

Road

DOCKET No. <sup>5</sup>

Number	Term	Year
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1	Dec	1921
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~~PETITION FOR ROAD~~

Petition for Road in Bradford Twp.

Versus

X

Now this 28<sup>th</sup> day of September 1921,  
A. K. Kramer Esq. . . . , Harry Reese . . . and  
E. D. Bellotte . . . are appointed to view and ascertain  
whether said road shall be laid out and constructed, and to report  
at the December Term of Court.

By the Court . . .  
Angleton, Sept.

No. / December Sessions 1921

IN RE APPLICATION FOR ROAD IN  
BRADFORD TOWNSHIP.

SEP 29 1921

RECEIVED  
CLERK OF COURT

ATTORNEY  
FOR PLAINTIFF

Mr. William P. Swoope  
Mrs Ruth House <sup>or</sup> Mrs Ruth Swoope  
Mrs M. M. House Emery Swoope  
C. M. Lujier Ernest E. Welker  
Mrs. Virgie Lujier Ezra Welker  
Guy Kline Albert Greene  
P. C. Dale  
H. C. Bigler  
N. A. Green  
J. M. English  
C. O. English  
Mary C. English x  
Fannie B. Graham  
Margaret G. Forcey  
May Forcey  
James B. Graham  
G. A. Kephart x  
Mrs May Kephart  
J. A. Gearhart <sup>sister</sup>  
Ada Gearhart <sup>sister</sup>  
Sima Gearhart <sup>sister</sup>  
Isaac Knopf <sup>sister</sup>  
G. B. Thompson <sup>sister</sup>  
Mrs G. B. Thompson <sup>sister</sup>  
J. J. Sivinske <sup>sister</sup>  
M. Alter Gearhart <sup>sister</sup>  
St. B. Aughman <sup>sister</sup>

William P Robinson niger  
Jacob Hannan C Bigler  
Daniel George niger  
Crauford Gilman niger  
Clifton Churley niger  
John Waltenbach woodland  
Wm J. Goffus woodland  
A. B. Walker woodland  
J. F. Hiltzeng woodland  
John Wagner woodland  
Maurice Brush niger  
A. A. Wallace  
Clarendon Barnwell  
Reading & C. & L. Coal Co. Woodland RD

J. B. Williams *Da maines*  
G. E. Williams *Rebecca st. maines*  
Bessie V. Hauser *Mrs Jeff maine*  
G. M. Maines *Mr Frank English*  
B. J. Maines *Maudie Harrier*  
Bertie Maines *Maudie Gill*  
Carl Maines *C. E. Mencer*  
Margaret Fury *Agatha Mencer*  
Howard Fury *J. B. Neiphart*  
Mrs. Fury *J. M. Evans*  
Elain Graffius *Maud Evans*  
Mrs Ida E. Graffius *Maud Shirley*  
D. B. Williams *Wayne & Shirley*  
Martha Williams *J. F. Shirley*  
A. G. Williams *Wm H. McDowell*  
David B. Welles *Wm Wm McDowell*  
Merlin Knepp *Paul Harrier*  
Mrs. Knepp *Justice Keshish*  
Sawyer Livergood *Hector Knepp*  
Winnie Livergood *Viola Knepp*  
Mrs. J. Knepp *Florence Luzier*  
Hector Knepp *D. P. Hauser*  
Viola Knepp *R. B. Harrier*  
Maud Knepp *Maud Harrier*  
Wendy Knepp *Rebecca Graham*  
Vida Maines *Rebecca Graham*  
L. T. Graham *Ida L. Graffius*  
Millie Graffius *Mary Graham*  
John C. Kephart *Bessie Graham*  
Mrs Sarah Kephart *G. S. Woodling Supervisor*

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENNA.

IN RE APPLICATION FOR ROAD } Road Docket  
IN BRADFORD TOWNSHIP } No. December Sessions 1921.

PETITION FOR LAYING OUT OF PUBLIC ROAD.

To the HONORABLE SINGLETON BELL,  
PRESIDENT JUDGE OF THE SAID COURT.

Sir:

The petition of the undersigned citizens of Pennsylvania and taxpayers and inhabitants of Bradford Township, in said County, respectfully represent:

That your petitioners labor under great inconvenience for want of a public road or highway in said Township, which road shall begin at a point near the residence and barn of Guy Kline, that point being four hundred feet away from the said barn, that is southwest of the said barn, and on the present highway that runs from the J.E. Livergood Estate residence to the Village of Woodland; the other terminal in Bradford Township of this proposed road petitioned for shall be a point on the West Branch of the Susquehanna River. At this same time citizens and taxpayers and inhabitants of Girard Township are petitioning your Honorable Court for a new public road to run to the said River from a point in the present public road which runs from the Village of Bald Hill to the Bald Hill railroad station. And the citizens, taxpayers, and inhabitants of both said Townships and other Townships in said County are at this time also petitioning your Honorable Court for the location, and construction of a bridge over said River from the terminal of said proposed road on the Bradford Township side of said River to the terminal of the said proposed road on the Girard Township side of said River.

Your petitioners therefore pray your Honorable Court to appoint proper persons to view and lay out the said road according to law. And your petitioners will ever pray.

<i>W. H. Stephart</i>	
<i>J. L. Bunting</i>	<i>H. S. Tressier</i>
<i>Levy Mains</i>	<i>J. H. Krebs</i>
<i>Clara Humphil</i>	<i>H. J. Krebs</i>
<i>mrs Lem Mains</i>	<i>Thomas Krebs</i>
<i>O. W. Best</i>	<i>Albert Krebs</i>
<i>Reading &amp; Clearfield Coal Co.</i>	<i>James Miller</i>
<i>James Graffus</i>	<i>Hazel Miller</i>
<i>J. M. Palmer Supervisor</i>	<i>B. J. McDonald</i>
<i>Matthew Graham</i>	<i>Ella Graffus</i>
<i>George Hunter</i>	<i>W. J. H. M. pp</i>
<i>Walter Graham</i>	<i>Jane Krebs</i>
<i>Charlie Graham</i>	<i>Veritas Krebs</i>
	<i>W. T. Gull</i>

# 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 29th day of September in the year of our Lord one thousand nine hundred twenty-one,

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

in said County, setting forth that your petitioners labor under great inconvenience for want of a public road or highway in said Twp. which road shall begin at a point near the residence and barn of Guy Kline, that point being 400 ft. southwest of the said barn, and on the present highway that runs from the J. E. Livergood Estate to the Village of Woodalnd; the other terminal in Bradford Twp. of this proposed road petitioned for shall be a point on the West Branch of the Susquehanna River.

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, Esq.,  
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.

*Geo. W. Palstone*, 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 Bradford ---- and that Three notices thereof were posted along the route of the proposed road, that the said view would be held on the 27th day of October ---- A. D 1921, and the hearing to be held in the Arbitration room, at the Court House, in Clearfield, Pa., on the 28th day of October ----, 191\_\_\_\_, at (9), o'clock A. 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 F. L. Woodling one of the Supervisors of Bradford Township, and Guy Kline, G R Houser, Floyd Green, P A Maines, W H Kephart, D D Maines, J F Krebs, W U Shirey, Paul Harrier W S Luzier, W M Luzier, Joseph Highan and Justin Kephart, parties in interest. That the hearing was held in the Arbitration Room, in the Court House, at Clearfield, Pa., on the 28th day of October, ---- A. D. 1921, when the following appearances were noted: F L WOODLING, J M Palmer two of the Supervisors of Bradford Township, Guy Kline, W H Kephart, D R Houser, W M Luzier, James Graffius,

After the view and hearing above mentioned, the undersigned, the undersigned viewers, do agree that there is an 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 public road; leading from the village of Woodland to the Shilo School house and Church three hundred and sixty three feet (363); south west of the barn on the Guy Kline farm in Bradford Township Clearfield County, Pennsylvania. Thence over improved and unimproved land of the said Guy Kline; the following courses and distances, to wit: North seventeen (17) degrees; West three hundred (300) feet. Thence north twenty two degrees, forty five (45) minutes; West three hundred (300) feet, thence north twenty seven (27) degrees, twenty five (25) minutes; west three hundred (300) feet; Thence north forty seven (47), degrees; west one hundred and twenty five (125) feet; Thence north, seventy two (72) degrees west three hundred (300) feet: Thence north seventy four (74) degrees, forty (40) minutes; west two hundred and forty two (242) feet Thence north, forty seven (47) degrees twenty (20) minutes; west one hundred and fifty one (151) feet to line of land of D R Houser. Thence over land of the said D R Houser north thirty four (34) degrees twenty (20) minutes west one hundred and fifty one (151) feet to line of land of Daniel Menser. north twenty three (23) degrees, thirty minutes, west about seventy five (.75) feet to line of land of Rebecca Shirey. Thence over land of Rebecca Shirey the following courses and distances, to wit. North twenty three (23) degrees thirty (30) minutes; West two hundred and twenty five (225) feet. Thence North, twenty seven (27) degrees, thirty (30) minutes west one hundred and eighteen (118) feet: Thence north twenty two (22) degrees west one hundred and sixty three (163) feet. Thence north five (5) degrees, east five hundred (500) feet: Thence north, twelve (12) degrees west one hundred (100) feet to property line of D. R. Houser; Thence over land of the said D R Houser, north, twelve (12) degrees; west two hundred (200) feet to property line of Rebecca Shirey; Thence over

TO: T. R. WEIMER, JESSE. E. DALE, AND M. L, FARRELL:  
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, leading from a point in the public road leading from the village of woodland to the residence on the farm of the ~~on the~~ J E Livergood Estate; about four hundred (400) feet south west of the barn on the Guy Kline farm; in Bradford Township; to a point on the bank on the south side of the West Branch of the Susquehanna River; on the opposite side of the river from at or near the mouth of the Bald Hill Run, in Bradford Township in the County aforesaid, will meet at the house on the Guy Kline farm in Bradford Township on Thursday the 27th day of October A. D. 1921 at 9-30, o'clock A. M. to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

And that the public hearing required by the Act of Assembly and the Rules of Court to be held by the viewers before the filing of their report, in order to give all parties interested, either in favor of or against said road a chance to be heard, will be held in the Arbitration Room in the Court House in Clearfield Pa, on Friday the 28th day of October A. D. 1921 at nine (9) o'clock A. M. when and where all parties interested in said road either in favor of or against the same may appear and be heard.

A G Kramer  
H A Reesl.  
E D Billotte.

VIEWERS.

Now October 15<sup>th</sup> 1921 service accepted for the County Commissioners of Clearfield County Pa.

L. C. Morris  
Clerk.

*J. M. Palmer*  
*J. M. Palmer*  
*F. L. Woodling, Seft*

TO: JAMES, GRAFFUS, J. M. PALMER, AND, F. L. WOODLING,  
Supervisors of Bradford Township, 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, leading from a point in the public road leading from the village of Woodland to the residence on the farm on the J. E. Livergood Estate; about (400) feet south west of the barn on the Guy Kline farm; in Bradford Township; to a point on the bank on the south side of the West Branch of the Susquehanna River; on the opposite side of the river from, at or near the mouth of the Bald Hill Run, in Bradford Township in the County aforesaid, will meet at the house on the Guy Kline farm in Bradford Township on Thursday the 27th day of October A. D. 1921 at 9.30 o'clock A. M. to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

And that the public hearing required by the Act of Assembly and the Rules of Court, to be held by the viewers before the filing of their report, in Court, in order to give all parties interested, either in favor of or against said road a chance to be heard, will be held in the Arbitration Room in the Court House in Clearfield Pa on Friday the 28thday of October A. D. 1921 at nine (9) o'clock, A. M. when and where all parties interested in the said road, either in favor of or against the same may appear and be heard.

The view of the proposed bridge across the River at said point will be made at the same time and the public hearing will be held at the same time as the hearing on the road.

*A. G. Kramer*

*H. A. Reesl*

*E. D. Billotte*

VIEWERS.

Now Oct, 17th 1921 served this notice on James Graffus, J. M. Palmer and F L Woodling the above named Supervisors personally by handing to each of them a true and correct copy of same.  
*F. L. Woodling, Seft*



land of the said Rebecca Shirey the following courses and distances, to wit: North twenty (20) degrees forty (40) seconds, west, three hundred (300) feet; Thence north twenty eight (28) degrees, west one hundred and fifty six (156) feet; Thence north, ten (10) degrees West two hundred (200) feet; Thence north twelve (12) degrees thirty (30) minutes, west one hundred and ninety three (193) feet; Thence north nine (9) degrees, forty five (45) minutes, west, one hundred and twenty seven (127) feet; Thence north, two (2) degrees; East three (300) feet; Thence north one (1) degree fifteen (15) minutes, west one hundred and fifty two (152) feet; Thence north seven (7) degrees, East three hundred (300) feet; Thence north, four (4) degrees, fifteen (15) minutes, East one hundred and eighty five (185) feet; Thence north ten (10) degrees; East two hundred and twenty eight (228) feet; Thence north fifteen (15) degrees forty five (45) minutes, East, one hundred and sixty four (164) feet; Thence north thirty one (31) degrees, fifteen (15) minutes, East one hundred and eighty eight (188) feet; Thence north thirty four (34) degrees, East one hundred and thirty eight (138) feet to property line of James Harrier. Thence over the property of the said James Harrier the following courses and distances, to wit; north, forty three (43) degrees fifteen (15) minutes; East three hundred (300) feet; Thence north forty (40) degrees thirty (30) minutes; East one hundred and forty two (142) feet; Thence north fifty (50) degrees, thirty (30) minutes, East, three hundred (300) feet; Thence north fifty four (54) degrees; East one hundred and twenty six (126) feet; Thence north fifty five (55) degrees East one hundred and seventy one 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:

Guy, Kline	\$1.00
D, P. Houser	1.00
Daniel Maines	1.00
Rebecca Shirey	1.00
James Harrier	1.00

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

WITNESS our hands and seals this 28<sup>th</sup> day of October  
A. D. 1821

N. L. Kramer  
N. A. Reese  
C. B. Billotta



No. 1 Dec Sessions, 19 21

## 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 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.

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

Days Miles A.M.T.

A. L. Bramel	3	24 22 20
H. H. Hess	3	22 26 10
E. D. Bellotti	2	20 12 50
		5

## 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

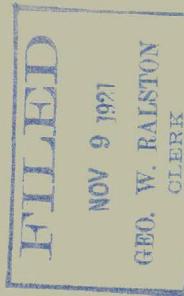
at and before the ensealing and delivery hereof, have remised, released and forever quit-claimed, and do hereby remise, release and forever quit-claim to the said

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. 191 \_\_\_\_\_.

W. Laughlin, Fennerty & Kelley,  
Attorneys.

19  
Filed  
Fees \$1.25 paid by \_\_\_\_\_  
O'Laughlin, Fennerty & Kelley,  
Attorneys.



(171) feet: to property line of Rebecca Shirey; thence over property of  
Rebecca Shirey; north sixty one (61) degrees, fifteen (15) minutes, East  
two hundred and thirty one (231) feet; thence north sixteen (16) degrees  
west fifty three (53) feet to the River bank opposite the mouth of Bald  
Hill Run in Bradford Township the end of the proposed location of the  
County Bridge across the River at said point.