

To the Honorable the Judge of the Court of Common Pleas of
the County of Cambria, now holding a Court of Quarter Ses-
sions of the Peace in and for said County.

THE PETITION OF THE COMMISSIONERS OF THE COUNTY OF
CAMBRIA RESPECTFULLY REPRESENTS:

That it having appeared to the Court, to the Grand Jury, and the Commissioners of
the said County, that a bridge over Elk Run Creek,
at the place where a public highway from Morrellville (Now 18th Ward, Johnstown) to
Southmont Borough crosses the said Creek, in the Township of
Lower Yoder, in said County, was necessary, and that
it would be too expensive for the said Township to erect said bridge; and the same having
been entered of record, your petitioners procured an estimate to be made as nearly as might
be, of the expense of the same, and did proceed to have such bridge erected, by entering into
a contract with Fred Zipf & Sons, of Johnstown, Pa.,
for the building of the ~~substructure~~ ^{entire bridge} for the sum of \$ 5,224.50; ~~and with~~
~~for the building of the superstructure for the sum of \$~~ ~~and that~~
the said bridge is now completed agreeably to the said contracts.

Your petitioners, therefore, pray the Court to appoint six fit persons to inspect said bridge
and the workmanship thereof, agreeably to the Act of Assembly, and to make report to the
next Court of Quarter Sessions to be held in and for the said County.

ATTEST:

James McLeire
Clerk.

Robert Robert
H. B. Hepler
Commissioners of Cambria County.

PETITION

Of the County Commissioners for the
appointment of inspectors to
inspect the bridge across

ELK RUN Creek, in
LOWER YODER Township.

And now ~~September~~ A. D. 1920.,
the within petition read and consider-
ed and the following persons ap-
pointed Inspectors:

Lee Washburn & Co
Celine Overhoff
John Krawlin
Wm G. Flanagan
Frank Seifert
Dan R. Schenck

To make report to the next Court of
Quarter Sessions.

By the Court

Maer Jones
Attorney.

Filed 6 September 1920

Order to View,

Bridge over Elk Run
on the Edwards Hill Road,
in Lower Yoder Township,

In the Court of Quarter
Sessions of the County of Cambria,
Penna.

No. 3 June Session 1919

BILL OF SERVICE

Philip Caufield

June 23,

View	\$5.00	
Expenses	<u>.30</u>	
Total		\$5.30

John Horracks

June 23,

View	\$5.00	
Expenses	<u>.30</u>	
Total		\$5.30

L. R. Owen

June 11,

Writing and	\$5.00	
Sending Notices		
Stenography	.80	

June 23,

View	5.00	
Expenses	.30	

June 24,

Writing report	5.00	
Stenography	<u>.60</u>	
Total		\$16.70

JUL 1 1919 CERTIFIED

Order to View,
Bridge over Elk Run
on the Edwards Hill Road,
in Lower Yoder Township.

In the Court of Quarter
Sessions of the County of
Cambria, Penna.

No. 3 June Session 1919.

REPORT OF VIEWERS

To the Honorable Judges of the above mentioned court; we
the undersigned Viewers appointed by the order of the above court to
view the bridge of Elk Run on the Edwards Hill Road, respectfully report:

That we were duly sworn or affirmed as members of the
permanent Board of Viewers as shown by the records of the court;
that due public notice of the time and place of meeting of the Viewers
was given by publication in the Johnstown Tribune at least ten days
prior to the time of making the said view; that we met upon the premises
according to the notices given on the 23d day of June A. D. 1919 at
10 o'clock A. M. and proceeded with the duties of our appointment; that
after viewing the premises we are of the opinion that the existing
bridge is in a very dangerous condition and a bridge is a necessity and
that the prayer of the petition should be granted.

Witness our hands and seals this twenty-fourth day of June
A. D. 1919.

Lewis R. Owen
John H. Horrocks

Viewers.

BOND.

KNOW ALL MEN BY THESE PRESENTS, That we, Jas. A. Felix, J. J. Griffith and T. Malbranc of the Township of Lower Yoder in the County of Cambria and State of Pennsylvania, hereinafter called the Obligors, are held and firmly bound unto the County of Cambria, hereinafter called the Obligee, in the sum of Two Hundred Dollars lawful money of the United States of America, to be paid to said Obligee, its certain Attorney, successors or assigns, to which payment well and truly to be made, we do bind ourselves, our heirs, executors or administrators, jointly, severally and firmly by these presents. Sealed with our seals the 9th day of June, 1919.

Whereas, certain inhabitants of the Township of Lower Yoder in the County of Cambria, have presented to the Court of Quarter Sessions in and for the County aforesaid, their petition praying for the appointment of viewers to view and report on the necessity for a new bridge to take the place of the existing bridge over Elk Run, at the place where the "Edwards Hill" township road to Johnstown crosses the said run in said Lower Yoder Township, said place being distant about 1,500 feet in a Southerly direction from the intersection of said "Edwards Hill" road with the line of the City of Johnstown and about 50 feet in a Southerly direction from the intersection of said "Edwards Hill" road with the public road leading to Estherville in said Township.

Now, THEREFORE THE CONDITION OF THIS OBLIGATION IS SUCH that if the above mentioned inhabitants of Lower Yoder Township, their heirs, executors or administrators, or any of them shall and do well, truly and promptly pay into the Treasury of the said Obligee, when said proceedings are concluded, such amount of money as the said Court may hereafter by order lawfully direct the Petitioners aforesaid to pay, for, toward or on account of defraying and discharging the pay or compensation and mileage of said viewers and other parties, appointed or employed in said proceedings, as required by the Act of the General Assembly of Pennsylvania, in such case made and provided, without any fraud or further delay, then the above obligation to be void, or else to be and remain in full force and virtue.

Signed, sealed and delivered
in the presence of us

Joe Backer
D. J. Goggin

Jas A Felix (SEAL)
J. J. Griffith (SEAL)
T. Malbranc (SEAL)

In The Court of Quarters
Sessions of Cam / Co

No

1919

Petition of
Inhabitants of
Lower Yoder Township
for new bridge over
Elk Run on the
Edwards Hill road

Read

June 9 1919
Bare approval
by the Court
Filed 9 June 1919

H. P. Reed Clerk

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

To the Honorable the Judges of the above-named Court:-

The petition of the undersigned, inhabitants of the Township of Lower Yoder in the said County of Cambria, respectfully represents:-

That it has become necessary to erect a new bridge to take the place of the existing bridge over Elk Run, at the place where the "Edwards Hill" township road to Johnstown crosses the said run in said Lower Yoder Township, said place being distant about 1,500 feet in a Southerly direction from the intersection of said "Edwards Hill" road with the line of the City of Johnstown and about 50 feet in a Southerly direction from the intersection of said "Edwards Hill" road with the public road leading to Estherville in said Township.

That the existing bridge heretofore erected at that location has become insufficient to properly accommodate the greatly increasing public travel at that location; and

That the erection of such bridge would be too expensive for such Township to bear and a great burden upon the inhabitants thereof.

Your petitioners therefore pray the Court to appoint proper persons, qualified according to law, to view the place for said bridge and inquire whether such bridge is necessary and too expensive for such Township to bear as aforesaid, and make report of their proceedings to the Court.

And they will ever pray, etc.

Reinhold Schaubert
Jan Fale

Chas. G. Boller	Bilvare Rupert
Fred Schubert	Joe Bach
August Meyer	S. J. Higgins
George Mason Jr.	J. J. Griffin
Alex. Froehlich	
John Schubert	
Chas. Albert	
Lloyd Taylor	
Henry J. Schmidt	
H. L. Beatty	
Edward J. Schmidt	
Robert C. Coughlin	
William St. John	
Harry Brackley	
One Way Hostler	
William H. Larmer	
Lawrence Boyer	
James C. Kelly	
Norman Felix	

State of Pennsylvania,)
) SS:
County of Cambria.)

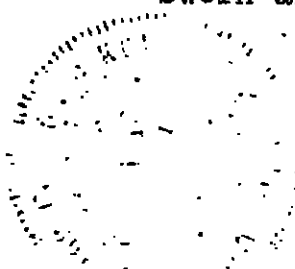
Before me, the subscriber, a Notary Public
in and for said County and State, personally appeared J. J. Griffith
who being duly sworn according to law doth depose and say that the
facts, matters and things set forth in the foregoing petition are
true and correct.

J. J. Griffith

Sworn and subscribed before me this 9th day of June, 1919.

George E. Keiser
Notary Public

My Commission Expires April 11, 1923



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

To Jas. A. Felix, J. J. Griffith and T. Malbranc, Township Supervisors of Lower Yoder Township, Cambria County, Pennsylvania.

Gentlemen;-

You will please take notice that the petition of certain inhabitants of Lower Yoder Township, Cambria County, Pennsylvania, will be presented to the Court of Quarter Sessions of Cambria County on Monday the 9th th day of June, A. D. 1919, representing as follows;-

That it has become necessary to erect a new bridge to take the place of the existing bridge over Elk Run, at the place where the "Edwards Hill" township road to Johnstown crosses the said run in said Lower Yoder Township, said place being distant about 1,500 feet in a Southerly direction from the intersection of said "Edwards Hill" road with the line of the City of Johnstown and about 50 feet in a Southerly direction from the intersection of said "Edwards Hill" road with the public road leading to Estherville in said Township.

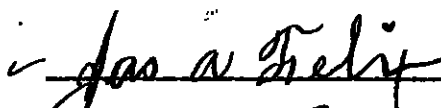


That the existing bridge heretofore erected at that location has become insufficient to properly accomodate the greatly increasing public travel at that location; and

That the erection of such bridge would be too expensive for such Township to bear and a great burden upon the inhabitants thereof.

And praying the Court to appoint proper persons qualified according to law, to view the place for said bridge and inquire whether such bridge is necessary and too expensive for such Township to bear as aforesaid and make report of their proceedings to Court.


Attorney for Petitioners.

We hereby accept service of the above notice this 9 th day of June, A. D. 1919.

 , Supervisor.
 , Supervisor.
 , Supervisor.

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

To T. Stanton Davis, H. B. Heffley and E. W. Baumgardner,
Commissioners of Cambria County, Pennsylvania.

Gentlemen:-

You will please take notice that the petition of certain inhabitants of Lower Yoder Township, Cambria County, Pennsylvania, will be presented to the Court of Quarter Sessions of Cambria County on Monday the 9 th day of June, A. D. 1919, representing as follows:-

That it has become necessary to erect a new bridge to take the place of the existing bridge over Elk Run, at the place where the "Edwards Hill" township road to Johnstown crosses the said run in said Lower Yoder Township, said place being distant about 1,500 feet in a Southerly direction from the intersection of said "Edwards Hill" road with the line of the City of Johnstown, and about 50 feet in a Southerly direction from the intersection of said "Edwards Hill" road with the public road leading to Estherville in said Township.

That the existing bridge heretofore erected at that location has become insufficient to properly accomodate the greatly increasing public travel at that location; and

That the erection of such bridge would be too expensive for such Township to bear and a great burden upon the inhabitants thereof.

And praying the Court to appoint proper persons qualified according to law, to view the place for said bridge and inquire whether such bridge is necessary and too expensive for such Township to bear as aforesaid and make report of their proceedings to Court.

H. P. Reese

Attorney for Petitioners.

We hereby accept services of the above notice this 9th th day of
June, A. D. 1919.

Jas. Williams

In the Court of Quarter Ses-
sions of Cambria County, Pa.
No. *3 June* 1919.

Petition of
Inhabitants of LOWER
Yoder Township for a
New Bridge over ELK Run on
the Edwards Hill Road.

Filed 9 June 1919

Now, June 9, 1919, the within
petition read and considered

J. H. Owens Co.,
Jonathan Hoppe and
Paul Platt Coughlin
are appointed viewers as
within prayed for.

W. P. Reeves

W. P. Reeves
ATTORNEY AT LAW
JOHNSTOWN, PENNA.
CITY BUILDING

REPORT OF INSPECTORS.

TO THE HONORABLE JUDGES OF THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA.

We, the undersigned, appointed by your Honorable Court to inspect the Bridge across Elk Run in Lower Yoder Township at the place where a public highway from Morrellville (Now 18th Ward, Johnstown City) to Southmont Borough crosses the said Creek, do respectfully report, that having been sworn according to law we inspected said Bridge on the 11th day of September, 1920, and hereby report that we find the same has been constructed in accordance with the plans and specifications and recommend that it be accepted by the County and that the Contractor, Fred Zipf & Son, of Johnstown, Pa., be paid the sum of ONE THOUSAND THREE HUNDRED EIGHTY-ONE and TWENTY-FOUR ONE HUNDREDTH (\$1381.24) DOLLARS, being the balance due on the contract price of FIVE THOUSAND TWO HUNDRED TWENTY-FOUR and FIFTY ONE-HUNDREDTH (\$5224.50) DOLLARS.

Geo. Masterton
Calvin Overhoff
Geo. J. Devlin
W. G. P. Linnagan
Francis J. Seifert
John R. Schuabel
Inspectors.

#3 June Term 1919

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

REPORT OF INSPECTORS

INSPECTING BRIDGE ACROSS ELK
RUN IN LOWER YODER TOWNSHIP AT THE
PLACE WHERE A PUBLIC HIGHWAY FROM
MORRELLVILLE (NOW 18th WARD,
JOHNS TOWN CITY) TO SOUTH MONT BORO.
CROSSES THE SAID CREEK.

Filed 13 September 1920.

And now, September 13, 1920,
the within report of Inspectors
approved.

Marlin B. Stephens

Pres. Judge.

Commonwealth of Pennsylvania, }
County of Cambria. } SS.

At a Court of Quarter Sessions of the Peace of the County of Cambria held at Ebensburg, in the said County, on the Ninth day of June A. D. 191 9, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Lower Yoder, in the said County, setting forth that they labor under inconvenience for want of a Bridge ~~road of highway, to lead from~~

That it has become necessary to erect a new bridge to take the place of the existing bridge over Elk Run, at the place where the "Edwards Hill" township road to Johnstown crosses the said run in said Lower Yoder Township, said place being distant about 1500 feet in a Southerly direction from the intersection of said "Edwards Hill" road with the line of the City of Johnstown and about 50 feet in a Southerly direction from the intersection of said "Edwards Hill" road with the public road leading to Estherville in said Township.

That the existing bridge heretofore erected at that location has become insufficient to properly accommodate the greatly increasing public travel at that location.

That the erection of such bridge would be too expensive for such Township to bear and a great burden upon the inhabitants thereof

and therefore praying the Court to appoint proper persons to view and lay out the same according to law. The Court, upon due consideration had of the premises, do order and appoint

L. R. Owens surveyor, and

Johnathan Horrocks, and Phil Caulfiel

bridge
viewers, to view the ground proposed for said ~~road~~ bridge and if they view the same, and shall agree that there is occasion for such ~~road~~ bridge, they shall proceed to lay out the same, having respect to the shortest distance and the best ground for ~~road~~ bridge, and in such manner as shall do the least injury to private property, and also be as far as practicable, agreeable to the desires of the petitioners, and that they make a report of their proceedings to the next Court of Quarter Sessions to be held for said County, stating particularly whether they judge the same necessary for a ~~public road~~ bridge, together with a plot or draft thereof, and the courses and distances, and references to the improvements through which it may pass:

By the Court.

Attest:

Frank C. Ross, Clerk.

NOTE. "It shall be the duty of all persons appointed in the several counties of this Commonwealth to view and review any public or private road or bridge, if they shall decide in favor of locating said road or bridge, to endeavor to procure from the person or persons over whose land such location may be made releases from all claims for damages that might arise from the opening of such road or the building of such bridge; and in every case where said viewers shall fail to procure such releases, and it shall appear to them that any damages will be sustained, it shall be their duty to assess the damages and make report thereof signed by a majority of their number, and return the same, together with all releases obtained, to the Court of Quarter Sessions, and the damages so assessed shall be conclusive, or may be subject to appeal, review or modification, as may be provided by existing laws in the different counties of this Commonwealth."

"The persons appointed as aforesaid shall view such ground, and if they shall agree that there is occasion for a road, they shall proceed to lay out the same, having respect to the shortest distance, and the best ground for a road, and in such manner as shall do the least injury to private property, and also be, as far as practicable, agreeable to the desire of the petitioners."

"The viewers, as aforesaid, shall make report at the next term of said Court, and in the said report shall state particularly: First, who of them were present at the view, second, whether they were severally sworn or affirmed; third, whether the road desired be necessary for a public or private road; they shall also annex and return to the Court a plot or draft thereof, stating the courses and distances, and noting briefly the improvements through which it may pass; and, whenever practicable, the viewers shall lay out the said roads at an elevation not exceeding five degrees (except at the crossing of ravines and streams), where, by moderate filling and bridging, the declination of the road may be preserved within that limit."

NO. <u>3</u> ;	June	SESSION, 191 <u>9</u>
Order to view	Bridge over Elk Run on the Edwards Hill Road, in Lower Yoder Township.	
JUL 1 1919 CERTIFIED		
Viewers:		
L. R. Owens, C.E. Johnathan Horrocks, Phil Caulfiel		
Clerk	Robb	90 cts.
Filed 11 July 1919		