

To the Honorable Judge of the Court
of Quarter Sessions of the Peace
in and for said County of Cambria.

The Petition of the undersigned inhabitants
of the Township of Clearfield in said County,
respectfully sheweth: That a road has been
long since laid out from Mill-lick to Peter J.
McKinzie a distance of some five miles.

Your Petitioners conceive, is now become useless,
inconvenient, and burdensome to the inhabitants
of said Township. Your Petitioners therefore pray
the Court that the said road may be vacated,
agreeably to the Act of the General Assembly in
such Case made and Provided; and they will swear ^{to}

M. D. Wills
J. D. Wills
Lucas Weyer
George Ditzinger
A. E. Stinger
John P. Rhoady
Hiram M. Pearce
Robert W. Pearce
Silas B. Douglas
Jos. J. Donahoe
Wesley A. Harris
R. W. Dreyer

No. 8 Mar Dec 1858. Rd.

Petition to vacate a
road in Caledonia
Twp. from Mill side
to Peter J. McKenzie

And now Apr. 2
1858.

Henry Scovel
Thomas Hilt
M. J. Scovyan
appointed viewers
By the Court

Filed Apr. 2. 1858.

Myers.

To the Honorable R. S. Johnston Esquire
President Judge now holding a Court of Quarter
Sessions and for the peace in and for the County of
Cambridg at September Term A. D. 1858

Wm Thomas Mills
Michael J. Burrows and Henry Scullin Jurors appointed
by order of said Court do Report that we
gave due and timely notice of time and place of
the meeting of the Jurors by three written notices
posted in three public places adjacent to road
mentioned in Order of Court and we do further
report that we met at time and place designated
by said notices and after first being all sworn
according to law we proceeded to the duties of
our appointment and did view and locate
the following parts or portions of said road being
in our opinion useless inconvenient dangerous and
burthensome to the inhabitants of Clearfield Town-
ship Viz Beginning at a point on State road leading
from Sheny Tree to Hollidaysburg at or near residence
of Peter J. McKeize in Alleghany Township thence
by said road North seventy degrees East one hundred
and fifty one perches thence South sixty five degrees
East seventeen perches thence South Eighty five degrees
East twelve perches thence South Eighty degrees East
seventy eight perches thence South Eighty five degrees
East forty five perches thence North sixty nine degrees
East thirty perches thence South Eighty three degrees East

fifteen perches thence North fourteen degrees East thirty six
perches thence North fifteen degrees East forty perches thence
South Eighty Six degrees East twenty four perches thence
South Sixty nine degrees East one hundred and twenty
seven perches thence North Sixty one degrees East Six perches
thence North thirty nine degrees East thirty two perches
thence North Eighty one degrees East seventy nine perches
thence South thirty three degrees East twenty four perches thence
South fifteen degrees East fifteen perches thence South
thirty seven degrees East sixty eight perches thence South
Eighty seven degrees East Eighty nine perches thence North
forty Eight perches thence North seventy eight degrees
East sixty perches thence South Eighty two degrees East
Eighty eight perches thence South Eighty seven degrees
East fifty seven perches thence South seventy degrees East
seventy two perches thence North thirty seven degrees
East twenty one perches to point on Clearfield Creek
said line of Bevon Township See Draft annexed
to

Witness our hands this 27th August 1888

Thomas Wilts
Michael J. Muregan

Commonwealth of Pennsylvania,
County of Cambria } SS.

At a court of Quarter Sessions of the Peace of the County of Cambria
held at Clearfield in the said County, on the 2nd day of
April A. D. 1888, before the Honorable the Judges of the same
court: Upon the petition of divers inhabitants of the township of Clearfield
in the said county, setting forth that they labor under inconvenience for want of a
road ~~has long since been laid~~ road or highway, to lead from
out from mill side to Peter J. McKenzies a distance of
some five miles, ~~same petitioners conceive is now~~
~~becom~~ ~~unl~~ ~~convenient~~ and ~~burdensome~~ to the
inhabitants of said Township

and therefore praying the court to appoint proper persons to ^{vacate} view and ~~lay out~~ the
same according to law. The Court upon due consideration had of the premises, do
order and appoint, Henry Saulau SURVEYOR,
and Thomas Wilt and M. J. Dungan

VIEWERS, to view the ground proposed for said
road, and if they view the same, and shall agree that there is ^{no} occasion for such
road, they shall proceed to ^{vacate} lay out the same, having respect to the shortest distance
and the best ground for a road, and in such manner as shall do the least injury to
~~private property, and also be, as far as practicable, agreeable to the desire of the~~
petitioners, and that they make a report of their proceedings to the next Court
of Quarter Sessions to be held for said county, ~~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, and references to the improvements through~~
~~which it may pass.~~

BY THE COURT.

Attest:

H. H. [Signature]
Clerk.

NOTE.—"It shall be the duty of all persons appointed in the several counties of this Commonwealth to view and review any public or private road or bridge, if they shall decide in favor of locating said road or bridge, to endeavor to procure from the persons over whose land such location may be made releases from all claims for damages that might arise from the opening of such road or the building of such bridge; and in every case where said viewers shall fail to procure such releases, and it shall appear to them that any damages will be sustained, it shall be their duty to assess the damages and make report thereof signed by a majority of their number, and return the same, together with all releases obtained, to the Court of Quarter Sessions, and the damages so assessed shall be conclusive, or may be subject to appeal, review or modification, as may be provided by existing laws in the different counties of this Commonwealth."

"The persons appointed as aforesaid shall view such ground, and if they shall agree that there is occasion for a road, they shall proceed to lay out the same, having respect to the shortest distance, and the best ground for a road, and in such manner as shall do the least injury to private property, and also be, as far as practicable, agreeable to the desire of the petitioners."

"The viewers, as aforesaid, shall make report, at the next term of said Court, and in the said report shall state particularly: first, who of them were present at the view; second, whether they were severally sworn or affirmed; third, whether the road desired be necessary for a public or private road: they shall also annex and return to the Court a plot or draft thereof, stating the courses and distances, and noting briefly the improvements, through which it may pass: and whenever practicable, the viewers shall lay out the said roads at an elevation not exceeding five degrees, (except at the crossing of ravines and streams) where, by moderate filling and bridging, the declination of the road may be preserved within that limit."

No. 8
 May Term 1888
 R. D.

Order to view a road and
 vacate the same, lead-
 ing from Mill side to
 Peter's challenge in
 Clearfield Township

Viewers:
 Henry Scoulen
 Roman Hill
 W. J. Sturgeon
 John S. Peffer

Wm. Macomber
 Scoulen

Oct. 23. 1888
 Confirmed Above and ordered to be opened
 30 feet wide
 10 Jan 1889 Confirmed Absolutely By the Court
 By the Court