

No. 5

Term, 1909

Vacated Supply
Public Road

Versus

in
Chest Troop

R. S. #5 - Page 92

Miller

vacated

Service accepted of within notice this 19th day of June 1909.

L. C. Shonier

For the County Commissioners

Service of within notice accepted this 22 day of June 1909.

*J. N. Dunbar, Pres.,
Frank Campbell Sec.
Thomas G. Masters*

Supervisors
of
Chest Twp.

Service of the within notice is hereby accepted by us, the undersigned landowners, directly interested in the proposed change, as set forth in the within notice.

*John Gishel
Deemichael*

*Served on Trustees of Five Points M. B. Church
by J. N. Dunbar, Trustee.*

Landowners.

ROAD
~~BRIDGE~~

No 5, Sept, ss 1909.

VIEWERS' NOTICE

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield county, Pennsylvania, to view Vacate and supply Road leading from Five Points to Westover Bor'o, beginning at the Chest Creek bridge at Five Points, to a point in said Road at or near Jno Fishel's barn, Chest Twp. Also a part of said Road from the hand-boards near Teeple place,

in CHEST Township, to a point at or near the watering-trough on Farnsworth place,

in CHEST Township, in the county aforesaid, will meet at the house of D.W. Michaels, Esq,, in Chest

Township, on Thursday, the first day of July A. D. 190⁹, 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.

J. M. Freney
Leander Denning
N. McMaster
Viewers.

Kerrmoor, Pa June 17

, 190⁹.

L (over)

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 31 day of May, A. D. 1907, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Chest

_____ in said county, setting forth that there is a piece of road leading from the bridge across Chest Creek at Five Points to Westover Borough that is located on low ground and has been washed by flood and is not in safe condition to travel:-
First: Beginning at Five Points Bridge and ending at John H. Shell barn,
Second: Beginning at Sand Boats near Teafles place and ending at Watering Trough located on Fernsworth farm.

_____ and therefore praying the Court to appoint proper persons to view View Vacate and Supply the same according to law, and Report to next term whereupon the Court, upon due consideration had of the premises, do order and appoint J. S. McGreey, Leander Denning and J. M. Masten 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 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.

Roll 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 ensembling 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 Institute Fin Priat U. B. Church the sum of Fifteen (15) dollars

To E. A. Irvine Esq the sum of One (1) dollar

To Ferns worth Esq the sum of Thirty (30) dollars

Witness our hands this 1st day of July A. D. 1907.

J. S. M. Truitt
L. B. Binning
D. M. M. M. M.

To the Honorable Court of Quarter Sessions, of Clearfield Co.

We, the undersigned Viewers, appointed by Your Honor, to view, vacate and supply, a certain Road in Chest T'w'p, as set forth in accompanying order, met in pursuance of said order, and legal notice, were duly affirmed, according to law, and having carefully viewed said Road, and find same in places entirely washed away, the ground too low for road purposes, and therefore useless and burdensome. We therefore recommend the vacation of same beginning at point "A", at the Water-trough designated, thence down Chest Creek 2275 ft to Pine Run, thence to Hand-boards, forks of 1230 ft ~~tax~~^{lay out} ~~Hand-boards~~ Road leading from Five Points to G.W. Westover's. Also vacating from a point near Five Points Bridge, at Church lot, to a point "D", at corner of Fishel lot, a distance of about 1000 ft. This part of road being rendered useless by floods.

To supply same, we ^{lay out} for the upper end, beginning at "A", thence N.78°30'E. 271' N.75°30'E. 127' N.83°E. 175.8' N.80°E. 197' N.85°E. 163.8' N.79°E. 245.5' N.78°E. 120' N.73°E. 142' N.67°E. 151.5' N.70°E. 168.5' N.64°E. 120.5' N.57°30'E. 182' N.50°E. 159' N.53°E. 175.5' N.63°E. 291.5' N.60°E. 130' to Pine Run. across same 40' N.40°E. 122' to "B", on Pine Run Road, about 1500 ft from Hand-boards.

ALSO, supplying from point "C" 111 ft from Five Points Bridge across corner of U.B. Church property, S.50°30'E. 65.1' to line of E.A. Irvin Est. By same, S.56°E. 126' to line of D.W. Michaels. Thence at 16 1/4 ft from said line, S.6°30' W. 492' to "D" at corner of Fishel lot.

We have also assessed damages where in our opinion property would be injured more than benefited. Where survey crosses Church lot, the Trustees have partly graded a road, for the convenience of the congregation, and the proposed change will supply this need. On the Irvin property, much less land is needed, and only one fence to keep up. The Fernsworth Est. is all unimproved, and the timber being removed. No objections were filed with Your viewers, to change above suggested. Respectfully submitted this 2nd day of July, 1909.

J. M. Irvin
L. Banning
V. Michaels } Viewers

Viewed July 1-2 1909

No 5 Sept Sessions, 1909

ORDER

To view Vacant & supply a
road for Public use in the
township of Chick,
Clearfield County

September Sessions, 1909
read and confirmed Ni. Si.
Road to be opened 33 feet
wide, except where there is
side hill cutting or embank-
ment and bridging, there to
be 16 feet wide.

By the Court -
Alison J. Smith
REC. 11/19 09 confirmed ad-
v. 137 the Court
Alison J. Smith

Filed 190

Fees \$1.25 paid by W. E. Miller

Miller

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 origi-
nal 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 dam-
ages, taking into consideration the advantages as well as the
disadvantages of the road, they will report to that effect.

	AMOUNT.
<u>J. M. Green</u>	Days 4 20.00
	Miles 42 42.00
<u>L. D. Greening</u>	Days 3 9.00
	Miles 42 42.00
<u>J. M. Masten</u>	Days 3 9.00
	Miles 42 42.00
	Days
	Miles
	Days
	Miles

In the Court of Quarter Session of Clearfield, Pennsylvania.

To the Honorable the President Judge of said Court.

The petition of the undersigned citizens of the township of Chest respectfully represents:

That there is a piece of road leading from the bridge a cross Chest creek at Five Points to Westover Borough that is located on low ground and has been washed by flood and is not in safe condition to travel,

First Beginning at Five Point bridge and ending at John Fishel's barn.

Second, Beginning at Hand Boards near Teaples place and ending at Watering trough located on Fernsworth farm.

They, Therefore, respectfully pray the Court that viewers be appointed to view the said roads and vacate the portion of road or roads as stated above and supply the same as indicated above.

J. G. Masters

J. W. Dunbar

John Resurrection

Easton Lewis

John Fishel

Robert Rainey

R. H. Curry

W. G. W. W. W.

Isaiah Noff

F. M. Woods

James Barrison

John C. Diehl

Dr. H. C. C.

Joseph M. E. Garney

James Kitchen

David Lloyd

J. J. M. M. M.

W. S. Thawken

Henry J. Wheeler

Perry Kitchen

Joseph R. Kitchen

J. W. W.

J. E. Spaid

J. J. Kitchen

W. M. Eager

Barry J. J. J.

Ed Gardner

A. J. Hoff

D. B. McDonald

W. H. Hockett

Wm. Darns

W. B. Sanders

H. B. Michael

W. A. Hurd

P. B. Thomas

W. L. Thurston

Earl Thurston

Solomon Dunbar

Harry White

Geo. Westover

Geo. Hockinberry

Charles Gouley

Thomas Donahue

A. F. Michael

L. O. Michael

W. H. Michael

J. F. Westover

S. M. Brickley

W. B. Thomas

Green Prainey

John Prainey

John Swope

Emery Westover

Tobias Westover

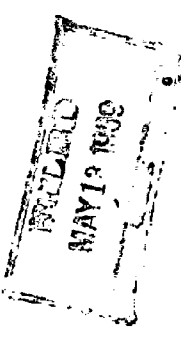
A. L. Kitchers

J. M. Campbell

No. 57 Oct 35, 1909

Letter to Justice and
 Bishop Butler of New
 York Church of the
 Holy Trinity, New York
 dated at New York, N.Y.
 October 3, 1909.

New York, Oct 3, 1909. My dear
 friend, I am very
 glad to hear of your
 interest in the
 work of the
 Church of the
 Holy Trinity, New York.
 I am sure that
 your interest will
 be of great service
 to the Church.
 I am, very truly,
 your friend,
 William A. Smith



Walter

My dear Mr. Butler,
 I am very glad to hear of your
 interest in the
 work of the
 Church of the
 Holy Trinity, New York.
 I am sure that
 your interest will
 be of great service
 to the Church.
 I am, very truly,
 your friend,
 William A. Smith

03

KNOW ALL MEN BY THESE PRESENTS that we, J. M. Dumban
and R. H. Curry are held and
firmly bound unto the Commonwealth of Pennsylvania in the sum of
One Hundred Dollars (\$100.00) to be paid unto the said Commonwealth
her certain attorney or assigns, to which payment well and truly
to be made and done we do bind ourselves, jointly and severally,
our and each of our heirs, executors and administrators, firmly by
these presents. Sealed with our seals and dated the third day of
May A. D., 1909.

WHEREAS, a petition has been presented to the Court of Quar-
ter Sessions of Clearfield County to No. _____ Sept. Sessions,
1909, by certain citizens of the Township of Chest, said County
and State, praying for the appointment of viewers to view and
supply portions of the public road in said Township extending from
the bridge across Chest Creek at Five Points to Westover Borough,
the portions to be vacated and supplied being specifically desig-
nated in said petition;

AND WHEREAS, the Act of Assembly requires that a bond
shall be filed with said petition conditioned for the payment of
any costs that may be decreed by the said Court to be paid by said
petitioners:

NOW THE CONDITION OF THIS OBLIGATION is such, that if
the said petitioners shall well and truly pay or cause to be paid
all costs decreed by said Court to be paid by them, at the final
hearing of the proceedings in the above mentioned petition, then
this bond to be void, else to be and remain in full force and virtue

J. M. Dumban (SEAL).

R. H. Curry (SEAL).

No. 5 - Sept. 188, 1409

David J. Perkins &
Associates
Public Works

Filed May 31, 1909

Charles Thompson
Clerk

June 21st 1911

This is to certify that the road
leading from the bridge past
the church to the watering trough
is open

Signed J. F. Metcalf

Supervisors { J. J. Masters

June 19 1911

Please pay to J. N. Dunbar
\$1.50 for road damage on the
Five Points church lot

Alec F. Michael
Pres of Trustees

J. N. Dunbar
Secy.

In Re Proceeding to vacate and
supply two pieces of public road
in Chest Township.

In the Court of Quarter
Sessions of Clearfield Co.
No. 5, September Term,
1909.

WHEREAS, the Viewers appointed by said Court in the above proceeding have vacated and supplied the parts of the public road named in petition and in doing so have passed through and over the property of the Five Points U. B. Church in said Township and assessed to said Church Fifteen Dollars (\$15.00) damages, we, the Trustees of said Church, do hereby ratify the act of said Viewers and agree that said road may be opened and used as laid out by said Viewers, and we do hereby ratify the act of said Viewers and agree to accept the sum of Fifteen Dollars (\$15.00) as the damages to said property.

WITNESS our hands the 15th day of July A. D., 1909.

A. J. Michael
Henry Pennington
Alberta Curry
W. E. Merritt
J. B. Dunbar

Trustees of-
Five Points U. B. Church.

No. 57 Oct 35, 1909

Friend,

We are sending to you
a copy of the book of
the Bible in the
English.

Yours truly,
W. B. Church.

C H E S

ESTOVER ^{start} _{stop} ^{start} _{stop}
BORO

Clfd. Co., Chest Twp.
Conf. Absol. Dec. 1909.
33 ft. - 16 ft.,

Beginning at point "A" to point "D" at the
corner of the Fishel Lot.

A

(M
Dust)