

No. 5, Sept 5, 1895

55  
Term, 1895

# Public Road

versus in

## Brady Township

### Contents:

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Handed

To the Honorable Judge of the court of  
~~Common Pleas~~ Quarter Sessions of the county of Clearfield, state of  
Pennsylvania, composing a court of Quarter  
Sessions of the Peace for said county:

The petition of the subscribers respectfully  
showeth: That they labour under great inconvenience  
for the want of a public road or highway to lead  
from a point <sup>on publick Road</sup> at or near Solomon Shaffer  
in the township of Brady County and state aforesaid  
and leading to and intersecting with the  
public road (Known as the Rockton road being the  
road running from Rockton to WBois,) at a point  
at or near James Boggs, in the township  
County & state aforesaid.

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 they will ever pray &c.

Luthersburg, Pa, May 10, 1895

<u>Names</u>	<u>Residence</u>
P. H. Kirk	Brady Twp.
O. M. Saylor	" "
David McKinney	Brady "
Perry McKinney	Brady "
J. H. Hayes	" "
David Snyder	" "

No 5 Sept 25, 1895

Believe for the appoint-  
ment of visitors, to view  
and copy out a public  
Record in Brady, Iowa.

Shaw

Brady

Brady

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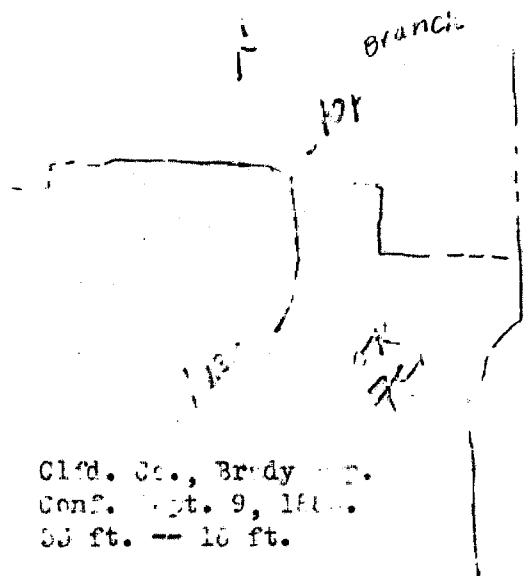
"

Due mons dep't 8 1895  
The visiting relatives  
having been presented  
and duly considered  
the court appointed

Geo C. Reid, Julian  
Hannister, and Alex  
Shea appointed  
Procurers. It was  
the unanimous and  
whole report was  
Terry of Cenbr  
P. S. H. C. Reid

James Gandy

W. H. Hennings



Cl'd. Co., Brady Co.  
Conf. Sept. 9, 1863.  
33 ft. -- 16 ft.

Beginning at a line near the house  
of Solomon Swift, 100 feet in  
the center of the 1/4 mile road (lead-  
ing from Dubois to Clinton.)

D Y

Locality of

?

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 3— day of September, A. D. 1895, before Judge of said Court, upon a petition of sundry inhabitants of the township of Brady, in said County, setting forth that

they labor under great inconvenience for the want of a public road to lead from a point on public road at or near Solomon Shaffer in the top of Brady County & State aforesaid & leading to & intersecting with the public road (Known as the Rockton road being the road running from Rockton to DuBois) at a point at or near James Boggs, in the in the township, County, State aforesaid—

and therefore praying the Court to appoint proper persons to view and lay out the same according to law,

whereupon the Court, upon due consideration had of the premises, do order and appoint George L. Kirk, Johnson Hamilton and Alexander Shear 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.

W. L. Guiguer

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 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 :

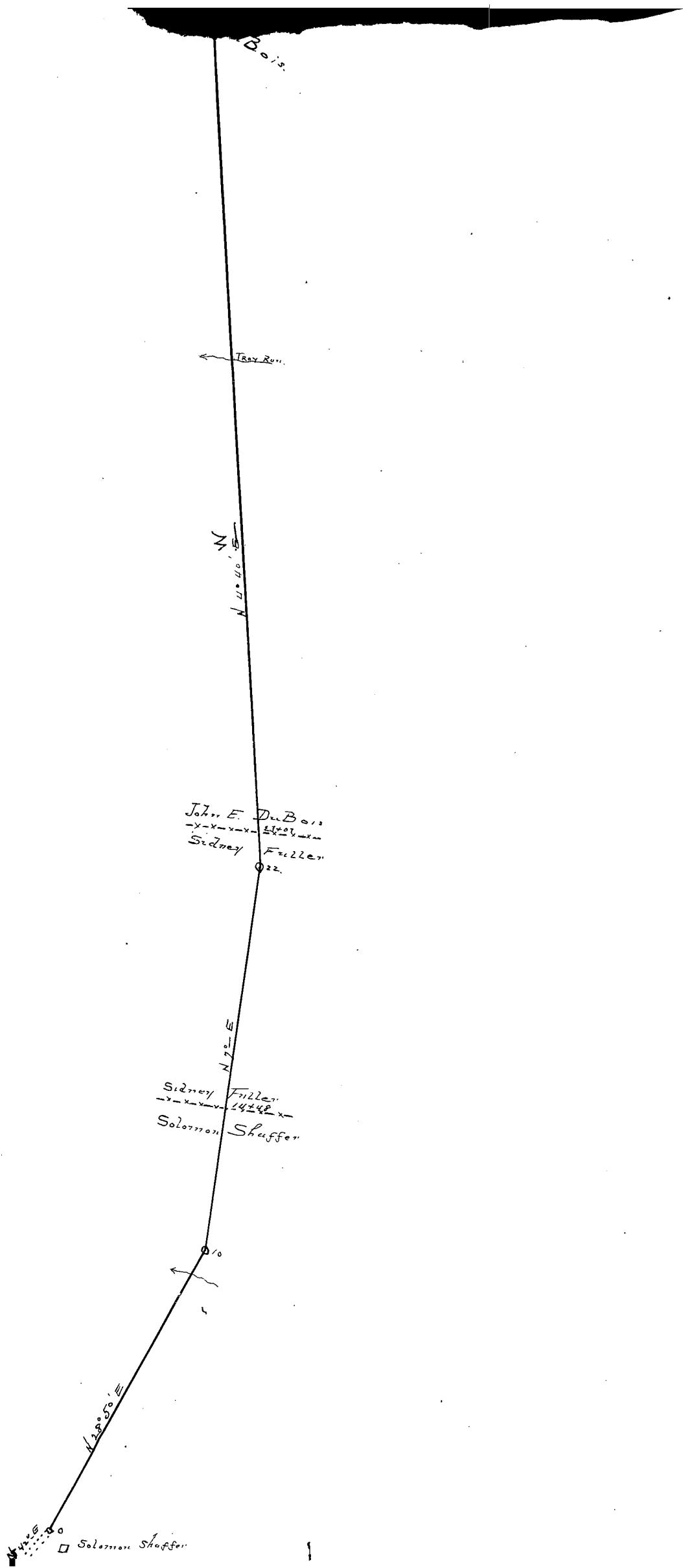
To ..... the sum of .....

To ..... the sum of .....

To ..... the sum of .....

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

No claim made for damages



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

We the undersigned, appointed by the annexed order, do  
report, That in pursuance thereof, after having been severally  
duly sworn or affirmed, all the viewers appointed by said order  
viewed the ground proposed for the within mentioned road, and  
the undersigned (a majority of said viewers,) 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 it out in such manner as shall do the  
least injury 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 point near the house of Solomon Shaffer, on lands of  
said Shaffer in Brady Township, Clearfield, Count. Pa. Thence  
through lands of said Shaffer North Twenty Eight degrees and  
Fifty Minutes East, (28:50) One Thousand Feet Thence to the  
left through same North Seven degrees East, (7:-) Four Hund-  
red and Forty Eight Feet, (448) to a post said post being the  
dividing line between lands of Solomon Shaffer and Sidney  
Fuller, Thence to the left through lands of said Fuller North  
Seven degrees East (7,-) Seven Hundred and Fifty Two Feet  
(752) thence to the left through same North Four degrees and  
Forty Minutes West (4.40) One Hundred and Seven Feet to a  
Post, said post being the dividing line between lands of  
Sidney Fuller and John E. DuBois. Thence through lands of  
John E. DuBois. North Four degrees and Forty Minutes West,  
(4.40) Twenty Five Hundred and Forty Feet, (2540), to a point  
in the centre of Public Road leading from DuBois to Rocton-  
the total distance being 4.847. feet from place of beginning,

No claim was made for damages,  
We further report that before the said view public notice of  
the time and place of meeting of the viewers was given by  
advertisements put up at the beginning and terminus of view  
and at Luthersburg and DuBois, three of the most public places  
in the vicinity, ten days before said meeting, Printed notice  
was given to Mr. Marshall..... Supervisor of the Township  
of Brady five days before the meeting, and to Mr. P. Ross.....  
one of the County Commissioners ten days before said meeting  
we hereunto annex a plot or draft of said road as laid out  
stating the courses and distances, there is no improvements on  
this line.

Witness our hands and this 26<sup>th</sup> day of May 1896

*Geo. D. Campbell.....*  
*J. Hamilton.....*  
*A. J. I...*  
.....

And now, Dec. 2<sup>nd</sup>, 1895 on motion of D.S. Kerow  
attorney for petitioners, the further order for view of  
a public road is directed until Feb'y Term  
1896, and that the name of George B. Campbell  
be substituted as one of the viewers, in place  
of Geo. S. Kirk, who refuses to serve, because  
interested ~ By the Court

By the Comt  
Cyrus Gerry

And over Foley 4 1896. John E. De Bois, whose land  
the Public Road, proposed to be laid out, extends  
therough, being absent from home, on motion of  
D. S. Herron Attorney for petitioners, the written order  
is contained until May term 1896,

By the Author  
Anna Gendry

I hereby accept service of  
Notice of review of said  
Record. W. D. P. 11

W. T. Ross  
County Commissioner

Ferron

Filed. FILED MAY 27 1898 88  
Fees \$1<sup>25</sup> paid by Obregon

wide, except where there is side hill cutting or embankment and bridging, there to be 16 feet wide.

Brady, Clearfield Co.,  
Sessions, 1896  
Lockwood,  
read and confirmed  
M. S.

*To view and lay out a road for  
Public use in the township of*

No. 5 Sept. Sessions, 1895

NOTE:—In case of a private road, the release must be entered in favor of the petitioner for said road.  
Also—Viewers will carefully note the number of employed, and set the amount out at the foot of their Reviewers cannot interfere with damages assessed original viewers, except so far as the location changed by the reviewees.  
N. B.—If the viewers believe the parties are not damages, taking into consideration the advantages as the disadvantages of the road, they will rep-

<i>Geo. Hamilton</i>	Days	4
	Miles	.....
<i>City Shan</i>	Days	4
	Miles	.....
	Days	4
	Miles	.....
	Days	4
	Miles	.....