

No. 3, May Sessions, 1903

COMMONWEALTH

VERSUS

Public Road

vs

Cooper Twp.

Filed Rd. H-Reg 406 Q

Charge

WILLIAM I. SWOOPÉ,
District Attorney.

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 9 day of Febry, A. D. 1903, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Cooper, in said county, setting forth that

your petitioners labor under great inconvenience for Public Road or Highway to lead from Public Road leading from Daniels Beams farm or to lane to the Hickory Bottom near to the old Jacob Beam meadow.

and therefore praying the Court to appoint proper persons to view ~~and lay out~~ the same according to law, Report to next term whereupon the Court, upon due consideration had of the premises, do order and appoint Harry Reese, A. C. Dale, and Clark Sudder 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 View and 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.

Grant S. Thompson
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.

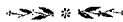
Witness our hands and seals this..... day of.....
A. D. 190.....

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 *Wm Folmar* the sum of *Fifteen Dollars*
To *Jacob Folmar* the sum of *Fifteen Dollars*
To *McLain Beane* the sum of *Twenty-five Dollars*
To *Geo. Krollman* the sum of *One Dollar*
To *Chas. Beightol* the sum of *One Dollar*
Witness our hands this *24th* day of *April* A. D. 1903.

H. A. Reese
J. C. Butler

No. 3 May Sessions, 1903

ORDER

To view 4 days a road for Public use in the township of Cooper, Clearfield County

May Sessions, 1903, read and confirmed Ni. Si. 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 Clerk
Cyrus Gordon

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 APR 10 1903
 Grant H. Thompson,
 Prothonotary.

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.
 Also—Viewers 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.	
<u>W. A. Reese</u>	Days <u>2</u>	<u>8.00</u>	
	Miles <u>8</u>	<u>8.80</u>	
<u>A. C. Dale</u>	Days <u>1</u>	<u>2.00</u>	
	Miles <u>10</u>	<u>1.00</u>	<u>3.00</u>
<u>J. C. Kunkler</u>	Days <u>1</u>	<u>2.00</u>	
	Miles <u>9</u>	<u>.90</u>	<u>2.90</u>
	Days		
	Miles		
	Days		
	Miles		

John P. Fisher

asmode power

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Grant H. Thompson
Prothonotary

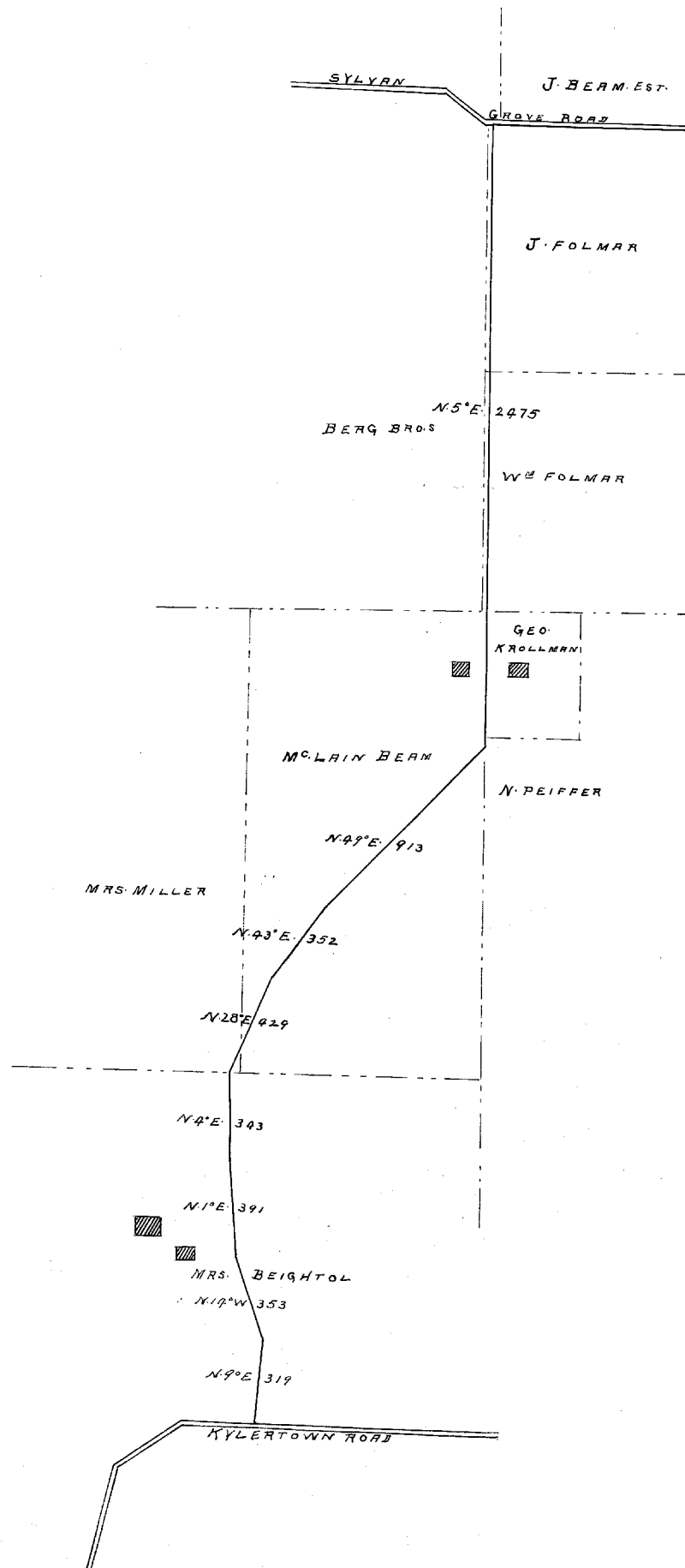
Very Mt. 9-1913 the
within public - presented
to Henry Place, A.C.
Hale + Jack Huber
are proposed to have
a road to the Court
the Court
the Court
the Court

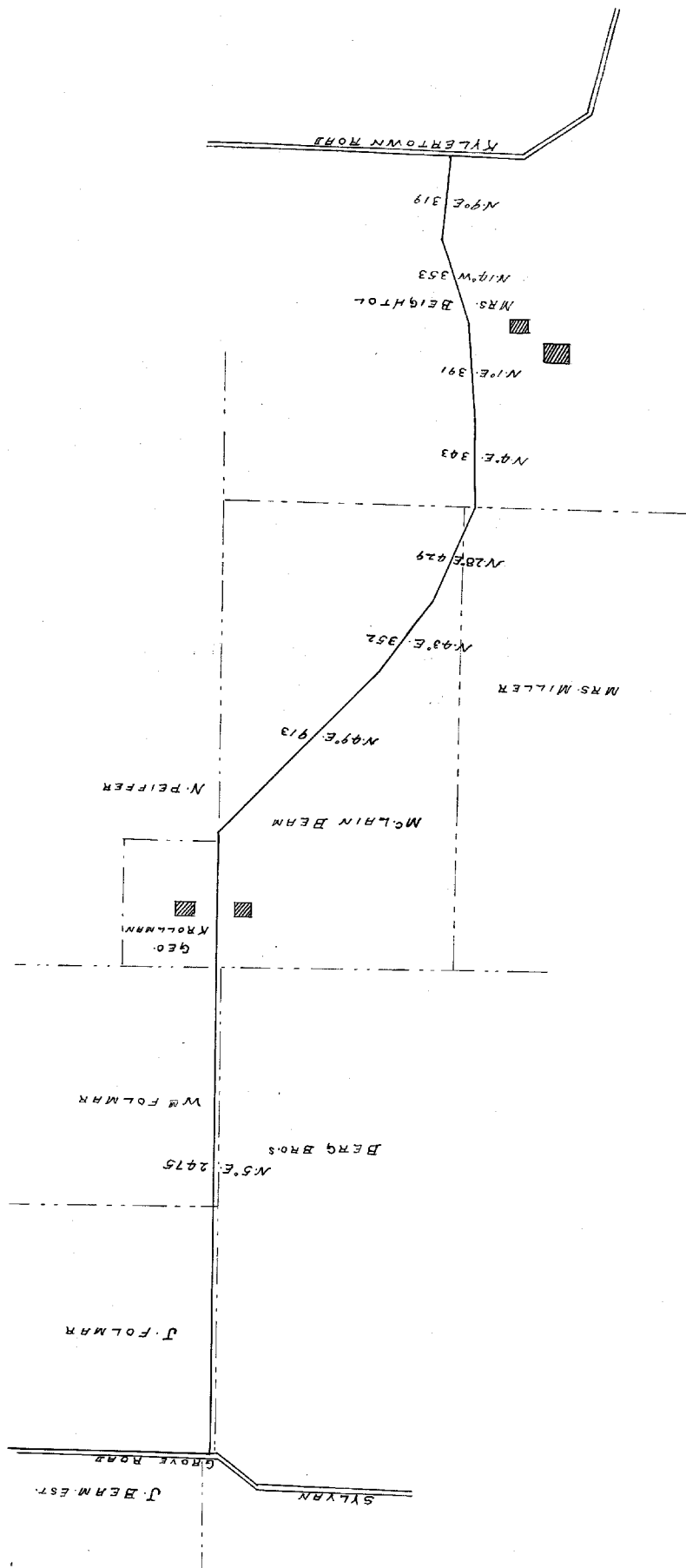
Petition for the Laying out of a
Public Road

To The Honorable The Judges of the
Quarter Session of the Peace in and
for the County of Blairfield

The Petition of the undersigned inhabitants
of the Township of Cooper in the said
County Respectfully Sheweth that your
Petitioners have under great inconveniences
for Public Road or Highway to Lead from
Public Road leading from Kylerstown
to Cooper Settlement near the Daniel
Beams Farm ^{or farm} to the Hick Bottom
Road near to ~~the point of view~~ ^{the point of view} ~~the point of view~~
The Petitioners therefore Pray the Court
to appoint Proper Persons to view and
lay out the same according to Law and
they will ever Pray

A W Raymond
Jas Schmitt
John Raymond
John Hottle
C. Thompson
Wm. H. Hottle
Alon S. Hottle





To the Honorable

The Judge of the Court of Quarter Sessions of Clearfield County Penna.
We the undersigned persons appointed by the within order of Court to view and lay out the road 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 of meeting to view and lay out the same and also having given due notice to the County Commissioners of Clearfield County and the Supervisors of Cooper Township of said time and place of meeting we met at the point of beginning of said road near the house of Charles Brightel on Monday the sixth day of April A.D. 1903 and after having been duly affirmed in pursuance of the within order we proceeded to view and lay out and do return for public use the following road to wit-

Beginning at a point in the public road running from Kylestown to Cooper Settlements at its

intersection with the lane running
to the Daniel Beam house. Thence
North Nine degrees East three hundred
and nineteen feet. Thence North fourteen
degrees West three hundred and fifty
three feet. Thence North one degree East
three hundred and ninety one feet.
Thence North four degrees East three hun-
dred and forty three feet. Thence North
twenty eight degrees East four hundred
and twenty nine feet. Thence North forty
three degrees East three hundred and
fifty two feet. Thence North forty nine
degrees East nine hundred and thirteen
feet. Thence North five degrees East
Two thousand four hundred and seventy
five feet to a point in the public road
leading to Sylvan Grove near the Jacob
Beam meadow. Which said road as
aforesaid laid out by us we are of
opinion is necessary for a public
road.

Respectfully Submitted.

J. A. Reese }
J. B. Hubert } Viewers