

Cambria County ss.

At a Court of Quarter Sessions of
the Peace held at Ebensburg in and
for the County of Cambria on the
eleventh day of July A. D. 1883 be-
fore the Honorable Judges of the said
Court

The petition of sundry inhabitants of Elders township
in said County was presented setting forth: That a road
has lately been laid out in said township and confirmed
by the said Court from a point near John Olts saw
mill to a point in the public road leading from Gratz
Mills to Carrolltown (near Ebel's School House) which
road if opened will be very inconvenient to the petitioners
and on account of swampy and rocky ground over
which it passes will be very expensive and therefore burthen
some to the inhabitants of said township and therefore
praying the said Court that the said road may be va-
cated and supplied by another route that will be more
convenient and less expensive

The Court upon due consideration had of the
premises do order and appoint Paul Yahnke, Jacob
Kirkpatrick and Caleb A. Gony to view the ground pro-
posed to be vacated and supplied who after first having
given due and legal notice of the time and place of
meeting by printed or written advertisements and having
been duly qualified according to law to discharge the
duties of their appointment with fidelity shall proceed
to view the same and if a majority of them agree that
there is occasion for said road to be vacated and sup-
plied they shall proceed to vacate and supply the
same as agreeably to the wishes of the petitioners as

Cambria County SS.

At a Court of Quarter Sessions of
the Peace held at Chambersburg in and
for the County of Cambria on the
eleventh day of July A. D. 1883 be-
fore the Honorable Judges of the said
Court

The petition of sundry inhabitants of Elder township
in said County was presented setting forth: That a road
has lately been laid out in said township and confirmed
by the said Court from a point near John Otto's saw
mill to a point in the public road leading from Grant's
Mills to Carrolltown (near Ebel's school house) which
road if opened will be very inconvenient to the petitioners
and on account of swampy and rocky ground over
which it passes will be very expensive and therefore burden-
some to the inhabitants of said township and therefore
praying the said Court that the said road may be vac-
ated and supplied by another route that will be more
convenient and less expensive.

The Court upon due consideration had of the
premises do order and appoint Paul Yahnke, Jacob
Kirkpatrick and Caleb A. Gray to view the ground pro-
posed to be vacated and supplied who after first having
given due and legal notice of the time and place of
meeting by printed or written advertisements and having
been duly qualified according to law to discharge the
duties of their appointment with fidelity shall proceed
to view the same and if a majority of them agree that
there is occasion for said road to be vacated and sup-
plied they shall proceed to vacate and supply the
same as agreeably to the wishes of the petitioners as

may be, having respect to the best ground for a road and the shortest distance and in such manner as shall do the least injury to private property.

If the viewers aforesaid shall decide in favor of vacating and supplying said road it is hereby made their duty to obtain from the persons through whose land the supplied road may pass, releases from any damages that may accrue to them from opening the same, and in every case where the owners of such land refuse releasing their claims for damages, the said viewers shall assess the damages, if any, and make report thereof, signed by a majority of the viewers present, and transmit the same together with all releases, to the next Court of Quarter Sessions to be filed with the papers relating to said road.

And the said viewers shall make report of their proceedings herein to the next Court of Quarter Sessions of the Peace to be held for said County, accompanying the same with a plot or draft of said road, and the courses and distances, and reference to the improvement through which the same passes. In which report they shall state that they had been duly sworn or affirmed, and also whether they judge said road necessary for a public or a private road.

By the Court

John C. Gates
Clerk

January 8th 1884 Read and
Confirmed absolutely
By the Court.

No 3 June Term 1883

Charles W. Davis, Plaintiff

vs
The People of the County of
Franklin, Defendants

Plaintiff

Paul Graham
Jesse H. Smith
J. B. A. Smith

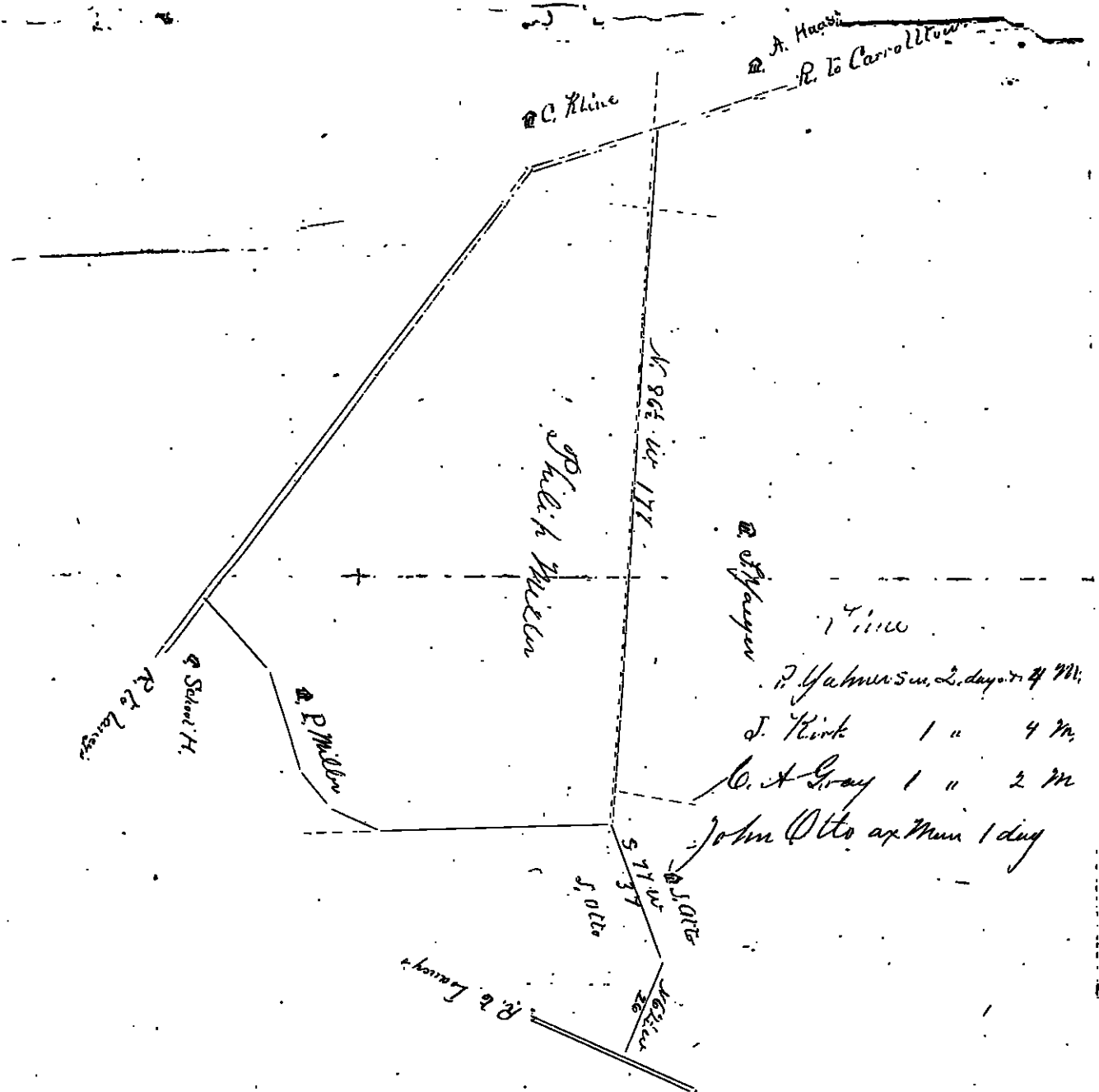
Report of the
Jury, Nov. 13, 1883.

13th Nov. 1883 confirmed
and ordered to be
30th Nov. 1883 confirmed

By the Court

W. H. H. H.
Paul G. H. H. H.

Shelby



To the Honorable the judges within named

We the undersigned persons appointed by the within order of Court to view, vacate and supply the road. Their mentioned respectfully report; That after having given due notice of the view we met near John Otto's Sawmill and after being duly sworn in pursuance of the said order we proceeded to the duties of our appointment and on examining the route proposed to be vacated we found the greater part of it laid out on ground where the road would be very expensive to open and keep in repair. In supplying the same we have retained the two first Courses of the old view beginning at a point near John Otto's Sawmill in the public road leading to Luncys and running thence South $62\frac{1}{2}$ degrees East 36 perches and North 77 degrees East 37 perches through land of John Otto, Thence leaving the old route and running on land of Francis Jagers along line of Philip Miller South $86\frac{1}{2}$ degrees East 130 perches thence same course out line between C. Kline and A. Heas 47 perches to a point in the road from Carrolltown to Luncys Mills. A draft whereof is hereto annexed which road we are of opinion is necessary for public use. We further report that the Citizens present over whose land the said road passes have released the County of all damages that said road may cause them, and we were informed that those who were not present and whom we could not find will claim no damages.

Witness our hands this 8th day of September A.D. 1883

Paul Gahrner
Jacob Knispotter
Caleb A. Gray

To the Honorable the Judges of the Court of Quarter
sessions of the peace in and for the County of Cambria

The petitioners of the undersigned inhabitants of the
Township of Eldon in said County respectfully sheweth
That a road has lately been laid out in said Township
and confirmed by the Court, running from a point
near John Otto's saw mill to a point in the public road
leading from Sancy's Mills to Carrington (near Belk's
School house) which road if opened will be very incon-
venient to your petitioners, and on account of the swampy
and rocky ground over which it passes will be very
expensive and therefore burthensome to the inhabitants
of said Township. Your petitioners therefore pray the
Court that the said road may be vacated and replaced
by another route that will be more convenient and
less expensive and they will ever pray &c.

Philip Austatt	Joseph Minger
Michael Thomas	Charles Smith
Delee Barn	James Yeager
George Seiler	Peter Poyner
John Correll	Adam Glass
Barthelme	Samuel Seig
Gregory Miller	Francis Yeager
John A. Nagle	David A. Lantz
Thaddeus Delozier	Franky Huber
William Reminger	Archabald Kirk
Luke Huber	John Gauder
Anthony Yeager	Luis Ecker
James Kirkpatrick	Ling Smith

Joseph Holz +

Jacob Hartman

Michael Holz

John Gemelbagen

P. Glaser

George Anselm Wagner

Jacob E. Glaser

Charles W. Campbell

Anselm Weckler

July 11, 1853

Paul Wagner
Jacob Weckler
Anselm Wagner

By the court

Printed to news printed

Wick

Wick July 14, 1853
of Joseph W. Wick

No 3 June 1853

of Joseph W. Wick
in the June 1853