

R. D. H. 4 Sept. 1909
Nat. Microfilm

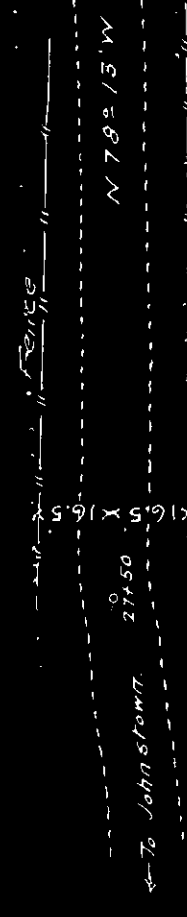
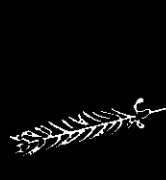
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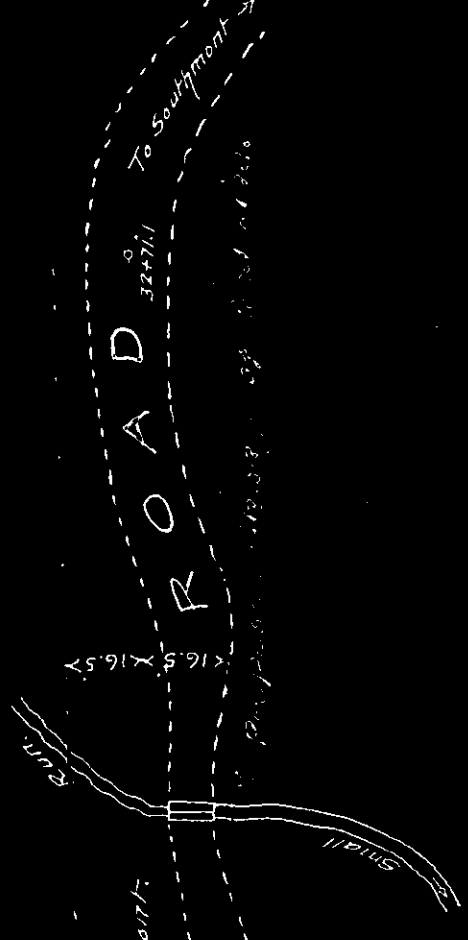
ELIM PLOT.

PUBLIC

ABEL PEDEM.



(Survey Line on Road to Southmont. 5211)



33+52.0
Survey Line on Road to Southmont.

Sketch showing proposed change in Public Road
in Upper Yoder Twp, Cambria Co, Pa. Leading from
the 8th Ward of Johnstown City to Southmont.
Scale 1" = 40'

TO THE HONORABLE FRANCIS J. O'Connor, PRESIDENT JUDGE OF THE
COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA.

The petition of the undersigned respectfully represents:

That they are residents or land owners in the township of
Upper Yoder, County of Cambria and State of Pennsylvania; that a
public road has long since been laid out and opened in said township,
leading from Franklin Street in the City of Johnstown to the Mill-
creek road, and is usually known as the Hochstein Road; that part of
said road is crooked and so narrow in places that teams cannot con-
veniently pass each other; and said road contains one hard steep hill;
that said road can be easily straightened and widened and said hill
can be easily avoided; and especially the part of said road beginning
at a point about four hundred and four (404) feet Eastwardly from
where said road crosses Cheney Run, being the point in the present
road where the new Southmont road connects with said public road;
said point being 3280 feet westward from intersection of said road with
Franklin Street in the Eighth Ward of the City of Johnstown; thence
North seventy-eight (78) degrees and thirteen (13) minutes West,
crossing Cheney run, a distance of five hundred twenty-one and
one tenth (521.1) feet to a point where another part of said Southmont
road connects with the present public road, is crooked and narrow,
and such part of said road has become somewhat burdensome and incon-
venient; that said piece of road would be much improved by a change
of its present route between said two points so as to cut out the
bends therein and make said road straight, and also by widening said
road to the usual width of public roads.

Your petitioners pray that said bend in said road be vacated
and that a new road be laid out and opened in a straight line between
said points, of a width of thirty-three (33) feet, as indicated and
shown on the map hereto attached and made a part hereof.

Your petitioners therefore pray the Court to appoint qualified
persons to view the premises, to inquire into the expediency of vacat-
ing said piece of road and supplying the same and making said changes

and to otherwise proceed as directed by the act of Assembly in such case made and provided.

<u>Novak Myers</u>	:	<u>William Palliser</u>
<u>W. Myers</u>	:	<u>Frank Palliser</u>
<u>H. E. Winger</u>	:	<u>C. A. Owen</u>
<u>James A. Howard</u>	:	<u>Henry C. Koala</u>
<u>C. J. Yarn</u>	:	<u>Meynove</u>
<u>John Palliser</u>	:	<u>James V. Smith</u>
<u>Chas. Charles Peters</u>	:	<u>H. H. Neave</u>
<u>Ed. Doera</u>	:	<u>H. B. Swiger</u>
<u>Ernest Tallies</u>	:	<u>Ernest L. Smith</u>
<u>Wm. Dunkle</u>	:	<u>Quinn J. Smith</u>
<u>Harry Dunkle</u>	:	<u>J. B. Paulsen</u>
<u>John Lipp</u>	:	<u>B. F. Wendell</u>
<u>P. C. Isaacs</u>	:	<u>Henry M. Fisher</u>
<u>Jeremiah Retviler</u>	:	<u>P. F. M. Allister</u>
<u>John L. Cross</u>	:	<u>William Guffin</u>
<u>Sandy W. Hamilton</u>	:	<u>A. N. Swarts</u>
<u>Arthur J. Johns</u>	:	<u>W. G. Guffin</u>
<u>D. H. LaFrance</u>	:	<u>H. W. Guffin</u>
<u>H. E. Beuford</u>	:	<u>Robt. J. Shaper</u>
<u>Samuel R. Johns</u>	:	<u>Edward J. Cooper</u>
<u>J. O. Young</u>	:	<u>J. W. Palliser Jr</u>

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 A. W. Schwartz, who being by me duly sworn according to law, does depose and say that the statements of facts as set forth in the above petition are true and correct and that all the signers thereto are residents or land owners in said township, to the best of his knowledge and belief.

Sworn and subscribed to before me this second day of August '09.:

A. W. Swarts
 Notary public.

A. W. Swarts

TO THE ROAD SUPERVISORS OF UPPER YODER TOWNSHIP:

You are hereby notified that at 10 o'clock A. M. of Wednesday, the eighth day of September, 1909, the petition of A. W. Swartz and others will be presented to the Court of Common Pleas of Cambria County, asking for the appointment of viewers to inquire into the expediency of changing the present rout of a part of the road known as the Hochstein Road and supplying the same, beginning at a point about four hundred and four (404) feet Eastwardly from where said road crosses Chenney's Run, being the point in the present road where the Southmont road connects with the public road; said point being thirty-two hundred eighty (3280) feet westward from the intersection of said road with Franklin Street in the Eighth Ward of the City of Johnstown; thence North seventy-eight (78) degrees and thirteen (13) minutes west, crossing Chenney's run, a distance of five hundred twenty-one and one tenth (521.1) feet to a point where another part of said Southmont road connects with said public road, so as to cut out the bends therein and make said road straight, and also for widening said road to the usual width of public roads.

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

Wm. Williams
Attorney for the petitioners.

Before me, the subscriber, a Notary Public in and for said City, County and State, personally came A. W. Swartz, who being by me duly sworn according to law, does depose and say that he served the above notice upon the road Supervisors of Upper Yoder Township, by giving them a copy thereof on the 6th day of Sept, 1909.

Sworn and subscribed to before :
me this 8th day of September, :
A. D. one thousand nine hundred :
nine, :

Wm. Williams
Notary public.

A. W. Swartz

My com. expires 2nd Feby. 1910.

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

Petition of Residents and
land owners of Upper Yoder
Township, Cambria County, to
vacate and apply a part of
the public road known as the
Hochstein Road, leading from
Swartz Street in the city
of Johnstown to the Mill-
creek road in said township.

And now, September 8th, 1909,
J. P. 101 and Harry E. Dono
and P. A. Barnhart are
appointed viewors.

By the Court

Filed 8 September, 1909,

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