

DOCKET No.5

Number	Term	Year
11	Sept	1922

Public road in Sandy Twp

Versus

R. S. #5 - Page v-26

Part Twp. Road 173 98

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

To Honorable Singleton Bell, the President Judge of the said Court:-

Your undersigned petitioners all of whom are residents of Sandy Township, Clearfield County, Pennsylvania, respectfully represent;

That they labor under great inconvenience for the want of a public road in said Township of Sandy, to begin at a point in the Public Road in said Sandy Township, which is locally known as the "Dixon Road", at the house of Walter Reasinger and ending in the Township Road in said Sandy Township, which is commonly known as the "Falls Creek" or "Shantytown Road", at the intersection of the public road usually known as "The Iselin Heights Road".

They therefore pray that the Court may make an order appointing proper persons to act as Viewers and direct that they view the premises and if they decide that the same is necessary according to the prayer of the petitioners to lay out a public road between the termini named, for public use. And make return of their proceedings to the next term of court according to law. And they will ever pray.

Henry Reasinger

Walter Reasinger

J. D. Wayne

William Relichow John Burkum

James E. Fye

John Williams

John Pearson

Robert Ellis Carl Fagerstrom

Amoly Uverson G. J. Carlson

Irvin R. Thurnberg P. C. Pawlikowski
S. J. Williams James L. L. J. G. Kiel
James Lewis by M. Dwyer Pres.

Clearfield County
Pennsylvania

SS;

Before me, a Notary Public duly commissioned in
and for the county of Clearfield, personally came John
Tye, one of the signers to the foregoing petition, and
being by me duly sworn according to law, deposes and says
that the matters therein set forth are true and correct
to the best of his knowledge and belief.

J. C. Tye

Sworn to and subscribed before
me this 6 day of June, 1922.

Emmett Board

Notary Public

My Commission Expires May 2, 1923.

To the supervisors of Sandy Township and
the Commissioners of Clearfield County:
you will take notice that the following
petition will be presented to the court
on Thursday the 6th day of July - 1922 -

Emmett Board atty for
Petitioners
now July 6, 1922 service accepted for the
Commissioners of Clearfield County

L. C. Morris & Clegg
July 6, 1922 Service of notice accepted
for Sandy Township supervisors

Perth Curt
Atty for Supervisor

KNOW ALL MEN BY THESE PRESENTS, that we, John Fye, aT. JInWayne, and John Pearson, all of Sandy Township, Clearfield County, Pennsylvania, are helf and firmly bound by these presents unto the Commonwealth of Pennsylvania in the full and just sum of One Hundred Dollars to the payment of which we do bind ourselves jointly and severally, firmly by these presents.

In witness whereof we have hereunto set our hands and seals this seventeenth day of June, 1922.

NOW THE CONDITION OF THIS OBLIGATION is such that if the Court of Quarter Session of the County of Clearfield should impose upon the petitioners for a certain public road in the Township of Sandy, Clearfield County, Pennsylvania, which is to begin at at point in the Public Road in said Sandy Township which is commonly known as the "Dixon Road" at the house of Walter Reasinger and ends in the Township Road in said Sandy Township at the intersection of a public road usually known as the Iselin Heights Road, the costs assessed to the viewing of the same or any part thereof, the said obligors whose names are hereunto subscribed will withingen days after the decree is filed in the office of the Clerk of the Court of Quarter Sessions pay into said office the amount of said costs and in such case this obligation to be null and void, otherwise to remain in full force and effect.

Witness our said seals and signatures hereunto attached the day and year above written.

John Fye ----- (SEAL)
J J Wayne ----- (SEAL)
John Reasinger ----- (SEAL)

11 Sept 22 1922

On the County of Duval
Assessing Commissioner
County of Pa

Petition for removal
to weed and lay out
Piney River in
Dawson Township

To Dept. Assessor
1922

no —

Now, 6th June — 1922
the wife Frances
West and Frank West
and J. E. T. Jr. and
George West are of opinion
it is necessary to
weed and lay out
Piney River in
Dawson Township
Assessor: 1922

FILLED
JUL 6 1922
GEO. W. RALSTON
CLERK

City of Jacksonville
Duval County, Fla.

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 6th day of July 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 Sandy in said County, setting forth that they labor under great inconvenience for the want of a public road in said Township of Sandy, to begin at a point in the Public Road in said Twp., which is locally known as the "Dixon Road", at the house of Walter Reasinger and ending in the Twp road in said Twp. which is commonly known as the "Falls Creek" or "Shantytown Road", at the intersection of the public road usually known as "The Iselin Heights Road".

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 Palstone, 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

SANDY and that three notices thereof were posted along the route of the proposed road, that the said view would be held on the 23rd day of August

A. D. 1922, and the hearing to be held in the Arbitration Room, at the Court House, in Clearfield, Pa., on the 25th day of Aug., 1922, at 9 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 W. S. Hand, Supervisor of Sandy Township, T. J. Wayne, J. E. Fye, Walter Reasinger, Henry Reasinger W. L. Johnston and George Johnston

parties in interest. That the hearing was held in the Arbitration Room, in the Court House, at Clearfield, Pa., on the 25th day of August A. D. 1922, when the following appearances were noted: no appearances on the part of any one

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 lead from DuBois to Reynoldsville and commonly known as the Dixon Road, thence North 35°20' East along the dividing line between the lands of Walter Reasinger and Henry Reasinger 2315 feet; to lands of Simon and Eva Lokitis; thence North 35°20' East by line dividing Simon and Eva Lokitis lands and lands of the DuBois Land Company 23 feet to a post; thence by the same North 48°35' East, and also by lands of Polish Cemetery 728 feet to a post; at a fifty foot Street; thence South 41°25' East 9 feet; thence North 48°35' East, 464.6 feet to a sixty foot Street thence South 41°25' East five feet; thence North 43°25' East through center of said 60 foot Street 384.6 feet to Road commonly known as the "Shantytown Road".

The Streets mentioned herein are through the lands of the DuBois Land Company and are shown and designated as Streets on the Plan of lots of said Company

TO THE ROAD SUPERVISORS OF SANDY 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 a public road beginning at a point in the Public Road locally known as the "Dixon Road" at the house of Walter Reasinger in Sandy Township and ending at the Township road commonly known as the "Fallscremek" or "Shantytown Road" at the intersection of the public road usually known as the "Iselin Heights Road" in Sandy Township in the County aforesaid, will meet at the house of Walter Reasinger in Sandy Township, on Wednesday the 23rd day of August 1922 at nine o'clock A.M., to attend to the duty assigned them, and that the required public hearing will be held at the Court House in the Borough of Clearfield on Friday the 25th day of August 1922 at nine o'clock A.M. of which times and places you will take notice and may attend and be heard if you so desire.

DuBois Pa. Aug 9th 1922

John Thiel
J E Fry Viewers
George Webed

Now Aug. 9th 1922 service of this notice is accepted by the
Supervisors of Sandy Township

Duz & Duz
Attn: Supervisor

TO THE COUNTY COMMISSIONERS OF CLEARFIELD COUNTY, PENNSYLVANIA.

You are hereby notified that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view a public road beginning at a point in the Public Road which is locally known as the "Dixon" road at the house of Walter Reasinger in Sandy Township and ending in the Township Road commonly known as the "Falls-creek" or "Shantytown Road" at the intersection of the public road usually known as the "Iselin Heights Road" in Sandy Township will meet at the House of Walter Reasinger in Sandy Township on Wednesday the 23rd day of August A.D. 1922 at nine o'clock A.M. to attend to the duty assigned them, and that the required public hearing will be held in Court House in the Borough of Clearfield on Friday the 25th day of August 1922 at nine o'clock A.M. of which times and places you will take notice and may attend and be heard if you so desire.

Smith Shulin
J E Fry
George Weber

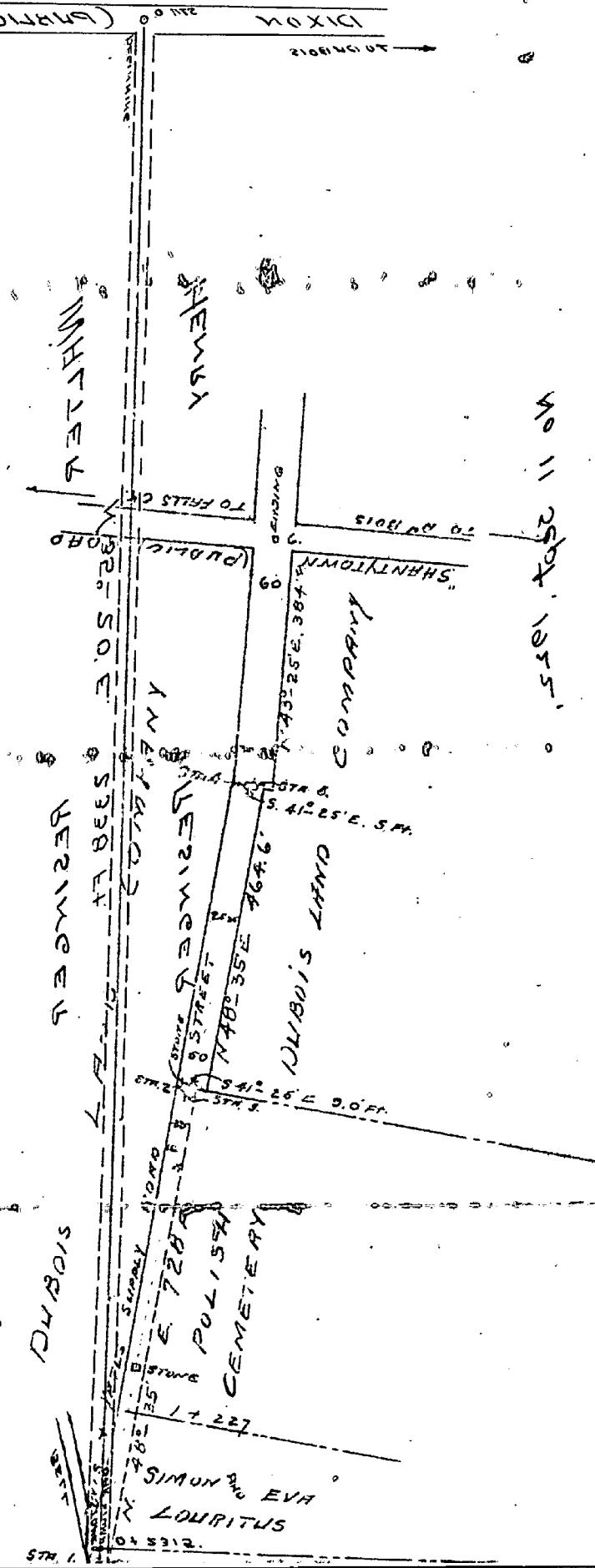
Viewers

DuBois, Pa. Aug. 9th 1922

Now Aug. 10 1922 service of this notice is accepted for the Commissioners of Clearfield County

L. C. Morris Clerk

MAP OF TOWNSHIP 10, SHAWNEE COUNTY, KANSAS
CLEARFIELD CO. PA. BEGINNING AT A POINT
IN THE LITTLE RIVER 80 FEET AT THE HOUSE OF
WATER TOWER AND ENDING AT
A POINT IN THE FALLS CREEK 61/2 MILES 3962.2 FEET.
TOWNS - TOWNE, 1215TH MILE
VIEWED FROM THE OUT RAILROAD
FRANK MURRAY
GEA. H. HESPER
J. E. FAY



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 one short distance near the house of Henry Reasinger
after crossing a small rivulet

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
Henry Reasinger

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: Walter Reasinger \$1.00; DuBois Land Company \$1.00; Simon and Eva Lokitis \$1.00; St Michaels Roman Catholic Church \$1.00

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

WITNESS our hands and seals this 26th day of August
A. D. 1922

Frank Leetyn
J. J. Troy
George S. Weber

Seal

Seal

Seal

Seal

No. 11 Sept Sessions, 1922

ORDER

To view a road for public use in the township of Sandy Clearfield County Penna

Sept Sessions, 1922
a road and confirmed Ni. Si. Road to be
read and confirmed Ni. Si. Road to be
opened 33 feet wide, except where there
is side hill cutting or embankment and
bridging, there to be 16 feet wide.
My the Court
Angela Belf.

Are 11 1922
Conformed absolutely
By the Court
Angela Belf.

Filed 19
Fees \$1.25 paid by

E. G. Boose, Atty.

2

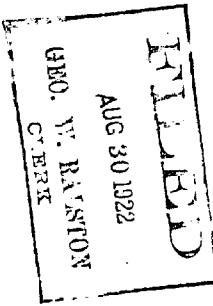
NOTE.—In case of a private road, the release must be executed in favor of the petitioner for said road.

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 reviewees.

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.
Frank Hutton	3	32	25.70
J. E. Fry	3	32	25.70
Geo. K. Weber	2	38	18.80



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 The County of Clearfield

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 County of Clearfield

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 23rd day of Aug. 1
A. D. 1922.

Henry Reisinger *Seal*
Seal
Seal
Seal