

ROAD

DOCKET NO. 7

Number Term Year

1 May 1956

Dacatur Township under Act of

May 1, 1933 by Supervisors.

Versus

1 May 55.

RELEASE

I, Bernard A. Johnson, devisee under the will of John W. Johnson, for and in consideration of the sum of \$100.00 do hereby release the Road Supervisors of Decatur Township, Clearfield County, Pennsylvania, of and from any and all claims which I may have as a land owner by reason of the opening of a Township Road across my property near Gearhartville, Decatur Township, Pennsylvania, this release refers specifically to the right-of-way described as follows:

BEGINNING, corner of the property of Bernard A. Johnson and the Philipsburg Coal and Land Company and the Northern line of Smith Street; thence North forty-two (42) degrees East two hundred and fifty two (252) feet to the Southern line of Pine Street, Township Route 673, thence along Pine Street South fifty-five (55) degrees East thirty-three (33) feet to a point; thence South forty-two (42) degrees West two hundred fifty one (251) feet to the northern line of Smith Street; thence North fifty-six (56) degrees six (6) minutes West thirty-three (33) feet to a point and place of beginning. Being a right-of-way thirty three feet in width extending across the western end of my property in a northeasterly direction.

IN WITNESS WHEREOF, I have set my hand and seal this 7th day of November 1956, intending to be legally bound thereby.

Captain Bernard A. Johnson
Captain Bernard A. Johnson

9561

NOV 20 1956

REPORT OF HEARING

A Petition signed by 9 property owners having been presented to the Supervisors of Decatur Township, under the Act of May 1, 1933, Article 11, Section 1101, as amended, to take over as a Township Road a certain street or road beginning west of Chester Hill Borough and extending to Chester Hill Borough and known as Forest Street and it appearing to the Supervisors as said road should be connected with Route 17026 for the public convenience, all of the proposed roads being hereinafter described, the time and place for hearing was duly set as 10:00 p.m., at the Friends Town Schoolhouse on the 9th day of July 1956.

Ten days written notice of the time and place of hearing having been given to all property owners affected by the proposal to ordain Forest Street as Township Road and to layout and ordain a Township Road connecting Forest Street with Route 17016, such hearing was duly held at 10:00 p.m., July 9, 1956, at the Friends Town Schoolhouse.

The center line of the proposed road being described as follows:

BEGINNING at a point on the Northern side of Legislative Route 17026, with center line being sixteen and one-half ($16 \frac{1}{2}$) feet South 52 degrees 2 minutes East from the original tract line of the John Gearhart Estate; thence North 33 degrees 30 minutes East across the lands of Jacob Mandel of a distance of Fifty (50) feet to the lands of the Philipsburg Coal and Land Company; thence 33 degrees 30 minutes East of the lands of the Philipsburg Coal and Land Company for a distance of Three Hundred twenty-seven (327) feet to Smith Street; thence across Smith Street to the lands of John W. Johnson; thence North 42 degrees 00 minutes East across the lands of John W. Johnson for a distance of Two Hundred Fifty-one and five tenths (251.5) feet to Pine Street and Township Road No. 673 thence crossing said Pine Street on Township Road No. 673 to the lands of Mary Wolf; thence North 42 degrees 00 minutes East across lands of Mary Wolf for a distance of Five Hundred twenty-two (522) feet to Forest Street; thence in an Easterly direction along Forest Street and the lands of Mary Wolf; John Wanchis; Michael Czar; Ella Prusnik; John H. Croft; John Blasko; John Comitz and George Johnson to the Borough line of Chester Hill Borough. The right-of-way for said Township Road being Thirty-three (33) feet in width and sixteen and one-half ($16 \frac{1}{2}$) feet on each side of the lines herein above described.

At the time and place of said hearing, there appeared George W. Johnson and John Comitz, both being owners of property abutting the affect of the road, and both testifying that the proposed road was necessary for the public convenience and specifically that such proposed road was necessary to give them access to their properties in the winter.

Being laid out and ordained as a Township Road.

DECATUR TOWNSHIP SUPERVISORS

Ralph C. Winters
Ralph C. Winters

Robert C. Crain
Robert C. Crain

Charles Martin, Jr.
Charles Martin, Jr.

PETITION

We the Property owners of Decatur Twp. Petition the Supervisors of Decatur Twp to take over the road Beginning West of Chester Hill Borough and extending to Chester Hill Boro.

R. Wolfe for Mrs. Mary Wolfe

Mike for John Wanchisn

John Comitz

George W. Johnson

John H. Croft

Michael Czar

John Czar

Ella Prusnuk

John Blasko

NOTICE OF HEARING OF TOWNSHIP SUPERVISORS

Notice is hereby given that the Decatur Township Supervisors will hold a hearing on the 9 day of July, 1956 at 7 o'clock at Meeting House, to determine the advisability and necessity of opening for the public convenience the following described road:

BEGINNING at a point on the Northern side of Legislative Route 17026, with center line being sixteen and one-half (16 1/2) feet South 52 degrees 2 minutes East from the original tract line of the John Gearhart Estate; thence North 33 degrees 30 minutes East across the lands of Jacob Mandel of a distance of Fifty (50) feet to the lands of the Philipsburg Coal and Land Company; thence 33 degrees 30 minutes East of the lands of the Philipsburg Coal and Land Company for a distance of Three Hundred twenty-seven (327) feet to Smith Street; thence across Smith Street to the lands of John W. Johnson; thence North 42 degrees 00 minutes East across the lands of John W. Johnson for a distance of Two Hundred Fifty-one and five tenths (251.5) feet to Pine Street and Township Road No. 673 thence crossing said Pine Street on Township Road No. 673 to the lands of Mary Wolf; thence North 42 degrees 00 minutes East across lands of Mary Wolf for a distance of Five Hundred twenty-two (522) feet to Forest Street; thence in an Easterly direction along Forest Street and the lands of Mary Wolf; John Wanchlan; Michael Czar; Ella Prusnuk; John H. Croft; John Blasko; John Comitz and George Johnson to the Borough line of Chester Hill Borough. The right-of-way for said Township Road being Thirty-three (33) feet in width and sixteen and one-half (16 1/2) feet on each side of the lines herein above described.

And at which time, you may be present, together with witnesses, and present such evidence as you see fit.

Robert C. Cress

Charles Martin Jr

Ralph C. Winters

Service of the within Notice accepted more than ten (10) days before the above date.

Jacob Mandel

Mary Mandel

Mrs. Mary Wolfe

John H. Craft

John Blaska

George W. Johnson

John Comitz

Mrs. Margaret Comitz

Mike Wanchisn

Ella Prusnak

THE PHILPSBURG COAL AND LAND COMPANY

L. T. Phillips

L. T. Phillips, Treasurer

RELEASE

We, the Undesignated, Being one of the owners of property Traversed by A planned township road, beginning at A point on township route 673 at the end of said route and extending in A easterly direction to Chester Hill borough line, do hereby release and surrender to the township of Decatur and to the township board Supervisors any and all claim to damage occasioned by the township taking over and ordaining the above Described road which road has A right of way of thirty three (33) feet and do hereby acknowledge having received notice of the hearing held on the above matter and do agree that said road is necessary for the public Convenience.

in witness whereof we have set our hands and seals this day of _____ 1956, intending thereby to be legally bound.

Mr. John Comitz (Seal)

Mrs. Margaret Comitz (Seal)

R. L. Wolfe for Mrs. Mary Wolfe (Seal)

George W. Johnson (Seal)

John H. Croft (Seal)

Mike for John Wanchisn (Seal)

Jacob Mandel (Seal)

Mary Mandel (Seal)

Michael Czar (Seal)

John Blasko (Seal)

Ella Prusnak (Seal)

(Seal)

(Seal)

ORDINANCE NO. _____

AN ORDINANCE TO TAKE OVER, LAYOUT AND ORDAIN AS
TOWNSHIP ROAD A CERTAIN PORTION OF ROAD NEAR
CHESTER HILL BOROUGH IN DECATUR TOWNSHIP,
CLEARFIELD COUNTY, PENNSYLVANIA.

WHEREAS, a petition was presented to the Supervisors of Decatur Township, under the Act of May 1, 1933, Article XI, Section 1101, to take over, layout and ordain the hereinafter described public road as a township road, and notice was duly given and hearing held thereon as set forth in Report of Hearing being duly filed August 8, 1956, in the Court of Quarter Sessions of Clearfield County, Pennsylvania to No. 1198 Sessions, 1956, setting forth the finding by the Decatur Township Supervisors that the road therein and hereinafter described should be ordained as a township road and that the same was necessary for public convenience,

THEREFORE, BE IT ORDAINED AND ENACTED BY
THE SUPERVISORS OF DECATUR TOWNSHIP AS FOLLOWS:

SECTION 1.

THAT, by virtue of the authority of the Act of May 1, 1933, Article XI, Section 1101, as amended, all that section of road in Decatur Township, Clearfield County, Pennsylvania,

BEGINNING at a point on the Northern side of Legislative Route 17026, with center line being sixteen and one-half (16 1/2) feet South 52 degrees 2 minutes East from the original tract line of the John Gearhart Estate; thence North 33 degrees 30 minutes East across the lands of Jacob Mandel of a distance of Fifty (50) feet to the lands of the Philipsburg Coal and Land Company; thence 33 degrees 30 minutes East of the lands of the Philipsburg Coal and Land Company for a distance of Three Hundred twenty-seven (327) feet to Smith Street; thence across Smith Street to the lands of John W. Johnson; thence North 42 degrees 00 minutes East across the lands of John W. Johnson for a distance of Two Hundred Fifty-one and five tenths (251.5) feet to Pine Street and Township Road No. 673 thence crossing said Pine Street on Township Road No. 673 to the lands of Mary Wolf; thence North 42 degrees 00 minutes East across lands of Mary Wolf for a distance of Five Hundred twenty-two (522) feet to Forest Street; thence in an Easterly direction along Forest Street and the lands of Mary Wolf; John Wanchian; Michael Czar; Ella Prusnik; John H. Croft; John Blasko; John Comitz and George Johnson to the Borough line of Chester Hill Borough. The right-of-way for said Township Road being Thirty-three (33) feet in width and sixteen and one-half (16 1/2) ft. on each side of the lines herein above described, is taken over, laid out and ordained as township road to be taken over, laid out, kept and maintained as a township road by the Supervisors of Decatur Township, Clearfield County, Pennsylvania.

SECTION 2.

Notice of the adoption of this ordinance shall be

given within ten (10) days thereafter by handbills posted in conspicuous places along the line of the said road, such handbills to state the fact of the passage of this ordinance and the date thereof.

DECATUR TOWNSHIP SUPERVISORS

Ralph C. Winters
Ralph C. Winters

Robert C. Crain
Robert C. Crain

Charles Martin, Jr.
Charles Martin, Jr.

No 1 May 55 1956
Deutor Township Supervisors

REPORT OF HEARING

OPPOSED

Substituted as a copy of the
original filed August 8, 1956.

Wm J. Hagerty
Clerk of Courts.

BELL, SILBERBLATT & SWOPE
ATTORNEYS AT LAW
121 EAST MARKET ST.
CLEARFIELD, PENNA.