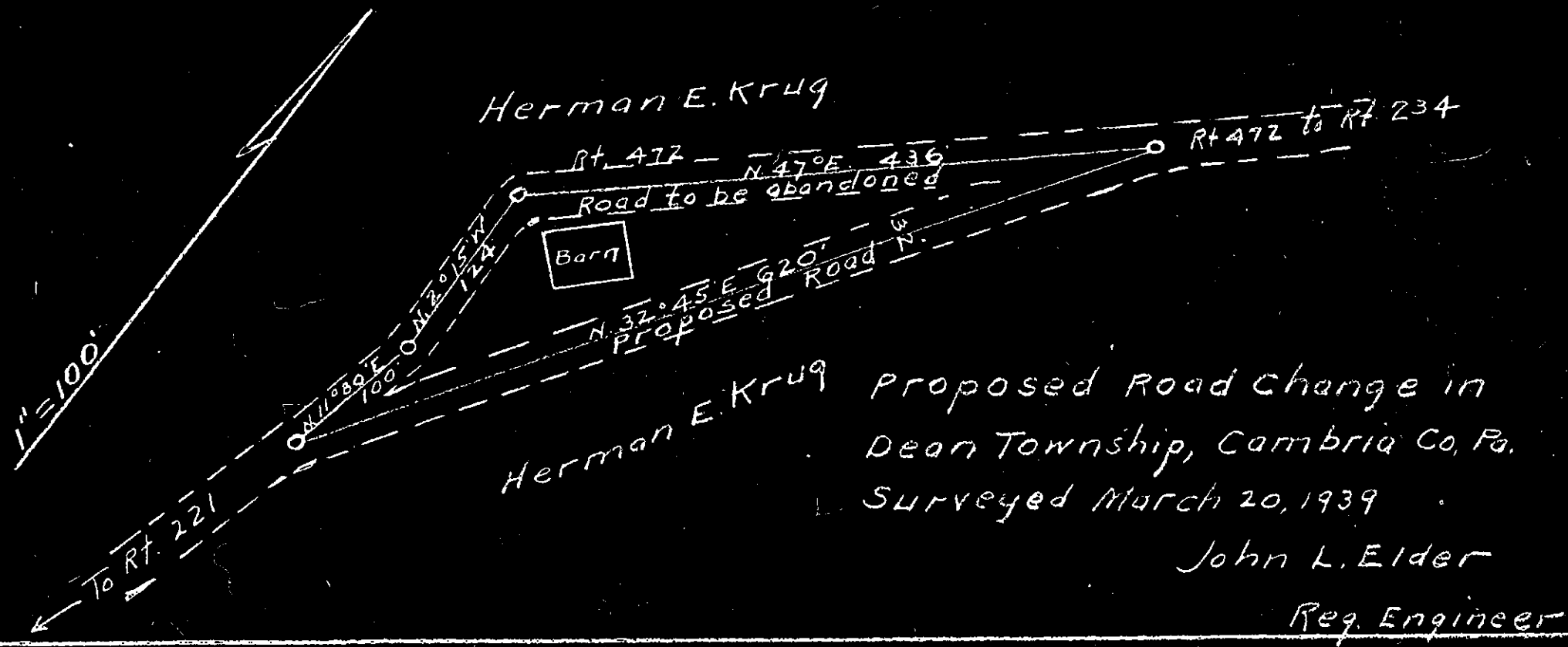


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RD# 2 Mar. 1939

Dean Twp Change

rate 472



In the Court of Quarter Sessions of Cambria County.

In the matter of the changing of a portion of a
Public Road in Dean Township, Cambria County,
Pennsylvania, known as Route No. 472.

Petition of Supervisors to change Road without a View

To the Honorable, the Judges of said Court:

The petition of Lewis Hale, John L. Hughes and Herman
E. Krug, Supervisors of Dean Township, Cambria County, Pennsylvania,
respectfully represents:

1. That your petitioners are improving a public Road
in Dean Township, known as Route No. 472.
2. That there is a dangerous curve in said road where
the road passes around the barn of Herman E. Krug, one of the
petitioners herein, which curve, in the opinion of your petition-
ers, should be eliminated.
3. That your petitioners have caused a survey of said
curve to be made, showing also the change proposed to be made
to eliminate the said hazard, a copy of said draft being hereto
attached and forming a part of this petition.
4. That your petitioners deem it advisable to change
the course of said road and supply same according to the lines
indicated on the attached draft.
5. That the owners of the property affected by said
change have agreed that the change be made, and have granted
the Township of Dean a right of way through their land of land
to supply the road vacated by said change, and have granted to
said Township a release of damages done to their lands by reason
of said change, as appears by said agreement hereto attached and
forming a part of this petition.
6. That the cost and expenses of said change, including
damages to said Township of Dean, will not exceed the sum of
Five hundred dollars.

Wherefore, your petitioners pray that the Court do
approve the proposed change in said road, as indicated on the
a companying draft, and that the old location be vacated, in
accordance with the Act of May 1, 1933, P.L. 103, Art. XI, section
1115. (53 PS 19093-1115)

L. H. John L. Hughes
J. Herman E. Krug
H. K. Lewis Hale
Supervisors of Dean Township.

State of Pennsylvania |
County of Cambria | SS:

Esther Conzo, being duly sworn according to law, deposes and says that she is Secretary of the Board of Supervisors of Dean Township, Cambria County, Pennsylvania, and that the matters and statements contained and set forth in the foregoing petition are true and correct to the best of her knowledge, information and belief.

Sworn and subscribed before
me this 4th day of April,
1939.

Esther Conzo

Joseph Cawley J.P.
J.P. Cambria County, Pa.
Village of Dean Township, Pa.

D-E-C-R-E-E

And now, April 6, 1939, the within petition having been presented, the same is read and considered, and the prayer thereof is granted, and approval is given to the change proposed in the public road in Dean Township, Cambria County, Pennsylvania, known as Route No. 472, without the formality of a View, in accordance with the location designated on the attached draft as "proposed Road". It is further ordered and decreed that the new location shall be taken to be the public road, and that the part of the old road, marked on said draft as "Road to be abandoned", shall be vacated.

By the Court
M. L. Kenner
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A Resolution

altering and changing a portion of a Public Road in Dean Township, Cambria County, Pennsylvania, known as Route 472.

Whereas the Supervisors of Dean Township, Cambria County, Pennsylvania, are improving the public Road leading from a point on State Highway Route No. 221 to a point on State Highway Route No. 234, known as Route No. 472; and

Whereas said Supervisors deem it advisable to alter and change the said road by eliminating a curve therein where said road passes around the barn of one Herman E. Krug; and

Whereas Herman E. Krug and Matilda Krug, his wife, the property owners affected by said change in the road have agreed with the Supervisors of the Township of Dean that said change be made, and have agreed, in writing, to grant to the Township of Dean a right of way, thirty-two (32) feet in width, over and through their land in Dean Township for the purpose of constructing thereon a road to take the place of the section of road vacated; and

Whereas the costs and expenses of making said change in said road, inclusive of all damages to the Township of Dean, will not exceed the sum of Five hundred (\$ 500.00) dollars:

Now, therefore, be it resolved that Route No. 472 be altered and changed in the manner as above indicated, and that a petition be prepared, setting forth the change in question, for presentation for allowance to the Court of Quarter Sessions of Cambria County, which petition shall be accompanied by a draft showing the said change and the new location, in accordance with the provisions of the Act of May 1, 1933, P. L. 103, Art. XI, Section 1115.

Resolution moved by _____, seconded by _____, and unanimously adopted by the Board of Supervisors of Dean Township, Cambria County, Pennsylvania, on the 16th day of April, 1939.

Pres. John L. Dierkes
Herman E. Krug

Lewis Hale
Supervisors of Dean Township

Attest:

E.C. Cather Conzo
Secretary.

Grant of Right of Way and Release of Damages

Whereas the Supervisors of Dean Township, Cambria County, Pennsylvania, are improving the Public Road in said Township, known as Route No. 472; and

Whereas said Supervisors have deemed it advisable to alter and change the route of said road by eliminating a curve therein where said road passes around the barn of Herman E. Krug; and

Whereas said change will be a benefit to the general public as well as to the interest of the owner of the property affected by said change, namely, Herman E. Krug; and, whereas, Herman E. Krug, on account of the benefits to him accruing, is willing that said change be made, and has agreed to grant unto the Township of Dean the necessary Right of Way through his land of a width of thirty-two (32) feet for the purpose of making the change contemplated, free of cost to said Township, and to release said Township, as well as the Supervisors thereof, from all damages by reason of the change or alteration of said road;

Now, therefore, know all men by these presents, that we, Herman E. Krug and Matilda Krug, his wife, of Dean Township, Cambria County, Pennsylvania, for the consideration mentioned above, have granted, bargained and sold, for the sole purpose of a right of way for a road, unto the Supervisors of Dean Township, Cambria County, Pennsylvania, their successors and assigns, a strip of land thirty-two (32) feet in width across our lands in Dean Township, aforesaid, as shown on a draft of said proposed change of road, surveyed on March 20, 1939, by John L. Elder, Civil Engineer, a copy of said draft being attached to the foregoing petition.

And, for the same consideration, the said Herman E. Krug and Matilda Krug, his wife, do remise, release, quit-claim and forever discharge the said Township of Dean, as well as the Supervisors thereof, of and from all and all manner of actions, suits, debts, accounts, reckonings, claims and demands which we now have, or which our heirs, executors or administrators, can have against the said Township of Dean for or by reason of the damages done to our property by the changing, altering and improving of Route No. 472 in the elimination of the curve in said road where the said road curves or passes around our barn.

In witness whereof, we have hereunto set our hands and seals this the sixteenth day of march, 1939.

Signed, sealed and delivered
in the presence of

H. E. Krug (Seal)
M. K. Matilda Krug (Seal)

Louis Hale
John L. Elder

110. - March Nov. 1939
In the Court of Quarter
Sessions of Cambria County

In the matter of
the charge of a portion of
a Public Road, known as
Route 472, in Dean
Township, Cambria County,
Pennsylvania.

Petition of Supervisors
to change road without a
title.

Filed: April 6, 1939

MORGAN W. EVANS
ATTORNEY AT LAW
EBENSBURG, PENNSYLVANIA