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25

DOCKET NO. 7

NUMBER

TERM

YEAR

1

May

1955

Vacation of abandoned Road in

Gulich Township

VERSUS

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

In re: Vacation of Abandoned: No. / April Sess., 1955  
Road in Gulich Township :

PETITION

To the Honorable John J. Pentz, President Judge of said Court:

The petition of John Kandrach, Raymond Barto and  
Herman Lefebvre respectfully represents:

1. That your petitioners are the Supervisors of the Township of Gulich, a second class township of the County of Clearfield.
2. That the State Highway Department of the Commonwealth of Pennsylvania in improving and locating Route 276, Section 4, of the State Highway System in the Township of Gulich, Clearfield County, under the authority of the Act of Assembly in such case made and provided, did abandon and thus turn over to the Road District of the Township of Gulich, from Station 84 ± 00 to a point at Station ± 28, a distance of approximately .1000 of a mile.
3. That the said portion of the State Highway abandoned are of no use or value to the travelling public, or the abutting property owners, and for the Road District of the Township of Gulich to maintain, would be useless and burdensome.
4. That the aforesaid piece of Highway abandoned by the State Highway Department is situate along State Highway Route 276, Section 4, leading from Ramey to Glasgow, via the White Rock, a distance of approximately 528 feet in length; a blue print or sketch of which is hereto attached and made a part hereof.

WHEREFORE YOUR PETITIONERS RESPECTFULLY pray your Honorable Court to appoint Viewers for the purpose of viewing and vacating the portion of the original State Highway Route 276, section 4, herein specifically set forth and described, which due to the abandonment thereof as a part of the State Highway system, have reverted to the Road District of the Township of Gulich, for upkeep and maintenance.

AND THEY WILL EVER PRAY.

John Kandrach  
Raymond Butz

Supervisors of Gulich Township Road District.

STATE OF PENNSYLVANIA :  
: SS:  
COUNTY OF CLEARFIELD :

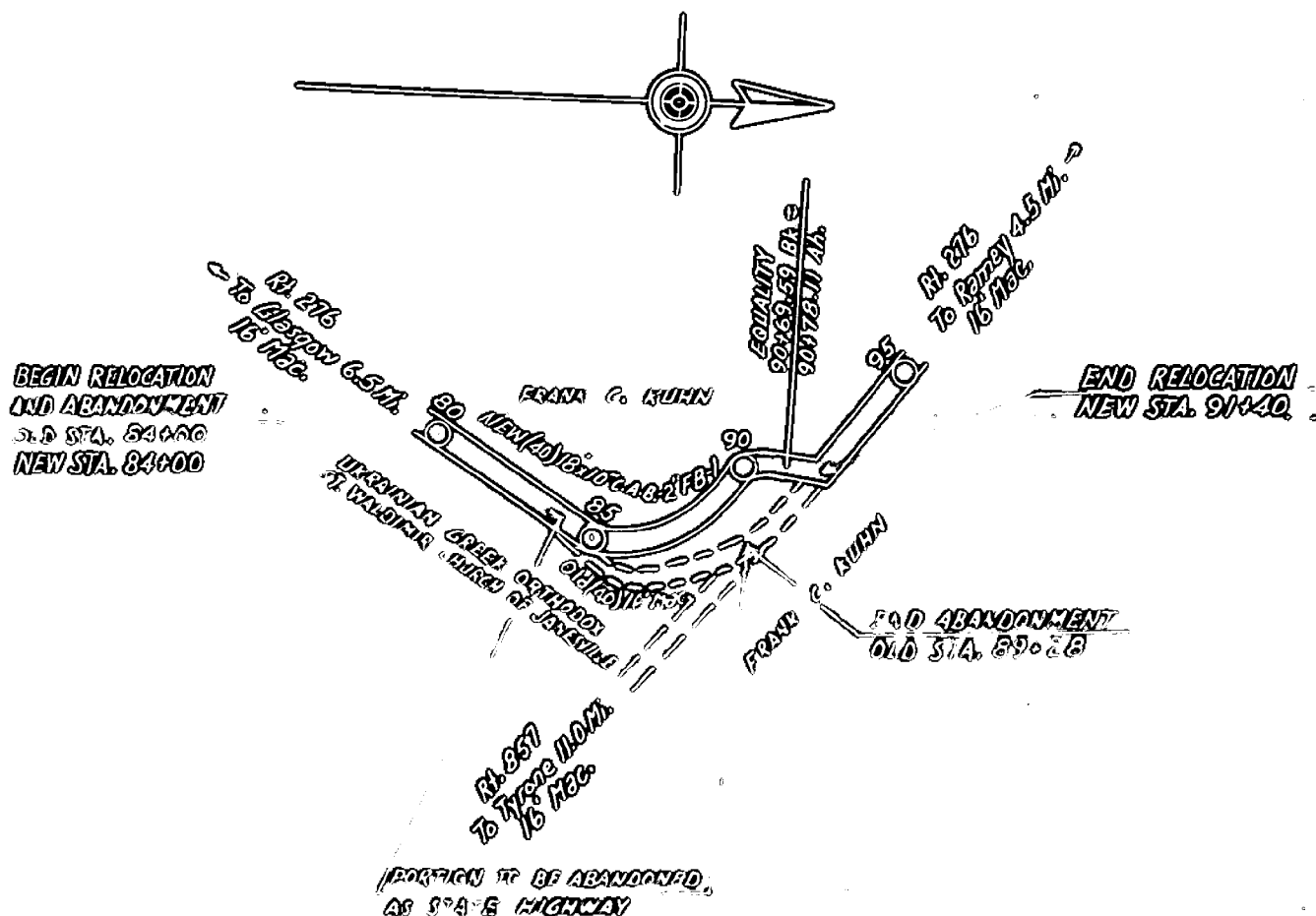
Before me, the subscriber, personally appeared John Kandrach, one of the Supervisors of the Township of Gulich, who being duly sworn according to law deposes and says that the facts set forth in the foregoing petition are true and correct.

And further saith not.

Sworn and subscribed to before me, this 10th day of February, A.D. 1955.

John Kandrach  
K. L. Zellins

NOTARY PUBLIC  
My Commission Expires March 9, 1955



SKETCH  
SHOWING PORTION OF STATE HIGHWAY RT. 276-4  
TO BE ABANDONED  
GULICH TWP CLEARFIELD CO.

STATIONS	LENGTH IN FEET	RELOCATION IMR MILES	ABANDONED UNIMR MILES
STA. 84+00-STA. 91+40	740'	0.1402	<hr/>
STA. 84+00-STA. 89+28	528'	<hr/>	0.1000
TOTALS		0.1402	0.1000

SCALE 1"=500'

NOTE- Construction plans covering  
relocation, Approved by the  
Governor, April 20, 1954.

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

In re: Vacation of Abandoned : No. April Sess., 1955.  
Road in Gulich Township :

ORDER.

Now, Feb. 21, 1955, the within petition  
having been presented, read and considered Ben Hughes  
Guy Heil and A. B. Shaw  
are appointed Viewers to go upon and view the portion of the  
Highway petitioned to be vacated and to make report of the  
same at the next term of Court, to wit:

BY THE COURT

John P. King  
President Judge

IN THE COURT OF QUARTER SES-  
SIONS OF CLEARFIELD COUNTY,  
PENNSYLVANIA.  
NO. 1 *May* APRIL SESS., 1955

In re: Vacation of Abandoned  
Road in Gulich Township.

Petition of the Supervisors  
of Gulich Township.  
Order of Court.

JOHN SCOLLINS  
ATTORNEY AT LAW  
HOUTZDALE, PA.

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 21st day of February in the year of our Lord, one thousand nine hundred and fifty five.

By the Honorable Singleton Bell, President Judge of the said Court: Upon the petition of sundry inhabitants of the Township of Gulich, in the County aforesaid setting forth that ..... the aforesaid piece of Highway abandoned by the State Hwy. Department is situate along State Hwy. Route 276, Section 4, leading from Ramey to Glasgow, via the White Rock a distance of approximately 528 feet in length; a blue print or sketch of which is hereto attached and made a part hereof. Approximately .1000 of a mile.

and, therefore, praying the Court to appoint proper persons to view and vacate said road between the points mentioned, whereupon the said Court, upon due consideration had of the premises, do order and appoint from and among the County Board of Viewers A.B. Shaw, Ben Hughes and

Guy Heil. who have been duly appointed by the said Court on the County Board of Viewers, and filed their oaths of office in the office of the Court of Common Pleas of the County aforesaid, as required by law and are, therefore, duly qualified to perform the duties of their appointment, with impartiality and according to the best of their judgment; are to view the said road, and after having viewed the same, if they, or a majority of them, do agree that there is no necessity for said road, they 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.

John J. Pentz, President Judge  
Wm. T. Hagerty,

*Wm. T. Hagerty*

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, from and among the County Board of Viewers who have been duly appointed by your Honorable Court and have filed 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 Gulich, 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

20th day of April, A. D. 1955 and that the public hearing, as required by the Act of Assembly, and the Rules of Court, would be held in the Arbitration Room in the Court House, in Clearfield,

Pa., on the 22nd day of April A. D., 1955, at 10:30 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 John Kandrach, one of the Supervisors of Gulich Township

parties interested, either in favor of or against vacating said road. And that the aforesaid hearing was held in the Arbitration Room in the Court House, in Clearfield, Pa., on the 22nd day of April

A. D. 1955, when the parties interested in the said road were in attendance: John Kandrach, one of the Supervisors of Gulich Township and William Smith

And that after the view and hearing above mentioned, the undersigned Viewers do agree that said road has become useless, inconvenient and burdensome and of no use to the traveling public and your undersigned Viewers recommend the vacation for public use a part of Legislative Route 276, in Gulich Township, leading from Ramey to Glasgow, which became abandoned as a part of the State Highway System by reason of the construction and relocation of said highway and as a result of said construction and relocation reverted back to the Township of Gulich and presently forms a part of its general road system. The section of public road in the Township of Gulich that is here recommended for vacation is specifically described as follows:

Beginning at point of intersection of abandoned portion of State Highway Route 276, leading from Ramey to Glasgow with new State Highway Route 276, as relocated at Station 84 ± 00; thence extending in a northerly direction over old State Highway Route 276, a distance of five hundred and twenty-eight (528) feet to Station 89 ± 28, where said abandoned portion of old Legislative Route 276 intersects with State Highway Route 857, leading from Tyrone to Ramey, Pennsylvania.



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	64	33.20
Guy Heil	3	120	36.00
Benjamin Hughes	2	95	24.75

No. 1 May Term 19 55

## ORDER TO VACATE

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

Now May Sessions 19 55 read and confirmed Ni. Si.

Now By the Court. *John Hughes*  
1955 Sessions 1955 confirmed absolute.

MAY 2 1955

Wm. T. HACKETT  
CLERK

Filed February 21, 19 55

Atty, .....

Fees \$1.25 paid by .....

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.

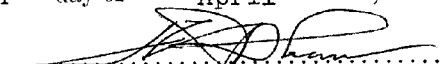
The undersigned Viewers further report that they endeavored to procure from said parties written releases, which said parties refused to execute, and that they have therefore waived all claims to damages that may arise from the vacation of the said road, and that they have so notified said parties.

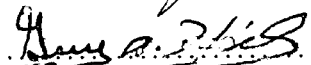
That the following persons have, in the opinion of the Viewers, been damaged by the vacation of said road, and have refused to release the damages to which they may be respectively entitled by reason of the vacation of said road, and that the undersigned Viewers, after having considered the same, have determined to award damages to them, in cases where damages should be paid, as follows:

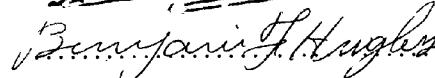
No damages resulted to the abutting property owners by reason of the vacation and abandonment of the above described section of road in Gulich Township.

and we herewith return ~~copies of the notices~~ of the notices.

Witness our hands and seals this 22th day of April, A. D. 19 55

 [SEAL.]

 [SEAL.]

 [SEAL.]

Viewers.

TO THE COUNTY COMMISSIONERS OF CLEARFIELD  
COUNTY, PENNSYLVANIA

NOTICE OF VIEW

You are hereby notified that the undersigned Viewers appointed by the Court of Quarter Sessions of Clearfield County on the 21st day of February, A.D., 1955, to view for vacation the following described road in the Township of Gulich, Clearfield County, Pennsylvania, being a certain portion of Legislative Route 276, Section 4, leading from Ramey to Glasgow, via, the White Rock which was abandoned as part of State Legislative Route 276 by virtue of the relocation of said State Highway by the Department of Highways of the Commonwealth of Pennsylvania and by reason of said abandonment the same has reverted back to the Road District of the Township of Gulich. The portion of said State Highway to be vacated has its beginning on old State Highway Route 276, Section 4, at Station 84 ± 00; thence extending over said old State Highway Route in the direction of Ramey, Pennsylvania and ending at Station 89 ± 28; at a point where old State Highway Route 276, Section 4, intersects with State Highway Route 857, leading from Tyrone to Ramey, Pennsylvania; said portion of old State Highway Route 276, Section 4, to be vacated and abandoned having a total distance of approximately 528 feet in said Township of Gulich.

will meet on the premises at or near the Ukianian Greek Orthodox St. Waldimir Church of Janesville, Pennsylvania in Gulich Township on Wednesday, April 20, 1955 at 10:30 o'clock A.M., to attend the duties assigned them and that a public hearing as required by Act of Assembly 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 road or portion thereof to be vacated and abandoned, an opportunity to be heard, will be held in the Grand Jury Room in the Court House at Clearfield Pennsylvania on Friday, the 22th day of April, A.D., 1955, at 10:30 o'clock A.M., at which time and place all parties interested in said road to be vacated and abandoned may attend and be heard, if they so desire.

A.B. Shaw

Guy Heil

Benjamin Huges

Viewer's

And now April 8<sup>th</sup> 1955 service of the above notice is hereby excepted by copy on behalf of the County Commissioners of Clearfield County.

HR Duff  
Clerk

TO THE SUPERVISORS OF THE ROAD DISTRICT OF THE  
TOWNSHIP OF GULICH

NOTICE OF VIEW

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A.B. Shaw

Guy Heil

Benjamin Huges

Viewer's

And now April 9 1955 service of the above notice is hereby excepted by copy on behalf of the Supervisors of the Road District of the Township of Gulich.

John Kandrach  
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 ~~xx Road xxxxxxxx~~ FOR VACATION, A PORTION ~~damages, leading from~~ OF OLD STATE HIGHWAY ROUTE NO. 276, IN THE TOWNSHIP OF GULICH, CLEARFIELD COUNTY, PENNSYLVANIA. THE PORTION OF OLD STATE HIGHWAY TO BE VACATED AND ABANDONED HAS ITS BEGINNING AT ~~GLASGOW~~, STATION 84 + 00, ON SAID OLD STATE HIGHWAY ROUTE 276, LEADING FROM RAMEY TO GLASGOW IN THE TOWNSHIP OF GULICH; THENCE EXTENDING OVER SAID OLD STATE HIGHWAY IN THE DIRECTION OF RAMEY, A DISTANCE OF APPROXIMATELY 528 FEET TO STATION 89 + 28 WHERE SAID OLD STATE HIGHWAY ROUTE 276 INTERSECTS WITH LEGISLATIVE ROUTE 857, LEADING FROM TYRONE TO RAMEY, PENNSYLVANIA.

~~in~~ ~~township~~

in GULICH Township, in the County aforesaid, will meet ~~at the house of~~ on the premises, at or near the Ukiainain Greek Orthodox St. Waldimir Church of Janesville, Pennsylvania in GULICH Township, on WEDNESDAY the 20TH day of APRIL, A. D. 19 55, at 10:30 o'clock A. M., to attend to the duty assigned them, of which time and place aforesaid, all

parties interested will take notice. THAT THE 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 ROAD AN OPPORTUNITY TO BE HEARD, WILL BE HELD IN THE GRAND JURY ROOM IN THE COURT HOUSE AT CLEARFIELD ON FRIDAY THE 22ND DAY OF APRIL, A.D., 1955 AT 10:30 A.M. AT WHICH TIME AND PLACE ALL PARTIES INTERESTED MAY ATTEND AND BE HEARD, IF THEY SO DESIRE.

A. B. SHAW

GUY A. HEIL

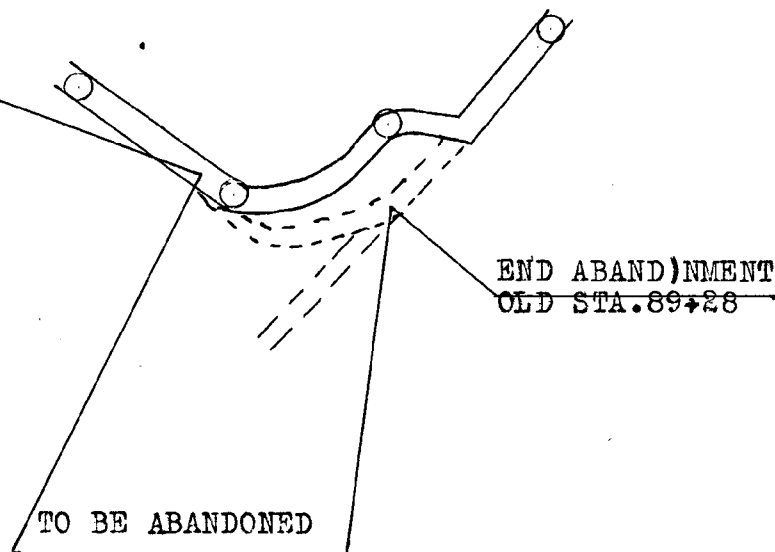
BENJAMIN HUGHES

V I E W E R S .

APRIL 8 19 55

1"=500'

BEGIN RELOCATION  
AND ABANDONMENT  
OLD STA. 84+00  
NEW STA. 84+00



SKETCH  
SHOEING PORTION HIGHWAY RT. 276-4  
TO BE ABANDONED  
GULICH TWP. CLEARFIELD CO.

STATIONS	LENGTH IN FEET	RELOCATION IMP. MILES	ABANDONED UNIMP. MILES
STA. 84+00-STA. 91+40	740'		
STA. 84+00 STA. 89+28	528'	0.1402	0.1000