

No. *10 Dec 14 1930* Term 192 A. D.

Petition to vacate
3 Roads in
Bryker Troop

VS.

Prothonotary Office

Clearfield County, 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 17th day of Novembr in the year of our Lord, one thousand nine hundred and thirty

A. R. CHASE

By the Honorable ~~Singleton~~ President Judge of the said Court: Upon the petition of ~~single~~ Supervisors ~~of the Township of~~ Bigler, in the County aforesaid setting forth that

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 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.

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 Bigler, 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

30th & 31st day of December, 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 2nd day of January A. D., 1931, 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 views: Your Board, and E. D. Shoff at the view of the "Third" Road; no others,

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 2nd day of January, A. D. 1931, when the parties interested in the said road were in attendance: Carl A. Belin, Esq., counsel for the petitioners. Carl A. Belin, sworn.

And that after the view and hearing above mentioned, the undersigned Viewers do agree that said road shall, become useless, inconvenient and burdensome, to wit:

FIRST: Beginning near the point of intersection of the Madera-Beccaria Highway with the concrete Highway leading to Ramey, at Smoke Run; thence N. 59 degrees East along the Farm property of the Minds Estate 100 feet to a post; thence N. 53 degrees East thereby 600 feet to a post; thence N. 75 degrees East thereby 800 feet to a post; thence S. 77 degrees East thereby 300 feet to a post; thence N. 80 degrees East thereby 200 feet to a post; thence S. 86 degrees East thereby 300 feet to a post; thence N. 79 degrees East thereby 100 feet to a post; thence N. 66 degrees East thereby 480 feet and ending in State Highway Route 276-3; and thence from Station 2156 plus 15 along said Highway Route 276-3 North 51 degrees East 400 feet to a post; thence North 59 degrees East 500 feet to a post; thence North 82 degrees East 655 feet and ending in the public road leading to Madera, Beula and Vulcan.

The aforesaid parts of the original Public Road parallel the new Improved Concrete Highway, the right of way of which has been relocated to eliminate dangerous curves.

SECOND: The sectional parts of the original Township Road leading from Glen Hope Borough to the Village of Madera which likewise parallel the newly improved concrete Highway in its re-location, to wit:

(a) Beginning at the Line of Glen Hope Borough, thence North 38 degrees East along lands of Henry (or William) Wright 600 feet to a post; thence thereby North 45 degrees East 500 feet to a post; thence thereby North 57 degrees East 500 feet and ending in State Highway

way Route 234-6.

(b) Beginning at Station 2145 plus 00, thence North 22 degrees East 100 feet to a post; thence North 33 degrees East 300 feet to a post and thence North 48 degrees East 200 feet and ending at Station 2152 plus 00, in State Highway Route 234-6.

(c) Beginning at Station 2167 plus 10, thence North 35 degrees East along lands of Charles Mixie 300 feet to a post; thence North 20 degrees East thereby 700 feet to a post; thence North 34 degrees 30' East thereby 600 feet to a post; thence North 47 degrees 30' East thereby 100 feet to a post; thence North 69 degrees East thereby 100 feet to a post; thence North 68 degrees East thereby 100 feet to a post; thence South 50 degrees East thereby 200 feet to a post; thence South 87 degrees East thereby 500 feet to a post; thence South 72 degrees East 300 feet to a post and thence North 88 degrees East 100 feet and ending at Station 2197 plus 15 in State Highway Route 234-6.

(d) Beginning at Station 2201 plus 13, thence North 43 degrees East 100 feet to a post; thence North 54 degrees East 100 feet to a post; thence South 85 degrees East 400 feet to a post; thence South 66 degrees East 200 feet to a post; thence South 49 degrees East 720 feet and ending at Station 2216 plus 27 in State Highway Route 234-6.

(e) Beginning at Station 2226 plus 65; thence North 44 degrees 31' East along lands of John Kitko 800 feet to a post; thence thereby North 54 degrees East 285 feet and ending at Station 2249 plus 12 in State Highway Route 234-6.

The aforesaid portions of the original public Road parallel the newly Improved Concrete Highway, the right of way of which has been relocated to eliminate dangerous grades and better serve public convenience and travel.

THIRD: Beginning at Paster's Lane at its intersection with Road leading from Madera; thence North 37 degrees West 200 feet to a post; thence North 24 degrees West 100 feet to a post; thence North 40 degrees West 100 feet to a post; thence North 17 degrees West 300 feet to a post; thence North 7 degrees West 400 feet to a post; thence North 22 degrees West 200 feet to a post; thence North 37 degrees West 100 feet to a post; thence North 19 degrees 31' West 100 feet to a post; thence North 2 degrees West 200 feet to a post; thence North 17 degrees 30' West 100 feet to a post; thence North 60 degrees West 300 feet to a post; thence North 41 degrees West 100 feet to a post; thence North 17 degrees West 100 feet to a post; thence North 10 degrees 30' West 200 feet to a post; thence North 8 degrees West 300 feet to a post; thence North 2 degrees East 200 feet to a post; thence North 6 degrees West 200 feet and ending at the abandoned Pine Run School House.

This Road traverses an uninhabited territory, serves no public use, and is a burden and useless as a public road.

road, and having refused to release the damages to which they may be respectively entitled 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 29th day of January, A. D. 19 31.

John Scollins [SEAL.]
E. B. Illotte [SEAL.]
J. Shmichael [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
E. D. Billotte	6	146	\$52.50
J. S. Michaels	4	142	\$37.10
John Scollins	6	110	\$50.50

No. 10 Dec Term 19 30

ORDER TO VACATE

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

Now Feb. Sessions 19 31
read and confirmed Ni. Si.

By the Court.

Now May Sessions 19 31
confirmed absolute.

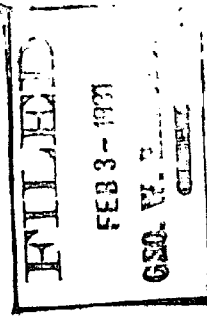
By the Court.

W. H. [Signature]
[Signature]

Filed

Atty. Carl A. Belin

Fees \$1.25 paid by



The Department of Highways, in reconstructing said route, within the boundaries of Bigler Township, found it expedient to divert the course or direction of said Highway from a point at Station 2196 plus 22 to a point at Station 2164 plus 15; thence from a point at Station 2156 plus 15 to a point where the road leading from Smoke Run to Beulah intersects with the road leading from Beulah to Madera, a distance of approximately one mile. The Highway Dept. has abandoned that part of the road which was diverted and has filed a Blue Print or drawing which is attached to this petition and marked Plaintiff's Exhibit "A".

SECOND

There is a State Highway, Route No 234-6 Beginning at the Borough of Glen Hope; thence extending in the direction of the town of Madera. The Department of Highways in reconstructing said Route, within the boundary of Bigler Township, found it expedient to divert the course or direction from a point at Station 2104 plus 14 to a point at Station 2121 plus 65, a distance of approximately 0.332 miles; thence from a point at Station 2145 plus 00 to a point at 2152 plus 00, a distance of approximately 700 feet; thence beginning from a point at Station 2167 plus 10 to a point at Station 2197 plus 15; thence beginning at a point at Station 2201 plus 13 to a point at station 2216 plus 27; thence beginning at a point at Station 2226 plus 65 to a point at Station 2249 plus 12, a distance of approximately 1.28 miles. The State Highway Department has abandoned the parts of the road which were diverted and has filed a blue print or drawing which is marked Plaintiff's Exhibit "B" and "C" and is attached to this petition

THIRD

There is a road beginning at a point at Paster's Lane on the road leading from Madera to the town of Pine Run and thence from Paster's Lane toward Pine Run at or near a school house, a distance of approximately three thousand four hundred feet.

These 3 roads or parts of roads have become useless.

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENN'A.

IN RE:

VACATION OF ROAD IN
BIGLER TOWNSHIP.

)
)
)
)
)
)

TO THE HONORABLE A. R. CHASE, President Judge of said Court:

The petition of the undersigned, the inhabitants of the Township of Bigler, in said County, respectfully showeth:

That three (3) pieces of road has been long since laid out:

FIRST: There was a State Highway, Route No. 276-3, BEGINNING at a point at the town of Smoke Run; thence towards the Borough of Ramey. The Department of Highways, in reconstructing said Route, within the boudaries of Bigler Township, found it expedient to divert the course or direction of said Highway from a point at Station 2196 plus 22 to a point at Station 2164 plus 15; thence from a point at Station 2156 plus 15 to a point where the road leading from Smoke Run to Beulah intersects with the road leading from Beulah to Madera, a distance of approximately one (1) mile. The Highway Department has abandoned that part of the road which was diverted and has filed a Blue Print or drawing which is attached to this petition and marked Plaintiff's Exhibit "A".

SECOND: There is a State Highway, Route No. 234-6, BEGINNING at the Borough of Glen Hope; thence extending in the direction of the town of Madera. The Department of Highways in reconstructing said Route, within the boundary of Bigler Township, found it expedient to divert the course or direction from a point at Station 2104 plus 14 to a point at Station 2121 plus 65, a distance of approximately 0.332 miles; thence from a point at Station

2145 plus 00 to a point at Station 2152 plus 00, a distance of approximately seven hundred (700) feet; thence beginning from a point at Station 2167 plus 10 to a point at Station 2197 plus 15; thence beginning at a point at Station 2201 plus 13 to a point at Station 2216 plus 27; thence beginning at a point at Station 2226 plus 65 to a point at Station 2249 plus 12, a distance of approximately 1.28 miles. The State Highway Department has abandoned the parts of the road which were diverted and has filed a Blue Print or drawing which is marked Plaintiffs' Exhibit "B" and "C" and is attached to this petition.

THIRD: There is a road beginning at a point at Paster's Lane on the road leading from Ladera to the town of Pine Run and thence from Paster's Lane toward Pine Run at or near a school house, a distance of approximately three thousand four hundred (3400) feet.

FOURTH: These three (3) roads or parts of roads have become useless, inconvenient and burdensome.

Your petitioners, therefore pray the Court that the said parts of the road may be vacated, agreeably to the Act of Assembly in such case made and provided; and they will ever pray, etc.

Supervisors of Bigler Twp.

Mr. B. Wright
McCluskey
George Dymica
John H. H. H.
Chas. Haines
Henry V. Bowser

James H. Ruffner
Everett & Shoff
T. H. S. Davis
Andrew Philage
Edmund Kitzner
Frank Herr
Charles S. Shoff
Mike Berneseck
Dope

J. E. Robinson
W. G. Granville

STATE OF PENNSYLVANIA)
COUNTY OF CLEARFIELD) SS:

Personally appeared before me the subscriber J. E. Robinson
and W. G. Granville, a Supervisor of Bigler Township, who after
being duly sworn states and deposes that the facts in the fore-
going petition are true and correct to the best of his knowledge
and belief.

J. E. Robinson
W. G. Granville

Sworn and subscribed to before
me this 12 day of September, A. D. 1930.)

W. E. Kearney

MY COMMISSION EXPIRES MARCH 25, 1931

IN F & COT T OF EQUITY SESSIONS
OF CLERK AND COUNTY, PA. 12.

NO. 10 Dec ESTER 128.

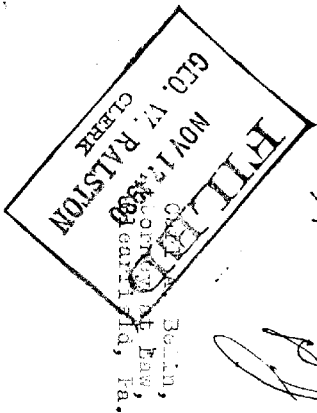
REMITTANCE TO VACATE JUDGE ROUSE
IN BOARD OFSHIP.

Now June 17th 1938
John de la Cruz by &
Bellette, by Jack Michaels
are appointed receivers to
rehabilitate report.

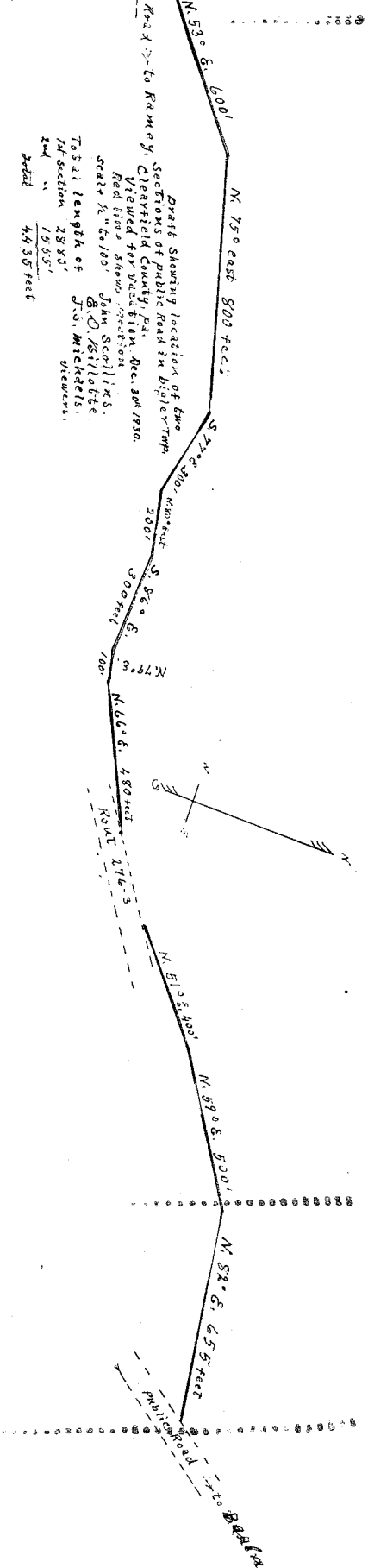
By the court

A. W. L. ad.

P. J.

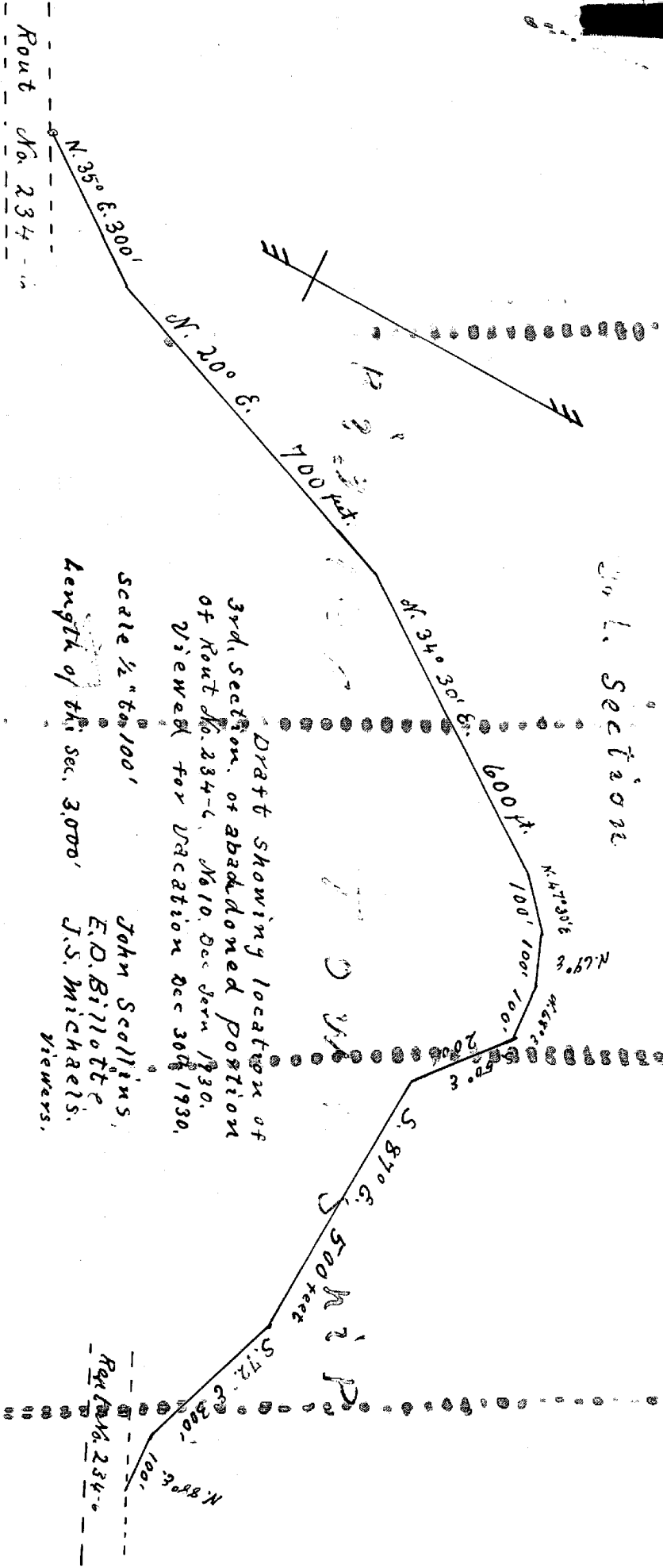


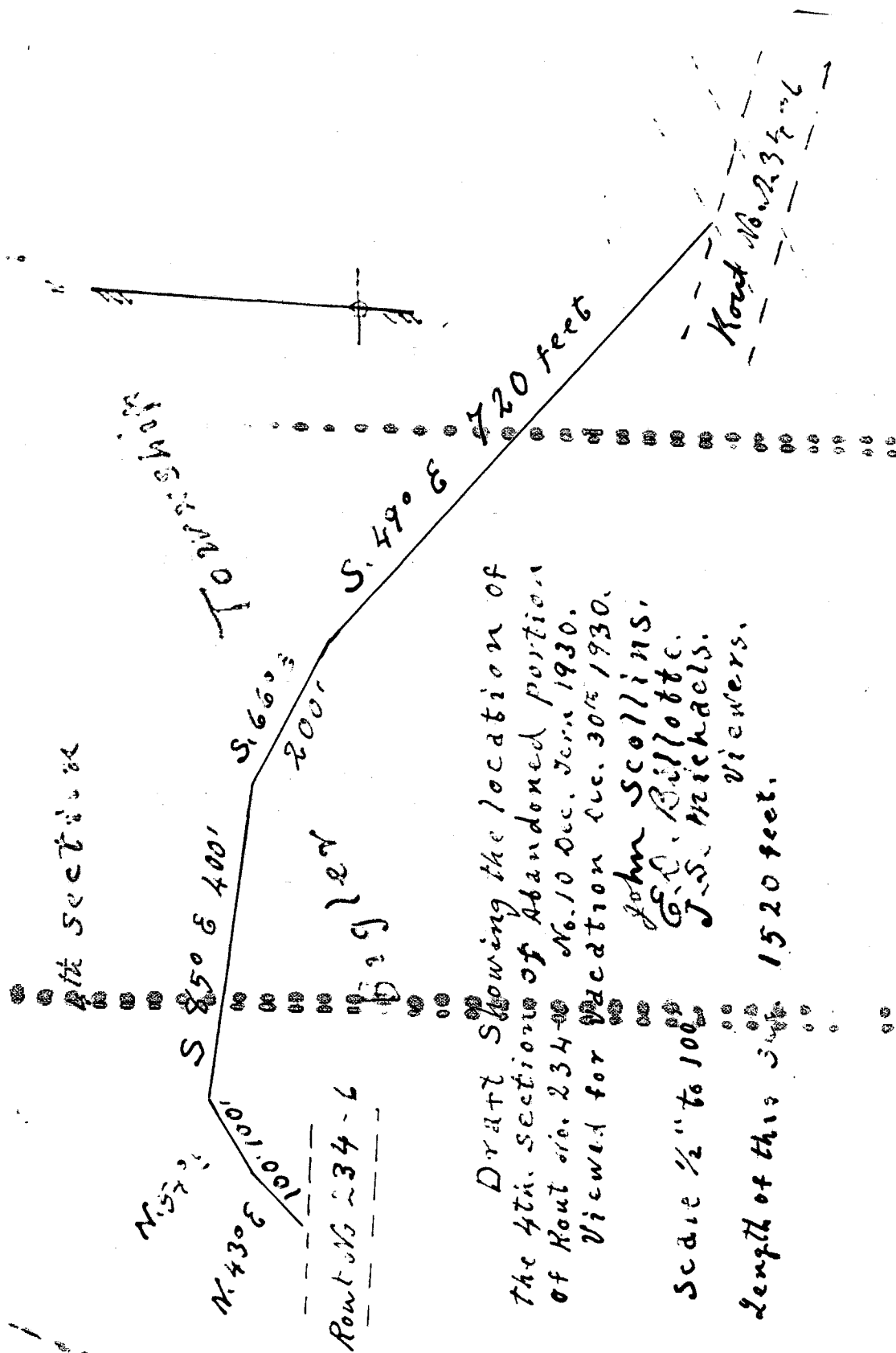
To Medicine
to Blackfoot



Draft showing location of two
sections of public road in Bigler Twp.
viewed for view from Dec. 30th 1930.
Red line shows location
of "6.100" John Scollie's
Total length of J. S. Michalek's
viewers.
1st section 2880'
2nd " 1935'
Total 4435 feet

2nd Section





521129-44
 521129-44
 521129-44

N 540 E. 285' —
— 234 —
— No. —
— at —
— Row —

Row No 234

800095

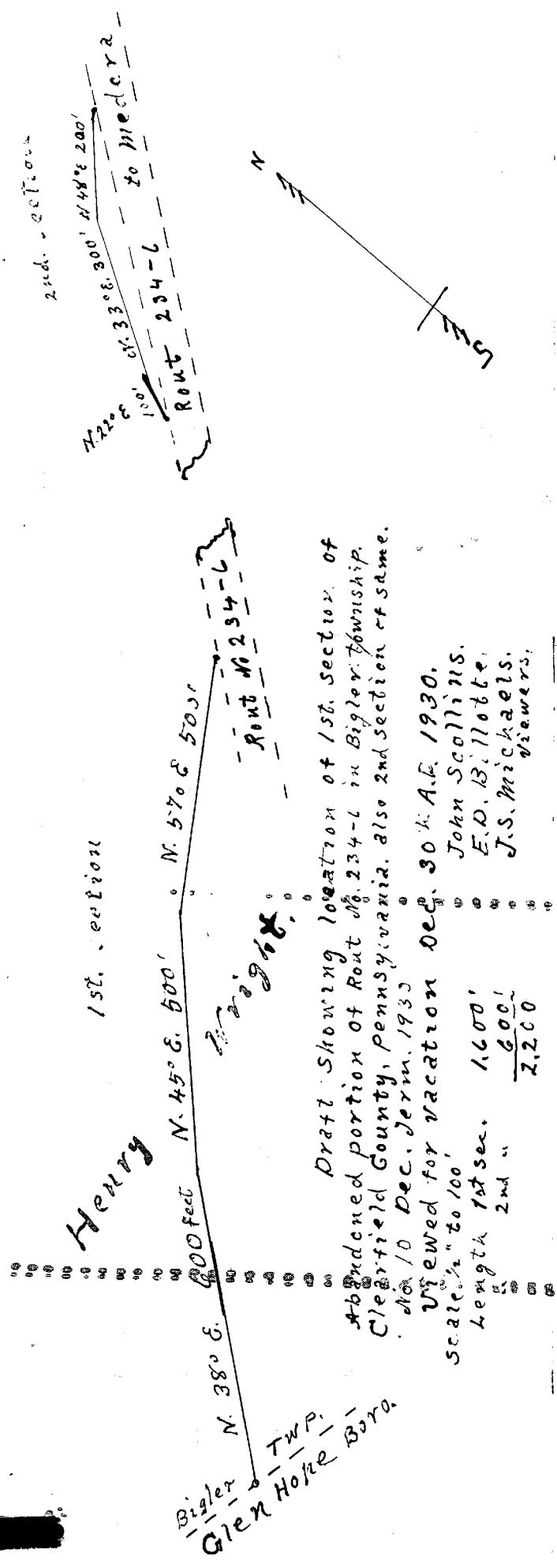
3

Draft Skinning location
of the 5th section of abandoned
portion of Rout No. 234-L. No. 10. Dec. 2, 1930
viewed for vacation Dec. 30th 1930

John Seollins.
E. D. Billeter.
J. S. Michaels.

Sec 1.0. 1/2 " to 100'

Length this Sec. 1086 feet



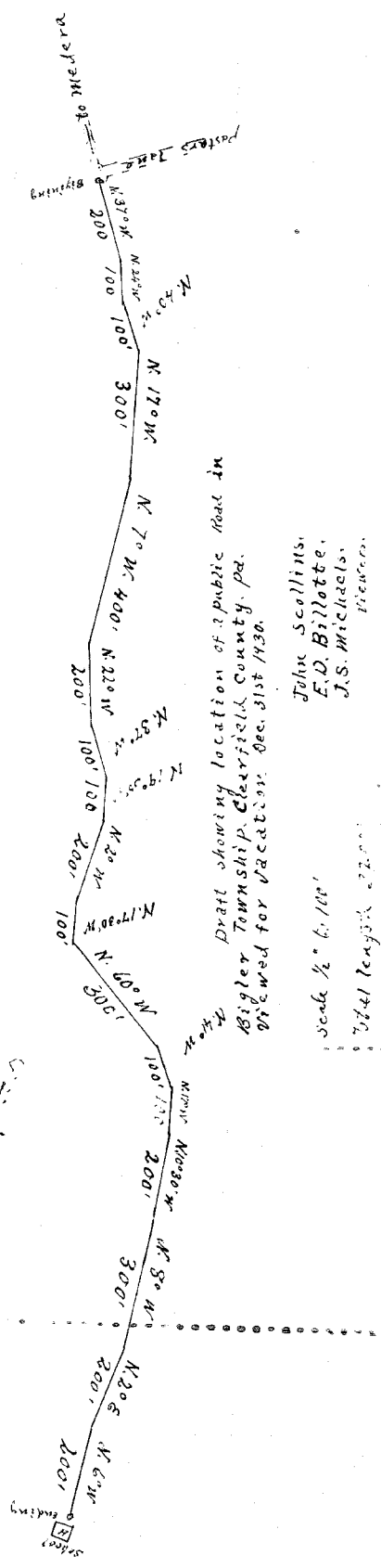
Draft Showing location of 1st. section of abandoned portion of Route No. 234-L in Bigler Township, Clearfield County, Pennsylvania, also 2nd section of same.

Dec. 10 Dec. Term. 1930

Viewed for vacation Dec. 30 A.D. 1930.
 scale "to 100"
 length 1st sec. 1,600'
 2nd " 600'
 2,200'

John Scollins.
 E.D. Billotte.
 J.S. Michalek.
 Viewers.

Run



Draft showing location of public road in
Bigler Township, Clearfield County, Pa.
Reviewed for Vacation Dec. 31st 1930.

John Scollins,
E.D. Billotte,
J.S. Michaels,
Witness.


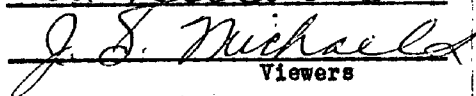
Scale 1/2" = 100'

Total length 2200'

TO: William Hensal, J. E. Robison and W. G. Granville, Supervisors
of Bigler Township, Clearfield County:-

You are hereby notified that the undersigned viewers, appointed by the Court of Quarter Sessions of Clearfield County to No. 10 December Sessions, 1930, to view and vacate that portion of a public road, Route No. 234-6, beginning at the Borough of Glen Hope and extending in the direction of the town of Madera, where the Department of Highways in reconstructing said Route, within the boundary of Bigler Township, found it expedient to divert the course or direction from a point at Station 2104 plus 14 to a point at Station 2121 plus 65, a distance of approximately 0.332 miles; thence from a point at Station 2145 plus 00 to a point at 2152 plus 00, a distance of approximately 700 feet; thence beginning at a point at Station 2167 plus 10 to a point at Station 2197 plus 15; thence beginning at a point at Station 2201 plus 13 to a point at Station 2216 plus 27; thence beginning at a point at Station 2226 plus 65 to a point at Station 2249 plus 12, a distance of approximately 1.28 miles, in the County aforesaid, will meet at the Glen Hope Borough line in said Township on Tuesday, the 30th day of December, A. D. 1930 at two (2:00) 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 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 2nd day of January, A. D. 1931 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.

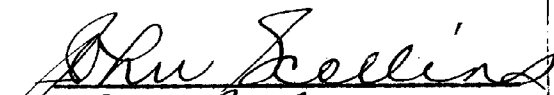



Ed. Billotte

J. S. Michaels
Viewers

Dated, December 17, 1930.

TO: William Hensal, J. E. Robison and W. G. Granville, Supervisors
of Bigler Township, Clearfield County:-

you are hereby notified that the undersigned viewers,
appointed by the Court of Quarter Sessions of Clearfield County to No.
10, December Sessions, 1930, to view and vacate that portion of a public
road in Bigler Township beginning at a point at Paster's Lane on the
road leading from Madera to the town of Pine Run, and thence from
Paster's Lane toward Pine Run at or near a school house, a distance of
approximately thirty-four hundred (3400) feet, in the County aforesaid,
will meet at the intersection of Paster's Lane with the State Highway
in said Township on Wednesday, the 31st day of December, 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 2nd day of January,
A. D. 1931 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.




Viewers

Dated, December 18, 1930.

TO: William Honsal, J. D. Robison and W. G. Granville, Supervisors
of Bigler Township, Clearfield County:-

You are hereby notified that the undersigned viewers, appointed by the Court of Quarter Sessions of Clearfield County to No. 10 December Sessions, 1930, to view and vacate that portion of a public road, Route No. 276-3, beginning at a point at the town of Smoke Run, thence towards the Borough of Ramey, where the Department of Highways, in reconstructing said route, within the boundaries of Bigler Township, found it expedient to divert the course or direction of said Highway from a point at Station 2196 plus 22 to a point at Station 2164 plus 15; thence from a point at Station 2156 plus 15 to a point where the road leading from Smoke Run to Beulah intersects with the road leading from Beulah to Madera, a distance of approximately one mile, will meet at the Smoke Run School-house in said Township on Tuesday, the 30th day of December, 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 2nd day of January, A. D. 1931 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.

Sam Collins
Ed. Billotte
J. S. Michael
Viewers

Dated, December 17, 1930.

To: The County Commissioners of Clearfield County:-

For and hereby notified that the undersigned witness, appointed by the Court of Quarter Sessions of Clearfield County to be its Receiver General, 1930, to view and make true position of a public road from the 10th, beginning at the mouth of Clear Run, thence extending in the direction of the town of Adams, where the Department of Highways in Pennsylvania will locate, within the territory of Adams Township, shall be required to deposit the same as follows from a point at Station 1100 plus 10 to a point at Station 1100 plus 00, a distance of approximately 0.75 miles; thence from a point at Station 1100 plus 00 to a point at 1100 plus 00, a distance of approximately 1.00 mile; thence beginning at a point at Station 1100 plus 20 to a point at Station 1100 plus 30, thence beginning at a point at Station 1100 plus 30 to a point at Station 1100 plus 40, thence beginning at a point at Station 1100 plus 40 to a point at Station 1100 plus 50, a distance of approximately 1.00 mile, in the County of Adams, will meet at the Clear Run through Adams in Adams Township on Monday, the 22nd day of December, A. D. 1930 at two (2:00) o'clock P. M., to attend to the duties assigned them and position indicated will be noted.

And that the public hearing as required by Act of Assembly and Rules of Court to be held by the witness 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 Court Room in Clearfield on Friday, the 2nd day of January, A. D. 1931 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.

Witness, December 27, 1930.

CLEARFIELD COUNTY, SS:

Now, this 22 day of December, 1930.
service of the above notice is hereby accepted for the Commissioners
of Clearfield County.

L. E. Morris
Clerk

1

Trial	Control (n=10)	MCI (n=10)	AD (n=10)
1	85	75	65
2	88	78	68
3	90	80	70
4	92	82	72
5	95	85	75

12500

CLEARFIELD COUNTY, SS:

Now, this 22 day of December, 1930.

Clerk

TO: The Commissioners of Clearfield County, Pennsylvania:-

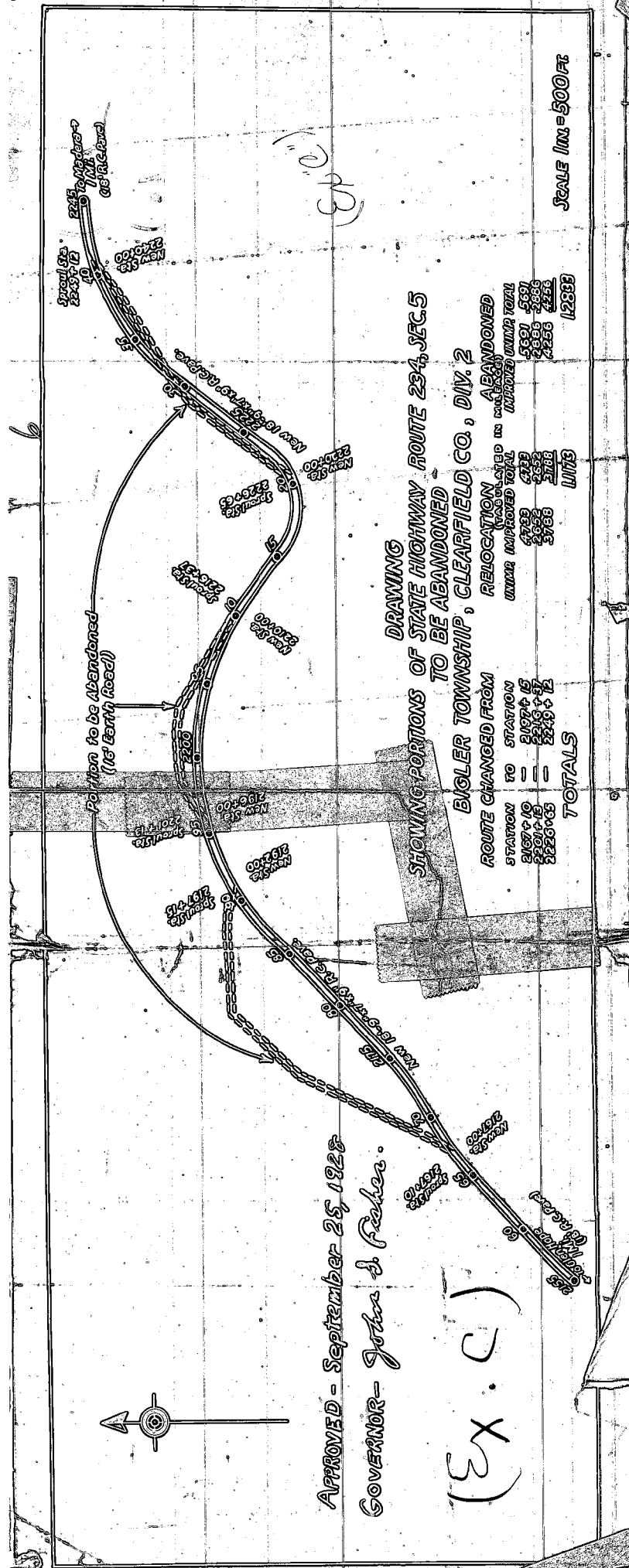
[illegible]

and that the public hearing be held by the
Assembly and House of Representatives by the various bodies the officers
of these organs in court, in order to give all parties interested in the
trial and in opportunity to be heard, and to hold in the afternoon
and in the Court House in Washington on Friday, the 1st day of January,
A. D. 1903 at ten (10) o'clock A. M. or at some other time or place
can be heard, at which time and place all parties interested may appear
and be heard.

CLEARFIELD COUNTY, SS:

Now, this day of December, 1930.
service of the above notice is hereby accepted for the undersigned
of Clearfield County.

John Collins
Ed. Billotte
day of December, 1930.
honorable receipt for the 64 attached.
L. E. Morris
Clock



APPROVED - September 25, 1928
GOVERNOR - John D. Fisher.

(Ex. C)

DRAWING
SHOWING PORTIONS OF STATE HIGHWAY ROUTE 234, SEC. 5
TO BE ABANDONED -
BIGLER TOWNSHIP, CLEARFIELD CO., DIV. 2

ROUTE CHANGED FROM	RELOCATION	ABANDONED
STATION TO STATION	(CALCULATED IN MILES)	INCLUDED WITH TOTAL
2167+10	4733	5691
2167+15	252	2886
2201+15	3788	4256
2220+65		12833
TOTALS		

