

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 twentieth day of April A. D. 1896, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the township of Gallitzin in the said County, setting forth that they ~~labor under inconvenience for want of a~~ road or highway, to lead from a road ~~was long since laid out for~~ public use in the Township of Allegany leading from James McHenry to ~~intersect the Burgess Safe Road at the County line: as will appear~~ by the record of the proceeds entered in Record Book Vol. Pages 286th & 287 ~~That by the formation of the Township of Gallitzin a large part of said~~ road was thereby embraced in the boundaries of Gallitzin Twp. ~~That said road has become useless, unmeasured and burdensome to the inhabitants of said Township, by reason of the fact that the road is seldom travelled and is too expensive to keep in repair, the ground over which it passes being rough and hilly, and the road drifting badly in winter time.~~

and therefore praying the Court to appoint proper persons to ~~view and lay out the~~ locate said road ~~same according to law~~ The Court upon due consideration had of the premises, do order and appoint J. Laird Elder SURVEYOR and E. R. McInerney and James E. McLaughlin

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. W. Davis

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. 7
March Sessions 1896

Order to view ~~and~~ ^{and} ~~view~~ ^{view} ~~respective~~ ^{respective} ~~parts~~ ^{parts} ~~of~~ ^{of} ~~the~~ ^{the} ~~land~~ ^{land} ~~of~~ ^{of} ~~the~~ ^{the} ~~petitioner~~ ^{petitioner} ~~James~~ ^{James} ~~Malmer~~ ^{Malmer} ~~to~~ ^{to} ~~locate~~ ^{locate} ~~a~~ ^a ~~road~~ ^{road} ~~at~~ ^{at} ~~the~~ ^{the} ~~County~~ ^{County} ~~line~~ ^{line}

James
J. Lamar Elder
E. Robinson
James E. McLaughlin
July 21st James 1896

Clerk Denis for city 1896

HERALD-PRINT-ESTABLISHMENT

Red

Aug. 18 1896 - Read and confirmed via
By the Court
Oct. 28, 1896 Confirmed assembly,
By the Court

feet thence North sixty seven degrees met
two hundred and seventy feet thence
North sixty degrees met three hundred
and fourteen feet thence South seventy
nine degrees met two hundred and
seventy three feet thence South eighty nine
degrees met one hundred and thirty
seven feet thence South sixty eight degrees
met one hundred and eighty five
feet thence North sixteen degrees met
two hundred and twenty seven feet thence
North four and one half degrees met
four hundred and twenty two feet
thence North forty four and one half degrees
met one hundred and forty eight
feet thence North sixty six degrees met
ninety feet thence North thirty three
degrees met one hundred and forty
seven feet thence North forty degrees
met one hundred and sixty eight
feet thence North sixty one and one half
degrees met ninety three feet thence
South eighty eight degrees met one
hundred and fifty three feet thence
North sixty seven degrees met one
hundred and thirty three feet thence North
forty four degrees met one hundred
and sixty two feet thence North sixty six degrees
met one hundred and forty eight feet

thence North fifty six degrees met one
hundred and twenty nine feet thence North
sixty two degrees met ninety eight feet
thence North thirty eight degrees met two
hundred and forty nine feet thence North
nineteen degrees met six hundred and
twenty seven feet thence North eleven degrees
met five hundred and ten feet thence North
nineteen and one half degrees met one
hundred and sixty two feet thence North
thirty eight degrees met two hundred
and twenty three feet thence North thirty one
and one half degrees met two hundred and
ninety eight feet thence North twenty seven
degrees met two hundred and twenty seven
feet thence North thirty four degrees met
ninety eight feet thence North twenty one
degrees met one hundred and eighteen feet
North thirty one and one half degrees met
two hundred and twenty feet thence North
twenty one and one half degrees met one
hundred and forty feet thence North
nineteen and one half degrees met one
hundred and two feet thence North eleven
and one half degrees met one hundred
and thirty eight feet thence North twenty
four and one half degrees met one
hundred and four feet thence North
sixteen degrees met one hundred

and sixty feet thence north five and one half degrees west one hundred and fifty five feet thence north seven degrees East two hundred and two feet thence north eleven degrees East one hundred and sixty seven feet thence north twenty one degrees East three hundred and ninety four feet to Robert Johnston (formerly James Maloney) the road passes through lands of Henry Conway James Riley Taylor & McCoy Bernard Myers D.R. Moore Pennsylvania Rail Road Company Henry Mausfeld andrew Basal James Maloney and Robert Johnston said road as aforesaid we are of the opinion should be vacated because the grade in places exceeds five degrees the road has been abandoned in some places and is seldom traveled and we recommend that the same be vacated a plot or draft thereof is herewith enclosed Witness our hands this 23rd day of May 1896

J. Leard Elder 1 day making survey and two days writing out report & making map of same J. Leard Elder James O'Keefe

J. Leard Elder	20 miles	2.00	
E.R. Dunningan	1 day 10 miles	2.00	
James O'Keefe	1 day 14 miles	2.00	
George Dunningan	Chairman	1.50	
			\$12.00
			\$21.90

To the Honorable A. V. Barker President Judge
of the Court of Quarter Sessions of Cambria County
Pennsylvania. We the undersigned appointed
by the aforesaid order respectfully report that
having all been present at the view of the
ground proposed for such road to be vacated
and having been first severally sworn or
affirmed to perform our duties according to law

We in pursuance of said order have viewed
the ground described in said order and
believing that the road leading from Robert Johnston
(formerly James Maloney) in Allegheny Township
to intersect the Burgoons Gap road at the Blair
County line in Gallitzin Township has become
useless inconvenient & burdensome and ought
therefore to be vacated and have viewed
and vacated same as follows. Beginning
at the Blair County line on the Burgoons Gap
road thence North twenty nine degrees West
five hundred and seventy feet thence North
thirteen and one half degrees West one hundred
and five feet thence North seven degrees East
eighty four feet thence North thirty four degrees
West thirty three feet thence North sixty degrees
West one hundred and thirty five feet thence
North forty six degrees West two hundred
and fifty nine feet thence North two degrees
West two hundred and eighty feet thence North
nineteen degrees West three hundred and thirty

seven feet thence North twenty seven degrees meet one
hundred and six feet thence North thirty seven
degrees meet four hundred and forty six feet
thence North forty one degrees meet one hundred
and thirty three feet thence North thirty one degrees meet one
hundred and thirty four feet thence North forty one
degrees meet one hundred and fifty eight
feet thence North twenty six degrees meet three hundred
and twenty two feet thence North twelve degrees East
two hundred and fifteen feet thence North nineteen
degrees meet two hundred and twenty eight
feet thence North thirty six degrees meet two
hundred and eighty two feet thence North forty
one degrees meet three hundred and forty
six feet thence North thirty seven degrees
meet three hundred and ninety five feet
thence North forty seven degrees meet fourteen
hundred and twelve feet thence North thirty
six degrees meet two hundred and thirty five
feet thence North forty two degrees meet one
hundred and sixty one feet thence North thirty
Eight and one half degrees meet one hundred
and sixteen feet thence North forty
nine degrees meet two hundred and twenty
three feet thence North twenty four degrees
meet one hundred and ninety one feet
thence North forty five and one half degrees
meet one hundred and thirty three feet
thence North forty six and one half degrees meet

one hundred and fifty five feet thence
North forty one degrees West two hundred and
forty four feet thence North twenty nine and
one half degrees West one hundred and
eighteen feet thence North thirty nine degrees
West two hundred and three feet thence
North fifty two and one half degrees West one
hundred and sixty one feet thence North twenty
seven and one half degrees West one
hundred and eighty feet thence North two degrees
West two hundred and sixty five feet thence
North twenty three and one half degrees West
one hundred and fifty feet thence North seven
and one half degrees East one hundred and
twenty seven feet thence North twelve degrees
West two hundred and fifty three feet thence
North twenty three degrees West two hundred
and sixty nine feet thence North three
degrees East one hundred and twenty seven
feet thence North seventeen degrees East
one hundred and forty nine feet thence
North thirty five and one half degrees East
two hundred and twenty feet thence
North fifty one degrees East two hundred
and three feet thence North thirteen degrees
East one hundred and forty nine feet
thence North two degrees East two hundred
and six feet thence North eleven degrees
West one hundred and twenty five

feet thence North twenty four degrees West
one hundred and ninety three feet thence North
twenty and one half degrees West one hundred
and fifty eight feet thence North thirty
five degrees West one hundred and twenty
eight feet thence North twenty six degrees
West two hundred and twenty seven feet
thence North forty four and one half degrees West
forty four feet thence North one and one half
degrees East four hundred and seventy six
feet thence North three hundred and
sixty six feet thence North twenty and
three fourths degrees West seven hundred
and twenty five feet thence North sixty one
and one fourth degrees West three hundred
and thirty two feet thence North thirty four
degrees West two hundred and nine
feet thence North thirty degrees West one
hundred and six feet thence North thirty eight
and one half degrees West one hundred and
ninety three feet thence North thirty two
and one half degrees West two hundred
and twenty four feet thence North thirty
five degrees West one hundred and
fifty feet thence North twenty five and one
half degrees West one hundred and sixty
one feet thence North forty six degrees West
two hundred and sixty four feet thence North
twenty degrees West two hundred and forty eight

To the Honorable A. V. Parker, President Judge of
the Court of Quarter Sessions of Carribbia County,
Pennsylvania.

The petition of the undersigned inhabitants of the
Township of Gallitzin and Allegheny in said County,
respectfully represents:

That a road was long since laid out for
public use in the Township of Allegheny leading from
James Maloney to intersect the Purgonis Gap Road at
the County line as will appear by the record of
the proceedings entered in Road District Volume
1, at Pages 26 and 267.

That by the formation of the Township of Gallitzin
a large part of said road was thereby embraced
in the boundaries of Gallitzin Township.

That said road has become useless, in-
convenient and burdensome to the inhabitants
of said Townships by reason of the fact that the
road is seldom travelled, and is too expensive
to keep in repair, the ground over which it passes
being rough and lilly, and the road drifting
badly in winter time.

They therefore pray the Court to appoint properly
qualified persons to view and vacate said road.

And they will etc.

Andrew Buel

John D. Hillis

J. J. Rhoty

H. J. ...

Bernard Meyer

John C. ...

John Dignan

W. P. ...

James H. Maloney

W. P. Kelly

Thos. Hynes
John McQuire
J. D. Cassidy
Daniel Delaney
Frank Delaney
Richard McQuire
A. J. Bender
Henry Dagan

B. J. Delaney
Peter Munday
J. C. Bender
Silas Gibson
A. M. Towle
John A. Wells
W. Durand

Cassia County, Id.

Daniel P. Hansen being duly sworn according to law says that the facts set forth in the foregoing petition are true and correct, to the best of his knowledge and belief.

Sworn and subscribed

this 18th day of April

1896, before

Thos. H. Myers J. P.

Daniel P. Hansen

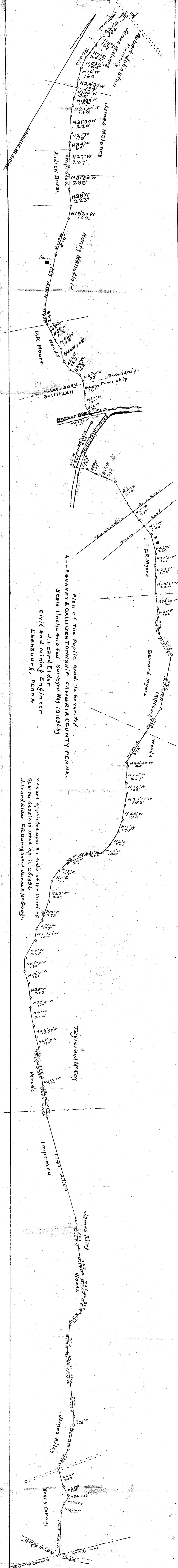
1207
March Tenn 1896 Road
Docket.

Petition for appointment
of Viewers to view, vacate
and supply a road in
~~Galatin~~ ^{Galatin} Township from James
Moloney's to intersect Pangom
Gap Road at the County line,

Filed 20 April 1896.

Apr. 20th 1896
petition read and
J. Laird Elder
E. R. Dunegan
and James E. McGough
appointed viewers
before Court

K.L.



Plan of the Popple Road to be vacated
 Scale 1 inch = 400 feet Surveyed May 19, 1896 by
J. Learld Elder
 Civil and Mining Engineer
 Ebensburg, PENNA.

viewers appointed upon an order of the Court of
 quarter Sessions dated April 20, 1896
J. Learld Elder, **F. Dunegan** and **James E. McGough**

Robert Johnston
 James Maloney
 Andrew Basal
 Henry Mansfield
 D.R. Moore
 Woods
 Allegheny Township
 Gallitzien Township
 Beaker Dam
 Railroad
 Tram
 D.R. Myers
 Bernard Myers
 Woods
 Taylor and McCoy
 James Riley
 Henry Conway
 Blair and Cambria
 County Line