

No. 2. May Term,

Petition for Bridge
across Beaver Run

Versus

Creek on M^cAttee
Street in Houtzdale
Borough.

KNOW ALL MEN BY THESE PRESENTS, that we, FRED SHERKEL
.....WILLIAM WITHERSON..... and.....WILLIAM P. COUSER.....
of the Borough of Houtzdale, County of Clearfield and State of Pennsy-
lvania, are held and bound unto the Commonwealth of Pennsylvania, in
the sum of One hundred (\$100.00) dollars, lawful money of the United
States, to be paid to the said Commonwealth, its certain attorney or
assigns; to which payment well and truly to be made and done, we do
bind ourselves, and each of us, our and each of our heirs, executors
and administrators, jointly and severally and firmly by these pre-
sents. Sealed with our seals and dated this 5th day of February,
A. D. 1919.

WHEREAS the above bounden, with others, has petitioned the
Court of Quarter Sessions for the appointment of Viewers to view and
lay out a bridge over the Beaver Run Creek at the point where the same
crosses McAteer Street, in the Borough of Houtzdale, said County.

NOW THE CONDITION OF THIS OBLIGATION IS SUCH: That in
case the said Viewers should report adversely and against the crection
of the said bridge, as a County bridge, and if the above bounden FRED
SHERKEL shall pay or cause to be paid all costs of the Court and said
Viewers, in connection therewith, this obligation to be void and of
no effect; otherwise to be and remain in full force and virtue.

Fred Sherkel.....(SEAL)

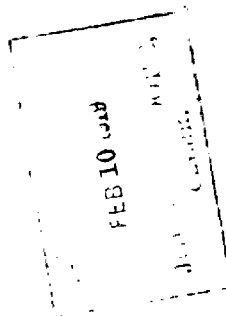
Wm Witherson.....(SEAL)

W. P. Couser.....(SEAL)

2 may 1915

In re.... Application for
County Bridge, Houtzdale
Borough.

BOND OF PETITIONERS



John B. McGrath

To the Honorable Singleton Bell, President Judge of
the Court of Quarter Sessions of Clearfield County.

The petition of the undersigned, inhabitants of the
Borough of Houtzdale, in the County of Clearfield, respectfully
represents; That the bridge on McAteer Street, in said Borough,
crossing the Beaver Run Creek, is so badly out of repair that a
new bridge is necessary; That the cost of erecting a bridge, such
a may be required, at that point will be greater than it is rea-
sonable that the said Borough should bear and the expense of
building and erecting the same would be burdensome upon the in-
habitants of the said Borough.

Your petitioners therefore pray your Honor to appoint
proper persons to view the premises, and to take such action, in
the matter, as may be required, and proceed according to the sev-
eral Act of Assembly in such case made and provided. And they
will ever pray, etc.

Att. Ruckelshaus
Geo. O'Connor
William Lewis
Clair H. Griffith
Geo. A. Howe
John McKenzie
John Brach
W. H. D. Mearns
Harry Gulbranson
John G. Smith
W. M. Gulbranson
W. P. McGowan
A. C. Allison
John J. Gorman
W. H. Harper
John R. Moore
H. Wagner
Thomas J. Kelley

Jonas Westfield
John M. Runney
Ed. Runney
John Mills
John M. Hyder
Ed. Arnold
Richard Burchell
Pat Heady
Jos. Vassafsky

State of Pennsylvania
County of Clearfield

James S. Moore being
duly sworn saith that the statements con-
tained in the foregoing petition are true
to the best of his knowledge

J. S. Moore

Sworn and subscribed to before me this
30th day of Jan'y 1915

James S. Moore

Notary Public

Commission Expires

February 27th, 1917

2 May 1915

Feb. 11, 1915

acceptance
of further notice
of this
order

H. B. Mograth

of the
Houtzdale Borough

IN COURT OF QUARTER SESSION

Petition for the appointment of viewers to locate and erect a bridge across Beaver Run Creek on McAteer Street in Houtzdale Borough.

Now 6th Feb 1915. Before
Counsel and H. B. Mograth
Esq. of the Court and Henry
Kearse Esq. of the Court
to present affidavits and
other evidence.

3 1915

J. B. MOGRATH
ATTORNEY AT LAW
HOUTZDALE, PA.

COURT HOUSE, HOUTZDALE, PA.

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

6 day of February, A. D. 1915

~~xxx~~, before Judge of said Court, upon a petition of sundry inhabitants of the Borough of Houtzdale in said

County, setting forth that the Bridge on McAteer Street

in said Borough crossing the Beaver Run Creek is so badly out of repair that a new bridge is necessary; that the cost of erecting a bridge, such as may be required, at that point will be greater than it is reasonable that the said Borough should bear and the expense of building and erecting the same would be burdensome upon the inhabitants of the said Borough.

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

A.G. Kramer, E.D. Billette and Harry 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 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.

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.

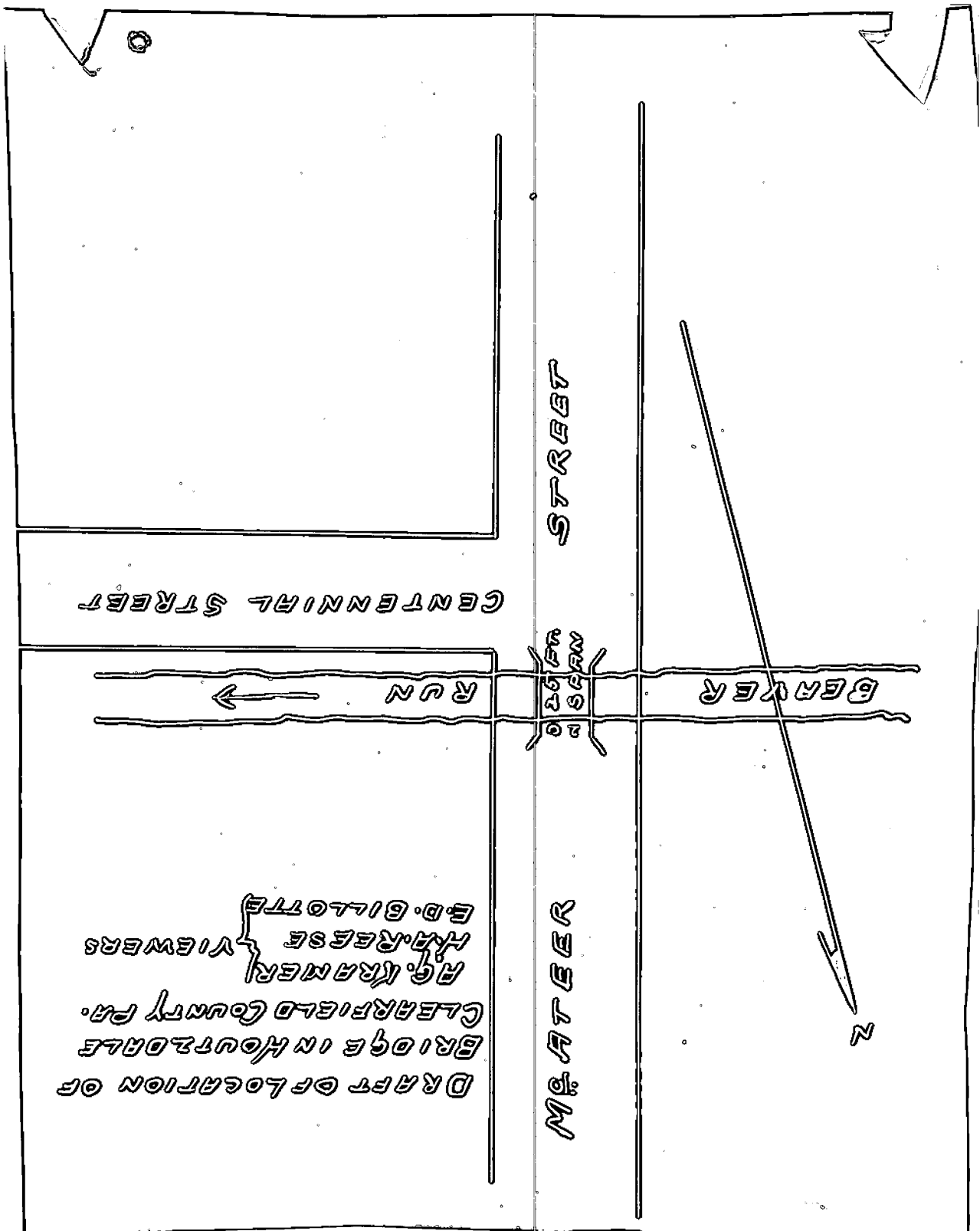
The following persons, having refused to release the damages to which they respectively may be entitled by reason of the location and building of said bridge in the annexed return described, we, the undersigned viewers, under oath in pursuance of our duty, under the Act of Assembly, do assess their damages and make report thereof as follows: No one being damaged therefore no damages were assessed:

To..... the sum of.....

To..... the sum of.....

To..... the sum of.....

Witness our hands this..... day of April..... A. D. ~~1888~~ 1915



TO:- C. F. Saupp and William Hurley

The Burgess and President of the town Council of the Borough of Houtzdale

You are hereby notified, that the undersigned viewers appointed by the Court of Quarter Sessions of Clearfield County Pa; upon the petition of sundry citizens of the Borough of Houtzdale to view a site for a bridge across Beaver Run Creek in the Borough of Houtzdale, where the Public Street known as McAteer Street crosses the said Beaver Run Creek; and ascertain the cost or expense of the erection of said bridge if found necessary; and whether the cost or expense of the erection thereof if necessary will be too heavy and burdensome upon the taxpayers of the said borough to bear, and if so whether the same shall be a county bridge or whether any and if so what proportion of the cost or expense of the erection thereof shall be borne by the county and what proportion by the said Borough of Houtzdale.

You are therefore hereby notified, that the said viewers will meet for the discharge of the duties of their appointment at the location or proposed location of the said bridge, where the said street known as McAteer street crosses the said Beaver Run Creek in the Borough of Houtzdale on Friday the 12th day of March A. D. 1915 at 2, oclock P. M. when and where you may attend if you see proper.

A. G. Kramer

H. A. Rees

E. D. Billotts

VIEWERS.

^{Feb 27th}
Now ~~March~~ 1915 served this notice on C. F. Saupp:

Chief Burgess and William Hurley President of the Borough Council personally by handing each of them a copy of same.

Jacob Sumler J.C.

From the above return before me this 27th day of February 1915

Jno McElroy
Notary Public

COMMISSION EXPIRES
February 27th, 1917.

TO:- W. C. Langsfore, J. S. RICHARDS, and H. L. BOWMAN.
County Commissioners of Clearfield County Pa.

You are hereby notified, that the undersigned viewers appointed by the Court of Quarter Sessions of Clearfield County Pa; upon the petition of sundry citizens of the Borough of Houtzdale to view a site for a bridge across Beaver Run Creek in the Borough of Houtzdale, where the Public Street known as McAteer Street crosses the said Beaver Run Creek; and ascertain the cost or expense of the erection of said bridge if found necessary; and whether the cost or expense of the erection thereof if necessary will be too heavy and burdensome upon the taxpayers of the said borough to bear, and if so whether said bridge shall be a county bridge or whether any and if so what proportion of the cost or expense of the erection thereof shall be borne by the county and what proportion by the said borough of Houtzdale.

You are therefore hereby notified, that the said viewers will meet for the discharge of the duties of their appointment at the location or proposed location of the said bridge, where the said street known as McAteer street crosses the said Beaver Run Creek in the borough of Houtzdale on Friday the 12th day of March A. D, 1915 at 2 oclock P. M when and where you may attend if you see proper.

A. G. Kramer
H. A. Rees
E. W. Billotte
VIEWERS.

Now February 26 1915 service of this notice accepted for the
County Commissioners of Clearfield County Pa.

L. C. Morris
Clerk.

RETURN OF VIEWERS.

TO THE HONORABLE THE JUDGE OF THE COURT OF QUARTER SESSIONS OF
THE PEACE OF THE COUNTY OF CLEARFIELD PA:

WE the undersigned viewers duly appointed by your Honorable Court by the foregoing order from among the County Board of Viewers who have been duly appointed by your Honorable Court and have filed their oaths of office in the Court of Common Pleas of Clearfield County, beg leave to report as follows..

That notice of the time of view was duly served according to law upon the Commissioners of Clearfield County and the Chief Burgess and the President of the town Council of the Borough of Houtzdale, and that three notices thereof were posted, one at each end of said bridge and the other in a public place along ^{McAteer} street in said borough that the view would be held on the 12th day of March A. D. 1915 at 2, oclock P. M. whereupon the said viewers appointed by the said order viewed the location of the said proposed bridge and that there were present at the view C. A. Saupp the Burgess of said borough and J. S. Moore member of borough Council interested in and in favor of said Bridge and as there was no dispute or oposition to said bridge and no hearing demanded the public hearing was dispensed with.

And that after the said view above mentioned being had the said viewers do agree; that there is a need for a bridge across Beaver Run Creek in the Borough of Houtzdale where the Public street known as ^{McAteer} Street crosses said Beaver Run Creek and that the expense of the erection of said bridge would be more then is reasonable that the said borough of Houtzdale should bear, and would therefore recomend, that a twenty five (25) foot span, twenty (20) feet wide in the clear re inforced Concrete bridge with good substantial re inforced concrete or stone abutments, six feet in highth above low water mark be erected across the said Beaver Run Creek in the Borough of Houtzdale wher McAteer Street crosses said creek; at an estimated cost of about eleven hundred (\$1100.00) dollars; one half of the cost or expense thereof to be paid by the County and the remainder by the Borough of Houtzdale.

WITNESS our hands and seals this the *First* day of April
A. D. 1915.

A. G. Kramer (SEAL)
W. A. Reese (SEAL)
E. D. Billoette (SEAL)

We The grand Jurors Recommend no-
 Bridg at McAlister Street-

Ignored.

J. C. Kachelrieis

Foreman

May Term of
 Court 1915

No. 3 May 1915
 488

Bridge across Beaver Run
 Creed on McAtteer Street
 in
 Houtzdale Borough

ORDER TO VIEW.

Filed April 2 1915
 Fees \$1.25, paid by

W. C. Smith
 Attorney.

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.
 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.
A. H. Brandt	Days 2	\$10.00
	Miles 56	2.50
		<u>\$12.50</u>
J. H. Reed	Days 2	\$10.00
	Miles 60	3.00
		<u>\$13.00</u>
E. A. B. B. B.	Days 3	15.00
	Miles 76	4.80
		<u>\$19.80</u>