

No. 3 *Sept* Term, 1874

Public Road

1874

Lawrence J. H. J.

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Contents,

Rt 17038
OK/JRH

Road Viewers' Report.

CLEARFIELD COUNTY, SS:

At a Court of Quarter Sessions of the Peace of the County of Clearfield, held at Clearfield, in and for said county, on the 26 day of October, A. D. 1874, before the Judges of the said Court, upon the petition of sundry inhabitants of the township of Lawrence, in said county, setting forth that they labor under great inconvenience for the want of a road or highway, leading from point in public Road leading from Clearfield to Clear Bridge at or near the road from Robert Brigley, and to end in the public road leading from Clear to Mitchells Stone House at a point near top of "Mitchells Hill."
Also to inquire and vacate the last mentioned Road from the point where proposed road intersects the same to Brick yard.
"Report as to damages &c"

And therefore praying the Court to appoint proper persons to view and lay out the same, according to law. Whereupon, the Court, upon due consideration had of the premises, do order and appoint

John S. Little, Isaac Johnson and Amos Read
who, after being respectively sworn or affirmed to perform the duties of their appointment with impartiality and fidelity, are to view the ground proposed for said road; and if any two of them agree that there is occasion for such road, they shall proceed to lay out the same, as agreeably to the desire of the petitioners as may be, having respect for the best ground for a road, and the and shall vacate as required by the petitioners shortest distance, in such 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, with reference to the improvements through which it may pass, to the next Court of Quarter Sessions to be held for said county. In which report they shall state that they have been sworn or affirmed according to law.

BY THE COURT,

A. C. Sato
Clerk of Quarter Sessions.

No. 3, Sept. 28, 1874

Order View Road from
Clear Spruce Road to the
Mitchell Road & vacated
Mitchell Road therefrom
to the tract granted to
Lawrence of

\$1.25 paid by Murray Standart
14 Dec 1874

Report filed 31st Dec 1874

Viewers	3 days	2 miles
John L. Buttle	2 "	2 "
Leaac Johnson	2 "	2 "
Amos Road	2 "	2 "

No damages allowed Land
owners in this case by N. H. Rogers

Com. from view of 2 days 2 miles
that to be given as 83 feet track
except when there is cutting at boundary
then to be 10 feet

Com. from a view of 2 days 2 miles
by the Court

W. H. Rogers

And now 13th December 1874, Leaac Johnson & John L. Buttle two of the viewers met. at Har-
Voted, Amos Road being absent, said viewers being first duly sworn continued the view until Monday
19th Dec/74 Amos Road present & sworn. Road viewed & damages accepted.

Deposition of witnesses produced
Sworn and affirmed and Examined
by me at my office in the village of
Newmillsport. On the 9th day of March
A.D. 1889. By virtue of a Rule issued
out of the Court of Common Pleas
of Clearfield County, the 11th day of
March A.D. 1889, to me directed
and hereto attached.

David Snyder, Affirmed: I live at
Turkey Tree, Knox Twp., I am thirty six
years of age. I live about four
miles from the road leading from
Alexander Blooms land, through
lands of Ivin Flynn & Thomas
Root. It being the same Road at
which a review was granted at
May Sessions A.D. 1888. There is a
School house located along the
proposed route of this road. The
children at present time have
to climb the fences and go through
the fields to get to this school house.
I do not know of any other Road
leading into this School House.
The School house is about as near

the Center of the school district as it can
well be located. I was one of the signers
of a Petition for a review for this Road.
A Mr Kuffman solicited signers to this
Petition asking the Court to grant a
Review. At the time that I signed this
Petition Mr Kuffman represented to me
that this road of no use for school
purposes or any thing else. I know
now that this road is the only means
by getting to this school house. I would
not have signed the Petition would I have
known this at the time. Mr Kuffman
is the Husband of the woman who owns
the land through which this road passes.
David Snyder

Reuben Caldwell, Affirmed:
I reside in Knox Township about a
mile north of Samuel C. Snyder, my
Age is Sixty One years past. I am
acquainted with this road described
in Mr Snyders testimony. There is a
School House located on the proposed
out of this road. From the discussion
I have heard, this school house is not as
near the Centre of the district as it could be.

The Children on the south side of the School house have a private lane to reach this school house. The Children on the North side or near Samuel C Snyder's residence, have no means of getting to the school house only through the private fields ^{or property} or coast to the school house. It is about One half mile from the school house to the public road near Samuel C Snyder, as laid out by this view. The entire length of this Road as laid out is not over One mile and a half. I would not Consider this an expensive road to make as there is but very little Cutting on it. My objections to the road is: it Cuts Mrs Huffman and Mrs Root's farms. I was one of the viewers of this road when it was laid out. The school house was built after the road was laid out. Root and others were anxious for this road to be made at the time of this view. I never saw any notices for review of this road. This road is a necessity for Snyder and others Children to get to this school.

Reuben Caldwell

Isaac Mays, Affirmed: I reside in
Knox Township, I am Fifty two years old.
I live about two miles from this road
described in Mr Sanders testimony. I am
acquainted with the location of this road.
What is known as the "Oak Ridge" School
House is built along this road. I put
up the building. The Children living
on the north or north west side of this
School house, have no public way of
getting to this school house. I went over
the location of this road, last morning,
I think the proposed road is about
One and one half mile in length. It is
about One half mile from the school
house - On the north side to the public
road. The Children if forbidden to cross
the private fields, would have to go about
two miles out of the way to get to the
school house. All children living within
in a certain distance are obliged
to go to this particular school. I have
served several terms as Supervisor
for the district. I examined the road for
the purpose of making an estimate of
what it would cost to make this road. I think
it would cost not more than Two Hundred
and fifty dollars. It is not a hard road to
build or make.

There is very little side cutting on it.
From the School house to Daniel Bloom
Road, it is nearly level and can be made
with very little expense. For a lack of a
road the teacher at one time quit the school.
She, the teacher, could not wade through the
wet grass in going to or from school.
Isaac Mayz

Lewis Orhard, Affirmed. I reside
in Knox Township. I live about one
and one half mile from this Road now
in question. That is known as the "Oak
Ridge" School house, is located on
the route of this road. I understood
that this road was layed out and
viewed before this school house was
built. I think this road is about
One and one half mile in length. I
went across the proposed route of this
Road on last Monday for the purpose
of Estimating the Cost of building
the same. There is very little cutting
to be done, the road on top of the hill
is comparatively level, it will take
some ploughing on the road from the
School house to Snyder's. I estimated
that the Road could be built for two
hundred dollars. I would be

willing to bind myself to build the Road for two hundred dollars and Fifty dollars. There is no road now leading from Mr Snyder's side to the School house that the Children Can go to School on. On the Other side there is an old log road leading to Jacksons. If this road is Opened then the location of the School house is a good one. I signed the Petition for review under a misrepresentation as to the location of the road. I was informed that the proposed rout of the Road would cut up the Huffman farm in a bad shape. But from my Own personal examination I find that it does not injure the Farm to a great extent. In my Opinion Damages done to the Huffman Farm are Offset by the increased value of close Proximity of the School house. The Only means that Mr Snyder's Children and Others have of getting to this School house is by going across the private fields.

Lewis Erhard

Lewis Erhard, recalled: I travel sometimes Over near the location of this road. I never saw any Notices up for the

Reviewing this road. All I ever
knew of it was the notice as published
from the proceedings of the Court. :
Lewis Erhard

Clark Holton affirmed, I reside
in the village of New Milport, I am
Thirty Seven years old, I am Supervisor
of Knox Township at the present time.
I was supervisor at the time of the
meeting of the viewers for reviewing
this road. I never saw or heard
of any notices being up giving notice
of the time of the review of this road.
As a ^{rule} ~~rule~~ pertaining to public
business all notices ~~are~~ of Knox
Township are posted in the
New Milport Post Office. No notice
of reviewing this road was put
there to my knowledge.

Clark Holton

I hereby Certify that the above named wit-
nesses were duly qualified and Examined
at the time and place stated in the above
Caption and that they signed their depositions
in my presence

Peter Erhard J.P.

Rule to Take Depositions.

Clearfield County, ss.

In R. Row in
Hunt Township

VERSUS

Abraham
Egbert

In the Court of Common Pleas of
Clearfield County, Pennsylvania.

No. 13 May Term, 1889.

AND NOW, to wit, the 4th day of February, in the year of our
Lord one thousand eight hundred and eighty nine
the Egbert A. Egbert enters a Rule to take the
Depositions of ancient, infirm and going witnesses,
to be read in evidence on the argument of
this case. Ex parte Rule of Egbert on
his days' notice.

A. M. Brown
Prothonotary.

To A. P. MacLean, Esq.:

Atty for Row

You will please take notice that, in pursuance of the foregoing Rule,
depositions will be taken before A. M. Brown, or some other
person authorized to administer an oath or affirmation in Pennsylvania, in
and for the county of Clearfield, at the office of A. M. Brown
in the Township of Hunt, in the county of Clearfield
and State of Pennsylvania, on the 9th day of February A. D.
1889, between the hours of 9 o'clock A. M. and 12 o'clock M.,
when and where you may attend and cross-examine.

Witness my hand
Clearfield, Pa., February 4th, 1889.

A. M. Brown
Atty for Egbert

Service accepted
March 4th 1889

A. P. MacLean
Atty for Row

To the Honble Judges of the Court of Quarter Sessions
of the County of Clearfield, Pa.

The petition of the undersigned, Citizens of Knox Township in said County, respectfully represent: That they labor under great inconvenience for want of a ~~public~~ road to commence at a point on the public road leading from the village of New Millport to Big Clearfield Creek, at or near the end of what is known as Samuel Ray's lane, and near the corner of lands of John Mayes and John Merriman, and to end in the public road leading from New Millport to Madara commonly called Rawles road, at a point on said road on land owned by E. A. Irvine, about forty rods North West of line of land of Alexander Bloom -

They therefore pray the Court to appoint three disinterested persons to view and lay out the same -

And they will ever pray &c -

Subscribed and attested
I, the undersigned
John Mayes
James Rea
James Rea

x Isaac Rea x
x Thomas Thompson
J. G. Thompson
Conrad Baker
Alexander Bloom
x Enoch Erhard

Samuel Rea Jr x
Elias Irvine
Jos M'Neil
Levitt M'Neil
David T. Mayes

Joseph Patterson
Forester Bloom
Samuel Rea
James Thompson
George B. Mayes

20th Sept 1894

petition for a road in Kings-
bury to commence at a point
on road leading from Millport
to Big Clearfield Creek, at a
near the end of David King's
lane, and to end in the pub-
-lic road leading from near
Millport to the village of
Madena at a point on said
road about 40 rods from the
West of line of land of Alex-
ander Brown.

Brown's application Oct 16th/94
John D. Little John D. Mayo
12 when R. D. Caldwell

By the Court

Filed 16 Oct 1894

W. Aug 8-

11



Road in Knox " " " " at Public
Road North, west of " " " " thence
North to the Public " " of General Wroys
Lane.

Confirmed by Louis
March 17 1875
33' wide

Confirmed March 19, 1875
33' wide

Knox Lwp

Beginning

N $7\frac{1}{2}^{\circ}$ E

N 20° W

N $17\frac{1}{2}^{\circ}$ E

N 37° W

N 53° E

N 37° W

N 54° E

N 48° W

N $21\frac{1}{2}^{\circ}$ E

N 37° W

about 660' N.W. of Alexander Blooms^{Land}
1485' ✓ E.A. Jovina on Public Road

924' ✓ Patrick Flynn

841.5' ✓ Flynn Berner Fessen

792' ✓

247.5' ✓ Human Root

511.5' ✓

1361' ✓

462' ✓ Merriman's Land.

421' ✓ Samuel Wray

165' ✓ To Public Road at Samuel Wray's

✓

Depositions of Witnesses produced, sworn
& affirmed and examined by me at the
office of W. A. Hagerty Esq. the 12th day
of December A.D. 1888 (by mutual
agreement of the Parties without
a Rule of Court of Our Pleas)
Wherein

Samuel C. Snyder produced and
affirmed. I live in Knox Township I
am 55 years old. I live within ~~20~~
a short distance from the Road leading
from line of Alex Bloom's land and
through lands of Drun, Flynn, and
~~the~~ Truman Root, it being the same
Road of which a review was granted
at May sessions 1888. No notice was
placed at the end of the Road where
I live, I looked several times as I was
anxious to be present ~~at the time of~~
Meeting of the Viewers. I never received
any personal notice of the time of
Meeting. I made inquiries of ~~all~~ my
Neighbors ~~who were interested in the~~
Road but they were unable to give
me any information, of time of Meeting.
The Oak Ridge School House is situated

along this Road. The nearest Road leading to this School House is this Road in dispute from both ends of it. There is no other public Road leading to this School House. at the time this School House was located it was understood that this Road was to be made and opened for the purpose of providing the means of Children of the families in that vicinity getting to School. My Children since the School House has been built have had to cross fields and climb four or five stone and Rider fences in order to get to this school. The Children were forbidden to cross the fields and ordered to follow the fences which are grown up with briars and weeds. There are no means of breaking roads with teams to the School House for the Children. I have taken out several opening orders and placed in the ^{hand} of the Supervisor but was unable to get the Road opened. The vacating of this Road shuts off the farm of Mr Root and takes away her only means of reaching Market.

Cross Ex. I enquired of Mr Templeton

There is general Complaint in the Township
about the heavy Road Tax.

Samuel C. Snyder

Philip Erhard Affirmed I live at
Millport Troy Township I am 40 years
old. I have been along where this
Road that is in Contest is laid out.
I think the Road was originally laid out
about the year 1878. I consider the Road
of fair grade I don't think it would
a difficult or Expensive Road to
Make, there is a School House locat-
ed along this proposed Road. I was
a School Director at the time this
School House was built. At the
time of the location of this School House
objections were made ^{by the Directors} to the location
on account of the Road not being
opened. Meriman and Withrow
who owned the land around
where the School House was located
agreed to have this Road opened
if the School House was put there
and said there should be no trouble
about the opening the Road. This place
was selected by the Directors at that
time on account of its being most

~~and~~ Mr Ray and he told me that they had been down a week before and had run the Road. I cannot recall of having enquired of any other of my neighbors but Templeton either before or after the run. I was looking for the notices of Meeting when I met Mr Templeton and on inquiry he told me the road had been run a week before. This Road is about 2 Miles in length. This Road has been laid out between 10 and 15 Years, It is about $1\frac{1}{4}$ Miles from the School House to my place. The School known by the name of Arns School House is about 2 Miles from my place. I don't consider this Road a hard one to build I believe it could be opened up fit for travel for \$100. I think this School House cant be moved to any point in the Township to suit the people as well as where it now is. The only remedy is to open this Road. I don't know of any one else in the Township except Philip Eckard who opposes the vacating of this Road. I never went to see anyone about it. Last Year the Road tax was 20 Mills My own tax was \$69. and some cents.

2
Convenient and the most Central location
as regards the distance that the
Children of the different families
would have to travel to get to
School. There is no other Road of
any kind leading into this School
House. If this Road was vacated
there would be no access to this
School House except by crossing
the neighbors fields or going
through their woodland. There were
no notices posted up stating
the time of Meeting of Men to
Renew this Road that I saw.
It is the usual Custom to post
notices at of Road Meets in Knox
Township in the Post Office at
Millport. I am and was post
master at Millport in 1888 no
such notice was left there at
that time that I am aware of.
The Children of all families residing
in the vicinity of this School House
are by order of the Directors compo-
lled to attend this particular
School. I consider this Road a
necessity to get to this School
House, as without a road the School
House would be useless and

would have to be moved away
to some other point. In my opinion
with this Road opened the present
location of School House is the
most convenient and Central for
that section of Country
Philip Eckard

I hereby Certify that the above named
witnesses were duly qualified and
examined at the time and place
stated in the above Caption and
that they signed their depositions
in my presence

Daniel Connolly J. C.

Deposition of Philip Eckard &
Philip Eckard

D. Connolly fees \$2.50
Paid by my son

Dana Snyder			.50 auto-
Miles	8-	<u>24</u>	,74
Renton Caldwell	1 day	.50	
Miles	7 miles	<u>12</u>	Pair 62
Lewis Erhard	1 day	.50	
Miles	2-	<u>06</u>	Pair 56
Isaac Mays	1 day	.50	
Miles	2	<u>06</u>	Pair 56
Clara Hollen	1 day	.50	Pair 50

Public Road } In the Court of Quarter
in } Sessions of Clearfield Co Pa
Knop Township } No 4 Sept ss 1884

And now 3 Jan'y 1886

Petition read ^{and} rule granted on Clark
Hutton to show cause why writ of man-
damus should not be issued as
prayed for in the within petition
Returnable to Reby Term 1888

By the Court

Certified from the record at
Clearfield this 3^d Jan'y 1888

A. M. Beatty
Clerk

No 4 840-28 0874

Public's Road

Chap 7000

Rece

Sept 1880 400

Hager's

436

Nov 16 Jan 1878 the rate comes for (Chap 7000) by loan
a true and entire copy there of the evidence with an
actual number of the same before
the court
Sept 1880

