

No. 6, Lee Term, 1887

ALCO

Public Road

versus

Union Turnships

Contents:

W. J. Lee: 20

Part Two, Ed. 17499

To the Honorable Judges of the Court
of Quarter Sessions of the peace in and for the
County of Clearfield Pa
The petitioners of the subscribers respectfully
Sheweth that they labor under great
inconvenience for the want of a publick road
or highway to lead from publick road leading
from packersville to Rockton so as to intersect the
publick road leading from Phil pike to Clearfield
road at or near Lewis Haags in union Twp
in Clearfield County. Pa
we therefore pray the court to appoint proper
persons duly qualified to view the ground
proposed for said road and to lay out the same
according to law

The Brookbank

J. H. Askey

~~M. D. Harris~~

J. W. Holopeter

Chas. C. Caldwell

Wm. H. Dunsen

William Melty

W. G. Wheeler

J. W. Gaborde

E. W. Holopeter

M. D. Duplax

Jam. Hance

D. W. Gaborde

E. S. Wright

J. M. Sheet

Harvey Truax

J. B. Melty

J. B. Melty

L. B. Melty

L. B. Melty

D. C. Melty

R. H. Jordan

S. H. Beer

V. B. Melty

John Melty

S. M. Drexler

R. W. Drexler

M. Holopeter

J. E. Holopeter

J. R. Holopeter

James Anderson

S. Holopeter

H. M. Perry

note Dec 25 1887
Petition for Public Road

subscribed
the
H. P. Putz

Dec 25, 1887, Geo Kirk, Henry
Putz and Jesse Limer are appointed
ed new to report at next term
By the Court
O. C. Hardy
C. J.

Filed Dec 2 1887

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: ☺

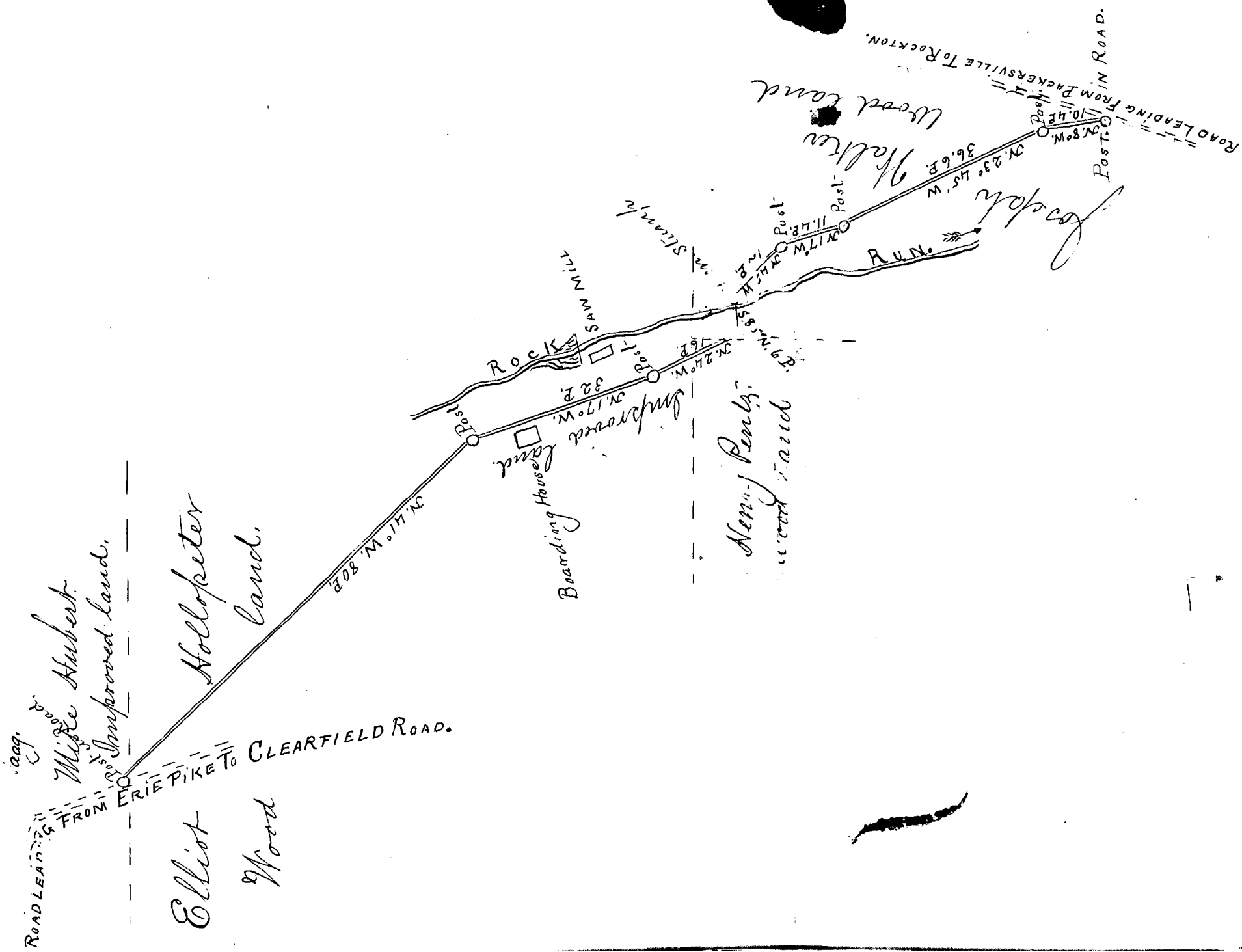
At a Court of Quarter Sessions of the Peace of the county of Clearfield, Pennsylvania, held at Clearfield, in and for said county, on the 2^d day of December, A. D. 1887, before Judges of said Court, upon a petition of sundry inhabitants of the township of Union, in

said county, setting forth that they labor under great inconvenience for want of a public road or highway to lead from Public road leading from Paeterville to Rockton so as to intersect the public road leading from Erie Fork to Clearfield road at or near Lewis Haags in Union Township in Clearfield Co Pa

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 Kirk Henry Rantz & Jesse Leenes 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.

AM Blum
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 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 occasion for a road as desired by the petitioners, and that the same is necessary for a public road. And having had respect to the shortest distance and the best ground for such road, we have laid out in such manner as shall, in our opinion, do the least injury to private property, and as far as practicable agreeably to the desire of the petitioners, and do return for public use the following described road, to wit: Beginning at a post in the public road leading from Packersville to Rockton, thence on unimproved lands of Jos. Walther North 8° West, ten and $\frac{4}{10}$ perches to Post, thence North $23^{\circ} 45'$ West, thirty six and $\frac{6}{10}$ perches to Post, thence North 17° West, eleven and $\frac{4}{10}$ perches to Post, thence North 42° West, twelve perches to Henry Stump, thence South 85° West six perches to Post, thence North 24° West, sixteen perches to post on land of Elliot Hollopeter, thence over improved land of said Hollopeter, North 17° West, thirty-two perches to post, thence over unimproved land of said Hollopeter, North 41° West eighty perches to post in public road leading from Erie Pike to Clearfield road, near Lewis Haags. We further report that there are no damages resulting to any of the owners of the land over which said road passes from opening the same, and that before said view, public notice of the time and place of the meeting of said viewers was given by advertisements put up before said meeting, and we annex a plot or draft of said road laid out, stating the courses and distances, and noticing briefly the improvements through which the same passes.

Witness our Hands this 16th. day of January, A.D. 1890.

Geo. C. Kirk
Jesse Lines
Henry Pertz } Viewers

No. 6 Dec Sessions, 1887

ORDER

To view and lay out a road for
Public use in the township of
Union, Clearfield Co.

July Sep 1890, Confirmed in Se
Area to be opened 33 feet wide
except where there is side
hill cutting - but without
opening there to be 16 feet wide
By the Court

May Sep 1890 Confirmed absolute
By the Court
" May 1890 Information absolute in the
was having been entered, without knowledge
that a remonstrance was filed. The Confir
also absolute & then off
By the Court

Filed 20, 188

Fees \$1, paid by D. H. Connelley

Nov 9th July 1891. This case coming on to
be heard upon remonstrance, the order
that proceeding be confirmed absolute
By the Court

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 em-
ployed 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.

Geo. C. Hixie } Days 1 1/2 Amount.
Miles 2 \$6.20

Jesse Lince } Days 1
Miles 4 2.40

Henry Denty } Days 1
Miles 1 2.10
Cut \$49.500

Days
Miles

Days
Miles

Petition for Vacating a Road

To the Honorable the Judge of the Court of Common Pleas of the County of Clearfield now Comprising a Court of Quarter Sessions of the Peace in for said County

The Petition of Divers inhabitants of the Township of Union in said County, humbly Sheweth

That a road has been lately laid out by order of the Court from or near Lewis Haags to intersect the Packersville road at or near the Old Lions Saw mill ~~which~~ which road if confirmed by the Court will be very injurious to your Petitioners and burdensome to the inhabitants of the township through which the same runs Your Petitioners therefore ~~pray~~ pray your honour that the said road may be vacated agreeably to the Act of the General Assembly in such case made and provided

And they will pray

1 J. D. Peoples
2 Chas L. Caldwell
3 Frederick Liningem.
4 S. R. Bloom
5 J. B. Clouser
6 George Corp
7 H. J. Luce
8 R. E. Driscoll
9 Jacob Kline
John A. Brubaker

J. B. Gellett
W. G. Spicher
Harry Fridly
Harry Gellett.
J. E. Schofield
J. C. Hendricks
Daniel Thies
W. W. Clouser
J. A. Hummel
M. W. Dunlap. R.
H. Brubaker.

J. S. Clouser
William Henney.

W. J. Henry.

J. A. Brubaker
C. D. LaBorde
Harry W. Fridly
Lewis Corp
Elias Dorley
John S. Brubaker

E. S. Brubaker.
Karrison Fridly
B. P. Huey
Daniel Smith
D. W. LaBorde
H. J. Driscoll
E. R. Dinger
E. A. Caldwell
E. J. Cunningham.

Joseph T. Gwitt
J. D. Gentry
J. J. Smith
J. W. Taylor.

George Jones.
N. R. Hummel
E. J. Cline
J. H. Clouser
J. H. Beer
D. P. Rimer
W. H. Brubaker
R. H. LaBorde
W. B. LaBorde.

J. M. Shute
J. J. Loxrad.
Adams. Korb
Henry Duff.

No. 6, Bee St., 1872.
Butler Ave. in
Union Township.
Remembrance.

This May 1870
and June

Wells