

N. D# 1 - MARR 1907

Not micropelined

iii

MAP SHOWING VIEW OF  
**PROPOSED ROAD**  
 IN  
**STONYCREEK AND RICHLAND TWPS.,**  
 CAMBRIA CO., PA.

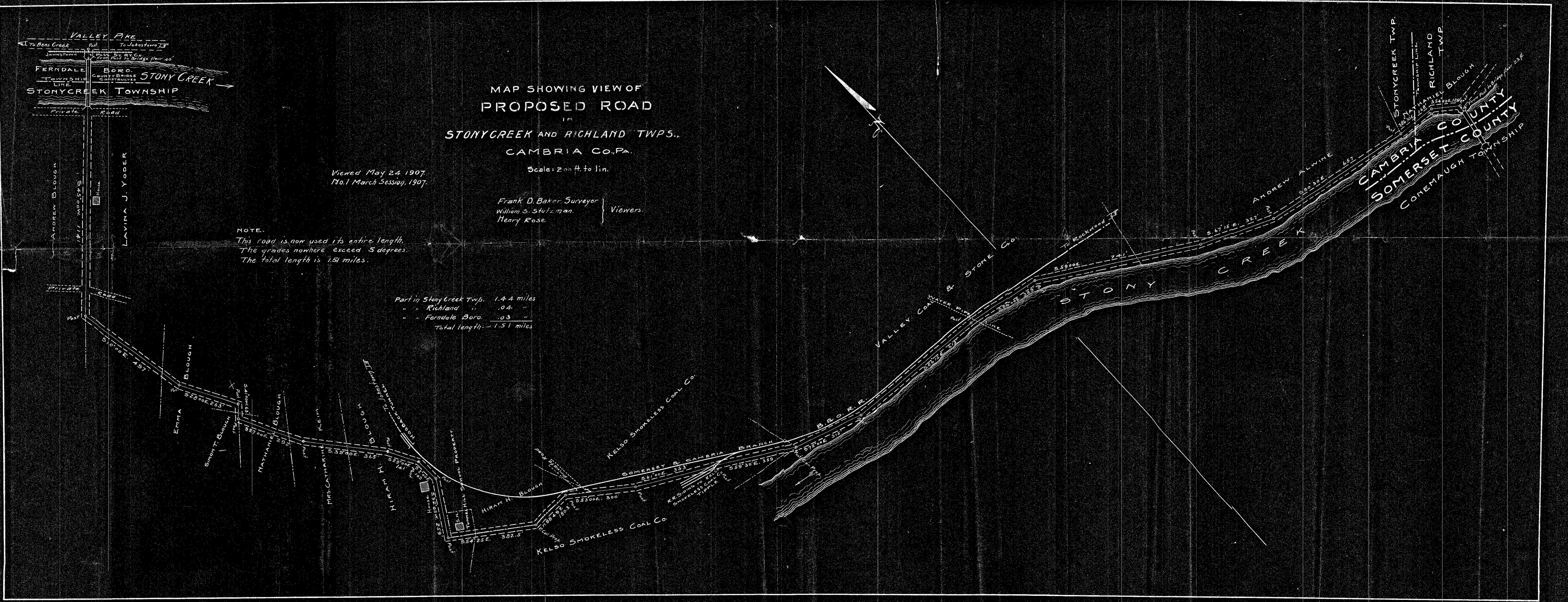
Viewed May 24, 1907  
 No. 1 March Session, 1907.

Scale: 200 ft. to lin.

Frank D. Baker, Surveyor  
 William S. Stutzman, Viewers  
 Henry Rose

NOTE.  
 This road is now used its entire length.  
 The grades nowhere exceed 5 degrees.  
 The total length is 1.51 miles.

Part in Stony Creek Twp. 1.44 miles  
 " " Richland " .04 "  
 " " Ferndale Boro. .03 "  
 Total length: 1.51 miles



NOTICE OF VIEW.

Notice is hereby given that the undersigned viewers appointed by the Court of Quarter Sessions of Cambria County, Pa., on the fourth day of March, A.D. 1907, to lay out and view a public road or highway from where the County bridge crosses the Stony Creek between Stony Creek Township and Ferndale Borough adjoining the Valley Pike, and the Northern end of the County Bridge crossing the Stony Creek between the Township of Richland in said County of Cambria, and the Township of Conemaugh, Somerset County, Pa., at or near Krings Station of the B. & O. Railroad, will meet at the said Ferndale Bridge on Friday, the 24th day of May, A.D. 1907, at nine o'clock, A.M. for the purpose of laying out such road, viewing said ground and performing their duties as such viewers.

*Frank D. Baker*  
*William Stutzman*  
*Henry Rose*

We the undersigned, being the road supervisors of Stony Creek Township, and the road supervisors of Richland Township hereby accept service of the above notice upon us.

May 14th, 1907.

*May 12 Here*

*W. H. Higgins*  
*J. P. Schrader*  
*W. J. Miller*  
Supervisors of Stony Creek Township.

*Abram Hostetter*  
*Wm. Trumb*  
*D. D. St. Cl.*  
Supervisors of Richland Township.

NOTICE OF VIEW.

NOTICE is hereby given that the undersigned viewers appointed by the Court of Quarter Sessions of Cambria County, Pa., on the fourth day of May, A.D.1907, to lay out and view a public road or highway from where the County bridge crosses the stony Creek between Stony Creek Township and Ferndale Borough adjoining the Valley Pike, and the Northern end of the County Bridge crossing the Stony Creek between the Township of Richland in said County of Cambria, and the Township of Conemaugh, Somerset County, Pa., at or near Krings Station of the B. & O. Railroad, will meet at the said Ferndale Bridge on Friday, the twenty-fourth day of May, A.D.1907, at nine o'clock, A.M. for the purpose of laying out said road, viewing the ground and performing their duties as such viewers.

*Frank D. Baker,*  
*William Stutzman*  
*Henry B. Bode*

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

Ebensburg, Pa., May 14th, 1907.

Service accepted for County Commissioners,

May 18, 1907.

*J. B. Schuman*

Clerk.

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PA.

In the matter of the View : No. 1 March Sessions, 1907.  
of :  
Road in Stony Creek and :  
Richland Townships, said County. :

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We, the undersigned, owners of the land through which or adjoining which said road passes or touches, hereby admit that we have examined the course of said road as laid out by the Viewers, and we approve the same, and agree that the benefits to our land equals the damages done to the same, by the laying out of said road, and that we suffer no damages, and will claim none;

We therefore exonerate and release said Townships of Stony Creek and Richland as well as the County of Cambria of and from any and all damages, or injury to our property caused by the laying out and opening of said road.

WITNESS our hands and seals this thirty-first day of May, A.D. 1907.

*Hiram H. Blough* (Seal)  
*P. V. Yoder* (Seal)  
*Andrew Blough* (Seal)  
*Andrew Blough* (Seal)  
*S. L. Blough* (Seal)  
*S. J. Blough, Sec. School Dist.* (Seal)  
*L. O. Smith, Pres. Sch.* (Seal)  
----- (Seal)  
----- (Seal)  
----- (Seal)

No. 1 March Sessions 1907

In the Court of Quarter  
Sessions of Cambria County,  
Pa.

In the matter of the View  
of  
Public Road in Stony  
Creek and Richland  
Townships, Cambria  
County.

Filed 5 June 1907.

WM. WILLIAMS  
ATTORNEY-AT-LAW  
JOHNSTOWN, PA.

6 Aug. 1907. Approved and directed fix in at 30 feet,

By the Court,

29 Nov. 1907, conforming  
b. E. Foxlee, Secy.

WM. WILLIAMS  
ATTORNEY-AT-LAW  
JOHNSTOWN, PA.

IN THE COURT OF COMMON PLEAS OF CAMBRIA COUNTY, PA.

In the matter of the View : No. 1 March Sessions, 1907.  
of :  
Public Road in Stony Creek and :  
Richland Townships, said County. :

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We, the undersigned, Viewers appointed to view and lay out a public road in the annexed order mentioned, respectfully report:

We met at the time and place specified in the notices, to wit: at nine o'clock, A.M. of Friday, the twenty-fourth day of May, A.D. 1907, at the point of beginning, viz: said Ferndale Bridge;

Notices as required by law were duly given to the Commissioners of Cambria County, and to the Road Supervisors of Stony Creek Township and Richland Township, as appears by the acceptance of the same hereto attached, and also notices to the land owners and the public of the time and place of meeting, by ten advertisements put up at the most public places in the vicinity of the ground to be viewed, more than five days before the time fixed for holding said road view.

We were severally sworn or affirmed according to law before proceeding to the discharge of our duties.

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 said twenty-fourth day of May, A.D. 1907;

We are of the opinion and agree that a public road between the points mentioned in said order is necessary and we authorize the laying out of a public road according to the accompanying draft. We therefore lay out and return for public use a road as follows: Viz: (the courses and distances and calls given are for the center of said road)

Beginning at a post in the northerly edge of the Valley Pike, in the Borough of Ferndale; thence crossing the Stony Creek River and thence on the line between land of Andrew Blough and Lavina J. Yoder South forty-five ( 45 ) degrees West eleven hundred and forty-one ( 1141 ) feet to a post; thence through land of said

Lavina J. Yoder and Emma Blough, South ten ( 10 ) degrees East, four hundred and ninety-seven ( 497 ) feet to a post; thence through land of Emma Blough South twenty-eight ( 28 ) degrees East two hundred and sixty-three ( 263 ) feet to a post; thence through land of said Emma Blough, and land of Simon T. Blough, South forty-one degrees West, sixty-three ( 63 ) feet to a post in line between land of said Simon T. Blough and Nathaniel Blough; thence through land of said Nathaniel Blough and land of Mrs. Catherine Keim South twenty-seven ( 27 ) degrees East, two hundred and ninety-two ( 292 ) feet to a post; thence through said land of Mrs. Catherine Keim and land of Hiram H. Blough South thirty-nine ( 39 ) degrees East, three hundred and sixty-five ( 365 ) feet to a post; thence through land of said Hiram H. Blough South twenty-nine ( 29 ) degrees East, one hundred and forty-one ( 141 ) feet to a post; *thence through same South two ( 2 ) degrees East one hundred two ( 102 ) ft to a post* thence through same and between land of Tunnel Hill School Property, and land of Hiram Blough South thirty-two ( 32 ) degrees and five ( 5 ) minutes West, two hundred and fifty-nine feet to a post; thence on line between said Hiram H. Blough and said School property, and between said Hiram H. Blough and land of Kelso Smokeless Coal Company, South fifty-four degrees and twenty-five ( 25 ) minutes East, three hundred eighty-two and five tenths ( 382.5 ) feet to a post; thence between same North eighty-eight ( 88 ) degrees and forty-nine minutes ( 49 ) East, one hundred and eighty and three-tenths ( 180.3 ) feet to a post; thence on line between same and through land of said Kelso Smokeless Coal Company, adjoining right of way of Somerset and Cambria Branch of the Baltimore and Ohio Railroad Company, South fifty-three ( 53 ) degrees East three hundred ( 300 ) feet to a post; thence through and by same South sixty-one ( 61 ) degrees East, three hundred fifty-three ( 353 ) feet to a post; thence through and by same South fifty-nine ( 59 ) degrees and thirty ( 30 ) minutes East, three hundred fifty-nine ( 359 ) feet to a post at corner of land of Valley Coal & Stone Company at side of right of way of said R.R.Co. and near the Stony Creek; thence through land of said Valley Coal & Stone Co., and by said R.R. South seventy-two ( 72 ) degrees East, three hundred and fifteen feet to a post ( 315 ); thence through and by same South eighty-six ( 86 ) degrees and fifteen minutes East, six hundred and thirteen ( 613 ) feet to post; thence through and by same and crossing water pipe, South eighty ( 80 ) degrees East, three hundred twenty-nine feet to a post; thence

through said land of Valley Coal Company and land of Andrew Alwine South fifty-nine ( 59 ) degrees east, seven hundred forty-one ( 741 ) feet to a post; thence through said land of Andrew Alwine South sixty-seven ( 67 ) degrees and fifteen ( 15 ) minutes East, three hundred and twenty-seven ( 327 ) feet to a post; thence through same South Eighty ( 80 ) degrees and thirty ( 30 ) minutes East, six hundred fifty-seven ( 657 ) feet to a post; thence through same and crossing into Richland Township South eighty-six ( 86 ) degrees and thirty minutes East, one hundred sixty-eight ( 168 ) feet to a post; thence through same south fifty-four ( 54 ) degrees East one hundred and twenty-five ( 125 ) feet to a post in the center of the public road, near ~~the end~~ of the Northern end of the County Bridge, crossing the Stony Creek between Richland Township, Cambria County, and Conemaugh Township, Somerset County:

Said Courses, Distances and calls are fully shown on the draft hereto attached and made a part of this report.

We endeavored to obtain from all the owners of land upon which said road is located or touches, releases of the damages that may arise by reason of the such location. We procured releases from Hiram H. Blough, T.J. Yoder, Andrew Blough, Andrew Alwine, S. F. Blough, Stony Creek Township School Board, and failed to obtain releases from the others. We have taken into account the advantages and disadvantages to those effected by the laying out of said road, and conclude that the injury and benefits are equal in all cases of every property owner effected, and that no damages will be sustained by any of them.

In our opinion the road laid out by us is of such public necessity and utility that the costs of laying out the same should be paid by the County of Cambria.

The report is made on the basis of a road thirty feet wide.

Witness our hands this 24th day of May, A. D. 1907.

Frank D. Baker

William S. Stutzman

Henry Rose

Viewers.

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 fourth day of March A. D. 1907, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Stony Creek & Richland <sup>Twp.</sup> in the said County, setting forth that they labor under inconvenience ~~for want of a~~ <sup>by reason of the uncertainty</sup> ~~road or highway~~, to lead from

as to the course of a public road, and by reason of a steep grade over a hill as said road is now used, and by reason of the present road crossing at grade a railroad track in said Township of Stony Creek.

(All the papers relating to the laying out and opening of the road as now used, after the appointment of viewers, seem to have been lost before being returned to Court, and therefore there is no evidence of any road between the points hereinafter designated on the Court Records.) Your petitioners therefore pray the Court to appoint proper persons to lay out and view a public road or highway from where the County Bridge crosses the Stony Creek between Stony Creek and Tindale Borough, joins the Valley Pike, and the Northern end of the County Bridge crossing the Stony Creek between the Township of Richland in said County of Cambria, and the Township of Conemaugh, Somerset County Pa, at or near Kings Station of the P. & O. Railroad. <sup>most of said road will be in Stony Creek Township and a small part in Richland Township, said County of Cambria</sup> 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 Frank D. Baker surveyor, and William Stutzman and Abram C. Weavers

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:

W. E. Lippell 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 March SESSION, 1907.

Order to view road in  
Stony Creek Town-  
ship and Richards  
Townships

Viewers.

Frank D. Baker  
William Stutzman  
Abram C. Weaver

Clerk ..... 90 cts.

Wm. Williams

In re Road ) In the Court of Quarter Sessions  
in ( of Cambria County.  
Stonycreek and Richland )  
Townships. ( No. 1 March Sessions 1907, R. D.

18 May 1907, Petition to fill a vacancy in Board of Viewers filed

And now, May 7th 1907, within petition read and considered and  
Henry Rose is hereby appointed one of the Viewers in place of Abram  
C. Weaver who is unable to act.

Francis J. O'Connor,  
Pres. Judge.

Extract from the Record,

Certified May 18<sup>th</sup> A. D. 1907,

Lo. C. Trappell

CLERK, Q. S.

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PA.

In the matter of the View, : No.1 March Sessions, 1907.

of :

Road in Stony Creek Township, and :

Richland Township. :

:

State of Pennsylvania, :

County of Cambria, : ss.

City of Johnstown. :

Before me, the subscriber, a Notary Public in and for said City, County and State, personally came Frank D. Baker, William Stutzman and Henry Rose, Viewers appointed by the said Court in above stated matter, who being by me duly sworn and affirmed according to law, do depose and say, that as such Viewers they will perform their duties impartially and according to the best of their judgment and a true return will make of the same.

Sworn and subscribed to before me this :  
twenty-fourth day of May, A.D. 1907. :

W. Williams :  
Notary Public. :

*My commission expires 2nd July 1910*

Frank D. Baker :  
William Stutzman :  
Henry Rose :

Costs of View.

Frank D. Baker, Viewer, Surveyor, 3 days.....	\$12.00
Mileage.....	50...\$12.50
William S. Stutzman, Viewer, 1 day.....	2.00
Mileage, 1 day.....	.60... 2.60
Henry Rose, Viewer, 1 day.....	2.00
Mileage.....	.40... 2.40
H.C. Ewing, Chainman, 1 day.....	2.00
Leroy Ling, Chainman, 1 day.....	<u>2.00</u>
Total.....	\$21.50

WHEREAS I have been informed that I was appointed by the Court of Quarter Sessions of Cambria County, Pa., at March Sessions 1907, to view and lay out a certain road in Stony Creek and Richland Townships, said County,

That is to certify that I am this day starting on a trip to California, and expect to be absent from Cambria County, for a period of six weeks or upwards and will therefore be unable to perform my duties as such viewer before June Sessions, 1907,

I therefore request the Court to appoint some one in my stead as such Viewer.  
Johnstown, Pa., May 7th, 1907.

A. G. Weaver

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PA.  
In the matter of the appointment of : No.1 March Sessions.  
of :

Viewers to view and layout a road in Stony :  
Creek and Richland Townships, said Court. :

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

The petition

of the undersigned respectfully represents that he is a resident of Stony  
Creek Township, said County, and is one of the original petitioners for the  
appointment of viewers and above stated case; that on the fourth day of  
March, A. D. 1907, your Honor appointed Frank D. Baker, William Stutzman and Abram  
C. Weaver as viewers:

That on the seventh day of May, 1907, said Abram C. Weaver started on a trip  
to California intending to be out of Cambria County for a period of six weeks  
or upwards, and on the same date signed a paper requesting that your Honor ap-  
point some other person in his stead.

Your petitioner therefore requests your Honor to appoint a person as such  
Viewer in the place of said Abram C. Weaver. And he will ever pray.

Hiram H. Blough,

State of Pennsylvania, :  
County of Cambria, : ss.  
City of Johnstown. :

Before me, the subscriber, a Notary Public in and  
for said City, County and State, personally came Hiram H. Blough, above named  
petitioner, who being by me duly affirmed according to law did depose and say  
that the statements of fact as set forth in the foregoing petition are true  
and correct.

Hiram H. Blough

Affirmed and subscribed to before me this  
tenth day of May, A. D. 1907.

Jessie M. Nelson,  
Notary Public.

*My com. expires  
16 Jan. 1909*

No. 1 March Sessions, 1907.

In the Court of Quarter Sessions  
of Cambria County, Pa.

An Re Appointment of Viewers of  
View and lay out a Road  
in  
Stony Creek and Richland Townships.

Petition to fill a vacancy in such  
Board of Viewers.

And now, May 7th, 1907, within pe-  
tition read and considered, and Henry  
Rose, is hereby appointed one of the  
Viewers in place of Abram C. Weaver,  
who is unable to act.

*James J. Lewis*  
*Pres. Judge*

*Filed 18 May, 1907.*

*Wm. Williams*  
*Att. for Petitioner*

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, Pa.

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

The petition of the undersigned residents and citizens of Stony Creek Township, and Richland Township, said County, respectfully represent:

That they labor under some inconvenience, by reason of the uncertainty as to the course of a public road, and by reason of a steep grade over a hill as said road is now used, and by reason of the present road crossing at grade a railroad track in said Township of Stony Creek.

( All the papers relating to the laying out and opening of the road as now used, after the appointment of viewers, seem to have been lost before being returned to Court, and therefore there is no evidence of any road between the points hereinafter designated, on the Court Records.)

Your petitioners therefore pray the Court to appoint proper persons to view and lay out a public road or highway, from where the County Bridge crosses the Stony Creek between Stony Creek and Ferndale Borough, joins the Valley Pike, and the Northern end of the County Bridge crossing the Stony Creek between the Township of Richland in said County of Cambria, and the Township of Conemaugh, Somerset County, Pa. at or near Kings Station of the B. & O. Railroad: most of said road will be in Stony Creek Township, and a small part in Richland Township, said County of Cambria.

And they will ever pray.  
Richland Twp.

Stony Creek Twp.

Supervisors of Richland Twp.

Supervisors of Stony Creek Twp.

John C. Eitel  
Joseph Cooper  
Wm. S. Miller  
Jacob J. Smith  
William S. Hill  
Chas. Schaffer

Hyam H. Blough  
Andrew Blough  
Robert Blough  
Alvin S. Went  
Andrew Blough  
Tobias J. Miller

Jubiah S. Plough  
Levi Calhoun  
W. C. Plough  
Earl S. Wickett  
Levi Blanch  
M. J. Wickett  
S. T. Rodgers  
Lewis Berkeley  
Ralph L. Berkeley  
J. D. Wilson

Feb. 16th, 1907.

To the Road Supervisors of Richland Township, Cambria County, Pa.

Gentlemen,

You

are hereby notified that at Ebensburg on the First Monday of March, 1907, there will be presented to the Court of Quarter Sessions of Cambria County, Pa., a petition of residents of said Township praying for the appointment of viewers to view and lay out a public road or highway from a point where the County Bridge crossing the Stony Creek adjoins the Valley Pike in the Borough of Fern- dale to the northern end of the County Bridge crossing the Stony Creek River between the Township of Richland, Cambria County, Pa., and the Township of Conemaugh, Somerset County, Pa., at or near Krings Station.

*Wm. Williams*  
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*Atty. for Petitioners*

We the undersigned Road Supervisors of Richland Township hereby accept service of the above notice.

*Abram Hostetler*  
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*L. D. Stull*  
-----  
*Ed. Wieringer*  
-----

Feb. 16, 1907.

To the Road Supervisors of Stony Creek Township, Cambria County, Pa.

Gentlemen,

You

are hereby notified that at Ebensburg on the First Monday of March, 1907, there will be presented to the Court of Quarter Sessions of Cambria County, Pa. a petition of residents of said Township praying for the appointment of viewers to view and lay out a public road or highway from a point where the County Bridge crossing the Stony Creek adjoins the Valley Pike in the Borough of Fern- dale to the Northern end of the County bridge crossing the Stony Creek River between the Township of Richland Cambria County, Pa., and the Township of Conemaugh, Somerset County, Pa., at or near Krings Station.

*Wm. Williams*  
State Atty for Petitioners

We the undersigned Road Supervisors of Stony Creek Township hereby accept serv-  
ice of the above notice.

*W. H. Huggins*  
*J. H. Schaefer*

To 1 March Less 1907 R.D.

In the Court of Quarter  
Sessions of Cambria  
County, Pa

~~Petition to layout of~~  
citizens of Stony Creek and  
Redland Township  
for appointment of viewers  
to layout a road in  
said Township.

Andrew G. G. March  
4th 1907, the Court appoints  
Frank S. Baker, William  
J. Hutzenan and Abram  
C. Grams as appointed  
viewers. By the Court

Filed 4 March 1907

WM. WILLIAMS  
ATTORNEY-AT-LAW  
JOHNSTOWN, PA.

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WM. WILLIAMS  
ATTORNEY-AT-LAW  
JOHNSTOWN, PA.