

Refused

Apr 9-1941

Report of Viewers is

approved.

By the Court

McKenrick

Judge

No. 2 June Sessions 1941.

In the Court of Quarter
Sessions of Cambria County,
Pennsylvania.

8/18-1941

REPORT OF VIEWERS

In re: laying out a public
road in Upper Yoder Town-
ship, Cambria County,
Pennsylvania.

James McCann
S. E. Dickey
A. M. Shoemaker
Viewers.

Not Granted

In re: laying out a public road in
Upper Yoder Township, Cambria
County, Pennsylvania.

In the Court of Quarter Sessions
of Cambria County, Penna.
No. 2 June Sessions, 1941.

REPORT OF VIEWERS

To the Honorable, the Judges of the above named Court.
We, the undersigned Viewers, appointed by the attached order of
the Court to View a proposed public road in Upper Yoder Township,
Cambria County, Pennsylvania, respectfully report as follows.

That we have been duly sworn as members of the
Permanent Board of Viewers of Cambria County, Pennsylvania, as
shown by the records of the Court. That due public notice
has been given of the time and place of meeting by posting
notices at the termini of the proposed road and at points ad-
jacent thereto and by serving notices on the Commissioners of
Cambria County and the Supervisors of Upper Yoder Township,
all of which notices were personally served on parties named,
evidence of which service is shown by copies of notices pro-
perly signed hereto attached and made a part of this report.
These notices set forth the time, place and purpose of said
meeting. The description of the proposed road is as follows:

BEGINNING at a point in the Coon Ridge Road at the
intersedtion of the boundary line between the E. R. Rummel
property and the Charles Noon property, and extending in a Southerly
direction toward the Somerset Pike to a point on the boundary
line between Cambria and Somerset Counties, at the intersection
of said proposed road and the said boundary line between Cambria
and Somerset Counties, the place of ending. The exact location
of said place of beginning from the nearest intersecting high-
way, namely, the Fender Lane or Dalton Run Road, is at a dis-
tance of eight thousand nine hundred seventy-six (8976) feet,
measured in an Easterly direction along the center line of said
Coon Ridge Road from the said Fender Lane or Dalton Run Road.
The exact place of ending is at a distance of four thousand nine
hundred eighty (4980) feet, measured along the center line of

the proposed road from the place of beginning at its intersection with the said Coon Ridge Road, said place of ending, being at a distance of one thousand ninety-two (1092) feet, measured along the center line of the extension of said proposed road in Somerset County from its intersection with the Somerset Pike, said intersection of the extension of said proposed road, in Somerset County, with the Somerset Pike being at a distance of two thousand nine hundred four (2904) feet, measured in a Easterly direction along the center line of the Somerset Pike from the intersection of the Dalton Run Road with the said Somerset Pike, The beginning of said proposed road, one of the termini thereof, is in a public road, as stated above. The ending of said proposed road; that is, the other of the termini of said proposed road, is at a point other than in a public highway or place of public resort. That in accordance with the notices given, we met as indicated by notices above and proceeded with the duties of our appointment and viewed the proposed road along the entire route. There were present the three Viewers, one of the Supervisors and a large number of interested property owners, both men and women. They were all given an opportunity to be heard. They were divided, some favored the road and others opposed it. The road as laid out would have a dead end at the boundary line between Cambria and Somerset County. After giving the matter serious consideration from all angles and from the opinions expressed by those interested for and against the road, all three viewers agreed that the cost of building and maintaining such a road would be out of all proportions to benefits accruing to the property owners along the route and would be burdensome on all the taxpayers of the Township. It could not be used by the general public because of the dead end at the boundary line of the two counties named above.

We, the three Viewers have therefore decided that there is not sufficient need for the proposed road and recommend that the prayers of the petitioners be denied and the road refused, due to the fact that the road is refused there will be no damages or benefits accruing to anyone. No plans or maps are filed with this report

Witness our hands this 18 day of August A. D. 1941

James M. Cannon
B. E. Dickey
A. M. Hoernaker

Viewers.

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 June 1941 Sessions, 192

Order to and laying out a public view

road in Upper Yoder Twp. Cambria

County, Pennsylvania.

Viewers

James McCann

St. E. Dickey

S. H. Jenks

Clerk

90 cts.

Joseph C. Mear

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 7th day of July A. D. 1941, 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, to lead from to begin at apoint in the Coon Ridge Road at the intersection of the boundary line between the E.R. Rummel property and the Charles Noon property, and extending in a southerly direction toward the Somerset Pike to a point on the boundary line between Cambria and Somerset Counties, at the intersection of said proposed road and the said boundary line between Cambria and Somerset Counties, the place of ending

✓ The exact location of said place of beginning from the hearest intersecting highway, namely, the Fender Lane or Dalton Run Road, is at a distance of eight thousand nine hundred seventy-six (8976) feet, measured in an easterly direction along the center line of said Coon Ridge Road from the said Fender Lane or Dalton Run Road. the exact place of ending is at a distance of four thousand nine hundred eighty (4980) feet, measured along the center line of the proposed road from the place of beginning at its intersection with the said Coon Ridge Road, said place of ending, being at a distance of one thousand ninety-two (1092) feet, measured along the center line of the extension of said proposed road in Somerset County from its intersection with the Somerset Pike. said intersection of the extension of said proposed road, in Somerset County, with the Somerset Pike being at a distance of two thousand nine hundred four (2904) feet, measured in a easterly direction along the center line of the Somerset Pike from the intersection of the Dalton Run Road with the said Somerset Pike. the beginning of said proposed road, one of the termini thereof, is in a public road, as stated above. The ending of said proposed road; that is, the other of the termini of said proposed road, is at a point other than in a public highway or place of public resort.

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

James McCann, S.E. Dickey surveyor, and

S. E. Jenks

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.

McCann P.J.

Attest:

Joseph C. Wess, Clerk.

Joseph C. Wess

In re: laying out a public road in Upper Yoder Township, Cambria County, Pennsylvania.

In the Court of Quarter Sessions of Cambria County, Penna.
No. 2 June Sessions, 1941.

To JAMES McCANN, S. E. DICKEY & A. M. SHOEMAKER Dr.

To JAMES McCANN Dr.

July 29	Preparing and posting notices -----	\$ 12.00	
	Mileage -----	3.20	
	Stenographer -----	2.00	
	Making View -----	12.00	
	Mileage -----	2.60	
	Gathering data, preparing and filing report -----	12.00	
	Stenographer -----	2.00	\$ 45.80

To S. E. DICKEY Dr.

July 29	Making View -----	\$ 12.00	
	Mileage 20 mile @ \$.10 -----	2.00	14.00

To A. M. SHOEMAKER Dr.

July 29	Making View -----	\$ 12.00	
	Mileage 56 mile @ \$.10 -----	5.60	17.60

TOTAL COST OF VIEW ----- \$ 77.40

I hereby certify that the above bill is an exact duplicate of the bill presented to the Cambria County Commissioners.

By James McCann
James McCann, Chairman of Board of View.

In re: laying out a public road in
Upper Yoder Township, Cambria
County, Pennsylvania.

In the Court of Quarter Sessions
of Cambria County, Penna.

No. 2 June Sessions, 1941.

NOTICE OF VIEW.

We, the undersigned Viewers appointed by the above named Court for the purpose of viewing for a proposed public road in said Township of Upper Yoder, County of Cambria, and state of Pennsylvania, BEGINNING at a point in the Coon Ridge Road at the intersection of the boundary line between the E. R. Rummel property and the Charles Noon property, and extending in a Southerly direction toward the Somerset Pike to a point on the boundary line between Cambria and Somerset Counties, at the intersection of said proposed road and the said boundary line between Cambria and Somerset Counties, the place of ending. The exact location of said place of beginning from the nearest intersecting highway, namely, the Fender Lane or Dalton Run Road, is at a distance of eight thousand nine hundred seventy-six (8976) feet, measured in an Easterly direction along the center line of said Coon Ridge Road from the said Fender Lane or Dalton Run Road. The exact place of ending is at a distance of four thousand nine hundred eighty (4980) feet, measured along the center line of the proposed road from the place of beginning at its intersection with the said Coon Ridge Road, said place of ending, being at a distance of one thousand ninety-two (1092) feet, measured along the center line of the extension of said proposed road in Somerset County from its intersection with the Somerset Pike, said intersection of the extension of said proposed road, in Somerset County, with the Somerset Pike being at a distance of two thousand nine hundred four (2904) feet, measured in a Easterly direction along the center line of the Somerset Pike from the intersection of the Dalton Run Road with the said Somerset Pike. The beginning of said proposed road, one of the termini thereof, is in a public road, as stated above. The ending of said proposed road; that is, the other of the termini of said proposed road, is at a point other than in a public highway or place of public resort, will meet at the place of beginning, that is the intersection of the boundary line between the E. R. Rummel property and the Charles Noon property with the Coon Ridge Road on the 29th day of July A. D. 1941 at 10:00 o'clock A. M. Eastern Daylight Saving Time, for the purpose of performing the duties of our appointment at which time and place all interested persons may appear and be heard.

July 17, 1941.

JAMES McCANN
S. E. DICKEY
A. M. Shoemaker
VIEWERS

In re: laying out a public road in
Upper Yoder Township, Cambria
County, Pennsylvania.

In the Court of Quarter Sessions
of Cambria County, Penna.

No. 2 June Sessions, 1941.

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July 17, 1941.

JAMES McCANN
S. E. DICKEY
A. M. Shoemaker
VIEWERS.

In re: laying out a public road in
Upper Yoder Township, Cambria
County, Pennsylvania.

In the Court of Quarter Sessions
of Cambria County, Penna.

No. 2 June Sessions, 1941.

NOTICE OF VIEW

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July 17, 1941.

JAMES McCANN
S. E. DICKEY
A. M. Shoemaker
VIEWERS.

Now this 17th day of July A. D. 1941 service of the above notice is hereby accepted for the Commissioners of Cambria County.

By


Chief Clerk.

In re: laying out a public road in
Upper Yoder Township, Cambria
County, Pennsylvania.

In the Court of Quarter Sessions
of Cambria County, Penna.

No. 2 June Sessions, 1941.

NOTICE OF VIEW

We, the undersigned Viewers appointed by the above named Court for the purpose of viewing for a proposed public road in said Township of Upper Yoder, County of Cambria, and State of Pennsylvania, BEGINNING at a point in the Coon Ridge Road at the intersection of the boundary line between the E. R. Rummel property and the Charles Noon property, and extending in a Southerly direction toward the Somerset Pike to a point on the boundary line between Cambria and Somerset Counties, at the intersection of said proposed road and the said boundary line between Cambria and Somerset Counties, the place of ending. The exact location of said place of beginning from the nearest intersecting highway, namely, the Fender Lane or Dalton Run Road, is at a distance of eight thousand nine hundred seventy-six (8976) feet, measured in an Easterly direction along the center line of said Coon Ridge Road from the said Fender Lane or Dalton Run Road. The exact place of ending is at a distance of four thousand nine hundred eighty (4980) feet, measured along the center line of the proposed road from the place of beginning at its intersection with the said Coon Ridge Road, said place of ending, being at a distance of one thousand ninety-two (1092) feet, measured along the center line of the extension of said proposed road in Somerset County from its intersection with the Somerset Pike, said intersection of the extension of said proposed road, in Somerset County, with the Somerset Pike being at a distance of two thousand nine hundred four (2904) feet, measured in a Easterly direction along the center line of the Somerset Pike from the intersection of the Dalton Run Road with the said Somerset Pike. The beginning of said proposed road, one of the termini thereof, is in a public road, as stated above. The ending of said proposed road; that is, the other of the termini of said proposed road, is at a point other than in a public highway or place of public resort, will meet at the place of beginning, that is the intersection of the boundary line between the E. R. Rummel property and the Charles Noon property with the Coon Ridge Road on the 29th day of July A. D. 1941 at 10:00 o'clock A. M. Eastern Daylight Saving Time, for the purpose of performing the duties of our appointment at which time and place all interested persons may appear and be heard.

JAMES McCANN
S. E. DICKEY
A. M. Shoemaker
VIEWERS.

July 17, 1941.

Now this 26th day of July A. D. 1941 service of the above notice is hereby accepted for the Solicitors of Upper Yoder Township.

By *Gerhard K. Kiderman*
Solicitor.

In re: laying out a public road in
Upper Yoder Township, Cambria
County, Pennsylvania.

In the Court of Quarter Sessions
of Cambria County, Penna.

No. 2 June Sessions, 1941.

NOTICE OF VIEW

We, the undersigned Viewers appointed by the above named
Court for the purpose of viewing for a proposed public road in
said Township of Upper Yoder, County of Cambria, and State of Penn-

sylvania, BEGINNING at a point in the Coon Ridge Road at the inter-
section of the boundary line between the E. R. Rummel property
and the Charles Noon property, and extending in a Southerly dir-
ection toward the Somerset Pike to a point on the boundary line
between Cambria and Somerset Counties, at the intersection of
said proposed road and the said boundary line between Cambria
and Somerset Counties, the place of ending. The exact location
of said place of beginning from the nearest intersecting high-
way, namely, the Fender Lane or Dalton Run Road, is at a distance
of eight thousand nine hundred seventy-six (8976) feet, measured
in an Easterly direction along the center line of said Coon
Ridge Road from the said Fender Lane or Dalton Run Road. The
exact place of ending is at a distance of four thousand nine
hundred eighty (4980) feet, measured along the center line of
the proposed road from the place of beginning at its intersection
with the said Coon Ridge Road, said place of ending, being at
a distance of one thousand ninety-two (1092) feet, measured along
the center line of the extension of said proposed road in Somerset
County from its intersection with the Somerset Pike, said inter-
section of the extension of said proposed road, in Somerset
County, with the Somerset Pike being at a distance of two thou-
sand nine hundred four (2904) feet, measured in a Easterly
direction along the center line of the Somerset Pike from the
intersection of the Dalton Run Road with the said Somerset Pike.
The beginning of said proposed road, one of the termini thereof,
is in a public road, as stated above. The ending of said pro-
posed road; that is, the other of the termini of said proposed
road, is at a point other than in a public highway or place of
public resort, will meet at the place of beginning, that is the

intersection of the boundary line between the E. R. Rummel

property and the Charles Noon property with the Coon Ridge Road

on the 29th day of July A. D. 1941 at 10:00 o'clock A. M.

Eastern Daylight Saving Time, for the purpose of performing

the duties of our appointment at which time and place all

interested persons may appear and be heard.

JAMES McCANN
S. E. DICKEY
A. M. Shoemaker
VIEWERS.

July 17, 1941.

In re: laying out a public road in
Upper Yoder Township, Cambria
County, Pennsylvania.

In the Court of Quarter Sessions
of Cambria County, Penna.

No. 2 June Sessions, 1941.

NOTICE OF VIEW

We, the undersigned Viewers appointed by the above named
Court for the purpose of viewing for a proposed public road in
said Township of Upper Yoder, County of Cambria, and State of Penn-

sylvania, BEGINNING at a point in the Coon Ridge Road at the inter-
section of the boundary line between the E. R. Rummel property
and the Charles Noon property, and extending in a Southerly dir-
ection toward the Somerset Pike to a point on the boundary line
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said proposed road and the said boundary line between Cambria
and Somerset Counties, the place of ending. The exact location
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Ridge Road from the said Fender Lane or Dalton Run Road. The
exact place of ending is at a distance of four thousand nine
hundred eighty (4980) feet, measured along the center line of
the proposed road from the place of beginning at its intersection
with the said Coon Ridge Road, said place of ending, being at
a distance of one thousand ninety-two (1092) feet, measured along
the center line of the extension of said proposed road in Somerset
County from its intersection with the Somerset Pike, said inter-
section of the extension of said proposed road, in Somerset
County, with the Somerset Pike being at a distance of two thou-
sand nine hundred four (2904) feet, measured in a Easterly
direction along the center line of the Somerset Pike from the
intersection of the Dalton Run Road with the said Somerset Pike.
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posed road; that is, the other of the termini of said proposed
road, is at a point other than in a public highway or place of
public resort, will meet at the place of beginning, that is the

intersection of the boundary line between the E. R. Rummel
property and the Charles Noon property with the Coon Ridge Road
on the 29th day of July A. D. 1941 at 10:00 o'clock A. M.
Eastern Daylight Saving Time, for the purpose of performing
the duties of our appointment at which time and place all
interested persons may appear and be heard.

JAMES McCANN
S. E. DICKEY
A. M. Shoemaker
VIEWERS.

July 17, 1941.

June
No. 2 ~~Term~~ Sessions, 1941
In the Court of Quarter
Sessions of Cambria County
Pennsylvania

IN RE LAYING OUT OF A PUBLIC
HIGHWAY IN THE TOWNSHIP OF
UPPER YODER, COUNTY OF
CAMBRIA, STATE OF PENNSYL-
VANIA

PETITION FOR APPOINTMENT OF
VIEWERS

6/16 - 1941

7/7/1941

LAW OFFICES
BARNHART & ADAMS
JOHNSTOWN, PENNA.

Ridge

IN RE LAYING OUT OF A
PUBLIC HIGHWAY IN THE TOWN-
SHIP OF UPPER YODER, COUNTY
OF CAMBRIA, STATE OF PENN-
SYLVANIA

In the Court of Quarter
Sessions of Cambria County,
Pennsylvania
No. 2 1941 *March* Sessions,
June

PETITION FOR APPOINTMENT OF VIEWERS

TO THE HONORABLE, THE JUDGES OF THE COURT OF QUARTER SESSIONS
OF CAMBRIA COUNTY, PENNSYLVANIA:

The petition of the undersigned inhabitants of the said Town-
ship of Upper Yoder, County aforesaid, respectfully represents:

That your petitioners labor under great inconvenience for want
of a public road or highway in the said Township of Upper Yoder,
to begin at a point in the Coon Ridge Road at the intersection of
the boundary line between the E. F. Rummel property and the Char-
les Noon property, and extending in a southerly direction toward
the Somerset Pike to a point on the boundary line between Cambria
and Somerset Counties, at the intersection of the said proposed
road and the said boundary line between Cambria and Somerset Coun-
ties, the place of ending.

The exact location of said place of beginning from the nearest
intersecting highway, namely, the Fender Lane or Dalton Run Road,
is at a distance of eight thousand nine hundred seventy-six (8976)
feet, measured in an easterly direction along the center line of
the said Coon Ridge Road from the said Fender Lane or Dalton Run
Road. The exact place of ending is at a distance of four thousand
nine hundred eighty (4980) feet, measured along the center line of
the proposed road from the place of beginning at its intersection
with the said Coon Ridge Road, said place of ending, being at

a distance of one thousand ninety-two (1092) feet, measured along the center line of the extension of said proposed road in Somerset County from its intersection with the Somerset Pike. Said intersection of the extension of said proposed road, in Somerset County, with the Somerset Pike being at a distance of two thousand nine hundred four (2904) feet, measured in an easterly direction along the center line of the Somerset Pike from the intersection of the Dalton Run Road with the said Somerset Pike. The beginning of the said proposed road, one of the termini thereof, is in a public road, as stated above. The ending of the said proposed road; that is, the other of the termini of said proposed road, is at a point other than in a public highway or place of public resort, but the said proposed road is necessary for public travel. A copy of the written notice to the Supervisors of said Upper Yoder Township of the intended presentation of this application, with the acceptance of service thereon, is hereto attached, made part hereof and marked "EXHIBIT A".

A release of damages whereby the owners of property abutting the aforesaid proposed road, releasing the said Township of Upper Yoder from any damages they have sustained or may seem likely to sustain by reason of the said accepting, opening, grading, draining, improving and maintaining of said proposed highway, is hereto attached, made part hereof and marked "EXHIBIT B".

Your petitioners therefore pray the Court to appoint three members of the Permanent Board of Viewers of Cambria County

to view the ground proposed for such road and if they see the necessity therefor, lay out the same and make report of this proceeding to the next session of Court.

Elmer H. Rummel

Annie Rummel

A. H. Ober

Mary M. M. Ober

J. M. Young

Mrs. J. M. Young

Samuel Groen

Mrs. Samuel Groen

Joseph Young

Mrs. Joseph Young.

COMMONWEALTH OF PENNSYLVANIA :
: SS:
COUNTY OF CAMBRIA :

Personally appeared before me, a Notary Public in and for said state and county, CURT BARNHART, who being duly sworn according to law, deposes and says that he is one of the petitioners within set forth and that the statements contained in the said petition are true and correct.

Sworn and subscribed before
me this 16th day of June
May, 1941

Curt Barnhart

Jennie Buyer Williams

NOTARY PUBL
MY COMMISSION EXPIRES
APRIL 11, 1945

IN RE LAYING OUT OF A
PUBLIC HIGHWAY IN THE
TOWNSHIP OF UPPER YODER,
COUNTY OF CAMBRIA, STATE
OF PENNSYLVANIA

In the Court of Quarter Ses-
sions of Cambria County,
Pennsylvania
No. March Sessions,
1941

PRELIMINARY ORDER

NOW, *June 16* May 1941, the within petition having been
presented and considered, a Rule is granted upon the Commissioners
of Cambria County, Pennsylvania, to show cause, if any they have,
why Viewers should not be appointed as within prayed for; and
said Rule is returnable at ten (10) o'clock, A. M. Daylight
Savings Time, *June 30* 1941. Service of the Rule, together
with a copy of this petition, shall be made upon the said County
Commissioners not less than ten (10) days before the said Return
Day.

[Signature]
[Signature]
[Signature]

* * * * *

ACCEPTANCE OF SERVICE BY THE COMMISSIONERS
OF CAMBRIA COUNTY, PENNSYLVANIA

NOW, *June 16* May 1941, service of the above Rule is hereby ac-
cepted, together with a copy of the within Petition.

[Signature]

IN RE LAYING OUT OF A
PUBLIC HIGHWAY IN THE
TOWNSHIP OF UPPER YODER,
COUNTY OF CAMBRIA, STATE
OF PENNSYLVANIA

In the Court of Quarter Ses-
sions of Cambria County,
Pennsylvania
No. 1941 *June*

DECREE

And now, this *7th* day of *July*, 1941, the within
petition having been read and considered, the Court appoints

James McQuinn and *St. Dickey*
and ~~*James McQuinn*~~ Viewers to view the road herein re-
ferred to and make a report of their proceedings to the next
term of the Court of Quarter Sessions of said County.

By the Court
W. W. W.
R. J.

"EXHIBIT A"

IN RE LAYING OUT OF A
PUBLIC HIGHWAY IN THE
TOWNSHIP OF UPPER YODER,
COUNTY OF CAMBRIA, STATE
OF PENNSYLVANIA

In the Court of Quarter Sessions
of Cambria County, Pennsylvania
No. MARCH 1941
Sessions,

NOTICE TO SUPERVISORS

TO CURT BARNHART, D. H. WEIMER AND EPHRAIM HERSHBERGER,
SUPERVISORS OF UPPER YODER TOWNSHIP, CAMBRIA COUNTY, PENNA.

(You will please take notice that there will be a petition presented to the Court of Quarter Sessions of Cambria County, at Ebensburg, Pennsylvania, in said County, at ten o'clock, Daylight Savings Time, the day of 1941, asking the Court for the appointment of Viewers to view and lay out a proposed road in the said Township of Upper Yoder, to begin at a point in the Coon Ridge Road at the intersection of the boundary line between the E. F. Rummel property and the Charles Noon property, and extending in a southerly direction toward the Somerset Pikt to a point on the boundary line between Cambria and Somerset Counties, at the intersection of the said proposed road and the said boundary line between Cambria and Somerset Counties, the place of ending. The exact location of said place of beginning from the nearest intersecting highway, namely, the Fender Lane or Dalton Run Road, is at a distance of eight thousand nine hundred seventy-six (8976) feet, measured in an easterly direction along the center line of the said Coon Ridge Road from the said Fender Lane or Dalton Run Road. The exact place of ending is at a distance of four thousand nine hundred eighty (4980) feet, measured along the center line of

the proposed road from the place of beginning at its intersection with the said Coon Ridge Road, said place of ending, being at a distance of one thousand ninety-two (1092) feet, measured along the center line of the extension of said proposed road in Somerset County from its intersection with the Somerset Pike. Said intersection of the extension of said proposed road, in Somerset County, with the Somerset Pike being at a distance of two thousand nine hundred four (2904) feet, measured in an easterly direction along the center line of the Somerset Pike from the intersection of the Dalton Run Road with the said Somerset Pike. The beginning of the said proposed road, one of the termini thereof, is in a public road, as stated above. The ending of the said proposed road; that is, the other of the termini of said proposed road, is at a point other than in a public highway or place of public resort, but the said proposed road is necessary for public travel.

Barnhart and Vidmar
ATTORNEYS FOR PETITIONERS

* * * * *

May 1941, service of the above stated Notice is hereby accepted.

Ort Barnhart
D. H. Weiner

SUPERVISORS OF UPPER YODER TOWNSHIP,
CAMBRIA COUNTY, PENNSYLVANIA

March 8, 1941

TO THE SUPERVISORS OF
UPPER YODER TOWNSHIP,
CAMBRIA COUNTY, PENNA.

PETITION AND RELEASE OF
DAMAGES.

PROPOSED NEW PUBLIC ROAD
BETWEEN THE COON RIDGE ROAD
AND THE SCHEPSET PIKE.

S. E. DICKEY & CO.
CIVIL MINING AND CONSULTING ENGINEERS
809 811 JOHNSTOWN TRUST BLDG.
JOHNSTOWN, PENNA.

TO THE SUPERVISORS OF UPPER YODER TOWNSHIP,
CAMBRIA COUNTY, PENNSYLVANIA.

Petition and release of damages for the
opening, grading, draining, improving and
maintaining of a proposed road in Upper
Yoder Township, Cambria County, Pennsyl-
vania as a public road.

We the undersigned, your petitioners, respectively
represent:

That we are the owners of certain properties lying
between the Coon Ridge Road and the Somerset Pike, State High-
way Route #219. That said properties are only accessible to
said Highways by means of a private road. That said properties
consist of agricultural, dairy and produce farms. That we
are greatly in need of a public road to supply said properties
and for the purpose of making a shorter Route with a more
favorable grade for the traveling public and school buses
between the said Coon Ridge Road and Somerset Pike. That a
portion of said proposed new road approximately 900' from
its connection with the Somerset Pike is in Somerset County.
That said proposed new road is necessary and convenient
for the traveling public.

THEREFORE, we respectfully petition your honorable
body to proceed with the necessary legislation required for
laying out, accepting, opening, improving and maintaining
said proposed road as a Public Highway in said Township of
Upper Yoder, beginning at a point in the Coon Ridge Road at
the intersection of the boundary line between E. F. Rummel
and Charles Noon Properties and extending in a Southerly
direction to a point in the Somerset Pike, at the intersection
of the boundary line between the John Kimmel and Minnie Rose
Properties. The exact location of said place of beginning
from the nearest intersecting public highway, namely, the
Fender Lane or Dalton Run Road is at a distance of 8976 feet
measured in an Easterly direction along the center line of
the Coon Ridge Road from said Fender Lane or Dalton Run Road.
The exact location of said place of ending from the nearest
intersecting public highway, namely, the Dalton Run Road is
at a distance of 2904 feet measured in an Easterly direction
along the center line of the Somerset Pike from said Dalton
Run Road.

IN CONSIDERATION of the accepting, opening, grading,
draining, improving and maintaining of said proposed road
above described, we the undersigned do hereby dedicate all
land necessary, from our properties, for said proposed road,
to said Township of Upper Yoder and do hereby release the
said Township of Upper Yoder its officials, agents and
employees of any and all damages we have sustained or may
seem likely to sustain by reason of taking said land accepting,
opening, grading, draining, improving and maintaining of said
proposed road as a Public Highway.

Witness our hands and seals this _____ day of
March A. D. 1941.

Witness

Signature

Witness

Mrs. Ruth Young.
Mrs. Ruth Young.
Mrs. Joseph Young
Mrs. Joseph Young
Joseph Young
Joseph Young
Samuel Aaron
Samuel Aaron
Joseph Young
Joseph Young

Signature

Elmer F. Rummel
Annie Rummel
A. G. Ober
Mrs. A. G. Ober
J. M. Young
Harvey E. Young
Joseph Young
Mrs. Joseph Young
Samuel Aaron
Mrs. Samuel Aaron
Wesley Rne