

No. 1 Dept. Term, 1898

Vacate

Public Roads

Open Park

X

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 2^d day of May, A. D. 1898, before Judge of said Court, upon a petition of sundry inhabitants of the township of Cooper

, in said county, setting forth that on July 24th 1898, Your Honor ~~not~~ confirmed absolutely the report of viewers laying out a public road in said Township of Cooper beginning at a point at intersection of Grassflat & Kyles Run road on line of lands of A. Pierce & Daniel Beam, to a point of ending in public road near Leonard Kyles mill. That said road has never been opened. That since said road has been laid out most of the parties living in that section of the Township who would have been benefitted by the opening of said road have moved away. Those remaining have a good private roads from their farms to the public roads and open a short distance away and therefore praying the Court to appoint proper persons to view and ~~lay~~ ^{vacate} out the same according to law, ~~Henry Nubler, Alexander Shields & W. McDonald~~

whereupon the Court, upon due consideration had of the premises, do order and appoint ~~Henry Nubler, Alexander Shields & W. McDonald~~ 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.

To the Honorable Byres Gordon, Judge
of the Court of Quarter Sessions of Clearfield
County Pa. We the undersigned, appointed
by the annexed order, do report; That, having
all been present at the view of the said road,
and having first been severally sworn or
affirmed, in pursuance of the said order
we have viewed the said road, and for
reason hereby given we are of the opinion
that the same has become useless, incon-
venient, and burdensome, and ought there-
for to be vacated.

First, that there are but three residents
on the line of said road, and they have
convenient access to nearby Township
road. Second, That the road as survey-
ed, will cost a large amount of money
for its construction, and be a great bur-
den to the tax payers to keep it in repair
Third, The road will be of no benefit
to the residents or tax payers of Cooper
Township.

N. M^e Donald
Henry Hubbell
Alexander Shields

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.			
M. <u>McDonald</u>	(1812)	Days 2	8.00
		Miles 2.6	$\frac{2.60}{10.00}$
Albert Shuldes		Days 1	2.00
		Miles 0	$\frac{0}{2.00}$
<u>McKinney, H. H. & Son</u>		Days 1	2.00
		Miles 0	$\frac{0}{2.00}$
		Days	
		Miles	
		Days	
		Miles	

No. 1. May Sessions, 1898

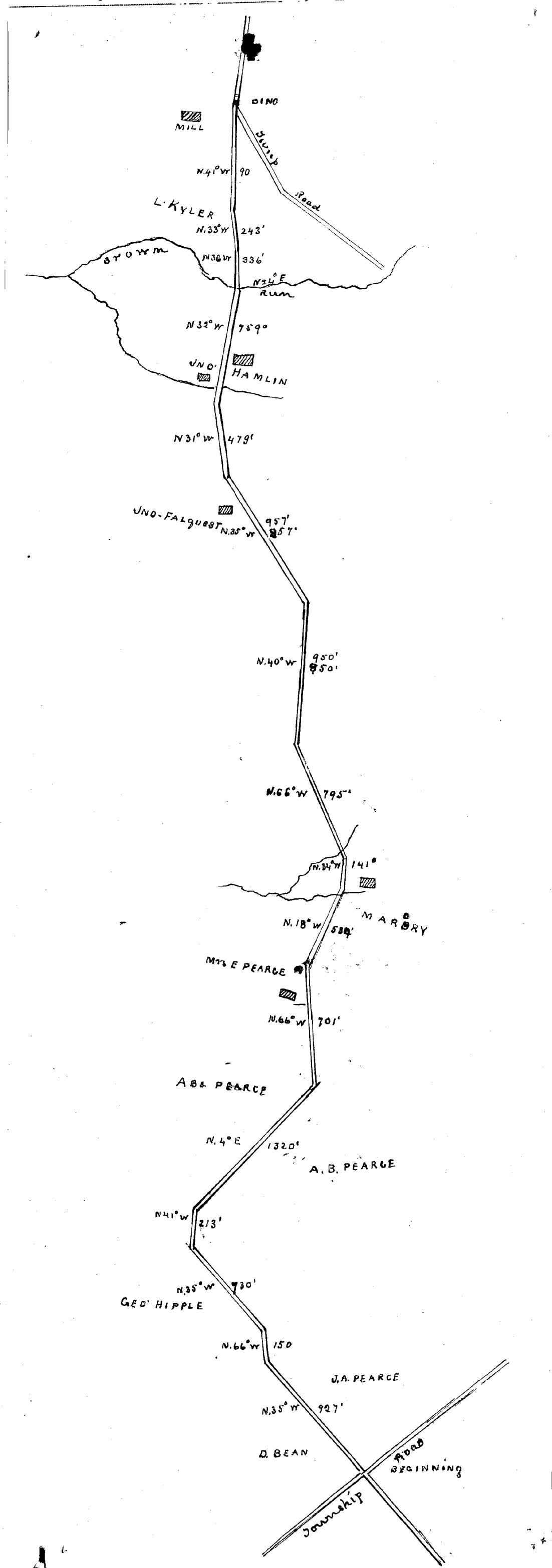
ORDER 

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

John D. Sessions, 1898,
read and confirmed N. I. Si.
~~Road to be opened 32 feet~~
wide, except where there is
side hill cutting or embank-
ment and bridging, there to
be 16 feet wide. By the Court

John D. Sessions Clerk
14 Dec 1898
Fees \$1, ~~paid~~ paid in full
Fees \$1, ~~paid~~ paid in full

20 May, 1898
25
Fees \$1, ~~paid~~ paid in full



In the Court of Quarter Sessions of Clearfield County

In re public road in Cooper Township County of Clearfield

To the Honorable the Judge of said Court

The petition of the undersigned citizens of Cooper township respectfully represents that on February 24th 1898 your Honorable Court confirmed absolutely the report of viewers laying out a public road in said township of Cooper beginning at a point at intersection of Grassflat and Kylertown road on line of lands of J A Pieme and Daniel Beam thence North 85 degrees West 927 feet thence north 46 degrees West 150 feet thence North 85 degrees West 780 feet thence North 41 degrees West 213 feet thence North 4 degrees East 1320 feet thence North 46 deg West 701 feet thence North 18 degrees West 584 feet thence North 34 degr West 141 feet thence North 66 degrees West 795 feet Thence North 40 degr West 950 feet thence North 75 degrees West 947 feet thence North 51 deg West 479 feet thence North 32 deg West 759 feet thence North 38 deg West 336 feet thence North 48 deg West 243 feet thence North 41 deg West 90 feet to point of ending in public road near Leonard Kyler's mill

That said road has never been opened .- That since said road has been laid out most of the parties living in that section of the township and who would have been benefited by the opening of said road have moved away and of those remaining they have a good private road from their farms to the public road now open a short distance away.- Your petitioners further represent that they were signers of the original petition and that they represent the majority of said signers .- They therefore pray your Honorable Court to appoint viewers to view and vacate the same as being unnesesary and to burdensome for the said township to build

And they will ever pray & c

H. H. Big
Elgar Shaffer
Lafayette Diesiager
Fred Heasebarg
J. P. Hoover
J. W. Jones
James Wath
O. L. Hughes
H. L. Pease
O. P. Pease
Lafayette Hoover
Fitz H. Jagmoh
Chas. D. Clegg
Chas. C. Hoover
C. E. Arby
P. F. Toole
H. H. Saugherbaugh
J. H. Pease
Abraham W. Pease
F. H. Goss
G. W. Weston

Orn. Record.

John Ollinger
A. G. Lavel
Jas. Force
J. W. Clarke
G. W. Moulton
Bertram Smith
E. E. Moulton
James Bright
John Johnson
J. W. Brownell
L. C. Colcord
O. L. Johnson
G. H. Gillings
John Lynn
Jos. Bellmont
Peter Wagner
H. G. Pierce
J. H. Wagner
In ordinary
changed from
the name of J. H. Wagner

1 Sept. 1898

Dr. Brew

New York, May 2, 1898.

Wrote yesterday noon
and conversation and
Henry Chapman, Collector
of the New York State
and appreciate your
kind and expert co-
operation along - & particularly
latter now.

Believe now

that the Circuit

Cyrus Goddard

is deservedly