

To the Honorable the Judge of the Court of Quarter Sessions of Cambria County.

The petition of the undersigned respectfully represents.

That they labor under inconvenience for want of a public road beginning at lot number thirteen (13) on plan of lots of Joseph Hummel, and ending on the Johnstown and Scalp Level Turnpike at the property of Jacob Daniels. The petitioners, all of Stony Creek Township, therefore pray the Court to appoint three persons qualified according to law, to view the ground proposed for such road, and, if they should see occasion to lay out the same, to inquire of and vacate ^{a part of} the public road leading from land near that of Jacob Singer in Cone-maugh Township and ending at the Johnstown and Scalp Level Turnpike at the property of Jethro Oldham in Stony Creek Township, which last mentioned road will be useless and burdensome to maintain by reason of the laying out of the proposed new road. The road leading from lot number thirteen (13) to lot of Jethro Oldham as now laid out, is steep and difficult to maintain, while the proposed new road is nearly level and will be more advantageous to the citizens. Your petitioners further ask that the viewers appointed will make report of their proceedings to the

next boat

And they will ever pray.

L. D. Waringer

E. S. Ambaugh

Miss Sutton

Sarah Daniel

Harmon Chatter

Matthew Atkinson

W. H. Ambaugh

No 1 December Term 1854
Rockwell

Letton, B. Esq. and
Wm. H. Esq. to take down
testimony from Josephine B.
Harrison and both sent Ample
in this case. Remedy.

Dec 8th 1854

Witnesses appointed

John Downey

John W. Hartley

George W. Wainwright

by the court.

Thomas A. Esq.

Johnstown March 28/85
Cambria County
To John Downey
John A. Wertz
George Wisinger } Or
Road Viewers - App'd Dec. Term

1885

Jan 28th To John Downey, - Surveyor
Writing and posting view notices
for the 10th February, 1 day & 1 mile traveled \$4.10

Feb 10th Attended place for view, and postponed
the same to Feb 13th - John A. Wertz, absent
on account of sickness 4.10

Feb 13th Attended place for view, John A. Wertz
absent on account of sickness
Appointed Feb 20th for day of view 4.10

Feb 20th Attended place for view, John A. Wertz
absent on account of sickness.
Appointed Feb 27th for day of view 4.10

Feb 27th Attended place for view, John A. Wertz
absent on account of sickness 4.10

March Term of Court - view extended -

March 14th Writing and posting notices for view Mar 27th 4.10

" 27th Made view according to report submitted 4.10
\$28.70

To Mr George Wisinger who attended
5 times for view and traveled 1 mile each time \$10.50

To Mr John A. Wertz 1 day & 1 mile traveled 2.10
\$41.30

Cambria County Pa.

At a Court of General Quarter Sessions
of the Peace held at Ebensburg in
and for the County of Cambria on
the Eighth day of December A.D.
1884 before the Honorable Judges of
said Court; The petition of sundry
Citizens of Stony Creek Township was presented,
representing that they labor under inconvenience
for want of a public road beginning at lot No
Thirteen (13) on plan of lots of Joseph Hummel
and ending on the Johnstown and Scalp Level
Turnpike at the property of Jacob Daniels, and
therefore pray the Court to appoint three
persons qualified according to law to view
the ground proposed for such road. The Court upon
due consideration had of the premises did order
and appoint John Downey, John A. Mertz
and George Wissingen; and if they should
see occasion to lay out the same, to inquire of
and vacate a part of the public road leading from
land near that of Jacob Singer in Conemaugh
township and ending at the Johnstown and
Scalp Level Turnpike at the property of Jethro
Oldham in Stony Creek Township, which last men-
tioned road will be useless and burdensome to main-
tain by reason of the laying out of the proposed new
road. The said Viewers to give due and legal notice
of the time and place of meeting by printed or
written advertisements, and having been duly
qualified according to law to discharge the
duties of said appointment with fidelity.

shall proceed to view the same, and if a majority of them agree that there is occasion for said road to be vacated and supplied, they shall proceed to vacate and supply the same as agreeably to the desire of the petitioners as may be, having respect to the best ground and the shortest distance and in such manner as to do the least injury to private property. If the viewers aforesaid shall decide in favor of vacating and supplying said road, it is hereby made their duty to obtain from the persons through whose land the supplied road may pass, releases from any damages that may accrue to them from opening the same, and in every case where the owners of such lands refuse releasing their claims from damages the said viewers shall assess damages, if any, and make report thereof signed by a majority of those present, and transmit the same together with all releases, to be filed with the papers relating to said road. And the said viewers shall make report of their proceedings herein to the next Court of Quarter Sessions of the Peace to be held for said County, accompanying the same with a plot or draft of such parts of said road vacated and supplied, the courses and distances, and reference to the improvements through which parts supplied may pass. In which report they shall state that they have been sworn or affirmed and also whether they judge the same for public or private use.

By the Court.

N. A. Shumaker
Clerk

Report

To the Honorable the Judges of the Court
of Quarter Sessions of the Peace of Cambria Co. Pa.

We the undersigned Viewers appointed by your
Honorable body to vacate and supply part
of a public road leading from land near that
of Jacob Singer in Crammough Township and
ending at the Johnstown and Scalp Level Turnpike
at the property of Jethro C. Wham in Stony
Creek Township. After giving legal notice to all
parties that might be interested and after
being duly sworn - in accordance with the
appended Copy - did go upon the ground and
viewed the whole premises and have agreed
that there is no occasion or public necessity
to vacate and supply that part of the road as
designated by your order, for the following rea-
sons - That part of the road which would
be vacated, if supplied, is at present located
in good ground, has a light grade and very direct
and convenient to the general public. If vacated
a portion of the supplied part would have
a heavy grade and pass through seven or eight
lots causing considerable damage to private pro-
perty, that when opened would not be
any more direct or convenient for the
general public than the road as at present located.
View made March 27th 1875.

John Kenney
John A. Kirk
George W. Singer

Stony Creek, Pa.

March 27/85

Personally appeared before
me a Justice of the peace for
Stony Creek Twp. John Henry
John A. Herby & George Messinger
whom according to an order
of the Court of Quarter session
of Cambria Co. Recumb. Term
1884, and extended March Term 1885
were appointed viewers to locate
and survey part of a public road
leading from Sweet Springs to Johnston
and Soap Lane Townships in
Stony Creek Twp. - have been
sworn that they will perform
the duties of Viewers in accordance
with said order of Court well and
truly.

Sworn before me this 27th day of March
1885

Levi Messinger J. P. 513

No 1 December Term 1884
 Road Doctrs

Continued

Order to view vacate and
 supply part of the public
 road leading from Jacob
 Sanger to Johnston
 and Ralph Earl Sumpter
 in Stony Creek Township

& Report
 Filed 28 March 1885

Viewers
 John Downey
 John A. Hertz
 George Messinger
 Mar. 2. 1885. Cont. p. 5
 Stone owners. By the land
 Clerk Shomaker \$1.00
 Paid by W. H. Rosey

W. H. Rosey

7. Apr. 1885: Read and confirmed min. and ordered to
 be opened 30 ft wide By the Court
 July 7. 1885: Confirmed Absolutely
 Per Cur.

July 7. 1885 Read and confirmed min.
 By the Court