

No. 14, May Term, 1886

Vacate ~~in~~ Supply
Public Road

versus ~~in~~

The Borough of
Newburgh

Contents:

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To the Honorable the judges of the Court of Quarter Sessions
of Clearfield County:

The petition of the undersigned, citizens of the Borough of
Newburg, in said County respectfully represents:

That they labor under great inconvenience for want of a public
road, to begin at a point on Wilson Run, where the public road
leading from said run, and from Newburg, to Ferguson Township,
crosses said run in said Borough, thence by a direction nearly due
East, across the Clearfield and Jefferson County Railroad, to a
point, on the said public road, about five rods East of said Rail-
road, *in said Borough.*
Your petitioners therefore pray the Court to appoint qual-
ified persons, according to law, to view the ground proposed for
said road, and if they should see occasion to lay out the same, to
inquire of and vacate that part of the public road now open from
the starting point of the proposed road, to where the same would
be intersected by the proposed new road; which public road, now
opened, will, by reason of the laying out of the proposed road be-
come useless; and make report of the proceedings to the next Court:
And they will etc.

Names

Gilbert Tozer
E. C. Hunter
W. E. Threlk
E. B. Coleman
E. W. Murray
David Hildebrand
G. J. Lathau
J. M. Miller

Names

E. Hildebrand
John Mc Donough
Thos Ellis
J. W. Breech
J. H. Worner
Geo. Phorrell
E. E. Benson
Will Hunter

R P Mr. Goodin. Jr
Daniel O. Daniel
John. L. Jr
B. S. Cronell
J. L. Lottrell
Harry Ross
Charles M. Masters
G. W. Foxe
Geo. Baker
Thomas M. Masters

14 May 1886

William J. Edgar,
Festering Hill,
Haverhill, Mass.
My dear party,
I have received in
your letter from
to a report of the
to the H. H. H.
and sent to the
Haverhill and H.
son, W. J. Edgar,
New Britain, Mass.
The Committee
and the H. H. H.
Haverhill, Mass.
at West Haven.

Friday May 1886

By Mrs. T. J. Edgar
Haverhill, Mass.

NEWBURG E

start BORO
-
stop

Clearfield Co., Boro of Newburg.
Conf. Absol. 1886.
33 ft. - $16\frac{1}{2}$ ft.

Beginning in center of Street
leading East from the village of
Newburg - across Wilson Run - across
The Clfd. - Jefferson R.R. to the
public road leading from Newburg
to Ferguson Twp.

C

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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 17th day of May, A. D. 1886, before Judges of said Court, upon a petition of sundry inhabitants of the township of borough of Newburg, in said county, setting forth that They labor under great

inconvenience for want of a Public road leading to begin at a point on Wilson Run - where the public road leading from said run & from Newburg to Ferguson Gap crosses said run in said Borough then by a direction nearly due east across the Clearfield and Jefferson County railroad to a point on the said Public road about five rods east of said Railroad in said borough - Your petitioners therefore pray the Court to appoint qualified persons according to law to view the ground proposed & if they see occasion to lay out the same to inquire of and vacate the part of the Public road now open from the starting point, & where the same would be intersected by the proposed New road

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, & make report thereof according to law -

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

W. S. Mahaffey John M. Riddle & H. H. Moore 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 en sealing 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 Judges of the Court of
Quarter Sessions of Clearfield county

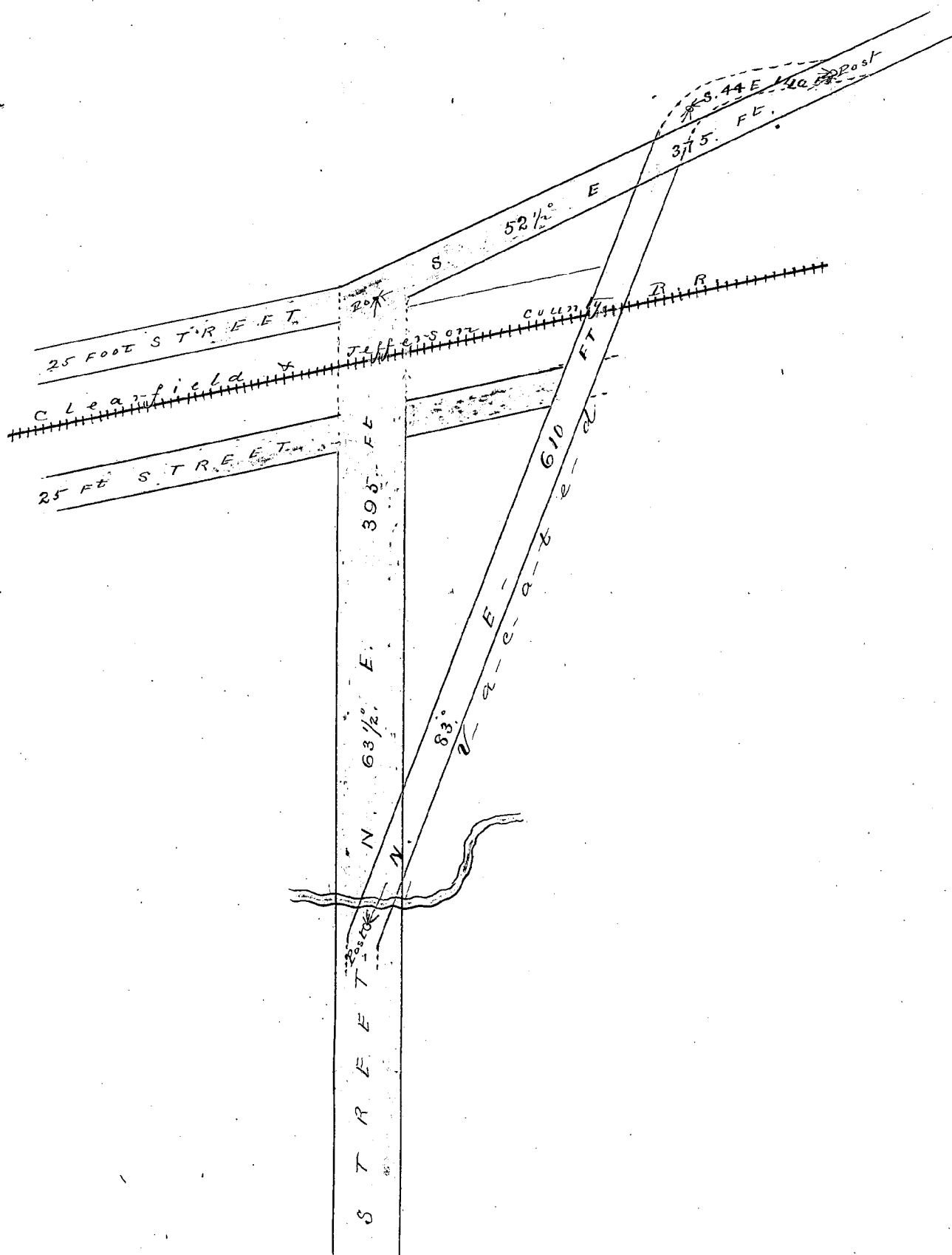
We the undersigned Viewers appointed by the foregoing Order of Court to View the road therein described. Do Report - that in pursuance of said appointment, after having first given due notice by written and printed advertisements of the time and place of meeting and also having given notice to owners and occupants of land through which said road ^{and being duly affirmed} was intended to pass of the same. We all met, and having viewed said proposed route we are of the opinion that the prayer of said Petitioners should be granted. we have therefore viewed laid out and do return - for Public use the following road - viz -

Beginning at a point in the centre of street leading east from the ~~Borough~~ of Newburg and about twenty five feet west of the Bridge across Wilsons Run. Thence North sixty three degrees and thirty minutes East. Three hundred & ninety five (395) feet. across the Clearfield & Jefferson Co Rail Road, Thence South fifty two degrees and thirty minutes East. three hundred and seventy five (375) feet to a point on Public road leading from Newburg Borough to Ferguson Township

And we hereby vacate all that part of said Public road now in use, between the Points hereinbefore described. Beginning at the Point: twenty five feet west of Wilsons Run Bridge thence North eighty three degrees West Six hundred & ten (610) feet. Thence South forty four degrees East: One Hundred and forty (140) feet to a Post: a Plot or Draft of which we hereunto annex. And having enquired as to the damage resulting to any one by reason of the laying out said road, have ascertained that no damage results to any one

In witness whereof we have hereunto set our hands this 17th day of August. AD. 1886.

Thos. W. Moore
John M. Riddle
Wm. Macaffy
Viewers



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.

Car #165	Days 1	Amount
Car #165	Miles 16	\$ 5.60
Car #165	Days 1	
Car #165	Miles 2.00	
Car #165	Days 1	
Car #165	Miles 2.00	

No. 14 7704 Session, 1886

ORDER

Do hereby certify that a Road
 To view and lay out a Road
 For Public use in the township
 of Newburg Clearfield county.

Sept Term, 1886, Read and
 confirmed the Deed of the said
 Noble and his heirs, be opened
 33 feet wide except where there
 is a side hill cutting embankment
 or bridge where the same shall
 be 16 1/2 feet wide

By the Court

See Sep, 1886 Confirmed also
 Deed. By the Court

Filed 31 Aug, 1886
 Fees \$1.25 paid by Th. D. C. C. C.

Th. D. C. C. C.