

DOCKET No. 6

Number	Term	Year
6	Feb	1925

Petition to vacate road in

Covington Twp near Holt Farm

**Versus**

X

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

The petition of the undersigned Supervisors of Covington Township respectfully represents:

That a certain public road in said Township, leading from a point at or near the Holt Farm, to a point at or near the Burnt Mill on Sandy Run, in Covington Township, of about two miles in length, has become useless, is untravelled and its maintenance is burdensome upon the Township.

Your petitioners therefore pray that viewers may be appointed to vacate said road.

And they will ever pray, etc.

W. E. Conaway  
Joseph Sayers  
A. F. Ward

SUPERVISORS OF COVINGTON TOWNSHIP.

CLEARFIELD COUNTY :SS:

A. G. VIARD, one of the above named petitioners, being duly sworn according to law, says that the facts set forth in the foregoing petition are true and correct, as he verily believes.

Sworn to and subscribed before  
me this 10<sup>th</sup> day of January, 1925.

A. G. Viard

F. J. Liegey

KNOW ALL MEN BY THESE PRESENTS, That we W E  
Conaway, and Joseph Sayers, and A. G. Viard,  
are held and firmly bound under the County of Clearfield, Penn-  
sylvania, in the sum of Fifty Dollars (\$50.00) lawful money of  
the United States, to which payment well and truly to be made, we  
do bind ourselves, our and each of our heirs, executors and ad-  
ministrators, firmly by these presents. Sealed with our seal and  
dated this 10<sup>th</sup> day of January, A. D. 1925.

WHEREAS a petition has been presented to the  
Court of Quarter Sessions of Clearfield County by the Supervisors  
of Covington Township, asking for the appointment of viewers to  
vacate a public road in Covington Township, leading from a point  
at or near the Holt Farm, to a point at or near the Burnt Mill on  
Sandy Run, in Covington Township, of about two miles in  
length.

The condition of this obligation is such that if  
the above bounden, in the event that said vacation proceedings  
are dismissed, shall at all times save and keep harmless the  
County of Clearfield from costs and expenses relating thereto,  
then this obligation to be void, or else to be and remain in full  
force and virtue.

WITNESS:

A. G. Viard (SEAL)  
W. E. Conaway (SEAL)  
Joseph Sayers (SEAL)

6 Feb 20 1923

PETITION FOR VACATION OF  
ROAD IN COVINGTON TOWNSHIP  
LEADING FROM A POINT AT OR  
NEAR THE HOLT FARM TO A  
POINT AT OR NEAR THE BURNT  
MILL ON SANDY RUN.

Non Recd 1925  
Petition presented and  
John Scollins, E. St. L. Scott  
and Fred Croker  
are appointed Commissioners  
to make said proposed  
vacation and survey

Report  
By the Comr  
1925  
A. S. Moore  
E. O. W. RALSTON  
CLERK  
HARTSWICK, ARNOLD & PLATT.

~~MILLER & HARTSWICK~~  
ATTORNEYS AT LAW  
CLEARFIELD, PA.

275-89 atty

Draft showing location of a  
public road in Covington township,  
Clearfield County, Pa., over lands of  
John B. Rongen, S. Simcox and S. E. Reiter  
viewed for vacation, March 25th.  
A. D. 1925.

John Scollins

Sc. 21.  $\frac{1}{4}$ " to 100'. E. D. Binnic.

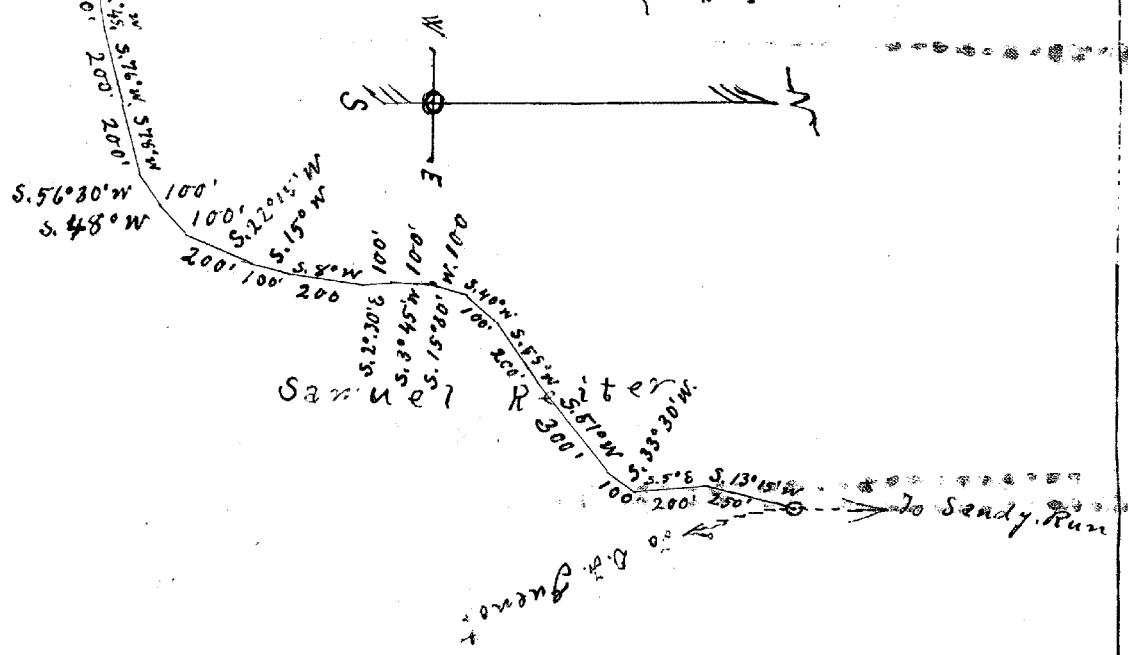
Geo. K. Weber,  
Viewers.

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No. 6. Heb. 55. 1925.

Lettres à son fils

Provincial Line



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 No. 6, February Sessions, 1925, to view and vacate a certain public road in the Township of Covington, leading from a point at or near the Holt Farm to a point at or near the Burnt Mill on Sandy Run, in Covington Township, of about two miles in length, will meet at the Holt Farm in said Township on Wednesday, the 25th day of March, A.D. 1925, at nine (9) o'clock A. M. to attend to the duties assigned them; all parties interested will take notice.

And that the public hearing as required by Act of Assembly and Rules of Court to be held by the viewers before the filing of their report in Court in order to give all parties interested in the said road an opportunity to be heard will be held in the Arbitration Room in the Court House in Clearfield Thursday 26th on ~~Wednesday~~, the ~~25th~~ day of March, A.D. 1925, at two, (2) o'clock P. M., at which time and place all parties interested may attend and be heard.

John Balling  
E. D. Billotte  
Geo. T. Weber  
Viewers

March 4th, 1925.

Now, March 7 1925, service of the above Notice is accepted for the Commissioners of Clearfield County.

L. P. 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 **2nd** day of **February** in the year of our Lord, one thousand nine hundred and **twenty five**

By the Honorable Singleton Bell, President Judge of the said Court: Upon the petition of ~~Supervisors~~  
~~inhabitants~~ of the Township of **Covington**, in the County aforesaid setting forth that **a.....**  
**certain public road in said township, leading from a point at or near the**  
**Holt Farm, to a point at or near the Burnt Mill on Sandy Run, in Covington**  
**Township, of about two miles in length, has become useless, is untraveled**  
**and its maintenance is burdensome upon the township**

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 **John Scollins, E..D. Billotte and**  
**Geo. 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 Palstar*  
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 Covington, 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 March, A. D. 1925 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 26th day of March A. D., 1925, at two o'clock P.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. G. Viard and W. E. Economy, Supervisors.

parties interested, either in favor of against vacating said road. And that the aforesaid hearing was held in the Arbitration Room in the Court House, in Clearfield, Pa., on the 26th day of March, A. D. 19 25, when the parties interested in the said road were in attendance:

A. G. Viard, W. E. Economy and Joseph Saworn, Supervisors, with their counsel, John G. Arnold, Esq. A. G. Viard, sworn, examined and cross-examined.

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

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 vacationing 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:

No damages assessed.

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

Witness our hands and seals this 26th day of March, A. D. 1925.

John Deering ..... [SEAL.]  
E. W. Billotte ..... [SEAL.]

Geo. H. Nichols ..... [SEAL.]

Viewers.

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

**ORDER TO VACATE**

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

By the Court,

A. H. Chase  
P. S.

19  
Filed

Attiv.

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Fees \$1.25 paid by

Hartswick, Arnold & Platt, Atty's

