

No. 8 May 88 Term, 1913
Ray out Road
Public) in
VERSUS
Sandy Dwp

R.D. #5 - Page 210

Part Twp. Rd. 173 89

8 May 5 S. 1913

ROAD VIEWERS' NOTICE

NOTICE IS HEREBY GIVEN that the undersigned
Viewers, appointed by the Court of Quarter Sessions of
Clearfield County, Pennsylvania, to view ~~a public~~
Road leading from ~~the store of Timlin & Kelley on the public road~~
~~leading from DuBois to Luthersburg~~

in Sandy Township to ~~the property of Rachael Overdorf~~
~~located at another point of same road~~

in Sandy Township, in the county aforesaid, will
meet at the ~~store of~~ Timlin & Kelley,
in Sandy Township, on Friday,
the 25th day of April A. D. 1913, at 9:30
o'clock A M., to attend to the duty assigned them, of
which time and place aforesaid all parties interested
will take notice.

H. B. Woodward

H. S. McMinn

E. H. Harmon

VIEWERS

April 15, 1913.

Now, this 16th day of April, A. D. 1913, service of
within notice is hereby accepted for the Commissioners of Clearfield
County.

...L. C. Morris, Clerk.

Now this 16th day of April, A. D. 1913, service of
within notice is hereby accepted for the supervisors of Sandy
Township.

..... George Beer

Georgi Brown

Now, this 14th day of April, A. D. 1913, service of
within notice is hereby accepted for Petitioners.

J. H. Pifer
Nov 68

Now, this day of April, A. D. 1913, service of
within notice is hereby accepted for the following property owners

May 55, 1913

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY.
TO THE HON. ALLISON O. SMITH, PRESIDENT JUDGE OF SAID COURT.

The petition of the undersigned citizens of the Township of Sandy in the said County respectfully sheweth;--

That your petitioners labor under great inconveniences for the want of a Public Road or highway to lead from the store of Timlin & Kelley on the Public Road leading from DuBois to Lutthersburg, to the ^{Property} ~~residence~~ of Rachael Overdorf located at another point on the same Road, all the proposed Public Road being within the Township of Sandy.

Your petitioners therefore pray the Court to appoint proper persons to view and lay out the same according to law, and they will ever pray etc.

CERTIFICATE.

I certify that the foregoing petition for the appointment of Road Viewers, is lawful and conforms to the purpose of the Petitioners, and that the same is regular and in due form.

Atty. for Petitioners.

PETITIONERS.

NAME.	OCCUPATION.	RESIDENCE.
J. H. Pier	Mfr	DuBois Pa
W. C. Kelley	Clerk	" "
E. W. Kelley	Merchant	" "
Lee Scott	Clerk	" "
W. V. McFieles		" "
A. E. Carr	Labor	" "
O. O. Connell	Blacksmith	" "
Donald McCreight	Clerk	" "
S. E. Jenkard		" "
L. F. Brody	Sailor	" "
Payay J. Barnes	Glass Fitter	" "

F. J. Peters Merchant Diversors Tg.

W. J. Grask DuBois Pa

B. D. Hayes Blacksmith DuBois

Louis Stump DuBois Pa

Joseph Vitarelli

Ad. Baalz " "

William S. Tracy

W. H. Overdorf "

J. E. Brown

A. S. Mercer

Mrs. Lassie Foster

Frank Gajewski

Stanley Nessac

Walter Lepelt

Abel Kessler.

BOND.

KNOW ALL MEN BY THESE PRESENTS, THAT J. H. Piper
J. M. Timlin, W. O. Carrick
E. W. Kelly, F. J. Peters and A. J. Bal

all of the Township of Sandy, County of Clearfield, and State of Pennsylvania, are held and firmly bound unto the Commonwealth of Pennsylvania in the sum of One Hundred Dollars lawful money of the United States, to be paid unto the said Commonwealth or its certain Attorney, we do bind ourselves, our heirs, administrators, and executors, firmly by these presents. Sealed with our seals and dated the first day of April, 1913.

Now the condition of this obligation is such that if the expenses of Record attending the view of a certain proposed Public Road in Sandy Township, for which we are petitioners, and known to the Record as No. ¹⁹¹³ May Sessions, in the Court of Quarter Sessions for Clearfield County, should be imposed upon the petitioners by the Judge of the said Court, then in such case we or any of us shall at once pay into the office of the Prothonotary of the said County the amount of such costs, this obligation to become void, otherwise to be and remain in full force and virtue.

Signed, Sealed, and Delivered
in presence of

J. H. Piper ----- (SEAL)

J. M. Timlin ----- (SEAL)

W. O. Carrick ----- (SEAL)

E. W. Kelly ----- (SEAL)

F. J. Peters ----- (SEAL)

A. J. Bal ----- (SEAL)

----- (SEAL)

----- (SEAL)

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY.

IN RE PETITION OF CITIZENS OF SANDY TOWNSHIP FOR THE APPOINTMENT OF ROAD VIEWERS.

NOTICE TO COMMISSIONERS.

To J. S. Richards, W. C. Langsford and H. L. Bowman, Commissioners of Clearfield County;

You will please take notice that a petition on the part of certain citizens of Sandy Township, for the appointment of Road Viewers to view and lay out a Public Road in Sandy Township, will be made to the Court on Moanday, April 1913, at ten o'clock A. M., the said proposed Public Road to lead from the store of Timlin & Kelley on the Public Road leading from DuBois to Luthersburg, to the ~~house~~ of Rachael Overdorf located at another ~~xxxx~~ point on the same Road, all the proposed Public Road being within Sandy Township. The proceedings being known to the Record as No. May Sessions, 1913, Quarter Sessions of Clearfield County.

E. G. Boore
Atty. for Petitioners

And now, April 7, 1913, notice received and service is accepted for the Commissioners of Clearfield County.

L. L. Morris
Clerk.

NOTICE TO SUPERVISORS.

To H. A. Troutman, George Beers and George Brown, Supervisors of the Road District of Sandy Township;

You will please take notice that a petition on the part of certain citizens of Sandy Township, for the appointment of Road Viewres to view and lay out a Public Road in Sandy Township will be made to the Court on Monday, April 1913, at ten o'clock A. M., the proposed Public Road to lead from the store of Timlin & Kelley on the Public Road leading from DuBois to Lutgersburg, to the ~~house~~ of Rachael Overdorf located at another point on the same Road, all of the proposed Public Road being within Sandy Township., the proceedings being known to the Record as No. May Sessions, 1913, Quarter Sessions of Clearfield County.

E. G. Boore
Atty. for Petitioners.

And now, April 1, 1913, notice received and service is accepted.

H. A. Troutman

George Beers

Supervisors.

May 8 1913.

OUR VILLAGERS ARE WITH US IN THIS
OUR DOUBLE ROLE IN SAVING AND
RESCUING THE COUNTRY.

• FIG. 1. CHOISISSEMENT DE LA CIRCONSTANCE.

Miss Moore. April 7
1912. She worked Relation
and gave a
lecture at the Woodward
and Macmillan and
Edith Warren

are approved versions of the same

ATTORNEY AT LAW AND
NOTARY PUBLIC
DUBOIS, PA.
J. N. O'GARRELL

May 8, 1913.

RECEIVED IN THE CLERK'S OFFICE
OF THE STATE OF PENNSYLVANIA
ON THE EIGHTH DAY OF MAY, ONE THOUSAND NINETEEN

RECEIVED IN THE CLERK'S OFFICE

AND MADE, JUNE 3,
1913. BY THE CLERK OF THE
COUNTY OF ALLEGHENY
AND H. P. Woodward
and H. J. MacMair and
Edith Barnum

are affixed hereto
as witnesses and make
the same as true. Also

JUNE 14, 1913. BY THE CLERK

EDITH BARNUM

APR 10 1914 E. G. BOOSE
NOTARY PUBLIC
DUBOIS, PA.

EDITH BARNUM

May 8/13.

PETITION FOR THE APPOINTMENT
OF VIEWERS TO VIEW AND LAY OUT
PUBLIC ROAD IN SANDY TWP.

NO. 8 MAY SESSIONS, 1913.

and now, April 7
1913, the aforesaid Petition
now stands unanswered
and H. C. Woodward
H. S. Macrae and
Edith Harmon
are appointed viewers
to view and make
a record as aforesaid.

APR 11 1913. By the Court
John E. G. Boose
APR 10 1913 JOHN E. G. BOOSE
JOHN H. A. CORE CLERK
CLERK DUBOIS, PA.

Clearfield County, ss:

At a Court of Quarter Sessions of the Peace of the County of Clearfield, held at Clearfield, Pa., in and for said County, on the 7th day of April in the year of our Lord one thousand nine hundred 13,

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

in said County, setting forth that the petitioners labor under great inconveniences for the want of a Public Road or Highway to lead from the store of Timlin & Kelley on the Public Road leading from DuBois to Luthersburg, to the property of Rachael Overdorf, located at another point of same road, all the proposed Public Road being with in the Township of Sandy.

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 H.B. Woodward, H.S. Mac Minn and E.H. Harman,

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 impartiality 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 distance, 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 manner transmit to the next Court of 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 Sandy and that five notices thereof were posted along the route of the proposed road, that the said view would be held on the 25th day of April A. D. 1913, and the hearing to be held in the Arbitration room, at the Court House, in Clearfield, Pa., on the day of 1913, at o'clock M. That the viewers appointed by the said order viewed the ground proposed for the above mentioned road, and that there were present at the view the supervisors of Sandy Township and various of the petitioners,

parties in interest. That the hearing was held in the Arbitration Room, in the Court House, at Clearfield, Pa., on the day of A. D. 1913, when the following appearances were noted: That several witnesses were examined at the time of said view as to the necessity for said road and the amount of damage sustained by Joshua Hoover by reason of the location of the same through his property

After the view and hearing above mentioned, the undersigned, the majority of the said viewers, do agree that there is occasion for a road as desired by the petitioner, and that the same is necessary 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 the centre of South Brady Street, a public road leading from Du Bois to Luthersburg, at the store of Timlin & Kelly, thence South seventy degrees fifty seven minutes east (S. 70° 57' E.) along the centre line of Extension Avenue (twenty seven and eighttenths feet in width), two hundred and forty feet (240'), to the centre line of Pentz Run Avenue, (forty feet in width), thence along said Pentz Run Avenue South one degree seventeen minutes West (S. 1° 17' W.) three hundred twenty five feet, (325'), more or less, to the line of lands of F. J. Peters, thence continuing across said Peters lands one hundred and one feet, (101'), to the line of lands of Joshua Hoover thence continuing across said Hoovers land, seventy one feet (71') and to the centre of Second Street, (fifty feet in width), thence North eighty nine degrees forty eight minutes east, (N. 89° 48' E.) along said Second Street, three hundred fifty five feet (355') to the centre of the Public road leading from Du Bois to Luthersburg at the property of Racheb Overdorf, a total distance of length of the road of Eleven hundred seventeen feet (1117').

The proposed public road has already been laid out in part and dedicated as a street by the parties who opened that particular section of land and laid the same out for building purposes. It has never been laid out or opened across the land of Joshua Hoover.

We recommend to the Court that a public road be laid out of a width of 27.8 feet along Extension Avenue from South Brady Street to Pentz Run Avenue. That the width be increased to 40 feet from the point of intersection with Pentz Run Avenue along said Pentz Run Avenue through the property of Joshua Hoover to Second Street and of a width of 50 feet along said Second Street to the junction with South Brady Street.

All of which recommendation is in accordance with the draft
hereunto attached and specifically made a part of this report.

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: Joshua Hoover-----\$100.00

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

WITNESS our hands and seals this 20th day of May
A. D. 1913.

J. H. Woodward 
W. M. Munn 
E. H. Hamm 

No. 8 May Sessions, 1913

ORDER

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 reviewees.

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.

To view a road for public use in the township of Sandy, Clearfield County

	DAYS.	MILES.	AM'T.
W. B. Woodward	2	1000	
J. H. MacLean		500	\$5.00
C. J. Henman			

Sept. Session, 1913, 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. ³³ By the Court Allen A. Smith

December Sessions 1913
Confirmed absolutely
By the Court
Allen A. Smith

Filed 19
Fees \$1.25 paid by D
May 22 1913
JOHN H. MOORE,
CLERK.

RELEASE OF DAMAGES.

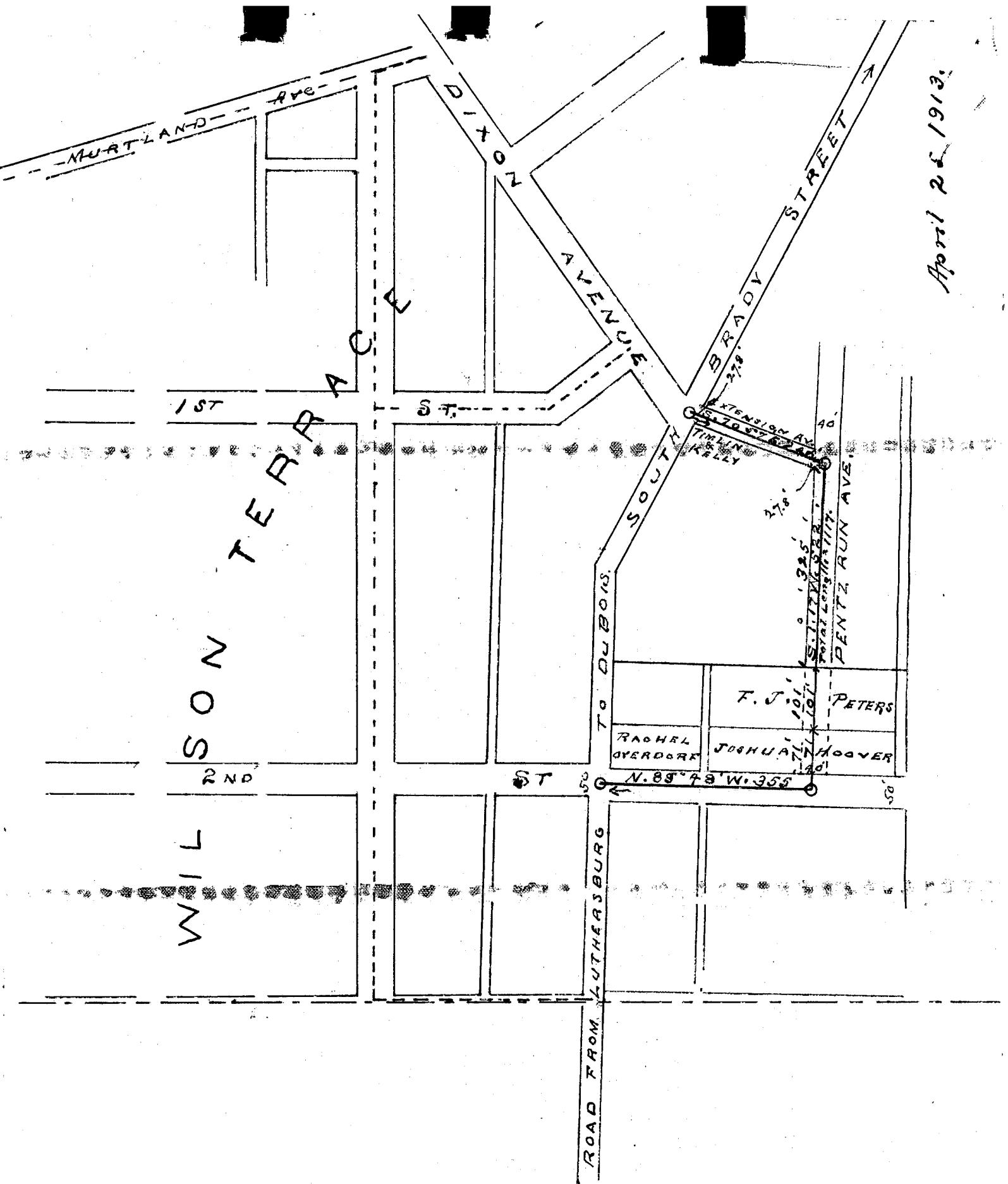
Know all Men by these Presents, that we, the undersigned, owners of lands through which the road located by the viewers, under the annexed order, passes for and in consideration of the sum of one dollar to us respectively paid by

at and before the sealing 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. 1911.

SEAL
SEAL
SEAL
SEAL



Supervisors of Sandy Township.

CLEARFIELD COUNTY

W. H. NUPP, Secretary.

DuBois, Pa., April 20 1914

Mr. J. H. Moore
Clearfield Pa.

Dear Sir:-

The road through the land of
Joshua Hoover is completed and is
used by the public.

Yours Truly
W. H. Nupp Secy.
DuBois Pa.

8 May 22 1913

