

DOCKET No. 5

Number Term Year

9

Dec. SS.

1911

IN RE CHANGE OF PUBLIC ROAD IN
BECCARIA AND GULICH TWP.

Versus

In re- Change of public roads in Gulich
and Beccaria Townships:

Now Nov 13th 1911. petition of Boards of
Supervisors of Gulich and Beccaria Town-
ships, for approval of a change of public
roads in Gulich and Beccaria Townships, and
supplies thereof by a new public road on East side
of Muddy Run in Gulich Township, presented and
considered; and it appearing that the owners
of lands through which said roads pass have
waived and released all claims for damages, and
the proposed change being for the public interest
and benefit; it is ordered and decreed that
upon the completion by the Bowring White
Coal Mining Company of the proposed new
road on East side of Muddy Run, beginning in
public road 280 feet East from Bridge crossing
Muddy Run, and ending in public road 950
South from intersection of said public road
with a public road from Itahville - and
acceptance thereof by the Supervisor of Gulich
Township, the change and vacating of
the roads supplied by the new road
as set forth in the petition, is approved
and the new road as aforesaid is
approved and the said new road shall
be taken deemed to be a public road to all intents
and purposes, and the old locations shall be
taken and deemed to be vacated - and the new
road shall thenceforth be kept and maintained
by the proper Township authorities.

By the Court
Alvin P. Smith
P.J.

To the Honorable Allison C. Smith, President Judge of the
Court of Quarter Session of Clearfield County:

The petition of the Boards of Supervisors of the Townships of Beccaria and Gulich, in said County, respectfully represents:

That a public road is now open and in use from the village of Beccaria in Beccaria Township, said County, at residence of Thomas Turnbull intersecting at said residence with road from Utahville to Beccaria, and running from said intersection at Turnbull residence along the West side of Muddy Run to an intersection with public road leading from Janesville to Utahville; that the said road lying between the two intersections as aforesaid has become useless, inconvenient, and burdensome, and the public using said road can be better accommodated by a road laid out and opened on the East side of Muddy Run;

That in connection with the same proposed vacation and supply
desired and proposed as aforesaid, a public road in Gulich Township
said County, from its intersection with a public road leading from
Janesville to Beccaria, said intersection being at place and point
known as the Keystone house, to a point *two hundred eighty*
East
feet from ~~mid~~ bridge carrying said road over Muddy Run, will by
the vacation and new location of the public road as proposed in
the first paragraph of this petition, become useless, inconvenient
and burdensome. ~~andxx~~

That both of the public roads aforesaid can be changed, vacated and supplied by a new public road beginning at two hundred eighty feet East from the bridge crossing

Muddy Run. being bridge carrying road from Keystone house as aforesaid over Muddy Run, and intersecting the public road leading from Janesville to Beccaria at a point ~~one hundred and~~
~~forty~~ feet ~~above~~ from Pennsylvania Railroadxx
intersection of another public road from Utahville with the public

road aforesaid leading from Janesville to Beccaria. Road at intersection to be seventy feet wide, tapering to thirty feet wide, fifty feet from intersection.

That the first piece of road proposed to be vacated lies in Beccaria Township; that the second piece of road proposed to be vacated lies in Gulich Township; and the supply for both roads is located in Gulich Township:

That The Berwind White Coal Mining Company has agreed to make and build said supply road at its own expense, in as good average condition as either of the roads proposed to be vacated. *Said road to be properly constructed, to be not less than 16 feet wide at any point, and to be of sufficient second and ditched.* That a plan or blue print is hereto annexed and made part of this petition, and said plan shows the locations of the roads, courses and distances, as proposed to be vacated and supplied.

Wherefore the petition of the Supervisors of the Township aforesaid respectfully pray that the Court approve the change of said public roads, and the supply thereof by a new road, as indicated on the plan hereto annexed, so that the new location for said roads shall be taken to be a public road to all intents and purposes and the old locations shall be taken and be deemed to be vacated. Your petitioners further representing that the owners of all lands affected by the proposed changes have waived and released all claims for damages by reason thereof, as appears by annexed release.

William Gates.
L3 reviving

} Supervisors
Beccaria
Township

John Roman ✓
W^m Mathersky ✓
✓

} Supervisors
Gulich
Township

State of Pennsylvania
County of Clearfield

Before me the subscriber, a Notary Public in and for the
said County, personally appeared John Gates -
who being duly sworn according to law doth depose and say that the
facts set forth in the foregoing petition are true, and further
saith not. John Gates

William Gates

Sworn and subscribed before me this 6th day of November,
A. D. 1911.

Wardy Boulter
Notary Public
My commission
expires Jan'y 31, 1915

State of Pennsylvania
County of Clearfield

Before me the subscriber, a Justice of the Peace, in and for the said County, personally appeared John M. Doremus who being duly sworn according to law doth depose and say that the facts set forth in the foregoing petition are true, and further saith not. D. 1

W. M. Rosman

Sworn and subscribed to before me this 7 th day of November
A.D. 1911.

D. H. T. Cosman J. P.

Now, November 9th 1911, in consideration of the sum of one dollar to each of us paid, the undersigned, being the owners of the land over which public road proposed to be vacated, and public road proposed to take place of said vacated road, passes, hereby each for himself, or itself, waive and release all claim for damages by reason of the vacation and new opening and location of said public roads as proposed in the annexed petition, and as appears by blue print also annexed and forming part of said petition.

Bernard-White Coal Mining Co.

By

H. A. Bernard
Secretary

Scottaway Coal Co.
for K. S. Shellingford Esq.

Barry Boulton ^{Branch Manager}
S. V. Davis. ^{Commer.}
By his atty, T. B. Boulton

Now, November 9th, 1911 - , The Berwind White Coal Mining Company, as matter of inducement and consideration for the vacation of the public road, and new location and opening of another public road to supply said roads proposed to be vacated, agrees to open and make said proposed new public road, with grades, ditches, drains and culverts, in as good average condition as the roads proposed to be vacated now are; said new road to be made and opened before the vacation of the other roads takes effect; vacations and new location of public roads to be as shown on petition and blue print annexed.

Berwind-White Coal Mining Co.

By

H.A. Berwind
Secretary -

No. 9 Dec 31, 1911

In re: Change of
Public road in
Beccaria and Gulich
Townships -
Dec 1911 -

1st & 2nd copies
of decree
of the court
of common
pleas
of the
county
of
Lancaster
Penns.

Second copy to
Beccaria & Gulich
Townships







