

ROAD

**DOCKET No. 7**

<b>Number</b>	<b>Term</b>	<b>Year</b>
5	Dec. SS	1944

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Re: Road in Penfield Village,

Huston Township

**Versus**

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IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENNSYLVANIA

In re: Road in Penfield  
Village, Huston Township,  
Clearfield County, Penn-  
sylvania

No.

December Sessions 1944

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TO THE HONORABLE THE JUDGE OF THE ABOVE NAMED COURT:

The undersigned, Supervisors of the Township of Huston, County of Clearfield, Pennsylvania, respectfully petition your honorable Court as follows:

1. The undersigned as Supervisors of the Township of Huston deem it advisable to improve, change and alter certain streets or ways in the Village of Penfield, Huston Township, Clearfield County, Pennsylvania, which said roads or ways are not of record, but which have been used for public travel, and have been maintained and kept in repair by the expenditure of Township funds for a period of more than twenty years past.

2. That prior to the 9th of October 1894, the Village known as Penfield, was plotted and laid out in streets, alleys and town lots, the same being numbered, said plot thereof having been duly recorded in the office for the recording of deeds of the County of Clearfield in Deed Book Vol. 83, page 608, on the said 9th day of October 1894, said plot showing said various streets and alleys in the said Village of Penfield, and lots were sold

in accordance with said plot abutting on said streets and alleys.

3. The Supervisors of the Township of Huston have, for more than twenty-one years past, expended township funds on certain streets, a sketch thereof being hereto attached and made a part hereof, and the portion thereof proposed to be added to the mileage of Huston Township Supervisors, and which the said Supervisors propose to alter, improve, and otherwise work upon, are marked on said sketch in red ink.

4. Said portions are more properly described as follows:

The First Thereof, to begin at a point on Woodward Street, now known as Pennsylvania State Highway Route 402, leading from DuBois, Clearfield County, through Penfield, to Weedlyville, Elk County, being a street between lots 42 and 43 on said sketch, thence southerly to what is known as Flynn Alley a distance of 19 $\frac{1}{4}$  feet, then at right angles and in an Easterly direction, 1200 feet, crossing what is shown as Clearfield Street on said sketch, and being the highway route leading from the Village of Penfield, to the Borough of Clearfield, and known as Highway Route No. to a street shown on said sketch, between lots 31 and 115 of said sketch; thence at right angles in a Northerly direction a distance of about 19 $\frac{1}{4}$  feet to said Woodward Street, Highway Route No. 402, as aforesaid, having an over-all length of three-tenths of a mile.

The Second Thereof, shown on the sketch marked No. 2 attached hereto, and the portion thereof outlined in red, beginning at a point in what is shown as Clearfield Street, or State Highway Route No. , leading from Penfield to the Borough of Clearfield, between Lots 60 and 62, thence extending Westerly a distance of one-tenth of a mile, passing Lots 62 and 109 on the South of said improvement.

5. There are no damages to be sustained by any persons or corporations, for the reason that the said roads shown on said sketches have been in existence and used for more than twenty-one years prior to the presenting of this petition, and have had Township funds expended thereon for the maintenance thereof.

6. That on Sketch No. 1 is shown a culvert over Wilson Run, which will need improvement, changes and alterations, but it is averred that all of the improvements, changes and costs thereon shall be less than the sum of Five Hundred Dollars (\$500.00), there being no property taken, said roads or streets as shown on said sketch, having been the subject of the plot filed heretofore.

7. That various persons have acquired lots shown on the said plot as recorded as aforesaid, and have erected houses thereon and have otherwise improved the property, and are desirous of having said streets kept, maintained and improved by the Supervisors of the Township, and it is necessary for the accommodation of said residents, property owners and citizens of the said Township, that said road as proposed, shall be kept and maintained and improved for the accommodation of the public.

WHEREFORE, your petitioners respectfully pray your honorable Court to make an order authorizing them as Supervisors of the Township of Huston, Clearfield County, Pennsylvania, to take, improve, alter and change said road as shown in said sketch as prayed for.

And they will ever pray, etc.

Lotay Georges  
Woodrow Mobley  
Harold B Woodward

STATE OF PENNSYLVANIA

SS:

COUNTY OF CLEARFIELD

Supervisors of the Township of Huston, being duly sworn according to law, depose and say that the facts set forth in the foregoing Petition are correct and true.

Mcademus Maholz

Harold B Woodward

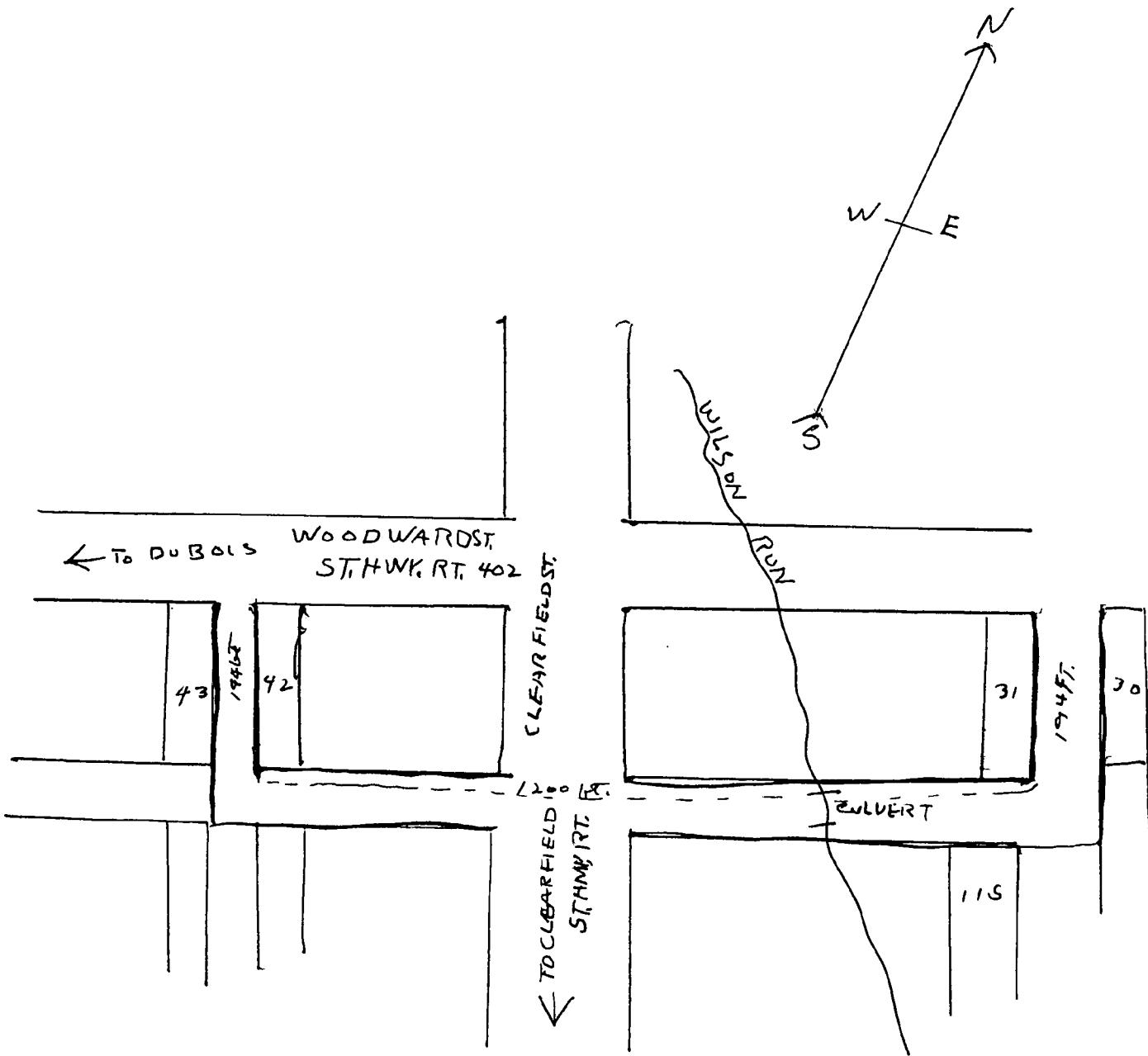
Patay Geary

Sworn and subscribed before me  
this 1<sup>st</sup> day of November 1944.

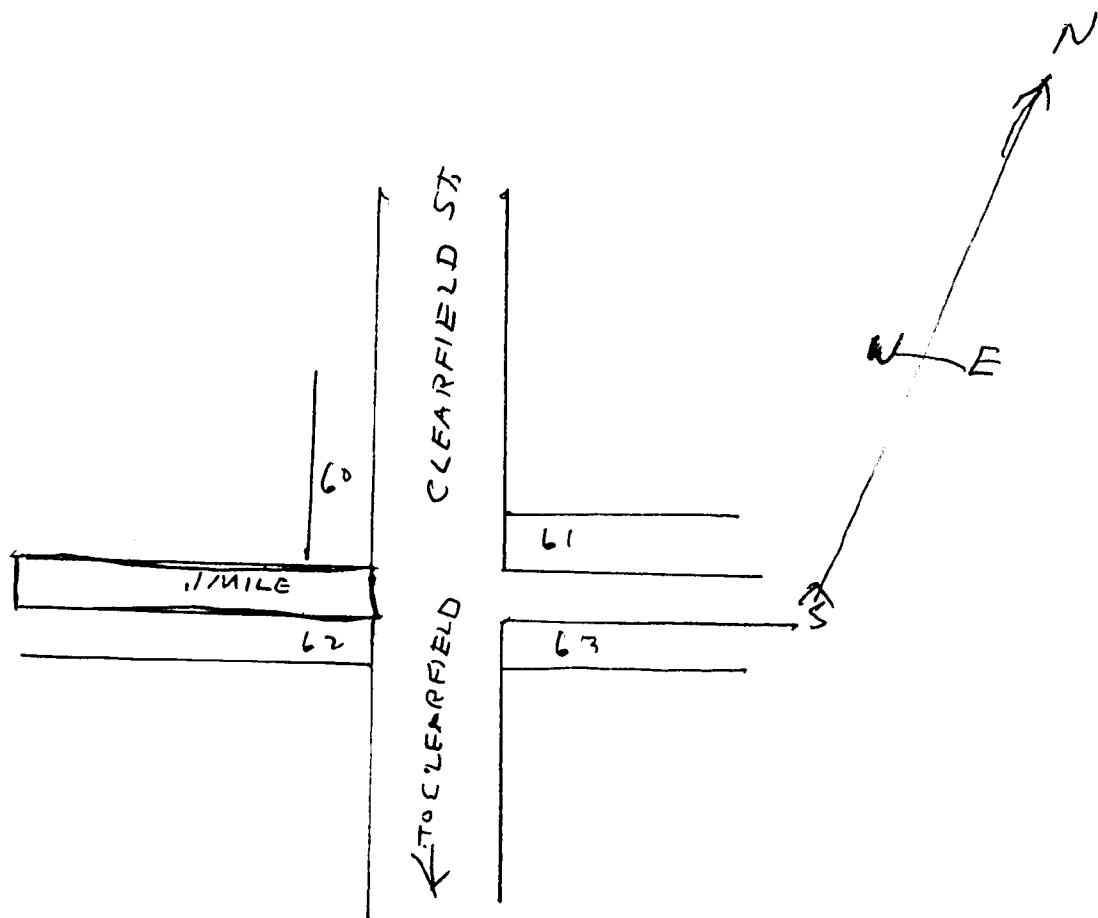
John E. Boyer

My Com. affixed Jan. 1948

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(2)



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O K D E R

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NOW, October 13, 1944, the petition of the Supervisors of the Township of Huston having been presented, praying that they be authorized and directed by the Court and permitted, to maintain as a part of the Township highway system, said roads in the Village of Penfield, Huston Township, as shown on a sketch attached to said petition, and it appearing to the Court that the said roads, construction, maintenance, altering or changing thereof, and otherwise improving the same, together with the culvert thereon, shall not exceed the sum of Five Hundred Dollars, it is thereupon ORDERED, ADJUDGED AND DECREED, under and by virtue of the provisions of Section 1105 and 1106 of the Act of May 1, 1933, P. L. 103, that there is hereby declared to be a public highway, under the supervision, duty and obligation of the Supervisors of Huston Township, that portion of road beginning on the highway leading from DuBois to Weedville, in the Village of Penfield, known as State Highway Route 402, at a point between lot 42 and 43 in the plot of Penfield Village, thence Southerly a distance of 194 feet, thence at right angles, Easterly a distance of 1200 feet to a point between lots 31 and 30 in said Village plot; thence at right angles Northerly a distance of approximately 194 feet, to the said State Highway Route 402 leading from DuBois to Weedville; and the second piece thereof, to wit: beginning at a point on the highway leading from Penfield to Clearfield, known as Clearfield Street, between lots 60 and 62 in the said plot of the Village of

Penfield, thence Westerly a distance of one-tenth mile, said highways to be of not less thirty-three (33) feet in width, as provided by the said ~~Section~~ Section 1105 of the Act of May 1, 1933, P.L. 103, as hereinbefore referred to.

By the Court



P.J.

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<p>66</p> <p>PENTZ &amp; SILBERBLATT ATTORNEYS AT LAW 105 SO. SECOND ST. CLEARFIELD, PENNA.</p>			5
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