

No. 2 Sept. Sessions, 19 41

## ORDER

To view and lay out \_\_\_\_\_ a  
road for public use in the  
township of Boggs,  
Clearfield County \_\_\_\_\_

Sept Sessions, 1941,  
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.

E. Dr. Sullivan Sept  
Dec. Sessions, 1941.  
Confirmed absolutely.  
E. Dr. Sullivan Sept

Filed \_\_\_\_\_ 19 \_\_\_\_

Fees \$1.25 paid by \_\_\_\_\_

J. Mitchell Chase, Attorney



**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 19th day of May in the year of our Lord one thousand nine hundred forty-one.

Judge of the same Court: Upon the petition of <sup>Mrs. May Wisor &</sup> sundry inhabitants of the Township of Boggs

in said County, setting forth that they labor under great inconvenience for want of a road in Boggs Township, leading from Route #869 on the Pennsylvania Highway system, commonly known as the Philadelphia-Erie Pike, to the Stoneville Cemetery.

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. B. Shaw, Esq., Thomas C. McGarvey 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 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. W. Wallace Smith, P. J.

J. Harold McGadden, 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, 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

Boggs and that three notices thereof were posted along the route of the proposed road, that the said view would be held on the 13th day of June

Grand Jury  
A. D. 1941, and the hearing to be held in the Arbitration Room, at the Court House, in Clearfield, Pa., on the 16th day of June, 1941, at 10:30 clock A.M. That

three viewers appointed by the said order viewed the ground proposed for the above mentioned road, and that there were present at the view Martin A. Woods and Roger Wilsoncroft, Supervisors of Boggs Township, also Geo B. Shugerts and

Grand Jury  
parties in interest. That the hearing was held in the Arbitration Room, in the Court House, at Clearfield, Pa., on the 16th day of June A. D. 1941, when the following appearances were noted: Martin A. Woods and Roger Wilsoncroft, Supervisors of Boggs Township, also Wm T. Meas, Secretary, and Mrs May Wisor.

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 on the John Stone Estate farm in the village of Stoneville, Boggs Township which abutts the Northern side of Legislative Route # 869 in said Township; thence over lands of the John Stone Estate farm South 5 degrees West 599 feet; thence still over lands of the John Stone estate, South 30 degrees East 600 feet; thence still over lands of the John Stone Estate, South 47 degrees, 30 minutes East, 400 feet to the Stoneville Cemetery.

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 practical 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 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: x

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

WITNESS our hands and seals this 16<sup>th</sup> day of June  
A. D. 19<sup>th</sup> 1.

 Seal  
Ed. Billotte Seal  
T. C. McSawey Seal  
Seal

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To view and lay out a road for public use in the township of Boggs, Clearfield County

Lt Sessions, 1941,

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.

*E. S. Sullivan*  
*Dr. Lewis, 1941.*  
*Confined sketch.*  
*E. S. Sullivan*

Filed 19  
Fees \$1.25 paid by  
J. Mitchell Chase, Attorney

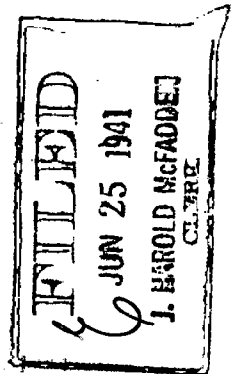
NOTE.—In case of a private road, the release must be executed in favor of the petitioner for said road.

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.
A. B. Shaw	3	20	31.00
E. D. Billotte	3	76	33.80
Thos C. McGarvey	2	136	26.80



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

# Road Viewers' Notice

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view <sup>and lay-out</sup> a Road ~~crossing~~ <sup>damages, leading from</sup> beginning at a point on State Highway Route # 639 in the Township of ~~Marion~~ Clearfield County, Pennsylvania at or near the village of Stonerville, in said Township; thence over a private road, now in use, a distance of approximately one-fourth mile to the Stonerville Cemetery.....

in ..... Township.....

in ..... Township, in the County aforesaid, will

meet ~~at the house of~~ on the premises.....

in ..... Township, on ..... Friday.....

the ..... 13th... day of ..... A. D. 19.41..., at 10:00..

o'clock... A. M., to attend to the duty assigned them, of which time and place aforesaid, all

parties interested will take notice.  
NOTICE FOR PUBLIC HEARING REQUIRED BY 192 OF ACTS OF ASSEMBLY AND RULES OF COURT TO BE HELD BY THE VIEWERS BEFORE THE MAKING OF THEIR REPORT TO COURT, WILL BE HELD AT 121 GRAND JURY HALL IN THE COURT HOUSE AT CLEARFIELD, ON MONDAY THE 16TH DAY OF JULY, A.D., 1941 AT 10:00 O'CLOCK A.M., AT WHICH TIME AND PLACE ALL PERSONS INTERESTED IN SAID ROAD MAY ATTEND AND BE HEARD, IF THEY SO DESIRE.

J. D. CHAP

L. D. BRIDGES

WILLIAM C. HOGAN

VIEWSERS.

JULY 22, 1941

TO THE COUNTY COMMISSIONERS OF CLEARFIELD COUNTY, PENNSYLVANIA

NOTICE OF VIEW

You are hereby notified that the undersigned Viewer's appointed by the Court of Quarter Sessions of Clearfield County, on the 19th day of May, A.D., 1941 to lay out and establish a road in Boggs Township, Clearfield County, Pennsylvania, beginning at a point on State Highway Route # 869 in said Township of Boggs at or near the village of Stoneville; thence over a private road now in use a distance of approximately one-fourth mile to the Stoneville Cemetery, will meet on the premises on Friday, ~~June 13th~~ 1941 at 10:30 o'clock A.M. to attend the duties assigned them, and that the public hearing required by Act of Assembly and Rules of Court to be held by the Viewer's before the filing of their report in Court, in order to give all parties interested in said road an opportunity to be heard, will be held in the Grand Jury Room in the Court House at Clearfield, on Monday the 16th day of June, A.D., 1941 at 10:30 o'clock A.M., at which time and place all persons interested in said road may attend and be heard, if they so desire.

A.B. Shaw

E.D. Billotte

Thos C. McGarvey

Viewer's

Now, May 22, 1941, service of the above notice is hereby accepted by copy on behalf of the County Commissioners of Clearfield County.

Fred B. Rees

Clerk

TO THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF BOGGS, CLEARFIELD COUNTY, PENNSYLVANIA.

NOTICE OF VIEW

You are hereby notified that the undersigned Viewer's appointed by the Court of Quarter Sessions of Clearfield County, on the 19th day of May, A.D., 1941 to lay out and establish a road in Boggs Township, Clearfield County, Pennsylvania, beginning at a point on State Highway Route # 869 in said Township of Boggs at or near the village of Stoneville; thence over a private road now in use a distance of approximately one-fourth mile to the Stoneville Cemetery, will meet on the premises on Friday June 13th 1941 at 10:30 o'clock A.M. to attend the duties assigned them, and that the public hearing required by Act of Assembly and Rules of Court to be held by the Viewer's before the filing of their report in Court, in order to give all parties interested in said road an opportunity to be heard, will be held in the Grand Jury Room in the Court House at Clearfield, on Monday the 16th day of June, A.D., 1941 at 10:30 o'clock A.M., at which time and place all persons interested in said road may attend and be heard, if they so desire.

A.B. Shaw

E.D. Billotte

Thos C. McGarvey

Viewer's

Now, May 31 1941, service of the above notice is hereby accepted on behalf of the Supervisors of the Township of Boggs, by copy.

W. F. 7 Mead

Secretary



Stoneville  
Cemetery

S. 47° 30' E.  
400 ft.

S. 30° E.  
600 ft.

S. 50° West  
599 ft.

N. 75° W. 20 Stoneville

Draft Showing the location of a  
Public Road viewed and laid out in  
Begg's Twp. Clearfield County, Penna.  
From the Stoneville Cemetery in said  
Twp. To and intersecting Route No 869  
in said Twp. (The Road viewed is over land of John Stone.  
viewed June 18th, 1941.  
Scale 1" to the 100 ft.  
New County Natl. Bank.)

A. B. Shaw.  
C. D. Willett  
T. C. McFarvey.  
viewers.