day of March, 1924.

E. J. Wassinger

Charles B. Plummer

My Commission Expires Mar 6 1927

IN THE COURT OF QUARTER SES-
SIONS OF CAMBRIA COUNTY, PA.
No. 5 March Sessions, 1923.
Road Docket.

In re Petition of certain in-
habitants of Adams and Croyle
Townships, Cambria County,
Pennsylvania, for appointment
of viewers to view ground for
a proposed road in Croyle
Township and to vacate part
of a road in Adams Township.

EXCEPTIONS.

Filed 7 April 1924.

P. J. LITTLE
ATTORNEY AT LAW
EBENSBURG, PA.

In re Petition of certain inhabitants
of Adams and Croyle Townships, Cambria
County, Pennsylvania, for appointment of
viewers to view ground for a proposed
road in Croyle Township and to vacate
part of a road in Adams Township

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

No. 5 March Sessions, 1923.
Road Docket.

TO THE HONORABLE, THE JUDGES OF THE COURT OF QUARTER SESSIONS
OF CAMBRIA COUNTY, PENNSYLVANIA:

The petition of the undersigned supervisors of Croyle Township,
Cambria County, Pennsylvania, respectfully represents:

That upon the 2nd day of April, 1923, a petition was presented to
the court, praying that viewers be appointed to view and lay out a road
between certain termini in Croyle Township, Cambria County, Pennsylvania.
That the report of said viewers was filed April 3, 1923, and upon
June 4, 1923, said report was approved and the breadth fixed at forty
feet. Said report was never confirmed.

That upon the 4th day of September, 1923, a petition for re-
view was filed by your petitioners, and that reviewers were appointed,
one of whom was a member of the board of viewers. That the report
of reviewers was filed October 11, 1923.

That upon March 10, 1924, the report of the reviewers was con-
firmed, and thereafter an order to open said road was issued.

Your petitioners are informed and believe that there has been
error committed in the laying out of said road which makes it illegal
inequitable and unjust for the order to open to be issued, and therefore
pray the court to vacate the order to open at this time and permit
your petitioners to file exceptions to the said report nunc pro tunc.

And they will ever pray.

Stephen Stess
Charles B. Plummer
John L. Rice

Cambria County, SS:

Charles B. Plummer, one of the supervisors, being duly sworn according to law, deposes and says that the facts set forth in the foregoing Petition are true and correct to the best of his knowledge, information and belief.

Sworn and subscribed this

31st day of March, 1924.

J. J. Kressinger N.P.

Charles B. Plummer

My Commission Expires Mar 6 1927

IN THE COURT OF QUARTER SES-
SIONS OF CAMBRIA COUNTY, PA.
No. 5 March Sessions, 1923.
Road Docket.

In re Petition of certain in-
habitants of Adams and Croyle
Townships, Cambria County,
Pennsylvania, for appoint-
ment of viewers to view ground
for a proposed road in Croyle
Township and to vacate part
of a road in Adams Township.

Petition for a leave to
file exceptions nunc pro
tunc.

*Ans. per. April 7, 1924
after due consideration
leave granted & file
Exceptions granted &
heard at 1:30 PM
April 14, 1923,
By the Court*

Filed 7 April 1924.

P. J. LITTLE
ATTORNEY AT LAW
EBENSBURG, PA.

In re Road in Adams and Croyle
Townships, Cambria County, Pa.,
leading from Beaverdale to
South Fork and Johnstown, Pa.

In the Court of Quarter
Sessions of Cambria Co.
No. 5 March Sessions, 1923.

Motion for Substitution of Viewer.

And now, April 9, 1923, Mahlon J. Baumgardner, Esq., one of the Viewers appointed in the above entitled proceeding, having represented to your petitioner that he was incapacitated from acting as a Viewer in the matter of said proposed road, due to the fact that he was Solicitor for Adams Township, Morgan W. Evans, Counsel for the Petitioners, moves the Court that the said Mahlon J. Baumgardner be excused and discharged from said appointment, and that A. M. Shoemaker, Esq., be substituted in his stead and place.

Morgan W. Evans

Decree.

And now, April 9, 1923, on motion of Morgan W. Evans, Counsel for the petitioners in the above entitled proceeding, Mahlon J. Baumgardner, Esq., is discharged and excused from acting as a Viewer in said Proceeding, and A. M. Shoemaker, Esq. is substituted and appointed in his stead, with the same authority as if originally appointed a member of said Board of View.

By the Court
M.

N. 5. March Sessions, 1923.

In the Court of Quarter

Sessions of Cambria County.

In re Road in Adams and
Croyle Townships, leading
from Beaverdale to South
Fork and Johnstown, Pa.

Motion for Substitution of
Viewer.

Filed 9 Apr. 1923

Morgan W. Evans.

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

NO. 5, MARCH SESSIONS, 1923.

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

The petition of the undersigned respectfully represents:

1.

That they are the duly elected and qualified Supervisors of Croyle Township, Cambria County, Pennsylvania.

2.

That, by certain proceedings had in the Court of Quarter Sessions of Cambria County, entered to the above number and term, a certain highway, entering from Ruthford to the United Brethren Church, in Adams and Croyle Townships, was laid out and report thereof made to the above named Court.

3.

The petitioners aver and set forth that the route as laid out is not the best obtainable, having regard to grades and length of road; that the said road, as laid out and reported to the Court as aforesaid, will be unreasonably burdensome in Croyle Township in the opening and construction thereof, and that a better, cheaper, more convenient and shorter route is available for said road between the points aforesaid.

The petitioners, therefore, pray the Court to grant a re-view and to appoint viewers for said purpose in accordance with the Acts of Assembly in such case made and provided.

And thus they will ever pray, etc.

Chas B. Plummer
John F. Hice
Chas S. Stupman

STATE OF PENNSYLVANIA :
COUNTY OF CAMBRIA : SS:

Before me, a Justice of the Peace in and for the County and State aforesaid, personally appeared JOHN F. HICE, one of the foregoing petitioners, who being duly sworn according to law, doth depose and say that the matters set forth in the foregoing petition are true and correct to the best of his knowledge, information and belief.

Sworn to and subscribed
before me this First day
of September, A.D. 1923.

John F. Hice

Alfred Schofield
Justice of the Peace

Commission Expires
First Monday January, 1926

O R D E R

AND NOW, September 3rd, A. D., 1923, the foregoing petition presented, and upon consideration thereof, a re-view is granted, and AM.

Shrewsbury Ey., Adam Shuman

and J. D. Ritter, are accordingly appointed as

Viewers in accordance with the Act of Assembly to make report to the Court at the next Court of Quarter Sessions.

By the Court
E

In the Court of
Quarter Sessions of
Camden Co

No 5 Mael, Sessions
1943

R. Road in
Adams and Croyle
Townships.

Petition for Review

over which

Filed 4 Sept. 1923

J. P. Tins & Tins

KNOW ALL MEN BY THESE PRESENTS, That we, Richard Green of

Rutherford Pa., J. H. Moore of Beaverdale, Pa.
O. E. Miller of Beaverdale, Pa. of
_____ and _____ of _____,

are held and firmly bound unto the Commonwealth of Pennsylvania, in the sum of
ONE HUNDRED DOLLARS, 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 the twenty-third day of March, 1923.

WHEREAS, Certain inhabitants of the Townships of Croyle and Adams,
will, on the second day of April, 1923, make application to the Court of Quarter
Sessions for the appointment of a Board of Viewers to view the ground proposed for
a public road in Croyle Township, Cambria County, Pennsylvania, and, if the Board
of Viewers sees occasion to lay out the same, to inquire of and vacate such part of
the public road leading from Beaverdale, Pa., to South Fork and Johnstown, Pa.,
rendered useless thereby:

NOW, THE CONDITION OF THIS OBLIGATION IS SUCH, That if said Petition
be presented, as contemplated, and the said petitioners pay into the County
Treasury the full amount of any costs the said Court may direct them to pay upon
the conclusion of the proceedings, according to law, then this obligation to be
void; otherwise to be and remain in full force and virtue.

Sealed and delivered in the
presence of

Howard Plummer

Richard Green (SEAL)
J. H. Moore (SEAL)
O. E. Miller (SEAL)

(SEAL)

W. S. March Sess. 1923

IN THE COURT OF QUARTER SESSIONS
OF CAMBRIA COUNTY.

IN RE PETITION OF CERTAIN IN-
HABITANTS OF ADAMS AND CROYLE
TOWNSHIPS, CAMBRIA COUNTY, PA.,
FOR APPOINTMENT OF VIEWERS TO
VIEW GROUND FOR PROPOSED PUBLIC
ROAD IN CROYLE TOWNSHIP, AND TO
VACATE A PART OF A ROAD IN ADAMS
TOWNSHIP.

BOND

And now, April 2, 1923, the
within bond approved.

By this Court

Filed 2 April 1923

Morgan W. Evans

In re petition of certain inhabitants of Adams and Croyle Townships, Cambria County, Pennsylvania, for appointment of viewers to view ground for a proposed road in Croyle Township and to vacate part of a road in Adams Township

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

No. 5 March Sessions, 1923.
Road Docket.

ADDITIONAL EXCEPTIONS.

First: That the court had no jurisdiction under the petition for view or the petition for review to vacate and supply a road. The petition for view and the petition for review were both directed towards the laying out of a new road.

Second: The court had no jurisdiction to vacate and supply a road for the reasons:

- A. No reasons were given for vacating a road.
- B. The road to be vacated was not described.
- C. The reference to the volume and page where the road was laid out was not given.
- D. The court was not advised whether the road was opened and traveled.
- E. The petition did not state that the road to be vacated was useless, inconvenient and burdensome.

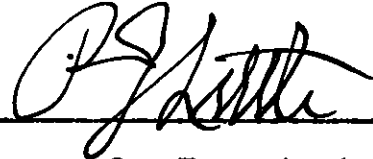
Third: The viewers and reviewers were without authority to vacate and supply a road under the orders of the court.

Fourth: The viewers report must state findings of fact and conclusions of law.

Fifth: It is illegal and improper to create a necessity for a new road by vacating an old road, so as to be able to lay out a road, either as an original road or under the law of vacating and supplying roads.

Sixth: The reason given by the reviewers for vacating and supplying a road are not valid reasons, and the report must be set aside.

Seventh: All proceedings in this case must be quashed for defects appearing upon the record.

A handwritten signature in cursive script, appearing to read "P. J. Little", is written over a horizontal line.

Attorney for Exceptants.

IN THE COURT OF QUARTER
SESSIONS OF CAMBRIA COUNTY.
No. 5 March Sessions, 1923.
Road Docket.

In re petition of certain
inhabitants of Adams and
Croyle Townships, Cambria
County, Pennsylvania, for
appointment of viewers to
view ground for a proposed
road in Croyle Township and
to vacate part of a road in
Adams Township.

ADDITIONAL EXCEPTIONS.

Filed 14 April 1924

P. J. LITTLE
ATTORNEY AT LAW
EBensburg, PA.

To, the Honorable the Judges of the Court of Quarter Sessions
of Cambria County, Pennsylvania:

The Petition of the undersigned, inhabitants of the
Townships of Adams and Croyle in the County, aforesaid,
respectfully represents:

That they labor under great inconvenience for want of
a public road to begin at a point on the public road leading
from Beaverdale, Pa., to South Fork and Johnstown, Pa., one
hundred and seven feet east of the line of the Right of Way of
the Beaver Branch of the P.R.R., at the place where said Rail-
road crosses said road south of Ruthford Station, and to end
at a point on the public road leading from Portage, Pa., to
South Fork and Johnstown, Pa., one hundred and seven feet east
of the line of the Right of Way of said Railroad at the place
where said railroad crosses said last mentioned road south of
Lovett Station, both the place of beginning and ending of the
proposed road being in Croyle Township, aforesaid.

The petitioners therefore pray the Court to appoint
a board of View of three members, one of whom shall be learned
in the law, from among the Board of Viewers of the County,
aforesaid, to view the ground proposed for such road, and, if
they see occasion to lay out the same, to inquire of and vacate
that part of the public road now opened in Adams Township
leading from Beaverdale, Pa., to South Fork and Johnstown, Pa.,
from the point where the proposed road begins and ending at
the point where the Dunlo road intersects with said road lead-
ing from Beaverdale, Pa., to South Fork and Johnstown, Pa.,
which said last mentioned part of the said road will, by
reason of the laying out of the proposed road, become useless;
and make report of their proceedings to the next term of said
court.

NAME
Richard Green.
Cameron Ketchum
Rowland Day
Mike Hunter
George Chandler
John McPhee
John Smith
Frank Richardson
James Russell
W. H. Jones
Burtin Kragin
John Dick
Arthur Poutz
John Poutz
Joe Gill
Eggs McMasters
L. J. Lehman
Frank Sivert & a
Frank Sivert Jr.
Mike & Sivert
William Sivert
J. H. Kamm
Alfred Kelley
H. P. Dloaw
Stanley Chulski
M. J. Wilson
Isaac Simendinger
Joe Brubaker
David Wilson
Albert L. Hunt
David Harvey

[illegible]

NATIVE

John Tarron
 Thomas Fox
 A. L. Fleck
 John Dunsen
 J. L. Fox
 P. P. Miller
 Edna Evans
 John Jamison
 John R. Jenkins
 B. D. Pebley
 Geo. S. Baker
 J. C. Baumgardner
 W. M. McLean
 W. C. Barnett
 Geo. Peffer
 S. L. Miller
 L. M. Kauffman
 Alex. S. Storey
 C. D. Miller
 Geo. E. Boyles
 C. M. Kuepper
 L. V. Horner
 L. D. Allenbaugh
 L. B. Miller
 W. E. Boyles
 H. J. Hyatt

RESIDENCE

TOWNSHIP

John Tarron
 John Dunsen
 Agent B.P.R. Dunsen
 Supt. Mountain Port Co.
 Clerk. Dunsen
 Supervisor Dunsen
 Clerk Dunsen
 Miner Dunsen
 Prop. Dunsen
 Butcher Dunsen
 Green Adams Twp.
 Farmer Adams Twp.
 Merchant Adams Twp.
 Clerk Adams Twp.
 Store Manager Adams Twp.
 Farmer Adams Twp.
 Farmer Adams Twp.
 Grover Adams Twp.
 Laborer Adams Twp.
 Laborer Adams Twp.
 Fireman Adams Twp.
 Engineer Adams Twp.
 Laborer Adams Twp.
 Laborer Adams Twp.
 Laborer Adams Twp.

Cambria County, SS:

R. G. Wildebrand, being duly sworn according to law
deposes and says that the statements set forth in the foregoing
petition are true and correct, as he verily believes.

Sworn and subscribed before

J. R. Wildebrand

me this 30 day of

March, 1923.

William G. Bass Justice of The Peace

MY COMMISSION EXPIRES FIRST
MONDAY OF JUNE 1924

Cambria County, SS:

We, P.P. Miller, A.C. Baumgardner and John M. McCan, Supervisors of the Township of Adams, Cambria County, Pennsylvania, hereby accept service of written notice of the within Petition, and that same will be presented to the Court of Quarter Sessions of Cambria County, aforesaid, on Monday, April 2, 1923, at 10 o'clock A. M., at the Court House in Ebensburg, Pa., for allowance.

P.P. Miller
A.C. Baumgardner
John M. McCan
Supervisors of Adams Township,
Cambria County.

Cambria County, SS:

We, _____, _____ and _____, Supervisors of the Township of Croyle, Cambria County, Pennsylvania, hereby accept service of written notice of the within Petition, and that same will be presented to the Court of Quarter Sessions of Cambria County, aforesaid, on Monday, April 2, 1923, at 10 o'clock A. M., at the Court House in Ebensburg, Pa., for allowance.

*Croyle Township Supervisors
Refuse to Sign until they see
County Commissioners if they will
help finance this road.*

Supervisors of Croyle Township,
Cambria County.

Cambria County, SS:

We, T. Stanton Davis, Dwight Roberts and H. B. Heffley, Commissioners of the County of Cambria, Pennsylvania, hereby accept service of written notice of the within Petition, and that same will be presented to the Court of Quarter Sessions of Cambria County, aforesaid, on Monday, April 2, 1923, at 10 o'clock A. M., at the Court House in Ebensburg, Pa., for allowance.

T. Stanton Davis

for _____
Commissioners of Cambria
County.

Beaverdale, Pa. March 31, 1923.

To Honorable Judges of the Court of Quarter
Sessions of Cambria County, Penna., to be held
at Ebensburg, Pa. April Second, 1923, that I,
Howard Plummer, Constable of Summerhill Township,
Cambria County, did serve the within copy of the
petition this 30th day of March, 1923, on the
President and Board of Road Supervisors of
Croyle Township, Cambria County, Penna.

Sworn and subscribed to this
31 day of March, 1923.

William Law

Justice Of The Peace.

Howard Plummer Constable

MY COMMISSION EXPIRES FIRST
MONDAY OF JAN. 1924

No. 5 March Term 1923

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

PETITION OF CERTAIN INHABITANTS
OF ADAMS AND CROYLE TOWNSHIPS,
CAMBRIA COUNTY, PA., FOR APPOINT-
MENT OF VIEWERS TO VIEW GROUND FOR
PROPOSED PUBLIC ROAD IN CROYLE
TOWNSHIP AND TO VACATE A PART OF
A ROAD IN ADAMS TOWNSHIP.

DECREE

And now, April 2, 1923, the
within petition having been pre-
sented, the same is read and con-
sidered and Thos. J. Baumgardner
L. R. Owens and
Philip E. Campbell are
appointed a Board of Viewers to
view the ground proposed for said
road, and, if they see occasion to
lay out the same, to inquire of
and vacate such part of the public
road leading from Beaverdale, Pa.,
to South Fork and Johnstown, Pa.,
rendered useless thereby, as with-
in prayed for, and to make report
of their proceedings to the 1st
Monday of June Court, 1923.

By the Court

Filed 2 April 1923

Morgan W. Evans

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNA.

No. 5 March Sessions, 1923.

IN RE PETITION OF INHABITANTS OF ADAMS AND CROYLE TOWNSHIPS
FOR THE APPOINTMENT OF VIEWERS TO VIEW GROUND FOR A PROPOSED
ROAD IN CROYLE TOWNSHIP AND TO VACATE A PART OF THE ROAD IN
ADAMS TOWNSHIP.

OPINION OF THE COURT.

Argued Before Evans, P. J., McCann, J., and Reed, P.J.O.C.S.P.

Opinion by Evans, P. J.

On April 2, 1923, a petition was presented praying for viewers, on which petition viewers were appointed, who made report on April 3, 1923, and on June 4, the report was approved and the width fixed at forty feet. There was no confirmation endorsed upon the report or entered upon the record.

On the 4th of September, 1923, a petition for review was filed by the petitioners and ~~xxxxxx~~ reviewers were appointed, one of whom was a member of the original board of viewers. The report of these reviewers was filed on October 11, 1923.

On March 10, 1924, the report of the reviewers was confirmed and thereafter an order to open said road was issued.

On April 7, 1924, the exceptants presented their petition setting forth a statement of the proceedings and averring that an error had been committed in the laying out of said road, which makes it illegal, inequitable and unjust for an order to open to be issued, praying the Court to vacate the order to open and permit the petitioners to file exceptions nunc pro tunc. Leave was granted to file the exceptions, which were duly filed on October 7, 1924.

At the argument on the exceptions, the 10th exception, charging that notice was not given to the county commissioners, was admitted to be in error.

Upon the several other exceptions the position was taken that in the petition for the original view the petition set up that the inhabitants labored under great inconvenience for want of a public road between two certain points and praying for the appointment of viewers and if they see an occasion to lay out the road, then to inquire of and vacate a part of the public road now open in Adams Township between certain points, which said last mentioned road, by reason of the laying out of the proposed road, became useless.

The position taken was that under the Act of 1836, there was no such proceeding provided for, that is, that there might be a proceeding to lay out a road and then in the same proceeding to vacate a part or all of another road, the Act of 1836 providing in two separate sections for such proceeding.

At the time of the argument we were of the opinion that this position was well taken and that the Act of 1836 did not make any provision for such a combined proceeding. We had in mind, however, that such a combined proceeding had been carried through in the courts of this County for many years, the form of the petition having been taken from an old form book which had been in use in this state for many years. However, we were somewhat surprised to have counsel for the road call our attention to the case of Bristol Township Road 49 Pa., Superior Court, 549, where this precise question had been raised. The Superior Court in an opinion by Mr. Justice Orlady says: "Combining in one petition a prayer to open a road, and vacate another that may be thus rendered useless, inconvenient or burdensome, has the sanction of practice in many parts of the state, and the approval of the Supreme Court. If the statutory requirements relating to opening and vacating roads, are observed in other particulars, we see no good reason for holding that this practice of itself invalidates the proceeding. The authority to lay out and alter a road, is an

authority to substitute a new road for an old one, and whenever this is done, so far as the old is supplied by the new one, it should be vacated. The principles involved in proceedings under the twentieth section of the Act of June 13th, 1936, P. L. 551, apply with equal reason to those under the eighteenth and twenty-third sections. They are correlative parts of a system".

This would seem to settle, as far as this Court is concerned, the question that has been raised.

It was also argued that because the petition only asked for vacation because the road would be useless instead of setting up that it would be useless, inconvenient or burdensome, it was not sufficient. This question also is disposed of in the Bristol Township Road case, Supra, and it is there held that the requirement of the 18th section that the road vacated shall be useless, inconvenient or burdensome is in the disjunctive and it is not necessary that all three ^{elements} ~~conditions~~ should be present to justify a vacation. If any of the three conditions are found to exist to the satisfaction of the Court, a sufficient reason in this regard is established.

The right to file exceptions after the time within which they should have been originally filed would apply only to exceptions going to the jurisdiction of the Court.

We are therefore of the opinion that the exceptions should be dismissed and the report of the viewers confirmed, and therefore enter the following decree:

And now, Aug 11th 1924, after due consideration the exceptions are dismissed and the report of the viewers confirmed.

BY THE COURT:

Evans P.J.

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

No. 5 March Sessions, 1923.

IN RE PETITION OF INHABITANTS OF
ADAMS AND CROYLE TOWNSHIPS FOR THE
APPOINTMENT OF VIEWERS TO VIEW
GROUND FOR A PROPOSED ROAD IN
CROYLE TOWNSHIP AND TO VACATE A
PART OF THE ROAD IN ADAMS TOWNSHIP.

OPINION OF THE COURT.

Filed 11 August 1924.

H. A. ENGLEHART
OFFICIAL STENOGRAPHER
FOR THE
FORTY-SEVENTH JUDICIAL DISTRICT
PENNSYLVANIA

REPORT OF VIEWERS .

To the Honorable, the Judges of the Court of Quarter Sessions of
Cambria County, Pennsylvania.

We, the undersigned members of the Board of Viewers of Cambria county, appointed by your honorable Court, upon the attached order, and directed to view and determine as to the propriety of vacating a certain piece of public road in Adams Township and instead thereof to supply a piece of road in the Township of Croyle; both in Cambria Co. Pa., between terminal points particularly designated on the petition for the appointment of viewers and on the attached order of the Court, 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 having them accept service of a notice hereto attached and to the Supervisors of the townships of Adams and Croyle by mailing them each a notice of the view and to the traveling public by printed hand bills posted in public and conspicuous places at and near the termini of pieces of road to be viewed, and having each been 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 in accord with the notices so given and having carefully viewed the piece of road suggested to be vacated as well as that proposed to be supplied and are of the opinion that the prayer of the petitioners should be granted and the piece of road as designated by the petitioners, in Adams Township, vacated and instead thereof a piece of road in Croyle Township laid out and opened.

A plot or draft showing the location of the piece of road proposed to be vacated as well as that proposed to be supplied is hereto attached and made a part of this report.

Said piece of road proposed to be vacated, from the point of beginning just East of the railroad crossing at Ruthford as designated on the attached order, takes the following courses and distances, viz: South 74° 12' West 422 ft., North 54° 23' West 991.9 ft., North 30°

40' West 690.85 ft., North 45° West 222.93 ft., North 42° 27' West 869.44 ft., North 52° 48' West 229.36 ft., North 63° 49' West 448.3 ft., North 48° 11' West 644ft., North 37° 21' West 756.75 ft., North 39° 03' West 181.65 ft., North 50° 41' West 483.45 ft., and North 41° 56' West 543 ft. to a point on the Dunlo-Lovett road 360.5 ft. from the brick road in the Village of Lovett and the piece of road in Croyle Township recommended to be supplied, from the same point of beginning near Ruthford Station, takes the following courses and distances, viz: North 39° 46' West 2075.1 ft., North 43° 50' West 269.4 ft., North 47° 52' West 2310.81 ft., North 44° 12' West 772 ft. and North 40° 08' west 755.91 ft. to the point of ending at the intersection of a street with the public road at the North East corner of the U. B. Church property just North East of the Ruthford Branch of the P.R.R. in the Village of Lovett.

Witness our hands this 17th. day of May, A.D., 1923.

A. M. Shoemaker.

Thos E. Canfield

Levis R. Owen

Viewers.

Costs of View.

T. M. Shoemaker

Listing Order

4 1/2 Days

3.82 miles

90

33.75

190

\$26,55

Philip E. Garfield.

1 day

34 miles

~~87~~ 50

170

\$920

L. R. Owen

Bill attached

~~2~~ 2 19 32

RECEIVED FOR PAYMENT
JAN 10 1964
H. B. NEFF
CORPORATION

VIEW

SUPPLY ROAD IN CROYLE TOWNSHIP AND VACATE ROAD IN ADAMS TOWNSHIP.

Bill of Services of L. R. Owen:

April 27th	View	7.50
	Mileage	1.70
May 2nd	1 Corps Survey	25.00
	Helper	5.00
	Engineer	7.50
	expenses	3.00
May 3rd	1 Corps	25.00
	Helper	5.00
	Expenses	3.00
May 4th	1 Corps	25.00
	Helper	5.00
	Expenses	3.00
May 5th	1 Corps	25.00
	Expenses	3.00
May 8th	1 Corps	25.00
	Expenses	3.00
	Drafting	7.50
May 9th	Drafting	7.50
May 10th	Drafting	7.50
May 12th	Drafting	14.00
	3 Prints 25 cents	
	per sq.-ft	4.50
	Tracing Cloth	1.50
	Stakes	5.00
	Postage	.12
	Total.	<hr/> \$219.32

ROAD NOTICE

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions of Cambria County, Pa., to view and determine as to the propriety of vacating a certain piece of public road in the township of Adams and supplying instead thereof a piece of public road in the township of Croyle, both in said county and state. The portion of road desired to be vacated to begin on the Beaverdale-South Fork road 107 ft. East of the right of way of the Beaverdale Branch of the P.R.R., where said railroad crosses said public road South of Ruthford Station and to end where the Dunlop road intersects with said road leading to South Fork and Johnstown; and to supply a piece of road to lead from the point of beginning of the piece of road desired to be vacated to a point on the Portage-South Fork road where same is intersected by the P.R.R. South of Lovett Station: will meet at the point of beginning, near Ruthford Station, in the Township of Croyle aforesaid, on the 27th day of April 1923, at 10:00 o'clock a.m. for the purpose of performing the duties of their appointment.

Ebg., Pa. April 14th. 1923.

A. M. Shoemaker,
L. R. Owen and
Philip E. Caufield,
Viewers.

by, Pa.

J. M. McInnis
Clerk.

ROAD NOTICE

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions of Cambria County, Pa., to view and determine as to the propriety of vacating a certain piece of public road in the township of Adams and supplying instead thereof a piece of public road in the township of Croyle, both in said county and state. The portion of road desired to be vacated to begin on the Beaverdale-South Fork road 107 ft. East of the right of way of the Beaverdale Branch of the P.R.R., where said railroad crosses said public road South of Ruthford Station and to end where the Dunlap road intersects with said road leading to South Fork and Johnstown; and to supply a piece of road to lead from the point of beginning of the piece of road desired to be vacated to a point on the Portage-South Fork road where same is intersected by the P.R.R. South of Lovett Station: will meet at the point of beginning, near Ruthford Station, in the Township of Croyle aforesaid, on the 27th day of April 1923, at 10:00 o'clock a.m. for the purpose of performing the duties of their appointment.

Ebg., Pa. April 14th. 1923.

A. M. Shoemaker,
L. R. Owen and
Philip E. Caufield,
Viewers.

Now, April 1923, service of this
within notice is hereby accepted
by the undersigned supervisors
of the Township of Adams/Cambria
County, Pa.

A. C. Baumgardner

P. P. Miller

Supervisors.

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 2nd. day of April A. D. 1923, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Adams & Croyle, in the said County, setting forth that they labor under inconvenience for want of a public road or highway, to lead from

a point on the public road leading from Beaverdale, Pa., to South Fork and Johnstown, Pa., one hundred and seven feet east of the line of the Right of Way of the Beaver Branch of the P. R. R., at the place where said Railroad crosses said road south of Ruthford Station and to end at a point on the public road leading from Portage, Pa., to South Fork and Johnstown, Pa., one hundred and seven feet east of the line of the Right of Way of said Railroad at the place where said railroad crosses said last mentioned road south of Lovett Station, both the place of beginning and ending of the proposed road being in Croyle Township, aforesaid.

The petitioners therefore pray the Court to appoint a board of View of three members, one of whom shall be learned in the law, from among the Board of Viewers of the County, aforesaid, to view the ground proposed for such road, and, if they see occasion to lay out the same, to inquire of and vacate that part of the public road now opened in Adams Township leading from Beaverdale, Pa., to South Fork, and Johnstown, Pa., from the point where the Dunlo road intersects with said road leading from Beaverdale, Pa., to South Fork and Johnstown, Pa. which said last mentioned part of the said road will, by reason of the laying out of the proposed road, become useless; and make report of their proceedings to the next term of said Court.

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. R. Owen surveyor, and

A. M. Shoemaker and Philip E. Caulfield 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:

Frank C. Roff, 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 5 March SESSIONS, 1923.

Order to view road in Adams Township and Croyle Township leading from Beaverdale to South Fork and Johnstown, Pa.

MAY 22 1923

Viewers

A. M. Shoemaker

L. R. Owen

Philip E. Caulfield

Clerk Robb

90 cts.

Filed 21 May 1923

4 June 1923 Approved & Breadth fixed at forty feet
By The Court

REPORT OF VIEWERS .

To the Honorable, the Judges of the Court of Quarter Sessions of
Cambria County, Pennsylvania.

We, the undersigned members of the Board of Viewers of Cambria County, appointed by your honorable Court upon the attached order and therein directed to review and determine as to the propriety of vacating a certain piece of public road in Adams township and instead thereof supplying a piece of road in Croyle township, both in said county and state, respectfully report:

That having given due legal notice of the view and of the time and place of meeting of the viewers, appointed to review the roads as aforesaid, to the Commissioners of Cambria County and the Supervisors of the said townships of Adams and Croyle 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 roads to be viewed; 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 so given and having gone over and carefully viewed the piece of road suggested to be vacated as well as the piece of road recommended to be supplied, and are all of the opinion that the prayer of the petitioners desiring to vacate and supply, as aforesaid, should be granted.

The said piece of road desired and recommended to be vacated as well as the piece of road laid out and recommended to be opened: a plot or draft of which is hereto attached and made a part of this report: take the following courses and distances, viz: That portion recommended to be vacated beginning at the ^{near Ruthford Station,} termini indicated on the attached order of the Court and definitely and more fully described

in the original petition for the appointment of viewers and indicated on the draft hereto attached (as also are the other termini of both pieces of road herein referred to), and extending thence South 74° 12' West 422.6 feet, thence North 54° 23' West 991.9 feet, thence North 30° 40' West 690.85 feet, thence North 45° West 222.9 feet, thence North 42° 27' West 869.4 feet, thence North 52° 48' West 229.3 feet, thence North 63° 48' West 484.3, thence North 48° 10' West 644 feet, thence North 37° 20' West 756.7 feet, thence North 89° West 181.6 feet, thence North 50° 40' West 483.4 feet, thence North 41° 56' West 543 feet to the juncture of the Lovett-Dunlo road and termini of the piece of road in Adams Township desired vacated , and the piece of road recommended to be supplied from the same point of beginning above referred to, near Ruthford Station, takes the five following courses and distances; ~~North~~ 39° 46' West 2075 feet, North 43° 50' West 269.4 feet, North 47° 52' West 2310.8 feet, North 44° 12' West 772 feet and North 40° 08' West 756 feet to the termini on the public road at the U. B. Church just East of the Village of Lovett

The road suggested to be vacated is already in need of two more substantial bridges of approximately twelve and twenty four feet spans and the amount necessary to construct such bridges and for reasonable grading; in the event of building a permanent road, which looks certain to happen soon; all necessary drains can be constructed and the new road opened and graded, which said new road is the convenient and natural one for the traffic and the grade and alignment far superior to that of the old location.

Witness our hands this 8th.
day of October, A. D., 1923.

Adam Shuman
J. D. Ritten
A. M. Shumaker

Viewers.

ROAD NOTICE

Notice is hereby given that the ^{Re-}Viewers appointed by the Court of Quarter Sessions of Cambria County, Pa., to view and determine as to the propriety of vacating a certain piece of road in Adams township and instead thereof to supply a piece of public road in the township of Croyle, both in said county and state.
The piece of public road desired vacated beginning on the Beaverdale-South Fork road, 107 ft. East of the right of way of the P.R.R. where said rail road crosses said public road just South of Ruthford Station and to end where the Dunlo road joins said Beaverdale road; and to supply a public road from the point of beginning; near Ruthford Station, above mentioned; and ending on the Portage-South Fork road, in the village of Lovett;
will meet at the point of ending, in the village of Lovett, in the Township of Croyle aforesaid, on the 19th. day of September 1923, at 9:30 o'clock a. m., for the purpose of performing the duties of their appointment.

..... A. M. Shoemaker,

..... J. D. Ritter and

..... Adam Shuman,

Viewers.

Hbg., Pa. Sept., 8th. 1923.

Now, September 1923, service of the within notice is hereby
accepted by the undersigned Supervisors of the township of Croyle,
Cambria Co., Pa.

John F. Hice Sec

Chas S. Stutzman Pres
Supervisors,

ROAD NOTICE

Re
Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions of Cambria County, Pa., to view and determine as to the propriety of vacating a certain piece of road in Adams township and instead thereof to supply a piece of public road in the township of Croyle, both in said county and state. The piece of public road desired vacated beginning on the Beaverdale-South Fork road, 107 ft. East of the right of way of the P.R.R. where said rail road crosses said public road just South of Ruthford Station and to end where the Dunlo road joins said Beaverdale road; and to supply a public road from the point of beginning; near Ruthford Station, above mentioned; and ending on the Portage-South Fork road, in the village of Lovett; will meet at the point of ending, in the village of Lovatt, in the Township of Croyle aforesaid, on the 19th day of September 1923, at 9:30 o'clock A.M. for the purpose of performing the duties of their appointment.

A. M. Shoemaker,
J. D. Ritter and
Adam Shuman,
Viewers.

Ebg., Pa. Sept., 8th., 1923.

Now, September 1923, service of the within notice is hereby accepted by the undersigned Supervisors of the Township of Adams, Cambria County, Pennsylvania.

P. M. McGinn

J. C. Baumgardner

P. P. Miller

Supervisors.

ROAD NOTICE

Re-
Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions of Cambria County, Pa., to ^{re-}view and determine as to the propriety of vacating a certain piece of public road in Adams township and instead thereof to supply a piece of public road in the township of Croyle, both in said county and state. The piece of road desired vacated beginning on the Beaverdale-South Fork road, 107 ft. East of the right-of-way of the P. & R. R. where said railroad crosses said public road just South of Ruthford Station and to end where the Dunlop road joins said Beaverdale road; and to supply a public road from the point of beginning, near Ruthford Station, above mentioned, and ending on the Portage-South Fork road, in the village of Lovett: will meet at the point of ending, in the village of Lovett, in the Township of Croyle aforesaid, on the 19th day of September 1923 at 9:30 o'clock a. m. for the purpose of performing the duties of their appointment.

A. M. Shoemaker,
J. D. Ritter and
Adam Shuman,
Viewers.
Ebg., Pa. Sept. 8th., 1923.

Now, September 11th. 1923, service of the within notice is hereby accepted for the Commissioners of Cambria County, Pennsylvania.

James McNamee Clerk

Cost of View.

A. M. Shoemaker

Lifting Order	\$ 90
7 Days @ \$7.50	\$52.50
Livery hire (3 trips)	12.00
Engineering work	100.00
Helper	5.00
	<u>\$170.40</u>

Adam Shuman

2 Days	\$15.00
Livery hire (from Elbg. to place of view) 2 trips.	7.00
44 miles (Home to Elbg.) 2 trips	2.20
	<u>\$24.20</u>

J. D. Ritter

1 Day	\$7.50
Livery (from Elbg. to place of view and return) to Elbg. — one trip	3.00
46 miles (Home to Elbg. & return)	2.30
	<u>\$12.80</u>

[Handwritten signature]
OCT 12 1923 CERTIFIED

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 third day of September A. D. 192 3, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Adams & Croyle, in the said County, setting forth that they labor under inconvenience for want of a public road or highway, ~~to be laid from~~

The petition of the undersigned respectfully represents:

1.
That they are the duly elected and qualified Supervisors of Croyle Township, Cambria County, Pennsylvania.

2.
That, by certain proceedings had in the Court of Quarter Sessions of Cambria County, entered to the above number and term, a certain highway, entering from Ruthford to the United Brethern Church, in Adams and Croyle Townships, was laid out and report thereof made to the above named Court.

3.
The petitioners aver and set forth that the route as laid out is not the best obtainable, having regard to grades and length of road; that the said road, as laid out and reported to the Court as aforesaid, will be unreasonably burdensome in Croyle Township in the opening and construction thereof, and that a better, cheaper, more convenient and shorter route is available for said road between the points aforesaid.

The petitioners, therefore, pray the Court to grant a re-view and to appoint viewers for said purpose in accordance with the Acts of Assembly in such case made and provided.

and therefore praying the Court to appoint proper persons to review and lay out the same according to law. The Court, upon due consideration had of the premises, do order and appoint

A. M. Shoemaker, Esq., surveyor, and

Adam Shuman, and J.D. Ritter

viewers, to review the ground proposed for said road, and if they review 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:

Frank C. Rott, 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. 5, March Sessions, 1923.

Order to review public road in
Adams and Croyle Townships.

and
Report of the Viewers.

OCT 12 1923

Viewers

A. M. Shoemaker

Adam Shuman

J. D. Ritter

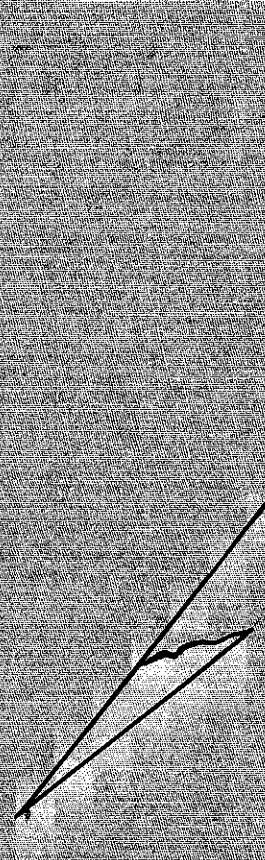
Clerk Robb 90 cts.

Filed 11 October 1923

*10 December 1923 Approved & Breadth fixed at 40 feet.
By the Court*

10 March 1924 confirmed

*Frank B. Robb.
Clerk.*



land of the Maryland Coal Co.
Croyle Twp.

Unimproved

to be supplied.

recommended

Twp.

Croyle

road

of

Beaverdale

Branch

of the

to be

recommended

to be supplied.

Termini of both
pieces of road } To Beaverdale.

St. Michael
piece of road
recommended to
be supplied.

Station
U. B. Church road suggested to be
supplied.

piece of public road suggested to be
vacated.

piece of public road suggested to be
vacated.

Adams Twp.

Twp.

Adams

piece of public road suggested to be
vacated.

St. Michael
piece of road
recommended to
be supplied.

Reviewed upon an order of the Court of
Quarter Sessions of Cambria County, Pa.,
dated 3rd September, A. D. 1923.

A. M. Shoemaker, J. D. Ritter and
Adam Shuman, Viewers.

Sketch showing the courses, distances and location of
a piece of public road in Adams Township, Cambria
County, Pennsylvania, suggested to be vacated, and
the line of a proposed new road in Croyle Township,
said county and state recommended by the reviewers
to be supplied instead of the road suggested to be
vacated.