

No. 1

Gen.

SESSIONS, 1913

~~COMMONWEALTH~~

~~VERSUS~~

Bridges  
Sandy Lick Cmn  
in DeBais Bros.

Charge

X  
  
JAMES H. KELLEY,  
DISTRICT ATTORNEY.

TO THE HONORABLE, THE JUDGE OF THE COURT OF QUARTER SESSIONS OF  
CLEARFIELD COUNTY:

The petition of the undersigned, being the  
Town Council of the Borough of Du Bois, in said County respect-  
fully sheweth that a bridge is much wanted over Sandy Lick  
Creek at the place where Du Bois Street, a public highway,  
crosses the said Creek in the Borough of Du Bois aforesaid;  
the present bridge being old, worn out and about ready to fall  
down; that the expense of erecting said bridge would be too  
burdensome and heavy upon the people of the said Borough of  
Du Bois.

Your petitioners therefore pray your Honor  
to appoint proper persons to view the premises and take such  
order upon the said bridge as is required and directed by the  
Act of General Assembly in such case made and provided.

And they will ever pray, etc.

<i>Wm. Menzies</i>	<i>H. A. Daly</i>
<i>George Minna Jr.</i>	<i>John H. Jenkins</i>
<i>M. W. Asbume</i>	<i>C. J. Haag</i>
<i>S. C. Huston</i>	<i>Archie Donaldson</i>
<i>J. E. Dailey</i>	<i>E. J. Crist</i>
<i>John A. Benson</i>	<i>M. Mulgrew</i>
<i>E. J. Price</i>	<i>A. F. Fisher</i>
<i>W. H. Sober</i>	

No. 1... <i>1913</i> <i>Decy</i> Term, 1912	Petition of the Town Council of DuBois Borough for County aid in the build- ing of a bridge on Sandy Lick Creek in said Borough and for the appointment of viewers relative thereto.	<i>Rec. 1912 Petition</i> <i>viewers and assessors</i> <i>Harry Byers J. &amp;</i> <i>McCreary and Adam</i> <i>Gould</i> <i>are appointed viewers</i> <i>as per record for</i> <i>By the Court</i> <i>Allison O. Smith J.</i>	D. S. HERRON ATTORNEY AT LAW DU BOIS, PA. BALTIMORE OFFICE SUPPLY CO., BALTO., MD.
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Jan'y 9, 1913. Adam Gould one of the  
 appointed viewers named being absent  
 from the County for several months Harry  
 A. Reese is hereby substituted for said  
 Adam Gould as viewer.  
*By the Court*  
 Allison O. Smith 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

12 day of Dec., A. D.

1912  
~~1911~~, before Judge of said Court, upon a petition of sundry inhabitants of the township of <sup>also</sup> DuBois in said

County, setting forth that a bridge is much

wanted over Sandy Lick Creek, at the place where DuBois Street; a public highway crosses the said creek in the Borough of DuBois aforesaid; the present bridge being old worn out and about ready to fall down. That the expense of erecting said bridge would be too burdensome and heavy upon the people of said Borough of DuBois

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

The said bridge

whereupon the Court upon due consideration had of the premises, do order and appoint

Harry Beyers, J. S. McCreery and Adam  
~~Smith~~ Harry A. Reese

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 ensembling 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.....*

# BRIDGE VIEWERS' NOTICE

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield county, Pennsylvania, to view *bridge* ~~Road leading from~~ *over Sandy Lick Creek at place where DuBois Street, a public highway, crosses the said creek*

in *DuBois Borough* ~~Township, to~~

~~in~~ *Township*, in the county aforesaid, will meet at the ~~house of~~ *said bridge*, in *DuBois Borough* ~~Township~~, on *Wednesday*, the 22nd day of *January* A. D. ~~1911~~, at 1 o'clock P. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

*Harry Byers*  
*J S McCreary*  
*H A Reese*

Viewers.

*Clearfield Pa Jan 10 1913*

Here the 11<sup>th</sup> day of Aug 1913  
Devised accepted  
by J. B. Langford  
for County Commission

To The Honorable Allison S. Smith, President  
Judge of the Court of Quarter Sessions of Clearfield  
County, Pa. We the undersigned viewers appointed  
by the within order of court to view the bridge  
therein mentioned, respectfully report: That  
we gave lawful notice of said view by posting  
notices and wet notice to Comms of Clearfield  
County attached hereto and met agreeable to said

Notice on Wednesday Jan 22 1913 at the  
bridge aforesaid in Du Bois Borough, and viewed the  
location for the proposed bridge: That the Borough of Du Bois has passed  
an ordinance, changing the course of 3 streams at proposed bridge: to wit  
Sandy Lick Creek, Penty Run & Beaver Run, so that one bridge will en-  
compass for the 3 streams at this point and a considerable change  
in bed of Sandy Lick Creek is proposed to be made by the Borough. The said improve-  
ments will be expensive but will greatly improve the condition of the low swampy  
parts of Du Bois by giving the creek more fall and carrying the water more rapidly away  
there avoiding the whole area from being flooded every time there is a flood in  
the creek. The expense of improving the channels of the streams and the  
erection of the bridge at the new site is more expensive than  
~~in our opinion~~ the Borough of Du Bois should bear  
and we therefore recommend that the County of Clearfield pay  
 $\frac{2}{3}$  (Two-Thirds) the cost of building the said bridge, recommending  
further that it be a concrete structure about 100 feet  
long of two spans or arches about 10 feet in the clear  
above low water and of full width of the street or 40 feet wide.  
Witness our hands this 22nd day of January 1913 Harry Byers.

J. M. [unclear]  
H. A. Rice



Clearfield May 23<sup>rd</sup> 1913.  
 Of the Grand Jury  
 of May term 1913.  
 Respectfully recommend  
 that the County Commission  
 of Clearfield County  
 appropriate eight  
 thousand dollars. 8000<sup>00</sup>  
 towards the building  
 of Bridge over Sandy  
 Creek on DuBois St.  
 in the Borough of  
 Du Bois.

Wm M. Boyce Treasurer  
 J. O. Weaver Sec

No. 1 Feby. 28. 1913  
 Bridge  
 in  
 Sandy Creek  
 in Du Bois Boro

ORDER TO VIEW.

Upon February Sessions 1913 within  
 Report of Viewers presented, read and  
 considered and the same is hereby con-  
 firmed this 28<sup>th</sup> Feby. 1913. Also exceptions are  
 filed to the said Report in to be laid  
 before the May Grand Jury for action  
 at per Act of Assembly of which  
 order made and provided

By the Court  
 William A. Smith Jg

Filed 189

Fees \$1.25, paid by

JAN 27 1913  
 JOEN  
 CLERK

Attorney.

NOTE.—Viewers will carefully note the number of days  
 employed, and set the amount out at the foot of their return.  
 If the amount is not set out, the damages may be  
 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.

Harry Byers	Days 2	Amount
	Miles 30	13.00
J. S. MacCrury	Days 2	
	Miles 50	\$15.00
H. C. Reese	Days 2	
	Miles 57	\$15.70
	Days	
	Miles	
	Days	
	Miles	

Now May 2d. 1913 The portions  
 Report of Viewers, together  
 with the approval of the  
 Grand Jury, presented, read  
 and considered, and thereupon  
 the said Report of Viewers  
 is hereby confirmed absolutely.  
 By the Court  
 William A. Smith Jg

In the Court of Quarter Sessions of Clearfield County, Penn'a  
In the matter of the change of Road in Bradford Township  
with out View under the Act approved the 15th Day of May, 1911,  
P.L.123.

To the Hon. Allison O. Smith, Judge of the said Court:-

The petition of the undersigned supervisors of the township  
of Bradford, county of Clearfield, Penn'a respectfully represents:

That a small part of the public road in Bradford township,  
aforesaid, leading from Woodland to the Bradford Cemetery was  
very steep, and by a change of about twelve hundred and some feet  
of a portion of the said road the grade could be made much less  
with costs and damages less than three hundred dollars; that your  
petitioners proceeded to have the said road changed and have  
located the road as changed on the ground, and attach a map showing  
the change proposed on said road, which is made a part of this  
petition.

Your petitioners, the supervisors of said township and oth-  
er citizens of the said township request the Honorable Court to  
approve the the change of said road as designated on the map  
attached.

And they will ever pray.

*Board of Supervisors*  
*R. E. Dal. Pres.*  
*David Dale*  
*J. M. Palmer*

O. Shiner  
P. Young  
J. W. Palmer  
John Tealcomer

H. B. Striving  
W. A. Newling

Paul Shirey  
J. V. Knepp  
G. C. Mauck.

D. G. Roberts

A. J. Peters  
Cash Peters  
Mack. Stephens

L. F. Peters

Geo. Graffius  
Guy Graffius

A. C. Larsberg

J. H. Mitchell

Edmund Dale

Now 23d of September, A.D., 1912 the foregoing petition presented, read, and considered and the court do approve of the change of the public road as shown by the attached draft of the new portion of the road, and of the old part of the public road supplied by the new road, which old part shall be vacated, as provided by the act of Assembly approved 5th day of May, 1911.

By the Court -  
Allison O. Smith  
of.

Revised check  
Good in the  
sum of \$100.00  
feeder & under  
Oshkosh

Mo 2 Dec 1912

500 East 1st St. for  
cash on hand - 100.00  
with the 100.00

PAID  
100.00  
DEC 2 1912

Mitchell





