

No. 5 Kelley Form 190 S

Public Road

Tacote & Supply

~~Versus~~ vs

Morris Twp.

Kelley

X

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 and lay out the same and also having given due notice to the County Commissioners and the Supervisors of Morris Township of the said time and place of meeting.

We met at the house of Mrs Paul Nick in Morris Township on Thursday the 27th day of April A.D. 1905 and after having been duly affirmed in pursuance of the within order we proceeded to view the roads therein mentioned. After a view of the premises we were of opinion that the first road described in the within order is not necessary for a public road.

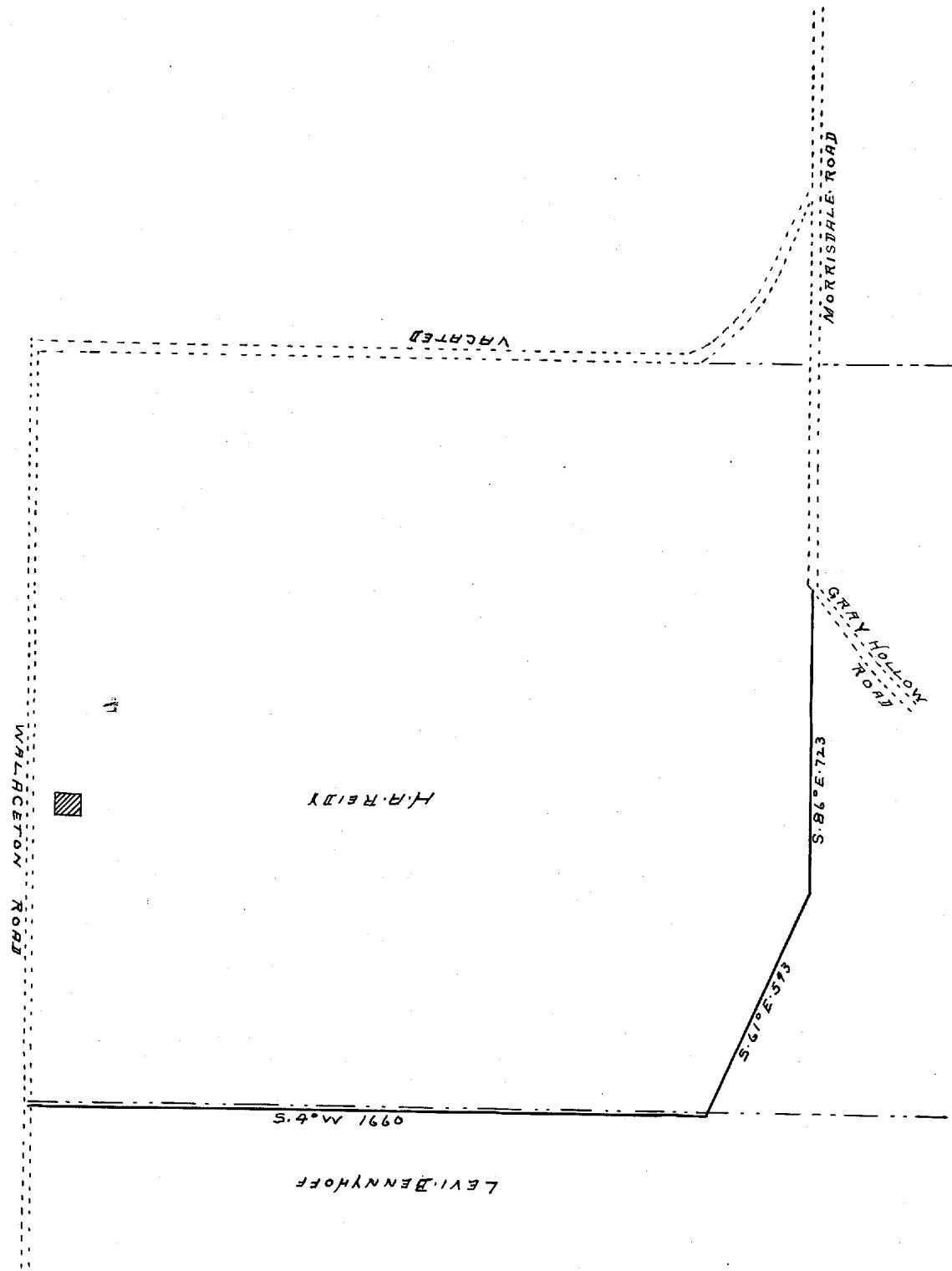
We then proceeded to view and lay out and do return for public use

the following road to wit. Beginning
at a point in the public road run-
ning from Morristown to
Wallacetown sixteen and one half feet
West of the line between lands of H. A.
Reidy and Levi Berryhough. Thence
south four degrees west sixteen hun-
dred and sixty feet. Thence south sixty
one degrees East five hundred and
ninety-three feet. Thence south eighty
six degrees East seven hundred and
twenty three feet to a point in Grays
hollow road on lands of H. A. Reidy
which said road so as aforesaid
laid out by us we are of opinion is
necessary for a public road.

We would further report that the
part of the Morristown and Wallacetown
road supplied by the above described
road. viz from a point at the North
East corner of lands of H. A. Reidy to the
point of intersection with Grays hollow
road will become useless and burden-
some to the tax payers of Morris Township
and we therefore vacate the same

Respectfully submitted

H. A. Reese }
A. E. Woolridge } Viewers
G. J. Goss }



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 Dec, A. D. 1904, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Morris,

, in said county, setting forth that

they labor under great inconvenience for want of a public road to begin at a point on the road leading from Morrisdale Mines to Wallacetown near Mr Paul Quirk to intersect said road at a point near Jacob Peltous, also to vacate and supply road from a point on land of A. D. Reidy at Grays Hollow road to intersect road leading from Morrisdale Mines to Wallacetown at a point on said road between A. D. Reidy and Levi Beunyhoof's

and therefore praying the Court to appoint proper persons to view vacate ~~and supply~~ the same according to law, Report to May Term whereupon the Court, upon due consideration had of the premises, do order and appoint Harry Reese, G. S. Lass, Ashley 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 vacate ~~and supply~~ 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 sealed 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.

Noel 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. 1905.

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 H. A. Reidy the sum of One hundred Dollars
To Lewis Bemighoff the sum of Seventy Dollars
To the sum of

Witness our hands this 27th day of April A. D. 1905.

H. A. Reidy
H. E. Woolridge
G. J. Goss

O. to Y.

No. 5 to be by Sessions, 1905

ORDER

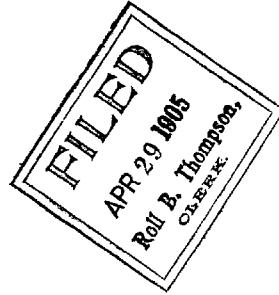
To view ~~carefully~~ ^{carefully} a road for public use in the township of Morris, Clearfield County

May Sessions, 1905; read and confirmed Vi. 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 County of Morris, *John Smith*

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 viewers.

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.

AMOUNT.	Days	2
60 A. Road	Miles 11	6.10
A. E. Woolridge	Days 1	2.00
S. F. Jones	Miles 8	8.00
	Days 1	2.00
	Miles 4	4.00
	Days	
	Miles	
	Days	
	Miles	



FILED

MAY 1 1905

ROLL B. THOMPSON,
CLERK.

Filed 190

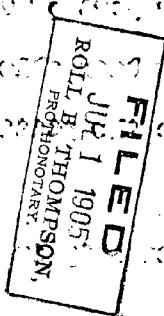
Fees \$1.25 paid by J. H. Kelley

J. H. Kelley

NO 5 Feb 1 1905

Rec'd in manuscript

Excerpts



PROTH

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY,

IN THE MATTER OF) No 5 Feb. Term, 1905.
)
PUBLIC ROAD IN)
)
MORRIS TOWNSHIP.)

Now July 1st 1905 Bell & Hartswick, attorneys for Harry
Reidy, reserving the right to file further exceptions to the report
of viewers in the above entitled case (the said report of viewers not
being with the papers in the case, not have they been able to locate
the same) hereby file the following exceptions to the petition, *and proceeding*
as filed in this case.

1st. The petition does not state the Township in which the road prayed for is proposed to be laid out.

2nd. The petition is irregular and void for the reason that it asks to lay out a road between points as designated in said petition and also to vacate and supply a road as stated in said petition. It is not warranted by an Act of Assembly in such case made and provided.

3rd. The terminii as stated in said petition are not sufficiently described, and are too vague and uncertain.

Harry Rudy
by his wife
Beer Harrowich,

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PA.

To the Honorable Allison O. Smith, President Judge of said Court.

The petition of the undersigned, citizens of Morris township, and vicinity respectfully represents:-

That they labor under great inconvenience for want of a public road to begin at a point on the road leading from Morrisdale Mines to Wallacetown near Mrs. Paul Quirk's to intersect said road at a point near Jacob Pelton's. Also to vacate and supply road from a point on land of H.A. Reidy at Grays Hollow road to intersect road leading from Morrisdale Mines to Wallacetown at a point on said road between H.A. Reidy's and Levi Bennyhoof's. Your petitioners therefore, pray the court to appoint three persons qualified according to law, to view the ground proposed for such road, and, if they should see occasion to lay out the same, to inquire of, and vacate so much of the public road now opened between said points as will become useless; and make report of their proceedings to the next court. And they will ever pray &c.

NAMES.

NAMES.

Patrick Gilday
Levi ^{Mark} Benninghof
Wm. & A. Collins
C. W. Korteweg
David Auger
J. H. Shaw
Gas. M^c Farish
John C. Halt

NAMEs.

Harris, George
NAMES: Waldo,
James, Henry Pittman
E. H. Lewis.
John Davis.

John Nicholson
Geo. James Strange
Joseph Pittman

John Hill ~~John Hill~~
George Horner ~~George Horner~~
H. C. Eyerly. ~~H. C. Eyerly~~
H. H. Wagner. ~~H. H. Wagner~~
Walter East ~~Walter East~~
John G. Horner ~~John G. Horner~~
John L. Steinback ~~John L. Steinback~~
Wm Stevenson ~~Wm Stevenson~~
John T. Graham ~~John T. Graham~~
Harry Howe ~~Harry Howe~~
Dorn Walker ~~Dorn Walker~~
John White ~~John White~~
John Walker ~~John Walker~~
R. A. Shields. ~~R. A. Shields~~
James Fowler sr ~~James Fowler sr~~
James Fowler Jr ~~James Fowler Jr~~
A. A. Flegel ~~A. A. Flegel~~
Chas. F. Flegel ~~Chas. F. Flegel~~
W. H. Flegel ~~W. H. Flegel~~
John G. Flegel ~~John G. Flegel~~
John L. Flegel ~~John L. Flegel~~
D. P. Philip Sarony ~~D. P. Philip Sarony~~
Thomas H. Goffette ~~Thomas H. Goffette~~
John B. Goffette ~~John B. Goffette~~
William Nichols ~~William Nichols~~
John Nichols ~~John Nichols~~

George Hill
Peter Bailey
John Farago
Joseph Bentivolio
Ed Clark
C. B. Maxwell
T. Watkins
Roy W. Fisher
John H. Sisson
W. G. Gandy
Lewis Copeland
Adam Bell
Miles Legal
J. M. Neurath
John Gashier
John G. Rose
Reuben Gutteridge

Feb'y. 7. 1905
No. 5 Phoe
Outline Drawing
Mammals
Toronto

Dear Dickie, 10/11/1901
I have received your
enclosed letter via
express, Young & Co.
I pray God to grant
you the blessing of
a safe & happy
vacation.

FILE
DEC 24 1904
Crauford H. Thompson
PROTHONOTARY
CLERK OF COURT
Plattfield, Ill.