

No. 4 Dec Sessions, 1906

COMMONWEALTH

versus

Yacot Public Road

vs

Brady Twp.

S. A. Moore
Atty

Charge

X

WILLIAM I. SWOOP,
DISTRICT ATTORNEY.

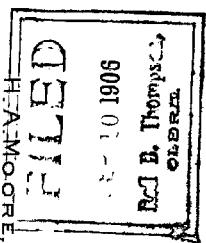
And now September 10th 1906, the within petition presented, and
read and the Court, on due consideration, orders and appoints
~~George C. Kirk, George B. McCallum, J. W. Bellows~~
who after being respectively sworn or affirmed to perform the du-
ties of their appointment, are impartially and according to the
best of their judgment, to view the road in the said petition
prayed to be vacated, and to consider and judge whether it has
become useless, inconvenient and burdensome, and if they or any
two of them view the said road and any two of the actual viewers
agree that the same has become useless, inconvenient and burden-
some as aforesaid, they shall make report accordingly at the next
term of this court.

By the Court
Alvan D. Smith
J.

No 4 Dec 22 1906
In the Court of Quarter Sessions of Clearfield County.

Petition to vacate road in

Brady Township.



ATTORNEY AT LAW,
DuBois, PA.

To the Honorable the Judge of the Court of Quarter Sessions of
Clearfield County:-

The petition of the undersigned, inhabitants of Sandy Township, in said County, respectfully represents: that they labor under great inconvenience for want of a public road or highway beginning at the line of Du Bois Borough at the North end of Juniata Street, in Sandy Township, and ending at a point on the public highway leading from Du Bois to S.M. Wilsons and known as the Hetrick road at the south line of Anthony Knupp's farm. 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 see occasion, lay out the same, and make report of their proceedings to next term ^{this} of Court.

Names of Signers	Names of signers
M. W. Johnson	Alfred Haag
S. E. Haman	Gen'l. G. Gary
N. C. King	George C. Hipple
W. D. Cary	Karl E. Dillen
Robert Inman	W. H. H. H. Inman
Wm. Mims	Chas. F. Siddle
W. C. Daugherty	George W. Mims Jr.
E. M. Atcheson	
Philip Krueger	
W. H. King	
Ammon Knapp	
S. M. Johnson	
Sam'l. C. Edwards	
W. L. Edwards	
F. B. C. John	
Frank R. King	
W. L. Dunlap	

To J.M.Reisinger &

W.H.Walburn,

Supervisors of the public roads of Sandy Township:

You are hereby notified that a petition will be presented to the
Court of Quarters at September Sessions 1905, asking for the appointment
of viewers to view and lay out a public road in Sandy Township
from a point on the North line of Du Bois Borough at the North end of
Juniata Street and extend to the Hetrick public road at the South line
of Anthony Knupp's farm.

J. M. Reisinger
W.H. Walburn

We the undersigned Supervisors of Sandy Township do hereby accept
the above notice.

August 31st 1905

J. M. Reisinger

W.H. Walburn

Service of above notice accepted for supervisor
of present public road

W.H. Walburn

See
No. 4 *Sept. 18, 1871, p. 5*

Collins for the
appointment of
counsel to answer
and say out a
plea. He and his
Sandy business

True Sept 15 1871 - I have read
through George C. Reid
J. H. Edgison and
Chas H. Goodwin
are appointed trustees
as proposed for the property
at West Union -

By the Trustee
John J. Smith

D. S. HERRON
ATTORNEY AT LAW
PHILADELPHIA, PA.
For John J. Smith

Jewell & Co., Manufacturers, Phila., Pa.

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 14 day of Sept., A. D. 1904, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Sandy

, in said county, setting forth that

they labor under great inconvenience for want of a public road or highway beginning at the line of DuBois Borough at the North end of Junius Street in Sandy Top and ending at a point on the public highway leading from DuBois to S. M. Wilson and known as the Strick road at the South line of Anthony Knipp farm.

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, Report to next term whereupon the Court, upon due consideration had of the premises, do order and appoint Geo. C. Kirk, J. H. Edinger, Chas. M. Goodlander 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.

Roel 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 Anson Knipps the sum of Seventyfive dollars.

To the sum of

To the sum of

Witness our hands this 25th day of October A. D. 1905.

Geo C. Kirk

J. H. Edinger

R. H. Gruellander

To the Honorable, the Judge within named: We the undersigned, appointed by the annexed order do report:—
That in pursuance thereof, after having been severally duly sworn, all the viewers appointed by said order, viewed the ground proposed for the within mentioned road, and we do agree that there is occasion for a road as desired by the petitioners, and that the same is necessary for a public road. And having had respect to the shortest distance and the best ground for such road, we have laid out in such manner as shall, in our opinion, do the least injury to private property, and as far as practicable agreeably to the desire of the petitioners, and do return for public use use the following described road, to wit: Beginning at a point at the line of DurBois Borough, at the north end of Lusetta Street, in Sandy Township. Thence north, on the center line of a strip of land 33ft wide, donated by the Hopkins Sand Co, for a road 2686ft. thence East, on lands of Anson Knupp, and at all points parallel to and 16.5 feet distant from the south line of his land, 660ft. to a point in the public road leading from DurBois to S. M. Wilson's, and known as the Hetrick road, in said Township of Sandy.

We further report, that having taken into consideration the advantages as well as the disadvantages to be derived to the said Anson Knupp, from the road passing through his land, we have assessed the damage sustained by the said Anson Knupp, at Seventy-five (\$75.00) dollars. That before the said view, public notice of the time and place of the meeting of the viewers was given by advertisements put up at three of the most public places in the vicinity. Notice was also given to the County Commissioners, the supervisors of Sandy Township, and the property owners through which said road passes, ten days before said meeting, and we annex a plot or draft of said road laid out, stating briefly the improvements through which the same passes, as well as the courses and distances and also a copy of said notices served on all the respective parties.

Witness our hands this 25th day of October, A.D. 1905.

Geo. C. Kirtz

J. H. Eddinger

C. H. Hollanday

NOTE.—In case of a private road, the release must be executed in favor of the petitioner for said road.
 All viewers will carefully note the number of days employed, and set the amount out at the foot of their return.
 Viewers 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.

No. 4 Dec. Sessions, 1904.

ORDER

To view and lay out a road for public use in the township of Sandy,

Clearfield County

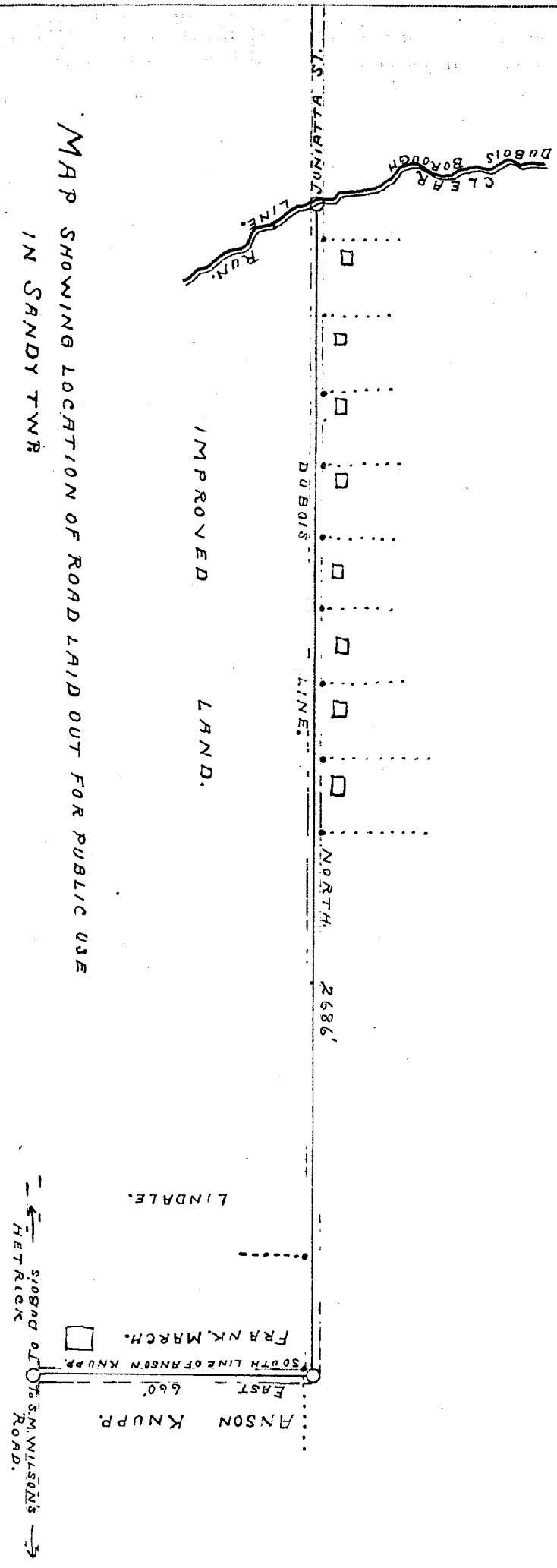
AMOUNT.	Days	%	1000
	Geo. C. Kinck.	Miles 8	80
	J. H. Edinger	Days 1	2.00
	J. H. Goodland	Days 1	2.00
		Miles 5	5.0
		Days
		Miles
		Days
		Miles

AC. 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
 J. W. Moore C. Smith
 and absolutely confirmed
 by the County of P. J.
 William S. Smith.

Filed 190
 Fees \$ 1.25 Paid by T. G. Brown
 DECEMBER 10, 1905
 ROLL B. THOMAS,
 City of Lancaster

10.55 15 10;



Luthersburg Pa Nov. 30th. 1905

H. J. Hermon Eng.

City at San.

Puerto Rico Pa.

To car fin: - Enclosed I send you report
of previous, which please examine and
if correct please file in the Prothonotaries
Office.

Yrs truly
Geo. C. Knick.

ROAD VIEWERS' NOTICE

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield county, Pennsylvania, to view a public Road leading from a point at the line of DuBois Borough, at the north end of Juniata Street,

in Sandy Township, to a point in the public highway, leading from DuBois to S. M. Wilson's, and known as the Hetrick road, at the south line of Anthony Knupp's farm,

in Sandy Township, in the county aforesaid, will meet at the ~~house~~ ^{point} of beginning of said proposed public road, in Sandy Township, on Wednesday, the 25th day of October A. D. 1905, at 1 o'clock P. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

Geo. C. Kirk

J. H. Edinger

C. H. Goodlander.

Viewers.

October 25th, 1905.

Notice to the County
Commissioners of Clear-
field Co., Pa.

Now Oct. 11th, 1805,
Service of the within
Notice accepted,

On Commissioners
By the Clerk
Oct.

John Smith
County Clerk

ROAD VIEWERS' NOTICE

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield county, Pennsylvania, to view a public Road leading from a point at the line of DuBois Borough, at the north end of Juniatta Street,

in Sandy Township, to a point in the public Highway, leading from DuBois to S. M. Wilson's, and known as the Hetrick road, at the south line of Anthony Knipp's farm,

in Sandy Township, in the county aforesaid, will meet at the Point of beginning of said proposed public road, in Sandy Township, on Wednesday, the 25th day of October A. D. 1905, at 1 o'clock P. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

Geo C. Kirk

J. H. Edinger

C. H. Goodlander

Viewers.

October 9th, 1905.

And now Oct-10th 1905, we hereby
accept service of the within notice

J. M. Reisinger

W H Walburn
Supervisor Sandy Township

Oct 12 1905
I hereby accept ~~service~~ of the within
notice

And now Oct 14 1905

we the undersigned do hereby accept service
of the within notice, being last owner on proposed land

V. C. Langford

E M Atchison

M M Minns

Anson Hipple

George Minns Jr.

Robert Minns

George Hipple

N. C. King.

(S)

Release
Date 5
Person

Notice to Supervisors of time and place of view of A public Road
In Sandy Township, agreeably to the Act of Assembly of March 29th 1905

To *J M Reisinger & W H Walburn*

Supervisors of Sandy Township, Clearfield County, Pa.

You are hereby notified that the viewers appointed by the Court of Quarter Sessions of the Peace, in and for the County of Clearfield, Pa., to view and lay out a public road in the Township of Sandy, in said County, to begin at a point at the line of Du Bois Borough, at the North end of Juniatta Street and extending to a point in the public high way leading from Du Bois to S.M. Wilson's and known as the Hetrick road at the South Line of Anthony Knupps farm, in said Township of Sandy, County and state aforesaid, will meet for the purposes of their appointment, at the point of beginning of said Public Road in Sandy Township, on Wednesday the 25th day of October A.D. 1905, at which time and place you may be present if you so desire.

Oct 10 1905

D.S. Herron
#####

Attorney for Petitioners

Clearfield County SS:-

D.S. Herron, attorney for the petitioners for the public road above mentioned, being sworn according to law, doth depose and say that he served and left with *J M Reisinger & W H Walburn* Supervisors of the Township of Sandy, Clearfield County, Pa., true and attested copies of the above notice, informing them of the contents thereof the 10th day of October A.D. 1905

Sworn to and subscribed before
me this day of October
1905

D.S. Herron

J.M. T. Barclay

Justice of the Peace
10/10/05