

No. 7, Sept. 1, 1904
Sessions, 1904

COMMONWEALTH

versus

Vacate & Supply
Public Road
in
Lunenburgh Twp.
R. D. #4 - Page 4407

Charge

Part of 17038 in Oshawa

WILLIAM L. SWOOP,
DISTRICT ATTORNEY.

Glen Richey

stop
start.

Clifd. Co., Lawrence Twp.
Jenl. Absol. Dec. 1904.
33 ft. -- 16 ft.,

Beginning at Front St., at the House of ..
Roman and end at a point on O'Shantier Road
between the Glen Richey Road and the road
leading to Mitchell's. Station.

To the Honorable Allison O. Smith, President Judge of the Court of Quarter Sessions of Clearfield County, Pennsylvania.

The petition of the undersigned citizens and taxpayers of Lawrence Township in said county, respectfully sheweth:

That the three following public township roads are useless, inconvenient and burdensome, to wit:

First, That portion of the public township road leading from Turkey Hill to Olanta, beginning at a point on Front Street near the house of A. Ellberg and where the Glen Ritchey road intersects with Front Street, and ending at a point on the O'Shanter road and the house of C. Norman.

Second, That portion of the public township road leading from Front Street to Glen Ritchy, beginning at a point on Front Street and house of A. Ellberg and ending at a point on the O'Shanter road at lands of James Rummings and C. Norman.

Third, That portion of the public township road leading from Front street to Mitchells, beginning at a point on Front Street near the house of Robert Hutchinson's heirs, and ending at a point on the O'Shanter road and the line fence of lands of James Norman and James Rummings.

That these three public township roads are in Lawrence Township and in the same district, being anywhere from 150 to 450 feet distant from each other and extending in distance anywhere from 100 to 225 feet; that they all lead from and to the same points, and are parallel to each other, and could be supplied by one road.

That a new road to supply said roads can be laid out at little or no cost to the township and without inconvenience and of easy access on a good grade; said new road to begin at a point on Front Street and house of W. Roman and end at a point on the O'Shanter road between the Glen Ritchey road and road leading to Mitchells, *Being about 150ft Eastly
from the intersection of the Ritchey with the O'Shanter road*
Your petitioners, therefore, pray your Honorable Court to appoint three competent viewers to view and vacate said road, and to report a new road to supply the same, with powers to vacate and supply.

And they will ever pray, etc.

Jas S Read
Hugh Mygatt
Henry Mygatt
Thomas Dixon
Jas A Reid
The clumpbeck
Chas Rummings
Perry Brown
C B Diller
Joseph Foster
H. C. Rice
J. P. Rice
James Thorburn
H. H. Rowles
Peter Eggerly
Hugh J. Dill
Cecil Campbell
Ad S. Paul Chinn
Jas Hulaboom
Floyd O. Lovvold
Harry H. Rowles
Vern Rowles
George Rummings
Frank Peterson
John Rowles

J. E. Weaver
Ed P. Rowles
James Norman
W. H. Miller
John H. Read
J. E. & Lewis
Henry Brown
J. Paley
Lew Livingston
Ed H. Carlson
W. E. Miller
John H. Rowles
Abraham Embrey
Samuel Mitchell
John H. Rice
R. T. Morgan
Elmer Hickok
G. H. Brown
J. A. Zillman
John J. Thomas
Aaron Rowles
John H. Dill
W. J. Thomas
Audrey Bassett
H. J. Warner
James Dixon
J. E. Lewis
Loyd Peterson

Charles Throckmorton
Elmer O Miller
J. M. Schooley
Charles Norman
Elmugh Collins
Thos R Collins
Cleaver Thompson
John Lytle
Robert Palmer
T. A. Stapp
McJames Remmington
J. A. Connelius

Recd
No 2 Sept 1904

Petition to vacate
and supply public roads
in Lawrence Township.

For this and day
i.e., A.M., 1904, the within
petition being read and
considered C. B. Miller and
Dr. M. J. Haffen and
John Henn
are appointed visitors to
view, judge and consider
said roads and/or
other roads in said
township.

John Henn
John Henn
John Henn

3 May received 1250a

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 2 day of May, A. D. 1904, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Lawrence, in said county, setting forth that

That the three following public Twp. roads are useless inconveniences and burdensome to said townships.
First: That the portion of the public Twp. road leading from Turkey Hill to Glendale beginning at a point on Front Street near the house of A. Embrey and where the Glen Richley road intersects with Front Street, and ending at a point on the O'Shantler road and the house of C. Norman.
Second: That portion of the public Twp. road leading from Front Street to Glen Richley, beginning at a point on Front Street and house of A. Embrey and ending at a point on the O'Shantler road at lands of James Cummings and C. Norman.
Third: that portion of the public Twp. road leading from Front St. to Mitchell's, beginning at a point on Front St. near the house of Robert Mitchell's, and ending at a point on the O'Shantler road and the line fence of lands of James Norman and James Cummings. That these three public township roads are in Lawrence Twp. and if the same distract being anywhere from 650 to 750 feet distant from each other and extending in distance anywhere from 1,600 to 2,200 feet, that they all lead from and to the same points, and are parallel to each other and could be supplied by one road.
That a new road to supply said roads can be laid out at little or no cost to the Twp. and without inconvenience and of easy access, on a good grade, said new road to begin at a point on Front Street and house of W. Roman and end at a point on the O'Shantler road between the Glen Richley road and road leading to Mitchell's being about 130 feet Easterly from the intersection of Glen Richley with the O'Shantler road, vacate said roads and to report a new road to supply the same.

and therefore praying the Court to appoint proper persons to view Vacate and Supply 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, W. J. Hoffer, & Henry Kerns 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 Vacate 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.

Grant S. 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 ensealing 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 undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to

view to vacate Public Road leading from Turkey Hill to Olanta, beginning at a point on front Street near the house of A. Emberg, and where the Glen Richey road intersects with Front St. and ending at a point on the O'Shanter road and the house of C. Norman. 2. That portion of the public Twp. road leading from Front Street to Glen Richey. Beginning at a point on front St. and house of A. Emberg and ending at a point on the O'Shanter road and lands of James Rummings and C. Norman. 3. That portion of the public Twp. road leading from Front St. to Mitchell's, beginning at a point on Front St. near the house of Robert Hutchinson's wife and ending at a point on the O'Shanter road and the line fence of James Norman and James Rummings.

The above roads being in line and within a short distance of each other and all leading in the same direction, and may be supplied by a single road.

TO SUPPLY: Assign a new road in place of the above roads, said road to begin at a point on Front St. and house of W. Roman and end at a point on the O'Shanter road between the Glen Richey road and the road leading to Mitchell's, being about 100 ft. easterly from the intersection of the Glen Richey with the O'Shanter road.

in Lawrence Township, in the county aforesaid, will meet at the house of O'Shanter Hotel near Mitchell's Station in Lawrence Township, on Thursday, the 14th, day of July, A. D 1904, at 1 o'clock P. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

H. J. Hoffer

Henry Kerns

C. B. Alexander

Viewers.

July 6th, 1904.

supervisor expected

Allen Brown

Supervisor of Lawrence Wolf,

Road Viewers' Notice!

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

view to vacate Public Turkey Hill to Olanta, beginning at a point on front Street near the house of A. Emberg, and where the Glen Richey road intersects with Front St., and ending at a point on the O'Shanter road and the house of C. Norman. 2. That portion of the public Twp. road leading from Front street to Glen Richey. Beginning at a point on Front St. and house of A. Emberg and ending at a point on the O'Shanter road and lands of James Rumings and C. Norman. 3. That portion of the public Twp. road leading from Front St. to Mitchells, beginning at a point on Front St. near the house of Robert Hutchinson's heirs and ending at a point on the O'Shanter road and the line fence of James Norman and James Rumings. The above roads being parallel and within a short distance.

in Township, to of each other and all leading in the same direction, and may be supplied by a single road.

TO SUPPLY: A single new road in place of the above roads, said road to begin at a point on Front St. and house of W. Roman and end at a point on the O'Shanter road between the Glen Richey road and the road leading to Mitchells, being about 100 ft. easterly from the intersection of the Glen Richey with the O'Shanter road.

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W. J. Hoffer
Henry Kerns
C. B. Alexander
Viewers.

July 6th, 1904.

Service accepted

July 11 1884

Geo. Boyd.

Supervisor Lawrence Twp.,

Road Viewers' Notice!

NOTICE IS HEREBY GIVEN that the under-signed Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to

view to vacate Public Turkey Hill to Olanta, beginning at a point on Front St. near the house of A. Emberg, and where the Glen Richey road intersects with Front St. and ending at a point on the O'Shanter road and the house of C. Norman. 2. That portion of the public Twp. road leading from Front St. to Glen Richey. Beginning at a point on Front St. and house of A. Emberg and ending at a point on the O'Shanter road and lands of James Rummings and C. Norman. 3. That portion of the public Twp. road leading from Front St. to Mitchells, beginning at a point on Front St. near the house of Robert Hutchinson's heirs and ending at a point on the O'Shanter road and the line fence of James Norman and James Rummings.

The above roads being parallel and within a short distance of each other and all leading in the same direction, and may be supplied by a single road.

TO SUPPLY: A single new road in place of the above roads, said road to begin at a point on Front St. and house of W. Roman and end at a point on the O'Shanter road between the Glen Richey road and the road leading to Mitchells, being about 100 ft. easterly from the intersection of the Glen Richey with the O'Shanter road.

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H. J. Hoffer
Henry Kerns
C. B. Alexander

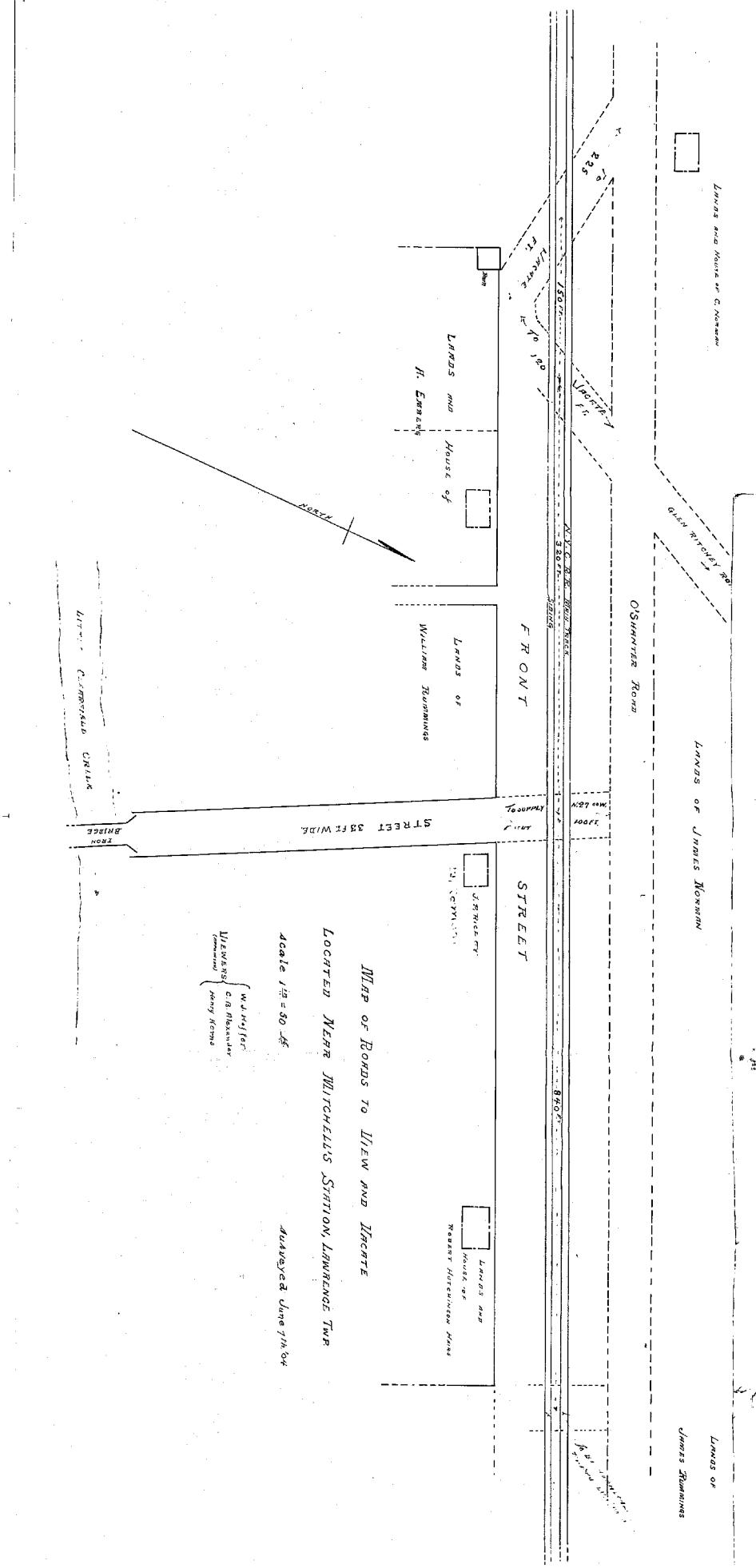
Viewers.

July 16th., 1904.

Service Accepted
July 7 1904

S.R. Hamilton

County Commissioner



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

We the undersigned viewers appointed to view to vacate and supply the public roads herein mentioned, respectfully report that we gave good and lawful notice of said view to the County Commissioners of Clearfield County, to the Supervisors of Lawrence Township, and notices were served and posted all according to law.

On the 14th day of July according to above notifications, the undersigned viewers met as appointed and being duly sworn or affirmed do report that they examined and surveyed the roads and parts of roads to vacate and supply as hereinbefore mentioned, and have found a number of short pieces of road leading in the same direction within a needlessly short distance of each other as shown on the maps herewith attached. Said excessive roads including crossings and approaches thereto are unnecessary and expensive to maintain.

We would therefore respectfully recommend that the public road leading from Turkey Hill to Olanta, beginning at a point on Front Street near the house of A. Emberg, and where the Glen Richey road intersects with Front Street and ending at a point on the O'Shanter road and the house of C. Norman. 2. That portion of the public Twp. road leading from Front St. to Glen Richey. Beginning at a point on Front St. and the house of A. Emberg and ending at a point on the O'Shanter road and lands of James Rummings and C. Norman. 3. That portion of the public Twp. road leading from Front St. to Mitchells, beginning at a point on Front St. near the house of Robert Hutchinson's heirs and ending at a point on the O'Shanter road and the line fence of James Norman and James Rummings, be vacated. 4. And that a new single road be supplied in place of the above roads; said road to begin at a point on Front St. and house of W. Roman and end at a point on the O'Shanter road between the Glen Richey road and the road leading to Mitchells, being about 100 feet easterly from the intersection of the Glen Richey with the O'Shanter road.

We would also recommend that the junction of the Glen Richey road with the O'Shanter road be widened so as to make a safe means of entry on the said O'Shanter road in the direction of O'Shanter or Mitchells Station which latter Mr. Brown, the Supervisor of this district has agreed to do.

We would also respectfully suggest, since there seems to be some confusion in the roads at this place, the old road from the eastern railroad crossing leading through lands now occupied by A. Emberg to the bridge over Little Clearfield Creek not having been vacated, while the road or street now traveled by the public and leading from a point opposite the location of the proposed new railroad crossing to said bridge has not been legally adopted, that said roads be vacated and supplied.

WITNESS our hands this 16th day of July 1904.

VIEWERS.

C. B. Alexander

Henry Dennis

W. J. Boffer

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.

No. 2. Sept. Sessions, 1904

ORDER

To view Heads of Cuffay, a road for public use in the township of Lawrence, Clearfield County.

Sept. Sessions, 1904
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 the Creek.

Heads of Cuffay
also about 130 feet long.
Abundant water.

	AMOUNT.
W. J. Hoffer	Days 2 Miles 12 \$5.30
Henry Steene	Days 1 Miles 12 \$3.90
C. B. Alexander	Days 4 Miles 13 \$17.30
W. Read (Chairman)	Days Miles \$10.00
Walking expenses Arranging at C. B. Alexander	Days Miles \$5.00

190

Filed	125
File	ED
by M. O. L.	

JUL 18 1904

Grant H. Thompson,
Prothonotary.