

Sept Term, 1919

In Re: Road in Huston Township

Versus

*
In RE: *
*
ROAD OF *
*
HUSTON TOWNSHIP *
*

IN THE COURT OF QUARTER SESSIONS OF
CLEARFIELD COUNTY
No. 6, September Term, 1919

PETITION

TO THE HONORABLE, THE JUDGE OF THE ABOVE NAMED COURT:

The petition of PENTZ & PENTZ, Attorneys for the petitioners for the road in the above stated case and of L. E. BOYER, attorney for exceptants thereto, respectfully sets forth:

FIRST: That certain residents of the Township of Huston, County of Clearfield and State of Pennsylvania, on the 8th day of September, 1919 filed a petition in the Court of Quarter Sessions of Clearfield County, praying for the opening of a certain road, according to the petition filed as aforesaid, and praying for the vacation of another more burdensome and inconvenient highway.

SECOND: That in pursuance of said petition, your honorable Court appointed viewers on the said 8th day of September 1919.

THIRD: That said viewers, to wit: GEORGE K. WEBER J. E. FRY and FRANK HUTTON, in pursuance of the order of Court thereon held a view on the 14th day of October, 1919 at 9 o'clock A. M. and subsequently, on the 24th day of October, 1919, held a public hearing thereon in the Court House at Clearfield, Pa.

FOURTH: At the said hearing, L. E. BOYER, Esq. appeared for certain exceptants thereto.

FIFTH: Prior to the filing of the return of the viewers, to wit: On the 1st day of December, 1919, on motion of

the petitioners, the powers of the viewers were enlarged and extended to February Sessions, 1920.

SIXTH: That between the said 1st day of December, 1919 and before February Sessions, 1920, the various petitioners and other residents of Huston Township, who are to be benefited by said road prayed for, filed a promise or agreement to brush out said road and remove the stumps, in order that said road might be more cheaply and quickly constructed.

SEVENTH: That L. E. BOYER, who joins in this petition, having appeared as attorney for Frank Dillulo, et al, exceptants hereto, took all the papers pertaining to this road, prior to the beginning of February Sessions, 1920, and held the same in his office through inadvertence and without any intent of delaying or hindering the proceedings instituted to obtain said road, and that the attorneys for petitioners did not obtain said papers, until the 8th day of June, 1920, so that the order of the viewers thereon was not confirmed Ni. Si. in February Sessions, 1920, nor was the said order confirmed absolute in the following term, to wit: At May Sessions, 1920. That the said exceptants, on advice of L. E. BOYER have withdrawn all objections to said road and do not intend to prosecute any further objections or exceptions thereto.

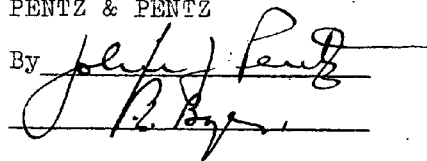
EIGHTH: The citizens and residents of Huston Township in that part affected by this road as prayed for, are greatly in need of said road, as your petitioners are informed and believe. That the road now in existence is inconvenient and is even dangerous and is exceedingly difficult of travel at all times of the year, and does not give the petitioners on the petition for the road, and other residents of that section of Huston Township, a proper and easy or convenient means of access, either to the Village of Penfield or Tyler, or to other towns in Clear-

field County and Huston Township. That the road as prayed for will be a very much better road, more convenient and will eliminate all elements of danger and will give the residents and citizens of Huston Township, an easy, convenient and safe means of access from the section of the county in which they live to all parts of Huston Township and Clearfield County.

WHEREFORE your petitioners pray the Honorable Court to confirm said road Ni. Si. nunc pro tunc, as of February Sessions, 1920 and confirm said road absolute nunc pro tunc, as of May Sessions, 1920, and they will ever pray, etc.

PENTZ & PENTZ

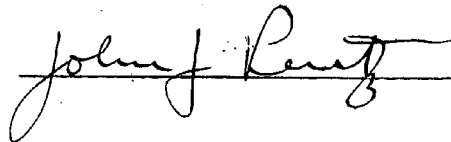
By



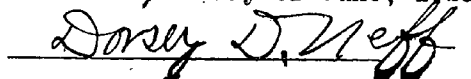
STATE OF PENNSYLVANIA
COUNTY OF CLEARFIELD

SS

Personally appeared before me, an Alderman in and for said county and state, John J. Pentz, who being duly sworn according to law, deposes and says that the facts set forth in the foregoing petition are correct and true to the best of his knowledge and belief..



Sworn and subscribed before
me this 9th day of June, 1920



ALDERMAN

COMMISSION EXPIRES JANUARY 4th, 1929

IN THE COURT OF QUARTER
SESSIONS OF CLEARFIELD COUNTY

No. 6, September Term, 1919

In RE:
ROAD OF
HUSTON TOWNSHIP

PETITION

PENTZ & PENTZ
ATTORNEYS AT LAW
DUBOIS, PA.

SAATCHI & SAATCHI CO., SAATCHI, PA.

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 Public

Road leading from a point on Public Road leading from Penfield to Tyler, it what is known as Hornings run, about one and one fourth miles from Penfield

in HUSTON Township to a Public Road at a point called Mt. Pleasant, on the line between the farms of W.T. Smith and T.E. Lee

in HUSTON Township, in the county aforesaid, will meet at the house of Hornings Run on the Penfield and Tyler Road,

in HUSTON Township, on Tuesday

the 14th day of October A. D. 1919, at 9

o'clock A. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will take notice.

Also that the Public Hearing, required to be held on all such Views, will be held at the Court House in the Borough of Clearfield on Friday the 14th day of October at 9 o'clock A.M. at which time and place all parties interested with their witnesses may attend and will be heard.

Sept. 24, 1919

, 1919.

Wrote Sept 26th 1919

Service accepted for County Commissioner
L. C. Morris Clear

Mark Sutton
E. Fry
George Hoeber
VIEWERS

Service accepted for Superior
Sept 26th 1919

Penz H. Dwyer
attorney for Hudson & Son

RECEIVED, CLEARFIELD

TO THE COUNTY COMMISSIONERS OF CLEARFIELD COUNTY.

You are hereby notified that on Monday, the eighth day of September, there will be presented to the Court of Quarter Sessions, of Clearfield County, at ten A. M., a petition to open a public road in Houston Township, to begin at a point on the public road, leading from Penfield to Tyler, at what is known as Horning Run, about one and one-fourth miles from Penfield; thence to extend to the public road at a point called Mt. Pleasant, on a line between the farms of H. T. Smith and W. H. Lee, at about one mile from the Penfield and Tyler road of said Township of Houston.

And also to vacate a road in Houston Township, which begins at a point on a road leading from Penfield to Tyler, known as Hill Run road, about two miles from Penfield; thence extending to a point on public road, leading from Kersey to Penfield at a point of line between lands of H. T. Smith and W. H. Lee, about one mile from the Penfield road in said Houston Township.

Now August 20 1919, service of above notice accepted.

L. C. Horn
Clerk
for -
COUNTY COMMISSIONERS.

TO THE SUPERVISORS OF THE TOWNSHIP OF HOUSTON, CLEARFIELD COUNTY,
PENNSYLVANIA.

You are hereby notified that on Monday, the eighth day of September, there will be presented to the Court of Quarter Sessions, of Clearfield County, at ten A. M., a petition to open a public road in Houston Township, to begin at a point on the public road, leading from Penfield to Tyler, at what is known as Horning Run, about one and one-fourth miles from Penfield; thence to extend to the public road at a point called Mt. Pleasant, on a line between the farms of M. T. Smith and W. H. Lee, at about one mile from the Penfield and Tyler road of said Township of Houston.

And also to vacate a road in Houston Township, which begins at a point on a road leading from Penfield to Tyler, known as Mill Run road, about two miles from Penfield; thence extending to a point on public road, leading from Kersey to Penfield at a point of line between lands of M. T. Smith and W. H. Lee, about one mile from the Penfield road in said Houston Township.

Now August 22, 1919, service of above notice accepted.

W. H. Pease
L. M. Smith
Supervisors of Houston Township.

To the Honorable, the Judge of the Court of Quarter Sessions of the County of Clearfield:

The petition of the undersigned ^{Alleged and} inhabitants of the Township of Huston, in said County, respectfully show:

That your petitioners labor under a great inconvenience for want of a public road or highway in the Township of Huston, to begin at a point on the public road leading from Penfield to Tyler, at what is known as Horning Run, about ~~one~~ ^{one and one quarter} miles from Penfield; thence to extend to a public road at a point called Mt. Pleasant, on the line between the farms of M.T. Smith and ~~W.H. Lee~~ ^{W.H. Lee} and about ~~one~~ miles from the Penfield and Tyler road, in said Township of Huston.

Your petitioners, therefore, pray the Court to appoint proper persons to view and lay out the same according to law, and to, at the same time, view and vacate a public road in the said Township of Huston, beginning at a point on the road leading from Penfield to Tyler, known as Mill Run Road, about ~~two~~ miles from Penfield; thence extending to a point at public road leading from ~~Kerry~~ to ~~Penfield~~ at a point on line between lands of ~~M.T. Smith~~ and ~~W.H. Lee~~ about ~~one~~ miles from the Penfield Road, in the said Township of Huston, which has become useless, inconvenient and burdensome to the tax payers

Your petitioners, therefore, pray the Court that said road may be vacated, agreeably to the Act of Assembly in such case made and provided.

And they will ever pray, &c.

x James La Raine
x James Lesneski
x Joe Moorhouse
x Geo. Pontious

Penfield, Pa., July 14, 1919.

To the Honorable, the Judge of the court of Quarter Sessions, for
the County of Clearfield, State of Pennsylvania:

We the citizens and Tax payers of Huston Township, County of Clear-
field, State of Pennsylvania, Petition, that you appoint THREE (3) viewers,
to view out a public road, beginning at a point on what is known as Horning
Run, on the Lewis Horning farm, on the road leading from Penfield to Tyler,
Thence to a point on Public road between the farms of M. T. Smith and ~~Edward~~
~~W. H. Lee~~ on Mt. Pleasant, Huston Township; a distance of about One ~~and one half~~
(1 ~~and one half~~ miles, and the same viewers to vacate the road now known as Mill Run
hill.

Thus we pray,

J. H. Singer
S. Lee

Louis H. Lee

J. Burton Lee

Wm H Lee

Geo Stiles

M. T. Smith

C. D. Lucore

Wm H Pease

Chas H Wilhelm

Gaines Pease

H. W. Smith

H. A. Dörburg, Jr.

S. W. Karriger

Thos. L. Lucore

J. E. Bibby

L. L. Neff

John Horning

C. F. Stiles

J. W. Miller

Pa. H. Rosenkrantz

J. T. Spotts

E. L. Kirtz

Alvin Horning

Geo. Rosenkrantz

R. V. Glass

Wm B Jones

Thos J Howell

Dan W. Woodward

A. C. Wells

B. L. Postlewait

W. M. Wallace

W. J. Sumner

W. J. Larnach

Tom R. Hunt

Char Benson

L. E. Williams

M. L. Johnson

W. E. Robacker

W. S. Brown

James Benson

ADMINISTRATIVE OFFICE OF THE UNITED STATES DEPARTMENT OF AGRICULTURE

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