

IN RE: HEMLOCK STREET, LOWER YODER
TOWNSHIP, CAMBRIA COUNTY,
PENNSYLVANIA.

IN THE COURT OF QUARTER SESSIONS
: OF CAMBRIA COUNTY, PENNSYLVANIA.
NO. 3 March SESSIONS, 1939

PETITION FOR ACCEPTANCE OF PORTION OF HEMLOCK STREET AS A
PUBLIC HIGHWAY

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

The petition of the BOARD OF SUPERVISORS OF LOWER YODER
TOWNSHIP, CAMBRIA COUNTY, PENNSYLVANIA, respectfully represents:

1. That upon the petition of the residents and owners of lots
abutting on the portion of Hemlock Street not heretofore accepted by your
petitioner, a dedicated street in the said Lower Yoder Township, your petitioner
accepted the said portion of the said Hemlock Street as a public highway,
subject to the consent of this Honorable Court as more fully appears by
resolution of your petitioner, hereto attached and made part hereof, marked
"Exhibit A".

WHEREFORE, your petitioner respectfully prays that your
Honorable Court give its consent to the acceptance of the said portion of
Hemlock Street, described in the said resolution heretofore attached, as
a public highway of the said Township of Lower Yoder.

John Kondash Jr.

Charles Mayer

Supervisors of Lower Yoder Township,
Cambria County, Pennsylvania.

COMMONWEALTH OF PENNSYLVANIA :
: SS:
COUNTY OF CAMBRIA :

Personally appeared before me, the subscriber, a Notary Public
in and for said County and State, John Kondash, Jr., one of the
Supervisors above named, who, being duly sworn according to law, deposes and
says that the matters and facts set forth in the foregoing petition are true
and correct to the best of his knowledge, information and belief.

SWORN AND SUBSCRIBED before me
this 6th day of May, A. D., 1939.

Lula M. Clittmas
NOTARY PUBLIC
MY COMMISSION EXPIRES
AUGUST 2, 1942

John Kondash Jr.

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IN THE COURT OF QUARTER SESSIONS
: OF CAMBRIA COUNTY, PENNSYLVANIA.
: NO. SESSIONS, 1939

O R D E R

NOW, the 8th day of May, 1939, the within petition having been read and considered, the Court hereby gives its consent that the portion of Hemlock Street, described in Resolution hereto attached, as "Exhibit A", a dedicated street on the Strayer Heirs Plan of Morrellville, recorded in Plat Book, Volume 1, Page 179, in Lower Yoder Township, Cambria County, Pennsylvania, be accepted as a public highway; and it is further ordered and directed that the said Hemlock Street forthwith be^x and become a part of the highway system of the Township of Lower Yoder, Cambria County, Pennsylvania; and be it still further ordered and directed that this proceeding be recorded in the Court of Quarter Sessions of Cambria County, Pennsylvania.

By the Court,

Heckenrich

EXHIBIT A

R E S O L U T I O N

WHEREAS, heretofore a portion of Hemlock Street in the Township of Lower Yoder, as laid out by Aaron Strayer, on the Plan of Lots of the Strayer Heirs for Morrellville, which plan was recorded on the 23rd day of November, 1916 in the Recorder's Office of Cambria County in Plat Book, Volume 1, Page 179, was accepted by the said Township of Lower Yoder; and

WHEREAS, the citizens of the said Township of Lower Yoder, residing on that portion of Hemlock Street, which has not as yet been accepted, suffer under great inconvenience by reason that the same has never been accepted as a public street or highway by the Supervisors of Lower Yoder Township; and

WHEREAS, it is now the intention and desire of the Supervisors of the said Lower Yoder Township to accept as a public street or highway that portion of said Hemlock Street which has not heretofore been accepted in pursuance of the Acts of Assembly in such cases made and provided.

NOW, THEREFORE, BE IT RESOLVED, That the following portion of the said Hemlock Street be accepted by the Supervisors of Lower Yoder Township as a township street and/or highway:

BEGINNING at a point on the south property line of Reservoir Avenue and the center line of Hemlock Street and running North 15° 00' East for a distance of two hundred ninety-four (294) feet to a point on the center line of Hemlock Street to the north property line of a private alley; said Hemlock Street shall be forty (40) feet between property lines.

Motion made by Charles Mayer and seconded by John Kondash, Jr. that the said Resolution be adopted. Said Resolution was adopted unanimously May 1, 1939.

John Kondash Jr. Secretary

W. D. Martore
President

I hereby certify and attest that the above and foregoing Resolution was adopted by unanimous vote by the Board of Supervisors of Lower Yoder Township, Cambria County, Pennsylvania at a meeting duly and regularly called and held and duly recorded and entered upon the minutes of the said Board of Supervisors on the 1st day of May, 1939, and IN WITNESS WHEREOF I have hereunto set my hand and seal and affixed hereto the seal of said Township of Lower Yoder this 6th day of May, 1939.

John Kondash Jr. (SEAL)
Secretary

IN THE COURT OF QUARTER SESSIONS
OF CAMBRIA COUNTY, PENNSYLVANIA,
NO. *3* *MARCH*. SESSIONS, 1939

and G. A. L. A.

IN RE:

HEMLOCK STREET, LOWER YODER
TOWNSHIP, CAMBRIA COUNTY,
PENNSYLVANIA.

PETITION FOR ACCEPTANCE OF PORTION
OF HEMLOCK STREET AS A PUBLIC
HIGHWAY
ORDER

Filed: May 8, 1939

SAMUEL R. DI FRANCESCO
ATTORNEY AT LAW
JOHNSTOWN, PENNSYLVANIA