

No. 1, *March* Term, 1884

Public Road

versus

Lawrence Township

Contents:

X

inc

20th March 3, 1884.

See caption to Report

for road from north-
Rum School House to
middle street West-
Clearfield Pa.

Filed 6 Dec 1884
Jas Herr
Per

WDS.

that such notice was given as is
required by law and the rules of
Court;

Co. do no. 10 March Term 1878, a road sub-
stantially between the same points was
laid out on much better ground, and
was by right of Superior's allowance to be
come out of repair.

Murray Gordon
att'y for Dr. Shaw & Payer

exceptions to road report No. 1,
March term 1884. filed Dec. 6"
1884.

1. The petition and order is for
a view. The part of the report
responsive to this is a negative
report and so far is regular,
but that portion of the report
vacating or supplanting or changing
the old road is without authority
and irregular in that it
is not responsive to the petition &
order to view.

2. There is no such draft as re-
quired by law.

3. The draft does not note the
improvements through which
the road passes properly or so
as to properly inform the Court
thereof.

4. The draft does not exhibit the
old road and the changes made
therein as required by law.

5. The report does not show

Chick
120 March 3, 1884

Public Road

about above near
Wolf River School
House in Lawrence
Twp to Nicholas
Street in West
Clearfield Co.

about near 105 March 1884
petition in favor of
105 Bridge

Lawrence Lawrence
Clearfield Co.

an official record and has to
make up the right of way

26 July 1884 105
entirely confirmed to
not less 105

W. Brown

No. 105
11. 105

To the Honorable The Judges of the Court
of Quarter Sessions of the Peace in and
for the County of Clearfield.

The petitioners undersigned, inhabitants
of the Township of Lawrence in said
County, respectfully sheweth: That
your petitioners labor and is great
inconvenience for want of a public
road or highway, to lead from a
point above near the Wolf River
School House to Nicholas Street
in West Clearfield Co.: That
the present road along the Susquehanna
River cannot be used for at least
three months in the year on account
of 1st The backing up of the
water caused by the raising of
dams and
2nd The ice floods which destroy
and wash out said road.
That said road is indispensable
to the Township of Lawrence, and
the expense incurred each
year by reason of freshets and
ice floods and by the backing
up of the water on to said
road is equal in a single year

[illegible]

*Mrs J. Sullivan
A. B. F. Ashburn
Wm D. Thompson Jr
Laurance L. Green
J. C. Heald
M. S. Sullivan
G. H. Rogers*

Austin Young
P.A. Young
has owned
M. D. Owen
E. L. Owen
N. B. Owen
R. E. Shaw

Wm. H. Hall
H. W. Lewis
J. B. ...
E. M. ...
P. H. ...
C. S. Rogers

R. S. ...
J. A. ...
M. S. ...
A. L. ...
T. ...
W. ...
G. ...

J. W. Buller
 J. L. S. J.
 Wm. Litz J.
 J. S. L. L. L.
 Clark Brown
 J. D. G. G. G.
 E. M. S. S. S.

John M. ...	E. W. ...
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...	...
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...	...
...	...

16. Peperow
 17. Construere
 18. Sammet 1, 13, 14, 15, 16

Also—Viewers will generally note the number of days employed and set the amount owed the food shelter based on the original time expended so far as the location may be determined.

Reviewers cannot interfere with the number of days N.D.—if the viewers believe the parties are not entitled to damages, looking into consideration the advantages as well as the disadvantages of the road, they will report to me effect.

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Madison 3 Days 12.10
{ Miles

Westralia { Days 1.30
Miles

Sam Jones { $\frac{3}{4}$ Days
Miles. 1, 50

No. 1 March Session, 1884.

◎ 城市设计

To view and lay out a Road
For Public use in the township
of Caurested ⁴ Clearfield county.

[illegible]

Filed 27 Sept, 1887

Fees \$1, paid by²⁵

7. Leon

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 10th day of March, A. D. 1884, before Judges of said Court, upon a petition of sundry inhabitants of the township of Lawrence, in said county, setting forth that they labor under

great inconveniences for want of a Public road to lead from a point at or near the Wolf Run School House in said Twp to Nichols Street in West Clearfield Boro.

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, and report to next Session (now 26 July 1884) whereupon the Court, upon due consideration had of the premises, do order and appoint W. O. Bigler Robert Mitchell and Leander Deunning 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 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 enseatling 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 .

L. S.

L. S.

L. S.

L. S.

ASSESSMENT OF DAMAGES.

The following 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 .

at the upper part of the garden fence
thence by a straight line to the post at
the lower corner of fence by the dam. - the
Superior to fill up outside of this strip
to make a good road bed.

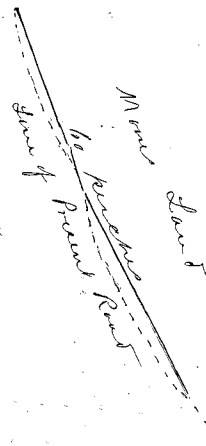
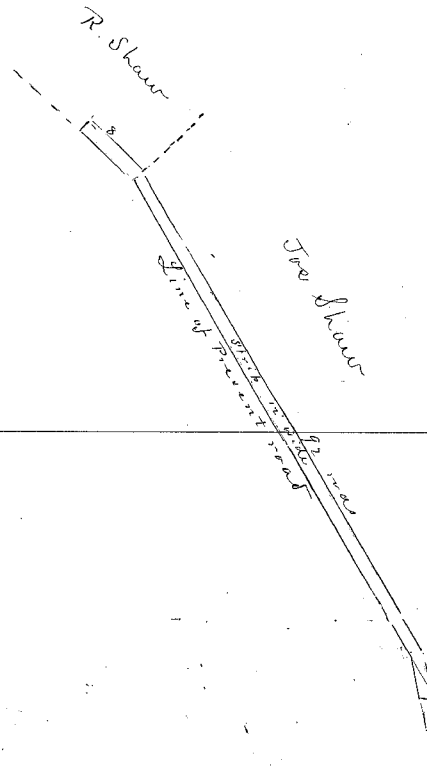
And these changes we report as necessary
for the public road. and we report the
damages from said change of location
as follows:

To Richard Shaw the sum of Twenty ~~five~~ dollars
" Joseph Shaw the sum of Two hundred dollars
" Goodfellow & Wm. Mow the sum of one hundred dollars

Witness our hands this 20 Sept

1884

W D Bigler
Robt. Mitchell
Leander Denning



Clearfield County, ss:

Dr. R. P. Fisher

vs

VERSUS

Samuel Lutz

In the Court of Common Pleas of Clear-
field County, Pennsylvania;

No. _____ Term, 188

And Now, to wit, the *6th* day of *Apr*, in the year
of our Lord ~~One~~ Thousand Eight Hundred and Eighty *five*
the *Deponent* enter a Rule to take the Depositions
of ancient, infirm and going witnesses, to be read in evi-
dence on the *assessments* of this case.
Ex parte Rule of *Est* on *5* day's notice.

James Kinn
Prothonotary.

To *Walter Bunt*, Esq.:

att'y for Plaintiff

You will please take notice that, in pursuance of the foregoing Rule, Depositions
will be taken before *J. Ames*, or some other person authorized to
administer an oath or affirmation in Pennsylvania, in and for the county of
Clearfield, at the office of *J. Ames*, in the
City of *Durham*, in the county of *Clearfield*
and State of Pennsylvania, on the *11th* day of
Apr, A. D. 1885, between the hours of *8* o'clock *P*. M.,
and *6* o'clock *P*. M., when and where you may attend and cross-examine.

Clearfield, Pa., *Apr 6th*, 1885.

A. C. Cole
att'y for Defendant

Apr 6th 1885
Service Accepted
Walter Bunt
att'y for Remonstrators

Public Record
County - ...

Wm
R W 20/10/19

In Relation to the
Matter of a } In the Court of
Public Road } of Clearfield County, Penna.,
in Sandy Gap }

Depositions of witnesses taken before Thomas
Ames at his office in the Borough of DuBois
said County on the 11th day of April, A.D.
1885 by virtue of the annexed rule and
in accordance with the annexed notice,

Jonathan Reisinger swears and so
jures of age, lives in Sandy Gap, about
56 Rods or a little over, from ^{Thyrtlogula} the proposed road
as layed out runs through my farm,
which is known as the Wayne Road runs
between my house and Thomas Wayne's,
I have been over both these roads,
the route over which the Reisinger Road
passes is a good Route, there are no
heavy grades on it. It is all good
ground on which to build a road.
There is a little wet bit of Swamp on
it, about 6 rods. It is a pretty straight
road, it is full as straight a Road as
the Wayne Road, if not straighter.
It is a more direct route for the
travel between DuBois and Reynoldsville
than the Wayne Road is, it was ~~last~~
open for travel part of the way last winter,
part of the way it is layed out on what
has been an old trail or road through there,

1 This old road has been used for
2 public travel for 30 years or more.
3 This would not be an expensive road to
4 build as it is graded through my
5 ground fit to travel. This part of the
6 old road, as mentioned above, is not on
7 my land so that would be in addition
8 to it. People have been traveling this
9 road in preference to the Wayne road
10 until it was closed up. It will not cost
11 as much to put this road in fit condition
12 to travel as it would the Wayne road.
13 There are a good many swamps on the
14 Wayne road, also a good many hills
15 on it. In building fence part of the way
16 along the road it was so swampy
17 that had to build a bridge to build the
18 fence. ~~on~~ In my judgment the Risingan
19 road will accommodate the traveling
20 public better than the Wayne road.
21 It would be hardly so much further for
22 Mr. Wayne to get into the Risingan
23 road than it is to get into the Wayne
24 road. Less than 50 Rods. There is a
25 public road along the opposite side
26 of Mr. Wayne's farm. Mr. Wayne could
27 get into a public road without going
28 off his own farm, say. He has been
29 going out the opposite side of his farm
30 for a good many years, ever since
31 I know anything about the country. I
32 am asking this road because it would be
a benefit to the public and not

that it would be a benefit to me,
I know David Shafu, he was the first
man who signed the petition for a
review, at that time he thought the Road
ought to go through.

Broas & O H B worth

I got up the petition for the proposed
Recessing Road, I cannot tell when
the first petition was filed, I cannot
tell when the first view was held, about
a year ago, or perhaps two, I never took
much notice; I do not know who were
the first viewers, they did not own it,

The first viewers were on the ground, but did
not run it at all. They did not say nothing
I do not know what they made out.

I got up the petition for the re-view for the
road. Some of the signers to the petition
for a review live along the road, I do not
know how many, there are not very many
people living along the road, there is
no body living along the road, this
road passes through the lands of David
Shafu along the line, Alfred Bell's property,
the next is Jonathan Rishigen, then Alfred
Bell again, Elisha Dixon's.

The Rishigen road turns off from the
Reynoldsville road, right at the White
School house 40 or 50 feet beyond, hardly
that, I guess the road passes through on
the line between Hugh Dalry, now owning
the Shafu property, and James Dalry.

1 Alfred Bell never signed that petition
2 for the road because he was not here.
3 He lives in my State. When this road
4 was used this winter it was not
5 good sled ding, when it came good
6 sled ding then shut it up. There was
7 not much wagoning done through
8 there because it was shut up. I did
9 pretty much all the wagoning there
10 myself since the road was made open.
11 I guess the Company, (Bells) shut it up.
12 So that the cattle could not go in so
13 much, and destroy the hay and
14 one thing & another. The hay was sitting
15 along side the road in stacks. I told
16 Mr. Bell the last time that he was at
17 our house that there was a road
18 layed out there. He did not say he
19 wanted the road through and he did
20 not say that he did not want it
21 through. I was along when the view was
22 made. The old road was followed by
23 the new through my farm, and a part of Bell's.
24 The old road begins 8 or 9 rods beyond
25 the White Schoil House, but is fenced
26 up now. The new road goes over the
27 old one a little piece up there along the
28 line. I do not know how far from the
29 Reynoldsville road the new road passes
30 over the old one. It strikes the old road
31 again above the Gabr Heberding barn.
32 It runs ^{on the old road} through Bell's 50 acre lot and

through my farm. The survey of the
Resinger road keeps the old road all
through my farm. There ~~are~~ only two
persons beside me living on this road
to whom it would be an accommodation,
they are the only ones beside me who
live on this road.

It is not very far from my house to
the Wayne Road, about 8 or 9 rods.
It is about the same from my house to
the Resinger road. I do not know how
far Thomas Wayne would have to come
to get to the Resinger road. I do not
know whether he would know to come
40 rods or not. I do not know
whether he could reach it in 50 rods.
I did not go over ~~the~~ ground so do not
know how far.

I guess Mr. Wayne's house is about 20
rods from the line between me and
him. It is about 20 rods from my
line to the Resinger road. Thomas Wayne
would have to have a road across me
or Mr. Bull reach this road. Mr.
Wayne has a road the other side of
his ^{through} farm which he can ^{go to} get to town. It is
a public road. I do not know the dif-
ference between the distance from
going around the old road or going
down the new Wayne road to get
to DuBois. I do not know whether
it is a mile or not. It would
not be two miles --

I have no road to get to town except
the one Wayne takes. It would be
about 16 rods further for me to go
that way than it would for Mr.
Wayne. I have a large road to come to Dubois.
That large road leads on to the Evergreen road.
It is about 2 miles from my house to
Dubois by the Evergreen road. I do
not know how far it is from Thomas Wayne's
by the Reynoldsville road to Dubois. It
is 2 miles further that way. About 4 miles
around that way. It is in the neighborhood
of $2\frac{1}{2}$ miles from Thos. Wayne to Dubois by
the New Wayne road. It would be a
good little further for me to come to town
by the Wayne road than it would be for Thos.
Wayne. About 50 rods. There is some
difference between the Resinger road
and the Wayne road, about a quarter
of a mile. There is no person living in
the neighborhood through which both
these roads pass, that would not be
accommodated by the Wayne road.
The Wayne road was opened for travel a year
ago last fall (1853). It is pretty good ground,
by the Heberling field, over which this road
passes. There is no swampy, bony,
marshy ground in the Heberling field
over which this road passes. It is a
little low but not marshy where it first
comes into it. It is a little low and
look on the Billands below my house.

The only wet place in the Heberling field is a little place up at the corner, where the road comes into the field. There is no swampy ground in the road where it crosses my field. Where the Resinger road uses the old road it is in the lane over the Jack Heberling farm. I do not know what it would cost to build the Resinger Road from the White School House to where the Wayne road it enters the Wayne road near Elisha Dixon's. The Resinger road enters the Wayne road some some 18 or 19 rods this side of Elisha Dixon's. It might be 60 rods. It would be a little over a hundred rods from Mrs. Wayne's house to cross his field and across Alfred Bell's field, to strike the Resinger road.

Question asked whether his answer being, "I am asking this road because it would be a benefit to the public and not that it would be a benefit to me", was the answer was the answer he intended. Ans, It was. The Resinger road would be more benefit to me than anyone living.

Jonathan ^{his} Resinger
mark

J. A. Bawson & Sons says
Lived at Tabula, am 36 years old.
was one of the persons that laid
out the Resinger road. I went
over the Wayne road out to Dixon's.
I should say the Resinger route is
the best for a road. I think it is
the most direct route & I think
a better grade. I noticed that
there was some swamp on the
Wayne road. I think the Resinger
road a good location for a
road. Do not think that there
is anything there to make any
extraordinary cost in building it.
This is laid a foot away on the
old road which runs through
there, on nearly it.
Cross N. O. B. Bawson

I never built a Township road.
The reason I think the cost of building
the road there would be light is that
it is through cleared ground, the greater
part of it, and also there are no deep
hills or grades. The Swamp on the
Wayne road is near an old Camp.
I do not recollect the name of it.
The same swamp may or may not
be on the Resinger road as on the
Wayne road do not know. I cannot
say how far the roads are apart at
the old camp. Do not recollect where

that swamp if was, whether exactly about
Residgens or not. I did not ~~find~~
notice about the swamps on the Koberling
field, it is high land and a good
chance for drainage. Do not see
any reason why a good road could
not be made there, I think we crossed
a stream below Mr. Residgens house
It might be swampy there. Think
it is now grassed. It is not very
long.

J. A. Bowers

Addison Lorain Bowers says.
I live in D^r Bais, 41 years old,
Am a timber harvester for the
last two years. Have hauled
Coal since last Sept. up to about
two weeks ago. I have been over
both the Residgen & Wayne roads.
I have hauled Coal over the Residgen
road within the last year, from
Gause Bank. Can come over either
of those roads from that bank.
While the Residgen road was open
I rather come that way. There are
swamps on the Wayne road. There
is a place this side of Mr. Wayne's
on the hill where the snow would
not lay all winter. I have been through
there when it was swampy and wet
on the hill there, I considered it a

Miserable road. Traveled it with
the empty wagon until I got afraid
and went around the other way.
I think the ground where the Resinger
road is located is good. Think a
good road can be made there.
In my judgment it would not cost
as much to put the Resinger road
in ^{good} condition for travel as it
would the Wayne road.
Cross W. H. Barrett

I have not done much wagoning
over the Resinger road, but over
it a few times with empty wagon.
The most of the travel I did ~~over~~
over the Resinger road has been
with a sled. I would say there is
not enough drainage on the Wayne
road. On the top of the hill in
going from the Reynoldsville
road the ground is too level
for drainage, that in my opinion
is the reason why the water lags there.
I do not pay for this Sandy Township.
Adison Weaver

Samuel Hy. Sworn says,
I live on the Reynoldsville road,
beyond Dixon's in Jeff. Co. Age 45
I live about $\frac{3}{4}$ of a mile from
the terminus of the road at Elkhorn Dixon's,

by the new road it is between a
mile and a half & 2 miles, I have
not been over this end of the
Resinger road, have been over the
Wayne road, I know the ground
well, have known it for 25 years,
making the grade and everything
the Resinger road is the best road,
the greater portion of the ground is
the best ground. There is a portion
of the Wayne road that is swampy &
soft. When I was over it last, last
week it was terrible bad, but the
time of year would make a dif-
ference with that. There is a
portion of the road that is bad
at all times of the year. Near
the old camp, they seem to avoid
the greater part of that swamp
by taking the Resinger road this
winter. There is a portion of the Wayne
road on the top of the hill, along the
stump fence, that is wet, the water
seems to stand there.

Cross St. C.H.B.

I was only over this road with a
buggy once, I have never been
clear through on the Resinger survey.
I do not know where the Resinger
road survey is except by hearsay, about
a quarter of a mile on this end.

I was over the Wayne road last week

the last time. All roads in this section of the Country were in a pretty bad condition last week. It would take a terrible expense, in places, to put the Wayne road in good condition. I would not call the Resinger road opposite the Old Steele Camp Marshy. The water comes out above and gathers there in a stream. It is not flowy here. I do not pay taxes in Sandy Twp. And none in Clearfield County. These roads would be quite an accommodation to me if they were, so that I could travel them coming to town. I generally come around for Old cannot travel them except in the winter. I traveled the far end of the Resinger road with a buggy from where it intersects the Wayne road near Elmer Duons to the end of the road at Lisons. It is some 60 or 70 rods. The part of the Resinger road that I traveled is the part that is on the Survey of the Wayne road. I traveled on other part of the Resinger road from where it intersects the Wayne road up to Jonathan Resinger's house, and from there on this side of where Gabr. Keckling lived. I have traveled it for 20 years. I have traveled part of it since this road was layed out.

From where Jack Heberling lived
out to the intersection.
The last time I was up to Jack
Heberling was last fall. Can't
recollect what time. It was not
frozen up. Think it was along
about the latter part of Nov. The
road was dry & up on that
flat there, beyond Resinger's
shanty to that Camp. The place
I was speaking of.

From M. M. Butash I swore I
saw in Dubois am a druggist.
I know the Wayne road, have been
over it. I know where they were
supposed to make the survey for
the Resinger road, have been
through there. In my judgment
the new survey is the best location
for a road, the one starting in
at the white school house and
going over the ridge to Mr. Resinger.
I think it the best grade.
Cross 2, C. H. B.

I do not pay any taxes is
Sandy Gap. I know of my
own knowledge where this
survey is. was not forewarned
when it was laid. I have
been over it. I might not have
been direct on the survey.
Be direct & understood that that

Cross 21
was the survey. In the first
place I was going through there
with Jonathan Risinger and
he told me that there was where
the road was to be surveyed.
I do not know that it was surveyed
where he told me only that he
said so.

W. M. Chittar

Lewis Fox 10000 days now in Lewis's
age 43 business partner, followed
it for about 2 1/2 years. I have
traveled the loagne road, that one they
say is it, was not there when it
was layed, I know where they tell
me the Risinger road was layed
out, was not there when it was
layed out. In my judgment the
Risinger road is the best location
the easiest grade.

Cross 21 C. K. B.

I was over the Risinger road
about 12 months ago. I never
went over the Risinger road in
a wagon, only with a sled when
it was frozen up. I do not pay tax
in Sandy Township.

Lewis Fox

Joshua G. Sworn says.

Lives in Jeff. Co. My farm and
Eckerd Dixon's corner together. From
my house where the road comes
out at Eckerd Dixon's it is about
 $\frac{1}{2}$ mile. Have been over the
Wayne road quite often. Had
not been over it for some little
time until yesterday. Have
been through on the Resinger road
quite a number of times.
In my judgment the Resinger
road is the best ground for
a road. I believe it is rather
a better grade. I think the
Resinger road would be
a better road for the accom-
modation of the traveling
public, as there is not as
much grade. I judge it
would be 170 rods from
Thos. Wayne to the Resinger
road. There is a road on
the opposite side of Mr Wayne
farm.

Cores N. C. B. B.

I pay a little tax in Sandy
Twp. on one acre of ground.
It is down on what is the old
Dixon farm joining the Jeff. Co.
line. I am occasionally
back and forth along the

road back and forward
to and from town, hauling
Kara Barn over all the Resinger
road except a small part
that is not opened down north
to Clinton Doni, Kara Barn over
his end of the survey, I believe
this end of the road runs through
the David Shafar lot, right
along the line, I suppose it
is a couple of months since
I was over this end of the Resinger
road, Kara not been along
the Resinger road ^{with a wagon} once it was
surveyed, was along with a
sled, it was frozen up then,

his
Joshua X Gy
mark

John Jimison affirmed says
Don in Dubois, Am 40 per cent
I was a chain carrier on the Resinger
road, I went over the Wayne
road in the morning of the day
we run the Resinger, after they
are opened, in my judgment the
line we run that day would
be the best road,

cross N

I do not pay tax in Sandy Gap,
Pay tax in Dubois,

Jonathan Resniger recalled,
When the fences were up so
that they could get through
here was more travel over
the Resniger road than over
the Wayne road, both by those
with heavy coaches and those
with light rigs.
Cross W. C.

Some were with sleds and
some with wagons. This was
some time in the fall of 1884
It was froze up pretty much all
winter.

Jonathan ^{his} Resniger
mark

Charfield County, Mo.

I, Herman Ames above named
do certify that the above named
witnesses produced by the petitioners
in the above named case, were sworn
and their foregoing depositions taken
and subscribed before me at my
office in the Borough of Dubois
and County of Charfield, on the 11th
day of April A.D. 1885 between
the hours of 8 o'clock A.M. and
6 o'clock P.M. of said day, in
the presence of A. L. Cole, Esq. of
Counsel for the petition and M. B. B. B.
contra,

Witness my hand this 11th day of April
A.D. 1885.

Herman Ames

31 30 29 28 27 26 25 24 23 22 21 20 19 18 17 16 15 14 13 12 11 10 9 8 7 6 5 4 3 2 1

No 212 Mar 3 1889
In the matter of
a Public Road

In County of

Declarations

Free 14.00

Conceded by

7, 6 2

Paid by

Leasing

To the Honorable the Court of Quarter Sessions
of the County of Leicestershire

The petition of Jonathon Reamiger, ^{et al}
Sandy Township, respectfully sheweth,

That the labors under great inconvenience
for want of a public road leading from
a point at or near the White School house
near the Dunsin's Brook line, and ending at
the public road near Eltham Dunsin.

That a view have recently examined said
road on a petition of a large number of
citizens from said vicinity, and reported
adversely to said road. Your petitioners there-
fore ask your Honorable Court to grant ~~them~~
a review of said road, and they will
ever pray.

Signed

Jonathon Reamiger.

M D Gairchild

David Watson

J S Watson

G W Piper

G H Whitmore.

Signed

David Shaker

David Shaker

John Piper

Lea Henry

No 24 March 2, 1884
Petition for
Reversal of bond
in Quincy Township
leading from White
School House to Elkins
Dixons.

Filed 11 Mar 1884

And more 11th March 1884, Petition
read & considered, and
Lucien Bird
Joseph Bowersox &
Levi Diefelder, appointed
viewers, in accordance with the
provisions of the petitioners, who are to
make return to May Session.
By the Court
J. L. C. (written)
J. L. C.

A. L. C. Aug.

no 24 Dec 8 1884

Proposed
Citizens of Sandy Springs
against Confirmation of
reversal of school funding
from Atlanta School Office
to Atlanta University

Dec 8 Dec 1884

Walter H. H. H.

1	Wm. Burkhardt
2	J. R. Thiele
3	J. K. Knecht
4	P. M. Knecht
5	Abraham Heberling
6	Wm. Heberling
7	J. R. Thiel
8	Daniel Heiges
9	John Heberling
10	A. S. Hase
11	J. G. Hiel
12	J. W. E. Leberich
13	E. J. Harned
14	P. B. Abelson
15	Wm. B. B. B.
16	Walter B. B.
17	Wm. B. B.
18	Wm. B. B.
19	R. H. Clayton
20	J. E. Clayton
21	John Lyons
22	
23	
24	
25	
26	
27	
28	
29	
30	
31	

Supervisor

near the same point and running
to Elihu Dixons where the other
road leads to. and that in its
course it is only the width of
two fields from the other road
that has been laid out and
used for travel.

4th That the road that is now in
use and now opened for travel
passes within about 100 yards
of his door and that to open
and keep the new road in
repair would be burthensome to
the tax payers of the township as
it passes over marsh and swampy
ground on the level and the
balance of the road is hilly.

Your petitioners would therefore ask your
Honorable Court to grant a relief
of said road and they will ever pray.

Thomas Payne	W. H. Jones
R. Payne	Mary Salada
David Haffner	David Jones
R. E. Giddens	S. R. Smith
J. Fickens	John Fickens
S. Fickens	J. Fickens
Geo. Fickens	J. Fickens
Andrew Smith	Rufus Elder
Jos. Smith	J. Smith

By The Honorable the Judges of the Quarter
Sessions Court of the County of Clearfield
at December Sessions AD 1884,

Your petitioners would respectfully
represent that a petition was pre-
sented your Honorable Court by Jonathan
Reesinger et al. for a road from at
or near the White School House at the
Borough line of DaBois, and leading
to Township road at or near Elebe
Dixon's in Sandy Township in
Fair County. The viewers appointed
by said Court reported adversely
to said road, and at the June
Term of Court AD 1884 a Petition
was filed in said Court asking for
a review of said road. The viewers
reported favorable to the road at
September Term of Court. Now Your
petitioners would respectfully remon-
strate against the Confirmation of
said report and asked a review of
said road for the following reasons.

1st That the petition asking for a review
was signed by no person living on the
Course of this road except Jonathan
Reesinger

2nd That this road effects nobody except
Jonathan Reesinger.

3rd That there is a road running parallel
with this road and starting at or

Clearfield County, ss:

In the Court of Common Pleas of Clearfield County, Pennsylvania.

In the Matter of
VERSUS
a Public Road
in Sandy Township

No. 242 March Term, 1884.

And Now, to wit, the 30th day of March, in the year of our Lord One Thousand Eight Hundred and Eighty five the Remonstrators enter a Rule to take the Depositions of ancient, infirm and going witnesses, to be read in evidence on the argument of this case. Ex parte Rule of Remonstrators on 5 day's notice.

Jas Kere
Prothonotary.

To A. S. Cole, Esq.:
Atty for Remonstrators

You will please take notice that, in pursuance of the foregoing Rule, Depositions will be taken before Thomas Ames or some other person authorized to administer an oath or affirmation in Pennsylvania, in and for the county of Clearfield, at the office of the House of the Wayne in Sandy Township, in the county of Clearfield, and State of Pennsylvania, on the 6th day of April, A. D. 1885, between the hours of 10 o'clock A. M., and 6 o'clock P. M., when and where you may attend and cross-examine.

Clearfield, Pa., Mar 30, 1884.

Victor J. Barlett

Divorce papers
2/15/35

...

Cash on hand, 30¢
Cash on hand, 30¢
Cash on hand, 30¢

Clearfield County ss.

In the Court of Common Pleas of Clearfield County
Public Road }
in Sandy Township } No 2 1/2 Mack T 1884

Depositions of witnesses taken before
Thomas Ames, an the House of Thomas
Wayne in Sandy Township Clearfield Co.
on the 6th day of April A.D. 1885 by
virtue of the annexed rule, and in
accordance with the annexed notice

Thomas Wayne sworn says, age 64 years
I reside in Sandy Township, I live in the
immediate neighborhood of the new (proposed)
Reservoir Road, It is to run from the old
White School House in Sandy Twp. to the
farm of Elmer Dixon it there connects
with the Reynoldsville Road, there is a
road now layed out starting at near the
same point and leading to the same point
and at nearly a quarter of a mile from
Elmer Dixon's the new proposed road inter-
sects with this Road, what is called the
Wayne Road was opened about two years
ago. The new ^{Wayne} road is in pretty good condition
for travel except in one place, It has been
travelled altogether this winter, they having de-
serted the old road, there has been some
work done on this road beside clearing
up, some grading on the hill toward

1 Dr. Bow, and some down in Mr. Risnigers
2 field, the location of the Wayne Road is
3 such as would accommodate all the surround-
4 ing community here, it is about fifty
5 Rods from my house to the road,
6 It is not over 14 Rods from Jonathan
7 Risnigers house to this Road, from the
8 new proposed road to my house it would
9 be at least four times as far, as from
10 my house to the road now, probably
11 200 Rods,

12 I never saw a petition for the review of
13 the Risniger Road, nor have I ever seen
14 a petition for the Road, It does not
15 benefit any one directly but Jonathan Risniger
16 the Risniger Road and the Wayne Roads
17 run parallel, they start at the white
18 School House about 40 or 50 rods a-
19 part, and come together again
20 within a quarter of a mile from Eliza
21 Dison's, I could not give the greatest
22 distance they are a path, but judge
23 not over 40 or 50 Rods. I have been
24 over the ground of the new proposed Road before
25 I took sick, but not since, got in the
26 buggy and watched them run the road
27 & know where it runs, Am acquainted
28 with the nature of the land over which it
29 runs, it is swampy in several
30 places, It is swampy right below
31 where our road goes through, Right
32 above the Hobbins barn it is very soft

cannot work it only when it is dry weather. The grade is all nice enough up as far as Risingers house, & up hill but not very steep. In my opinion that would be a very expensive road to make a good road. I heard a man say that it would cost the Township \$2000. to make that a good road. In my opinion it would be burdensome to the Taxpayers of Sandy Gap, to make and keep that road in repair. I think the Wayne road would be about as convenient for Jonathan Risinger as the new one, the only difference being that the new one would run right by his barn and the Wayne road runs a little piece from it. They could get drainage for the swampy places on the new proposed road, into the run, which runs close by. To keep the road dry through the Herbarling field it would be necessary to grade it up above the level of the field.

Crossed by N. L. Coley

I cannot tell which is the shorter of the roads, but I think the Wayne road is the shortest. At the lower end of the road I think Risingers road would be the best grade. I think there is not more grade on the Elijah Dixon end of the Wayne road than on the Risinger road. I think is not as much swamp on the Wayne road

1 as on the Risinger Road, I think
2 there is no swamp on the wayne road
3 at all, some little runs cross it &
4 by driving through it have been cut
5 down by traveling over it, I do not
6 think it would be over 100. Rods from
7 my house to the Risinger road,
8 The Risinger road, I think would accom-
9 modate County body else except me,
10 in this neighborhood

11 Re-direct

12 To make a road from my place to
13 the Risinger Road it would necessitate
14 an order of Court,

15 Thomas Wayne

16
17 Bryson Wayne, ~~born~~ born days, age 24 years,
18 I reside in Sandy Sp. Sfd Co. I wish some
19 father Thomas Wayne, I saw a copy of the petition
20 for the review on the Risinger Road, I saw
21 the names thereon, none of the signers lived
22 on the proposed road except Jonathan Ri-
23 singer there were some that lived Sandy
24 but not on this road,

25 Cross Rd. by A. Cole,

26 There are about five families living on
27 the road between the White School House &
28 Elisha Dixson, I never saw the original
29 petition that was signed and presented
30 to court, I do not know but there might
31 have been signers on the original petition
32 who live along that road, the copy did
not have them on,

Bryson Wayne

David Hofen Sower says, am 37
years old, reside in Sandy Top. I am
acquainted with the location of the Wayne
road and also with the proposed
Risinger Road. I live within 4 or 5
rods of the Risinger Road, have traveled
over a part of it. It runs pretty near
parallel with the Wayne Road. I judge
them to be about 50 Rods apart in
the foremost place. I know a little
about the ground over which the Risinger
road passes. The ground is swampy or
marshy, in some places. In my opin-
ion it would hurt some to the tax-
payers of Sandy Top, to open & keep in
repair the Risinger Road. It was
built over the Wayne. In my opinion
the Wayne Road supplies every neces-
sity that the Risinger Road would if
made. ~~It~~ I would judge the Wayne
road runs within about 12 or 13
rods from Jonathan Risinger's house.
The Risinger road would not in my
opinion accommodate any ^{one} ~~any~~ ^{one} ~~any~~
than the Wayne Road, except Jonathan
Risinger. In my opinion the Wayne
Road gives sufficient accommodation
to persons living along this road, to
get to Dubois or Reynoldsville.
There is no necessity that I know of
for the Risinger Road.

Cross R. A. L. Cole

If the Wayne Road was taken up
I suppose ~~as~~ the Risingen Road
would be a necessity, I think the
Wayne Road is the most direct
route to Elkinsboro, if the Risingen
Road were opened up. I do not know
that there is a great deal of difference
in the grade. Think the Risingen
might have a little the better grade
but not a great deal. They have not
been traveling on the view of the Risingen
view. There was some travel close by it
until they stopped them. I was not
present at the time of the view. I do
not think it any handier to go out by the
proposed road, than by the Wayne Road.
It might be handier for with horse but
not from the house, near one fourth
of the Risingen Road is swampy.

David Huffer

Heugh A. Daley affirmed that 30 years old
reside in our Bait Borough. Own land
in Sandy Gap. I believe this proposed
Risingen road runs through it.
I never signed a petition for the re-
view of this Road. Am acquainted
with the Wayne Road. Have not
been all the way along the Risingen
road, have been as far as Elders,
probably 100 rods.
It runs parallel with the Wayne
Road that far. It is swampy.

It damages my property where it
passes through the Road is no
convenience to me. I have bran
ched through the Wayne Road to
Elihu & Jones, I think it furnishes
ample accommodations for all
persons living along that road,
Cross R. A. Cole

I was never asked to sign a petition
for a survey of the Road, My land
fronts on another road, the land is not
measured yet but it is suppose to be
about 8 acres in it, I was not present
at the view and did not claim any
damages, did not know when
the view would be, I am opposing
this road because it damages my
land,

Hugh M. Daly

John W. Ross sworn, says 24 years old
Residence Safford, I know where the
proposed Resinger Road is, was called
upon on the day of the re-view a chain
carrier, Mr. Jimson & I acted as chain
carriers, was employed by the County
Surveyor, we came to the white school
house and talked over the matter &
then came up to the place where the
Wayne Road leaves the other road &
then walked over it to Elihu Dixon &
then came back,

1 The ground through the Hoversing fields
2 there was a good bit of talk, and the
3 line was changed, they made a little
4 alteration in the field to suit the grade
5 & the ground, then came down until
6 we struck the old road in front of Jack
7 Hebartings, run it down past Resingers
8 until we struck the grade of the Wayne
9 road, then quit, did not run the
10 road from the Wayne grade to Ephie
11 Dixon's but walked over it and then
12 chained it back from Dixon's, did
13 go over it with an instrument, the
14 ground over which we passed, part
15 was good, & part was, from Jack
16 Hebartings to Resingers barn it was
17 pretty good could make a good road
18 from Resingers lane to where it
19 strikes the Wayne Road there is quite
20 a grade, in fact a grade both ways,
21 the ground is stony, a good many
22 springs, marshy ground, from the school
23 house up it is a medium grade, and
24 some parts of it is quite marshy, ^{up to Hebartings} but
25 the Banner field it is quite wet,
26 I should think it would be burdensome
27 to the tax payers of Sandy Township to
28 make and keep in repair a road through
29 there, they talked the day of review that it
30 would be a great expense to the Township,
31 I know of no necessity in the part where
32 the ^{new} Wayne Road passes that the Wayne
Road would not supply,

Chas W A. L. Cole

I paid taxes in the Borough of Duffin,
am not assessed in Sandy Gap, I am
relation of Mr. Wayne. He is an uncle by
marriage, I do not know but there
are places on the Wayne road stops
than the Resinger road, but those on
the Resinger Road are longer, the
pitch on the Road near the Duangto House
is steeper, but it is on the old road which
runs to Reynoldsville, It would
avoid that pitch by going the Resinger
road, the Resinger road is layed on the
old Hibernia road about 50 or 60 Rods
as near as I can tell.

John W. Ross

John Lyons Affirmed say I am 53 years old
Reside in Sandy Gap, am Supervisor of the
Township, this is my 5 year, I opened the
Wayne Road, have never been in the view
of the Resinger Road, If it goes where the
old road was I know the nature of the
ground, am acquainted with the neigh-
borhood through which the Wayne
road passes, There is no necessity
through the neighborhood that the Wayne
road will not suffice that I know
of, I know where Jonathan Resinger
lives, I don't think it is more than
15 Rods from the Wayne Road to Resinger
House, I do not see anything which
him getting into the Wayne Road.

1 handy. I don't see that they can get
2 a road to accommodate both and
3 all parties better than the Wayne Road.
4 The present Wayne road is a great
5 deal nearer to Jonathan Resinger than
6 to Thomas Wayne. I know that the Wayne
7 road runs a short distance on the
8 line between Thomas Wayne and
9 Jonathan Resinger's. The owners changed
10 the course and run down through
11 Resinger's field on account of its
12 being too steep to run ^{on} out the line.
13 Taking into consideration the condition of the
14 ground, the locality through which it
15 runs, I think the Wayne road as good
16 a right as could be got for a road.
17 I suppose it would be about as near
18 for Jonathan Resinger to go to town by the
19 Wayne Road, as to go by the Resinger road.
20 To open the Resinger Road and close
21 the Wayne Road it would shut Mr.
22 Wayne in, he would have to cross
23 Mr. Resinger's or Mr. Bell's land.

24 Crossed by A. L. Cole,

25 Do not know what the grade of the
26 Resinger Road is, have never
27 been on the view,

28 John Lyons
29
30
31
32

office in the town of ~~Worcester~~ ^{Chapfield}
County on the 6th day of April A.D. 1885,
between the hours of 10 o'clock A.M.
& 6 o'clock P.M. in the presence
of C. B. Barriell, for remuneration
to A. R. Cole contra.

Witness my hand and seal this 6th
day of April A.D. 1885

Thomas Ames 

no 212 mar 1884

to the Master of a

prop,

of 36 sections

paid by the, Morgan

#5-00

Chenfield County, N.C.

I Thomas A. A. do certify the
above named witnesses, produced
before me, in the above matter,
were sworn, and then foregoing depositions
taken and subscribed before me at the
House of, Thomas A. A., in Sandys,