

Cambria County Pa.

At a Court of General Quarter Sessions of the Peace held at Ebensburg in and for said County on the fifth day of January A.D. 1887 before the Honorable Judges of said Court

The petition of inhabitants of the Township of Reade in said County was presented representing that a road has been laid out from the mouth of George S. Miller Lane to the Log House at the Hopkins farm being through a swampy piece of ground which road is injurious to the citizens of said township on account that it is inconvenient for travel. and praying the Court to appoint proper persons to view and vacate and supply said road according to law.

The Court upon due consideration had of the premises do order and appoint A. W. Fiske, John Gwin and B. F. Bays to view the ground proposed to be vacated and supplied who after first having given due and legal notice of the time and place of meeting by printed or written advertisements and having been duly qualified according to law to discharge the duties of their appointment with fidelity shall proceed to view the same and if a majority of them agree that there is occasion for said road to be vacated and supplied, they shall proceed to vacate and supply the same as agreeably to the wishes of the petitioner as may be having respect to the best ground for a road, and the shortest distance and in such manner as shall do the least injury to private

property.

If the viewers aforesaid, shall decide in favor of vacating and supplying said road it is hereby made their duty to obtain from the persons through whose land the road may pass, releases from any damages that may accrue to them from opening the same, and in every case where the owners of such land refuse releasing their claims for damages, the said viewers shall assess the damages, if any, and make report thereof, signed by a majority of the viewers present, and transmit the same together with all releases, to the next Court of Quarter Sessions, to be filed with the papers relating to said road.

And the said viewers shall make report of their proceedings herein to the next Court of Quarter Sessions of the Peace to be held for said County, accompanying the same with a plot or draft of said road, and the courses and distances, and reference to the improvements through which the same passes. In which report they shall state that they have been sworn or affirmed, and also whether they judge said road necessary for a public or private road.

By the Court.  
John C. Gates  
Clk. of Q. S.

1887.

Order to Brown and Beate  
and supply a road from  
the end of Miller's farm to  
the dog house at the  
Hopkins farm in  
Hedge Township.

Witness

A. W. Stube

John's Green &

R. G. Bigham

20<sup>th</sup> July 1881, read  
& confirmed with  
orders to lay out  
30 feet wide 10.

W. H. H. H.

Clerk, W. H. H. H. 1881

and by G. H. H. H.

Filed March 7, 1887.

March 25, 1881 Town of Cal. & Co.

Stent

To the Hon. the Judges of the Court of Quarter  
Sessions of the Peace within and for the County of  
Cambria.

We, the undersigned, persons appointed by the Hon. Court as set forth in the preceding Order, to view the road therein mentioned, respectfully

### Report.

That having been present at the view of said road, all were first severally sworn in pursuance of said order and all viewed said road.

The road has been recently laid out, partly made, but not completed. Where still unworked several Springs cross making it wet and muddy but we do not regard it as very swampy. With suitable labor and material close at hand we see no good reason why it may not be made into a good solid hard and durable road.

There are fifteen occupied dwelling houses, and one school-house located along this road, and seven houses, one store, one saw-mill and one opened coal bank some twenty rods away, all depending upon this road for an outlet. Twenty-four families it is said reside along and near the road having no other way to get out. It would seem unwise, perhaps inhuman, to deprive this people of a public way out as would be done if this <sup>road</sup> is vacated.

The route shown us as a substitute for this road is 5.36 rods long - 74 rods less than the road asked to be vacated - and instead of going around passes over the mountains at a rise varying from  $1^{\circ}$  to  $11^{\circ}$  - much of it rising from  $3^{\circ}$  to  $7^{\circ}$ , and one place for twenty-four rods from  $10^{\circ}$  to  $11^{\circ}$ . It passes through improved fields, cutting them into bad shape with only one small antiquated building in sight some distance away, and though some unimproved land covered with wood. As a public highway it could be of little use if any to the building in question and could form no outlet for the people along the road asked to be vacated. Otherwise than in elevation this route could be made into a good, solid road, bleak and cold in winter, and quite liable to be blocked with snow. By cutting valuable fields into bad shape, and throwing fragments scarcely worth fencing to waste, the damages to land-owners, scarcely if not all much opposed to the road - might be heavy.

There is also another public road mostly traveled connecting with the terminus of this route and road to be vacated at one end and leading to the other end separated only by 65 rods of public road and diverging from the road to be vacated in the middle perhaps one mile - the two roads passing on either side at the foot of the mountain while the proposed route passes between over it.



We are therefore unanimously of the  
opinion that the road from the mouth of  
George F. Miller's lane to the log house on the  
Hopkins' farm should not be vacated and  
that no supply is required.

All of which is respectfully submitted  
Fiske, Pa. March 5, 1881.

A. C. Fiske  
John Gwin  
B. F. Byer

Viewers



Services of Brewers  
A. C. Foster \$14.00  
John Gwin 6.00  
B. F. Byers 6.80  
\$26.80