

No. 3 June Term, 1882

Review Vacate &
Supply Public Road

VERSUS

In
Bell Township

Contents:

No record

X

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Deposition of Witnesses produced and Sworn or affirmed and Examined by me the 1st July 1886 at the office of Mc Connell Esq. Burnsenville Pa. between the hours of 9. 11 Clock AM and 9 11 Clock PM, by virtue of the annexed Rule of Court, and Notice hereto attached for the Examination of Witnesses in a certain Cause depending in said Court, wherein the Matter of the renewal and Supply vs Public Road in Bell Sp. leading from Mouth of Whiskey Run to Andrew Dougherty in Bell Sp.

Thos A McGee - Affrs. - I reside in Bell Sp. about 1/2 mile above Whiskey Run - I know the Location of the road leading from a Dougherty, to Whiskey Run - also part of said road as good & part very rough - the road at the time it was laid out, was put on the best ground - I know about about where the new road laid out, and which is to vacate & Supply is - In comparison with the old road, there is considerable swampy ground on the upper end - The roads are both Swampy & Rocky - The fact is there is very little work done on the old road, It has been neglected, If it was properly attended to it would be a good road I don't know whether new road in any places is on ground of old road, The old road if properly attended to is sufficient for the public and all they need, I know this from my knowledge of road. - The new road would be of benefit - to Beatty, he is at the upper End & has a nice little farm & a Saw Mill - Mr Beatty,

at the ways of getting out, but not public roads

The roads used by Mr Beatty has been in use for 18 or 20 years - they are private roads in part, made by him self & neighbors - The distance from Mr Beatty to the old road is about $\frac{1}{4}$ mile - By vacating the road pass Mr Weavers it would ~~not~~ deprive Mr Beatty from an outlet by the Hawk road, also Mr Montgomery Mr Evan. Harris. Hecker - ~~At~~ the new part if made, would make a difference to these parties ^{one or more} of ~~about~~ ^{one or more} miles, to get out to the river -

What it would cost to make the new road would put the old road in good repair - The new road if made ~~now~~ would be hard to keep up in places and a part would take less work, and be rather easy to be kept in repair. I have lived in that ~~neigh~~ ^{neigh} ~~hood~~ ^{hood} 57 years - I have no interest in this matter except that I have some timber to haul over.

Cross Ex. by McCarnold - I do not know where the proposed new road ~~would~~ ^{would} begin to leave the old one. I don't know for what distance the new road follows the old one. have never been on the New Survey, Heane lives about a $\frac{1}{2}$ mile from the proposed new road - Beatty has no road to get out from his farm, except what he makes himself. Dandem lives near the road about 100 yards - I & Dandem Mr Dandem & Mott have no public road to get out from their farms

The old road as used principally for general travel, mill and timber road - It has been for several years in very bad condition, the greater part of it is very bad - except in the winter. It would cost a good deal of money to make a good road out of the old one on account of the rocks - If the new road was built, Mr Montgomery, Hawk, Evans & Hecker would have a way to get out West - the fact is, I don't know when the new road intersects Whiskey Run, This Road as used principally for timber hauling and general travel in the winter time.

Re-Examined - Starting from the River there is a better road running parallel within about 100 Rods known as the road running from McGee Saw Mill to Hilman Rock - These two roads will furnish an outlet ^{for the whole country or large part of the State} and more than we are able to make and keep in repair - We have some very good roads, but the majority of them are bad. We have too many roads for the cost of tax we have.

Cross Examined - Beatty the 2 Davidsons Matt can only get to the public roads by private roads - that is public road leading to Hilman Rock.

All road runs through timber land of more or less extent of at least $\frac{1}{2}$ a mile - Montgomery, Hawk, & Hecker could not very well get out to the Hilman Rock road. I do not know when the road comes out, I don't know how near the new road runs from Montgomery, Hawk, Evans & Hecker - J. A. McGee

James W. McGee Sown Line in Bell Sp. have
 lived there about 35 years - I live right in the
 road leading to Hilman Rock, & about 3 or 4 or 500
 from the old road - If the old road was properly re-
 paired it would furnish a way of travel for the
 Public and all that would be needed. I know
 where the new road is located. I think that
 the money it would take to make the new road
 would repair the old one. There is a great deal
 more swampy ground on the new road - The new
 road if made, would be harder to keep up than the
 old one. If the new road is built as proposed would
 give Montgomery, Evan, Hawk ~~road~~ & Necker
 a great deal further to travel, I should think
 about a mile - Starting the river, the road lead-
 ing from McGee's Saw Mill to Hilman Rock, runs
 almost parallel, and about a hundred rods from the
 old road - The roads generally in our township are
 rather rough - The persons ^{particularly} benefited by this proposed
 new road, are David Mott, Austin Reutz, Jos
 Davidson - The Hawk road leads from Sol Place
 to the ~~Pumpout~~ ^{Pumpout} ~~road~~ ^{road} Isaac Stearns and on to the Pump-
 outaway road - I don't know whether the new road
 vacates this portion or not - Messrs Davidson, Reutz
 & Mott have used their private road 10 or 15 years
 It would cost about one thousand dollars to make
 the proposed new road - I believe I would rather

repair the old road than build the new road,
Cross Examined by Arnold - The old road is rather
rocky - you would not need to haul any stone to
repair it - there are probably a half dozen Rocks
in the old road, that would have to be blasted out
in order to make it good. - The new Road vacates
the upper and lower ends of the old road. I can't
tell how much of the upper end is vacated, about
a mile of the lower end is vacated - I don't know
where the proposed route is from Boucher to Dayharts
I did not that the new Survey extended further than
Beaty Saw Mill. - I have not been over the new
road from the River to Boucher since it was run
off. but I know the Country very well -
From Boucher to the river road I suppose the new
road runs on the old road about $\frac{1}{4}$ of a mile -
From Beaty Saw Mill to the River Road all the old
road will be vacated except about $\frac{1}{4}$ of a mile
Mott, Davidson & Beaty have no public road to
their places now - There are two little "pinches" of
steep grade on the old road, the steep places are
not very long - but rather short. Last Summer the
old road was unfit to haul a load on. Caused by
hauling timber on wheels -

Re Examined It is not more thickly populated
in the left of the old road as you go up - There
is more people furnished with an outlet by the old
road than there would be by the new

Davidson, Beatty & Mott live about 1/2 way between the new road & the Hilman Rock road
Cross Examined Last summer the people in getting out loads, had to go across to the Hilman rock road

J. W. Miller

Edwin Miller - Sworn I have been Bell Sp. Land lived there 33 or 34 years. business farming and surveying. The old road and the one leading from McGees Saw mill to Hilman's rock run almost parallel, and average about 100 rods apart, there is ten times more swampy ground on the new road than on the old one. It would cost more to make the new road than it would to repair the old one - By vacating the old road at Wauwau it would terminate the Hawk road at Wauwau without out let - it is partly made - not traveled much - because it is not all made, The two roads now made, old road and Hilman Rock road - furnish an outlet for the whole upper end of the Township. I think the new road would be superfluous - J. J. Davidson's property runs within 10 or 20 rods of old road - new road as far from his house as the old road - there ought to be an amendment on the survey at

Davidsons - and that will be more beneficial
to the Community at large than the proposed new
road. The proposed new road if built where
located - Montgomery Hecker Hawk. Denahue &
Heaven, will be shut out, so they would have to
travel 2 or 3 miles further, they would have
to go more than that - to places before they
could get out.

Cross Examined. The new road would
cost twice as much to build as to repair the
old one. Question, did you write the exceptions
to the new road for Mr. Heaven? Answer, that
is none of your business - but I did, and will
do it again. Was not over the new road
with the Viewers, but have been over the ground,
from Dougherty to Pinches about 80 Rods
~~the~~ of the old road as used, the balance
as vacated, what I mean is, that the road from
the River to Pinches is all vacated except
about 80 Rods - I have had trouble with the
Beatty family - I told Austin Beatty that I
would do every thing I could to defeat this road,
and will do it, I do this for the public good.
Austin Beatty is not getting this road for spite work,
but for self interest - I say yet that Austin
Beatty did this for spite work.

Re Examined I wrote the exceptions for
Mr. Heaven

By direction of Mr Weaver. I wrote a letter
a letter to J V Wilkin Atty for Mr Weaver -
stating what exceptions were to be filed by him
to the road

J. V. Wilkin

Isaac Weaver. Sworn. I live in Bell Sp -
have lived there about 28 years. - I know
the situation of the old road & the Wilman Rock
road, they run almost parallel, they are for a
mile apart in some places & in some places a
good deal less. The character of the ground
is more swampy ~~than~~ where the new road
is laid out than the old road, but the latter
is more rocky - It will cost more to build
a new road than to ~~build~~ repair the old one.
The old road would furnish an outlet to more peo-
ple than the ~~old~~ new road - the new road
would be a disadvantage to a number of people
Mr Hecker. Mr Montgomery Mr Evans and myself
would have to travel about a mile or more to go
around onto the new road. - Mr Matt lives about
1/2 way between the two old roads - and Davidson
& Beatty live near the old road - Beatty probably
a 1/2 mile - It would be harder to keep up the new
road when made than the old one - The roads
in Township are generally bad, neglected by the
Supervisors

I have nothing against Mr Austin Beatty, know nothing about the trouble between Mr Mulla & Mr Beatty. I filed the Exceptions - I answered to Mr Mulla to file the Exceptions & wrote a letter to Mr S. V. Melan his Atty. Mr Beatty, Mrs Davidson & Mr Mott. have private roads to get out, are handy to public road

Cross Examined As near as I can tell all of the old road was thrown away except about 80 rods. - As I came here to day I did not come out the old road and came out at Whiskey run - I use both roads i.e. the old road & Hilman Run roads in coming out, going from the River Wharf place with a load the Hilman Run road is the best. - To come down, the old one is preferable both roads being down Hill going toward the river, a better road is needed from the river back into our settlement, either the old one repaired or a new one made - I think the old road could be repaired for a good deal less than to build a new one, I think the old road could be repaired for about $\frac{1}{2}$ less than it would take to build the new one. I don't think it would cost twice as much to build the new one, as it would to repair the old one. - I don't know whether any of the road is Champaign from Dougherty to Pouches - I have been on about $\frac{1}{2}$ to $\frac{3}{4}$ of a mile of the proposed new road leading from the River to Dougherty The old road from there

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to Oughton is over 4 miles.

Jesse W. Dean

Depositions on the part of the applicants for the road —

Austin Peaty. Sworn, Live in Bell Sp, have lived them about 30 years. — I have no public road by which to get out in any way. — I have a private road which Mr Baker permits me to use, passing over his land. Baker intends to clear next summer or the year after, which will close this road. — I have another way a rough private way through McGee's timber land, which when improved will cut me out entirely. — Another private road I had, was shut up last year. — The only means I have to get to a public road is by the grace of my neighbors allowing me to pass over their lands. — The whiskey run road, has always been a bad road. — The whiskey run road is so very Rocky. — A good road could not be made on the ground except by blasting — or hauling small stones to fill in. — No measurable expenditure would make the whiskey run Road good — it would be very expensive. — This road has been used principally for a timber road by McGee and others to haul timber. — The old road runs through McGee's land from the River to Mr ^{McGee} ~~Dodd~~. — Except about 80 Rod. — For several years the road could not be used to haul any loads ~~except~~ in the summer time. — Nearly all the supplies to McGee's camp has been hauled over private roads except in the winter. — The old road has 3 very steep

grades or hills. while the new road has very good grades. The new road would be better for the whole community - would be on a more direct line, and have better grade.

It would be a more convenient road for the whole community as well as for the settlement in Brady Township - It would be just as easy for Mr. Meann to come out by the new road as by the Hilman Rock road - Mr. Jesse Meann himself used the Hilman Rock road to haul lumber from McGees to his place for a barn - -

Mr. Meann gets from his place to the Hilman Rock road by the Hawk road and the old road, the new road intersects the H. Rock road on the way in which Mr. Meann comes out -

The other persons named by Mr. McGee, Mr. Miller, and Mr. Meann could conveniently get out the same way - Mr. Meann would not have any farther to get out by the New road as by the H. Rock road, if as far - All the swampy ground on the new road together, I think would not exceed 20 Rods. I think the new road would cost a great deal less than to repair the old one -

By the new road timber, lumber and bark would be brought nearer the market than by the old road - The old road has not been in a condition for a number of years to haul a half a load up it

J. J. Davidson & David Mott & myself - have no public road to get out at all - The general travel from the Settlement and Clear through to Painsoutaway - except in the winter time, has been over the H. Roess road.

Cross Et My Saw Mill is situated on the H. Roess road. The H. Roess road is the best that leads to our parts - I can get out from my Saw Mill to the river on the H. Roess road I can haul my lumber out on that road, and my supplies back - If J. J. Davidson, Mott & myself had a private road to the H. Roess road it would let us out - My farm does not join the H. R. Road - The Cupler farm intervenes, and I would have to go up and down a very steep hill - If I could use ~~for my private road~~ ^{my private road} I now use - and which Mr. Baker proposes to stop up, it would be all I need - My farm house is about 10 Rods from the new road and about between a $\frac{1}{4}$ & $\frac{1}{2}$ mile from the H. R. Road - Mr. Davidson got out by my saw mill until it was shut up. Mr. Davidson comes down now past my place, ~~and~~ by private road. In order to get to my saw mill I use private road & employ Bakers - Mr. Mott comes out by private road of his own to H. Roess Road - not as very good road rough and rocky - If we, Davidson, Mott & myself had private road there would not be so

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Much use of the new road if it were not for the travelling public. - To make a good road ~~it~~ it would require the blasting of 100 rocks on the old road - A good road could be made if the supervisors had taxes enough for the old road - I believe there would be taxes enough to build the new road - because it would not cost near as much to build, as to repair the old one - The Hilman Rock road would answer our purpose if we could get out onto it - I have travelled the H. Rock road and the old road - The H. Rock road furnishes an outlet for us and the old road furnishes an outlet for all the upper portion of the Township. if the old roads were impassable condition - If people can't go the old road they can go the H. Rock road. The new road is between the two old roads about mid way part of the way, and runs almost parallel with them both - Except where it runs into the old road. - Have never applied to Court for private road - I think it would cost a half more to repair the old road than to build the new - If the new road were made Weems would have to go about a mile further than he would by the old road. but he now travels the H. Rock road which is about the same distance as the new road - The new road would cost

not over five hundred dollars, while to repair
the old road would cost one thousand dollars.

Austin Beatty

J. J. Davidson. affirmed - Reside in Bell Co -
have for 34 years - Heard the testimony of Mr
Austin Beatty read over by J. J. Moore J. and
believe the statements made by him in his ex-
amination in chief to be correct.

Cross Examined. I have never made application
for private road to Court - Mr Beatty Mr Davidson
& Mr Matt can all have an outlet by the H Roesch
Road if we had a private road to it, or could
get out to it. Live about 10 Rod from the
Hellman Roesch road, then I would have to go
over a steep hill & get out. - from Matts to
Beattys Run mill passing Mr Beattys house 1 1/2 miles
or near that - from my property to the old
road is about 1/2 to 3/4 of a mile - Cant get
wagons into my place now without going up the
Hellman R Road and through my brothers field.
I think there is some more swampy ground on
the new road than on the old. In my judgment
~~it would take \$700. to make the new road~~
~~to repair the old road~~ I would jump at the chance
of building the new road for \$700. - I would not under-
take to repair the old road for \$700 - - I think
it would take one hundred dollars probably more

to repair old road than to build new

J J Davidson

David Mott. Reside in Bell Co have lived
there 34 years - Heard the testimony of
Mr Austin Beatty read over by J Moore J P
and believe the statements made in his examina-
tion in Chief to be correct -

direct

~~The Hillman Road road~~ Mr J J Davidson
Mr A Davidson Austin Beatty & myself, to get
onto public road, we would each have to
have a private road -

Cross Examined I live about $\frac{1}{4}$ mile
from the H. Rock road, and about $\frac{1}{2}$ mile
from the old road - If I had a private
road leading to the H Rock road it would
do for me very well - Have had use of
the present private road about 3 years -
Mr Jos Weger owns the land - he has never
said that he would close the road -

I think it would cost more to repair
the old road than to ~~repair the~~ make
the new one - to repair the old road would
cost \$100. more than to make new one
Don't think new road is any more sweeping
than the old one I think the new road could
be made pretty good for about \$500 -

A private road would cost one a bout \$50.
 A private road for J. Davidson to H Rock
 road would cost at least \$75-
 J H Mott

W. A Davidson, Affirmed. Reside in Bell Co
^{has resided there 36 years}
 Heards the testimony of Mr Austin Beatty read
 orally by Df Moore Jr., and believe the statement
 made in his Examination in Chief to be correct

direct

In my judgment to build private roads for Austin
 Beatty, J. Davidson, ~~W. A Davidson~~ - myself and
 David Mott. to reach public road would cost
 about \$350-

Cross Examined In summer I go out a by road
 of David Mott being all the road we have to get
 out. I live about 100 rods from David Mott's -
 One private road would do as both to reach the
 Public road - live about 40 rod from the old
 road - If I had a private road I could get
 onto public road. In comparison with the
 new road the there as most swampy ground in
 the old - The new roads would be the easier
 kept up - Except where it were stoned or rocky
 after being made - I think it would cost \$200.
 More to ~~be~~ repair the old road than to build
 the new one
 W A Davidson

Mr Moore affirmed - Roads in Carversville
 Have been a Surveyor for 30 years -
 It is possible to make a good road out of the
 Whiskey run road. but it is not in the proper
 place to suit the inhabitants living along &
 contiguous to the road - From June Moons
 down to the river - for about $\frac{2}{3}$ of the distance
 is ~~not~~ in original Survey - the other third having
 been changed by Superiors or some one else -
 The old road is in bad condition, would require
 considerable expense to put it in condition for travel
 - it is rocky and is too near the river for any
 thing except a timber road - The location of the
 new road is most convenient for the settlers and the
 travelling public - It would probably cost more to
 make the new road than to put the old one in
 repair, I think the new road would be most
 convenient as the neighbors along it and the through
 travel appeared anxious for the road, and no one
 claimed damage - Except on person at the upper
 end - The grade on the new road are much easier
 than on the old road. Some of the grade of the old
 road would have to be altered to make it easy to
 travel - There are settlers there who have no public
 road to get out - The H. Rock road is out of the
 way for the Community and through travel. The
 new road coming nearer to the settlement than
 the old road - running through all the settlements there
 and I think the cost of new road to make would be
 about $\frac{3}{4}$ to a mile shorter than the old road

No Change was made from Birch to Dougherty -
Cross Examined by E. V. Wilson Esq.

There is a road now opened from Joe McGees Hill
Up to Hillman's rock - The Hillman rock road
is very crooked. The new road runs very near
parallel with the Hillman R Road and with the
old road - and from 100 rods to $\frac{3}{4}$ of a mile apart
on the day of the view Mr Dandens, Austin Beatty
and Mr Mott were along - 2 or 3 of the Meatts were
there. Mr Beatty was particularly anxious for the
new road and so would I be if I lived there.
The Viewers beside myself were Henry McGeel
and David McCracken - Mr Henry McGeel was
along and helped to lay out the road, did not
sign the report, for the reason that he never
had a chance. The Hillman rock road would
not suit the parties contiguous thereto. Even if
they had private roads leading to it - They could
get out, but not conveniently because of the
round about way, and the hills - The old road
is traveled little or none, being places that fall
off 2 feet - Do not know from actual observation
whether it is traveled little or much - I only know
from the appearance of the road that there is
little travel on it. There are a number of peo-
ple living above Birch & Dougherty - These people
have been travelling entirely by the R. Rock road being
the outlet for all the people living there.

The H Rock road is a reasonable good
road, but hilly - The H Rock road would
be sufficient for all heavy buck, to get out - if
the other road was abandoned - They have
improved the H Rock road very much - lately -
Re Et The new road is more convenient
and an easier road for the through travel
and the inhabitants for them either the old
road or the H rock road.

Thurmon

I hereby Certify that the above Witnesses were
duly qualified and Examined at the time and
place stated in the Caption, and subscribed
and returned their deposition in my presence
D. J. Moore Jr

de Re Re Amos. 1818
Hemel.

Separation in
part of the
Republics

May 20 1882

Petition for Review of a Road.

To the Honorable the Judges of the Court of Quarter Session of the Peace, in and for Cheapside County.
The petition of the undersigned citizens of the township of Bell in said county, respectfully sheweth: That a road has been laid out by order of the Court, from South of Whiskey Run to Andrew ^{and} ~~Herby's~~ ^{and} ~~Herby's~~ which road is very injurious to your petitioners and burdensome to the inhabitants of the township through which the same runs. Your petitioners, therefore, respectfully pray your Honors to appoint proper persons to review, vacate and supply the said road, and report thereon according to law, and they will ever pray.

Names
J. M. Davidson
J. D. Davidson
Austin Beatty
A. A. Davidson
T. Bouch
J. C. Beatty
J. M. Davidson
J. H. M. B.

Names
J. Beatty
E. C. Whitman
H. H. McEwen
M. M. Shusby
William T. Shusby

Names
James D. Beatty
Jackson Remedy
Wm Remedy

No 3 June 1882
Petition to view
vacate & supply
a public Road now
leading from near
mouth of Whiskey
Run to Andrew

Daylark in Bell Pulp
Filed 14th July 1882

July 14, 1882
Petition read & Shool.
Moore, H. H. McGhee,
& David McCracken
appointed viewers
By the Court
J. McO

Amalg.

to Killmans Rock its entire length
and in no place more than one
hundred rods from it and a good
part of it not more than from
Thirty to Fifty rods.

2nd It is laid out on swampy
ground and will cost from 500
to 1000 Dollars to make it a
good road and will be hard
to keep up -

3rd It is of no advantage to the
public but an injury as the
person solely benefited thereby
is Austin Beally which will
enable him to haul stuff from
his mill to the river and for
the purpose of going to and
from his mill.

4th By vacating the road past
Weavers it will stop the outlet
of the road known as the
Hawk road so that there
will be no outlet to said
road at the Weavers end -

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

The Remonstrance of the undersigned
Citizens of Bell Township respectfully
represents - That a Petition was filed
on the 14th July ad 1882 by certain persons
citizens of Bell of Township praying for
the appointment of Viewers to view
vacate and supply a public road
leading from the mouth of Whiskey
Run to Andrew Dougherty in Bell
Township -

That on the 23rd day of August
1882 the viewers as aforesaid made
a Report vacating all that part of
said Whiskey Run Road from the
mouth thereof to the intersection with
Road leading to Jesse Weaver - That
on the 31st day of Decr 1882 said
Report was by your Honorable Court
confirmed etc. etc.

Your remonstrators
therefore assign the following reasons
why said Report should not be
confirmed -

1st It is unnecessary as it runs
nearly parallel with the Road
leading from McGees Saw Mill

5th It will cost three or four times
as much, to make the new road
as it will to span the Chassem
road -

6th That the construction of a road
repaired will be great injury to the
substantials of good farming.

Class
Joni Barks
Frederick Rausert
Rosen, Ralph
Daniel
Joseph
B...

Conter...

Frank S. ...
S. ...
O. B. ...
S. J. ...
D. C. ...
L. S. ...
J. D. ...

James McElinday
James ...
F. S. ...

R. J. Richards

Robert ...
L. P. ...
E. H. ...
H. ...
J. ...

Henry Bruth

Isaac ...
G. ...
S. ...
J. ...
H. ...
J. B. ...
C. ...

John ...
J. ...
J. ...
A. ...
C. ...
S. ...
J. ...
W. ...
M. ...
P. ...
L. ...

W. ...
M. ...
W. B. ...
C. ...
A. ...
S. ...
W. ...
A. ...
J. ...

And now Feb'y 6. 1883 Land S. M. Crook, R. W. Thompson
and John M. Cunningham are appointed to view said
old road and also the new road laid out and to
report as to the propriety of abandoning the old
and laying out a new road and also to lay
down upon their draft the course and distances of
the ~~new~~ roads as also of the Wellman lock road
and to Report at next Term

By the Court

J. M. C.

Mr. J. M. C.

Senior Justice

Confirmation of
the road leading
from the mouth of the
Muddy River to
the old bridge
at the falls

March 10th 1883

McKen

To the Honorable Judges of the Court of Quarter
Sessions of Leicestershire County

We the undersigned viewers
appointed by the foregoing Order of Court to view
the road therein described, do Report: that
after having first given notice of the time and place
appointed to meet to view the same we all met
and after being duly Sworn and Affirmed ac-
cording to Law proceeded to view the ground for
said proposed road and are of the opinion there
is occasion and necessity for a change of said
road we have therfore viewed laid out and
do return for public use the following Road
Beginning at a point in the Public road near
Austin Beatty's Sawmill thence along line of Reuben
Rupert and James Miller (The road had to be laid entirely
on land of said Jas Miller) S. $2\frac{3}{4}^{\circ}$ W. 46 perches to
Corner of Jas Miller's land Thence through land of Jas.
W. M. Gee. S. 20° W. 39.6 perches to a Chestnut, Thence
S. 10° E. 90.5 Perches to a Hemlock by old road Thence
S. $30\frac{1}{2}^{\circ}$ E 21 perches to line of Austin Beatty thence by
the same land of Jas W. M. Gee S. $51\frac{1}{2}^{\circ}$ W 48 perches
Thence S. $22\frac{1}{2}^{\circ}$ W 41. Perches to a Post, Thence S. 3° W
30 perches to a Hemlock. Thence S. 19° W. 28 perches Thence
S. $34\frac{1}{2}^{\circ}$ W 40, perches to a dead Hemlock. thence S $22\frac{1}{4}^{\circ}$ W
76 perches to a W. or Stamp near Davidsons fence. Thence
South 5 perches to a Post. Thence Through cleared land
of Davidsons Estate S, $50\frac{1}{2}^{\circ}$ E 38 perches Thence

S. 68° E. 28 perches to a Post - thence S 1½° E 18 perches
S 36° E. 8.4 perches to Post - ~~Corner~~ of land of Jas
McGee and David Mott. Thence along line of said Mc-
Gee & Mott. S 38° E. 48 perches. Thence through land
of David Mott N. 79½° E 11.5 perches S 36° E 22.
Perches - S 10° E 20.5 Perches to line of McGee thence
by the same S 38° E 37.5 perches to a Pine corner
of Saml and John Mott Thence by said line N 54°
E. 32 perches. Thence S. 36° E 2 perches to Public road
near Homer Mott's House a plat or draft of which
we hereto annex and we have vacated and do
hereby return as vacated all that part of said
Whiskey Run Road from the mouth of said Run
to intersection with road leading to Jesse Weavers
And we have also assessed damages to Jas Miller
in the sum of Fifteen Dollars. - no other damages
being claimed by any one

In Witness whereof we have hereunto set
our hands this 23rd day of August - AD 1882

{ Daniel McGee
Daniel McGee

Witness

CLEARFIELD COUNTY, SS:9

At a Court of Quarter Sessions of the Peace of the county of Clearfield, held at Clearfield, in and for said county, on the 14th day of July, A. D. 1882, before Judges of said Court, upon a petition of sundry inhabitants of the township of Bell, in said county, setting forth that *They labor under*

great inconvenience in keeping up a certain road which is now opened leading from the mouth of Whiskey Run to Andrew Daugherty's

and therefore praying the Court to appoint proper persons ^{Re. Vacate & Hutter} 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 *John W. Moore David McCracken & H. H. McVee* who, after being respectively sworn or affirmed to perform the duties of their appointment with impartiality and fidelity, are to ^{Re.} view the grounds proposed for said road, and if they ^{no} view the same and any two of the actual viewers agree that there is ^{no} occasion for such road, they shall proceed to ^{vacate} ~~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

RELEASE OF DAMAGES.

KNOW ALL MEN BY THESE PRESENTS: That we, the undersigned, owners of 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 enrolling 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 .

+++++
L. S.
+++++

+++++
L. S.
+++++

+++++
L. S.
+++++

+++++
L. S.
+++++

ASSESSMENT OF DAMAGES.

The following 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:

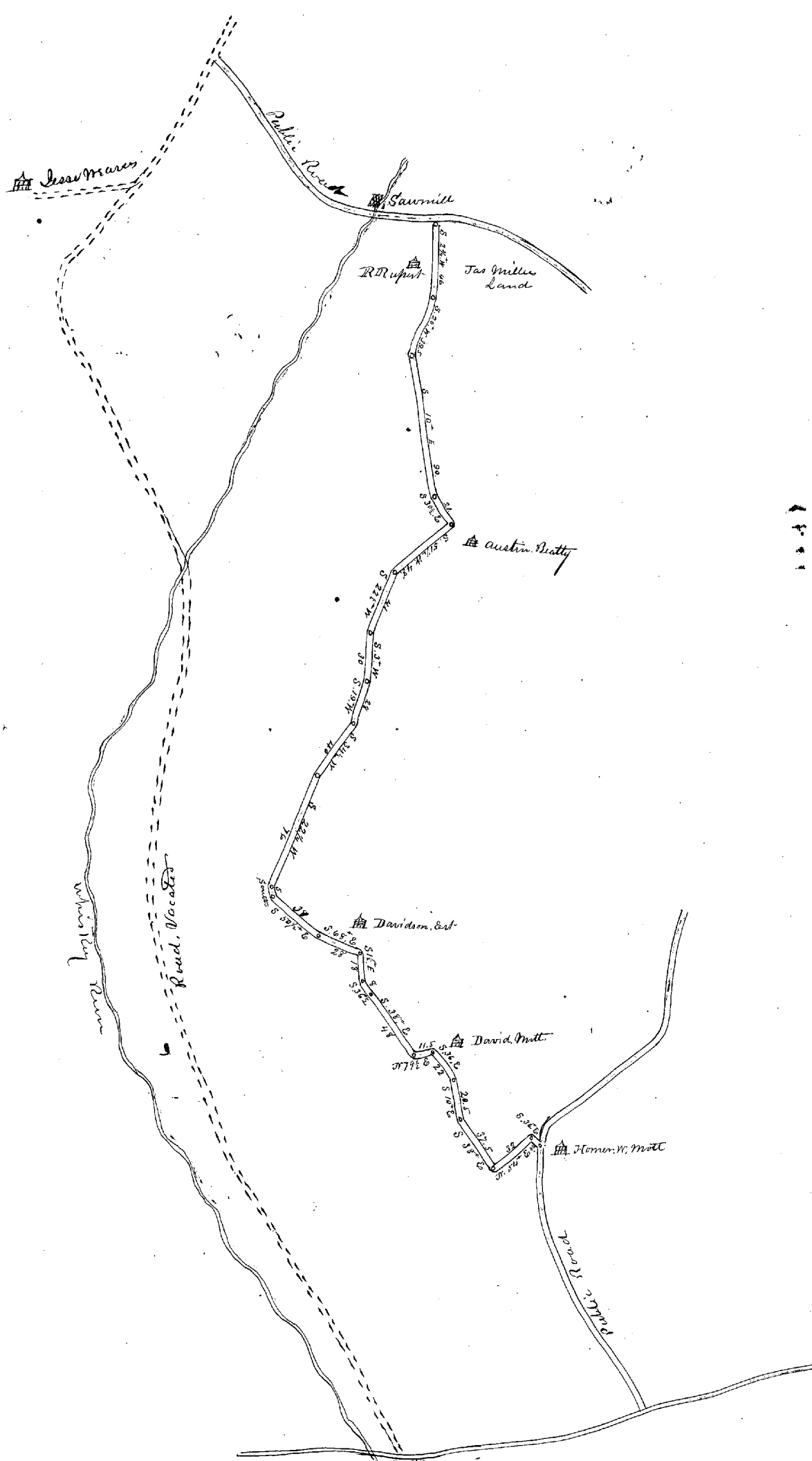
To James Miller the sum of Fifteen Dollars

To _____ the sum of _____

To _____ the sum of _____

Witness our hands this 23^d day of August A. D. 188 2.

Thos. W. Moore



NOTE.—In case of a Private Road, the person 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 with damages assessed by the original viewers, except so far as the location may be changed by the viewers.
 N. B.—If the viewers believe the parties are not entitled to damages, including compensation for the advantages as to damages, including the advantages of the road, they will report to that effect.

<i>Quinn</i>	Days 3	Amount \$13.80
<i>McBride</i>	Days 2	\$4.50
<i>At St. M. Sec</i>	Days 2	\$4.00
<i>Quinn</i>	Days 2	
	Miles 3	
<i>Brady</i>	Days 4	
	Miles 1.50	

No. 3 June Session, 1882

ORDER

To Review and Lay out a Road

For Public use in the township

of Bell Clermont county

3rd June 1882, confirmed

view, road to be opened 33

foot-wide except where digging

or bridging is required within 15

feet of the road by the board

of Bell Clermont county

Filed 3rd Oct, 1882

Fees \$1.25 paid by *Quinn Brady*

Quinn