

No. 3, Feby 58
Term, 1889

Vacate
Public Road
in
Bell Township

Contents:

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in
Bell Township

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X

To the Honorable David L Krebs Esq.
President Judge of the Courts of Clearfield
County

The petitioners, inhabitants of Bell
Township Respectfully represent

That a
part of a public road leading from
Mahoffey's Saw Mill in Bell Township
to Troutville in Brady Township has
long since been laid out and that
said part which begins at a point
where the road leading from Mahoffey's
Mill aforesaid to Foxsoutaney leaves
the Troutville road on line of J. A. Miller
and Thos B Miller to a point where
it intersects with the road leading from
McKees Mills to Troutville near the
line of S. A. Miller and Foster Batty
your petitioners now conceive to be
useless, inconvenient and burdensome
to the inhabitants thereabouts and therefore
respectfully pray your Honor that the
said road may be vacated according
to the act of Assembly in such cases
made and provided And they will ever
pray

James
 W. M. Brown
 S. A. McEwen
 John H. Nicodemus
 Robt Beatty
 J. E. Mott
 Lewis Baker
 John Battarvit
 Wm. H. Hank
 Lonell Davis
 Will. Mc Donald
 A. C. Sanderlin
 Austin Beatty
 Wm Pennington
 P. C. Linsink
 J. L.

Clark Beatty
 Daniel Bouch
 Mack Davidson
 S. S. Mott
 Daniel Nemaley
 John H. Nemaley
 Ruben - Rupert
 J. L. Beatty
 A. L. Beatty
 James Mott
 N. E. Beatty
 Adam Godek
 David Godek
 James G. Beatty
 P. H. Beatty

Name
 David
 Foster Beatty

No 3. July 28 1889

In RE- Public Road in
Bell township Clearfield Co Pa

Petition of divers inhab-
itants for vacating of pub-
lic road in Bell Twp.

And now 14 Jan'y 1889
within petition read and con-
sidered, whereupon, Aaron
Newcomer, Henry Bayen, and
James Davidson
are appointed viewers to view
~~and~~ ~~make~~ the same and make re-
port to the next term of
Court.

By the Court
J. D. K.

Filed 14th Jan'y 1889

Wm. L. Davis

Postition of boats
a small

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 14th day of January, A. D. 1888, before Judges of said Court, upon a petition of sundry inhabitants of the township of Bell, in said county, setting forth that a part of a public

road leading Mahaffey's Saw Mill and Bell Township to Troutville and Brady Township has long since been laid out and that said part of which begins at a point where the road leading from Mahaffey's Mill aforesaid to Pumpstantown leaves the Troutville road on line of S. A. McCee & H. B. Miller to a point where the interests with the road leading from McCee's Mills to Troutville near the line of S. A. McCee & Foster Beatty. Your petitioners, now conceive to be useless, inconvenient and burdensome to the inhabitants thereof & therefore pray your honor that the said road may be vacated according to the Act of Assembly in such cases made & provided

and therefore praying the Court to appoint proper persons to view and lay out the same according to law,

whereupon the Court, upon due consideration had of the premises, do order and appoint Carson Newcomer Harry Byers & James Davidson 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.

A M Bloom
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 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 .

near Judge's Mⁿ in succession
of Charfield County, Pa. we, the undersigned viewers appointed by the
within order of court to view and vacate the road therein mentioned
respectfully report that we gave good and sufficient notice of said
road view and having met & agreeable thereto on Tuesday January
twenty nine A.D. 1889. and having been ~~first~~ severally sworn or af-
firmed we have viewed the road pro-posed to be vacated and are
of opinion that the same has not become useless inconvenient
and burdensome, and being necessary for a public road
should not be vacated. Witness our hands this twenty ninth of
day of January A.D. 1889.

Viewers { Harry Byers
Ed. R. Newcomer
J. M. Davidson.

No. 3 *July* Sessions, 1889

ORDER

To view and ~~lay out~~ ^{locate} a road for
 Public use in the township of
Roll, Clearfield Co.

July 1889 confirmed by the Court
 May 1890 confirmed by the Court

Filed *30* *July*, 1889
 Fees \$1, paid by

NOTE.—In case of a private road, the release must be executed in favor of the viewee.
 Also—Viewers will carefully note the number of days employed and set the amount out at the foot of their return.
 Viewers cannot interfere with damages assessed by the original viewee, except so far as the location may be changed by the viewee.
 N. B.—If the viewee believes 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.

Henry B. Reed } Days 2 Amount
cut 627 } Miles 24 \$0.40

A. H. H. H. H. } Days 1
 } Miles 7 2.70

J. M. H. H. H. } Days 1
 } Miles 4 2.40

Days
 Miles

Days
 Miles

To the Honorable David L. H. 1. The court of Justice