

No. 21, February Term, 1894

Vagato & Sully  
Public Road

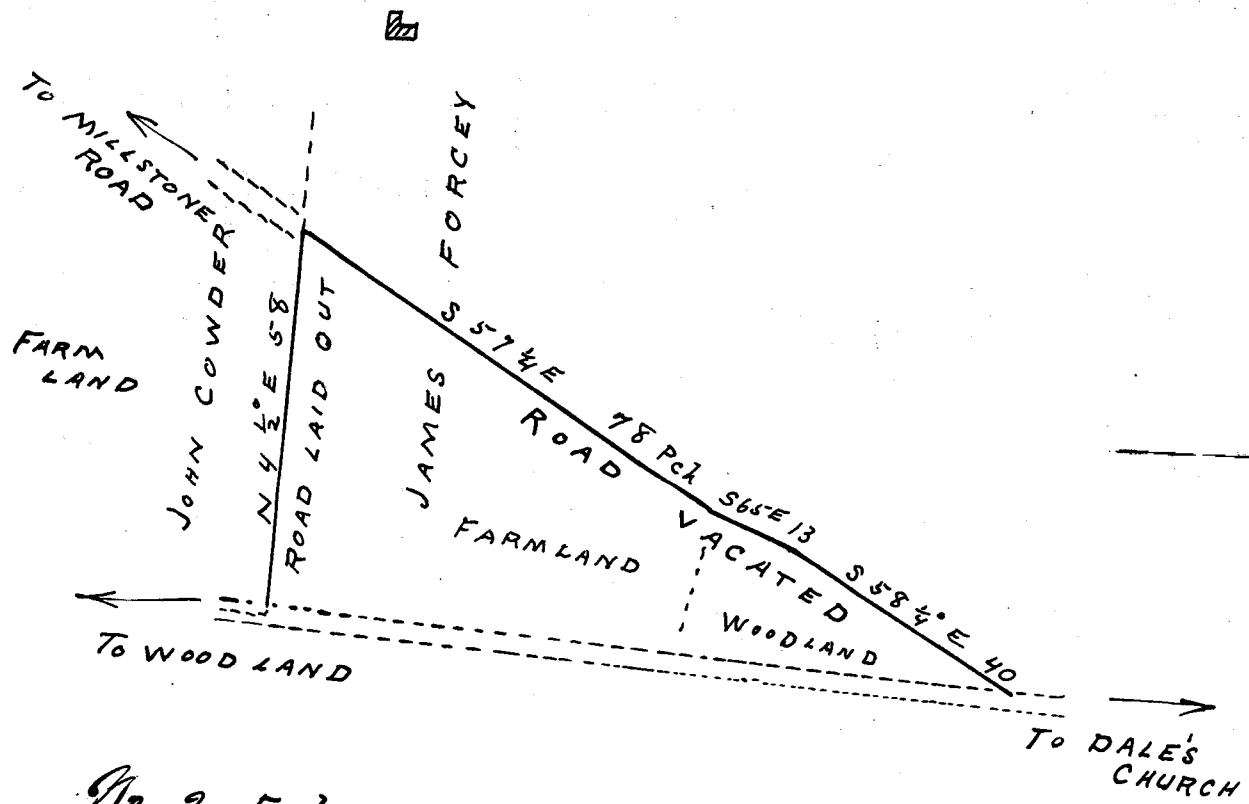
Versus

Bradford Township

Contents:

Rd. 17611

Part Twp. Rd. 17611



No 2 Feb 55 1894 Bradford Twp  
 Scale 30 pch = 1 inch

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 fifth day of February, A. D. 1894, before Judge of said Court, upon a petition of sundry inhabitants of the township of Bradford, in said County, setting forth that

They labor under great inconvenience for want of a public ~~road~~ <sup>to begin in a public road</sup> leading from Woodland to Grahampton at the point in said road where the line between land of James Forney & John Leaden intersect said road in Bradford Township and to end in a public road leading from "Millstone" <sup>Road</sup> to "Dale Church" at a point in said road opposite the house of James Forney in Bradford Twp and lay out same according to law & vacate that part of said road now opened leading from Millstone Road to the Dale Church lying between where the said proposed new road intersects said road opposite the residence of J. Forney and where said road intersects the public road leading from Woodland to Grahampton which last mentioned part of said road will by reason of the laying out of the proposed road <sup>be of no use</sup> and therefore praying the Court to appoint proper persons to view and lay out the same according to law, <sup>and</sup> make report at May SS 1894 whereupon the Court, upon due consideration had of the premises, do order, and appoint Harry Myers Patrick Conely & D. J. Singery 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 <sup>vacate & supply</sup> the same and any two of the actual viewers agree that there is occasion for such road, 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 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. J. Singery

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 County of Cleaveland 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 County of Cleaveland 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 9<sup>th</sup> day of April A. D. 1894.

John G. Miller Seal  
James Forney Seal  
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 .

To The Honorable The Judges of The Court of Quarter-  
sessions of Clearfield County Pennsylvania, we  
the undersigned viewers appointed by the within  
order of Court to view vacate and supply the  
road therein mentioned, respectfully report  
that we gave good and lawful notice of said  
road view with five days notice to Commis-  
sioners of County aforesaid and met agreeable  
thereto on the ninth day of April A D 1894  
all being present and having been first sev-  
erally sworn or affirmed we have viewed  
the ground for the proposed vacation and supply  
and have laid out the following road to wit: begin-  
ning in public road leading from Woodland to Grahamton  
at the point on said road where the line between land of  
James Forcey and John Cowder intersects said road. Thence  
by said line North four and one half degrees East fifty-  
eight perches to road leading from Millstone Road to  
Dale's Church at a point in said road opposite house  
of James Forcey which road as laid out aforesaid is  
necessary for a public road, and the road beginning  
at said point opposite James Forcey's house  
thence South fifty seven and one fourth degrees East  
thence seventy eight perches South fifty five degrees East  
thirteen perches South fifty eight and one fourth degrees  
East forty perches to said road leading from Woodland  
to Grahamton near Dale's Church has by reason of  
the laying out of above mentioned road become useless  
inconvenient and should therefore be vacated. A plot  
or draft of roads aforesaid is herewith annexed show-  
ing courses distances and improvements. Witness  
our hands this 9th day of April A D 1894

Viewers { P. Clemley  
Harry Byers

No. 2 Term Sessions, 1894

ORDER

To view and

at a road for

Public use in the township of

Bradford, Clearfield Co.

May 28

Sessions, 1894

read and confirmed Ni. Si.

Road to be opened 33 feet

wide, except where there is

side hill cutting or embank-

ment and bridging, there to

be 16 feet wide.

By Mr. Carrick

Cyrus Hendrick

Sept 1894

Completed

and approved - City & volume

pages to be given by Carrick

to the County -

By Mr. Carrick

Cyrus Hendrick

Filed May 1894

Fees \$1, paid by McKee

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.

		AMOUNT.
Harry Myers	Days 1	
	Miles 10	\$ 5.00
Patrick	Days 1	
	Miles 4	\$ 2.40
D. D. Gingers	Days 1	
	Miles 4	\$ 2.40
	Days	
	Miles	
	Days	
	Miles	

Opening Order given to view road near No. 1894

In the Court of Quarter Sessions of Clearfield County.

To the Hon. Cyrus Gordon, Judge of the Court of Quarter Sessions of Clearfield County.

The petition of the undersigned respectfully represents, That they labor under great inconvenience, for want of a public road to begin in a public road leading from Woodland to Grahampton at the point on said road where the line between land of James Forcey and of John Cowder intersects said road, in Bradford Township, and to end in a public road leading from the "Millstone" road to "Dale's Church" at a point in said road opposite the house of the said James Forcey, in Bradford Township: The petitioners therefore pray the Court to appoint viewers, persons qualified by law, to view the ground proposed for such road, and, if they should see occasion to lay out the same, to inquire of and vacate that part of said road <sup>now opened</sup> leading from the Millstone Road to the Dale Church, lying between where the said proposed new road intersects said road opposite the residence of James Forcey and where ~~and where~~ said road intersects the public road leading from Woodland to Grahampton, which last mentioned part of said road will, by reason of the laying out of the proposed road, become useless; and make report of their proceedings to the next court.

And they will ever pray, &c.

S. K. Cowder

J. A. Forcey

J. S. Morris

J. H. Pearce

J. A. Woulbridge

Joseph Gother

Wm H. Batts

J. P. Woodbridge

W. H. Wilson

J. A. Thompson.

John H. Thompson

George A. Thompson.

A. M. Blattenbergs

P. C. Gingers

Mr. Gen. Farney

C. A. Farney

Geo. C. Gray

Charles  
& Mr. H. H. Sel

S. S. Sansbury

D. E. Lutz

J. P. Livingston

Milton Guadalupe

E. W. Bowler

James Sansberry

John Bowler

