

To the Honorable the Judges of the Court of Quarter Sessions of the Peace in and for said County of Cambria. The petition of the undersigned Citizens of the Township of Stony Creek respectfully sheweth that they labor under great inconvenience by reason of there being no township road from a point at or near the place where the Johnston & Scalp Level Turnpike crosses Solomons Run to Homer Street at the Johnston Borough line. They therefore pray the Court to appoint viewers to view the same & report to the Court & they will ever pray &c

Charles Hobbs  
 Daniel Mandell  
 Wm. S. Workinger  
 Aaron Lohr  
 William J. Lohr  
 Lincoln Messinger  
 August Sebnauer  
 Ed. Halperin  
 Gus J. J. J.  
 Leopold Guter  
 Wm. H. Holmes  
 John R. Goontz  
 John Cross  
 Nicholas Blum  
 Wm. J. Cook  
 Louis Beckebil  
 John G. Meyer  
 James Martin  
 Agnes G. G.  
 Louis H. Buck  
 C. F. Detweiler  
 John Dill  
 Thos. L. Callhan  
 Levi Wessinger  
 Daniel J. Fissinger  
 Dennis J. Fissinger  
 Moses Beatty

Levi Dwyer  
 E. Thayer  
 Jeremiah Cook  
 Michael Mchugin  
 Jacob Laol  
 George Wessinger  
 H. J. Bishop  
 George Schaefer  
 Aug. J. Schaefer  
 Sylvester W. Repp  
 Augustus Fissinger  
 Wilhelm Esch

No. 2 Dept. Tenn 1887

Section for pulley

road in Stony Creek  
Twp

Due Nov. Sept 7 1887

William Black

agent W. J. W. W.

Centralum Alluvium

owners to repair at  
next term

P. C. C.

Wm Seck  
Jacob Wertz

Decks

To the Honorable the Judges of the  
within named Court,

We the subscribers  
appointed by the within ~~named~~ order  
of Court to view the ground proposed  
for said <sup>road</sup> And in pursuance of said  
order, We first gave due notice of  
the time of our meeting by written  
hand bills. We also met on Friday  
the ninth day of Oct, 1885 and after  
all of us being duly sworn & affirmed,  
we proceeded to view the ground  
proposed for said road, We have  
concluded & agreed that a ~~road~~ public  
road laid out on said ground  
would be <sup>to</sup> injurious to private property  
and attended with too much expense,  
as the land is very valuable on said  
route, And, <sup>do</sup> report no road

In witness our hands & seals this 9th day  
of Oct, A.D., 1885

Wm Slick  
Jacob West  
Abraham Shuman

Wm Slick 2 days }  
do putting up H. Bills }  
& writing same \$ 1.00 }  
Jacob West 1 day }  
do 2 miles }  
Abraham Shuman 1 " }  
do 4 miles }  
Givi' Messinger Eng 75 cts }  
Souring same }

Commonwealth of Pennsylvania,  
County of Casubria } SS.

At a court of Quarter Sessions of the Peace of the County of Casubria  
held at Ebensburg in the said County, on the 17th day of  
September A.D. 1885, before the Honorable the Judges of the same  
court: Upon the petition of divers inhabitants of the township of Stony Creek  
in the said county, setting forth that they labor under inconvenience for want of a  
public road or highway, to lead from  
a point at or near where the Johuatum and Sculp  
Level Turnpike crosses Solomons Run to Homer  
Street at the Johuatum Borough line, in Stony  
Creek 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, William Nick SURVEYOR,  
and Jacob Herby and Abraham Shwiner

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

BY THE COURT.

Attest:

W. A. Shwiner  
Clerk.

NOTE.—“It shall be the duty of all persons appointed in the several counties of this Commonwealth to view and review any public or private road or bridge, if they shall decide in favor of locating said road or bridge, to endeavor to procure from the 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. 21

September Term 1885

P. D.

Order to view a road from a point at or near where the footman's cross is called Turnpike, across Solomon's Run to Home Street at the Johnstown Borough line in Montgomery Township

Viewers: William Clark  
Jacob Hart  
Abraham Quinn  
Filed 7 Dec 85

8 Dec 85 Col. Brown  
195 45

Wm. Shaver  
Paid by W. H. W.  
C. C. Dick  
75¢

13<sup>th</sup> January, 13<sup>th</sup> 1886 Enjoined nisi ordered to be Read and confirmed nisi Road opened 30 ft. wide By the court, April 6, 1886. Confirmed absolutely. By the Court