

ROAD

DOCKET No. 6

Number	Term	Year
1	Sept ss	1931

Petition to vacate road in

Bloom Twp

Versus

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 8TH day of May in the year of our Lord, one thousand nine hundred and thirty one

A. R. CHASE

By the Honorable ~~Singleton~~ Bell, President Judge of the said Court: Upon the petition of ~~standy~~ Supervisors ~~inhabitants~~ of the Township of Bloom, in the County aforesaid setting forth that

there is a road in the Township of Bloom, which runs from the Viaduct road to the Union Township line, which is of little use to the citizens of the Township, and pray that an order be made directing the vacation of same as follows:

Beginning at the Viaduct road, which commences at a point known as the old clay stripping at the Viaduct road, thence leading to the Union Township line. this road being approximately one mile in length. Said road being little traveled and unnecessary to the traveling public.

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.,

J. E. Fry and Geo. 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 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 Bloom, 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

18th day of May, A. D. 1931, and that the public hearing, as required by the Act of Assembly, and the Rules of Court, would be held in the ~~Attoration~~ ^{Grand Jury} Room in the Court House, in Clearfield,

Pa., on the 20th day of May A. D., 1931 at 9.30 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 G. L. Smith, W. H. Michaels and John Hartzfeld, the Supervisors of Bloom Township.

parties interested, either in favor of or against vacating said road. And that the aforesaid hearing was held in the ~~Attoration~~ ^{Grand Jury} Room in the Court House, in Clearfield, Pa., on the 20th day of May,

A. D. 1931, when the parties interested in the said road were in attendance: G. L. Smith, W. H. Michaels and John Hartzfeld, the Supervisors of Bloom Township, and with them, Morris Silberblatt Esq., of the law firm of Bell, O'Laughlin & Silberblatt, Solicitors for Bloom Township.

And that after the view and hearing above mentioned, the undersigned Viewers do agree that said road has , become useless, inconvenient and burdensome because of the fact that it seems to have been practically abandoned by the traveling public and in order to keep it in condition for safe travel by the casual user, it would become necessary in the quite immediate future to reconstruct the bridge over Little Anderson Creek, which would impose a considerable and apparently unnecessary expense to the township. The Viewers therefore return the road as described generally in the petition, and particularly by its several courses and distances on the map attached by the viewers as a part of this report, for vacation.

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY.

In Re; Vacation of Public Road) Of Sept. Sessions, 1931
in Bleem Township.) No. 1

To the Supervisors of Bleem Township and the Commissioners
of Clearfield County;

You and each of you will please take notice that the undersigned have been appointed by this Court as Viewers to view and vacate a certain public road in Bleem Township, Clearfield County, Penna., beginning at a point on what is known as the viaduct road at the old stripping and ending at the Union Township line, approximately one mile in length.

The Viewers will meet to view on Monday, May 18th, 1931, at two o'clock P. M., at the point of beginning at the old stripping, and will hold the public hearing in the matter in the Grand Jury Room in the Court House at Clearfield, Pa., on Wednesday, the 20th day of May, 1931, at 9.30 o'clock A. M., at which time and place all parties in interest may appear and be heard.

Charles Jones
Henry
J. George Weber

DuBois, Pa., May 9, 1931.

Viewers

Now, May 11th, 1931, notice of view and hearing in the above matter given by copy and service thereof is hereby accepted.

Bell Daugherty & Scherblatt
Solicitors for Supervisors

L. C. Morris
Commissioners' 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

Road leading from the Viaduct Road, at a point known as the old stripping,

in Bloon Township, to the Union Township line

in Bloon Township, in Clearfield County, aforesaid, will meet at the point known as the old stripping on the Viaduct Road in Bloon Township, on Monday the eighteenth day of May, 1931, at two o'clock, P. M., to attend the duty assigned them, of which time and place aforesaid all parties interested will take notice.

The Public Hearing in the matter required by the Act of Assembly, and the Rules of the aforesaid Court, to be held by Viewers, will be held in the

Grand Jury Room of the Court House at Clearfield, Penna., on Wednesday, the 20th day of May, 1931, at 9.30 o'clock A. M.

Earle G. Bease

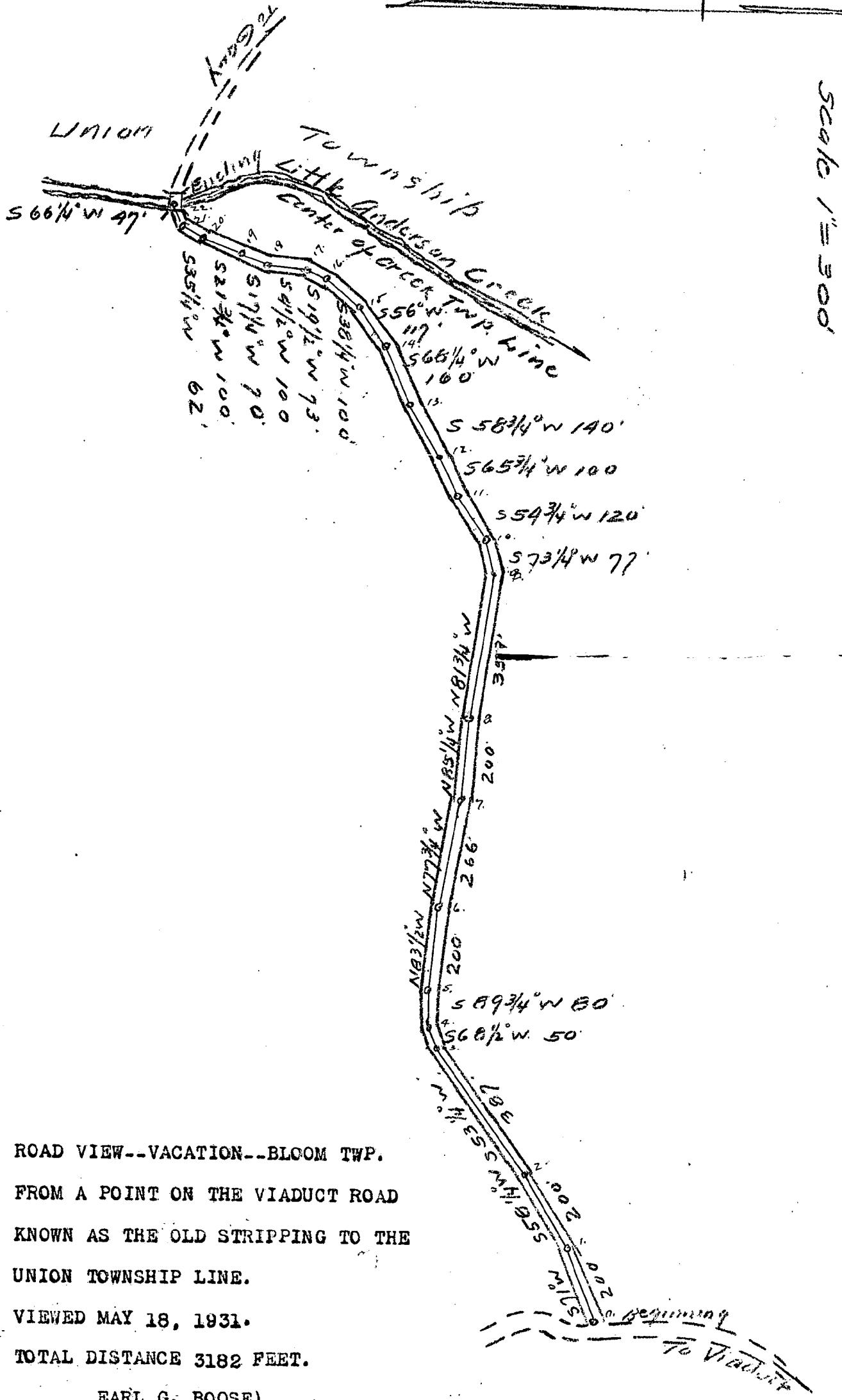
J. E. Fry

Geo. K. Weber

May 9th,

1931.

Viewers.



ROAD VIEW--VACATION--BLOOM TWP.
FROM A POINT ON THE VIADUCT ROAD
KNOWN AS THE OLD STRIPPING TO THE
UNION TOWNSHIP LINE.

VIEWED MAY 18 1931.

TOTAL DISTANCE 3182 FEET.

EARL G. BOOSE)
J. E. FRY) VIEWERS.
GEO. K. WEBER)

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 one appearing to oppose the vacation or to claim damages because of a vacation of the said road and it appearing to the viewers that no damage to any one would result from the vacation of the road, they therefore have awarded no damages.

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 21st day of May, A. D. 19 31

James C. Boal [SEAL.]

J. E. Try [SEAL.]

George S. Weber [SEAL.]

Viewers.

No. 1 Sept Term 1931

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.

	Days	Miles	Am't
<i>Mark Mohr</i>	2	36	1860
<i>John Gray</i>	3	43	2680
<i>John Eastman</i>	4	54	3540

Now *Sept* Sessions 1931

read and confirmed Ni. Si.

By the Court

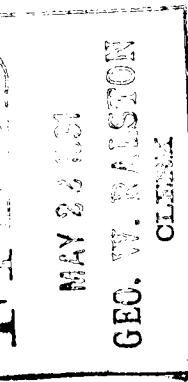
H. Mohr
Now *June* Sessions 1931
confirmed absolute.

By the Court.

H. Mohr

Filed

19



Atty. Bell O'Laughlin &
Sibley & Abbott
Fees \$1.25 paid by

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENNSYLVANIA

Re: Vacation of road in :
Bloom Township. : No. September Sessions 1931

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

The petition of the supervisors of Bloom Township, respectfully represents:

(1). The supervisors of Bloom Township aver that they have to repair and maintain approximately 27 miles of road, and by reason of the constantly decreasing return from taxes received, and the increased care required on said roads due to additional vehicular traffic, it is desirable that all roads not essential to the traveling public be vacated.

(2). That there is a road in the Township of Bloom, which runs from the Viaduct road to the Union Township line, which is of little use to the citizens of the Township, and the expense required to keep and maintain the same should be applied on the more traveled thorofares.

(3). That the Township desires to be relieved from any possible damage from accidents that may or might possibly occur to any person traveling said road which is of little use to the citizens of said Township or to the public in general.

(4). That your petitioners aver that the road hereinafter named is burdensome on the Township of Bloom and unnecessary to the citizens of Bloom Township or to the traveling public, and pray that an Order be made directing the vacation of same.

(5). That the road herein sought to be vacated is as follows: Beginning at the Viaduct road, which commences at a point known as the old clay stripping at the Viaduct road, thence leading to the Union Township Line. This road being approximately one mile in length. Said road being little traveled and unnecessary to the traveling public.

(6). That there are no homes along this piece of road.
Wherefore your petitioners pray that viewers be appointed to
view said road, ^{and} after hearing had to report to your Honorable Court
with recommendation for the vacation of said road.

W. H. Michaels
J. E. Barrister
Paul W. Hart, Clerk

STATE OF PENNSYLVANIA : : SS
COUNTY OF CLEARFIELD :

Before me the subscriber hereto, came W. H. Michaels, who
being duly sworn according to law, deposes and says that the facts
set forth in the within petition are true and correct to the best
of his knowledge and belief.

Sworn and subscribed before me:
this 6 day of May A.D. 1931. :

Geo W. Palley
Clerk

W. H. Michaels

ORDER

And Now, the _____ day of May 1931, the within petition
having been presented, _____
_____ are appointed
viewers to view said road, take testimony and report to this
Honorable Court with recommendation regarding same, as required
by the Act of Assembly.

BY THE COURT

P.J.

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

No. / Sept. Sessions 1931

Re: Vacation of road in
Bloom Township

PETITION

May 8, 1931

Carl S. Boose

My self George H. Weber

of Pleasant miners
Benton and myself
proprietors of Coal
mines and miners
Benton

May 8 - 1931
GEO. H. RALSTON
CLEARFIELD, PENNA.

The Tuttle Law Print, Publishers, Rutland, Vt.