

No 10 Sept Sessions, 1908

~~COMMISSIONER~~

~~VACATED~~

Vacate & Supply  
Public Road

in

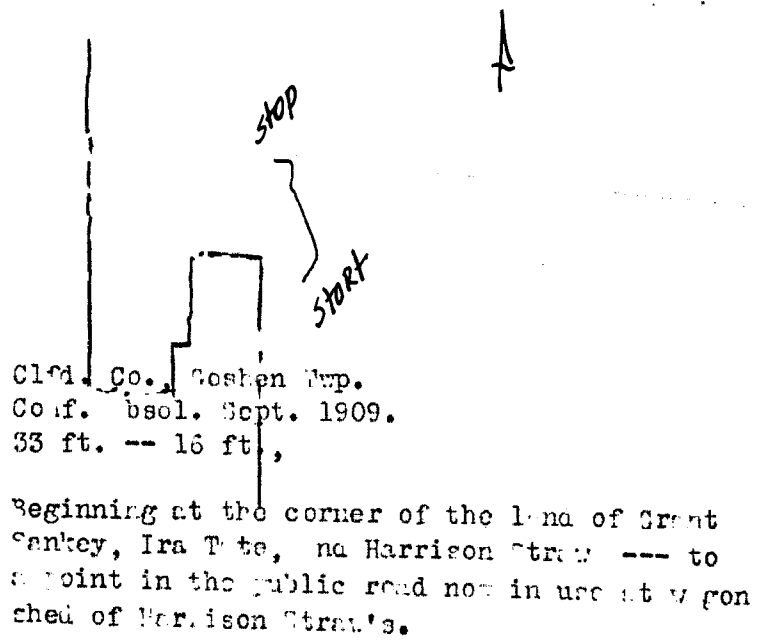
Goshen Twp.

R.S. #5 - Page 261

Charge

JAMES H. KELLEY,  
DISTRICT ATTORNEY.

*cannot locate*



7

B R



To the Honorable Allison O. Smith President judge of the Court of Quarter Sessions of Clearfield County Pa. we, the undersigned viewers appointed by the within order of court to view vacate and supply the road therein mentioned, respectfully report, that we gave notice of the said view and met agreeable thereto on the 22nd day of April A.D. 1909 and having been severally sworn or affirmed we viewed the road to be vacated and supplied, and find considerable work done on road asked to be laid out and the same being on ground that will not drift and the road now in use being steep and drifting in winter we have therefore laid out and do return for public use the following road, to wit, Beginning at corner of the land of Grant Sankey, Ira Tate and Harrison Straw thence through unimproved woodland of said Harrison Straw N 33 1/4 deg. E 51.5 perches to White Oak Stump, thence by same N 22 deg. E 11.6 perches to post, thence through same N 23 1/4 deg. W 4 perches to Maple Sapling, thence in brushy field of same N 37 deg. W 11.6 to post, thence through brushy field and improved land of same North 26 perches to post, thence through improved lands of same N 12 deg. W 16.2 perches to post, thence through improved lands of same S 89 1/4 deg. W. 27.8 perches to point in public road now in use at wagon Shed of Harrison Straw aforesaid, which road having been laid out, the road now in use between the said points to wit: beginning at the corner of Ira Tate Grant Sankey and Harrison Straw thence N 20 1/4 deg. E, 13.2, pch, N 4 deg. E 5.3 pch, N 43 deg. 10 min. W 18.8 pch, N 33 3/4 deg E. 19 pch, N 16 1/2 deg. E 5.7 pch, N. 8 Deg. W. 10 pch, N 79 deg. W 13.4 pch, N 2 deg E 17.9 pch. N 6 deg. E. 25.6 pch to wagon shed of Harrison Straw aforesaid, has become <sup>e</sup> useless inconvenient ~~and burdensome~~ and should therefore be vacated, the said road laid out being in our opinion necessary for a public road. A draft

of the roads vacated and supplied as aforesaid and showing improvements is hereunto attached.

Witness our hands this 22nd day of April A.D. 1909.

Viewers.

*Harry Byers.*

*L. Benning*

*James G. McPherson*

No 10 Sept 58 1908



May 1899  
read and confirmed N. di.  
Road to be opened 33  
feet wide, except where  
there is side hill cutting  
or embankment and  
bridging there to be 16  
feet wide

By the Court -  
William D. Smith

Sub 33 1909 confirmed  
abundantly, by the Court  
William D. Smith

Harry Byrne { Corp 2  
miles 6 \$ 10 60

Leander Dunning { Corp 2  
miles 12 \$ 7.20  
2 1/2 m

James M. Plerson { Corp 1  
miles 5 \$ 3.80

James M. Plerson 69909  
James M. Plerson

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY,  
PENNSYLVANIA.

The petition of various citizens of Goshen Township  
in said county respectfully represents:

That a certain portion of the public road in said  
township, which portion extends from a corner of the land of  
Grant Sankey, Ira Tate and Harrison Straw to a point at the  
wagon shed of Harrison Straw's is by reason of grade and  
drifts in winter time, an inconvenient road.

That it is desired to vacate and supply the said road  
so as to put the proposed new road in a better location .

That said proposed change will be entirely upon the  
lands of Harrison Straw and he waives all claim for damages  
by reason thereof.

They therefore pray the Court to appoint viewers to  
view and vacate the said road.

And they will ever pray.

Grant Sankey  
Howard W. Smith  
W. D. Diddle  
Elley A. Nelson  
Wm. Lamsberry  
L. G. Lamsberry  
C. F. T. Legal  
Thad Ireland

J. M. Quigley M.D.  
Ellis Shaw  
C. D. Graham  
J. C. Smith

Notice of the presentation of this petition for the  
appointment of viewers is hereby accepted and the appointment  
of said viewers as the Court may select agreed to. The  
appointment to be made at any time without further notice.

Superior Cohen Jr  
W. H. Liddle Rec  
\_\_\_\_\_

Clearfield County Commissioners  
per. L. C. Morris  
Clerk.

B O N D.

The undersigned acknowledges themselves to be indebted to the Commonwealth of Pennsylvania in the sum of Fifty (\$50.00) Dollars for the payment of which they bind themselves, their heirs, and assigns firmly by these presents.

Sealed with our seals this ~~—~~ day of *May*  
A. D. 1908.

The condition of this obligation is such that whereas the petition is hereby presented to the Court of Quarter Sessions of Clearfield County, to vacate and supply a certain peice of road in Goshen Township, Clearfield County, Pennsylvania; now therefore if the parties obligor shall truly pay all such amounts as may by the Court in said proceeding be ordered to be paid by the petitioners, then this bond to be void and of no effect, other wise to be and remain of full force and virtue.

Harrison Straw (SEAL)

Wm Lanebery (SEAL)

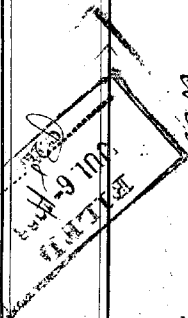
No. 10 Sept. 22 1908

Petition to Vacate and  
partially reallocate road  
in Goshen Township from  
corner of land of Grant  
Sawyer, the State has Harrison  
Shaw to a point at intersection  
of Harrison Shaw

May 8. 1908. Bond returned.  
Petition read & considered  
and Henry Byers  
Harrison Shaw  
of S. Chapman  
are appointed assessors to  
view same & make report  
thereof at next session

By the Court

William J. Smith  
CJ.



# ROAD VIEWERS' NOTICE

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield county, Pennsylvania, to view *vacate and supply public* Road leading from *a corner of the land of Grant Sankey Ira Tate and Harrison Straw*

in *Goshen* Township, to *point on public road at wagon shed of Harrison Straw*

in *Goshen* Township, in the county aforesaid, will meet at the ~~house of~~ *first named point*, in *Goshen* Township, on *Thursday*, the *22nd* day of *April* A. D. 1909, at *2* o'clock *P* M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will take notice.

*Harry Byers*  
*Leander Seuning*  
*James A. McPherson*  
VIEWERS.

*Clearfield Pa April 14, 1909.*

Served on me this  
16<sup>th</sup> day of April AD 1909

L. L. Thomas,  
for County Treasurer

# ROAD VIEWERS' NOTICE

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield county, Pennsylvania, to view ~~Vacate & Supply public~~ Road leading from ~~corner of the land of Grant Lankey, Ira Tate and Harrison Straw~~

in ~~Goshen~~ Township, to ~~point of the wagon shed of Harrison Straw, proposed change will be entirely upon the lands of Harrison Straw and that he waives all claim for damages by reason thereof~~

in ~~Goshen~~ Township, in the county aforesaid, will meet at the ~~house of~~ ~~first named~~ ~~Point~~, in ~~Goshen~~

Township, on ~~Saturday~~, the ~~22nd~~ day of ~~August~~ A. D. 1908, at ~~1~~<sup>30</sup> o'clock ~~P~~ M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

~~Harry Byers~~  
~~Leander Denning~~  
~~James A Mc Pherson~~  
Viewers.

Clearfield Pa Aug 14, 1908.

Service Receipt  
This is in Aug 1908  
County Comm  
A.M.

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 6<sup>th</sup> day of July, A. D. 1908, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Toshiow

, in said county, setting forth that a certain portion of the Public road in said Township, which portion extends from a corner of the land of Grant Sankey, Ira Tate and Harrison Straw to a point at the wagon shed of Harrison Straw is by reason of grade and drifts in winter time, an inconvenient road. That it is desired to vacate and supply the said road so as to put the proposed road in a better location. That said proposed change will be entirely upon the lands of Harrison Straw and that he waives all claim for damages by reason thereof.

and therefore praying the Court to appoint proper persons to view and vacate and supply the same according to law, whereupon the Court, upon due consideration had of the premises, do order and appoint Harry Byers, Leander Denning and Frank Thompson 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 view, vacate and supply 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 the 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 land 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 land through which the within road is intended to pass, of the time of the view, according to the 147<sup>th</sup> Rule of Court.

BY THE COURT.

*[Signature]*  
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 County of Clearfield 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 County of Clearfield 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 22nd day of August  
A. D. 1908.

Harrison Straw Seal

Seal

Seal

Seal



## 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. 190 ..

.....

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.....

To The Honorable Allison Q. Smith President, Judges  
of The Court of Quarter-Sessions of Clearfield County  
Pa. we the undersigned viewers appointed by the within  
order of court to view and lay out the road therein  
mentioned respectfully report that we gave notice  
of the said roadview and met agreeable thereto and  
having been severally sworn or affirmed we viewed  
the road proposed to be vacated and surveyed and  
examined the location for proposed road, and  
find that the road now in use between the said  
points is a direct route and a good road and  
is some 20 rods shorter than route examined which  
proposed route of road would be somewhat expensive  
to the township to make, being in part through woods with  
several fills to make where narrow gullies are crossed, and  
we therefore report against the vacation of road now  
in use the same not being useless inconvenient and bur-  
densome, and therefore report against laying out the  
road as prayed for.

Witness our hands this 22nd day of August  
A D 1908

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.

AMOUNT.

Harry Byers	Days 1	Miles 6	\$5.60
Leander Manning	Days 1	Miles 6	\$3.60
J. A. McPherson	Days 1	Miles 7	\$3.70
Harrison Shaw	Days 1	Miles 15	\$5.00
Agnew	Days	Miles	

No. 10 Sept Sessions, 1908	
ORDER	
To view, vacate & supply a road for Public use in the township of Crooked, Clearfield County Pa	
September Sessions, 1908,	read and confirmed N. S. Road to be opened—33-foot wide, except where there is side-hill cutting or embankment and bridging, there to be 16 feet wide.
By the Court Allison O. Smith	
Filed	1908
Fees \$1.25 paid by Atty.	

May 22 1908 J. G. Chorpenning having refused to serve J. R. McPherson is substituted as viewer.  
 By the Court.

Now 7<sup>th</sup> Dec a D 1408 in open Court this proceeding on motion of attys for petitioners is referred back to the viewers for further consideration.

By the Court  
 Allison O. Smith

2/10/09 time extended for viewers to report to next P. D. term.

By the Court  
 Allison O. Smith