

TO THE HONORABLE A. V. BARKER, PRESIDENT JUDGE OF THE COURT OF QUARTER SESSIONS OF THE PEACE, OF CAMBRIA COUNTY:

The petition of the undersigned, inhabitants of the Township of Richland, in the said County, respectfully showeth: that your Petitioners labor under great inconvenience for want of a public road or high-way within the Township of Richland, to begin at a point on the public road, known as Bedford road leading from Geistown to Elton Twenty five rods East of ^{Hill} Racheal School House in said Township of Richland, and County of Cambria and extending thence and ending at a point on the road leading from Elton to Scalp Level and known as the Scalp Level road, at a point near house of Peter Wingard, at the corner of the division line of land of Peter Wingard and D. S. Yoder in the said Township of Richland and said County of Cambria.

Your Petitioners therefore pray the Court to appoint three persons qualified according to law as viewers to view the ground proposed for such road and if they should see occasion to lay out the same, to inquire of and vacate the private road now opened from the aforesaid point on the Bedford Road to the aforesaid point on the Scalp Level road, which last mentioned road will by reason of the laying out of the proposed road, become useless, and make report of their proceedings, and they will ever pray, etc.

1. Daniel S. Yoder
2. G. J. Orris
3. Josiah Terry
4. Levi P. Wingard
5. Franklin Orris
6. Hiram Orris
7. David Orris
8. William V. Myers
9. David D. Yoder
10. Abram D. Miller

11. Daniel A. Miller
12. John Wingard
13. Min Calvin Hershberger
14. Moses B. Miller
15. Jacob S. Wistler
16. John Orris
17. R. M. Suther
18. L. H. Weaver
19. Hiram P. Weaver
20. James Weaver
- Christ P. Wingardner

- 22 Abram Hostetter
- 23 W. B. Hoffmann
- 24 Andrew Baumgardner
- 25 Lewis Hostetter
- 26 Willie Weaver
- 27 Frank Hostetter
- 28 G. H. Weaver
- 29 Daniel Wingard
- 30 Jim Cole
- 31 Irvin Varner
- 32 (Samuel Criss)
his mark
- 33 ~~Wm~~ under Wilson

- 34 C. M. Miller
- 35 George ^{Mc} Grew
- 36 Conrad ^W Kees
- 37 A. G. Weaver

CAMBRIA COUNTY, (SS.)

Before me the subscriber, a Notary Public residing in Johnstown, County of Cambria and State of Pennsylvania, personally came D. Lyden

who being duly affirmed according to law, says that he is one of the petitioners above named and that the contents of the said petition are true and correct to the best of his knowledge and belief and that the names of the parties fixed thereto are in their own proper ^{and respective} hand writing. *nam as to Samuel Criss & Geo W Grew ab onice a Chiel Baumgardner who signed by proxy the said*

Witness my hand and official seal the 31 day of May A. D., 1901.

Francis W. Kees

Commenced in February 27th - 1905

Notary Public.

In Case of J. P. Magee Dec 1901
No. - 186 Tom 1901

Petition for Public
Road in Richland
Twp.

June 12th 1901
Petition of J. and
J. P. Staller -
N. J. Hoffman and
William Arcutt
Appointed assessors

By the Court

July 14 June 1901

Charles C. Lynn
Atty

TO THE COURT OF QUARTER SESSIONS;

The undersigned, viewers named in the within order respectfully report;

1. That we met at the time and place specified in the notices, to-wit, on the 20, day of August A.D. 1901, at 8 o'clock A.M. at the dwelling house of D.S. Yoder, in Richland Township, as required by the notices.

2. The notices required by law were duly given, that is to say, six days prior in writing to the Commissioners of Cambria County, and notices in writing to D.H. Yoder, Hiram Weaver and Uriah Stull, supervisors of Richland Township, Cambria County, of the time and place at which the said viewers should meet to discharge the duties of their appointment; and also notice to the land owners and the public, of the time and place of such meeting, by five advertisements put up in the most public places in the vicinity of the ground to be viewed, five days before the time fixed for holding the view.

3. We were severally affirmed according to law, and before proceeding to discharge our duties.

4. We viewed the site and locality of the road proposed to be laid out, making a personal inspection of the ground between the points designated in the petition and order on the 20, day of August, 1901.

5. We are of opinion and agree that a public road between said points is necessary in said township. We therefore lay out and return for public use a road as follows, BEGINNING at a point in the public road, known as Bedford road leading from Geistown to Elton; twenty-five perches east of Rachael Hill School House in said township of Richland, and county of Cambria, thence along a private road, and division line of lands of Peter

Wingard, Jr. and D.S. Yoder, south seven and one half degrees east, one hundred and ninety-five perches to a point in the public road leading from Elton to Scalp Level, near the house of said Peter Wingard, Jr.

6. We further report that we procured release of damages to arise by reason of such location from Peter Wingard Jr. and D.S. Yoder, who own all the land upon which said road is to be located.

7. In our opinion the road laid out by us is of such public necessity and utility as that the expense of opening the same should be born by Richland Township.

8. We annex hereto release of damages obtained by us, and also a plot or draft, showing the location of the road laid out, stating the course and distance.

Witness our hands this 20, day of August, A.D. 1901.

J. O. Statler
Wm. J. Hoffman
Wm. Trent

VIEWERS.

LAND OF
Peter Wingard, Jr.

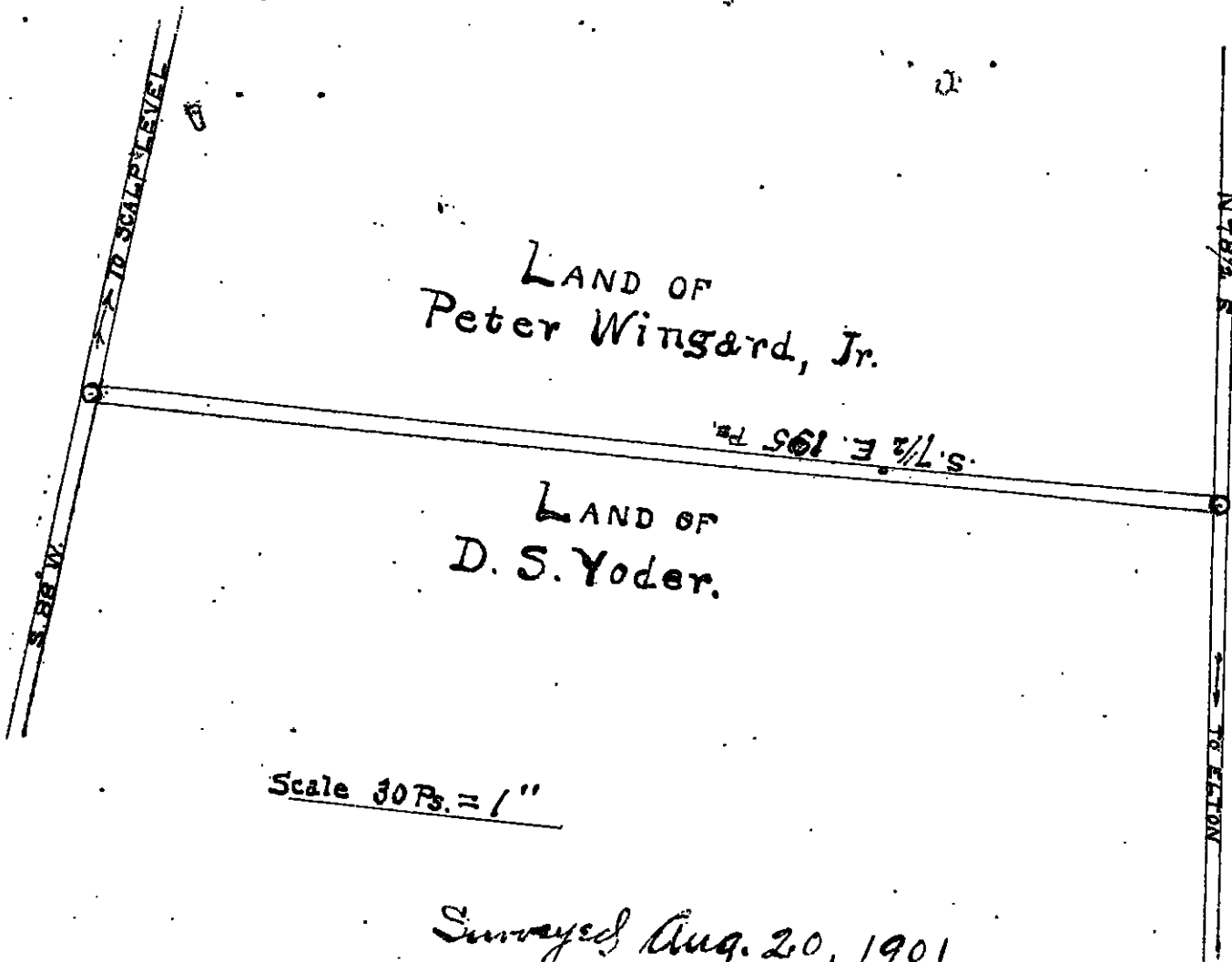
LAND OF
D. S. Yoder.

S. 7 1/2 E. 195⁷⁴

Scale 30 Ps. = 1"

Surveyed Aug. 20, 1901

By J. P. Statler, Surveyor.



N O T I C E of meeting of viewers.

ROAD VIEW.

The undersigned viewers appointed to view and lay out a public road or highway in Richland Township, Cambria Co., Pa., to lead from a point on the public road, known as the Bedford road leading from Geistown to Elton, twenty-five rods east of Rachel Hill School House in said Township of Richland, and county of Cambria and extending thence and ending at a point on the road leading from Elton to Scalp Level and known as the Scalp Level road, at a point near house of Peter Wingard at the corner of the division line of Peter Wingard and D.S. Yoder in the said Township of Richland and said County of Cambria, hereby give notice to all persons interested, that they will meet for the purpose of their appointment at the house of D.S. Yoder, in said township, on Wednesday the 20 day of August, A.D. 1901, at 8 o'clock A.M., for the purpose of viewing said ground, when and where all persons interested are invited to attend.

Aug. _____, 1901.

J. P. Statler
M. J. Hoffman-----VIEWERS
Wm. Trull-----

WHEREAS, By an order of Court of Quarter Sessions of Cambria County, dated the 12 day of June, 1901, directed to John P. Statler Esq., and N. J. Hoffman and William Trent

a certain public road running from a point at or near The Rachael Hill School House, at a point in The Bedford Road in the Township of Richland, in said County to a point at or near The house of Peter Wingard to a point in Sealp Level Road, in said Township, was laid out and located; which said road, so laid out and located, runs through and over lands of D. S. Yoder and Peter Wingard, Jr in said Richland Township.

THEREFORE, Know all men by these presents that we, the undersigned, through whose land said road was located, in consideration of the advantages we expect to derive from the same, if confirmed, and for other good and valuable considerations, do hereby release the County of Cambria from all damages that have or may accrue to us, or either of us, for or on account of or by reason of the locating, opening, or using of said road, or that might accrue to us from said road for any reason whatsoever.

WITNESS our hands and seals this 20 day of August, A. D., 1901.

D. S. Yoder (SEAL)

Peter Wingard Jr (SEAL)

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 Twelfth day of June A. D. ¹⁹⁰¹189, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Richland, 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 public road, known as Bedford road leading from Geistown to Elton Twenty five rods East of Rachael Hill School House in said Township of Richland, and County of Cambria and extending thence and ending at a point on the road leading from Elton to Scalp Level and known as the Scalp Level road, at a point near house of Peter Wingard at the corner of the division line of land of Peter Wingard and D. S. Yoder in the said Township of Richland and said County of Cambria

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. P. Statler SURVEYOR, and N. J. Hoffman and William Trent

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:

D. W. Davis, Clerk.

ORDER TO VIEW FOR A

Public road in Richland

Township.

J. P. Statler

N. J. Hoffman

William Trent

Viewers.

CLERK DAVIS 90 CTS.

O. C. Greer.

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.”

