

No. 2 June Term, 1880

Vacate & Supply

VERSUS

Burnside Imp

Contents:

Part Bt. 17005

20 June 1880
Petition for

Road

To vacate & supply
a portion of a road
from Burnside to
New Washington

Wm. Moore
Jas. H. Moore
Jas. H. Moore
Jas. H. Moore

now June 11 1880
petition read & order
made W. Moore Jas. H. Moore
3 3 - petition read & order
1/4 - approved by the court
7 4 0 By the court
7 4 0 J. H. Moore

Order to view given to
Wm. H. Moore & Super
1880 C. B. Ellis

W. H. Moore

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

The petition of diverse inhabitants of the Town-
ship of Buruside in said County humbly
sheweth that they want to vacate and supply
a piece or part of a road leading from
Buruside to New Washington on what is called
the Riddell Hill ~~and also to vacate and supply~~
~~a piece or part of a road leading from~~
~~Buruside to Thomas Mitchell's farm in said~~
~~Township.~~ 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.

Plaintiffs

James G. Ruffner

James Smith

John Lullon

Abner Eisenhauer

William Hanna

W H Smith

Clark Anderson

Eveline Anderson

Wm. G. Hannah

Ada Croasmun

G. J. Vert

Isaac Bennett

John et al Smith

Thos Mitchell

John Ruffner

Jno J Smith

Defendants

J W. Brers

Thomas H. Hill

J Schieler

James Dowler

John Stoffer

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 advertisements put up according to Law &c 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 Degrees. we have therefore viewed & laid out ^{& supplied} and do return 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 $73\frac{1}{2}^{\circ}$ East. 8 Perches to a Bush - South 81° East. 12 perches to a Bush - South $72\frac{1}{2}^{\circ}$ 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 $42\frac{1}{4}^{\circ}$ East. 11 Perches to a Rock &c. South 34° East. 11 per to a Chestnut. South 6° East. 4 Per to a Hemk. South $25\frac{1}{4}^{\circ}$ West. 8 Per to an Iron wood - South $1\frac{1}{2}^{\circ}$ West

Heron's Annef

Bridge

N 5 1/2 E 10

N 4 E 4

N 85 E 5

S 70 E 8

Bearch

81 E 12

Bearch

72 1/2 E 5

Bearch

S 70 E 10

Hem

S 34 E 11

Hem

S 32 E 4

Hem

S 42 1/2 E 11

Road OK

S 34 E 11

Chest

S 6 E 4

Hem

S 20 1/2 E 8

Innwood

S 11 1/2 W 10

Hem

S 1 E 8 1/2

Sugar

S 10 1/2 W 10 1/2

Post

S 1 N 16

Post

Present Road up Riddle Hill

Land of Mrs. Cullough

Distance of New road

160 Rods

DeWorm
 J. W. H. J.
 James W. Byers
 Viewers

No. *June* Session, 1880

For *Public Use* in the township

of Summit Clearfield county.

On a more recent report confirmed in the report to the opened 38 feet wide except where there is cutting or bridging there to be 16 feet wide.

By the Court

and died 9th July 1881

Report Confirmed about

By the County

Filed 188

FEES \$1,400 paid by Sharon Moore

REPUBLICAN PRINT.

Nicks

Deussen

St. Louis 3, Camp
26 - miles

| | | | |
|------------|---|------|-------------------|
| Joe Wright | 2 | Days | Certificate given |
| Jim Boyers | 2 | " | " |
| | " | " | " |
| | " | " | Joe Wright |

Clearfield County, ss.

At a Court of Quarter Sessions of the Peace of the county of Clearfield, held at Clearfield, in and for said county, on the 7th 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 on 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 of the premises, do order and

appoint Thos. H. Moore, Jas. S. Hitzel & Jas. Byers

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,

Edw. Bloom
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 sealing 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.