

No. 1 September Term, 1897

Public Road

versus

Sandy Township

R. d. # 4 - Page 244

Roads

Part Typ. Rd. 17903

Saluda Pa Aug 24 1900
Grant N. Thomson
Prothonotary Clearfield Co
Dear Sir This is To
Certify that the Road
through Thomas Bandy's
land is completed
and for which he is
entitled to twenty five
Dollars Damages \$25.00
Laid By the Viewers
G. W. Grant
Supervisor Sandy Town
Ship

James Shannon
Geo. Beer

Jacob Beer

Samuel Ricker

John Allee

J. P. Hendricks

H. C. Kay

John Wade

C. A. Hall Jernett

W. J. Kirk

Charles Brown

J. W. Dunlap
W. W. Cole

M. W. Luster

J. F. Ray

Wesley Tyock

Henry Brown

G. H. Brown

To The Honorable the Judge of the Court
of Quarter Sessions of Clearyneed
County-

The petition of the undersigned
inhabitants of Sandy Township
in said County, respectfully represents
that they labor under great inconvenience
for want of a public road or highway
beginning at a point on the public
road leading from Sabula to the Mountain
road known as the bottom road, about
fifty rods north of the "Brown School
House" in the said Township of Sandy
and ending at a point on the public
road known as the "Hickory Road"
where the dividing line between the lands
Mahaman Heath, and Thomas Bundy
(in said Township) meets said Hickory
Road - The petitioners pray the Court to
appoint three persons, qualified according
to law, to view the ground proposed
for such road, and if they see occasion
lay out the same, and make report of
their proceedings to the next term of this
Court -

names	names
J. W. Fessler	L. S. Dodd
A. T. Downing	Edgar Dodd
Andrew Edinger	Stephen Dodd
W. V. Place	Frank Dodd
Fred Edinger	M. B. Heath
Oscar Dodd	J. F. Shaw
Olson D. Hoyt	

~~May 1899~~

1 Sept 1899

In the matter of
Petition for Public

Road, in Sandy
Township

George A Kirk-

Det. Laborer

Samuel Brown &

FILED MAY 1 1899

And now, May 1st 1899.
The within petition
having been duly
considered, the following
named ~~Geo. A. Kirk~~
DW Leabrode & Samuel Brown
are appointed to view
and lay out said road
according to law, and
make a report thereon
to the next Court of
Quarantine & Assessors

~~By the Court~~

Cyrus Gordon

D. Z. Garrison

Attorney for Petitioners

TO MOUNTAIN ROAD.
 TO SABULIA. ← BOTTOM ROAD. →

J. E. DuBois.

SANDY CREEK

WOOD LAND

*Map showing location of Public road laid out in Sandy
 Co. Aug. 18th. 1899,*

CHAS. SHOEMAKER. IMPROVED LAND.

WOOD LAND.

THOS. BUNDY.

IMPROVED LAND.

Run N. 63° 45' E.

(HIGH HILL)

LINE BETWEEN BUNDY AND HEATH

MAHAMAN IMPROVED

HEATH LAND. N. 2° E

SAMT BROWN. IMPROVED LAND.

HICKORY ROAD.

*West. Trunk
 Samt. Brown
 R. W. Laborde*

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 1st

day of May, A. D. 1899, before Judge of said Court, upon a petition of sundry inhabitants of the township of Sandy

in said county, setting forth that

They labor under inconvenience for want of a public road beginning at a point on the public road leading from Saluda to the mountain road known as the bottom road about fifty rods north of the "Brown School House", in said Twp and ending at a point on the public road known as the Hickory Road where the dividing line between the lands of Mahamian Hersh and Thomas Bundy in said Twp meets said Hickory road

and therefore praying the Court to appoint proper persons to view and lay out the same according to law;

whereupon the Court, upon due consideration had of the premises, do order and appoint Dr. R. W. Laborde & Samuel Brown

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.

Wm. H. Thompson

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 Thomas Bundy the sum of Twenty-five dollars.
To _____ the sum of _____
To _____ the sum of _____

Witness our hands this 15th day of August, A. D. 1899.

Geo. C. Kirk.

Samuel Brown

D. W. LaBorde

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, 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 the best ground for such road, we have laid out in such manner as shall, in our opinion, do the least damage 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 about fifty rods north of the Brown School House, on the public road leading from Sabula, to the Mountain road, and known as the "Bottom road", thence N. 85° 45' E., through unimproved lands of John E. DurBois, one thousand and twenty-four (1024) feet to a post in line of lands of Chas. Shoemaker. Thence S. 88° E. on improved lands of said Shoemaker, nine hundred and ninety-one (991) feet to a post, 16.5 ft. south of Thos. Bundy line. Thence N. 63° 45' E., through improved lands of said Thos. Bundy, six hundred sixty-two and 7/10 (662.5) feet to a post. Thence N. 79 1/2° E. partly through improved and partly through wood lands of said Bundy, three hundred ninety-one and 7/10 (391.5) feet to a post. Thence N. 58 1/4° E. partly through wood lands of said Bundy and partly through improved lands of Mahaman Heath, two hundred and fifty-two (252) feet to a post. Thence N. 2° E. still on improved lands of said Heath, six hundred (600) feet to a post in the Hickory road, near line of lands of said Heath and Bundy. The undersigned further report that there are no damages resulting to any of the owners of the land through which said road passes, by reason of the opening of the same, except to Thos. Bundy, and therefore having taken into consideration the advantages, as well as the disadvantages from the road passing through his land, we have assessed the damages sustained by the said Thomas Bundy at twenty-five (\$25.00) dollars.

We further report, that before the said view, public notice of the time and place of the meeting of the viewers was given by advertisements put up at three of the most public places in the vicinity. Notice of said meeting was given to John Lyons and H. Shoemaker, supervisors of Sandy Township, and also to the County Commissioners, and to J. E. DurBois, Chas. Shoemaker, Thos. Bundy and Mahaman Heath, owners of the land through which said road passes, ten days before said meeting, said Shoemaker, Bundy & Heath being present at the time of the view. 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.

Witness our hands this 15th. day of August, 1899.

Geo. C. Kirk
Samuel Brown
D. W. LaBorde

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.

No. *1* *Open* Sessions, 189*9*

◆ ORDER ◆

To view and lay out a road for
Public use in the township of
Sandy, Clearfield Co.
Sept 4 Sessions, 189*9*
and confirmed *W. S.*
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
for Cyrus Gordon

FILED
SEP 4 1899
Grant H. Thompson,
Prothonotary.

Now 4'' Dec 1899
Confirmed absolute
Filed Grant H. Thompson
Fees \$1.²⁵ paid by Allen Newman