

No. *J. Feby* Term, 1901

Public Road

versus

Decatur and

Woodward Twp.

R. S. #4 - Page 324

Part Twp. Bd. 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 17 day of Dec., A. D. 1906, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Decatur^{2d} Woodward, in said county, setting forth that

They labor under great inconvenience for want of a public road in said Townships of Decatur^{2d} and Woodward to lead from Omar Kephart's place on the Sanborn road in Decatur Twp. to connect with the Houtzdale road at ~~near~~ or near Ocean Colliery in Woodward Township

and therefore praying the Court to appoint proper persons to view 2d Lay out the same according to law, 2d report to next Court whereupon the Court, upon due consideration had of the premises, do order and appoint Harry Byers David Meese^{2d} R 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 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 Cleverfield 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 Cleverfield 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. 1907.

David B. B. B. Seal

John W. B. B. Seal

Thomas W. B. B. Seal

Thomas W. B. B. 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. 190 ..

To The honorable Cyrus Gordon President Judge of the Court of Quarter Sessions of Cleverfield County Pa, we the undersigned members appointed by the within order of court to view and lay out, the road therein mentioned respectfully report, that we gave good and lawful notice of said view and met agreeable thereto and having been severally sworn or affirmed we viewed and do return for public use, the following road to wit Beginning at Houtdale road near Ocean Colliery thence by the said path to Beginning at Omar Kephart's on Sanborn road thence through unimproved land of said Omar Kephart, Jma. Boynton and J. M. Chase heirs South forty seven and one half degrees West eight hundred and four feet to a grubbing post thence through unimproved land of said Chase heirs South forty one degrees West seven 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 stump 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 Wilkes South eighty one degrees West five hundred and sixty six feet to a pine stump thence through improved land of Thomas Wilkes 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 Wilkes and Henry 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 a small Red oak sapling, thence through same South ten degrees East eleven hundred feet to post at Old Philipsburgh road, thence by the said road through same ^{by grade line and} South forty four and one half degrees West eight hundred and forty seven feet thence through unimproved land of said J. R. Delong South sixty one 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 sixty two and one half degrees West ten hundred and eleven feet to Houtdale Public road (Leading from Houtdale to Jeffries) thence by said road its courses and distances to point near Ocean Colliery in Woodward Township, which road as said out aforesaid is necessary in our opinion for a public road. A plot or draft of said road with notices of road view and services are herewith attached, which draft shows courses distances and improvements. Meeting of viewers was adjourned from Jan 30, to 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, Jona Boynton, J. M. Chase heirs, Co. Comm. Duncan, Berwind White & Co & J. R. Delong & Pa. R.R. Co. are not entitled to damages by reason of locating & opening said road witness our hands this 2nd day of Feb. 1901.

Harry Boyer
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.
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.

	AMOUNT.
Harry Bjerg	2156 Days 5
	Miles 60 \$26.00
	two bids
R.R. Flemming	Days 2
	Miles 8 \$4.80
	2 bids
Dand Mease	Days 2
	Miles 12 \$5.20
	2 bids
Thomas M. Kephart	60 Days 2
avenue	Miles \$3.00
Henry Kephart	Days 1
	Miles \$1.50
Samuel J. Kephart	12159 Days 1
Chamman	\$1.50
Geo. J. Wilkes	21611 Days 1
Chamman	\$1.50

No. 5 Freely Sessions, 1901

ORDER

To view and lay out a road for Public use in the townships of Decatur and Woodward Clearfield County, ~~Pa.~~

Sessions, 1901,
14 July 1901
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 the Court

Cyrus Gordon

16 May 1901

Confirmed absolute

Grant H. Thompson
Pro.

FILED

190

Fees \$1.25 paid by

A.H. Woodward

Atty.

Now this 18th April 1901 P. J. Drain and Arthur Pendleton Supervisors of Woodward Township file exception to the Confirmation of the surveying Report.
Grant Because the termini of the proposed Public Road are not fully sufficiently designated in the plan, Report and draft.
Because of other defects appearing of Record in these proceedings.

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} to lead from Omar Kephart's place
on the Sanborn road ^{in Decatur Township} to connect with the
Houtzdale 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.

Deiater Deck

James King

Thomas M. Kephart John H. Kephart

Henry Kephart A. Kephart

Thomas Wilks

Foreman H. Hart O. P. Hart

J. A. Kephart

G. W. Kephart

Hooper A. Kephart Jr

Wm M. Krause

Jacob Baughman

O. H. Wilkerson

F. S. Kephart

Wilks & Sons

J. J. Baughman

W. M. Baughman

Emas Kephart

Austin Davis

Harry Kephart

Quinn Britton

George A. Kephart

Joseph Wilks

J. Thomas Wilks

J. D. Stone

Charles Martin

George Bell

Thomas McEllan

D. M. Taggart

Thomas Hughes

William Martin

E. F. Garman

J. C. Kephart

L. A. Kephart

Woodward J. Ship.

Erley Barger

D. G. Jones

J. E. Henderson

Joseph A. Kephart

James Williams

August Radkey

John Radkey

Jan Kaszubik

A. D. Harper

Geo. Greenland

Andrew Radkey

William McBlair

William Lees

Louis Dubois

Thos. McQuillen

George McQuillen

John Malloy

Emile Carrière

Joseph Dolensky

No. 5 Feb. 20. 1908

Relieve of Sundry inlets.

State of Scotland and
Hendrickson's maps for
public road in said town
relative to road from Omaha
place on the Southern road
in the latter township to connect
with the St. Louis road at or
near Ocean colony.

Dated 19 Dec 1907

By
Howard H. Thompson

Now Dec. 1907. 1909, The within
petition read and considered
and Henry, Henry, and the
and R. R. 1st. The same are
at present to remain in the
the petition from the pro-
posed road and the same are
to the same by Henry and
found necessary to the same
same and made return to the
20. Dec. 1907.

By the Clerk
James H. H. H.

Attest and

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

Quar Kephart's place on the Southern Road

This notice was served on the Supervisors of Both Decatur and Woodward Townships on the 19th day of January 1901. Thomas M. Kephart
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~~ *Ocean Colliery*, in *Woodward* Township, on *Wednesday*, the *30th* day of *January*, A. D. 1901, at *1³⁰* 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 Byers

David Mease

A. R. Flemming

Viewers.

Clearfield Pa. Jan 17, 1901.

Served on us this
day of Jan-
ary 22 1901

Sylvester
J. J. J.
Woodward
Twp.

Supervisors
of Election
Twp.

Served on Woodward
Township Supervisors on
Jan 19th 1901

County of Clearfield ss.


The Commonwealth of Pennsylvania,

Personally appeared before me, the subscriber, one of the
of the aforesaid County, Herminie Kephart who being
duly sworn according to law doth depose and say, That on
the 19 day Jan 1901 he did receive
Notice of the Subscribers of Woodward
Lump. And doth depose that said has full power
and the law

and further deponent saith not.

Thomas M. Kephart

John and subscribed before me, this 4th day of
Feb A. D. 1891

J. M. Kephart 

IN COURT

No.

us.

Affidavit.

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 Kephart's place on the Sanborn Road*

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~~ *Ocean Colliery*, in *Woodward* Township, on *Wed*, the *30th* day of *January*, A. D. 190/, at *30*'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. Flemming

Viewers.

Clearfield Pa Jan 17, 190/.

Served on us
this 17th day of
June 1901

W. J. Adams

