

No.

*2 Sept.*

SESSIONS, 191*2*

COMMONWEALTH

VERSUS

*Private Road  
in Covington Twp*

Charge

*X*  
JAMES H. KELLEY,  
DISTRICT ATTORNEY.

- To the Honorable the Judge of the Court of Quarter Sessions of Clearfield County, Penna.-

The petition of Lewis Royer respectfully represents that he is the owner of about sixty seven acres of land situate in Covington Township Clearfield County Penna adjoining land of Joakim Latchet and F F Coudriet .-

That he labors under great inconvenience for want of a private road to lead from his dwelling house located on said plantation to the public highway there being no outlet from his plantation to the public highway at the present time except over private ground .- He therefore prays your Honorable Court to appoing viewers to to view and lay out a private for him from a point, on the Pownship road leading from Clearfield to Karthaus, on the line between Joakim Latchet and F F Coudriet lands to his dwelling house on his said famr or plantation

And he will ever pray &c

*Lewis Royer*

*Notary Public*

*John H. Brown*

*Notary at law for Jeff King*

*Know, according to law says that from the  
own knowledge and from information derived  
from other papers he believes the facts to be true  
he foregoing published to be true.*

*Given at Gettysburg*

*before me this 6 day*

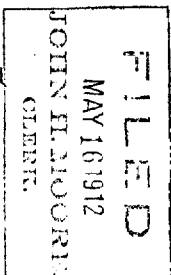
*1912*

*John H. Brown*

*Notary*

No. 2 ~~10~~ 20/11/12

Collected for James  
Rosen in Georgia  
Swartz.



from May 16<sup>th</sup> / 1912

Arthur Folsom:

Dear Anne Corcoran  
Dear Thompson & A.  
Woodward, W.D. MacMunn  
and S.M. Gill are ap-  
pointed messes & mess  
the said premises and  
make report at next  
Term. By the Court

William A. Smith  
Jr.

1.25 paid by atty

May 1912

# ROAD VIEWERS' NOTICE

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view a private Road leading from a point on the township road leading from Clearfield to Karthaus

~~XXXXXXXXXX-XXXXXXXXXXXXXXXXXXXX~~  
in Covington Township to dwelling-house of Lewis Royer.

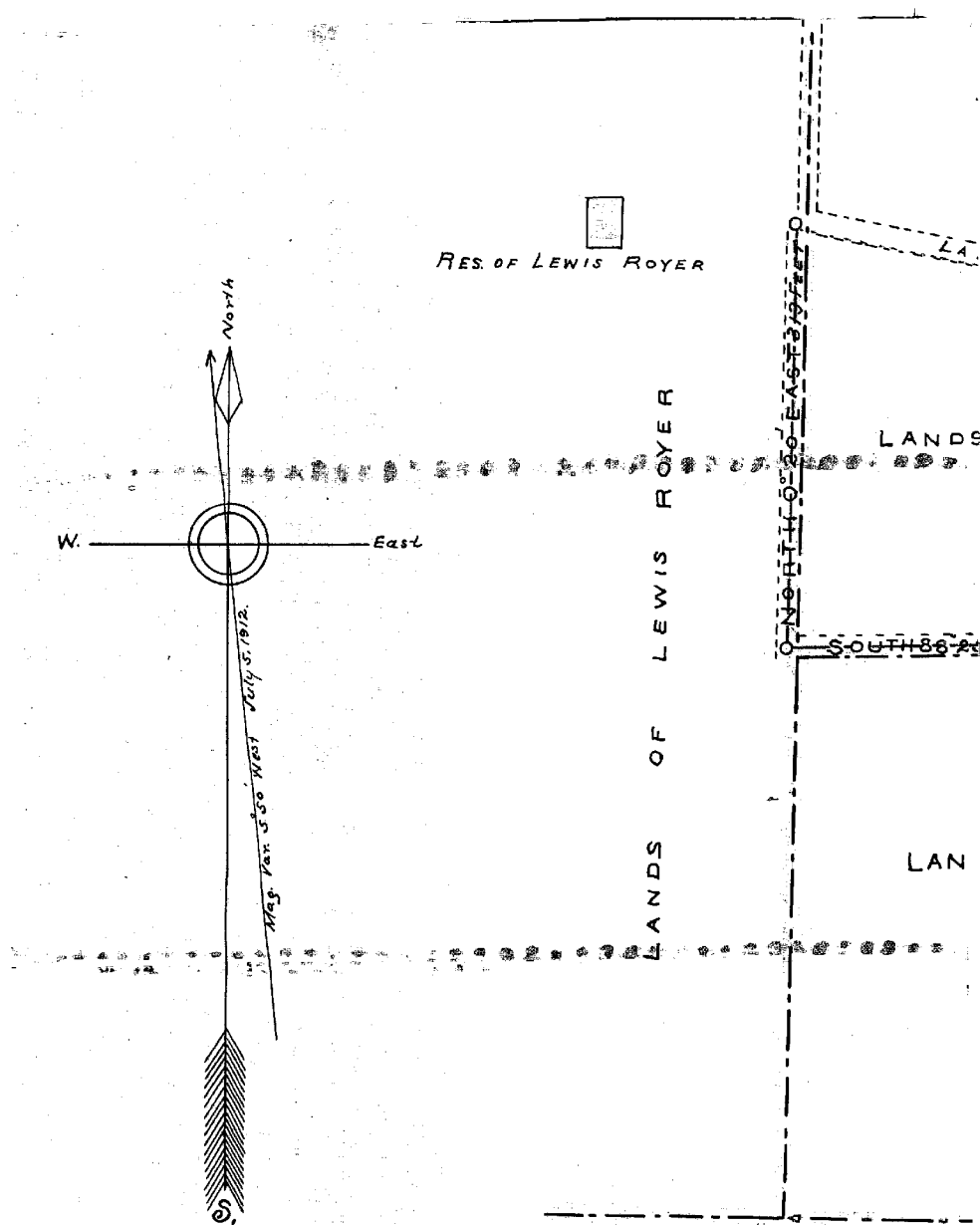
in Covington Township, in the county aforesaid, will meet at the house of \_\_\_\_\_, in Covington Township, on \_\_\_\_\_, the 5th day of July A. D. 1912, at 11 o'clock A M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will take notice.

H. S. McManis  
J. W. Giel  
Hugh Woodward  
VIEWERS

June 25th, 1912.

now June 24th 1912 - service of notice  
of will now is hereby accepted.

J. H. Coudriet



SURVEY FOR PRIVATE ROAD  
IN COVINGTON TOWNSHIP.

JULY 5TH, 1912.

Scale 100' one inch.

VIEWERS.

J. B. WOODWARD.

H. S. Mac MINN. CE.

J. W. GILL.

ROAD TO CLEARFIELD

RES OF HENRY PLUBELL

Res. of F.F. Coudriet

Barn  
Sheed  
Barnyard

OF F.F. COUDRIET

WEST 309 FEET

OF JOAKIM LATCHET

THAN TWO GENERATIONS  
NORTH 35° EAST 328.5 FEET

NORTH 13° EAST 56 FEET

NORTH 37°40' EAST 64 FEET

LANE IN USE FOR MORE  
NORTH 0°20' WEST 348 FEET

ROAD TO KARTHAUS

## Clearfield County, ss:

At a Court of Quarter Sessions of the Peace of the  
County of Clearfield, held at Clearfield, Pa., in and  
for said County, on the sixteenth day of  
May in the year of our Lord

one thousand nine hundred twelve,  
ALISON O. SMITH

Judge of the same Court: Upon the petition of  
sundry inhabitants of the Township of \_\_\_\_\_  
Covington.

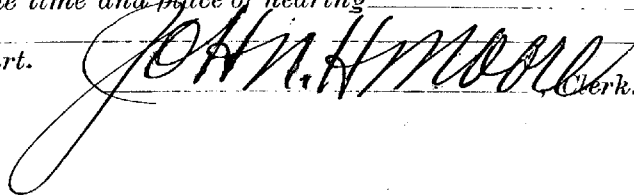
in said County, setting forth that Lewis Doyler is  
the owner of about 100 acres of land situate in Covington  
Township, Clearfield County Pa. adjoining lands of Jacob Doyler  
and P. F. Schriber, That he labors under great inconvenience for  
want of a private road to lead from his dwelling house located on  
said plantation to the public highway at the present time except  
over private ground.

and therefore, praying the Court to appoint proper persons to view and  
lay out the road between the points mentioned, whereupon the Court upon  
due consideration had of the premises, do order and appoint from and  
among the County Board of Viewers W. D. Woodward, W. D. Gill  
and J. M. Gill

who have been duly appointed by the Court and filed their oaths of office and  
are duly qualified to perform the duties of their appointment with impartial-  
ity and according to the best of their judgment, are to view the ground  
proposed for the said road; and if they view the same, and a majority of  
the actual viewers agree that there is occasion for such road, they shall  
proceed to lay out the same, as agreeable to the desire of the petitioner as  
may be, having respect to the best ground for a road and the shortest dis-  
tance, in such a manner as to do the least injury to private property; and  
shall make report thereof, stating particularly whether they judge the same  
necessary for a ~~public~~ or private road, together with a plot or draft thereof,  
and the courses and distances and references to the improvements through  
which the same may pass; (and wherever practicable, the viewers shall lay  
out the said road at an elevation not exceeding five degrees, except at the  
crossing of ravines and streams, when by moderate filling and bridging the  
declination of the road may be preserved within that limit,) to the next Court  
of Quarter Sessions to be held for the said County.

And if the viewers aforesaid shall decide in favor of locating a <sup>private</sup> public  
road, they shall obtain from the persons through whose lands the said road  
shall pass, releases from any damages that may arise to them on opening  
the same; but if the owner or owners of such land refuse to release their  
claim to damages, the said viewers shall assess the same, taking into view  
the advantages as well as disadvantages arising from said location, and  
make report of such assessments; which report they shall in like manner  
transmit to the next Court of Quarter Sessions, with the draft or plot  
aforesaid. In which said reports they shall state that they have been  
sworn or affirmed according to law, and that due and legal notice was  
given of the time when, and place where, they should meet, to view and  
lay out said road, and the time and place of hearing.

By order of the Court.

  
Clerk.



# RETURN OF VIEWERS.

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

We, the undersigned viewers, duly appointed by your Honorable Court by the foregoing order, from and among the County Board of Viewers who have been duly appointed by your Honorable Court and have filed their oaths of office in the Court of Common Pleas of Clearfield County, beg leave to report as follows:

*F. J. Coudriet*  
*Joakim Latchet*  
That notice of the time of view and of the hearing day was duly served according to law upon ~~the Commissioners of Clearfield County and the Board of Supervisors of the Township of GOVINGTON~~ and that \_\_\_\_\_ notices thereof were posted along the route of the ~~proposed road~~, that the said view would be held on the Fifth day of July, A. D. 1912, ~~and the hearing to be held in the Arbitration room, at the Court House, in Clearfield, Pa., on the \_\_\_\_\_ day of \_\_\_\_\_, 1912, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.~~ That the viewers appointed by the said order viewed the ground proposed for the above mentioned road, and that there were present at the view Lewis Royer,  
E. F. Coudriet, Joakim Latchet,

parties in interest. That the hearing was held in ~~the Arbitration Room, in the Court House, at Clearfield, Pa., on the \_\_\_\_\_ day of \_\_\_\_\_ A. D. 1912,~~ when the following appearances were noted: \_\_\_\_\_

After the view and hearing above mentioned, the undersigned, the majority of the said viewers, do agree that there is \_\_\_\_\_ occasion for a road as desired by the petitioner, and that the same is \_\_\_\_\_ necessary for a Private road: And having had respect to the ~~shortest distance and the best ground for such road we have laid out in such manner as shall do the least injury to private property, and as far as practicable agreeably to the desire of the petitioner, and do return for Private~~ use the following described road, to-wit: Beginning In a public road leading to Clearfield, and to Karthaus,

near the residence of Henry Plubell,  
Thence following a private road or lane, twenty four feet in width,  
along the line separating the lands of  
North twenty minutes west, five hundred forty eight feet,  
Thence, through the lands of Joakim Latchet, North thirty seven degrees forty minutes east, sixty four feet,  
Thence North thirteen degrees east, fifty six feet,  
Thence North three degrees thirty five minutes, <sup>east</sup> three hundred twenty eight and one half feet, onto the lands of E. F. Coudriet, said private road or lane having been many years open and in use for entrance and exit of former and present settlers, From said lane the present survey passes South eighty eight degrees twenty five minutes west, three hundred and nine feet, wholly on the lands of E. F. Coudriet, with a width of sixteen feet, along the line of lands of said Joakim Latchet to the lands of Lewis Royer, the petitioner,  
Thence North twenty minutes east, three hundred thirteen feet, wholly on the lands of said petitioner along the ~~land~~ line of said Coudriet to a point near the residence of the said Lewis Royer,  
A total distance of of sixteen hundred eighteen and one half feet,  
(1618').

and that a plan or draft of said road showing courses and distances and the properties affected is hereto attached and made a part hereof, said road being at an elevation not exceeding five degrees, excepting \_\_\_\_\_

when it was not practicable to preserve it within that limit.

The undersigned further report that they endeavored to procure from all the owners of the land over which the said road passes releases in writing of all claims to damages that may arise from opening the same, and that they procured such releases from E. F. CONDRETT

the following persons having refused to release the damages to which they respectfully may be entitled by the reason of the location and opening of the said road, we, the undersigned viewers, after having considered the advantages to be derived to them, do assess them damages and make report thereof as follows: \_\_\_\_\_

and we herewith return releases obtained and copy of the notices.

WITNESS our hands and seals this \_\_\_\_\_ day of \_\_\_\_\_

A. D. 191 \_\_\_\_\_.

*Hugh Woodward*  
*J. M. Minn.*  
*J. W. Gill*



No. 2 Sessions, 19

## ORDER

To view a road for use in the township of Clearfield County

Sept. Session, 1912, read and confirmed N.Y. St. Road to be opened 16 feet wide, except where there is side hill cutting or embankment and bridging, there to be 16 feet wide.

By the Court:  
William D. South

December Sessions 1912  
Confirming above order  
By the Court  
Allegany Co. Pa.  
JOHN H. MOORE  
CLERK.

Filed 19

Fees \$1.25 paid by

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 the 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 AM'T.
A. D. Woodward	1	25 7.50
H. J. MacMillan	2	53 15.30
J. M. Gill	1	62 11.40
		\$34.00

## 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

\_\_\_\_\_ 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. 191\_\_\_\_\_.



Frenchville July 5<sup>th</sup> 1912

Mr W. A. Hegarty

Attorney at Law Clearfield

Dear Sir

Reflecting on the matter about  
Lewis Royer private Rodd Lewis  
is poor: & will give him 16 ft  
on my own Land along Lachat  
line free gratis & had offered to  
give him my eight feet free But  
Lachat wanted fifty Dollars then  
to give him 16 ft 30 Dollars But  
now I will give him 16 ft for  
Nothing Very Respectfully yours  
truly F. H. Coudriet  
along Lachat line where the  
rivers laid it out