

DOCKET No. 6

Number Term Year

6 May 1927

Petition to vacate road in Graham

Twp

Versus

X

To the Supervisors of Graham Township and the Commissioners of Clearfield County:

You are hereby notified that a petition will be presented on the <sup>18<sup>th</sup></sup> ~~25<sup>th</sup>~~ day of April 1927 to the Court of Quarter Sessions of Clearfield County asking for the appointment of viewers to view a road long since laid out, beginning at a point on the Township road leading from Deer Creek to Kylertown and ending at the George Hoover farm and to vacate that portion of said road leading from a point at or near the residence of Mary Anne Frazer to a point at or near the residence of Steve Bollock, formerly the George Hoover farm. And also to vacate that portion of said road leading from Grahamton to Bald Hill, from Grahamton to a point at or near the residence of John Graham.

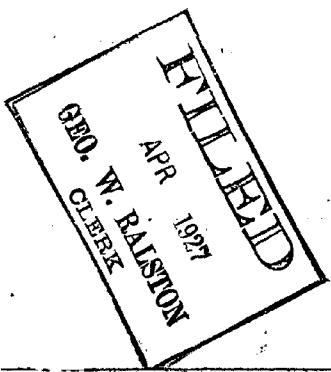
W. A. Whaley  
Attorney for Graham Township

We hereby accept service of said notice.

Timrod Hobble  
James Bock  
Supervisors.

Service accepted for Clearfield County  
County Commissioners

Per. L. C. Morris,  
Deed



KNOW ALL MEN BY THESE PRESENTS that we,

*Patience Lansbury* and *Walter Shander* of the Township of Graham  
County of Clearfield and State of Pennsylvania are held and firmly bound unto the  
Commonwealth of Pennsylvania in the sum of One Hundred (\$100.00) Dollars lawful  
money of the United States to be paid to the said Commonwealth, its certain  
attorney or assigns, to which payment well and truly to be made we do bind our-  
selves, our heirs, executors and administrators and every of them firmly by  
these presents, sealed with our seals and dated the 16th day of April A.D. 1927.

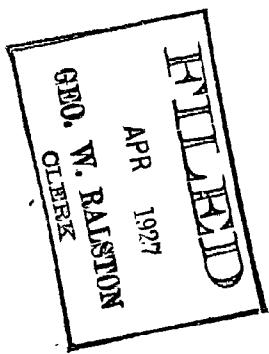
WHEREAS the citizens of Graham Township have applied to the Court of  
Quarter Sessions of Clearfield County for viewers to view and vacate and supply  
a certain Township road, long since laid out leading from a point at or near  
the residence of Mary Anne Frazer to a point on said road at or near the residence  
of Steve Bollack, formerly George Hoover's farm.

Now the condition of this obligation is such that if the petitioners  
shall well and truly pay any costs that may be directed to be paid by said Court  
in said proceedings then this bond to be null and void or else to be and remain  
in full force and virtue.

*Patience Lansbury* (SEAL)  
*Walter Shander* (SEAL)

Mr. B.  
Macalister Road  
in  
Unknown Township

Hagerty



IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENNA.

TO THE HONORABLE THE JUDGE OF SAID COURT:

We the undersigned citizens of Graham Township respectfully represent that two pieces or portions of public road in Graham Township have become useless and burdenson to the taxpayers of said Township. Said roads being shown as follows:

THE FIRST THEREOF: beginning at a point on the Township road leading from Deer Creek road to Kyler Town and ending at the George Hoover farm. That they desire to vacate that portion of said road from a point at or near the residence of Mary Anne Frazer to a point of said road at or near the residence of Steve Bollock, formerly George Hoover's farm.

THE SECOND THEREOF: leading from Grampton to Bald Hill. They desire to vacate that portion of said road leading from Grampton to a point of said road at or near the residence of John Graham.

They therefore pray the said Court to appoint viewers to view and vacate the same and make return at next term of Court.

<u>Fred Babb</u>	<u>Walter Hubler</u>
<u>James Bock</u>	<u>Isaac in Fase</u>
<u>Maychiah Smeal</u>	<u>Cecil Cobble</u>
<u>A C Hammon</u>	<u>John Fase</u>
<u>A. M. Engle</u>	<u>David Hubler</u>
<u>Thomas Dunkle</u>	<u>Henry Evans</u>
<u>E K Turner</u>	<u>W. G. Hubler</u>
<u>Foss G. Smeal</u>	<u>Wallace Hubler</u>
<u>Palmer Lassiter</u>	<u>R. F. Fyles</u>
<u>William Evans</u>	<u>H. B. Smeal</u>

6 May 22 1927

Peterson Winona Blvd  
Mr. Graham Sonnenfeld

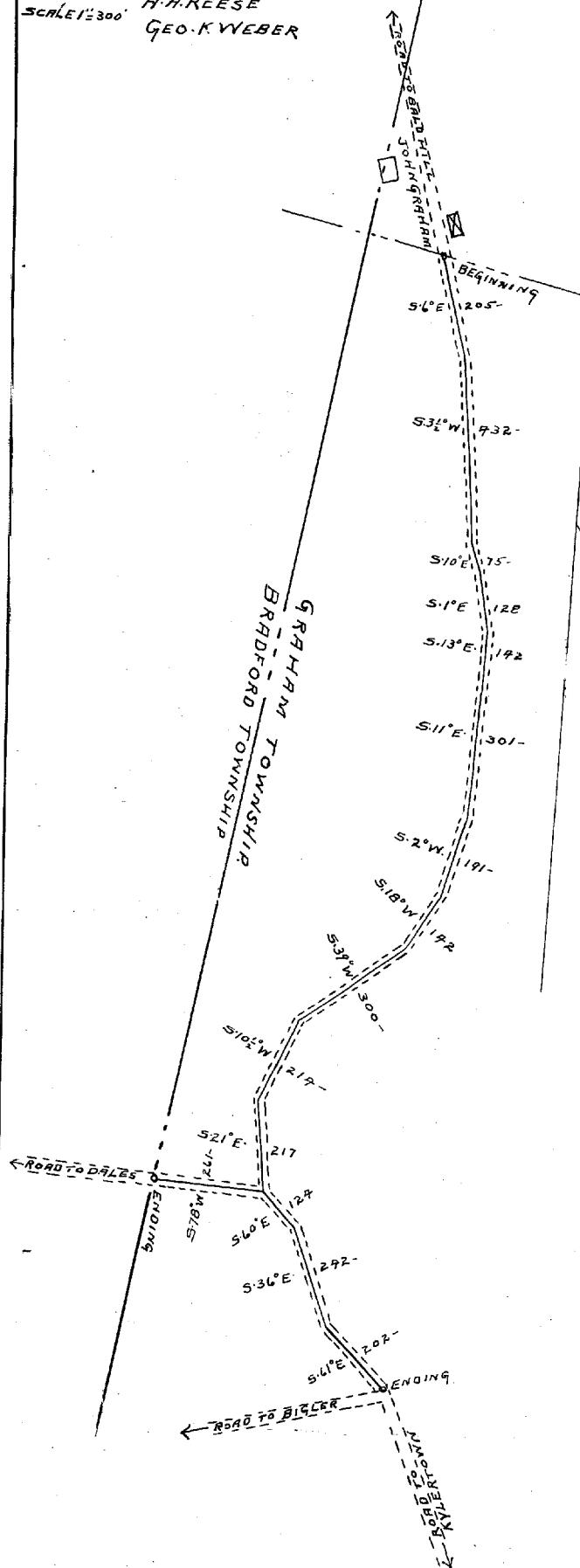
80  
1927

DET. W. RAISCH  
COURT

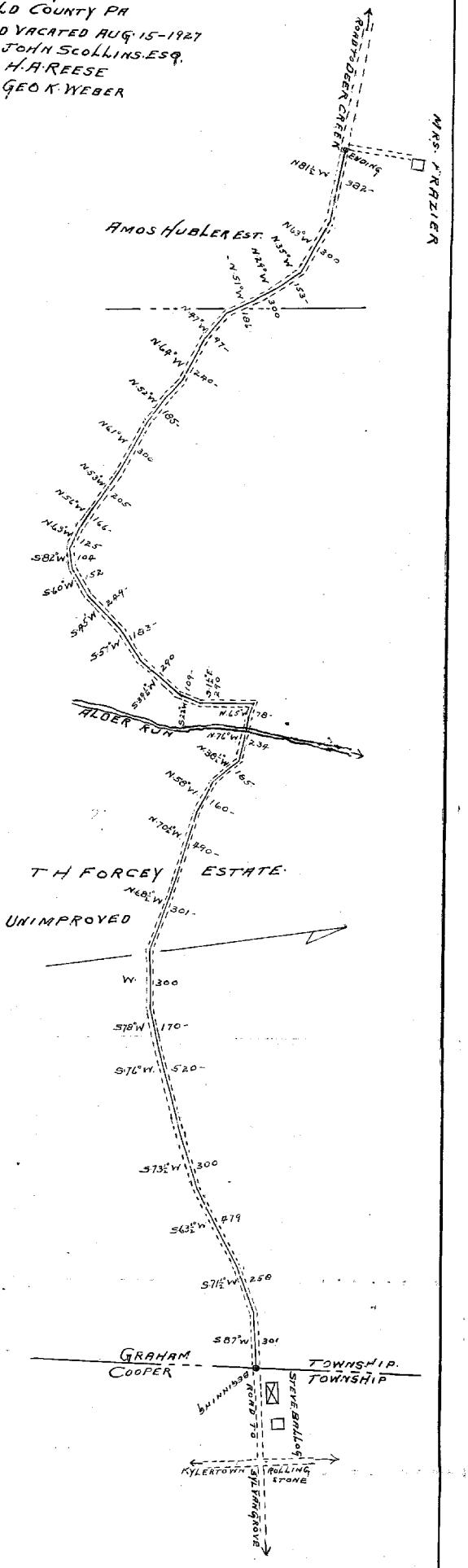
Pioneer, April 18<sup>th</sup>, 1927  
John Fethes, "Say,"  
Harry Pease and  
George Weier are  
apparently unable  
to meet the request.  
By the court  
H. W. Pease.

Hagerty

PUBLIC ROAD IN GRAHAM TOWNSHIP.  
CLEARFIELD COUNTY PA.  
VIEWED AND VACATED AUG. 16-1927  
BY JOHN SCOLLINS ESQ  
H. A. REESE  
SCALE 1" = 300'  
GEO. K. WEBER



PUBLIC ROAD IN GRAHAM TOWNSHIP  
CLEARFIELD COUNTY PA  
VIEWED AND VACATED AUG 15-1927  
BY JOHN SCOLLINS, ESQ.  
H. A. REESE  
SCALE 1:500' GEO K. WEBER



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, in re: No. 6, May Sessions, 1927, to view and vacate a certain public road in Graham Township leading from Grahamton to Bald Hill: that portion of said road leading from Grahamton to a point of said road at or near the residence of John Graham, in Clearfield County aforesaid, will meet at the dwelling-house of John Graham in said Township of Graham on Tuesday, the 16th day of August, A. D. 1927 at eleven (11:00) 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 on Friday, the 19th day of August, A. D. 1927 at ten (10:00) o'clock A. M., or as soon thereafter as counsel can be heard, at which time and place all parties interested may attend and be heard.

John Scallion  
Harry Reese  
George Weber  
Viewers

Dated, August 1st, 1927.

CLEARFIELD COUNTY, SS:

Now, this 4<sup>th</sup> day of August, A. D. 1927, service of the above Notice is accepted for the Commissioners of Clearfield County.

L. C. Norquist  
Clerk

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, in re: No. 6, May Sessions, 1927, to view and vacate a certain public road in Graham Township beginning at a point on the Twp. road leading from Deer Creek road to Kylertown and ending at the George Hoover farm: that portion of said road at or near the residence of Steve Bollock, formerly George Hoover's farm, in Clearfield County aforesaid, will meet at the dwelling-house of Steve Bollock in said Township of Graham on Monday, the 15th day of August, A. D. 1927 at eleven (11:00) 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 on Friday, the 19th day of August, A. D. 1927 at ten (10:00) o'clock A. M., or as soon thereafter as counsel can be heard, at which time and place all parties interested may attend and be heard.

John Scallion  
Harry Reese  
George Weber  
Viewers

Dated, August 1st, 1927.

CLEARFIELD COUNTY, SS:

Now, this 4th day of August, A. D. 1927, service of the above Notice is accepted for the Commissioners of Clearfield County.

L. C. Morris  
Clerk

To: J. C. Hubler, Fred Coble and L. L. Nearhood, Supervisors of  
Graham Township, Clearfield County, Pennsylvania:-

You are hereby notified that the undersigned viewers,  
appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania,  
in re: No. 6, May Sessions, 1927, to view and vacate a certain public road  
in Graham Township leading from Grahamton to Bald Hill: that portion of said  
road leading from Grahamton to a point of said road at or near the residence  
of John Graham, in Clearfield County aforesaid, will meet at the dwelling-  
house of John Graham in said Township of Graham on Tuesday, the 16th day of  
August, A. D. 1927 at eleven (11:00) 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 on Friday, the 19th day of August, A. D. 1927 at ten  
(10:00) o'clock A. M., or as soon thereafter as counsel can be heard, at  
which time and place all parties interested may attend and be heard.

John S. Collins  
Harry Reese  
George Weber  
Viewers

Dated, August 1st, 1927.

Clearfield County, SS:-

Now, this 1st day of August, A. D. 1927, service of the  
above Notice is accepted for the Supervisors of Graham Township, Clearfield  
County.

Attest J. C. Hubler

1 Fred Coble  
2 L. L. Nearhood  
3 \_\_\_\_\_

To: J. C. Hubler, Fred Coble and L. L. Nearhood, Supervisors of  
Graham Township, Clearfield County, Pennsylvania:-

You are hereby notified that the undersigned viewers,  
appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania,  
in re: No. 6, May Sessions, 1927, to view and vacate a certain public road in  
Graham Township beginning at a point on the top, road leading from Deer Creek  
road to Kylertown and ending at the George Hoover farm: that portion of said  
road at or near the residence of Steve Bollock, formerly George Hoover's farm,  
in Clearfield County aforesaid, will meet at the dwelling-house of Steve  
Bollock in said Township of Graham on Monday, the 15th day of August, A. D.  
1927 at eleven (11:00) 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 Clear-  
field on Friday, the 19th day of August, A. D. 1927 at ten (10:00) o'clock  
A. M., or as soon thereafter as counsel can be heard, at which time and place  
all parties interested may attend and be heard.

John Collins  
Harry Reese  
George Weber  
Viewers

Dated, August 1st, 1927.

CLEARFIELD COUNTY, SS:

Now, this 5 day of August, A. D. 1927, service of the  
above Notice is accepted for the Supervisors of Graham Township, Clearfield  
County.

1 Fred Coble  
2 L. L. Nearhood  
3 \_\_\_\_\_

W. A. Hagerty, Esq., Attorney for Petitioners:-

You are hereby notified that the undersigned viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, in re: No. 6, May Sessions, 1927, to view and vacate a certain public road in Graham Township leading from Grahamton to Bald Hill: that portion of said road leading from Grahamton to a point of said road at or near the residence of John Graham, in Clearfield County aforesaid, will meet at the dwelling-house of John Graham in said Township of Graham on Tuesday, the 16th day of August, A. D. 1927 at eleven (11:00) 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 on Friday, the 19th day of August, A. D. 1927 at ten (10:00) o'clock A. M., or as soon thereafter as counsel can be heard, at which time and place all parties interested may attend and be heard.

John Scallion  
Harry Reese  
George Weber  
Viewers

Dated, August 1st, 1927.

*John Scallion  
Attorney  
for Petitioners*

No. 6 May Term 19 27

**ORDER TO VACATE**

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.

Viewers 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
H.A.Reese	5	110	\$45.00
George K.Weber	3	229	53.95
John Scollins	4	106	35.80
Latimer Lansberry	1	14	2.84
J.A.Bock	1	14	2.84
W.C.Rubler	1	14	2.84
Cecil Coble	1	14	2.84
Fred Coble	1	14	2.84

Now May Sessions 19 27

read and confirmed Ni. Si.

By the Court.

*A. Mohr*  
Sessions 19 27

Now May Sessions 19 27  
confirmed absolute.

By the Court.

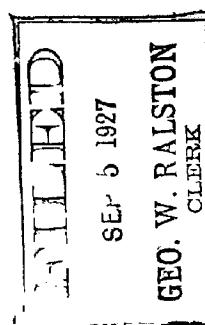
*A. Mohr*  
P. 1

Filed 19

Atty,

Fees \$1.25 paid by

W. A. Hagertry. Atty.



The Second Thereof: Beginning (the centre line thereof) at a post on line of the property of John Graham, on the Road leading to Bald Hill: thence South 6 degrees East, 205 feet to a post; thence South 3 $\frac{1}{2}$  degrees West, 432 feet; thence South 10 degrees East, 75 feet; thence South 1 degree East, 128 feet; thence South 13 degrees East, 142 feet; thence South 11 degrees East, 301 feet; thence South 2 degrees West, 191 feet; thence South 18 degrees West, 142 feet; thence South 39 degrees West, 300 feet; thence South 10 $\frac{1}{2}$  degrees West, 214 feet; thence South 21 degrees East, 217 feet to post at intersection of the road leading to Dale's; thence South 78 degrees West, along said Road, 261 feet, ending at post on division line between Bradford and Graham Townships; and commencing again at the aforesaid intersection of the public road leading to Dale's: thence continuing South 60 degrees East, 124 feet; thence South 36 degrees East, 242 feet; thence South 61 degrees East, 202 feet, and ending at the intersection with the Roads leading to Kylertown and to Bigler; which said Road is inconvenient, burdensome and dangerous for public travel, having become impassable and unnecessary, through dis-use, for the Township of Graham to maintain.

Neither of the aforesaid pieces of road are of use to the traveling public, traversing barren and unimproved lands, with no families living along the courses thereof in said Township, or public interests to be served thereby; and are therefore recommended for vacation.

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.

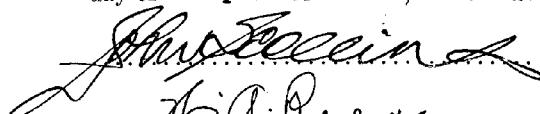
The undersigned Viewers further report that they endeavored to procure from all parties affected by the vacation of said road, or over whose properties said road passes, or in any way damaged by the vacation of said road, a release in writing of all claims to damages that may arise from the vacation thereof, and that they procured such release from:

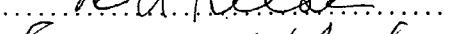
And that the following persons having, in the opinion of the Viewers, been damaged by the vacation of said road, and having refused to release the damages to which they may be respectively entitled to by reason of the vacation, and closing up of the said road, we, the undersigned Viewers, after having considered the advantages to be derived to them, do assess them damages and make report thereof, as follows:

**No damages assessed, or claimed.**

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

Witness our hands and seals this 2nd day of September, A. D. 1927

 [SEAL.]  
John B. Ziegler

 [SEAL.]  
H. A. Reese

 [SEAL.]  
George K. Weber

Viewers.

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 Graham, 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 15th & 16th day of August, A. D. 1927 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 19th day of August A. D., 1927, at 10 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 "The First Thereof": Steve Ballog and Fred Coble, Supervisor; and "The Second Thereof": J.A. Bock and Fred Coble, Supervisors of Graham Township, E. B. Hubler and Rowland Graham,

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 19th day of August, A. D. 1927, when the parties interested in the said road were in attendance: W.A. Hagerty, Esq., for petitioners: John W. Graham, Rowland Graham, H. F. Graham, Latimer Lansberry, J.A. Bock, Supervisor, W.C. Hubler and Cecil Coble; all of whom were produced, sworn, examined and cross-examined by Counsel and your Board.

And that after the view and hearing above mentioned, the undersigned Viewers do agree that said road ~~has~~ has become useless, inconvenient and burdensome, to wit:

The First Thereof: Beginning at the line dividing Graham and Cooper Townships, corner of Steve Ballog Farm and T.H. Forcey Estate, near the intersection of this Road with the Kylertown-Rolling Stone road: thence South 87 degrees West, 301 feet; thence South 71 $\frac{1}{2}$  degrees West, 250 feet; thence South 63 $\frac{1}{2}$  degrees West, 479 feet; thence South 73 $\frac{1}{2}$  degrees West, 300 feet; thence South 76 degrees West, 520 feet; thence South 78 degrees West, 170 feet; thence West, 300 feet; thence North 60 $\frac{1}{2}$  degrees West, 301 feet; thence North 70 $\frac{1}{2}$  degrees West, 490 feet; thence North 58 degrees West, 160 feet; thence North 38 $\frac{1}{2}$  degrees West, 185 feet; thence North 76 degrees West, across Alder Run, 234 feet; thence North 65 degrees West, 78 feet; thence South 1 $\frac{1}{2}$  degrees East, 290 feet; thence South 22 degrees West, 109 feet; thence South 39 $\frac{1}{4}$  degrees West, 290 feet; thence South 57 degrees West, 183 feet; thence South 45 degrees West, 249 feet; thence South 60 degrees West, 152 feet; thence South 62 degrees West, 104 feet; thence North 63 degrees West, 125 feet; thence North 56 degrees West, 166 feet; thence North 53 degrees West, 205 feet; thence North 61 degrees West, 300 feet; thence North 52 degrees West, 185 feet; thence North 64 degrees West, 240 feet; thence North 47 degrees West, 97 feet; thence North 51 degrees West, along the Amos Hubler Estate, 186 feet; thence North 29 degrees West, thereon, 300 feet; thence North 35 degrees West, 153 feet; thence North 63 degrees West, 300 feet; and thence North 81 $\frac{1}{2}$  degrees West, 382 feet to a post and ending at private road leading to Mrs. Frazier's. Said Road is narrow, of excessively steep grades, with dangerous unguarded embankments, unkept, and unnecessary for public travel; and therefore recommended for vacation.

9 - ~~11~~ AM - Reg. 10

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 30<sup>th</sup> day of April in the year of our Lord, one thousand nine hundred and twenty seven

A. R. CHASE

By the Honorable ~~Stephen~~ ~~John~~ Bell, President Judge of the said Court: Upon the petition of sundry inhabitants of the Township of Graham, in the County aforesaid setting forth that . . . . .  
~~Two pieces of public road in Graham Twp have become useless and burdensome~~  
~~The First Thereof: Beginning at a point on the Twp. road leading from Deer Creek road to Kylertown and ending at the George Hoover farm. That they desire to vacate that portion of said road at or near the residence of Steve Bollock, formerly George Hoover's farm.~~  
~~The Second Thereof: leading from Grahamton to Bald Hill. they desire to vacate that portion of said road leading from Grahamton to a point of said road at or near the residence of John Graham~~

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, Esq., Harry Reese 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. Palstone*  
Clerk.