

No.

1, May 28

Term, 1889

Pet, Burgess Council

COMMONWEALTH

~~VERSUS~~

of
Glen Hope

Contents:

To Honorable D. L. Krebs, Judge of the Court of Quarter Sessions of Clearfield County, Pennsylvania.

The petition of the undersigned, Burgess and Town Council of the Borough of Glen Hope, in the County of Clearfield, respectfully represents:

That said Borough of Glen Hope was duly incorporated under the laws of this Commonwealth, and is subject to the general Borough laws of this Commonwealth, approved 2nd April, 1851, and that a plot or draft of said Borough is filed of record in your said Court, and is hereby referred to and made a part hereof; that a certain alley was plotted and designated upon the plan of said Borough, called Pine Street Alley

That at a regular meeting of the Borough Council, held November 3rd, 1888, it was resolved that said alley be opened for public use, from Spruce Street to Pine Street, along lots No. 23, 24, 25 and 26; said alley to be 16 feet wide, in accordance with the plot or plan of said Borough.

Your petitioners therefore pray the Court to appoint seven disinterested freeholders of the said Borough, who after being first sworn or affirmed to perform their duties with impartiality and fidelity, shall view the premises described in this petition, having regard both to the advantage and disadvantage caused to the several properties along the line and adjoining said alley, and shall assess and allow all persons injured thereby, such damages as they shall have sustained, over and above all advantages, and who shall also make

assessments for contribution upon all such persons as shall
be benefitted by the opening of said alley, and shall make
report thereof to the Court at its next term.

And they will ever pray.

E C Haley

Witness

Council Men

Isiah Haines

Sam M Caldwell

Geo Cooper

Am Wright

Henderson

Wm Hollingsworth

Attest

Sam M Caldwell

Shurt

No. 1 17th Sep 1889

Petition of the
less of the road
to open part of

Alley
in Glass Clough Road

And now 4 Feb 1889 Petition
presented and thereupon John
Pratt. M. O'Rumery John Dotts
of Chicago. R. Rex. W. Groom and
Ed. Merrifield are appointed
to view and appraise the same
if any report to the Court
in accordance with the statute
in such cases provided

My the Court
Dated 4 Feb 1889

Filed 4 Feb 1889

W. H. H. H.

To The Honorable The Judges of the Court of
Quarter Session of Clearfield County Pa

by We the undersigned commissioners appointed
your Honorable Court to view the premises
described in the annexed petition for the
opening of apple alley from Spruce Street to
Pine Street in said Borough of Glendhope
along lots Number 23 24 25 & 26 as in the said
annexed order of Court mentioned after having
given due and proper notice according to law
by handbills conspicuously posted and by
personal notice to the owners of the lots to be
affected by the opening of said alley and
having met on the premises on the Tenth
(10) day of April A D 1889 in pursuance of
our appointment and of the public notice of
the time and place of meeting as aforesaid
and having been all duly sworn or affirmed
to perform our duties with impartiality
and fidelity and in accordance with the act
of Assembly in such cases made and provided
we do respectfully report

That be hereinafter there was laid out upon
the original plat of said borough an alley
called apple alley extending from Spruce
Street to Pine Street That said alley was
originally intended to be sixteen feet (16) wide
and we having viewed the grounds where
said proposed alley is located we then plotted
and laid out said alley to be opened sixteen
(16) feet wide beginning at Spruce Street thence
along lots Number 23 24 25 and 26 then
thence and six feet (6) to Pine Street

This alley affects the lots of the Metz estate
by taking the whole alley of the lands of the
said estate of Metz and

And we do further report that we have endeavored to procure from said Metz estate a release in writing of all claims for damage that may arise from the opening of the same but said heirs refuse to give said release.

Therefore we have taken into consideration the advantages and disadvantages to be derived from the opening of said alley and in our opinion the said MC Metz estate will sustain damages by reason of the opening of said alley to the amount of seventeen ⁵⁰/₁₀₀ dollars.

And we do further conclude and report that the said MC Metz estate will be benefited by the opening and extension of said alley over and above all above all advantages the sum of seventeen ⁵⁰/₁₀₀ dollars \$7.50 and therefore the said MC Metz estate should make contribution by paying to the borough of Glen Hope the sum of seventeen ⁵⁰/₁₀₀ dollars in consideration of the advantages and benefits to their property the said alley will be. And we assess said sum to Lots No 23 and 24 on plat of said borough owned by the Metz estate to be paid to the said borough of Glen Hope by MC Metz estate.

And we do further conclude and report that the property of P & A Flynn on said alley will be benefited by the opening and extension of said alley over and above all advantages the sum of seventeen ⁵⁰/₁₀₀ dollars and therefore the said P & A Flynn should make contribution by paying to the borough of Glen Hope the sum of seventeen ⁵⁰/₁₀₀ dollars in consideration of the advantages and benefits to their property the said alley will be. And we assess said sum to Lot Number 25 on plat of said borough of Glen Hope owned by P & A Flynn.

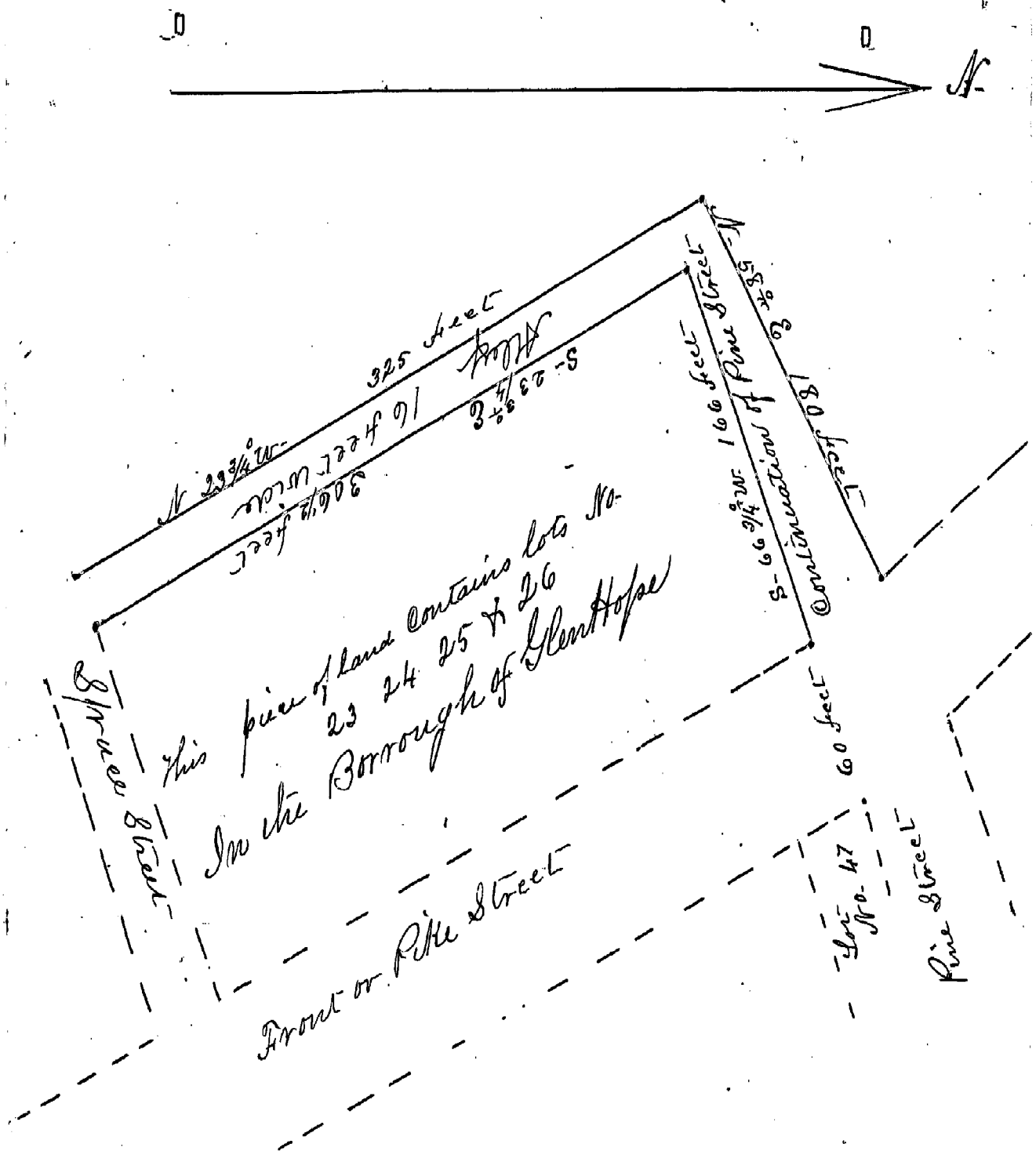
We do further report that we have taken into consideration the manner in which all the properties seem likely to be affected by the opening of said alley and have assessed such damage and contribution above stated.

And we herewith annex a plat or draft

of said alley and that portion of said
Borough of Glen Hope so as to indicate
a location of the alley proposed to be opened

C. J. Keagy
M. J. Rump
Wm. P. Inman
Ed. M. Merifield
John Hottel
J. W. Bratton

}



Beginning at N.W. corner of lot No. 47 thence
across Pike Street S. 66 3/4° W. 60 feet to corner of lot No. 26 thence
S. 66 3/4° W. 166 feet to a post thence S. 23 3/4° E. along lots Nos. 26-25-
24 & 23- 306 1/2 feet to Spruce Street thence along Spruce Street
S. 66° W. 16 feet to post thence N. 23 3/4° W. 325 feet to post on west
side of Pine Street thence N. 58° E. 180 feet to post on
South side of Pike Street.

The above sketch will show you the continuation of Pine
Street - Also the Alley along lots Nos. 23, 24, 25 & 26;

April 22^d A.D. 1889

Wm. Luther

Scale 60 feet to the inch

Clearfield County, ss: (C)

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 fourth day of February, A. D. 1887, before Judges of said Court, upon a petition of sundry inhabitants of the ^{Borough} ~~township~~ of Glen Hope in said county, setting forth that said Borough of

Glen Hope was duly incorporated under the laws of this Commonwealth approved the 2^d April 1867 and that a certain Alley was plotted and designated upon the plan of said Borough and that said alley be opened for free use from Spruce Street to Pine Street along lots 20, 21, 24, 25 and 26 said alley to be 16 feet wide and assess the damages to all persons injured if any.

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, make report to the Court whereupon the Court, upon due consideration had of the premises, do order and appoint John Bratten M.D. Remond J. W. Keagy R. Rep. W. L. Evans Ted Mumford 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~~ ^{alley}, 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~~ ^{alley} 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~~ ^{alley}, 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.

Am Blom
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 sealing and delivery hereof, have remitted, 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. 1888.

SEAL

SEAL

SEAL

SEAL

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. 1888.

No. 1 May Sessions, 1887

ORDER

To view and lay out a ^{alley} ~~road~~ for
 Public use in the township of
 Glen Hope Clearfield Co.

May Sep 1887 Read and con-
 formed in C. C. and alley to be
 opened sixteen feet wide

By D. C. Court
 D. C. K.

Sep 1887 confirmed
 absolute. By D. C. Court
 D. C. K.

Filed _____, 188
 Fees \$ 1, paid by Frank K. K.

NOTE.—In case of a private road, the release must be executed in favor of the petitioner for said road.
 Reviewers cannot interfere with damages assessed by the original viewers, except so far as the location may be changed by the viewers.
 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.

William H. H.	Days 1	Amount.
Ea. W. H.	Miles	
M. D. H.	Days 1	
John D. H.	Miles	
John D. H.	Days 1	
C. D. H.	Miles	