

VIEW TO VACATE ^{AND} SUPPLY
TOWNSHIP ROAD
situate in

Viewed

Scale 1" = 100

Frank D. Baker, sur.

John Hannan

John Hoebner
Viewers

Upper Yoder Township

Geo. Spangler, Jr.

1000

2070
504
sparse
O'Connor

N. 28.25 N 170. from corner
of lands of Geo. Spangler
John R. O'Connor and Mrs Jas. O'Connor.

A-1-R-B-M-A-C

SET R E Z O S

07E3A

0
6
C
Z
4
...

Y F Z C O U

FD

House
Mrs. Jas O'Connor

R. B. #2 Mar. 1905

Not Microfilmed

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 day of , A. D. 1905, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Upper Yoder in the said County, setting forth that they labor under inconvenience for want of a public road or highway in the Township of Upper Yoder to begin at the Somerset County line, at or near the corner of lands of George Spangler and John O'Connor, and at the intersection of a proposed new road in Somerset County, and ending at a point on the public road leading from the Johnstown and Somerset Turnpike and Millcreek Road about fifteen rods distant from the Somerset County line. Said proposed road being in length about fifteen rods and forming the connecting link between the aforesaid public road and the Johnstown and Somerset Turnpike road via the proposed new road thru Conemaugh Township to said Turnpike. 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
viewers.

12th

103rd Meb Sess 1905 Rd.
Celebration

for Road in
Upper Jordan Twp

MAR. 8, 1905, Frank D.
Baker, John Hamman
and Frank H. Roberts
are appointed assessors
By the Council

Filed 8 March, 1905,

W. C. Gurn
per file.

To the Honorable Francis J. O'Connor, President Judge of the Court of Quarter Sessions of Cambria County:

We, the undersigned, inhabitants of the Township of Upper Yoder, in the County aforesaid, respectfully represent:

That we labor under great inconvenience for want of a public road to begin at the Somerset County line, at or near the corner of lands of George Spangler and John O'Connor, and at the intersection of a proposed new road in Somerset County, and ending at a point on the public road leading from the Johnstown and Somerset Turnpike and Millcreek Road about fifteen rods distant from the Somerset County line. Said proposed road being in length about fifteen rods and forming the connecting link between the aforesaid public road and the Johnstown and Somerset Turnpike road via the proposed new road thru Conemaugh Township to said Turnpike.

And further pray the court to appoint three persons, qualified according to law, to view the ground proposed for such road, and, if they see occasion to lay out the same, inquire of and vacate that portion of the public road now opened leading to the Johnstown and Somerset Turnpike from the junction of said road and the Somerset County line and its intersection of the proposed new road; which said last mentioned road will by reason of the laying out of the proposed road and the substitution of the road in Somerset County become useless; and make report of their proceedings at the next court.

Henry Koch
W. A. Livingston
B. G. McLaughlin
H. J. Kessiss
Frank M. Clear
C. F. Livingston
T. C. Yoder
Nelson Mishler
L. H. Weiner
Silas McMillen

W. S. Stutzman
Marion P. Gobran
J. S. Stutzman
James W. Thurst
E. M. Miller
Wm. Gardner
George Spangler
John F. Keefer
Wm. Zender

Wm. W. W. W.
Charles Boecher
Wm. Keller
Jacob T. Berkey
O. J. Miller
C. J. Haynes
Wm. W. W. W.
Crispin Dore

William Holbertine
Henry Hapecker
Harold L. Gafner
Fred C. Straub
Hayes B. Dunkle
Mr. Rupert
S. H. H. H.

Cambria County, ss:

Personally appeared before me, the undersigned authority,
James Hunt, one of the above petitioners, who having been duly af-
firmed according to law, deposes and says that the statements made
in the foregoing petition are true and correct to the best of his
knowledge and belief.

Affirmed and subscribed to before

James H. Hunt

me this 25th day of Feb. 1905.

Jessie Cooper
Notary Public.

My com. expires Jan. 16, 1909.

In re order to view road in Upper Yoder Township. No. 2 March Sessions, 1905.

To the Hon. F. J. O'Connor, President Judge of the Court of Quarter Sessions:

We, the undersigned, appointed to view and lay out a public road in the annexed order mentioned, respectfully report:

That having given due notice of the time and place of meeting according to law and having been duly sworn or affirmed, we met upon the ground and having examined the same, laid out a road as per annexed map, having respect to the shortest distance and the best ground for a road, where the same would cause the least injury to private property, and as far as possible agreeable to the desires of the petitioners and having tried to obtain releases from property owners effected by the road, do agree that the same is necessary for a public road; having taken into account the advantages and disadvantages to those effected, award, John R. O'Connor the sum of twenty five (\$25) dollars and conclude that damages and benefits are equal in the case of every other property owner effected. And at the same time and place vacated that portion of the road in said annexed order mentioned as is shown on the aforesaid plan; said plan being marked Exhibit "A" and showing the exact location of the road as laid out by us as well as portion of the road vacated. No damages being allowed for said vacation.

Frank H. Baker.
John Harrison
John J. Hubbard
Vice

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.....March.....A. D. 1905, before the

Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township
of.....Upper Goder....., in the said County, setting forth that they labor under incon-

venience for want of a.....Public Road.....road or highway, to lead from
begin at the Somerset County line, at or near the corner of lands of George Springer
and John O'Connor, and at the intersection of a proposed new road in Somerset County, and
ending at a point on the public road leading from the Johnstown and Somerset
Turnpike and Millered Road about fifteen rods distant from the Somerset County line.
Said proposed road being in length about fifteen rods and forming the connecting link
between the aforesaid public road and the Johnstown and Somerset Turnpike road
via the proposed new road thru Loxemaugh Township to said Turnpike.....

And further pray the Court to appoint three persons, qualified according to law,
to view the ground proposed for such road, and, if they see occasion to lay out,
the same, inquire of and vacate that portion of the public road now opened
leading to the Johnstown and Somerset Turnpike from the junction of said
road and the Somerset County line and its intersection of the proposed new road;
which said last mentioned road will by reason of the laying out of the proposed
road and the substitution of the road in Somerset County become useless.

~~and therefore praying the Court to appoint proper persons to view and lay out the same ac-~~
~~cording to law.~~ The Court, upon due consideration had of the premises, do order and appoint

Frank D. Baker.....surveyor, and John Hannan
and Frank H. Roberts.....
and vacation.

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, ^{and vacation} 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:

C. E. Trovell

Clerk.

And now April 25, 1905 on motion of L. B.
Greer Esq. atty for Petitioners, John H. Heber
substituted instead of Frank H. Roberts
as aforesaid in this case. Per Cur.

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 March Session, 1905

Order to view, layout and vacate a public road from the Somerset Co. line near lane of George Spangler and John Shannon to point in public road leading from the above lane and Somerset Turnpike and Miller's Road about 15 rods from Somerset Co. line.

Viewers.

Frank D. Baker
John Hamman
Frank H. Roberts
Geo. H. H. H.

Clerk Dwyer 90 cts.

Geo. H. H.

SEASIDE MOUNTAIN-HEARD ELECTRIC PRINT.

Seaboard County, N.C.

Before me the undersigned authority personally known to Frank D. Baker, John Hamman, John Hamman, James Hamman, and others, having been sworn according to law, say they were present and did their official duty impartially and according to the best of their judgment and true report thereon made, according to law.

Witness my hand and seal this 16th day of May 1905.

Frank D. Baker
John Hamman
John J. Hamman

Jessie C. Carter
Notary Public
My comm. expires 16, 1905.

The undersigned viewers ordered to view and lay out a public road beginning at the Somerset County line, at or near the land of George Spangler and John O'Connor in Upper Yoder Township, Cambria County, Pennsylvania, and ending on a public road leading from the Johnstown & Somerset Turnpike to the Millcreek Road, about fifteen rods distant from the Somerset County line, and also to vacate that portion of the public road now opened leading to the Johnstown & Somerset Turnpike from the junction of said road on the Somerset County line to its intersection with a proposed new road; hereby give notice that they will meet for the purpose of their appointment at the beginning of the proposed new road at the corner of lands of George Spangler and John O'Connor, on the 15th day of May A. D. 1905 at ten o'clock A. M.; where those who are interested may appear if they see proper.

John Hannan

Frank D. Baker

John Heubner

Viewers.

I hereby Except service of
the within Notice

Attorneys

JOHN HARRISON

ELIASH D. BAKER

JOHN HARRISON

Superior
Upper Grade
Prof.

At H. Wonder

WOMEN'S RIGHTS

V. D. 180. at ten o'clock A. M. where those who are interested

Meeting at the residence of the deceased man long at the corner of
the notice that they will meet for the purpose of the above-
mentioned time to the investigation of the deceased man long. Several
persons interested from the function of such long on the common
relation of the public long now opened resulting to the formation of
long starting from the common common time, and also to assist the
formation of common interest to the public long, upon the
common, Pennsylvania, and ending on a public long resulting from the
George Washington and John O. Connor in order to the common, common
long resulting at the common common time at or near the time of
the new common interest of the common time of a public

We, the undersigned, in consideration of the advantages from the road mentioned in the annexed order and report, and at the request of the viewers named therein, do hereby release all claims to damages that may arise to us from the opening of said road.

Witness our hands and seals this 15th day of May, A. D. 1905.

Witnesses present:

George Spangler (Seal).

_____ (Seal).

_____ (Seal).

_____ (Seal).

_____ (Seal).

Chas. C. Owen

See me When You
are Home
Robert Morris

[illegible]

W. F. Bockmiller, 218 Pleasant St., Baltimore, Md.

~~By the Court~~

21 Oct 1905 Confirmed. C. E. Ingham
L. E. Ingham