

No. 4, Henry Term, 1891

Public Road

Versus

Houston Township

Contents:

TO THE HONORABLE CYRUS GORDON, PRESIDENT JUDGE OF THE COURT OF  
QUARTER SESSIONS OF CLEARFIELD COUNTY.

The petition of the undersigned, inhabitants of the townships of  
Burnside and Chest in said County, respectfully sheweth: That your pe-  
titioners labor under great inconvenience for want of a public road  
or highway, to lead from a point near Mary Williams', in Burnside town-  
ship, on the public road leading from Armstrong Curry's to New Washing-  
ton, to connect with the public road at or near Elizabeth Curry's in  
Chest township. Your petitioners therefore pray the Court to appoint  
proper persons to view and lay out the same, according to law, and make  
proper return to the Court. And they will ever pray &c.

*Dand Byers view*

*S. F. Byers*

*N. B. Young*

*B. G. McMaster*

*James Chapman*  
*William Williams*

*J. C. Byers*

*G. W. Horabough*

*Jas W. Byers*

*James Wood*

*Austin Curry*

*James Kitchen*

*D. Michael view*

*Frank Kitchen*

*J. J. Smeeds*

*Joseph Johnson*

*J. J. Smeed & S.*

*Ross Curry*

*William Kitchen*

*Burnie Curry*

*Court Curry*

*A. L. Kitchen*

*J. W. Bridley*

*J. R. Kitchen*

*E. S. Conley*

*J. N. Rainey*

Henry Keim

Daniel Kitten

George Kitten

A. M. Brody

Worm Pennington

Simon Pennington

Henry Wood

S M Lee

L E Enry

No. 4 May 1896  
Petition for the  
Ordnance & Survey  
Township.

New Market 1896 Peti-  
tion for the Survey of  
the Township of  
Ordnance & Survey  
Township.

By the Court  
Cyrus H. H. H.

JAMES H. KELLEY,  
Attorney-at-Law,  
CLEARFIELD, PA.

John C. Clark & Sons, 230 Dock Street, Philadelphia.

To the Honorable Cyrus Gordon  
President Judge of the Court of Quarter sessions  
of Clarfheld County Pennsylvania. We the under-  
signed 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 with notice to County Commissioners of County  
afore said and met agreeable thereto and  
having been severally sworn or affirmed we  
have viewed and laid out and do return for  
public use the following road, to wit Beginning  
at a point in the public road near the residence  
of Mary Williams. Thence South Eighty nine  
and three fourths degrees East. One Thousand Five  
Hundred and forty and eight tenths feet to a post  
Thence South Twenty one and three fourths degrees  
East. One Hundred twenty five and one half  
feet to a Po. Th. South Eleven degrees and fifty  
minutes East. Two Hundred and forty four ft.  
to a Po. Thence South Four and three fourths degrees  
East. One Hundred four and one half feet to a  
post. Thence South Eight degrees West. One hun-  
dred twenty seven and one half feet to a Po. Thence  
South Eighty one and one fourth degrees East. Seventy  
One and two tenths feet to a post. Th. North Seven  
teen degrees and twenty five minutes East One hundred  
and ninety one feet to a post. Thence North  
four degrees and Ten minutes East One Hundred  
ninety and Eight tenths feet to a po. Thence  
North forty and one fourth degrees East. Sixty nine  
feet to a po. Th. North Sixty six degrees and Ten  
minutes East. Three Hundred Twenty six and  
one half feet. Th. South Seventy three degrees East

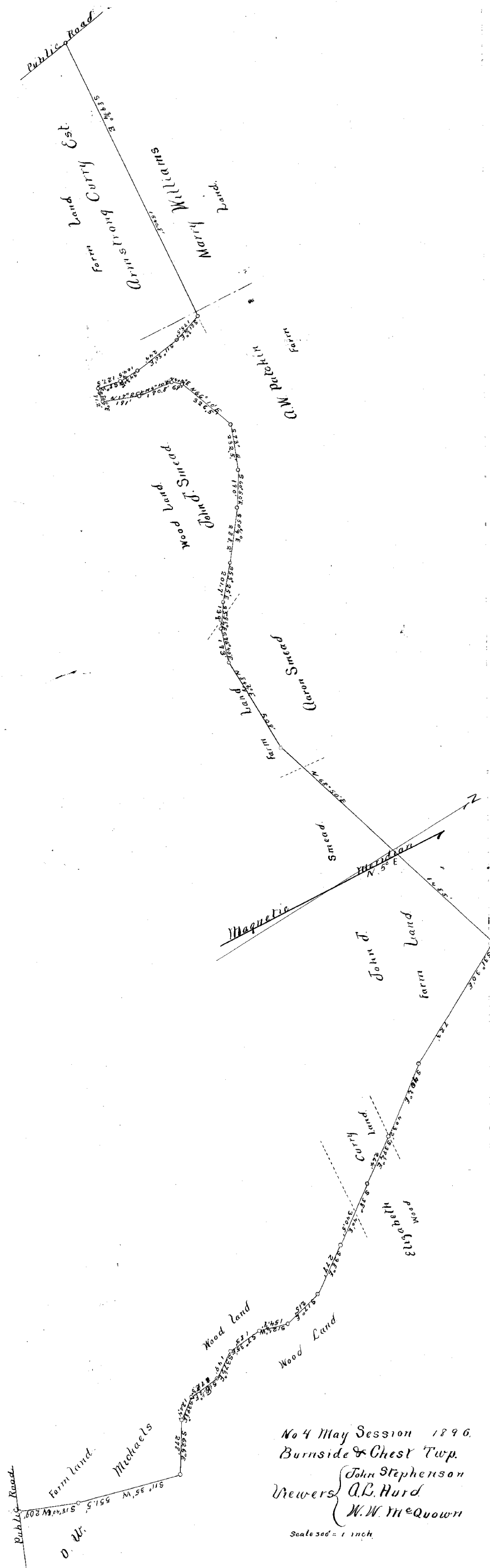
Two Hundred thirty two and one half feet Thence  
South sixty one Degrees and fifty minutes East.  
One Hundred ninety feet Thence South fifty six and  
one fourth Degrees East. Two Hundred eighty eight  
and two tenths feet. Thence South fifty three  
Degrees and twenty five minutes East. Two Hun-  
dred one and seven tenths feet. Thence South  
fifty eight and one half Degrees East One Hun-  
dred thirty nine feet. Th. South Seventy six  
Degrees and forty minutes East One Hundred  
and seventy three feet. Thence North Eighty  
four and three fourths Degrees East Five Hundred  
and nine feet to a pine tree. Thence North  
Sixty Eight Degrees and fifty minutes East One  
Thousand four Hundred and eighty five feet  
~~to a maple. Thence South Thirty and one half~~  
Degrees East Seven Hundred and twenty three feet.  
Th. South forty one and one fourth Degrees East  
Four Hundred three and two tenths feet. Th.  
South Thirty nine and one fourth Degrees East  
Two Hundred and Sixty four feet. Th.  
South Thirty eight Degrees and forty minutes  
East. Three Hundred forty and one half feet.  
Thence South Thirty eight Degrees East Two  
hundred and Seventy seven feet. Th. South  
Seventeen Degrees East. Two hundred and fifteen  
feet (213'). Th. South twelve and one half Degrees  
West. One Hundred fifty four and seven tenths  
feet. Th. South Seven Degrees and thirty five  
minutes East. One Hundred and eighty three  
feet. Thence South Thirty seven and one half  
Degrees East One Hundred and forty nine feet.  
Thence South Eight Degrees and thirty min-  
utes East. One Hundred seventy two and one

half feet. Thence Thirty nine and one  
half degrees East. One Hundred twenty and  
four tenths feet Thence South Sixty two and  
One half degrees East. Two Hundred seventy  
Eight feet. Thence South eleven degrees and  
thirty five minutes West Five Hundred  
fifty one and five tenths feet. Thence South  
eighteen degrees and forty minutes West Two  
Hundred and nine feet To a public road  
Leading from Five Points to New Washington  
A plot or draft of which road as laid out afore  
said is herewith annexed. Showing courses distance  
and improvements.

Which road is necessary in our opinion for  
a public road. We believe no owner of Land through  
which road laid out passes is entitled to  
damages, excepting those assessed therein  
this report. Road laid out and damages assessed  
for width of road to be Thirty three feet.

Witness our hands this Twentieth day of  
April 1896.

Viewers, { John Stephenson,  
A. L. Hood  
W. W. McQuinn



No 4 May Session 1896  
Burnside & Chest Twp.  
Viewers { John Stephenson  
              { A. L. Hurd  
              { W. W. McQuowen

Scale 300' = 1 inch



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<sup>d</sup> day of March, A. D. 1896, before Judge of said Court, upon a petition of sundry inhabitants of the township of Burrowside area Chesh, in said County, setting forth that

They labor under great inconvenience for want of a public Road or Highway to lead from a porch near Mary Williams in Burrowside Township on the Public Road leading from Armstrong Camps to New Washington to connect with the public at or near Elizabeth Curry in Chesh Township

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, Make Report to next Term

whereupon the Court upon due consideration had of the premises do order and appoint John Stephenson, L. H. H. W. M. Quaker

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 the 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 land 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 land 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

W. H. H. W. M. Quaker  
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 ensealing 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 recieve 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. 189 .

*Mary Williams* Seal

*A. P. Smead* Seal

Seal

Seal

## ASSESTMENT 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 <i>J. Smead</i>	the sum of <i>Fifteen Dollars</i>
To <i>Perustrong Curry Est.</i>	the sum of <i>One Dollar</i>
To <i>Elizabeth Curry</i>	the sum of <i>Five Dollars</i>
To <i>Jas Curry Est.</i>	the sum of <i>Thirty Dollars</i>

Witness our hands this *20* day of *April*, A D. 189*6*

*John Stephenson*  
*A. L. Hurd*  
*W. M. M. Brown*

No. 4 May Sessions, 1896

ORDER

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

May Sessions, 1896,  
report on road and confirmed Ni. Si.

Road to be opened 33 feet  
wide, except where there is  
side hill cutting or embank-  
ment and bridging, there to  
be 16 feet wide.

By the Court  
Cyrus Gordon

8 July 1897 confirmed  
absolutely - C. S. 1895  
be paid by Cyrus -  
By the Court  
Cyrus Gordon

Filed May 2, 1896  
Fees \$1, paid by Stacey

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.

(1616) John Stephenson	Days 2	Amount \$ 5.00
	Miles 11	1.10
(1617) C. D. Howard	Days 1	2.00
	Miles 5	5.00
(1618) Wm. H. Hughes	Days 1	2.00
	Miles 10	1.00
(1619) Wm. H. Hughes	Days	
	Miles	
(1620) Wm. H. Hughes	Days	
	Miles	

May Sessions 1896  
Continued till Sept  
Sessions 1896  
By the Court  
Cyrus Gordon

Sept Sessions 1896  
Continued till Dec 25  
1896 - By the Court  
Cyrus Gordon