

No. 9, D. C. Sessions, 1900

1900

COMMONWEALTH

versus

Public Roads in

Charles H. Gordon

Townships

P. S. on Page 312

Charge

Port Twp, Rd. 17417

A. H. WOODWARD,  
District Attorney.

To The Honorable Cyrus Gordon, President Judge of the  
Court of Quarter Sessions of Clearfield County, Pa, We the  
undersigned viewers, appointed by the within order of Court  
to view, vacate and supply the road therin mentioned res-  
pectfully report, that we gave good and lawful notice of  
said view including notices to County Commissioners and the  
supervisors of Chest and Jordan Townships, which notices  
are hereto attached and made a part of this report, that we  
met agreeable to the said notices the undersigned two  
viewers being present and having been severally sworn or  
affirmed we have viewed the said road and laid out and do  
recommend for public use the following road to wit: Beginning at  
top of Witmer hill on road commonly called the Witmer Road thence  
by road laid out to No 11 Sept 55 1893 now opened and traveled, the follow-  
ing courses and distances: North forty-eight degrees thirty-five minutes  
West one hundred twenty-five and four tenth feet thence South forty-nine  
degrees fifty-four minutes West one thousand eighty-nine feet thence  
South twenty-nine degrees twenty-four minutes West fifteen perches to line  
of Chest Township, the aforesaid road made being in Jordan Township  
said road no 11 Sept 55 1893 having been opened to said Chest Township line  
thence containing our said course South twenty-nine degrees twenty-four minutes  
West the total distance of four hundred seventy-eight and five tenth feet  
to a post in Chest Township, about on line between land of P. Gilligan and  
David Bloom and also starting point of road laid out to no 11 Sept 55 1893 but  
herein after vacated, thence containing about on said line between farm land  
and wood land of David Bloom and improved land of P. Gilligan South forty-nine  
degrees West three hundred and ninety-six feet to a post thence through land  
of David Bloom South Sixty-Three and one half degrees West seventy feet to a pine  
stump thence through land of same South Thirty-four degrees forty minutes West  
seventy feet to post at or near line aforesaid thence approximately by said  
line with improved land of P. Gilligan to South and wooded land of David Bloom to the  
North South forty-nine degrees Six hundred and fifty feet to a post thence through  
improved land of said P. Gilligan and Thos Driv South fourteen and three fourths  
degrees East two hundred and fifty-five feet to a post on line between land of  
Thos Driv and David Driv thence by said line through improved land of the parties  
aforesaid South forty-one degrees West five hundred and seventy-seven feet to a post thence throu-  
gh improved and wood land of Thos Driv and improved land of Mc Cord North fifty-five degrees East  
sixteen hundred and forty-seven feet to point on road leading from Berwindale to Mc Pherran in Chest Town-  
ship near North line of J. M. McCord which road is necessary for a public road which road having been  
laid out the following road laid out but not opened, to wit beginning at point marked on draft and also men-  
tioned herein before as line between Patrick Gilligan and David Bloom fourteen rods from Chest Township line  
thence by said property line South fifty-three degrees forty-six minutes West seventy-four perches to a  
post thence South seventeen degrees thirty minutes West twenty and eight tenth perches being Thos  
land of Patrick Gilligan and Thos Driv thence containing through land of Thos Driv South  
fifty degrees Thirty minutes West twenty and eight tenth perches thence North fifty-six  
degrees West eight hundred perches thence North eighty-nine and one half degrees West nine  
and two tenth perches to point on road leading from Berwindale to Mc Pherran near  
Northern line of J. M. McCord being ninety-eight feet toward Mc Pherran from end of  
road laid out, has become useless inconvenient and burdensome and should  
therefore be vacated, A Plot or draft showing roads as laid out and vacated  
with the courses distances and improvements is hereto annexed and  
releases and damages assessed appear elsewhere herein, witness our  
hands this fourteenth day of November A D 1900

Viewers of John H. Watson  
Harry Byers.

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

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. 9 Dec. Sessions, 1900

ORDER

To view and lay out a road for  
Public use in the townships of  
West Jordan, Clearfield Co.  
Wk. 9 Dec. Session 1900  
read and confirmed Ni. Si.  
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.

AMOUNT.
Harry Byers } Days 2 } Miles 4.6 \$16.60
John H. Pateca } Days 1 Day } Miles 4.4 \$6.40
John Fishel } Days 1 Chairman } Miles \$8.00
P. Lilligren } Days 1 Chairman } Miles \$15.00
More Driv. & General Miles } \$15.00

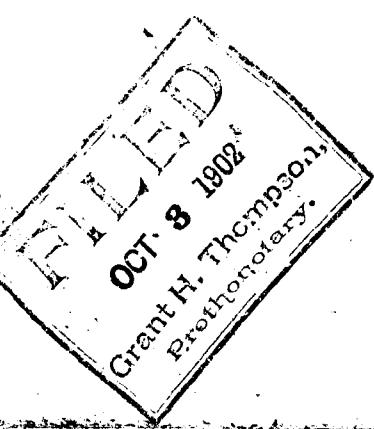
Burke's Creek  
Census Section  
14. October 1901  
Concord Township  
Grant H. Thompson  
Pro.

Filed FED 189  
Fees \$1, paid by  
NOV 7 1900

Grant H. Thompson,  
Prothonotary.

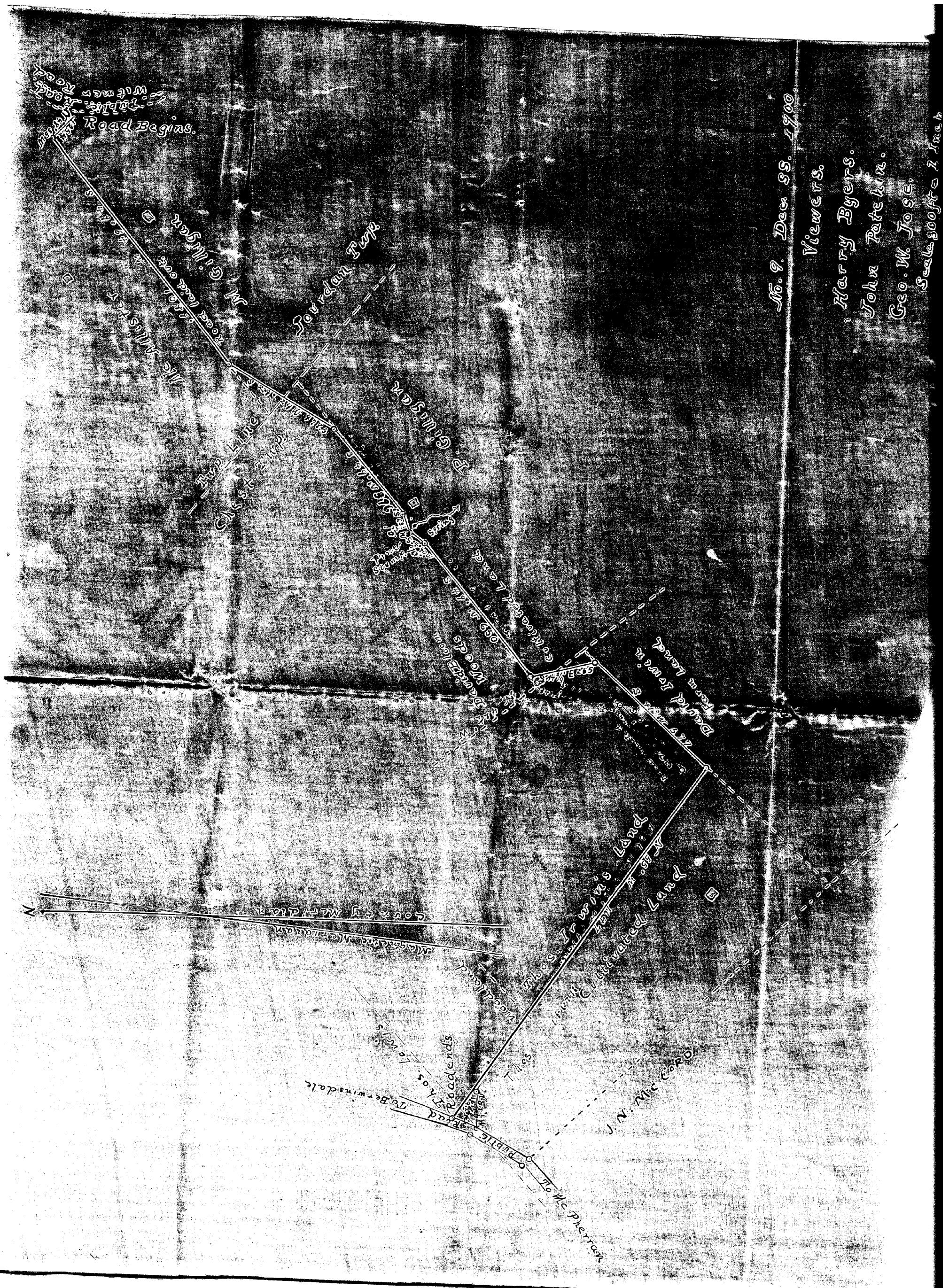
Berwicksdale June 12-1902  
This is to show that the  
road leading through —  
Thomas Strains land has  
been opened through  
above road in Chest. Twp.

Supervisor } Bert Gilligan



0061-00026

No. 9. Decr 35. 1900.  
Viewers.  
Harry Byers.  
John Peckin.  
Geo. W. To S.C.  
Scale 100ft = 1 Inch.



# Road Viewers' Notice.

**NOTICE IS HEREBY GIVEN** that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield county, Pennsylvania, to view <sup>Public</sup> Vacate & Supply Road leading from point on top of Witmer hill in Jordan Township on said (public) commonly called Witmer road and extending to a point in public road leading from Berwickdale to Mc Thruan in Chest Township at a point near the Northern boundary ~~in~~ of land of J. **Township, to** Newton McCord said road having been laid out in 1893 and having been only partly opened. Said road being in Chest and Jordan Townships.

**in** Township, in the county  
aforesaid, will meet at the house of ~~First~~  
~~named point~~, in ~~Gordon~~  
Township, on ~~Saturday~~, the fourteenth  
day of ~~November~~, A. D. 1900, at <sup>10.80</sup> o'clock  
~~A. M.~~, to attend to the duty assigned them,  
of which time and place aforesaid all parties  
interested will please take notice.

Harry Byers  
John Patchen  
Geo. W. Jones  
View

## Viewers.

Charfield, Oct. Nov. 1, 1900.

Served on me this  
2nd day of Nov. 1900

*R. D. Davis*

# Road Viewers' Notice.

**NOTICE IS HEREBY GIVEN** that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield county, Pennsylvania, to view <sup>Public</sup> Vacate & Supply Road leading from point on top of Titus hill in Jordan Twp. on road (public) commonly called called Titus road and extending to point in road leading from Brownsdale to McElvane in Chest Twp. at a point near the Northern boundary of land ~~in~~ of J. Newton McCord ~~Township~~, to said road having been laid out in 1893, and having been only partly opened. Said road being in Chest and Jordan Townships.

~~in~~ ~~Township~~, in the county aforesaid, will meet at the house of ~~First~~ named point ~~in~~ in Jordan Township, on ~~Wednesday~~, the fourteenth day of ~~November~~, A. D. 1900, at 10.30 o'clock A. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

Harry Byers.

John Patchent.

Geo. W. Jose.

Viewers.

Clearfield, Pa. Nov. 1, 1900.

Served on us this 6 day of November a.d 1900  
W. H. Killioe, }  
Simon Pennington } Supervisors of Chest Top.

Served on us this 6 day of November a.d 1900  
A. W. Barret. & }  
A. C. Rea } Supervisors of Jordan Top.

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 21<sup>st</sup> day of September, A. D. 1900, before Judge of said Court, upon a petition of sundry inhabitants of the township of Chest and Gordon, in said county, setting forth that a road was laid out in 1893 in Gordon and Chest Twp., beginning at a point on top of Witmer Hill in Gordon Twp. in public road commonly called the Witmer road and extending to a point in public road leading from Bemisadd to McPherson in Chest Twp. at a point near the Northern boundary of land of J. Newton McCard. That only a portion of said road has ever been opened. That said road as laid out is entirely too steep to haul on, and is expensive to keep in good repair. That a good level road can be made between said points that will be of benefit to the traveling public and that the people who have to use the same. That the road as laid out is inconvenient and burdensome. Therefore pray your Honorable Court to appoint viewers to locate and supply the above mentioned road between the and therefore praying the Court to appoint proper persons to view and lay out the same according to law, and report to next term of Court whereupon the Court, upon due consideration had of the premises, do order and appoint Harry Byers, John Catcham and Leo W. Jones who, after being respectively sworn or affirmed to perform the ~~locate and supply~~ 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 ~~viewers~~ <sup>view</sup> locate and supply and 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.

Frank A. Thompson  
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 County of Chesterfield at and before the ensealing and delivery hereof, have remised, released and forever quit-claimed; and do hereby remise, release and forever quit-claim to the said County of Chesterfield 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 fourteenth day of November  
A. D. 1897 1900.

William Ellington Seal

David Brown 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:

To Thomas Irvin the sum of one hundred dollars  
To Robert Lewis the sum of five dollars  
To David Brown the sum of one dollar

Witness our hands this fourteenth day of November, A. D. 1897 1900

John H. Patchin  
Harry Byers

To the Honorable the Judge of the Court of Quarter Sessions  
of the Peace for Clearfield County

We the undersigned citizens residing in Jordan and Chest townships respectfully represent that a road was laid out in 1893 in Jordan and Chest townships beginning at a point on top of Witmer Hill in Jordan township in public road commonly called the Witmer road and extending to a point in public road leading from Berwindsale to McPherron in Chest township at a point near the northern boundary of land of J. Newton McCord  
That only a portion of said road has ever been opened .-  
That said road as laid out is entirely to steep to haul on and is expensive to keep in good repair that a good level road can be made between said points that will be of benefit to the travelling public and the people who have to use the same .-  
That the road as laid out is inconveient and burdensome we therefore pray your Honorable Court to appoint viewers to vacate and supply the above mentioned road between the points named and to make return of same to the next term of Court

And we will ever pray &c

Newton M. Costa

Warren Cross

Dr. H. McDonald

Paul M. Garvey

Walker Billings

W. D. McMillan

H. C. Bates

H. J. McFarley

M. M. Cudlley

Chas. Conley

John G. ...

Fabri S. McTuller

John ... Stander

William ... Fowler

John J. O'Brien

Wm Tillion

Lawrence Tillion

Frank Campbell

Elmer McGarvey

Leslie Greenan

Geo ...

Alex McMurphy

A. D. McCuller

Harry McColley

Troy Fitzgerald

John ...

Ham ...

James Geiger  
Wm A. Gocum  
S. L. Bloom Rodger Lewis  
H. McNeil David Hockenberry  
Rassobbin Mill Easton Lewis  
John Johnson Abram Eagler  
John DeLoos Lewis & ~~John~~  
Dart Bruton H. Patterson  
J. L. Ardery Ed. F. M. ~~McGraw~~  
John G. ~~John~~ Blakelbury  
S. P. French Renbin Johnston  
N. H. Raaf Abraham Bens  
N. De Guchi James F. Mass  
W. L. Pearce Ed. Fulkerson  
C. Hodges J. A. Strong

Doris McCal J. W. Wilkinson  
Web Swanson John J. Horner  
James F. ~~John~~ M. R. Moore  
Wm A. Barnes S. H. ~~John~~ ~~John~~  
S. Beale J. B. ~~John~~ ~~John~~  
Ashley Rogers J. B. ~~John~~ ~~John~~  
A. Hunter J. B. ~~John~~ ~~John~~  
S. C. ~~John~~ J. B. ~~John~~ ~~John~~

19 Dec. 1900

Recd.

Mr. W. H. 21720  
and Yellow man  
are succeeded in  
Cherry Valley  
John Collier &  
John Green in  
Appleton man  
and known  
man was right  
man being car  
John Green  
Cyrus Gardner

