

No. 5, *Decinimal Term, 1892*

Yankee Public Road
Versus
Morris Partnership

Contents:

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 .

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 23^d day of January, A. D. 1893, before Judge of said Court, upon a petition of sundry inhabitants of the township of Morris

A road has long since laid out from Muncie Station on public road leading from Muncie Station to a point in Morris Gap to Old Perk's & Baumans Mill also in Morris Township which road your Petitioners conceive is now become useless and burdensome to the inhabitants of said Township

and therefore praying the Court to appoint proper persons to view and ~~lay out~~^{Vacate} the same according to law, ~~make report at next Term~~^{Vacate} whereupon the Court, upon due consideration had of the premises, do order and appoint ~~Harry Briger~~^{Vacate} ~~John~~^{Vacate} Garage & Hoffer 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~~^{Vacate}, and if they view the same and any two of the ~~actual~~^{Vacate} viewers agree that there is occasion for such road, they shall proceed to ~~lay out~~^{Vacate} 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 the Vacating of said Public road~~^{Vacate}, ~~or 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.

D. Geiger,
Clerk.

To The Honorable David S. Kube President Judge of the Court of Quarter Sessions of Clearfield County Pennsylvania we, the undersigned, viewers appointed by the within order of Court to view and vacate the road therein mentioned respectfully report that we gave good and lawful notice of said roadview and met agreeable thereto on the tenth day of April A.D. 1893 and having been severally sworn on or affirmed we have viewed the following road to wit: beginning at Munson Station near corner of a lot thence through an unimproved land the following courses and distances. South thirty one degrees East two hundred twenty five feet thence South twenty five degrees East two hundred eighty three feet thence South fifty three and three fourth degrees East two hundred ninety eight feet, thence South seventy two and three fourth degrees East three hundred thirty feet thence South eighty six and one half degrees East three hundred seventy three feet thence South eighty four degrees East for hundred ninety five feet thence South sixty nine and three fourth degrees East three hundred forty five feet thence South forty and three fourth degrees East two hundred ninety five feet, thence South twenty six and one half degrees East one hundred seventy feet thence South five and one fourth degrees west two hundred seventy feet thence south one and one half degrees West six hundred forty feet thence South six degrees West four hundred twenty three feet thence South one and one half degrees East five hundred sixteen feet, thence South six and one fourth degrees West two hundred seventy one feet thence South forty and three fourth degrees West two hundred one feet thence South sixty eight and one fourth degrees West one hundred six feet thence South seventy four and one half degrees West six hundred thirteen feet thence South twenty six and three fourth degrees West nine hundred seventy nine feet thence South thirty nine degrees West two hundred forty one feet thence South sixty two degrees West two hundred fifteen feet to point near old Perks and Bowman Mill, which road aforesaid has in our opinion become useless inconvenient and burdensome and should therefore be vacated. A Plot or draft of ground aforesaid is herunto annexed showing courses distances and improvements which to witness our hands this tenth day of April A.D. 1893

Harry Byers

1893 Harry Byers
Viewers James Savage
 W. J. Hoffer

Feby 5th 1893. Powers of viewers enlarged and continued until the May day
1893.

By the Court

D. Z. Krebs

NO. 5. ~~THE~~ SESSIONS, 1892

ORDER

Grant

To view and ~~create~~ a road for
public use in the township of

Harris, Clearfield Co.

May — Sessions 1893,

read and confirmed Mr. Si.

Present to be opened 30 feet wide,

except where the road is intersected,

sitting on embankment and

bridges, there to be 10 feet

wide.

By the Court

D. Z. K.

Sept 1st 1893 Convinced
absolute by no court

Filed May 1893
Fees \$1 paid by Ma. Chase

Q,

NOTE: — In case of a private road the referee must be
elected 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
original viewers, except so far as the location may be chang-
ed by the reviewers.
N. B. — If the viewers believe the parties not entitled to
damages, taking into consideration the advantages as well
as the disadvantages of the road, they will report to that effect.

Amount.	Miles	Days
12.00	17.7	2
12.89	17.7	1
12.90	17.7	1

Amount.	Miles	Days
13.00	18.0	1

1 To the Honorable D. L. Krebs President
2 Judge of the Court of Quarter Sessions
3 of Coalfield County Pa.

4 The petition of the undersigned inhabitants
5 of the Township of Morris in said County
6 respectfully sheweth: That a road has
7 been long since laid out from Munson
8 Station, on public road leading from
9 Munson Station to Allport, in Morris
10 Township, to the old Perks and Bowman
11 Mill also in Morris Township, which
12 road your petitioners conceive is now
13 become useless and burdensome.

14 Your petitioners therefore pray the Court
15 that said road may be vacated agree-
16 ably to the Act of the General Assembly in
17 such case made and provided; and
18 they will ever pray &c

19 Names. Names.
20 John H. Brown John Ferney
21 Matthew Whitaker J. A. Steinbeck
22 Oliver Shaw Wm. Worring
23 W. E. Peterson Avery Garbett
24 Wm. Herbert
25 John McKeon
26 T. M. Ray
27 Joseph Davis
28 Thomas McClimane
29 Wm. Wilkinson
30 William Greene
31 Henry Hebert
32 John Holmes

show now 31st March 1891. It being shown to the satisfaction of the court that H. M. Knut
cannot come as witness in his case. Harry Beyer is appointed in his place and
dealt.

Mo 3 Dec 56 1893

Petition to Vacate
Public road in Morris
Township, from Munson
station, on road leading
from Munson Station to
Allport,

The Old ^{to} Perkes & Bowman
Mill, in Morris Township

Filed 23 Jan'y 1893

And now Jan'y 19th 1893
the within petition read
and considered and
then upon. S. M. Knut,
James Savage and W. G. Stoffer
appointed viewers to
view said road and
report to the Court

By the court
D. C. K.
J. J.

S. Bell S. W. A. CHASE,
Attorney-at-Law,
CLEARFIELD, PA.

John C. Clark & Sons, 230 Dock Street, Philadelphia.