

No. 7 March Term, 1861

Woodward *vs*

versus

Public Road

Contents:

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Clearfield County

At a Court of Quarter Sessions of the Peace of the county
of Clearfield, held at Clearfield, in and for said county,
on the 29 day of March A. D.

1881, before Judges of said Court, upon a petition of
sundry inhabitants of the Township of Woodward
in said county, setting forth that they labor under
under a great inconvenience for want of a Public
Road or highway to lead from a point on the Township
at or near the Sterling Saw Mill to a point on the
Moshannon Creek at or near Bolgers Bridge

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 H. H. Hartman Jesse Diggins ^{and Frank} Bolger
who, after being respectively sworn or affirmed to perform the duties of their ap-
pointment 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 pri-
vate 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 Kerr
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

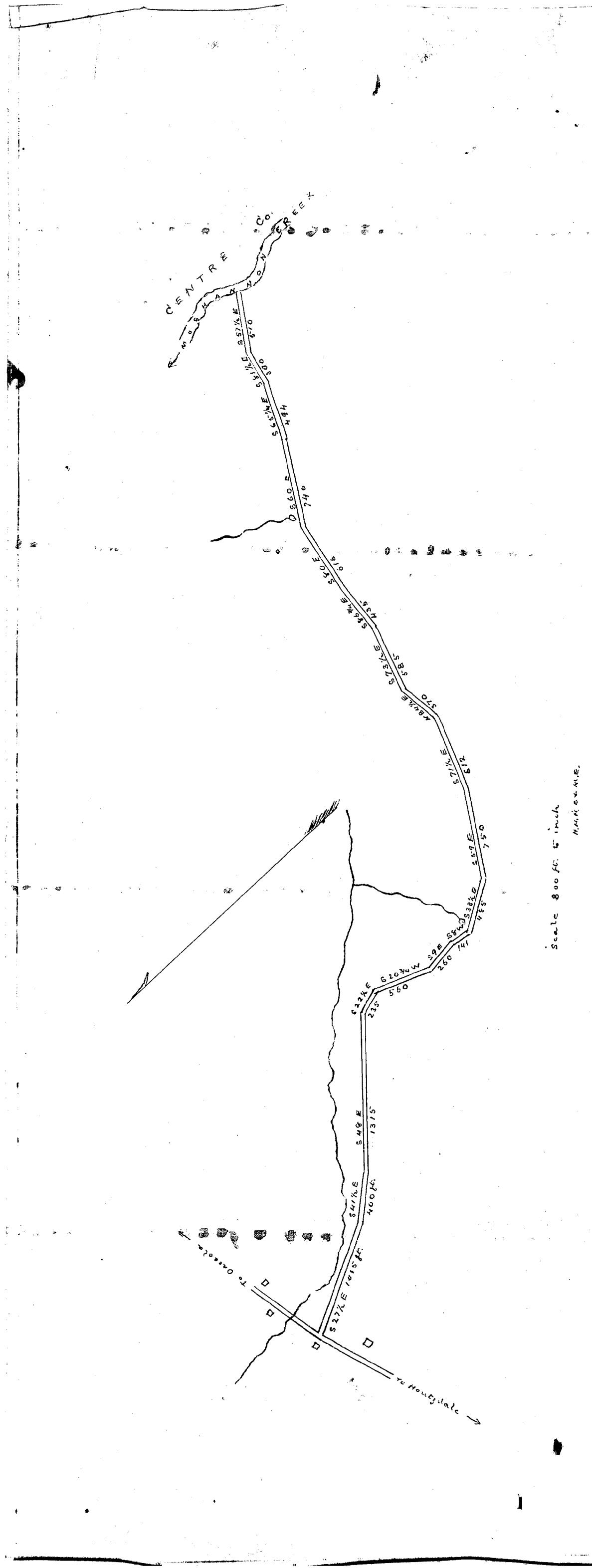
Witness our hands this day of A. D. 188 .

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.



To the Honorable the Judge
of the Court of Quarter Sessions
of Clearfield County

We the undersigned appointed
by the aforesaid order do report
that in pursuance thereof after hav-
ing been severally duly sworn and
affirmed all the viewers appointed
by said Order viewed the ground
proposed for the within mentioned
road and the undersigned a majority
of said viewers do agree that there
is occasion for a road as desir-
ed by the petitioners and that the
same is necessary for a public road.

And having had respect to the
shortest distance and the best ground
for such road we have laid out in
such manner as shall do the least
injury to private property and
as far as practicable agreeably to the
desire of the petitioners and do
return for public use the following
described road to wit, Beginning at
a point on the township road near the Sterling
Saw Mill, thence $827\frac{1}{2}$ degrees East
1015 feet to post; thence $841\frac{1}{2}^{\circ}$ E 400 feet
to post thence 848° E 1315 feet to post; thence
 $822\frac{1}{2}^{\circ}$ E 235 feet to post; thence $820\frac{1}{2}^{\circ}$ W 560 feet
15 feet; thence 89° E 260 feet to post thence 88° W 141 feet

To post - thence $833\frac{1}{2}^{\circ}$ E 485 feet to post -; thence 559° E 750 feet - to post; thence $871\frac{1}{2}^{\circ}$ E 612 feet - to post; thence $N84\frac{1}{2}^{\circ}$ E 370 feet - to post; thence $873\frac{1}{2}^{\circ}$ E 585 feet - to post; thence $886\frac{3}{4}^{\circ}$ E 435 feet - to post; thence 880° E 616 feet - to post; thence 860° E 740 feet - to post; thence $865\frac{1}{4}^{\circ}$ E 494 feet - to post; thence $881\frac{1}{2}^{\circ}$ E 300 feet - to post; thence $857\frac{1}{2}^{\circ}$ E 510 feet - to a point on the North Bank of Mohannon Creek.

We further report that before said two public notice of the time and place of the meeting of the drivers was given by written advertisements being posted in the most public places in the vicinity - ten days before said meeting. And we annex a plot or draft of said Road laid out stating the courses and distances and noticing briefly the improvements through which the same passes.

Watkins on hands the
21 day of May 1881

Frank Bolger
Jesse Diggins

No. 7 March Session, 1881

ORDER

To view and Lay out a Road

For Public Use in the township

of Mahon and Clearfield county

From a point near Stirling
Lawn Mine to a point
on Mahonian Creek

near Dickey Bridge

Now 2 June 1881

Conforming to the said

Road to be opened 20

feet wide except where

there is cutting required

then to be 16 ft wide

Now Act 9th 1881 (B. & T. County)

Conformed absolutely
By the Clerk

Filed 2nd June 1881

Fees \$1⁵ Paid by Patterson

REPUBLICAN PRINT

Chas. D. Rice
M. S. Hartman
Allegany Co
Draftsman

Done this 2nd day of June 1881
for amount of \$1,800

Amount Due
June 2nd 1881
\$1,800

Cert. to W. H. Patterson

Certificate given for \$1,800

To the Honorable the
Judges of the Court of Quar-
ter Sessions of Dauphin
County,

The petition of the un-
designed inhabitants of the
Township of Woodward in said
County respectfully sheweth -
That your petitioners labor
under great inconvenience
for want of a public Road
or Highway to lead from a
point on the Township ^{ab or} near
the Stirling ^{Saw Mill} Stake to a point
on the Moskrarow Creek at
or near "Balyer" Bridge
Your petitioners therefore pray
the Court to appoint proper per-
sons to view and lay out the
same according to law and
they will ever pray, &c

D. Persing
George Haggerty
H. C. Jackson
James Campbell
Robert H. Roddy
Sam M. Struth
Isaac Lloyd

James C. Smith
Daniel F. Campbell
Henry H. Stull
Harry C. Smith
John Faust
O. L. Johnson
Lorenz Schmieder

Hugh Trimbath
Aaron Starkey
W. J. Coopers
S. Westover
Samuel Roach
Joe P. Sherlock
Andrew Morison
James W. M. Mifield
James McMenigh
Aaron Westover
C. Zimmerman
G. Zimmerman
Job Westover
Mike Hawley
Geo. Rodeo Esq
D. J. Done
J. K. Lehman
J. C. Leathart
Geo. W. Gree
J. M. Rowles
Lew Gearhart
J. A. Episcott

Ms. of March 3 1881

Petition for the appointment of science to view and lay out public land known as "Point on the Boundary Road near the Steinling Island" to a point on the "Markham River near Polyana Boundary"

On the 23 day of March
the number public road
in open Court, among the
plaintiffs, accused and
J. J. N. aduan. Pease
doggin & Frank Bolger
appointed trustees
By the several

July 22nd 1881
Jas. Kern
Prov

Dec 21 1881