

Road DOCKET No. 5

Number	Term	Year
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8	Sept	1921
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Pet. to view and vacate a portion
of a public road in Girard Twp.

Versus

X

TO. T. R. WEIMER, JESSE, E. DALE, AND M. L. FARRELL:
COUNTY COMMISSIONERS OF CLEARFIELD COUNTY PENNA.

You are hereby notified; That the undersigned viewers appointed by the Court of Quarter Sessions of Clearfield County Pa; to view and vacate part of the public road recently laid out, leading from a point in the public road leading from Clearfield to Karthaus, near the Murray Graveyard; to a point in the public road, leading from Shawville to the Knobs, near the residence of F. S. Shope: The part to be vacated is from where said road connects with the Clearfield and Karthaus road near the Murray Graveyard; in Girard Township; to where the lane from the residence of Aaron Murray intersects with the said road in Girard Township in the County aforesaid will meet at the end of the road to be vacated near the Murray Graveyard in Girard Township on Thursday the ²⁵~~20~~th day of August A. D. 1921 at one o'clock P. M. to attend to the duty assigned them of which time and place aforesaid all parties interested will please take notice.

And that the public hearing required by the Act of Assembly and the Rules of Court to be held by the viewers in order to give all parties interested in said road a chance to be heard by the viewers before the filing of their report in Court, will be held in the Arbitration Room in the Court House in Clearfield Pa on Friday the ²⁶~~13~~th day of August A. D. 1921 at nine (9) o'clock A. M. when and where all parties interested either for or against vacating said road may appear and be heard.

A. G. Kramer
W. H. Rees
J. S. Michaels
VIEWERS.

Now August 4 1921 service of this notice accepted for the
County Commissioners of Clearfield County Pa.

L. C. Norriss
Clerk.

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.
<i>A. G. Kramer</i>	<i>3</i>	<i>30</i>	<i>\$24.00</i>
<i>A. A. Reed</i>	<i>2</i>	<i>57</i>	<i>12.70</i>
<i>J. S. Michaels</i>	<i>2</i>	<i>76</i>	<i>19.80</i>

No. 8 Sept Term 19 21

ORDER TO VACATE

To view and vacate road situate
in the Township of Girard
Clearfield County.

Now Sept Sessions 1921
read and confirmed Nt. Si.

By the Court.
Anglin 1200 A
Now Dec Sessions 1921
confirmed absolute.

By the Court.
Singdon Bell

Filed _____ 19 ____

Atty. W. A. Hagerty

Fees \$1.25 paid by

W. A. Hagerty

91 1921

W. BALSTON
CLERK

and that a plan, or draft, of said road to be vacated showing the courses and distances, and over whose property the said road passes, is hereto attached and made a part hereof.

The undersigned Viewers further report that they endeavored to procure from all parties affected by the vacation of said road, or over whose properties said road passes, or in any way damaged by the vacation of said road, a release in writing of all claims to damages that may arise from the vacation thereof, and that they procured such release from:

**No one in the opinion of the viewers being damaged
therefore no damages are assessed.**

And that the following persons having, in the opinion of the Viewers, been damaged by the vacation of said road, and having refused to release the damages to which they may be respectively entitled to by reason of the vacation and closing up 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:

and we herewith return ~~returning~~ ~~substantially~~ copy of the notices.

Witness our hands and seals this 26th day of August, , A. D. 1921.

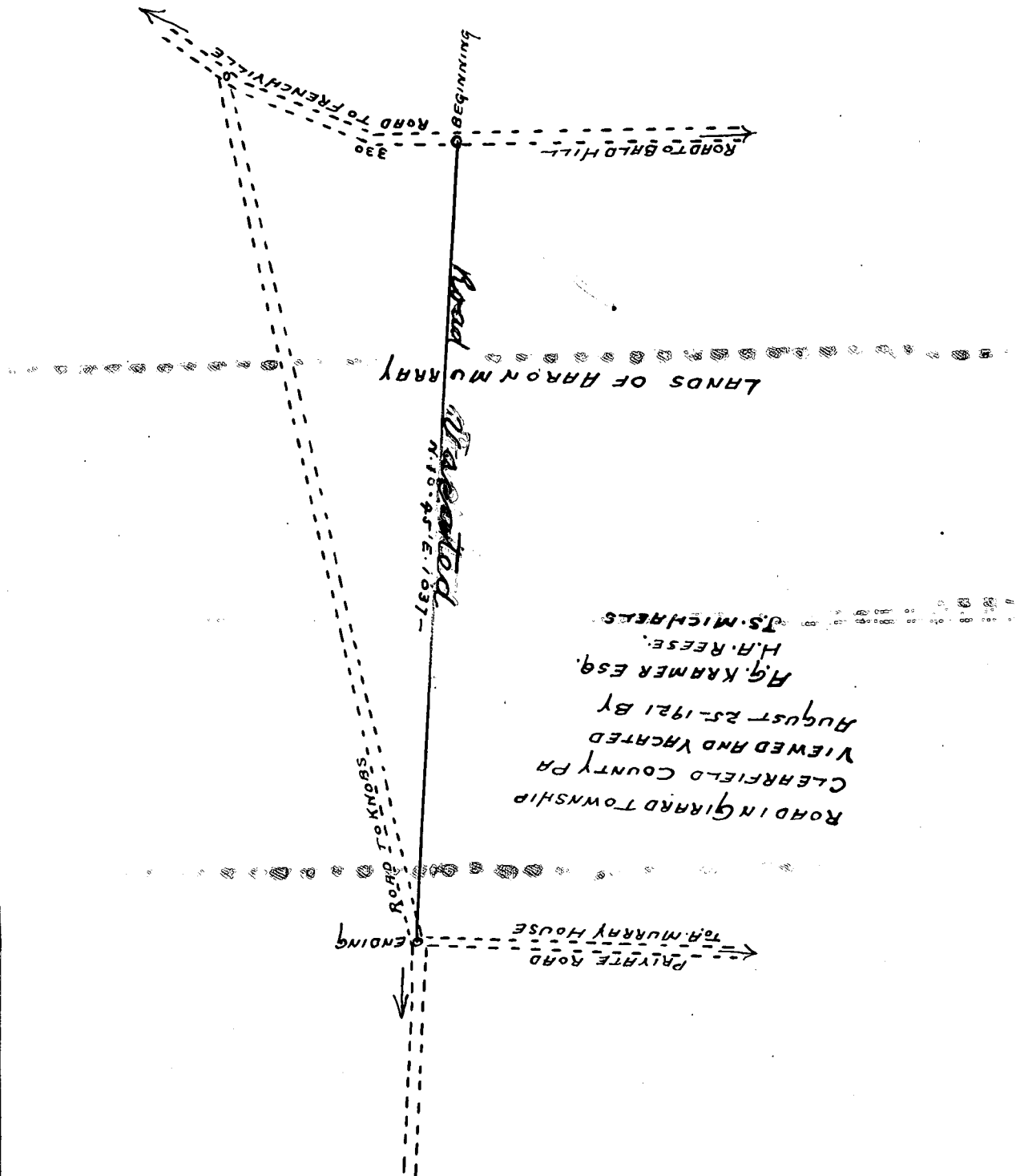
... *A. H. Kramer* ... [SEAL.]

... *H. A. Reese* ... [SEAL.]

... *J. S. Michaels* ... [SEAL.]

Viewers.

No. 8 Sept 1921.



RETURN OF VIEWERS.

TO THE HONORABLE THE JUDGE OF QUARTER SESSIONS OF THE PEACE, IN AND FOR THE
COUNTY OF CLEARFIELD, PA.

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 the 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 Girard; _____, and that **Three** _____ notices thereof were posted along the route of the said road to be vacated, that the said view would be held on the

25th day of **August** _____, A. D. **1921**, and that the public hearing, as required by the Act of Assembly, and the Rules of Court, would be held in the Arbitration Room in the Court House, in Clearfield,

Pa., on the **26th** day of **August** _____ A. D., **1921**, at **nine** o'clock **A.M.**, and that said Viewers, appointed by the said order, viewed the road desired to be vacated, and that there were present at the view **no one but the viewers** _____

parties interested, either in favor of or against vacating said road. And that the aforesaid hearing was held in the Arbitration Room in the Court House, in Clearfield, Pa., on the **26th** day of **August**, A. D. **1921**, when the parties interested in the said road were in attendance: _____

And that after the view and hearing above mentioned, the undersigned Viewers do agree that said road has **has**, become useless, inconvenient and burdensome **to wit: Leading from a point in the public road leading from Frenchville to Bald Hills, three hundre and thirty (330) feet North west of the guide board near the Murray Graveyard where the road leading to Odessa connects with the road leading to Frenchville. Thence running over partly unimproved and partly improved land of Aaron Murray; North ten (10) degrees forty five (45) minutes; East, ten hundred and thirty seven (1037) feet to the intersection of the public road leading from the Frenchville road to O.Dessa, at the end of the lane leading from said road to the residence of Aaron Murray in Girard Township county and State aforesaid:** _____

CLEARFIELD COUNTY, SS.:

At a Court of Quarter Sessions of the Peace of the County of Clearfield, Pa., held at Clearfield, Pa., in and for said County, on the **5th** day of **July** in the year of our Lord, one thousand nine hundred and **twenty-one**

By the Honorable Singleton Bell, President Judge of the said Court: Upon the petition of sundry inhabitants of the Township of **Girard**, in the County aforesaid setting forth that
~~a public road was laid out in said township in 1918 extending from a point~~
~~on public road leading from Clearfield to Karthaus near the Murzay~~
~~graveyard, to connect with a public road leading from Shawsville to the~~
~~Knobs near the residence of F. S. Shope. That a portion of said road~~
~~commencing at a point about three hundred feet west of the Murray Graveyard~~
~~and extending to a point where the lane of Aaron Murray intersects said~~
~~road has never been opened, that the same is useless and unnecessary and~~
~~would be a useless burden on said Twp. to have to open the same.~~

and, therefore, praying the Court to appoint proper persons to view and vacate said road between the points mentioned, whereupon the said Court, upon due consideration had of the premises, do order and appoint from and among the County Board of Viewers **A. G. Kramer, Esq., Harry Reese and**

J. S. Michaels who have been duly appointed by the said Court on the County Board of Viewers, and filed their oaths of office in the office of the Court of Common Pleas of the County aforesaid, as required by law and are, therefore, duly qualified to perform the duties of their appointment, with impartiality and according to the best of their judgment; are to view the said road, and after having viewed the same, if they, or a majority of them, do agree that there is no necessity for said road, they shall proceed to vacate the same as agreeably to the desire of the petitioners as may be, and make report thereof to the next Court of Quarter Sessions to be held in and for said County, stating particularly whether there is any necessity for said road, or whether the same should be vacated; and the reason why, together with a plot, or draft, thereof showing the courses and distances with reference to the improvements through which said road passes.

And in case the viewers aforesaid shall decide in favor of vacating said road, they shall obtain from the persons through whose lands the said road passes, or otherwise affected, or damaged, by the vacating of said road, releases from whatever damage they may sustain by the vacation of said road; and in case the owners of such lands, or persons affected, thereby refuse to release their claim to damages, the said Viewers shall assess the same, taking into consideration the advantages, as well as the disadvantages, arising from the vacation of said road; and make report of such assessment; 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 the place where they would meet, to view said road and the time and place of hearing.

By order of the Court.

Geo. H. Palstone
Clerk.

And they will ever pray &c

Norman, July 1, Secantes Mills Pa

Paul Smith's Lacrosse Mills Pa

C E Graham, Leontes Mills Pra

Chas Lawrence Leconte Mills Pa

Harry Smith - Leanto Mts Pa

Sub-branch 11

Lab. L. 1000

John B. Ball

John C. Wall
HB Benson

[illegible]

Very much improved second time / e

P. E. Beaureigneur Leconte Mills &

David Boulter

Henry Buck Leconte Mills

Aaron Murray

Isaac London

Alfred Krise

Daniel Bradford

A. C. Jarry

Ira D. Jarry

Martin Martell

Frank Boulter

Daniel Steamer

State of Pennsylvania

County of Clearfield SS

Personally appeared before me the subscriber
G. B. Smith who being duly sworn according
to law says that the names to the foregoing petition are
signatures of the parties whose names appear attached to
the same and that each and every name was signed by the party
whose names thereon .-

Sworn and subscribed to
before me this 20th day of

~~June~~ A D 1921

E. B. Billette
justice of the peace

Subscribed Jan A. D 1924

G. B. Smith

To the Honorable the Judge of said Court
We the undersigned Supervisors of said Township of Girard
hereby join in the foregoing petition and request the appoint
ment of viewers and also waive any further notice at to the
time of presenting said petition for the appointment of viewers

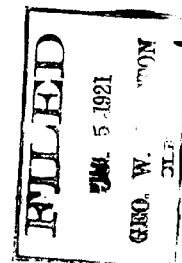
N. H. Lewis
G. B. Smith

Supervisors of Girard Township

And July 5th 1921
Service accepted for County Commissioners
L. C. Harris, Clerk

No 8 Sept 1921

Pittman Bowie
and create a park in
1 of the Room in
Garden Surf—



Wagony

Now July 5, 1921. At Krummby, Harry Reese
and J. S. Michaels are of power view to proceed
as directed by the acts of assembly relating thereto

By the County
Augustus Bell