

DOCKET No. 6

Number	Term	Year
8	Sept. SS	1931

Petition to vacate private road
in Bell Township and supply a new
road and bridge.

Versus

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

In re: Petition : No. September Sessions 1931
to vacate private road :
in Bell Township :
:

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

We, the undersigned citizens of Bell Township
petition your Honorable Court as follows:

FIRST: That, formerly there existed a state
highway running from McGees Mills to Burnside at or near the
residence of Charles McGee which was located along the line of
the Susquehanna River.

SECOND: That, in re-locating the said state
highway the same was moved for some distance away from the
River at this point.

THIRD: That, a portion of the old highway was
abandoned, there remaining open a road leading from the concrete
highway to and past the home of E. Sunderlin and thence down
the road bed of the old state highway past the Methodist Church
to and in front of the residence of Charles McGee.

FOURTH: That, there exists a private lane owned
by Charles McGee leading from this concrete highway to the old
dirt highway along the River which is in general use by the
travelling public.

FIFTH: That, there exists on the opposite side
of the Susquehanna River at this point a coal operation, known
as Mt. Airie at which point there lives a number of coal miners
and where there is located a number of houses.

SIXTH: That there are no means of access for
said citizens across the Susquehanna River except by a foot
bridge and there is no public highway leading into said village.

SEVENTH: That, to build a road to said village
from the opposite side of the river would be extremely

expensive to construct and maintain.

EIGHTH: That, in the opinion of your petitioners it would be advisable and beneficial to the citizens of Bell Township and the travelling public in general if a Township highway were supplied leaving the new state highway at the Southern line of the intersection of said road with the line of the new concrete highway; thence in an Easterly direction along the line of the Methodist Church lot 500 feet more or less to the road bed of the old state highway; thence across said road bed and the Susquehanna River to the Mt. Airie Coal property, where a private road could be kept and maintained to the dwelling houses of the laborers in said mining village.

NINTH: That, by so doing the use of the said private lane of Charles McGee could be discontinued and it be recommended that the public township highway leading by the home of E. Sunderlin: hence down the old river to and past the residence of Charles McGee but abandoned as a township highway and that that portion of the same be and past the residence of E. Sunderland remain open as a private way.

WHEREFORE your Petitioners pray that viewers be appointed as required by the Act of Assembly to recommend on the prayer of the petition herein contained.

Wm. J. Jones
J. D. Weaver
Mary Weaver
Masden Jones
Dave J. Grahams
Griffith T. Jones
Wm. H. Jones
Howard Moore

Leroy Weaver
Geraldine Weaver
Harold Crook
Leroy Hunter
Alex Gill
Samuel Cribbsbank
Harry C. Poole
Mabel Thomas
David Thomas
Octa Spaid
Norman Spaid
Dorothy Woods
Dean Woods
Philip Crook
Mary E. Woods
Walter Crook
Jeanne Jones
Edward Brown
Rhoda Brown
H. J. Shirey
J. B. Linback
Ross B. Wardell

W. C. Richards
Bethel M. Jones.
W. L. Holt.

BUSINESS PATRONS

Blynn's Grocery Co 1/23

J. P. Weber (Glossin meat)

Perryville, Kentucky.

J. Frank Bowles M.D. Malaffy Pa

Miss Wragley nee Haffey

Wrigley's Malaffy

S. C. Shuss Mahaffy, Pa.

Penna Electric Co

E. B. Lewis M.D.

Burnside Roller Mill

Burnside Potter Miss.
Miles & Co

STATE OF PENNSYLVANIA : : SS
COUNTY OF CLEARFIELD : :

Before me the subscriber hereto came William J. Jones 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 to
before me this 22 day of
August A. D. 1931.

Wm J. Jones

J. E. Drell J.P.

My Commission Expires the
First Monday of January, 1934

And now, August 24th = 1931, the within
petition having been read and considered, *John Hollingsby*
Ed Billotte, and *J. S. Nichols*
are appointed viewers to view said premises and after hearing
had to make recommendation to the Court as required by the
Act of Assembly in such cases made and provided.

By the Court

W. R. Chase
P. J.

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

No. 8 September Sessions
1931

In re: Petition to vacate
private road in Bell Township

PETITION

REINHOLD H. SCHNEIDER
ATTORNEYS AT LAW
KURTZ BUILDING
CLEARFIELD, PENNA.

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

IN RE:

PETITION TO VACATE PRIVATE
ROAD IN BELL TOWNSHIP

} No. 8 September Sessions
1931.

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

Your petitioner respectfully represents:

FIRST: That there was a petition to supply a road from the old Highway to Mt. Airie Village which was filed August 24th, 1931, and viewers were appointed and a hearing was held at the Court House on Friday, October 2nd, 1931 for the purpose of their view.

SECOND: That at said hearing, testimony being taken, it was agreed by the Supervisors and all parties present that there should be a public outlet and bridge from Mt. Airie Village to the improved State Highway leading from Burnside to McGees Mills.

THIRD: That the only objection to supplying said Highway and bridge was an interjection by the Supervisors that the financial condition of the Township was not sufficient to erect said bridge and they further stated that they had Fifteen Hundred (\$1500.00) Dollars total indebtedness and an assessed valuation of \$250,000.00.

FOURTH: That the viewers in reading said petition seem to be in doubt whether they could open and supply a road and bridge from the Mt. Airie Village to the improved State Highway leading from Burnside to McGees Mills by following any other course than that set forth in paragraph eight (8) of the petition.

FIFTH: We pray the Court to allow the amendment to the petition in the following particulars:

(A) That the viewers are to have the power and authority and are directed to view and if they saw, occasion to locate the same, a public outlet road and bridge from the Mt. Airie Village to the improved State Highway leading from Burnside to McGees Mills.

(B) That the viewers should have power and authority to decide whether a bridge is necessary and if the Township is able, and if it would be too expensive for the Township to erect said bridge and to place an estimate on said bridge.

(C) That the viewers shall have power and authority to open, vacate and supply a public road with the termini at Mt. Airie Village to the improved State Highway leading/Burnside to McGees Mills.

(D) That the viewers shall have the power and authority in the same proceedings to decide as to the erecting of the bridge over the river between these two points and forming a part of said road that they may open and supply, with all the power and authority as set forth under the Act of Assembly of 1929, P. L. 1278, sec. 751 and all other sections of said Act and any amendments or supplements to said Act under

which the Board of Viewers are supposed to act.

WHEREFORE, we pray the Court to allow the amendments to the petition as aforesaid.

Wm J. Jones

STATE OF PENNSYLVANIA)
) SS:
COUNTY OF CLEARFIELD)

Personally appeared before me the subscriber,
W. J. Jones, who after being duly sworn according to law deposes and says that the facts set forth in the above petition are true and correct.

Sworn and subscribed to
before me this 2 day
of October, A. D. 1931.

Wm J. Jones

Geo H. Ralston
Prothonotary

ORDER OF COURT

NOW THIS 27th day of October, A. D. 1931, the Court after reading the foregoing petition and after giving it due consideration, grants the permission for the amendments as prayed for and now orders, adjudges and decrees that the viewers shall have the power and authority to act according to the amendments set forth in this petition and the original petition to open and supply a road with the termini beginning at the Mt. Airie Village and ending on the State Highway leading from Burnside to McGees Mills and shall also have the power and authority to act upon the necessity of a bridge, the financial condition of the Township to erect said bridge and all otherpowers as set forth in the foregoing petition and the original petition.

BY THE COURT,

A. R. Chase
P. J.

IN THE COURT OF COMMON SSESSIONS
OF CLYDEFIELD COUNTY, PENNA.

NO. 8 SEPTEMBER SESSIONS 1931.

IN RE:

PETITION TO VACATE PAYMENT
RECD IN BILL TO SHIP, AND
SUPPLY A NEW ROAD AND BRIDGE.

RECEIVED TO PETITION AND ORDER
COURT RULING SAID AND
ENTERED

W. M. B. C.
JULY 5 1931
REC'D W. M. B. C.
CLERK

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

PETITION TO VACATE PRIVATE : No. 8 September Term, 1931
ROAD IN BELL TOWNSHIP : Amendmant to petition and order
of Court allowing said amendment

Now this 2nd day of October A.D. 1931, the Court after reading the foregoing petition and after giving it due consideration, grants the permission for the amendments as prayed for and now orders, adjudges and decrees that the viewers shall have the power and authority to act according to the amendments set forth in this petition and the original petition to open and supply a road with the termini beginning at the Mt. Airie Village and ending on the State Highway leading from Burnside to McGees Mills and shall also have the power and authority to act upon the necessity of a bridge, the financial condition of the Township to erect said bridge and all other powers as set forth in the foregoing petition and the original petition.

BY THE COURT,

A. R. CHASE, P. J.

STATE OF PENNSYLVANIA : Certified from the record this
COUNTY OF CLEARFIELD : 5th day of October A.D. 1931.


Geo W Ralston
Clerk of Court of Quarter Session

That, formerly there existed a state highway running from McGees Mills to Burnside at or near the residence of Charles McGee which was located along the line of the Susquehanna River.

That in relocating the said state highway the same was moved for some distance away from the River at this point.

That a portion of the old highway was abandoned, there remaining open a road leading from the concrete highway to and past the home of E. Sunderlin and thence down the road bed of the old state highway past the Methodist Church to and in front of the residence of Charles McGee.

That there exists a private lane owned by Charles McGee leading from this concrete highway to the old dirt highway along the river which is in general use by the travelling public.

That there exists on the opposite side of the Susquehanna River at this point a coal operation, known as Mt. Airie at which point there lives a number of coal miners and where there is located a number of houses.

That there are no means of access for said citizens across the Susquehanna River except by a foot bridge and there is no public highway leading into said village.

That to build a road to said village from the opposite side of the river would be extremely expensive to construct and maintain.

That in the opinion of your petitioners it would be advisable and beneficial to the citizens of Bell Township and the travelling public in general if a township highway were supplied leaving the new state highway at the Southern line of the intersection of said road with the line of the new concrete highway; thence in an easterly direction along the line of the Methodist Church lot 500 feet more or less to the road bed of the old state highway; thence across said road bed and the Susquehanna river to the Mt. Airie Coal property where a private road could be kept and maintained to the dwelling houses of the laborers in said mining village.

That by so doing the use of the said private lane of Charles McGee could be discontinued and it be recommended that the public township highway leading by the home of E. Sunderlin thence down the old river to and past the residence of Charles McGee but abandoned as a township highway and that portion of the same to and past the residence of E. Sunderland remain open as a private way.

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 24th day of August 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 sundry inhabitants of the Township of BELL, 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 ap-

point from and among the County Board of Viewers JOHN SCOLLINS, Esq. ED. BILLOTTE

and J. S. 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.

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, ^{No. 8, September Term, 1931} 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 30th day of September, 1931 at eleven o'clock A. M., and the adjourned view on the 20th day of October, 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 Arbitration Room in the Court House, in Clearfield, ^{and the} Pa. on the 2nd day of October, A. D. 1931 at ten o'clock A. M., and that adjourned hearing on the 30th day of October, 1931 at ten o'clock A. M., said Viewers, appointed by the said order, viewed the road desired to be vacated, and that there were present at the view : B. H. Shaffer, D. D. Diem and H. M. Kaufman, Supervisors of Bell Township, and W. J. Jones and J. D. Weaver. And at the adjourned view: H. B. Shaffer, H. M. Kaufman and D. D. Diem, Supervisors aforesaid, and W. J. Jones.

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 and 30th days of October,

A. D. 1931, when the parties interested in the said road were in attendance: Carl A. Belin, Esq., with W. J. Jones, S. C. Richards, Quay Brocker, Ross McCardell, J. B. Lunsbaugh, upon part of petitioners. D. D. Diem, B. H. Shaffer and H. M. Kaufman, Supervisors; E. Sunderlin, I. H. Ifert with them M. L. Silberblatt, Esq., as counsel. Adjourned hearing: Carl A. Belin, Esq., with W. J. Jones, P. J. Strickler and Wm. Hawkins. M. L. Silberblatt, Esq., with D. D. Diem, B. H. Shaffer and H. M. Kaufman, Supervisors and J. N. Work. All witnesses 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 road has not, become useless, inconvenient and burdensome, to wit: NO. 1 - Beginning at an abandoned School House, near the residence of Charles McGee; thence running South 24 degrees West between the lands of Charles McGee and the Susquehanna River 296 feet to a post; thence thereby South 12 degrees West and along the M. E. Church Lot to a post; opposite the footbridge leading to Mt. Airie Village; thence still along lands of Charles McGee and the River aforesaid South 15 degrees West 345 feet to a post; thence still thereby South 3 degrees West 345 feet to a post; thence thereby South 12 degrees West 621 feet to a ~~Floating across~~ the River; thence South 25 degrees West 483 feet to a post; thence ~~to the~~ 621 feet to a post; thence South 55 degrees West 169 feet to a post; thence South 169 feet to a post; and thence along the lands of E. Sunderlin North 44 degrees West 707 feet to the Right-of-way of the P. R. R. crossing and thence North 44 degrees West 48 feet and ending at the State Highway leading from Mahaffey to Cherry Tree.

In lieu thereof petitioners prayed that NO. 2 be viewed and supplied, Beginning at a post on the concrete State Highway aforesaid 2100 feet, more or less, Northeast of the the terminus of No. 1 hereinbefore described; thence South 73 degrees East 48 feet to Right-of-way of Penna. Railroad; thence along lands of Charles McGee South 73 degrees East 518 feet to corner of Lot of M. E. Church; thence thereby, following the same course

213 feet to a post; thence intersecting Road No. 1 and across the Susquehanna River aforesaid, following the same coarse 332 feet to a post on land of Mt. Airie Coal Co.; thence

thereby South 43 degrees East 276 feet and ending at the crossing over the New York Central RR right-of-way, which said proposed supply Road would require an additional grade crossing over the Pennsylvania Railroad; to be built over low, swampy lands of Charles McGee; and a bridge across the Susquehanna River and a new road for use by the public and the inhabitants of Mt. Airie mining village, who are in need of an out-let.

Your Board being of the opinion that a public road and bridge across the River are necessary, but that the proposed vacation of Road No. 1 and supply of Road No. 2 with a bridge at the designated place were not in the public interest and convenience, on motion of petitioners counsel, to which no exceptions were taken, granted a continuance, pending application to the Court for enlargement of powers as provided by Act of Assembly and Rules of Court which being granted, viewed and laid out as a public Road No. 3 - (on plan hereto attached and made a part hereof): Beginning at the New York Central Railroad crossing on lands of Mt. Airie Coal Company and thence running thereby South 54 degrees West 450 feet to a post; thence running South 82 degrees West along lands of Mt. Airie Coal Co. 100 feet to a post; and thence still thereby North 82 degrees West 40 feet to a post; and thence crossing the Susquehanna River - with a Bridge-16 feet high- North 82 degrees West 76 feet and ending at its intersection with Road No. 1 hereinbefore described.

We further find that a concrete Bridge 14 feet wide, with a 76-foot span 16 feet high could be built at an estimated cost of approximately \$7500.00 with local material and labor, but that the Township of Bell is financially unable to build such a bridge, and therefore recommend that the County of Clearfield supply and build said bridge.

We further find that the Mt. Airie Coal Company has agreed to supply a right-of-way and will build the public road over its property to said bridge at no cost to the Township, to be dedicated for public use; that they have a mining investment of some \$15,000.00 and no out-let for public travel; that they own 25 tenement houses and when operating normally employ 85 miners and laborers with undeveloped territory approximating 2000 acres of merchantable and mineable coal; that the nearest bridges to them is one at McGees, 2 miles down the River and one above at Burnside, $2\frac{1}{2}$ miles distant. That there are 13 families living there in need of immediate relief, and your Board therefore recommends that Road NO. 1 be retained as a public road, and that Road NO. 3 be supplied with a County Bridge at the designated site.

We submit herewith the Annual Report of the Auditors of Bell Township, as of December 31, 1930, in support of the contention of the Supervisors of Bell Township of its inability to bear the burden of building said Bridge.

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

Witness our hands and seals this 4th day of November, A. D. 19 31.

John Scallion [SEAL]

J. D. Sillote [SEAL]

J. S. Michael [SEAL]

J. S. Michael Viewers.

No. 8 Sept Term 19 31

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	Amt
J. S. Michaels	6	184	\$69.20
E. D. Billotte	8	208	\$90.40
John Scollins	7	282	\$84.10

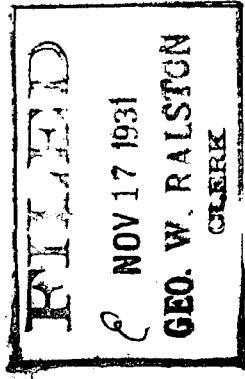
Now Nov Sessions 1931
read and confirmed Ni. Si.
By the Court
A. H. Moore
Now Nov Sessions 1931
confirmed absolute.

By the Court.

A. H. Moore
P.J.

Filed Nov 17 1931
19

Atty, none
Fees \$1.25 paid by



Lines marked 1 in Red, 2 red
the road viewed for vacation.
Lines marked 2 in Red is the
road first laid out for supply.
Lines marked 3 in Red is the
last road laid out to Mt. St. Lucia.

Private Road

N.Y.C.R.R.

S 54° W 3450

S 120° W 394

S 24° W 296

S 43° E 916

S 82° W 1000

S 30° W 76

S 15° W 3451

M.E. church

School House

1000 ft.

Charles

Draft showing location of Public Road in Bell Township. Clearfield Co. Pa. Viewed on Sept. 30th. and Oct. 28th, 1931 for vacation and Supply. of Road to mining village of Mt. Iris. See Explanations at upper right corner.

g. C. H. Scallins.
E. D. Billotte.
G. S. Michaels.
W. C. Stevens.

Scale $\frac{1}{2}$ " to 100

1889-90
S. 251

ding

Fordiz

TO: The County Commissioners of Clearfield County, :-

The two County officials have been informed above
concerned by the State of Public Works of Clearfield County to D. O.
Baldwin, Auditor, to whom and his son a White Head Building and the
two others serving as the County Men of the Association of the State and with
the State of the new construction project, as directed by State of Pennsylvania
and City of Altoona, A. D. 1931. The two and myself a Board and the Board
Meeting of the D. O. White Village and calling on the State Project Board
and Director to White Village and shall also have the power and authority to
act upon the necessity of a license, the financial condition of the County to
cover all bills, and all other power as are given in the preceding provisions
and the original project. In this connection, the County Attorney, shall
act as the liaison agent between the White Village in their capacity, in
connection, the City of Altoona, to the Board of Works ordered A. D. 1931
direct to the City and the time all projects completed will begin.

At this the written project is received by me as
accorded and that of time to be held by the various bodies the County of Clear-
field and State, to whom to the old project concerned in the time and in
connection to be held, shall be held in the Association Board in the State Project
in Clearfield on Friday, the 20th day of October, A. D. 1931 at 10:00
o'clock A. M., to the Board of Works to receive and to report, on which time
and place will further be determined by Board on to hand.

John Scelline
Ed. Billotte
J. D. Michaels

Attest, October 20, 1931.

CLEARFIELD COUNTY, SS:

Now, this 17th day of October, A. D. 1931,
service of the above Notice is accepted for the Commissioners of Clearfield
County.

L. D. Morris
Clerk

TO: B. H. Shaffer, D. D. Diem and Mark Kauffman, Supervisors of Bell Township, Clearfield County:-

You are hereby notified that the undersigned viewers, appointed by the Court of Quarter Sessions of Clearfield County to No. 8, September Sessions, 1931, to view and lay out a Public Road leading from the new State Highway at the Southern line of the intersection of said Road with the line of the new concrete Highway, as amended by Order of Court dated the 2nd day of October, A. D. 1931- "to open and supply a Road with the termini beginning at the Mt. Airie Village and ending on the State Highway leading from Burnside to McGees Mills and shall also have the power and authority to act upon the necessity of a bridge, the financial condition of the Township to erect said bridge, and all other powers as set forth in the foregoing petition and the original petition"- in Bell Township, in the County aforesaid, will meet at the Methodist Church opposite Mt. Airie Village in Bell Township, on Wednesday, the 28th day of October, A. D. 1931 at 11:00 o'clock A. M., to attend to the duty 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 30th day of October, 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.

John Scellard
Ed. Billotte
J. D. Michaels
Viewers

Dated, October 17, 1931.

CLEARFIELD COUNTY, SS:

Now, this 19th day of October, A. D. 1931, service of the above Notice is accepted for the Supervisors of Bell Township, Clearfield County.

B. H. Shaffer
D. D. Diem
Mark Kauffman
Supervisors

TO: The Commissioners of Clearfield County:-

John Collins
Ed. Billotte
J. S. Michaels

DATA COLLECTION UNIT

CLEARFIELD COUNTY, SS:

Now, this 16th day of September, A. D. 1931, service
of the above Notice is accepted for the Commissioners of Clearfield County.

L. C. Morris
Clerk

TO: B. H. Shaffer; D. D. Diem and Mark Kaufman, Supervisors
of Bell Township, Clearfield County, Pennsylvania:

You are hereby notified that the undersigned viewers, appointed by the Court of Quarter Sessions of Clearfield County to No. 8, September Sessions, 1931, to view and lay out a Public Road leading from the new State Highway at the Southern line of the intersection of said Road with the line of the new concrete Highway; in an Easterly direction along the line of the Methodist Church Lot 500 feet more or less to the road bed of the old State Highway; thence across said road bed and the Susquehanna River to a private road in the mining Village of the Mt. Airy Coal Company: discontinuing the private land of Charles McGee as a Public Highway and vacating the public Township Highway leading by the home of E. Sunderland; thence down the old River to and past the residence of Charles McGee; that portion of the same to and past the residence of E. Sunderland to remain as a private way, in Bell Township, in the County aforesaid, will meet at the Methodist Church in Bell Township, on Wednesday, the 30th day of September, A. D. 1931 at 11:00 o'clock A. M., to attend to the duty 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 October, 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.

B. H. Shaffer
D. D. Diem
M. Kaufman
Viewers

Dated, September 15th, 1931.

CLEARFIELD COUNTY, SS:

Now, this 16th day of September, A.D. 1931, service of the above Notice is accepted for the Supervisors of Bell Township, Clearfield County, each of us having received a copy thereof.

B. H. Shaffer
D. D. Diem
M. Kaufman
Supervisors.

Clearfield County, ss:

At a Court of Quarter Sessions of the Peace of the County of Clearfield, held at Clearfield, Pa., in and for said County, on the 28 day of July in the year of our Lord one thousand nine hundred thirty one

Judge of the same Court: Upon the petition of sundry inhabitants of the Township of Morris in said County, setting forth that your petitioners labor under inconvenience for want of a public road or highway to lead from the public school in Morrisdale to the methodist church to another township road being an approximate distance of 800 feet. the purpose of the road being to relieve the school children from the necessity/the State Highway to and from school

and therefore, praying the Court to appoint proper persons to view and lay out the road between the points mentioned; whereupon the Court upon due consideration had of the premises, do order and appoint from and among the County Board of Viewers John Scollins, Esq., Harry Reese and Harry P. Dowler

who have been duly appointed by the Court and filed their oaths of office and are duly qualified to perform the duties of their appointment with impartiality and according to the best of their judgement, are to view the ground proposed for the said road, and if they view the same, and a majority of the actual viewers agree that there is occasion for such road they shall proceed to lay out the same, as agreeable to the desire of the petitioner as may be, having respect to the best ground for a road and the shortest distance, in such a manner as to do the least injury to private property; and shall make report thereof, stating particularly whether they judge the same necessary for a public or private road, together with a plot or draft thereof, and the courses and distances and references to the improvements through which the same may pass; (and wherever practicable, the viewers shall lay out the said road at an elevation not exceeding five degrees, except at the crossing of ravines and streams, when by moderate filling and bridging the declination of the road may be preserved within that limit,) to the next Court of Quarter Sessions to be held for the said County.

And if the viewers aforesaid shall decide in favor of locating a public road, they shall obtain from the persons through whose lands the said road shall pass, releases from any damages that may arise to them on opening the same; but if the owner or owners of such land refuse to release their claim to damages, the said viewers shall assess the same, taking into view the advantages as well as disadvantages arising from said location, and make report of such assessments; 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 place where, they should meet, to view and lay out said road, and the time and place of hearing

By order of the Court.

Ges. W. Ralston, Clerk.

RETURN OF VIEWERS

To the Honorable the Judge of the Court of Quarter Sessions of the Peace for the County of Clearfield:

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, be leave to report as follows:

That notice of the time of 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

Morris and that three notices thereof were posted along the route of the proposed road, that the said view would be held on the 12th day of August A. D. 1931, and the hearing to be held in the Arbitration Room, at the Court House, in Clearfield, Pa., on the 14th day of August, 1931, at ten o'clock A. M. That three viewers appointed by the said order viewed the ground proposed for the above mentioned road, and that there were present at the view: William Weaver, James Amotto, George Strange, Robert Ennis, George Edwards, William Slee, Sr., Charles Woomer, William Densham, George Hill, Samuel W. Miller, Frank Capotoski, and William Heckman and Mike Francisco, Supervisors of Morris Township, parties in interest. That the hearing was held in the Arbitration Room, in the Court House, at Clearfield, Pa., on the 14th day of August A. D. 1931, when the following appearances were noted: George Strange, George Trumble, William Weaver and William Densham, with their Attorney, Wm. C. Chase, Esq.; Witnesses sworn, examined and cross-examined by counsel and your Board.

After the view and hearing above mentioned, the undersigned, the majority of the said viewers, do agree that there is — occasion for a road as desired by the petitioner, and that the same is — necessary for a —public— road: And having had respect to the shortest distance and the best ground for such road we have laid out in such manner as shall do the least injury to private property, and as far as practicable agreeably to the desire of the petitioner, and do return for — public — use the following described road, to wit Beginning at a post in the public road leading from the State Highway to Hawk Run opposite Morris Township High School; thence running South 5 degrees, 30 minutes West 168 feet to a post; thence running South 12 degrees, 15 minutes West 486 feet to post and intersecting with Church Street.

—We further find that approximately 200 school children attend the public school from the locality to be served by the aforesaid road and an equal number of parishioners of the M. E. Church would be safely accommodated thereby; those living in the Northern end of the Village of Morrisdale.

—We further find that the only passable road, in inclement weather, is the State Highway and due to the heavy traffic thereon it is dangerous for pedestrians, there having been many unfortunate fatalities in that immediate vicinity; furthermore the route is long and unaccommodating to the children living in the Company houses in the Southern section of the Village, not giving them sufficient time at the noon recess to go home for lunch.

—The aforesaid described road being essentially necessary for public travel and use, and there being no opposition thereto from any source and the location being over a right-of-way in public use for over 40 years and so dedicated by the owner, your Board recommends the laying out thereof as a public road.

A. I. S. R. T.

Of the Board of Supervisors of Bell Township Bleasfield
County Pa

for the year ending First Monday of Dec., 1920

RECEIPTS.				
Balance in Township Treasury from preceding year,		\$ 414	58	
1 Amount of cash collected on Road Tax duplicate for this year,	\$ 1566.97			
2 Amount of cash collected on old Road Tax duplicates for preceding year,	\$ 1525.97			
3 Amount received from County Commissioners as Road Tax on unseated land,	\$ 969.17			
Total Road Tax collected in cash entitled to bonus,		4061	43	
4 Amount received from State as Cash Tax Bonus,				
5 Amount received from Liquor Licenses,				
6 Amount borrowed or received from other sources,				
TOTAL AMOUNT AVAILABLE FOR ROAD PURPOSES,				
EXPENDITURES.				
Expended for repairs or maintenance of earth roads, including sluices,		\$ 2098	82	
" opening or building new roads,				
" permanent improvement of township roads,				
" permanent bridges and culverts, including permanent sluices,				
" new tools and machinery,				
" repairs to tools and machinery,				
" wages of roadmasters,				
" compensation to Treasurer and Secretary, <i>for two years</i>				
" compensation of Collector,				
" removing snow and other obstructions,				
Miscellaneous expenditures				
<i>Note and interest paid</i>				
7 TOTAL EXPENDITURES,		\$ 4381	93	
8 BALANCE IN TREASURY,		\$ 176	91	
RESOURCES.		LIABILITIES		
Cash on hand, if any	\$ 176	91	\$	
Amount due from Collector	2548	98		
Amount due from other sources				
Value of Machinery and Tools	300	00		
Liabilities in excess of resources,				
Total,	\$ 3017	89		
STATEMENT OF TAXES ASSESSED, ETC.				
9 Real estate assessed,		\$ 287826		
10 Personal property assessed,		\$		
11 Occupation assessments,		\$ 18390		
12 Total assessments for year,			\$ 306216.00	
13 Number of mills levied <u>10</u> mills.				
14 Amount of Road Tax levied,		\$ 3062.14		
DEDUCTIONS				
15 Rebate on taxes paid before June 1,	\$ 45	10		
16 Exoneration this year,	\$ 36	54		
17 Allowance on water troughs (If paid on warrant do not include here.)	\$ none			
18 Sundry deductions on this year's Taxes, \$				
19 Total Rebates and Allowances, (Deduct from item 14),		\$ 81.64		
20 Net Road Tax to be collected on this year's Duplicate, (NOTE:—Item 20 represents amount it was possible to collect on duplicate after deductions were made at beginning of year.)		\$ 2980	52	
21 Balance to be collected on old Duplicates other years, (NOTE:—Item 21 represents amount at beginning of year on old duplicates to be collected.)		\$ 2652	72	
22 Total Road Tax to be collected this year,			\$ 1633	24
23 Total Road Tax collected in cash (NOTE:—Item 23 should equal Items 1 and 2 under Receipts.)			\$ 3092	26
24 Total amount on unpaid Duplicates in hands of Collector, (NOTE:—Item 24 represents amount still to be collected on all duplicates at end of year.)			\$ 3540	98
MILEAGE OF ROADS KEPT UP BY THE TOWNSHIP				
25 Earth Roads			65	
26 Hard Surfaced Roads			None	
27 Total			65	
NOTE—Hard surface roads should include state-aid roads for which the Township pays half the costs of maintenance but should not include State Highways.				

We hereby certify that we have examined the above and find it correct.

W. F. Campbell
D. O. Baird } Auditors.

Witness our hands this 20 day of Dec 1920.

D. D. Dunn Chairman.
D. O. Baird Secretary.