

No. 6, May Sessions, 1910

COMMONWEALTH

versus

Vacate the Supply
Public Road in

Penn Lwp.

R. S. #4 - Page 409

Charge

Too short to use

WILLIAM I. SWOOPE,
District Attorney.

In the Court of Quarter Session of Clearfield Co., Penn'a.

To the Honorable Cyrus Gordon, Judge of the Court of Quarter Sessions of Clearfield County,

The petition of the undersigned, inhabitants of the township of Penn, county of Clearfield, and state of Pennsylvania, respectfully represent:-

That they labor under great inconvenience for want of a public road to begin at a point on public road leading from the ^mLumber City and Grampian Road, by Leroy Widemire's and intersecting the Grampian and Curwensville road at Stronach's-about one hundred and fifty feet south of the line between lands of E.A. Irvin and Mrs. Ida Walls, where said line intersects said road and to end at a post on the Grampian and Curwensville road, said post being about four hundred feet distant from the place of beginning and being north five degrees east From the place of ^{proposed} beginning, the whole of the said ^Aroad being in the township of Penn, county of Clearfield, and state of Pennsylvania. The petitioners therefore pray the court to appoint three persons, qualified according to law, to view the ground proposed for such road, and if they see occasion to lay out the same, to inquire of an vacate that part of the public road leading by the way of Grampian to Lumber City, lying between the place of beginning of the proposed new road and the ending thereof which last mentioned part of said public road, will, by reason of the laying out of the proposed road, become useless; and to make report of their proceedings to the next court.

And they will ever pray, etc.; etc.

John Widemire
J. H. Widemire
A. P. Bensall
Thos. E. ...

James M. ...
John ...
Franklin McCracken
J. M. ... to Franklin
McCracken signature

D. W. Stuller

L. B. Widemire,

J. E. Moore

David McHaffey

Millard L. Wall

Petition for Public
Road in Benning Twp.
to vacate part of
road.

Feb. 11, 1903

Nov. 11, Feb. 1903 the
within petition for
Road and consider-
ed and Thomas to name
Blair Road & James S. Sargent

are approved & when
no further the road
proposed in the with
in petition and if
the said road be
laid out by the new
road, then to vacate
the part of the road
asked to be vacated
and make a new
road to connect it,
Dwight Sargent.

By the Court
FEB 11 1903
Grant S. Thompson,
Prothonotary.

Mitchell

men of Oak Township, to be
made, when said line intersects said
road and to end in the main line of
road, said point being 400 feet distant from the place of
beginning of new line, 500 feet from place of beginning and
to be a part of public road leading by way of main line
road to city lying between the place of beginning of proposed
road and ending of same.

in Penn Township, in the county
aforesaid, will meet at the house of

in Penn

Township, on Saturday, the 25th
day of April, A. D. 1903, at 10 o'clock

A. M., to attend to the duty assigned them, of which
time and place aforesaid all parties interested will
please take notice.

Thomas W. Monk

Blair Read

James Savage

Viewers.

Apr. 10

, 1903.

Served on Edward Bloom Supervisor
of Penn Township. Apr. 1903 by
delivering him a copy and making
the contents thereof known to him
J. C. Caldwell

5.

Road Viewers' Notice!

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view ^{vacate} a public Road leading from a point on public road leading from the Sumner City Road and Cranberry Road by Jerry Widemir's and intersecting the Cranberry and Lemonsville Road at Stronach's about 150 feet south of the line between [REDACTED] and [REDACTED] of Mrs Ida

as
Served on April and
Bellman Spencer on
and ~~Edward Blom~~ Supervisors of Penn
Towship 13 day of April 1903,
by delivering copy of the same
certified to them and making en-
list of the same. to him
O Cleveland G. Baker

Road Viewers' Notice!

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view & vacate

Road leading from a point on public road leading from the Sumner City & Brampton road by way of Jerry Middlemire and intersecting the Brampton & Burnsville road at Stumach's about 150 feet south of line between lands of G. A. Iron and Ida Wall's where said line intersects said road and to said Township, to in the Brampton & Burnsville Road said point being in 508 from place of beginning and to vacate said public road by way of Brampton to Sumner City by way between the place of beginning of proposed road and the ending of the same.

in Penn Township, in the county aforesaid, will meet at the house of in the ground of road, in River

Township, on Saturday, the 25th day of April, A. D. 1903, at o'clock

. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

J. W. Mook
Deair Reed
James Savage
Viewers.

4-10, 1903.

Service of this notice accepted
10-Apr-1903.

Commissioner
By A. H. Stover & A. H.

6 May 201903

Good

To the Honorable Judge of the Court of Quarter Sessions of Cleaveland County -

We the undersigned Viewers appointed by the foregoing Order of Court to view the road therein described. Do Report that in pursuance of said Order and appointment after first having given due notice by written and printed advertisements put up according to law of the time and place of meeting and also having notified the Supervisors of said Township and the Commissioners of said County of the same - We all met and being duly sworn and affirmed we have viewed the ground proposed for said Road and are of opinion that the prayer of said petitioners should be granted. Therefore we have viewed laid out and do return for Public use the following road to wit - Commencing at a Post in the Public road leading from the Lumber City and Coampian Road to the Cumminsville and Coampian Road at Stronach's - Thence through land of Ida Hall and lands of the Herlison Walker company North Five degrees West Four Hundred feet to intersect the Public road from Coampian to Cumminsville And we also vacate that portion of said Road now used and which the aforesaid road as laid out is intended to supply to wit Beginning at the point in the Public road where said road now laid out commences Thence North twenty two and three fourths degrees west four hundred and forty feet to the intersection of the Coampian & Cumminsville Road a Plot or Draft of which we herunto annex. Witness our hands this 30th day of April AD 1903 Viewers

James Savage
J. Blair Read

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 11th day of Feby., A. D. 1905, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Penn

....., in said county, setting forth that

they labor under great inconvenience for want of a public road, to begin at a point on public road leading from the Lumber Cityrd Trampian Road by Leroy Wildemire's and intersecting the Trampianrd Curwensville Road at Stranach's about 150 feet South of the line between lands of C. A. Devinrd and Mrs. Ida Walls, where said line intersects said road and to end on the Trampianrd Curwensville road, said path being 400 feet distant from the place of beginning and being North 5° East from the place of beginning, the whole of the proposed road being in the Township of Penn, Cld. Co. Penna. The petitioners therefore pray the Court to appoint three persons qualified according to law, to view the ground proposed for such road and if they see occasion to lay out the same, to inquire of and vacate that part of the public road leading by the way of Trampian to Lumber City lying between the place of beginning of the proposed road and the ending thereof which last mentioned part of said public road will by reason of the laying out of the proposed road, become useless, and therefore praying the Court to appoint proper persons to view ~~the same~~ ^{the same} and therefore praying the Court to appoint proper persons to view ~~the same~~ ^{the same} and therefore praying the Court to appoint proper persons to view ~~the same~~ ^{the same}

the same according to law, Report to next term whereupon the Court, upon due consideration had of the premises, do order and appoint Thomas W. Moore, Blair Reed and James Savage 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~~ ^{view} ~~vacate~~ ^{vacate} ~~and supply the same~~ ^{and supply 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 H. 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 Harbison Walker Co 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 Harbison Walker Co 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 29th day of April
A. D. 1903.

Witness
Asaen Peters



Ida H. Wall Seal

Millard F. Wall Seal

Seal

Seal

ASSESSMENT OF DAMAGES.

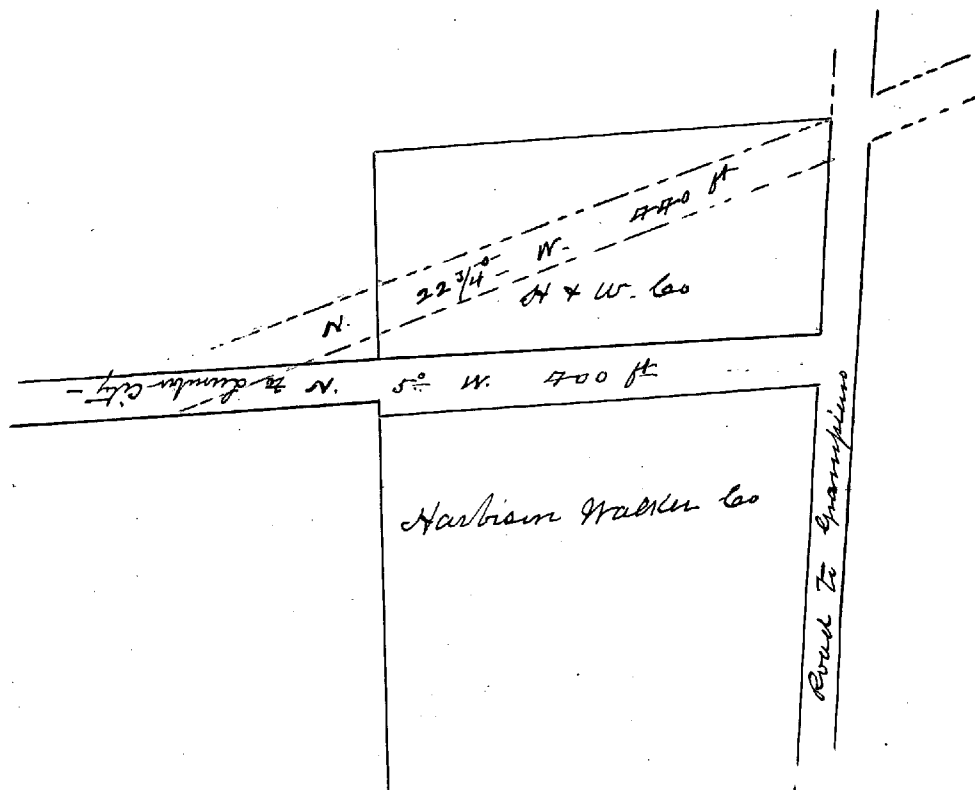
The following persons, having refused to release the damages to which they respectively may be entitled by reason of the location and the opening of the said road in the annexed return described, we, the undersigned viewers, under oath in pursuance of our duty, under the Act of Assembly, do assess their damages and make report thereof, as follows:

To..... the sum of

To..... the sum of

To..... the sum of

Witness our hands this..... day of A. D. 190 ..



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.

Twinn } Days *2*
 Miles *5*

Joe Hancock } Days *14*
 Miles *11*

Blair Road } Days *1*
 Miles *11*

} Days
 Miles

} Days
 Miles

No. *6* May Sessions, 190*3*

ORDER

To view *road* and supply a road for *public* use in the township of *Clearfield*, Clearfield County

May Sessions, 190*3*

read and confirmed N. S. 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 Goudry

Apr 23 1903 Confirmed by the Court

FILED
 MAY 2 1903
 Fees \$1.25 paid by
 Grant H. Thompson
 Notary Public

O to C. issued 4 Nov. 1903