

DOCKET No. 5

Number	Term	Year
2	May 88	1924

Petition to vacate road in

Decatur Twp

Versus

X

vacate

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 **May** 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 inhabitants of the Township of **Decatur**, in the County aforesaid setting forth that **a certain piece of public road to-wit: that public road leading from a point on the public road leading from the brick house to Centre; thence to Frank Warring residence, being a point midway between the said road to Centre; thence to a point at or near Meadow Brook mine, has become useless and burdensome to the Twp of Decatur;**

St. for the County of Clearfield

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**

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 W. Palston
Clerk.

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 25th day of August, A. D. 1924, 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 30th day of August A. D., 1924, at 10-30 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 Jos. Ashcroft & Robt. Shavers Supervisors, in favor of
vacation & C. L. Edwards, Harry Reese & J. S. Michaels
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 30th day of August,

A. D. 1924, when the parties interested in the said road were in attendance: Jos. Ashcroft &
Robt. Shavers Supvs. C. L. Edwards, Harry Reese & J. S. Michaels
Viewers Opposed to vacation were Mr. G. S. & his son, Chas. Matthew
Paxton Waring & Edmund Waring

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 said road be vacated. Because it has ceased to be
used for public use & those living along said road have
another outlet.

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 regulate~~ ^{and regulate} ~~and collect~~
Road leading from ~~the~~ ^{the} ~~end of the~~ ^{end of the} ~~public~~ ^{public} roads leading from the

tric house to sit in, thanks to the growing confidence, which is right
and just and fair to us.

in _____ Township to

in _____ Township, in the County aforesaid, will
meet at the house of _____ in _____
in _____ Township, on _____
the _____ day of _____ A. D. 192____, at _____
o'clock _____ M., to attend to the duty assigned them, of which
time and place aforesaid, all parties interested will take
notice.

1000 *Chen-Tian*

1000 ACCESO

T. J. Michaels

Viewers

11-1952 1457

19 BC

Now August 20th 1925 service accepted for
the County Commissioners of Clearfield County.
Ter. at C. Morris' place

27 Qidamwari

27 Qidamwari

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 make a will Road leading from the point of the public road leading from the brick house to Centre, thence to the residence, thence a point midway between said road to Centre

in Scatur Township to the point at or near

Merion Brook Rd.

in Scatur Township, in the County aforesaid, will meet at the house of John L. Ladd, to Centre

in Scatur Township, on 19th Aug.

the 19th day of Aug. A. D. 1924, at 1 P.M.

o'clock A. M., to attend to the duty assigned them, of which time and place aforesaid, all parties interested will take notice.

At the time of service, the Clerk, the Sheriff, and the Marshal, will be present to help in the distribution of the notice.

A. A. Nichols

Harry Nichols

L. J. Nichols

Viewers

ROAD VIEWER'S NOTICE

NOTICE IS HEREBY GIVEN that the undersigned
Vilometer, apponited by the County of Chautauque
Chautauque County Treasurer, to view
Roads in the

has a Sheriff - Pres
K O Kephart

of qidawot

at

of qidawot

Township in the County of Chautauque will

in

meet at the place of

A.D. 188 , at

day of

the

o'clock M. to attend to the duty assigned them, or

these said blocks, All property interest will be

left to the sheriff to file a record in the office.

Vilometer

18

No. 2 May Term 19 24

ORDER TO VACATE

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

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>J. Edwards</i>	3	56	25.30
<i>Henry Keece</i>			
<i>J. S. Michaels</i>			

Now *Sept 3rd* Sessions 1924

read and confirmed Ni. Si.

By the Court.

A. H. Woodward
Now *Sept 3rd* Sessions 1924

confirmed absolute.

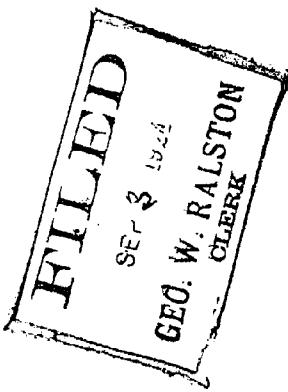
By the Court.

A. H. Woodward

Filed 19

Atty, A. H. Woodward

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: 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 30 day of August, A.D. 1924

J. L. Edwards [SEAL.]

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

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

Viewers.

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

In re-vacation of public road leading from }
a point on public road leading from the }
road from the Brick House to Centre; thence }
to Frank Warrings at about half way between }
the said Frank Warring residence and Centre; } # Sept. SS. 1924
thence to a point at or near Meadow Brook }
mines a distance of about one mile, all in }
the Township of Decatur.

To the Honorable the President Judge of said Court:

The petition of the undersigned, constituting the Board of Supervisors of the Township of Decatur in the County of Clearfield respectfully represents:-

That a certain piece of public road, to-wit; that public road leading from a point on the public road leading from the brick house to Centre; thence to Frank Warring residence, being a point midway between the said road to Centre; thence to a point at or near Meadow Brook mine, has become useless and burdensome to the Township of Decatur; that the said road is not necessary for public travel and not used by the public to such an extend as to justify it being maintained as a public road, that it is in bad repair and would require if continued, the reconstruction of a bridge, an expense to the Township of Decatur of Five or Six Hundred Dollars, beside other expenses in the repair of said road. That said road is burdensome and if placed in a condition for public travel would continue to be burdensome to the said Township of Decatur.

Wherefore, your petitioners respectfully pray that an order be granted by the Court for the viewing and vacation of said portion of public road.

And they will ever pray, etc.

2 May. 1924.

In view of the difficulty
of finding a place for the road
over the hill above the
mine, it is proposed to
allow the said mine to
remain in its present location
and residence in a separate
house to be built on
the hill above the mine, a
distance of about one mile,
and the road will be
reconstructed.

Now magnet 1524

P. L. Schenck Esq.
Harry Haas and
J. S. Shulock are
the managing
partners
of the Compt.
of P. L. Schenck

P. L.

REED
MAY 5 1924

PAULSTON

LAW OFFICES
A. H. WOODWARD
CLEARFIELD, PA.