

No.

8, Sept. 1897  
SESSIONS, 191

COMMONWEALTH  
VERSUS

Public Road  
Bogg Twp,

Charge

X  
JAMES H. KELLEY,  
DISTRICT ATTORNEY.

Doggo Top. April 19th 1857.

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  
Tigert to Blue Ball, running through lands of  
Jacob Smeal, scd, to line of land of Archey  
Shaw, and line road between said Smeals'  
land and land of J H Turner Estate, your peti-  
tioners 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,

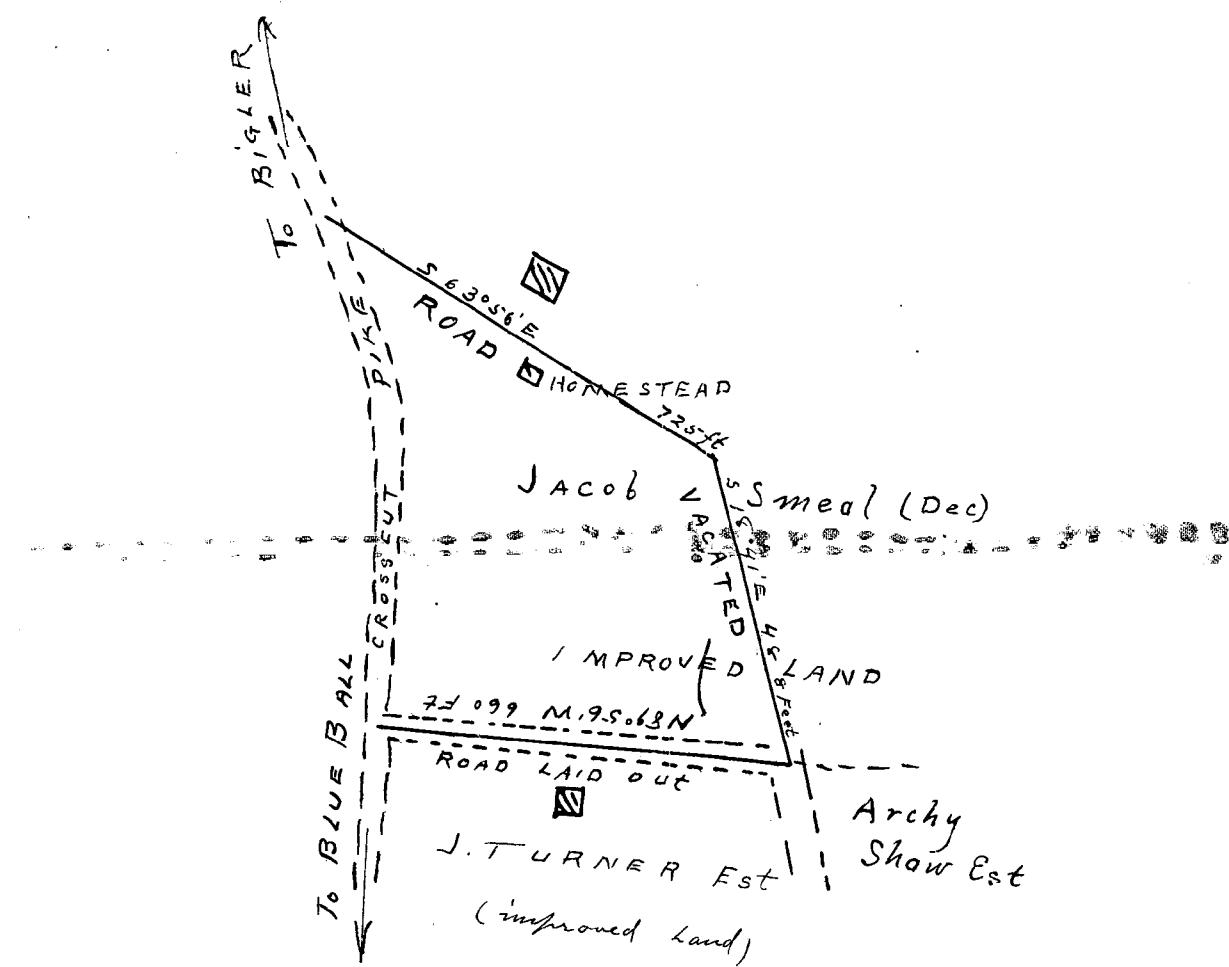
Names.	Names.
John B. Wolf	Blake Gray
John Franklin	James Franklin
Bert K. Martin	Isaiah Smeal
W. Gray	D. D. Shiminel
Daniel Farro	Thos Ferguson
Joseph Rothrock	John G. Fennel
John Robert	George Shiminel
Augustus T. Roberts	Laurence Shiminel
M. F. Shiminel	John P. Gray
	Daniel Shiminel

# 8 Sept 1877

Petition for Vacating  
of a Public Road  
on that portion  
running through Jacob's  
meadow and leading from  
a point on cross cut line  
to a point along said  
road at line of the land  
of John H. Shaw, etc.

Now May 26, 1877  
Recd. and V. T. V. Mayor  
Milwaukee. It is to the  
City of Milwaukee and  
the Board of Aldermen  
affidavit annexed to  
view and report on  
same & next day

I certify. etc.  
John H. Shaw  
City of Milwaukee  
Wisconsin



Boggs Top No Sept 5 1897

Viewers Harry Byers  
 W. T. McCorkle  
 John Porter

Scale - 300 feet to the inch

1897 (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 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..... 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 Clearfield, 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 Soggs

, in said county, setting forth that

A road has been long since laid out from a point near Wallerton to a point near Theissburg, which part of said road beginning at a point lying across the pine leading from Bigler to Blue Ball Run, through the lands of Jacob Smead & others to line of lands of Archey Dickey and line road thereby said Smeads land and lands of J W Turner Estate of our petitioners Dickey is now become useless

inconvenient and burdensome <sup>vacate</sup> 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 Barry J. Buyers W. M. McCree & John Parker 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.

S. 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  
teen 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  
aforesaid 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-  
resaid being on land of J Turner Est. and land of Jacob  
Smeal Dece, which road so as aforesaid laid out is  
necessary in our opinion for a public road. A plan or  
draft of which road aforesaid is hereto annexed showing  
Courses distances and improvements. Witness our  
hands this eleventh day of August AD 1897

Viewers  
Present } { Harry Byers  
John Porter

- 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 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.				
174.6	Days 2			
Harry Myers		Miles 12	\$ 92.8	
174.6	Days 1			
John Porter		Miles 12	\$ 320	
	Days			
		Miles		
	Days			
		Miles		
	Days			
		Miles		

No. 8 - App Sessions, 1897  
ORDER  
To view and lay out a road for  
use in the township of  
Borg & S<sup>o</sup>, Clearfield Co.  
Dec 20<sup>th</sup> or 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  
of the Session  
Dec 22<sup>nd</sup> 1897  
Borg & S<sup>o</sup> to have and  
hold the road laid off  
new & forever in their  
right not encroached upon  
by a culvert or other road  
unless in the right of public  
or by an owner of land  
before it became a road.  
Filed 21<sup>st</sup> Dec 1897  
Fees \$1, paid by App

West Dreatur 5-17-24 = 1910

H. J. Sawope

Dear Sir

In regards to a road leading  
between Elen 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 has damaged  
I don't think it has  
But it is a very bad  
crossing place for a road  
now they are both Peters  
& Mrs Redy to give 500  
feet and have the road

Where 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 Mrs  
Redy's farm 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. R. Hegel

West Chester June 4<sup>th</sup> 1873

If I trouble Dear Sir  
the cause of not returning  
these papers sooner was  
on account Somal could not  
get the Postes to sign them  
and he turned over to me  
If it is necessary to have  
Hanes name on just  
mail them to him and  
have him sign  
and return to you  
Please notify me when  
you send the papers  
Yours very truly  
H. R. Allegel