

No. 4 June session 1938

In the Court of Quarter Sessions  
of Cambria County, Penna.

IN THE MATTER OF TAKING OVER A  
PORTION OF CERTAIN PRIVATE ROADS  
IN AND ABOUT THE TOWN OF COLVER,  
CAMBRIA TOWNSHIP, CAMBRIA COUNTY.

no release of Damages  
filed 8/8/38. Collect  
att'y fees about it. To be  
filed later.

Filed Aug-8-1938

P. J. LITTLE  
ATTORNEY AT LAW  
EBENSBURG, PA.

In the Court of Quarter Sessions of Cambria County, Pennsylvania  
In the Matter of taking over a portion of certain private roads in and  
about the town of Colver, Cambria Township, Cambria County,

PETITION OF THE SUPERVISORS OF CAMBRIA TOWNSHIP, CAMBRIA COUNTY, TO  
DECLARE THE FOLLOWING DESCRIBED AS PUBLIC ROADS OF SAID TOWNSHIP AND COUNTY.

To the Honorable, the Judges of said Court:

The Petition of Thomas Altemus, Henry Illig, and Albert Kinnan,  
Supervisors of Cambria Township, Cambria County, respectfully represents:

1. That your petitioners are the duly elected, qualified,  
and acting Supervisors of Cambria Township, Cambria County, a Township  
of the second class of Cambria County, Pennsylvania.

2. That for more than six years last past, certain  
private roads hereinafter described have been used by the public generally  
in Cambria Township, Cambria County, as follows:

(a) A certain private road in Cambria Township, Cambria County, beginning  
at the intersection of Reese Avenue and Fifth Street in the town of Colver,  
Cambria Township, and extending along Reese Avenue, South fifty-seven  
degrees fifty-nine minutes West about fourteen hundred feet to the inter-  
section of Reese Avenue and First Street; thence along said private road  
from the town of Colver to a point in the line between Cambria Township  
and Blacklick Township, said point being south of and nine hundred feet  
distant from the point of intersection of Blacklick Township and Barr Town-  
ship on the Cambria Township line.

(b) Also, a road beginning at a point on the Cambria Township line south  
of and one hundred and seventy-five feet from the intersection of Barr  
Township and Blacklick Township on said Cambria Township line; said point  
also being twenty feet north of the cement house of the Ebensburg Coal  
Company, and continuing along the private road a distance of five hundred  
and twenty feet to a point in the township line between Cambria Township  
and Barr Township, said point being north of and two hundred and twenty  
feet from the intersection of Blacklick Township and Barr Township on the  
Cambria Township line.

C [ ] O

(c) Also, a private road beginning at a point on the township line between Cambria Township and Barr Township, said point being north of and seven hundred and thirty feet from the intersection of Barr Township and Blacklick Township along the Cambria Township line; and thence along said private road and the longest street through the village of Shantytown, and intersecting with Route 11036, being the highway leading from Colver to Belsano.

(d) Also, a private road beginning at a point on the Cambria Township line which said point is south of and four hundred and fifty-five feet distant from the intersection of Barr Township and Blacklick Township, and continuing along said private road and the street to house number seventy-two at the north-east end of Nine Row.

(e) Also, a private road beginning at the intersection of the road described in (a) paragraph herein, about one thousand one hundred and twenty feet from the Cambria Township line, said point of beginning being about four hundred feet from the Slope of the Ebensburg Coal Company; thence along said private road and the street through Twenty Row to the intersection of said private road and Township Road No. 11480. 11

3. That the Ebensburg Coal Company, the owner of the land dedicated by paper hereto attached, releases the township from all damages for said appropriation, and agrees that said roads be opened for a width of forty feet. \*

4. That plans in accordance with the acts of assembly accompany this petition.

5. That by resolution of the Board of Supervisors of Cambria Township, Cambria County, the plans of above roads and parts of roads are approved and adopted and the said roads and parts of roads within the Township of Cambria, County of Cambria, are declared public highways subject to the approval of the Court and in pursuance of sections 1140 and 1105 of the Act of Assembly approved May 1, 1933 P. L. 103.

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Your petitioners therefore pray your honorable Court to approve the taking over of the highways and the parts of highways herein described and direct that this petition and decree of Courts together with the release of damages of the Ebensburg Coal Company be recorded in the Road Dockets of Cambria County.

T. L. Altemus  
Henry Illig.  
Albert Kinnan  
Supervisors of Cambria Township  
Cambria County

State of Pennsylvania  
County of Cambria

SS

Thomas Altemus, Henry Illig, and Albert Kinnan, Supervisors of Cambria Township, Cambria County, being duly sworn according to law, depose and say that the facts set forth in the foregoing petition are correct and true.

Sworn and subscribed  
this 28th day of July, A. D.,  
1938.

T. L. Altemus  
Henry Illig.  
Albert Kinnan

Charles T. Rowland  
Justice of the Peace  
My com. expires First  
Mon. Jan'y. 1940.

## RESOLUTION

Of the Board of Township Supervisors of Cambria Twp., Cambria Co., Pennsylvania, approving and adopting roads and parts of roads laid out and opened as private roads by Ebensburg Coal Company in and about the town of Colver, Cambria Township, Cambria County, declaring said roads and parts of roads public highways, and authorizing the Supervisors to present their petition to the Court of Quarter Sessions for its approval of the taking over of said highways as public roads of the County of Cambria and State of Pennsylvania.

Be it ordained and enacted by the Board of Supervisors of Cambria Township, Cambria County, Pennsylvania, and it is hereby ordained and enacted by authority of the same:

SECTION 1. That the Board of Supervisors of Cambria Township, Cambria County, hereby approve and adopt as public highways certain private roads and parts of roads within said township laid out and dedicated by Ebensburg Coal Company as public roads, which roads and parts of roads have been used by the public generally for many years past, both before and after the dedication aforesaid, viz:

- (a) A certain private road in Cambria Township, Cambria County, beginning at the intersection of Reese Avenue and Fifth Street in the town of Colver, Cambria Township, and extending along Reese Avenue, South fifty-seven X degrees fifty-nine minutes West about fourteen hundred feet to the intersection of Reese Avenue and First Street; thence along said private road from the town of Colver to a point in the line between Cambria Township and Blacklick Township, said point being south of and nine hundred feet distant from the point of intersection of Blacklick Township and Barr Township on the Cambria Township line.
- (b) Also, a road beginning at a point on the Cambria Township line south of and one hundred and seventy-five feet from the intersection of Barr Township and Blacklick Township on said Cambria Township line; said point also being twenty feet north of the cement house of the Ebensburg Coal

Company, and continuing along the private road a distance of five hundred and twenty feet to a point in the township line between Cambria Township and Barr Township, said point being north of and two hundred and twenty feet from the intersection of Blacklick Township and Barr Township on the Cambria Township line.

(c) Also, a private road beginning at a point on the township line between Cambria Township and Barr Township, said point being north of and seven hundred and thirty feet from the intersection of Barr Township and Blacklick Township along the Cambria Township line; and thence along said private road and the longest street through the village of Shantytown, and intersecting with Route 11036, being the highway leading from Colver to Belsano.

(d) Also, a private road beginning at a point on the Cambria Township line which said point is south of and four hundred and fifty-five feet distant from the intersection of Barr Township and Blacklick Township, and continuing along said private road and the street to house number seventy-two at the north-east end of Nine Row.

(e) Also, a private road beginning at the intersection of the road described in (a) paragraph herein, about one thousand one hundred and twenty feet from the Cambria Township line, said point of beginning being about four hundred feet from the Slope of the Ebensburg Coal Company; thence along said private road and the street through Twenty Row to the intersection of said private road and Township Road No. 11480.

Section 2. That the Board of Supervisors petition the Court of Quarter Sessions of Cambria County to approve its action in taking over said dedicated roads and parts of roads and further pray the Court to order that the petition and decree be recorded in the Road Docket of Cambria County.

Passed and approved July 28th, 1938.



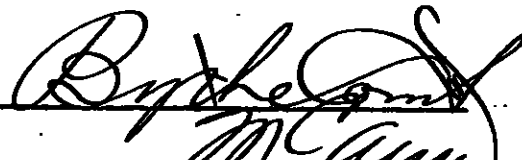
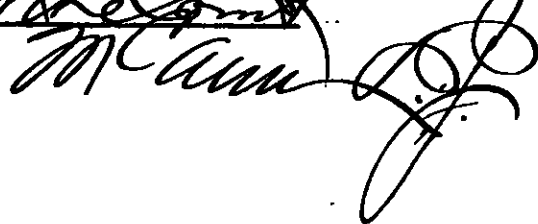
President of Board of Supervisors



Secretary of Board of Supervisors

DECREE

AND NOW, to-wit; August 8, 1938, the within petition and resolution of the Board of Supervisors of Cambria Township, Cambria County was presented to the Court. The same is read and considered and the prayer thereof is hereby granted, to-wit; five private roads or parts of roads situate in Cambria Township, Cambria County in said petition described are hereby decreed as township highways; said private roads having been dedicated and used by the public generally for many years last past; that the width of the said roads be fixed at forty feet; that the Clerk of this Court be and is hereby directed to record this petition and resolution on the Road Docket of Cambria County.

  
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RD# 4

June 1938

Cambria Twp.  
Town of Colver  
Taking over Private  
Roads

Not Mapped



