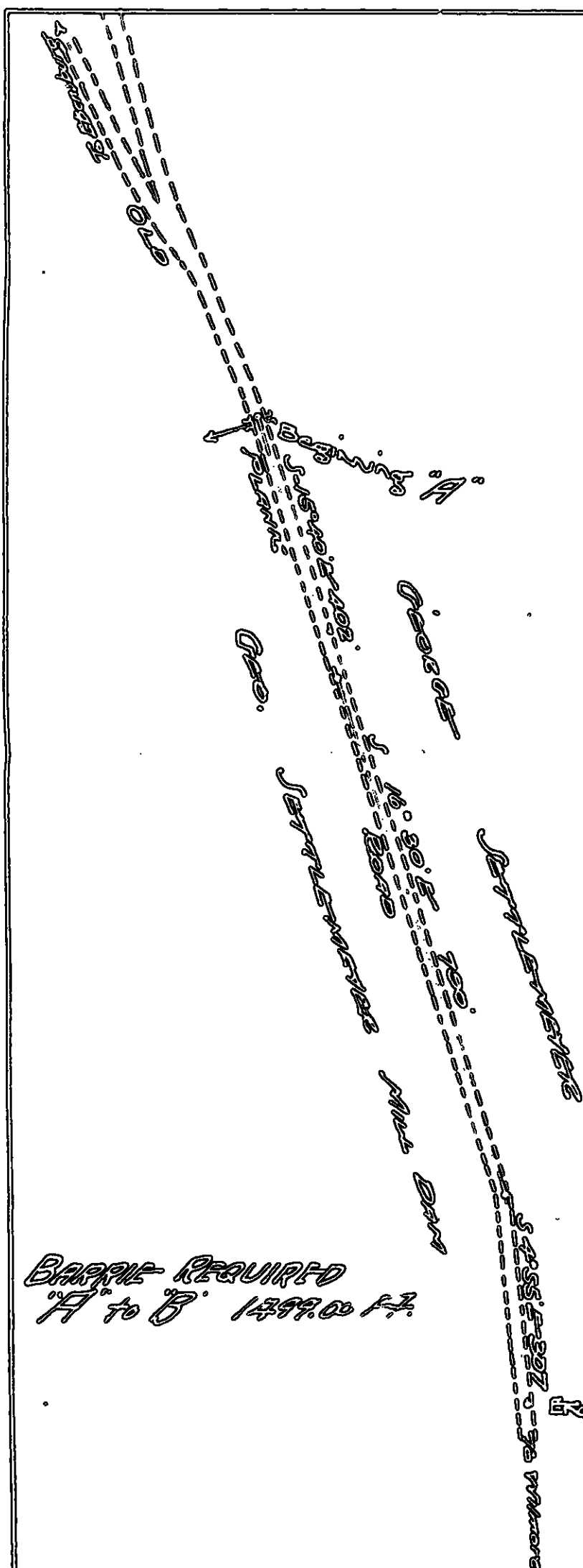


Rd #4 June 1915

Summit Hill Twp. Guard
Raids on Old Plank
Road

Not Microfilmed



B.2222!ZFW

Sumner Hill Co, Contra Costa Co. Pa.

4-5-18-19-5

S. Edwards

Crin & Manigault

Latimer. F.

No. 4 - 6th Session 1915.

S. E. Dickey

F. J. Coster

Adrian Szwedman.

Ending 7"

*BARRE REQUIRED
"A" to "B" 1499.00 FZ*

5-B-118.

BARRE REQUIRED
"A" to "B" 1499.00 FT.

BARRE ! 7W
Made in
Summerhill Td, Ontario Co. Pa.
Scale 1" = 400' Aug 1895
J. E. Dickey
Civil & Mining Engr
Chambersburg, Pa.

No. 4 - Close Section 1915.
VIEWERS:-
J. E. Dickey
F. J. Coster
Adam Sherman.

Ending "C"

5-B-116

Commonwealth of Pennsylvania, }
County of Cambria. } SS.

At a Court of Quarter Sessions of the Peace of the County of Cambria held at Ebensburg, in the said County, on the 16th day of June A. D. 1915, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Summerhill, in the said County, setting forth that ~~they have been~~ ~~for some years~~ ~~the owners of~~ ~~a certain public road known as the Old Plank Road, leading from Wilmore to Ebensburg, in said Township, from a point at the culvert at the upper end of the Old GeorgeeSettlemyer Mill Dam to a point at the lower end of said Dam, a distance of fourteen hundred and forty (1440) feet, runs along the edge of a precipice, along which it is necessary to erect guards or barriers for the proper protection of the travelling public, and the erection of such barriers or guards requires more expense than it is reasonable the Township should bear.~~

and therefore praying the Court to appoint proper persons to ~~examine and report to the next~~ ~~the Court~~ ~~according~~ ~~to law.~~ The Court, upon due consideration had of the premises, do order and appoint

S. E. Dickey

surveyor, and

Adam Shuman and Fred J. Custer

viewers ~~to view the ground proposed for said road, and if they view the same and shall agree that there is occasion for such road, they shall proceed to lay out the same, having respect to the shortest distance and the best ground for a road, and in such manner as shall do the least injury to private property, and also be as far as practicable, agreeable to the desires of the petitioners, and that they make a report of their proceedings to the next Court of Quarter Sessions to be held for said County, setting forth whether they judge the same necessary for a public or private road, together with a plot or draft thereof, and the courses and distances, and references to any improvements on which it may pass.~~

By the Court.

Attest:

A. D. Kirkhead, Clerk.

NOTE. "It shall be the duty of all persons appointed in the several counties of this Commonwealth to view and review any public or private road or bridge, if they shall decide in favor of locating said road or bridge, to endeavor to procure from the person or persons over whose land such location may be made releases from all claims for damages that might arise from the opening of such road or the building of such bridge; and in every case where said viewers shall fail to procure such releases, and it shall appear to them that any damages will be sustained, it shall be their duty to assess the damages and make report thereof signed by a majority of their number, and return the same, together with all releases obtained, to the Court of Quarter Sessions, and the damages so assessed shall be conclusive, or may be subject to appeal, review or modification, as may be provided by existing laws in the different counties of this Commonwealth."

"The persons appointed as aforesaid shall view such ground, and if they shall agree that there is occasion for a road, they shall proceed to lay out the same, having respect to the shortest distance, and the best ground for a road, and in such manner as shall do the least injury to private property, and also be, as far as practicable, agreeable to the desire of the petitioners."

"The viewers, as aforesaid, shall make report at the next term of said Court, and in the said report shall state particularly: First, who of them were present at the view, second, whether they were severally sworn or affirmed; third, whether the road desired be necessary for a public or private road; they shall also annex and return to the Court a plot or draft thereof, stating the distances, and noting briefly the improvements through which it is to be made; and, whenever practicable, the viewers shall lay out the said roads at an elevation not exceeding five degrees (except at the crossing of ravines and streams), where, by moderate filling and bridging, the declination of the road may be preserved within that limit."

Now March 9 1916 the Grand Jurors in Session recommends the Payment By the County of one half the cost of erecting the Guard rails as herein recommended by the Viewers.

R. H. Heinz

Foreman.

NOT 4 June SESSION, 1915

Order to view for Guard Rails in

Summerhill Township on Old

Plank Road.

Filed September 1915.

in open court.

Viewers.

S. E. Dickey

Adam Shuman

F. J. Custer

Clerk

Sealed Sep 21 1915

90 cts.

Roladd

In the Court of Quarter Sessions of Cambria County.

In Re: Guard Rails in
Summerhill Township on
Old Plank Road

No. 4 June Sessions 1915.

Report of Viewers

To the Honorable the Judges of the Court of Quarter Sessions,
Cambria County, Pennsylvania.

We the undersigned viewers appointed by the annexed order of
the Court to view the road within mentioned, respectfully report:

That having been duly sworn as members of the permanent board
of Viewers shown by the records of the court, that having given
due public notice of the said view and the time and place of
meeting of the viewers and having given notice to the public of
said meeting by posting notices along the route and at the termini
of said road as required by law, and by service of such notices on
the Commissioners of Cambria County and the Supervisors of Summer-
hill Township service of which said notices as accepted being here-
to attached, we met in accordance with the notices given on the
18th day of August A. D. 1915 at 9:30 o'clock A. M.

We viewed the site and location of proposed guard rails or
barriers to be erected making personal inspection of the same
between the points mentioned in the petition. We are of the opinion
that guard rails or barriers are necessary between the following
points, from "A" to "B", S. 15° 40' E., 402 feet, S. 16° 30' E.,
790 feet, S. 4° 55' E., 307 feet a total distance of 1499 feet
according to the map or draft accompanying this report and being a
part thereof.

In our opinion the guard rails or barriers recommended by us
are of such public necessity that the Township should have
assistance in the erection of same by the county.

Witness our hands this 20th day of August A. D. 1915.

W. E. Dickey
F. J. Conster
Adam Shuman
Viewers

NOTICE OF VIEW

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions to view a certain Public Road known as the Old Plank Road, leading from Wilmore to Ebensburg, in said Township, from a point at the culvert at the upper end of the Old George Settlemyer Mill Dam to a point at the lower end of said Dam a distance of fourteen hundred forty (1440) feet, runs along the edge of a precipice, along which it is necessary to erect guards or barriers for the proper protection of the travelling public, and the erection of such barriers or guards requires more expense than it is reasonable the Township should bear, will meet at the place of beginning in the Township of Summerhill aforesaid, on the 18th day of August A. D. 1915 at 9.30 o'clock A.M. for the purpose of performing the duties of this appointment.

S. E. DICKEY

ADAM SHUMAN

FRED CUSTER

Aug 6 1915.

Now August 6 1915, Service of within notice is hereby accepted by the undersigned Supervisors of the Township of Summerhill, County of Cambria and State of Pennsylvania.

Lincoln Roberts
Lawrence Paul
John McQuillen
Supervisors

NOTICE OF VIEW

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions to view a certain Public Road known as the Old Plank Road, leading from Wilmore to Ebensburg, in said Township from a point at the culvert at the upper end of ~~road~~ the Old George Settlemyer Mill Dam to a point at the lower end of the said Dam a distance of fourteen hundred forty (1440) feet, runs along the edge of a precipice, along which it is necessary to erect guards or barriers for the proper protection of the travelling public, and the erection of such barriers or guards requires more expense than it is reasonable the Township should bear, will meet at the place of beginning in the Township of Summerhill aforesaid on the 18th day of August A. D. 1915 at 9.30 o'clock A.M. for the purpose of performing the duties of this appointment.

S. E. DICKEY

ADAM SHUMAN

FRED CUSTER

Aug 6. 1915.

Now August 7 1915, Service of within notice is hereby accepted by the undersigned Commissioners of Cambria Co., Pa.

Lele L. L. L.

Clerk for Commissioners

NOTICE OF VIEW

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions to view a certain Public Road known as the Old Plank Road, leading from Wilmore to Ebensburg, in said Township, from a point at the culvert at the upper end of the Old George Settlemyer Mill Dam to a point at the lower end of said Dam a distance of fourteen hundred forty (1440) feet, runs along the edge of a precipice, along which it is necessary to erect guards or barriers for the proper protection of the travelling public, and the erection of such barriers or guards requires more expense than it is reasonable the Township should bear, will meet at the place of beginning in the Township of Summerhill aforesaid, on the 18th day of August A. D. 1915 at 9.30 o'clock A.M. for the purpose of performing the duties of this appointment.

S. B. DICKEY

ADAM SHULAN

FRED CUSTER

Aug 6 1915.

Johnstown, Penna. Sept. 4, 1915.

Cambria County.

To S. E. DICKEY, FRED J. CUSTER AND ADAM SHUMAN Dr.

For view for guard rails in Summerhill Township per Order #4 June Sessions 1915.

To S. E. DICKEY Dr.

Lifting order	\$0.90	
Preparing notices	3.70	
Posting notices	2.00	
Mileage	.60	
Making survey	5.00	
Making drafts	5.00	
Drawing material	.25	
Making view	5.00	
Mileage	.60	
Making report	5.00	
Stenographer and blue prints	<u>.40</u>	\$28.45

To FRED J. CUSTER Dr.

Making view	\$5.00	
Mileage	<u>.55</u>	5.55

To ADAM SHUMAN Dr.

Making view	\$5.00	
Mileage	<u>.95</u>	5.95

Total cost of the view		\$39.95
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To the Honorable the Judges of the Court of Quarter Sessions of Cambria County, Pennsylvania:

The petition of the undersigned, supervisors of the Township of Summerhill, in said County, respectfully represents:

That a certain public road, known as the Old Plank Road, leading from Wilmore to Ebensburg, in said Township, from a point at the culvert at the upper end of the Old George Settlemyer Mill Dam to a point at the lower end of said Dam, a distance of fourteen hundred and forty (1440) feet, runs along the edge of a precipice, along which it is necessary to erect guards or barriers for the proper protection of the traveling public, and the erection of such barriers or guards requires more expense than it is reasonable the Township should bear.

Wherefore your petitioners pray the Court to appoint viewers to examine and view the premises, and make report to the Court, according to the Act of Assembly in such case made and provided.

And they will ever pray, &c.

Lincoln Roberts,

James Paul,

John McCullen,

Supervisors.

Cambria County, SS:

Lincoln Roberts, one of said petitioners, being duly sworn according to law, says that the matters set forth in above petition are true and correct.

Sworn and subscribed before me)
this 8.... day of June, 1915.

A. J. Kelly

Justice of the Peace.

My Commission expires first
Monday of December 1915

Lincoln Roberts

Petition
of
Supervisors of Summer-
hill Township for View
for Erection of Guard
Rails along Old Plank
Road in said Town-
ship.

10th June 1915,

And
appointed viewers
as prayed for in
petition.

Roland.

No. 4 June Sessions 1915

Petition
of
Supervisors of Sum-
merhill Township
for View for Guards
along Road in said
Township from Wil-
more to Chambersburg.

Filed 16 June 1915.

June 16th, 1915, peti-
tion read and W. E. Dwyer
Adam Shuman,

and J. J.
Custer appointed
viewers as pray-
ed for therein.
By the Court