

May Sessions, 190
#3

~~NOVAVON WEAVER~~

vacate and Supply
portion of Bearfield
Barthaus road in
Lawrence Twp.

P. A. vs. Page 84

Charge

Road.

Part 17052

JAMES H. KELLEY,
DISTRICT ATTORNEY

NOTE:—In case of a private road, the release must be executed in favor of the petitioner for said road.
 2. Also—Viewers will carefully note the number of days employed, and set the amount out at the foot of their return.
 3. Viewers cannot interfere with damages assessed by the original viewers, except so far as the location may be changed by the new 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.

No. 3 May Sessions, 1909.

ORDER

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

May Sessions, 1909
 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
 J. J. Jones the 10th
 of June 1909
 Supt. of Hwy company
 absolutely. By the Court
 Wm. W. Smith
 Wm. W. Smith Jr.

AMOUNT.	Days	25.00
	Miles 3	.30
	25.30	
	Days 3	.00
	Miles 3	.30
	.30	
	Days 3	9.00
	Miles 3	.30
	9.30	
	Days 3	7.50
	Miles	
	7.50	
	Days 3	6.00
	Miles	
	6.00	

Filed 1909
 Fees \$1.25 paid by Atty.

Know all Men by these Presents,

That we, Richard Irvin and Amos B. Owens,

of the Township of Lawrence, County of Clearfield, State of Pennsylvania
are held and firmly bound unto the Commonwealth of Pennsylvania

in the sum of two Hundred and one Dollars,
lawful money of the United States of America, to be paid unto the said
Commonwealth her

certain attorney, executors, administrators or assigns: to which payment well and
truly to be made we bind ourselves our heirs,
executors and administrators, firmly by these presents. Sealed with our
seals, and dated the 13th day of February
in the year of our Lord one thousand nine hundred and nine.

Whereas sundry citizens of Lawrence Township, Clearfield
County, Pennsylvania, are about to appeal to the Court of
Quarter Sessions of Clearfield County, for the appoint-
ment of viewers to estimate and supply certain portions
of the public roads in said Township, known as the
Clearfield and Roaringwood road as in said petition
set forth.

That the condition of this obligation is such that
if the Court aforesaid shall appoint the viewers aforesaid
and shall thereafter at any time direct that the
Costs of said viewers shall be paid by the petitioners
for said road, that the petitioners for the same shall
thereupon pay and cause to be paid into the Com-
munity of Clearfield the full amount of the costs of the
viewers appointed by the said Court as aforesaid
and if said petitioners shall so do, and shall in
all respects comply with the provisions of the Act
of the General Assembly entitled "An Act for the pay-
ing of the Commissioners of Roads, viewers, receivers, or reviewees
of roads and bridges &c." approved Apr. 4, A.D. 1907 and its
supplements without any fraud or undue delay, then this obli-
gation to be void, or else to be held remain in full force
and virtue.

Signed, Sealed and Delivered
in the presence of

{ R. D. Irvin
Amos B. Owens.

SEAL

SEAL

SEAL

Bond.

Richard Horne Clark

to

Commonwealth.

Dated

For

*Very respectfully
affectionately yours
R. H. Clark*

In the Court of Quarter Sessions of Clearfield Co. Pa.
In the matter of vacation
and supply of a portion of the } No. May 7. 1909.
Clearfield and Rothman's pub- } lic road.

To the Supervisor of Lawrence Township:-

You are hereby notified that an application
will be made by petition of sundry inhabitants
of Lawrence Township, to the Court of Quarter
Sessions of Clearfield Co., on Monday Feb. 15
A. D. 1909. at 10:00 A. M. for the appointment
of viewers to vacate and supply a certain portion
of the Clearfield and Rothman's road, to wit:- to
vacate that portion of said road leading from
the western end of Reed's Fording bridge,
to a point at or near the residence of Thomas
McCorle, at the foot of Wolf Run Hill
and to supply the same by a new road to
be constructed on higher ground leading from
west end of Reed's Fording bridge to the top
of Wolf Run Hill at or near the dwelling
house of Eddy Spencer. At said time you
may be present if you so desire, and
take such action as you may seem
proper.

A. G. Woodward.

Atty for Petitioners.

We acknowledge service of above notice.

Ed Cowan
D. B. McMullen.

No. May 1, 1909.

In re vacation and supply
furniture of Greenfield at
Hancock Acad.

Notice of Suspension. Not
acceptance of notices -

Enclosed.

In the Court of Quarter Sessions of Clearfield
County, Pa.

To the Hon. the President Judge of the County aforesaid:—

The petition of the undersigned inhabitants of the township of Lawrence respectfully sheweth:

That a public road was long since laid out and opened leading from the borough of Clearfield in said County to the village of Karchans in the same county and usually known as the Clearfield and Karchans road: That a part of said road leading from the western end of the bridge crossing the Susquehanna river, known as the "Reed's fording bridge" in Lawrence township, said county to a point on said road next the dwelling house of Espy W. Spencer in said township, being at the top of the hill known as the Wolf hill has become inconvenient and burdensome by reason of the following facts:

1st. That said portion of said road leading from the Reed's fording bridge to the crossing of Wolf run at or over the residence of Thomas McCorkle, at the foot of Wolf run hill is located along the Susquehanna river upon ground that is low, and that in time of flood overflows, and by reason of said flooding is frequently covered with ice, and is rendered impassable by reason thereof. That said road is frequently washed by floods and partially destroyed thereby, and is a source of great expense to the township of Lawrence.

2nd. That the hill part of said road is at present constructed with a considerable, and somewhat difficult grade, and that a much better grade for a road can be secured by the road which is intended to supply the same.

3rd. That the branch road connecting with the said Clearfield and Karchain road at Thomas McCorkles and leading to J. N. Fullers in said Township of Lawrence can be readily connected with the road with which it is intended to supply the portion of the road which is proposed to be vacated.

That the said described piece of the Clearfield and Karchain road would be much improved by a change of its route between the points indicated.

Your petitioners therefore pray the Court to appoint qualified persons to view the premises and to inquire into the expediency of vacating the Clearfield and Lawrence road between the Reeds Fording bridge aforesaid, and its a point where the road leading to J. N. Fullers connects with said Clearfield and Karchain road, and supplying the same.

And they will ever pray &c.

Thos McCorkle

J W Reesman
Frank B. Hards
Robt B. Linnan
R Grant Ross
Adam Lope
B. J. Mead
A. D. Reed
" G. S. Reed
T. N. Fulton
H. B. Gandyberry
Peter Cudley
A. B. Owens
J. H. Walker
Wm S. McCorkle
J. R. Confer
Anna. Shoop
J. A. Barnes
D. R. Fullerton
R. S. Snyders
Ephy W. Spencer
George W. Fulton
W. E. Stover
H. G. Gidley

No. 3 May 22, 1922

Direction to vacated
Site of a portion of
Ghazipur and Karhans
Road.



REPORT OF ROAD VIEW.

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

Whereas:- the said Honorable Court, on the 17th day of February, A.D. 1909 appointed as viewers:-

E. W. Hess,
Leander Denning and
J. Miller Bloom

to view the grounds for the Road recited in attached Order of Court, and if occasion be found to proceed as directed, to lay out said Road, &c., &c.,

(1) Therefore:- the Said viewers would herewith respectfully report to the said Court, that having been duly advised of their appointment, they fixed upon the date of March 15th A.D. 1909, as the day of said view, and on February 27th 1909 served notice of same upon the County Commissioners of Clearfield County; upon the three Supervisors of Lawrence Township; and caused three (3) notices of same to be posted in the immediate locality of the Roads to be viewed - a copy of said notice is attached to and made a part of this Report:-

(2) On the date aforesaid, the viewers met at the time and place designated in said Notice, and were duly affirmed to do their duty with impartiality and fidelity.

(3) They were met by one of the Supervisors of Lawrence Township and by "a number of the citizens and land holders interested in said Road, and by the owners of the seated lands through which any change of the Road would be made.

(4) After viewing the premises carefully, and hearing testimony in the matter, the Viewers decided that there was sufficient occasion for the vacation and supplying of the Roads as recited in the Order of Court, and proceeded to lay out said new Road, and to make survey of the same, together with survey of the Road to be vacated and the connections to the new Road, so that a plot or draft of the same could be prepared, and a copy of said plot or draft is submitted with and made a part of this

Report, as directed.

(5) The Viewers would report, in more detail regarding the statements of the Petition for this Road, and as recited in the Order to View:-viz.

"1st That the said portion of the said road leading from the Reed's Fording Bridge to the crossing of the Wolf Run at or near the residence of Thomas McCorkle at the foot of Wolf Run Hill is located along the Susquehanna River upon the ground that is low, and that in time of flood overflows, and by reason of said flooding is frequently covered with ice and is rendered impassable by reason thereof. That the said road is frequently washed by floods and partially destroyed thereby, and is a source of great expense to the Township of Lawrence", to be correct in every particular, and that the part of the Road as mentioned should be vacated, and should have been vacated long ago. To supply this part, the new Road would be upon ground high above any possible high water, and on a slope where drainage would be good.

(6)"2nd. That the hill part of said road is at present constructed with a considerable and somewhat difficult grade, and that a much better grade for a road can be secured by the road which is intended to supply the same." This statement we also find to be true. Part of the old Road is on a grade of from eight to nine percent (5 degree slope) and is on a rock ledge, and hard to maintain. Other parts of the road are flat, and on ground that does not drain, being very muddy a large part of the year. The new Road as surveyed, will avoid both the rock ledge and the muddy ground, and will have a regular grade, sufficient for good drainage, of 4.3% - (2-1/2 degree slope). The new Road can be readily graded, and at a not very great cost.

We would also Report that the new Road, as Supplied, will be 347 feet shorter than the old Road to be vacated, or a saving in distance of over eight per cent of the total length.

(7)"3rd That the branch road connecting with the Clearfield and Karthaus road at Thomas McCorkle's and leading to T.N.Fulton's in said Township of Lawrence can be readily connected with the road with which it is intended to supply the portion of the road which it is proposed to be vacated."

"That the said described piece of Clearfield and Karthaus Road would be much improved by a change of its route between the points indicated."

In regard to this we find that the Road leading past Thomas McCorkle's house, from the Wolf Run Crossing, to near the top of the hill toward Fulton's, as now used, has a grade in places as great as 15% or a 9 degree slope.

By making the connection as shown on the map or drafts attached, this grade can be reduced as shown, to not more than 7.0%, or 4 degree slope. We believe the Order of the Court, gives us authority to recommend this change of connection as shown, and we most earnestly believe the change should be made.

(8) The Order of Court recites:-

"Your petitioners therefore pray the Court to appoint qualified persons to view the premises and to inquire into the expediency of vacating the Clearfield and Karthaus Road between the Reed's Fording Bridge aforesaid and a point where the road leading to T. N. Fulton's."

We think this order is deficient at this point, as it makes no provision for vacating the part of the Road leading from the "Point where the road leading to T. N. Fulton's connects with the Clearfield and Karthaus Road," "up the Wolf Run Hill to "the dwelling house of Espy W. Spencer", but we are obliged to assume, reasoning from the text of the whole Order, that it is the intent to vacate this part, as a Road is to be supplied parallel, and we consider the Court would not approve of two Roads parallel and within a few hundred feet of each other.

(9) We would therefore recommend that the Clearfield and Karthaus Road be vacated as shown on the Map or draft attached, and as described by the following courses and distances.

Beginning at a point in the middle of the Public Road, 40 feet north of the north end of the Reed's Fording Bridge and running

thence - S. 54° 34' E. for 250.0':- S. 67° 00' E. for 250.0'
S. 82° 00' E. for 275.0' N. 79° 00' E. for 175.0'
N. 63° 00' E. for 250.0' N. 63° 00' E. for 250.0'
N. 55° 00' E. for 400.0 N. 63° 00' E. for 531.0'
N. 37° 00' E. for 244.0' N. 70° 00' E. for 65.0'
N. 39° 30' E. for 228.0 N. 8° 58' E. for 103.0'
N. 8° 00' E. for 120.0 N. 5° 10' W. for 110.0'
N. 15° 41' E. for 100.0 N. 45° 09' E. for 170.0'
N. 29° 25' E. for 285.0' N. 46° 05' E. for 775.0'

to point in middle

of Road opposite dwelling house of Espy W. Spencer.

(10) To supply a Road in place of the above Road recommended to be vacated, we would recommend the Road as shown on attached draft or Map, marked "Road to be supplied", and which passes through seated lands of J.W.Roesnner, J. Reed Stewart, Thomas McCorkle, and Espy W. Spencer, and as described by the following courses and distances:- Beginning at a point in the middle of the Public Road, 40 feet north of the north end of the Reeds Fording Bridge, (the

same starting point as for the Road to be vacated) - noted above -
Thence N.31°10'E. for 6.6 feet. Thence by a curve to the right
with a radius of 100 feet, for a distance of 109.6 feet: Thence S.
82°50'E. for 43 feet:- Thence by a curve to the left with a radius of
359 feet for a distance of 150.0 ft. Thence N.70°10'E. for a distance
of 1848.0 feet. N.41°40'E. for 202.0' N.14°00'E. for 250.0'
N.14°00'E. for 100.0' N.21°00'E. for 200.0
N.25°10'E. for 150.0' N.32°20'E. for 150.0'
N.44°05'E. for 200.0' N.59°05'E. for 594.0'

to point in middle
of Road opposite dwelling house of Espy W. Spencer (the same ending
point as for the Road to be vacated, as noted above.)

(11) Also, in making the connection with the "Road leading to
T. B. Fulton's" as cited in the "3rd Statement", we would recommend
that the connecting Road be vacated as shown on drafts or map, and as
described by the following courses and distances :- Beginning at a
point in the Road hereinbefore recommended to be vacated, at a point
east of the Wolf Run Bridge, and near barn of Thomas McCorkle:

Thence N. 88°00'E. for 85.0' -S.76°00'E. for 90.0'. S. 74°00'E. for
175.0 ft. S.82° 00' E.
for 130.0 ft. to point in middle of said Road, near top of hill:-

And for a connection to supply the same, we would recommend the Road
as shown on draft or map, and as described by the following courses
and distances. Beginning at the same point in Road, near top of hill,
as the ending of the last described piece of Road to be vacated, and
running thence :- N.71°00'W. for 200.0':-N.67°00'W. 100.0ft.
N.50°00'W. for 55.0': N.10°00'E. 145.0'
N.54°10'W. for 127.0':

to a point in the Main Road
to be supplied, as mentioned in Clause 10. of this Report, and as
shown on attached draft or map.

(12). Also there should be vacated the following strip or piece
of Road: Beginning at a point in the Road to be vacated, north of
Thomas McCorkle's barn, at the forks in the Roads, Thence N.8°12'W.
for 238.0 feet to point in Road to be supplied, being the part of
the Road leading to Mt. Joy, there being no need whatever for it
continuing to exist, if the Main Clearfield and Karthaus Road is
vacated and supplied, according to this Report.

(13) **DAMAGES**:- We further report that we endeavored to obtain
from all the owners of land upon which the said Road is located

releases of the damages to occur by new location. We obtained
Releases from:-

J. W. Roessner,
E. W. Spencer,

and failed to obtain releases from

J. Rush Stewart,
Thomas McCorkle.

We estimate and assess the damage of

J. Rush Stewart at One Hundred and Fifty Dollars
(\$150.00)
Thomas McCorkle at Twenty-five Dollars (\$25.00)

both of whom refused to release the damages.

(14) In our opinion the Road laid out by us is of such public
importance as that the damages we have assessed ought to be paid by
the County.

(15) We have annexed hereto all signed releases of damages,
together with Plot &c. These damages have been assessed on the basis
of a Road to be Thirty-three (33) ft. in width.

IN WITNESS WHEREOF we have this sixth day of
April A.D. 1909, affixed our hands and seals.

E. W. Roessner Seal.

VIEWERS.

J. Rush Stewart Seal.

Thomas McCorkle Seal.

a public road was long since laid out and opened leading from the Borough of Clearfield in the said County to the village of Karthaus in the same County and usually known as the Clearfield and Karthaus road. That a part of said road leading from the Western end of the bridge crossing the Susquehanna River known as the "Reeds Fording Bridge" in Lawrence Township, said County to a point on said road at the dwelling house of Espy W. Spencer in the said Township, being at the top of the hill known as the Wolf Run Hill has become inconvenient and burdensome by reason of the following facts:

1st. That the said portion of the said road leading from the Reeds Fording Bridge to the crossing of the Wolf Run at or near the residence of Thomas McCorkle at the foot of Wolf Run Hill is located along the Susquehanna river upon the ground that is low, and that in time of flood overflows, and by reason of said flooding is frequently covered with ice and is rendered impassable by reason thereof. That said road is frequently washed by floods and partially destroyed thereby, and is a source of great expense to the Township of Lawrence.

2nd. That the hill part of said road is at present constructed with a considerable and somewhat difficult grade, and that a much better grade for a road can be secured by the road which is intended to supply the same.

3rd. That the branch road connecting with the Clearfield and Karthaus road at Thomas McCorkle's and leading to T. N. Fulton's in said Township of Lawrence can be readily connected with the road with which it is intended to supply the portion of the road which is proposed to be vacated.

That the said described piece of Clearfield and Karthaus Road would be much improved by a change of its route between the points indicated.

Your petitioners therefore pray the Court to appoint qualified persons to view the premises and to inquire into the expediency of vacating the Clearfield and Lawrence Road between the Reeds Fording Bridge aforesaid and a point where the road leading to T. N. Fulton's

Clearfield Pa Nov 5 1910

The new road on Wolf Run has been
completed through J Rush Stewart farm

Ed. Rowles

W W Rowles

C L A Rowles

Supervisors of Lawrence Township

Attest M J Quinn

ROLL B. THOMPSON,
PROTHONOTARY AND CLERK OF COURTS,
CLEARFIELD COUNTY,
CLEARFIELD, PENNA.

Dec. 2nd 1911

To the Commissioners of Clearfield County, Penna.

The road in Lawrence Township from the Reed Fording Bridge to E.W. Spencers is completed and ready for travel.

Respectfully

Ed Cowan

Supervisor

NOB Dec 2nd 1909

supervisor
certified to
filed!

Clearfield county, Pennsylvania, to view THE PUBLIC
Road leading from THE REED'S FORDING BRIDGE, NEAR

THE EAST LINE OF THE BOROUGH OF

CLEARFIELD, BY WAY OF THE WOLF RUN

SCHOOLHOUSE,

in LAWRENCE Township, to THE TOP OF
THE "WOLF RUN HILL", NEAR THE
DWELLING HOUSE OF ESPY W. SPENCER, ALL

in LAWRENCE Township, in the county aforesaid, will
meet at the house of REED'S FORDING BRIDGE,
in LAWRENCE Township, on MONDAY,
the FIFTEENTH day of MARCH A. D. 190 ⁹, at 9

o'clock A.M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will take notice.

1-COPY TO COUNTY COMMISSIONERS $\frac{1}{27}$
1-EACH TO 3 SURVEYS. LAW. Twp. MAn $\frac{1}{27}$
4 COPIES HANDED RICHARD LARVIN TO POST $\frac{1}{27}$
1-EACH TO THE 2- OTHER VIEWERS $\frac{1}{27}$

E. V. HESS

LEANDER DENNING

J. MILLER BLOOM

VIEWERS.

FEBRUARY 27, 1909.

ROAD VIEWERS' NOTICE

NOTICE IS HEREBY GIVEN that the undersigned
ed Viewers, appointed by the Court of Quarter Sessions of

_____ road was long since laid out and opened leading from the Borough of Clearfield in the said County to the village of Karthaus in the same County and usually known as the Clearfield and Karthaus road. That a part of said road leading from the Western end of the bridge crossing the Susquehanna River known as the "Reed's Fording Bridge" in Lawrence Township, said County, to a point on said road at the dwelling house of Ephy W. Spencer in the said Township, being at the top of the hill known as the Wolf Run Hill has become inconvenient and burdensome by reason of the following facts:

1st. That the said portion of the said road leading from the Reed's Fording Bridge to the crossing of the Wolf Run at or near the residence of Thomas McCorkle at the foot of Wolf Run Hill is located along the Susquehanna river upon the ground that is low, and that in time of flood overflows, and by reason of said flooding is frequently covered with ice and is rendered impassable by reason thereof. That the said road is frequently washed by floods and partially destroyed thereby, and is a source of great expense to the Township of Lawrence.

2nd. That the hill part of said road is at present constructed with a considerable and somewhat difficult grade, and that a much better grade for a road can be secured by the road which is intended to supply the same.

3rd. That the branch road connecting with the Clearfield and Karthaus road at Thomas McCorkle's and leading to T. N. Fulton's in said Township of Lawrence can be readily connected with the road with which it is intended to supply the portion of the road which is proposed to be vacated.

That the said described piece of Clearfield and Karthaus Road would be much improved by a change of its route between the points indicated.

Your petitioners therefore pray the Court to appoint qualified persons to view the premises and to inquire into the expediency of vacating the Clearfield and Karthaus Road between the Reed's Fording Bridge aforesaid and a point where the road leading to T. N. Fulton's

Clearfield County, ss:

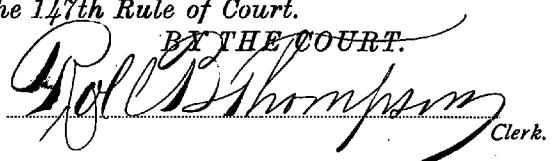
At a Court of Quarter Sessions of the Peace of the county of Clearfield, Pennsylvania, held at Clearfield, in and for said county, on the 17th day of February, A. D. 1909, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Lawrence, in said county, setting forth that

connects with the Clearfield and Kainha road, and supplying the same

and therefore praying the Court to appoint two persons to view the same according to law, whereupon the Court, upon due consideration had of the premises, do order and appoint E. W. Hess, Leander Denning and J. Miller Bloom 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 as directed

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.


Robert D. 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 COUNTY OF CLEARFIELD 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 COUNTY OF CLEARFIELD 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 FIFTEENTH day of MARCH -
A. D. 1909.

J. W. Rausser 
E. W. Spineen 

Seals

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Seal

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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:

Witness our hands this Sixth- day of APRIL, A. D. 1909.

E. W. Hess
of
Pawling
N. Y.