

No. 1

*Moy*

Sessions, 1905

COMMONWEALTH

versus

*Public Bridge  
Across Susquehanna  
River at Curry Run*

Charge

WILLIAM J. SWOOPE,  
DISTRICT ATTORNEY.

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY.

To the Honorable Allison O. Smith, Judge of the Court of  
Quarter Sessions of Clearfield County:

The petition of the undersigned inhabitants of Greenwood  
township, county of Clearfield, and state of Pennsylvania,  
respectfully represents:

That a bridge is much wanted over the Susquehanna River  
at the village of Curry Run, where the main public road leading  
from Curry Run to Marron post office by the way of Robert Ross  
crosses the Susquehanna River; that the fording is frequently  
rendered impassable by reason of the ice and high waters, and  
that it is greatly needed for the travel of the public, and  
that the expense of erecting said bridge would be burdensome  
upon the inhabitants of the said township and more than it is  
reasonable that they should bear.

Your petitioners therefore pray the Court to appoint  
proper persons qualified according to law to view the place  
proposed for said bridge, and inquire whether such bridge is  
necessary as aforesaid, and report at next term of Court.

And they will ever pray, etc.

Wm Johnston  
J. C. Johnson  
E. A. Thurf  
W. B. Johnston  
Samuel John  
David Mitchell

J. M. Johnston  
L. W. Campbell  
L. F. Tate  
H. J. Johnston  
James Mitchell  
Edwin  
Hugh M. Linn

W E Gurry  
Louis Ross  
Elyria Scott  
J S Gardner  
John Cross  
Kerman Shaw  
L M Barnett  
Lloyd Johnson  
Clair Ross  
Frank Ross

James Gurry  
J H Barnett

James B Hall  
A S Wright  
James Coulter  
Geo R Estel

S J Smyler  
J P Beaman

James Gearhart  
H. A. Miller  
William Gearhart

Frank Smyler  
L B Limer

W B Mott  
R E Dickel

J. J. Thompson

Blyde Thompson  
Frank Dickel

Allen Johnston  
N. C. Bell  
J M Donovan  
D W Wiley  
J J Bell  
A H. Penner  
Howard Smith  
C. C. W. Cracken  
P A Fredericks  
E. Johnston

Matthias Halliker  
Perry Halliker  
C. B. Halliker

H. J. Moore  
J. J. P.  
J. J. P.  
J. J. P.

J. J. P.  
J. J. P.

W. A. McEwen  
Mr. P.

Alron P.  
Alex Pass

Robert Young  
Bert Hamilton

H. B. Johnston  
J. J. P.

J. J. P.  
Laird H. H.

A. H. Fisher	Geo. H. Hovm
A. M. Gaulton	G. W. Hess
H. J. Porman	Permy Arthur
Paul Clary	Era Passmore
L. O. C.	Inv. F. Mitchell
P. J. Wiley	Frampton Bell
G. W. Bell	M. J. Harn
W. C. Brown	J. W. Ross
J. K. Rich	Arthur Bell
Gen. J. J. J.	Thomas Diehl
Lewis H. H.	Wagner Johnson
Gen. J. J. J.	A. J. J.
James J. J.	George J. J.
J. W. J.	W. J. J.
Geo. L. Morgan	William J. J.
George Ross	J. B. J.
W. J. J.	Darid Young
Harry Ross	John J. J.
Robert J. J.	Wm. J. J.
J. M. J.	Harry Bell
Thos. J. J.	James J. J.
Frank J. J.	W. H. J.
E. A. Wiley	A. J. J.

Clearfield County, SS:

At a Court of Quarter Sessions of the Peace held at Clearfield, in and for the County of Clearfield, on the day of February A.D. 1905, before Allison O. Smith, Judge of the said Court, upon the petition of divers inhabitants of the township of Greenwood in said County setting forth that a bridge is much wanted over the Susquehanna River at Curry Run where the main road leading from Curry Run by way of Robert Ross' for Marron post office, crosses the Susquehanna River; that the fording is frequently rendered impassable by reason of the ice and high waters, and that it is greatly needed for the travel of the public, and that the expense of erecting said bridge would be burdensome upon the inhabitants of the said township and more than it is reasonable that they should bear, the Court on due consideration appoint \_\_\_\_\_

\_\_\_\_\_, who after being respectively sworn or affirmed to perform their duties impartially and to the best of their judgment so to view the place proposed for said bridge, and if they or any three of them view the same and any two of the actual viewers agree that there is occasion for such bridge and that the erecting of the said bridge would require more expense than it would be reasonable the said township should bear, they are to report accordingly, and a map or plot thereof to be made which shall accompany said report; the report aforesaid to be made to the next term of the Court of Quarter Sessions to be held for the County of Clearfield.

By the Court,

Mon May 20 1900  
in the Court of Quarters  
Session.

Application for  
entry made  
over the River yet  
being in in  
unimproved land.

May 20 1900  
presented to the Court  
M. O. Carter & Henry  
and J. E. Barclay & others  
asked me to appoint a  
committee to inquire  
into the land.

Almon S. Smith

Filed May 20 1900

Geo. S. Thompson  
Clerk

W. Mitchell

Clearfield County, ss:

At a Court of Quarter Sessions of the Peace of the county of Clearfield, Pennsylvania, held at Clearfield, in and for said county on the

5 day of June, A. D. 189, before Judge of said Court, upon a petition of sundry inhabitants of the township of Bell in said

County, setting forth that a public Bridge is much needed over the Susquehanna River at or near the place where the public road leading from James Sunderlines to Burnside Borough crosses said river in Bell Township, and that the expense of erecting said bridge would be too burdensome for the taxpayers of said township to bear.

and therefore praying the Court to appoint proper persons to view and lay out the same according to law,

and report to next term of Court

whereupon the Court upon due consideration had of the premises, do order and appoint

C. B. Alexander. Geo. H. Holland and Appon Bloom

who after being respectively sworn or affirmed to perform their duties impartially and to the best of their judgment, are to view the place proposed for the said bridge, and if they or any two of them, view the same, and any two of the actual viewers agree that there is occasion for such a bridge, and that the erecting of the said bridge would require more expense than it would be reasonable the said townships should bear, they are to make report accordingly;

and a map or plot thereof to be made, which shall accompany said report; the report aforesaid to be made to the next term of the Court of Quarter Sessions to be held for the said county of Clearfield.

BY THE COURT.

Robt B. Thompson

CLERK.

## RELEASE OF DAMAGES.

*Know All Men by These Presents, That we, the undersigned owners of lands upon which the bridge is located by the viewers, under the annexed order, passes for and in consideration of the sum of ONE DOLLAR to us respectively paid by the..... at and before the ensealing and delivery hereof, have remised, released and forever quit-claimed; and do hereby remise, release and forever quit-claim to the said..... all damages that may arise to us respectively by reason of the location or building of said bridge, so that neither we nor any of us, nor any person claiming under us, can or may hereafter ask, sue for, demand, have or receive any damages for injuries arising or growing out of the location or building of said bridge.*

*Witness our hands and seals this..... day of.....*  
*A. D. 189.....*

.....  
*Seal*

.....  
*Seal*

.....  
*Seal*

.....  
*Seal*

## ASSESSMENT OF DAMAGES.

*The following persons, having refused to release the damages to which they respectively may be entitled by reason of the location and building of said bridge in the annexed return described, we, the undersigned viewers, under oath in pursuance of our duty, under the Act of Assembly, do assess their damages and make report thereof as follows:*

*To..... the sum of.....*

*To..... the sum of.....*

*To..... the sum of.....*

*Witness our hands this..... day of..... A. D. 189.....*

.....

.....

.....



# Bridge Viewers' Notice.

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield county, Pennsylvania, to view a Bridge at *or near the place where the Public Road leading from James' Sunderlands to Burnside Boro crosses the Susquehanna River.*

in *Bell* Township, in the county aforesaid, will meet at said place on *Wednesday*, the *28<sup>th</sup>* day of *June*, A. D. 1905, at *2-30* o'clock P. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

*C. B. Alexander*

*Geo. H. Hall*

*Apgar Bloom*

Viewers.

*June 20<sup>th</sup>*, 1905.

Alouatta accepted  
June 21. 1906

County Court's  
By W. H. H. H. H.  
(ex)

# Bridge Viewers' Notice.

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield county, Pennsylvania, to view a Bridge at *or near the Place where the Public Road leading from James Sunderland's to Burnside Bros. crosses the Susquehanna River*

in *Bell* Township, in the county aforesaid, will meet at said place on *Wednesday* *June*, the *28th* day of *June*, A. D. 1905, at *2-30* o'clock *P.* M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

*C. B. Alexander*

*Geo. H. Hall*

*Apqar Bloom*

Viewers.

*June 20th*, 1905.

Service accepted.

W. B. Smith Supervisors of Bell Twp.

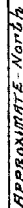
J. H. Nicodemus " " "

A. J. Goring " " "

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\_\_\_\_\_

\_\_\_\_\_



Showing Location for Proposed Bridge

View of June 28<sup>th</sup>, 1905.

TO THE HONORABLE ALLISON O. SMITH, PRESIDENT JUDGE OF THE  
COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY PENNSYLVANIA.

We the undersigned Viewers appointed by the within order of  
Court to view for the bridge therein mentioned respectfully report  
that we gave good and lawful notice of said bridge view and met agree-  
able thereto and having been severally affirmed, we viewed the ground  
at sight proposed for said bridge and the roads leading thereto also  
received the testimony of citizens interested.

We found that the nearest bridge crossing the river down stream  
from this point is at McGees four miles below, and up stream the nearest  
bridge is at Burnside three miles distant. The fording now at this point  
is inconvenient and frequently during the winter season and when the  
river is flooded it is impassible. A bridge located at this point would  
be a great convenience and saving of time and distance to citizens  
of this neighborhood and others who travel east and west across the  
river. We would therefore respectfully recommend that an iron bridge of  
85 feet span and placed on suitable abutments, about ten feet above  
low water mark, be built at Cassady's old dam where a wooden bridge  
owned by the County once stood.

As we believe the expense of building this bridge and abut-  
ments is greater than is reasonable and just that the Township should  
bear, we would further respectfully recommend that the county bear the  
cost of building the superstructure and abutments and that the Town-  
ship of Bell bear the expense of filling the approaches.

We would further suggest that a few changes might be made in  
the old public road on the east side of the river, should this bridge  
be granted, thereby making a better approach.

A map showing the location of this proposed bridge is herewith  
attached and made a part of this report.

Witness our hands this 30th. day of June A.D. 1905.

*2 Viewers concur  
Mr Hall will sign*

VIEWERS.

*C. B. Alexander  
Oscar Bloom  
G. H. Hall*

Clearfeta, - 24. 1905

Now December the 8<sup>th</sup> we the Grand Jury  
having heard the testimony produced &  
having carefully considered the application  
recommended. That the County of Clearfield build  
the Bridge upon the terms & conditions reported  
by the viewers.

W.B. Norris  
Foreman

December Sessions 1905 the within Report of Viewers and concurrence therewith by the Grand Jury, presented, read and considered, and thereupon present approval of same is withheld for the reason:

Fourth. That the finances of the County are not in such shape that all of the expenses for public bridges could be met at this time, as we have ascertained by consultation with the Commissioners.

Second. Careful inquiry into the situation at this point has led us to believe that there is no regular public road or thoroughfare of general public use leading from the southern or eastern end of the projected bridge.

I think - That there is no general public to be served by said bridge and no such general public demand in that vicinity as would authorize such an expenditure of public money in view of the present financial condition of county funds.

By the Court Allison A. Smith P.J.

No. 6. Sept. 1900 -  
Charles Braden

Dec 20p.

ORDER TO VIEW.

**FILED**  
JUL 1907  
Fidd  
Recd by  
T. J. RICHMOND,  
CLERK.

Wells,  
Attorney.

**NOTE.**—Viewers will carefully note the number of days employed, and set the amount out at the foot of their return. Reviewers cannot interfere with damages assessed by the original viewers, except so far as the location may be changed by the viewers.

**N.B.**—If the viewers believe the parties are not entitled to damages taking into consideration the adverse ground as well as the disadvantages of the bridge, they will report to that effect.

AMOUNT.	Days 3	Miles 3	#
2874			11
6.30			30

Days 1	
Miles 50	\$7.00

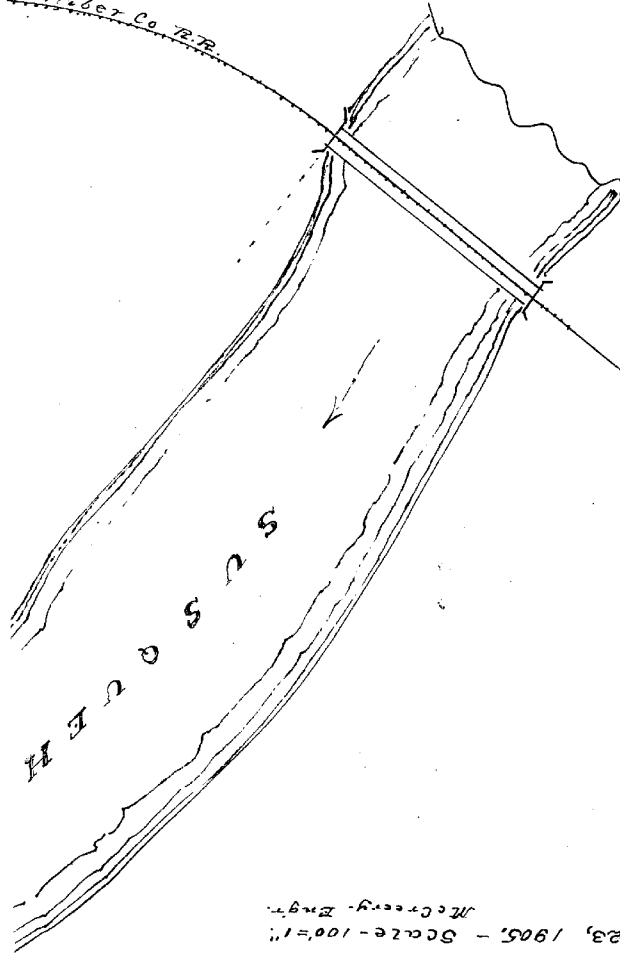
Geo. H. Hall } Days 1  
Miles 45 # 6.50

<i>Days</i> .....	}	<i>Highland</i>	}	<i>Days</i> .....
<i>Miles</i> .....		<i>237.5</i>		<i>Miles</i> .....
<i>Days</i> .....	}		}	<i>Days</i> .....
<i>Miles</i> .....				<i>Miles</i> .....

10/10/10

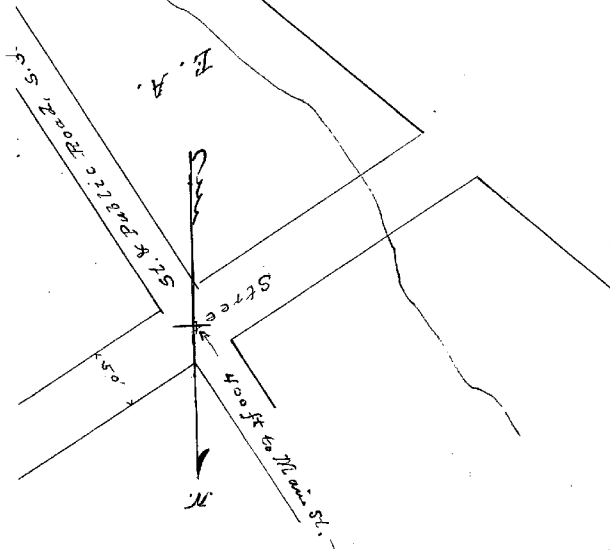
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Zimmerman Co. R.R.

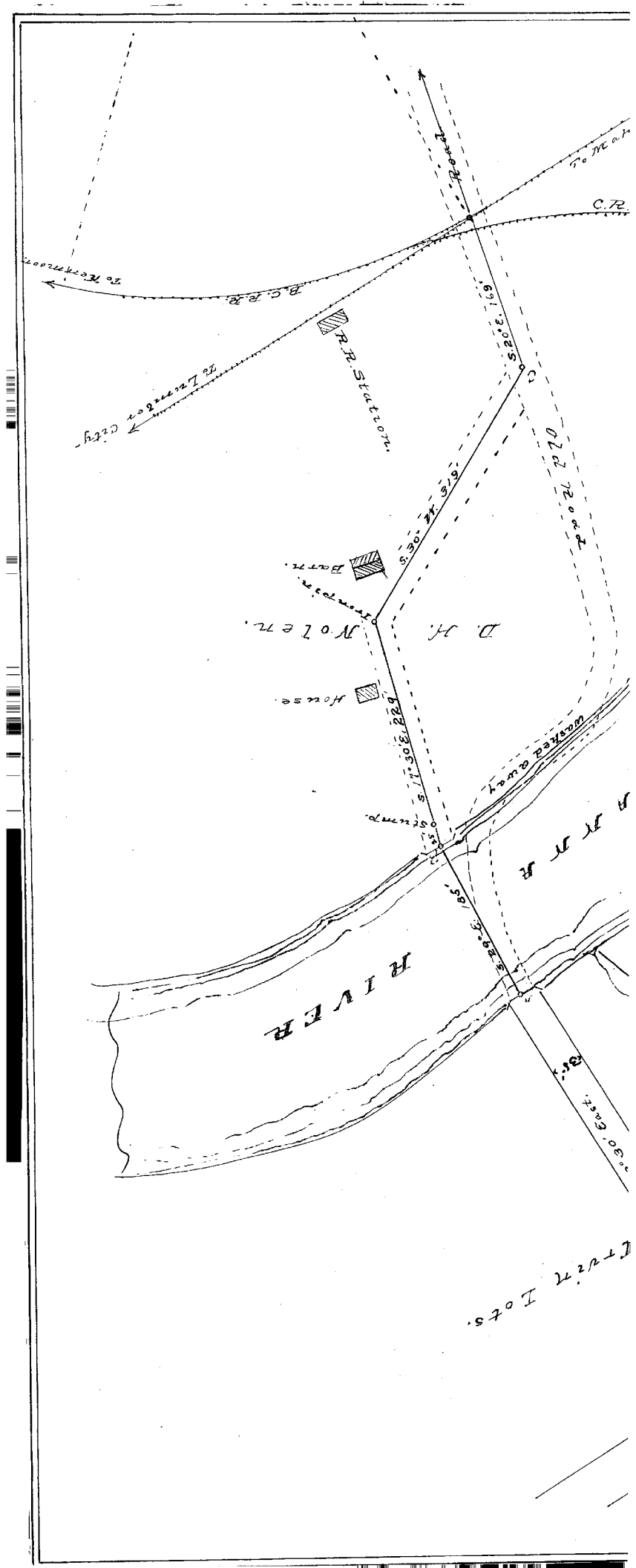


Survey locating Bridge near  
Curry Station, Greenwood Twp.  
Across Susq. River, at fording.  
March 23, 1905. - Scale - 1" = 100'  
McCreary, Eng'r.

C. T. Thorpe.







Clearfield County, ss:

At a Court of Quarter Sessions of the Peace of the county of Clearfield, Pennsylvania, held at Clearfield, in and for said county on the

6<sup>th</sup> day of February, A. D.

1905, before Judge of said Court, upon a petition of sundry inhabitants of the township of Greenwood in said

County, setting forth that

a bridge is much wanted over the Susquehanna River at the village of Curry Run, where the main public road leading from Curry Run to Marion Post Office by the way of Robert Ross crosses the Susquehanna River, that the fording is frequently rendered impossible by reason of the ice and high water and that it is greatly needed for the travel of the public and the expense of erecting said bridge would be burdensome upon the inhabitants of said township and more than it could bear

and therefore praying the Court to appoint proper persons to view and lay out the same according to law,

J. S. McCreery, W. T. Hoipster and J. C. Borclag  
whereupon the Court upon due consideration had of the premises, do order and appoint

who after being respectively sworn or affirmed to perform their duties impartially and to the best of their judgment, are to view the place proposed for the said bridge, and if they or any two of them, view the same, and any two of the actual viewers agree that there is occasion for such a bridge, and that the erecting of the said bridge would require more expense than it would be reasonable the said townships should bear, they are to make report accordingly;

and a map or plot thereof to be made, which shall accompany said report; the report aforesaid to be made to the next term of the Court of Quarter Sessions to be held for the said county of Clearfield.

BY THE COURT.

Roll B. Thompson  
CLERK.

## RELEASE OF DAMAGES.

Know All Men by These Presents, That we, the undersigned owners of lands upon which the bridge is located by the viewers, under the annexed order, passes for and in consideration of the sum of ONE DOLLAR to us respectively paid by the Viewers for County of Clad at and before the ensealing and delivery hereof, have remised, released and forever quit-claimed; and do hereby remise, release and forever quit-claim to the said County all damages that may arise to us respectively by reason of the location or building of said bridge, so that neither we nor any of us, nor any person claiming under us, can or may hereafter ask, sue for, demand, have or receive any damages for injuries arising or growing out of the location or building of said bridge.

Witness our hands and seals this 23 day of March  
A. D. 1890

L. H. Molen Seal  
Seal  
Seal  
Seal

## ASSESSMENT OF DAMAGES.

The following persons, having refused to release the damages to which they respectively may be entitled by reason of the location and building of said bridge in the annexed return described, we, the undersigned viewers, under oath in pursuance of our duty, under the Act of Assembly, do assess their damages and make report thereof as follows:

To..... the sum of.....

To..... the sum of.....

To..... the sum of.....

Witness our hands this..... day of..... A. D. 189.....

Curry Run March 23  
1905

We The undersigned viewers appointed by Court having this day met and having been sworn according to law, proceeded to view the location for proposed bridge, and unanimously report that a bridge is much needed at this point and recommend the building of same by The County as petitioned for. The survey for same being as follows, Beginning at point A, being intersection of street or road with bank of Susquehanna River at fording, thence across River S.  $29^{\circ}$  E. One hundred and eighty-five feet between abutments, (this measurement being taken at flood stage is approximate) to B, thence S.  $17^{\circ}30'$  E. 25 feet to Red oak stump (center), thence same bearing 229 feet to iron pin center of private road, long used by public, the old road being washed away. Still along private road S.  $30^{\circ}$  West, 319 feet to center of old road (C) thence along same S.  $20^{\circ}$  East 169 ft. to first rail of main line of N.Y. & P. R.R. at frog of junction. The accompanying draft more fully showing location. No damage claimed.

J. M. Truay

W. P. Haysster

John C. Parslay

Viewers

NOTE—Viewers will carefully note the number of days employed, and set the amount out at the foot of their return. Reviewers cannot interfere with 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 the same advantages as the original viewers, as well as the disadvantages of the bridge, they will report to that effect.

J. M. Greary	Days 3	12.00
	Miles 8	17.50
J. Barclay	Days 1	2.00
	Miles 2.8	2.80
W. S. Stapleton	Days 1	4.80
	Miles 5.6	5.60
	Days	7.60
	Miles	
	Days	
	Miles	
	Days	
	Miles	
Pro. fee	12.00	
	2.85	
Total	17.85	17.85
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