

R. No 7 - Sept. 5. 1895  
Nat. Microfilm.

To the Honorable A. V. Barker, President Judge of the Court  
of Quarter Sessions of Cambria County.

The petition of the undersigned citizens of the Township of  
Carroll, in said County, respectfully represents:

That the report of Viewers filed to No. 7 September Sessions  
1895, Road Docket, to vacate and supply part of a road leading from  
Carrolltown to intersect a road from Luthers to the Indiana County  
line at or near Felix Shortz, to wit: That portion of said road lead-  
ing from the Wicktown road to the Hopper road at or near the Mus-  
quehanna River and to supply the part thus vacated by a road lead-  
ing from the Wicktown road to the line between the farms of John  
Wender and estate of Ephart Farabaugh, dec'd, to a point on the hop-  
per road at or near company's houses at Roades Mines in said Town-  
ship of Carroll.

That said road is wholly unnecessary to accommodate the trav-  
eling public, there being already other roads in the near vicinity  
of it which amply meet all the requirements for the public.

That the costs of opening such road would be very great and  
would be too heavy a burden on the taxpayers of said Township.

That there are no funds in the Treasurer with which to open  
the proposed road.

That the road if opened will be burdensome to the tax pay-  
ers.

That the grade on said proposed road is very much greater  
than the law allows.

They therefore respectfully demonstrate against said road and  
pray your Honor to set aside the report of the viewers.

And they will ever pray &c.

Names

Names

Michael Dickart  
 John Smith  
 James Sharbawn  
 O. W. Meisel  
 John Fisher  
 Edward Springer  
 W. J. McNulty  
 Albert Garret  
 H. J. Buck  
 Henry Abrams  
 Henry Deussen  
 Thomas Elzig  
 Gabriel A. Harvey  
 John Elzig  
 John D. Thomas  
 John Ahles  
 Francis Elzig  
 Thomas S. Rink  
 William Rawland  
 Ambrose Weaklen  
 Otto C. Lauer

Joseph Keaser  
 David Hughes  
 Geo. E. Meisel  
 Philip G. Huber  
 Philip G. Huber  
 Francis Schetting  
 Augustin <sup>no</sup> Luther  
 F. C. Luther  
 Augustine Gort  
 James Cair  
 Frank Cair  
 William Springer  
 David Mc Derm  
 Frank Dumm  
 Sylvester Bradley  
 Dennis Noon  
 Harry Shook  
 John Palou  
 Albert M. Brock  
 J. S. Bennett  
 B. J. Sawyer  
 J. C. Seymour  
 Wm. J. Schetting  
 Joseph H. Vor  
 Alex. Wittmather  
 E. W. Bau Buch

Names

Names

N. C. Kunkpatrick  
 John J. Schuler  
 J. P. Wecklen  
 Peter Fuhart  
 Charles Dunlap  
 Luke Dunlap  
 John Himmelman  
 Peter Garbough  
 Henry J. Link  
 E. Heitz  
 William N. Biller  
 Peter & Fritz Tritter  
 Paul & Tritter  
 Pete Garbough  
 Sebastian Garbough  
 Fern Garbough  
 John Herschel  
 Peter & Bartram  
 Simon P. Bartram  
 Lawrence Weimer  
 Peter Weimer  
 G. C. Rieg  
 John Seltz  
 Joseph Seltz  
 Melire Weber  
 W. A. Stoppel

Andrew Miller  
 Wm Miller  
 Vincent Miller  
 John Heighner  
 Peter wool  
 John wool  
 Francis Dirhart?  
 Pious Biller  
 Charles Heighner  
 Leonard Garbough  
 Martin Garbough  
 Anthony Garbough  
 Birt Garbough  
 J. W. Burley  
 Friedrich Funk  
 John Byrne  
 E. G. Strittmatter  
 F. G. Becker  
 W. T. Gooderham  
 Jacob A. Hoover  
 W. S. Karlsheim  
 Jno Grosberger  
 John H. Hoover  
 Jacob J. Hoover  
 P. C. Garbough  
 S. J. Strittmatter

Augustus Frankley  
Joseph Frankley  
Frederick Furber  
Abel C. Gray  
S. O. Kline

James Kirk  
Jacob Kirk  
Anthony Finkeneller  
John C. Miller  
Charles Anna  
H. E. Farbaugh  
J. W. Hank  
Joseph Miller  
Jas. Finkeneller

Joseph Finkeneller  
Joseph Shero  
John Ott  
J. J. Shorbaugh  
Jacob S. Keymer  
George Snyder  
George H. Miller  
Harry Miller

J. J. Dietrich  
John B. Overberger  
Chas. Bascom  
John F. Workland

Wm. G. ...  
H. O. ...



No. 7 Sept. Sess. 1896  
Road Society.

June Road  
in  
Carroll Township.

Filed 1<sup>st</sup> July 1896

Remonstrance.

J. Davis.

To the Honorable A. V. Barker, President Judge of the Court of Quarter Sessions of Cambria County.

The petition of the undersigned, inhabitants of the Township of Carroll, in said County, respectfully represents:

That a portion of a public road, laid out and confirmed by the Court on April 14th, 1856, shown by road Jocket volume 1, at Page 274, leading from "Carrolltown to intersect a road from Luthers to the Indiana County line at or near Felix Short's" has become useless, inconvenient and burdensome, to the inhabitants of said Township, by reason of the hilly condition of the same, the grades being too steep, and the road being liable to drift wholly in the winter time.

They therefore pray your Honor to appoint three competent persons, viewers to view and vacate that part of the same which has become useless, inconvenient and burdensome, to-wit: That portion of the said road leading from the Nicktown Road to the Hopper Road at or near the Susquehanna River, and to supply the part thus vacated by a road leading from the Nicktown Road <sup>to</sup> the line between farms of John Bender and estate of Erhart Fara- baugh, deceased to a point on the Hopper Road, at or near Company's houses at Reade's mines in said Township of Carroll.

And they will, etc.

Albert Boslet

Celestino McCombie

Albert Glasser

Joseph Tomlinson

Wm J. McCombie

John a Bender

John Magee

John Reed

Celestine Luther

A. J. Coindan

Michael Amador

E. J. Reed

D. M. Price  
John L. Price  
R. W. Parks  
Geo. Soulsby  
Thos. James  
Michael Cairns  
John J. Godfrey

No 7 Sept. Term 1895,  
Road Work.

In re proceedings to vacate  
and supply road in  
Carroll Township

Filed 30 Oct. 1895.

Aud. now, Oct. 30<sup>th</sup>, 1895, read  
and J. Sauer Eder, John  
Brock and John D. Sautz

appointed viewers, pursuant  
to prayer of petitioners  
By the Court.

K.L.

398

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 30<sup>th</sup> day of Oct. A. D. 1890, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the township of Carrall in the said County, setting forth that they labor under inconvenience for want of a road or highway, to lead from a portion of a public road, laid out & confirmed by the Court on April 14<sup>th</sup> 1856 shown by road docket volume 1, at page 274 leading from Carralltown to intersect a road from Dubois to the Indiana County line at or near Fish Hook, has become useless inconvenient and burdensome, to the inhabitants of said Township by reason of the lilly condition of the same the grades being too steep and the road being liable to drift wholly in the winter time. They therefore pray your Honor to appoint three competent persons, viewers to view and locate that part of the same which has become useless, inconvenient and burdensome to wit that portion of the said road leading from the Marktown Road to the Hopper Road at or near the Luquehanna River and to supply the part thus vacated by a road leading from the Marktown Road on the line between farms to John Bender and estate of Eckhart Forbaugh deceased to Hopper Road at or near Company's house at Bender's Mill in Carrall township 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 J. Laird Elder SURVEYOR, and John D. Lintz

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 desire 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. D. Lintz

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 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. 7 Sept. Dec. 1896

No. ....

Order to view ~~ground~~ ~~proposed~~  
 & supply part of ground from  
 town of ... to intersect  
 a road from ... to ...  
 Indiana County, Pa. at  
 or near ...  
 ...

Viewers =  
 Edward ...  
 John ...  
 John A. ...

Filed 2 Dec. 1896

See ... - 90

Submitted ...

17 Feb. 1896. Read and confirmed nisi and parts sup-  
 plied ordered to be opened 30 ft wide.

By the Court

22<sup>d</sup> Apr. 1896. Confirmed Absolutely

By the Court

To the Honorable A. V. Barker President Judge  
of the Court of Quarter sessions of Cambria County  
Pennsylvania, We the undersigned viewers appointed  
by the annexed order respectfully report that  
after giving notice as required by law and  
J. Leard Elder and John Buck having  
been present at the view of the ground proposed  
for such road to be vacated and supplid and  
having been severally sworn or affirmed  
to perform our duties according to law

We in pursuance of said order have viewed  
the ground described in said order and believing  
that portion of the said road leading from the  
Ticktown road to the Hopper road at or near  
the Susquehanna River has become useless  
inconvenient and burdensome by reason of  
the hilly condition of the same the grade being  
18 1/2 feet to the 100 feet on part of the road  
which greatly exceeds five degrees in elevation  
and ought therefore to be vacated and have  
viewed and vacated the same, and have  
supplid the part thus vacated by a road  
leading from the Ticktown road through  
land of Estate of E. Hart Parabaugh deced  
John A. Bruder Joseph Trinkley Froy Luther  
and John Read to a point on the Hopper road  
at or near Company House at Redo mine in  
Canoll Township and we award damages  
as follows to Estate of E. Parabaugh Ten dollars  
to John A. Bruder twenty five dollars to  
Joseph Trinkley twenty five dollars no damages

awarded to Lroy Luther or John Read  
said road as aforesaid laid out we are  
of the opinion is necessary for a public  
road and we recommend the same  
a plot or draft thereof is herewith  
enclosed witness our hand this  
25<sup>th</sup> day of November 1895

J. Leard Elder  
John Buck

J. J. Elder 3 days @ 4 <sup>00</sup>	12.00
" " " Mileage 14 miles	1.40
John Buck 2 days @ 2 <sup>00</sup>	4.00
" " " Mileage 4 miles	1.40
Henry Komerwater 1 day @ 1.50	1.50
John A. Bender 2 days @ 1.50	3.00
	<hr/>
	\$ 22.30