

No. 4, Mar Term, 1883

View And Assess Damages

in
~~versus~~

Woodward Turp

Contents:

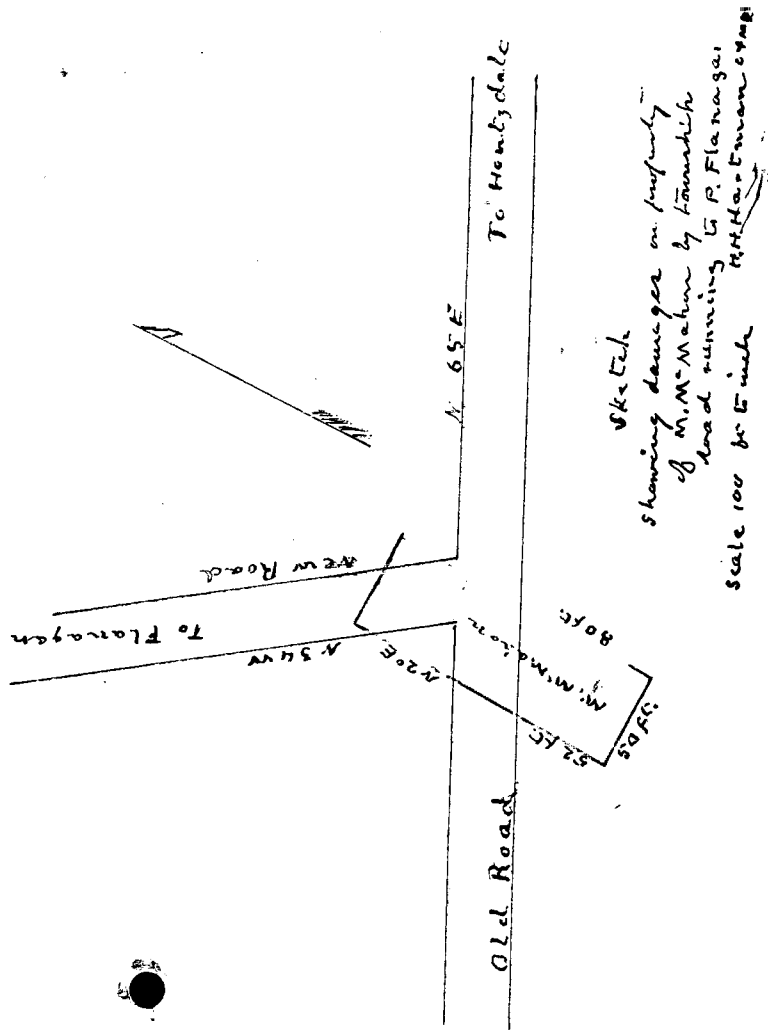
Clearfield County ss.

At a Court of Quarter Sessions of the Peace of the County of Clearfield held at Clearfield in and for the said County on the 22nd Mar 1883 before the Judges of said Court upon the petition of **Michael McMahon** of the Township of Woodward setting forth that a public road or Highway has been laid out as shown by the above and foregoing Copy of the Record from the Road Docket of said Court and opened within one year last past through lands of your petitioner in Woodward Twp by the said order of Court and that the Viewers thereby appointed neglected and failed to assess any damages, or obtain a release thereof caused by reason of the opening and maintaining the said road through the said lands of your petitioner. And by the opening of the said road as aforesaid your petitioner has sustained great injury and damage to wit: The entire loss of one half a lot of ground caused by the opening of said road through it and the rendering of the other half partially useless.

And Therefore praying the Court to appoint three disinterested persons to view the premises and assess the damages which your petitioner may have sustained

in Consequence of the Opening of said Public
Road whereupon the Court Appoint H. H.
Hartman Geo H. Wooden and Wm. Levison who
after being respectively sworn or affirmed
to perform the duties of their Appointment
~~with~~ impartially and with fidelity are
to View and Assess the damages sustained
by the Opening of said Road

By the Court
James Kerr
Clerk of the Court



To the Hon. the Judges within named.

We the undersigned,
appointed by the annexed order of court,
to view the premises, and assess
the damages, which the within named
petitioner has sustained by reason
of the said road, in said order
mentioned respectfully report: That
we met for the purpose of performing
the duties imposed upon us by the said
order, at West-Murhamon, on the
18th day of May, A. D. 1883 and, after
being severally sworn, according to law,
proceeded to view the premises and
assess the damages as therein directed;
and, after having carefully viewed the
same and taken into consideration
the damages sustained by the petitioner
by reason of the said road passing
through his land, as well as all
the advantages to be derived from
such passage, and the probability
of the land reverting to the
said petitioner, We are of
opinion that he has sustained
damages to the amount
of Sixty Dollars, (\$60⁰⁰),
and we do accordingly

Report of viewers appointed

to assess damages
on Public Road

in

Woodward Twp.

assess the same at that sum.

Witness our hands this

31st day of May, A.D. 1883.

H. H. Hartman

J. M. Curran
Geo. W. Warden

26th September 1883. Confirmed Abs. - By the Court
 21 January 1884. Confirmed Absolutely
 By the Court
 J.L. Little J.P.

June 1883. Referred back to assessors to attach map of the premises alleged to be occupied by the layman, and to show a more complete plan of the same without is left
 By the Court - J.L. Little J.P.

No. 4 near 28.883

Order to View and
 Assess Damages
 on Public Road

in

Produce Map

Oct 4th 1883
 H.H. Hartman 3 days - \$12.20
 J.H. Mow & Co 2.20
 Wm. Egan 2.20

Dec 13th 1883
 Dec term
 at

\$125 Paid by J. Hartman
 James Mow
 Clerk

measures

In. Re. Public Road in Woodward Township } Petition filed 1st October 1881
By Joseph H Strong Etal. asking
for viewers to be appointed to view
and lay out a Public Road

Beginning at or near the house of William
Ogden near Atlantic Colling to a point
at or near the House of James Flannigan

Viewers appointed 5th October 1881.
Samuel Hegarty, Thomas Henderson James
A. Moore. Order given to James A Moore
1st Nov 1881 Report of viewers filed 10th
January 1882

Report Confirmed Si. Si. 16 January 1882

Exceptions filed by W. H. Patterson 22nd May 1882

Exceptions withdrawn 30th May 1882

Report confirmed absolute and opening
order given to W. H. Patterson

To the Honorable the Judges of the Court of Quarter
Sessions of the Peace in and for the County of Charl-
fida.

The petition of Michael McMahon of the Borough
of Houtzdale in the said County respectfully represents
that a public Road or Highway has been laid
out as shown by the above and foregoing Copy
of the Record from the Road Docket of the said
Court and opened within one year last past
through the lands of your petitioner in wood-
ward Township by the said Order of the said

Court and that the viewers thereby appointed neglected and failed to assess any damages or obtain a release thereof caused by reason of the opening and maintaining the said road through the said lands of your petitioner.

And that by the opening of the said road as aforesaid your petitioner has sustained great injury and damages to wit. The entire loss of one half a lot of ground. caused by the opening of said road through it. and the rendering of the other half practically useless.

Your petitioner therefore prays your Honors to appoint three disinterested persons to view the premises and assess the damages which your petitioner may have sustained as aforesaid and he will ever pray &c.

Signe & Michael McMahon

Clearfield County SS

3 Before me a Justice of the Peace in and for the said County personally appeared Michael McMahon the above named petitioner who being duly sworn according to law doth depose and say that the facts set forth in the above and foregoing petition are true and correct to the best of his knowledge and belief.

Sworn and subscribed before me this 2nd day of February 1883

John W. Smith
J.P.

No 4 March 8^o 1883

Dr R Public Road in
Widdow's Cornfield
leading from a point at
or near House of William Coker
to a point at or near
the bridge -

Field of Michael McNeil
for the appointment of
vicars to assess damages
incurred by the opening of
the same -

And now 28 March 1885
the within field is read and
considered and the Court
finds, affirming the Court
of the Master of the Bench
that the same is

inclosed to the vicars and
assessors the amount of damages
if any shown to this Court at
the trial by the vicars

Attest
J. P. McNeil