

ROAD

DOCKET No. 6

Number	Term	Year
1	Dec. SS	1936

JORDAN TOWNSHIP--Petition to vacate
and Supply Roads

Versus

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

PETITION OF :
W. L. Schoening :
Levi Haymer :
Blake Summers :
SUPERVISORS OF JORDAN : No. Sept. Term 1936
TOWNSHIP, COUNTY OF CLEARFIELD, :
PENNSYLVANIA; To view and lay :
out a road. :

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

The petition of W. L. Schoening, Levi Haymer, and
Blake Summers respectfully represents:

(1) That your petitioners are the duly elected
supervisors of the Township of Jordan, County of Clearfield,
State of Pennsylvania.

(2) That they are the legally constituted body for
the maintenance and construction of roads in the Township of
Jordan.

(3) That it is the desire of the supervisors to
vacate certain portions of Township road hereinafter described
so as to avoid dangerous curves and burdensome up-keep and
supply the proposed vacated portions as hereinafter setforth.

(4) Therefore your petitioners pray that the following
sections or portions of Township road be vacated and supplied
as follows:

(a) Beginning at the point of intersection of State
Highway Route No. 17021 and Township Road No. 436 at or near
Fruit Hill Schoolhouse; thence in a Northerly direction along
Township Road Route No. 436 a distance of approximately 150 feet.

The above portion of Township Road Route No. 436
to be vacated and abandoned and supplied by a new Road beginning
at a point where State Highway Route No. 17021 intersects Town-
ship Road Route No. 436 at or near Fruit Hill Schoolhouse; thence
in a Northerly direction a distance of approximately 100 feet to
a point where the newly proposed Road intersects Township Road
Route No. 436.

(b) Beginning at a point on Township Road Route No.
436 at or near Charley Lewis' property; thence in a Northerly
direction along Township Road Route No. 436 a distance of ap-
proximately 250 feet.

The above portion of Road to be vacated and
abandoned and supplied by a new Road beginning at a point on
Township Road Route No. 436 at or near Charley Lewis' property;
thence in a Northerly direction a distance of approximately 200
feet to a point where the newly proposed Road intersects Township
Road Route No. 436.

(c) Beginning at a point on Township Road Route No. 436 at or near McNeal Run; thence in a Northerly direction along Township Road Route No. 436 a distance of approximately 300 feet.

The above portion of Road to be vacated and abandoned and supplied by a new Road beginning at a point on Township Road Route No. 436 at or near McNeal Run; thence in a Northerly direction, crossing McNeal Run, a distance of approximately 250 feet to a point where the newly proposed road intersects Township Road Route No. 436.

WHEREFORE, your petitioners pray that the Honorable Court appoint viewers to view and report on the proposed vacation and supply as prayed for in the foregoing petition.

And they will ever pray, etc.

Blake Summers
Leritt Hamer
W. L. Schoening
Board of Supervisors of Jordan
Township Road District

STATE OF PENNSYLVANIA : SS:
COUNTY OF CLEARFIELD :

Before me the subscriber, hereto, came W. L. Schoening who, being duly sworn according to law, says that he is one of the Supervisors of Jordan Township, and that the facts set forth in the foregoing Petition are true to the best of his knowledge and belief.

Chas S. Strong J.P.
My Comm Expires Jan 1 - 1942

Sworn to and subscribed
before me this 19th day of
August A.D. 1936

ORDER OF COURT

Now this 8th day of Sept A.D. 1936
A. B. Shaw, Esq., Ed Billotte,
and Chas. McGarvey, are appointed
viewers to act upon the above petition.

By the Court

Robert R. Lewis
P. J. 55th Jud. Dist. Specially Presiding

IN THE COURT OF QUARTER
SESSIONS, CLEARFIELD COUNTY,
PENNSYLVANIA
No. 1 *Dec* Sept. Term 1936

VACATION AND SUPPLY OF
ROAD IN JORDAN TOWNSHIP

PETITION

3

LAW OFFICES
CHASE & CHASE
SNYDER BUILDING
CLEARFIELD, PA.

To the County Commissioners of Clearfield County, Penna.

NOTICE OF VIEW

You are hereby notified that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, on the 8th day of September, A.D., 1936 to vacate and supply the following described public roads in the Township of Jordan, Clearfield County Pennsylvania,

(1) The first road to be vacated begins at the point of intersection of State Highway Route # 17021 and Township Road Route # 436 at or near the Fruit Hill School House; thence in a Northerly direction along Township Road Route # 436 a distance of approximately 150 feet.

The above portion of Township Road Route # 436 to be vacated and abandoned and supplied by a new road, beginning at a point where State Highway Route # 17021 intersects Township Road Route # 436 at or near the Fruit Hill School House; thence in a Northerly direction a distance of Approximately 100 feet to a point where the newly proposed road intersects Township Road Route # 436.

(2) The second road to be vacated begins at a point on Township Road Route # 436 at or near Charley Lewis' property; thence in a Northerly direction along Township Road Route # 436 a distance of approximately 250 feet.

The above portion of Road to be vacated and abandoned and supplied by a new road beginning at a point on Township Road Route # 436 at or near Charley Lewis' property; thence in a Northerly direction a distance of approximately 200 feet to a point where the newly proposed road intersects Township Road Route # 436.

(3) The third road to be vacated begins at a point on Township Road Route # 436 at or near McNeal Run; thence in a Northerly direction along Township Road Route # 436 a distance of Approximately 300 feet.

The above road to be vacated and supplied by a new road beginning at a point on Township Road Route # 436 at or near McNeal Run; thence in a Northerly direction, crossing McNeal Run, a distance of approximately 250 feet to a point where the newly proposed road intersects Township Road Route # 436.

will meet at the intersection of State Highway Route # 17021 and Township Road Route # 436 in the Township of Jordan, Clearfield County, Pennsylvania, on Tuesday the 22nd day of September, A.D., 1936 at 10:00 o'clock A.M. to attend the duties assigned them and that a 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 said roads to be vacated and supplied an opportunity to be heard, will be held in the Law Library in the Court House at Clearfield on Friday the 25th day of September, A.D., 1936 at 10:00 o'clock A.M., at which time and place all parties interested in said roads may attend and be heard if they so desire.

A.E. Shaw

E.D. Billotte

T.C. McGarvey

Viewers.

Now this 10th day of September, A.D., 1936, service of the above notice is hereby accepted by copy.

Myra E. Lucas
Clerk

To the Supervisors of Jordan Township, Clearfield County, Pa.

NOTICE OF VIEW

You are hereby notified that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, on the 8th day of September, A.D., 1936 to vacate and supply the following described public roads in the Township of Jordan, Clearfield County Pennsylvania,

(1) The first road to be vacated begins at the point of intersection of State Highway Route # 17021 and Township Road Route # 436 at or near the Fruit Hill School House; thence in a Northerly direction along Township Road Route # 436 a distance of approximately 150 feet.

The above portion of Township Road Route # 436 to be vacated and abandoned and supplied by a new road, beginning at a point where State Highway Route # 17021 intersects Township Road Route # 436 at or near the Fruit Hill School House; thence in a Northerly direction a distance of approximately 100 feet to a point where the newly proposed road intersects Township Road Route # 436.

(2) The second road to be vacated begins at a point on Township Road Route # 436 at or near Charley Lewis' property; thence in a Northerly direction along Township Road Route # 436 a distance of approximately 250 feet.

The above portion of Road to be vacated and abandoned and supplied by a new road beginning at a point on Township Road Route # 436 at or near Charley Lewis' property; thence in a Northerly direction a distance of approximately 200 feet to a point where the newly proposed road intersects Township Road Route # 436.

(3) The third road to be vacated begins at a point on Township Road Route # 436 at or near McNeal Run; thence in a Northerly direction along Township Road Route # 436 a distance of approximately 300 feet.

The above road to be vacated and supplied by a new road beginning at a point on Township Road Route # 436 at or near McNeal Run; thence in a Northerly direction, crossing McNeal Run, a distance of approximately 250 feet to a point where the newly proposed road intersects Township Road Route # 436.

will meet at the intersection of State Highway Route # 17021 and Township Road Route # 436 in the Township of Jordan, Clearfield County, Pennsylvania, on Tuesday the 22nd day of September, A.D., 1936 at 10:00 o'clock A.M. to attend the duties assigned them and that a 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 said roads to be vacated and supplied an opportunity to be heard, will be held in the Law Library in the Court House at Clearfield on Friday the 25th day of September, A.D., 1936 at 10:00 o'clock A.M., at which time and place all parties interested in said roads may attend and be heard if they so desire.

A.B. Shaw

E.D. Billotte

T.C. McGarvey

Viewers.

Now this ²⁴/₂₅ day of September, A.D., 1936, service of the above notice of view is hereby accepted on behalf of the Supervisors of the Jordan Township Road District.

Secretary.

Road Viewers' Notice

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by
the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view a Road or

assess damages, leading from certain points in the Township of Jordan as follows:
 1. A new road to be vacated beginning at the point of intersection of State Highway Route 17001 and Township Road Route 1400, at or near the Hill School House, thence in a northerly direction along Township Road Route 1400 a distance of approximately 100 feet.

The above portion of Township Road Route 443 to be vacated and abandoned and replaced by a new road, beginning at a point at or near the First Hill School House where State Highway Route 17021 intersects Township Road Route 443; thence in a northerly direction a distance of approximately 100 feet to a point where the newly proposed road intersects Township Road Route 436.

(2) The second road to be vacated begins at a point on Township Road Route 696 at or near Charles Lewis' property; thence in a northerly direction along Township Road Route 696 a distance of approximately 150 feet.

in Township to The above road to be vacated and abandoned and replaced by a new road, beginning at a point on Township Road Route 400 at or near Charley Lewis' property; thence in a northerly direction along Township Road Route 400 a distance of approximately 800 feet to a point where the newly proposed road intersects Township Road Route 400.

(5) The third road to be vacated begins at a point on Township Road Route 1406 at or near Local Run; thence in a northerly direction, across Local Run, a distance of approximately 100 feet to a point where the newly proposed road intersects Township Road Route 1406.

in Jordan Township, in the County aforesaid, will

point of intersection of State Highway Route 17022 and
meet at the house of. CUC

in Jordan Township, on Tuesday

the 22nd day of September, A. D. 1928, at 20:00

o'clock . . . M., to attend to the duty assigned them, of which time and place afore-

said, all parties interested will take notice.

[illegible]

A.D. 1942

L.D. DINDORF

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VIEWS

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF HIGHWAYS

Deed of Release and Quitclaim

KNOW ALL MEN BY THESE PRESENTS, That I (~~or we~~) Carl Wagoner
(Name)

(Address)

owner or owners of property affected by the improvement of a section of road in
Jordan Township, Clearfield County, Pennsylvania, desig-
nated on the records of the Department of Highways as
for and in consideration of the benefits resulting from the improvement of the said road,
do hereby remise, release, quitclaim, and forever discharge the Commonwealth and any
agency or political subdivision thereof, their employes or representatives, of and from
all suits, damages, claims, and demands whatsoever, in law or equity or otherwise, against
it or them or any of them, for or on account of any taking, injury, or destruction of
property, through or by reason of the improvement of the said road, including the change
of any streams, watercourses, drainage, or drainage structures or facilities, or through
or by reason of the subsequent maintenance thereof according to the standards of the De-
partment of Highways. A plan showing the proposed improvement is hereto attached and made
part of this release.

IN WITNESS WHEREOF, I (or we) have hereto set my (or our) hand (s) and seal (s)
this 25th day of September A. D. 19 36.

Witness: (Seal)
(Seal)

orm 474 (R-11-1-35)
ndividual

(For execution by individuals
or by partnership)

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF HIGHWAYS

Deed of Release and Quitclaim

KNOW ALL MEN BY THESE PRESENTS, That I (~~owns~~) Mrs Charles Lewis
(Name)

(Address)

owner or owners of property affected by the improvement of a section of road in
Jordan Township, Clearfield County, Pennsylvania, design-
ated on the records of the Department of Highways as Route 436,
for and in consideration of the benefits resulting from the improvement of the said road,
do hereby remise, release, quitclaim, and forever discharge the Commonwealth and any
agency or political subdivision thereof, their employes or representatives, of and from
all suits, damages, claims, and demands whatsoever, in law or equity or otherwise, against
it or them or any of them, for or on account of any taking, injury, or destruction of
property, through or by reason of the improvement of the said road, including the change
of any streams, watercourses, drainage, or drainage structures or facilities, or through
or by reason of the subsequent maintenance thereof according to the standards of the De-
partment of Highways. A plan showing the proposed improvement is hereto attached and made
part of this release.

IN WITNESS WHEREOF, I (or we) have hereto set my (or our) hand (s) and seal (s)
this 25th day of September A. D. 19 36.

Witness:

W. C. Lewis

Mrs Charles Lewis (Seal)

(Seal)

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF HIGHWAYS

Deed of Release and Quitclaim

KNOW ALL MEN BY THESE PRESENTS, That I (~~or we~~) Lynn Bell
(Name)

(Address)

owner or owners of property affected by the improvement of a section of road in
Jordan Township, Clearfield County, Pennsylvania, design-
ated on the records of the Department of Highways as Route # 456,
for and in consideration of the benefits resulting from the improvement of the said road,
do hereby remise, release, quitclaim, and forever discharge the Commonwealth and any
agency or political subdivision thereof, their employes or representatives, of and from
all suits, damages, claims, and demands whatsoever, in law or equity or otherwise, against
it or them or any of them, for or on account of any taking, injury, or destruction of
property, through or by reason of the improvement of the said road, including the change
of any streams, watercourses, drainage, or drainage structures or facilities, or through
or by reason of the subsequent maintenance thereof according to the standards of the De-
partment of Highways. A plan showing the proposed improvement is hereto attached and made
part of this release.

IN WITNESS WHEREOF, I (or we) have hereto set my (or our) hand (s) and seal (s)
this 25th day of September A. D. 19 56

Witness: [Signature] (Seal)
..... (Seal)

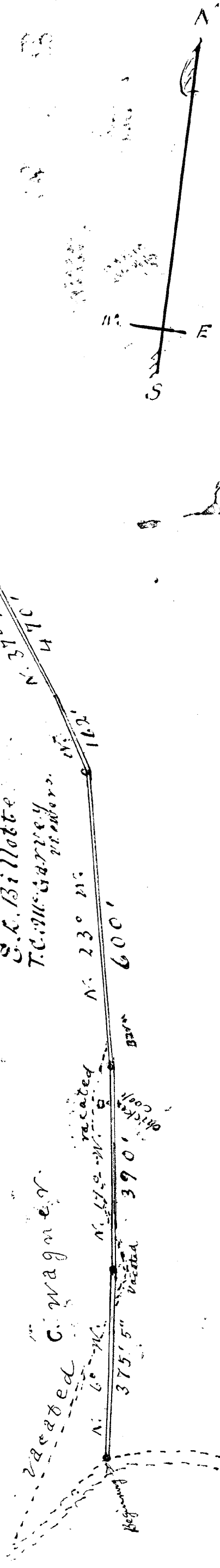
Draft of public Road in Jordan Twp.
 Cleared County, Pa. Viewed and laid-
 out, Sep. 22nd, A.D. 1936. Beginning near
 the Fruit Hill School House, and ending
 beyond Walnut Run where Viewed Road intersects
 Road leading to Mill Port.

A.B. Shan-

S.K. Billotte

T.C. McGarvey

C. Wagner



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 September in the year of our Lord, one thousand nine hundred and thirty-six.

ROBERT LEWIS, P. J. 55th Jud. Dist., Specially Presiding
By the Honorable ~~SIXXXXXXXXXXX~~, President Judge of the said Court: Upon the petition of sundry

inhabitants of the Township of Jordan, in the County aforesaid setting forth that

your petitioners pray that the following sections or portions of Township road be vacated and supplied as follows:

(a). Beginning at the point of intersection of State Highway Route No. 17021 and Township Road No. 436 at or near Fruit Hill Schoolhouse; thence in a Northerly direction along Township Road Route No. 436 a distance of approximately 150 feet.

The above portion of Township Road Route No. 436 to be vacated and abandoned and supplied by a new Road beginning at a point where State Highway Route No. 17021 intersects Township Road Route No. 436 at or near Fruit Hill Schoolhouse; thence in a Northerly direction a distance of approximately 100 feet to a point where the newly proposed Road intersects Township Road Route No. 436.

(b). Beginning at a point on Township Road Route No. 436 at or near Charley Lewis' property; thence in a Northerly direction along Township Road Route No. 436 a distance of approximately 250 feet.

The above portion of Road to be vacated and abandoned and supplied by a new Road beginning at a point on Township Road Route No. 436 at or near Charley Lewis' property; thence in a Northerly direction a distance of approximately 200 feet to a point where the newly proposed Road intersects Township Road Route No. 436.

(c). Beginning at a point on Township Road Route No. 436 at or near McNeal Run; thence in a Northerly direction along Township Road Route No. 436 a distance of approximately 300 feet.

The above portion of Road to be vacated and abandoned and supplied by a new Road beginning at a point on Township Road Route No. 436 at or near McNeal Run; thence in a Northerly direction, crossing McNeal Run, a distance of approximately 250 feet to a point where the newly proposed road intersects Township Road Route No. 436.

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.


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, and among the County Board of Viewers who have been duly appointed by your Honorable Court and had 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 Jordan, 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

22nd day of September, A. D. 1936, and that the public hearing, as required by the Act of Assembly, and the Rules of Court, would be held in the ^{Grand Jury} Arbitration Room in the Court House, in Clearfield,

Pa., on the 25th day of September A. D., 1936 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 W.L. Schoning, Blake Sommers and Levi Hamer, Supervisors of the Township of Jordan.

parties interested, either in favor of or against vacating said road. And that the aforesaid hearing was held in the ^{Grand Jury} Arbitration Room in the Court House, in Clearfield, Pa., on the 25th day of September, A. D. 1936, when the parties interested in the said road were in attendance: W.L. Schoning, Blake Sommers and Levi Hamer, Supervisors of Jordan Township.

And that after the view and hearing above mentioned, the undersigned Viewers do agree that said road has, become useless, inconvenient and burdensome and that there is occasion for

certain changes in Township Road Route #436 in the Township of Jordan and that such changes are believed necessary for the betterment and safety of public travel. And having had respect to the shortest distance and the best ground for such road and there being no damages claimed by the property owners as a result of the construction and relocation of said road, over whose property certain portions thereof will pass, we return for public use the following described road, the same to supplant the present Township Road Route #436, to wit:-

Beginning at a point, approximately 500 feet Northeast of the Fruit Hill School House, on State Highway Route #17021; thence North 6 degrees West, 375.5 feet to a point where the newly proposed road intersects Township Road Route #436; thence North 19 degrees West, 390 feet to a point where the newly proposed road intersects Township Road Route #436; thence along said Route 23 degrees West, 600 feet to a stake; thence North along said Route, 162 feet to a stake; thence North along said Route 37 degrees West, 470 feet to a stake; thence deviating from the old survey of Township Road Route 436, West 25 degrees 45' West, 700 feet to a point where the newly proposed route intersects Township Road Route #436; thence crossing said Route, North 25 degrees 47' West, 400 feet to a point where the newly proposed road again intersects Township Road Route #436 at or near McNeal Run.

That after the view and hearing aforementioned the undersigned viewers do agree in accordance with the prayer of the petition to vacate those sections of Township Road Route #436, hereinafter described as having become useless, inconvenient and burdensome, to wit:-

The first thereof, beginning at the point of intersection of State Highway Route #17021 and Township Road Route #436, at or near the Fruit Hill School House thence in a Northerly direction along Township Road Route #436 a distance of approximately 800 feet to the point of intersection of Route 436 with the newly proposed Route as hereinabove laid out and recommended.

The second thereof, beginning at a point on Township Road Route #436, approximately 800 feet distant from the Fruit Hill School House; thence in a Northerly direction along said Route #436 a distance of approximately 100 feet to the point of intersection of Route #436 with the newly proposed Route as hereinabove laid out and recommended.

The third thereof, beginning at a point on Township Road Route #436 at or near Charley Lewis' property; thence North 40 degrees West along said Route 600 feet to a stake; thence 47 degrees East along said Route, 130 feet to the point of intersection of Township Road Route #436 and the newly proposed Route; thence North 19 degrees East along Township Road Route #436, 200 feet to a stake; thence North 50 degrees East along said Route, 300 feet to the point of intersection of Township Road Route #436 and the newly proposed Route, at or near McNeal Run.

and supplied

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: Carl Wagoner, Mrs Charles Lewis and Lynn Bell


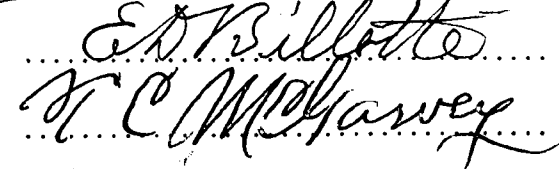
And that the following persons having, in the opinion of the Viewers, been damaged by the vacation of said road, and having refused to release the damages to which they may be respectively entitled by reason of the vacation (and closing up of the said road, we, the undersigned Viewers, after having considered 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

day of

, A. D. 19

 [SEAL.]
..... Ed. B. Billotte [SEAL.]
 [SEAL.]
..... J. C. McFarvey [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
A. B. Shaw	3	35	31.75
E. D. Billotte	3	75	34.75
T. C. McGarry	2	130	26.50

No. 1 Dec. Term 19 36

ORDER TO VACATE

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

Now ~~December~~ Sessions 19 36

read and confirmed Ni. Si.

By the Court.

E. H. Hallen
Now ~~Mar. 17~~ Sessions 19 36,
confirmed absolute.

By the Court.

E. H. Hallen

Filed 19

Atty. Chase & Chase

Fees \$1.25 paid by

ER