

Road

DOCKET NO.

7

NUMBER

TERM

YEAR

1

September SS.

1954.

In Re Relocation of a Portion of Route
No. 381 Situate within the Township of
Union, Clearfield County, Pennsylvania.

VERSUS

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

IN RE: RELOCATION OF A PORTION OF : No. 1 September Sessions,
ROUTE NO. #381 SITUATE WITHIN THE : 1954.
TOWNSHIP OF UNION, CLEARFIELD :
COUNTY, PENNSYLVANIA. : ROAD DOCKET

REPORT OF THE BOARD OF
SUPERVISORS OF UNION
TOWNSHIP, REPORTING
THE PASSAGE OF THE
ORDINANCE, ADVERTISING
NOTICE THEREOF AND
POSTING HANDBILLS

To Wm. T. Hagerty, Esq., Clerk of the Court of Quarter Sessions
of said Court:

The Board of Supervisors of the Road District of the
Township of Union, County of Clearfield, desire to make written
report of the enactment of an ordinance relocating that portion
of Route No. 381 extending from a point three hundred fifty (350)
feet northwesterly of its intersection with Route No. 17030 to a
point where Route No. 381 intersects Route No. 360, pursuant to
proceedings conducted by the said Supervisors acting under Section
No. 1102 of the Second Class Township Act of 1933, P. L. 103,
as last amended by Act No. 133, approved July 20, 1953, 53 Purdon's
Digest, Pocket Parts, Section 19093-1102, as follows:

1. That the Board of Supervisors at a regular meeting
held the 2nd day of July, 1954, at the regular time and place of
meeting in Rockton, Union Township, at which all members of the
Board were present, the ordinance, a copy of which is hereto
attached, was adopted.

2. That pursuant thereto the Township of Union caused
an informative notice of the passage of such ordinance and
its context, to be published in the DuBois Courier-Express on
the 9th day of July, 1954, a sworn proof of which is hereto
attached.

3. That on the 10th day of July, 1954, the Township of Union caused to be posted along the road proposed to be vacated and in public places in the Vicinity six (6) handbills, a copy of which is hereto attached.

Respectfully submitted:

BOARD OF SUPERVISORS OF UNION
TOWNSHIP

By Mark LaBarde
President

Attest:

DM Hazelton
Secretary

ORDINANCE RE-LOCATING
A PART OF ROUTE NO. 381

WHEREAS, the Supervisors of the Township of Union, in pursuance to a petition heretofore presented by all of the Owners through whose property the road hereinafter mentioned passes and upon whose land it abuts, desire to decrease the grade of a portion of Township Road Route No. 381 by re-locating the same from a point near its intersection with Route No. 17030 to a point where the said Route No. 381 now intersects with Route No. 360, and

WHEREAS, due action has been taken preparatory to the passage of such Ordinance by serving due and proper notice upon all of the abutting property owners, informing them of a time and place when they would be heard on the proposed re-location, at which time ~~and place due audience was granted~~ in a public session of the Supervisors and the opinions of all persons appearing and desiring to be heard having been duly considered, and

WHEREAS, it is the judgment of the Supervisors of the Township of Union that it is necessary for public convenience that the grade of the portion of Route No. 381 in question be decreased by the re-locating said Route No. 381,

THEREFORE, BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Supervisors of the Township of Union:

SECTION 1: That that portion of Route No. 381 extending from a point three hundred fifty (350) feet northwesterly of its intersection with Route No. 17030 to a point where Route

No. 381 intersects Route No. 360, shall be re-located so as to take a course and follow a Route described as follows:

BEGINNING in the center of Route No. 381 at a point three hundred fifty (350) feet distant (northwesterly) from its intersection with Route No. 17030 measured from the intersection of the medial lines along the medial line of Route No. 381; thence first in a northwesterly direction, then in a westerly and finally in a southwesterly direction by the courses shown on the plot of May 5, 1954, prepared by Grier Bell and hereto attached and made a part hereof, an aggregate distance of twenty one hundred (2100) feet to a point in the center line of Route No. 360 leading from Rockton to Home Camp; the medial point of such intersection being eighty five (85) feet distant northwesterly from the intersection of the medial lines of the present Route No. 381 and Route No. 360.

SECTION 2: That the said road as re-located shall have a right-of-way width of thirty three (33) feet and shall include a fourteen (14) foot driveway with a five (5) foot berm.

SECTION 3: That upon enactment hereof an informative notice of the passage of this Ordinance shall be advertised once in a newspaper circulating generally in the Township.

SECTION 4: That upon this Ordinance becoming effective the portion of Route No. 381 so re-located shall be deemed, and is hereby declared to be abandoned, and vacated and shall be closed to public traffic.

ORDAINED AND ENACTED this 2nd day of July , 1954.

NOTICE OF PASSAGE
OF ORDINANCE

NOTICE IS HEREBY GIVEN BY THE TOWNSHIP OF UNION THAT THE SUPERVISORS ENACTED AN ORDINANCE ON THE 2ND DAY OF JULY, 1954, RE-LOCATING ROUTE NO. 381 IN ORDER TO LESSEN THE GRADE, AND IN THE MANNER SHOWN IN A BLUEPRINT ATTACHED TO SAID ORDINANCE WHICH MAY BE EXAMINED IN THE OFFICE OF THE TOWNSHIP SUPERVISORS AT ROCKTON OR IN THE REPORT FILED WITH THE CLERK OF THE QUARTER SESSIONS AT CLEARFIELD: SUCH ROAD AS RE-LOCATED TO HAVE A WIDTH OF THIRTY THREE (33) FEET AND SHALL INCLUDE A FOURTEEN (14) FOOT DRIVEWAY WITH A FIVE (5) FOOT BERM.

THIS NOTICE IS GIVEN PURSUANT TO THE PROVISIONS OF THE LAW GOVERNING THE TOWNSHIPS OF THE SECOND CLASS AND CONSTRUCTION ON THE ROAD AS RE-LOCATED WILL BEGIN AS SOON AS AUTHORIZED BY LAW. UPON THE RE-LOCATION OF ROUTE NO. 381, THE PRESENT ROUTE 381 BETWEEN THE POINTS DESIGNATED IN SUCH ORDINANCE SHALL BE VACATED.

CLARENCE R. KRAMER,
ATTORNEY

UNION TOWNSHIP SUPERVISORS

D. M. HOLLOPETER,
TOWNSHIP SECRETARY

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

No. 1 September Sessions,
1954.

ROAD DISTRICT

IN RE: RELOCATION OF A
PORTION OF ROUTE NO. 381
SITUATE WITHIN THE TOWNSHIP
OF UNION, CLEARFIELD
COUNTY, PENNSYLVANIA.

REPORT OF THE BOARD OF
SUPERVISORS OF UNION
TOWNSHIP, REPORTING THE
PASSAGE OF THE ORDINANCE,
ADVERTISING NOTICE THEREOF
AND POSTING HANDBILLS.

*1 Copy given to
Highway Office
Clearfield*

JUL 27 1954

JM. T. MAGERTY
CLERK

LAW OFFICES
CLARENCE R. KRAMER
CLEARFIELD, PA.

217 MARKET STREET

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

IN RE: RELOCATION OF A PORTION OF :
ROUTE NO. 381 SITUATE WITHIN THE : No. / September
TOWNSHIP OF UNION, CLEARFIELD : Sessions,
COUNTY, PENNSYLVANIA. : 1954.

REPORT OF THE BOARD
OF SUPERVISORS OF
UNION TOWNSHIP IN
THE ABOVE MATTER

To Wm. T. Hagerty, Esq., Clerk of the Court of Quarters Sessions
of said Court:

The Board of Supervisors of the Road District of the
Township of Union, County of Clearfield, desire to make written
report of the relocating of that portion of Route No. 381 extending
from a point three hundred fifty (350) feet northwesterly of its
intersection with Route No. 17030 to a point where Route No. 381
intersects Route No. 360, pursuant to proceedings heretofore
conducted by the said Supervisors acting under Section No. 1102
of the Second Class Township Act of 1933, P. L. 103, as last
amended by Act No. 133, approved July 20, 1953, 53 Purdon's
Digest, Pocket Parts, Section 19093-1102, as follows:

1. That the Board of Supervisors at a special meeting
held the 19th day of May, 1954, at the regular place of meeting
in Rockton, Union Township, at which all members of the Board
were present, the following motion was adopted:

Moved by J. S. Wells that we proceed again to
take the necessary steps to relocate Route No.
381 and that the Survey of Grier Bell, dated
May 5, 1954, showing the proposed relocation
and elevations be approved and the road as
relocated be according to such survey with a
right-of-way width of thirty three (33) feet,
being a fourteen (14) foot driveway with a
five (5) foot berm and that ten (10) days'
written notice be given to the property owners,
namely, R. C. Brubaker, DuBois Water Company,
M. N. LaBorde and William Nelson to the effect
that they be may be heard on the fourth Friday
of June, 1954, at 8:00 o'clock, P. M. at the
Township Building in Rockton when and where all
parties interested may be present."

2. That pursuant thereto there was served upon each property owner whose land abuts upon the proposed relocated highway and the highway to be relocated, to wit: Upon R. C. Brubaker, DuBois Water Company, M. N. LaBorde and William Nelson, notice in writing to the effect that the proposed relocation was contemplated and that a hearing would be held on the 4th day of June, 1954, at 8:00 o'clock, P. M. at the Township Building in Rockton; such notice served ten (10) days in advance of the said 4th day of June, 1954.

3. That on the 4th day of June, 1954, a regular meeting was held by the Supervisors of Union Township at the regular place of meeting in the Village of Rockton, Union Township at which meeting there was present of the land owners Chester Brubaker, who is the same person as R. C. Brubaker, William Nelson and M. N. Laborde. Numerous other citizens appeared. All persons present were heard and the matter of the proposed relocation of Route No. 381 between Routes Nos. 17030 and 360 was considered and discussed.

Thereupon it was determined by motion, seconded and vote that the proposed section of Route No. 381 be relocated according to the survey of May 5, 1954, prepared by Grier Bell, Civil Engineer, the draft of which was again approved by the Board of Supervisors and the officers were directed to do anything that might be requisite to do prior to the enactment of the necessary Ordinance.

4. That pursuant to such action of the Board of Supervisor an ordinance was duly prepared by the Solicitor for the Township, a copy of which is hereto attached duly annexed marked "Exhibit A".

5. That enactment of said Ordinance was duly advertised in the DuBois Courier Express on the *24th* day of *June*, 1954, pursuant to Section 702, XLI of the Second Class Township Act of 1933, P. L. 103, as amended by the Act of July 2, 1953, Act No. 83, P. L. 354, a copy of which is hereto attached.

6. That a copy of the draft of the proposed road as it will be re-located and of the portion/to be vacated and abandoned is hereto attached .

Respectfully submitted:

BOARD OF SUPERVISORS OF UNION
TOWNSHIP

By Merle LaBorde
President

Attest:

D M H Geopeler
Secretary

ORDINANCE RE-LOCATING
A PART OF ROUTE NO. 381

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WHEREAS, due action has been taken preparatory to the passage of such Ordinance by serving due and proper notice upon all of the abutting property owners, informing them of a time and place when they would be heard on the proposed re-location, at which time and place due audience was granted in a public session of the Supervisors and the opinions of all persons appearing and desiring to be heard having been duly considered, and

WHEREAS, it is the judgment of the Supervisors of the Township of Union that it is necessary for public convenience that the grade of the portion of Route No. 381 in question be decreased by the re-locating said Route No. 381,

THEREFORE, BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Supervisors of the Township of Union:

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SECTION 2: That the said road as re-located shall have a right-of-way width of thirty three (33) feet and shall include a fourteen (14) foot driveway with a five (5) foot berm.

SECTION 3: That upon enactment hereof an informative notice of the passage of this Ordinance shall be advertised once in a newspaper circulating generally in the Township.

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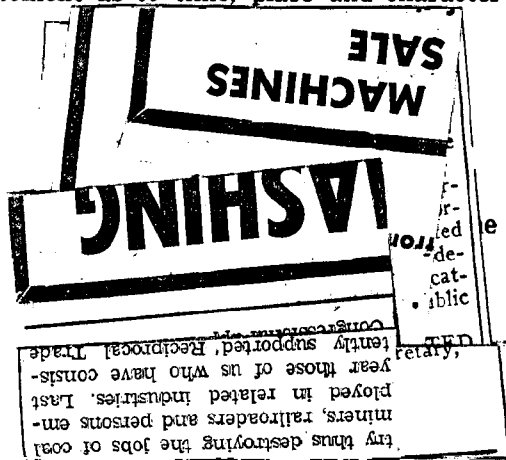
ORDAINED AND ENACTED this day of , 1954.

**PROOF OF PUBLICATION OF NOTICE APPEARING IN THE DUBOIS-COURIER-EXPRESS
PUBLISHED BY COURIER-EXPRESS PUBLISHING COMPANY
Under Act No. 587, Approved May 16, 1929, P. L. 1784**

State of Pennsylvania }
County of Clearfield ss:

L. J. Mohney of The DuBois Courier-Express,
of the County, and State aforesaid, being duly sworn, deposes and says that The DuBois Courier-Express
is a daily newspaper published by Courier-Express Publishing Company at 56-58 West Long Avenue, City
of DuBois, County and State aforesaid, which was established in the year 1879, since which date said daily
newspaper has been regularly issued in said County, and that a copy of the printed notice of publication is
attached hereto exactly as the same was printed and published in the regular editions of the daily newspaper
on the following dates, viz: the 24th day of June, A. D., 1954

Affiant further deposes that he is an officer duly authorized by The DuBois Courier-Express, a
daily newspaper, to verify the foregoing statement under oath and also declared that affiant is not inter-
ested in the subject matter of the aforesaid notice or publication, and that all allegations in the foregoing
statement as to time, place and character of publication are true.



COURIER-EXPRESS PUBLISHING COMPANY
Publisher of
THE DUBOIS COURIER-EXPRESS

By L. J. Mohney
e this 29 day of June, 1954
Merritt H. Edger
Notary Public
My Commission expires Jan. 15, 1955

Statement of Advertising Costs

COURIER-EXPRESS PUBLISHING COMPANY
Publisher of
THE DUBOIS COURIER-EXPRESS
DUBOIS, PA.

To Union Township Supervisor Dr.

For publishing the notice or advertisement
attached hereto on the above stated dates \$ 14.48
Probating same \$ 2.00
Total \$ 16.48

Publisher's Receipt for Advertising Costs

The DuBois Courier-Express, a daily newspaper hereby acknowledges receipt of the aforesaid ad-
vertising and publication costs, and certifies that the same have been fully paid.

Office, 56-58 West Long Avenue, DuBois, Pa.
Established, 1879, Phone 42.

COURIER-EXPRESS PUBLISHING COMPANY
Publisher of
THE DUBOIS COURIER-EXPRESS

I hereby certify that the foregoing is the original Proof of Publication and Receipt for the Adver-
tising costs in the subject matter of said notice.

Lawrence R. Thomas
ATTORNEY FOR Union Township

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

No. 1 September Session,
1954

IN RE: RELOCATION OF A PORTION
OF ROUTE NO. 381 SITUATE
WITHIN THE TOWNSHIP OF UNION,
CLEARFIELD COUNTY, PENNA.

REPORT OF THE BOARD
OF SUPERVISORS OF
UNION TOWNSHIP IN
THE ABOVE MATTER

FILED
JUL 1 1954
WM. T. HAGERTY
PROTHONOTARY

LAW OFFICES
CLARENCE R. KRAMER
CLEARFIELD, PA.

217 MARKET STREET

400 By atty