

No. 10, May 28th Term, 1886

Rd. Docket #3 - Page 199

Public Road

VERSUS in

Ferguson Township

Contents:

No 10 May 28 1886

Petition of citizens of Ferguson
Township for public road
in Ferguson Township from
a point in public road at the
Stony Point school house to a
point in public road at the
residence of R. H. Moore in
the village of Merriamoon

Filed 19 May 1886

Now 9th May 1886. Petition
read and referred to W. D. ~~Belcher~~
Surveyor, John Owens, John G.
Wenner, owners to new report
to the next term of Court

By Mr. Court
52. Kurby
pf

Now 28th July 1886, Thos. W. Moore
substituted as surveyor instead
of W. D. Belcher who declines to come

By Mr. Court

 W. D. Belcher

To the Honorable the Judges of the Court of Quarter Sessions in and for the County of Charfield.

The petition of the undersigned, inhabitants of the township of Fergusson, in said county, respectfully sheweth: That your petitioners labor under great inconveniences for want of a public road or highway, to lead from a point in the public road at the Stony Point school-house to a point in the public road at the residence of R. H. Moore in the village of Kerrmoon and to be wholly within the township of Fergusson. And your 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

N. A. Fergusson

R. H. Moore

R. H. Moore

W. F. Tozer

J. E. Martin

Joseph Wilkinson

D. R. Newcomb

J. M. Evans

E. H. Fergusson

D. C. McCracken

John R. Seader

A. L. Williams

J. B. Watts

Warren W. Bell

George Strain

Lewis McCracken

Anthony Hill Jr

Geo. C. Huston

P. Lloyd

CLEARFIELD COUNTY, SS:5

At a Court of Quarter Sessions of the Peace of the county of
Clearfield, held at Clearfield, in and for said county, on the
19th day of May, A. D. 1886,

before Judges of said Court, upon a petition of sundry inhab-
itants of the township of Ferguson, in

said county, setting forth that they labor under

Great inconvenience for want of a Public road
or highway to lead from a point in the public road
or highway at the Stony point School House
to a point in the Public road at the residence
of R H Moore in the Village of Kerr Moor

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
Thos H Moore, Mo Owen and Mo F Weaver
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 enseatling 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 review 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.

Cost #165	Days 2	Amount
John Burns	Miles 22	\$10.20
Ed. W. Brown	Days 1	
	Miles 16	\$3.60
John Burns	Days #189	\$2.60
	Miles 8	
Allen W. Brown	Days 1	
	Miles —	\$1.50
Serials Thacker	Days 1	
	Miles —	\$1.50

No. 10 may Session, 1886

ORDER

To view and lay out a Road
 For Public use in the township
 of Deaguer Clearfield county.

Sept Term 1886 Read and
 turned the said order and
 that the road laid out to extend
 3 1/2 feet wide except where there
 is a side hill cutting bringing in
 the track and where is the 16 1/2
 feet wide. By the Court

By the Court
 continued by the Court

By the Court
 Filed 31 "Aug 1886

Fees \$1.25, paid by B. Bee

Opening given to
21 Jan 1887

Bee

To the Honorable Judges of the court of Quar-
ter Sessions of Clearfield county

We the undersigned Viewers appointed by the foregoing Order of Court to view the Road therein described, do Report That in pursuance of said Order after first having given due notice of the time and place of Meeting by written and printed Advertisements put up according to Law, and also notice having been given to owners and occupants of lands through which said Road was intended to pass - we all met and being first duly Affirmed. we having viewed the ground are of the opinion that said Road is very much needed. and have laid out the same by the following courses and distances to-wit. Beginning at the intersection of a Street with the Lumbercity and Ansonville Road, and between lots of Jas Owens and William Sterling in the Town of Kernmoorthence along said Street North Fifty four (54) degrees East. Forty two & eight tenths (42.8) perches to centre of a cross Street; Thence through land of the Clearfield Lumber Co. & land of Allen W Morn South fifty two & one half (52½) degrees East Thirteen (13) perches. South sixty seven and three fourths (67¾) degree East. Eight & one half (8.5) perches. South Eighty four & one half (84½) degrees East. Eight & one half (8.5) perches. South Eighty four & one half (84½) degrees East. Eight & one half (8.5) perches. South Eighty four & one half (84½) degrees East. Eight & one half (8.5) perches.

degrees East twenty two & one half (22.5) perches
North. Sixty five & one half ($65\frac{1}{2}$) degrees East
Four (4) Perches to line of Allen & Moore and the
Clearfield Lumber Co. Thence by the same North
Fifty four (54) degrees East. Ninety four & one half
(94.5) Perches. to a Birch nearly on the line of
Alexander Fergusons. land. Thence through same
North seventy four & one fourth ($74\frac{1}{4}$) degrees East
Six perches. North Sixty five (65) degrees East
Eighteen (18) perches. North twenty three & one half
($23\frac{1}{2}$) degrees East. Ten & eight tenths (10.8) perches
North fifty three & one fourth ($53\frac{1}{4}$) degrees East
Eleven & two tenths (11.2) perches to a Beech - Thence
North Six (6) Degrees East. Twenty six (26) perches
Thence through land of Lewis McCracken. South
Eighty two (82) degrees East one (1) perch. Thence
South twenty three (23) degrees East. Eighteen and
one half - (18.5) Perches. South thirty two (32)
degrees East. Nine (9) perches. South Forty
seven & one half ($47\frac{1}{2}$) degrees East. Four (4)
Perches. South Fifty six (56) degrees East. Twenty
two (22) Perches. South seventy two. (72) degrees
East. Five and six-tenths (5.6) Perches. Thence North
Sixty nine & three fourths ($69\frac{3}{4}$) degrees East. Forty
Six (46) Perches. to line of Thomas Morris. Thence
along the same. North twelve (12) degrees west
Six & eight-tenths (6.8) perches. Thence through land
of Thos Morris and along lane. South Eighty
nine & one half (89.5) degrees East Thirty four

(34) Perches, North eighty one half ($80\frac{1}{2}$) Degrees East, Eleven & four tenths Perches, North Sixty-six (66) Degrees East, Seven & six tenths (7.6) Perches, North Forty one (41) Degrees East, Twenty (20) perches, North Eighteen & one half degrees West, Fifteen & eight-tenths (15.8) perches, North one & one half Degrees East Twenty (20) perches, North twelve & one half ($12\frac{1}{2}$) degrees East Forty seven & six tenths (47.6) Perches, to line of Alfred M^r Crocker, Thence through land of the same North Fifty nine (59) degrees East, Thirteen & two tenths (13.2) perches to a Chestnut, North Seventy five & one half ($75\frac{1}{2}$) degrees East, Eighteen (18) Perches, Thence North fifteen & one half ($15\frac{1}{2}$) degrees West Twenty four (24) Perches to the Road leading from Lumber City to New Millport, a Plot or Draft of which we herewith annex, and also Report that no Damages were claimed by any one except Alfred M^r Crocker, and we are of the opinion that he is not entitled to any Damages as he wants the Road and the advantages, we think, to him more than balances the damages, all of which we submit &c
In witness whereof we have herewith set our hands this 24th day of August AD 1886—

{ Thos W. Moore
J. H. Marra
Viewers

