

Road

No. 5 Sept SS 1918

COMMONWEALTH

vs

Vacate & Supply
Road Woodward Twp.

R.D. #5-Page 407

Charge

Pant Twp. Rd.
17654

JOHN C. ARNOLD,
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, Pennsy-
lvania.

The petition of the undersigned respectfully repre-
sents:

That by virtue of certain proceedings in this Court,
a Public Road was lately laid out in the Township of Woodward, beginn-
ing 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 un-necessary
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	John C. Christoff
Joseph Susko Jr.	John Christoff
Paul Sakach	Emanuel Cardinal
Mine Trulla	John Gallagher Jr.
Paul Trulla	Milton Crum
Joseph Susko	Stephen P. Christoff
John Zakutney	Walter J. Tomaszewski
Paul Felix	Joseph Petrusky
Stephen Felix	Andrew Petrusky
James McShilland	Samuel Chis
Samuel McShilland	
Stephen 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.

Charles Anderson
.....

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

John McQuinn
.....
Notary Public.
Commission expires Feb. 27, 1921.

Now Aug 19/18
 Notice of presentation of John Miller
 accepted on part of Supervisor of
 Woodward Twp. for
 City for
 Supervisor of Woodward Twp.
 Aug 19/18 D. C. Morris
 Commissioner Clerk

IN THE COURT OF QUARTER SESSIONS OF CUMBERLAND CO.	Petition for appointment of Viewers to vacate a Road in Woodward Township
Now Aug 19 th 1918 A. J. Edwards Plaintiff and Petitioner vs The Board of Supervisors of Woodward Township Defendants	JOHN B. McGRATH ATTORNEY AT LAW, HUNTSVILLE, PA.

KNOW ALL MEN BY THESE PRESENTS, that we, P. F. HENNESSEY Charles A. Anderson and Ashley Martin all of the County of Clearfield 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.

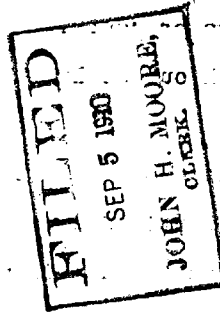
NOW THE CONDITION OF THIS OBLIGATION IS SUCH, that if the said Viewers, to be appointed by the Court, should refuse to lay out said Road, and the petitioners above named shall pay all costs of said proceedings, then this obligation shall be void; otherwise to be and remain in full force and virtue.

Chas Anderson
.....(SEAL)

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

Ashley Martin
.....(SEAL)

4- Sept 55 - 1928



Wm. H. Moore

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 1 road leading from said R.R. to the Public road leading from Sanburn to Brishanboro, and ending at a point on the Public Road leading from Wadere, to Houtdale 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. W. 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:

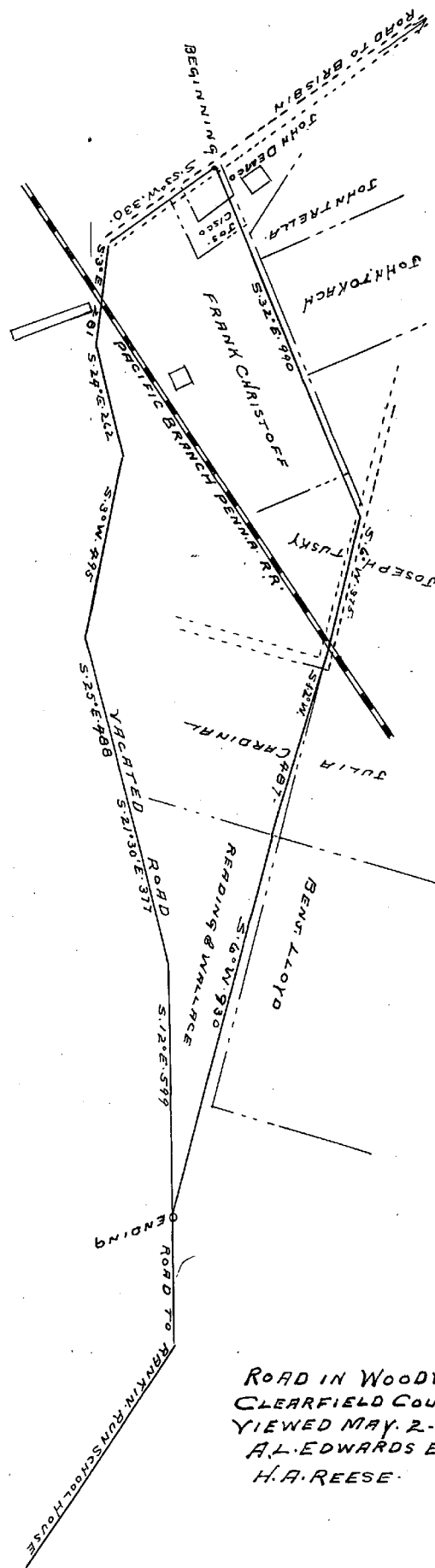
We, the undersigned viewers, duly appointed by your Honorable Court by the foregoing order, from and among the County Board of Viewers who have been duly appointed by your Honorable Court and have filed their oaths of office in the Court of Common Pleas of Clearfield County, beg leave to report as follows:

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 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 Hennessey, Charles Anderson, Suprs. of Woodward Twp. A. L. Edwards & Harry Reese Viewers, John Deines, John Christoff, Wm. Christoff, John Stach, Samuel Cordish, Paul Felix, Stephen Z. Kutney, Joseph B. Petruskey, 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 Hennessey for Suprs. of Woodward Twp. A. L. Edwards & Harry Reese viewers, Paul Felix & 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 _____ 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 Public Road near residence of John Deines thence S. 32° East 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. 893 feet to the place of ending on public Road formerly laid out leading to Rankin One School House. Also vacating said formerly laid out road by the following courses & distances. Beginning at a point which is the ending of the new proposed road thence in S 72° E. 599 feet to a post, thence S. 121° 30' E. 377 feet to a post, thence S. 25° E. 488 feet to post, thence S. 3° W. 495 feet to a post, thence S. 24° E. 262 feet, thence S. 3° E. 281 feet, thence S. 53° W. 330 feet to end of former laid out road, at or near the Camp Branch of P.R.R. (See maps hereto attached.)



ROAD IN WOODWARD TWP.
 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 Township road leading from said railroad to the Public Road leading from Sanford to Brushy Bros &

in Woodward Township to ending at point on Public Road leading from Madera to Houtzdale near the Rawlin 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 Court House on Saturday May 3rd 1919 at 11 o'clock A.M.

April
18th., 1919.

A. L. Edwards
Harry Reese
J. W. Spangle
VIEWERS

From April 19th, 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 above.

P. F. Hennessey

Ashley Martin

Chas. 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 Demco \$5.00 Joe Cisco \$3.00 Christoff Dr. \$12.00 Joseph Trusky \$5.00 Mrs. Julia Cardinal \$20.00
Ricky Reading & 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
H. A. Reese



No. Sessions, 19

ORDER

To view use in the
road for township of
Clearfield County

Session, 19
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 Court
Singleton

Delivered personally
1919, Comptroller also
bulletin By the Court

Filed 19

Fees \$1.25 paid by

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. F. Edwards	3	60	18.00
Harry Rice	3	100	20.00

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 enrolling 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. 1919.

