

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 of Cambria County, appointed by your Honorable Court upon the attached Order to view a public road in Adams Township, recently laid out as stated in the Order of Court hereto attached for the purposes therein stated, 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 the Township of Adams by having them accept service of notices hereto attached and to the traveling public by printed handbills posted in public and conspicuous places at and near the termini of the said road; we met in accordance with the notices so 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 judgment; we viewed the premises and are of opinion that the prayer of the Petitioners should be granted and the piece of road here<sup>in</sup> after described, which has been laid out but not yet opened for public use, should be vacated.

Said road of which a plot or draft is hereto attached, and made a part of this report, begins at a public road leading from Salix to Dunlo at a point thereon 250 feet West of its intersection with the Dunlo Branch of the P. R. R. on land of Chauncey Bowser in Adams Township, which said public road above referred to is now opened and being used as a public highway; and takes the following courses and distances through and over lands none of which are cleared or improved, N. 12 degrees 25 minutes W. 470 feet; N. 2 degrees W. 300 feet; thence crossing the P. R. R. track N. 89 1/2 degrees E. 72 feet; thence N. 25 degrees 35 minutes E. 280 feet; North 29 degrees 25 minutes E. 650 feet; thence crossing the public road leading to Lovett N. 63 degrees 25 minutes E. 600 feet; S. 83

degrees 20 minutes E. 992 feet; S. 86 degrees 25 minutes E. 400 feet; S. 89 degrees 50 minutes East 145 feet; N. 68 degrees E. 240 feet; N. 39 degrees 5 minutes E. 100 feet; N. 23 degrees E. 100 feet; N. 4 degrees 40 minutes E. 80 feet; N. 31 degrees 50 minutes E. 300 feet; N. 65 degrees E. 360 feet; S. 77 degrees 10 minutes E. 200 feet; S. 45 degrees 15 minutes E. 600 feet; S. 71 degrees 30 minutes E. 300 feet; N. 83 degrees 17 minutes E. 1100 feet; N. 53 degrees 15 minutes E. 490 feet; thence crossing the P. R. R. Branch leading from Lovett to Beaverdale N. 42 degrees 50 minutes W. 60 feet; N. 22 degrees 30 minutes E. 140 feet; thence 53 degrees E. 700 feet; N. 54 degrees 30 minutes E. 895 feet; N. 51 degrees E. 662 feet to a point on the public road leading from Lovett to Beaver Run 870 feet from its intersection with the public road leading from Dunlo to Portage both of which said last mentioned highways are public roads open for public use; said road being wholly in the Township of Adams, County of Cambria aforesaid.

The undersigned Viewers being of the opinion that said piece of road is unnecessary for a public highway for the accomodation of the traveling public and that it would require an expenditure of a vast amount of money to construct the said road and keep the same in proper repair.

Witness our hands this thirty-first day of May, A. D. 1913.

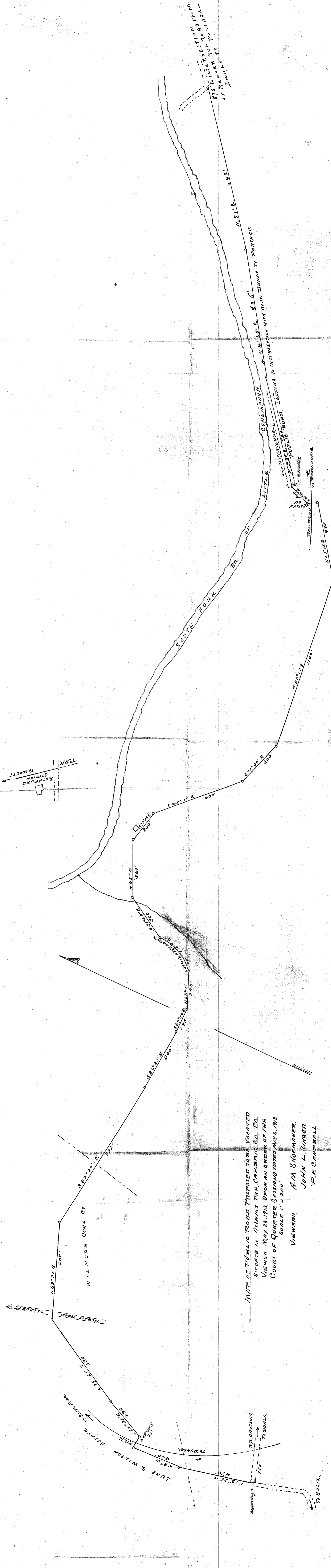
Costs of View

P. F. Campbell	
2 Days	10.00
32 miles	1.60
A. M. Shoemaker	
Lighting Order	.90
4 Days	20.00
74 miles	3.70
Helper pd by A.M.S.	1.50
J. S. Singer	
1 Day	5.00
Livery to & from	2.00
So 7 to view 12 mi	6.00

P. F. Campbell

J. S. Singer

A. M. Shoemaker  
Viewers.



MAP OF PUBLIC ROAD PROPOSED TO BE VACATED  
 SITUATE IN ARMS TWP. CAMBRIA CO. PA.  
 VIEWED MAY 26, 1913. UPON AN ORDER OF THE  
 COURT OF QUARTER SESSIONS DATED MAY 6, 1913.  
 SCALE 1" = 200'

VIEWERS  
 A. M. SHOEMAKER.  
 JOHN L. SINGER  
 P. F. CAMPBELL

RUTHFORD  
 STATION  
 TO LOVETT

WILMORE COAL CO.

LUKE & WILSON  
 ESTATE  
 TO SAUVIN FORD

RR CROSSING  
 TO DUNLO

TO SALIX

INTERSECTION WITH  
 JUNGLE TO PORTAGE  
 OF BEAVER RUN ROAD

RAILROAD  
 TO BERGENDALE  
 TO BERGENDALE

SOUTH FORK  
 BR.

LITTLE  
 CONEVAUGH

TO BERGENDALE

TO BERGENDALE

TO BERGENDALE

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# NOTICE OF VIEW

Notice is hereby given that the Viewers appointed by the Court of <sup>Quarter</sup> Sessions to view the site where a public road has been laid out in Adams Twp., Cambria Co., Pa., but which has not been opened; to determine as to the propriety of vacating said road, which is laid out, beginning at a point on the public road leading from Salix to Dundo, 250 ft. west of its intersection with the Dundo Branch of the P.M.V. on land of Chauncey Bowser, and ends on the road leading from Love to Beaver Run, 870 ft. from its intersection with the public road leading from Dundo to Portage, in said twp.

will meet at the place beginning, above stated, in the township of Adams aforesaid, on the 23<sup>rd</sup> day of May 1913, at 10:30 o'clock a.m. for the purpose of performing the duties of this appointment.

C. W. Shoemaker  
P. F. Campbell  
John L. Singer  
Viewers.

May 10th 1913.

Now, May 1913, service within  
notice is hereby accepted by the under-  
signed Supervisors of Adams St. —

Barry J. Hunter

E. W. Phoad

D. W. Phoad

J. W. Phoad

# NOTICE OF VIEW

Notice is hereby given that the Viewers appointed by the Court of <sup>Quarter</sup> Sessions to view the <sup>site where a public road has</sup> been laid out, in Adams Twp, Cambria Co, Pa. — but which has not been opened; to determine as to the propriety of vacating said road, which as laid out; begins at a point on the public road leading from Hahly to Dumlo, 250 ft. west of its intersection with the Dumlo Branch of the P.M., on land of Chauncey Bowser, and ends on the road leading from Sojett to Beaver Run, 870 ft. from its intersection with the public road leading from Dumlo to Postage, in said township.

will meet at the <sup>place of beginning, above noted,</sup> in the township of Adams aforesaid, on the <sup>23rd</sup> day of <sup>May</sup> 191<sup>3</sup>, at 10:30 o'clock a.m. for the purpose of performing the duties of this appointment.

C. W. Shoemaker  
P. F. Campbell  
John S. Singer  
Viewers.

May 10<sup>th</sup> 191<sup>3</sup>.

Now, May<sup>4</sup> 1913, service of within  
notice accepted for the Commis-  
sioners of Cambria Co.

W. E. Lottell  
Comm. Clerk

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.....6th.....day of...May.....A. D. 1903 , before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of...Adams....., in the said County, setting forth that ~~they have under their~~ ~~view for work of xxx~~ a certain public highway in ~~the township to lead from~~ the Twp. of Adams aforesaid, beginning at a public road leading from Salix to Dunlo at a point thereon two hundred fifty (250) feet west of its intersection with the Dunlo Branch of the Pennsylvania Railroad Company on the land of Channcy Bowser occupied by Charles Hammer, in the Township of Adams, County aforesaid, and ending at a point on the public road leading from Lovett to Beaver Run eight hundred and seventy (870) feet distant from its intersection with the public road leading from Dunl to Portage in the twp. of Adams County aforesaid has been laid and confirmed by the Court of Quarter Sessions of Cambria County, but not opened. That the said road is useless, inconvenient and burdensome, and could only be opened at very great expenses, among other things, necessitating the erection of two overhead bridges over the right of way of the Pennsylvania Railroad Company and including two extensive approaches, which expense is greater than the twp. of Adams can reasonably bear. Wherefore, your petitioners, being a majority of the original petitioners of said road, pray the Court to inquire of and vacate said road.....

.....  
 and therefore praying the Court to appoint proper persons to view <sup>vacate</sup> ~~and lay out~~ the same according to law. The Court, upon due consideration had of the premises, do order and appoint Alfred Shoemaker.....surveyor, and P. F. Campbell John Singer.....

viewers, to view the <sup>road to be vacated</sup> ~~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. S. Kinhead, 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. 7, March, SESSION, 1903.

Order to view and vacate road in

Adama Twp.

*Filed 4 June 1913. m.*

*Open Court*

Certified JUN 13 1913 C.C.

Viewers.

Alfred Shoemaker

P. E. Campbell

John L. Singer

Clerk *G. W. S.* 90 cts.

Greer

GREENBURG VOLUNTEER-HIGH-LED ELECTRIC PRINT.

*June 4, 1913, Approved.  
By the Court*

KNOW ALL MEN BY THESE PRESENTS,

That we, Barney Schuster, D W Rhoads & E W Baumgardner  
of Adams Twp., County of Cambria and State of Pennsylvania,  
are held and firmly bound unto the Commonwealth of Pennsylvania, in the  
sum of fifty dollars (\$50.00), lawful money of the United States, to be  
paid to the said Commonwealth, its certain attorney or assigns; to which  
payment well and truly to be made, we bind ourselves, our heirs, executors  
and administrators, and every of them firmly by these presents. Sealed  
with our seals and dated the 5<sup>th</sup> day of May  
in the year of our Lord one thousand nine hundred and thirteen (1913).

WHEREAS, a petition is being presented to the Court of Quarter  
Sessions of Cambria County, Pennsylvania, for the vacation of a certain  
highway beginning in the Township of Adams two hundred fifty feet west of  
the Dunlo Branch of the Pennsylvania Railroad Company on land of Chauncy  
Bowser and ending on a public road leading from Lovett to Beaverdale,  
eight hundred seventy feet from house No. 28, in the Village of Beaverdale,  
in said Township of Adams.

Now the Condition of this Obligation is such that should the proposed  
road not be vacated and the petitioners pay the legal expenses of said  
view, then this obligation to be void; otherwise, to be and remain in full  
force and virtue.

Signed, sealed and delivered  
in the presence of

M. J. Baumgardner  
Chas. Linn

Barney Schuster (SEAL)  
D W Rhoads (SEAL)  
E W Baumgardner (SEAL)  
\_\_\_\_\_ (SEAL)

27 March 1913

BOND

In re Vacation  
Ransom Adams  
Exp -  
Request Rd leading  
from Paris to Illinois etc

May 6 1913  
Bond approved  
By the Court

Filed 6 May 1913.

CHARLES C. GREER  
LAWYER  
JOHNSTOWN, PA.

TO THE HONORABLE MARLIN B. STEPHENS, PRESIDENT JUDGE OF THE  
COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA.

The petition of the undersigned, inhabitants of the Township of Adams and elsewhere in the County aforesaid, being a majority of the original petitioners of the road hereinafter mentioned, respectfully represents:

That a certain public highway in the Township of Adams aforesaid, beginning at a public road leading from Salix to Dunlo at a point thereon two hundred fifty (250) feet west of its intersection with the Dunlo Branch of the Pennsylvania Railroad Company on land of Chauncey Bowser, occupied by Charles Hammer, in the Township of Adams, County aforesaid, and ending at a point on a public road leading from Lovett to Beaver Run eight hundred seventy (870) feet distant from its intersection with a public road leading from Dunlo to Portage in the Township of Adams, County aforesaid, has been laid out and confirmed by the Court of Quarter Sessions of Cambria County aforesaid, but not opened;

That the said road is useless, inconvenient and burdensome, and could only be opened at very great expense, among other things, necessitating the erection of two overhead bridges over the right-of-way of the Pennsylvania Railroad Company and including two extensive approaches, which expense is greater than the Township can reasonably bear.

Wherefore, your petitioners, being a majority of the original petitioners for said road, resident within the aforesaid County, pray the Court to inquire of and vacate said road.

T. G. Wendler  
D. E. Dickinson  
J. A. Baruch  
S. R. Miller  
J. S. Campbell  
T. E. Mendenhall M.D.  
A. D. Whitehead M.D.  
Arthur S. Allison  
Harry A. Goss  
J. H. Foster  
Chas. M. Rogers  
A. C. Fry  
W. T. G. G. G. G.  
David Plummer  
J. Mandelstam  
John Sheppard  
John Felton  
Louis Deves  
Arthur Mendenhall  
A. S. Goldstein  
Frank English

Matthew Reese  
David Reid  
J. M. Larkin  
Samuel H. B.  
John H. B.  
Mat Schuck  
W. F. Hayer  
Sam Proffiser  
N. A. Brown  
Edwin Holt  
Charles A. Kemminger  
William Brown  
John Gage  
J. H. Kaufman  
L. H. Kaufman  
J. H. Kaunas  
J. H. Miller  
J. H. Mandelstam  
Frank J. Fox

Barnett Turner  
A. B. D. Smith  
W. R. Manning  
J. Wood  
W. B. Newton  
Peter A. Smith  
J. H. French  
J. S. Boucher  
H. W. Peasant

Barnett Husak  
E. M. Kammann  
J. W. Woods  
Samuel Low  
H. W. Black  
Geo. K. Beck  
E. B. Baker  
W. M. Harris  
W. A. Willy

State of Tennessee: S.S.  
County of Cambria:

Personally appeared before me  
a Notary Public, E. W. Baumgardner one  
of the petitioners, who being duly sworn  
according to law, depose and say that  
the foregoing statements are true and  
correct.

E. W. Baumgardner

Seen and subscribed to this 19th day of  
April 1910.

Nicholas J. Baumgardner  
Notary Public

At my office April 20, 1910

Chk

5-1-10  
10-1-10

No 7, March Sess 1913

In the Court of Quarter  
Sessions of Cambria  
County.

Petition to Vacate  
Road in Adams  
Township.

Filed 6 May 1913.

Nov. 1913

wherein petition  
reads as follows  
and do  
appoint Alford  
Pittsford  
Judge  
to  
view & report  
to  
the Court

CHARLES C. GREER  
LAWYER  
JOHNSTOWN, PA.