

No. 1 FEBRUARY SS. 1946

COMMONWEALTH

Versus

IN RE: PETITION TO ALTER, CHANGE
OR IMPROVE ROAD IN KARTHAUS TOWN-
SHIP.

Charge

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENNSYLVANIA

In re: Petition to alter, change or :
improve Township Road in Kar- : No. 1 February SS 1946
thaus Township :

To the Honorable F. Cortez Bell, President Judge of said Court:

The petition of the undersigned supervisors of the Township of Karthaus respectfully represents:

1. The Township Road, Route 752 is located in the Township of Karthaus and extends from Pottersdale southwestwardly and intersects Route 751.

2. At a point on said Township Road Route 752, approximately 3400 feet south of said intersection and extending southerly a distance of approximately 1000 feet, the earth on either side of said Township Road is to be excavated by a coal stripping operation operated by Cataract Coal Company, which desires at its own cost and expense, and agreeable to the undersigned supervisors of the Township of Karthaus, to remove the coal under said road.

3. Cataract Coal Company has agreed to maintain traffic over said route or over a temporary road in the nearby vicinity until such time as said coal has been removed, traffic to be maintained in a manner satisfactory to the State Highway Department and to the Supervisors of Karthaus Township.

4. Upon removal of all the coal under said road, said Cataract Coal Company has agreed to refill the area occupied by said Route No. 752, where the said coal has been removed, and to roll the same until it is ready for use by the traveling public and meets with State Highway specifications for township roads of this type.

5. In the opinion of your petitioners, the said coal

can be removed and traffic satisfactorily maintained as outlined above without any injury or inconvenience to the public.

6. Inasmuch as the coal on both sides of said road has been excavated by removing the overburden it would be an advantage to have the coal taken out from under the road and have that area refilled and rolled as provided above.

7. The removal of said coal as outlined above would not involve the taking of any additional territory for right of way.

8. Attached hereto is a print showing the Road Route No. 752; and the area proposed to be altered, changed or improved.

WHEREFORE, the undersigned supervisors of the Township of Karthaus respectfully pray your Honorable Court that the proposed change, alteration or improvement of said Township Road, Route No. 752, as set forth herein be authorized, without the formality of a view as provided by Act of Assembly of May 1, 1933, P.L. 103, Section 1115, applicable to Townships of the Second Class.

And they will ever pray,

George R. Potter

James Renard

W. J. [Signature]
Supervisors of Karthaus Township

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENNSYLVANIA

In re: Petition to alter, change :
or improve Township Road : No. SS, 1945
in Karthaus Township :

ORDER OF COURT

NOW, Jan 10. 1946, the within petition having been read and considered, and it appearing to the Court that the proposed change, alteration or improvement of Township Road, Route No. 752, in Karthaus Township is to be made with no expense to Karthaus Township, that said change, alteration or improvement will involve no additional taking of territory for right of way purposes and that the supervisors of Karthaus Township are of the opinion that the interests of the traveling public will not be prejudiced by said proposed change, the Supervisors of the Township of Karthaus are hereby authorized to make the contemplated change, alteration or improvement of the said Township Road as prayed for without the formality of a view.

By the Court,


P.J.

COMMONWEALTH OF PENNSYLVANIA)
COUNTY OF CLEARFIELD)

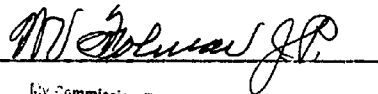
SS:

H.G. PEAVY , being duly sworn according to law, deposes and says that he is one of the Supervisors of the Township of Karthaus, and that the facts set forth in the foregoing petition are true and correct.

Sworn and subscribed to
before me this 19 day
of January 1946.



HGP
Secretary



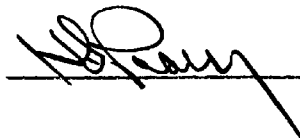
My Commission Expires
January 1st, 1952

FILED
JAN 22 1946
MARIE O. McFAULDEN
CLERK

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF CLEARFIELD : SS:

, being duly sworn according to law,
deposes and says that he is one of the Supervisors of the Township
of Karthaus, and that the facts set forth in the foregoing petition
are true and correct.

Sworn and subscribed to before : Karthaus Township Road District
me this 17th day of December 1945 : H G Peavy, Secretary


Secretary :

KARTHAUS TOWNSHIP

CLINTON COUNTY

Pottersdale

Cataract School

Cataract

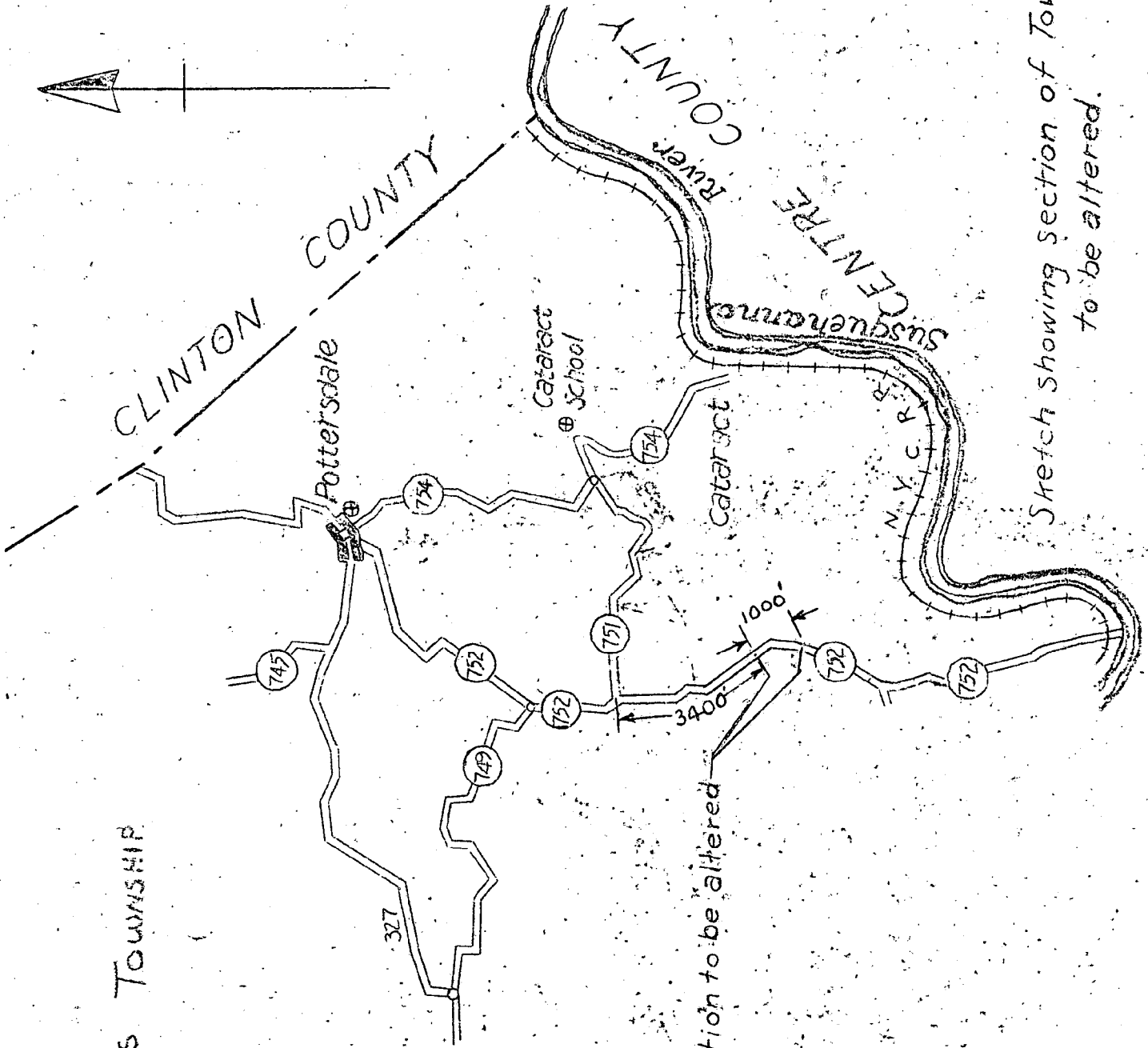
Susquehanna River

CLINTON COUNTY

N.Y.C. & P.

Section to be altered

Sketch showing section of Township road to be altered.



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

No. 1 *Adm.* SS, 1946

In re: Petition to alter,
change or improve Township
Road in Karthaus Township

FILED
JAN 12 1946
MARIE O. McFADDEN
CLERK

LAW OFFICES
ARNOLD & CHAPMAN
CLEARFIELD, PA.