

No. 13, May Term, 1889

Public Road

versus

McComis Township

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No. *13, May* Term, 188*9*

Public Road

versus

Morris Township

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Part Ref. 17061
Call Term, Rd. 17694

To the Honourable David L. Greb
Judge of the Court of Quarter Sessions
of the Peace in and for the County of Cleary
Ireland

The Petition of the Undersigned Inhabitants
of the Twp. of Morris in the said County respect-
fully sheweth that your Petitioners Labour
Under Great Inconvenience for want of a
Public Road or highway in the Twp. of Morris
to begin on the North West side of Pinder school
house on Public road said road leading from
Nuttles Blocks to where it connects with Public
road leading from the village of Allport to Munsons
Station this New road to extend in North
east Direction to Oak Grove school house making
connection with the Philipsburg and Hybertstown
County road a Distance of one mile and a $\frac{1}{4}$ in
this distance of road there twenty tax Payers has
rather impress or egress without being obliged to
some Person.

Your Petitioners therefore Pray the court to appoint
Proper persons to view and lay out the same
according to law and the will will ever Pray

Attest Wm. J. Greb

John J. Greb

Abner J. Greb

John A. Greb

James J. Greb

George L. Greb

Joseph J. Greb

George J. Greb

William J. Greb

William J. Greb

Thomas J. Greb

John J. Greb

Samuel J. Greb

John J. Greb

John J. Greb

John J. Greb

Harry Dinton

George Watson

Mark Marshall

Nov 13 May 1889

Petition of Inhabitants
of Morris Township

Praying for the appointment
of a road

and lay out a Road
for Public use in said
Township from a point
over N. W. Side of Parker
School House, on road lead-
ing from N. W. Hall's place
to Millport, to a point
on Philadelphia & Yorkton
Road at or near Oak
 Grove School House.

now May 1889 within fifteen
miles and boundaries and the
San. L. Stewart, Leonard Kuley
Mary Perry, James to give
age of the same and make report
thereon to the Court.

By M. S. Stewart
J. K. of

M. Stewart

Geo Stewart
Geo. L. Kuley
William Johnson

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 6th day of May, A. D. 1889, before Judges of said Court, upon a petition of sundry inhabitants of the township of Morris, in said county, setting forth that they labor under

great inconvenience for want of a road in said township
between a point on North west side of Public School
house on road leading from Miller Brook to Clearport, to
a point on Philipshurg and Lyndon Road at or near
Oak Grove School house

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, and make report to the Court whereupon the Court, upon due consideration had of the premises, do order and appoint J. L. Saward, Leonard Hyler and Harry Boyer 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.

J. M. Brown
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 ensailing 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 _____

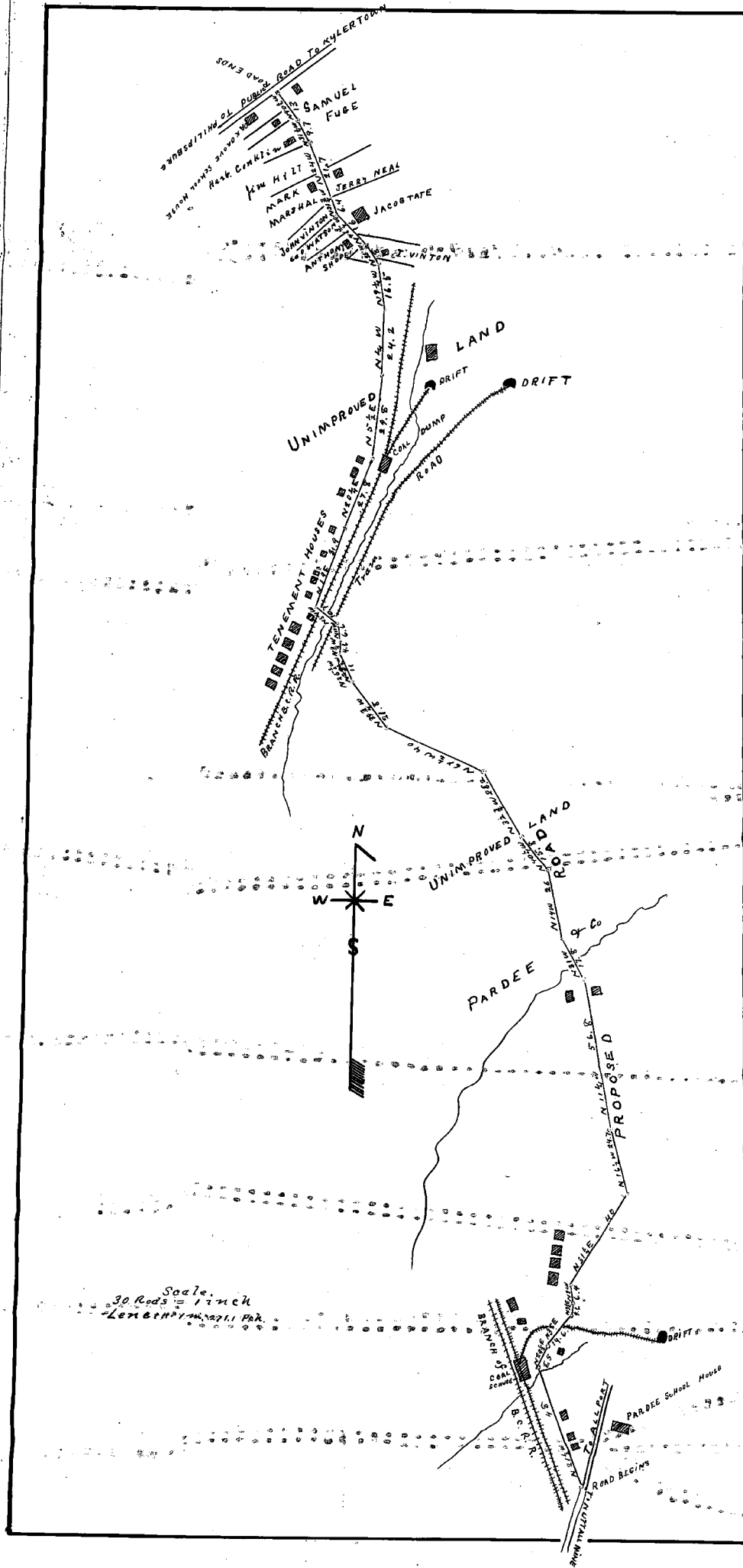


Assessment of Damages.

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 Samuel Enge ^{Oct 7 188} the sum of twenty five dollars
To George Watson ^{Oct 7 188} the sum of twenty five dollars
To John A. Martin ^{Oct 7 188} the sum of ten dollars
Witness our hands this _____ day of July _____, A. D. 1889.

Henry Bayne
Abel D. Howard
Leonard Miller



To the Honorable David L. Krebs President
Judge of the court of Quarter Sessions
of Clearfield County Pa. We, the undersigned,
viewers, appointed by the within order
of court to view and lay out the road
therein mentioned respectfully report that
we gave good and lawful notice of said road-
view and posting notice, and met agreeable
thereto on Monday the fifteenth day of July
A.D 1888 and all being present and having
been first severally sworn or affirmed we
have viewed and laid out the following
road to wit: Beginning at a point about
twenty rods toward Philipsburg from the Pardee
school house on the road from Allport to
Huttall mines thence following the road
now in use north twenty one and one half
degrees west forty eight perches to a point in
road about one rod beyond the Pardee stable thence
across the corner of the yard north twenty four and
one half degrees east eight and five tenth per-
ches to point in said road, thence following said
road and through land of Pardee & Co North thir-
ty eight degrees east fourteen and six tenth
perches, north three and one half degrees east
four and six tenth perches, north nine degrees
west six and four tenth perches, north thirty
one and one fourth degrees east forty perches,

North sixteen and one half degree west twenty
four and seven tenth perches, thence north
eleven and one fourth degree west fifty six
and eight tenth perches, thence north thirty
one degree west seventeen and eight tenth
perches, thence north fourteen degree west
twenty six perches, thence north forty and
one fourth degree west fifteen and eight
tenth perches, thence north thirty two and
three fourth west twenty eight and two tenth
perches, thence north sixty seven and one
half degree west forty perches, thence north
thirty nine and three fourth degree west
twenty one and eight tenth perches, thence
north twenty five and one half degree west
eleven perches, thence north three fourths of
a degree west four and six tenth perches, thence
north eleven degree west six and six tenth
perches, thence north fifty four degree west
ten and seven tenth perches, (crossing small run at
seven perches), thence north nine ten degree
east thirty one and nine tenth perches, thence
north twenty and one fourth degree east twenty
seven and eight tenth perches, thence north
five and one half degree east twenty nine and
eight tenth perches, thence north one fourth
of a degree west twenty four and two tenth
perches, thence north nine and one fourth de-

green west sixteen and five tenth perches, thence
north thirty five degrees west eight perches thence
north forty six and three fourth degrees west sixteen
perches, thence north twenty one and three fourth
degrees west six and four tenth perches, thence
north twenty four degrees west twenty one and
seven tenth perches, thence north thirty one and
one fourth degrees west nine and seven tenth
perches thence north forty and one half degrees
west thirteen perches to point in Hylertown
and Philipsburg road passing about two rods
distant from Oak Grove school house.

The end of road now in use next the Oak Grove
school house is fenced in and is too narrow
for a public road and should be widened to thirty
three feet. That part of the road along Samuel
Engel's land is to be widened by taking a strip
of his land of the required width to be found by
measuring a distance of thirty three feet from the
fence on the opposite side of the road from his
land. The rest of the road required to be widened is
to be widened by measuring sixteen and one half
feet each way from the middle of the road now
in use. Elsewhere in this report we have assessed
the damages to which owners of land are in our opinion
entitled and we believe no others sustain any damage.
A plot or draft of which road as laid aforesaid
is herunto annexed showing courses, distances

and divisions of land owned by different parties
which road as laid out aforesaid is necessary
in our opinion for a public road. Witness
our hands this fifteenth day of July A. D. 1889.

Viewers { Harry Byers,
Wm L Stewart
Leonard Kyles

ORDER

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

Sept 24th 1889 Confirmed the 2nd ¹⁰
road to be opened 33 feet wide
except where it will cut
through the 16 foot road
By the Council

Aug Sep 1859 Confirmed and
Satisfactory. By J. M. Court

Filed *29th Decy*, 188*9*
Fees \$*1.25*, paid by *W. Ayres*.

Postkammer

NOTE. In cases of a private road, the roadsters must be essential in favor of the petitioner for said road.

Also— Viewers will generally 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.

A. 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.

Amount.	Days	Miles
	3	16.63
		13.60

J. & Stewart } Days 2
Miles 4 \$4.40

Days 1
Miles 4 240

Days { Miles

Days PERIODIC PUBLICATION
Miles PERIODIC PUBLICATION