

No. 5 Feby Term, 1901

Public Road

versus

Decatur and
Woodward Twp.

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Part Tax, Rd. 17659

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 19th day of Dec., A. D. 1900, before the Judge of said Court, upon a petition of sundry inhabitants of the townships of Decatur and Woodward, in said county, setting forth that

They labor under great inconvenience for want of a public road in said Townships of Decatur and Woodward to lead from Omar Stepharts place on the Danborn road in Decatur Twp. to connect with the Hontzdale road at ~~or~~ or near Ocean Colliery in Woodward Township

and therefore praying the Court to appoint proper persons to view ~~the~~ ^{the} Lay out the same according to law, ^{and} report to next Court whereupon the Court, upon due consideration had of the premises, do order and appoint Harry Byers, David Mease ^{and} P. R. Fleming 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 ~~view and~~ ^{view and} Lay out 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.

Grant 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 Clearfield at and before the sealing and delivery hereof, have remised, released and forever quit-claimed; and do hereby remise, release and forever quit-claim to the said County of Clearfield 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 Second day of February A. D. 1901.

Daniel B. Miller Seal
John D. P. Seal
Thomas W. Miller Seal
Mark
Thomas C. H. Miller 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 the sum of
To the sum of
To the sum of

Witness our hands this day of A. D. 1901.

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 and lay out, the road therein intended & respectfully report that we gave good and lawful notice of said view and met a agreeable time and having been severally a sworn or affirmed we viewed and do return for public use the following road to wit Beginning at houseable road near Ocean Colliery thence by the said path to Beginning at Dimer Kepharts on Barn barn road thence through unimproved land of said Dimer Kephart, Jno. Boynton and J. M. Chase Heirs South forty seven and one half degrees West eight hundred and four feet to a quaking Asp. thence through unimproved land of said Chase Asp. South forty one degrees West six hundred and fifty feet to a post, thence through same South fifty degrees West two hundred and seventy eight feet to a Chestnut stump, thence through same South sixty two and one half degrees West five hundred and twenty one feet to a post, thence through same South sixty seven degrees West five hundred and eighty eight feet to a Chestnut thence through unimproved land of Henry Kephart South sixty one degrees West three hundred and forty seven and five tenth feet to a post thence through unimproved land of Henry Kephart aforesaid and improved land of Lorenzo Kephart and Thomas Willes South eighty one degrees West five hundred and sixty six feet to a pine stump thence through improved land of Thomas Willes aforesaid South fifty nine degrees West six hundred and twenty two feet to a post thence through improved land of the same and unimproved land of County Commissioners South seventy nine and one fourth degrees West two hundred and sixty feet to a post thence through unimproved land belonging to County Commissioners, Thomas Willes and Hes Thomas M. Kephart South twenty six degrees West four hundred and seventy eight feet to a post. thence through unimproved and improved land of Thomas M. Kephart and unimproved land of Duncan South seventy nine degrees West six hundred and seventy eight feet to a post. thence through unimproved land of said Duncan South forty one degrees West five hundred and fifteen feet thence through same four hundred and eighty feet to Decatur - Woodward township line. (Foregoing courses and distances having been in Decatur Twp) thence continuing on the same course the total distance of five hundred and seven feet to a post, thence through wooded land of Berwind White & Co South thirty four and one fourth degrees East five hundred and thirty three feet to a post thence through same South twenty two degrees West twelve hundred and twenty two feet to small Red oak saplings, thence through same South ten degrees East eleven hundred feet to post at Old Philipsburgh road, thence by the said road through same South forty four and one half degrees West eight hundred and forty seven feet thence through unimproved land of said Delong South sixty six and one half degrees West ten hundred and fifty three feet to a Chestnut stump thence by said road through unimproved land of said Joseph Delong and Berwind White & Co South fifty two and one half degrees West ten hundred and eleven feet to Hantydale Public road (leading from Hantydale to Jeffries) thence by said road its courses and distances to point near Ocean Colliery in Woodward Township, which road as said outforesaid is necessary in our opinion for a public road, A plot or draft of said road with notices of road view and services are hereto attached, which draft shows courses distances and improvements. Meeting of viewers was adjourned from Jan 30, ^{by J. G. DeForest and} after meeting agreeable to within notice, until Saturday the Second day of Feb 1901. Some owners of land through which said road passes released damages and we are of opinion that, Jno Boynton, J. M. Chase Heirs Co. Comrs., Duncan, Berwind White & Co & for Delong & Pa. R. R. Co. are not entitled to damages by reason of Saccatory to keeping said road witness our hands this 2nd day of Feb 1901.

Harry Boyard.
R. R. Fleming
David Meas

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. 50 Theby Sessions, 1901

ORDER

To view and lay out a road for public use in the townships of Heathwood and Woodward Clearfield County Penns.

AMOUNT.
5 Days 5
Harry Byford { Miles 60 \$ 26.00 two trips
R.R. Remaining } Miles \$ 4.80 2 trips
Days 2
David Mease { Miles 1/2 \$ 5.20 2 trips
6 Days 2
Thomas McLehane { Miles \$ 3.00 one mile
Days 1
George Kephart { Miles \$ 1.50 one mile
Samuel Gephart 1/2 day \$ 1.50
Chamman 1/2 day \$ 1.50
Geo. W. Wilkes 2 1/2 days \$ 1.50
Chamman 1/2 day \$ 1.50

FILED 1901
 Fees \$ 1.25 paid by
 A. H. McLehane and
 Atty.

Now this 18th April 1901 P. J. Drain and Robert Pendleton Supervisor of Woodcock Township,
 file exceptions to the Certificate of the
 surveyor Report.

First Because the terms of the proposed
 Public Road are ~~not~~ ^{not} sufficiently designated in
 the ~~plan~~ Report and drafty.
 Second Because of other defects appearing
 of record in this proceeding.

In the Court of Quarter Sessions of Clearfield Co. Pa.
To the Honorable the President Judge of said Court.
The undersigned inhabitants of Decatur, ^{and Woodward} townships
respectfully petition the court as follows:-

That they labor under great inconvenience
for want of a public road in said township
of Decatur ^{and Woodward townships} to lead from Omar Kepharts place
on the Sanborn road ^{in Decatur Township} to connect with the
Houle dale road at or near Ocean Colliery in
Woodward township.

They, therefore, respectfully pray the Court
to appoint viewers to view the ground for the pro-
posed road and if found necessary to locate
the same, and make return to the next Court
of Quarter Sessions, and they will ever pray &c.

Debtors List

James King
Thomas W. Kephart John Kephart
Henry Kephart & son Kephart
Thomas Wilks
Lorenzo H. Kephart C. P. P. Kephart
J. A. Kephart
G. W. Kephart
Foster & Kephart Jr
Wm M. Strauss
Jacob Baughman
C. J. Wilkinson
F. S. Kephart
Wilkes oban

J. Baughman
W. M. Baughman
Omar Kephart
Austin Davis
Harry Kephart
Guscan Breton
George C. Kephart
Joseph Wilks
J. Thomas Wilks
J. S. Moore
Charles Martin
George Bell
Thomas McBellan
D. W. Jaggar
Thomas Hugget
William Martin
John Garman
John Kephart
D. C. Kephart

Woodward. J. Steff.

Erley Barger
D G Jones
J E Henderson
Joseph A. Schubert
James Williams
August Radkey
John Radkey
Tom Kastubik
J. D. Harper
Geo. Greenland
Cordell Radkey
William McAllister
William Lees
Louis Dubo
Thos. McGuire
George McGuire
John Mallay
Emile Cartier
Joseph Holenky.

Mo. St. Feb. 22. 1908

Outline of Survey work.
Start of Scenic and
Woodward tourist traps for
public road in said location
Shops to be had from Ocean Rd.
Trade place on the Saugan road
in Scenic Township to connect
with the Stony Brook road or
near Ocean clothing.

Dated 19 Dec 99
Signed (Handwritten)

Dear Sirs. 19 Dec. 1900, The writers
believe that an extension
and Harry Parker, Dan & Moore
and P. P. Chambering are affi-
ed to you to run out sections
of road from & for the pro-
posed road and let us know as
to the necessary plans and of
what necessary to locate the
same and make return to the
Co. asap. - Very truly yours
James Gandy

J. H. Woodward.

Road Viewers' Notice.

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield county, Pennsylvania, to view ~~Public~~ Road leading from ~~Onear Stephart's place on the Sandown Road~~

This Notice Was ^{served} on the Supervisors of Both Decatur and Woodward-Townships on The 19th Day of January 1901. Thomas M. McPhar ^{signed}
in Decatur Township, to connect with the Houtzdale Road at or near Ocean Colliery.

in Woodward Township, in the county aforesaid, will meet at the house of Pleasant Colliery, in Woodward Township, on Wednesday, the 30th day of January, A. D. 1901, at 3 o'clock P. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

Harry Byer.

David Mease.

A. R. Fleming

Viewers.

Clearfield Co. Jan 17, 1901.

Served on me this

day of Jan-
uary 28 1901


John Woodward

John Woodward
Supervisor
Woodward
Twp.

John Woodward
Supervisor
Woodward
Twp.

John Woodward
Supervisor
Woodward
Twp.

Served on Woodward
Township Supervisor on
Jan 19th 1901

County of Bucks ss.

The Commonwealth of Pennsylvania,

Personally appeared before me, the subscriber, one of the J. P. of the aforesaid County, Thomas H. Geffert, who being duly sworn according to law doth depose and say, That on the 19 day June 1891 he did swear Notice on the subscriber's of Woodland Toys. Quia teste est ipsi. And has full and true law

and further deponent saith not.

Thomas H. Geffert

John H. and subscribed before me, this 1st day of
July A. D. 1891

J. M. Geffert



IN COURT

No.

vs.

Affidavit.

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Road Viewers' Notice.

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield county, Pennsylvania, to view Public Road leading from Omar Kepharts place on the Samborn Road

in Decatur Township, to connect with the Hantzdale Road at or near Ocean Colliery

in Woodward Township, in the county aforesaid, will meet at ~~the house of~~ Ocean Colliery, in Woodward Township, on Wed, the 30th day of January, A. D. 1901, at 3^oo'clock P M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

Harry Byers

David Mease

R. R. Fleming

Viewers.

Clearfield Pa Jan 17 1901.

Served on me
this 17th day of
June 1901

N. J. Wiens

