

To The Honorable, Judge, of
The Courts of Cambria County
Greeting

We the undersigned
petitioners pray your Honor
to grant a view on a portion
of the road leading from
Ebensburg to Wilmore, in

Summerhill Deep

Beginning at or near the foot
of McDunn's hill to a point
at or near the lane leading
to the residence of Patrick
Conly. The road at present
on McDunn's ^{hill} is so steep that
it is burdensome to the Public.
being a grade of 12 to 17 feet
to the hundred. We therefore
Pray your Honor to grant
a view to vacate the present
and supply the same between
the above points. And they
will pray

Owen J. Jones
E. J. Hughes
H. M. Jones
William Doran
Thomas Doran
E. H. Leakey
P. W. McDunn

Simon S. Kelly
Hugh. August

P. H. Lynch

W. S. Kelly

J. P. McDunn

E. J. Hughes

Lincoln Roberts

Hugh. Jones

William Jones

J. H. Dimonds

Geo. J. Dimonds

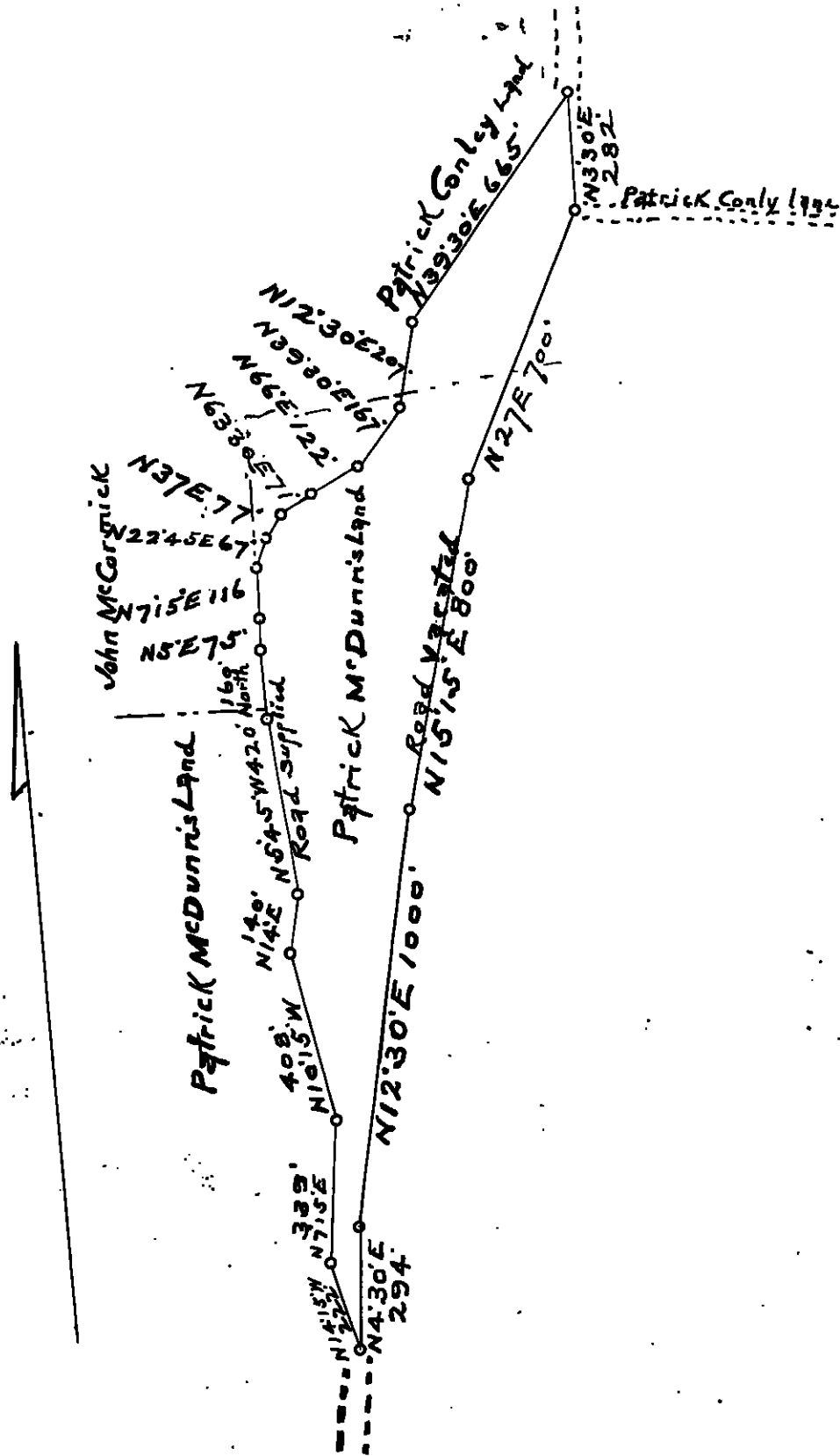
104 Dec Sess 1902 Rd

Petition of citizens of
Summerhill Twp

for the appointment of
viewers to view vacate
and supply road from
point at or near foot of
McDunn Hill to point
at or near lane of Patrick
Connolly where the same
connects with public
road.

Filed 8 December, 1902,
Dec. 8, 1902 This petition
presented and Charles
McAnouse, Mr. J. Boyer
and J. L. Elder are
appointed viewers,
By the Court

Little



Plan of the Proposed Public Road in
 Summerhill TOWNSHIP, CAMBRIA COUNTY PENNA
 Scale: 1 inch = 400 feet Surveyed Feb 23rd 1903 by
 J. L. Elder
 Surveyor.

viewers appointed upon an order of the Court of
 Quarter Sessions dated Dec 8th 1902
 J. L. Elder Charles N. Crouse and M. J. Boyer

To the Honorable Francis J. O'Connor
President Judge of the Court of Quarter Sessions
of Cambria County Pa. We the undersigned
viewers appointed by the annexed order do
report that in pursuance thereof, after
having been severally duly sworn or affirmed
to perform our duties impartially and to the
best of our judgment and having given due
public notice as required by law and having
served copies of said notice upon the supervisors
of the territory through which such road is to
be vacated and supplied and also upon
the County Commissioners of said County properly
attested copies of said notice being hereto
attached - the viewers appointed by said
order viewed the ground described in
said order and believing that portion of
the road leading from Ebensburg to Summit
-hill Beginning at or near the foot of McDunn
hill to a point at or near the lane leading to
Patrick Couly's residence has become inconvenient
and burdensome to the public by reason of
the hilly condition of the same the grade
being from 17 to 12 feet to the 100 feet
on parts of the road which greatly exceeds
5 degrees in elevation and ought therefore
to be vacated and have viewed and

vacated the same as follows
Beginning at or near the foot of McDunnes
Hill thence North four and one half degrees
East two hundred and ninety four feet
thence North twelve and one half degrees East
One thousand feet thence North fifteen and
one fourth degrees East Eight hundred
feet thence North twenty seven degrees East
seven hundred feet thence North three and
one half degrees East two hundred and
eighty two feet to near the lane leading
to the residence of Patrick Conly. and
have surveyed viewed adopted and
laid out and do return for public use
the following road to wit. Beginning at
a point at or near the foot of McDunnes
Hill on road leading from Eberesbury
to Sumnerhill thence North fourteen and one
fourth degrees west two hundred and twenty
two feet thence North seven and one fourth
degrees East three hundred and thirty
nine feet thence North ten and one fourth
degrees west four hundred and eight feet
thence North fourteen degrees East one
hundred and forty feet thence North five
and three fourth degrees west four hundred and
twenty feet thence North one hundred and sixty

feet three North five degrees East seventy
 five feet three North seven & one fourth
 degrees East one hundred and sixteen feet
 three North twenty two and three fourth degrees East
 sixty seven feet three North thirty seven degrees
 East seventy seven feet three North fifty three
 and one half degrees East seventy one feet three
 North fifty six degrees East one hundred and
 twenty two feet three North thirty nine and
 one half degrees East one hundred and sixty
 seven feet three North twelve and one half
 degrees East two hundred and seven feet
 three North thirty nine and one half degrees East
 six hundred and sixty five feet to near
 the same leading to the residence of Patrick
 Conley the road passes through
 lands belonging to Patrick McDevine
 John Mc Cormick and Patrick Conley

We have assessed or awarded Patrick
 Mc Devine Two hundred and ~~Twenty~~ ^{Twenty} dollars damages
 John Mc Cormick Fifteen Dollars ~~and~~ damages
 Patrick Conley ~~One~~ ^{One} hundred and ~~Twenty~~ ^{Twenty} dollars ~~and~~ damages
 Said road as aforesaid laid out & adopted when of the
 opinion is necessary for a public road and recommend the same a plot
 or draft thereof is herewith attached & made part of this report
 witness our hands this 28th day of February 1903 - J. L. Elders
 Charles N. Brouse

J. L. Elders 1900 17.00
 Charles N. Brouse 1900 4.00
 H. W. Brown 1900 1.50
 J. J. Brown 1900 1.50
 J. J. King 1900 1.50

 27.50

ROAD NOTICE.

Notice is hereby given that the viewers appointed by the Court of Quarter Sessions to view ~~the ground~~ *vacate and supply that portion of the road leading from Obeushung to Nelson in Summerhill Twp. Beginning at or near the foot of M. Dumm's Hill and ending at or near the lane leading to the residence of Patrick Couly*

will meet at the house of *Patrick Couly* in the township of *Summerhill* aforesaid, on the *23rd* day of *February* 1903, at *9 o'clock AM*, for the purpose of viewing said ground.

J. Elder
Charles N. Croise
N. J. Boyer

February 10th, 1903.

Viewers.

ROAD NOTICE.

Notice is hereby given that the viewers appointed by the Court of Quarter Sessions to view the ~~ground~~, locate, and supply that portion of the road leading from Chewshury to Wiluon his Summerhill Prop. Beginning at or near the foot of McDunn's Hill and ending at or near the lane leading to the residence of Patrick Couby

will meet at the house of Patrick Couby in the township of Summerhill aforesaid, on the 23rd day of February 1903, at 9 o'clock A.M., for the purpose of viewing said ground.

J. Elder
Charles N. Crouse
N. J. Boyer

February 10 1903.

Viewers.

Service of within notice is hereby
accepted by the County Commissioners,

Feb 11, 1903

J. P. [unclear]
Clerk

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 Eight day of December A. D. 1902, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Summerhill, in the said County, ~~setting forth that they labor under inconvenience for want of a~~ ~~road or highway, to lead from~~

praying your Honor to grant a view on a portion of the road leading from Ebensburg to Wilmore in Summerhill Twp. Beginning at or near the foot of M^c Shinn's hill, to a point at or near the lane leading to the residence of Patrick Conly. The road at present on M^c Shinn's hill is so steep that it is burdensome to the public being a grade of 12 to 17 feet to the hundred.

and therefore praying the Court to appoint proper persons to ^{vacate} view and lay out the same according to law. The Court upon due consideration had of the premises, do order and appoint

J. S. Elder SURVEYOR, and
Charles N. Crouse, and N. J. Boyer

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:

B. E. Trull, 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."

11/40
11/40
11/40

11/40

No. 4 Dec. SESSION, 1902

Order to view locate and
survey road in
Summerhill Dist

Report of Viewers
filed 14 March 1903

J. F. Elder
Charles H. Croose
W. J. Boyer
Viewers

Clerk Josephell 90 cts.

Little

MOUNTAINEER-HERALD PRINT.

11/40
11/40
11/40

May 11, 1903, approved and breadth fixed at 30 feet,

By the Court

9th June 1903 Confirmed: L. E. Fryell clerk.