

No. *Ed. May* Term, 1892

*Public Road*

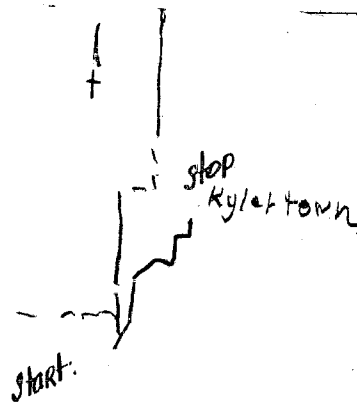
Versus

*Cooper Township*

Contents:

*183 - 1892 - 1892*

*old original Rd. 313 with many turns in  
Ky. & low - not used*



Clfd. Co., Cooper Twp.  
 Conf. Apr. 25, 1893.  
 33 ft except -

Beginning at public road leading  
 from Kylertown to Philipsburg,  
 west of and near the intersection  
 of the Munson road to a point in  
 Kylertown road near store of  
 Jesse Beams.

Kyler Town Pa

July 5 " 1893

Messers Commissioners of  
 Clarfield Co please pay  
 to G. E. Shemmaker, or order  
 \$5 Dollars due me on road  
 damages. Charilla Shemmaker

No 20 May 1892

Public Road  
in  
Cooper Township

Now 16. May 1892. Presented and  
Harry Reese. - Jas. J. Harry and  
Wilbur Hoover appointed to view  
report &c. By the Court

Filed 21 May 1892

W. J. G. G. G.

To the Honorable, David L. Krebs, Judge of  
the Court of Quarter Sessions of the Peace,  
and for Clearfield County:

The petition of undersigned citizens of the  
Township of Cooper in said county, respectfully  
sheweth: That your petitioners labor under  
great inconvenience for want of a public road,  
beginning at a point near Jesse Beams store  
in the village of Kylertown and continuing until  
it intersects near the Cross Roads leading to  
Munson on the Kylertown and Philipsburg road.  
Your petitioners therefore respectfully pray your  
Honor to appoint proper persons to view and lay  
out the same, according to law, and they will  
ever pray.

Names.

P. F. Doole  
Anderson Lutz  
J. D. Dones  
John Keim  
D. D. Eisenhower  
James Thompson  
O. P. Reese  
C. D. Ames  
D. P. D. Thoma.  
Alex Hoover  
A. J. Young  
W. E. Johnson  
William Hoover  
M. J. Radner  
H. E. Hangerberg  
J. K. Taylor  
Grant Hampton  
E. E. Stene  
M. H. Lewis  
John Rodgers  
Frank C. Bensch  
P. J. Lucas  
Philip Knox  
H. B. Peare  
F. W. Jones  
L. M. Hubler  
Robert Bonese  
W. A. Lucas  
H. J. Hoover  
C. A. Hoover

Names.

J. H. Snyder  
Samuel Ulrich  
J. E. Shemake  
W. F. Ardrey  
J. K. Hoover  
Daniel Beams  
J. B. Eisenbaur  
John F. Darnley  
D. J. Magno  
Jacob Sanceoft  
E. A. Johnson  
John Mosberger  
John Kappner  
C. W. Beightel  
A. J. Ames  
E. B. Williams  
Jacob Rayho  
Chat. C. Howe  
James C. Hoover  
Jacob Meyer  
J. F. May  
Jas J. Lucas  
J. H. Dunlop  
E. M. Morris  
J. J. Harry  
E. M. Lakretz  
John Raymond  
Jacob M. McMeete  
Dan Connelka

To the Honorable the Judge within named

We the undersigned Viewers appointed by the  
within Order of Court to view and lay out the road  
~~within named~~ therein mentioned respectfully report  
that After having given due public notice by three  
Written and printed notices put up near the  
location of said road of the time and place meeting  
to view and lay out the same We met at the  
Kylers house on Friday the Seventeenth day of  
June A.D. 1892 and after being duly Affirmed  
in pursuance of said Order We viewed and  
Laid out and do return for public use the follow-  
ing road to wit: Beginning at a point in public  
road running from Kylertown to Philipsburg  
Three Perches West of its junction with Munson  
road thence running through improved land  
North thirty one degrees East forty seven Perches thence  
through improved land North five and one half degrees  
East Eighty one Perches thence through improved land  
North fifty one and one half degrees East forty two  
Perches thence through improved land North eighty five  
degrees East forty three and one half Perches thence  
through improved land North three degrees East  
forty three and three <sup>fourth</sup> ~~Perches~~ Perches thence  
through improved land South eighty five and  
one half degrees East thirty Perches thence through  
improved land North five and one half degrees East  
Twenty seven Perches to Point in Kylertown road  
Two Perches South west of Store of Jesse Beaman  
being Point of Ending Which said road to as  
aforesaid laid out by us we are of opinion is necessary  
for a public road. We would therefore

ours

recommend its immediate construction for  
a public highway.

Harry Rees }  
J. I. Harry } Viewers  
Wilbur Hoag }

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 7<sup>th</sup> day of June, A. D. 1892, before Judge of said Court, upon a petition of sundry inhabitants of the township of Cooper,

in said county, setting forth that they labor under great inconvenience for want of a public road or highway beginning at a point near Jesse Beams store in the village of Keylinton & continuing until it intersects near the cross roads leading to Muncies on the Keylinton & Philipsburg road

and therefore praying the Court to appoint proper persons to view and lay out 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 Ruse M. J. Harry & Milton Hoover 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 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 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.

A. M. 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, and in consideration of the sum of ONE DOLLAR to us respectively paid by the \_\_\_\_\_ at and before the enrolling 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. 189 .

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 Leonard Tyler the sum of Two Hundred Dollars.

To J. E. Shoemaker the sum of Twenty Dollars

To David Tyler the sum of \$150.00

Calvin Packer (1331) the sum of \$75.00

Witness our hands this 26th day of June, A. D. 1892.

J. R. Rues  
J. D. Harry  
Wilbur Hoover



Now Dec. 5, 1892 the County Commissioners except to the within report as follows -

1st. The damages awarded were excessive and burdensome

2nd - There was no proper effort made to get releases of damages from those to whom the same is awarded.

3rd - No notice of the time and place of view was ever given to the County Commissioners as required by act of Assembly and Rule of Court.

4th The report and draft does not show what buildings or improvements are on the line of said road laid out. nor the distances through which are passed over in going through lands of the several owners - so as to determine the number of acres taken and the advantages to be derived therefrom.

Allison O. Smith  
Atty for the County

NO 12 MAGSESSIONS, 1892

ORDER

To view and lay out a road for  
 Cuttise in the township of  
 Carbon, Clearfield Co.  
 Sept Sessions 1892,  
 read and confirmed N. S.  
 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 W. Stewart  
 Dec. 1892 Subscribed on 11  
 with ~~W. Stewart~~  
 Kelly, John H. J. Continued pending  
 consideration of the Court  
 Filed Dec. 1892  
 Fees \$1.00 paid by W. Stewart

25th Apr 1893. Confirmed absolute  
 By the Court  
 D. R. K. 92

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 original viewers, except so far as the location may be corrected 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.

Kearney Rees (Case # 1126)	Days 2	AMOUNT
	Miles 1	\$10
J. J. Kearney	Days 1	
	Miles 1	2.10
William Weaver	Days 1	
	Miles 1	2.10
At # 1141	Days	
	Miles	
	Days	
	Miles	
	Days	
	Miles	

Cent # 1306

Cent # 1307