

No. 8, Feb Term, 1886

Private Road

versus

Bigler Township

Contents:

To the Honorable the Judges of the Court  
of Quarter Sessions of the County of Clear-  
field.

The petitioner, Harrison Davis of said  
County, respectfully represents, that your  
petitioner labors under great inconvenience  
for want of a private road, to lead <sup>from</sup> his  
house in Bigler Township to a point at  
or near the terminus of Church Street  
in the Borough of Clearfield in said County;  
and also for a private road to lead  
from his house to a point near where Hickory  
Run crosses the public road leading from  
Clearfield westward, the therefore prays  
the Court to appoint proper persons to  
view and lay out said roads, and he  
will ever pray etc.

Names.

Names.

C. C. Ball	John Eckel
Joseph Tenny	J. B. Green
Samuel Whiteside	A. C. Shott
Isaac Hegarty	John D. Whiteside
Boaz Chapman	
H. Parrish	
Peter Patches	
C. Y. Wilson	
Sam M. Calhoun	
Jacob Lopenhaver	
S. S. Kunkle	

No 8 Day of 1886

Retaliation of Harrison  
Davis for Private Road  
in Roger Davis.

Was born May 22, 1850.  
The author is a physician and  
practiced and taught  
in Indianapolis, Ind. & C.  
Practiced a large & busy  
business and enjoyed  
success to such a marked  
extent as may have

By Wm. Court

D. 2. July

1886

Filed 22 "July 1886

To the Honorable the Judges within Named  
We the persons appointed by the within order of  
Court to view and lay out the road therein mentioned  
after being affirmed according to law, do report  
that in pursuance of Said order we have Viewed and  
laid out, and do return for private use the  
following road; (the same to be twenty feet wide)

To wit Beginning at the House of H. H. Davis in  
the Township of Bigler in Said County  
Thence S - 10° - E - 25 - Pn through improved land  
Thence S - 38° - E - 10 - " Woodland  
Thence S - 28 - E - 8 1/2 " " "  
Thence S - 42 1/2 - E - 10 " "  
Thence S - 40 1/2 - E - 12 " "  
Thence S - 51 - E - 12 1/2 " "  
Thence S - 24 - E - 12 " "  
Thence S - 8 - E - 12 1/2 " "  
Thence S - 25 1/2 - E - 16 " "  
Thence S - 32 1/2 - E - 10 " "  
Thence S - 26 - E - 12 " "  
Thence S - 21 - E - 4 1/2 " "  
Thence S - 41 1/2 - E - 10 1/2 " "  
Thence S - 31 1/2 - E - 29 " through improved land to  
an apple tree at intersection of Public road leading from  
Glenhope to Hontzdale near Hickory Run

Sept 4" 1886

Protester  
of C Hatchett  
Jac Alexander

# 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 22<sup>d</sup> day of Feby, A. D. 1886, before Judges of said Court, upon a petition of sundry inhabitants of the township of Beigler, <sup>to Ball of</sup> in said county, setting forth that they labor under

great inconvenience for want of a private road to lead from his house in Beigler Township to a point at or near the terminus of Church Street in the Borough of Slem Hope in said County and also for a private road to lead from his house to a point near where Hickory Run crosses the public road leading from Slem Hope to Houtdale.

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

Mr. Luther, & Co. Patchee and Joseph Alexander

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 sealed lands through which the within road is intended to pass, of the time of the view, according to the 14<sup>th</sup> 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 .

NOTE.—In case of a Private Road, the referee 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  
clerked by the viewers.  
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.

*M. L. Luther* { Days  $2\frac{1}{2}$  Amount.  
{ Miles  $4\frac{1}{2}$   $\$14.25$

*C. Patcham* { Days 2 Miles 2  $4.12$

*Jas. Shamba* { Days 2 Miles 4  $4.24$

{ Days .....  
{ Miles .....  
{ Days .....  
{ Miles .....  
.....

No. 8 July Sessions, 1886

**ORDER**

To view and Lay out a Road  
For *Pelletage* in the township  
of *Pigler* Clearfield county.

Done May 18<sup>th</sup> 1886  
the viewers of the  
certain viewers em-  
ployed to mark  
same—

By the Clerk  
W. L. Krebs

Know Septem, 1886 The  
certain report road confirming the  
referees to have road to open  
2 feet wide the entire distance of  
traversing Spring Branch Ridge Point  
by the petitioner W. L. Krebs

Filed 25 Sept., 1886

Fees \$1, paid by J. G. Harrold

W. L. Krebs