

Not Microfilmed

RD#4

Dec. 1922

—LEGEND—
 Road To Be Supplied Shown Thus
 " " " Vacated " "



Not Microfilmed

RD# 4

Dec. 1922

Dec
No. ~~4~~ March Sessions, 1923

In the Court of Quarter Sessions
of Cambria County, Penn'a.

In Re Vacation of Part of
a Road and of Supplying
the Same in Richland Town-
ship, Cambria County,
Pennsylvania.

PETITION TO VACATE & SUPPLY

Filed 18 Dec 1922

GEORGE E. WOLFE

ATTORNEY-AT-LAW

Johnstown, Pa.

In Re Vacation of Part of
a Road, and of Supplying
the Same, in Richland
Township, Cambria County,
Pennsylvania.

{ In the Court of Quarter Sessions
{ of Cambria County, Pennsylvania.
{ No. March Term, 1923..

PETITION TO VACATE AND SUPPLY PART OF A ROAD

To the Honorable the Judges of the Court of Quarter Sessions
of Cambria County, Pennsylvania:

The petition of the undersigned respectfully repre-
sents:

That a portion of the public highway known as the
Stull Road in aforesaid township should be vacated for the
following reasons, namely, it has become useless, inconvenient
and burdensome; its vacation will lessen the expense of road
repairs; and it is one thousand and thirty-five (1035) feet
in length; that it should be supplied by another road one
thousand five hundred twenty-two (1522) feet in length, thus
remedying the aforesaid defects; both of aforesaid roads to
be vacated and supplied being hereinafter described.

That the portion of said road to be vacated begins
at the top of Hellman's Hill at a point one thousand seven
hundred twenty-seven (1727) feet Westwardly from the High-
land School and two thousand nine hundred thirty-seven (2937)
feet Westwardly from the intersection of Solomon Run Road with
the public highway leading from the Borough of South Fork, to
the Village of Geistown, said county and state, said portion
to be vacated runs or extends from its starting point in a
Northwardly direction a distance of one thousand thirty-five
(1035) feet to a point on a proposed new highway, said last
point or Northerly terminus of said road being at the David
Stull farm and two thousand eight hundred ninety-six (2896)
feet Eastwardly from a point on the Solomon Run Road at the

Calvary Church along said road, and being on the proposed new road leading from said church to the highway leading from South Fork to Geistown.

That the road to supply the portion to be vacated as above set forth is to begin at a point on the Solomon Run Road at the Highland School, said point being three thousand nine hundred and fifty (3950) feet Eastwardly along said Solomon Road from Calvary Church, the said supplying road to run from said point at Highland School in a Northerly direction a distance of one thousand five hundred twenty-two (1522) feet to a point one thousand and forty (1040) feet Westwardly from the public highway leading from the Borough of South Fork to the Village of Geistown.

Your petitioners therefore pray the Court to appoint proper persons to vacate the portion of the road as above described, and to supply the same with the road as proposed in aforesaid petition.

William Brown
D. A. Stull
O. W. Messersmith
W. H. C. C. C.
Charles Leventy
W. J. Hensberger
Peter Hardick
John Brown
John Hader
Peter Schreiner
H. H. McKinnon
Harry Murak
Mary Paul

James J. Rutte
Jacob A. Hidmann

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF CAMBRIA

SS:

Personally appeared before me, the under-
signed authority, Mary O'Neil, who being duly
sworn according to law, deposes and says that the state-
ments contained in the within petition are true and
correct to the best of his knowledge, information and
belief.

Peter Bernick

SWORN and subscribed to before
me this 8 day of December,
A. D., 1922.

Mahlon J. Baumgardner
Mary O'Neil

My com expires Jan 17-1925



In Re Vacation of Part of
a Road, and of Supplying
the Same, in Richland
Township, Cambria County,
Pennsylvania.

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

No. March Term, 1923.

NOW, December 18th, 1922, the foregoing
petition having been read and considered W. J. Baumgardner
and Adam Shuman and Phil Caulfield are hereby
appointed viewers for the purposes prayed for in the
foregoing petition.

By the Court
Samuel H. Hammond Reed
PRESIDENT JUDGE OF THE ORPHANS' COURT

SPECIALLY PRESIDING

In Re Vacation of Part of
a Road, and of Supplying
the Same, in Richland
Township, Cambria County,
Pennsylvania.

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

No. March Term, 1923.

NOTICE TO SUPERVISORS

TO E. L. Giffin, Frank Berkey and Alonzo Parker, Super-
visors of Richland Township, Cambria County, Penn'a.:-

You will please take notice that there will be a petition presented to the Court of Quarter Sessions of Cambria County, Pennsylvania, at Ebensburg in said county, at ten o'clock A. M., on Monday, December 18th, 1922, asking the Court for the appointment of viewers to view and vacate a portion of the public highway known as the Stull Road in Richland Township, said part to be vacated beginning at the top of Hellman's Hill at a point one thousand seven hundred twenty-seven (1727) feet Westwardly from the Highland School and two thousand nine hundred thirty-seven (2937) feet Westwardly from the intersection of said Solomon Run Road with the public highway leading from the Borough of South Fork to the Village of Geistown, said portion to be vacated extending from its starting point in a Northwardly direction a distance of one thousand thirty-five (1035) feet.

And that said petition will ask the Court for the appointment of viewers to view and lay out a proposed road to supply the aforesaid road, the proposed road to begin at a point on the Solomon Run Road at the Highland School, said point being three thousand nine hundred and fifty (3950) feet Eastwardly along said Solomon Run Road from Calvary Church, said supplying road to run from said point at Highland School in a Northwardly direction a distance of one thousand

five hundred twenty-two (1522) feet to a point one thousand and forty (1040) feet Westwardly from the public highway leading from the Borough of South Fork to the Village of Geistown.

George E. Wolfe

Attorney for Petitioners.

AND NOW, December 16, 1922, service of the above petition is hereby accepted.

E. L. Yaffee
F. H. Berkey
H. A. Parker

Supervisors of Richland Township, Cambria County, Penn'a.

AND NOW, December 18th, 1922, service of the above stated notice is hereby accepted.

Jas. McNamee, Clerk

for

Commissioners of Cambria County

No. *3* *Dec* March Sessions, 192*2*.

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

In Re Vacation of Part of Solomon Run Road and of Supplying the Part Vacated in Richland Township, Cambria County, Pennsylvania.

B O N D

*And now Dec 18-1922
The within bond
affirmed
James H. Hume*

PRESIDENT JUDGE OF THE ORPHANS' COURT
SPECIALLY PRESIDING

GEORGE E. WOLFE

ATTORNEY-AT-LAW

Johnstown, Pa.

In Re Vacation of Part of
Solomon Run Road, and of
Supplying the Part Vacat-
ed, In Richland Township,
Cambria County, Pennsyl-
vania.

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

No. March Term, 1923.

B O N D

KNOW ALL MEN BY THESE PRESENTS, that we, William Bloom, and D. H. Helsel, both of the Township of Richland, Cambria County, Pennsylvania, are held and firmly bound unto the County of Cambria aforesaid, in the sum of Fifty (\$50.00) Dollars, lawful money of the United States, to be paid to the said County of Cambria, to which payment well and truly to be made, we bind ourselves, our heirs, executors and administrators, and every of them firmly by these presents.

SEALED and dated this 16th day of December, A. D., 1922.

WHEREAS, William Bloom and D. H. Helsel have presented a petition to the Court of Quarter Sessions of Cambria County, Pennsylvania, praying for the appointment of viewers to view and vacate the above-mentioned road beginning at the Calvary Church at a point three thousand four hundred seventy-three (3473) feet Eastwardly along said Solomon Run Road from its intersection with the public highway at Meyers School House, and extending thence in a Eastwardly direction a distance of three thousand nine hundred and fifty-two (3952) feet; and to view and supply the above vacated road, said supplying road to begin at Calvary Church on the Solomon Run Road three thousand four hundred seventy-three (3473) feet Eastwardly from its intersection with the public highway at Meyers School House, and thence running in an Eastwardly direction a distance of five thousand eight hundred sixty-eight

(5868) feet to a point in the public highway leading from the Borough of South Fork to the Village of Geistown; and

WHEREAS, the said Court has appointed viewers for the purposes aforesaid;

NOW THE CONDITION OF THIS OBLIGATION IS SUCH, That if the above bounden William Storm and L. H. Nebel their heirs, executors or administrators or any of them, shall and do well and truly pay or cause to be paid unto the said County of Cambria a sufficient sum to pay for the purpose of viewing the above mentioned road if the Court shall so direct, when the same is concluded; then this obligation to be void, or else to remain in full force and effect.

William Storm (SEAL)
L. H. Nebel (SEAL)

SIGNED, SEALED AND DELIVERED

IN THE PRESENCE OF

R. A. Stull
A. W. Messersmith

No. *Dec* 4 March Sessions, 1923³

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

In Re Vacation of Part of a Road and of Supplying the Same in Richland Township, Cambria County, Pennsylvania.

B O N D

*And now do hereby 18th
1922, Fred Appened,
Samuel Lemmon Reed*

RESIDENT JUDGE OF THE ORPHANS' COURT
SPECIALLY PRESIDING

GEORGE E. WOLFE

ATTORNEY-AT-LAW

Johnstown, Pa.

In Re Vacation of Part of
a Road, and of Supplying
the Same, in Richland
Township, Cambria County,
Pennsylvania.

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

No. March Term, 1923.

B O N D

KNOW ALL MEN BY THESE PRESENTS, That we, William Bloom, and D. H. Helsel, both of the Township of Richland, Cambria County, Pennsylvania, are held and firmly bound unto the County of Cambria aforesaid, in the sum of Fifty (\$50.00) Dollars, lawful money of the United States, to be paid to the said County of Cambria, to which payment well and truly to be made, we bind ourselves, our heirs, executors and administrators, and every of them, firmly by these presents.

SEALED and dated this 16th day of December, A. D., 1922.

WHEREAS, William Bloom and D. H. Helsel have presented a petition to the Court of Quarter Sessions of Cambria County, Pennsylvania, praying for the appointment of viewers to view and locate the above mentioned road beginning at the top of Hellman's Hill at a point one thousand seven hundred twenty-seven (1727) feet Westwardly from the Highland School, and two thousand nine hundred thirty-seven (2937) feet Westwardly from the intersection of said Solomon Run Road with the public highway leading from the Borough of South Fork to the Village of Geistown, said portion to be vacated extending from its starting point in a Northwardly direction a distance of one thousand thirty-five (1035) feet; and to view and supply the above vacated road, said supplying road to begin at the Highland School, said point being three thousand

nine hundred and fifty (3950) feet Eastwardly along said Solomon Run Road from Calvary Church, said supplying point to run from said point at Highland School in a Northwardly direction a distance of one thousand five hundred twenty-two (1522) feet to a point one thousand and forty (1040) feet Westwardly from the public highway leading from the Borough of South Fork to the Village of Geistown; and

WHEREAS, the said Court has appointed viewers for the purposes aforesaid;

NOW THE CONDITION OF THIS OBLIGATION IS SUCH; That if the above bounden William Bloom and J. H. Hessel, their heirs, executors or administrators or any of them, shall and do well and truly pay or cause to be paid unto the said County of Cambria a sufficient sum to pay for the purpose of viewing the above mentioned road if the Court shall so direct, when the same is concluded; then this obligation to be void; or else to remain in full force and effect.

William Bloom (SEAL)
J. H. Hessel (SEAL)

SIGNED, SEALED AND DELIVERED

IN THE PRESENCE OF

H. A. Still

J. W. Messersmith

In the Court of Quarter Sess.
of Cambria County, Penna.
NO. 4 DECEMBER SESSIONS 1922.

In re Vacation of part of
the Stull Road and Supplying
the same in Richland Township
Cambria County, Penna.

REPORT OF VIEWERS.

Filed 5th March 1923
9

MAHLON J. BAUMGARDNER
ATTORNEY AT LAW
JOHNSTOWN, PENNA.
SWANK BLDG.

3 March 1923 Appraised and
Breast fixed at forty feet.

By the Court
E

4 June 1923 Confirmed
Frank E. Roth
Clerk

NO 4, Dec. 2 SESSIONS, 1922.

Order to view In re: vacation
of part of a road and of
supplying the same in Richland
Township, Cambria County,
Pennsylvania.

M. J. Baumgardner

Adam Shuman

Phil Caulfield

Viewers

Clerk Robb 90 cts.

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."

204
In re Vacation of Stull Road
beginning at the Top of Hellman's
Hill extending Northwardly 1035
feet to point on proposed new
highway and ending at David Stull
farm 2896 feet from point on Solo-
mon Run Road at Calvary Church; and
to Supply road beginning at a point
on Solomon Run Road at Highland Sch-
ool 3950 feet from Calvary Church in
the Township of Richland, County of
Cambria, State of Pennsylvania.

In the Court of Quarter
Sessions of Cambria County
Pennsylvania.

No. 4 December Sess. 1922.

REPORT OF VIEWERS.

To the Honorable, the Judges of said Court:

We, the undersigned Viewers, appointed by the annexed order
of the above Court, to view the premises for the vacating and
supplying of a Public road.

That the portion of the road to be vacated begins at the
top of Hellman's Hill at a point one thousand seven hundred twenty
seven (1727) feet Westwardly from the Highland School and two
thousand nine hundred thirty seven (2937) feet Westwardly from
the intersection of the Solomon Run Road with the public highway
leading from the Borough of South Fork to the Village of Geistown
Cambria County, Pennsylvania and extends from its starting point
in a Northerly direction a distance of one thousand and thirty
five (1035) feet to a point on the proposed new highway, said point
or Northerly terminus of said road being at the David Stull farm
and two thousand eight hundred ninety-six (2896) feet Eastwardly
from a point on the Solomon Run Road at Calvary Church along said
road and being on the proposed new road from said church to the
highway leading from South Fork to Geistown.

And the said road to supply the portion to be vacated as
above set forth, begins at a point on the Solomon Run Road
at the Highland School, said point being three thousand nine
hundred fifty (3950) feet Eastwardly along said Solomon Run Road

from Calvary Church, the said supplying road running from said point at Highland School in a Northerly direction a distance of one thousand five hundred twenty-two (522) feet to a point one thousand forty feet (1040) feet westwardly from the public highway leading from the Borough of South Fork to the Village of Geistown, respectfully report:-

That we were duly sworn or affirmed as members of the permanent Board of Viewers of Cambria County, as shown by the records of said Court, gave due public notice of the time and place of meeting of said Viewers by handbills posted on the premises and by notice served upon the Commissioners of Cambria County, and upon the Secretary for the Board of Supervisors of the Township of Richland, at least ten days prior to the time of the making of said view, evidence of which is shown by copies of said Notice hereto attached; that we met upon the premises according to the notice given at the David Stull farm on the 8th day of February A. D. 1923 at 10:30 o'clock A. M. and proceeded with the duties of our appointment.

We viewed the site and locality of the road proposed to be laid out, making a personal inspection of the ground between the points designated in the petition and order.

We are of the opinion and agree that a public road is necessary and that we authorize the laying out of the road according to the accompanying draft. We therefore lay out and return for public use a road as follows:- Beginning at the center of the road at a point on the Solomon Run Road at the Highland School three thousand nine hundred and fifty (3950) feet Eastwardly along said Solomon Run Road from Calvary Church and a distance of one thousand and forty (1040) feet in a Northerly direction at Highland School; thence from the starting point being the center of aforesaid road the place of beginning North fifty-five (55°) degrees ten (10') minutes East one thousand five hundred twenty-two (1522) feet to a point at the side of

a proposed road which was viewed and recommended in a Report to the Court of Quarter Sessions of Cambria County, Pennsylvania entered to Number 3 December Sessions 1922, the road being supplied touching land of the Wilmore Coal Company on the one side and lands of John Barron and Oliver Messersmith on the other side.

We further report and are of the opinion and agree to vacate the road beginning at the top of Hellman's Hill at a point one thousand seven hundred thirty-seven (1737) feet Westwardly from the Highland School and two thousand nine hundred thirty-seven (2937) feet Westwardly from the intersection of the Solomon Run Road with a public highway leading from the Borough of South to the Village of Geistown, said portion to be vacated extends from its point of beginning in a Northwardly direction one thousand thirty-five (1035) feet to a point of proposed new highway said last point or Northerly terminus of said road being at the David Stull farm two thousand eight hundred ninety-six (2896) feet Eastwardly from a point on the Solomon Run Road at the Calvary Church along said road and being on the proposed new road leading from said church to a highway leading from South Fork to Geistown, in the following courses and distances:- South twenty-six (26°) degrees thirty (30') minutes West two hundred sixty (260) feet to a point; thence South fifty-five (55°) degrees thirty (30') minutes West seven hundred seventy-five (775) feet to a point.

That we have secured release of Oliver Messerschmidt through whose land the proposed road is located, in consideration of the advantages said property owner expects to derive for the same if said proposed road is confirmed, has released the Commissioners of Cambria County and the Supervisors of Richland

Township from any damage that has ~~or~~ may accrue to him for and on account or by reason of the locating, opening or using of said road or that might, accrue to him from said road by any reason whatsoever. The release of said land owner is more fully set forth on a RELEASE OF DAMAGES as attached and made a part of the report entered to No. 3 December Sessions, 1922, and filed in the Office of the Clerk of Quarter Sessions of Cambria County, Pennsylvania on March 5th., A. D: 1923.

We were unable to secure a release of damages from the Wilmore Coal Company, therefore we assess no benefits and no damages.

WITNESS our hands this third day of March A. D. 1923.

Philip E. Campbell
Adam Sherman
Mark J. Brumback
Viewers.

In re Vacation of Stull Road beginning at top of Hellman's Hill extending Northwardly 1035 ft. to point on proposed new high way and ending at David Stull farm 2896 feet from point on Solomon Run Road at Calvary Church; and to supply road beginning at a point on Solomon Run Road at Highland School 3950 feet from Calvary Church in the Township of Richland, County of Cambria and State of Pennsylvania.

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

No. 4 December Sess. 1922

To MAHLON J. BAUMGARDNER, ADAM SHUMAN

PHILIP E. CAULFIELD, Dr.

To MAHLON J. BAUMGARDNER, Dr.

Order to view	:90	
Data and Preparing Notices to View	7.50	
Stenographer & Stationery	2.25	
Posting Notices to View	7.50	
Mileage	3.00	
Making View	7.50	
Mileage	3.00	
Preparing and Securing Releases	7.50	
Making and Filing Report	7.50	
Stenographer and Stationery	3.50	\$50.15

MAR 7 1923 CERTIFIED

To ADAM SHUMAN Dr.

Making View	7.50	
Mileage	5.00	\$12.50

MAR 7 1923 CERTIFIED

To PHILIP E. CAULFIELD, Dr.

Making View	7.50	
Mileage	3.00	10.50
		\$73.15

APPROVED FOR PAYMENT

MAR 7 1923 CERTIFIED

In re Vacation of Stull Road
beginning at top of Hellman's Hill
extending northwardly 1035 ft. to
point on proposed new highway, and
ending at David Stull farm 2896 ft.
from point on Solomon Run Road at
Calvary Church; and to supply road
beginning at a point on Solomon Run
Road at Highland School 3980 ft.
from Calvary Church in the Township
of Richland, County of Cambria and
State of Pennsylvania.

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

No. 4 December Term, 1922.

ORDER TO VIEW.

We, the undersigned Viewers, appointed by the above Court
to view for the purpose of vacating a part of road beginning at the
top of Hellman's Hill at a point 1727 feet West from Highland
School and 2937 feet East from intersection of Solomon Run Road
with the public highway leading from South Fork to Getstown and
ending at a point at David Stull farm 2896 feet east from point
on Solomon Run Road at Calvary Church; and to supply the portion
vacated beginning on Solomon Run Road at the Highland School 3980
feet eastward along Solomon Run Road from Calvary Church, the
supplying road running from point at Highland School in a northerly
direction a distance of 1022 feet to a point 1040 feet west from
public highway leading from the Borough of South Fork, to the Village
of Getstown, will meet at the David Stull Farm, on February 2th.,
1923 at 10:30 o'clock A. M. for the purpose of performing the
duties of our appointment.

MARION J. BAIRD FICKER,

ARAY SHUTAN,

PHILIP H. CAULFIELD,

January 27th, 1923.

Viewers.

AND NOW February 2nd, 1923 I hereby accept service of the
above notice to view for the Board of Supervisors of Richland
Township, Cambria Co., Pa., as Secretary to the Board.

H. G. Herschberger

In re Vacation of Stull Road
beginning at top of Hallman's Hill
extending northerly 1086 ft. to
point on proposed new highway and
ending at David Stull farm 3896 ft.
from point on Solomon Run Road at
Calvary Church; and to supply road
beginning at a point on Solomon Run
Road at Highland School 3950 ft.
from Calvary Church in the Township
of Highland, County of Cambria and
State of Pennsylvania.

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

No. 4 December Term, 1922.

ORDER TO VIEW.

We, the undersigned Viewers, appointed by the above Court
to view for the purpose of vacating a part of road beginning at the
top of Hallman's Hill at a point 1727 feet East from Highland
School and 2237 feet East from intersection of Solomon Run Road
with the public highway leading from South Fork to Getstown and
ending at a point at David Stull farm 3896 feet east from point
on Solomon Run Road at Calvary Church; and to supply the portion
vacated beginning on Solomon Run Road at the Highland School 3950
feet eastward along Solomon Run Road from Calvary Church, the
supplying road running from point at Highland School in a northerly
direction a distance of 1082 feet to a point 1040 feet west from
public highway leading from the Borough of South Fork, to the Village
of Getstown, will meet at the David Stull Farm, on February 8th.,
1923 at 10:00 o'clock A. M. for the purpose of performing the
duties of our appointment.

MARION J. BATES, ORDER,

ADAM SHIRMAN,

PHILIP E. CAULFIELD,

January 27th, 1923.

Viewers.

AND NOW January 29th, 1923 I accept service of the above notice
to view as Chief Clerk to the County Commissioners of Cambria County,
Penna.

James McElune
Clerk

In re Vacation of Stull road,
beginning at top of Hellman's Hill
extending northwardly 1035 feet to
point on proposed new highway and
ending at David Stull farm 2896 ft.
from point on Solomon Run Road at
Calvary Church; and to supply road
beginning at a point on Solomon Run
Road at Highland School 3950 feet
from Calvary Church in the Township
of Highland, County of Cambria
State of Pennsylvania.

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

No. 4 December Sessions 1922.

ORDER TO VIEW.

We, the undersigned Viewers, appointed by the above Court to view
for the purpose of vacating a part of road beginning at the top
of Hellman's Hill at a point 1727 feet West from Highland School
and 2937 feet West from intersection of Solomon Run Road with the
public highway leading from South Fork to Geistown and ending at a
point at David Stull farm 2896 feet East from point on Solomon Run
Road at Calvary Church; and to supply the portion vacated beginning
on Solomon Run Road at the Highland School 3950 feet Eastward along
Solomon Run Road from Calvary Church, the supplying road running
from point at Highland School in a Northerly direction a distance of
1523 feet to a point 1040 feet West from public highway leading
from the Borough of South Fork to the Village of Geistown, will meet
at the David Stull farm on February 8th, 1923 at 10:30 o'clock A. M.
for the purpose of performing the duties of our appointment.

HARLOW J. BUNGARDNER,

ADAM SHUMAT,

PHILIP B. CAULFIELD,

January 27th. 1923.

Viewers.

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 18th day of December A. D. 1922, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Richland, in the said County, setting forth that they labor under in-

~~convenience for want of a~~ ~~road or highway to be built from~~
a portion of the public highway known as the Stull Road in aforesaid township should be vacated for the following reasons, namely, it has become useless, inconvenient and burdensome; its vacation will lessen the expense of road repairs; and it is one thousand and thirty-five (1035) feet in length; that it should be supplied by another road one thousand five hundred twenty-two (1522) feet in length, thus remedying the aforesaid defects; both of aforesaid roads to be vacated and supplied being hereinafter described.

That the portion of said road to be vacated begins at the top of Hellman's Hill at a point one thousand seven hundred twenty-seven (1727) feet Westwardly from the Highland School and two thousand nine hundred thirty-seven (2937) feet Westwardly from the intersection of Solomon Run Road with the public highway leading from the Borough of South Fork, to the Village of Geistown, said county and state, said portion to be vacated runs or extends from its starting point in a Northwardly direction a distance of one thousand thirty-five (1035) feet to a point on a proposed new highway, said last point or Northerly terminus of said road being at the David Stull farm and two thousand eight hundred ninety-six (2896) feet Eastwardly from a point on the Solomon Run Road at the Calvary Church along said road, and being on the proposed new road leading from said church to the highway leading from South Fork to Geistown.

That the road to supply the portion to be vacated as above set forth is to begin at a point on the Solomon Run Road at the Highland School, said point being three thousand nine hundred and fifty (3950) feet Eastwardly along said Solomon Road from Calvary Church, the said supplying road to run from said point at Highland School in a northerly direction a distance of one thousand five hundred twenty-two (1522) feet to a point one thousand and forty (1040) feet Westwardly from the public highway leading from the Borough of South Fork to the Village of Geistown.

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

M. J. Baumgardner surveyor, and

Adam Shuman and Phil Caulfield

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:

Frank C. Roll, Clerk.