

ROAD

DOCKET NO. 7

NUMBER

TERM

YEAR

2

September

1957

IN RE: LAYING OUT and OPENING PUBLIC
ROAD IN GOSHEN TOWNSHIP, CLEARFIELD
COUNTY, PENNSYLVANIA:

VERSUS

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

IN RE: LAYING OUT AND OPENING : No. September Sessions 1957
PUBLIC ROAD IN GOSHEN :
TOWNSHIP, CLEARFIELD :
COUNTY, PENNA. :
:

✓
D E C R E E

AND NOW, this 31st day of October, A.D., 1957, the Report of the Board of Supervisors of the Road District of the Township of Goshen, Clearfield County, Pennsylvania, having been presented, setting forth the laying out and establishing of a certain section of road, as a part of the general road system of said Township, and it appearing to the Court that the proceedings for the laying out and establishment of said road, are in conformity with the Acts of Assembly in such case made and provided, the Report of the Supervisors of Goshen Township, is confirmed ~~mi.~~ si; the Prothonotary to enter upon the records an absolute confirmation thereof at the expiration of thirty (30) days from the date of this order of confirmation, unless exceptions are filed thereto, as allowed by law.

By the Court,

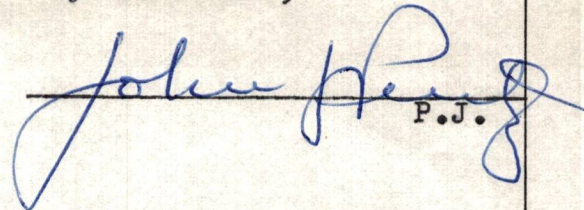
✓

P.J.

EXHIBIT "C"

N O T I C E

Notice is hereby given by the Board of Supervisors of the Road District of the Township of Goshen, Clearfield County, Pennsylvania, of the passage of an Ordinance establishing and opening of the following described public road, as part of the general road system of the Township of Goshen:-

Beginning at point of intersection of proposed road with public road, commonly known, as the Ridge Road, leading from Shawville to Eden in Goshen Township, Clearfield County, Pennsylvania; thence extending in a general Southeasterly direction over lands of the Harbison-Walker Ref's Co., for a distance of about 1300 feet to property line of Curt and Mattie Maines; thence extending in a general Southeasterly direction, following the course of a private road, over the lands of Curt and Mattie Maines for a distance of about 850 feet, to a point at or near the property line of Lee Condon; thence extending in a general Southeasterly direction, over the lands of Lee Condon, for a distance of about 1200 feet to the residence of said Lee Condon in Goshen Township, Clearfield County, Pennsylvania; said proposed road to have a width of 33 feet and an overall length of approximately 3,350 feet.

The foregoing Ordinance establishing the public road hereinabove described, as part of the general road system of the Township of Goshen was enacted by the Board of Supervisors of the Road District of the Township of Goshen, on the 6th day of September, A.D., 1957.

GLENN AMON

LEO CLARK

GEORGE J. READ
Board of Supervisors of the Road
District of the Township of Goshen

PETITION FOR PUBLIC ROAD

TO THE BOARD OF SUPERVISORS OF THE ROAD DISTRICT OF THE
TOWNSHIP OF GOSHEN, CLEARFIELD COUNTY, PENNSYLVANIA

We, the undersigned , a majority in interest of the property owners through whose land a certain private road passes or upon whose land it abuts, hereby petition the Board of Supervisors of Goshen Township to take over said private road as a part of the general road system of the Township of Goshen, which said private road has its beginning at point of intersection with what is commonly known as the Ridge Road leading from Shawville to Eden; thence extending in a general northeasterly direction for a distance of about three-fourths (3/4ths) of a mile to the residence of Lee Condon and Curt Maines, respectfully, or instead that the Board of Supervisors of Goshen Township, lay out and construct a public road from the aforementioned Ridge Road to the residence or homes of your petitioners at a more suitable or advantageous location in accordance with the Act of Assenbly of May 1, 1933, P.L. 113, as amended, in such case made and provided.

And they will ever pray,

Lee Condon

Curt Maines

Matthe Maines
Harbison-Walker Refractories

4/24/57

J.C. Mitchell
Petitioners

All notices that may be required in said proceedings may be served on Lee Condon, addressed to LeContes Mills, Pa.

RELEASE OF DAMAGES

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned owners of land through which a private road now passes, long since in existence and used by the general public, beginning at the point of intersection of said private road with what is commonly known, as the Ridge Road, leading from Shawville to Eden; thence extending in a general easterly direction for a distance of about three-fourths (3/4ths) of a mile to the residences of Lee Condon and Curt Maines in the Township of Goshen, for which a Petition has been presented to the Board of Supervisors of Goshen Township, requesting that the same be taken over as part of the road system of the Township of Goshen, for and in consideration of the sum of One (\$1.00) Dollar to us respectfully paid by the Supervisors of Goshen Township, at and before the ensealing and delivery hereof, have remised, released and forever quit-claimed, and we do hereby remise, release and forever quit-claim to the said Supervisors of the Road District of the Township of Goshen, all damages that may arise to us or either of us by reason of the location, relocation and opening of said proposed road, having a width of thirty-three (33) feet, as required by law, so that neither we nor any of us, or any person, partnership or corporation claiming under us, can or may hereafter ask, sue for, demand, have or receive any damages for injuries arising or growing out of the opening of said proposed public road, as aforesaid.

WITNESS our hands and seals this 29th day of August, A.D., 1957.

Lee Condon (SEAL)

Curt Maines (SEAL)

Mattie Maines (SEAL)

Harbison Walker Refractories Co. ^{rw.}

L. F. Cronmiller
Secretary

By P. C. Mitchell
Vice-President

(CORPORATE SEAL)

EXHIBIT "B".

ORDINANCE NO. 2

AN ORDINANCE ESTABLISHING AND OPENING A PUBLIC ROAD IN THE
TOWNSHIP OF GOSHEN, COUNTY OF CLEARFIELD AND
STATE OF PENNSYLVANIA

BE IT ORDAINED, and it is hereby enacted and ordained by
the Board of Supervisors of the Road District of the Township of
Goshen, Clearfield County, Pennsylvania, as follows:-

SECTION 1. A Township Road is hereby established and opened
and made a part of the general road system of the Township of Goshen.

Beginning at point of intersection of proposed
road with public road, commonly known as the Ridge Road, leading
from Shawville to Eden in Goshen Township, Clearfield County, Penn-
sylvania; thence extending in a general Southeasterly direction
over lands of the Harbison-Walker Refractories Co., for a distance
of about 1300 feet, to property line of Curt and Mattie Maines;
thence extending in a general Southeasterly direction, following
the course of a private road, over the lands of Curt and Mattie
Maines, for a distance of about 850 feet, to a point at or near the
property line of Lee Condon; thence extending in a Southeasterly
direction, over the lands of Lee Condon, for a distance of about
1200 feet to the residence of said Lee Condon in Goshen Township,
Clearfield County, Pennsylvania; said proposed road to have a width
of 33 feet and an overall length of approximately 3,350 feet.

SECTION 2. This Ordinance shall become and is hereby in effect
upon the date hereof.

ORDAINED AND ENACTED, this 6th day of September,

A. D., 1957.

GOSHEN TOWNSHIP BOARD OF SUPERVISORS

ATTEST:

Blyde A. Lankay
Secretary

By John Simon
Chairman

EXHIBIT "A"

N O T I C E

TO THE FOLLOWING PROPERTY OWNERS:

Lee Condon
LeContes Mills, Pa.

Curt Maines & Mattie Maines
LeContes Mills, Pa.

Harbison-Walker Refractories Co
c/o P. C. Mitchell, Vice-President
Pittsburgh, Penna.

You are hereby notified that a petition has been presented to the Board of Supervisors of the Road District of the Township of Goshen, by the property owners affected, requesting the Supervisors of Goshen Township to take over, as a part of the general road system of the Township of Goshen, a private road, long since in existence and used by the general public, beginning at the point of intersection of said private road with what is commonly known, as the Ridge Road, leading from Shawville to Eden; thence extending in a general northeasterly direction for a distance of about three-fourths (3/4ths) of a mile to the residences of Lee Condon and Curt Maines in said Township of Goshen, or that the Supervisors of Goshen Township lay out and construct a public road from the aforementioned Ridge Road in Goshen Township to the residences of Lee Condon and Curt Maines, as aforesaid, at a more suitable and advantageous location, and that a hearing will be held at the law offices of A. B. Shaw, Solicitor for Goshen Township, located at 203 Market Street, Clearfield, Pennsylvania, on Saturday August 31 1957 at 10:00 o'clock A.M., for the purpose of determining the advisability and necessity of the aforementioned proposed public road, when and where you may attend, if you so desire.

BOARD OF SUPERVISORS OF THE ROAD
DISTRICT OF THE TOWNSHIP OF GOSHEN

By Clyde Sankey
Secretary

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

IN RE: LAYING OUT AND OPENING : No. 2 September TERM 1957
PUBLIC ROAD IN GOSHEN :
TOWNSHIP, CLEARFIELD :
COUNTY, PENNA. :

REPORT OF BOARD OF SUPERVISORS OF THE
ROAD DISTRICT OF THE TOWNSHIP OF
GOSHEN, CLEARFIELD COUNTY
PENNSYLVANIA

TO THE HONORABLE JOHN J. PENTZ, PRESIDENT JUDGE OF SAID COURT:

We, the undersigned duly elected and qualified Supervisors of the Road District of the Township of Goshen, Clearfield County, Pennsylvania, upon the property owners affected, requesting the Supervisors of Goshen Township to take over a private road long since in existence and used by the general public, as part of the road system of the Township of Goshen or that the Supervisors lay out and construct a new road at a more suitable and advantageous location, leading from what is known as the Ridge Road in Goshen Township to the residences of Curt Maines and Lee Condon, respectfully, the said proposed road as laid out by the Supervisors of the Township of Goshen, being hereinafter, specifically described, and in conformity with the provisions of the Act of Assembly of May 1, 1933, P.L. 103, Art. XI, Section 1101, as amended, (P.S. 53, Section 1101 & 1102), in such case made and provided, do hereby make report, as follows:-

(1) That your undersigned Board of Supervisors of the Road District of the Township of Goshen, Clearfield County, Pennsylvania, pursuant to the provisions of the Act of May 1, 1933 P.L. 103, Art. XI, Section 1102, as amended by Act of 1953, P.L. 511, Section 1102 (a) (53 P.S. 19093-1102), gave ten days written notice to the property owners affected, namely the Harbison-Walker Ref's Co, Curt Maines and Mattie Maines, his wife, and Lee Condon, that a meeting would be held at the Law Offices of A.B. Shaw, Esquire, situate at 203 Market Street, Clearfield, Penna. on Saturday August 31, 1957, at 10:00 o'clock A.M., for the

purpose of determining the necessity and advisability of taking over or reconstructing said proposed road, as part of the general road system of the Township of Goshen, a copy of said notice being hereto attached and made a part of this report, marked Exhibit "A".

(2) That pursuant to said notice a meeting was held at the Law Offices of A. B. Shaw, Esq., Solicitor for Goshen Township Road District, on Saturday, August 31, 1957, at 10:00 o'clock A. M., when the following appearances were noted: A. B. Shaw, Esq., Solicitor for Goshen Township Road District, Glenn Amon, one of the Supervisors, Curt Maines and Mattie Maines, his wife, petitioners and other parties in interest, all of whom were sworn and examined by counsel and your Board. There being no objections to said proposed road, the meeting was adjourned for the purpose of obtaining an accurate survey or discription of said proposed road, covering certain changes or deviations from the existing private road, which the petitioners requested the undersigned Board of Supervisors to take over, as part of the general road system of the Township of Goshen, Clearfield County, Pennsylvania.

(3) That said proposed road lies wholly within the Township of Goshen, Clearfield County, Pennsylvania, and except for certain corrections or deviations, acceptable to the property owners and all parties in interest, extends over a private road, long since in existence, as aforesaid, which said proposed road is specifically described, as follows:-

Beginning at point of intersection of proposed road with public road, commonly known as the Ridge Road, leading from Shawville to Eden in Goshen Township, Clearfield County Pennsylvania; thence extending in a general Southeasterly direction over lands of the Harbison-Walker Refractories Co., for a distance of about 1300 feet to property line of Curt and Mattie Maines; thence extending in a general Southeasterly direction, following the course of a private road over the lands of Curt and Mattie Maines for a distance of about 850 feet to a point at or near the property line of Lee Condon; thence extending in a general Southeasterly direction over the lands of Lee Condon, for a distance of about 1200 feet to the residence of said Lee Condon in Goshen Township, Clearfield County, Pennsylvania; said proposed road to have a width of 33 feet and an overall length of approximately 3,350 feet.

(4) That your undersigned Board of Supervisors, after hearing on said Petition and further investigation made of

road
this matter, and said Board being of the opinion that said proposed is necessary for the accomodation and convenience of the traveling public,) by virtue of the powers vested in them, under the aforementioned Acts of Assembly, by resolution of your undersigned Board of Supervisors, duly adopted at a meeting of said Board, held on the 6th day of September, 1957, passed an Ordinance for the laying out, opening and taking over of the aforementioned private road, with certain corrections or deviations from its present course, as part of the general road system of the Township of Goshen, a copy of said Ordinance being hereto attached and made a part of this report, marked Exhibit "B". Also attached and made a part hereof, is a copy of the hand bills posted at conspicuous places along said proposed road within 10 days after the passage of said Ordinance, as required by law, marked Exhibit "C".

✓ (5) That attached hereto and made a part hereof is a draft or survey of said proposed road that has been passed and accepted by resolution and ordinance, duly adopted by your undersigned Supervisors of Goshen Township, as part of the general road system of said Township, showing the location of said proposed road, its overall length, the fixed termini thereof and the property owners affected by the laying out and construction thereof.

(6) That attached hereto and made a part hereof is the Petition of the property owners or parties in interest, presented to your undersigned Supervisors of the Township of Goshen, requesting the aforementioned proposed road; together with a formal release of all damages by the abutting property owners resulting from the construction and relocation of said proposed road over their property, as shown by the accompanying sketch or survey of said proposed road, hereto attached.

✓ WHEREFORE, your undersigned Board of Supervisors of the Road District of the Township of Goshen, respectfully request your Honorable Court to confirm this report, Ni. Si., and and that confirmation thereof be made Absolute by the Clerk of the Court of Quarter Sessions of Clearfield County, Pennsylvania, as

of course, unless exceptions are filed thereto within thirty (30)
days from the Ni. Si. confirmation thereof, as authorized by law.

Respectfully submitted,

BOARD OF SUPERVISORS OF THE ROAD
DISTRICT OF THE TOWNSHIP OF GOSHEN

By Glen Simon
George J. Reed
Leo Clark
Supervisors