

In the Court of Quarter
Sessions of Charfield
County.

No 13 Sept Term 1889

Public Road

vs

Gorham, Girard and
Avington Townships

Depositions of Witnesses.

Fees taking Dep. \$6.00

Paid by Fraud Cabinet

Rem. Bill of Costs \$31.22

Fees for taking Dep. \$1.50
on 19th Nov, 1889

Witness
Mitchell Shoppe \$5
1 day. 1.00

Public Road from
Frank Ligray's in
old Kanhams road
near Frank Ligray's
store in Coalington
Township to a point
in Public road in Shaw-
ville in Goshen Township.

In the Court of Quar-
ter Sessions of the
County of Chasfield.

Of September 5, 1889.

No 13.

Depositions of witnesses taken before me
this 9th day of November 1889 at Fitchville,
Coalington Twp., Chasfield Co., at 10 o'clock A.M. and 6 o'clock P.M. by virtue
of the annexed rule of Court and notice
thereon endorsed for the examination of
witnesses in a certain cause then
pending.

F. F. Condrick, Sworn.

I am 50 years of age and
reside in Grant Township. I am acquaint-
ed with this proposed road leading from
Frank Ligray's store in Coalington Township to
Bish Shaw's grist mill in Shawville,
Goshen Township. I am acquainted
with a portion of this road; the balance I
never examined. The portion I am ac-
quainted with is very hilly. The hill
at Frank Ligray's is very steep. The
other part is steep and would be hard
to make. I think that this road is not
a public necessity. It would make two

made from Kankhams to Chasfield entirely too close to each other, and even after the new road was made, it would be very expensive to the tax payers to keep up, as in times of rain it would wash quite a good deal. Part of this road runs through timber land. It would be expensive to build. The people who live along the route of this proposed road have either private or public roads to get out from and into their farms from the main road now leading from Kankhams to Chasfield. A great deal of damage was done by the recent floods to the roads in Covington, Girard and Goschen townships. It will cost the townships a great deal to repair these roads, but I cannot tell how much. My reason for opposing this road is because I think the tax payers have burden enough without adding anything more to their burdens.

Cross-Examined by Isaac Smith.

I am acquainted with a portion of this road in Covington and Girard. In Girard I know what portion from Frank Royer to a point between Frank Rogers and Ernest Mignot. About three fourths of a mile of this road in Covington township is now ready for use. From John Rogers to Ernest Mignot.

nots I do not know how much is in use,
as I do not know the route of the
survey. I do not testify positively
as to the part of this road in the north-
west settlement of Girard township as
I do not know the survey.

Pr. Examined

It would require nearly as
much expense to make these private roads
into public roads as if no private roads
were there. The private road running
from ~~John~~ Leigys to Ernest Mignots, I
am satisfied would cost as much to
make it into a public road as if no
private road were there.

F. F. Coudriek

A. N. Coudriek, Sworn:

I am 60 years of age
and reside in Carleton township. I know
the greater portions of the lands over which
this road runs from Frank Leigys to
Henry Martell's. To make a good public
road from Frank Leigys to Shawville I
think it would cost five thousand dollars.
There was a great deal of damage done
to the roads in Carleton and Girard town-
ships by the late floods. It has been
necessary to change the old road in some
places since the damages done last
spring. In my opinion it is not
necessary to build this road for the reason

that the people living along this route have
already two good roads to Charfield, and
by coming out onto the main road
leading from Karkham to Charfield they
will have as good a road as can be
made in the three townships. The two
towns grader these people complain of
in their roads could be rounded with
but little expense. The route of this
new road from Emil Rouzeau's to Ernest
Mignot's farm road is nothing but swamp
and would require three or four feet of
ditch before we could have a passable
road. I am very well acquainted
with this part of the road. I also
think that the amount of debt already
existing upon these townships would
not justify them in building another
new road. This end of the road in
Carleton Township benefits only our farm
in the township.

S. A. Goudreau

John A. Murray, Sworn.

I am 55 years of age,
and reside in Goshen Township. I am
acquainted with portions of this pro-
posed road. I came from Isaac Smith's
watering trough to Frank Bigey's store over
the proposed route of this road. I was
one of the signers on the original peti-
tion for this road. This road is not

laid out by the surveyor as was represented
to me when I signed the petition. In
some places not by a mile or a mile
and a half. I would not like to build
this road from Rougemont to Ida Jungs for
less than seven or eight dollars a rod.
To make a good public road a great
portion of it would have to be ditched on
each side and the road stoned. It
would cost nearly as much to make
these private roads ~~new~~, over which
this proposed road runs, into a good pub-
lic road as to make a new road.
All the people living near the proposed
route have other roads leading out on
to the main road leading from Clear-
field to Keshone. All these roads are
worked on by the township. I have
worked on them myself. By changing
the Shawville and Carryover Run lines
the people would have a better road with
less expense than if this new road
were built, and the distance would be
no farther. This new road undoubtedly
would drift in winter time. The
part now laid out drifts in winter
time. Portions of this proposed road runs
over parts of township roads now in
use. I don't think that this road, tak-
ing into consideration the debts already
on these townships, is a necessity to
the people living in the townships through
which it runs. The only thing might
be parts of this road that could be made

for a dollar or a dollar and a half per rod.
But the portion would be very small.

Cross Ex. by Isaac Smith.

At the time I signed
the petition for this road I owned property
along the proposed route. I have since
sold it. I testified that it will cost
as much to build this road over these pri-
vate roads as to build a new one - I mean
by this from Ernest Mignot's to Rouzoup.
I think they need a better road from the
settlement in Girard township to Shaw-
ville - this they can get by changing a
few of the lines on the road now made.

Re Direct

Before I sold my property I told
Mr. Smith that the proposed road on the pres-
ent route was a nuisance.

John D. Murray

Samuel P. Bradford, Sworn;

I am 50 years
of age and live in Girard township near
the line of this proposed road. The road
from where I live to Chisfield I be-
lieve the people need. The balance of it
I do not believe is needed. There
would be about a mile and a half to
build. The Corington and Girard end of

This road would be very expensive to build. I would want seven or eight dollars and to build the road from Isaac Smiths to Rogers. It would not cost very much to build it from Rogers to the Frank Biggys. From Rogers at the Corington township line to Frank Biggys it would cost about 50 cents per rod. The line of this proposed road is laid out over township roads already in use. At certain places along this proposed road it drifts a good deal. People would have to drive through the fields to get through. It is about four miles from Isaac Smiths watering trough to the Corington line. By changing the road at Surveyor Run hill and Shawsville hill the people would have as good a road as they propose to make and at less expense. Taking into consideration the road debt of the township and the expense of building this road and the expense of repairing roads damaged by the flood, I do not think there is such a necessity existing as requires this road to be built.

Goss Examined.

If this new road is built from Gillingham to Shawsville, it would be a benefit to that settlement, provided the hills at Surveyor Run and Shawsville are not changed on the old road. I

had some talk about then being parties
who tried to prevent the views from taking
this road along the route of Surveyor Run
hill.

D. C. Bradford

Elmer Murray, Swore:

I am 27 years of age
and reside in Goshen Township. I am
acquainted with the route of this proposed
road nearly the whole way. I have
worked on Township roads. I came
over the line of this road this morning
from Isaac Smith's watering trough to
Frank Ligeys. I would not take the con-
tract for building this part of the road
for less than eight dollars a rod. Very
few people would be benefited if this
new road were made. By changing
the road now in use at Surveyor Run
hill and Shawville hill they could
have a better road for less money than
if the proposed road were made.

I think the Goshen end of this pro-
posed road could be changed so as to
accommodate more people than it would
do if made over the proposed route.
With the exception of our or two fam-
ilies this road does not benefit any
one.

Elmer E. Murray

Thomas J. Livingston, Sworn:

I am 34 years of age and reside in Goshen Township. I have been over the whole of the proposed road from with the exception of the part from Gillingham school house to Krauss. I came from Smiths to Rogers this morning. I do not think there is any necessity for building this proposed road. By changing the road now in use at the Duncans Run line and Shawville line the people can have a better road at less expense than if the new road was made. I think it would be but very little shorter and no better for the people from Kartman to go over the new road to Crossfield than the one they use now. I think it would cost from seven to eight dollars per rod to build the road from Smiths to Rogers. It is about four miles from Smiths to Rogers. From Krauss to the splash dam, a distance of about two and a half miles, I think it would cost from four to five dollars a rod to build the road. I have been over that part of Ernest Mignot's private road twice. To make that road into a good public road it would have to be either stoned or planked. The road now runs through swampy, soft ground with springs coming out all along. There are planks and slabs, eight feet wide laid in there for the road.

"Hannes J. Linnard

John Linnard, Sworn:

I am 32 years of age and live in Goshen Township. I am acquainted with parts of the line of this proposed road. I would think that it would cost seven dollars a rod to make the parts I am acquainted with. This road is not necessary to the people living in the townships through which it runs. They would have a better road, by changing the road at the Sunnyside Run Hill and Shawville Hill, with less expense, than if the proposed new road were built. I came over the Ernest Mignot piece of road this morning. I would cost as much to put that road into a good public road as to build a new road on decent ground. Goshen Township has been put to a good deal of expense by damages done the roads by the recent floods. The expense of repairing the old road and changing the old road where it is necessary will be quite a good deal. The cost of repairing the old one and changing it between Shawville and Little Run in Goshen Township is about four hundred dollars.

John ^{lin} X Linnard
mark

Robert W. Livergood, Surm.

I am 24 years of age and reside in Goshen township. I am pretty well acquainted with this proposed road from Gillingham schoolhouse to Shawville. When the road runs through the woods I would not like to take it for less than five dollars a rod. I am acquainted with the lower road that goes a part Geo. Mingus. By changing the road, now in use, at the Sawyer Run hill ^{and} Shawville hill the people would get a better road for less money than if the proposed road were made. I don't think this proposed road would accommodate enough people in Goshen and Grand townships to justify the expense of making this new road.

Cross Examination by Isaac Smith:

If the Sawyer Run hill were changed, I think, it would be necessary to change it on both sides. I do not know whether it would make the road any better to change the road at Amos or not. The hill at Amos is a pretty heavy hill, but I think a person could haul as heavy a load up Amos hill as he can up Lick Run hill.

Robert W. Livergood

Calvin Amos, Sworn:

I am 24 years of age and live in Gorham Township. I am a Farmer by occupation. I farm my mother's place and pay the taxes. I am acquainted with the greater portion of this proposed road. This road will not accommodate enough people, in my opinion, to justify putting the township to the expense of building it. When the road runs through the woods I would not like to build it for less than five dollars a rod. By changing the road, now in use, at Sunnyside Hill and Shawville Hill, the people would as good a road for a good deal less money than if the new road were built. I do not think it is necessary to build this proposed road to accommodate the travel from Kesteven to Chorfield. I think it would cost from seven to eight dollars a rod to make the Ernest Mignot private road into a township according to the order of Court. This proposed road is laid out at different places over public roads now in use.

Calvin Amos

Foreman Shops, Affirmed:

I am 31 years of age,

and live in Grand Township & live near
the line of this proposed road. The nearest
road is about within 80 rods. My oc-
cupation is farming. To build that part
of the road from Smith's watering
trough to the Carington line it would
cost about seven dollars a rod to build.

If this road were built, I do not
think it would accommodate enough
people to justify the township in go-
ing to the expense of building it.

By changing the road now in use at
the Sawyer Run hill and Shawville
hill the people would have as good a
road as the proposed road at very much
less expense. Part of this proposed
road drifts every winter and people
would have to drive the fields to get
through. William Graham has a saw-
mill located along the line of this pro-
posed road. I do not think it would
benefit him any to get his lumber
hailed if this road were built. The
line of this proposed road goes over the
most of Ernest Mignot's private road.
The most of this road would cost as
much to make as it would a new
road at first. The ground was so soft
that sleepers had to be put down on which
to lay the planks. The road would
then be either planked or stoned. The
road at present is only eight feet
wide.

Cross Examined.

I have heard them talk of changing the Shawville line to go in by Thicks through Stony Hollow in by Morris's mill, but I have never been over the road myself.

Re Direct.

That route would accommodate more people in Goshen township than the proposed road.

H. J. Skope

William Stewart, Sworn:

I am 33 years of age and live in Grand township along the line of this proposed road. From the Livingston line to the Goshen line, I would not want to take the job of building the road for less than four dollars a rod. This includes the part already opened and the part to be opened. This road as now laid out will not accommodate enough people to justify the township in going to the expense of building it. By changing the road now in use, I think we could get as good a grade with much less expense as we could by the one proposed to be built.

Cross Examined:

This road would benefit the people living in the north-west settlement of Grand township, but a road could be built with much less expense that would benefit them more. It might cost a little more to build the road from Gillingham schoolhouse across by Surveyor Run to the view near Bigler Kyler's than to follow the route of the new road to the same point, but the difference would be made up in the winter in keeping snow out of the proposed road. It drifts free from the time snow falls until it goes away in the spring.

This is right through my farm and I know how it is in winter. This road through my farm where it drifts in the winter is from 18 to 30 feet wide clear of the slates and fence. The Amos hill could be changed, but I do not see that it needs to be changed beyond ploughing off a couple of bands. I have driven the Amos hill often, and have to drive that way in the winter on account of drifts. If the

Re Direct.

If this new road were built on line proposed I would still have to drive over Amos hill to avoid drifts or drive the fields.

W. R. Stewart

Peter Brown, Sworn:

I am 43 years of age and reside in Grand township. My occupation is that of farmer. I am not acquainted with this road except from Gillingham to Crington line where I traveled it this morning. I should say it would cost from six to eight dollars a rod to build that portion of the road I went over this morning. I can't see that this proposed road ^{would} justify our enough to justify the expense of building it. I am acquainted with the road that goes in by George Mingle's. The road at Sawyer Hill could be changed to make as good a road as the proposed new one with a great deal less expense.

Peter Brown

Daniel Green, Sworn:

I am 22 years of age and live in Grand township. I am acquainted with this road from Gillingham to Crington line. From Smiths watering trough to the Crington line it would cost about six or seven dollars a rod to build the new road. I have driven what is known as the George Mingle road, and I think the road at Sawyer Hill and Shawson.

well but could be changed to make as
good a road as the proposed one with
a great deal less expense.

Daniel Gree,

George Green, Jr. Summ,

I reside in Grand
township, and am farmer by occupa-
tion. I am acquainted with the line
of the proposed road from Smith's water-
ing trough to the Crington line. I
came over it this morning. The
ground is swampy. I think it
would cost not less than seven or eight
dollars a rod to build the new road.
I do not think this road is nec-
essary for the accommodation of the people
living in Grand township. The tax
now will not repair the roads we
now have.

George Green

Stewart
George D. Shick. Affirmed:

I am 36 years
of age and reside in Goshen township.
I am a farmer. I came over the
proposed road from Smith's watering
trough to the Crington line, as near as I
could. I don't think this road could be

made for less than eight dollars a rod.
I think this road is not necessary
for the accomodation of the people in
Grand township.

Steward Shick

Ashley Kyler, Affirmed:

I am 33 years of age
and reside in Grand township. My occu-
pation is a laborer. I am acquainted
with the line of this proposed road from
Smith's watering trough to the Cwingtown line.
Some parts of this road, I suppose, could
be built for seventy five cents a rod,
and parts that would cost eight dol-
lars. This road, I think, would not
accomodate enough people to make it
a necessity. It would accomodate
some people in Grand township, but
there are other roads if built would
accomodate more people.

Ashley Kyler

Julius Martell, Sworn:

I am 38 years of
age and live in Grand township. I am
a farmer. I am acquainted with
the line of this proposed road from

Ernest Mignot's to the Crington line. In my opinion it would cost from six to seven dollars a rod.

Cross Examined:

I do not say that this road would not benefit a number of citizens in my vicinity; but I think we have enough of debts at the present time and had better pay them first.

Julie Martel

Henry Roussey, Sworn:

I am 34 years of age and live in Girard township. I have been over this part of the proposed road from Ernest Mignot's to the Crington line, but I do not know where the view is. The portion of this road I saw could not be built for less than eight dollars a rod.

Henry Roussey

William Stewart Recalled:

The private roads now in use in my section of the

Township are now, and have been for
some time, been kept up by the town-
ship. The line of this proposed road runs
over a township road for about 30 good
rods in Grand Township and about
a half mile in Gosher Township.

W. K. Stewart

G. W. Lingle, Surveyor.

This new road drifts
from Gillingham schoolhouse through Geo.
Shirley's Chur., through by George Ennis's
land with the woods on the right hand
side and fields on the left. Going your
way, drifts in William Stewart's land,
An Andy Shop's private road, I believe,
it drifts. It drifts in Patrick Bailey's
land it drifts. At the Mowry place
it drifts. From Crington's line to John
Lingle's I think it would cost from five
to six dollars a rod. The hardest part
of the road to make would be from the
Buck Run road at John Lingle's through
to the watering trough at Isaac Smith's
or to the road above his watering trough.
The hill at Sawyer's Run can be changed
without any damage to private property.
The Amos hill cannot be changed without
damage to private property. The Shawcross
hill can be changed without damage to

Private property. I think the above is
not any harder than the Rich Run case.

E. W. Gingle

State of Pennsylvania } S.S.
County of Crawford }

I do hereby certify,
That the above witnesses were duly qual-
ified and examined at the time and place
stated in the above Caption; that the
same was reduced to writing by me,
in the presence of said witnesses,
and that they subscribed their names
thereto in my presence.
Witness my hand and official seal.

W. C. Miller



Remountments Bill of Costs.

F. F. Coudrict	1 day	\$1.00	
	2 miles	.12	\$1.12
S. W. Coudrict	1 day	\$1.00	
- -	- -	- -	1.00
John A. Murray	1 day	1.00	
	11 miles	.66	1.66
Samuel P. Bradford	1 day	1.00	
	10 miles	.60	1.60
Elmer Murray	1 day	1.00	
	14 miles	.84	1.84
Thomas J. Hingford	1 day	1.00	
	12 miles	.72	1.72
John Hingford	1 day	1.00	
	12 miles	.72	1.72
Robert W. Hingford	1 day	1.00	
	12 miles	.72	1.72
Calvin Arvon	1 day	1.00	
	12 miles	.72	1.72
Freeman Shoper	1 day	1.00	
	11 miles	.66	1.66
William Stewart	1 day	1.00	
	14 miles	.66	1.66
Peter Brown	1 day	1.00	
	13 miles	.78	1.78
Daniel Green	1 day	1.00	
	11 miles	.66	1.66
George Green	1 day	1.00	
	11 miles	.66	1.66
George S. Shick	1 day	1.00	
	14 miles	.84	1.84

Ashley Kyles	1 day	\$ 1.00	
	4 miles	.24	1.24
Julia Morlet	1 day	1.00	
	3 miles	.18	1.18
Henry Roussey	1 day	1.00	
	2 miles	.12	1.12
G. W. Single	1 day	1.00	
	12 miles	.72	1.72
James Coulter	1 day	1.00	
	10 miles	.60	1.60
	Total		\$ 31.22

Testimony of witness taken at my office
in Clarksfield, Pa, on the 19th day of November,
1889 by virtue of the annexed Rule of
Court by consent of the Council convened.

Mitchell Shops, Sworn:

I am fifty nine
years of age and reside in Clarksfield
borough at the present time. I own land
in Girard Township. I moved on my
place then in the fall of 1854 and re-
sided there until about 1882. I
am acquainted with the land over which
the route of this proposed road runs from
Frank Briggs store in Curington Township
to a point near Shawsville in Goshen
Township. It would not be so very
expensive to build this road from Isaac
Smiths up to where this road comes
onto the road in Goshen Township. This
is about three quarters of a mile. The
land, from Isaac Smiths down to the Bush
Run road, that is to land owned by John
A. Murray is soft and muddy. This
is going east from Isaac Smiths.
It is about three and one quarter miles
from Isaac Smiths to Bush Run. This
would be an expensive road to build.

In my opinion, I do not think the road from Isaac Smiths to the Beech Run Road is needed, but I do think the road is needed from Isaac Smiths west to Shawsville. The west end of this road as now is in place and I think is right, but the east end is not, and it would only be a trial of expense to the people to keep up after it would be opened. By the west end I mean that part from Isaac Smiths to Shawsville, is the west end. From Isaac Smiths to Frank Lingers store is the east end. From Isaac Smiths to Shawsville they run pretty nearly over a road that is now used. It is kept up by the township and we work out our taxes on this road. From Bigler Kyers this road goes off down through the woods by Graham's mill. From Graham's mill to Shaws splash dam on Trout Run is new road and is a better grade than the old one. From the splash dam into Shawsville the road runs over an old road.

If the route of this proposed road does not go over either the new road or Shays Hollow, but is laid out over new ground or a new course it is not necessary. The course of the Beech Run Road, in my opinion would accommodate all the people in that community, and is the proper road for them to use in

both winter and summer.

Cross Examined by Oscar Mitchell, Esq.

Q. Of the proposed road from Graham's Mill to the Splash Dam below Graham's Mill runs around the point, it would be a great improvement over the old one. This would avoid the big hill, and would make nearly a level grade. I have never been over the portion of the road as laid out by the survey from Isaac Smiths to the Buck Run road; but I am acquainted with the range of the country through which the road runs. I have been over the land often. In this country from Isaac Smiths to Buck Run there is no place in which I have been that you could not put a horse in. It is not an actual swamp; but is ~~a~~ mucky land. It is just as Murray states it would have to be stoned and thrown up. From Mignot's mill to the Buck Run road is the main part. This is about two miles and a half in length. There is no cleared land - or was not the last time I was along the land - from Mignot's to Rougeau's. Charles had made timber all along there. I do not think it necessary for a road along the back part of these townships for all the hauling they have to do. They have

the Buck Run road and the Croxford road.
I believe the east end of this road, if it
were built would be a better road and
more level to Korthams, but I do not
think it is necessary at all. I
think it would be a shorter route
than they have now. From ~~Isaac~~
Smiths they go into the Croxford
road on an old road to go to Korthams.
This old road is kept up by the town-
ship and we work out our taxes on it.
We take the private road from Smiths
to the Croxford road and then, at Gill-
lands, we take the regular Croxford
and Korthams road for Korthams.

I would say it was two miles
anyhow from Smiths down to the
~~Croxford~~ road. It is about three
and a quarter miles from Gilllands,
or where you come onto the Croxford
road, down to Frenchville. I believe
this road from Shawville to Isaac
Smiths to be needed by the people.
It is necessary for public use, and
should be changed. There are a
good many people living in there
to be benefited.

The distance from Shawville to French-
ville has been said to be shorter but I
do not know whether it is. About
six thousand dollars has been used
in putting this road around the hill
by the river, and if a little more

moneyworth but on it, it would be
about as good a road as the proposed
road.

Mitchell Shope

State of Pennsylvania } ss.
County of Crawford }

I do hereby certify
that the above witness was duly qualified
and examined by me at the time and place
stated in the above caption, that the same
was reduced to writing by me in the
presence of said witness, and that he
subscribed his name thereto in my presence
within my hand and official seal.

W.C. Miller,

Notary Public.

RULE TO TAKE DEPOSITIONS.

CLEARFIELD COUNTY, SS:

Public Room
VERSUS
Greenington Gerami
Charles Zepf

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

No. 13 Sept 20 Term, 1887

AND NOW, to wit, the 14 day of *Nov*, in the year of our
Lord one thousand eight hundred and eighty-seven
the *Remonstrator* 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 *Remonstrator* on
Five days' notice.

W M Blommy
Promonotary.

To *Oscar Mitchell*, Esq.
Atty for Plaintiff

You will please take notice that, in pursuance of the foregoing rule, depositions
will be taken before *N. C. Miller*, or some other person
authorized to administer an oath or affirmation in Pennsylvania, in and for
the county of *Clearfield*, at the office of *Atty J. Alfred Brown*
in the *Room* of *Greenington*, in the county of *Clearfield*
and State of Pennsylvania, on the 9th day of *Nov*, A. D.
1887, between the hours of 10 o'clock A.M., and 6 o'clock P.M., when
and where you may attend and cross-examine.

N. A. Hager
Clearfield, Pa., *Nov 1*, 1887 *Atty for Remonstrator*

Served on this 1, Nov.
1887.
Oscar Mitchell
Atty for Plaintiff

in the County of Liberty,
State of Maryland.

No 13 September 1879

Public Road

Between, Grand
Chaplin Township

Depositions of witnesses.

Frederick D. \$6.00

By Grand Juror

Rem. Bill of Costs \$31.22

For perceiving D. \$1.50

14 Nov 1879 \$1.50

Witness
Frederick D. \$1.00

Wagoner, A. J. and Son.