

No.

12, Sept Term, 185

Public Road
versus *iii*

Cooper Township

Contents:



To the Honorable the Judges of the Court of Quarter Sessions of the peace, in and for Clearfield County, Penna.

The undersigned Petitioners, inhabitants of the Township of "Cooper" in the said County, respectfully showeth: That of our Petitioners labor under great inconvenience for want of a public road or highway to lead from, near Leonard's Stables, in Moxertown, to intersect the Philipsburg and Moxertown road, at or near the "Adam May or" Cross road."

Our Petitioners therefore pray the Court, to appoint proper persons to view and lay out the same according to law: and they will ever pray, &c

Names

William Woodling
Peter Mayes
G. G. Fullerton
Jacob Santcroft
Dr. G. P. Reese
J. C. Steinkardner

Names-

Samuel Marthamer
C. L. Schowever
C. Barth
Swis Zeebum
Henry Lutz
Jas. L. Stewart
S. T. King

NO 10 Sept 1 1884

Letter to Oscar and
Lay out of public road
from Colorado River State
in California, to the "Izam
Mayer" or "Cross" as it is
called
Casper Dominguez

Was made ^{the} 16th in September last 1884
Petition made by considered by
General Surveyor, C. H. Head to
allow of vehicles who are to
use said road to pass by
the "Izam" or
"Cross" as it is
called

Heid 10 "Sept 1 1884.
Dominguez
C. H.

J. F. McCallough
for Dominguez.

In the Quarter Sessions of Clearfield County

In the matter of the public road in Cooper Town-
ship to lead from near Leonard Kyler's stable in
Kylertown to intersect the Philipsburg and
Kylertown road at or near Morgans Cross roads

And now July 17th 1885 Al Kramer atty for Clear-
field County files exceptions to the Confirma-
tion of said road for the following reasons.

1st That the damages assessed to Leonard Kyler and
to Jack Kyler of \$150 each as also those ass-
essed to A R Fardel of \$75 are excessive
That the value of the land laid out for said road
and damage done to each of said parties
does not exceed one third the damage
assessed to them. That the damages in
each of said cases are therefore at least
three times as great as they should be

2nd That the damages of \$10 assessed to Thos
King are excessive being at least double
what they should be.

Al Kramer
atty for Clearfield County

No 12 Sept 1884

In Matter of Public
Road in Cooper
Township

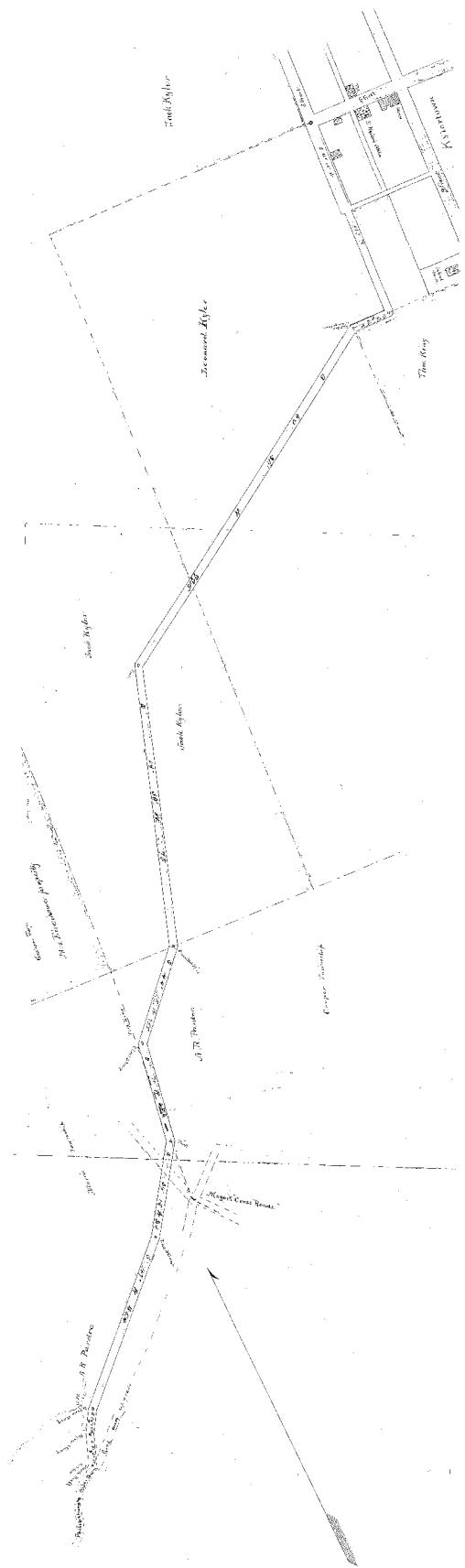
Exceptions

Filed July 17, 1885

Dauster

By

Tranner



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 length day of Sept, A. D. 1884, before Judges of said Court, upon a petition of sundry inhabitants of the township of Cooper, in said county, setting forth that they labor under great inconvenience for want of a public road or highway to lead from near Leonard Kylers stable in near town to intersect the Philipsburg & Kylestown road at or near the Adam Moyer cross (+) roads

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 E. C. Read, Samuel Hoover & Joe A. Schneck 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 F. 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 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. 1884

IL. S. I.

IL. S. I.

IL. S. I.

IL. S. I.

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 Leonard Tyler the sum of One hundred and fifty Dollars.

To Jack Tyler the sum of One hundred and fifty "

To A. R. Pardee the sum of Seventy five — "

To Thos. King the sum of Ten — "

Witness our hands this 29th day of December A. D. 1884

E. Read

Samuel Hoover

John A. Schreck

To the Honorable, The Judges of the Court of
Quarter Sessions in and for the County of Clear-
field Pa.

We the undersigned viewers appointed by your
Honors to view and lay out the Road mentioned in
the annexed order of Court Respectfully report that
after giving good and sufficient notice of the
time and place of meeting (as required by Act of Assem-
bly) did meet in pursuance of said notice and
after all being federally sworn to affirm and according
to Law, went upon and viewed the Ground proposed for
said road with due caution and find that a road bet-
ween the points within mentioned is necessary and
we have laid out and do return for Public use
the following Road to wit: - Beginning at a Post at end
of Public Street in Tyler Towne 11' Perches Westerly
from the Stable of Leonard Tyler Thence partly
along a Street lately opened by Leonard Tyler and partly through
improved Land of said Tyler 3 4 1/2" N 50 1/2" E Per to post in line of
The Kings Land, thence along said line N 85 1/2" 45' W. 7 1/2" Per to Post. thence
King's Land thence through Leonard Tyler Land 3 6 1/2" N 75 1/2" per to line of
Jack Tyler's Land thence continuing same through Jack Tyler's land
2 1/2 per to post thence through same land S 19 1/2" W 70 per to Small Pine
on Line of Pardus Land thence through same S 4 1/2" N 25 1/2" Per to
a Chest Stick thence S 10 1/2" N 25 1/2" per to post (From this point S 8" W at 16.6 P.
is Hand board Post at Moyers Cross roads) thence S 36 1/2" N 24 P. to a Pine
Stump thence S 45 1/2" N 45 1/2" P to a Pine Stump near a Spring (suitable for a
watering place for teams) thence S 33 1/2" N 6 P. to a Pine Stump thence S 21 1/2" N
8 per to a Small Red Oak at side of Philipsburg & C. L. Town Road there
being 2.80 per of the foregoing road in Cooper Township land 8 3 1/2 per in
Moxon Township.

A plot or Draft of which is hereto attached

Witness our hands this 29th day of Dec A.D 1884

E. C. Read
Samuel Hooper
John A. Schreck

| | | |
|--------------------------|-----------|-------------|
| Franklin | Days 2 | Amount |
| Carter | Miles 150 | 4.00 |
| Samuel Hoover | Days 2 | |
| Miles & Rent | | 4.00 |
| | | 4.00 |

30 May 85 - Confirmation
absolute continuo etc
stranger, an unorganized
Prob. Court
D. I. C.
Filed 1 July 1885
Fees \$1 paid by E. B. Reed
I. J. McAllister