

No. 11, Sept 88 Term, 1895

Private Road
~~Versus~~ in
Graham Township

Contents:

To the Honorable Cyrus Gordon

President Inago of the
Hartlessens of Clearford County Penna

The petition of John M. Dowell
of Graham Township Clearford County
respectfully represents:

That your petitioner
labors under great inconvenience for
want of a private road to lead
from his dwelling house in said
Township of Graham to the Public
Road leading from Deer Creek
to Philipsburg.

He also prays
the Court to appoint viewers not
only to view said private road but
also to view and pass upon the
question of the privilege of hanging
drainage gale on said private
road should the viewers determine
that a private road is necessary
by our petitioner:

John M. Dowell

No. 11 Sept 88, 1895

Col. H. H. H.

Opportune Road in

Spokane Township

from John W. H.

Section 1, Area 10
Main Township 20
Spokane Road being
from

July 7 Sept 1895

St. George

July 2 Sept 1895

William H. H.

read and convey

and the 15th Nov.

of the 15th Nov.

which are a part

of the 15th Nov.

of the 15th Nov.

of the 15th Nov.

of the 15th Nov.

of the 15th Nov.

W. V. DERRITT & CO., PRINTERS, ENGRAVERS, STATIONERS, 407 GRANT ST. PITTSBURGH.

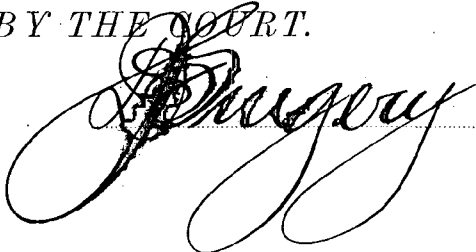
Clearfield County, ss:

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 20th day of September, A. D. 1895, before Judge of said Court, upon a petition of John M. Dawle ~~inhabitants~~ of the township of Graham, in said County, setting forth that

the labors under great inconvenience for want of a private road to lead from his dwelling house in said Twp. of Graham to Public Road leading from Deer Creek to Philipburg - He also prays the Court to appoint viewers not only to view said private road but also to view & pass upon the question of the privilege of changing a swinging gate on said private road should the viewers determine that a private road is necessary to your petitioner

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, and report to Dec Term 1895 whereupon the Court upon due consideration had of the premises, do order and appoint Thos H. Moon Edw. Dale Daniel Curley 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~~ 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 en sealing 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 No Damages assessed ~~the sum of~~ or allowed any

To one ~~the sum of~~

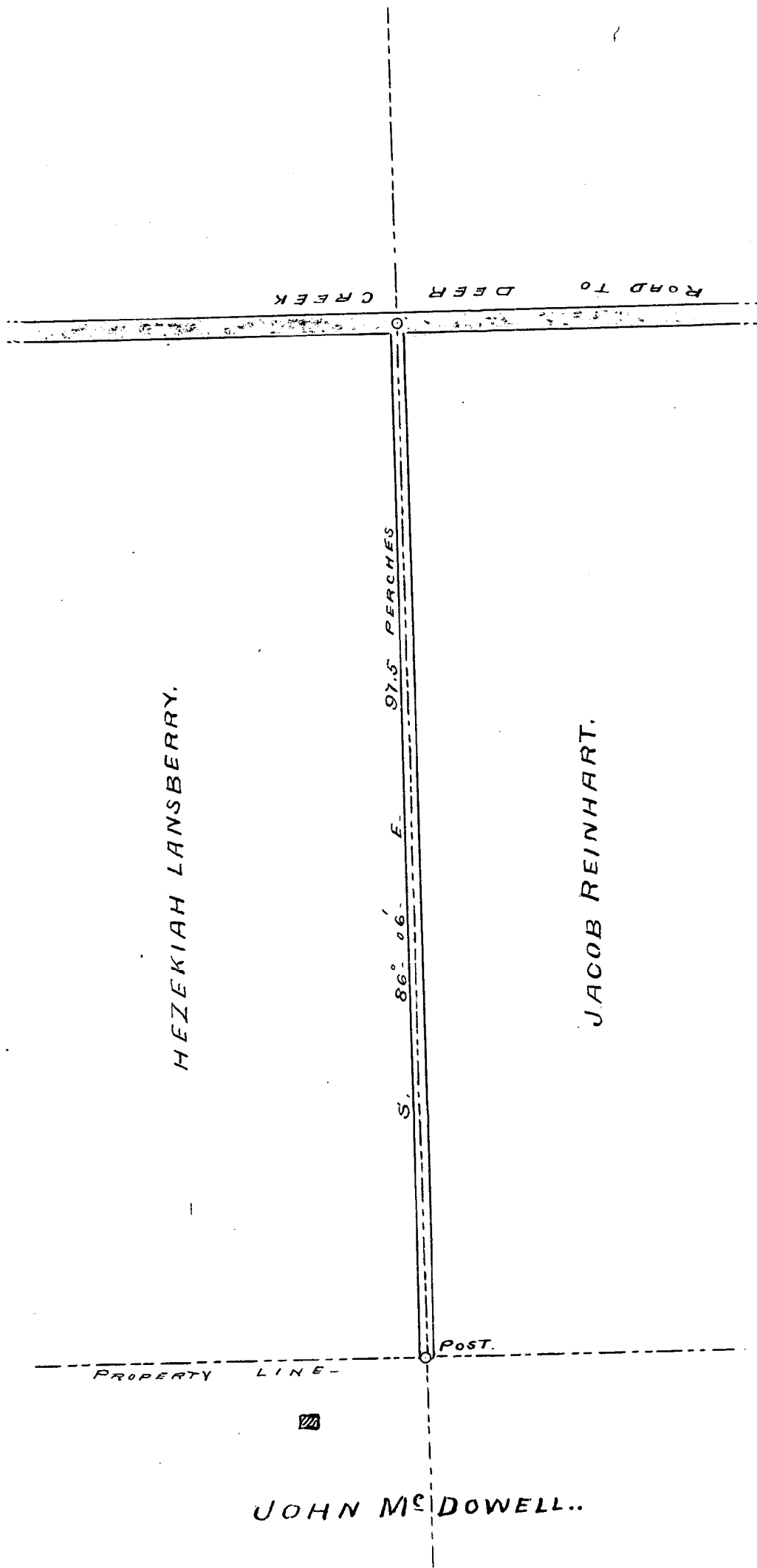
To ~~the sum of~~

Witness our hands this 6th day of November, A D. 1895.

Thos W Moore
Geo J Dale
Daniel Currier

To the Honorable Cyrus Gordon President Judge
of the Court of Quarter Sessions of Clearfield county
We the undersigned Viewers appointed by the fore-
going Order of Court: to view the Road therein de-
scribed. Do Report: that having first given due
Notice of the time and place of meeting - by adver-
tisements, put up according to Law - and having given
Notice to owners, and occupants of lands, through which
said Road was intended to pass, of the same. We
all met and being duly Affirmed - we have viewed
laid out and do return for the private use of John
McDowell the following Road - Viz., Beginning at
a Post: being a corner of lands of Jacob Reinhart and
Hegeshiah Lansberry - Thence along the line of said
lands South eighty six degrees and six minutes East
Ninety seven and one half perches, to the Phillipsburg &
Dress Creek road. Said road to be of the width of Twenty
feet clear of fences, which are to be ten feet distant from
said line - and we further find that said Road is to
be made fenced and kept in repair at the expense of
the said John McDowell. and he shall also at his own
expense erect and maintain Gates at either end of said
road. And we hereby decree that he the said John McDowell
shall be allowed said gate or gates, and to maintain the
same according to the act of assembly made and provided &c
A. Plot or Draft of which we herewith annex -
Witness our hands this 6th day of }
December A.D. 1890.

Thos. W. Moore
J. J. Dale
Daniel Currier



HEZEKIAH LANSBERRY.

JACOB REINHART.

JOHN McDOWELL..

Now May 31 1897 This report continued to
 Sept 1 1896 and at Sept 1 1896 to Dec
 Term 1896 and at Dec 1 1896 to May
 Term 1897 at Feb 1 1897 to May
 Term 1897 there being no objects
 at May 9 1897 the Report is
 confirmed absolutely
 By the Court
 Cyrus Gordon
 J

No. 11 Left Sessions, 1895.

ORDER

To view and lay out a road for
 a house in the township of
 Shamaw, Clearfield Co.

Sessions, 1895.

read and confirmed N. S.
 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.

road to be opened cutting
 at May 31 1896, and at
 May 31 1896 cutting
 to May 31 1896 and

continued for many
 to 1896 to Sept 3 1896
 and from Sept 3 1896
 to May 31 1896

Filed.

Fees \$1.25 paid by M. S. Gordon

By the Court
 Cyrus Gordon
 J

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 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.

F. W. W. } Days
 Miles

J. E. Galt } Days
 Miles

Paul Gault } Days
 Miles

} Days
 Miles

} Days
 Miles

Wilson