

No. 2 May Sessions, 1917

COMMONWEALTH

VERSUS

Public Road

Cooper Twp

R.S. 45-Page 367

CHARGE

Walter Welch,
District Attorney

vacated

Know all men by these presents that we Charles E Ardary
and C. H. Nettleton 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. Nettleton Seal

Know all men by these presents that we Charles E. Ardary
 and ~~John H. Miller~~ of the Township of Cooper, County of
 Clearfield and State of Pennsylvania are hold 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 road
 petitioned for then this obligation to be void or else to be and
 remain in full force and virtue --

Charles E. Ardary Seal
John H. Miller Seal

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 Yung .-

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

And we will ever pray &c

Joe A Pearce
Frank P Butler
Fred Edmund

Superintendent
Inspector
" "

Joe Pearce

Farmer

Frank Hoover

John Young

Geo. Stippa

P. Farmer

J. A. Hickey

Collector

E. A. Johnson

Recorder

Ernest Peters

William Plow

Farmer

Hugo. Almgren.

Miner.

Charles & Arday

Farmer

John Beckman

Miner

Carle Wetterblad

Miner

Chas J. Larson

Gust Anderson

Gust Isacson

Geo Metrick

Geo Sabra

Andra Bengtson

Andro Puet

Frank Schen

And. Brabin

Geist Johanson

[Faint, illegible handwritten text at the bottom of the page]

State of New

County of

Commaney afternoon from the
December. Chas. Arday, who being duly sworn
says, that at first he took in going out public
one him, and at same had attention was given
by a person who was then offered on a
fielder.

sworn December

& before me the

8 day of February 1917

John W. Moore

Chas. E. Arday

Order for Public work
in location ^{2nd}
1st

Nov 8th Feb 1917 on consd.
within, A. & Edward B. Jr.
Henry Rice and J. M. Sprague
on approved return to act
according according to law.

By H. C. Smith
Witness

125th 13th Autumn
1899 By Return

stop
 ↙
 start

Begin
 leaving
 for
 and
 from
 or near the

Sept. 1917
 33-16

()

COUNTY	ROUTE	SEC.	SHEET
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No. 2 May Sessions, 1917

ORDER

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

May Session, 1917, read and confirmed N. S. 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
Myself Bell
Seph W. Bell
Admalty
Myself Court
Seph W. Bell
Filed 19

Fees \$1.25 paid by Pettit 3rs.

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.
W. Edwards	2	35 11.75
Harry Rose	2	7 10.35
Joe M. Sprague	2	130 16.50

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 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. 191 _____.



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 map, 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 Lorene \$1⁰⁰/_{xx}*

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

WITNESS our hands and seals this *17th* day of *April*
A. D. 191*7*.

A. L. Edwards.



H. A. Reese



G. W. Spangle



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 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 Peters, 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 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 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 or 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 17th 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 day of) required, 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 James A. Beaver, Frank Butler, Fred Edmonds, Supervisors of Cooper Township, John Young, John Lorene, A. D. Edwards Esq, Harry Reed and James Spangle Viewers and Mrs. Andry

parties in interest. That the hearing was held in the Arbitration Room, in the Court House, at Clearfield, Pa., on the (no hearing 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 Grassflat at or near the residence of Ernest Arthur in Cooper Township, to and ending on a Public Road leading from Grassflat to Reed 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. 191** 7, **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. L. EDWARDS.
HARRY REESE.
J. W. SPANGLE.

VIEWERS

April 4th, **191** 7.

Now April 5th 1917,
Service accepted by the County
Commissioners, L. C. Norris
Clerk.

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 a point on Public Road leading from the State Highway to Grassflat at or near the residence of Ernest Peters in _____
_____ in _____ Township to and ending on a Public Road leading from Grassflat to Knox Run at or near the residence of John Young.
_____ in _____ Township, in the county aforesaid, will meet at the house of John Young, _____, in _____ 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. L. EDWARDS

HARRY REESE

J. W. SPANGLE

VIEWERS

April 4th, 1917.

Service of this Notice Accepted
Apr 6th 1917

R.F.R.

Supervisor

Jas A. Pearce
Frank Butts
Fred Edlund

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 11 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.

Service of this Notice Accepted
Apr. 6th 1917

98

Frank Butten

Superintendent

Jas. A. Pearce
Fred Edlund

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 a point on Public Road leading from the State Highway to Grassflat at or near the residence of Ernest Peters in

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A. L. EDWARDS.

HARRY REESE.

J. W. SPANGLE.

VIEWSERS

April 4th, 1917.

Service of this Notice Accepted
Apr 6th 1917

Jas A Pearce
Supervisor

SCALE 1"=200'

H. A. Reese

JAS. SPANGLE

VIEWERS

7.2

House

ERNEST PETERS

CHAS ARDREY

1947

JOHN NOREN
MAY 1962

CITIZENS
WATER CO

JOHN YOUNG

ROAD TO GRABFLA