

W. 16. Sep. Sess. 1880

In Proceeding to
vacate public
road in Bradford
& Graham Twp.

Petitioners Deposi-
tions.

W. 16.

Justice Costs

13 oath affirmation 130

Superior with them 105-

3140 words

16
\$8.51

H. R. House JR

Deposition of Witnesses produced and affirmed
and Examined by me the fourth day of Sept-
A D 1884 at the Residence of Henry Bumbarger
in Bradford Township between the hours of 8
o'clock a.m. and 9 o'clock P.m. by virtue of
the annexed Rule of Court of Quarter Sessions
and notice here to attached for the Examination
of Witnesses in a certain matter of depending
in said Court in regard to a certain Road
leading from Henry Bumbarger to Gallows
Harbor in Bradford Twp.

E. McIntoul produced and affirmed
by me this 4 day of Sept- A D 1884
aged 62 years

A. J. The J. J. did get the Petition

No Sir I did not consent the other Supervisor
I don't know the Wright Cowden Road is Twp
Road. Reason for vacating Road was that it
was of no use to Twp and it was burdensome
and expensive to keep up. I was Supervisor three
years I could not say exactly what it cost
to keep up the it cost about ten dollars
for the first two years I did not get a petition
to vacate the W. Cowden Road. The Cowden Road
does not connect with any other Road.

2
and there are not persons living on the Road
I do not know how many logs were hauled
from the Gallow Harbor Road for the last two
years the Road leading to McCarty's place
was of no use only to let them back and forth
to the same.

E M Dowell -

I do solemnly swear and affirm by me this 4 day
Sept 16 & 1884

Age 46 years

~~to you~~ I know the Road I use the Road frequently
in the winter not much in the summer

I was Supervisor when the Petition to vacate
the Road was got out - I should not consult
me when the Petition was got out - I was opposed
to vacating the Road a Road leading to the
McCarty place would be of no use to me if
it did not lead to the River I think it would
be of no use the public if run to the ^{McCarty place} River
it is used more in the winter from the McCarty
place to the River than from there up

Gallow Harbor is an important point -
along the River it is the nearest point from
Bigler Station there is ~~not~~ no other public Road
leading to Gallow Harbor I believe there ~~is~~ is
as much need for one Road as there was in the past
for there if this Road is vacated I will petition
to have it restored

D D All

3
Cross Examination by Oscar Mitchell
at Toney for petitioner for vacation
it is used for hauling timber in the winter
time the men that put the most timber are
Benj Knapp and sons and, E. Dale I suppose
that E Dale has the most timber to put in
in the future at Gallow Harbor it is traveled
most in the summer by Fishing parties
it is not of much use excepting for hauling
timber they talked of having bridge at this
point at one time to cross the River
I heard nothing about the bridge at the time
the petition for the Road was got out
there was a petition for a bridge shortly
after the bridge was to connect with a
public Road on the Bradford Twp and a
public Road on the Pisant Twp side
the bridge was never built - the bridge
that was built has been built at Gallow
Harbor was built at Bear Creek
they are building a bridge at Shawsville
I am opposed to vacating the Road because
it is against my own interest
part of that land has been in the river
a flood got to Bigler Station and part
coming from the foot of the Buttermilk
falls frequently come this way
there is no fording at Gallow Harbor
the people that come this way from the falls
come on foot

4.
Jacopale do not cross from Grand Twp
Side to the Bradford Twp side in wagon
There is no one living at Gallows Harbor

I D All

Thos H Welker produced and affirmed by me
this 4 day of Sept A.D. 1884
Age 29 years

I know the Gallows Harbor Road
I am on it frequently both summer and
winter I know the A. W. Cowden Road.
It does not connect with any other public
Road at the River. It does not make an outlet
on other Road at the River. It will average
about one Raft a year for the last ten
years. It is of no use to the public from
A. W. Cowden to the River. There has been from
Eighty to ninety Rafts hauled down the Gallows
Harbor in the last ten years. Yet there is
no Petition to vacate the A. W. Cowden Road.
It is used for other purposes than hauling
lumber. It is used for fishing and hauling
water men to the station I hauled up two
Load this spring the equipments of the Camp
of Mr Swans & live. There is no other Road
leading from Gallows Harbor on this side

5-
of the River
A Road leading from the McCurtney Lane to
Bunkangam, would be of no use to the public
Excepting to what Citizens live along the
Road, it would be of no use to the public unless
run to the River the viewers to vacate.
were Mrs Woolridge Saml Wilson and
Thos. H. Moore, Mrs Woolridge and Saml Wilson
are both neighbors of E. McDougl.

It has cost about ten dollars to keep it
in Repair for the last ^{from the McCurtney Lane to River} ~~th~~ years. Every
year until this year they have worked from
within eight of River up to ~~bunkangam~~
McCurtney Lane. if this Road is vacated
I will Petition to Reatone it. - one week ago
today I saw six buggies and two Spring
Wagon going to the River to picnic at another
time I saw from seven to nine ~~beaches~~
there is no other way of getting to the River
with a vehicle

J. H. Walker

Cross Examination by Oscar Mitchell
Atty for Petitioners to vacate

The O. W. Cowden Road is of no use to the public
from Cowden to the River except for hauling
timber. The O. W. Cowden Road come in to
River about $\frac{1}{2}$ a mile above Yellow
Harbor there is no Road down the Beach
from Cowden Road to Yellow Harbor

I don't know how many Rafts were put
in the year 1874 I can't tell how many Rafts
were put in each year from 1875 to 1880

6 There was more timber put in last winter
than is generally put in
W. F. Dale

W. F. Dale produced and affirmed by me
this 4 day of Sept to 8/1884

I am on the Road frequently both summer
and winter The Road is used for hauling
timber. Conveying watermen to and
from the River for Fishing and Pleasure
parties at ~~that~~ Falls Harbor

it is the best Point along the River for
Pleasure and Fishing parties within
eight or ten miles either way

it is the only ~~the~~ Road for reaching
a place of kind between Deer Creek and
Bald Hill. The Road leading from McCartney
Lane to the River is of more use than
Road from Henry Gaffins to said Lane
W. F. Dale

Cross Examination Oscar Mitchell
Atty for Petitioner. To vacate

I am a son of Ed Dale

I think the Road vacated is a benefit
to the Public. it is used for hauling timber
in winter and for getting to Rafting ground
in spring and for conveying watermen
to and from station and leading parties
for Fishing and per me parties between
Deer Creek and Bald Hill

W. F. Dale

J. L. Ward produced and affirmed by me
this 4 day of Sept 20th 1884
Age 38 years

Clerk in a Store at - Grahamtown.

I have been over the Road Two or Three
Times. We have timber to put in at Galloway
Harbor, and have no other public Road to
that point than that leading past the McCortney ^{Jalan}
if this Road was vacated. I am in favor of a
Public Road to the River at Galloway Harbor
There is no public Road leading from the River
from Tree Creek to Bald Hills and I think
Galloway Harbor the ^{most} ~~best~~ important point
along the River, from Salmon Island to Sandy
There was about (19) minutes Raft put in
at Galloway Harbor to past - winter
J. L. Ward

Cross Examination by Oscar Mitchell is
Atty for Petitioners to vacate

We used to haul timber from Grahamtown
on the Moravian Run Road this is not
a Trap Road and the bridge is now burned
The jobber prefer to haul timber from
Grahamtown on that Road it has a better
grade if we do haul on the McCortney
Road is on account of the Moravian being
vacated
J. L. Ward

Isaac Knepp produced and affirmed this
4 day of Sept C D 1884
Age 34 years

I know the Road leading to Gallows Harbor
it is used for hauling Timber and Fishing
and Pleasure parties I frequently take
my family down to the River

There is no one living at the McCarty place
at the present time there ~~would~~ is some
use for the Road running from the McCarty
place to Bumbaugan for the People living
along said Road But would be of more
use to run to the River the travel that
comes down the McCarty Lane chiefly
to the River goes to the River. This Gallows
Harbor Road connects with the Moravian
Run Run Road which has been vacated
there is considerable travel some
from Harvieu in Graham Twp over this
Road and over the lower end of Moravian
Road there is as much travel some on this
as there used to be on either of the three roads
a great many teams hauling on the Moravian
Road go back on this Road. If this Road is
vacated I will petition to have it reopened

Isaac Knepp

Cross Examination by Oscar Mitchell
 I am opposed to vacating because this Road
 because I wish to go to the River very often
 and am hauling timber once or
 or less every winter I can remember
 when this was laid out for a public in 1871
~~that it was a Timber Road long before~~
 1871 ~~Proor they used it for River to this~~
 they used it for hauling timber in
 winter time and for wagging in summer
 time they used it before for the same
 purpose they use it for now
 this public from H. Bumbarga to follow
 was laid out to connect with public
 Road on other side of the River I think they
 were both laid out at the same time I am
 not certain, there was a big talk of having
 a bridge across the River at this point -
 this Road does not connect with any
 other Road at the River the parties coming
 from Fairview pass by Travel Horse back
 or on foot now and then it is traveled
 in a buggy I have traveled it myself
 in a Spring wagon there is no public Road
 since the Moravian Road has been vacated
 Isaac Hupp

Henry Grafters produced and affirmed
 By Me this 4 day of Sept^r 1884
 Age 57 years

I have always lived near this Road.
 I am on it - frequently summer and winter.
 I know this Road leading to Gallow Harbor
 it is chiefly used for hauling ~~to~~ timber
 in winter and for fishing and pleasure parties
 and various other purposes I live adjoining
 the McCartney place there is no one living
 on the McCartney place at present -
 the Road leading to the McCartney is not as
 much use as to the River the Travel that
 comes down the McCartney Lane goes to the
 River there is no use for a public Road termin-
 ating at the McCartney Lane there has been
 very little work done on this Road for
 the last three years

Henry Grafters

Cross Examination by Oscar Mitchell
 A Atty for Petitioner for vacation
 There was a ^{Road} timber prior to the time the Public
 Road was built - there was more timber landed
 on this from 1861 to 1871 than there has been
 since

Henry Grafters

D. B. Welker produced and affirmed by me
 This 4 day Sept 28 1884
 Age 82 years

I am on this Road frequently both summer
 and winter I live along this Road and I
 frequently see parties going on the Road I see from
 one to twenty vehicles pass this Road on one
 day there are ~~about~~ usually about 2 rigs a
 week ^{during the summer} pass that way to the River. The Road is
 chiefly used for hauling timber. The Road
 is of no use if only run to the McCartney Lane
 about all the travel that comes down the McCartney
 Lane goes to the River. To the majority of the people
 the Road is of more use from the McCartney
 Lane down to the River than from the Land to
 Kenny Burnibergs

David B Welker

Cross Examination by Oscar Mitchell
 Atty for Petitioner to vacate

When I saw the twenty one conveyance go
 down to the River they were a Pleasant
 party some of them ~~stayed~~ two days
 Examination by E Dale

I was present this Road viewed to vacate
 Jos Woodbridge Sam Wilson and J. W. Moore
 the two former were neighbors of

Es. McSoul's Inn Moore ~~is~~ asked if this Road
was used as much as appearance indicated
Mr Woolridge answered that ~~the~~ the Road was
versance

David B Walker

John B Cowder produced and affirmed by me
This 4 day of Sept - Oct 1884
Age 43 years

I am on this Road frequently both summer
and winter it is chiefly used for hauling
timber in the winter I have frequently seen
parties pass over the lower end of Road
I could not haul a portion of my timber to the
River if I did not go down the Gallow Harbor
Road I use the Road from the McCarty Lane
to the River but not from there to St. Bumbergan
a public Road from Bumbergan to the McCarty
place is of no use to the public unless run to
the River I think there was about ten or twelve
Rafts put in the Port winter I use the Road for
hauling ice and sand for building purposes
There is some travel from the other side River
up the Gallow Harbor Road Gallow Harbor is
a very important point for landing Rafts
on account of it being safe harbor
and is the nearest point to Rail Road

John B Cowder

Cross Examination by Oscar Mitchell
Atty for Petitioners to vacate

I am opposed to the vacation of this Road because it is a benefit to the public principally for hauling timber ice and sand for Building purposes

John C. Cowden
Reexamination by E. Dale

If this Road is vacated I would sign a Petition to have it Reopened Cant get to Jallow Harbor on any other Road

John C. Cowden

Benj Knapp Introduced and affirmed by me
This 4 day of Sept 1884
age 54 years

I know this Road leading to Jallow Harbor
Last year there was 12 or 13 Rafts hauled
down this Road I was present when the
voters to vacate the Road was had

Mr J. W. Moore asked why wanted to vacate the Road
when there appeared to be so much travel on
it - Mr J. W. Moore replied that the Road was
Burdensome to the Twp. Mr J. W. Moore
it has never cost the Twp five dollars per
year to keep the Road in repairs since it
was first opened

14

I have spent one fifty or two hundred dollar
on the Road myself to keep in Repair ^{and} Making
and the most of two hundred dollar was for making
I spent - seventy five dollar to get the Road in
the first place because it was a benefit
to me I was present at the time of the
Review if the Road is vacated I will
Petition for to have it Reopened.
There is considerable Travel back and
forth to Fairview in Graham Twp on the
Road

Benj^r Thompson

E. M. Dowell witness to Mark
Cross Examination

The 1 Reason why I oppose the vacation of
this Road is because I have a property there
and I have some Tree and Bark that I
wish to haul over this Road to Market -
I paid this seventy five dollar for getting
out the Petition and Court Charges
Lawyer's fees &c - I had to get out two
Petitions the first Petition from Henry
Bumbarger to the River I think probably
he opposed the Petition on the ground that
it terminated at the River according to
my Recollection my Attorney advised me to
get one out for a Road leading from
Henry Bumbarger in Bradford Twp to
Locusts Store in Girard Twp as I Recollect
a third was taken out for Road from Henry
Bumbarger leading to Congress Hall behind
house the Road was granted on the last Petition

The intention to have a fording and
 also a ferry for high water at Galloway
 Harbor But this was not done
 The bridge at Deer Creek taken the travel
 that was intended for this Road
 This Road was laid out for the public
 travel from Grand Twp to Bradford
 Twp But the travel on horse back or wagon
 is by Deer Creek bridge they go by foot
 sometimes by Galloway Harbor when I
 lived at the River I got the Road up for my
 own use more than any body else
 I lived at the River fourteen years and
 kept a Boarding house it was very
 seldom that there was not a traveler
 on the Road all the way and home back
 travel go by the Deer Creek bridge

Benz + Knapp

E M Lowell Witness to Mark

Reexamination of Benz Knapp by E Dale
 There is more use now for our Road to
 Galloway Harbor than there formally was
 for there one of the three Road was the other
 end of this Road on the other side of River

Benz + Knapp

E M Lowell Witness to Mark

Nehemiah Maine produced and affirmed
by me this 4 day of Sept AD 1884
Age 44 years

I know the Road leading to Gallows Harbor
it is used chiefly for hauling timber
I haul my timber that way & cannot
get to the River by any other Road
if this Road is vacated I will petition to
have it reopened

Nehemiah Maine

Cross

I oppose this Road because I haul my
own timber on it

~~I state that this Road~~ Nehemiah Maine

Wm Knapp produced and affirmed by me
this 4 day of Sept AD 1884

I know this Road and use it a great deal
I don't think the Road would be of any use
to the public if only run to the McCauley
Lane from H Bumbagars I asked the supervisor
to work on the Road but he said he would
not work below the McCauley place

I very often see parties travel on the Road

Wm Knapp

Cross Examined by Oscar Mitchell atty
 J. Petitioner to vacate

This Road is used for hauling Timber
 Fishing parties wagons and Buggies from
 Fairview they don't come from Fairview very
 often
 W. H. Knepp

Henry Bumbarger

Abraham Peters produced and aff'd at this
 4 day of Sept. 28 1884
 Age 32 years

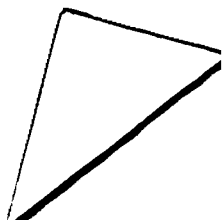
I am on the road leading to Fallow
 Harbor frequently I use the road now from
 the McCarty Lane to the River then from there up
 to H. Bumbarger I cannot get to the river by any
 Road very handy I would sign a petition
 to Reopen if it is vacated

A B Peters

Cross Ex by Oscar Mitchell

I use the Road for Fishing and hauling Slabs
 from River

A B Peters



Edmond Dal produced and affirmed by me this
4 day of Sept A.D. 1884

Age 54 years

I know this Road well I got the Petition
up to have a Review on the Road the viewers
we asked for were Rejected by the Court and
Strangers appointed I was not present when
they Reviewed the Road the viewers were taken
out of Graham's Livi Hubler A.C. Dalson
of E. Dal and E.C. Read of Clearfield Borough
I saw Mr Read afterwards I asked him what
they had done he said they Reported to
Continue it a public Road

I know that this Road is of a great deal of
use to the public chiefly as a Timber Road
and for Pic nic parties and for fishing
purposes Gallow's Harbor is suitable place
for holding pic nic as the water is deep
and Banks are high it is safe harbor
for Rafts a near and important point
to the Rail Road there was thirteen Rafts
of Timber hauled on this Road the past
winter and is used as a Resort by parties
from a distance and can not get there by
any other Road it accommodates all the People
of this neighborhood there is but one
public Road leading to Gallow's Harbor where

used to be there the River is public highway and we cannot get our Timber to the River without going down the Gallows Harbor Road I have property there which would be of no use to me if this Road is vacated I don't go to the River at any other Point I want to go to Gallows Harbor as long as I live

E. Dale

No

Cross Examination

I hereby Certify that the above witnesses were duly qualified and examined at the Time and place stated in the above Caption and subscribed their depositions in my Presence

L. R. Houser
Justice of Peace

Clearfield County, ss:

Petition to Vacate
Public Road



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

Bradford Graham Twp

No. 15

28
Sept Term, 1884

AND NOW, to wit, the 23 day of Aug, in the year of our
Lord one thousand eight hundred and eighty-four, the
Petitioners for Road enter 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 Petitioners on 5 day's notice.

Jas Kerr

Prothonotary.

TO Oscar Mitchell, ESQ: City for Petitioners to vacate

You will please take notice that, in pursuance of the foregoing Rule, Depositions will
be taken before David Hinner J. P., or some other person authorized to
administer an oath or affirmation in Pennsylvania, in and for the county of

Clearfield at the Residence of Henry Bumberger
in the Township of Bradford in the county of
Clearfield and State of Pennsylvania, on the Fourth
day of September, A. D.; 1884 between the hours of 8 o'clock
A. M., and 9 o'clock P. M., when and where you may attend and cross-
examine.

Murray & Gordon

Clearfield, Pa., 23 Aug 1, 1884

Now Aug. 26, 1884 Service is accepted on this
rule for the petitioners in favor of vacation
Oscar Mitchell Petitioner

1815. Sep 25. 1810.

In Proceeding to
decide public
road in Bradford
& Graham Twp.

Petitioners Depos-
itions.

1815.