

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 repres-
ents. That your petitioner labors under
great inconvenience for want of a private
road to lead from the public road at or
near Joseph H Liraths 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 1883 Powers of Viewers enlarged to next
term
By the Court

re 1 Sept 7, 1884
Petition of
R & M Hadden

For Private Road
in Chesham

Filed 8 Dec 1884

8 Sept 1884 Petition
of R & M Hadden for
Private Road in Chesham
enlarged to next
term of Court
By the Court

12 Dec 1884 Powers of Viewers
enlarged to next
term 1885, By the Court

20 May 1885 Powers of Viewers
enlarged to May 2 1885
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 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 .

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IL SI
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IL SI
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IL SI
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IL SI
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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. Breath the sum of three dollars
To Henry Wagner the sum of ten dollars
To _____ the sum of _____

Witness our hands this twentyeth day of August A. D. 188 5

Emanuel Hildebrand
L. O. Huerb
Isaac Tharke

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 ~~sundry~~ ^{R. P. Madden} inhabitants of the township of Chest, 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. Birt'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 Mankle, E. Hildebrand & J. J. 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

NOTE.—In case of a Private Road, the release must be executed in favor of the possessor 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 be held responsible for any error in the above figures 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, taking into consideration the value of the property and the advantages of the road, they will report to that effect.

<i>W. J. H. H. H.</i>	Days 1	Amount 2.00
<i>Em. H. H. H.</i>	Miles 2	2.00
<i>Em. H. H. H.</i>	Days 1	2.00
<i>Em. H. H. H.</i>	Miles 1	.10
<i>W. J. H. H. H.</i>	Days 1	2.00
<i>W. J. H. H. H.</i>	Miles 1	.10
<i>W. J. H. H. H.</i>	Days 1	4.00
<i>W. J. H. H. H.</i>	Miles 10	1.00
<i>W. J. H. H. H.</i>	Days 1	4.00
<i>W. J. H. H. H.</i>	Miles	
		15.40

No. 1 Sept Session, 1884

ORDER

To view and lay out a Road

For Private use in the township

of *Chick* Clearfield county.

26th Nov 85 Read T

Composed by J. C. to the spec

12 put aside as a school

in the report of viewers

white square of petition

in - By the Court

in Dec 1885 Rusty Conf

so about 100

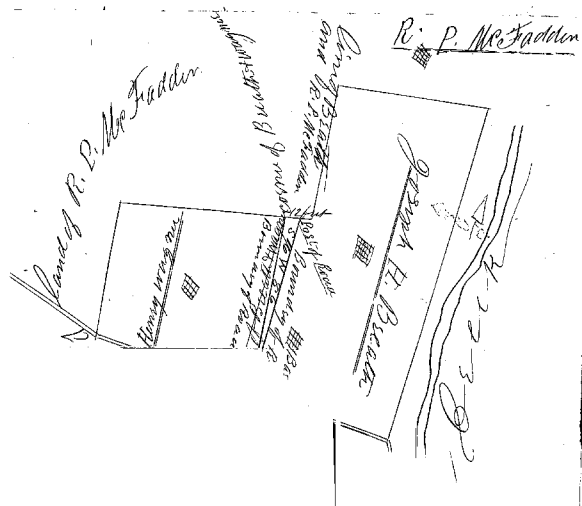
By the Court

Filed *22* Sept, 1885

Fees \$1, paid by *A. G. H. H. H.*

The persons appointed by the
 within order of Court to view
 and lay out the Road therein
 mentioned do report --
 That after due and Public
 notice being given in pursuance
 of Said Order being duly
 sworn and affirmed all
 the viewers appointed having
 viewed the ground proposed
 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
 ground we have viewed and
 laid out Said Road so as to do
 the least injury to private
 property and do return for
 Private use the following --
 described Road viz: --
 Beginning at a post on line of
 Joseph H. Breathe and R. P.
 McFadden twelve feet distant
 from corner of lands of Henry
 Wagner and Joseph H. Breathe
 thence by improvements of said
 J. H. Breathe South sixteen --
 degrees west eight inches
 and six tenths of a perch
 to the public Road and
 corner of Henry Wagner and
 Joseph H. Breathe this to be
 the boundary line of Said Road
 along the improvements of said
 J. H. Breathe being twelve feet
 off of the improvements of J. H.
 Breathe 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 do as ofore
 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 twentieth day of
 August 1885

L. J. Hurd
 E. Hildeman
 J. H. Hurd



[illegible]

M. L. Boyer ~~Just Will~~