

No. 8, Feby 58
Term, 1890

Public Road
versus in
Cooper Township

Contents:

W. L. & J. Page v. 21

B	Merritt
Albert	Merritt
C. A.	Munson
A. B.	
Sebastian Snyder	
James H. Work	
<u>Sommerville</u> Leo	
<u>Sommerville</u> Buchanan	
Alexander	
James Burton	
S. O. 1911	
John Brown	
John Brown	
R. L. Terry	
C. Merritt	
G. Newton	
G. Morgan	
Philip Lucas	
G. M. Merritt	

To the Honorable the Judge of the Court
of Quarter Sessions of the Peace in and for
the County of Clearfield

The petition of the undersigned, inhabitants of
the Township of Cooper in the said County,
respectfully sheweth: That your petitioners labor
under great inconveniences for want of a road
or highway, to lead from Winburn or Merritt & Los
Mill, to a point on the road leading to Munson
Station to intersect the road leading from Kyles town
to Philipsburg on line of lands of James Brown & of Parder & Co
Your petitioners therefore humbly pray the Court
to appoint proper persons to view and lay out
the same, according to law; And they will
ever pray the

M. H. Lewis
Joseph Broelmann
R. L. Goad
J. C. Taylor
F. E. Hilliard
S. M. Gunlop

Mo 8 Feb 88 1890

Petition of citizens of
Georgian Township for
Public Road in that town
step from Burton Mentry
& Co's mill to a point
where lies a tract of James
Brown's land & Co inter-
sects the public road leading
from Minnesota State to the
road from Rydnor to W.L.

Now 8 Feb 1890
whereas I, John W.
Hampshire, P. S. Schonover and
Oppenheimer are
opponents wherein to view the
route proposed on the W.L.
new town.

By the Court

Act

Filed 8 April 1890

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 County of Clearfield at and before the sealing and delivery hereof, have remised, released and forever quit-claimed, and do hereby remise, release and forever quit-claim to the said County of Clearfield 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 thirtieth day of April
A. D. 1880

M. H. Lewis
J. G. Tyler



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 Eighth day of April, A. D. 1880, before Judges of said Court, upon a petition of sundry inhabitants of the township of Cooper, in said county, setting forth that they labor under great inconvenience for want of a road or highway to lead from Wintum or Merritt's ^{on} ~~on~~ ^{near} a point on the road leading to Munson Station to intersect the road leading from Keylburg to Philipsburg on line of lands of Dame Inn and Pardee ^{on} ~~on~~

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, ~~I make report to the Court at next term~~ whereupon the Court, upon due consideration had of the premises, do order and appoint Harry Byers D. Schonorn Edward Dale 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.


Amos Blaum
CLERK.

To the Hon. David S. 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 layout the road therein mentioned respectfully report, that we of view good and lawful notice of said roadview and met a agreeable thereto on Tuesday the twenty ninth day of April A.D. 1889 and having been first severally sworn or affirmed we viewed and laid out the and do return for public use the following road to wit: beginning at a point on public road at Merrills Mill four rods from Hockenberry Run thence through land of Pelton Scirr south seventy three and one fourth degrees west twenty perches to a post on ~~west~~^{what} side of Well's Run thence north sixty nine and three fourths degrees west twenty three and nineteen perches to a post near corner of a field thence north sixty three degrees west twenty seven and eight tenths perches to a Hemlock stump thence north thirty nine degrees west through lands of Pelton Scirr and Soyd Reynolds & ^{& T.C. Tyler} C. one hundred nine perches to a Birch sapling thence through lands of T.C. Tyler north twenty three and one half degrees west thirty eight and six tenth perches to a post at old camp thence north fifty four and three fourths degrees west twenty eight and four tenth perches to a post thence north sixty seven and one half degrees west ~~by~~ through land of T.C. Tyler and Peter Monks eighty seven and two tenth perches to a Hemlock stump thence north eighty two degrees west on land of Peter Monks twenty eight perches to stone corner of ~~perches~~ ^{perches}

M. H. Lewis, Wm. Monks and on line of Peter Monks thence on line between Peter Monks and Wm. Monks North eighty seven and one half degrees west ~~forty~~^{thirty} and seven tenth perches to a back post thence on land of Peter Monks south eighty eighth and one fourth degrees west fifteen and three tenth perches to a post thence on same south sixty three degrees west seventy two perches to a Hemlock thence south eighty seven and one half degrees west thirteen and seven tenth perches to a Birch thence north sixty nine degrees west fifty two degrees west ~~perches~~^{perches} to Pine on line between James Diving & Pardee & co thence on said line north eighteen six and three fourth degrees west fifty six perches to post at road leading from Pyletown to ^{We believe no owner of land is entitled to damages by reason of locating & opening said road} Philippiburg, a plot or off of which road as land out apore ^{numerous} is hereto annexed showing courses & distances improvements & seated and unsated lands which road is necessary in our opinion for a public road. Witness our hands this thirtieth day of April A.D. 1890.

Harry Byers
Viewer of C. D. B.
B. D. Schommer

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.

No. 8 Tenn. Sessions, 1890

ORDER

To view and lay out a road for
Public use in the township of
Coopers Clearfield Co.
May 1890 informed the Si
drew opened 33 futuves with
where ridge bottom entankment
or hogback trees 16 feet price

By Mr. Court

Now ~~Sept 1890~~ ^{Sept 1890} Remained
of course By the court

Sept 1890 Continued Remained

second 1890 Continued

Continued

Oct 1890 Continued
also ~~Oct 1890~~ ^{Oct 1890} Court

Filed 27 May, 1890

Fees \$1, paid by Anthony Hayes

Amount.
<u>Harry Green</u> } Days 3
{ <u>Curff 747</u> } Miles 20 \$14.00
<u>Edmund Hale</u> } Days 2
{ <u>Curff 760</u> } Miles 14 \$5.40
<u>Ed. Schmoner</u> } Days 2
{ <u>Curf 765</u> } Miles 6 \$4.60
<u>Days</u>
<u>Miles</u>