

No. 16 Sept Session, 1880

ORDER
To Decide
view and Lay out a Road

For Public Use in the Township

of Bradford Clearfield county.

and

Report of Viewers

and now 9th Feby 1881

Report Confirmed

No Si By the Court

Continued until Sept 1st 1881 By the Court

Filed 12 Jany 1881

FEES \$1²⁵ Paid by Oscar Mulch

REPUBLICAN PRINT.

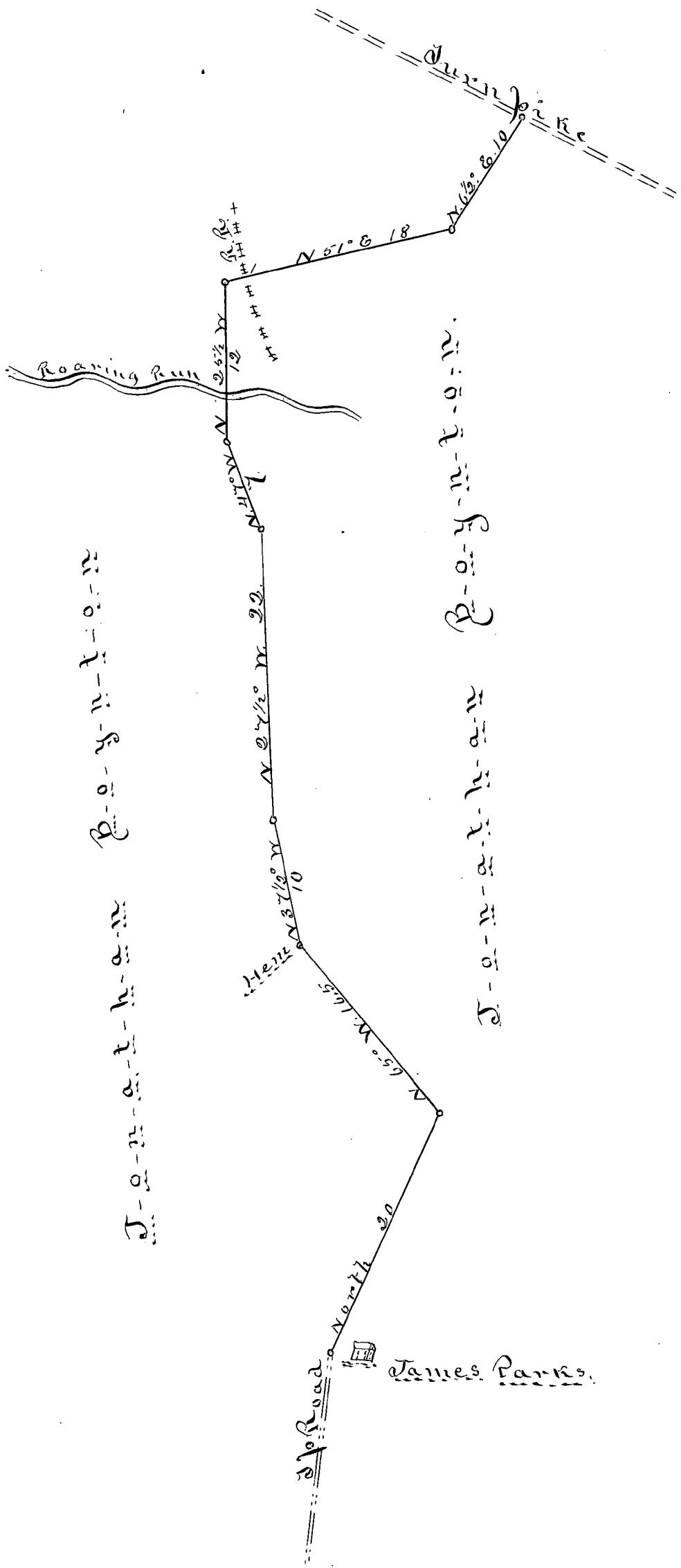
To the Hon. Judges of the Court of Clearfield
County.

We the undersigned viewers, appointed
by the within Order of Court to review the
Road therein mentioned, respectfully report
that having given notice of the time, and place of
Meeting, according to the Act of Assembly, and being
all present, at the view of the said Road. And
being all sworn or affirmed, in pursuance of -
the said Order of Court. We have viewed, and
do return the Road running by the following
courses and distances; viz, Beginning at a point
in the Township Road, in front of James Banks'
House. Thence along said Township Road, and through
land of Jonathan Boynton North Twenty perches.
Thence North Sixty five degrees west. Sixteen and
five tenths perches, to a hemlock. Thence North
Thirty Seven and a half degrees west. Ten perches, North
Twenty seven and a half degrees west. Twenty two
perches, North Forty Seven degrees west. Seven per-
ches - North Twenty five and a half degrees west.
Twelve perches, Thence North Fifty One degrees East
Eighteen perches, North Six and a half degrees East.
Ten perches to the Turnpike near the lower fire-brick
works. Which said Road, as aforesaid described. (and
which is now in use) we are of opinion is necessary for public
use. And as we are informed that the said. above de-
scribed road, has been in public use for "fifty, or sixty
years." we are of opinion that no person, or persons
are entitled to any damage, on account of said Road.

Witness our hands the }
27th day of May A.D. 1881 }
S. J. McClosky }
James A. Moor } viewers

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Now June 14, 1881 exception filed to the within report by Oscar Mitchell Attorney for the petitioners to vacate as follows:

That the report shows that the viewers, appointed by the court to review the road vacated by the former viewers, have returned to the court a new road and have not performed the duties of their appointment.

Clearfield County, Pa.

At a Court of Quarter Sessions of the Peace of the county of Clearfield, held at Clearfield, in and for said county, on the 23rd day of March A. D. 1881, before Judges of said Court, upon a petition of sundry inhabitants of the Township of Bradford in said county, setting forth that, at Sept. Sessions 1880 a petition was presented for the appointment of viewers to vacate that part of a Township road which has been laid out & opened leading from Clay Pike near Woodland breakworks, (lower yard to James Park in said Twp) -- that the viewers appointed reported in favor of vacating the following courses & distances, -- & your petitioners represent that this part of the road is necessary & not inconvenient

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, ^{to} Make Report to the Court whereupon the Court, upon due consideration had of the premises, do order and appoint D. F. M. Bloskey, D. W. Moore, & Jas. Moore 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 ^{the} view the same and any two of the actual ^{the} 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,

James K. Jr.
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 ensealing 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.

No. 16 Sept Session, 1880

ORDER

To view and Lay out a Road

For Public Use in the township

of Bradford Clearfield county.

and now ~~June 24~~ 1881
Report Confirmed in S.
Road to be opened 33 ft
wide except where cutting
and ditching is necessary
then to be 16 ft wide
by the limit

Mo. 23. 1881 Conf'd
also ~~July~~ —

By the Comr
P. N. C.

Filed 2 June 1881

FEES \$1, Paid by Chas. G. W.

Winevers Bill

Dr. J. McElroy 3 days and 10 miles Cert
C. W. Moore 1 " " 6 " 60 (Cert # 389)
James Moore 1 " " 6 " " Cert
Thos. Banks 1 " " Carrying Chain cert