

Commonwealth of Pennsylvania,
County of Cambria, } SS.

At a court of Quarter Sessions of the Peace of the County of Cambria
held at Chesburg in the said County, on the Seventh day of
May A. D. 1888, before the Honorable the Judges of the same
court: Upon the petition of divers inhabitants of the township of Elder
in the said county, setting forth that they labor under inconvenience for want of a

~~road or highway, to lead from~~
a Road has long since been laid out from a point
at or near the residence of John Lantz on a Pott
Road leading to Lantz Point, on the Pott Road to
Grant formerly Cherry Tree to the Pott Road leading to
New Council in Chest township a part of which road
beginning at a point at or near the Store Room of Adams
Miller in Elder township to a point at or near the residence of
Peter Helfrich in said township your petitioners herein have
become useless incumbrance and burdensome to the in-
habitants

vs Vacate Supply
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, Paul Gabner SURVEYOR,
and James H. McMillen and Benjamin Hefner

— 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.

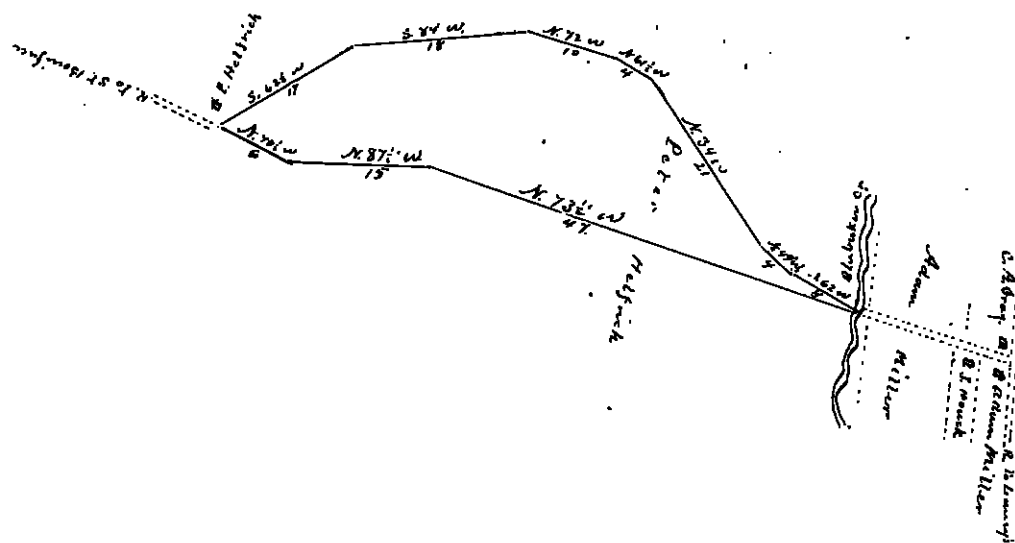
BY THE COURT.

Attest:

M. A. Shumaker,
Clerk.

To the Honorable the Judges Within named

We the undersigned persons appointed by the within order of Court to view the road therein mentioned respectfully report: That having been present at the view of the said road and having been first severally sworn in pursuance of said order we have viewed the said road the location of which with courses and distances is shown by the accompanying draft— the black lines showing the part vacated and the red lines showing the part supplied by us which part of the road as so supplied we deem necessary for a public road



Witness our hands this 22. day of May A.D. 1888.

Paul Yahner
Jas. D. Mullen
Ben. Hoopfer

Time

Paul Yahner	1 1/2 days	4 miles.
Jas. D. Mc. Mullen	1 "	2 "
Ben. Hoopfer	1 "	2 "

Chain men

C. A. Gony	1 day
P. Helfrich	1 "

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. 121

March Sessions 1888

Order to view & road Vacate
Ande supply parts of a Public
Road in Elderly low top. Beginning
at or near the other side of stream
situated to a point at or near
Peter Kelp. Re. Answer on the road
leading from the Glary In Rock
at Green Corner in Chest
low top.

Viewers
Paul Gehring
Jas. D. M. & M. H. H.
Benjamin Hoffmann

Julius May 28. 1888

Clerk of the Court
(Clerk of the Court)

Early.

June 13. 1888 Confirmed Price, and ordered to
be opened, the portion supplied 30 feet wide
Oct. 3. 1888 Confirmed absolutely
By the Court
By the Court

To the Honorable R. S. Johnston
Judge of the Court of Quarter Sessions
of the Peace in and for the County
of Cambria,

The petition of the undersigned in-
habitants of the township of Elder in
said County respectfully sheweth; That
a road has been long since laid out
from a point at or near the resi-
dence of John Leary on a public
road leading to Daniel Fritz (on the pub-
lic road to Grant, formerly Cherry tree)

to the public road leading to Glencon-
nel in Chest township a part of which
road beginning at a point at or near
the stone house of Adam Miller
in Elder township —————

to a point at or near the residence
of Peter Helfrich in said township
your petitioners conceive is now be-
come useless, inconvenient and bur-
densome to the inhabitants of said
township. Your petitioners therefore
pray the Court that the said road
may be vacated and supplied agree-
ably to the Act of Assembly in such
case made and provided and they
will ever pray &c.

Leah A. Gray

Adam Miller

Carroll Byrne

Lucy Carter

John Depple

James L. Langer

Anders Gloss
John Helquist
Conrad Yeager
Erik S. Klein
Thomas Ott
J. W. Lerner
H. S. Rice
Anthony Anna
Gregory Miller

No 12 1888 Masters
Petition to Vene Va-
cate and Supply
parts of a public
road in Elder
township beginning
at or near the stone
house of Adam Miller
to a point at or near
Peter Helfrich's house,
on the road leading
from the Cherry tree
Road to Glencounel
in Chest township.

Filed 7 May 1888.

Venues

Paul Gahner

James D. W. Muller

Benjamin Hopper

By the Court

J. C. Early

Know all men by these presents That we the undersigned Citizens of Elder Township for divers good causes and Considerations and especially in consideration of the benefits to be derived from a road as this day laid out through our land in pursuance of the annexed order of Court have remised released and by these presents do remise release and forever quitclaim unto the Commissioners of Cambria County any and all damages which may or can arise or accrue by reason of the location or Construction of said road through our land.

Peter W. Helprich

May 1888