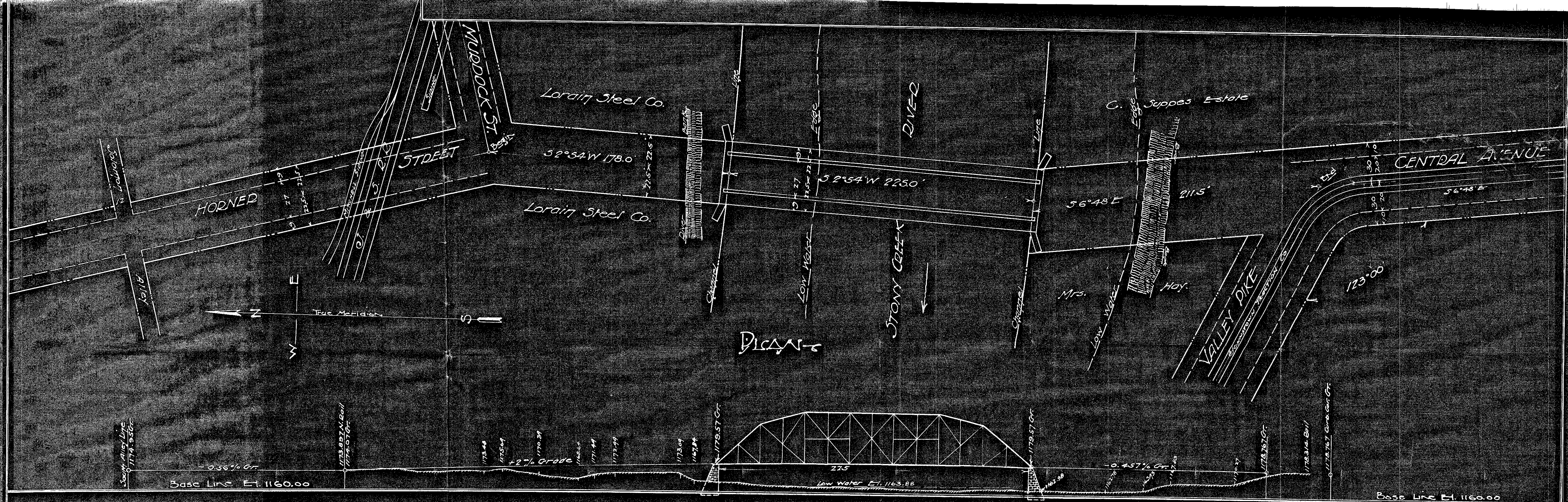


R.O. #2 Dec. 1913
Not microfilmed



PROFILE

Order No. 2- December Session, 1913.

Viewers:-

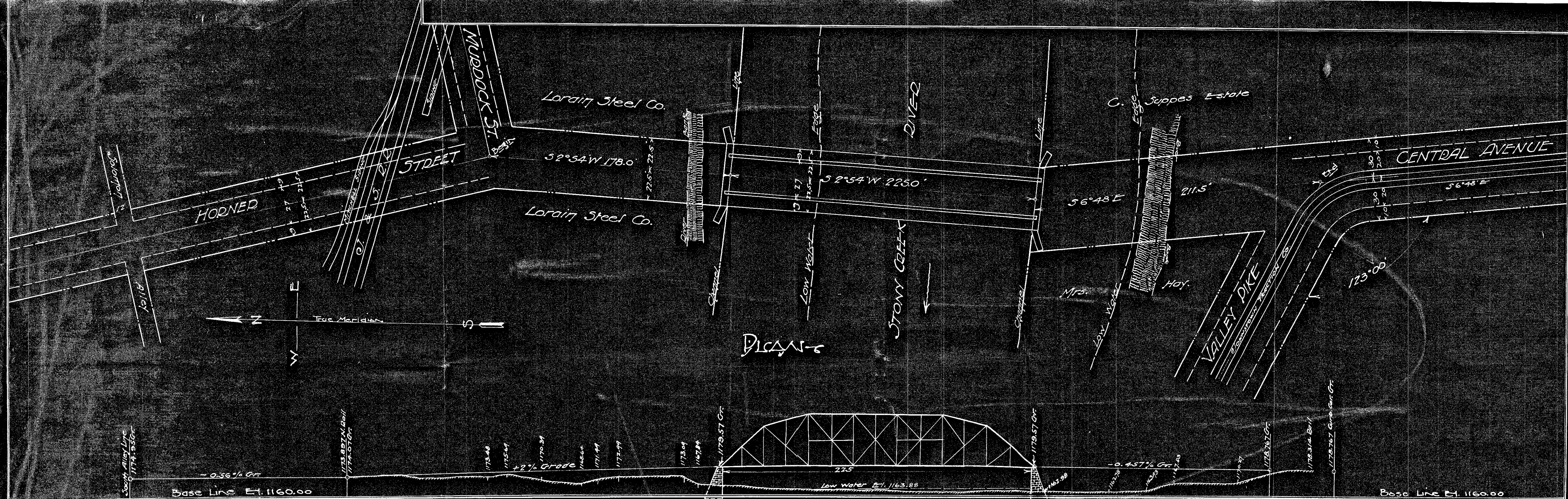
S. E. Dickey
Geo. K. Shryock
Russell R. Yost.

VIEW OF PROPOSED BRIDGE Situate

Between the 7th. & 8th. Wards,
Johnstown City, Penna.

Scale 1"=40'. S. E. DICKEY & CO. Feb 24, 1914.
CIVIL & MINING ENGINEERS
JOHNSTOWN - PA.

Not Microfilmed



PROFILE

Order No. 2- December Session, 1913.

Viewers:-

S. E. Dickey
Geo. K. Shryock
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VIEW OF PROPOSED BRIDGE Situate

Between the 7th & 8th Wards,
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Civil & Mining Engrs.
Johnstown, Pa.

7

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

The petition of the undersigned inhabitants of the City of Johnstown, a municipality of the third class, organized under the laws of the Commonwealth of Pennsylvania, respectfully represents:

That the necessity exists for a bridge over Stonycreek River, a public highway of the Commonwealth of Pennsylvania, in the City of Johnstown aforesaid, at a place where Horner Street, a public highway of said City, crosses the said Stonycreek River, and connects with Central Avenue, also a public highway of said City;

That the expense of erecting said bridge would be burdensome upon the inhabitants of the said City and more than it is reasonable they should bear.

Your petitioners therefore pray the Court to appoint proper persons, qualified according to law, to view the place proposed for said bridge and inquire whether such bridge is necessary as aforesaid, and make report at the next term of the Court.

Geo. P. Snappes
W. H. Miller
F. M. Cohen
John W. Cramer
Harry W. Smith
Geo. Campbell
J. H. Gentry
Amos H. Harnes
William Ernest
F. B. Kinney
Henry Backus
Walter D. Garner

L. C. Smith
O. W. Boyer
Geo. T. Ellinger
John Shelley
Noah Lindbergh
W. DeFries
S. D. Jones
Joseph R. Gable
John G. Bach
Wm. Brimmer
A. H. Horn
P. L. Gardner

W. C. Huebner
George Miller
Albert Miller
Hoy Engelhardt
Henry Ross
James Dan
Thiele Construction Co.
J. W. Strayer
Evan Thomas
Milt A. Livingston
G. W. Ellenberger
George Mahan
Geo. A. Thumier
Sam Kaufman
A. G. Hoffman
L. R. Hershey
Geo. P. Bauer
B. J. Egarter
Smith Bros.
Rev Mfg. Co. Rev. Wm. Schaffer
Walter Schaffer

Chas. Frank
Wm. H. Hylers
C. H. Leitenberger
Mulvihill Bros
J. H. Greer's Sons
Swank Hardware Co.
Frank H. Goebert
J. G. Greter
J. J. J. J. J.
William Schaeffer
Samuel Schuch
J. M. Schuman
Lincoln Messinger
Geo. W. Thomas
Norman Statter
J. A. T. T. T.
Wm. R. F. F.
Abraham Cohen
F. A. Joy
J. R. Joy
W. R. Bruman

STATE OF PENNSYLVANIA, {
COUNTY OF CAMBRIA, {SS:

Personally appeared before me, the undersigned authority, Lincoln Messenger, one of the petitioners above named, who being duly sworn according to law, says the statements made in the foregoing petition are true and correct.

Lincoln Messenger

Sworn to and subscribed before me this twenty-ninth day of November, A. D. 1913.

Wahne J. Baumgardner
Notary Public.
My com. expires

D E C R E E

And Now, December 1st, 1913, within petition read and upon consideration the Court do appoint L. B. Wicks, Frederick Custer and Geo. K. Shryock, Viewers, to view the premises, determine whether there is occasion for such a bridge and whether the expense of erecting the same would be more than reasonable the said City should bear, and perform all other duties in connection with said view, according to law, and make report thereof to the next term of the Court of Quarter Sessions.

By the Court

No 2 December Sess 1913

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

P E T I T I O N

*Bridge over
Stony Creek River
in
City of Johnstown*

Filed 1 December, 1913,

CHARLES C. GREER
LAWYER
JOHNSTOWN, PA.

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY,
TO THE HONORABLE JUDGES OF SAID COURT:

The petition of the undersigned respectfully represents:

That on the First day of December, 1913, a petition was presented for the appointment of viewers of a proposed bridge over the Stonycreek River in the City of Johnstown, more fully therein described, now of record to No. 2 December Sessions, 1913;

That pursuant thereto, the Court did appoint S. E. Dickey, Fred Custer and George K. Schryock, Viewers;

That nothing has been done under the aforesaid appointment, and upon investigation, it appears that no one of the three Viewers so appointed is learned in the law.

Wherefore, your petitioner prays that the appointment of one of the said three Viewers be vacated and another person substituted therein, learned in the law.

Lincoln Messenger

CAMERIA COUNTY, SS:

Personally appeared before me, the undersigned authority, Lincoln Messenger, petitioner above named, who being duly affirmed according to law, says the statements made in the foregoing petition are true and correct.

Lincoln Messenger

Affirmed and subscribed before me this *seventeenth* day of January, A. D. 1914.

Maahon J. Banningardner
Notary Public.
My com. expires *25 March 1917*

DECREE

And Now, the Twentieth day of January, 1914, within
petition read, and upon consideration, the Court do revoke
the appointment of _____, Viewer, and
substitute therefor _____, so that
the Viewers in the foregoing proceeding shall consist of

_____, _____
and _____.

No 2 Dec 1913

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

Petition for Change
in Viewers.

Filed 20 January 1914.

Jan'y. 20, 1914 this petition
of ~~Franklin~~ and Russell R.
York Eng. & Mfg. Co.
George H. Shryock are
appointed viewers.
By the court

CHARLES C. GREER
LAWYER
JOHNSTOWN, PA.

KNOW ALL MEN BY THESE PRESENTS,

That we, Lincoln Messenger, William Schenkemeyer and Howard C. Cook, of the City of Johnstown, County of Cambria, State of Pennsylvania, are held and firmly bound unto the Commonwealth of Pennsylvania, in this sum of fifty dollars (\$50.00), 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, we bind ourselves, our heirs, executors and administrators, and every of them, firmly by these presents. Sealed with our seals and dated the First day of December, in the year of our Lord one thousand nine hundred and thirteen (1913).

WHEREAS, a petition is being presented to the Court of Quarter Sessions of Cambria County, Pennsylvania, for the erection of a certain bridge over the Stonycreek River, connecting two highways; in the City of Johnstown.

Now the Condition of this Obligation is such that should the proposed bridge not be granted as prayed for in said petition, and the petitioners pay the legal expenses of said view, then this obligation to be void; otherwise, to be and remain in full force and virtue.

Signed, sealed and delivered
in the presence of

Ella L. Maser
J. Frank Miller

Lincoln Messenger (SEAL)

William Schenkemeyer (SEAL)

Howard C. Cook (SEAL)

IN THE COURT OF QUARTER
SESSIONS, CAMBRIA COUNTY

In Re Petition for
Bridge in the City of
Johnstown, Penna.

B O N D

*Now Ad. 4/19/13
Baird of Penna.
By the Court*

In matter of } No. 2 Dec. Sessions 1913
 Bridge over }
 Spring Creek }
 City of Houston }
 vs. }
 The Commission }
 of Houston }
 County }

In Court of the County of
 Brazoria Co. Tex.

Re: Viewers filed March 2, 1914 -

On June 5, 1913 report of
 viewers in case above stated
 having been filed, no exceptions made
 thereto, Grand jury, after hearing witnesses
 are of opinion and do find, upon and
 budget necessary, that its erection is
 more expensive than City can reasonably bear,
 said City of Houston being City of third class.

It is therefore recommended that
 the Commissioners of Brazoria County
 assist City of Houston in the erection
 thereof, and suggest that out of the
 County funds the sum of thirty thousand
 dollars be expended in assisting in
 cost of erection and construction of said
 bridge.

M. L. Warren

Townman Grand Juror

On June 5, 1914 the within recommendation
 of the grand jury is approved
 By the Court

No. 2. Dec. Session 1913

In Court of Appeals
County of Calaveras

No. 2. Dec. Term 1913

In Re Bridge at Horns
H. J. City of Johnstone
Recommendation

by
James J. May

June 1914.

Filed 25 June 1914.

In re Bridge over Stonycreek
River at place where Horner
Street crosses said River in
the City of Johnstown, Cam-
bria County, Pennsylvania.

In the Court of Quarter Sessions of
Cambria County, Pa.
No. 2 December Sessions, 1913.

Now June 5th, 1914, the Court do find that the aforesaid bridge is necessary, and that the erection of the same will require more expense than it is reasonable that the City of Johnstown, a City of the Third Class, in said County, should bear, and the County Commissioners have not deemed it advisable to enter such bridge on record as a County bridge, it is therefore ordered that it is proper to assist the said City in the building and erection of said bridge, and it is directed that the Commissioners of Cambria County furnish the City of Johnstown out of the county funds, the sum of Thirty Thousand Dollars as part of the money necessary to build said bridge.

By the Court

all over

Filed 5 June 1914

Commonwealth of Pennsylvania, }
County of Cambria. }

At a Court of Quarter Sessions of the Peace of the County of Cambria held at Ebensburg, in the said County, on the... 1 day of.. **December** A. D. 19013 , before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the ~~Township of~~ **City of Johnstown**,....., in the said County, setting forth that ~~they have under incum-~~ ~~brance of the same~~ the necessity exists for a ~~bridge over Stonycreek River~~ **bridge over Stonycreek River**, a public highway of the Commonwealth of Pennsylvania, in the **City of Johnstown**, aforesaid, at a place where **Horner Street**, a public highway of the said City, crosses the said **Stonycreek River**, and connects with **Central Avenue**, also a public... highway of the City:

...The expense of erecting said bridge would be burdensome upon the inhabitants of the ~~city~~ said City and more than it is reasonable... they should bear.

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 **S. E. Dickey**.....surveyor, and.....
~~R. R. Dickey~~
~~and~~ **George K. Shryock**.....

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 a ~~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~~ **bridge** ~~road~~, 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:

A. J. Kinkaid, 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. 2 - x - 1 - December Session, 1903.

Order to View Bridge over
Stonycreek River in the City
of Johnstown.

Filed 2 March 1904 in

*open book and affirmed
under R. R. Yost Esq.*

Viewers.

S. E. Dickey

R. R. Yost Esq.

W. J. Custer

George K. Shryock

Clerk 90 cts.

Greer

BERNARD MOUNTAIN-HERALD ELECTRIC PRINT.

January 20th this petition presented and Russell R. Yost Esq., S. E.
Dickey and George K. Shryock are appointed Viewers.

By the Court

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY

In re bridge over Stonycreek River	{	No. 2 December Session
at intersection of Horner Street,	}	1913
in the city of Johnstown, Penna.	((Report of Viewers.

To the Honorable MARLIN B. STEPHENS, PRESIDENT JUDGE of the above mentioned court.

We, the undersigned viewers appointed by the annexed order, to view the above mentioned bridge respectfully report that we have been duly sworn as members of the permanent board of viewers as shown by the records of the above court, that having given due public notice of said view and of the time and place of meeting by posting notices as required by law in the vicinity of the proposed site of the bridge, and by service of such notices on the County Commissioners of Cambria County and the Mayor and Council of the City of Johnstown acceptance of service of such notices being hereto attached; we met in accordance with said notices given on the 21st day of February, A. D., 1914 at 9:00 o'clock A. M. and viewed the premises and are of the opinion that a necessity exists for said bridge. That the expense of erecting said bridge would be burdensome upon the inhabitants of said city and more than it is reasonable they should bear. Therefore we proceeded to layout said bridge having due respect to the shortest distance and best ground for same and in such manner as would be as near as practicable to the desire of the petitioners and at the same time do the least injury to private property, a plot or draft of said bridge as laid out by us is hereto attached and made part of this report, and herewith returned for public use, which shows said approaches and bridge to take the following courses and distances:-

Beginning at the intersection of Murdock and Horner Streets in the Seventh Ward of the City of Johnstown, Pennsylvania; thence

S. 2° 54' W., 178.0 feet to the face of the proposed right abutment thence S. 2° 54' W., 225.0 feet being the full span of the proposed bridge to the face of the proposed left abutment; thence along Central Avenue, as laid out and dedicated on the C. Suppes Estate, Plan of Lots S. 6° 48' E., 211.5 feet to the intersection of the Valley Pike.

The plot or draft hereto attached shows the improvements and the owners of the adjacent property along the approaches to said bridge, said approaches passing through a piece of ground belonging to the Lorain Steel Company and aforesaid Central Avenue.

The extension of Horner Street across the above mentioned ground of the Lorain Steel Company to low water mark of the Stonycreek River has been provided for by an ordinance of the City of Johnstown, therefore said abutments and approaches will be on ground provided for as public highways of the City of Johnstown to which we assess no damages, and aforesaid Central Avenue being shown on the Suppes Estate Plan of Lots for a street we assess them no damages.

During the view for the proposed bridge several citizens of the aforesaid City were present and heard and after due consideration of all the matters so before us we are of the opinion that there is a necessity for said bridge as laid out and the expense of erecting same would be burdensome upon the inhabitants of the said City and more that it is reasonable they should bear, and that the said bridge is necessary for the traveling public.

WITNESS our hands this 25th day of February, A. D. 1914

J. E. Dickey

Geo. H. Shyock

Charles J. W.

Viewers.

In re petition for bridge over
Stonycreek River in the City
of Johnstown, Pa.

(In the Court of Quarter Sessions
(of Cambria County, Pa.
(No. 3 December Term, 1913.

Take Notice that Russell R. Yost, S. E. Dickey and George K. Schryock, Viewers, duly appointed by the Court of Quarter Sessions of Cambria County, Pennsylvania, to view the premises hereinafter described, will meet at 9:00 o'clock a.m. on February 21, 1914, at the intersection of Horner Street and the Stonycreek River, being the point of beginning of the proposed bridge, for the purpose of viewing said premises and determining whether or not necessity exists for a bridge over the Stonycreek River in the City of Johnstown aforesaid where Horner Street crosses Stonycreek River and connects with Central Avenue, all public highways already opened, of the city aforesaid.

RUSSELL R. YOST

S. E. DICKEY

GEORGE K. SCHRYOCK

Board of Viewers.

2-11-1914.

The Mayor and Council of the City of Johnstown hereby accept service of the above notice.

John W. Cramer
Clerk.

The Board of County Commissioners hereby accept service of the above notice.

2/14-14

C. E. Trofoll
Clerk.

In re petition for bridge over
Stonycreek River in the City
of Johnstown, Pa.

In the Court of Quarter Sessions
of Cambria County, Pa.
No. 2 December Term, 1913.

Take Notice that Russell R. Yost, S. E. Dickey and George K. Schryock, Viewers, duly appointed by the Court of Quarter Sessions of Cambria County, Pennsylvania, to view the premises hereinafter described will meet at 9:00 o'clock a.m. on February 21, 1914, at the intersection of Horner Street and the Stonycreek River, being the point of beginning of the proposed bridge for the purpose of viewing said premises and determining whether or not necessity exists for a bridge over the Stonycreek River in the City of Johnstown aforesaid, where Horner Street crosses Stonycreek River and connects with Central Avenue, all public highways already opened, of the City aforesaid.

RUSSELL R. YOST

S. E. DICKEY

GEORGE K. SCHRYOCK

Board of Viewers.

2-10-1914

Johnstown, Pa., February 26, 1914.

Cambria County.

TO S. E. DICKEY, GEORGE K. SHRYOCK AND RUSSEL R. YOST DR.

For View of Bridge over Stoneycreek River at the intersection of
Horner Street in the City of Johnstown, Pennsylvania.

TO S. E. DICKEY DR.

Feb. 21	To making view and survey - 1 day	\$5.00	
	Chainmen } H. Hildebrand -- 1 day	2.00	
			\$9.00
	Mileage for S. E. Dickey and Chainmen		.30
23	Plotting survey and making draft -- 1 day		5.00
24	Preparing, writting report and having same signed 1 day		5.00
	Tracing cloth		.20
	Blue prints		.50
			<u>\$20.00</u>

TO RUSSEL R. YOST DR.

Feb. 13	Preparing, serving and posting notices -- 1 day	\$5.00	
21	Making view -- 1 day		5.00
	Mileage		.10
			<u>\$10.10</u>

TO GEORGE K. SHRYOCK DR.

Feb. 21	Making view -- 1 day	\$5.00	
	Mileage		.40
			<u>\$5.40</u>

TOTAL COST OF THIS VIEW ----- \$35.50