

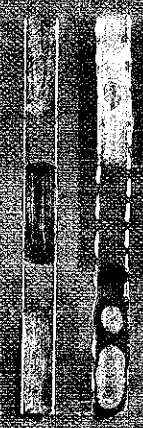
Not Microfilmed

RO #5

Sept. 1917



Road to be vacated shown thus
Road to be supplied shown thus



Map showing
Road to be vacated & supplied
situate in

Middle Taylor-Twp, Rose Dale Boro & City of Johnstown

Scale 1"=200'
J.E. Dickey and Co.
Civil and Mining Engineers
Johnstown, Pennsylvania
Oct. 31, 1917.

No. 5 - September Sessions 1917

J.E. Dickey
Geo. K. Shryock
Philip Caulfield
Viewers

- Not Microfilmed

RD#5

Sept. 1917

30
In Re: Petition to vacate and
Supply a public road or High-
way in the Township of Middle
Taylor and the Borough of
Rosedale.

In the Court of Quarter Session,
of Cambria County, Pa.
No. 5, September Session, 1917

REPORT OF VIEWERS

To the Honorable, the Judges of the above mentioned Court. We the undersigned Viewers appointed by the annexed order of the Court to view the roads within mentioned respectfully report; that we have been duly sworn or affirmed 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 of the time and place of meeting by posting notices as required by law along the route and at the termini of said proposed road and road to be vacated and by service of such notices on the Commissioners of Cambria County and the Supervisors of Middle Taylor Township^{and} Solicitor of Rosedale Borough, acceptance of said notices by the Commissioners, Supervisors and Solicitor being hereto attached, that we met in accordance with the notice given on the 29th day of October A. D. 1917 at 10 o'clock A. M. and proceeded with the duties of our appointment, and viewed the premises and route of the proposed road and the portion of road proposed to be vacated, and are of the opinion that there is an occasion for a public road as prayed for by the Petitioners and therefore proceeded to layout same, having due respect to the shortest distance and the best ground for a road and in such manner as would be as near as practicable agreeable to the desire of the Petitioners and at the same time do the least injury to private property, that by the laying out of the proposed new road we find that the portion of the public road prayed for to be vacated will become useless, inconvenient and burdensome to the tax payers.

A plot or draft showing the proposed new road and the portion of road to be vacated is hereto attached and made a part of this report and herewith returned for public uses. The courses and distances of each road being shown thereon, the plot or draft herewith attached shows the improvements and the owners of the adjacent property along the route of said road, said road passing entirely through the property owned by the Cambria Steel Company, we obtained a release of damages from the said Cambria Steel Company same being hereto attached and made part of this report. The obtained

During the view on the ground a representative of the Supervisors and of the Petitioners were present and after due consideration of all the matter before us we are of the opinion that the road prayed for by the Petitioners and laid out by us is necessary, and that the portion proposed to be vacated by reason of laying out of the new road will become useless, inconvenient and burdensome, therefore we recommend that the prayer of the Petitioners be granted.

Witness our hands this 19th day of November 1917.

S. E. Dickey

Chas. W. D. Smith

Philip E. Campbell

VIEWS

IN THE COURT OF QUARTER SESSION OF CAMBRIA COUNTY?

In Re: petition to vacate and
supply a public road of High-
way in the Township of Middle
Taylor and the Borough of
Rosedale

No. 5, September Session, 1917.

NOTICE OF VIEW

Notice is hereby given that the Viewers appointed by the Court of Quarter Session to view the site and determine as to the necessity of a public road or highway to lead from a point upon the line dividing the Township of Middle Taylor and the City of Johnstown, said point being located N. 37° 45' E. 143 feet from the end of Honan Avenue in the City of Johnstown, said point being distant 753 feet from the intersection of the High Street and Honan Avenue, in the said City of Johnstown, and to end at a point in the Borough of Rosedale, Cambria County, Pennsylvania on a public road known as the Hinckston Run Road 1700 feet from the intersection of the said Hinckston Run Road with a public highway leading from the Hinckston Run Road to the Ebensburg Road. Also for the vacation of a public road beginning at a point on a line dividing the City of Johnstown and the Borough of Rosedale said point being 3090 feet distant along the line of Hinckston Avenue in the said City from the intersection of Iron Street and Hinckston Avenue, in the City of Johnstown, ending at a point on the road known as the Hinckston Run Road, 1700 feet distant from the intersection of the road leading from the Hinckston Run Road to a public road known as the Ebensburg Road. Will meet at the place of beginning in the Borough of Rosedale and City of Johnstown aforesaid, on the 29th day of October A. D. 1917 at 10 o'clock A. M. for the purpose of performing the duties of our appointment.

S. E. DICKEY

Oct. 12, 1917.

GEO. K. SHRYOCK

PHILIP CAULFIELD

Viewers

IN THE COURT OF QUARTER SESSION OF CAMBRIA COUNTY?

In Re: petition to vacate and supply a public road or Highway in the Township of Middle Taylor and the Borough of Rosedale.

No. 5 September session, 1917.

NOTICE OF VIEW

Notice is hereby given that the Viewers appointed by the Court of Quarter Session to view the site and determine as to the necessity of a public road or highway to lead from a point upon the line dividing the Township of Middle Taylor and the City of Johnstown, said point being located N. 37° 45' E. 143 feet from the end of Honan Avenue in the City of Johnstown, said point being distant 753 feet from the intersection of the High Street and Honan Avenue, in the said City of Johnstown, and to end at a point in the Borough of Rosedale, Cambria County, Pennsylvania on a public road known as the Hinckston Run Road 1700 feet from the intersection of the said Hinckston Run Road with a public highway leading from the Hinckston Run Road to the Ebensburg Road. Also for the vacation of a public road beginning at a point on a line dividing the City of Johnstown and the Borough of Rosedale said point being 3090 feet distant along the line of Hinckston Avenue in the said City from the intersection of Iron Street, and Hinckston Avenue, in the City of Johnstown, ending at a point on the road known as the Hinckston Run Road, 1700 feet distant from the intersection of the road leading from the Hinckston Run Road to a public road known as the Ebensburg Road. Will meet at the place of beginning in the Borough of Rosedale and City of Johnstown aforesaid, on the 29th day of October A. D. 1917 at 10 o'clock A. M. for the purpose of performing the duties of our appointment.

S. E. DICKEY

Oct. 12, 1917.

GEO. K. SHAYOCK

PHILIP CAULFIELD

Viewers

Now October 19 1917, service of the within notice is hereby accepted by the undersigned Supervisors of Middle Taylor Township, Cambria County, Penna.

Emanuel Rhodes

Supervisors

IN THE COURT OF QUARTER SESSION OF CAMBRIA COUNTY?

In Re: petition to vacate and supply a public road or Highway in the Township of Middle Taylor and the Borough of Rosedale.

No. 5 September session, 1917.

NOTICE OF VIEW

Notice is hereby given that the Viewers appointed by the Court of Quarter Session to view the site and determine as to the necessity of a public road or highway to lead from a point upon the line dividing the Township of Middle Taylor and the City of Johnstown, said point being located N. 37° 45' E. 143 feet from the end of Honan Avenue in the City of Johnstown, said point being distant 753 feet from the intersection of the High Street and Honan Avenue, in the said City of Johnstown, and to end at a point in the Borough of Rosedale, Cambria County, Pennsylvania on a public road known as the Hinckston Run Road 1700 feet from the intersection of the said Hinckston Run Road with a public highway leading from the Hinckston Run Road to the Ebensburg Road. Also for the vacation of a public road beginning at a point on a line dividing the City of Johnstown and the Borough of Rosedale said point being 3090 feet distant along the line of Hinckston Avenue in the said City from the intersection of Iron Street, and Hinckston Avenue, in the City of Johnstown, ending at a point on the road known as the Hinckston Run Road, 1700 feet distant from the intersection of the road leading from the Hinckston Run Road to a public road known as the Ebensburg Road. Will meet at the place of beginning in the Borough of Rosedale and City of Johnstown aforesaid, on the 29th day of October A. D. 1917 at 10 o'clock A. M. for the purpose of performing the duties of our appointment.

S. E. DICKEY

GEO. K. SHAYOCK

PHILIP CAULFIELD

Viewers

Oct. 12, 1917.

Now October 18 1917, service of the within notice is hereby accepted by the undersigned Supervisors of Middle Taylor Township, Cambria County, Penna.

Elmer Kaifer
Supervisors

IN THE COURT OF QUARTER SESSION OF CAMBRIA COUNTY

In Re: petition to vacate and
supple a public road or High-
way in the Township of Middle
Taylor and the Borough of
Rosedale

No. 5, September Session, 1918.

NOTICE OF VIEW

Notice is hereby given that the Viewers appointed by the Court of Quarter Session to view the site and determine as to the necessity of a public road or highway to lead from a point upon the line dividing the Township of Middle Taylor and the City of Johnstown, said point being located N. 37° 45' E. 143 feet from the end of Honan Avenue in the city of Johnstown, said point being distant 753 feet from the intersection of the High Street and Honan Avenue, in the said City of Johnstown, and to end at a point in the Borough of Rosedale, Cambria County, Pennsylvania on a public road known as the Hinckston Run Road 1700 feet from the intersection of the said Hinckston Run Road with a public highway leading from the Hinckston Run Road to the Ebensburg Road. Also for the vacation of a public road beginning at a point on a line dividing the City of Johnstown and the Borough of Rosedale said point being 3090 feet distant along the line of Hinckston Avenue in the said City from the intersection of Iron Street and Hinckston Avenue, in the City of Johnstown, ending at a point on the road known as the Hinckston Run Road, 1700 feet distant from the intersection of the road leading from the Hinckston Run Road to a public road known as the Ebensburg road. Will meet at the place of beginning in the Borough of Rosedale and City of Johnstown aforesaid, on the 29th day of October A. D. 1917 at 10 o'clock A. M. for the purpose of performing the duties of our appointment.

S. E. DICKEY

OCT. 12, 1917.

GEO. K. SHRYOCK

PHILIP CAULFIELD

Viewers

Now October 15th 1917, service of the within
notice is hereby accepted by the Clerk for Commissioners of
Cambria County, Penna.


Clerk for Commissioners

IN THE COURT OF QUARTER SESSION OF CAMBRIA COUNTY?

In Re: petition to vacate and supply a public road or Highway in the Township of Middle Taylor and the Borough of Rosedale.

No. 5 September session, 1917.

NOTICE OF VIEW

Notice is hereby given that the Viewers appointed by the Court of Quarter Session to view the site and determine as to the necessity of a public road or highway to lead from a point upon the line dividing the Township of Middle Taylor and the City of Johnstown, said point being located N. 37° 45' E. 143 feet from the end of Honan Avenue in the City of Johnstown, said point being distant 753 feet from the intersection of the High Street and Honan Avenue, in the said City of Johnstown, and to end at a point in the Borough of Rosedale, Cambria County, Pennsylvania on a public road known as the Hinckston Run Road 1700 feet from the intersection of the said Hinckston Run Road with a public highway leading from the Hinckston Run Road to the Ebensburg Road. Also for the vacation of a public road beginning at a point on a line dividing the City of Johnstown and the Borough of Rosedale said point being 3090 feet distant along the line of Hinckston Avenue in the said City from the intersection of Iron Street, and Hinckston Avenue, in the City of Johnstown, ending at a point on the road known as the Hinckston Run Road, 1700 feet distant from the intersection of the road leading from the Hinckston Run Road to a public road known as the Ebensburg Road. Will meet at the place of beginning in the Borough of Rosedale and City of Johnstown aforesaid, on the 29th day of October A. D. 1917 at 10 o'clock A. M. for the purpose of performing the duties of our appointment.

S. E. DICKEY

Oct. 12, 1917.

GEO. K. SHRYOCK

PHILIP CAULFIELD

Viewers

Now October 13th 1917, service of the within notice is hereby accepted by the undersigned Solicitor of Rosedale Borough, Cambria County, Penna.



Solicitor
of
Rosedale Borough

In Re: Petition to vacate and supply a public road or Highway in the Township of Middle Taylor and the Borough of Rosedale.

In the Court of Quarter Session of Cambria County, Pa.
No. 5, September Session, 1917.

To S. E. DICKEY, GEO. K? SHRYOCK & PHILIP CAULFIELD Dr

To S. E. DICKEY Dr.

| | | |
|-----------------------------|---------|----------|
| Preparing notice | \$ 5.00 | |
| Stenographer | 1.00 | |
| Stationery | .50 | |
| Posting and serving notices | 5.00 | |
| Mileage | .40 | |
| Making View | 5.00 | |
| Mileage | .40 | |
| Preparing draft | 5.00 | |
| Making report | 5.00 | |
| Stenographer and Stationery | 1.50 | |
| Lifting order | .90 | |
| 2 blue prints | 1.00 | \$ 30.70 |

To GEO. K? SHRYOCK Dr.

| | | |
|-------------|---------|---------|
| Making view | \$ 5.00 | |
| Mileage | .40 | \$ 5.40 |

To PHILIP CAULFIELD Dr

| | | |
|-------------|---------|---------|
| Making view | \$ 5.00 | |
| Mileage | .40 | \$ 5.40 |

Total cost of view \$ 41.50

[Handwritten signature]

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY
PENNSYLVANIA

IN RE

ROAD IN MIDDLE TAYLOR TOWNSHIP
AND BOROUGH OF ROSEDALE

) No. 5 *September Session*
) ~~December Term~~,
1917

WHEREAS CAMBRIA IRON COMPANY, a corporation organized and existing under and by virtue of the laws of the commonwealth of Pennsylvania, and CAMBRIA STEEL COMPANY, a like corporation, lessee of the said Cambria Iron Company, have heretofore presented to the Court of Quarter Sessions of Cambria County, Pennsylvania, their petition praying for the appointment of viewers to lay out a public road partly in the township of Middle Taylor, county and state aforesaid, and partly in the borough of Rosedale, said county and state, beginning at a point upon the line dividing the township of Middle Taylor and the city of Johnstown, said point being located north, $37^{\circ} 45'$ east, from Honan Avenue, and being distant 753 feet from the intersection of High Street and Honan Avenue, in the city of Johnstown, and ending at a point on the public road known as the Hinckston Run Road, 1700 feet from the intersection of said Hinckston Run Road with the public highway leading from the said road to the Ebensburg Road;

AND WHEREAS in the same petition, the above named corporations have prayed the said viewers, if they see occasion to lay out the said road, to vacate that portion of the public road known as the Hinckston Run Road beginning at a point on the line dividing the city of Johnstown and the borough of Rosedale, 3090 feet distant along the line of Hinckston Avenue in the said city from the intersection of Iron Street and Hinckston Avenue, in the city of Johnstown, and ending at a point on the road known as the Hinckston Run Road, 1700 feet distant from the intersection of the road leading from the Hinckston Run Road to a public road known as the Ebensburg Road;

AND WHEREAS the said roads, the opening and vacation whereof is asked in the petition heretofore presented, lie partly in the borough of Rosedale and partly in the township of Middle Taylor, county of Cambria and state of Pennsylvania;

AND WHEREAS the portion of the said road, the vacation of which is prayed for in the above mentioned petition, and the public road, the opening of which is requested in the said petition, pass entirely through lands owned by Cambria Iron Company and Cambria Steel Company, and no other person, firm or corporation is the owner or occupier of any property abutting upon the line either of the said proposed new road or of the portion of the Hinckston Run Road, the vacation of which is prayed for in the above mentioned petition:

NOW THEREFORE KNOW ALL MEN BY THESE PRESENTS that CAMBRIA IRON COMPANY and CAMBRIA STEEL COMPANY, for and in consideration of the profit and advantage to be derived by them or either of them from the opening and vacation as prayed for in the said petition, do hereby remise, release and forever discharge the township of Middle Taylor, the borough of Rosedale and the county of Cambria, of and from all claims to damages which may arise against the said township of Middle Taylor, the said borough of Rosedale or the said county of Cambria, in favor of said Cambria Iron Company or said Cambria Steel Company, for or by reason of the opening of the public road prayed for in the petition above mentioned or the vacation of a portion of the public road known as the Hinckston Run Road, in said petition more particularly described.

IN WITNESS WHEREOF the said Cambria Iron Company and Cambria Steel Company have caused these presents to be executed this 9th day of November, 1917.

CAMBRIA IRON COMPANY

By

Pravell Stackhouse
President

Attest

Murphy Kelly
Secretary

CAMBRIA STEEL COMPANY

By

P. B. Curtis
President

Attest

P. B. Curtis
Secretary

IN THE COURT OF QUARTER SESSIONS
OF CAMBRIA COUNTY PENNSYLVANIA

No. December Term, 1917

IN RE
ROAD IN MIDDLE TAYLOR TOWNSHIP
AND BOROUGH OF ROSEDALE

RELEASE OF
CAMBRIA IRON COMPANY
and
CAMBRIA STEEL COMPANY

to

TOWNSHIP OF MIDDLE TAYLOR
BOROUGH OF ROSEDALE
and
COUNTY OF CAMBRIA

J C Davies
F B Hamilton
Attorneys at Law

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY
PENNSYLVANIA

IN RE
ROAD IN MIDDLE TAYLOR TOWNSHIP) No. December Term,
AND BOROUGH OF ROSEDALE) 1917

TO THE HONORABLE THE JUDGES OF SAID COURT:

The petition of CAMBRIA IRON COMPANY, a corporation organized and existing under and by virtue of the laws of the commonwealth of Pennsylvania, and CAMBRIA STEEL COMPANY, lessee of the said Cambria Iron Company, respectfully represent:

That your petitioners labor under great inconvenience for want of a public road or highway partly in the township of Middle Taylor, Cambria County, Pennsylvania, and partly in the borough of Rosedale, said county and state, from and beginning at a point upon the line dividing the township of Middle Taylor and the city of Johnstown, said point being located north $37^{\circ} 45'$ east, 143 feet from the end of Honan Avenue, in the city of Johnstown, said point being distant 753 feet from the intersection of High Street and Honan Avenue, in the said city of Johnstown, and to end at a point in the borough of Rosedale, Cambria County, Pennsylvania, on a public road known as the Hinckston Run Road, 1700 feet from the intersection of the said Hinckston Run Road with a public highway leading from the Hinckston Run Road to the Ebensburg Road, the courses and distances of the said road to be as follows:

BEGINNING at a point on the line between the city of Johnstown and the township of Middle Taylor, county of Cambria and state of Pennsylvania, as above set forth; thence by the following courses and distances: north, $52^{\circ} 40'$ east, 70 feet; north, $45^{\circ} 15'$ east, 314 feet; north, 60° east, 99 feet; north, $76^{\circ} 10'$ east, 204 feet; north, $83^{\circ} 15'$ east, 209 feet; north, $89^{\circ} 15'$ east, 100 feet; south, 73° east, 103 feet; south, $61^{\circ} 30'$ east, 517 feet to the line dividing the township of Middle Taylor and the borough of Rosedale; south, $61^{\circ} 30'$ east, 65 feet; south, $66^{\circ} 45'$ east, 117 feet; south, $67^{\circ} 10'$ east, 94 feet; south, $59^{\circ} 10'$ east, 100 feet; south, $55^{\circ} 20'$ east, 87 feet; south, $54^{\circ} 20'$ east, 117 feet; south, 60° east, 166 feet; south, $8^{\circ} 45'$ east, 134 feet; south, $77^{\circ} 25'$ east, 129 feet; south, $75^{\circ} 50'$ east, 79 feet; south, $81^{\circ} 10'$ east, 247 feet; south, $86^{\circ} 15'$ east, 76 feet; south, 73° east, 68 feet; north, $84^{\circ} 20'$ east, 100 feet; north, 77° east, 102 feet; north, $72^{\circ} 20'$ east, 210 feet; north, $64^{\circ} 10'$ east, 71 feet; north, $57^{\circ} 10'$ east, 282

feet; north, 54° 25' east, 100 feet; north, 46° 20' east, 100 feet; north, 39° east, 100 feet; north 31° east, 100 feet; north, 24° 10' east, 100 feet; north, 19° 40' east, 142 feet to the road known as the Hinckston Run Road.

Your petitioners therefore pray the court to appoint three persons qualified according to law to view the ground proposed for said road and, if they see occasion to lay out the same, to inquire of and vacate that portion of the public road now open known as the Hinckston Run Road, beginning at a point on the line dividing the city of Johnstown and the borough of Rosedale, said point being 3090 feet distant along the line of Hinckston Avenue in the said city from the intersection of Iron Street and Hinckston Avenue, in the said city of Johnstown, and ending at a point on the road known as the Hinckston Run Road, 1700 feet distant from the intersection of the road leading from the Hinckston Run Road to a public road known as the Ebensburg Road, said last mentioned road being the nearest intersecting public highway and the said point being at the intersection of the above described proposed new road with the said Hinckston Run Road. The courses and distances of the said road, the vacation whereof is hereby prayed for, being as follows:

BEGINNING at the above defined point on the line dividing the city of Johnstown and the borough of Rosedale; thence by the following courses and distances: south, 67° 5' east, 125 feet; south, 72° 45' east, 100 feet; south, 75° 25' east, 166 feet; south, 69° east, 254 feet; south, 80° 10' east, 100 feet; south, 87° 15' east, 100 feet; north, 82° 25' east, 120 feet; south, 82° 15' east, 80 feet; south, 72° 30' east, 279 feet; south, 87° east, 124 feet; north, 86° 5' east, 166 feet; north, 70° 35' east, 128 feet; north, 63° 30' east, 196 feet; north, 50° east, 100 feet; north, 46° 05' east, 396 feet; north, 39° 25' east, 100 feet; north, 37° 45' east, 140 feet; north, 30° 05' east, 116 feet; north, 15° east, 267 feet to the said point in Rosedale Borough, being the intersection of the said Hinckston Run Road with the proposed new road above described.

Your petitioners further aver that the public road known as the Hinckston Run Road lies partly in the borough of Rosedale and partly in the township of East Taylor; and further avers that by the laying out of the proposed new road, the portion of the public road known as the Hinckston Run Road will become useless, inconvenient and burdensome. ✓

YOUR PETITIONERS, showing these facts, therefore pray your Honorable Court to appoint three persons qualified

according to law to view the same, as above prayed for, the
said viewers to make a report of their proceedings to the
next Court of Quarter Sessions for the county of Cambria.

CAMBRIA IRON COMPANY

By Powell Stackhouse

President

Attest

P. B. Burton

Secretary

CAMBRIA STEEL COMPANY

By A. D. Dinkley

Attest

P. B. Burton

Assistant Secretary

STATE OF PENNSYLVANIA COUNTY OF CAMBRIA SS:

Before me, the undersigned, a notary public in and for said state and county, personally came JOHN C. OGDEN, General Superintendent of Cambria Steel Company, being by me duly sworn according to law, says that the facts set forth in the above petition are correct and true.

John C. Ogdan

Sworn and subscribed to before me this *eighteenth*
day of September, 1917.

My Lee Quigg
Notary Public
MY COMMISSION EXPIRES
2ND FEBRUARY, 1918

D E C R E E

AND NOW, the 2nd day of October 1917,
the within petition read and considered, the court hereby
appoint J. E. L. L. Co., Geo. H. Shryock
and Philip C. Caffrey as viewers for the purpose
prayed for in the above petition, said viewers to make a
report of their proceedings to the next court of quarter
sessions held in and for the county of Cambria, Pennsylvania.

By the Court

Johnstown, Pa., September 20, 1917.

NOTICE IS HEREBY GIVEN that on Tuesday, October 2, 1917, at 10 o'clock A.M., there will be presented to the court of common pleas of Cambria County, sitting at Ebensburg, Pennsylvania, the petition of CAMBRIA IRON COMPANY AND CAMBRIA STEEL COMPANY, Lessee, praying for the appointment of viewers to lay out a certain public road beginning at a point upon the line dividing the township of Middle Taylor from the city of Johnstown, said point being north 37° 45' east, 143 feet from the end of Honan Avenue, in the city of Johnstown, and extending through the township of Middle Taylor and the borough of Rosedale to a point in a public road known as the Hinckston Run Road, 1700 feet from the intersection of said Hinckston Run Road with a public highway leading from the said road to the Ebensburg Road; and at the same time to vacate a portion of the road known as the Hinckston Run Road beginning at a point on the line dividing the city of Johnstown and the borough of Rosedale and extending through the borough of Rosedale to a point on the Hinckston Run Road, 1700 feet distant from the intersection of a road leading from Hinckston Run Road to the Ebensburg Road, at which time you may appear, if you see proper.

STATE OF PENNSYLVANIA COUNTY OF CAMBRIA SS:

Before me, the subscriber, a notary public in and for said county and state, personally appeared GEORGE H. MASTERS, who being duly sworn says that he served a copy of the above notice on Thomas W. Thomas, James Kilgore, James Devlin, William Hopkins, Nick Kehoe and Cal Updyke, members of council of the borough of Rosedale, and on Eman Rhodes, James Davis and Elmer Keifer, supervisors of Middle Taylor Township, by handing them a true and correct copy hereof on the twenty-second day of September, 1917.

Geo. H. Masters

Sworn and subscribed to before me this 27th day of September, 1917.

Edw. L. Quinn
Notary Public

MY COMMISSION EXPIRES
FEBRUARY 1, 1921

I hereby accept service of a copy of the above
notice this 20th day of September, 1917.

Peter L. ...
...

IN THE COURT OF QUARTER SESSIONS
OF CAMBRIA COUNTY PENNSYLVANIA

NO. 5 ^{September}
~~DECEMBER~~ TERM, 1917

IN RE ROAD IN MIDDLE TAYLOR TOWNSHIP
AND BOROUGH OF ROSEDALE

PETITION TO VACATE AND SUPPLY

Filed 2 October 1917

J C Davies
Francis B Hamilton
Attorneys at Law

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 2nd day of October A. D. 191 7, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Middle Taylor, Rosedale in the said County, setting forth that they labor under incon-

venience for want of a Public road or highway, to ~~lead from~~ partly in the Township of Middle Taylor, Cambria County, Pennsylvania, and partly in the Borough of Rosedale, said County and State, from and beginning at a point upon the line dividing the Township of Middle Taylor and the City of Johnstown, said point being located North 37 degrees 45' east, 143 feet from the end of Honan Avenue in the City of Johnstown, said point being distant 753 feet from the intersection of High Street and Honan Avenue, in the said City of Johnstown, and to end at a point in the Borough of Rosedale, Cambria County, Pennsylvania on a public road known as the Hinckston Run Road 1700 feet from the intersection of the said Hinckston Run Road with a public highway leading from the Hinckston Run Road to the Ebensburg Road, the courses and distances of the said road to be as follows:

Beginning at a point on the line between the City of Johnstown and the Township of Middle Taylor, County of Cambria and State of Pennsylvania, as above set forth; thence by the following courses and distances: north 52 degrees 40' east, 70 feet; north 45 degrees 15' east, 314 feet; north 60 degrees east 99 feet; north 76 degrees 10' east 204 feet; north 83 degrees 15' east 209 feet; north 89 degrees 15' east, 100 feet; south 73 degrees east 103 feet; south 61 degrees 30' east 517 feet to the line dividing the Township of Middle Taylor and the Borough of Rosedale; south 61 degrees 30' east, 65 feet; south 66 degrees 45' east 117 feet; south 67 degrees 10' east 94 feet; south 59 degrees 10' east 100 feet; south 55 degrees 20' east, 87 feet; south 54 degrees 20' east, 117 feet; south 60 degrees east 166 feet; south 8 degrees 45' east 134 feet; south 77 degrees 25' east, 129 feet; south 75 degrees 50' east 79 feet; south 81 degrees 10' east, 247 feet; south 86 degrees 15' east 76 feet; south 73 degrees east 68 feet; north 84 degrees 20' east, 100 feet north 77 degrees east 102 feet; north 72 degrees 20' east 210 feet; north 64 degrees 10' east, 71 feet; north 57 degrees 10' east 282 feet; north 54 degrees 25' east, 150 feet; north 46 degrees 20' east 100 feet; north 39 degrees east 100 feet; north 31 degrees east 100 feet north 24 degrees 10' east, 100 feet, north 19 degrees 40' east, 142 feet; to the road known as the Hinckston Run Road.

Your petitioners therefore pray the Court to appoint three persons qualified according to law to view the ground proposed for said road and, if they see occasion to lay out the same to inquire of and vacate that portion of the road now open and known as the Hinckston Run Road, beginning at a point on the line dividing the City of Johnstown and the Borough of Rosedale, said point being 3090 feet distant.

along the line of Hinckston Avenue in the said City from the intersection of Iron Street and Hinckston Avenue, in the said City of Johnstown, and ending at a point on the road known as the Hinckston Run Road, 1700 feet from the intersection of the road leading from the Hinckston Run Road to a public road known as the Ebensburg Road, said last mentioned road being the nearest intersecting public highway and the said point being at the intersection of the above described proposed new road with the said Hinckston Run Road. The courses and distances of the said road, the vacation whereof is hereby prayed for being as follows:

Beginning at the above defined point on the line dividing the City of Johnstown and the Borough of Rosedale, thence by the following courses and distances: south 67 degrees 5' east, 125 feet; south 72 degrees 45' east, 100 feet; south 75 degrees 25' east, 166 feet; south 69 degrees east 254 feet; south, 80 degrees 10' east, 100 feet; south 87 degrees 15' east, 100 feet; north, 82 degrees 25' east, 120 feet; south 82 degrees 15' east, 80 feet; south 72 degrees 30' east, 279 feet; south 87 degrees east 124 feet; North 86 degrees 5' east, 166 feet; north 70 degrees 35' east, 128 feet; north 63 degrees 30' east, 196 feet; north 50 degrees east, 100 feet; north 46 degrees 05' east, 396 feet; north 39 degrees 25' east, 100 feet; north 37 degrees 45' east, 140 feet; north 30 degrees 05' east 116 feet; north 15 degrees east 267 feet to the said point in Rosedale Borough, being the intersection of the said Hinckston Run Road with the proposed new road above described.

Your petitioners further aver that the public road known as the Hinckston Run Road lies partly in the Borough of Rosedale and partly in the Township of East Taylor; and further avers that by the laying out of the proposed new road, the portion of the public road known as the Hinckston Run Road will become useless, inconvenient and burdensome.

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 5 September Session, 1917

Order to view

Petition to Vacate and Supply

a Public Road or Highway

in the Township of Middle

Taylor and the Borough of

Rosedale

DEC 13 1917 CERTIFIED

Viewers:

S. E. Dickey C. E.

Geo K. Shryock

Philip E. Cauffman

Clerk

Robb

90 da.

Filed 3 December 1917

4 December 1917 Approved and Breadth fixed at fifty feet

5 March 1918 confirmed

Frank L. Robb, clerk