



MAP SHOWING VIEW
 of
PROPOSED BRIDGE
 ~ ACROSS ~
TROUT RUN

PORTAGE BOROUGH CAMBRIA CO., PA.
 VIEWED AUG. 16. 1910.
 SCALE 1" = 30'

Length of Bridge between
 Abutments = 30 Feet. Width
 of Driveway = 30 Feet. Bridge
 Floor to be 7 feet above
 Low Water.

- #3 JUNE SESSION 1910 -

FRANK BAKER, Surveyor
 CHARLES MANGUS. } VIEWERS-
 JOHN HANNAN.

2181-131-152

R. D#3 June 1910

Lat Microfilmed

Know all men by these presents, That we W. H. Shagle
Charles Lippitt and C. C. Grayson Resi-
dent property holders of the Township of Lower Yoder in Cambria County
Pennsylvania, and are held and bound to the Commissioners of Cambria
County, in the sum of Three Hundred Dollars lawful money of the United
States, to be paid to the said Commissioners of Cambria County, its cer-
tain attorney, successors or assigns, to which payment well and truly to
be made and done, we do bind ourselves, our heirs executors, administrators
and assigns and every of them, firmly by these presents. Sealed with our
seals and dated the 6 day of June 1910

The condition of this obligation is such. That whereas certain prop-
erty holders have petitioned the Court of Quarter Sessions of Cambria
County, for the laying out of a public road in the said township, leading
from a point at the intersection of J. Street in the 18th Ward of the
City of Johnstown, to a point on a public road leading to Hahn's Slaughter
house in said Township, and if they shall pay to the Treasurer of Cambria
County the costs of these proceedings if demanded by the said County Com-
missioners, otherwise this bond to be null and void.

Signed sealed and delivered
in the presence of
Reinhold Schriber
A. J. Tranter
James A. Tullis

W. H. Shagle Seal
Charles Lippitt Seal
C. C. Grayson Seal

In the Quarter Sessions

In re Road, In Lower Yoder
Township.

Bond

and now June 6th 1910
The within Bond
Approved

By the Court

Filed 6 June, 1910.

Martin

In Re Road in Lower Yoder
Township Cambria County.

To the Commissioners of Cambria County.

You will please take notice that a petition will be presented to the Court of Quarter Sessions of Cambria County, on this 6th day of June 1910, at 10 O'Clock A.M. signed by residents of said township, for the appointment of viewers to view and lay out a road in Lower Yoder Township in said county, leading from a point at the intersection of J. Street in the 18th Ward of the City of Johnstown adjoining said township, to a point on a public road leading to Hahns Slaughter House near the residence of Daniel Felix in said Township.

And now June 6th 1910

Service accepted.

Robert H. H. H.

Robert H. H. H.

J. P. Martin

Attorney for Petitioners.

In re Road in Lower Yoder
Township.

Notice to County Commission
ers.

In the Court of Quarter Session of Cambria County:

To the Honorable F.J. O'Connor Judge of the above named Court:

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

That your petitioners labor under great inconvenience for want of a public road or highway, to lead from a point at the intersection of J Street in the 18th Ward of the City of ^{Adjoining said Township} Johnstown in said county, to a point on a public road leading to Hahn's Slaughter house near the residence of Daniel Felix in said township.

Your petitioners therefore pray the Court to appoint proper persons to view and lay the same and they will ever pray.

Sh. H. Slagle
Chas. Griffith
A. J. Trauter
Bud. Homer
W. C. Roberts
Loft. Harner
Joe. Bach
Ollyworth Claridge
Porter Slagle
Albert Williams
James A. Felix

C. C. Brazier
G. W. G. Brazier
D. R. G. C.
J. H. Brazier
Samuel Still
Roy Brazier

State of Pennsylvania |
County of Cambria | SS.

Personally appeared before me a ^{Notary Public} in and for the said county D.H. Slagle, one of the above signers, and who being duly sworn according to law, says that the facts as set out in the above petition are true and that the signatures of the petitioners herein are in their respective hand writings.

Sworn and subscribed to this
the 4th day of June 1910

Dan L. Brown
Notary Public

David H. Slagle
C. C. Brazier

My Commission expires at the next session of court

No. 2 June Sess. 1910.

In the Quarter Sessions of
Cambria County.

Petition of Residents for a
Public Road *Lower Gools*
Township.

And Now June 6th 1910, the with
in petition read and consider
ed.

The Court appoint S.G. Fetter-
man, Surveyor, Victor Faith and
David Shagle viewers, for the
purpose prayed for.

[Signature]

Filed 6 June, 1910.

Martin

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... *Sixth*... day of... *June*... A. D. 190... before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of... *Lewis Yoder*..., in the said County, setting forth that they labor under inconvenience for want of a... *public*... road or highway, to lead from a point at the intersection of *G Street in the 1st Ward of the City of Johnstown* adjoining said township, in said county, to a point on a public road leading to *Hahn's Slaughter house near the residence of Daniel Felix in said township*...

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. G. Fetterman*... surveyor, and *Victor Faib* and *David Shlagle*... viewers, to view the ground proposed for said road, and if they view the same, and shall agree that there is occasion for such 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 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 or private 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:

S. S. Kinkadee, 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. 21, June SESSION, 1900

Order to view ...
 toward ...
 Townships ...

Viewers.

S. S. Patterson
 Victor Faith
 David Shagle

Clerk ... 90 cts.
 ...
 ...

State of Pennsylvania)
County of Cambria)

In Re Road in Lower Yoder Township.

ss.

Personally appeared before me at Alderman in and for
the sate and county aforesaid, and who being duly sworn according to law
says that as viewers, appointed by the Court of Quarter Sessions of Cam-
bria County, we will performe our duties in the premises with zeal and
fidelity.

Sworn and subscribed to this
the 9 day of July 1910

Joseph Horuberg
Alderman
my commission expires first
Monday of May 1913

S. G. Fetterman
Victor E. Faith
David S. Eagle

And now August 20th 1910, We the undersigned viewers respectfully
repprt, that we view the premises in the above stated road, and report
that a road as mentioned in the order to view is not necessary.

S. G. Fetterman
Victor E. Faith
David S. Eagle

Viewers.

No. 3 June Session 1910

In Re Road Im Lower Yoder

Report of viewers r

Filed *5 September* 1910

in open court,

Martin

*5 Sept. 1910. Approved,
By the court,*

To the Honorable F. J. O'Connor, President Judge of the Court of Quarter Sessions of Cambria County:

We, the subscribers, appointed by the within order of Court, to view and report upon the necessity for proposed bridge respectfully report: That having all been present at the view and having all been first severally sworn according to law, and having given notice according to law, copies whereof accompany this report, together with a map of the locus in quo which is hereto attached and made part of this report, we have viewed the premises and are of the opinion that a bridge over Trout Run in the Borough of Portage, Cambria County, Pennsylvania, at the point in the within mentioned order designated, to wit: where said Run crosses Caldwell Avenue of said Borough at a point about thirteen hundred feet from the Borough line is necessary, and that the erection of such bridge would be attendant with more expense than it is reasonable the said Borough should bear.

Witness our hands this Eighteenth (18th) day of August, A. D. 1910.

Witness:

Florence M. Gorin

Frank Baker
Charles Mumphy
John Hamman

Viewers.

Bill of Costs.

| | | | |
|----------------------------------|-----------------|------------|------------|
| Frank D. Baker, Surveyor, Viewer | 1 day in field, | 5.00 | |
| " " " " | " 1 " " office, | 5.00 | |
| " " " " | " 16 miles, | <u>.80</u> | 10.80 |
| Charles Mangus, Viewer, | 1 day, | 3.00 | |
| " " " | 3 miles, | <u>.10</u> | 3.10 |
| John Hannan, Viewer, | 1 day, | 3.00 | |
| " " " | 19 miles, | <u>.95</u> | 3.95 |
| Florence M. Govier - | 3 affidavits, | | <u>.75</u> |
| | | | \$ 18.60 |

NOTICE OF BRIDGE VIEW.

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions of Cambria County, Pennsylvania, to view the ground for a public bridge over Trout Run where the said Run crosses Caldwell Avenue, a public highway in the Borough of Portage, at a point about 1300 feet from the Borough line (Caldwell Avenue being the extension through Portage Borough of a township road leading from Wilmore to Portage station), will meet in said Borough where said Run crosses said Caldwell Avenue, as hereinbefore designated, at 2 o'clock P. M. on the Sixteenth (16th) day of August 1910 for the purpose of viewing said premises.

July 30, 1910.

Frank Baker

Charles Mangus

John Hannan

Viewers.

NOTICE OF BRIDGE VIEW.

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions of Cambria County, Pennsylvania, to view the ground for a public bridge over Trout Run where the said Run crosses Caldwell Avenue, a public highway in the Borough of Portage, at a point about 1300 feet from the Borough line (Caldwell Avenue being the extension through Portage Borough of a township road leading from Wilmore to Portage station), will meet in said Borough where said Run crosses said Caldwell Avenue, as hereinbefore designated, at 2 o'clock P. M. on the Sixteenth (16th) day of August 1910 for the purpose of viewing said premises.

Frank Baker

Charles Mangus

John Hannan

Viewers.

July 30, 1910.

The undersigned Commissioners of Cambria County hereby acknowledge having received notice of the presenting of the petition for the foregoing bridge and also notice of the aforesaid view.

July 30, 1910.



Commissioners of Cambria County.

bridge and also notice of the aforesaid view.

having received notice of the presenting of the petition for the foregoing

The undersigned Commissioners of Cambridge County hereby acknowledge

Witness.

JULY 20, 1910.

John Hannan

Charles Handus

Frank Baker

face.

*Accepted by
Commissioners
Notice*

Eighteenth (18th) day of August 1910 for the purpose of viewing said Drew-
Gardwell Avenue, as hereinbefore designated, at 5 o'clock P. M. on the
Portside station, will meet in said Borough where said run crosses said
through Fortis's Borough of a former road leading from Wilmore to
1300 feet from the Borough line (Gardwell Avenue being the extension
Avenue, a public highway in the Borough of Portside, at a point about
for a public bridge over front run above the said run crosses Gardwell
of Greater Sessions of Cambridge County, Pennsylvania, to view the Ground

Notice is hereby given that the Viewers appointed by the Court

NOTICE OF BRIDGE VIEW.

NOTICE OF BRIDGE VIEW.

Notice is hereby given that the Viewers appointed by the Court of Quarter Sessions of Cambria County, Pennsylvania, to view the ground for a public bridge over Treat Run where the said Run crosses Caldwell Avenue, a public highway in the Borough of Portage, at a point about 1500 feet from the Borough line (Caldwell Avenue being the extension through Portage Borough of a township road leading from Wilmore to Portage station), will meet in said Borough where said Run crosses said Caldwell Avenue, as hereinbefore designated, at 2 o'clock P. M. on the Sixteenth (16th) day of August 1910 for the purpose of viewing said premises.

Frank Baker

Charles Mangus

John Hannan

Viewers.

July 30, 1910.

We, the undersigned authorities of the Borough of Portage, hereby accept notice of the proposed view.

July 30, 1910.

John J. Green
Borough
John Doney

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... Fifteenth... day of... June... A. D. 1900, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Borough of... Portage....., in the said County, setting forth that they labor under inconvenience for want of a..... road or highway, to lead from

a bridge is necessary over Irons Run where the said Run crosses... Caldwell Avenue, a public highway in said Borough at a point... about... Thirteen Hundred Feet (1300) from the Borough line (Caldwell Avenue being the extension thru Portage Borough of a Township Road leading from Nimrow to Portage Station); and that the expense of erecting said bridge would be burdensome to the inhabitants of said Borough and more than 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

Frank Baker..... surveyor, and...
John Manigus and John Hamman.....

viewers, to view the ~~ground~~ ^{site} 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, 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 or private 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:

S. S. Kirkhead..... 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 the ravines and streams), where, by moderate filling and bridging, the declination of the road may be preserved within that limit."

State of Pennsylvania, :
 : ss.
 Cambria County, :

Personally appeared before me, a Notary Public, in and for Cambria County, Frank D. Baker, Charles Mangus, and John Hannan, who, having severally been duly sworn according to law, say they will perform their duties as viewers in the aforesaid proceedings with zeal and fidelity.

Witness my hand and Notarial seal this Sixteenth (16th) day of August, A. D. 1910.

Frank Baker
Charles Mangus
John Hannan

Thomas M. Givens
 Notary Public.
 My commission expires with the end of the next session of the Senate.

NO. 3, JUNE SESSION, 1910.

Order to view...
 Buckner...
 Rums...
 Portage...

Viewers.

Frank Baker
 Charles Mangus
 John Hannan

Clerk... 90 cts.

REMBRANDT VOLUNTEER-HEALD ELECTING PRINT.

No 3 June Sess. 1910.

Report of Viewers etc.

In re proposed bridge
over Trout Run in Borough
of Portage, where said Run
crosses Caldwell Avenue
in said Borough.

Filed 7 September, 1910.

in & out copy.
Sept 7-1910 in the report
was confirmed
as of Sept 5-1910

By the Court

For final confirmation
see approval of the Court
and Grand Jury placed
on the petition chronology

CHARLES C. GREER
LAWYER

SWANK BUILDING, JOHNSTOWN, PA.

THE LEGAL PUBLISHING COMPANY, ATHENS, PENNA.

TO THE HONORABLE M. B. STEPHENS,

President JUDGE OF THE COURT OF COMMON PLEAS

OF CAMBRIA COUNTY.

We, the undersigned, having been appointed by the Court to inspect the Bridge recently erected by Cambria County across ## Trout Run on Caldwell Avenue in Portage Borough, after having been severly sworn, state that we have attended to the duties of the appointment, and beg to report as follows:

That having examined the bridge and abutments we find it to be erected according to the contract, plans and specifications, and in a workmanlike manner, and we do hereby approve the same and recommend that the Contractors The Portage Concrete and Construction Company be allowed the contract price of said bridge.

Witness our hands and seals this 27th day of November 1912.

3470

J. Smith (seal)
J. McDonald (seal)
J. J. Green (seal)
S. Johnson (seal)
Calvin Plummer (seal)
Paul Nelson (seal)

No. 3 June Term 1910.

REPORT of
INSPECTORS.
TROUT RUN BRIDGE
CALDWELL AVENUE
PORTAGE BOROUGH

PAID TO THE STATE OF PENNSYLVANIA

Filed *29 Nov* 1912

RECORDED IN THE OFFICE OF THE CLERK OF THE COURT

TO THE HONORABLE THE JUDGES OF THE COURT OF COMMON PLEAS
OF THE COUNTY OF ALLEGANY
IN SENATE CHAMBERS
AT PITTSBURGH
PA
THIS REPORT WAS PREPARED BY THE INSPECTORS OF THE
PORTAGE BOROUGH TROUT RUN BRIDGE
ON THE 15TH DAY OF JUNE 1910
AND IS HEREBY SUBMITTED TO YOU
BY THE CLERK OF THE COURT

(L)

To the Honorable the Judge of the Court of Common Pleas of the County of Cambria, now holding a Court of Quarter Sessions 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 Trout Run Creek, at the place where a public highway from On Caldwell Ave. in Portage Boro to Portage crosses the said Creek, in the Borough of Portage, 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 the Portage Concrete & Construction Company of Portage, for the building of the above bridge for the sum of \$ 3,470.00; and 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:

W. E. Traylor
Clerk.

W. H. Anderson
J. H. Brown
Commissioners of Cambria County.

No. 3 June Term. 1912.

PETITION

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

Trout Run Creek, in
Portage Borough
Washburn

And now Nov. 22nd A. D. 1912,
the within petition read and consider-
ed and the following persons ap-
pointed Inspectors:

- John McDonald
- Caleb Plummer
- John Green
- Swan Johnson
- Paul Nelson
- James Dick

To make report to the next Court of
Quarter Sessions.

By the Court

Attorney.

Filed 22 Nov 1912

To the Honorable F. J. O'Connor, President Judge of the Court of Quarter Sessions of Cambria County, Pennsylvania.

The petition of the undersigned inhabitants of the Borough of Portage in said County, respectfully prays:

That a bridge is necessary over Trout Run where the said Run crosses Cadwell Avenue, a public highway in said Borough at a point about Thirteen Hundred Feet (1300') from the Borough line (Cadwell Avenue being the extension thru Portage Borough of a Township Road leading from Wilmore to Portage Station); and that the expense of erecting said bridge would be burdensome to the inhabitants of said Borough and more than is reasonable they should bear.

Your petitioners therefore pray the Court to appoint three proper persons, qualified according to law, to view the place proposed for said bridge and inquire whether said bridge is necessary as aforesaid and whether or not it is too expensive for said Borough to bear, and make report thereon at the next term of court.

James G. W. [unclear]

James Flinn

M. A. Davison

Jim Flinn

James Metzler

M. J. George

Ed Flinn

Ed Bortman

Attest over

George Yekley

James Toole

Thomas Thomas

J. A. Schofield M.D.

Chas. H. Bruening

John G. Logan D.D.S.

W. H. Troop

John Doney

P. S. Campbell M.D.

J. J. Dougherty D.D.

John Peabody

Adam Moyer

A. J. Miller

C. J. Stricker

Thomas. Cullen
A. B. Pherrin

State of Pennsylvania :
County of Cambria : SS:

On this 15 day of June, A. D. 1910, personally
appeared before me, the undersigned authority, _____
A. B. Pherrin, one of the petitioners above-named who
being duly sworn according to law, doth depose and say that the state-
ments made in the foregoing petition are true and correct to the best
of his knowledge, information and belief.

A. B. Pherrin

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

A. S. Hinkle, (SEAL)
Clerk S. S.

