



Plan of the Proposed Public Road in
 PORTAGE TOWNSHIP, CAMBRIA COUNTY, PENNA.
 Scale: 1 inch = 100 feet. Surveyed May 21, 1901.

J. L. ELDER
 County Surveyor

Viewers appointed upon an Order of the Court of
 Quarter Sessions, dated Dec. 3, 1900.
 J. Leard Elder, F. A. Thompson & Edward Edwards

LO#2 Dec 1900

Ret Microfilm

To the Honorable A. V. Barker
 Presiding Judge of the Court of quarter Sessions
 of the Peace of the County of Cambria the Petition
 of the Subscribers ^{Citizens of Portage Township} respectfully shewen that
 they labor under great Inconvenience for the
 want of a Publick road or highway to lead
 from the Old Benscreek Station to a point
 near the House now occupied by William Lotten
 near Benscreek in the Township of Portage County of
 Cambria 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

McElhenny & Co. Smith
 Per J. A. Kensingers mpr.

M.B. Courtwright & Co	Wm J Lee
J. Griffith	S. J. Long
Mitchell Coal & Coke Co Per bid	Wm Adams
W. H. Phipps & Co Per bid	William Watson
Loyall Hanna & Co & Co	Freeman Birse
Per Jos Patterson	Wm Doney
M. H. Blyth	Barney Kition
J. Nicholas	William Caulton
Daniel Diehl	Richards Nesbit
A. A. Myers	A. Smith
Thos O'Brien	Robt Patterson
Peter Boquet	S. Sturtevant
Martin Leaf	Geo. C. Diehl
Wm Johnson	W. S. Brown
Wm Leaf	John Luther

Albert Cook
 Martin Leaf Jr
 Harry W. Ellis
 Robert Armstrong
 Frank Yeap
 Jim Lee

No. 2 Dec. Ass. 1900 R.D.
Canaan

Petition of the citizens
of Portage Township
for a road leading
from Old Bens Creek
Station to house of
McCallon

Filed 3 Dec 1900

Dec. 3^d 1900

J. Lard Feder

H. A. Thompson

Edmund Edwards

appointed viewers

By the Court

Heppart

To the Honorable A. V. Barker, President
Judge of the Court of Quarter Sessions
of Cambria County:-

We, the undersigned viewers, appointed
by the annexed order, do report, That
in pursuance thereof, after having been
severally duly sworn or affirmed to
perform our duties impartially and
to the best of our judgment, and
having given due public notice, as required
by law, and having served copies of
said notice upon the Supervisors
of the territory, through which such new
public road is laid out, and also upon
the County Commissioners of said County,
properly attested copies of said notice
being hereto attached. All the viewers
appointed by said order viewed the
ground proposed for the within
mentioned road, and the undersigned
do agree that there is occasion for a
road, as desired by the petitioners, and
that the same is necessary for a public
road. And having due respect to the
shortest distance and the best ground
for such road. We have laid it out in
such a manner as shall do the least
injury to private property, and, so far
as practicable, agreeably to the desire

of the petitioners, and do return for public use the following described road to-wit: Beginning near the old Benscreek station and near the house now occupied by William Cotten near Benscreek in Portage Township, thence south sixty six degrees, thirty minutes east, two hundred and eighty five feet, South forty nine degrees east eighty one feet, South eighty degrees east two hundred and fifty five feet, South seventy four degrees east eighty two feet, South seventy degrees east, one hundred and twenty seven feet, South eighty five degrees east one hundred feet, South fifty eight degrees east one hundred feet, South sixty nine degrees east one hundred feet, South forty six degrees east three hundred feet, to the township road, said road passing through land of Cambria Mining & Manufacturing Co., no damage being awarded a plot or draft is hereto attached
 Witness our hands this, the 27th day of May 1901,

J. Leard Elder
 F. A. Thompson
 Edward Edwards

J. L. Elder 2 days \$ 8.00
 F. A. Thompson 18 miles 1 day 1.80
 3 miles .30
 Edward Edwards 1 day 2.00
 3 miles .30
 asie Conwill chairman 1 day 1.50
 William Hill " 1 day 1.50
 \$17.40

ROAD NOTICE.

Notice is hereby given that the viewers appointed by the Court of Quarter Sessions to view the ground for a public road to lead from the old Benscreek station to a point near the house now occupied by Mrs. Cotton near Benscreek in Portage Township, Cambria County.

will meet at the house of old Benscreek station in the township of Portage aforesaid, on the 2nd day of May 1901, at 9 o'clock AM, for the purpose of viewing said ground.

Leard Elder
J. A. Thompson
Edward Edwards

May 8 " 1901.

Viewers.

Service of notice accepted for the
County Commissioners - Jno. C. Gaylor
May, 13, 1901
Clerk

ROAD NOTICE.

Notice is hereby given that the viewers appointed by the Court of Quarter Sessions to view the ground

for a public road to lead from the old Benscreek station to a point near the house now occupied by William Potter near Benscreek in Postage Township, Cambria County.

will meet at the house of old Benscreek station in the township of Postage aforesaid, on the 21st day of May 1901, at 9 o'clock A.M. for the purpose of viewing said ground.

Leard Elder
D. A. Thompson
Edward Edwards

May 8 1901.

Viewers.

Service of within notice is hereby accepted:

Supervisor { E. Sanford Henry =

noted

Notice served on Mr. Wm. Helzel Super. May 14
Refused to acknowledge service by his signature
J. A. Klemminger Deputy

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 third day of December A. D. ¹⁹⁰⁰~~189~~, before the Honorable Judge of the said 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 the old Pens creek station to a point near the house now occupied by William Cotton near Pens creek in the Township of Portage, County of Cambria

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

J. David Elder

SURVEYOR, and

E. A. Thompson, Edward Edwards

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:

S. W. Davis 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. 2, Dec 1900 Session, 100-

ORDER TO VIEW.
Public
road in Township
of Portage.

Mar. 4th 1901 Confd.
with same viewers
Report of J. H. Thompson
to Court
Filed June 1901

J. David Elder.
J. H. Thompson
Edward Edwards
Viewers.

CLERK DAVIS - for Atty - 90 CTS.

8th July 1901 approved and breadth fixed at 30 feet.
By the Court.
26 Nov 1901 Confirmed
A. W. Davis, Clerk