

No. 5 Dec. Sessions, 1906

COMMONWEALTH

versus

Vacate Public
Road

in
Lawrence Swf

Charge

4
4

WILLIAM I. SWOOP,
DISTRICT ATTORNEY.

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 17 day of Sept., A. D. 1906, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Lawrence

, in said county, setting forth that there has long since been laid out for the use as a public road a certain road in said Township, starting of an old Block with Shop, on the line of the public road on the Amos Peep farm; thence running in a Southwesterly direction to the intersection thereof with the old Erie Pike, being about 1 1/2 miles in length. Not said road is inconvenient, useless & burdensome, thof it is of no public benefit and should be vacated.

and therefore praying the Court to appoint proper persons to view and ~~scout~~ the same according to law, ~~Report to next term~~ whereupon the Court, upon due consideration had of the premises, do order and appoint ~~Harry Byers, Mike A. Porter, DR 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 ~~view and~~ ~~scout~~ some 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

To the Honorable Allison D Smith president Judge of the
Court of Quarter Sessions of Clearfield County Pa. We the
undersigned were appointed by the within order of court
to view and vacate the road herein mentioned respectfully
report that we gave good and lawful notice of the said
view and met agreeable thereto all being present and
having been severally sworn and affirmed we viewed the said
road and find that several owners of land abutting thereon object
to vacating the same. That it is shortest road from Portersburg
incinity to river at Hyde & Clearfield, That it is a fairly good grade
being a better grade than the old Pike which would have to take its
place if vacated. That it is traveled to considerable extent
and apparently costs little for repairs and is in right good con-
dition for travel, that two private roads lead to it from Sloss Blooms and
Hezekiah McCracken and these would be useless if said road were
vacated, we therefore report against vacating the same and are of opinion
that the said road has not become useless in convenient and burden-
some and should therefore not be vacated. Witness our hands
This 26th day of October A.D 1906

Darrey Deyers
Miles R. Postle
D.P. Woolridge

NOTE:—In case of a private road, the release must be executed in favor of the 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.

3 stops	AMOUNT.
Days 1 <i>100</i>	Miles 5 \$ 6.50
Days 2 <i>100</i>	Miles 5 \$ 6.50
Days 3 <i>100</i>	Miles 5 \$ 6.50
Days 4 <i>100</i>	Miles 4 \$ 2.00

No 5 Dec. Sessions, 1906

ORDER

To view and accept a road for use in the township of Lawrence Clearfield County

At the Sessions, 1906, 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 land owner.

At the Sessions, 1906, confirmed by the land owner.

FILED
OCT 2 1906
MILES

Days 1 Miles
Days 2 Miles
Days 3 Miles
Days 4 Miles
190
Fees \$1.25 certify to BOTH

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

The petition of the undersigned citizens and tax payers of Lawrence Township, in the County aforesaid respectfully represents:-

That there has long since been laid out for the use as a public road a certain road in said Township, starting at an old black-smith shop on the line of the public road on the Amos Reed farm; thence running in a Southerly direction to the intersection thereof with the old Erie Pike, being about 1½ miles in length; that said road is inconvenient, useless and burdensome, that it is of no public benefit and should be vacated. They therefore pray that viewers be appointed to report to the Court as to the propriety of vacating said road.

Evans Miller

B. J. Holmee

W. J. Miller

Ridley, D. T. M.

John D. Miller

Raymond Reed

Perry Brower

Frank Kelly

J. H. Gloom

J. T. Gordon

Geo. Rosler

Frank Ginn

Simon McLee

John Miller

P. S. Rowles

P. S. Rowles

John D. Miller

J. D. Goldsmith

S. M. Starkman

John Rumminger

C. B. Dillon

Joe Koenen

Frank Thorsell

William Wiedrich

John Wiedrich

John Lewis

John A. Rowles

2615 El Paseo
21200

21200

Hugh D. C. 1

Other info you have
R. T. (if any)
(if any)

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Pet. Groat

Gas Spackman
of Grapes Read

H. A. Jackson
A. C. Read

W. J. Brown

R. A. Ordway
Verne Caldwell

John P. Mc

John P. Mc

8 B. Read

John P. Mc

John P. Mc

J. H. Dorrit

Curtis Read

John P. Mc

C. L. V. Romb

John Read recommend it to be returned to the court
with the signatures

Nov 1 Dec 1906

Petition for Vacation
of road in
Lawrence Township

Now is a depth of 7' 9 1/2".
Petition presented and
Wm. C. Clark, Miles W. Smith
and G. A. Moldenya
are appointed commissioners
to consider the proposed vacation
and report at next year

By the Comr.

William J. Smith

J.

FILED
SEP 1 1906
0505

Be it remembered