

No. 5, Dec. Session, 1895

Public Road

COMMONWEALTH

versus in

Knox Township

Contents:

Report of the Board of Commissioners

Att. 7409 B-08-17430

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

We, the Undersigned Viewers
Appointed by the Within Order of Court.
To view, and if necessary lay out the road,
therein Mentioned, Respectfully report.

That having given notice of the time, and
place of meeting, for the said view, according
to the Act of Assembly. And being all pres-
ent. at the view of the ground proposed
for the said road. And being all Sworn.
or Affirmed, in pursuance of the said
Order of Court. We have Viewed, and laid
out, and do return the following Roads.

Viz. Beginning at a Wagon Spoke Post. driven
in the ground by a marked fence Post by the
Township Road leading to John Low's. House. &
near the Barn of James McKee, and running
Through land of the Said James McKee. South
Eighty one and a half degrees West. Twenty
Perches to a Post. South Sixty nine degrees
West. Twenty two perches to a White pine Stump.
South ~~thirty~~ three degrees West four, and five
tenths perches to a Post - South One ~~degree~~ East
Thirteen and six tenths perches to stones - South
Seventeen degrees East. fourteen perches to
a Post. South fifty degrees East; eight and
five tenths perches. to a Post. South forty.

two and three quarter degrees east: Thirteen and six tenths perches to a Post. South five degrees east: Sixteen perches to a Post in land of Samuel Snyder. Thence through his land South twenty seven degrees west: nineteen perches to a Post. South fifteen degrees west: Eleven perches to a Post: South forty one degrees west: nine and four tenths perches to a Post: South, fifty one and a half degrees west: twenty four perches to a Post. South sixty two degrees west: Twelve and six tenths perches to a Post. South fifty eight degrees west: Sixteen and six tenths perches to a Post in land belonging to John Erhard. Thence through his land South seventy seven and a half degrees west: Twenty one and six tenths perches to a Hemlock. South eighty nine degrees west: Thirteen perches to a Post. South eighty one and a quarter degrees west: Twenty seven perches to a Post. South fifty five and a quarter degrees west: Twenty four perches to a Iron Post. South fifty seven and a half degrees west: Seven perches to a Post. Thence South seventy eight degrees west: Ten perches to the Townships road leading to New Millport from Erhard's Saw Mill. A Plot or draft whereof is herewith annexed.

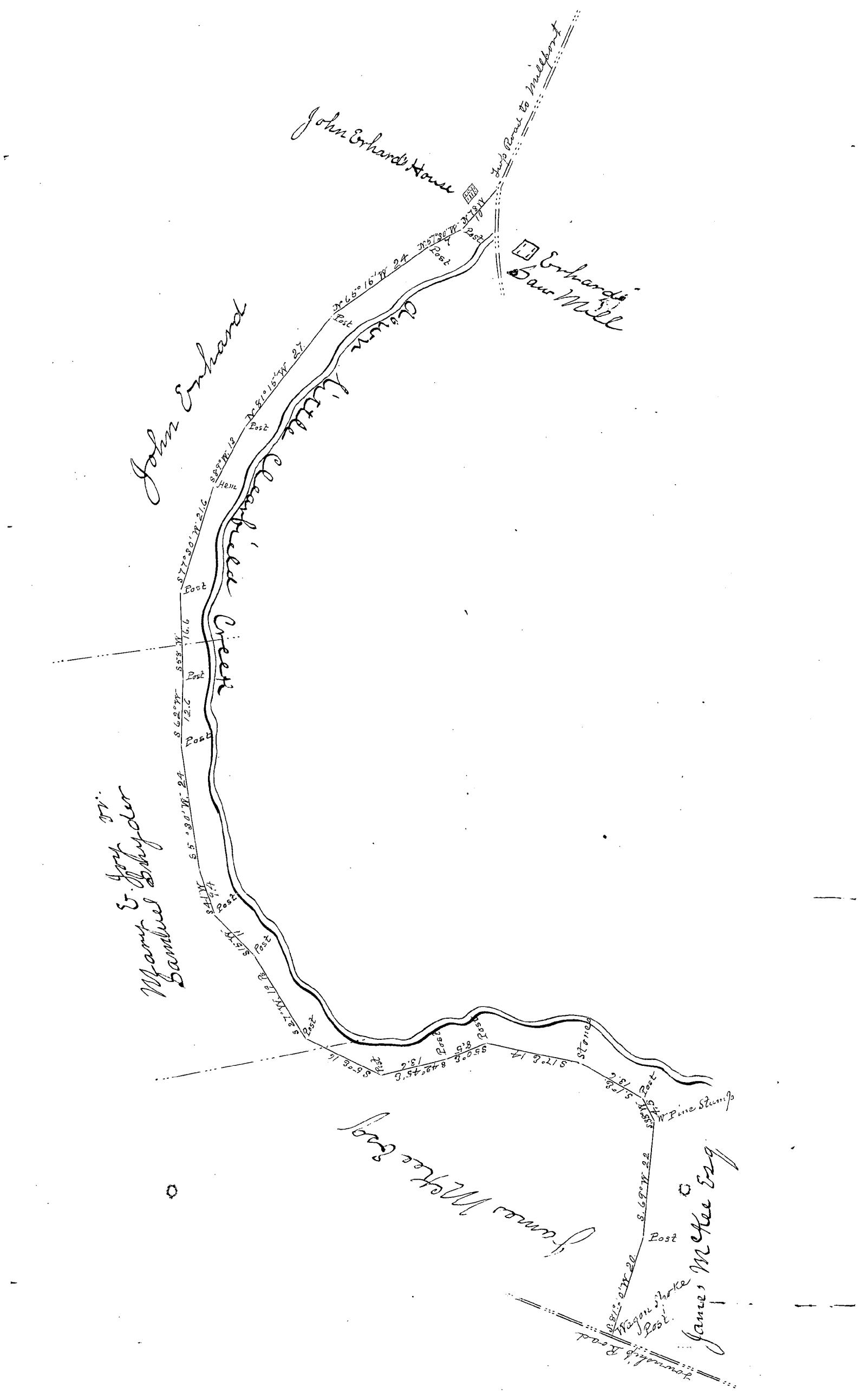
Which said Road as above described. We are of opinion is necessary for a

Public Road.

And further we are of opinion that
no person, or persons, through whose land
the said road is located, is entitled to
receive any damage.

Witness our hands the 21st day of
January A.D. 1896.

S. J. McClosky }
Aaron Wise } Viewers
Conrad Bloom }.



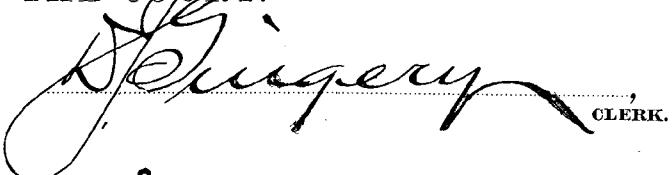
Clearfield County, ss:

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 26 day of December, A. D. 1890, before Judge of said Court, upon a petition of sundry inhabitants of the townships of Knox and Pike, in said County, setting forth that

They labor under inconvenience for want of a public road leading from a branch on public road at one end En Haras Dawson in Knox Twp. Olga Co Pa to point on public road at on near John Low's in Knox Twp cleared to Pa

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, and reprobate ~~Next Term~~ whereupon the Court, upon due consideration had of the premises, do order and appoint J. F. Meloskey Baron Wise Conrad Bloom 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.


J. J. Murray
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 .

John Erhard *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 .

Now May 1, 1896 Mary E. Joy and S. C. Snyder by their
Atts Murray & Smith file the following exceptions to the within
Road report.

1st. That notice was not given as required to the parties
through whose land the road passed.
2nd. That notice was not given to the County Commissioners
as required by act of Assembly.
3rd. That owners of the land through which the road
was laid out were not asked for release of damage to
the viewers.
4th. That said viewers did not assess any damages to
S. C. Snyder over & said exceptions although the road
passes through his property for a long distance and
exception sustained great damage and there is
no advantage to exception in the opening of
said road.

Murray & Smith
Atts for exceptions

No. 1330 Sessions, 1896	
ORDER	
To view and lay out a road for public use in the township of Lewistown, Clearfield Co.	
Bills & fees, 1896, read and confirmed, Mr. 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 the Court Lewistown	
Exception	
Fined 23 Decr., 1896 Fees \$1.25 paid by	

NOTE:—In case of a private road, the release must be ex-
ecuted in favor of the petitioner for said road.
Also—Viewers will carefully note the number of days em-
ployed, and set out the amount paid at the foot of their return.
Viewers 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

	AMOUNT
At J. Shopey } Days 2 { Miles 1 \$1.50	
James Mcree } Days 1 { Miles 1 \$1.50 John Brown (Petitioner) \$1.50	

Thos 21. 9.
See returning post

20.000.000.

16.000.000.000

Oscar Longoy

Finance Minister

Petition for a
Penitentiary
in
Peru

No. 5. Dec. 28, 1895

Sept 20th

Mad Dec 24th 1895
Ruben M. Collier
and J. L. Miller
Done. We will
convene when we
have made a
new and by out
of time. and make
a short & just de-
cided. -

Ruben M. Collier
and J. L. Miller

Hagerty

R. W. McDonald
John McDonald

James Reid
John McDonald
John McDonald

John G. Sargent
John Williams

Jonathan Parker
Lewis G. Danley

To the Honorable Cyrus Gordon,
President Judge of the Court of
Quarter Session in and for Clearfield
County, State of Pennsylvania.
The undersigned Petitioners of
Knox and Pike Township, County
and State aforesaid, represent
and respectfully to the Honorable
Court, that they are now laboring
under great inconvenience for
the want of a public road leading
from a point on public road
at or near Edwards Sawmill
in Knox Twp, County and State
aforesaid, to a point on public
road at or near John Lewis in
Knox Twp. Your petitioners
pray the Honorable Court to
consider the same, appoint trustees
to lay out said road and make
a report and we will ever pray,

Names

Erns Bloom
H. L. Shippy
David Buff
T. H. Garrison
A. M. Rouse
John Wilson

Names

John High
A. B. Brown
Frank Shugari
H. E. Smith
D. K. Rothcart

B. F. Nichols
Samuel Wilhers
Peter W. Gullion
W. C. Park
Philip Eshard
Addison Hoover
Hosea Edward
Edwards Sloffey
R. A. Wilson
R. C. Eshard
Ross Under
Henry Under
with his wife
Martin C. Patterson
Carroll Bloom
George Patterson
T. T. Under
J. E. Apf, Jr.
Robt. P. Eshard
Alvin Eshard
Fared C. Bloom
Joseph Robbins
G. F. Rovile
E. P. Scott
H. Rosedale
J. L. Dennis
J. B. Lemperton
C. C. Eshard
John F. Linsley
John C. Arnold

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 24th day of December, A. D. 1875, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Knob

, in said county, setting forth that they are now laboring under great inconveniences for the want of a public road leading from a point on public road at or near Richards Saw Mill in Knob Township 3d State aforesaid to a point on public road at or near John Lowe, in Knob Township

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, and report to next term whereupon the Court, upon due consideration had of the premises, do order and appoint D. F. McCloskey, Aaron Wiser and Conrad Bloom 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 view and 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.

Grant S. Thompson
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 27 day of June, A. D. 1902.

John Erhard

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 James McKee Esq. the sum of Thirty Dollars (\$30.00)
To Anna M. Joy the sum of Thirty Dollars (\$30.00)
To the sum of

Witness our hands this Twenty-seventh day of June A. D. 1902.

S. J. McClosky

Conrad Bloom

I. D. Rizc

No. 5 Dec. Sessions, 1895

ORDER

To review and lay out a road for public use in the township of Brook, Clearfield County

Rebek Sessions, 1902
read and confirmed Mr. 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.

Review

Coffee Creek
Census Report

Dec. 4, 1902 Combined
absolutely. by the County

Grant H. Thompson
F. D. 190

Fees \$1.25 paid by
Grant H. Thompson

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.

~~2 1/2 Miles 10.00~~
~~2 1/2 Miles 10.00~~

Carried Blank } Days 1 Miles 1 \$2.00

Carried Blank } Days 1 Miles 1 \$2.00

Carried Blank } Days 1 Miles 1 \$1.50

Carried Blank } Days 1 Miles 1 \$1.50

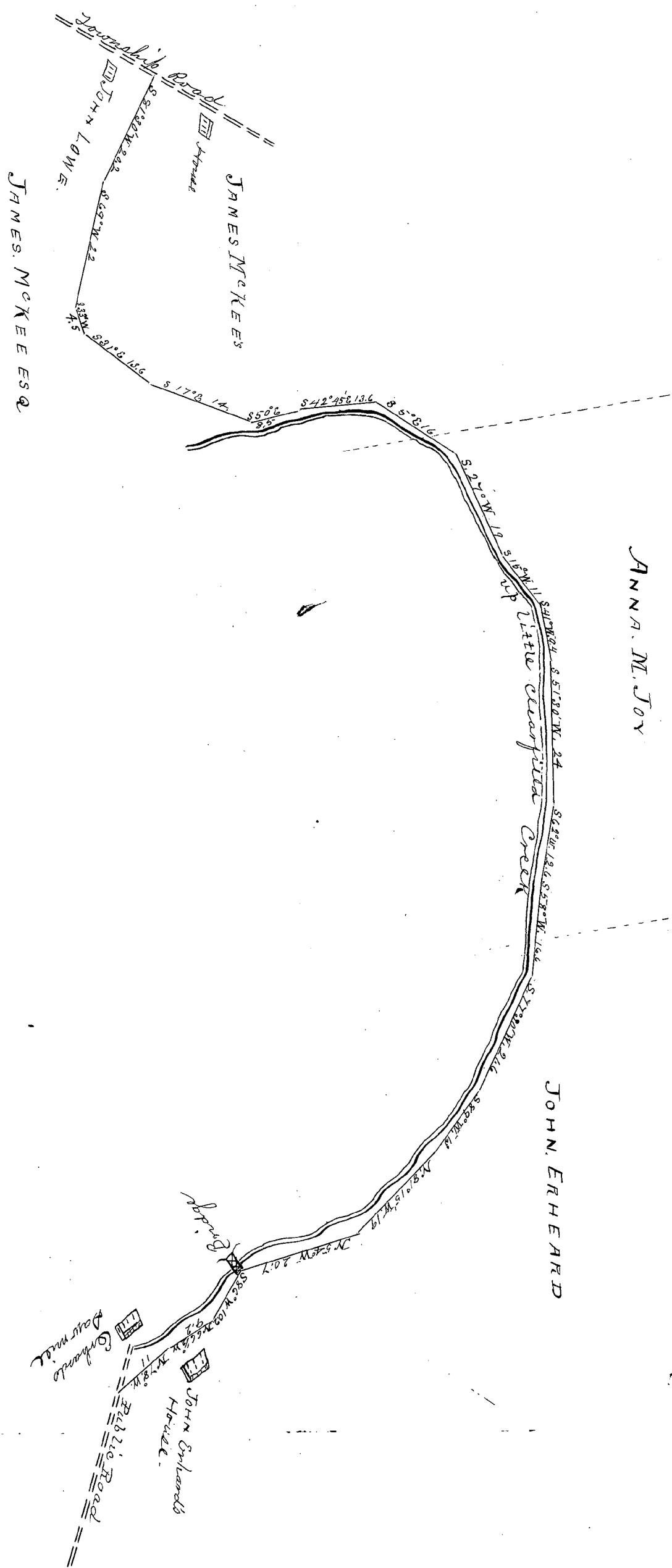
Chairman Carrion
Chairman C. Warren } Miles 1 \$1.50

Newspark

1/2 D. O. K.

ANNA. M. TOY

JOHN. ERHEARD



To the Honorable Judges of the Court

We the undersigned persons appointed by the
Within Order of Court to view and lay out the
Road, therein Mentioned, Respectfully Report.

That having given notice of the time, and place of
Meeting, according to the act of assembly. And being
All present at the view of the ground proposed for
the said Road. And being all sworn, or affirmed, in
Pursuance of the said Order of Court. we have viewed, and
laid out and do return the following Road. Viz. Beginning
at a Post in the Township Road leading from Erhard's Saw-
Mill. to new Millport. Near Erhard's Saw Mill. and running
through land of John Erhard. South seventy eight deg-
rees. East Eleven perches to a Post. South sixty six and a
half Degrees East, nine and two tenths perches. to a Post
North ~~Eighty~~ (80) six degrees East. Ten, and one tenth perches
to a Post at the end of the Iron Bridge, Thence through
land of the same, south, Fifty four degrees East. Twenty
and seven tenths perches to a Post. south eighty one and a
quarter degrees east, nineteen perches to a Post. North eighty
nine degrees east Thirteen perches to a Hemlock. North seventy
seven, and a half degrees east twenty one and six tenths per-
ches, to a Post, N 58° E. sixteen and six tenths perches, to
a Post. Thence in land of Annie M. Joy, or Samuel Snyder,
North sixty two degrees East. Twelve, and six tenths perches
to a post. Thence in the same. North fifty one, and a half
degrees East. Twenty four perches. to a Post. North forty
One degrees East. Nine, and four tenths perches. to a Post.
Thence North fifteen degrees East. Eleven perches to a Post.

Hence North twenty seven degrees East. Nineteen perches to a Post. Hence still through land of the said Anna M Joy. and land of James McKee Esqr. North five degrees west sixteen perches, to a Post. North forty two and three quarters degrees west, Thirteen and six tenths perches to a Post. North fifty degrees west. Eight, and five tenths perches to a Post. North seventeen degrees west Fourteen perches to a stones pile. North one degree west. Thirteen and six tenths perches to a Post. North thirty three degrees East four and five tenths perches, to a white pine stump. Hence still through land of the said James McKee Esqr. North sixty nine degrees East Twenty two, perches to a Post. Hence by the same North eighty one and a half degrees East. Twenty, and two tenth perches, to a Post. by the Township Road near John Lows-~~in~~ Knox Township. Which said Road, as aforesaid laid out, we are of opinion is necessary for public use. The parties through whose land the above described road passes, are John Erheard who signed the release of damage and Anna M Joy, and, James McKee, whose damage we have assessed, to the best our judgement. A Plot or draft whereof is attached.

Witness Our hands the Twenty seventh, (27th)
day of June A.D. 1902.

S. F. McClosky }
Conrad Bloom }
D. S. Wise }

No. 9.....Term.....18.....

No.....Term.....18.....

No.....Term.....18.....

No.....Term.....18.....

No.....Term.....18.....

No.....Term.....18.....

No.....Term.....18.....

No.....Term.....18.....

No.....Term.....18.....

No. Term. 18.....

June 6 1904

Knot Township Clearfield Co. Pa
This is to certify that a ^{1/2} of
public Road leading from Orhards
Sawmill to intersect the public ^{open}
at or near John Lows is now ^{open}
for public Travel we certify these
facts to Gov Supervisors for Knot
Township for the year of 1904

B P Bloom, Supervisor

May 1. 96 ex file

Now April 8. 1898 settled By the Court

20 Dec 1901 opening order issued to John
Edward -

Public Road in Knox Township.

No. 5 December Session, 1895.

To the Honorable Cyrus Gordon President Judge of the Court of Quarter Session of Clearfield County:-

The petition of the undersigned, Annie M. Joy and Wallace W. Joy respectfully represent

FIRST; That petition for a view of public road was presented to your said Court December 24, 1895, docketed to the said above stated number and term, asking for public road from a point on public road near Erhards in Knox Township to a point on public road near John Lows in said Township upon which petition viewers were on said day appointed by said Court.

SECOND; That the said viewers made return to your said Court, laying out a public road along the East side of Little Clearfield Creek between said points which report is confirmed N. S. by your said Court on the 7th of February, 1896.

THIRD; That about one hundred and fourteen rods of said road was located upon land now belonging to your petitioners, then in the name of Samuel Snyder, who is the father of Annie M. Joy, one of the said petitioners, and that no damages were assessed to the owners of said tract or piece of land, and the damages were not released by said owners.

FOURTH; That on May 1, 1896, your petitioners acting for the then owners through their Attorneys, Murray & Smith, filed exceptions to the report of the viewers in said case, which exceptions appear on the back of the report filed in said case.

FIFTH; That following the exceptions filed as aforesaid the said case was put upon the argument docket and so remained undisposed of until April 8, 1898, there is entered upon the argument docket the word "settled" but no conformation absolute was ever entered upon the report of the viewers in said case.

SIXTH; Your petitioners never authorized settlement or withdrawal of the exceptions filed to the report of the viewers in the above stated case and are informed and believe that their Attorneys never authorized

withdrawal of said exceptions. That there were negotiations entered into between your Petitioners on the one side and the Supervisors and other parties interested opening said road, but such negotiations were never in fact carried out or actual settlement of damages made on the part of said Supervisors or others interested and the entry of settlement made on said argument docket, was not authorized in any way by your petitioners and was wholly without their knowledge or consent unknown to them.

SEVENTH; That your petitioners never knew that said case was marked "settled" until some time during the month of January, 1902, when the Supervisors of Knox Township came upon the land of your petitioners and commenced slashing timber for the road and ~~came~~ to have an opening order; that your petitioners thereupon came to Clearfield and consulted counsel and found the record as above stated, but also found that said road had never been formerly confirmed absolutely by the Court but that the opening order had been issued on the 20th of December, 1891, to John Erhard.

EIGHTH; That your petitioners at once notified the Supervisors of the irregularity of the above mentioned ^{case} and stopped further work upon said road, and that since said date the Supervisors of said Township have again entered into negotiation with your petitioners for settlement of damages but that no settlement has as yet been made.

NINTH; That the said road as opened passes as aforesaid over about one hundred and fourteen rods of the land of your petitioners, part of which land is timbered, which timber will be destroyed by making of said road; petitioners further allege that said road will cause a large amount of fencing to be done by them which is not now necessary because of the location of their land along Little Clearfield Creek, and that your petitioners is damaged by reason of the location of said road to the amount of at least One Hundred Dollars, and that there is no corresponding benefit to your petitioners by said location.

TENTH; Your petitioners, therefore, believing that the said

opening order is irregularly issued without authority of the Court, and that the settlement marked of record in the said case was made by your said Court under a mistaken representation, therefore prays your Honorable Court to set aside opening order and to strike off the word "settled" upon the said argument docket, and that pending further determination of said case, the Supervisors of Knox Township be restrained from taking any further action upon opening order placed in their hands as aforesaid, and they will ever pray, etc.

Clearfield County SS.

Before me, Prothonotary of said Court, personally came W. W. Joy, who being duly sworn according to law, says that the facts set forth in the above petition as far as they are alleged upon his own knowledge are true and correct, and as far as alleged on information of others he believes to be correct.

Sworn and subscribed this

28th day of ~~February~~ March, 1902.

Frank H. Thompson, Notary.

Mo 5 Dec M. 1890

Public Record in Many Way

Partition to set aside another

June 2 " 1902
the Blue heron

and have now, I think, printed on this
kilometer so now

one the argument
which is directed by

as the wings were em-

on the following order:

Supervise & no more)

Geen ene
Case onderdik en sta
Presto! Link goes

The trials money of
the party is to be used and
they can be used as
they can.

surprised to see me -
captions fitted to the subjects
of various B. & W. prints

Long except ~~class~~^{to} case lesson except cases. Making up for

卷之三

Now March 6, 1903. Boston is dead
and considered. And the government
rule is granted. And some effort
is not put forth for grand and
an the upholders of theory
work to show cause why the
element must stand as
most recent should not
it not suffice to keep up
and the theory under consideration
by the Government, and
judging the administration to
have made the upholders of theory
such are having an interest and
restained from executing and
obeying orders.