

NO. *FD 8* *December* SESSIONS, 1963

IN THE COURT OF QUARTER SESSIONS
CAMBRIA COUNTY, PENNSYLVANIA

IN RE: LAYING-OUT, OPENING
AND ACCEPTING PORTIONS OF A
PROPOSED ROAD IN THE TOWN-
SHIP OF CROYLE, CAMBRIA
COUNTY, PENNSYLVANIA, SOUTH
OF ROUTE 11095, OTHERWISE
KNOWN AS ROUTE 760.

REPORT OF THE
SUPERVISORS OF
CROYLE TOWNSHIP

Filed: Nov. 22, 1963

DIFRANCESCO & DIFRANCESCO
ATTORNEYS AT LAW
418 LINCOLN STREET
JOHNSTOWN, PA.

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

IN RE: LAYING-OUT, OPENING AND (
ACCEPTING PORTIONS OF A PROPOSED)
ROAD IN THE TOWNSHIP OF CROYLE, (NO. *P. 48* *December* SESSIONS,
CAMBRIA COUNTY, PENNSYLVANIA,) 1963
SOUTH OF ROUTE 11095, OTHERWISE (
KNOWN AS ROUTE 760.)

REPORT OF THE SUPERVISORS OF CROYLE TOWNSHIP

The Petition of FOREST CROYLE, JOHN T. PLUMMER and
RAY BAUMGARDNER, respectfully represents:

(1) That they are the Supervisors of the Township of Croyle,
Cambria County, Pennsylvania.

(2) That they propose to lay-out, open and accept portions of a
proposed road in Croyle Township, Cambria County, Pennsylvania, which
portion of road is described as follows:

"BEGINNING at the intersection of the within road
with the southerly side of Legislative Route 11095,
otherwise known as Route 760; thence between the
property of Andrew Yanich and Curtis Weaver,
South 31°59' East 900 feet to a point; having a
width of 50 feet; thence through the property of
Michael Mindish, South 72°00' East, 230 feet to
a point, having a width of 33 feet; thence South
82°40' East 240 feet to a dead end, having a width
of 33 feet, which is in accordance with the map,
plan and drawing hereto attached, made part here-
of and to be filed with the Clerk of Courts of Cambria
County, Pennsylvania."

The said portion of road above described appears on a map, draft or survey,
hereto attached, made part hereof, and marked, "Exhibit A",

(3) That your Petitioners have given ten (10) days notice to the
property owners affected by the laying-out, opening and accepting of the road
as required by the Act of Assembly, of a hearing and after said hearing the
Supervisors deem that the said portion of road is necessary and convenient,
and by ordinance duly made and adopted, the said portion of road was layed-
out, opened and accepted by the Supervisors of Croyle Township as a part of

the highway system of the Township, which ordinance is hereto attached, made part hereof , and marked, "Exhibit B".

(4) That attached hereto and made part hereof is Petition for Release of Damages, by owners abutting on said portion of road, marked and designated as, "Exhibit C".

(5) That attached hereto and made part hereof is Release of Damages of the County Commissioners of the County of Cambria, Pennsylvania, marked and designated as, "Exhibit D".

WHEREFORE, your Petitioners pray that this report and exhibits attached hereto, may be filed in the Office of the Clerk of Courts of the Court of Quarter Sessions of Cambria County, Pennsylvania.

FC Frank Boyle

JP John T. Plummer

RB Raymond E Baumgardner

Supervisors of Croyle Township

STATE OF PENNSYLVANIA)

(SS:

COUNTY OF CAMBRIA)

Personally appeared before me, a Notary Public, in and for said

County and State, FOREST CROYLE, JOHN T. PLUMMER and RAY BAUM-

GARDNER, Supervisors of the Township of Croyle, Cambria County, Penn-

sylvania, who being duly sworn according to law, depose and say that the

facts set forth in the foregoing report are true and correct to the best of their

knowledge and information and belief.

FC Foot bridge

W P John T. Plummer

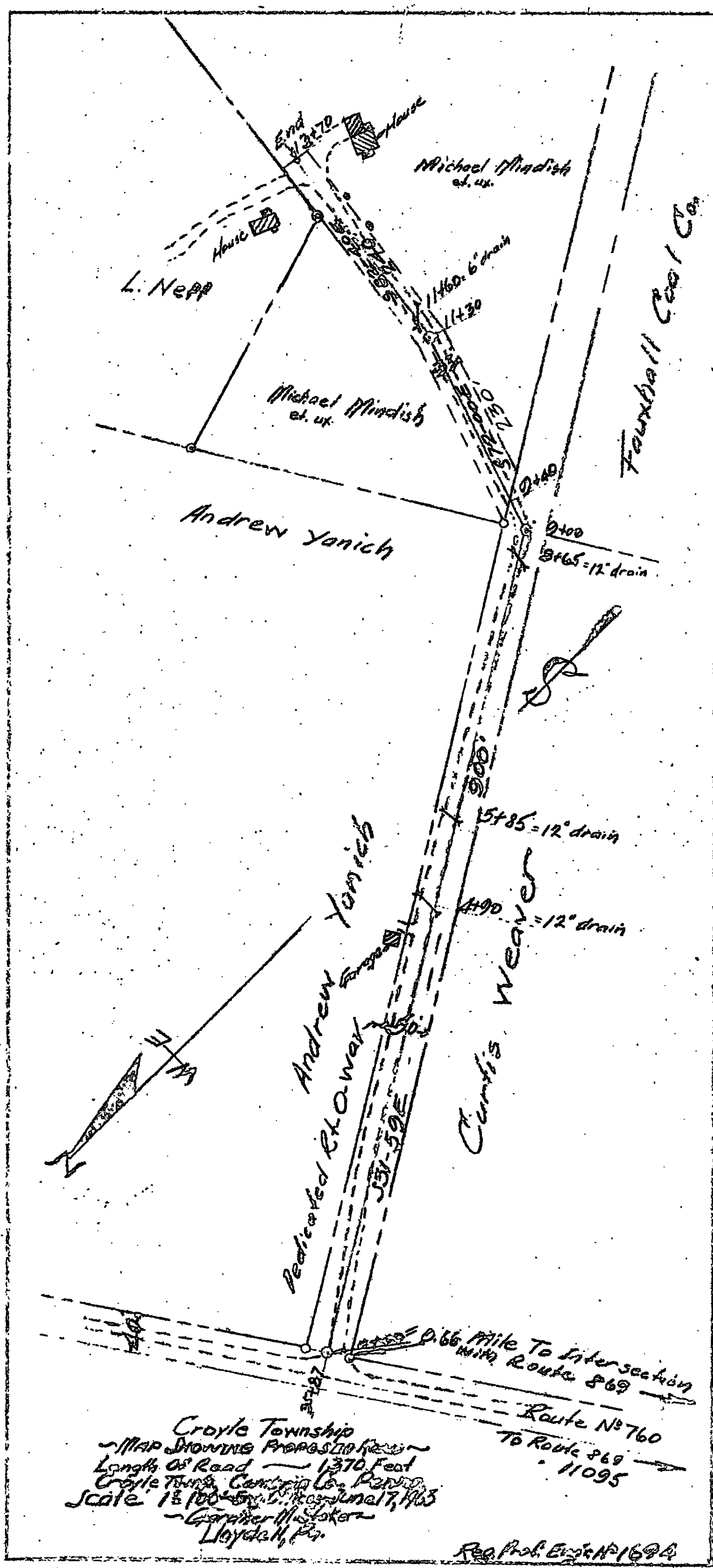
RB Raymond E Baumgardner

SWORN and subscribed before me
this 15th day of November, 1963.

Francis M. Butts
Notary Public

FRANCES M. BARTKO, Notary Public
Johnstown, Cambria County, Pa. 15480
My Commission Expires October 2, 1987

EXHIBIT A



AN ORDINANCE ACCEPTING
LAYING-OUT AND OPENING
ROAD SOUTH OF ROUTE 11095
OTHERWISE KNOWN AS ROUTE
760

WHEREAS, the abutting property owners are in need of a public road along their land and have petitioned the Supervisors of Croyle Township for such a road as hereinafter described; and

WHEREAS, the abutting property owners have signed a Release of Damages for the laying-out, opening and accepting of such road; and

WHEREAS, the abutting property owners have waived the right to receive ten (10) days notice of the intention of the Supervisors to adopt an Ordinance accepting, opening and laying-out of the said road:

NOW, THEREFORE, BE IT ORDAINED, and it is hereby ordained by the Supervisors of Croyle Township that the following described road be and the same is hereby accepted, layed-out and opened, as follows:

BEGINNING at the intersection of the within road with the southerly side of Legislative Route 11095, otherwise known as Route 760; thence between the property of Andrew Yanich and Curtis Weaver, South 31°59' East 900 feet to a point; having a width of 50 feet; thence through the property of Michael Mindish, South 72°00' East, 230 feet to a point, having a width of 33 feet; thence South 82°40' East 240 feet to a dead end, having a width of 33 feet, which is in accordance with the map plan and drawing hereto attached, made part hereof and to be filed with the Clerk of Courts of Cambria County, Pennsylvania.

MOTION made by Forest Croyle, and seconded by John T. Plummer, that this Ordinance for the laying-out, opening and accepting the above road is adopted.

ADOPTED this 29 day of October, 1963.

CROYLE TOWNSHIP SUPERVISORS

By Forest Croyle
Chairman

ATTEST:

Michael Karkoch
Secretary

PETITION AND RELEASE OF DAMAGES

We, the undersigned, citizens and property owners of the Township of Croyle, Cambria County, Pennsylvania, respectfully petition the Board of Supervisors of Croyle Township to lay-out, open and accept the following described road which abuts along side of our respective properties:

BEGINNING at the intersection of the within road with the southerly side of Legislative Route 11095, otherwise known as Route 760; thence between the property of Andrew Yanich and Curtis Weaver, South 31°59' East 900 feet to a point; having a width of 50 feet; thence through the property of Michael Mindish, South 72°00' East, 230 feet to a point, having a width of 33 feet; thence South 82°40' East 240 feet to a dead end, having a width of 33 feet, which is in accordance with the map, plan and drawing hereto attached, made part hereof and to be filed with the Clerk of Courts of Cambria County, Pennsylvania.

In consideration of the opening of the said road, we the undersigned, do hereby remise, release and discharge the Township of Croyle of and from all and all manner of actions or cause of actions in law or in equity, especially from a claim for damages arising out of the laying-out, opening and accepting of the above described road, and we release the Township for ourselves, our heirs, executors, administrators, successors and assigns, and we further hereby waive our right to receive a ten days' notice of the intention of the Supervisors to adopt an ordinance for the purpose of laying-out, opening and accepting the above road.

Michael Mindish (SEAL) _____ (SEAL)

Lorne Mindish (SEAL) _____ (SEAL)

Lula Neff (SEAL) _____ (SEAL)

Andrew Yanich (SEAL) _____ (SEAL)

Lester Bastin (SEAL) _____ (SEAL)

Mrs Lester Bastin (SEAL) _____ (SEAL)

_____ (SEAL) _____ (SEAL)

RELEASE

WE, the undersigned, JOSEPH P. ROBERTS, JAMES T. FAGAN and HIRAM F. RIBBLETT, Commissioners of the County of Cambria, in consideration of the opening of the road described below, by the Supervisors of the Township of Croyle, in accordance with the Resolution enacted by the said Board of County Commissioners, hereby, for and on behalf of the County of Cambria, release, remise and discharge the Township of Croyle of and from all matter of actions, suits, payments, accounts, reckonings, claims and demands whatsoever for or by reason thereof, or of any other act, matter, cause or thing whatever, from the beginning of the world to the day of the date of these presents, said property being described as follows:

"BEGINNING at a point on the southwest side of the Beaver Branch of the Pennsylvania Railroad at Sidman, Croyle Township, Cambria County, Pennsylvania; thence along the right-of-way of the said Beaver Branch South 52°06' East 720 feet to a dead end on the property line of Elmer Fresh, being a road having a width of 16 feet."

"BEGINNING at the intersection of the within road with the southerly side of Legislative Route 11095, otherwise known as Route 760; thence between the property of Andrew Yanich and Curtia Weaver, South, 31°50' East 900 feet to a point; having a width of 50 feet; thence through the property of Michael Mindich, South 72°00' East, 230 feet to a point, having a width of 33 feet; thence South 82°40' East 340 feet to a dead end, having a width of 33 feet, which is in accordance with the map, plan and drawing hereto attached, made part hereof and to be filed with the Clerk of Courts of Cambria County, Pennsylvania."

IN WITNESS WHEREOF, WE, have hereunto set our hands and

seals this 24th day of October, 1963.

COUNTY COMMISSIONERS
CAMBRIA COUNTY, PENNSYLVANIA

ATTEST:


Clerk

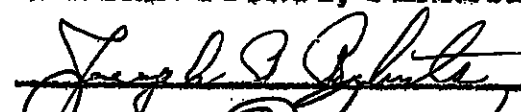
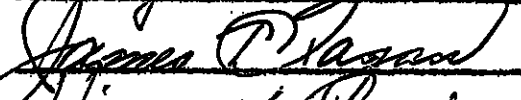

 (SEAL)
 (SEAL)
 (SEAL)

EXHIBIT D

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

IN RE: LAYING-OUT, OPENING AND (
ACCEPTING PORTIONS OF A PROPOSED)
ROAD IN THE TOWNSHIP OF CROYLE, (NO. SESSIONS,
CAMBRIA COUNTY, PENNSYLVANIA,) 1963
SOUTH OF ROUTE 11095, OTHERWISE (
KNOWN AS ROUTE 760.)

DECREE

NOW, the *29th* day of *November*, 1963,

upon consideration of the foregoing Petition, the Clerk of the Court of
Quarter Sessions of Cambria County, Pennsylvania, is hereby directed to file
the within report and the exhibits attached hereto.

BY THE COURT,

Shetty

J.

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

IN RE: LAYING-OUT, OPENING AND ()
ACCEPTING PORTIONS OF A PROPOSED ()
ROAD IN THE TOWNSHIP OF CROYLE, (NO. SESSIONS,
CAMBRIA COUNTY, PENNSYLVANIA,) 1963
SOUTH OF ROUTE 11095, OTHERWISE ()
KNOWN AS ROUTE 760.)

FINAL DECREE

at 1:15 P.M.

NOW, the 23rd day of December, 1963,

it appearing that the said Petition having been filed on the 22nd day of November, 1963, and that no citizen or freeholder of the Township did within thirty (30) days from the filing of this report of the Supervisors file exceptions to the report or a petition for a review, IT IS ORDERED AND DIRECTED that the said portion of a proposed road in Croyle Township, Cambria County, Pennsylvania, described as follows: "BEGINNING at the intersection of the within road with the southerly side of Legislative Route 11095, otherwise known as Route 760; thence between the property of Andrew Yanich and Curtis Weaver, South 31°59' East 900 feet to a point; having a width of 50 feet; thence through the property of Michael Mindish, South 72°00' East, 230 feet to a point, having a width of 33 feet; thence South 82°40' East 240 feet to a dead end, having a width of 33 feet, which is in accordance with the map, plan and drawing hereto attached, made part hereof and to be filed with the Clerk of Courts of Cambria County, Pennsylvania," be and is hereby confirmed as a Township road and declared to be a part of the public road and highway system of the said Township of Croyle.

BY THE COURT,



J.