

No. *7* March Term, 1881

*Woodward vs*

**versus**

*Public Road*

**Contents:**

*Part of p. 17453*

**Clearfield County, ss.**

At a Court of Quarter Sessions of the Peace of the county of Clearfield, held at Clearfield, in and for said county, on the 23 day of March A. D.

1881, before Judges of said Court, upon a petition of sundry inhabitants of the Township of Woodward in said county, setting forth that they labor under  
under a great inconvenience for want of a Public  
Road or highway to lead from a point on the Township  
at or near the Sterling Saw Mill to a point on the  
Moshannon Creek at or near Bolgers Bridge

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, ~

whereupon the Court, upon due consideration had of the premises, do order and appoint H. H. Hartman Jesse Diggins <sup>and Frank Bolger</sup> who, after being respectively sworn or affirmed to perform the duties of their appointment with impartiality and fidelity, are to view the grounds proposed for said road, and if they view the same and any two of the actual viewers agree that there is occasion for such road, they shall proceed to lay out the same agreeable to the desire of the petitioners, as may be, having respect to the best ground for a road and the shortest distance, and in such manner as to do least injury to private property, and state particularly whether they judge the same necessary for a public or private road, together with a plot or draft of the same, with the courses and distances and reference to the improvements through which it passes, and shall also procure releases of damages from persons through whose lands said road may pass, or failing to procure such releases, shall assess the same, if any sustained, and shall make report thereof to the next Court of Quarter Sessions to be held for the said county, in which report they shall state that they have been sworn and affirmed according to law. Notice is directed to be given to the owners or occupants of seated lands through which the within road is intended to pass; of the time of the view, according to the 147th rule of Court.

BY THE COURT,

James Kerr  
Clerk.

## RELEASE OF DAMAGES.

**KNOW ALL MEN BY THESE PRESENTS:** That we, the undersigned, owners of the lands through which the road located by the viewers, under the annexed order, passes, for and in consideration of the sum of One Dollar to us respectively paid by the \_\_\_\_\_ at and before the sealing and delivery hereof, have remised, released and forever quit-claimed and do hereby remise, lease and forever quit-claim to the said \_\_\_\_\_ all damages that may arise to us respectively by reason of the location and opening of the said Road; so that neither we, nor any of us, nor any person claiming under us, can or may hereafter ask, sue for, demand, have or receive any damages for injuries arising or growing out of the location and opening of the road aforesaid.

Witness our hands and seals, this \_\_\_\_\_ day of \_\_\_\_\_  
A. D. 188 .



## ASSESSMENT OF DAMAGES.

The following named persons, having refused to release the damages to which they respectively may be entitled by reason of the location and the opening of the said road in the annexed return described, we, the undersigned, viewers, under oath in pursuance of our duty, under the Act of Assembly do assess their damages and make report thereof, as follows :

To \_\_\_\_\_ the sum of \_\_\_\_\_

To \_\_\_\_\_ the sum of \_\_\_\_\_

To \_\_\_\_\_ the sum of \_\_\_\_\_

Witness our hands this \_\_\_\_\_ day of \_\_\_\_\_ A. D. 188 .

NOTE.—In case of a Private Road, the release must be executed in favor of the petitioner for said road.

Also— Viewers will carefully note the number of days employed and set the amount out at the foot of their return.

Reviewers cannot interfere with damages assessed by the original viewers, except so far as the location may be changed by the reviewers.

N. B.—If the viewers believe the parties are not entitled to damages, taking into consideration the advantages as well as the disadvantages of the road, they will report to that effect.



To the Honorable the Judges  
of the Court of Quarter Sessions  
of Clearfield County,

We the undersigned appointed  
by the annexed order do report,  
that in pursuance thereof after hav-  
ing been severally duly sworn and  
affirmed all the viewers appointed  
by said Order viewed the ground  
proposed for the within mentioned  
road and the undersigned a majority  
of said viewers do agree that there  
is occasion for a road as desired  
by the petitioners and that the  
same is necessary for a public road.

And having had respect to the  
shortest distance and the best ground  
for such road we have laid out in  
such manner as shall do the least  
injury to private property and  
as far as practicable agreeably to the  
desire of the petitioners and do  
return for public use the following  
described road to Wit, Beginning at  
a point on the Township road near the Sterling  
Saw Mill, thence  $S 27\frac{1}{2}^{\circ}$  degrees East -  
1015 feet - to point -; thence  $S 41\frac{1}{2}^{\circ} E$  1100 feet -  
to point - thence  $S 48^{\circ} E$  1315 feet - to point -; thence  
 $S 22\frac{1}{2}^{\circ} E$  235 feet - to point -; thence  $S 20\frac{1}{4}^{\circ} W$  560 ft -  
to point -; thence  $S 9^{\circ} E$  260 feet - to point - thence  $S 8^{\circ} W$  141 feet -

To post - thence  $S 33\frac{1}{2}^{\circ} E$  485 feet - to post -; thence  $S 59^{\circ} E$   
850 feet - to post -; thence  $S 71\frac{1}{2}^{\circ} E$  612 feet - to post -; thence  
 $N 84\frac{1}{2}^{\circ} E$  370 feet - to post -; thence  $S 73\frac{1}{2}^{\circ} E$  585 feet - to  
post -; thence  $S 86\frac{3}{4}^{\circ} E$  435 feet - to post -; thence  $S 80^{\circ} E$  616  
feet - to post -; thence  $S 60^{\circ} E$  740 feet - to post -; thence  
 $S 65\frac{1}{4}^{\circ} E$  494 feet - to post -; thence  $S 81\frac{1}{2}^{\circ} E$  300 feet - to post -; thence  $S 57\frac{1}{2}^{\circ} E$   
510 feet - to a point on the North Bank of Monahamou Creek.

We further report that before said our  
public notice of the time and place  
of the meeting of the owners was given  
by written advertisements being pos-  
ted in the most public places in  
the vicinity - ten days before said  
meeting. And we annex a plot or  
draft of said Road laid out stating the  
courses and distances and noting  
briefly the improvements through  
which the same passes.

Witness our hands the  
21 day of May 1881

Frank Bolger  
Jesse Diggins

No. 7 *March* Session, 1881

ORDER

To view and lay out a Road

For *Public* Use in the township

of *Woodward* Clearfield county,

from a point near *standing*  
down Mill to a point  
on *Woodman* Creek  
near *Doggs* Bridge

done 2 June 1881

Confirmed in its

Road the opened to  
feet wide except where  
there is cutting showing  
then 16 ft wide

now Oct 9<sup>th</sup> 1881 *By the County*  
Confirmed absolutely

Filed 2<sup>nd</sup> June 1881 *By the County*

Fees \$1<sup>25</sup> Paid by *Attorney*

REPUBLICAN PRINT

*News Bill*

*W. H. H. on time*

*Attorneys fee*

*draft & maps*

*Lease digging*

*Survey 2 days*

*Survey 2 days*

*Survey 2 days*

\$4.00

75.00

\$18.00

Cent. to M. H. O. for \$5.00

Certificate given for \$8.00

To the Honorable the  
Judges of the Court of Quar-  
ter Sessions of Ousquied  
County,

The petition of the un-  
derigned inhabitants of the  
Township of Woodward in said  
County respectfully sheweth -  
That your petitioners labor  
under great inconveniences  
for want of a public Road  
or highway to lead from a  
point on the Township, near  
the Stirling <sup>Saw</sup> <sup>Mill</sup> ~~Stake~~ to a point  
on the Moshannon Creek at  
or near "Polger's" Bridge  
your petitioners therefore pray  
the Court to appoint proper per-  
sons to view and lay out the  
same according to law and  
they will ever pray, &c

D. Persing  
George Hagarty  
H. C. Garton  
James Campbell  
Robert H. Rood  
Der. M. Stough  
Isaac Lloyd

James C. Smith  
Daniel H. Campbell  
Henry W. Stull  
Harry C. Smith  
John Gault  
O. L. Johnson  
Lorenz Schneider



Hugh Trimboth  
Aaron Harvey  
W. J. Coores  
D. Weston  
Samuel Roach  
Joe B. Sherlocks  
Andrew Morison  
Lucius Worfield  
James McMonigh  
Aaron Weston  
C. Simmerman  
G. Simmerman  
Job Weston  
Mike Hensley  
Geo. Rhode C. Esq  
E. B. Moore  
J. M. Lehman  
J. B. Leaphart  
Geo. W. Cree  
J. M. Kowls  
Levi Gearhart  
J. A. Chisely

15.  
to 7 March 1881

Petition for the appointment of viewers to view and lay out Public Road leading from the point on the Township Road near the "Stirling Dam". Will to a point on the "Moshannon Creek near" "Polygona Bridge".

Now the 23 day of March the undersigned petitioners read in open Court prayer of petitioners allowed and W. H. N. Ackerman, Justice of the Peace & Frank Bologna appointed & viewed

By the Court

Filed 22<sup>nd</sup> March 1881

Geo. Kern  
Pro

Testimony