

No. 4 March Term, 1881

Public Road

versus

Grady & Bell
Townships

Contents:

No

X

Names

John Reiter jr.
 H. L. Wears
 W. H. McConnell
 Linnard M. Winters
 Michael Schucker jr.
 L. Miller
 J. J. Kranner
 J. Schuchter
 H. Frons
 Samuel Cairer
 Jacob Weber
 Fritz Wierse Gervy
 Christ Zumstaine
 John Zumstein
 Wm. Capp
 J. W. W. W. W. W.
 J. H. Miller
 George Schuchter
 Wm. Kinslerman
 Conrad W. W. W.
 Jacob W. W.
 J. M. L. W.
 John Parant

Names

G. Schock Sub.
 J. H. H. H.
 Lewis Schock
 Christian W. Korb
 Jacob J. Knarr
 Daniel Kistick
 J. L. Knarr
 J. W. C. W.
 John Carls
 Henry Haag
 John M. M. Hendry
 J. W. W. W.
 William W. W.
 John Haag
 Andrew Knarr Jr.
 Peter Knarr
 J. H. W. W. W.

To the Honourable C. A. Mayer President,
and his associate Judges of the Court of Common
pleas, of the County of Clearfield, now composing a
Court of General Quarter Sessions of the Peace
in and for Said County at March Sessions 1880.

The petition of divers Inhabitants of the
Township of Brady and parts adjacent, in Said
County, Respectfully Sheweth.

That your Petitioners labour under
great Inconvenience for want of a Road, beginning
at a Public Road leading from, or near W. L.
Weaver's in Brady Tp., to John Reiter jr. or lands of
W. L. Weaver and John Reiter jr and others, thence by
best and nearest Route until it intersects a Public
Road leading from Rishel's Grist Mill, to Danl.
Fryers in Bell Tp., on the land of D. Rishel W. W. Weaver
and others, Your petitioners therefore Respectfully
pray your Honours, to appoint proper persons
to view and lay out the same according to law
and they will pray &c.

Ad 4 Mar 28 1880

Petition for the appointment of assessors to view and lay out a public Road leading from a point on a public Road near S. S. Weaver in Brady Tp to intersect a public Road leading from Richels to Grand River in Bell Tp

Filed 20th March 1880

And now March 20th 1880
David Reano Godfrey
Weaver & Grathie Smith
appointed assessors

By the Court
J. B. Hill

Order given to Attorney
Somers 28th

Waver

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 20th day of March A. D.

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

in said county, setting forth that they labor under

Great inconvenience for want of a road beginning at a public Road from at or near H. L. Weavers in Brady Twp to John Reiter Jr on lands of H. L. Weaver and John Reiter Jr and others thence by best and nearest Route until it intersects a Public Road leading from Richels Knist Mill to David Fryers in Bell Twp on the lands of D. Richel H. W. Weaver and others

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, And make report to the Court

whereupon the Court, upon due consideration had of the premises, do order and appoint David Reams Godfrey Weaver & Erastus Sulher

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,

Eli Dloom
per per

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.

No. 4 *Mar* Session, 1880

ORDER

To view and lay out a Road

For *Public* Use in the township

of *Brady* Clearfield county.

Continue in the
June 1880

By the County

Continue already
4 Oct 880 By the County

Filed *24 May* 1880

FEES \$1.25 Paid by *A. G. Kramer*

To the Hon. the Court of Clearfield Co - Pa

We the subscribers appointed by the within order of court, to lay out the road therein mentioned, to wit "Beginning at a public road from at or near H. L. Weavers in Brady Tp. To John Ruten in lands of H. L. Weaver and John Ruten jr and others, thence by best and nearest Route until it intersects a Public Road leading from Richels' mill to Daniel Freyers in Bell township" do report that in pursuance of said order we have viewed the place where the road mentioned is requested and are of opinion that there is no occasion to lay out the same. Among our objections being in the first place, It would require another township bridge across the East Branch of Mahoning creek within three hundred yards of two other public bridges across the same stream one of which is a nuisance already and ought to be vacated and abandoned. Second objection is the best grade we could find is a rise of about a hundred rods of from 5 to 9 degrees or an average of 7 degrees elevation for 150 rods and being along a side hill of about 40 degrees slope and besides this hill there is another hill of about 8 to 12 degrees elevation on the Bell and Brady line. We therefore as before mentioned, report in favor of No Road on the ground proposed by said petitioners

Witness our hands the 12th day of April 1880

Godfrey H. Weber
Erastus Luther
David Reams

Viewers

Viewers time and mileage

David Reams	1 1/2 days	43 miles
Erastus Luther	1 "	" 2 "
Godfrey H. Weaver	1 "	" 1 "