

No. 12 Dec

SS

Form, 1891

Public Road

~~Versus~~

in
Cooper 2p

Contents:

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Part Bt. 1706.3

Mo. 12 Dec 55, 1897

[illegible]

Filed 5 Jan'y 1892

See. Sessions 1891. Presented and
thos. W. Moore, James Savage and
W. B. Gardner are appointed messen-
gers to their report re - By the Court

regiment

A. Janson

John Gustafson

Gust Nelson

A. Palmquist

Peter Morrison

B. Bennett

James Terrell

Ernest Plank

Sas. Matten

Ralph Myers

W. Thompson

Petition for Laying out of a public Road.

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

The petition of the undersigned inhabitants of the Township of Cooper in the said County respectfully sheweth:

That your petitioners labor under great inconvenience for want of a public road or highway in the township of Cooper to begin at ~~a point on it~~ or near ~~the~~ a point on the ~~route~~ line between lands of B. Merritt & Co and Somersville & Co in a public road leading from B. Merritt & Co's saw mill to Wm Burnes Station and extending thence to a point on the land of Cabot Fardee a poor Ryker Mine in another public road leading from Munsons Sta to line between Morris & Cooper Townships.

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

J. H. Sunkel
Geo. T. Stewart

J. W. Butler
J. Murhead

R. Park

A. O. Somersville

Gust. Johnson

Lam. Somersville

Thos. Truquish

G. F. Gustavson

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 5th day of February, A. D. 1892, before Judge of said Court, upon a petition of sundry inhabitants of the township of Cooper, in said county, setting forth that

Your petitioners labor under great inconvenience for want of a public road or highway in the township of Cooper to begin at or near a point on the line between lands of B Merrett & Co. and Somerville & Co. in a public road leading from B Merrett & Co. saw mill to Winburn Station and extending thence to a point on the land of Calvin Paeder above Ryker Mines in another public road leading from Munson Station to line between Morris & Cooper Township —

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 Thos. W. Moore, James Savage and W. C. Kardon 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.

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, 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 .

NO 12 See SESSIONS, 1891.

ORDER

To view and lay out a road for

Public use in the township of

Coopers, Clearfield Co.

held 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 the Court

May 1892 Confirmed By the Court

Filed 2 Feby, 1892

Fees \$1.20 paid by W. C. M. C.

PUBLIC SPIRIT PRINT.

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 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.
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.

S. W. Munroe (Court #10457)	Days 3	12.00
	Miles 20	2.60
James Santer (Court #1048)	Days 1	2.00
	Miles 20	2.00
H. B. Larkin (Court #1049)	Days 1	2.00
	Miles 20	2.00
—	Days	
	Miles	
—	Days	
	Miles	

W. C. M. C.

Township Road

Coal = mine

Township Road

Beginning

~~B7-D, B, C, R R~~

RUN

Somer-ville. & Co.

WINBURN

N	89	W	-	80	Pa
L	0	T	5		

GOOD-TEMPERED

LAND OF O. L. SCHOONOVER.

TOWNSHIP LINE

Grd.

Morris Township

20522W

TO THE HONORABLE, The Judge of the Court of Quarter Sessions' of the Peace of the county of Clearfield. We the undersigned Viewers appointed by the aforesaid order of Court to view the road therein described; DO REPORT; That in pursuance of said order, and appointment, after, having first given due notice of the same, by printed, and written advertisements, put up according to Law, of the time and place of meeting: and due notice also, having been given to the owners and occupants, of lands through which said road was intended to pass, of the same: We all met, and being first duly affirmed, proceeded to view the same, and have Viewed and laid out the following road, and return the same for Public use, TO WIT'. Beginning at a Post at the point in the Public road, leading from B. Merritt and co's Sawmill, to Winburn Station, where ~~a~~ a road now in use leaves the same, passing by Somerville and Co's store: thence South thirty two degrees west, about forty and one half perches to a post on the west side of the Rail road, thence along a street where Lots have been staked off, bearing North eighty nine degrees West, eighty perches to line of O.L. Schoonover. Thence through lands of said O.L. Schoonover North seventy two and one half degrees west, forty three ^{perches} ~~perches~~ to a post. thence, South seventy nine degrees West, twenty three perches to a post. thence, South thirty five degrees West, nine and one half perches to a post. thence South nineteen degrees West, nine and eight-tenths perches, to a post. thence South fourteen degrees West, twenty one and one half perches, to a post thence South sixty one degrees West, thirty and three tenths'

perches to a post. thence North seventy two and one half degrees West, sixty and one half perches to a post. thence North eighty three degrees West, eighty three perches to a post. thence North eighty seven degrees West, seventy nine perches to a post. thence South three and one half degrees West, fifty-three perches, to a post. thence South sixty degrees West, twenty two and one half perches, to a point on the Morris Township line at the end of the public road from Munson Station, to the line of Morris and Cooper township's. A plat or draft of which we hereunto annex, And as to damages, none having been claimed by any one, We have not allowed any.

In witness whereof we have hereunto set our hands
this First day of February, A.D. 1892.

E. W. Morris
James Savage
W. E. Cardon