

No. 7 June Session, 1906.

Order to view, vacate and
supply road in Blacklick
Township.

J. L. Elder)
Isaac Mahan)
David Strayer)
Vlevers.

Clerk Troxell.....90 cts.

E. & F.

NOTE. "It shall be the duty of all persons appointed in the several Counties of this Commonwealth to view 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."

TO THE HONORABLE FRANCIS J. O'CONNOR,

PRESIDENT JUDGE OF THE COURT OF

QUARTER SESSIONS OF CAMBRIA COUNTY.

The undersigned viewers named in the within Order, respectfully report:

Report of Viewers ✓

That we met at the time and place specified in the notice, to wit, on the 25th day of August 1906, at the Office of the Cardiff Coal Company in Blacklick Township, as required by the notices.

That notice to the County Commissioners and to the Supervisors of Blacklick Township were duly given as is shown by said notices hereto attached whereon is designated the manner of service of the same, and also notice to the land owners and the public of the time and place of such meeting by three advertisements put up in the most public places in the vicinity of the ground to be viewed, more than ten days before the time fixed for the holding of the view.

We were severally sworn according to law, before proceeding to discharge our duties.

We viewed the site and locality of the road proposed to be vacated and laid out, making a personal inspection of the ground between the points designated in the petition and order on the 25th day of August 1906.

We are of the opinion and agree, that that part of the public road leading from the road which extends from Nant-y-Glo to Belsano, to the Clay Pike, should be vacated from a point where the said road intersects with the road leading from Nant-y-Glo to Belsano, to a point where said road makes a turn to the right just after crossing the Pennsylvania Railroad, going in the direction of the

Clay Pike, which part of said road is described by courses and distances as follows: BEGINNING at a point in the road leading from Nant-y-Glo to Belsano; thence North one degree East one hundred and fifty-three feet to a post; thence North twenty-six degrees East one hundred and eighty-seven feet to a post; thence North eight degrees fifteen minutes East one hundred and six feet to a post; thence North thirty-eight degrees East forty-seven feet to a post; which latter post is at the place where the road turns to the right after crossing The Pennsylvania Railroad, as above mentioned, and we further are of the opinion that a public road should be laid out between the road leading from Nant-y-Glo to Belsano to a post, to supply a part of the road vacated above. We therefore lay out and return for public use a road as follows: BEGINNING at a point in the road leading from Belsano to the Clay Pike, at a point to which the same should be vacated; thence South ninety-eight degrees West two hundred and five feet to a post; thence South fifty-nine degrees West two hundred and forty-six feet to a post; thence South seventy-three degrees West one hundred and seventy-three feet to a post; thence North eighty-four degrees thirty minutes West one hundred and seventy-two feet to a post in road leading from Nant-y-Glo to Belsano, near the Sand:house mentioned in the Petition and Order. We are also of the opinion that the allegations contained in the Petition in this proceeding are correct.

We further report that we allow no damages to the land owners through which this road is laid out.

We annex a plot or draft showing the location of the road laid out and that vacated, stating the courses and distances, which is made part hereof, and briefly noting the improvements and conditions.

Witness our hands this 31 day of August A. D. 1906.

J. R. Elder

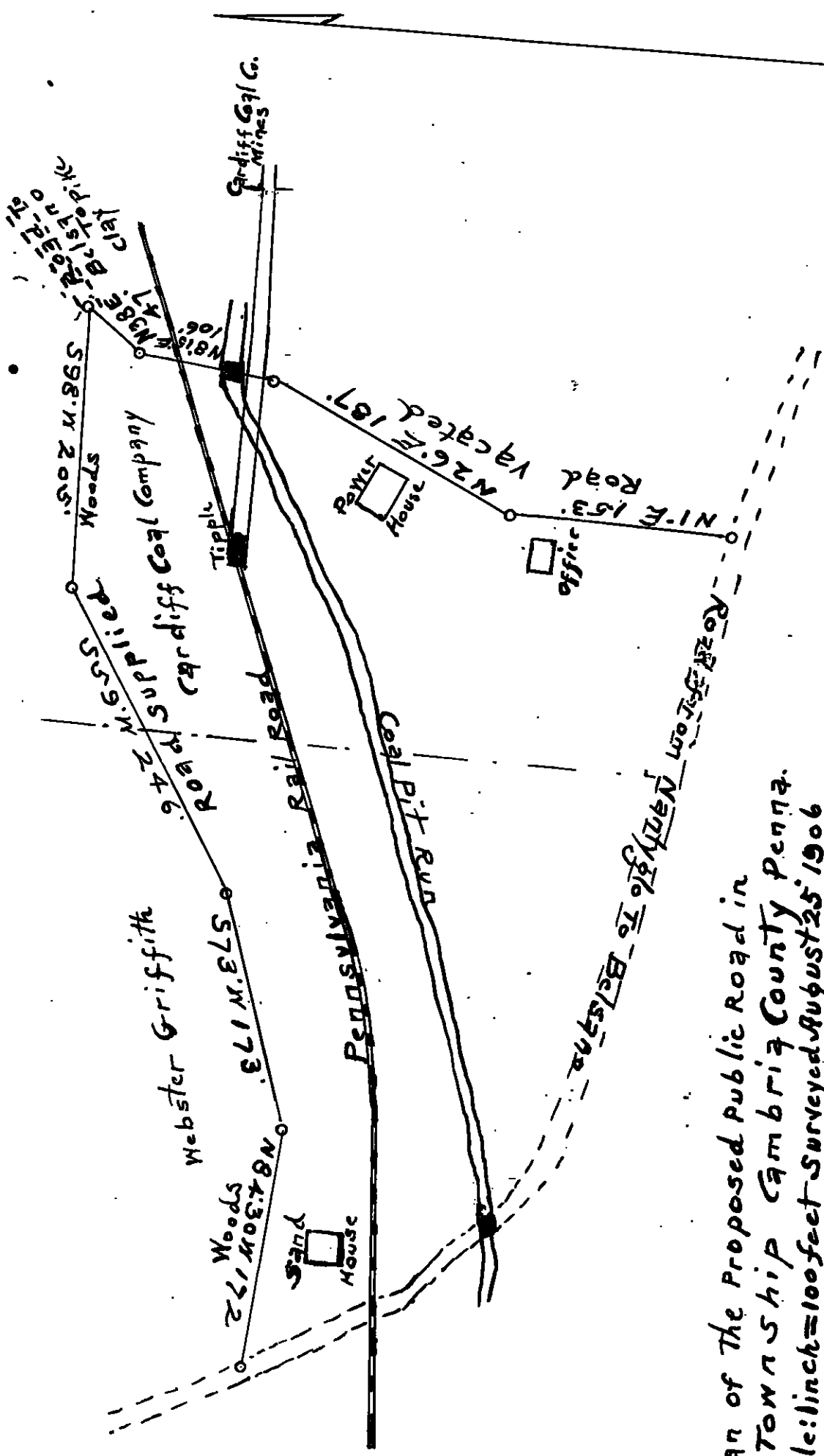
Isaac Mahan

David Strayer

Viewers.

✓

J. R. Elder 2 days	8.00
" " mileage	.80
Isaac Mahan 1 day	2.00
" " mileage	.20
David Strayer	2.00
" " mileage	1.00
Dan Duet for Chamberlain	1.50
	<u>14.60</u>

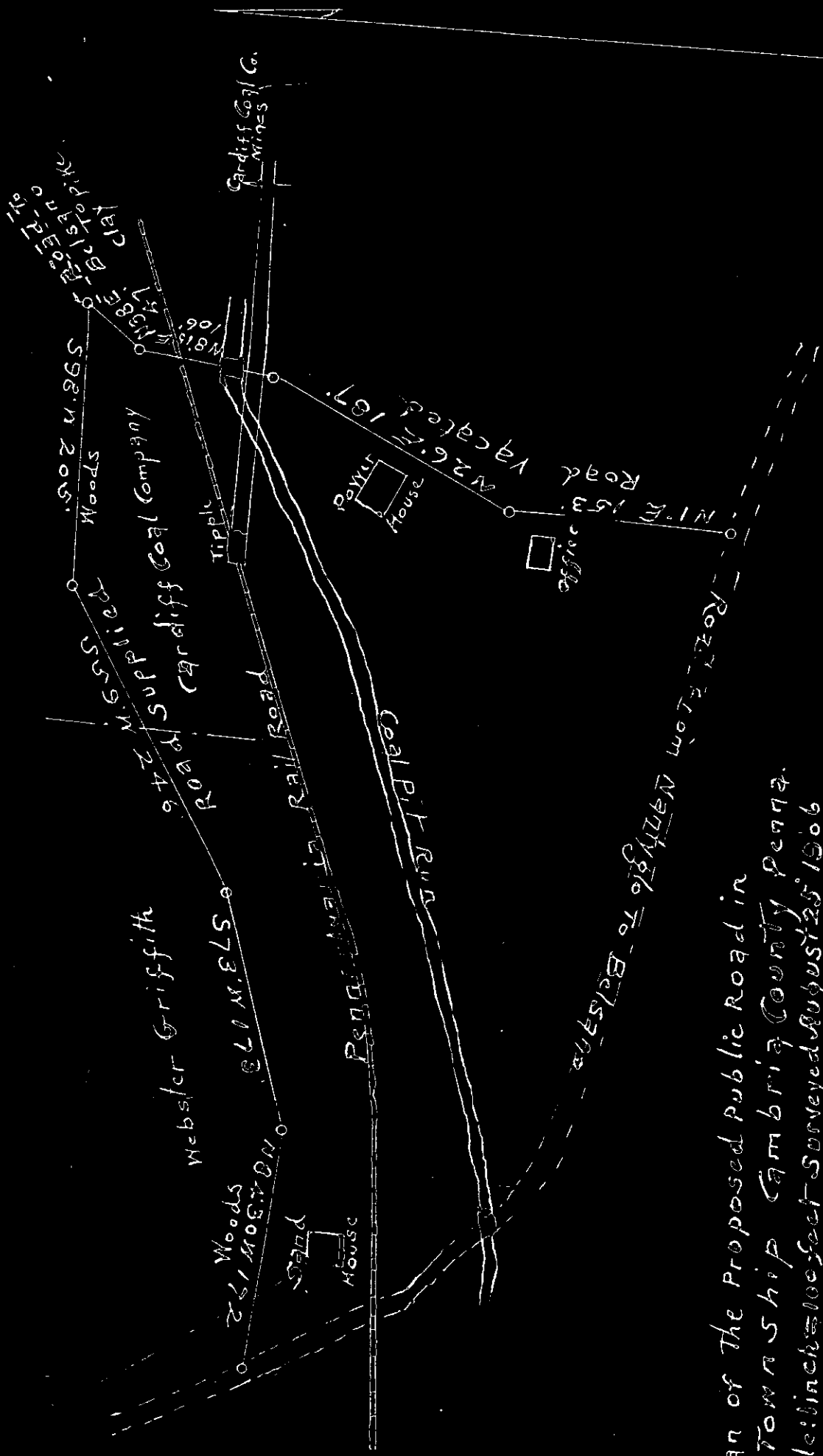


Plan of The Proposed Public Road in
 Blacklick Township Cambria County Penna.
 Scale: 1 inch = 100 feet Surveyed August 25, 1906

J. L. Elder

Surveyor

Viewers appointed upon an order of the Court of
 Quarter Sessions dated August 7, 1906
 J. L. Elder Isaac Mahan and David Strayer



Plan of The Proposed Public Road in
 Blacklick Township Cambridge County Penna.
 Sept. 11th 1906

J. L. Elder
 Surveyor

Viewers appointed upon an order of the Court of
 Quarter Sessions dated August 7th 1906
 J. L. Elder Isaac Mahan and David Strayer

Duplicate

Handwritten notes at top of page, including "Center of the road" and "Blacklick Township"

NOTICE OF MEETING OF VIEWERS.

The undersigned viewers, appointed by the Court of Quarter Sessions of Cambria County, to view the ground and change the location of a part of the public road leading from the road, which extends from Nant-y-Glo to Belsano to the Clay Pike, from a point where the said road intersects with the road leading from Nant-y-Glo to Belsano to a point where the said road makes a turn to the right, just after crossing The Pennsylvania Railroad, in going in the direction of the Clay Pike, all within Blacklick Township, Cambria County, Pennsylvania, hereby give notice to all persons interested that they will meet for the purpose of their appointment at the Office of the Cardiff Coal Company, in Blacklick Township, Cambria County, Pennsylvania, near where the said road is proposed to be changed, at nine o'clock A. M. on Saturday the 25th day of August A. D. 1906, when and where all persons interested may attend if they see proper.

August 13th 1906.

J. L. Elden
Isaac Mahan
David Stager
Viewers.

July 13, 1906, Service of the within notice accepted by
 undersigned *James H. [unclear]* Clerk of Blacklick Twp. Cambria Co. Pa.
 NOTICE OF MEETING OF VIEWERS.

The undersigned viewers, appointed by the Court of Quarter Sessions of Cambria County, to view the ground and change the location of a part of the public road leading from the road, which extends from Kent-y-Glo to Belano to the Clay Pike, from a point where the said road intersects with the road leading from Kent-y-Glo to Belano to a point where the said road makes a turn to the right, just after crossing The Pennsylvania Railroad, in going in the direction of the Clay Pike, all within Blacklick Township, Cambria County, Pennsylvania, hereby give notice to all persons interested that they will meet for the purpose of their appointment at the office of the ~~Cambria Coal Company, in Blacklick Township, Cambria County, Pennsylvania,~~ near where the said road is proposed to be changed, at nine o'clock A. M. on Saturday the 25th day of August A. D. 1906, when and where all persons interested may attend if they see proper.

J. F. [unclear]
James H. [unclear]
[unclear]
 VIEWERS

August 13 " 1906.

Cambria County; S. S.

Before me the subscriber, a Justice of The Peace in and for
said County, personally came Howard D. Boy who, being
duly sworn according to law, says that he served the within
notice on Frank Altman and Walter Edwards Supervisors of
Blacklick Township, Cambria County, Pa. on August 13th A.D. 1906
by making contents known and handing them a true and correct copy
of same.

Howard D. Boy
James Decker Jr

Sworn and subscribed before me, this 3rd day of Sept. A.D. 1906.

NOTICE OF MEETING OF VIEWERS.

The undersigned viewers, appointed by the Court of Quarter Sessions of Cambria County, to view the ground and change the location of a part of the public road leading from the road, which extends from Nant-y-Glo to Belsano to the Clay Pike, from a point where the said road intersects with the road leading from Nant-y-Glo to Belsano to a point where the said road makes a turn to the right, just after crossing The Pennsylvania Railroad, in going in the direction of the Clay Pike, all within Blacklick Township, Cambria County, Pennsylvania, hereby give notice to all persons interested that they will meet for the purpose of their appointment at the Office of the Cardiff Coal Company, in Blacklick Township, Cambria County, Pennsylvania, near where the said road is proposed to be changed, at nine o'clock A. M. on Saturday the 25th day of August A. D. 1906, when and where all persons interested may attend if they see proper.

J. L. Elden
Isaac Mahan
David Strayer
Viewers.

August 13th 1906.

Aug. 13, 1906,
By. *Service of above notice accepted.*
J. B. Lehman
Clerk of County Commission^{ers}

<p>No. 7 June Session, 1906.</p>	<p>In re Order to view, vacate, and supply road in Blacklick Township.</p>	<p>REPORT OF VIEWERS.</p>	<p><i>Filed 4 September, 1906</i></p> <p>EVANS & EVANS ATTORNEYS-AT-LAW Ebensburg, Pa.</p>
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Oct. 2, 1906, approved and breadth fixed at 30 feet,
 By the Court,
 May 8, 1906, confirmed,
 C. E. Howell, Clerk,

TO THE HONORABLE FRANCIS J. O'CONNOR,

PRESIDENT JUDGE OF THE COURT OF QUARTER SESSIONS
OF CAMBRIA COUNTY.

The Petition of the undersigned residents and citizens of Blacklick Township, in said County, respectfully represents:

That they labor under some inconvenience by reason of the dangerous location of a portion of the public road in said Township, which is hereafter described and which has become useless, inconvenient and burdensome, and which they desire vacated and another part laid out in its stead; that the portion of the public road hereafter described, which your petitioners desire to have vacated and changed, contains very steep grades and is exceedingly dangerous to the public by reason of its passing close to the exhaust steam of the Power-house of the Cardiff Coal Company, and also by reason of compelling the public to drive under the tipples of the Cardiff Coal Company, on which and over which, cars of coal are run; that this portion of said road can be changed so as to avoid these dangers and at the same time secure a better grade and provide a part of the road which will be useful to the public.

They therefore pray that that part of the public road leading from the road, which extends from Nant-y-Glo to Belsano, to the Clay pike, should be vacated from a point where the said road intersects with the road leading from Nant-y-Glo to Belsano, to a point where said road makes a turn to the right, just after crossing The Pennsylvania Railroad, going in the direction of the Clay pike, all within Blacklick Township, Cambria County, Pennsylvania, and that a new road be laid out from a point where said Township road makes a bend just after crossing The Pennsylvania Railroad, going in the direction of the Clay pike to a point in the road leading

from Nant-y-Glo to Belsano near the sand house, close to the place where said road from Nant-y-Glo to Belsano crosses The Pennsylvania Railroad, and thus remove the dangerous portion of this road and provide a road which will be useful to the public.

That your petitioners have given written notice of their intention to present this petition and make application for the change in said road as required by the Act of Assembly, a copy of which notice is hereto attached.

That Counsel for petitioners have been unable to find the Docket entry of the original road, a part of which is asked in this petition to be vacated, and are for that reason unable to give the number, term and page of the Docket containing the same, as required by Rule 24 of the Rules for the Courts of Oyer and Terminer and Quarter Sessions of the Peace of this County.

They therefore pray this Honorable Court to waive the requirements of said Rule 24 in this proceedings.

They therefore pray your Honor to appoint viewers for the purpose prayed for in this petition.

And they will ever pray &c.

<i>C. C. Hooy</i>	<i>Chas. Cameron</i>
<i>J. B. Simon</i>	<i>John Duncan</i>
<i>H. M. Reese</i>	<i>B. L. Duncan</i>
<i>J. W. Reese</i>	
<i>J. H. Messinger</i>	<i>J. E. Brown</i>
<i>C. P. Messinger</i>	<i>Montell Davis</i>
<i>J. S. Reese</i>	<i>Wesley Black</i>
<i>H. S. Kairis</i>	<i>D. L. Davis</i>
<i>J. S. Stevenson</i>	

U. L. Lambing
Grook Miller

Geo R Lowell

J. E. Blickensderfer

Geo Caldwell

F. M. Selders

Webster Griffith

Aly. Lawrence

Simon Adams

H. G. Campbell

J. V. Miller

John W. Kayser

B. F. Mahan

T. M. Green

Or Or 10 20 30

J. S. [unclear]

J. T. Crawford

Ed Atkins

Wm Crawford

Carrie [unclear]

Chas Decker

P. W. [unclear]

J. J. Selders

J. S. Mahan

Jan [unclear]

J. S. Mahan

A. G. [unclear]

John [unclear]

W. [unclear]

L. S. [unclear]

P. [unclear]

W. Donaldson

C. E. [unclear]

Wm [unclear]

J. H. Harrison & A. Smith

G. A. Michael

J. O. [unclear]

C. H. Green

G. F. [unclear]

J. [unclear]

G. F. [unclear]

[unclear]

G. F. [unclear]

H. M. Strayer

J. [unclear]

CAMBRIA COUNTY, SS:

J. B. Simons one of the
above named petitioners, being duly sworn according to law says,
that the facts set forth in the foregoing petition are true and
correct to the best of his knowledge and belief.

J. B. Simons

Sworn and Subscribed before me
this 4th day of March
A. D. 1906.

Walter Jones

Notary Public,
Commission Expires April 13th 1907

to 7 June Less 1906 Rd.
Petition of Citizens
of Blacklick Twp
Cambria County Pa,
for Change of
Public Road in
Said Township

Filed 7 August 1906
P E T I T I O N .

And now, August 7
1906, the within petition
read and considered, and
the requirements of Rule
24 of the Rules of the
Courts of Oyer and Terminer
and Quarter Sessions of
Cambria County, are waived
in this case, and *waived*

measures
David Strayer and J. S.
Elder

P
are appointed viewers.
Evans & Evans
Attorneys-at-Law
Ebensburg, Pa.

To _____ one of the Supervisors of
Blacklick Township.

You are hereby notified that there will be presented to the Honorable Francis J. O'Connor, President Judge of the Court of Quarter Sessions of Cambria County, a petition, by the residents and citizens of Blacklick Township, Cambria County, praying the Court to change a part of the public road which runs from the Clay pike to a point in the road leading from Belsano to Nant-y-Glo, at or near the works of the Cardiff Coal Company; that the petitioners pray that that portion of part of said road, beginning at the point where the same intersects the road leading from Nant-y-Glo to Belsano and running to the point where the same makes a turn to the right after crossing The tracks of The Pennsylvania Railroad Company and going in the direction of the Clay pike, and to lay out instead thereof a new part for said road from the point where the said road makes a bend after crossing The Pennsylvania Railroad, to a point in the road leading from Nant-y-Glo to Belsano near the sand-house and near the place where said road leading from Nant-y-Glo to Belsano crosses the Pennsylvania Railroad.

W

Erasmus T. Evans
Atty for Petitioners

CAMBRIA COUNTY, SS:

J. B. Simons one of the
within petitioners, being duly sworn according to law says, that

he served the above notice on Frank Altimus Perry

Geo. E. Holmes Sec & Walter Edwards

the Supervisors of Blacklick Township, Cambria County, Pennsylvania,
by handing each of them a true and correct copy thereof:

J. B. Simons

Sworn and Subscribed before me
this 4 day of August A.D.
1906.

Geo. E. Holmes J.P.

My Commission expires the 1st Monday of May, 1907.