

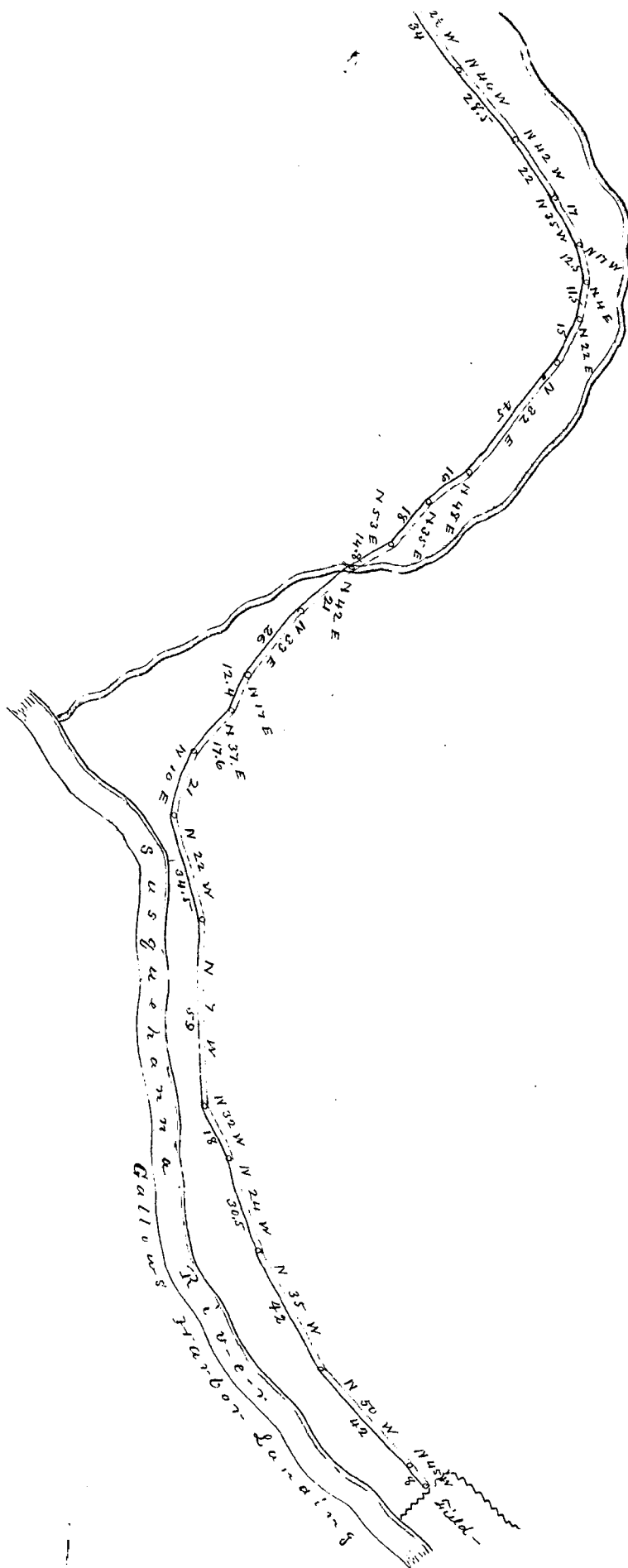
No. 15 Sept Term, 1880

Vacato
Public Load

versus

Bradford & Graham
Partnerships

Contents:



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 6th day of October A. D.

1880, before Judges of said Court, upon a petition of sundry inhabitants of the Township of Bradford

in said county, setting forth that the petitioners of the Citizens of Bradford & Graham Townships for appointment of Viewers to locate a part of a Township road which has been laid out & opened from Grahamston in Graham Twp. to Gallons Harbor in Bradford Township to locate that part of said road beginning at Grahams Sawmill in Graham Township about one mile north of Grahamston and ending at the Susquehanna river at or near Gallons Harbor in Bradford Township

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 Thos. Moore John McQuillan & Jno. Volniage Jr

who, after being respectively sworn or affirmed to perform the duties of their appointment with impartiality and fidelity, are to view the grounds proposed for said road, and if they view the same and any two of the actual viewers agree that there is occasion for such road, they shall proceed to lay out the same agreeable to the desire of the petitioners, as may be, having respect to the best ground for a road and the shortest distance, and in such manner as to do least injury to private property, and state particularly whether they judge the same necessary for a public or private road, together with a plot or draft of the same, with the courses and distances and reference to the improvements through which it passes, and shall also procure releases of damages from persons through whose lands said road may pass, or failing to procure such releases, shall assess the same, if any sustained, and shall make report thereof to the next Court of Quarter Sessions to be held for the said county, in which report they shall state that they have been sworn and affirmed according to law. Notice is directed to be given to the owners or occupants of seated lands through which the within road is intended to pass, of the time of the view, according to the 147th rule of Court.

BY THE COURT,

El. Bloom
Clerk.

RELEASE OF DAMAGES.

KNOW ALL MEN BY THESE PRESENTS: That we, the undersigned, owners of the 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 the _____ at and before the sealing and delivery hereof, have remised, released and forever quit-claimed and do hereby remise, lease and forever quit-claim to the said _____ all damages that may arise to us respectively 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. 188 .



ASSESSMENT OF DAMAGES.

The following named persons, having refused to release the damages to which they respectively may be entitled by reason of the location and the opening of the said road in the annexed return described, we, the undersigned, viewers, under oath in pursuance of our duty, under the Act of Assembly do assess their damages and make report thereof, as follows :

To _____ the sum of _____

To _____ the sum of _____

To _____ the sum of _____

Witness our hands this _____ day of _____ A. D. 188 .

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 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.

To the Honorable Judges of the Court of
Common Pleas of Clearfield County

We the undersigned Viewers appointed by
the foregoing order of Court to View & locate
the road therein mentioned do Report—
that in pursuance of said Appointment
after having first given due notice of the
time & place of said View by advertisements
put up in the vicinity of said road and
having been duly sworn & affirmed we
proceeded to view said road and are of
the opinion that said road is useless and
in very bad condition & we think the re-
pairing & keeping up said road would be
unnecessary for the public travel we there-
fore report the same for Vacation by the
following courses & distances, Beginning at
a log bridge a few rods below Grahams Sawmill
& ran N 55° E. 14 Perches - N. 46° E 20 Perches -
N 30½° E - 10 Perches - N. 20° E 17½ Perches - N 46°
E 25 Perches - N 63° E - 22 Perches - N 66½° E
44½ Perches - N. 44° E 12.5 Perches - N 58° E
15.5 Perches - N 41° E, 22 Perches - N 20° E 10 Per-
ches - N. 2° W - 28.5 Perches - N 16½° E 17.5 Perches
N 30° E. 10 Perches - N 40° E. 20.5 Perches
N. 52° E. 14 Perches - N. 60° E 28 Perches -
N 22° E 16 Perches - N 3° W 14.5 Perches
N 24° W 14 Perches - N 54° W 12 Perches

N 61° W. 14 Perches - N 22° W. 31.5 Perches
 N 27° W. 15.5 Perches - N 23½° W 24 Perches
 N 27° W 38. Perches - N 29° W 36 Perches
 N 2½° E 22 Perches - N 18½° E 31.5 Perches
 N 1° E 16 Perches - N 16° W 40 Perches
 to line of Graham & Bradford townships at 78. Per
 then N 60° W 8.5 Perches - S 87° W 18.5
 Perches - N 78° W 16 Perches - S 66° W 16 -
 Perches S 51½° W 16 Perches - S 85° W 6.5
 Perches N 67° W. 7 Perches - N 36° W. 10 Per
 N 29° W. 29. Perches - N 19° W 12 Perches
 N 33½° W. 17. Perches - N 42½° W. 34 Perches
 N 46° W 28.5 Perches - N 42 W 22 Perches
 N 35° W - 17 Perches - N 17° W 12.5 Perches
 N 4° E. 11.5 Perches - N 22° E 15 Perches
 N 32° E 45 Perches - N 48° E 16 Perches
 N 35° E - 18. Perches - N 53° E. 14.8 Perches -
 N 42° E 21 Perches. N 33° E 26 Perches
 N 17° E 12.4 Perches - N 37° E 17.6 Perches
 N 10° E 21. Perches N 22° W 34½ Perches. N 7°
 W. 59. Perches. N 32° W 18 Perches - N 24° W
 22.5 Perches - N 38° W 42 Perches - N 50° W.
 42. Perches - N 45° W 8 Perches -
 to upper end of Gallows Harbor landing

A Plot or Draft of which we herunto
Annex

Viewers time

| | | | |
|-------------------|--------|----------|------|
| Geo W Moore | 3 Days | 17 miles | Cert |
| John Woolridge Sr | 3 Days | 4 miles | |
| W. R. Green | 3 | " 5 " | |

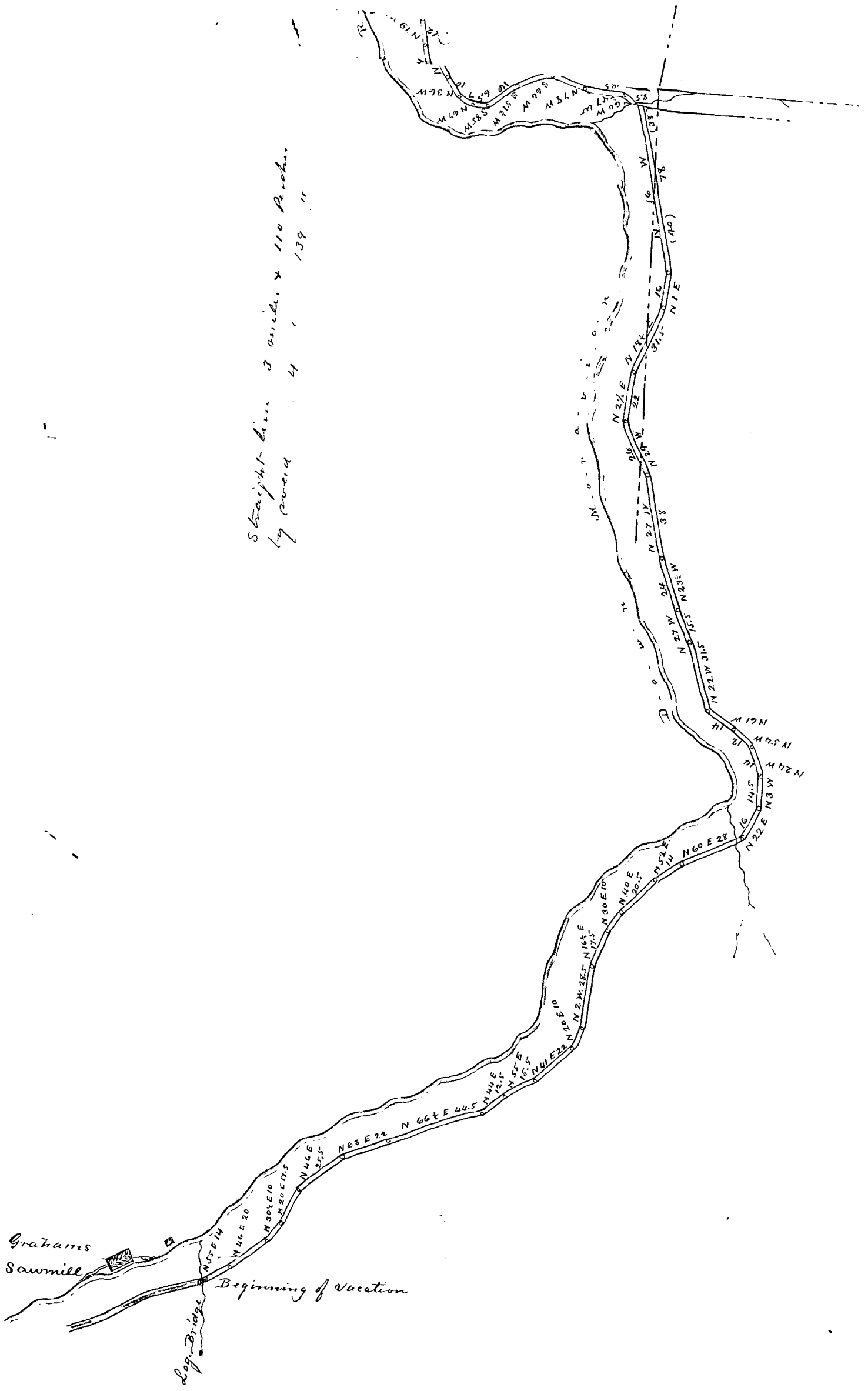
Witness our hands this 14th day of May ad
1881

Geo W Moore
John Woolridge
W. R. Green

Grahams
Sawmill

Log Bridge
Beginning of Vacation

Straight line 3 miles, x 110 Perches.
by road 4 " 139 "



and now 15th Jan'y 1881
J. R. Green appointed viewer instead
of John Mc. Dowell and
the report of the viewers on the
within mentioned road is
continued until March
Sessions next

By the Court
J. H. O

And now March
23, 1881 the report of the
viewers on the within road
is continued until June
Sessions 1881.

By the Court
J. H. O

No. 5 *Sept* Session, 1880

ORDER

To ~~be~~ *vacate* view, and Lay out a Road

For *Public* Use in the township

of *Bradford* *Graham* Clearfield county.

Now 2 June 1881 Report of
viewers read and Confirmed
Hi Si except where cutting
or bridging is necessary
then to be 16 feet wide
By the Court

Now Oct 4th 1881 Report
Confirmed absolutely
By the Court
Jas Kerr
clerk

Filed 2 June 1881

FEEES \$1, Paid by *Oscar Mitten*

REPUBLICAN PRINT.

To the Honorable the Judges of the Court
of Quarter Sessions of the Peace in and for
Clearfield County.

The petition of the undersigned inhabi-
tants of the Townships of Bradford and
Graham respectfully sheweth: That a road
long since laid out from Grahamtown in
Graham Township to Gallowsharbor in
Bradford Tp, formerly known as the Mo-
ravian timber road, but more recently as
a Township road: Being in length about
five miles, which road, (or a part of which
road) beginning at Grahams sawmill in
Graham Township, one mile north of Grah-
amtown, and ending at the river, at or near
Gallowsharbor in Bradford Tp, your pe-
titioners humbly conceive is now become
useless, inconvenient, and burdensome to
the inhabitants thereof.

Your petitioners therefore humbly pray
your Honors that that part of said road
above specified may be vacated agreeably
to the act of General Assembly made
and provided; and they will ever pray, &c.

| Names | Names |
|------------------|------------------|
| William Hoover | J. M. Sholside |
| J. Hoover | Wm Graffius |
| W. A. Hower | John C. Couder |
| James Harrier | David A. Maines |
| J. W. Graffius | Daniel C. Maines |
| Peter Graffius | John Livingston |
| Abraham Peters | Alb. Livingston |
| Henry Graffius | Wm Livingston |
| Jacob M. Peters | Martin Wilson |
| W. R. Peters | David Wilson |
| Lynns Peters | A. D. Wilson |
| J. M. Dunlop | J. H. Stewart |
| J. H. McShur | James Graham |
| James Graffius | W. C. Frey |
| David, B. Mulker | W. H. Shirey |
| D. M. Maines | J. D. Shirey |
| G. S. Maines | Madison Shirey |
| J. H. Frey | |
| Geo. W. Hall | |
| W. B. Barger | |
| Daniel Curley | |
| A. C. Sanberg | |
| Alb. Dale | |
| Wm. Rarhood | |
| L. Hubler | |
| Hubler | |
| J. Libard | |
| George Harmon | |
| D. R. Houser | |
| N. H. Moines | |
| Jacob Wilson | |
| Henry Bumbarger | |
| Wm. Harrier | |
| Joshua Graffius | |

In the Court of Quarter Sessions
Sept. Sessions 1851.
15

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[illegible]

Could now be better 1, 157
 Showed more than Mr. Sauer
 and John O'Malley Sr.
 are approved. However, it is
 said now, and made plain in
 to the next session of the court.

By the Court

Wm. H. Brown, Clerk

Filed 1 Oct 1870

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Names of signers continued

In the Court of Quarter Sessions of
Clearfield County.

To the Honorable Judges of the Court of
Quarter Sessions of Clearfield County.

The petition of Oscar Mitchell, at-
torney for the citizens of Bradford Town-
ship Clearfield County in the matter
of the vacation of public road leading
from at or near Henry Bumbarger's in
Bradford Township to the Susquehan-
na river at Ballows Harbor in said
township, respectfully represents,
That certain citizens of said town-
ship presented their petition to your
said Court asking for the vacation
of said road and said Court appoin-
ted viewers on the vacation of said ^{road}
who duly made their report to
Sept. Sessions A.D. 1883 in favor
of vacating said road which was
confirmed nisi on the 28th day
of September 1883 and was duly
confirmed absolutely by your said
Court on the 18th day of January
1884; which confirmation was made
at the request of your petitioner
and your petitioner knows that it
was actually done.

your petitioners further represent that he was informed that certain proceedings were being had to lay out another road in the place of the one vacated and on examination of said proceedings in the Prothonotary's office on Thursday the 13th day of May 1884 found that said proceedings were for a review of the same road which was vacated and confirmed absolutely by the court on the said 18th day of Jan'y 1884, that on the said 18th day of Jan'y, 1884 Messrs. Murray & Gordon attorneys for certain petitioners for a review on the vacation of said road, presented their petition for a review to said court and said confirmation absolute was stricken off and petition allowed for a review without the knowledge or consent of the parties interested in the vacation of said road.

Your petitioners believing that said confirmation absolute was illegally stricken off and asks that your court grant

a rule on the petitioners for a review of the vacation of said public road to show cause why the proceedings had in said review should not be set aside and the confirmation absolutely should not be made.

And your petitioners will ever pray &c. &c.

Oscar Mitchell
Atty. for Petitioners
for vacation.

Before field clerk ss:

Before James
Herr. Clerk of the Quarter Sessions, personally appeared Oscar Mitchell the above named petitioner who being duly affirmed according to law doth depose and say that the facts set forth in above petition are true and correct to the best of his knowledge and belief.

and subscribed
affirmed before me this (Oscar Mitchell)
16th day of May 1884
James Herr
Pro

In Her Court of Quarter Sessions

Petition of Decca
Mitchell for a rule
to show cause why
Public road from
H. Brumbyers to
Ladlows Station
Breadford Sh.

21st May 1854 Appld

Caton refused.

By Mr Court

O. Z. H. Wells

By

Mitchell.