

No. 3

7

erm, 1892

Public Road

Versus

in Penn Township.

Contents:

To the Hon Judges of the Court of  
Common Pleas of Clearfield County.

We the undersigned Viewers, Appointed  
by the within Order of Court, to View, and  
Vacate the Road therein mentioned, Res-  
pectfully 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 Road  
proposed to be vacated, and being all  
sworn or affirmed, in pursuance of the  
said Order of Court. We have Surveyed,  
and do return the following road. Viz,  
Beginning at a Point near Terrence Keenan's  
House, and run along a Township Road,  
Through land belonging to the said Terrence  
Keenan and land of John McCune. South  
Eighty four and a half degrees west, fifty  
Nine perches to a Point in said Road. Thence  
North Seventy three and a half degrees west  
Thirteen perches to a Point. South Eighty eight  
and a half degrees west two perches to the  
Centre of the Bridge across a Run, South  
fifty two and a half degrees west four per-  
ches. Thence through land of the said  
John McCune, and land of William Hadden  
South eight and a half degrees west.  
Eighty five perches to where P. Baileys  
Lane had been. Thence South fifty and

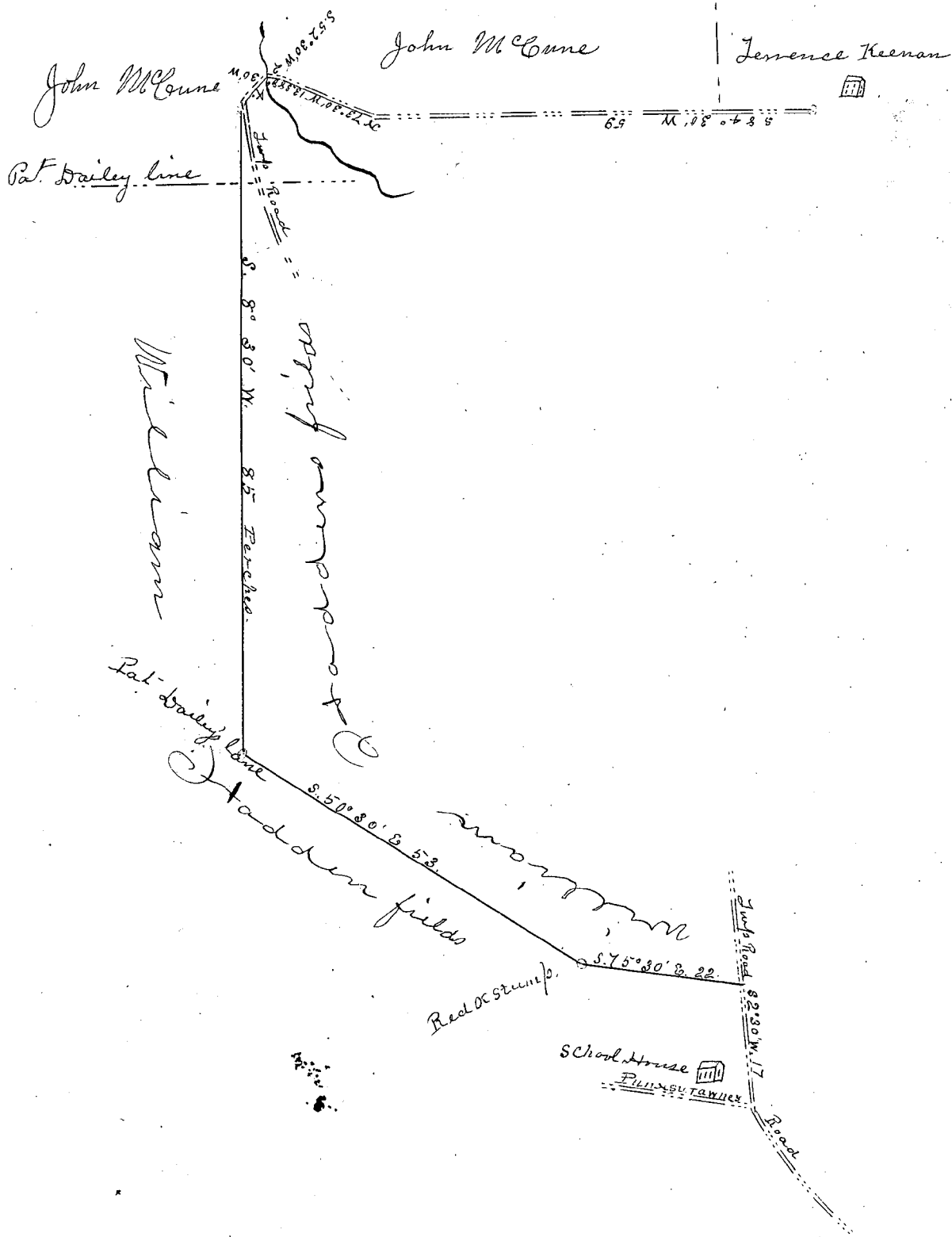
a half degree east, fifty three perches to  
a Red oak stump. Thence still through land  
of The Band William Haddon South sev-  
enty five and a half degrees east. Twenty  
two perches to The Township Road again.  
Thence along the Township road South two  
and a half degrees west, seventeen perch-  
es to The Pemfuntawney Road, a plot or  
draft whereof is hereunto annexed.

That part of said road which is shown on  
the said map, in red ink lines, we are of opinion  
is not necessary, and we declare it vacated, that  
part in Black Ink, is a part of the Township  
Road now in use and is necessary for public  
use, and therefore we do not vacate that  
part.

Witness our hands the 5<sup>th</sup> day of  
March A.D. 1896

S. F. McClosky.  
Daniel Faust  
N. M. & W. C. Kile

} Viewers



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<sup>rd</sup> day of Feby, A. D. 1896, before Judge of said Court, upon a petition of sundry inhabitants of the township of Peun, in said County, setting forth that

a road has long since been laid out in said Office follows: Beginning at a large "Beech Oak Tree" stump at or near Deane Keenan's house thence  $S 82^{\circ} W 57$  per to pine stump  $N 76^{\circ} W 13$  per to Hemlock thence  $S 86^{\circ} W 2$  per to run to the left 4 feet filling thence  $S 50^{\circ} 4$  per to Hemlock thence  $S 60^{\circ} W 24$  per to Patrick Daly's line same course 58 per 2 feet filling same course at 85 per P. Daly's lane thence  $S 53^{\circ} E 53$  per to Red Oak thence  $S 78^{\circ} E 24$  per to Hemlock thence  $S 21$  per to Punxsutawney road

That there is another road reaching the same point only a short distance from the above described road and running almost parallel therewith and that the above described road has not been used for many years.

Petitioners represent that the said road above described has now become useless, inconvenient & burdensome and that it be vacated

and therefore praying the Court to appoint proper persons to view <sup>and vacate</sup> the same according to law, <sup>report to next term</sup>

whereupon the Court upon due consideration had of the premises, do order and appoint J. M. Olosky Daniel Faust Wm McConle

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 <sup>vacate</sup> ~~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.

*Bingery*

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 enrolling 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. 3 May Sessions, 1896

ORDER

Nacali

To view and lay out a road for

Public use in the township of

Clearfield, Clearfield County,

May - Sessions, 1896

read and confirmed N. S.

~~Road to be opened 22 feet~~

wide, except where there is

side hill cutting or embank-

ment and bridging, there to

be 16 feet wide.

By the Court

Cyrus Gordon

Nov 9 1897 Re Report of the

Commissioners of the Clearfield

County, 1896, legal cap to the

road in the Clearfield

County, 1896, legal cap to the

FILED APR 18 1896, 189

Filed

Fees \$1, paid by

25-

R. D. Sivooske

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.

1606

A. J. McColloch

Horse & Rig

Days 3

Miles 8

5.00

Days 2

Miles 8

4.80

Days 2

Miles 17

5.70

Days 1

Miles 1

1.50

Days 1

Miles 1

1.50

Days 1

Miles 1

1.50

Days 1

Miles 1

1.50

April 18 - 1896 above exam-

ined. There is no pro-

vision of law to allow

Marjorie - for living

Geo M. Began

at \$100

To the Honorable the Judge of the Court of Quarter Sessions of Clearfield County:-

The petition of the undersigned inhabitants of the Township of Penn, in said county, respectfully shows;

That a road has long since been laid out in said Township as follows;

Beginning at a large Beech Oak Pine Stump at or near Terrance Keenans house; thence S. 82 Degrees W. 59 Per. to Pine Stump N. 76 degrees W. 13 Per. to Hemlock; thence S. 86 degrees W. 2 Per. to run to the left 4 feet filling; thence S. 50 degrees W. 4 Per. to Hemlock; thence S. 60 degrees W. 24 Per to Patrick Dailly's line same course 58 Per 2 feet filling same course at 85 Per P. Dailly's lane; thence S. 53 degrees E. 53 Per. to Red Oak; thence S. 78 degrees E. 24 Per. to Hemlock; thence South 21 Per to Punxsutawney road.

That there is another road reaching the same points only a short distance from above described road, and running almost parallel therewith, and that the above described road has not been used for many years.

Your petitioners therefore represent that said road above described has now become useless, inconvenient and burdensome, and therefore pray the Court that the said road may be vacated agreeably to the Act of Assembly in such case made and provided, and they will ever pray &c.

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Dave R. Hoff  
James Dingley  
James Leonard  
A. B. Weber  
Thos. E. Hall  
P. J. Sheeran  
W. B. Spencer  
Wm. M. Rowles  
Osborne M. Rowles  
H. P. Rafferty  
John S. Ankersick  
Will Overdurf  
Edmund Spencer  
Scotts Wall  
Wm. H. Rafferty

James B. Hall  
Gas M. Rafferty  
J. M. Spencer  
Els. Farrow  
Wm. Bent  
James Miller  
Nelson Walker  
Michael Orion  
W. H. McKinnery  
S. L. Haddon  
H. W. Haddon  
A. S. Walburn  
S. A. Hanigh  
B. L. Knorr  
George Rafferty

no 3 May Session 1896

Petition for appointment  
Vicars to View & Vacate  
Public House in Penn  
Savinslip

And May Term 3d 1896 the  
within petition <sup>presented</sup> and  
read and S. J. Mc ~~presented~~  
General Board <sup>by</sup> ~~presented~~  
McCordle present  
Affirmed Vicars to View & Vacate  
and out refer upon the  
petition & same. But to next  
Term.

By the Court  
Cyrus Conboy

Order to view  
24/3/96

24/3/96

Reuben Burrows