

No. 7, Dec Sessions, 1906

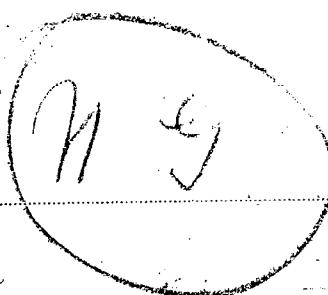
COMMONWEALTH

versus

Vacote & Supply
Public Road
in

Bradford Tap
RD 4 page 539

Charge



Port Tap. Rd. 17611

WILLIAM I. SWOOP,
DISTRICT ATTORNEY.

To the Honorable Allison O. Smith, Judge of the Court of Quarter Sessions of the county of Clearfield.

The petition of the undersigned inhabitants of the township of Bradford, in the county of Clearfield, and state of Pennsylvania, respectfully represents:

That they labor under great inconvenience for want of a public road to begin at the top of the hill at the corner of William Wilson's field on road leading from Pleasant Valley through to Shiloh, and to end at a point about thirty rods west of Fletchey Shirey's dwelling house on public road leading from Shiloh to Woodland, in the township of Bradford. 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 to vacate the public road now opened from the cross roads at or near the farm house of William Livingston in said township, to the top of the hill at the corner of said William Wilson's field, where the said new road begins in said township, which said last mentioned road will, by reason of laying out of the proposed road, become useless, and make report of their proceedings to the next term of Court.

As to 'For c':
James Force
C. L. Smith
John L. L. L.
F. A. Kyler
C. C. Wilson
Jacob Burnside
W. Chapman
A. C. Landis

H. C. Miles
A. L. Forney
John E. Wilson
Bonny Gap
J. W. Michallis
Haddam 6 rods
J. T. Wilson
Paul Shirey
D. M. Reed

John Gidgeroy
A. E. Hodridge
J. A. Stewart
J. G. Stewart
D. J. McDonnell
J. N. Palmer
J. W. Undercofler
J. B. Finelli
H. Dugan
A. Weller
S. Swift
Thomas Lewis
John G. Grapinis
F. J. Peter
Robert Barber
David Bumbarger
Isaac Krieger
D. B. Williams
Matthew Joseph
D. B. Werner
M. B. Werner
J. J. Krieger
H. B. Krieger
William Krieger
A. H. Gourdin
Emile B. Gourdin
Liam

J. E. Fireygood
J. C. Bumfries
C. J. Gravino
E. H. Hodridge
James Barber
H. C. Sire
Jewell W. McDonnell
James A. Grapini
R. J. Krieger
R. J. Bumfries
G. B. Krieger
H. C. Sire
J. J. Buck
A. B. Krieger
E. C. Stewart
W. R. Shirey
Wm. Grapinis
Fletcher Shirey
J. J. Krieger
B. W. Krieger
John in Boston
D. J. Krieger
F. J. Krieger
Ferd Krieger
John Krieger
Liam

Robert Graham
C. G. Wallace
F. H. Wilson
J. J. Shirley
J. M. McDowell
G. T. Shirley
James Muller
Jack Wilson
J. R. Wilson
A. G. Wilson
C. Wilson
George Keph
P. Wilson
G. W. Luzier
J. C. Graham
Alec Gaines
John Legg
F. J. Buck
John Buck
H. K. Bush
Jackson Graham
John Shirley
William Shirley
Curtis Shirley
F. W. Foster
D. O. Nelson
C. S. Legg
W. B. Lansberry
W. L. Johnson
George Berry hoof
R. G. Bangs
Char Johnson
F. J. B. est.
J. J. Mitchell
D. J. Mitchell
W. J. Shirley
Matthew Graham
J. M. Lansberry
W. H. McDowell
Milton Gernade
F. Thompson
J. C. Thompson
David Dale
R. E. Dale
J. G. Main
D. C. Wilson
David Fury

22 Dec. 1906

Retiring screen and
vacate public
Road in Bradford
forwards

This will NOT return mounted
I am going to send you a number
of frames and I hope you
are appointed men to make
said frames and shortly
return them at my expense
Yours, By the Compt.
William A. Smith
C. O.

RECORDED	RECORDED
1906-111	1906-111
SEP-51906	SEP-51906
FILED	

W. A. SMITH

2 Dec 1906

Now, April 26th, 1907, it having been agreed between Oscar Mitchell, representing the Petitioners, and W. A. Hagerty, Attorney for W. H. Wilson, the Exceptant; that if the within road was referred back to the same Viewers, with direction to hear the Exceptant and pass upon the question of his damages in taking off the land for the road in question, all other exceptions would be withdrawn, it is hereby ordered and decreed, that the within Report be referred back to the same Viewers, they to give notice to the County Commissioners and to the Supervisors of Bradford Township, as well as to W. H. Wilson or his Attorney, and to hear and determine on the question of the amount of damages, if any, to which the said W. H. Wilson is entitled, and make report at the next Court of Quarter Sessions.

By the Court,

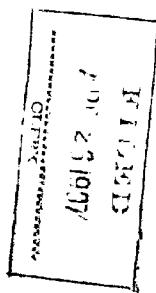
Alisia C. Smith
P. J.

May 11. 1907 powers of the viewers
extended to next term for the
impeachment of the above referenced.

By the Court
Alisia C. Smith
P. J.

Aug 14/07. James Savage no
appointed in place of Robert Buys
By the Court

Received from the record the 17 Aug 1907
Robert Buys



SUPPLEMENTARY REPORT OF ROAD VIEW IN BRADFORD TWP. CLEARFIELD
CO. 3---NO. 2 DEC. SESSIONS 1906.

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

We the undersigned Viewers to whom the within mentioned road view, previously made on Nov. 10th. 1906 was referred by agreements attached and Court order do report that notices were given to the County commissioners of Clearfield County, to the Supervisors of Bradford Twp. and to W.H.Wilson as per agreement and Court Order. Notices of view were also served on other parties who might be interested and notices of view were also posted along route of said view. Robert Boyd, one of the previous viewers on within road and reappointed for the review by agreement and order, being out of the county on date set for this review, was substituted for by James Savage per second agreement and Court Order as attached. Copies of notices served and signed are herewith attached and made a part of this report.

This review being made relative to the assessment of damages that may result from proposed Public Road to W.H.Wilson, your Viewers met as appointed on Thursday the 15th. day of August, ¹⁹⁰⁷ and after being affirmed and the said W.H.Wilson being present, proceeded with the examination and hearing for possible damages if any.

Your Viewers after consideration of said matter and the benefits and damages to Mr. Wilson of the proposed road have decided that Mr. W.H.Wilson is entitled to damages to the amount of Thirty-Five Dollars (\$35.00).

Your Viewers also believe it proper and equitable to allow to Mr. Ed. Shirey and to Mr. W.M.McDowell whose properties are also af-

Page 2.

feeted the sum of Ten Dollars (\$10.00) each, and so we recommend.

Witness our hands this 24th. day of August A.D. 1907.

C. B. Alexander
VIEWERS: L. Bessinger
James Savage

ROAD VIEWERS' NOTICE

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

to view for Public Road
top of hill at corner of Wm. Wilson's field on road leading from Pleasant Valley to Shiloh and to end at a point about 30 rods west of Fletcher Shirey's dwelling house on Public Road leading from Shiloh to Woodland

in Bradford Township, to end vacate
Public Road now open from Cross Roads at or near the house of Wm. Livingstons to the top of the hill at the corner of the said Wm. Wilson's field where the said new road begins

in Bradford Township, in the county aforesaid, will meet at the house of Fletcher Shirey
, in Bradford

Township, on Thursday, the 15th.
day of August, A. D. 1907, 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

L. Denning

Robert Boyd

Viewers.

Clearfield, Pa. Aug. 7, 1907., 190

Service accepted or within Notice.

Ed & Shirley.

Mr. & Mrs. Shiry.

J. M. McDonell & Son

ROAD VIEWERS' NOTICE

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

^{to view} for Public Road
top of hill at corner of Wm. Wilson field on road leading from Pleasant Valley to Shiloh and to end at a point about 30 rods west of Fletcher Shirey's dwelling house on Public Road leading from Shiloh to Woodland

in Bradford Township, to and vacate
Public Road now open from Cross Roads at or near the house of Wm. Livingstons to the top of the hill at the corner of the said Wm. Wilson's field where the said new road begins

in Bradford Township, in the county aforesaid, will meet at the house of Fletcher Shirey.....

, in Bradford Township, on Thursday, the 15th.
day of August, A. D. 190⁷, 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

L. Denning

Robert Boyd

Viewers.

Service accepted on written notice

D. A. Gregory Supervisor

1/24/11

A. B. Lansbury

ROAD VIEWERS' NOTICE

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

to view ^{for Public Road} Road leading from top of hill at corner of Wm. Wilson field on road leading from Pleasant Valley to Shiloh and to end at a point about 30 rods west of Fletcher Shirey's dwelling house on Public Road leading from Shiloh to Woodland

in Bradford Township, to and vacate Public Road now open from Cross Roads at or near the house of Wm. Livingstons to the top of the hill at the corner of the said Wm. Wilson's field where the said new road begins

in Bradford Township, in the county aforesaid, will meet at the house of Fletcher Shirey, in Bradford

Township, on Thursday, the 15th day of August, A. D. 1907, 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

L. Denning

Robert Boyd

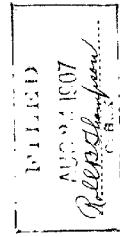
Viewers.

Clearfield, Pa. Aug. 7, 1907., 190

Accept service of
County Commissioners
August 8th 1907
L. C. Morris
Clerk

G.B. Alexander 3
(307 6) Miles 1/2 \$6.20
L. Denning 7 Days 1
(307 8) Miles 1/2 4.20
F. Gossage 7 Days 1
(307 2) Miles 1/2 4.20
W. M. Gould 7 Days 2
(307 1) Miles 1 3.10

Supplementary Report
on Public Road View
Bradford Bankfield Park
No. 2 Dec. Session 1906
Sent Dr. J. A. Allen confirmed a building
by the Committee
William S. Smith



Geo. Boyd Altoona, Pa.

3227-6. aw?

J. J. M. McDowell

A. F. D. Westland, Pa.

R. H. W. Boyd

Ungersburg, Pa.

John Anna, Brown, I.

Jacob Hunnel NOTICE.
To ~~James~~, Walter Knepp, and Bish Lansberry, Supervisors,
You are hereby notified that an application will be made to the Court of Quarter Sessions of Clearfield county for the appointment of viewers on Monday the 3rd day of September 1906 at 1:30 o'clock P.M., to view the public road in Bradford township, Clearfield county, Pennsylvania, to begin at the top of the hill at the corner of William Wilson's field on road leading from Pleasant Valley through to Shiloh, and to end at a point about thirty rods west of Fletcher Shirey's dwelling house on public road leading from Shiloh to Woodland, in the township of Bradford. 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 to vacate the public road now opened from the cross roads at or near the farm house of William Livingston in said township, to the top of the hill at the corner of said William Wilson's field, where the said new road begins in said township, which said last mentioned road will, by reason of laying out of the proposed road, become useless, and make report of their proceedings to the next term of Court, at which time you may be present if you see fit.

Oscar Mitchell
Atty. M'Ward

Now, the ~~11~~ ¹² day of August 1906, I hereby accept service on this notice.

Jacob Hunnel

Now the ~~11~~ ¹² day of August 1906, I hereby accept service on this notice.

W. M. Rouse

Now the ~~12~~ ¹⁴ day of August 1906, I hereby accept service on this notice.

A. B. Lansberry

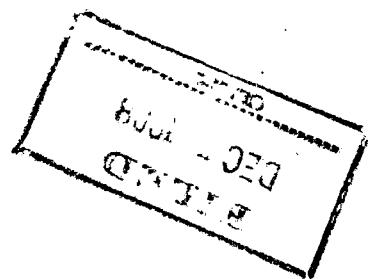
Woodland
Penna

Dec 5 1908

This is to certify that
a new Road in Bradford
Township has been
beginning at a point
on public Road leading
from Woodland to Shiloh
near Elton, Shiloh
+ leading to a point near
W.H. Wilson's is complete
and open to the accommo-
dation of the public and
is "Laid to standard" the
name

A. B. Lansberg, Supervisor
James Brappan, C. W. man

Road
2 Dec 1990



Clearfield County, ss:

At a Court of Quarter Sessions of the Peace of the

county of Clearfield, Pennsylvania, 1775

held, in and for said county, on the 5

day of September, A. D. 1906, before the

Judge of said Court, upon a petition of sundry

inhabitants of the township of Bradford

, in said county, setting forth that

they labor under great inconvenience for want of a public road to begin at the top of the hill at the corner of Wm Wilsons field on road leading from Pleasant Valley through to Shiloh and to end at a point about 30 rods West of the takes Shireys dwelling house on public road leading from Shiloh to Woodland, in the Township of Bradford. 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 to vacate the public road now opened from the cross roads at or near the farm house of Wm Livingston in said Twp, to the top of the hill at the corner of said Wm Wilsons field where the said road begins in said Twp, which said road mentioned road will, by reason of laying out of the proposed road become useless 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, L. Denning and Jacob Burge 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 Vacate and supply 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.

Roel B 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

W^m M. M^c Dowell answers for the
M^c Dowell estate that no damage will be
asked for converting the private road already ex-
isting thro' these premises into a public road.

Aug. 24 1907. By the viewers.

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 top of hill at corner of W^m Wilson's field on road leading from Pleasant Valley to Shiloh and to end at a point about 30 rods west of Fletcher Shirey's dwelling house on Public Road leading from Shiloh to Woodland in Bradford Township, to and Vacate Public Road now opened from Cross Roads at or near the house of W^m Livingston to the top of the hill at the corner of the said W^m Wilson's fields where said new road begins in Bradford Township, in the county aforesaid, will meet at the house of Fletcher Shirey, in Bradford Township, on Saturday, the 10th day of November, A. D. 1906, 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. P. Alexander

L. Derning

Jacob Burge

Viewers.

Nov. 2, 1906.

Service accepted
Nov 2, 1906.
County Commissioners
On Application
for

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 top of hill at corner of Wm. Wilson's field on road leading from Pleasant Valley to Shiloh and to end at a point about 30 rods west of Fletcher Shirey's dwelling house on Public Road leading from Shiloh to Woodland

in Bradford Township, to and to Vacate..
Public Road now opened from Cross Roads at or near the house of Wm. Livingston's to the top of the hill at the corner of the said Wm. Wilson's fields where said new road begins

in Bradford Township, in the county aforesaid, will meet at the house of Fletcher Shirey Bradford

, in
Township, on Saturday the 10th.
day of November, A. D. 190⁶., 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,

L. Denning,

Jacob Burge

Viewers.

Nov. 2 1906., 190 .

Signature of property holders
along route of survey. B. 6

Ed L. Glavin.

W. H. Wilson

~~Elijah Wilson, Ex~~

~~J. M. McDonald, Ex~~

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

We the undersigned Viewers for the Public Road 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 Bradford Twp., to the property owners along route of said view, and notices were posted in the vicinity of view all according to law. Copies of notices with signatures are herewith attached.

On Nov. 10th. 1906. as per notices given your Viewers met as appointed, Mr. Robert Boyd having been appointed to serve as substitute for Mr. Jacob Burge, and being severally affirmed, proceeded to receive testimony and to view for and to vacate Public Roads as mentioned.

Your Viewers found on about 4/7th of the proposed route of new road a passable travelled road of good grade and on the remainder of the distance the road as desired was located on a good grade mostly through cleared fields. No claims for damages were made and your Viewers believe that the benefits of this new road would be of more value to the land-owners concerned than the ground occupied by said road and assess no damages.

Regarding that part of view to vacate adjacent Public Road, your Viewers have found this road to have a very steep grade and not much travelled, however your Viewers have found a citizen residing on this piece of road and some objection has been made to its vacation. Your Viewers would therefore not recommend the immediate closing of this road, but would suggest that should the new road be opened and prove satisfactory to the travelling public, that this hilly piece of road be later vacated, except a short distance necessary as an outlet for the above mentioned resident.

Your Viewers would then recommend that said new road be opened as follows: Beginning at top of hill at corner of Wm. Wilson's field on road leading from Pleasant Valley to Shiloh; Thence S. 66-55 E. 837'; Thence S. 63-35 E. 337'; Thence S. 62-30 E. 529'; Thence S. 63-50 E. 459'; Thence S. 61-30 E. 335'; Thence S. 68-15 E. 715'; Thence N. 86-30 E. 383'; Thence S. 80-00 E. 254'; Thence S. 71-15 E. 392'; Thence S. 75-30 E. 170'; Thence S. 49-00 E. 284'; Thence S. 60-35 E. 277'; Thence S. 54-00 E. 256'; Thence S. 69-10 E. 261'; Thence S. 54-45 E. 240'; Thence S. 59-00 E. 153'; Thence S. 37-30 E. 103'; Thence S. 40-45 E. 472'; Thence S. 6-30-30 E. 220'; Thence S. 27-45 E. 277'; Thence S. 6-00 E. 162'; Thence S. 6-15 W. 155'; Thence S. 8-15 W. 234' to a point about 30 rods west of Fletcher Shirey's dwelling house on Public Road 1 leading from Shiloh to Woodland.

A Plot of this road is herewith attached and made a part of this report.

WITNESS our hands this 13th. day of November A.D., 1906.

O. B. Alexander
VIEWERS.

R. Boyd
L. K. Klemming

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 employee 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 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.

6 B. Alexander	Days 3	Days 1 6	Days 3	Days 1	Days 1 2	Days 1 2
1. Dunning	Miles 1/2					
2. Boyd	Miles 1/2					
3. Mc Powell	Miles 1					

No. 2 Dec Sessions, 1906	ORDER
To view the lot and supply a road for public use in the township of Shady Brook , Clearfield County	
<p>Subt. Sessions, 1906, 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 limit.</p> <p>William D. Smith</p>	
<p>18 Decem. 1906. Petitioner says for W. M. Wilson & gets to confirmation of said report, and assigns the following roads.</p> <p>1. Because it is necessary to open up the top of the hill of land of the petitioner as required by law, no roads are made the complainant being allowed to cross report.</p> <p>2. Because some of the complainant's property is not being used for the same purpose by the property owner.</p> <p>3. Because it is now the location, and the complainant does not care for same to run along the property of the petitioner.</p> <p>W. M. Wilson for W. M. Wilson</p>	

Now Nov. 11. 1906 Jacob Burge having declined to serve Robert Boyd is substituted in his stead.

By the Comt.
 Arthur D. Smith

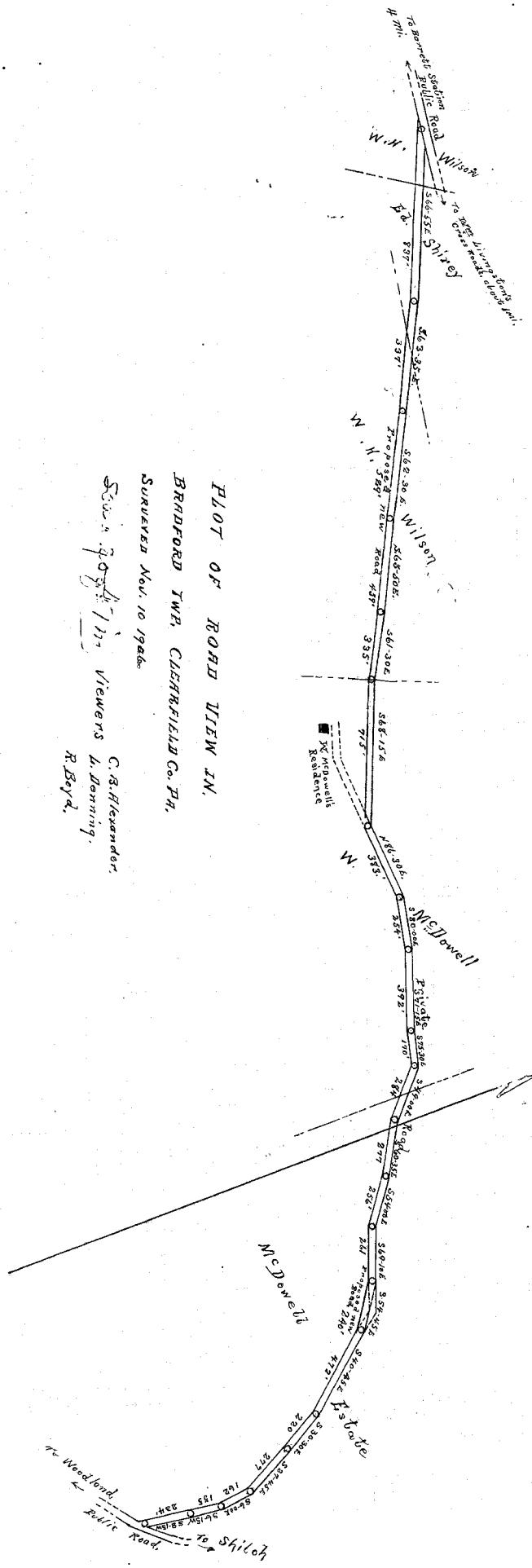
Now Dec 31 1906. Petitioner says for W. M. Wilson & gets to confirmation of said report, and assigns the following roads.

1. Because it is necessary to open up the top of the hill of land of the petitioner as required by law, no roads are made the complainant being allowed to cross report.

2. Because some of the complainant's property is not being used for the same purpose by the property owner.

3. Because it is now the location, and the complainant does not care for same to run along the property of the petitioner.

W. M. Wilson
 for W. M. Wilson



BRADFORD TWP., CUYAHOGA CO., OH.
SURVEYED NOV. 10, 1926.
C. B. Alexander,
L. Downing,
R. Boyd.