

No. 9, Rept. Sessions, 189

COMMONWEALTH

versus

Publ's Act -
Lawrence & Erie
Twpships

CONTENTS

R. S. & Page 180

Can not locate.

STOP
< start.

Clfd. Co., Pike & Lawrence Twp.
Conf. Absol. Dec. 6, 1897.
33 ft. -- 16ft.

Beginning on Twp. road near Bess-
ington Mining CO., No. 4 Mine --
to the Twp. road at Lawrence and
Pike Twp. Line.

TO Short

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

We the undersigned citizens of Pike township in
said County of Clearfield .- Respectfully represent
That we signed the petition filed to No 3 Foby SS 1897
asking for the appointment of viewers to view vacate and supply
ly a portion of a public road leading from the road from
Clearfield to Bloomington on the township line between Lawrence
and Pike townships extending through lands of S Brown J Rowle
n Road and D Brown .- That at the time said petition was
signed by your petitioners it was represented by the Blooming
ton Company's agent for whose benefit the change is being made
that a distance of about five hundred feet would be sufficient
would be sufficient change in the road as now laid out to take
away all danger to the travelling public by reason of the
operation of their mining plant .- That with understanding
your petitioners signed the above mentioned petition for view
ers .- That when the viewers went on the ground the said Com
pany induced said viewers to vacate the old road and supply
with a new one a distance of 1338 foot .-
Your petitioners believing that more than five hundred feet
of a change is unnecessary pray your Honorable to grant a
review of said road as set out in said proceedings and assign
the following reasons

First .- The new road as laid out will all be in Pike township
be expensive to make and burdensome on the township to keep
up said township being now almost a thousand dollars in debt
on account of her road fund

Second That the danger to public travel by reason of working of Bloomington mines can be overcome by changing the old road for a distance of five hundred feet which will not cost the township one half as much to build

Third That the new road as laid out in addition to being built and kept in repair will require the township to keep in repair two hundred feet of the old road for one citizen which would not be necessary if the old road had been changed as first intended

Fourth .- That if the new road as now laid out is confirmed an additional public road will have to be built by said township for a distance of five hundred feet to accommodate citizens residing on the east side of the township road asked to be vacated which could be avoided if the new road was properly laid

Fifth That all change in the present public road asked for is exclusively for the benefit of The Bloomington mining Company except the first five hundred feet

For these and other reasons which will be apparent to the viewers we ask your Honorable Court to withhold confirmation absolute of the present report of viewers and grant your petitioners a review on vacating and changing the above mentioned public road as now laid out

And we will ever pray —

John L. H. 122
Malvina Long
J.W. Hartwell
Adam Smith

Attest
M. P. Peoples
J. M. Depple
J. B. Gossard

5
R. A. Song
J. M. Stith
A. B. Brown
Mrs. Mr. Brown.
D. A. Brown
A. A. Brown
W. A. Peoples
T. G. Woods
Samuel Mountain
A. C. Brown
Robert Rowles
H. J. Dunlap
D. L. Rowles
E. A. Brown
John. Collins
George Parks

To the Honorable the Judge of the Orphans Court of Clearfield
County

We the undersigned citizens of Pike township
Respectfully represent .- That we are taxpayers and property
owners in said township .- That we did not sign the petition
for the changing of the said road .- That we hereby join in the
foregoing petition for the reasons therein set forth and further
because we believe it is not necessary to make the change
set out in the report of viewers for the accommodation of
the travelling public and that it would be imposing a useless
burden on the tax payors of Pike township We therefore
Pray your Honorable Court to withhold confirmation absolute
of report of viewers in above mentioned case and grant a review
of said road

And we will ever pray &c

W. W. Spencer
H. M. Snyder
Thos Humphreys
Samuel Hamm
D. P. Pyle
H. J. Duran
Harrison & Coors
Franklin farm
F. Hartman
W. M. Lippert
Henry H. Hale

J. Hartshorn
L. E. Bailey
F. S. Robson
A. Gibson
W. Caldwell
D. D. Long
Mike Cassidy
R. H. Oberle
W. C. Harris
J. O'Neal
A. J. Smith
Jas. Smith

G. W. Anderson
Milton A. Blane P. S. Dotts
D. H. Edmund Alfred Brown
O. Morris J. J. Brown
Chas. Clegg F. Liffiagh
C. H. Harrelson A. P. Brown
David May A. St. Prince
J. R. Caldwell O. L. Brown
C. J. Brenner Robert Brown
J. W. Frost H. A. Cartwright
Scott Brown Robert Hickok
James Brown Steve Brown
P. J. Brown James C. Beck
Samuel Snyder John Nelson
Conrad Brown Fred Santap
A. H. Brown James Lord
G. S. Brown Milton Reed
Addison Brown Alfred Brown
R. B. Brown Frank Brown
Hosea Brown John J. Brown
D. A. W. Blake W. Brown
Barney Williams J. Frank Brown
A. H. Brown Lewis J. Brown

E. F. Blas

S. F. Moore

F. Farley

D. P. Roulde

Harry Robinson

Harvey Bloom

James A. Bloom

Mr. L. Hale

J. S. Holden

D. White

Fred L. Eldridge

Lewis Caldwell

Jeff Bloom

now Mar 3, 1897.
Petition has been denied
and S. 11111 has died.

Mitchell Shope, Alex. Dimiglio -
Geo. G. Kirk an appointed
trustee to view and report
same - Returnable to next
Term of Court - P.

NOTICE OF APPEAL
TO THE COURT OF APPEALS
OF THE STATE OF GEORGIA
FILED. MAY 12, 1988. GORDON
DRAFT

Low Chile & 1977
judges near, and
conscious, and
looking around
mistakenly thought that
she was a Chilean. So to
this bird I have given
the name Chilean
Spoon-billed Sandpiper.
Believe it or not
Spoon-billed Sandpiper
is the name
of this bird.

Kurtz Bros., Stationers & Printers, Cleat

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 4th day of May, A. D. 1897, before Judge of said Court, upon a petition of sundry inhabitants of the township of Pine

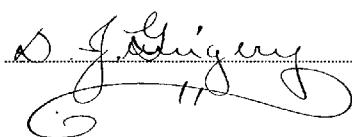
, in said county, setting forth that

they labor under great inconvenience by reason of the present location of the road leading from the road from Cleaveland to Beesmyerton at a point on the township line between Lawrence and Pine Townships and thence through lands of D. Brown of Rowes M. Read & D. Brown by Beesmyerton mining Company 10th Mile S to a point on lands of D. Brown

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, and make Report to next term whereupon the Court, upon due consideration had of the premises, do order and appoint Mitchell Hope Alex. Livingston & Geo. C. Clark 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 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.

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 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 Wilton Reed the sum of twentyfive dollars.

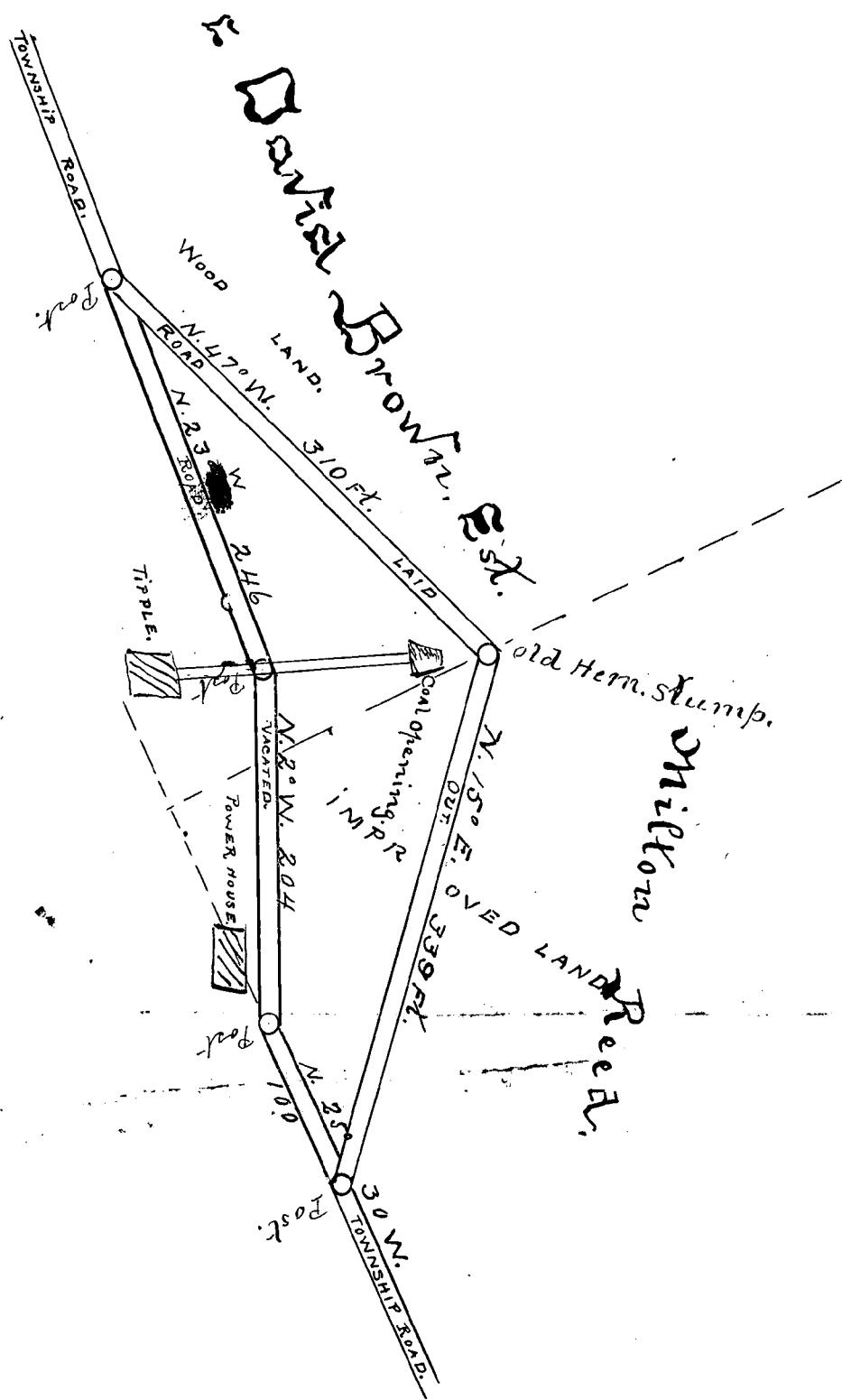
To the sum of

To the sum of

Witness our hands this 30th day of July, A. D. 1897.

Geo. C. Kirk

Mitchell Shope



To the Honorable, the Judge within named: We the undersigned, appointed by the annexed order do report, That in pursuance thereof, after having been duly sworn according to law, all the viewers appointed by said order reviewed the ground proposed for the within mentioned road, and we do agree that there is occasion for a review as desired by the petitioners, and that the same is necessary for a public road. And having had respect to the shortest distance and the best ground for such road, we have laid out in such manner as shall, in our opinion, do the least injury to private property, and as far as practicable agreeably to the desire of the petitioners, and do return for public use the following described road to wit: - Beginning at a post in the public road, near a marked sugar tree, on lands of David Brown Esq. thence N. 47° W. through unimproved lands of said Estate, three hundred and ten (310) feet to an old hemlock stump, in line of Milton Reed's land. thence N. 15° E. through improved lands of said Milton Reed, three hundred and thirty-nine (339) feet to a post in the public road, on the line between Lawrence and Pike Townships. - And we further report that we have inquired and do vacate the following described part of the old road to wit: - Beginning at a post, near a marked sugar tree, on lands of David Brown Estate, thence N. 23° W., two hundred and forty-six (346) feet, thence N. 2° W., two hundred and four (204) feet, thence N. 25° 30' W., one hundred (100) feet, to intersection of first described road, which by reason of the laying ~~out~~ out of the first mentioned road, has become useless. That notice of the time and place of the meeting of said view was given by advertisement ~~put~~ up in the vicinity, and also notice to the owners of lands through which said road passes, as well as to the County Commissioners, and we annex a plot or draft of said road laid out, stating the courses and distances, and noticing briefly the improvements through which the same passes, and also a description and draft of the road vacated. That by reason of the changed location of said road we have, after taking into consideration the advantages as well as the disadvantages from the road passing through the lands of Milton Reed, we have assessed his damages at twenty-five dollars.

Witness our hands this 30th day of July
A.D. 1897.

Geo. S. Kirk
Alt Livingston
Mitchell Slope

O.C. 101111 12/9/97
Beauregard

No. 3 Sept Sessions, 1897

ORDER

To the viewers
To view and lay out a road for
In use in the township of
Clearfield Co.

Sept 20th Sessions, 1897,
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.

By the Court
Cyrus Garrison
Deed of Survey
absolutely free of
cost to be paid by
any party
by law required
Filed of Record
1897
Fees \$1, paid by

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.
Viewers cannot interfere with damages assessed by the original
viewers, except so far as the location may be changed by the
viewers.
N. B.—If the viewers believe the parties are not entitled to dam-
ages, taking into consideration the advantages as well as the
disadvantages of the road, they will report to that effect.

AMOUNT.
Days 2 8.00
Gold, Gold } Miles 4.0 4.00
M. Slope } Miles 1 2.00
Q. Slope } Miles 1 1.70
Q. Slope } Miles 1 2.00
Days 1 1.70
Miles 1 1.70
Days
Miles

Attest: Wm. H. Garrison
J. C. Garrison
J. C. Garrison