

Road

No. 5 Sept SS 1918

COMMONWEALTH

vs

Vacate & Supply  
Road Woodward Twp.

R.S. v - Page 407

Charge

*Pant Twp. Rd.* JOHN C. ARNOLD,  
17654 District Attorney

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD CO.

To the Honorable Singleton Bell, President Judge  
of the said Court of Quarter Sessions of Clearfield County, Pennsylvania.

The petition of the undersigned respectfully represents:

That by virtue of certain proceedings in this Court, a Public Road was lately laid out in the Township of Woodward, beginning at the Pacific Branch of Pennsylvania Railroad, at the end of the Township Road leading from said Railroad to the Public Road leading from Sanborn to Brisbin borough, and ending at a point on the Public Road leading from Madera to Houtzdale, near the Rankin Run School House, which Road was duly approved by the Court and an order for the opening thereof issued; your petitioners further represent that they are a majority of the original petitioners for the said Road resident within said Township and County, and that in their opinion a portion of the said Road, if made or opened, will be attended with great and unnecessary expenses, and will be inconvenient and burdensome. They therefore pray the Court to appoint properly qualified persons to view the whole of said Road and to vacate and re-lay or change such parts thereof as to them may seem advisable, and make report of their proceedings to the Court; and that the Court will take such further action in the premises as the circumstances may require, in accordance with the Act of Assembly, in such case made and provided. And they will ever pray, etc.

...William Christoff.....	...Louis G. Christoff.....
...Joseph Surko Jr.....	...John Christoff.....
...Paul Schach.....	...Emanuel G. Cardinal.....
...Mike Trella.....	...John Gallagher Jr.....
...Paul Trella.....	...Miller Cramer.....
...Joseph Surko.....	...Stephen F. Christoff.....
...John Bakutney.....	...Walentz Tomaszewski.....
...Paul Trella.....	...Joseph Petruski.....
...Stephen F. Christoff.....	...Andrea Petruski.....
...James M. Shillman.....	...Samuel Ohs.....
...Samuel M. Shillman.....	.....
...Stephen G. Christoff.....	.....

STATE OF PENNSYLVANIA : : SS:  
COUNTY OF CLEARFIELD :

Before me, a Notary Public, in and for said County and State, personally appeared CHARLES ANDERSON, who being duly sworn according to law, saith: That the facts contained in the foregoing Petition are true and correct to the best of his knowledge and belief.

*Chas. Anderson*

Sworn and subscribed to before me this 3rd day of August, A. D. 1918.

*John McGrath*  
Notary Public.  
Commission expires Feb. 27, 1921.



KNOW ALL MEN BY THESE PRESENTS, that we, P. F. HENNESSEY  
Charles A. Anderson and Ashley Martin all of the County of Clear-  
field and State of Pennsylvania, are held and firmly and bound  
unto the Commonwealth of Pennsylvania, in the sum of Fifty (\$50.00)  
dollars, to be paid to the said Commonwealth, its certain attorneys  
or assigns; to which payment well and truly to be made, we do bind  
ourselves, our heirs, executors and administrators and every of  
them, firmly by these presents.

Sealed with our seals and dated the 19th day of August,  
A. D. 1918.

WHEREAS the above bounden, P. F. Hennessey, Charles A.  
Anderson and Ashley Martin and others have petitioned the Court  
of Quarter Sessions for an appointment of Viewers to vacate and  
supply a Township road leading from Pacific Branch of Pennsylvania  
Railroad to the Rankin Run School House, Woodward Township, and  
are liable for the costs of the view in case the said Road should  
not be granted.

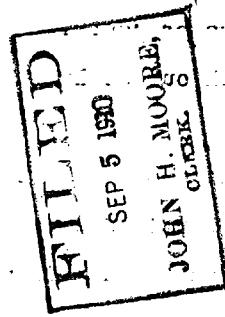
NOW THE CONDITION OF THIS OBLIGATION IS SUCH, that if  
the said Viewers, to be appointed by the Court, should refuse  
to lay out said Road, and the petitioners above named shall pay  
all costs of said proceedings, then this obligation shall be void;  
otherwise to be and remain in full force and virtue.

*Charles Anderson* .....(SEAL)

*P. F. Hennessey* .....(SEAL)

*Ashley Martin* .....(SEAL)

5-Subpt SS-1928



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 nineteenth, day of August, in the year of our Lord one thousand nine hundred Eighteen.

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

in said County, setting forth that a public road was lately laid out in said Twp of Woodward Beginning at the Pacific branch of the Penna R.R. at the end of Twp road leading from said R.R. to the Public road leading from Sanburn to Brisban Borough and ending at a point on the Public Road leading from Madore, to Mountdale near Rankin School House;

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. L. Edwards, Harry Reese,

J. V. Spangle,

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.

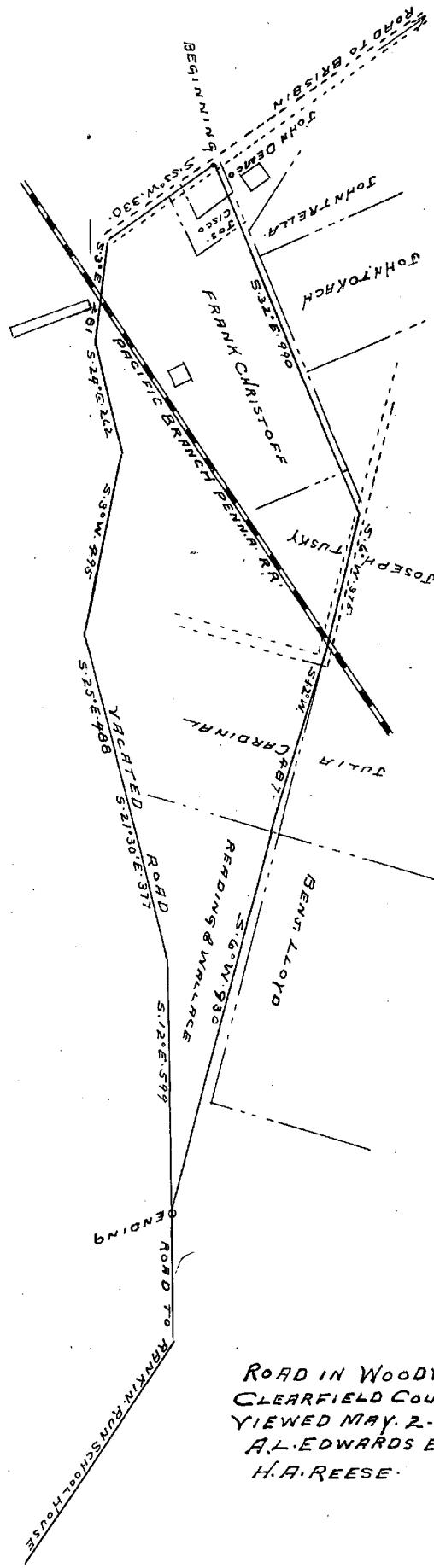
## RETURN OF VIEWERS.

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 Woodward and that three notices thereof were posted along the route of the proposed road, that the said view would be held on the second day of May @ 2 P.M. A. D. 1919, and the hearing to be held in the Arbitration room, at the Court House, in Clearfield, Pa., on the 3rd day of May, 1919, at 11 o'clock A. M. That two 3 viewers appointed by the said order viewed the ground proposed for the above mentioned road, and that there were present at the view Ashley Martin, Patrick Hennessy, Charles Anderson, Sups. of Woodward Twp. A. L. Edwards & Harry Reese viewers, John Deines, John Christoff, John Christoff, John Hatch, Emanuel Cardinal, Paul Feltz, Stephen Z. Abitzky, Joseph B. Petrioley parties in interest. That the hearing was held in the Arbitration Room, in the Court House, at Clearfield, Pa., on the third day of May A. D. 1919, when the following appearances were noted: Ashley Martin & Patrick Hennessy for Sups. of Woodward Twp. A. L. Edwards & Harry Reese viewers, Paul Feltz & John Christoff in behalf of road.

After the view and hearing above mentioned, the undersigned, the majority of the said viewers, do agree that there is no occasion for a road as desired by the petitioner, and that the same is not 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 on Public Road near residence of John Deines, thence S. 37° E. 990 feet to a post, thence S. 6° W. 375 feet to Centre of Railroad of P.R.R., thence S. 12° W. 487 feet to a post, thence S. 6° W. 1930 feet to place of ending on public Road formerly laid out leading to Rankin R.R. School House. also vacating said formerly laid out road by the following course & distance Beginning at a point which is the ending of the new proposed road thence in S. 12° E. 599 feet to a post, thence S. 121° 30' E. 377 feet to a post, thence S. 25° E. 483 feet to a post, thence S. 3° W. 195 feet to a post, thence S. 24° E. 2625, thence S. 3° E. 281 feet, thence S. 53° W. 330 feet to end of former laid out road, at 61 years the Paupi Branch of P.R.R. (See map hereto attached.)



ROAD IN WOODWARD T. W.P.  
CLEARFIELD COUNTY PA.  
VIEWED MAY 2-1919 BY  
A.L. EDWARDS ESQ  
H.A. REESE

# ROAD VIEWERS' NOTICE

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view Locate + Supply

Public Road leading from Pacific Branch of Pennsylvania R.R. at the end of Townsley road leading from said railroad to the Public Road leading from Fairborn to Brushui Boro +

in Woodward Township to ending at point on Public Road leading from Madera to Hootydale near the Rautin School House, said viewers are authorized to view + make changes in above described road

in Woodward Township, in the county aforesaid, will meet at the house of (at place of beginning of above described road), in Woodward Township, on Friday, the Second day of May A. D. 1919, at 2 o'clock P. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will take notice.

Hearing on above view to locate + supply will be held in Arbitration Room of County House on Saturday May 3rd 1919 at 11 o'clock A.M. A. L. Edwards

Harry Reese

J. W. Spangle

VIEWERS

April 18th., 1919.

From April 1<sup>st</sup>, 1919 notice or service  
of notice of within view to "vacate & supply" is  
hereby accepted for County Commissioners of  
Clearfield County.

L. C. Morris Clerk.

Service of within notice is hereby accepted  
by us as Supervisors of Woodward Township,  
on date as afores.

P. J. Jamessay

Ashley Martin

Cha. S. Anderson  
Supervisor of Woodward Twp.

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 (none)

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 (none)

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: John Dennis \$5.00 for Cisco \$3.00 Christoff Sr.  
\$12.00 Joseph Trusky \$5.00, Mrs. Julia Cardinal \$20.00  
Ricky Readling + Wallace \$1.00

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

WITNESS our hands and seals this Third day of May  
A. D. 1919.

A. L. Edwards   
W. A. Reese   