

No. 3, May Session, 1892

Public Road

COMMONWEALTH

versus in

Bradford Township

Contents:

1. Road

2. Road

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY.

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In the Matter of a Public	) No. 3, May Sessions, 1895.
Road in Bradford Township lead-	(
ing from a public road at Philip	)
Young's property in Woodland,	(
Bradford Township, Clearfield Co.,	)
to a point on public road or	(
Frogtown in said township.	)
	(

To the Honorable Cyrus Gordon Judge of said Court.

The petition of the undersigned citizens and tax-payers of  
Bradford Township respectfully represents:

That on the 27th day of Feby, 1895 the following petition was presented to your honorable court; the petition of the subscribers respectfully showeth, That they labor under great inconvenience for the want of a public road or highway to lead from a public road at Philip Young's property, Woodland, Bradford Township, Clearfield Co., Pa., to a point on a public road at Frogtown in said township, they therefore pray the court to appoint persons duly qualified to view the grounds proposed for said road to lay out the same according to law. Said petition being signed by several persons. That Harry Beyers, W. T. McCorkle, and R. H. Shaw were on the 27th of Feby, 1895, appointed viewers to view said road, who by their report dated the 29th day of August, 1895 reported a public road to the court; that on the 19th of December 1895 the court confirmed said report nisi, the confirmation of same having been at September Sessions, 1895 continued until Dec. Sessions, 1895; That on the 8th of Feby, 1896, the said road was confirmed absolutely by the court. That said viewers did not, as appears by the record, although having been appointed at Feby Sessions, 1895 report at May Sessions, 1895, nor was there any enlargement of powers of said viewers that appears from the record of said case. That the

provided that the upper end of said road  
from a point near Philip Young's property  
to a point near John Brewster's residence be kept  
up by the township.)

to show cause why the said confirmation absolute should not be stricken off and your petitioners be permitted to file exceptions to the confirmation absolute of the above road for the reasons set forth in the above petition and others, and they will ever pray.

The Harrison & Walker Co  
by H. M. Stutz  
Supt of Mines  
John W. Brown  
W. A. Young  
W. A. Young  
J. S. Morris  
H. C. Hiles  
George Stewart  
Thence A. Parks  
Isaac Underhill

Henry B. B. B.

A. A. Forey

Daniel Barber

John Smith

Henry Taylor

George W. Wilson

John Smith

A. W. Bowder

John Smith

Mark T. Jones

W. H. Jones

John Smith

E. Dale

R. E. Bain

David Dale

W. E. Forey

Guy Forey

L. S. W. D. D. D.

J. F. Shirey

Harriet Matthews

Peter Griffiths

Wm. Griffiths

John W. Woodbridge

Matthew D. D. D.

E. H. Woodbridge

John B. B. B.

Henry B. B. B.

John B. B. B.

E. B. B. B.

John B. B. B.

Joseph Graham

J. M. W. D. D.

E. W. D. D.

J. H. Stewart

E. B. Stewart

John B. B. B.

John B. B. B.

Ralph L. L. L.

Isaac B. B. B.

St. B. B. B.

John B. B. B.

L. B. B. B.

Chas. B. B. B.

A. D. B. B. B.

Martin B. B. B.

James B. B. B.

John B. B. B.

John B. B. B.

John B. B. B.

John B. B. B.

John B. B. B.

John B. B. B.

W. M. Knepp  
Hue Burns  
Wm. L. Sewell  
George Thompson  
J. H. Pierce  
H. E. Ward  
Wm. Varner  
O. C. Varner.  
James Morry  
E. E. Kyles  
Francis G. Appins  
Jacob Burge  
Jonathan Wise

STATE OF PENNSYLVANIA )

(SS.:

COUNTY OF CLEARFIELD )

*Joseph Z. Thompson*, being duly sworn according to law, says that the facts set forth in the foregoing petition are true and correct to the best of his knowledge and belief.

Sworn and Subscribed before me, )

this 9<sup>th</sup> day of Sept. 1897.

*Jos H. Thompson*

*W. Shurey JP*





In the Court of Quarter Sessions  
of Clearfield County.

In the matter of a Pub. W 3 May Sess. 1895  
lic Road in Bradford Township lead-  
ing from a public  
road at Philip Young's  
property in Woodland  
Bradford Township,  
Clearfield Co. to a point  
on public road or Eng  
Town in said township

Now Apr 6, 1898 a rule having  
been granted to show cause why  
the confirmation absolute should not  
be stricken off and the petitioners for  
rule be permitted to file exceptions to  
the confirmation absolute, having been  
made absolute on argument, by the  
court, Oscar Mitchell Atty. for the pe-  
titioners for said rule files the follow-  
ing exceptions to the report of the  
viewers made in the above case;

1. That the viewers appointed by the  
court in this case, were appointed at Feb-  
ruary sessions 1895 and that they failed  
to report at May sessions next and  
that the powers of the viewers were...

not enlarged from May Sessions  
1895 to September Sessions 1895 to  
which last named term the jurors  
made their report

2. That the termini of the road, or at  
least one terminus, has no fixed defi-  
nite point, as required by law.

Oscar Mitchell

Atty. for Petitioners.

Ms May 20<sup>th</sup> 1895,

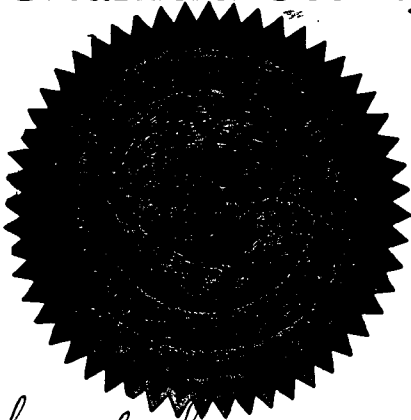
Public Road in  
Bradford Sup.  
exceptions for  
particulars

FILED. APR. 15 1898.

*H. M. Gregory*  
*Deputy*

*Noted*  
*City Engineer*

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 27<sup>th</sup> day of Feb., A: D. 1893, before Judge of said Court, upon a petition of sundry inhabitants of the township of Bradford, in said County, setting forth that

they claim under great inconvenience for the want of a public Road or Highway, to lead from a public Road at Philip Young's property Woodland Bradford Tp. to a point on public Road at Troutown in said Twp

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 Harry Beyers N J Munkle R H Shaw 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 land 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 land 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. G. Gering

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 ensembling and delivery hereof, have remised, released and forever quit-claimed; and do hereby remise, release 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

## ASSESTMENT 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 Philip Young the sum of twenty dollars

To ..... the sum of .....

To ..... the sum of .....

Witness our hands this 29<sup>th</sup> day of August, A. D. 1895.

Harry Byers  
Wm G M Corbett  
R A Shaw

# ROAD VIEWERS' NOTICE.

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield county, Penn'a., to view Public

Road leading from a public road at Philip Young's property in Woodland

in Bradford Township, to a point at Public road at Frog Town

in Bradford Township, in the county aforesaid will meet at Woodland Post Office, in Bradford Township, on Thursday, the 29<sup>th</sup> day of August, A. D. 18 95, at 7<sup>30</sup> o'clock 4 M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

Harry Byers  
W. T. McCorkle  
R. H. Shaw

VIEWERS.

Clearfield Pa aug 17, 1895.

Receipt service  
of this notice this  
17<sup>th</sup> day of August 1895  
County of <sup>to</sup> ~~Donner~~ <sup>Donner</sup> Nevada  
County of Reed

sixty-eight feet north sixty-eight and three-fourth  
degrees west three hundred forty three feet thence  
through land of A. B. Boynton north seventy nine  
degrees west one hundred fifty seven feet to post  
thence south eighty four and three fourth degrees  
west one hundred thirty four feet to post  
thence through land of Woodland fire brick Company  
south forty nine degrees west two hundred fifty four  
feet to post thence south thirty six and one half  
degrees west one hundred fifty two feet to post  
thence crossing train roads south eighty one  
and one fourth degrees west seventy one feet to  
a post thence south sixty seven degrees west one  
hundred forty seven feet to pine stump thence through  
land of said firebrick company north eighty  
six and one fourth degrees west five hundred  
thirty three feet to pine stump thence through  
land of A. B. Boynton north sixty three and three-fourth  
degrees west two hundred and sixty three feet to  
a post thence north fifty four and ~~three~~ one fourth  
degrees west three hundred and twenty five feet to  
a post thence north twenty seven degrees west  
four hundred twenty three feet to post near  
abutment of viaduct thence north forty seven  
and one <sup>fourth</sup> ~~half~~ degrees west two hundred and  
fifty six feet to post thence by a strake north  
twenty nine degrees west two hundred twenty six  
feet to post thence north sixty five degrees west  
two hundred sixty five feet to public road at  
Frog town as within mentioned. A plot or draft of  
which road so as aforesaid laid out is hereunto  
annexed showing courses, distances and inn





improvements, which road is necessary in our  
opinion for a public road. We believe no owner  
of land is entitled to damages by reason of opening  
of said road except Philip Young whose damage  
is assessed elsewhere in this report. Witness  
our hands this twenty-ninth day of August  
A D 1895

Viewers { Harry Byers  
Mon D. McClellan  
R. H. Shaw

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.

No. 31 May Sessions, 1895

ORDER

To view and lay out a road for  
Public use in the township of  
Bradford, Clearfield Co.  
State — Sessions, 1895,  
Sept. 2, Dec. 19, 1895,  
read and confirmed N. S.

Road to be opened 33 feet  
 wide, except where there is  
 side hill, cutting or embank-  
 ment and bridging, there to  
 be 16 feet wide.

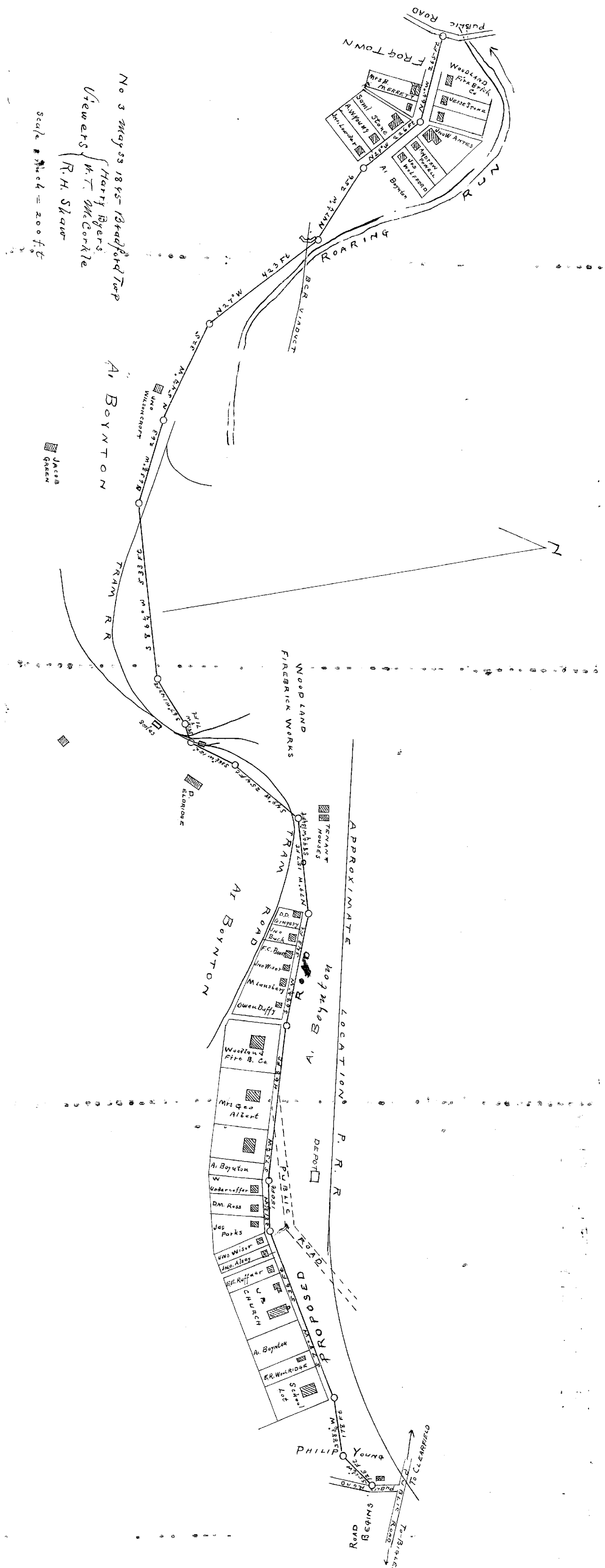
By the Court  
Cyrus Gooden

8 July 1896 confirmed  
 by the Court  
By the Court  
Cyrus Gooden

Filed 2 Sept, 1895  
 Fees \$1.75 paid by Reel

(1571) <u>Hayes</u>	Days 2	Miles 6	\$8.60
	Miles 6		
(1579) <u>McConah</u>	Days 1	Miles 9	\$2.90
	Miles 9		
<u>R. H. Shaw</u>	Days 1	Miles 6	\$2.60
	Miles 6		
	Days		
	Miles		
	Days		
	Miles		

Sept Sessions 1895  
 Confirmation Near  
 Continued till Dec  
 SS 1895-  
 By the Court  
 Cyrus Gooden



No. 3 Maps 1895-1896 Bradford Twp  
Viewers { Harry Rogers  
          W. T. McCorkle  
          R. H. Shaw

Jacob  
Green

To the Honorable the Judge of the  
Court of Quarter Session of  
the peace of the county of Clearfield

The petition of the Subscribers  
respectfully sheweth that they  
labor under great inconvenience  
for the want of a public road  
or highway to lead from a  
public road at Philip Youngs  
property Woodland Bradford Town  
Ship Clearfield Co Pa to a point  
on public road at Troy town  
in said Township they therefore  
pray the court to appoint  
persons duly qualified to view  
the grounds proposed for said  
road and to lay out the same  
according to law

Petitioners	Names
1 C. B. T. Barney	1 K. K. Emerson
2 David Young	2 D. M. Ross
3 John H. Buck	3 J. H. Carr
4 George Lufier	4 J. H. Carr
5 W. H. Leach	5 J. H. Carr
6 L. W. Baughman	6 J. H. Carr
7 M. H. Williams	7 J. H. Carr
8 J. R. Hodge	8 J. H. Carr
9 J. R. Hodge	9 J. H. Carr

Wm E. Lansbury  
J. L. Stone  
J. R. Elliot  
G. D. Shinn  
Daniel Eldridge  
Geo Merrill  
L. H. Scott  
Jas McBlaine  
Henry Leighow  
Henry Dell  
John M. Brain  
W A Woolbridge  
H. H. Curtis  
H. C. Hill  
J. S. Elder  
J. W. Undercoffer  
E. W. Leighow  
J. P. Livingston  
S. M. Stevens  
James K. Davis  
Wm Hapstone  
H. L. Taylor  
A. E. Shontz  
S. L. Livingston  
Ellsworth Albert  
Theodore Cross  
Jno E. Gingley  
J. A. Woolbridge  
H. S. Overly

G. W. Lansbury  
J. W. Antis  
John E. Wison  
Thomas Parks Jr  
D. D. Gingley  
G. W. Flegal  
E. H. Walker  
Wm. D. Carr  
Jas. C. Leighow  
Peter Mough  
B. J. Peters  
John R. Learish

No. 3. May SS. 1895

Petition for public road  
in Bradford Township

Ordered 27<sup>th</sup> Feb'y A.D. 1895

Petition not considered and  
denied by Henry Byers,  
Jury of the County of H. Stearns  
and after into various towns, the  
proven and necessary to pay out  
the road for public use and  
after to the Court as well known.

By the Court  
James Henry  
Jr

Deca Dec'y 27, 1895

Singleton Bell,  
Attorney at Law,  
Clearfield, Penna.