

No. 13

Form 189

Vacate Public Road

Versus

Beccaria Township

Contents:

Exe

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 29 day of May, A. D. 1896, before Judge of said Court, upon a petition of sundry inhabitants of the township of Deecharia, in said County, setting forth that

a road has long since been laid out between the village of Utahrie in said Township and the Borough of Irona, and that part of said road leading from Blain City to Utahrie was the residence of J. Adams, the point of it joining with the road leading from Irona to Coopersport near the farm of John Lightner Estate has become useless in connection & burdensome & should be vacated

and therefore praying the Court to appoint proper persons to view and ^{vacate} lay out the same according to law, And reports to Sept Term 1896 whereupon the Court, upon due consideration had of the premises, do order and appoint Wade Hagerty, James McKeehan & Phelps ^{vacate} ~~lay out~~ 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 ^{vacate} ~~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.

Quigley

CLERK.

1

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..... the sum of.....

To..... the sum of.....

To..... the sum of.....

Witness our hands this..... day of....., A D. 189 .

.....
.....
.....

In Re-Road, in Beccaria Township
No 13 September Sd. 1896

The undersigned viewers, appointed by
the Court to view the premises
and pass on the advisability
of vacating the road set out in
the petition, would respectfully
report:-

That having given due and
legal notice to the public and
to County Commissioners of
the time and place of meeting, they
met on the west of said road on
28th day of August A.D. 1896 at 1 P.M. a'clock
and having all been first severally sworn
they view the said road, and heard the
arguments presented by the interested parties.

That upon full consideration, they
are convinced that the said road is
necessary for public use, and therefore
report against the vacation of said road.

All of which is respectfully
submitted

M. W. Hegarty } Viewers
Philip Botto }

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 13, 3rd Sessions, 1896

ORDER

13

To view and ~~lay out~~ a road for

Sublense in the township of

McCain's, Clearfield Co.

~~Rec'd by~~ Sessions, 1900
~~work done~~ read and confirmed N.Y. St.

~~Road to be opened 33 feet wide, except where there is side hill cutting or embankment and bridging, there to be 16 feet wide.~~

~~My Dear~~
My Dear

FILE

SEP 1964

17 1888

Filed....., 189

25
Fees \$1, paid by

JOURNAL		AMOUNT	
Went to	Days		
Went to	Miles		
Phillip's	Days	2.00	
Phillip's	Miles		270

Days Miles

} Days.....

..... } *Miles* }

Days
 Mins

Expenses paid by Mrs. J. M. Jones

Wm. Hegarty

Edvarda 50

7



In the Court of Quarter Sessions of Clearfield County, Penn'a.

In re vacation

No

Feb Sessions 1896

of

Public Road in Beccaria Twp.

To the Honorable Cyrus Gordon, President Judge of the said Court:-

The petition of the undersigned, citizens of the Township of Beccaria, in said County of Clearfield, respectfully represents, tha

That a road has long since be n laid out between the village of Utahville in said Township and the Borough of Irvona, and that part of said road, in said township, between the intersection of said road with the road leading from Blain City to Utahville, near the residence of J.A.Adams, and the point of its joining with the road leading from Irvona to Coalport, near the farm of John Lightner Estate, has become useless, inconvenient and burdensome and should be vacated.

Your petitioners would therefore pray your Honor to appoint proper persons to view the same and report to the Court, that the same may be vacated according to law, and they will ever pray &c.

W R Davidson John Matthew

Stephen Young Jesse Kiper

Wm Estright

I shore

Wm Jasper

Geo. Barker

John C. Beck

Robert Jasper

J. E. Washburn

A. J. Warner

E. Conrad

Wm. Guinader

Geo. Barker

W. A. Gorman

H. Swisher

Geo. Kibler

Joseph Shank

H. B. Allen

Chas. Kibler

Geo. C. Parrott

J. S. Luckett

H. Jasper

Wm. H. Hinkle

J. Smith

Wm. H. Hinkle

J. W. Spangle

B. B. Beck

John Dick

John D. Berger

J. L. Roberts

George Berger

Chas. Smith

Jerry Beck

H. H. Hinkle

Thomas G. Lytle

No 13 Sep. Dec. 1896

To Westville Road

Beccaria Township.

And now May 29 - 1896 the
within parties presented and
thereupon Wade Negandy
Jas M. O'Neil and Philip West
are appointed referees to view
and report as to dep. services,
By the Court

Cyrus Gordon
P. J.

Dec 29 1896
Wade Negandy
Philip