

To The Honourable, the Judge of the Court of  
Quarter Sessions of the County of Cambria

The petition of the subscribers respectfully  
sheweth: That they labour under great inconvenience  
for the want of a public road, or highway, to lead  
from a point on the public road leading from Portage  
to Wilmore, near the residence of J. J. Mullen,  
to the road leading from Wilmore to Munster,  
at or near the residence of James Gallahan, in  
said County.

They therefore pray the Court to appoint  
persons duly qualified to view the ground proposed  
for said road, and to lay out the same according  
to law.

Jos. McGough  
Peter Welch  
James M. Burk  
L. J. McGowan  
J. McCarty  
J. H. Long  
John A. Powell  
J. J. R. R. R.  
Peter Symon  
Wm. McPherson  
Wm. Sullivan  
Sybilster McKimie  
Wilson Woodert  
John Cramer  
Ed. Walker

P. M. Gough  
Thos. Davis  
Jesse McGough  
O. L. Ringer  
J. S. Kiel  
John McGough  
Thomas McGough  
Theresa M. M.  
James Eicher  
J. H. Davis  
J. J. McGowan  
Valued Kelly  
Chas. McKenzie  
Wm. Brown  
Valentino Cramer  
Ed. Skopf

James J. McGowan

Peter Glosien  
J. D. Mulholland  
James Stett  
Philip Kopper  
Henry C. Fick  
Benjamin Miller  
James Skelley  
Casper Biter

Ed. Millade  
W. Hall  
Peter Gries  
Valentin Lauffer  
Hugh Gargen  
H. J. Mullen  
Philip D. Skelley

1884

No 8 June Term 1884

Petition for a writ  
of Habeas Corpus  
to James Scullin  
in Portage Jux.

Verdict  
Aug. W. Camell  
Jury C. Noel  
James M. Brown  
Per Cur  
Filed 4<sup>th</sup> Aug 1884

Wm. E. Scanlan

To the Honorable Judges of the Court  
of Quarter Sessions of the Peace in and  
for Cambria County <sup>State of Pa</sup> Pennsylvania,

We the persons appointed by your Honors  
to view and lay out a road to lead from a point  
on a public Road leading from Portage to Wilmore  
at a point near residence of F. F. Mullen to intersect  
road leading from Wilmore to Munster near residence  
of James Gallagher in Portage Township. We do  
report that after giving Ten days legal notice and  
after being sworn according to law proceeded to  
lay out and mark for Public use, the following  
road to wit, Commencing at a post in Public road near  
residence of F. F. Mullen, Thence through land of said  
F. F. Mullen, North Eighteen degrees West fourteen and  
one half perches to line of land of Elizabeth McGough  
Thence on said line South Eighty Three and one half  
degrees West Nineteen Perches to a post. Thence through  
land of said Elizabeth McGough North Fifty five degrees  
West fourteen perches to a post, Thence North forty three  
degrees West Seventeen Perches to a post, Thence

North fifty nine degrees West, Eight perches to a post  
on line of land of James Skelley. Thence through land  
of said James Skelley, North fifty degrees West,  
Twelve perches to a post. Thence North forty five degrees  
West Twenty two and one fourth perches to a ~~post~~ <sup>Beach</sup>  
Thence North Thirty Six degrees West Ten perches to  
a post. Thence North forty six degrees West Eight perches  
to a post, Thence North fifty and one half degrees West  
Twenty four perches to a post, Thence North Twenty  
nine degrees West Ten rods to line of lands of Philip



Commonwealth of Pennsylvania,  
County of Cambria, } SS.

At a court of Quarter Sessions of the Peace of the County of Cambria  
held at Cheshburg in the said County, on the fourth day of  
August A. D. 1884, before the Honorable the Judges of the same  
court. Upon the petition of divers inhabitants of the township of Portage  
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 leading from Portage to  
Milmon, near the residence of A. F. Mullen to the road  
from Milmon to Muncaster at or near the residence  
of James Gallagher

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, Augustine M Connell SURVEYOR,  
and John C. Noel and James M. Dunn

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:

H. A. Shoemaker,  
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 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. 8

June Term 1884

R. D.

Order to view a road to lead  
from a point on a public  
road leading from Portage  
to Milmore near the resi-  
dence of H. H. Maclean to  
road leading from Milmore  
to Munster near residence  
of James Gallagher in  
Portage Township

subscribed

Henry M. Connell  
John C. Holt Viewers  
James M. Danner

Filed 1 Sept. 1884.

Chas. Shacumaker \$1.75  
(Paid by Atty. Scamman)

Geo. C. Scamman

Oct. 3. 1884. Read & Confirmed True & Ordered to  
be opened thirty feet wide.

Jan. 9. 1888 Confirmed Absolutely  
By the Court  
By the Court