

THE CASE NO. 72
DC ON

NUMBER
3

TERM
May SS

YEAR
1955

In Re: Laying out and opening one
Township Road and Vacating another
Township Road in the Township of
Sandy, Clearfield, County, Pennsyl-
vania

VERSUS

(1) Exceptions have been filed to the Report of the Board of Supervisors in enacting an Ordinance laying out a proposed Township Road, in said Township: described as follows:

BEGINNING at a spike in the southerly line of Ohio Avenue, said spike being at the intersection of said southerly line and the westerly line of Marshall Street extended; thence by line of Ohio Avenue South 65 degrees 04' East forty feet to a point; thence by land of A. H. Reitz and M. Karetski South 25 degrees 14' West two hundred eighty-three and five-tenths feet to an axel in the northerly line of Maloney Road; thence by said line North 83 degrees 05' West forty-three and fifteen hundredths (43.15) feet to a spike; thence by land of Triangle Auto Springs Corporation, M. Karetski, and A.H.Reitz North 25 degrees 14' East two hundred and ninety-eight and seven-tenths (298.7) feet to a spike and the place of beginning, containing 0.26 acres more or less.

And, vacating that portion of said Township Road, described as follows:

BEGINNING at a point, said point being at the intersection of the northerly line of Triangle Springs Auto Corporation and the westerly line of Tip Street; thence by line of Triangle Auto Springs Corporation across Tip Street South 83 degrees 34' East forty feet to a point; thence along the eastern line of Tip Street South 5 degrees 50' West two hundred and thirty and four-tenths (230.4) feet more or less to a point in the southern line of Triangle Auto Springs Corporation and at the intersection of the easterly line of Tip Street and the northerly line of Maloney Road; thence by the northern line of Maloney Road North 83 degrees 50' West forty feet to a point in the Western line of Tip Street; thence by said line North 5 degrees 50' East two hundred and thirty-four and four-tenths (230.4) feet more or less to the place of beginning, containing 0.212 acres.

(2) That petitioners have entered cash Bond in the sum of \$200.00, as guaranty of the expenses of the Supervisors of Sandy Township, for the view or re-view of the proceedings as provided by the Act of Assembly, which Bond was duly approved by the Court.

I hereby certify the foregoing is a true and correct copy of Resolution duly enacted by the Board of Road Supervisors of Pike Township, Clearfield County, Pennsylvania, at its regular meeting held *Last Monday in February 1954* and as duly transcribed on the minutes of the said meeting.

Fred M. Bennett Secy.

The raw material, in steel bars of 20 feet in length, is shipped in to the Factory by Tractor-trailers over Rt. 392, (Tip Street); finished in the Factory side, and transported across the township road by gasoline and electric auto-trucks, and the Mono-rail across Tip Street. The Mono-rail is a single traveling-lift or crane operating over-head across the public road.

When unloading raw material, or loading finished products contending with public travel from Maloney Road north is dangerous and hazardous, and to prevent accidents traffic must be halted; the public annoyed, , and the only practical solution is to re-locate the highway by extending Marshall Street south-erly from Ohio Avenue between parallel lines of its present course, taking in the properties of A. H. Reitz, Martin and Anna Karetski, and a part of the rear of the Triangle Auto Spring Corp. property, to supply a convenient and accessible road or highway safe for public travel.

5. Petitioners produced independent real estate dealers, who testified as to the value of the properties proposed to be taken to supply the public road.

6. S.S. Boyer, a resident of Sandy Township, residing at Pacific Avenue and Marshall Street, appeared in opposition to the proposed vacation of Township Rt. 392 (Tip Street) and supplying of the proposed Township Rt. 772 (Marshall Street) in its place and stead, in the belief that his property would be decreased in value, although no part of his property is taken in this proceeding; his outlet would be more convenient and a direct one from his property to Maloney Road (Township Rt. 390) and the witness's value of the properties taken was taken into consideration in fixing the damages.

7. Your Board has also taken into consideration the improved condition of Tip Street proposed for vacation, in arriving at the benefits accruing to the Triangle Auto Springs Corp., by reason of the vacation thereof.

8. That on the 19th day of July, 1956, at an adjourned meeting held in the Grand Jury Room of the Court House at Clearfield, Pa., at 2 o'clock P.M., D.S.T., continued at the request and agreement of Counsel from 10 o'clock A.M., your Board exhibited their Findings of Fact and Schedule of damages awarded and benefits assessed to the respective owners of the lands and improvements affected by the vacating of Township Rt. 392 over Tip Street, and extending Township Rt. 772 from Marshall Street and Ohio Avenue to Township Rt. 390, at Maloney Road, according to the plan thereof, showing courses and distances, hereto attached and made a part hereof, to wit:

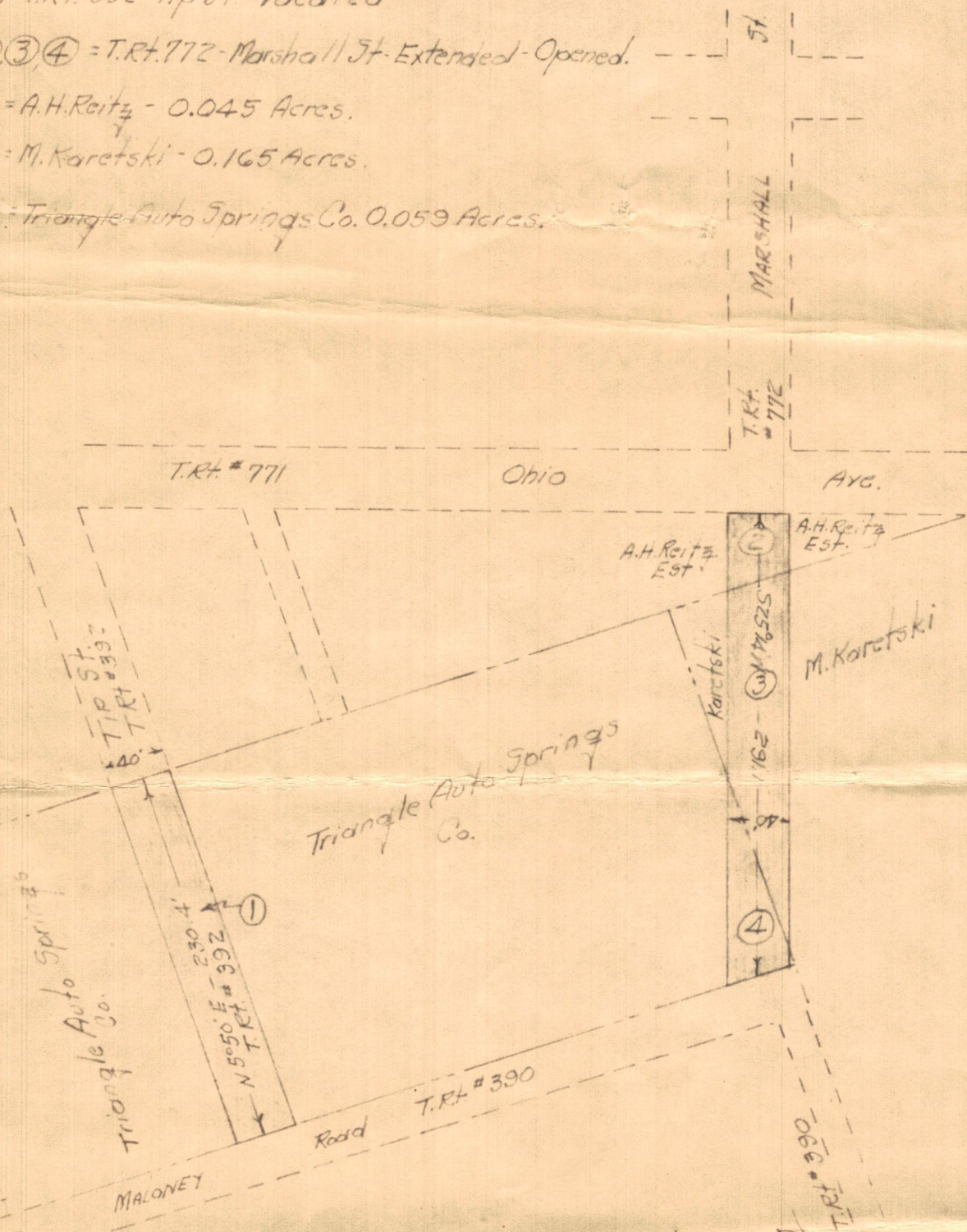
✓ Schedule:

	<u>Damages:</u>	<u>Benefits:</u>
To: A. H. Reitz, (0.045 acres)	\$300.00	None
To; Anna And Martin Karetski (0.165)	\$1200.00	None
To: Triangle Auto Spring Corp.(0.059)	\$300.00	
By: Triangle Auto Springs Corp.		
Vacation of Tip Street,		\$1800.00
Total,	\$1800.00	\$1800.00

And there being no exceptions thereto, your Board being of the unanimous opinion, concludes as follows:

(1) That that portion of Township Road (Rt.392) beginning at a point, said point being at the intersection of the northerly line of Triangle Auto Springs Corporation and the westerly line of Tip Street; thence by line of Triangle Auto Springs corporation across Tip Street, South 83 degrees 34 minutes East forty feet to a point; thence along the eastern line of Tip Street South 5 degrees 50 minutes West two hundred and thirty and four-tenths (230.4) feet more or less to a point in the southern line of Triangle Auto Springs Corporation and at the intersection of the Easterly line of Tip Street and the

- ① = T.R.# 392 - Tip St - Vacated
 ②, ③, ④ = T.R.# 772 - Marshall St - Extended - Opened.
 ② = A.H. Reitz - 0.045 Acres.
 ③ = M. Karetski - 0.165 Acres.
 ④ = Triangle Auto Springs Co. 0.059 Acres.



Clearfield County Court Of Quarter Sessions
 No. 3, May Sessions, 1955
 Road Viewers Map.

View, Layout And Vacating Of
 ROADS IN SANDY TOWNSHIP.

SCALE 1" = 100'

April 20, 1956

By *X. X. Yacht* Engr.

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY,
PENNSYLVANIA

In re: Laying out and opening one :
Township Road and vacating another:
Township Road in the Township of : No. 3 May Sessions, 1955
Sandy, Clearfield County, Pennsylv-:
ania :

TO WILLIAM T. HAGERTY, PROTHONOTARY:

In accordance with the order made by the viewers appointed by the Court of Quarter Sessions to hear the above matter and assess damages, we hereby acknowledge that we have received the sum of Three Hundred Dollars (\$300.00) which amount the said viewers assessed as damages suffered by A. H. REITZ, as a result of the laying out of a public road through her land, and the Prothonotary is hereby directed to make a notation of said payment in the proper dockets.

PENTZ & BLAKLEY
Attorneys for A. H. Reitz

By

