

ROAD

DOCKET No. 6

Number	Term	Year
5	May ss	1932

Petition to vacate road in Girard
Township.

Versus

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 Girard, 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

9th day of April, A. D. 1932, 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 13th day of April, A. D., 1932, 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 Messrs Paul Smith and Isaac Condon, the Supervisors, favoring the vacation of said road, and there appeared Phil McHenry, a citizen of Girard Township, and a tenant on the farm of Joseph Beauseigneur, to represent Mr. Beauseigneur, opposing the vacation. The view, by order of the Viewers had been postponed on Sat. Apr. 9th, to Monday, Apr. 11th, at 1.00 o'clock P.M., at which time the view was held. Postponement noted on the public notices posted.

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 13th day of April, A. D. 1932, when the parties interested in the said road were in attendance: At the hearing there appeared in favor of the vacation, the Supervisors of Girard Township, above named, and with them their counsel, John C. Forsythe Esq. W. Wallace Smith Esq. appeared for Jos. Beauseigneur and Charles Hetrick, opposing the vacation.

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 such extent as would justify its vacation at the time. The Viewers do therefore decline to recommend a vacation of the road described in the above Order.

#5
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 22nd day of March in the year of our Lord, one thousand nine hundred and thirty two

A. R. CHASE
By the Honorable ~~Singmaster~~, President Judge of the said Court: Upon the petition of sundry inhabitants of the Township of GIRARD, in the County aforesaid setting forth that

a road beginning at a point on the road which leads from Lecontes Mills to Coudley where the same traverses the land of Charles Hetrick, thence through the lands of Charles Hetrick to the lands of Joseph Beauseigneur for a distance of approximately one mile, has long been an established township road.

That said portion of township road has become useless, inconvenient and burdensome to the township of Girard.

and, therefore, praying the Court to appoint proper persons to view and vacate said road between the points mentioned, whereupon the said Court, upon due consideration had of the premises, do order and appoint from and among the County Board of Viewers EARL G. BOOSE ESQ. HARRY REESE

AND H. P. DOWLER 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.

W R Gallagher
Clerk.

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY

In Re; Vacation of public road : Of May Sessions, 1932
in Girard Township. : No. 5.

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

You and each of you will please take notice that the under-
signed have been appointed by the Court to view and vacate a
certain public road in Girard Township aforesaid; which said
road in the petition is described as "beginning at a point on
the road which leads from LeContes Mills to Coudley where the
same traverses the land of Charles Hetrick, thence through the
lands of Charles Hetrick to the lands of Joseph Beauseigneur for
a distance of approximately one mile". The Viewers will meet at
the house of Joseph Beauseigneur ----- in said Girard Township,
for purpose of the view, on Saturday ---- the 9th ---- day of April,
1932, at 1.00 ----- o'clock P. M, and for purpose of holding
the public hearing in the matter as required by law and the Rules
this Court, Viewers will meet in the Grand Jury Room of the Court
House at Clearfield, Pa., on Wednesday ---- the 13th day of April,
1932, at 10.00 o'clock A.M. at which time and place parties
in interest may attend and beheard.

Emile Dore

Henry Reed

J. P. Fowler

Viewers

Apr. 2nd., 1932.

And now, Apr. 2, 1932, notice given and copy delivered and service
id hereny accepted for the Commissioners of Clearfield County.

L. C. Harris

Clerk

And now, Apr. 2, 1932, notice given and copy delivered and service
is hereby accepted for the Supervisors of Girard Township.

John D. Smith

Solicitor.

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 beginning at a point on the

Road leading from LeContes Mills to Coudley where the same traverses the land of Charles Hetrick

in Girard Township, to thence through the lands of Charles Hetrick to the lands of Joseph Beauseigneur

in Girard Township, in Clearfield County, aforesaid,

will meet at *House of Joseph Beauseigneur*

in Girard Township, on SATURDAY the 7th

day of April, 1932, at 1⁰⁰ 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 10th day of

April, 1932, at 10⁰⁰ o'clock A.M.

Earl G. Boose

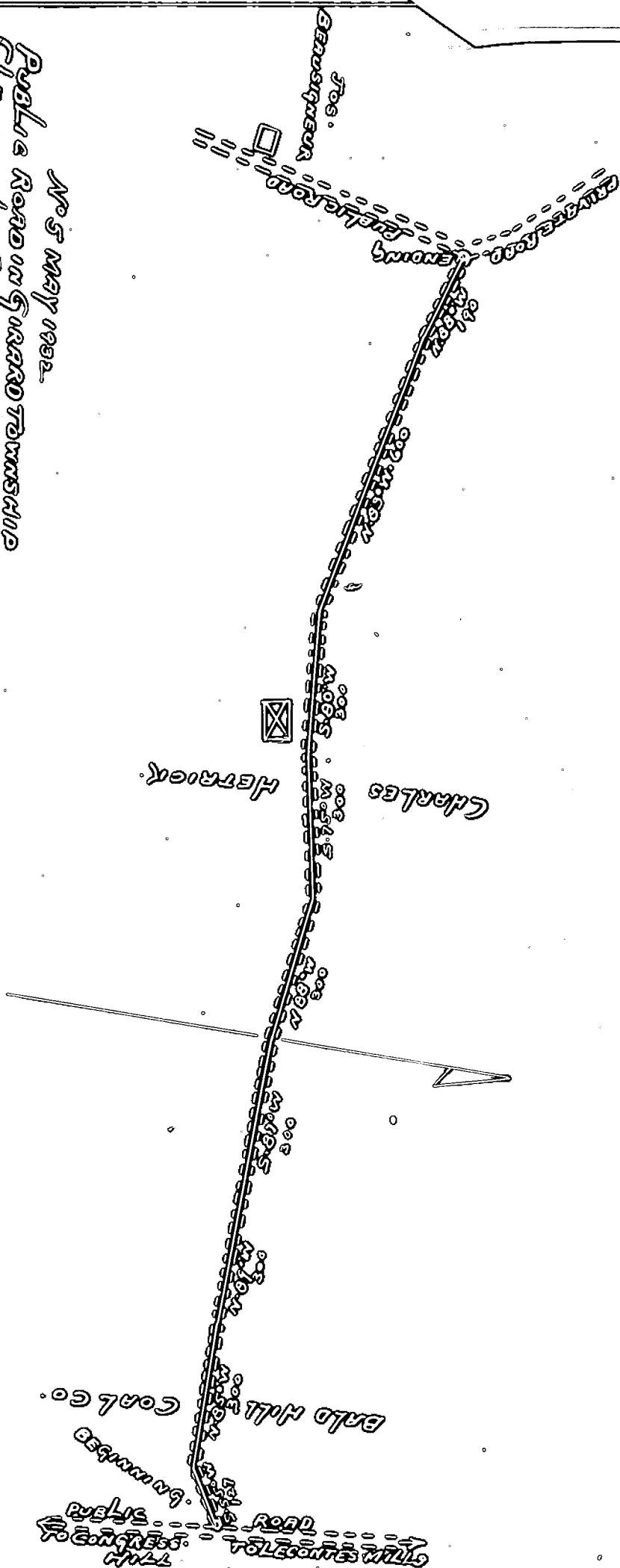
Harry Reese

Apr. 2, 1932

H. P. Dowler

VIEW CONTINUED TO
MONDAY-APR, 11th-
1932 AT SAME
HOUR-VIEWERS

No 5 May 1932.
 Public Road in GUANO TOWNSHIP
 CLEARFIELD COUNTY PA
 VIEWED ON QUESTION OF LOCATION
 APR. 11 - 1932 BY EARL G. BOOSEBERRY.
 H. A. REESE.
 H. P. DOWLER.



and that a plan, or draft, of said road to be vacated showing the courses and distances, and over whose property the said road passes, is hereto attached and made a part hereof.

~~--- The undersigned Viewers further report that they endeavored to procure from all parties affected by the vacation of said road, or over whose properties said road passes, or in any way damaged by the vacation of said road, a release in writing of all claims to damages that may arise from the vacation thereof, and that they procured such release from:~~

~~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 14th day of April, , A. D. 1932

Edmund B. Berry [SEAL.]

W. A. Reese [SEAL.]

W. H. Fowler [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
Earle G. Boose	2	88	\$24.40
Harry Reese	1	48	9.90
H. P. Dowler	1	16	\$8.30

No. 5 May Term 19 32

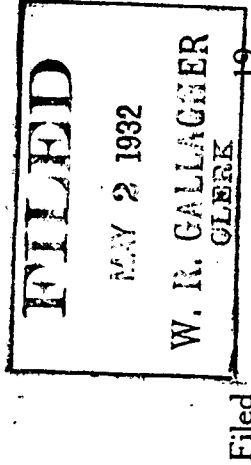
ORDER TO VACATE

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

Now *May* Sessions 19*32*
read and confirmed Ni. Si.

By the Court.

Now *Sept* Sessions 19*32*
confirmed absolute
W. R. Gallagher
By the Court.



Atty, JOHN C. FORSYTH

Fees \$1.25 paid by

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

Re: Vacation of Township Road) No. 5 *May ss*
in Girard Township) ~~February Term~~ 1932.

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

The petition of the Supervisors of the Township of Girard respectfully represents:-

1. That a road beginning at a point on the road which leads from Lecontes Mills to Coudley where the same traverses the land of Charles Hetrick, thence through the lands of Charles Hetrick to the lands of Joseph Beausieigneur for a distance of approximately one mile, has long been an established Township road.

2. That said portion of Township road has become useless, inconvenient and burdensome to the Township of Girard and the citizens thereof.

Wherefore, your petitioners pray your Honorable Court that viewers be appointed to inspect said road and report to Court recommendations relative to the vacation of same, agreeably to the Acts of Assembly in such case made and provided.

And they will ever pray, etc.

Isaac Goudon
Paul Smith

Supervisors of the Township
of Girard

STATE OF PENNSYLVANIA)
) SS:
COUNTY OF CLEARFIELD)

Before me, the Subscriber, ED. Billotte,
personally came Harry Smith Secretary of the Board of
Supervisors of the Township of Girard, who being duly sworn accord-
ing to law, says that the facts set forth in the within petition
are true to the best of his knowledge and belief.

Sworn and subscribed before me)
this 23rd day of February,)
A.D. 1932.)

Harry Smith

C. A. Billotte

Justice of the Peace
E. D. BELL, Justice of the Peace
Lafayette, La.
My commission expires Jan. 2, 1936

ORDER OF COURT

Now, February _____, 1932, the within petition having been read and considered, _____, _____, and _____ are appointed Viewers to inspect said premises and report to the Court.

By the Court

PJ

29.

IN RE: JAMES EARL RAY, Defendant
CRIMINAL CASE NO. 100-10000

U. S. District Court
Southern District of New York
May 1932

Re: Appointment of Viewers to view
and report on the body of
James Earl Ray, Defendant.

Now, March 22, 1932, Earl

G. Boose, Harry Reese, and H. P.

Dowler are appointed viewers to view
and report.

By the Court.

A. M. Boose
P. J.

FILED
MAR 22 1932
W. R. GALLAGHER
CLERK

U. S. District Court
Southern District of New York
March 22, 1932