

21
No. 14 June Term, 1880
Public Road

versus

Chest Shop

Contents:

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Part Rt. 221

To the Honorable the Judges of the Court of
 Quarter Sessions of the Peace in and for the
 County of Bleayfield The Petition of the
 undersigned inhabitants of the Township of Chest
 in said County respectfully sheweth That a
 road hath been lately laid out by order of the
 Court from ^{Westover} to Public road leading to
 Newburg Intersecting the same at Henry Kitchens.
 a Part of said road to say from New Egles on
 said rout to Henry Kitchens will be very injurious
 to your Petitioners and burdensome to the In-
 habitants of the Township through which the same
 will pass Your Petitioners therefore Pray your
 Honors to appoint Proper Persons to review ^{vacate} and
 supply said road and Parts adjacent and
 make report to the Court according to Law
 and they will ever Pray &c

^{names}
 J. B. Wholaver
 Jos Johnson
 J. M. 1802
 Jonathan Westover
 Jacob Nelson
 Paul White
~~Samuel 1802~~
 W J Reed
 et R Roland
 J R Roland
 W J Dy Cents
 Wm Westover
 M E Hurd

^{names}
 James McEwen
 Howard M. Ery
 H C Pierce
 T. J. Moore
 W S McCully
 Samuel Westover
 John J. Snyder
 John J. 1802
 J. A. Rainey
 Christinbury

14 June 1888

any to report
continued
March 1888
by 1888

John to report
and especially
reading from Watson
and interesting
Road leading to
Huntington
by 1888

John to report

Oct. 4, 1888, return and
and James Mitchell,
J. H. Moore, & John by the
approx. last measure
by the house
of the O. C.

Oct. 3, 1888

Wagon

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 31 day of August A. D. 1880, before Judges of said Court, upon a petition of sundry inhabitants of the Township of Chest Twp in said county, setting forth that a Road hath been

lately laid out by order of the Court from west of
a Public road leading to Newburg intersecting the
same at Henry Kitchens a part of said road to say from
Wm Eggers on said route to Henry Kitchens will be
very injurious to your petitioners & burdensome to the
Inhabitants of the Twp of Chest —

and therefore praying the Court to appoint proper persons ^{Re vacate & supply} to view and lay out the same according to law,

whereupon the Court, upon due consideration had of the premises, do order and appoint S. J. McCloskey D. W. Moore and John Lytle 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,

James Kerr
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 .



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.

No. *117* June Session, 188*0*

ORDER
vacate *supp*
To Review and lay out a Road

For *Public* Use in the township

Of *Cheney* Clearfield county.

and *road* to wit the
2" *June* 1881 the within
Report confirmed in
Road to be opened 33 feet
wide excepting where bridging
or filling is necessary
then 16 feet wide

By the Court

now Oct 7 "1881 Report
Confirmed *absolutely*
By the Court

Filed *24 May* 188*1*

FEEES \$1; Paid by *S. W. Wilson*

Deacons Bill

John Lytle 2 days and 30 miles
 Don. W. Moore 2. 22. " 30 do
 J. T. McCarty 3. " 24 "
 Joseph Johnson 1 " Darning 10
 Lawrence Nelson 1 " " "

Cert No 270

7.00
7.00
14.40
1.50
1.50
<u>31.40</u>

To the Honorable Judges of the Court
of Clearfield County
We the undersigned Viewers appointed by the with-
in order of Court to view and lay out the road
therein mentioned, - Respectfully report. -

That having given notice of the time and
place of meeting according to the act of Assem-
bly, and being all present at the view of the
ground proposed for the said road, and being
all sworn or affirmed in pursuance of the said
order of Court, We have viewed and laid out and
do return the following road, viz: Beginning at
a post in the Township road leading to Westover
in land of Widow Loyd. Thence through her land
North Forty-two and one half degrees East, Eight -
perches to a post, North Seventy-three degrees East
Twelve perches to a post. North Thirty-six and one half degrees
East - Twenty-six perches to a Post. North Nineteen and
one fourth degrees East, Ten perches to a Post, North Thirty-
and three fourths degrees East, Twenty-eight perches to a
Post, North Forty-nine and one fourth degrees East, Forty-
Perches to a post. North Fifteen degrees East, Thirty-six
and three tenths perches to a White-Pine stump. North
Fifty-five and one fourth degrees East, Fourteen perches to
a Beech. North thirty-seven degrees East, Twenty six perches
to the Newburg road near Henry Kitchens. A Draft-
or Plot whereof is hereunto annexed.
Which said road as aforesaid laid out we are
of opinion is necessary for Public use.

The Public Road previously laid out. (The marks
of which we were not able to find, and consequently
could not make a Survey of it.) We hereby declare -

vacant. And we further agree that (There being no damage claimed) no one is entitled to any damage, through land the Road passes, as aforesaid laid out.

Witness our Hands, the 18th day of May, A.D. 1881

S. J. McClosky }
S. H. Moore } Viewers.

