

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 22^d 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 1887 almost washed away the public road on that portion of it extending from the Village of Shawsville along the river bank down to & near the Upper End of Plum Island rendering the same utterly impassable & thus I pray the Court to appoint Viewers to View & locate & supply that portion of the public road in Goshen Township extending from Shawsville to the upper End of any 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, I do make report at next Term

whereupon the Court, upon due consideration had of the premises, do order and appoint Harry Guss & C. Morrow & Geo. Lemmy Stone

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 locate & supply ~~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 Blom
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 ensembling 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 Quarter Sessions of Clearfield County Penna we the undersigned, viewers appointed by the within order of Court to view ^{vacate and supply} ~~and lay out~~ the road therein mentioned respectfully report that we gave good and lawful notice of said roadview and met a grievable thereto on Monday July 21 A. D 1890 and having been first severally sworn or affirmed and having carefully 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 private property, and since the present road is as short ^{as the other} 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,

No 1 May Sessions, 1880

ORDER

To view ~~and lay out~~ a road for

Public use in the township of

Goshen, Clearfield Co.

Sept 1870 Confirmed to St

By the Court

Dec Sep 1890 Confirmed

absolute By the Court

Filed 21st July, 1880

Fees \$1, paid by Harry Byers

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.

Harry Byers } Days 1 Amount.
Cent # 777 } Miles 8 480

Alex Livingston } Days 1
Cent # 793 } Miles 8 280

H. H. Morrow } Days 1
Miles 1 210

Days

Miles

Days

Miles

To the Honorable the Judges of the
Court of Quarter Sessions in & for
Chesapeake County:

The Petition of the undersigned
citizens of the Townships of Graham and
Madford, in said County respectfully rep-
resents: That the great flood of June
1889, almost entirely washed away the
people's Road on 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 impassable and
useless. Your petitioners would respect-
fully pray that views be appointed
to view, locate and supply that portion
of the public road in Graham Township
extending from Shawville to the upper
end of the dug road near the upper
end of Plum Island, and they will
ever pray so.

Names

Wm Lingle
Allen Custer
W A Watson
Clarence W Hemphill
John & Livergood
Robert & Graham
James & Graham
C H Loomis
E. L. Loomis
Elijah Lingle

Names

W A Nelson
H F Kyler
Isaac Graham
McCallan Kyler
R. F. Kyler
J. A. Hainsey
Michael Wallace
Jm. D. Kyler
Enoch Livergood
Roland Livergood
George B Lingle

names

names



Nov 1 May 55 1890

Petition for review
to review, vacate & sup-
ply public road from
Shawville to upper
end of Plum Island
in Indian Prop.

Nov 3 May 1890, 1st
Michigan Petition read
& considered there-
upon H. H. Morrow, Alex
Livingston and Harry
Bayer - are appointed
viewers as such may be
for to view & report to
next Court. - Sept 2d,
1890 -

By the Court
D. C. K. P.

Filed May 1890

Stearns