

No. 1

Sept

Term, 1894

Public Road

Versus

Huston Twp

Contents:

Woodland

Post to

#17 Sept 28 1896

Sections of mining sub-

stance of this two townships

for a public road to road

from the mine road at the

mine branch road of Road

to the East. Road house to

some northward along road

branch to road at road to

road in Elk County and

as leading to the Elk Co.

road.

Nov. July 28 1896 the

under section road and

conducted and abutting

of Road. D. McLaughlin

J. C. Kirschner, are appointed

to view and locate

road road in accordance

with the map of the plat-

form of the opinion of

said persons road road in

reference for public work

and to make report to the

Court accordingly at next

term of Court.

By the Court

Wm. H. H. H. H. H.

Wm. H. H. H. H. H.

Wm. H. H. H. H. H.

Scott. Imhof
Cleary's Coal Co
J. D. Hayes
James A. Tyler

To the Honorable Cyrus Gordon, Judge of the Court of
Quarter Sessions of the Peace, in and for the County of Clearfield.

The petition of the undersigned, inhabitants of the Township of
Huston, in the said County, respectfully sheweth that your peti-
tioners labor under great inconvenience for want of a ^{public} road, or
highway, to lead from a point in the public road leading from
Penfield to Tyler, at a point not far from the first branch West
of the Tyler brick house, running Northward along the direction
of said branch to the Elk County line, to meet a road that has
been surveyed in Elk County along down said branch.

Your petitioners therefore humbly pray the Court to appoint
proper persons to view and lay out the same, according to law, and
they will ever pray, etc.

Huston Twp., Pa.

May 9, 1896.

L. H. Curtis	G. W. Harriger
J. H. Rosenkrans	Samuel Lee
C. J. Sheldrake	Geo. M. Langdon
A. B. Tudor	F. W. Hathaway
W. W. Haver	J. J. Thompson
Dr. Swier	Dr. R. Woodward
W. H. Loring	J. H. Kline
John Frazier	John Horning
M. H. Jewell	W. D. Woodward
J. C. Hornum	
W. Smith	
John Hackett	
A. H. Rosenkrans	
M. L. Liscoe	

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 28
day of July, A. D. 1896, before
Judge of said Court, upon a petition of sundry
inhabitants of the township of Auston
in said County, setting forth that

They labor under inconvenience for want
of a public Road to lead from a point
in public road leading from Penfield
to Tyler at a point not far from first branch
west of Tyler brick house running northward
along the direction of said branch
to the Elk County line to meet a road
that has been surveyed in Elk County
along down said branch

and therefore praying the Court to appoint proper persons to view and lay out
the same according to law, and report to Sept Term 1896
whereupon the Court, upon due consideration had of the premises, do order and
appoint Edw Bera D M Laughlin C Kirchner
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.

Dringen

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-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 18th day of August
A.D. 1896.

James A. Lyles 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

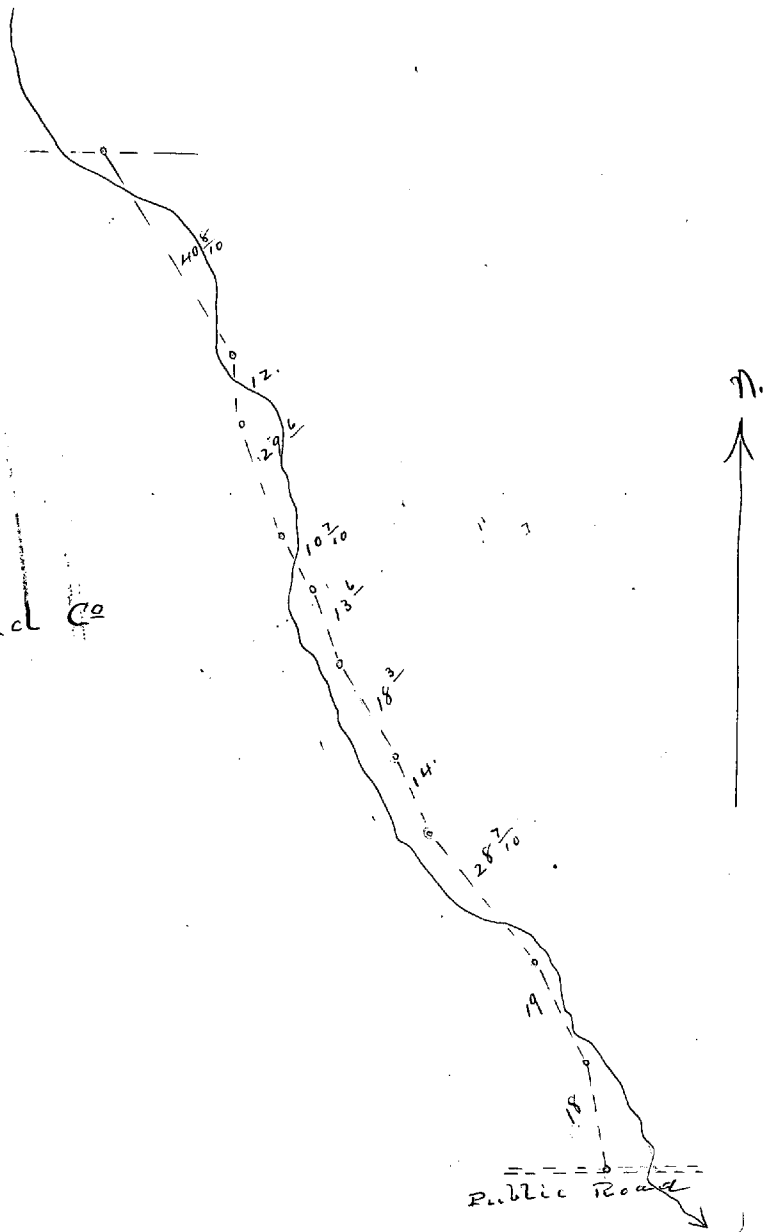
To the sum of

To the sum of

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

Elk Co

Changfield Co



TO THE HONORABLE; THE COURT OF QUARTER SESSIONS of Clear-
field County :

The undersigned viewers, appointed by the Court as herein stated, respectfully report that they gave public notice of the time and place of meeting by papers conspicuously posted, and in accordance therewith met in the public road near the first branch West of the Tyler brick house, in Huston Township, on Aug. 10, 1896, and having been duly sworn according to law, proceeded to view the proposed route, and find that in connection with the road to be laid in Elk County the proposed road is needed for a public road, and will be very useful to Huston Twp. The only seated property interfered with is that controlled by Jas. A. Tyler, who assisted in the work, and signed release of damages. They laid out the road as follows : Beginning in the public road 140 feet West of said stream. Thence N. 11° W. passing through a field 18 perches to a stake with a Pin Oak pointer 25 feet left. Thence N. 28 1/4° W. ¹⁷~~14~~ perches to a stake. Thence N. 40° W. 28 7/10 perches, crossing the branch to a stake with a stump pointer. Thence N. 25 1/2° W. 14 perches to a stake with a yellow birch pointer at the right. Thence N. 32° W. 18 3/10 perches to a stake. Thence N. 21° W. 13 6/10 perches to a stake with a Sugar pointer at the right. Thence N. 31° W. 10 7/10 perches, crossing the branch to a stake with a Birch pointer 24 feet to the left. Thence N. 21° W. 29 6/10 perches to a stake with Sugar pointer close at the right. Thence N. 7° W. 12 perches to a stake after crossing the creek. Thence N. 33° W. crossing the creek at 2 perches, 40 8/10 perches to a stake near a notable Birch in an old East and West line, said stake set at the end of the survey of the Elk County part of the road.

We recommend the laying of a road thirty-three feet wide. See plat attached hereto.

Respectfully,

L. Bine
Charles W. Taylor
J. C. Ketchum
Viewers.

No. 17 Sep. Sessions, 1896

ORDER

View and lay out a road for
Public use in the township of
Morton, Clearfield Co.
Sept 12th 1896
Road to be opened N. Si.
wide, except where there is
side hill cutting or embank-
ment and bridging, there to
be 16 feet wide.

By the Court
Cyrus Gordon
8 Feb'y 1897 confirmed
absolutely - do to
be paid by the Court
Cyrus Gordon

Filed 25 Aug, 1896

Fees \$1, paid by L. Bird.

None

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 assessors 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.

L. Bird	Days 1 1/2	Amount 6.00
For hire	Miles 4	48
D. McLaughlin	Days 2	9.48
	Miles 4	7.23
J. C. Kunkin	Days 2.00	
	Miles	

John Tyler	Days	\$1.00
assist	Miles	
	Days	
	Miles	

Sept Sessions 1896
Confirmed by the
Sessions 1896
By the Court
Cyrus Gordon