

No 10 Sept Sessions, 190

COMMONWEALTH

VERSUS

Public Road in
Chest Township

R. S. #4 - Page 35r

Charge

vacated

WILLIAM I. SWOOPE,
District Attorney.

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

The petition of the undersigned, inhabitants of the township of Chest in
the said County, respectfully represents;

That your petitioners labor under great inconveniences for want of a pub
lic road or highway to lead from a point on the public road on the west
side of Chest creek near "the Blue-hole" to Welshdale. Your petitioners
therefore pray the Court to appoint proper persons to view and lay out
the same, and they will pray.

John Rasing
A. R. Kitchen
J. W. Kitchen
John J. Kitchen
J. W. Kitchen
Austin L. 104, 11
Samuel
John Fiskel

John Stetson
J. H. Westover
J. H. Westover
Jordan Westover
J. M. Westover
John Remington
E. C. Keff
Millard Roland
Hon John Hockenberry.

William Dunbar
Isaiah Keff
Saml Es 13 year
G. W. Snyder
James Snyder
Austin Wood
D. W. Westover
J. R. Westover
Harry White
E. J. Westover

Arneas Westover
D. C. Michael
Saul Dunbar
W. C. Kitchen
J. W. Dunbar

To the Honorable Cyrus Jordan Judge of the Court of Quarter Sessions
of the County of Clearfield,
The petition of the undersigned, inhabitants of the township of Chest in
the said County, respectfully represents;
That your petitioners labor under great inconvenience for want of a pub-
lic road or highway to lead from a point on the public road on the west
side of Chest creek near "the Blue-hole" to "Welshdale". Your petitioners
therefore pray the Court to appoint proper persons to view and lay out
the same, and they will pray.

Names of petitioners

J W Ritcher

D C Marshall

Now Sept 16th 1902, former of views
enlarged and continued until Well River, 1902.

By the Court
Cyrus Gordon
J

No. 10 May ^{Sept} 1902	Curtis Road in East Township	Petition	FILED MAY 23 1902 Grant H. Thompson Prothonotary	KELLEY Attorney at Law Pleasanton, Pa.
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Now May 23rd 1902, Petition read and con-
sidered and the Court appoints J. B. Baker
J. R. Byers and A. B. Bell and viewers to view
the proposed road site and make report
at Sept Session, 1902.

W. B. Baker J. B.
574058

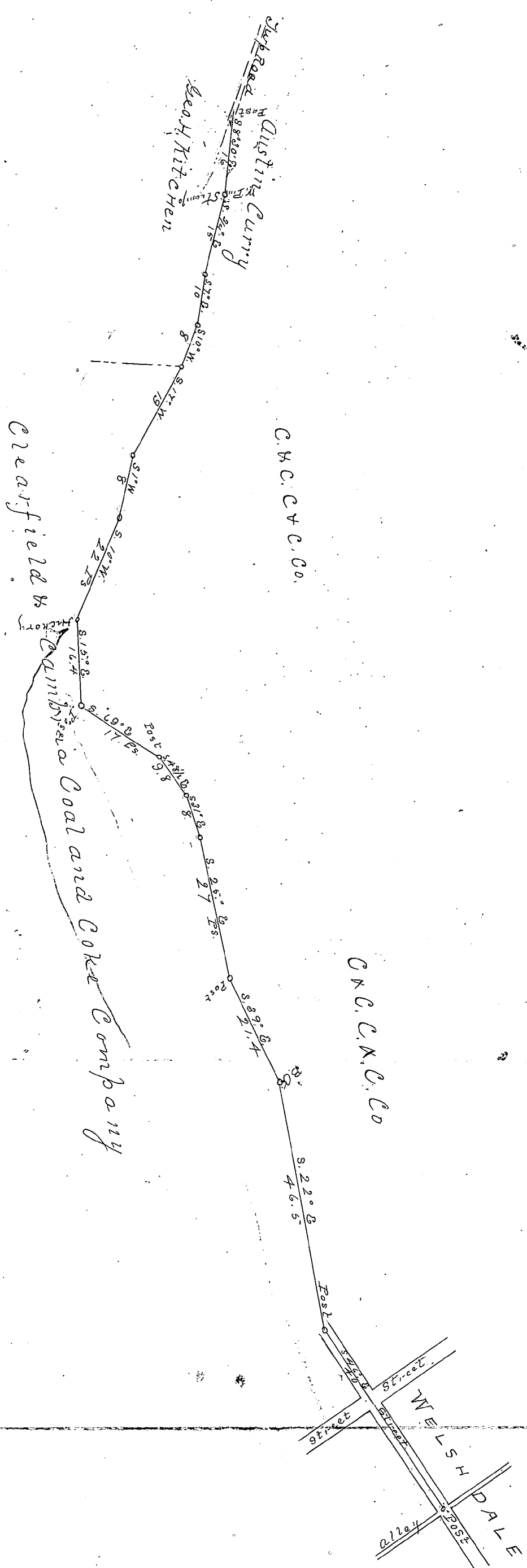
To the Hon. Judges of Court &c - we the undersigned viewers appointed by the within order of Court, to view, and lay out the Road therein mentioned, respectfully report.

That having given notice of the time and place of meeting, according to the act of assembly; and being all being present, at the view of the ground proposed for the said Road; and being all sworn, or affirmed, in pursuance of the said Order of Court; we have viewed and laid out, and do return, the following Road. to wit. Beginning at a Post in the Township Road, near George H Kitchen's House; and thence through land of Austin Curry. South Eight, and a half degrees East, sixteen perches to a white pine stump. Thence, South Three quarters of a degree East, fifteen perches to a Post. Thence South seven degrees East, Ten perches, to a Post. Thence Through land of the same and land of the Clearfield, and Cambria Codd, and Coke Co South Ten degrees, west, Eight perches South seventeen degrees west, nineteen perches, to a Post. South One degree west, Eight perches, to a Post. Thence by the same South Ten degrees west, Twenty two perches to a Hickory. Thence South fifteen degrees East. sixteen and four tenths perches to a Post, South fifty nine East Seventeen perches to a Post. South forty Eight and a half. East, Nine and eight tenths perches to a Post. Thence by the same, South thirty One degrees East. Eight perches to a Post. South Twenty five degrees East. Twenty ^{seven}/₂₄ perches to a Post. Thence South Thirty nine Degrees East. Twenty one and four tenths perches to a Post. Thence

Thence South twenty two degrees East, Forty six
and five tenths perches to a Post, Thence still by
the same, South forty six degrees East, (along a
Street in Welshdale.) Forty perches to a Post in an
Alley. A plot or draft is hereunto annexed. which said
Road, as aforesaid laid out, we are of opinion is necessary
for Public use; Witness our hands, the Twenty third day
of September, 1902.

E. F. McCloskey
J. W. Byers
Jacob A. Bretth

} Viewers



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

....., in said county, setting forth that your petitioners labor under great inconvenience for want of a public road or highway to ~~lead~~ from a point on the public road on the West side of Chest Creek near "The Blue hole" to Melshdale.

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, and report to next term whereupon the Court, upon due consideration had of the premises, do order and appoint J. F. McCluskey, J. M. Byers and Jacob A. Breth 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 layout 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 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 en 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 Austin Curry the sum of Twenty Five dollars
To George Kitchen the sum of Five Dollars
To..... the sum of.....

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

No. 10 Sept Sessions, 1902

ORDER

To view & lay out a
road for public use in the
township of Chest,
Clearfield County

And Sessions, 1902

read and confirmed Ni. 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
J. Cyrus Leroy
14 Feb 1903 Confirmed
at Clearfield

Grant H. Thompson
Clerk

FILED

190

SEP 29 1902

Received by James H. Kelley
H. Thompson

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.

B. F. McChesney } Days 2
Miles 4.8 \$ 16.80

J. W. Byers } Days 2
Miles 5 \$ 4.50

Jacob A. Breth } Days 2
Miles 6 \$ 4.50

J. Newton Drumb } Days 2 Chain
Miles \$ 3.00

Biddat Thunton } Days 1 Chain
Miles \$ 1.50

George W. Kitchen 2 days. axe
\$ 7.00
3.00

Manchesha, Pa.

Dec 28, 1903

The road view from George Kitchens
House to Melshdale through the
said Lands of Anshin Curry and the
Cambria Coal and Lumber Co. is now
opened and ready for use.

John F. Lippel supervisor
Edward Weston Supervisor

A
start

{ G stop

H

- Chest twp
Conf. Abs. Feb. 11, 1903
33'-16'

WESTOVER
Beginning in twp road near
Geo. H. Kitchen's house to
a point in an alley in Welshdale.

Vacated?