

No. 2 June 5<sup>th</sup> Term, 1880

Vacate & Suspend

versus

Brownside Corp

Contents:

Part Bt. 17005

21 Decr 1865  
Petition for  
Road.

30 rail & supply  
a portion of a road  
from Burnside to  
New Washington

John W. Bryan  
Com. of Bryan

Nov 9 1865  
Petition road  
this w. more to the  
appraisal of the  
Court  
By G. H. C.

Order to view ground  
that it more & Sept  
1860. E. B. et al

W. S.

To The Honourable the Judges of the Court  
of Common Pleas in the County of Clarfield  
State of Pennsylvania now composing a Court  
of quarter session of and in said County.

The petition of diverse inhabitants of the Township of Burnside in said County ~~humbly~~  
showeth that they want to vacate and supply  
a piece or part of a road leading from  
Burnside to New Washington on what is called  
the Riddell Hill ~~and also to make up~~  
~~a piece or part of a road leading from~~  
~~Burnside to Thomas Mitchell from~~  
~~to~~ ~~Wash~~ ~~to~~ ~~Wash~~ Your petitioners therefore pray your  
honours to appoint proper persons to review  
the said road and parts adjacent, and  
make report to the Court according to Law.  
And they will pray &c.

Names

James G. Ruffner

James Smith  
John Fullor  
Abner Eisenhower  
William Hanna  
W H Smith  
Clark Anderson  
Eudine Anderson  
Wm. G. Hammah  
Ada Croasmun  
G. P. Verty  
Isaac Bennett  
John E. Smith  
Thos Mitchell  
John Ruffner  
Jno. J. Smith

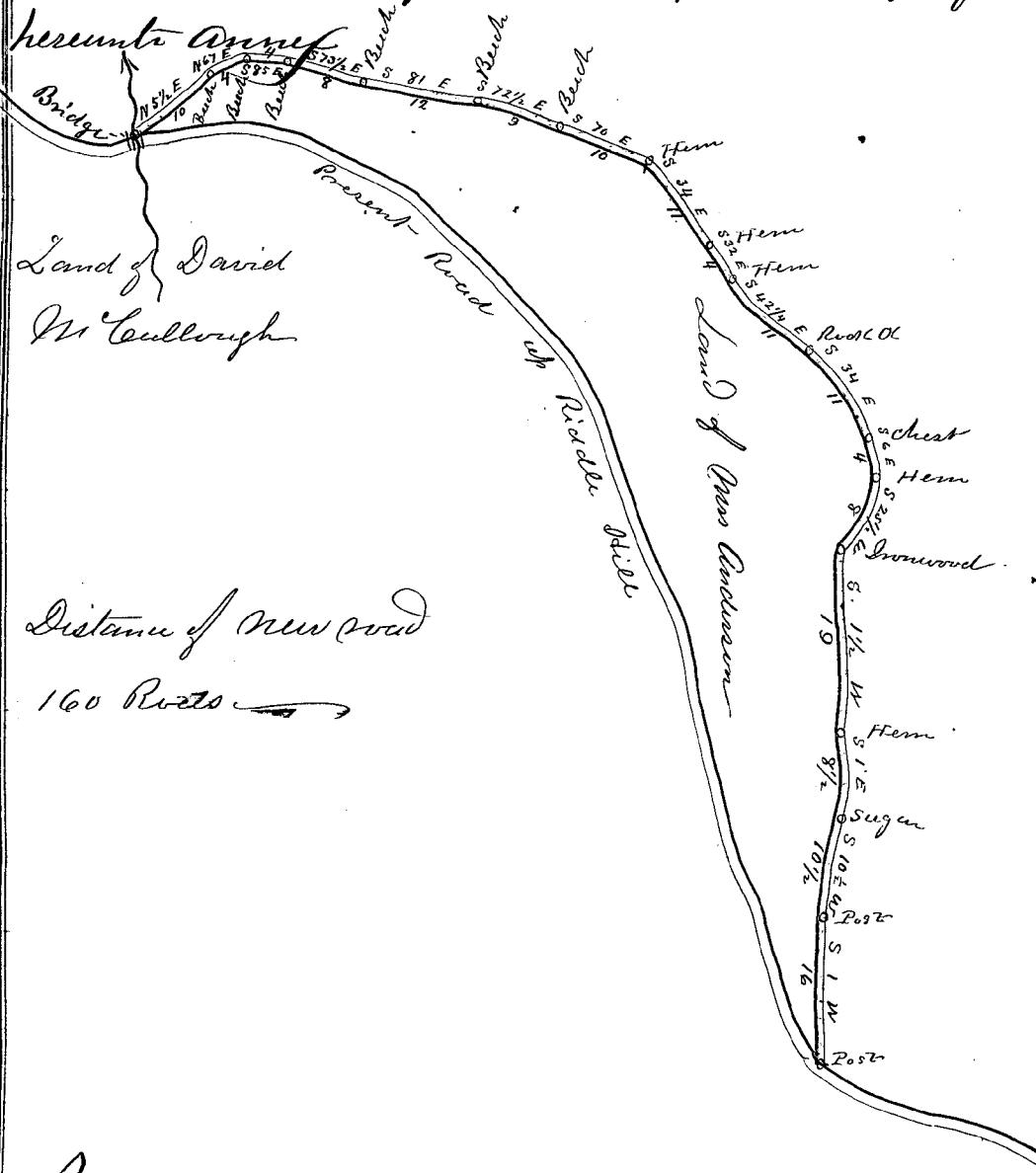
Names

J. W. Bres  
Thomas G. Hill  
Delilah  
James Dowler  
John Steffer  
John H. Miller

To the honorable Judges of the Court of Quarter  
Sessions of Clearfield County -

We the undersigned viewers appointed  
by the foregoing order of Court to review & change  
the road therein described. Do. Report -  
that in pursuance of said appointment, after  
having first given due notice thereof by adver-  
tisements put up according to Law, we all  
met, and being duly affirmed proceeded  
to view the ground for said proposed change  
of road, and are of opinion that a change  
is much needed. the Gradient on a portion  
of Riddle Hill being about ~~Seven~~ <sup>Supplied</sup> Degrees. we  
have therefore viewed & laid out, and do re-  
turn, for Public use, the following Courses and  
distances Viz Beginning at the Bridge at the  
foot or near the foot of said Riddle Hill Thence  
at a Gradient of three & one half degrees North  
5 $\frac{1}{2}$  deg. East. 10 Perches - North 67° East. 4 Perches to  
a Bush. South 85° East. 4 Perches to a Bush - South  
73 $\frac{1}{4}$ ° East. 8 Perches to a Bush - South 81° East. 12 per-  
ches to a Bush - South 72 $\frac{1}{2}$ ° East. 9 Perches to a Bush  
South 70° East 10 Perches to a Hemk. - South 34° East  
11 Perches to Hemk. - South 32° East 4 Per to Hemk - South  
42 $\frac{1}{4}$ ° East. 11 Perches to a Rock & - South 34° East. 11 per-  
ches to a Chestnut - South 6° East. 4 Per to a Hemk. - South  
25 $\frac{1}{4}$ ° West. 8 Per to an Iron Wood - South 1 $\frac{1}{2}$ ° West

19 Perches to a Hem - South 1° East 8 1/2 Perches to Sugar - South 10 1/2°  
West - 10 1/2 Perches to a Post then South 1° West 16 Perches to intersect  
the road near the top of the Hill. a plot or draft of which we  
hereunto annex



In witness whereof we have hereunto set our  
hands this 6th day of October AD 1880

Henry Morris  
J. S. Whit

James W. Byers

Witness

Ch 2 June 1880

No. 2 June Session, 1880

ORDER  
To Vacate & Supply  
view and Lay out a Road

For Pebble's use in the township

of Pennselle Clearfield county.

And now, I, over 800 Report  
Confirms in the Report to  
be opened 33 feet wide except  
where there is cutting or breaking  
then to be 16 feet wide

By the forest

and road of "July 1881"

Report Confirms as above

By the same

Chancery

Chancery 3. Days  
26 - Miles

See object & Days certificate given  
John Beyers 2 " " " has agreed.

Filed 188

FEES \$1, paid by John M. Moore

REPUBLICAN PRINT.

M. M.

Clearfield County

At a Court of Quarter Sessions of the Peace of the county of Clearfield, held at Clearfield, in and for said county, on the 7<sup>th</sup> day of June A. D.

1880, before Judges of said Court, upon a petition of sundry inhabitants of the Township of Burnside in said county, setting forth that they want to

vacate & Supply a piece or part of a road leading from Burnside to New Washington or what is called the Reddle Hill

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 Tho. H. Moore, Jas. S. Hitzel, Jas. Buyers 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 lay out 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 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 lands 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 the 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 lands 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,

  
Elv. Blam  
Clerk.

## RELEASE OF DAMAGES.

**KNOW ALL MEN BY THESE PRESENTS:** That we, the undersigned, owners of the 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, lease 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. 188

*No Damages Claimed*



## ASSESSMENT OF DAMAGES.

The following named 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. 188

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 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.