

No. 8, May Term, 1885

Vacate & Supply

versus

Cooper Township

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To the Honorable Judges of the Court of
Quarter Sessions of Cleefield Co Pa -

The petition of the undersigned
inhabitants of the Township of Cooper
in said County, respectfully sheweth,
That a road has been long since laid out
from a point at or near the bridge at the
foot of the hill on the Rolling Stone
road to a point at or near the Pine
tree near the river bank. Your petitioners
humbly conceive is now become useless
inconvenient and burthenome to the inhab-
itants thereof, we therefore ask the same
to be vacated and instead to supply a
road from same point at foot of Rolling
Stone hill near bridge to the fording in
the land to the point intersecting the road
leading to Central point. Your petitioners there-
fore humbly pray the Court to appoint
proper persons to view vacate and lay
out the same according to law and
they will ever pray &c

Mr. Ralston	C. H. Hertz
John Reim	Jacob Eisenbauer
Jacob Wagner	Henry Gabel
Leonard Kyle	Wm. H. Hovey
Wm. D. Merrill. (Supervisor)	H. W. Hovey
J. W. Fullerton	Clwell Thompson
Wm. Mons	James Thompson
Ed. Belcher	A. J. Ames
E. C. Brewer	Thomas Ding
Asa Thorne M.D.	P. H. Toole
John Wagner	W. A. Waite
John Moschberger	Garner Millner

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 27th day of May, A. D. 1885, before Judges of said Court, upon a petition of sundry inhabitants of the township of Cooper, in said county, setting forth that a road has been

long since laid out from a point at or near the Bridge at the foot of the hill on the Rolling Stone road to a point at or near the pine tree near the river bank, which your petitioners humbly conceive is now become useless, inconvenient and onerous to the inhabitants thereof and therefore ask the same to be vacated, and instead to supply a road from same point at foot of Rolling Stone hill near bridge to the fording in the bend to the point intersecting the road leading to Central point

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, And report to next term whereupon the Court, upon due consideration had of the premises, do order and appoint E. C. Read, James Hughes & Joseph Potter 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.

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 .

+++++
[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 _____ the sum of _____

To _____ the sum of _____

To _____ the sum of _____

Witness our hands this _____ day of _____ A. D. 188 .

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

We the undersigned viewers within named would respectfully report that after giving good and sufficient notice of the time and place of meeting for the purpose of discharging the duties assigned us, did meet in pursuance of said notice and all being present and all being first severally sworn or affirmed according to law, we viewed the grounds proposed for said road and find that a road between the points within named is necessary and have laid out and do return for public use the following road to wit Beginning at a point on the Old Rolling Stone Road near the Bridge across Rolling Stone Run thence along the Rolling Stone ~~Timber~~ Road ~~thence~~ North $34^{\circ} E. 13 p$ thence $N 39^{\circ} E 26 p$ thence ~~South~~ ^{North} $78^{\frac{1}{2}}^{\circ} E. 15.3$ thence South $77^{\circ} E. 8.6 p$ thence $S 36^{\circ} E. 21.3 p$ thence South $43^{\circ} E. 18.5 p$ thence South $50^{\circ} 4' E. 31 p$ thence South $71^{\frac{3}{4}}^{\circ} E. 5.3 p$ thence South $82^{\frac{1}{2}}^{\circ} East 5.7 p$ thence South $85^{\frac{1}{4}}^{\circ} E 6.2 p$ to post on bank of the Susquehanna River said post being 1 Perch from low water mark on a line South 20° West from the approach to the Forging on opposite side of the River We also find that a portion of the Old Rolling Stone Road has become useless and unnecessary and we have therefore vacated the same as follows to wit Beginning at the above named point on said road thence along the same North $10^{\circ} E 6.8 p$ thence North $30^{\circ} E. 11.2 p$ thence $N 35^{\circ} E. 25 p$ thence North $28^{\circ} E. 28 p$ to the Bank of the River A plot or Draft of which is herunto annexed. The land over which said road as laid out passes is owned by O. L. Schoonover and we believe he has or will not sustain any damages therefore witness our hand this 24th day of Sept A.D. 1885

J. S. 1885
James J. Hughes
E. C. Read

NOTE—In case of a Private Road, the release 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 out at the foot of their return. Reviewers cannot interfere with damages assessed by the original viewers, except so far as the location may be changed by the reviewers.
 N. B.—If the viewers believe the parties are not entitled to damages, taking into consideration the advantages as well as the disadvantages of the road, they will report to that effect.

<i>Joe Potter</i>	{ Days 1	Amount.
	{ Miles 5	
<i>Joe Hughes</i>	{ Days 1	
	{ Miles 6	
<i>Ed Ward</i>	{ Days 2	
	{ Miles 21	
	{ Days	
	{ Miles	
	{ Days	
	{ Miles	

No. 87 May Session, 1888

ORDER
 Made ~~by~~ ^{by} the

To view and ~~set~~ ^{lay out} a Road

For Public use in the township

of Cooper Clearfield county.

It is ordered that

this road be opened

33 feet wide except

where there is a tree

cutting or breaking

By the Court

Filed, 188

Fees \$1, paid by *Wm Menden*

21 Dec 1888 confirmed at

regularly by the Court

2

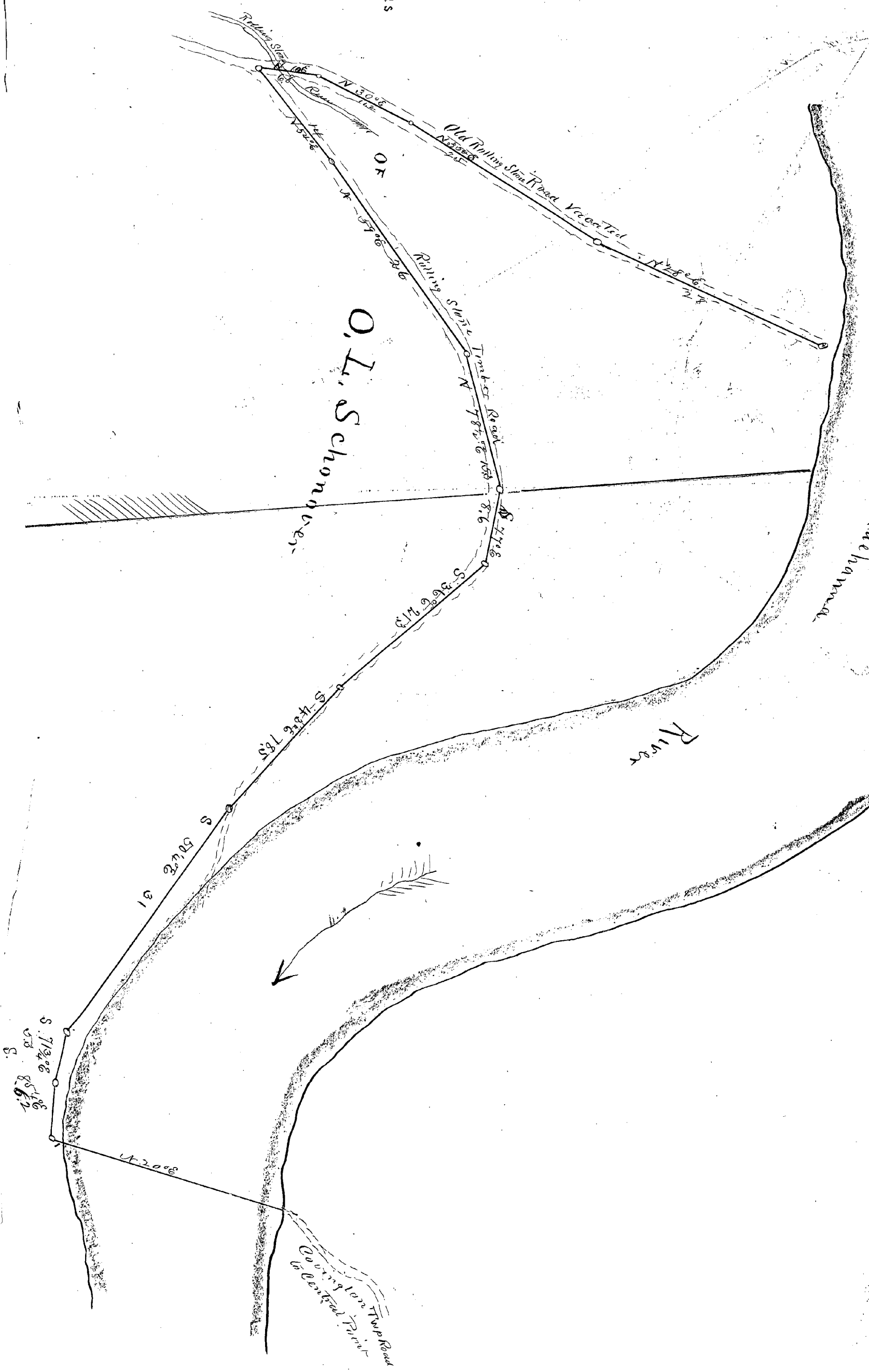
525

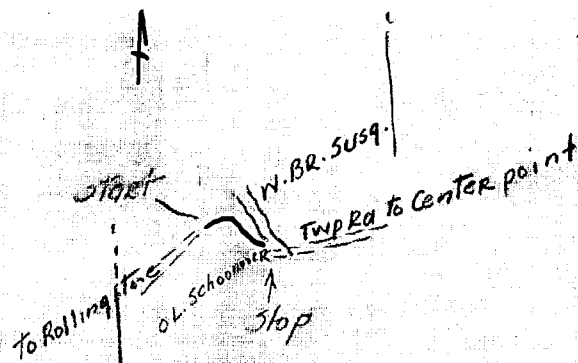
Alves

Incels

O. L. Schomaker

to Central Point
along the
Twp Road





Cooper
 Begin on Rolling Stone
 road near bridge across
 Rolling Stone creek to point
 on bank of Susq.

M Aug 21, 1885 O F
 33-Sept