

No. 9 Sept Sessions, 1904

COMMONWEALTH

VERSUS

Public Road

in

Pike Township

R. D. #4 - Page 464

Charge

Part Twolet
17590

WILLIAM I. SWOOPÉ,
DISTRICT ATTORNEY.

— may you please

Name,

L. P. Rowles

at

J. C. Read

Trickle - Kirk

D. L. Rowles

P. C.

Name,

P. A. Long

H. L. Eldridge

J. L. Bauman

B. J. Lunt

John Linde

W. T. Lunt

John L. White
L. L. Long
Livingston
W. C. ...
...
...

John E. Nelson
Robert. Rowles
Charles Lewis
...
...

Wm. L. Catheart
B. L. ...

abruptness of hills and drifted condition of road during the winter; labor under great inconveniences for want of a road or highway, to lead from the main road at or near a small bridge below the residence of Daniel Bowles through lands of Frederick Dunlap and his wife, to a point ^{on public road} at or near the dividing line ^{between} lands of Wm. Dunlap and that of Charles Lavine, a distance of three fourths ($\frac{3}{4}$) of mile more or less.

~~Also a short road leading from the proposed new road to intersect the old Twp. road at or near Evergreen schoolhouse.~~

Your Petitioners therefore humbly pray the court to appoint proper persons to view and lay out the same according to law.

~~The further petition the honorable court to vacate all that portion of road now in use from point above first mentioned to Evergreen schoolhouse to new road~~

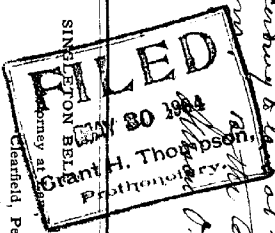
No. 9 Sept. 17, 1904

Petition of citizens
of
Pike County
for faster roads

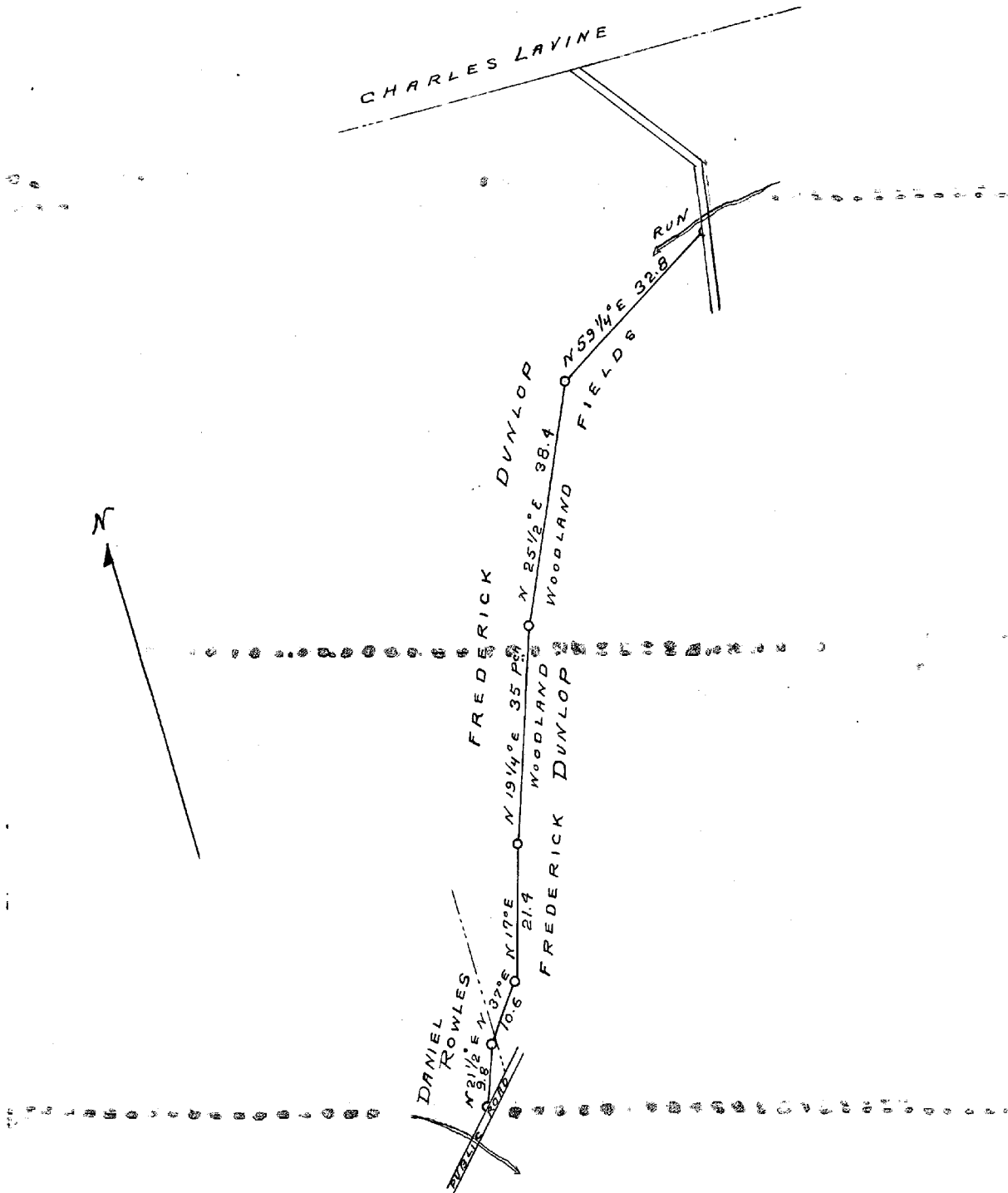
Filed now 28th May 1904
Hilton, Penna. and
Harry Rogers,
Robert Boyd

are applicants to
be appointed to
be the road and
according to the
law of the State

G. Smith



KURTZ BROS., PRS., CLEARFIELD, PA.



ROAD IN PIKE TOWNSHIP
No. 9. SEPT 55, 1904

Harry Byers.
Robert Boyd.
Henry Kerns.
VIEWERS.

Road Viewers' Notice!

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view public Road leading from the main road at or near a small bridge below the residence of Daniel Rowles through lands of Frederick Dunlap and his wife in Pike Township, to a point on public road at or near the dividing line between lands of Mrs. F. Dunlap and that of Charles Larmie a distance of 3/4 miles more or less in Pike Township, in the county aforesaid, will meet at the house of Daniel Rowles, in Pike Township, on Wednesday, the 24th day of August, A. D 1904, at 9 o'clock A. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

Harry Byers

Robert Boyd

Henry Kerns

Viewers.

Clearfield, Pa. Aug. 17, 1904.

Aug. 17, 1904. Service of notice accepted for Supervisors of Pike Township.

Belle Hartwick

Attorney for Supervisors Pike Tp.

We hereby accept service of
within notice this 17th day of
August A.D. 1904

Geo. Commissioners

By A. J. Staver Clerk

Page

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 *County of Clearfield*..... at and before the sealing and delivery hereof, have remised, released and forever quitclaimed; and do hereby remise, release and forever quit claim to the said... *County of Clearfield*..... 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 first day of September, A.D. 1904.

Fred Dunlap (Seal)

Alvilda L. Dunlap (Seal)

D. P. Rowles (Seal)

Bertha Rowles (Seal)

County of Clearfield

Sept 1st 1904

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 30th day of May, A. D. 1904, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Pike

in said county, setting forth that

your petitioners because of the abruptness of hills and drifted condition of road during winter labor under great inconvenience for want of a road or highway, to lead from the main road at or near a small bridge below the residence of Daniel Rowles through lands of Frederick Dunlop and his wife to a point ^{on public road} or near the dividing line between lands of Mrs. F. Dunlop and that of Charles Linnie a distance of $\frac{3}{4}$ of a mile more or less

and therefore praying the Court to appoint proper persons to view ~~view and~~ ^{view and} log 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 Harry Byers, Robert Boyd and Henry Kerns 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~~ ^{view and} log 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 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 County of Clearfield 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 County of Clearfield 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 24th day of August
A. D. 1904.

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 Albin O. Smith President
Judge of the Court of Quarter-Sessions of Clear-
field County Pennsylvania, we, the undersigned
viewers appointed by the within order of court
to view and lay out the road therein mentioned ac-
spectfully report that we gave good and law-
ful notice of said view by posting, tree no-
tices in most public places in vicinity at
least five days before day of view with
notice to County Commissioners and acceptance
of notices by supervisors attached hereto.
That we met agreeable to said notices and
having been first severally sworn or affirmed
we have viewed and laid out and do return for
public use the following road to wit, beginning
at post near bridge below residence of
Daniel Rowles, thence through improved land of said
Daniel Rowles North twenty-one and one half degrees East nine and eight
tenths perches to White Pine Swamp, thence, through same and
wooded and barren land of Fred Dunlap North thirty-seven degrees
East ten and six-tenths perches to post thence through same
lands of said F Dunlap North seventeen degrees East twenty-one and four-
tenths perches to a Maple thence through wooded land of said
F Dunlap North nineteen and one fourth degrees East thirty-five per-
ches to an Oak thence North twenty-five and one half degrees East
thirty-eight and four-tenths perches to post, thence through
fields North fifty-nine and one fourth degrees East thirty-two
and eight-tenths perches to post at public road, thence by said
road to line between lands of Mrs F. Dunlap and Charles Lavine
which road aforesaid as laid out is necessary in our opinion
for a public road, a plot or draft showing courses dis-
tances and improvements is herewith annexed

Witness our hands This 24th Day of August
A D 1904

Harry Byers.

B Byers

A. Keons

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. 9 Sept. Sessions, 1904

ORDER

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

Sept. Sessions, 1904

read and confirmed N. S. 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
 Allison C. Smith

Dec. S. S. 1904 confirmed absolutely. By the Court
 Allison C. Smith

Filed 190
 Dec 13 1904 paid by
 Beebe's Sawmill
 Grant H. Thompson
 Prothonotary

Amount	
Harry Byard	Days 2
	Miles 19 9.20
Henry Kerns	Days 1
	Miles 23 4.30
A. Byard	Days 1
	Miles 21 54.10
E. Rowles	Days 1
Chairman	Miles 15.0
F. Dunslop	Days 1
Chairman	Miles 15.0