

No. 1

Sept

Term, 1896

Vacate and Supply

Versus

Public Road in
Union Township.

Contents:

To the Honorable the Judge of
Common Pleas of the County of Clearfield
now composing a court of quarter session
of the peace in and for said County
that a road has been long since laid
out from Charles Beers lain to John
Brilhart and from said road to John
Brubaker saw mill, which road your
Petitioners humbly conceive is now
become useless inconvenient and burdensome
to the inhabitants there aboute which your
petitioners desire vacated - and we kindly
ask petition a supply commencing at
John Brilhart from thence to W & Clousers
and connect main road near School House
which will be convenient and of much less
expence - we humbly ask this vacate
and supply - so we ever pray agreeable to the
act of the general assembly

John Brilhart
W. G. Spikes
N. R. Hammett
W. W. Clouser
J. A. Hammett
G. L. Hammett
George George
W. H. Luce
O. Luce
A. F. Parry

Joseph Hammett
J. H. Beer
J. H. Bailey
J. Beer
J. W. Taylor
J. W. Taylor
J. W. Taylor
Saml Maynard

J. S. Humphrey
W. McGehee
C. M. Goff
J. W. Lyter
R. M. Bailey
S. MacLachy
J. S. Hobbs
James Gridley
C. C. Penry
J. D. Parish
D. B. Glouser
D. H. Beer
W. B. Duff
A. R. Glouser
J. Peoples
Henry Duff
D. W. Duff
R. P. Harris
Jeff Glouser
J. W. Glouser
A. Scott
W. H. Brubaker
D. E. Brubaker
J. H. Glouser
Daniel Glouser
Jacob Glouser

Sept. 25, 1896.

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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 5 day of May, A. D. 1896, before Judge of said Court, upon a petition of sundry inhabitants of the township of Clearon,

19th day of April, in the year of our Lord one thousand eight hundred and fifteen, in the County of Marion, in the State of Indiana, in the United States of America, in the presence of the undersigned, in said County, setting forth that John Britthart's & from rail road to John Bubaser's 5 miles which road your petitioner's conjecture is now useless inconvenient burdensome to the inhabitants & we are and petition a supply commencing at John Britthart from thence to Willowes and connect same road near School house road supply

and therefore praying the Court to appoint proper persons to view and lay out
the same according to law, ~~and report at Sept Term 1896~~
whereupon the Court upon due consideration had of the premises, do order and
appoint G. B. Campbell Henry Lucy S. B. Welty
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 per-
sons through whose land said road may pass, or failing to procure such re-
leases, 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.

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 sealing and delivery hereof, have remised, released and forever quit the property 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 .

To the Honorable the Judges within named.

We, the undersigned, appointed by the annexed order of court, do report: That after been severally 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: to wit beginning at a point in the public road near John Brillharts, thence South Thirty Six degrees and Thirty Six minutes West along the division line between lands of John Brillhart and William Brubaker Five Hundred and Seven Feet, to a post in the division line between lands of William Brubaker and V.V. Clouser, thence to the left along said division line South Four (4) degrees and Thirty Six minutes west Nine Hundred and Thirty Eight Feet (938) to a post said post being a corner between lands of William Brubaker and the church lot, thence to the left South Eighty Five degrees (85) and Twenty Four (24) minutes East Two Hundred and Fifty Five Feet, (255) to the center line on public road near the Rocton School House, The undersigned further reports that they endeavored to procure from all the owners of the land over which said road passes, releases in writing of all claims to damages that may arise from opening the same, and that the viewers asked the different owners as follows John Brillhart, William Brubaker, V.V. Clouser, and S.M. Welty, if they had any claims for damages to which they replied they had none, and that no assessments has been made,

~~The foregoing view and line of proposed road is indicated on Map attached~~
~~hereunto attached~~ by letter "C" on Map hereto attached, we further report that we have viewed and do vacate the following described public road, viz: Beginning at a point in the public road near John Brillhart S 19-Ea 100 feet thence to the left S 32-48E 100 feet thence to the left S 48-05 E 200. feet thence to the right S 38-30 E 1000 feet thence to the right S 42-50 E 300. feet thence to the right S 3-47 E 400. to the center line of public road indicated by letter "A" on Map attached.

Also an old view beginning in the public road about 350 feet easterly from John Brillharts thence through lands of Brubaker and Clouser to Brubakers old saw mill, this road having never been opened but abandoned. We further report that before the said view, public notice of the time and place of the meeting of the viewers was given to all parties in interest according to law, and we annex a plot or draft of said road as laid out, stating the courses and distances, noting briefly the improvements through which the same passes, with a description and draft of the roads to be vacated.

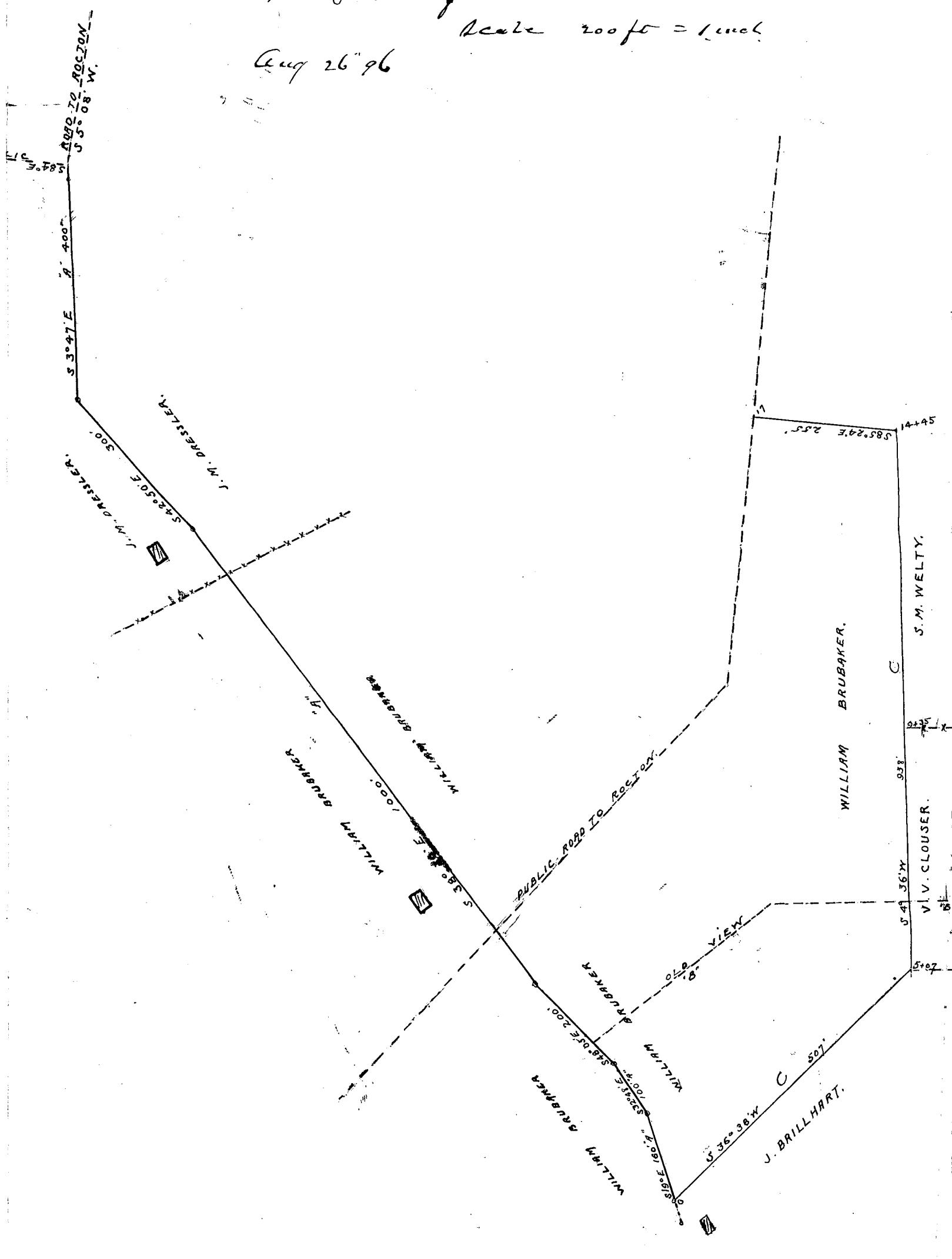
Witness our hands this 24th day of September, 1896.

...John Campbell, Jr.
...A.B. Welty.....
...Henry Vant.....

Plot. of View. for Beach

Scale 200 ft = 1 inch

Aug 26 '96



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.

No. 2 Suffolk Sessions, 1896

ORDER

To view and pay a affidavit for
Public use in the township of
Ullswater, Clearfield Co.
Eight 3d Sessions, 1896,
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.

	AMOUNT.
Geo. H. Haugh	Days 3 Miles 1m. 00
Henry F. Pitt	Days 2 Miles 1m. 00
J. B. Welty	Days 2 Miles 4.00

By the trunk
Geo. H. Haugh
Solicitor Prothono
12 Dec 1896
Received - ¹⁰⁰ paid by the
Costs here paid by the
Court - ¹⁰⁰ paid by the Court
By James Bickart
1896

Filed

Fees \$1, paid by James Bickart