

NO. *Rd 2* *Mar* SESSIONS 1967

COURT OF QUARTER SESSIONS OF
CAMBRIA COUNTY PENNSYLVANIA

IN RE: LAYING OUT,
OPENING, AND ACCEPTING
TWO PORTIONS OF ZUCCO
LANE, IN THE TOWNSHIP
OF LOWER YODER, CAMBRIA
COUNTY, PENNSYLVANIA

REPORT OF SUPERVISORS
OF LOWER YODER TWP.

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STEPHEN D. OBLACKOVICH
CLERK OF COURTS

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY PENNSYLVANIA

IN RE: LAYING OUT, OPENING)
AND ACCEPTING TWO PORTIONS. ()
OF ZUCCO LANE, IN THE TOWN-) NO. *R.D. 2, 1st*
SHIP OF LOWER YODER, CAMBRIA ()
COUNTY, PENNSYLVANIA)

SESSIONS 1967

REPORT OF THE SUPERVISORS OF LOWER YODER TOWNSHIP

The Petition of WILLIAM SLADKI, CARL J. KOHLER and HERMAN ZILKE, respectfully represents:

1. That they are the Supervisors of the Township of Lower Yoder, Cambria County, Pennsylvania.
2. That they propose to lay-out, open and accept portions of Zucco Lane in the Township of Lower Yoder, County of Cambria and State of Pennsylvania, which portions of said street are described as follows:

ZUCCO LANE FROM WESTGATE DRIVE NORTHERLY

The centerline is described as follows:
Beginning at Station 0+0 at the intersection of the centerline of Westgate Drive and Zucco Lane, thence by the centerline of Zucco Lane North 22° 01' East 151.44 feet to Station 1+51.44, thence by same North 16° 46' East 468.56 feet to Station 6+20 the place of ending.

The centerline grade is established as follows:
Beginning at Station 0+0 at an elevation of 1680.66, thence ascending at the rate of 11.6 feet per 100 feet a distance of 250.0 feet to Station 2+50 at an elevation of 1709.66, thence ascending at the rate of 7.0 feet per 100 feet a distance of 100 feet to Station 3+50 at an elevation of 1716.66, thence ascending at the rate of 8.7 feet per 100 feet a distance of 150.0 feet to Station 5+0 at an elevation of 1729.71, thence ascending at the rate of 2.0 feet per 100 feet a distance of 100 feet to Station 6+0 at an elevation of 1731.71, thence ascending at the rate of 4.0 feet per 100 feet a distance of 20.0 feet to Station 6+20 at an elevation of 1730.91, the place of ending.

Being shown on the Plan of Lots of Rudolph Zucco as prepared by H. J. Bossler, R. S., July 8, 1959, and revised by Hinks and Locher Engineers, Inc., May 23, 1960.

ZUCCO LANE SOUTHERLY FROM WESTGATE DRIVE
A DISTANCE OF 500 FEET

The centerline is described as follows:

Beginning at the intersection of the centerline of Westgate Drive and Zucco Lane, thence by the centerline of Zucco Lane South $33^{\circ} 11'$ West 151.8 feet to Station 1+51.8, thence by same by a curve to the right having a radius of 320 feet a distance of 348.2 feet to Station 5+0 the place of ending.

The centerline grade is established as follows:

Beginning at Station 0+0 at an elevation of 1680.66, thence descending at the rate of 8.7 feet per 100 feet a distance of 150.0 feet to Station 1+50 at an elevation of 1667.61, thence descending at the rate of 5.5 feet per 100 feet a distance of 200.0 feet to Station 3+50 at an elevation of 1656.61, thence descending at the rate of 2.2 feet per 100 feet a distance of 150.0 feet to Station 5+0 at an elevation of 1653.31 the place of ending.

Being shown on the Plan of Lots of Rudolph Zucco, as prepared by H. J. Bossler, R. S., July 8, 1959, and revised by Hinks and Locher Engineers, Inc., May 23, 1960.

The said portions of Zucco Lane described above, appear on a map, draft or survey, hereto attached, made a part hereof and marked **Exhibit A**, and colored in red line.

3. That your petitioners have given ten days' notice to the property owners affected by the laying-out, opening and accepting of the said portions of Zucco Lane, as required by the Act of Assembly, of a hearing and after said hearing your Supervisors deem that the said portions of the said street are necessary and convenient, and by ordinance duly made and adopted, the said two portions of said street were laid-out, opened and accepted by the Supervisors of Lower Yoder Township, as a part of the said Township, which ordinance is hereto attached, made a part hereof and marked **Exhibit B**.

4. That attached hereto and made a part hereof is a petition and release of damages executed by the owners of the property abutting on the said proposed two portions of said street, marked and designated as **Exhibit C**.

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.

William Pladke

Carl J. Kohler

Herman Zilko

SUPERVISORS OF LOWER YODER TOWNSHIP

STATE OF PENNSYLVANIA)
 (SS:
COUNTY OF CAMBRIA)

Personally appeared before me, a Notary Public, in and for said County and State, WILLIAM SLADKI, CARL J. KOHLER, and HERMAN ZILKE, Supervisors of the Township of Lower Yoder, Cambria County, Pennsylvania, 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, information and belief.

William Sladki

Carl J. Kohler

Herman Zilke

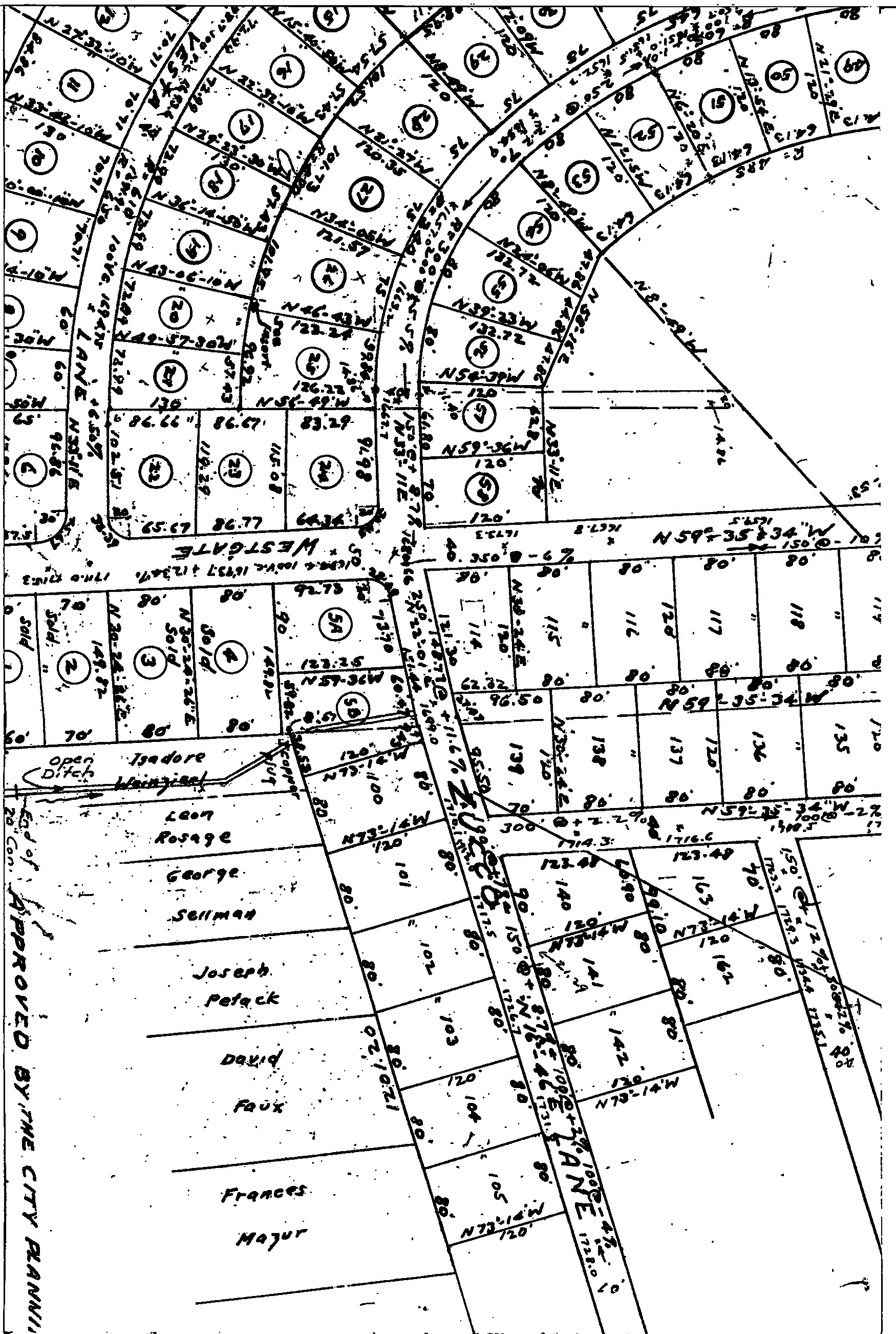
SUPERVISORS OF LOWER YODER TOWNSHIP

SWORN and subscribed before me this

5th day of ~~November~~, 1966.
December

Francis M. Sautko

FRANCIS M. SAUTKO, Notary Public
Johnstown, Cambria County, Penna.
My Commission Expires October 2, 1967



APPROVED BY THE CITY PLANNING

ORDINANCE NO. _____

AN ORDINANCE ACCEPTING TWO PORTIONS OF ZUCCO LANE, IN THE TOWNSHIP OF LOWER YODER, COUNTY OF CAMBRIA AND STATE OF PENNSYLVANIA.

SECTION I. BE IT ORDAINED and it is hereby ordained by the Supervisors of the Township of Lower Yoder, that the following described two portions of Zucco Lane be and is hereby accepted by the Township as public street and highway of the said Township, described as follows:

ZUCCO LANE FROM WESTGATE DRIVE NORTHERLY

The centerline is described as follows:

Beginning at Station 0+0 at the intersection of the centerline of Westgate Drive and Zucco Lane, thence by the centerline of Zucco Lane North 22° 01' East 151.44 feet to Station 1+51.44 thence by same North 16° 46' East 468.56 feet to Station 6+20 the place of ending.

The centerline grade is established as follows:

Beginning at Station 0+0 at an elevation of 1680.66, thence ascending at the rate of 11.6 feet per 100 feet a distance of 250.0 feet to Station 2+50 at an elevation of 1709.66, thence ascending at the rate of 7.0 feet per 100 feet a distance of 100 feet to Station 3+50 at an elevation of 1716.66, thence ascending at the rate of 8.7 feet per 100 feet a distance of 150.0 feet to Station 5+0 at an elevation of 1729.71, thence ascending at the rate of 2.9 feet per 100 feet a distance of 100 feet to Station 6+0 at an elevation of 1731.71, thence ascending at the rate of 4.0 feet per 100 feet a distance of 20.0 feet to Station 6+20 at an elevation of 1730.91, the place of ending.

Being shown on the Plan of Lots of Rudolph Zucco as prepared by H. J. Bossler, R. S., July 8, 1959 and revised by Hinks and Locher Engineers, Inc., May 23, 1960.

ZUCCO LANE SOUTHERLY FROM WESTGATE DRIVE
A DISTANCE OF 500 FEET

The centerline is described as follows:

Beginning at the intersection of the centerline of Westgate Drive and Zucco Lane, thence by the centerline of Zucco Lane South 33° 11' West 151.8 feet to Station 1+51.8, thence by same by a curve to the right having a radius of 320 feet a distance of 348.2 feet to Station 5+0 the place of ending.

The centerline grade is established as follows:
Beginning at Station 0+0 at an elevation of 1880.68, thence descending at the rate of 8.7 feet per 100 feet a distance of 150.0 feet to Station 1+50 at an elevation of 1867.81, thence descending at the rate of 5.5 feet per 100 feet a distance of 200.0 feet to Station 3+50 at an elevation of 1856.81, thence descending at the rate of 2.2 feet per 100 feet a distance of 150.0 feet to Station 5+0 at an elevation of 1853.31 the place of ending.

Being shown on the Plan of Lots of Rudolph Zucco, as prepared by H. J. Bossler, R. S., July 8, 1959, and revised by Hinks and Locher Engineers, Inc., May 23, 1960.

ORDAINED and enacted by the Board of Supervisors of the Township of Lower Yoder this 5th day of December, 1966, at a regular meeting of the Board.

LOWER YODER TOWNSHIP

By William Slodki
President

ATTEST

Carl Koller
Secretary

PETITION AND RELEASE OF DAMAGES

WE, the undersigned, citizens and property owners in the Township of Lower Yoder, Cambria County, Pennsylvania, respectfully petition the Honorable Board of Supervisors of the said Township to lay-out, open and accept the following described street, which abuts along side of our respective properties:

ZUCCO LANE FROM WESTGATE DRIVE NORTHERLY

The centerline is described as follows:

Beginning at Station 0+0 at the intersection of the centerline of Westgate Drive and Zucco Lane, thence by the centerline of Zucco Lane North $22^{\circ} 01'$ East 151.44 feet to Station 1+51.44 thence by same North $16^{\circ} 46'$ East 468.56 feet to Station 6+20 the place of ending.

The centerline grade is established as follows:

Beginning at Station 0+0 at an elevation of 1680.66, thence ascending at the rate of 11.6 feet per 100 feet a distance of 250.0 feet to Station 2+50 at an elevation of 1709.66, thence ascending at the rate of 7.0 feet per 100 feet a distance of 100 feet to Station 3+50 at an elevation of 1716.66, thence ascending at the rate of 8.7 feet per 100 feet a distance of 150.0 feet to Station 5+0 at an elevation of 1729.71, thence ascending at the rate of 2.0 feet per 100 feet a distance of 100 feet to Station 6+0 at an elevation of 1731.71, thence ascending at the rate of 4.0 feet per 100 feet a distance of 20.0 feet to Station 6+20 at an elevation of 1730.91, the place of ending.

Being shown on the Plan of Lots of Rudolph Zucco, as prepared by H. J. Bossler, R. S., July 8, 1959, and revised by Hinks and Locher Engineers, Inc., May 23, 1960.

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A DISTANCE OF 500 FEET

The centerline is described as follows:

Beginning at the intersection of the centerline of Westgate Drive and Zucco Lane, thence by the centerline of Zucco Lane South $33^{\circ} 11'$ West 151.8 feet to Station 1+51.8, thence by same by a curve to the right having a radius of 320 feet a distance of 348.2 feet to Station 5+0 the place of ending.

The centerline grade is established as follows:

Beginning at Station 0+0 at an elevation of 1680.66, thence descending at the rate of 8.7 feet per 100 feet a distance of 150.0 feet to Station 1+50 at an elevation of 1667.61, thence descending at the rate of 5.5 feet per 100 feet a distance of 200.0 feet to Station 3+50 at an elevation of

1656.61, thence descending at the rate of 2.2 feet per 100 feet a distance of 150.0 feet to Station 5+0 at an elevation of 1653.31 the place of ending.

Being shown on the Plan of Lots of Rudolph Zucco, as prepared by H. J. Bossler, R. S., July 8, 1959, and revised by Hinks and Locher Engineers, Inc., May 23, 1960.

In consideration of the opening and acceptance of the said portions of the said street, WE, the undersigned, do hereby remise, release and discharge the Township of Lower Yoder of and from all and all manner of actions or causes 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 two portions of said street, 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 day's notice of the intention of the Supervisors to adopt an ordinance for the purpose of laying-out, opening and accepting the above streets.

<u>Philip L. Pentz</u> (SEAL)	<u>Frederick Pentz</u> (SEAL)
<u>Joan Miske</u> (SEAL)	<u>Marshall S. Miske</u> (SEAL)
<u>Philip J. Terno</u> (SEAL)	<u>Josephine Terno</u> (SEAL)
<u>Lloyd H. Matthews</u> (SEAL)	<u>Ann M. Matthews</u> (SEAL)
<u>Gary Ann</u> (SEAL)	<u>Marge Ann</u> (SEAL)
<u>Antonia Jermensen</u> (SEAL)	<u>Edna Jermensen</u> (SEAL)
<u>Rudolph Zucco</u> (SEAL)	<u>Edna Zucco</u> (SEAL)
_____ (SEAL)	_____ (SEAL)
_____ (SEAL)	_____ (SEAL)
_____ (SEAL)	_____ (SEAL)
_____ (SEAL)	_____ (SEAL)
_____ (SEAL)	_____ (SEAL)

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY PENNSYLVANIA

IN RE: LAYING OUT, OPENING)
AND ACCEPTING TWO PORTIONS. () NO. SESSIONS 1966
OF ZUCCO LANE, IN THE TOWN-)
SHIP OF LOWER YODER, CAMBRIA ()
COUNTY, PENNSYLVANIA)

DECREE

NOW, the ^{December} 12th day of ~~November~~, 1966, upon consideration of the foregoing Petition, Stephen Oblackovich, 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,

Wm Williams
J.

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

IN RE: LAYING OUT, OPENING)
AND ACCEPTING TWO PORTIONS ()
OF ZUCCO LANE, IN THE TOWN-) NO. SESSIONS, 1966
SHIP OF LOWER YODER, CAMBRIA ()
COUNTY, PENNSYLVANIA)

FINAL DECREE

NOW, the 13th day of January, 1967, it appearing that the said Petition having been filed on the 12th day of Dec. 1966, 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 two portions of Zucco Lane in Lower Yoder Township, Cambria County, Pennsylvania, described as follows:

ZUCCO LANE FROM WESTGATE DRIVE NORTHERLY

The centerline is described as follows:

Beginning at Station 0+0 at the intersection of the centerline of Westgate Drive and Zucco Lane, thence by the centerline of Zucco Lane North 22° 01' East 151.44 feet to Station 1+51.44 thence by same North 16° 46' East 468.56 feet to Station 6+20 the place of ending.

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Being shown on the Plan of Lots of Rudolph Zucco as prepared by H. J. Bossler, R. S., July 8, 1959, and revised by Hinks and Locher Engineers, Inc., May 23, 1960.

ZUCCO LANE SOUTHERLY FROM WESTGATE DRIVE
A DISTANCE OF 500 FEET

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Beginning at the intersection of the centerline of Westgate Drive and Zucco Lane, thence by the centerline of Zucco Lane South $33^{\circ} 11'$ West 151.8 feet to Station 1+51.8, thence by same by a curve to the right having a radius of 320 feet a distance of 348.2 feet to Station 5+0 the place of ending.

The centerline grade is established as follows:

Beginning at Station 0+0 at an elevation of 1680.66, thence descending at the rate of 8.7 feet per 100 feet a distance of 150.0 feet to Station 1+50 at an elevation of 1667.61, thence descending at the rate of 5.5 feet per 100 feet a distance of 200.0 feet to Station 3+50 at an elevation of 1656.61, thence descending at the rate of 2.2 feet per 100 feet a distance of 150.0 feet to Station 5+0 at an elevation of 1653.31 the place of ending.

Being shown on the Plan of Lots of Rudolph Zucco as prepared by H. J. Bossler, R. S., July 8, 1959, and revised by Hinks and Locher Engineers, Inc., May 23, 1960.

be and are hereby confirmed as Township street and declared to be a part of the public street and highway system of the said Township of Lower Yoder.

BY THE COURT,

McWilliams
J.