

No. 1

Sept

Term, 1907

In Re Petition for

Versus

County Bridge across

Laborde Branch

Union Twp

4

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

The petition of Union Township by its certain supervisors 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. J. Cunningham

E. J. Kinner

W. H. Randall

Scott Bailey

J. D. Tesler

G. H. D. D. D.

L. E. D. D.

E. B. Brubaker

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

The petition of Union Township by its certain supervisors 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 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.

<u>S R Bloom</u>	<u>J. I. Popham</u>
<u>B. J. Carley</u>	<u>Samuel H. Beer</u>
<u>W. B. Duff</u>	<u>W. G. Spruice</u>
<u>E. W. Dressler</u>	<u>D. E. Brubaker</u>
<u>Jacob Maher</u>	<u>Peter Shaffer</u>
<u>J. S. Kottler</u>	<u>Sam. Shaffer</u>
<u>David Shaffer</u>	<u>J. B. Kelly</u>
<u>John Smith</u>	<u>Harvey Friedman</u>
<u>W. J. Smith</u>	<u>Elmer B. Livingston</u>
<u>Henry Shaffer</u>	<u>E. S. Gules</u>

P. E. Johnston
James Kangis
Anthony Parish
E. F. Brubaker
C. J. Dressler
J. E. Schofield
W. H. Smith
H. W. Smith

J. R. Bloomer
Lewis E. Meltz

Facilitation of Petition to Court granted in and notice
 received by the Bureau of Ocean Forestry
 Office of the Bureau of Ocean Forestry
 10/1/1907

No 1 September 1907
 In Re Petition for
 County Bonds on
 Federal Bonds
 in Ocean Forestry

Now this 6th day of May
 1907, Petition presented
 and C. B. Kennedy, County
 Attorney of Ocean Forestry

and appears to make
 report as set forth

By the Court
 William B. Smith
 10-3

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,

Missed. Smith
Pf.

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

6th day of May, A. D.

1897 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 C. 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 en 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

To the sum of

To the sum of

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

None if placed in
old location - if placed
in suggested location a road
view should properly be held.

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 Laborer Branch of Sandy Creek

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

, the 16th. day of
August

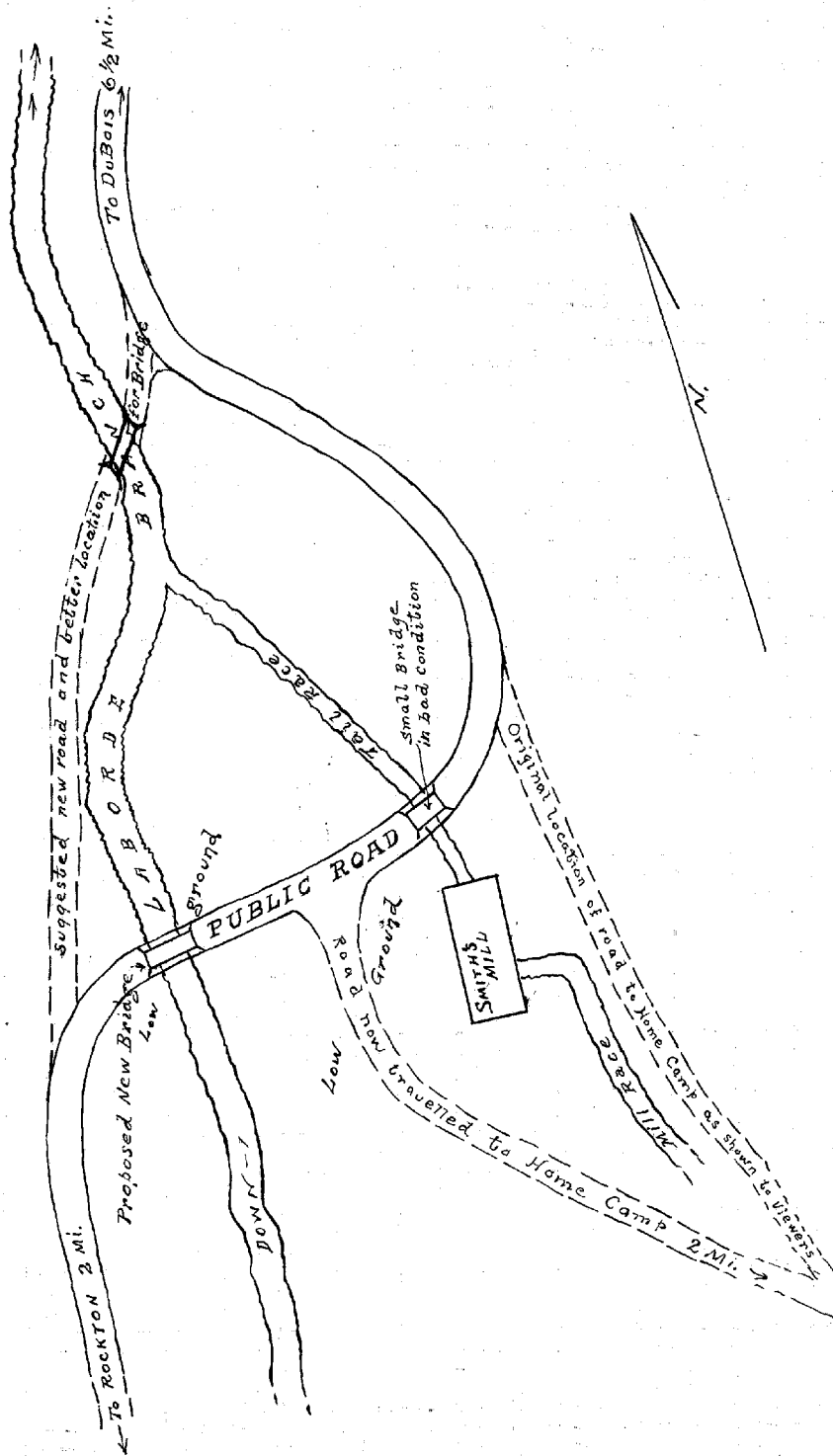
, A. D. 1907, at 2 o'clock
P. M., to attend to the duty assigned them, of
which time and place aforesaid all parties inter-
ested will please take notice.

C. B. Alexander
J. Deering
James Savage
Viewers.

August 7, 1907, 1907.

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

Now 7th August AD 1907. Service waived
and service accepted for the Supervisors of
Union Township.
Beert H. H. H. H.
Atty for Union Twp



Plot Showing Location of
Propose Bridge in Union Twp. Clfd. 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 as 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 and old wooden bridge the abutments of which are of log cribbing in such decay 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. Denning
James Savage

NOTE.—Viewers will carefully note the number of days employed, and set the amount out at the foot of their return. If the number of days employed is less than the number of 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, taking into consideration the advantages as well as the disadvantages of the bridge they will report to that effect.

AMOUNT.

No. 1 Sept 1907

Public Bridge

Across

Labord Branch of
Lundy Creek

C. Alexander 30 1/2 Days 3 Miles 24 17.45

L. Denning 30 1/2 Days 1 Miles 24 5.40

James Savage 30 1/2 Days 1 Miles 24 5.40

ORDER TO VIEW

Let J. B. 1907 confirm the view
Report to his own mind and
if no exceptions are filed to
Be then referred to the Board of
By the Court
Wm. C. Smith

Dec 13 1907

Approved.

W. C. Stephens
Treasurer

Filed 189

Fees \$1.25, paid by

B. C. H.

Attorney.