

2, Sept 1894

Vacate & Supply
Public Road

Versus

Receivd Sup

Contents:

Client Vacate & Supply
Sept 1894. No identity for firm
same R/w as original

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 29th day of September, A. D. 1894, before Judge of said Court, upon a petition of sundry inhabitants of the township of Beechey, in said County, setting forth that

part of the road leading from John Davis farm to the Ato Steeling farm in said Township⁹⁴ that Viewers be appointed to view said road to be vacated and suppld by a new road starting at a post 15 perches north east of the Steeling Coal Bank to a post 66 $\frac{1}{2}$ perches South West from the Mahoull road near the Steeling farm

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, I make report at Dec 11 1894

whereupon the Court, upon due consideration had of the premises, do order and appoint *John L. Lightner* & *Samuel Bodle*

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 land 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 land 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. B. Baring

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 for 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 *Jos. J. Accaria* 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 recieve any damages for injuries arising or growing out of the location and opening of the road aforesaid.

Witness our hands and seals this *10th* day of *October*
A. D. 189*4*.

Ashley Weld Seal
Franklin Smith Seal
Ed. Merifield Seal
..... Seal

ASSESTMENT 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 :

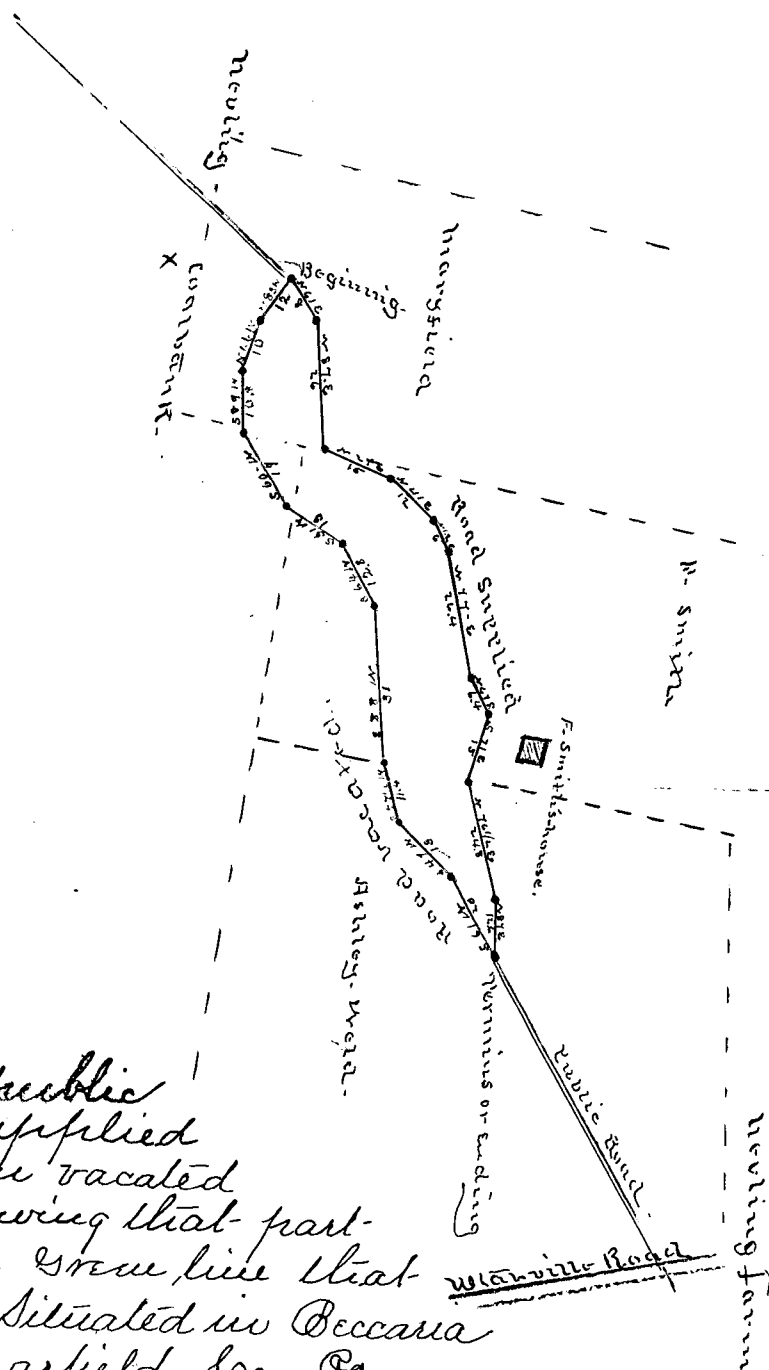
To the sum of

To the sum of

To the sum of

Witness our hands this day of, A D. 189 .

length of road supplied = 152.2 ft
length of road vacated = $\frac{151}{1.2}$ ft



Draft of a public
road recently supplied
Also of a portion vacated
The red line showing that part
supplied, and green line that
part vacated. Situated in Beccaria
Township, Clearfield, Co. Pa.
viewed the 10th day of Oct. A.D. 1894.
J. H. Bright
Sur.

Return of the inquest-

To the Judge of the court of Quarter sessions of the peace, in the within or annexed order, named &c. the subscribers, the persons appointed by the said court, to view and lay out the road therein mentioned, report: that having been first severally sworn or (aff) in the manner and form prescribed by the said order, all of us or ———— three of us ———— Having viewed the ground for the proposed road,

did lay out and now return the same for a public road beginning at a point - fifteen rods. North East of the Newling Cal Bank. thence, by unimproved land of Ed. Mayfield N. 61° E - 8 - Rods. to post; thence N 87° E - 26. Rods. to a post; and unimproved lands of Frank. Smith. thence through the same, N 27° E - 15 - Rods. to a post; thence North 41° E - 12. Rods. to post; thence N 62° E - 6 - Rods. to a post; thence W. 77° E - 26.4 - Rods. to a post; thence N. 67° E - 6.4 Rods. to a post; thence S 71° E - 15 - Rods. to a post; and land of A. Weld, being unimproved land thence by the same. N $76\frac{1}{2}^{\circ}$ E - 24.8 Rods. to post; thence N 87° E - 12.6 Rods. to terminus

Witness our hands and seals the 10th day of October AD, 1894,

viewers

Jos. D. Dighton seals
A. J. Fry seals
Samuel Wells seals

Return of the inquest on Vacations

We, the subscribers appointed to view the road therein mentioned, report that in pursuance of said order (having been severally sworn or affirmed as therein directed) we have viewed the said road and are of opinion that the same is in our opinion useless, inconvenient and burdensome, and ought therefore to be vacated. Witness our hands and seals, this 10th day of Oct. A.D. 1894

viewers

Jos. D. Dyer
A. J. Fry

Fennell Dyer

Courses and distances of the Public road located. Beginning at a point near Weoling Creek Bank. Thence S 83° E - 12 Rds. Thence S 66° E - 10 Rds. Thence N 57° E - 10.8 Rds. Thence N. 60° E - 17 Rds. Thence N 31° E - 12 Rds. Thence N 64° E - 12.8 Rds. Thence N 88° E - 31 Rds. Thence N 77½° E - 11.4 Rds. Thence N 47° E - 18 Rds. Thence N 61° E - 20 Rds. to a point 65½ Rds. South West - from the Weterville road near Weoling farm. A plot of the same is herby attached

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 disadvantages of the road, they will report to that effect.

No. *20 Sept* Sessions, 189*4*

ORDER

Vacate & Tappsey

To view ~~and lay out~~ a road for public use in the township of *Reeacand*, Clearfield Co.

Dec — Sessions, 189*4*

read and confirmed N. S. S.

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 Viewers
Cyrus Gendron

New & Tappsey 1893
confirmed & resolved
by order of the board
of Reviewers
By Viewers
Cyrus Gendron

Filed *21 Nov*, 189*4*

25
 Fees \$1, paid by *pro Annual*

Long 1893 & 1894

<i>John. L. Sighler</i>	<i>Days 1 1/2</i>	<i>6.00</i>
<i>Miles 6</i>	<i># 6.00</i>	
<i>Saul. Bodde</i>	<i>Days 1</i>	
<i>Miles 6</i>		
<i>A. J. Fry</i>	<i>Days 1</i>	
<i>Miles 6</i>		
	<i>Days 1</i>	
	<i>Miles 6</i>	
	<i>Days 1</i>	
	<i>Miles 6</i>	
	<i>Days 1</i>	
	<i>Miles 6</i>	

AMOUNT.

Beccaria Township May 26/1894

To the Honable Cyrus Gordon Judge
of Clearfield County We the Petitioners in
Beccaria Township Respectfully Represents
That Part of the Road Leading from John
Davis Farm to the Abe Newling Farm in the Said
Township and County of afore Said that there be
Viewers appointed to View Said Road to be
Vacated and Supplied by a new ^{road} ~~road~~ Starting
at a Post 15 Perch north East of the Newling Coal
Bank To a Post 65 1/2 Perch South West from
the Utahville Road Near the Newling Farm
And We the Petitioners Pray that You appoint
Viewers to View Said Road

Names
Franklin Smith
David H. DeLoe
O. B. DeLoe
Wm. DeLoe
L. W. Wild
John McClay

Names
A. Warrick
S. G. Warrick
A. L. Warrick
T. V. Ball
J. H. Ball
John O'Donnell

R. A. Holden
C. Holden
J. Holden
A. B. Newling
John J. Lord
Ed. Merriam

W.D. Sept 23 1870
Station for
to Vacated
Supply Road
In Decoria
Junction

Sept 29 Sept 1870
J. H. Langley
1000

Nov Sept 27/74 the under
written presented and
thereupon put together
a. g. H. and Samuel Ball
or appointed men to view
and separate the ten
By the Court
Cyrus Gordon
1874