

Road DOCKET No. 5

Number	Term	Year
5	Feb	1923

Vacation of public road in

Decatur Twp

Versus

X

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

IN RE: Vacatin of Portion of Public ) No. Feb. SS. 1923  
Road in Decatur Township leading from )  
the junction of said public road with )  
the public road leading from Ashland )  
to Brisbin at or near Ashland, thence )  
leading to Osceola Fire Brick Company )  
tram-road at the point where said )  
tram-road crosses the public road. )  
Both termini being in Decatur Township.

PETITION

To the Honorable the President Judge of said Court:

The petition of the Supervisors of Decatur Township  
respectfully represents:

That a portion of public road in said township commencing  
at the junction of said public road with the public road leading  
from Ashland to Brisbin at or near Ashland, thence leading to  
Osceola Fire Brick Company's tram-road at the point where said  
tram-road crosses the public road, both termini being in Decatur  
Township, has become useless and burdensome to the Township.

Your petitioners therefore, respectfully pray that an  
order may be granted to view and vacate said portion of public  
road, and that the same may be vacated according to law.

And they will ever pray, etc.

*Paul M. McLaren, Pres.*  
*G. S. Gelt*  
*P. V. Shover*

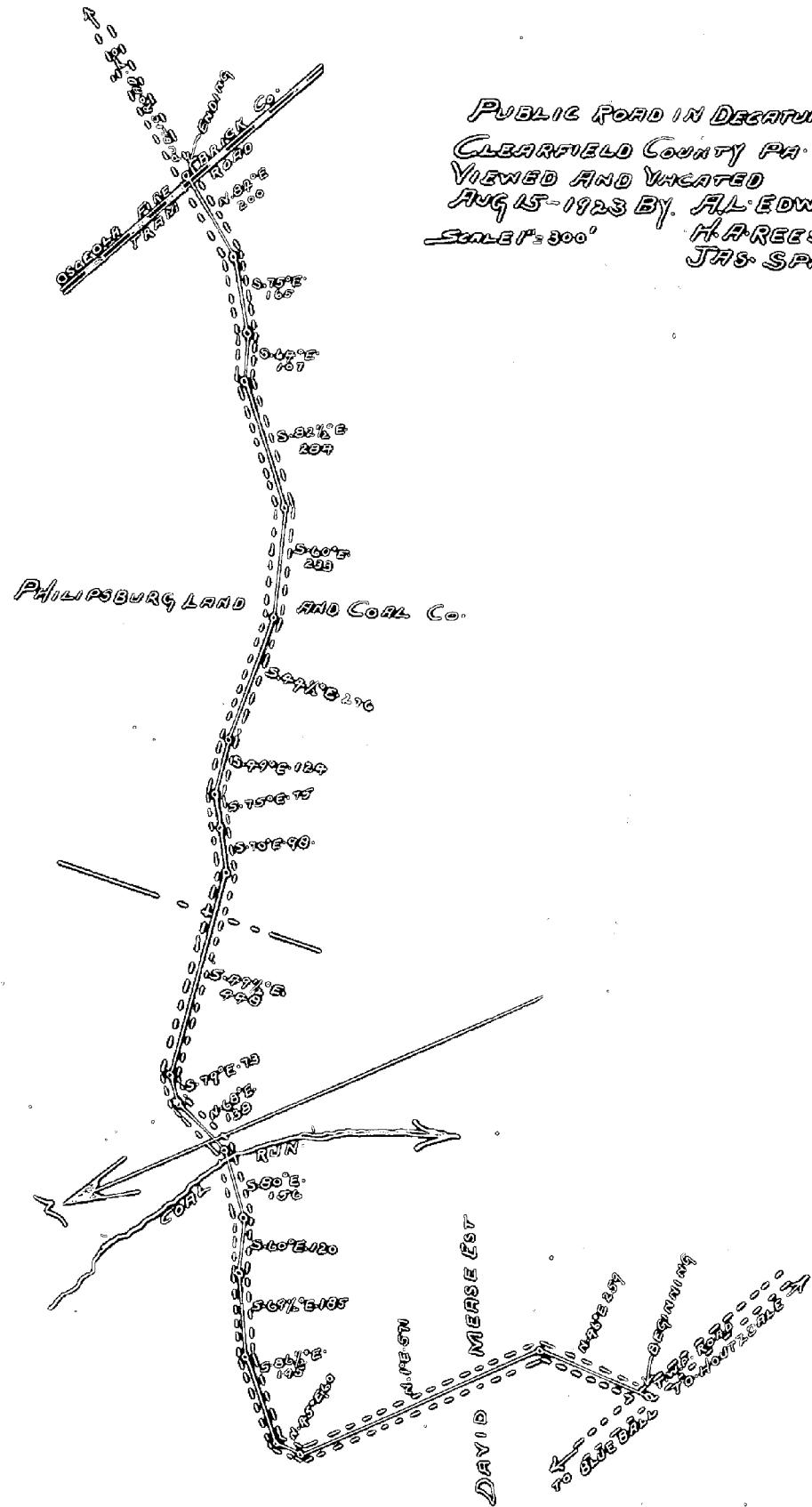
STATE OF PENNSYLVANIA }  
COUNTY OF CLEARFIELD } SS.

Paul McLaren, *President* of the Supervisors of Decatur Township, being duly sworn according to law, deposes and says that the facts stated in the above and foregoing petition are true and correct to the best of his knowledge and belief.

Sworn and subscribed before me this )  
23rd day of January A. D. 1923 )

*Patrick M. Gilman*

PUBLIC ROAD IN DECATUR TOWNSHIP  
CLEARFIELD COUNTY PA.  
VIEWED AND MEASURED  
AUG 15-1923 BY. H. L. EDWARDS ESQ.  
SCALE 1" = 300' H. A. REESE  
JAS. SPANGLE



# ROAD VIEWERS' NOTICE

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view ~~vacate a portion of~~  
<sup>Public</sup> ~~Road leading from~~ ~~a point at the junction of said road with the Public~~  
~~Road leading from Ashland to Brisbin at or near Ashland~~

in Decatur Township to a point on the Osceola  
Fire Brick Company's tram-road at the point where said tram-road crosses the  
Public road.

in Decatur Township, in the County aforesaid, will  
meet at the house of at junction of roads above referred to (near Ashland)  
in Decatur Township, on Wednesday  
the 15th day of August A. D. 1923, at 11.00  
o'clock A. M., to attend to the duty assigned them, of which  
time and place aforesaid, all parties interested will take  
And a hearing on said view will be held in the Arbitration room of  
the Court House at Clearfield on Friday August 17th at 11.00 A. M.

A. L. EDWARDS

HARRY REESE

J. W. SPANGLE

Viewers

July 31st 19 23

Paul M<sup>o</sup> Lamer President

G. S. Best

P. 21 Stoned Fox

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第六章 想象的类型

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THE MUSICAL TIMES

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A. L. EDWARDS

HARRY REESE

J. W. SPANGLE

Viewers

July 31st 1923

Now July 31st, 1923 service of the within notice is accepted  
for the Commissioners of Clearfield County.

L. C. Morris  
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 vacating 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: none.

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: none

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

Witness our hands and seals this 17<sup>th</sup> day of August, A. D. 19<sup>2</sup>3

A. L. Edwards ..... [SEAL.]

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

James W. Spangler ..... [SEAL.]

Viewers.

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 Decatur, 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 15th day of August, A. D. 1923, 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 17th day of August, A. D., 1923, at 11 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 Paul McLaren, Supervisor of Decatur Twp., A. G. Kizer, A. L. Edwards, Harry Reese, James Sprangle.

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 17th day of August, A. D. 1923, when the parties interested in the said road were in attendance:

Paul McLaren Supervisor of Decatur Twp. and A. G. Kizer - A. L. Edwards, Harry Reese and James Sprangle, viewers.

And that after the view and hearing above mentioned, the undersigned Viewers do agree that said road has become useless, inconvenient and burdensome (See map hereto attached and made a part of this report) Beginning on the road leading from Blue Ball to Montvale whence N.  $46^{\circ} 6' 259$  feet thence N.  $1^{\circ} 6' 571$  feet thence N.  $45^{\circ} 6' 60$  feet, thence S.  $86^{\circ} 2' 195$  feet thence S.  $69^{\circ} 2' 185$  feet thence S.  $60^{\circ} 12$  feet, thence S.  $80^{\circ} 6' 156$  feet N.  $48^{\circ} 138$  feet, S.  $79^{\circ} 73$  feet, S.  $49^{\circ} 2$  feet, 448 feet, S.  $70^{\circ} 6' 98$  feet S.  $75^{\circ} 75$  feet S.  $49^{\circ} 6' 124$  feet, S.  $44^{\circ} 6' 276$  feet, S.  $60^{\circ} 6' 233$  feet, S.  $82^{\circ} 6' 284$  feet, S.  $64^{\circ} 6' 107$  feet, S.  $75^{\circ} 6' 165$  feet, N.  $84^{\circ} 6' 200$  feet, to former road of Coalhouse Mine Brick Co.

Aug 15th 1923 - 112, M.  
Aug 17, 1923 Aug. at Court.  
1923

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 29th day of January in the year of our Lord, one thousand nine hundred and twenty-three

By the Honorable Singleton Bell, President Judge of the said Court: Upon the petition of ~~the~~ ~~Supervisors~~ ~~of the Township of~~ ~~Decatur~~, in the County aforesaid setting forth that .....  
a portion of public road in said township commencing at the Junction of said public road with the public road leading from Ashland to Brisbin at or near Ashland, thence leading to Osceola Fire Brick Company's tram-road at the point where said tram-road crosses the public road, both termini being in Decatur Twp. has become useless and burdensome to the township

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 ap-

point from and among the County Board of Viewers A. L. Edwards, Esq., Harry Reese and J. W. Spangle 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 W. Ralston  
Clerk.

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

NO. 4 FEB. 22, 1923

IN RE: Vacation of a portion of public road in Decatur Township leading from the junction of said public road with the public road leading from Ashland to Brisbin at or near Ashland, thence leading to Osceola Mine Brick Company's tram-road at the point where said tram-road crosses public road. Both termini being in Decatur Twp.

P E T I T I O N

Now Jan 29, 1923, A. H. Edwards  
Henry Penn and ~~W. H. Murphy~~  
an informer means who  
are in previously been

*W. H. Edwards*  
*Henry Penn*

F I L E D

JAN 29 1923

GEO. W. RALSTON

CLERK

LAW OFFICES

A. H. WOODWARD  
CLEARFIELD, PA.