

No. 5

May

Sessions 190

COMMONWEALTH

VERSUS

Yacate Public Road

in

Perry Twp

Charge

4

JAMES H. KELLEY,
DISTRICT ATTORNEY

Penn Twp. Pa. Sept 21st 1906

We the undersigned citizens and taxpayers of Penn Twp. Clearfield Co Pa hereby petition and ask the Hon. Allison O. Smith Pres. Judge of the Courts of Clearfield Co. Pa. to issue an order vacating the ^{in Penn Twp.} public Road leading from the Larvensville and Grampians road (road passing Bell Stronachs ~~out~~ to road that leads to Cyrus Woods. As the road is of little use and costs a good amount to keep it up and for the granting of this petition we would ever pray

signed

D. H. Hippo, supervisor

J. J. Heiseler

J. C. Moore

P. P. Kates

S. D. Kates Jr

E. D. Kates

J. C. Moore

D. J. Davis

John B. Motenwick
Joe Walker
John Davidson
Thomas Davidson

Abigail C. C. C.
Jos. & H. Moore
Wm. T. R. Spencer
Loyd, H. Widenire
Edward Bloom
M. A. Bloom
W. J. G. ~~McGraw~~
R. L. ~~McGraw~~

John B. C. C.
Fred Bent
John C. Overdrift
R. C. ~~Overdrift~~
J. R. M. M. G. C. C.
Bush Scott
Taylor, McMillan
J. R. Spencer
D. M. C. C. C.
John Calley

Mo 5 May 20 1907

Petition to view and vacate
public road in same J. P. Loring
from Canningville and Grant's
land (road passing Beer Strachan's)
to road that leads to Canna Nodda
place in Brown Tr.

Now February Sessions
1907 within petition read
and considered, and
thereupon J. S. McLean
J. G. Dale & Jno. F. Rofferty
are appointed viewers
to view said premises
and report at the next
sessions

By the Court
Allison J. Smith
J. G.

— Woodward —

#5 May Sessions

ROAD VIEWERS' NOTICE

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield county, Pennsylvania, to view and vacate Road leading from Curwenville and Granfield road

in Penn Township, to road leading to Cyrus Woods

in Penn Township, in the county aforesaid, will meet at the house of Belle Stranach, in Penn Township, on Monday, the 22 day of April, A. D. 1907, at 9 o'clock A. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

J. M. Green
J. A. Dale
Jno. J. Rafferty
Viewers.

Norman Pa. 4/8, 1907.

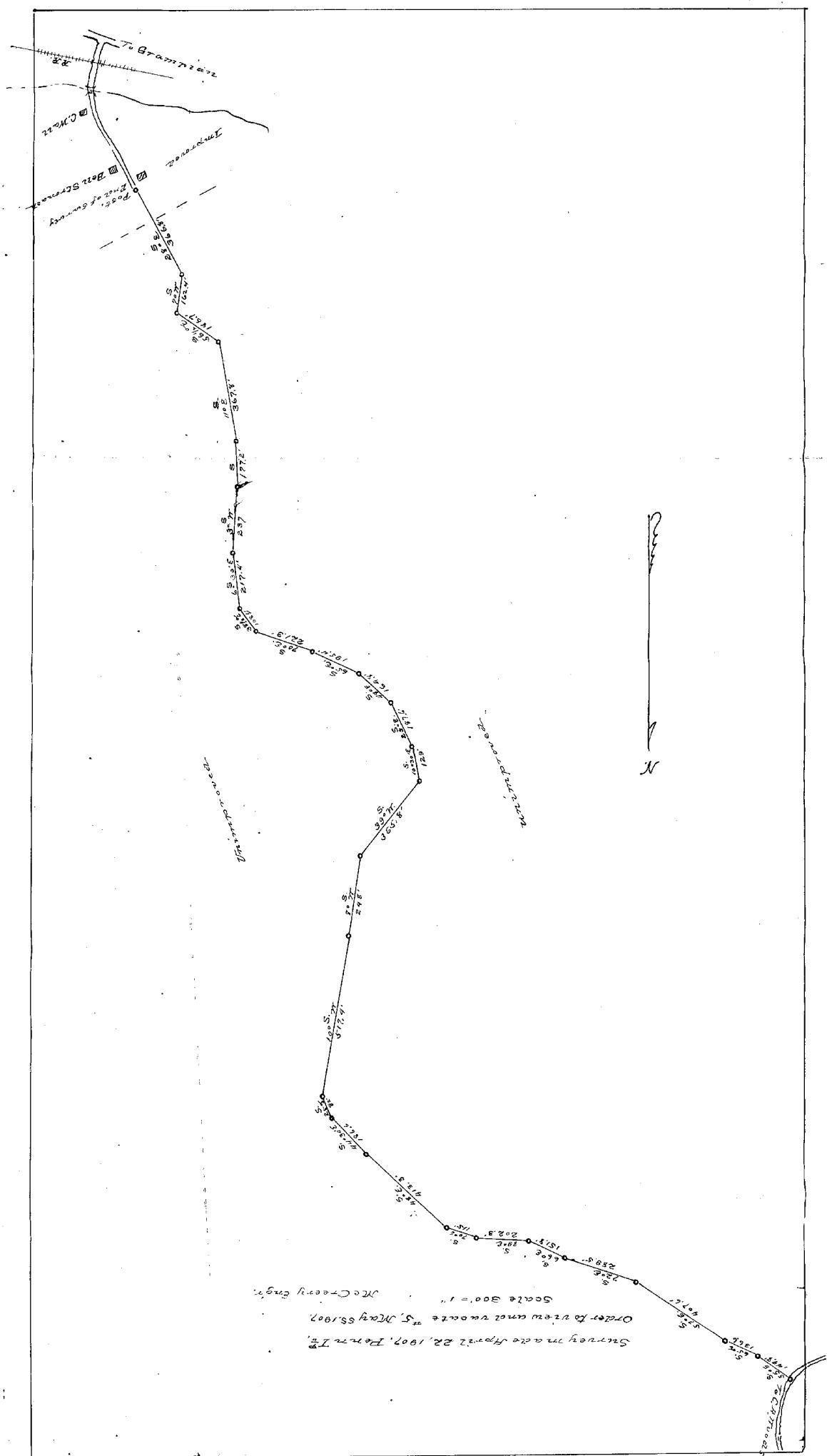
(over)

I hereby certify that
I this day served notice personally
on Miss Belle Stromack and Gustav
Wall, landowners situated on the
within described road,
April 12, 1907 JPM Cerrone

These parties refused to sign acceptance
of notice or anything else
JPM

Service of this notice accepted for lessor
April 15th 07

L. P. Poole
B. F. Wilhelm



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 13th day of March, A. D. 1907, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Penn

, in said county, setting forth that

an order issue vacating the Public Road in Penn Twp. leading from the Cummervold and Grampian Road (road passing Bell's Monach) to road that leads to Cyrus Woods, as the road is of little use and costs a good amount to keep it up and for the granting of this petition we would ever pray.

and therefore praying the Court to appoint proper persons to view the same according to law, Report to next term whereupon the Court, upon due consideration had of the premises, do order and appoint J. S. McCaig, Jno. A. Dale, and Jas. G. Rofferty 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 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 the sum of

To the sum of

To the sum of

Witness our hands this day of A. D. 190

To the Honorable Court of Quarter Sessions
of Clearfield County,

We the undersigned Viewers appointed by your
Honorable Court to View and Vacate a Certain road
described in attached order #5 May Sessions 1907
having met (as per notices duly posted and
served according to law) this day ~~and~~ having
been affirmed according to law proceeded to
hear testimony for and against said vacation,
and after viewing the road, agreed that said
road from the C. A. Road to Belle Stronach's barn
is useless, in very bad condition, and could not
be made fit to travel without great expense. We
therefore unanimously recommend that said Road
be vacated in accordance with the following survey
Beginning at the Public Road in Penn Township that leads
from Gramfian to C. A. Woods Thence $S. 35^{\circ} E.$ $148.9'$ $S. 65^{\circ} E.$
 $136.6'$ $- S. 57^{\circ} E.$ $407.6'$ $- S. 72^{\circ} E.$ $289.8'$ $- S. 66^{\circ} E.$ $151.8'$ $- S. 87^{\circ} E.$ $242.3'$
 $517.4'$ $S. 8^{\circ} W.$ $248'$ $- S. 39^{\circ} W.$ $365.8'$ $- S. 10\frac{1}{2}^{\circ} E.$ $128.9'$ $- S. 25^{\circ} E.$ $187.6'$
 $5.48^{\circ} E.$ $164.8'$ $- S. 65^{\circ} E.$ $195.4'$ $- S. 70^{\circ} E.$ $221.3'$ $- S. 38^{\circ} 30' E.$ $108.6'$
 $5.6^{\circ} 30' E.$ $217.4'$ $- S. 3^{\circ} W.$ $237'$ $- S. 177.2'$ $- S. 11^{\circ} E.$ $367.8'$
 $S. 5672^{\circ} E.$ $186.7'$ $- S. 7^{\circ} W.$ $192.4'$ $- S. 28^{\circ} E.$ $366.8'$ to post near
Belle Stronach's Barn, and there being a very strong
protest against the vacation of the portion of this road
from this point to the Curwensville road, a distance
of about 500 ft, we feel that an injustice would be
done to at least 3 families by such vacation. We
therefore recommend the road vacated to the point above
designated. See draft attached.

Respectfully submitted

Ap 22, 1907,

Draft attached.

J. S. Mr. Tracy
John A. Dale
John Y. Rafferty

199. *Scirpus heterosporus* 22, 9, ann

No. 5 May Sessions, 1907

ÓRDER

To view and recreate a road for public use in the township of Pleasant Clearfield County.

May Sessions, 1907, ready and confirmed N. Si. ~~Reckon to be opened 33 feet wide, except where there is side hill cutting or embankment and bridging, there to be 16 feet wide.~~ ^{180 ft. of 1st fl. 100 ft. of 2nd fl.} ~~Reckon to be opened 33 feet wide, except where there is side hill cutting or embankment and bridging, there to be 16 feet wide.~~ ^{180 ft. of 1st fl. 100 ft. of 2nd fl.} ~~Reckon to be opened 33 feet wide, except where there is side hill cutting or embankment and bridging, there to be 16 feet wide.~~ ^{180 ft. of 1st fl. 100 ft. of 2nd fl.}

Michael O. Smith

Filed..... 190
Fees \$1.25 paid by.....

woodcock

NOTE.—In case of a private road, the release must be executed in favor of the petitioner for said road.
Also.—Viewer 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 reviewing reviewers.

AMOUNT.	Days 2.	Miles 2.	Days 1.	Miles 1.	Days 1.	Miles 1.	Days 8.	Miles 8.	Days 1.	Miles 1.
100.		100. 11.00			30.	30. 3.67			18	18. 3.67
	Days 2.	Miles 2.	Days 1.	Miles 1.	Days 1.	Miles 1.	Days 8.	Miles 8.	Days 1.	Miles 1.
	Days 2.	Miles 2.	Days 1.	Miles 1.	Days 1.	Miles 1.	Days 8.	Miles 8.	Days 1.	Miles 1.
	Days 2.	Miles 2.	Days 1.	Miles 1.	Days 1.	Miles 1.	Days 8.	Miles 8.	Days 1.	Miles 1.