

No.

4, May

S⁸

Term, 1886

View Vacate and
Supply Public Road

versus

in

Woodward & Decatur
Townships

Contents:

Excerpt filed

Mo 14 May 1886
Benclenm +
Lws. C. Anderson

Petition for Pub
lic Road in
Woodward
Decatur ship.
to new vacate supply
public road from a point
on near the South end of
blunch in Woodward to in-
tersect the Lee Springs Road at a
near the P. O. vacate
supply the at point of said road
from a point on near the line
of the Georgia Land & Timber
Co. said road with the
Lee Springs road.

And now May 13
1886 E. C. Reed, A. G.
Shoff and Thos. C. Anderson

are appointed viewers
to view vacate and
supply and make
report next sess.
ins. By the Court

Mitchell

Filed 13 May 1886

In the Court of Quarter Sessions of Clearfield Co.

To the Honorable the Judges of said Court

The petition of the undersigned inhabitants of Woodward & Decatur Townships in the said county respectfully sheweth that a road hath long since been laid out for public use from a point at or near Sauborn N. B. Church in Woodward Township to intersect the old Clearfield road at or near Jeffries Post office in Decatur Township.

Your petitioners conceive that portions of said road is now useless and inconvenient and that the same should be vacated and supplied by a road more convenient to the inhabitants thereof. Your petitioners therefore pray the Court to appoint proper persons to view, vacate and supply that portion of said road from a point at or near the line of John B. Sauborn's land to ^{the} intersection of said road with the old Clearfield Road and make report thereon to the Court according to the act of Assembly in such case made and provided

- and they

over pray &c.

Wm & Brady

C. C. boss

Levi & Kephart

Jos. K. Chase

John H. Phillips

J. L. Bailey

Frank Goff

Angelo Gausso

Leura Hammet

David Kline

Oscar Kline

Wm K. Turner

Richard Roberts

J. H. Haines

J. C. Ralston

W. C. Ralston

J. Ralston

Ed. Z. Rouser

David Bartoe

David H. Bartoe

To the Honorable the Judges of the Court of Quarter Session in and for the County of Clearfield

The petition of the undersigned Citizens and taxpayers of the Township of Woodward in said County respectfully represents: That your Honorable Court has granted a petition and appointed viewers to vacate and supply a road a public road leading from a point at or near Sauton W. B. Church in Woodward Township to intersect the old Clearfield road at or near Jeffries P. O. in Pleasant Township and to vacate and supply that portion of said road from a point at or near ^{the line of} Jonathan Boynton's to intersect the old Clearfield road at or near ~~the~~ Low's property." Now your petitioners would earnestly remonstrate against the vacating and supplying of said road for the following reasons.

First: The present road is a nearer route, for the citizens that will use said road, to Houtzdale the principal market for the vicinity and is also on better ground than the proposed new road will be.

Second: The proposed new road will run through a great deal of improved land of Reuben Mayhew which will cause the payment of a large amount of damages for the destruction of the same.

Third: The Taxpayers of Woodward Township, through which the entire proposed new road will lead, are

already overburdened by taxation cannot afford the additional expense of building said new road and.
Fourth; The proposed new road is unnecessary as the present road is on better ground than the proposed new road, which will be expensive to build and keep in repair on account of the character of the ground over which it passes, and also the present road meets all the wants of the community that will have occasion to use the same - and by refusing the petition for the viewing and laying out said new road Your petitioners will ever pray &c

Ruben Mayhew x

William Goff

Le J. Haines

Abraham Goff

Robert Stott

S. H. Goff

John W. Johnson

J. M. Goss

Johnson Stott

Austin Kline

Washington Kline

William Hamlin

W. B. Johnson

David Bartlett

J. P. King

Frank Goff

Parley Scott

D. G. B. T. or

Janus Meritt
Wm B. Schrie

Thomas Haines

John McClave
W. V. Speck

Israel Cornell

H. H. Bangham an.

J. Roberts.

John Wells

E. C. Hoover

Ed. Barry

S. B. Bangham

D. J. Thine

William Henderson

J. L. Henderson

R. L. L. L. L.

J. K. Henderson

Henry Jennings

John Dixon

No. 4 May 8th 1886

In Re

Petition to vacate
and supply Public road
from point near Sandus
N.D. Church in Westward
St. to nearest - etc. etc.
from road near Petition
No -

Remonstrance

Filed 31 Aug. 1886.

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
13th day of *May*, A. D. 188*6*,

before Judges of said Court, upon a petition of sundry inhab-
itants of the township of *Woodward & Decatur*, in
said county, setting forth that a road hath long

*since been laid out for public use from a point
at or near Bauburn W.B Church in Woodward Twp to
intersect the old Clearfield road at or near Jeffries
Post office in Decatur Twp. that portions of
said road is useless inconvenient & burdensome
and that the same should be vacated &
superseided*

and therefore praying the Court to appoint proper persons to view and lay out the same
according to law, *and make Report to the Court*
whereupon the Court, upon due consideration had of the premises, do order and appoint

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 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 ensealing 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 .

+++++
[L. S.]
+++++

+++++
[L. S.]
+++++

+++++
[L. S.]
+++++

+++++
[L. S.]
+++++

ASSESSMENT OF DAMAGES.

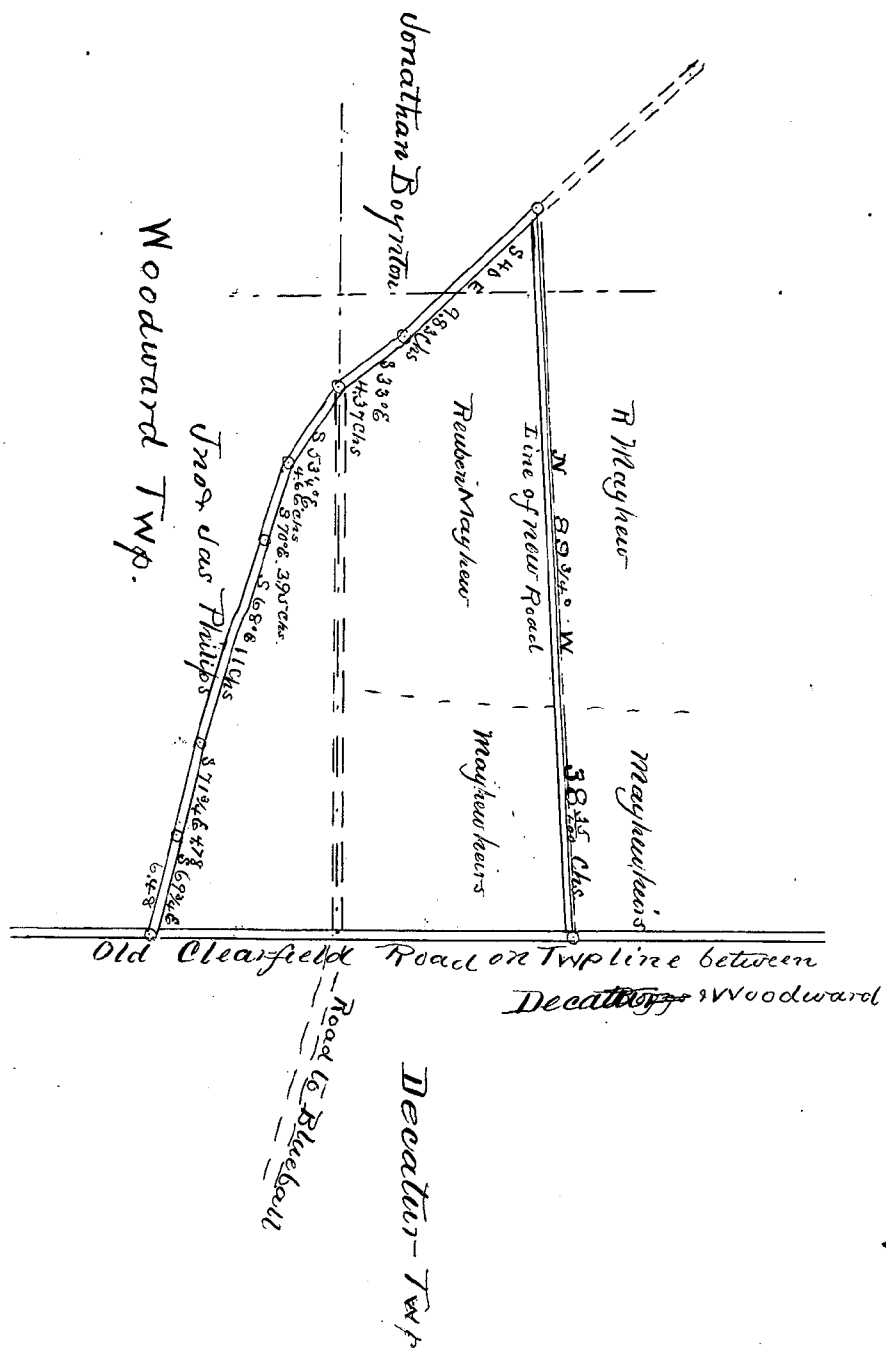
The following persons, having refused to release the damages to which they respectively may be entitled by reason of the location and the opening of the said road in the annexed return described, we, the undersigned viewers, under oath in pursuance of our duty, under the Act of Assèmbly do assess their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

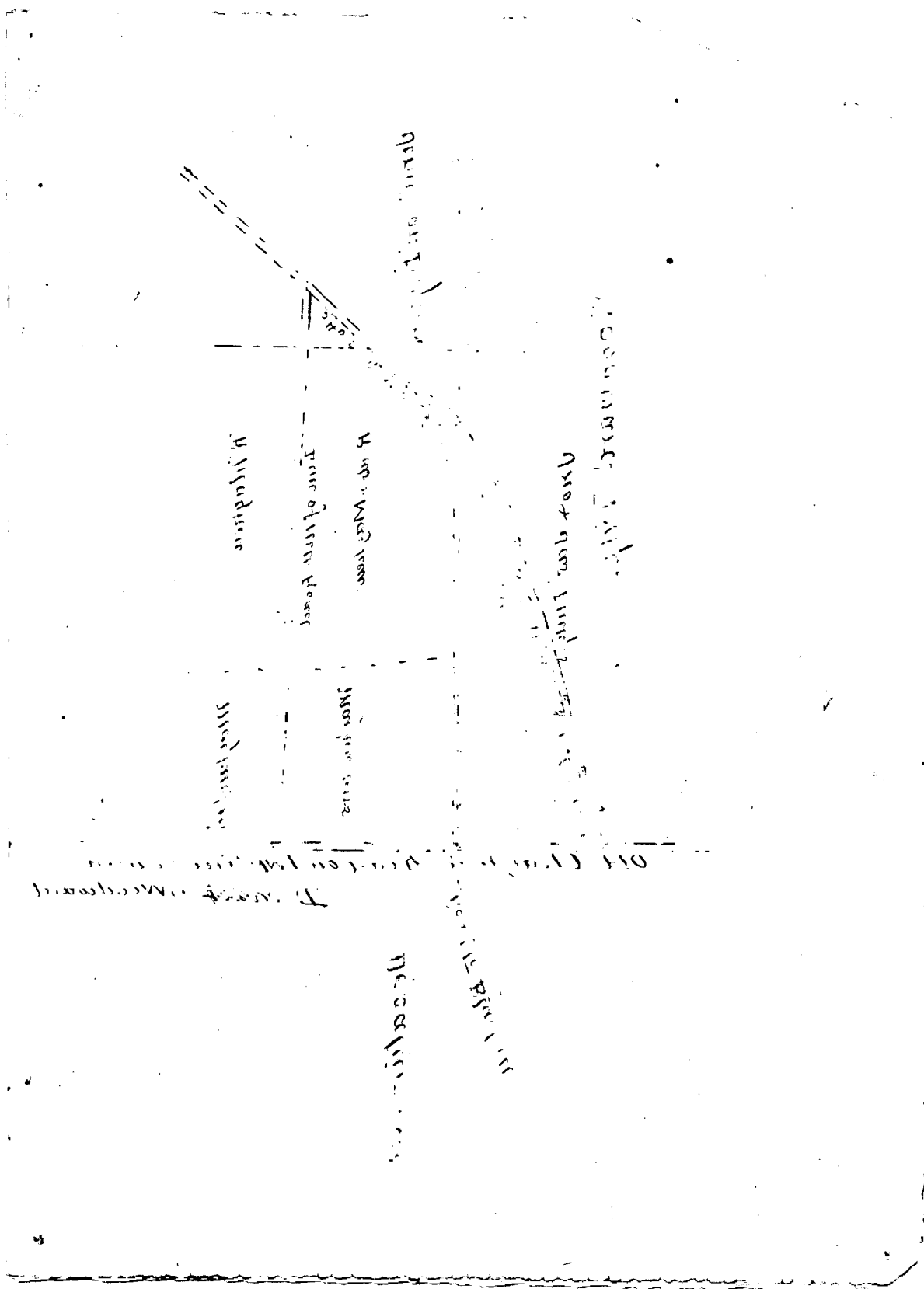
To _____ the sum of _____

To _____ the sum of _____

To _____ the sum of _____

Witness our hands this _____ day of _____ A. D. 188 .





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

We the undersigned viewers appointed by your Honors and named in the annexed order of Court to view vacate and supply the road therein named would respectfully report that in pursuance of said order and after giving good and sufficient notice of time and place of meeting according to law did meet in pursuance of said notice and after all being severally sworn or affirmed according to law went upon the premises and viewed the same and find that a portion of said road within mentioned is useless inconvenient & burdensome and all on account of the heavy grades on said Road and we have therefore vacated said Road as follows to wit Beginning at a point on said Road in land of Jonathan Boynton thence along said Road S 40° E. 9 $\frac{33}{100}$ Chains S 33° E. 4 $\frac{37}{100}$ Chs. S 53° E. 4 $\frac{66}{100}$ Chs. S 70° E. 3 $\frac{75}{100}$ S 68° E. 11 Chs. S 71 $\frac{1}{4}$ ° E. 4 $\frac{78}{100}$ Chs. S. 69 $\frac{1}{4}$ ° E. 6 $\frac{48}{100}$ Chs. to point on old Clearfield Road on land of Jno H Phillips. We also find that a public Road is necessary from the point in Boyntons Land above mentioned to the old Clearfield Road and we have laid out and do now return for public use the following Road to wit Beginning at the finger board post at intersection of Road leading from Old Clearfield Road to Blueball & being also at or near the corner of Yarger & Phillips land thence through improved lands of Mayhew heirs & Reuben Mayhew ~~South~~ South 89 $\frac{3}{4}$ West 120 Rods to line of Boyntons Land then through Boyntons Land (unimproved) S 89 $\frac{3}{4}$ W 34 $\frac{1}{2}$ Rods to point on Road in said land above named. A plot or Draft of said Road is hereto annexed. In our opinion no damage will be sustained by Jonathan Boynton by the opening of said Road and we have assessed damages to Mayhew Heirs 35 $\frac{7}{100}$ Dollars Reuben Mayhew 35 $\frac{7}{100}$ Dollars

Emory C Read
A. P. Shoff
J. C. Anderson

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.

J. A. Hoff Days 1 *Out #*
 Miles 6 *Amount* \$2.60

J. D. Anderson Days 1 #1.55
 Miles 3

E. B. Reed Days 2
 Miles 27 cent 897

Days _____
 Miles _____
 Days _____
 Miles _____

13th Aug 1886. Bill of viewers approved. *D. L. Krebs*
of

No. 4 May Session, 1886

ORDER

To review and lay out a Road

For *Rubee* use in the township

of ~~Madison~~ *of* *Madison* Clearfield county.

Answer Dec 7 1886 Upon consideration of the remonstrance filed the judge is of opinion that no such road shall be confirmed this report and do hereby accordingly *By* *Wm. G. Hunt*
D. L. Krebs
of

Remonstrance filed

31 August 1886

Sept 1886 1886, Confirmed
 the said road to be opened 33 feet wide tract where said hill cutting and farm land in being there to be 16 1/2 feet wide
By *Wm. G. Hunt*
D. L. Krebs
of

Filed 13 July, 1886

Fees \$1.00 paid by *D. Mitchell*

D. Mitchell