

No. 17, May Term, 1891

Vacate Public Road

Versus

Connington Township

Contents:

X

To the Judge of Quarter Sessions of
the County of Cleaveland state of Pennsylvania

The petition of the Subscribers of Conyngham
Township respectfully represents, in that
the road leading from the mouth of Deer Creek
along the river bank to the Fording below the
mouth of Deer Creek, there leading up -

Onward over to Township road leading from
Frenckville to Deer Creek Bridge crossing the
Susquehanna. — Said road your petitioners
concern has become useless and burdensome
and that your Petitioners therefore pray
the Court that the same road be vacated
W. C. Stratz Jr. — Joachim Lachat

James Friesen

Gust. J. Rouen

A. L. Picard

J. L. Coudreah

Tho. E. Royer

C. J. Mignot

J. Garnot

J. L. Gonnard

Fred Rouen

E. L. Roussey

A. L. Mignot

H. J. Mignot

John Mignot

Montgomery
Ditch Co.

Wm. C. Clegg
Aug 1st 1891

Now Sept 1st 1891 Rutherford
Read, Estuary Survey, Chris
Brown & Sanderson are
appalled when I give
Report to our Dept

13, W. Court
W. C. C.

1st
11th July 1891
Wm. C. Clegg

Clearfield County, ss: 1881

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 First day of July, A. D. 1881, before Judges of said Court, upon a petition of sundry inhabitants of the township of Coungton, in said county, setting forth that ~~they labor under~~
~~great inconvenience for want of a public Road leading~~
from the mouth of Deer Creek along river bank
to the fording below the mouth of Deer Creek thence leading up Cornways run to the Township road leading from Frenchville to Deer Creek Bridge Crossing the Susquehanna river said road your petitioners
concern has become useless and burdensome and
pray that the same may be vacated.

and therefore praying the Court to appoint proper persons to view and ~~lay out~~ ^{vacate}
the same according to law, Make report at next Term
whereupon the Court, upon due consideration had of the premises, do order and
appoint Harry Dyer Frank Brown ^{and} James Shawney
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~~ ^{vacation}, 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 .

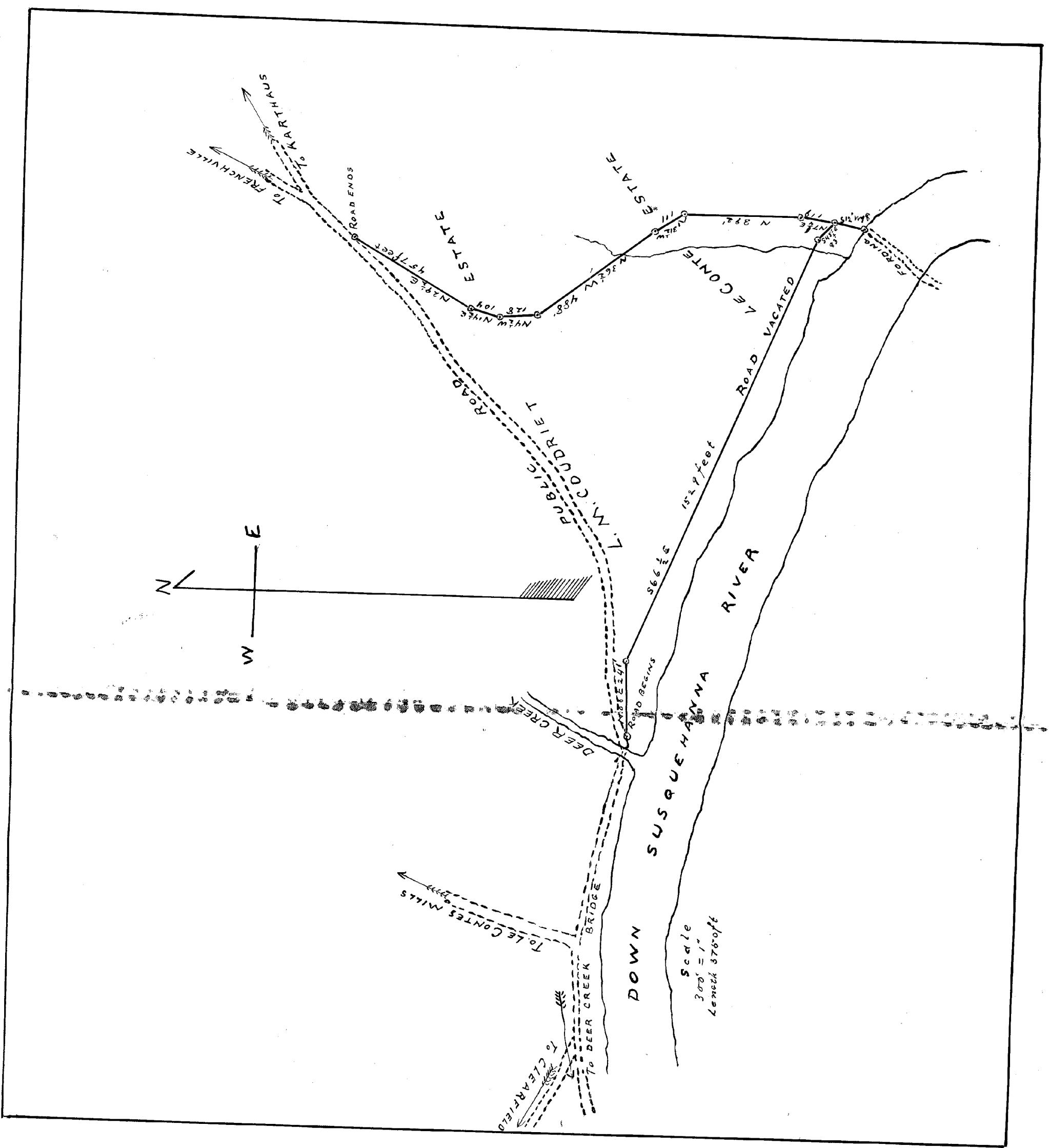


ASSESSMENT OF DAMAGES.

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 honorable David L. Krebs president Judge of the Court of Quarter Sessions of Clearfield County Pennsylvania, we, the undersigned, viewers appointed by the written order of court to view and varate the road therein mentioned respectfully report that we gave good and lawful notice of said road view and met agreeable thereto on August 24 1891 and having been first severally sworn or affirmed we have viewed the following road to wit, beginning at a point at Deer Creek thence North eighty eighty degrees East two hundred and forty one feet thence on unimproved land of Le Conte and L. M. Compton estates South fifty six and one half degrees East fifteen hundred and twenty-nine feet thence South forty five and one half degrees East eighty three feet thence South twelve degrees West ninety eight feet to low water at Deer Creek fording thence beginning at end of course before the last and on road up Conaway run North seven and one fourth degrees East one hundred and nineteen feet, thence North three hundred and ninety two feet, thence North Thirty one and one half degrees West one hundred

duced and eleven feet, thence North thirty six
and one half degrees West four hundred
and eighty eight feet, thence North four
and one half degrees West on land of
Le conte Estate, thence on land of L.M.
Conduit Estate one hundred and twen-
ty eight feet, thence North fourteen and
one half degrees East one hundred and four
feet thence North twenty nine and one half
degrees East four hundred and fifty seven
feet to road leading from Frenchville
to Deer Creek bridge, a plot or draft of
which road as viewed is hereto an-
nexed. Which road has become useless
inconvenient and burdensome and
should therefore be vacated. Witness
our hands this liberty ninth day
of August A.D. 1891

Viewers { Harry Bayes
Christian Brown
James Shoney

None.—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 on-
planned and set the amount out at the foot of their return.
Viewers cannot interfere with damages assessed by the
original viewers, 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.

Mo. 17th May Sessions, 1891

ORDER

Harry Byer { Days 2. Amount.
(An # 961) Miles 20 \$ 10.00

James Shamer { Days 6. Miles 20 \$ 10.00
Cent # 964 } Miles 2. \$ 2.20

Christian Brown { Days 1.

Cent # 1012 } Miles 6. \$ 2.60
} Days

{ Miles
} Days

{ Miles
} Days

Sept 10, 1891 Confirm
Mr. T. B. McCourt
of Conyngham Clearfield Co.

See Sep. 1891 Confirmed
absolute By Mr. Court

File....., 188

Fees \$ 1, paid by Harry Byer