

~~Good Bridge~~
No. 5 Sept. 8th, ~~Term~~, 1912

Public Bridge

versus

Bruskin Boro.

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

22nd day of May, A. D.

1842, before Judge of said Court, upon a petition of sundry inhab-

itants of the ^{Borough} township of Brisbin in said

County, setting forth that the public is greatly
inconvenienced and hindered for want of a bridge
in a public road crossing Beaver Run, in the Borough
of Brisbin of said County. Bridge 122 feet long, at a
point 150 feet from the Penn R.R. crossing of said
public Road. The expense of building said bridge
is more than it is reasonable for the of Brisbin to
bear. Wherefore your petitioners pray that viewers
be appointed to view said bridge and determine whether
or not the County of Clearfield shall bear the costs of the
construction 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

J. B. Woodward, H. S. McMinn and J. W. Gile

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.

John H. Moore,
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.....

REPORT OF VIEWERS.

To the Honorable Allison O. Smith, President Judge
of the Court of Quarter Sessions.

The undersigned viewers appointed by your Honorable Court in the above stated proceeding, respectfully report as follows:

That in pursuance of their duties they gave due and legal notice in accordance with the Act of Assembly and the rules of your Honorable Court, to all persons interested, to the Commissioners of Clearfield County, and to the council of Brisbin Borough, that they would meet for the purpose of holding the view at Brisbin, Pa., on Monday, November 4th, at 10 A. M.

That copies of said notices showing service have been filed with this report.

That the three viewers met at the appointed time and place and inspected the site of the proposed bridge and took the necessary data from which to make up the draft which is hereunto attached and made a part of this report.

As a result of their investigations, the viewers submit the following findings: First, that the present bridge crossing the rivulet in Brisbin Borough, as set forth in the petition, is inadequate, the space under the same being too small to carry off the water. Second, that the street or thoroughfare which is traversed by the rivulet, is the main artery of travel from Osceola to Sanborn and is largely used for traffic between such points. Third, that the assessed valuation of Brisbin Borough is \$50,415.00, the tax rate 30 mills, and that the Borough has borrowed money to the extent of its borrowing capacity. Fourth, that the Borough has within its limits, a number of bridges to maintain. Fifth, that in its present impoverished condition it would be unduly burdensome for the Borough to pay the full cost of the construction of an adequate bridge over the aforesaid rivulet. Sixth, that the bridge proposed can be constructed without the encroachment upon any private property.

Therefore, taking into consideration the above stated conditions, we recommend that a new bridge be constructed of a size to be approved by a competent engineer and that the costs of the construction of the same be divided between the County of Clearfield and the Borough of Brisbin. The County of Clearfield to pay three-fourths of such cost and the Borough of Brisbin the remaining one-fourth.

Respectfully submitted.

Hugh B. Woodward
B. Mac Flynn
J. Will

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 advantages as well as the disadvantages of the bridge, they will report to that effect.

No. 5 Sept. 1 1892
Bridge in Brisbin Borough

AMOUNT.	
Days 1	7.10
Days 2	15.80
Days 3	12.80

ORDER TO VIEW WITHIN
Nov 13/92 the within
Report of Monday 9th do the con-
siderance of the Grand Jury of
February 13/92 are hereby
approved and the said bridge
shall be hereby referred to the
County Commissioners for such
action as they may deem right
and proper. By the Court
Allison J. Smith P.J.

Filed 1892
Fees \$1.25, paid by Atty.

11-51
NOV 22 1912
W. A. MOCRE
PROTHONOTARY.

September Sessions 1912 powers of viewers enlarged
to next term.

By the Court
Allison J. Smith P.J.

December Sessions 1912 within report of viewers pre-
sented and confirmed by Mr. S. Said report to be laid
before the February Grand Jury for action as per
Act of Assembly in such cases made and pro-
vided.

By the Court
Allison J. Smith P.J.

✓

Clearfield, Pa.
2/13/13.

We the Grand Jury of Clearfield County,
Pa. approve the report as herein submitted by the
viewers.

J. C. Weaver
Foreman

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY.

To the Honorable Allison O. Smith, President Judge of said Court.

The petition of the undersigned residents, tax payers and citizens of the Borough of Brisbin respectfully represent:

That the public is greatly inconvenienced and burdened for want of a bridge in a public road crossing ~~Beaver Run~~ ^{Bridge 122 ft long} the Borough of Brisbin of said County, at a point 150 feet from the Pennsylvania Railroad crossing of said public road,

That expense of building said bridge is more than it is reasonable for the Borough of Brisbin to bear.

Wherefore your petitioners pray that viewers be appointed to view said bridge, and determine whether or not the County of Clearfield shall bear the costs of the construction of said bridge, and they will ever pray.

Edwin Pope
Thos Lloyd
Early Barger
William Goff
Thos Mapstone
Daniel Jones Jr
Guy R. Newling

Thos Lloyd
Geo G. Gould
W. A. Gould
J. P. Thomas
W. R. Jones
Wm. M. Tappert
James McPherson
John McPherson
Albert Hambrick
Thomas McFay
Frank Craig

Harry B. Johnson
Clerk of Court

Know all men by these presents that

are held and firmly bound unto the County of Clearfield in the sum of One hundred dollars lawful money of the United States, conditions for the payment of all costs in a proceeding instituted by the annexed petition for a view of a public bridge in the Borough of Brisbin, Pa., for the purpose of having the construction thereof paid for by the County of Clearfield, filed to number in the Court of Quarter Sessions, if the said costs shall be imposed up the petitioners.

Stas. T. Gould (Seal)

James McPherson (Seal)

Frank Craig (Seal)

Mo. May 20. 1912, notice of presentation of
within petition to the Court on this day
and appointment of viewers is
accepted.

Barry Boulton
Atty for Brisbin Borough

May 20" 1912

Service accepted for the
Commissioners of Clearfield
County -

L. D. Shourds
Atty

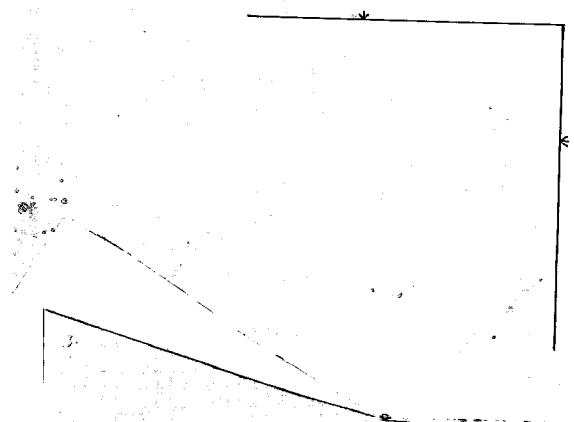
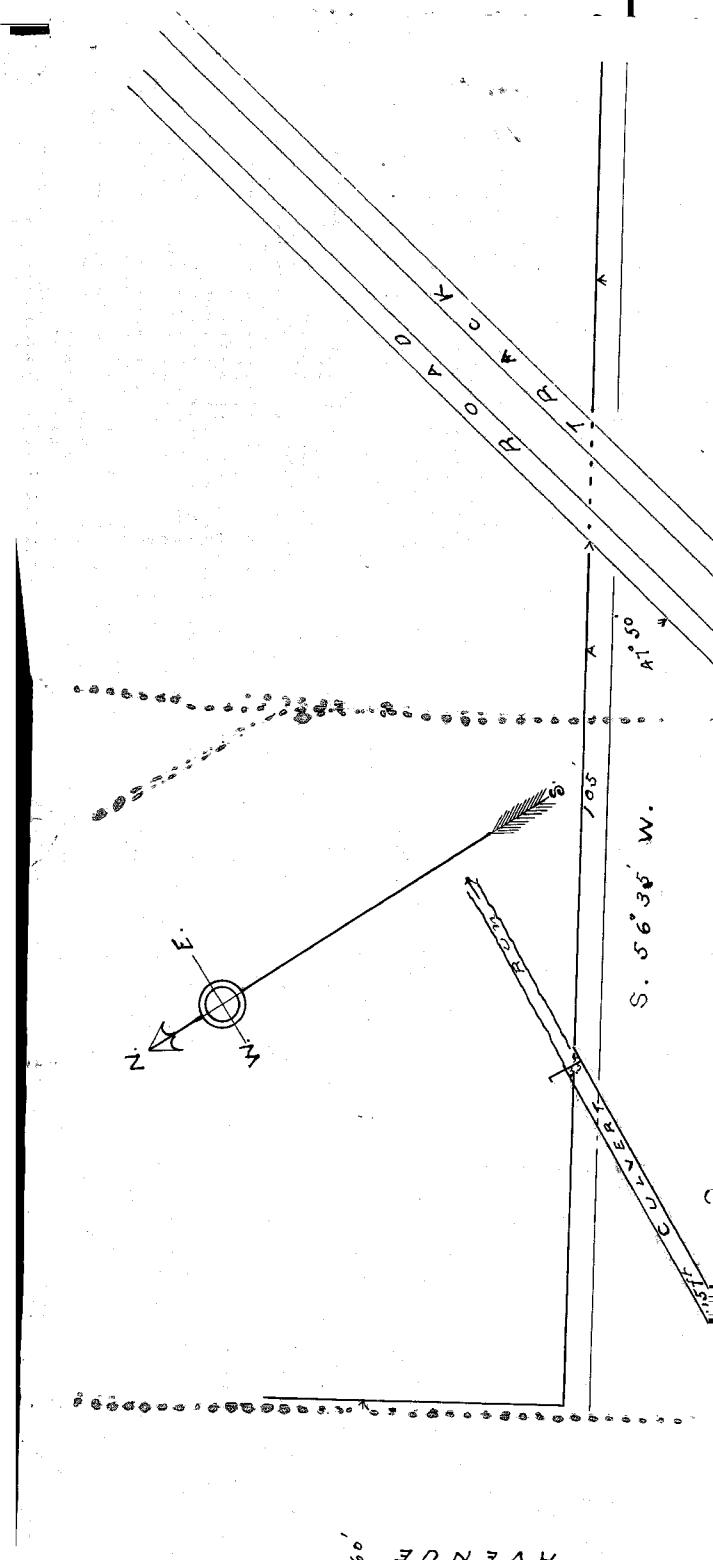
No. 5. Sept. T 1912

In re. Public Bridge
in Brisbin Boro.
Petition for viewers.

Mo. May 20 1912 within
petition presented read and
considered, and thereforeon H. B.
Woodward, H. J. MacMin and
J. M. Gile are appointed viewers
to view said premises and
make report at next term
By the Court
Alvin A. Smith, C. J.

FILED
MAY 25 1912
JOHN H. MOORE
CLERK

Boulton



St. 60 Osceola

MAIN OR

WOOPEE

31° 10' N. E.

View of Crossing Beaver Run in
BRISBIN BOOROUCH
CLEARFIELD COUNTY
VIEWERS
J. B. Woodward.
H. S. MacMinn.
J. W. Gilt.
Nov. 4, 1912.
Scale 20 ft 1 inch.

60' N. E.

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY.

In re Road in Woodward Township # No. 4 September *Sessions 1912*
#

To the Honorable Singleton Bell, President Judge of said Court.

The undersigned respectfully represents, They are Citizens of Woodward Township, Clearfield County, Pennsylvania, and interested in the above mentioned proceeding; that an order to open said road was regularly issued by your Honorable Court on the 29 day of *January* A.D. 1914, and the same served upon the Supervisors of Woodward Township, by handing same to one of them, namely William Phelps; and the other Township Supervisors being Ashley Martin and Patrick Hennessey.

That the Township Supervisors of Woodward Township have made no move towards opening said road, and the undersigned have reliable information that said Township Supervisors do not intend to make any effort toward opening said road, one of them having so stated to Mr. Harry Boulton, Atty. for the petitioners in said road proceeding, the said Supervisors further stating that the road was unsafe as proposed to be opened, and that the Township was without funds to open same.

Wherefore we pray the Court to issue a rule upon the Township Supervisors of Woodward Township to show why an attachment should not issue for contempt in refusing to obey the opening order as aforesaid issued by the Court.

Joseph Petrushy (SEAL)
Steve Gabert (SEAL)

State of Pennsylvania, # SS.
County of Clearfield #

On this 8th day of May, A.D. 1914, before me a
Justice of the Peace in and for said County, personally came ~~the~~
Steve Sakutney and Jos Petruski
who being duly sworn according to law doth depose and say that the
facts set forth in the foregoing petition are true and correct.

Steve Sakutney (SEAL)

Joseph Petruski (SEAL)

Sworn and subscribed before me this 8 day of May, A.D.
1914.

Barry Boulton (SEAL)
Notary Public.
My commission
expires Jan 31, 1915

May 11/914

The respondent
waives issuing
rule
prosecuting
any for
Respondent

4 Sept 1912

Road in
Woodland Rd.

In re- Road in
Woodland Drif-

Petition for Rule

Nov. 11th May 1914 -
a Rule is granted on
Charles Martin Phelps
and Patrick Kennedy
to show cause why an
attachment for contempt
should not issue
against them - Returns
1st Monday June next
By the Court
Single and brief

FOR THE LAW OFFICE OF
BOULTON & FORSYTH
PHILADELPHIA, PA.

REINHOLD

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

The undersigned, residents and taxables of Woodward Township, said County, respectfully represent that they labor under great inconvenience for want of a public road leading from point in public street where lot of late John Farrar in West Houtzdale abuts on same, and said point being ~~twelve~~
~~hundred sixty~~ feet distant from the ~~intersection~~^{ter} of said public street with the public road leading from Houtzdale to Madera, and ending at point in public road opposite the Ocean School building and ~~distant~~ at the intersection of two public roads leading from Hendersons and intersecting or forking so as to lead into the Borough of Brisbin by the one by the West side side and the other by the North side; said proposed road being located wholly within the Township of Woodward:

Wherefore they pray the Court to appoint viewers to view and lay out a public road between the points aforesaid and make report thereof according to law.

Louis Marion Miner Woodward Pitt
Samuel Gause Miner " "
Emile Eastaway Miner " "
Henry Marion Miner " "
Louis Marion Miner " "
Charles Hoisch Operator " "
Michael Gratiel, Farmer, " "

James Taksacs Miner
John Trella Miner
Joseph Lusk Miner

William Cook Dairies
Samuel McLean
Willie Tompkins
Thor Lott sr.
Louis Toubement
Lawrence Nelson
Andrew Anderson
William Anderson
Fred Anderson
Andrew Rodger
Joe Rodger
Chas Anderson
Samuel Dix, miner
John Dix, farmer
Amil Chr. Coal Miner
Wm. (Bill) Miner
Wm F. Phelps Miner
Thomas Bockito - merchant
John Ashcroft miner
James Toohunter
Thomas McGilton
J W Hinomber Toy Collector
Joseph Griffin Miner

George Calbert Mine Laborer
Thomas Hartley miner
Samuel Barber Sr miner

Jarrell Atkiss

Tho a Mather Min Inspector

MOSHANNON COAL MINING COMPANY

Allen Benson	Clerk
Philip Barron	Butcher
John Mayhew	Merchant
H D Dugay	Painter
Witersen Bros	Livery
W D Mayhew	Merchant
John Wills	- -
B Madigan	- -

Now, May 20, 1912, we are held and
firmly bound unto The Commonwealth
of Pennsylvania in the sum of one hundred
dollars conditioned for the payment of
all costs on within petition and view
for public road in Woodward Township
if payment of said costs by petitioners
is decreed by the Court;

Mohammed Ali Mawji *Seal*
A. A. Brooker *Seal*
See *Seal*

Now, May 20, 1912, notice of presentation
of within petition and appointment of
viewers is accepted. Petition to be
presented on Wednesday May 22, 1912.

John M. Elgar
Collector for Woodward Adm
Board of Supervisors

No 14 Sept 1912

In re. Petition for full
road in-
Woodward Dist.

Now, May 21, 1912, within
petition presented, read and
considered and whereupon
Harry Byers, W. A. Reese and
Adam Gould are appointed
viewers to view said road
and make report at next
term.

By the Court
William J. Smith, Esq.

LED
MAY 25 1912
JOHN M. ELGAR, CLERK.

Done this.