

No. 1, May Term, 1890

Vacate W Supply
Public Road

Versus

Goshen Township

Contents:

X

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 10th day of

May, A. D. 1880, before Judges of said Court, upon a petition of sundry inhabitants of the township of Goshen, in said county, setting forth that

the great flood of June 1889 almost washed away the public road on that portion of it extending from the Village of Shadyside along the river bank down to a near the Upper End of Plum Island rendering the same utterly impassable unless & pray the Court to appoint Commissioners to View & Supply that portion of the public road in Goshen Township extending from Shadyside to the upper End of dug road near the End of Plum Island.

and therefore praying the ~~Court~~ to appoint proper persons to view and lay out the same according to law, ~~to make report at next Session~~ whereupon the Court, upon due consideration had of the premises, do order and appoint Harry J. Morris & Alvin Pennington 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. Brown 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 .

To the Hon. David L. Krebs President Judge of the
Court of Quarteressions of Clearfield County Penna
we the undersigned viewers appointed by the within
order of Court to view ~~and lay out~~ ^{vacate and supply} the road therein
mentioned respectfully report that we gave good and
satisfactory notice of said roadview and met a gree-
able thereto on Monday July 21 A. D 1890 and having been
first severally sworn or affirmed and having care-
fully examined the road to be vacated and the ground
proposed for the new road we are of opinion that
the present public road from Shawsville to Plum
island on the north side of the river, which was partly
washed out by the June flood of 1889 can be repaired
much cheaper than a new road can be built, and
to lay out a new road would damage ^{or the other} private prop-
erty, and since the present road is as short and on level
dry ground we report against vacating and supplying
the road from Shawsville to upper end of dug road about
opposite Plum island

Witness our hands this 21st day of July A. D. 1890

Viewers { Harry Byers
 H. Livingston
 H. H. Morrow.

Note.—In case of a private road, the release must be executed in favor of the petitioner for said road.
Also—Viewers will carefully note the number of days employed and set the amount out at the foot of their return.
Reviewers cannot interfere with damages assessed by the original viewers, except so far as the location may be changed by the reviewers.
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.

No 1 May Sessions, 1870

ORDER

Waento & Supply
To view ~~and~~ and a road for
Public use in the township of
Goshen, Clearfield Co.
Sept 1870 Confirmed the 2d
by the Court.

| Days / | Amount. |
|----------------|--------------|
| Harry B. Reed | Days / |
| Cent # 777 | Miles 8 4.80 |
| Alex Livington | Days / |
| Cent # 793 | Miles 8 2.80 |
| H. Allmaron | Days / |
| Cent # 794 | Miles 1 2.10 |
| Days | Miles |
| Days | Miles |

Filed May 20, 1870
Fees \$1, paid by Harry Reed

To the Honorable, the Juries of the
Court of Quarter Sessions in & for
Clearfield County:

The Petition of the undersigned
citizens of the Townships of Fisher and
Bradford, in said County respectfully re-
sents: That the great flood of June
1889, almost entirely washed away the
public Road or that portion of it ex-
tending from the Village of Shawville
along the river back down to or near the
upper end of Plum Island, render-
ing the same utterly impossible and
unsafe. Your petitioners would respect-
fully pray that Commissioners be appointed
to view, mark and supply that portion
of the public road in Fisher Township
extending from Shawville to the upper
end of the dry road near the upper
end of Plum Island, and they will
ever pray etc.

Names

W. W. Lingle
Allen Custer

W. A. Jackson
Clarence W. Memphis
John Liverpool

Robert + Graham
James + Graham

C. H. L. and
E. C. L. Lathrop
Elijah Simple

Names

W. A. Jackson
H. F. Tyler

Isaac Graham
MacLellan Tyler
R. F. Tyler

D. A. Hainsley
Michael Wallace

H. M. Tyler

Enoch Liverpool
Soland Liverpool
George B. Gingle

names

names



201 May 25 1890

Letter for receipt
to receive notice & copy
of process, done
show cause to appear
and answer claim before
in Franklin Dist.

Frank May 1890. I but
make petition read
& consider here-
upon H.H. Moran. Alex
Livingston & and Harry
Reynolds are appointed
Counsel as attorney pro tem
for to receive a report to
next Court - Rept 6d.
1890 -

By the Court
D. Clark

202 May 25 1890

Frank