

No. 11 Dec 5:8
1891

Vacate
Public Road
~~versus~~ in
Burnside Prop

Contents:

X

To The Honorable David L Knobbs
President Judge of The Court of Quarter
Sessions of The Peace in and for The
County of Clearfield

The Petition of the undersigned inhab-
itants of the township of Burnside in
said County. Respectively sheweth that
a Road has long since been laid out
from The Township Road near little Beaver
Run to The Township Road near H. Patchin
saw-mill your Petitioners humbly conceive
is now become useless inconvenient
and Burthenome to The inhabitants
thereabouts your Petitioners therefore
humbly pray your Honor that the said
Road may be vacated agreeably to the act
of The General Assembly in such case made
and provided and they will ever pray &c

M. M. Yingling

Paul Yingling

Irvin Yingling

E. G. Yingling in. act.

Adam Beck

Abraham Yingling

J. M. Yingling

Henry Yingling

H. Knobbs

W. C. Yingling

Myers Bowden
W. L. McLean

Ed. P. L. B.

Wilford Parker

Daniel Troy

Timothy Reid

Samuel Wagoner

Wilson Long

J. S. Wagoner

Nov. 11 Dec. 1891

Petition to locate pillars
road via Burnside Is. running
from Government road near
Beaverburn to point in Burn-
side road near St. Pauline
garn mule

Dec 1st 1891 Rose and
Hart Regns. John M.
Cunningham and Jas George
opposed drivers 10 miles
report by M. C. M.

Dec 4th 1892

W. M. Mull

Missouri
yesterday 11. 46
John Langdon
of W. Thompson
Julia Johnson
A. P. Yingling

A. P. Yingling
Jerry Dray
George W. White
James E. Gardner

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 4th day of January, A. D. 1892, before Judge of said Court, upon a petition of sundry inhabitants of the township of Burnside, in said county, setting forth that

road has long since been laid out from the township road near Little Beaver Run to the Township near H. Patchen's Saw Mill. Your petitioners humbly conceive it is now become useless in convenient and untheshome to the inhabitants therabout. Your petitioners, therefore, pray your Honor that the said road may be vacated agreeably to the act of the General Assembly.

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, and make report whereupon the Court, upon due consideration had of the premises, do order and appoint Harry Byers, John M. Cuming, James Savage 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 plan 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, and shall also state a plan or draft of the road for which recon is asked. 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.

A. M. Bloom

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, o 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. Hicks, President
Judge of The Court of Quarter-sessions of Clear-
field County, Pennsylvania, we the under-
signed viewers appointed by the within
order of Court to view and vacate the
road therein mentioned respectfully
report that we gave notice of said view and
met agreeable thereto on Wednesday the
13th day of April A.D. 1842 and having been
first severally sworn or affirmed we viewed
the road proposed to be vacated and are of
opinion that the same can be repaired and
will answer the purposes of travel and has
not become useless inconvenient and burden-
some and should therefore not therefore be
vacated Witness our hands this Thirteenth
day of April A.D. 1842

Viewer { D. C. Landon
James Savage
Harry Poyer

Now Rely less 1892, John M. Cummings one of the review having died
before the end, W. C. Cardon is appointed to review in his stead and this
order is enlarged to next term
By the Court

NO. 11. See SESSIONS, 1891

ORDER

bacata

To view and tag out a road for

use in the township of
Emonaide, Clearfield Co.

Decr. Sessions 1891

read and confirmed Ni. Si.

Road to be opened 33 feet wide,
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 the Court
W. C. Cardon
May 10, 1892 Confirmed
W. C. Cardon

Filed	1892
Fees \$1, paid by W. C. Cardon	

NOTE.—In case of a private road, the release must be ex-
ecuted in favor of the petitioner for such road.
A. A. — Viewers will carefully note the number of days spent
in the execution of their duty, and the expenses incurred in
the original viewers, except so far as the location may be chang-
ed by the reviewers.
N. B.— If little 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.

Henry Green	Days	1	Amount	9.40
Edgar Moyer	Miles	54		
James Savage	Days	1		
W. C. Cardon	Miles	54	7.40	

(Cut #1079)	Miles	54	7.40
	Days		
	Miles		

July 10, 1892 Confirmed
W. C. Cardon