

TO THE HONORABLE MARLIN B. STEPHENS,

PRESIDENT JUDGE OF THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY:

The petition of the undersigned inhabitants of the Township of Adams, in the County aforesaid respectfully represents:

That by proceedings in the said Court of Quarter Sessions to No..... Term, 18 , a certain public road was retained and laid out, beginning at the intersection of a Public Road, known as the Elton Road leading to Mine No. 42, at the Keiper schoolhouse, and ending at the line dividing Somerset and Cambria County, a distance of six thousand two hundred sixty-five (6265) feet; and the same has become useless and the necessity for such highway no longer exists, owing to its no longer being used by the traveling public and for other reasons.

Your petitioners, therefore, pray the Court to appoint three persons, qualified according to law, to inquire of and vacate the aforesaid public road between the termini herein mentioned, and make report of their proceedings according to law.

Carl Kloss
John Baker
H. J. Smith
Harry Goldstein
W. J. Longman
Ernest Ellis

J. H. Livingston
W. M. Bowles
John Reese
A. E. Reynolds
W. H. Hunter
Leah M. Hunter
Barney Hunter

Cambria County, ss:

Personally appeared before me, the undersigned authority, Barney Hunter, one of the petitioners above named, who being duly affirmed according to law, deposes and says that the statements made in the foregoing petition are true and correct.

Barney Hunter

Affirmed and subscribed before me this seventeenth day of October, A. D. 1913.

J. H. Fouch, J.P.
Notary Public.

My commission expires
MY COMMISSION EXPIRES
FIRST MONDAY MAY 19

We, the undersigned Board of Supervisors of Adams Township,
hereby accept service of notice of intention to present a petition on
the Twenty-second day of October, 1912, for the vacation of the herein-
before mentioned road, to No....., December Sessions, 1912.

Barnes Hunt

E. W. Baumgardner

B. W. Shado

Board of Road Supervisors of
Adams Township.

The County Commissioners hereby accept service of
notice of presentation of the foregoing petition.

L. C. Brill
Clerk of County Commissioners

We, the undersigned Board of Supervisors of the Township of Adams, hereby accept service of notice of view to vacate the hereinbefore mention road, to No..... December Sessions, 1912.

Barnes Hunter

Quincy Gardner

D. H. Howard

Board of Road Supervisors of
Adams Township.

In the Court of Quarter Sessions
of Cambria County, Pa.
No. 5..... ^{Sept.} Dec. Term, 1912.

PETITION to Vacate Public
Road in Adams Township,
Cambria County, Pa.

Filed 25 October 1912

And now the 22nd day of
October, the within petition
read, and the Court appoint

A. M. Shorrock Esq.
John L. Swigg
P. H. Campbell
viewers, to view and make
report on the within petition
according to law.

By the Court

012104-191235

CHARLES C. GREER
LAWYER
JOHNSTOWN, PA.

R E P O R T O F V I E W E R S .

TO, THE HONORABLE M. B. STEPHENS, PRESIDENT JUDGE OF THE
COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PA. :-

We, the undersigned, Members of the Board of Viewers of Cambria County, appointed by your Honorable Court to view a certain piece of road in Adams Township, Cambria County, Pa. for the purpose of determining as to the propriety of vacating the same, which said piece of road is more fully described in the order of Court hereto attached, respectfully report:-

That in pursuance of said order, after having given due public notice of the view and of the time and place of meeting of the Viewers, to the County Commissioners of Cambria County and the Supervisors of Adams Township by having them accept service of notices and to the traveling public by printed handbills posted in public and conspicuous places at and near the termini of the said road; All of us met in accordance therewith and having been first duly qualified according to law to faithfully, impartially and to the best of our ability perform the duties of our appointment we viewed the premises and are of opinion that the said road; a draft or plot of which is hereto attached and made a part of this report; is no longer necessary for a public road.

The said road begins at a point on the public road leading from Elkton to Mine No. 42, opposite where the old Keiper School house formerly stood and takes the following courses and distances, viz:- S. 30 degrees E. 350 feet, thence S. 19 degrees 30 minutes E. 250 feet, thence S. 24 degrees 45 minutes E. 300 feet, thence S. 41 degrees E. 1775 feet, thence S. 49 degrees E. 550 feet, thence S. 79 degrees 45 minutes E. 432 feet, thence N.

83 degrees 30 minutes E. 800 feet, thence East 124 feet, thence S. 49 degrees E. 362 feet, thence S. 48 degrees E. 755 feet, thence S. 58 degrees 30 minutes E. 208 feet, thence S. 22 degrees E. 45 feet to the Somerset County line on the road leading to Windber passing almost entirely through and over property of the Wilmore Coal Company to whom particularly the same is a benefit, but to our minds should not be continued as a public highway and maintained by the taxpayers of the Township as a much better route and much better grade is already laid out and in use by the traveling public.

Witness our hands this thirtieth day of November, A. D., 1912

Cost of View.

P. F. Campbell

2 Days 10.00

Expenses ~~2.20~~

A. M. Shoemaker

Lifting Order .90

2 1/2 Days 12.50

Transportation

& board ~~2.30~~

13.40

J. L. Singer

1 Day 5.00

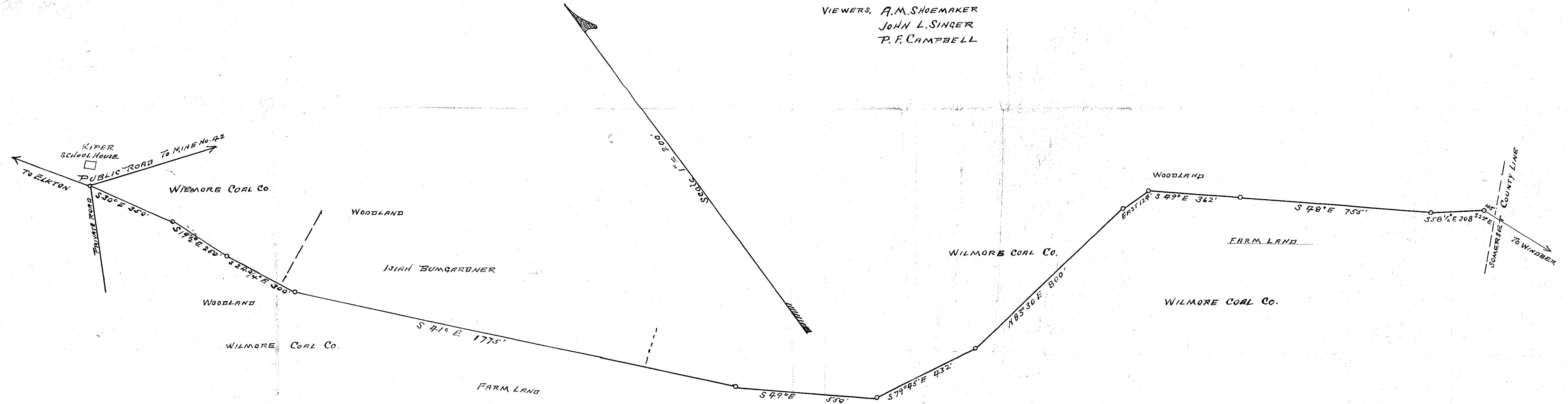
Expenses ~~2.90~~

P. F. Campbell

A. M. Shoemaker

J. L. Singer
Viewers.

MAP OF PUBLIC ROAD IN ADAMS TWP.
CAMBRIA CO., PA, PROPOSED TO BE VACATED
VIEWED BY ORDER OF COURT OF QUARTER SESSIONS
DATED THE 25TH OF OCTOBER 1912
VIEWERS, A.M. SHOEMAKER
JOHN L. SINGER
P. F. CAMPBELL



ROAD NOTICE

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions to view the ground & determine as to the propriety of vacating a public road in Adams Twp., Cambria Co. Pa. Which said road begins at the intersection of a public road known as the Elton Road, leading to Mine Tr. 42. at the Keiper School house and ending at the line dividing Somerset & Cambria County - which road is said to have become useless as a public highway -

will meet at the place of beginning above noted, in the Township of Adams aforesaid, on the 20th day of November 1912, at 2:00 o'clock P. M. for the purpose of viewing said ground.

A. M. Shoemaker
P. F. Campbell
John L. Singer
Viewers.

Nov. 8th 1912

Now Nov 8/1912, Service of the within
notice accepted for the Commissioner
of Cambria County

L. E. Howell
Clerk

ROAD NOTICE

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions to view the ground & determine as to the propriety of vacating a public road in Adams Twp, Cambria Co, Pa. which said road begins at the intersection of a public road known as the Elton Road leading to mine No. 42 at the Keiper School house and ending at the line dividing Somerset & Cambria County. which road is said to have become useless as a public highway —

will meet at the place of beginning above noted, in the Township of Adams aforesaid, on the 20th day of November 1912, at 2:00 o'clock P.M. for the purpose of viewing said ground.

Nov. 8th 1912.

C. M. Shoemaker
P. H. Campbell
John L. Singer
Viewers.

Now, Nov 1912, service of the within
notice accepted by the undersigned
Supervisors of Adams Twp, Cambria
Co., Pa. —

Barney Hunter

E. W. Baumgardner

J. M. Poole

Supervisors.

ROAD NOTICE

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions to view the ground & determine as to the propriety of vacating a public road in Adams Township, Cambria Co., Pa. - which said road begins at the intersection of a public road known as the Elton Road, leading to Mine No. 42, at the Keiser Schoolhouse and ending at the line dividing Lancaster & Cambria Co. - which road is said to have become useless as a public highway -

will meet at the place of beginning above noted in the Township of Adams aforesaid, on the 20th day of November 1912, at 2:00 o'clock P.M., for the purpose of viewing said ground.

A. M. Shoemaker
P. F. Campbell
John L. Linger
Viewers.

Nov. 8th 1912.

53003350
524343

2

Commonwealth of Pennsylvania, }
County of Cambria. } as

At a Court of Quarter Sessions of the Peace of the County of Cambria held at Ebensburg, in the said County, on the...25.....day of *October*.....A. D. 1902, 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...*public*.....road or highway, to lead from

the intersection of a Public road known as the Elton Road leading to Mine No. 42, at the Keiper schoolhouse, and ending at the line dividing Somerset and Cambria County, a distance of six thousand and two hundred sixty five feet; and the same has become useless and the necessity for such highway no longer exists, owing to its no longer being used by the traveling public for other reasons.

and therefore praying the Court to appoint proper persons to view and ^{*vacate*} ~~lay out~~ the same according to law. The Court, upon due consideration had of the premises, do order and appoint *A. M. Shoemaker, Esq.*.....surveyor, and *John L. Luiger* and *P. F. Campbell*.....

viewers, to view the ground proposed for said ^{*vacation*} ~~road~~, and if they view the same, and shall agree that there is ^{*no*} occasion for such road, they shall proceed to ^{*vacate*} ~~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:

A. D. Kirkhead, 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. 5, Sept. SESSION, 1912

Order to view to vacate road

in Adams Township

Filed for Decision 1912

in open court

Viewers.

A. M. Shaw, Assessor, Leg.
John L. Livingston
T. F. Campbell

Clerk 90 cts.

Charles C. Green

WHEATLAND MOUNTAIN-HERALD ELECTRIC

Certified MAY 19 1913 C.C.G.

4 Dec. 1912. Approved.
By the Court

No 5 Sept 7 / 1912.

P. F. Campbell

2 days

30 miles Portage & Dunks 1.50

Livery hire Dunks to place
of view ————— 1.00

2.50

A. M. Shoemaker

order
2 1/2 days

48 miles Eby & Dunks & return 2.40

Livery from Dunks to view 1.00

3.40

In the Court of Quarter Sessions of Cambria County.

In re Petition to vacate road } No. 2, Sept Sessions, 1902.
in

ROAD DOCKET.

Adams Township.

Costs of view.

P. H. Campbell 2 days and miles, \$ 12.20.

A. M. Shoemaker 2 1/2 days and miles, \$ 15.70.

J. L. Singer 1 days and miles, \$ 7.75.

days Chainman \$ 35.65

days and miles, \$

From the Record,

Certified 9 Dec., 1902

A. D. Kinkead

Clerk Q. S.