

No. 1

Feby

Sessions, 1958

COMMONWEALTH

versus

Public Road

in

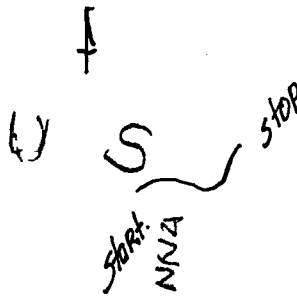
Korthaus Truf

R. A. #4 - Pagers

Charge

Vacated

WILLIAM I. SWOOPÉ,  
DISTRICT ATTORNEY.



Clad. Co. Arthaus Twp.  
 Conf. Geol. Dept. 1905.  
 33 ft. -- 16 ft.

Beginning a point in the public  
 road near the Cataract House leading  
 from Cataract to Pottersdale and  
 end in a public road leading from  
 the Susquehanna River to the Three  
 Runs near the residence of John J.  
 Rouch.

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

day of Dec, A. D. 1904, before the

Judge of said Court, upon a petition of sundry inhabitants of the township of Kaithaus

, in said county, setting forth that

*the labor under great inconvenience for want of a public road in said Twp to commence at a point on the public road at or near the Cataract House leading from Cataract to Pottersdale and to end on a public road leading from the Susquehanna River to Three Run at or near the residence of James M. Longal & J. W. Rouch.*

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 *C. B. Alexander, Ashley Tyler, W. J. Hoffer* 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 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 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.*

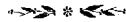
*Witness our hands and seals this..... day of.....*  
A. D. 190.....

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

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

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

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

.....  
.....  
.....

# 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 on the Public Road leading from Cataract to Pottersdale at or near the Cataract House

in *Karthaus* Township, to a point at or near the residence of James Mc Gonigal and J. W. Rouch on the Public Road leading from the Susquehanna River to Thorpe Run in *Karthaus* Township, in the county

aforesaid, will meet at the ~~house of Cataract~~ Hotel, in *Karthaus*

Township, on *Thursday*, the *18<sup>th</sup>* day of *April*, A. D. 1905, at <sup>130</sup>~~12~~ o'clock P. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

*C. B. Alexander*

*W. J. Hoffer*

*Ashley Keyser*

Viewers.

*April 5<sup>th</sup>*, 1905.

Service accepted  
Apr 6, 1905

County Commissioner  
A. H. Davis  
Ch

# 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 on the Public Road leading from Cataract to Pottsville at or near the Cataract House

in *Karthaus* Township, to a point at or near the residences of James McGonigal and James Rouch on the Public Road leading from the Susquehanna River to Three Runs

in *Karthaus* Township, in the county aforesaid, will meet at the ~~house of~~ Cataract Hotel, in *Karthaus*

Township, on *Thursday*, the *13th* day of *April*, A. D. 1905, at *1:30* o'clock P. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

*C. B. Alexander*  
*W. J. Hoffer*  
*Ashley Keyser*

Viewers.

*April 5th*, 1905.

Laurence Roddeig = Represent the Cataract coals.



# 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 on the Public Road leading from Cataract to Pottersdale at or near the Cataract House

in Karthaus Township, to a point at or near the residences of James McGonigal & J.W. Rouch on the Public Road leading from the Susquehanna River to Three Runs in Karthaus Township, in the county

aforsaid, will meet at the ~~house of~~ Cataract Hotel, in Karthaus

Township, on Thursday, the 13<sup>th</sup> day of April, A. D. 1905, at 1:30 o'clock P M., to attend to the duty assigned them, of which time and place aforsaid all parties interested will please take notice.

C. B. Alexander  
W. J. Hoffer  
Whaley Keyser  
Viewers.

April 5<sup>th</sup>, 1905.

John Maines Supervisor Pottersdale Pa  
W. E. Longley " Karthaus "



In the Court of Quarter Sessions of Clearfield County  
To the Honorable the Judge of the said Court.-

The undersigned citizens of Karthaus township in said County respectfully represent.- that labor under great inconvenience for want of a public road in said township to commence at a point on the public road, at or near the Cataract House, leading from Cataract to Pottersdale and to end on a public road leading from the Susquehanna River to Three Runs at or near the residence of James McGonigal

*J. W. Rauch.*

They therefore pray your Honorable Court to appoint viewers to

view and lay out the same make report thereof to the next Term of Court

And they will ever pray &c

James T. Merrey	William Drylie
Jahr Ruzge	Jas. Hugar
J. H. Hugar	Thos. B. Ditty
H. G. McGonigal	E. L. Cole
J. S. Gilman	<i>Geo. C. McGonigal</i>
James Watson	Daniel McGonigal
J. J. Wilson Rauch	<i>for a Gross</i>
Edward Michaels	Albert Watson
Robert Brown	Reed Price
George B. Lincoln	C. G. Stroup
<i>W. L. McGonigal</i>	Samuel McGonigal
J. P. Rauch	<i>Geo. D. Hugar</i>
Liso J. Jones	Arnold Potter
Samuel Michaels	J. P. Perry
18. Frank Gilman	

Alphius Moore  
James F. Fry  
Ellet Rauch  
Alonzo Rauch  
Frank L. Rauch  
James L. Moore.

W B Rauch

Thos R Rauch

Jos R Chatham

Henry J. Grier

Wm Peary

Plemer Michael

George Rexroth

Emmet Yoaster

Jos Michael

A B, Maines

Ray, Maines

G. J. Rougeny

Just Cocoriet

Christ. Haug

W. R. Ratt

Geo Spears  
Victor Renard  
L M Simpson

Lew E. Mire

A. G. Spears

J. A. Seacomb

Wm. Killaud

John Pees

Sam Pees

J S Briel

John M. Cluckey

W. A. Bierfield

L. D. Ruter

Man Soderb

John M. Hays

Jas Reese

Clator Wooster

Louis Kalling

Grid Herley

Mark Wooster

L. B. Emmelet

W B Stage	Lester Cole
W. T. Gilliland	James Shattuck
William Albre	H. H. Hutton
Nelson Conway	B. P. Gilliland
C. N. Bradford	A. H. Potter
Frank Corbriet	Frank J. Potter
C. S. M. B. Co.	Daniel L. Moore
Burgh Sinner	James A. Cole
J. F. Conway	Frank Cole
R. S. Schmass	Wharton M. Cole
Thos. Larrabee	Hiram Baumgardner
Freid Stroup Jr	Oliver Moore
L. Kirkwood	Joe Peary
Sylvester Sykes..	R. E. Rauch
Ed. Forman	W. R. McConigal
James Rees	James H. Hunter
Orville Cole	John L. Miller
John Holbrook	J. H. Carr
J. B. Miller	E. A. Gilliland
John Meier	
William Gies	

22 Sept 2  
Mideby 21. 1905

Remains see Mideby  
Remains of

From Dec. 6, 1914 petition read  
Remains and Mideby  
G. S. Alexander - Campbell  
Hobbs Taylor - Oakes  
R. J. Rogers - Oakes  
are appointed visitors to  
give said lecture must  
report to next ~~22~~ of  
Council. By the Council  
Approved C. J. M. 21.

1170 2 1914  
Sept 21 1905  
Knapin

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 herein mentioned respectfully report that we gave good and lawful notice of said view to the County Commissioners of Clearfield County, to the supervisors of Karthaus Township, and to the parties interested along route of said view, and notices were posted all according to law.

Your viewers met as set forth in notices given, copies of which are herewith attached, and being severally affirmed proceeded to view for said public road as petitioned.

Your viewers surveyed and examined carefully into the location and the necessity of constructing this road, and while some parts of this road will be more than ordinarily expensive to construct because of the rocky hillside, yet when same is completed it will have a very good road bed and the grade of the entire proposed road is very good. Judging from its location it should also be easily kept open in winter time.

As this road will make a saving of from 2 to 5 miles in the distance necessary to drive from the Three Runs District to the N.Y. C. R.R. station at Cataract (the only depot in this locality) this road appears to your viewers to be a needed improvement. T

The length of this proposed road is about  $4/5$  of a mile. No objections were offered to the building of this road on day of view.

For the above reasons and for the convenience of the general travelling public, your viewers would respectfully recommend that said road be granted.

WITNESS our hands this 1st. day of May A.D. 1905.

VIEWERS.

*C. B. Alexander.*  
*W. J. Coffey*



By 60.100.3 shown by return endorsed to my honor Al Smith

No. 1 *Feb* Sessions, 1905

**ORDER**

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

*May* Sessions, 1905, 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 The Court*

*Sept. 21, 1905* confirmed absolutely by the Court

*Alvin D. Smith*

Filed *May 1* 1905.

Fees \$1.25 paid by

*Chas. A. Land*

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.

	Days	Miles	Amount
<i>C. B. Alexander</i>	<i>23</i>	<i>15.70</i>	
<i>W. J. Hoff</i>	<i>23</i>	<i>7.70</i>	
<i>Asbury Taylor</i>	<i>1</i>	<i>17</i>	
<i>A. W. Adams</i>	<i>23</i>	<i>5.20</i>	
<i>J. W. McGehee</i>	<i>23</i>	<i>1.50</i>	
<i>For Report</i>	<i>23</i>	<i>1.50</i>	