

No.

4, May Term, 1894

Yazale & Puppley
Public Road

Versus

Brady Township

Contents:

Dist Tax Rec 17345

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 Second day of May, A. D. 1894, before Judge of said Court, upon a petition of sundry inhabitants of the township of Redden, in said County, setting forth that

there is now two publice roads leading from the Borough of Trouton to Reshells Mill on the East Branch of Mahoning Creek in said Township that Each of said roads now cross said Creek a short distance from Reshells Mill necessitating a bridge for such road over said stream and therefor ask that the Public road leading from Trouton to Reshells mill known as the Main road be Vacated from a point near the bridge on the East Branch on the north side of said Creek to Reshells mill & supplied by a road Extending from said point along or ~~near~~ the north side of said Creek until it intersect the publice road leading from Trouton to Reshells Mill known as the Boston road at a point near the East Branch Schoolhouse and therefore praying the Court to appoint proper persons to view and lay out the same according to law, Make report at Sept 1st 1894 whereupon the Court, upon due consideration had of the premises, do order and appoint Geo. Kunk Fred Kohler J. L. Lauther 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~~ ^{vacate supply} 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.

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 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 recieve 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

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

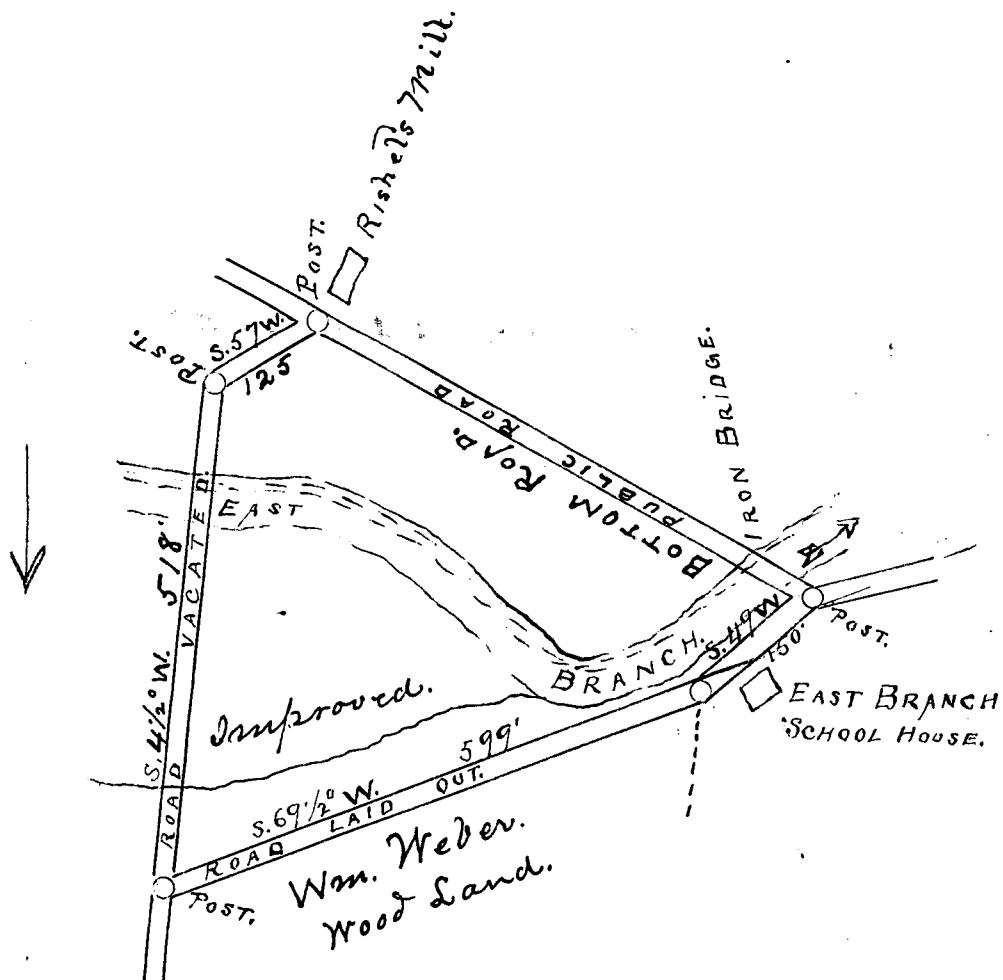
To the sum of

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

To the Honorable, the Judge within named: We the undersigned, appointed by the aforesaid order do report, That in pursuance thereof, after having been severally duly sworn, all the viewers appointed by said order, viewed the ground proposed for the within mentioned road, and we do agree that there is occasion for a road as desired by the petitioners, and that the same is necessary for a public road. And having had respect to the shortest distance and the best ground for such road, we have laid out in such manner as shall, in our opinion, do the least damage to private property, and as far as practicable agreeably to the desire of the petitioners, and do return for public use the following described road, to wit:— Beginning at a post in the public road leading from the Borough of Troutville to Roselle Mill, (Known as the Hill road.) thence $5.69\frac{1}{2}$ W. five hundred and Ninety-nine (599) feet to a post. Thence 5.49° W. through the east branch School House lot, One hundred and fifty (150) feet to a post in the public road leading from Troutville to Roselle Mill and known as the bottom road. We further report that Wm. Weber, the owner of the land through which said road passes was present at the time of the view, and there are no damages accruing to him by reason of opening said road. And we also report that we have surveyed and do vacate the following road, to wit:— Beginning at a post in the Hill road at the intersection of the above described road, thence along the said Hill road $8.4\frac{1}{2}$ W. five hundred and eighteen (518) feet to a post. Thence still by said 5.57° W. One hundred and twenty-five (125) feet to a post at the public road (Known as the bottom road.) which by reason of the laying out of the first mentioned road has become useless. We further report, that before said view, public notice of the time and place of the meeting of the viewers was given by advertisements put up in the vicinity, that personal notice was given to Wm. Weber, owner of the land through which said road passes, and we annex a plot or draft of said road laid out, stating the courses and distances, and noticing briefly the improvements through which the same passes, and also a description and draft of the road vacated. Witness our hands, this fourteenth day of June, A.D. 1894.

Geo. C. Kirk
M. G. Luther
O. S. Luther
Fred. Kehler

Viewers.



Map showing proposed change
of Public Road in Brady Twp.

June 14th. 1894.

Geo. C. Kirk, Surveyor

To the Honorable Cyrus Gordon, President
Judge of the Court of Quarter Sessions
in and for the County of Clearfield

The undersigned petitioners,

Citizens and Taxpayers of Brady Township in Said County do most respectfully represent, that there is ^{now} two public
Roads leading from the Borough Troutville to Rishells Mill on the East Branch
of Mahoning Creek in Said Township
that each of Said Roads now cross
Said Creek a short distance from
Rishells Mill necessitating a bridge
for each road over Said stream
Your Petitions most respectfully ask
that the Public Road leading from Trout
ville to Rishells Mill known as the Hill
Road shall be vacated from a point
near the bridge over the East Branch
~~or~~ ~~Said~~ Road on the north side of
Said Creek to Rishells Mill, and
supplied by a road extending from
Said point along, or on the north side
of Said Creek until it intersects
the public road leading from Troutville
to Rishells Mill known as the bottom
road at a point near the East
Branch School House thereby obviating
the necessity of keeping up two bridges
over Said East Branch.

Your Petitions therefore Respectfully
pray your Honor to appoint proper

persons to view, said roads. and
lay out the same - according to
the prayer of your petitioners
and they will ever pray &c.

no 4 May 1894

Believe to Adatto and
Supply the Public.

For and Calling from

Granville's Ranch
Mills in Ready Town
Ship of Commerce at
the Lake Head

Direction
J. G. T. to
L. H. P.
Y. M. C. C.

Stock Holder

First now May 7 1894
The author of this presents
an open Court, read and
every concerned. It is
hereupon ordered that
Miss Clark - Ned Holder
and H. S. Butler are

here appointed Commissioners
and day and - date record
if the consider and need
necessary, and make a
report there to the next
Court of Quarter Session

By the Court
James Gordon
P. J. Murray