

18
No. *Solme* Term, 1880

Public Road

versus

Burnside Sp

Contents:

Home to report

To the Hon Judges of the Court of
Clearfield County

We the undersigned Viewers appointed by the within Order of Court to view, and lay out the Road therein mentioned, Respectfully report.

That having given notice of the times and place of meeting, according to the act of assembly; and being all present, at the view of the ground proposed for the said road; And having all been sworn, or affirmed in pursuance of the said Order of Court. We have viewed the ground proposed for the said road, and find that the route is not practicable for the reasons that, the hills to be surmounted are too high and steep; and would do great injury to private property. And would be expensive, and Burthensome to the Township, generally; and particularly we are of Opinion that it is not necessary, either for a Public or Private Road.

Witness our hands The 1st day of Sept 1880.

S. J. McClosky }
J. C. Connor } Viewers
Thos. Mitchell }

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 1st day of August 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 labor under

great inconveniences for want of a road or
highway to lead from the residence of Thomas Mitchell
on a public road called or known as the Kelley
road in Burnside Township & the Borough of Burnside

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 D. S. McEliskey, John Clanner & Thos. Mitchell

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,

Eli. 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 _____



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.

108 June 28 1880

No. *Sept* Session, 1880

ORDER

To — view and lay out a Road

For *Public* Use in the township

of Hancock Clearfield county.

and now 4th Oct 1880
confirmed in it to
be opened 33 feet wide
except where existing
and *existing* is *measured*
~~there to be 16 feet wide~~
by the court

Report *Comptroller* *Charles*
9 July 1880 by the court

Filed *28 Sept* 1880

FEES \$1, Paid by *Frederick Taylor*

REPUBLICAN PRINT.

Witness Bill
J. M. Clark 3 days & 25 miles
& to corner 1 day 1 00
Thos. M. White 1 " 00

To the Honorable the Judges of the Court
of Quarter Sessions of Bleasfield County.

The petition of the undersigned,
inhabitants of the Township of Burnside, in the
said County, respectfully sheweth: That your petitioners
labor under great inconvenience for want of a
public road or highway to lead from the residence
of Thomas Mitchell on a public road called or
known as the Kelley Road in Burnside Township, to the
Bridge of Burnside. - Your petitioners therefore
pray the Court to appoint proper persons to view and
lay out the same according to law, and they
will ever pray &c. -

Sheff Carson
Gresham Gresham
John Gresham

Benanson Davis

Matt Finn

John H. Reed

Byron Smith

A. H. Schaffner

W. J. Kinn

Elias Ruffner

Geo. F. Growell

J. S. Wehler

E. N. White

John B. Connor

F. B. Coleman

Jacob Ruffner

John Ruffner

A. J. Orrick

H. Riddle

G. W. Kinnaman

C. E. Smith

H. B. Rorabaugh

G. W. Sharp

D. J. Mitchell

W. H. Weaver

James D. Funnell

Jim. S. Warner

James H. Map

John S. Snider

Daniel Snider

names

John Amick
Samuel S. Amott
Henry, Bennett
Foster Davis
Elihu Patchin
L. H. Haney
G. W. Gosden
J. E. Davis
Robert Lammie
Hans Holland
A. H. Long
John L. Hendrick
D. H. Davis
J. H. Birmingham
John B. Wezel
Joseph Carson
George W. Carson
E. D. Henderson
D. B. Jeff
P. Smith
Henry & Coe

Chas. Sefer 28. 1880

Resolution of citizens
of Barnstable County
for public area leaving
from residence of Mrs.
Mistake & Barnaby of
Barnstable. -

And now Aug 4. 1880
Petition read & L. H. M. & Co.
John L. Leavitt & three
Mistake approved

Wm. &c

By the Court

J. H. C.

Sefering - Barnaby