

No. 1, Dec Sessions, 1906

COMMONWEALTH

versus

Vacate Public
Road in Boggs
Swp.

Charge

X

WILLIAM I. SWOOPE,
DISTRICT ATTORNEY.

To the Honorable the Judge of Court of Quarter Sessions of
the Peace in and for the County of Clearfield

The petition of the undersigned inhabitants of the
Township of Boggs Clearfield County respectfully sheweth-

That a road has been long since laid out from "Beers
Blacksmith Shop" in Boggs Township to or near Enoch Wiser
in Bradford Township, which road your petitioners conceive
is now become useless, inconvenient and burdensome and has
not been worked on for about thirteen years and is not trav-
eled upon but very little, if any-

Your petitioners therefore pray the Court that said road
may be vacated agreeable to the Act of the General Assembly
in such case made and provided: And they will ever pray.

Signers

W. J. Thirry
J. H. Undercoffer
F. R. Waple
Henry Chakman
J. E. W. 32
E. L. Morris
H. O. Barger
T. J. Stearns
J. S. Smith
Walter Albert
P. W. Undercoffer
Samuel C. Smith

Signers.

B. J. Peters
Geo. Grapfius
E. K. Waple
Arthur Harrison
A. McMillan
David Swift
J. D. Thomas
Geo. C. Smith
Geo. C. Smith
Geo. C. Smith
Geo. C. Smith

Edward S. Turner

Hugh Mullen

Jacob H. Green.

D. F. T. Legal

B. S. Robertson.
W. M. M. M.

E. A. H. H.

W. M. M. M.

Thos. C. M. M.

W. M. M.

James C. M.

Walter Gallaher

Uriah H. H.

Geo. B. H. H.

Ira H. H.

John Stone

H. H. H.

Geo. M. Gallaher

H. H. H.

W. M. B. H.

Uriah H. H.

Alex. H. H.

Received

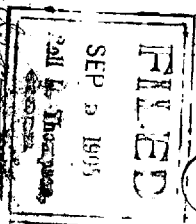
Return of Eugene of
Boggs Corp for Vacation
of Road

Nov 1905 - Behman

Presented and ~~of~~ Army Post
of ~~of~~ Smith Bros and
H. E. Moschitzke and
opposed between them
and reap at next term.

By the Court,

My dear friend,
William C. Smith



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 therein mentioned
respectfully report that after having given due
public notice by three written and printed notices
put up near the location of the said road of the
time and place of meeting to view the same
and also having given due notice to the super-
visors of Boggs Township and the County Com-
missioners of Clearfield County of the said time
and place of meeting we met at Beers Black
smith shop in Boggs Township on Thursday the
9th day of November A.D. 1905 and after having
been duly affirmed in pursuance of the within
order we proceeded to view the road therein
mentioned. After a careful view had of the prem-
ises we were of opinion that the said road is
useless and burdensome to the taxpayers and
we therefore vacate the same.

Respectfully submitted

H. A. Reese }
G. J. Goss } reviewers
N. E. Hoobridge }

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G. J. Goss } viewers
H. E. Hoobridge }

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 5 day of Sept., A. D. 1905, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Boggs, in said county, setting forth that

a road has been long since laid out from "Beers Blacksmith Shop" in Boggs Twp. to or near Enock Wiser in Bradford Twp. which road your petitioners conceive is now become useless, inconvenient and burdensome and has not been worked on for about thirteen years and is not traveled upon but very little, if any.

and therefore praying the Court to appoint proper persons to view ~~and Vacate~~ the same according to law, Report to next term whereupon the Court, upon due consideration had of the premises, do order and appoint Harry Reese, F. Frank Good, A. E. Woolridge 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 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.

Race B. Thompson
Clerk.

1

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 ensembling 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.

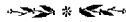
Witness our hands and seals this..... day of.....
A. D. 190.....

..... 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 ..

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.....
.....

Vacate

No. 1 Dec Sessions, 1905

ORDER

To view and Vacate a road for Public use in the township of Boggs, Clearfield County

Dec Sessions, 1905, 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
William J. Smith

July 11, 1906 Confirmed by the Court
By the Court

W. J. Smith
JUL 11 1905
ROLL B. THOMPSON, CLERK

Filed

Fees \$1.25 paid by *Chas. Atty*

Wilson

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.

	Days	Amount
<i>No. A. Reese</i>	2	8.00
	Miles 2.0	2.00
		10.00
<i>G. F. Farnsworth</i>	1	2.00
	Miles 1.0	1.00
		3.00
<i>A. G. Woodbridge</i>	1	2.00
	Miles .5	.50
		2.50
	Days	
	Miles	
	Days	
	Miles	