

No. 14, May Term, 1889

Public Road

versus

Lawrence Township

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Public Road

versus

Laurens Township

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Part Twp. Rd. 17602

In Re Application
to Review and vacate
road in Lawrence Twp

In the Court of Quarter Sessions of
Clearfield County Pa

N^o 14 May Session 1889.

The road in this case was regularly viewed, reported confirmed *vi, vii*, and absolutely, but has not been opened, either in whole or in part. A petition is presented to the court signed by a majority of the petitioners to the original petition for the road, praying the court that a review may be had, to vacate and annul the said road under the 19th Sect Act of 13 June 1826, and at the same time, there was submitted another paper signed by six of the signers to the original petition for view, and who signed the petition for review, and now say they wish their names stricken off this last paper, or petition for review. The declines to do this. These signers were familiar with the location of the road and knew the situation fully. They knew what they were signing and we will not permit them to waver between their parties in this road matter. It is to be presumed they knew what they were doing and having signed the petition for review they settled the legal rights of the petitioners for review and can not now revoke that act.

Review ordered.

By the Court
D. Z. Freely
J.

No 14 May Sep 1889

Public Road

"
Lawrence Twp

Filed 15th April 1890

Wm. B. Brown
S. B.

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

The petition of the undersigned in-
habitants of the Township of Lawrence, in
the said County, respectfully sheweth: That
your petitioners labor under great incon-
venience for want of a public road or
highway, in the Township of Lawrence,
to begin at a point on Public Road
leading from Clearfield to Karthaus at
or near lane of Henry Irwin's heirs, and
extending thence to a point at or near
where South line of W. D. McCorkle land
crosses the public road leading from
Wolf Run to Mountjoy School House.

Your petitioners therefore pray the
court to appoint proper persons to view
and lay out the same, according to law,
and they will ever pray, &c.

H. P. Meach.

R. S. Frown

M. F. Waller

W. E. Reams

A. B. Owens

R. H. Wallace

Jas Owens

M. J. Owens

W. B. Owens

John M. Helen

J. B. Irons

Wm. G. McCorkle

20th May 1887

Petition.

For a Public road

leading from a point
on the public road lead-
ing from George's to Hart-
house at or near lane of
Heavy Drains house - to a
point on the public road
leading from Wolf Run to
Moput Jay School House
where Wm. J. McBurness
line crosses the same

Filed 20th May 1887

Now 20th May 1887 Pet's
Hon. Read and J. Bushopshaw
Alex^d Reed and Harry Deegan
appointed viewers to view
report at Sept Sep 1887

By Wm. G. G. G.
D. L. K.
Emergent 6th March 1887

Onis & Snyder.

To The Honorable
The Court of quarter sessions

Your petitioners signed
a petition for a road leading
from Henry Swins line
on the road leading to Kaituma
to a point where Mm Mable
line crosses the wolf run road,
your honour granted our
petition and confirmed the
road absolute when objections
arose it being thought too
expensive from parties we
believe well disposed.
it was reported to us the road
would cost from three to five
hundred dollars. The supervisors
have now got bids from responsible
parties who agree to make the

road for one dollar per rod and
make it as good as the majority of
roads in Lawrence Township. The
length of road is only one hundred
and eighty rods. we ~~also~~ signed
for a review fearing so much expense
we believe the road needed and
useful and would wish your
honour to have our names stricken
off petition for review
and we will ever pray.

D

names
Wm E Reams
M F Wallace
A B Owens
M J Curme
W B Owens
J M Walring

names

No 14 May 20 1889

Public Road

Lawrence Fwp

Filed 15 April 1890

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 24th day of May, A. D. 188 9, before Judges of said Court, upon a petition of sundry inhabitants of the township of Kaunersburg, in said county, setting forth that they labor under

great inconvenience in want of a public road
leading from a point on the public road leading
from Clearfield to Kaunersburg at or near the line of
Henry D. Linn Run. to a point on the public road
leading from Wolf run to Mount Joy School House
at or near where William W. Barker line crosses the same

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 Harry Byers Bishop Shaw & Alexander Reed 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.

AM Blum
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 ensuing 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 ash, 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. 1888



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 E. M. Spencer the sum of fifty dollars
To _____ the sum of _____
To _____ the sum of _____

Witness our hands this twelfth day of May, A. D. 1889.

Henry Byers
J. B. Shaw
Chas. H. Clark

To The Honorable David L. Krebs President Judge
of the court of Quarter Sessions of Clearfield Co.
Pa. We the undersigned viewers appointed by
the court as in the within order to view and lay out
the road therein mentioned respectfully report
that we gave good and lawful notice of
said roadview by posting notices and met agree-
able thereto on May 10 A.D. 1889, and having all been
first severally sworn or affirmed we have viewed and
laid out the following road to wit: beginning
at a point in the Harthaus and Clearfield road
where R. S. Drvin's and E. W. Spencer's line crosses said road
thence North four and three fourth degrees east on said
line twelve rods to Post corner of said R. S. Drvin and E. W.
Spencer thence on line between E. W. Spencer and R. S. Stew-
art on one side and R. S. Drvin and Wm McCorkle on
the other North eighty five and one fourth degrees
west one hundred sixty eight perches to road
leading from Wolf Run to Mt Joy. A copy or draft
of which road as laid out aforesaid is herewith annexed
showing courses distances and seated lands through
which said road passes, which road as laid out
aforesaid is necessary in our opinion for a public
road. We believe none except E. W. Spencer (whose
damages are assessed elsewhere in this report) is entitled
to damages for the locating and opening road aforesaid
Witness our hands this tenth day of May A. D.
1889.

Viewers { Harry Byers
J. B. Shaw
Amos A. Read

No 14 May Sessions, 1889

ORDER

To view and lay out a road for
 Public use in the township of
 Lawrence Clearfield Co.

Sep 4 1889, the within
 report recd and con-
 firm'd in ac. Road
 to be opened 33 feet wide
 except where there is
 wide rice cutting and
 bridging there to be
 16 feet wide
 By the Court
 we dep 139 confirmed.
 dated 20th 1889 By the Court

Filed 28 August, 1889
 Fees \$1.00
 If paid by Attorney
 (not paid) (attorney)

NOTE.—In case of a private road, the release must be executed
 in Also.—Viewers will carefully note the number of days em-
 ployed and set the amount out at the foot of their return.
 Viewers cannot interfere with damages assessed by the
 court, but they may except so far as the location may be changed
 by the viewers.
 N. B.—If the viewers believe the parties are not entitled to
 damages, taking into consideration the advantages as well as
 the disadvantages of the road, they will report to that effect.

Stamps, Byers	Days 2	Amount.
(cost \$6.62)	Miles 3	\$4.30
Alleganville, Bue	Days 1	
(cost \$6.00)	Miles 4	2.40
G. B. Shaw	Days 1	
Put at \$6.00	Miles 3	2.30

Days	Miles
Days	Miles
Days	Miles

