

DOCKET NO. 7

NUMBER	TERM	YEAR
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2	NOV. SS.	1955.
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In Re: Petition to View and Lay

Out a private Road in Beccaria

Township for Public Use.

**VERSUS**

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# 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 Road ~~or Xasses~~ and lay out a public road in the Township of Beccaria, the same to have its beginning at the point of intersection of proposed road with State Highway Route No. 17112 leading from Coalport to Rosebud, 1080.03 feet West of Main Street in the Borough of Coalport, Pennsylvania (State Highway Route No. 53); thence extending along said proposed road South 64 degrees .04 minutes West 137.05 feet to a stake; thence South 78 degrees 29 minutes West 297.57 feet to a stake; thence South 78 degrees 29 minutes West 286.55 feet to a stake; thence South 67 degrees 22 minutes West 297.57 feet to a stake; thence South 67 degrees 22 minutes West 297.05 feet to a stake; thence South 57 degrees 35 minutes West 288.85 feet to a stake; thence South 57 degrees 35 minutes West 111.42 feet and ending at private lane leading to the George Westover Farm; said proposed road being approximately 2012 feet in length.

in ..... township.....

in ..... Beccaria ..... Township, in the County aforesaid, will  
on the premises  
meet ~~at the house of~~

in ..... Beccaria ..... Township, on Wednesday  
the ..... 16th ..... day of ..... November ..... , A. D. 1955 ..... , at 2:30  
o'clock ..... P. M., to attend to the duty assigned them, of which time and place aforesaid, all

parties interested will take notice. THAT THE PUBLIC HEARING 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 PARTIES INTERESTED IN SAID PROPOSED ROAD AN OPPORTUNITY TO BE HEARD, WILL BE HELD IN NO. 2 COURT ROOM IN THE COURT HOUSE AT CLEARFIELD, PENNSYLVANIA, ON FRIDAY, THE 18th DAY OF NOVEMBER A.D., 1955, AT 10:30 O'CLOCK A.M. AT WHICH TIME AND PLACE ALL PARTIES INTERESTED IN SAID PROPOSED ROAD MAY ATTEND AND BE HEARD, IF THEY SO DESIRE.

..... A. B. Shaw .....

..... Guy Heil .....

..... Benjamin Hughs .....

V I E W E R S .

..... November 2, ..... 1955

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, Pennsylvania, on the 31st day of October, A.D., 1955, to view and lay out a public road in the Township of Beccaria, Clearfield County, Pennsylvania, the same to have its beginning at the point of intersection of proposed road with State Highway Route No. 17112 leading from Coalport to Rosebud; said point being 1080.03 feet West of Main Street in the Borough of Coalport (State Highway Route Number 53); thence extending along said proposed road South 64 degrees .04 minutes West 137.05 feet to a stake; thence South 78 degrees 29 minutes West 297.57 feet to a stake; thence South 78 degrees 29 minutes West 286.55 feet to a stake; thence South 67 degrees 22 minutes West 297.57 feet to a stake; thence South 67 degrees 22 minutes West 297.05 feet to a stake; thence South 67 degrees 22 minutes West 296.09 feet to a stake; thence South 57 degrees 35 minutes West 288.85 feet to a stake; thence South 57 degrees 35 minutes West 111.42 feet and ending at private lane leading to the George Westover Farm; said proposed road being approximately 2012 feet in length.

will meet on the premises in said Township of Beccaria on Wednesday November 16 at 2:30 P.M., to attend the duties assigned them, at which time and place all parties interested in said road will take notice, and that the public hearing 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 parties interested in said proposed road an opportunity to be heard, will be held in No. 2 Court Room in the Court House at Clearfield, Pennsylvania, on Friday, the 18th day of November A.D., 1955, at 10:30 o'clock A.M. at which time and place all parties interested in said proposed road may attend and be heard, if they so desire.

A. B. Shaw

Guy Heil

Benjamin Hughs Viewers

NOW, November 2, 1955, service of the above  
Notice of View is hereby accepted by copy on behalf of the County  
Commissioners of Clearfield County.

MR. Suydam  
Clerk

TO THE SUPERVISORS OF THE ROAD DISTRICT OF THE TOWNSHIP OF BECCARIA

NOTICE OF VIEW

You are hereby notified that the undersigned Viewers appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, on the 31st day of October, A.D., 1955, to view and lay out a public road in the Township of Beccaria, Clearfield County, Pennsylvania, the same to have its beginning at the point of intersection of proposed road with State Highway Route No. 17112 leading from Coalport to Rosebud; said point being 1080.03 feet West of Main Street in the Borough of Coalport (State Highway Route Number 53); thence extending along said proposed road South 64 degrees .04 minutes West 137.05 feet to a stake; thence South 78 degrees 29 minutes West 297.57 feet to a stake; thence South 78 degrees 29 minutes West 286.55 feet to a stake; thence South 67 degrees 22 minutes West 297.57 feet to a stake; thence South 67 degrees 22 minutes West 297.05 feet to a stake; thence South 67 degrees 22 minutes West 296.09 feet to a stake; thence South 57 degrees 35 minutes West 288.85 feet to a stake; thence South 57 degrees 35 minutes West 111.42 feet and ending at private lane leading to the George Westover Farm; said proposed road being approximately 2012 feet in length.

Will meet on the premises in said Township of Beccaria on Wednesday November 16 at 2:30 P.M., to attend the duties assigned them, at which time and place all parties interested in said road will take notice, and that the public hearing 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 parties interested in said proposed road an opportunity to be heard, will be held in No. 2 Court Room in the Court House at Clearfield, Pennsylvania, on Friday, the 18th day of November A.D., 1955, at 10:30 o'clock A.M. at which time and place all parties interested in said proposed road may attend and be heard, if they so desire.

A. B. Shaw

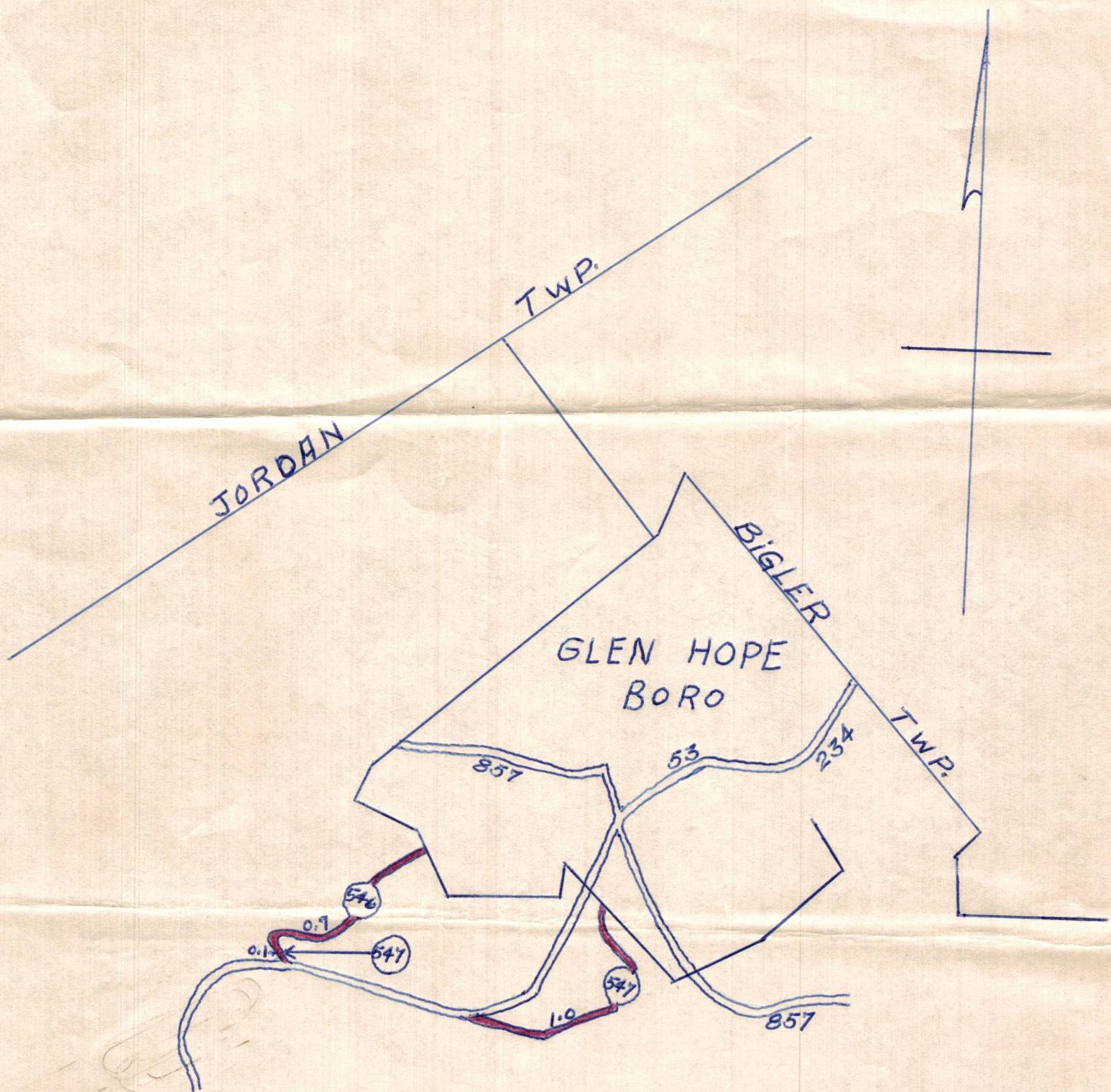
Guy Heil

Benjamin Hughes Viewers

NOW, November 3, 1955, service of the above  
Notice of View is hereby accepted be copy on behalf of the Super-  
visors of the Road District of the Township of Beccaria.

H. F. Estright  
Secretary





MAP

Showing 1.8 Miles Of Township Roads  
To be Vacated and Abandoned In  
Beccaria Township Clearfield Co, PA.  
Abandoned   GUY A. YOUNG



Doc 9 Pg 205

No. 2 November Sessions, 1955

## ORDER

To view and lay out a  
private road for public use in the  
township of Beccaria  
Clearfield County

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.

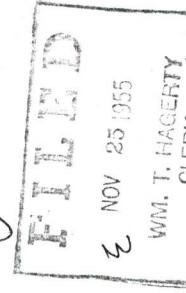
Reviewers cannot interfere with the damages  
assessed by the original viewers, except so far as  
the location may be changed by the reviewers.

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	AMT.
A. B. Shaw	3	60	.33.00
Guy A. Heil	3	100	.35.00
Benjamin Hughes	2	100	.25.00

*J. L. H.* Sessions, 1955,

*J. L. H.*



November Sessions  
1955 Confirmed above  
by the court  
1955

Filed

Fees \$1.25 paid by

## 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

There are no objections to the proposed road and according to the great number of petitioners requesting the same, including the supervisors of the Road District of the Township of Beccaria, its construction seems to be necessary for the accommodation and convenience of the traveling public, as well as, for the convenience and accommodation of the six families living along said proposed road who must use the same as the only means of access to and from their homes to the main highway, so in view of these facts your undersigned Board of Viewers recommend the taking over and improvement of the aforesaid proposed road as part of the general road system of the Road District of the Township of Beccaria, and that the same be kept up and maintained as a public road 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 releases in writing of all claims to damages that may arise from opening the same, and that they procured such releases from \_\_\_\_\_

the following persons having refused to release the damages to which they respectfully may be entitled by 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: The advantages to be derived by the property owners through which said proposed road passes or abutts far exceed the disadvantages to the property owners affected thereby and therefore no damages can be awarded to said proposed owners.

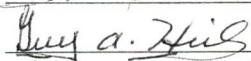
and we herewith return releases obtained and copy of the notices.

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

A. D. 192\_\_\_\_.



Seal



Seal



Seal

Seal

# 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 ~~was~~ be held on the 16th day of November No. 1 Court A. D. 1985, and the hearing to be held in the ~~Arbitration~~ Room, at the Court House, in Clearfield, Pa., on the 18th day of November 1985, at 2:30 o'clock P.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 J. J. Kachelries, Carl Weakland, Merele L. Myers, Supervisors of the Road District of the Township of Beccaria.

No. 1 Court  
parties in interest. That the hearing was held in the ~~Arbitration~~ Room, in the Court House, at Clearfield, Pa., on the 18th day of November A. D. 1985, when the following appearances were noted: J. J. Kachelries, Carl Weakland, Merele L. Myers

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 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 the point of intersection of proposed road with State Highway Route No. 17112 leading from Coalport to Rosebud; said point being 1080.03 feet West of Main Street in the Borough of Coalport (State Highway Route No. 53); thence extending along said proposed road South 64 degrees .04 minutes West 137.05 feet to a stake; thence South 78 degrees 29 minutes West 297.57 feet to a stake; thence South 78 degrees 29 minutes West 286.55 feet to a stake; thence South 67 degrees 22 minutes West 297.57 feet to a stake; thence South 67 degrees 22 minutes West 297.05 feet to a stake; thence South 67 degrees 22 minutes West 296.09 feet to a stake; thence South 57 degrees 35 minutes West 288.85 feet to a stake; thence South 57 degrees 35 minutes West 111.42 feet and ending at private lane leading to the George Westover Farm; said proposed road being approximately 2012 feet in length.

The proposed road herein above described is laid out over a private road, long since in existence and for many years the individual property owners served by said road have kept the same in repair at their own cost and expense, and during certain seasons of the year the same becomes impassable due to lack of grading and proper drainage and in the opinion of your undersigned viewers the newly proposed road that has been laid out over said private road is necessary for the convenience and accomodation of the traveling public and should be kept up and maintained as a public road at public expense.

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 9th day of May in the year of our Lord one thousand nine hundred fifty-five

Judge of the same ~~inhabitants~~ <sup>Upon the petition of</sup> of the ~~inhabitants~~ <sup>of</sup> Beccaria in said County, setting forth that

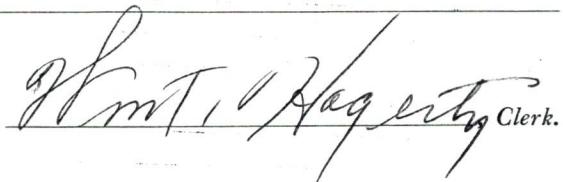
and therefore, praying the Court to appoint proper persons to view and lay out the road between the points mentioned, whereupon the Court upon due consideration had of the premises, do order and appoint from and among the County Board of Viewers

A.B. Shaw, Ben Hughes, Guy Heil,

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.

 Clerk.

BEGINNING at a point "B", at the intersection of the Proposed road and the macadam Route, Township Route 17112, leading to Rosebud, bearing South 1080.03 feet from the intersection of Main and Mill streets, point "A" in the Borough of Coalport: ( State Highway Route 53; thence running South 64 degrees 04 minutes West 137.05 feet to a post; thence South 78 degrees 29 minutes West, 297.57 feet to a post; thence South 78 degrees 29 minutes, 286.55 ft. to a post; thence South 67 degrees 22 minutes West, 297.05 feet to a post thence South 67 degrees 22 minutes West, 296.09 feet to a post; thence South 57 degrees 35 minutes West, 288.85 feet to a post; thence South 57 degrees 35 minutes West, 111.42 feet to a post "#C", and ending opposite land to the George Westover Farm, approximately 2012 feet in length, as shown on the plan thereof hereunto attached and made a part hereof.



IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENNSYLVANIA.

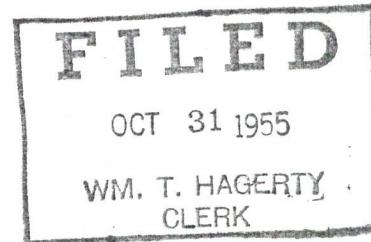
NO. 2 NOVEMBER SESS., 1955

IN RE: Petition of the Board of Supervisors of Beccaria Township, to view and lay out a private road in said Township for public use.

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- 1.-Petition.
- 2.-Petition of subscribing abutting property owners et al.
- 3.-Plan of Proposed Road.
- ~~4.-Order of Court.~~

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JOHN SCOLLINS  
ATTORNEY AT LAW  
HOUTZDALE, PA.

Robert L Brown  
Claire C Packocki  
Geo. G. Swasing  
Ruth Swasing  
Francesca Morrison  
Meryl Morrison  
Freda Swasing  
Fred Swasing  
Mrs Jean Quallop  
James Snedden  
J.E. Fitch  
Joy Gallaher  
Marshall Tyler  
Sam Bugar  
Jim P. Cusick  
Zapher Knotts  
John Dryden  
W.Z. Brumbaugh  
"co Marrick  
Frank Beno  
D  
Mrs. E. Beno  
Mrs. E. Beno  
Reeves

Joe Keith  
Kew Lender  
Russell Cavaner  
John S Cavaner  
Mrs. James McGill  
Mrs. G. S. McGill  
John McGee  
Mrs. John McGill  
Mrs. Jessie John McGill  
Clair Harber  
John McGill  
Edward Zupich  
Imogene Zupich  
Laura Harber  
Steve Reiter  
Ruth Reiter  
John Anderson  
Ellis H. Dillon  
Sarahly Dillon

Charles Baylor  
Joe Smire  
Drene Reeger  
Melvin Kestner  
Emma Taphart  
Lottie M. Margosh  
Robert Gogolla  
Alfred Somosky  
Jack Kutruff  
John Margosh  
Walter Goralsky  
Carl E. Heil  
Eugene G. Heil  
Lottie Somosky  
Dorothy Kutruff  
Lewie Oshell  
Mrs. Anna Burchill  
Mrs. Carl Sinclair

mrs H. Kellion  
Harry Hellen  
Robert Burchill  
Frederick W. Somosky Jr.  
Jennie Nelson  
E. B. Williams  
George Kutruff  
Leonard Kutruff  
Bessie Kutruff  
Martin Kutruff  
Mabel Gabrielson  
Robert Gabrielson  
Nina Gabrielson  
Perry Glass  
Elizabeth Glass  
Joe Glass  
A. S. Uhler  
Mrs A. S. Uhler  
Mrs. Stilson Glass  
Charles Conrad  
Colitta Sherry  
Geraldine ~~Conrad~~ Bremner  
Rita Gribanow  
J. Leonard Adams  
Edna Sherry

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENN'A.

IN RE: Petition to View and Lay : No.  
Out a Public Road in the Town- :  
ship of Beccaria. : November Sessions, 1955.

To the Honorable John J. Pentz, President Judge of said Court:

The petition of Carl Weakland, J. J. Kachelries and  
Merl E. Myers respectfully represents:

1. That your petitioners are the duly elected and qualified Supervisors of the Township of Beccaria, Clearfield County, Pennsylvania, a township of the second class.
2. That the subscribers to the petition hereto annexed dated May 23, 1953, are the owners of abutting properties along the private road, proposed for public use and maintenance as a part of the Beccaria Township road system.
3. Your petitioners aver that at No. 3, February Sessions, 1911 of your Honorable Court, a 32-foot wide lane extending from Station "B" to Station "C" on the attached plan was laid out, upon the ground, as a private road, the damages occasioned thereby having been duly assessed and paid, to wit:

BEGINNING at a point "B", at the intersection of the proposed road and the macadam Route, Township Route 17112, leading to Rosebud, bearing South 1080.03 feet from the intersection of Main and Mill Streets, point "A" in the Borough of Coalport: (State Highway Route 53): thence running South 64 degrees 04 minutes West, 137.05 feet to a post; thence South 78 degrees 29 minutes West, 297.57 feet to a post; thence South 78 degrees 29 minutes 286.55 feet to a post; thence South 67 degrees 22 minutes West 297.57 feet to a stake; thence South 67 degrees 22 minutes West, 297.05 feet to a post; thence South 67 degrees 22 minutes West, 296.09 feet to a post; thence South 57 degrees 35 minutes West, 288.85 feet to a post; thence South 57 degrees 35 minutes West, 111.42 feet to a post "C", and ending opposite lane to the George Westover Farm, approximately 2012 feet in length, as shown on the plan thereof hereunto attached and made a part hereof.

4. That your petitioners, the Board of Supervisors of Beccaria Township, concur in the views of the subscribing inhabitants and residents of the Township that the proposed road be laid out as a public road and become a part of the public road system of the Township and maintained as such.

WHEREFORE, your petitioners pray your Honorable Court to appoint three Viewers from the County Board of Viewers, to view the road proposed for public use and maintenance; and if a majority of the said Viewers agree that there is occasion for such road, they shall proceed to lay out the same, as agreeable to the desire of the petitioning citizens and tax-payers as may be; and make report thereof to the next Court of Quarter Sessions to be held for the County of Clearfield, in accordance with the Act of Assembly and Rules of Court, in such case made and provided.

AND THEY WILL EVER PRAY.

J. J. Kachelries  
Carl Weakland  
Mule Myers  
Board of Supervisors of the  
Township of Beccaria.

STATE OF PENNSYLVANIA :  
: SS :  
COUNTY OF CLEARFIELD :

Carl Weakland, petitioner above named, being duly sworn according to law, deposes and says that the facts set forth in the foregoing petition are true and correct.

And further saith not.



Sworn and subscribed to before me, this 28 day of October, A.D. 1955.

H. F. Estright J.P.

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENN 'A.

IN RE: Petition to View and Lay : No.  
Out a Public Road in the Town- :  
ship of Beccaria. : November Sessions, 1955

ORDER OF COURT.

AND NOW,

*Oct 31*

1955, on motion of John

Scollins, Esq., Solicitor of the Township of Beccaria, the  
Court do grant the prayer thereof, and do appoint the follow-  
ing: AB Shaw; Hey Heil  
and Ben Hughes; as Viewers to view the road  
in said petition prayed for as necessary for public use; and report  
to the next Court of Quarter Sessions in and for the County  
of Clearfield, as provided by the Act of Assembly and Rules of  
Court.

BY THE COURT

*John Peag*  
President Judge.

Coalport, Pa.  
May 23, 1953

We, the under sighned property owners living on or connected with the one-half mile of road leading from the highway at Mrs. Crooks to R. C. Westover's do petition and request of the Supervisors of Beccaria Township to take the road over and maintain the same as a Township road.

Petitioners

{ C. M. Fulton      George J. Westover  
Frances Fulton      Marjorie Westover  
Stanley Junia      Elmer Lester  
Catherine Junia      R. C. Westover  
Bette Sukala      Ralph Westover  
John Sukala      Henry Ponish Jr.

John Hunter  
Mrs. Sara Hunter

Elmer Conrad

Leo Kruse

Mr. & Mrs. V. A. Williams  
Mule L. Myers

Sam & Remmings

Guilla Myers  
John Remmings

Mark Kruse

Mrs. John Remminger  
Mr. and Mrs. Jesse Fulton  
Bernard Kearns

Orrel Bloom  
Mr. Robert Shank Jr.  
Mrs. Robert Shank Jr.

Howard J. Brady  
Edna Brady  
Edgar Estright