

Road

DOCKET No. 6

Number

3

Term

Sept

ss

Year

1934

KNOX TOWNSHIP. Petition to vacate road

Versus

X

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENNSYLVANIA

IN RE VACATION OF ROAD IN :  
KNOX TOWNSHIP, CLEARFIELD : No. 3 September Sessions, 1934  
COUNTY, PENNSYLVANIA :  
:

EXCEPTIONS TO THE VIEWERS' REPORT  
VACATING PUBLIC ROAD AND AWARDED  
PRIVATE ROAD

To the Honorable W. Wallace Smith, President Judge of said Court:

W. L. Schoening, by his attorneys, Kramer, & Kramer, for himself, and in behalf of all other tax payers and citizens who care to join herein, excepts to the report of E. G. Boose, Harry E. Reese, and H. W. Bonsall filed July 2, 1934, to the above term and number and assigns as reasons therefor the following:

FIRST. That the petition to vacate stresses and relies principally upon the great number of miles of road within Knox Township, the constantly decreasing returns from taxes, the increased care required to maintain such roads and the desirability of vacating as many as possible, rather than upon the non-necessity of this specific road; the petition is therefore not in conformity with the Act of Assembly.

SECOND. That the report of the viewers similarly relies upon the facts set forth in exception 1, rather than upon the non-necessity of the road.

THIRD. That the report is inconsistent and fails to expressly negative the necessity and convenience of the road by finding that:

"While the viewers are of the opinion that the road is not necessary as a public road, they are of the opinion that the road probably is a convenience to the abutting landowners, two in number, and to a small number of inhabitants living in the immediate vicinity."

FOURTH. That the report of the viewers is defective and not in accordance with Rule 10, Section 6, of the Quarter Sessions Court of Clearfield County in that it fails to set forth, in paragraph form, properly designated Findings of Fact and Conclusions of Law.

FIFTH. That the viewers exceeded the powers of their appointment by recommending that the road be left as a private road.

SIXTH. That the proceedings of the viewers are void, their served and posted notices having failed to inform the township and county officials and the public that action would be had by them relative to awarding a private road.

SEVENTH. That the report of the viewers is defective in failing to designate and name the persons for whose benefit the private road was awarded.

EIGHTH. That the report is defective in failing to specify at whose expense the private road shall be maintained.

NINTH. That the report is defective and void in that it attempts to award a private road to "a small number of inhabitants living in the immediate vicinity." without showing that such inhabitants qualify by situs, necessity for a private road or by ownership of proper places of industry, to be entitled to a private road.


TENTH. That the evidence failed to establish a lack

of necessity for the public road.

ELEVENTH. That the report is contrary to the weight of the evidence offered at the hearing.

WHEREFORE exceptant in behalf of himself and such other citizens of Knox Township and vicinity as have joined herein by the petition set forth in Exhibit A hereto attached, respectfully prays your honorable court to set aside the report and, if necessary, to hear testimony ore tenus in disposing of these exceptions.

Respectfully submitted

  
Attorneys for the Exceptant

Opposers to having road vacated from New Millport picnic ground to road leading from New Millport to Kerrmoor by way of C. Fox Farm ,  
 We the undersigned are tax payers in County of Clearfield and are opposed to having said road vacated, As it is a much needed road to Farmers in that vacinity and quite often to us.

L. A. Fink	Kerrmoor Pa.
D. H. Michaels	Kerrmoor Pa.
Howard Michaels	Kerrmoor Pa.
R. D. Fink	New Millport
A. Bloom	New Millport Pa.
C. W. Sperry	" "
George W. Shippy	New Millport Pa.
Al. Wagar	Olanta Pa.
J. W. Sperry	New Millport Pa.
E. J. Frankhouse	Circleville Pa.
S. C. Norris	New Millport
Charles Withrow	New Millport
Mrs Charles Withrow	New Millport
W. P. Ruff	New Millport
Theo Henderson	
J. D. Straw	
H. B. Norris	Kerrmoor Pa.
James Mottack	New Millport Pa.
O. M. Shaffer	New Millport Pa.
R. Schorning	New Millport

June 19-1934

Opposers to having road vacated from New Millport picnic ground to road leading from New Millport to Kerrmoor by way of C. Fox Farm,

We the under signed are Farmers and land owners that will use said road to a great extent being our nearest and best rout to and from town and market,

And as Taxpayers in vacinity in which road is,

We feel that it is a great value to us ,and the public, and should never be vacated.

W H Fink

Patton Pa

Frank Topp

New Millport Pa

Curry C. Holtter

Cameronville Pa

John D. Lee

Sam Neamy

New Millport Pa

Mrs Charles Lewis

New-Millport

C E Lewis

11 11

Carl Wagoner

11 11

x Walter Strong

Cameronville Pa

Isaac McCormick

W L Schoening

New-Millport Pa

x B. W. Bell

Kerrmoor Pa

x Richard M. Cracker

We, the undersigned citizens of Knox, Ferguson and Jordan Townships hereby protest against the vacation of a public road leading from the New Millport picnic ground to the public road leading from New Millport to Kerrmoor, via Clark Fox's farm situate in Knox Township near the Jordan Township line, and we hereby concur in the exceptions heretofore filed by W. L. Schoening, joining in the prayer thereof for the setting aside of the award of the viewers establishing a private road and vacating the same as a public road.

Respectfully Submitted.

NAME	TOWNSHIP	P.O. ADDRESS	DATE
O. M. Shaffer	Knox	New Millport	Nov 2 34
Curtz Bell	Ferguson	New Millport	Nov 2 34
Woy H. Fink	"	"	" 2-34
Wm. C. Holton	<sup>farm in</sup> Knox	Cannonsville Pa	11-2-34
Wm. C. Bell	"	New Millport Pa	11/2/34
L. A. Fink	Ferguson	Kerrmoor Pa	11/5-34
Mary Holton	Knox	New Millport Pa	11/5 34
Alex P. Harley	Jordan	Kerrmoor Pa	11/5/34
Frank Fox	Knox	New Millport	
L. M. Bell	Jordan	New Millport	
Samuel Pearson	Jordan	New Millport Pa	
Marl Bell	Knox	New Millport	
George D. Shopp	New Millport	Pa Knox Twp.	
Al Bloom	New Millport	Pa Knox Twp.	
Ralph D. Schlabig	New Millport	Knox Twp. Pa	

Olen McBracken

Sturmoos Pa

Doc Bell

Fromer

11/5/34

William McBracken

H. B. Morris

Kerrmoor Pa

Clark G. Shroter

Wray H. Fink Knov New Milford Pa



IN SENATE  
JANUARY 10, 1906

REPORT OF THE

IN THE MATTER OF THE  
IN THE MATTER OF THE  
FIELD OFFICE, BUREAU OF

IN THE MATTER OF THE  
IN THE MATTER OF THE  
IN THE MATTER OF THE

KRAMER & KRAMER  
ATTORNEYS AT LAW  
CLEARFIELD, PA.

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

In re: Vacation of :  
Road in Knox Township, Clearfield :  
County, Pennsylvania. :

OPINION.

Upon petition properly presented the vacation of a section of road in Knox Township was prayed for. The viewers appointed by the Court reported favorably to the vacation of said road, but in accordance with the Act of 1929, P. L. 530, recommended that it remain a private road for the convenience of the two abutting landowners and a number of inhabitants living in the immediate vicinity. To this report exceptions were filed by W. L. Schoening which were joined in by a number of other persons after the argument on said exceptions.

The number of persons joining in these exceptions shows the opposition of a number of property owners of the vicinity, and residing in either Knox Township or adjoining districts, to the vacation of the road, and such opinion would be entitled to considerable weight in passing upon the question of the necessity for the road. The question of necessity is, however, not one which the Court can determine upon exceptions, but is required by the law to be determined by the Viewers: OHIO AND ROSS TOWNSHIP ROAD, 166 Pa. 132; BRUBAKER V. BLAIR COUNTY POOR DISTRICT, 15 D.&C. 191. In substance the exceptions raise the question of necessity, and as this has already been considered and determined by the Board of Viewers, the exceptions cannot, in our opinion, be sustained.

Considering the exceptions seriatim, the first and second

attack the petition and the Viewers' Report on the ground of their alleged reliance upon the mileage, decrease in tax returns, and the general desirability of vacating roads where possible to decrease the public burden. We think, however, that nothing more is necessary than to examine the report, which distinctly finds that the road has become useless, inconvenient and burdensome, and that while the Viewers undoubtedly considered the bearing of the matters referred to, they were considered only in their proper light as matters which entered into the question whether or not this particular road is necessary.

We see no inconsistency in the portion of the Viewers' Report quoted in the third exception. The Viewers distinctly found and stated that the road was not necessary for the public. Their finding that it was a convenience for private individuals is not inconsistent therewith.

We do not find the fourth exception well taken, as in our opinion the Report substantially complies with the requirements of Rule 10, Section 6, of the Rules of Court, in setting forth the essential findings briefly and concisely, and in distinct paragraphs.

The fifth and sixth exceptions in our opinion have no merit, in view of the provisions of the Act of April 7, 1929, P. L. 530, which gives the Viewers power to do exactly what was done here. The notices necessarily would be of proceedings for a public rather than a private road.

The seventh, eighth and ninth exceptions all attack the definiteness of the recommendation for a private road. In our

opinion the finding is sufficient, however, as the language of the Act of Assembly seems to indicate that a separate decree should be entered by the Court with reference to the private road at the time the report is confirmed. When the time arrives for the making of such decree, any persons claiming the benefit of such private road, or desiring to fix the duty of maintenance thereof as well as other rights and duties therein, may present the matter to the Court in connection with the framing of such decree.

The tenth and eleventh exceptions go to the weight of the evidence on the question of necessity. As stated before, this is entirely for the Viewers to decide.

O R D E R.

NOW January 5, 1935, for the reasons stated in the opinion filed herewith, the exceptions to the Viewers' Report herein are dismissed at the cost of the exceptants.

By the Court,

A handwritten signature in cursive script, appearing to read "H. Gallen Smith".

President Judge.

No. 6 September 8 1964.

IN THE COURT OF QUARTER  
SESSIONS OF CLEARFIELD  
COUNTY, PENNSYLVANIA

In re: Vacation of  
Road in Knox Township,  
Clearfield County, Penna.

OPTION AND ORDER

EX-100  
CLEARFIELD COUNTY  
CLEARFIELD

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

In re: VACATION OF ROAD IN  
KNOX TOWNSHIP, CLEARFIELD  
COUNTY, PENNSYLVANIA

:  
: No. 3 September Sessions,  
: 1934.

TO THE HONORABLE W. WALLACE SMITH, PRESIDENT JUDGE OF SAID COURT:

The petition of the Supervisors of Knox Township  
respectfully represents:

(1). Your petitioners are the supervisors of Knox Township, and they aver that they have had to repair and maintain a great number of miles of road, and by reason of the constantly decreasing returns from taxes received, and the increased care required on said roads due to additional vehicular traffic, it is desirable that all roads not necessary to the traveling public be vacated.

(2). There is a public road in the Township of Knox which extends from Highway Route 17,428 to Highway Route 17,430, which is of little use to the citizens of said township or the traveling public, and the expense to keep and maintain the same should be applied on the more travelled roads.

(3). The Township desires to be relieved from any possible damage from accident that may or might possibly occur to persons traveling said road.

(4). Your petitioners aver that the road hereinbefore identified is burdensome on the Township of Knox, unnecessary to the citizens of said Township or to the traveling public, and pray that an order be made directing the vacation of the same.

(5). The road herein sought to be vacated is as follows: Beginning on Highway Route 17,428 (Township Road System) at the top of the hill near the New Millport Picnic Ground, and nearby the property occupied by Marl Bell, thence along said abandoned State Highway a distance of approximately one mile to where said abandoned State Highway intersects State Highway Route 17,430 (Township Road System), said intersecting road being the road between the Village of New Millport and Kerrmoor.

WHEREFORE your petitioners pray that viewers be appointed to view said property and after hearing to report to your honorable Court with recommendation for the vacation of said road.

Ben Freeman

Russel Patterson

Orate Rowles

STATE OF PENNSYLVANIA :  
: SS:  
COUNTY OF CLEARFIELD :

Before me the subscriber hereto personally appeared Ben Freeman, Russel Patterson and Orate Rowles who depose and say that they are the Supervisors of Knox Township, petitioners above named, and that the facts set forth in the foregoing petition are true and correct to the best of their information, knowledge and belief.

Witness my hand and seal the 13 day of June, A. D. 1934.

O. J. Sloppy, J.P.  
New Millport, Pa.  
Commission Expires  
Jan. 1, 1936.

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

In re: VACATION OF ROAD IN :  
KNOX TOWNSHIP, CLEARFIELD : No. 3 September Sessions,  
COUNTY, PENNSYLVANIA. : 1934.

ORDER OF COURT

And now, the 18th day of June, 1934, the  
within petition having been presented and considered, thereupon  
E. G. Boor, Esq., Harry E. Reese and  
H. W. Bonsall are appointed viewers to view the  
road described in the annexed petition, take testimony and  
report to the Court with recommendation as to vacation, as re-  
quired by Act of Assembly.

By the Court,

J. Wallace Smith  
President Judge.



IN THE COURT OF QUARTER SESSIONS  
OF CLEARFIELD COUNTY, PENNA.  
No. 3 Sep. t. Sessns. 1934.

In re: VACATION OF ROAD  
IN KNOX TOWNSHIP, CLEAR-  
FIELD COUNTY, PENNA.

PETITION & ORDER

FILED  
JUN 18 1934  
W. R. GALLAGHER  
CLERK

LAW OFFICES CHAPLIN  
ARNOLD & SKINNER  
CLEARFIELD, PA.

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD  
COUNTY, PENNSYLVANIA

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In Re;	)	Of September Term;
Petition of Supervisors of	)	1934.
Knox Township for vacation	)	
of Public Road.	)	No. 3

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

You and each of you will hereby take notice that upon pe-  
tition of the Supervisors of Knox Township, to the Honorable,  
the Judge of the above named Court, the undersigned were ap-  
pointed Viewers to view and vacate a certain public road in  
said Knox Township. The road sought to be vacated is described  
in the Order to the Viewers, as follows-

"Beginning on Highway Route 17,428 (Township Road System)  
at the top of the hill near the New Millport Picnic Ground,  
and nearby the property occupied by Marl Bell, thence along  
said abandoned State Highway a distance of approximately  
one mile to where said abandoned State Highway intersects  
State Highway Route 17,430 (Township Road System), said  
intersectin road being the road between the village of  
New Millport and Kerrmoor"

The Viewers will meet at the house of Marl Bell, mentioned  
above, on Tuesday, the twenty-sixth day of June, 1934, at 2.30  
o'clock, P.M., for purpose of making the view, and at the Grand  
Jury Room in the Court House at Clearfield, Pa., on Thursday, the  
twenty-eighth day of June, 1934, at nine o'clock A. M., for pur-  
pose of the public hearing in the matter as provided by law and  
the Rules of this Court, at which latter time all parties in in-  
terest may be heard.

June 20th-1934.

*Ed. Russell*  
-----  
*Harry E. Russell*  
-----  
*Robert Bonasall*  
-----  
Viewers.

Now June 20th, 1934, notice is received, with copy, and ser-  
vice is accepted.

*Arnold & Chaplin*  
-----  
Attys. for Petitioners.  
*L. P. Morris*  
-----  
Clerk of County Commissioners.

# 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-leading-from Route No. 17,428 (Township Road System) at top of the hill near the New Millport Picnic Ground, near property occupied by Mark Bell

in Knox Township, to Route No. 17,430

(Township Road System), the said intersecting road being the road between New Millport and Kerrmoor.....

in Knox Township, in Clearfield County, aforesaid,

will meet at house of Marl Bell.....

in Knox Township, on Tuesday the 26th.

day of June, 1934, 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

June, 1934, at 9.00 o'clock A.M.

E. G. Boose

Harry E. Reese

H. W. Bonsall

June 20- 1934.

Viewers.

TO KERMORE PUBLIC ROAD TO NEW MILLPORT  
BEGINNING

UNIMPROVED LAND  
WM BRESSLER

UNIMPROVED LAND  
MARL BELL

PUBLIC ROAD IN KNOX TOWNSHIP,  
CLEARFIELD COUNTY PA.

VIEWS AND ~~RIGHTS~~ RECOMMENDED FOR A  
PRIVATE ROAD

By E.G. BOOSE ESQ.

H.A. REESE

SCALE 1"=200'

H.W. BONSALE

TOTAL 2356'

ENDING  
PUBLIC ROAD  
TO HANSONVILLE  
TO NEW MILLPORT



IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD, PENNSYLVANIA.

In re: Vacation of Road in :  
Knox Township, Clearfield County, : No. 3 Sept. Sessions, 1934.  
Pennsylvania. :

ORDER OF COURT.

Now, February 2, 1936, it appearing that a petition was properly presented for vacation of a section of road in Knox Township and that the Viewers filed their report July 2, 1934 to which exceptions were filed August 27, 1934; and further appearing that the Court on January 5, 1935 filed an opinion and order dismissing the exceptions to the viewers report, it is, therefore, ordered and directed that said Viewers' report be confirmed ni. si. as of February Sessions, 1935.

It is further ordered and directed that said report is confirmed absolutely as of February Sessions, 1936.

By the Court,

*A. Haller Smith*  
P. J.



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 18th day of June in the year of our Lord, one thousand nine hundred and thirty four.

W. WALLACE SMITH

By the Honorable Singleton Bell, President Judge of the said Court: Upon the petition of sundry x Supervisors inhabitants of the Township of KNOX, in the County aforesaid setting forth that .....

they aver that they have had to repair and maintain a great number of miles of road and by reason of the constantly decreasing returns from taxes received and the increased care on roads due to vehicular traffic it is desirable that all roads not necessary to the traveling public be vacated.

The road sought to be vacated is as follows: Beginning on Highway Route 17,428 (Township Road System) at the top of the hill near the New Millport Picnic Ground, and nearby the property occupied by Marl Bell, thence along said abandoned State Highway a distance of approximately one mile to where said abandoned State Highway intersects State Highway Route 17,430 (Township Road System), said intersectin road being the road between the village of New Millport and Kerrmoor.

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 E. G. Boose, Esq., Harry E. Reese and H. W. Bonsall

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 **Knox**....., 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

**26th.** day of **June**,....., A. D. 19**34**, 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 ...**28th**...day of **June**,.....A. D., 19 **24** at **9.00** 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 **the Supervisors of Knox Township and numerous citizens of the said Township** .....

parties interested, either in favor of or against vacating said road. And that the aforesaid hearing was held in the ~~Arbitration~~ <sup>No. 2 Court</sup> Room in the Court House, in Clearfield, Pa., on the ..**28th**.. day of **June**, 19**34**, having adjourned from the **Grand Jury** Room, then being used for public business, ~~A. D. 19-34~~, when the parties interested in the said road were in attendance: For **Knox Township Supervisors**, the petitioners, there appeared **Edward Chaplin Esq.**, of the law firm of **Arnold & Chaplin**, counsel for the petitioners, and **Freeman Philips, Creighton Rowles & Russell Patterson**, Supervisors of **Knox Township** and with them also, divers citizens of **Knox Township** as witnesses. For **Re-Monstrants**, appeared **C.R.Kramer Esq.**, counsel and also numerous witnesses.

And that after the view and hearing above mentioned, the undersigned Viewers do agree that said road has , become useless, inconvenient and burdensome , for the reason that until a few days before the view and hearing, when parties interested made voluntarily, some improvements of the road, it was evident that for many years there had been no improvement of the road as was evidenced from its appearance; brush growing along its margin and overhanging boughs of the forest trees on both sides for its entire length, making it practically impassible for vehicular traffic. The road runs through forest land for its entire length and there are no improvements of any kind, nor cleared land along the road. If it were necessary to the convenience of the traveling public generally, it is a natural inference that suitable action would have been taken long since to compel the Supervisors of Knox Township to keep the road in repair. While the Viewers are of the opinion that the road is not necessary as a public road, they are of the opinion that the road probably is a convenience to the abutting landowners, two in number, and to a small number of inhabitants living in the immediate vicinity, and in view of this conclusion have decided to recommend to the Court that the said road, hereinafter described, be and remain a private road, as is by law provided for



in such case by Act. No. 232, of the Acts of Assembly of 1929, P. L. 530. The road in question begins at a point in Route No. 17,428, Township Highway System, near the top of the hill, just above the New Millport Picnic Grounds and ends in the road leading from New Millport to Ansonville, known as Route No. 17,430, Township Highway System, and on the draft attached is described as beginning at the first mentioned terminal; thence S. 45° W., 378 feet to a point; thence S. 13½° W., 147 feet to a point; thence S. 122 feet to a point; thence S 40° W., 300 feet to a point; thence S. 25° W. 300 feet to a point; thence S. 19° E., 198 feet to a point; thence S. 32° E 376 feet to a point; thence S. 4° W. 534 feet to point in the New Millport to Ansonville road, the last named terminal, a distance of 2356 feet.

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: as the parties in interest did not release nor ask damages, and the Viewers being of the opinion that if their above recommendation to the Court were adopted, no damages of any tangible sort would accrue to any one, the Viewers did not award any 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 29th. day of June, , A. D. 19 34.

..... *E. L. Boone* ..... [SEAL]

..... *H. A. Reese* ..... [SEAL]

..... *A. W. Bonnell* ..... [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
E. G. Boose	4	176	\$48.40
Harry E. Reese	3	138	\$36.90
H. W. Bonsall	2	176	\$28.80

FILED

APR 2 1934

W. R. GALLAGHER

CLERK

No. 3 Sept Term 19 34

ORDER TO VACATE

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

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

Now Sessions 19  
confirmed absolute.  
By the Court.

Filed 19  
Atty, Arnold & Chaplin  
Fees \$1.25 paid by

*[Handwritten signature]*