

No.

1, Sept 88, Term, 1889

Public Road

COMMONWEALTH

versus in

Union Township

Contents:

X

To the Honorable, the President Judge of the Court of Quarter Sessions of Clearfield County.

The Petition of the undersigned Respectfully Represent

-s:

That they labor under inconvenience for want of a public road, to begin in a public road leading from R.H. Jordan's to J.M. Dresslers, at a point at or near the Eastern Line of J.M. Dressler's farm, in Union Township, and to end in a public road leading from Ferd. Seylers to Smit-h's Saw Mill, at a point at or near Ferd Seylers house. in Union Town-ship.

The petitioners therefore pray your Honor to appoint three persons qualified according to law, to view the ground proposed for such road and if they see occasion, to lay out the same &c., and make report there-of to next term of Court

And they will ever pray &c.

J.M. Dressler

David Dressler

R.H. Jordan

N. McDonald

George Dimes

W. J. Fenn

E. J. Cunningham

R. P. Harris

W. J. Dimes

Jos. Seyler

J. R. Farley

John Smith

D. P. Rimmer

Charles J. Smith

Amos Rimmer

V. H. Grouser

Wm. G. Spicher

Yori Vicker

J. M. Sheets

Henry Linger

G. W. Dressler

P. H. Labosa

Joseph Bonacker

C. D. LaBorde

Frederick Linger

D. J. LaBorde

J. M. G. Linger

And Riddle

Henry Wert

J. E. Oswald

J. C. Bailhart

A. B. Linger

C. H. Linger

J. S. Peoples

S. J. Gulniff

G. S. Wright

W. S. L. L. L.

And now, 4th Nov<sup>r</sup> 1889, L. R. Drexler is appointed as viewer  
in place + instead of Andrew Putz jr - By the Court  
W. L. Kreibitz.

No. 1 Sept. Session '89

Petition to withdraw  
from at or near Exum  
line of J. A. Drexler  
land in north land  
and from R. K. Drexler  
to J. A. Drexler: to  
be sold on 2000  
lumber from D. Drexler  
to land same and

Sept 1889. Geo. C. Kunk  
Andrew Putz jr and, Wm  
Muller, appointed viewers  
to inspect + measure  
By the Court

Filed 2 Sept 1889

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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 ensembling 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 .

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 24<sup>th</sup> day of Sept, A. D. 1887, before Judges of said Court, upon a petition of sundry inhabitants of the township of Union, in

said county, setting forth that they have under great inconvenience for want of a public road from R. H. Jordan to M. Kriebler at a point at or near the line of J. M. Doucless farm in Union Township and to end in a public road from Fred Seyler to Smyth's Saw Mill at a point at or near Fred Seyler's house in Union Twp

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 Geo. C. Kunk Andrew Smith Wm. W. West

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.

Wm. Blom  
CLERK.

To the Honorable, the Judge within named;- We the undersigned, appointed by the annexed order do report; That in pursuance thereof, after having been severally duly sworn according to law, all the viewers appointed by said order, viewed the ground proposed for the within mentioned road, and we do agree that there is no occasion for a road as desired by the petitioners, and that the same is unnecessary.

Witness our Hands this 20th day of November.  
A.D. 1889.

Geo. C. Kirk }  
L. E. Lonsden } Viewers.  
William Welly }

<p>No. 1 <i>Deba</i> Sessions, 1889</p> <p>ORDER</p> <p>To view and lay out a road for  <i>Public</i> use in the township of  <i>Union</i>, <i>Clearfield</i> Co.</p> <p>see Sep. 1889 Confirmed in <i>da</i>  <i>Pay Mtd Court</i></p> <p><i>do</i>  <i>see Sep. 1890 Confirmed absolutely</i>  <i>Pay Mtd Court</i></p> <p>Filed <i>4 Dec</i>, 1889  <i>25</i>  Fees \$1, paid by <i>W. B. Peng</i></p>	
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11 mo. 20th. 89. 10 a.m.

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.

<i>Geo. C. McKee</i>	}	Days <i>1 1/2</i>	Amount.
		Miles <i>7</i>	<i>6.70</i>
<i>Wm. W. Kelly</i>	}	Days <i>1</i>	
		Miles <i>3</i>	<i>2.30</i>
<i>L. R. Dressler</i>	}	Days <i>1</i>	
		Miles <i>1</i>	<i>2.10</i>
	}	Days	
		Miles	
	}	Days	
		Miles	