

No. 12

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 land to John
 Brilharts 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 thereabouts, which your
 petitioners desire vacated - and we kindly
 ask petition a supply commencing at
 John Brilharts from thence to V. V. 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 Brilharts
 W. G. Spicker
 N. R. Hummel
 V. V. Clouser.
 J. A. Hummel
 George George
 W. H. Luce
 W. H. Luce
 J. P. Parrish

Joseph Hummel
 J. H. Beer
 J. H. Bailey
 J. C. Beer
 J. W. Taylor
 Mount Kirk
 J. P. Parrish
 Saml Maynard

H. J. Humphreys
 Wm. Westley
 C. M. Loff
 J. W. Lytle
 R. M. Bailey
 C. McClure
 J. Shobarger
 Samuel Hindley
 J. C. Luce
 J. W. Parrish
 W. B. Clouser
 J. H. Beer
 J. B. Luce
 J. B. Clouser
 J. J. Peoples
 Henry Duff
 W. H. Luce
 R. P. Harris
 Jeff. Labad
 W. H. Clouser
 J. A. Luce
 W. H. Brubaker
 D. C. Brubaker
 J. H. Clouser
 James Summers
 Jacob Mear

Return to
Public Road to
Lumber Township
Barnes

to 2017 ss 1996.

When the road
is 100 ft wide
between the
lumber road and
the road to the
lumber road
the road to the
lumber road
is 100 ft wide
between the
lumber road and
the road to the
lumber road

APR 1 MAY 5 1896

By J. W. Connelley
J. W. Connelley

Clearfield County, ss:

At a Court of Quarter Sessions of the Peace of the
county of Clearfield, Pennsylvania, held at Clear-
field, 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 Union
et al., in said County, setting forth that

That over road from rail road to John Brithart's saw mill which road your petitioners conceive is now useless, inconvenient & burdensome to the inhabitants & we ask and petition a supply commencing at John Brithart from thence to V. V. Plowers and connect same road near School house

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 *J. B. Campbell Henry Pugh & B. Withy*

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} ~~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.

BY THE COURT.

BY THE COURT.

Langley

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~~ted~~ every 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

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 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 Thitty Six minutes West along the divission line between lands of John Brillhart and William Brubaker Five Hundred and Seven Feet, to a post in the divission line between lands of William Brubaker and V.V. Clouser, thence to the left along said divission 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 undersigne 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 hereto 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.

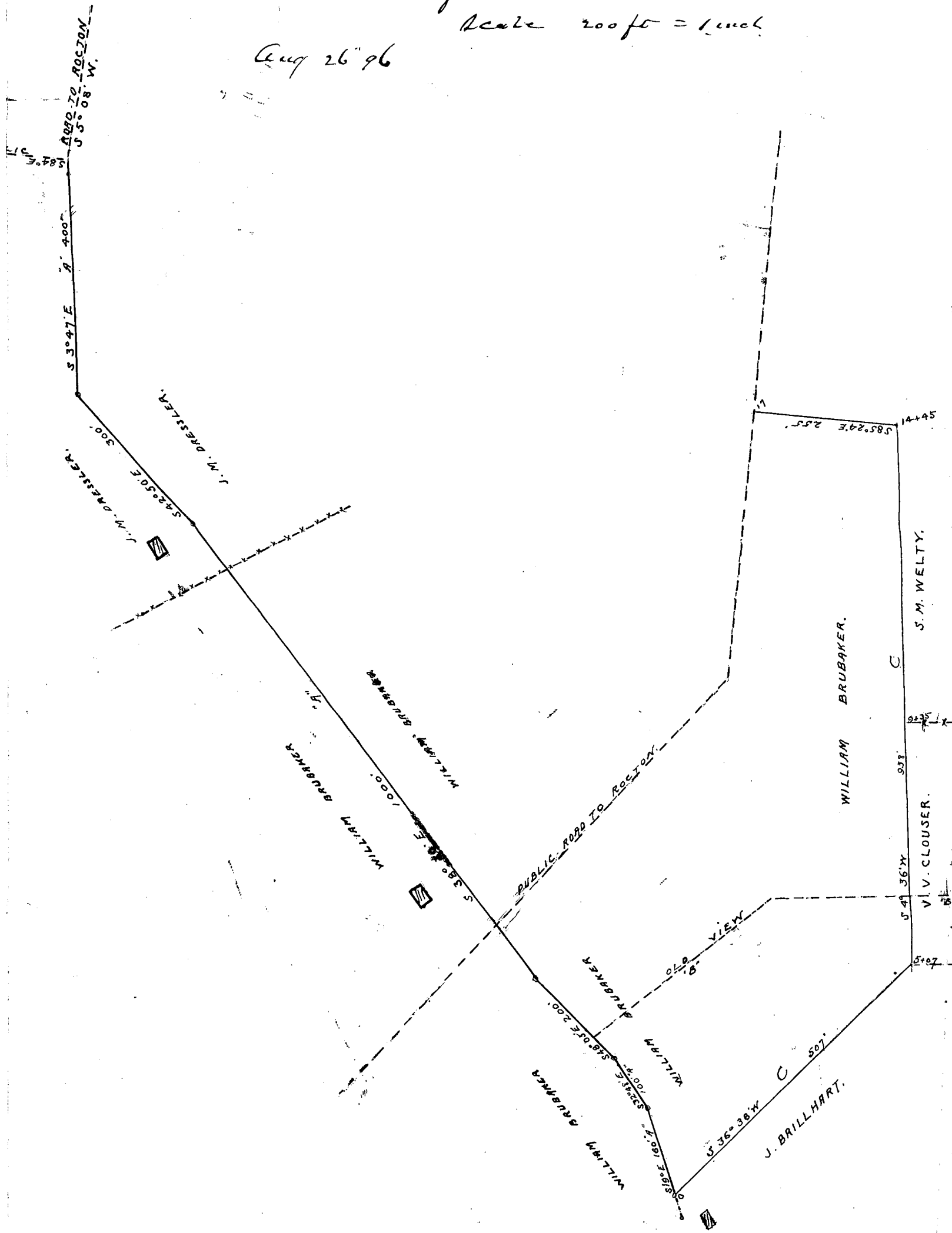
Witness our hands this 27. day of September, 1896--

..... *Geo. Campbell*
..... *S.M. Welty*
..... *Henry Bentz*

Plot of View for Road

Scale 200 ft = 1 inch

Aug 26th 96



No. 2 Sept Sessions, 1896

ORDER

Vacate & supply
To view and lay out a road for

Public use in the township of

Union, Clearfield Co.

Sept 30 Sessions, 1896,

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.

By the Court

J. B. Welch

Specifying provisions

12 Dec 1896, Clearfield Co.

absolutely - See 9 of

1896 - See 10 of

1896 - See 11 of

1896 - See 12 of

1896 - See 13 of

1896 - See 14 of

1896 - See 15 of

1896 - See 16 of

1896 - See 17 of

1896 - See 18 of

1896 - See 19 of

1896 - See 20 of

Filed

189

Fees \$1.25

paid by J. B. Welch

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.

Geor. Hays (6674) Days 3 Miles 12.00

Henry Smith (6675) Days 2 Miles 4.00

J. B. Welch (6676) Days 2 Miles 4.00

Days Miles

Days Miles

Days Miles

