

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 ^{18th} ~~24~~th 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 Grahmtown to Bald Hill, from Grahmtown to a point at or near the residence of John Graham.

W. A. Hagerty
Attorney for Graham Township

We hereby accept service of said notice.

Fred Bollock

James Bock
Supervisor.

Service accepted for Clearfield County
County Commissioners
Per. L. C. Norris,
Clerk

FILED
APR 1927
GEO. W. BALSTON
CLERK

KNOW ALL MEN BY THESE PRESENTS that we,

Latimer Lansberg and *Walter Huber* 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 ourselves, 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.

Latimer Lansberg (SEAL)

Walter Huber (SEAL)

File
Vacation of Road
in
Indian Township

FILED
APR 1927
GEO. W. RAISTON
CLERK

Shanty

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 burdensome 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.

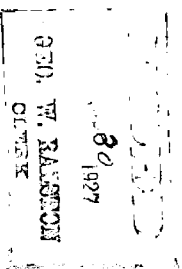
THE SECOND THEREOF: leading from Grampton to Bald Hill. They desire to vacate that portion of said road leading from Grampton to a point of said road at or near the residence of John Graham.

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 Coble</u>	*****	<u>Walter Hubler</u>
<u>James Bock</u>	*****	<u>Isaac Wase</u>
<u>Hezekiah Smeal</u>	*****	<u>Cecil Coble</u>
<u>A. C. Hummel</u>	*****	<u>John Case</u>
<u>A. M. Enright</u>	*****	<u>Charles Hubler</u>
<u>Thomas Drunkle</u>	*****	<u>Henry Evans</u>
<u>E. K. Turner</u>	*****	<u>W. C. Hubler</u>
<u>Thos. G. Shindel</u>	*****	<u>Wallace Hubler</u>
<u>Lafayette Lonsing</u>	*****	<u>B. F. Hyles</u>
<u>William Evans</u>	*****	<u>H. B. Smeal</u>

6 May 22 1927

Belum known and
in garden known



Now, April 18th, 1927

for letters 18th,
Harry Rice, and
George Weir, and
affiliated members
to men & girls.

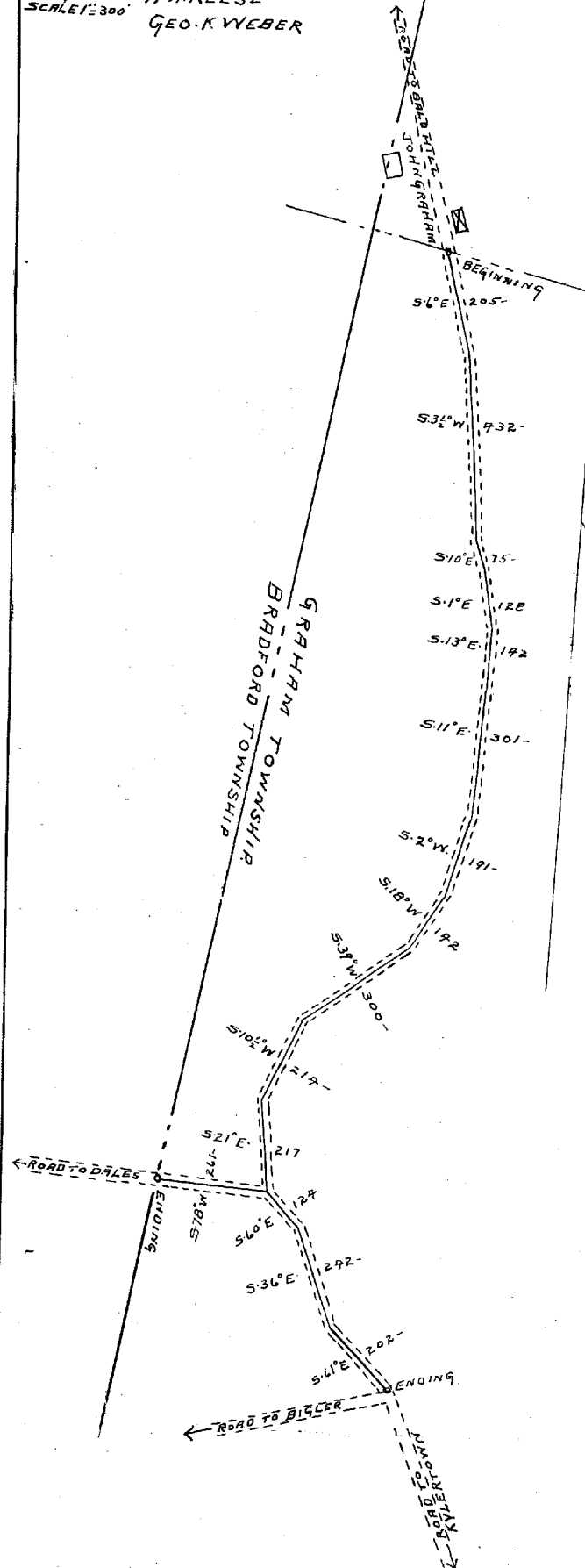
By the court

W. Ransom.

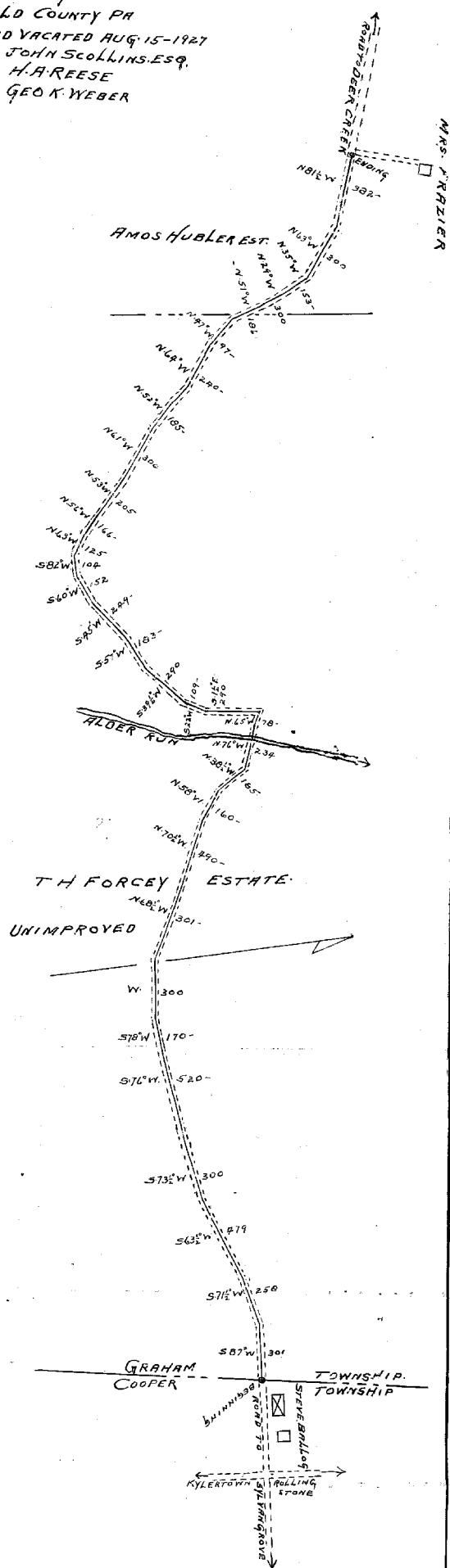
St. W. Ransom

PUBLIC ROAD IN GRAHAM TOWNSHIP.
 CLEARFIELD COUNTY PA.
 VIEWED AND VACATED AUG. 16-1927
 BY JOHN SCOLLINS ESQ
 H. A. REESE
 GEO. K. VEEBER

SCALE 1"=300'



SCALE 1"=500'



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

L. C. Norris
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.

Orin Scollins
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. Norris
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.

Phyllis Collins
Harry Reese
George Weber
Viewers

Dated, August 1st, 1927.

Clearfield County, SS:-

Now, this 5th 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 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 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.

Chris 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 Ballin
Harry Reese
George Weber
Viewers

Dated, August 4th, 1927.

Serve copies for Superior
Graham Sup.
W. A. Hagerty
Att. for Superior

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
H.A. Reese	5	110	\$43.00
George K. Weber	3	229	33.95
John Scollins	4	106	35.80
Latimer Lansberry	1	14	2.84
J.A. Bock	1	14	2.84
W.C. Hubler	1	14	2.84
Cecil Coble	1	14	2.84
Fred Coble	1	14	2.84

No. 6 May Term 19 27

ORDER TO VACATE

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

Now filed Sessions 19 27
read and confirmed Ni. Si.

By the Court.

Now filed Sessions 19 27
confirmed absolute.

By the Court.

Filed 19

Atty.

Fees \$1.25 paid by

W.A. Hagerty. Atty.

FILED

SEP 5 1927

GEO. W. RALSTON
CLERK

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

John Steiner [SEAL]
H. A. Reese [SEAL]
George K. Weber [SEAL]
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 days of **August**, A. D. 19 **27** 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., 19 **27**, 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 Whereof": Steve Ballog and Fred Coble, Supervisor; and "The Second Whereof": 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. 19 **27**, 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 Lensberry, 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~~ ^{ve}, become useless, inconvenient and burdensome, to wit:

The First Whereof: 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 71½ degrees West, 250 feet; thence South 63½ degrees West, 479 feet; thence South 73½ degrees West, 300 feet; thence South 76 degrees West, 520 feet; thence South 78 degrees West, 170 feet; thence West, 300 feet; thence North 68½ degrees West, 301 feet; thence North 70½ degrees West, 490 feet; thence North 58 degrees West, 160 feet; thence North 38½ degrees West, 185 feet; thence North 76 degrees West, across Alder Run, 234 feet; thence North 65 degrees West, 78 feet; thence South 1½ degrees East, 290 feet; thence South 22 degrees West, 109 feet; thence South 39½ 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 82 degrees West, 104 feet; thence North 63 degrees West, 128 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 81½ 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.

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

A. R. CHASE
By the Honorable ~~Singleton 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. H. Ralston
Clerk.