

No. 13 Sept. Term, 1900

Vacate and Supply
Road in

versus
Chest Township

R. S. 44 - Page 300

Twp. Rd. 17414

Bell

Clearfield County, ss:

At a Court of Quarter Sessions of the Peace of the county of Clearfield, Pennsylvania, held at Clegr-
field, in and for said county, on the 31st day of July, A. D. 1800, before
Judge of said Court, upon a petition of sundry inhabitants of the township of Chest

in said county, setting forth that a road has been laid out for the public use in Chest Township in said County running from a point on Ivona Road near a watering trough, to a point on Berwindale Road, near an Oak tree at residence of Samuel Miles. That said road as laid out is inconvenient and burdensome and a better and more convenient location, connecting the Ivona and Berwindale Roads at a point further Northwest,

and therefore praying the Court to appoint proper persons ~~to view and lay out~~ ^{to locate, supply} the same according to law, and report to next term of Court whereupon the Court, upon due consideration had of the premises, do order and appoint Harry Byers, Samuel H. Mather, & D. McMurray 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~~ ^{locate and supply} 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.

Frank 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 County of Clearfield 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 County of Clearfield 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 13th day of November
A. D. 189

Frank Campbell Seal

W. F. Louley Seal

S. A. Miles Seal

Johns Seal

W. Cross Seal

D. M. Johns 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 Frank Mc Bully the sum of Twenty Dollars

To Sam. Strain the sum of Two Dollars

To Col. E. A. Ervin the sum of One Dollar

Witness our hands this fifteenth day of November, A. D. 1890

Harry Byers

J. H. Witherow

C. D. M. Murray

ROAD VIEWERS' NOTICE.

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view ~~vacate and supply~~ ~~public~~ Road leading from ~~a point on~~ Irionia Road near a watering-trough

in Chest Township, to point on Burwinstad road near an Oak Tree at Samuel Miles' vacating the above road supplying a road to connect the Irionia and Burwinstad Roads at a point further North-West in Chest Township, in the county aforesaid, will meet at the house of Samuel Miles, in Chest Township, on Tuesday, the Thirteenth day of November, A. D. 1819, at 1 o'clock P. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

Harry Byers
Samuel H. Hetherow
C. D. McMurray
VIEWERS.

Clearfield, Pa., Nov 1, 1819.

Served on ~~on~~ this
fifth day of November
Year of 1800

Thy will be done } Superior
his command. } or of
Sincere. } Cheek
mark. } Tch.

Road Viewers' Notice.

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield county, Pennsylvania, to view ^{Public} ~~Road & Supply~~ Road leading from a point on Irwin's Road near a maturing through

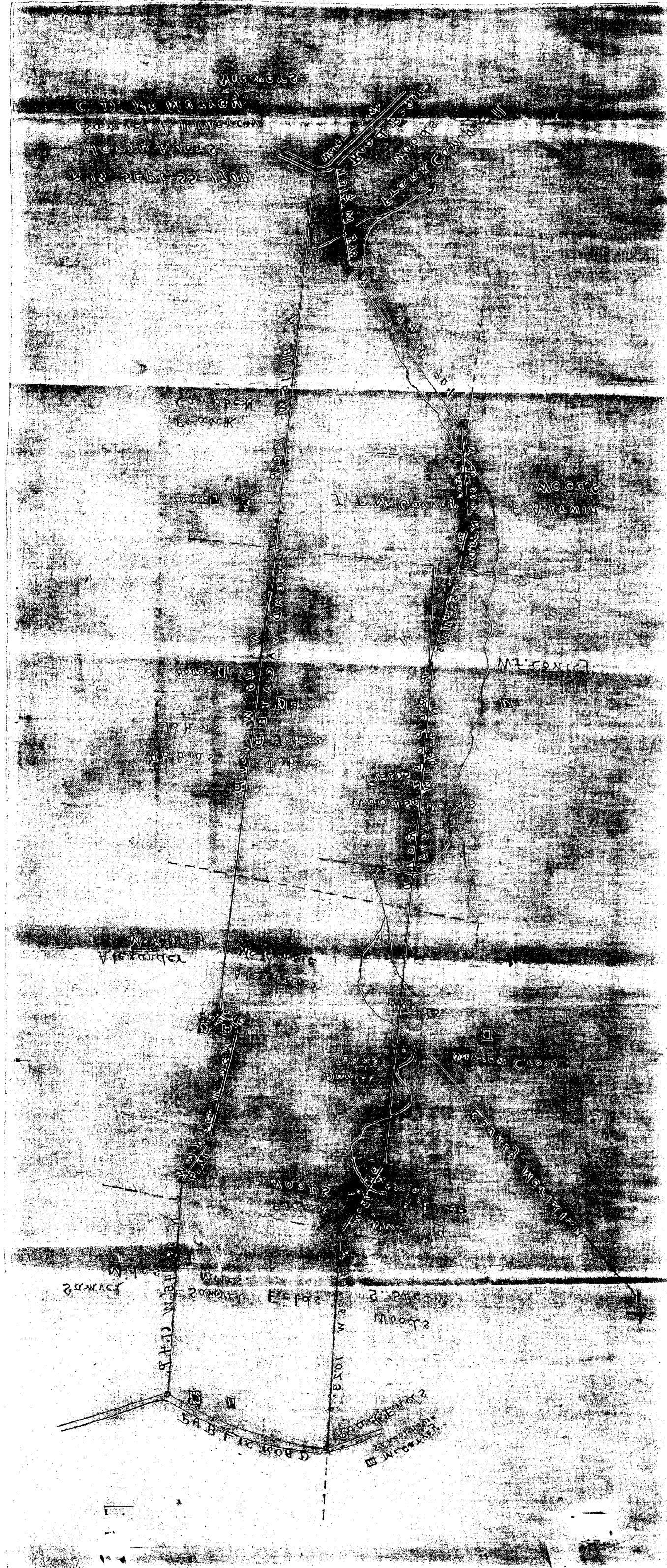
in Lebust Township, to point on Birwinstadl road near an Oak Tree at Samuel Miles's vacating the above road and supplying a road to connect the Irwin and Birwinstadl roads at a point further North West in Lebust Township, in the county aforesaid, will meet at the house of Samuel Miles, in Lebust Township, on Tuesday, the thirteenth day of November, A. D. 1900, at 1 o'clock P. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

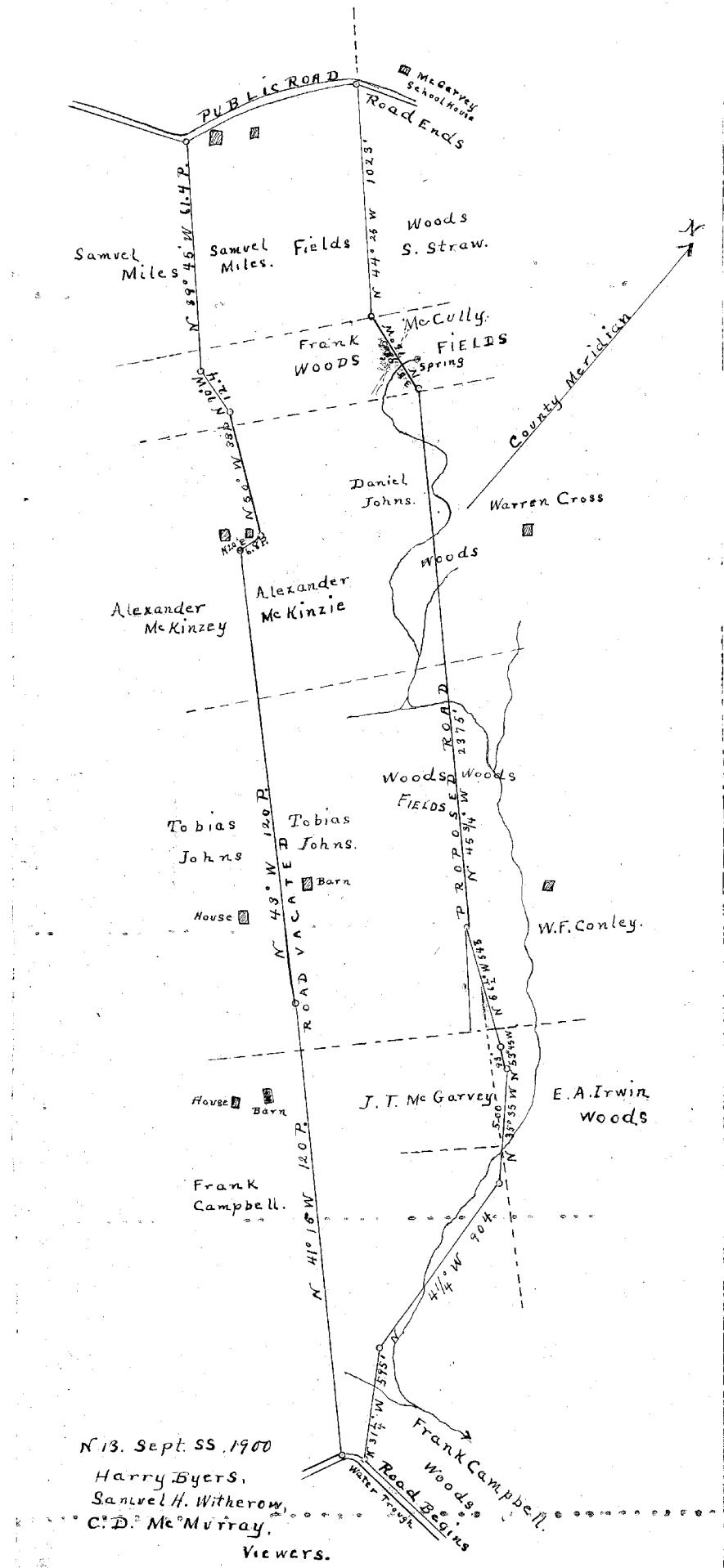
Harry Byers
Samuel H. Williamson
C. D. McMurray
Viewers.

Clearfield, Pa. Nov 1, 1900.

Served on me this
Second day of November
A.D. 1900

R. J. Parsons





To the Honorable Cyrus Gordon President Judge of the Court of Quarter Sessions of Charfield County Pennsylvania, we the undersigned
men appointed by the within order of court to view, estimate and supply, the
road therein mentioned respectively report that we gave good and lawful notice of
said roadview including notices served and attached hereto and met agreeable
to said notices and having been severally sworn or affirmed we have viewed the
road proposed for vacation and the ground for proposed new road and having been
severally sworn or affirmed we have laid out and do return for public use the
following road to wit: beginning at a post at Watering T rough, on Devona
road thence through wooded land of Frank Campbell North thirty-one and one fourth de-
grees West five hundred and ninety-five feet to a post, thence through wooded land
of the same North four and one fourth degrees West nine hundred and four feet to a
post thence through wooded land of John and Col E A Davis North thirty-five deg-
rees thirty-five minutes West five hundred feet to a post thence through wood-
ed land of Col E A Davis North fifty-three degrees forty-five minutes West ninety
three feet to a Hemlock stump thence through wooded land of same and
W.F. Coulby North fifty-six and one half degrees West five hundred and forty-
three feet to a post on line of land of W.F. Coulby aforesaid and Tobias Johns
thence by said line with Tobias Johns and Daniel Johns lying west of it and
W.F. Coulby and Warren Cross land lying East of it through woods except 700 ft of Tobias
Johns North forty-five and three fourth degrees West two thousand three hundred
and seventy-five feet to post corner on line of land of Frank McCully thence
through his land, fields and woods North seventy-five degrees West three hun-
dred and eighty-nine feet to Maple corner of land of Samuel Miles and Sam
Straw thence by said line through improved land of Samuel Miles and
wooded land of said Straw North forty-four degrees twenty-five minutes
West one thousand twenty-three feet to post at Berwinstdale road
near the Harvey school house, road laid out connecting Devona and Ber-
winstdale roads, and ending more north-westerly from starting which road as
laid out aforesaid is necessary in our opinion for a public road, the
following road laid out to No 2 Feb 55, but not opened as, follows, to cut
beginning on Devona road near the Water T rough aforesaid thence
through land of Frank Campbell and Tobias Johns North forty-one
degrees fifteen West one hundred and twenty perches thence through
land of said Tobias Johns and Alex. McKinsey North forty-three degrees
West one hundred and twenty feet to a post thence continuing through
land of said Alex. McKinsey North twenty degrees East six and eight tenth
perches North fifty degrees West through land Alex. McKinsey aforesaid
and land of Frank McCully thirty-three perches thence through land of said
Frank McCully North seventy degrees West twelve and four tenth perches
thence through same and land of Samuel Miles North thirty-nine de-
grees and forty-five minutes West sixty-one and four tenth perches
to Berwinstdale road near an oak tree, is by reason of damage to pri-
vate property and hills useless and inconvenient and burdensome
and should therefore be vacated, a plot or draft showing roads as
aforesaid with the courses, distances and improvements is hereto-
to annexed. The view held on the thirteenth day of Nov ad 1900
was adjourned to the fifteenth day of Nov ad 1900 by reason of
not getting work completed first day. Releases and assessment
of damages elsewhere in this report. Witness our hands this
fifteenth day of November ad 1900
Harry Byers

over a & 1900
Vineyard { Harry Byers
 A. H. Witherow
 L. D. M. Murray

21st July, 1901 Opening order issued to Bell charged to B

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.
 Viewers cannot interfere with damages assessed by the original viewers, except so far as the location may be changed by the original viewers.
 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. 13 Sept Sessions, 1900

ORDER
 vacated and supply
 To view and lay out a road for
 public use in the township of

Chart, Clearfield Co.

Alg Sessions, 1900
 road and confirmed Ni. Si.

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 Petition
 Alg Sessions

AMOUNT.
Harry Burns } Days 2 Miles 46 ft 16.60
Ed. G. McMurtry } Days 2 Miles 2 ft 5.20 two trips
C. A. McMurtry } Days 2 Miles 2 ft 6.60 two trips
Marcell Coors } Days 2 Miles 3.00 Chinnan
Tobias John } Days 2 Miles 3.00 Jackson
Samil miles axeman 2 days 3.00
Van Only chairman day 1.50
Frank McClellan 1 day 1.50
Chairmen

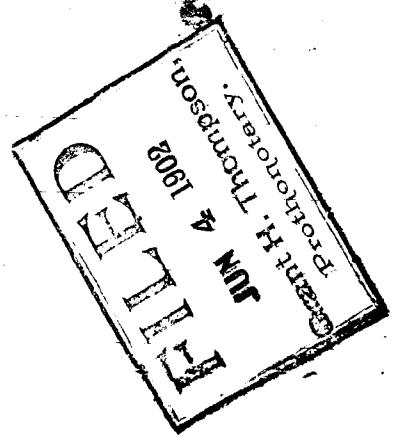
189

Filed	1,750
Fees \$1.75 paid by	FILED
DEC 8 1900	
Grant H. Thompson, Prothonotary	

June 3-1902
This is to show that
the road leading from
Point at red school house
on Berrinsdale road to Point
on Strong road at watering
trough leading through
lazid of T. H. McCulley
has been opened from
one end to other in year
1901 by Wm Killian

Supervisor }
Pat. Gilligan }

Sept 1 1951



In the Court of Quarter Sessions of Cleaveland Co. Pa.

The petition of the indorsed persons doth respectfully represent as follows:-

That a road has been laid out for the public use in Chesh Township in said County running from a point on Irone Road near a water trough, to a point on Benudale Road near an oak tree at residence of Samuel Miles.

That said road as laid out is inconvenient and burdensome and a better and more convenient location, connecting the Irone and Benudale Roads at a point farther northward.

They pray the Court to appoint suitable persons to view said road for the purpose of vacating and supplying the same.

And they will ever pray &c.

John M. Kirwan

George W. McCulley

Patrick Gilligan

Ed. P. Gilligan

A. P. McCulley *

Robert Lewis

J. D. Lewis

Caston Lewis

G. R. McCulley

A. D. McBride

Now 30 July AD1900, this petition presented and Harry Byers, Samuel H. Willett & C. W. Murray appointed recorder to new said proposed road and park to next term.

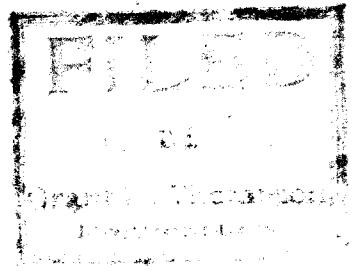
By the Clerk
Cyrus Gordon

No. 13 Sept 5, 1900

Vacator & Supply Road
in Chesh. Licenship.

vs.

(affid written)



SINGLETON BELL,
Attorney.

Recd 3 Sept 1900 Power of Attorney Enclosed
to my Honor.