

ROAD

DOCKET NO. 8

Number	Term	Year
4	Sept. SS	1948

Petition to Alter, Change or Improve

Township Road in KNOX TOWNSHIP

Versus

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENNSYLVANIA

In re: Petition to alter, change :

or improve Township Road : No. 4 September SS, 1948
in Knox Township :

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

The petition of the undersigned Supervisors of the Township of Knox respectfully represents:

1. That Township Road No. 594 located in the Township of Knox extends from Legislative Route 17078 to the Boggs Township line, a distance of approximately one mile.

2. That at a point on said Township Road from near its intersection with the Boggs Township line for a distance of approximately 600 feet the earth on each side of said Township Road has been excavated by a coal stripping operation conducted by C. G. Thompson.

3. That C. G. Thompson is desirous of stripping the coal from underneath that portion of Township Road No. 594 as set out above and has agreed to replace said road on the completion of the operation and to provide a temporary road at his sole expense during the continuance of the operations and until such time as the road has been relaid, and said agreements are satisfactory and agreeable to the Knox Township Supervisors.

4. That C. G. Thompson has agreed to maintain traffic in a manner satisfactory to the State Highway Department and to the Supervisors of Knox Township, and to refill and roll the area upon the completion of the stripping operation in at least as good a manner as said Township Road is at the present time and in compliance with specifications of the State Highway Department, if any.

5. That in the opinion of the Supervisors, your petitioners, the coal can be removed and traffic satisfactorily maintained

as outlined above without any inconvenience to the public.

6. That the removal of the coal as outlined above will not require the taking of any additional lands for right of way purposes.

7. That attached hereto and made a part hereof is the agreement between the Knox Township Supervisors and C. G. Thompson providing for the rebuilding and regrading of said road.

WHEREFORE, the undersigned Supervisor of Knox Township hereby prays your Honorable Court that the proposed change, alteration or improvement of approximately 600 feet of Township Road No. 594 as set forth herein be authorized without the formality of a view, as provided by the Act of May 1, 1933, P.L. 103, Section 1115, and its amendments.

And he will ever pray,

Ben C. Freeman (SEAL)

COMMONWEALTH OF PENNSYLVANIA :
: SS:
COUNTY OF CLEARFIELD :

BEN C. FREEMAN, being duly sworn according to law,
deposes and says that the facts set forth in the foregoing
petition are true and correct.

Sworn and subscribed to before :

me this 19 day of July, 1948 :

Ben C. Freeman

Marie O. M. J. J. J.

My Commission Expires PROTHONOTARY
First Monday in Jan. 1950

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENNSYLVANIA

In re: Petition to alter, change : No. September SS, 1948
 or improve Township Road : ORDER OF COURT
 in Knox Township :

NOW, this 19 day of July, 1948, within petition having been presented and considered and it appearing to the Court that the proposed change, alteration or improvement of Township Road No. 594 in Knox Township is to be made at no expense to Knox Township, and that said change, alteration or improvement will involve no additional taking of territory for right of way purposes and that the Supervisors of Knox 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 Knox are hereby authorized to make the said change, alteration or improvement of the said Township Road as prayed for without the formality of a view.

By the Court,


P.J.

THIS AGREEMENT, made this 17th day of July, 1948, by and between C. G. THOMPSON, of Clearfield, Pennsylvania, party of the first part, and the TOWNSHIP SUPERVISORS OF THE TOWNSHIP OF KNOX, County of Clearfield and State of Pennsylvania, parties of the second part:

WHEREAS, the Township of Knox having agreed to permit approximately 600 feet of Township Road No. 594 to be destroyed by taking out the coal thereunder, it being that portion of Route No. 594 located just before Route No. 594 intersects with the Boggs Township line;

NOW, THEREFORE, In consideration of the sum of \$1.00 and other valuable considerations, C. G. Thompson agrees to and with the Township of Knox as follows:

1. C. G. Thompson will, at his own expense, make, keep up and maintain a temporary road to take the place of the 600 feet of Township Road No. 594 which will be destroyed and further agrees at all times to maintain such temporary road in a safe and passable condition.

2. That within one year after the date hereof, C. G. Thompson will, at his sole expense, restore the approximately 600 feet of Township Road No. 594 which he will have destroyed, restoring the same to at least its original condition, backfilling the road and rolling the same and that all work will be done according to Department of Highway specifications, if any, and subject to the approval of Carl Witherow, Township Engineer of the Pennsylvania State Highway Department for Clearfield County, or his successor in office.

3. That C. G. Thompson further covenants and agrees to indemnify and save harmless the Township of Knox from any and all liabilities or claims for damages either to personal property as a result of the construction, maintenance or operation

of the temporary road to be provided by the said C. G. Thompson.

IN WITNESS WHEREOF, the parties hereto have here-
unto set their hands and seals.

C. G. Thompson (SEAL)

B. C. Freeman (SEAL)

Raymond H. H. H. H. (SEAL)

(SEAL)
Township Supervisors of the
Township of Knox

IN THE COURT OF QUARTER SES-
SIONS OF CLEARFIELD COUNTY, PA

No. 4 September SS, 1948

In re: PETITION TO ALTER,
CHANGE, OR IMPROVE TOWNSHIP
ROAD IN KNOX TOWNSHIP

19.1948
19.1948

LAW OFFICES
CHAPLIN & ARNOLD
CLEARFIELD, PA.

250 By Clyde Thompson