

No. 6, Mar Term, 188

Public Road

versus

Woodward Twp.

Contents:

No 6 March 33, 1883

Chippewas River approach

Road in Wood ward, Idaho
to lead from Co. in business
of Spring Creek, Montz. to

to

Sterling Colling Station on
road leading from Montz. to
to see old

Filed 4th June 1883
Geo. H. H. H.
M

Cham

H. Moring
Wichita Falls Co.
Bos. Zimmerman Sup
of Houston.
A Caravan
Jany Wigham
Wm. Linnell
off Oct 11/90
N. Henderson

To the Honorable the Judges of the Court of Quarter Sessions of the Peace in and for the County of Blairfield

The petition of the undersigned citizens and taxpayers of the Township of Woodward in said County respectfully sheweth; that a petition was presented to your Honorable Court for the appointment of Viewers, to view and lay out a public road, in said Township, to lead from the Eastern terminus of Spring Street in the Borough of Houtzdale to a point at or near the Slating Colling Station, in Woodward Township, on the road leading from Houtzdale Borough to Casselle Borough. Now your petitioners would respectfully and earnestly remonstrate against the granting of said road for the reasons; that the road would be very expensive to build leading through swampy ground the greater part of the distance; that ~~the road~~ is unnecessary as it will run within forty rods of, and parallel with a road leading from Houtzdale to Casselle which road is in good condition for travel and is sufficient to accommodate all persons wishing to travel between the two points named. That the inhabitants of Woodward Township are now overburdened by taxes the said Township now being heavily in debt and all that they can do is to build roads that are absolutely necessary and keep them in repair that are already made. By granting your petitioners the privilege of taking testimony to substantiate the facts set forth in above petition they will ever pray &c

Names	Names
Wm. Luch	Geo. B. Taylor
Wm. L. Luch	Robt. J. Fox
Wm. L. Luch	Isaac L. Luch
Wm. L. Luch	Wm. Morgan
Wm. L. Luch	J. W. Buckworth
Wm. L. Luch	A. Morris
Wm. L. Luch	Edw. S. Davis
Wm. L. Luch	W. A. Stinson
Wm. L. Luch	George Brown
Wm. L. Luch	A. W. Stull
Wm. L. Luch	Samuel Jones
Wm. L. Luch	Joseph Shaffer
Wm. L. Luch	J. L. Lathrop
Wm. L. Luch	Joseph Greys
Wm. L. Luch	Charles Smith
Wm. L. Luch	James W. Smith
Wm. L. Luch	Joseph Thoburn
Wm. L. Luch	B. J. Garrison
Wm. L. Luch	Adolph Wolkow
Wm. L. Luch	Robert Wolkow
Wm. L. Luch	G. W. L. Luch
Wm. L. Luch	J. K. Luch
Wm. L. Luch	E. J. Davis
Wm. L. Luch	J. G. Maffitt
Wm. L. Luch	Winfield Owens
Wm. L. Luch	David J. Davis
Wm. L. Luch	George W. Miller
Wm. L. Luch	Infant G. Luch
Wm. L. Luch	Carson Luch
Wm. L. Luch	Harvey Luch
Wm. L. Luch	Daniel P. Luch
Wm. L. Luch	Wm. L. Luch
Wm. L. Luch	Wm. L. Luch

Clarified H. C. County ss. *John B. McCracken*
County, ss. The Commonwealth of Pennsylvania
Clarified H. C. County ss. The Commonwealth of Pennsylvania
Clarified H. C. County ss. The Commonwealth of Pennsylvania
Clarified H. C. County ss. The Commonwealth of Pennsylvania

YOU are hereby required and commanded that, laying aside all business and excuses whatsoever, you be and appear

before *John B. McCracken* one of our Justices of the Peace in and for the said County,

at his office on the *11th* day of *Sept* 188*3*, at *9* o'clock in the *fore*noon

of the said day, then and there to testify your knowledge in a certain action now pending before our said Justice, between

Remonstrances against Township Road defendant *in Woodward*

on the part of the *Remonstrators* and this you are in no wise to omit under the penalty of One Hundred Dollars.

WITNESS our Justice, at *Huntingdon*, who hath hereunto set his hand and seal, the *5th*

day of *September* in the year of our Lord, one thousand eight hundred and eighty-*three*

SUBPOENA.
Printed and Sold by J. C. BLAIR, Mfg Stationer,
HUNTINGDON, PENN'A.

John B. McCracken 

Justice of the Peace.

Served this writ Sept
6th 1883 on the following
witnesses

H. I. McGowan
Geo. Thomson
Martin Gettey
S. J. Henderson
D. Westover
Harvey Glen
Wm. Shields
B. J. Shepley
Winfield Eddy
John Brindle
Thos. Jones

11 Services	1.65
Mileage	1.32
	\$ 2.97

John M. Allen Const

Clearfield County, ss:

In Remonstrance against
Road in Woodward Twp. to lead
from Eastern terminus of Spring
Street Houtzdale to Clerting
Colliery Station on Road leading
from Houtzdale to Casselman
versus

In the Court of Common Pleas of Clearfield
County, Pennsylvania.

No. 6

March Term, 1883

AND NOW, to wit, the 1st day of September, in the year of our
Lord one thousand eight hundred and eighty-three, the
Remonstrators enter a Rule to take the Depositions
of ancient, infirm and going witnesses, to be read in evidence
on the Argument of this case.
Ex parte Rule of Remonstrators on 10 day's notice.

James Kerr
Prothonotary.

TO W. H. Patterson, ESQ:

You will please take notice that, in pursuance of the foregoing Rule, Depositions will
be taken before Jacob McGlothlin Esq, or some other person authorized to
administer an oath or affirmation in Pennsylvania, in and for the county of
Clearfield, at the office of Jacob McGlothlin Esq, in
the Borough of Houtzdale in the county of
Clearfield and State of Pennsylvania, on the 11th
day of September, A. D., 1883, between the hours of 9 o'clock
A. M., and 6 o'clock P. M., when and where you may attend and cross-
examine.

Clearfield, Pa., Sept 1st, 1883.
Sum granted at 4 P. M. 83
W. H. Patterson
atty to Patterson

W. A. Chase
atty for Remonstrators

(Copyrighted 1878).

In Re Remonstrance against
Road in Woodward Twp. leading
from Eastern terminus of Spring Street
Stoutzdale to Sterling
Colliery Stable on Road leading
from Stoutzdale to Osceola

VERSUS

In the Court of Common Pleas
of the County of Clearfield
of March Term, 1883
No. 6.

DEPOSITION of witnesses taken before me this Eleventh (11) day of
September, A. D., 1883, at my office in Stoutzdale
Clearfield County State of Pennsylvania

between the hours of 9 o'clock A.

M., and 6 o'clock P. M., by virtue of the annexed Rule of Court and notice thereon
endorsed, for the examination of witnesses in a certain cause there pending, wherein
In Re Remonstrance against Road in Woodward
Twp. to lead from Eastern terminus of Spring Street
Plaintiff, and Stoutzdale to Sterling Colliery Stable on
Road leading from Stoutzdale to Osceola

Defendant

Whitfield Eddy being produced, sworn, and exam-
ined on the part of the Remonstrators, doth depose and say:

My name is Whitfield Eddy, am 45 years of age;

I reside in Woodward Twp. have been living
there for about 8 yrs. and own property in
Woodward Twp. I am acquainted with
the road leading from Osceola to Stoutz-
dale, as it now is, having occasion
to pass over the road frequently. The
road is in good condition to travel.

The road as it now is, is sufficient for the
travel, and the proposed road is unnecessary
and is a useless expenditure of money.

The ground where the new road is to pass
is flat & swampy, in wet seasons it would
require a good bit of expense to make

a road so as it would be passable,
The proposed road will run parallel
with the present road, but can't say
the distance apart, don't think it
will exceed four hundred yards.
My opinion is Woodward Township
is heavily indebted, I am acquainted
with Joseph Delahunt, He does not
own any property in Woodward
Twp, and has not a team of horses
His occupation is Engineer, He runs
the engine at Sterling Colling, I
know John Hyman and do not
know of him owning any property
in Woodward Twp, He is Stable
Boss at Sterling Colling. He
has no team of horses that I know
of: I know Cor. McNeill but am not
well acquainted with him; I am
acquainted with John Bodorf, He is
a resident of Woodward Twp, in one
way and in another way he is not
his family reside at Tyrone,
Blair Co. He does not own any
property in Woodward Twp.
His occupation is Blacksmith
at Sterling Colling. I know John
E. Rocliffe, he resides in the Borough
of Stoutzdale - I know Henry Pen-
nington. & H. Pennington, John Atkins
they all reside in the Borough of Stoutz-
dale -

Cross Examined by W. H. Patterson atty

2-
Eddy

for Petitioners - I own a house and
lot near the present or old Township
road - I do not oppose the new road
for the reason that it will decrease
the value of my property -
my reason for opposing it is, that
I believe the old road could be
fixed by cutting of the hill on
old road by making about
a hundred yards of new road
around the hill - There is a bad
steep hill on the old road, going
out of the Borough of Stoutdale,
I am a miner by occupation and
do not own any horses or team
I seldom if ever have any
occasion to use the roads with
a vehicle - The new road would
not be any shorter from Stratzdale
to Sterling Stables - It would be
a level road - John Botton has
been living here with his family until
in the neighborhood of a year ago,
he has been employed here
ever since - I believe that Henry
Pennington, H. H. Pennington and John
E. Radcliffe own property in the
Borough of Stoutdale, These
parties all live near the

line of new road = I have had ~~at~~ ^{little} experience in making roads. I have frequently worked on roads but only as a laborer.

Re. Examined by W.A. Chase

The hill I spoke of, is all in Houdgdale Borough - and the one hundred yards ^{of new road}, which would have to be made, would all be in the Parish of Houdgdale.

Whitfield Entry

B. S. Shepley being produced, sworn and examined on the part of the Remonstrators doth depose and say my name is Benjamin S. Shepley am 59 years of age. I reside at Fiddys Woodward Twp. and own property in the Twp. I know very well where the new road is laid out.

I don't think I ever signed the petition for the new road, as I opposed it all the time, I signed several petitions for roads but don't think I signed that one. I stand the ground over which the new road will pass. it is all swampy

all the way down, I should judge it would be an expensive road to build, and would be expensive to keep up after it was built. - I know where the old road is, as now located and believe it to be sufficient to meet all demands of travel between Houtzdale and Shiny Colliery, and believe it to be in good condition.

Cross Examined by W. H. Patterson,

I own a house and lot about one thousand yards from old road. I am a Carpenter by occupation. I do not own a team of horses. I very seldom have occasion to use a vehicle.

I have made some new road and would judge it would cost about seven hundred dollars to build a common road, and a good road will cost a thousand and dollars. - I do not think that the new road would be more direct to the Borough of Houtzdale from Osceola than the old one and further

deponent with me -

B. B. Shepley

David Westover being produced, sworn and examined on the part of the remonstrators doth depose and say: My name is David Westover, my age 52 years. I reside at Stirling Woodward Pop. my occupation is one of the Supervision of Woodward Township. I am acquainted with the old road leading from Houtzdale to Stirling Stable. I think that road is sufficient to meet all the demands of travel between Houtzdale and Stirling Stable. The old road is in good condition at present time - that part of it in Woodward Township, I do not see that we want another road, and do not think it is necessary. I know where the new road is located, it runs parallel with the old road at a distance of about four hundred

Westover

yards - The ground where new road will pass is swampy all the way and it would be a very expensive road to build to make it right. The report of Township Auditor shows the Township to be heavy indebted and there was a special order of Court to levy a special tax to pay off a road order -

The supervisors have all they can do at present to keep the roads in repair - without making new roads - I am acquainted with Joseph Delahunty, John Hymon, Reed Ewing and Ben McMill - none of these own property that I know of in Woodward Township -

I am acquainted with John Buttorf his family lives at Lyons, and he works at Blacksmithing at Stirling

I am acquainted with John Radcliffe; Henry Pennington; St. St. Pennington; Thomas Singleton; John Lawson; M. Prince; M. J. Crilley; John & Tho Dalan; & John Biken - they all reside in Strutsdale Borough

Cross Examined by W. H. Patterson.

These parties who I have named as living in Stoutzdaleboro, all own property in the Borough. The distance on the old road from the Railroad crossing to the hand board at Lloyds Hotel is about fifty yards. Since I have been Supervisor I have put seventy five dollars of expense on that part of the road - about fifty dollars of this sum has been put on this year - There was a large amount of money spent on that piece of road by my predecessor each year since it has been there.

Re Examined by M. A. Chase

In case the new road is built the piece between the RR crossing & Lloyds Hotel will still have to be kept up on account of being on the road from Priabin Borough to Osceola. This piece of road is in good condition now and will not be expensive to repair here after.

Re cross Ex. by W. H. Patterson

I live near the old

Township road in Woodruff Twp.

D. Westover

William Shields being produced sworn
and examined on the oath of the
~~Commonwealth~~ Remonstrator, doth
depose and say:

My name is William Shields
am 58 yrs of age. I reside at
Stirling in Woodruff Twp. am
a Hotel Keeper. I own property
in Woodruff Township. I
am acquainted with the old
road leading from Stoughton
to Stirling Colly, and reside on
said road. I think that road
is sufficient to meet all the de-
mands of travel between Stoug-
ton and Stirling, and between
Stoughton and Osceola - and as it
is on solid ground I believe it
is easier kept up than the new
road will be - As I understand
where the new road is located, it
will pass over swampy ground. I
think it will be expensive to build

and expensive to keep up after it
is built

Cross Ex by W H Patterson

I live directly on the old Prop.
road, and I am in the Hotel business
there, I don't know whether the building
of new road will injure me
or not but I don't think it will
help me any - My reason for oppos-
ing the new road is that I don't
see that it will benefit any one
man in the Township one cent -
I am unable to say whether
the greater amount of Travel
would pass over the new or
the old road - I also oppose
the road on account of putting
additional expense on the Prop.
William Shelds

John Brindle being produced sworn
and examined on the oath of the Re-
monstrators and depose and say
my name is John Brindle, my
age 56 yrs - occupation driver. Reside
at Sterling - Woodward Prop. Have re-
sided in Woodward Prop Eleven yrs

4.
Brindle =

I own property ⁱⁿ the Township -
I am acquainted with the road
leading from Stougaale to
Stirling Culling - I think that
road is sufficient to meet all
the demands of travel between
Coccola & Stougaale, as it is in
good condition, I know the
~~proposed~~ ^{proposed} route of the new road
The ground over which new road
will pass is swampy all through
and would be a very expensive
road - & could not make a good
road out of it without taking
about 8 feet of surface off, and
putting all the stone in the mountain
on it. I think it would be an
unnecessary expense to build
this new road as the old road
is sufficient for all purposes.

The new road leading from the
Eastern terminus of Spring Street
Stougaale, to Stirling Culling Stable,
runs parallel with and within about
four hundred yards of the old road
now in use - I am acquainted
with Geo. L. Wilson and he resides
in Stougaaleboro. -
Care Ex. W. H. Patterson

I am the proprietor of a Pool
room situate, ^{near} ~~on~~ the old Trap
road, In going from Strutzdale to
Osceola people, do not pass my
place within one hundred yards
In case they traveled the new road
they would not pass within
four hundred yards of my house
I do not own any team or horses,
and seldom have occasion to
use the Trap roads with a vehicle,

Re Examined by W.A. Chase -

My house is on the road
leading from Briarley River
to Osceola and not on road
leading from Strutzdale to
Osceola. - I do not oppose the
road on account of injury to
my business, but on account
of the expense it would be
to the Trap.

John Brinolle

Martin Getty being produced.

sworn and examined on the oath of Remonstrators doth depose and say. My name is Martin Giddy am 55 yrs of age. I reside in Stirling Woodward Twp. and am a miner by occupation. I own property in Woodward Township - I am acquainted with the road now leading from Stougaard to Osceola. I think the present road is sufficient to meet all requirements of travel between Stougaard & Osceola. I know about the location of new road leading from Stougaard to Stirling Stable, the ground is swampy and would be very expensive road. I do not think the road is necessary - The old road as it now is, is in good condition to travel,

Cross Ex. by W. N. Patterson.

The old road runs over a hill - the new road would run through a flat piece of ground - I own property a house and lot, right on side of road leading from Bristol to Osceola, about four hundred yards from intersection with road leading to Stougaard. I have never been

over the proposed route of new Road
I have no team or horses and
have very little occasion to use road
with vehicle

D

Be Examined by H. A. Chase

The Hill On the old road I
speak of is in the Norw. of Strutz,
dale - but it has to pass over to get
on that portion of road that is in Wood
ward Twp. - I have been over the
ground where new road is located
about 30 years since, but not since
the road is located

Martin ^{high} Setty
man

Harvey Glenn being produced, sworn
and examined on the part of the
Remonstrators doth depose and say
My name is Harvey Glenn am
61 yrs of age by occupation merchant
reside at Siding, Woodward Twp,
Clearfield Co. I own property in
Woodward Twp. and have a team
have occasion to use the roads
frequently. I am acquainted

Glen

with the old road leading from Houtydale to Sterling College - I think that road is sufficient to meet all the demands of travel between Houtydale and Osceola. The old road is in good condition to travel now. I have been over the lower end of proposed new road next to Sterling State. It is low and swampy ground, it is not so swampy now as it will be in Fall & Spring, this is a dry time - I don't know the exact distance ~~of~~ between two roads. They run parallel - The proposed new road would be expensive to build.

Cross Ex. by W. H. Patterson.

I own a house and lot in Woodward Twp it is about one hundred and fifty feet from the old Twp road. - If the new road were built a great deal of travel would pass over it, between Houtydale and Osceola.

Re. Examined by W. A. Chase

I am opposing this new road on account of the additional

expense to the Twp. - If they built it
at their own expense I would
not object to road - I do not
oppose it on account of fear that
it would depreciate the value of
my property, but I do not think
it is necessary.

Harvey Glenn

Samuel T. Henderson being produced
sworn and examined on the oath of
the Remonstrators doth depose and say
my name is Samuel T. Henderson
my age is 39 years - reside at
Woodward Twp. I am proprietor
of Planing Mills. I own property
in Woodward Twp. I am District
Treasurer of Woodward Twp.
Have been District Treas. for about
four years - The Road department
of Woodward Twp. is heavily indebted,
and I cannot say accurately but
am positive that Road Fund is
not less than Twelve Thousand
dollars indebted. I am acquainted
with the road leading from Houtz

dale to Stirling Stable, and is in good condition - and I think that piece of road between Stirling Stable and Houtzdale is in better condition all the year round, than any other road in the Township. I think the present road is sufficient to meet all the wants of travel between Houtzdale, Stirling and Ocoee. I know near about where the new road is located, & I know the character of the ground - the ground is swampy - or was when I was over it, before the timber was cut off. The new road runs parallel with old road - I don't know the distance between the two roads.

I think this would be a very expensive road to make, from the character of the ground, and would be years before it would make as good a road as old one.

I do not think the new road leading from Spring Street Houtzdale to Stirling Cully Stable is at all necessary - it is positively useless - under the present financial condition of the Twp. - Taking the financial condition of the Twp.

into consideration I think the road
would be an unnecessary burden
on the Troop.

Cross Exp. by W. H. Patterson.

The reason I oppose this
road is I think the people are
tax ridden & besides that
I think it is unnecessary -

I guess it is five years since
I was over the ground about where
the new road is located, at that
time part of the timber was stand-
ing - it was not cleared out
like it is now. I do not know
the condition of ground at
present time. I do not think
the new road would be a level
road, in case it were made it
would take considerable filling.
The old road is hilly but good
when you leave Stoutzdale Bar
there is quite a hill to climb
(the hill is in the borough)

I do not believe a good road
can be built across that ground
for less than six dollars a
rod. I do not know the length
of the road

S. J. Henderson

STATE OF PENNSYLVANIA,

Clearfield County, } ss.

I DO HEREBY CERTIFY, That the above witness *es* *were* duly
qualified and examined at the time and place stated in the above Caption;
that the same was reduced to writing by me, in the presence of said witness
and having been first read over to *them* they subscribed *this*
name's thereto in my presence

WITNESS my hand and _____ seal.

Snobbery Gath
Justice of the Peace

Each
 Medway \$4.50
 Court House 2.97
 Witnesses
 Martin Gatty 31
 Sam Shultz 31
 D. J. Shultz 31
 S. J. Shultz 31
 N. W. Shultz 31
 Henry Shultz 31
 Subscribed Every 31
 Just for me 31
 \$9.95

No. 6 Med. Term, 1883
 vs. 73 Remonstrance against
 Road in northern part of
 town of Medway, forming a
 part of the road to
 leading from Medway to
 versus

Deposition

of Witnesses on part of the
 Remonstrators

1883 Med. 2.97
 Fees for taking Deposition, \$4.50
 Dated 24 Sept 1883

Prothonotary.

Attorney.

To the Honorable the Judges of the
Court of Quarter Sessions of Cleon-
field County

The petition of the undersigned
inhabitants of the Township of Wood-
ward 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 at the intersection^{traverse} of Spring
Street in the Borough of Houtzdale to
a point intersecting the Township Road
leading from Houtzdale to Oceans at a
point at or near the "Stirling Stables"

Your petitioners therefore pray the Court
to appoint proper persons to view
and lay out the same according
to law and they will ever pray

Joseph DeChant
John Hymon
Ed. C. C. C.
Capt. McKeen
John Munkel
B. J. Spence
John Bottorff
John C. C. C.
Henry Permington
H. H. Permington
J. H. C. C. C.

John C. C. C.
John B. C. C.
Edward C. C. C.
J. H. C. C. C.
James C. C. C.
Robert C. C. C.
Geo. C. C. C.
M. J. C. C.
Thomas C. C. C.
John C. C. C.

Mr. C. Mear 28/1883

Letter to your act.

Ray out a Cattle Company
Road beginning at the
terminus of the line
in the state of New York to a
point where the line
ends and the line of the
at or near the "Hickory Hill".

Should be any of the
stations and as the line
is not yet open the
line is not yet open
The Madison
are appointed to
run and lay out and
By the
J. B. Mear

Dec 21/1883

Paterson

To the Honorable the judges within the county
We the undersigned persons appointed
by the within order of court to view and lay out
the road therein mentioned, respectfully
report, that having first given notice of the
time and place of meeting and being duly
sworn or affirmed in pursuance of said
order we have viewed the ground proposed
for such road and have laid out and do
return for public use the following road to
wit: Beginning at a point at the terminus
of Spring Street in the Borough of Norridgewood
Thence through various private lands of A. B.
Long, North fifty six (56) acres East -
Eighty (80) perches to a point intersecting the
Township Road leading from Norridgewood to
Oreola at a point on line of said township road
opposite to west corner of the Sterling Stables
A plot or draft whereof is herunto annexed
Which said road as aforesaid laid out we are
of opinion is necessary for a public road.

Witness our hands at this 4th day of May A.D.
1886.

Samuel McGarity
Geo. A. Hoadley
J. J. Washburn

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
21st day of March, A. D. 1883,

before Judges of said Court, upon a petition of sundry inhab-
itants of the township of Woodward, in
said county, setting forth that they labor under

great inconvenience for want of a Public Road to
lead from a point at the terminus of Spring Street
in the Borough of Houtzdale to a point intersecting
the Township Road leading from Houtzdale
to Occesola at a point at or near the Sterling
Stables

and therefore praying the Court to appoint proper persons to view and lay out the same
according to law, And make reports to the Court
whereupon the Court, upon due consideration had of the premises, do order and appoint
S. H. Hagerly Geo H Wooden and Thos Washburn
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 14th Rule of Court.

BY THE COURT.

James Kerr
CLERK.

RELEASE OF DAMAGES.

KNOW ALL MEN BY THESE PRESENTS: That we, the undersigned, owners of 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 enrolling 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 .

IL. S. I.

IL. S. I.

IL. S. I.

IL. S. I.

ASSESSMENT OF DAMAGES.

The following 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 no one any damages the sum of allowed

To _____ the sum of _____

To _____ the sum of _____

Witness our hands this fourth day of May A. D. 1883.

Samuel Hergarty

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

Also— Voters will carefully note the number of days employed and set the amount of daily damages assessed by the Reviewers cannot interfere so far as the location may be concerned by the voters.

N.B.—If the voters 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 the local office.

Margaret	Days	1	Amount
	Miles	8 car 4-80	

7. Washburn { Days 1
Miles 1000000

Days	Miles
1	100
2	100
3	100
4	100
5	100
6	100
7	100
8	100
9	100
10	100
11	100
12	100
13	100
14	100
15	100
16	100
17	100
18	100
19	100
20	100
21	100
22	100
23	100
24	100
25	100
26	100
27	100
28	100
29	100
30	100

J. Jackson { Days 1
Miles. Est 184 7 30

	Days	1	
45 Miles			18 =

$$\left[\begin{array}{c} 1 \\ 0 \\ 0 \end{array} \right]$$

Cent no 307 to Hawthorne

No. 6 *Mar Sessions*, 1883.

張其成

To view and lay out a Road
For Public use in the township
of Howard Clearfield county.

At June 1883. Continued till
17th June 1883. Great water
acted to be great. 33 feet water
I kept where digging and digging is
inquired of them to do 16 foot into
13 ft. to 10 ft.
W. G. Butler
A. B.

See Review to Sept ¹⁸⁸⁷ 1888

14 March 1884 Report
Set aside another part of reserved
and confirmed See 21 Sept 1884
A. 14. 11. 1884

Filed *4 June* 1883

Fees \$1, paid by NYK (attorney)

Butler

Clearfield County, ss:

In the Matter of the
Wife, Rock in Wood
and Graft leading

In the Court of Common Pleas of Clearfield
County, Pennsylvania.

versus
Henry St. to the
Borough Court due to
Slavery Notes

No. 6 Term, 1883

AND NOW, to wit, the 18 day of Sept., in the year of our
Lord one thousand eight hundred and eighty-three, the
Publishers enter a Rule to take the Depositions
of ancient, infirm and going witnesses, to be read in evidence
on the Henry of this case.
Ex parte Rule of John on 10 day's notice.

James Kerr
Prothonotary.

TO W A Chase, ESQ:

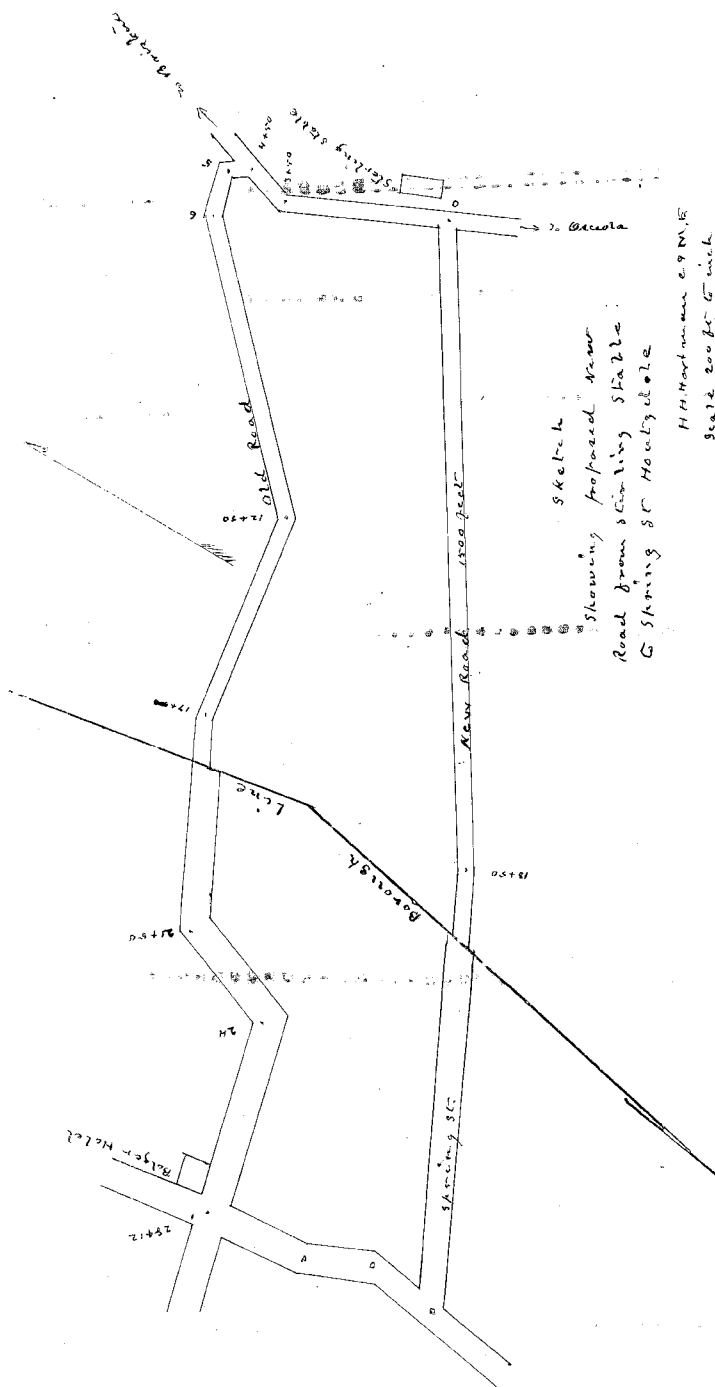
You will please take notice that, in pursuance of the foregoing Rule, Depositions will
be taken before J B Welsbach, or some other person authorized to
administer an oath or affirmation in Pennsylvania, in and for the county of
Clearfield, at the office of J B Welsbach, in
the Borough of Scranton in the county of
Clearfield and State of Pennsylvania, on the 22
day of Sept., A. D., 1883, between the hours of 8 o'clock
A. M., and 3 o'clock P. M., when and where you may attend and cross-
examine.

W A Chase

Clearfield, Pa., Sept 18, 1883.

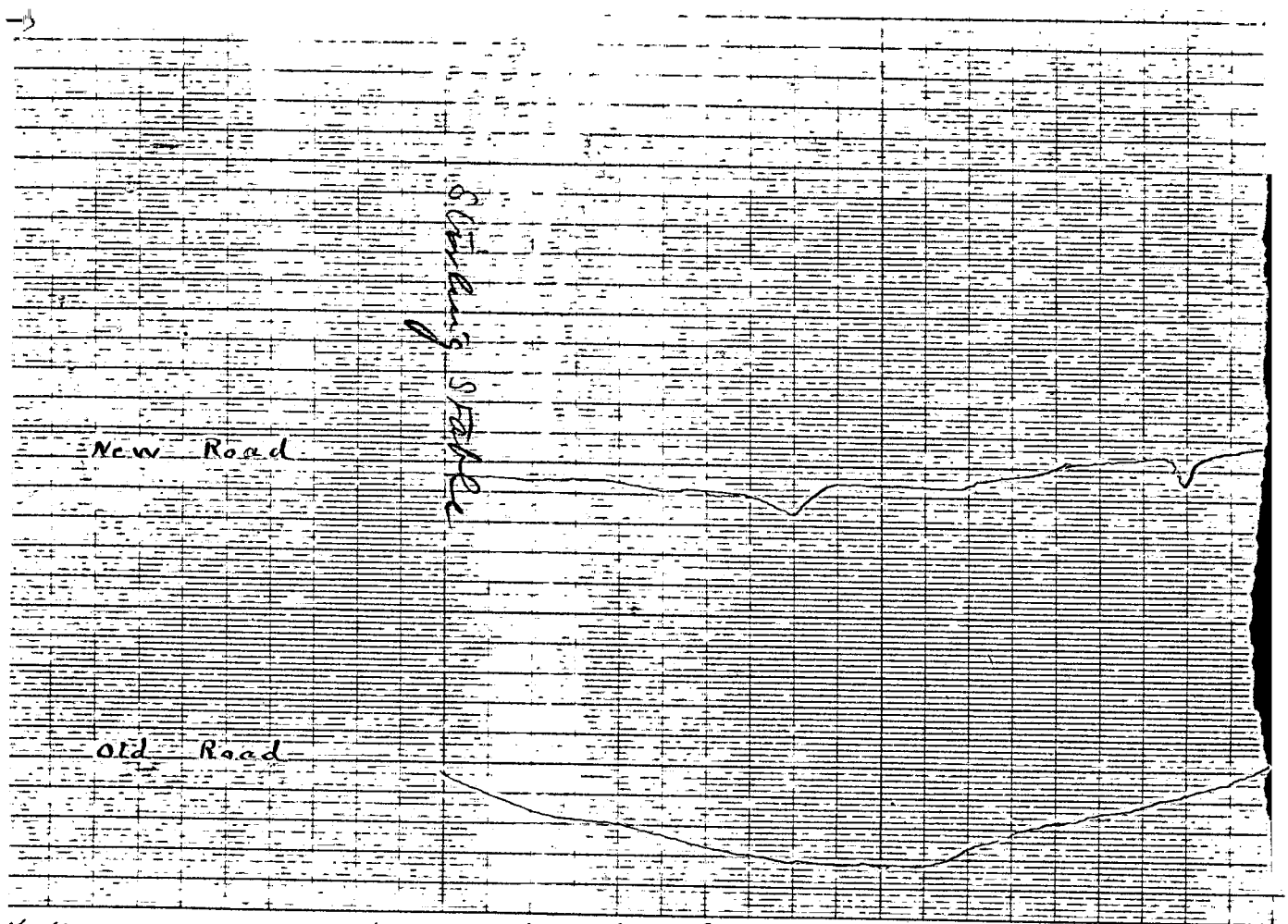
Now Sept 18 1883 service
accepted & time waived
W. A. Chase

Now Sept 22/83. We the attorneys in the
within case agree that H. H. Hartman's
deposition be taken at Six o'clock P.M.
2nd Sept. and be of same effect as if
taken on regular hours within named



H. H. Houghton
 Scale 200 ft. to 1 inch

Exhibit
 A



to Paper

Vertical Scale

50 ft

Horizontal Scale

50 ft

Vertical Scale 1 ft between Horizontal lines
50 ft between Vertical lines

Profile begins at Stirling Stable
for both roads

In re. Remonstrance against
Road in Woodward Trwp. leading
from Eastern terminus of Spring
Street Houtzdale to Stirling
Colling Stable on Road
leading from Houtzdale to
Osceola

In the Court of Common Pleas
of Clarified County. Pg
No 6. March T. 1883

Depositions of Witnesses produced
sworn sworn and examined by me
the 22nd day of September 1883 at
my Office in Borough of Houtzdale
between the hours of 8 o'clock am
and ~~12~~ by virtue of annexed
rule of Court of Common Pleas and
notice attached hereto, (and agreement
endorsed on said rule) for the examina-
tion of witnesses in a certain cause
depending in said Court, wherein -
in the matter of the Trwp road in
Woodward Trwp leading from the
Terminus of Spring Street in the Boro
of Houtzdale to Stirling Stables, in Wood-
ward Township

Joseph Delahoush being produced, sworn
and examined on the oath of the

petitioners doth depose and say.

My name is Joseph Delabach, am
aged 45 years, reside in Stirling, Wood-
ward Township, my occupation
Locomotive Engineer, I am acquainted
with the Prop. road leading from
Houtzdale to Oscoda; I know
where proposed location of the new
Road leading from Springfield
Houtzdale Bor. to Stirling Station
intersecting with the old road
I believe the new road would be
a great advantage to people tra-
veling between Houtzdale and
Oscoda, and intermediate points
The grade would be better I
believe.

Cross-Ex. by W. R. Chase,

I am acquainted with the Road
as it now is from Houtzdale to
Oscoda, it is in very fair con-
dition except the grade.

That part of old road in Woodward
Township is fair grade excepting
that part in Houtzdale Borough.

In case the new Road was built it
would be necessary to retain the
old road for convenience of the
people living in the vicinity.

of old road. I do not know any
thing about grading Imp roads
and have no idea of the cost
and have no experience. Own no
team, have no occasion to use
the roads with a team. The new
road will be about the same distance
from my house as old one.

I own no property in
Woodward Twp. am one of
the signers of petition for new
road.

Joseph DeLhunt

E. L. Beckwith being produced, sworn
and examined on the oath of the
petitioners both depose and say:
my name is E. L. Beckwith, am 31
years of age, occupation Teamster, Reside
in Houtzdale Boro. - I am acquainted
with that portion of Township Road lead-
ing from Houtzdale to Doreally lying
between Houtzdale & Sterling. I am
also acquainted with the entire road.
That portion of road lying between Houtzdale
to Sterling is a hard road. There is a hard
hill to go up, between Houtzdale & Sterling
as you are going to Doreally.

There is quite a grade on the old road coming from Stirling towards Houtzdale, and also going from Houtzdale towards Stirling. The road passes over a hill.

It is a hard matter to haul a heavy load going from Houtzdale to Ocedo. It is the hardest part of the road that is between Houtzdale & Stirling. The steepest part of this grade however is within theboro, limits but in order to get out to go to Ocedo and intermediate points it is necessary to pass out of the borough over this hill. - It is a dangerous place in the winter when the road is icy. There have been frequently accidents occurred on that road. I am acquainted with the proposed new road. I have been over the ground I suppose a thousand times. I passed over it almost every morning and evening for about 29 years - The last time I was over it was day before yesterday when I passed over it twice - This road if built, would be an easy grade. It runs over almost level ground. When I passed over the ground the day before yesterday

Bickman

I found the ground in good condition it was dry with exception of three little sewers - The ground is not marshy or wet. Some four or five years ago when the timber was standing on the ground it was a little marshy, but since the Coal has been taken out of the hill a short distance above the road, it has dried off considerably.

The ground is now in good condition to make a good road with very small expense - The new road will be about (90) Ninety rods in length - In case the new road was made I believe that nearly all the travel between Houtzdale and Osceola would be over the new road.

Cross Ex. by road choice

The road between Houtzdale to Otterby passes over a hill - That portion of the road that is in Woodward Twp is in good condition now. The hard hill beyond of it is in the limits of the Corp. of Houtzdale. Mr. Smith of Osceola reports on this hill - I suspect myself - these accidents all occurred on that portion of road in Houtzdale.

Boro. The portion of road in wood-
ward Twp is not such a bad grade
for a Twp. road - there is two pretty
good grades on it, but there is more
on other roads - In my opinion if
the new road is built, the old road
would still be retained as it is a
benefit to all persons living on that
side. This is a very dry season of the
year. I have been over the ground
of new road in wet seasons
and it is moist ground, but not as
wet as it used to be, and would re-
quire no ballast. We have a street
over there on the same ground and
it is good & dry. My residence is on
that street and will be on the line of
the new road. The new road will
give an outlet to people who have
no outlet. These people are citizens
of Stoutzdale Boro. In going from
Hannah Street to new road we have
about six feet of pitch running to
rail road. I reside in Stoutzdale
Boro. and own property in the Boro,
of Stoutzdale. I don't own any prop-
erty or pay any taxes in Woodward
Township. C L Beckwith

Geo. H. Woodin being produced
sworn and examined on the oath of
the petitioners doth depose and say
My name is George H. Woodin, am
37 years of age. Reside in Houtzdale
Hotel Keeper and Liveryman by occupation

Have been in the Livery business
8 years. I am acquainted with
the Townships Road leading from
Houtzdale to Oscoda. I use that
road three or four times daily
I run a hack line to Oscoda
I am acquainted with that part
of road from Houtzdale to
Stirling Stables - Parts of the
road between Houtzdale &
Stirling is bad in the winter
time, and a bad hill in the
~~winter~~ summer. It is a bad hill
to get up with a load of passengers
I have frequently to unload my
passenger and let them walk
down the hill - I was one of the
viewers on the proposed road
between Houtzdale & Stirling.
The new road is located over
splendid ground - And road can
be built over it for one dollar
and fifty cents a ^{rod} ~~foot~~ - In case

The new road is built & better
all the road between Houtzdale
and Ocoola would pass over
the new road.

Cross Ex. M. A. Chase

I don't know how long the present
road has been built, but think it
has been built between five and ten
years. The present road has been used
ever since it has been built as the
public road between Houtzdale and
Ocoola. The hill that I speak of
~~has~~ is in the limits of Houtzdale Poro.
but in order to get on that portion
of road in Woodward Township
you must go up this hill.

The portion of road in Woodward Twp.
is in pretty ^{good} condition at present
but never has been before. It is
as good as average roads. There
could not be a good road made
between Houtzdale and Ocoola without
going up on the hill, with exception
of going down on the flat. I reside
in Houtzdale Poro. I own a lot in
Woodward Twp. which I value at
Fifty dollars. This is all the property
I own in Woodward Twp. The expense
of this road will come of Woodward

Woodard

Imp. - that is the expense of keeping it up
The road is located in Woodard
Imp. and I expect Woodard Imp. will
build it. Geo. H. Parker

Timothy Downs being produced, sworn
and examined on the part of the Petition-
ers doth depose and say. My name
is Timothy Downs, my age 40 years.
my occupation, Railroad Contractor -
making and grading Railroads and Bur-
shut Roads - Residence in Mountzdale
Borough. I have been nearly forty
years making & grading Railroads
and Imp. Roads, as contractor.
I have examined the ground over
which the new road passes, from
Spring st. Mountzdale Boro. to Sticks
Tables. This road could be made
and graded in workmanlike manner
at a cost of Seventy five cents a
rod - This is the actual cost. I
will take it and build it for One
dollar and twenty five cents per rod
in a first class manner, and satis-
factory to any Supervisor in the
County. Tim Downs
No Oath. Ex-

J. T. Plummer being produced, sworn
and examined on the part of the
Petitioners doth depose and say: My
name is Jacob T. Plummer. My age
is 31 years. Occupation Hotel Keeper
Residence Stoutzdale. I am also in
the Livery business. I have occasion
to use the Township road leading from
Stoutzdale to Osceola daily, some
times three times a day. I am
acquainted with that portion of
the road lying between Stoutzdale
and Stirling Stables. I consider
some parts of it is a hard piece
of road to travel - The hill leading
from Stoutzdale Boro. is very steep,
and is difficult to get up and down
with a load. There is no other way
at present to get to Osceola except
passing over this road. I know
near about the location of the pro-
posed road - but have never been
over the grounds. I think it would
make a nice level road and avoid
this hill in the old road.

Cross Ex. W. A. Chase

I have resided in Stoutzdale
since Jan'y 1883. I consider that

part of road in Woodruff Sup.
to be in fair condition. I run a
stock line to Osceola to meet the
trains. I do not own any property
or pay any taxes in Woodruff
Sup.

J. S. Plummer

Harry Hartman being produced sworn
and examined on part of petitioners
doth depose and say. My name
is Henry H. Hartman am 35 years
of age. Occupation Civil Engineer.
Residence Houtzdale. I am by pro-
fession a Civil Engineer. Have
been a Civil Engineer since 1869.
I made a map & profile of the
old and new Sup. Road between
Houtzdale & Sterling. map & profile
offered in Evidence and marked
Exhibit A. and hereto attached.
The map & profile are correct,
Cross Ex. by W. H. Chase.

I made survey on Thursday
20th Sept 1883. I started from
the point that was shown to me
to be the point put in by the

viewers opposite the Stirling
Stable. Henry Pennington showed
me the plug to start, he said he
was present when view was
taken - I ran the line of the new
road first, but ran the levels of
the old road first - In running
the old road I started at Stirling Stable,
and ran to Bolgers Hotel in Houtz-
dale Boro. from there I ran to Spring
Street, then east to the Boro. line; ~~from~~
I connected with the new road on
Spring Street. Bolgers Hotel is
situate on Hannan Street, Houtzdale
Boro. In starting from Bolgers Hotel
Houtzdale Boro. the new road would
be about three feet shorter than the
old road. I consider the old Frank
road from Stirling Stable to
the line of Borough of Houtzdale
is not an objectionable grade, I was
not a viewer on the new road, I
was not present when the view
was made, I had a copy of the
viewers report to guide me in ma-
king this survey. The report showed
courses & distances - It was not un-
der the seal of Court. I found two
stakes on the ground to correspond

with the report of viewers, I made
this survey at the request of M. H.
Patterson, E. L. Beckwith, Rev. Wilson
and a number of others - all I remem-
ber, were residents of Houghdale
Borough.

H. H. Hartman

clarified to A.

~~I hereby~~ I hereby certify
that the above witnesses were duly
qualified and examined at the time
and place stated in the above caption
and subscribed their depositions in
my presence.

J. B. M. Grant
J. B.

No. 6 March 88 1883

Depositories

Under Rule of Court

Deceased Place

No. 6 March 88 3

In 73. 1st Post. from
Spring St. to State House
Chipping Stakes

Feed

Agg. M. Chack
Towing Dep. St. St.

4.50

Whole Sale

2.30

John Delahunt	31
Gen. W. W. W. W.	31
D. R. Decker	31
John Brown	31
H. H. Hartman	5.00
J. J. Plummer	31

Price 18th March 1884

Catterson