

Two ad.

NO. 14 Diga SESSIONS, 19¹⁴

COMMONWEALTH

VERSUS

In Re Public
Road in
Debtors Trp

Charge.


WALTER WELCH

DISTRICT ATTORNEY.

In the Court of Quarter Sessions of Clearfield county, Pa.
To the Honorable Singleton Bell, Judge of the court of quarter Sessions of Clearfield Co., Penn'a:-

The petition of the undersigned inhabitants of the township of Decatur, in the said county, respectfully represents: That your petitioner labor under a great inconvenience for the want of a public road or highway to begin at a point on a public road leading from the Blue Ball to Houtzdale where the line between the farms of Daniel Goss and Jacob Mc.Clarren crosses said road and to end at a point on said public road leading from the Blue Ball to Houtzdale, at a point known as "Sand Turn" in said road. Both points of beginning and ending are in Decatur township.

Your petitioners therefore pray the Court to appoint proper persons to view and lay out the same.

And they will ever pray, etc.

84 signers

Earl Smeal
Hugh Kephart
George Davis
Chas. B. Kephart
Joel Haines
Albert Haines
E. G. Hoover
Percy Klinger
James Goss
Wilbur Hoover
H. F. Kline
Collis Smeal
Ben Janett
J. A. Mills
Lydia Smeal
Lewis P. Bowles
Jacob Younger
Jacob Haines
Myron Haines
John A. Kephart
Thos. Smeal

G. W. Grinn
Walter F. Stone
Grover Britton
James Goss
H. A. Rice
H. J. Albright
P. M. Albright
Jacob Stone
Joseph Davis
Reuben Stone
B. Winter
John Mayhew
F. L. Baughman
John Pinto
Lloyd Stone
Herbert Wilkinson
~~John Winter~~
J. F. Faughnan
Adam Custard
Henry Kephart

Harvey Bock. Chas Warack

W. J. Gitter. H. W. Harry

David Smeal Arthur Dizer

J. L. Stone Joseph Pinto

C. W. Mills. Ben Meas

Charles B. Feltman

Harry Kephart. Thomas Kephart

Wm A. Hallman

Kenneth Kephart. W. P. Kusselman

Mike Mandel W. M. Krause

Grover Kephart L. E. Kephart

G. W. Kephart. Charles W. Feltman

Austin Davis Casper Kephart

Wilber Davis R. O. Kephart

Oscar Kephart Raymond Feltman

Isaiah A. J. Kephart Raymond Feltman

Mc Phillip Russell Kephart

John L. Braine George Wilks

Oliver Kephart C. B. Kephart

J. H. Dugay

J. H. Dugay

D. A. Meas

J. J. Luehrs

D. G. Millard

84 signers

Mr. Brown of Water Session
Mr. ~~45~~ DEPENSES 1914

Retention for a prints
newspapers to
be used in Budget
Society

July 22 Sept 1914
Rewritten petition pre-
pared and also drawn
Harry Reese and
C. D. Bielotte
are appointed members
of the Water Session and
representatives to the
Water Commission of the
Quarter Sessions.

Sept. 1914

June 1914

Water Session
Retention

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, upon the petition of sundry citizens of Decatur Township in said County, to view and lay out a public road in Decatur Township County and State aforesaid; from a point, in a public road, leading from Blue Ball to Houtzdale, where the line between the farms of Daniel Goss and Jacob McClarran crosses said road, to a point in said public road leading from Blue Ball to Houtzdale known as the sand turn.

And that the said viewers will meet to make said view and discharge the duties of their appointment, at the end of said road to be laid out in the said public road leading from Blue Ball to Houtzdale, where the dividing line between the farms of the said Daniel Goss and Jacob McClarran crosses the said public road, on Thursday the 8th day of October A D 1914 at 10 oclock A,M, when and where you may attend if you see proper.

A G Kramer
H A Reese
E W Billotte

Viewers.

Now Sept 26 1914 service of the above notice accepted
COUNTY COMMISSIONERS OF CLEARFIELD COUNTY PA.

L C Morris

Clerk.

To; John. Douglass, David. Mease. and Walter Kurford,
Supervisors of Decatur Township Clearfield County Pa.

You are hereby notified, that the undersigned viewers, appointed by the Court of Quarter Sessions of Clearfield County Pa, upon the petition of sundry citizens of Decatur Township Clearfield County Pa, to view and lay out a public road in Decator Township in Clearfield County Pa from a point, in a public road, leading from Blue Ball to Houtzdale, where the line between the farms of Daniel Goss and Jacob McClarran crosses said road, to a point in said public road leading from Blue Ball to Houtzdale known as the sand turn.

And that the said viewers will meet to make said view and discharge the duties of their appointment, at the end of said road to be laid out in the said public road leading from Blue Ball to Houtzdale, where the dividing line between the farms of the said Daniel Goss and Jacob McClarran crosses the said public road, on Thursday the 8th day of October A D 1914 at 10 oclock A. M. when and where you may attend if you see proper.

A G Kramer
W A Reese
E D Billotte

Viewers.

Now Sept 28 1914 served this notice on John Douglass, David Mease and Walter Kerford the Supervisors of Decatur Township personally by handing each of them a copy of same.

Chas B Kephart

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.

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

WITNESS our hands and seals this 27th day of October -

A. D. 1914.

A. G. Brauner 
J. A. Reese 
E. D. Billotte 

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 23 day of September in the year of our Lord one thousand nine hundred fourteen.

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

Decatur

in said County, setting forth that your

petitioner labor under a great inconvenience for the want of a public road or highway to begin at a point on a public road leading from the Blue Ball to Houtzdale where the line between the farms of Daniel Goss and Jacob McGlarren crosses said road and to end at a point on said public road leading from the Blue Ball to Houtzdale, at a point known as "Sand turn" in said road.

Both points of beginning and ending are in Decatur Township

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, Harry Reese, and E.D. Billotte

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 K. 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

Decatur and that three notices thereof were posted along the route of the proposed road, that the said view would be held on the 8th day of October, A. D 1914, and the meeting to be held in the Abington room in the Court House in Decatur, ~~on the 10th day of October, 1914, 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 John Douglass, Walter Kerfoot and D. A. Mease the Supervisors of the township, and Dari Goss, Chas B Kephart, Earl Smeal, C. W. Kyzer, C. Smeal, Hugh Kephart, Austin Davis, H. J. Kline, G. W. Davis & Albert Haines in favor of the road and H. Clinger, J. McClarren, W. D. Liddle, G. W. Warren, Chas F. Warren & Jacob Baughman, opposed to the road and all

parties in interest. That the hearing was held in the Arbitration Room of the Court House at Clearfield, Pa., on the 20th day of October, 1911, when the following appearance was noted:

and After the view ~~and~~ above mentioned, the undersigned, the majority of the said
Viewers, do agree that there is no occasion for a road as desired by the petitioners and that the
same is not necessary for a public road: ~~and that the same is not necessary for a public road~~
~~and the distance and the boundary for such road we have laid out in such manner as shall do the~~
~~most injury to private property and as far as practicable agreeably to the desire of the petitioners~~
~~and the same is not necessary for a public road~~
the following described road from ~~the~~ Beginning
and therefore report against the laying out of said road.