

No. 8. Sept. 1897  
SESSIONS. 191

**COMMONWEALTH**  
**VERSUS**

*Public Road*  
*Boggy Swamp*

**Charge**

X  
**JAMES H. KELLEY.**  
DISTRICT ATTORNEY.

Doggo Twp. April 19<sup>th</sup> 1877.

To the Honorable the 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 Doggo, in said County,  
respectfully sheweth: That a road has  
been long since laid out from a point near  
Wallaceton, to a point near Philipsburg,  
which part of said road beginning at a  
point along Cross cut pike leading from  
Higley to Blue Ball, running through lands of  
Jacob Smeal, sed. to line of land of Archey  
Shaw, and line road between said Smeal's  
land and land of J. W. Turner Estate, your petiti-  
oners conceive, is now become useless,  
inconvenient and burdensome. Your  
petitioners therefore pray the Court  
that the said road may be vacated,  
agreeably to the Act of the General Assembly  
in such case made and provided; and  
they will ever pray &c.

Names.

Geo. B. Wolf

John Mattlin

Bert K. H. H. H.

Geo. Gray

Daniel H. H. H.

Jonathan R. H. H.

John Robert

Augustin Robert

M. F. Shinnel

Names.

Blake Gray

James F. Mattlin

Isaiah Smeal

D. D. Shinnel

Thos. H. H. H.

John F. H. H.

Leas. H. H.

Laurence Shinnel

Daniel H. H.

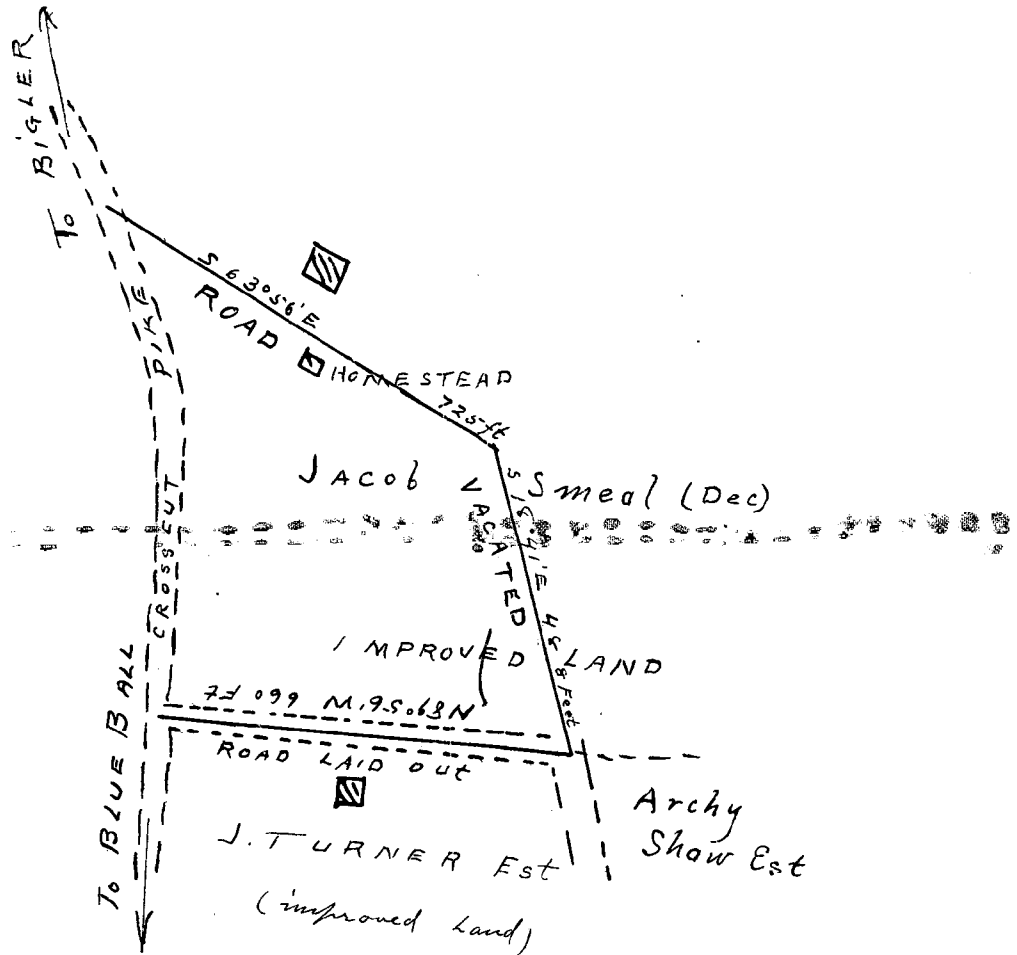
Oral Shinnel

# 8 Sept 1877

Petition for vacating  
of a Public Road,  
on that portion  
running through West  
Smith's old lane from  
a point on cross street  
to a point along side  
road at line of land  
of Edwin Adams. Secd.

Now May 26 petition  
read. and Henry Wagon  
Hessman & McConkie  
the John Cote and  
applicants sworn &  
sworn and report on  
same & read same

ALL BY MAY 1877  
Hon. Wm. C. Smith  
Cyrus Anderson  
Jrd



Boggs Trp No Sept 55 1897

Viewers { Harry Byers  
W. T. McCordale  
John Porter

Scale - 300 feet to the inch  
(County Meridian)

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....

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

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 26

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

, in said county, setting forth that

A road has been long since laid out  
from a point near Wallacetown to a  
point near Philipsburg, which part of  
said road beginning at a point along  
Cross Cut road leading from Beyer to  
Blue Ball turning through the lands of Jacob  
Dames D's to line of land of Archer Dady  
and line road between said Dames land  
and land of J W Turner Estate is now  
useless  
inconvenient and burdensome

and therefore praying the Court to appoint proper persons to view and <sup>ascertain</sup> ~~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 Harry P. Beyer, Wm J McCarver & John Peter  
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 improve-  
ments 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 accord-  
ing 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.

D. J. Gingery  
CLERK.

to the Honorable Cyrus Gordon, President Judge  
of the Court of Quarter Sessions of Clearfield  
County, we the undersigned viewers appointed  
by the Court of Quarter Sessions aforesaid as per  
the within order to view and vacate the  
road therein mentioned respectfully report; that  
we gave good and lawful notice of said roadview  
and met agreeable thereto and having been first sever-  
ally sworn or affirmed we vacated the following  
road to wit: beginning at a point on the "Crosscut  
Pike" or road leading from Bigler to Blue Ball  
thence through land of Jacob Smeal Deceased South  
sixty three degrees fifty six minutes East seven hundred  
and twenty-five feet, thence through same South eight-  
een degrees forty one minutes East four hundred  
and eighty eight feet to line of Archey Shaw Estate  
which road aforesaid we are of opinion has become  
useless inconvenient and burdensome and should  
therefore be vacated, to supply which road aforesaid  
we have laid out and do return for public use the  
following road to wit: beginning at end of road  
abovementioned recommended for vacation, thence  
North eighty nine degrees fifty six minutes west six hun-  
dred and sixty feet by a line parallel with J Turner  
Estate fence and  $16\frac{1}{2}$  feet therefrom to Crosscut Pike afo-  
said being on land of J Turner Est. and land of Jacob  
Smeal Dec. which road so as aforesaid laid out is  
necessary in our opinion for a public road. A plat or  
draft of which road aforesaid is herunto annexed showing  
courses distances and improvements. Witness our  
hands this eleventh day of August AD 1897

Viewers } Harry Byers  
Present } John Porter

Record

No. 8-1746 Sessions, 1897

ORDER  
Vacate

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

use in the township of

Boyd, Clearfield Co.

Sept 20th 1897 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  
By me Gordon

Nov 22 Dec 1897 The  
viewers not leaving camp  
until the evening of the 20th  
must be allowed by their  
report not to improve their  
lot vacating of the road  
was not reported to the  
by any person. The  
Report is hereby set aside

Filed 21 Boyd 1897  
Fees \$1, paid by Boyd

\* 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

AMOUNT.  
(1746) } Days 2  
Harry Peters } Miles 12 \$ 92.0  
(1747) } Days 1  
John Porter } Miles 12 \$ 32.0  
Days Miles Days Miles Days Miles Days Miles



West- Dreatur 5-4-24 = 1918

H. O. Samuels

Dear Sir

In regards to a road leading  
between Ellen Redy & Harry  
Peters Mr Peters has shut  
the road up and there is no  
other way to get out. The  
old road here to fore went  
through Mrs Redys farm  
She claims it. I was worried  
I don't think it was  
But it is a very bad  
shameful place for a road  
now they are both Peters  
& Mrs Redy to give 50 feet  
feet and have the road

When it is now provided  
we make it a Township  
road and it won't cost half  
as much as to open the  
old road through Moss  
Redy <sup>farm</sup> and will make a  
better road. Please let me  
know how we will  
have to proceed to get  
it a Township Road.

Yours Very  
Truly

A. K. Hegel

West-Heater June 6<sup>th</sup> 1893

If I Salvage Dear Sir  
The cause of not returning  
these papers: Sooner away  
on account Sooner could not  
get the Posters to sign them  
and he turned over to me  
If it is necessary to have  
Haneys name on just  
mail them to him and  
have him sign.

and return to you  
pleas notify me when  
you send Surveys  
yours very truly  
H. K. Hegel --