

No. 4, May Term, 1891

Public Roads

Versus

Bigler & Bickman Townships

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Vacated

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 12th day of May, A. D. 1887, before Judges of said Court, upon a petition of sundry inhabitants of the township of Bigler Beecham, in said county, setting forth that they have under

great improvements for want of a Public road on Highway to lead from a point on the Public road at or near the mill of Byer & Kuhn in Bigler Township to a point on the Public road leading from Hegarty's X Road to Glen Hope at or near the dwelling house of Fred Shoff in Beecham Township.

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, Make report at next Term whereupon the Court, upon due consideration had of the premises, do order and appoint R. A. Gentner Joseph Alexander & Simon Rode 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.

July 17, 9 a.m. ah
Heating & Co.

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 Samuel Hegarty the sum of One Hundred Dollars
To _____ the sum of _____
To _____ the sum of _____

Witness our hands this 5th day of Sept, A. D. 1891.

R. A. Bentinger,
Samuel M. Bodle
~~Samuel M. Bodle~~

To the Honorable David L. Krebs, Pres. Judge Court of Quarter Sessions of Clearfield Co., Pa.: We the undersigned, viewers appointed in accordance with within order, do respectfully report, that after due and sufficient notice was met upon the 17th day of July, 1891, and after having been duly affirmed, proceeded to examine various routes supposed to be feasible for the location of within road; and we further report that then and upon subsequent days we decided, unanimously, upon the location as hereinafter described; with the allowance of one hundred dollars damage to David Hegarty for the use of certain improved land owned by him.

The various courses and distances of said road are as follows, and we recommend the laying out and opening of a public road upon the same.

Beginning at a point in the centre of township road at the intersection of private road leading to the Board yard of Beyer & Kirk in the village of Bannock, S 70³/₄° E 149 ft.; S 86° E 900 ft.; S 89¹/₄° E 447 ft.; S 71¹/₄° E 610 ft.; S 63¹/₄° E 447 ft.; S 86° E 287 ft.; S 55° E 216 ft.; S 60¹/₄° E 99 ft.; S 78³/₄° E 164 ft.; S 89¹/₄° E 125 ft.; S 81¹/₄° E 148 ft.; S 49° E 85 ft.; S 9° E 166 ft.; S 44¹/₄° E 185 ft.; S 58¹/₄° E 200 ft.; S 55¹/₄° E 262 ft.; S 60° E 233 ft.; S 52¹/₄° E 1205 ft.; S 48³/₄° E 247 ft.; S 56¹/₄° E 162 ft.; S 61° E 120 ft.; S 50¹/₄° E 123 ft.; S 57¹/₄° E 216 ft.; S 31° E 67 ft.; S 3° E 79 ft.; S 16¹/₄° E 114 ft.; S 11° E 97 ft.; S 44¹/₄° E 235 ft.; S 15° E 179 ft.; S 32° E 120 ft.; S 39° E 119 ft.; S 63¹/₄° E 146 ft.; S 64³/₄° E 184 ft.; S 13¹/₄° E 96 ft.; S 38° E 72 ft.; S 28¹/₄° E 167 ft.; S 6° E 122 ft.; S 29¹/₄° E 152 ft.; S 21¹/₄° E 132 ft.; S 17° E 236 ft.; S 22¹/₄° E 157 ft.; S 18° E 191 ft.; S 27° E 264 ft.; S 44¹/₄° E 131 ft.; S 59¹/₄° E 155 ft.; S 68° E 140 ft.; S 74¹/₄° E 352 ft.; S 77° E 130 ft.; S 64¹/₄° E 186 ft.; S 35¹/₄° E 169 ft.; S 46³/₄° E 100 ft.; S 52¹/₄° E 100 ft.; S 55¹/₄° E 200 ft.; S 64° E 100 ft.; S 76° E 164 ft.; S 82° E 291 ft.; S 62³/₄° E 2238.5 ft.; S 27¹/₄° E 921 ft.; S 2³/₄° E 900 ft.; S 15¹/₄° E 447 ft.; S 16³/₄° E 500 ft.; S 40° E 236 ft.; S 25¹/₄° E 1300 ft. to a point on Public township road leading from Hegarty's Cross Roads to Glen Hope, near the dwelling of Fred Shoff in Bannock township, all points being marked with posts or stakes and no grade being over 2 degrees in steepness.

Respectfully submitted

R. A. Zentmeyer }
Samuel M. Bodle } Viewers

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.⁷

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.

ORDER

Edwin T. Pease and Clearfield Co.

See Ser. 189, Continued to

Now Dec Decs 1893. This case
having been duly confirmed for
some time at request of Natl
being heard upon app. of the
ception are overruled and
rept confirmed absolutely. *Wm. W. Smith*

Filed 11th Sept., 1888.

Fees \$1, paid by H. A. Wallace

- Exceptions to report Dec. 7th 1891.
1. Report does not aver or adjudge whether the road is to be a public or private road as directed in the order and as required by law.
 2. The Report does not affirm or adjudge that the road is necessary for any use.
 3. The Report does not show or aver that notice was given as required by law, & by rules of court.
 4. The report does not show that all the viewers were on the ground or took part in the view or re-verification - but only shows this as to three signing the report & but two of the viewers sign the report.
- Wm. S. Jordan
Atty for
Saml. Hegarty

To the Honorable David L. Krebs, President Judge of the
Court of Quarter Sessions for Clearfield County.

The petition of the undersigned inhabitants of the
Townships of Bigler and Beccaria in the said County, respectfully
represents: That your petitioners labor under great inconveniences
for want of a public road or highway, to lead from a point on the
public road, at or near the mill of Byer & Kirk, in Bigler Town-
ship, to a point on the public road leading from Hegarty's X
Roads to Glen Hope, at or near the dwelling house of Fred Shoff,
in Beccaria Township.

Your petitioners therefore pray the Court to appoint
proper persons to view and lay out the same, and they will ever
pray &c.,

NAMES.

NAMES.

Samuel Kirk
John Byer
Hugh Stodart
Lewis Sheets
James E. Kirk
W. F. Shoff
James Gutthouse
David Hegarty
A. F. Dalr
Reuben Hegarty
W. B. Shoff
Lewis Gair
Jor. Stewart
R. B. Zentmyer

W. D. Styer
J. D. Moore
Joseph Shoff
John Hoover
Clark Hilman
Jor. Denny
Jno. D. Whittside
John Moore
H. P. R. Blandy
Is. J. Kerner
J. W. Kolopeter
Isaac Haines
Jas. C. Mullin
Wm. J. Mullin
A. K. Green
Dan M. Caldwell

Mo. 4 May 1891

Pardon for Peter Ward
in Regis & Bureau
Society. Orestis Orestis

May 1891, 1891, 1891

Frederick and R. A. Taylor
or Sept. Alexander and

Samuel Noble are appointed
to receive and take note of them

of cant. My Mr. Lott

May 1891, 1891

Samuel
Orestis

To the Honorable Judge of the Court of Law
 Session of Beaufield County
 The undersigned Citizens of the Township of Beccaria in
 the County of Beaufield, respectfully represent

That a road has recently been laid out for
 public use to be 4 May S.S. 1891 in Biggar and
 Beccaria Townships from a point at or near the
 Mill of Beyer and Kirk to a point at or near the
 dwelling house of Frederick's Shop on road leading
 from Glen Hope to Hegarty's Road in the township of
 Beccaria,

That the said road is unnecessary, un-
 used, and burdensome to said township particularly
 that part of the road situated in Beccaria Township.

That the citizens presenting this petition are
 principally property holders and are residents of
 that part of Beccaria township through which and near
 to where said road is laid out and that they believe
 it unnecessary and impracticable.

They therefore remonstrate against the granting
 of said road and pray your Honorable Court to refuse
 confirmation of the same.

And they will ever pray

Names	Names
Samuel Keegan	Math J. Lick
John Shearer	Jacob Matthews
John Williams	L. W. Miller
Wm. D. O'Connell	R. Singleton

Jester Herdman	Samuel J. J. J.
A. P. Davis	J. H. Kimble
Lemuel Root	J. W. Hollopeter
Henry Thayer	W. J. Krumery
B. J. Nechling	N. N. Davis
W. H. J. J.	Philip J. J.
J. W. Smith	John W. J.
W. E. Smith	
J. M. Dunlap	
A. L. Hegarty	
A. J. Fry	

J. M. Smith
 Wm. J. Mullin

May 1891

Receivable

against

Debit

to

credit

of

the

same

amount

as

was

paid

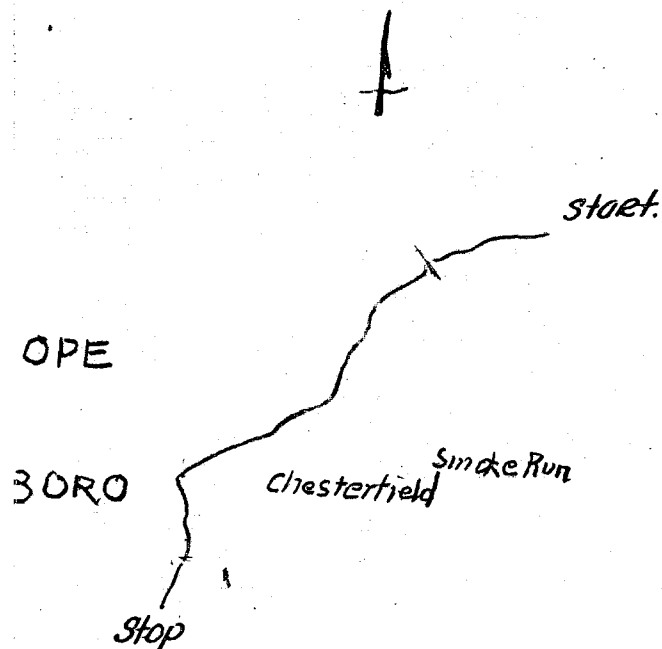
into

the

same

account

1891



Clfd. CO., Bigler and Beccaria Twp.
 Conf. Absol Dec. 1893.
 33 ft. -- 16 ft.

Beginning in center of public road at inter-
 section of private road leading to board
 yard of Beyer and Kirk in village of Benian
 ----- to the T"p road leading from Hegarty
 cross road to Glen Hope near dwelling of
 Fred Shoff.