

DOCKET No.

Number	Term	Year
5	Feb	ss 1928

Petition to vacate and supply road
in Greenwood, Twp

Versus

+



PUBLIC ROAD IN GREENWOOD TOWNSHIP.
CLEARFIELD COUNTY PA.
VIEWED AND VACATED FEB. 9-1928
BY JOHN SCOLLINS ESQ.
H.A. REESE
GEO. K. WEBER.
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, to No. 5, February Sessions, 1928, to view and vacate that part of the public road long since laid out in the Township of Greenwood beginning at a point on the State Highway Route No. 6 near the residence of T. B. Gould and ending at a point on the public road at Johnsonville, leading to Walltown, and to supply a road from a point on said State Highway near Walker Miles to a point on the public road leading to the "Johnson Hill", and thus discontinue the maintenance of a wooden bridge across Bell Run, in Greenwood Township, in the County aforesaid, will meet at the residence of T. B. Gould in said Township on Thursday, the 9th day of February, A. D. 1928, at ten (10:00) 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 10th day of February, A. D. 1928 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
George A. Weber
Harry Reese
Viewers

Dated, January 24th, 1928.

Clearfield County, SS:

Now, this 21 day of January, A. D. 1928, service of the above Notice is accepted for the Commissioners of Clearfield County.

L. C. Morris
Clerk

To: D. F. Bell, J. H. Redden, and Garry Johnson, Supervisors of
Greenwood Township, Clearfield County, Pennsylvania:-

You are hereby notified that the undersigned viewers,
appointed by the Court of Quarter Sessions of Clearfield County, to
No. 5, February Sessions, 1928, to view and vacate that part of the
public road long since laid out in the Township of Greenwood beginning
at a point on the State Highway Route No. 6 near the residence of T. B.
Gould and ending at a point on the public road at Johnsonville, leading
to Walltown, and to supply a road from a point on said State Highway
near Walker Miles to a point on the public road leading to the "Johnson
Hill", and thus discontinue the maintenance of a wooden bridge across
Bell Run, in Greenwood Township, in the County aforesaid, will meet at
the residence of T. B. Gould in said Township on Thursday, the 9th
day of February, A. D. 1928, at ten 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 Arbitra-
tion Room in the Court House in Clearfield on Friday, the 10th day of
February, A. D. 1928 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
Garry Reese
George S. Weber
Viewers

Dated, January 24th, 1928.

Clearfield County, SS:

Now, this 31st day of January, A. D. 1928, service
of the above Notice is accepted for the Supervisors of Greenwood
Township.

D. F. Bell
Martin Passmore
Garry Johnson

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 **12th** day of **January** in the year of our Lord, one
thousand nine hundred and **twenty eight**

A. R. CHASE

By the Honorable ~~Shyler B.~~ **Shyler B.**, President Judge of the said Court: Upon the petition of sundry
inhabitants of the Township of **Greenwood**, in the County aforesaid setting forth that
that part of the public road long since laid out in said township beginning
at a point on the State Highway Route No. 6 near the residence of T. B. Gould
and ending at a point on the public road at Johnsonville, leading to Walltown
has become useless, inconvenient and burdensome, and to supply a road from a point
point on said State Highway near Walker Miles to a point on the public road
leading to the "Johnson Hill" and thus discontinue the maintenance of a
wooden bridge across Bell Run.

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 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 appoint-
ment, 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 trans-
mit 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 Greenwood, 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

9th day of February, A. D. 19 28 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 10th day of February A. D., 19 28, at ten 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: Hon. G. W. Bell, D. F. Bell, Garry Johnson, J. H. Redden and Martin Passmore, Supervisors of Greenwood Township; Thomas Gouldthread, T. B. Gould and Lewis Haines,

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 10th day of February, A. D. 1928, when the parties interested in the said road were in attendance: Geo. R. Bigler, Esq., Attorney for petitioners; D. F. Bell, Garry Johnson, Martin Passmore, Supervisors.

And that after the view and hearing above mentioned, the undersigned Viewers do agree that said road has become useless, inconvenient and burdensome, to wit: Beginning at a post on the East side of State Highway Route No. 6, leading from Mahaffey to Grampian (near the residence of T. B. Gould, in the Township of Greenwood aforesaid); thence North 19 degrees East 300 feet to post; thence North 8 degrees East 300 feet to post; thence North 11 degrees West 430 feet to post on State Highway aforesaid; thence from a post on the West side of said State Highway (near the property of T. W. Gouldthread), North 17½ degrees West 150 feet to post; thence North 2½ degrees West 150 feet to post; thence North 20 degrees East 300 feet to post; thence North 33 degrees East 288 feet to post on State Highway aforesaid; thence from a post 204 feet East, North 42 degrees East 1100 feet to post; thence North 22 degrees East 338 feet to post near Johnsonville School-house; and thence North 56 degrees East 433 feet and ending at intersection with Road leading from Sherman Thomas property to Walltown.

That the petitioners, in view of the convenience and use by the public and persons living along the route of the public road leading to the "Johnson Hill" and their remonstrance against the vacation of that portion, the continued maintenance of which requires the up-keep of a wooden bridge across Bell Run, withdraw at this time their application for its vacation and the supply of a road from a point on State Highway

Route No. 6 near the Walker Miles property to the "Johnson Hill" road aforesaid; and all interested parties agreeing thereto, your Board concurs therein.

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

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

Witness our hands and seals this 10th day of February, A. D. 19 28.

John Collins [SEAL]

H. A. Reese [SEAL]

George K. Heber [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
H. A. Reese	2	-	15.00
John Seelman	2	-	15.00

No. 5 Feb Term 19 28

ORDER TO VACATE

To view and vacate/road^{and supply} situate in the Township of Greenwood Clearfield County.

Now May Sessions 19 28 read and confirmed Ni. Si.

By the Court.
Seph
Now Sessions 1928 confirmed absolute.

By the Court.

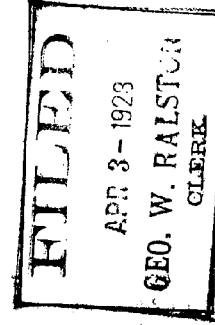
APR 3 - 1923
P. J.

Filed 19

Atty.

Fees \$1.25 paid by

Geo. R. Bigler. Atty.



KNOW ALL MEN BY THESE PRESENTS, That we,

are held and firmly bound unto the County of Clearfield, Pennsylvania, in the sum of Fifty (\$50) Dollars, lawful money of the United States of America, to be paid to the said County of Clearfield, its certain Attorney, its successors or assigns; to which payment well and truly to be made we do jointly and severally bind ourselves, our heirs, executors and administrators, firmly by these presents. Sealed with our seals and dated the *28th* day of December, 1927.

WHEREAS, a petition has been presented by citizens of Greenwood Township, County and State aforesaid, to the Court of Quarter Sessions, Clearfield County, Pennsylvania, to February sessions, 1928, asking for the appointment of Viewers, to view and vacate a certain portion of the Township Road, beginning at a point on the State Highway, Route No. 6, near the residence of T. B. Gould and ending at a point at the public road at Johnsonville; and to supply a road from a point on the State Highway near Walker Miles to a point at the public road leading to the Johnson Hill.

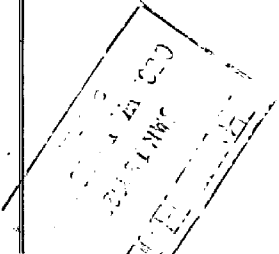
NOW THE CONDITION OF THIS OBLIGATION IS SUCH, That if the report of the Viewers in said proceeding should not be favorable to said petitioners, then and in such case the Obligors herein will save, indemnify and keep harmless the said County of Clearfield of and from all costs that may accrue in said proceeding, without any fraud or further delay, then the above obligation to be void or else to be and remain in full force and virtue.

Harry Johnson (SEAL)

(SEAL)

(SEAL)
D. F. Bell (SEAL)

Lap over margin

No. 574 in less. 1928	
Back	
	

KUNZ BROS., CLEARFIELD, PA.

TO THE HONORABLE JUDGE OF THE COURT OF QUARTER SESSIONS OF
CLEARFIELD COUNTY:

The petition of the undersigned inhabitants of the
Township of Greenwood, in the County aforesaid, respectfully
requests:

That that part of the public road long since laid
out in said Township beginning at a point on the State Highway
Route No. 6 near the residence of T. B. Gould, and
ending at a point on the public road at Johnsonville, leading
to Walltown has become useless, inconvenient and burdensome.
Your petitioners therefor pray the Court to inquire of and
vacate said road, and to supply a road from a point on said
State Highway near ^{Walken Miles} ~~T. B. Gould~~'s to a point on the public
road leading to the "Johnson Hill" and thus discontinue the
maintenance of a wooden bridge across Bell Run.

And for said purpose to appoint three persons
qualified according to law to view said roads and inquire of
the premises and make return of their proceedings at the
next term of this Court.

And F. Bell	G. W. Bell
Earl Bell	E. E. Ridden
E. E. Hoover	Geo M. Bell
Louisa Bell	Clayton Overling
Ward. Gouldthead	J. Ace. Johnson
J. S. Gardner	

D. F. Bell	John. W. Cross.
Howard Bell	L. K. Johnson
B. W. Wiley	L. G. Bell
J. F. Mitchell	F. B. Johnston
L. W. Rosh	W. T. Johnston
Leedell Johnston	J. M. Johnston
Ord. b. Mott	A. T. Bell
J. R. Dickey	Wade J. Bell
I. J. Bell	Mrs. A. A. Bell
John Spanogle	Martin Basswood
Mamie Bell	
S. W. Gould Thread	
Norman Shaffer	

Now Recunder 14th 1927,
 Dec. 14 " 1927
 Decree accepted for County Commissioner
 H. E. Morris Clerk.

No. 5. For No. 1426	Petition to locate and supply Public Road	by Woodward, J. M. & Co.	Now Dec 12 th 1927 John Collins & Co. Harry Rose and George L. W. W. and affiliated men and report by the court H. E. Morris J. M. & Co.	J. M. & Co.
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400 Bay City