

1867

Order to view and
lay out a road in Godes
Township, from the point
where road from Sherman
to Mill Creek. Thence
cross Mill Creek; to a
point near dwelling
house of Frederick's Ponder
March 11. 1868 Let to Com. (6)

Vicines Feb 2 Sept 1867

Wm Slick Jr

Abraham Stutzman

Stephen Stutzman

George Yunker

Jacob Croyle

Alex. Howard

Order to open and clear
notice of view to be given
to owner and occupants of
seated land through which
road may pass

Dec 11 90

Rec'd by
Sent to P. S. S. S.

Field Road Book Vol 8,

Page 92,

Mythos

3rd Jan'y, 1868, confirmed activity.

2nd Sept., 1867, near & confirmed
+ abundant in forward, but not in

Columbia County, N.Y.

At a Court of General Quarter Sessions
of the Peace, held at Chenango in and
for said County on the 10th day of
July A.D. 1864 before the Honorable Judges
of said Court. The petition of sundry citizens
of Yoder Township, in said County was presented, setting
forth, that they labor under great inconveniences for want
of a public road or highway, from a point where the
road from Johnston to Mill Creek Furnace crosses
Mill Creek, to a point near dwelling house of Frederick
Fender in Yoder Township; and 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 William
Nick Jr. Abraham Stutzman, Stephen Stutzman,
George Youker, Jacob Croyle and Alexander
Howard, who after being respectively sworn or
affirmed according to law to perform the duties of
their appointment with fidelity, are to view the
ground proposed for said road, and if they, or any
five of them view the same, and any four of the
actual viewers agree that there is occasion for
such road, they shall proceed to lay out the same
as agreeable to the desire of the petitioners as may
be, having respect to the best ground and the
shortest distance, and to do the least injury to
private property, and make report of their
proceedings herein to the next Court of Quarter

Sessions of the Peace to be held for said County together with a plot or draft thereof, the courses and distances and references to the improvements through which said road may pass; and whether they judge the same necessary for Public or Private use; and in which report they shall state distinctly that they had been sworn or affirmed according to law.

By the Court
Geo. W. Galvin
Clerk

To the Honorable Judges of the Court of Quarter Sessions of the Peace of Cambridge County;

We the Subscribers appointed in the within order of Court having met on the 23rd day of August 1867 and after being duly sworn & affirmed, we proceeded to examine the ground proposed for said road. And laid out a road according to the following courses and distances, a draft whereof is hereto annexed, and do report the same for public use, viz. Beginning at a stone in public road near the dwelling house of Frederick Fender, thence through said Fender's land North seventeen degrees west twenty six perches to a post, thence North thirty four degrees west forty two perches to a Pin oak, thence North forty three degrees west ten & a half perches to a post, thence North nineteen

west five & three tenth perches to a post, thence
north twenty two degrees east sixteen & two
tenth perches to a chest oak, thence north
twenty six degrees east ten perches to a ch.
oak, thence north thirty six degrees east
twelve perches to land of Cambridge Iron
Co., thence through said Co. land & some
bearing & four perches more to a pin oak,
thence north fifteen degrees east twenty
five & a half perches to a Red oak, thence
north thirty six degrees east three perches
to a white oak, thence north twenty seven degrees
east twenty three perches to a Gum, thence
north thirty five degrees east twenty perches
to a post, thence north eighteen degrees east
six perches to a post, thence north thirteen
degrees east six perches to a post, thence north
seventy four & a half degrees east thirteen
perches to a post near where the road from
Johnstown to Mill Creek Furnace crosses
Mill Creek, Situes our hands and seals
the day and year first above written

Geo. Slick & J. J. J. J. J.
Stephen Stutzman 1 "
Abraham Stutzman 1 "
A. H. Howard 1 "
Jacob Croyle 1 "
George Gonker 1 "

Cambria County, Pa.

At a Court of General Quarter
Sessions of the Peace held at Ebensburg,
in and for said County, on the 11th day
of July A.D. 1867 before the Honorable
Judges of the Same Court: The petition

of Thomas Kimmey of Jackson Township in said County,
was presented, setting forth, that said petitioner
labors under great inconvenience for want of a Private
Road to lead from the public road running from
the Johnstown road to the Stone Pike, to the dwelling
house of said petitioner and 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 W. H.
Sechler Esq. John Rose, C. Snyder, J. C. Elder, D. J. A.
Gries and Henry Rager, who after being respectively
sworn or affirmed according to law, to perform the
duties of their appointment with fidelity, are to
view the said premises, and, if they, or any five
of them view the same, and any four of the actual
viewers agree that there is occasion for such road,
they shall proceed to lay out the same as agreeable
to the desire of the petitioner as may be, having
respect to the best ground, and the shortest distance
and to do the least injury to private property, and
make report of their proceedings herein to the next
Court of Quarter Sessions to be held for said County,
together with a plot or draft thereof, the courses

and distances and references to the improvements
through which road may pass, and whether
they judge the same necessary for Public or
Private use; and in which report they shall
state distinctly that they had been sworn
or affirmed according to law.

By the Court
Geo. C. Kizaham
Clerk

1867

Order to view and
lay out a Private Road
from the residence of
Thomas Kinnear, to
the public road, in
Jackson Township
Filed 2 Sept. 1867
Viewers

Wm H. Sechler Esq
Henry Kagert
D. J. A. Grier
J. C. Elder
C. Snyder
John Rose

Notice of View to be given
to owners and occupants of
Sealed lands through which
road may pass
Order to be executed
Per J. J. 90

Early

Sept. 1867, cont'd.
3^d Jan'y, 1868, confirmed new, & ordered to be
opened twenty five feet wide & By the Court

10th April, 1868, confirmed absolutely.

Read in Court Dec^r 18th 1868 By the Court
One hundred and Sixty.

We the viewers appointed by the within order of Court, have and lay out
 the road therein mentioned, respectfully report. That having been present
 and having all been first ~~separately shown~~ affirmed, in pursuance of the
 said order we have viewed and laid out, and do return for private use the
 following road, to wit. Beginning at a Post near the residence of Thomas
 Minney thence through improved lands of Minney North forty five degrees West,
 forty five perches to line of land owned by heirs of ~~Samuel~~ ^{Samuel} Bunkley said
 thence same through lands of said heirs, thirty nine perches to Post on
 Public Road which intersects with the road leading from Johnstown
 to Stone Pike. A plot or draft whereof is here to annexed.
 Which said road, so as aforesaid laid out, we are of the
 opinion is necessary for a private road.

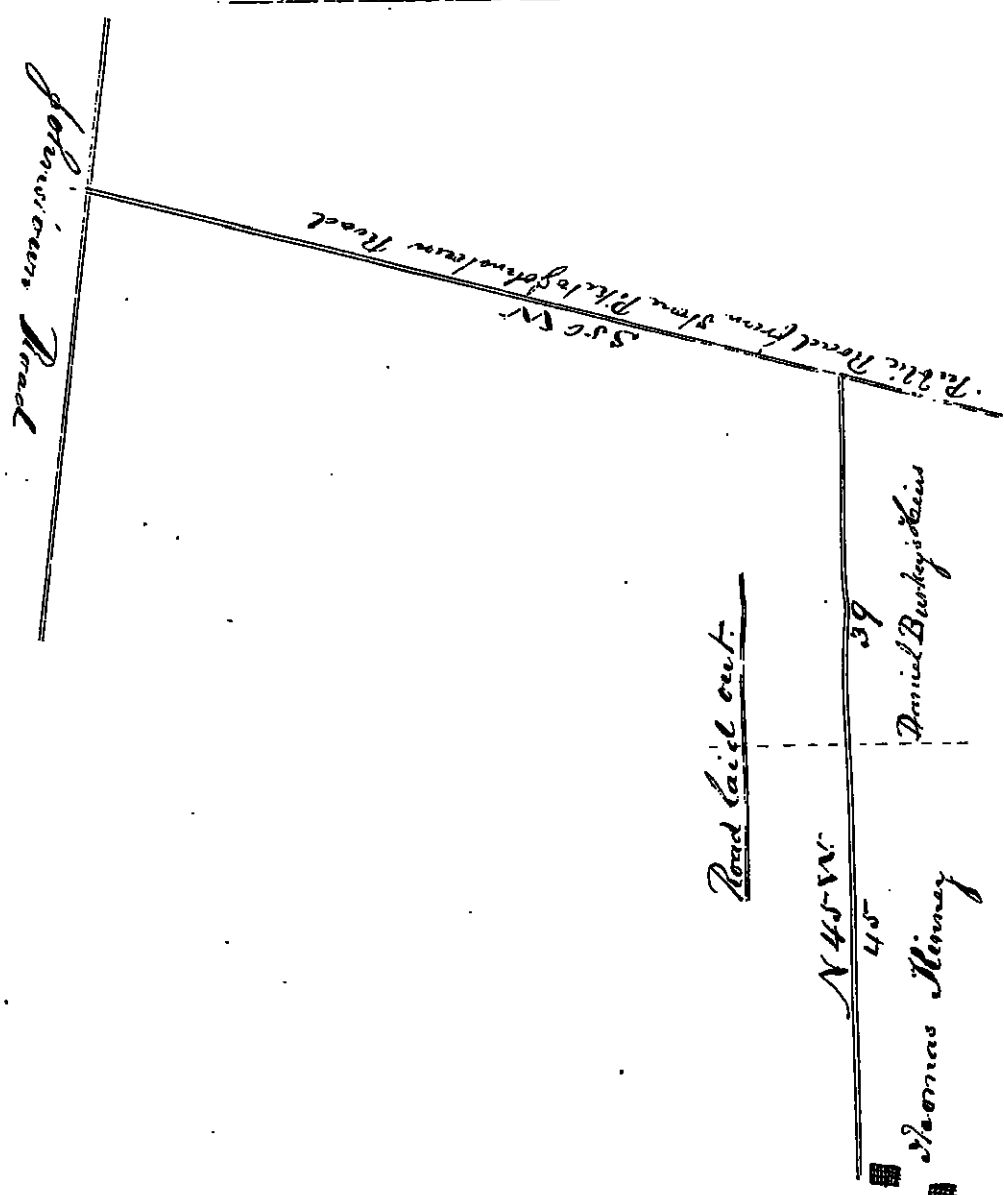
Witness our hands

this twenty fourth day of August A.D. 1867

Henry Ragon
 John B. Elder
 John ^{his} + Rose
 mark

Wm. K. Hechler
 S. F. A. Greer
 C. Snyder

viewed



To Day This 15th of August John P. Crow
You are hereby notified
that the views appointed by the Court of Quarter Sessions
of Cambria County at June Sessions 1867, to lay out a private
road from the residence of Thomas Kinney to the public
road, in Jackson Township, will meet at the house of
Thomas Kinney on Saturday the ^{24th} day of August 1867 ^{at 10 o'clock A.M.} for
the purpose of attending to the duties of their appointment,
When and where you may attend if you see proper. ^{his mark}
Peter Kinney Petitioner
Witness

To Day This 15th of August Mrs Good
You are hereby
notified that the views appointed by the Court of Quarter
Sessions of Cambria County at June Sessions 1867, to lay out
a private road from the residence of Thomas Kinney to the
public road in Jackson Township, will meet for the
purpose of attending to the duties of their appointment at
the house of Thomas Kinney on Saturday the ^{24th} day of
August 1867 at 10 o'clock A.M. where you may attend
if you see proper.

Peter Kinney
Witness

^{his mark}
Thomas Kinney
Petitioner

Common Cough in

Thermally appeared before me a Justice of the
Peace in and for said County. Thomas Hiney who at various
times from 1845 to 1850 the within titles on the New
Guardian of Christian and his son, David Hiney died on 1st Nov.
Christian lived on Thiney on the 15th of Aug. 1847.
by reading contents of same.

Будничий и восточный.

before now this 24th day of

August 22. 1867.

Philip H. Christy, Jr.

Thomas F. Higgins
March 1

Danburia County ss.

At a Court of General Quarter Sessions
of the Peace held at Cheshire in
and for said County on the 4th
day of April A.D. 1867 before the
Honorable Judges of the same Court

Upon the petition of Philip Cooper of Clearfield
Township in said County representing that he labors
under great inconvenience for want of a Private
Road to lead from his residence in Clearfield Township
to the Philipshury road at a point at or near
the residence of William Mullen in said Township
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 Henry
Scaulm Esq John H. Douglass Francis Delozier
Valentine Krise Jr. Richard Adams Jr. and Thomas
Adams Jr. Who after being duly sworn according to law
to perform the duties of their appointment with fidelity
are to view the ground proposed for the said road and
if they or any five of them view the same and any four
of them agree that there is occasion for such road. they
shall proceed to lay out the same as agreeable to the
desire of the petitioner as may be, having respect to the
best ground and the shortest distance and to do
the least injury to private property and make report
of their proceedings herein at the next Court of
Quarter Sessions to be held for said County together
with a plot or draft thereof the courses and

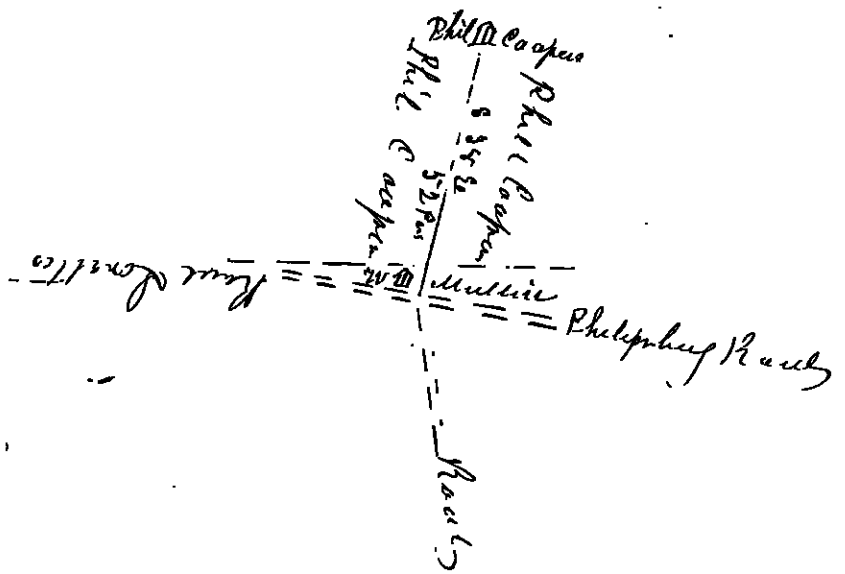
distances and reference to the the improvements
through which the same paper and whether
they judge the same necessary for Public or
Private use and in which report they shall
state distinctly that they had been sworn or
affirmed according to law.

By the Court
J. C. K. Zahm. Clerk

To the Honorable A. Taylor Esquire President Judge
and to W. C. & James Murray Esqrs. associate judges
now sitting at Court of Virginia Session of the
peace in and for said County at Green River Town
A.D. 1867

We the undersigned, Verum do Report that after
first being duly sworn according to Law we proceeded
to the duties of our appointment and in being made known
to the Jurors that due & timely Notice of said Verum
was given to Bureau of Justice, based on which Road was
verum a copy of said Notice is herewith attached

Begin at a Point at Residence of Philip Cooper in
Gloucester Township Thence South thirty Eight degrees East
at fifty two Perches to a Point on Road leading from Court
to Philipsburg near Residence of William Muller in
Gloucester Township Above Road Verum and laid
out as a Private Road



Witness our hand this 26th September 1867

Henry Seaman
Francis Delozier
John H. Douglas
Or no Seaman
Richard Adams
Thomas Adams Jr.

To William Mullen,

Sir. Take notice that
there will be a view of a road or Public high-
way had and held on Thursday 26th Septem-
ber 1867, to lead from house of Philip Cooper
to Philipstung road at or near William Mullens
in Clearfield Township where and when you
can attend if you think proper.
Sept. 16th 1867.

Philip Cooper

Served a Copy of within on William Mull
September 16th 1867, Philip Cooper

1867

11

Order to view and
lay out a Private Road
from the house of Philip
Cooper to the Phillips-
burg at residence of
William Mullis in
Clearfield Township

Dated 11 Dec. 1867

Viewers

Henry Scanlan Esq

John H. Douglas

Francis Delozier

Valentine Krue Jr.

Richard Adams Jr.

Thomas Adams Jr.

Order to open issued:

Notice of view to be given
to owners and occupiers of
seated lands through
which road may pass

For f. 90

Johnston Scanlan

9 Sep. 1867, contd to same review, to
report to next sitting

Rev. Mr.

3^d Jan'y, 1868, confirmed miss & added to the
opened liberty for past card on.

~~By the Court~~

Apr. 9th 1868 Confirmed absolutely
By the Court
See in Trial Doc Vol 3
Page 114

Quarant. Depositions

Elder for petitioners

Perusing for remonstrants

*Dec. 2, 1867 Remonstrance
filed*

In the Court of Common Pleas of Cambria County,
Pennsylvania, of _____ Term, A. D. 1868 NO. _____

*In the matter of the order to view and
lay out a road in Conemaugh Township
from a point on State Road to a point
in Scalp Level Township, near Jacoby's
School House
3 Jan. 1868 Report confirmed nisi &c.*

AND NOW, TO WIT, THE

17th

DAY OF

June

A. D. 1868 : RULE

*on part of the Remonstrants to take depositions
to be read on the Confirmation or rejection
of above Report*

CAMBRIA COUNTY, SS :

EXTRACT FROM THE RECORD OF SAID COURT. Certified the
day of *June* A. D. 1868.

17th

*G. B. Johnson
Clerk*

NOT MONSIEUR.

1878

In the matter of
Report of Road
in
Brennangh Town

Rule to take depositions

Perlung

the Petitioners, a Cyrrus Elder, Esq., their attorney: Take notice that
depositions in pursuance of this Rule, will be taken before ^{Joseph S. Stayer,} ~~Wm. B. Stayer~~
a Justice of the Peace, or some other competent authority, at the office of
said ^{Joseph S. Stayer} ~~Justice~~ in the Borough of Ithaca, on Friday, the 26th day of
June, A.D. 1868 between the hours of 10.0'clock A.M. and 6.0'clock
P.M. of said day.

June 20th 1868.

Cyrus L. Corning
- Atty for Petitioners.

Depositions of witnesses produced sworn or
affirmed and examined at the office of
J. S. Strong one of the Justices of the Peace in and
for said County in the Borough of Johnston
in said County on the 26. day of June AD 1868
between the hours of 10 o'clock A.M. and 6 o'clock
of said day in obedience to the rule of Court
and Notice hereto attached, to be read in a
Cause depending in said Court in the matter
of a Report of Road in Canaan Tp. Township

Levi Wellman affirmed
I live in Canaan Tp. Township ^{about ten miles} from
one of the Present Supervisors of said Town-
ship I have served as Supervisor three years
before this in succession I was a long when
the old State Road was revised I am acquain-
ted a long Salmons run the Grand I
have been over it after J. Thrope when
David Stull lives in Richland Township
near the old State Road

It is very rough ground & rocky and very
hard to get along between Davis Stills
& Jacobys School house. It would require
a good deal of Bridging & Piking to make
it good. The most of the road is in Kanam
and township I would not take the
Contract at three thousand Dollars to
make a good road from Davis
Stills to Jacobys School house I have
looked over the ground in order to form
an estimate

+ by C. Elder Esq

I live about one & half miles
from Johnston on the Selflevell Pike
I want Bridge the run and Pk. the
mud holes I never was a stockholder
in Selflevell Turnpike I don't now
within the said road. Does the run or not
I now think that the said road is partly in
the same hands of the old State road
I have been over the ground ~~where~~ or partly
where the new road is and I don't now
know many Bridges it would take I would
^{not} take it in either side of the at three
thousand Dollars It ~~is~~ ^{is} on the
side of the run from my house where
it starts in I don't now know how
miles long the said road is. People
are traveling over part of said road
now

They cant get a load out
I am a Carpenter no difity to find
Rock ~~but~~. Some difficulty to get them
to the road, there are plenty of stones
there I dare now over $\frac{1}{2}$ mile off
road as laid down by the river
I am familer with all the ground in
a long said road, or roadgen. The ~~lower~~
end from Jacobs School house is the
 $\frac{1}{2}$ mile I have been over the one half
mile from Jacobs School house is the
part of said location which I now
it is an ceded by road very rough used
for many years and traveled now
that $\frac{1}{2}$ mile is the only part that could
be made with any reasonable expense
that $\frac{1}{2}$ mile might be made for one
hundred & fifty dollars as good as
the common center road

Some places the stones are at the same
holes and at the place they would be a
great distance to haul in the balance
of the road in the balance a bar the
 $\frac{1}{2}$ miles when the stones would have
to be hauled the said road runs up
the river I dare now what christen
the said road goes through timber land
chiefly I have been over partly near
Every part of the ground between the two

mountains and had a very a hard fall
going over the rocks I went through seen
Jacobys to Davis, still last full
and on both sides of the river I traveled
a foot I have been over the ^{half} of the
Saw River frequently this summer. I
traveled a foot there is a kind of a road
then when people get a land it goes
through the Bottom. [Question by Elder
do you understand that people come
through there with wagons; obj to by
C. L. Pershing that he says is not ^{quite} ~~quite~~
certain] I understand that some ^{come through} ~~come through~~ with wagons
and understand some want to go
through and had to come back I saw
them come back I never saw any person
go through with a wagon I seen some
passing the saw mill with wagons
I have seen the Pass both ways Jacob
C. Kerner traveled that 1/2 mile I dont
now whether he goes beyond the half mile
or not he goes not the half mile
Davis & Kerner live now where J. C.
Kerner did live and has lived there
about two years I dont now how
long J. C. Kerner lived there he was
there before I came there
I employ C. L. Pershing Esq to

to oppose this road
direct by C. G. Pershing

The only waggon or teams I ever
saw were on the half mile beginning at
Yacoby Shoal house I have employed
C. G. Pershing by the year as attorney
by the year as attorney for the Subversen
+ by C. Elder Esq.

I have never seen any
wagons come beginning the said half
mile I seen them come that direc-
tion Levi Wasinger

John Bush or Smore

I live in Canaan township I
have lived said township since 1835
I am well acquainted with the Grand along
Salamans Run I am acquainted with
said Grand over 30 years and were
better acquainted with said Grand the
I am now have not been over it
lately for some 8 or 9 years ago I have
been at Yacoby's Saw mill frequently
within a couple years the Grand is
very rough and full of rocks along
each side of Salamans Run and along
the Run it would cost enormous sum
of Money to make a good road for
wheels to pass there is a road from
David's Home to Yacoby's Saw mill

Jacob & Moore has gates on the said road
between his land ~~and where~~ David & Moore
landed it is a wagon road
+ By H. Elder

There was a Grouse mill a long or
bare the tract of land owned by James
Mearly I don't know the distance from
Yacoby's Saw mill I don't know the
way could get in with wagons or not
I rate it it was hard to ride there was
a road the then of same kind I believe it
was not a Public Road the saw mill
Saw mill below the Grouse mill on
the Mearly tract Shimer owned the
mill at that time he had the lumber
with open down the run he had to cross
the run repeatedly I don't know much
about the water power of the run there was
not much good timber along the run
I can not tell the distance from Yacoby's
Saw mill to the Richland township line
I can not the cost of said Road per per
according to my relation some of the
road could not be made for less
that two to fifteen dollars per per
other parts might not cost more the 25 cents
per per the hill sides and rocks
would make it costly I don't know

any thing about the new road I have
not been a long time the new road was
located I now that there can be no
road located on either side of the river
with enter cannot be cut off ~~before~~
~~since I have been running~~ ^{as I never was}
a river or river on said ^{ground} ~~road~~
I don't know the distance of said road
I travel the Frankston road to
Johnstown I lived a bout one mile
from Johnstown the road of travel
is very expensive but it is not so expen-
sive as the other would be, I think it
would be up hill grade on an average
it would depend on the location
I think it would not be as steep as
our hill I don't know whether the new
road is an easy grade or not I am
a road maker

Wm B. G. Perchman Esq

I can not tell how long it
is since the ~~Grinding~~ mill is taken down
I think some 20 or 25 years ago

The Shinn Saw Mill was abandoned
before the Grinding Mill that is my
recollection

John B. G. Perchman

Adam Strayn affirmed

I live in Richland township
about 25 years ~~ago~~ I do not now
the ground between Jacobys sawmill
and Davis Stills I have been a
long Salomons run from the Gulling
Mill up ~~last Wednesday~~ I am acquainted
with the road between the Gulling and Davis
Stills I was Supervisor 1867 in Richland
town I worked on the old State road
in Richland township there are two many
Publics road for the tapes that there
now open I now where Salomons run
is there are two road same ^{the} neighbours
that leads to Johnston, it would cost
a good deal to make a road along
Salomons run
+ 16 Elder

I am not a Payee in Canaan
township I dont now that the tapes are
in Canaan township I dont now
how many miles of road they have in
Canaan township I dont now the
valuation of Property in Canaan
I came down the Grants town road
to Johnston I came on the Grants town
road near John Nevers I ~~dont think~~
wouldnt like to give up my road

The Gulling Mill was in Richland Tp
Adam Stacey

Joseph Hoffma affirms

I live in Canamang township
I have lived where I live now for
9 years I live in Richland Tp
before I was the grantor between
Jacobys Schoolhouse and Richland
line a large Salomons run I was
at one time on a review on the old
state road between Jacobys Schoolhouse
and the Richland Tp line I have been
over the ground for 30 years at the time
of the review we estimated the cost of the
road from the school house ^{to the Richland line} from
four to five thousand dollars I now
the location of East End of ~~the~~ ^{the new} road
for about $\frac{3}{4}$ miles I think the proposed
road would cost about the same as
the old road there are a great many
roads from that neighborhood leading to
Johnstown there is a road from my
house to Jacob Goughmans that comes
to Johnstown I live about $1\frac{1}{2}$ miles
from David Stull there is a road
from the head of the run to Giestum
the Giestum road leads a way from
Johnstown from David Stull I have not
been over the new proposed road

the 3/4 Miles ~~at the~~ at each end is the part of
the old state road I have been over
the 3/4 of Miles of the new road at the lower
end as it is marked on the ground
I have not been over the upper end since
it was viewed that part of now is ~~below~~
Yacoby saw mill ~~and to the~~ ^{Yacoby} ~~to the~~
The new proposed ^{road} is about two miles
The same persons ^{road} that were in favor of the
old state road are also in favor the
Present Proposed road I was out along
the road when I viewed it I saw every
foot of the ground there I have been a
long the road three or four times since the ^{new}
road has been located I traveled from
the school house to the township line
I wanted to know where it was going
seen the splitches on the trees when they
marked the road there was no survey
no view then or along there there was no
person a long with me, the road crosses
the run twice there are two runs the one
comes in the Salamon run about a
half mile above Yacoby saw mill
the new road crosses Salamon run about
one half mile ^{above the saw mill} at the fork of the two
runs it runs on the right hand side
of the bank going up from that point

from the turnpike it is on the right hand
side all the ~~way~~ ^{Run} up to the top. time
it comes and near the old grulling
mill I followed the road all the way
and came back the same way I had
no other business then I traveled a foot
I did not estimate by it ~~say~~ ^{say} I would
not take less than \$5 a rod for the first
half mile all the way I would not
take less than four thousand dollars
and make a good road all the way
to wagon

directly By G. J. Pershing Esq

There is a township ^{road} from D Stills
to the Smith road the first time I went
over the road I did not find the road
on account of rocks I think I found
it afterwards by the mark on the trees

Joseph Hoffman
Christian Moorer affirms

I live in Keokuk township
I have lived there about 42 years I have
been supervisor twice in my lifetime.
I have a little experience of working
on the road I know the ground better
en you boys and the township line
of Keokuk to a large Salamon river
I all way took it to be a better range
Place on both sides of the river

I have been over the ground very often
it would cost two thousand dollars to make
a lamp full road for teams to pass from
youaby to the Richland tp line

I was supervisor last year it cost more
to keep open the old road than there was
taken there are townships roads on both
sides of the proposed road

+ By the Elder Esen

we give you the takes 10 Mills to the
Dollars my duplicated amount to \$372.84
my part was the one half of the township
I was not over the part of said proposed
road there was a private road along
said part before this was a stated road
there I live a way across towards the
road bridges I live about 3 1/2 miles
from D.D. Stubs District the said proposed
is about 2 or 2 1/2 miles long

I am no stock holder in the Seelplem
turn pike

Chin Chin Horn

Yodack Holler Swann

I live in Lennamant township near
Parkstown I have traveled over the
ground from youaby to Richland tp
several times to John Stubb some miles
in Richland tp. it is very swampy
and rocky there could no road be

made up the run with out very heavy
Expense I have not an estimate but
it would cost an awful sum of
Money to take ^{away} the ^{& fill the} rocks of the Swamps
I never was subversive
+ by C. Elder

I am a farmer at this time I
live on the Grants (new road) I have
not been on the Grants as the
by the river I don't know many
miles the road is in length I can not tell
how long it is that I traveled over the road
some three or four years ago
Jedock Kohler

I certify that the above witnesses were
only qualified and examined at the time
and place stated in the Caption and sub-
scribed their depositions in my Presence before
J. S. Strayer Justice of the Peace at Johnston
26 day of June AD 1868

Aug. 25, 1869

In the matter of the
Reports of various of my
private Road in Goddard
from Peter Spence's house
to Truro

Prof. W. H. W. H.

Feb 2 Sept. 1864

Elder

State of Pennsylvania } Court of Quarter Sessions Cambria
 County of Cambria } In the matter of the Petition
 for Private Road in Order Township
 leading from House of Peter Speicher to
 the Lutheran and Methodist Churches
 near the Barnhart School House.

Personally appeared before me, a Justice of the Peace
 in and for said County, William Ream, who
 being duly sworn according to law doth depose and
 say that the above road as viewed and laid
 out passes upon or through the improved lands of
 Peter Speicher, Henry Howard, George Sell, Samuel A.
 Hunsbarger, ~~and~~ as the division line between lands
 of Jacob Barkley and the Cambria Iron Company, the
 same being a lane, and as the division line of
 Michael Barnhart, ~~and~~ Peter Goodner and
 School House lot. That said road passes through
 the improved land of no other person or persons.
 That that two of the School Directors of said Township
 had notice of and were present at said view,
 and that all the other parties above named had
 notice of and were present at said view except
 the Cambria Iron Company. Further deponent saith
 not.

Sworn and subscribed before me } *Wm. Ream*
 this 1st day of August 1867 }
 Jerrin Rutledge J.P.

Remonstrance of
Citizens of Richland
and Columbia Town-
ships, against the opening
of a Road commencing at
a near John Stull's Saw
Mill and intersecting the
Towapike near Peter
Jacobs =

Filed Dec. 2, 1867

Perkins

To the Honorable the Judges of the Court of Quarter
Sessions in the County of Cambria

The petition of the undersigned residents of the
Townships of Richland and Conemaugh. Respectfully
represents:-

That an order has been granted by your
Honorable Court to veir a road commencing at a
near John Stull's saw mill, in Richland Township,
and intersecting the "Scalp Level" turnpike at a near
Peter Jacoby's in Conemaugh Township. Your
petitioners remonstrate against the granting of
said road by the Court, as the opening thereof would
be burdensome to the taxpayers of said townships,
and a new road in said locality is unnecessary.
We respectfully suggest that the taxes now levied for
road purposes, are insufficient to keep the roads
now opened in good repair, and that new roads
ought not to be opened, unless they are really
needed by the public. And we will pray &c

Christian Homan
Jedock Tschler
William Porter
Jonas W. Goebel
John Shaffer
A. Hill
Jacob W. B. B.
C. W. W.
Oliver Griffith
Harvey Horner
Ephraim Guster
Jeremiah Wisinger

Michael Spang
Henry M. McConary
Daniel L. L.
H. R. Shaffer
John T. Horner
Jacob J. Shaffer
Henry Wisinger
H. Y. Cover
Daniel B. Horner
Chas. J. Wisinger
Jacob Strickman
Charles Harsbarger

Von der Hey. Berkey Cice Joseph Hoffman
E. B. Hornum Eli Griffith

Syl Wilsinger
Archibald Wilsinger
W^m H. Horner

Philip S. Constable
Henry Constable jr

John Cosburn
David Blum

Abraham Galt
Emanuel Meener
John J. Blough
Samuel Shoup

C. F. Chapman
David S. Hoffman
Jacob S. S. S.

John C. Horner
George Stüringer

Emmanuel S. S. S.
Charles von Luenen

Samuel J. Horner
George M. Helsel
John Shick
Samuel J. Hoffman

Jacob Singer

*Order for the return of
Perkins for remonstrance*

*In the matter of the order
to view and lay out a road
in Conemaugh Tp. from
a point on State road to
a point on Scalp Level
Turnpike, near Jacoby's
School House*

Quartermaster's Office.

In the Court of Common Pleas, of Cambria County,
Pennsylvania, of _____ Term, A. D. 1868 NO.

*Jan'y. 3, 1868 Report of Viewers confirmed
and ordered to be opened 30 ft. wide
Perkins.*

*April 9, 1868 Continued upon
remonstrance filed by C. L. Perkins &*

AND NOW, TO WIT, THE

First DAY OF *July*

A. D. 1868: RULE

*on part of the remonstrators against above road
to take depositions to be read on the hearing
of the exceptions filed on _____*

CAMBRIA COUNTY, SS:

EXTRACT FROM THE RECORD OF SAID COURT. Certified the
day of *July* A. D. 1868.

Wm. H. Zalusky
Notary
Wm. H. Zalusky

1878.

In the matter of
Exceptions filed
to
Road in Crenshaw Sp.

Rule to take depositions

Pershing

To the Petitioners & Cyrus Elder Esq. their attorney - Take notice that depositions to be read on the hearing of the exceptions filed to the Confirmation of the Road within mentioned, will be taken before Robert H. Canaan Esq. a Notary Public, at the office of C. S. Pershing, in the Borough of Johnston, on Monday the 13 day of July 1868 between the hours of 10 o'clock A.M. & 6 o'clock P.M. of said day. In the event of the absence of said Notary, the depositions will be taken before some other competent authority at the same time and place.

July 7. 1868

Cyrus S. Pershing
Atty for Remondino

Deposition of witnesses produced, affirmed
and sworn, and examined by me, this
thirteenth day of July A.D. 1868, at the office
of Cyrus L. Pershing Esq. in the Borough
of Johnstown, between the hours of ten
O'clock A.M. and six O'clock P.M., by
virtue of the Annexed Rule of the Court of
Quarter Sessions of Cambria County, and notice
hereto attached, for the examination of witnesses
in the matter of the order to new and lay
out a road in Conemaugh Tp. from a
point on State Road to a point on
Scalp Level Turnpike near Jacobys
School House.

George Missinger a witness produced on
the part of the Remonstrators, being affirmed,
testified as follows. I reside in Conemaugh
Tp, about 2 miles from Johnstown,
My business is that of a farmer. I have
been Supervisor of Roads for some eight
or ten years. I am acquainted with
the County along Solomons, and was

born within a mile of the proposed road².
I have frequently been over the ground.
Can't tell how many times. I know
where the Old State Road was located,
was one of the viewers when it was
vacated. I was along the route
of the proposed road last Friday a week
ago. viewed it all except at one point
where it was very rough - did not go
over that part; but am well acquainted
with the part I did not go over. There
is not much difference between the location
of proposed road & that of old State road.
if any difference it would be in favor
of old State road. The general character
of the ground between Jacoby School
house and the Richland line, is very
rough & rocky in many places - when
it is not rocky the nature of the ground
is such that it would have to be stoned
to make a good road. From my
knowledge of the ground and my
experience in making roads, I would
say that ~~it~~ would not take less than
four thousand dollars to make
a good road from Jacoby School House
to the Richland line. It is my judgment
that it would cost that amount to
make a good road between those
points. I have known this ground

Since my earliest recollection, and I am now about sixty years of age, I have examined by Cyrus Elder Esq.

Eli Griffith, Abner Griffith, Levi Messinger & Geo Helsel were with me on last Sunday week. - None of the Road viewers were with us. We judged of the location of the road by the gashes on the trees. I don't know who marked the trees. It was since I was subpoenaed as a witness that I went over the ground. The road is now used as far as Jacob's Saw Mill. There are some parts of the proposed road I would not make for \$20⁰⁰ a perch. I don't know how many perches long the road is. I think it is about two miles long. There is about half a mile of the road along which wagons might pass. Some of the road is not rocky. About half a mile might be made at a reasonable price, but it would be very expensive to keep it up. Have seen wagons passing from Menely's Chopping with logs, to Sawmill, but the road was in very bad condition for hauling. There is at least a mile of the route that is very rough. There was a kind of a road years ago as far up as old Fulling Mill, along which there was some travelling done. That road was not on the present route. We followed the

route as far as the Richland line
I live on the Scalp level turnpike. My
objection to the road is that I don't think
it is necessary, and the township is not
able to keep up what roads are now
made. There is a settlement up the
run, but the parties living there have a
road by David Hoffmans intersecting the
Pike at Joseph Hoffmans. It is sometimes
called the Smith Road. George Messinger

Abner Smith, a witness produced
on the part of the Remonstrators, being
affirmed, says - I live in Connersburgh,
about 2 miles from Johnsons town,
I am a farmer. I was along
with Mr Messinger & others on last
Sunday week & saw the Chitties on
the trees, and ^{corner} posts along the route. I
have been along the run several times
before. The ground over which the
road is proposed to be made is very
rough, rocky & swampy. We saw
marks on the trees which were said to show
the route of the old State Road. There was
not much difference in the location of the
two roads. I have been Supervisor of Roads
& have had some experience in making
roads, and I consider that at the present
prices of labor it would cost at least

four thousand dollars to make this road from Jacob's school house to Richland line - I was Supervisor one year, and whilst acting in that Capacity opened several new roads - have worked a good deal on roads at different times.

No Cross examination

Almon Griffith

David Hoffman, a witness produced by Persecutors, being affirmed testifies as follows: - I live in Richland tp, on what is called the Smith Road, about 3 miles from Johnston. I have lived there about 25 years. I am well acquainted with the ground along Solomon's Run - have been over it often. I have seen where the route of the old ditch road was marked, but have never been along it particularly. The ground is pretty rough - and my impression is that it would cost three or four thousand dollars to make a good road. I make this estimate from my knowledge of the kind of ground along the Run. I have been along the Run as ^{often} ~~high~~ as three or four times a year, but I don't know the exact location of this road.

Cross examined

I am not a professional road maker.

nor a Civil Engineer. I don't know
how long this road is. I have travelled
on foot along the run, hunting -
David S. Hoffman

Eli Griffith, affirmed, states that
he lives in Lonerough Twp, about
1 1/2 miles from Thurstown, on the
Self Level R.R. - Am a farmer.
I was along the route of the proposed
road with Geo. Messenger & others
on last Friday week. I was not
acquainted with the route of the old state
road, but saw some old marks said
to be on the route of said old state road.
The two routes appeared to be close to
each other. - I concluded that the route
of the old state road was the better one
of the two - I had been along the run
previously to last Friday week. My judgment
is that it would cost four thousand dollars
to make a good road along proposed
route from Jacoby School House to
Richland line.

Lines examined.

I knew it was the route by artemarks
& corner posts, - We followed the marks
as fully as we could over the rough
ground. - We went to see where the

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road was located. I am not
interested in the Self level Pike.
I think it would cost from eight to ten
dollars a rod, on an average to make
this road. I don't think any part of it
could be made at a reasonable expense.
I can't say how many rods this
road would be in length. I think
Geo Messenger has some kind of a
road along the run by which he gets
to his land about $\frac{1}{4}$ mile above
Jacoby's Saw Mill Eli Griffith

Charles Von Luenen, affirmed, says
I live in Conewango tp, about $2\frac{1}{2}$ miles
from Whinstown. I have been on the ground
along Solomon's Run, between Jacoby's School
House & the Richland line. I was there the
time of the review of the old State Road, between
above named points. I have been over part
of the ground before & since, ~~but not~~ not over
the whole of it but that one time. I have
been as far as Jacoby's Saw Mill since
the location of the new road. At the time
of the review of the old State Road. I was one of
the viewers - we then thought it would cost four
thousand dollars to open that road. The
Country along the run is very rough - very
rocky.

Cross examined by Mr Elder

Part of the road at present is passable for wagons. I have been with team and log sled about half a mile above Jacob's Saw mill. Don't know where the new route is located on the ground
Charles von Luenen P.

Jacob Singer affirmed - I live in Bonemarch Tp. on the Frankstown road, about a mile east of Johnstown. Have lived there all my lifetime. I was one of the viewers to vacate old State Road; between Jacob's School House & Richland line. Never was over the whole route before or since, but have frequently been over portions of it - Don't know exactly where the new road is located - The ground between Jacob's & Richland line is very rough and rocky. I don't think a road could be made along that run without blasting rocks. Don't remember what estimate was made of the cost of opening old State road, but do remember that it was decided to be too expensive. I am no judge of the cost of making roads, and am not able to make any estimate of what it would cost to make a road over such ground
No Corp Examination
Jacob Singer

Sam'l Hoffman affirmed - I live in Richland tp, in the neighborhood of Solomons Run - I have often been along the Run & on both sides of the adjacent Hills, from Richland line to Jacobs School house - I have lived in that neighborhood since my early boyhood - some thirty or thirty five years - Don't know where the new road is marked on the ground - have not been along since it was marked out - I have worked a good deal on roads - I don't think a road could be made between above named points without blasting rocks, Parts of it are awful rocky - big rocks too - I have made no particular calculations of the cost of making the road, but have often said that I would not make it for 3000 dollars.

Crop examined.

The upper end - next Richland line is the worst - there is where the rocks would have to be blasted - the length of the road would be about $1\frac{3}{4}$ miles - Don't say that any rocks would have to be blasted on the first half mile next School House. Never knew of any teams coming down from old Gilling Mill - there used to be a saw mill a mile above Jacobs - I know

~~of teams~~ I never saw much lumber sawed at that Mill. They hauled the logs straight down the hill to the mill - I saw them hauled down the hill. The most of the logs I saw hauled there lay there until they rotted. There is a kind of a path up the ~~road~~. I knew people to go part of the way along the run with wagons & sleds, hauling props and had to go along as best they could. I live on the Smith Road, and am not interested in the turn pike.

Samuel J. Hoffman

Jacob Froinheiser, Sworn - I formerly owned the first saw mill above Jacobys, on Solomons Run. I believe it is not in operation now. I had it in operation in 1855 or 56. - had a lot of logs delivered at the mill. - had one or two sawed. - never hauled any lumber from the mill. - Sombody stole the saw & crow bar. I made a road from the Mill along the hill up to David Hoffmans, and hauled the logs along it to the Mill. - Between my mill and the old fulling mill there was no road. It is all rocks. The fulling mill has been abandoned. No ~~cross~~ examination

Jacob Froinheiser

I hereby Certify - that the above
witnesses were duly qualified and
examined at the time and place
stated in the above Caption, and
subscribed their depositions in my
presence.

Robt H. Canan
Notary Public

In the Matter of the Order
to view and lay out a Public
Road between Jacoby's School
House in Cornsman's Tp. to
State Road.

Depositions of Witnesses
on part of respondents

Made 9. Feb 1869

Notary Fees \$ 4 80



J. E. Mearns Affirmeth. I live in Richland Township, about a mile & a half from where this Road starts, I am a farmer; I am acquainted with the People in this settlement & the ground of the proposed Road I think them ought to be a Road share. I would be a Conscience to about fifty Farmers. I travel about two & half miles to get on the Pike, I had a bad Road. part of the Road we have to double team. I can't see any difficulty in making this Road. it is like other Roads you have to get at it & open it. I do not know of any Citizens that has no Road. I have to go a good piece to get on the Road & would have to do that any way if the new Road is made. Stephenbaugh has hardly any Road to get away from his house. Those that have farms closer the River have to some three miles further. Then if the new Road was opened I have examined the names to the Remonstrance; Eight of the signers of that paper only belong to Richland Township. Emmanuel Meier is one of them & to the best of my knowledge he is a stockholder in the Pike. Moses Harschler is another signer. & I do not know of him being a stockholder in the Pike. fifteen of the signers of the Remonstrance in Commonwealth Township live near Silchester or in sight of town. George M. Helmer is one of said signers and keeps the gate on the Pike in sight of town. Jacob Runtz is one of the signers and to the best of my knowledge is a stockholder in the Pike. thirteen other signers of said Remonstrance either along the Pike or Transylvania Road. I think Almer Griffith & Joseph Hoffman signers of said Remonstrance are stockholders in the Pike.

Samuel J. Harsbarger, (affirmed) I live in Richland,
Township. not far from Hoffmanns School House. I live
there now three years. live about a ^{mile} ~~distance~~ of
a mile from Pike. I am acquainted with
the location of this Road. Referred to in the Bill.
I do not think there is more expense necessary
to open this Road than any other near Road.
I think it quite necessary to open this Road.
Quite a number of Citizens would be accommodated
including Isaac Hare, Geo. Shaffer, Albert
Tatnall, Leonard Oring, D. D. Stull, Daniel
Stull, Abraham Smith & Samuel Smith, Geo
Helm and Geo. Payers, & others I believe they all
have Public Road handy. I am acquainted with
the Road that was located formerly State Road
through Cornsborough. I do not know exactly
how much difference between the Road
located & this Road. I think this Road is
better ground for a Road. I was favorable
to this Road than, I live about a quarter of a
mile from the old Bedford Road. Geo. Examiners
by Mr. Pershing.

I do know where this Road begins
I think the length of this Road is about 2 miles not
over that distance, ^{located} ~~located~~ all in Cornsborough
Township, ~~is~~ ~~not~~ ~~known~~ what it would cost
to open this Road, the Road runs with the
Pike nearly perhaps two miles away from
the Pike. Comes into the Pike at Jacobs. It
is about a mile perhaps over a mile from
where it begins to the Pike.

By Mr. Elder does from where this Road starts to
the Pike. By the Road runs twice from
where where this Road starts to the Pike. To
by the Road runs twice from where where this Road starts to the Pike.

Geo's Town is about Two Miles, and from Geo's
Town to the terminus of this Road at Jacob's School
House is about Two Miles.

Samuel S. Flowerharger

George Messenger. Sworn, I live in Commonwealth
Township. I follow Coal digging & farming, and
am acquainted with a part of this contemplated Road.
I think it would be a big accommodation to the
People living up Solomons Run & at the head
of it to open this Road. I am not acquainted
up this Run & do not know who it would
accommodate. But I have to make my own
Road up to my timber land.

By Mr. Pershing.

I am not much acquainted
up Solomons Run never up but two or three
times. I was not along with the viewers when
locating this Road. I do not know the location of this
Road. The new Road runs pretty close to my land.
My land is located about a mile & a quarter from the
Pike, there is an old Road than comes into the
Pike near Jacob's.

Directed by Mr. Elden

There is one Gate on this old
Road & I think it is not a Public Road & is
not possible hardly. By Mr. Pershing.

George Messenger

George Myers. (Sworn)

I live in Richland
Township. I am about where this new Road
commenced. I have passed over this ground
several times but was not with the viewers.
I know the ground. I think I ought to be a
Road there. for it would accommodate a

good many people. I do not believe it would
cost so very much to make this Road the land is
poor & the stones are numerous & if broken would
make a good Pitre. ... we have to go up three or
four hills to get to the Pitre. I live about a
mile & half from the Pitre. Near Huffermans School
House. It ~~is~~ ^{is} a good place never going to
town by the new Road. then by the old Road.

Craft. By Mr Pershing, I do not believe
the hill would be so large as the old Road if the
Road was made right. It would not be half
as steep as the Pitre. The more of course I never
made a calculation what it would cost. but I
do not think it would cost so much if the people
would turn out & work.

George Meyer

James Marley (son)

I am some little acquainted
with the ground for this contemplated Road. I think it
is necessary for to have a Road there. I have a tract
of land up there & have no Road at all here to go
through other peoples land. I think this could
be a cheap Road, get them with as good a grade
as could be got any where in a Country like this.

My Occupation is Civil Engineer & Surveyor for Combina
Iron Company.

Craft. By Mr Pershing

My Property is up this hill. This contemplated Road
is to Run through my land. I can not say how far
my land is from the Pitre. I have made the calculation
as to cost of this Road.

Direct by Mr Elden

there is valuable timber & coal up in this locality

J. W. Pershing

I am acquainted with the old route or road in Cornsough
Township. I was opposed to this Road. and signed a petition
to vacate the same. This new ^{highway} ~~route~~ is a better grade
& I think would not cost near as much to make it
as the other. Those in favour of this road was generally opposed
to the other route. The objections to the old road was that it
was not a good one & ought to be put on better ground
an other reason why this road should be opened is that a
part of the road in Richland Township has been in use for
some 20 years & is a Public Road & would accommodate quite
a number of citizens. Crops By Mr Pershing

Part of
the road in Richland was the state road. It begins at
David Anselys & intersects Nelsons Down Street Sam
Miller with the ^{Road leading from Weston to Johnston Road} ~~farther back road~~ & from there down to
Isaac Hershberger it is the old state route. The old
state road was opened below Isaac Hershbergs Saw Mill
& then it would connect with the ~~road~~ vacated as I
and others petitioned for. Part of this contemplated new
road is on part of the road vacated. I can not tell
how much of the road vacated is taken up by this
new road. By the new road it would shorten the distance
to my place about one mile & a half. Deffenbaugh ^{is the only farm} ~~is~~
on the line of said road between Jacobs School House &
Richland Township line. I have made the list of the fifty
farmers ^{that would be} benefited by this proposed Road. I do not mean
that there are fifty farmers that have no road but would
have a better road. The road that I speak of as having
no double turn is the Smith Road. This is the case at
all seasons of the year on account of a hill. The Griffith
Joseph Hoffman and ^{the other} ~~other~~ Wirt line in Cornsough Township
Enrolled we are lives in Richland and are all farmers
& pay taxes. They told me they were stockholders in the
Pair.

(J. E. Mory's answer)

4

Direct by Mr Elder, ~~if~~ going by. Geo Tom would be
going away from town. I go into the Huffman Road
at Pryor's is the old State Road. on the run there we
leave the run & take to the hill. J. E. Martz

D. D. Still, affirmed I live in Richland Township
am a Farmer. I live a mile & a quarter from where
the Road begins am acquainted with the people &
the location of this road & think it is quite necessary
to have a road here it would accommodate a
good many people. The preparation is good solid
granite some stones would be needed. I do
not think it would cost much to open them
other roads part of this road is open. I could
down the State Road to the run then come down
the Smith Road. Can not hold a full load
on this road if the new Road was opened I
could haul as much with two horses as I
can with four horses. Now from where
I comes on the Pike at Huffman to Jacoby
School House is some thing over a mile I do
know the land of the old State Road is vacated
in Cambridge. I think very little of the said
Road is covered by the new Cakes in some places.
Generally in different ground. Capt. Wm. Perkins
J. was

one of the viewers of this land route. There are no hills on
this route fine gravel, stony in some places (pretty rough)
I never made any particular calculation as to cost of making
Road. I suppose it can be opened for some eight
hundred dollars or a dollar & a half a Packer
David D. Still

Isaac Warshbarger affirmed). I live in Richland
about one & a half miles from Township line & about
the same distance from State Road. I was a farmer.
I have been off & on them about forty years. I am
acquainted with most of the citizens & have been over
this Road & do think it of a good deal of use.
I would accommodate a considerable number of people
would have a good & better Road. I tried the Gies
Town Road. I am acquainted with the Smith Road
is very muddy & a steep hill. have been along the
old State Road, was along when I wanted. I can
not say for sure but think the ^{new} Road does not
occupy over a quarter of a mile of the old Road. the
New Road is the best Road. I can not say what
the cost of opening would be. perhaps one or a
half dollars per perch for about half the length the
road through Jacoby. Chopping will not cost so much.
The Smith Road is some times in the winter is drifted
shut. I have a saw mill. and I have to go away from
town to get to the Smith Road, which is the only road
to get to the mill & Mrs. Stull has to go the same way.
Care of Mr. Pershing

The Smith Road has been opened
since 1860 or 1861 before the Smith Road was opened I came
down the Gies Town Road. My farm comes down to the Bedford
Road above Gies Town. This New Road would be an
advantage to me at the mill & will be about two
miles nearer town & a better road. I was one of the
viewers that laid out this road.

Witness my hand & seal

I have been a Supervisor of Roads

Isaac Warshbarger

Conrad Dieffenbach. (Swiss) I live in Richmond
about a quarter of a mile from Selmons River
I am a farmer. I have lived there four years I
am acquainted with the People & land of this Road
And it would accommodate a good many People
^{to have a Road there.}
Some places the Road would be steep & some
not so bad. It would take very little work
to open part of it I have to come through
the Smith place to the Smith Road. I have
no other Road. I think I live about four
miles & by the new Road would be about
2 1/2 miles from my place to Huffermans on the River
is over a mile perhaps a mile & a half. By Mr. Persing
I could

go by the Lees Ferry Road. but it is further round where I
Cross the Smith Farm to get to the Road I go through the woods
no Road. I am the only one living in that corner. from
my place to where I strike the Smith Road is not quite
a mile.

Conrad Dieffenbach

George Shaffer (deceased) I live in Richland on James
mills farm where the Road begins. I come the Smith
Road. This Smith Road is a poor Road - unless you
have good Horses, you could not haul half a load.
I am acquainted with the People & Road of Road I
think this Road is necessary and would accommodate
more than fifty Citizens. George Shaffer

Daniel J. Warner (affirmed) I live in Commonwealth
Twp. about ^{one} ~~a little~~ mile from where the Road begins
but I live on the line of this Road I have lived there 2 years
and I know the People & Road of this Road.
I cannot it necessary to have a Road than to
accommodate the people & their lives than & through
Richland, ^{I do not think it wise to open this Road} One mile of this Road I would open for
one hundred dollars myself so as you could haul
as good a load as on the best in any weather I
go and the Thompson Road. I ~~cannot~~ do not know
whether I would save any thing from where I live by this
Road but I have thought that I can not get out any
other way but by Jacobs. By Mrs. Pershing
the farm I live on. I bought of Jacob to Warner
called the hill farm. If the new Road should be made it
would have the use of it about $\frac{3}{4}$ of a mile my Residence &
land & farm is on the hill about $\frac{1}{4}$ of a mile from the new
Road, David J. Warner

John Packworth (deceased) I live in Commonwealth Township
& have hauled some from Stills Saw Mill I am acquainted
with the Smith Road & is a bad Road. I think it
necessary to have a Road down the Run. They have
told me so I know nothing about it myself.
John ^{his} Packworth
Wife

Cambridge County ss.

I certify that the above ~~Witnesses~~
were duly qualified and examined at the time and place
stated in the Caption and subscribed their depositions
in my presence

Before, Edwin Rutledge J.P.

Johnstown May 22nd 1868,

1843

In the matter of the
report of Viewers for a
Road in Coneymanh Tp,
ending at Jacoby's School
House

Rule to take depositions

Filed June 2, 1848

Elder

C. L. Pugh

Take notice that testimony will be
taken on the within rule before J. W. Pugh in this
case in the Court of Appeals on Friday the 22^d day of
May A. D. 1887, where and where you may attend if
you think proper. Said testimony will be taken between
the hours of 10 A. M. and 7 P. M. of said day.

Yours Sincerely
Atty. J. P. Pugh

Elder

In the matter of the order
to view and lay out a
road in Conemaugh Township,
from a point on State
road to a point on Scalp
Sewer Turnpike near
Jacoby's School House

Separate Sessions
In the Court of Common Pleas of Cambria County,
Pennsylvania, *Term, A. D. 1868*

3 Jan'y. 1868 Report of Viewers confirmed
and ordered to be opened thirty feet wide &c.
Per. Cur.
April 9. 1868 Continued upon
Remonstrance filed by C. L. Pershing Esq.

AND NOW, TO WIT, THE *12th.* DAY OF *May* A. D. 1868: RULE
the part of the petitioners for the above road to take
depositions, to be read on the hearing of the Exceptions
filed &c.

CAMBRIA COUNTY, SS:

EXTRACT FROM THE RECORD OF SAID COURT. Certified the *12th.*
day of *May* — A. D. 1868.

Geo. C. K. Zalus
Clerk. 2. P.

1818

In the matter of the
report of Viewers for a
Road in Coneyman's Tp.
ending at Jacoby's School
House

Rule to take depositions

Filed June 2. 1818

Elder

C. L. Puckney Esq

Take notice that testimony will be
taken on the within rule before Esq. Ervin Rutledge at his
office in Johnston County on Friday the 22^d day of
May A. D. 1867, where and where you may attend if
you think proper. Said testimony will be taken between
the hours of 10 A.M. and 7 P.M. of said day.

By Mrs. Election
Atty. for Plaintiff

Served a. W. Puckney May 16th 1868

By ~~Ervin Rutledge~~

Depositions of witnesses produced, sworn and affirmed and examined, at the Office of Sirin Rutledge, one of the Justice of the Peace in and for Columbia, at Johnston, on the 22nd day of May A.D. 1868, between the hours of 10 O'clock A.M. and 3 O'clock P.M. of said day in Obedience to the Rule of Court and Notice hereto attached, and to be read in the Court, siting in said Rule

Conrad King (Sworn) I live in Richland Township I live about a mile & a half from where the road begins ~~and~~ about I am a farmer I have lived a long time years an acquaintance with the people ^{in this locality}. I never was a long this new road. I think if the new road was opened it would shorten the distance about two miles from my place I travel the Gies Road at present, if this Road was opened it would accommodate a good many people.

Conrad King

Sarah E. Mary. (Affirmed) I live in Richland Township about 1/4 miles from where this road begins over a former lived there about seven years. I know the people along this road & the location I think a road there would accommodate quite a number of citizens at the head of Solomons Run. I do not think it any more expensive than other roads in our County. About one mile is very near opened. I take the Smith Road to come to town the Road is very bad. I have to take a part of a load up the Hill & then get back for an other load. then load the two and take to town. I would save about two miles by the new road all down hill & level. good grade not very steep.

Ex. 4

By Mr. Perkins

I was one of the viewers that laid out this road part of it is rough. I believe that part could be ^{made} as cheap as the other part, when the stones is broken it is the best road.

David E. Merty

Jacob & Noon. (Affirmed) I live in Commamange Township have property in Richland and am acquainted with the proposed road of this Road & the people living a long Solomons Run. I do think the opening of this road very necessary to the people in Richland &

Salerno River besides that is the Sawmills
on this river. All the people that takes lumber to
town have to take it round by the Pitcairns.
of the proposed road is suff. the other part is
pretty good though Jacob says.

Jacob S. Noxon.

Isaac B. Harner, affirmed I live in Richland
about $1\frac{1}{4}$ miles from where this road begins and
a farmer. have lived there about 28 years. I
am acquainted with the people of the road
of new Road I do think the opening of this road
necessary. It would accommodate a considerable
number of citizens. I do not think this road
would cost as much as some houses I know
I travel the Smith Road. This road is very
narrow I have to get 2 loads on top of hill
before I can get one load for town I have
traveled $1\frac{1}{2}$ miles or two miles by the new road
& only one hill. I do know the road is a great
layed up on the hill more & would cost more
to open than the new. The new Road if opened
I think would be much better road.

By Mr. Pershing.

I. Can not say how much the
new Road occupies of the old road about a quarter
of a mile. Maybe. They run together at each end &
cross in the middle. This new Road would be
quite an advantage to me & others. I was one of
the men who laid out this road. Isaac B. Harner

Samuel Smith (affirmed) I live in Richland Tenn
about 1/4 mile from where this road begins. am an
farmer & Carpenter having lived there a year & a half
I travel the Smith Road, I never was along the
Road of the proposed Road. The Smith Road is very
bad. I think the new Road very necessary ^{and useful} ~~to~~
as a complete route a number of Regions.

Samuel F. Smith

Jacob G. Hornum (affirmed) I live in Hornum
Tenn about 3/4 mile from where the road begins (at
Jacob's) I am acquainted along the line but was not
along the proposed Road. I do not think the Road would
be very difficult to make. I have made several Roads
was Supervisor for six years. I have a farm on
the hill & have no way and but by this road. I have
made several Roads to get from my lower place to
the upper one & they still closed them up. & I had to
make a new one when that old State Road was
laid out I made a road that cost me 2000.
to get on said Road. There was a gate thing on that
road. Ever since. I must travel this road from home
to after harvest nearly every day with cattle & every thing
else. I have coal & timber on the line of this road and
could get it and unless this road is opened unless driving
over Jacob's land. I have lands that I can't get to only
by this road. Abraham Goughman, John Conroy, Daniel
Koon, are likewise situated. I do not think the opening
of said Road
of said Road will cost over two dollars a Rod. That is
not to be a regular built good Road but such as could be
traveled. part of the road is now opened, about a mile wagon
in all last summer,

Carey My Mr Pershing

at the time the State Road was made I made a road down to intersect it. This was about 3 or 4 years ago. and they vacated the state road the same fall. that put from the school house to the X Road or still loads, the same fall that I made the road to intersect. I wanted out all my hay out on the State Road. I sold the hill farm to David Horner I have no other possible way of getting out ^{but} by this road. I have owned the ~~hill~~ ^{hill} farm for 34 or 35 years lived on it myself on a number of years I had a road down the hill, they changed that road & I made the. Penn to intersect the State Road. I could get out by the Farmington Road by going three miles round, The lower farm is part of the Jacoby farm for two months I could not get a load of Hay out from this farm.

Jacob C Horner

David Stull. (affirmed) I live in Richmond have been 30 years ^{live} about 3/4 of a mile from where this line commences. I am acquainted with the people along the line of this new Road. I do not know exactly the location of this Road I always looked upon this new Road as necessary. for the citizens along said line & of Richmond Township. I think the opening of this Road would ^{not} cost more the other roads in this County. I have a way out from my farm by way of the Smith Road have to go back or away from town to get on it. The new Road would shorten my distance about 3 or 4 miles. The Smith Road is very bad. It lies about 3 miles from town by the survey of the State Road the new Road would be the best & shortest Road.

David Stull