

Road

DOCKET No. 6

Number	Term	Year
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12

Sept ss 1927

Petition to vacate road in

Bloom Twp

Versus

X

FRANK HUTTON
GEO. K. WEBER
J. E. RHY
VIEWERS

Center of Bridge is 1/4 mile from Penn & Bloom Twp.
DATED AUGUST 29, 1927.

TOTAL DISTANCE - 4157 FEET.

McBRIDE'S, OR WM. THOMAS'.

LEADING FROM THE OLD PIKE TO FRANK

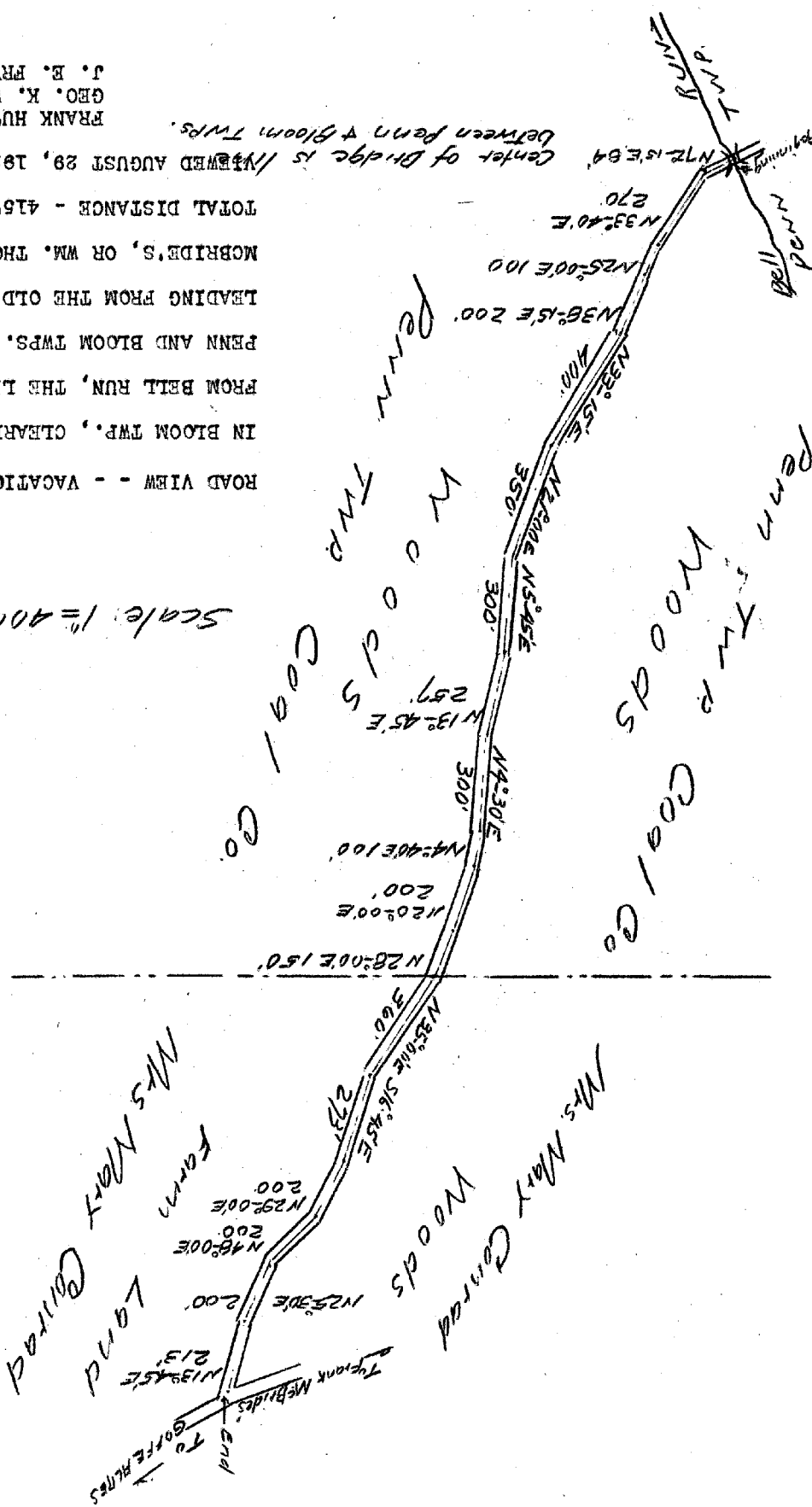
PENN AND BLOOM TWP., TO A ROAD

FROM BELL RUN, THE LINE BETWEEN

IN BLOOM TWP., CLEARFIELD CO., PA.

ROAD VIEW - - - VACATION

Scale 1" = 400'



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 Bell Run, being the line between the Townships of Bloom and Penn, and extending thence to a point where said road is intersected by a road leading from the old Pike to the residence of William Thomas. Said road thence extends into Penn Township from the Bloom - Pike Township line to a cross road near the residence of Thomas McCartney in Penn Township, will meet at the cross roads near the residence of Thomas McCartney, in Penn Township, on Monday the 29th day of August 1927 at 9:30 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 Wednesday the 31st day of August, 1927 at 9 O'clock A.M. when and where all interested parties may attend and be heard.

DuBois, Pa. Aug. 16th 1927.

Frank Shultz
E. J. Fry
Geo. K. Leaber
Viewers.

Now, Aug. 17, 1927 service of the above notice is accepted for the Commissioners of Clearfield County.

H. C. Norris, Clerk

To THE SUPERVISORS OF BLOOM TOWNSHIP ROAD DISTRICT.

You and each of you are hereby notified that the undersigned Viewers appointed by the Court of Quarter Sessions of the County of Clearfield and State of Pennsylvania to view for Vacation a road leading from Bell Run, being the line between the Townships of BLOOM and PENN, and extending to a point where said road is intersected by a road leading from the old Pike to the residence of William Thomas. Said road extends into Penn Township from the BLOOM - PIKE Township line to a cross road near the residence of Thomas McCartney in Penn Township, will meet at the cross roads near the residence of Thomas McCartney in Penn Township on Monday the 29th day of August 1927 at 9:30 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, on Wednesday the 31st day of August 1927 at nine o'clock A.M. when and where all parties interested may attend and be heard.

DuBois, Pa. Aug. 16th 1927.

Frank Sullivan
J. E. Fry
Geo. K. Lueber
Viewers.

Now, Aug. 1927 service of the above notice is accepted for the the Supervisors of Bloom Township Road District.

Archie Smith
Attn Bloom Twp

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 15th day of August in the year of our Lord, one thousand nine hundred and twenty seven

A. R. CHASE
By the Honorable ~~Singleton~~ President Judge of the said Court: Upon the petition of ~~and~~
Supervisors
inhabitants of the Township of Bloom, in the County aforesaid setting forth that

in the said Twp. of Bloom there is a certain public road which begins at Bell Run, being the line between the Twp of Bloom and the Twp of Penn, and extends to a point where said road is intersected by a road leading from the old pike to the residence of William Thomas. Said road extends into Penn Twp. from the Bloom - Pike Twp. line to a cross road near the residence of Thomas McCartney in the said Twp of Penn, said road being approximately one mile long.

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. Frye and

George 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. 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 BLOOM, 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

29th 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 31st day of August A. D., 1927, 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 Clifton Thomas and Paul Hatzfeld, Supervisors of Bloom 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 31st day of August, A. D. 1927, when the parties interested in the said road were in attendance: E. L. Platt, Esq. of Arnold and Platt Attys for Bloom Twp., Road District, Clifton Thomas and Paul Hartzfeld, Supervisors for Bloom Twp and petitioners in this proceeding

And that after the view and hearing above mentioned, the undersigned Viewers do agree that said road has become useless, inconvenient and burdensome. We find that the road in Bloom Township shows no evidence whatever of user, or that it has been used for years, it runs through wood land except some 1200 feet through lands of Mrs Mary Conrad, one side of the road through her lands was once cleared and farmed, but gives no indications at present time of being tilled at all, it is occupied at present by a tenant, who we are informed has been on the farm during the present summer and will vacate before winter.

This farm will still have a public road running along its line and leading from William Thomas farm to State highway which it intersects near what is now known as "Goffe Acres" about three fourths of a mile.

The road asked to be vacated runs through low spouty land, the viewers can see no present public need for it and recommend that it be vacated.

Reference is made to our report filed in No 13 Sept. term 1927 which road is a continuance into Penn Twp., and reference is there made to a Bridge across Bell Run.

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 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 be assessed.

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

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

Frank H. [unclear] [SEAL.]

J. E. Fay [SEAL.]

George K. Weber [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
See No. 13 Sept 4			

No. 12 Sept Term 19 27

ORDER TO VACATE

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

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

By the Court
Now rec Sessions 19 27 p. l.
confirmed absolute.

By the Court.

Althaus
P. J.

Filed . 19

Atty, _____

Fees \$1.25 paid by *Ca*

Arnold & Platt, Attorneys,

