

No. 1

Feby

Sessions, 1900

COMMONWEALTH

VERSUS

Public Road

in

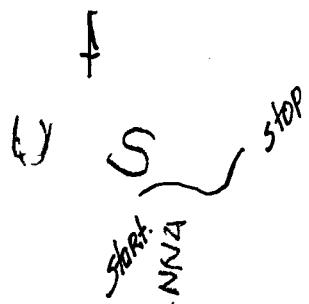
Kentucky Luf

R. A. #4 - Page 1

Charge

*Vacated*

WILLIAM I. SWOOP,  
DISTRICT ATTORNEY.



Clyde Co. Anthracite Twp.  
Conf. School. 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 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 Run at or near the residence of James McGonigal & 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, Ashby 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 Potersdale at or near the Cataract House

in Karthaus Township, to appoint at or near the residences of James McConigal and J. W. Rouch on the Public Road leading from the Susquehanna River to Three Farms 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 10<sup>30</sup> 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 Commissioners  
Madison  
Oh

# 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 Pottsdale at or near The Cataract House

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

in Kynthans Township, in the county aforesaid, will meet at the house of Cataract Hotel, in Kynthans Township, on Thursday, the 13th day of April, A. D. 1905, at 1<sup>30</sup> 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 Keyler

Viewers.

April 5th, 1905.

Lawrence Redding = Represent the Cataract coal co

# 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 Potterdale at or near the Cataract House

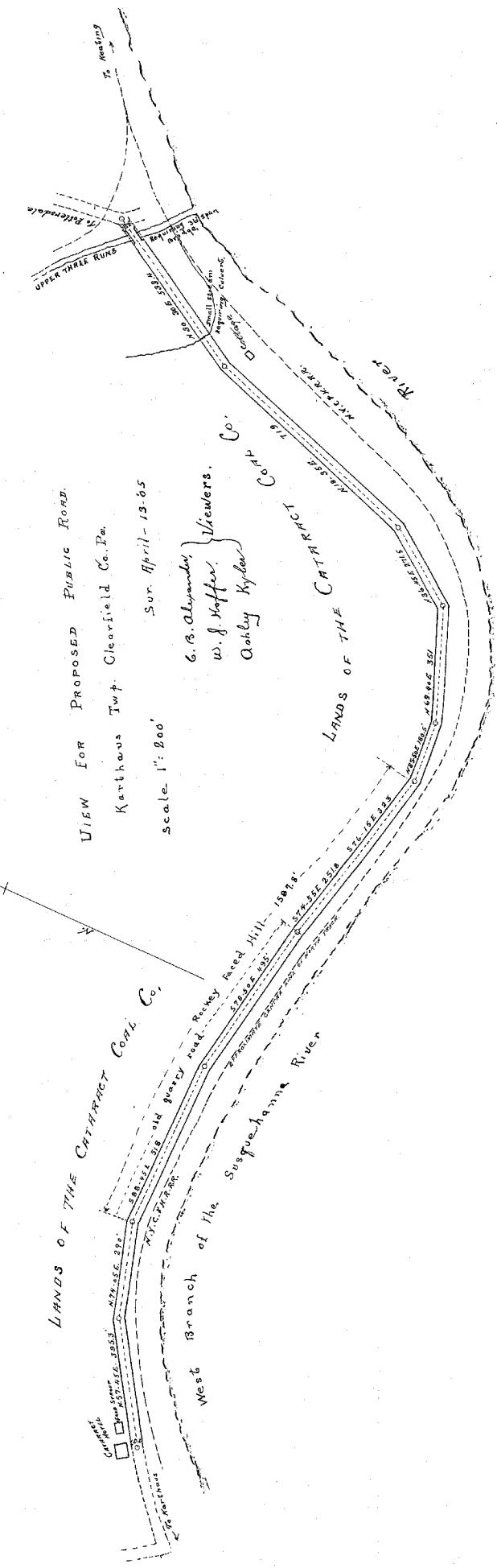
in Kynthaus Township, to a point at or near the residences of James McGonigal & J. W. Rouch on the Public Road leading from the Susquehanna River to Three Runs in Kynthaus Township, in the county aforesaid, will meet at the house of Cataract Hotel, in Kynthaus Township, on Thursday, the 13th day of April, A. D. 1905, at 1:30 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 Keyler

Viewers.

April 5th, 1905.

John Maines Supervisor Pottersdale Pa  
W. C. Songley " Karttans "



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 Susque-  
hanna 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  
John Burge  
J. H. Hugar  
H. G. McGonigal  
J. S. Gleason  
James Watson  
J. Wilson Rauch  
Edward Michaels  
Robert Brown

George B. Lucas  
John Branson

J. Y. Wilson

J. S. P. Rauch

Geo. S. Fisher

Samuel Michael

✓ Frank J. H. J.

William Drylie  
Jos. Hugar  
Theo. B. Ditty  
E. L. Cole  
Geo. C. Johnson  
Daniel McGonigal  
Jos. A. Gross  
Albert Watson

Reed Price  
G. J. Strong

Samuel McGonigal

elix Dyer

Arnold Potter

J. P. Smith

Alpheus Moore  
James Fahey  
Alet Rauch  
Alonzo Ranch  
Frank L. Ranch  
James L. Moore  
W. B. Ranch  
Thos R Ranch  
Jos. R. Chatham  
Henry J. Giese  
H. Peary  
Plummer Ranch  
George Rexroth  
Emmet Stoaster  
Jos. Maback  
A. B. Maines  
Ray. Maines  
G. J. Ronzey  
J. St. Crookston  
Christ. Gang  
W. P. Smith

Gro Spears  
Victor Renard  
L. G. Simpson  
Lewis C. Wile  
A. G. Spears  
J. A. McCaughan  
W. L. Willard  
John Reed  
Sam Reed  
J. S. Brazil  
John H. Closkey  
W. A. Bairfield  
L. D. Ritter  
Matt Stander  
John McHenry  
Jos. Reiss  
Blatow Wooster  
Louis Kallay  
Livid Fisher  
Mark Wooster  
L. S. Encinella

AB Stage

L. J. Gilliland

William Orr

Aaron Conaway

C. N. Bradford

Frank Conneret

O. S. Weston

George Simms

J. F. Conaway

R. S. Schenck

Two Learners

First Group of

1. Kirkwood

Sylvester Sykes.

Ed Poorman

James Press, John L Miller

David Cole, H. Carr

John Polkovic, E. Gilliland

4 others

T. B. Miller

John Marion

William Goss

Jasper Cole

James Shadley

H. H. Hartman

B. P. Gilliland

A. H. Potter

Frank J. Potter

Daniel E. Moore

Jackie Cole

Frank Cole

Wharton M. Cole

William Baumgardner

4 others

Oliver Moore

Joe Early

R. E. Rauch

W. R. McGonigal

James W. Hunter

John L. Miller

David Cole, H. Carr

John Polkovic, E. Gilliland

4 others

T. B. Miller

John Marion

William Goss

Case No. 2  
for the fiscal year

Revised as of October  
25, 1905

Mr. Proc. 6/1904 Motion read  
Committee and Thompson  
C. J. Thompson - Chairman  
John Dyer - Vice-Chairman  
A. J. Kneller - Clerk  
Mr. Kneller - Clerk  
are appointed Reviewers to  
view said location and to  
report to me ~~as~~ of  
Circular 13 of the Board.

John C. Knight

1172 1905

Attest

TO THE HONORABLE ALLISON O. SMITH, PRESIDENT JUDGE OF THE  
COURT OF QUARTES 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. Coffer*

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.  
 Viewers cannot interfere with damages assessed by the original viewers, except so far as the location may be changed by the viewers.  
 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.
Days 3 Miles 37 \$32
Days 2 Miles 37 \$15.70
Days 2 Miles 37 \$7.70
Days 1 Miles 17 \$1.70
Days 2 Miles 37 \$5.20

No. 1 *Temporary Sessions, 1905*

**ORDER**

To view and lay out a road for public use in the township of Cortland, Clearfield County

May Sessions, 1905;  
 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

Sept. 1, 1905—confirmed and absolutely by the court  
 William J. Smith

for report 2<sup>nd</sup> Day 101 1.50

Filed May 1 1905.  
 Fees \$1.25 paid by

13th instant a