

8 Dec 20 1924

In re:-  
SANDY TOWNSHIP

P E T I T I O N

Oct. 14/24 petition  
read and thereupon  
are Frank Hutton Esq. J.E.  
Jury and George H. Weber  
appointed return for  
purpose of view  
petition as regards  
for. Ref at next  
Term Byline Book  
A. H. Hutton  
P.J.

FILED

PENTZ & PENTZ  
ATTORNEYS AT LAW  
DUBOIS, PA.

TO THE HONORABLE THE JUDGE OF THE COURT OF QUARTER SESSIONS  
OF CLEARFIELD COUNTY.

\* \* \*  
\* \*  
\*  
\*

The petition of the undersigned, inhabitants of the Township of Sandy in said county respectfully represents:

That a road has long since been laid out Beginning on the public road leading from DuBois to C. H. Goodlander known as the Hill Road between the lands of I. L. Shaffer and F. M. Shaffer and extending to where the B. & S. Railroad crosses the state highway, a distance of about one (1) mile which road your petitioners conceive, is now become useless, inconvenient and burdensome. Your petitioners therefore pray the court that the said road may be vacated, agreeably to the Act of the General Assembly in such case made and provided;

And they will ever pray, etc.,

E. M. Liddle  
W. C. Hand  
Jerry Brown  
F. M. Timlin  
A. J. Beal  
J. Wayne  
J. L. Ross

George B Wells.

Geo Gifford

J E Siddle

J. H. Lavery.

M. F. Talasky

T. H. Forsyth

S. G. Kroot

L. B. Woods

W H Courson

J A Lurand

W B Shaffer

F M Shaffer

J P Rearinger

A M Rearinger

W. T. Smiley.

J. C. Russell

J A Grappon

J. A. Brush

J. J. Bogle

Joe. P. Logan.

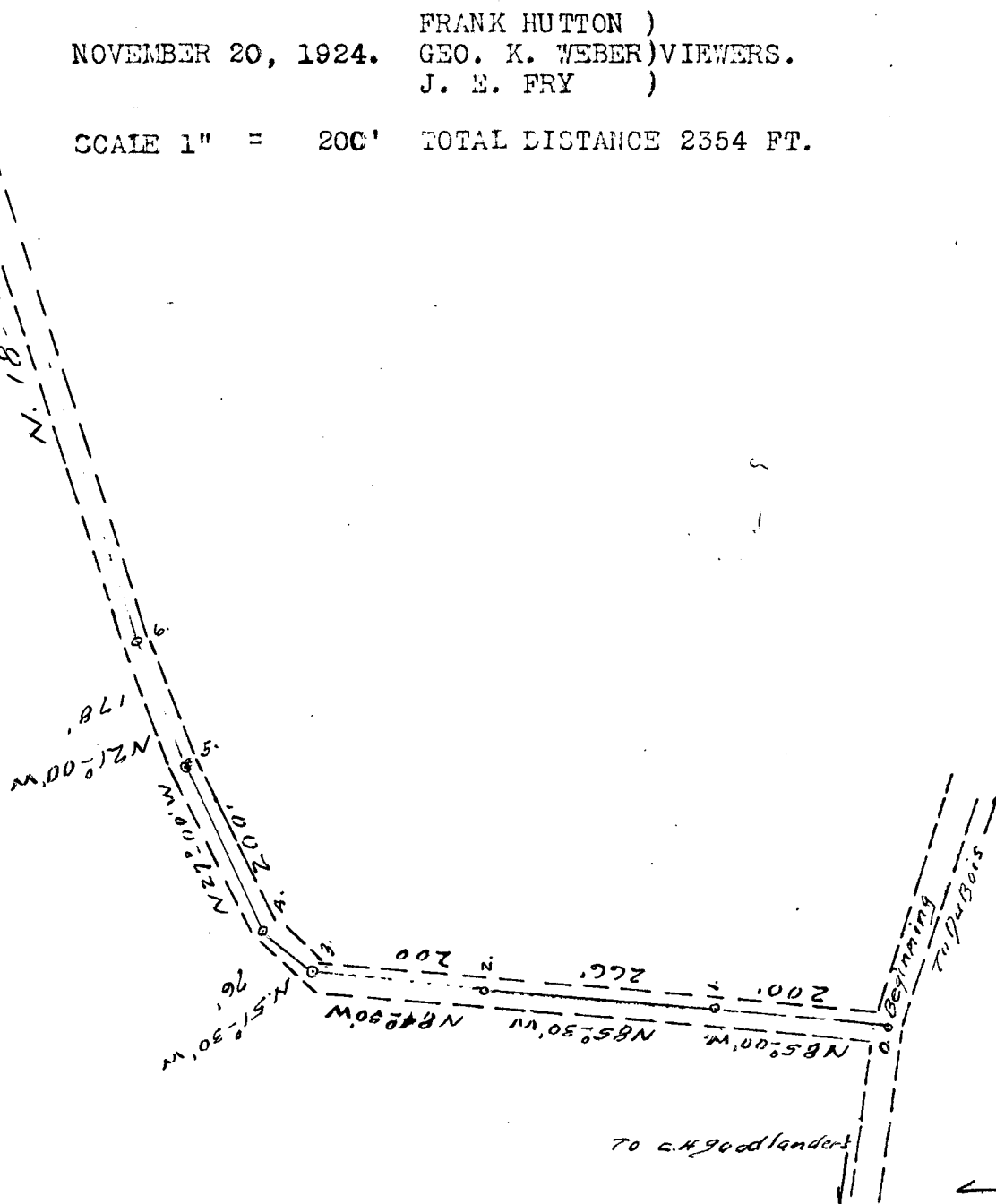
8 Dec 20 1924	In re: SANDY TOWNSHIP	P E T I T I O N	Oct. 14 24 petition sent and returned by Frank Hutton Esq., J. E. Gray and George H. Weber afforded review for purpose of which petition was prepared by R. J. Pentz Dund by the Board of Assessors P. J.	<div style="border: 1px solid black; padding: 2px; display: inline-block;">             RECEIVED              OCT 20 1924           </div> PENTZ & PENTZ NOW ATTORNEYS AT LAW DUBOIS, PA. GEO. W. K. L. Clerk
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Charfield Pa.

Now Oct. 20 "1924, Service accepted by  
the County Commissioners/  
Per. L. C. Morris/  
Clerk.

BEGINNING AT A POINT IN THE PUBLIC ROAD  
LEADING FROM DUBOIS TO C. H. GOEDLANDER'S,  
KNOWN AS THE "HILL ROAD" BETWEEN THE LANDS  
OF I. L. SHAFFER AND F. M. SHAFFER, AND  
EXTENDING TO WHERE SAID ROAD TO BE VACATED  
CROSSES THE EAST RIGHT-OF-WAY LINE OF THE  
BUFFALO AND SUSQUEHANNA RAILROAD.

SCALE 1" = 200' TOTAL DISTANCE 2354 FT.



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 for vacation a Road leading from a point on a Public Road leading from DuBois to C.H. Goodland ers, Known as the "Hill Road" between lands of I.L. Shaffer and F.M. Shaffer in Sandy Township to where the B. & S. Railroad crosses the State Highway, a distance of about one mile, in Sandy Township, in the County aforesaid, will meet at the Junction of said Road with said "Hill Road" in Sandy Township, on Thursday the 20th day of November 1924 at 9:30 o'clock A.M.

And that the required Public Hearing will be held in the Court House in the Borough of Clearfield on Friday the 21st day of November 1924 at 9:30 o'clock A.M. of which times and places you will take due notice and may attend and be heard if you so desire.

Frank Hullin  
J. E. Fry  
George K. Weber  
Viewers

DuBois, Pa. Nov. 8th 1924

Now Nov. 10<sup>th</sup> 1924 service of this notice is accepted for the  
Road Supervisors of Sandy Township

Frank R. Rupp  
atp.

To The COMMISSIONERS OF CLEARFIELD COUNTY, PENNSYLVANIA.

NOTICE is hereby given that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania to view for Vacation a Public Road leading from a point on a Public Road leading from DuBois to C.H. Goodlanders, known as the "Hill Road" between the lands of I.L. Shaffer and F.M. Shaffer in Sandy Township to where the B. & S Railroad crosses the State Highway, a distance of about one mile, in Sandy Township in the County aforesaid, will meet at the junction of said road with said "Hill" road in Sandy Township, on Thursday the 20th day of November 1924 at 9:30 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 21st day of November 1924 at 9:30 o'clock A.M. of which times and places you will take due notice and may attend and be heard if you so desire.

DuBois, Pa. Nov. 8th 1924

Mark Skellin  
J. E. Fry  
George H. Weber  
Viewers

Now Nov. 10 1924 service of this notice is accepted by the Commissioners of Clearfield County.

L. C. Morris  
Commissioners 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: No releases

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:

No damages

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

Witness our hands and seals this 22nd day of November, A. D. 1924

Mark Hutton..... [SEAL.]

J. E. Fry..... [SEAL.]

Geo. A. Huber..... [SEAL.]

Viewers.



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

No. 8 Dec Term 19 24

## ORDER TO VACATE

To view and vacate road situate

in the Township of Sandy

Clearfield County.

Now *Dec 8<sup>th</sup>* 1924 Sessions 19

read and confirmed Ni. Si.

By the Court.

*W. H. H. H.*  
Now February Sessions 1925 P. J.  
confirmed absolute.

By the Court

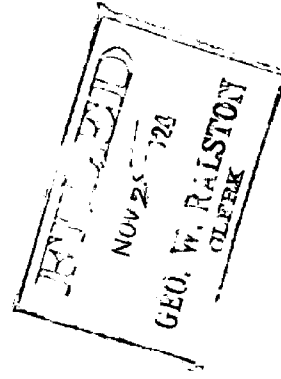
*W. H. H. H.*  
P. J.

Filed 19

Atty.

Fees \$1.25 paid by

Pentz & Pentz, Attorneys.



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 7th day of November in the year of our Lord, one thousand nine hundred and twenty four

By the Honorable <sup>A. R. CHASE</sup>~~Singh~~, President Judge of the said Court: Upon the petition of sundry inhabitants of the Township of SANDY, in the County aforesaid setting forth that ..... a road has long since been laid out beginning on the public road leading from DuBois to C. H. Goodlander known as the Hill Road between the lands of I. L. Shaffer and F. M. Shaffer and extending to where the B. & S. Railroad crosses the state highway, a distance of about one (1) mile which road your petitioners conceive, is now become useless, inconvenient and burdensome.

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 appoint from and among the County Board of Viewers Frank Hutton, Esq. J. E. Fry and

George K. Weber 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 **Sandy**, 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

**20th** day of **November**, 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 **21st** day of **November** A. D., 19**24**, at **9:30** 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 **E.M. Liddle, Supervisor, and Clarence Keel, citizen**

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 **21st** day of **November**, A. D. 19**24**, when the parties interested in the said road were in attendance:

**No appearances**

And that after the view and hearing above mentioned, the undersigned Viewers do agree that said road has become useless, inconvenient and burdensome and your viewers recommend that that portion of said road as shown by the plan or draft hereto attached, that is that portion beginning at the intersection with what is known as "The Hill Road" and thence extending it several courses and distances, ~~to~~ the point where the Buffalo and Susquehanna R.R. crosses the said road or to the right of way of said Rail road.

Your viewers are advised that this is the point of ending as intended to be designated by the petitioners. The language of the petition is such that another point might be construed as the point of vacation, but your viewers find that the road from the said R.R. right of way, has quite a number of residences abutting on it and in their opinion should not be vacated further than to the designated pint.