

To the Court of Quarter Sessions, Cambria County, Pa.

The undersigned viewers named in the within order respectfully report,

1. That we met at the time and place specified in the notices to wit, on the 23d. day of November, A.D. 1899, at 8:30 A.M. at the dwelling house of Leonard Sherly, in Adams township, as required by the notices.

2. The notices required by law were duly given, that is to say, six days prior in writing to John C. Gates, clerk of the County Commissioners and notice in writing to Lemuel Jones, Samuel Shank and Wm. E. Giffin, supervisors of Adams township, Cambria County, of the time and place at which the said viewers should meet to discharge the duties of their appointment, and also notice to the land owners and the public, of the time and place of such meeting, by five advertisements put up in the most public places in the vicinity of the ground to be viewed, five days before the time fixed for holding the view.

3. We were severally affirmed according to law, and before proceeding to discharge our duties.

4. Two of the viewers met at the dwelling house of Leonard Sherly, November 23d. 1899 at 8:30 A.M. and by giving loud notice the view was adjourned to a day certain, November 25, A.D. 1899 at nine o'clock A.M.

5. We viewed the site and locality of the road proposed to be vacated and laid out, making a personal inspection of the ground between the points designated in the petition and order on the 25, day of November 1899.

6. We are of the opinion and agree that the public road running from Bedford Road to Dunlo should be vacated from a point near the southwest border to a point near the northeast border of land of Adam Sherly, in said township, and that a public road between said points is necessary.

We therefore lay out and return for public use a road as follows; Beginning at a point on the public road near the boundary line of lands of Adam and Leonard Sherly, thence through woodland of Leonard Sherly south eighty-eight degrees east, one hundred and seventy feet; thence north fifty-one degrees east, seven hundred and sixty-three feet; thence north twenty-eight degrees east, two hundred and forty-four feet to a point in aforesaid public road near the northeast boundary of lands of Adam Sherly.

7. We further report that we obtained from Leonard Sherly, who owns all the land through and upon which said road is located, a release of the damages to arise by reason of such location.

8. In our opinion the road laid out by us is of such public necessity and utility as that the expenses of opening the same should be born by Adams township.

9. We annex hereto the release of damages obtained by us, and also a plot or draft, showing the location of the road laid out and vacated, stating the courses and distances and briefly noting the improvements.

Witness our hands this 25, day of November, A.D. 1899.

*J. P. Statler*  
*W. G. Hubert*  
*Leah Hutzler*  
VIEWERS.

Adam Sherry

Vacated

Adam Sherry

S. 88° E. 170'

N. 51° E. 768'

Dunlo

N. 88° E. 544'

Leona Sherry  
All Woodland.

Leid out and surveyed in  
Adam Township, Nov. 25, 1899.

J. O. Statler,  
Surveyor

Scale 1" = 100'

Release

Whereas, by an order of the Court of  
Quarters Sessions of Camden County  
dated October 25, A.D. 1888, directed  
to J. P. Stollen, Wm. Hubert and Peter  
Hugel, a certain public road, running  
from a point at or near the southwest boundary line of land  
Adam Sherly in the township of Adams,  
in said county, to a point at or near  
north east boundary line of land of Adam Sherly in Adams Township  
was vacated and laid out and located,  
which said road so laid out and  
located, runs through and over lands  
of Leonard Sherly  
in the township of Adams in said county.  
Therefore, know all men by  
these presents, that we, the undersigned  
through whose lands said road is

located, in consideration of the  
advantages ~~the~~ expect to derive  
from the same if confirmed  
do hereby release the County of  
Columbia from all damages that  
have accrued or that may accrue  
to me or either of us, for or on account  
of, or by reason of the locating, opening  
or using of said road, or that  
might accrue to us from said  
road for any reason whatsoever.  
Witness my hand and seal this  
25<sup>th</sup> day of November, A.D. 1888.

Witness  
Edw. Boichers } L. S. Leonard Sherkey

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 25<sup>th</sup> day of October A. D. 189 9 before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Adams, in the said County, setting forth that ~~they labor under inconvenience for want of a~~ road or highway, to lead from a public road was laid out by order of this court and duly confirmed, see Road Docket Vol. page - beginning at a point on Bedford road in Adams township and ending in Drains at Baskers Hotel in Adams township that a part of said road has become inconvenient and burdensome in its present location by reason of a swamp and of the marshy condition of the ground, and said road would be much improved by a change of its route and would better accommodate the travelling public by being changed so as to begin and end at the same points, but that a change of route be made commencing at a point in said road on or near the land of Samuel Criesey and on, over and near the lands of Adam Shiley and Leonard Shiley to a point in said road on or near the lands of Peter Souder, all within Adams Township, Cambria County Pa,

and therefore praying the Court to appoint proper persons to <sup>vacate and supply</sup> view and lay out the same according to law. The Court upon due consideration had of the premises, do order and appoint J. P. Statler SURVEYOR, and David

of Hubert and Letzer Hutzel

VIEWERS, to — view the ground proposed for said road, and if they <sup>vacate, supply and</sup> 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 desires 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:

S. 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 person or 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, Sept. Session, 1899.

ORDER TO VIEW, LOCATE AND

supply track of road from  
Bedford Road to Shunks

Viewers.

J. P. Statler  
David W. Statler  
Leigh Statler

CLERK DAVIS for atty—90 CTS.

Gastinger

## Notice of Meeting of Viewers

Notice is hereby given that the viewers appointed by the Court of Quarter Sessions to view the premises in Adams Township, to change the Route of a part of the public road, and vacate the part supplied, that leads from the Beech Ford Road to Baker's Hotel in Hamlin. The ground to be viewed to change part of the route of said public road, Beginning at a point in said road on or near the land of Samuel Crissey and on over and near the lands of Helen Sherley and Leonard Sherley to a point in said public road on or near the lands of Peter Sonders, will meet at the house of Leonard Sherley, in the said Township of Adams, on the twenty third day of November, A.D. 1889 at 8.30 A.M. for the purpose of viewing said ground, when and where all persons interested are invited to attend.

J. P. Statter  
D. G. Kunkert  
Justice of the Peace

Viewers

November 4<sup>th</sup>, 1889.

To Thomas Hoover, Abram Hostetter  
and Benjamin Jones County Commissioners  
of Cambria County.

Notice is hereby given that the  
viewers appointed by the Court of Quar-  
ter Sessions to view the premises in  
Adams Township, to change the  
route of a part of the public  
road, and vacate the part supplied  
that leads from the Bedford  
Road to Baker's Hotel in Adams.  
The ground to be viewed to  
change part of the route of said  
public road, Beginning at a point  
in said road on or near the  
land of Samuel Crissey and  
on, over and near the lands of  
Adam Sherley and Leonard Sherley  
to a point in said public road  
on or near the lands of Peter Son-  
der, will meet at the house of Leonard  
Sherley, in the said Township of  
Adams, on the twenty third day of  
November, A.D. 1899, at 8.30 A.M. for  
the purpose of viewing said ground  
when and where all persons inter-  
ested are invited to attend.

J. P. Statter  
D. G. Hubert  
Lester Hutzel

Viewers

The undersigned, Clerk of the Commissioners  
of the County of Cambria hereby accept service  
of the above notice, November 16 A.D. 1899

John C. Gately  
County Commissioners



To Samuel Shank, Lemuel Jones,  
and Wm E. Giffen, Supervisors of Adams Township, Pennsylvania  
Notice is hereby that the viewers  
appointed by the Court of  
Quarter Sessions to view the premises  
in Adams Township to change  
the route of a part of the public  
road, and vacate the part sup-  
plied, that leads from the Bed-  
ford Road to Baker's Hotel in  
Adams. The ground to be viewed  
to change part of the route of said  
public road, Beginning at a point  
in said road on or near the  
land of Samuel Crissey and  
on, over and near the lands of  
Adam Sherley and Leonard Sherley  
to a point in said public road  
on or near the lands of Peter Son-  
der, will meet at the house of Leonard  
Sherley, in the said Township  
of Adams, on the twenty third  
day of November, A. D. 1899 at 8.30  
A. M. for the purpose of viewing said  
ground when and where all per-  
sons interested are invited to attend.

J. P. Statler  
W. G. Hubert  
Lester Nuttall

Viewers

November 4<sup>th</sup> 1899

State of Pennsylvania } ss  
County of Cambria. }

Before me the subscriber an Alderman  
in and for said county personally

came D. G. Hubert who being duly  
official according to law says that  
the foregoing is a copy of the written  
notice that he served on Samuel Shand  
Lemuel Jones and Wm E. G. after the three  
Supervisors of Adams Township, Cambria  
County, and that Lemuel Jones one of  
the Supervisors was present at the  
time the view was held and further  
said not

- D. G. Hubert

affirmed and subscribed before me  
this 27<sup>th</sup> day of November A.D. 1899.

Edw. E. Ferguson  
Alderman

1897. Sept Session  
1899.

Report of J. O. S. Tetter,  
J. S. Hunter and Henry  
Hugel, vice Mayors,  
joined by the Board  
& view, base and  
supply, part of the  
public road leading  
from the Red Bank  
road to the main

in

Adams Township

Filed 4 Dec 1899

J. E. GASTEIGER,  
ATTORNEY AT LAW,  
JOHNSTOWN, PA.

W. V. DUBOIS & CO. PRINTERS, ENGRAVERS, STATIONERS, 407 GRANT ST., PITTSBURGH.

from 1875 to 1900 approved and ~~approved~~ to health  
of man and his loved or 30 years. —  
22 May 1900 confirmed A. W. Davis Cox  
By the Court

No. 7 September Sessions 1899. R.D.

Cost of view

J. P. Statter	2 days	\$ 8.00
Do	Mileage 16 mi	1.60
David Hubert	2 days	4.00
Do	Mileage 5 mi	.50
Lester Hutzel	2 days	4.00
Do	Mileage 5 mi	.50
		<u>\$ 18.60</u>

To the Hon. A. V. Barker  
Judge of the Court of Quarter  
Sessions of Cambria County

The petition of the under  
signed inhabitants of Adams  
township, in the county afore-  
said respectfully represent:

That a public road was  
laid out by order of this court  
and duly confirmed, See Road  
Docket Vol. page , beginning  
at a point on Bedford road in  
Adams township and ending  
in Dunk at Baker's Hotel in Adams  
township.

That a part of said road  
has become inconvenient and  
burdensome in its present loca-  
tion, by reason of a swamp and  
of the marshy condition of the  
ground, and said road would  
be much improved by a change  
of its route and would better  
accommodate the travelling  
public by being changed so  
as to begin and end at the same  
points, but that a change of  
route be made commencing at  
a point in said road on or  
near the land of Samuel Crissey  
and on, over, and near the lands  
of Adam Sherley and Leonard  
Sherley to a point in said road  
on or near the lands of Peter

Sonder. All within Adams Township, Cambria County Pa.  
 Your petitioners therefore pray the Court to appoint qualified persons to view the ground proposed for such road and if they see occasion to lay out the same, to inquire of and vacate that part of the public road now opened which will by reason of the laying out of the proposed road become useless; and make report of their proceedings to court.

1 Edward Sherey	20 Jacob Stoth
2 Adam <sup>and</sup> Sherey <sub>mark</sub>	21 B. W. Pugsley
3 William Robert	22 Isaac Horn
4 Russel M. Trout	23 E. R. Miller
5 Jacob Hefner	24 G. W. Orris
6 J. C. Elbert	25 P. J. Young
7 Jacob Kelley	26 Wm Orr
8 Joseph Hefner	27 H B Folmar
9 William Kelley	28 Charles Rose
10 Thomas Kelley	29 Samuel Rose
11 Alexander Murphy	30 Thomas Rose
12 Robert Hilbig	31 Edward Flegle
13 W. B. Baumgardner	32 E. W. Baumgardner
14 Henry Gray	33 A. R. Houghton
15 J. H. Ecker	34 J. H. Probert
16 G. E. Liffin	35 J. F. Probert
17 Franklin Rose	36 Whirl Shurl
18 M. G. Grawling	37 John Sherey
19 Jeremiah Trust	38 Michael Sherey

39. Samuel <sup>his</sup> Crissey  
mark

State of Pennsylvania } ss  
Cambria County }

Before me the subscriber,  
in and for the said  
county, personally appeared Leonard  
Sherley, who having been duly  
affirmed according to law, doth  
sole and say that the facts set forth  
in the foregoing petition are true  
to the best of his knowledge and  
belief.

Seward Sherley

Affirmed and subscribed before me  
this 7th day of October A.D. 1899.

Will J. Lambert  
Alderman

Seward Sherley

489

107 Sept 25 1899

Petition of the  
habitants of  
Adams township  
to lay out a public  
road and vacate  
another.

Filed 25 Oct 1899

Oct. 25th 1899

J. P. Stallen

David G. Hubert  
and

Selzer Hutzel

appointed viewers

By the Court.

And order to view is  
binding. Per J. J. C.

J. E. GASTEIGER,  
ATTORNEY AT LAW,  
JOHNSTOWN, PA.