

No. 3 Sept. Sessions, 1905

COMMONWEALTH

versus

Vacote Road
in
Guard Top

Charge

X
WILLIAM I. SWOOP,
DISTRICT ATTORNEY.

S. A. Bradford, Mitchell Newcomb, J. C. Newcomb, Barney Newcomb,
Partee Graham, Wm. Jury, Abel Hughey, Ashley Kyler, Myrta Flood,
Frank Maines, Lewis Bilett, E. D. Luzier, C. E. Graham, Daniel
Bradford, Wm. M. Hurley, Isaac Smith, Fred F. Jury, J. T. Hile,
Henry Plumbell

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 opened 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.

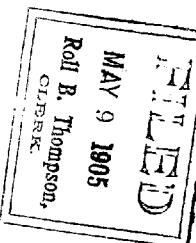
Wm. M. Henley
Mitchell Newcomb
Parlee Graham
Ashley Taylor
Abel Dugay
J. G. Newcomb
J. B. Bradford
Marta French
Ira D. Jury
P. E. Graham
James Hale
Frank, Skinner

3 Sept. 1905

Petition to Vacate Road
but not opened, is
granted

Now May 9th 1905 - Petition
presented by Mr. H. A.
Puse - by letter, same
H. Marshall of Beldam -
Ed. H. Molridge of Wood -
land are approximated
proceeds to build said
proceeds remain unpaid -
Leavenworth - Leavenworth
Co., by the Ranch -

Allen Smith



RECEIVED

100
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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 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 supervisor 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 —

(W. A. Reese)
E. H. Colbridge viewer
W. 10 Street Ward

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 Gerard

, 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 Mith road intersects the Clearfield & Northam 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 Josiah Jurs, 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 A. D. Reese, W. H. Rockwood, Ed. W. 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

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 or-
ganizers, except so far as the location may be changed by the
reviewers. N. B.—If the viewers believe the parties are not entitled to dam-
ages, taking into consideration the advantages as well as the
disadvantages of the road, they will report to that effect.

John J. Sessions, 1905,
read and confirmed. N. S.

~~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 County
John J. Smith

Sec. 1905 1905
Subsidy. 13 per cent.
John J. Smith

Filed 190

Fees \$1.25 paid by

John J. Smith

5000 1500
5000 1500
5000 1500
5000 1500