

No. 13 June Term, 1881

Private Road

VERSUS

Meatier Dwp

Contents:

1 To the Honorable, the Judges of the Court of Quarter
2 Sessions for Clearfield County, Penna?

3
4 Your petitioners, citizens of Decatur Township,
5 County of Clearfield, respectfully represent: That they
6 have no convenient way of reaching a public high-way,
7 that they live within a short distance of the public
8 road passing through said Township from Philipsburg
9 to Asceola, but are unable to reach the same
10 without passing over private lands: Your petitioners
11 therefore pray your Honors to appoint viewers
12 for a private road leading from their respective
13 residences to the aforesaid road, ^{near Andrew Garpharts} agreeably to the Act
14 of Assembly in such case made and provided.
15 And they will ever pray, etc.

16 E. F. Gearhart

17 J. Mallitt

18 George Rice

19 Robert Hunter

20 Jacob Heaton

21 William X. Law

No 13 June 1889

Selection of 10 1/2 Acre half
and others for a private
Road in Occident 3p

June 2. 1889.

J. A. Cuttle

J. F. Stearns

Richard Hughes

are appointed

Reviewers

By W. S. Connel

Carroll

P. L.

~~By~~ Order to View given
to David Wheatcraft 30 June
1889

Hammer

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 2^d day of June A. D.

1881, before Judges of said Court, upon a petition of sundry inhabitants of the Township of Recatur in said county, setting forth that they have no

Convenient way of reaching a public highway
that they live within a short distance of the
public road passing through said Twp from
Philipsburg to Osceola but are unable to
reach the same without passing over private
lands. Your petitioners therefore pray Your
Honors to Appoint Viewers for a private
road leading from their respective residen-
ces to the aforesaid road near Andrew
Hearsharts

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 J. D. Luttle J. F. Steiner Es Richard Haighes 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 14th rule of Court.

BY THE COURT,

James Kerr
Clerk.
per ams

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~~ ^{Twenty five} Dollars to us respectively paid by the Petitioners 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 petitioners 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 10th day of September
A. D. 1881 said road to be opened thirty three feet wide.



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. 1881

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.

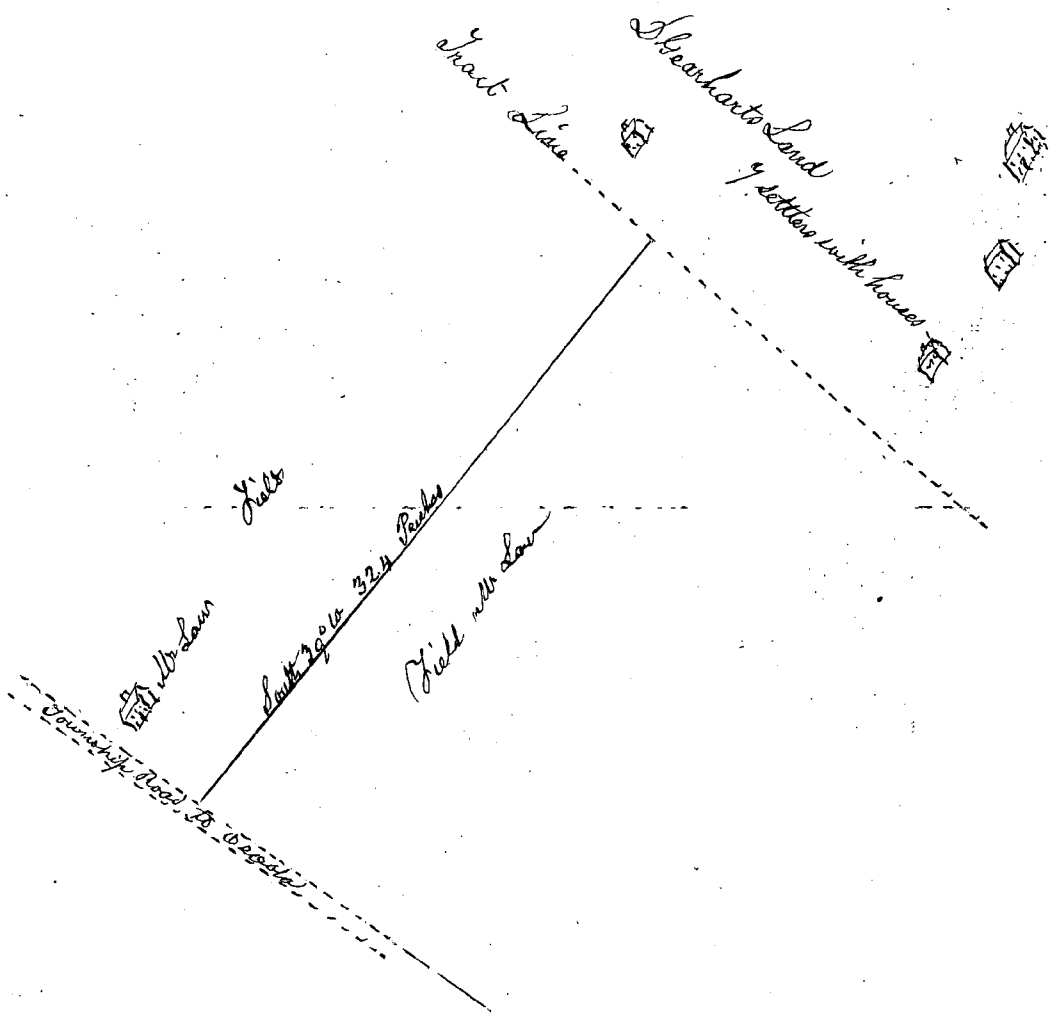
To the Honorable the Judges of the Court of Quarter Sessions of the Peace
now holding a Court of General Sessions at September Term A.D. 1881.

The undersigned viewers duly appointed in and by virtue
of the order hereto annexed,

Respectfully Report:

That they gave due timely and legal notice of the
time and place of making the view by notices posted in public places for more than five days
before making the view, and having met on the ground proposed for said view and having first heard
duly sworn according to law, proceeded to examine the ground proposed for said road, and proceeded to lay
the same as follows. Beginning at a Post on edge of township road thence across field of
South 39° West thirty two & 40 perches to tract line of David Bearharts land. Damages arranged by the parties and
we return the same for ^{Private} ~~Public~~ use, Plot annexed.

John L. Boutle,
C. J. Steiner,
T. H. /



No. 13 June Session, 1881

ORDER

To view and lay out a Road

For *Public* Use in the township

of *Heald* Clearfield county.

Edward L. Grotz 1 day 30 miles Survey
of *Heald* 1 " 2 "
Miss Grotz 1 " 3 "

Confined to the
County of *Heald* Clearfield
Dec 7th 1881
By the Court

Jan'y 16th 1882
Confined to the
County of Heald
Filed 28th Dec 1881

FEES \$1²⁵ Paid by *James Leach*

REPUBLICAN PRINT.

W. H. H. H.