

No. 13 Sept Term, 1900

Vacate^d Supply
Road in

versus

Chest Township

B.S. 44 - Page 300

Trp. Rd. 17414

Bell

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 31st day of July, A. D. 1900, 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 Irwona 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 Irwona and Berwindale Roads at a point further Northwest,

and therefore praying the Court to appoint proper persons ^{vacate} to view and ^{supply} ~~lay out~~ 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. Wither, & C. 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 ^{vacate and supply} ~~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.

Grant A. 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. 1899.

Frank Campbell Seal

W. F. Couley Seal

S. A. Miles Seal

Johas Johns Seal

W. Brown 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 McBully the sum of Twenty Dollars

To Sam Strawn the sum of Two Dollars

To Col E. A. Irvine the sum of

Witness our hands this fifteenth day of November, A. D. 1900.

Harry Byers

S. H. Witherell

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 Irwina Road near a watering-trough

in *Lehigh* Township, to point on Berwinstadale road near an Oak Tree at Samuel Miller's vacating the above road supplying a road to connect the Irwina and Berwinstadale Roads at a point further North-West

in *Lehigh* Township, in the county aforesaid, will meet at the house of Samuel Miller, in *Lehigh* Township, on Tuesday, the Thirtieth day of November, A. D. 1890, 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. Withrow
E. D. Mc Murray
VIEWERS.

Clearfield Pa., Nov 1, 1890

Served on me this
fifth day of Novem-
ber A D 1800

Wm Killian.

Supervisor
of the
two
Dormitory
Houses
at
the
Twp.

Road Viewers' Notice.

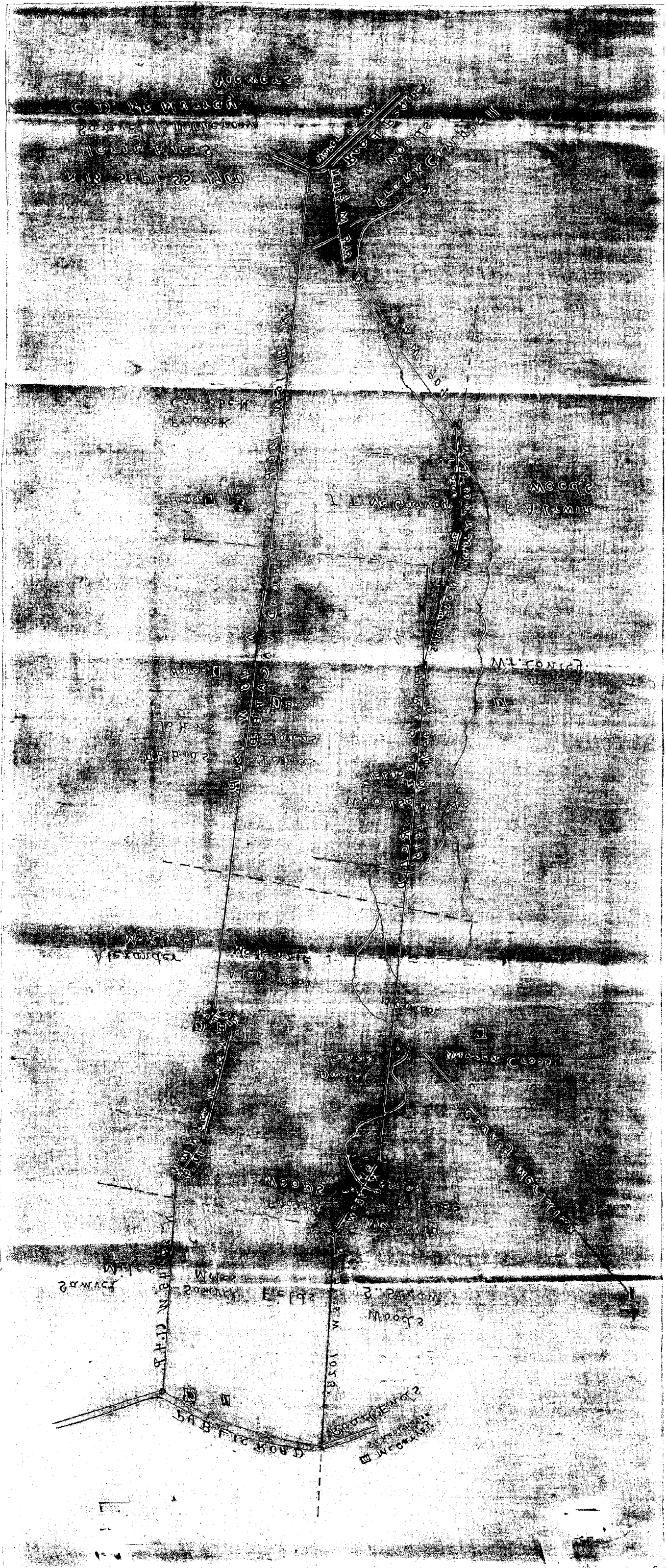
NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield county, Pennsylvania, to view ^{Public} ~~Vacate & Supply~~ Road leading from a point on *Javona Road* near a watering-trough.

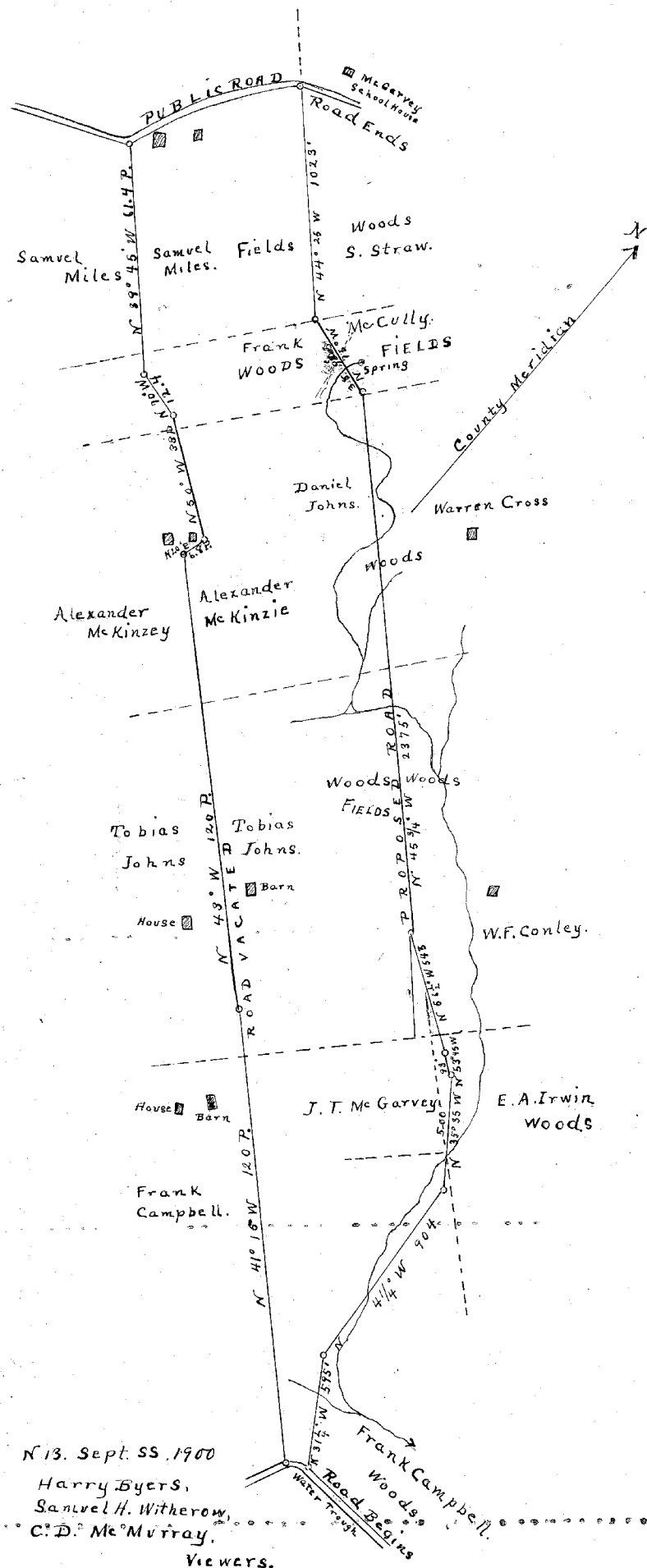
in *Lehigh* Township, to point on *Berwinstale road* near an *Oak Tree* at *Samuel Mile's* vacating the above road and supplying a road to connect the *Javona* and *Berwinstale* roads at a point further North West in *Lehigh* Township, in the county aforesaid, will meet at the house of *Samuel Miles*, in *Lehigh* Township, on *Tuesday*, the *thirtieth* day of *November*, A. D. 1900, at 7 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. Hillman
E. D. Mc Murray
Viewers.

Clearfield, Pa. Nov 1, 1900.

Served on me this
second day of November
A D 1900
O. J. Adams
att





To the Honorable Cyrus Gordon President Judge of the Court of Quarter Sessions of Charfield County Pennsylvania, we the undersigned viewers appointed by the within order of court to view vacate and supply the road therein mentioned respectfully 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 Watery Trough on Irona road thence through wooded land of Frank Campbell North thirty-one and one fourth degree West five hundred and ninety-five feet to a post, thence through wooded land of the same North four and one fourth degree West nine hundred and four feet to a post thence through wooded land of same and Col E A Drvin North thirty-five degree thirty-five minutes West five hundred feet to a post thence through wooded land of Col E A Drvin North fifty-three degree forty-five minutes West ninety-three feet to a Hemlock stump thence through wooded land of same and W. F. Conly North fifty-six and one half degree West five hundred and forty-three feet to a post on line of land of W. F. Conly aforesaid and Tobias Johns thence by said line with Tobias Johns and Danill Johns ^{land lying west of it} and W. F. Conly and Warren Cross land lying East of it through woods except 700 ft of Tobias Johns North forty five and Three fourth degree 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 degree West three hundred and eighty nine feet to maple corner of land of Samuel Miller and Sabel Straw thence by said line through improved land of Samuel Miller and wooded land of Sabel Straw North forty four degree twenty five minutes West one thousand twenty-three feet to post at Berwindsdale road near the Carvey school house, road laid out connecting Irona and Berwindsdale 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 wit: beginning on Irona road near the Water Trough aforesaid thence through land of Frank Campbell and Tobias Johns North forty one degree fifteen West one hundred and twenty perches thence through land of said Tobias Johns and Alex. McKimsey North forty three degree West one hundred and twenty feet to a post thence continuing through land of said Alex. McKimsey North twenty degree East six and eight tenth perches North fifty degree West through land Alex McKimsey aforesaid and land of Frank McCully thirty-three perches thence through land of said Frank McCully North seventy degree West twelve and four tenth perches thence through same and land of Samuel Miller North thirty nine degrees and forty five minutes West sixty-one and four tenth perches to Berwindsdale road near an Oak tree, is by reason of damage to private 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 annexed. The view held on the thirteenth day of Nov A D 1900 was adjourned to the fifteenth day of Nov A D 1900 by reason of not getting work completed first day. Release and assessment of damages elsewhere in this report. Witness our hands this fifteenth day of November A D 1900

Viewers { Harry Byers
J. H. Witherin
C. D. M. Murray

21 Feb. 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.
 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.
<i>Harry Beyer</i>	Days 3 Miles 46	\$16.60
<i>C. S. & W. M. Murrell</i>	Days 2 Miles 12	\$5.20
<i>C. D. M. Murray</i>	Days 2 Miles 26	\$6.60
<i>Warren Carr</i>	Days 2 Miles 300	
<i>Tobias Jones</i>	Days 2 Miles 300	
<i>Saml Muler</i>	Days 2 Miles 300	
<i>Wm Conly</i>	Days 1	1.50
<i>Frank McCully</i>	Days 1	1.50

No. 13 Sept Sessions, 1900

ORDER

vacate and supply

To view and lay out a road for

public use in the township of

Chest, Clearfield Co.

ALSC Sessions, 1900,
Grant & Co 1900, 1900,
 read and confirmed N. S. 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 the Clerk

Filed

189

Fees \$1.00 paid by

FILED

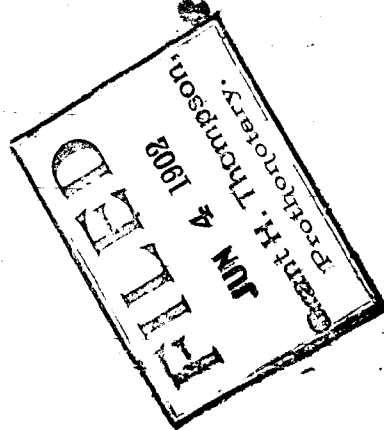
DEC 8 1900

Grant H. Thompson,
 Prothonotary

June 3-1902
This is to show that
the road leading from
Point at red school house
on Benwindsale road to Point
on Strong road a watering
trough leading through
land of E. J. McCullley
has been opened from
one end to other in year
1901 by H. M. Killian.

Supervisor
Pat. Gilligan

13 Sept 1908



In the Court of Quarter Sessions of Clearfield Co., Pa.

The petition of the undersigned persons doth respectfully represent viz:-

That a road has been laid out for the public use in Chest Township, in said County, running from a point on Inverness Road near a water-
ing trough, to a point on Benwood 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 con-
venient location, connecting the Inverness and Ben-
wood 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.

Alonzo M. Kirov

George W. McCallister

Patrick Sullivan

Ed. P. Sullivan

H. P. McCullley

Robert Lewis

J. D. Lewis

Easton Lewis

G. R. McCullley

Al. S. McCallister

Now 30 July AD 1900, this petition pre-
sented and Harry Byers, Samuel H. White
ero + C. W. McManay appointed viewers to view
said proposed road and report to next term.

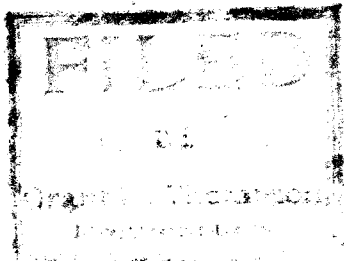
By the Clerk
Cyrus Gordon

No. 13 Sept 7., 1900

Vacator supply Road
in Chest Township.

vs.

(appt written)



SINGLETON BELL,
Attorney.

Now 3 Sept 1900 Return of Breve entered
to road town.

For the Court
James W. Bell
Attorney