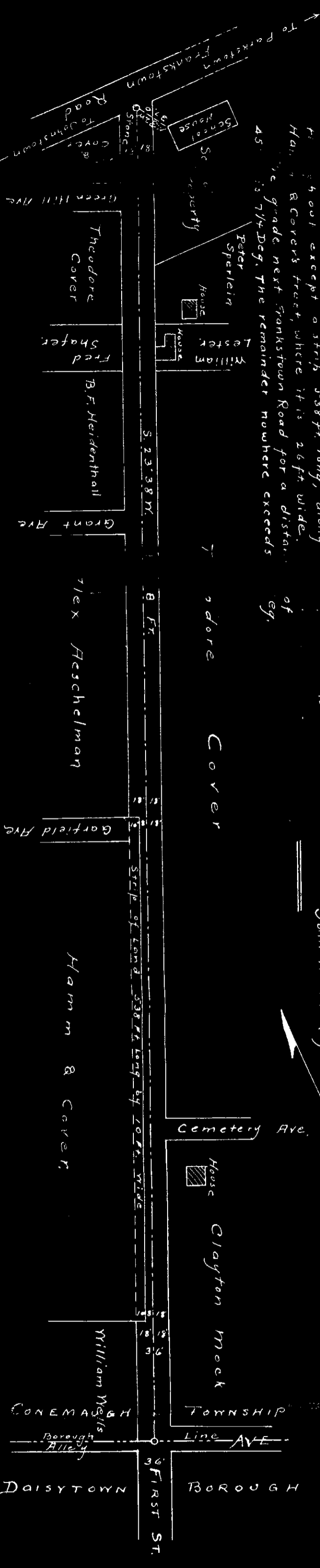


P. 10th E - March 1908
Rat Michaelmed



NOTE

road is now in use and is 36 ft wide. It has a strip 58 ft long, along which G. Covers tract, where it is 26 ft wide. The grade next Frankstown Road for a distance of 7/4 Deg. The remainder nowhere exceeds 45.

Map Showing View of
 PROPOSED ROAD
 in
 Conemaugh Twp. Cambria Co. Pa.
 Scale 100ft. to 1 in.
 Viewed May 21, 1908.
 Nos March Secs. 1908
 Viewers
 F.D. Baker Sur.
 W.G. Griffith
 John Hannan

Clayton Mock House

CONEMAUGH BOROUGH
 DAISYTOWN BOROUGH
 Line Ave
 36 FIRST ST.

To the Honorable F. J. O'Connor, President Judge of the Court of Quarter Sessions of Cambria County, Pennsylvania.

The petition of the undersigned, inhabitants of Conemaugh Township and Daisytown Borough, in said County, respectfully represents:

That they labor under great inconvenience for want of a public road or highway beginning at a point on the Frankstown Road at the northwest corner of public school lot of the School District of Conemaugh Township, in said Township and County and ending at the mouth of First Street on the line of Daisytown Borough, said First Street being a public highway of said Borough, County aforesaid. The said proposed highway forming a connecting link between Frankstown Road and First Street, both public highways.

The petitioners therefore pray for three qualified viewers, to be duly appointed by the Court, to view the ground proposed for said road and, if they see occasion, lay out the same and make report of their proceedings to the next term of this Court.

<u>Clayton I Mock</u>	:	_____
<u>F. W. ...</u>	:	_____
<u>B. F. Huderthal</u>	:	_____
<u>W. A. Lester</u>	:	_____
<u>R. W. Leidy</u>	:	_____
<u>Herman Paul</u>	:	_____
<u>L. L. Parks</u>	:	_____
<u>6 Park Custer</u>	:	_____
<u>Peter A. Sperlein</u>	:	_____
<u>Joseph Helix</u>	:	_____
<u>Alexander Aschliman</u>	:	_____
<u>Joseph Murton</u>	:	_____
<u>Theo. Cover</u>	:	_____
_____	:	_____
_____	:	_____

State of Pennsylvania : SS:
County of Cambria :

On this Fifth day of May, A. D. 1908, personally appeared before me, the undersigned authority, Theodore Cover, one of the petitioners within-named, who being duly affirmed, according to law, says that the statements made in the foregoing petition are true and correct to the best of his knowledge and belief.

Theodore Cover

Affirmed and subscribed to before me the day and year aforesaid.

Jesse Cooper (SEAL)
Notary Public.

My Commission Expires Jan. 18, 1909.

To the Board of Supervisors of Conemaugh Township, Cambria County, Pennsylvania.

You are hereby notified that on the Fifth day of May, A. D. 1908, there will be presented to the Court of Quarter Sessions of the Peace of the County of Cambria held at Ebensburg, in the said County, the petition of divers inhabitants of the Township of Conemaugh and Borough of Daisytown in said County, setting forth that they labor under inconvenience for want of a public road or highway beginning at a point on the Frankstown Road at the northwest corner of public school lot of the School District of Conemaugh Township, in said Township and County and ending at the mouth of First Street on the line of Daisytown Borough, said First Street being a public highway of said Borough, County aforesaid. The said proposed highway forming a connecting link between Frankstown Road and First Street, both public highways.

May 4, 1908

Charles C. Green
Attorney for Petitioner.

We accept service of the within notice.

Edman Richard
Chas. W. B. B. B.
A. M. B. B.
Supervisors of Conemaugh Township.

MAY 5 1908

Service accepted for County Commissioners,

J. B. Lehman
Clerk.

S. March 8 1908

PETITION

Inhabitants of Conemaugh
Twp. and Belsytown Boro. for
a Road in Conemaugh Twp.

Filed 5 May, 1908.

For May 5, 1908 between
petitioners and Conemaugh
Twp. and Belsytown Boro.
for a Road in Conemaugh Twp.

Witness
my hand and seal of office
this 5th day of May, 1908.

CHARLES C. GREER,
LAWYER,
JOHNSTOWN, - PA.

Notice of Re-view.

Notice is hereby given that the viewers: appointed by the Court of Quarter Sessions to re-view the ground for a public road beginning at a point on the Frankstown Road at the north-west corner of public school lot of the School District of Conemaugh Township, in said township and county and ending at the mouth of First street on the line of Daisytown Borough, said First street being a public highway of said borough, county aforesaid. The said proposed highway forming a connecting link between Frankstown Road and First street, both public highways: will meet on the premises in the said township of Conemaugh, on the 3rd day of December, 1908, at ten o'clock a. m., for the purpose of re-viewing said ground.

C. P. Collins

J. ~~Emmet~~ Lucas

W. S. Stutzman

November 20, 1908.

Nov. 23, 1908.

*Service accepted on above for
County Commissioners,*

*J. P. Sheehan
Chairman*

NOV 23 - 1908

STATEMENT

C. P. COLLINS, Assoc. Mem. Am. Soc. C. E.

CIVIL AND MINING ENGINEER, 305-306 SUPPES BLDG.

INSTALLATION OF COAL PLANTS, WATER WORKS, SEWERAGE AND SEWAGE DISPOSAL, ESTIMATES AND
REPORTS, TOPOGRAPHICAL MINE AND LAND SURVEYS, BLUE PRINTING.

JOHNSTOWN, PA.

DEC. 8

1908

County of Cambria

TO C. P. COLLINS, DR.

Dec	3	To Service of Aerial	5 00
"	"	" " of F. Mardis Chairman	1 50
"	"	" " A. Havel "	1 50
"	4	" " Office, Maps	5 00
"	8	" " " Report	5 00
"	"	" Mileage	0 60
"	"	" Inspecting Report	0 25
			<u>\$ 18 85</u>

Jhinton Pa. Dec 8 1908

County of Cambria

To W. S. Plutzman Dr

To 1 day Service as Victim
" Mileage
" 1 day on Report.

\$ 3 00
0 72
3 00
\$ 6 72

Johnstown Pa. Dec. 8-08
County of Cambria
To J. Emmet Lucas Dr.

To 1 day Permis on Viewin	\$ 3 00
" Mileage	0 72
" 1 day on Report.	3 00
	<hr/>
	\$ 6 72

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 ^{7th} day of September A. D. 1908, before the Honorable Judge of the said Court: Upon the petition of divers ^{owners of land} inhabitants of the Township of Coneaugh, in the said County, setting forth ~~that they labor under incon-~~

~~venience for want of a~~ ~~road or highway, to lead from~~
~~that they are the owners of land in Coneaugh Township through~~
~~which the above mentioned proposed road was laid out, and are~~
~~directly interested in the laying out of a road, as suggested in the~~
~~petition filed in the above stated case; that if the report of the viewers~~
~~in said case be confirmed by this Court, the road as laid out by~~
~~them will be very injurious to your petitioners, and burdensome to~~
~~the inhabitants of the township through which the same will pass;~~
~~that said road as laid out is not the most practicable road for the~~
~~purpose of allowing an outlet or forming a connecting link~~
~~from Daisytown Borough to the Fehault town road, nor can the~~
~~same be graded so as to be preserved within the five per cent~~
~~limit required by law but to the contrary thereof can be~~
~~graded only in places thereof, making it at certain seasons~~
~~of the year almost impracticable and very dangerous~~

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

C. P. Collins surveyor, and J. Emmet
Lucas and W. S. Stutzman

viewers, to re-view the ground proposed for said road, and if they re-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:

J. S. Kirkhead 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."

NO. 8 March SESSION, 1908

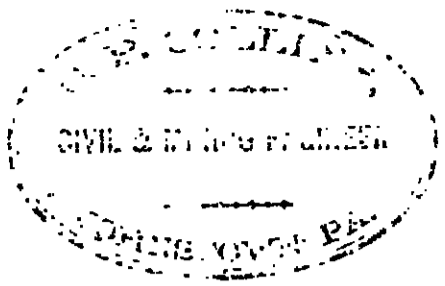
Order to R-view road in
Cochran's Township

Viewers.

C. P. Collins
J. Emmet Fucal
W. S. Stutzman

Clerk 90 cts.

W. S. Stutzman
M. Keeble

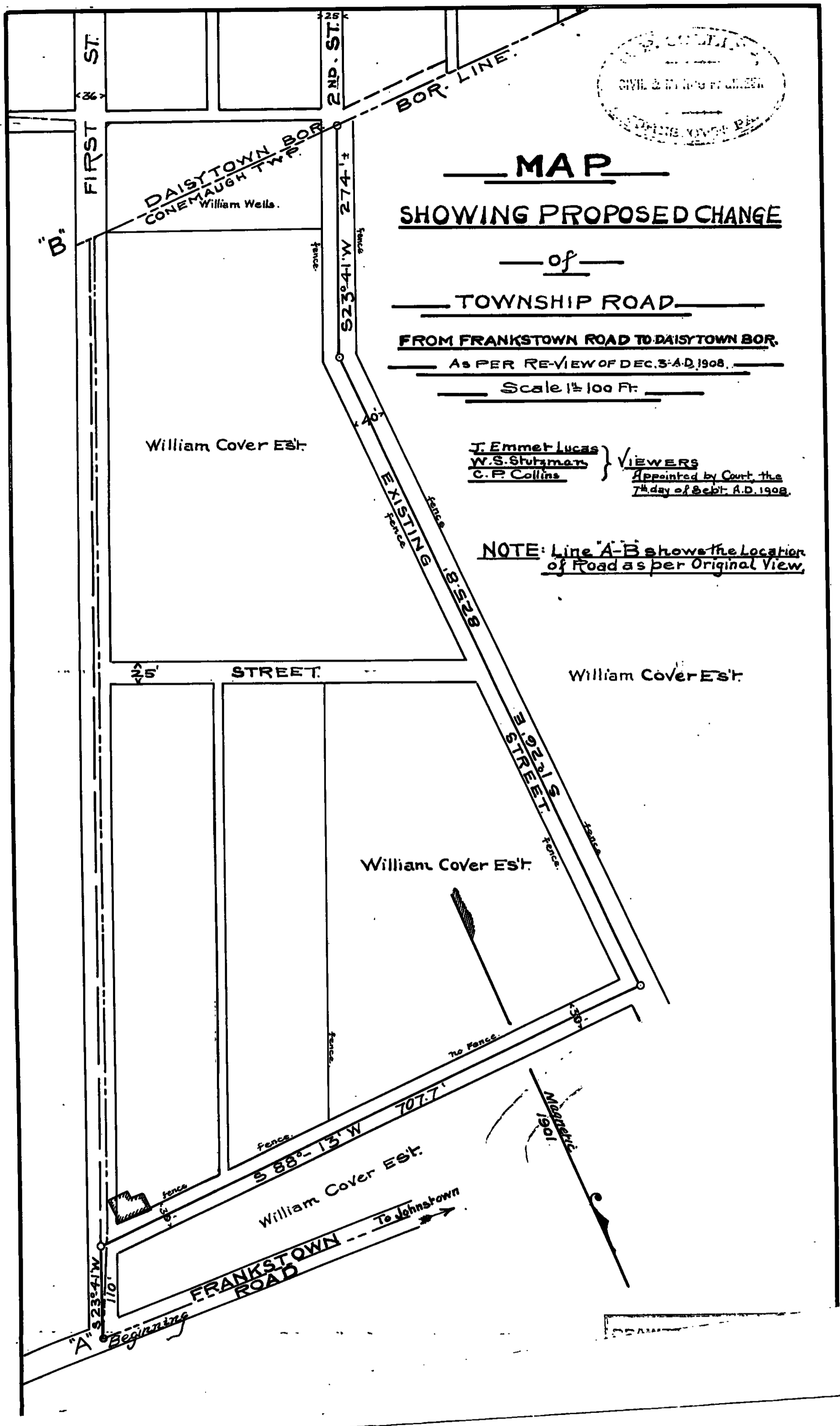


MAP
SHOWING PROPOSED CHANGE

of
TOWNSHIP ROAD
FROM FRANKSTOWN ROAD TO DAISYTOWN BOR.
As PER RE-VIEW OF DEC. 3-A-D, 1908.
Scale 1/4" = 100 Ft.

J. Emmet Lucas
W. S. Stutzman
C. P. Collins } **VIEWERS**
Appointed by Court the
7th day of Sept. A.D. 1908.

NOTE: Line A-B shows the Location of Road as per Original View.



IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY.

To the Honorable F. J. O'Connor, President Judge of said Court:

We, the undersigned viewers appointed by your Honorable Court as shown by the order dated the 7th day of September, A. D., 1908, and hereto attached, to re-view a certain road in Conemaugh Township, as therein noted, respectfully report:

That after having given due public notice of the time and place of meeting of the viewers by printed hand bills, as required by law, a copy of which is hereto attached:

We met at the time and place appointed and after having been each duly sworn or affirmed proceeded to re-view the said road, a draft or map of which is hereto attached and made a part of this report, and are of the opinion that the change of location of said road, as shown on the draft hereto attached, will be of great benefit to the public, for the following reasons:

We re-viewed the site and location of the road proposed to be vacated, making a personal examination of the ground between the Frankstown Road and the Borough of Daisytown, the location of which is shown on the accompanying map between the points "A" and "B".

After a careful examination we found that to make this road in accordance with the requirements of law, as regards grade, will require considerable excavating, as the present grade of the road for a distance of about five hundred (500) feet from the Frankstown Road is very nearly thirteen (13) feet to the hundred.

This deep cutting will be a bad feature, causing much trouble in the winter season occasioned by the drifting of snow.

A very excellent road can be constructed at a minimum cost along the line shown on the accompanying map between point "A" aforesaid and the Daisytown Borough line at Second street.

We therefore feel that the change of location as shown on the map will be of great benefit to the public. This change in location follows an existing street forty (40) feet in width, laid out by the

late William Cover, and is fenced in on both sides. This new road would take the following courses and distances:

Beginning at point "A" on the Frankstown Road, thence south twenty-three degrees forty-one minutes ($23^{\circ}41'$) west one hundred and ten (110) feet; thence south eighty-eight degrees thirteen minutes ($88^{\circ}13'$) west seven hundred and seven and $\frac{7}{10}$ ($707 \frac{7}{10}$) feet along a thirty (30) foot street; thence south one degree twenty-six minutes ($1^{\circ}26'$) east eight hundred and twenty-five and $\frac{8}{10}$ ($825 \frac{8}{10}$) feet along a forty (40) foot street; thence south twenty-three degrees forty-one minutes ($23^{\circ}41'$) west two hundred and seventy-four (274) feet more or less to the line dividing Conemaugh Township from the Borough of Daisytown on Second street.

We have estimated damages to the estate of William Cover as follows:

Estimation of damages:

Land	\$200.00
Fencing	<u>75.00</u>
Total	\$275.00

J. Emmet Lucas
W. Stutzman
C. P. Collins
Viewers.

108 Mich. Assn 1908 R & A

ROAD VIEW IN
CONEMAUGH TWP.
CAMBRIA CO. PA.

REPORT OF,
W. S. Stutzman,
J. Emmet Lucas,
C. P. Collins. } VIEWERS.

Filed 12 December, 1908.

C. P. COLLINS,
Civil & Mining Engineer,
JOHNSTOWN, PA.

Baltimore Office Supply Co., Balto., Md.

To the Honorable F. J. O'Connor, President Judge of the Court of Quarter Sessions of Cambria County, Pennsylvania:

We, the undersigned, appointed by the annexed order as Viewers, do report that pursuant thereto, after having been severally sworn, all of the Viewers appointed by the said order viewed the ground proposed for a road as mentioned in the within order and the undersigned do agree that there is occasion for a road as desired by the petitioners and that the same is necessary for a public road; that having had respect to the shortest distance and the best ground, we have laid out the proposed road to do the least injury to private property and as far as practicable according to the desire of the petitioners; and do return that for public use the following described ^Road, beginning at a point on the Frankstown Road, a public highway leading southwardly from Johnstown; at a distance of Thirty-seven (37') feet from the northerly corner of a public school building of the School District of Conemaugh Township in said Township, Cambria County, Pennsylvania, and also being on the southerly side or line of said Frankstown Road and extending South 23°38' West One Thousand Four Hundred and Twenty-eight feet (1428') to First Street in the Borough of Daisytown, a public highway; said terminus being at the mouth of said First Street at the Borough boundary, as more clearly shown on the map accompanying this report and hereby made part hereof. The said road being at an elevation of less than 5° except Four Hundred and Fifty feet (450') at the beginning of the said road where the grade is necessarily somewhat in excess thereof and where it was not practicable to preserve it within the 5° limit.

The undersigned further report that they have been unable to procure from the owners of the land over which the said road passes, releases of damages, altho they have endeavoured so to do; among others being lands of Charles B. Cover, Charles B. Hamm and Mary B. Hamm, but in the cases of these parties have taken into consideration the advantages to be derived from the road passing thru their land and therefore report that

they are not entitled to any damages.

The undersigned further report that before said view public notice of the time and place of meeting of the viewers was given by twelve posters put up at the most convenient places along the proposed route and in the vicinity ten days before the said meeting and also similar printed notices of the meeting was given to the Supervisors of Stonycreek Township and also to the Commissioners of Cambria County ten days before the said meeting. The annexed plot or draft of said road showing the courses and distances and briefly noting the improvements thru which the same passes and a copy of the said notices, accompanies this report.

Alles original notus gura Subscribes an Compromissus
Witness our hands and seals this thirteenth day of

May, A. D. 1908 .

Frank W. Baker (SEAL)
John Hamman (SEAL)
W. G. Griffith (SEAL)

Vines

Bill of Costs

Frank D. Baker	Surveyor - Viewer	2 days	\$10.00	
" " "	" "	1 mile	.05	\$10.05
John Hannan	Viewer	1 day	3.00	
" "	"	1 mile	.05	3.05
Wm. G. Griffith	Viewer	1 day	3.00	
" " "	"	1 mile	.05	3.05
Leroy V. Ling	Chainman	1 day	2.00	2.00
Harry Hildebrand	"	1 day	2.00	2.00
Jessie Cooper	Notary Public	Affs.	.75	<u>.75</u>
	Total.			\$20.90

(CM)

NOTICE OF VIEW

Notice is hereby given that the viewers appointed by the Court of Quarter Sessions of Cambria County, Pennsylvania, to view the ground for a public road, beginning at a point on the Frankstown Road, at the northwest corner of public school lot of the School District of Conemaugh Township, in said Township and County and ending at the mouth of First Street on the line of Daisytown Borough, said First Street being a public highway of the Borough of Conemaugh and County aforesaid. The said proposed highway forming a connecting link between Frankstown Road and First Street, both public highways, in the Township of Conemaugh, County of Cambria and State of Pennsylvania.) as designated in the petition for the same), will meet at the place of the beginning, at the school house mentioned above in said Conemaugh Township on the Twenty-first day of May, A. D. 1908, at 10 o'clock A. M., for the purpose of viewing the ground aforesaid.

J. R. Baker
John Harmon
W. G. Griffith
Viewers

May 11, 1908.

~~No, the undersigned, Co.~~

NOTICE OF VIEW

Notice is hereby given that the viewers appointed by the Court of Quarter Sessions of Cambria County, Pennsylvania, to view the ground for a public road, beginning at a point on the Frankstown Road, at the north-west corner of public school lot of the School District of Conemaugh Township, in said Township and County and ending at the mouth of First Street on the line of Daisytown Borough, said First Street being a public highway of the Borough of Conemaugh and County aforesaid. The said proposed highway forming a connecting link between Frankstown Road and First Street, both public highways, in the Township of Conemaugh, County of Cambria and State of Pennsylvania.) as designated in the petition for the same), will meet at the place of the beginning, at the school house mentioned above in said Conemaugh Township on the Twenty-first day of May, A. D. 1908, at 10 o'clock A. M., for the purpose of viewing the ground aforesaid.

J. R. Baker
John Harrison
Wm. G. Griffith
Thoms

May 11, 1908.

We, the undersigned, Supervisors of Conemaugh Township, Cambria County, Pa., hereby accept service of the above notice.

Edwan Reiser
Charles B. ...
...
Supervisors

NOTICE OF VIEW

Notice is hereby given that the viewers appointed by the Court of Quarter Sessions of Cambria County, Pennsylvania, to view the ground for a public road, beginning at a point on the Frankstown Road, at the northwest corner of public school lot of the School District of Conemaugh Township, in said Township and County and ending at the mouth of First Street on the line of Daisytown Borough, said First Street being a public highway of the Borough of Conemaugh and County aforesaid. The said proposed highway forming a connecting link between Frankstown Road and First Street, both public highways, in the Township of Conemaugh, County of Cambria and State of Pennsylvania.) as designated in the petition for the same), will meet at the place of the beginning, at the school house mentioned above in said Conemaugh Township on the Twenty-first day of May, A. D. 1908, at 10 o'clock A. M., for the purpose of viewing the ground aforesaid.

J. D. Baker
John Harman
Wm. G. Griffith
Vienna

May 11 1908.

We, the undersigned, Commissioners of Cambria County, hereby accept service of the above notice.

John ...
...
Conrad Baber

Attest:

J. P. Lehman
Clerk.

(SEAL)

Kuntz signature c. c. g.

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 fifth day of May A. D. 1906, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Conemaugh & Bo. of Daisytown in the said County, setting forth that they labor under inconvenience for want of a public road or highway, to lead from a point on the Frankstown Road at the northwest corner of public school lot of the School District of Conemaugh Township in said Township and county and ending at the mouth of First Street on the line of Daisytown Borough, said First Street being a public highway of said Borough, county aforesaid. The said proposed highway forming a connecting link between Frankstown Road and First Street, both public highways.

and therefore praying the Court to appoint proper persons to view and lay out the same according to law. The Court, upon due consideration had of the premises, do order and appoint J. D. Baker surveyor, and Wm. S. Griffith and John Hamman 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:

J. S. Kestead, Clerk.

Filed for record 10/10/06

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. *8*, *March* SESSION, 190*8*.

Order to view *public road*
in *Commonwealth of N. J.*

Viewers.

J. D. Baker
Wm. S. Griffith
John H. Hamman

Clerk *Kirkland* 90 cts.
Greer

Report of Viewers

W. S. M. Lee, 1908

Connel Park, Conemaugh Tp.

In re Proposed Road
in Conemaugh Twp.

*Filed 1 June, 1908,
in Open Court,*

CHARLES C. GREER,
LAWYER,
JOHNSTOWN, - PA.

Baltimore Office Supply Co., Balto., Md.

4 August, 1908. Approved and breached filed as thirty feet.

By the Court.