

No. 7 May Term, 1892

Public Road

Versus

Karthaus Punship

Contents:

X

1907 May 9 1872

Petition of citizens of Cornington  
Hartshaus Township for a  
public road leading from a point  
in Hartshaus Township, where the road  
as now used from Hartshaus to Confluent  
leaves the old Sumner Lining Road to  
a point in Cornington Twp at the old  
known place in the line between Clear-  
field & Cameron Counties.

And now 9 May A.D. 1892 This  
petition read and considered and  
Harry Beyers - Lawrence Flood  
Christian Brown —

are appointed to view the route pro-  
posed and if necessary, lay out the same  
for public use and report to the next  
term

By the Court  
D. E. Kelly  
D.J.

Filed 9 May 1872

Am Blount

SINGLETON BELL,  
ATTORNEY AT LAW,  
CLEARFIELD, PENNA.

To The Honorable Court of Quarter Sessions of <sup>County</sup> Clearfield

The petition of the undersigned citizens  
of the Townships of Karthaus & Cornington in said  
County respectfully represents:—

That they labor under great inconvenience  
for want of a public road leading from a  
point in the old Siummahening Road where the  
road as now used to Karthaus from Snftwood  
leaves said old road, ~~to~~ in Karthaus Township  
to a point at the line between Clearfield and  
Cameron Counties at or near the old Hoover  
place. (this portion of the road being in Cornington Twp.)

They therefore pray your Honorable Court to ap-  
point suitable persons to view and lay out  
such road if by them deemed necessary.  
And they will ever pray &c

J. R. Kailhaus

A. K. Kananaw

M. C. Longley

Ruben Harper

M. W. Zimmerman

D. J. Moore

John M. Gloskey

M. A. Gifford

Henry Gotten

Edw. Hardy

J. D. Newlin

N. A. Gontair

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 9<sup>th</sup> day of May, A. D. 1892, before Judge of said Court, upon a petition of sundry inhabitants of the township of Kearthaus, in said county, setting forth that

*They labor under great inconvenience for want of a public road in the old Sinnemahoning road where the road now used to Kearthaus to Driftwood leaves said road in Kearthaus Township to a point at the line between Clearfield & Cameron Counties at or near the old Hoon place in Cornington Township*

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, *Make report at next Court*, whereupon the Court, upon due consideration of the premises, do order and appoint *Harry Lynn Lawrence Hood & Christian Brown* 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, 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 .

*Recor*

No. *7* May SESSIONS, 1892

ORDER

To view and lay out a road for  
*Public* use in the township of  
*Southaus*, Clearfield Co.

*Sept* Sessions 1892,  
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*  
Dec 1ers 1892. Confirmed absolute  
*By the Court*

Filed \_\_\_\_\_, 1892  
Fees \$ *25*, paid by *Dingman Bell*

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 di-advantages of the road, they will report to that effect.

	Days	Miles	AMOUNT.
<i>Harry Byer</i>	<i>3</i>	<i>40</i>	<i>\$16.00</i>
<i>Lawrence Flood</i>	<i>1</i>	<i>12</i>	<i>\$3.20</i>
<i>Christian Brown</i>	<i>1</i>	<i>12</i>	<i>\$3.20</i>
	Days	Miles	
	Days	Miles	

To The Honorable David L. Krebs  
President Judge of the court of Quar-  
ter Sessions of Clearfield County Pa.  
we, the undersigned viewers ap-  
pointed by the within order of court  
to view and lay out the road therein  
mentioned respectfully report: That we  
gave good and lawful notice of said  
road view and met agreeable thereto  
on Monday the twenty second day of Aug-  
ust A.D. 1892 and having been sev-  
erally sworn or affirmed we have  
viewed the ground for the proposed  
road and are of opinion that the same  
is not necessary for a public road  
Witness our hands this twenty second  
day of August A.D. 1892.

Viewers { Harry Byers,  
              { Laurence Hlood  
              { Christian Brown