

DOCKET No. 6

Number      Term      Year

5      Dec ss      1930

Petition to vacate road in Pike Twp

Versus

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD, PENNSYLVANIA

In re: Vacation of road. in : No. December Sessions 1930  
Pike Township :  
: :

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

The petition of the Supervisors of the Township of Pike respectfully represents:

FIRST: That, Pike Township has a large amount of mileage to be maintained for Township roads.

SECOND: That, there has recently been constructed a macadam road connecting the concrete at Bloomington with the concrete at Olanta.

THIRD: That, said road does not follow at all places the lines and locations of the former dirt road.

FOURTH: That it is the desire of your petitioners the to vacate, as unnecessary, following pieces of road.

1. From the end of the concrete road at Bloomington to the Methodist Church a distance of approximately 300 feet.

2. From the point near the barn on the farm Peale, to the Martha Bloom property approximately 600 feet.

3. From a point on the present macadam road from the McGary farm along said former road and across the macadam road through the Walter Long property to the macadam road again, a distance of approximately 600 feet.

4. From the point on the macadam road on the property owned by Ingdals by line of the former road approximately 700 feet, thence across the macadam road through the property occupied by Nathan Johnston three fourths of a mile to the macadam road.

WHEREFORE your petitioners pray that  
said road be vacated and that your Honor appoint viewers  
to view said road and conduct a hearing and report to your  
Honorable Court the recommendations as to vacation of the  
same as is required by the Act of Assembly.

Frank Bloom

Howard Thompson

Joseph Slaney

STATE OF PENNSYLVANIA:  
: SS  
COUNTY OF CLEARFIELD :

Before me the subscriber hereto came Joseph Smay, Frank Thompson and Frank Bloom, Supervisors of Pike Township, Clearfield County, Pennsylvania, who being duly sworn according to law do depose and say that the facts set forth in the above petition are true and correct.

Sworn and subscribed to  
before me this 14th day of  
October A. D. 1930.

*J. C. Bell*  
*Notary Public*

MY COMMISSION EXPIRES MARCH 5, 1931

*Frank Bloom*  
*Frank Thompson*  
*Joseph Smay*

ORDER

Now, October A. D. 1930, the within  
petition having been read and considered,

, and

are appointed viewers to inspect said road and report their  
findings back to this Court.

By the Court

---

P. J.

IN THE COURT OF COMMON PLEAS  
OF SHERIFFED COUNTY, ILLINOIS.

No. 5 December 28, 1930

In re: Vacation of road  
in Pike Township

PETITION AND ORDER

Pike Oct 20 1930

John Collins ~~for~~ got  
Billie and Jack Nichols  
are off ~~for~~ to  
vacation

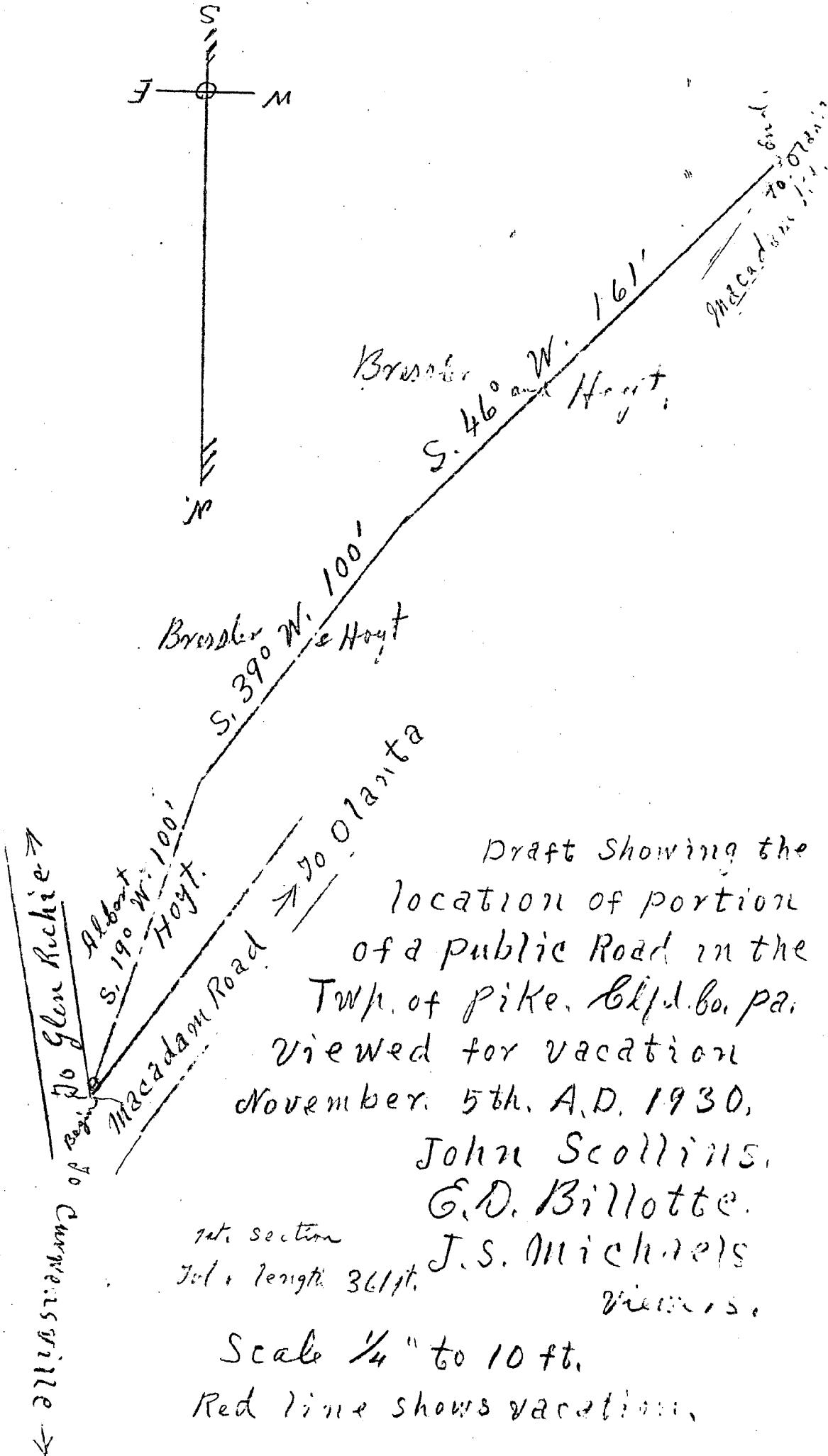
vacation and report

By the court

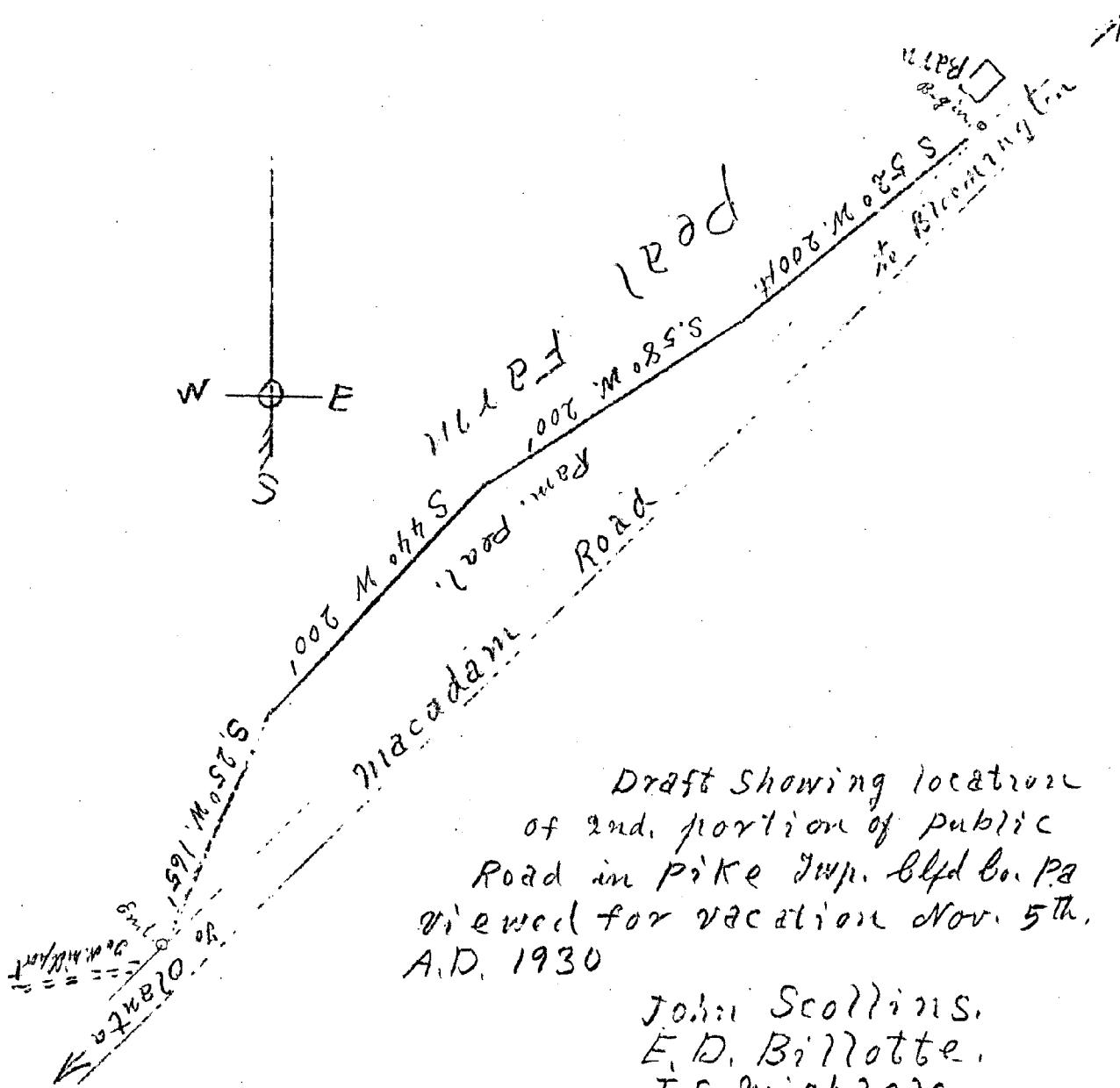
H. H. Moore

1st.

RECEIVED  
OCT 20 1930  
GEO. W. RICHARD  
CLERK



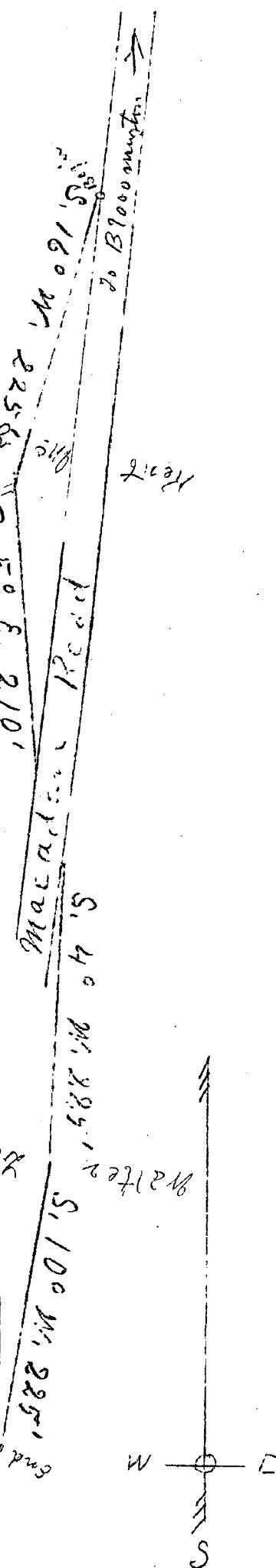
N



Draft showing location  
of 2nd. portion of public  
Road in Pike Jwp. Blvd Co. Pa  
viewed for vacation Nov. 5th.  
A.D. 1930

John Scollins,  
E. D. Billotte,  
J. S. Michaelis,  
viewers.

Scale 1" to 100'  
Total length 765 ft.



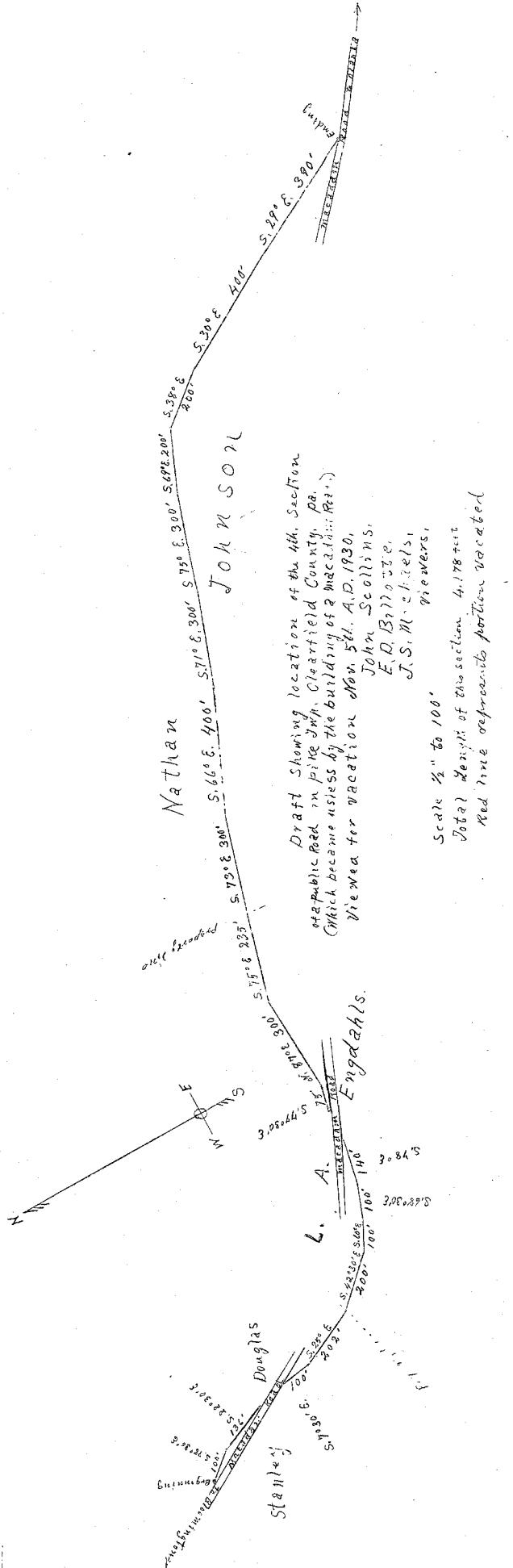
Draft Showing location of 3d. portion  
of public road in Pike Mtn. C. D. Co., Pa.  
viewed for vacation Nov. 5th, A.D. 1930.

John Scherins.  
C. D. 13 miles  
J. S. Michlers.

viewer.

Scale 1" to 100'  
Total length, 885 feet, in this section.  
Red line indicates vacated part.

1928 Oct 20



TO: Joseph Smay, J. Frank Thompson and Frank Bloom,  
Supervisors of Pike Township, Clearfield County:-

You are hereby notified that the undersigned viewers,  
appointed by the Court of Quarter Sessions of Clearfield County to No.  
5, December Sessions, 1930, to view and vacate that portion of a public  
road in Pike Township extending from the end of the concrete road at  
Bloomington to the Methodist Church, a distance of approximately 300  
feet, in the County aforesaid, will meet at the end of the concrete road  
in said Township on Wednesday, the 5th day of November, A. D. 1930 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 7th day of November,  
A. D. 1930 at ten (10) 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 Scellino  
Ed. Billotte  
J. S. Michaels  
Viewers

Dated, October 21, 1930.

CLEARFIELD COUNTY, PA

PA., this 25<sup>th</sup> day of October, A. D. 1930  
service of the above notice is hereby arranged for the Supervisors  
of Pike Township, Clearfield County.

Frank Bloom  
J. Frank Thompson  
Joseph Smay

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. 6, December Sessions, 1930, to view and vacate that portion of a public road in Pitho Township extending from the end of the concrete road at Bloomington to the Methodist Church, a distance of approximately 300 feet, in the County aforesaid, will meet at the end of the concrete road in said Township on Wednesday, the 5th day of November, A. D. 1930 at ten (10) 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 7th day of November, A. D. 1930 at ten (10) 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 Sollins  
Ed. Billatte  
J. S. Michael  
Viewers

Dated, October 21, 1930.  
CLEARFIELD COUNTY, SS:

Now, this 27th day of October, A. D. 1930, service of the above notice is hereby accepted for the Commissioners of Clearfield County.

L. C. Marcell  
Clerk

TO: Joseph Smay, J. Frank Thompson and Frank Bloom,  
Supervisors of Pike Township, Clearfield County:-

You are hereby notified that the undersigned  
viewers, appointed by the Court of Quarter Sessions of Clearfield County  
to No. 5, December Sessions, 1930, to view and vacate that portion of  
a public road in Pike Township extending from a point near the barn on  
the Peale Farm to the Martha Bloom property, a distance of approximately  
600 feet, in the County aforesaid, will meet at the barn on the Peale  
Farm in said Township on Wednesday, the 5th day of November, A. D. 1930  
at ten thirty (10:30) 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 7th day of November,  
A. D. 1930 at ten (10) 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 Scollins  
Ed. Billatte  
J. S. Michaels  
Viewers

Dated, October 21, 1930.

CLEARFIELD COUNTY, PA:

Now, this 25<sup>th</sup> day of October, A. D. 1930  
service of the above notice is hereby accepted for the Supervisors  
of Pike Township, Clearfield County.

Frank Bloom  
Frank Thompson  
Joseph Smay  
Supervisors

TO: The Commissioners of Clearfield County, Pennsylvania:-

You are hereby notified that the undersigned  
vicars, appointed by the Court of Quarter Sessions of Clearfield County  
on No. 5, December Sessions, 1930, to view and vacate that portion of  
a public road in Pine Township extending from a point near the barn on  
the Peale Farm to the Martin Block property, a distance of approximately  
600 feet, in the County aforesaid, will meet at the barn on the Peale  
Farm in said Township on Wednesday, the 5th day of November, A. D. 1930  
at ten thirty (10:30) 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 Rule of Court to be held by the vicars 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 7th day of November,  
A. D. 1930 at ten (10) 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 Scollard  
Ed. Billotte  
J. S. Michaels  
Vicars

Dated, October 21, 1930.

CLEARFIELD COUNTY, SS:

Now, this 27<sup>th</sup> day of October, A. D. 1930, service  
of the above notice is hereby accepted for the Commissioners of Clear-  
field County.

L. C. Harris  
Clerk

TO: Joseph Smay, J. Frank Thompson and Frank Bloom,  
Supervisors of Pike Township, Clearfield County:-

You are hereby notified that the undersigned  
viewers appointed by the Court of Quarter Sessions of Clearfield County  
to No. 5, December Sessions, 1930, to view and vacate that portion of  
a public road in Pike Township extending from a point on the present  
macadam road from the McGary farm along said former road and across the  
macadam road through the Walter Long property to the macadam road again,  
a distance of approximately 600 feet, in the County aforesaid, will meet  
at the McGary farm in said Township on Wednesday, the 5th day of  
November, A. D. 1930 at eleven thirty (11:30) 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 7th day of  
November, A. D. 1930 at ten (10) 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  
Ed. Billatte  
J. J. Michaels  
Viewers

Dated, October 22, 1930.

CLEARFIELD COUNTY, SS:

Now, this 25<sup>th</sup> day of October, A. D. 1930  
service of the above notice is hereby accepted for the Supervisors  
of Pike Township, Clearfield County.

J. Frank Thompson  
Frank Bloom  
Joseph Smay  
Supervisors

TO: The Commissioners of Clearfield County, Pennsylvania:-

You are hereby notified that the undersigned  
victors appointed by the Court of Quarter Sessions of Clearfield County  
on Do. 6, December Sessions, 1930, to view and vacate that portion of  
a public road in Pike Township extending from a point on the present  
main road from the Hickey farm along said former road and across the  
residence road through the Colter Long property to the main road again,  
a distance of approximately 600 feet, in the County aforesaid, will meet  
at the Hickey farm in said Township on Wednesday, the 5th day of  
November, A. D. 1930 at eleven thirty (11:30) o'clock A. M., to attend  
to the duties assigned them all parties interested till take notice.

And that the public hearing as required by Act of  
Assembly and Rules of Court to be held by the victors before the filing  
of their record 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 7th day of  
November, A. D. 1930 at ten (10) 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  
Ed. Billatte  
J. S. Michaels  
VICTORS

CLEARFIELD COUNTY, SS.  
October 22, 1930.

Now, this 27th day of October, A. D. 1930, service  
of the above notice is hereby accepted for the Commissioners of Clear-  
field County.

L. C. Morris  
Clerk

TO: Joseph Smay, J. Frank Thompson and Frank Bloom,  
Supervisors of Pike Township, Clearfield County:-

You are hereby notified that the undersigned  
viewers, appointed by the Court of Quarter Sessions of Clearfield County  
to No. 5, December Sessions, 1930, to view and vacate that portion of  
a public road in Pike Township extending from a point on the macadam  
road on the property owned by Ingdals by line of the former road,  
approximately 700 feet, thence across the macadam road through the  
property occupied by Nathan Johnston, a distance of three-fourths ( $\frac{3}{4}$ )  
of a mile to the macadam road, in the County aforesaid, will meet at  
the property owned by Ingdals in said Township on Wednesday, the 5th  
day of November, A. D. 1930 at one thirty (1:30) o'clock P. 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 interest-  
ed 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 7th  
day of November, A. D. 1930 at ten (10) 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  
Ed. Billotte  
J.S. Michael  
Viewers

Dated, October 22, 1930.

CLEARFIELD COUNTY, SS:

Now, this 25<sup>th</sup> day of October, A. D. 1930  
service of the above notice is hereby accepted for the Supervisors  
of Pike Township, Clearfield County.

Frank Bloom  
J. Frank Thompson  
Joseph Smay  
Supervisors

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 do. C. December Sessions, 1950, to view and vacate that portion of  
a public road in the Township extending from a point on the meadow  
road on the property owned by Ingalls by line of the former road,  
approximately 700 feet, thence across the meadow road through the  
property occupied by Nathan Johnston, a distance of three-fourths (3/4)  
of a mile to the meadow road, in the County aforesaid, will root of  
the property owned by Ingalls in said Township on Edmeston, the 5th  
day of November, A. D. 1950 at one thirty (1:30) o'clock P. M., to  
attend to the office 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  
filling of their report in Court, in order to give all parties interest-  
ed 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 7th  
day of November, A. D. 1950 at ten (10) 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.

Clearfield County, Pa.

Day, this 27th <sup>day of October, A. D. 1950</sup> service  
of the above notice is hereby accepted for the Commissioners of Clear-  
field County for 22, 1950.

John Scallion  
Ed. Billatte  
J. S. Michaels

L. C. Mayes  
 Clerk

TO: Bell, O'Laughlin & Silberblatt, Esqs., Attorneys for  
Petitioners:-

You are hereby notified that the undersigned viewers, appointed by the Court of Quarter Sessions of Clearfield County to No. 5, December Sessions, 1930, to view and vacate that portion of a public road in Pike Township extending from the end of the concrete road at Bloomington to the Methodist Church, a distance of approximately 300 feet, in the County aforesaid, will meet at the end of the concrete road in said Township on Wednesday, the 5th day of November, A. D. 1930 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 7th day of November, A. D. 1930 at ten (10) 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 Scollins  
Ed. Billatte  
J. S. Michaels  
Viewers

Dated, October 21, 1930.

And now Oct 25 1930, served  
accepted by copies of above,

Bell, O'Laughlin & Silberblatt

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	Amt'
J. S. Michaels	2	106	\$20.30
E. D. Billotte	4	121	\$36.05
John Scollins	4	86	\$34.30

No. 5 Dec Term 19 30

## ORDER TO VACATE

To view and vacate road situate

in the Township of Pike  
Clearfield County.

Now Sept Sessions 19 30  
read and confirmed Ni. Si.

By the Court

Now May, Sessions 19 30  
confirmed absolute.

By the Court



Filed ..... 19

Atty. Bell, O'Laughlin &  
GEO. W. RALSTON  
SILBERBLATT.  
Fees \$1.25 paid by

FILED
DEC 4 1930
GEO. W. RALSTON
CLERK

thence still thereby South 5 degrees East 210 feet to a post on the macadam State Highway aforesaid; and thence from a post on the East side of said Highway South 4 degrees West along lands of Walter Long 225 feet to a post; and thence still thereby South 10 degrees West 225 feet and ending in the State Highway aforesaid.

Also No. 4:- That portion of the aforesaid Township Road beginning at a post on the East side of the macadam State Highway aforesaid, on lands of Stanley Douglas; thence South 38 degrees 30 minutes East 100 feet to a post; thence thereby South 22 degrees 30 minutes East 136 feet to post on the macadam State Highway aforesaid; thence from a post on the West side of said Highway South 7 degrees 30 minutes East along lands of Stanley Douglas aforesaid 100 feet to a post; and thence thereby South 25 degrees East 202 feet to common line of Stanley Douglas and Lars A. Ingdals; thence South 42 degrees 30 minutes East along lands of Lars A. Ingdals 200 feet to a post; thence thereby South 60 degrees East 100 feet to a post; thence thereby South 68 degrees 30 minutes East 100 feet to a post; thence thereby South 78 degrees East 140 feet to a post on West side of the macadam State Highway aforesaid; thence from a post on the East side thereof South 77 degrees 30 minutes East 75 feet along lands of Ingdals aforesaid to a post; thence thereby North 87 degrees East 300 feet to a post; thence South 75 degrees East thereby 235 feet to common line of property of Nathan Johnson; thence along lands of Nathan Johnson South 73 degrees East 300 feet to a post; thence South 66 degrees East 400 feet to a post; thence South 71 degrees East 300 feet to a post; thence South 75 degrees East 300 feet to a post; thence South 69 degrees East 200 feet to a post; thence South 38 degrees East 200 feet to a post; thence South 30 degrees East 400 feet to a post; thence South 29 degrees East 390 feet and ending at the Macadam State Highway aforesaid.

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 vacationing 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: ----

The aforesaid portions of the public road leading from Bloomington to Olanta parallel the newly constructed Macadam State Highway built in part upon the original right-of-way except where diverted to eliminate curves and dangerous grades, and therefore recommended for vacation.

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:

To Lars A. Ingdals, Twenty-one and 60/100 Dollars (\$21.60).

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

Witness our hands and seals this 17th day of November, A. D. 19 30.

John Scollins [SEAL.]

E. J. Billotte [SEAL.]

J. S. Michael [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 Pike, 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

5th day of November, A. D. 1930 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 7th day of November A. D., 1930, 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: Albert Hoyt, Willis Bloom, Clair Thompson, Lars Ingdals and Nathan Johnson, Frank Thompson, Joseph Smay and Frank Bloom, Supervisors of Pike Township,

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 7th day of November, ,

A. D. 1930, when the parties interested in the said road were in attendance: Frank Thompson, Joseph Smay and Frank Bloom, Supervisors, with counsel: M. L. Silberblatt, Esq., of Bell, O'Laughlin & Silberblatt, Attorneys, and Lars Ingdals. Frank Thompson, Joseph Smay, Frank Bloom and Lars Ingdals, 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 roads ~~has~~ have, become useless, inconvenient and burdensome, to wit:

No. 1:- Beginning at the intersection of the Macadam State Highway leading from Curwensville to Olanta, with the Township Road leading to Glen Richey (near Bloomington); thence South 19 degrees West along lands of Albert Hoyt 100 feet to a post; thence South 39 degrees West along lands of Pressler & Hoyt 100 feet to a post; thence South 46 degrees West along lands of Pressler & Hoyt 161 feet and ending at the intersection with the macadam road (State Highway) aforesaid, at the Methodist Church.

Also No. 2:- That portion of the Township Road leading from Bloomington to Olanta, beginning at a post near the Barn of the Peale Farm, on the West side of the macadam State Highway; thence South 52 degrees West along lands of Rembrandt Peale 200 feet to a post; thence still thereby South 58 degrees West 200 feet to a post; thence still thereby South 44 degrees West 200 feet to a post; thence still thereby South 25 degrees West 165 feet and ending at the intersection of the New Millport Road and the macadam State Highway aforesaid.

Also No. 3:- That portion of aforesaid Township Road leading from Bloomington to Olanta on the West side of the macadam State Highway aforesaid, beginning at a post thereon and thence South 16 degrees West along lands of McGary 225 feet to a private road thereon;

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 20th day of October in the year of our Lord, one thousand nine hundred and thirty

A. R. CHASE  
By the Honorable ~~Supervisors~~, President Judge of the said Court: Upon the petition of ~~supervisors~~

~~Supervisors~~ of the Township of Pike, in the County aforesaid setting forth that there has recently been constructed a macadam road connecting the concrete at Bloomington with the concrete at Olanta.

1st That it is the desire of your petitioners to vacate as unnecessary the following piece of road: From the end of the concrete road at Bloomington to the Methodist Church a distance of approximately 300 feet.

2nd From the point near the barn on the Peale farm to the Martha Bloom property approximately 600 feet.

3rd From a point on the present macadam road from the McGary farm along said former road and across the macadam road through the Walter Long property to the macadam road again a distance of approximately 600 feet.

4th From the point on the macadam road on the property owned by Ingdals by line of the former road approximately 700 feet thence across the macadam road through the property occupied by Nathan Johnston three fourths of a mile to the macadam road.

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., Ed. Billotte

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.