

To the Honorable A. V. Barker, Judge of the Court of Quarter Sessions  
of Cambria County:

The petition of the undersigned inhabitants of Upper Yoder Town-  
ship in the said County, respectfully represents:

That your petition-  
ers labor under great inconvenience for want of a Public Road, or  
Highway, to lead from a point on a private Road at Somerset County  
Line--said Road leading from the Johnstown & Ligonier Turnpike at or  
near John Shaffer's to the said point at the Somerset County Line.  
The other terminus of the said road petitioned for to end at a point  
near Josiah J. Kauffman's, connecting with a Public Road leading from  
the Johnstown & Ligonier Turnpike and intersecting a Road leading to  
Johnstown called the Millcreek Road. The said Millcreek Road is a  
Road not only leading from this point to Johnstown but is a road con-  
necting the City of Johnstown in Cambria County with the Town of  
Ligonier, Westmoreland County, and is a general thoroughfare.

Your petitioners, believing the road petitioner for is a nec-  
essity, therefore prays the Court to appoint proper persons to view  
and lay out the same.

And they will ever pray, &c.

Simon V. Redm  
J. J. Kauffman  
Mrs  
Lyons <sup>mark</sup> Broyle  
Levi H. Kauffman  
Noah H. Kauffman  
James O'Brien  
James & Potter  
Charles Boh  
L. H. Blough  
Lee Keefe  
A. D. Blough

Gabriel Gindlespergen  
William Miller  
Daniel Reem  
Magill <sup>mark</sup> Hostine  
George Kasamon  
J. J. Keefer  
G. W. Webb  
W. S. Stutzman

Nov. 2 Dec. Dec 1895  
P.D.

Petition of Citizens  
of Upper Goddard Town-  
ship for appointment  
of viewers to view and  
lay out a Public road

25 Dec,  
William Stick  
John Kelly  
D. J. Ream  
appointed viewers  
Per the Court  
Filed 2 Dec. 1895

JAMES B. O'CONNOR,  
Attorney at Law,  
JOHNSTOWN, PENNA.

John C. Clark & Sons, 230 Dock Street, Philadelphia.

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 Second day of December A. D. 1895, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the township of Upper Goshen 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 a private road at Somerset County line - said road leading from the Johnston & Ligonier Turnpike at or near John Shaffer's to the said point at the Somerset County line. The other terminus of the said road petitioned for to end at a point near Joseph J. Knuffman's connecting with a public road leading from the Johnston & Ligonier Turnpike and intersecting a road leading to Johnston called the Millcreek Road. The said Millcreek Road is a road not only leading from this point to Johnston but is a road connecting the City of Johnston in Cambria County with the Town of Ligonier, Westmoreland County and is a general thoroughfare.

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 Milliein Slick SURVEYOR and John Kelly & D. J. Ream

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 desire 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. C. Lacey  
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 localing said road or bridge, to endeavor to procure from the 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."

Av. 2. Dec. 1895 PAS.



Order to view a road from private property on private road at junction of Lewis to and a h. a. p. road near parish of Staffordman's containing with all relevant in Upper Garden Top

William Slack  
John Kelly  
J. G. Rowland

Filed 22 Dec. 1896

John Kelly 90

J. J. Thomas

Apr. 22<sup>nd</sup> 1896 approved nisi  
By the Court.  
Aug 18 1896 Confirmed absolutely and it is  
ordered that the Court pay the costs  
By the Court.

To the Honorable Judge of the  
Court of Cambria County Pa,  
We the viewers appointed by the  
within order of Court, to view  
the ground proposed road, in  
said Court order, And that in  
pursuance of said order,  
We met on the 10th day of Feb,  
1896, And after all of us being duly  
affirmed, We proceeded to view the  
said route, and after testing  
the ground thoroughly, We  
Report that we found the ground  
to steep for a lawful road,  
Therefore we report no Road,

Witness our hands and seals  
this 10th day Feb. 1896

Wm Slick  
John W. Kelly  
S. J. Keam

Wm Slick 2 days  
5 miles  
John Kelly 1 "  
2 miles  
S. J. Keam 1 "  
2 miles

Chain Carriers  
Simon H. Keam 1 day  
Levi H. Kauffman 1 "