

No. 4, Sept 55 Term, 189

N. Public Road
versus

S. Beccaria Township

Contents:

St. R. 55. Twp. 135

CH
CO
IS
Bee

GLEN HOPE



BORO

start

(Dist)

Clfd. Co., Peoria Twp.
Conf. ~~Spec.~~ 1st sec. T. A
33 ft. -- 16 ft.

Beginning on the road from Glen Hope to Mr. Hart's Cross Roads near the Mullen Road intersection ----- to the road from Hegarty's Cross Roads to Utahville, said point being about one mile south of Sara Hegarty cross roads.

Now this day of September, A. D. 1907 notice
of the presentation of this petition ^{accepted} by the Supervisors of
Beccaria township.

W. H. Hagerty
Atty for Def

Now this 9th day of September, A. D. 1907 petition
presented and ruling granted on petitioners to show cause why
proceedings should not be quashed. Service to be made on
Attorney of record.

Proceeding of opening road stayed pending this petition.

By the Court
Allison D. Smith
D. J.

No 4 Sept 2nd 1896
(Road)

In re Public Road
in Beccaria, Pa.

Motion to Quash Proceedings

Argued
106th C. C.
Court

Bell Hartman

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PA.
TO THE HONORABLE CYRUS GORDON, PRESIDENT JUDGE OF SAID COURT.

The petition of the undersigned citizens of Beccaria Township
and Glen Hope Borough respectfully represents: That your
petitioner labors under great inconvenience for the want of a
public road or highway, in the Township of Beccaria, to begin
at a point on the public road leading from Glen Hope to Hagerty's
Cross road, and nearer the intersection of the Mullin road
with said road, and extending to the point on the public road
leading from Hagerty's Cross roads to Utahville, said point
being about one half mile south of said Hagerty's Cross roads.

Your petitioners therefore pray the court to appoint proper
persons to view and lay out the same, according to law; and
they will ever pray:

Name.

Name.

David Semple

J. D. Semple

Sam'l Semple

J. C. Gill

John M. Curdy

J. M. Gill

John A. Smith

Edmund Williams

J. M. Ward

C. Hartig

A. M. Sh.

P. S. Ball

J. L. Smith

C. S. Ball

J. E. Kresselt

C. H. Ball, Jr.

W. D. Davis

Charles Pickard

Gas'l Mullin

J. M. S. S. S.

J. W. Smith

Elis H. H. Boisjoly

W. Wright
H. M. Kent

J. C. Brown
Sarah Haines
J. L. Hinckle
W. J. Rimer

Mo 4 Sept 1896

In The Court of Quarter, ss
Petition of citizens of
Beccaria Twp. for Public
Roads.

FILED MAY 8 1896

D. J. Gimpel, Pro.

Now & the Mayday of
1896 the foregoing petition
read and considered and there-
upon D. J. Gimpel, Samuel
Hoyle & George and
are appointed view-
ers to view and lay out said
road and report the same to
next term of court.

W. H. Clegg
George L. H. H.
J. H. H.

FRANK G. HARRIS,
ATTORNEY AT LAW,
CLEARFIELD, PA.

HENRY HALL, PRINTER, INDIANA, PA.

Clearfield County, ss:

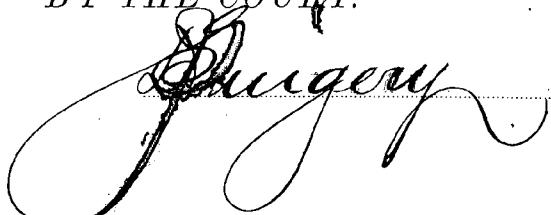
At a Court of Quarter Sessions of the Peace of the county of Clearfield, Pennsylvania, held at Clearfield, in and for said county, on the 8 day of May, A. D. 1896, before Judge of said Court, upon a petition of sundry inhabitants of the township of Beaumar in said County, setting forth that

they labor under great inconvenience for want of a public road on highway in Beaumar to begin at a point on the public Road leading from Glen Hope to Hager's Cross Roads and near the intersection of the Main Road with said road and extending to the point on the public road leading from Hager's Cross Roads to Clarkville said point being about $\frac{1}{2}$ mile south of said Hager's Cross Roads

and therefore praying the Court to appoint proper persons to view and lay out the same according to law, ~~and report to next term~~
whereupon the Court, upon due consideration had of the premises, do order and appoint J. Lightfoot Samuel Bodle James Dry 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 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 147th Rule of Court.

BY THE COURT.

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 ~~said~~ Jacob Copenhagen 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. 189

Jacob Copenhagen *Seal*
..... *Seal*
..... *Seal*
..... *Seal*

ASSESTMENT 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. 189 .

Sketch of a public road in
Beccaria-Twp. Clearfield Co.
beginning at a point on the public
road leading from Glen Hope to
Hegarty's Cross Roads, and extending
to a point on public road leading
from Hegarty's Cross Roads to
Wyalusing

Viewed - Aug. 10, 1896

J. H. Mignill
Surveyor
A. J. Gray
Viewers

18-
19
15.7
25
20
25
34.4
23
23.4
15.8
91.6
148.

453.9 Rds. length of road

585.6 - 148-
True line.
Sloss's list.
unimproved land.

Hegarty's list.
unimproved land.

Reciter of the Request;

To the Rev. Judge Gordon of the Court
of Quarter Sessions of the Peace, in the section
or annexed order named; We, the subscribers
the persons appointed by the court, to ~~view~~
and lay out the road herein mentioned, report
that having been first severally "swore"
in the manner and form prescribed by the
said order, all of us (or three of us) viz;
Jno D. Eighter, Samuel Biddle and A.
J. Fry, having viewed the ground for
the proposed road, and three of us concurring
did lay out, and now return the same for
a public road. Beginning at a point
on the public road leading from Glen
Hope to Rogart's Cross Roads, in Bea-
aria Dep. And near the Mullion road
intersection with "said road" thence
S 32° E. through lands of Cooper 18 Rds. west, thence by same S 35° E. 19 Rds. east, thence
S 27° E. 15.7 Rds. west, thence S 43½° E. by lands of Waller 25 Rds. west, thence S 42° E.
20 Rds. west, thence S 36° E. 25. Rds. west, thence S 59° E. 34.4 Rds. to a post, thence, S 48½° E. 23 Rds. to a post, thence, S 21½° E. through lands of J. St. Quints. 23.4 Rds. to a post, thence -
S 33½° E. 15.8 Rds. west, to lands of J. Copubear -
thence by the same, S 40° E. 91 Rds. to lands of J. St. Quints.
thence by common line of Copubear and Stoff, and Stoff
and Rogart. S 85° E. 143 Rds. to a point on the
Dep. Road, leading from Rogart's Cross Roads to ~~the~~
Waller.

Witness our hands and seals the 10th Day of
Aug. AD 1896

Subs.

Jno D. Eighter *real*
Sam Biddle *real*
A. J. Fry *real*

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.

No. 4 Sept Sessions, 1896

ORDER

To view and lay out a road for
public use in the township of
Rebecca, Clearfield Co.
Sept Sessions, 1896
read and confirmed Ni. Si.
Road to be opened 33 feet
wide, except where there is
side hill cutting or embank-
ment and bridging, there to
be 16 feet wide.

By Star Court
Cyrus George

12 miles a single reel measured
of 1000 feet long in 1000
feet
County - by Westmoreland

Filed 12 Aug, 1896
Fees \$1, paid by Harris

AMOUNT.
1670 Days 1/2 #6.00
1670 Miles 1/2 1.20
1670 Days 1 2.00
1670 Miles 2 2.00
1670 Days 1/2 1.20
1670 Miles 8 8.00
1670 Days 1/2 1.20
1670 Miles 1 1.20

In the Court of Quarter Sessions of Clearfield Co.

In Re
Petition for
Public Road
in Beccaria
Township

No. 4 Sept. ss. 1896.

Now this 9th day of September, A.D. 1907 petition presented and rule granted on petitioners to show cause why proceedings should not be quashed. Service to be made on Attorney of record.

Proceeding of opening road stayed pending this petition.

By the Court
Allison O. Smith, P. J.

State of Penna.

Co. of Clearfield

ss: Certified from the records
of said Court this 18th
day of September, A.D.
1907.

R. B. Thompson
Clerk,

#40055 1896

(Star)

Same portion
you will be ready
in Received copy

Sept. 20. 1907.

Answer on same

by copy.

Answer ⁽⁵⁾ Received

FILED
SEP 20 1907
U. S. GOVERNMENT
PRINTING OFFICE
ROLLING MECHANICAL