

No. 1 May 22 Term, 1912

~~#5~~

Fr. Re-view of public Road in

Ferguson and Jordan Townships,

Versus

P.L. #5 - Page 449

Part Twp. Rd. 17424 & 17423

# ROAD VIEWERS' NOTICE

NOTICE IS HEREBY GIVEN that the undersigned  
Viewers, ~~as appointed by the Court of Quarter Sessions of~~  
~~Clearfield County, Pennsylvania, to view a Public Road~~

Road leading from a point at the foot of what is known as Ames

Hill

in Ferguson Township to a point on Public Road lead-  
ing from La Jose to Berwinstad, at or near John McKeehans

in Jordan Township, in the county aforesaid, will  
meet at the house of At foot of Ames Hill,

in Ferguson Township, on WEDNESDAY,

the 25th day of August A. D. 1910, at 9-30

o'clock A. M., to attend to the duty assigned them, of

which time and place aforesaid all parties interested

And a hearing on the above re-view will be held in  
the Arbitration Room of the Court House at Clearfield  
on Tuesday August 31st 1920 at 11 o'clock A.M.

A. L. Edwards

Harry Reese

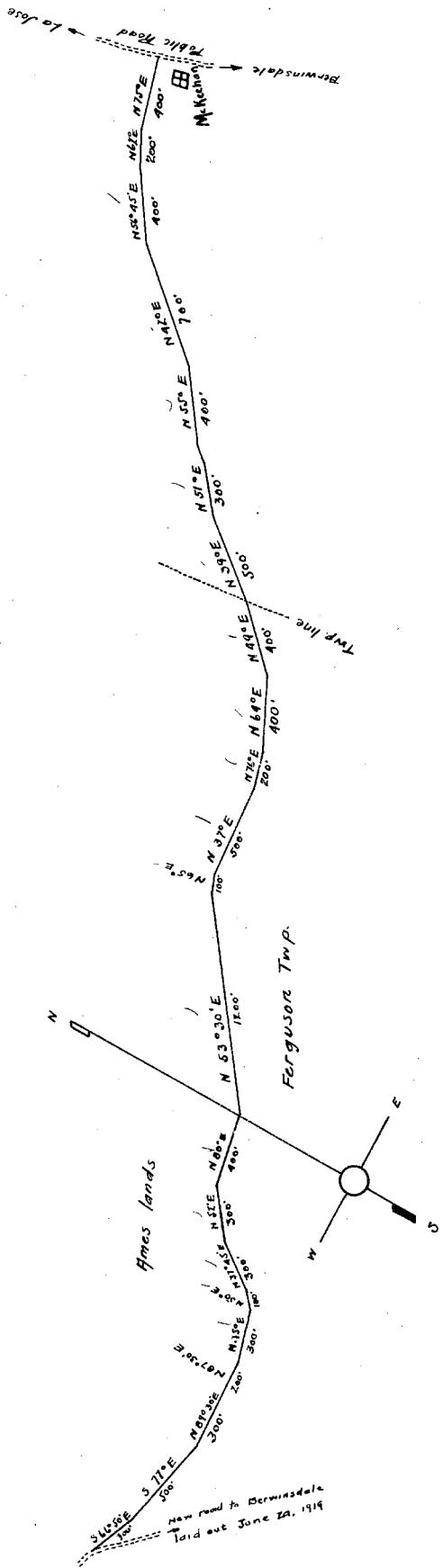
James Snangle.

**VIEWERS**

August 9th, 191-20.

Now August ninth 1920 service of the within notice is hereby  
accepted for the Commissioners of Clearfield County.

L. L. Morris  
Alcock



No. 5, May 1920.

In the Court of Quarter Sessions of Clearfield County, Penna.

In Re. Vacation of road in Ferguson ) No. 1 February Sessions 1920  
and Jordan Townships. )

At May Sessions, 1920, the Report in this case was confirmed absolutely, the attention of the Court not being brought to the fact that a review was then pending.

And now, September 8th, 1920, the order made at May Sessions, 1920, was made by inadvertence and pending proceeding to vacate is itself stricken off and this proceeding ordered placed on the Argument List.

By the Court,

  
P. J.

No. 1 February Sessions, 1920.

In Re. Vacation of Road in  
Ferguson and Jordan Townships.

14

2.

ORDER.

FILED
SEP 9 1920
GEO. W. RAISTON
CLERK

KNOW ALL MEN BY THESE PRESENTS that we S.H. Ames,  
and J.B. McKeelan of Ferguson and Jordon Township,  
Clearfield County are held and firmly bound unto the Commonwealth  
of Pennsylvania in the sum of Two Hundred (\$200.) Dollars, lawful  
money of the United States, to be paid to said Commonwealth or  
its certain Attorneys or assigns, to which payment well and truly  
to be made, we and each of us do bind ourselves severally, and  
our heirs, executors and administrators and every of them, jointly  
by these presents.

Sealed with our seals and dated the 25<sup>th</sup> day of March, 1920.

The condition of this obligation is such that if the above  
bounden S.H. Ames, and J.B. McKeelan  
their heirs, executors or administrators, or any of them, shall  
well and truly pay or cause to be paid unto the Court of Quarter  
Sessions of Clearfield County, Pennsylvania, all of the costs and  
in a certain proceedings brought in the said Court # May  
Sessions, 1920, being a proceedings for the re-view of a certain  
public road in Ferguson and Jordan Townships, Clearfield County,  
Pennsylvania; said road on which said review is held being spe-  
cifically described in #1 February Sessions, 1920, without fraud  
or further delay; when the same shall be due and payable then this  
obligation to be void and of no effect; otherwise to be and remain  
in full force and virtue.

Signed, sealed and delivered

in the presence of. Thomas Lewis J. B. McKeelan

COURT OF QUARTER SESSIONS  
OF CLEARFIELD COUNTY  
#  
May Sessions, 1920

In Re Review of road  
in Ferguson and Jordan  
Townships, Clearfield  
County, being the same  
road recommended for  
vacation to #1 February  
Sessions 1920.

BOND FOR OFFICE

APR 3, 1920. Bond  
Johnson.

By Mr. Crouch

Supervisor Bus

17

1920

APR 5 1920

W. RAISTON

GEO. W. RAISTON

GEO. CHASE & CHASE

KARL G. CHASE  
ATTORNEY AT LAW  
CLEARFIELD, PA.



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 hereto attached.

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 This road has been a public road for a period of 40 years & was recommended for elevation to 1<sup>st</sup> February 1920 & therefore there are no damages to be assessed.

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: (names)

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

WITNESS our hands and seals this 31<sup>st</sup> day of August  
A. D. 1920.

C. L. Edwards   
James W. Spangle   


## 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 Townships of Ferguson & Jordan and that six notices thereof were posted along the route of the proposed road, that the said view would be held on the 25<sup>th</sup> day of August, A. D. 1920, and the hearing to be held in the Arbitration room, at the Court House, in Clearfield, Pa., on the 31<sup>st</sup> day of August, 1920, at 11 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 James Spangle and A. L. Edwards viewers, Steve Ames, Chas. Bennett, Lemoyne Hale

parties in interest. That the hearing was held in the Arbitration Room, in the Court House, at Clearfield, Pa., on the 31<sup>st</sup> day of August A. D. 1920, when the following appearances were noted: James Spangle and A. L. Edwards viewers, A. R. Chase Esq. for petitioners, John McKeague, Steve Ames, Charles Bennett, H. S. Barrett & Lemoyne Hale. No appearance was entered for protestants except Lemoyne Hale super. of Ferguson Twp. & no protest was entered by him.

After the view and hearing above mentioned, the undersigned, the majority of the said viewers, do agree that there is no occasion for a road as desired by the petitioner, and that the same is not 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 Public use the following described road, to-wit: Beginning at a point in the Public Road leading from La-Joe to Remmick Shale at the foot of Armed Hill in Ferguson Township whence over land of friends as follows: South  $66^{\circ}$  30' minutes East 300 feet; whence South  $77^{\circ}$  East 500 feet; whence North  $89^{\circ} 30'$  East 300 feet; whence South  $77^{\circ} 30'$  East 200 feet; whence North  $75^{\circ}$  East 300 feet; whence North  $50^{\circ}$  East 100 feet; whence North  $37^{\circ} 45'$  East 300 feet; whence North  $52^{\circ}$  East 300 feet; whence North  $80^{\circ}$  East 400 feet to Ames House; whence North  $53^{\circ} 30'$  East 1,200 feet; whence North  $65^{\circ}$  East 100 feet; whence North  $87^{\circ}$  East 500 feet whence North  $96^{\circ}$  East 200 feet; whence North  $64$  degrees East 400 feet; whence North  $49$  degrees East 400 feet to the Jordan Township line, whence through Jordan Twp the following courses & distances to wit: North  $39$  degrees East 500 feet whence North  $51^{\circ}$  East 300 feet whence North  $43$  degrees East 100 feet; whence North  $55$  degrees East 400 feet; whence North  $42^{\circ}$  East 700 feet whence North  $56$  degrees  $45'$  East 400 feet; whence North  $62^{\circ}$  East 200 feet; whence North  $75^{\circ}$  East 400 feet to the Public Road leading from La-Joe to Remmick at the residence of John McKeague in Jordan Township.

# 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 5<sup>th</sup> day of April in the year of our Lord one thousand nine hundred and thirty five,

Judge of the same Court: Upon the petition of sundry inhabitants of the Township of Ferguson and Jordan 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 W. Edwards, Harry Foose and James Spann

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.

 G. W. Palatny, Clerk.

---- J. J. WILSON

1st: That in proceedings in said Court to #1 February Sessions 1920, upon petition presented, viewers were appointed to view and vacate a section of public road in said Townships, and described as follows; to wit: Beginning at a point at the foot of what is known as Ames Hill and extending to a point on public road leading from La Jose to Berwindsale, at or near John McKeehans. A draft of said road which was recommended for vacation, together with the metes and size there being fully set out by the viewers by draft attached to their report in #1 February Sessions, 1920.

2nd: That the aforesaid appointed viewers, namely A. G. Kramer, Esq., E. D. Billet and J. S. Michaels, reported said road useless, inconvenient and burdensome, and recommended vacating the same, said report of the viewers being confirmed *ni si* by your Honorable Court at February Sessions, 1920 and now on file in the Clerk's office final confirmation at the next term of Court.

3rd: That said road is necessary to the traveling public and convenient, and would be very injurious to your petitioners and burdensome to the inhabitants of the Township of Fertile Jordon and to the traveling public in general if the viewers recommending vacation was confirmed.

Your petitioners therefore pray your Honorable Court to appoint proper persons to re-review said road and parts adjacent and report to the Court according to law.

And they will ever pray, etc.

1st: That in proceedings in said Court to #1 February Sessions 1920, upon petition presented, viewers were appointed to view and vacate a section of public road in said Townships, and described as follows; to wit: Beginning at a point at the foot of what is known as Ames Hill and extending to a point on public road leading from La Jose to Berwindsale, at or near John McKeehans. A draft of said road which was recommended for vacation, together with the metes and ~~size~~ there being fully set out by the viewers by draft attached to their report in #1 February Sessions, 1920.

2nd: That the aforesaid appointed viewers, namely A. G. Kramer, Esq., F. D. Billet and J. S. Michaels, reported said road useless, inconvenient and burdensome, and recommended vacating the same, said report of the viewers being confirmed in #1 by your Honorable Court at February Sessions, 1920 and now on file in the Clerk's office for final confirmation at the next term of Court.

3rd: That said road is necessary to the traveling public, and convenient, and would be very injurious to your petitioners and burdensome to the inhabitants of the Township of Ferguson and Jordon and to the traveling public in general if the report of the viewers recommending vacation was confirmed.

Your petitioners therefore pray your Honorable Court to appoint proper persons to re-view said road and parts adjacent and make a report to the Court according to law.

And they will ever pray, etc.

TO THE HONORABLE SINGLETON BELL, PRESIDENT JUDGE OF THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENNSYLVANIA.

The petition of the Supervisors of Ferguson Township<sup>and Jordan</sup>  
Clearfield County, respectfully represents:-

That a certain public road in said Township, beginning at a point at the foot of what is known as "Ames Hill" and extending to a point on public road leading from LaJose to Berwindale, at or near John McKeehans, has become burdensome, of little, if any use, and very expensive for the Township to maintain in proper condition.

In the opinion of your petitioners said road should be vacated.

They, therefore, pray the court to appoint viewers to vacate said road. And they will ever pray, etc.

S. S. Harrison  
A. W. Bell

Supervisors of Jordan Township.

L. W. Bell  
Gurney Hile

W. H. Young  
Supervisors of Ferguson Township.

Clearfield County, ss

L. W. Bell, one of the Supervisors of Ferguson Township, being duly sworn according to law, says that the facts set forth in the foregoing petition, he believes to be true.

L. W. Bell

Sworn and Subscribed before me  
this ~~15~~<sup>16</sup> day of ~~June~~<sup>August</sup> A. D. 1919.

Chas. D. Strong Jr.

"

Record

7/1 Feb. 6, 1920

Petition for appointment  
of viewers to view at public  
road in Ferguson Township  
from a point at foot of Blue  
Hill to a point on public road  
leading from Ferguson to the  
windale at or near John  
McKeehan.

Now, January 6, 1920,  
A. S. Kramer, Esq.,  
Billelli & J. S. Michaels  
are appointed viewers  
to report to the Court  
at St. Marys, Pennsylvania  
By the County  
Sangster Bell  
P. J.

MILLER & HARTSWICK  
ATTORNEYS AT LAW  
CLEARFIELD, PA.

BALTIMORE OFFICE SUPPLY CO., BALTIMORE, MD.