



H. 17th June 1856
Port Macquarie

R. 11#6 June 1896

Not Recaptured

To the Honorable A. V. Barker, President Judge of the Court
of Quarter Sessions, of Cambria County, Pennsylvania.

The petition of the undersigned, citizens of the Township
of Gallitzin, in said County, respectfully represents.

That they labor under great inconvenience for want of a
road in said Township of Gallitzin to lead from the depot at Amory
on the Mason and Coalport Railroad to the Township Road leading from
Gallitzin to Ashville at a point about ten rods East of a street lead-
ing from said Township Road to the village of Elletts.

They therefore pray your Honor to appoint three persons
properly qualified, viewers, to view and report upon the expediency of
laying out a road between said points for public use, and they will,
et c.

W. H. Crosby

H. E. Logan

J. C. Parsons

James Riley

E. J. Adams

Geo. McKinzie

James Wilharm

Patk. St. John

James Bush

Richard Free

John J. Godfrey

Port. Boughamer

CAMBRIA COUNTY SS:

W. H. Crosby

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 15th

day of August, A. D. 1896, before

J. J. Stephens, J. P.

W. H. Crosby

Sections of infrastructure of
the ^{the} ~~conscience~~ of building
for improvement of running
to lay out a road for
public use.

Carey's ^{to} Fatherland
and
J. S. Edwards
Geo. H. Meyer
J. M. C. C. C.
C. H. C. C. C.
C. H. C. C. C.

[Signature]

James Watson
John A. A. A.
James Watson
Richard Watson
John A. A. A.
James Watson

To the Hon. C. C. Barker, President of the County of Cumberland & Cambria
Re Public Road in Stonycreek Township
Cumberland County, Pa.

Exceptions of John Roy
member one of Supervisors of said Township to re-
port of Vicious. (Said Report transmitted, copies 21st Apr. 6 1897)

See Road Book Vol. 47, page 445. 47th June 1897

1 The Report of Vicious, appointed to view the said
proposed road shows the termini of said
Road to be in Stonycreek & Highland Townships
respectively.

2 Said Report shows termini to be different
from the points mentioned in petition.

3 Said Report shows termini to be indefinite
and uncertain and does not show that
same are in Cumberland County.

4 Draft returned by Vicious is imperfect in
that it wrong names abutting property own-
ers and omits names of others.

5 Vicious failed to assess damages due a-
butting property owners and failed to obtain
release from all of the same.

6 Some of those releasing and purporting to be
owners of rights are not in fact the real owners
thereof.

7. Appeals for damages have been filed by
abutting property owners, to whom no damages
had been assessed by, or have not a release of same.

8. No notice of proposed view was given County Com-
missioners and no bond filed by them according to law.

Road in question is unnecessary and of no use
and burdensome to the payor.

10. Less than one year has elapsed since a similar
proceeding for same, or nearly same road, failed.
In view of foregoing, your petitioners pray that your petition
may be allowed & the petitioners may be paid for same.

John D. Raymond

County of Cautledge

Superior of Cautledge

Before me this 1st day of May 1897 in and for
said County of Cautledge, came and appeared John Ray-
mond, who being duly sworn, deposes and says that he
knows of fact and is a resident of said County of Cautledge
and is a resident of said County of Cautledge and is a resident
of said County of Cautledge and is a resident of said County
of Cautledge and is a resident of said County of Cautledge.

Given under my hand and the seal of said County, June 1st 1897

Wm. H. Williams

Notary Public

10th June Term 1896 R.D.
D. C. Jones

Stingent Trip

Ex. sup. p. 10, to 10th of June

14th June 1897
Rule to show
cause granted
ret. 14th June
Court

By the Court.

Filed 14 June 1897

C. C. Jones atty.

274
To the Honorable A. V. Barker President Judge
of the Court of Quarter Sessions of Cambria County
Pennsylvania We the undersigned Viewers
appointed by the annexed order respectfully
report that after giving notice as required
by law and J. L. Elders Thos. H. Myers and
H. J. Conway Viewers having all been present
at the view of the ground proposed for such
public road and having all been severally
sworn or affirmed to perform our duties accor-
-ding to law. We in pursuance of said
order have layed out and do return
for public use the following road
beginning at the depot at Amsbury on the
Consson and Coalport Railroad thence
South forty seven degrees East one hundred
and fifty eight feet thence North seventy
six degrees East three hundred and seventy
one feet thence South thirty and one half
degrees East one hundred and eighty
nine feet thence North seventy six degrees
East two hundred and eighty one feet
thence South eighteen degrees East six hundred
ninety seven and one half feet thence South
fifty one and one half degrees East
two hundred and three feet thence
South sixty nine degrees East one hundred
and five feet thence South fifty and one
half degrees East one hundred and seven feet

thence South forty three degrees East one hundred
feet thence South fifty one degrees East one
hundred and nine feet thence South forty
six degrees East one hundred and two feet
thence South thirty four degrees East one
hundred and one feet thence South fifty
seven degrees East one hundred and two
feet thence South thirty seven and one half
degrees East one hundred and forty one
feet thence South sixteen and one half
degrees East one hundred and ninety
one feet thence South forty seven degrees
East one hundred and three feet
thence South forty three degrees East
two hundred and twenty eight feet
thence South forty four degrees East
one hundred and five feet thence
South thirty three and one half degrees
East three hundred and forty one feet
thence South fifty nine degrees East one hundred
and ninety six feet thence South fifty six and
one half degrees East two hundred and sixty
five feet thence South sixty six degrees East
one hundred and twenty nine feet thence
North Eighty eight and one half degrees
East one hundred and ninety two feet
thence South Eighty one and one half degrees
East two hundred and nineteen feet thence
South sixty one and three fourth degrees East

one hundred and eighty five feet thence
South forty four and one half degrees East one
hundred and sixty five feet thence South
forty one degrees East one hundred and
sixty six feet thence South thirty five
degrees East one hundred and seventy nine
feet thence South forty five and one half
degrees East one hundred and twenty
three feet thence South fifty degrees
East one hundred and three feet
thence South forty four degrees East
one hundred and thirty feet thence
South fifty two and one half degrees East
ninety four feet thence South twenty
one degrees East one hundred and eighty
one feet thence South nine degrees East
one hundred and ninety feet thence
South eight degrees East twenty two feet
thence South two degrees East three hundred
and twenty nine feet thence South fourteen degrees
West one hundred and ninety eight
feet thence South fifteen degrees West
two hundred and two feet thence South
five degrees West ninety nine feet
thence South twenty two degrees East
one hundred and twenty two feet thence
South twenty one degrees East two hundred
and sixty four feet thence South thirty five
degrees East one hundred and eighty feet

thence south thirty degrees East two
hundred and ninety seven feet
thence south seventy degrees East two
hundred and three feet thence south
seventy one and one half degrees East
two hundred and seventy feet
thence south eighty ~~six~~ and three
fourth degrees East two hundred
and ninety one feet thence North
eighty nine and one half degrees
East two hundred and forty
eight feet thence South eighty four
degrees East one hundred and four
feet thence South seventy two degrees East
one hundred and seventeen feet thence South
fifty three degrees East nine hundred
and forty eight feet to the Township
Road leading from Gallitzin to Ashville
at a point about two rods East of
a street leading from said Township
road to the village of Elstie the road
passes through Taylor Brothers land and
W. H. Amstutz land No damages claimed
said road as aforesaid laid out in
Gallitzin Township Cambria County Pa.
If an opinion is necessary
for a public road and we
recommend the same a plot

or draft thereof is herewith
 enclosed Witness our hands
 this 4th day of September 1896

J. L. Elder
 J. H. Myers
 H. J. Conway

J. L. Elder 4 days @ \$4.00	\$16.00
" " 20 miles	2.00
Thos H. Myers 2 days @ \$2.00	4.00
" " 2 miles	.20
H. J. Conway 2 days @ \$2.00	4.00
" " 2 miles	.20
H. F. Cozart Chairman 2 days @ \$1.00	3.00
John St John " 2 days @ \$1.00	3.00
	<u>\$32.40</u>

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 fourteenth day of August A. D. 1896, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the township of Gallatin in the said County, setting forth that they labor under inconvenience for want of a Public road or highway, to lead from the depot at Armstrong on the Carson and Coalport Railroad to the Township Road leading from Gallatin to Ashville at a point about ten rods East of a Street leading from said Township road to the village of Elletts

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. L. Elder SURVEYOR and Thos H. Myers and J. H. Conway

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. H. 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 road 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. 6 Jan. Sess 1896.
Rd.

No.

Order to — view a road to lead
from depot at Anasby
on the Green River Railroad
backward to the farm
now belonging from Yellow
to Ashville at a point about
two rods East of a ditch
leading from said Top Road
to the village of Clatsie in
Yellow Top

Viewers
J. C. Elmer
Thos. H. Myers
J. H. Conning

Letk. Davis, Clerk
Filed 7 Sept. 1896
K. V. L.

28 Oct. 1896. Read and confirmed nisi and
ordered to be opened thirty feet wide.
14 Dec 1896 Confirmed Absolutely
S. W. Davis Clk
Pythe Court.