

No. 6152

Review,
Public's Road

Versus

Woodward Twp.

Contents :

[illegible]

Port Rt. 6667
Port Twp, Rte. 17639 6/17/50

Clearfield County, ss.

At a Court of Quarter Sessions of the Peace of the county of Clearfield, Pennsylvania, held at Clearfield, in and for said county, on the Fourth day of May, A. D. 1892, before Judge of said Court, upon a petition of sundry inhabitants of the township of Geulich and Woodward, in said county, setting forth that a public Township road to No. 6 Sept Sess 1890 was viewed laid out and confirmed ^{beginning} ~~at a point on the public road in Geulich township~~ ^{at a point on the public road in Woodward township} where said road crosses the opening of Eureka No 3 Colliery to a point on public road in Geulich, at the house of E. S. Stanley, that the said road as laid will be of little or no benefit to the travelling public, that the location is over Quampy & Wet ground and runs dangerously near the Rail Road that the same is laid out under & across the trestling is so low that it will be impossible with a team with top load to pass underneath the said trestle - that a much better road be laid out on higher ground and built away from the line of the R. R. - and run cheaply constructed - and therefore praying the Court to appoint proper persons to view and lay out the same according to law, and make report whereupon the Court, upon due consideration had of the premises, do order and appoint Asa Spencer, Julius Viehman Geo. W. McCully 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 the 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 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.

A. M. Bloomer

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, or and in consideration of the sum of ONE DOLLAR to us respectively paid by the at and before the ensembling and delivery hereof, have remised, releused and forever quit-claimed, and do hereby remise, releuse 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. 189

Seal

Seal

Seal

Seal

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:

We are of opinion that the sum of the owners of the land
through which the road is laid out are
To not damaged and upon they are not entitled
To receive damage the sum of right & way.

Witness our hands this 1st day of July, A. D. 1892.

Asa Spencer

E. M. Wilbuck

Julius Diebahn

To the Honorable, the Court within named.

We the undersigned, appointed to review the road herein mentioned, report that in pursuance of said order, having been severally sworn as herein directed, we have reviewed the old road and in our opinion believe the changes made are necessary for the stability of same and the general good of those concerned. After viewing the different practicable routes we are unanimously of the opinion that the course laid down upon the accompanying draught will afford the best road between the points named and the one most easily kept in repair as well as the most convenient. That the said notice was printed and published before the review. That said road is intended as a public road. That for the greater part the road traverses the land of the Kittanning Coal Company and is an actual necessity to those living in its vicinity we are unanimously of the opinion that no damages should be awarded.

July 1 1892

Asse General.

C. M. Weidely
Julius Viebahn

NO. 6 DEE SESSIONS, 1891.

Alias ORDER

Re To view and lay out a road for Public use in the township of Guilich and, Clearfield Co. Woodworth ^{Sep} Sessions 1892, read and confirmed Ni. Si. Road to be opened 33 feet wide, except where there is side hill, cutting or embankment and bridging, there to be 16 feet wide. By 16 Court

Dec 1891 confirmed absolute By 16 Court

Filed 6 Sep 26, 1892

Fees \$1, paid by

PUBLIC SPIRIT PRINT.

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

Class Viewers	3	Days	\$1500
Cost #1171		Miles	\$200
Johns Viewers	4	Days	\$1700
Cost #1171		Miles	\$200
Johns Viewers	7	Days	\$250
Cost #1171		Miles	\$200
Johns Viewers	7	Days	\$250
Cost #1171		Miles	\$200
Johns Viewers	7	Days	\$250
Cost #1171		Miles	\$200

Stanley Kingston
J. D. Gann
J. W. Bowen
C. W. Scheffer

E. Beyer
Thos. Puleau
Luke Milward
A. S. Spencer
S. H. Stiles
E. B. Kurling
J. T. Bryan
A. Flynn
H. Hamme
A. P. Stephens
H. E. Fulkerson
Wm. H. Edwards
Wm. Scott
John C. Stephens
Wm. Stephens
Harry E. Cox

D. J. Stephens
J. Smith
Frank Benson
Gordon Miller
Cyrus Spencer

Jay Criswell
John Bowser
Harry Mulholland
Ed. Mulholland
H. A. Curry

Jos. McCullough
J. D. Miller
Martin Bowman
W. J. Kough
Levi Spool
J. P. Chabough
H. W. Spicer
Sol. McCubley
Robert Henderson

Jacob Ginter
John F. Davis
S. Stanley
F. J. McDonald
D. H. Korman
James J. Borman
L. H. Oman
James Wilson

Walter Wilson
W. L. Davis
Blanchard Gannon
E. W. Curry
Alex. Ream
T. B. Beyer
J. L. Merriman

To The Honorable David L. Krebs, President Judge of the Court of Quarter Sessions' of Clearfield County.

The petition of the undersigned respectfully represents:-

That a public Township road to No. 6 Sept. Sessions' 1890 was viewed, laid out and confirmed nisa. Beginning at a point on the public road in Woodward Township, where said road crosses the opening of Eureka No. 5 colliery, to a point in public road in Gulich Township, at the house of E. S. Stanley; that the said road as laid out will be of little or no benefit to the traveling public; that the location is over swampy and wet ground, and runs dangerously near the Rail road; that the same is laid out under and accross the tresling of Eureka No. 3 colliery, and that the tresling is so low that it will be impossible for a team with a top load to pass underneath the said trusling, and that it would be expensive to keep it in repair and that it would only be an accommodation to those persons living along the direct line of the road; that a much better road can be laid out on higher ground, and built away from the line of the Rail road and more cheaply constructed.

Your petitioners therefore pray your Honorable Court to appoint viewers to re-view and lay out a road between the afore-said points and they will ever pray.

Jacob C. Ginter sup

Martin C. Vain

John Mills

*John Allan
David J. Jones
Abraham Jones
Wm. T. Richards
Isaac Dezin
Ree Thomas
John Hunter*

*James C. Hunter
Chris Hunter
John Harvey
Paul Kingston*