

COMMONWEALTH

VS

Review of Public Road
in Woodward Twp.

See Report to Viewers to
No. 6 Sept. ss. 1903

Charge

X

B. J. Chase

WILLIAM L. SWOOPB.
DISTRICT ATTORNEY.

To the Honorable the Judge of the Court of Quarter Sessions
of Clearfield County.

The petition of the undersigned, inhabitants of the Township
of Woodward and vicinity in said County of Clearfield, would
respectfully represent:

That by a proceeding had in said court to No. 6 September
SS., 1903 the viewers have made report in vacating a certain
public road wholly within Woodward Township, said county, lead-
ing from a point known as the cross roads near the John M.
~~Chase~~ ^{Chase} Homestead to a point near the Milton Hampton home-
stead on public road leading from Jeffries post office to
Faunce; that if said report is confirmed it will be very in-
jurious to your petitioners and the public as there are many
residents along the route of said road who will have no pub-
lic road by which they can travel to and from their proper-
ties.

Your petitioners therefore pray your Honor to appoint
suitable persons to review the said road and parts adjacent,
and make report to the court, according to law; and they will
ever pray. &c.

NAMES.

J M Chase
J W Lytle
H A Chase
J W Smith
W E Bradford
Geo L Rees
Thomas Bowman
J W McMillan

NAMES.

M W Hampton
W B Phillips
Geo Eckels
D J Kline
John Kline
W E Lowter
Milton Hampton
James Kline

No. ~~1~~ Feb. 55, 1904.

Dec. 6 1903

Petition for Review of
of Public road in Wood-
ward Township.

See report of Viewers to
No. 6 Sept. SS., 1903.

Nov December 7th 1903

Thompson & B. Allen
Quaker-St. Lawrence & Co.

are appointed to serve
the road proposed for
incutted and make
about fifteen at each
Meyers -

By the Clerk
Deputy Clerk

Atorney at Law,
Clearfield, Pa.

In Re-Vacation of Public Road :
: No. _____
in Woodward Township :

-- T E S T I M O N Y

H. H. Baughman being duly sworn says--

"I am a resident of Woodward Township and a tax payer in said Township.

That the road leading from Sanborn School House to the road near the bridge over Sanborn Run, is very necessary for numerous citizens living in my community.

That said road is protected from drifting in winter and is much shorter and with less grade than any other road which can be taken to reach the County Seat.

That the distance around on way to Clearfield is about two miles farther by taking course to West, and is steep and hilly, and in winter season is blocked with snow.

That the distance around on way to Clearfield is at least as far by taking course to East and is as bad in every way as the road to West.

That the road proposed to be vacated has a good grade and is inexpensive to maintain and keep in travelling condition.

That if this road is vacated, the families residing towards Clearfield will have no means of reaching the Sunday School and Church except by a long roundabout bad road, which is frequently drifted and impassible.

I consider the road proposed to be vacated is as necessary as any road in that region and can be maintained at very little expense.

The community is being developed and is now and will likely be in the near future in need of the present roads, and this one should be kept as it is not only for present convenience to citizens there, but for future benefit."

H. H. Baughman

Sworn and subscribed before me
this 25th day of July, A.D. 1904.

Wm. H. H. Baughman
Notary Public

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 7 day of Dec, A. D. 1903, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Woodward, in said county, setting forth that

by a proceeding had in said Court to No. 6 Sept. S.S. 1903, the viewers have made report in vacating a certain public road wholly within Woodward Twp. said County, leading from a point known as the cross roads near the John M. Chase Homestead to a point near the Milton Hampton Homestead on public road leading from Jeffries post office to Faunce, that if said report is confirmed it will be very injurious to your petitioners and the public as there are many residents along the route of said road who will have no public road by which they can travel to and from their premises

and therefore praying the Court to appoint proper persons to view and vacate the same according to law, Report to next term whereupon the Court, upon due consideration had of the premises, do order and appoint C. B. Alexander, S. F. Burger 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 and vacate 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 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..... at and before the enrolling 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. 190.....

..... Seal

..... 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 ..

.....
.....
.....

Road Viewers' Notice!

NOTICE IS HEREBY GIVEN that the under-
signed Viewers, appointed by the Court of Quarter
Sessions of Clearfield County, Pennsylvania, to
review *to vacate Public Road* leading from
a point known as the Chase Cross Roads

in *Woodward* Township, to a point
near the Milton Hampton Homestead
on Public Road leading from Jeffries
Post Office to Lawrence

in *Woodward* Township, in the county
aforesaid, will meet at the ~~house of Chase~~
Homestead, in *Woodward*
Township, on *Friday*, the *22*
day of *Jan.*, A. D. 190*4*, at 2 o'clock
P. M., to attend to the duty assigned them, of which
time and place aforesaid all parties interested will
please take notice.

C. B. Alexander
S. S. Burge
James Savage
Viewers.

Jan. 15th., 190*4*.
Postponed to Jan. 27th, 1904. - Same hour
and place of meeting.

Service accepted
Jan 15. 1904
Commission
By A. O. H. H. H.

TO THE HONORABLE ALLISON O. SMITH, PRESIDENT JUDGE OF THE
COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENNSYLVANIA.

We the undersigned viewers appointed to review to vacate the public raad herein mentioned, respectfully report that we gave good and lawful notice of said re-view to the County commissioners of Clearfield county, the Supervisors of Woodward Township and notices were posted all according to law. The date for said review being first set for Jan. 22nd. 1904, and on account of the weather and the impassable condition of the public roads, not permitting travel, said review was postponed to Jan. 27th. 1904, due notice of said postponment being given to all parties concerned, a copy of notice for said review being herewith attached.

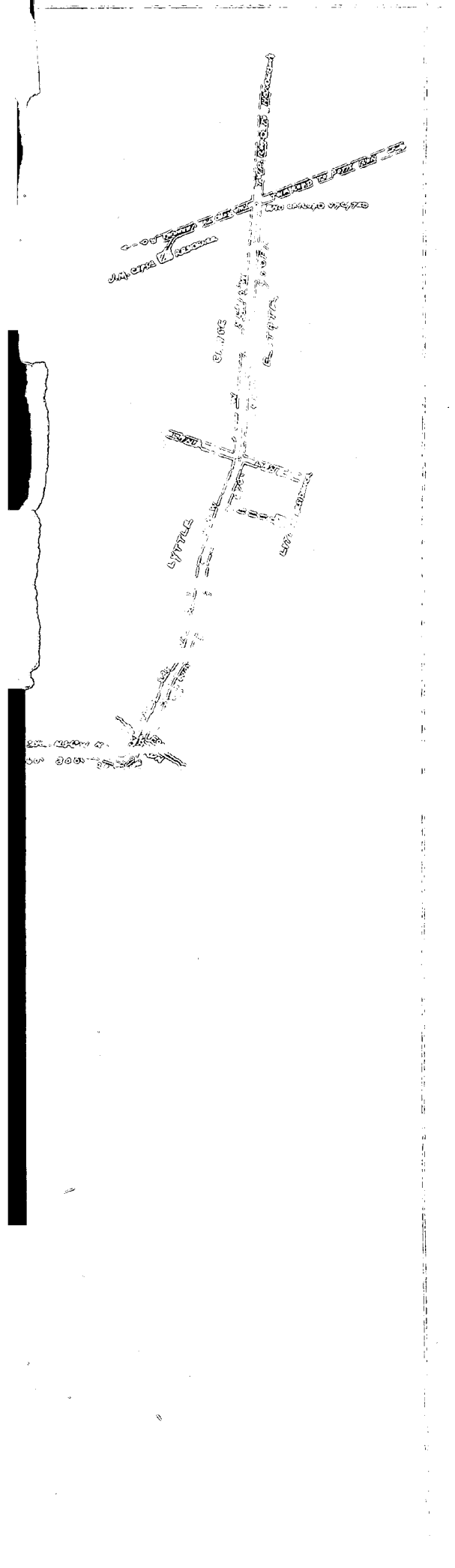
On the said 27th. day of Jan. 1904, your viewers met as appointed and being severally sworn or affirmed proceeded to review said road, same being shown on map herewith attached. And we would further respectfully report : That we find said road if vacated would wholly shut in from a public highway a number of property owners residing along said road, much to their detriment and inconvenience. We therefore recommend that this road be not vacated.

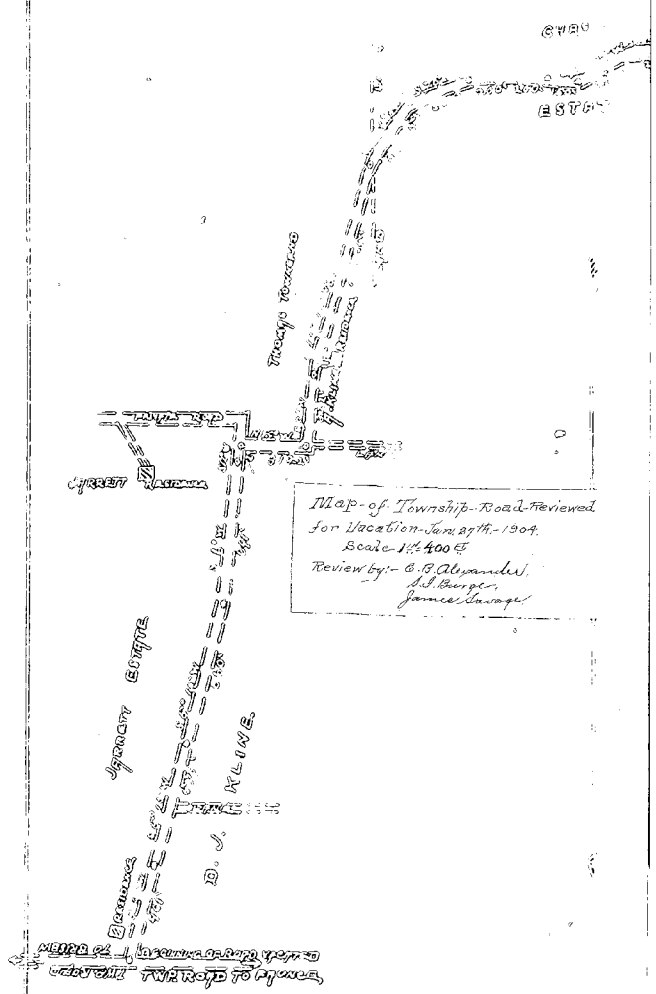
However your viewers have noted that parts of said road are in poor condition, and there are also on this road several hills of excessive grade. Your viewers would therefore respectfully suggest that said road might to the advantage of the travelling public be vacated and supplied in part at least with a better roadway, while still being a convenience to the present residents contiguous to said road.

WITNESS our hands this 29th day of January 1904.

VIEWERS.

{ C. B. Alexander
D. J. BURG
James Savage





Now Jan'y 10. 1905- this being a Review of same
 road doctored to No 6. Sept. 28. 1903 & no exceptions
 having been filed hereto or Review asked
 for we hereby confirm absolutely the within
 report against vacation - and at same
 time an report to No 6 Sept 28. 1903
 have sustained exceptions to said report
 & refused confirmation of the same in favor
 of vacation. So that the road which
 was the subject of controversy shall be
 and remain a public road no
 longer.

By the Clerk
 William A. Smith
 P.

No. 10 by Sessions, 1904	
ORDER	
To view the Matter before	
road for public use in the	
township of Woodward,	
Clearfield County	
July	Sessions, 1904,
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.	
William A. Smith	
FILED	
JAN 29 1904	
Grant H. Thompson,	
10 Jan'y 1905	
absolutely. By the Clerk	
William A. Smith	
Filed	1905
Fees \$1.25 paid by	

W. A. Smith

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 origi-
 nal 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 dam-
 ages, taking into consideration the advantages as well as the
 disadvantages of the road, they will report to that effect.

AMOUNT.	
6.33 Alexander	Days 24 Miles 15 \$11.50
6.33 Alexander	Days 24 Miles 15 \$3.50
James Lang	Days 15 Miles 15 3.50
	Days
	Miles
	Days
	Miles