

No. 103 Sept Term, 1909

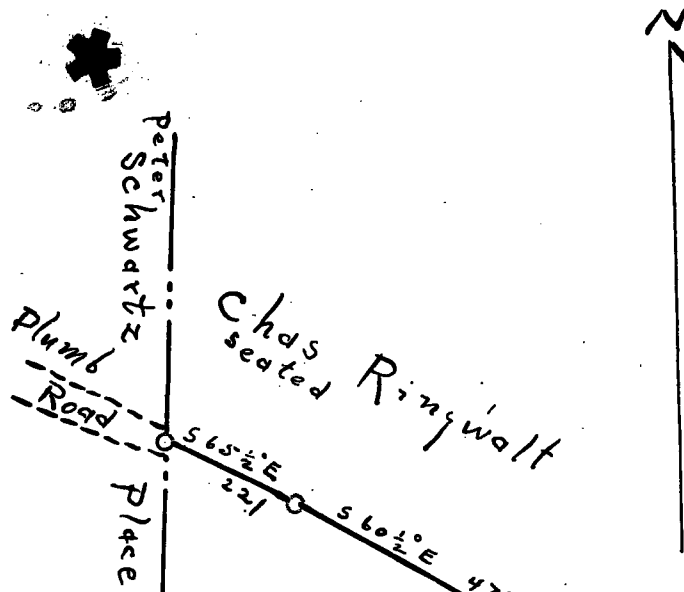
Vacate Public Road

Versus in

Cooper Lumber

B & H

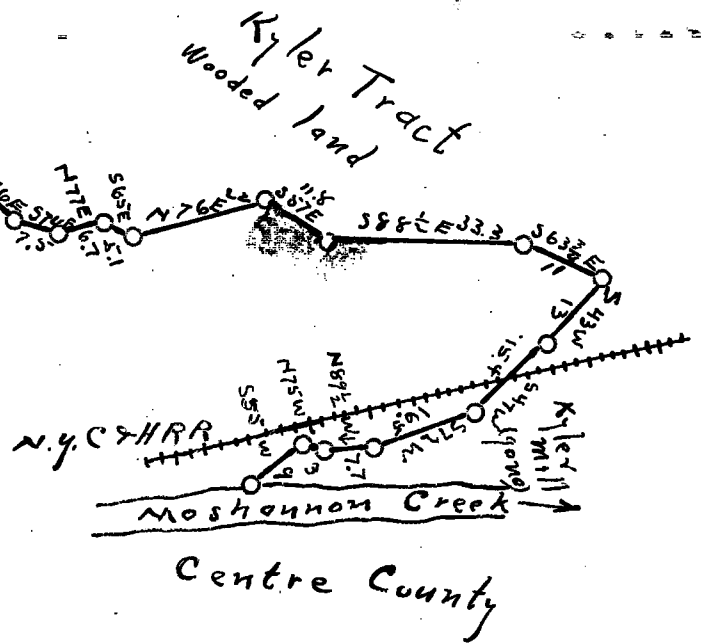
X



Chas seated Ringwalt

ct of G. S.
No 3 Sept ss 1909
Cooper Township
Viewers | H. Byers
 | H. Waring
 | H. Northover

1" = 30 Pch



Centre County

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 May, A. D. 1909, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Coopers, in said county, setting forth that

The petition of the undersigned inhabitants and taxpayers of Coopers Twp, Clearfield Co, Pa. respectfully sheweth; That a road has long since been laid out from Kylertown to Old Pioneer Mills, or Kyler Mills on Moshannon Creek, a part of which road beginning at or near a point in said Plum road at the Swartz place and extending a distance of about one ~~and~~ fourth ($\frac{1}{4}$) miles to Old Pioneer Mills on Moshannon Creek has now become useless inconvenient, and your petitioners humbly pray your Honor that this portion of said road be vacated. - 72-15

and therefore praying the Court to appoint proper persons to view and vacate the same according to law,

whereupon the Court, upon due consideration had of the premises, do order and appoint Harvey Byers, Delaney H. Waring, Henry Northers, 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 vacate

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 enrolling 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 O. Smith President Judge of the
 Court of Quarter Sessions of Clarfield County Pa. We, the un-
 dersigned viewers appointed by the within order of Court
 to view and vacate the road therein mentioned respectfully
 report that we gave notice of the said view and met
 agreeable thereto on the 17th day of August 1909 and having
 been severally sworn or affirmed we viewed the said
 road to wit beginning at East side of Swartz place thence
 S 65 1/2° E 22.1 perches, S 60 1/2° E 47.7 perches S 84 1/2° E 41.4 perches S 46° E
 10 perches S 74° E 7.5 perches, N 77° E 4.7 perches, S 68° E 5.1 perches, N 76° E
 2.2 perches S 57° E 11.8 perches S 88 1/2° E 33.3 perches, S 63 3/4° E 11 perches, S 43° W
 13 perches S 47° W 18.4 perches, S 72° W 16.8 perches, N 89 1/2° W 7.7 perches, N 75° W
 3 perches to end of bridge (gone) across Moshannon Creek at old
 Pioneer or Hyler Mill now gone ^{555° W 9 perches to Moshannon Creek the County line} which road in our opinion
 is useless, inconvenient and burdensome and should
 therefore be vacated. Witness our hands this 17th day
 of August A D 1909

Larry Byers.
 D. B. Waring
 Benny Northover

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 same 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 reviewers.
 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.	
<i>Harry Byers</i>	Days <i>2</i>	<i>Harry Byers</i>	Days <i>2</i>
	Miles <i>29</i>		Miles <i>29</i>
<i>S. H. Waring</i>	Days <i>1</i>	<i>S. H. Waring</i>	Days <i>1</i>
	Miles <i>11</i>		Miles <i>11</i>
<i>Henry Anthony</i>	Days <i>1</i>	<i>Henry Anthony</i>	Days <i>1</i>
	Miles <i>11</i>		Miles <i>11</i>
	Days		Days
	Miles		Miles
	Days		Days
	Miles		Miles

No 3 Sept. Sessions, 1909.

ORDER

To view and vacate a road for public use in the township of *Lawrence*, Clearfield County

September Sessions, 1909, read and confirmed N. S. Road to be opened *23* feet wide, except where there is side-hill cutting or embankment and bridging, there to be *16* feet wide.

By the Court.
William O. Smith
Aug 25 1909
By the Court
William O. Smith

Filed 190

Fees \$1.25. *William O. Smith*
 FILED

AUG 26 1909
 WILL B. THOMPSON,
 EXOTHOGRAPHY.

To the Honorable Judge of the Court of Quarter Sessions of
the Peace in and for Clearfield County.

The petition of the undersigned, inhabitants and taxpayers of
Cooper township, in said County, respectfully sheweth:-

That a road has long since been laid out from Kylertown to
Old Pioneer Mills, or Kyler Mills on Moshannon creek, a part of which
road beginning at or near a point in said Plumb road ~~XXXX~~ at the Swartz
place and extending a distance of about one and a fourth miles to
Old Pioneer Mills, on Moshannon Creek has now become useless, inconven-
ient, and your petitioners humbly pray your Honor that this portion of
said road be vacated, agreeably to Act of Assembly in such cases made
and provided. And they will ever pray.

John H. Ralston

W. H. A. Lewis

Charles Ringwald

Michael Moyses

W. A. Moyses

Fred Morlock

Fred Prothweiler

Alfred Steimwender

Acos Stahl

W. H. Williams

W. H. Lucas

H. Poorman

G. J. Weaver

M. J. Little

Joe Kohl

Brady Muszgon

Phil Briggs

B. F. Kozla

L. K. Run

Pete Carmack

George Northamer

M. M. Dillen

James Dinger

J. W. Moyses

Sam Northamer

~~Edw M Sutt~~
O. L. Hughes
Chas W. Moore
G. W. Hall
Halter Stewart
Snyderman Andrew
C. L. Moore
H. B. Jones
Ralph Green
B. W. Moore
Saul Maines
G. B. Young
Joe Snyder
F. S. Hall
W. E. Drivney
R. J. Eisbacher
A. H. Gillett
A. S. Records
Parker Meyer
W. W. Moore
James Beard
Daniel. Jones
H. E. Moore

A. C. Brown
~~James E. Brown~~
Saml Ulrich
Simon Meyer
Joseph Eisbacher
Chas. Eisenbauer
~~Sam Suggs~~
O. P. Reese
Lizette Hoover
John Hamlin
Wm Meyer
John Deacon
James Commersall
W. S. Dukeman
A. D. Sommersville
J. H. Zimmerman
Geo R. Wynn
W. D. Hoover
H. W. Merritt
Charles Dicht
R. E. Hess
Henny Klein
C. L. Sheddacker
J. Dale

No 346 May 09

Petition to vacate public
road in Cooper Township
from a point in Plunket road
at the County place to Old
Plover Mills at Mahanum
Creek

Now 11th May 1909

John Frederick and
Henry Johns, Solicitors at Law,
and Henry Williams
are appointed referees
to inquire into the several matters
aforesaid.

By the Court
William A. Smith
Jr.

5000 61 AVE

Wm. A. Smith