

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

To the Honorable M. R. Stephens, President Judge of the Court of Quarter Sessions of Cambria County:-

We, the undersigned, Members of the Board of Viewers, appointed by your Honorable Court to view a certain piece of road in Jackson Township, this County, as described in the Order of Court hereto attached for the purpose therein stated, respectfully report:

That having given due notice of the view and of the time and place of meeting of the Viewers, to the County Commissioners and to the Supervisors of Jackson Township by having them accept service of notices which are hereto attached and to the public by printed hand bills, posted in public and conspicuous places, at and near the termini of the road proposed to be vacated; all of us met in accordance with the notice so given and having been first duly qualified according to law to perform the duties of our appointment, faithfully, impartially and to the best of our judgment: We viewed the premises and are of opinion that the prayer of the petitioners should be granted and the piece of road as noted in the attached order should be vacated. The said road beginning at a point on the Pittsburg Pike leading from Ebensburg to Johnstown at a distance of about fifty feet from the watering-trough on the property of Edward Dillon; thence for the whole distance through uncleared land as follows: North 43 1/4 degrees W. 262 feet, N. 22 1/2 degrees W. 274 feet, N. 16 1/2 degrees W. 238 feet, N. 31 degrees W. 338 feet, N. 45 1/2 degrees W. 104 feet, N. 66 degrees W. 135 feet, N. 73 degrees W. 224 feet, N. 71 1/2 degrees W. 492 feet, N. 50 1/2 degrees W. 156 feet, N. 51 1/4 degrees W. 177 feet, N 60 degrees W 186 feet, N 38 1/2 degrees W. 141 feet, N. 24 degrees W. 242 feet, N. 31 degrees W. 174 feet, N. 20 degrees W. 117 feet, N. 13 degrees E. 236 feet, N. 37 degrees E. 238 feet, N. 12 degrees W. 210 feet, N. 18 degrees West 424 feet N. 9 1/2 degrees W. 222 feet, N. 12 degrees W. 165 feet, N. 5 1/2 degrees W. 195 feet, N. 7 1/2 degrees W. 163 feet, N. 23 1/2 degrees

E. 129 feet, N. 58 degrees E. 100 feet, N. 69 degrees E. 185 feet, N. 59 degrees E. 196 feet, N. 52 1/2 degrees E. 3250 feet, N. 83 degrees E. 116 feet, S. 69 1/2 degrees E. 108 feet, N. 81 degrees E. 160 feet, N. 66 degrees E. 148 feet, N. 50 degrees E. 210 feet, N. 31 degrees E. 324 feet, N. 54 1/2 degrees E. 109 feet; N. 31 1/2 degrees E. crossing the Ebensburg and Blacklick Branch of the P. R. R., 207 feet, thence N. 24 degrees West 108 feet to a point on a bridge crossing the Blacklick Creek which connects the said road leading from Jackson Township to Blacklick Township, said bridge being located on the property of Timothy Davis, heirs of Thomas Davis (Jackson) and others, at a point about 200 feet from the Chemical Works, which are located in Jackson Township, as noted in the said order.

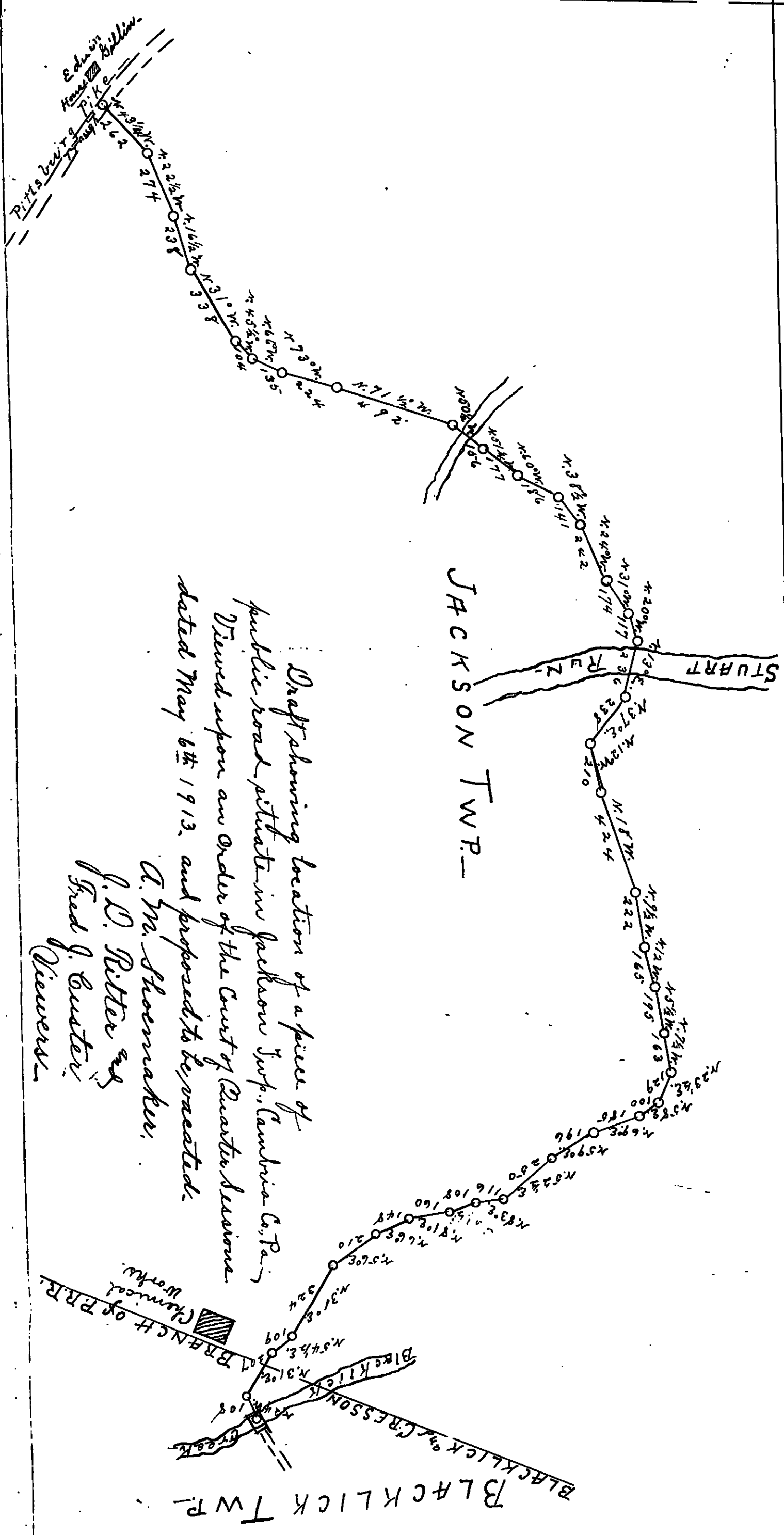
A plot or draft showing the location of the strip of road proposed to be vacated is hereto attached, made a part of this report and returned for public use.

The Viewers being of the opinion that the said piece of road has become useless and burdensome as a public highway and being in such a state of repair as would necessitate the expenditure of a considerable amount of money to make the said road safe and passable, and considering the very small amount of traffic or public use of the said piece of road; we are of opinion that the same should be vacated.

Witness our hands this thirty-first day of May, 1913.

Cost of View
A. M. Shoemaker
Lifting Order 90
3 1/2 days 17.50
18 miles 90
J. J. Luster 5.00
4 1/2 days 2.00
J. D. Ritter 5.00
1 day 3.30
66 miles

A. M. Shoemaker.
Wood J. Luster
J. D. Ritter



Draft showing location of a piece of
 public road, situate in Jackson Twp., Cambria Co., Pa.
 Viewed upon an Order of the Court of Quarter Sessions
 dated May 6th 1913, and proposed to be created.

A. M. Shoemaker,
 J. D. Ritter and
 Fred J. Euster,
 Viewers.

NOTICE OF VIEW

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions to view the site where a public road has been laid out in Jackson Twp., Cambria Co., Pa. - to determine as to the propriety of vacating said road - Beginning on the Pittsburg Pike between Chambersburg & Johnstown, at a point about 50 ft. from the watering trough on the Edwin Hillier property and ending at a point on a bridge over the Blacklick Creek; said bridge being located on the property Timothy Davis, heirs of Thomas Davis "Jackson" & others, at a point about 200 ft from the Chemical works, in Jackson Twp.

will meet at the place of beginning above noted in the township of Jackson aforesaid, on the 24th day of May 1913, at 9:15 o'clock a.m. for the purpose of performing the duties of this appointment.

A. W. Shoemaker
J. D. Ritter
Fred J. Enster

Viewers.

May 10th 1913

Now, Mar, 1913, Service of
within notice accepted by the
undersigned Supervisors of
Jackson Twp

Adam Shuman

David H Stevens

H A Rose

Supervisors

NOTICE OF VIEW

Notice is hereby given that the Viewers appointed by the Court of ^{Quarter} Sessions to view the ^{site where a public road has} been laid out in Jackson Twp., Cambria Co., Pa. to determine as to the propriety of vacating said road: Beginning on the Pittsburg Pike between Ebersburg & Shumston, at a point about 50 ft. from the watering-trough on the Edwin Hill property and ending at a point on a bridge over the Blacklick Creek, said bridge being located on property of Timothy Davis, heirs of Thos. Davis "Jackson" & others, about 200 ft. from the chemical works, in Jackson Twp.

will meet at the ^{place of beginning, above noted} in the township of Jackson Twp. aforesaid, on the 24th day of May 1913, at 9:15 o'clock a.m. for the purpose of performing the duties of this appointment.

A. W. Shoemaker
J. D. Ritter
Fred J. Custer
Viewers.

May 10th 1913

now near 1913 service of within
notice accepted for the Commissioners
of Cambria County

C. E. Howell
Comm. Clerk

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....6th.....day of....May.....A. D. 190 13, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of....Jackson....., in the said County, setting forth that they ~~labor under an enormous tax~~ are desirous of having a certain ~~road or highway~~ ⁵⁰ ~~road~~ lead from public road in Jackson Twp., vacated for the reasons that the same has become useless burdensome and expensive to maintain and keep in regular repair and by reason of the fact that the supervisors are required to keep said road in repair, the tax payers of the said twp., are unnecessarily burdened. That said road begins at a point on the Pittsburg Pike leading from Ebensburg to Johnstown, a distance of about ~~1000~~ ⁵⁰ feet from the watering trough on the property of Edward Gillen and extends to a point on a bridge crossing Blacklick Creek, which connects the said road leading from Jackson Township to Blacklick Township, said bridge being located in the property of Thomas Davis (Jackson) and Timothy Davis and others, said bridge being at a point about two hundred feet from the Chemical Works, which are located in Jackson Twp., The undersigned tax payers and electors of said Twp., of Jackson, therefore pray the Honorable ~~Court~~.....

and therefore praying the Court to appoint proper persons to view ~~and lay out the same~~ ^{and vacate said road} according to law. The Court, upon due consideration had of the premises, do order and appoint A. M. Shoemaker.....surveyor, and J. D. Ritter. Fred J. Custer.....

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 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. Kirkehead, 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. 9 March SESSION, 19013

Order to view and vacate road...
in Jackson Twp.

*Filed 4 June 1913
open Court*

Certified JUN 13 1913, 8:00

Viewers.
A. M. Shoemaker
J. D. Ritter
Fred J. Custer

Clerk 90 cts.

Wm. Davis

JAMES H. MOUNTAIN-REARER ELECTED PRINT.

*June 4, 1913, Approved
By the Canal*

son, therefore pray this Honorable Court to appoint persons properly qualified to view said road, that the same may be vacated and annulled, and for that purpose that said viewers shall report their proceeding to this Honorable Court at the next Term of Court.

And they will ever pray &c.

Elias Monday
Geo Rose
H. H. Griffith
C. C. Wood
James Winger
Lewis Gillon
John Allbaugh
Earl Riblett
B. L. McLean
Albert Shuman
E. A. Kottus
James Mackall
L. H. Singer
Frank Seth
Chas. Seth
D. F. Burkhardt
Solomon Stewart
Charley Stewart
Rosed Burkhardt
Mark Kerr
Milton H. Finkle
Leroy Rogers
Daniel L. Burkhardt

David H. Stevens Supervisor
H. H. Rose Supervisor
E. L. Singer
H. S. Rose
J. A. Rose
Sam. Davis
J. H. Bracken
Al. Carney
Roy & Long
B. J. Ford
John Kellner
Dan Deer
Geo Myers
Daniel Tetter
Isaac Miller
J. L. Russell
Joe Bowers
Chas. Welles
L. B. Miller
F. E. Alexander
Martin Rogers
L. F. Burkhardt
A. C. Gillen
G. W. Gillen

Albert Gillen
M W Devlin
Daniel Devlin
Anthony Mellor
Robert Leidy
Henry Leidy
Wm H. Rose
David Rose
Thomas T Davis
Isaac Paul
W H B. and
Jacob Simmons
Alexander Leavitt
John Simmons
Michael Rager
Alex Rager
Bm Daugherty
Blair Fieart
E D Kerr
R H Rager
John Shuman
Geo Shuman
Hugh Shuman

Wm J. Shuman
D. W. Brallier
Thos B. Evans
Al Coruey
Escar Lishong
James Wall
J P Burns
J O Kerr
A A Dietrich
L. W. Wagner
J. E. Johns
D. S. Davis
Thor Moody
S. M. Dick
P. E. Moore
James Shuman
Amos Lishong
Geo. Campfield

Cambria County, SS:

Before me, a Justice of the Peace in and for said County, personally came Adam Sherman, who being duly sworn according to law says that the facts set forth in the above petition are correct and true, and that he saw ^{nearly all of} them sign their names or attach their mark, as the case may be; all of which facts are true to the best of his knowledge and belief.

Sworn and subscribed before me (this 26th day of April, 1913.)

A. J. Waters

Adam Sherman

Justice of the Peace

Commission Expires Jan. 5th. 1914

March
NO. 9 JUNE TERM, 1913.

In Re-Road
In
Jackson Township,
Cambria County, Pa.

PETITION FOR VIEWERS
TO VACATE.

Filed May 6, 1913.

And now May 6, 1913, the written
Petition read and considered
G M Shoemaker Jr
J D Keltus
Fred J. Custer
of Cambria County
Specie Cause

WM. DAVIS
ATTORNEY AT LAW
EBENSBURG, PA.

HENRY HALL, PRINTER, INDIANA, PA.