

No. 5, Feby Term, 1893

Vacate and Supply
Public Road

~~Term~~ in

Sandy Twp

Contents:

R. S. &c. Page 5

Part Twp. Rd. 173 50

To the Honorable the Judge of the Court of Quarter Sessions of the Peace for Clearfield County:

We, the undersigned persons appointed by the annexed order of Court to view the portion of the road therein mentioned proposed to be vacated and to view the ground for the proposed road intended to supply the place of the former, as mentioned in said Order of Court, do respectfully report:

That, having first all been duly sworn to perform our duties in the manner provided by law and in pursuance of said order, and after having given due and public notice by hand bills, as provided by law and the rules of this Court, in such case made and provided, and having given notice to the owners of the land through which the proposed road passes, as required by law and the rules of this Court, we met on the on the 18th day of March a.d. 1893. ground for the proposed road in said order mentioned, and having viewed that portion of the said road proposed to be vacated, to-wit: Beginning at a point in the Falls Creek & Rockdale Road at a point fourteen ~~degrees~~ ^{Rods} South-Eastward from the Ridgway & Clearfield Railroad Bridge over Falls Creek; thence North forty-eight and one half degrees, West fourteen rods; thence North thirty-five and one half degrees, West eleven and three tenths rods; thence North fifty and one fourth degrees West twenty-two and nine tenths rods; thence North twenty-one and three fourths degrees, West eight and one tenth rods; thence North twelve and three fourths degrees East seventeen rods; thence North thirty-nine and three fourths degrees, West eleven and six tenths rods to Jefferson County line.

And, having viewed that part of said road proposed to be vacated, we are of the opinion that the same has become useless, inconvenient and burdensome, and ought therefore, to be vacated.

And we do further report, that, having in like manner, at the time and place before stated, met, and having viewed the ground for the said proposed road intended to supply the place of that proposed to be vacated as hereinbefore described, Beginning at a point in the Falls Creek & Rockdale Road, fourteen rods South-Eastward from the Ridgway & Clearfield Railroad Bridge across Falls Creek, thence North six and one fourth degrees West forty-six and eight tenths perches through unimproved lands of A. C. Hopkins to a point on line of lands of Thomas E. Proctor; thence North ten and three fourths degrees West sixty-five and one tenth perches through unimproved lands of Thomas E. Proctor to the Jefferson County line, intersecting at said point with a public road laid out in Jefferson County, said point of intersection being near the house of Ira Austin. The said lands through said road passes being unimproved wood-lands. Said proposed road we have viewed and laid out for public use, believing the same to be necessary for the accommodation of the public.

And we further certify that we, the said viewers, all met together at the time and place above mentioned, and that we proceeded together in making the view of the respective roads as herein set forth. A plot or draft of the same being hereto attached, showing the courses and distances of the said part of said road to be vacated, and also the proposed road.

And we further refer to the action we took as to the damages, and the schedule thereof to this report attached.

3.

WITNESS our hands and seals.

S. J. MacNamee (SEAL)

George Winger (SEAL)

John Lankford (SEAL)

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 25th.

day of February, A. D. 1893, before Judge of said Court, upon a petition of sundry inhabitants of the township of Sandy,

That part of a Public Road long since laid out known as the Falls Creek and Rockdale road leading from Dubois to Brockwayville in Jefferson County, between a point on said road 14 rods southeastward from the Ridgeway and Clearfield Railroad bridge over Falls Creek and extending to the Jefferson County line has become useless and burdensome to the people of said Township.

Therefore the petitioners pray Your Honorable Court to appoint three ~~and~~ ^{and} two ~~and~~ ^{and} Vacate said part of said road and to supply the same by a road leading from said point 14 rods southeastward from said Railroad bridge to the Jefferson County line to intersect at the public road now open in said County near the house of Tom Austin

and therefore praying the Court to appoint proper persons to ^{(re) (vacate supply)} view and lay out the same according to law, ~~and~~ ^{and} make Report to the Court to whereupon the Court, upon due consideration of the premises, do order and appoint No 8 Minis, Geo H Gingey ~~and~~ ^{and} John Rankard who, after being respectively sworn or affirmed to perform the duties of their appointment with impartiality and fidelity, are to view the grounds proposed ~~vacating & supplying of~~ ^{vacating & supplying said} 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 J Gingey,
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 sealing 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 30 day of April , A.D. 189 .

We the viewers to the above report consider and allow no damages by the opening of said road.

H. J. MacKenzie
Geo. H. Knigert
John LamRan

Records

NO. 5 JULY SESSIONS, 1893

ORDER

vacate & supply

To view and lay out a road for

Public use in the township of
Sandy, Clearfield Co.

May — Sessions 1893,

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.

Sept 1st 1893 Convened absolute
By the Court

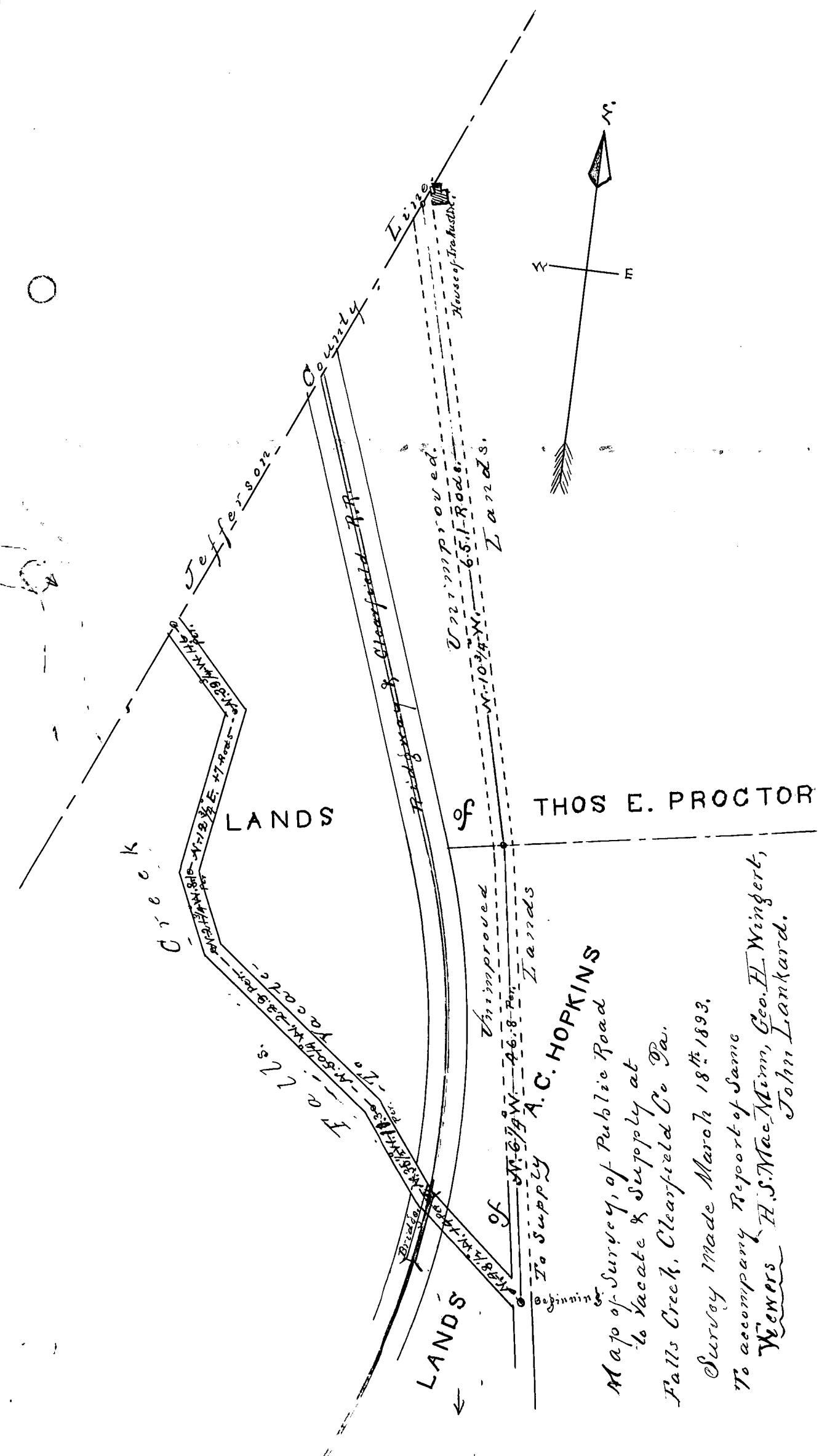
NOTE.—In case of a private road, the release must be executed in favor of the petitioner for said road.
Also—Viewers will carefully note the number of days employed and set the amount out at the foot of their return. Viewers cannot interfere with the amount set by the original viewers, except so far 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.

DATE	AMOUNT
13421	Days 1 1/2 \$1.50
13421	Miles 4 .90
1340	Days 1 2.00
1340	Miles 4 .60
1343	Days 1 2.00
1343	Miles 4 .40
1343	Days 1 2.00
1343	Miles 4 .40
1343	Days 1 2.00
1343	Miles 4 .40
1343	Days 1 2.00
1343	Miles 4 .40

Filed 1st May, 1893
Fees \$1.00 paid by Fielding

PUBLIC SPRING PRINT.

Fielding



Map of Survey of Public Roads

Walls Creek, Clearfield Co. Pa.

ROCTOR

To accompany Report of same
Viewers H. S. MacNimm, Geo. H. Wingerter,
John Lankard.

To the Honorable, the Judge of the Court of Quarter Sessions of the Peace in and for Clearfield County:

The petition of the undersigned inhabitants of the Township of Sandy in said County, respectfully represents:

That, that part of a public road long since laid out, known as the Falls Creek and Rockdale road, leading from DuBois to Brookwayville in Jefferson County, between a point on said road 14 rods Southeastward from the Ridgeway & Clearfield railroad bridge over Falls Creek and extending to the field railroad bridge over Falls Creek and useless and burdensome to Jefferson County Line, has become useless and burdensome to Jefferson person on said road 14 rods Southeastward from the Ridgeway & Clearfield railroad bridge over Falls Creek and extending to the field railroad bridge over Falls Creek and useless and burdensome to the people of said Township.

Wherefore, the petitioners pray your Honorable Court to County Line, to intersect at the public road now open in said Southeastward from said railroad bridge to the Jefferson to supply the same by a road leading from said point 14 rods to support viewers to view and vacate said part of said road, and support viewers to view and vacate said part of said road, and County near the house of Ira Austin.

And they will ever pray, etc.

Petition to Vacate and supply a road at Falls Creek, Sandy township, Clearfield County, Penna. January 1893.

To the Honorable the Judges of the Court of Quarter Sessions of the Peace in and for the County of Clearfield.

The petition of the undersigned respectfully represents; That a Public road, beginning at a point fourteen (14) rods south-eastward from the Ridgway and Clearfield Railroad Bridge over Falls Creek, from thence Northwestward, under said bridge, and on the west side of said Railroad, Thirteen hundred, sixty two (1362) feet, to the county line, between Clearfield and Jefferson counties, has been used as a Public highway, and that the same in its present location has become inconvenient and would better accommodate the traveling public by being changed so as to begin at the same point, heretofore described. From thence northward-parallel *and on the easterly side of* with said Ridgway and Clearfield R.R., distant one hundred forty (140) feet, -Seventeen hundred seventy (1770) feet, to the aforesaid County Line.

The petitioners therefore pray the court to inquire of and change the said road, and for such purpose to appoint suitable persons qualified, according to law, to view the said road and the ground prepared for the said change, and to inquire of the premises and make report of the proceedings at the next term of the court, and they ~~w~~ pray &c.,

R. E. Smiley *Subjurer*

Amos Klince *Superior*

J. F. Dibble

George Milner

C. S. Johnston

John. Burns

David Yount

John O'Shane

C. E. Ashenbeler

J. H. Smith

6 C. Dodd
C. S. Gelnett
E. C. Gelnett
Francis ^{W.} Kearns
James ^{W.} Kearns
James ^{W.} Kearns
J. W. Black
J. E. Austin
John Kent
Lars C. Brown
J. B. Ritter
Jerry O'Brien
J. S. Austin
D. C. Neal
K. D. Washburn ^{and}
J. Webb
W. W. Bunting
W. D. Jackson
J. F. Dix
Patrick Collins
John Ward
J. F. Reed
W. D. Thompson
B. M. O'Brien
D. K. Kessler

Hos E. Hosmer
David Barbagh
Alta Green
A. L. Dickey
John ^{W.} Koal
James J. Dingley
John Brington
John G. Lingley
Andrew Swanson
W. J. McMann
W. W. Slayton
Henry Larson
James W. W. W.
E. A. R. Clark
J. C. Clark
W. H. Minor
J. W. Wilson
Joseph Wess
J. H. Shaffer
J. J. Querleay
J. H. Steele
P. A. John, son
Graham Steele
Wm. Steele
Jeff Tartman
J. H. Bogle
J. M. Askey
Eli Dijon
George Danzey
G. W. Phillips
J. D. Steel

No. 50 Febby 1893

Petition to vacate that
part of public road known
as the Gall Creek Road
now leading from the Min-
ersville, between a
point on said road 14 miles
from east base of Big Horn
Mts. to Cheyenne Rail road bridge
over Gall Creek and extending
from Difficult Creek line
and 15 miles to the same
by a road leading from
said point to the said
bridge to the Difficult Creek
line, or between said public
road now open in said
creek, near the house of
John Austin
dated 25 Aug 1893

And now, therefore,
1893 petition presented
and the County of Big Horn
rescind to it.
Wm. G. Thompson
John Austin and the
other shall be the
names and make a copy
of the same to the
Court.

Attala.