

DOCKET No. _____

Number	Term	Year
1	May	1922

petition for Road in Huston Twp

Versus

TO THE ROAD SUPERVISORS OF HUSTON TOWNSHIP, CLEARFIELD COUNTY, PA.

You are hereby notified that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view and vacate a Public Road leading from a point in the Public Road leading from Winterburn to Home Camp, and North of the Blanchard Farm, on the Blanchard lands, at a place called Hickeyville in Huston Township thence extending Southerly to intersect a road leading from Home Camp to The Penfield Road, at a point about _____ miles East of what is known as the "Reservoir" of the City of DuBois, which said point is in the Township of Huston, in the County aforesaid, will meet at the place of beginning at Hickeyville, in Huston Township, on Tuesday the 11th day of April 1922, at 8:30 o'clock A.M., to attend to the duty assigned them. And that the required Public Hearing will be held in the Court House in the Borough of Clearfield, said County and State on Thursday the 13th day of April 1922 at ten o'clock A.M., at which times and places you may attend if you so desire.

DuBois, Pa. March 30th 1922

Mark Hellm
J E Fry
George Keeles

Viewers

Now March 31/1922 service of this notice is accepted for the Road Supervisors of Huston Tonship

Pub- o- Pub,
Atlys Supervisor

TO T.R.WEIMER, JESSE E. DALE and J.R.FARREL COUNTY COMMISSIONERS
of CLEARFIELD COUNTY, PENNSYLVANIA.

Notice is hereby given that the undersigned Viewers appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view and Vacate a Public Road leading from a point in the Public Road leading from Winterburn to Home Camp, and North of the Blanchard Farm, on the Blanchard Lands, at a place called Hickeyville in Huston Township, thence extending Southerly to intersect a Road leading from Home Camp to the Penfield Road, at a point about _____ miles East of what is known as the "Reservoir" of the City of DuBois, which said point is in the Township of Huston, in the County aforesaid, will meet at the point of beginning at Hickeyville, in Huston Township on Tuesday the 11th day of April 1922 at 8:30 O'clock A.M., to attend to the duty assigned them. And that the required Public Hearing will be held in the Court House in the Borough of Clearfield on Thursday the 13th day of April 1922 at ten O'clock A.M., at which times and places you may attend if you so desire.

DuBois, Pa. March 30th 1922

Frank Bellin
J. E. Fry
George Lueber
Viewers

Now March 31st 1922 service of this notice is accepted for the Commissioners of Clearfield County.,

L. C. Morris
Clerk

of road is entirely in the Twp of Huston and is about 2 miles in length, of the usual width of a township road, and which said road is too steep for travel and is of a higher grade than allowed by law, and runs through the woods and no person lives along said road, and there is no improved land thereon and said road is absolutely useless, burdensome, inconvenient and dangerous.

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 20th day of February in the year of our Lord one thousand nine hundred twenty-two

Judge of the same Court: Upon the petition of sundry inhabitants of the Township of Huston

in said County, setting forth that that a road has long since been laid out leading from Home Camp to Winterburn, a part of which said road, to wit: Beginning at a point in the Twp of Huston on the road leading from Home Camp in Union Twp to Winterburn, North of the Blanchard farm, on the Blanchard lands, at a place called Hickeyville; thence extending Southerly to intersect a road leading from Home Camp to the Penfield Road; which said point is about miles East of what is known as the "reservoir of the City of DuBois, which said point is in the Twp of Huston, and which piece 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 Frank Hutton, Esq., J. E. Fry and George Weber

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.

GEO W Ralston, 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

Huston ~~to be vacated~~ and that four notices thereof were posted along the route of the proposed road, that the said view would be held on the 11th day of April

A. D. 1922, and the hearing to be held in the Arbitration Room, in the Court House, in Clearfield, Pa., on the 13th day of April 1922, at 10 o'clock A. M. That all the viewers appointed by the said order viewed the ground proposed for the above mentioned road, and that there were present at the view H.A.Bonnett and W.M.Payne

Supervisors of Huston Township

parties in interest. That the hearing was held in the Arbitration Room, in the Court House, at Clearfield, Pa., on the 13th day of April 1922, when the following appearances were noted: H.A.Bonnet and W.M.Payne Supervisors of Huston Township who were sworn, the testimony taken

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 vacation~~ the following described road, to wit Beginning at a point in the center of the Public Road leading from Home Camp in Union Township to Winterburn in Huston Township thence South 35°30' E. 200 feet to a post; thence South 35°45' East 405 feet to a post; thence South 42° East 341 feet; thence South 28° East 200 feet; thence South 6°20' East 300 feet; thence South 17°40' East 149 feet; thence South 28°20' East 163 feet; thence South 45°15' East 146 feet; thence South 64°15' East, 200 feet; thence South 71° East, 375 feet; thence South 87°15' East, 360 feet; thence North 78° East 187 feet; thence North 89°30' East, 137 feet; thence South 63°15' East, 84 feet; thence South 24°30' East 38 feet; thence South 21° West 59 feet; thence South 56°15' West 478 feet; thence South 37°40' West 111 feet; thence South 9°30' West 180 feet; thence South 17°45' East 206 feet; thence South 6°30' West, 100 feet; thence South 23°45' West 200 feet; thence South 17°45' 400 feet; thence South 13° West, 300 feet; thence South 6°30' West 200 feet; thence South 6°45' East 172 feet; thence South 9° West 572 feet to center of Public Road leading from Home Camp to the Clearfield and Penfield Pikes a total distance of 6233 feet.

Your viewers find the grade of said road to be very steep in places; that there is apparently little or no travel over it, in fact except in the first five hundred feet, there was no evidence of any vehicle have passed over it this season, the road was scrapped during the summer of 1921, the scrapings have grown up in grass and show the marks of no traffic. There is no farm or other improvement along it nor any settlement near either termini whom it might accomodate and

A.D. 1922

Witness our hands and seals this day of

location and opening of the road aforesaid.

ask, sue for, demand, have or receive any damages for injuries, arising or growing out of the road, so that neither we nor any of us, nor any person claiming under us, can or may hereafter

all damages, that may arise to us respectively by reason of the location and opening of the said

sovereign claim to the said

hereof, have remised, released and forever quit-claimed, and do hereby remise, release and

all and before the sealing and delivery

sum of one dollar to us respectively paid by

this road located by the surveyors, under the unexecuted order, passes for and in consideration of the

Without all when by these trustees, that we, the undersigned, owners of lands through which

RELEASE OF DAMAGES

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.

No. 1 May Sessions, 1922

ORDER

To view a road for public use in the

Township of Houston, Clearfield County, Penna.

	Days	Miles	K.M.
GEO. WEBER	1 1/2	32	13.10
J. H. FRY	2 1/2	28	20.15
FRANK HULSTON	2 1/2	28	20.15

May Sessions, 1922

read and confirmed Ni. Si. Road to be

opened 33 feet wide, except where there

is side hill cutting or embankment, and

widening, there to be 10 feet wide.

By the Court

George W. Raiston

Seal No. 1922

Confirmed absolutely

By the Clerk

George W. Raiston

Filed 19

Fees \$1.25 paid by

Pentz & Pentz, Atty's.,

FILLED
APR 18 1922
GEO. W. RAISTON CLERK

TO THE HONORABLE, THE JUDGE OF THE COURT OF QUARTER
SESSIONS OF THE COUNTY OF CLEARFIELD:

The petition of the undersigned respectfully represents:

That they are citizens and tax-payers of the Township of Huston. That a road has long since been laid out leading from Home Camp to Winterburn, a part of which said road, to wit: Beginning at a point in the Township of Huston on the road leading from Home Camp in Union Township to Winterburn, North of the Blanchard farm, on the Blanchard lands, at a place called Hickeyville; thence extending Southerly to intersect a road leading from Home Camp to the Penfield Road; which said point is about _____ miles East of what is known as the "reservoir of the City of DuBois, which said point is in the Township of Huston, and which piece of road is entirely in the Township of Huston and is about two miles in length, of the usual width of a township road, and which said road is too steep for travel and is of a higher grade than that allowed by law, and runs through the woods and no person lives along said road, and there is no improved land thereon and said road is absolutely useless, burdensome, inconvenient and dangerous.

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

And they will ever pray, etc.

H. G. Bennett

Wm. Page

M. J. Johnson

L. H. Questier

J. E. Roback

J. R. Burkitt

C. F. Singer

R. W. Danner

P. M. P. Hatch

F. B. Lee

Wm. H. S. C.

Others W. Glass

Thos. DiLorenzo

L. M. Marriken

Nor. L. Schmid

Henry Linkfield

F. C. Linkfield

J. B. Johnson

J. A. Schmid

C. P. Thompson

W. G. Johnson

James P. Cope

John Binder

Penfield Pa

W. H. S. C.

Others W. Glass

Thos. DiLorenzo

L. M. Marriken

Nor. L. Schmid

Henry Linkfield

F. C. Linkfield

J. B. Johnson

J. A. Schmid

C. P. Thompson

W. G. Johnson

James P. Cope

John Binder

Others W. Glass

Thos. DiLorenzo

L. M. Marriken

Nor. L. Schmid

Henry Linkfield

F. C. Linkfield

J. B. Johnson

J. A. Schmid

A. O. Chambers

Pennfield Pa

Jos. T. Spotts

Pennfield Pa

6 O Franklin

Pennfield Pa

STATE OF PENNSYLVANIA

SS:

COUNTY OF CLEARFIELD

Personally appeared before me, a Notary Public in and for said County and State, _____ 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 _____ day of February, 1922.

May 5, 1922

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

In re: Road
in Huston Township

PETITION OF CITIZENS
AND TAXPAYERS.

20 Feb 1922 Petitioners send
and respectfully send to the
Hon. John W. Lang
Chairman of the Board of
Roads and Bridges
Petitions are presented for
make report to county
as forwarded by said

By the Court
Stephen D.

RECEIVED
FEB 20 1922
H. P. PENTZ & PENTZ
ATTORNEYS AT LAW
HARRISBURG
DUBOIS, PA.

BALTIMORE OFFICE SUPPLY CO., BALTIMORE, MD.