

DOCKET No. 6

Number	Term	Year
3	Sept ss	1925

Petition to vacate road in

Sandy Township

**Versus**

W. C. Pentz, '82  
John T. Pentz, '15

Pentz & Pentz  
Attorneys-at-Law  
DuBois, Pa.

May 26, 1925

Geo W Palston  
Chenfield Pa

Dear Sir - Enclosed is petition of your  
to leave with your testimony  
and fill for filing  
JWP

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

\*\*\*\*\*

The petition of the Supervisors of Sandy Township respectfully represents:

That in 1924 a public highway was built by the State of Pennsylvania from the Lakes-to-the-Sea Highway, at a point where what is known as "Skunk Hollow Road" turns off South to Sykesville; that said highway cut a public road leading from the Village of West Liberty where it intersects the Erie Pike about forty (40) rods West of said state highway, thence leading Southward to the Village of Stanley and that portion of said highway where it intersects with the said state highway South of the Erie Pike, thence leading northward to the Erie Pike at the said point hereinbefore designated by reason of the construction of said state highway has become useless, and of no use, and burdensome to the tax payers of the said Sandy Township.

Your petitioner therefore prays your honorable Court to appoint viewers as provided by law, for the purpose of vacating said piece of road or what is known as the "Stanley Road" where it intersects the state highway northward to where it intersects the Erie Pike about forty rods West of the said state highway.

And they will ever pray, etc.

E. M. Liddle  
Jerry Brown  
W. H. Sauer

STATE OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

SS:

W. S. HAND being duly sworn according to law  
says the facts contained in the foregoing petition are correct  
and true.

*W. S. Hand.*

Sworn and subscribed before me  
this 9<sup>th</sup> day of May, A.D.1925.

*Ross M. Rant*  
\_\_\_\_\_  
NOTARY PUBLIC  
MY COMMISSION EXPIRES  
MAY 2, 1929

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY	
In re:  STANLEY ROAD, in Sandy Township	
P E T I T I O N	
<p><i>May 26 1925 Return</i>  <i>presented read and con-</i>  <i>dition and then for</i>  <i>Frank Martin Esq. &amp; Son,</i>  <i>George Weber,</i>  <i>are appointed receivers</i>  <i>so prayed for 1/5 return</i>  <i>to next term court</i>  <i>By the Court</i>  <i>W. H. Moore</i></p>	
<p>MAY 27 1925          RENTZ &amp; RENTZ          ATTORNEYS AT LAW          DUBOIS, PA.          CLERK</p>	

*Now May 26 1925.*

*Service accepted by County Commissioner's*  
*L. C. Shorris*  
*Clerk*

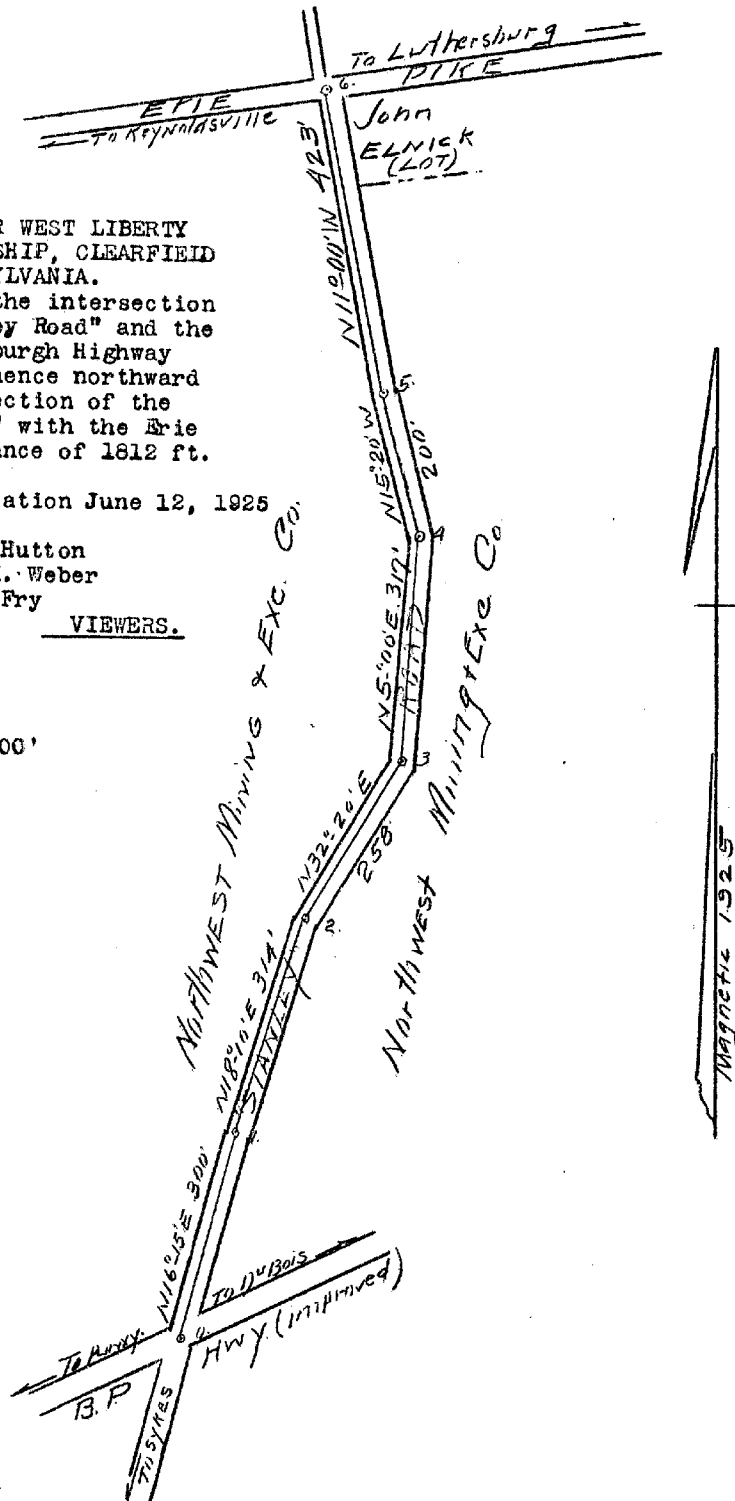
ROAD VIEW NEAR WEST LIBERTY  
IN SANDY TOWNSHIP, CLEARFIELD  
COUNTY, PENNSYLVANIA.  
Beginning at the intersection  
of the "Stanley Road" and the  
Buffalo-Pittsburgh Highway  
(improved), thence northward  
to the intersection of the  
"Stanley Road" with the Erie  
Pike. A distance of 1812 ft.

Viewed for vacation June 12, 1925

Frank Hutton  
Geo. K. Weber  
J. E. Fry

VIEWS.

SCALE 1" = 200'



TO THE ROAD SUPERVISORS OF SANDY TOWNSHIP, CLEARFIELD CO., 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 portion of a Public Road in Sandy Township known as the "Stanley Road" from the point of intersection of said road with the State Highway to where said road intersects the Erie Pike, will meet at the intersection of said Stanley Road with the State Highway in Sandy Township on Friday the 12th day of June 1925 at nine o'clock A.M. to attend to the duties assigned them.

And that the required Public Hearing will be held in the Court House in the Borough of Clearfield, Pa. on Monday the 15th day of June 1925 at ten o'clock A.M. when and where you and all parties interested may attend and be heard.

DuBois, Pa. May 28th 1925

Frank Sutton  
J. E. Fry  
George Kleiber  
Viewers

Now May 1925 service of the above notice is accepted for the Supervisors of Sandy Township

Ray P. Davis  
Attest Local Rep.

To The COUNTY COMMISSIONERS OF CLEARFIELD COUNTY, PENNSYLVANIA.

You are hereby notified that the undersigned Viewers appointed by the Court of Quarter Sessions, of Clearfield County, Pennsylvania to view for Vacation a portion of the Public Road in Sandy Township known as the Stanley Road from the point of intersection of said road with the State Highway to where said road intersects the Erie Pike in Sandy Township will meet at the intersection of said Stanley Road with the State Highway on Friday the 13th day of June 1935 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 Monday the 15th day of June 1935 at ten o'clock A.M. when and where all parties interested may attend and be heard.

DuBois, Pa. May 28th 1935

Imul Sutton  
J. E. Fry  
George A. Weber  
Viewers.

Now May 29 1935 service of the above notice is accepted for the Commissioners of Clearfield County.

L. C. Morris  
Clerk.



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 27th day of May in the year of our Lord, one thousand nine hundred and twenty five

A. R. CHASE  
By the Honorable ~~Singleton Bell~~ President Judge of the said Court: Upon the petition of sundry

inhabitants of the Township of Sandy, in the County aforesaid setting forth that <sup>in</sup>.....  
in 1924 a public highway was built by the State of Penna. from the Lakes-to-the-Sea Highway, at a point where what is known as "Skunk Hollow Road" turns off South to Sykesville; that said highway cut a public road leading from the Village of West Liberty where it intersects the Erie Pike about forty (40) rods West of said state highway, thence leading Southward to the Village of Stanley and that portion of said highway where it intersects with the said state highway South of the Erie Pike, thence leading northward to the Erie Pike at the said point hereinbefore designated by reason of the construction of said state highway has become useless, and of no use, and burdensome to the taxpayers of the said Sandy Township: (Road to be vacated ) known as the "Stanley Road" where it intersects the state highway northward to where it intersects the Erie Pike about forty rods West of the said state highway.

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 Frank Hutton, Esq., J. E. Fry and

George 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

**twelfth** day of **June**, A. D. 19**25**, 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 **15th** day of **June** A. D., 19 **25** at **ten** 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 no persons appeared other than the 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 **15th** day of **June**, A. D. 19 **25**, 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 between the points indicated in the petition and Order for the reason the same has been supplied by concrete road of State Highway Department.

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: **no releases necessary**

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 to any parties**

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

Witness our hands and seals this **16th** day of **June**, A. D. 19 **25**

*James H. Hutton* ..... [SEAL.]

*J. O. Tracy* ..... [SEAL.]

*Geo. B. H. Hutton* ..... [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. 3 Sept Term 19 25

## ORDER TO VACATE

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

Now *Sept* Sessions 1925  
read and confirmed Ni. Si.

By the Court.  
*Dec* Sessions 1925 P. J.  
confirmed absolute.

By the Court.  
*Althaus*  
*P. J.*

Filed 19

Atty, Pentz & Pentz

Fees \$1.25 paid by

