

DOCKET No.

Number Term Year

8 DEC SS 1931

Pet to lay out road from N Y C to
Flat Grove School House

Versus

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY.

In re: Re-view: Road for Public : NO. 8, DECEMBER SESSIONS,
Use in Greenwood Township, : 1931.
Clearfield County, Pennsylvania : "

TO THE HONORABLE A. R. CHASE, PRESIDENT JUDGE OF SAID COURT:

The Petition of the undersigned residents and tax payers of Greenwood Township, Clearfield County, Pennsylvania, does hereby respectfully request your honorable Court to confirm absolutely, for the following reasons, the report of the Re-viewers in the above case - which report refuses to grant the public road asked for:

That the report of the Re-viewers meets the approval of the great majority of the people of the Township, as is indicated by the signatures to this paper.

That the proposed road is unnecessary and the opening and maintenance thereof would be a burden to Greenwood Township.

That the State Highway Department has taken over a road in said Township commencing at exactly the same point and ending on the same public road as the road proposed in this proceeding commences and ends.

That the State Highway runs its entire length parallel with and ends at a point within six hundred feet of the proposed road.

That Lemuel Young is the only person living on the route of the proposed new Township Road.

E. E. Heuerica Park, Pa., 1910
Bethia Heuerica, maker of R.S.T.

Amanda Pick Mahaffey R.D.

J. J. Rich Mahaffey, R.D.

Rebecca McFadden Mahaffey, R.D.

Mrs. Carey S. Ross. Mahaffey, R.D. 3. Penna

W. W. McFadden

Raymond Reeder Mahaffey R.D. 3

John Raymond Redden Mahaffey, R.D. 3

James Shaffer Mahaffey R.D. 3

Dora Shaffer Mahaffey R.D. 3

Sarah Ross Mahaffey R.D. 3

Frank Ross Mahaffey R.D. 3

Chas. Kimball Bell's Landing

Mrs Ruth Kimball Bell's Landing

Eva Johnston Bell's Landing Pa

Elora Johnston

Ento Johnston

William Streett

David Streett

Franklin Passmore Kermoose Pa

James Passmore Kermoose Pa

Elie Barrett

Bertha Kolday Kermoose Pa.

Gertrude Passmore
Ed Barrett
Dw Barrett
Pearl Barrett
Charles Derrick
Francis Mitchell
Robert Bell
Acc 12, 12-1201
Emma Howers
John M. M.
David D. Moul
Carl Redden
Felix Ross
L. W. Ross
Mrs. Edg. Ross
Alonzo, Mr. Fries
John F. Fries
Gen. J. A. Fries
Charles Schwab
B. J. Young
Perry Snyder
Hampton Bell
Ernest W. Fosbinder
Lewis Arthur
Pauline Crittenden

Mrs Pearl Bell
Ford Johnston
Lena Johnston
Ira Bell
L.C. Redden
W.W. Wilcox
Calvin Hooper
Pete Rice
John S. Gardner
Frank Passmore
Victor C. Johnston
George J. Delleher
A. T. Bell
W.W. Sawyer
C.O. Johnston
J. F. McTee
David F. Bell
Le Roy Johnson
John Springle
Dorsey Peterman
Miller & Garrett
Oscar L. Currey
Curry Run Pa
74

Bells Landing Pa
" " "
" " "
" " " 21
" " " 14
" " " "
" " " "
Bells Landing, Penna.
= " = " " "

Kumroon Pa
Bells Landing, Pa
Bells Landing, Pa
Maley Ferry, Pa
Bells Landing Pa
Mahaffey Pa & D
Bells Landing Pa
Curry Run. Pa.

John Snyder
Sally on old Thread
L.W. Bell
Laura Hartfeld
H.S. Hartfeld
Geo H. Hatch
Mrs. David Johns
Mrs. Bert Wiley
Ois P. Lines
Dayton W. Lines
Lorissie Young
Truman Young
Carrie Spackman
Mrs. Lola M. Gardner
Lizzie C. Clark
Mrs. Carl Kester
Blanche Hoover
Audra Bell
Emma Mott
Mrs. LeRoy Johnson
Mrs. Earl Redden
Mrs. Charles Schwab
Mrs. Green Bell
G. F. Bell
H. S. Bell

Mrs. Frank Dill	Bells Landing Pa
Mrs. B. J. Young	Bells Landing Pa
Mrs. John Snyder	Bells Landing Pa.
Mrs. L. B. Lines	Curry Run Pa
Mr. Lew Lines	Curry Run Pa
Mrs. Leedill Johnston	Bells Landing Pa
Blanche Hatch	Bells Landing Pa
Mrs. Arthur Bell	Bells Landing Pa,
Mary Bell	" "
<u>J. F. Bell</u>	<u>Bells Landing Pa</u>

IN THE COURT OF QUARTER
SESSIONS, CUMBERLAND COUNTY, PA.
NO. 8 - DEC. SESSIONS, 1951.

REMONSTRANCE OF TAX PAYERS
IN GLENWOOD TOWNSHIP
AGAINST OPERATING OF POAL.

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY.

The Supervisors of Greenwood Township, Clearfield County, Pennsylvania, hereby file the following exceptions to the confirmation absolutely of the within report of Road Viewers to No. 8 December Sessions 1931:

That the proposed road is unnecessary and the opening and maintaining thereof will be a burden to Greenwood Township.

That the State Highway Department has taken over a road in said Township commencing at exactly the same point and ending on the same public road as the road proposed by this view commences and ends.

That the said State Highway runs its entire length parallel with and ends at a point within six hundred feet of the proposed road.

That Lemuel Young is the only person living on the route of the proposed new Township Road.

That the Township of Greenwood has no money and is in debt and even if an opening order should be issued for said proposed road, it could not be built for lack of funds.

That a large majority of the tax payers of Greenwood Township are not in favor of the opening of said road.

That the adoption of the above mentioned route by the State Highway makes the opening of the proposed Township Road particularly useless and uncalled for.

Ezra Johnson
W. Gould Thread
Harry Johnson Secy
Supervisors of Greenwood Township

CLEARFIELD COUNTY SS:

On the 29 day of Feb. 1932, before me a
Justice of the Peace in and for said county, personally
appeared Garry Johnson, above named, who being duly sworn says
that the facts set forth in the foregoing exceptions are true
to the best of his knowledge and belief.

Garry Johnson Seay
Signature

Sworn and subscribed before
me the day and year above
written.

G.W.Bell

My Commission Expires Jan. 2, 1936

May 14 - 1932. Reception with Mayor
Geo R. Gallagher
City of Fort
Saskatchewan

No. 8 Dec. Session
1931.

In re -
by
Winnipeg Training
Board

Sections 4 to Rehn -
of 15 lines -

FILED
May 2 1932
W. R. GALLAGHER CLERK

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

In re: Review: Road for :
Public Use in Greenwood Township : No. 8 Dec. Sessions, 1931.
ship, Clearfield County, Pa. :

DEPOSITIONS TAKEN MONDAY, JUNE 12, 1933.

L. E. YOUNG being duly sworn testifies as follows:

By Mr. Chaplin.

Q. Mr. Young you live in Greenwood Township?

A. Yes sir.

Q. And just in what section of the Township do you live?

A. About a mile and a quarter from Bells Landing.

Q. Were you in 1931 a party to a proceeding to vacate and supply a road in Greenwood Township?

A. Yes sir.

Q. And what particular road was that?

A. The left hand road leading to a road on the top of the hill known as the Ridge road to Marron.

Q. Is that the road you wanted supplied or vacated?

A. Vacated.

Q. You wanted that road vacated?

A. Yes.

Q. And what road did you want supplied?

A. The new one.

Q. By the new one you mean which road?

A. The middle one. The one the State is keeping now, this one we wanted vacated.

Q. Then there are three roads or proposed roads leading from the Railroad to this Ridge Road, and it is the left hand road going from the Railroad that you want vacated?

A. Yes.

Q. And the middle road supplied?

A. Yes.

RA VI. CUBDTJU

T. E. Young being asked who he was told he was a settler in the state of Oregon.

...**3321** 'SI ENUF' YADON NAKHON SHOMOONIS

IN THE COURT OF COMMONS SESSIONS OF CLEVELAND COUNTY, IRELAND.

Q. And was a view made on this in 1931?

A. Yes sir.

Q. You are the party who filed exceptions to the latest report of the viewers in this matter?

A. Yes sir.

Q. Now in supplying this road that you are advocating what would you say as to the expense of supplying this road?

A. There will be no expense to the Township.

Q. What do you mean by this?

A. We will open it ourselves.

Q. Even with you and your people opening it would it require much evacuation in order to supply that road?

A. What do you mean, grading or --

Q. Would you have to grade?

A. No. About 300 feet on the other end to open another man's ground and the road would be open to travel. They can grade it out good.

Q. How about the fencing?

A. It wouldn't need any fencing at all.

Q. After it is graded it wouldn't need the fence?

A. Yes.

Q. How about the road now used, does it require much. The one the State Highway has?

A. It would require 1800 feet.

Q. That road is being opened by the State?

A. They smoothed it up.

Q. The State has charge?

A. Yes.

Q. You mean by that that the road you have in mind has not been opened and the State couldn't take it over?

A. No, not until an opening order issued.

Q. This road will require going through.

A. About 300 feet of Mr. Barrett's ground.

Q. Will you state whether or not this proposed road that you are advocating would be hazardous to the public travel?

A. It would be a benefit and a big benefit to everybody.

Q. In your opinion would it be hazardous?

A. No.

Q. And why do you say that it would not?

A. Because there is no steep places on it to make it a risky road.

Q. Would you say it is as dangerous as the one now in use?

A. No. The one in use is dangerous.

Q. Why.

A. Because it is steep, no fencing on it at all. There has been some pretty narrow escapes and in the winter they cannot use it it is too steep and right now for the last two years the road has not been able to use it at all. They haven't done any work on it. When it is wet they cannot use it.

Q. How about the comparative expense of maintaining the two roads?

A. You mean the caring for this left hand road. It would cost \$100.00 a year.

Q. Which road do you refer to?

A. The new road would require scarcely anything when it is opened up.

Q. What would you say as to the expense of maintaining after it was opened the road which you want opened?

A. \$25.00 a year to keep it in good repair.

Q. Would it cost more to maintain the road that they are now using?

A. Three times that much.

Q. Why would the cost be greater on the road now open than the one you want to open?

A. More expensive on the old road because it is too steep and any work is washed out and ditches cut in there.

Q. Do you regard the left hand road or the road you want opened as necessary?

A. It sure is necessary for the citizens, traveling public and the whole community and also the two joining Townships Jordan and Ferguson Townships, it is a direct outlet for them to DuBois, Mahaffey and Barnesboro.

Q. You say it is a direct outlet for what communities?

A. Ferguson and Knox Township and also our own.

Q. If this road is not opened what road will they use? Will they have to use that State road?

A. Sure.

Q. Is that State road safe for travel?

A. It is not.

Q. And is it safe for travel during the winter months?

A. Nosir.

Q. Will the proposed road furnish much better accommodation to the communities that you have mentioned provided it is opened?

A. Sure will. It will not have any ice on in the winter, and it is on the right side of the road to get the sun.

Q. Then you say that the road will be in a passable condition the year around if it is opened?

A. Sure it will.

Cross-Examination by Geo. R. Bigler, Esq.

Q. How long is this proposed road that you ask for, Mr. Young?

A. I can't tell you exactly. I think around 4400 feet.

Q. I think the surveyor's draft shows about a mile?

A. It is less than a mile.

Q. On that 4400 feet or a mile, beginning at the station and ending at the State road how many people live along there?

A. Just one family and that is my own.

Q. The road now operated by the State or taken over by the State begins at exactly the same point?

A. Yes.

Q. And ends on the same road?

A. Yes.

Q. How far apart are the terminus of those roads?

A. At the ending point they are a good ways apart.

Q. I think the draft shows about 600 feet. I measured it.

A. We know it is more than that. They didn't measure or take their instruments out on the last view.

Q. It was the first draft that I meant. How many people live on the State road?

A. One family.

Q. Who is that?

A. Readings.

Q. The testimony given at the first hearing was that there were three families?

A. Those other families do not live on that road.

Q. We don't have the papers here, but the Viewers' report showed that there would be a great deal of grading necessary and it would be an expensive road to build. You say it would require no grading to build the road.

A. Scarcely any grading.

Q. Most of these roads begin at the same point and go up the same hill and end at the same public road at the top?

A. Not the same hill.

Q. They get to the same elevation?

A. Yes.

Q. Which is the longest road?

A. I think the State.

Q. If they all start at the same place and get to the same elevation and the State road is the longest then the grade on that road couldn't be any heavier?

A. It is undoubtedly. You look and see the degrees.

Q. How do you explain that if they get to the same elevation and start at the same place and the State road is longer and your road is shorter. The situation hasn't changed there since the report of the last view.

A. I don't think it has changed any since you were the attorney for the Supervisors in 1922.

Q. The State has opened up a road?

A. The situation has not changed since the report of the last Board of Viewers on this case.

By Mr. Chaplin.

Q. The situation hasn't changed since the first report of the viewers. That was in 1922 wasn't it?

A. No. I don't think the situation has changed.

Q. I mean since '31 when the one set of Viewers advocated the Supplying of this road?

A. No.

By Mr. Bigler.

Q. Your position, Mr. Young, in asking for this road is that it can be built without any cost to Greenwood Township?

A. Yes. My position in regard to this road is that it can be built without any cost to Greenwood Township.

Q. And if the Township is in debt and could raise no money to build a road you think it could be built without any embarrassment to the Township?

A. I still think the road can be built without any expense to Greenwood Township. That is my position in regard to the construction of this road.

By Mr. Bigler.

Q. Your position, Mr. Young, in asking for this road is that it can be built without any cost to Greenwood Township?

A. Yes. My position in regard to this road is that it can be built without any cost to Greenwood Township.

Q. And if the Township is in debt and could raise no money to build a road you think it could be built without any embarrassment to the Township?

A. I still think the road can be built without any expense to Greenwood Township. That is my position in regard to the construction of this road.

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

In re: Review: Road for :
Public Use in Greenwood Town- : No. , Sessions,
ship, Clearfield County, Pa. : 19 .

TO THE HONORABLE A. R. CHABE, PRESIDENT JUDGE OF SAID COURT:

L. E. Young, a taxpayer of Greenwood Township, Clearfield County, Pennsylvania, on behalf of himself and numerous other taxpayers in Greenwood Township hereby files the following exceptions to the confirmation absolutely of the report of Road Viewers to No. 8 December Term, 1931, said report being on review:

The Viewers erred in determining that the proposed road would require heavy and expensive evasuation on one side and secure fencing on the other side. The road now in use, to wit, the State Highway will require more evasuation and expense in order to make it safe for the travelling public than the proposed road.

The Viewers erred in determining that the proposed road if supplied would be hazardous to the public travel.

The Viewers erred in determining that the road now in use, to wit, the State Highway, accommodates safely and comfortably the public travel, and that the proposed road would only accommodate a limited amount of travel.

The Viewers erred in not supplying the proposed road because the road which is now used by the travelling public, to wit, the State Highway, is too steep and dangerous to travel safely and conveniently and because of the heavy expense required to maintain said State Highway.

The Viewers erred in their report in refusing to supply the proposed road because the State Highway Department has indicated its intention of adopting and taking over the said proposed road when and if it is opened and supplied, and the taxpayers would thereby be saved a large amount of money. The proposed road could be opened with very little expense to the taxpayers for the reason that your exceptants will open said road largely at their own expense.

STATE OF PENNSYLVANIA : : SS::
COUNTY OF CLEARFIELD : :

On this day of February, 1933, before me
and in said County personally
appeared LEMUEL E. YOUNG, who being duly sworn says that these
Exceptions are not filed for the purpose of delay and that the
facts set forth are true and correct to the best of his knowledge
and belief.

Sworn and Subscribed before :
me this day of : _____
February, A. D. 1933. :

Now, February _____, 1933, service accepted of the
within Exceptions by copy.

Now, February _____, 1933, service accepted of the
within Exceptions by copy

County Commissioners.

Copy
IN THE COURT OF QUARTER
SESSIONS, CLEARFIELD COUNTY, PA.
No. 8 *Dec* SSNS, 1931

In re: Review - Road for
Public Use in Greenwood
Township, Clearfield County,
Penna.

EXCEPTIONS

LAW OFFICES
ARNOLD & CHAPLIN
CLEARFIELD, PA.

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

In re: Review: Road for :
Public Use in Greenwood Town- : No. , Sessions,
ship, Clearfield County, Pa. : 19 .

TO THE HONORABLE A. R. CHASE, PRESIDENT JUDGE OF SAID COURT:

L. E. Young, a taxpayer of Greenwood Township, Clearfield County, Pennsylvania, on behalf of himself and numerous other taxpayers in Greenwood Township hereby files the following exceptions to the confirmation absolutely of the report of Road Viewers to No. 8 December Term, 1931, said report being on review:

The Viewers erred in determining that the proposed road would require heavy and expensive evacuation on one side and secure fencing on the other side. The road now in use, to wit, the State Highway will require more evacuation and expense in order to make it safe for the travelling public than the proposed road.

The Viewers erred in determining that the proposed road if supplied would be hazardous to the public travel.

The Viewers erred in determining that the road now in use, to wit, the State Highway, accommodates safely and comfortably the public travel, and that the proposed road would only accommodate a limited amount of travel.

The Viewers erred in not supplying the proposed road because the road which is now used by the travelling public, to wit, the State Highway, is too steep and dangerous to travel safely and conveniently and because of the heavy expense required to maintain said State Highway.

The Viewers erred in their report in refusing to supply the proposed road because the State Highway Department has indicated its intention of adopting and taking over the said proposed road when and if it is opened and supplied, and the taxpayers would thereby be saved a large amount of money. The proposed road could be opened with very little expense to the taxpayers for the reason that your exceptants will open said road largely at their own expense.

Samuel E. Jones

STATE OF PENNSYLVANIA : : SS::
COUNTY OF CLEARFIELD : :

On this 2nd day of February, 1933, before me
W.R.Bellough and in said County personally
appeared LEMUEL E. YOUNG, who being duly sworn says that these
Exceptions are not filed for the purpose of delay and that the
facts set forth are true and correct to the best of his knowledge
and belief.

Sworn and Subscribed before : : Leemuel E. Young
me this 2nd day of : :
February, A. D. 1933. : :
W.R.Bellough
Leemuel E. Young

Now, February _____, 1933, service accepted of the
within Exceptions by copy.

Now, February 3rd, 1933, service accepted of the
within Exceptions by copy

L. C. Morris
Clerk for
Clearfield

County Commissioners.

Original
IN THE COURT OF QUARTER
SESSIONS, CLEARFIELD COUNTY,
PA.
No. 2 Dec SSNS, 1931

In re: Review - Road for
Public Use in Greenwood
Township, Clearfield County
Pennsylvania.

EXCEPTIONS

B
FILED
FEB 3 1933
W. R. GALLAGHER
CLERK

LAW OFFICES
ARNOLD & CHAPLIN
CLEARFIELD, PA.

TO THE HONORABLE A. R. CHASE JUDGE OF THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY:

The undersigned, inhabitants of the Township of Greenwood, County of Clearfield, respectfully represent;

That they labor under great inconvenience for want of a public road to begin at the public road at N. Y. Central Station on the opposit side of the Susquehanna river from the town of Bells Landing, and to end at a point in said township ~~at~~ the public road known as the Ridge road leading from Kerrmoor to Marron, at or near the Flat Grove School House.

That a proceeding was had to No. 6 September Sessions 1922 for the laying out of said public road and the vacation of a portion of a road supplied by said new road, and that said proceedings were regularly had as per the report of the viewers in said proceeding filed. The matter was so proceeded in that to December Sessions 1922 the report of the viewers was confirmed absolutely, an opening order issued for said road. That the township of Greenwood has been unable to complete the opening of said road and that more than five years has gone by since the opening order was issued.

That said road is of great importance as the same is to be taken over by the Department of Highways of the Commonwealth of Pennsylvania if, when and after opened. The old opening order being dead your petitioners pray the Court to appoint viewers according to law and to lay out said road ~~if~~ in the opinion of said viewers, the same be proper, and to vacate such portions of said ~~other~~ ^{of} two portions public road now open from N.Y.C. station above mentioned, ~~the~~ point on the aforesaid

public road leading from Kerrmoor to Marron (one thereof ending at the farm now or formerly of David Barret and the other thereof being one-fourth mile near the Southwest of the house of C. P. Barrett) which said last mentioned roads will become useless upon the opening of said public road, and the said proposed road being a much more congenient grade; said viewers to make report of their proceedings to the next Court.

L. E. Young Farmer
Lewis Haines Farmer.
Walker S. Miles.
H. S. Thomas
John W. Cross
Liesel Thomas
Lloyd B. Johnson
Kenneth Johnson
Jas W. Johnson
John Gulliken
Guy Gulliken
Theodore Young
Perry Barrett
Perry Straw
Jas Mitchell
Ray Gulliken
Guy Becton
Stephens Wiley.

A. W. Young
Perry Arthur

Clearfield County, SS:

Personally appeared before me the subscriber, who be-
Jug. on J. E. Young who being duly sworn according to law
doth depose and say that the facts set forth in the foregoing
petition are true and correct.

Sworn & subscribed before me :
this 23 day of October 1931 : J. E. Young

John J. Rafferty / S. P.

MY COMMISSION EXPIRES
JANUARY 1ST, 1934

We, the undersigned, Supervisors of Greenwood Township accept service of notice of the presentation of petition to be made to the Court on October 26th, 1931, or in lieu thereof, on November 2nd, 1931.

F. E. Gossney
Gary Johnson

Nov Oct. 24 '1931

Service accepted for County Commissioners as per above endorsement of the Supervisors of Greenwood Township.

L. C. Morris
Comis. Clerk.

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY
No. 8 Dec 25 1931

In re;

CLEARFIELD TOWNSHIP

SUPERVISORS

PETITION TO ABATE PORTIONS
OF TWO PUBLIC ROADS IN
CLEARFIELD TOWNSHIP AND
CLEARFIELD COUNTY, PA.

For Oct 24th 1931
John Schellie, ~~John Schellie~~ S. W.
Bellotte, E. J. Michaels
are affianted owners
to demand removal
By the Court
S. McNamee

FILE

OCT 24 1931
GEO. W. REED, CLERK

LAW OFFICES
ARNOLD & SMITH
CLEARFIELD, PA.

125

Mahaffey Pa Oct 27 1931

To the Hon. Court, of Clearfield Co

There has been a petition circulated in Greenwood Twp asking the Court to appoint Viewers to vacate and supply a New Road leading from a point at N.Y. C 1818 to top of hill and known as the Lem Young road. This road is included in the new 20 foot wide State Road Program and since this petition has been circulated the State has officially taken over the Old Road in question. In view of the fact that the Twp is practically bankrupt and the taxpayers unable to pay what village is already laid we ask that the court refuse this petition and save a burdened Twp any more expense. This road has had some work done on it but not by Supervisor. It will only really benefit one farmer and throw about five other farmers out of a road. From 90% to 95% of the taxpayers in the Twp are opposed to building this road at the present time.

Very Respy yours
Board of Supervisors Greenwood Twp
Secy — Garry Johnson
Post — H. L. Goldthread

Friday Nov 27-1931

10 AM + 2 PM