

No. June 1871 Term, 190

Private Road of  
William Lord, in Beccaria Township,  
versus

*Not confirmed*

## REPORT.

City of Clearfield, held at Clearfield, in  
the year 1871, before  
andry inhabitants of the township  
they labor under great inconvenience

*Lord's to the  
Public Road Leading from Utahville  
"Report as to Damages"*

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  
*Henry B. Wright, Wm. Biddle and Joseph M. Smith*  
who, after being respectively sworn or affirmed to perform the duties of their appointment with  
impartiality and fidelity, are to view the ground proposed for said road; and if any two of them

June 28 1871

Order to view  
and lay out a private  
road leading from Mrs.  
Ford's to the public  
road leading from  
Utahville in  
Necanic Spk.

\$1.25 Paid to R. W. McFarland  
17 June 1871

Received 11th May 1871  
in payment to March term  
13th the Court  
R. W. McFarland

Filed 19 Sept 1871  
Sept 23, 1871, confirmed  
this and ordered to the  
land of 633 feet more  
to cultivate and lay  
out the cutting in one day  
than to the court. McFarland  
and  
J. W. McFarland  
Mo. County

Mrs. W. 1872 confirmed to June term  
and confirmed to June term  
J. W. McFarland

To The Honourable  
The judges of the Court of Quarter Sessions  
of the peace for the County of Cleaverfield

Respectfully Sheweth  
That your Petitioner William Lord of Beecaria  
Township labour under great inconvenience  
for want of a road, Beginning at his residence  
to the public road leading from Utahnille  
to Beecaria Mills in said Township

Your petitioner therefore, respectfully <sup>Pray</sup> your  
Honours to appoint proper persons to view  
and lay out the same according to law  
And he will ever Pray

Wm Lord

June Sepiers, 1871

Petition of William Lord  
for Private Road from his  
premises in Beccaria town  
ship, to the public road lead-  
ing from Utopiaville to Bec-  
caria Mills in said tp

Now June 8/71  
Given under my hand

Henry B. Wright  
Jm. W. D. Allen  
Joseph M. Smith  
Wm. H. Brown

Dea. B. W. Allen  
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McLaurin

Henry B. Wright  
Jm. W. D. Allen  
Joseph M. Smith  
Wm. H. Brown

agree that there is occasion for such road, they shall proceed to lay out the same, as agreeable to the desire of the petitioners as may be, having respect for the best ground for a road, and the shortest distance, in such manner as to do the least injury to private property; and shall make report thereof, stating particularly whether they judge the same necessary for a public or private road, together with a plot or draft thereof, and the courses and distances, with reference to the improvements through which it may pass, to the next Court of Quarter Sessions to be held for said county. In which report they shall state that they have been sworn or affirmed according to law.

BY THE COURT.

*Al. Tate*  
Clerk Quarter Sessions.

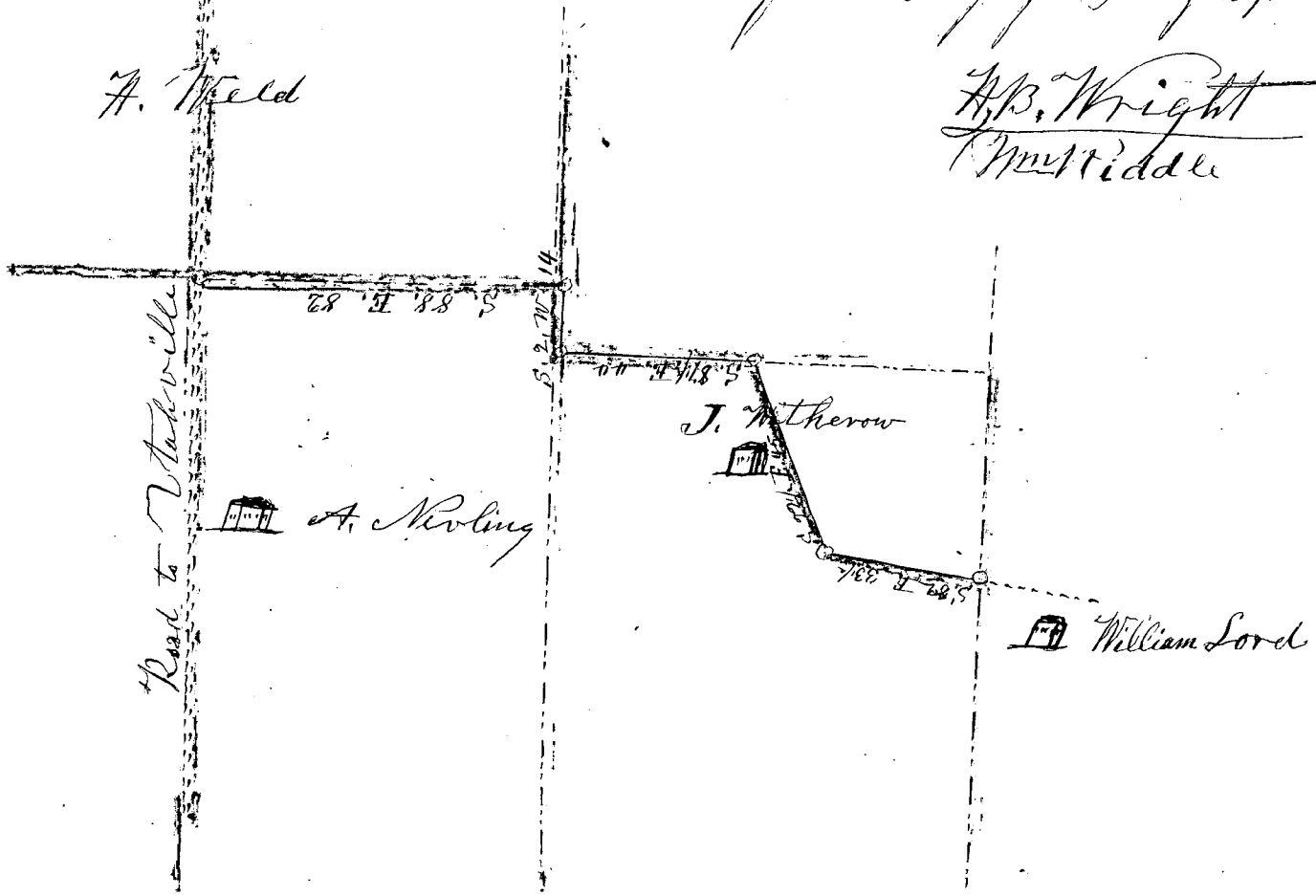
Nov<sup>2</sup> Dec, 46, 1871 Wallace & Fielding atty  
for James Hetherington & al, through whose  
lands the proposed road passes, filed  
exceptions to within report viz:

1. That the report shows that only  
two of the viewers appointed viewed  
the ground for proposed road,

To the Honourable, the Judges within Named  
 We, the persons appointed by the within order of  
 Court to view and lay out the Road therein  
 Mentioned, having first been duly sworn  
 according to law, and having given Notice  
 as the law directs, do Report - that in  
 pursuance of said Order, we have viewed  
 laid out and returned for private use,  
 No damages claimed by any person for  
 said Road, to wit: Beginning at William's Lords  
 South  $82^{\circ}$  - East thirty three and a half perches to  
 a post, thence South  $22\frac{1}{2}^{\circ}$  East forty five perches  
 to a post, thence South  $87\frac{1}{2}^{\circ}$  East forty four  
 perches to a stone, thence South  $2^{\circ}$  West four-  
 teen perches to post, thence South  $88^{\circ}$  East  
 eighty two perches to Vtashville road  
 a Draft whereof is herewith annexed;  
 Witness our hands this first day of July 1871

A. Weld

A. B. Wright  
 Middle



2. Because the report is defective in that it did not show that personal notice was given to owners of land through which the road passes, and no such notice was given,

3. Because the report does not assess or estimate any damages,

Walter & Gentry  
Atty &c