

To Honorable R. L. Johnston, Judge of the Court of
Quarter Sessions of Cambria County.

The petition of the undersigned inhabitants of
Blacklick Township, respectfully represent; That they
labor under inconvenience for want of a public road,
to begin in the Clay Pike (being a public road) in the vil-
lage of Delano, at a point near Peter Strausbaugh's black-
smith shop, in the said Township of Blacklick, and to
end in a public road, leading from the Clay Pike to the
Red Mill, at a point near the Dunkard Church, in said
Township of Blacklick.

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

Names	And they ever contray re
J. S. Empfield	A. H. Langewieser
G. B. Empfield	David E. Rowland
C. L. Strausbaugh	Peter Strausbaugh
Jacob Michael	W. B. Rogers
Wm C. & Charles	Darius Hays
John W. Empfield	Samuel Schultze
John F. Haines	David Brubaker
John Bligh	J. S. Edwards
Elias Hayland	James E. Rowland
John S. Klover	John Davis
John W. Hoffmann	John W. Hoffmann
Wakefield Brocken	Scott Stiles
William Brubaker	J. M. Reed
Charles Cameron	William Hoffmann
W. W. Empfield	Myron Furrer

Wesley Stephens
J. / O. 200
Cyrus L. H. Hager
W. H. Hitt

B. F. Marsh
George W. W. W.
Henry Campbell

G. A. Michaels
J. L. O. 200
John H. Bracken
J. O. W. W.
A. A. Bennett
Ellsworth Rowland
William Wille
James Bennett
M. L. H. H.

E. H. H. H.
David J. H. H.
E. H. H. H.
Robert J. H. H.
Robert H. H. H.
Geo. B. W. H.

Jefferson Rowland
Jacob Stiles
A. H. Tolson
Benjamin J. H. H.
Michel Stiles
M. J. H. H.
E. H. H. H.
Thomas M. H. H.
Alex. H. H.

Shane Cameron
J. H. H. H.
Samuel H. H.
Peter H. H.
P. H. H.
Thomas H. H.
Frank W. H.

Nov 20th Nov 1890
Pas

Petition of the inhabitants
of Blacklick Township for the
appointment of a new to lay out
a public road leading from
a point at or near the Black-
-smith shop of Peter ~~Stinson~~
on the clay pits and ending at
some ~~point~~ ^{place} ~~near~~ the Dunkard Church
in said township.

And now, March 5th 1890,
J. A. Shumaker, Senior Adm.
And Leander Bush appointed
viewers for the purpose aforesaid
- in mentioned

By the Court

Filed 5th Mar 1890.

Exam.

To The Hon.R.L.Johnston,President Judge of the Court of
Quarter Sessions of Cambria County.

The Petition of the undersigned inhabitants of
the township of Black Lick in said County respectfully show-
eth:

That a road hath been lately laid out by order of court
to lead from a point at or near the blacksmith shop of Peter
Strassbaugh on the Clay Pike and to end at a point near the
Dunkard Church in Black Lick Township, which road if con-
firmed by the court and opened on the ground as laid out will
be injurious to your petitioners, and burdensome to the Town-
ship through which the same will pass.

Your Petitioners further represent that the
said road if opened and laid out will be especially burden-
some to the owners of the land off which Emanuel Brallier
died seized by reason of the separation of a small part of
said land from the larger body; and further that your petition-
ers are informed and believe that many of the signers of the
original petition for the appointment of viewers only signed
the petition ~~on~~ on the representation that the road would end
at the Dunkard church whereas in fact it comes out on
the public road several rods distant therefrom.

Your petitioners therefore pray that Your
Honors to appoint proper persons to review the said road,
and parts adjacent and to make report to the Court according
to law, and they will ever pray, etc.,

John Ferguson
Uriah Wagner

Looni Vaggon
Robert Ferguson

✓ Philip H Jones

✓ W D Bager

W G White

J B

✓ E. B. Bager

✓ Peter Michaynos

Ad. 2. New-Sem 15% R. 19.

Petition of appellants
of revenues. — and
in Blackrock Township.

Filed 1 Oct. 1890

And now Sep. 1, 1890
petition read and
Henry Scanlan,
Isaac Winger and
Amos Rowland
opposed them.

By the Court

Order.

- ✓ James O. ...
- ✓ J. H. ...
- 83 June
- ✓ C. B. Hike
- ✓ H. D. W. Rager
- Frank Brown
- ✓ ...
- ✓ J. L. Hume
- ✓ William White
- Dates ...
- ✓ J. B. Hite
- ✓ Henry Tolokun
- ✓ John Piff
- Sam ...
- Salmon ...
- ✓ J. B. Stewart
- ✓ ... Cameron
- Wm G. ...
- ✓ Ellsworth ...

St. R. Road

in

Black Lick Township

In the S. S. Hancock County
Pa

No 2 March Sep 1890.

View + Review

Motion to strike Confirmation absolute of review
+ grant leave to withdraw petition.

Upon examination of the question presented in the application we are of the opinion that the Court has no power to grant the application however merit or not. The confirmation absolute was made as of the December Sep 1890, upon the 23 Jan'y 1891. The hearing been had at the argument Court fixed for the hearing of cases coming up regularly at the December term of 1890. One term has elapsed, since the order was made, and under the authority of Hunter's Road 46 Pa 250, the Court can not strike off this order, even though it be error to have entered it.

In justification of the action of the Court in entering a decree of Confirmation absolute we may be permitted to say that Counsel for the respective views and review, agreed that the Court should finally confirm one or the other of the reports, if in so doing the order is irregular, we think it must be corrected by the Supreme Court. or proceedings instituted to get rid of this road now entered of record under the 18+19 sections of the Act of 13 June 1836. or the 1st section

No 2 March 1890

In Re Road

Blacklick Twp

Order refusing motion
to strike off confirma-
tion absolute

Filed 7 Mar 1891.

of the act of 3 May 1857. For these reasons we
are constrained to refuse the prayer of the
application
By the Court
Daw. L. Kels
J. S. S.

In the matter of a Road Docket
petition for a public
road to lead from a
point at or near the
Blacksmith shop of Peter
Strausbaugh on the Clay
Creek to end at a point
near the Denmark Church
in Black Creek Twp

to. 2 March Term 1890

And now, February 28th
1891, the petitioners for the view, by their
attorney Alvin Evans, moves the Court to
strike of the confirmation absolute, made
23rd January 1891, on report of Reviewer, and
respectfully asks the Court that they be
permitted to withdraw the entire proceed-
ings in the above stated case.

Alvin Evans

att'y for view

William Tenn 1890
Rd,

Mr. R. R. R. Road in

Black Rock Twp.

Leaving from Charbonville, Ark
Truck Shop 15 Dunkin
Church

Motion to Take Information
absolute of Review & Discern
thus original proceeding.

Filed 27 Feb 1891

96
To the Honorable R. E. Johnston President
Judge of Courts of Columbia County &c

We the undersigned
jurors appointed by said Court do report first that
we gave due and timely notice by three printed notices
pastred in three public places adjacent to road to be bein-
ed in Blacklick Township and having met at time
and place designated by said notices and after fir-
rst being all sworn and affirmed according to law
to perform our duties with fidelity did view mark
and lay out the following for a Public road or high-
way beg. Beginning on Clay Pike leading from Ebensburg to
Indiana at Blacksmith Shop of Peter Strasbaugh in the
village of Beleno thence by line of land of J. B. Hite Esq
and Peter Strasbaugh South twenty seven degrees west fif-
ty one perches to post thence through unimproved land
of Joseph Manders and others South thirty four degrees
west one hundred and thirty perches to Post thence by
line of land of John Bickenderfer and heirs of Jacob
Brallier South thirty one and one half degrees East
thirty nine perches to Post thence by line of land of Ke-
nhard Church & Brallier's heirs South two degrees west
Eleven perches to Post on road leading from Upper Tanna
to Ebensburg the other course South twenty degrees
west forty four perches of road reviewed is injurious
wastfull to lands of Estate of Jacob Brallier dead
and not ending at parish in Order of view in
Our opinion should be abandoned and we do

Witness our hands this 14th October 1890

Henry Seaborn

H. H. Howland

J. N. Wessinger

June

Amos W Roland	3 miles	drick	1	day	men
Isoo N Wipingen	4	"	"	1	" "
Henry Seaulau	18	"	"	3	" Surveyor
Charles Strasbaugh				1	"
Hiram Belchardinger				1	"

ROAD NOTICE.

NOTICE is hereby given that the viewers appointed by the Court of Quarter Sessions of Cambria County to view the ground *as shown* ground for a road from *at an* near blacksmith shop of Peter Strasbaugh on Clay Pike to *at an* near Warhawk Church in Blacklick Township

will meet at the house of *Levi Good's*, in the township of *Blacklick* aforesaid, on the *Tuesday 14th* day of *October* 1890, at 8 o'clock *A.M.*, for the purpose of viewing said ground.

September 27th 1890.

Looe Kephner
Amos Holcomb
Henry Seauland

Viewers.

[NEWS PRINT CARROLLTOWN, PA.]

Commonwealth of Pennsylvania, }
County of Cecil, } ss.

At a Court of Quarter Sessions of the Peace of the County of Cecil,
held at Olewell in the said County, on the First day of
Sept A. D. 1896, before the Honorable the Judges of the same
Court: ^{vs} the petition of divers inhabitants of the township of Blacklick
in the said County, setting forth that they labor under inconvenience for want of a
road or highway, to lead from
a road lately laid out by order of Court
to lead from a point at or near the blacksmith shop
of Peter Strassbaugh on the Clay Pike and to end at a point
near the Shankland Church in Blacklick Township, which
road if confirmed by the Court and opened on the
grounds as laid out will be injurious to your peti-
tioners, and burdensome to the Township through
which the same will pass. Your petitioners further
represent that the said road if opened and laid out
will be especially burdensome to the owners of the
land of which Emanuel Ballin died seized by
reason of the separation of a small part of said land from the large
body & further that your petitioners are informed & believe that many of the
owners of the original petition for the establishment of said road, signed the
petition on the representation that the said road would end at the Shankland Church when
in fact it comes out on the public road several rods distant therefrom

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 Souland SURVEYOR,

and Isaac Hisinger & Amos Rawland

Re. 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:

J. C. Danby

Clerk.

Now now 23 July 1891. continued until next term, it being now agreed
by counsel that under the opinion of the Court as now expressed this
order shall be confirmed absolutely.

By the Court
D. C. J.

23 July 1891 Confirmed ~~h. s. d.~~

14 Apr 1891 Confirmed ~~h. s. d.~~ By the Court
By the Court

No. 21
March Term 1890
R. H. O.

Order to view a road from
at or near the corner of
the lot of J. H. O. O. O. O. O.
on the lot of J. H. O. O. O. O.
the lot of J. H. O. O. O. O.
the lot of J. H. O. O. O. O.

Re: petition
of J. H. O. O. O. O.
for a view of the road
from the lot of J. H. O. O. O. O.
to the lot of J. H. O. O. O. O.
the lot of J. H. O. O. O. O.

March 28 ad. 1890
Act of the Court
the lot of J. H. O. O. O. O.
the lot of J. H. O. O. O. O.
the lot of J. H. O. O. O. O.

Let the petition be
granted as prayed for
by the petitioners.

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 releases shall fail to procure such releases, and it shall appear 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."

To the Honorable, the Judge of the Court
of Quarter Sessions of the Peace for
Cambria County - June term 1890
We the undersigned viewers appointed
by your Honor in the annexed order
of Court - Do report that having met
at the appointed time and place
and having been sworn; viewed and
located the road mentioned in the order
starting at a point near Strausbaugh's
blacksmith shop thence S. 27° W 83.7 ft thence
S. 34° W 2160 ft thence S. 20° W 725 ft to
Township road near Dunkard Church
Believing said road necessary for the ac-
comodation of the inhabitants of Blacklick
township. We recommend the opening up
of said road as laid out for a pub-
lic road for Public travel.

We assess damage to John Blickenderfer
for the sum of twenty dollars -

Witness our hands this 26th day of
May A.D. 1890

John J. Ashmun	2 d 18	J. A. Shoemaker	} viewers
S. Adams	1.	Leander Bush	
L. Bush	1 d 4 m	Simon Adams	

Wm. Blickenderfer 1 d chain
John Hoppo 1 d -

[illegible]

Commonwealth of Pennsylvania, }
County of Cambria, } ss.

At a Court of Quarter Sessions of the Peace of the County of Cambria
held at Cambria in the the said County, on the 5th day of
March A. D. 1890, before the Honorable the Judges of the same
Court: Upon the petition of divers inhabitants of the township of Blacklick
in the said County, setting forth that they labor under inconvenience for want of a
public road or highway, to lead from
the Leay Pike in the village of Belmont at a point
near Peter Stuenkel's blacksmith shop in the said
Township of Blacklick and to end in a public road leading
from the Leay Pike to the Red Mill at or near the Sunkard
Church in said Twp

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 J. A. Shaeffer SURVEYOR,
and Simon Adams and Leander Bush

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:

J. C. Laney,
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
March Term 1890
R.C.

Order to view a road & land
from a farm at other near
Washington the shop of Peter
Pharmbaugh to a farm
at near Pleasant Church

Viewing J. A. Shaeffer
J. A. Shaeffer
J. A. Shaeffer
J. A. Shaeffer

Filed 2 June 1890,

95
J. A. Shaeffer
J. A. Shaeffer
J. A. Shaeffer
J. A. Shaeffer

Now July 10 1890 Read and confirmed view and order
to be opened 30 ft wide. By the Court

Now Jan 23 1890, - continued until next term
By the Court D. K. J. 58