

No. 13.

Seventh

Term, 188

Public Road

versus

Cornington Girard
& Gordon Township

Contents:

Harry Byers	Days 19	Amount
Cut #561	Miles 8	36.80
Joseph Owens	Days 6	
Cut #564	Miles 8	12.80
J. B. Shaw	Days 6	
(Cut #568)	Miles 8	12.80
Wesley Krise	4 days	6.00
	Cut #562	
Diezy	4 days	6.00
	(Cut #567)	

South forty three and three fourth degrees east thirty eight and nine tenth perches South twenty two and one fourth degrees east eight perches South two and one fourth degrees east sixteen perches South thirty four and three fourth west twenty six perches South four and one fourth degrees west ten

to a point at Parthans road, S 86 1/2° E 4 Per from S.E. in Shawville Green Township or near A. B. Shaw's Bristol corner of P. O. a plot or draft of which road

is hereto annexed showing the courses and distances and improvements through which the road passes, which road as laid out aforesaid is necessary in our opinion for a public road.

We believe that no damages will be sustained by the owners of land over which the road passes. Witness our hands this fourth day of February A. D. 1889.

Viewers { Harry Byers
B. S. East
Geo. Owens

grees east four and one tenth perches to a post
by a Hemlock thence south sixty eight degrees east
eleven perches to a white Oak thence south forty five de-
grees east four and four tenth perches to a post by a
Hemlock thence south thirty two degrees east sixteen
and three tenth perches to a Chestnut sapling thence
south forty and three fourth degrees east ten and
one tenth perches to a Beech sapling thence south
thirty and one half degrees east on land of Dodge James & Co. and
Mordcai Siverood thirteen and one tenth perches to a
Beech sapling thence south twenty three and three fourth
degrees east twenty two and four tenth perches to a chest-
nut sapling thence south ten and one half degrees east
twenty nine and one tenth perches to a Hemlock stump
thence on land of A. B. Shaw south nine and one half
degrees west thirty one and five tenth perches to
hemlock stump by side of road now in use
thence down said road to Shawsville south
seventy two and three fourth west seventeen and
nine tenth perches south twenty degrees west thir-
ty four and four tenth perches south five degrees
west one hundred seventy one and six tenth per-
ches south thirteen degrees west sixty four and two
tenth perches south three fourth degrees west forty
two and eight tenth perches south three and one
half degrees west thirty five and two tenth perches
south nineteen and one fourth degrees west
twenty five and eight tenth perches south thir-
ty six and three fourth degrees west twenty eight
and seven tenth perches to south twenty nine and
one half degrees west thirty one perches, crossing
branch of Trout run at twenty nine perches, thence

west eleven and two tenth perches to a Point in Township
road leading from Caledonia to Shawsville, thence fol-
lowing said road south eighteen degrees west six teen
and eight tenth perches, south sixty and one fourth de-
gree west fourteen perches to Girard and Goshen
Township line thence on Pat Hurley in Goshen Town-
ship south seventy five and one half degrees west
eighty seven and eleven tenth perches south twelve
degrees west one hundred twenty seven and two tenth
perches, south five degrees west twenty three and one
tenth perches, south six and three fourth degrees west
fifty two and one tenth perches thence south eleven degrees
west thirty three and four tenth perches thence south
Twenty six and three fourth degrees west twenty two and
six tenth perches to a pt. in public road near end of
Bigler Nyler's lane, thence (leaving Township road) on land
of Bigler Nyler south sixty and three fourth degrees west
twenty four perches to a Hemlock stump thence south fif-
ty and one fourth degrees west thirteen perches to a Pine
stump thence south seventy six degrees west six
and two tenth perches to a maple sapling thence on
Bigler Nyler and Mr Graham south seventy degrees west
five and one tenth perches to a white Oak Sapling thence
on Mr Graham and Jacob Owen south fifty one and one
fourth degrees west seventeen and three tenth perches to
a Red oak sapling thence continuing on Mr Graham south
forty five and three fourth degrees west seventeen and
six tenth perches to a Pine thence ~~thence~~ south fifty
one and one half degrees west thirteen and six tenth per-
ches to a white oak sapling thence south forty nine
and one half degrees west thirteen and four tenth per-
ches to a hemlock thence south sixty three and

one half degree west seventy one and nine tenth perches to a point in road now in use thence in said road south thirty and one half degree west nineteen and eight tenth perches to a post near a small building by road side thence south fourteen degrees west seventeen and one tenth perches to a pine by side of road thence south thirty one and one half degrees west twenty five and two tenth perches to a hemlock, thence south forty four degree west fifty and eight tenth perches to a hemlock, thence south thirty three and one fourth degree west on land of Wm Graham and Mordecai Livergood thirty nine perches to a hemlock, thence continuing on land of Livergood south forty eight and three fourth west five and four tenth perches to a hemlock thence south fifty seven and one fourth degree west fifteen and five tenth perches to a pine stump thence south seventy six and one fourth degree west twenty five and six tenth perches to a hemlock, thence on land of Dodge James & Co. south eighty seven degrees west thirty six and nine tenth perches to a maple sapling thence south seventy five and three fourth degree west nineteen and four tenth perches to a pine oak thence south fifty four and one half degree west eleven and two tenth perches to a white oak sapling thence south fourteen and three fourth degrees west four and six tenth perches to a white oak thence south eighteen and three fourth degrees east five and six tenth perches to a pine thence south forty and one fourth degrees east six and two tenth perches to a hickory sapling thence thence south forty nine and one fourth degree east fifteen and two tenth perches to a white oak thence south sixty de-

one half degree west fifty and five tenth perches, south
seventy and one half degree west forty five and six tenth
perches, south eighty three west eighteen and three tenth
perches to a maple by Deer Creek, thence a cross Deer
Creek leaving road and entering where road is to be built north
eighty six degree west one hundred one perches and two
tenths to a pine thence south seventy degree west forty
perches to a pine thence south fifty seven and three fourth
degree west sixty two and four tenth perches to a dou-
ble stump, - pine & hemlock, thence south a quarter and one
fourth degree west sixteen perches to a hemlock stump
thence south thirty three and one fourth degree west sev-
enteen and six tenth perches to a hemlock thence south fifty
two degree west twelve and five tenth perches to a beech
thence south sixty one and one half degree west ten and one
tenth perches to a hemlock thence on land of David Coulter
south eighty three degree west fifty two and six tenth perches
to a birch thence south seventy and one half degree west twenty
four and sixteenth perches to a hemlock stump thence
south sixty one and three fourth degree west fourteen and
nine tenth perches to a birch thence south twenty six and
one half degree west fifty one and three tenth perches
to a point near Ira Jung's Barn, (road crosses Ira Jung's line
at sixteen rods distance on this course,) thence continuing
on land of Ira Jung south seventy four and one half
degree west ten and fourteen tenth perches to a hemlock stump
thence north sixty seven and one fourth degree west
twenty and five tenth perches to an oak stump thence
north sixty two degree west fifty and five tenth perches
to a red oak stump (this course comes to Isaac Smith's land at a
distance of 43 perches) thence on land of Isaac Smith and
on line of Clayton Smith north eighty six and one half degree

west thirty eight perches to middle of road thence in
said road and through land of Clayton Smith north
seventeen degrees east forty four and six tenth perches
north fourteen degrees west twenty nine and two tenth
perches north thirty five degrees west eighty six perches
to a pine by road thence two perches on land of Clayton Smith
and remainder on William Wise north twenty two degrees
west forty nine and seven tenth perches thence on
same north forty three and one half degree west sixty
six and six tenth perches to line of S. C. Bradford
and Grange (last three rods of course is on Grange lot)
thence on S. C. Bradford north fifty four degrees west
fourteen and three tenth perches to corner of School
lot thence on S. C. Bradford north forty eight degrees
west eighteen and seven tenth perches to point in road
thence through land of S. C. Bradford and Geo. Shirey north
twenty five and one fourth degree west seventy five
perches thence on Geo. Shirey and Geo. Green north seven
teen and three fourth degree west thirty two and two
tenth perches thence on Geo. Green north thirty nine and
one half degree west fifty seven and eight tenth perches
thence through land of George Green and Martel &
Sikens north twenty nine degrees west thirty two
and five tenth perches to Wm Stewart line thence
on Stewart north forty two degree west twenty nine and
two tenth perches north seventy five and three fourth
degrees west ninety eight and three tenth perches to
Shops line thence on Andrew Shope north eighty eight
degrees west sixty three and eight tenth perches south
eighty and three fourth degrees west nineteen and five
tenth perches to a point by a white oak south fifty eight
degrees west twenty seven perches thence south thirty one degrees



To the Honorable David S. Krebs President Judge
of the Court of Quarter-sessions of Clearfield County,
Pa. we, the undersigned, viewers appointed by the
court, as the within instruction will show, to view and
lay out the road therein mentioned, respectfully re-
port that we gave lawful notice of said road
view and having met agreeable thereto on Mon-
day January twenty first A.D. 1889, and having been
first severally sworn or affirmed we have viewed
and do return for public use the following
road to wit: beginning at a point in the
Karthaus road at Frank Siegel's store in French-
ville thence following the road now in use
north two and one fourth degree east eighty eight
perches to a point opposite corner of Catholic lot
thence north fifty six and one half degrees west
forty six and four tenth perches through land
of Jule Janst and John Huger to a point in front of house
of John Huger thence north forty four degrees west thir-
ty five and two tenth perches through lands of said
John Huger, Lewis Condrict and Frank Rowley to line
between Frank Rowley and John Rowley thence
north fifty four and one fourth degrees west four-
teen and nine tenth perches through lands of John
Rowley thence north sixty one and one half degree
west one hundred ten and nine tenth perches through the
land of John Rowley and S. M. Condrict to the line of
Robert Pars when the road turns to the right thence on
line between Robert Pars and S. M. Condrict north six
and one half degree east forty two and one
tenth perches thence north fifty nine degree west
twenty two perches on land of Robert Pars thence north

thirty eight degrees west sixty and five tenth perches on land of Robert Piers and Frank Royer to a point in road near an apple tree at lower side of road thence north sixty six and one half degrees west forty six and two tenth perches on land of Frank Royer and Mrs. Leconte (crossing Covington and Girard Twp. line at ten rods distance) ~~from that~~ to a pine, thence on line between Mrs. Leconte and John Murray north eighty five and three fourth degrees west one hundred four perches to a tall pine stump thence on land of John Murray north forty two and three fourth degrees west ten perches to a chestnut thence on same north seventy one and one half degrees west twenty nine and three tenth perches to a hemlock thence on same south seventeen and one fourth degrees west fourteen and six tenth perches to a chestnut stump on line of Mrs. Leconte and John Murray thence on line between Mrs. Leconte and Amiel Rougeron on one side and John ^{and John Diegel} Murray on the other north eighty five and three fourth degrees west two hundred nine perches to a maple by old timber road thence following a private road now in use on the land of Amiel Rougeron south sixty three and three fourth degrees west forty six and five tenth perches south seventy five and one fourth ~~perches~~ degrees west sixteen perches thence north eighty nine degrees west thirty one and one tenth perches south eighty one and one fourth degrees west thirty six and five tenth perches north eighty two and one half degrees (at 20 Rods entering land of Ernest Mignot and thence continuing on same.) west forty seven and six tenth perches south eighty four and one half degrees west twenty six and four tenth perches south fifty nine and one fourth degrees west thirty eight and eight tenth perches south sixty three and

In Re Application

for Public Road in Goshen

Genesa & Bozington Twp

In the Quarter Sep Court of Clearfield Co

Pa

No 13 Sept Sep 1887

There it seems to me one legal objection to the confirmation absolute of the road viewed laid out reports that is not overcome by anything to which my attention has been called. The draft accompanying the report shows that the road is laid out over roads now open and in public use, either or both by actual order of the Court or by prescription. This is contrary to my understanding of the road law. It is true that a road may be laid out top or over ground already occupied by a public road where it is necessary to reach the terminus called for in the petition. But it ~~is~~ is not true that a public road open and in use, may be adopted as part of the route and reported as part of the new road, entirely irrespective of the question of the terminus of the road named in the petition.

For this reason if there was no other I would be compelled to withhold the Confirmation absolute.

The report is therefore marked Confirmation absolute refused.

By the Court

D. L. Keith

J.

Subphosma

Saved the 29 day of

April 1889

By Producing the
original Subphosma
of each one

Cost \$ 8.75

97.74

~~15~~ August 19/1900

789

Constatly

To the Honorable the Judges of the
Court of Quarter Sessions of Cheshire County.
The undersigned citizens of the Township
of Grand Ave. Courington. Respectfully
Represent. That a petition was presented
to your Honorable Court at September
Session 1897 asking that you be
appointed to view and lay out a
Road leading from a point at or
near Grand Village down on the old
Northam road in Courington Twp.
and extending to a public road at or
near the village of Shawville. That
E. C. Reed, J. B. Shaw and Jos. Owens
were appointed by your Court to
view and lay out the same. That
your petition. Respectfully. Remonstrates
against the laying out of said Road
for the following reasons -

1st That the road will be a very expensive
one to build and that said Township
are at the present time heavily indebted

2nd The road as proposed runs for the
larger part of the way through a wilderness
and will only benefit a few families.

3rd That it will cost between Seven and
four thousand dollars to build. &c. &c.

Signers Name
Frank L. Condrieh
August V. Mulson
John Tees.

Wm. S. Bonaway
Juel Barnat
Prosper L. Condrieh
Leon Salile

F. C. Mignot
Victor Renaud
Alcan Seen

N. F. Condrieh
J. M. Mignot
Andy McEwen
Leonard Mignot
E. J. Mignot

Daniel Mamer
A. Rougemont
J. B. Wilbur
A. L. Peters

John Rougemont
Victor Mignot
Emiel Rougemont
Levi^{his} Laird
John^{mark} Rougemont
Victor Billotte

Th. Boesch
James Frelin
W. S. Gifford
R. S. Stewart

A. Shley Kyler

Signers Names
Joseph Merau
Lewis D. Condrieh
Briece X. Vallimont

James Maurer
Justin Billotte
E. L. Billotte
Desire Billotte

Celestin Billotte
Lewis^{his} Billotte
J. L. Mignot

Fred J. Rougemont
Francis^{his} Rougemont
August Barnat
F. H. Condrieh

A. F. Condrieh

J. L. Murphy
Mitchell Mignot
J. K. Mignot
J. J. Bumpargu

Mitchell Newcomb
Barney Newcomb
Harry Jury

William Jury
William Hall
John^{his} Sedler
John X. Linsgood
W. K. Stewart

J. R. Stewart
R. R. Stewart
William Bradford

William Coulter

Wm. Cathman

Ewings Lury

Bernard Green

James L. Gordon

John L. Newcomb

Henry Beaureigneur

L. A. Gordon

John ^{leg} Newcomb

Geo. W. Stearns

David Coulter

Samuel Stearns

Levi Beaureigneur

Wm. McGowan

Alfred, Ward

Henry Bath

Germain Barnard

Louis, Rousseau

G. French very

John L. Lury

E. W. Lury

J. H. Sherry

Henry O. Chubb

Oliver Leonard

Elmer Graham

J. H. M. C. L. L. L.

Sam. J. J. L. L.

James Graham

James Stearns

William Brise

Edward Merrett

Parle Graham

Charles J. Lignot

73 Names

1013 ~~Sto~~ 5187

Pathe Noel

in

George's Remant
v. Elchen

Remnants

July 4 George 1887

Staple

Cowley

Nicholas Marshall

John T. Kelley

Charles F. Kelly

James F. Kelly

James F. Kelly

Francis Rogers

O. H. West

Alexander Vallinmont

W. H. Knepp

Isaac Smith

Henry Bartlett

Henry Buck

A. B. Shope

E. H. Cosgrove

A. C. Smith

Geo. Sliver

Moses Sliver

James L. Gandon

Wm J. Krise

O. D. Krise

Barnes Green

G. Green

J. E. Livergood

Allen Cupler

P. Herley

J. J. Kramer

John Murray

Wm J. Green

12.
 And now Dec 12/887
 these put off the
 viewers in their
 case continued to
 and enlarged to
 Feb. 23rd next.
 By the Court
 Hugh H. Curran
 J

Nov 13 Seph Term 1887
 In the Court of Queen's Bench.

Petition of citizens of
 Birmingham, Bristol and
 London for a writ of
 habeas corpus for
 the said persons
 now in the Court of
 Queen's Bench and
 extending to them
 a writ of habeas
 corpus in the Court
 of Queen's Bench
 at B. Shaw's Bristol

And now Sept 12/887
 E. C. Reed, J. B. Shaw, - Joseph
 Owens -
 are appointed viewers
 to view the within
 road and make re-
 port to December
 Session 1887.

By the Court
 D. Z. Kirby

Dec 29 Sep 1887

Mitchell.

In the Court of Quarter Sessions of
Clearfield County.

To the Honorable D. S. Sims, Judge of
the Court of Quarter Sessions of Clear-
field County.

The petition of the undersigned in-
habitants of Livingston, Swaid, and Loshen
Townships in the said county, respect-
fully sheweth That your petitioners labor
under great inconvenience for the want of a
public road or highway in said Townships
to begin at a point at or near Frank
Siegle's Store on the old Karthaus
road in Livingston Township and ex-
tending thence to a point on public
road at Shansville in Loshen
Township at or near A. B. Shaw's
Sawmill.

Your petitioners therefore pray the
Court to appoint proper persons to
view and lay out the same, accor-
ding to law; and they will ever
obey.

No. 13 Sept Term, 1887

versus

Subpoena before Arbitrators on part of

Service \$

Att'y

SERVED the within Subpoena by reading to each of the within named witnesses as follows: _____

Sworn and subscribed to before me this

day of

18

So answers

Chester County, ss

THE COMMONWEALTH OF PENNSYLVANIA.

TO the Honorable Justices of the Supreme Court of the Commonwealth of Pennsylvania.

Dance

James M. Brown, Plaintiff, vs. The Commonwealth of Pennsylvania, Defendant.

WE command you and such of you, that you be and appear in your proper person before the Court of Sessions of the County of Chester, at the Court House in the City of Philadelphia, on the 10th day of May, 1889, at 10 o'clock A.M., to hear and decide all matters in variance between the parties in a certain action wherein

James M. Brown vs. *The Commonwealth of Pennsylvania*

Plaintiff and Public Peace in Learning (as named)

James M. Brown, Defendant

at the Office of the Sheriff of the County of Chester

in the City of Philadelphia, and county aforesaid, on

the 10th day of May, 1889, at 10 o'clock A.M.,

then and there to give evidence on the part of the Plaintiff. Hereof fail not, under the penalty of three hundred dollars.

WITNESS the Honorable

President of our said Court, the

10th day of May 1889.

James M. Brown,
Prothonotary.

On Friday Decr 1st
Resolving of Cleopatra &c.

On Application for
Public Road in Lexington
Mass. and Grand Jurors.

Testimony of Witnesses
on Party Remonstrance.

Testimony of J. J. J. J.

Report of Attorney General

In Re Application } In the Court of Quarter
of Public Road in } Sessions of Cheshire County
Carrington, Grand Juror } No. ... Sessions
Goshen Townships }

Deposition of witnesses
taken before me this twenty eighth day of
January A. D. 1890, at the office of Oscar
Mitchell, Esq., in the Borough of Cheshire,
by consent of Oscar Mitchell Esq., Attorney
for petitioners for road, and W. A. Haggerty, Esq.,
Attorney for respondents.

George Lingle, Sworn:

I have made an examination of the route of the road in Grand Township where it passes through the property of Ira Jiny. Since the road was viewed Ira Jiny has erected a new house. This house is erected on the line of the view, that is nearly about on the line of the view, and occupies all the land taken for the view except about eight or ten feet. This would throw the road right down into the bed of a run.

There is about a quarter of a mile of road running to Freeman Shopp's that will

have to be kept up in addition to this road. This
is in Linn Township. It will have to be kept
up to give Freeman Shop an outlet.
There is also a mile and a half of road in
Lorhen Township that would have to be kept
up to give the people living back an out-
let even if this new road were made.
No Cross

E. W. Gingle

State of Pennsylvania }
County of Chester } 88

I do hereby certify, that
the above returns were duly qualified and ex-
amined at the time and place stated in
the above Caption; that the same were reduced
to writing by me, in the presence of said returns
and that I subscribed my name thereto in
my presence.

Witness my hand and official seal.

W. C. Miller

Notary Public

Clearfield County, ss:

At a Court of Quarter Sessions of the Peace of the county of Clearfield, Pennsylvania, held at Clearfield, in and for said county, on the 29th day of Sept, A. D. 1887, before Judges of said Court, upon a petition of sundry inhabitants of the township of Corryton Heron Fork, in said county, setting forth that they have been

great in convenience for want of a public road to begin at a point at or near Frank Legeys store on the old Kaubus Road in Corryton Township and extending thence to a point on public road in Shawsville Heron Township at or near A. B. Shaws Grist mill


and therefore praying the Court to appoint proper persons to view and lay out the same according to law make Report to the Court whereupon the Court, upon due consideration had of the premises, do order and appoint Elc Read J. B. Shaw and Joseph Owens 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 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.

A. W. Blevins 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 ensealing and delivery hereof, have remised, released and forever quit-claimed, and do hereby remise, release 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 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 .

Miles	Days	Miles	Days	Miles	Days	Miles	Days
10	1	10	1	10	1	10	1

OLEARFIELD REPUBLICAN PRINT.

Thurs Dec 7

May'd 1889 Confirmation M. S. - continued to Sept 1889
 By the Court
 Sept 1889 Confirmation M. S. continued to Dec 1889
 By the Court.
 Dec 1889, Confirmed M. S. - Found to be opened 33 feet wide North
 where there is a ditch cutting embankment or highway - there is a hole 16 1/2
 wide -
 By the Court