

DOCKET No. 5

Number	Term	Year
5	Feb	1924

Petition for public road in

Sandy Twp

**Versus**

R. D. # 5 - Page 589

West end  
Rt. 17403

**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 4th day of February in the year of our Lord one thousand nine hundred twenty four

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

in said County, setting forth that the Court appoint viewers to locate and open a road beginning at a point on the road now going from Narrows Creek to Boone's Mountain where the corner of lands of Ed. Yale touches said road; thence westerly to intersect with road on lands of O. R. Bundy leading from the O. R. Bundy barn to a point on the road from Sabula to Pine Grove, where it intersects with the lands and buildings of the Reform Church, as such road is of great convenience and necessity to the residents of Sandy Township and vicinity.

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. George K. Weber, J. E. Fry

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 Sandy and that three notices thereof were posted along the route of the proposed road, that the said view would be held on the third day of April A. D. 1924, and the hearing to be held in the Arbitration Room, at the Court House, in Clearfield, Pa., on the 25th day of April, 1924, at 9 o'clock A.M. That two of the viewers appointed by the said order viewed the ground proposed for the above mentioned road, and that there were present at the view David E. Reiner, A.T. Kalgren and C.H. Kilmer.

(Note: Viewer Hutton was not present at view on account of funeral of J.A. Gleason, Esq.,) parties in interest. That the hearing was held in the Arbitration Room, in the Court House, at Clearfield, Pa., on the 25th day of April A. D. 1924, when the following appearances were noted: C.H. Kilmer and A.T. Kalgren who were each sworn and gave evidence as to the necessity and convenience of the proposed road. No adverse appearances were noted

After the view and hearing above mentioned, the undersigned, the majority of the said viewers, do agree that there is \_\_\_\_\_ occasion for a road as desired by the petitioner, and that the same is \_\_\_\_\_ 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 leading from Narrows Creek to Boones Mountain near where said road is intersected by the line of land of Edward Yale, thence South 83°45' East through lands of O.R. Bundy Thirteen Hundred and Thirty Six (13326) feet to a point in the Public road leading from Sabula to the Pine Grove School House near the Reformed Church property.

It is the opinion of the witnesses as well as that of the viewers that the cost of construction and maintaining said road will be very light in comparison with the convenience of it, the estimated cost of opening it is \$25.00

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 no exceptions

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

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: Edward Yale , One dollar; O.R. Bundy , One dollar

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

WITNESS our hands and seals this 26th day of April

A. D. 1924.

Amos Sutton Seal  
George K. Huber Seal  
J. E. Fry Seal

No. 5 Feb Sessions, 19 24

## ORDER

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

May 23 Sessions, 19 24  
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.

*By the Court*  
*A. B. H. H.*

*Now Sept 3 20 1924*

*Confirmed absolutely*  
*By the Court*

APR 1924  
GEO. W. RALSTON  
CLERK

Filed \_\_\_\_\_ 19 \_\_\_\_  
Fees \$1.25 paid by \_\_\_\_\_

Pentz & Pentz, Atty's.

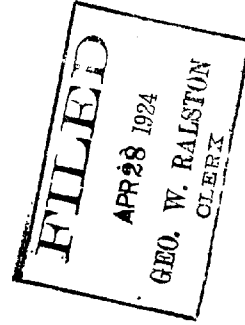
NOTE.—In case of a private road, the release must be executed in favor of the petitioner for said road.

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	AMT.



## 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 \_\_\_\_\_

\_\_\_\_\_ at and before the ensembling and delivery hereof, have remised, released and forever quit-claimed, and do hereby remise, release and forever quit-claim to the said \_\_\_\_\_

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 \_\_\_\_\_ day of \_\_\_\_\_  
A. D. 192 \_\_\_\_\_.

Seal

Seal

Seal

Seal

In the matter of open-: In the Court of Quarter Sessions of  
ing a road in Sandy : Clearfield County.  
Township. : No. February Session 1923.

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TO THE HONORABLE THE JUDGE OF THE ABOVE NAMED COURT.

PETITION.

The petition of the undersigned residents of the  
Township of Sandy, Clearfield County, Pennsylvania, respectfully  
represents:

That the court appoint viewers to locate and open  
a road beginning at a point on the road now going from Narrows  
Creek to Boone's Mountain where the corner of lands of Ed. Yale  
touches said road; thence westerly to intersect with road on lands  
of O. R. Bundy leading from the O. R. Bundy barn to a point on  
the road from Sabula to Pine Grove, where it intersects with the  
lands and buildings of the Reformed Church, as such road is of  
great convenience and necessity to the residents of Sandy Town-  
ship and vicinity.

And they will ever pray, etc.,

Wm H. Van Sice. Sabula Pa.

A T Kalgren Sabula Pa

John Hall Sabula Pa

Charles H. Kuhn Sabula Pa

August 1 Zimmer Sabula Pa

Jacob Beer Sabula Pa

Clarence Beer Sabula Pa

J. W. Fossler Sabula Pa

O. R. Bundy Sabula Pa

John Bundy Sabula Pa

Raymond Bundy Sabula Pa

Isaac Bundy Sabula Pa

Earl Bundy Sabula Pa

John Bundy

Era Bundy

George Beer Sabula Pa

John H. Bish Sabula Pa

N. A. Hoyt Sabula Pa

A. B. Bundy Sabula Pa

G. D. Bundy Sabula Pa

Frank. C. Beer Sabula Pa

G. W. Papp Sabula Pa

A. E. Plenton Sabula Pa

J. L. Bile Sabula Pa

Rubin D. Dittus Sabula Pa

Charles Dittus Sabula Pa

S. L. Dittus Sabula Pa

J. E. Lander Sabula Pa

W. H. Langre Sabula Pa

Arthur H. Wood Sabula Pa

James J. Vansice Sabula Pa

James F. Place Sabula Pa

W. H. Murray Sabula Pa

Robert L. Burdick Sabula Pa

F. M. Shanger Sabula Pa

George Wray Sabula Pa

J. H. Shanger Sabula Pa

E. A. Hoyt Sabula Pa

Ernesta Dodd Sabula Pa

C. C. Dodd Sabula Pa

H. H. Dodd Sabula Pa

Alexander Bundy Sabula Pa

Wear H. Bish Sabula Pa

Orrin R. Bundy Sabula Pa



5 DEPT. OF JUSTICE DIVISION OF INVESTIGATION WASHINGTON, D. C.	RECEIVED JUL 2 1924 DEPT. OF JUSTICE	DEPT. OF JUSTICE DIVISION OF INVESTIGATION WASHINGTON, D. C.	JUL 2 1924 DEPT. OF JUSTICE	JUL 2 1924 DEPT. OF JUSTICE
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July 2, 1924 Notice of Hearing this hearing in July 4, 1924 in 9 other in the present accepted

W. A. Hunsford  
 Attorney General

Adm. July. 4. 1924  
 Notice accepted for County Commissioner.

X. C. Johnson  
 Clerk

PENTZ & PENTZ  
 ATTORNEYS AT LAW  
 DUBOIS, PA.

KNOW ALL MEN BY THESE PRESENTS, That we,  
A. T. KALGREN, and  
are held and firmly bound, jointly and severally, our heirs, execut-  
ors and administrators, unto the COUNTY OF CLEARFIELD, Commonwealth  
of Pennsylvania, in the sum of ONE HUNDRED (\$100.00) DOLLARS,  
Sealed with our seals, and dated the 5th day of February, 1924.

WHEREAS the above bounden A. T. Kalgren, and  
sureties, have presented a petition to the Court of Quarter  
Sessions of Clearfield County, to No.        February Sessions,  
1924, for the opening and locating a certain road in Sandy Town-  
ship, Clearfield County, Pennsylvania, leading from the O. R. Bundy  
farm to the Sabula to Pine Grove road, and praying the Court to  
appoint viewers therein.

NOW THE CONDITION OF THIS OBLIGATION IS SUCH,  
That if the above bounden principal and sureties, signers on said  
petition, shall well and faithfully prosecute said petition and  
proceedings thereunder, so that said road is opened, and in failing  
thereof shall pay to the County all costs incurred therein, then  
this Obligation to be void and of no further force and effect,  
otherwise to be and remain in full force and virtue.

Charles H. Kilmer (SEAL)

A. T. Kalgren (SEAL)

Raymond B. Bundy

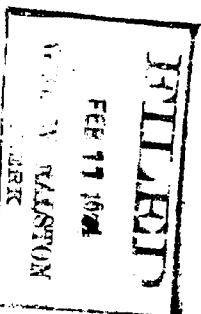
IN THE COURT OF QUARTER  
SESSIONS OF CLEARFIELD COUNTY  
No. 5 February Term, 1924

In re: Road  
at SABULA, in  
Sandy Township

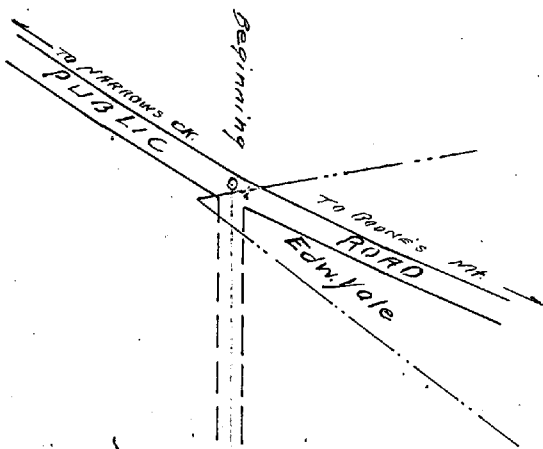
B O N D

Feb 11<sup>th</sup> 1924

Bond returned  
at 2 o'clock  
J. H. Brown  
P. S.



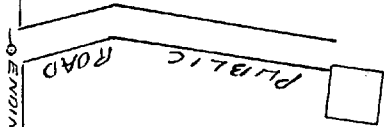
PENTZ & PENTZ  
ATTORNEYS AT LAW  
DUBOIS, PA.



O. R. BUNDY

S. 63° 45' E. 1336 FEET

N. O. R. BUNDY



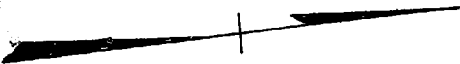
PUBLIC ROAD

ROAD

TO ROAD FROM SABBULA TO PINE GROVE  
AT REFORM CHURCH

ROAD VIEW FROM POINT IN PUBLIC ROAD LEADING FROM  
NARROWS CREEK TO BOONE'S MOUNTAIN AT SOUTHWEST  
CORNER OF ED. YALE'S LAND TO POINT IN PUBLIC ROAD  
LEADING FROM O. R. BUNDY'S BARN TO THE SABBULA-  
PINE GROVE ROAD AT THE REFORM CHURCH.  
VIEWED APRIL 3<sup>RD</sup> 1924. FRANK HUTTON  
GEORGE H. WEBER  
U. E. FRY

U. E. FRY



To The COMMISSIONERS OF CLEARFIELD COUNTY, PENNSYLVANIA.

You hereby have notice that the undersigned Viewers appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view a Public Road leading from a point on the road now going from Narrows Creek to Boone's Mountain, where the corner of the land of Ed Yale touches said road in Sandy Township, to intersect with road on lands of O.R. Bundy leading from the O.R. Bundy barn to a point on the road from Sabula to Pine Grove, where it intersects with the land and buildings of the Reformed Church in Sandy Township, in the County aforesaid, will meet at the corner of lands of Ed Yale on Narrows Creek and Boone's Mountain road in Sandy Twp., on Thursday the third day of April 1924 at nine 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, Pa., on Friday the 25th day of April 1924 at nine o'clock A.M. ~~when and where interested parties may attend and be heard.~~

DuBois, Pa. March 20th 1924

Mark Hutton  
George K. Weber  
John E. Fry  
Viewers

Now March 21<sup>st</sup> 1924 service of this notice accepted for the Commissioners of Clearfield County.

L. C. Harris  
clerk

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 leading from a point on the road now going from Narrows Creek to Boone's Mountain, where the corner of the land of Ed Yale touches said road in Sandy Township, to intersect with road on lands of O.R. Bundy leading from the O.R. Bundy barn to a point on the road from Sabula to Pine Grove, where it intersects with the lands and buildings of the Reformed Church in Sandy Township, in the County aforesaid, will meet at the corner of the lands of Ed Yale on the Narrows Creek and Boone's Mountain road, in Sandy Township, on Thursday the thrid day of April 1924 at nine 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, Pa. on Friday the 25th day of April 1924 at nine o'clock A.M. ,when and where all parties interested may attend and be heard.

Math. Butler  
George K. Weber  
J. E. Fry  
Viewers

DuBois, Pa. March 20th 1924

Now March 20 1924 service of this notice is accepted for the Supervisors of Sandy Township.

Paul Paul  
atty for Sandy Twp.