

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

The petition of the undersigned inhabitants of the Township
of Allegheny, in said County and State respectfully represents:

That they labor under great inconvenience by reason of a public road long since laid out in said township being too narrow in places, the same having been encroached upon and rendering the same too narrow for the proper travel of the public, said road leading from a point near the residence of William K. Douglass on the road leading from Chest Springs to Loretto, to a point near the residence of J. W. O'Donnell on the road leading from Loretto to Gallitzin. They therefore pray your Honor to appoint proper persons viewers to view and widen said road. And they will etc.

Richard J. Lee
Edward Bales

Albert Rhoads
Samuel Wilson
B. H. Lintell

Cambria County, ss.

Albert Rhoads

being duly sworn accord-

ing to law says that the matters set forth in the above petition are true, to the best of his knowledge and belief.

Sworn and subscribed before me
this 2 day of September 1904.

B. H. Lintell, J. P.
J. H. Co
Monday, Sept. 13, 1904.

No. 8 September Sessions, 1904.

Petition of citizens of Allegheny Twp. for the appointment of viewers for the widening of a road in said Township, leading from a point near the residence of Wm. K. Douglass on the road from Chest Springs to Loreto to a point near the residence of J. W. O'Donnell on the road from Loreto to Gallitzin.

Filed 19 September, 1904

And now, 19 Sept., 1904, the within petition having been read and considered, the Court appoint J. Henry Evans

~~James Evans~~ James Evans,

John A. Evans, John A. Evans,

John A. Evans, John A. Evans,

viewers to inquire into the propriety of granting the prayer of said petition.

By the Court

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

The undersigned viewers appointed by your Honor as shown by the annexed order, to view a road in the Township of Allegheny, in said County of Cambria leading from a point near the residence of William K. Douglass on the road leading from Chest Springs to Loretto, to a point near the residence of J. W. O'Donnell on the road leading from Loretto to Gallitzin, and to report to the Court upon the matter of widening the same, respectfully represent :

That having given due notice of the time and place of meeting by posting at least ten hand bills in public places in the vicinity of said road for ten days prior to the time of their meeting, they met first in the office of B. W. Litzinger in the Borough of Loretto, in said County of Cambria on Monday the 28th day of November 1904 at 9 o'clock A.M. to enter upon the performance of their duties, and having each been sworn to perform the duties of his appointment impartially and according to the best of his judgment, they then proceeded to view the said road, and having given said road a careful examination and investigation, and finding the same encroached upon at certain places, as shown on a draft hereto attached, they are of the opinion that the said road should be widened so that it will be of the width of thirty feet at all points, along said road, which road as shown on said draft is described as follows:

BEGINNING at a point near the residence of William K. Douglass on the road leading from Chest Springs to Loretto, and running thence West one thousand feet; thence South seventy-eight degrees thirty minutes West six hundred feet; thence South seventy-five degrees thirty minutes West two hundred feet; thence South sixty-six degrees thirty minutes West two hundred feet; thence South seventy degrees West two hundred feet; thence South sixty-six degrees forty-five minutes West three hun-

dred feet;thence South sixty-nine degrees West three hundred feet;
 thence South sixty-eight degrees fifteen minutes West three hundred
 feet;thence South sixty-six degrees thirty minutes West three hundred
 feet;thence South sixty-five degrees thirty minutes West three hun-
 dred feet;thence South sixty-nine degrees thirty minutes West one hun-
 dred feet;thence North eighty-seven degrees fifteen minutes West six
 hundred feet;thence North eighty-six degrees West four hundred feet;
 thence North eighty-five degrees thirty minutes West two hundred feet;
 thence North eighty-eight degrees West three hundred feet;thence South
 sixty-nine degrees thirty minutes West one hundred feet;thence South
 thirty-five degrees West eight hundred feet;thence South thirty-three
 degrees thirty minutes West four hundred feet;thence South fifteen
 degrees forty-five minutes West three hundred feet;thence South two
 degrees forty-five minutes West three hundred feet;thence South four
 degrees thirty minutes West three hundred feet;thence South two de-
 grees forty-five minutes East two hundred and seventy feet;thence
 South five degrees West one hundred feet;thence South three degrees
 East one hundred feet;thence South five degrees forty-five minutes
 East three hundred feet;thence South four degrees forty-five minutes
 West three hundred feet;and thence South twenty-seven degrees thirty
 minutes West one hundred and forty-eight feet to a point near the res-
 idence of J.W.O'Donnell on the road leading from Loretto to Gallitzin.

All of which is respectfully submitted.

J. L. Elder mileage	8.00
W. A. B. Little 1 day	2.00
John A. Schwab mileage	1.30
J. E. Shields 1 day	2.00
John Phalan 1 day	2.00
F. J. O'Hara 1 day	2.00
John J. Abbott chairman	1.50
Martin Schwab "	1.50
	<u>\$22.80</u>

J. L. Elder

W. A. B. Little

John A. Schwab

J. E. Shields

John Phalan

F. J. O'Hara

State of Pennsylvania §
County of Cambria §ss.
§

W. A. B. Little, P.C.O'Hara, John A.Schwab,
J. E. Shields and John Phelan,viewers appointed by the Court of Quar-
ter Sessions of said County of Cambria,as shown by the order of Court
hereto attached,being each duly sworn according to law says that he
will perform the duties of his said appointment impartially and ac-
cording to the best of his judgment.

Sworn and subscribed before me
this 28 day of November 1904.

J. Leard Elder
Viewer.

W. A. B. Little
P.C.O'Hara
J. E. Shields
G. J. O'Hara
John Phelan

State of Pennsylvania §
County of Cambria §ss.
§

J. Leard Elder ,viewer appointed by the
Court of Quarter Sessions of said County of Cambria,as shown by the
order of Court hereto attached,being duly sworn according to law says
that he will perform the duties of his said appointment impartially
and according to the best of his judgment.

Sworn and subscribed before me
this 28 day of November, 1904.

W. A. B. Little
Viewer.

J. Leard Elder

ROAD NOTICE.

The undersigned viewers appointed by the Court of Quarter Session of Cambria County, Pennsylvania, to view a road in the Township of Allegheny, in said County of Cambria, leading from a point near the residence of William K. Douglass on the road leading from Chest Springs to Loretto, to a point near the residence of J.W. O'Donnell on the road leading from Loretto to Gallitzin, and to report to said Court upon the matter of widening the same, hereby give notice that they will meet at the office of B.W. Litzinger in the Borough of Loretto, on Monday the 28th day of November 1904 at 9 oclock A.M. to enter upon the performance of their duties; at which time and place all persons interested may attend if they see proper.

November 12th, 1904.

J. Leard Elder,
W. A. B. Little,
F. C. O'Hara,
John A. Schwab,
J. E. Shields,
John Phelan, Viewers.

Nov. 25, 1904. Service accepted
County Commissioners,

J. D. Jones,
Clerk
&c.

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 Nineteenth day of September A. D. 190 4 before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Allegheny, in the said County, setting forth that they labor under inconvenience ~~by reason of a road or highway to head from~~ by reason of a public road long since laid out in said township being too narrow in places, the same having been encroached upon and rendering the same too narrow for the proper travel of the public, said road leading from a point near the residence of William K. Douglass on the road leading from Chest Springs to Loretto to a point near the residence of J. W. O'Donnell on the road leading from Loretto to Gallitzin

and therefore praying the Court to appoint proper persons to ^{widen} view and ~~lay out~~ the same according to law. The Court upon due consideration had of the premises, do order and appoint J. Leard Elder, B. W. Litzinger, W. A. B. ~~Shelton~~ Little, F. C. O'Hara, John A. Schwab, J. E. Shields, and John Phelan

^{widen} 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:

Lo. C. Trovill, 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. 8, September Session, 1904

Order to view for widening

public road in Allegheny

Township.

Report of Viewers
Filed 9 Dec 1904

J. Leard Elder

~~W. W. Hittiger~~

W. A. B. Little

F. C. O'Hara

John A. Schwab

J. E. Shields

John Phelan

Viewers.

Clerk Troxell for 90 cts.

Kittell

MOUNTAIN-HERALD PRINT.

Jan'y 17, 1905, Approved,

By the Court

10 April 1905 Confirmed

E. E. Troxell
Clerk

