

No. 3, Sept Sessions, 1904

COMMONWEALTH

VERSUS

Public Road

in

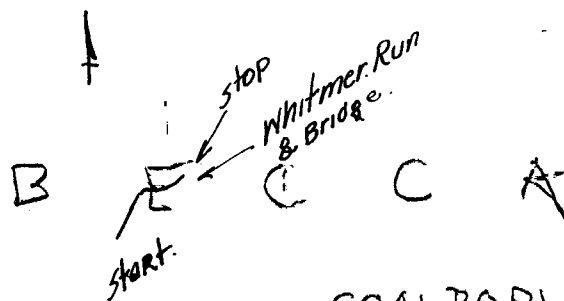
Becaria Twp.

R.D. #4 Page 4 T.8

Charge

WILLIAM I. SWOOPE,  
DISTRICT ATTORNEY.

115



COALPORT  
RCRD

Slid. Co., Beccaria Twp.  
Conf. Absol. Map. 1904.  
33 ft. -- 16 ft.

beginning at a point at the south corner of the school house lot in the village of Ister --- to a point at the Irvona Station of the Penna. and N. Western R.R. which is known as Hopkins St. from the R.R. Station to the town of Irvona. -- ending near the Whitmer Run Bridge.

To the Honorable Allison O. Smith, Judge of the Court of Quarter Sessions of Clearfield County, Pennsylvania.

The petition of the undersigned, inhabitants of the township of Beccaria, in the said county, respectfully represents:-

That your petitioners labor under great inconvenience for want of a public road or highway, in the township of Beccaria, to begin at a point at the *South* corner of the schoolhouse lot in the village of Wister, and extending thence in a *northerly* direction, a distance of *3050* feet approximately to a point at the Irvona station of the *Penna. & North Western P.C.* Railroad, which point is in ~~another~~ *known as Stephens Street* public ~~road~~ *leading from Rail Road station to the Town of Irvona*

Your petitioners therefore pray the Court to appoint proper persons to view and lay out the same, according to law.

*M. Ames*  
*Chas. Hedberg*  
*J. D. Shrock*  
*Henry Shrock*  
*Harry Shrock*  
*Lawrence Kephart*  
*Wm. P. Sekeels*  
*Miller Bignall*  
*J. B. Thompson*  
*W. V. Good*  
*Robt. E. Lee*  
*Geo. H. Richetta*  
*J. E. McDowell*  
*J. N. Smith*  
*Allen Strawn*  
*Sam Morrison*  
*J. Black*  
*J. B. Lee*

*Chas. Welsh*  
*D. F. Edelweitz*  
*Q. R. Willson*  
*E. P. Bolger*  
*Janet Brink*  
*Wm. Hunter*  
*Chas. Hunter*  
*Gas. Heiles*  
*J. A. House*  
*J. H. Aurnand*  
*J. m. Hunter*  
*W. M. Wagoner*  
*Geo. J. Wagoner*  
*S. J. Kuryman*  
*F. K. Harper*  
*Less. Bickner*

John Madison

Clarence Kephart

Joseph A Kephart

Wm Burkhardt

Wm Harnish

Wm Waters

A. R. Hunter

R. Neff

J. A. Hales

J. W. Bailey

Vincent Smeal

Samuel Bartoe

W. D. Smeal

Geo Robison

G. W. Brintz

Dave Shrock

Henry Washington

E. B. Robinson

G. W. Diggins

E. J. Garrison

J. C. Liebhart

A. E. Kanarr

E. J. Straw

G. D. Dewitt

3 Sept 1904

Little country  
quarter section of  
ceaseless 100. Pa.

Path in for Public  
Road in Boeavia  
township,

*Grant*

21 May 1904 path in  
road and surrounded  
whereupon E. D. Alworth  
and M. Caldwell and  
Frank E. Bortz  
are observed to make  
road road and make  
revert to next town  
accordingly from

*W. H. Smith*  
*William S. Smith*

1904  
Grant St. Thompson,  
Treasurer

Clearfield County, ss:

At a Court of Quarter Sessions of the Peace of the  
countu of Clearfield, Pennsylvania, held at Clear-  
field, in and for said county, on the 21

day of May, A. D. 1904 before the  
Judge of said Court, upon a petition of sundry  
inhabitants of the township of Beccaria

\_\_\_\_\_, in said county, setting forth that  
your petetioners labor under great inconvenience for want of a public  
road or highway, in the Township of Beccaria, to begin at a point at the  
South corner of the School house lot in the village of Wister, and c  
extending thence in a Northerly direction, a distance of 3050 feet  
approximately to a point at the Irvona Station of the Pennsylvania &  
Northwestern Rail Road, which point is in public street known as  
Hopkins street leading from Rail Road Station to the Town of Irvona,

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 C. B. Alexander, Dan M. Caldwell, and Frank E. Rooney, <sup>Crookston</sup>  
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 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 particu-  
larly, 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 pro-  
cure 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 H. 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 ensembling 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 ..... the sum of .....

To ..... the sum of .....

To ..... the sum of .....

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

*for no damages asked  
and none allowed,  
Viewers  
Wm. B. Alexander*

# Road Viewers' Notice!

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view for PUBLIC Road leading from a point at the South corner of the School house lot in the Village of Wistar

in BECCARIA Township, to a distance of 3050 feet approximately to a point at the Irvona Station of the Pennsylvania & Northwestern R.R. which point is in Public street known as Hopkin's Street leading from the R.R. station to the town of Irvona.

in BECCARIA Township, in the county aforesaid, will meet at the house of said R.R. Station, in BECCARIA

Township, on FRIDAY, the 22<sup>nd</sup> day of July, A. D 1904, at 10<sup>30</sup> o'clock

H. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

C. B. Alexander.

Dan M. Caldwell.

Frank E. Rooney.  
Viewers.

July 14<sup>th</sup>, 1904.



Service accepted,  
July 14, 1904

W. H. Starnes

# Road Viewers' Notice!

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view for PUBLIC Road leading from a point at the South corner of the School house lot in the village of WISTAR

in BECCARIA Township, to a distance of 3050 feet approximately to a point at the Irvona Station of the Pennsylvania & Northwestern R.R. which point is in Public street known as Hopkins St. leading from the R.R. station to the town of Irvona

in BECCARIA Township, in the county aforesaid, will meet at the house of said R.R. Station, in BECCARIA

Township, on Friday, the 22<sup>nd</sup> day of July, A. D. 1904, at 10<sup>30</sup> o'clock A. M. to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

C. B. Alexander

Dan M. Caldwell

Frank E. Rooney

Viewers.

July 15<sup>th</sup>, 190

Jno. Dixon

Harry Schrock

Chas. Brink

E. E. Helman

F. Edelblute

Henry Schrock

J. M. Hunter

Wm. Schrock

John Lightner

Council of Iron Borough

# Road Viewers' Notice!

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view <sup>For Public</sup> Road leading from a point at the South corner of the School house lot in the Village of Wistar

in BECCARIA Township, to a distance of 3050 feet approximately to a point at the Irvona Station of the Pennsylvania & Northwestern R.R. which point is in Public street known as Hopkin's Street leading from the R.R. station to the town of Irvona.

in BECCARIA Township, in the county aforesaid, will meet at the house of said R.R. Station, in BECCARIA

Township, on FRIDAY, the 22<sup>nd</sup>. day of July, A. D 1904, at 10<sup>30</sup> o'clock A. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

C. B. Alexander

Dan M. Caldwell

Frank E. Rooney

Viewers.

July 14<sup>th</sup>.

, 190

Service accepted  
July 15, 1904.

By sign E. D. Gurnitt

Supervisor.  
Beccaria Twp.

# Road Viewers' Notice!

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view for PUBLIC \_\_\_\_\_ Road leading from a point at the South corner of the School house lot in the village of Wistar \_\_\_\_\_

in BECCARIA \_\_\_\_\_ Township, to a distance of 3050 feet approximately to a point at the Trevora Station of the Pennsylvania & Northwestern R.R. which point is in Public Street known as Hopkins Street leading from the R.R. station to the town of Trevora.

in BECCARIA \_\_\_\_\_ Township, in the county aforesaid, will meet at the house of said R.R. Station \_\_\_\_\_ in BECCARIA \_\_\_\_\_

Township, on FRIDAY \_\_\_\_\_, the 22<sup>nd</sup> day of July, A. D. 1904, at 10<sup>30</sup> o'clock A. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

C. B. Alexander

Dan M. Caldwell

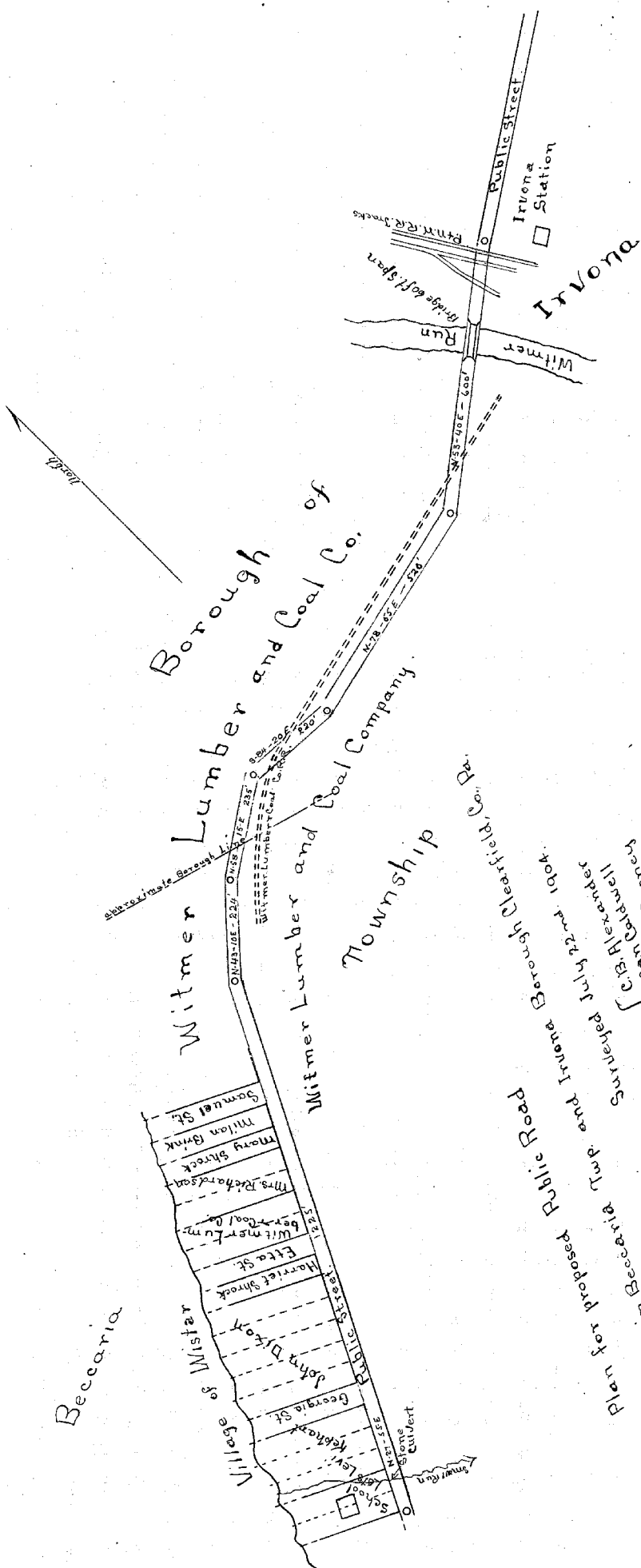
Frank E. Rooney

Viewers.

July 14<sup>th</sup>, 1904.

Service accepted  
July 15<sup>th</sup> 1904.

John Bussell Supervisor  
Buccaria Jap.



Plan for proposed Public Road  
 Situate in Beccaria Twp and Irvona Borough Clearfield, Pa.  
 Surveyed July 22nd 1904.  
 Viewers }  
 Frank Rooney  
 Dan Caldwell  
 C.B. Alexander

Scale 1 in = 200 ft.



TO THE HONORABLE ALLISON O. SMITH, PRESIDENT JUDGE OF THE COURT  
OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENNSYLVANIA.

We the undersigned viewers appointed to view for Public Road beginning at the South corner of the school house lot in the village of Wistar in Beccaria Twp. to a point at the Irvona station of the Penna. & Northwestern R.R. which point is in public St. known as Hopkins St. leading from the R.R. station to the town of Irvona, respectfully report that we gave good and lawful notice of said view to the County Commissioners of Clearfield County and to the Supervisors of Beccaria Twp. and notice was served personally on all interested parties possible.

Notices with acceptance of service by same are filed herewith and made a part of this report. Notices were also posted in the vicinity of the proposed road view.

On the 22nd day of July 1904 the date as set forth in the notices as hereunto attached, your viewers met as appointed and being severally affirmed proceeded with a hearing and to view and survey for said road. Your viewers have found that a road is necessary between the points given replacing a private road much traveled between the village and town mentioned, said private road being now practically closed and as same was almost the only outlet for public travel to and from the village of Wistar the residents of that vicinity are much in-convenienced for a means of ingress and regress.

The proposed road has been laid out at a good grade and largely on good solid ground. The greater part of the road can be constructed without great expense.

One stone or wooden culvert and bridge of about 60 feet span over Witmer Run will be required.

Your viewers would therefore respectfully recommend that said road be granted and located as follows:-

Beginning at a point at the South corner of the school house lot in the village of Wistar in Beccaria Twp. thence N. 27-55 E. 1225' to a post; thence N. 43-10 E. 224' to a post; thence N. 58-15 E. 235' to a post; thence S. 84-20 E. 220' thence along right of way of railroad N. 78-55 E. 520' to a post; thence N. 53-40 E. 600' to a point at the Irvona Station of the Penna. & Northwestern R.R. which point is in public St. known as Hopkins Street leading from the R.R. station to the town of Irvona in Beccaria Township, being about 3024 feet in length. A plan of which road is hereunto attached and made a part of this report.

WITNESS our hands this 5<sup>th</sup> day of August A.D. 1904.

VIEWERS

*Dan M Caldwell*  
*G. E. Rooney*  
*C. B. Alexander*

No. 3 Sept Sessions, 1904

ORDER

To view and lay out a road for Public use in the township of Beccaria Clearfield County

September Sessions, 1904

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 Court  
William J. Smith  
Sec 10.100 & compare  
the old one. By the Court  
William J. Smith

Filed 1904

Fees \$1.25

FILED

AUG 5 1904

Robert H. Thompson.

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.	
C.B. Hefland	Days 4 Miles 50 \$21.00
J. McCallwell	Days 2 Miles 5 \$4.50
Frank Roney	Days 2 Miles 5 \$4.50
Levi Kephart	Days 1 Miles \$1.50
	Days Miles
Expense of seeing to fees increased (\$17.11) — \$10.00	
R.G.B. Alexander	