

No. 12 Dec.

58

Term, 1891

Public Road  
~~Versus~~ in  
Cooper 3p

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Mo. 12 Dec 1891

Petition for a public road for  
Cooper's Hillings. Be  
granted a road in public road  
leading from B. Moore's farm to B. Moore's  
in Cooper's Hillings on  
West lands of B. Moore's who, at  
Somerville, Mass.,  
~~has~~ a farm on land  
of Calvins Park above Somerville  
in Middlesex leading from there  
avis station to B. Moore's farm on  
West lands of B. Moore's

Yester Day 1891

See. Sessions 1891. Presented and  
Hon. W. Moore, James Savage and  
W. B. Barlow are appointed receivers  
to view report re. B. Moore's farm

W. E. Moore

A. Jansson  
John Gustafson  
Gust Jansson  
A. Palmquist  
Peter Wansson  
B. Bennett  
James Forey  
Austin Plante  
Jas. Masten  
Eugene Meyers  
W.H. 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 inhab-  
itants 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 ~~at point on~~ or near  
~~the~~ a point on the ~~other~~ line between  
lands of B. Merritt & Co and Sommerville  
& Co in a public road leading from  
B. Merritt & Co's saw mill to West Curve Station  
and extending thence to a point on the  
land of Fabius Fardee a son of Tyler Mius  
in another public road leading from  
Munsions Station between Morris & Cooper  
Townships.

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

I H. Dunlap  
Geo. T. Stewart  
J. W. Butler  
Murhead  
R. Park  
A. Sommerville  
Trust Johnson  
L. Sommerville  
Thos. Turquie  
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 January, 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 Minburn Station and extending thence to a point on the land of Oliver Paudee above Kingley mines in another public road leading from Minburn 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 Hos. W. Moore, James Savage and W. C. Carlton 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. N. Bloomey

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 sealing 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 .

**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 reviewees.

**N. B.:**—If the reviewees 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.

NO. 12. *See SESSIONS, 1891.*

ORDERER

To view and lay out a road for  
Public use in the township of  
Cooper, Clearfield Co.  
July 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 2nd 1892 Confirmed by the Court

Filed 20 Dec 1892  
Fees \$1 paid by Woodrow

PUBLIC SPIRIT PRINT.

me, me, me,

Somerville & Co's

Coal mine

Township Road

Boggs

St. of B.C.R.R.

RUN

Somerville & Co

Cooper - Township

LAND OF O. L. SCHOOONOVER

TOWNSHIP LINE

End

Morris TOWNSHIP

Morris

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. Merrett 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~~ 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.

*J.W. Moore  
James Savage  
W.E. Gandon*