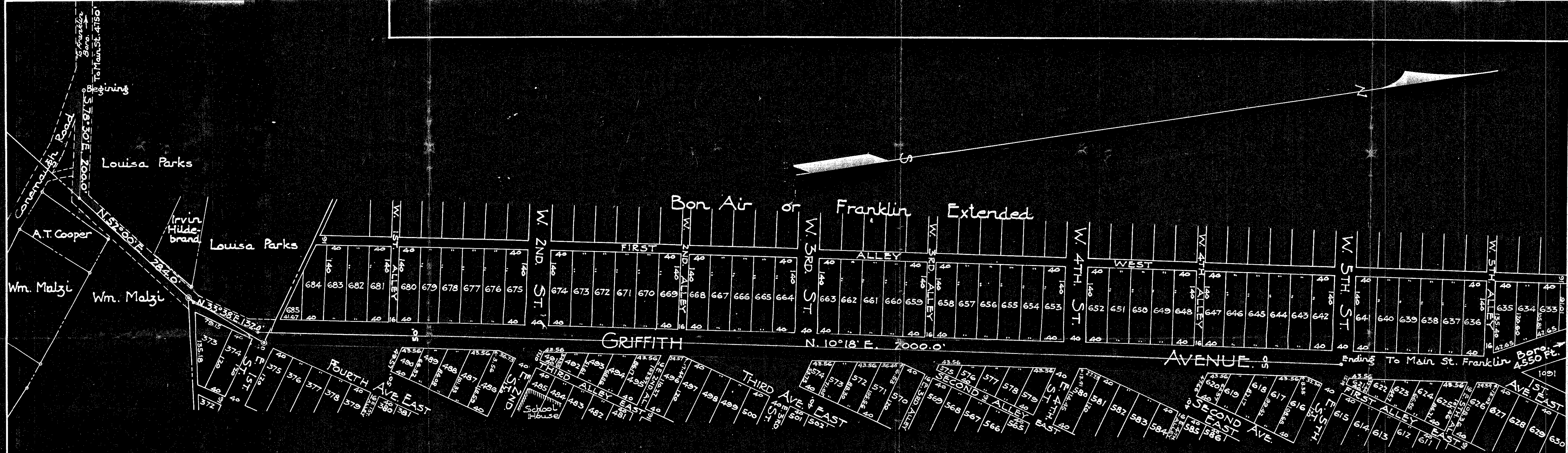


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RO<sup>#</sup>3

Mar. 1916



Order No. 3 March Sessions 1916.  
 S. E. Dickey  
 Geo. K. Shryock  
 Fred. J. Custer.  
 Viewers:

VIEW OF  
 PROPOSED ROAD  
 Situate in  
 Conemaugh Twp., Cambria Co., Pa.  
 Scale 1" = 100' S. E. Dickey & Co. May 5, 1916.  
 Civil and Mining Engrs.  
 Johnstown, Pa.

Louisa Parks, William Malzi, Irvin Hildebrand, Cambria Iron Company and Franklin Land and Improvement Company, Limited, and having failed to obtain a release of damages from these owners we assess them no benefits and no damages.

During the view of the ground proposed for said road several of the petitioners, the supervisors and the owners of the ground affected by said road were present and heard and after due consideration of all the matters before us we are of the opinion that there is an occasion for said road as laid out and the same is necessary for public use.

Witness our hands this 24th day of May A. D. 1916.

J. E. Dickey  
W. W. Dickey  
C. J. Dickey  
VIEWERS.

Blue  
mow

In the Court of Quarter Sessions of Cambria County

In Re: Road in Conemaugh  
Township, Cambria Co., Pa.

No. 3 March Sessions 1916.

NOTICE OF VIEW

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions to view the site and determine as to the necessity of a Public Road or Highway to lead from a point on the public highway leading from Franklinboro to Frankstown Road, known as the Conemaugh Road, in Conemaugh Township, County aforesaid, at the corner of lands of William Lalzi and Louise Parks and at a distance of four thousand seven hundred and fifty (4750) feet from the intersection of said Conemaugh Road with Main Street in the Borough of Franklin, County aforesaid, and ending on a highway in said Conemaugh Township, known as Franklin Extended Road, near the land of Robert Reighard at a distance of four thousand five hundred and fifty (4550) feet from the intersection of said Franklin Extended road with the aforesaid Main Street in the Borough of Franklin will meet at the place of beginning in the Township of Conemaugh aforesaid on the 24th day of April 1916 at 10:00 o'clock A. M. for the purpose of performing the duties of this appointment.

April 11th, 1916.

S. E. Dickey,  
Geo. K. Shryeck  
Fred J. Custer.

VIEWERS.

Now April 13th 1916, Service of within notice is hereby accepted by the undersigned Commissioners of Cambria County, Pennsylvania.

  
For Commissioners.

In the Court of Quarter Sessions of Cambria County

In re: Road in Conemaugh  
Township, Cambria Co., Pa.

No. 3 March Sessions 1916.

NOTICE OF VIEW

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions to view the site and determine as to the necessity of a Public Road or Highway to lead from a point on the Public Highway leading from Franklin Boro to Frankstown Road, known as the Conemaugh Road, in Conemaugh Township, County aforesaid, at the corner of lands of William Malzi and Louisa Parks and at a distance of four thousand seven hundred and fifty (4750) feet from the intersection of said Conemaugh Road with Main Street in the Borough of Franklin, County aforesaid, and ending on a highway in said Conemaugh Township, known as Franklin Extended Road, near the land of Robert Reighard at a distance of four thousand five hundred and fifty (4550) feet from the intersection of said Franklin Extended Road with the aforesaid Main Street in the Borough of Franklin will meet at the place of beginning in the Township of Conemaugh aforesaid, on the 24th day of April 1916, at 10:00 o'clock A. M. for the purpose of performing the duties of this appointment.

April 11th 1916.

S. E. DICKEY

GEO. K. SHRYOCK

FRED J. CUSTER.

Viewers.

Now April 15th 1916, Service of the within notice is hereby accepted by the undersigned Supervisors of Conemaugh Township, Cambria County, Pa.

W. L. Burkholder  
 Oscar Yarnick  
 John Helbig  
Supervisors.

In the Court of Quarter Sessions of Cambria County

In Re: Road in Conemaugh  
Township, Cambria Co., Pa.

No. 3 March Sessions 1916.

NOTICE OF VIEW

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions to view the site and determine as to the necessity of a Public Road or Highway to lead from a point on the public highway leading from Franklin Boro to Frankstown Road, known as the Conemaugh Road, in Conemaugh Township, County aforesaid, at the corner of lands of William Malzi and Louisa Parks and at a distance of four thousand seven hundred and fifty (4750) feet from the intersection of said Conemaugh Road with Main Street in the Borough of Franklin, County aforesaid, and ending on a highway in said Conemaugh Township, known as Franklin Extended Road, near the land of Robert Reighard at a distance of four thousand five hundred and fifty (4550) feet from the intersection of said Franklin Extended road with the aforesaid Main Street in the Borough of Franklin will meet at the place of beginning in the Township of Conemaugh aforesaid on the 4 day of April 1916 at 9 o'clock A. M. for the purpose of performing the duties of this appointment.

April 4, 1916.

S. E. Dickey,  
Geo. K. Shryock  
Fred J. Custer.

VIEWSERS.

In re: road in Conemaugh  
Township, Cambria Co., Pa.

No. 3 March Sessions 1916.

Cambria County.

To S. E. DICKEY, GEO. K. SHRYOCK & F. J. CUSTER Dr.

To S. E. DICKEY Dr.

Preparing and Posting Notices	\$ 5.00	
Mileage	.40	
Serving Notices on supervisors etc.	2.50	
Stenographer and Postage	.50	
Preparing releases	1.00	
Making View	5.00	
Mileage	.20	
Making Survey - S. E. Dickey	5.00	
E. M. Bass	2.50	
T. E. West	2.50	
Mileage	.60	
Plotting Survey	2.50	
Plotting Survey and making tracing	5.00	
Tracing cloth	.35	
Detail paper	.15	
Two blue prints	.50	
Making Report	5.00	
Stenographer & stationery	1.00	
Fee for Order	.90	\$40.60

To GEO. K. SHRYOCK Dr.

Making View	5.00	
Mileage	.40	5.40

To F. J. CUSTER Dr.

Making View	5.00	
Mileage	.10	5.10

Total Cost of the View \$ 51.10

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 twenty-second day of March A. D. 191 6, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Conemaugh, in the said County, setting forth that they labor under inconvenience for want of a public road or highway, to lead from beginning at a point on the public highway leading from Franklin Boro to Frankstown Road, known as the Conemaugh Road, in Conemaugh Township, County aforesaid, at the corner of lands of William Malzi and Louisa Parks and at a distance of four thousand seven hundred and fifty (4750) feet from the intersection of said Conemaugh Road with Main Street in the Borough of Franklin, County aforesaid, and ending on a highway in said Conemaugh Township, known as Franklin Extended Road, near the land of Robert Reighard at a distance of four thousand five hundred and fifty (4550) feet from the intersection of said Franklin Extended road with the aforesaid Main Street in the Borough of Franklin

and therefore praying the Court to appoint proper persons to view and lay out the same according to law. The Court, upon due consideration had of the premises, do order and appoint

S. E. Dickey surveyor, and  
George K. Shryock 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, stating particularly 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 the improvements through which it may pass.

By the Court.

Attest:

Frank C. Robb, Clerk. 4



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 courses and distances, and noting briefly the improvements through which it may pass; 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."

NO 3, March SESSION, 1916.

Order to view Public Road

In Conemaugh Township

Certified JUN 21 1916

Viewers.

S. E. Dickey

George K. Shryeck

Fred J. Custer

Clerk Frank C. Robb 90 ds.

Filed 5 June 1916. m  
open Court

Greer

5 June 1916. Approved and Breadth fixed at 70 ft. feet.  
20 Sept. 1916. Confirmed absolutely.  
B. C. Robb. det

In the Court of Quarter Sessions of Cambria County

In re: road in Conemaugh  
Township, Cambria Co., Pa.

No. 3 March Sessions 1916.

R E P O R T O F V I E W E R S

TO THE HONORABLE, THE JUDGES OF THE COURT OF QUARTER SESSIONS OF  
CAMBRIA COUNTY, PENNSYLVANIA.

We the undersigned Viewers appointed by the annexed order of the Court to view the road within mentioned respectfully report, that we have been duly sworn as members of the permanent board of viewers as shown by the records of the court, that having given due public notice of the said view and of the time and place of meeting by posting notices as required by the law along the route and termini of said proposed road and by service of such notices on the Commissioners of Cambria County and the Supervisors of Conemaugh Township, acceptance of said notices by the Commissioners and Supervisors being hereto attached. We met in accordance with the notice on the 24th day of April A. D. 1916 at 10:00 o'clock A. M. and proceeded with the duties of our appointment and viewed the premises and are of the opinion that there is an occasion for a public road as prayed for by the petitioners and therefore we proceeded to lay out the same, having due respect for the shortest distance, the best ground for the road, and in such manner as would be as near as practicably agreeable to the desire of the petitioners and at the same time do the least injury to private property, a plot or draft of said road as laid out by us is hereto attached and made a part of this report and herewith returned for public use, showing said road to take the following courses and distances.

BEGINNING at a stake in the Township Road leading from Franklin Borough to the Frankstown Road said beginning being a distance of 4750 feet along the center line of said road from its intersection of Main Street, Franklin, thence through lands of Louisa Parks S. 78° 30' E. 200 feet to a point on line of lands of said Parks and William Malzi, thence by said line and lands of Irvin Hildebrand N. 52° 00' E. 284 feet to a point at the intersection of the line of lands of Malzi aforesaid, Louisa Parks and Cambria Iron Company, thence N. 33° 38' E. 132.2 feet to a stake, thence crossing the line of Louisa Parks and following the center line of Griffith Street of Bon Air or Franklin Extended plan of lots N. 10° 18' E. 2000 feet to an ending, said ending being 4550 feet along the center line of the private road, laid out by the Franklin Land and Improvement Company, Limited, from its intersection of Main Street in the Borough of Franklin.

The plot or draft hereto attached shows the improvements and the owners of the adjacent property along the route of said road, said road as laid out will pass through or occupy land of the following:

KNOW ALL MEN BY THESE PRESENTS,

That we, Charles M. Tilley and A. H. Griffith  
\_\_\_\_\_ of

Cambria County, Pennsylvania, are held and firmly bound unto the Commonwealth of Pennsylvania, in the sum of Fifty Dollars (\$50.00), lawful money, to be paid to the said Commonwealth, to which payment well and truly to be made, we do bind ourselves and each of us, for and in the whole, our and each of our heirs, executors and administrators, jointly and severally by these presents. Sealed with our seals and dated the day of March, A.D. 1916.

WHEREAS, a petition to open a public highway in Conemaugh Township has been presented on the 22 day of March, 1916, to the Court of Quarter Sessions of Cambria County;

NOW THE CONDITION OF THIS OBLIGATION IS SUCH, That if the said highway shall be found necessary for the accommodation of the public by the Viewers to be appointed, then this obligation to be void; otherwise, to be and remain in full force and virtue.

Signed, sealed and  
delivered in the  
presence of

W. B. Linn

Charles M. Tilley (SEAL)

A. H. Griffith (SEAL)

\_\_\_\_\_  
(SEAL)

TO THE HONORABLE, THE JUDGES OF THE COURT OF QUARTER SESSIONS  
OF CAMBRIA COUNTY, PENNSYLVANIA.

The petition of the undersigned, inhabitants of Conemaugh Township, said County, respectfully represents:

That they labor under great inconvenience for want of a public highway beginning at a point on the public highway leading from Franklin Borough to Frankstown Road, known as the Conemaugh Road, in Conemaugh Township, County aforesaid, at the corner of lands of William Malzi and Louis Parks and at a distance of <sup>4750'</sup> ~~four thousand seven hundred~~ <sup>four hundred fifty</sup> feet from the intersection of said Conemaugh Road with Main Street in the Borough of Franklin, County aforesaid, and ending on a highway in said Conemaugh Township, known as Franklin Extended Road, near the land of Robert Reighard at a distance of <sup>4550'</sup> ~~four thousand five hundred~~ <sup>four hundred fifty</sup> feet from the intersection of said Franklin Extended road with the aforesaid Main Street in the Borough of Franklin.

Your petitioners therefore pray the Court to appoint three persons, qualified according to law, to view the ground proposed for such road and if they see occasion, lay out the same and make report of their proceedings to the next term of this Court.

Chas. H. Tilley  
Frank Cristofari  
H. B. Engle  
Samuel Tilley  
Anthony Kohler  
L. C. B. L. L. L.  
J. H. Wilkes  
H. H. Suder  
J. H. Williams  
Wm. M. Malzi

W. C. Shiloh  
A. H. Griffith  
J. J. D. D. D.  
Robert Reighard  
Riley Webber  
W. C. Malzi  
J. H. Edmund

STATE OF PENNSYLVANIA, ( )  
COUNTY OF CAMBRIA, ( ) SS:

On this Twentieth day of March, A.D. 1916, before me,  
the undersigned authority, personally appeared Charles W.  
Tilley, who being duly <sup>affirmed</sup> ~~sworn~~ according to law  
says the statements made in the foregoing petition are true  
and correct.

<sup>affirmed</sup> ~~sworn~~ to and subscribed before me the day and year  
aforesaid.

Ella L. Maser  
Notary Public  
My com. expires at end of next  
session of Senate

TO THE COUNTY COMMISSIONERS OF CAMBRIA COUNTY:

Notice is hereby given that a petition will be presented on the 22 day of March, 1916, at 10:00 o'clock A.M., at Ebensburg, to the Court of Quarter Sessions of Cambria County, praying the Court to appoint Viewers to lay out, etc., a public highway, beginning at a point on the public highway leading from Franklin Borough to Frankstown Road, in Conemaugh Township, County aforesaid, at the corner of lands of William Malzi and Louise Parks and at a distance of 470 feet from the intersection of said Conemaugh Road with Main Street in the Borough of Franklin, County aforesaid, and ending on a highway in said Conemaugh Township, known as Franklin Extended Road, near the land of Robert Reighard at a distance of 1460 feet from the intersection of said Franklin Extended Road with the aforesaid Main Street, in the Borough of Franklin.

Wm. B. G.  
Counsel for Petitioners.

March , 1916.

Mar. 22-1916 Service accepted for Co.  
Counr.  
P. H. Hamlin  
CER

Notice is hereby given that a petition will be presented on the 22<sup>nd</sup> day of March, 1916, at 10:00 o'clock A.M., at Ebensburg, to the Court of Quarter Sessions of Cambria County, praying the Court to appoint Viewers to lay out, etc., a public highway, beginning at a point on the public highway leading from Franklin Borough to Frankstown Road, in Conemaugh Township, County aforesaid, at the corner of lands of William Malai and Louise Parks and at a distance of 4750 feet from the intersection of said Conemaugh Road with Main Street in the Borough of Franklin, County aforesaid, and ending on a highway in said Conemaugh Township, known as Franklin Extended Road, near the land of Robert Reighard at a distance of 4550 feet from the intersection of said Franklin Extended Road with the aforesaid Main Street, in the Borough of Franklin.

Charles E. Gamm  
Counsel for Petitioners.

March , 1916.

*I hereby accept serving notice.*

*John Halbig*  
*W. C. Berkebile*

*Supervisor of Conemaugh Twp.*

*No 3 March 1916*  
In the Court of  
Quarter Sessions  
of Cambria County, Pa.

PETITION FOR ROAD IN  
CONEMAUGH TOWNSHIP.

*Mar 22 1916*  
*Within petition read*  
*and Court ordered*  
*Thomas J. Elicker*  
*Geo. H. Shuck and*  
*James J. Coulter*  
*as proposed for*  
*by the Court*

*22 Mar 1916 Filed*

CHARLES C. GREER  
LAWYER  
SWANK BUILDING JOHNSTOWN, PA.