

No. 7, May Term, 1891

Public Road

Versus

Decatur Township

Contents:

Not confirmed

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 Mittall & Co the sum of two hundred dollars
To Edmund Butterworth the sum of one hundred dollars
To Richard Hughes the sum of one hundred dollars
to David Gearhart the sum of thirty dollars
Witness our hands this 25th day of August, A. D. 1891.

Harry Bers
David Gearhart
Jacob Nuck

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 18th day of

May, A. D. 1897, before Judges of said Court, upon a petition of sundry inhabitants of the township of Decatur, in

said county, setting forth that they have under

great encumbrance for want of a public road or highway in the Township of Decatur to begin at a point on the old Shaw farm and on the public road leading from Philipsburg to Ashtown near where the road turns to Richwood Heights & just above Centre School House thence in an easterly direction so as to be an outlet for Washington Colliery Victor Mine No 3 & Lameashan Mine No 2 extending to and terminating at a point near Geo Donsens & Co's & Ed Button's gate on Keystone Hill and on the public road that leaves Park Thomas Park Church down to Keystone Hill

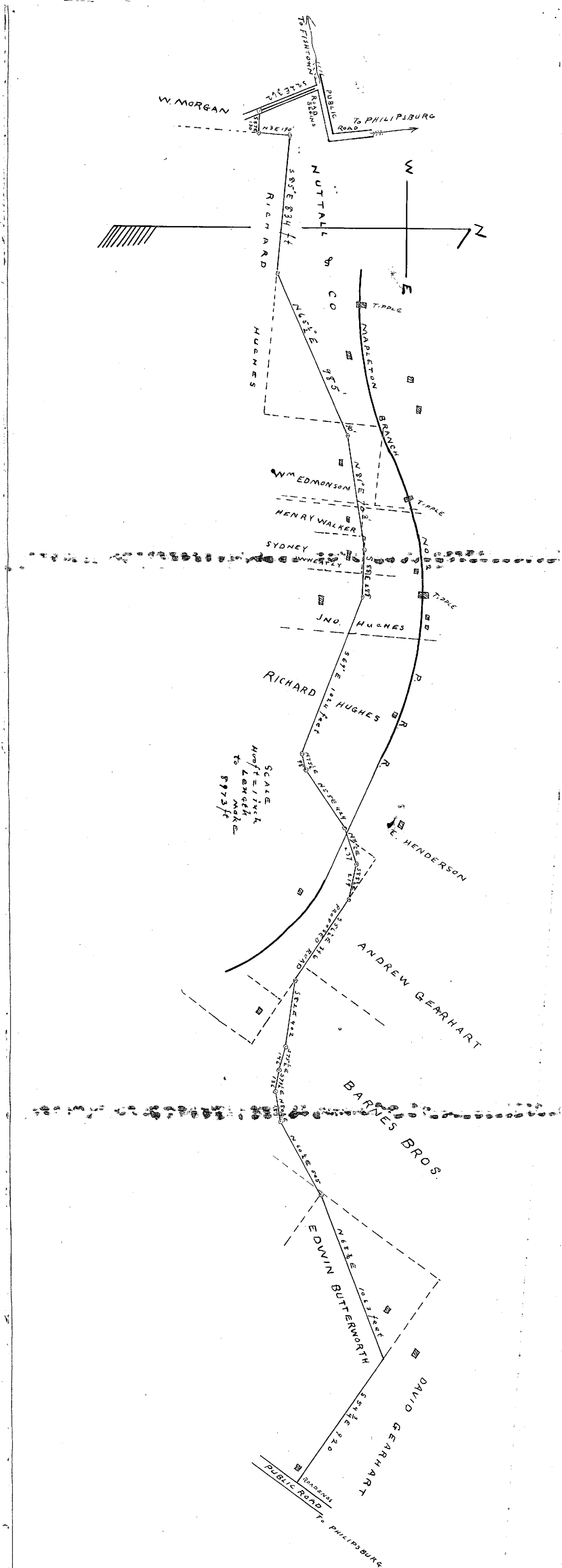
and therefore praying the Court to appoint proper persons to view and lay out the same according to law, Make report to the Court

whereupon the Court, upon due consideration had of the premises, do order and appoint Harry Byers Jacob Mock & David Stark

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 Blem
CLERK.



To The Honorable David L. Krebs
President Judge of The Court of Quar-
ter sessions of Clearfield County, Penn-
sylvania, we, The undersigned view-
ers 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 view and met agreeable
thereto on Monday, August 24, 1891
and having been first 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 at
the road leading from Philipsburg to
Fishtown Thence by road to Asceola
South twenty two degrees East Three hun-
dred and sixty two feet to line of Nuttall
and Co. land Thence on line between
Nuttall and Co and Walter Morgan lands
South eighty seven degrees East one hun-
dred and thirty feet to line of land belonging
to Richard Hughes Thence on line between
land of said Richard Hughes and Nuttall &
Co. North Three degrees East one hundred and
ninety feet to a corner. Thence on line of
aforesaid Hughes and Nuttall & Co. South

eighty five degrees East eight hundred
and thirty four feet to post on shoreward
five, thence North fifty five and one half
degrees East on improved land of Nuttall
& Co nine hundred and eighty five feet
thence same course ninety feet on land
of Wm Edmondson to a post thence on
improved land of Wm Edmondson, Henry
Walker, Sydney H. Peatty, Edgar Reese, North
eighty one degrees East seven hundred three
feet to a post thence on land of said E. Reese
and John Hughes South eighty eight degrees
East two hundred and eighty eight feet to
a Henrich stump, thence on land of
John, and Richard Hughes South eighty
nine degrees East one thousand twenty
four feet to a maple sapling thence
continuing through land of Richard
Hughes North seventy five and one half
degrees East ninety eight feet to a Birch
sapling thence North fifty five degrees East
four hundred and twenty four feet
to post thence North seventy one and
one half degrees East crossing Maple
Creek No 2 P.A. two hundred and
thirty seven feet to a post, thence South
seventy eight and one half degrees East
two hundred and nineteen feet to a post

on line between lands of R. Hughes and
Andrew Gearhart Thence on said line
South fifty six and one half degrees East
Three hundred and ninety six feet to
a Pine Stump. Thence on land of
Burns Bros. South eighty Two degrees
East four hundred and two feet to
a Hemlock Stump Thence South
seventy five and one half degrees East
one hundred and forty six feet to a
White Oak Sapling Thence South seven-
ty nine and one half degrees East one
hundred and thirty six feet to
a Pine stump Thence North eighty
and three fourth degrees East one hun-
dred and eighty three feet to a Chestnut
Sapling Thence North sixty and one
half degrees East five hundred and
five feet to a post on line of Edmund
Butterworth Thence on his land North
Sixty eight and three fourth degrees
East one thousand sixty three feet to
a post on line of David Gearhart's
land Thence on line between land of
David Gearhart and Edmund Butterworth
South fifty four and three fourth degrees
East nine hundred and twenty feet
to point at Ed. Butterworth's gate

on Keystone Hill and on the public
 road that leads from Thomas Park Church
 down to Keystone Hill, a plot or drop
 of which road as laid out appeared as
 hereto annexed showing corner
 and distance and measurements
 which road as laid out appeared as
 necessary in our opinion for a public
 road. We believe no person is entitled
 to damages by reason of locating and
 clearing of said road existing there
 whose damage we assessed
 thereon our hands this first
 day of August A.D. 1891

Henry (Jr.)
 David Gearhart
 Lewis } Garrett Moore

Now January 7, 1892 the County Commissioners of
 Clearfield County do by their attorney file up-
 caption to the within road report because
 the damages assessed are excessive
 William D. Smith
 Atty for Clearfield
 5am day additional recd that part
 of the damages assessed as for David Beach's
 one of the assessors who take out the road
 was qualified by reason of his interest
 William D. Smith

See Exceptions Filed

No. 7 May Sessions, 1891 ORDER To view and lay out a road for David Beach Clearfield Co. Sept 1891 Read and Confirmed the Li. to be opened 33 feet wide Sept 1891 Cutting 16 feet wide By Mc Court See Less 1891 Continued to Arg Court notice of damages to the given County Commissioner By Mc Court 4th April 1892 Confirmation absolute before By Mc Court Filed 12 Sept 1891 Fees \$ 14 paid by Angleton Bell	
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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.

Harry Eggers	Days 4	Amount.
(Est \$972)	Miles 18	\$17.80
David Beachhart	Days 2	
(Est \$980)	Miles 12	\$420
Jacob Mork	Days 2	
(Est \$984)	Miles 8	\$480
	Days	
	Miles	
	Days	
	Miles	

To the Honorable the Judges of the Court
of Quarter Sessions of the Peace in and
for the County of Clearfield Pa.

The petition of the undersigned, inhabitants
of the Township of Decatur, in the said County,
respectfully sheweth: —

— That your petitioners labor under great in-
convenience for the want of a public road or
highway in the Township of Decatur to begin
at a point on the old Shaw farm and on the
public road leading from Philipsburg to Fish-
town near where the road branches off to Richard
Hughes and just above Centre school house
thence in an easterly direction so as to be an
outlet for Washington colliery Victor mines No 3
or Lancashire mines No 2 extending to and
terminating at a point near George Doreau
and close to Ed Buttonworths gate on Keystone
hill and on the public road that leads
past Thomas Perks church down to Keystone hill

— 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.

Dames

Dames

John King
Sidney Whetley
J. R. Hughes
Joseph Fryer

Henry Smith
William Murray
B. J. Hughes
James Houghton

[illegible]

No. 1 ^{new} ^{set} ^{set}
 in the Leath of
Quater Indiana
Clarified Co. P.

near is near 1921

Position for laying out
 of a Public road in
Section Township

The road 18 May 1881
 Section road will extend
 East and 1/2 way Section
 East of road and Section
 and Section Section
 will Section Section
Section Section
Section Section