

ROAD

DOCKET NO. 7

NUMBER	TERM	YEAR
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1	Sept. SS	1947
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BECCARIA TOWNSHIP,--

In re: Supply of Roads

VERSUS

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENNSYLVANIA

In re: Supply of roads in : No. 1 Sept. 22, 1947
Beccaria Township, Clearfield :
County. :

O R D E R

NOW, June 27, 1947, petition having been presented by various citizens for the supplying of certain roads as set forth therein, in the Township of Beccaria, William Yost, Benjamen Hughes and A. B. Shaw are appointed viewers to view the premises, hold hearing and make recommendation to the Court with respect to same.

BY THE COURT


President Judge

P E T I T I O N

WE THE SIGNERS OF THIS PETITION, CITIZENS, TAXPAYERS, OF THE VILLIAGE OF ROSEBUD LOCATED IN BECCARIA TOWNSHIP, CLEARFIELD COUNTY, PENNSYLVANIA, DO HEREBY PETITION THE COURT OF COMMON PLEAS, CLEARFIELD COUNTY, PENNSYLVANIA DO HOPE AND PRAY THAT THE FOLLOWING ROADS OR STREETS IN OUR VILLIAGE OF ROSEBUD BE TAKEN OVER AS BECCARIA TOWNSHIP ROADS FOR THEIR MAINTANANCE AND UPKEEP.

HILL STREET starting at point of State Route 17111 at residence of Leonard Adam and running approximately 500 feet North to railroad.

FRANKLIN STREET starting at point of railroad and running approximately 600 feet to School House.

UNION STREET starting at point of State Route 17111 running approximately 500 feet North, to railroad.

SIGNERS	ADDRESS
1 Carl Westland	Beccaria Township, Clearfield Co. Penna.
2 Mrs P.M. Gabrielson	Housewife - Beccaria Twp.
3 Richard Gabrielson	Labourer - Beccaria Twp.
4 Mr H. Crook	Mining Business Beccaria "
5 Mrs H. Crook	Housewife Beccaria "
6 Mrs. Elizabeth Campbell	House wife Beccaria "
7 Mrs. Lewis E. Beers	Housewife "
8 Mr Lewis E. Beers	Bricklayer "
9 Mr. Thomas Mark	Farmer. Beccaria Twp.
10 Mrs. Thomas Mark	House wife "
11 Mrs. Wm. Griesen	House wife "
12 Mr. Wm. Griesen	Miner "
13 Mrs. Dewart	House wife.
14 W. S. Tucker	Assistant Game Warden
15 Mrs. W. S. Tucker	Housewife -
16 Mrs. Gordon Cowaner	Miner "
17 Mrs. Gordon Cowaner	House Wife
18 Carl G. Hall	Drs. age 1st. Beccaria Twp.

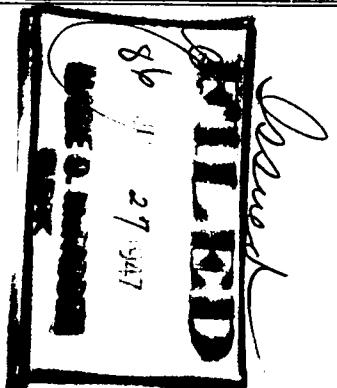
19	Merle William	Housewife	Buccaria Twp.
20	Merle William	Shovel Operator	"
21	W.B. Seal	Retired	"
22	Ralph Gogolla	Retired	"
23	Edna Miles	Housewife	"
24	Anna Rudnick	Housewife	"
25	August Rudnick	Miner	"
26	Frank J. Dickey	Miner	"
27	Velma Jasper	Housewife	"
28	Robie Repleart	Housewife	"
29	Elicia Gilligan	Housewife	"
30	Harry Gilligan	House wife	"
31	Calitta Sherry	House wife	"
32	Elizabeth Shore	Bus operator	"
33	Charlie Shore	School Teacher	"
34	Walter C. Shore	Hose	"
35	Mrs. Robert Shore	Miner	"
36	Mrs J. Leonard Adam	Janitor	"
37	J. Leonard Adam	Labourer	"
38	Bob Shore	Labourer	"
39	William Tilinsky	Housewife	"
40	Marie Tilinsky	"	"
41	Ethel Berger	Housewife	"
42	Samuel J. Berger	Miner	"

—Lap over margin—

B1 No. 1 Sept 26 1947
IN THE COURT OF QUARTER
SESSIONS OF CLEARFIELD
COUNTY, PENNSYLVANIA.

In re: Supply or roads
in Baccaria Township,
Clearfield County.

O R D E R



F. CORTEZ BELL
PRESIDENT JUDGE
CLEARFIELD, PENNSYLVANIA

COMMERCIAL PRINTING CO., CLEARFIELD, PA.

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 27th day of June in the year of our Lord one thousand nine hundred and Forty-seven

Judge of the same Court: Upon the petition of sundry inhabitants of the Township of Beccaria in said County, setting forth that the following roads or streets in the Village of Rosebud, Beccaria Township, Clearfield County, Pennsylvania, be taken over as Beccaria Township Roads for their maintenance and upkeep.

HILL STREET starting a point of State Route 17111 at residence of Leonard Adam and running approximately 500 feet North to railroad.

FRANKLIN STREET starting at point of railroad and running approximately 600 feet to School House.

UNION STREET starting at point of State Route 17111 running approximately 500 feet North to railroad.

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. B. Shaw, William Yost and Benjamin Hughes

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 judgement, 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. F. Cortez Bell, P. J.

Masie O. McFadden, 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, be 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 Beccaria and that three notices thereof were posted along the route of the proposed road, that the said view would be held on the 22nd day of July Grand Jury A. D. 1947, and the hearing to be held in the ~~Arbitration~~ Room, at the Court House, in Clearfield, Pa., on the 24th day of July, 1947, at 10:30 o'clock A.M. That two viewers appointed by the said order viewed the ground proposed for the above mentioned road, and that there were present at the view Ed Berger, Dale O'Donnell, and Carl E. Weakland, Supervisors of the Township of Beccaria, Clearfield County, Penna.

Grand Jury
parties in interest. That the hearing was held in the ~~Arbitration~~ Room, in the Court House, at Clearfield, Pa., on the 24th day of July A. D. 1947, when the following appearances were noted: Ed Berger, Dale O'donnell and Carl E. Weakland, Supervisors of the Township of Beccaria, Clearfield County, Penna.

After the view and hearing above mentioned, the undersigned, the majority of the said viewers, do agree that there is the occasion for ~~x~~ roads as desired by the petitioner, and that the same ~~are~~ necessary for ~~x~~ Public roads. 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 Public use the following described roads to wit Beginning:

The First Thereof to have its beginning at the point of intersection of Hill Street with State Highway Route #17111 in the village of Rosebud Beccaria Township, Clearfield County, Pennsylvania; thence running in a northerly direction over Hill Street, one thousand seventy-six (1076) feet to the right-of-way of the Pennsylvania Railroad Company.

The Second Thereof to have its beginning at the point of intersection of Union Street with State Highway Route #17111 in the village of Rosebud Beccaria Township, Clearfield County, Pennsylvania; thence running in a northerly direction over Union Street, Thirteen hundred forty (1340) feet to the right-of-way of the Pennsylvania Railroad Company.

The Third Thereof to have its beginning at the point of intersection of Union Street with Franklin Street in the village of Rosebud, Clearfield County, Pennsylvania; thence running in an easterly direction over Franklin Street, Three hundred sixty (360) feet to the point of intersection of Franklin and Hill Streets in the village of Rosebud, Clearfield County, Pennsylvania.

The proposed roads are laid out over dedicated but unrecorded Streets in the village of Rosebud, Beccaria Township, Clearfield County, Pennsylvania, the same having a width of approximately forty (40) feet, parts of which are fenced in by the abutting property owners and for a great number of years the individual property owners served by said streets have maintained and kept the same in repair for themselves as well as the traveling public, to the best of their ability.

That the abutting property owners are unable individually to adequately maintain said streets or proposed roads by giving them the proper grading and drainage required and as said streets or newly proposed roads are necessary for the convenience of the traveling public the same should be taken over and maintained at public expense.

That the taking over of said Streets as part of the Public Road System of Beccaria Township, is agreeable to the Supervisors of said Township, and according to the great number of petitioners requesting the same, the newly proposed roads appear to be necessary for the accomidation of the traveling public, as well as, for the convenience of those families living along the same, and in view of these facts, your undersigned Viewer's recommend that the same be taken over by the Supervisors of the Township of Beccaria and maintained at public expense.

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 _____

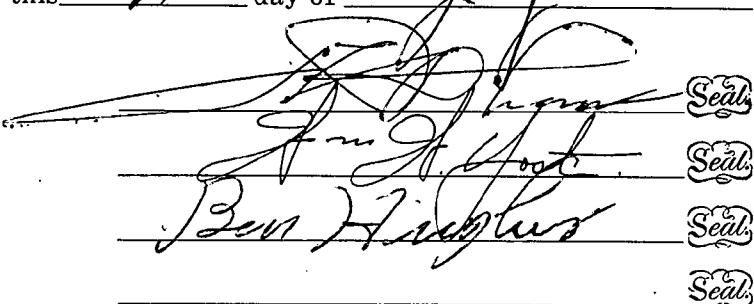
when it was not practical to preserve it within that limit.

The undersigned further report that they endeavored to procure from all the owners of the land over which the said road passes or passes or is to be constructed, claims to damages that may arise from opening the same, and that they present such releases _____

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

The undersigned Viewer's further report that since the newly proposed roads are within the confines of dedicated streets and have long since been opened for public use, no releases were obtained or damage awarded the abutting property owners, furthermore the advantages of the proposed roads far exceed the disadvantages to said abutting owners.

WITNESS our hands and seals this 24th day of July
A. D. 19th 7.


J. D. Dugay Seal
J. M. York Seal
Ben H. Hughes Seal
Seal

No. 1 September Sessions, 19 47

ORDER

To view and supply a road for public use in the township of Beccaria, Clearfield County

	Days	Miles A.M.T.	
A. B. Shaw	3	60	33.00
William Yost	1		10.00
Benjamin Hughes	2	94	24.70

Sept 2 Sessions, 19 47
read and confirmed Ni. Si. 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
the 2nd of August
One thousand forty seven
A. D. 1947

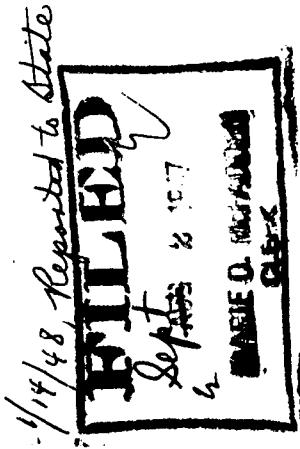
Filed Sept 1, 19 47.
Fees \$1.25 paid by

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.



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 respectfully 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. 192 _____.

Seal

Seal

Seal

Seal

To the County Commissioners of Clearfield County, Pennsylvania.

NOTICE OF VIEW

You are hereby notified that the Undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, on the twenty-seventh (27) day of June, A. D., 1947, to lay out the following roads or streets in the Village of Rosebud, Beccaria Township, Clearfield County, Pennsylvania, to be taken over as a part of the road system of the Township of Beccaria:

THE FIRST THEREOF being known as Hill Street, in the Village of Rosebud, and having its beginning at a point on State Route 17111 at the residence of Leonard Adam, thence running in a northerly direction, approximately five hundred (500) feet to the railroad.

THE SECOND THEREOF being known as Franklin Street and having its beginning at a point on railroad, thence over said street, a distance of approximately six hundred (600) feet to school house.

THE THIRD THEREOF being known as Union Street and having its beginning at a point on State Route 17111, thence running in a northerly direction approximately five hundred (500) feet to railroad,

will meet on the premises in said Township on Tuesday the twenty-second (22) day of July, A. D., 1947 at ten thirty (10:30) o'clock, A. M., day-light-saving time, to attend to the duties assigned them, and that a public hearing as required by Act of Assembly and Rules of Court to be held by the Viewers before the filing of their report in Court, in order to give all persons interested in said roads or streets to be laid out as a part of the public road system of the Township of Beccaria, an opportunity to be heard, will be held in the Grand Jury Room in the Court House at Clearfield, Pennsylvania, on Thursday the twenty-fourth (24) day of July, A. D., 1947, at ten thirty (10:30) o'clock, A. M., day-light saving time, at which time and place all parties interested in said roads or streets may attend and be heard if they so desire.

And now July 8, 1947, service of the above notice is hereby accepted by copy on behalf of the County Commissioners of Clearfield County, Pennsylvania.

A. B. Shaw

William Yost

Benjamine Hughes

B. P. Conyngham
Clerk

To the Supervisors of the Township of Beccaria, Clearfield County, Pennsylvania.

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A. B. Shaw

William Yost

And now July ^{14th}, 1947, service of the
above notice is hereby accepted by copy on behalf of the
Supervisors of the Township of Beccaria, Clearfield County,
Pennsylvania.

Benjamine Hughes

H. F. Estright

Road Viewers' Notice

in Decatur Township, in the County aforesaid, will
meet at the house of Mr. G. G. Jackson

in Longville Township, on Swallow....

the 23d day of July A. D. 19. (7..), at 10:32.

o'clock. . . . M. to attend to the duty assigned them, of which time and place aforesaid, all

parties interested will take notice.

..... 19.00 P. 67-2446

23401-1700

..... REASSESSMENT, 1990.

.....
VIEWERS.

July 8, 1957.