

No. 10, Feby Term, 1885

View <sup>Ma</sup> Vacate  
Public Road

~~versus~~ in

Decatur <sup>Ma</sup> Boggs  
Townships

Contents:

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State of Penna

County of Clearfield ss.

Personally appeared  
before me Jas Kerr clk of Quarter Sessions E.C.  
Reed who upon being duly sworn according  
to law doth depose & say that he served  
as Surveyor on Road View no May  
Term 1885 and that he was engaged  
for a period of 15 1/2 hours in making said  
Survey and the draft attached thereto

Sworn & Subscribed }  
before me this 18<sup>th</sup> Sept }  
1885 Jas Kerr }  
C.K. }

E.C. Reed



A E Galt

J A Miller

John Smeal

J R McLaren

Osborn Graham

L Graham

Matthew Graham

Elmer Hooper

Robert McOlvin

G W Quirro

John Dillion

Gas E. Buchanan

W. Buchanan

A. Buchanan

Daniel Goss

Isaac Goss

Jacob Goss

E. Plympton

Samuel Gearhart

Isaac W. Gearhart

B. H. Gearhart

Daniel Smeal

W. B. Kett

John Lagan

John Lagan

George B. Pearson

Geo. M. Smeal

Thomas Waring

To the Judges of the Court  
of Quarter Sessions of the County  
of Clearfield State of Pennsylvania,  
The Petition of the subscribers  
~~of Biggs and Decatur Townships in said County~~  
respectfully represent: That a road  
was formerly laid out by order  
of the Court from point on  
public road near Jacob McGarren  
in Decatur Township in said County  
to public road near Merritt's  
Mill in Biggs Township in said County  
(the same known as  
Morgan Run Road) which road  
your petitioners conceive has  
become useless, inconvenient  
and burdensome. Your petitioners  
therefore pray the Court that the  
same road may be vacated.  
Name \_\_\_\_\_ Name \_\_\_\_\_

Emoch McGarren  
Jacob McGarren  
Wesley B. Mc  
Dwight Mc  
Amos Mc  
J. B. Mc  
James Mc  
Frank Bush  
Edmund Good  
J. H. Kyle  
E. J. Goff  
John Tacey

G. J. Linnard  
A. R. Lilegal  
J. A. Good  
Gerrit Lass  
John Ross  
Wesley B. Linnard  
Alex. M. Kapp  
L. R. Wap  
John Coffey  
D. D. Moller  
H. E. East  
J. W. T. East

# 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 16th day of Feby, A. D. 1885, before Judges of said Court, upon a petition of sundry inhabitants of the township of Decatur <sup>vs</sup> Boggs, in said county, setting forth that a road was formally

laid out by Order of Court from a point on public road near Jacob McFarren, in Decatur Tp, to public road near Merritt's Mill in Boggs Tp. (the same known as Morgan Run Road) which road your petitioners conceive has become useless inconvenient <sup>vs</sup> burdensome. Your petitioners pray the Court that the said road may be vacated.

and therefore praying the Court to appoint proper persons to view and lay out the same according to law,

whereupon the Court, upon due consideration had of the premises, do order and appoint

E. L. Read Jesse Ross <sup>vs</sup> Jacob Mock 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 .

\_\_\_\_\_  
D. S.

\_\_\_\_\_  
D. S.

\_\_\_\_\_  
D. S.

\_\_\_\_\_  
D. 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 in & for the County of Clearfield Pa

We the undersigned Viewers appointed by your  
Honors to view and vacate the Road within name  
Hould Respectfully report that after giving full  
and sufficient notice as required by law, of the  
time and place of meeting, did meet in pursuance  
of said notice and all being present were severally sworn  
according to law and have viewed the said road within  
mentioned and find that said road is unnecessary for  
public use and burdensome to the inhabitants of the said  
townships of Bogge & Decatur and therefore ought to be  
vacated, and we have vacated said road as follows  
viz beginning at a point on Public Road near Jacob McFarren  
in Decatur Twp. Thence N 42° 34' W. 15 p. N 52° E. 20 p. N 87° 20' W  
N 38° 14' W 34 N 40° W 29 p. N 31° 11' W 45 N 13° 5' N 31° 4' W 18 p N 18° 4'  
N 14° 30' W 14° 11' 18 N 26° 11' 9 1/2 p. N 45° W 9 N 24° W 22 1/2  
to line between Decatur & Bogge Twp's thence N 25°  
W 21 p. N 20° W 12.5 N 60° W 30 N 71° 1/2 W 15 p. N 60° W  
17 1/2 p. N 28° 3/4 W 19 N 7° E 22.5 N 19° E 15 p. N 7° E 18 feet 20  
E 18 p. N 3° W 14.5 N 30° 1/2 W 18.5 N 47° 1/2 W (Crossing Bush  
Run at 10 p.) 19 p. N 54° W 30.5 N 48° 1/2 W 34 p. N 17° 1/2 W  
29.5 p. N 10° W 31.4 N 4° 3/4 W 53 p. N 6° E 24 N 16° E 37 p. N 6° E  
32 N 28° E 21.8 N 34° 1/2 W 16.5 N 26° E 45 N 27° E (Crossing  
Morgan Run at 6 p.) 30 p. N 28° E 11 p. N 8° W 16 N 18°  
N 22° N 41° W 20.6 N 39° 1/2 W 48 N 23° W 11.5 N 33° 1/2 W 16 1/2 p.  
N 46° W 17.3 N 53° W 20.5 N 61° W 24 p. N 47° W 26 N 33° W 63 N 9° W  
17.5 N 10° E 14.4 N 38° E 22.4 N 5° E 15.6 N 40° W 18 N 40° 1/2 W 16.5 N 33°  
N 21° W to point on Public Road leading from Minto mill to Saurborn  
A plot of which is here annexed.

Witness our hands this 27 Day of April A.D. 1885

E. C. Read  
Jacob Lrock  
Jesse Gott



NOTE.—In case of a Private Road, the referee must be  
 selected by the parties, or by the referee, and the number of days  
 completed and set the amount out of the road of their return.  
 Reviewers cannot interfere with damages assessed by  
 the original referees, except so far as the location may be  
 changed by the referees, where 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.

Quakers { Days 2 Amount  
 Miles 6 4.60

Just Monk { Days 2  
 Miles 6 4.50

Oriskany { Days 3 Days 3  
 Miles 18 Miles 18

Jonath McGowan { Days 1 Miles 1 1.50

George B. B. Miles 1 1.50

11 May 1885. Per the  
 three as above  
 By Wm. T. Court

No. 10 July Session, 1885

**ORDER**

To view and ~~fix~~ <sup>locate</sup> a Road

For Public use in the townships  
 of ~~13090~~ Clearfield county.

11 May 1885 confirmed

By J. S. Peticola

26 Dec 1885 confirmed

absolutely

By Wm. T. Court

Filed 11 May 1885

Per \$1.25 paid by

