

No. 6, Sept. Sessions, 1904

COMMONWEALTH

versus

Public Road

in

Brook Twp.

Road basket 4 - page 461

Charge

Page 17062

WILLIAM F. SWOOPH,
DISTRICT ATTORNEY.

To the Honorable Allison O. Smith Judge of
the Court of Quarter Sessions of the Peace in and
for the County of Clearfield Pennsylvania.

The petition of the undersigned inhabitants of
the Township of Kroy, in said county respectfully
showeth: That your petitioners labor under great
inconveniences for want of a public road or
highway to lead from a point on the public
road leading from the village of Glen Richey to
Madera, at or near the village of Boardman in
Kroy Township, to a point on the public road
leading from New Millport to Houtzdale, at
or near the farm of D.H. Barnett in Kroy Township,
Your petitioners therefore pray the Court to appoint
proper persons to view and lay out the same accord-
ing to law; And they will ever pray &c

H. C. Perky	John Boag
B. F. Bloom	B. F. May
J. W. Barnes	J. C. Carlson
A. B. Owens	Jacob Macrae
Isaac Wolfe	J. C. Snyder
Jos. S. Hoxie	W. H. Higley
Samuel Hoxie	Jos. French
R. C. Patterson	Clark Fox
Lester Bloom	J. W. Rovles
M. C. Davis	

Ernest Walker
Jesse Barnett
D. H. Barnett
R. G. Dunlap
W. B. Dunlap
John R. Dunlap
Mrs. Styers
J. J. Dunlap
W. W. Gathcart
J. B. Gathcart
Grant Gathcart
J. W. Gathcart
W. W. Gathcart

6 July 1904

Petition of inhabitants
of King Township

for
Appointment of Commissioners to
view and lay out a public road
to lead from a point on the
public road leading from the
village of New Berlin to Radnor,
at or near the village of Broadmead,
in King Township, to a point on the public road
leading from New Berlin
to New Berlin, at or near the farm
of W. H. Bennett in King Township.

Now, May 4, 1904, the
writer, petition and
complain and therefore
of the Township
of King, Pennsylvania,
and James Jacobson
and others, who
are inhabitants thereof,
view and lay out said road
and make return of same
to court. By the Compt.
William J. Murphy

FILED

May 6, 1904

Grant H. Thompson, Esq.,
Prothonotary.

John C. Clark & Sons, 290 Chestnut Street, Philadelphia.

125 by 1000

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 4th day of May, A. D. 1904, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Knox

-----, in said county, setting forth that

Your petitioners labor under great inconveniences for want of a public road or highway to lead from a point on the public road leading from the Village of Glen Richey to Madera at or near Boardman in Knox Twp. to a point on the public road leading from New Millport to Houtzdale, at or near the farm of D. H. Barnett, in Knox Township/

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, whereupon the Court, upon due consideration had of the premises, do order and appoints C. B. Alexander, Robert Boyd, 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 to view and lay out 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 W. 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

No damages allowed and consent of the viewers for crossing the road and the official could not be seen by the witness

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 a point on the Public Road leading from the village of Glen Richey to Fadra at or near Boardman

in KNOX Township, to a point on the Public Road leading from New Millport to Hentzdale at or near the farm of D. H. Barnett

in KNOX Township, in the county aforesaid, will meet at the house of Calvin Snyder BOARDMAN, in KNOX Township, on Tuesday, the 19th day of JULY, A. D 1904, 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.

B. B. Alexander

Robert Boyd

James Savage

Viewers.

July 11

, 1904.

Service Accepted
July 27 1904

B. Bloom Supervisor
Knox Sup.

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 a point on the Public Road leading from the village of Glen Richey to Madera at or near Boardman

in KNOX Township, to a point on the Public Road leading from New Millport to Houtzdale at or near the farm of D. H. Barnett

in KNOX Township, in the county aforesaid, will meet at the house of Calvin Snyder BOARDMAN, in KNOX Township, on Tuesday, the 19th day of JULY, A. D. 1904, 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.

John Alexander
Robert Boyd
James Savage
Viewers.
July 11th, 1904.

Service accepted
July 12, 1904
Co. Commissioner
By A. Tolson
Act

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 a point on the Public Road leading from the village of Glen Richey to Madera at or near Boardman

in KNOX Township, to a point on the Public Road leading from New Millport to Houtzdale at or near the farm of D. H. Barnett

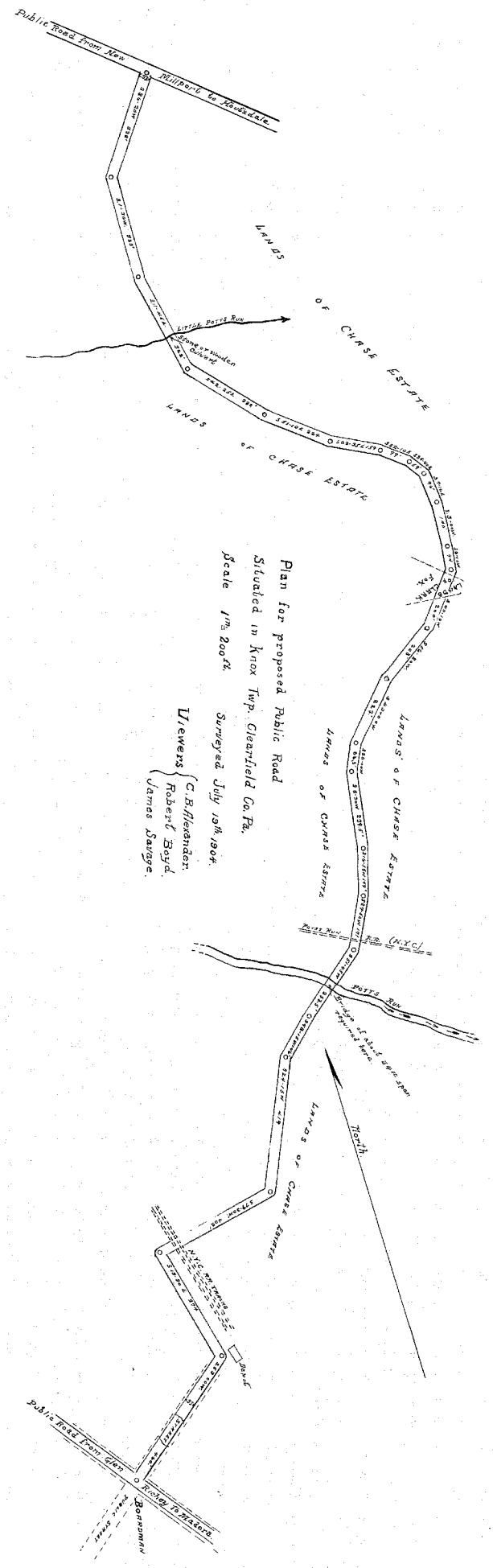
in KNOX Township, in the county aforesaid, will meet at the house of Calvin Snyder BOARDMAN KNOX, in TUESDAY, the 19th day of JULY, A. D 1904, at 10 o'clock A. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

C. B. Alexander
Robert Boyd
James Savage
Viewers.

July 11th., 1904

Service accepted
July 12, 1904

Clark Holton
Supervisor
Knox Township.



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 for Public Road beginning at a point on the Public Road leading from the village of Glen Richey to Madera at or near Boardman in Knox Twp. Clearfield Co. Penna. to a point on the Public Road leading from New Millport to Houtzdale at or near the farm of D.H. Barnett in said township respectfully report that we gave good and lawful notice of said view to the County Commissioners of Clearfield County and to the Supervisors of Knox Twp. Notices with acceptance of service by same are filed herewith and made a part of this report. Notices were also posted in vicinity of the proposed road and property holders in the vicinity notified.

On the 19th day of July 1904 the date as set forthin notices hereunto attached, your viewers met as appointed and being severally affirmed proceeded to view and survey for said road.

We have found that because of the recent developments in this community such as the building of the town of Boardman and the present development of other new coal operations in this vicinity makes this road a necessity for the convenient travel of the citizens. Its opening will shorten the distance of highway travel between the point above given by about two miles over excessively hilly roads. The proposed road has been laid out at a very fair grade, a larger part of same being located on old lumber roads which can be opened at comparatively small expense, the remainder of the road will be mostly a light side hill cut. One stone culvert and a bridge over Potts Run of about thirty four foot(34 ft.) span will be required.

Your viewers would therefore respectfully recommend that said road be granted and located as follows:-

Beginning at a point on the Public Road leading from New Mill-
port to Houtzdale near the farm of D.H.Barnett thence S.36-20 W.338' to a post; thence S.1-30 W. 323' to a post; thence S.11-45. E.322' to a post; thence S.42-25 E.282' to a post; thence S.51-10 E.224' to a post; thence S.62-35 E.159' to a post; thence S.52-10 E.99' to a post; thence S.34-40 E.59' to a post; thence S.7-10 E.96' to a post; thence S.3- 00 W. 140'. to a post; thence S.8-10W.74'. to a post; thence S.40-18 W.200'. to a post; thence S.56-20 W.203'. to a post; thence S.43-00. W.223'. to a post; thence S.26-00 W.88.5'. to a post; thence S.8-30. W.239.5'. to a post; thence S.18-55W.149' to a post; thence S.27-50. W.171' to a post; thence S.51-45 W.253.5'. to a post; thence S.48-15 W.146' to a post; thence S.24-15 W.419'. to a post; thence S.7930 W.403' to a post; thence S.13-30 E.374'. to a post; thence S.53-00 W.460'. to a post.in Public Road leading from the village of Glen Richey to Madera in the town of Boardman Pa.being about 5445.5ft.. in length. A plan of which road is hereunto attached and made a part of this report .

WITNESS our hands this day of July, A.D. 1904.

VIEWERS.—

{ C. B. Alexander
James Savage
R. Bolyer

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.

AMOUNT.
Days 4 60 Miles 23 \$18.30
Days 2 James Savage 23 \$6.30
Days 1 B. P. Blane 23 \$1.50
Days 1 Clark Hobson 12 Miles \$1.50
Days 1 D. R. Bennett 1 \$1.50
Expense of serving 25 \$1.25
Interest at 6% \$1.25

Aug. 6 Sept. Sessions, 190 4

ORDER

To view a road for Public use in the township of Knox Clearfield County

September Sessions, 190 4
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 County Advisor & Justice
Acc. to 1904 Constitution
absolutely. By the County Advisor & Justice

FILED
JUL 26 1904
Frank H. Thompson, 190
Prothonotary.
Fees \$1.25 paid by W. A. Chase

W. A. Chase,