

63 No. 4 Sept Sessions, 1908

~~COMMONWEALTH~~

~~VERSUS~~

Public Road
in Union
Township.

Charge

JAMES H. KELLEY,
DISTRICT ATTORNEY

To the Judges of the Court of
quarter sessions of the peace of the
County of Clearfield:

The petition of the subscribers of
the Township of Union, County of
Clearfield respectfully sheweth:
that they labor under great inconvenience
for the want of a public road or
highway to lead from a point on the line
between Jas Henrys and C D LaBords
on the Union Township road that
leads from Rockton to Sabula
to a point near David Shaffers on
the Union Township road that leads
from Rockton to Du Bois in said
County; They therefore pray the Court
to appoint persons duly qualified to
view the ground proposed for said
road and to lay out the same
according to law.

John Smith
W. J. Henry
James Henry
J. L. R. L.
C. D. LaBord
R. D. LaBord

Frank Bloom
Daniel Smith
Orvin Laborde
Edwin Brubaker
A. C. Brubaker
H. J. Potcharek

Amos Rimmer
D. P. Rimmer
B. L. P. Rimmer
G. W. Donald
A. H. Bailey
Lemuel O. P.
Mike Miller
B. P. H. May
J. A. Hammer
J. B. Lister
H. A. Cooper
R. H. LaBord
Scott Bailey
Adam. Horb
ellis eline
Harrison Briddle
A. S. Briddle
William L. Lister
J. W. Taylor
R. A. Lister
Scott Miller
Scott Luce
W. B. Duff
J. S. Brubaker
W. B. Lister

A. J. P. Rimmer
D. M. McBeer
D. B. Brubaker
C. G. Bailey
Jas P. Lister

No. 48 Oct. 26/1908

Public Road

Union Township

Enclosed you will find a printed copy of the
Bill of the Union Township and C.D.
Adopted on the 10th of October 1908

Yours

A printed copy of the Bill of the Union Township
is also enclosed.

Very Sincerely

Wm. C. Kirk, Clerk of the Board
and S. J. Kight

one appointed clerk to serve the
purpose and report at the next
meeting of the Board

By the Clerk:
William C. Kirk

W

FILED
OCT 22 1908

In the matter of the petition for a public Road
in Union Township from a point on the line
between Jas Henrys and C. D. Laborde on the Brockwayville
Road. On point near David Shappes at the Cold-
mill dam.

The hereby accepted notice of the petition
and intention to present the same in this
case, and request this acceptance be filed of
Record.

B R Bickert
E J Cunningham

Accepted

No. 4. Sept. 22 1908

Patric R. W. Wain
Corp.

Residence & notice
by suspension

shall neglect to insure the buildings as aforesaid, then the said may take out such policy in own name, and the premium paid thereon shall bear interest from the time of such payment and be added to and collected as part of the said principal sum, and in the same manner.

And it is further agreed and understood, that in case default of payment shall be made of any instalment of principal or interest as aforesaid for a period of days after the same shall become due and payable, then and in that case the whole of the principal sum and interest shall forthwith become due and payable, anything hereinbefore contained to the contrary notwithstanding.

Sealed and Delivered in Presence of

James Cherry

SEAL

SEAL

SEAL

No 4. Sept. 22 1908

Read.

BOND.

INTEREST AND INSURANCE CLAUSE.

James Cherry

Quapac & Co

Executed, 18

For \$

Payable

Attorney.

Know all Men by These Presents, That

James Hurry is

held and firmly bound unto The County of Alameda

in the sum of Fifty Dollars,

to be paid to the said County of Alameda

certain attorney, executors, administrators or assigns, to which payment well and truly to be made we bind our heirs, executors and administrators firmly by these presents.

Sealed with our seal and dated the 19th day of May, in the year of our Lord one thousand eight hundred and eight

The condition of this obligation is such, that if the said obligor

heirs, executors or administrators shall well and truly pay, or cause to be paid, unto the said

County certain attorney, executors, administrators or assigns the just and full sum of

of all costs and may be adjudged against

the said County for or on account of a

Public Road proceeding of No. Sept. Jan

1908. Money from

to in A Union Township

without fraud or further delay, then this obligation to be void, or else to be and remain in full force and virtue.

And it is further understood and agreed, that the said

will keep the building erected upon the premises mentioned in the mortgage accompanying this bond insured in a reliable insurance company to the amount of at least

Dollars, and the policy shall be assigned to and held by the said

as collateral security for the payment of the moneys secured hereby, and in case said

Road Viewers' Notice.

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield county, Pennsylvania, to view *public* Road leading from a point on the public road from Rockton to Sabula, on the line between lands of James Henry and C. D. Saborde,

in *Union* Township, to a point at, or near David Shaffer's, on the public road leading from Rockton to Dubois,

in *Union* Township, in the county aforesaid, will meet at the house of *David Shaffer*, in *Union* Township, on *Monday*, the *10th* day of *August*, A. D. 190⁸, 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.

Geo. C. Kirk.

C. H. Goodlander.

S. G. Kuntz.

Viewers.

July 27th, 190⁸.

Road Viewers Notice

To the County Comm-
missioners.

July 27th/1908

Service Accepted -

Clarke's County Commissioners.

Per J. L. Latham
Clerk

Commonwealth of Pennsylvania }
County of Clearfield } S.S.

James Henry personally appears before
the subscriber a Justice of the peace in
and for the said county and being duly
affirmed doth depose and say that
the above and foregoing property owners
and Township Supervisors have been
notified of the time and place of
the viewers meeting for the foregoing
proposed public road

James Henry [Seal]

Affirmed to and subscribed before
me this 5th day of August 1908

My Commission Expires the first
Monday in May, 1912.

Justice of the Peace.

Jas P Welsh

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 on the public road from Rockton, to Sabula, on the line between lands of James Henry and C. D. Laborde,*

in *Union* Township, to a point *at, or near David Shaffer, on the public road leading from Rockton, to DuBois,*

in *Union* Township, in the county aforesaid, will meet at the house of *David Shaffer*, in *Union* Township, on *Monday*, the *10th* day of *August*, A. D 190*8*, 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.

Geo. C. Kirk.
B. H. Goodlander.
S. G. Kuntz.
Viewers.

July 27

, 1908.

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 26th day of May, A. D. 1908, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Union, in said county, setting forth that

they labor under great inconvenience for the want of a public road or highway to lead from a point on the line between James Henry's and E. D. Labord's on the Union Township road that leads from Rockton to Sabula to a point near David Shaffer's on the Union Township road that leads from Rockton to New Port.

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, whereupon the Court, upon due consideration had of the premises, do order and appoint George C. Spick, E. D. Goodlander and J. S. Spuntz 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 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.

R. D. 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 enseatling 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 ..

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.....
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To the Honorable, the Judge within named:
We the undersigned, appointed by the annexed
order do report; That in pursuance thereof, after
having been duly sworn according to law, all
the viewers appointed by said order, viewed
the ground proposed for the within mentioned
road, and we do agree that there is no occasion
for a road as desired by the petitioners.

Witness our Hands this 10th. day of August,
A. D. 1908.

Geo. C. Kirk
H. H. Goodland
S. H. Kuntz

Viewers.

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 review.
 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.

<i>Geo. G. Kirk</i>	Days	2	10.00
	Miles	6	.60
<i>C. H. Goodlander</i>	Days	1	3.00
	Miles		.90
<i>S. G. Kountry</i>	Days	1	3.00
	Miles		1.10
			\$ 18.60
	Days		
	Miles		
	Days		
	Miles		

No. 4 Sept Sessions, 1908

ORDER

To view and lay out a road for public use in the township of Union, Clearfield County

September Sessions, 1908, read and confirmed N. S. 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
 Thomas J. Smith

December Sessions 1908, confirmed absolutely by the County.
 Approved August 24, 1909

FILED 1909
 AUG 24 1909
 Filed
 Fees \$1.25 paid by *Geo. G. Kirk*

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