

No. 1, Sept. Term, 1884

Private Road
versus in
Chest Township

Contents:

To the Honorable the Judges of the Court of
Quarter Sessions of the Peace in and for
the County of Clearfield.

The petition of R Porter McGadden of the
County of Clearfield respectfully repre-
sents. That your petitioner labors under
great inconvenience for want of a private
road to lead from the public road at or
near Joseph H. Liroth's Grist Mill to the
dwelling house of your petitioner in
said County. Your petitioner therefore
prays the Court to appoint proper per-
sons to view and lay out the same acco-
rding to law. and he will ever pray &c

R. P. McGadden

Nov 20th May 1885 Powers of Vicars enlarged to next
term
By the Court

No 1 Sept 5 1884
Petition of
R McHaddess

for Private Road
in Chest Lop

filed Sept 1 1884

Stephens Peltier
and Thompson Isaac
Muckle & McBrain
and of them are appointed
Vicars to represent upon
the same at the next
term of Court
By the Court

Chas. H.

12 Dec 1884 Powers of Vicars
enlarged to take
place 1885, 13th Dec

so that 1885 Powers of Vicars
enlarged to take place 1886

By the Court

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 sealing 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.
.....

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 Joseph H. Belch the sum of three dollars
To Henry Maguire the sum of ten dollars
To the sum of

Witness our hands this twenty-eighth day of August A. D. 1885

Emmanuel Hildabrand
L. J. Reed
Isaac Tharle

CLEARFIELD COUNTY, & SS: ☺

At a Court of Quarter Sessions of the Peace of the county of Clearfield, held at Clearfield, in and for said county, on the 20 day of May, A. D. 1885, before Judges of said Court, upon a petition of ~~many~~ inhabitants of the township of Chesh, in said county, setting forth that he labors under great inconvenience for want of a private road to lead from the Public Road at or near Joseph H. Breth's Grist Mill to the dwelling house of petitioner

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, ~~and return to Sept 2, 1885~~ whereupon the Court, upon due consideration had of the premises, do order and appoint Isaac Markle, E. Hildebrand and J. F. Hund 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.

To the Honorable the judges within
Thos. D.

NOTE.—In case of a private road, the referee must be
exempted in favor of the petitioner for said road.
Also, referees will carefully note the number of days
employed and set the amount out at the foot of their return.
Referees cannot interfere with damages assessed by
the original viewers, except so far as the location may be
changed by the new viewers.
X. B.—If the viewers believe the parties are not entitled
to compensation, but are of opinion the amount assessed
is not correct, they will state the reasons in their report
and direct the commissioners to make a new one.

<u>W. J. Head</u>	Days 1	Amount
	{ Miles 2	2 00
<u>Em. H. H. Days</u>	1	2 00
	{ Miles 1	1 00
<u>Mac. Hatch</u>	Days 1	2 00
	{ Miles 1	1 00
<u>M. J. Bry. c.</u>	Days 1	4 00
	{ Miles 10	1 00
<u>Report</u>	Days 1	4 00
	{ Miles	

13740

No. 6 Sept 1 Session, 1884

ORDER

To view and lay out a Road
For Private use in the township
of Chest Clearfield county.

26 Sept 1885 Read

Confirmed to the Commissioner
of Agriculture and out
in the report of viewers
at the expense of petitioner
on —

By this Court

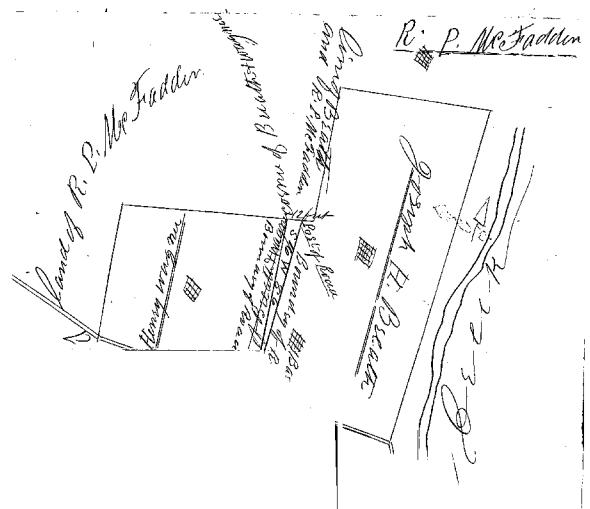
14 Dec 1885 - Ruston Conf
com. & Com. by the Court

Filed 22 Sept 1885

Fees \$1, paid by A. E. Trahan

W.C. the persons appointed by the
within order of Court to view
and lay out the Road therein
mention'd do report --
That after due and Public
Notice being given in pursuance
of said Order being duly
Sworn and afforadde full
The viewers appointed having
viewed the ground propos'd
for said Road do agree there
is an occasion for a Road
as desired by your petitioners
and having had respect to the
shortest distance and best
of ground we have viewed and
laid out said Road so as to do
the least injury to private
property and do return you
Petitioners the following --
described Road viz --
Beginning at a post on line of
Joseph H. Breath and R. P.
McFadden twelve feet distant
from corner of lands of Henry
Wagner and Joseph H. Breath
thence by improvements of said
J. H. Breath & sonth direction
degrees west eight paces
and six tenths of a pace
to the public Road and
corner of Henry Wagner and
Joseph H. Breath thence to be
the boundary line of said Road
along the improvements of said
J. H. Breath being twelve feet
off of the improvements of J. H.
Breath on the North end of said
Road and twelve feet off of the
improvements of Henry Wagner
on the South end of said Road
next the public road said Road
to be twelve feet in width
which said Road so as afore
said laid out we are of the
opinion is necessary for a Private
Road a plot or draft whereof
is hereunto annexed witness our
hands this twenty sixth day of
August 1885

R. P. McFadden
E. Hildbrand
Sam. Marke



A black and white photograph of a signed document. The signature "M. L. Boyce" is at the bottom left, and "Jerry Will" is at the bottom right. A large, stylized signature "M. L. Boyce" is written vertically along the left edge. The word "RECEIVED" is printed in a block font across the middle. A large black rectangular redaction box covers the right side of the page. The entire image is rotated 90 degrees clockwise.