

No. 3 May Term, 1901

Public Road

versus in

Bell Township

Report set aside
no road

X

To The Hon. Cyrus Gordon, P.^r
we the undersigned citizens of Bell
Township, Clearfield County, Pa. hereby
petition in remonstrance against a
certain petition on which a view was
had for a public Road from Rock Spring
School house to W. M. Parrish's lot on near cor-
ner of lands of H. Stagner and Jas. McClintock,
to intersect public road leading from Jas. Mc-
Clintock's to Troutville at or near Harry Grube
Shanty, and to vacate public road from South
east corner of Jas. Parrish's land to end of
"thousand acre lot" in Bell Tract, for the fol-
lowing reasons: that all parties interested in
the establishing of said road, have more
convenient ways for outlets from their re-
spective residences; that the new road as
lately viewed will not benefit the public or
the citizens in that community; that the vacate-
ing of the other road will be more incon-
venient than the new road will be beneficial;
that the financial condition of the Township
will not permit building a new road at
this time and that the road is absolutely
unnecessary: we therefore ask and insist that
the petition for said road be refused and the
order not granted and thus we will ever
trav.

names.

W. M. Parrish

names.

A. S. Simpson
W. L. Haylett

Harry Garman
George Mosser
David Fisco
L. C. Parrish
Dallas Patrick
J. J. Dickinson

J. J. Barnes
Sel Schrecongost
James B Kerr
J. D. Rhoads
S. A. Moore
H. A. Patrick

H. H. Munkley
J. B. Beeth
G. I. Kauffmann
J. H. Miller
J. L. Snyder

H. J. Umckley
J. H. Frazier
J. H. Frazier
A. G. Lippert
Ellen W. Kirsman
Earl Mettel
Jacob Fyren

Daniel Bauch
Anawie Jondy
N. J. Wiem
Henry Stagnus
Chas. Daisher
J. S. Bentley
S. S. Mott

H. L. Shaffer
J. W. Shaffer
E. A. Shaffer
William Hillman
Norman Godes
W. C. Ganshousen
J. M. Shaffer
J. H. Koeber

J. H. Koeber
J. L. Koeber
H. L. Koeber
C. H. Koeber
H. W. Shields
Emanuel Daisher
Samuel Daisher
W. J. Godes

Adam Godes
Philip Haag
James M. Henry

Jas R. McGehee
 S. S. Snyder

Wm. J. J. J.

James B. J.

J. H. Baker

J. R. M. J.

Samuel J. J.

J. W. Robins

J. M. J.

J. H. J.

J. H. J.

J. H. J.

J. H. J.

J. H. J.

Philip J. J.

W. F. Nicodemus

J. H. Nicodemus

J. C. Reed

Daniel Kennedy

W. B. Roll

J. R. J.

B. H. J.

J. H. J.

J. H. J.

J. H. J.

Daniel B. J.

Samuel Smith

Daniel J. J.

Thomas J. J.

J. H. J.

No. 3. May 28 1901
 Order,
 for the Public Use
 in Bell Township
 Clearfield County Pa

Remittance

FILED
 AUG 17 1901
 Grant H. Thompson,
 Prothonotary.

4505
 990
 1844
 2241
 55142
 4694

M & J

To the Honorable the Judge of the Court of Quarter Sessions

in and for the County of Clearfield,

The petition of undersigned divers inhabitants of Bell Town-
in said county, respectfully represents that they labor
under great inconvenience for want of Public Road, from a
point on Public Road leading from Rock Spring School House,
to William Parrish's at or near corner of lands of H. Stagner
and James M'Clinsey to intersect Public Road leading from

James M'Clinsey's to Troutville, at or near the Harry Grube S

Shanty,. And also vacating that portion of Public Road leading
from Rock Spring School House into the Thousand acre Lot,
from a point at Joseph Parrish's South East corner to end of
location in thousand acre Lot, (which part has not been open-
ed yet)

Your petitioners humbly pray the Court to appoint
proper persons to view and vacate and supply the same

And they will ever Pray &c.

James

L. W. Haug

J. B. Friedman

James M'Clinsey

John M'Clinsey

John M'Clinsey

D. R. Price

A. J. M'Clinsey

P. R. Price

Harry Friedman

D. J. Friedman

W. B. Friedman

John Friedman

L. B. Price

James

W. B. Price

Joseph L. Henry

Henry Knut

Daniel Fryer Jr

James L. Knut

L. W. Knut

Elias Knut

Jacob Shively

Samuel Shively

Laurence Knut

Philip W. Knut

Daniel Knut

Fred J. Marshall

G. F. Weber

Alex. D. Long

D. Dim

A. Gould

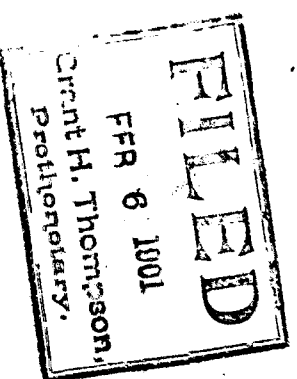
Henry Williams

Ym L. Hauck

James J. Love

Herbert M. Gumstein

Petition
for
Public Road
in
Allegheny
Mo 3 May 6. 1901



6. Feb'y. 1901 / late -
can't read the
the name of the
mine, S & Hunt. &
& Thomas —

are offered
over as
proposed for
make report
with line
By the Clerk
Cyrus Gooden



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 6th day of July, A. D. 1901, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Bell

_____ , in said county, setting forth that they labor under great inconvenience for want of a Public Road, from a point on Public Road leading from Rock Spring School House to William Parish's at or near corner of lands of H. Stagner and James M. Clinsey to intersect Public Road leading from James M. Clinsey to Troutville at or near Harry Grube's Shanty, and also vacating that portion of Public Road leading from Rock Spring School House into the Thousand acre lot from a point at Joseph Parish's South East corner to end of location in thousand acre Lot (which part has not been opened)

and therefore praying the Court to appoint proper persons to view, vacate and supply the same according to law, and report to next term whereupon the Court, upon due consideration had of the premises, do order and appoint Geo. C. Kirk, S. G. Hunt and J. T. Hoover 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 _____ 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 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. 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 Henry Stagner the sum of Ten dollars
To James McLinsey the sum of Twenty dollars.
To _____ the sum of _____

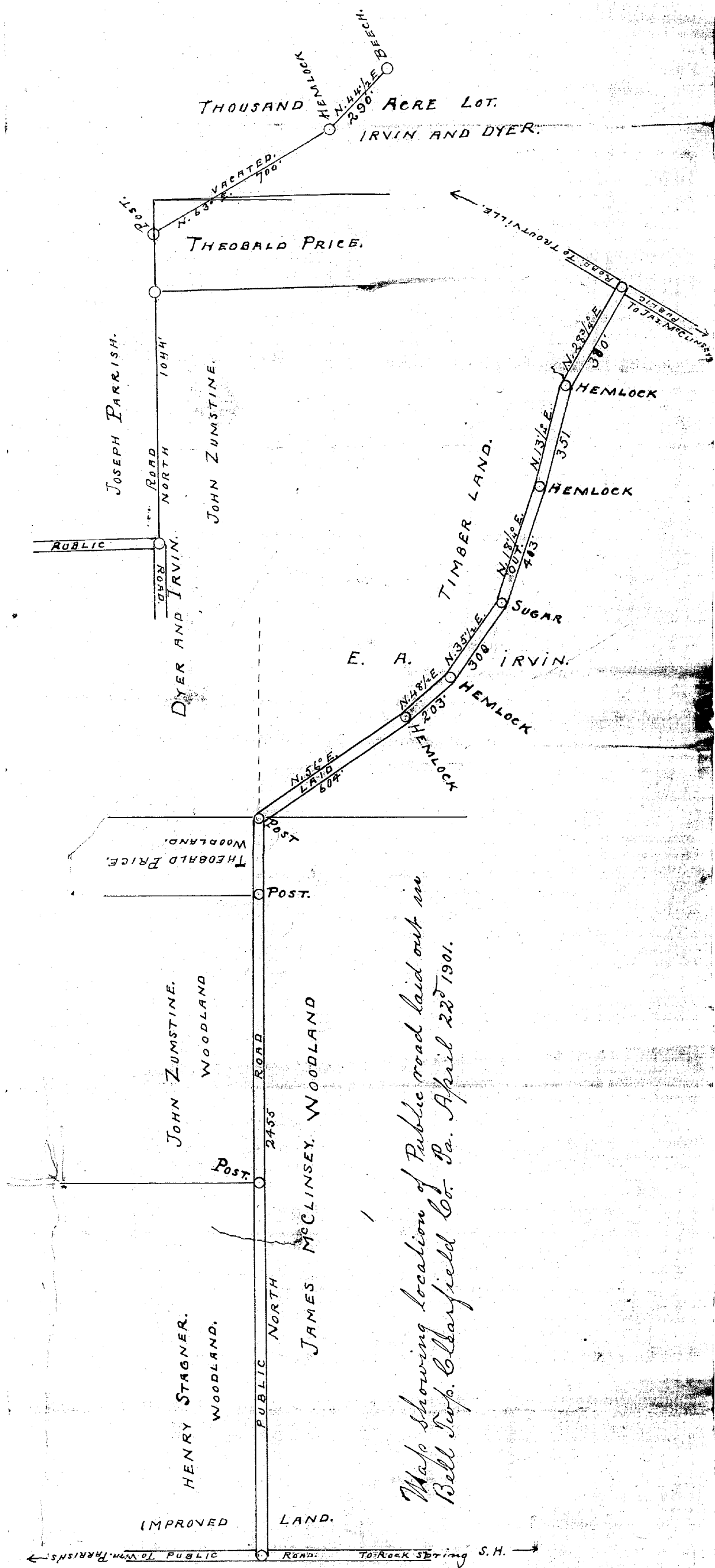
Witness our hands this 22nd day of April A. D. 1901.

Geo. C. Kirk

S. A. Kuntz

J. W. Hoover

Seal



To the Honorable, the Judge within named: We the undersigned, appointed by the annexed order do report: That in pursuance thereof, after having been severally 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 injury to private property, and as far as practicable agreeable to the desire of the Petitioners, and do return for public use the following described road to wit: Beginning at a point in the public road leading from Rock Spring School House to William Parrish's thence North, on the line between lands of Henry Stagner, John Brumstine and Theobald Price, on the west, and James McClintey, on the east, 2455 feet to a post, thence N. 56° E., 604 feet to a Hemlock, thence N. 48 1/2° E., 203 feet to a Hemlock, thence N. 35 1/2° E., 300 feet to a ridge, thence N. 18 1/2° E., 2103 feet to a Hemlock, thence N. 13 1/4° E., 351 feet to a Hemlock, thence N. 28 1/4° E., 380 feet to a point in the public road leading from James McClintey's to Troutville, near Harry Grube Shanty.

We further report that there are no damages accruing to any of the owners of the lands over which said road passes, by opening the same. (Except Jas. McClintey and Henry Stagner,) whose damages we have fixed, as before stated: That we have inquired and do vacate the following described road, which has not been opened, to wit: Beginning at the South East Corner of Jas. Parrish land, thence North, 1044 feet to a post, thence N. 63° E., 700 feet to a Hemlock, thence N. 44 1/4° W., 280 feet to Beech at end on thousand acre Lot, which by reason of the laying out of the first mentioned road, has become useless. That before the said view, public notice of the time and place of the meeting of the viewers was given by advertisements put in the vicinity, ten days before said meeting. Personal notice was given to the owners of seated lands who were present on the day of view. Notice was sent by mail to the County Commissioners. We annex a plot or draft of said road laid out, stating the courses and distances, and noticing briefly the improvements that will be on the same passes, and also a description and draft of the road vacated.

Witness our Hands the 22^d day of April A.D. 1901.

Geo. C. Kirk
S. G. Kunk
J. W. Hoover

viewers

Now June 20 1902 by leave of court at up.
 There are hereby filed on record:
 1. The termination of the road are not the
 and with sufficient definition
 2. The petition and report embrace a
 vacuation of part of the road there
 out any reason or ground there
 for self forth
 3. The petition does not set forth that
 the petition is vacated or signed by a
 majority of the original petitioners and all
 is in fact not a signat.
 4. The such notice is given as required
 by act of assembly & rules of court.
 Murray & Smith
 for W H Parvish &
 Olan respondents

No. 3 May Sessions, 1901

ORDER

To view & create & supply a
 road for Public use in the
 township of Bell
 Clearfield County

13 M sessions, 1901,
 read and confirmed N. 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.

Ray Van Dusen
 Cyrus Gordon
 (Exception filed) M

FILED 190
 Fees \$1.25 paid by Clerk
 MAY 6 1901

J. H. Thompson
 Prothonotary

Per my

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 origi-
 nal viewers, except so far as the location may be changed by the
 reviewer.
 N. B. - If the viewers believe the parties are not entitled to dam-
 ages, taking into consideration the advantages as well as the
 disadvantages of the road, they will report to that effect.

<u>Geo. C. Kirk</u>	Days $2\frac{1}{2}$	10.00
	Miles 12	1.20
<u>J. G. Keating</u>	Days 1	2.00
	Miles 7	.70
<u>W. W. Hoover</u>	Days 1	2.00
	Miles 7	.70
<u>Geo. C. Kirk</u>	Days 1	1.50
	Miles	
	Days	
	Miles	18.10