

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

To the Honorable, the Judges of the Court of Quarter Sessions of
Cambria County, Pennsylvania.

We, the undersigned members of the Permanent Board of Viewers of Cambria County, appointed by your honorable Court upon the attached order and therein directed to view and determine as to the necessity for a new public road in Portage Township, Cambria County, Pennsylvania, beginning at a point on Hill Street, a distance of fifteen hundred and ten feet from the intersection of said Hill Street and Ridge Street, and extending thence in a Westerly direction to a point on the Johnstown - Portage road, located sixteen hundred twenty five feet from the intersection of Main Street or the Johnstown - Portage road with Wesley Avenue; respectfully report:-

That having given due notice of the view and of the time and place of meeting of the viewers to the Commissioners of Cambria County, and the Supervisors of the Township of Portage by serving notices of the view upon them, a copy of which is hereto attached, and to the traveling public by printed hand bills posted in public and conspicuous places at and handy the terminal points of the proposed new road; and having been ^{first} each/duly sworn according to law to perform the duties of our appointment faithfully, impartially and to the best of our knowledge and ability; all of us met in accord with the notices so served and posted, as aforesaid, and having carefully gone over and viewed the proposed new road and the properties adjacent thereto and the injury which would result to some of the owners thereof and noting that a considerable number of persons residing handy, but not just on the proposed new road, would not be benefited thereby and discovering further that through some misunderstanding the piece of road as petitioned for was not actually the piece of road nor were the terminal points of same as intended and desired by the petitioners; accordingly we are all of the opinion that the piece of road lying between the termini as set forth in the petition should not be granted.

A plot or draft showing the location of the road between the termini, as specified in the attached order, and the premises and improvements through and over which it would pass; is hereto attached

and made a part of this report.

The road as prayed for, if laid out and opened would accomodate scarcely one third of those desiring and expecting to be accomodated by the laying out of the new road actually desired.

The proposed new road, if laid out from the termini on the Main Street, or the Johnstown - Portage road, would extend North $80^{\circ} 10'$ East eight hundred sixty eight feet to the intersection on Hill Street, passing along and over a dedicated sixteen foot alley, and that same might be opened to a sufficient width for a street would necessitate encroaching on the properties on one side or the other of said alley or on both sides thereof; thereby causing damages to some or all the adjoiners along said alley as can be readily seen by reference to the attached draft.

Witness our hands this twenty first day of October, A. D., 1927.

Adam Shuman

J. D. Ritter

A. M. Shoemaker

Viewers.

Notice of View!

Notice is hereby given that the viewers appointed by the Court of Quarter Sessions of Cambria County, Pa., to view and determine as to the necessity for a public road in Portage Township, said county and state, Beginning on Hill Street, at a point 1510 feet from the intersection of said Hill Street with Ridge Street, and ending on the Johnstown - Portage road, at a point 1625 feet from the intersection of said Johnstown - Portage road with Wesley Avenue:

will meet at the place of beginning, above designated, in the Township of Portage aforesaid on the 18th. day October, 1927, at 10:00 o'clock A. M., for the purpose of performing the duties of their appointment.

A. M. Shoemaker,
J. D. Ritter and
Adam Shuman,
Viewers.

Now, October 7th., 1927, service of the within notice is hereby accepted for the Commissioners of Cambria County, Pa.

A. S. Kintner,

clerk,

Notice of View!

Notice is hereby given that the viewers appointed by the Court of Quarter Sessions of Cambria County, Pa., to view and determine as to the necessity for a public road in Portage Township, said county and state; Beginning on Hill Street, at a point 1510 feet from the intersection of said Hill Street with Ridge Street, and ending on the Portage - Johnstown road, at a point 1625 feet from the intersection of said Portage - Johnstown road with Wesley Avenue:

will meet at the place of beginning, above designated, in the Township of Portage aforesaid on the 18th day of October 19 27, at 10:00 o'clock A. M., for the purpose of performing the duties of their appointment.

A. M. Shoemaker,

J. D. Ritter and

Adam Shuman,

Viewers.

Now, October 1927, service of the within notice is hereby accepted by the undersigned Supervisors of the Township of Portage, Cambria County, Pennsylvania.

Geo. M. Diehl

John Timmerman

Supervisors.

Costs of view

A. M. Shoemaker
 Preparing, serving and
 posting notices of view 2 da. \$24.00
 Day on view 12.00
 88 mi (2 trips) @ 10 cts per mi. 8.80
 Survey, plotting, tracing, tracing
 cloth help & consultations with viewers 54.70
 + time acquiring information relative to view
 Auto hire (1 trip) 3.00
 Preparing report, having same
 signed, assumed & filing 24.00
 #127.50 ✓

CERTIFIED
 COUNTY CONTROLLER

CERTIFIED
 Joseph P. Cannon
 COUNTY CONTROLLER

J. D. Ritter
 2 Days 24.00
 176 miles (two trips) @ 10¢ per mi 17.60
 \$41.60 ✓

CERTIFIED
 Joseph P. Cannon
 COUNTY CONTROLLER

Adam Shuman
 2 Days 24.00
 128 mi (two trips) @ 10¢ per mile 12.80
 36.80 ✓

Joseph P. Cannon
 COUNTY CONTROLLER

← 40' →

Dedicated

Point of beginning Street
of proposed new road.

← 40' →

Fred Pauli.
House.

Wm. Calahan.
House.

House.

#67

Dennis Manion.
House.

Mike Gerliski.
House.

Took house.

House.
Elmer Osman.

Harry Honeycomb.
House.

Coal shed.

stable.

North 80° 10' East 868 feet

Location of proposed public road.

Marion Richardson.
House.

Plotter draft showing the proposed location for a new public road in Portage Township, Cambria County, Pennsylvania, together with the improvements adjacent thereto; Viewed upon an order of the Court of Quarter Sessions of said county and state dated 3rd October, 1917.
A. M. Shoemaker, J. D. Ritter & Adam Shuman, Viewers.

Garage.

stable.

Well.

House.
James Richardson.

House.
Mike Fishner.

#67

Point of ending of
proposed new road.

Public Highway - Portage to Johnstown.

Order to view and lay out

Public Road in Portage

Township .

and

Report of Viewers.

CERTIFIED

Shuryt Cannon
COUNTY CONTROLLER

Filed 21 October 1927

A. M. Shoemaker

J. D. Ritter

Adam Shuman

Viewers

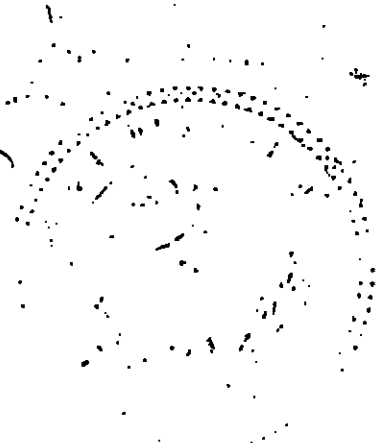
Clerk

XXXXXX

19 Dec. 1927 Approved

By the Court
Crawford

12 March 1928 confirmed absolutely
Frank L. Rott
to be



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."

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 3rd day of October A. D. 1927, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Portage, in the said County, setting forth that they labor under inconvenience for want of a public road or highway, to lead from a point on Hill Street, a distance of fifteen hundred and ten (1510) feet from the intersection of said Hill Street and Ridge Street, and extending South 78 degrees 40 minutes West a distance of eight hundred and seventy-two (872) feet to a point in Main Street or the township road leading from Johnstown to Portage, which said point is sixteen hundred and twenty-five (1625) feet from the intersection of Main Street or township road leading from Johnstown to Portage, and Wesley Avenue.

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

A. M. Shoemaker surveyor, and

Adam Shuman and J. D. Ritter

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:

Frank B. Roll, Clerk.

In the Court of Quarter Sessions of Cambria County, Pennsylvania.

Petition of Inhabitants of the Township of Portage for the appointment of viewers to lay out road.

Filed 3 ~~October~~ 1927

Oct. 3rd

And now, ~~September~~ October, 1927, the within petition read and considered, and

Adam Shuman

J. D. Ritter

and *Al Shremmer Eng*

are appointed viewers as within prayed for.

By the Court
Evans

LEECH AND LEECH
ATTORNEYS AT LAW

EBENSBURG, PENNSYLVANIA

Filed 3 Oct. 1927 at 10.40 a.m.

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNA.

In re Road in Portage Township.

TO THE HONORABLE THE JUDGES OF THE ABOVE NAMED COURT:

The petition of the undersigned inhabitants of the Township of Portage, in the County of Cambria and State of Pennsylvania, respectfully represents:

That your petitioners labor under great inconvenience for want of a public road in said Township to begin at a point on Hill Street, a distance of fifteen hundred and ten (1510) feet from the intersection of said Hill Street and Ridge Street, and extending South 78 degrees 40 minutes West a distance of eight hundred and seventy-two (872) feet to a point in Main Street or the township road leading from Johnstown to Portage, which said point is sixteen hundred and twenty-five (1625) feet from the intersection of said Main Street or township road leading from Johnstown to Portage, and Wesley Avenue.

Your petitioners therefore pray the Court to appoint viewers to view and lay out for public use a road between the points above mentioned.

Fred Pauli

Dennis Mangan

C. J. Robbins

Mike Gerlisky

Wm Callaghan

Jacob Klemm

Jay Sharp

James Wardrop

William Klemm

Joseph Burns

Henry Brunette

Thomas Forsyth

6 Geo Cowan

John Pauli

Andrew Davis

Lindsay Davis

G. O. Boatman

Josef Dinos

Gilbert Sattgen

Andrew Timura

Steve Patche

Charley Ruznak

Edward Chernick

James Sattgen

John Tomazko

Frank Popish

Chas Enderlein

John Kmiesik

John Frodor

John Timura

John Hanzel

John Petry

George E Jones

Michael Sessing

M A Sanders

Geo M Diehl

James L George

Philip Clark

STATE OF PENNSYLVANIA

SS:

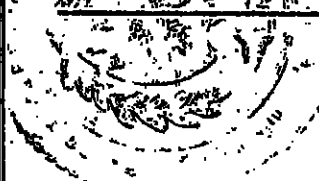
COUNTY OF CAMBRIA

Fred Pauli, being duly sworn according to law deposes and says that the matters set forth in the foregoing petition are true and correct to the best of his knowledge, information and belief.

Sworn and subscribed before me, this 14 day of September, 1927.

John J. Green
Justice of the Peace

Fred Pauli



NOTICE.

To the Commissioners of Cambria County:

You are hereby notified that a petition, a copy of which is hereto attached, will be presented to the Court of Quarter Sessions of Cambria County, Pennsylvania, on Monday, the 3rd day of ~~September~~ ^{October}, 1927, asking for the appointment of viewers to view and lay out for public use the road in said petition described.

Reed + Reed

Attorneys for Petitioners.

And now, September 19th, 1927, service of the above notice, together with a copy of the petition, accepted.

D. S. Kintner

Chief Clerk.

NOTICE.

To the Supervisors of Portage Township:

You are hereby notified that a petition, a copy of which is hereto attached, will be presented to the Court of Quarter Sessions of Cambria County, Pennsylvania, on Monday, the 3rd day of ~~September~~ ^{October}, 1927, asking for the appointment of viewers to view and lay out for public use the road in said petition described.

Reech + Reech
Attorneys for Petitioners.

And now, September _____, 1927, service of the above notice, together with a copy of the petition, accepted.

W. A. Sanders
Geo M. Duhl
John Timmerman
Supervisors of Portage
Township.