

ROAD
DOCKET No. 7

Number	Term	Year
1	Sept. SS	1944

Petition to View and Lay Out
Public Road in WOODWARD TOWNSHIP

Versus

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

In re: Public Roads in the) No. / ^{Sept} ~~May~~ Sess., 1944.
Township of Woodward.)

To the Honorable F. Cortez Bell,

President Judge of said Court:

The petition of the undersigned, inhabitants of the Township of Woodward, in said County of Clearfield, respectfully represents:

1.- That your petitioners labor under great inconveniences for want of a public road or highway, leading from the intersection of the public road (Township Rt. 652) with the improved State Highway, Route #253, and thence southwardly via a dedicated but unrecorded public street in the village of West Moshannon, and ending at the Poultry Farm of Edward Lloyd, in said Township of Woodward, approximately 3/10ths of a mile, in length.

2.- That the present existing street becomes impassable and muddy in wet & inclement weather, and dangerous to public and vehicular travel; and the upkeep thereof is too much of a burden to property owners abutting said street.

Wherefore, your petitioners pray your Honorable Court to appoint a Board of Viewers, to view and lay out a public road within the termini above described, according to law.

And they will ever pray.

Percy Shugar (Green Meadow Poultry)
Mr. Oscar Olson farm.

Mrs Agnes Owczaryk
R. E. Lloyd (Lloyd's Poultry farm)

David Gobb

Frity Dahl

John A Schaffer

Frank Sherkel

Wm. R. Gobb.

V. K. Buntner

Central Supply Co

Harry Gulbranson

George Birchill Merchant

Eckman M.D.

Morgan Days

W.O. Gulbranson Coal Operator

Paul A. Saaby Post master

Project, Dallas Coal Operator

John M. Kinney Merchant

George L. Sherkel Burgess

David A. Adam (Adam's Dairy)

Chas Wood. Anna Etc co

Edson Woodside - Prudential Inc.

John M. Cook Prudential Ins agent

R. L. Williams M.D. Houtzdale P.

J. F. Hutchinson Houtzdale Undertaker

Mrs Eddie Shugar

STATE OF PENNSYLVANIA)
: SS.
COUNTY OF CLEARFIELD)

J. Edward Tompkins, one of the
within petitioners, being duly sworn according to law, deposes
and says that the facts set forth in the foregoing petition
are true and correct.

And further saith not.

J. Edward Tompkins
Sworn and subscribed before me, this 10th day
of June, A.D. 1944.

K. L. Scallion
NOTARY PUBLIC
My Commission Expires March 9, 1947

AND NOW, June 12, 1944, the Court upon due consideration of the within petition, do order and appoint A. B. Shaw, Edward Poorer, and Harry Reese, from and among the County Board of Viewers to view the premises proposed for the said Road, and make report thereof to the next Court of Quarter Sessions, as required by Act of Assembly, and the Rules of Court.

BY THE COURT

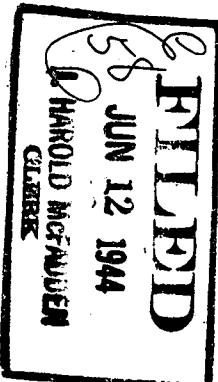
R. B. Shaw

P. J.

IN THE COURT OF QUARTER SESS.,
OF CLEARFIELD COUNTY, PA.,
No. 1 ~~Heet~~ SS., 1944.

In re: Public Roads in the
Township of Woodward.

Petition for a Board of Viewers to view and lay out a public road in West Moshannon.



JOHN SCOLLINS
ATTORNEY AT LAW
HOUTZDALE, PA.

The Tuttle Law Print. Publishers, Rutland, Vt.

2.50

Supervisors of the Township of Woodward, hereby accept service of notice of the within application to Court for the appointment of Viewers, to lay out, open and contract a public road in the Township of Woodward.

AND NOW, this 10th day of June, 1944, the undersigned, *John Scollins*, Supervisors of the Township of Woodward, hereby accept service of notice of the within application to Court for the appointment of Viewers, to lay out, open and contract a public road in the Township of Woodward.

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 Woodward and that Three notices thereof were posted along the route of the proposed road, that the said view would be held on the 5th day of July Grand Jury A. D. 1944, and the hearing to be held in the Arbitration Room, at the Court House, in Clearfield, Pa., on the 7th day of July 1944, at 10:30 o'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 Mrs. Percy Shuger, one of the Petitioners.

Grand Jury
parties in interest. That the hearing was held in the Arbitration Room, in the Court House, at Clearfield, Pa., on the 7th day of July A. D. 1944, when the following appearances were noted: John Scollins, Esquire, Attorney for the Petitioners, Percy Shuger, Edward Lloyd, Fritz Dahlin; R. W. Roundsley and William Pooler one of the Supervisors of Woodward Township.

After the view and hearing above mentioned, the undersigned, the majority of the said viewers, do agree that there is no occasion for a road as desired by the petitioner, and that the same is not 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 the intersection of Township Road Route # 652 with State Highway Route # 253 in the Township of Woodward, Clearfield County, Pennsylvania; thence extending along a dedicated, but unrecorded Street in the Village of West Moshannon, South Five (5) Degrees, Fifteen Minutes (15) West, One Thousand One Hundred Nineteen (1119) Feet and ending at the property line of Edward Lloyd in said Township of Woodward.

The proposed Road is laid out over a dedicated Street in the Village of West Moshannon; said Street having a width of approximately forty (40) feet, parts of which are fenced in by the abutting property owners, and for a number of years the individual property owners served by said Street have maintained and kept the same in repair to the best of their ability.

That during the greater part of the year said Street or Road is impassable due to the lack of grading and improper drainage and as said street or newly proposed Road is necessary for the convenience of the traveling public the same should be taken over and maintained at Public Expense.

That the taking over of said Street as part of the Road System of the Road District of the Township of Woodward is agreeable to the Supervisors of Woodward Township, and according to the great Number of Petitioners requesting the same, the newly proposed Road appears to be necessary for the accomodation of the traveling Public, as well as, for the convenience of those familes living along the same, and in view of these facts your board recommends that the same be taken over by the Supervisors of the Township of Woodward and maintained as a Public Road.

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 12th day of June in the year of our Lord one thousand nine hundred and Forty-four

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

in said County, setting forth that your petitioners labor under great inconveniences for want of a public road or highway, leading from the intersection of the public road (Township Rt. 652) with the improved State Highway, Route #253, and thence southwardly via a dedicated but unrecorded public street in the village of West Moshannon, and ending at the Poultry Farm of Edward Lloyd in the Township of Woodward, approximately 3/10ths of a mile, in length.

That the present existing street becomes impassable and muddy in wet and inclement weather, and dangerous to public and vehicular travel; and the upkeep thereof is too much of a burden to property owners abutting said street. 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,

Edward Pooler and Harry Reese

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. F: Cortez Bell, P. J.

Harold McFadden, Clerk.

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 _____

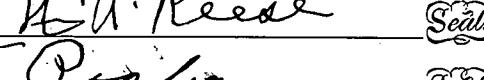
when it was not practical to preserve it within that limit.

The undersigned further report that they do hereby release from all the owners of the land over which the said road passes, releases from all damages that may arise from opening the same, and that they do hereby release from

any persons having interest in the damages to which they respectively may be entitled by reason of the location and opening of the said road, the undersigned do hereby release after having considered the advantages to be derived to them do assess the damages and make a return thereof as soon as may be.

and we herewith return _____ copy of the notices.

WITNESS our hands and seals this 25th day of July
A. D. 1924.


F. D. Far *Seal*

H. A. Reed *Seal*

T. T. Poor *Seal*

T. T. Poor *Seal*

No. 1 Sept. Sessions, 1944

ORDER

To view and lay out a road for public use in the township of Woodward, Clearfield County, May 5, 1944

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.

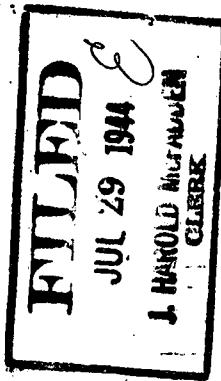
	DAYS	MILES	AMT.
A.B. Shaw	3	40	32.00
H.A. Rose	3	96	34.80
Ed Pooler	2	40	22.00

Dec 4 1944 Confirmed above
John Scollins, Attorney

Filed

Fees \$1.25 paid by

John Scollins, Attorney



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

← TO RAMEY STATE HIGHWAY TO HOUTZDALE →

↑ BEGINNING

N° 1 SEPT. 1944

PUBLIC ROAD IN WOODWARD TWP.
CLEARFIELD COUNTY PA.
VIEWED AND LAID OUT JULY 5-1944
By A.B. SHAW ESG.
H.A. REESE
EDWARD POOLER

DAVID LAUB

AGNES
OZARK

OSCAR
OLSON

FRITZ
DAHLEN

PERCY SHUGER
POULTRY
FARM

FRANK
SHURKEL

JOHN SHAFER

W^m LOBB

ENDING

EDWARD LLOYD
POULTRY FARM

TO THE COUNTY COMMISSIONERS OF CLEARFIELD COUNTY, PENNSYLVANIA

NOTICE OF VIEWS

You are hereby notified that the undersigned Viewer's appointed by the Court of Quarter Sessions of Clearfield County, on the 12th day of June, A. D., 1944 to lay out and establish a road, in Woodward Township, Clearfield County, Pennsylvania, beginning at the point of intersection of Public Road, (Township Road Route # 652) with the improved State Highway, Route # 253 in said Township of Woodward, thence extending in a Southwardly direction, via a dedicated but unrecorded public street in the village of West Moshannon, and ending at the Poultry Farm of Edward Lloyd in the Township of Woodward, the same being approximately three tenths of a mile in length, will meet on the premises on Wednesday, the 5th day of July, A. D., 1944 at 10:00 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 Friday the 7th day of July, A. D., 1944 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

H. A. Reese

Edward Pooler

Now June 26 1944 service of the above notice is hereby acknowledged by copy.

G. A. Luskhardt
Clerk

TO THE SUPERVISORS OF THE WOODWARD TOWNSHIP ROAD DISTRICT

NOTICE OF VIEWS.

You are hereby notified that the undersigned Viewer's appointed by the Court of Quarter Sessions of Clearfield County, on the 12th day of June, A. D., 1944 to lay out and establish a road, in Woodward Township, Clearfield County, Pennsylvania, beginning at the point of intersection of Public Road, (Township Road Route # 652) with the improved State Highway, Route # 253 in said Township of Woodward, thence extending in a Southwardly direction, via a dedicated but unrecorded public street in the village of West Moshannon, and ending at the Poultry Farm of Edward Llou in the Township of Woodward, the same being approximately three tenths of a mile in length, will meet on the premises on Wednesday, the 5th day of July, A. D., 1944 at 10:00 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 Friday the 7th day of July, A. D., 1944 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

H. A. Reese

Edward Pooler

Now June 24 1944 service of the above notice is hereby acknowledged by copy.

J. Edward Tompkins
Secretary

Road Viewers' Notice

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the
Court of Quarter Sessions of Clearfield County, Pennsylvania, to view a Road/ ~~or assessors~~
~~damages~~ leading from the point of intersection of Public Road. (Township Road Route #. 652)
with the improved State Highway, Route #. 253 in said Township of Woodward, thence extending
in a Southerly direction, via a dedicated but unrecorded public street in the village of West
Moshannon, and ending at the Poultry Farm of Edward Lloyd in the Township of Woodward, the same
being approximately three tenths of a mile in length.

ix shipship:tox
ix Township; in the County aforesaid, will
meet at the house of .. on the premises
in Woodward Township, on .. Wednesday ...
the .. 5th day of July , A. D. 19.44 .., 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. That the Public Hearing as required by Act of Assembly and Rules of Court in order that all parties interested in said road might have an opportunity to be heard, will be held in the Grand Jury Room in the Court House at Clearfield on Friday the 7th day of July A.D. 1944 at 10:30 O'clock A.M.; at which time and place all parties interested may attend and be heard, if they so desire.

A. B. Shaw,

H. A. Reese

Edward Pooler

.....
VIEWERS

June 20 1944