

DOCKET No. 6  
Page 330.Number Term Year  
6 Sept. SS. 1932

Petition to vacate public road in  
Brady Township.

Versus

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

ORDER TO VACATE

No. 6 September Term, 1932.

It appearing to the court that the confirmation of the Viewers report for the present should not be confirmed until further investigation is made:

Now, December 3, 1932, Clearfield County is ORDERED to pay the costs of the viewers and no order will be made as to the confirmation at the present time. Same not to be presented to the court for confirmation until further order of court

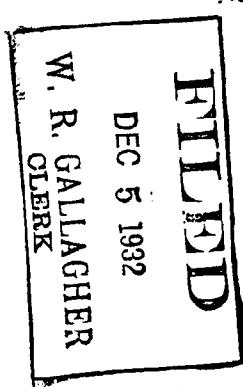
By the Court.

*A. K. Chase*  
P. J.

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

NO. 6 September Term, 1932.

ORDER TO VACATE



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 August in the year of our Lord, one thousand nine hundred and thirty two

A. R. CHASE  
By the Honorable ~~Stephen~~ <sup>John</sup> Boose, President Judge of the said Court: Upon the petition of sundry inhabitants of the Township of Brady, in the County aforesaid setting forth that . . . . . many years ago there was layed out by authority of a view and order of this Court, a public road wntirely within said Brady Twp. which begins in another public road leading to the Faudie School House, near the Abe Gallentine house, and ends just <sup>East</sup> west of the Quig Beck House in another public road called the Manuel Bloom ~~House~~ road.

This road runs up a very steep hill and has dangerous curves in it and is but little used and is expensive to keep in proper condition for public travel.

It has become useless, inconvenient and burdensome to the township generally and you petitioners therefore petition that the Court appoint proper persons to view this road and if they find there conditions to be true to make a report to the Court recommending its vacation.

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 J. E. Fry

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.

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 Brady, 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 August, 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~~ <sup>Grand Jury</sup> Room in the Court House, in Clearfield, Pa., on the 20th day of August, A. D., 1932 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 Samuel Bennett, Denton Bloom, Christian Swoope, Harry Gallentine and other persons residing in the vicinity of the road.

parties interested, either in favor of or against vacating said road. And that the aforesaid hearing was held in the ~~Arbitration~~ <sup>Grand Jury</sup> Room in the Court House, in Clearfield, Pa., on the 20th day of August, A. D. 1932, when the parties interested in the said road were in attendance: Samuel Bennett, Manuel Bloom and Christian Swoope

And that after the view and hearing above mentioned, the undersigned Viewers do agree that said road has become useless, inconvenient and burdensome as a public road. The Viewers find also that the same is convenient in some measure, as an outlet to Samuel Bennett, Christian Swoope and to a part of the Dimeling lands, if at any time mineral should be developed there. The road however is steep and in part, cut out along the hillside and is very narrow, making it dangerous unless greatly widened and fenced. This improvement would not be warranted by the present public travel on the road. The Viewers therefore recommend that the same be decreed a private road, for the use of the abutting land-owners, as is by the Act of Assembly, in such case made and provided. Considering that Samuel Bennett is the only person living along the road and that for some distance his improved land abuts both sides of the road, the Viewers are of the opinion that he should have reasonable redress for the vacation of the road as a public highway, and in lieu of the award of any damages, the Viewers recommend that if during any year hereafter, Samuel Bennett, or his successors in title to his land through which the road is layed out, shall expend labor or money in the maintainance of said private road, such amount so expended, not to exceed the amount of road taxes assessed to the land for that year, shall be allowed as an exoneration of road taxes assessed to the land, for that year, by the Supervisors of Brady Township.

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: - The Viewers being of the opinion that no one, with the possible exception of Samuel Bennett, would suffer any damage by the vacation of the said road as a public highway, decline to award any damages. No damages were asked by any of the parties in interest.

-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 22nd day of August, A. D. 1932

*Charles. B. Morris* [SEAL]

*J. E. Tracy* [SEAL]

*W. H. Hobler* [SEAL]

Viewers.

6.  
No. 6 Sept Term 19 32

**ORDER TO VACATE**

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

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.

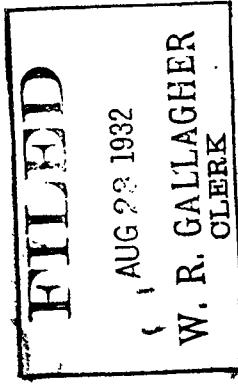
N. B.—If the viewers believe the parties are  
not entitled to damages, taking into considera-  
tion the advantages as well as the disadvantages  
of the road, they will report to that effect.

	Days	Miles	Amt
Earle G. Boose	4	142	\$37.10
J. E. Fry	3	78	\$26.40
H. P. Dowler	2	48	\$17.40

Now ..... Sessions 19  
read and confirmed Ni. Si.  
By the Court.

Now ..... Sessions 19  
confirmed absolute.  
By the Court.

*Marshall 1932*  
*to be presented next*  
*Term of Court for*  
*consideration.*  
*By the Clerk*  
Atty,  
Fees \$15 paid by W. R. Gallagher  
deputy Clerk.



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

Re; Vacation of ) Of September Sessions,  
Public Road in ) 1932.  
Brady Township. ) No. 6-

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

You and each of you will hereby take notice, that upon a petition signed by divers citizens of Brady Township, setting out that a certain public road in that township, beginning in a public road leading to the Faudie School House, at the house of Abe Gallentine, and ending in another public road known as the Manuel Bloom road, just east of the Quig Beck house, has become useless, inconvenient and burdensome, and praying that the Court appoint Viewers to view and vacate the same, the Court has appointed the undersigned as Viewers for the said purpose, and the Viewers will meet for said purpose at the house of Abe Gallentine aforesaid, in Brady Township, on Thursday, the 18th. day of August, 1932, at 1.30 o'clock P. M., and will hold the public hearing in the matter in the Grand Jury Room of the Court House at Clearfield, Pa., on Saturday, the 20th. day of August, 1932, at 9.30 o'clock A. M. At the public hearing, all parties in interest may attend and be heard.

*E. C. Moore*  
*J. E. Fry*  
*H. P. Daveler*

Aug. 11, 1932.

Now, August 11th, 1932, notice above served and copy delivered, and service is accepted for the Commissioners of Clearfield County.

*L. C. Morris*  
Clerk

Now August 13th, 1932, notice above served and copy delivered, and service is accepted for the Supervisors of Brady Township.

*J. H. Snyder*  
Supervisor

# Road Viewers' Notice

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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 leading from the road to the Faudie School House, near the house of Abe Gallentine,.....  
in Brady..... Township, to the public road known as the Manuel Bloom Road, just east of the Quig Beck House.....  
in Brady..... Township, in Clearfield County, aforesaid, will meet at the Abe Gallentine house.....  
in Brady..... Township, on Thursday the 18th.  
day of August, 1932 at, 1.30 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 Saturday, the 20th. day of August, 1932, at 9.30 o'clock A. M..

Earle G. Boose

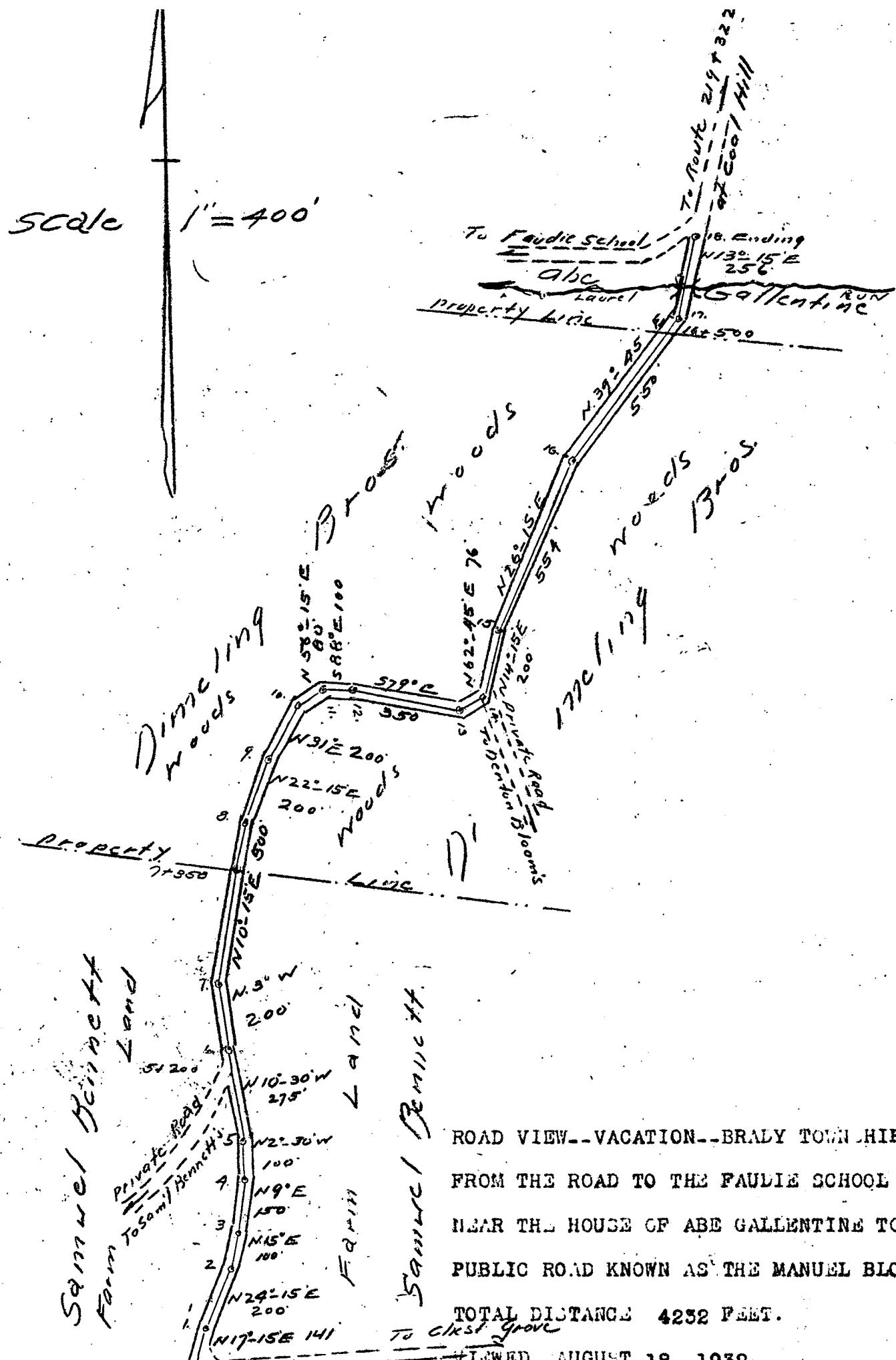
J. E. Fry

19.....

Harry P. Dowler

Viewers.

Scale 1" = 400'



ROAD VIEW--VACATION--BRALY TOWNSHIP  
FROM THE ROAD TO THE FAULIE SCHOOL HOUSE  
NEAR THE HOUSE OF ABE GALLENTINE TO THE  
PUBLIC ROAD KNOWN AS THE MANUEL BLOOM ROAD.

~~TOTAL DISTANCE~~ 4232 FEET.

Property ... ~~0.125 acre~~ ~~1200 m. front~~ VIEWED AUGUST 18, 1932.

EARLE G. BOOSE )  
J. E. FRY )VIEWERS.  
HARRY P. DOWLER)

To the Honorable Judge of said Court  
whereas a petition has been circulated  
to have a certain Road in Brady  
Township, leading from the Abraham  
Galentine farm to the Luig Beck  
Farm, vacated. We the undersigned  
Tax payers, ask that said road is  
not vacated and that said Brady  
Township shall maintain same.

C. R. Marshall Luthersburg, P. #1.

Christ Swope Luthersburg  
Lucile Swope Luthersburg Pa.

Samuel Bennett Luthersburg Pa

Marion Bloom Luthersburg Pa

Denton B. Bloom, Luthersburg Pa

~~W. W. A. Beam~~ Luthersburg Pa

Mr. W. W. A. Beam, Luthersburg Pa.  
Mrs. W. W. A. Beam, Luthersburg Pa.

Effie Bennett Luthersburg Pa

Geo J. Wingert Luthersburg Pa  
O. P. Wingert Luthersburg Pa

Subscribed to this 17<sup>th</sup> day of August 1932  
to this day of August 1932  
MY COMMISSION EXPIRES  
FIRST MONDAY JANUARY 1933  
2 Jersey Co

To Honorable A. R. Chase, the Judge of the Court of Quarter Sessions of Clearfield County, Pa.

Your petitioners who are residents of Brady Township, in Clearfield County aforesaid, respectfully represent to this Honorable Court that many years ago, there was layed out by authority of a view and order of this court, a public road entirely within said Brady Township, which begins in another public road leading to the ~~Paudie~~ School House, near the <sup>East</sup> ~~Abe~~ Gallentine house, and ends just <sup>East</sup> of the Quig Beck house, in another public road called the "Manuel Bloom Road"

This road runs up a very steep hill and has dangerous curves in it and is but little used and is expensive to keep in proper condition for public travel.

It has become useless, inconvenient and burdensome to the township generally, and your petitioners therefore petition that the Court appoint proper persons to view this road and if they find there conditions to be true, to make a report to the Court recommending its vacation.

Name	Name
Geo. E. Kirk	Roy Wright
<del>John</del>	H. W. Clapp
J. W. Shaffer	H. W. Bonsall
H. F. Moore	
S. W. Barnard	
L. B. Bransford	
H. H. Miles	
C. A. Morgan	
Paul Jones	
Wm. Campbell	
C. O. Campbell	

Clearfield County, : : :  
; SS  
Pennsylvania. : :

personally came before me, a Justice of the Peace in and  
for Clearfield County, Pa., ..... *W. W. Duffey* .....  
one of the signers of the foregoing petition and being sworn  
according to law, says that the matters set out in the said  
petition are true and correct to the best of his knowledge  
and belief.

*W. W. Duffey* .....

Sworn and subscribed before me  
the 6 day of August  
1932.

*E. J. Saylor* .....  
Justice of the Peace.

MY COMMISSION EXPIRES  
FIRST MONDAY, JANUARY 1933

14.6 Sept. 1932  
COURT OF QUARTERS SESSION

14.6 Sept. 1932.  
COURT OF QUARTER SESSIONS  
OF

## CLEARFIELD COUNTY —

20

NOTIFICATION TO HABITAT  
INTER-APPARITION  
TO VACATE A PUBLIC  
ROAD IN LIPADY TOWNSHIP

Power, the second, etc.

1938. Genl Blatt

~~100~~ 200 Troy oz.

H. J. Worcester, one

Efficient measures  
to raise and direct  
the people.

By the Creek

Dr. J. P. Green

卷之三

1332

W. R. GALLAGHER

No. 6 September SS 1922.

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

In re: Petition to  
Vacate Road in Brady  
Township

ORDER OF COURT

FILED

JUN 22 1935

W. R. GALLAGHER  
CLERK

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

In re: Petition to :  
Vacate Road in Brady Township : No. 6 September SS 1932.

ORDER OF COURT.

NOW June 22, 1935, it appearing that the Viewers' Report recommending vacation of the road described in these proceedings was filed to September Sessions, 1932, and that on December 3, 1932 the Court made an order suspending confirmation pending further investigation; and said report having been filed for the requisite time prior to absolute confirmation it is hereby ordered that the report of the Viewers be and the same is hereby approved and confirmed, and that the road in question be vacated as therein recommended.

By the Court,

  
A. Nathan Smith  
President Judge.