

No. 3, December Term, 1887

Public Road

versus

Decatur Town

Contents:

12/1/1974 8:57, E.C. Read. Mag. No 3200087889

Rever. Dr. B. Copeland are

appointed never to view

whether necessarily have

Archiv für
Psychologie

Petition for Probate

My dear Mr. & Mrs. T. G. Jackson
W.R. Tracy, Garrison, Cleaveland
as

८

1

County, Pa., is being used
as a prison in Butler.

at a point in public
ground leading from

road leading from
Ossawatomie to Fishtrap

Described to the forest
on banks of Boston.

On lands of Costello,
Shay, and McNamee.

July and remain
Supt. and to end

at a power in India
which hinders some
of the progress of
the country.

Wach wiedergew. Junc.
Oscularia 6. Sp. mit 2. Bl. abw.

Salient in improving
choral music of
the U. S. Army.

William Green.

574

375
Held's "Seph" 1887

Med 12: Sep 1887

Mr. ~~Mr.~~

John Wirtz senior

John S. Bateman

Robert Gowers

Edmund Ashworth

William S. Williams

P. St. in Alder -

Michael Cairns

Patrick Duggan x

Thomas Magee Bennett

W. H. Green

J. Peirce

William L. Thomas x

James P. -

Walter Kephart

John Charlton x

Richard Barnes

John Stalder

✓ Paul Staud

George Williamson

✓ J. Boone

✓ Ward S. H.

William Fiske

John Carson

✓ Wm. Burns

John S. Bixby -

Thomas Priestley, +
Richard Kelland
William Hicks +
John Dil
Grimshaw, Jan
E I Gwyer
George Harris

James McCaffery,
Andrew Taylor
Samuel S. Battman his mark x
Frank Bulman
Michael Shorowz
Henry Wright

To the Honorable David L. Kehs, President,
and his Associate Judges of the Court of Common
Pleas, of the County of Clearfield at May Session
1886. The petition of ~~divine inhabitants of the township~~
of Decatur and parts adjacent in the said
County respectfully shows

That your petitioners labor under great
inconvenience for want of a road beginning
at a public road leading from Occlusa
to Fish Town on the Lands of John G.
Shuff & Rendina extending thence ~~up the~~
~~down the~~ ~~and later~~ until it intersects
Public road leading from Occlusa to Philips-
burg near the Lands of William Green
in said Township. Your petitioners there-
fore respectfully pray your Honors to
appoint proper persons to view and lay out
the same according to Law And if your
Petitioners will ever pray

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 12th day of

September, A. D. 1887, before Judges of said Court, upon a petition of sundry inhabitants of the township of Deeester, in

said county, setting forth that they labor under

great inconvenience for want of a public road.
To begin at a point in public road leading from
Oester to Fishtown on lands of John H. Stoff and
Borden Custer and to end at a point in public
road leading from Oester to Philipsburg at or
near lands of William Green.

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, and make report at next Session whereupon the Court, upon due consideration had of the premises, do order and appoint D. S. Cofield and McLean Recem & C. Reed 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.

 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 Judge of the Court of
Quarter Sessions of Clarfield Co Pa

We the undersigned (two of the owners within named)
respectfully report that after giving notice of
the time and place of meeting for public view as required
by law, we met in pursuance of said notice
and after each being first severally sworn according
to Law we have viewed the premises within
named and are of the opinion that a public
road between the points within named is not neces-
sary. We are of the opinion that a private road over
about one-fourth of the distance between said points
within named ~~will~~ ^{further} supply all necessity ~~for~~ ^{for} now
existing for a Road but as the line between the property
of the Petitioners is in dispute and likely to be changed
considerably we are of the opinion that it would not
be proper for us to lay out a private road at this time

Witness our hands this 30th day of April AD 1888

Emery C Read
William Peary

NOTE 5.—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, the other viewers cannot interfere with damages assessed by the viewers, excepting for the location may be changed by
X. B.— If the viewers believe the parties are not entitled to damages, taking into consideration the advantages and disadvantages of the road, they will report to that effect.

NOTE 6.—In case of a private road, the release must be executed in favor of the petitioner for said road.
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X. B.— If the viewers believe the parties are not entitled to damages, taking into consideration the advantages and disadvantages of the road, they will report to that effect.

No. 3 Allee Sessions, 1887

ORDER

Allee Sessions { Days 1
Miles 3 \$2.00
Allee Sessions { Days 2
Miles 3 \$10.00

Amount.

To view and lay out a Road
For Rattusse in the township
of Helestan, Clearfield Co.

1/12 mile long on the
line from Johns.

Due now day 6/1888

Costs, of Helestan in
this Case are enlarged
to next term.

B. H. Allee

W. H. Allee & Son
Conformed
By the County

Rec'd cost confirmed
above By Mr. Crut

Filed 7th May, 1880
Fees \$1.75 paid by Allee
Accompt made