

Vol # 4 Sept 1966

IN THE COURT OF QUARTER SESSIONS  
CAMBRIA COUNTY, PENNSYLVANIA

In re Petition for Ascertaining  
and Establishing lines between  
Chest Township and White Township.

386

P E T I T I O N

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CLERK OF COURTS

ROBERT J. CASSIDY  
ATTORNEY AT LAW  
GOOD BUILDING  
PATTON, PENNSYLVANIA

IN THE COURT OF QUARTER SESSIONS, CAMBRIA COUNTY, PENNSYLVANIA

In re Petition for Ascertaining and  
Establishing lines between Chest  
Township and White Township

PETITION

TO THE HONORABLE JUDGES OF ABOVE NAMED COURT:

Your Petitioners respectfully represent:

1. That your Petitioners are Herman J. Leiden, L. J. Warner, Bernard J. Neibauer, residents of and members of the Board of Supervisors of Chest Township; and John Gates, John Noel and Lawrence Noel, residents and members of the Board of Supervisors of White Township.

2. That the North-South division lines between the Townships of Chest and White are uncertain, the original records pertaining to the formation of said Townships having been lost or destroyed.

3. By reason of the uncertainty of the location of said division lines, said uncertainty is likely to cause disputes and generally inconvenience the inhabitants of said Townships.

4. That the appointment of a commission of three impartial citizens to determine and fix the said North-South division line between the Townships of Chest and White would suit the convenience of the inhabitants of Chest Township and White Township.

WHEREFORE, your Petitioners respectfully request your Honorable Court to appoint a commission of three impartial citizens, one of whom to be a Registered Engineer, to inquire into the propriety of ascertaining and establishing the North-South Division line between Chest and White Townships and, upon the filing of the report of the commissioners, to cause the lines or boundaries between Chest Township and White Township to be ascertained and established under the provisions of the Act of May 1, 1933, P. L. 103, Art. III, Section 302, et seq., as amended.

John Noel  
John W. Gates  
Lawrence Noel

Bernard Neibauer  
L. J. Warner  
Herman Leiden

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CAMBRIA

SS:

Herman J. Leiden and John Noel, being duly sworn according to law,  
depose and say that the facts set forth in the foregoing Petition are true and  
correct to the best of their information, knowledge and belief.

Herman J. Leiden  
John Noel

Sworn and subscribed before me this

18 day of June A. D., 1966.

Regina Huslow  
My Comm. expires Jan 1972


IN THE COURT OF QUARTER SESSIONS, CAMBRIA COUNTY, PENNSYLVANIA

In re Petition for Ascertaining and  
Establishing lines between Chest  
Township and White Township.

DECREE

AND NOW, this 20 day of June A. D., 1966, upon consideration of the facts set forth in the foregoing Petition, and upon Motion of Robert J. Cassidy, Esq and Harry A. Englehart, Jr., Esq., Attorneys for the Petitioners, it is **HEREBY ORDERED AND DECREED** that a commission be appointed consisting of George Leiden, a resident of Chest Township, Edwin Gates, a resident of White Township, and Martin C. Kirsch, a Registered Engineer, to inquire into the prayer of the Petition of causing the North-South boundary lines of the Township of Chest and the Township of White to be ascertained and established, and that said commissioners shall hold a hearing and view the lines or boundaries aforesaid and that they shall make a plot or graph of the lines and boundaries proposed to be altered or ascertained and established. And further, that said commissioners shall make a report to the Court, together with their opinion of the same. And further, that said commissioners, upon fixing a date for public hearing, shall give notice of said hearing by posting the time and place and purpose of said hearing on the buildings used by the said Townships of Chest and White as their usual meeting places.

BY THE COURT:

  
Griffith J.

R.D.  
No. 4 Sept. Term 1966

IN THE COURT OF QUARTER SESSIONS  
OF CAMBRIA COUNTY, PENNSYLVANIA

IN RE PETITION FOR ASCERTAINING  
AND ESTABLISHING LINES BETWEEN  
CHEST TOWNSHIP AND WHITE TOWNSHIP

COMMISSIONERS' REPORT

ROBERT J. CASSIDY  
ATTORNEY AT LAW  
GOOD BUILDING  
PATTON, PENNSYLVANIA

FILED  
CLERK OF COURTS  
CAMBRIA CO. PA.

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STEPHEN D. OBLACKOVICH  
CLERK OF COURTS

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

IN RE PETITION FOR ASCERTAINING AND  
ESTABLISHING LINES BETWEEN CHEST  
TOWNSHIP AND WHITE TOWNSHIP

*No. 4 Sept. Session 1966*

COMMISSIONERS' REPORT

TO THE HONORABLE, THE JUDGES OF ABOVE NAMED COURT:

The report of GEORGE LEIDEN, EDWIN GATES and MARTIN C. KIRSCH, Commissioners appointed by the Court, is as follows:

1. By Decree dated the 20<sup>th</sup> day of June, 1966, your Honorable Court appointed George Leiden, a resident of Chest Township, Edwin Gates, a resident of White Township, and Martin C. Kirsch, a Registered Engineer, to inquire into the prayer of the Petition of causing the North-South boundary lines of the Townships of Chest and White to be ascertained and established.
2. Pursuant to said Decree, your Commissioners held a public meeting, after giving public notice as directed by Decree of Court, at 7:30 P.M., E.D.S.T. on Monday, August 29, 1966, in the Beaver Valley School House in White Township, Cambria County, Pennsylvania.
3. That on the appointed day for said public meeting, your Commissioners met, prepared to explain the nature of the meeting and to receive any suggestions or complaints of the residents of said Chest and White Townships, with regard to fixing the North-South boundary lines between said Townships as hereinafter set forth.
4. That having been duly sworn, your Commissioners went over the proposed line and the line as it presently exists, measured them and took their courses, heard the statements of the persons affected by any change and made a careful and diligent inquiry as to the propriety of making the change prayed for.
5. After careful consideration as aforesaid, your Commissioners find the convenience of the inhabitants of Chest and White Townships will be promoted by the alteration of said North-South boundary line as prayed for and, therefore, report to the Court that, in the opinion of your Commissioners, the line should be altered and we recommend the alteration as prayed for as follows:

Description for the North-South Line Between Chest and White Townships.

BEGINNING at Monument No. 1 (also marked Monument No. 11 on the Clearfield Township line) being the corner of Chest and White Townships on the Clearfield Township line, the location for which is as follows:

BEGINNING AT a set stone being the Northeast corner of Patton Borough and a corner of Elder Township; thence South fifty-three degrees twenty-one Minutes East (S 53° 21' E) sixteen hundred fifty-five and eighty-two one-hundredths (1655.82') feet to a point in the center line of the old channel of Chest Creek, which point is the corner of Chest and Clearfield Townships on the Elder Township line; thence by the division line between Chest and Clearfield Townships South eighty-three degrees forty-five minutes East (S 83° 45' E) sixteen thousand seventy-three and fifty-one one hundredths (16,073.51') feet; thence North six degrees fifteen minutes East (N 6° 15' E) the following twenty-two (22) distances: Ten hundred fifty-one and ninety-four one-hundredths (1051.94') feet to Monument No. 2 located approximately forty-five (45') feet South of Legislative Route 11084; thence twelve hundred forty and nineteen one-hundredths (1240.19') feet crossing said legislative Route No. 11084 and through Prince Gallitzin State Park lands to Monument No. 3, located on the South side of Beaver Dam Run arm of Glendale Lake; thence twenty-one hundred fifteen and twenty-five one-hundredths (2115.25') feet crossing said Beaver Dam Run arm of Glendale Lake and continuing through Prince Gallitzin State Park lands to Monument No. 4; thence sixteen hundred thirty-three and nine one-hundredths (1633.09') feet crossing one hundred twenty (120') feet west of the Northeast iron pin corner of the Paradise Point Development lands (formerly Edward Warfield land) and continuing through said Park lands to Monument No. 5 located near the South edge of a pine plantation; thence fourteen hundred nine and ninety-nine one-hundredths (1409.99') feet continuing through the said Park land and the pine plantation to Monument No. 6 located on the southern bank of Killbuck Run arm of Glendale Lake; thence eight hundred eighty-two and forty-seven one hundredths (882.47') feet crossing said Killbuck arm of Glendale Lake to Monument No. 7 located at the edge of a woods line; thence twenty-five hundred twenty and ninety-one one-hundredths (2520.91') feet partly by the eastern edge of the paving of Legislative Route 11052 and crossing said Legislative Route and Township Route No. 558 to Monument No. 8 in State Game Lands; thence fifteen hundred seventy-one (1571.00') feet continuing through said State Game lands and crossing Crooked Run to Monument No. 9; thence fourteen hundred ninety-four and seventy-nine one-hundredths (1494.79') feet still by said State Game Lands to Monument No. 10; thence eleven hundred eighty-six and ninety one-hundredths (1186.90') feet partly by said State Game Lands and partly by Prince Gallitzin State Park lands to Monument No. 11 located on South bank of Wyerough Run arm of Glendale Lake; thence eight hundred seventy-two and seventy-two one-hundredths (872.72') feet crossing said arm of Glendale Lake to Monument No. 12; thence fifteen hundred fourteen and fifty-one one-hundredths (1514.51') feet by said Park Lands crossing a small run and paralleling said Run on the Easterly side to Monument No. 13 located near the source of said small run; thence sixteen hundred fifty-four and ninety-six one-hundredths (1654.96') feet through said Park Lands and crossing Township Route 569 to Monument No. 14 located approximately fifty (50') feet North of said Township road in Rhody lands; thence through the said Rhody lands, the following four (4) distances: Sixteen hundred four and fifty-four one-hundredths (1604.54') feet to Monument No. 15, fifteen hundred and twenty-one one-hundredths (1500.21') feet to Monument No. 16, thirteen hundred forty-eight and five one-hundredths (1348.05') feet to Monument No. 17, and sixteen hundred forty-six and ninety-three one-hundredths (1646.93') feet crossing Dutch Run to Monument No. 18; thence eighteen hundred sixty-four and eighty one-hundredths (1864.80') feet crossing property line to Kutruff lands and crossing a strip mine to Monument No. 19 located on an old fence and tree line; thence five hundred ninety and forty-seven one hundredths (590.47') feet through the said Kutruff land and crossing Legislative Route No. 11063 to Monument No. 20 located approximately fifty (50') feet North

of said Legislative Route in Kutruff land; thence sixteen hundred twenty-seven and ninety-two one-hundredths (1627.92') feet partly by Kutruff land, partly by Gates land and crossing a strip mine to Monument No. 21 immediately North of the Kutruff-Rhody line; thence twelve hundred thirteen and seventeen one-hundredths (1213.17') feet crossing a branch of Witmer Run to Monument No. 22; thence twelve hundred one and eighty-six one-hundredths (1201.86') feet to terminal monument No. 23, to the line accepted locally, as the East-West boundary between Cambria and Clearfield Counties.

The total length of the line is 31,746.67 feet.

6. That a diligent search was made of the records of Cambria County to determine the existence of any description of existing lines and since no records could be located, it is believed that said records have been either lost or destroyed.

7. That should your Honorable Court adopt the alteration of said North-South boundary line as proposed by your Commissioners, there will be no change in the present assessment of properties as a result of said alteration.

8. That said proposed North-South line is a straight line, having no change in course.

9. That the said proposed line has been marked by Monuments, as indicated on the attached map.

WHEREFORE, your Commissioners respectfully request your Honorable Court to confirm nisi the above report and, in the event that no exceptions are taken within thirty (30) days after the filing of the same, to confirm said report absolutely, and that a Decree be entered fixing said North-South boundary lines between Chest and White Townships, as recommended.

Respectfully submitted,

Martin E. Kusch

George Leiden

Edwin Gates

September 26, 1966.

ORDER

AND NOW, this 27 day of September, 1965, the above report of the Commissioners is confirmed nisi. Notice of the filing of this report and of the right to file exceptions shall be posted on the building used by Chest and White Townships as the usual meeting place.

McDaniel



IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

IN RE PETITION FOR ASCERTAINING AND  
ESTABLISHING LINES BETWEEN CHEST  
TOWNSHIP AND WHITE TOWNSHIP

D E C R E E

29 day of October, 1966

AND NOW, thirty days having elapsed and no exceptions having been

filed to the report of George Leiden, a resident of Clearfield Township, Edwin Gates, a resident of White Township, and Martin C. Kirsch, a Registered Engineer, recommending the alteration of the North-South boundary lines between Chest and White Townships, it is hereby ORDERED and DECREED that the said North-South boundary lines between Chest and White Townships be altered and the same are altered as recommended and that henceforth said North-South boundary lines between Chest and White Townships will be as follows:

Description for the North-South Line Between Chest and White Townships.

BEGINNING at Monument No. 1 (also marked Monument No. 11 on the Clearfield Township line) being the corner of Chest and White Townships on the Clearfield Township line, the location for which is as follows:

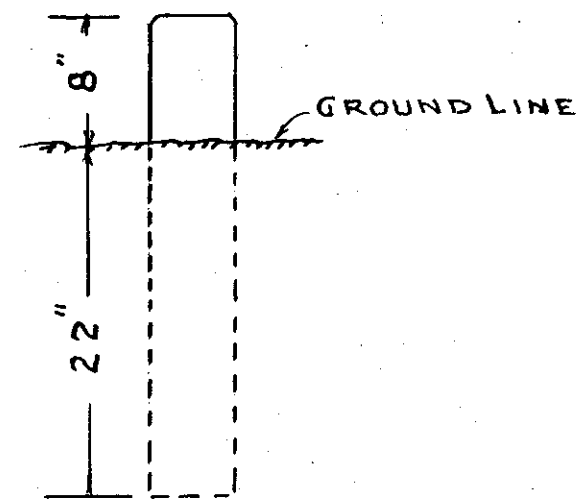
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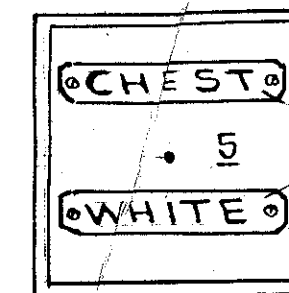
The total length of the line is 31,746.67 feet.

BY THE COURT:

  
\_\_\_\_\_  
R. J.



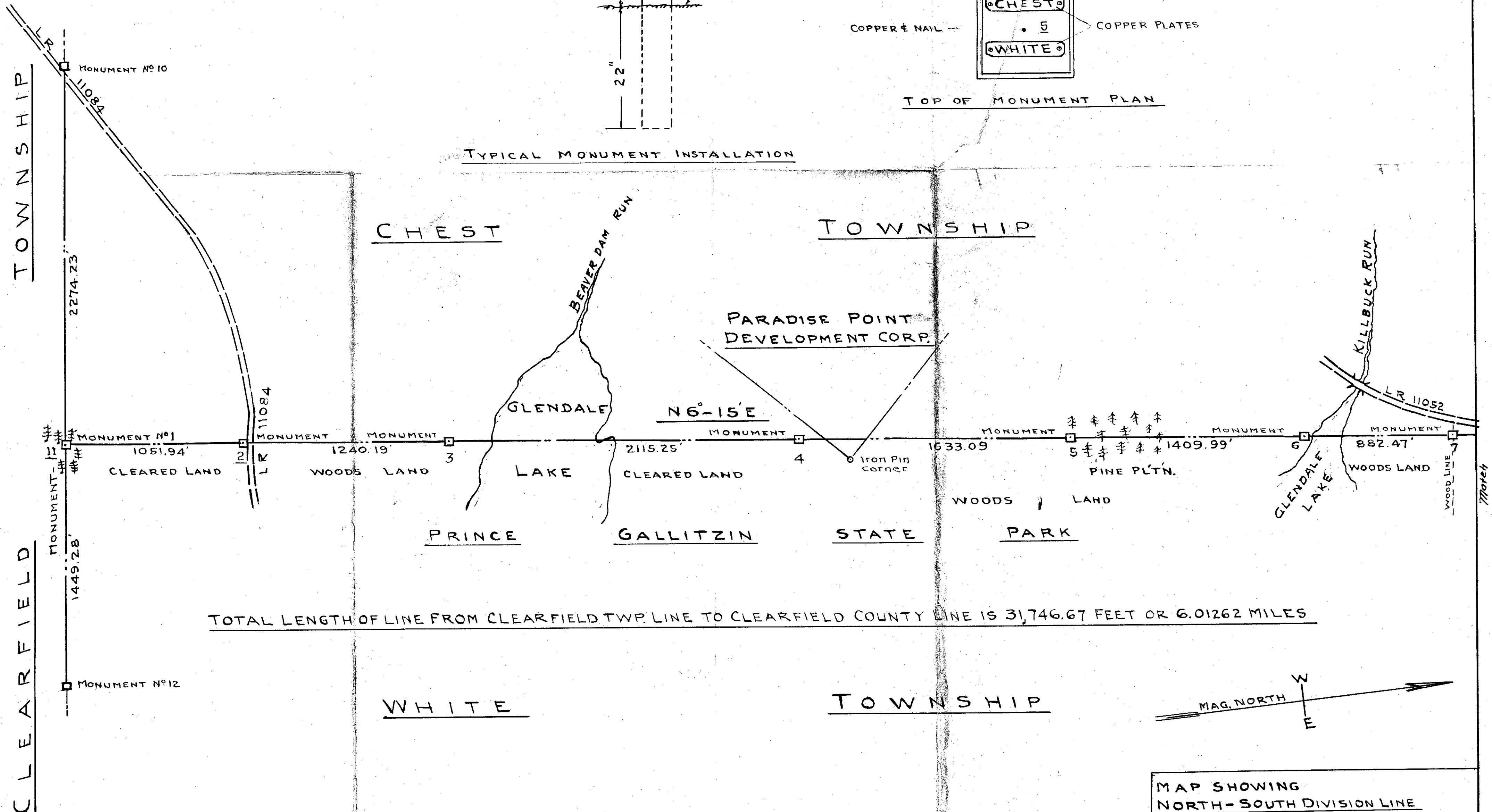
TYPICAL MONUMENT INSTALLATION



COPPER & NAIL

COPPER PLATES

TOP OF MONUMENT PLAN



TOTAL LENGTH OF LINE FROM CLEARFIELD TWP. LINE TO CLEARFIELD COUNTY LINE IS 31,746.67 FEET OR 6.01262 MILES

COURT APPOINTED COMMISSION  
TO FIX BOUNDARY LINES

MARTIN C. KIRSCH  
GEORGE LEIDEN  
EDWIN GATES

TOWNSHIP SUPERVISORS

CLEARFIELD

JOSEPH SHEEHAN  
JOSEPH MARRA  
HERMAN LINK

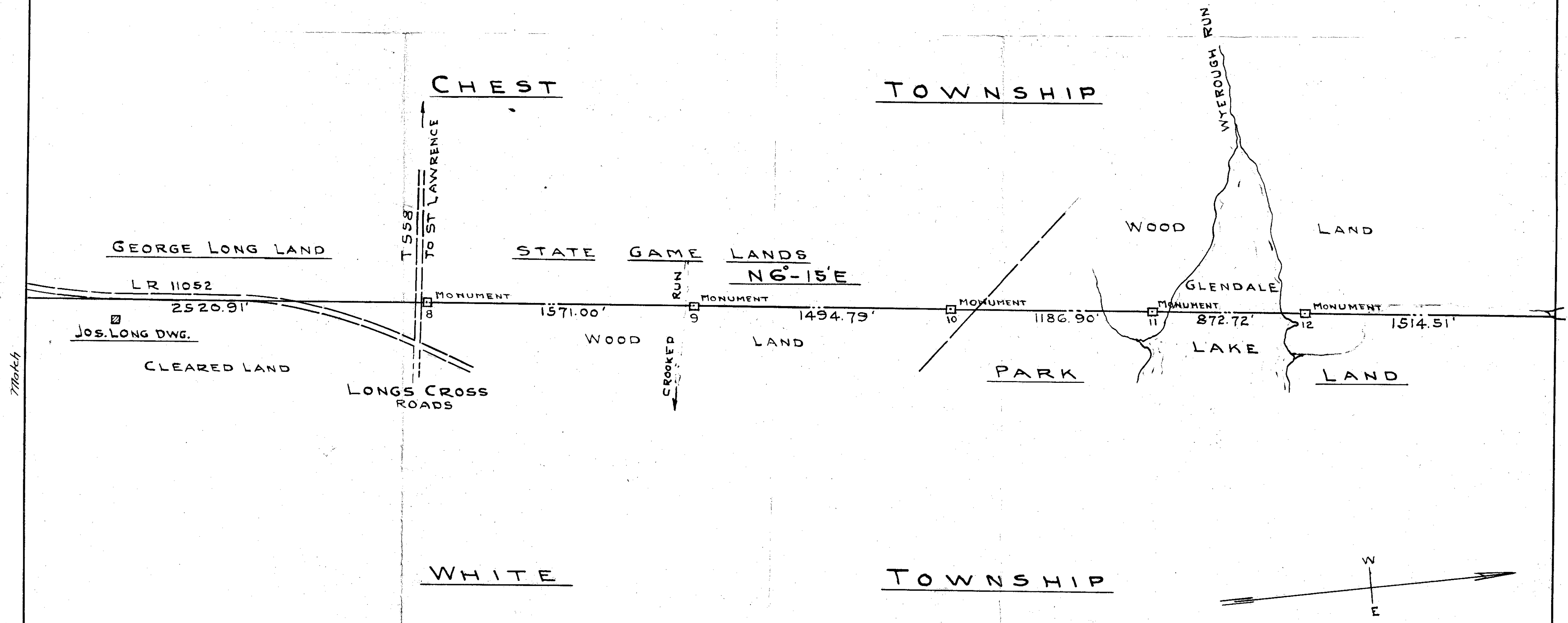
CHEST

HERMAN J. LEIDEN  
I. J. WARNER  
BERNARD J. NIEBAUER

WHITE

JOHN GATES  
JOHN NOEL  
LAWRENCE NOEL

MAP SHOWING  
NORTH-SOUTH DIVISION LINE  
BETWEEN  
CHEST TOWNSHIP  
AND  
WHITE TOWNSHIP  
CAMBRIA COUNTY  
PENNSYLVANIA  
SURVEYED MAY 1965  
SCALE 1" = 400'  
Martin C. Kirsch PE Spangler, Pa.



MAP SHOWING  
NORTH-SOUTH DIVISION LINE  
BETWEEN  
**CHEST TOWNSHIP**  
AND  
**WHITE TOWNSHIP**  
CAMBRIA COUNTY  
PENNSYLVANIA  
SURVEYED MAY 1965  
SCALE 1" = 400'  
Martin C Kirsch PE Spangler, Pa.

TOWNSHIP

N 6°-15' E

WOOD LAND

KUTRUFF LAND

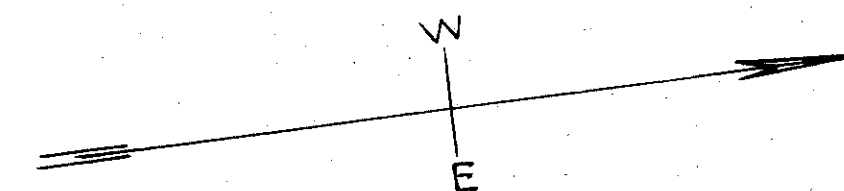
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MINI

WOOD LANE

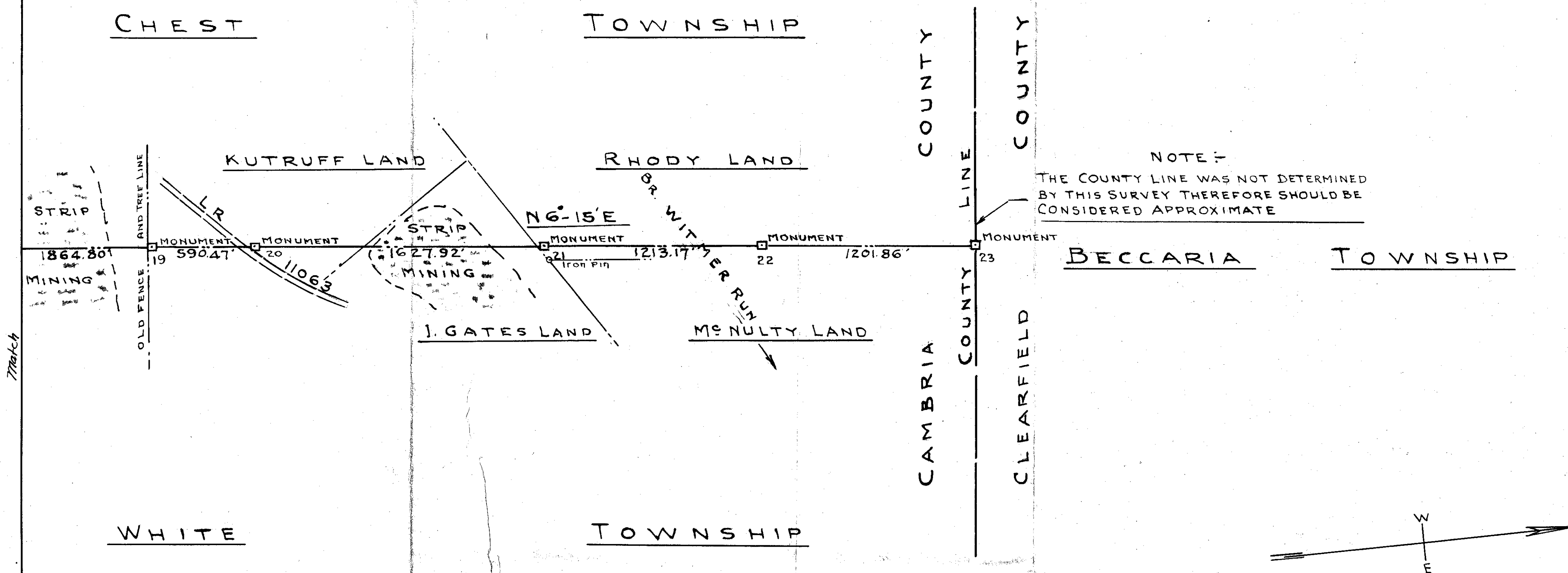
WHITE

TOWNSHIP



March

SURVEYED MAY 1965  
SCALE 1" = 400'  
Martin C. Kirsch PE Spangler, Pa.



MAP SHOWING  
NORTH-SOUTH DIVISION LINE  
BETWEEN  
CHEST TOWNSHIP  
AND  
WHITE TOWNSHIP  
CAMBRIA COUNTY  
PENNSYLVANIA  
SURVEYED MAY 1965  
SCALE 1" = 400'  
Martin C Kirsch PE Spangler, Pa.