

No. 7, Sept., Sessions, 1905

COMMONWEALTH

VERSUS

Public Road

in

Cooper Twp.

Charge

X

WILLIAM I. SWOOPE,  
DISTRICT ATTORNEY.

# Road Viewers' Notice!

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view Public Road leading from

a point near the property of Olaf Brown and Henry Hoover, running between the properties of Frank Peterson on the left and Olaf Brown's property on the right

in Cooper Township, to terminate at a point on Andrew Berg's line of property

in Cooper Township, in the county aforesaid, will meet at the ~~house of~~ first named point, in Cooper Township, on Wednesday, the 30<sup>th</sup> day of August, A. D 1905, at 10 o'clock A. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

Harry Byers

John W. Howe

Wm H. Narehood

Viewers.

Clearfield, Pa. Aug. 22, 1905.

Served on me this  
Wedday of August  
AD 1905  
Service accepted  
B. F. Wilhelm  
Hon. Co. Lewis

## 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 Andrew Peterson the sum of thirty five dollars  
To Alf Brown the sum of seven dollars  
To..... the sum of.....

Witness our hands this 31st day of August A. D. 1905

Harry Byers

John H. Stow

W. H. Parkwood

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 day of May, A. D. 1905, before the Judge of said Court, upon a petition of sundry inhabitants of the township of Cooper, in said county, setting forth that

they labor under great inconvenience for want of a public road or highway to begin at a point near the property of Olaf Brown and Henry Grover running between the properties of Frank Peterson on the left and Olaf Brown's property on the right and to terminate at a point on Andrew Berge's line of property

and therefore praying the Court to appoint proper persons to view <sup>the</sup> ~~the~~ <sup>lay</sup> ~~out~~ the same according to law, whereupon the Court, upon due consideration had of the premises, do order and appoint Harry Byers John W. Howe <sup>and</sup> Wm H. Marshland 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.

Robert B. Thompson

Clerk.

To The Honorable Allison C. Smith President Judge of  
The Court of Quarter Sessions of Clarfield County Pa  
we the undersigned, viewers appointed by the within order  
of court to view and lay out the road therein mentioned  
respectfully report, that we gave good and lawful  
notice of the said view and all being present  
and having been severally sworn  
or affirmed we have viewed the said  
road and have viewed and laid out <sup>for public use</sup> the  
following road to wit: beginning at public road  
near the property of Claf Brown and Henry Hoover  
to wit: at a Maple tree, thence on line between the properties  
of Frank Peterson on the left and Claf Brown on the right  
South five degrees twenty minutes West Six hundred  
and twenty feet (through cultivated land and using road to Knox run  
mines, to post on said line, thence through improved land of  
said Frank Peterson, near road to said  
mines and town South sixty-nine degrees  
and fifty minutes East Six hundred and  
ten feet to post about sixty feet from line  
of Andrew Berg's property, said post ending point  
being at railroad siding and shipping point and in a town  
of about fifteen houses, at mine where a large number  
of men are employed, and where and other supplies delivered. A plot  
or draft of road as laid out ofore said is herewith  
annexed showing courses distances and improvements  
which road is necessary in our opinion for a public road. Witness  
our hands this 31st day of August A D 1905  
Harry Byer  
Jno. W. Stone

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.
Harry Dyers	Days 3	\$14.50
	Miles 2.5	
John W. Howe	Days 2	4.10
	Miles 1.0	
Wm H. Planchard	Days 2	4.10
	Miles 1.0	
	Days	
	Miles	
	Days	
	Miles	

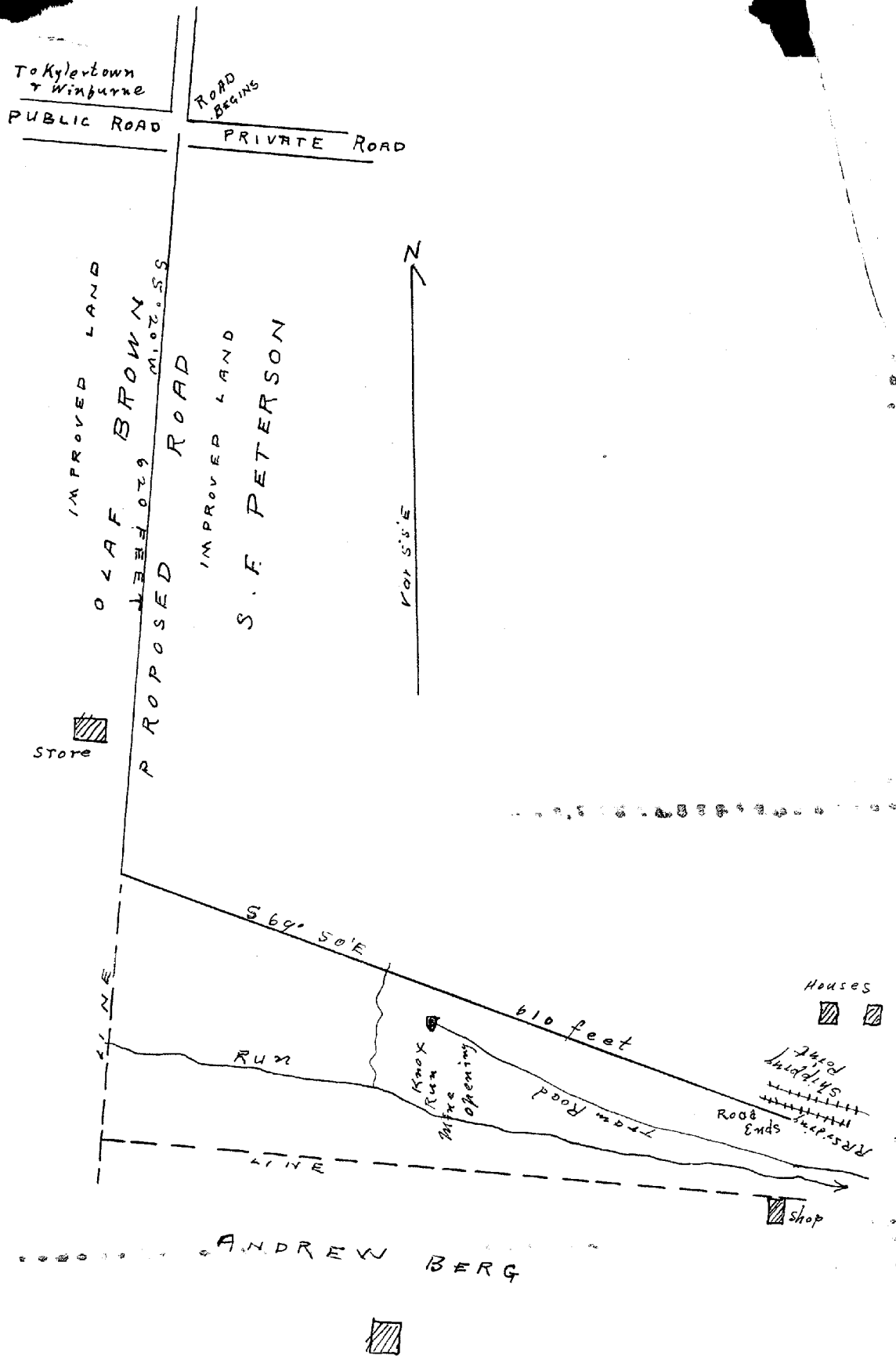
No. 7 Sept Sessions, 1905	
<b>ORDER</b>	
To view <i>Am. lay out</i> a road for <i>public</i> use in the township of <i>Cooper</i> , Clearfield County	
Sept—	Sessions, 1905;
read and confirmed Ni. Si.	
Road to be opened 33 feet wide, except where there is side hill cutting or embankment and bridging, there to be 16 feet wide.	
By the Court	
Allison O. Smith Cj.	
Filed	190 .
Fees \$ <i>1.25</i> <i>W. H. Planchard</i> <i>Chas. B. Hoff</i>	
SEP 11 1905	
ROLL B. THOMPSON, CLERK.	

Clearfield Pa. Sep 19 1905—  
The Supervisors of Cooper Township by their atty/  
move to set aside said Report for the following  
Reasons

First: Because no notice was given to the atty  
Supervisor of time & place of the application  
for a view of said road & affidavit made  
as required by the act 1905.

Second Because this said Report does not  
state that any notice was given at  
time & place of view to the said  
supervisor & affidavit made to spread  
upon the Record.

Attest  
attly for  
Supervisor of  
Cooper Township



No 7 Sept 55 1905-

Viewers { Harry Byers  
Geo W. Howe  
Wm H. Marshood } all present  
at view



ROBERT A. LAKIN,

JUSTICE OF THE PEACE

PEALE PA.

May 15 1905

To the Honorable Judge of the Court of Quarter Sessions of the Peace in & for the County of Clearfield

The petition of the Undersigned Inhabitants of the Township of Cooper in the Said Co Respectfully Sheweth, that your petitioners, labor under great inconvenience for want of a public Road or highway to begin at a point near the property of Clay Brown and Henry Hoover running between the properties of Frank Peterson on the left and Clay Brown's property on the right and to terminate at a point in Andrew Berg's line of property giving access to the petitioners which is much needed and the petitioners ever pray that this petition will be granted

Robt A Lakin J.P.  
Tale

Commission Expires  
May 2, 1906

ROBERT A. LAKIN,

JUSTICE OF THE PEACE

PEALE PA.

May 15 1905

To the Honorable Judge of the Court of Quarter  
Sessions of the Peace for the County of  
Charfield.

Nathaniel Gillman

Gust Berggren

Anders Johansson / O. J. Birn

John A. Roos

Gust Brimberg

Alf Edgren

Cliff E. Green

Charles Palm

Gust Swanson

John Jacobsen

N. A. Larson

Anton Peterson

Carl Andersson

Chas. Frimberg

Anders Bengtson

Andrew Roos

Josef Salus

James Gillman

Anders Ber

Anders Edstrom

Anders Edstrom

Anders Edstrom

Anders Edstrom

Anders Edstrom

Gust Brown

Anders Frimberg

C. C. Shope

George Northamer

Sam Northamer

F. J. Gillman

Mike Griffin

O. M. Carlson

*Read*

No 7 Apr 11 1908

Parties of citizens of Cooper  
standing for public road to  
lead from a point near prop-  
erty of Oleg Brown and Henry  
Horne to a point on line of  
Ruben Long's property.

Now May 20 1908 within section  
thence, road to be located  
and then for Henry Brown  
Horne to make with the  
thence. I request  
one appointed persons to  
bear the same track report  
to next term of court.

*My wife Cora  
Almon Smith*  
Q.

FILED  
1908  
BOLT D. THOMPSON  
CLERK

*Bound & sold to Bolt*