No. 8 Dec. Sessions, 1936
In the Court of Quarter Sessions
of Cambria County, Permsylvania.
PETITION FOR APPOINTMENT OF VIEWERS

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

BON.D

March
Pobruary
within Bond approved.

The auxn

Tiled: March 1, 1937

BARNHART & ADAMS

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

In the Court of Quarter Sessions of Cembria County, Pennsylvania. Sessions, 1936 No. 8

Dec. PETITION FOR APPOINTMENT OF VIEWERS

BOND

KNOW ALL MEN BY THESE PRESENTS that we _ / Louise
and Curl Barnhard, both of Upper Yoder
Township, Cambria County, Pennsylvania, are held and firmly bound unto the
County of Cambria, aforesaid, in the sum of FIFTY (50) 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 adminis-
trators and every of them firmly by these presents. SEALED and dated the
day of February, 1937.

WHEREAS, a Seal Beam, et al, 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 in the said Township of Upper Yoder, to begin at the intersection of Jefferson Street, a public road in said Township of Upper Yoder, and the proposed road, thence as follows: By the center line of said proposed road, known as Northwood Avenue, South 24° 17' East forty-four and seventy-one hundredths (44.71) feet; thence by same South 13° 23' East two hundred fiftynine and sixty-seven hundredths (259.67) feet; thence by same South 5° 48' East one hundred fifty-five and twenty hundredths (155.20) feet; thence by same South 9° 42' West one hundred mineteen and twelve hundredths (119.12) feet; thence by same South 14° 40' West eighty-five (85) feet; thence by same South 43° 48' West seventy-six (76) feet; thence by same South 74° 06' West seventytwo (72) feet; thence by same North 77° 12' West one hundred ninety-two (192) feet; thence by same and Arch Street North 68° 28' West five hundred fifty-six and four tenths (556.4) feet; thence by the center line of Arch Street North 64° 31' West two hundred seventy-nine and forty-two hundredths (279.42) feet;

thence by same North 61° 06' West six hundred eighty-six and sixty-two hundredths (686.62) feet to the intersection of Derby Street, a dedicated highway.

The exact distance from the point of beginning of said proposed road, as set forth in this petition, from an intersecting public road or street, to-wit, Berkley Road, in said Township of Upper Yoder, is six hundred (600) feet, measured along the center line of Jefferson Street to the center line of Berkley Road, and

WHEREAS, the said Court has appointed Viewers for the purpose aforesaid;

NOW THE CONDITION OF THIS OBLIGATION IS SUCH that II the above
bounder NX Weiner and Curl Barnhark
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 remain in full force and effect.

Signed, sealed and delivered in the presence of

Mila Weisser Ruth Barnhart

e (SEAL)

Curtbarnhart (SEAL)

No. 8 December Sessions 1936

In re Public Road in Upper Yoder Township, Cambria County, Penna.
In the Court of Quarter Sessions of Cambria County, Pa
Order to View
,
Tileel: April 7, 1937
-

Office who

IN RE LAYING OUT OF A PUBLIC HIGHWAY IN THE TOWNSHIP OF UPPER YOUR, COUNTY OF CAMBRIA AND STATE OF PENSYLVANIA.

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

No. 8'December

Sessions, 20056.

PETITION FOR APPOINTMENT OF VIEWERS

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

The petition of the undersigned inhabitants of the said Township of Upper Yoder, in the 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 the intersection of Jefferson Street, a public road in said Township of Upper Yoder, and the proposed road, thence as follows: By the center line of said proposed road, known as Northwood Avenue, South 24° 17' Bast forty-four and seventy-one hundredths (44.71) feet; thence by some South 13° 23' East two hundred fifty-nine and sixty-seven hundredths (259.67) feet; thence by same South 5° 48' East one hundred fifty-five and twenty hundredths (155.2) feet; thence by same South 9° 42' West one hundred nineteen and twelve hundredths (119.12) feet; thence by same South 14° 40' West eighty-five (85) feet; thence by same South 43° 48' West seventy-six (76) feet; thence by same South 74° 06' West seventy-two (72) feet; thence by same North 77° 12' West one hundred ninety-two (192) feet; thence by same and Arch Street North 68° 28' West five hundred fifty-six and four tenths (556.4) feet; thence by the center line of Arch Street North 64° 31' West two hundred seventy-nine and forty-two hundredths (279.42) feet; thence by same North 61° 06' West six hundred eighty-six and sixty-two hundredths (686.62) feet to the intersection of Derby Street, a dedicated highway.

The exactdistance from the point of beginning of said proposed road, as set forth in this petition, from an intersecting public road or street, to-wit, Berkley Road, in said Township of Upper Yoder, is six hundred (600) feet, measured along the center line of Jefferson Street to the center line of Berkley Road.

A print showing the location of said proposed road, as above described, is hereto attached, made part hereof and marked "EMHIBIT A".

Your petitioners further represent that notwithstanding the fact that one of the termini named in the said petition, namely, the point of ending of said proposed road, is at a point other than in a public highway or place of public resort, that the said proposed road is one necessary for public travel.

A copy of written notice to the Supervisors of said Upper Yoder Township of the intended presentation of this application, with an acceptance of service thereon, is hereto attached, made part hereof and marked "EXHIBIT B".

A release of damages, whereby the owners of property abutting the aforesaid proposed road release the said Township of Upper Yodor from all damages by reason of the opening, grading, draining, improving and maintaining the said proposed highway, is hereto attached, made part hereof and marked "EXHIBIT C".

Your petitioners therefore pray the Court to appoint three members

of the permanent Board of Viewers of Cambri	ia County to view the ground proposed			
for such road, and if they see the necessity therebr, lay out the same and				
meke a report of their proceedings to the next sessions of Court.				
	·			

IN RE LAYING OUT OF A PUBLIC RIGHTAY IN THE TOTHSHIP OF UPPER YOURS, COUNTY OF CAMBRIA AND STATE OF PENNSYLVANIA.

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

No. 8 December

Sessions, 1989.

1936

DECREE

		Manch. day of February, 1957, the	
having been	read and considered	d, the Court appoints A. M. S	hoemaker
	exid	d S. E. Dickey	and
James McCar	nn	Viewers to view the ro	ad herein
referred to	and make a report o	of their proceedings to the ne	at term of the
Court of Qua	rter Sessions of a	aid County. By the Court, MCKenrick, J.	

Extract from the Record.

Certified this 15th day of March A. D. 1937.

GLERK OF COURTS

Duilding lots.

3.90 o/2

3.20 of 3.90 o/2

The first your Building lots. Bulling Building lits. with provide the second Sketch showing the line and tocation of a proposed public road in Upper Goder approximately sixteen Township, Cambria County, Terrisylvania residences along line lieued upon an order of the bourt of of proposed road as Quarter Sessions of said country and state laid out & recommended. entered to no. 8. December dessions, 1936. a.m. Shoemaker, S. E. Diekey "y James M. Cann, (liewers,

No. 8 December Sessions, 1936.

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COURTY, PERISYLVANIA.

In re: Public Road in Upper Yoder Township, Cambria County, Penna.

REPORT OF VIEWERS.

Filed: april 7, 1937

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA.

#8 December Sessions, 1936.

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

REPORT OF VIEWERS.

We, the undersigned, members of the Permanent Board of Viewers of Cambria County, Pennsylvania, appointed by your Honorable Court upon order entered to No. 8 December Sessions, 1936, to view and determine as to the necessity for a public road in Upper Yoder Township, Cambria County, Pennsylvania, between the terminii specified in said Order, respectfully report:

That having given due notice of the view and time and place of meeting of the viewers to the Commissioners of Cambria County and to the Supervisors of the Township of Upper Yoder and having said Commissioners and Frank P. Barnhart, Esq., Attorney for the Supervisors of said Township accept service of the notices herto attached and notice to the traveling public by printed hand bills posted at and near the terminii and along the route of said proposed new road: ALL of us met at the time and place appointed, in accordance with the said notice as served and posted and having gone over and viewed the same, having in mind the shortest distance, the best locations for same, where it would do the least injury to private property and at the same time be of the most benefit to the traveling public and those living along the route of same are all of the opinion that the same is necessary as a public road for the accommodation of the traveling public.

Said piece of road as laid out and recommended: BEGINNING at the juncture of Jefferson Street with Norwood Avenue; thence following along Norwood Avenue and Arch Street the following courses and distances, namely: South twenty-four degrees seventeen minutes East forty-four and seventy-one hundredths feet; South thirteen degrees twenty-three minutes East two hundred fifty-nine and sixty-seven hundredths feet; South five degrees forty-eight minutes East one hundred fifty-five and two-tenths feet; South nine degrees forty-two minutes East one hundred nineteen and twelve hundredths feet; South fourteen degrees forty minutes West eighty-five feet, South Forty-three degrees forty-eight minutes West seventy-six feet; South seventy-four degrees six one-hundredths minutes West seventy-two feet; North seventy-seven degrees twelve minutes West one hundred ninety-two feet North sixty-eight degrees twenty-eight minutes West five hundred fifty-six and four-tenths feet; North sixty-four degrees thirty-one minutes West two hundred seventy-two and forty-two hundredths feet, and North sixty-one degrees six one-hundredths minutes West six hundred eighty-six and sixty-two hundredths feet to the intersection of Arch Street with Derby Street, the place of ending of said proposed road.

Said road as herein recommended was originally dedicated as streets on a plot of ground laid out some years ago along which there are now some religing families living and over which there is even now considerable traffic by the public.

Said streets having been dedicated and no injury being sustained by the property owners along and adjoining said piece or road, we have assessed no damages.

WITNESS our hands this 2 nd day of April, A. D., 1937.

U.M. Shoemaker

wes M. Caner

Viewers.

NOTICE OF VIEW.

The undersigned viewers appointed by the Court of Quarter Sessions of Cambria County, Pennsylvania to view and determine as to the necessity for a public road in Upper Yoder Township in said County and State:

BEGINNING at the intersection of Derby Street with Arch Street and extending thence in an easterly and northerly direction and ending at the point where Jefferson Street adjoins Northwood Avenue in said Township, County and State.

The said viewers will meet at the point of beginning above indicated in the Township of Upper Yoder, Cambria County, Pennsylvania, March 29, 1937, at ten o'clock A. M. for the purpose of performing the duties of their said appointment.

A. M. SHOEMAKER

S. E. DICKEY

JAMES McCANN

Now, March 1937, service of the above notice is hereby accepted for the Commissioners of Cambria County, Pa.

Clerk for Commissioners.

notice of vist.

The undersigned viewers appointed by the Court of Quarter Bessions of Cambria County, Pennsylvania to view and determine as to the necessity for a public road in Upper Yoder Township in said County and State:

BEGINNESS at the intersection of Derby Street with Arch Street and extending thence in an easterly and northerly direction and ending at the point where Jefferson Street adjoins Northwood Avenue in said Township. County and State.

The said viewers will meet at the point of beginning above indicated in the Township of Upper Yoder, Cambria County. Pennsylvania, Larch 29, 1937, at ten o'clock A. II. for the purpose of performing the duties of their said appointment.

A. E. SHOEMAKER

B. H. DICKEY

JARES MCCANE

Viewers.

March 20, 1937; we hereby accept service of the above Notice and acknowledge receipt of copy of same. A

ATTORNEYS FOR SUPERVISORS OF UPPER YOUER TOWNSHIP what

HOTICE OF VIEW.

The undersigned viewers appointed by the Court of Quarter Sessions of Cambria County, Pennsylvania to view and determine as to the necessity for a public road in Upper Yeder Township in said County and State:

Arch Street and extending thence in an easterly and northerly direction and ending at the point where Jofferson Street adjulnationable Avenue in said Township. County and State.

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A. L. SHORMAKER

S. E. DICKEY

JAMES MCCANIN

Johnstown Pa afle 6 th (ambria County Commostioners Ebenober Pa Fr James Mc Cam Dr 1/r day on view Mileage 8. 600 80 6. FO

In Re: Laying out of a Public Highway in the Township of Upper Yoder, County of Cambria and State of Pennsylvania.

In the Court of Quarter Sessions of Cambria County, Penna. No. 8, December Sessions, 1936

To S. E. DICKEY Dr.

Making Vie Mileage

6.00

.80

J. a. M. Shoemaker Preparing serving + posting notices 1200 220

No: 8 December Sessions, 1936. IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA. Public Road in Upper Yoder Township, Cambria County, Penna. culas & Side in aveitain witch other no deal ofind REPORT OF VIEWERS. Northwood Avenue to the forty feet and from said

No. 8 Dec. Sessions, 1936 In the Court of Quarter Sessions of Cambria County, Pennsylvania.

IN RE LAYING OUT OF A PUBLIC HIGHWAY IN THETOWNSHIP OF UPPER YODER, COUNTY OF CAMBRIA AND STATE OF PENNSYLVANIA

PETITION FOR APPOINTMENT OF VIEWERS

Filed: March 1, 1937

LAW OFFICES

BARNHART & ÁDAMS Johnstown, Penna. IN RE LAYING OUT OF A PUBLIC HIGHWAY IN THE TOWNSHIP OF UPPER YODER, COUNTY OF CAMBRIA AND STATE OF PENNSYLVANIA. In the Court of Quarter Sessions of Cambria County, Pennsylvania.

No. 8 Dec. Sessions, 1937

PETITION FOR APPOINTMENT OF VIEWERS

Ō

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

The petition of the undersigned inhabitants of the said Township of Upper Yoder, in the 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 the intersection of Jefferson Street, a public road in said Township of Upper Yoder, and the proposed road, thence as follows: By the center line of said proposed road, known as Northwood Avenue, South 24° 17' East forty-four and seventy-one hundredths (44.71) feet; thence by same South 13° 23' East two hundred fifty-nine and sixty-seven hundredths (259.67) feet; thence by same South 5° 48' East one hundred fifty-five and twenty hundredths (155.2) feet; thence by same South 9° 42' West one hundred nineteen and twelve hundredths (119.12) feet; thence by same South 14° 40° West eighty-five (85) feet; thence by same South 43° 48' West seventy-six (76) feet; thence by same South 74° 06' West seventy-two (72) feet; thence by same North 77° 12' West one hundred ninety-two (192) feet; thence by same and Arch Street North 68° 28' West five hundred fifty-six and four tenths (556.4) feet; thence by the center line of Arch Street North 64° 31' West two hundred seventy-nine and forty-two hundredths (279.42) feet; thence by same North 61° 06' West six hundred eighty-six and sixty-two hundredths (686.62) feet to the intersection of Derby Street, a dedicated highway.

The exactdistance from the point of beginning of said proposed road, as set forth in this petition, from an intersecting public road or street, to-wit, Berkley Road, in said Township of Upper Yoder, is six hundred (600) feet, measured along the center line of Jefferson Street to the center line of Berkley Road.

A print showing the location of said proposed road, as above described, is hereto attached, made part hereof and marked "EXHIBIT A".

Your petitioners further represent that notwithstanding the fact that one of the termini named in the said petition, namely, the point of ending of said proposed road, is at a point other than in a public highway or place of public resort, that the said proposed road is one necessary for public travel.

A copy of written notice to the Supervisors of said Upper Yoder

Township of the intended presentation of this application, with an acceptance
of service thereon, is hereto attached, made part hereof and marked "EXHIBIT B".

A release of damages, whereby the owners of property abutting the aforesaid proposed road release the said Township of Upper Yoder from all damages by reason of the opening, grading, draining, improving and maintaining the said proposed highway, is hereto attached, made part hereof and marked "EXHIBIT C".

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 a report of their proceedings to the next sessions of Court.

a. Scott Beam	Sa weimer
Luella Bean	Stower Wither
Lloyd Bukley	Regins Kittka
Louded Berkly	toutle stantine
MMR. Beam	
20 infilled & McClintons	
Raymond S. Mr. Colintain	
Mrs. & H. Heimer	
Norman & Lane	
Mrs. Morman, C.Lane	
pro Lulie Walkert	
Elmund R. albert	
Mrs. S. A. Weimer.	
•	

COMMONWEALTH OF PENNSYLVANIA

SS:

COUNTY OF CAMBRIA

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

Sworn and subscribed before me this 23 day of February, 1937 S. a. Weimer

Y COMMISSION EXPI

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

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

No.

Sessions, 1937.

PRELIMINARY ORDER

NOW, February 1937, the within petition having been

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 o'clock A. M., February, MM J, 1937. Service of this 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.

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My The Caury

My The Caury

ACCEPTANCE OF SERVICE BY THE COMMISSIONERS OF CAMBRIA COUNTY, PENNSYLVANIA

Now, February / , 1937, service of the above Rule is hereby accepted, together with a copy of the within Petition.

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

DECREE

AND NOW, this / 5 day of Tebroary, 1937 the within petition
having been read and considered, the Coart appoints

and

Viewers to view the road herein

referred to and make a report of their proceedings to the next term of the

Sourt of Quarter Sessions of said County.

Manual

Manua

EXHIBIT B

IN RE LAYING OUT OF A PUBLIC HIGHWAY IN THE TOWNSHIP OF UPPER YODER, COUNTY OF CAMBRIA AND STATE OF PENNSYLVANIA. In the Court of Quarter Sessions of Cambria County, Pennsylvania.

No. Sessions, 1937.

NOTICE TO SUPERVISORS

TO CURT BARNHART, D. H. WEIMER and EPHRAIM HERSHBERGER, SUPERVISORS OF UPPER YODER TOWNSHIP, CAMBRIA COUNTY, PENNSYLVANIA:

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 A. M., the /sl day of February, 1937, asking the Court for the appointment of Viewers to view and lay out a proposed road in the Township of Upper Yoder, to begin at the intersection of Jefferson Street, a public road in said Township of Upper Yoder, and the proposed road, thence as follows: By the center line of said proposed road, known as Northwood Avenue, South 24° 17' East forty-four and seventy-one hundredths (44.71) feet; thence by same South 13° 23' East two hundred fifty-nine and sixty-seven hundredths (259.67) feet; thence by same South 5° 48' East one hundred fifty-five and twenty hundredths (155.20) feet; thence by same South 9° 42' West one hundred nineteen and twelve hundredths (119.12) feet; thence by same South 14° 40' West eighty-five (85) feet; thence by same South 43° 48' West seventy-six (76) feet; thence by same South 74° 06' West one hundred ninety-two (192) feet; thence by same and Arch Street North 68° 28' West five hundred fifty-six and four tenths (556.4) feet; thence by the center line of Arch Street North 64° 31' West two hundred seventy-nine and forty-two hundredths (279.42) feet; thence by same North 61° 06' West six hundred eighty-six and sixty-two hundredths (686.62) feet to the intersection of Derby Street, a dedicated highway.

The exact distance from the point of beginning of said proposed road, as set forth in this petition, from an intersecting public road or street, to-wit, Berkley Road, in said Township of Upper Yoder, is six hundred (600) feet, measured along the center line of Jefferson Street to the center

line of Berkley Road.

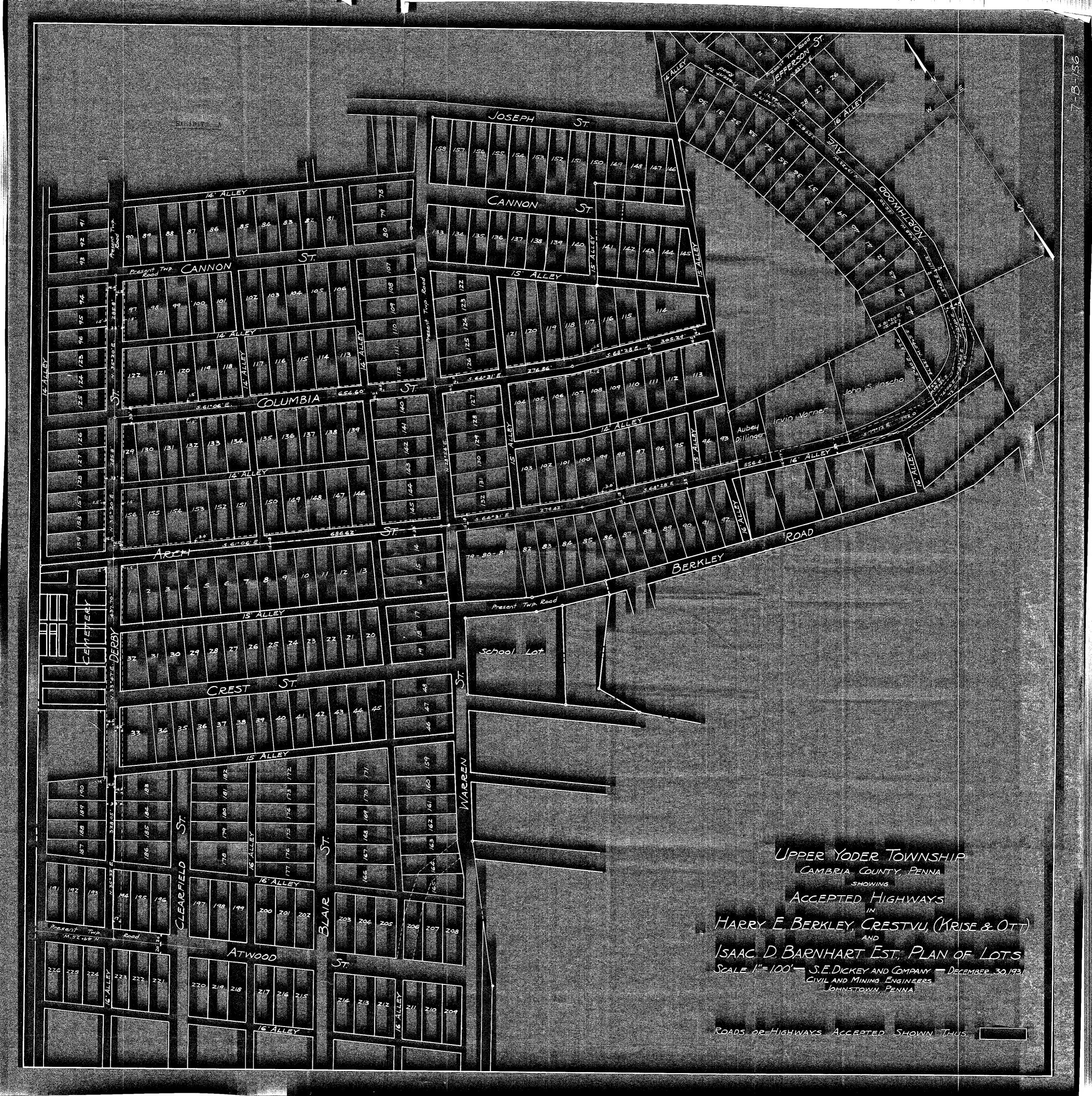
Bernhard & alama
ATTORNEYS FOR PETITIONERS

The	rch/	, 1937, service of the above stated notice
is hereby accepted.	•	DAMEiner Custambart
		,

	EXHIBIT (
IN RE LAYING OUT OF A PUBLIC HIGHWAY IN THE TOWNSHIP OF UPPER YODER, COUNTY OF CAMBRIA AND STATE OF PENNSYLVANIA.	0 : : 0	In the Court of Quarter Sessions of Cambria County, Pennsylvania. No. Sessions, 1939 PETITION FOR APPOINTMENT OF VIEWER
<u>R</u>	ELEASE OF DAI	MAGES
We; the undersigned,	in consider	ation of the advantages to us from
the road mentioned in the annex	ed petition	to lay out the same, do hereby
release all claims to damages t	hat may arise	e to us from the opening, grading,
draining, improving and maintai	ning of said	proposed highway.
IN WITNESS WHEREOF W	e have hereu	nto set out hands and seals this
day of February, 1937.		
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R.D. #8 Viec. 1936 Map #1 Not Recrafelmed



R.D. #8 Dec, 1936

Map #2

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