

No. 3, May Sessions, 1904

COMMONWEALTH

versus

Public Road

in

Knot Township

Charge

WILLIAM E. SWOOPPE
DISTRICT ATTORNEY

P.S. Roubles

to the

203 May 1904

Now by 22 Mr

William Jackson

have your own

and J. McGary

James & Howard

W. George Allen

an officer

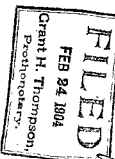
own from our

made action

been tried

and sent

Allen D. Webb



Hay

Petition For A Road.

To the Honorable Judge of the Court
~~of Common Pleas, of the County of~~
Clearfield, now composing a Court
of Quarter Sessions of the Peace, in and
for the said county.

The Petition of divers inhabitants of
the township of Pike, in the said
county, Humbly Sheweth—

That now petitioners because of the

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 24 day of February, A. D. 1904, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Knox

_____ , in said county, setting forth that they are in want of a public road leading from a point on public road where the Oshanter road intersects with the "Pleasant Ridge" road at or near the dwelling house of Mrs. Jack Menell in Knox Twp. to a point on public road leading to Pounce as or near the dwelling house of David R. P. Rowles, in said Knox Twp.

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, Report to May term whereupon the Court, upon due consideration had of the premises, do order and appoint J. S. McCreary, James A. Read and Hugh Kline 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 lay out 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 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 enseatling 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.

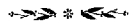
Witness our hands and seals this..... day of..... A. D. 190.....

..... 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 ..

.....
.....
.....

We the undersigned viewers met according to attached order, and having been sworn according to law, proceeded to examine the proposed route. After a careful examination we find as follows, unanimously.

I) That it would be impossible to make a road connecting the points named, keeping within the requirements of law as to grade,

II) That the utility of such a road would not justify the expense and damage to property necessarily involved,

III) That the Supervisors of Knox Township recognizing the needs of Reuben Bloome for an outlet, which would be the only direct benefit derived from such a road, have this day agreed in our presence to procure right of way, supply the wire and fence a private road and maintain the same, supplying said work, We therefore report adversely,

Spencer M.
April 8th 1906

J. M. Crum, C.E.,

Jas S. Read
G. F. Kline

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.
 Referees cannot interfere with damages assessed by the original viewers, except so far as the location may be changed by the referees.
 N. 8.—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. 3 May Sessions, 1904

ORDER

To view and lay out a road for Public use in the township of Krost, Clearfield County

May Sessions, 1904.
 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.

By the Court
 Sept. 20. 1904 confirmed absolutely. Ag. the Court.
 Adam Smith

FILED
 APR 6 1905
 Fees \$1.25 paid by S. McGary
 Grant H. Thompson,
 Prothonotary.

Gas Road	Days	1	200
	Miles	5	250
Amph Mine	Days	1	200
	Miles	5	250
S. McGary	Days	1	400
	Miles	30	300
Order	Days		1200
	Miles		1250
	Days		
	Miles		3250