

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA CO.

PENNSYLVANIA

TO THE HONORABLE THE JUDGES OF SAID COURT:

The petition of the undersigned, residents and citizens of the Township of Reade, said County, and vicinity, respectively represents:

That they labor under great inconvenience for want of a public road leading from Daugherty's Mine to Fallen Timber from a point where the same intersects with the division line of Reade and Dean Townships, a distance of about nine thousand six hundred (9,600) feet to a point where the same intersects the State Road between Dean Station and Fallen Timber, the said proposed road being the same road which was vacated by order of your Honorable Court dated the 6th day of September A. D. 1916, on petition presented to your Honorable Court the 5th day of June, 1916.

Your petitioners, therefor, pray the Court to appoint three persons qualified according to law to view the ground proposed for said road, and if they see fit to lay out the same and make report of their proceedings to the next term of this court.

And they will ever pray, etc.

Grade Supr.
Supervisors

Geo. Hohn
Daniel Miner

REORGANIZATION COMMITTEE
EASTERN BITUMINOUS COAL MINING BOARD

per H.L. Quinn, Supr.

x Patt Mc Hugh

John Satcher

> P.A. Minton

> P. & Glass

Chas. J. ...

E.B. Mentzer

Mr. W. Cannon

G.J. Gray

B. L. ...

C. ...

John Lawson

Mr. ...

Earl Matherbaugh

Joshua ...

Blair ...

W. ...

J. B. McManamy

...

F. H. Stevens

John ...

Chas. F. Parrish

(Rev) R. W. Farran

W. C. Teller

William Lewis

A. L. ...

Lewis Taylor

James ...

E. F. ...

County of Cambria :
State of Pennsylvania : ss.

Before me, the subscriber, a Notary Public

H. S. Bunn in and for said County, personally came
H. S. Bunn, who being duly sworn according to law
doth depose and say that the facts and matters set forth in the fore-
going petition are true and correct.

Sworn and subscribed to :
before me this 18th day of :
March, A. D., 1919. :

W. L. Hoover :
Notary Public

W. L. Hoover

MY COMMISSION EXPIRES FEB. 26, 1921

TO THE TOWNSHIP SUPERVISORS OF READE TOWNSHIP AND THE COUNTY COMMISSIONERS OF CAMBRIA COUNTY, PENNSYLVANIA.

Gentlemen:

You are hereby notified that an application will be made to the Court of Wuarter Sessions of Said county of Cambria on the 19th day of March 1919 at ^{one thirty} ~~ten~~ o'clock P. M. for the appointment of viewers to view the permises and report to the Court the expediency of laying out a public road leading from Daughtery's Mine to Fallen Timber, from a point where the same intersects with the division line of Reade and Dean Townships, a distance of about nine thousand six hundred (9,600) feet to a point where the same intersects the State Road between Dean Station and Fallen Timber, the said proposed road being the same road which was vacated by order of the Court of Quarter Sessions dated the 6th day of Spetember, 1916

Wm. H. ...
Attorneys for Petitioner.

State of Pennsylvania |
County of Cambria | SS.

A. L. Binnix being duly sworn according to law deposes and says that a copy of the above and foregoing notice was served on, personally, George Hohn, Daniel Mines, and Lewis Troxell, supervisors of Reade Township by handing to them personally a true and correct copy and making known to them the contents thereof.

Sworn and subscribed to before me this 18th day of March, 1919.

W. L. ...
Notary Public

A. L. Binnix
Mines

MY COMMISSION EXPIRES FEB. 26, 1921

Now, March 19, 1919, I hereby accepted service of the above notice for the Commissioners of Cambria County.

James ...
Chief Clerk

No. 5 March Term 1919

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

In re: Petition of
citizens of Reade Township
for the appointment of
viewers to lay out public
road leading from Daugherty's
Mines to Fallen Timber.

P E T I T I O N

Filed 19 March 1919.

Now, 19 March, 1919,
on motion of Davis & Burd,
Attys. for Petitioners,

A. M. Shoenberger
J. D. Ketter and
Adam Shuman

appointed viewers as within
prayed for.

By the Court

CLARENCE E. DAVIS WILLIAM H. BURD

LAW OFFICES OF
DAVIS & BURD
EBENSBURG, PENNSYLVANIA
OPERA HOUSE BLDG.

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 piece of public road in Reade Township, between the points of beginning and ending specified in said order, 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 to the Supervisors of Reade by having them accept service of notices hereto attached, and to the traveling public by printed hand bills posted in public and conspicuous places at and near the terminal points/and in the vicinity of the piece of road to be viewed, 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 and ability: All of us met in accord with the notices so given and having made a careful and thorough investigation of the whole situation we are of the opinion that the piece of road in question is necessary for the convenience of the public.

The piece of road as viewed and laid out is over the route of an old road which was vacated some three years ago and takes the following courses and distances, viz:- Beginning at the termini noted on the attached order, on the line dividing the townships of Reade and Dean, and extending thence N. 77° E. 46 ft., S. 65° E. 134 ft., S. 60° E. 206 ft., S. 75½° E. 256 ft., S. 62° E. 168 ft., S. 55° E. 340 ft., S. 55° E. 137 ft., S. 88° E. 165 ft., N. 86° E. 59 ft., S. 77° E. 74 ft., N. 81° E. 302 ft., N. 87° E. 158 ft., N. 42½° E. 127 ft., N. 45½° E. 202 ft., N. 9½° E. 138 ft., N. 42° W. 170 ft., N. 52½° E. W. 132 ft., N. 9½° W. 366 ft., N. 67½° W. 279 ft., N. ~~84°~~^{74½°} W. 168 ft., N. 53° 30' W. 149 ft., N. 29° W. 248 ft., N. 50° 45' W. 332 ft., N.

48° W. 285 ft., N. 39° 45' W. 352 ft., N. 26° W. 432 ft., N. 25°
45' W. 312 ft., N. 19° 30' W. 222 ft., N. 23° 30' W. 674 ft., N.
18° W. 267 ft., N. 22° W. 506 ft., N. 11° W. 472 ft., N. 38° 45'
W. 296 ft., N. 37° W. 118 ft., N. 61° W. 246 ft., N. 57° W. 337 ft.,
N. 54° 30' W. 240 ft., N. 70° 30' W. 336 ft., N. 73° 30' W. 266 ft.,
to the point of ending, more definitely described on the attached
order of Court and petition, on the public road, now a state road,
leading from Frugality to Dean.

As a matter of information the viewers beg leave to submit the fol-
lowing: Upon a thorough investigation the viewers find that the road
petitioned for; which was previously vacated upon a report of the same
viewers; is the most direct route, the shortest distance and the best
grade from the vicinity of Frugality to the top of the mountain.

That if opened for public use this road would be a great conveni-
ence and accomodation to the traveling public and especially to the
those residing at and near Frugality and the adjoining townships.

At the time of holding the former view in 1916 but a single person
from Reade twp. appeared
/and protested against the vacating of the road while on the occasion
of the present view but a single individual protested against the
laying out and opening of the same.

While many signed the petition to vacate the road in 1916, a large
number of whom resided a considerable distance from the road and to
whom it could make little difference if the road were vacated or not
while the present petition is signed by some thirty two persons, most
of whom reside near Frugality, and some eight have signed both petitions
and one or more who signed the first but not the second appeared in
person and requested that the report of viewers should be in favor of
the road being opened.

Witness our hands this 31st. day of May, A.D. 1919.

J. P. Roemaker
Adam Shuman
J. D. Ritter

ROAD NOTICE

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions of Cambria County, Pa., to view a certain piece of public road in Reade Twp., said county and state: Beginning at a point where said proposed road intersects the dividing line between Dean and Reade Townships, and ending at a point where the said road intersects the state road leading between Dean and Fallen Timber: Said proposed piece of road being the same which was vacated upon an order of Court dated the 6th. day of September, 1916.

will meet at the place of beginning, above noted, in the township of Reade aforesaid, on the 27th. day of May 1919., at 9:30 o'clock a.m. for the purpose of performing the duties of their appointment.

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

Ebensburg, Pa. May 9th 1919.

now, May 17th 1919, service of the within notice is hereby accepted by the undersigned Supervisors of the township of Reade, Cambria county, Pennsylvania.

Samuel M. M.
Geo. A. M.
James M. M.
Supervisors.

ROAD NOTICE

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions of Cambria County, Pa., to view a certain piece of public road in Reade Twp., said county and state: Beginning at a point where said proposed road intersects the dividing line between Dean and Reade Townships, and ending at a point where the said road intersects the state road leading between Dean and Fallen Timber:

Said proposed piece of road being the same which was vacated upon an order of Court dated the 6th. day of September, 1916.

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

Ebensburg, Pa. May 9th 1919.

Now, May 17 1919, service of the within notice is hereby accepted for the Commissioners of Cambria County, Penn'a.

James B. Glavin, Clerk

25 Mar 1918

Costs of View
J. D. Ritter
2 Days
130 Miles @ 5¢

\$10.00
6.50

16.50

Adam Shuman
2 Days
108 Miles

\$10.00
5.40

15.40

A. M. Shoemaker
Lifting Order
5 Days
Engineering drafting
60 Miles

.90
25.00
15.00
3.00

43.90

Wm. B. ...
E. ...
Baumgardner
C. ...

1918 CERTIFIED

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 19th day of March A. D. 1919, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Reade, in the said County, setting forth that they labor under inconvenience for want of a Public road or highway, to lead from Daugherty's Mines to Fallen Timber from a point where the same intersects with the division line of Reade and Dean Townships, a distance of about nine thousand six hundred (9,600) feet to a point where the same intersects the State Road between Dean Station and Fallen Timber, the said proposed road being the same road which was vacated by order of your Honorable Court dated the 6th day of September A.D. 1916, on petition presented to your Honorable Court the 5th day of June, 1916.

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, C.E. 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 C. Robb, 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."

CLERK'S OFFICE

NO. 5 March SESSION, 1919

Road District No. 6 to be laid out

Order to view

Petition of Citizens of Reade

Township for the appointment

of viewers to lay out public

road leading from Daugherty's

Mines to Fallen Timber

Filed 4 June 1919

A. M. Shoemaker, C.E.

Viewers.

J. D. Ritter

Adam Shuman

Clerk Robb.

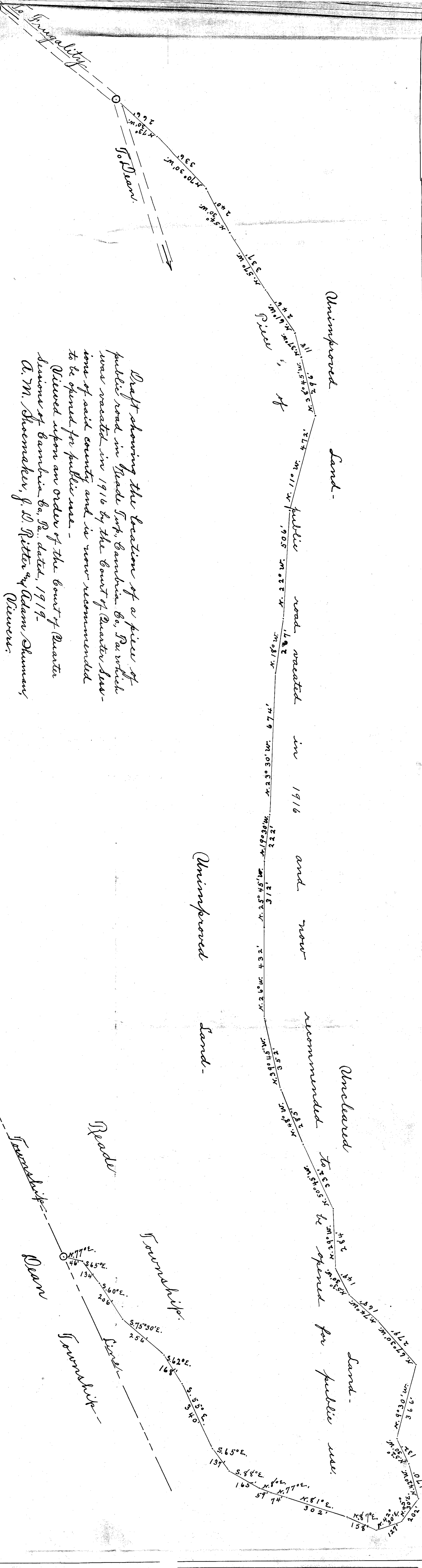
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NOT CERTIFIED

J. D. Ritter, Adam Shuman, Frank B. Robb, Clerk

*5 June 1919. Approved and breadth fixed at forty feet.
8 Sept 1919. Confirmed
Frank B. Robb, Clerk*

By the Court



Draft showing the location of a piece of public road in Grade Twp, Cambria Co, Pa which was created in 1916 by the Court of Quarter Sessions of said county and is now recommended to be opened for public use -

Viewed upon an order of the Court of Quarter Sessions of Cambria Co, Pa. dated, 1919.

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

Unimproved Land -

Grade of

Public road created in 1916 and now recommended to be opened for public use.

Uncleared Land -

Township

Township

Township

Dam

Dam