

In Re:- To supply new **X** In the Court of Quarter
road in Washington Township **X** Sessions, Cambria County,
No. 2, June term, 1939

County of Cambria, to James McCann, Dr.

July 22nd. 1939. To Mileage one way, 23 miles, \$2.30
This mileage was not included in the bill rendered
for Dr. McCann's services on this view because of
my oversight, and we present this additional bill.

Louis B. Baylor Chairman of View.

James Thayer to
Frank P. Walker
Lillian D. Keller

MAR 15 1940 CERTIFIED

MAR 15 1940 CERTIFIED

In Re:- To Supply a New Public Road, in the township of Washington, in Cambria County, Penna.

In the Court of Quarter Sessions of Cambria County, Pennsylvania, No 2, June Sessions, 1939.

REPORT OF VIEWERS

To the Honorable, the Judges of the above named Court, we, the undersigned Viewers, appointed by the annexed order of the Court to view the proposed location for a new road, as indicated by the annexed order of Court, respectfully report:-

That we have been duly sworn as members of the Permanent Board of Viewers of Cambria County and that after having given due public notice of the time and place of the view by posting notices on and along the proposed new road and serving same on the supervisors of Washington Township and on the Commissioners of cambria County, said notices being annexed and made a part of this report; That we on the proposed site of the new road on the morning of July 22nd, 1939, as per notices attached, and proceeded with the duties of our appointment.

All of the supervisors of Washington Township as well as all of the citizens of the vicinity were present and were unanimous in the opinion that the prayer of the petitioners should be granted.

The viewers decided to grant the new road and proceeded to examine the ground and to lay out the new road on the best site obtainable for the same as indicated by maps hereto attached and by the following lines and distances:-

LINES and DISTANCES

"Beginning at a point on the Township Road, indicated on attached order of Court, thence along said Township Road south 67 degrees 00 West two hundred forty feet, (240 feet) ; thence through and over land of John Clynemeyer, Michael Andrews and John Kuntz (late of Joseph Conglo, deed) South 85 degrees and five minutes East four hundred sixty-five feet to

to a point on a dedicated street; thence 100 feet in a direct course to
with 30 degrees, 20 minutes West 407 feet to line of land of the
Reade Estate " ✓

The New Road, as laid out by the viewers, passes through land of
John Clynemeyer a distance of 136 feet; through land of the Michael
Andrews Estate a distance of 160 feet ; (this property is also known
as the George Andrews Est.) ; through land of the Joseph Conglo, other-
wise known as John Kuntz, a distance of 154 feet. ✓

In the absence of the actual owners of the Andrews and Conglo prop-
erties and the refusal of John Clynemeyer to waive damages the viewers
awarded damages to these properties in the sum of Fifty dollars each
since the properties are similar.

The new road as laid out by the viewers eliminates a steep grade and
an abrupt turn which exist on the private road now in use.

Since travel on the new road will necessarily be limited the viewers
recommmend the width of the road be kept to the minimum acceptable
to the authorities .

In any event one payment of \$50.00 damages to Clynemeyer, the Andrews
Est. and John Kuntz is the entire amount the viewers intend to be paid
to the property owners for damages.

After giving careful consideration to all matters before us, we the
viewers, are of the opinion that there is a necessity for a new road
and we respectfully reccommend that the prayer of the petitioners
be granted.

Witness our hands this eighth day of August, 1939.

Louis E. Taylor
A. M. Shoemaker

Viewers.

In re: To supply a New Public Road in Washington Township, in Cambria County Pennsylvania. In the Court of Quarter Sessions of Cambria County, Pennsylvania. No. 2. June Session, 1939

NOTICE of VIEW.

No. the undersigned Viewers, appointed by the above named Court to view the location and determine the necessity for a proposed New Public Road beginning at a point on the said highway leading from Lilly Borough to State Highway, Route No. 22, said highway being located on the line of the property of George Andrews and being the intersection of said highway with a private roadway leading to the property hereinabove mentioned; thence by said private roadway in a southeasterly direction a distance of two hundred fifty (250) feet more or less along the line of George Andrews' property to a point on line of land of Joseph Phillips; thence along said Phillips' land a distance of three hundred sixty-six (366) feet more or less to point on land of land of Pendo Estate, will meet at the place of beginning, as detailed above, Saturday, the 22nd. day of July, 1939, at 10. A. M. Standard time to perform the duties of our appointment. At that time and place all persons interested should be present.

John Garney
Supervisor

Louis E. Maylor.
A. L. McConaher.
James McLean.

Viewers.

In Re: To supply a New Public Road (.) In the Court of Quarter Sessions
in Washington Township, in (.) of Cambria County, Pennsylvania,
Cambria County, Pennsylvania. (.) June Sessions, No. 2, 1939.

NOTICE OF VIEW

We, the undersigned Viewers, appointed by the above named Court to View and determine the necessity for a New Public Road, as prayed for by the petitioners, beginning at a point on the highway leading from the Borough of Lilly to State Highway, Route #22, said highway being located on the line of the property of George Andrews and being the intersection of said highway with a private roadway leading to the property hereinbefore mentioned; thence by said private roadway in a southwesterly direction a distance of two hundred fifty, (250) feet more or less along the line of George Andrews' property to a point on line of land of Joseph Philips; thence along said Philips' land a distance of three hundred sixty-six (366) feet more or less to a point on land of the Reade Estate, will meet for the purpose of performing the duties of our appointment at the place of beginning, as detailed above, on Saturday, the twenty-second day of July, 1939, at 10 O'clock, A. M. Standard Time, at which time and place all persons interested should be present.

Louis E. Kaylor,
A. M. Shoemaker,
James McCann,

Viewers.

July - 19 - 1939
H. F. Ford.
Clerk

In To supply a New Public
Road in Washington Township,
in Cambria County Pennsylvania.

In the Court of Quarter Sessions
of Cambria County, Pennsylvania,
No. 2, June Sessions, 1939

NOTICE of VIEW.

We, the undersigned Viewers, appointed by the above named Court to View the location and determine the necessity for a proposed New Public Road beginning at a point on the said highway leading from Lilly Borough to State Highway, Route No., 22, said highway being located on the line of the property of George Andrews and being the intersection of said highway with a private roadway leading to the property hereinabove mentioned; thence by said private roadway in a southwesterly direction a distance of two hundred fifty (250) feet more or less along the line of George Andrews' property to a point on line of land of Joseph Philips; thence along said Philips' land a distance of three hundred sixty-six (366) feet more or less to point on land of land of Reade Estate, will meet at the place of beginning, as detailed above, Saturday, the 22nd. day of July, 1939, at 10, A.M. Standard time to perform the duties of our appointment. At that time and place all persons interested should be present.

Louis E. Kaylor,
A. J. Shocraker,
James McCann,

Viewers.

County of Cambria,

To James McCann, . . . Dr.

To 1/2 day on View,

\$ 6.00

" 1/2 mileage on same,

\$ 1.15

For Road View in Washington Twp. Court order No. 2
June Term 1939

\$ 7.15

I hereby certify that this is an exact copy of bill presented
to the County Commissioners for payment,

CERTIFIED
JAMES E. KAYLOR
COUNTY CONTROLLER

Louis E. Kaylor

Bill for Road View in Washington Twp.

June Term , 1939.

Mos. 2 and 3.

County of Cambria,

To Louis E. Kaylor, Dr.

To Preparing and serving notices of view to the
Commissioners of Cambria County, the Supervisors
of Washington Township and posting notices of view, 1/2, \$ 8.00

" Mileage on same, one half , 2.00
" one half day on view, 6.00
" one half day mileage on same, 1.40
" one half typewriter service, 1.00
" Preparing and filing Report of Viewers, June term No2, 12.00

I hereby certify that

\$30.40

An exact copy of this bill is supplied to County Commissioners.
of Cambria County.

Louis E. Kaylor.

In. To supply a New Public Road
in Washington Township, in
Cambria County, Pennsylvania.

In the Court of Quarter Sessions,
of Cambria County, Pennsylvania,
No. 2, June Sessions, 1939.

NOTICE OF VIEW

We, the undersigned Viewers, appointed by the above named Court to View and determine the necessity for a new public road, as prayed for by the petitioners, beginning at a point on the highway leading from the Borough of Lilly to State Highway, route #22, said highway being located on the line of the property of George Andrews and being the intersection of said highway with a private roadway leading to the property hereinbefore mentioned; thence by said private roadway in a southwesterly direction a distance of two hundred fifty, (250) feet more or less along the line of George Andrews' property to a point on line of land of Joseph Philips; thence along said Philips' land a distance of three hundred sixty-six feet more or less to point on line of land of Roade Estate, will meet at the place of beginning, as detailed above, on Saturday, the 22nd. day of July, 1939, at 10 O'clock, A. M. Standard time, to perform the duties of our appointment and at this time and place all persons interested should be present.

Service of "Notice of View" is
hereby acknowledged,

Louis E. Kaylor,
A. H. Shoemaker,
James McCann,

Viewers,

Secretary of Board,

John C. Lininger

A. M. SHOEMAKER
ATTORNEY-AT-LAW
EBENSBURG, PENNA.

COUNTY OF CAMBRIA

TO A. M. Shoemaker, Dr.

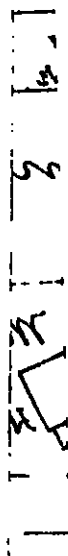
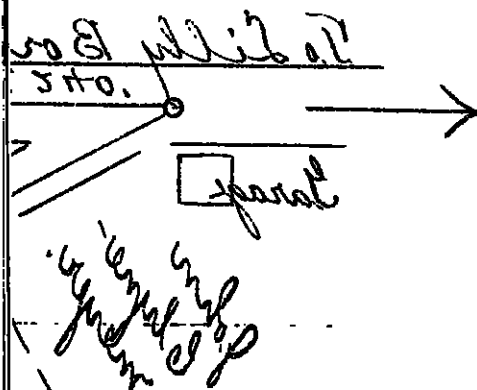
To 1/2 Day on View	-	-	-	-	-	\$6.00.
" 1/2 Milage (14 miles at 10¢ per mile)	-					1.40
" Engineering work	-	-	-	-		9.00
" Two Blue Prints						.50.

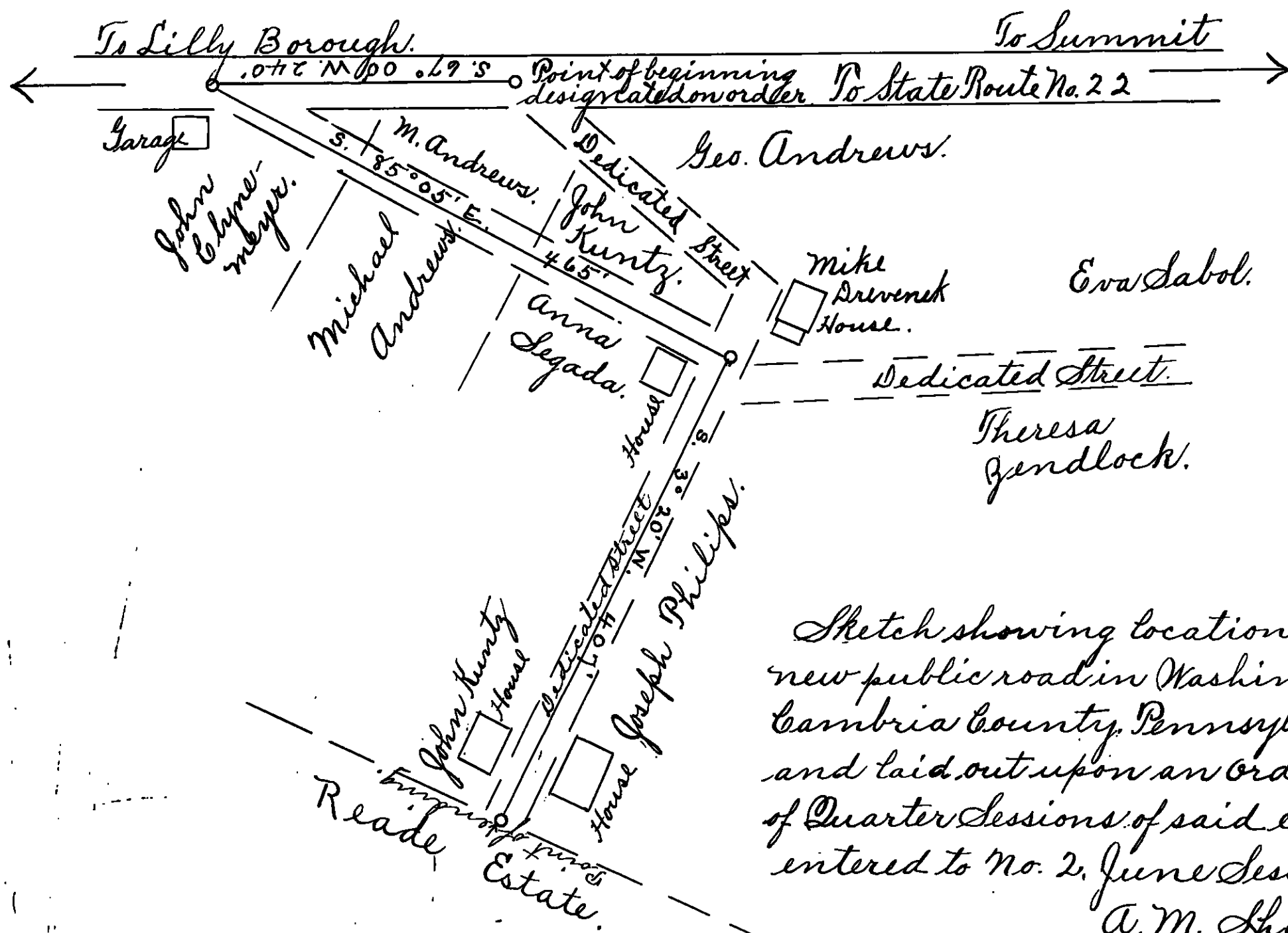
~~xx\$18.90x~~
\$17.20

No. 2 June Sessions 1939.

CERTIFIED
James L. Brown
COUNTY CONTROLLER

No. 2 June Sess 1939





Sketch showing location of a proposed new public road in Washington Township, Cambria County, Pennsylvania, as viewed and laid out upon an order of the Court of Quarter Sessions of said county and state, entered to No. 2, June Sessions, 1939.

A. M. Shoemaker,
L. E. Kaylor and
James M. Cann,
Viewers.

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 30th day of June A. D. 1929, before the Honorable Judge of the said Court: Upon the petition of ^{Supervisors} ~~the petitioners~~ of the Township of Washington, in the said County, setting forth that they labor under inconvenience for want of a public road or highway, to lead from beginning at a point on the said highway leading from Lilly Borough to State Highway Route #22, said highway being located on the line of the property of George Andrews and being the intersection of said highway with a private roadway leading to the property hereinabove mentioned; thence by said private roadway in a southwesterly direction a distance of two hundred fifty (250) feet more or less along line of George Andrews' property to a point on line of land of Joseph Philips; thence along said Philips' land a distance of three hundred sixty-six (366) feet more or less to point on line of land of Reade Estate.

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. E. Kaylor

surveyor, and

A. M. Shoemaker 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, J.

Attest:

James M. Jones 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."

1939

NO. 2, June SESSIONS, 1939

Order to View Road in Washington

Township, Cambria County, Pa.

L. E. Kaylor

A. M. Shoemaker

James McCann

Viewers

Clerk 90 cts.

Filed Aug. 8. 1939

11th Sept. 1939 Approved and heard fixed at forty feet

By the Court
M. J. Tennie

11 Dec. 1939

Confirmed at City

James McCann

Commonwealth of Pennsylvania, }
County of Cambria. } SS.

To John Clinemyer, Walter Maldosky and John Carney

supervisors of the township of Washington, in the county of Cambria,
greeting:

Whereas, at a Court of Quarter Sessions of the Peace held at Ebensburg, in and for the county of Cambria, aforesaid, on the day of Sept. 11, 1939, said court did approve and confirm for public use a certain road theretofore reported, and directed the same to be opened of the breadth of forty feet, which said road so reported, approved for public use, confirmed and directed to be opened begins at,

enclosed
as described in/certified copy of Viewers Report and print

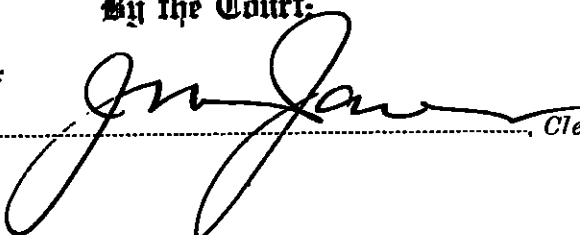
which said road was, on the 11th day of December, 1939, ordered and directed by the said court to be entered of record, and thenceforth to be taken, deemed and allowed to be a lawful public road or highway:

Now, this is to authorize, empower, command and require you the said supervisors aforesaid, in which district the said road lies, as soon as may be practicable, effectually to open the said road, by the courses and distances aforesaid, and the breadth of forty feet, as ordered and directed by the said court; and you are hereby further required to make return of this order to the next stated Court of Quarter Sessions, after the opening of the road in accordance with this order, and the manner of its execution by you, verified by the affidavit of one or both of you, setting forth that you have effectually opened the said road of the breadth of forty feet, and upon the line hereinbefore directed.

Witness, the Honorable John H. McCann, President of our
said court at Ebensburg, this 11th day of December, 1939.

By the Court:

Attest:


Clerk.

RETURN BY SUPERVISORS

Commonwealth of Pennsylvania,

County of Cambria.

} SS.

On the 23rd day of Sept, 1942, before me
a Justice of the Peace, personally came John Carney
Walter Nadolsky & John Blinniger
supervisors of the township of Washington, who being duly sworn
[or affirmed] according to law, do depose and say that they effectually opened the road designated by
the order of the Court bearing date the _____ day of _____
19_____, in accordance with the directions of the said order.

Sworn [or affirmed] and subscribed before me this

23rd day of Sept, 1942.

Joseph Mc Gonigle J.P.

MY COMMISSION EXPIRES FIRST
SUNDAY OF JANUARY, 1944

John Carney
Walter Nadolsky
John Blinniger
Supervisors.

Clerk.....

10/9-41

No. 2 June Sessions 19 39

Order to open Public Road In Washington
Township, Cambria County, Pa.

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

TO THE HONORABLE JUDGES OF SAID COURT:

The petition of the undersigned citizens of the Township of Washington, County of Cambria and State of Pennsylvania, respectfully represents:

1.

That they labor under a great inconvenience by reason of the fact that a roadway leading from the Township Road between Lilly Borough and State Highway known as Route #22, along the line of the properties of George Andrews, Anna Segeda, Joseph Conglo Estate, Joseph Philips and John Kocntz, has not been taken over by the Township of Washington.

2.

A particular description of said roadway is as follows:

Beginning at a point on the said highway leading from Lilly Borough to State Highway Route #22, said highway being located on the line of the property of George Andrews and being the intersection of said highway with a private roadway leading to the property hereinabove mentioned; thence by said private roadway in a southwesterly direction a distance of two hundred fifty (250) feet more or less along line of George Andrews' property to a point on line of land of Joseph Philips; thence along said Philips' land a distance of three hundred sixty-six (366) feet more or less to point on line of land of Reade Estate.

3.

That the said roadway is constantly used by the abutting property owners and others and is in need of repair and proper maintenance.

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 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.

Walter Kadolsky
Supervisor of Washington Township

John Garney
Supervisor of Washington Township

John B. Brimmer
Supervisor of Washington Township

Martin Hovanec
Walter Tomber
X Lucas Hrenishev
X Theresia Hrenishev
T. E. S. S. S.
Andy Zajdel
John Zajdel
Joseph Phillips
John H. S. S.
Stanley D. S.
George J. Andrews
Joseph Brosius & Co. Joseph McNigle

State of Pennsylvania :
 County of Cambria : ss.

John Zajdel, 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.

John Zajdel

Affirmed and subscribed before me this
26 day of June, A. D., 1939.

John L. Hite
 Prothonotary

DECREE

And Now, June 30, 1939, the foregoing petition having been
 read and considered, it is ordered that L. E. Kaylar, A. M. Hrenishev
 AND James McCann, members of the Board of Viewers of
 Cambria County be and hereby are appointed to view and report on the above mat-
 ter, according to law.

By the Court
McKenrick

No. 2 June Sess. 1939

IN THE COURT OF QUARTER SESSIONS
OF CAMBRIA COUNTY, PENNSYLVANIA

IN RE ROAD IN WASHINGTON TOWN-
SHIP, CAMBRIA COUNTY, PENNSYL-
VANIA

PETITION FOR APPOINTMENT OF
VIEWERS

Filed July 3-1939

C. RANDOLPH MYERS
ATTORNEY AT LAW
EBENSBURG, PENNSYLVANIA

And Now, June 26, 1939, we hereby acknowledge receipt of a copy of
the within petition and waive the issuance of a rule in connection therewith
and agree to the appointment of Viewers as within prayed for.

W. J. Flou
Chief Clerk, Commissioners of
Cambria County