

No. 18 Sept 58
Term, 1892

Public Road
~~Versus~~ in
Ferguson Township

Contents:

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 12th day of September, A. D. 1892, before Judge of said Court, upon a petition of sundry inhabitants of the township of Berghausen

~~~~~ , in said county, setting forth that

Your petitioners labor under great inconvenience for want of a public road beginning at public road near Beech Creek R R Station in Kernmore and leading to a point where said Beech Creek R R intersects with line now bounding to Mahaffey at which point a new depot is to be erected

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, Made report at next Term

whereupon the Court, upon due consideration had of the premises, do order and appoint Harry Dyer & Ed Murray & Reuben Straw 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.

J M Blinn  
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 ensembling 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 L. Krebs President  
Judge of the court of Quarter-Sessions  
of Clearfield County Pa. We The undersigned  
viewers appointed by the within order of court  
to view and lay out the road therein men-  
tioned respectfully report that we gave  
satisfactory notice of said road view and met  
agreeable thereto Monday November 7th A.D.  
1892 and having been severally sworn or  
affirmed we have viewed the ground  
for proposed road and are of opinion  
that the making of same would be attend-  
ed with greater expense than ~~that~~ it  
is reasonable the township should bear con-  
sidering the cost of making and that there  
is a public road leading past the point where  
the new depot is to be erected and therefore  
we are of opinion that the same is not  
necessary for a public road, Witness  
our hands this 7th day of November A.D.  
1892

Viewers { Harry Byers  
Reuben Strawn  
C.D. M. Murray

*Reverend*

NO. 1892 SESSIONS, 1892

ORDER

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

Order 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

Order Jan 1 1893 Confirmed absolute

By the Court

Filed 1072 Dec 1892

Fees \$1, paid by

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. Viewers cannot interfere with damages assessed by the original viewers, except so far as the location may be changed by the petitioners.  
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.

|                 | Days     | Amount  |
|-----------------|----------|---------|
| Harry Pappe     | 2        |         |
| Per # 67220     | Miles 23 | \$24.30 |
| C. N. Mc Murray | Days 1   |         |
| Per # 12221     | Miles 5  | \$22.50 |
| Reuben Strout   | Days 1   |         |
| Per # 1222      | Miles 8  | \$22.80 |
|                 | Days     |         |
|                 | Miles    |         |
|                 | Days     |         |
|                 | Miles    |         |