

Not Microfilmed

RO# 5

June 1925



In re Public road in West
Taylor Township at point on
Laurel Run Road 250 feet North
of the Tanneryville School House
and ending at a point 200 feet
South of Bowser School House,
Cambria County, Penna.

In the Court of Quarter
Sessions of Cambria County
Penna.
No. 5 June Sessions 1923.

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 purpose of supplying a road leading from a point on an improved road, now open, known as " Laurel Run Road, " at a point on said Laurel Run Road about Two Hundred Fifty (250) feet North of the Tanneryville school house where said road is intersected by a private road; thence in a North easterly direction following said private road and ending at a point on the Laurel Run Road about Two Hundred (200) feet South of the Bowser School house, in said Township where said Laurel Run road is intersected by a private road, in West Taylor Township, Cambria County, Penna. 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 the said Viewers, by publication in the Johnstown Tribune, by handbills posted on the premises and by Notices served on the Commissioners of Cambria County, upon Stephens, Stephens & Glass, Esqs. Counsel for petitioners and upon Geo. C. Keim, Esq. Counsel for the Supervisors of West Taylor Township, all of whom accepted service, at least ten

days prior to the time of the making of the said view, evidence of which is shown by copies of said Notices hereto attached; that we met upon the premises according to notice given at the point of Beginning on Tuesday September 25th. A. D. 1923 at 10:00 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 between the points mentioned is unnecessary. We are also of the opinion and agree that if said road was laid out it would be extremely burdensome to the taxpayers of the Township of West Taylor. The general contour of the proposed road together with the heavy grade, as shown on the blueprint hereto attached, would make said road if laid out dangerous to the traveling public.

Witness our hands this *twelfth-fourth* day of November A. D. 1923.

Lewis R. Owen
Dixon Tomb
Mahlon J. Baumgardner
VIEWERS.

In re Petition for Public
road in West Taylor Township,
at point on Laurel Run Road
250 feet North of the Tannery-
ville School House and ending
at point 200 feet South of the
Bower School House, Cambria
County, Penna.

In the Court of Quarter
Sessions of Cambria County,
Penna.
No. 8 June Sessions 1923.

NOTICE TO VIEW.

We, the undersigned Viewers, appointed by the above Court
to view for the purpose of laying out a public road in West
Taylor Township beginning at point on Laurel Run Road
two hundred fifty feet North of the Tanneryville School House
and ending at point on Laurel Run Road about two hundred feet
South of the Bower School House, will meet at the point of
beginning on Tuesday September 25th. A. D. 1923 at 10 o'clock
A. M. for the purpose of performing the duties of our appoint-
ment.

L. R. OWEN,

DIXON TOMB,

HARLOW J. BAUGARDNER,
Viewers.

September 14, 1923.

And now September 17th, 1923, I hereby accept service
of the within Notice to View for the Commissioners of Cambria
County, Penna.


Chief Clerk.

In re Petition for a Public
road in West Taylor Township,
at point on Laurel Run Road
250 feet North of the Tannery-
ville School House and ending at
a point 200 feet South of Bowser
School House, Cambria County, Penna.

In the Court of Quarter
Sessions of Cambria County,
Penna.
No. 5 June Sessions 1923.

NOTICE TO VIEW.

We, the undersigned Viewers, appointed by the above Court
to view for the purpose of laying out a public road in West
Taylor Township beginning at point on Laurel Run Road about
two hundred fifty feet North of Tanneryville School House and
ending at point on Laurel Run Road about two hundred feet South
of Bowser School House, will meet at the point of beginning
on Tuesday September 25th., A. D. 1923 at 10 o'clock A. M.
for the purpose of performing the duties of our appointment.

L. R. OWEN,

DIXON TOMB,

EARLON J. B. UNGARINER.
Viewers.

September 14, 1923.

Now, September 14th A. D. 1923, I hereby accept service of the
above notice to view as Counsel for the Petitioners.

Stephen Stephens Glass
by John H. Stephens

In re Petition for a Public
road in West Taylor Township,
at point on Laurel Run Road
250 feet North of the Tannery-
ville School House and ending at
a point 200 feet South of Bowser
School House, Cambria County, Penna.

In the Court of Quarter
Sessions of Cambria County,
Penna.
No. 5 June Sessions 1923.

NOTICE TO VIEW.

We, the undersigned Viewers, appointed by the above Court
to view for the purpose of laying out a public road in West
Taylor Township beginning at point on Laurel Run Road about
two hundred fifty feet North of Tanneryville School House and
ending at point on Laurel Run Road about two hundred feet South
of Bowser School House, will meet at the point of beginning
on Tuesday September 25th., A. D. 1923 at 10 o'clock A. M.
for the purpose of performing the duties of our appointment.

L. R. OWEN,

DIXON TOMB,

MAHLON J. BAUMGARDNER.
Viewers.

September 14, 1923.

Now, September 19th A. D. 1923, I hereby accept service of the
above notice to view as Counsel for the Board of Supervisors of
the Township of West Taylor.

Geo. C. Keim
Atty for Supervisors of
West Taylor Twp.

In re petition for a public road in West Taylor Township, at point on Laurel Run Road 250 feet north of the Tanneryville School House and ending at a point 200 feet south of Bowser School House, Cambria County, Penna.

In the Court of Quarter Sessions of Cambria County, Penna.
No. 5 June Sessions, 1923.

NOTICE TO VIEW.

We, the undersigned Viewers, appointed by the above Court to view for the purpose of laying out a public road in West Taylor Township beginning at point on Laurel Run Road about two hundred fifty feet north of the Tanneryville School House and ending at point on Laurel Run Road about two hundred feet south of Bowser School House, will meet at the point of beginning on Tuesday - September 25th, A. D. 1923 at 10 o'clock A. M. for the purpose of performing the duties of our appointment.

L. R. OWEN,

DIXON TOMB,

MAHLON J. BAUMGARDNER,
Viewers.

September 14, 1923.

VIEWERS' NOTICE—In re petition for public road in West Taylor Township, at point on Laurel Run road 250 feet north of the Tanneryville School House and ending at point 200 feet south of the Bowser School House, Cambria County, Pennsylvania. In the Court of Quarter Sessions of Cambria County, Pennsylvania, No. 5 June Sessions, 1923.

NOTICE TO VIEW.

We, the undersigned Viewers, appointed by the above Court to view for the purpose of laying out a public road in West Taylor Township beginning at point on Laurel Run road 250 feet north of the Tanneryville School House and ending at point on Laurel Run road about 200 feet south of the Bowser School House, will meet at the point of beginning on Tuesday, September 25, A. D. 1923, at 10 o'clock a. m. for the purpose of performing the duties of our appointment.

L. R. OWEN,
DIXON TOMB,
MAHLON J. BAUMGARDNER,
September 14, 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 25th day of August A. D. 1923, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of West Taylor, in the said County, setting forth that they labor under inconvenience for want of a public road or highway, to lead from

BEGINNING at a point on an improved public road, now open, in said township, known as the "Laurel Run Road" at a point on said Laurel Run Road about two hundred fifty (250) feet North of the Tanneryville school house where said road is intersected by a private road; thence in an north easterly direction following said private road and ending at a point on the Laurel Run Road about two hundred (200) feet south of the Bowser school house in said township where said Laurel Run road is intersected by a private road, the said Laurel Run road.

Your petitioners, therefore, pray the court to appoint three competent persons as viewers, according to law.

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

L. R. Owen surveyor, and Dixon Tomb

Mahlon J. Baumgardner, Esq.,

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. Roth, Clerk.

NOTE. "It shall be the duty of all persons appointed the several counties of this Commonwealth to 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 5 June SESSIONS, 1923.

Order to view public road in
West Taylor Township, beginning
at a point on Laurel Run Road
250 ft. north of the Tannery-
ville School House; and ending
at a point 200 ft., south of
the Bowser School House.

Viewers

Mahlon J. Baumgardner,

L.R. Owen

Dixon Tomb

Clerk Robb 90 cts.

In re Public road in West
Taylor Township at point on
Laurel Run Road North of
Tanneryville School House and
ending South of Bowser School
House, Cambria County, Penna.

In the Court of Quarter Sess-
ions of Cambria County, Pa.

No. 5 June Sess. 1923.

TO MAHLON J. BAUMGARDNER, L. R. OWEN,
DIXON TOMB, DRS.

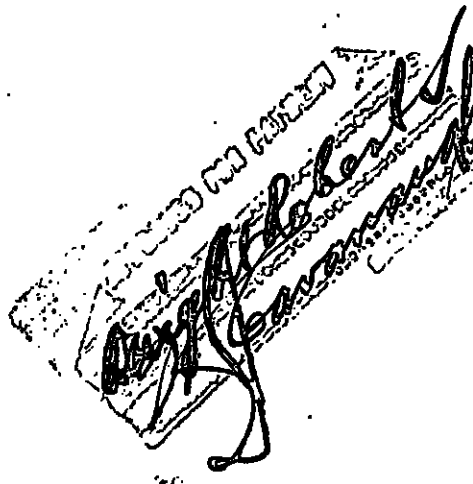
To Mahlon J. Baumgardner, Dr.

Order to View	.90
Preparing Petition for Continuance	7.50
Data and Preparing Notices to View	7.50
Stenographer and Stationery	3.50
Examining Petition and records in Ebensburg	7.50
Posting Notices of View	7.50
Mileage	.70
Making View	7.50
Mileage	1.25
Inspection of Road with Engineer	7.50
Mileage	.70
Advertising Notice of View, Tribune	2.50
Data and Preparing Report	7.50
Stenographer and Stationery	3.50
	<u>\$65.55</u>

To L. R. Owen, Dr.

DEC 3 - 1923 CERTIFIED

Sept. 25,	L.R.Owen	7.50
Oct. 11	L.R.Owen	7.50
	1 Corps	25.00
	Expenses	2.50
Oct. 12,	1 Corps	25.00
	Expenses	1.95
Oct. 15,	1 Corps	25.00
	Expenses	1.95
Oct. 23,	1 Corps	25.00
	Expenses	1.95
Nov. 6,	1 corps	25.00
	Expenses	1.95
Nov. 7,	1 Corps	25.00
	Expenses	1.95
Nov. 9,	1 Corps	25.00
	Expenses	1.95
Nov. 10,	1 Corps	25.00
	Expenses	1.95
Nov. 12,	1 Corps	12.50
	Expenses	1.95
Nov. 13,	1 Corps	25.00
	Expenses	1.95
Nov. 14,	1 Corps	25.00
	Expenses	1.95
Nov. 16	Drafting	7.50
Nov. 17	Drafting	7.50
Nov. 18,	Drafting	7.50
Nov. 19,	Drafting	7.50



To L. R. Owen, Cont'd.

	Brought Forward	\$517.10
Nov. 20,	Drafting	7.50
Nov. 21,	Drafting	7.50
Nov. 22,	Drafting	7.50
Nov. 23,	Drafting	7.50
	Tracing cloth	1.80
	1 Linen Print	3.50
	2 Prints	2.00
	Stenographer	.70
		38.00
		<u>\$355.10</u>

DEC 3 - 1923 CERTIFIED

To Dixon Tomb, Sr.

Making View	7.50
Mileage	1.25
	<u>\$ 8.75</u>

DEC 3 - 1923 CERTIFIED

$$\begin{array}{r} 1260.31 \\ 7245.90 \\ \hline 8506.21 \end{array}$$

IN THE COURT OF QUARTER SESSIONS
OF CAMBRIA COUNTY, PENNA.
No. 5 June Sessions 1923.

In re Public road in West
Taylor Township at point on
Laurel Run Road 250 North
of the Tanneryville School
House and ending at a point
200 feet South of Bowser
School House, Cambria County
Penna.

REPORT OF VIEWERS.

Filed 3 Dec. 1923

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

10 December 1923 approved:
By the Court
L

10 March 1924, confirmed
Frank L. Roth
clerk

In the Court of Quarter Sessions of Cambria County, Pennsylvania

No. September Sessions, 1923.

IN RE: ROAD IN WEST TAYLOR TOWNSHIP, CAMBRIA COUNTY,
PENNSYLVANIA.

TO THE HONORABLE THE JUDGES OF THE ABOVE NAMED COURT:

The petition of the undersigned qualified electors and residents of the township of West Taylor, County of Cambria and State of Pennsylvania, respectfully represents:

That they labor under great inconvenience for want of a public road in said township. BEGINNING at a point on an improved public road, now open, in said township, known as the "Laurel Run Road" at a point on said Laurel Run Road about two hundred fifty (250) feet north of the Tnneryville school house where said road is intersected by a private road; thence in an northeasterly direction following said private road and ending at a point on the Laurel Run Road about two hundred (200) feet south of the Bowser school house in said township where said Laurel Run road is intersected by a private road, the said Laurel Run road.

Your petitioners, therefore, pray the court to appoint three competent persons as viewers, according to law.

And they will ever, pray, etc.

Frank J. Springer
Rose Springer
Sarah A. Bheam
Frank W. Bheam

Geo H Adams
Wm C. McMillan
C. A. Payer,
B. P. Bowers
Carl F. Ludwig
Geo H Shearn & Co.

Fred Ribblett
Mabel Ribblett
E. B. Cameron
John Ludwig
Daniel & Dishong
Mabel Dishong
J. L. Mitchell
M. E. Cameron
F. M. Cameron
J. W. Berkebile
W. Berkebile
George Roberts
C. W. Dill
Mellie Dill
James C. Ribblett
Goldie B. Ribblett
Stella B. Boring
John W. Ribblett
Mary A. Ribblett
Eron B. Ribblett
Corretta Ribblett
A. M. Gahagan
Wm Whysong
Margaret Gahagan
Edith Whysong
B. W. Bowers
Margaret Whysong
Carl W. McMillan
James G. Findley

STATE OF PENNSYLVANIA:

: SS:

COUNTY OF CAMBRIA:

Personally appeared before me, the subscriber, a Notary Public in and for said county and state, Frank J. Springer, who being duly sworn according to law deposes and says that he is one of the signers to the foregoing petition, and that the facts set forth are true and correct to the best of his knowledge and belief, and that he was present at the time that all of the persons whose signatures are attached hereto signed their names, or authorized someone to sign their name for them.

Sworn and subscribed to before me
this 2nd day of August, A.D. 1923

Frank J. Springer

Gina Mulvihill
Notary Public.

My commission expires March 6, 1927.

No. *5* *June* ~~September~~ Sess. 1923.

In the court of Quarter Ses-
sions of Cambria County,
Pennsylvania.

In Re: Road in West Tay-
lor Twp. Penna.

*Answer Aug 25 1923,
with petition amended
and, Nathan J. Baumgardner
Esq., L. R. Owen, Dixon
Tant, are appointed Viewers
By the Court.*

Filed 25 August 1923.

STERHENS, STEPHENS & GLASS
ATTORNEYS AT LAW
JOHNSTOWN, PA.
SUITE 14 ALMA HALL

In re Petition for a Public
road in West Taylor Township
at a point on Laurel Run
Road 250 feet North of the
Tanneryville School House,
and ending at a point 200 feet
South of the Bowser School
House, Cambria County, Penna.

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

No. 5 June Sess. 1923

To the Honorable, the Judges of said Court.

The petition of Nahlon J. Baumgardner, Chairman of
the Board of Viewers appointed by your Honorable on the 25th.
day of August A. D. 1923, to view the above premises, respect-
fully report:-

That due to the fact of the lateness of the order of
Court to view the above premises it is an impossibility to
make return to the September Term of Court with reference to
the findings of the above view.

WE THEREFORE pray your Honorable Court to extend the
time of making and filing report in the above matter to the
December Sessions,

Nahlon J. Baumgardner

Now September 3rd., 1923, the Court having carefully
considered the above petition does hereby extend the time of
filing report of the Viewers in the above proceedings to
December Sessions, 1923.

By the Court
m

In Court of Justices
Sessions of Cambria
County Pa.

No 5 June Term 1923

In re petition for
supplying a road in
West Taylor Township

Petition to extend
time for filing report
to December Dec. 1923

Deane Smith

Filed 3 Sept. 1923.

Malcolm J. Baumgardner