

No. 3 Sept. Sessions, 1905

COMMONWEALTH

versus

Vacote Road  
in  
Guard Troop

Charge

X  
WILLIAM I. SWOOPE,  
DISTRICT ATTORNEY.

S. A. Bradford, Mitchell Newcomb, J. C. Newcomb, Barney Newcomb,  
Partee Graham, Wm. Jury, Abel Hugby, Ashbey Kyler, Myrta Flood,  
Frank Maines, Lewis Bilett, E. D. Luzier, C. E. Graham, Daniel  
Bradford, Wm. M. Hurley, Isaac Smith, Geo. P. Jury, J. W. Hile,  
Henry Plubell

To the Honorable the Judge of the Court of Quarter Sessions of Clearfield County.

We the undersigned citizens, of Girard township, being a majority of the signers of a petition that was presented to your Court, asking for the laying out of a road leading from a point where the Knob road intersects the Clearfield and Karthaus road near the Bald Hill School house to intersect with new road built by the West Branch Rail Road at or near the house of Iasiah Jury, respectfully represents that we find that the location is not a proper one and too expensive to build and that no portion of said road has been upened or laid out and that a better road and less expensive can be obtained.

We therefore pray your Honorable Court to appoint viewers to view and vacate the same, and we will ever pray.

Wm. M. Hurley  
Mitchell Newcomb  
Parlee Graham  
Ashley Ryler  
Abel / Dugny  
J. E. Newcomb  
J. C. Bradford  
Monte Black  
Era D. Jury  
J. E. Graham  
James Heile  
Frank M. M. M.

3 Sept. 1905

Petition to Vacate Road  
but not opened, in  
ground trap

Now May 9th 1905 Petition  
presented Thompson N.A.,  
Rice - by Estlin. The  
N. Woodward of Rutland  
Ed N. Appleby of Wood-  
land are appointed  
jurors to view said  
premises under report of  
Deputy Assessor  
and the Clerk

William A. Smith

FILED  
MAY 9 1905  
Roll B. Thompson,  
CLERK

pat

To the Honourable

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 said road of the time and place of meeting to view the same and having also given due notice to the County Commissioners of Clearfield County and the supervisors of Lizard Township of the said time and place of meeting we met at Bald Hill school house in Lizard Township on Thursday the tenth day of August 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 ground  
for said road we were of opinion  
that the said road is not necessary  
for a public highway

Respectfully submitted

H. A. Reese  
E. H. Hoolidge viewers  
W. C. Hershord

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 9 day of May, A. D. 1905, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Girard, in said county, setting forth that

a petition was presented to your Court, asking for the laying out of a road leading from a point whence the Knob road intersects the Clearfield & Northaux road near the Bald Hill School House to intersect with new road built by the West Branch Rail Road at or near the house of Jasiah Jury, respectfully represents that we find that the location is not a proper one and too expensive to build and that no portion of said road has been opened or laid out and that a better road and less expensive can be obtained.

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, Report to next term of Court whereupon the Court, upon due consideration had of the premises, do order and appoint Wm. Reese, Wm. H. Rockwood, Ed. H. 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 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.

Roll B. 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 ensealing 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 ..

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

No. 3 Sept. Sessions, 1905

ORDER

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

Sept. Sessions, 1905, 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  
William C. Smith

Dec. 22, 1905 report confirmed absolutely. 13 by the Court.

When 20 with 29.

Filed 190

Fees \$1.25 paid by

ROLLIN THOMPSON, CLERK

50615151905  
CELEA

N. B.—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.

Edw. R. Ruse } Days 2 500  
Miles 31 310

Edw. W. Wadsworth } Days 1 200  
Miles 6 60

Wm. Wadsworth } Days 1 200  
Miles 21 410

Days  
Miles

Days  
Miles