

No. 27, Sept S.S.  
Term, 189-2

Vacate  
Public Road  
Versus in  
Bigler Township

Contents:

The undersigned petitioners, tax-payers and citizens of Bigler Township would respectfully represent:-

That an old Township road which was laid out some time in 1853, beginning at a point on the Public Township road near William Pusey's saw-mill in Bigler Township and ending at or near the Railroad crossing at McCartney's in Jordan Township, has become useless and burdensome to the tax-payers of Bigler Township and Jordan Township.

That the said Road has been supplied by a new Road which was laid out some time in the year 18                      and runs between the same points.

Your petitioners therefore pray your Honorable Court to appoint Viewers to view and vacate said Road and they will ever pray.

David Heagy	J. W. Gille
J. G. Higgins	Joseph Ashoff
W. H. Davis	John H. Moore
Albert Shoff	William Bole
Amos Eliza	Thos Plyth
Samuel Whiteside	Boaz Alexander
James Cornely	James Luther
Jos. Denny	Mathis Shay
R. H. Shoff	Thos. Campbell
J. A. Stitt	P. H. Krupner
E. W. Cowher	James Lerman
Jno. D. Whiteside	J. H. Crisman
Isaac Heagy	Lenton Beman

R. W. Lord

W. J. Coe

Edward M. Crocker

J. J. Pusey

William Pusey

Nicholas Pusey

James A. Garner

T. C. Pusey

Philip Suber

R. H. Miller

W. P. Hartman

J. H. Luppely

James E. Kirk

No. 22 Sept 88  
~~Dec~~, Term 92.

Petition to vacate a public  
road in Bigler Township, begin-  
ning at a point on the public  
Township road, near William  
Pusey's saw-mill, and ending  
near the Railroad crossing  
at McCartleys in Jordan Twp.,  
Filed 24 Oct 1892

Now this 24 Oct. 92 upon  
the consent of the undersig-  
ned who have the authority  
Henry Meyers. Jacob Johnson &  
Joseph Alexander -  
to run and mark the  
same.

By 1st Court  
D. C. Kelly  
J.

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 <sup>24<sup>th</sup></sup> day of October, A. D. 1892, before Judge of said Court, upon a petition of sundry inhabitants of the township of Bigler

in said county, setting forth that  
An ~~old~~ <sup>old</sup> township road which was laid out some time in 1853 beginning at a point on the public township road near William Puseys sawmill in Bigler Township & ending ~~near~~ near the Railroad Crossing at McCartney in Jordan Township has become useless burdensome to the tax payers of Bigler Township & Jordan Township  
That the said road has been supplanted by a new road which runs between said points,

and therefore praying the Court to appoint proper persons to view and ~~lay out~~ <sup>Vacate</sup> the same according to law, <sup>Vacate</sup> Make report at next term whereupon the Court, upon due consideration of the premises, do order and appoint <sup>Vacate</sup> Harry Dyer & David Johnson <sup>Vacate</sup> Int Joseph Alexander 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~~ <sup>Vacate</sup>, and if they view the same and any two of the actual viewers agree that there is occasion for such ~~road~~ <sup>Vacate</sup>, they shall proceed to ~~lay out~~ <sup>Vacate</sup> 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 references 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 Blum

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 .

NO. 22 Sept SESSIONS, 1892

ORDER

vacate  
view and ~~lay out~~ a road for

Public use in the township of  
Gigler, Clearfield Co.

Dec 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 Mr Court

See Dec 1892 Confirmed absolute

By Mr Court

Filed 6 Dec, 1892

25  
Fees \$1, paid by H. Byers

PUBLIC SPIRIT PRINT.

NOTE.—In case of a private road, the release must be ex-

cluded 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.

Reviewers can not interfere with damages assessed by the

original viewers, except so far as the location may be chang-

ed 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.

Days 3

Miles 41 \$16.10

Days 1

Miles 2 \$2.20

Days 1

Miles 4 \$2.40

Days 1

Miles — \$1.30

Days

Miles

Harry Byers  
(Cert #1200)

W.D. Johnson Jr.

Joseph Alexander  
(Cert #1250)

W.D. Byers  
Chairman

(Cert #1207)

To The honorable David L. Krebs President  
Judge of The court of Quarter-sessions  
of Clearfield<sup>County</sup>, 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 road view and met  
agreeable thereto on the 25th day of  
November A.D. 1892 and having been  
severally sworn or affirmed we have viewed  
and vacated the following road to wit:

Beginning at a point at Forks of road  
near William Pursey's saw-mill thence  
the following courses and distances North four  
and three fourth degrees East one hundred sixty eight  
feet, North thirty seven degrees East one hundred  
forty seven feet, south eighty four and one half  
degrees East one hundred feet, North nineteen  
degrees West two hundred seventy feet, Thence  
North thirty five degrees West two hundred  
seventy six feet, North forty nine and one fourth  
degrees West Three hundred twenty eight feet, North  
thirty four and one half degrees West Three hundred  
feet, North twenty eight and one fourth degrees  
West, two hundred nineteen feet, North sixteen and  
three fourth degrees East one hundred eighty one  
feet, North six degrees East one hundred <sup>forty seven</sup> ~~seventeen~~  
feet, North fifteen and three fourth degrees East two hun-



dred sixty six feet, North eleven degrees East  
one hundred sixty five feet, North eighteen  
and one half degrees East Three hundred feet,  
North twenty degrees East Three hundred eight feet,  
North eleven and one half degrees East one hundred six-  
ty three feet, North one degree West two hundred for-  
ty eight feet, North ten and one half degrees West  
one hundred forty two feet, North forty one and one half  
degrees West two hundred fifty five feet, North  
Thirty degrees fifty minutes West one hundred eighty  
one feet, North four and three fourth degrees  
West one hundred eight feet, North twenty eight  
degrees West two hundred sixty three feet  
North Thirty seven degrees West Three hun-  
dred twenty five feet, North two and one fourth  
degrees West Three hundred eighty five feet,  
North forty two and one fourth degrees West  
one hundred eighty feet, North fifty nine  
degrees West one hundred eighty one feet,  
North sixty four and one half degrees West  
one hundred ninety one feet, North eighty one  
and one half degrees West Two hundred  
fifty one feet, South eighty four degrees West  
one hundred sixty eight feet, South fifty  
five and one half degrees West two hundred  
ninety five feet, South forty degrees West  
two hundred ten feet, South seventy five  
degrees West one hundred fifty one

feet, North eighty two and three fourth  
degrees West one hundred forty two feet,  
South seventy two and one half degrees West  
one hundred seventy two feet, South fifty nine  
degrees West one hundred twenty seven feet,  
South forty eight and three fourth degrees West  
two hundred feet, South forty six and one half  
degrees West eighty two feet, South twenty  
degree West two hundred six feet, South thirty  
seven degrees West three hundred nine feet,  
South fifty five and one half degrees West  
three hundred thirty five feet, South seventy  
two and one half degrees West two hundred fifty  
five feet, North seventy four degrees West  
two hundred fifty three feet, North eighty two  
and one half degrees West three hundred twenty  
five feet, North seventy seven and one half  
degrees West two hundred feet, West one  
hundred seventy two feet to point near rail-  
road crossing at McCarty's, A plot  
or draft of which road aforesaid is herewith  
annexed showing courses and distances which  
road has become useless inconvenient and  
burdensome and should therefore be vacated  
Witness our hands this twenty fifth day  
of November A.D. 1892

Viewers { Harry Byers  
              S. W. Johnston  
              Joseph Alexander