

No. 11, Sep. Term, 1886

Vacate or Supply

Public road in

versus

Lawrence & Price Township

M.G.

Contents:

Rd 3 P 220

Se James McPherson

To the Honorable the judges of the Court of Quarter Sessions of the Peace in and for said County of Clearfield

The petition of the undersigned inhabitants of the Townships of Lawrence & Rete in said County Respectfully sheweth that your petitioners labor under great inconvenience for want of a public road or highway to lead from the point near the farm of Jacob E. Barger in Rete Township to a point at or near the Fullerton Mill in Rete Township and to Vacate & supply a road leading from the farm of Jonathan Ogden to the Fullerton Mill 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 to

Names

Jacob E. Barger
A. M. Person
Henry Miller
F. G. Henry

James Orr
Joseph Watson
J. D. Beamer
J. A. Fetter
D. C. Thompson
A. H. Kealey
W. B. Blaurock
Jonathan Ogden

Names

H. Orr
R. G. Carlton
A. B. Washburn
H. C. Orr
J. H. Thompson
B. R. Barn
M. D. Jayhaw
J. S. Watson
Joseph. Bailey

Names

Order of Officers of Public Road

Order of Officers of
Lake & Lawrence
ships acting for various
branches and supply that
the road from the town of
Jonathan or desire same
township the Bellota
miles in Lake township

Rite & Lawrence
Treasurers

Nov 15 Sept 1886, petitioned
and decided and - Reckon
Mr. Clark Henry E. C.
Reed -
are appointed commissioners
and make report at next
term.

By the Court

John H. C.

Reed

Clearfield County, ss:

At a Court of Quarter Sessions of the Peace of the county of Clearfield, Pennsylvania, held at Clearfield, in and for said county, on the 16th day of

Sept

, A. D. 1886, before Judges

of said Court, upon a petition of sundry inhabitants of the townships of Lawrence & Pitts, in

said county, setting forth that the labor under

great inconvenience for want of a public road or highway to lead from a point near the farm of Jacob & Daugler in Pitts Township to a point as or near the Fullerton Mill in Pitts Tp, and to Vacate a road leading from to Jonathan Ogden's to the Fullerton Mill

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 Elbridge Read, Uriah Henry and Reuben

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 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, release 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



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:

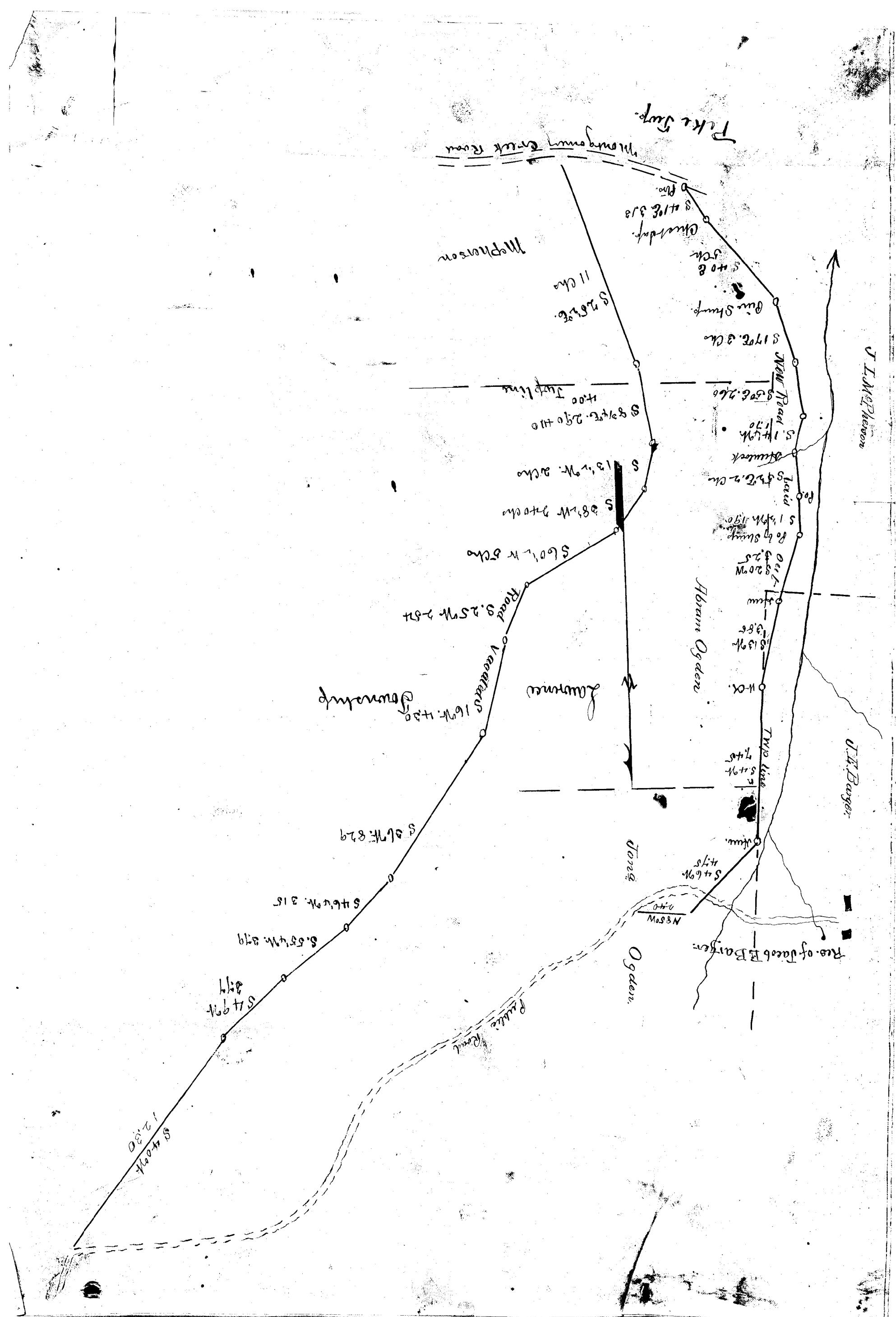
To the sum of

To the sum of

To the sum of

Witness our hands this day of

A. D. 188



To The Honorable, The Judges of the
of Quarter Sessions of Chester Co Pa

We the undersigned viewers appointed by the
within order of Court Respectfully report

that after giving good & sufficient notice
of the time & place off holding said view as required by
Law. We two of us viz. Wm. Read & C. Read
met in Pursuance of said notice on Sat
the 4th of Dec. 1886. After being first separately shown or affirming acc'ts
the same but adjourned on account of the absence of
Reuben Hall, until Monday the 6th day of Dec. when in
pursuance of adjournment we all met and Reuben Hall
being then affained according to Law we all went upon the
premises within mentioned and viewed the same & find
that a Public Road is necessary between the farm of Jacob E.
Barger and the Fullerton Mill in Pike Twp. is necessary
and we have laid out & do now return for Public use
the following Road to wit - Beginning at a Corner on the said
Road on lands of Jonathan Organ then through unimproved
lands of said Organ then North 85° West 3.40 Chs to a post
then South 46° N. 4.75 Chs to a fence on line of Jonathan Organ
& Jacob E. Barger being also the line between Lawrence & Pike
Twp's then along said line South 47° N. 7.45 Chs to a White oak tree
thru a land of John Barger & 13° N. 3.80 to a dead Hemlock then
8.30° N. Crossing line of Barger & J. M. Pearson at 55° N. Chs - 3.25 Chs to
a post by a stump then on land of J. M. Pearson then continuing
on said land S 13° W. 1.90 Chs to a Post. S 53° E. 2 Chs to a Hemlock S.
144° N. 1.70 Chs to a post S 50° E. 2.60 Chs to a Hemlock S 17° E. 3 Chs
to a pine stump then S 40° E. 5 Chs to a chest sapling
48° 41° E. 31.3 Chs to a point on the Montgomery Creek
road. The foregoing described road being all laid up upon wild
& unimproved land we are of the opinion that the several owners of
land above which the same is laid will not sustain any damage therefrom
we have also viewed the old road leading from Jonathan Organ's
to the Fullerton Mill in Pike Twp. and find the same to
be useless inconvenient and burdensome and we have therefore
vacated the same Beginning at a Corner on said Road near the
residence of said Organ then along said road within mentioned
S 40° N. 12.30 Chs. S 49° N. 3.77 Chs. S 55° N. 3.99 Chs. S 46° N. 3.15 Chs
S 36° N. 8.29 Chs. S 16° N. 4.30 Chs. S 25° N. 2.54 Chs. S 60° N. 3 Chs
S 38° N. N. 2.40 Chs. S 13° N. 2 Chs. S 83° N. 2.90 Chs to line between
Lawrence & Pike Twp's then continuing same course the
additional distance of 10 Chs the 5 25° E. 11 chains to
a point on the Montgomery Creek Road above the Fullerton Mill

A Plot or Draft of the above described roads
being hereunto annexed, witness our hands the 6th day of Dec
A.D. 1886.

E. C. Read
Wm. Read
Reuben Hall

Note.—In case of protest and the referee must be excused of all or part of the amount, the referee will carefully note the number of days and the amount of money paid to him for the return of the original papers, except so far as relate to any damage to the referee's papers. N.B.—If the referee to the parties to the protest and entitled to damages, to the referee, he must deduct the amount of the same as well as the amount of the road duty will report to the referee.

No. 11 Sept Sessions, 1886

Amount.

Days 2

Amount.

Days 10

ORDER
To view and lay out a Road
For Public use in the townships
of Pine & Lawrence Clearfield Co.
Now July, 1887 Run and
Confined in size, and it is ordered
that the same be opened 33 feet
wide everywhere where it is necessary
Cutting or brushin' then take 16
feet wide. B. in Co.

Magisterial District of Franklin
absolutely off the County

Filed 1st dece 1886
Fees \$1.25 paid by Shry.