

IN CASE OF ERROR, RETURN THIS BILL FOR CORRECTION.

May 6 1907

M Lambia County

To Road Viewers **Dr.**

Terms _____ No. _____ St. _____

J. J. Kissinger	
1 day surveying	5 00
3 hours office work	1 50
mileage	50
	<hr/>
	7 00
John O Cramer	
1 day viewing	3 00
John H Cramer	
1 day viewing	3 00

ROAD VIEW

No 3 MARCH SESSION 1907

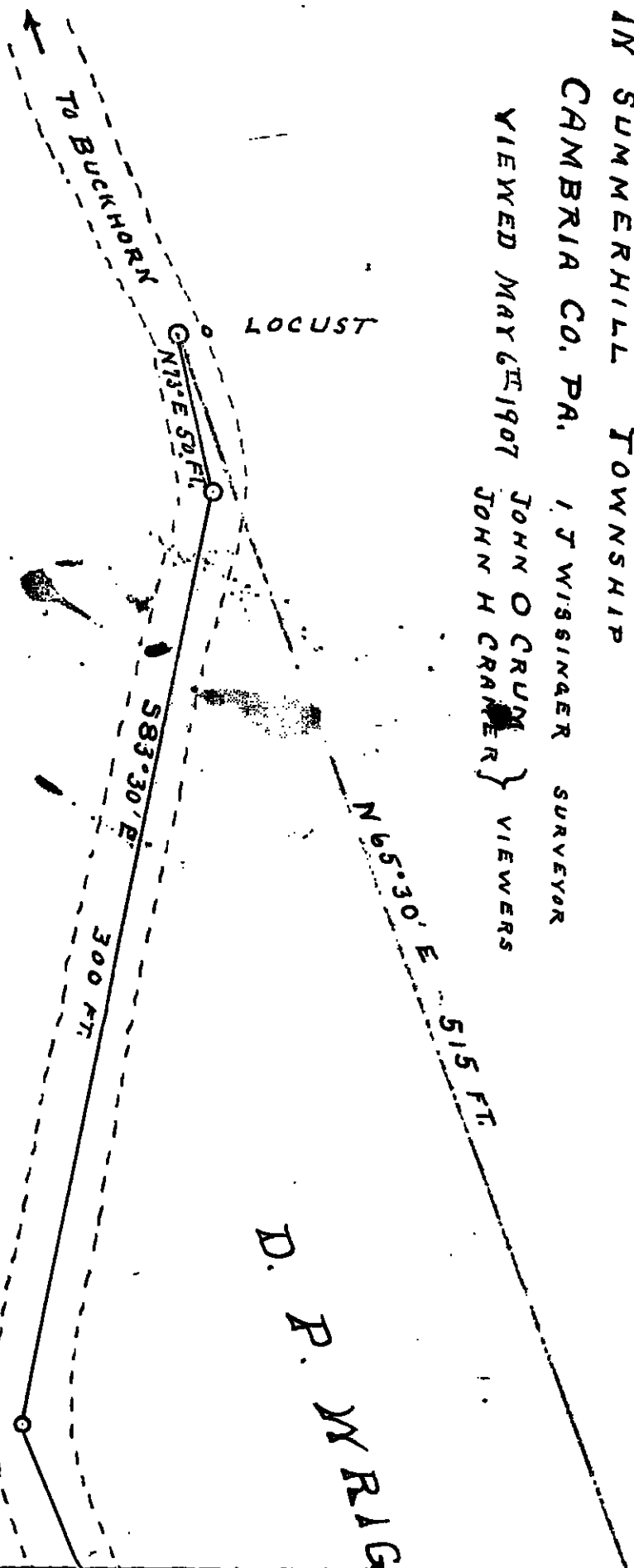
IN SUMMERHILL TOWNSHIP

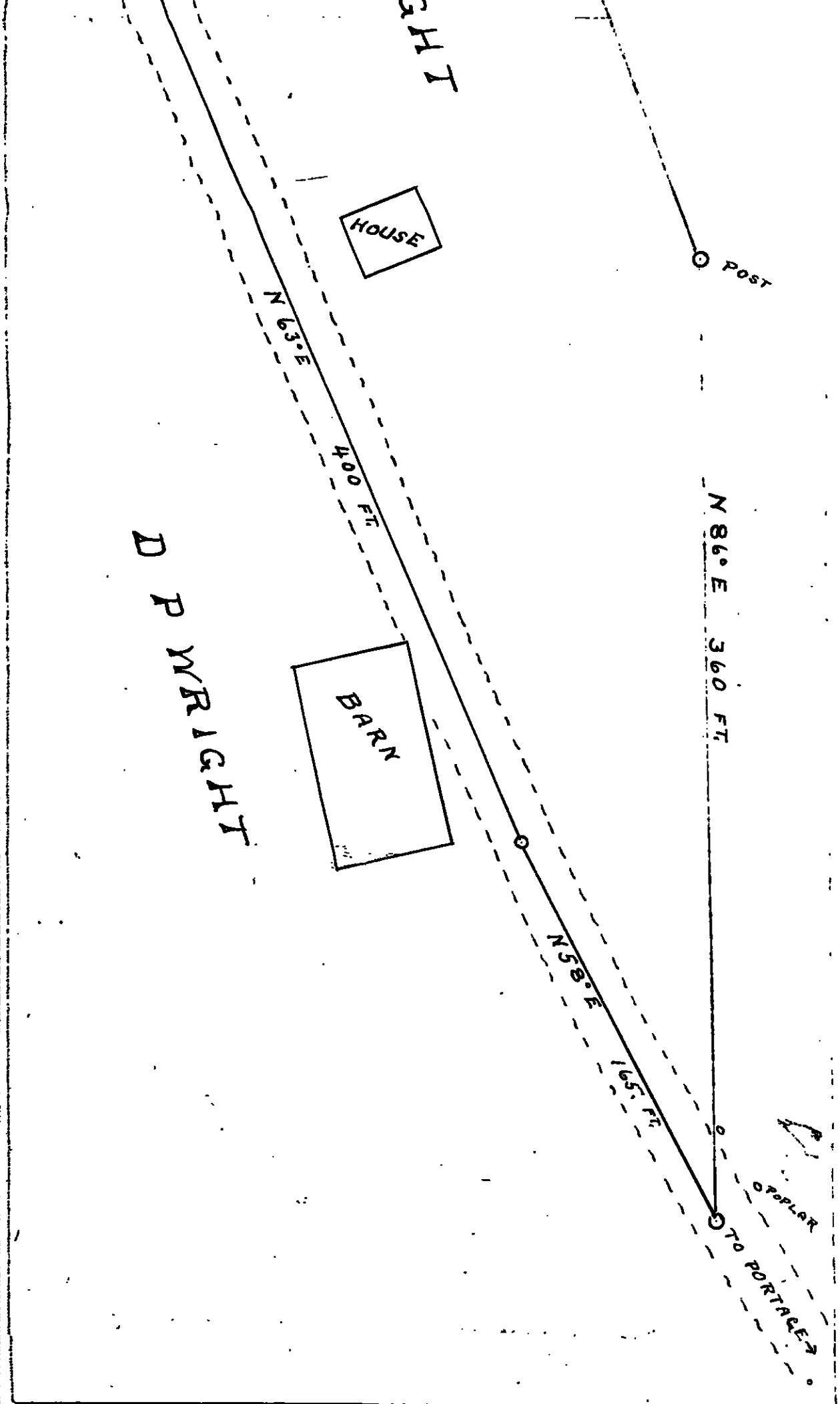
CAMBRIA CO. PA. I J WISSINGER SURVEYOR

VIEWED MAY 6TH 1907

JOHN O CRUM
JOHN H CRAMER } VIEWERS

LOCUST





NOTICE TO VIEW.

Notice is hereby given that the viewers appointed by the Court of Quarter Sessions of Cambria County, to view the ground for a public road to be vacated and supplied in the Township of Summerhill, in said County, of Cambria, in the public road leading from a point in the Frankstown road near the Buckhorn to the Borough of Portage, in said County, from a point about two hundred and nineteen feet East from West end of barn on farm of D. P. Wright near a lunar poplar to a point six hundred and fifty-eight feet West from the West end of said barn near a locust tree, all within Summerhill Township, Cambria County, Pennsylvania, which portion of said road is to be vacated and a new road laid out from same point to same point. Will meet at the house of D. P. Wright in the said Township of Summerhill on Monday the 6th day of May A. D. 1907 at 10 o'clock A. M. for the purpose of viewing said ground.

April 1907.

I. J. Wissinger.

John A. Crum.

John H. Cramer.

April. 1907. We, the supervisors of Summerhill Township, hereby accept service of above notice

S. P. Brown

J. E. Hampton

*Thomas Spigler - Pres.
Supervisor of Summerhill Twp*

To the Court of Quarter Sessions:

The undersigned, road viewers named in the within order, do respectfully report:

1. That we met at the time and place specified in the notices (one of which is hereto attached), to wit: on the 6th day of May A. D. 1907 at 10 o'clock A. M. at the house of D. O. Knight in Summerhill Township.

2. All the notices required by law were duly given, to the County Commissioners of Cambria County, and road supervisors of Summerhill Township, by hand to them in due time a copy of said notice, and also notice to the land-owners and the public of the time and place of such meeting, by ten notices or advertisements put up in the most public places in the vicinity of the ground to be viewed, ten days before the time fixed for holding the road view.

3. We were severally sworn or affirmed according to law and before proceeding to discharge our duties.

4. We viewed the site and locality of the road proposed to be vacated and supplied, making a personal inspection of the ground between the points designated in the petition and order, on the 6th day of May 1907.

5. We are of opinion and agree that a

public road between the points mentioned is necessary, and would be a great benefit and convenience to the public, by reason of avoiding a very steep grade now existing in the present road between the said points.

It is therefore layout and return for public use a road, as follows: Beginning at a point in the ^{center of} public road leading from the Borough of Portage to a point near the Buckhorn in the Frankstown Road, near a locust tree on the premises of D. P. Wright, thence North sixty-five degrees, thirty minutes East five hundred fifteen feet ($N 65^{\circ} 30' E. 575 ft$) to a post; thence North eighty-six degrees East three hundred sixty feet ($N 86^{\circ} E 360 ft$) to a post, near a Poplar tree on premises of said D. P. Wright, in center of old road. The said road to be thirty feet wide, fifteen feet on either side of above described line.

And we do also vacate the public road between the same termini as follows: Beginning at a point in the center of said public road near said locust tree, thence North seventy-three degrees East fifty feet ($N 73^{\circ} E 50 ft$) to a post; thence South eighty-three degrees thirty minutes East ($S 83^{\circ} 30' E. 30 ft$) three hundred feet to a post; thence North sixty-three degrees East four hundred feet ($N 63^{\circ} E 400 ft$) to a post;

thence North fifty-eight degrees East one hundred sixty-five feet (N. 58° E. 165 ft) to a post in center of said public road near aforesaid Poplar tree, all of said road laid out and vacated, being in the Township of Summerhill in the County of Cambria ^{3d} all through improved land.

6. We further report that we endeavored to obtain from D. P. Knight the owner of land upon which the said road is located, release of the damages to arise by reason of such location and failed to obtain a release from him. We estimate and assess the damages of the said D. P. Knight at twenty (20) dollars.

7. In our opinion the road laid out by us is of such public necessity and utility as that the damages we have assessed, ought to be paid by the county.

8. We annex hereto copy of notice served on County Commissioners, Supervisors, and on the public by posting in public places ^{and} also a plot or draft showing the location of said road laid out and vacated, stating the courses and distances, and noting briefly the improvements. The damages have been assessed on the basis of a road thirty-feet wide.

Witness our hands this 6th day of May AD 1907.

1 J. J. Kieckhefer
2 John G. Crum
3 John H. Leamer

} Witness

NOTICE OF VIEW.

Notice is hereby given that the viewers appointed by the Court of Quarter Sessions of Cambria County, to view the ground for a public road to be vacated and supplied in the Township of Summerhill, in the said County of Cambria, in the public road leading from a point in the Frankstown road near the Buchhorn to the Borough of Portage, in said County, from a point about two hundred and nineteen feet East from West end of the barn in the farm of D. P. Wright near a lunar poplar to a point six hundred and fifty eight feet West from the West end of said barn near a locust tree, all within Summerhill Township, Cambria County, Pennsylvania which portion of said road is to be vacated and a new road laid out from same point to same point. Will meet at the house of D. P. Wright in the said Township of Summerhill on Monday the 6th day of May A. D. 1907 at 10 o'clock A. M. , for the purpose of viewing said ground.

April

1907.

I. J. Wissinger.

John A. Crum.

John H. Cramer.

*April 17, 1907, I hereby accept service
of the above notice for the County
Commissioners*

John Owens

County Commissioner

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."

NO. 3, March SESSION, 1907.

Order to view vacate and supply road in Summerhill Township.

Filed 3 June 1907

Viewers.

I. J. Wissinger
John A. Crum
John H. Cramer

Clerk Troxell by *W. H. W.* 90 cts.

Leach

ESSEXING MOUNTAIN-HEALD ELECTRIC PRINT.

August 6, 1907, approved and breadth fixed at thirty feet.

By the Court

27 Dec 1907 confirmed

L. E. Troxell, Clerk

Viewers & parties

To the Hon. Francis J. Connor,
President Judge of the Court of Quarter
Sessions of Cambria County.

The petition of the undersigned inhabitants of the township of Summerhill, in the county aforesaid, respectfully represents:

That they labor under some inconvenience by reason of a bend and steep grade in a public road leading from a point in the Frankstown road near the Buckhorn to Portage borough, which is hereinafter more particularly described, and which they desire vacated and another laid out instead.

They pray that the public road, or that part of a public road leading from the Frankstown road to the borough of Portage, should be vacated from a point about 219 feet East from West end of barn on farm of D. P. Wright near a lanar poplar to a point 658 feet West from the West end of said barn near a locust tree all within Summerhill township, Cambria County Pa, and a new road laid out from same point to the same point, and the bend and steep grade in the present road thus removed.

Your petitioners therefore pray the

Court to appoint three persons properly qualified to view vacate and lay out the same, if they so find according to law and they will ever pray &c.

Names	Names
1 John Wright	10 Jos. B. Berkell
2 Tom McGowan	19 J. J. Weaver
3 M. M. Macdonald	20 P. Short
4 Andrew S. May	21 J. F. S. S. S.
5 Nicholas Cronin	22 C. P. Kelly
6 D. L. Coleman	23 J. H. McConville
7 H. J. Coleman	24 B. E. J. McGuire
8 O. Plummer	25 J. A. L. Shubin
9 James S. May	26 J. W. Miller
10 B. H. Keht	27 Walter Shubin
11 Geo. D. D.	28 J. C. Green
12 W. H. Hartsett	29 Thomas D. D.
13 J. F. W. W.	30 S. K. Plummer
14 J. W. Michael	31 George Jones
15 J. P. Hamilton	32
16 Joseph Schwartz	33
17 J. S. D. D.	34

Cambria County ss.

Before me a Justice of the Peace in and for said county personally came David P. Wright who being duly sworn according to law says the matters set forth in the within petition are true.

Sworn and subscribed

before me this 8 day of
March AD 1907

David P. Wright

John Wright

Justice of the Peace

Notice to John Owens,

Charles Leventry,

Conrad Hahn, Commissioners of Cambria County, Penna.

and

Supervisors of Summerhill
Township, Cambria County,
Pennsylvania.

Gentlemen:-

Take notice that on Wednesday the 20th day of March, 1907, at 1:30 P. M. a petition will be presented to the Court of Quarter Sessions of Cambria County for the appointment of viewers to view, vacate and supply that part of a public road leading from the Franks-town road to the Borough of Portage, should be vacated from a point about 219 feet East from West end of barn on farm of D. P. Wright near a lunar poplar to a point 658 feet West from West end of said barn near a locust tree, all within Summerhill Township, Cambria County, Penna., and a new road laid out from same point to the same point, and the bend and steep grade in the present road thus removed.

J. W. Leech,

Atty for Petitioners.

3/11/07.

Service on above accepted for
County Commissioners,

J. B. Lehman
Clerk.

Notice to John Owens,

Charles Leventry,

Conrad Hahn, Commissioners of Cambria County, Penna.

and

Supervisors of Summerhill
Township, Cambria County,
Pennsylvania.

Gentlemen:-

Take notice that on Wednesday the 20th day of March, 1907, at 1:30 P. M. a petition will be presented to the Court of Quarter Sessions of Cambria County for the appointment of viewers to view, vacate and supply that part of a public road leading from the Franks-town road to the Borough of Portage, should be vacated from a point about 219 feet East from West end of barn on farm of D. P. Wright near a lunar poplar to a point 658 feet West from West end of said barn near a locust tree, all within Summerhill Township, Cambria County, Penna., and a new road laid out from same point to the same point, and the bend and steep grade in the present road thus removed.

J. W. Leech,

Atty for Petitioners.

March 11, 1907 served the
within notice on the County
Commissioners by handing a
copy hereof to the Clerk or to their
Chief Clerk John B. Lehman
J. W. Leech

Notice to John Owens,

Charles Leventry,

Conrad Hahn, Commissioners of Cambria County, Penna.

and

Thomas Doane

S. J. Brown

John C. Hamton

Supervisors of Summerhill
Township, Cambria County,
Pennsylvania.

Gentlemen:-

Take notice that on Wednesday the 20th day of March, 1907, at 1:30 P. M. a petition will be presented to the Court of Quarter Sessions of Cambria County for the appointment of viewers to view, vacate and supply that part of a public road leading from the Frankstown road to the Borough of Portage, should be vacated from a point about 219 feet East from West end of barn on farm of D. P. Wright near a lunar poplar to a point 658 feet West from West end of said barn near a locust tree, all within Summerhill Township, Cambria County, Penna., and a new road laid out from same point to the same point, and the bend and steep grade in the present road thus removed.

J. W. Leech,

Atty. for Petitioners.

March 18 1907 served the above notice on each of the Supervisors of Summerhill Township by handing to each of them a copy hereof

David P. Wright

Filed in Y. action this one with petition
J. W. Leech

I, J. M. Leach, atty for petitioners certify that the road from Frankstown road to Portage, a small portion of which it is proposed by the within petition to change, has been laid out and in use for upwards of sixty years and that I have not been able to find record of the situation of said road and am therefore unable to cite the record as required by the rules of this court, I therefore request the court to waive this requirement under the circumstances

March 20/07

J. M. Leach
Atty for Petitioners

103 March Less 1907 R.D.

Petition of residents
of Summerhill Town-
ship for the appoint-
ment of viewers to view
vacate and supply that
part of a public road lead-
ing from Frankstown Road
to Portage Borough from a
point 219 feet East from
West end of barn on farm
of D. P. Wright near a lumber
shop to a point 658 feet
West from West end of said
barn

Filed 20 March 1907.

And now Mch 20/07
the within petition read
and considered and
J. H. Simpson, John A.
Crum, and John W. Cramer
Appointed viewers as
within prayed for
R. G. Johnston