

No.

Sept Term, 1907

On Re Petition for

versus

County Bridge across

Labord Branch

Union Twp

X

In the Court of Quarter Sessions of Clearfield County, Pennsylvania.

The petition of Union Township by its certain supervisor and of the other persons undersigned, citizens and taxpayers of Clearfield County, Pennsylvania, respectfully represents; that there now is a bridge across LaBorde branch of Sandy Creek at at Smith's mill on the public road from Rockton to DuBois, which public road is much traveled. That said bridge is becoming dilapidated and in need of re-building. That said bridge should be permanently constructed both as to abutments and superstructure, and that the expense thereof, the Township of Union is to bear. That the said Township has but a small valuation with a considerable amount of roads to maintain and that this bridge is of public importance and should be permanently re-built as a County bridge? They therefore pray that such proceedings be had as will cause said bridge to be declared a County bridge and to be re-built in the permanent manner suggested. And they will ever pray.

E. Birmingham

Era R. Pier

B. McDonald

Scott Bailey

J. Stoltz

G. B. Birmingham

D. E. Dusler

E. S. Brumbaugh

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S R Bloome J. P. Park Jr.

R. J. Farley

W. B. Duff

G. W. Dressler

Jacob Heber

J. B. Kotzabauer

David Shaffer

Jacob Donath

W. W. Jones

Henry Shaffer

E. S. Giles

Samuel J. Bear

W. G. Spicher

D. E. Brubaker

Peter Shaffer

Samuel Duff

J. B. Valley

C. W. Eber

Henry Fidley

John Linniger

E. S. Giles

P. E. Johnston
James Kangis
Anthony Parish
E. F. Brubaker
D. J. Dressler
J. E. Schaffel
W. W. Jones
H. C. W. Shaffer

J. P. Bloome
James E. Weller

Mo 1 Sept. 1907

In Re Petition for
County Bridge over
Sabord Branch
in Union Township

New River & 11 day of May

1907, Petition presented
and C. J. Shumard demands
summons James V. Vang

an attorney wherein
opponens wherein to make

*By: Nathan J.
Bell & Smith
T. J. Bell*

BELL & HARTSWICK,
ATTORNEYS-AT-LAW,
CLEARFIELD, PA.

Public Bridge across Laborde Branch) No. 1 Sept. Sessions, 1907
of Sandy Creek, Union Township.)

Now, December 31st, 1907, the within report of viewers, recommending an appropriation for the superstructure of the said bridge is hereby approved. Our approval, together with the approval of the grand jurors, as appears therein, is hereby referred to the County Commissioners of Clearfield County for further action.

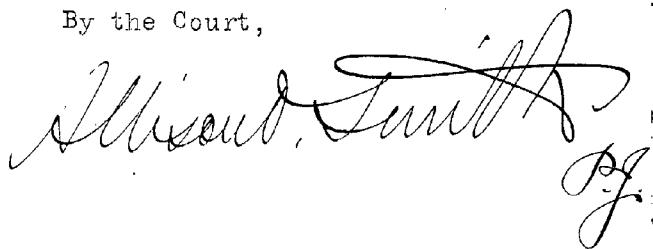
We also join in the recommendation of the viewers in favor of a re-inforced concrete arch bridge, or at least of some form of concrete bridge instead of an ironwork bridge, thereby avoiding the continual cost of painting, repairs and maintenance both to the iron and to the plank of such bridges. As is stated by the viewers, if a re-inforced concrete arch bridge should be adopted, it would in such instance be a monolithic superstructure and there would not be any division into abutments or substructure and superstructure properly speaking, so that as is recommended by the viewers an arrangement could and should be entered into with the supervisors of Union Township whereby each should pay one-half of the cost of such concrete structure.

I also respectfully call the attention of the County Commissioners to the change of the location or site of said bridge to a point fifty yards down stream, and join with the said viewers in recommending that such new site be selected in order to avoid the swampy ground between the creek proper and the mill-race, as well as to avoid the small bridge necessary to go over the mill-race. Under the 37th section of the Act of 1836, P. L. 560 we are under the impression that the change of site can be made without resorting to a road view, although this matter should be referred to your Solicitor and his opinion obtained thereon before acting. Of course, any change made with-

out a view would have to be done by arrangement with the property owners whose lands are taken or whose lands are affected by such a change, and the burden of obtaining the consent of such property owners should be put on the supervisors of Union Township, who are the primary actors in what is called appropriation bridges.

Respectfully submitted,

By the Court,

A handwritten signature in cursive ink. The main name is "Missouri Smith" and below it is a initials "P.J.".

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 day of May, A. D.

1807 before Judge of said Court, upon a petition of sundry inhabitants of the township of Union in said

County, setting forth that there now is a

Bridge across LaBorde Branch of Sandy Creek at Smith's Mill on the Public road from Rockton to DuBois, which Public Road is much traveled. That said Bridge is becoming dilapidated and in need of rebuilding. That said bridge should be permanently constructed both as to abutments and superstructure, and that said Twp. has but a small valuation with a considerable amount of roads to maintain and that this bridge is of public importance and should be permanently rebuilt as a County Bridge 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 E. B.

Alexander, Leander Denning and James Savage,

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 at and before the sealing 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 *the place I in*

To the sum of *if placed*

To the sum of *a road or held*

Witness our hands this A. D. 189

None if location of old location or property in suggested view should

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

Smith's Mill on the Public Road from Rockton to Dubois and across Laborde Branch of Sandy Creek

in Union Township, in the county aforesaid, will meet at said place on Friday

....., the ^{16th.} day of August

....., A. D. 190⁷, at² 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

J. D. Dimmick

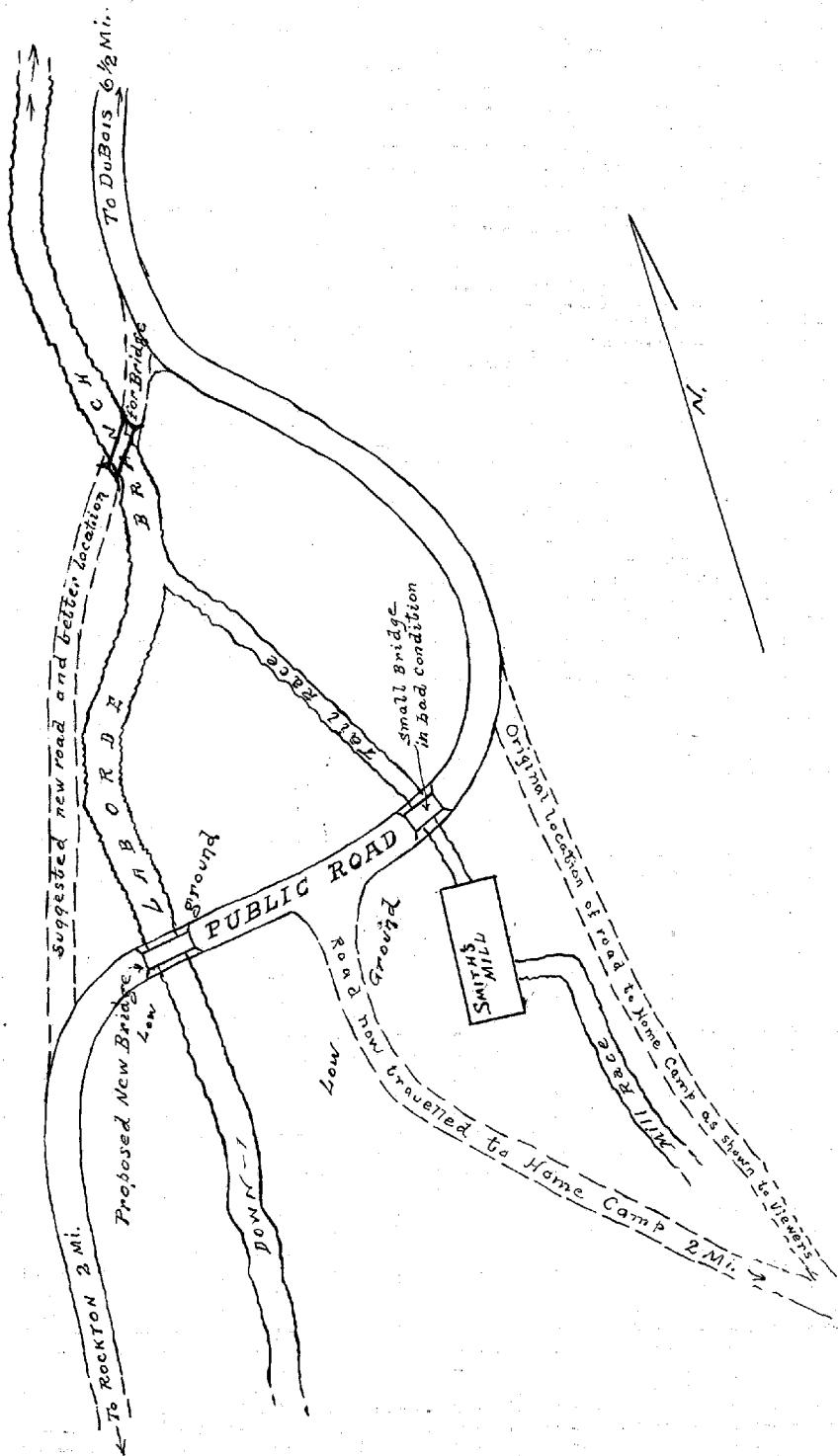
Jones Dodge

Viewers.

August 7, 1907. , 190 .

Accept Service of
County Commissioners
Mr. L. S. Morris
Aug. 8/1907 Clerk

Now 7th August ad 1907. Service waived
and service accepted for the Supervisors of
Union Township,
Bechtel & Schenck
Attest for Union Twp



Plot Showing Location of
Propose Bridge in Union Twp. Cle. Co.

View of Aug. 16, 1907.
sketch map

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

We the undersigned Viewers for Public Bridge herein mentioned respectfully report that we gave good and lawful notice of said view to the County Commissioners of Clearfield County, to the Supervisors of Union Twp., and notices were posted all according to law. Copies of said notice with signatures accepting service are herewith attached.

On Friday the 16th. day of August, 1907 your Viewers met asx appointed and being affirmed proceeded to receive testimony and to view for said bridge.

Your Viewers found that the bridge desired is required to replace an old wooden bridge, the abutments of which are of log cribbing in such decaye that they may soon render the bridge unsafe for travel. A goodly number of citizens were present at the view and spoke favorably for the bridge and asked that Union Twp. be relieved from the expense of rebuilding. The Supervisors of Union Twp. being present agreed that if the county would furnish the superstructure the township would furnish the necessary abutments.

Your Viewers would therefore recommend that a bridge be built under these conditions having a length of 28', a roadway of 16' and at a height of 10 feet above low water.

Your Viewers have found the Supervisors of Union Twp. in favor of a concrete arch bridge "reinforced" as necessary. They believe it advisable because of the high cost of planking and the constant care and repair of an open ironwork bridge. Your Viewers concur in this and so recommend and if this type of bridge be adopted further recommend that the County and Township aforesaid each pay one half the cost.

Further your Viewers have noted that because of the low ground at present location a better location for this bridge would be at a point about 50 yds. down stream as shown on map and would suggest that the new bridge be there located.

A plot showing location of proposed bridge is hereby attached and made a part of this report.

WITNESS our hands this 24th day of August A.D. 1907.

VIEWERS:

C. B. Alexander
L. Remmey
James Savage

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 damages, they will so state. Otherwise, they will state the amount of damages, as well as the amount of the fine, if any, and the amount of the fine, if any, will be paid to the original viewers.

No. 1 Dept. 19607
Public Bridge

60 Alexander (63 1/2)	Miles 24	13.48
Demming	Days 1 Miles 24	5.40
James lacey	Days 1 Miles 24	5.48

ORDER TO VIEW
Add. Reg Company No. 12
Belk - to be worn out sec. 12
of no account was paid to
the three persons to the sum of

John C. Smith

Dec 13, 1907
Approved.

W. C. Stokken
Bremen

Filed..... 189
Fees \$1.25, paid by

B. H. Attorney.