

No. 1, May Term, 1893

Public Road  
Versus  
Morris Township

Contents:

To the Honorable David L. Krebs President Judge  
of the Court of Quarter Sessions of the Peace of the  
County of Clearfield Penna

The petition of the subscribers, respectfully  
Showeth: That they labor under great inconvenience  
for want of a public road or highway to lead from  
the public road running through Ashcroft to Banks  
Run at a point on said road between the residences  
of John McDowell & Edward McGowan and ex-  
tending to the Mushammon Creek and connecting  
with the Public Road in Rush Township at Lake  
Lomond Mills Center Co Penna, they therefore  
pray the court to appoint persons duly qualified  
to view the ground proposed for said road and  
to lay out the same according to law and your  
petitions will ever pray, etc

James Mclement David McMechie  
Arthur Moore Pat McCartney  
J. C. Pees Turner Divers  
John Jordan Alexander Dareds  
John Burns James Hallies  
William Shields John Jones  
John Coles John Jones  
Samuel S. Coles John D. Coles

Elias Myers  
of the Lowell  
Joseph Kirkman,  
from Boston

Pro Bono Posse  
In Court of Quarter Sessions  
of Chester Co. Pa

Petition of sundry re-  
habituants of Mons. Twp.  
Prive for road leading from the  
public road running through  
Ashcroft to Stark Run between  
the residences of John McDonald  
Ed. M. Gowan to the Mahanum  
creek at or near Lake Sonnen  
Mtn.

July 1873

Now, May 1st, Petition read  
and Considered and Therefore  
Ordered by the W<sup>t</sup> of the  
Court to be held  
at Ashcroft, on the 1<sup>st</sup> of July  
at 10<sup>th</sup> hour, to consider  
the proposed location of  
the road and make deposition  
next term of court.

By the Court

John Ward

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 ~~first~~  
day of ~~May~~ —, A. D. 1893, before Judge of said Court, upon a petition of sundry inhabitants of the township of ~~Moore~~

—, in said county, setting forth that they labor under great inconvenience for want of a public road or highway to lead from the public road running through Ashcroft to Hawk Run at a point in said road between the Residences of John McDowell and Edward McGowen and extending to the Moshannon Creek connecting with the public road in Rush Township at Lake Lomond Mills Centre Co Penn.

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, ~~make report at Sept 33 1893~~  
whereupon the Court, upon due consideration had of the premises, do order and appoint ~~Harry Dyer, John H. Hays, W. H. Dickey, D. H. Roop~~  
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.

*D. H. Gingrey*,  
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, do 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

To The Honorable David L. Krebs president Judge  
of the Court of Quarter Sessions of Clearfield County Penn-  
sylvania, we the undersigned viewers appointed by  
the within order of court to view and lay out the road  
herein mentioned respectfully report that we  
gave good and lawful notice of said roadview  
and met agreeable thereto on Thursday the third day  
of August A.D 1893 and all having been present and  
having been first severally sworn or affirmed we have  
viewed the ground for the proposed road and are  
of opinion that there is no occasion for a small  
road and that the same is not necessary  
for a public road. Witness our hands  
This Third day of August A.D 1893

Harry Byers  
Viewers      { Jno. W. Howze  
                    D. L. Roads,

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 viewers.  
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.

NO. 1 May SESSIONS, 1893

ORDER

To view and lay out a road for  
public use in the township of  
Morrison, Clearfield Co.  
Sept. Sessions 1893,  
read and confirmed Vi. Si.  
Road to be opened 30 feet wide,  
except where there is side hill,  
cutting or embankment and  
bridges, there to be 18 feet  
wide.  
My 1st Court

See Survey's confirmed  
absolute - by 1st Court

Filed 4<sup>th</sup> Aug<sup>st</sup>, 1893  
Fees \$1 paid by John Moran

PUBLIC SPIRIT PRINT.

AMOUNT.
Days 1 Miles 19 \$5.90
Days 1 Miles 5 \$2.50
Days 1 Miles 3 \$2.30
Days 1 Miles 2