

No. 15 Seph Tern, 1890

Tern, 1890

Public Road

Versus.

versus
Beccaria T. Biglen

Contents:

Not confirmed

X

May 20 Sept 30 1880
petition of Citizens
of Beekmantown Reg.
tion for app't of a collector
but a lion K. and for
Snake Run into
Beekmantown

Sept 1880. Reliance for
Sutcliffe, Henry Rogers,
Geo. W. McCulloch & Anthony
Meyers, are appointed view
ers, view report.
By the Court.

Filed 13th May 1880

E. A. Harrick,

R. P. Root

L. Maurice

H. A. Kelly

J. J. Gray

W. J. Gray

J. J. Negling

R. L. Sheets

E. S. Lawlor

J. B. Knutson

Samuel Higley

James H. H. H.

L. R. Ludington

John Beyer

Hugh Astor

O. B. Jones

H. A. Eastman

to the Honorable D. L. Krebs President
 Judge of the Court of Quarter Session of
 the Peace in and for the County of Clearfield
 the Petition of the undersigned inhabitants
 of the townships of Becaria and Bigler
 in said County Respectfully sheweth
 That your Petitioners Labour under Great
 inconvenience for want of a Public Road
 or Highway to Lead from a Point on the
 township Road Leading from Big muddy
 Run to Hegastys X Roads. Between muddy
 Run and Lemuel Root's in Becaria Township
 to Smoke Run Station on maderia Branch
 of Tama Co Railway in Bigler township
 your Petitioners therefore Pray the Court to
 appoint Proper Persons to view and Lay out
 the same according to Law and they
 will Ever Pray &c

C. C. Ball

J. C. Root

Samuel Sample

O. A. Smith

Lemuel Root

Wm. H. Smith

J. W. Smith

J. A. Smith

A. L. Hegastys

A. W. Smith

J. A. Davis

B. F. McLean

Andrew Liff

E. L. Miller

David Smith

A. P. Davis

E. L. Miller

John H. Watkins

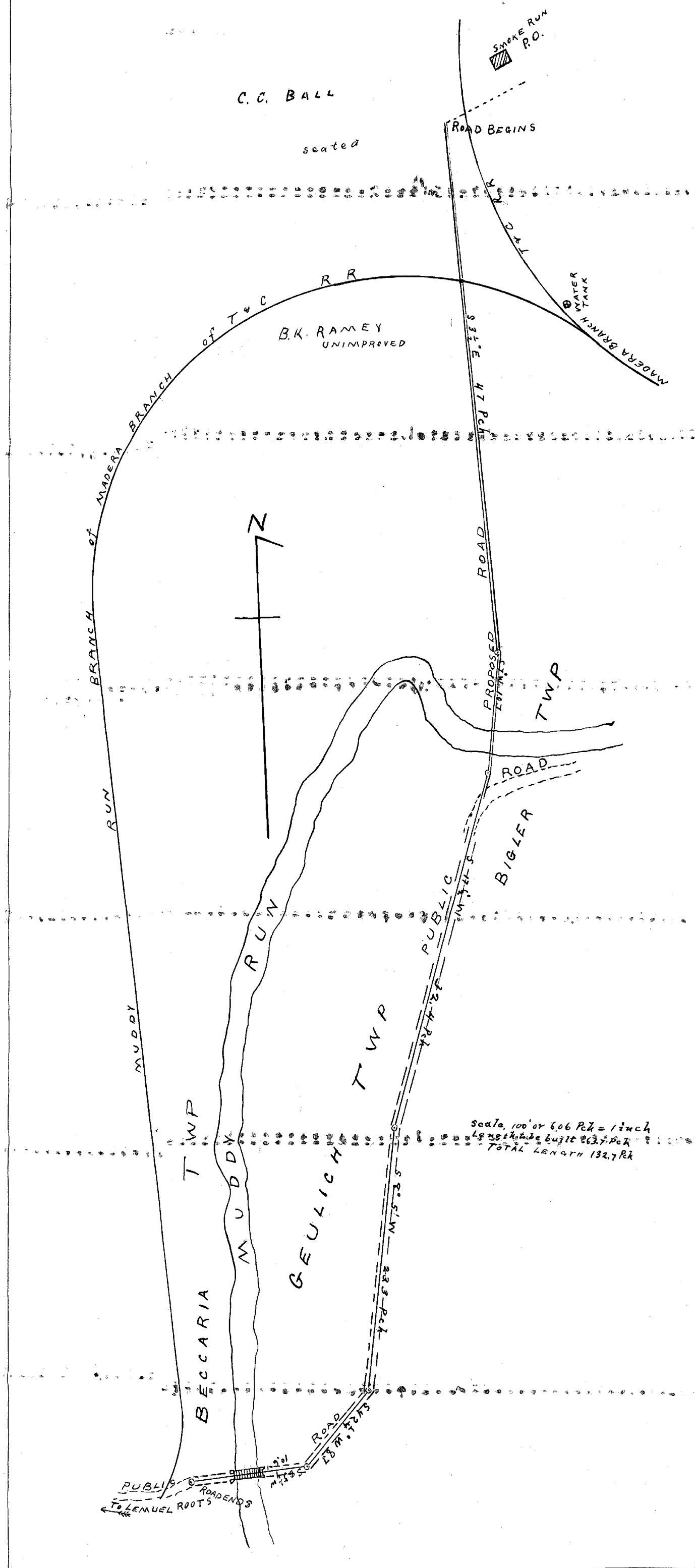
Thomas Stone

Wm. H. Smith

S. L. Shoff

John H. Smith

Henry Kersh



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 enrolling 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 30th day of September, A. D. 1890, before Judges of said Court, upon a petition of sundry inhabitants of the township of Beccaria & Bigler, in said county, setting forth that they later under

great inconvenience for want of a public road or highway to lead from a point on the township road leading from Big Muddy run to Hagerty's crossroad between Muddy run and Lemuel Root in Beccaria Township to Smoke run Station on Madawana branch of F & C Railway in Bigler Township

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, we make report as with Lem

whereupon the Court, upon due consideration had of the premises, do order and appoint Harry Duns, Geo W McCullough & Anthony Flynn 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 Blom
CLERK.

To The Honorable David L. Kretz President Judge of
the Court of Quartersessions 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 met agree-
able thereto on the twenty seventh day of January
A.D. 1891 and having been first severally sworn
or affirmed we have viewed laid out and do
return for public use the following road to wit:
Beginning at point on south side of Madera Branch
of T & C R.R. at Sanohe Run Station thence South
Three and one half degrees east ten forty seven perches
to a Hemlock Stump thence South seven degrees west
ten and seven tenth perches to a Pine Stump thence
South seventeen and one half degrees west
thirty two and four tenth perches to point in road
thence continuing in said road being a public road
south eighty degrees five minutes west twenty
three and three tenth perches south forty two and
one fourth degrees west eight and seventeenth
perches, south eighty five and one fourth
degrees west ten and six tenth perches
to a point on Public road near Muddy Run and
between Muddy Run and Semmel Roots Rd.
Plot or draft of which road so as aforesaid laid
out is herewith annexed showing Courses and
distances and improvements which road is
necessary in our opinion for a public road
we believe no owner of land is entitled to damage
by reason of locating and opening of said road
Witness our hands this twenty seventh day of
January A. D. 1891

Viewers } Harry Byers
 } G. H. McClellan
 } A. J. Lynn

See Session 1890. Order to view enlarged and continued to July Session 1891 - By the Court

No 15 *Sept* Sessions, 1890

ORDER

To view and lay out a road for Public use in the township of *Pecunia* *Big* Clearfield Co.

Felby Sep 1891, Confirmed

Mi Si. road to be opened

33 feet wide & cap road

Side hill cutting embankment &c. there 16 feet

By the Court

Order for fees - granted

By the Court

May Sep 1891 Contirmed.

Sept 1891 Confirmation absolute

denied. By the Court

Filed 20th February, 1891

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Fees \$1, paid by M. E. Mangle

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>Harry Byrd</i>	<i>Days 3</i>	Amount.
<i>(Cost \$8381)</i>	<i>Miles 37</i>	<i>\$1570</i>
<i>E. W. McCully</i>	<i>Days 2</i>	
<i>(Cost \$936)</i>	<i>Miles 3</i>	<i>\$430</i>
<i>Anthony Flynn</i>	<i>Days 2</i>	
<i>(Cost \$934)</i>	<i>Miles 6</i>	<i>\$460</i>
	<i>Days</i>	
	<i>Miles</i>	
	<i>Days</i>	
	<i>Miles</i>	