

To the Honorable A. W. Barker, President
Judge of the Court of Quarter Sessions of Cambridge Co.

The Petition of the undersigned respectfully represent that a Public Road has long since been laid out leading from the line of the Borough of Portage to a point at or near the residence of Henry Hebel on the Frankston Road in the Portage Township; that a part of said road leading through the Township of Portage beginning at a point near the residence of ~~Henry Hebel~~ ^{Alfonso Brewer} and ending at a point at or near the residence of Henry Hebel on the Frankston Road as aforesaid, in its present location has become inconvenient and burdensome and the said road would be much improved by a change of its route between the points last named in the Township of Portage.

The petitioners therefore pray the Court to appoint three persons qualified according to law to view the premises and to inquire into the expediency and necessity of vacating and supplying that portion of the Public Road mentioned above, and to inquire of the premises and make report of their proceedings at the next Term of this Court.

And they will ever pray &c.

Nov 25 New Dec. 1893
all

Deletion of certain of
the inhabitants of the
of, for the appointment of
renew to create and supply
a fair & public road
in said town of
beginning at a point near
the residence of William
Brewer and ending in the
Frankston road at a point
near the residence of Henry
Haskell

Apr. 10th 1893

P. H. Greenwell

Geo. W. Muldoon

Mrs. Shante

as for with owners

Feed 10 etc. 1893,
Ralph Green

Green

315

Supplying & vacating road
from Adolph Brenner to
Henry Helms.

4 days Surveyor F.P.J. Campbell

5 miles straight

Mr. Spurr 3 days

5 miles

Mr. Mutholland 3 days & 5 miles.

In the matter of the
Report of Viewers
to
Vacate and supply Road In
Portage Township

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In the Court of Quarter Sessions
of Cambria County Pennsylvania
No. 5 of March Sessions 1893.
Road docket.

EXCEPTIONS.

- 1st. The viewers did not give notice as required by law, of the time and place of their meeting.
- 2nd. The viewers were not duly sworn or affirmed before entering upon the discharge of their duties.
- 3rd. The viewers, or some of them were interested in the road to such an extent as to disqualify them from acting as viewers
- 4th. The draft attached to the report of viewers does not show the part of the road to be vacated.
- 5th. The same viewers in another proceeding before the Court have vacated the whole of the road between the termini of the road.

6th If the Report of Viewers should be confirmed, it will work great hardship to the owners of properties in the vicinity of the road, and also to the inhabitants of said Township.

M. D. Kittell.
Atty. C. A. Hughes, et al,
exceptants.

No 5 March Dec. 1893
Road Book.

In re Report of Viewers
Vacating and supplying
Road in Cottage Township.

Exceptions.

Filed 4 Sept. 1893

Pittell

To the Honorable A. V. Barker President
Judge of the court of Quarter Sessions of
Cambria County.

We, the undersigned viewers appointed by the annexed order for the
purposes therein mentioned do report; That in pursuance thereof,
having been duly sworn and affirmed, having first given due and
legal notice of the time and place of meeting, we viewed that portion
of said road sought to be vacated and supplied as set forth in the
annexed order, and after having inquired into the expediency and
the necessity of vacating and supplying the same do report and
return that that part or portion of said road beginning at a point
at or near the coal mine of Felix Toole, a residence of A. Bresser

and ending at or near
houses of Scot Coal Mining Co. in said Township of Portage.
be vacated; and do supply the portion of the public road
vacated as above by laying out for public use the following,
beginning at a point at or near the coal mine of Felix Toole
thence, $S 58^{\circ} E$ 20 Pors. to a point, thence, $S 74^{\circ} 45' E$ 13.2 Pors.
thence $S 65^{\circ} E$ 18 Pors, thence, $S 58^{\circ} 45' E$ 22 Pors, thence $S 56^{\circ} 30' E$
11.5 Pors thence $S 57^{\circ} 15' E$ 42.3 Pors, thence, $S 53^{\circ} 30' E$ 25.8 Pors.
to a point on public road, thence along said public road to a
point at Trout Run School House, thence, $S 79^{\circ} E$ 8 Pors, thence
 $S 61^{\circ} 50' E$ 58.1 Pors, thence, $S 55^{\circ} E$ 42.7 Pors, thence $S 78^{\circ} 46' E$ 9.3 Pors.
thence, $S 88^{\circ} 30' E$ 18.6 Pors, thence, $S 81^{\circ} E$ 8.1 Pors, thence $S 53^{\circ} E$
14.7 Pors, thence $S 70^{\circ} E$ 85.4 Pors, thence, $S 85^{\circ} 30' E$ 6.9 Pors, thence,
 $N 69^{\circ} 30' E$ 24.2 Pors, thence, $N 74^{\circ} E$ 10.3 Pors, thence $N 52^{\circ} E$ 18.5 Pors,
thence, $S 85^{\circ} E$ 126.4 Pors, thence, $N 71^{\circ} E$ 45.4 Pors, thence $N 52^{\circ} E$
15.4 Pors, thence, $N 66^{\circ} E$ 11 Pors. to a point on road leading to

The residence of Henry Helzel on Frankstown Road in the
said township of Portage; and we also annex and return
herewith to the Court a plot or draft thereof, with the
courses and distances, and showing that portion of the road
vacated and that portion of the road supplied

Witness our hands and seals this fifth day of June 1898.

J. H. Campbell

William J. Speer

John W. Mullen

Notice of Bad View.

Pursuant to order of Court of
Quarter Sessions March Term
1893 Viewers were appointed
to view, locate, and survey
roads in Portage Twp - said
viewers will meet at the
Public School House in Portage
Borough on Monday May 22nd 1893
where all interested can attend

Viewers =

J^m Sparks

Geo W. Mulholland

D J Campbell

Portage May 11. 1893.

JOHN C. MARTIN,
DIRECTOR, MINER AND SHIPPER OF
Martindale Bituminous
COALS
AND
MANUFACTURER OF **COKE.**

Portage, Cambria Co., Pa.189 .



Commonwealth of Pennsylvania,
County of Cambria } ss.

At a Court of Quarter Sessions of the Peace of the County of Cambria
held at Cherryburg in the the said County, on the 10th day of
April A. D. 1893, before the Honorable the Judges of the same
Court: Upon the petition of divers inhabitants of the township of Portage & Der. Portage
in the said County, setting forth that they labor under inconvenience for want of a

~~road or highway, to lead from~~
~~a public road, has long since been laid out leading from the~~
~~line of the Township of Portage to a point at or near the residence of Henry~~
~~Helzel on the Frankstown Road in Portage Township, that a part of~~
~~said road leading through the Township of Portage beginning at~~
~~a point near the residence of Alfonso Brenner and ending~~
~~at a point at or near the residence of Henry Helzel on the~~
~~Frankstown Road as aforesaid in its present location~~
~~has become inconvenient and burdensome and the said road~~
~~would be much improved by a change of its route between~~
~~the points last named in the Township of Portage.~~

and therefore praying the Court to appoint proper persons to ^{view & lay out} view and lay out the
same according to law. The Court upon due consideration had of the premises, do
order and appoint P. J. Campbell SURVEYOR,
and John M. Mulholland, Mr. Spuckel

^{view & lay out} VIEWERS, to ^{view} view the ground proposed for said
^{view & lay out} road, and if they ^{view} view the same, and shall agree that there is occasion for such
^{view & lay out} road, they shall proceed to ^{view & lay out} 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, 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:
J. B. Darby
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 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. 25
March 28th 1793
R.A.

Order to view a road and to supply road in Forge Fork beginning at a near residence of Abraham Thomas & ending in the tract between land of a grant from recd. of Henry Kitchel

Viewers
P. F. Campbell
Geo. H. McCallister
W. S. Sparks

Filed June 1793

John G. Foster
John G. Foster
E. G. Foster

3 Aug. 1793 Read and confirmed said and the facts supplied, ordered to be opened 30 ft wide.

Per the Court

17 Jan. 1794 Exceptions having been made thereon confirmed absolutely & finally for Costs

Per the Court

