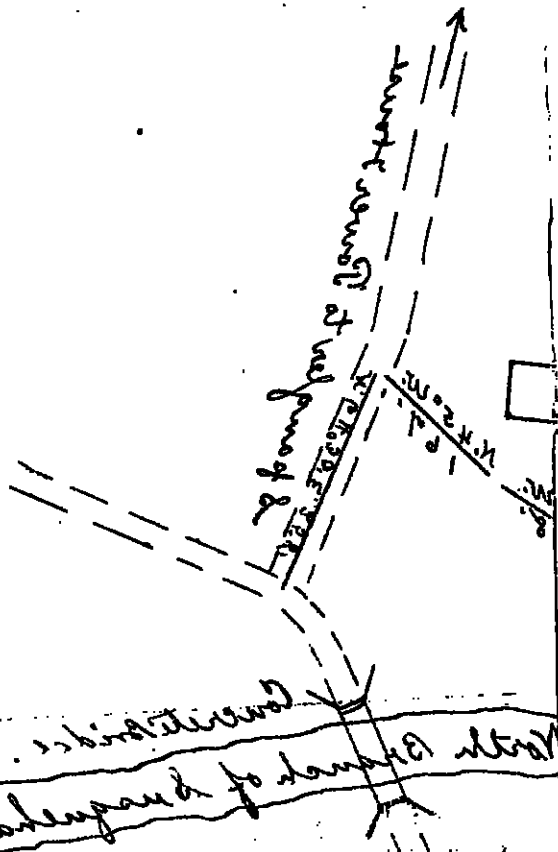


1 Sept. 1915-

Barr TWP. Petition For
Viewers for Proposed Road.

Attest Microfilm



Microfilm of the original
petition and the Barr Twp. Co.
has no record on record
of the original Co. data.

IN RE APPOINTMENT OF VIEWERS
TO VIEW PROPOSED ROAD IN
BARR TOWNSHIP, CAMBRIA COUNTY.

IN THE COURT OF QUARTER SESSIONS OF
CAMBRIA COUNTY.

_____ SEPTEMBER TERM, 1915.

TO THE HONORABLE THE JUDGES OF THE SAID COURT:

The petition of the undersigned, inhabitants of the Township of Barr, in said County, respectfully sheweth : That your petitions labor under great inconvenience for want of a public road or highway in the said Township of Barr, to begin at a point on the public road leading from Spangler to Moss Creek (the most southerly of the two roads leading from Spangler to Moss Creek, eight hundred and fifty feet Easterly from where the road leading from Spangler to Nicktown meets the said Spangler-Moss Creek road; and extending thence to the public road leading from Spangler to Moss Creek (the most northerly of the two roads leading from Spangler to Moss Creek) at the point two-hundred and twenty-five feet, Westerly, from the road leading off the last mentioned Spangler- Moss Creek road to the public road leading to the West Branch Power House.

Your petitioners therefore pray the Court to appoint proper persons to view and lay out the same, according to law.

And they will ever pray etc.

M. F. Doran

Godfred Jansen

Oscar Carlson

Frank McCondie

John McCondie

John Weaver.

Andy Olsen

Oscar Olsen

J. J. Lawton

STATE OF PENNSYLVANIA *
 * SS.
 *
COUNTY OF CAMERIA *

On this Third day of September, 1915, before me, the subscriber, a Notary Public residing in the Borough of Barnesboro, County and State, aforesaid personally appeared M. F. Doran who being duly sworn according to law doth depose and say that the matters of fact set forth in the foregoing petition are true and correct that the signatures of the respective petitioners are in the handwriting of each of the said petitioners and that the deponent was present when each of the subscribing petitioners affixed his name to the foregoing petition.

Subscribed and sworn to before me,
the day and year aforesaid, as witness
my hand and official seal.

M. F. Doran

William J. Dill
Notary Public

IN THE COURT OF QUARTER
SESSIONS OF CALBRIA COUNTY.

NO. 1, SEPTEMBER SESSION,
1915.

PETITION OF INHABITANTS OF
BARR TOWNSHIP FOR APPOINT-
MENT OF VIEWERS TO VIEW A
PROPOSED ROAD IN BARR TOWN-
SHIP, SAID COUNTY.

Filed 6 September, 1915

*Sept 6, 1915 this
petition presented
and A. M. Shoemaker
Esq, Adam Shuman
and Philip C. Campbell
all appointed viewers
By the Court*

WILLIAM F. DILL
ATTORNEY-AT-LAW
BARNESBORO, PENNA.

KNOW ALL MEN BY THESE PRESENTS,

That we, M. F. Doran of Township of Barr, County of Cambria
and State of Pennsylvania, and
Frank McCombie of the said Township and County

all of the Township of Barr, County of Cambria and State of Pennsylvania,
are held and firmly bound unto the County of Cambria in the State of Penn-
sylvania in the sum of One Hundred (\$100.00) Dollars, to be paid to the
said County, its successors or assigns: to which payment well and truly to
be made and done, we do bind ourselves, our heirs, executors, administrators,
and every of them, firmly by these presents. Sealed with our seals and
dated this 3rd day of Sept., 1915.

Whereas, the above named: have presented their petition to the Court of
Quarter Sessions to the same number and term of which this bond is ent-
ered to, praying the said court to appoint viewers to view and lay out
the same.

Now the condition of this obligation is such, that if the above
bounden M. F. Doran and Frank McCombie

their heirs, executors, administrators or any of them shall well and truly
pay all the costs and expenses connected with the said view, above mentioned,
and shall save harmless and indemnify the said County of Cambria for all
costs and expenses connected with the said view, then this obligation
shall be null and void; otherwise to be and remain in full force and virtue.

Sealed and delivered in
the presence of

William J. Dice * M. F. Doran (SEAL)
as M. F. Doran. * Frank McCombie (SEAL)

* _____ (SEAL)

* _____ (SEAL)

*

IN THE COURT OF QUARTER
SESSIONS OF CAMBRIA COUNTY.

NO. 7, SEPTEMBER SESSION,
1915.

BOND OF PETITIONERS FOR AP-
POINTMENT OF VIEWERS TO LAY
OUT ROAD IN BARR TOWNSHIP,
SAID COUNTY.

*Sept. 6, 1915, this
bond is approved
By the Court*

Filed 6 September, 1915.

WILLIAM F. DILL
ATTORNEY-AT-LAW
BARNESBORO, PENNA.

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 6th day of September A. D. 1915, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Barr, in the said County, setting forth that they labor under inconvenience for want of a Public road or highway, to lead from a point on the public road leading from Spangler to Moss Creek (the most southerly of the two riads leading from Spangler to Moss Creek, eight hundred and fifty feet Easterly from where the road leading from Spangler to Nicktown meets the said Spangler-Moss Creek road, and extending thence to the public road leading from Spangler to Moss Creek) the most northerly of the two roads leading from Spangler to Moss Creek) at the point two hundred and twenty-five feet, Westerly, from the road leading off the last mentioned Spangler-Moss Creek road to the public road leading ~~off the last mentioned road~~ to the West Branch Power House.

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 A. M. Shoemaker surveyor, and Adam Ahuman and Philip E. Cauffiel

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:

J. J. Kinhead, 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 1	September Session, 1915
Order to view road in Barr Twp.	
Report of Viewers	
Filed 6 December 1915	
in open court	
DEC 1 1915	
Viewers.	
A. M. Shoemaker	
Adam Shuman	
Philip E. Kauffield	
Clerk	90 ds.
	DR.

Dec. 8, Approved
April 18 1916
width of road fixed at 30 ft.
18 April 1916 - Confirmed.
By the Court
Frank C. Robb, clerk

ROAD NOTICE

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions of Cambria County, Pa., to view and determine as to the necessity for a public road in Barr Twp., Cambria Co., Pa., to begin on the Southerly road leading from Spangler to Moss Creek, at a point 850 feet Eastward from where the road from Nicktown to Spangler meets the Spangler-Moss Creek road, and to end on the Northerly road leading from Spangler to Moss Creek, at a point 225 feet Westward from where the road leading off the last mentioned road to the public road leading to the West Branch Power House leaves the said Northerly Spangler-Moss Creek road;

will meet at the place of beginning, above noted, in the township of Barr aforesaid, on the 11th. day of October 1915, at 10:30 o'clock a.m. for the purpose of performing the duties of their appointment.

A. M. Shoemaker,

Adam Shuman,

Philip E. Caufield,

Viewers.

Ebensburg, Pa. 9/28/ 1915.

Now, Sept., 29th., 1915, service of the within notice is hereby ac-
cepter for the Commissioners of Cambria Co., Pa.

L. E. Fiske
County Clerk

ROAD NOTICE

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions of Cambria County, Pa., to view and determine as to the necessity for a public road in Barr Twp., Cambria Co., Pa., to begin on the Southerly road leading from Spangler to Moss Creek, at a point 850 feet Eastward from where the road from Nicktown to Spangler meets the Spangler-Moss Creek road, and to end on the Northerly road leading from Spangler to Moss Creek, at a point 225 feet Westward from where the road leading off the last mentioned road to the public road leading to the West Branch Power House leaves the said Northerly Spangler-Moss Creek road;

will meet at the place of beginning, above noted, in the township of Barr aforesaid, on the 11th. day of October 1915, at 10:30 o'clock a.m. for the purpose of performing the duties of their appointment.

Ebensburg, Pa. 9/28/ 1915.

A. M. Shoemaker,

Adam Shuman,

Philip E. Caufield,

Viewers.

Now, Sept., 30 1915, service of the within notice is hereby accepted
by the undersigned Supervisors of the township of Barr, Cambria Co., Pa.

Frank Farrell
W. J. Fisher

Supervisors.

Costs of View.

A. M. Shoemaker.

Lifting Order	---	---	----	---	\$.90.
5 1/2 days	---	--	-----	---	27.50.
116 miles @ three trips)	---	----			<u>5.80.</u>
					3 4 20
Philip E. Caufield					
One day	---	----	----		\$ 5.00
96 miles	---	---	----	-----	<u>4.80</u>
Adam Shuman					
One day	----	----	-----		\$ 5.00.
72 miles	---	----	-----		<u>3.60.</u>
Charles Luther					
Chainman -- One day --			-----	--	<u>\$ 2.00.</u>

R E P O R T O F V I E W E R S .

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

We, the undersigned members of the board of viewers of said county, appointed by your honorable court, upon the attached order, for the purposes therein specified, respectfully report:-

That, having given due notice of the view and of the time and place of meeting of the viewers; to the Commissioners of Cambria County and to the Supervisors of the Township of Barr, by having them accept service of notices hereto attached; and to the traveling public by printed hand bills posted in public and conspicuous places at and near the terminal points of the proposed new road: and having been first duly qualified according to law to perform the duties of our appointment faithfully, impartially and to the best of our judgment and ability; we met at the time and place appointed and having carefully viewed the premises are of the opinion that a public road between the terminal points given on the attached order is unnecessary and impracticable. The viewers realized that there is occasion for an outlet to the public highway for some ten or twelve families; yet they believe ~~the necessity for~~ a public thoroughfare between the points of beginning and ending noted on the attached order is not necessary, and that if constructed over the best and most practicable route obtainable the convenience and benefit will not be ^{en}comsurate with the necessary expenditure required to construct and maintain a public road between the points referred to and owing to the abrupt turns necessary the road would still be more or less dangerous for public use.

The location viewed and considered as the most favorable for a public road, between the points given, takes the following courses and distances and is also shown on the attached draft; which is hereto attached and made a part of this report; as follows:-

Beginning at a point on the Southerly road leading from Spangler to Moss Creek - 850 feet Eastward from where the road from Nicktown to Spangler

meets the Spangler - Moss Creek road and running thence North 10° 30' West 312 feet, along property of Lawrence Hammond, thence through land of John and Frank McCombie North 28° West 62 feet, North 69° West 573 feet, thence over private road North 34° West 73 feet, North 82° 45' East 528 feet, thence over an unopened strip passing in front of several properties which strip is understood to have been deeded or left for a public road North 10° East 21 feet, and North 1200 feet, thence thru and over lands of John and Frank McCombie and Mrs. John Sherry North 23°50' East 366 feet, North 10° East 594 feet, and North 10°10' East 330 feet, thence thru and along properties of T. J. Laton, Ivor Carlson, Gotfrey Johnston, Andy Olsen, Christ Westner and William Sherry as follows, North 53°15' East 65 feet, North 11°45' West 213 feet, North 6°45' West 1249 feet, North 34° West 168 feet, North 45° West 169 feet and North 64° 30' East 258 feet to the point of ending.

Witness our hands this twelfth day of November, A.D., 1915.

Adam Shuman

A. M. Shoemaker

Philip E. Caulfield

Viewers.