

To The Honorable R. G. Johnson, President Judge
of the Court of Quarter Sessions of Cambria County.

The petition of the Hon. A. W. Story, Burgess of the
Borough of Johnstown, respectfully represents that the
Town Council of said Borough on the _____ day
of February A.D. 1886, passed the following Ordinance, viz.
Whereas, Jacob Horner, during his lifetime, and the
heirs of said Jacob Horner, since his decease, laid
out and opened to public use certain streets and
alleys in that portion of the Borough of Johnstown
commonly known as Hornerstown, and being in the
Seventh Ward of said Borough, and

Whereas, H. S. Peckor, Surveyor of the said Borough
of Johnstown, has made a draft or plan of said
streets and alleys, which is hereto annexed and
bears date January 30, 1886.

Be it Ordained and enacted by the Burgess and
Town Council of the Borough of Johnstown, and it
is hereby ordained and enacted by Authority of the Same
Sec. 1. That the Streets and Alleys laid out and
designated on the above-mentioned map or draft,
of the width therein designated, and by the several
Courses and distances thereof as therein set forth,
and by the several names in said Map specified,
be and the same are hereby declared, ordained, and
established as public Streets and Alleys of the Borough
of Johnstown, and that all laws and Ordinances
relating to Streets and Alleys be and are hereby
extended to and over the same, as fully as they extend
to and over the other public Streets and Alleys
of the Borough: Provided, that Spruce, Cherry,

1 Poplar, and Hickory Streets, as shown on said plan
2 be and the same are hereby extended to low-water
3 mark on the Stonycreek River.

4 Sec. 2. That the Burgess and Borough Clerk
5 shall endorse on the above-mentioned map or
6 draft a proper Certificate, and shall sign the
7 same and affix thereto the Borough seal, and
8 the same shall be placed in the official keeping
9 of the Borough Surveyor.

10 Passed in Council February 21, 1888.

11 John H. Fisher, Clerk. Alexander Kennedy
12 President.

13 Approved February 25, 1888.

14 H. W. Story
15 Burgess

16 Your petitioners therefore pray your Honorable Court
17 to appoint seven disinterested freeholders of said
18 Borough, who, after being duly sworn or affirmed
19 to perform their duties, under the Act of the General
20 Assembly in such case made and provided,
21 with impartiality and fidelity; shall proceed
22 to view the premises described in said ordinance
23 or petition having regard both to the advantages
24 and disadvantages caused to the several properties
25 along the line of and adjoining said Spruce, Cherry,
26 Poplar, and Hickory Streets, and shall assess and
27 allow to all persons injured thereby such damages
28 as they shall have sustained respectively over and
29 above all advantages; And who shall also
30 make assessment for contribution upon all
31 such properties as shall be benefited by extending

the said Streets to low-water mark on the
1 Slough creek River such sums respectively as
2 they may have been benefited over and above all
3 the advantages; and the said viewers shall
4 make a report in writing to the next session
5 of said Court describing the properties upon
6 which assessments have been made specifically
7 stating whether for contribution or for damages
8 with amounts respectively. And he will ever
9 pay.

10
11 Cambria County ss.

W. H. Storey

Magistrate of the Peace

12 Before me a Justice of Peace in and
13 for said County personally came W. H. Storey, the
14 petitioner above named who being duly sworn and
15 according to law said that the facts set forth
16 in the foregoing petition are correct and
17 true as therein stated.

18
19 Subscribed and sworn this 3^d day of March
20 A. D. 1888.

W. H. Storey
21
22 Joseph Fisher
Justice of the Peace

No 6 March Session 1888

Petition of H. W. Storey
Mayor of the Borough
of Johnston for appointment
of assessors to assess damages
and award contributions
for advantages caused by
closure of stepping street,
Lehigh, Piplein and Hickory
Streets in the Seventh Ward
of Johnston Borough to
low water mark in the
Storey Creek River

And now March 5, 1888, the
within petition read and
the following named persons
appointed assessors, viz:
Jacob Brown
Herman Bannister
Samuel Masters
Derrick Roberts
John Thomas
W. H. Thompson
H. B. Houtzel

By the Court

Filed Mar 5, 1888.

Kuhn

To the Honorable R. D. Johnson, President Judge of
the Court of Quarter Sessions of Cambria County.

The petition of C. D. Dick, Burgess of the Borough of
Johnstown, respectfully represents: That on the 5th day
of March, 1888, W. H. Stoy, then Burgess of said Borough
present his petition to this Court, praying for the appoint-
ment of seven disinterested freeholders of said Borough,
to view and assess damages and award com-
pensation for advantages and disadvantages caused
extending Spruce, Cherry, Poplar, and Hickory streets in
said Borough to low-water mark in the Stoycreek
River. That Jacob Swank, Herman Bummer, Samuel
Masters, David Albert, John Thomas, W. H. Thompson,
N. B. Hartzel were duly appointed by Your Honor as
such viewers; That said viewers have not yet met
or discharged their duties as viewers aforesaid; That
W. H. Thompson, one of the said viewers, has, or is about
to remove from the Borough aforesaid, and that by
reason of the said change of residence said W. H.
Thompson will be disqualified as a member of said
Board of viewers. Your petitioner therefore prays your
Honor to appoint some other disinterested freeholder ^{Borough} of
in lieu of W. H. Thompson, and he will very promptly

C. D. Dick

Cambria County ss.

Before me, a Justice of the Peace in and for
the said County of Cambria, personally came C. D.
Dick, petitioner above named, who being duly sworn ac-
cording to law, saith that the facts set forth in the
aforesaid petition are true and correct to the best
of his knowledge and belief.

John H. Fisher
Justice of the Peace

Sworn and subscribed before me this
day of One Thousand eight hundred and eighty eight

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No 6 March Session 1888

Petition of G. S. Dick, Bur
of Johnston Burrough for
of the town of Johnston, in
of W. H. Thompson, was examined
John Burrough, Esq. and was
decreed, and awarding writs
for each party and discharging
sworn by attending before
P. H. W. and John W. H.
to the water works in Stone Brook
River in Johnston Burrough.

and was April 2, 1888
Same Burrough
of the town of Johnston
written and
By the Court

Filed April 2, 1888.

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Return

To the Honorable R. L. Johnson, President Judge of
the Court of Quarter Sessions of Cambria County.

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We the Undersigned Viewers appointed by the
Court of Quarter Sessions of Cambria County do
assess damages and award contributions by reason
of extending Spruce, Cherry, Poplar, and Hickory
Streets, in the Seventh Ward of Johnstown Borough
to lower water mark in the Stonycreek River
in pursuance of the annexed order of said Court
do report that after having given all persons in-
terested therein notice of the time and place of our
meeting as Viewers, a copy of which notice is hereto
annexed and made part of this report, and after
having been duly sworn and affirmed according to law
to perform our duties under the Act of General Assembly
to incorporate Boroughs and its several supplements
with impartiality and fidelity did proceed to view
the premises described in said order of Court, and
found that the extending of said Spruce, Cherry,
Poplar, and Hickory Streets to low water mark in
the Stonycreek River, did not damage any of the properties
along and adjoining the lines of the said several streets
over and above the advantages caused by the
extension of said streets, and we therefore assess
no damages. And the said Viewers further report
that none of the properties along or adjoining the
lines of the said Spruce, Cherry, Poplar, and Hickory
Streets, extended to low water mark in the Stonycreek
River are benefited over and above all disadvantages
caused by reason of the extension of said streets, and
we therefore assess or award no contributions on

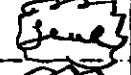
1 Any of the said properties along and adjoining the
lines of said streets.

2 And the said Viewers further report that the said
3 properties or lots along and adjoining the lines of
4 the said Spruce, Cherry, Poplar, and Hickory Streets
5 are more particularly designated and marked on a plat
6 of said streets which is herewith attached and made
7 part of this report.


8 Witness our hands and seals this second day of June
9 A. D. 1886.

10 Jacob Swank 

11 Norman Baumer 

12 David Dibert 

13 John Thomas 

14 W. B. Hartwell 

15 Samuel Masters 

16 George Lambart 

No. 6. March Term 1888 Road District

In the matter of the petition for appointment
of Viewers to assess damages and award con-
tributions for advantages and disadvantages
caused by extending, Spruce, Cherry
Poplar and Hickory streets in seventh
ward of Johnston Borough to the
low water mark in Stony Creek

2d April 1888 Petition to appoint a viewer
instead of W. H. Thompson filed

2d April 1888 Samuel Tenbark ap-
pointed a viewer as within number

By the Court

Clerk of Court

10 May 1888

N. A. Shoemaker
Clerk

Cambria County N.S.

At a Court of Quarter Sessions
of the Peace held at Cambridge
in and for the County of Cam-
bria on Monday the Fifth
day of March A.D. 1888, before
Hon. R. D. Johnston President Judge the petition of
H. H. Stoney, Burgess of the Borough of Johnstown was
presented setting forth "That the Town Council of
said Borough on the - day of February A.D. 1888 passed
the following ordinance viz: Whereas Jacob Horner
during his lifetime, and the heirs of said Jacob Horner
since his decease laid out and opened to public use
certain streets and alleys in that portion of the Borough
of Johnstown commonly known as Hornerstown and
being in the Seventh Ward of said Borough and
Thomas H. S. Peeler, Surveyor of the said Borough of
Johnstown has made a draft or plan of said streets
and alleys which is hereto annexed and bears
date Jan 30, 1888. Be it ordained and enacted by
Burgess and Town Council of the Borough of Johnstown
and it is hereby ordained and enacted by author-
ty of the same. Sec. 1, That the Streets and alleys laid
out and designated on the above mentioned map or draft
of the width therein designated and by the several
courses and distances thereof as therein set forth,
and by the several names in said map specified
be and the same are hereby declared, ordained and
established as public streets and alleys of the Borough
of Johnstown and that all laws and ordinances re-
lating to streets and alleys be and are hereby ex-
tended to and over the same, as fully as they extend

to and over the other public streets and alleys of the Borough, Provided that Spruce, Cherry, Poplar and Hickory Streets as shown on said plan and the same are hereby extended to low-water mark on the Stony Creek River, Sec. 2. That the Burgess and Borough Clerk shall endorse on the above mentioned map or draft a proper certificate, and shall sign the same and affix thereto the Borough Seal and the same shall be placed in the official keeping of the Borough Surveyor. Your petitioner therefore prays your Honorable Court to appoint seven disinterested freeholders of said Borough, who after being duly sworn or affirmed to perform their duties under the Act of the General Assembly in such case made and provided with impartiality and fidelity shall proceed to view the premises described in said ordinance on petition having regard both to the advantages and disadvantages caused to the several properties along the lines and adjoining said Spruce, Cherry, Poplar and Hickory Streets and shall assess and allow to all persons injured thereby such damages as they shall have sustained respectively over and above all advantages. And who shall also make assessment for compensation upon all such properties as shall be benefited by extending the said streets to low water mark on the Stony Creek River such sums respectively as they may have been benefited over and above all disadvantages; and the said viewers shall make a report in writing to the next Sessions of said Court describing the properties upon which assessments have been made specifically stating

whether for contributions or for damages with amounts
respectively. The Court upon due consideration had of
the premises appointed Jacob Swank, Herman
Panner, Samuel Masters, David Hilbert, John
Thomas, W. H. Thompson, A. J. Hartzel as viewers
who after giving due and legal notice of the time
and place of meeting shall proceed to view
the premises and make report of their proceedings
as herein prayed for, to the next Court of Quarter
Sessions of said County and in which report
they shall state distinctly that they had been
sworn or affirmed according to law.

By the Court,
H. A. Macmaster
Clerk, Q. S.

No. 6 March Term 1888
R. D.

Order to view and assess
damages and award
Contribution by reason
of extending, Spruce
Cherry, Poplar and Hickory
Streets in the Seventh
Ward of Galveston Tex.

Viewers,
Jacob Swank
Herman Tanner
Samuel Masters
David Devint
John Thomas
W. H. Thompson
(A. B. Herbert.)

Subscribed and sworn to

Clk. Shaumaker

Kuhn

Johnstown, Pa., th May 19th 1888

To Somerset & Cambria Railroad Co.

The undersigned viewers, appointed by the Court of Quarter Sessions of Cambria County to view and assess damages and award contributions for advantages and disadvantages caused ~~to properties along and adjoining the~~ ^{by reason of extending Spruce, Cherry, Poplar and} ~~boundary lines of~~ ^{the} Streets

in the Seventh Ward of the Borough of Johnstown, in ~~the said~~ County of Cambria, by reason of ~~declaring said~~

~~to low water mark in the Stonycreek river~~

as public Streets of the Borough aforesaid, hereby give notice that they will meet for that purpose on the premises aforesaid at

10 o'clock A.M., on Tuesday

the 22nd day of May A. D. 1888 at which time and place you can be present if you see proper.

Jacob Swank
Herman Bäumer
John Thomas
Samuel Lenhart
David Dibert
W. B. Hartzell
Samuel Masten

Viewers.

Receipt service for
B & O R Co

P. Weith
agent

May 19th 1888

Served by leaving a
copy with Mr P. Weith agent
of the S & O Railroad Co
at Johnstown Pa.

So answers

Jno T. Harris
High Constable

Johnstown Pa. May 16. 1888

1 J. & C. Railroad Co. Jacob Horner, Heirs.

2 Jonathan Horner, Jacob C. Horner, Watson Horner, Allison Horner
3 Edward Horner, Mrs. Nancy Crosby, Jacob Graefe, Edward
4 Graefe, Jno. Graefe, William Graefe.

5 You are hereby notified that undersigned
6 have been appointed by the Board of Quarter
7 Sessions of Cambria County viewers to
8 view and assess damages and award contribu-
9 tions for advantages and disadvantages
10 caused by reason of extending Spruce, Cherry,
11 Poplar and Hickory Streets in the Seventh Ward
12 of the Borough of Johnstown to low water mark
13 in the Stonycreek River; and that for the
14 purpose of discharging our duties as viewers
15 as aforesaid we will meet on the foregoing
16 described premises on Tuesday May 22. 1888
17 at 10 o'clock ^{morning} where and when you may
18 attend if you see proper.

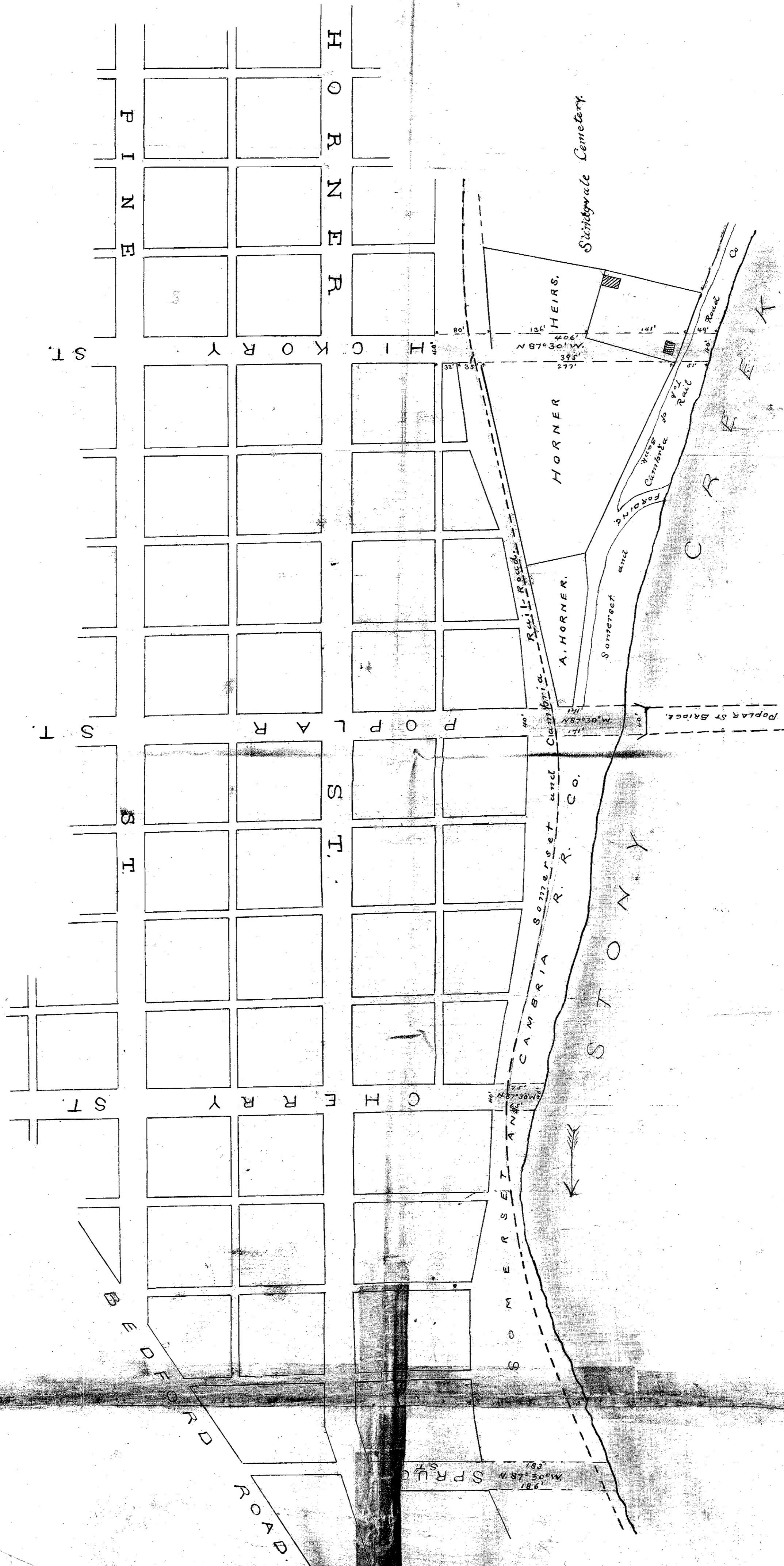
19 Jacob Swank
20 Herman Barnes
21 John Thomas
22 Samuel Condit
23 David Ober
24 W. B. Hartzell
25 Samuel Masten
26 Viewers

May 19th 1888

Served by Copy left with Jonathan Horner
Watson Horner, Allison Horner, Jacob C. Horner,
Jacob Graefe, and a Copy left with Jacob C. Horner
The Guardian of Edward, John, William Graefe, Copy
left with Watson Horner. Act for Stacey Osoby,
for Edward Horner, Copy left on the premises

So Answers

Jno J. Harris
High Constable



Scale 100' = 1" May 15, 1888.

M. B. Baker