

No. 7 May

Term, 190

Public Road

versus in

Lawrence Twp

X

Miller

Kylestown Pa.

Sept 2/1901

Dear Dorsey

Enclosed find report of view. Please get Mr. Hall to sign and send it in as soon as possible.

Very truly

J.H. Reese

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 20 day of February, A. D. 1901, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Lawrence, in said county, setting forth that

a part of a public road in said township is being vacated by proceedings had in your Honorable Court without supplying said road. That your petitioners will labor under great inconvenience for want of a public road or highway in the Township of Lawrence, beginning at a point in the public road leading from Clearfield to Woodland at or near the east side of H. C. Graham's lot in said Township and thence running to a public road leading from Clearfield through the County Home Farm to Woodland at or near the mouth of Clearfield Creek it being a part of the aforesaid road running through the County Home Farm to the mouth of Clearfield Creek that it is being vacated as aforesaid and your petitioners desire the laying out of a new road between the points aforesaid to supply the road being vacated and therefore praying the Court to appoint proper persons to view and lay out the same according to law, and report to Sept. Court 1901 whereupon the Court, upon due consideration had of the premises, do order and appoint Harry Reece, George Hall, and Dorcey Linger 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 view and 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 S. 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 ensealing 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 .

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.

No. 1 May Sessions, 1901

ORDER

To view and supply a road for public use in the township of Lawrence Clearfield County

AMOUNT.	
2 2 3 2	
Days 1	2.00
Miles 3	3.00
Days 1	2.00
Miles 5	5.00
Days 3	12.00
Miles 27	27.00
Days	
Miles	
Days	
Miles	

2 2 3 2

Days 1 Miles 5

Days 3 Miles 27

Days Miles

Days Miles

Days Miles

Sessions, 1901, read 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.

Landholders
Hollis & Shaw
Clearfield
Schockers fence 16 feet

1902
Atty W. C. Miller
Filed E. D. 1901
Fees \$1.25 paid by

SEP 6 1901

Grant H. Thompson,
Prothonotary.

L U
To the Honorable
The Judge of the Court of Quarter
Sessions of Clearfield County
Penna.

We the undersigned persons
appointed by the within order of
Court to view the road therin
mentioned respectfully report
that after having given due
public notice by three written and
printed notices put up near location
of said road of the time and place
of meeting to view and lay out the
said road and also having given
due notice to the County Commis-
sioners of Clearfield County and
the supervisors of Lawrence
Township of the time and place
of said meeting we met at the
house of H.C. Graham in Law-
rence Township on Thursday
the twenty ninth day of August
A.D. 1901 and after having been
fully affirmed in pursuance of
the within order we proceeded
to view the said road and after
a careful examination of the

place we are of opinion it
is not necessary for a public
road. We find one of your
petitioners Mr. Wm. Graham, much
in need of a new road to connect
his premises with the woodland
and Clearfield road. The road
already running from said road
to his premises being not in the
proper place for his convenience
but on account of the large
expense in damage and cost of
construction of said road and
the fact that it would be of little
use to the traveling public we
would report adversely to the
granting of said road

Respectfully submitted

J. A. Reed
G. H. Ball
J. C. Dugay
T. W. Newell

Now therefore on Sept 16 1901 the petition
bys atty. S. Wilson files the following exception.

1st Because the review were taken out in a
pig or vehicle provided at the expense of
the owner of the land through which the proposed
road ^{was} to pass.

2nd Because other persons were taken along
by the owner of the land who could not be
in any way interested in the road.

3rd Because the atty (Sam Mitchell) for the
owner of the land appears at the meet
and failed to give atty for petition notice
that he would appear so that the road
and its merits could be properly discussed
by the parties concerned for and con-

4th That such a proceeding has no
precedent in the practice of the Bar
to warrant it, as review are presumed
to act in their own conviction without
regard to a presentation of the merits of the
road by the parties for or against
without report except to said Report
have a full pass on the report

5 Because the review were informed they
could not voice and supply when the
order, provided for it, and since the
bills of the Report first set one of the review
alleges that he would have made a differ-
ence if he had not understood that the review
would supply nothing

7

S. Wilson
atty.

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

The undersigned petitioners would respectfully represent:-

That they are inhabitants of the Township of Lawrence, county aforesaid; that a part of a public road in said township is being vacated by proceedings had in your Honorable Court without supplying said road; that your petitioners will labor under great inconvenience for want of a public road or highway, in the Township of Lawrence, beginning at a point in the public road leading from Clearfield to Woodland at or near the east side of A. C. Graham's lot in said township and thence running to a public road leading from Clearfield through the County Home Farm to Woodland at or near the mouth of Clearfield Creek, it being a part of the aforesaid road running through the County Home Farm to the mouth of Clearfield Creek that is being vacated as aforesaid, and your petitioners desire the laying out of a new road between the points aforesaid to supply the road being vacated as aforesaid.

And they will ever pray, &c.

Names.

J. H. Wallace
John. A. Barns
L. G. Peters

Names.

J. T. McCorkle Jr.
J. B. Anderson
G. W. Ogden

~~John. H. Mulholland~~
Douglas McCorkle R. E. Shaw
John. H. Mulholland
John. H. McCorkle Austin Hanes
Henry Ogden W. S. Daniel
John. H. Orr C. B. Logsdon

Thomas Price John F. Goozard
L. id. Clark Otto Gauthier
Linnea Crook
R. S. Shackman
John Ogden
R. H. Ogden
J. W. Jordan
John Whaling
Jas. M. Rowles

Wm. C. Mulligan
F. Murphy
Edgar S. Farmer
Wm. Sharp
D. J. Burns
W. J. Nichols
Frank Johnson
Alfred Graham
Emanuel Hunchbarger
Harvey Wilson
A. C. Read
D. B. McMullen
Zack Ogden

H. O. Bender

R. J. Shoffner

H. R. Hanes

W. E. Shimp

Harry H. Laty

Martin Hodges

H. F. Ogden

J. H. Williams

John Garland

Charles C. Green

Frank Fetzer

John Shugart

G. J. Baarsnot

L. P. Guelich

A. B. Owens

George Gulick

H. F. Ogden

M. J. Wallace

Dr. L. Antes

J. P. Frame

Shane Glenstall

M. J. Owens

R. Baycl

J. R. Stewart

John Graham

W. G. W. M. 1878.

Commerce Dept.

May 1901. Cubbed
Bunch of pines on
lower west bank
of Little Creek
Cyrus Sargent

Wien Feb. 20. 1901 written to
C. L. M. M. and J. A. H. -
Answered and ready to go
to S. Schommer. M. H. H. helped
out of the mud by Mr. H. H. H.
and a few others.

Dr. W. D. Myrick
of this place on the
15th of December /
1863. W. D. Myrick

Well he said much
about his work
and of his
life.

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W. C. MILLER, EX-
PRESIDENT.

KURTZ BROS. PTS., CLEARFIELD, PA.