

No. 6 Sept S. S. Term, 1897

Wacote and Pupper
Pulley Road

Versus

Union Township

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Part Rt. 17029

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 6th day of September, A. D. 1897, before Judge of said Court, upon a petition of sundry inhabitants of the township of Union

, in said county, setting forth that

they labor under great inconvenience for want of a ~~public~~ road to begin at a point on the Dutchessburg and Clearfield road near the residence of John Kelley in said Township, and to end or intersect the ~~public~~ road leading from Millvale to Mond's Old Mill near Millvale in said Township of Union - and to vacate ~~public~~ road now opened from a point on Dutchessburg and Clearfield road near residence of John Kelley to a point on ~~public~~ road leading from Millvale to Mond's Old Mill - near Millvale on the line at terminal point of the proposed road

and therefore praying the Court to appoint proper persons to view and lay out ^{and vacate} the same according to law, ~~and report to Dec Session 1897~~ whereupon the Court, upon due consideration had of the premises, do order and appoint Geo. Otter, D. G. Jelmer and Harry Perry 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 ^{and vacate} 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.

G. J. Jelmer

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 ensembling 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....

To the Honorable, the Judge, within named: We the undersigned, appointed by the annexed order do report: That in pursuance thereof, after having been severally sworn according to law, all the viewers appointed by said order, viewed the ground proposed for the within mentioned road, and we do agree that there is occasion for a road as desired by the petitioners, and that the same is necessary for a public road. And having had respect to the shortest distance and 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 point in the public road leading from Millvale to Muir's old Mill, near Millvale, thence north, on the line between lands of M. H. Dunlap, W. W. Dunlap and Mrs. Sarah Dressler, on the east and Harvey Luke, Oscar Gelnett, C. C. Goldwell and John Wetly, on the west, 5019 ft. to a post, N. W. Corner of said Mrs. Sarah Dressler's land, thence through improved lands of John Wetly, N. 14° 55' W., 553 ft. to a point in the Sutherburg and Glenfield road, near residence of John Wetly. We further report that there are no damages resulting to any of the owners of the land over which said road passes, by reason of the laying out and opening the same. That we have inquired and do dedicate the following public road to wit: Beginning at a point at W. W. Dunlap's lane, - thence N. 2° W., 1060 ft. to a point in the above described road, which by reason of the laying out of the first mentioned road, has become useless. - That before the said view, public notice of the time and place of the meeting of the viewers was given by public notice to all parties interested - ten days before the view, and personal notice to all the owners of lands through which said road passes, and written notice to the County Commissioners. And we annex a plat 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 in connection therewith of the road vacated. Witness our hands this 15th. day of October, A.D. 1897

Geo. C. Keirte
Samuel J. Gelnett
Henry Pentz

Viewers.

And now May 16 1898, the Commissioner of the report of the survey, in this case, on motion of the Attorney General, is as follows: Contained in the May Session, 1898.

And now May 16 1898, the Auditor report having been presented to the Court at the May Session 1898, and confirmed. And now May 16 1898, the Auditor report confirmed - legal and confirmed by the Court.

By the Court
Cyrus Benson

And now May 16 1898, the Auditor report confirmed - legal and confirmed by the Court.

By the Court
Cyrus Benson

No. 6 Sept. Sessions, 1897

ORDER

To view, and ~~approve~~ a road for Public use in the township of Union, Clearfield Co.

Read at the Sessions 1897
Read and confirmed by the Court

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

By the Court
Cyrus Benson

Filed _____, 189
Fees \$1.25, paid by *W. A. Benson*

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. L. L. 1777	Days 2	Amount \$8.30
Sp. Belmont 1787	Miles 3	
Henry Centy 1788	Days 1	
Henry Centy 1788	Miles 1	2.10
Henry Centy 1788	Days 1	
Henry Centy 1788	Miles 1	2.10
	Days	
	Miles	
	Days	
	Miles	

30 May 1898
Opening into corner



W. A. Benson
By the Court

To the Honorable Leysus Gordon, President
Judge of the Court of Quarter Sessions
of Clearfield County.

The petition of the undersigned, inhabitants
of the Township of Union, in the County
aforesaid respectfully represents: That
they labor under great inconvenience
for want of a public road to begin at
a point on the Luthersburg and Clearfield
road near the residence of John Kelly in
said Township and to end or intersect
the public ^{road} leading from Millvale to
Mounds old mill near Millvale - in
said Township of Union.

The petitioners therefore pray the Court
to appoint three persons qualified
according to law, to view the ground
proposed for such road, and if they see
occasion to lay out the same, to inquire
of and vacate the public road now
opened, from a point on Luthersburg
and Clearfield road near the residence
of John Kelly aforesaid to a point on
the public road leading from Millvale
to Mounds old mill near Millvale on the
line or terminal point of the proposed
road - in the said Township of Union
which said last-mentioned road will
by reason of the laying out of the
proposed road become useless,
and make report of their proceeding
to the next Term of said Court

and they will ever pray &

names

names

M. H. Dunlap

G. W. Dressler

Grant Kirk

John Welty

Fred. Dyer

J. W. Gaborde

H. W. Dunlap

J. A. Dunlap?

J. W. Kirk

J. W. Lytle

Ignes Anderson

J. M. Dressler

J. J. Peoples

W. B. Huff

Geo. Clowson

J. B. Gillett

C. B. Gillett

S. R. Bloomer

Alfred Wells

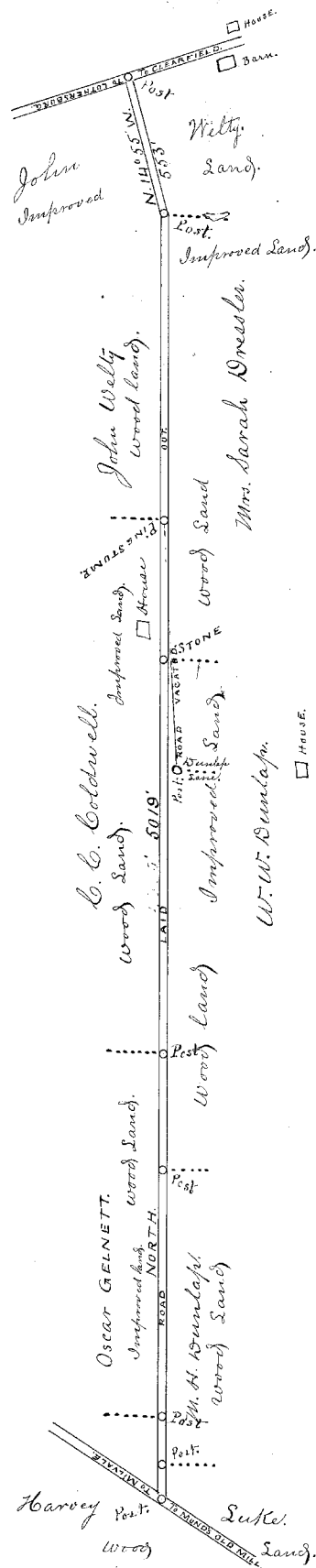
R. E. Dressler

Nov 6 Sept Session 1897

Petition to vacate
and supply public
road in Union
Township -

And now Sept- 6th
1897. The within petition
having been duly
presented in open Court
and considered, Geo
C. Kirk, D. J. G. Ernest,
and Henry Pugh are
appointed, to view
and lay out, and
vacate and supply
said road - and report
the same at the
next Term of said
Court.

By the Court
Cyrus Gordon
FILED. 1897



Map showing location of Public Road laid out, and also Public Road vacated in Union Twp., Clearfield Co., Pa., as per report of Viewers to No. 6, Sept. Session, 1897.

Geo. C. Kirtle, Sr.