

ROAD

7

DOCKET NO.

NUMBER

~~XXXX~~

YEAR

"2"

November Ssns. 1957

In Re: ACCEPTANCE OF DEDICATED  
STREETS, LANES AND ALLEYS IN THE  
VILLAGE OF "ALMADEN", AS PUBLIC  
ROADS IN GULICH TOWNSHIP

VERSUS

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

In re: No.  
Acceptance of Dedicated Streets, : Sessions, 1957.  
Lanes and Alleys in the Village :  
of "Almaden", as Public Roads :  
in Gulich Township. :

PETITION.

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

The petition of Raymond Barto, Frank Gmerek and  
Victor Strutzel respectfully represents:

- ✓ 1. That your petitioners are the duly qualified Supervisors of Gulich Township, Clearfield County, Pennsylvania, a township of the second class.
2. That on the first day of October, 1901, the Kittanning Coal Company, laid out the Village of Almaden in town lots, abutting streets and alleys dedicated to public use, a blue print thereof, marked Exhibit "A", is hereto attached and made a part hereof.
3. That the lately developed section of the Eureka No. 28 section of the Village of Almaden has become populated as a residential community and the residents thereof have petitioned the Board of Supervisors to accept as part of the public road system of Gulich Township, the following described sections thereof. to wit:

Beginning at a point in the Southern line of Fourth (4th) Avenue extended: thence running North 45 degrees 17 minutes East, 33 feet in width, two hundred and thirty-eight and five-tenths (238.5) feet to a post in the centre line thereof; thence by a 31-degree curve to the right with a radius of 187.13 feet, two hundred fifty-two and three-tenths (252.3) feet to a post and ending in Township Road running South 56 degrees 30 minutes East, laid out at No. 1, February Sess., Special, 1956, in the Court of Quarter Sessions of Clearfield County, (formerly a private road leading from Chestnut Street, now State Improved Highway No. 353, at Eureka No. 28 School House) in the Village of Ammaden, aforesaid.

according to the plan of said road as surveyed by Roy C. Kindig, Engineer, marked Exhibit "B" hereto attached and made a part hereof.

4. That all of the said public road is located wholly within Gulich Township.

5. That the acceptance of said road would be of benefit to Gulich Township and necessary for the accommodation of the traveling public; that the proposed public road is within the confines of dedicated streets and alleys, and have long since been opened for public use; and that the benefits accruing to the abutting property owners exceed any disadvantages to the users thereof, and the petitioners agreed to waive, release, quit-claim and discharge the Township of Gulich, the County of Clearfield and Commonwealth of Pennsylvania, of and from all manner of damages, actions or accounts, for or on account of ordaining and accepting said streets, lanes and alleys as part of the public system of highways of the Township of Gulich.

6. Attached hereto and made a part hereof is a certified copy of a resolution adopted by the Board of Supervisors of Gulich Township, accepting 33 feet in width,  $16\frac{1}{2}$  feet on either side of the centre lines of said streets, lanes and alleys as part of the public road system of Gulich Township.

WHEREFORE, your petitioners request that your Honorable Court consent to the acceptance of rights of way, 33 feet in width, beginning at a point in the Southern line of Fourth (4th) Avenue extended: thence running North 45 degrees 17 minutes East, two hundred and thirty-eight and five-tenths (238.5) feet to a post in the centre line thereof; thence by a 31-degree curve to the right with a radius of 187.13 feet, two hundred fifty-two and three-tenths (252.3) feet to a post and ending

in Township Road running South 56 degrees 30 minutes East,  
laid out at No. 1, February Sess., Special, 1956, in the Court  
of Quarter Sessions of Clearfield County, as shown on the  
attached plan thereof, marked Exhibit "B", by endorsing your  
consent thereto. as provided by the Second Class Township  
Code (53 P.S. 19093-1147) as amended.

And they will ever pray.

Raymond Barto  
Chairman  
Victor Strzel  
Frank J. Komerek  
Supervisors of the Township of Gulich.

Attest:

John Kandach  
Secretary.

AFFIDAVIT.

State of Pennsylvania : : ss:  
County of Clearfield :

John Kandach, one of the within  
named petitioners, being duly sworn according to law, deposes  
and says that the facts and averments in the within petition  
are true and correct.

And further saith not.

Sworn and subscribed to before me, this 7<sup>th</sup> day  
of December, 1957.

Kathryn L. Collins  
NOTARY PUBLIC  
My Commission Expires March 9, 1959

The TOWNSHIP OF GULICH, SS:

I HEREBY CERTIFY that the following is a true and correct copy of a Resolution duly adopted by the Board of Supervisors of Gulich Township, Clearfield County, Pennsylvania, at a regular meeting of said Board held *Dec. 2, 1959*

WHEREAS, the residents and property owners of the lately populated section of Almaden have petitioned the Board of Supervisors to accept as part of the public road system of Gulich Township, the hereinafter described dedicated streets, lanes and alleys; and

WHEREAS, the following described Streets and Alleys were dedicated for public use as streets, lanes, roads and alleys of the Village of "Almaden" (Ginter, P.O.) located in the Township of Gulich by the Kittanning Coal Company, original grantor, a blue print thereof, marked Exhibit "A" is hereto attached and made a part hereof: Now therefore.

BE IT RESOLVED that beginning at a point in the Southern line of Fourth (4th) Avenue extended: thence running North 45 degrees 17 minutes East, 33 feet in width, two hundred and thirty-eight and five-tenths (238.5) feet to a post in the centre line thereof; thence by a 31-degree curve to the right with a radius of 187.13 feet, two hundred fifty-two and three-tenths (252.3) feet to a post and ending in Township Road running South 56 degrees 30 minutes East, laid out at No. 1, February Sess., Special, 1956, in the Court of Quarter Sessions of Clearfield County, (formerly a private road leading from Chestnut Street, now State Improved Highway No. 353, at Eureka No. 28 School House) in the Village of Almaden, aforesaid, according to the plan of said road as surveyed by Roy C. Kindig, Engineer, marked Exhibit "B" hereto attached and made a part hereof, be and the same is accepted and incorporated into the system of Township Roads of the Township of Gulich: subject to the consent of the Court of Quarter Sessions of Clearfield County, Pennsylvania, to be endorsed thereon.

Certified from the records, this

*John Kandach*  
Secretary of the Board of  
Supervisors of the Township  
of Gulich.

(SEAL)

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

**In re:** \_\_\_\_\_ **No.:** \_\_\_\_\_

Acceptance of dedicated streets, : Sessions, 1957.  
lanes and alleys in the Village :  
of "Almaden" as a Public Road :  
in the Township of Gulich. :

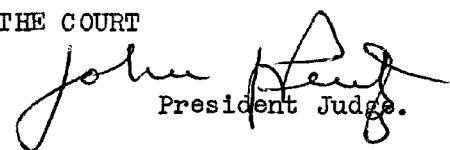
ORDER OF COURT.

AND NOW, to wit: this 9<sup>th</sup> day of April,

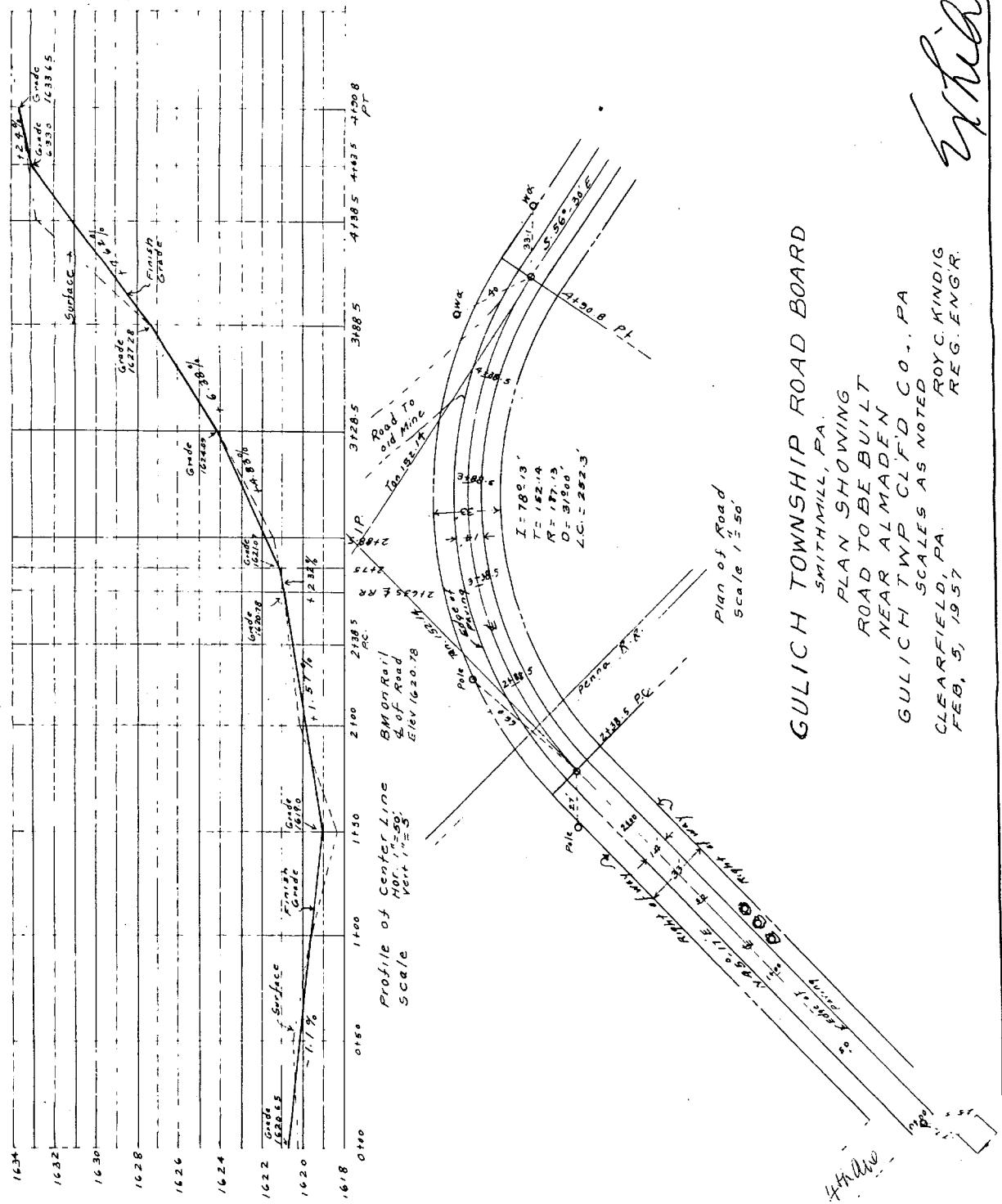
1957, the within petition and exhibits of the Board of Supervisors of Gulich Township having been presented, read and considered; and it appearing that on October 1, 1901, the Kittanning Coal Company laid out the Village of Almaden in town lots, with abutting streets and alleys dedicated to public use, according to a blue-print thereof marked Exhibit "A" and hereto attached; that the lately developed section of Eureka No. 28 of the said Village has become populated as a residential community and the residents thereof have petitioned the Board of Supervisors to accept as part of the public road system of Gulich Township, to wit: Beginning at a point in the Southern line of Fourth (4th) Avenue extended: thence running North 45 degrees 17 minutes East, 33 feet in width, two hundred and thirty-eight and five-tenths (238.5) feet to a post in the centre line thereof; thence by a 31-degree curve to the right with a radius of 187.13 feet, two hundred fifty-two and three-tenths (252.3) feet to a post and ending in Township Road running South 56 degrees 30 minutes East, laid out at No. 1, February Sess., Special, 1956 in the Court of Quarter Sessions of Clearfield County, (formerly a private road leading from Chestnut Street, now State Highway No. 353, at Eureka No. 28 School House) in the Village of Almaden aforesaid, according to the plan of the proposed township road, as surveyed by Roy C. Kindig, Engineer, marked Exhibit

"B" as a Township Road, the consent of the Court of Quarter Sessions of Clearfield County is hereby given, and shall be so recorded in the Office of the Clerk of Quarter Sessions of Clearfield County.

BY THE COURT

  
John P. Reed  
President Judge.

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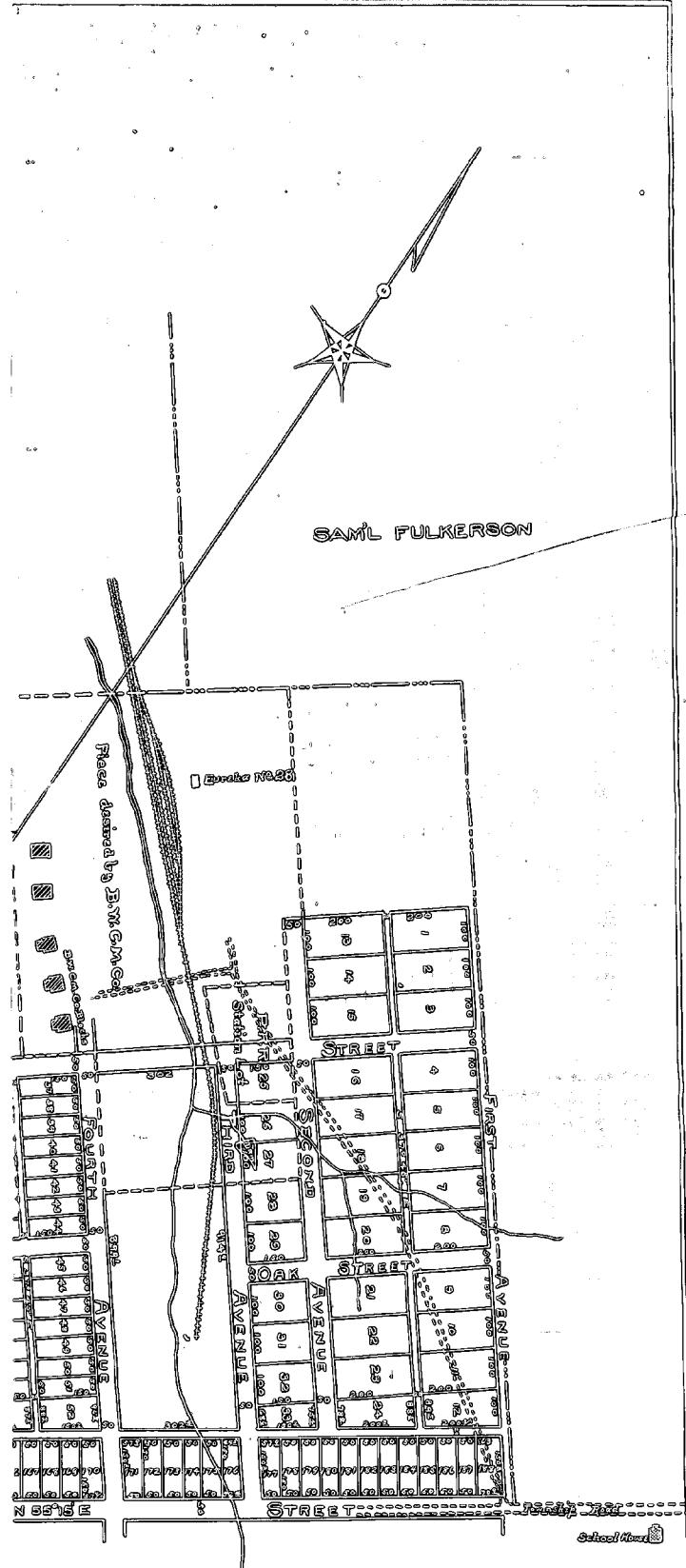


Exhibit "F"



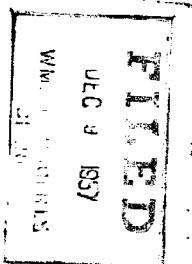
IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY,  
PENNSYLVANIA.

No. 2 Dec.-sess., 1957

In re:

Acceptance of Dedicated  
Streets, Lanes and Alleys  
in the Village of "Almaden"  
as Public Roads in Gulich  
Township.

- 1) Petition of the Board of  
Supervisors of Gulich  
Township.
- 2) Order of Court thereon.



JOHN SCOLLINS  
ATTORNEY AT LAW  
HOOTZDALE, PA.

4.00 By day