

Sept. 1, 1911

Public Bridge,

in
versus

Sandy Township,
(Sandy Lick Creek)

Bridge,

+

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY.

TO THE HON. ALLISON O. SMITH, JUDGE OF SAID COURT:

The petition of your undersigned subscribers respectfully sets forth;

That they are the Road Supervisors of the Township of Sandy Clearfield County, Pa.

That ten years ago or more there was constructed by Sandy Township, a bridge over Sandy Lick Creek in the said township of Sandy, in the public road leading from DuBois to Rockton by way of the Smith saw mill, and at a point one half mile or thereabouts, Eastward from what is known as E. & S. Shaft No. 1.

That the said bridge was constructed with stone abutments and a wooden superstructure, and that while the abutments are in fair condition, the superstructure is decayed and has become unsafe for the general use of the traveling public.

That the reconstruction of the said bridge is necessary and that the expense of erecting said bridge would be too heavy and burdensome upon the inhabitants of the said Township of Sandy. *and Your Petitioners desire to have assistance from the Commissioners in the reconstruction of said bridge.*

Your petitioners, therefore pray your honor to appoint proper persons to view the premises and to take such action on the subject as is required and directed by the acts of Assembly in such case made and provided. And they will ever pray etc.

George Beck

Pres.

J. E. Shaffer

Sec'y.

I hereby certify that the above petition for the appointment of bridge viewers is regular and in due form, and that it is lawful and conforms to the purpose of the petitioners.

E. C. Booe

Attorney for petitioners.

NOTICE TO COMMISSIONERS.

TO J. S. RICHARDS, W. C. LANGSFORD and D. J. GINGERY, COMMISSIONERS OF CLEARFIELD COUNTY:

Gentlemen:-

You will hereby take notice that a petition on the part of the Supervisors of Sandy Township, for assistance in the reconstruction of a bridge in said Township, will be presented to the Judge of the Court of Quarter Sessions at ten o'clock A. M. May 1, 1911, the said bridge being in the public road leading from the Borough of DuBois to Rockton and over Sandy Lick Creek at a point about half a mile Eastward from what is known as E. & S. Shaft No. 1.

E. J. Brown

Attorney for petitioners.

Now, May 1, 1911, notice received and service of same is accepted

L. Beharrie

Commissioners Clerk.

KNOW ALL MEN BY THESE PRESENTS, that we, George Beer
----- and J. L. Shaffer

all of Sandy Township, Clearfield County, Pennsylvania, are held and firmly bound unto the Commonwealth of Pennsylvania, in the sum of one hundred dollars, lawful money of the United States, to be paid to the Commonwealth of Pennsylvania, or its certain Attorney; to which payment to be well and truly made and done, we do bind ourselves and each of us by himself, for and in the whole, our heirs, executors, and administrators, and every one of them firmly by these presents: sealed with our seals, and dated the first day of May 1911.

WHEREAS the said George Beer,
----- and J. L. Shaffer
----- have filed in the Court of Quarter Sessions of Clearfield County, Pennsylvania, of even date herewith, a petition praying for the appointment of viewers to view the premises and to report to the Judge of the said Court of the necessity for County aid in the construction of a bridge across Sandy Lick Creek in the public road leading from DuBois to Rockton by way of the Smith saw mill and at a point in said road about half a mile Eastward of R. & S. Shaft No. 1;

Now the condition of the above recited obligation is such that if the above bounden George Beer,
----- and J. L. Shaffer
----- or any of them, their heirs, administrators or executors shall well and truly pay in the office of the Prothonotary of Clearfield County, if so required to do, all of the costs attendant upon the proceedings in the view prayed for, without default or delay, then the said obligation to be void, or otherwise to be and remain in full force and effect

Sealed and delivered in
presence of

E. G. Bovee

George Beer (SEAL)

J. L. Shaffer (SEAL)

(SEAL)

No 2, Sept 22 1911
Road

Petition for Bridge
Users in County
Jurisdiction

And now, May 5,
1911, petitioners and
consolidated and
H. J. McMillan
C. H. Goodlander and
Edward G. Knapp
are appointed trustees
to report at next session
By the Court
William S. Smith
CJ

E. G. BOOSE
ATTORNEY AT LAW
DU BOIS, PA.

Baltimore Office Supply Co., Baltimore, Md.

In the Court of Quarter Sessions of Clearfield County, Penna.
Public Bridge in Sandy Township) No. 2 September Ss. 1911.
over Sandy Lick Creek.)

Whereas question has been raised whether the within confirmation absolute on terms and conditions is a proper confirmation; and

Whereas further, in case the within mentioned bridge is determined by the County Commissioners not to be a proper case for the erection of a County bridge but for an appropriation bridge, then the Act of Assembly passed the 5th day of March, 1906, requiring approval by the Court of the contract and bond, does not in terms apply.

Now, therefore, this 22nd day of March, 1912, the terms and conditions of the within confirmation absolute are hereby withdrawn and the said bridge is confirmed absolutely.

By the Court,

Alison C. Smith
P. J.

In the Court of Quarter Sessions of Clearfield County Penna.
Public Bridge in Sandy Township,) No. 2 September Ss. 1911.
over Sandy Lick Creek.)

Now, December Sessions, 1911, the within Report of Viewers and approval of the Grand Jury as to the necessity of the bridge herein mentioned, and also of the fact that said bridge would be too expensive for Sandy Township to bear along, is hereby confirmed absolutely on the following terms and conditions:

1. That said bridge shall not be entered of record as a County bridge but as an appropriation bridge, under the Act of 1887 as amended by the Act of 1895.

2. That in order to determine the amount of appropriation which should be made by Clearfield County Commissioners towards the erection of said bridge, the said County Commissioners shall first employ an engineer who shall make plans and specifications for the same, to be reported back to the said Commissioners and to the Court, together with a careful estimate of the cost thereof, just as though the said bridge were to be built wholly by the County.

3. That after the said plans, specifications and estimates have been made, the proper amount shall be agreed upon by the County Commissioners in conjunction with the Supervisors of said Sandy Township and that agreement submitted to the Court for final approval.

4. That thereafter the said bridge shall be built only after a public letting, to be joined in by the said County Commissioners and Supervisors of Sandy Township, which bids shall also be submitted for the approval of the Court.

By the Court

Alison O. Smith
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

5 day of May, A. D.

1911, before Judge of said Court, upon a petition of sundry inhabitants of the township of Sandy in said

County, setting forth that They are the Road

Superintendents of the Township of Sandy, Cfd. Co., Pa., That 10
yes ago or more there was constructed by Sandy Twp, a
Bridge over Sandy Lick Creek in said the said Twp of Sandy in
the Public Road leading from Dubois to Rockton by way of the Smith
Saw mill and at a point 1/2 mile or thereabouts Eastward from what is known
as B. & S. Shaft No. 1. That the said bridge was constructed with stone
abutments, and a wooden superstructure, and that while the abutments are
in fair condition, the superstructure is decayed, and has become unsafe for
the general use of the traveling public. That the reconstruction of the said
bridge is necessary and that the expense of erecting said bridge
would be too heavy & onerous upon the inhabitants of the
said Township of Sandy, and your petitioners desire to have assent
and from the Commissioners in the reconstruction of said bridge,

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

whereupon the Court upon due consideration had of the premises, do order and appoint H. S. McMillan!

C. H. Goodlander and Samuel G. Kuntz

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 2 of them, view the same, and any 2 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 day of A. D. 189.....

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY.

IN THE MATTER OF PETITION OF
SUPERVISORS FOR VIEWERS TO VIEW NO. 2, SEPT. TERM, 1911.
BRIDGE IN SANDY TOWNSHIP.

NOTICE TO SUPERVISORS.

To the Supervisors of Roads in Sandy Township:-

You will hereby take notice that in pursuance of a petition filed in the Court of Quarter Sessions in and for Clearfield County to No. 2, Sept. Term, 1911, by you, the Supervisors of Sandy Township, praying for the appointment of viewers to view the bridge in the public road in Sandy Township, over Sandy Lick Creek, and about half a mile East of P. & S. Shaft No. 1, for the purpose of having it recommended that the Commissioner of Clearfield County be authorized to assist in the reconstruction of the said bridge, H. S. MacMinn, C. H. Goodlander and S. C. Kutz have been appointed viewers for the purpose prayed for, and they have fixed upon the 11th day of August 1911, at the hour of 10:00 a.m. as the time and the said Bridge as the place of meeting to attend to the duties of their appointment, at which time and place you may attend if you so desire.

E. L. Borse

Attorney for petitioners.

And now, July 24, 1911, service of the above notice made by reading the said notice to us and giving to us a copy of the same and said service is accepted.

Given in presence of

Gus M. Resor
witness.

George Burr

H. A. Troutman

J. E. Shaffer

AFFIDAVIT OF SERVICE.

STATE OF PENNSYLVANIA } ss.
COUNTY OF CLEARFIELD }

Before me, a Notary Public in and for the said County personally appeared E. L. Borse subscriber hereto, who being duly sworn according to law doth depose and say that he served the above notice upon the Road Supervisors of Sandy Township at their office at DuBois, Pa., on the 24th day of July, 1911, at ten o'clock A. M. by reading the said notice to them and giving to them at the same time a copy of the said notice.

E. L. Borse

Sworn and subscribed to this
8 day of August 1911.

B. B. Burr

Notary Public

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY.

IN THE MATTER OF PETITION OF
SUPERVISORS FOR VIEWERS TO NO. 2, SEPT. TERM, 1911.
VIEW BRIDGE IN SANDY TOWNSHIP

NOTICE TO COMMISSIONERS.

To J. S. Richards, W. C. Langsford and D. J. Gingery, Commis-
-sioners of Clearfield County:-

You will hereby take notice that in pursuance of a peti-
-tion filed in the Court of Quarter Sessions in and for Clearfield
County to No. 2, Sept. Term, 1911, by the Supervisors of Sandy Twp
praying for the appointment of viewers to view the Bridge in the
Public Road in Sandy Township, over Sandy Lick Creek, and about
half a mile East of B. & S. Shaft No. 1, said bridge being in the
public road leading from DuBois to Rockton by way of the Smith Saw
Mill, the said petition setting forth that it is desirable that
the Commissioners of Clearfield County be authorized to assist in
the reconstruction of the said bridge, that H. S. MacMinn, C. H.
Goodlander and S. G. Kuntz have been appointed viewers by the Court
for the purpose prayed for and that they have fixed upon the 11th.
day of August 1911, at ten o'clock in the forenoon, as the time,
and the said bridge as the place of meeting to attend to the duties
of their respective appointment, at which time and place you may
attend if you so desire.

E. L. Boose

Attorney for Petitioners.

And now, *July 27*, 1911, service of the above notice made by
E. L. Boose by reading this notice to us at the office of the
County Commissioners at Clearfield, Pa. and by giving to us a copy
of the said notice and said service is accepted.

Signed in presence of

Clerk.

W. C. Langsford
D. J. Gingery

AFFIDAVIT OF SERVICE.

STATE OF PENNSYLVANIA ss.
COUNTY OF CLEARFIELD

Before me, a Notary Public in and for the said County
personally appeared *E. L. Boose* subscriber hereto, who being
duly sworn according to law doth depose and say that he served
the above notice upon the Commissioners of Clearfield County at
their office in Clearfield, Pa. at 5 o'clock *a.m.* July 27 1911
by reading the same to them and giving to them at the same time a
copy of the same

E. L. Boose

Sworn and subscribed to this 27th
day of July 1911. *R. B. ...*

ROAD VIEWERS' NOTICE

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view a certain bridge
over Sandy Lick Creek and in the Public

Road leading from DuBois, Pa., to Rockton, Pa., by way of the
Smith Saw Mill, the said bridge being at a point in the said Public Road
about half a mile Eastward of B. & S. Shaft No. I, and

in Sandy Township ~~to~~ the undersigned viewers having
been appointed by the Court in pursuance of a petition on the part of
the Road Supervisors of Sandy Township to determine the necessity of hav-
-ing the Commissioners of Clearfield County authorized to assist by County
aid, in the reconstruction of the said bridge, will

in Sandy Township, in the county aforesaid, will
meet at the house of said bridge,

in Sandy Township, on FRIDAY,
the 11th day of August A. D. 1911, at ten
o'clock A. M., to attend to the duty assigned them, of
which time and place aforesaid all parties interested
will take notice.

H. S. Mae Minner

C. H. Goodlander

VIEWSERS

July 29, 1911.

REPORT OF VIEWERS.

IN THE MATTER OF PETITION OF
SUPERVISORS FOR VIEWERS TO VIEW NO. 2, SEPT. TERM, 1911.
BRIDGE IN SANDY TOWNSHIP.

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY.

To the Honorable, the Judge of said Court:-

We the undersigned persons, appointed by the Court to view
the bridge named in the petition and in the Order to View which is here-
-to attached and made a part of the Record respectfully report:-

That having been present at the bridge within mentioned and having
first respectively sworn and affirmed according to law, we viewed the
premises aforesaid and are of the opinion that a bridge over Sandy Lick
Creek, at the place where the Public Highway leading from DuBois to Rock-
-ton crosses said Creek is necessary. We would here report to the Court
that the stone abutments now supporting the present decayed and danger-
-ous superstructure, are in excellent condition and can, by comparative-
-ly inexpensive change and addition, be utilized for any form of super-
-structure selected to span the opening, thereby greatly reduce the expense
of reconstruction. We would recommend that the surface of the Roadway
over the bridge be raised and made level two feet above the present abut-
-ments, and that the approaches thereto filled in to conform therewith
as an improvement in the approach and better view of the Penna. Railroad
, at a distance of ninety three feet to the Westward of the Bridge. We
are of the opinion that the expense of reconstructing the bridge would
be too heavy for Sandy Township alone and recommend that the Commission-
-ers of Clearfield County be authorized to assist in such reconstruction.

Witness our hands this 24th day of Aug. 1911.

H. S. MacMillan
W. H. Goodwin
J. E. Kuntz
Viewers.
\$ 1,000.00

In the Court of Quarter Session
of Clearfield County

Nov. 2. Sept. Session 1911

To the Honorable Judge of said Court
after reading and considering the
petition to the above court and
hearing and examining the
witnesses in the case and the
Commissioners of Clearfield County
we do respectfully recommend
the County Commissioners to con-
tribute what ~~they~~ think proper
of erecting a concrete bridge
in Sandy Township as petitioned
for.

H. A. Daly foreman

NOTE—Viewers will carefully note the day employed, and set the amount only as stated. Reviewers cannot interfere with damages, except original viewers, except so far as the location changed by the reviewers.
 N. B.—If the viewers believe the parties are not to damages, taking into consideration the advantages and disadvantages of the bridge, they will not that effect.

No. 2 Sept. 25, 1891

Public Bridge

in

Sandy Townships
 (Sandy Creek Creek)

H. C. MacMillan } Days 3 } \$15.00
 C. H. Woodland } Days 1 } 3.00
 Miles 10 .50
 A. E. Kuntz } Days 1 } 3.00
 Miles 18 .90

ORDER TO VIEW.
 Non September Session 1911
 within Report of Viewers read
 and confirmed. It is said
 Report to be referred to the
 December Grand Jury for
 action By the Court

Alison D. Smith

Filed Aug 28 1891
 Fees \$1.25 paid by Clerk

E. G. Booser
 Attorney.

10 Am. Aug 11th 1911
 new Jan 21/14
 appearing the Court

