

Road

DOCKET No. ⁶.....

Number	Term	Year
7	Sept ss 1929	

Petition to vacate road in

Bell Twp.

Versus

.....
.....
.....

X

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

Honorable A. R. Chase, President Judge of said Court.

The petition of the undersigned who are residents and tax payers of Bell Township, Clearfield County, Pennsylvania respectfully represents:

That there is now existing in said Township an old public road a portion of which is practically useless and which imposes an unnecessary burden upon the Township and in the opinion of your petitioners should be vacated.

The road which it is desired to vacate is substantially described as follows: Starting at a point in the Frank Frampton farm road close to the buildings on the farm, now owned by Weber, and ending at a point at the line of the George Miller farm a distance of about 1/2 mile. Further description of said road may be attached hereto.

The petitioners pray that the said road be vacated and that viewers be appointed to act as required by law and report to the Court.

And they will ever pray.

G. F. Davidson

J. W. Davidson

H. M. Davidson

Mack Davidson

E. L. Haister

John Beatty

W. Foster 150-44

J. C. Hoch

Chas. S. Bietz

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

Honorable A. R. Chase, President Judge of said Court.

The petition of the undersigned who are residents and tax payers of Bell Township, Clearfield County, Pennsylvania respectfully represents:

That there is now existing in said Township an old public road a portion of which is practically useless and which imposes an unnecessary burden upon the Township and in the opinion of your petitioners should be vacated.

The road which it is desired to vacate is substantially described as follows: Starting at a point in the Frank Frampton farm road close to the buildings on the farm, now owned by Weber, and ending at a point at the line of the George Miller farm a distance of about 1/2 mile. Further description of said road may be attached hereto.

The petitioners pray that the said road be vacated and that viewers be appointed to act as required by law and report to the Court.

And they will ever pray.

E. F. Davidson

H. C. Bock

J. W. Davidson

H. M. Davidson

W. G. Davidson

E. L. Haister

John R. Smith

C. Foster Beale

Chas. S. Brey

CLEARFIELD COUNTY: SS

being sworn according to law
deposes and says that he is one of the supervisors of the
Township of Bell and that the facts stated in the above
petition are true and that in the opinion of the Board
of Supervisors the road so asked to be vacated is unnecessary
for public use and is a burden and source of danger to the
Township of Bell.

Sworn and subscribed to
before me this Third
August
day of ~~July~~ A. D. 1929.

B. H. Shaffer,
Jack Byers
Supervisors

B. H. Bell Justice of Peace

B. H. BELL, JUSTICE OF THE PEACE
Mahaffey, Clearfield, Co., Pa.
My Commission Expires 1st Nov. in 1934

Mo 7 Sept 22, 1929

In re
Lodging on 8th

Now August 5th, 1929
Carl P. Schaefer, Harry Reue,
and Pack members,
am appointed commissioners
to proceed on ~~directly~~ law
and report to ~~trust~~ at
September 1st.

By Reue cert
A. P. Schaefer
D. F.

BELL, BODDISON & FORSYTH
ATTORNEYS AT LAW
KURTZ BUILDING
CLEARFIELD, PA.

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 5th day of August in the year of our Lord, one thousand nine hundred and twenty nine

A. R. CHASE
By the Honorable ~~Kingston~~ ^{Kingston} R. Chase, President Judge of the said Court: Upon the petition of sundry inhabitants of the Township of Beil, in the County aforesaid setting forth that
old public road starting at a point in the Frank Frampton farm road close to the buildings on the farm, now owned by Weber, and ending at a point at the line of the George Miller farm a distance of about 1/2 mile.

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 Earl G. Boose, Esq., Harry Reese and

Jack Michaels 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 Bell, 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

22nd day of August, A. D. 1929, 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 26th day of August A. D., 1929, at 10.00 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 no person or

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 26th day of August,

A. D. 1929, when the parties interested in the said road were in attendance: No person appeared to urge or to oppose said vacation.

And that after the view and hearing above mentioned, the undersigned Viewers do agree that said road has , become useless, inconvenient and burdensome for the reason that there are no inhabitants living along said road and there appears to be no travel whatever on said road; it appearing to have been long since abandoned by the traveling public and is in part low and swampy, and in part of steep grade.

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 person appeared to ask any damage resulting from said vacation nor does it appear to the viewers that any person has or will suffer any tangible or ascertainable damage from such vacation and accordingly no damage was awarded.

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:

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

Witness our hands and seals this 31st day of August, A. D. 19 29

..... James B. Jones [SEAL.]

..... A. A. Reese [SEAL.]

..... J. S. Michael [SEAL.]
Viewers.

No. 7 Sept Term 19 29

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.

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.

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

Earl G. Boose	Days	Miles	Amt	Now left	Sessions 1929
Jack McMichael	1	4.5	9.75		read and confirmed Ni. Si.
Harry Reese	1	6.5	10.80	Now <u>here</u>	By the County Sessions 1929

confirmed absolute.

By the Court.

A. McNamee
A. McNamee

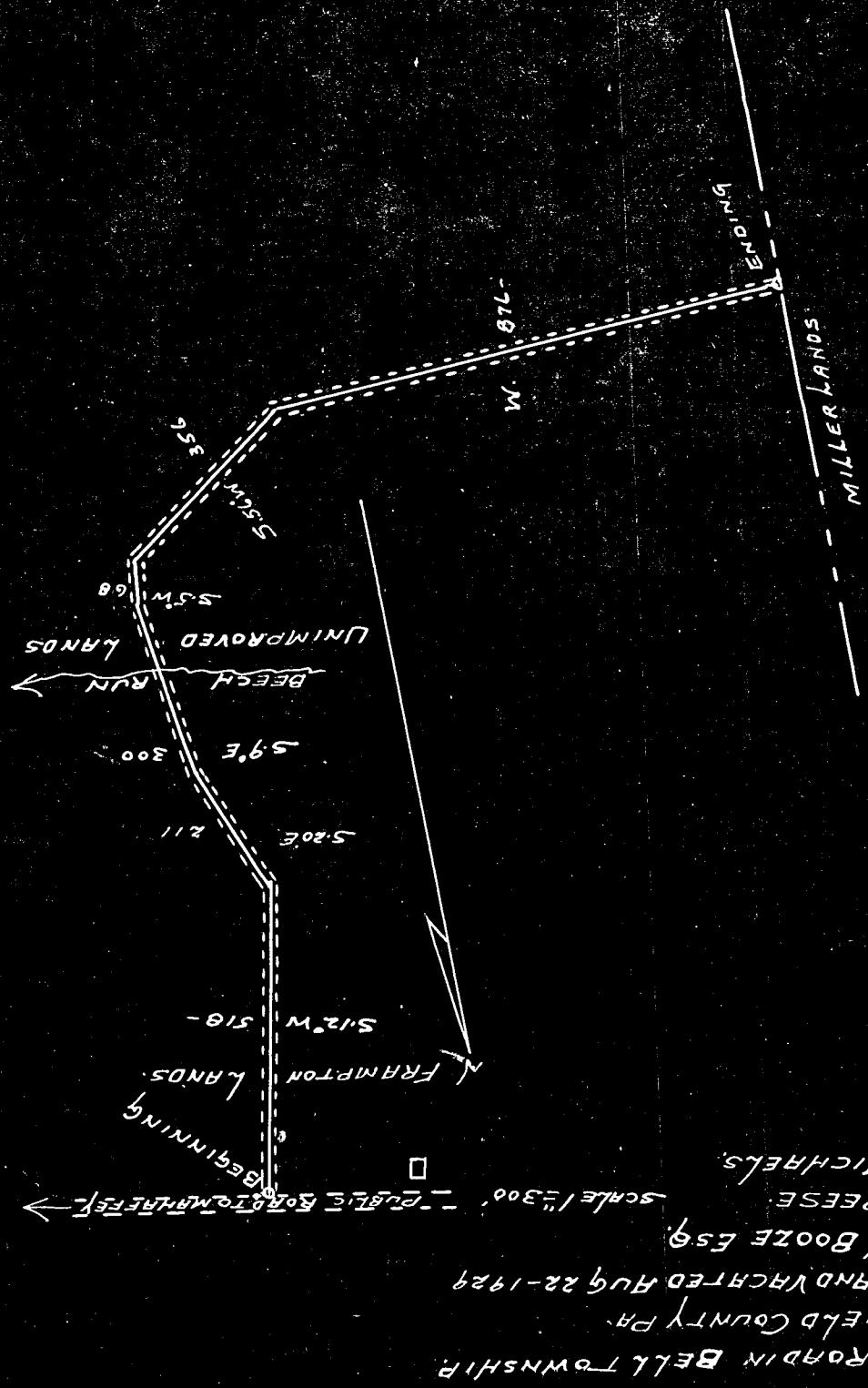
Filed 19

Atty, Bell & Bell

Fees \$1.25 paid by

FILED	SEP 2 - 1929	GEO. W. RALSTON
		CLERK

FILED	SEP 2 - 1929	GEO. W. RALSTON
		CLERK



IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY.

RE; Vacatior of Public Road : Notice of View and Public
In Bell Township. : hearing to Supervisors of
Of September Sessions, 1929 : Bell Township and Commissioners
No. 7. : of Clearfield County.
:

Please take notice that the undersigned have been appointed by the Court to view and Vacate a certain Public Road in Bell Township and to make return thereof to the Court on the first Monday of September, 1929. The said road proposed for vacation. The said road is described in the Order to view as follows; "An old public road starting at a point in the Frank Frampton farm road close to the buildings on the farm, now owned by Weber, and ending at a point at the line of the George Miller farm a distance of about 1/2 mile"

The Viewers will meet at the house of Frank Frampton in said Bell Township on THURSDAY, the 22nd day of August, 1929 at 11.00 o'clock, A. M. for purpose of said view and will hold the public hearing thereon required of the viewers by law, in the Arbitration Room of the Court House at Clearfield, Pa., on Monday, the 26th day of August, 1929 at 10.00 o'clock A. M., at which time and place you may appear and be heard if you wish.

VIEWERS

Reuben D. Sauer
Kerry Rees
Jack Michaels

Now, August 10th, 1929, service is accepted for the Supervisors of Bell Township.

Bill & Bell

Attorneys

So do, service is accepted for the Commissioners of Clearfield County.

L. C. Morris
Clerk

ROAD VIEWERS' NOTICE

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view and Vacate a certain Public Road leading from a point in the Frank Frampton farm road close to the buildings on the farm, now owned by Weber,

in Bell Township to- and ending at a point in line of the George Miller farm, a distance of about 1/2 mile,

in Bell Township, in the County aforesaid, will meet at the house of Frank Frampton

in Bell Township, on Thursday the twenty-second day of August A. D. 1929, at 11.00 o'clock A. M., to attend to the duty assigned them, of which

time and place aforesaid, all parties interested will take notice.

The public hearing by law required of the Viewers will be held in the Arbitration Room of the Court House at Clearfield, Pa., Monday August 26th, 1929, at 10.00 o'clock A. M.

Barry & Doop

Harry Russ

Jack Michaels

Viewers.