

No. 5

Sept 1861

Private

Wilkinson

in
versus

Deatur Powers

~~~~~  
Road  
~~~~~

X

TO THE HONORABLE ALBISON O. SMITH, PRESIDING JUDGE OF THE
COURT OF QUARTER SESSIONS OF THE PEACE OF CLEARFIELD COUNTY, PENNA.

The petitioners of the subscribers, the Executors and heirs
of Joseph Wilkinson, late of Decatur Township, deceased, respectfully repre-
sents:

That they labor under great inconvenience for want of a
private road to lead from the Mansion House of the said Joseph Wilkinson
Estate in the Township of Decatur, said County, to the Northern Terminus
of Pruner Street in the Borough of Osceola, said County.

Your petitioners therefore pray the Court to view and lay out
the same according to law, they having filed their bond with sufficient
sureties to secure payment of such sums as may be due the viewers for
services. And they will ever pray etc.

Samuel Wilkinson Executor
Eliza Bratton Executor
Joseph H. Wilkinson
Edw. M. Thompson
William H. Wilkinson
John Remjeu
J. L. Kerrington

State of Pennsylvania)
County of Clearfield) SS;

Joseph H. Wilkinson and Samuel Wilkinson, two of the above named
petitioners, being duly sworn, according to law do depose and say that
the facts contained in the above petition are true, to the best of their
knowledge and belief.

Joseph Wilkinson
Samuel Wilkinson

Sworn and subscribed to before me this 19 day of May, 1911.

J. J. McGraw N.P.
COMMISSION EXPIRES
February 27th, 1917.

In the matter of petition
of heirs of Joseph Wilkinson
deceased for a private road
in Osceola Borough and Decatur
Township

)
) In Court of Quarter Sessions
)
) the County of Clearfield
) No. Sept. Sess. 1911
)

KNOW ALL MEN BY THESE PRESENTS: That we, the subscribers, heirs
of Joseph Wilkinson, deceased, and _____

are held and firmly bound unto the Commonwealth of Pennsylvania, in the
sum of Fifty (\$50.00) dollars, lawful money of the United States to be
paid to the Commonwealth of Pennsylvania, its certain attorneys, executors
administrators or assigns, to which payment well and truly to be made and
done, we do bind ourselves, and each of us, our and each of our heirs, execu-
tors and administrators, and every of them, jointly and severally, firmly
by these presents. Sealed with our seals and dated this 5th. day of May
A.D. 1911.

WHEREAS, the said heirs of Joseph Wilkinson, deceased, have petition-
ed the Court of Quarter Sessions for the appointment of viewers, to view
and lay out a private road in Osceola Borough and Decatur Township, and are
required by law to file their bond to secure payment to the said viewers
for their services.

NOW THE CONDITION OF THIS OBLIGATION IS SUCH, that if the above bound
en, heirs of Joseph Wilkinson, shall pay or cause to be paid such sum or
sums as shall become due to the said viewers for their services and such
other sum or sums as shall be required of them, by order or decree of Court
in this proceeding, then this obligation shall be void; otherwise to be and
remain in full force and virtue.

Samuel Wilkinson (S.S.) *Executor*
Eliza Bratton Covatta (S.S.)
Joseph H. Wilkinson (S.S.)
Ida M. Thompson (S.S.)
William H. Wilkinson (S.S.)
John Remiga (S.S.)
J. T. Kemmiger (S.S.)

(S.S.)

In Court of Quarter
Sessions
No 5 ~~May~~ ^{Sept} 1911

Petition for apph
of venue to view
and lay out a
Private Road
in
Dreathie Twp

Now May Sessions 1911
within petition presented,
read and considered, and
thereupon Harry A. Reese,
W. P. Harpster and J. Frank
Loose are appointed Viewers
to view said premises and
make report at next
sessions

By the Court
Allison A. Smith

M. G. 2 at

Now Feb'y 27/1912
Time Extended on the
within report to May
9. 1912

By the Court,
Allison A. Smith

J. H. Moore
Jr.

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENNSYLVANIA.

IN RE----

Private Road in Decatur Township, No. 5, September Sessions, 1911.

The White-Dugan Coal Company the party interested files
the following exceptions, viz:-

First. That the view was had without the notice to the
Exceptant who was therefore unable to appear before the viewers.

Second. That the road is located upon a road now in use
by the exceptant for its own purposes and no provision is made in the
report defining the rights and privileges of the petitioners.

Third. That the proceeding is irregular and not sustain-
able as appears of record.

F. R. White *Adm. White-Dugan Coal Co.*

Curtis

~~Clearfield~~ County; SS:

Before me, a

NOTARY PUBLIC

in and for said

County personally appeared F. R. White, an officer of the above named
White-Dugan Coal Company and being sworn according to law doth depose a
and say that the facts set forth are true and correct to the best of his
knowledge and belief.

Sworn and subscribed before me ;

this 4th day of June,

A. D., 1912.

M. C. Draper

MY COMMISSION EXPIRES
FEBY. 1ST, 1915,

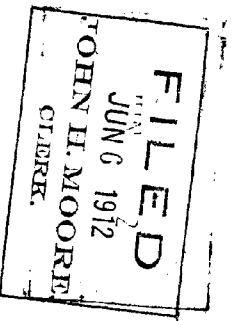
NOTARY PUBLIC

No 5 April 1911

Mr

Print Road
in attention of

Examination



Deer Harbor

Clearfield County, ss:

At a Court of Quarter Sessions of the Peace of the
county of Clearfield, Pennsylvania, held at Clear-
field, in and for said county, on the 29
day of July, A. D. 1902, before the
Judge of said Court, upon a petition of ^{trust of} ~~sundry~~
Joseph Williamson
~~inhabitants~~ of the township of Decatur
, in said county, setting forth that

That they labor under great inconvenience
for want of a private road to lead from
the Mansion House of the said Joseph Williamson
Estate in the Township of Decatur said County,
to the Northern terminus of Pine Street in
the Borough of Oscoda said County

and therefore praying the Court to appoint proper persons to view ~~and~~
~~lay out~~ the same according to law,
whereupon the Court, upon due consideration had of the premises, do order and
appoint H. P. Harpster, H. A. Reese & D. Frank Goss
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 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.

John H. Moore

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 enrolling 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 Dugan White Coal Co. the sum of One Dollar
To the sum of
To the sum of

Witness our hands this 25th day of April A. D. 1902

H. A. Reese

H. P. Harpster

G. Frank Gow.

No. 5 Sept Sessions, 1911

ORDER

To view Private use in the
road for township of Deeatur,
Clearfield County

May Sessions, 1912,

read and confirmed Ni. Si.

Road to be opened as

~~provided by the Private~~

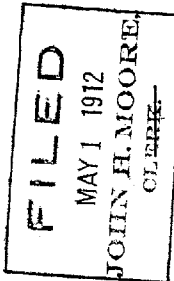
~~side cuttings or embank-~~

~~ment and bridging, there to~~

~~be 10 feet wide~~

By the Court.

Adam A. Smith



Filed 150 190

Fees \$ ~~150~~ paid by John B. McElroy

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.

W. A. Reese } Days 2 10.00
Miles 2 1 2.10
12.10

W. P. Carpenter } Days 1 3.00
Miles 1 0 4.00

W. F. Francis } Days 1 3.00
Miles 1 4 4.40

Days
Miles

Days
Miles

East Nine hundred feet. Thence North
Sixty degrees East Two hundred and fifty seven
feet. Thence North Seventy Eight degrees East
two hundred feet. Thence North Eighty five
degrees East Two hundred and Eighty four
feet. Thence South Eighty one degrees East
two hundred and twenty eight feet.

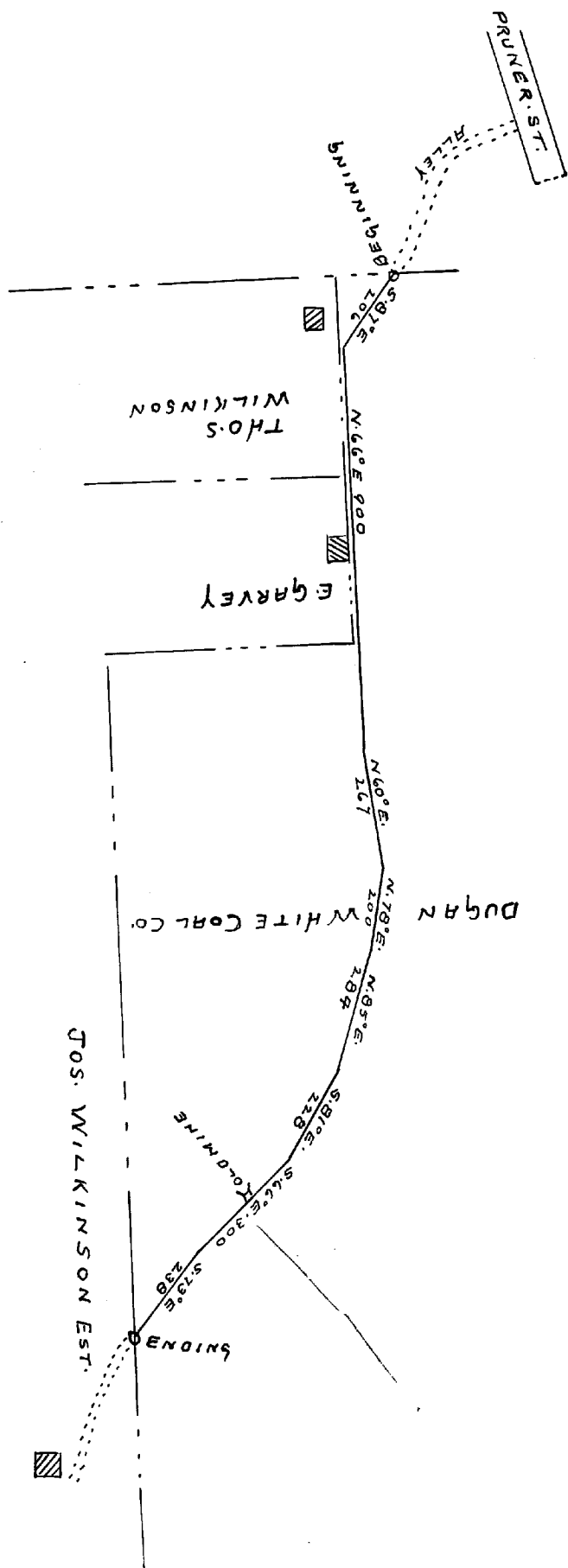
Thence South sixty six degrees East three
hundred feet. Thence South seventy three
degrees East two hundred and thirty eight
feet to a point on the line between lands
of the Dugan White Coal Company and lands
of the Joseph Wilkinson Estate three hundred
and ten feet North west from the dwelling
house located on the said Joseph Wilkinson
Estate. Which said road so as aforesaid
laid out by us we are of opinion is
Necessary for a private road.

Respectfully Submitted.

W. A. Reese }
J. P. Harper } Theirs

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 notice to the owners
of land through which the said road
runs by three written and printed
notices put up near the location of the
said road of the time and place of
meeting to view and lay out the same
we met at the Mansion house on the
Joseph Wilkinson Estate in Decatur
Township on Thursday the 25th day of April
A.D. 1912 And after having been duly
affirmed in pursuance of the within order
of Court we proceeded to view and lay out
and do return for private use the follow-
ing road to wit. Beginning at a point
on line of the borough of Osceola. Three
hundred and sixty five feet south East from
The Northern End of Primer Street. Thence
through lands the Dugan White Coal Company
South Eighty Seven degrees East Two hundred
and Six feet. Thence North Sixty Six degrees



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

The petition of the undersigned citizens, residents
and tax payers of Bigler Township, said County, respectfully
represents:

That a public road in Bigler Township running from
the village of Madera to *Penna R.R. Depot* is crossed by
a creek known as *Alexander Run*, that it is necessary
to construct a bridge across said creek, and the expense thereof
is more than it is reasonable for said Township to bear:

Wherefore your petitioners pray that viewers be appointed
to view the site of said proposed bridge and report as to the
necessity of said bridge and the bearing of the expense of its
erection by the County of Clearfield, and they will ever pray.

Joseph A Shoff
James McCreary
John Hunsal
J. W. Alexander
Ed Cook
Chas Boone
H. W. Hawkins
Willard Shoff
E. B. Shoff
John A. Shoff

H. S. Moore
Wm S Moore
W. R. Kearney
G. J. Moss
B. W. Alexander
B. W. Moore
E. B. Mansley
W. V. Moore
H. B. S. Todart
G. W. Garrick
B. F. Rinehart
D. C. Reese

J H Miller
L W Meyer

a c Shapp

H S Blythe

H G Shoff

J D Miles

Boaz Whitwick

Now. May, 19, 1911. The undersigned are
held and firmly bound unto the Commonwealth
of Pennsylvania, in the sum of one hundred
dollars, conditioned for the payment
of costs, in this Bridge view proceeding,
in event same are imposed upon
petitioners

H S Inwood

John Stevenson

Chas E Bell

Seal

Seal

Seal

May, 16th 1911

Accepted Service for County Commissioners
of Clearfield County.

L. C. Shorris
Clerk

No 4, Sep 22 1860.

(13 mis ge.)

In Re- Petition for
Bridge- Alexander
Burn. Digler & Co.

Now May Session 1911
within petition presented
read and considered, and
thereupon Jd. McCarty,
Jt. Master and J. W. Bode
are appointed referees to
verify the said account
and make report at
next session

By the Court
William C. Smith Jg

WILLIAM C. SMITH

In the Court of Quarter Sessions of Clearfield County, Penna.
Public Bridge in Bigler Township,) No. 4 September Ss. 1911.
:)
over Alexander Run.

Now, December Sessions, 1911 the within Report of Viewers and approval of the Grand Jury as to the necessity of the bridge herein mentioned, and also of the fact that said bridge would be too expensive for Bigler Township to bear alone, is hereby confirmed absolutely on the following terms and conditions:

1. That said bridge shall not be entered of record as a County bridge but as an appropriation bridge, under the Act of 1887, as amended by the Act of 1895.

2. That in order to determine the amount of appropriation which should be made by Clearfield County Commissioners towards the erection of said bridge, the said County Commissioners shall first employ an engineer who shall make plans and specifications for the same, to be reported back to the said Commissioners and to the Court, together with a careful estimate of the cost thereof, just as though the said bridge were to be built wholly by the County.

3. That after the said plans, specifications and estimates have been made, the proper amount shall be agreed upon by the County Commissioners in conjunction with the Supervisors of said Bigler Township and that agreement submitted to the Court for final approval.

4. That thereafter the said bridge shall be built only after a public letting, to be joined in by the said County Commissioners and Supervisors of Bigler Township, which bids shall also be submitted for the approval of the Court.

By the Court,

Allison D. Smith
P. J.

In the Court of Quarter Session
of Clearfield County
~~At the~~ Session 1911
To the Honorable Judge of said Court
after reading & considering the
petition in the above case and
hearing and examining the wit-
nesses in the case and County
Commissioners of Clearfield County
we do respectfully ^{that we} recommend them
to contribute what they think
proper of erecting a bridge
over Biglar Township
as petition for
D. A. Daly Foreman

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

22 day of May, A. D. 1911, before Judge of said Court, upon a petition of sundry inhabitants of the township of Bigler in said

County, setting forth that

A public road in Bigler Township running from the village of Madeta to Penna R.R. Depot is crossed by a Creek known as Alexander Run, that it is necessary to construct a bridge across said Creek and the expense thereof is more than it is reasonable for said Township to bear, wherefor your petitioners pray that Viewers be appointed to view the site of said proposed bridge, and report as to the necessity of said bridge, and the bearing of the expense of its erection by the County of Clearfield

and therefore praying the Court to appoint proper persons to view and lay out the same according to law,

whereupon the Court upon due consideration had of the premises, do order and appoint

J. S. McCreary, J. E. Spratzen and G. W. Bell,

who after being respectively sworn or affirmed to perform their duties impartially and to the best of their judgment, are to view the place proposed for the said bridge, and if they or any two of them, view the same, and any two of the actual viewers agree that there is occasion for such a bridge, and that the erecting of the said bridge would require more expense than it would be reasonable the said townships should bear, they are to make report accordingly;

and a map or plot thereof to be made, which shall accompany said report; the report aforesaid to be made to the next term of the Court of Quarter Sessions to be held for the said county of Clearfield.

BY THE COURT.

Roll B. Thompson,
CLERK.

RELEASE OF DAMAGES.

Know All Men by These Presents, That we, the undersigned owners of lands upon which the bridge is 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 en sealing 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 or building of said bridge, 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 or building of said bridge.

Witness our hands and seals this day of
A. D. 189.....

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 building of said bridge 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. 189.....

#7 Sept 25 1911

BRIDGE VIEWERS' NOTICE

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield county, Pennsylvania, to view a Bridge at *Madera Pa in Bigler Twp. where Public Road crosses Alexander Run*

in *said* Township, in the county aforesaid, will meet at said place on *Wednesday*, the *18th* day of *July*, A. D. 190*6*, at *7* o'clock *P* M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

JS McGraw
JE Kratzger
EW Bell

Viewers.

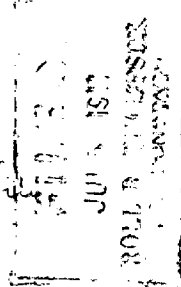
July 3, 190*6*.

Service of within notice accepted this 5th
day of July 1911.

L. L. Morris
Clerk

} for the
County Commission

Harry Boulton
Atty for Supervisor
Bigler Trup.



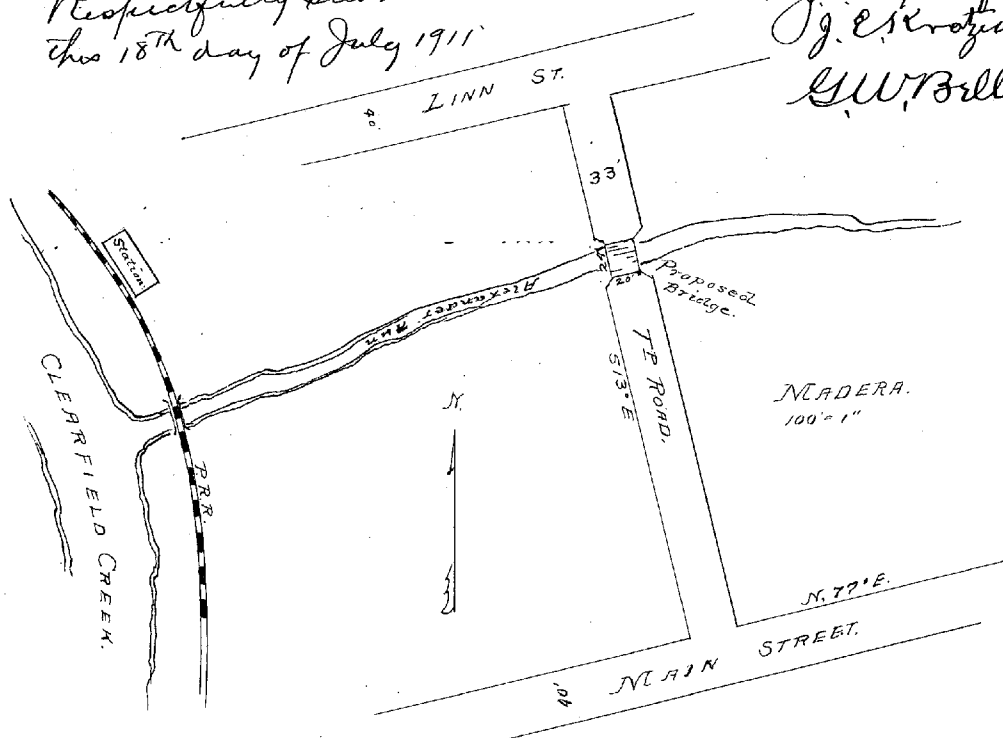
To the Honorable Court of Quarter Sessions of Charfield
County.

We the undersigned Viewers appointed by your
Honorable Court to view the place for proposed bridge
in Bigler Township as per attached order. Met this
18th day of July 1911 in pursuance of notice legally
posted and served, and having affirmed according to
law did view the same, and find the bridge
at this point, viz where the public road from Main
Street ^{Madera} to Penna R R Station crosses Alexander Run,
in a very dilapidated and unsafe condition, and
should be replaced by a modern Monolithic con-
crete structure. That a bridge at this point is a
necessity, and should be built at the expense of
Clearfield County, That the same should have a
span of not less than 24 feet in the clear between
abutments, and we would recommend a roadway of
20 feet, or sidewalk in addition to 16 ft roadway to ac-
commodate pedestrians. Draft attached.

Respectfully submitted.
this 18th day of July 1911

J. S. Murphy, Engr.
J. E. Kroger
G. W. Brill

Viewers



(Boulton)

No. 44 Sept. 1911.

Lucie Bridge

1.72

Pigler Township
(Alexander River)

(Alexander Runt)

ORDER, TO VIEW.

Nov. September Sessions 1911
within Report of Nevins read
and confirmed in Si. Land
Report to be referred to the
December Board for
action. B. L. G.

within Report of Viewers read
and published. Mi Si Sand

and confirmed Ni Si. Sand
Report to be ordered to 1st.

Report to be referred to the
December Grand Jury for

December would just for action Burt

version By the Congress

Chloe C. Mundy

Filed _____ 789

Fees \$1.25, paid by

J. S. McCreery

Attorney.

now Jan'y 6/12
approved by the Court

approved by the Court

NOTE—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 bridge, they will report to that effect.

AMOUNT:

201

Days 1-

Ms: 72.1.16

SMG

MILES

Days 2.....

Library

Miles 47

GOOD TIME

Days!

Miles 35

2

Days.....

Miles.....

Days

Days.....

Miles.....

In the Court of Quarter Sessions of Clearfield County, Penna.
Public Bridge in Bigler Township,) No 4 September Ss. 1911.
over Alexander Run.)

Whereas, question has been raised whether the within
confirmation absolute on terms and conditions is a proper con-
firmation; and

Whereas further, in case the within mentioned bridge is
determined by the County Commissioners not to be a proper case
for the erection of a County bridge but of an appropriation
bridge, then the Act of Assembly passed the 5th day of March,
1906, requiring the approval by the Court of the contract and
bind, does not in terms apply.

Now, therefore, this 22nd day of March, 1912, the terms
and conditions of the within confirmation absolute are hereby
withdrawn and the said bridge is confirmed absolutely.

By the Court,

Allison C. Smith P. J.

FILED
MAR 25 1912
JOHN H. MOORE
CLERK