

DOCKET No. 5

Number	Term	Year
5	May	1923

Petition for Public road in

Lawrence Twp

Versus

P. & R. R. - Page & C.

Twp Rd 176 8

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, be 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

Lawrence and that three notices thereof were posted along the route of the proposed road, that the said view would be held on the 7th day of June A. D. 1923, and the hearing to be held in the Arbitration Room, at the Court House, in Clearfield, Pa., on the 7th day of June; 1923, at 9:30 o'clock AM. 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 Scott Carr and others

parties in interest. That the hearing was held in the Arbitration Room, in the Court House, at Clearfield, Pa., on the seventh day of June; 1923, when the following appearances were noted: Scott Car, A. R. Koozer, J. M. McKenrick and
W. A. Hunchbarger with A. R. CHASE Esq. attorney for the petitioners

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 May in the year of our Lord one thousand nine hundred twenty three

Judge of the same Court: Upon the petition of sundry inhabitants of the Township of Lawrence in said County, setting forth that they labor under great inconvenience for want of a public road or highway in what is known as the Boynton Addition in Lawrence Township, commencing at a point near Moose Creek Bridge and Maple Avenue and Moose Street; thence East along Moose Street down to Poplar Avenue; thence North along Poplar Ave. over to what is known as Linwood Street; thence starting on corner of what is known as Maple Ave and Linwood Street East on Linwood Street to Mount Joy Road. That there are several improved buildings along this designated course wherein there is no public outlet 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., E. D. Billotte, Esq., and J. S. Michaels

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 judgement, 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.

TO; T. R. WEIMER, JESSE, E. DALE AND M, L. FARRELL.
COUNTY COMMISSIONERS, OF CLEARFIELD COUNTY, PENNA:

You are hereby notified, that the undersigned viewers, appointed by the Court of Quarter Sessions of Clearfield County to view and lay out a public road, leading from a point in the public road, leading from Clearfield to Guiney Hill; at or near the Moose Creek Bridge, at the intersection of Maple Avenue and Moose Street in the Boynton addition in Lawrence Township; to a point in the Mount Joy road at the intersection of what is known as Linwood Street in the Boynton addition, with the Mount Joy road in Lawrence Township, in the County aforesaid; will meet at the Bridge across Moose Creek on the Guiney Hill road in Lawrence Township on Thursday the 7th day of June A. D. 1923 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 as 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 will be held by ^{the} viewers, in the Arbitration Room in the Court House in Clearfield Pa on Thursday the 7day of June the same day of the viewer 1923; at 1.30 o'clock P. M. when and where all parties interested in any way, either in favor of or against the same may attend and be heard.

A. G. Kramer
E. D. Billotte
J. J. Michaels

VIEWERS.

Now May 28, 1923 service accepted for the County Commissioners of Clearfield. Pa.

L. C. Morris

Clerk.

No. 5 May Sessions, 1923

ORDER

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

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.

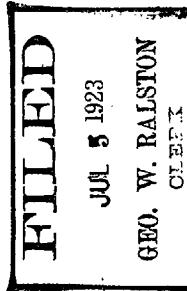
N. B.—If the viewers believe the parties are not entitled to damages, taking into consideration the advantages as well as the disadvantages of the road, they will report to that effect.

	Days	Miles	Amt.
H. G. Brearley	3	22.50	
Ed. Billott	3	23.20	
J. Michaels	1	66	10.80

Sept. 5 - Sessions, 1923,
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.
By the Court
H. G. Whitehead
J. Michaels
Specifying particularly
See. Law 1923 Confirm
absolutely my return
Longchamp

Filed 19
Fees \$1.25 paid by

Chase & Chase, Attorneys



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 respectfully 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. 192

Seal

Seal

Seal

Seal

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, ~~and~~

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 respectively may be entitled by reason of the location and laying 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: No damages are assessed as the said road is laid out on the streets of the village of the Boynton addition which were laid out and dedicated to the abutting lot owners by the owner of the plot on which the abutting lots are located therefore the abutting lot owners along the said road suffer no damages by the laying out of the said road.

WITNESS our hands and seals this 11th day of June 1923
A. D. 1923.

A. G. Kranner Seal
E. Billotte Seal
J. S. Michaels Seal
J. S. Michaels Seal

TO; A. D Goss, John H Thompson and J. R. Fullerton,
Supervisors of Lawrence Township, Clearfield County; Penna.

You are hereby notified that the undersigned viewers appointed by the Court of Quarter Sessions of Clearfield County to view and lay out a public road, leading from a point in the public road leading from Clearfield to Guiney Hill at or near the Moose Creek Bridge, at the intersection of Maple Avenue and Moose street in the Boynton addition in Lawrence Township; to a point in the Mount Joy road at the intersection of what is known as Linwood Street; in the Boynton addition, with the Mount Joy road in Lawrence Township in the County aforesaid, will meet at the Bridge across Moose Creek on the Guiney Hill road in Lawrence Township on Thursday the 7th day of June A. D. 1923 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 as 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 will be held by the viewers in the Arbitration Room in the Court House in Clearfield Pa on Thursday the 7th day of June the day of the view A. D. 1923 at 1.30 o'clock P. M. when and where all parties interested in the said road iether for or against the same may attend and be heard.

H G Kramer
Ed Billott
J S Michaels

VIEWERS.

Now May 26 1923 served this notice on A. D. Goss, John H Thompson and J. R. Fullerton the supervisors of Lawrence Township personally by handing to each of them a true and correct copy of same

Scott Goss

KNOW ALL MEN BY THESE PRESENTS that we,
.....
of the Township of Lawrence, County of Clearfield are held and
firmly bound unto the Commonwealth of Pennsylvania in the sum of
\$100.00 to be paid to the said Commonwealth of Pennsylvania, its
certain attorney or assigns, to which payment well and truly to
be made, we do bind ourselves jointly and severally, our heirs,
executors, administrators and assigns firmly by these presents.

Sealed with our seals and dated the day of April,
A. D. 1923.

The condition of this obligation is such that if a certain
petition for a public road in the Township of Lawrence to extend
from a point on public road at Moose Creek Bridge; thence East
along what is known as Moose Street down to what is known as Po-
plar Avenue; thence North along what is known as Poplar Avenue
over to what is known as Linwood Street, etc., is brought to a
conclusion and costs paid by the petitioners if the Court shall
so direct, then this obligation to be null and void, otherwise
to be and remain in full force and effect.

Martin Duckett SEAL

Signed, sealed and
delivered in the
presence of

Scott C. An. SEAL

R. C. Huchbarger SEAL

May 7th 1923. Undesignated.

By the County
English B. D.

5 May 22 1923

IN RE:

ROAD IN LAWRENCE
TOWNSHIP.

BOND

FILED
MAY 7 1923
GEO. W. RAISING
CLERK

LAW OFFICES OF
CHASE & CHASE
CLEARFIELD, PA.
KEYSTONE BUILDING

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

The petition of the undersigned, inhabitants of Lawrence Township, Clearfield County, Pa., respectfully represents:

That they labor under great inconvenience for want of a public road or highway in what is known as the Boynton Addition in Lawrence Township, commencing at a point near Moose Creek Bridge and Maple Avenue and Moose Street; thence East along Moose Street down to Poplar Avenue; thence North along Poplar Ave. over to what is known as Linwood Street; thence starting on corner of what is known as Maple Avenue and Linwood Street East on Linwood Street to Mount Joy Road.

That there are several improved buildings along this designated course wherein there is no public outlet.

The petitioners therefore pray the Honorable Court to appoint three persons qualified according to law to view the ground proposed for such road, and if they see occasion lay out the same and make report of their proposal to next term of Court.

And they will ever pray.

Martin F. Duckett Labor H. V. Bowes
Scott G. an. Labor L. Brown
A. B. Hooper, Salumer
C. C. Munfield Labor Earl Read
Lee Workman Bryson & Shaw
L. S. Wicks L. Irwin Owens
Clarence W. Butler Miner H. H. Lutz
George A. Thompson Laborer R. E. Ziegler
P. C. Watson
Henry Hall
H. E. Maines
Jewellis Ober
May R. Harvey
Walter G. Harvey
S. L. Graham
Chas Learish
James E. Graham
Blair Owens
R. C. Henchberger
Don F. Anderson
R. A. Butler
John Siebenrock Jr
H. B. Shaw
John Siebenrock Sr
H. C. Glazebrook
L. O. Henchberger
W. A. Henchberger
H. D. Shaw

#5 May 22 1923

PAUL H. KRAMER, CLERK OF COURT

May 7, 1923. H. H. Kramer,
Editha G. and
J. S. Mackie are
appointed executors
of a minor

John C. and
Dorothy D.

FILED

LAW OFFICES OF
W. H. CHASE

GEO. W. RAILTON,
CLERK

275-Part 14

101 day of , 1923, Inc.,

, 1923

are appointed executors

to proceed and prepare an affidavit for the purpose of the above.

By the Court,

