

R E P O R T   O F   V I E W E R S .

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

We, the undersigned members of the Permanent Board of Viewers of Cambria County, appointed by your honorable Court and upon the attached order directed to view and determine as to the propriety of vacating a certain piece of public road beginning in Munster Township and ending in Cresson Township, said county and state, respectfully report:

That having given due and legal notice of the view and of the time and place of meeting of the viewers to the Commissioners of Cambria County and to the Supervisors of the Townships of Munster and Cresson and to the traveling public by printed hand bills posted in public and conspicuous places at and near the termini of the piece of road proposed to be vacated; and each having 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 served and posted as aforesaid, and having gone over and carefully viewed the piece of road proposed to be vacated; We are all of the opinion that the piece of road in question is no longer necessary for the accommodation of the traveling public, as a public road, and therefore recommend that the same be vacated.

The portion of said road lying between points indicated on the draft, hereto attached and made a part of this report, between points indicated by the letters "A" and "B" we recommend should be left open as a private road for the accommodation of those having occasion to use same.

The piece of road recommended to be vacated, beginning on the old Ebensburg - Cresson Pike ( or the Pittsburgh - Philadelphia Turnpike ) at a point approximately 1823 feet westward, along said old Pike, from its intersection with the Cresson - Blacklick Branch

ch of the P. R. R., in Munster Township, and extends thence N. 19° 20' E. 954 feet., N. 8° E. 586 feet, N. 17° E. 642 ft., N. 18° E. 869 ft., N. 15° 30' E. 1267 ft., N. 5° 30' E. 559 ft., N. 16° E. 269 ft., N. 7° E. 295 ft., N. 10° E. 305 ft., N. 37° E. 223 ft. and North 52° E. 185 ft. to the adjoining road in Cresson Township, leading westward from the Loretto - Cresson road.

About two fifths of the northerly portion of the above described road have fallen into disuse and disrepair and at places would be dangerous to travel. A bridge over a small stream close to the northerly end of the described road has out for a considerable length of time. There are no occupied farms beyond the point recommended to be left open for a private road and the viewers are unable to see any occasion and there seems to be no desire on the part of any of the citizens of either of the aforesaid townships that the road should be left as a public road and we are unable to see that same would be of any use to the general public.

Witness our hands this 17th. day of October A. D., 1930.

Adam Shuman

J. D. Ritter

A. M. Shoemaker

Viewers.

N O T I C E   O F   V I E W .

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 extending into the townships of Munster and Cresson, said county and state: Beginning in Munster Township, on the old Ebensburg - Cresson Pike (or the Pittsburgh - Philadelphia Turnpike ) at a point 1823 feet westward, along said old Pike, from its intersection with the Cresson-Blacklick Branch of the P. R. R. at the old grade crossing about one mile westward from Cresson, and extending thence in a northerly direction approximately 6147 feet to the juncture of another road, in Cresson Township, lying in an easterly - westerly direction: Will meet at the place of beginning in Munster Township, Cambria Co., Pa., October 15th., 1930, at 9:30 a. m., for the purpose of performing the duties of our appointment.

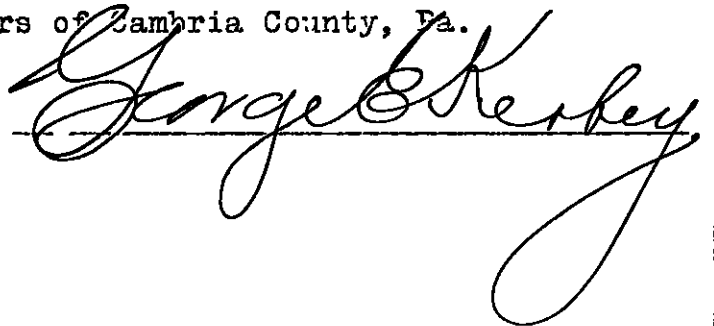
A. M. Shoemaker,

J. D. Ritter and

Adam Shuman,

Viewers.

Now, October        1930, service of the above notice is hereby accepted for the Commissioners of Cambria County, Pa.



□ Thaw Cottage.

Mrs. W. K. Thaw, Est.

Mrs. William K. Thaw, Est.

Wilford Kline.

— Luther.

Unimproved land.

Township of Woodland.

Old Branching  
Cresson Pike

Portion of road between "A" & "B" suggested to be left as a private road.

House  
Mrs. Carrie  
Deveraux.

Munster  
Farm

Mrs. Thaw Estate.

House.  
Barn.

Land.

Mrs. Thaw, Est.

Woodland.

Benj.  
Harding.

Point of ending  
indicated on at-  
tached order of  
the Court.

Go South  
Cresson Road.

Line

Plot or draft showing the location of  
and improvements along a piece of  
public road beginning in Munster  
ending in Cresson Townships, Cambria  
County, Pennsylvania, viewed October, A. D.,  
1930. <sup>2</sup> recommended to be vacated.

Viewed upon an order of the Court of Quarter  
Sessions of Cambria County, Pa., dated the 1<sup>st</sup>  
day of September, 1930, and entered to No. 1, Sept.  
Sessions, 1930.  
A. M. Shoemaker, J. D. Pittler <sup>2</sup> Adam Shuman,  
(Viewers.)

To Branching  
William Penn Highway

NOTICE OF VIEW.

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 extending into the townships of Munster and Cresson, said county and state; Beginning in Munster Township, on the old Ebensburg - Cresson Pike ( or the Pittsburgh - Philadelphia Turnpike ) at a point 1,823 feet westward, along said old Pike from its intersection with with the Cresson - Blacklick Branch of the P. R. R. at the old grade crossing about one mile westward from Cresson, and extending thence in a northerly direction 6,147 feet to the juncture of another public road lying in an easterly and westerly direction in Cresson Township, said county and state; will meet at the place of beginning, above mentioned, in the township of Munster, Cambria County, Pa., October 15th., 1930, at 9:30 a. m., for the purpose of performing the duties of their appointment.

A. M. Shoemaker,

J. D. Ritter and

Adam Shuman,

Viewers.

# Costs of View.

A. M. Shoemaker.

Preparing, posting and serving notices of view and notifying viewers	\$21.00
Stenographer & stationery	2.50
Auto hire	2.75
View	12.00
Auto hire	2.00
Survey plotting, drafting P (6134 ft of road.)	41.25
Preparing having signed assembling & filing report	18.00
Stenographer & stationery	2.00
	<u>\$101.50</u>

J. D. Ritter

1 1/2 Days

12 mi (two trips)

\$18.00

72.00

\$25.20

Adam Shuman

1 1/2 Days

58 miles @ 10¢ per mi

18.00

5.80

\$23.80

J. M. Keenan  
J. M. Keenan

Received  
Oct. 14/1930  
3:30 P.M.

RECEIVED

State of Pennsylvania.

SS.

County of Cambria.

Before me, James McClune, Deputy Controller, personally came A. M. Shoemaker, one of the viewers named on the attached order of view, who being duly sworn deposes and says that the bill submitted with the attached report is correct as to time of employment costs and expenses and that all costs and expenses therein charged for are fully settled and paid, as he verily believes.

A. M. Shoemaker

Sworn and subscribed to before me  
this 17th. day of October, A. D.,  
1930.

James McClune  
Deputy Controller.

*[Faint, illegible handwritten notes and signatures, possibly a list of names or a ledger, covering the bottom half of the page.]*

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 1st day of September A. D. 1920, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Cresson and Munster, in the said County, setting forth that ~~they have been~~  
~~that a public road has long since been laid out, used and maintained by~~  
a public road has long since been laid out, used and maintained by the public, in Munster and Cresson Townships, Cambria County, Pennsylvania, beginning on old Ebensburg and Cresson Pike (or Pittsburgh and Philadelphia Turnpike) at a point 1,823 feet Westward along said old road from the intersection of railroad with same and extending thence in a Northerly direction 6,147 feet to intersection of other road in Cresson Township.

and therefore praying the Court to appoint proper persons to vacate view and ~~view~~ the same according to law. The Court, upon due consideration had of the premises, do order and appoint

A. M. Shoemaker surveyor, and

Adam Shuman and J. D. Ritter

viewers, to view the ground proposed for said ~~road~~ vacation, and if they vacate view the same, and shall agree that there is occasion for such ~~road~~ vacation they shall proceed to ~~lay out~~ vacate 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 L. Robt 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 and 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. 1, September SESSIONS, 1930

Order to view and vacate road in

Cresson and Munster Townships

*and*  
*Report of Viewers*

*CERTIFIED*

*Thomas J. Brown*

*CERTIFIED*

*Dated 17 October 1930*

A. M. Shoemaker

Adam Shuman

J. D. Ritter

Viewers

Clerk \_\_\_\_\_ 90 cts.

*8 Sept. 1930 Approved*

*By the Court*  
*Council*

*9 March 1931 Performed absolutely*  
*Ernest L. Ritter*  
*Chair*

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

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The petition of the undersigned, citizens of the Townships  
of Munster and Cresson, Cambria County, Pennsylvania, respectfully  
represents:

That a public road has long since been laid out, used and  
maintained by the public, in Munster and Cresson Townships,  
Cambria County, Pennsylvania, beginning on old Ebensburg and  
Cresson Pike (or Pittsburgh and Philadelphia Turnpike) at a point  
1,823 feet Westward along said old road from the intersection of  
railroad with same and extending thence in a Northerly direction  
6,147 feet to intersection of other road in Cresson Township,

which has become useless, inconvenient and burdensome.

Your petitioners, therefore, pray the Court to inquire of and  
vacate said road, and for that purpose to appoint viewers accord-  
ing to law to view said road and inquire of the premises, and make  
return of their proceedings, according to the Act of Assembly in  
such case made and provided.

Paul Boland  
Geo. F. Lynch  
Guerrino Riley  
Geo. A. Luther  
Ralph T. Lee  
H. A. Mentch  
L. P. McDermott  
L. P. O'Donnell  
J. A. Gibson  
Mrs. D. P. O'Donnell

Beatrice Criste  
Margaret Criste  
Walter F. Criste  
Charles Criste  
Mrs. Charles Criste  
J. A. Anstead  
Francis J. Little  
Charles A. Little  
John Krug  
Elizabeth Krug  
L. H. Kline

State of Pennsylvania :

County of Cambria :

ss.

L. W. Keine

, being duly sworn according to law, did depose and say that the statements set forth in the foregoing petition are true and correct.

L. W. Keine

Sworn and subscribed before me  
this 29 day of <sup>August</sup>~~July~~, A. D.,  
1930.

G. W. Williams,  
Prothonotary

D E C R E E

And Now, September 1, 1930, the foregoing petition having been read and considered, it is ordered that Abel Shuman, Adam Shuman, and J. D. Ritten, members of the Board of Viewers of Cambria County, be and hereby are appointed to view said road, and make report hereof according to law.

By the Court  
Evans

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

PETITION OF CITIZENS OF  
MUNSTER AND CRESSON TOWN-  
SHIPS TO VACATE ROAD

*Filed 1 Sept. 1930.*

C. RANDOLPH MYERS  
ATTORNEY AT LAW  
EBENSBURG, PENNSYLVANIA