

DOCKET No. 6

Number	Term	Year
1	Sept	1926

Petition to vacate 6 short roads

in Bradford Twp

Versus

X

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY.

To the Honorable the judge of said Court:

The undersigned citizens of Bradford Township respectfully represent,

That there are six short pieces of road leading from the main road that extends from Woodland to Shiloh all of said roads starting from main road at or near the Shiloh School House. The first thereof leading from the J. E. Livergood lane to the Bald Hill fording, a distance of 190 rods. The second, a piece of road extending from Alfred Grahams' house to the Ruselc fording, a distance of 340 rods. The Third a piece of road extending from the William Livingston Hill to the Lafe Conoway farm, a distance of 278 rods. Fourth a piece of road extending from William Swoopes' lane to the Galles harbor, a distance of 244 rods. Fifth, a piece of road extending from Harry Klines' farm to the Harrier fording. Sixth a piece of road extending from William Livingston's hill ending at the farm of Elijah McDowell, a distance of 296 rods.

That said roads have become useless and are burdonsom to the tax payers of said Township, whereas they respectfully pray your honorable Court to appoint viewers to view and vacate the same and they will ever pray,

W. H. Kephart Supervisor
A. B. Lasherry Supervisor
P. E. Daly Supervisor

F. L. Woodling

Paul Harrier

Loren McDowell

J. P. Kephart

J. S. Gwin

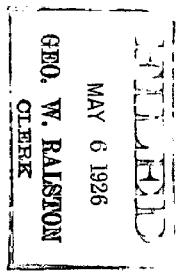
A. A. Wallace

F. B. Kephart

Joseph Higham

F. G. Wilson

1 Sept 20 1926



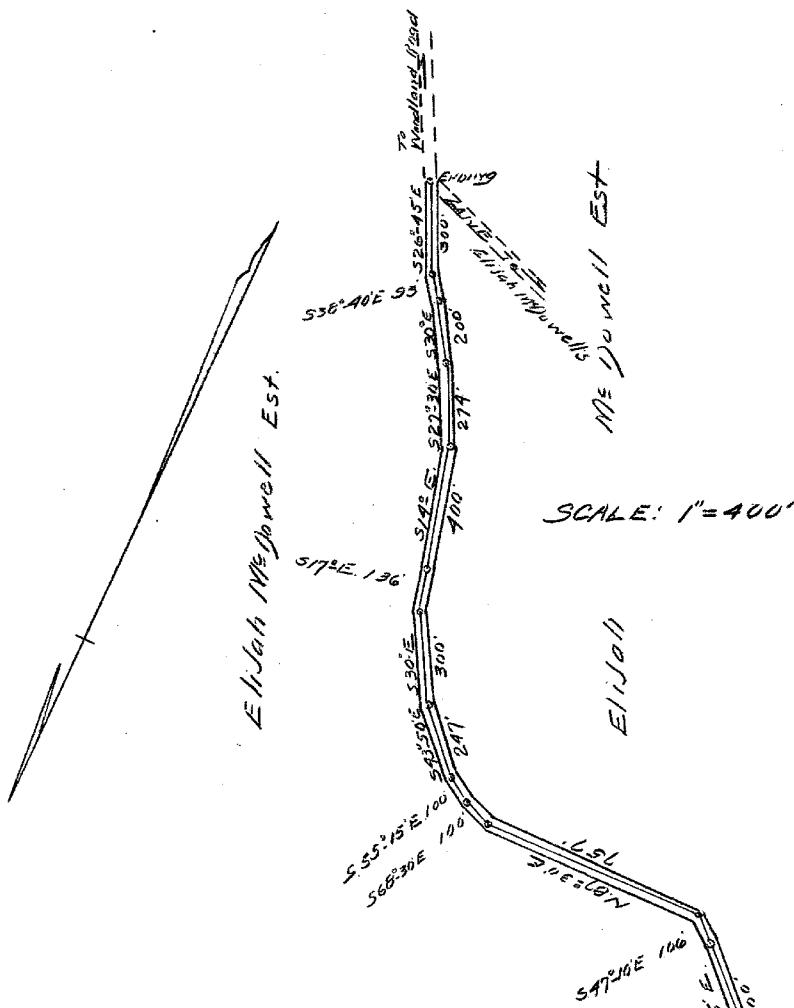
Now May 6th 1926
with petition annex.

Frank Hutton Esq.,
J. S. Dry and James
Stangle are appointed
to view and report

By the Court

Appleton

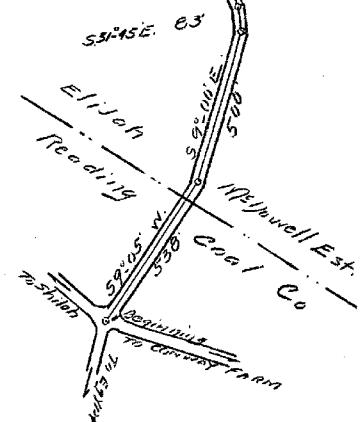
P. J.



ROAD VIEW - VACATION - BRADFORD TOWNSHIP-
CLEARFIELD COUNTY - PENNSYLVANIA.

WILLIAM LIVINGSTON'S HILL TO
FARM OF ELIJAH MCDOWELL.
TOTAL LENGTH 4634 FEET.
VIEWED MAY 25, 1926.

FRANK HUTTON)
JAMES SPANGLE)VIEWERS.
J. E. FRY)



To The 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 road leading from the William Livingston Hill in Bradford Township to the farm of Elijah McDowell in Bradford Township, in the County of Clearfield aforesaid, will meet at the intersection of said road, with the Road leading from Woodland to Shiloh in Bradford Township on Tuesday the 25th day of May 1926 at ten o'clock A.M. to attend to the duties assigned them,

And that the Public Hearing will be held in the Court House in the Borough of Clearfield, Pa. on Tuesday the first day of June 1926 at nine o'clock A.M., when you may attend and be heard if you so desire.

Mark Luttm
J. E. Troy
James Spangler

Viewers

DuBois, Pa. May 10th 1926

Now, May 20 1926 service of the above notice is accepted for the County Commissioners of Clearfield County.

L. C. Morris
Classe

TO THE SUPERVISORS OF BRADFORD TOWNSHIP ROAD DISTRICT.

You and each of you are hereby notified that the undersigned Viewers, appointed by the Court of Quarter Sessions, of Clearfield County, Pa. to view for vacation a Road leading from the William Livingston Hill in Bradford Township, to the farm of Elijah McDowell in Bradford Township, in the County aforesaid, will meet at the intersection of said Road, with the Road leading from Woodland to Shiloh in said Bradford Township on Tuesday the 25th day of May 1926 at ten 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 Tuesday the first day of June 1926 at nine o'clock A.M.. At which time and place all interested parties may attend and be heard.

Frank Helm
Joe L. Foy
James Spangler

Viewers

DuBois, Pa. May 10th 1926

Now, May 1926 service of above notice is accepted for the Supervisors of Bradford Township Road District.

A. B. Lamberry

11
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 6th day of May in the year of our Lord, one thousand nine hundred and twenty six

A. R. CHASE

By the Honorable ~~Simeon~~ ~~John~~ Bell, President Judge of the said Court: Upon the petition of sundry inhabitants of the Township of Bradford, in the County aforesaid setting forth that
there are six short pieces of road leading from the main road that extends from Woodland to Shiloh all of said roads starting from main road at or near the Shiloh School House. The sixth a piece of road extending from William Livingstons ' Hill ending at the farm of Eligah McDowell, a distance of 296 rods.

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 James Spangle 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 vacating 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 vacating 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. Palstone
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 Bradford, 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 May, A. D. 1926, 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 first day of June A. D., 19 26, at nine 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 A.B.Lansberry and W.H.Kephart, Supervisors of Bradford Twp.

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 first day of June, A. D. 19 26, when the parties interested in the said road were in attendance:

W.A.Hagerty Esq., Atty for the Supervisors of Bradford Twp, and A.B.Lansberry and W.H.Kephart, Supervisors

And that after the view and hearing above mentioned, the undersigned Viewers do agree that said road has ####, become useless, inconvenient and burdensome and that it should be vacated as prayed for in said petition and they so recommend.

The conditions on the ground as found by your Viewers are as follows:- From the intersection of this road with the Shiloh - Conway farm road to the Woodland Road the road asked to be vacated is 46.34 feet in length, and extends mostly through cleared lands that apparently have been abandoned, no one residing along the said road at the present time and no buildings on any of the abutting lands save in one instance where quite pretentious farm house and barn are standing unoccupied. Most of the lands through which the road passes belongs to the Elijah McDowell Estate. The road gives no indication of having been used for a period of years, a portion of it is steep and none of it has been worked and kept in any condition

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 required in opinion of the
viewers

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 second day of June, A. D. 1926

Frank Shurtliff [SEAL.]

J. E. Foy [SEAL.]

James W. Spangler [SEAL.]
Viewers.

76

No. 1 Sept Term 19 26

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 root 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

וְיַעֲשֵׂה יְהוָה תְּהִלָּתָךְ וְעַמְּדָה תְּמִימָה

ORDER TO VACATE

To view and vacate road situate
in the Township of Bradford.....

Clearfield County.

Clearfield County.

Now July Sessions 1920

By the Court

By the Council
of Philadelphia
Sessions 1926 P.

By the Count

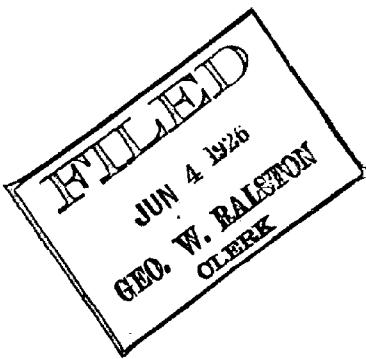
H. H. Chase.

19
Filed

Atty:

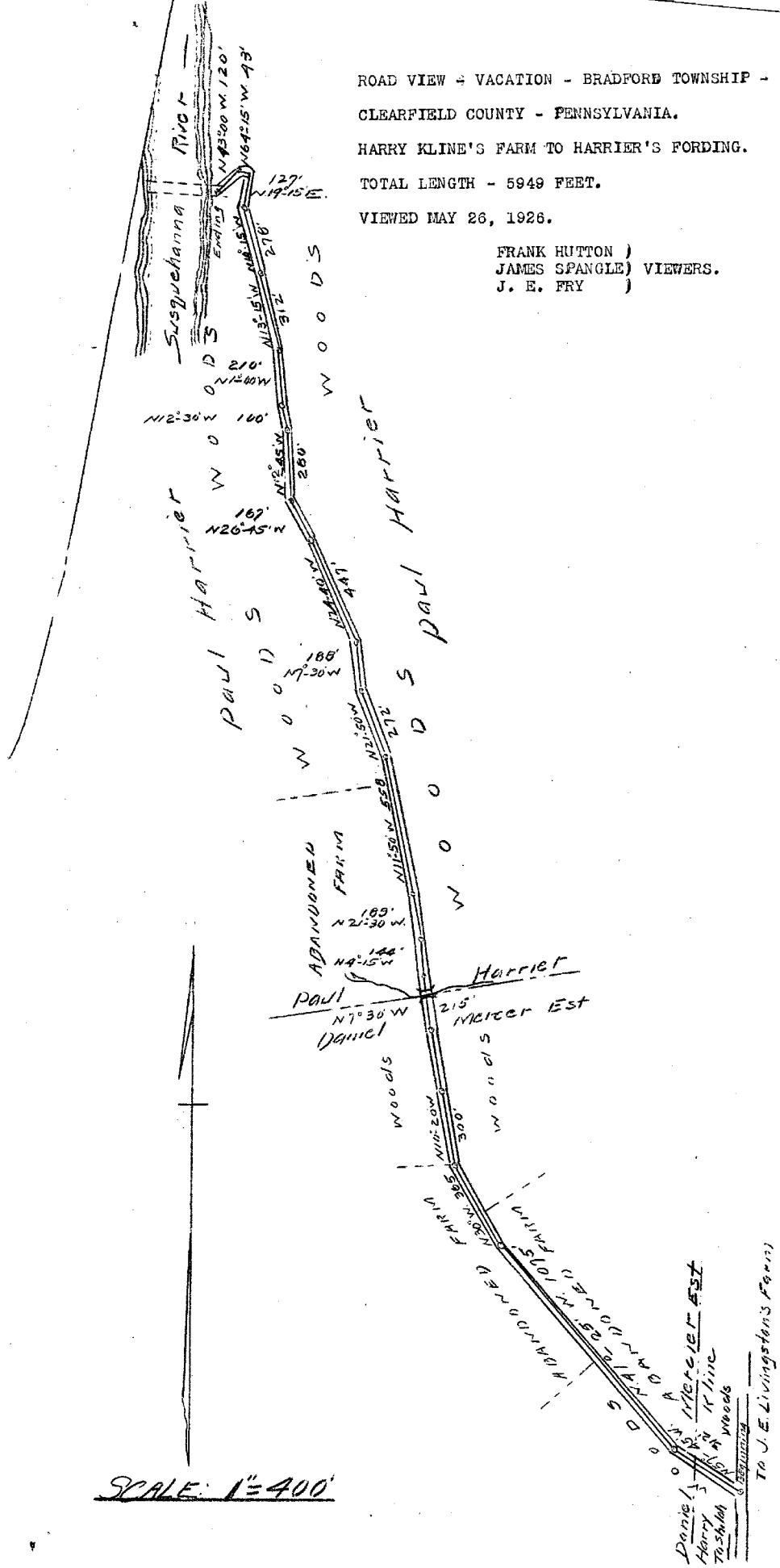
Fees \$1.25 paid by

W. A. Hagertry, Atty.



ROAD VIEW - VACATION - BRADFORD TOWNSHIP -
CLEARFIELD COUNTY - PENNSYLVANIA.
HARRY KLINE'S FARM TO HARRIER'S FORDING.
TOTAL LENGTH - 5949 FEET.
VIEWED MAY 26, 1926.

FRANK HUTTON)
JAMES SPANGLE) VIEWERS.
J. E. FRY)



To The SUPERVISORS OF THE ROAD DISTRICT OF BRADFORD TOWNSHIP
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 Road leading from HARRY KLINE'S Farm, in Bradford Township to the HARRIER FORDING in Bradford Township in the County aforesaid, will meet at the intersection of said Road with the Woodland - Shiloh Road in Bradford Township on Wednesday the 26th day of May 1926 at two o'clock P.M. to attend to the duty assigned them.

And that the Public Hearing will be held in the Court House in the Borough of Clearfield, Pa. on Tuesday the first day of June 1926 at ten o'clock A.M. when and where all parties interested may attend and be heard.

DuBois, Pa. May 10th 1926

Frank Hutton
J. E. Fry
James Spangle
Viewers.

Now, May 1926 service of the above notice is accepted for the Supervisors of Bradford Township Road District.

A. B. Langherry

To The COUNTY COMMISSIONERS OF CLEARFIELD COUNTY, PENSYLVANIA.

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 HARRY KLINE'S Farm in Bradford Township to the HARRIER FORDING in Bradford Township, in the County aforesaid, will meet at the intersection of said Road with the Woodland - Shiloh Road in Bradford Township on Wednesday the 26th day of May 1926 at two o'clock P.M. to attend to the duty assigned them,

And that the Public Hearing will be held in the Court House in the Borough of Clearfield on Tuesday the 1st day of June 1926 at ten o'clock A.M. when and where all interested parties may attend and be heard.

Frank Shultz
J. E. Fry
James Spangler
Viewers

DuBois Pa. May 10th 1926

Now, May 17 1926 service of above notice is accepted for the Commissioners of Clearfield County.

L. C. Morris
Clerk

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DyBofa et al. / May 2003

tot ~~beverages~~ at ~~entertaining~~ events to ~~entertain~~ ~~these~~ ~~days~~ ~~now~~ ~~you~~

The consequences of classification errors

6
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 6th day of May in the year of our Lord, one thousand nine hundred and twenty six

A. R. CHASE

By the Honorable ~~Singleton~~ Bell, President Judge of the said Court: Upon the petition of sundry inhabitants of the Township of Bradford, in the County aforesaid setting forth that
there are six short pieces of troad leading from the main road that extends from Woodland to Shiloh all of said roads starting from main road at or near the Shiloh School House. The fifth a piece of road extending from Harry Klines' farm to the Harrier fording, 356 rods.

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 James Spangle 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 Ralston

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 Bradford, 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

26th day of May, A. D. 1926 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 1st day of June, A. D., 1926, at nine 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 W.H.Kephart, Supervisor of Bradford Twp. Road District.

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 first day of June, A. D. 1926, when the parties interested in the said road were in attendance: W.A.Hagerty, Esq., Atty for Bradford Township Road District. A.B.Lansberry and W.H.Kephart Supervisors.

And that after the view and hearing above mentioned, the undersigned Viewers do agree that said road has ####\$, become useless, inconvenient and burdensome the survey shows this road to be 5949 feet long and the viewers found it to be the best grade of any of the roads viewed on this petition. From the Shiloh Road toward the river for a distance of some 2500 feet, there were indications that it had been driven over, we were informed that the lumber from a building that was being razed had been hauled out over the road; the remaining portion to the river gave no appearance of being used. This road as to the whole comes more nearly being passible than any of the others. There are no buildings along it or near it that are occupied; what cleared lands abutt on it seem to have been abandoned and do not show indications of any recent cultivation. We are informed that this road formerly connected with one in Girard Twp. across the river and which run up the river and to the Bald Hill section; that the N.W.C.R.R. appropriated and destroyed this road and that the Girard road is not now in use. So far as your viewers could determine the road has long been abandoned by the general public nor can we see any prospect of its general use. We are of one mind that it should be vacated and so recommend.

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 required.

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 assess

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

Witness our hands and seals this 3rd day of June, A. D. 1926

Frank Hutton [SEAL]

K. F. T. [SEAL]

James W. Shangle [SEAL]
Viewers.

9205

No. 1 Sept. Term 1926

ORDER TO VACATE

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

Also, viewers will carefully note the number of days employed and set the amount out at the root 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.

in the Township of Bradford
Clearfield County.

Clearfield County.

Now ~~steph~~ Sessions 1926
read and confirmed Ni: S:

By the Court

Now Book Thomas Sessions 1928

By the Count

Johnstone
P. J.

19
Filed

Attn:

Fees \$1.25 paid by

W. A. Hagerthy, Atty.

