

ROAD

DOCKET No. 6

Number Term Year

1 Dec 1933

Petition to open up a road

in Pike Twp

Versus

R.D. #6 - Page 3 v 2

Part Two Ref 17324

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

Petition to change road in Pike Township, Clearfield County, Pa.

To the Hon. A. R. CHASE, President Judge of said Court:

We, citizens of Pike Township, Clearfield County, Pennsylvania, respectfully represent:

(1). That there is at the present time a road leading from Humphrey Bridge to a point somewhat North of the Humphrey buildings. That this road is about 1050 feet long. This road is a very much used road in Pike Township, as a considerable amount of coal is hauled over the road, and it is also a mail route.

(2). That there has been proposed a new road between the above mentioned termini and which will be a distance of 800 feet.

(3). That the proposed new road will eliminate two sharp and dangerous curves and also eliminate a steep hill leading on to the bridge, and will place the road on higher ground, which will make the road drier and more easily maintained.

(4). That your petitioners have been advised that the present existing road is about to be improved, and your petitioners believe that before any improvement should be made on the old road that the new proposed road should be opened up between the above mentioned termini.

(5). That the new road will require passage through about 6/10 of an acre of land now owned by the Thomas Humphrey Estate.

Wherefore your petitioners respectfully pray for permission from your Honorable Court to open up a new road between the above mentioned termini.

Frank D. Parker
Frank Bloom
John L. Bratton

Wilo L. Lubitsch
John Lawrence
Victor Teefles

Jack M. Naul

Geo. Riddle

J. P. Watts

Mr. R. Morris

Frank C. Wise

Wm. D. Wundt

H. P. Bloom

J. M. Bredder

Tom Lash

J. M. Matheson

D. Clark Barnard

J. Matheson

Paul Bloom

R. B. Henderson

Stanley Dauglass

Andrew Douglas

Henry Nichols

Raymond Eng

John E. Pfeifer

John F. Pinning

Robert H. Rich

Elmer Seeger

James Richardson

Chris McLean

Carl B. Dotte

Howard M. Bloom

Wayne Addleman

H. E. Riddle

H. E. Riddle

Geo. Addleman

Les Smith

L. G. Kilo

J. W. Peter

R. H. Eckert

Fred T. Bloom

A. Bloom

William Baier

George T. Russell

Carl Brundell

A. J. Morris

J. B. Baker

J. H. Dwyer

STATE OF PENNSYLVANIA : : SS
COUNTY OF CLEARFIELD : :

Personally appeared before me, a Justice of the Peace,
J. McHail who deposes and says that the
facts contained in the foregoing petition are true and correct
to the best of his knowledge, information and belief.

Sworn to and subscribed before:
me this 11th day of September :
1933

John A. Daley

J. McHail

MY COMMISSION EXPIRES FIRST
MONDAY IN JANUARY, 1934

to the court.

On the 18th of April 1933, the commandant
of the concentration camp at Dachau
ordered the following:

BEUL, O'LAUGHLIN & SULLIVAN
ATTORNEYS AT LAW
QUARTZ BUILDING
GARFIELD, PENNA.

How do you like
the new boy here
He's a jolly joker
and speaks
so well

W. R. CAMPBELL,
COURT.

DEK THE COLOR CHIP
KODAK COLOR CHIP
COLOR CHIP

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 18th day of September

in the year of our Lord one thousand nine hundred thirty three

Judge of the same Court: Upon the petition of sundry inhabitants of the Township of Pike
in said County, setting forth that there is at the present time

a road leading from Humphrey Bridge to a point somewhat North of the Humphrey Buildings. That this road is about 1050 feet long.

This road is a very much used road in Pike Township as a considerable amount of coal is hauled over the road, and it is also a mail route.

That there has been proposed a new road between the above mentioned termini and which will be a distance of 800 feet.

That the proposed new road will eliminate two sharp and dangerous curves and also eliminate a steep hill leading on to the bridge, and will place the road on higher ground, which will make the road drier and more easily maintained.

That your petitioners have been advised that the present existing road is about to be improved, and your petitioners believe that before any improvement should be made on the old road that the new proposed road should be opened up between the above mentioned termini.

That the new road will require passage through about 6/10 of an acre of land now owned by the Thomsa Humphrey Estate.

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.

W. R. Gallagher, 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

Pike and that three notices thereof were posted along the route of the proposed road, that the said view would be held on the 26th day of Sept., 1933, Grand Jury, A. D. 1933, and the hearing to be held in the ~~Anteroom~~ Room, at the Court House, in Clearfield, Pa., on the 28th day of Sept., 1933 - 1932, at 9.30 o'clock A. M. That all viewers appointed by the said order viewed the ground proposed for the above mentioned road, and that there were present at the view J. A. Weber, W. A. Perry, Zack McNaul, J. M. Humphreys and other citizens of Pike Township,

Grand Jury
parties in interest. That the hearing was held in the ~~Anteroom~~ Room, in the Court House, at Clearfield, Pa., on the 28th day of Sept., 1933, A. D. 1932, when the following appearances were noted: Frank Smith Esq., representing the Commissioners of Clearfield County; Edward Chaplin Esq., representing the Thos. Humphrey Estate; Morris Silberblatt Esq., representing the Supervisors of Pike Township, and C. R. Kramer Esq., representing the petitioners, and also numerous other citizens.

After the view and hearing above mentioned, the undersigned, the majority of the said viewers, do agree that there is no occasion for a road as desired by the petitioner, and that the same is not 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 the western end of the Humphreys Bridge over the West Branch of the Susquehanna River, in Pike Township, and running thence in a straight line, Southwesterly across lands of the Thos. Humphrey estate, a distance of 875.6 feet, ending in the public road, near the farm barn on the Thos. Humphrey Estate. The Viewers return for vacation that part of the public road now in use, beginning at the said Western end of the Humphreys Bridge and running thence by its several curves and tangents, to the said point near the farm barn on lands of the Thos. Humphrey Estate, a total distance of 1050 feet., which road so layed out and the section of the existing public road hereby returned for vacation, being shown on the map hereunto attached, as a part of the record in this case.

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 to lay out a public

Road leading from The Humphrey Bridge

in Pike Township, to a point near the Humphrey Buildings

in Pike Township, in Clearfield County, aforesaid, will meet at the Humphrey Bridge

in Pike Township, on Tuesday the 26th day of September 19 33 at 2.30 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 Thursday the 28th day of September 19 33, at 9.30 o'clock A. M.

Earle G. Boose

Harry Reese

Sept. 20 19 33. Jack Michaels

Viewers.

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

RE- Opening up New Public Road) Of December Term,
in Pike Township.) 1933.
) No. 1.

To the Commissioners of Clearfield County and the Supervisors of Pike Township-

You and each of you are hereby notified that to petition of sundry inhabitants of Pike Township, Clearfield County, Penna., the Judge of the above Court on Sept. 18, 1933, appointed the undersigned Viewers to view and lay out a new road in said Pike Township aforesaid, which is described in the Order to the Viewers as being a new road to supply the needs of the traveling public better than the present road, which leads from the Humphrey Bridge to a point somewhat North of the Humphrey buildings.

For the purpose of viewing the said road proposed to be layed out, the Viewers will meet at the Humphrey Bridge in said Pike Township, on Tuesday, the twenty-sixth day of September, 1933, at 2.30 o'clock P. M.

For purpose of the public hearing in the matter provided for by the rules of this court and the law, the Viewers will hold a public hearing in the premises in the Grand Jury Room in the Court House at Clearfield, Pa., on Thursday, the twenty-eighth day of September, 1933, at 9.30 o'clock A. M., where parties in interest may be heard.

Sept. 20, 1933.

James Rose
Harry Rose
Jack Michaels
Viewers.

Now, the 20 day of September, 1933, notice of the view and hearing in the above matter received and copy of this notice delivered and service thereof is accepted.

Frank Blom
Supervisor of Pike Township.
L. C. Morris,
Clerk of County Commissioners.

Sketch showing

Proposed relocation of a portion of
the Humphreys Road

Pike Township - Clearfield Co.

in

Old road to be vacated - - - 1050' long

Relocation - - - - - 875.6' long

River

Susquehanna

R.

Pa. Number City R.R. 62 Spur

0137

0+00

to Cumminsville

Uncultivated field
Property of
Thos. Humphrey Est.
James Humphrey, Exec.

Proposed relocation - 875.6'

Old road - 1050'

= 13+50 - Old road
= 1476.6 - Relocation

For
Farm

and that a plan or draft of said road showing courses and distances and the properties affected is hereto attached and made a part hereof, said road being at an elevation not exceeding five degrees, excepting _____

when it was not practical to preserve it within that limit.

The undersigned further report that they endeavored to procure from all the owners of the land over which the said road passes releases in writing of all claims to damages that may arise from opening the same, and that they procured such releases from none of the parties in interest

the following persons having refused to release the damages to which they respectfully may be entitled by reason of the location and opening 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: to the heirs of Thomas Humphrey, deceased,
the sum of Thirty Dollars.

and we herewith return releases obtained and copy of the notices

WITNESS our hands and seals this 29th day of Sept.,
A.D. 1933.

Lail Boose 
Lia Reese 
J. Michael 

No. 1 Dec Sessions, 1933

ORDER

To view open up a road for public use in the township of Pike Clearfield County

To view open up a road and confirmed Ni. Si. Road to be opened 33 feet wide except where there is side hill cutting or embankment and bridging, there to be 16 feet wide.

A. H. Chase
By the County
of Clearfield

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 reviewees.

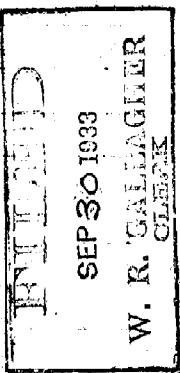
N. B.—If the viewers believe the parties are not entitled to damages, taking into consideration the advantages as well as the disadvantages of the road, they will report to that effect.

	Days	Miles	AMT.
Earl Booze	4	154	37.70
Harry Reese	3	128	28.90
Jack Michaels	2	114	20.70

Bell O'L & Silberblatt, Atty's.

19

paid by
Fees \$1.25



RELEASE OF DAMAGES

Know all Men by these Presents, that we, the undersigned, owners of lands through which the road located by the viewers, under the annexed order, passes for and in consideration of the sum of one dollar to us respectively paid by

at and before the ensealing and delivery hereof, have remised, released and forever quit-claimed, and do hereby remise, release and forever quit-claim to the said

all damages that may arise to us respectfully by reason of the location and opening of the said road, so that neither we nor any of us, nor any person claiming under us, can or may hereafter ask, sue for, demand, have or receive any damages for injuries arising or growing out of the location and opening of the road aforesaid.

Witness our hands and seals this _____ day of _____

A. D. 192 _____

Seal

Seal

Seal

Seal