

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.

L. F. Davidson

J. W. Davidson

H. M. Davidson

Mack Davidson

E. L. Haider

John Heathy

Hester, 150 1/2

J. C. Hoch

Chas. S. Bie

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
H. C. Hoch
J. W. Davidson
H. M. Davidson
Maek Davidson
E. L. Haisher
Jacob R. R. R.
Walter Beck
Chas. S. Bietz

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* 3rd
August
day of ~~July~~ A. D. 1929.

B. H. Shaffer,
Jack Byers
Supervisor

B. H. Bell Justice of Peace

D. H. BELL, JUSTICE OF THE PEACE
Mahaffey, Clearfield Co., Pa.
My Commission Expires 1st Mon. in Aug. 1934

Ms 7 Sept 22 1929

THE
SOCIETY
OF
THE
CITY
OF
NEW
YORK

1
 2
 3
 4
 5
 6
 7
 8
 9
 10
 11
 12
 13
 14
 15
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25
 26
 27
 28
 29
 30
 31
 32
 33
 34
 35
 36
 37
 38
 39
 40
 41
 42
 43
 44
 45
 46
 47
 48
 49
 50
 51
 52
 53
 54
 55
 56
 57
 58
 59
 60
 61
 62
 63
 64
 65
 66
 67
 68
 69
 70
 71
 72
 73
 74
 75
 76
 77
 78
 79
 80
 81
 82
 83
 84
 85
 86
 87
 88
 89
 90
 91
 92
 93
 94
 95
 96
 97
 98
 99
 100
 101
 102
 103
 104
 105
 106
 107
 108
 109
 110
 111
 112
 113
 114
 115
 116
 117
 118
 119
 120
 121
 122
 123
 124
 125
 126
 127
 128
 129
 130
 131
 132
 133
 134
 135
 136
 137
 138
 139
 140
 141
 142
 143
 144
 145
 146
 147
 148
 149
 150
 151
 152
 153
 154
 155
 156
 157
 158
 159
 160
 161
 162
 163
 164
 165
 166
 167
 168
 169
 170
 171
 172
 173
 174
 175
 176
 177
 178
 179
 180
 181
 182
 183
 184
 185
 186
 187
 188
 189
 190
 191
 192
 193
 194
 195
 196
 197
 198
 199
 200
 201
 202
 203
 204
 205
 206
 207
 208
 209
 210
 211
 212
 213
 214
 215
 216
 217
 218
 219
 220
 221
 222
 223
 224
 225
 226
 227
 228
 229
 230
 231
 232
 233
 234
 235
 236
 237
 238
 239
 240
 241
 242
 243
 244
 245
 246
 247
 248
 249
 250
 251
 252
 253
 254
 255
 256
 257
 258
 259
 260
 261
 262
 263
 264
 265
 266
 267
 268
 269
 270
 271
 272
 273
 274
 275
 276
 277
 278
 279
 280
 281
 282
 283
 284
 285
 286
 287
 288
 289
 290
 291
 292
 293
 294
 295
 296
 297
 298
 299
 300
 301
 302
 303
 304
 305
 306
 307
 308
 309
 310
 311
 312
 313
 314
 315
 316
 317
 318
 319
 320
 321
 322
 323
 324
 325
 326
 327
 328
 329
 330
 331
 332
 333
 334
 335
 336
 337
 338
 339
 340
 341
 342
 343
 344
 345
 346
 347
 348
 349
 350
 351
 352
 353
 354
 355
 356
 357
 358
 359
 360
 361
 362
 363
 364
 365
 366
 367
 368
 369
 370
 371
 372
 373
 374
 375
 376
 377
 378
 379
 380
 381
 382
 383
 384
 385
 386
 387
 388
 389
 390
 391
 392
 393
 394
 395
 396
 397
 398
 399
 400
 401
 402
 403
 404
 405
 406
 407
 408
 409
 410
 411
 412
 413
 414
 415
 416
 417
 418
 419
 420
 421
 422
 423
 424
 425
 426
 427
 428
 429
 430
 431
 432
 433
 434
 435
 436
 437
 438
 439
 440
 441
 442
 443
 444
 445
 446
 447
 448
 449
 450
 451
 452
 453
 454
 455
 456
 457
 458
 459
 460
 461
 462
 463
 464
 465
 466
 467
 468
 469
 470
 471
 472
 473
 474
 475
 476
 477
 478
 479
 480
 481
 482
 483
 484
 485
 486
 487
 488
 489
 490
 491
 492
 493
 494
 495
 496
 497
 498
 499
 500
 501
 502
 503
 504
 505
 506
 507
 508
 509
 510
 511
 512
 513
 514
 515
 516
 517
 518
 519
 520
 521
 522
 523
 524
 525

New August 5th 1929
 Carl & Robert Henry Reine,
 and Jack medala
 am appointed success,
 to proceed on directly Carl
 and report to Court at
 September Term.

Paylee count
APL count
P. J.

BELL, BOULTON & 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

By the Honorable ~~Samuel Bell~~ ^{A. R. CHASE}, President Judge of the said Court: Upon the petition of sundry inhabitants of the Township of Bell, in the County aforesaid setting forth that ...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.

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 appoint 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. H. 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 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 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 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.]

..... *H. A. Reese* [SEAL.]

..... *J. S. Michael* [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
Earl G. Boose	2	68	18.40
Jack McMichaels	1	45	9.75
Harry Reese	1	65	10.80

No. 7 Sept Term 19 29

ORDER TO VACATE

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

Now *Left* Sessions 19 29
read and confirmed Ni. Si.

By the Court
Attest
Now *Recd* Sessions 19 29
confirmed absolute.

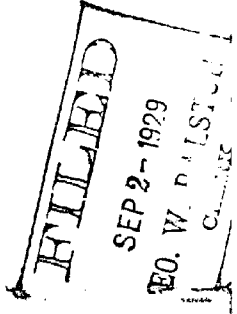
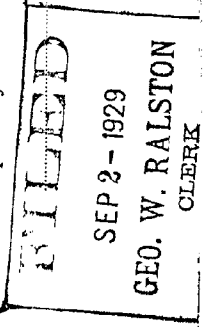
By the Court

Attest
P. J.

Filed 19

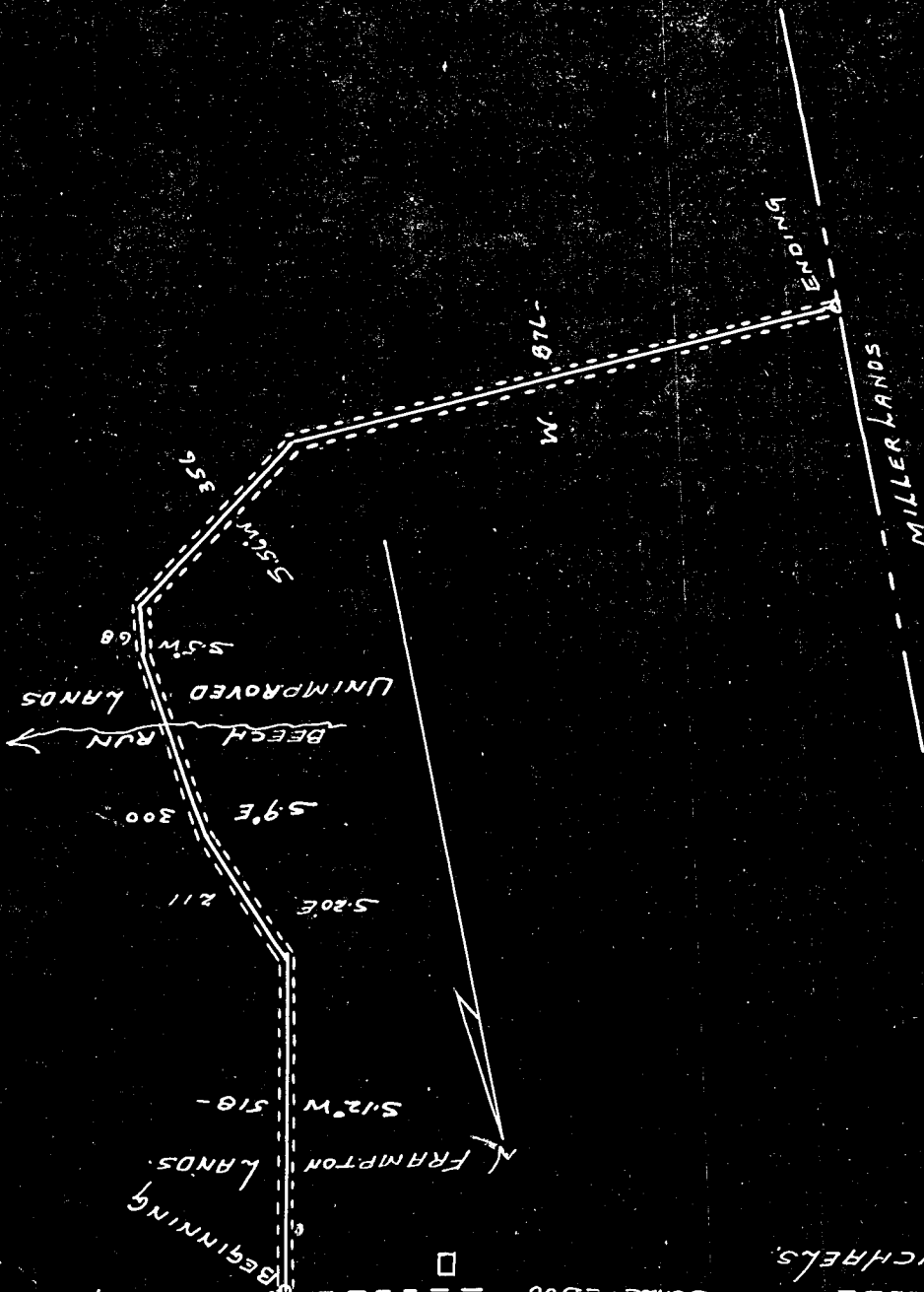
Atty, Bell & Bell

Fees \$1.25 paid by



PUBLIC ROAD IN BELL TOWNSHIP
 CLEARFIELD COUNTY PA.
 VIEWED AND VACATED AUG 22-1929
 BY EARL BOOZE ESQ.
 H.A. REESE
 J.S. MICHAELS

SCALE 1"=300' - PUBLIC ROAD TO MILLER LANDING



IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY.

RE; Vacation 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

Ernest Brown
Harry Reese
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.

Earle E. Boop
Harry Ruse
Jack Michals
Viewers.

Aug. 10, 1929