

No. 9 June Term, 1881

Public Road

versus

Morris Township

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17061

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Part 17061

OIC/SRH AWC

To the Honorable the Judges of the Court of Quarter Sessions of the Peace for the County of Clearfield:

The petition of the undersigned, citizens of Morris & Graham Townships in said County, respectfully represents:

That your Petitioners labor under great inconvenience for want of a public road in Morris Township commencing at a point on the Old Bellefonte & Clearfield Turnpike, now a public road, at or near where the public road leading from Deer Creek connects with it, and ending at a point on the public Road leading from Kylershaw to Philipsburg, at or near the residence of Peter Stephenson.

They therefore pray the Court to appoint proper assessors to view and lay out the same, according to law.

And they will ever pray &c.

Daniel Payard

George Cramer

E. S. Bellam

Alexander Bumberger

John and Ryden

Philipsburg

Saml. L. Mayle

J. C. Voller

Mo 9 June 28, 1881

Petition for road in

Morris Forms his property from
a point on the road
before and beyond Cleantield
Bumpkin and near where
the creek road intersects
to a point on public road
from Kutztown to Phillips
burg or near the residence
of Peter Stepphens

Mo 28 May 1881
Petition of all and com-
sidered and claim do
John Moore & G. H. Collier
are appointed witness

By the Clerk
J. McC

Dated 28th May, 1881

M. D. G.

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 28 day of May A. D. 1881, before Judges of said Court, upon a petition of sundry inhabitants of the Township of Morris in said county, setting forth that they labor under great inconvenience for want of a Public Road Commencing at a point on the Old Bellefonte Turnpike near where the Deer Creek road connects with it and ending at a point on the public road leading from Kylestown to Philipsburg near Peter Stephenson

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 Clark Hale John Howe and F. McCloskey 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,

James Kerr
Clerk.
per a/c B

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. 9 June Session, 1881

ORDER

To view and lay out a Road

Elspet Smith

concerned astrologer

Nov Oct 1, 1881 Report.

Mac Mac confirmed
Mr. Si Road to be opened
33 feet-wide except where
cutting dredging is necessary
then 5 feet 16 ft wide

By the Committee

Filed 16 "Sept 1881

FEES \$1²⁵ Paid by McCay, Enders

REPUBLICAN PRINT

Car 9/20/18 (A) 6 out of a shop & 4
units (Lumina Electric)
Car 9/20/18 (B) 6 out of a shop & 4
units (Lumina Electric)
Car 9/20/18 (C) 6 out of a shop & 4
units (Lumina Electric)
Car 9/20/18 (D) 6 out of a shop & 4
units (Lumina Electric)
Car 9/20/18 (E) 6 out of a shop & 4
units (Lumina Electric)
Car 9/20/18 (F) 6 out of a shop & 4
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units (Lumina Electric)
Car 9/20/18 (Y) 6 out of a shop & 4
units (Lumina Electric)
Car 9/20/18 (Z) 6 out of a shop & 4
units (Lumina Electric)

To The Hon Judges within named -

We the undersigned Persons appointed by the within
Order of Court, to view and lay out 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 ground proposed for the said Road. And being
all sworn or affirmed in pursuance of the said Order,
we have viewed, and laid out. And do return the
following Road. Viz: Beginning at a Point in the
Township Road leading from Tylerstown to Philipsburg
by marks, near the Residence of Peter Stephens, where the
line between Frank Weimer, & John McConville. Inter-
sects said Road. And run on said line North One
and three quarter degrees East Twenty seven perches
to a Post on line of A. W. Holt's land. Thence through his
land North Twenty eight and a half degrees East,
Thirty three perches to a Post. Thence North Twenty two
and a half degrees West Two hundred and Thirty perches
North three degrees East Eighteen perches to a Hemlock-
stump. North ten degrees East Thirteen perches. North
Thirty three degrees East Twenty perches to a Maple. North
forty five and a half degrees East. Eleven and three
tenths perches to a Post. Thence through land of
Wallace and Boynton. North fourteen degrees West
forty one perches to a Hemlock. North fifty nine degrees
West. Twelve perches. North Thirty four and a half

degrees west sixteen perches to a hemlock. North fifteen
and a half degrees west. Sixteen perches. North twenty
six degrees west. Twenty seven perches to a Chestnut.
Hence North seventeen and a half degrees west, twenty two
perches. North forty nine degrees west, six perches. North
twenty seven and a half degrees west. Seven perches—
North forty six degrees west. fifteen perches. North
thirty five and a half degrees west sixteen perches north
Thirty one degrees west. Seven perches to a Post. Hence North
fifty one degrees East. Twenty perches to the Old Bellefonte
Innspite at the dear Creek Road. A Post or Draft
whereof is herunto annexed. Which said Road as afore-
said laid out we are of opinion is necessary for a public
Road.

And we are of opinion also that John McConville
and Frank Weimer, through whose land the said roads
laid out, are entitled each to ten dollars. Damage—

Witness our hands the 18th day of Sept. 1881.

S. J. McClosky
A. D. Dale } Brewers
John O'Dowd: }

