

No. 6 Sept. Term, 1902

Vicato Public Roads  
versus. in  
Penn Township

381

7.

TO THE HONORABLE JUDGE OF THE COURT OF QUARTER SESSIONS  
OF CLEARFIELD County.

The petitions of the undersigned inhabitants of Penn Township respectfully represents;

That a public road has long since been laid out beginning at a point on another public road leading to the "Woolen Factory", at or near the residence of Frank A. Rafferty, in said Township, thence extending down Bell Run to a point on the boundary line between Penn and Greenwood Townships. which said road has become useless, inconvenient and burdensome. Your petitioners therefore pray the Court to inquire of and vacate said road and for that purpose to appoint three persons qualified according to law to view said road and inquire of the premises and make return of their proceedings at the next term of Court.

Martin J. Flynn  
Edward J. Flynn  
Michael Sechrist  
John W. McKeon  
G. A. Heilburn  
W. K. Davis  
George H. Dill  
John Haddas  
Jos. Blank  
W. D. Tull  
James D. Quigley  
Frank Powers  
J. W. Spencer

Ed Farrell  
John S. McHenry  
James McHenry  
H. D. Rafferty  
F. A. Rafferty  
L. L. Shieff  
D. B. Blood  
Vincent J. Lynn  
J. W. Rafferty  
P. Z. Kendall  
Joseph Davis  
W. P. Davis

Geo. T. Underwood  
Daylor Maklon  
W. G. Spencer  
D. W. Miller  
P. J. Spencer  
W. D. Shaff  
J. F. Warren  
Edward Spencer  
James Danaher  
E. M. Davis  
W. D. Bent  
Edward Bloom  
W. G. Rawles  
G. M. Jessen  
Charles Hahn

No. 6 Sept. 2nd.

1902.

Petition to vacate  
public road in  
Penn Township -

Geo. Pentz, Rodney Charles.  
Geo. M. Moore

Now May 1<sup>st</sup> 1902 the  
within petitioners and their  
children and John Pentz  
Rodney Charles & Thos.  
M. Moore whose petition  
hereunder to the Just Board  
wishes to make the following  
most urgent request.

1. That the public road  
from the Moore property  
to the Moore property  
be vacated.

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 12 day of May, A. D. 1902, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Penn

, in said county, setting forth that a Public Road has long since been laid out, beginning at a point on another Public Road leading to the Woolen Factory, at or near the residence of Frank A. Rafferty in said Township. Hence extending down Bell Run to a point on the boundary line, between Penn and Greenwood Townships, which said road has become needless, 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 Thos W. Moore, John Pentz, Rodney Charles 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 view and Vacate

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 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 enscaling 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 .....

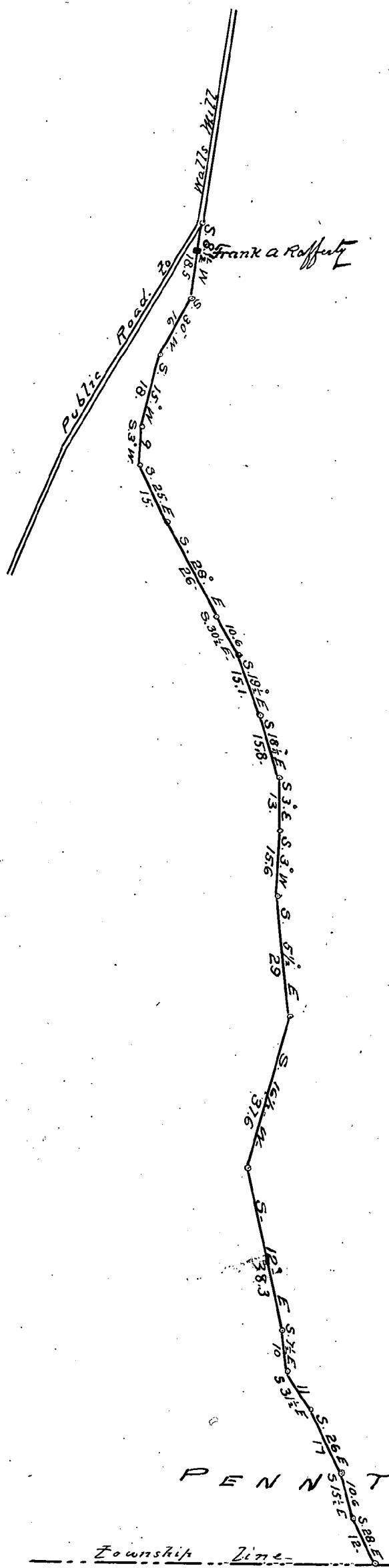
Witness our hands this ..... day of ..... A. D. 190 .....

To the Honorable Judge of the Court of Quarter Sessions

for Clearfield County. We the undersigned Viewers appointed by the foregoing Order of Court to view the road therein described. Do Report. That first having given due and lawful notice of the time and place of meeting and also having notified the Supervisors of said townships of the same we all met and being duly Affirmed we viewed said road and are of opinion there is no need longer to maintain it as a Public road We therefore ask the Court to vacate the same as follows. Beginning at a point on a Public road leading from Walls Mill to Jas. Johnsons. near Frank A Rafferty's House. Then down Bells Run. S.  $8\frac{1}{2}$  W. 18.5 per. S.  $30^{\circ}$  W 16 per. S.  $10^{\circ}$  W 18 per S.  $3^{\circ}$  W. 9 per. S.  $25^{\circ}$  E. 15 per. S.  $28^{\circ}$  E. 26 per. S.  $30\frac{1}{2}$  E. 10.6 per. S.  $19\frac{1}{2}$  E. 15.1 per. S.  $18\frac{1}{4}$  E. 15.8 per. S.  $3^{\circ}$  E. 13 per S.  $3^{\circ}$  W. 15.6 per. S.  $5\frac{1}{2}$  E. 29 per. S.  $16\frac{1}{2}$  W. 37.4 per. S.  $12^{\circ}$  E. 38.3 per. S.  $7\frac{1}{2}$  E. 10 per. S.  $31\frac{1}{2}$  E. 11 per. S.  $24^{\circ}$  E. 17 per. S.  $15\frac{1}{2}$  E. 10.6 per. S.  $28^{\circ}$  E. 12 per. to the line between Penn and Greenwood townships A map or diagram of said road being herunto annexed. &c

In witness whereof we have hereunto set our hands the twelfth day of August  
AD 1902

{ Thos. W. Morris  
John Pentz  
Rodney Charles  
Viewers



GREENWOOD TOWNSHIP

No. 6 Sept. Sessions, 1902

**ORDER**

To view ~~2~~ <sup>2</sup> miles a road for public use in the township of ~~Demer~~ <sup>Demer</sup>, Clearfield County

..... Sessions, 190, read and confirmed Mr. Si. ~~Road to be opened 33 feet wide, except where there is side hill cutting or embankment and bridging, there to be 10 feet wide.~~

~~Yellow Creek  
Creek Survey  
Dec. 15, 1902 confirmed absolutely  
by the County  
Surveyor Thompson  
Clerk~~

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.

*John Bent* } Days 1 Miles 4 2.40

*Rodney Chase* } Days 1 Miles 2 2.70

Days Miles

FILED  
190

Fees \$1.25 April 18, 1902

Agent H. Thomassen  
Prothonotary.