

#2 Dec. 1926

Rat Microfilm

Not Michaelmas

In the Court of Quarter Sessions;
Cambria County, Pennsylvania,
No. 2 December Sessions, 1926.

In Re Public Bridge Over
the Stonycreek River, Con-
necting Cornsmaugh Street
in the Second Ward of the
City of Johnstown with Hill-
side Boulevard in the
Fifteenth Ward of the City
of Johnstown, Cambria
County, Pennsylvania

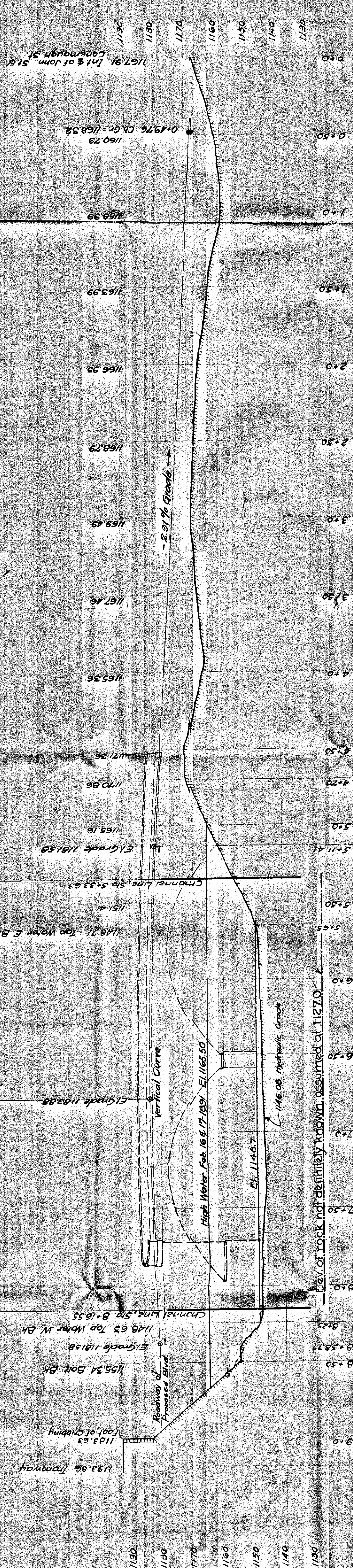
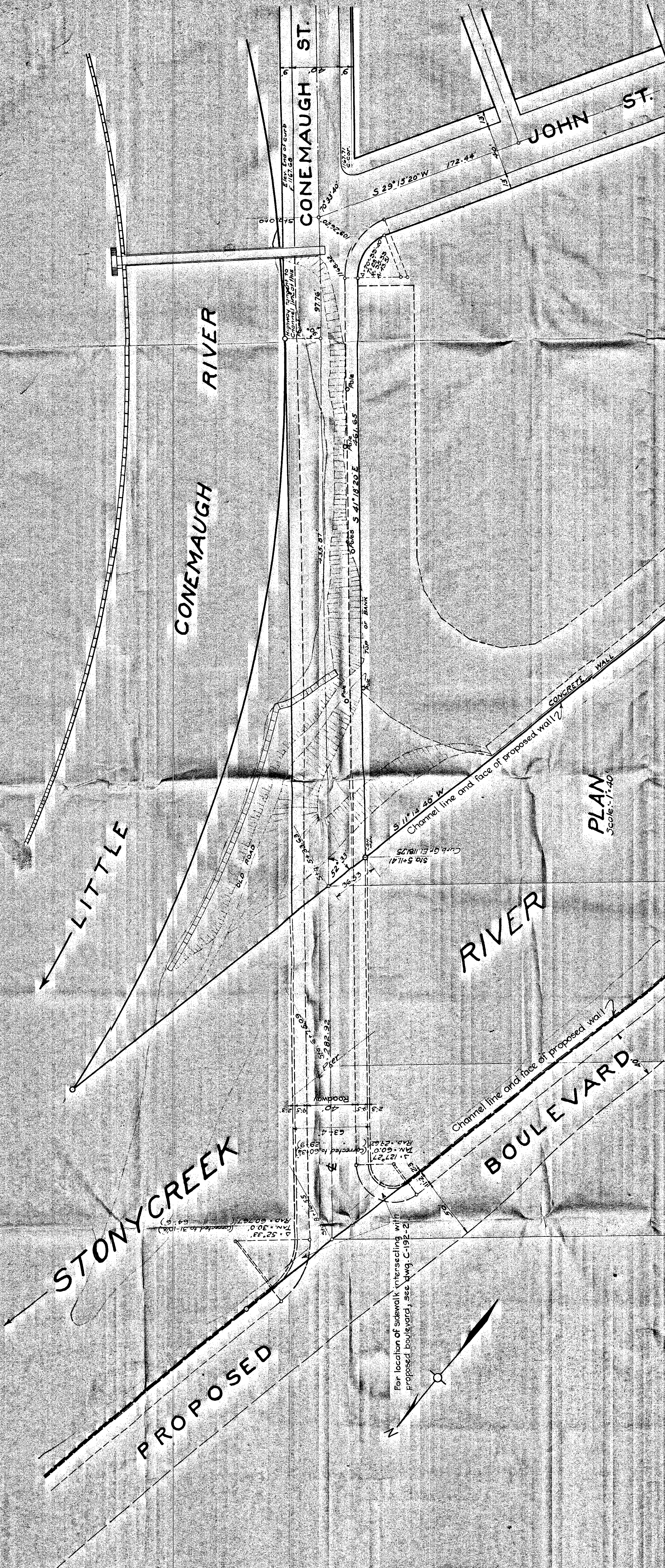
Report of Viewers

In the Court of Charter Sessions,
Cambria County, Pennsylvania,
No. 2 December Sessions, 1926.

In Re Public Bridge Over
The Stonycreek River, Con-
necting Conemaugh Street
in the Second Ward of the
City of Johnstown with Hill-
side Boulevard in the
Fifteenth Ward of the City
of Johnstown, Cambria
County, Pennsylvania.

Report of Viewers

Not Microfilmed



CITY OF JOHNSTOWN, PA.
BUREAU OF ENGINEERING
PROPOSED POINT BRIDGE
ACROSS STONYCREEK RIVER
LOCATION PLAN
Scale: As noted
J.E. Griner & Co. Consulting Engineers
Baltimore, Md. & Pittsburgh, Pa.
This plan was prepared by the
City of Johnstown, Pa.
Traced by J.E. Griner
Checked by J.E. Griner
Dated Dec. 12, 1934
REVISED

C-192-1

IN THE COURT OF QUARTER
SESSIONS,
CAMBRIA COUNTY, PENNSYLVANIA
NO. 2 DECEMBER SESSIONS, 1926

IN RE PUBLIC BRIDGE OVER
THE STONYCREEK RIVER, CON-
NECTING CONEMAUGH STREET
IN THE SECOND WARD OF THE
CITY OF JOHNSTOWN WITH
HILLSIDE BOULEVARD IN THE
FIFTEENTH WARD OF THE CITY
OF JOHNSTOWN, CAMBRIA COUNTY,
PENNSYLVANIA.

REPORT OF VIEWERS

Filed 7 March 1927

CERTIFIED

Jacob T. [unclear]

COUNTY CONTROLLER

MAHLON J. BAUMGARDNER

ATTORNEY AT LAW

JOHNSTOWN, PENNA.

SWANK BLDG.

IN RE PUBLIC BRIDGE OVER
THE STONYCREEK RIVER CON-
NECTING CONEMAUGH STREET
IN THE SECOND WARD OF THE
CITY OF JOHNSTOWN WITH
HILLSIDE BOULEVARD IN THE
FIFTEENTH WARD OF THE CITY
OF JOHNSTOWN, CAMBRIA COUNTY,
PENNSYLVANIA.

IN THE COURT OF QUARTER SESSIONS,

CAMBRIA COUNTY, PENNSYLVANIA.

NO. 2 DECEMBER SESSIONS, 1926.

REPORT OF VIEWERS

TO THE HONORABLE, THE JUDGES OF SAID COURT:

We, the undersigned Viewers, appointed by the annexed Order of the above Court to view the place proposed for the bridge over the Stonycreek River, connecting Conemaugh Street in the Second Ward of the city of Johnstown with Hillside Boulevard in the Fifteenth Ward of the City of Johnstown, Cambria County, Pennsylvania, respectfully report:-

That we were duly sworn or affirmed as Members of the Permanent Board of Viewers of Cambria County as is shown by the records of said Court; that we gave due public notice of the time and place of meeting of said Viewers by publication in the Johnstown Daily Tribune and in the Cambria County Legal Journal, and by hand bills posted on the premises and by notices served upon the Commissioners of Cambria County and upon Tillman K. Saylor, Esq., Solicitor of the City of Johnstown, at least ten days prior to the time of the making of said view, evidence of which is shown by a copy of said notices hereto attached and by acceptance of service by the Commissioners of Cambria County and by Tillman K. Saylor, Esq., Solicitor of the City of Johnstown, and made a part of this report; that we met upon the premises according to the notice given on Friday, February 25, A. D. 1927, at ten o'clock A. M., and proceeded with the duties of our appointment.

We viewed the site and locality of the bridge proposed to be built, making a personal inspection of the ground and points designated in the petition and order.

We find that the proposed new bridge is over the Stonycreek River, connecting Conemaugh Street in the Second Ward of the City of Johnstown with Hillside Boulevard in the Fifteenth Ward of the City of Johnstown, Cambria County, Pennsylvania, and we are of the opinion that a necessity exists for a bridge at this point, and that the expenses of erecting said bridge of sufficient size to take care of the traffic would be burdensome upon the inhabitants of the City of Johnstown, and that said expense is greater than the City of Johnstown is able to bear, therefore, we proceeded to lay out said bridge having due respect to the shortest distance and the best ground for the same 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 showing the location of said proposed bridge is hereto attached and made a part of this report. The termini of said proposed bridge being shown in said draft.

We gave due consideration to the matter before us, and we are of the opinion that there is a necessity for the said bridge as laid out, and further that the expenses of erecting same would be burdensome upon the inhabitants of the City of Johnstown and more than it is reasonable that they should bear, and that the bridge is necessary for the traveling public, therefore, we recommend the proper assistance by the County of Cambria.

WITNESS our hands and seals this fifth day of March,
A. D. 1927.

Philip E. Caulfield

Mahlon J. Baumgardner
Viewers.

IN RE PUBLIC BRIDGE OVER
THE STONYCREEK RIVER CON-
NECTING CONEMAUGH STREET
IN THE SECOND WARD OF THE
CITY OF JOHNSTOWN WITH
HILLSIDE BOULEVARD IN THE
FIFTEENTH WARD OF THE CITY
OF JOHNSTOWN, CAMBRIA COUNTY,
PENNSYLVANIA.

IN THE COURT OF QUARTER SESSIONS,

CAMBRIA COUNTY, PENNSYLVANIA.

NO. 2 DECEMBER SESSIONS, 1926.

MAHLON J. BAUMGARDNER, DR.

Data and Preparing Notices to View	\$ 7.50
Stenographer and Stationery	4.50
Advertising Notice to View - Tribune	6.30
Advertising Notice to View - Legal Journal	3.75
Preparing Report of Viewers	7.50
Stenographer and Stationery	4.50
Total - - - - -	\$ 34.05

CERTIFIED

COUNTY CONTROLLER

[Handwritten signature]
[Handwritten signature]
[Handwritten signature]

IN RE PUBLIC BRIDGE
OVER THE STONYCREEK RIVER
CONNECTING CONEMAUGH STREET
IN THE SECOND WARD OF THE
CITY OF JOHNSTOWN WITH
HILLSIDE BOULEVARD IN THE
FIFTEENTH WARD OF THE CITY
OF JOHNSTOWN, CAMBRIA COUNTY,
PENNSYLVANIA.

IN THE COURT OF QUARTER SESSIONS,

CAMBRIA COUNTY, PENNSYLVANIA,

NO. 2 DECEMBER SESSIONS, 1926.

NOTICE TO VIEW

We, the undersigned Viewers, appointed by the
above Court to view and inquire into the necessity of hav-
ing a Public Bridge over the Stonycreek River, connecting
Conemaugh Street in the Second Ward of the City of Johnstown
with Hillside Boulevard in the Fifteenth Ward of the City of
Johnstown, will meet on the premises on Friday, February
25, A. D. 1927, at ten o'clock A. M. for the purpose of
performing the duties of our appointment.

MAHLON J. BAUMGARDNER,

PHILIP CAULFIELD,

DIXON TOMB.

Viewers.

Dated February 11, 1927.

And now the fourteenth day of February, A. D.
1927, I hereby accept service of the above Notice to View
for the Commissioners of Cambria County, Pennsylvania.

J. S. Kieran
CHIEF CLERK.

IN RE PUBLIC BRIDGE
OVER THE STONYCREEK RIVER
CONNECTING CONEMAUGH STREET
IN THE SECOND WARD OF THE
CITY OF JOHNSTOWN WITH
HILLSIDE BOULEVARD IN THE
FIFTEENTH WARD OF THE CITY
OF JOHNSTOWN, CAMBRIA COUNTY,
PENNSYLVANIA.

IN THE COURT OF QUARTER SESSIONS,

CAMBRIA COUNTY, PENNSYLVANIA,

NO. 2 DECEMBER SESSIONS, 1926.

NOTICE TO VIEW

We, the undersigned Viewers, appointed by the
above Court to view and inquire into the necessity of hav-
ing a Public Bridge over the Stonycreek River, connecting
Conemaugh Street in the Second Ward of the City of Johnstown
with Hillside Boulevard in the Fifteenth Ward of the City of
Johnstown, will meet on the premises on Friday, February
25, A. D. 1927, at ten o'clock A. M. for the purpose of
performing the duties of our appointment.

MAHLON J. BAUMGARDNER,

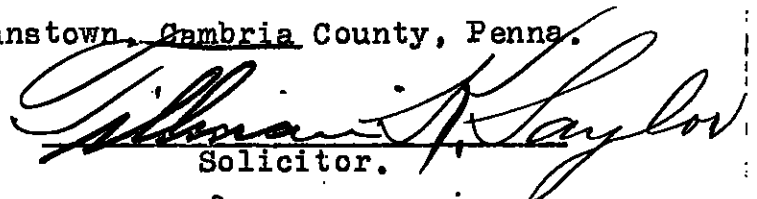
PHILIP CAULFIELD,

DIXON TOMB.

Viewers.

Dated February 11, 1927.

And now the fourteenth day of February, A. D. 1927,
I hereby accept service of the above Notice to View as
Solicitor for the City of Johnstown, Cambria County, Penna.


Solicitor.

Johnstown Tribune

Legal Journal

VIEWERS' NOTICE—In re public bridge over the Stonycreek River connecting Conemaugh street in the Second Ward with Hillside Boulevard in the Fifteenth Ward of the City of Johnstown, Cambria County, Pennsylvania. In the Court of Quarter Sessions, Cambria County, Pennsylvania. No. 2 December Sessions, 1926.

NOTICE TO VIEW.

We, the undersigned Viewers, appointed by the above Court to view and inquire into the necessity of having a public bridge over the Stonycreek River, connecting Conemaugh street in the Second Ward of the City of Johnstown with Hillside Boulevard in the Fifteenth Ward of the City of Johnstown will meet on the premises on Friday, February 25, A. D. 1927, at 10 o'clock a. m. for the purpose of performing the duties of our appointment.

MAHLON J. BAUMGARDNER,
PHILIP CAULFIELD,
DIXON TOMB,
February 11, 1927. Viewers.

NOTICE TO VIEW

In Re Public Bridge over the Stonycreek River connecting Conemaugh Street in the Second Ward of the City of Johnstown with Hillside Boulevard in the Fifteenth Ward of the City of Johnstown, Cambria County, Pennsylvania.

In the Court of Quarter Sessions, Cambria County, Pennsylvania. No. 2 December Sessions, 1926.

NOTICE TO VIEW.

We, the undersigned Viewers, appointed by the above Court to view and inquire into the necessity of having a Public Bridge over the Stonycreek River, connecting Conemaugh Street in the Second Ward of the City of Johnstown with Hillside Boulevard in the Fifteenth Ward of the City of Johnstown, will meet on the premises on Friday, February 25, A. D. 1927, at ten o'clock A. M., for the purpose of performing the duties of our appointment.

Mahlon J. Baumgardner,
Philip Caulfield,
Dixon Tomb,
Viewers.

Dated February 11, 1927. 2-11-27

No. 2 , December _____ SESSIONS, 192_ 6

Order to view public bridge in
the City of Johnstown over the
Stonycreek River

Mahlon Baumgardner

Philip Cauffield

Dixon Tomb

} Viewers

Clerk _____ 90 cts.

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."

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 7th day of February A. D. 1927, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the City of Johnstown, in the said County, setting forth that ~~they labor under inconvenience for want of a~~ ~~road or highway to and from~~

there is a necessity for a public bridge over the Stonycreek River, connecting Conemaugh Street, in the Second Ward of the City of Johnstown with Hillside Boulevard, in the Fifteenth Ward of the City of Johnstown; that the cost and expense of erecting said bridge and the approaches thereto would be too expensive and burdensome for the City of Johnstown to 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

Mahlon Baumgardner

surveyor, and

Philip Cauffield, and Dixon Tomb

viewers, to view the ^{site} ~~ground~~ proposed for said ^{bridge} ~~road~~, and if they view the same, and shall agree that there is occasion for such ^{bridge} ~~road~~, they shall proceed to lay out the same, having respect to the shortest distance and the best ^{site} ~~ground~~ for a ^{bridge} ~~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} ~~find~~ 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:

Frank E. Roll, Clerk.

IN THE COURT OF QUARTER SESSIONS
OF CALBRIA COUNTY, PA.

No. 2 ~~March~~ Sessions, ~~1926~~
Dec. 1926

In the Matter of the Petition of
Inhabitants and Tax Payers of the
City of Johnstown for the Appoint-
ment of Viewers to view the site
for the bridge across the Stony-
creek River, on Conemaugh Street,
in the Second Ward of the City of
Johnstown, connecting Hillside
Boulevard, in the Fifteenth Ward
of the City of Johnstown.

RECOMMENDATION OF GRAND JURY

Filed 11 March 1927.

LAW OFFICES
TILLMAN K. SAYLOR
JOHNSTOWN, PENNSYLVANIA
U.S. NATIONAL BANK BLDG.

In the matter of the Petition of
Inhabitants and Tax Payers of the
City of Johnstown for the appoint-
ment of Viewers to view the site
for the bridge across the Stony-
creek River, on Conemaugh Street,
in the Second Ward of the City of
Johnstown, connecting Hillside
Boulevard, in the Fifteenth Ward
of the City of Johnstown.

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

No. *2* March Sessions, 1927.

Petition filed on the
day of February, A. D. 1927, and
Viewers appointed.

Bond filed same day, approved by
the Court.

Report of Viewers filed the 7th day of March, 1927.

AND NOW, the 11th day of March, 1927, the report of Viewers in the
above stated case having been by order of the Court laid before the Grand
Jury, after hearing witnesses produced and counsel for the petitioners, the
Grand Jury are of the opinion and do find that the aforesaid bridge is neces-
sary, and that the erection of the same will require more expense than it is
reasonable for the City of Johnstown, a city of the third class in said coun-
ty, to bear, and the County Commissioners not deeming it advisable to enter
said bridge on record as a county bridge, we consider and find that it is
proper to assist the said City in the building and erection of said bridge,
and we therefore recommend that the Commissioners of Cambria County furnish
the City of Johnstown out of County funds the sum of
Two hundred forty thousand eight hundred Dollars
as part of the money necessary to build said bridge.

W. N. Lockard

Foreman of Grand Jury

AND NOW, the *11th* day of *March* A. D. 1927, the
within recommendation of the Grand Jury is approved.

By the Court
E

No. 2 December Term 1926.

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

No. March Sessions, 1927.

P E T I T I O N

of

Inhabitants and Tax Payers of the
City of Johnstown, a municipal cor-
poration of the third class, for the
appointment of Viewers to pass upon
the necessity of a public bridge over
the Stonycreek River, connecting Con-
emaugh Street, in the Second Ward of
the City of Johnstown with Hillside
Boulevard, in the Fifteenth Ward of
the City of Johnstown.

Filed 7 July 1927

LAW OFFICES
TILMAN K. SAYLOR
JOHNSTOWN, PENNSYLVANIA

U.S. NATIONAL BANK BLDG.

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

No.

March Sessions, 1926.

PETITION FOR APPOINTMENT OF VIEWERS

To the Honorable, the Judges of said Court:

The petition of the undersigned inhabitants of the City of Johnstown, a municipal corporation of the third class, in the County of Cambria and State of Pennsylvania, respectfully represents:

That there is a necessity existing for a public bridge over the Stonycreek River, connecting Conemaugh Street, in the Second Ward of the City of Johnstown with Hillside Boulevard, in the Fifteenth Ward of the City of Johnstown; that the cost and expense of erecting said bridge and the approaches thereto would be too expensive and burdensome for the City of Johnstown to bear.

Your petitioners therefore respectfully pray your Honorable Court to appoint Viewers to view the premises and take such action in the matter as is authorized and required by the Act of Assembly in such case made and provided.

And they will ever pray.

NAME

ADDRESS

The Johnstown Automobile Co.

JOHN W. WALTERS CO.

Supplying the City of Johnstown

W. H. Hender

Penn. Lumber Co.

J. C. C. C.

Rehas Bader

J. J. Kingston

Walter N. Henry

W. H. Hender

W. H. Hender

W. H. Hender

W. H. Hender

W. H. Hender

W. H. Hender

W. H. Hender

W. H. Hender

W. H. Hender

101 Main St

Main + Market St

326 Washington St

319-46 Washington St

351-553 Market St

210 Hughes St

340 Washington St

338 Washington St

128-130 Market St

344-346 Locust St

509 Main St

2349 Locust St

58 Osborne St

508 Washington St

530 Washington St

618-624 Railroad St

THE
S. S. LOVE MFG. CO.
J. W. Love
Tennessee

ADDRESS

621 B. B. St

R. M. Shuster

J. O. Martin

Henry H. Fox

W. H. A. G. P. P. P. P.

Philip L. P. P. P. P.

Roman C. W. Mann

H. A. Brantley

J. D. Braderick

Henry J. Raab

Emmett Salomon

W. A. H. H. H. H.

J. C. N. N. N. N.

Henry H. H. H. H.

John H. H. H. H.

Edward H. H. H. H.

John D. H. H. H. H.

William H. H. H. H.

Edward H. H. H. H.

Ed. H. H. H. H.

L. L. Porel M. D.

Valentin Wissel

Stephen E. H. H. H.

Paul H. H. H. H.

Frank E. H. H. H.

J. J. H. H. H. H.

J. J. H. H. H. H.

John D. H. H. H. H.

F. C. H. H. H. H.

J. P. H. H. H. H.

E. B. H. H. H. H.

F. E. H. H. H. H.

218. Market St.

Rose Point

237 Lincoln St

344-354 Washington St

1130 Chen are

112 Walnut St

4115 Locust St

100 Union st Johnstown Pa

122 Walnut St Johnstown Pa

308 Vine st Johnstown Pa

314 Walnut St " "

263 Vine St " "

716 Somerset St " "

578 Franklin St " "

107 Main St

41. H. H. H. H.

217 Broad Street

225 Broad St

221 Broad St

220 Broad St

319 Broad St

317 Broad St

6 Fairfield ave

177 Strayer St

179 F. St

271 Chandler ave

175 Spring St

366 Chestnutland ave

133 Fairfield ave

137 W. St

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

Before me, the subscriber, a Notary Public in and for said County and State, personally appeared W. C. Bader who, being by me duly sworn according to law, deposes and says that he is an inhabitant and taxpayer of the City of Johnstown, and that the subscribers to the foregoing petition are all inhabitants and taxpayers of the City of Johnstown; that he saw all the persons signing the above and foregoing petition, and that the signatures on said petition are in the handwriting of said petitioners; and that the facts set forth in said petition are correct and true to the best of his knowledge and belief.

W. C. Bader

Sworn to and subscribed before me this the 5th day of February A. D. 1927.

Ed. R. Rietzner
(Notary Public)

My commission expires March 3, 1929

DECREE

AND NOW, the 7th day of February A. D. 1927, the within petition presented, considered and Mahlen W. Bangardner Philip Canfield and Dixon L. Tombs are appointed Viewers.

By the Court
Samuel Lammont Reed
J. C. C. P.

No. 2 December Sessions 1926.
IN THE COURT OF QUARTER SESSIONS OF
CAMBRIA COUNTY, PENNSYLVANIA.
No. March Sessions, 1927.

B O N D

of

M. Z. SMITH and
LEE MASTERTON

To

COUNTY OF CAMBRIA

1

Filed 7 July 1927.

NOW, *Feb 7* 1927,
this Bond approved and ordered filed as
of the *7* day of *Feb*
A. D. 1927.

By the Court
James H. Saylor

LAW OFFICES
TILLMAN K. SAYLOR
JOHNSTOWN, PENNSYLVANIA
U.S. NATIONAL BANK BLDG.

KNOW ALL MEN BY THESE PRESENTS,

That we, M. J. Smith and Lee Masterton
of the City of Johnstown, County of Cambria and State of Pennsylvania, are
held and firmly bound unto the County of Cambria, its certain attorney or as-
signs, in the sum of One Hundred (100) Dollars, lawful money, for the payment
of which sum well and truly to be made, we do bind ourselves, and each of our
heirs, executors and administrators, jointly and severally firmly by these
presents; and we do hereby confess judgment for the above sum, without stay
of execution or appeal, waiving the right of exemption and appraisement and
the right of inquisition on real estate, with five per cent. added as attor-
ney's commission for collection. Sealed with our seals and dated the 4th
day of February A. D. 1927.

WHEREAS, a petition of certain inhabitants and tax payers of the
City of Johnstown was presented to the Court of Quarter Sessions of Cambria
County on the 7th day of February A. D. 1927, for the ap-
pointment of Viewers to view the premises and take action with respect to the
necessity of a public bridge over the Stonycreek River, connecting Conemaugh
Street, in the Second Ward of the City of Johnstown with Hillside Boulevard,
in the Fifteenth Ward of the City of Johnstown.

NOW THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, That if
the compensation and pay of the Viewers appointed by the Court in the above
stated matter, and the cost of the view shall be well and truly paid by the
petitioners in case the Court by order shall so direct, then this obligation
to be void, otherwise to be and remain in full force and virtue.

Signed, sealed and delivered in
the presence of

H. Lee Wilson
Louis Crane

:
:
:
:
:
:

M. J. Smith (SEAL)
Lee Masterton (SEAL)