

In Re Vacating of Township Road  
in the Township of Barr, County  
of Cambria and State of Pennayl-  
vania. Beginning near the proper-  
ty of Mary Schnable and ending at  
a point near the home of Jas. Toohey

In the Court of Quarter Sessions  
of Cambria County.

No. 3 Dec, Session 1910

BOND.

KNOW ALL MEN BY THESE PRESENTS;

That we, John Duman, Jos. W. Kirsch and George Houck, supervisors  
of Barr Township, all of the County of Cambria and State of Pennsyl-  
vania, are held and firmly bound unto the Commonwealth of Pennsyl-  
vania, for the use of the County of Cambria, aforesaid, in the sum  
of \$50.00 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 the       day of  
January A. D. 1910. The condition of this application is such that  
if the above Bounden, John Duman, Jos. Kirsch and George Houck, their  
heirs, executors or administrators or any of them shall and do well  
and truly pay or caused to be paid unto the said County of Cambria  
a sufficient sum to pay costs of viewing the above mentioned road, in  
the event the costs should be imposed upon the Township of Barr, when  
the same is concluded then this application to be void or else to re-  
main in full force and virtue.

Signed, Sealed and Delivered)

in the presence of

Township of Barr (Seal)

Joseph W. Kirsch (Seal)

John Duman (Seal)

Geo. Houck (Seal)

Supervisors.

In the Court of Quarter Sessions  
of Cambria County.

In Re Vacating of Township  
Road in Barr Township.

BCND.

*Filed 16 January 1908.  
January 18th, 1908,  
William Bond approved -  
By the Court*

WM. DAVIS,  
ATTORNEY AT LAW,  
EBENSBURG, PA.

HENRY HALL, PRINTER, INDIANA, PA.

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

We, the undersigned persons, appointed by the within order  
of Court to view the road therein mentioned, respectfully report,  
That all the viewers appointed by said order were present  
at the view, and having all been first severally sworn  
or affirmed, and having given due public notice as  
required by law. In pursuance of said order  
we have viewed the said road and are of the opinion  
that the same has become useless, inconvenient and  
burdensome, and that the same should be vacated.  
We have therefore vacated the following described road,  
Beginning at a point near the barn of Mary Schuabell on  
the public road leading from Spangler to Moss Creek,  
in Barr Township, thence north one degree east three  
hundred feet, thence north five degrees west four  
hundred feet, thence north thirteen degrees west  
four hundred and ninety five feet, thence north one degree  
and thirty minutes east four hundred and four  
feet, thence north thirty one degrees east four hundred  
and ninety feet, thence north eighteen degrees east  
four hundred and ten feet, thence north thirty nine  
degrees west seven hundred feet, thence north thirty  
five degrees west, two hundred and ninety five feet,  
thence north twenty nine degrees west four hundred  
and five feet, thence north forty two degrees west  
six hundred feet, thence north forty seven degrees  
west four hundred and ninety five feet thence  
north thirty one degrees west three hundred

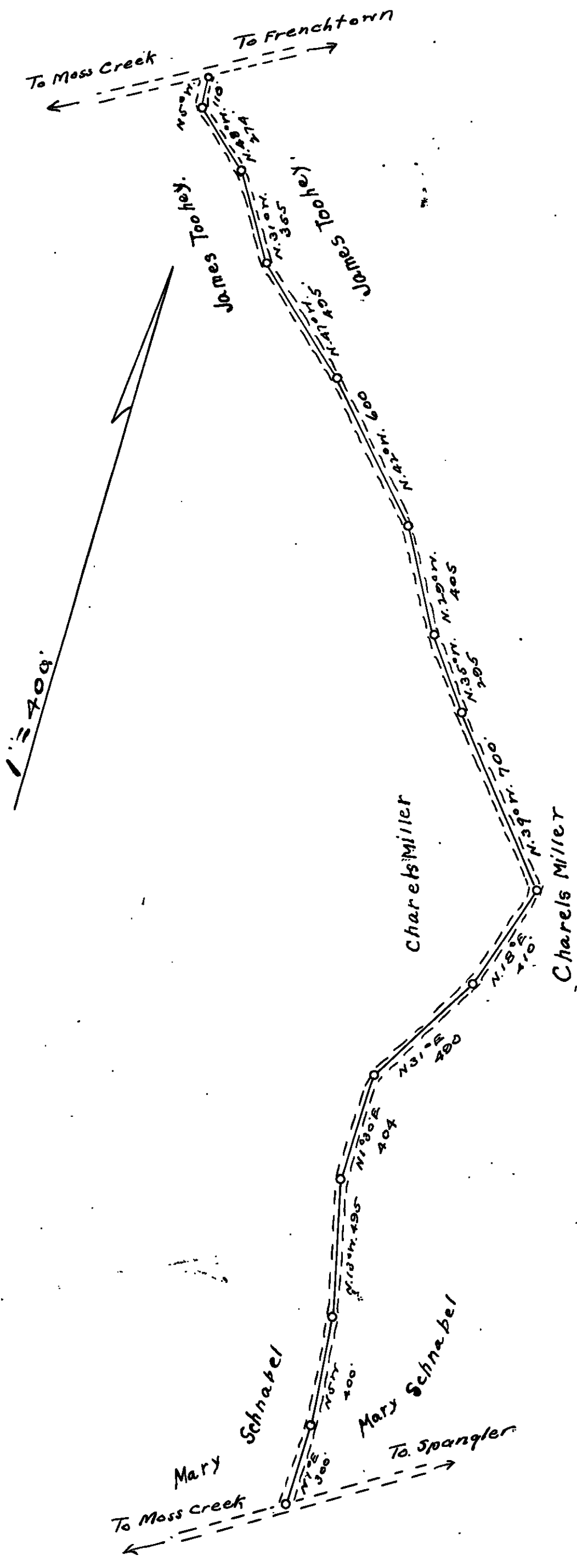
and fifty five feet thence north forty eight  
degrees west two hundred and seventy four feet.  
thence north five degrees west, one hundred and ten  
feet, to a point near the home of James Tooley  
on the public road leading from Truck Town to  
Moose Creek.

A plot or draft is hereto attached and  
made part of this report,

Witness our hands this 1st day of March 1910

J. H. Elder, Jr.  
A. B. Soisson  
Jos. V. Lieb

J. H. Elder 2 days	10.00
mileage	1.70
A. B. Soisson 1 day	3.00
mileage	.50
Jos. V. Lieb 1 day	3.00
mileage	.50



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... *Third* ... day of... *January* ... A. D. 19*00* , before the  
Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township  
of... *Barn* ..., in the said County, setting forth that they labor under incon-  
venience for want of a... ~~road or highway, to lead from~~  
~~a road has been long since laid out beginning at a point at or near~~  
~~the barn of Mary Schmale on the public road leading from Shangler~~  
~~to Mass Creek, and ending at a point at or near the home of~~  
~~James Toohy on the public road leading from French Town to Mass~~  
~~Creek in said Township, which road your petitioners conceive and~~  
~~truly believe has now become useless, inconvenient and burdensome on~~  
~~the tax payers of said Township~~...

and therefore praying the Court to appoint proper persons to <sup>vacate</sup> view and lay out the same ac-  
cording to law. The Court, upon due consideration had of the premises, do order and appoint  
*J. E. Elder, Jr.*... surveyor, and...  
*J. H. Suk and Anthony Sossion*...  
viewers, to <sup>vacate</sup> view the ground proposed for said road; and if they <sup>vacate</sup> view the same, and  
shall agree that there is <sup>not</sup> 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. S. Kirkhead*..., 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. 23, December Session, 1909.

Order to view and locate  
road in Barre Township.

Filed 7 March, 1910, at  
open court.

Viewers.

J. L. Elden, Jr.  
J. W. Lick  
Anthony Johnson

Clerk  
H. H. F. F. F.  
Hickhead 90 cts.

Mrs. Davis

BRIDGERS MOUNTAIN-HEALD ELECTRIC PRINT.

7 March, 1910, Approved  
By the Court

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

The petition of the undersigned, inhabitants and electors  
of the Township of Barr, in said County, respectfully represents:

That a road has been long since laid out beginning at a  
point at or near the barn of Mary Schmable on the public road leading  
from Spangler to Moss Creek, and ending at a point at or near the  
home of *James* Toohey on the public road leading from  
French Town to Moss Creek in said Township, which road your petition-  
ers conceive and verily believe has now become useless, inconvenient  
and burdensome on the tax payers of said Township. Your petitioners  
therefore pray the Court that the said road may be vacated, accord-  
ing to the Act of the General Assembly in such acts made and provide:  
they will ever pray, etc.

*Joseph W. Kirsch*  
*Geo. Horack*

*Jacob Kertler*  
*George Kertler*  
*Geo. Kline*

*Anton P. von*

*John Anderson Sr.*  
*George D. Anderson*

*B. R. McDermott*

*John O. Anderson*  
*Urias Keith*

*Shesob Ellinger*



J. B. Bartelbush

Adam Schereth

L. K. Wise

John Dunnan

J. C. Stuller

J. J. Kirsch

Henry Bechel

J. J. Kirsch

Wm E Kirsch

S. P. Kirsch

P. J. Kirsch

Arthur Berni

val Myland

E. A. Byrre

Louis Kirsch

Andrew S. Kirsch

W. J. Pfister

W. J. Raubach

Cambria County, SS.

Before me, the Justice of the Peace, in and for  
said County personally came George Houch  
who being duly sworn according to law, says that he is one of the  
supervisors in and for said Township, that the names of the persons  
subscribed to the foregoing petition was written or authorized by  
each and every person thereon, and that the facts set forth therein  
are correct and true to the best of his knowledge and belief.

Sworn and subscribed before me )  
this 13 day of Dec. A.D. 1909.)

Chas. Dick J.P.  
My com. expires  
May 1912

Geo Houch

No. 3 December Sess. 1909.

Petition of the citizens  
of Barr Twp. to vacate a  
road.

Filed 3 January, 1910.

Jan'y, 3, 1910, this  
petition presented  
considered and J. D.  
Elder, J. V. Litch  
and Anthony Larson  
are appointed view-  
ers.

WM. DAVIS,  
ATTORNEY AT LAW,  
EBENSBURG, PA.

HENRY HALL, PRINTER, INDIANA, PA.