

No. 1 May Term, 1901

Vacate Public
Road

versus in

Ferguson Township

X

To the Honorable Cyrus Gordon, President Judge of the Court of Quarter Sessions of Clearfield County.

The petition of the undersigned, inhabitants of the Township of Ferguson, in said county respectfully sheweth: That a road has long since been laid out in Ferguson Township beginning at a point at John G. Ferguson's old farm in said township where said road connects with the public road leading from Marron to Murray in said township and running to a place near Geo. Straw's residence in said township where said road connects with the public road leading from Lumber City to Ansonville, which road has been supplied by a new road laid out by proceedings had in your Honorable Court, thus making said road useless and 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, &c.

NAMES.

E. S. Schuch
J. M. Ferguson
W. H. H. Kinney
Samuel Henry
E. E. Owen
William Straw
H. F. Ferguson
Geo. H. Ferguson
E. W. Ferguson
Jos. Wickman
Milton Mook

NAMES.

J. S. McCune
D. H. Watts
J. O. Watts
Samuel Passmore
Seth McCracken
R. S. McCracken
Hiram McCracken
R. H. Moore
A. A. Deuch
J. S. McCracken
S. H. Baer

J. H. Guise
James Martin
George Straw
Geo. E. Huston
L. B. Hile
Harrison Straw
Henry Owen
John Mc Cracken

May
No. 1 February SS., 1901

Petition to vacate public
road in Ferguson Township.

*Was Feb. 4th 1901. To name
Eugene W. McCallister
and Francis Deering
as before named persons as
being interested.*

*By the Court
Cyano Cyanide*

FILED
FEB 4 1901
CLERK OF THE COURT
FERGUSON TOWNSHIP

W. C. MILLER,
Attorney at Law,
Clearfield, Pa. *125 by att*

KURTZ BROS., PRS., CLEARFIELD, PA.

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 4th day of Feb'y., A. D. 1901, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Ferguson, in said county, setting forth that

a road has long since been laid out by Ferguson Corp. beginning at a point at John C. Ferguson's old farm in said Township where said road connects with the Public Road leading from Marion to Murray in said Township and running to a place near Geo Straw's residence in said Township where said road connects with the public road leading from Lumber City to Snowville which road has been supplied by a new road laid out by proceedings had in your Honorable Court thus making said road useless and inconvenient and burdensome

and therefore praying the Court to appoint proper persons to view ^{and} vacate the same according to law, ^{and} report to next term whereupon the Court, upon due consideration had of the premises, do order and appoint Harry Byers, Wm M. Catheart ^{and} James Savage 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 ~~vacate 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 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 sealing 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.

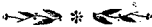
Witness our hands and seals this..... day of..... A. D. 190.....

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:

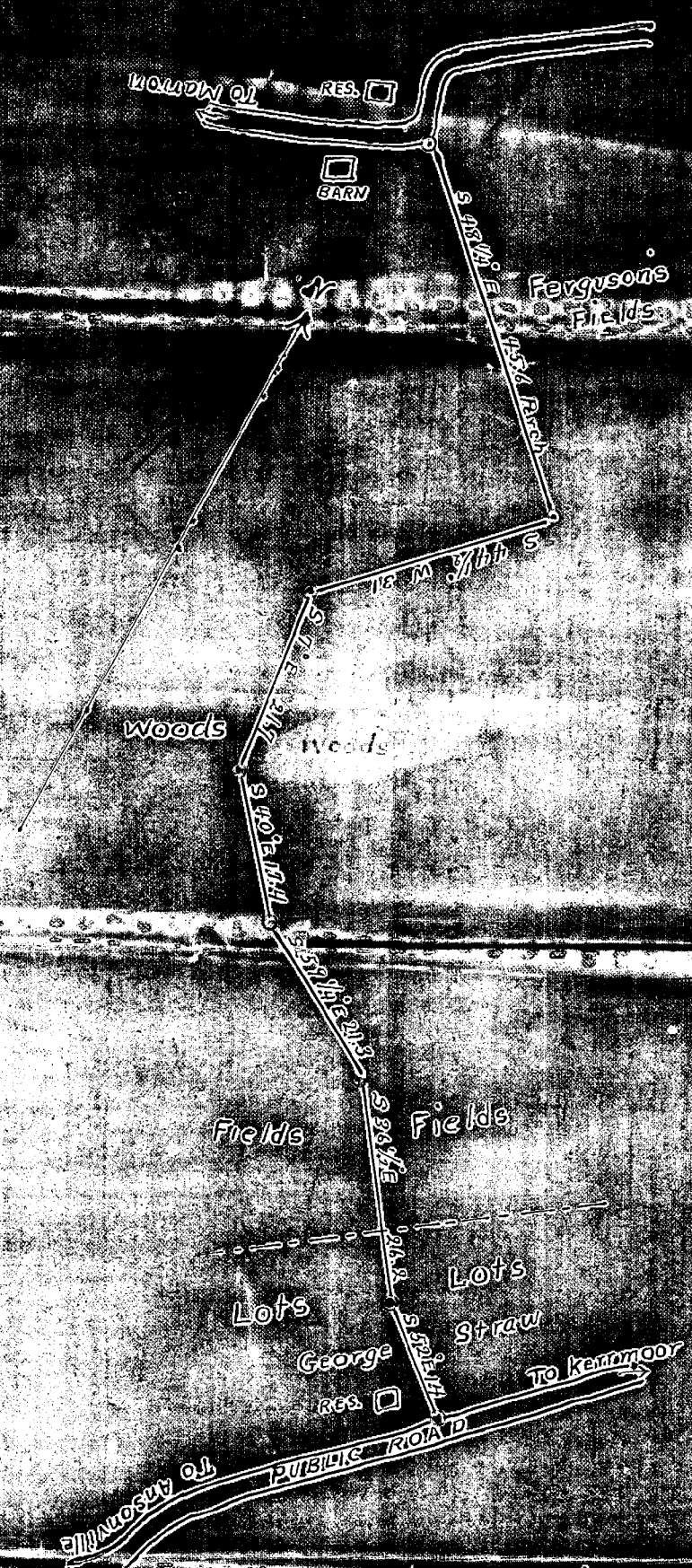
To..... the sum of.....

To..... the sum of.....

To..... the sum of.....

Witness our hands this..... day of..... A. D. 190 ..

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.....
.....



No. 1 May Sessions 1901.

Harry Byers
W. M. Catheart.
James Savage,
Viewers.

Scale, 20 rds. = 1 inch.

To The Honorable ~~Sydney~~ Gordon President Judge of The Court
of Quarter ~~session~~ of Clearfield County Pa. We the under
signed viewers appointed by the within order of Court to view
and vacate the road therein mentioned respectfully
report. That we gave good and lawful notice of the said
view and met agreeable thereto and having been sever-
ally sworn or affirmed we have viewed the road
proposed to be vacated to wit. beginning at a point on John
C Fergusons old farm in Ferguson Township where said road
connects with the public road leading from Marrow. to
Murray thence South ~~forty five~~ ^{forty eight} and one ~~half~~ ^{fourth} degree East for-
ty five and six tenth perches thence South forty four and one
half degrees West thirty one perches thence South seven degrees
East twenty one and seven-tenth perches thence South forty
degrees East seventeen and four tenth perches, thence South
fifty nine and one fourth degree East twenty one and three tenth
perches thence South twenty six and one half degrees East twenty
six and two tenth perches thence South fifty two degrees East
fourteen perches to place at Geo Straw's residence in said
Township where said road connects with the public road leading
from Lumber City to Ansonville, which road has in our opinion
become useless inconvenient and burdensome and should
therefore be vacated. a plot or draft of road proposed to be
vacated is herewith annexed showing courses and distances
witness our hands this ~~fourteenth~~ ^{eighteenth} day of Mch A D 1901

Viewers { Harry Myers.
James Savage
Wm. Cathecart

No. 1 May Sessions, 1901

ORDER

To view and locate a road for Clearfield in the township of Cherry, Clearfield County

12 May Sessions, 1901, read and confirmed N. S. Si. Road to be opened 20 feet wide, except where there is side hill cutting or embankment and bridging, there to be 16 feet wide.

By Wm. C. Custer
Cyrus Gendron (for)

Filed 190

Fees \$1.25 paid by W. C. Custer
MAR 30 1901

Grant H. Montgomery
Prothonotary

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.

Harry Byers } Days 2
Miles 2.4 \$10.40

James Savage } Days 1
Miles 2.4 \$4.40

Wm. Cathcart } Days 1
Miles 7 \$2.70

W. R. McCracken } Days 1
Miles 6 \$1.50
Chairman

Wm. Bailer } Days 1
Miles 1 \$1.50
Chairman

W. R. McCracken }
James Savage }
3 P.M.

James Savage }
Wm. Bailer }

James Savage }
Wm. Bailer }