

No. 10 *Supple* Term, 1909

Public Bridge

Versus

DuBois Borough

Sitch

Herron

X

Now, December Sessions, 1909, the foregoing report of Viewers having been concurred in and approved by the Grand Jury, it is now concurred in by the Court, except as to the recommendations for a superstructure of iron and steel. We disapprove of the building of any bridges of this size in Clearfield County, by the expenditure of County moneys, in which the superstructure is of iron or steel. The Viewers in said case in their Report went outside of their duty in recommending the character of the structure, as their duties relate only to the necessity of the bridge and whether or not it is a proper case for the expenditure of County moneys.

We concur, therefore, with the report of the view as to the necessity of aid towards the erection of the bridge by the appropriation of such sum as may to the County Commissioners seem right and proper under the circumstances, on the condition that the said bridge when erected shall be made wholly of concrete, unless there is reason, by reason of the location or conditions there prevailing, to prevent the erection of such structure. Approval is also made on condition that proper plans and specifications be drawn and submitted to the Court for approval and consideration, and that the amount agreed upon as the appropriation between the County and the Borough be also submitted to the Court, and that there be a public letting of said bridge, upon due advertisement, the same as though it were a County bridge.

By the Court,

Allison D. Smith
P. J.

Where Dubois Street Crosses the said Creek is necessary to the traveling public. The said bridge to be forty five feet long between the Abutments and the bottom of girders to be eight feet above low water mark. We would recommend that the Abutments be built of concrete and the superstructure of iron or steel. As we are of opinion that the whole cost of the erection of the said bridge would be too burdensome to the taxpayers of Dubois borough we would recommend that the said borough bear the cost of the substructure and the filling of approaches and that Clearfield County bear the expense of the superstructure.

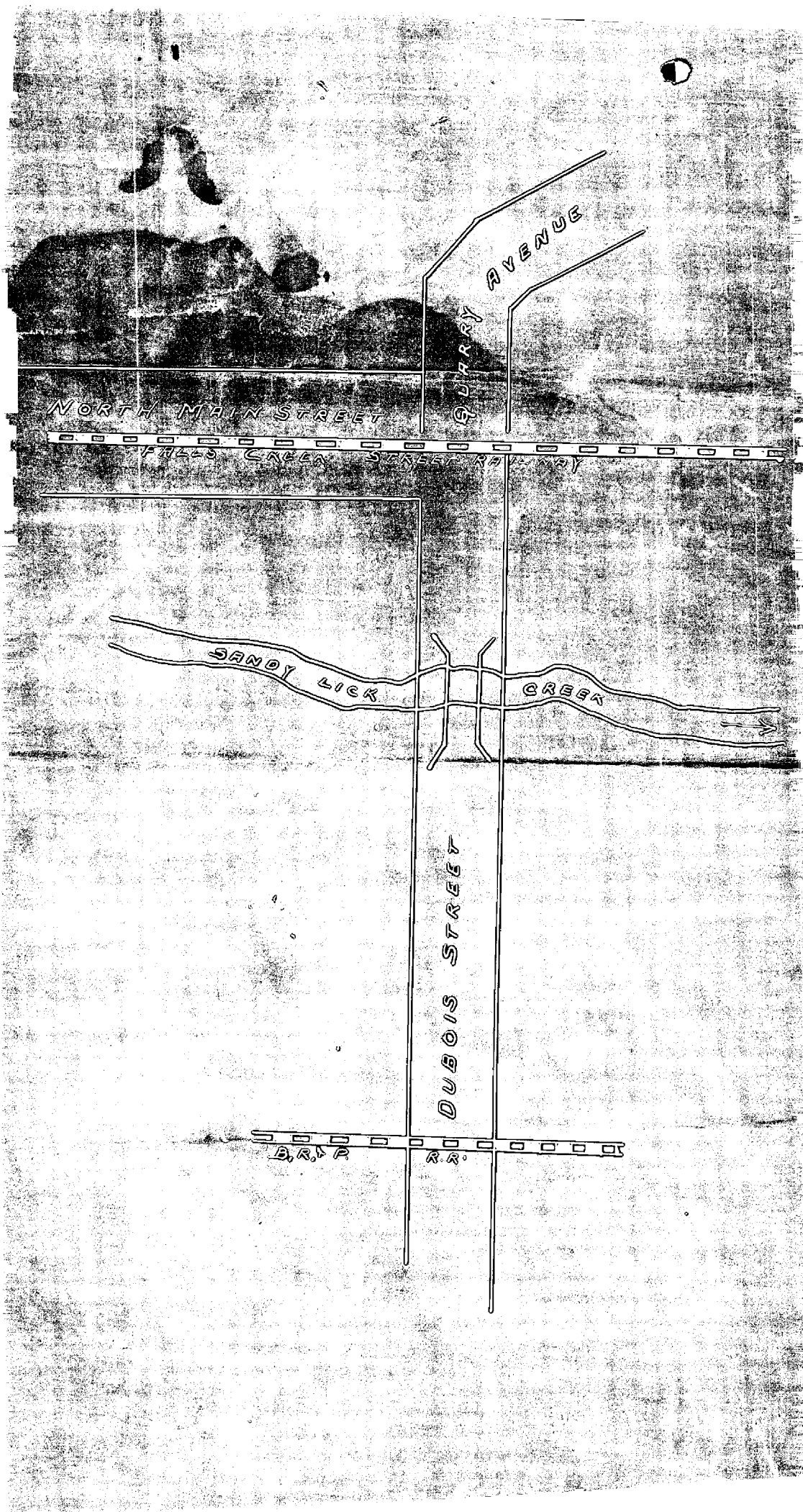
Respectfully submitted

W. A. Reese }
L. Lanning } Viewers
P. A. Gaulin }

To the Honorable
The Judge of the
Court of Quarter Sessions of Clearfield
County Penna.

We the undersigned
persons appointed by the within
order of Court to view the bridge
therein mentioned respectfully report
that after having given due public
notice by three written and printed
notices put up near the location of
the said bridge and after having
also given due notice to the County
Commissioners of Clearfield County
and the Street Commissioners of
Dubois borough of the time and
place of meeting to view the said
bridge we met at the Commercial
hotel in the borough of Dubois on
Tuesday the 24th day of August
A.D. 1909 and after having been
duly affirmed in pursuance of
the within order we proceeded to view
the bridge therein mentioned.

After a careful view had of the prem-
ises we were of opinion that a bridge
across the branch of Sandy Lick Creek
known as Shaffers ditch at the point



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 ~~Road leading from~~

~~On Du Bois Street in the Borough of Du Bois, where said Street is crossed~~
~~by that certain stream of water or creek known as the Little Juniata, in~~
~~the Borough of Du Bois, Clearfield County and State of Pennsylvania,~~

~~in~~ ~~XX~~ Township, ~~to~~ ~~XX~~

~~in~~ ~~XX~~ Township, ~~in the county~~
~~aforesaid,~~ will meet at the house ~~of~~ ~~XXXXXXXX~~ Commercial Hotel

~~XXXXXXXX~~, in the Borough of Du Bois,

~~Township,~~ on Wednesday, the 25th

day of August A. D. 1909, at 9 o'clock

A. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

H.A. Reese,

L. Denning,

P.A. Gaulin,

Viewers.

Du Bois, Pa. August 14th 1909, 1909.

Accepted Service

for County Commissioners

Aug. 16th 1909

L. H. O'Brien

Deputy

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

8th day of June, A. D.

1909
~~189~~, before Judge of said Court, upon a petition of sundry inhabitants of the township of Hu Bois Borough said

County, setting forth that A Bridge is much

wanted over a part of Sandy Lick Creek known as the Shaffer Ditch where Hu Bois Street a public street in said Borough crosses said Creek; and that the expense of erecting same would be burdensome upon the inhabitants of said Borough and more than is reasonable they should bear. Your petitioners therefore pray your Honor to appoint three persons qualified to act as viewers and report to next term of Court.

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

And make report to next Term of Court
whereupon the Court upon due consideration had of the premises, do order and appoint H. A. Reese
L. Denning, and P. A. Gaulin

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 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.....

Receiv'd Ca 17/6/09
 Use the Grand Jury of Connecticut
 County as appears of the Report
 as herein reported Justice
 J. H. H. H.

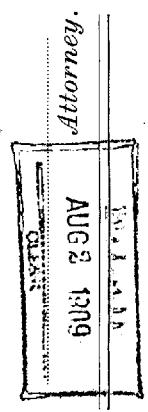
No 10 Sept 1899

Public Bridge.

in
 New Britain Borough
 (Shaffer & White)

ORDER TO VIEW.
 Now September Session 1909
 read and confirmed in Li.
 It is further directed that the
 said report be referred to the
 December Grand Jury for action
 as required by law.
 By the Court
 William A. Donahue
 Filed 189

Fees \$1.25, paid by



Henson

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. Reviewers believe the parties are not entitled to damages taking into consideration the advantages as well as the disadvantages of the bridge, they will report that effect.

AMOUNT.			
No. A. Reese	Days 2	19.00	
	Miles 5.5	5.50	
L. Demming	Days 1	3.00	
	Miles 3.5	6.50	
P. A. Gaudin	Days 1	3.00	
	Miles 3.5	6.50	
	Days		
	Miles		
	Days		
	Miles		

To the Commissioners of
Clearfield County.

You are hereby notified, that
I will as solicitor for Du Bois
Borough present the petition
of the Town Council of Du Bois
Borough, in said County, on
June 30th, 1909, to the Court of
Quarter Sessions, asking for
a County Bridge in the
said Borough of Du Bois
over a branch of Sandy Lick
Creek - known as the Shaffer
Ditch, and praying the Court
to appoint proper persons
qualified according to law
to view the place proposed
for said bridge and enquire
whether such bridge is necessary
and make report at next Term
of said Court.

J. J. Benson
Solicitor for Du Bois
Boro.

June 3rd 1909

Service accepted by the
County Commissioners of Clearfield
County
L. C. Spornis
Clerk.

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

The petition of the undersigned, The Town Council of the
Borough of DuBois, in said County, respectfully represents:

That a bridge is much wanted over a part of Sandy Lick Creek
known as the Shaffer Ditch where DuBois Street, a public Street
in said Borough crosses said Creek; and that the expense of
erecting said bridge would be burdensome upon the inhabitants
of said Borough and more than it is reasonable they should
bear.

That your petitioners have presented this petition to
enable the Commissioners of Clearfield County, when duly
authorized and empowered according to law from out of the
county funds, to either build such bridge or any portion or
portions thereof, or to furnish such borough the whole or part
of the money necessary to build said bridge as provided by the
act of Assembly approved July 9th A.D. 1897; P.L. 238§1.

Your petitions^{or} 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 make report at the next term of the said court.
And they will ever pray etc. etc.

Frank Ruler
M. W. Hettrich
Eduard Price
W. H. Swanson
George Minner Jr.
J. D. Jacobson
Chas. Langartney
Wm. Menzie
E. Fred Vorburg
E. G. Shielek
J. D. Miller
Archie Donaldson

Clearfield County, SS:

Prothonotary
On this day of May A.D. 1909 before me the undersigned
a ~~Justice of the Peace~~ in and for said county, personally appeared

D. S. Kerron
~~Collector for Poor and Non~~ who being duly sworn according to law says
that the facts set forth in the foregoing petition are true and
correct to the best of his knowledge and belief.

D. S. Kerron

Sworn and subscribed to

before me this *3* day of

June
~~May~~ A.D. 1909.

John D. Thompson
Prothonotary

No 10 *Stacy Penn*
Quaker Beacon
1909

Callen for a
County Bridge
in New Base
Boarding

Filed June 8. 1909

Has May Session 1909
within Section provided
road and covered and
the other 26. A. Road
Under running and P. A.
standing are approved
because its power the boards
and made report to
next term

By the Court
William S. Smith

D. S. HERRON,
ATTORNEY AT LAW,
DU BOIS, PA.