

No. *✓ Dec.* SESSIONS, 191 *3*

COMMONWEALTH  
VERSUS

*In R. Public  
Road in Morris  
Twp*

*R. S. # 5 - Page 222*

Charge

*Part Twp. Bd 17704*

JAMES H. KELCEY

In the Court of Quarter Sessions of Clearfield Co

In re public road in Morris Township

To the Honorable the Judge of said Court the undersigned  
citizens of said Township of Morris respectfully represent  
that they labor under great inconvenience for want of a public  
road in said Township of Morris to commence at a point on the  
public road leading from Munson to Coloradomines at or near the  
residence of Wm. Wilkenson, and to end at the Rail Road station  
at Coloradon Mines.—They therefore pray your Honorable Court  
to appoint viewers to view and report on the same at the next  
Term of Court. And they will ever pray &c

Frank Wilkenson  
W. E. Peterson Owner Merchant  
Peter Stoll Foreman  
Wm Shaw Merchant  
Joseph Hart Foreman  
S. S. Leontz Miner  
John Johnson Mechanic  
Wm. Hartney Self Operator  
R. B. Frank Druggist  
John L. Landerher miner  
Martin Malle miner  
W. L. Landerher miner  
Robert Deacon Miner  
Joseph Landerher  
Peter Landerher

Albert Wilkinson Tax Collector Munson  
William Wilkinson Farmer Munson  
Eckel Niedrich  
William Herbert  
Thomas Deacon  
Sidney Deacon  
Jana Howe Physician  
Thomas Slatt Postmaster  
John Salson  
John Franchak  
Zim Gills  
Mike Furrtack  
Steve Spriger  
Jacob Smutinger Merchant  
Mrs Chapman Butcher  
Dr. Wilcox Min. Foramen  
Chas. Moss Merchant  
Frank Zenger Merchant  
Nathan Peck Clerk

Munson Penna August 28th 1913

To the Supervisors of Morris Township

You are hereby notified that a petition for  
the appointment of viewers to lay out a public road to lead  
from a point on the Public road running from Munson to Colo-  
rado Mines at or near the residence of William Wilkerson.s  
and to end at the Rail Road Station on the New York Central  
*It was presented to the Board on Sept 4 1913*  
Rail Road at Colorado Mines.- At which time you can file  
any objections to the same if you so desire.-

*Jabez Malley*

September 1913

We the undersigned Supervisors of Morris Township hereby  
accept service of the above notice

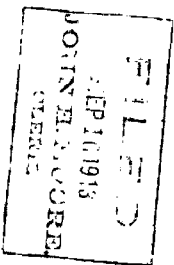
*Wm. Jones*

*D. M. Kirtles*

*We except service on presentation of  
Petition to Commission  
H. R. Bowman*

# ~~Sept 14~~ 1913

1. December 18 1913



Nov Sept 14 1913.  
within petition read  
and considered and  
thereupon A.S. Krause  
and Mrs. Muir, and  
G.M. Gil are appointed  
-members to review said  
road and premises  
and report at next  
term.

By the Clerk  
John D. Smith

Know all men by these presents that we -----

-----of the  
Township of Morris County of Clearfield and State of Penna  
are held and firmly bound unto the Commonwealth of Pennsylv  
nia in the sum of one hundred dollars to,wh ch payment well and  
truly to,be made and done we do bind ourselves,our heirs,execu  
tors and administrators jointly and severally firmly by these  
presents .- Sealed with our seals an dated the first day of  
September A D 1913

Whereas certain citizens of Morris Township have  
presented a petition to the Court of Quarter Sessions of  
Clearfield County asking that viewers be appointed to lay  
out a public road in said Township to lead from a point on  
public road leading from Munson to Colorado Mines at or near  
the residence of William Wilkerson and to end at the Rail Road  
station at said Colorado .Mines.-

Now the condition of this obligation is such that  
if the said petitioners shall well andtruly pay all cost that  
may be imposed upon them by the Court in case the said road  
should be refused then this obligation to be null and void  
other wise to be and remain in full force and virtue .-

James Malley Seal

Martin Lincoy Seal

William B. B. B. Seal

Robert Adams Seal

William B. B. B.

Matt Voyse

William B. B. B.

Anthony Zelinsky

Matt Voyse

NO 1 DESS 1913

From W. W. W. W. W.

FILED  
SEP 1913  
JOHN F. BLOOM  
CLERK

W. W. W. W. W.

**Clearfield County, ss:**

At a Court of Quarter Sessions of the Peace of the  
County of Clearfield, held at Clearfield, Pa., in an  
for said County, on the 16th day of  
September in the year of our Lord  
one thousand nine hundred and Thirteen,  
before the Judge

Judge of the same Court: Upon the petition of  
sundry inhabitants of the Township of  
Morris

in said County, setting forth that they labor  
under great inconvenience for the of A Public Road in said Township  
of Morris to Commence at a point on the Public Road leading from Mus  
son to Colorado Mines, at or near the residence of Wm. Wilkinson s  
and to end at rail road Street or Station. at Colorado Mines.

and therefore, praying the Court to appoint proper persons to view and  
lay out the road between the points mentioned, whereupon the Court upon  
due consideration had of the premises, do order and appoint from and  
among the County Board of Viewers A, G, Kramer. H, S, Mac Minn.  
and J, W, Gill.

who have been duly appointed by the Court and filed their oaths of office and  
are duly qualified to perform the duties of their appointment with impariat-  
ity and according to the best of their judgment, are to view the ground  
proposed for the said road, and if they view the same, and a majority of  
the actual viewers agree that there is occasion for such road, they shall  
proceed to lay out the same, as agreeable to the desire of the petitioner as  
may be, having respect to the best ground for a road and the shortest dis-  
tance, in such a manner as to do the least injury to private property; and  
shall make report thereof, stating particularly whether they judge the same  
necessary for a public or private road, together with a plot or draft thereof,  
and the courses and distances and references to the improvements through  
which the same may pass; (and wherever practicable, the viewers shall lay  
out the said road at an elevation not exceeding five degrees, except at the  
crossing of ravines and streams, when by moderate filling and bridging the  
declination of the road may be preserved within that limit,) to the next Court  
of Quarter Sessions to be held for the said County.

And if the viewers aforesaid shall decide in favor of locating a public  
road, they shall obtain from the persons through whose lands the said road  
shall pass, releases from any damages that may arise to them on opening  
the same; but if the owner or owners of such land refuse to release their  
claim to damages, the said viewers shall assess the same, taking into view  
the advantages as well as disadvantages arising from said location, and  
make report of such assessments; which report they shall in like mann r  
transmit to the next Court or Quarter Sessions, with the draft or plot  
aforesaid. In which said reports they shall state that they have been  
sworn or affirmed according to law, and that due and legal notice was  
given of the time when, and place where, they should meet, to view and  
lay out said road, and the time and place of hearing.

By order of the Court.

John H Moore, Clerk.



# RETURN OF VIEWERS.

To the Honorable the Judge of the Court of Quarter Sessions of the Peace for the County of Clearfield:

We, the undersigned viewers, duly appointed by your Honorable Court by the foregoing order, from and among the County Board of Viewers who have been duly appointed by your Honorable Court and have filed their oaths of office in the Court of Common Pleas of Clearfield County, beg leave to report as follows:

That notice of the time of view and of the hearing day was duly served according to law upon the Commissioners of Clearfield County and the Board of Supervisors of the Township of Morris and that four notices thereof were posted along the route of the proposed road, that the said view would be held on the 23d day of October, A. D. 1913, and the hearing to be held in the Arbitration room, at the Court House, in Clearfield, Pa. on the 21st day of November, 1913, at 10 o'clock A. M. That the said viewers appointed by the said order viewed the ground proposed for the above mentioned road, and that there were present at the view James. Malloy, Anthony. Bernaskey Anthony. Sincake, and William. Wilkison, and Martin. Sincavage, all in favor of the road

parties in interest. That the hearing was held in the Arbitration Room, in the Court House, at Clearfield, Pa., on the 21st day of November A. D. 1913, when the following appearances were noted: James Malloy in favor of the

road

After the view and hearing above mentioned, the undersigned, the majority of the said viewers, do agree that there is an occasion for a road as desired by the petitioner, and that the same is neccessary for a public road; And having had respect to the shortest distance and the best ground for such road we have laid out in such manner as shall do the least injury to private property, and as far as practicable agreeably to the desire of the petitioner, and do return for public use the following described road, to-wit: Beginning at a point in a public road leading from Munson to Philipsburgh past the Colorado Mines at or near the residence of William Wilkison; Thence following a private road adjoining improved properties of several of the petitioners; south twenty five degrees, twenty one minutes west, seven and twenty six one hundredth (7.26) rods. Thence south thirteen degrees, six minutes, west, three and fifty two one hundredth (3.52) rods; Thence, south one degree twenty four minutes east sixty and thirty sixth one hundredth (60.36) rods; Thence south five degrees, thirty six minutes, west, seventeen and twenty four one hundredth (17.36) rods; Thence south five degrees, forty six minutes, west ninety eight and twenty four one hundredth (98.24) rods:

Thence from the terminal of said private road, over unimproved land of A Y Casanova, south thirty seven degrees sixteen minutes, west forty eight and seventy six (48.76) rods: to a private road at corner of school house lot: Thence along school house lot in said private road south six degrees thirty four minutes, east eight and ninety six one hundredth rods: Thence south thirty three degrees, nine minutes, east, nineteen rods past the public school house along said private road: Thence continuing along said private road, south fifty four degrees, twenty four minutes, east twenty eight (28) rods: Thence south seventy one degrees thirty four minutes, east eighteen and thirty six one hundredth (18.36) rods to a point in said private road: Thence from said road, south

TO, W. C. Langsford, J. S. Richards, and H. L. Bowman.

County Commissioners of Clearfield County Pa.

SIRS.

You are hereby notified; that the undersigned viewers, appointed by the Court of Quarter Sessions of Clearfield County Pa, to view and lay out a public road in Morris Township in said County, from a point in a public road, leading from Munson to Colorado Mines, at or near the residence of William Wilkison, and to end at the Railroad Station at or near Colorado Mines in Morris Township in said County. And having met as per notice previously given on Thursday October 23d 1913 at 9 oclock A M on the premises and performed the duties of their appointment by making said view.

And that in persuance of the requirements of the Act of Assembly in such case made and provided, the said viewers will meet for the purpose of holding the public hearing required by the said Act of Assembly, in the Arbitration room in the Court House in Clearfield Pa on Friday November 21st 1913 at 10 oclock A M when and where all parties interested, either for or against the said road may attend and be heard.

A. G. Kramer  
H. S. MacMinn  
J. W. Gill  
Viewers.

Now November 7<sup>th</sup> 1913 service of the above notice accepted.

COUNTY COMMISSIONERS OF CLEARFIELD COUNTY PA.

L. C. Norris  
Clerk.

TO. W. C. LANGSFORD, J. S. RICHARDS, AND H. L. BOWMAN,  
County Commissioners of Clearfield County Pa.

You are hereby notified, that the undersigned viewers,  
appointed by the Court of Quarter Sessions of Clearfield County Pa  
to view and lay out a public road in Morris Township in said County,  
from a point in a public road leading from Munson to Colorado Mines  
at or near the residence of William Wilkinson, and to end at the  
Railroad Station at or near Colorado Mines in Morris Township in  
said County.

Will meet at the house of WILLIAM WILKINSON in said Town-  
ship of Morris in the County of Clearfield Pa on Thursday October  
23d 1913 at 9 oclock A M to discharge the duties of their appoin-  
tment. at which time and place aforesaid you may attend if you see  
proper.

Clearfield. Pa. October, 7th 1913.

A. G. Kramer  
H. S. MacMinn  
J. W. Hill  
Viewers.

Now October 7 1913 service of the above notice accapted.

COUNTY COMMISSIONERS OF CLEARFIELD COUNTY PA.

L. C. Morris  
Clerk.

TO, D. M. Maines Wm Jenney  
ROAD SUPERVISORS OF MORRIS TOWNSHIP CLEARFIELD COUNTY PA.

GENTS;

You are hereby notified, that the undersigned viewers, appointed by the Court of Quarter Sessions of Clearfield County, to view and lay out a public road in Morris Township Clearfield County, from a point in a public road, leading from Munson to Colorado mines at or near the residence of William Wilkison.

To a point at the Railroad station at or near Colorado mines in Morris Township in said County.

Will meet at the house of William Wilkinson in Morris Township in said County on Thursday the 23d day of October 1913 at 9 oclock A M to attend to the duties of their appointment, at which time and place aforesaid you may attend if you see proper.

A G Kramer  
H S Mac Minn  
J W Gill  
Viewers.

Now October 11<sup>th</sup> 1913 served a copy of the above notice on  
D M Maines Wm Jenney  
the Supervisors of Morris Township personally by copy

James Malloy  
Martin Sincavage

TO: D. M. Maines, William, Jenney, and Thomas Harding

ROAD SUPERVISORS OF MORRIS TOWNSHIP, CLEARFIELD COUNTY PA.

SIRS.

You are hereby notified, that the undersigned viewers, appointed by the Court of Quarter Sessions of Clearfield County Pa to view and lay out a public road in Morris Township in said County, from a point in a public road, leading from Munson to Colorado Mines, at or near the residence of William Wilkison, and to end at the Railroad Station at or near Colorado Mines in Morris Township in said County. And having met as per notice previously given, on Thursday October 23d 1913 at 9 oclock A M on the premises, and performed the duties of their appointment by making said view.

And that in persuance of the requirements of the Act of Assembly in such case made and provided, the said viewers will meet for the purpose of holding the public hearing required by the said Act of Assembly, in the Arbitration room in the Court House in Clearfield Pa on Friday November 21st 1913 at 10 oclock A M when and where all parties interested, either for or against the said road may attend and be heard.

A. G. Kramer  
H. S. Mac Minn  
J. W. Gill  
Viewers.

Now November 8 1913 served this notice on D. M. Maines and William Jenney and Thomas Harding <sup>on the 10<sup>th</sup></sup> the above named Supervisors personally by handing each of them a copy of same.

James Malloy

No. 1 Dec 1913  
Sessions, 1913

## ORDER

To view lay out a  
road for Public use in the  
township of Morris,  
Clearfield County Pa.

December Session, 1913.  
read and confirmed N. 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  
Oliver O. Smith  
Nov 28 1914 Englund  
abstract By the Court  
Ingletton Del 67

Filed 19

Fees \$1.25 paid by

W. H. accy

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 the 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.

	DAYS.	MILES AM'T.
A. G. Pramer	3	49 17.45
H. S. MacMinn	3	105 20.25
J. M. Gird	3	141 22.50

## 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

at and before the ensealing and delivery hereof, have remised, released and forever quit-claimed, and do hereby re-mise, 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. 191 \_\_\_\_\_



thirty three degrees, twenty four minutes, east, fifty seven and twenty eight one hundreth (57.28) rods to the centre of the New York Centrel Rail Road at Colorado Mines Station; A total distance of three hundred and sixty six and ninety eight one hundreth (366.98) rods.

and that a plan or draft of said road showing courses and distances and the properties affected is hereto attached and made a part hereof, said road being at an elevation not exceeding five degrees, excepting

when it was not practicable to preserve it within that limit

The undersigned further report that they endeavored to procure from all the owners of the land over which the said road passes releases in writing of all claims to damages that may arise from opening the same, and that they procured such releases from

the following persons having refused to release the damages to which they respectfully may be entitled by the reason of the location and opening of the said road, we, the undersigned viewers, after having considered the advantages to be derived to them, do assess them damages and make report thereof as follows:

Frank Ray	\$1.00	Albert Viseskey	\$1.00
Thomas Chapman	1.00	William Wilkison	1.00
Matt Skrinsky	1.00	Anthony Zelinsky	1.00
Matt Viskesky	1.00	Martin Sinscavage	1.00
Anthony Bernesky	1.00	A Y Casanova	1.00
Colorado Coal Mining Co	1.00		

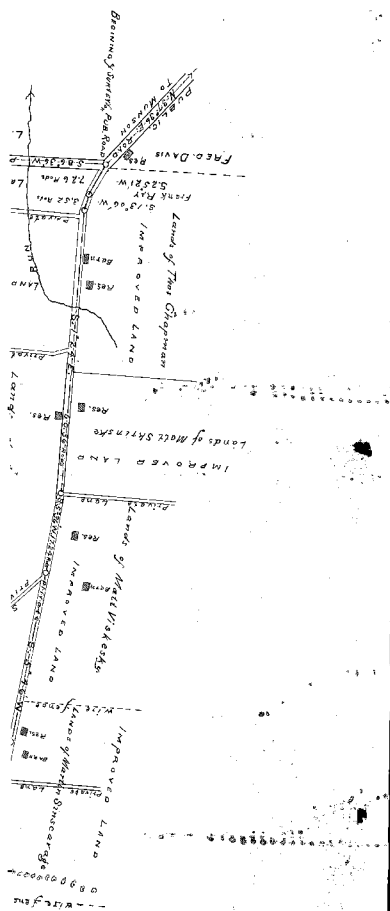
and we herewith return releases obtained and copy of the notices.

WITNESS our hands and seals this 21st day of November

A. D. 1913

*A. G. Kramer*  
*H. Magallan*  
*J. V. Viles*





Viewers  
 PUBLIC ROAD, MORRIS TOWNSHIP,  
 CLEARFIELD COUNTY,  
 J. S. GILL, CLERK.  
 MOTT W. SKRIMMER, SURVEYOR.  
 MAY 12, 1925.  
 Scale 1/2 inch = 1 mile.  
 Total length 36658 Rods.

