

No. 5 Dec. Sessions, 190 8

~~COMMONWEALTH~~

~~VIRGIL~~

Vacate & Supply
Public Road
in
Union Township.

R.D. 45 - Page 2

Charge

JAMES H. KELLEY,
DISTRICT ATTORNEY.

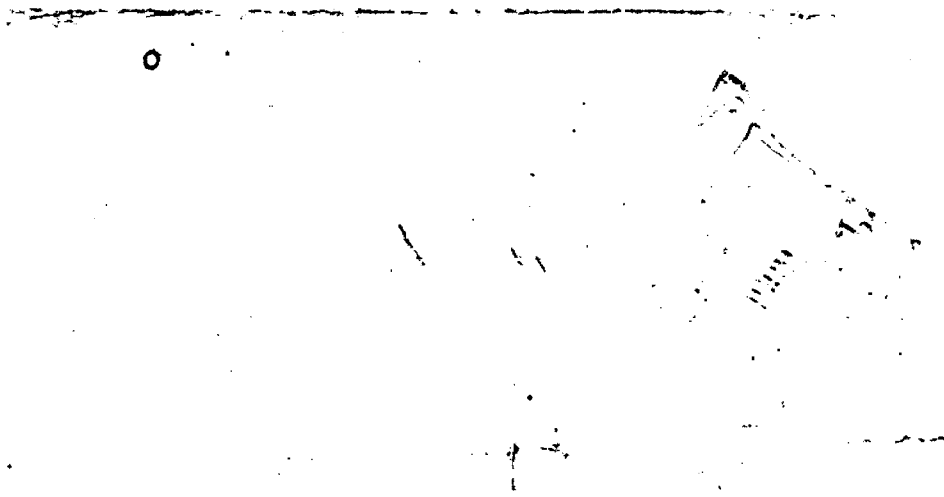
Vacate & Supply
Too Short

To the County Commission
of Clearfield County

Greeting:- This is to inform you
that the New Road is now
completed and open for the
traveling public at Smiths
mill in Union Township

J. M. Liess Sec
P. M. Dowd Pres.
J. W. LaBarde

Road —
5 Dec 1908



IN THE COURTS OF QUARTER SESSIONS OF CLEARFIELD
COUNTY, PENNSYLVANIA.

The petition of the Under signed Citizens of Union
Township, in said County respectfully represent :-

That a road has long since been laid out and in
public use from Home Camp to a point intersecting the road
laid from Rockton to DuBois. That a portion of said road
is so located as to be in part between Sandy Creek and the
Race at the Saw mill of John Smith and requires the mainte-
nance of two bridges by reason thereof.

That a new bridge is now about to be constructed
over Sandy Creek on the road from Rockton to DuBois and the
road to Home Camp can be so re-constructed as to be put
upon a much better location by removing said road from
between the Creek and Race and do away with the need for the
said two bridges.

That a portion of said road to Home Camp should be
vacated and supplied, to wit; that portion thereof beginning
at the intersection of said road with the road from Rockton
to DuBois and thence to a point in said road at the house of
Peter Shaffer.

They therefore pray that viewers may be appointed to
vacate and supply the said portion of said road as provided
by law. The Supervisors of said Township favoring said
change hereby waive notice of the presentation of this petition.

Supervisors of Union Twp
by their attys
Beel & Halswiler

H. S. Lee
Samuel H. Lee

J. Stetebarger

M. W. B. B. B.

D. W. B. B.

Samuel Johnson

J. W. B. B.

E. S. Kelly

E. W. D. B.

G. H. McDonald

L. H. W. B.

A. D. Johnston

W. C. McCracken

H. W. B.

J. W. B.

B. A. Linger

E. L. Linger

Henry A. Shopper

B. M. H. B.

A. B. B.

S. J. Nelson

A. L. Bailey
D. J. Benson
J. H. Riddle
Josh Weber

to 5 Dec. so. 1908

Station Wiscala and
Supply Public Road
in Queen Township

New Sept. 15. 1908 publication per-
centage of those upon Henry Jones
Kander's drawing and
Garet Burger was appointed
going to this said journey
and make report of first
season - By the Com.
William T. Smith

Dee. Hurlerich
In Det.

KIMBLE TNGR. CHAFFIN D. P.

Notice of presentation of Petition waiv'd.

Der

County Commissioners
 Per. L. C. Morris
 Clerk

Know all Men by these Presents

THAT Mr. Singleton Bell & Howard B. Hultquist

of the County of Clearfield held and firmly bound unto
the Commonwealth of Pennsylvania to the use of
the County of Clearfield

of the County of Clearfield in the sum of
One hundred Dollars, to be paid to the said
County of Clearfield or its

certain Attorney, ~~Executors, Administrators~~ Successors or Assigns; to which payment well and truly to be made and done,
Mr do bind ourselves Heirs, Executors, Administrators, and every of them, firmly by these

Presents. Sealed with our Seal(s), and dated the Sept day of Sept A. D. 1908

The condition of this obligation is such that
whenever certain citizens of Union Township have
presented their petition for payment for the improvement
of new road and supply a portion of
the public road leading from Home Camp to the
road from Rocklin to Wabona

Now therefore if the said petitioners shall pay unto the
County Treasury such sum as the County shall
pay for services new, renew and re-renew,
upon the Court ordering payment of the same
by the petitioners, this obligation to be void and
of no effect, otherwise to be and remain in full
force and virtue

without any fraud or further delay; then this Obligation to be void and of none effect, otherwise to be and remain in full force and virtue.

~~And further~~ do hereby authorize and empower any ~~Attorney of any Court of Record of~~ Pennsylvania, or elsewhere, to appear for and confess judgment against for the above sum, with or without declaration, with costs of suit, release of errors, without stay of execution, and with per cent. added for collection fees, and also waive the right of inquisition on any real estate that may be levied upon to collect this bond, and do hereby voluntarily condemn the same, and authorize the Prothonotary to enter upon the Fieri Facias said voluntary condemnation, and further agree that said estate may be sold on a Fieri Facias, and hereby waive and release all relief from any and all appraisement, stay or exemption laws of any State now in force or hereafter to be passed. Said collection fee is hereby directed to be added in and to constitute a part of said judgment.

Sealed and Delivered }
IN THE PRESENCE OF US:

Singh B. Bell



H. B. H. Autman



Roads

No 5 Dec. 21. 1908

No. Term, 1908

In Re Roads

Union Trust

Judgment Bond.

Real Debt, \$

Interest from

Entered and filed 190

Prothonotary.

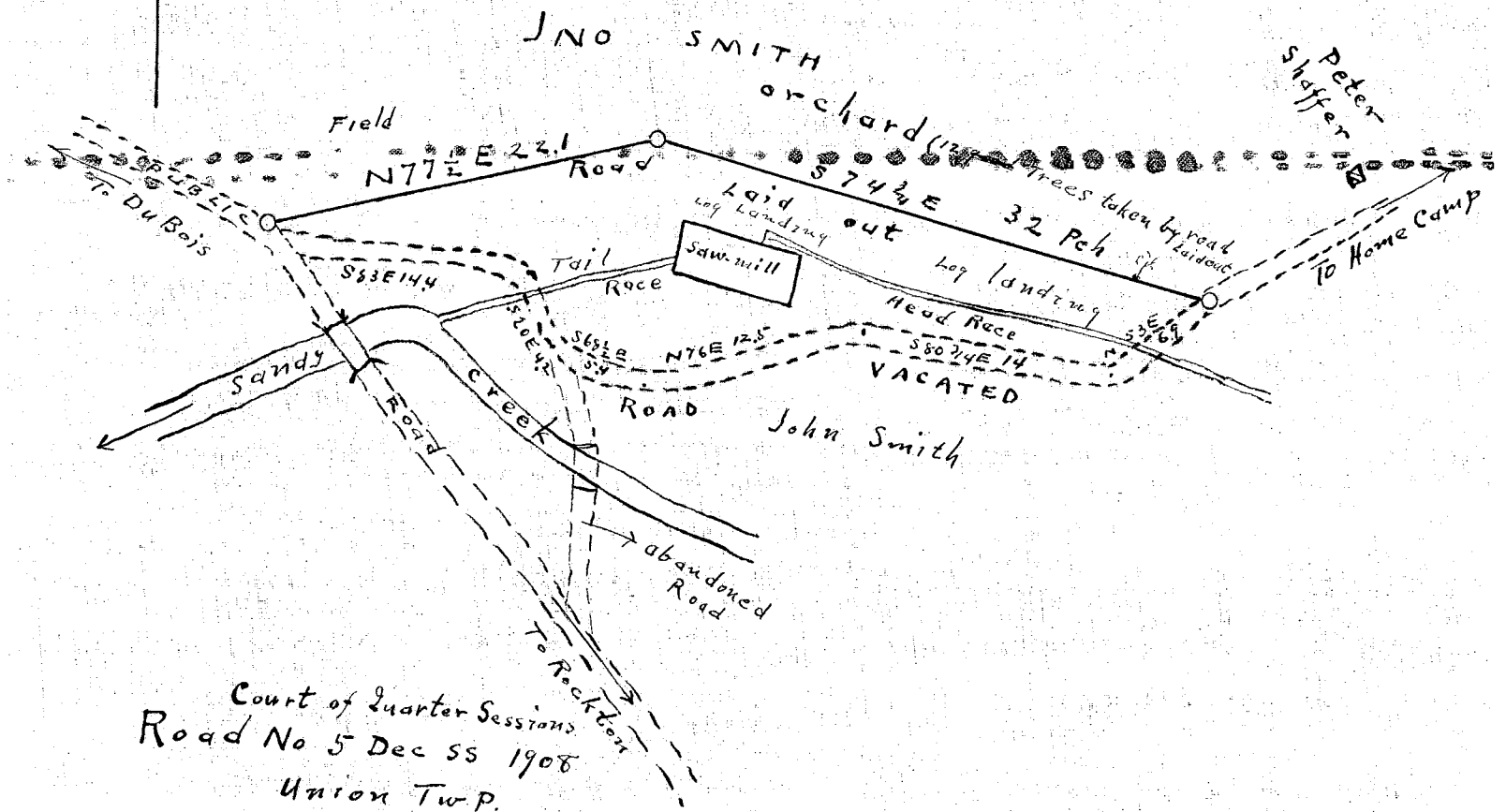
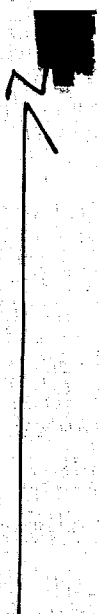
Attorney.

No. 586. John C. Clark, Company, 1230 Locust Street, Philadelphia.

SEP 21 1908

Clfd. Co., Union Twp.
Conf. Absol. Feb. 1909.
33 ft. -- 16 ft.,

Beginning at a point on the road leading
from Rockton to Dubois --- to a point
near house of Peter Shaffer on the
the road leading from Rockton - Dubois
Road to the Home Camp.



Viewers Harry Byers
Leander Denning
Jacob Burge

Scale
1"=10 Pch

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 & supply public~~ Road leading from *Home Camp in Union Township to point on road leading from Rockton to DuBois*. The part of said road to be vacated and supplied begins at intersection of said road from Rockton to DuBois thence to a point in said road at ~~the~~ house of Peter ~~Township~~ Shaffer, The purpose being to avoid two bridges near where bridge is to be built over Sandy Creek

in *Union* Township, in the county aforesaid, will meet at the house of *Peter Shaffer*, in *Union*

Township, on *Friday*, the *13th* day of *November* A. D. 190*8*, at *9* o'clock *A M.*, to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

Harry Byers
Leander Denning
Jacob Burge
Viewers.

Clearfield Pa Nov 5, 1908.

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 & supply Public* Road leading from *Home Camp*

in *Union* Township, to intersect road *Rochester to DuBois*. *The part of said road to Home Camp to be vacated and supplied Beginning at intersection of said road with the road from Rochester to DuBois and thence to a point in said road at house of Peter Shaffer (vacate & supply being to avoid keeping up two bridges near new bridge to be erected.*
in *Union* Township, in the county aforesaid, will meet at the house of *Peter Shaffer*, in *Union*

Township, on *Friday*, the *13th* day of *November* A. D. 190*8*, at *9* o'clock A. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

Harry Byers
Leander Denning
Jacob Burge
Viewers.

Clearfield Pa No 5, 190*8*.

Service accepted this
6th day of Nov 1908.

S. P. Hamilton
W. J. Rowell

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 26th day of September, A. D. 1908, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Union, in said county, setting forth that

a road has long since been laid out and in public use from Home Camp to a point intersecting the road from Rockton to DuBois. That a portion of said road is so located as to be in part between Sandy Creek and the race at the saw mill of John Smith and requires the maintenance of two bridges by reason thereof. That a new bridge is now about to be constructed over Sandy Creek on the road from Rockton to DuBois and the road to Home Camp can be ^{re-}so constructed as to be put upon a much better location by removing said road from between the creek and the race and do away with the need for the said two bridges. That a portion of the said road to Home Camp should be vacated and supplied, to wit: Beginning at the intersection of said road with the road from Rockton to DuBois and thence to a point in said road at the house of Peter Shaffer.

and therefore praying the Court to appoint proper persons to view said portion of road ~~the same~~ according to law, whereupon the Court, upon due consideration had of the premises, do order and appoint Harry Byers, Leander 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 said road 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.

Reed 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 *John Smith* the sum of *one hundred and forty-five dollars*
To *said John Smith* being present at view of said road. the sum of _____
To _____ the sum of _____

Witness our hands this 12th day of November A. D. 1908.

Harry Byers.
Jacob Bunge
L. Benning

To The Honorable Allison Q. Smith President Judge of the
Court of Quarter Sessions of Clearfield County Pa. we, the un-
dersigned viewers appointed by the within order of Court to lay
out the road and vacate and supply the roads therein mentioned
respectfully report that we gave notice of the said road view
(two of the notices being attached hereto), that we met agreeable thereto,
and having been severally sworn or affirmed we viewed the road
proposed to be vacated and supplied, and are of opinion that the
said road would be improved by the changes prayed for by petitioners
and we have laid out and do return for public use to avoid two
bridges and low ground, the following road to wit: Beginning at
a point at road leading from Rockton to Dubois thence through old fields
of John Smith N $77\frac{1}{2}^{\circ}$ E 22.1 perches to an apple tree, thence through
orchard of same Smith bearing four and three fourth degrees East thir-
ty two perches to point near house of Peter Shoffer on Road
leading from Rockton to Dubois to Home Camp; The road now in
use between the same points having become useless, inconvenient
and burdensome by reason of change of location of bridge on road leading
from Rockton to Dubois and also from the fact that two bridges
are required, which road we have therefor vacated for reasons a-
foresaid and part vacated is described as follows. Beginning at
starting point of road laid out thence S 83° E 14.4 fch, S 20° E 4.2 fch,
S $68\frac{1}{2}^{\circ}$ E 5.4, thence N 76° E 12.5 fch, thence S $80\frac{3}{4}^{\circ}$ E 14 fch, N 53° E 6.9 fch
to end of road laid out, which road as aforesaid laid out and vacated
are as shown on draft attached hereto, which draft shows courses
distances and improvements, Damage assessed to John Smith else-
where in report \$ 145⁰⁰ Witness our hands and
Twelfth day of November a d 1908

Harry Byers
Jacob Burge
L. Manning

No. 5 Dec. Sessions, 1908

ORDER

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

December Sessions, 1905,

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 Court

Wm. J. Smith

1908

February Sessions 1909

Confirmed

By the Court

Wm. J. Smith

1909

Fees \$1.25 paid by Attys.

P. S. H.

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.	
Harry Byers	Days 2		
	Miles 2.3	\$12.30	
Leander Deising	Days 2		
	Miles 2.3	\$8.30	
Jack Surge	Days 2		
	Miles 2.3	\$8.30	
	Days		
	Miles		
	Days		
	Miles		