

DOCKET No. 6

Number	Term	Year
1	Dec	1924

Petition To vacate road in

Bradford Twp

**Versus**

X

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 *Bradford*, 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

*14* day of *October*, A. D. 19*24*, 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 *18th* day of *October* A. D., 19*24*, 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 *A. L. Edwards, Harry Reese and Jack Michaels, owners, W. H. Kephart and Jacob Hummel, Supervisors*

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 *18th* day of *October*,

A. D. 19*24*, when the parties interested in the said road were in attendance: *A. L. Edwards, Harry Reese and Jack Michaels, owners, W. H. Kephart & Jacob Hummel*

And that after the view and hearing above mentioned, the undersigned Viewers do agree that said road has , become useless, inconvenient and burdensome *+ therefore recommend that same be vacated.*

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 15th day of September in the year of our Lord, one thousand nine hundred and twenty four

By the Honorable Singleton Bell, President Judge of the said Court: Upon the petition of sundry & Supervisors inhabitants of the Township of Bradford, in the County aforesaid setting forth that ..... a certain public road in said Twp from a point at or near the residence of Mrs. George Turner and extending to a point at or near the residence of Simeon Louder in Bradford Twp. has become useless and should be vacated. That said road has been expensive to keep and maintain; that said road crosses two railroads at grade and is a dangerous road.

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 E. Eise, and J. C. 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 W Palstan  
Clerk.

# ROAD VIEWERS' NOTICE

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 at or near the residence of Mrs. George

Turner

in Bradford Township to a point at or near the residence of Simeon Souder

in Bradford Township, in the County aforesaid, will meet at the house of Mrs. George Turner

in Bradford Township, on Tuesday the 14th day of October A. D. 1924, at 11 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 upon said view will be held in the arbitration room of court house, Clearfield, Pa. on the 18th day of October, 1924. notice.

A. L. Edwards

Larry Leese

J. S. Michaels

Viewers

October 3rd

1924

Now October 3rd 1924 notice of wishin notice  
is hereby accepted for the Supervisors of  
Bradford Township.

A. B. Lonsberry Secy  
W. H. Gephart  
Jacob Lummel

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. L. Edwards</i>	3	77	26.35
<i>Harry Reese</i>	2	100	20.00
<i>J. S. Michaels</i>	2	152	22.60

No. 2500 Term 19 26

## ORDER TO VACATE

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

Now May Sessions 1926 read and confirmed Ni. Si.

By the Court  
*H. H. Wallace*  
Now Sept Sessions 1926 P. J.  
confirmed absolute.

By the Court.  
*A. H. Hall*  
*P. J.*

*Filed Sept 3, 1924*  
*Geo W. Palston*  
*Clerk*

Filed \_\_\_\_\_ 19 \_\_\_\_

Atty, W

Fees \$1.25 paid by

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: .....

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 releases obtained, and copy of the notices.

Witness our hands and seals this 18<sup>th</sup> day of October, A. D. 1924

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

W. A. Reese..... [SEAL.]

J. S. Michael..... [SEAL.]

Viewers.

To the Honorable A.R.Chase, President Judge of the Court of Quarter Sessions of Clearfield County, Pa:-

The petition of the undersigned, Supervisors of Bradford Township and Citizens of Bradford Township respectfully represents:

That a certain public road in said Township from a point at or near the residence of Mrs. George Turner and extending to a point at or near the residence of Simeon Louder in Bradford Township has become useless and should be vacated. That said road has been expensive to keep and maintain; that said road crosses two railroads at grade and is a dangerous road.

Your petitioners therefore pray that viewers may be appointed to vacate said road and they will ever pray, etc.

Joe Peters  
Mrs Ida E Turner  
G. B. Albright  
C W Peters  
John H. Turner  
Ray Louder  
Garret Hummel

Clearfield County: S.S.

A.B.Lansberry, one of the Supervisors of Bradford Township being duly sworn according to law says that the facts set forth in the foregoing petition are true and correct as he verily believes.

A. B. Lansberry

Sworn and subscribed before me this .....day of August, 1924.



KNOW ALL MEN BY THESE PRESENTS, that we .....  
.....and ..... and .....  
are held and firmly bound unto the County of Clearfield in the  
sum of Fifty (\$50.00) Dollars, lawful money to which payment to  
be made, we do bind ourselves, our and each of our heirs firmly by  
these presents. Sealed with our seals and dated the .....day of  
August, 1924.

WHEREAS, an application has been made to the Court of  
Quarter Sessions for the appointment of viewers to vacate a public  
road extending from a point at or near the residence of Mrs. George  
Turner to a point at or near the residence of Simeon Louder in  
Bradford Township.

NOW THE CONDITION OF THIS OBLIGATION IS SUCH that if the  
above bounden shall at all times, in the event that said petition  
is dismissed, save and keep harmless the County of Clearfield from  
all expenses thereby incurred, then this obligation to be void or  
else to be and remain in full force and virtue.

Jacob H. Hunsell (SEAL)

A. B. Lansberry (SEAL)

W. H. Kephart (SEAL)

#1 Dec. 22, 1924

PETITION FOR APPOINTMENT  
OF VIEWERS TO VACATE  
PUBLIC ROAD IN BRADFORD  
TOWNSHIP FROM A POINT AT  
OR NEAR RESIDENCE OF MRS.  
GEORGE TURNER TO A POINT  
AT OR NEAR RESIDENCE OF  
SIMEON LOUDER.

New Sept. 25, 1924  
with petition presented  
and, J. S. Edwards, Esq.,  
Harry Kees, and J. S. Edwards.

one appointed viewer  
to view and locate  
road as shown for  
the Court

FILED

SEP 15 1924

GEO. W. RALSTON  
CLERK OF COURT  
CLEARFIELD, PA.

275 by atty

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

In re Order to vacate : No. 1 December Term, 1924.  
road situate in the :  
Township of Bradford :

TO THE HONORABLE A. R. CHASE, PRESIDENT JUDGE OF THE  
ABOVE NAMED COURT:-

The petition of A. L. Edwards respectfully  
represents:

First: That the said A. L. Edwards, Harry Reese  
and J. S. Michaels were appointed viewers on a petition  
to vacate road situate in the Township of Bradford to  
No. 1 December Term, 1924.

Second: That the said viewers viewed the road  
and recommended that the same be vacated, but that the  
report was not filed at December Term, 1924.

Third: As report is now ready for filing your  
petitioner respectfully prays that he be permitted to  
file said report, nunc pro tunc as of the first Wednesday  
of December Term, 1924, and he will ever pray.

A. L. Edwards.

IN THE COURT OF QUARTER  
SESSIONS OF CLEARFIELD COUNTY  
No. 1 December Term, 1924

In re Order to vacate  
road situate in the  
Township of Bradford

PETITION TO PRESENT  
REPORT NUNC PRO TUNC

*Now April 1926  
1926, with petition  
considered and same  
is directed filed.  
Done this 19th day of  
April 1926*

*By the Court*

**FILED**

APR 19 1926

W. BALSTON

A. L. EDWARDS  
DISTRICT ATTORNEY  
CLEARFIELD, PENNA.