

No. 2 May Sessions, 1917

COMMONWEALTH

VERSUS

Public Road

Cooper Twp.

P.D. 45-Page 367

CHARGE

Walter Welch,  
District Attorney

*vacated*

Know all men by these presents that we Charles E Ardary  
and C H Netherblade of the Township of Cooper , County of  
Clearfield and State of Pennsylvania are held and firmly bound  
unto the Commonwealth of Pennsylvania in the sum of one hundred  
dollars lawful money of the United States of America to be paid  
to the said Commonwealth her certain Attorneys or assigns. to  
which payment well and truly to be made we do bind ourselves  
our heirs executors and administrators firmly by these presents  
Sealed with our seals and dated the second day of December A D  
1916.-

Whereas the said Charles E Ardary had petitioned the  
Court of Quarter Sessions of Clearfield County for the appointment  
of viewers to lay out a public road in Cooper Township .-

Now the condition of this obligation is such that if the said  
Charles E Ardary shall pay all costs that may be imposed upon  
him by the Court in case he should fail to obtain a public as  
petitioned for then this obligation to be void or else to be and  
remain in full force and virtue .-

Charles E Ardary \_\_\_\_\_ Seal  
C H Netherblade \_\_\_\_\_ Seal

- 130 -

... . qid-awot regcoo ni hson of.dng s tuc vsl of strewiv to  
hisa est. It tadt down at noitegido est. to noitibnoo est. woh ;  
noqu decogni ed vsm tadt atcoo lla vsg lla vstab E vstab E vstab  
as alidng s nintdo of llist blived ad esco ni tucu ed vsl  
bns ed of esle ro bliv ed of noitegido est. naff tof beno tifeg  
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1992-

1007

In the Court of Quarter Sessions of Clearfield Co  
In re public road in Cooper Township Clearfield County  
To the Honorable the Judge of said Court.-  
We the undersigned citizens of Cooper Township respectfully  
represent that we labor under great inconvenience for want  
of a public road to commence at a point on Public road leading  
from the State Highway to Grassflat at or near the residence of  
Ernest Peters, and ending on a public road leading from Grassflat  
to Knox run at or near the residence of John Young .-

We therefore pray your Honorable Court to appoint viewers  
to view and lay out the same and make report thereof to said  
Court.-

And we will ever pray &c

Jas A Pearce Supervisor  
Frank P Butler Supervisor  
Fred Edmund "

The Pearce Farmer

Frank Hoover

Farmer

John Young

Peterson

Geo Shiffie

Collabor

J. A. Bissell

Reid

E A Johnson

Ernest Peters

Farmer

William Pearce

Miner

Hugo. Almgren.

Charles E Ardrey	Farmer
John Beckman	Miner
Carle Nettleton	Miner
Chas J. Larson	"
Gust Anderson	"
Gust Korsaas	"
Geo Metnick	"
Geo Saks	"
Andra Bengtsson	
Andra Gruet	
Frank John	
And. Brodin	
Geest Johanson	

Slabby lime  
Country of cliff  
Fossils appear upon the  
slab. Chas. Archary, who being duly known  
says, that it finds the fossils in going out pebbles  
on him, and the name and location were given  
by a person whose name I can offer as Chas.  
Archary

Dear Roberta  
& before you do  
8 day of October 1877  
John W. Moore

Chas. E. Archary

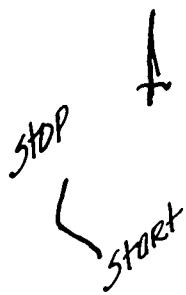
Plan for Pestle zone  
in Savanna Park

Nov 8th 1917 on consd.  
natur. A. G. Edwards, Esq;  
Harry Nease and W. H. Gaule  
are appointed visitors to set  
out points according to law.

By the Com.

W. H. Gaule

123 " 134 Pestle  
162 By Patterson



Begin  
leaving  
at or near  
the place and  
leaving from  
the place  
and, or near the place  
and

Co. 111, absolutely Sept. 11/16  
23-16

(Circular)

COUNTY	ROUTE	SEC.	SHET

No. 2 M.E.Y. Sessions, 19 17

## ORDER

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 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.

To view & lay out a road for public use in the township of Cooper—Clearfield County

Days	Miles A.M.T.
Ch. Edwards	2 35 11.75
Harry Rose	2 7 10.35
Asst. M. Judge	2 130 16.80

May Session, 19 17,  
read and confirmed No. Si.  
Road to be opened 33 feet  
wide, except where there is  
side hill cutting or embank-  
ment and bridging, there to  
be 16 feet wide.

By the Court  
Magistrate Self  
Seth H. Self, C. W. C.  
absolutely  
M. H. Court  
Surplusage  
19

Filed  
Fees \$1.25 paid by — Petiti 3rs.

## 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 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 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. 1911.



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 (see maps, wherein the grade exceeds 5° at no place.)

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 none.

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: John Coone \$1 00

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

WITNESS our hands and seals this 17<sup>th</sup> day of April  
A. D. 1917.

A. D. Edwards.  
R. A. Reese  
J. W. Spangle



# Clearfield County, Pa:

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 8 day of February in the year of our Lord one thousand nine hundred seventeen.

Judge of the same Court: Upon the petition of sundry inhabitants of the Township of Cooper

in said County, setting forth that we labor under great inconvenience for want of a public road to commence at a point on Public Road leading from the State Highway to Grassflat at or near the residence of Ernest Petars, and ending on a public road leading from Grassflat to Knox run at or near the residence of John Young.

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 A. L. Edwards Esq.,

Harry Reese and J. W. Spangle 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 impartiality 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 distance, 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 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.

John H. Moore, 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:

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

Cooper and that three notices thereof were posted along the route of the proposed road, that the said view would be held on the 17<sup>th</sup> day of April,

A. D. 1917, and the hearing to be held in the Arbitration room, at the Court House, in Clearfield, Pa., on the (no hearing required) day of 1917, at o'clock M. That

three viewers appointed by the said order viewed the ground proposed for the above mentioned road, and that there were present at the view as A. Pealer, Frank Butler,

Fred Edland, Supervisor of Cooper Township, John Young,

John Rose, A. L. Edwards Esq., Harry Rees and James Spangler,

Viewers and Mrs. Adry parties in interest. That the hearing was held in the Arbitration Room, in the Court House, at Clearfield, Pa., on the (no hearing required) day of A. D. 1917, 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 an occasion for a road as desired by the petitioner, and that the same is necessary for a Public 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 use the following described road, to-wit: Beginning at

a point on Public Road leading from the State Highway to Grangefield at or near the residence of Compt. Peters in Cooper Township, to and ending on a Public Road leading from Grangefield to Run Run at or near the residence of John Young. (See map hereto attached & make a part of this report.)

# ROAD VIEWERS' NOTICE

**NOTICE IS HEREBY GIVEN** that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view and lay out a Road leading from point on Public Road leading from the State

Highway to Grassflat at or near the residence of Ernest Peters

in COOPER Township to and ending on a Public Road

leading from Grassflat to Knox Run at or near the residence of

John Young.

in COOPER Township, in the county aforesaid, will meet at the house of John Young.

in COOPER Township, on Tuesday, the 17th day of April A. D. 1917, at 1 o'clock A. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will take notice.

A. T. EDWARDS.

HARRY M. LEE.

J. W. SPANGLE.

**VIEWERS**

April 4th, 1917.

Now April 5<sup>th</sup> 1917,  
Service accepted by the County  
Commissioners. L. C. Morris  
Clerk.

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in COOPER Township to and ending on a Public Road  
leading from Grassflat to Knox Run at or near the residence of John  
Young.

in COOPER Township, in the county aforesaid, will  
meet at the house of John Young,  
in COOPER Township, on Tuesday,  
the 17th day of April A. D. 1917, 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.

A. T. EDWARDS

HARRY REESE

J. W. SPAUNLE

VIEWERS

April 4th

, 1917.

Service of this Notice accepted  
Apr 6th 1917

B.F.R. Supervisor

Has a Promise  
Frank Butler  
Ted Edelweiss

# ROAD VIEWERS' NOTICE

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in COOPER Township to and ending on a Public Road leading from Grassflat to Knox Run at or near the residence of John Young.

in Cooper Township, in the county aforesaid, will meet at the house of John Young, in COOPER Township, on Tuesday, the 17th day of April A. D. 1917, at II o'clock M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will take notice.

A. L. EDWARDS.

HARRY REESE.

J. W. SPANGLE

**VIEWERS**

April 4th, 1917.

P

Service of this Notice Accepted  
Apr. 6th 1917

Frank Butler Supervisor

Joe A. Pearce  
Ted Edlemy

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A. L. EDWARDS.

HARRY REESE.

J. W. SPANGLE.

VIEWERS

April 4th, 1917.

Service of this Notice Accepted  
Apr 6th 1917

John A Pearce  
Supervisor

