

No. 5 Jeff Stern, 1909

Vacated and Supply  
Public Road

Versus in

Chest Corp

---

R.S. # 5 Page 92

Miller

Vacated

Service accepted of within notice this 19<sup>th</sup> day of June 1909.

L. C. Shoen  
Clerk

For the County Commissioners

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

J. A. Dunbar, Pres.  
Frank Campbell Sec  
Thomas Gilmasters

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 Fisher  
Deemichael

Servid on Trustees of Fair Points M.B. Church  
by J. A. Dunbar, Trustee.

Landowners.

ROAD

No 5, Sept, ss 1909.

# BRIDGE 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.Michael's, Esq., in Chest

Township, on Thursday, the first day of July, A. D. 190<sup>9</sup>, at <sup>9</sup> 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.S.McGuire*  
*Leander Denning*  
*N. McMasters*

Viewers.

Kerrmoor, Pa June 17, 190<sup>9</sup>.

*L.S. (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. 1909, 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 Fishell barn,  
Second: Beginning at Sand Banks near Teggs Place and ending at Watering Tough located on Ternsworth farm.

and therefore praying the Court to appoint proper persons to view Locate 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. McCleery, Leander Denning, and J. W. McMaster 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 Locate 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 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 Trustees Five Points U. B. Church the sum of Fifteen (15) dollars

To Ed. Grinn Est the sum of One (1) dollars

To James Worth Esh the sum of Thirty (30) dollars

Witness our hands this 1<sup>st</sup> day of July A. D. 1907.

Is writing

L. Birrings

D. McWade

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 ~~Hand-boards~~ Water-trough designated, thence down Chest Creek 2275 ft to Pine Run, thence to Hand-boards, forks of 1230 ft ~~tax~~ 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.

<sup>layout</sup> To supply same, we 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" 111ft 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 $\frac{1}{4}$  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 Farnsworth 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.S. McHenry*  
*L. Kanning*  
*U. Michaels* } Viewers

Received July 1-2 1909

**NOTE**—In case of a private road, the release must be executed in favor of the property owner 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.

**NOTE**—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 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 297 298 299 300 301 302 303 304 305 306 307 308 309 310 311 312 313 314 315 316 317 318 319 320 321 322 323 324 325 326 327 328 329 330 331 332 333 334 335 336 337 338 339 340 341 342 343 344 345 346 347 348 349 350 351 352 353 354 355 356 357 358 359 360 361 362 363 364 365 366 367 368 369 370 371 372 373 374 375 376 377 378 379 380 381 382 383 384 385 386 387 388 389 390 391 392 393 394 395 396 397 398 399 400 401 402 403 404 405 406 407 408 409 410 411 412 413 414 415 416 417 418 419 420 421 422 423 424 425 426 427 428 429 430 431 432 433 434 435 436 437 438 439 440 441 442 443 444 445 446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465 466 467 468 469 470 471 472 473 474 475 476 477 478 479 480 481 482 483 484 485 486 487 488 489 490 491 492 493 494 495 496 497 498 499 500 501 502 503 504 505 506 507 508 509 510 511 512 513 514 515 516 517 518 519 520 521 522 523 524 525 526 527 528 529 530 531 532 533 534 535 536 537 538 539 540 541 542 543 544 545 546 547 548 549 550 551 552 553 554 555 556 557 558 559 560 561 562 563 564 565 566 567 568 569 570 571 572 573 574 575 576 577 578 579 580 581 582 583 584 585 586 587 588 589 590 591 592 593 594 595 596 597 598 599 600 601 602 603 604 605 606 607 608 609 610 611 612 613 614 615 616 617 618 619 620 621 622 623 624 625 626 627 628 629 630 631 632 633 634 635 636 637 638 639 640 641 642 643 644 645 646 647 648 649 650 651 652 653 654 655 656 657 658 659 660 661 662 663 664 665 666 667 668 669 670 671 672 673 674 675 676 677 678 679 680 681 682 683 684 685 686 687 688 689 690 691 692 693 694 695 696 697 698 699 700 701 702 703 704 705 706 707 708 709 710 711 712 713 714 715 716 717 718 719 720 721 722 723 724 725 726 727 728 729 730 731 732 733 734 735 736 737 738 739 740 741 742 743 744 745 746 747 748 749 750 751 752 753 754 755 756 757 758 759 760 761 762 763 764 765 766 767 768 769 770 771 772 773 774 775 776 777 778 779 780 781 782 783 784 785 786 787 788 789 790 791 792 793 794 795 796 797 798 799 800 801 802 803 804 805 806 807 808 809 810 811 812 813 814 815 816 817 818 819 820 821 822 823 824 825 826 827 828 829 830 831 832 833 834 835 836 837 838 839 840 841 842 843 844 845 846 847 848 849 850 851 852 853 854 855 856 857 858 859 860 861 862 863 864 865 866 867 868 869 870 871 872 873 874 875 876 877 878 879 880 881 882 883 884 885 886 887 888 889 880 881 882 883 884 885 886 887 888 889 890 891 892 893 894 895 896 897 898 899 900 901 902 903 904 905 906 907 908 909 910 911 912 913 914 915 916 917 918 919 920 921 922 923 924 925 926 927 928 929 930 931 932 933 934 935 936 937 938 939 940 941 942 943 944 945 946 947 948 949 950 951 952 953 954 955 956 957 958 959 960 961 962 963 964 965 966 967 968 969 970 971 972 973 974 975 976 977 978 979 980 981 982 983 984 985 986 987 988 989 990 991 992 993 994 995 996 997 998 999 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 10010 10011 10012 10013 10014 10015 10016 10017 10018 10019 10020 10021 10022 10023 10024 10025 10026 10027 10028 10029 10030 10031 10032 10033 10034 10035 10036 10037 10038 10039 10040 10041 10042 10043 10044 10045 10046 10047 10048 10049 10050 10051 10052 10053 10054 10055 10056 10057 10058 10059 10060 10061 10062 10063 10064 10065 10066 10067 10068 10069 10070 10071 10072 10073 10074 10075 10076 10077 10078 10079 10080 10081 10082 10083 10084 10085 10086 10087 10088 10089 10090 10091 10092 10093 10094 10095 10096 10097 10098 10099 100100 100101 100102 100103 100104 100105 100106 100107 100108 100109 100110 100111 100112 100113 100114 100115 100116 100117 100118 100119 100120 100121 100122 100123 100124 100125 100126 100127 100128 100129 100130 100131 100132 100133 100134 100135 100136 100137 100138 100139 100140 100141 100142 100143 100144 100145 100146 100147 100148 100149 100150 100151 100152 100153 100154 100155 100156 100157 100158 100159 100160 100161 100162 100163 100164 100165 100166 100167 100168 100169 100170 100171 100172 100173 100174 100175 100176 100177 100178 100179 100180 100181 100182 100183 100184 100185 100186 100187 100188 100189 100190 100191 100192 100193 100194 100195 100196 100197 100198 100199 100200 100201 100202 100203 100204 100205 100206 100207 100208 100209 100210 100211 100212 100213 100214 100215 100216 100217 100218 100219 100220 100221 100222 100223 100224 100225 100226 100227 100228 100229 100230 100231 100232 100233 100234 100235 100236 100237 100238 100239 100240 100241 100242 100243 100244 100245 100246 100247 100248 100249 100250 100251 100252 100253 100254 100255 100256 100257 100258 100259 100260 100261 100262 100263 100264 100265 100266 100267 100268 100269 100270 100271 100272 100273 100274 100275 100276 100277 100278 100279 100280 100281 100282 100283 100284 100285 100286 100287 100288 100289 100290

1) Miles 22 3.3  
Days 3 9.0  
M.M. 11.3

..... } Miles..... } Days.....

..... } Miles .....

Mo. 5 ~~Sept~~ Sessions, 1909

## ORDER

To view exact Supply  
road for Cattle in the  
township of Chest  
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 Lord -  
Allison Smith -  
NEC - 1970 confirmed and  
substantiated by the Sheriff  
Allison Smith

Filed..... 190  
Fees \$1.25 paid by W.C. Muller

1 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 roads or roads as stated above and supply the same as indicated above.

J. J. Mcasters  
J. W. Dunbar  
John Pennington  
Eaton Lewis  
John Fishel  
Robert Rainey  
R. D. Curry  
W. G. Wiers  
Isiah Webb  
J. M. Wood  
James Garrison  
John De Dicke  
John Shultz  
Joseph McGarvey

James Kitchen  
David Lloyd  
J. J. Mcasters  
W. J. Thrasher  
Henry Fisher  
Perry Kitchen  
Joseph Kitchen Jr  
John  
J. E. Spaid  
J. J. Kitchen  
W. M. Eggers  
Farkes Pennington  
Ed Gardner

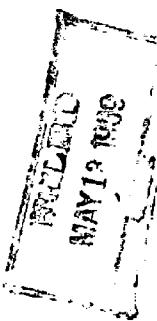
A. J. Woff  
D. McDonald  
W. Hollister  
Sam Dawson  
W. D. McDonald  
L. G. Michael  
W. A. French  
P. B. Johnson  
W. S. Thurston  
Earl Thurston  
Solomon Dunbar  
Harry White  
Geo. Westover  
Geo. Hockenberry  
Charles Gorley  
Thomas Donghue  
A. F. Michael  
J. O. Michael  
D. H. Michael  
J. F. Westover  
S. M. Brickle

W. O. Thomas  
Green Prairie  
Upper Prairie  
John Swope  
Emery Westover  
Lobie Westover  
A. L. Pitcher  
F. M. Campbell

Mo. 5 Oct 85, 1889

Return to Canada and  
October 1st. I went  
in Great Smoky moun-  
tains with Miss Clark  
from Park to Park. I went  
back at the time of winter.  
Bonnyde,

Dear May 10<sup>th</sup> 1909 written at 10th  
Franklin Ave. of J. M. Clegg  
number running my J. McMaster  
see Appendix 2. I never  
see anything like it very  
like Johnson's but more obscured  
in the writing. I think it  
was written by the Creek as  
much as by the Cherokee  
language by the settlers  
at their first. As the Creek  
Alfred A. Smith  
C. G.



Mr.  
Miller

KNOE SLL MEN BY THESE PRESENTS that we, J. M. Dunbar  
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 Quarter 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 designated 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. Dunbar (SEAL).

R. H. Curry (SEAL).

No. 5 ph. 88, 1909

Bank of Petrowen &  
Barclay & Sons  
of Prairie City

Miss May 1909  
Norman 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 H. F. Metcalf  
Supervisor } Townmaster

June 19 1911

Please pay to J. N. Dunbar  
\$15 for road cartage for the  
Five Points church lot

Alec F. Michael  
one 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. T. Michael  
Henry Pennington  
Alberta Curry  
W. E. Mennett  
J. O. Dunbar  
Trustees of-  
Five Points U. B. Church.

No. 5 Dec 55, 1909

Post

On Command Street  
Postmaster  
Mobile, Alabama

Franklin

Government Savings &  
Society of Mobile  
U. S. Church.

C H ↑ E S

ESTOVER <sup>street</sup> STOP  
BORO

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

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

A

M  
(cont.)