

Not Microfilmed

Ref # 3 April 1935

Cambria Twp.

Roadway In Mylar
Park.

3

~~Microfilm~~

Catholic Cemetery.
 William Penn. Point of Beginning
 Guy Dunlap
 177.2
 89.30
 17.2
 Garage
 Blanning Est.

A. M. Shoemaker,
 P. M. Kinney and
 James McCann,
 Viewers.

Sketch showing the location of a proposed new road in Cambria Township, Cambria County, Pennsylvania, viewed upon an order of the Court of Quarter Sessions of said county dated October 21st 1935, and recommended by the viewers to be opened as a public road.

Johnston, Bea
 C. Empfield, Bea
 Beech Street

Maple Avenue.
 Brothers

Myers Street. Point of ending.
 Shields, Bea
 335 Ft.
 Grade Est.

Suggested width

N. 84° 25' W. 1837.5 FT.
 Woodland Street

Suggested width

Mathiott
 Grade Est.

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 upon the attached order and therein directed to view and determine as to the necessity for a public road in Cambria Township, said county and state, respectfully report:

That having given due notice of the view and of the time and place of meeting of the viewers to the Commissioners of Cambria County and the Supervisors of the Township of Cambria 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 and along the route of the proposed road: All of us met at the time and place appointed in accord with the notices given and posted as aforesaid; and having been each first duly sworn according to law to perform the duties of our said appointment faithfully, impartially and to the best of our judgment and ability; we went over and carefully viewed the proposed location for a public road, taking into consideration the location and ground for a road, the length and probable cost of construction of same and the number of residences living along same and the various properties and building sights abutting thereon and are all of the opinion that the proposed new road; a plot or draft of which is hereto attached and made a part of this report; is necessary for the accommodation of the traveling public.

Said proposed new road beginning on the William Penn Highway at a point approximately 982 feet south westward from the intersection of said Highway with the Ebensburg - Blacklick Branch of the P. R. R. at the westerly end of the Borough of Ebensburg takes the following courses and distances, viz: North 38° 20' West 114.2 feet; North 84° 25' West 1837.5 feet, and North 05° 30' East 335 feet - - - to the point of ending on Myers Street at the westerly side of the

settlement known as Mylo Park, at a point approximately 2399.5 feet westward from said William Penn Highway or Highway Route No. 22.

X The route of the proposed new road as laid out passes over a small corner of the rear end of one lot owned by the Russell Fleming Estate, over a dedicated street and thence partly along a public alley and partly over a strip of unimproved land belonging to the estate of Mathiott Reade, dec'd. The viewers having obtained no releases of damages have estimated that no damage will be sustained by the owners of the land over which the proposed road was laid out have assessed no damages.

The attached sketch indicates the location and probable amount of land the road, as recommended, will occupy; estimating the width of the recommended road will be fixed at forty feet.

Witness our hands this 8th. day of November, A. D., 1935.

A. M. Shoemaker
James McCarroll
P. McKinney
Viewers.

NOTICE OF VIEW.

Notice is hereby given that the viewers appointed by the Court of Quarter Sessions of Cambria County, Pennsylvania, to view and determine as to the necessity for a public road in Cambria Township, said county and state: Beginning on State Highway Route No. 22., known as the William Penn Highway, at a point approximately 982 feet south west of the intersection of said state highway with the Ebensburg - Blacklick Branch of the P&R.R.; at the westerly end of the Borough of Ebensburg, and ending at the westerly terminus of a public road, known as Myers Street, which extends in a westerly direction from said William Penn Highway through Mylo Park; at a point approximately 2399.5 feet westward from said highway.

Said Viewers will meet at the place of beginning, above indicated, on the William Penn Highway, in Cambria Township, Cambria Co., Pa., November 6th. 1935, at 10:00 o'clock a. m., for the purpose of performing the duties of their said appointment.

A. H. Shoemaker,
P. M. Kinney and
James McCann,
Viewers.

Now, October 31st. 1935, service of the above notice is hereby accepted for the Commissioners of Cambria County, Pa.



Cost of View

T. A. M. Shoemaker

Preparing, posting & serving notices of view _____	\$15 ⁰⁰ ✓
2 miles _____	20 ✓
Stenographer & Stationery _____	14 ⁰⁰ ✓
Day on view _____	12 ⁰⁰ ✓
Engineering work _____	9 ⁰⁰ ✓
2 Prints _____	6 ⁰⁰ ✓
Report of Viewers _____	12 ⁰⁰ ✓
2 miles on view _____	2 ⁰⁰ ✓
Stenographer & stationery _____	1 ⁰⁰ ✓
	<hr/>
	\$51 ⁴⁰

James McCann

Day on view _____	12 ⁰⁰
36 miles @ 10¢ _____	3 ⁶⁰
	<hr/>
	\$15 ⁶⁰

P. M. Kinney

Day on view _____	12 ⁰⁰
22 miles _____	2 ²⁰
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	\$14 ²⁰

APPROVED FOR PAYMENT

John Thorne
Grant P. Noller
COMMISSIONERS

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 21 st. day of October A. D. 1925, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Cambria, in the said County, setting forth that they labor under inconvenience for want of a republican road or highway road or highway, to lead from Beginning at a point on the William Penn Highway known as State Highway Route No. 22; and thence continuing in a Westerly direction on what is known as Wood land Street, a distance of nineteen hundred and sixty (1960) feet, to Hill Street; and thence continuing along Hill Street a distance of three hundred fifteen (315) feet to what is known as Myers Street, which last mentioned street has been taken over and is now a road way maintained by said Township of Cambria. A plan of said roadway is contained in the plan of lots hereinbefore mentioned, which is recorded in Cambria County in Plat Book, Vol. 2, at Page. 137

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

A.M. Shoemaker. Esq. surveyor, and

P.M. Kinney, and James McCann

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.
McKenrick. Judge.

Attest:

James M. Jones Clerk.

No. 3 September 1935 SESSIONS, 192

Order to view AND LAY OUT

REPUBLIC ROAD IN CAMBRIA TWP.

and ship.

Report of Viewers.

A.M. Shoemaker, Esq.

P.M. Kinney

James. McCann

Viewers

Clerk J. M. Jones. 90 cts.

Filed: Nov. 22, 1935

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."

2 December 1935: Approved and located and located fixed at forty feet.

2 Mar. 1936

Informed absolutely of

James. McCann

*By the Clerk
P. M. Kinney*



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 Township of Cambria, respectfully represents:

1.

That they labor under a great inconvenience by reason of the fact that a roadway known as Woodland Street and part of what is known as Hill Street on the plan of lots known as "Plan of Mylo Park, the Long Addition No. 2 to the Borough of Ebensburg," has not been taken over by the Township of Cambria. A particular description of said roadway is as follows:

Beginning at a point on the William Penn Highway, known as State Highway Route No. 22; and thence continuing in a Westerly direction on what is known as Woodland Street, a distance of nineteen hundred and sixty (1960) feet, to Hill Street; and thence continuing along Hill Street a distance of three hundred fifteen (315) feet to what is known as Myers Street, which last mentioned street has been taken over and is now a roadway maintained by said Township of Cambria. A plan of said roadway is contained in the plan of lots hereinbefore mentioned, which is recorded in Cambria County in Plat Book Vol. 2, at page 137.

2.

That a number of the signers of this petition are property owners along the line of said roadway, which is in need of repair and proper maintenance.

3.

Your petitioners, therefore, pray the Court to inquire of and open said road and for that purpose to appoint viewers according 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.

Clifford G. Empfield
Samuel M. O'Connor,
Guy Dunlop
W. E. Lewis
Walter R. Bowers
Clayton Shields
Mike Wachmak
Walter R. Bowers
A. Luther
G. G. Empfield

State of Pennsylvania :
County of Cambria : ss.

G. G. Empfield, being duly sworn according to law,
did depose and say that the statements set forth in the foregoing petition
are true and correct, as he verily believes.

G. G. Empfield

affirmed
sworn and subscribed before me this
19 day of October, A. D. 1935

John L. Hite
Prothonotary

DECREE

And Now Oct 21, 1935, the foregoing petition having been read and considered, it is ordered that A. M. Shaencker and P. M. Kinney, and James McCann members of the Board of Viewers of Cambria County be and hereby are appointed to view and report on the above matter, according to law.

By the Court
McKenrick
2

No. 3. Sept. Res. 1935

IN THE COURT OF QUARTER SESSIONS
OF CAMBRIA COUNTY, PENNSYLVANIA

PETITION OF CITIZENS OF CAMBRIA
TOWNSHIP TO HAVE ROADWAY IN
MYLO PARK OPENED AND MAINTAINED
BY TOWNSHIP

Filed. Oct. 21 - 1935
J. M. Jones

C. RANDOLPH MYERS
ATTORNEY AT LAW
EHENSBURG, PENNSYLVANIA

And Now, October 21, 1935, notice of the presentation of the within petition
on October 21, 1935, at 10 o'clock A. M., and a copy thereof, is hereby acknowledged.

Commissioners of Cambria County

BY *A. J. Jones*
Chief Clerk