

No. 9, Feb 8, 1892

Public Road

versus in

Lawrence v/s

Contents:

Public Road

Lawrence

*150 ft. S. rt.*  
Clear. Co., Lawrence Twp.  
Conf. Sept. 1890.  
33 ft. -- 16 ft.

Begin on the road leading from  
Clearfield to Capt. Matthew Ogden's  
---- to the road from Clearfield to  
Penfield about one mile west of  
Clearfield water dam.

**CLEARFIELD  
BORO**

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

The petition of the undersigned  
inhabitants of the Township of  
Lawrence in the said County  
respectfully sheweth That your  
petitioners labor under great  
inconvenience for want of  
a public road or highway to  
lead from a point in a public  
road running from Clearfield  
to Capt Matthew Ogden at or near  
the barn of Mans Read to a  
point in a public road run-  
ning from Clearfield to Penfi-  
eld about one mile west of the  
Water Dam. Your petitioners  
therefore pray the Court to ap-  
point proper persons to view and  
lay out the same according to  
law and they will ever pray &c.

Names

John Barnes

Frank Thompson

W.H. Radabaugh

Ed Swatavorth

Names

John J. Fox

John P. Garrison

Allen Green

H. E. Read

John Powers  
J. W. Gifferson  
John Graham  
John Brown  
John Adams  
Miles Peal  
W. G. Hinckle  
Eli Barnick  
F. A. Clark  
W. H. Brad  
P. A. Hinckle  
W. H. Hinckle  
Henry Bullock  
Howard Estleman  
J. G. Wallace  
W. B. Orr v. 8  
J. B. Ogden  
Leyton Dennis  
A. S. Watson  
Joseph Rogers  
H. Smith (H. Sherson)  
W. H. Stouffer  
D. B. McMullen  
William Sutts  
Jonathan McGoldrick  
R. D. Garrison  
George Pool  
Robert Mitchell  
H. J. Wallace  
W. H. Wallace

I do the bride  
child & icting too

Mo 9 Febry 1891

Petition for appointment  
and compensation  
and back costs of public  
Road and allowances to  
John Hartman in public  
Road at or near Mans  
Beads Barn to a point  
in public road lead  
ing from Clearfield  
to Pennfield along any  
railroad of Lake Water  
Dam

True & Fully Spt

Nov 24, 1890. Henry Dyer  
Philip Dyer & E. K. Shirley  
appointed to view reports  
Mr Court at the next term  
By Mr Court

O.R.K.

ph.

O

Kramer

## 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 J. Mans Read the sum of fifteen dollars  
To ..... the sum of .....  
To ..... the sum of .....

Witness our hands this 28<sup>th</sup> day of April, A. D. 18890

Harry Rogers.

E. H. Shirey

Philip Reece

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 21<sup>st</sup> day of

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

the labor under great inconvenience for want of a public road or highway to lead from a point in a public road running from Clearfield to Capt. Matthew Ogden's at or near the Barn of J. Mans Read to a point in the Public road running from Clearfield to Penfield about one mile west of the water dam

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, ~~and make report to the Court~~ whereupon the Court, upon due consideration had of the premises, do order and appoint Harry Byers Philip Reese ~~and~~ E. K. Shirley 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. Bloomer CLERK.

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 written order of court to view and lay out the road therein mentioned respectfully report, that, we gave good and lawful notice of said road view and met agreeable thereto on Monday the twenty eighth day of April A.D. 1890 and having been first severally sworn or affirmed, we have viewed the ground for the proposed road and have laid out and do return for public use the following road to wit: beginning at a point on road leading from Clearfield to Capt. Matthew Ogden's lot or near J. Maws Read's barn thence through lands of said J. Maws Read North forty nine degrees west twenty perches, thence North fifty nine degrees west fifteen and six tenth perches thence North fifty one degrees west seventeen and two tenth perches thence North thirty seven and one fourth degrees west thirteen and five tenth perches to point in old road on line of Capt. Ogden and J. Maws Read, thence fifth said line North three and one half degrees east nineteen perches to post thence on land of J. Maws Read North forty one and one half degrees west seven and one tenth perches to a post on line of Capt. Ogden and J. Maws Read thence by said line north eighty six and one half degrees west seventy nine and nine tenth perches to a post, thence on land of J. Maws Read south seven and one fourth degrees west seven and one tenth perches to a post thence south five degrees west six and eight tenth perches to a post thence south thirty six and one half degrees west five and four tenth perches to a post thence south thirty three degrees west four and eight tenth perches to a post thence North eight two and one half degrees west nineteen and two tenth perches to post on line of J. Maws Read and Jack Ogden thence by said line North three and one half degrees east twenty one perches to a Post Corner of Ogden, J. Maws Read and on line of Capt. Ogden thence on line between Capt and Jack Ogden, North eighty six and one half degrees west six and two tenth perches to post, thence North three and one half degrees east forty nine and three tenth perches to a post thence North eighty five and one fourth degrees west on line between Isaac Pool and Jack Ogden eight eight perches to a post thence on land of Jas W. Wrigley south eighty two and three fourth degrees west eight and two tenth perches to a post thence south forty six and one fourth degrees west four and eight tenth perches to a post thence south thirty five and three fourth degrees west seven and one tenth perches to a post thence south thirty one and three fourth degrees west seven perches to a chestnut thence south twenty four and one fourth degrees west six and four tenth perches to a post thence south thirty two degrees ten minutes west seven and three tenth perches to a post thence south eighty nine degrees west five and seven tenth perches to a post thence north fifty two degrees west six perches to a chestnut thence North twenty degrees west eight and one tenth perches to stones thence south eighty six and three fourth degrees west six and five tenth perches to stones by pine stump thence south thirty eight and three fourth degrees west twenty four perches to stones thence south forty one and three fourth degrees west fourteen and three tenth perches to stones thence south eighty degrees four minutes west five and six tenth perches to stones thence south seventy two and one half degrees west eleven perches to stones thence south seven nine degrees west six and five tenth perches to a post thence south seventy degrees twenty minutes west fifteen and eight tenth perches to a Hemlock now down thence south seven and one half degrees east twenty four and seven tenth perches a cross Moose Creek to point in road leading from Clearfield to Penfield about one mile west of the water dam, a plot or droff of which road as laid out aforesaid is herewith annexed showing courses and distances and improvements, which road as laid out aforesaid is necessary in our opinion for a public road we believe with the single exception of J. Maws Read no owner of land is entitled to damages by reason of locating and opening said road. Writers our hands This twenty eighth day of April A.D. 1890.

Harry Byers  
Viewers { E. K. Shiner  
Philip Reece

York.—In case of a private road, the release must be executed in favor of the notitioner for said road.  
A. S.—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. 9 July Sessions, 1890

### ORDER

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

May 20, 1890 Confirmed no. 10  
order opened & put wide apart  
where sidehill cutting & bank and  
margin trees 16 feet wide  
By Atts Court

Sept 20, 1890 Confirmed & adopted  
By Atts Court

	Days 2	Amount
Harry B. Price	5	50
(C. H. 740)		
John Shantz	1	50
(C. H. 745)	5	50
Philip Reece	1	50
(C. H. 744)	5	50
Days	2	50
Miles		
Days	2	50
Miles		
Days	2	50
Miles		

Filed January 1890  
Fees \$1.00 paid by J. C. Yancey

W. H. Yancey