

No. 7, Dept. Form, 1891

Public Road  
Versus  
Lawrence Township

Contents:

R. S. #3

Page 492

H. T. 7

Vacated

Clen Rickey

stop  
stop

Clfd. CO., Lawrence Twp.  
Conf. Feb. 1892.  
33 ft. -- 16 ft.

Beginning at a point near the  
Beech Creek R.R. Station at  
O'Shanter to a point on the  
road leading from Hoover's  
Mill to J. Thompson's.

○

×

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 9th day of Sept, A. D. 1891, before Judge of said Court, upon a petition of sundry inhabitants of the township of Oshander, in said county, setting forth that

They labor under great inconvenience for want of a public road to lead from a point on public road at or near the Railroad Station at Oshander in said Township to a point on road leading from Stevens Mill to Joseph Thompson

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 of the premises, do order and appoint Harry Myers, James Savage & Joseph R. Read 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 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.

Ames, 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, or 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 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. 189 .

..... *Seal*

..... *Seal*

..... *Seal*

..... *Seal*

## ASSESSMENT OF DAMAGES.

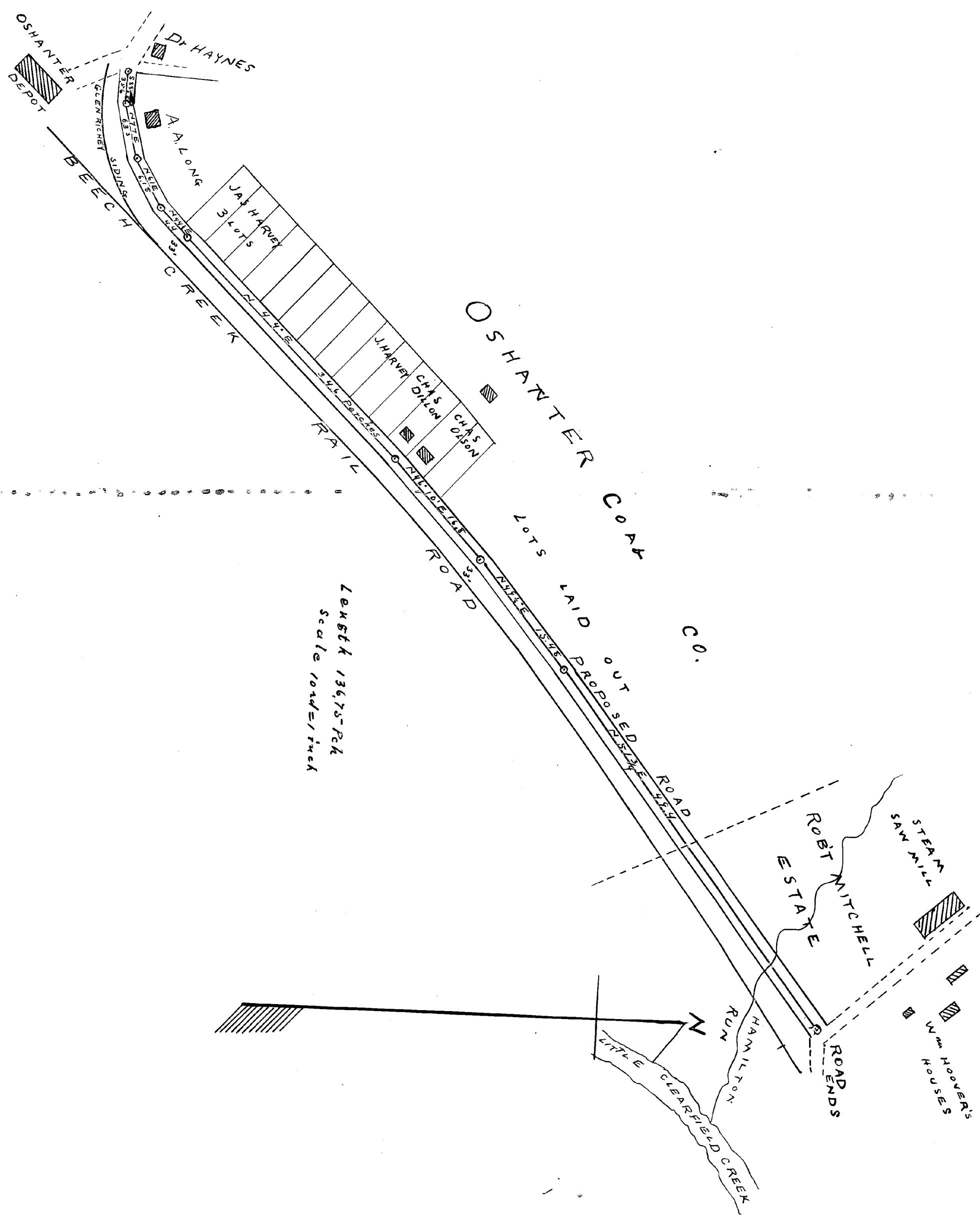
The following persons, having refused to release the damages to which they respectively may be entitled by reason of the location and the opening of the said road in the annexed return described, we, the undersigned viewers, under oath in pursuance of our duty, under the Act of Assembly, do assess their 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. 189 .



To the Honorable David S. Krebs president Judge of the court of Quarteressions of Clearfield County, Pennsylvania, we the undersigned, viewers appointed by the within order of court to view and lay out the road herein mentioned, respectfully report, that we gave good and lawful notice of said road viewer and met agreeable thereto on Nov. 13th A.D. 1891 the undersigned James Savage and Harry Byers having been present 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 three and seventy six hundredth perches from centre of Glen Richey branch B.C.R. near the Station at Oshanter thence through unimproved land of Oshanter Coal Company South Eighty eight and one half degrees East three and fifty six hundredth perches to a point sixteen and one half feet from Q.A. Long's fence thence continuing through same company's land and at a distance of sixteen and one half feet from lots laid out and staked off North seventy seven degrees East six and Thirty Three hundredth perches to a post thence North sixty one degrees East six and eighteen hundredth perches to a post thence North forty four and one half degrees East four and four tenth perches to a post North forty four degrees East Thirty four and six tenth perches to a post thence North forty six degrees ten minutes East sixteen and eight tenth perches to a post thence North forty nine and one half degrees East fifteen and forty eight hundredth perches to a post thence through land of same and land of Robert Mitchell Estate North fifty one and three fourth degrees East forty nine and four tenth perches to road leading from Hoover's Mill to Josiah Thompson's. A plot or draft of which road as laid out aforesaid is hereto annexed showing courses distances and improvements which road is necessary in our opinion for a public road. We believe no owner of land through the road passes is entitled to damages by reason of locating or opening said road. Witness our hands this Thirteenth day of November A.D. 1891

Viewers }  
Harry Byers  
James Savage

NOTICE.—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.  
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 this effect.

*No. 744 SESSIONS, 1891.*

*ORDER*

*To view and lay out a road for  
Public use in the township of  
Lawrence, Clearfield Co.  
See or Sessions 1891,  
read and confirmed Ni. Si.  
Road to be opened 33 feet wide,  
except where there is side hill,  
cutting or embankment and  
bridging, there to be 16 feet  
wide.*

*By W. C. Conformed to  
by W. C. Conformed to  
by W. C. Conformed to*

AMOUNT.	
Days 2	Miles 13 \$ 930
Days 1	Miles 13 \$ 330
Days 1	Miles 13 \$ 150
Days .....	Miles .....
Days .....	Miles .....
Days .....	Miles .....

*Filed 14 Nov. 1891.  
Fees \$ 25 paid by Harry Hayes*

*PUBLIC SPIRIT PRINT.*

1 To the Honourable David L. Webb  
2 President Judge of the County Court  
3 Justice of Common Pleas County  
4 The Petition of the undersigned  
5 inhabitants of the Township of Lancaster  
6 in the State of Ohio respectfully  
7 represents that your petitioners labor  
8 under a great inconvenience for  
9 want of a public road to lead from  
10 a point on public <sup>Road</sup> at or near the  
11 Rail Road station of Lancaster in said  
12 Township to a point on road leading  
13 from Horns Mill to Great Liverpool  
14 Your petitioners therefore  
15 pray the Court to appoint proper  
16 persons to view and lay out the  
17 same and they will ever pray &c

18 J. Roll Bloom  
19 D. Morrison

20 Robert Kline

21 S. B. Miller

22 W. A. Payles

23 Willis Baumgardner

24 Samuel Baumgardner

25 Chas Thorburn

26 D. A. Woodel

27 Charles Ostrum

28 G. W. Augenbaugh

29 J. O. Conkle

30 J. A. Willigard

31 T. M. Bourne

1 E. B. L. has.

2 Jos. R. Chase

3 Al M. Hall

4 J. S. Dunnington

5 ~~W. H. Tolman Co.~~

6 Dr. J. Barnes

Not September

Woodch

Sept 26 1891 Plition rock  
Wm. Beyer, James Savage  
and Joseph Reed approve  
Review report of  
3rd N.W. Coast

File of Sept 26 1891