

IN THE COURT OF QUARTER SESSIONS
OF CAMBRIA COUNTY, PENNA.
No. 2 September Sess. 1924.

IN RE LAYING OUT PUBLIC
ROAD IN LOWER YODER TOWNSHIP,
CAMBRIA COUNTY, PENNA.

REPORT OF VIEWERS.

Filed December 1924

CERTIFIED

Jacob M. Hoffman

COUNTY CONTROLLER

MAHLON J. BAUMGARDNER
ATTORNEY AT LAW
JOHNSTOWN, PENNA.
SWANK BLDG.

8 Dec. 1924 Approved.

By the Court
&

9 Feb. 1925 Confirmed absolutely.

Frank B. Roth Clerk

In re Supplying a Public Road
in Lower Yoder Township, Cambria
County, Penna., beginning at a
point 7428 feet from the inter-
section of Fairfield Road and
Wilson Street in the City of Johns-
town and ending at a point 7900
feet from the intersection of Big
Spring Road and the Railroad side-
track.

In the Court of Quarter
Sessions of Cambria County
Penna.

No. 2 September Sess. 1924.

REPORT OF VIEWERS.

TO THE HONORABLE, THE JUDGES OF SAID COURT.

We, the undersigned Viewers, appointed by the annexed order of the above Court, to view the premises for the purpose of supplying a public highway in the Township of Lower Yoder, County of Cambria and State of Pennsylvania, beginning at a point in said Township located at or near the land of George Bumbernick on the Fairfield Road, a public highway, and which point is located 7428 feet from the intersection of said Fairfield Road and Wilson Street in the City of Johnstown; and extending thence to a point on the public highway known as the Big Spring Road, near the land of McConaughy heirs in said Township, and which point is located 7900 feet from the intersection of said Big Spring Road and the Railroad used as a side track by the Piney Run Coal Company in said Township, respectfully report:-

That we were duly sworn or affirmed as members of the permanent Board of Viewers of Cambria County as shown by the records of said Court; that we gave due public notice of the time and place of meeting of said Viewers by publication in the Johnstown Daily Tribune and the Cambria County Legal Journal, by handbills posted on the premises and by notices served upon the Commissioners of Cambria County, upon Donald E. Custer, Esq., Solicitor for the Board of Supervisors of the Township of Lower Yoder and upon H. Earl Sorber, Esq., Counsel for the petitioners, at least ten days prior to the time of making of the said view,

evidence of which is shown by copies of said Notices hereto attached and made a part of this report; that we met upon the premises according to the Notice given on Tuesday, November 11th. A. D. 1924 at ten o'clock A. M. and proceeded with the duties of our appointment.

We viewed the site and locality of the road proposed to be laid out, making a personal inspection of the ground beginning at a point in said Township located at or near the land of George Bumbernick on the Fairfield Road, a public highway, and which point is located seven thousand four hundred and twenty-eight (7428) feet from the intersection of said Fairfield Road and Wilson Street in the City of Johnstown; and extending thence to a point on the public highway known as the Big Spring Road, near the land of McConaughy heirs in the said Township, and which point is located seven thousand nine hundred (7900) feet from the intersection of said Big Spring Road and the Railroad used as a side track by the Piney Run Coal Company in said Township.

We are of the opinion and unanimously agree that the laying out and opening of the road thus described is not necessary and that if laid out and opened the same would be burdensome for the taxpayers of said Township. For this reason we refuse to lay out and open the proposed road.

WITNESS our hands this Twenty-ninth day of November A. D. 1924.

S. E. Dickey
Thos E Campbell
Mapton J. Brown
Viewers.

In re Supplying a Public Road
in Lower Yoder Township, Cambria
County, Penna.

In the Court of Quarter Sessions
No. 2 September Sess. 1924.

In Account with Mahlon J. Baumgardner, S. E.

Dickey, Philip Caulfield.

MAHLON J. BAUMGARDNER, DR.

Data and Preparing Notices to View.	\$7.50
Stenographer and Stationery	3.50
Posting Notices	7.50
Auto Hire	5.00
Making View	7.50
Mileage	.40
Making Report	7.50
Stenographer and Stationery	3.00
Order of Court	.90
Advertising Notice to View, Tribune	8.00
Advertising Notice to View, Cambria County Legal Jr.	6.00
	<hr/>
	\$55.80

S. E. DICKEY, DR.

Making View,
Mileage

Jacob M. Hoffman
COUNTY CONTROLLER

7.50
.40

\$7.90

PHILIP CAULFIELD, DR.

Making View,
Mileage

Jacob M. Hoffman
COUNTY CONTROLLER

7.50
.40

\$7.90

APPROVED FOR PAYMENT

George B. ...
Jacob M. Hoffman
COMMISSIONERS

In re Supplying a Public road in Lower Yoder Township, Cambria County, Penna., beginning at a point 7428 feet from the intersection of Fairfield Road and Wilson Street in the City of Johnstown and ending at a point 7900 feet from the intersection of Big Spring Road and the Railroad side track.

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

No. 2 September Sess. 1924.

NOTICE TO VIEW.

We, the undersigned Viewers appointed by the above named Court, to view for the purpose of supplying a road in the Township of Lower Yoder, County and State aforesaid, beginning at a point in said Township at or near the land of George Bumbernick on the Fairfield Road, which point is located 7428 feet from the intersection of said Fairfield Road and Wilson Street, in the City of Johnstown, and extending thence to a point on the public highway known as Big Spring Road, near the land of McConaughy heirs, in said Township, which point is located 7900 feet from the intersection of said Big Spring Road and the Railroad used as a side track by the Piney Run Coal Company, will meet at the place of beginning on Tuesday, November 11th. A. D. 1924 at 10 o'clock A. M. for the purpose of performing the duties of our appointment.

S. E. DICKEY,

MAHLON J. BAUMGARDNER,

PHILIP CAULFIELD,

Viewers.

October 30, 1924.

And now October 31, 1924, I hereby accept service of the above Notice of View for the Commissioners of Cambria County, Penna.

A. A. Kruse
Chief Clerk.

In re Supplying a Public Road in Lower Yoder Township, Cambria County, Penna. beginning at a point 7428 feet from the intersection of Fairfield Road and Wilson Street in the City of Johnstown, and ending at a point 7900 feet from the intersection of Big Spring Road and the Railroad side track.

In the Court of Quarter Sessions of Cambria County Penna.
No. 2 September Sess. 1924.

NOTICE TO VIEW.

We, the undersigned Viewers appointed by the above named Court to view for the purpose of supplying a road in the Township of Lower Yoder, County and State aforesaid, beginning at a point in said Township at or near the land of George Bumbernick on the Fairfield Road, which point is located 7428 feet from the intersection of said Fairfield Road and Wilson Street, in the City of Johnstown, and extending thence to a point on the public highway, known as Big Spring Road, near the land of McConaughy heirs, in said Township, which point is located 7900 feet from the intersection of said Big Spring Road, and the Railroad used as a side track by the Piney Run Coal Company, will meet at the place of beginning on Tuesday, November 11th. A.D. 1924 at 10 o'clock A. M. for the purpose of performing the duties of our appointment.

S. E. DICKEY,

MAHLON J. BAUMGARDNER,

PHILIP CAULFIELD,
Viewers.

October 30, 1924.

And now October 31 1924, I hereby accept service of the within Notice to View as Solicitor for the Supervisors of Lower Yoder Township.

Donald E. Custer

In re Supplying a Public road in Lower Yoder Township, Cambria County, Penna., beginning at a point 7428 feet from the intersection of Fairfield Road and Wilson Street in the City of Johnstown and ending at a point 7900 feet from the intersection of Big Spring Road and the Railroad side track.

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

No. 2 September Sess. 1924.

NOTICE TO VIEW.

We, the undersigned Viewers appointed by the above named Court, to view for the purpose of supplying a road in the Township of Lower Yoder, County and State aforesaid, beginning at a point in said Township at or near the land of George Bumbernick on the Fairfield Road, which point is located 7428 feet from the intersection of said Fairfield Road and Wilson Street, in the City of Johnstown, and extending thence to a point on the public highway known as Big Spring Road, near the land of McConaughy heirs, in said Township, which point is located 7900 feet from the intersection of said Big Spring Road and the Railroad used as a side track by the Piney Run Coal Company, will meet at the place of beginning on Tuesday, November 11th. A. D. 1924 at 10 o'clock A. M. for the purpose of performing the duties of our appointment.

S. E. DICKEY,

MAHLON J. BAUMGARDNER,

PHILIP CAULFIELD,

Viewers.

October 30, 1924.

And now October, 31 1924, I hereby accept service of above Notice to View as Counsel for the petitioners.

H. Earl Sorber

In re Supplying a Public road in Lower Yoder Township, Cambria County, Penna. beginning at a point 7423 feet from the intersection of Fairfield Road and Wilson Street in the City of Johnstown and ending at a point 7900 feet from the intersection of Big Spring Road and the Railroad side track.

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

No. 2 September Term, 1924.

NOTICE TO VIEW.

We, the undersigned Viewers appointed by the above named Court, to view for the purpose of supplying a road in the Township of Lower Yoder, County and State aforesaid, beginning at a point in said Township at or near the land of George Dumbornick on the Fairfield Road, which point is located 7423 feet from the intersection of said Fairfield Road and Wilson Street, in the City of Johnstown, and extending thence to a point on the public highway known as Big Spring Road, near the land of McCoshaughy heirs, in said Township, which point is located 7900 feet from the intersection of said Big Spring Road and the Railroad used as a side track by the Pinceaux Coal Company, will meet at the place of beginning on Tuesday, November 11th, A.D. 1924 at 10 o'clock A. M. for the purpose of performing the duties of our appointment.

G. E. DICKIN,

HARLOW J. BAUGARDIN,

PHILIP CARLFIELD,
Viewers.

October 23, 1924.

VIEWERS' NOTICE—In the Court of Quarter Sessions of Cambria County, Pennsylvania, No. 2 September Session, 1924. In re supplying a public road in Lower Yoder Township, Cambria County, Pennsylvania, beginning at a point 7,428 feet from the intersection of Fairfield road and Wilson street in the City of Johnstown, and ending at a point 7,900 feet from the intersection of Big Spring road and the railroad side track.

NOTICE TO VIEW.

We, the undersigned Viewers, appointed by the above named Court to view for the purpose of supplying a road in the Township of Lower Yoder, county and State aforesaid, beginning at a point in said township at or near the land of George Bumbernick on the Fairfield road, which point is located 7,428 feet from the intersection of said Fairfield road and Wilson street, in the City of Johnstown, and extending thence to a point on the public highway known as Big Spring road, near the land of McConaughy heirs, in said township, which point is located 7,900 feet from the intersection of said Big Spring road and the railroad used as a side track by the Piney Run Coal Company, will meet at the place of beginning on Tuesday, November 11, A. D. 1924, at 10 o'clock a. m., for the purpose of performing the duties of our appointment.

S. E. DICKEY,
MAHLON J. BAUMGARDNER,
PHILIP CAULFIELD, Viewers.
October 30, 1924.

NOTICE TO VIEW

In re Supplying a Public Road in Lower Yoder Township, Cambria County, Penna., beginning at a point 7428 feet from the intersection of Fairfield Road and Wilson Street in the City of Johnstown, and ending at a point 7900 feet from the intersection of Big Spring Road and the Railroad side track.

In the Court of Quarter Sessions of Cambria County, Penna., No. 2 September Sess. 1924.

NOTICE TO VIEW

We, the undersigned Viewers appointed by the above named Court to view for the purpose of supplying a road in the Township of Lower Yoder, County and State aforesaid, beginning at a point in said Township at or near the land of George Bumbernick on the Fairfield Road, which point is located 7428 feet from the intersection of said Fairfield Road and Wilson Street, in the City of Johnstown, and extending thence to a point on the public highway known as Big Spring Road, near the land of McConaughy heirs, in said Township, which point is located 7900 feet from the intersection of said Big Spring Road and the Railroad used as a side track by the Piney Run Coal Company, will meet at the place of beginning on Tuesday, November 11th, A. D. 1924, at 10 o'clock A. M., for the purpose of performing the duties of our appointment.

S. E. Dickey,
Mahlon J. Baumgardner,
Philip Caulfield, Viewers.

October 30, 1924. 10-31-24

NOTE. "It shall be the duty of all persons appointed in the several counties of this Commonwealth to 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."

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 8th day of September A. D. 1924, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Lower Yoder, in the said County, setting forth that they labor under inconvenience for want of a public road or highway, to lead from a point in said Township located at or near the land of George Bumbernick on the Fairfield Road, a public highway, and which point is located seven thousand four hundred and twenty eight (7428) feet from the intersection of said Fairfield Road and Wilson Street in the City of Johnstown; and extending thence to a point on the public highway known as the Big Spring Road, near the land of McConaughy heirs in said Township, and which point is located seven thousand nine hundred (7900) feet from the intersection of said Big Spring Road and the Railroad used as a side track by the Piney Run Coal Company in said Township.

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

S. E. Dickey surveyor, and

M. J. Baumgardner and Philip Caulfield

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:

Frank B. Roth, Clerk.

IN THE COURT OF QUARTER
SESSIONS OF CAMBRIA COUNTY.

No. 2 ^{June} ~~September~~ Term, 1924

IN RE
OPENING OF ROAD IN LOWER
YODER TOWNSHIP.

Petition
&
Appointment of viewers.

Now, June 18th, 1924,

Wahler Brungardt, Jr.
Dixon Toub, and
Al Shuman

are appointed viewers
for the purposes of the
within petition.

By the Court
E.

Filed 18 June 1924.

H. EARL SORBER
ATTORNEY AND COUNSELLOR AT LAW
JOHNSTOWN, PENNA.

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

TO THE HONORABLE THE JUDGES OF SAID COURT:

The petition of the undersigned respectfully represents:

That they are citizens, residents and electors of the Township of Lower Yoder, County of Cambria and State of Pennsylvania.

That your petitioners and the traveling public labor under great inconvenience for want of a public road in the said Township of Lower Yoder, to begin at a point located on Gilbert street near the office of Robert Stiegleman, Justice of the Peace, which point is located two hundred and eighty five (285) feet from the intersection of Gilbert street and the center of the Pennsylvania Railroad tracks in said township; and extending thence to a point at the intersection of Virginia avenue and the Johnstown City line, which point is located thirteen hundred and twenty three (1323) feet from the intersection of Virginia avenue and Delaware avenue in said City of Johnstown.

Your petitioners, therefore, pray the Court to appoint three qualified persons to view the ground proposed for such road, to ascertain whether there is occasion for the laying out and opening the above described public road, and make report of their proceedings at the next term of Court, and they will ever pray.

<u>Name</u>	<u>Address</u>
Robert Stiegleman	511 Gilbert st
Joe Ditto	607 Penn ave
John Oravec	612 Virginia ave
Dick Lapcar	507 Gilbert st
Ernie E. Zinner	516 Gilbert St
Joe Chuba	505 Gilbert St
Steve Tokar	628 Virginia Ave
Mike Martok	Penn Ave 624

Joe M. Sanders

Murana Motyka

Mike Evans

John Klounek

David Koryso

George Kumor

Frank Vetrock

Mari Talamo

Maika Yurosek

Andrew E. Novak

Frank Bakranke

Joe Gajewski

Wendy Susskind

August Meyer

Joseph Chochol

John Palusz

John Bohoransk

Thomas Slivinsky

Louise Keane

Agnes Cerjak

Joseph Haky

John W. Wronch

Joseph Komara

Helena M. Alt

Mary Kohan

Leo Javot

628 Virginia Ave

834 Virginia Ave

Wor Virginia Ave

814 Virginia Ave

730 Virginia Ave

718 Virginia Ave

622 Virginia Ave

606 Virginia Ave

729 Penn Ave

730 Virginia Ave

824 Virginia Ave

818 Virginia Ave

Penn 710

623 Virginia Ave

605 Virginia Ave

638 Penn Ave

19 Gilbert St

832 Virginia Ave

820 Virginia Ave

820 Virginia Ave

806 Virginia Ave

610 Virginia Ave

608 Virginia Ave

525 Penn Ave

523 Penn Ave

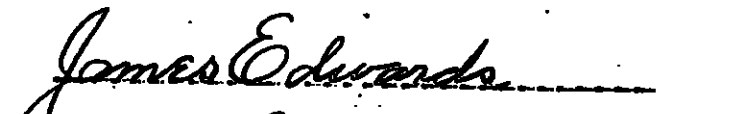


604 Virginia Ave

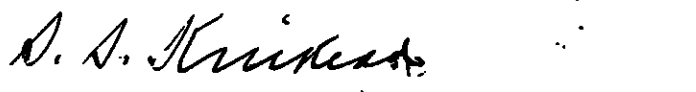
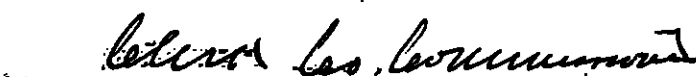
To JOHN LUTHER, JOHN LEBOSKY, and JAMES EDWARDS, supervisors of the Township of Lower Yoder, Cambria County, Penna:

You are hereby notified that a petition by citizens of Lower Yoder Township will be presented to the Court of Quarter Sessions of Cambria County, at Ebensburg, Pa., on Wednesday, June 18th, 1924, for the appointment of viewers on a proposed public road which said petitioners desire to be opened, to begin at a point in said Township located on Gilbert street near the office of Robert Stiegleman, Justice of the Peace, which point is located two hundred and eighty five (285) feet from the intersection of Gilbert street and the center of the Pennsylvania Railroad tracks in said township; and extending thence to a point at the intersection of Virginia avenue and the Johnstown City line, which point is located thirteen hundred and twenty three (1323) feet from the intersection of Virginia avenue and Delaware avenue in said City of Johnstown.


Attorney for Petitioners.

Service of above notice is hereby accepted, June 17th, 1924.




Supervisors of Lower Yoder Township

STATE OF PENNSYLVANIA, |
COUNTY OF CAMBRIA. | SS:

Personally appeared before me, a Notary Public in and for said County and State, Joseph M. Sanders, who being duly sworn according to law, deposes and says that he is one of the above-named petitioners and that the facts set forth in the foregoing petition are true and correct.

Sworn and subscribed to
before me this 17th day
of June, 1924.

Joseph M. Sanders

W. Roy Paulson

My Commission expires
April 1st, 1927

IN THE COURT OF QUARTER
SESSIONS OF CAMBRIA COUNTY.
No. 2 September Term, 1924

Re public road in
Lower Yoder Township

PETITION FOR VIEWERS.

Now, September 8, 1924,

L. E. Darity by

M. J. Conroy by

and *Philip Duffield*

are appointed viewers for

the purposes of the within

petition. *By The Court*

Samuel Lammert

J. D. C. S. P.

H. EARL SORBER
ATTORNEY AND COUNSELLOR AT LAW
JOHNSTOWN, PENNA.

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

TO THE HONORABLE THE JUDGES OF SAID COURT:

The petition of the undersigned respectfully represents:

That they are citizens, residents and electors of the Township of Lower Yoder, County of Cambria and State of Pennsylvania.

That your petitioners and the traveling public labor under great inconvenience for want of a public road in the said Township of Lower Yoder, to begin at a point in said Township located at or near the land of George Bumbernick on the Fairfield Road, a public highway, and which point is located seven thousand four hundred and twenty eight (7428) feet from the intersection of said Fairfield Road and Wilson street in the City of Johnstown; and extending thence to a point on the public Highway known as the Big Spring Road, near the land of McConaughy heirs in said Township, and which point is located seven thousand nine hundred (7900) feet from the intersection of said Big Spring Road and the Railroad used as a side track by the Piney Run Coal Company in said Township.

Your petitioners, therefore, pray the Court to appoint three qualified persons to view the ground proposed for such road, to ascertain whether there is occasion for the laying out and opening the above described public road, and make report of their proceedings at the next term of Court, and they will ever pray.

NAME

ADDRESS

Clara Smith	Becker Ave
John J. Baker	Becker Ave
James Howard	Becker Ave
E. Innes Smith	Becker Ave
Edward Meyer	Becker Ave
Geo. H. ...	Becker Ave
Geo. Howard	Becker Ave
Mrs McLaren	Becker Ave

Name	Address
George Varil	282 St. George St
Lawrence Locher	347 W. Westmoreland Ave
Guy J. Schettis	Upper Decker Ave
John A. Rager	165 Stone St
Richard Ross	432 Decker Ave
Frank L. Gynoch	345 Decker Ave
Tom Connor	237 Strayer St
James G. Stelin	361 Westmoreland Ave
Albert Marsh	345 Corrine St
R. G. McLaren	237 Strayer St
Milton H. Howard	361 Westmoreland Ave
Maudie Howard	361 Westmoreland Ave
E. B. Brown	Decker Ave
George Rameck	54 Stackhouse Street
Elmer Hillman	237 Strayer St
Edward Messers	Platt & Spudder Stone on blurt
David Dickert	345 Corrine St
George Rantolpe	Decker Ave
Tom Dickert	Decker Ave
Geo. Johnson	Decker Ave
Nancy Brown	Decker Ave
Samuel Lewis	Decker Ave
Myrtle C. Lewis	Decker Ave
John Dickert	347 Westmoreland Ave
Henry J. Dickert	347 W. Westmoreland Ave
Conrad Dickert	4015 Stone Street
Louise Dickert	Decker Ave
Geo. B. Dickert	304 Strayer St
Ed. Dickert	347 Westmoreland Ave
J. J. Dickert	Decker Ave
George Shearer	Decker Ave
Herbert A. Smith	Decker Ave

STATE OF PENNSYLVANIA }
COUNTY OF CAMBRIA } SS:

On this 6 day of Sept, A.D. 1924 personally appeared before the undersigned, a Justice of the Peace, in and for the Township of Lower Yoder, County of Cambria and State of aforesaid James Howard, one of the foregoing petitioners, who being duly sworn according to law, deposes and says that the signers of the foregoing petition are citizens, residents and electors of Lower Yoder Township and that they signed the same in their own proper handwriting, and that the matters set forth therein are true and correct to the best of his knowledge, information and belief.

James Howard

Sworn to and subscribed
before me, this day and
year aforesaid.

Robert Anderson

Justice of the Peace.

Comm. Exp. Jan. 1928.

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

NO 2. DECEMBER TERM 1924

In re Petition for the
Appointment of Viewers to
Assess Damages occasioned by
the improvement of the State
Highway in Richland Township
Cambria County, Penna., as
affecting the land of Abram
Hostetler.

PETITION FOR VIEWERS.

Filed 12 January 1925

Decree inside.

MAHLON J. BAUMGARDNER

ATTORNEY AT LAW

JOHNSTOWN, PENNA.

SWANK BLDG.

In re petition for the
Appointment of Viewers to
Assess damages occasioned
by the Improvement of the
State Highway in Richland
Township, County of Cambria,
State of Pennsylvania.

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

No. December Term 1924.

To the Honorable, the Judges of said Court:-

The Petition of Abram Hostetler, respectfully sets forth:-

First: That he is a resident of the Township of Richland,
County of Cambria and State of Pennsylvania, and the owner of
certain real estate situate in the Township of Richland, County
of Cambria and State of Pennsylvania abutting and being traversed
by a Public State Highway, said Real Estate more particularly
described as follows:-

All that certain tract of land situate in Richland,
Township, Cambria County and State of Pennsylvania, bounded and
described as follows:-

BEGINNING at a point in center of Johnstown and
Scalp Level Turnpike, thence across same and by land
of said Abram Hostetler North Sixty-six degrees thirty
minutes East Seven Hundred Seven feet to post corner
of land of said Abram Hostetler; thence by the same
North nineteen degrees West six hundred and ninety-
seven feet to a post, corner of lands of said Abram
Hostetler and grantor herein (Andrew Baumgardner);
thence by lands of grantor herein South seventy one
degrees thirty-five minutes West eight hundred and
thirty-five feet to point near middle of said Turnpike;
thence by near middle of said Turnpike South Sixteen
degrees fifteen minutes East four hundred ninety-eight
and one-half feet to stake; thence across said road
North eighty-nine degrees East one hundred and thirty-
eight feet to a Chestnut; thence down said Turnpike
South twenty-five degrees thirty-five minutes East
two hundred twenty-seven feet to point in middle of
said Turnpike, the place of beginning. Containing
Thirteen Acres and ninety-four perches (13A. 94P.)

Second: That the aforesaid State Highway has lately
been improved and that by the laying out, opening, widening,
changing of location and changing of grade of said road as
aforesaid, your petitioner has sustained great injury and

damage, among other things as follows:-

- (a) That said road appropriates a larger part of said land.
- (b) That the said road renders the rest of said land less valuable.
- (c) That the said road makes a deep cut across a portion of said land, causing said land to be greatly less in value.
- (d) That a portion of said land is rendered, by reason of said road, less accessible.
- (e) That said land is rendered less valuable by reason of the grade being made different than the abutting land and different than the grade of the former road.
- (f) That the change from the former public road to the present location greatly damages your petitioner's said land.
- (g) That in various other ways the said land is rendered less valuable by reason of the laying out, opening, widening, changing of location, changing of grade and changing and construction of said road.

Your petitioner therefore prays your Honorable Court to appoint three disinterested persons to view the premises and assess the damages which your petitioner may have sustained.

Abram Hostetter
Petitioner.

Commonwealth of Pennsylvania |
County of Cambria | SS

Personally appeared before me a Notary Public in and for said State and County, ABRAM HOSTETLER, the within named petitioner, who being duly sworn according to law deposes and says that the statements set forth in the within petition are true and correct.

Abram Hostetler

Sworn and subscribed to before me this 9th day of January A. D. 1925.

Rose Schutz
Notary Public.

MY COMMISSION EXPIRES END
OF NEXT SESSION OF SENATE

DE C R E E

And now the 12th day of January A. D. 1925, the within petition having been read and considered by James P. Phillips and A. S. ... are appointed Viewers for the purpose within set forth; returnable the Second day of March 1925.

By the Court
E