

TO THE HONORABLE MARLIN BINGHAM STEPHENS,

PRESIDENT JUDGE OF THE COURT OF QUARTER SESSIONS

OF THE PEACE OF CAMBRIA COUNTY, PENN'A.

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

That they labor under some inconvenience by reason of the steep grade and sharp curve in a public road in said Township leading from the Borough of Ebensburg to the Borough of Loretto, part of which they desire vacated and another laid out instead.

They pray that that part of the public road which leads from the Borough of Ebensburg to the Borough of Loretto, in Cambria County, Pennsylvania, should be vacated from a point ^{one hundred} ~~five hundred and~~ ~~and forty three~~ feet distant from the point on said road where the Ebensburg and Blacklick Division of the Pennsylvania railroad intersects the Eastern end of High Street in the Borough of Ebensburg, which said High Street connects with the said public road leading from Ebensburg to Loretto at the Borough line, to a point one thousand seven hundred and seven feet from the point where the said Ebensburg and Blacklick Division of the Pennsylvania railroad intersects said road in the Eastern part of the Borough of Ebensburg, all within the Township of Cambria, Cambria County, Pennsylvania, and a new road laid out from same point to same point at a proper grade and curvature and thus eliminate the dangerous and inconvenient part of the present road.

They therefore pray your Honor to appoint Viewers for this purpose.

And they will ever pray, etc.

L. S. Jones

W. R. Rawland

Edward Bowers

A. M. Prairie

Ed. C. C. C. C.

J. R. Davis

~~Robt Gittings~~

D. L. Owens

Geo. Pitt

~~J. J. Roberts~~

~~Geo. Jones~~

George James

John Kirschner

~~Ray W. Jones~~

~~John S. Long~~

~~Oscar Evans~~

~~Benj Evans~~

O. R. Jones

D. M. Jones

Austin Lloyd

J. W. Lewis

W. H. Black

W. H. Davis

~~A. W. Bask~~

~~Evan Griffith~~

~~D. J. Jones~~

P. E. Jones

Edgar Long

W. D. Jones

John G. Griffith

~~John J. Evans~~

~~J. J. W. Jones~~

W. F. Murphy

L. J. Hughes

Daniel W. Jones

Perkins Jones

Arthur Simpson

Arthur Jones

J. S. Davis

W. H. Jones



to, June 22nd 1912

PETITION for appointment of
Viewers to vacate road.

AND NOW, June 3rd, 1912,

A. M. Shoemaker

John L. Seng

P. H. Lamont

are appointed Viewers.

By the Court
Filed 7 June 1912

EVANS & EVANS

EBENSBURG, PA.

JOHN E. EVANS CHAS. S. EVANS

In the matter of the Petition
of certain citizens of
Cambria Township to vacate
and supply a public road
leading from Ebensburg Borough
to Loretto Borough in Cambria
County, Pennsylvania.

In the Court of Quarter Sessions
of Cambria County, Pennsylvania.
No. 1 June Sessions, 1912. R.D. Vol. 5
page 329.

PETITION FOR REVIEW.

TO THE HONORABLE MARLIN B. STEPHENS, PRESIDENT JUDGE OF SAID COURT:

The Petition of the undersigned inhabitants of the Township of Cambria and the Borough of Ebensburg, respectively, County and State aforesaid, respectfully represent:-

That a public road hath been lately viewed and vacated and a new road laid out upon an order issuing out of your Honorable Court on the Twelfth day of June 1912, said road being a part of a public road leading from the Borough of Ebensburg to the Borough of Loretto in Cambria County aforesaid, beginning at a point one hundred feet distant from the point on said road where the Ebensburg and the Blacklick Division of the Pennsylvania Railroad intersects the Eastern end of High Street in said Borough of Ebensburg to a point one thousand seven hundred and seven feet from the point where the said Ebensburg and Blacklick Division of the Pennsylvania Railroad intersects said road in the Eastern part of the Borough of Ebensburg, the report of Viewers having been filed on the Fourth day of September 1912.

That the said road as viewed and laid out would be very expensive to open, two bridges as well as a heavy fill being required in order to properly open and construct said road where same has been laid out, all of which would be very burdensome to your Petitioners as well as to the remaining Tax payers of the Township of Cambria!

That a better location for said road can be had than the one as laid out by the Viewers aforesaid.

Your Petitioners further represent that, in view of the fact that said road was on June 1, 1912, taken over by the State Highway Department of Pennsylvania under the Act of 31 May, 1911, P.L. 468, it being known in said Act as Route No. 53, any proceeding that has in mind the change or alteration of the route or any part of the route of said road, without notice to said State Highway Department, would be ill-timed, ill advised, improper and burdensome to your Petitioners as well as to the other Tax-payers of Cambria Township.

Your Petitioners therefore pray your Honorable Court to appoint proper persons, qualified according to law, to review the ground proposed for said road, as described in the original Petition, and make report of their proceedings to the next term of Court, and thus they will ever pray,

| NAME | RESIDENCE. |
|-----------------|------------------|
| Lehas Murphy | Cambria Township |
| William Murphy | " |
| Luke a. Byrne | " |
| David T Reese | " |
| Clark E. Reese | " |
| Abraham Reese | " |
| Henry J. O'Hara | " |
| A. P. Ryan | " |
| J. A. Hall | " |
| Alex. Hall | " |
| T B O'Hara | " |

| Name | Residence |
|--|---------------------------------|
| Messrs. John J. Ennis. Leo F. Merrick | Ebensburg Tenn. Ebensburg Pa |
| David B Ludwig | Ebensburg Pa |
| Felix Ludwig | " " " |
| Clinton D. Bennett. | Cambria Township |
| John Owens | Ebensburg Pa. |

State of Pennsylvania }
County of Cambria. } SS

Felix Ludwig

being duly

sworn according to law deposes and says that the matters and statements contained in the foregoing Petition are true and correct to the best of his knowledge, information, and belief.

Sworn and subscribed before

me this 6th day of December, 1912

Felix Ludwig

S. S. Kinshead

Clerk I. S.

No. 1 Jan Session 1912

In Court of Quarter
Session of Cambria
County, Pennsylvania

In re Petition of citizens
of Cambria Township to
vacate and supply a Public
Road leading from
Olevansburgh Township to
Loretto Township, Cambria
County, Pennsylvania.

Petition for Review.

Now, Dec. 7, 1912, the
within petition presented
in open Court
By the Court

Filed 7 December 1912

Morgan L. Evans

ATTORNEY AT LAW
EBENSBURG, PENNSYLVANIA

TO THE COMMISSIONERS OF CAMBRIA COUNTY,
AND THE SUPERVISORS OF ROADS OF THE TOWNSHIP
OF CAMBRIA, IN SAID COUNTY OF CAMBRIA.

GENTLEMEN:

You are hereby notified that a Petition will be presented to the Court of Quarter Sessions of the Peace of Cambria County, Pennsylvania, on Monday, the 3rd day of June, 1912, asking for the appointment of Viewers to vacate a part of the road leading from the Borough of Ebensburg to the Borough of Loretto, Beginning at a point ~~Five hundred and forty-three~~ ^{one hundred} feet distant from the point on said road where the Ebensburg and Blacklick Division of the Pennsylvania Railroad intersects the Eastern end of High Street in the Borough of Ebensburg, which said High Street connects with the said public road leading from Ebensburg to Loretto at the Borough line, to a point one thousand seven hundred and seven feet from the point where the said Ebensburg and Blacklick Division of the Pennsylvania Railroad intersects said road in the Eastern end of the Borough of Ebensburg, and supply the same so as to avoid the present inconvenient and dangerous part of said road.

Crawford
Atty. for Petitioner

*May 25 1912, I hereby acknowledge service
of above notice*

James McClure
asst. Clerk.

E. J. Hughes
John B. Griffith
Daniel W. Jones

Answered Superior

KNOW ALL MEN BY THESE PRESENTS,

That we, L. S. Jones, D. W. Jones and John
A. Gray, all residents and citizens
of Cambria Township, Cambria County, Commonwealth of Pennsylvania,
and Alv Evans and Oak Kentner,
of the Borough of Ebensburg, in said County of Cambria, and Common-
wealth of Pennsylvania, are held and firmly bound unto the said
Commonwealth in the sum of One Hundred Dollars (\$100.00), lawful
money of the United States of America, to which payment well and
truly to be made and done, we bind ourselves and each of us, our and
each of our heirs, executors and administrators, firmly by these
presents. Sealed with our seals and dated the Third day of June,
A. D. 1912.

WHEREAS, the Petition of certain of the inhabitants and
citizens of the Township of Cambria, Cambria County, Pennsylvania,
has this day been presented to the Court of Quarter Sessions of the
said County of Cambria, setting forth that they labor under some
inconvenience by reason of the steep grade and sharp curve in a
public road in said Township leading from the Borough of Ebensburg
to the Borough of Loretto, part of which they desire vacated and
another laid out instead, and praying that that part of the public
road which leads from the Borough of Ebensburg to the Borough of
Loretto, in Cambria County, Pennsylvania, should be vacated from a
point 100 feet distant from the point on said road where the Ebens-
burg and Blacklick Division of the Pennsylvania railroad intersects
the Eastern end of High Street in the Borough of Ebensburg, which
said High Street connects with the said road leading from Ebensburg
to Loretto at the Borough line, to a point 1707 feet from the point
where the said Ebensburg and Blacklick Division of the Pennsylvania
railroad intersects said road in the Eastern end of the Borough of
Ebensburg, all within Cambria Township, Cambria County, Pennsylvania,
and a new road laid out from same point to same point at a proper

grade and curvature and thus eliminate the dangerous and inconvenient part of the present road; and praying for the appointment of Viewers to vacate and supply the said road.

NOW THE CONDITION OF THIS OBLIGATION is such that if the Petitioners for the said View if called upon by the Court shall make payment of the costs of said View into the Treasury of Cambria County as provided by law, then this Obligation shall be null and void; otherwise to be and remain in full force and virtue.

Sealed and Delivered in
the presence of

| | |
|----------------------|-------------------------------|
| _____ | <u>L. S. Jones</u> (SEAL) |
| _____ | <u>D. W. Jones</u> (SEAL) |
| <u>Chas S Cordus</u> | <u>J. Gray</u> (SEAL) |
| _____ | <u>J. W. Evans</u> (SEAL) |
| _____ | <u>O. A. Kirkcalds</u> (SEAL) |

No. 1. June 3rd 1912

In the Court of Quarter
Sessions of Cambria County.

In Re Petition of Citizens
of Cambria Township, Cam-
bria County, Pennsylvania,
for a public road.

BOND OF PETITIONERS.

AND NOW, June 3rd 1912,
the within Bond approved.

By the Court

EVANS & EVANS

EBENSBURG, PA.

JOHN E. EVANS CHAS. S. EVANS

Bond.

Know all men by these presents that we, David B. Ludwig &
A. J. Waters and John Owens,
of Ebensburg Pa.
are held and firmly bound unto the Commonwealth of Pennsylvania in the
sum of One Hundred Dollars, to be paid to said Commonwealth of Pennsylvania,
to which payment well and truly to be made we bind ourselves, our heirs,
executors, administrators and every of them, jointly and severally, firmly
by these presents.

Sealed with our seal and dated this the Sixth day of December, 1912

Whereas a certain petition for a review of a Public Road in
Cambria Township leading from Ebensburg Borough to Loretto Borough in
the County of Cambria, State of Pennsylvania, has been presented to the
Court of Quarter Sessions of said County of Cambria, the original petition
having been entered to No. I of the June Sessions 1912 of said Court and
of Record in Road Docket, Volume 5 page 329.

Now the condition of this obligation is such that if the Court
should direct and require the Petitioners for said review to pay the costs
incident to such review, as contemplated by the Act of April 4, 1907, P.L.
44, and said costs shall be paid, as in such act provided, then this obligation
to be void, otherwise to be in full force and virtue.

Sealed and delivered in
presence of:

J. L. Tibbott

David B. Ludwig (Seal)
A. J. Waters (Seal)
John Owens (Seal)

No. 11 June 2 - Sessions 1912.

In Court of Quarter
Sessions of Cambria
County, Pennsylvania

In re Petition of Citizens
of Cambria Township to
locate and supply a
Public Road leading from
Doushury Borough to
Loretto Borough,
Cambria County, Pennsylv-
vania.

Good accompanying is
Exhibit 1-11 Exhibits.

Rec'd 6/12/12
Paid off road
By Peter Card

Filed 7 December, 1912,

Wm. H. Evans

~~Wm. H. Evans~~
ATTORNEY AT LAW
EBENSBURG, PENNSYLVANIA

In re Petition of Citizens
of Cambria Township to
vacate and supply a
Public Road which leads
from Ebensburg Borough
to Loretto Borough in
Cambria County

In Court of Quarter
Sessions of Cambria County,
No. 1, June Session, 1912.
Exceptions to Report of Viewers

Dr. David B. Ludwig, by his attorney Morgan
St. Evans, excepts to the report of the Viewers
in the above entitled matter for the following
reasons:-

First. The report of the Viewers fails to state whether
the proposed change in said road is necessary for public
or private purposes.

Second. The proposed change in said road will entail
a heavy expense upon the County of Cambria ~~and~~ the Township
of Cambria, and an expense which ~~is~~ is needless for them
to incur as the ~~Commonwealth~~ Commonwealth of Pennsylvania has since June 1, 1912,
assumed charge of the road in question and said Commonwealth
wealth of Pennsylvania has the power and authority to make any
needed changes in said road and should be consulted before any
changes are made.

Third. The section of the road vacated, being a part of
Route, No. 53, as described in the Act of Assembly, approved
31 May 1911, P. L. 468, and said road having been taken over by
the State Highway Department of the Commonwealth of Pennsylvania
on June 1, 1912, or at a date prior to the institution of the
present proceedings, and no notice appearing to have
been given to the State Highway Department by the Petitioners
for the view or by the Viewers, the Petition for the appointment
of Viewers and the subsequent proceedings are without
authority of law, and the Report of the Viewers should be
dismissed.

Respectfully submitted,

Morgan St. Evans
Attorney for Dr. David B. Ludwig

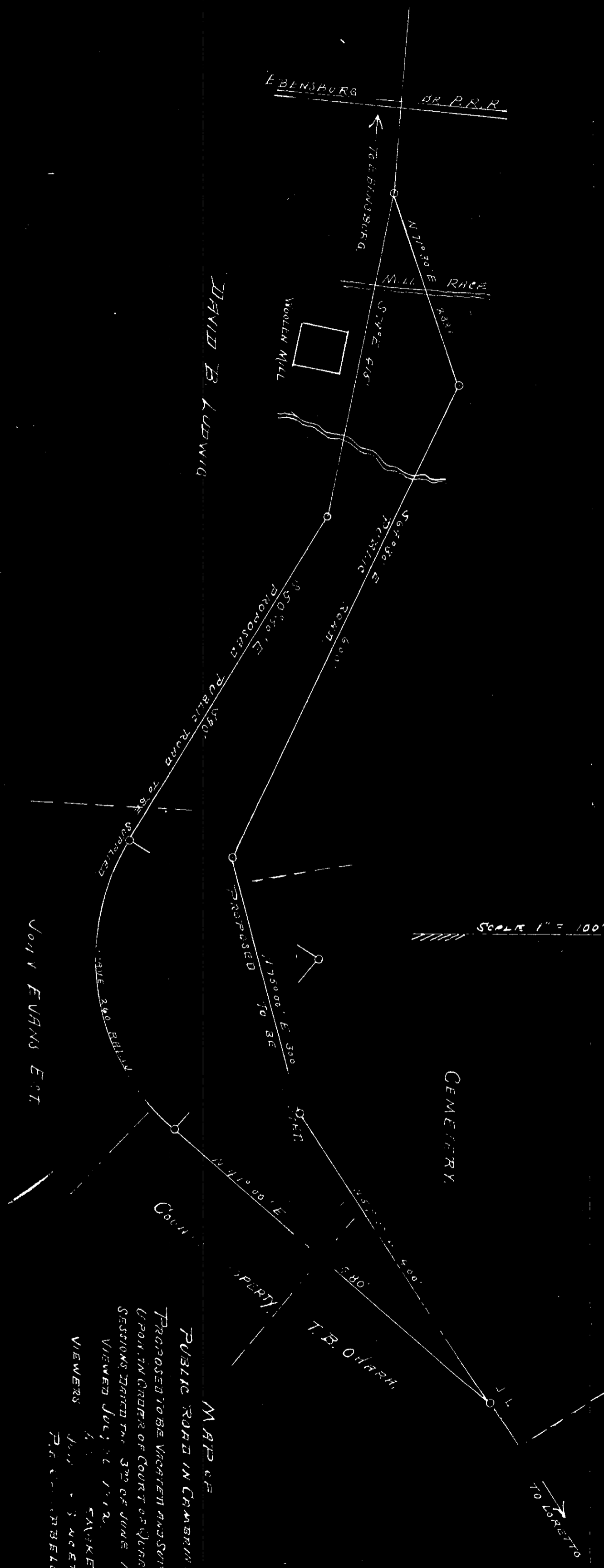
Ms. 1 June-Dec 1912.

In re Petition of Citizens
of Cambria Township to
vacate and supply a
Public Road which leads
from Edensburg Borough
to Lovell Borough in
Cambria County.

Excerpt to Confirmation
of Report of Assessors.

Filed 2 Dec 1912

Maryann H. Davis

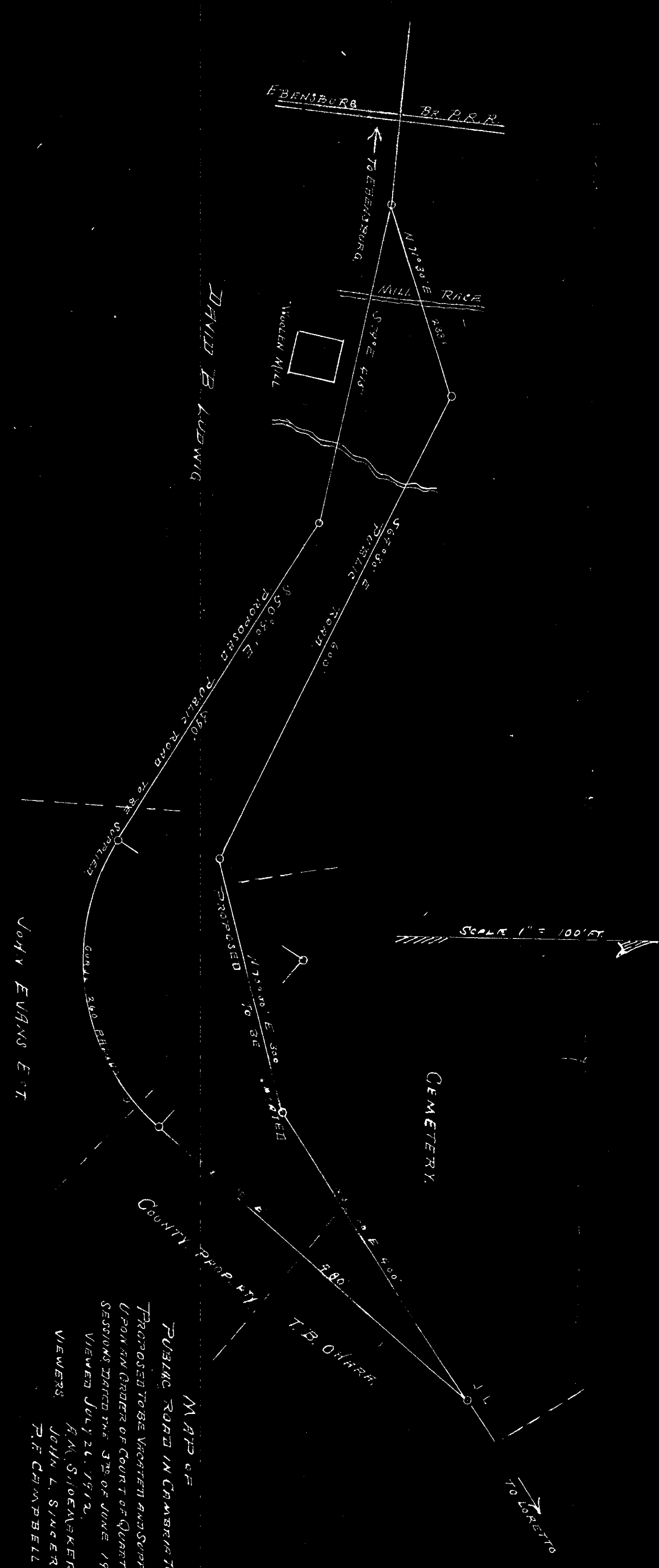


DAVID B. LUDWIG

SCALE 1" = 100' FT.

JOHN EVANS EST

MAP & C.
 PUBLIC ROAD IN CAMBRIDGE TWP
 PROPOSED TO BE VACATED AND SURVEILED
 UPON THE ORDER OF COURT AT VACANTER
 SESSIONS DATED THE 3RD OF JUNE 1912.
 VIEWED JULY 11, 1912.
 VIEWERS J. W. CYRER
 J. W. MEYER
 P. H. STEWART



EBENSBURG
PA P.R.R.
← TO EBENSBURG
N 17° 30' E 488.1'
MILL RACE
S 79° 30' E 600.0'
WOOLEN MILL
S 50° 30' E 1200.0' PROPOSED
PUBLIC ROAD TO BE SUPPLIED
N 17° 30' E 300.0' PROPOSED
TO BE SUPPLIED
CEMETERY
T.B. O'HARA
N 17° 30' E 500.0'
J.L.
TO LORETTO

SCALE 1" = 100' FT.

JOHN EVANS E.T.

MAP OF
PUBLIC ROAD IN CAMBRIA TWP
PROPOSED TO BE VACATED AND SUPPLIED
UPON AN ORDER OF COURT OF QUARTER
SESSIONS DATED THE 3RD OF JUNE 1912.
VIEWED JULY 26, 1912.
VIEWERS:
R.A. SIOCKVEKER
JOHN L. SLINGER
P.F. CHAMPBELL

Scale 1" = 100' FT.

TO LORETO

EBENSBURG
BR. P. R. R.

MILL RACE

N 71° 30' E

S 79° E 415'

WOOLEN MILL

S 64° 30' E
PUBLIC ROAD
600'

S 50° 30' E
PROPOSED PUBLIC ROAD
390'

PROPOSED

N 15° 00' E
TO BE VACATED

N 52° 00' E 400'

CEMETERY.

T. B. OHARA

COUNTY PROPERTY

CURVE 340' RADIUS 322'

TO BE SUPPLIED

JOHN EVANS EST.

DAVID B. LUDWIG

MAP OF

PUBLIC ROAD IN CAMBRIA TWP.

PROPOSED TO BE VACATED AND SUPPLIED
UPON AN ORDER OF COURT OF QUARTER
SESSIONS DATED THE 3RD OF JUNE 1912.

VIEWED JULY 26, 1912.

VIEWERS
A. M. SHOENMAKER
JOHN L. SINGER.

P. F. CAMPBELL

R E P O R T O F V I E W E R S .

To the Honorable M. B. Stephens, President Judge of the Court of Quarter Sessions of Cambria County:-

We the undersigned, members of the Board of Viewers appointed by your Honorable Court to view a certain piece of road in Cambria Township on the ~~road~~ leading from the Borough of Ebensburg to the Borough of Loretto, particularly noted and set out in the order of Court hereto attached for the purposes therein specified, respectfully report:-

That having given due notice of the view and of the time and place of meeting of the Viewers to the Commissioners of Cambria County and the Supervisors of Cambria Township by having them accept service of notices and to the traveling public by printed handbills posted in public and conspicuous places at and near the termini of the proposed new strip of road; all of us met in accordance with the notices given and having been first duly qualified according to law to perform the duties of our appointment faithfully, impartially and to the best of our ability, we viewed the same and being of opinion that the strip of road between the points specified in the order of Court hereto attached and which takes the following courses and distances, to wit:- Beginning at the point where the boundary line of the Borough of Ebensburg intersects with the Easterly extremity of High Street of said Borough and dividing the said Borough of Ebensburg from the Township of Cambria; running thence N. 71 1/2 degrees E. 233 ft., thence S. 64 degrees 30 minutes E. 600 ft., thence N. 75 degrees E. 300 ft., thence N. 57 degrees E. 400 ft., should be vacated; we proceed^{ed} to lay out a piece of road ~~to~~ to supply the piece of road proposed to be vacated, which said latter piece of road as laid out takes the following courses and distances, viz:- Beginning at the point on the line dividing

the Borough of Ebensburg from the Township of Cambria at the Easterly extremity of Hight Street afore mentioned, running thence S. 79 degrees E. 415 ft., thence S. 50 degrees 30 minutes E. 300 feet, thence by a curve to the left, with a radius of two hundred and sixty feet 320 feet, thence N. 41 degrees E. 480 ft. to the Easterly end of the piece of road proposed to be vacated passing through and over properties of Dr. David B. Ludwig, John J. Evans, Estd, land of Cambria County and land of T. B. O'Hara, which first described piece of road we are of opinion should be vacated and the same supplied by the last described piece of road.

By vacating the said piece of road and supplying the same as herein suggested, a very steep hill together with two dangerous curves can be eliminated and a much better and safer grade secured.

The Viewers having been unable to secure releases of damages through and over whose lands, the piece of road proposed to be supplied and as laid out by the Viewers, passes, we have assessed their damages as follows, to Dr. David B. Ludwig, the sum of two hundred and fifty dollars, to ~~the estate of~~ John J. Evans one hundred forty-four dollars and sixty cents and to T. B. O'Hara sixty-six dollars and forty cents.

A plot or draft showing ^{distances} courses and location of the piece of road proposed to be vacated as well as that proposed to be supplied is hereto attached and made a part of this report.

Witness our hand this 23rd day of Aug. A. D., 1912.

Costs of Viewers
 P. F. Campbell
 2 Days 10.00
 meals 1.00
 mileage .95
 Printer .50
 A. M. Shoemaker
 Lifting Order, 90
 2 1/2 Days 12.50
 Meal .50
 J. L. Singer
 1 Day 5.00
 Livery hire
 & meal 5.00

A. M. Shoemaker
P. F. Campbell
J. L. Singer
 Viewers.

ROAD NOTICE

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions to view the ground *and determine as to the propriety of vacating & supplying a piece of public road between the boroughs of Ebensburg & Coritto* Residing at a point about 100 ft. East of where the Ebensburg & Blacklick branch of the P.R.R. intersects the East End High St. in Ebensburg, which said St. connects with the public road leading to Coritto at the Ebensburg Boro. and ending at a point in said public road 1707 ft. from the point where the said branch of the P.R.R. intersects said St. in the Eastward of Ebensburg Boro - All District said piece of road is in Cambria Twp., Cambria Co., Pa.

will meet at the place of beginning, above noted, in the Township of Cambria aforesaid, on the 22nd day of July 1912, at 10:30 o'clock a.m. for the purpose of viewing said ground.

C. W. Shoemaker
P. H. Campbell
John L. Hinger
Viewers.

July 11th 1912

ROAD NOTICE

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions to view the ground and determine as to the pro-

priety of creating & supplying a piece of public road between the borough of Ebensburg & Loretto. Beginning at a point about 100 ft. East of where the Ebensburg & Blacklick branch of the PRR intersects the East end of High Street in Ebensburg, which said St. connects with the public road leading to Loretto, at the Ebensburg Bor. line - and ending at a point in said public road 170.7 ft. from the point where the said branch of the PRR intersects said St. in the East ward of Ebensburg Bor. - All of which said road is in Cambria Twp., Cambria Co., Pa.

will meet at the place of beginning, above noted, in the Township of Cambria aforesaid, on the 22nd day of July 1912, at 10:30 o'clock a.m. for the purpose of viewing said ground.

A. W. Shoemaker
P. G. Campbell
John S. Singer
Viewers.

July 11th 1912

Now July 12 1912 service of the
within notice accepted for the
Commissioners of Cambria Co.

W. E. Tropea
comm clerk.

ROAD NOTICE

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions to view the ground, and determine as to the propriety of opening & supplying a piece of public road between the boroughs of Ebensburg & Sortho.

Beginning at a point about 100 ft. East of where the Ebensburg & Blacklick branch of the P.R.R. intersects the east end of High St. in Ebensburg, which said St. connects with the public road leading to Sortho, at the Ebensburg Boro line - and ending at a point in said public road 170 ft. from the point where the said branch of the P.R.R. intersects said St. in the East ward of Ebensburg Boro - all of which said piece of road is in Cambria Twp., Cambria Co., Pa.

will meet at the place of beginning, above noted, in the Township of Cambria aforesaid, on the 22nd day of July 1912, at 10:30 o'clock a.m. for the purpose of viewing said ground.

A. M. Shoemaker
P. F. Campbell
John L. Singer
Viewers.

July 11th 1912

Now July 1912 Service of the
within notice accepted by the
undersigned supervisors of
Caribria Township

L. J. Hughes

Daniel Jones
Supervisor

Commonwealth of Pennsylvania, }
County of Cambria. } as

At a Court of Quarter Sessions of the Peace of the County of Cambria held at Ebensburg, in the said County, on the.....3rd.....day of.....June.....A. D. 1912 , before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of.....Cambria....., in the said County, setting forth that they labor under inconvenience

~~for want of~~ by reason of the steep grade and ~~and in its way to be from~~ sharp curv in a public road in said Twp. leading from the Borough of Ebensburg to the Borough of Loretto, part of which they desire vacated and another laid out. They pray that that part of the public road which leads from the Borough of Ebensburg to the Borough of Loretto, in Cambria County, Pa. should be vacated from a point one hundred feet distant from the point on said road where the Ebensburg and Blacklick Division of the P. R. R. intersects with the Eastern end of High Street in the Borough of Ebensburg, which said High Street connects with the said Public road leading from Ebensburg to Loretto at the ~~the~~ Borough line, to a point one thousand seven hundred and seven feet from the point where the said Ebensburg and Blacklick Division of the Pennsylvania Railroad intersects said road in the Eastern part of the Borough of Ebensburg, all within the Twp. of Cambria, Cambria Co, Pa. and a new road laid out from the same point to same point at a proper grade and curvature and thus eliminate the dangers and inconvenient part of the present road,

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.....
.....

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 A. M. Shoemaker.....surveyor, and.....

John L. Singer and P. F. Campbell.....

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:

.....
A. J. Kinkead....., 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. 1 *June* *Sept.* SESSION, 1912.

Order to ~~revoke~~ vacate and ~~and~~
 supply road in Cambria Twp
 from Ebensburg Borough to
 Loretto Borough.

Certified SEP 16 1912 C.G.C.

*Filed 4 September, 1912,
 in open court.*

Viewers.

A. M. Shoemaker
 P. F. Campbell
 John L. Singer

Clerk 90 cts.

Evans & Evans

BERESFORD MOUNTAIN-REARL ELECTRIC PRINT.

4 Sept. 1912. Approved and breadth fixed at thirty feet.

By the Court