

DOCKET No.

Number

3

Term

Sept. SS

Year

1932

PETITION OF SUPERVISORS FOR

APPT. OF VIEWERS IN SANEY TWP?

Versus

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 11th
day of JULY, A. D. 19 32

before Judge of said Court, upon a petition of Supervisors
~~of the township of~~ SANDY in said County, setting forth

that there is in the public road in said Township

near Fall Creek, spanning Sandy Lick Creek, a steel bridge, commonly
known as the Edgemont Park Bridge, which said bridge was constructed
by the County of Clearfield many years ago, upon stone abutments
erected by the Supervisors of Sandy Township.

That said bridge has been used over a long period of time and has
become unsafe for the demands of traffic as it now is.

That the valuation of property and things in said Sandy Township has
decreased during the past tne years, practically half a million of dollars
and in consequence the Township in unable, because not only of its
decreased valuation, but of bonded and other indebtedness, to raise money
with which to replace this bridge. Your petitioners would set forth that the
stone abutments of said bridge are in good condition.

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

where upon the Court upon due consideration had of the premises do order and appoint JOHN SCOLLINS, Esq
FRANK FRYE, AND GEORGE K. WEBER

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 of them, view the same, and any
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 accord-

ingly: to the Court and the next Grand Jury of Clearfield county at next
September Term, that the present steel structure be replaced by a new bridge
under the supervision of the County Commissioners of Clearfield County and at
expense of Clearfield County

and a map or plot thereof to be made, which shall accompany said report; the report ofore said 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. A. R. CHASE, P. J.
RETURNABLE TO SEPT. TERM 1932

W. P. Gallagher
CLERK.

Return of Viewers.

To the Honorable the Judge of the Court of Quarter Sessions of the Peace in and for the County of Clearfield, Pa.

We the undersigned viewers, duly appointed by your Honorable Court by the foregoing order, from and 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, Pa., beg leave to report as follows:

That notice of the time of the view was duly served according to law upon the Commissioners of Clearfield County and on each member of the Board of Supervisors of Sandy Township, and that three notices thereof were posted along the public road at and near the location of said bridge, giving notice that the view would be held on Wednesday the 3rd day of August A. D. 1932 at 10:00 o'clock A. M. And that the public hearing as required by the Act of Assembly and the Rules of Court would be held in the Arbitration Room, in the Court House in Clearfield, Pa., on Friday the 5th day of August A. D. 1932 at 10:00 o'clock A. M.

And that the said viewers met at "Edgemont Park" Bridge the site or proposed location of said bridge, where the public road leading from Falls Creek in Sandy Township to the City of DuBois, across / Sandy Lick Creek in Sandy Township on the 3rd day of August A. D. 1932 at 10:00 o'clock A. M. and that there were present at the view: J. E. Frye, Geo. K. Weber and John Scollins, Viewers; Jerry Brown, Ralph Gray and Joshua Hoover, Supervisors of Sandy Township, with E. G. Boose, Esq., Township Solicitor; and Charles Kessler, Howard Snyder, Richard Barker, Harry Tantlinger, Charles Drush, Larry O'Brien,

That the hearing was held in the Grand Jury Room in the Court House at Clearfield, Pa., on the 5th day of August, 1932, when the following appearances were noted: E. G. Boose, Esq., Sandy Township Solicitor, with Jerry Brown, Supervisor; A. M. Liveright, County Solicitor; Harry Tantlinger, Frank Frye, Philip Weber, parties interested in favor of said bridge.

And that the said viewers all having been present at the view and after having made said view do agree that there is public necessity for said bridge. That it is a direct connection between Falls Creek and the City of DuBois, and a saving in distance of approximately $1\frac{1}{2}$ to 2 miles, if travel were to be routed via the Boulevard. That many persons are employed at the Pottery Plant; it is an outlet to custom coal mines and serves a populous region.

That the bridge is 104 feet in length and 30 feet in width, and is a Truss Bridge constructed of iron and single span over Sandy Lick Creek. The original cost of its construction was some \$4050.00, contributed by Clearfield County, and later widened at a cost of \$1200.00, contributed by the Street Railway Company, then operating Edgemont Park and since abandoned, both Railway and Park. The frame-work has become rusted and the floor needs re-planking; the approaches and abutments are in good condition.

The County Commissioners disclaim any liability for the cost of its reconstruction (it being a Township Bridge) and the Railway Company having since gone out of business, the Bridge being necessary and the Township being financially unable to re-build the Bridge, now having a Bonded indebtedness of \$50,500.00 with unpaid bills of \$10746.00 and an assessed valuation of only \$753,584.00 and hence no borrowing capacity and having assessed the maximum millage as allowed by Law:

Your Board therefore recommends that temporary repairs be made to said bridge by the erection of wooden supports; mud sills, legs and caps on either side of the Creek, and the re-planking thereof, and limit the weight of loads across said Bridge to 6000 pounds, which repairs can be made at a cost of less than \$1000.00 and the Bridge made safe for traffic limited to the above weight.

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, passed 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. 191 _____

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 31st day of August A. D. 1913

John Scellina
J. E. Fay
Geo. H. Habor

No. 3 SEPT SS 19 32

Petition of Supervisors
of Sandy Township for the
appointment of viewers.

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

Geo. K. Weber	Days..2.	
	Miles 76.	\$18.80
J. E. Frye	Days..3.	
	Miles 68.	\$25.90
John Scollins	Days..4.	
	Miles 146	\$37.50
H. Tantlinger,	Days..1.	
Witness	Miles..62	\$4.86
	Days....	
	Miles....	

ORDER TO VIEW BRIDGE.

Filed 19

Fees \$1.25, paid by

Earl G. Boose
Attorney.

FILED

SEP 1 1932

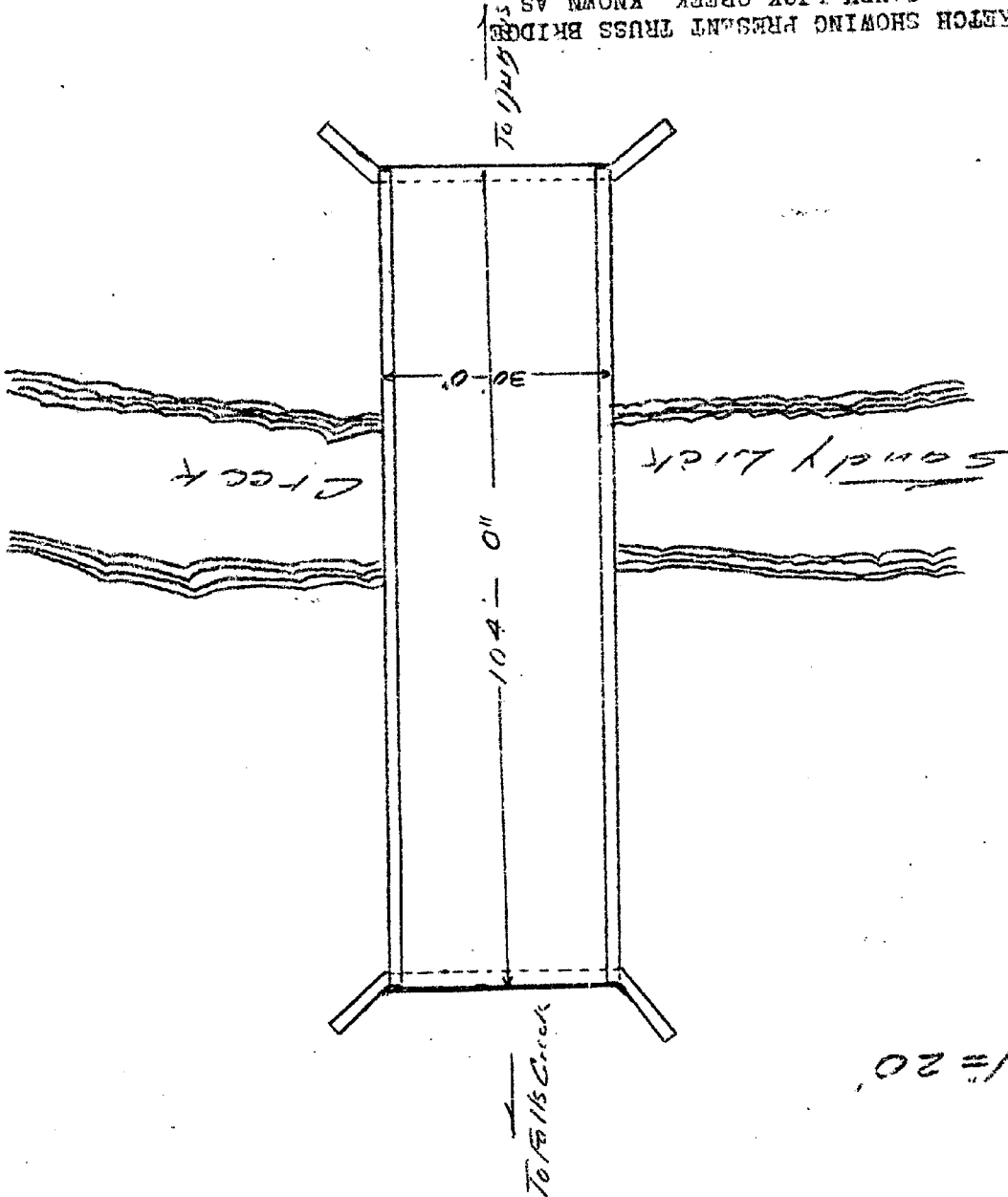
W. R. GALLAGHER
CLERK

NO. 3, SEPTEMBER SESSIONS, 1932.

JOHN SCOLLINS
J. E. FRY (VIEWERS)
GEO. K. WEBER

VIEWS AUGUST 3, 1932.

SKETCH SHOWING PRESENT TRUSS BRIDGE
ACROSS SANDY LICK CREEK, KNOWN AS
"EDGE MOUNT PARK" BRIDGE, NEAR FALLS
CREEK, PA.



Scale 1" = 20'

To: Jerry Brown, Joshua T. Hoover and Ralph Gray, Supervisors of
Sandy Township, Clearfield County:

Notice is hereby given that the undersigned Viewers, appointed
by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to No. 3,
September Sessions, 1932, to view a site for a bridge across Sandy Lick Creek
where the public road leading from Falls Creek, in Sandy Township, to DuBois
and known as the "Edgemont Park" Bridge has become unsafe; that it is necessary
for public use, and requires more expense than it is reasonable that Sandy
Township should bear: will meet at the Edgemont Park Bridge in Sandy Township,
in the County aforesaid, on Wednesday, the 3rd day of August, A. D. 1932 at
10:00 o'clock A. M., to attend to the duty assigned them, of which time and
place aforesaid all parties interested will please take notice.

And that the public hearing as required by Act of Assembly
and Rules of Court to be held by the viewers before the filing of their report
in Court, in order to give all parties interested in the said road an opportunity
to be heard, will be held in the Arbitration Room in the Court House in Clearfield
on Friday, the 5th day of August, A. D. 1932 at 10:00 o'clock A. M., or as soon
hereafter as counsel can be heard, at which time and place all parties interested
may attend and be heard.

Phu Collins
Frank Frye
Geo. H. Weber
Viewers

Dated, July 16, 1932.

CLEARFIELD COUNTY, SS:

On this 20 day of July, A. D. 1932, service of the
above Notice is accepted for the Supervisors of Sandy Township, Clearfield County.

Jerry Brown
Ralph Gray
Joshua T. Hoover
Supervisors

To: The Commissioners of Clearfield County, Pennsylvania:-

Notice is hereby given that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to No. 3, September Sessions, 1932, to view a site for a bridge across Sandy Lick Creek where the public road leading from Falls Creek, in Sandy Township, to DuBois and known as the "Edgemont Park" Bridge has become unsafe; that it is necessary for public use, and requires more expense than it is reasonable that Sandy Township should bear; will meet at the Edgemont Park Bridge in Sandy Township, in the County aforesaid, on Wednesday, the 3rd day of August, A. D. 1932 at 10:00 o'clock A. M., to attend to the duty assigned them, of which time and place aforesaid all parties interested will please take notice.

And that the public hearing as required by Act of Assembly and Rules of Court to be held by the viewers before the filing of their report in Court, in order to give all parties interested in the said road an opportunity to be heard, will be held in the Arbitration Room in the Court House in Clearfield on Friday, the 5th day of August, A. D. 1932 at 10:00 o'clock A. M., or as soon thereafter as counsel can be heard, at which time and place all parties interested may attend and be heard.

John Scollins
Frank Frye
Geo. K. Weber
Viewers

Dated, July 16, 1932.

CLEARFIELD COUNTY, SS:

Now, this 18th day of July, A. D. 1932, served above Notice is accepted for the Commissioners of Clearfield County.

L. C. Morris
Clerk

IN RE Edgement Bridge,
Sandy Township.

The history of the matter is that in 1904, the Supervisors of Sandy Township made application for county aid in the construction of a bridge in the public road between DuBois and Falls Creek, where the road crosses Sandy Lick Creek, at Edgement Park.

The matter was so proceeded in that Sandy Township built the approaches and the abutments of the bridge and the Commissioners of Clearfield County contributed the cost of the superstructure.

In 1932, the bridge being in need of repair or replacement and the cost being more than Sandy Township could bear, petition was made for appointment of Viewers to view and make report to the Court as to the propriety of Clearfield County replacing the superstructure of the bridge or to make appropriation toward the repair of the bridge.

The Viewers appointed made recommendation in favor of county aid and the next sitting Grand Jury reported in favor of the county repairing the bridge or replacing it.

The Act of May 2, 1929, P.L. 1278 (Sec. #755) which is practically a re-enactment of the then existing law provides that in such case if the Viewers, the Grand Jury and the Court concur, the Commissioners may lawfully do one of four things, viz;

- I. Build the bridge entirely at county expense, or
- II. Build the bridge in part, or
- III. Furnish the entire amount of money necessary to build the bridge, or
- IV. Furnish a part of the money necessary to build the bridge.

The Commissioners in this case question their authority to do any one of the four things authorized in Sec. #755, of the Act above cited because of the provisions of the next succeeding section of the Act which reads as follows;

"Section 756. Record to Be Kept by County; Maintenance, Repair and Rebuilding by Township or Municipalities.- The county commissioners shall keep a record of all their proceedings in such cases, and such bridges shall be maintained, kept in repair and rebuilt when necessary by the respective townships, boroughs or cities of the third class, and the county shall in no event be liable for the same"

The exact question raised is this- If a county contributed toward the cost of construction of a bridge in the public road of a township in 1904 under the provisions of the then existing law, it is prohibited under the provisions of the Act of 1929 above cited, from contributing in 1932 to the cost or replacing or repairing that same bridge, it being assumed that such cost would be too much to be borne by the township alone?

Counsel for the township respectfully suggest to the court that Sec. #756 of the Act cited has no application to the case in hand in so far as it might prohibit the Commissioners from extending the aid recommended by the Viewers and Grand Jury, for the reason that the language of the Act contemplates acts done after the approval of the Act and not before; that the act is not retroactive or retrospective, but that it is prospective.

Further, the particular section under consideration is not a re-enactment either in the original form or in an amended form, of any existing statute or part of a statute, but it is entirely a new statutory provision.

The principle that acts of Assembly, unless by the language of the Act itself is made retroactive, must be taken as prospective entirely, is well established;

"It is a rule of statutory construction that all statutes are to be construed as having only a prospective operation unless the purpose and intention of the legislature to give them a retrospective effect is expressly declared or is necessarily implied from the language used"

See 27 Superior Ct. 245.

"There is no canon of construction better settled than this; that a statute shall always be interpreted so as to operate prospectively and not retrospectively, unless the language is so clear as to preclude all questions as to the intention of the legislature"

7 P.F.Smith, 209.

"Statutes will always be interpreted so as to operate prospectively and not retrospectively, unless the language is so clear as to preclude all questions as to the intention of the legislature"

215 Pa., 187.

"Nothing short of the most indubitable phraseology is to convince us that the legislature meant their enactment to have any other than a prospective operation"

29 Pa., 113.

IN THE COURT OF QUARTER SESSIONS
OF CLEAFIELD COUNTY.
Of September Term, 1932, No.

RE: View of Edgement Bridge in
Sandy Township.

BRIEF OF COUNSEL FOR THE
TOWNSHIP OF SANBY.

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY,
PENNSYLVANIA.

To the Honorable, the President Judge of the said Court;

Your undersigned who is counsel for the Supervisors of Sandy Township, in said County, would respectfully represent;

That upon petition of said Supervisors of Sandy Township the Court appointed Viewers to view a certain bridge in said township, and a part of its system of public highways, over Sandy Lick Creek, near Falls Creek, and commonly known as the Edgemont Park Bridge, the petition upon which the said Viewers were appointed, setting out that the bridge is in immediate need of repair or replacement and that Sandy Township is unable to bear the expense of such repairs or replacement.

That the Viewers viewed the bridge and made return to the September Session of this Court recommending repairs to said bridge and that the cost of such repairs be paid by the County of Clearfield;

That such report was duly presented to the Grand Jury sitting for said September Term of 1932, and the Grand Jury after hearing evidence made return recommending repair or replacement of the said bridge at the expense of the county of Clearfield.

That such recommendations cannot be carried into effect without approval of the Court and an agreement by the County Commissioners to make appropriation of county funds to make such repairs or replacement of the bridge;

That the Solicitor for the County Commissioners appeared before the Viewers and stated that in his opinion, under the law, and particularly under the provisions of the Act of Assembly approved May 2, 1929, P. L. 1278 and found in Section 756 of said Act, the Commissioners could not lawfully make any appropriation for the said repairs to or replacement of said bridge.

It appearing that a legal question has thus been raised and that until said question has been disposed of by the Court, the matter of repairs to the bridge or its replacement will be held in abeyance, much to the detriment of the Supervisors of Sandy Township, who are responsible for the providing of safe highways in the said township, and therefore your petitioner representing the said Supervisors prays that the said legal question may be set down for argument as soon as may be at all convenient to the Court. And he will ever pray.

E. B. Buser
.....
Counsel for the Township
of Sandy.

CLEARFIELD COUNTY,)
PENNSYLVANIA.) SS

On the 19th day of October, 1932, before me, the
Prothonotary of Clearfield County, personally came Earle G.
Boose, the subscriber to the foregoing petition, and he
being by me duly sworn according to law deposes and says
that the matters set out in his foregoing petition, are true
and correct to the best of his knowledge and belief.

Earle G. Boose
.....

Sworn and subscribed before
me the day and year aforesaid.

M. A. Gallagher
.....
Prothonotary.

IN THE COURT OF QUARTER
SESSIONS OF CLEAFIELD
COUNTY, PENNSYLVANIA.

In Re. Edgement Park Bridge
in Sandy Township.

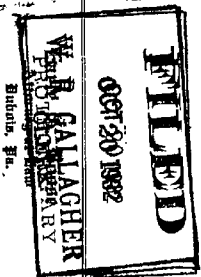
Petition for Argument of
Legal Question.

NO. 3 of Sept Term
1932

Now, this 15th day of
October, 1932, petition
presented and read and the
Court does hereby set down
this case for argument on
the 24th day of October,
1932, at ten o'clock A.M.

By the Court,

W. B. Gallagher
P. J.



IN THE COURT OF QUARTER SESSIONS
OF CLEARFIELD COUNTY, PENNA.

IN RE: PETITION OF SUPERVISORS
OF SANDY TOWNSHIP FOR THE
APPOINTMENT OF VIEWERS

No. 3 Sept. 28. 1932

OPINION OF COURT

C

FILED

APR 4 1933

W. R. GALLAGHER
PROTHONOTARY

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENNA.

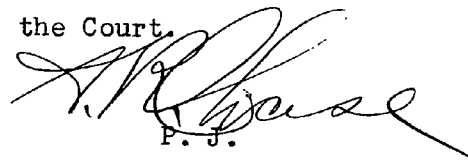
IN RE: PETITION OF SUPERVISORS OF SANDY TOWNSHIP FOR THE
APPOINTMENT OF VIEWERS.

Petition was presented to the Court for the appointment of Viewers to view bridge, and if the viewers found the bridge in a unsafe condition and requiring repairs they were to so report and make such recommendations as the facts justified; as to the type of bridge; as to the bearing of expenses for repairs or reconstruction. The Viewers reported that the bridge was in need of repair or reconstruction and recommended that Clearfield County bear the expense thereof. The September Grand Jury recommended that Clearfield County bear the costs of repairs to said bridge and put it in a safe condition or renew the bridge.

The petition before the Court is to seek the approval of the recommendations of the Viewers and the September Grand Jury of the September Sessions, 1932, and the Court upon the said motion makes the following order;

Now, April 4, 1933, the Court approves the Grand Jury report of September Sessions, 1932, and hereby recommends that Clearfield County, through the County Commissioners, the County's agents, repair the said bridge in question at the expense of Clearfield County.

By the Court.



F. J.

IN THE COURT OF QUARTER
SESSIONS OF CLEARFIELD
COUNTY, PENNSYLVANIA.

In re: Petition of
Supervisors of Sandy
Township for Appointment
of Viewers, Edgemont Park
Bridge

ORDER OF COURT

FILED
MAY 18 1934
W. R. GALLAGHER
CLERK

W. WALLACE SMITH
PRESIDENT JUDGE
46TH JUDICIAL DISTRICT
CLEARFIELD, PA.

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENNA.

In re: Petition of :
Supervisors of Sandy Township :
For Appointment of Viewers, : No. 3 September Sessions, 1932
Edgemont Park Bridge :

ORDER OF COURT.

WHEREAS the Supervisors of Sandy Township filed their petition July 11, 1932, praying for the appointment of viewers to view the bridge known as the Edgemont Park Bridge over Sandy Lick Creek near Falls creek, in the Township of Sandy, praying that the same be viewed and that the existing structure be replaced by a new bridge under the supervision of the County Commissioners and at the expense of Clearfield County;

AND WHEREAS the Court appointed Viewers and said Viewers did proceed to view same and filed their report September 1, 1932, in which they found there was a public necessity for said bridge and recommended that repairs be made thereto;

AND WHEREAS thereafter the matter was submitted to the Grand Jury of Clearfield County sitting at September Sessions, 1932, which recommended that Clearfield County bear the cost of repairs;

AND WHEREAS the Court on April 4, 1933 made an order approving of the Grand Jury report and recommending that Clearfield County through the County Commissioners repair said bridge at the expense of Clearfield County;

AND WHEREAS the County Commissioners have not proceeded in accordance with said recommendations by reason of certain

legal questions heretofore existing, which questions have been resolved by the Act of May 23, 1933, P.L. 958, amending Section 756 of the General County Law, authorizing County Commissioners to furnish " the whole or part of the money necessary to repair or to rebuild" bridges to the erection of which the County has theretofore contributed but which have been maintained as Township Bridges;

AND WHEREAS said matter was re-submitted to the Grand Jury of Clearfield County sitting at the May Sessions, 1934, and said Grand Jury in its report filed May 11, 1934, after hearing testimony, has made the following recommendation:

"The Grand Jury recommends that it is necessary and required that the bridge at Edgemont Park, Sandy Township, Clearfield County, Pennsylvania, be repaired as soon as convenient by the authorities responsible and they hereby authorize and recommend that the County commissioners of Clearfield County may contribute all or a part of the money necessary to make said repairs and they hereby recommend the authorities and give the authority of Clearfield County to pay for all of the repairs necessary for said bridge or any part of said bridge as the Commissioners and the judge may approve."

AND WHEREAS from the testimony taken before the Grand Jury and the Court it appears that the said Edgemont Park Bridge is necessary for the convenience of the public, that the cost of putting the same in a proper state of repair is estimated at the sum of twenty-seven hundred (\$2700.00) Dollars, that said sum is greater than it is reasonable that Sandy Township should bear in view of its financial condition;

NOW May 18, 1934, in view of the foregoing proceedings, the Court approves of the repairing of said bridge known as the

-3-

Edgemont Park Bridge in Sandy Township wholly at the expense of Clearfield County, and recommends to the County Commissioners that action be taken by them accordingly.

By the Court,

J. Waller Smith

President Judge.

IN THE COURT OF QUARTER SESSIONS OF THE
COUNTY OF CLEARFIELD.

To the Honorable A. R. Chase, the President Judge of the said
Court;

Your undersigned petitioners are Supervisors of Sandy
Township in said County, and respectfully represent to the
Court;

That there is in the public road in said Township, near
Falls Creek, spanning Sandy Lick Creek, a steel bridge, commonly
known as the Edgemont Park Bridge, which said bridge was construct-
ed by the county of Clearfield many years ago, upon stone abutments
erected by the Supervisors of Sandy Township.

That said bridge has been used over a long period of time
and has become unsafe for the demands of traffic as it now is.

That the valuation of property and things in said Sandy
Township has decreased during the past ten years, practically
half a million of dollars and in consequence the Township is un-
able, because not only of its decreased valuation, but of bonded
and other indebtedness, to raise money with which to replace this
bridge.

Your petitioners would set forth that the stone abutments
of said bridge are in good condition.

Wherefore your petitioners would respectfully pray that
the Court appoint proper persons as Viewers, to view the said
bridge and if they find the facts substantially as above set out,
to recommend to the Court and the the next sitting Grand Jury of
Clearfield County at next September Term, that the present steel
structure be replaced by a new bridge under the supervision of
the County Commissioners of Clearfield County and at expense of
Clearfield County. And they will ever pray.

-----*Jerry Brown* (SEAL)
.....*Paul H. Gray* (SEAL)
.....*Joshua H. H. H.* (SEAL).

CLEARFIELD COUNTY,)
PENNSYLVANIA.)SS

On the 9th day of July, 1932, before me, a Notary Public commissioned in and for the county of Clearfield, came Jerry Brown, Josua Hoover and Ralph Gray, the Supervisors of Sandy Township, in said county of Clearfield and the petitioners above subscribed, and they being severally sworn by me according to law, depose and say that the matters set out in their foregoing petition, are true and correct.

.....*Jerry Brown*.....
.....*Ralph Gray*.....
.....*Josua Hoover*.....

Sworn to and subscribed before
me the day and year aforesaid.

Earl B. Bove
.....
Notary Public

My Commission Expires April
12, 1935.

IN THE COURT OF QUARTER SES-
SIONS OF CLEARFIELD COUNTY
OF SEPTEMBER SESSIONS, 1932

NO. 3...

PETITION OF SUPERVISORS OF
SANDY TOWNSHIP FOR THE AP-
POINTMENT OF VIEWERS.

PETITION & ORDER.

Now, *July 12th* 1932, the
within petition read and the
Court does hereby appoint
John Smith
James Smith
Thomas Smith
Viewers as prayed for. The
Viewers to make report at Sep-
tember Sessions, 1932.

By the Court,

W. R. Gallagher
FILED
JUL 11 1932

W. R. GALLAGHER, Clerk
Earle G. Moore
Attorney-at-Law
Pittsburg, Pa.