

To the Honorable Francis J. Connor President
Judge of the Courts of Quarter Sessions of
Cambria County:

We the undersigned viewers appointed by
the annexed order do report: That in
pursuance thereof we met ^{at the Point of Beginning} on the 25th
day of November 1907 and after having
Inquired into the Expediency of said road
as set forth in the order we do
agree that the same is unnecessary
and burdensome to the Township
to open. In our judgement only
a small portion of said road
should be vacated and supplied.

J J Kussinger

George W. Seed

J M Rhoads

To the Honorable F.J.O'Connor, President, Judge of the court of Quarter Sessions of Cambria County.

The petition of the undersigned citizens and taxpayers of Adams Township Cambria County, respectfully represents:

That the old road in Adams Township, starting at land of the Sidman Heirs at the intersection with new road from Lovett to Dunlo (about one mile South east of Lovett) and ending at cross-road leading from Salix to Lloydell, in Dunlo, Adams Township has become inconvenient and burdensome and the said road would be much improved by a change of its route between said points.

Your petitioners therefore pray the court to appoint qualified persons to view the premises and inquire into the expediency of making said change, and to make the same if deemed expedient, and to vacate the said old road, ^{or as much thereof as deemed expedient} and to do such other and further things as directed by the Act of Assembly in such case amended and provided.

W Jackson	John Mc
B B Kaufmann	J Powers
Edw. Holt	P W James
Francis Fox	James Collier
James Rhoads	E Evans
James Quinn	Jos Piatak
Reed Mendenhall	R P Mahi
Bernard Mahi	J Faulsberry
Gas J Shunk	W O Rowles

W. Livingston	Samuel Pebley
Ray Ritchey	J. H. Funch
John Stevenson	James Carr
William B. Fox	Wm. Swanborough
W. R. Eichense	Frank Riniger
Henry Suter	Thos. Royce
L. W. Shank	Harry J. Savel
J. M. Cook	Fred Fox
Jacob Miller	Max Miller
Mose. Miller	Chas. C. Brown
John Link	Chas. Douglas
J. B. Ritchey	John A. Barr

STATE OF PENNSYLVANIA?

SS:

COUNTY OF CAMBRIA,

Notary Public

Before me the subscriber a ~~justice of the peace~~ *Notary Public* in and for said county and state personally came the abovenamed ~~John Kildebrand~~ *John Kildebrand* who being duly sworn according to law deposes and says that the facts set forth in the foregoing petition are true and correct and that he was present at the signing of the same and that the signatures are in the proper handwriting of the persons named.

John Kildebrand

Sworn to and subscribed before me this first day of May, 1907.

Alex. N. Hart
Justice of the Peace.

My com. expires _____ 190__.

Com. expires Feb. 1, 1911.

NOTARY PUBLIC
Johnstown, Pa.

No 4. June Sessions 1907.

In the Court of Q.S.
Petition of citizens of
Adams Township for
Public Road

Now June 3, 1907 the
prayer of petitioners is
granted and Paul Huesinger,
Jesse Rhodes and George
W. Seese are appointed viewers.

By the Court

Filed 3 June 1907.

Paul Huesinger

Jesse Rhodes

George W. Seese

JUN 3 1907

Service accepted,
for Co. Commrs.
J. R. Schumaker

Seese

NOTICE OF ROAD VIEW.

Pursuant to an order issuing out of the court of Quarter Sessions of Cambria County, June 3, 1907, and the continuances thereunder, to supply and vacate a certain road in Adams Township, Cambria County, starting at land of Sidman heirs at intersection with new road from Lovett to Dunlo (about one mile S.E. of Lovett) and ending at cross-road leading from Salix to Kloydell, in Dunlo, Adams Township, the undersigned viewers appointed by the court, give notice that they will meet at Starting point abovementioned on the 25 day of November, 1907, for the purposes of their appointment, when and where all persons interested may attend if they see proper.

Service of Above notice
Accepted by the Supervisors

Isiah Mrazger

John M. Throat

Geo. W. Leese

Viewers.

To the court of Quarter Sessions of Cambria County:

The undersigned, road viewers named in the within order, respectfully report: That we met at the time and place specified in the notices ~~taxi~~ to-wit: November 25, 1907, at starting point named in within order; the notices required by law were duly given, that is to say, 10 days notice in writing was given to the county commissioners of the time and place of meeting and also notice to the landowners and the public by three advertisements put up in the most public places in the vicinity of the ground to be viewed 5 days before the time fixed for holding the road view.

We were severally sworn or affirmed according to law before proceeding to discharge our duties.

We viewed the site and locality of the road proposed to be supplied and vacated, making a personal inspection of the ground designated in the petition and order on the 25 day of November, 1907.

We are of the opinion that a change in said road between the points mentioned is necessary and we authorize the vacation and supplying of said road according to the accompanying draft. We therefore lay out and return for public use a road along said route as follows, vacating the old road as shown on said draft: Beginning

Corner of ...

We further report that we endeavored to obtain releases of damages from all the owners of land upon which said road is located and procured releases from

We failed to procure releases from

Of those who did not release _____ none of whom are petitioners for said road and therefore not entitled to damages.

We estimate and assess the damages of _____ at _____; of _____ at _____ all of whom refused to release the damages so assessed. We allow no damages to them because we consider the advantages that will accrue to their properties by reason of the changes in the road are equivalent to all damages sustained by them.

In our opinion the road as laid out is of such public necessity and utility as that damages we have assessed ought to be paid by the County. We annex hereto all releases of damages obtained by us and also a plot or draft showing the location of said road as vacated and supplied, stating the courses and distances and noting briefly the improvements. The damages have been assessed on the basis of a road _____ feet wide. Witness our hands this _____ day of November, 1907.

Viewers

I. J. WISSINGER,

DEALER IN

GENERAL HARDWARE

Flour, Feed and Fertilizers.

Shipping Point:
LOVETT, PA.

Sidman, Pa., 190

we were obliged to postpone
our view.

Further more I wish to say
that in our opinion the road
as desired by the petitioners
will be burdensome to the
township to open, and part
of it unnecessary, as there
is an other road running parallel
and only a short distance away that
could not conveniently be vacated
and as the public sentiment seems
to be strong against it we think it
best not to proceed any farther so
as to save expenses to the petitioners
will you kindly advise as to what kind
of report to make under these conditions and
obliee Yours Truly I J Wissinger.

I. J. WISSINGER,

DEALER IN

GENERAL HARDWARE

Flour, Feed and Fertilizers.

Shipping Point:
LOVETT, PA.

Sidman, Pa., Nov 26 1907.

Harry Doerr Attorney at Law
Johnstown Pa

Dear sir:

In regards to this road
view I wish to say that in the
first place the supervisors refused
to accept service of notice to view,
and in the second place, only
one of the viewers appeared at the
place of meeting and he was not
in a capable condition, ^{mentally} to perform
his duty. The other viewer we
found later in the day at the
terminus of the road.

and as we were unable to secure
the service of a squire to be sworn

WHEREAS, by an order of the court of Quarter Sessions of Cambria County, dated the third day of June, 1907, directed to Isaih Wissinger, Jno. M. Rhoads and Geo. W. Seese, a certain public road running from a point on the old road in Adams Township, starting at land of Sidman heirs at the interesection with new road from Lovett to Dunlo (about one mile S.E. of Lovett) and ending at cross-road leading from Salix to ~~Doydell~~ in Dunlo, Adams Township has become inconvenient and burdensome and the said road would be much improved by a change of its route between said points; said road was vacated and supplied and as so laid out and vacated and supplied runs through and over lands of _____

_____ in the twonship of Adams in said county;

Therefore Know all men by these presents that we the undersigned through whose land said road is located in consideration of the advantages we expect to derive from the same if confirmed as well as for the further consideration of the following sums to us in hand paid by the commissioners of said county on the opening of the road, to-wit:

To _____	\$ <i>none</i>
To _____	\$ _____
To _____	\$ _____
To _____	

We do hereby release Cambrie County from all damages that have or may accrue to us, or either of us, for or on account or by reason of the locating, supplying and vacating of said road, or that might accrue to us from said road for any reason whatsoever.

Witness our hands and seals this _____ day of November, 1907.

(seal)

(seal)

(seal)

(seal)

(seal)

Commonwealth of Pennsylvania, }
County of Cambria: }

At a Court of Quarter Sessions of the Peace of the County of Cambria held at Ebensburg, in the said County, on the third day of June A. D. 1907, 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 incon-

~~venience for want of a~~ road or highway, to lead from The old road in Adams Township, starting at land of the Sidman heirs at the intersection with new road from Lovett to Dunlo (about one mile Southeast of Lovett) and ending at cross road leading from Salix to Lloydell, in Dunlo, Adams Township has become inconvenient and burdensome and the said road would be much improved by a change of its route between said points. Your petitioners therefore pray the court to appoint qualified persons to view the premises and inquire into the expediency of making said change and to make the same if deemed expedient, and to vacate the said old road, or so much thereof as deemed expedient, and to do such other and further things as directed by the Act of Assembly in such case named and provided

and therefore praying the Court to appoint proper persons to ^{vacate} view and lay out the same according to law. The Court, upon due consideration had of the premises, do order and appoint Isaac Kissinger surveyor, and Jno. M. Rhoads and Geo. W. Seese

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, ^{and vacate old road} 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:

Le. C. Tompkins, Clerk.

NO. 4, JAMES SESSION, 1907

Order to view ... road ...
supply road in Adams
Township

Report of Viewers

Viewers.
J. S. ...
Geo. M. Rhoads
Geo. W. ...

Clerk ... 90 cts.
D. ...

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."