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

IN RE: Order to View and Assess Damages in the Matter of the Changes in Location and Lines of a Highway Known as State Highway No. 222, in the Borough of Geistown, in said County and State.

No. 4 June Sessions, 1951.

RECEIPT FOR DAMAGES FIXED BY VIEWERS AND SATISFACTION OF THE RECORD.

NOW, this 15th day of November, 1951, the undersigned, attorneys for Herman H. Hoffman in the above stated case, acknowledge receipt this date of the sum of Forty-two Thousand Two Hundred Fifty (\$42,250.00) Dollars. The sum of Ten Thousand (\$10,000.00) Dollars was heretofore paid to Herman H. Hoffman, and the Clerk of said Court is hereby authorized and directed to mark the record satisfied in the above stated case.

SHETTIG & SWOPE, Attorneys for Herman H. Hoffman,

mtnon

No. 4 June Sessions, 1951. In the Court of Quarter Sessions of Cambria County, Pennsylvania.

IN RE: Order to View and Assess Damages in the Matter of the Changes in Location and Lines of a Highway known as State Highway No. 222, in the Borough of Geistown, in said County and State.

RECEIPT FOR DAMAGES FIXED BY VIEWERS AND SATISFACTION OF THE RECORD.

Filed - 11/15/51

> SHETTIG & SWOPE ATTORNEYS AT LAW EBENSBURG, PA.

 \Leftrightarrow

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

IN RE:Order to View and Assess Damages in the Matter of the Changes in Location and Lines of a Highway known as State Highway No. 222, in the Borough of Geistown, in said County and State.

> No. 4 June Sessions, 1951

ORDER

Now, September 28, 1951, it appearing to the Court that all parties in interest have waived the thirty day period before confirmation absolute of the report of viwers in the above stated proceeding and have agreed in writing to have the report of the viewers confirmed absolutely at any time before the expiration of the thirty day period and upon the filing of said agreement in writing.

The report of the viewers in said proceeding is hereby confirmed aboslutely.

By the Court: Mc Kennich

McKenrick, Judge

on the

A. D., 1947.

Sepl C. Wess

In the Court of Quarter Sessions of Cambria County, Pennsylvania. No. 4 June Sessions, 1981

 \triangle

REPORT OF VIEWERS

To the Monorable, the Judges of the above named Court, we the undersigned Viewers, appointed by the annexed order of the Court to view and assess damages in the matter of the changes in location and lines of a highway known as State Highway No. 222 in the Borough of Geistown, County of Cambris, and State of Pennsylvania, respectfully report:

Permanent Board of Viewers of Cambria County, as shown by the records of the Court; that having given due public notice of the time and place of meeting, by posting notices as required by law along the routh and at the site of property to be viewed, as evidenced by copy of said notice hereto attached and service of such notice on the County Commissioners of Cambria County, the State Nighway Department, the Solicitor for the Petitioner, and the Solicitor for the Plaintiff, that we met in accordance with the notice given on the 8th day of June, A. D. 1951 at 10:30 A.H., D.S.T. for the purpose of performing the duties of our appointment and viewed the property.

U. S. National Bank Building at 1:30 P.M., D.S.T. on Vednesday,
June 20, 1951, were sent out. This hearing was postponed due to the
fact that Mr. George M. Spence, Attorney for the Highway Commission
was in the hospital, therefore notices for a second hearing to be held
in the Judge's Chambers, U. S. National Bank Building at 10:00 A.M.,
D.S.T. Tednesday, August 22, 1951 re the order to view and assess damages
in the matter of the changes in location and lines of a highway known as

State Highway No. 232, in the Borough of Goistown, Cambria County, Pennsylvania, were sent out. At this hearing the Plaintiff was represented by Shettig & Swope and five (5) witnesses. The services of Mr. Hyers from Ebensburg were obtained to take testimony. At the view and during the hearing, the Viewers based their assessment of damages on the following conditions:

First: Value of land and buildings before the taking. The Viewers also considered the development of the land taken, such as fruit trees, etc. Second: The cost of moving the dwelling and sheds to a new location.

Third: The value of the dwelling before the taking and after the taking.

Fourth: The value of the land remaining after the taking, and the value of the buildings in their new location.

Fifth: The value of the buildings as relocated and as effected by ingress and ogress; to the remaining property.

After taking into consideration all the matters above briefed, the Viewers bereby assess total damages to Herman H. Hoffman in the amount of fifty-two thousand two hundred and fifty dollars (\$52,250.00) and the Viewers assess no benefits.

Titness our hands and seals this twenty-ninth day of August, 1951.

Troblage. Chairman

Mother Bannyeshow

 \angle .

In re: Order to view and assess odmages in the matter of the changes () in location and lines of a highway known as State Highway No. 222, in the Borough of Geistown, in said () County and State.

In the Court of Guarter Cessions of Cambria County, Pennsylvania. No. 4 June Sessions, 1951

TO F. W. CLAFLIE, ROBERT MAYER AND MARLON J. BAUZGARDNER

To F. W. Claflin, Dr.

| | Data and propering notices of view | 1 day | 12.00 | • |
|--------------|--------------------------------------|-----------|-------|------------------|
| May 25, 1951 | Stenegrapher typing notices, station | ery. | | |
| - | 20000Shubine albred montage, | | 08.3 | • |
| | stamps, sto. | l day | 12.00 | |
| ଥନ | Posting and serving notices of view | 2 662 | 1.00 | |
| - | Milonge 10 miles | l day | 12.00 | |
| June 6 | Laking viou | T gay | 1.00 | |
| geno c | Milouge 10 milos | | | • |
| August 22 | Hearing Judge's Chambers | 1 day | 12.00 | |
| Anguso on | | , | 0.50 | • |
| 99 | Viewer's meeting Gray & Claflin offi | ce 1 day | 18.00 | |
| 28 | Baking and writing report | 1 day | 70400 | |
| 29 | Stonographer typing report | | 3.20 | |
| _ | Exhibit of schedules Gray & Claflin | • | • | |
| September 4 | Canidia of Softenator and a con- | 1 day | 12,00 | |
| - | office | 1 day | 12.00 | |
| 7 | Filing report | | | \$ 108.50 |
| | inleaso 40 miles | | | 7 |
| | _ | | | |
| | To Robert Mayor, Dr. | | | • |
| | | 1 day | 12,00 | |
| June 6, 1951 | Haking viou | T GmA | 0.80 | |
| batto of men | mileage 8 miles | 3 40- | | |
| townst 20 | Hearing in Judge's Chambers | 1 day | | |
| August 22 | | | 0.60 | |
| 20 | Viewers meeting Gray & Claflin off: | ice I day | 78.00 | |
| 28 | Mileage 6 miles | | 0.60 | |
| | Exhibit of Schedules Gray & Claflin | • | | |
| september 4 | INITUIT OF PROPERTY. | 1 day | 12.00 | |
| - | office | • | 0.60 | 50.60 |
| | gileage 6 miles | | | • |

To Mahlon J. Baumgardner, Dr.

| June 6, 1951 | Making view 1 day \$ | 12.00 | |
|--------------|---|---------------|---------|
| August 22 | Hearing Judge's Chambers 1 day Wileage 35 miles | 12.00 3.60 | |
| . 28 | Viewers' meeting Gray and Claflin office I day Mileage 36 miles | 12.00 3.60 | · |
| September 4 | Exhibit of Schedulos Gray and Claflin office 1 day Hileago 36 miles | 12.00 3.60 | ⊕ 63.00 |
| | TOTAL ABOURT OF VIEW | | Ç222.10 |

I hereby certify that the above bill is an exact duplicate of the bill presented to the Cambria County Commissioners.

F. W. Glaffin Chairman of Board of Viov

In ro: Order to view and assess damages in the matter of the changes in location and lines of a highway known as State Highway No. 232, in the Borough of Geistown, in said County and State.

In the Court of Quarter Cessions of Cambria County, Ponnsylvania. Ho. 6 June Cessions, 1951

DOMEST OF ALL

· 🐧 📜

We, the undersigned Viewers, appointed by the above named Court for the purpose of victing and assessing damages to property of Merman H. Hoffman in the matter of the changes in location and lines of a highway known as State Highway We. 288, in the Borough of Coistonn, in said County and State. Deginning at a post at a corner of land formerly of Augustine Denate and Anna Denate on the southerly side of Bedford Street in said Borough of Geistown; thouse by the line of Bedford Otreet south sixty-nine degrees fifty minutes ten seconds east two hundred sixtoen feet and forty-eight hundredths of a foot to the couthwesterly corner of the intersection of Dedford Street and Belmont Street; thence by the vestorly line of Bolmont Street south eighteen degrees west five hundred twenty-four feet and nine tenths of a feet to a point in said westerly line of Belmont Street at a corner of land of Harry G. Ties & Sons; thence by the line of said land of Harry G. Fiss & Eons north seventy-too degrees thirty minutes west three hundred eighty-four foot and thirty-two bundredths of a foot to an iron pin, a corner of said land and in a line of land of St. Joseph's Catholic Cometery; thence by the line of said Cometery land north mineteen degrees three minutes forty seconds east four hundred twenty-two feet and nine tenths of a foot to a point on said line at a corner of the abovementioned land forcerly of Augustine Donate and Anna Donate; theace by the line of said Denate Land south seventy-two degrees twonty-three minutes trenty eccends east one hundred fifty-nine feet and four tenths of a foot to a tack in a plug; thouse still by baid. last wentioned land north eighteen degrees treaty-two minutes forty seconds east one hundred and fifteen feet and three tenths of a fout to the place of beginning. Containing four cores and one hundred eighty-three thousandthe of an core.

The Viovers will must at the place of beginning on the 8th day of June A. D., 1961, at 10:50 A.H., D. S. T.for the purpose of performing the duties of our appointment at which time and place all interested persons may appear and be heard.

P. W. Claflin, Chairman Robert Mayor Nahlon J. Baumgardner

Vieword

May 20, 1991

No. 4 June Sessions 1951

In the Court of Quarter Sessions of Cambria County, Pennsylvania

In the Matter of the Changes in Location and Lines of a Highway Known as State Highway Route No. 222, in the Borough of Geistown, in said County and State.

Viewers Report

IN THE COURT OF QUARTER SESSIONS OF CAMERIA COUNTY, HENNSYLVANIA

IN RE: Order to View and Assess Damages in the Matter of the Changes in Location and Lines of a Highway known as State Highway No. 222, in the Borough of Geistown, in said County and State.

No. 4

June Sessions, 1951

WAIVER OF RIGHT TO FILE EXCEPTIONS AND AGREEMENT THAT REPORT OF VIEWERS BE MARKED CONFIRMED ABSOLUTELY.

NOW, this 2666 day of September, 1951, the Commonwealth of Pennsylvania by its Secretary of Highways acting through Spence, Custer, Saylor & Wolfe, attorneys of record in this proceeding, and Herman H. Hoffman acting through Shettig & Swope, attorneys of record in this proceeding, waive the thirty day period before confirmation absolute of the report of viewers and agree in writing to have the report of viewers in the above stated case confirmed absolutely upon the filing of this Agreement with the Court and before the expiration of the thirty day period fixed by Section 303 of Article III of the Act of Assembly of June 1, 1945, P. L. 1242.

Commonwealth of Pennsylvania By Secretary of Highways Spence, Custer, Saylor & Wolfe, Attorney of record

Herman H. Hoffman By Shettig & Swope, Attorneys of record.

BY TOM ON THE

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA IN RE: Order to View and Assess Damages in the Matter of the Changes in Location and Lines of a Highway known as State Highway No. 222, in the Borough of Geistown, in said County and State.

No. 4 June Sessions, 1951

ORDER

NOW, September 2, 1951, it appearing to the Court that all parties in interest have waived the thirty day period before confirmation absolute of the report of viewers in the above stated proceeding and have agreed in writing to have the report of the viewers confirmed absolutely at any time before the expiration of the thirty day period and upon the filing of said agreement in writing.

The report of the viewers in said proceeding is hereby confirmed absolutely.

BY THE COURT:

Wkinies

No. 4 June Sessions, 1951

In the Court of Quarter Sessions of Cambria County, Pennsylvania

IN RE: Order to View and Assess Damages in the Matter of the Changes in Location and Lines of a Highway known as State High way No. 222, in the Borough of Geistown, in said County and State.

AGREEMENT THAT REPORT OF VIEWERS BE MARKED CONFIRMED ABSOLUTELY and ORDER

Filed 9/28/51

Spence, Custer, Saylor & Wolfe Johnstown Bank & Trust Building Johnstown, Pennsylvania

Shettig & Swope Ebensburg, Pennsylvania In re: Order to view and assess damages in the matter of the changes in location and lines of a highway known as State Highway No. 222, in the Borough of Geistown, in said County and State.

In the Court of Quarter Sessions of Cambria County, Pennsylvania. No. 4 June Sessions, 1951

REPORT OF VIEWERS 8-

To the Honorable, the Judges of the above named Court, we the undersigned Viewers, appointed by the annexed order of the Court to view and assess damages in the matter of the changes in location and lines of a highway known as State Highway No. 222 in the Borough of Geistown, County of Cambria, and State of Pennsylvania, respectfully report:

Permanent Board of Viewers of Cambria County, as shown by the records of the Court; that having given due public notice of the time and place of meeting, by posting notices as required by law along the route and at the site of property to be viewed, as evidenced by copy of said notice hereto attached and service of such notice on the County Commissioners of Cambria County, the State Highway Department, the Solicitor for the Petitioner, and the Solicitor for the Plaintiff, that we met in accordance with the notice given on the 8th day of June, A. D. 1951 at 10:30 A.M., D.S.T. for the purpose of performing the duties of our appointment and viewed the property.

Notices for a hearing to be held in the Judge's Chambers,
U. S. National Bank Building at 1:30 P.M., D.S.T. on Wednesday,
June 20, 1951, were sent out. This hearing was postponed due to the
fact that Mr. George M. Spence, Attorney for the Highway Commission
was in the hospital, therefore notices for a second hearing to be held
in the Judge's Chambers, U. S. National Bank Building at 10:00 D. S. T.
the order to view and assess damages in
Wednesday August 22, 1951 re/the matter of the changes in location and
lines of a highway known as State Highway 1:0. 222, in the Borough of
Geistown, Cambria County, Pennsylvania, were sent out. At this hearing

the Plaintiff was represented by Shettig & Swope and five (5) witnesses. the services of Mr. Myers from Ebensburg were obtained to take testimony. At the view and during the hearing, the Viewers based their assessment of damages on the following conditions:

- (1) Value of land and buildings before the taking. The Viewers also considered the development on the land taken, such as fruit trees, etc.
- (2) The cost of moving the dwelling and sheds to a new location.
- (3) The value of the dwelling before the taking and after the taking.
- (4) The value of the land remaining after the taking, and the value of the buildings in their new location.
 - (5) The value of the buildings as relocated and as effected by ingress and egress: to the remaining property.

After taking into consideration all the matters above briefed, the Viewers hereby assess total damages to Herman H. Hoffman in the amount of fifty-two thousand two hundred and fifty dollars (\$52,250.00) and the Viewers assess no benefits.

Witness our hands and seals this twenty-ninth day of August, 1951.

Chairman

Viewers

To Hablen J. Baumgardner, Dr.

| June 6, 1951 | Making viev 1 Gaj Mileago 42 miles | 7 ବୃହ୍ୟ .00 4.20 | |
|--------------|---|---------------------|-----------------|
| August 23 | Horing Judgo's Chambers 1 day | | |
| 80 | Viewers' meeting Gray and Claflin office 1 dep Mileage 56 miles | 7 12.00 3.60 | |
| September 0 | Exhibit of Schedules Gray and Claflin office I day Milango 56 miles | 12.00 3.60 | ₿ 6 3.00 |
| | POTAL AHOURT OF | AXC | 0222.10 |

.

I heroby certify that the above hill is an exact duplicate of the bill presented to the Cambria County Commissioners.

F. T. Olasian

P. V. Claflin Chairman of Board of View In re: Order to view and caseso of damages in the matter of the changes (of in location and lines of a highway in hours as State Highway Fo. 222, in the Borough of Geistown, in haid county and State.

In the Court of Quarter -Cassions of Cambria County, Pennsylvania. No. 4 June Sections, 1951

TO P. U. GLAFLIH, ROBERT MAYER AND MARLOS J. BAULGARDNER

To F. W. Claflin, Dr.

| may 28, 1951 | Data and proparing notices of view Stangaropher typing notices, stationes | 1 day | \$13.00 | |
|--------------|--|---------|---------|----------|
| | ptemps, etc. | | 9.80 | |
| 29 | Costing and serving notices of view | 1 day | | |
| | Milonge 10 miles | | 1.00 | |
| June 6 | Ecking viou | I day | | |
| | tilesge 10 miles | | 1.00 | |
| August 22 | Rearing Judge's Chambers | 1 607 | 12.00 | |
| | Liloege 5 miles | | 0.50 | |
| 28 | Viewer's mesting Gray & Claflin office | 1 day | 12.00 | |
| 29 | Haking and writing raport | 1 day | 12.00 | |
| | Stonographor typing report | | . 3,20 | |
| September 4 | Exhibit of cohedules Gray & Cluflin | | | |
| • | | 1 day | 13.00 | |
| 7 | | 1 day | | |
| | Aloege 40 miles | • | 4.00 | \$108,50 |
| | To Rebert Mayor, Dr. | | | |
| | | | | |
| June 6, 1951 | lioring atou | l day | | |
| | Eilenge 8 miles | _ | 0.80 | |
| August 22 | Hearing in Judge's Chambers | 1 day | 12.00 | • |
| | Mileaga 6 milea | | 0.80 | |
| 88 | Viguero' meeting Gray & Claflin office | s 1 dey | | |
| | Mileage 6 miles | | 0.60 | • |
| Sentember 4 | Exhibit of Schodules Gray & Claflin | | | |
| | office | 1 day | 12.00 | |
| | Milosge 6 miles | | 0.60 | 60,60 |

No. 4 June Sessions 1951

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

In the Matter of the Changes in Location and Lines of a Highway known as State Highway Route No. 222, in the Borough of Geistown, in said County and State. Viewers Report

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

In the Matter of the Change in Location and Lines of a Highway known as State Highway Route No. 222, in the Borough of Geistown, in said County and State.

No.

June Sessions, 1951.

PETITION OF HERMAN H. HOFFMAN FOR THE APPOINTMENT OF VIEWERS TO THE HONORABLE THE JUDGES OF THE ABOVE NAMED COURT:

The petition of Herman H. Hoffman respectfully represents:

- 1. Your petitioner is a citizen and resident of the Borough of Geistown, in the County of Cambria and State of Pennsylvania.
- 2. Your petitioner is the owner of a certain piece or parcel of land situate in said Borough of Geistown, in said County and State, bounded and described as follows:

Beginning at a post at a corner of land formerly of Augustine Donate and Anna Donate on the southerly side of Bedford Street in said Borough of Geistown; thence by the line of Bedford Street south sixty-nine degrees fifty minutes ten seconds east two hundred sixteen feet and forty-eight hundredths of a foot to the southwesterly corner of the intersection of Bedford Street and Belmont Street; thence by the westerly line of Belmont Street south eighteen degrees west five hundred twenty-four feet and nine tenths of a foot to a point in said westerly line of Belmont Street at a corner of land of Harry G. Wise & Sons; thence by the line of said land of Harry G. Wise & Sons north seventy-two degrees thirty minutes west three hundred eighty-four feet and thirty-two hundredths of a foot to an iron pin, a corner of said land and in the line of land of St. Joseph's Catholic Cemetery; thence by the line of said Cemetery land north nineteen degrees three minutes forty seconds east four hundred twenty-two feet and nine tenths of a foot to a point on said line at a corner of the above mentioned land formerly of Augustine Donate and Anna Donate; thence by the line of said Donate land south seventy-one degrees twenty-three minutes twenty seconds east one hundred fifty-nine feet and four tenths of a foot to a tack in a plug; thence still by said land last mentioned north eighteen degrees twenty-two minutes forty seconds east one hundred and fifteen feet and three tenths of a foot to the place of beginning. Containing four acres and one hundred eighty-three thousandths of an acre.

3. Bedford Street in the Borough of Geistown aforesaid upon which the real estate above described has frontage, was taken over by the Department of Highways of the Commonwealth of Pennsylvania and made a portion of State Highway Route No. 222, the section whereon the real estate above described has frontage being Section 6 thereof.

4. The Secretary of Highways of the Commonwealth of Pennsylvania, under authority of law, has caused changes in existing lines and location of the highway above referred to as State Highway Route No. 222 to be made at a point on said Highway where the same\passed along the above described real estate owned by your petitioner. Such change, insofar as that portion of said Highway Route formerly known as Bedford Street is concerned, makes a change therein whereby said Highway has been converted into a four lane divided highway upon a new location which runs through the petitioner's land from the northwesterly corner thereof to a point on Belmont Street. In addition to the changes made in said highway as above referred to, a new one way highway, known as Ramp "A", has been constructed from said main highway beginning at a point within the land above described owned by the petitioner and extending thence in a southeasterly direction through said land to the line of land above referred to as the property of Harry G. Wise & Sons. The above mentioned changes have taken out of existence all that part of Belmont Street adjoining the above described land of the petitioner. Not only the land comprising the lines of the above highway location, but also all the remaining land of the petitioner fronting on Bedford Street or the old location of Route No. 222 and all of the land of the petitioner fronting on Belmont Street and running from the corner of Harry G. Wise & Sons: land in a northwesterly direction to the southerly line of land now or formerly of Augustine and Anna Donate, has been taken and approp riated by the Department of Highways in connection with the changes in lines and location above referred to. The land so taken constitutes that part of the land of the petitioner which is now Ramp "A" of said Highway and all of his said land lying to the north and east thereof.

The changes in said Highway so made by the Secretary of Highways have not only taken a large part of the real estate of the petitioner but have caused injury and damage to the residue thereof in various ways.

Prior to the taking above mentioned, there was erected upon that part of the land of the petitioner which fronts upon what was formerly Bedford Street and within a distance of thirty-five feet or thereabouts of said street

a large three-story frame dwelling house where the petitioner and his family resided. The new route of said Highway passed through a portion of said dwelling house, and all of the land underneath and surrounding said dwelling was taken by said Department of Highways rendering it necessary for the Department of Highways either to tear down said building or for the same to be removed from the site occupied by it to another portion of petitioner's land where the same would be free from highway interference. Petitioner, at a large cost and expense, had said dwelling removed to such point on his land where the same would not be interfered with by highway developments, and was compelled to undergo large expenditures in order to have the land surrounding said dwelling house as so removed landscaped and put in form and condition where the same could be utilized.

Also constructed upon the land of the petitioner to the rear or southerly side of the aforesaid dwelling house and near the line of what was formerly Belmont Street, was a building comprising a two-car garage and storage house. There was also a summer house upon said land and another small frame building for storage purposes. All of the three last mentioned buildings were taken by the Department of Highways in connection with its construction above mentioned and torn down and destroyed.

Prior to the taking aforesaid, the petitioner maintained upon his land above described an orchard having a large number of fruit bearing trees. In the removal of said dwelling house, it became necessary to destroy certain of said trees in order that the dwelling house might be passed to its new location and might occupy the same. In addition, a large number of said fruit trees were on the land taken by the Department of Highways and have been destroyed.

That part of the Borough of Geistown where petitioner's real estate is located, namely, that part of Bedford Street and that part of Belmont Street upon which the real estate of the petitioner fronted and adjoined, had become a part of the business section of the Borough of Geistown, and said real estate

had become and was in the market and could readily have been sold in suitable parcels for business purposes, all of the frontage on Belmont Street and Bedford Street being suitable for such purposes. Owing to the fact that Bedford Street and Belmont Street no longer exist as public thoroughfares owing to the changes made by the Secretary of Highways as above recited, all value of every part of the remaining real estate of the petitioner for business purposes has been entirely destroyed and lost.

Thus the act of the Secretary of Highways in changing the lines and location of said Highway Route No. 222 and adding thereto a further highway as above described which is known as Ramp "A" on the plans of said Highway as changed, has resulted in the taking of a large part of the real estate of the petitioner at such locations within the body of said real estate as to render the remaining portions of said real estate of little value, and has caused to the petitioner other losses through the expenditures made necessary in the removal of the location of the dwelling house on said real estate and the loss and depreciation to the building itself and its less valuable building location and the deterioration or destruction of portions of said real estate for business purposes, practically eliminating all value therefrom.

- 5. The Commonwealth of Pennsylvania, under the provisions of the Acts of Assembly in such case made and provided, is required to assume all damages in connection with the aforesaid changes of the existing lines and location of said Highway known as State Highway Route No. 222 and the additional Highway constructed in connection with said Route as hereinabove recited. Your petitioner has been unable to agree with the representatives of the Secretary of Highways upon the amount of damages sustained by him as aforesaid.
- 6. By the provisions of Article III, Section 303 of the Act of Assembly of the First day of June, 1945, P. L. 1242, it is provided that, if an agreement cannot be made between the owners of property damaged and the Secretary of Highways, said owners or the Commonwealth may present their or its

petition to the Court of Quarter Sessions for the appointment of viewers to ascertain and assess such damage, as well as any benefits accruing to the land of the said owners by reason of the appropriation and taking of the same or a part thereof by the Secretary of Highways in connection with the change in lines and location of State Highway Routes. Said Act further provides that such petition shall be presented within six years from the date of the approval by the Governor of the plan making the change, but not thereafter. The approval of the plan making the change in the present case was dated in the year 1950.

WHEREFORE, your petitioner prays the Court to appoint viewers to ascertain and assess the damages which have been suffered by the property of the petitioner by reason of the acts of the Secretary of Highways as hereinabove recited, as well as any benefits derived therefrom.

And he will ever pray, etc.

Herman H Hoffman

STATE OF PENNSYLVANIA SS: COUNTY OF CAMBRIA

Herman H. Hoffman, being duly sworn according to law, says that he is the petitioner in the above stated matter, and the owner of the property therein referred to and described, and that the matters averred in the foregoing petition are true and correct to the best of his knowledge, information and belief. Hermon H Hoffman

Sworn and subscribed before me this Jalah day of May, 1951.

My Commission Expires: 12 Mon. Jan. 1956

ORDER

| NOW, the 21st day of May, 1951, the foregoing petition having |
|--|
| been read and presented to the Court, the Court do thereupon appoint |
| F. W. Claflin , Robert G. Mayer and |
| Mahlon J. Baumgardner , who are members of the County Board of |
| Viewers, to view the property described in the within petition and to report |
| to the Court their findings with respect to the damages suffered by the |
| petitioner by reason of the appropriation, injury or destruction of certain |
| property in the change of lines and location of State Highway Route No. 222, |
| taking into consideration any benefits which may have accrued to said property |
| by said change of lines and location. It is hereby directed that the above |
| named viewers, in assessing the damages, shall take into consideration the |
| advantages derived from such road passing through the land of the complainant. |
| Said viewers are directed to make their report in writing to the Court of |
| Quarter Session on or before the lst day of Aug. 1951. The viewers above |
| appointed are hereby directed to give at least ten days' notice in writing to |
| the Secretary of Highways and the petitioner of the day and hour on which |
| they will view the premises within described and conduct their hearing under |
| this appointment. |

BY THE COURT:

No. 4

June Sessions, 1951

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

In the Matter of the Changes in Location and Lines of a Highway known as State Highway Route No. 222, in the Borough of Geistown, in said County and State.

PETITION OF HERMAN H. HOFFMAN FOR THE APPOINTMENT OF VIEWERS

5/21/57

SHETTIG & SWOPE ATTORNEYS AT LAW EBENSBURG, PA.

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

In the Matter of the Change in Location and Lines of a Highway Known as State Highway Route No. 222, in the Borough of Geistown, in said County and state.

No. 4 June Sessions, 1951.

PARTIAL REPORT OF VIEWERS AND REQUEST FOR EXTENSION OF TIME FOR FINAL REPORT.

TO THE HONORABLE, THE JUDGES OF THE ABOVE NAMED COURT:

F. W. CLAFLIN, ROBERT G. MAYER and MAHLON J. BAUMGARDNER, members of the County Board of Viewers, who were duly appointed by the Court on May 21st, 1951, to view the property involved and to report to the Court their findings with respect to damages suffered by the Petitioner by reason of the appropriation, injury or destruction of said property respectfully represent:

After giving due notice thereof to the interested parties, the viewers met at the premises involved on the 8th day of June, 1951, at 10:30 o'clock A. M., Daylight Saving Time and viewed the premises fully.

The viewers adjourned to meet at the Judges Chambers in Johnstown on Wednesday, June 20th, 1951, at 1:30 o'clock P. M., Daylight Saving Time, for the purpose of hearing witnesses on the subject of values and damages.

The Department of Highways requested a postponement of said hearing by reason of the illness of the attorney who had been retained by the Department. Since that time no date has appeared to be suitable to all persons concerned, so that the viewers must report to the Court that they have been unable to complete the duties of their appointment.

They therefore pray the Court to continue their appointment as viewers in the above stated matter until such date as to the Court shall seem proper.

Respectfully submitted.

Robert Grayer.
Mollon Bangara

, 1951, the within Partial Report of NOW, August Viewers having been read and considered, the Court do hereby extend the time for a Final Report by said Viewers to the

BY THE COURT:

1951.

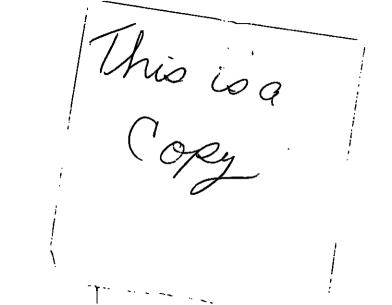
Road Decket
No. 4 June Sessions, 1951

In the Matter of the Change in Location and Lines of a Highway known as State Highway Route No. 222, in the Borough of Geistown, in said County and State.

PARTIAL REPORT OF VIEWERS AND REQUEST FOR EXTENSION OF TIME FOR FINAL REPORT.

Filed 8/7/51

SHETTIG & SWOPE ATTORNEYS AT LAW EBENSBURG, PA.



In ro: Order to view and assess danages in the matter of the changes in location and lines of a highway known as State Highway No. 202, in the Berough of Geistown, in said county and State.

In the Court of Quarter Consiste of Cambria County, Panagylyania. No. 4 June Cospions, 1981

mocici of air

We, the underespeed viewere, appelated by the above seared Court for the purpose of victing and accossing demages to property of Horman H. Estimen in the matter of the changes in location and lines of a bighary troub as weste Highway De. 200, in the Scrough of Geisters, in cald County and Coute. Bollinging at a post at a corner of land formerly of Augustine Denate and Anna Denate on the contemply ofto of Bostors serced in paid Becough of deservers themee by the like of Bockord Chrook south cinty-pino Caproca fifty minutos ten coccade cade two bundred cluteen feet and forty-eight kandredthe of a foot to the nouthwasterly corner of the intercection of Redford Street and Boldock Street: theres by the centerly lims of Schwart Street couth of Street degrees said bas too treaty-four foot and aine tothe of a foot to a point in coid composity line of Selmont Europe at a corner of land of Herry G. Time & Como: thence by the line of total Land of Houry G. Fig a come service coverty-bee degreed thirty mineton went three bundred oughty-four foot end thirty-two hundroadin of a foot to an iron pin. a corsor of eats loss and in a line of los focopus catabile Comptory; thecas by the line of said tomotory land corth sirecom degrees throo canades forty occouse onet four hundred eventy-too feet ons to recrease a des contac as contac as a correct of the correct of the show resultand lond forcerty of Augustac Denate and April Searce; though by the line of eald beanto lind south coverty-two degrees twenty-three alacted twenty occorde past one benerod fifty-name feet and four tenths of a good to a tack in a plays became still by said last mentioned land perty eighteen degrees treaty-tre minutes forty seepade east one Condrol end fifteen foot and three contact of a foot to the place of becaucing. Containing four cores one bundred oldetr-three thousandthe of an core.

One day of Juno A. D., 1901, as 10:20 A.H., D.E.T. for the purpose of performing the duties of our expetualizate at the time and place all interested persons may appear and be bound.

r. T. Clafita, Ghilrana Nabort Hayor Mablos J. Dawsgersnor

Viocore

May 20, 1051

In re: Order to view and assess damages in the matter of the changes in location and lines of a highway known as State Highway No. 222, in the Borough of Geistown, in said County and State.

In the Court of Quarter Sessions of Cambria County, Pennsylvania. No. 4 June Sessions, 1951

REPORT OF VIEWERS

To the Honorable, the Judges of the above named Court, we the undersigned Viewers, appointed by the annexed order of the Court to view and assess damages in the matter of the changes in location and lines of a highway known as State Highway No. 222 in the Borough of Geistewn, County of Cambria, and State of Pennsylvania, respectfully report:

Permanent Board of Viewers of Cambria County, as shown by the records of the Court; that having given due public notice of the time and place of meeting, by posting notices as required by law along the routh and at the site of property to be viewed, as evidenced by copy of said notice hereto attached and service of such notice on the County Commissioners of Cambria County, the State Highway Department, the Solicitor for the Petitioner, and the Solicitor for the Plaintiff, that we met in accordance with the notice given on the 8th day of June, A. D. 1951 at 10:30 A.I., D.S.T. for the purpose of performing the duties of our appointment and viewed the property.

U. S. Hational Bank Building at 1:30 P.M., D.S.T. on Tednesday,
June 20, 1951, were sent out. This hearing was postponed due to the
fact that Mr. George M. Spence, Attorney for the Highway Commission
was in the hospital, therefore notices for a second hearing to be held
in the Judge's Chambers, U. S. Mational Bank Building at 10:00 A.M.,
D.S.T. Wednesday, August 22, 1951 re the order to view and assess damages
in the matter of the changes in location and lines of a highway known as

State Highway No. 222, in the Borough of Geistown, Cambria County, Pennsylvania, were sent out. At this hearing the Plaintiff was represented by Shettig & Swope and five (5) witnesses. The services of Mr. Myers from Ebensburg were obtained to take testimony. At the view and during the hearing, the Viewers based their assessment of damages on the following conditions:

First; Value of land and buildings before the taking. The Viewers also considered the development of the land taken, such as fruit trees, etc. Second: The cost of moving the dwelling and sheds to a new location. Third: The value of the dwelling before the taking and after the taking. Fourth: The value of the land remaining after the taking, and the value of the buildings in their new location.

Fifth: The value of the buildings as relocated and as effected by ingress and egress. to the remaining property.

After taking into consideration all the matters above briefed, the Viewers hereby assess total damages to Herman H. Hoffman in the amount of fifty-two thousand two hundred and fifty dollars (\$52,250.00) and the Viewers assess no benefits.

Mitness our hands and seals this twenty-ninth day of August, 1951.

The Laflin Chairman
Robert Mayer
Monthson Po annies was

Commonwealth of Pennsylvania, SS. County of Cambria

| said County, on the 21st day of May A. D. 155 before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the To ship of Geistown Boro, in the said County, setting forth that they labor under incovenience for want of a Assess damages road or highway, to lead in "See attached description" "See attached description" "See attached description" and therefore praying the Court to appoint proper persons to view and lay out the same accord to law. The Court, upon due consideration had of the premises, do order and appoint F. N. Claff. Robert G. Mayer surveyor, and Mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and a agree that there is occasion for such road, they shall proceed to lay out the same, having respect that shortest distance and the best ground for a road, and in such manner as shall do the least injurprivate property, and clab be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement through which it may pass. | •• | | | y or Cambria neia ar Eb | |
|--|---|---|---------------------|---|---|
| ship of Geistown Boro , in the said County, setting forth that they labor under incevenience for want of a Assess damages road or highway, to lead in "See attached descrintion" "See attached descrintion" "See attached descrintion" and therefore praying the Court to appoint proper persons to view and lay out the same account to law. The Court, upon due consideration had of the premises, do order and appoint F.M.Claf. Robert G. Mayer surveyor, and Mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respect the shortest distance and the best ground for a road, and in such manner as shall do the least injurgivate property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement. | said County, on the | ZIST | day of | may . | A. D. 1951 , |
| "See attached description" "See attached description" "See attached description" 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 F. W. Claff Robert G. Mayer Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and a agree that there is occasion for such road, they shall proceed to lay out the same, having respect the shortest distance and the best ground for a road, and in such manner as shall do the least injury private property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvements. | before the Honorable J | udge of the said Cour | rt: Upon the petit | tion of divers inhabitant | s of the Town- |
| and therefore praying the Court to appoint proper persons to view and lay out the same accord to law. The Court, upon due consideration had of the premises, do order and appoint F. W. Claft Robert. G. Mayer surveyor, and Mahlon. J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion tor such road, they shall proceed to lay out the same, having respect the shortest distance and the best ground for a road, and in such manner as shall do the least injurgivate property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement. | ship of Geistown | Boro , in the so | aid County, setting | g forth that they labor | under incon- |
| and therefore praying the Court to appoint proper persons to view and lay out the same accord to law. The Court, upon due consideration had of the premises, do order and appoint F. W. Claft Robert. G. Mayer surveyor, and Mahlon. J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion to r such road, they shall proceed to lay out the same, having respect the shortest distance and the best ground for a road, and in such manner as shall do the least injurgivate property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement | venience for want of a . | Assess dama | ges | road or highway | , to lead from |
| and therefore praying the Court to appoint proper persons to view and lay out the same according to the Court, upon due consideration had of the premises, do order and appoint F.W.Claft Robert G. Mayer surveyor, and Mahlon J. Baumgardner surveyor, and mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respect the shortest distance and the best ground for a road, and in such manner as shall do the least injurt private property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement. | | | | | |
| and therefore praying the Court to appoint proper persons to view and lay out the same according to the Court, upon due consideration had of the premises, do order and appoint F.W.Claft Robert G. Mayer surveyor, and Mahlon J. Baumgardner surveyor, and mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respect the shortest distance and the best ground for a road, and in such manner as shall do the least injurt private property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement. | | "See a | ttached des | scrintion" | |
| 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 F.M. Class Robert G. Mayer surveyor, and Mahlon J. Baumgardner surveyor, and mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respect the shortest distance and the best ground for a road, and in such manner as shall do the least injurt private property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvements. | | | | | |
| and therefore praying the Court to appoint proper persons to view and lay out the same accord to law. The Court, upon due consideration had of the premises, do order and appoint F.W.Claf. Robert G. Mayer surveyor, and Mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respect the shortest distance and the best ground for a road, and in such manner as shall do the least injurprivate property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement. | | | | | |
| and therefore praying the Court to appoint proper persons to view and lay out the same accord to law. The Court, upon due consideration had of the premises, do order and appoint F.W.Claf Robert G. Mayer surveyor, and Mahlon J. Baumgardner surveyor, and Mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respect the shortest distance and the best ground for a road, and in such manner as shall do the least injurprivate property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement. | | | | | |
| and therefore praying the Court to appoint proper persons to view and lay out the same accord to law. The Court, upon due consideration had of the premises, do order and appoint F. W. Claft Robert. G. Mayer surveyor, and Mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respect the shortest distance and the best ground for a road, and in such manner as shall do the least injurging private property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement. | | | | | • |
| and therefore praying the Court to appoint proper persons to view and lay out the same accord to law. The Court, upon due consideration had of the premises, do order and appoint F.W.Claf. Robert. G. Mayer surveyor, and Mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respect the shortest distance and the best ground for a road, and in such manner as shall do the least injurting private property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement. | | | | | |
| 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 F.W.Claf. Robert. G. Mayer surveyor, and Mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respective shortest distance and the best ground for a road, and in such manner as shall do the least injurting private property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement. | | | | | |
| and therefore praying the Court to appoint proper persons to view and lay out the same accord to law. The Court, upon due consideration had of the premises, do order and appoint F.W.Claf. Robert G. Mayer surveyor, and Mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respect the shortest distance and the best ground for a road, and in such manner as shall do the least injurgivate property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement. | | | | | • |
| and therefore praying the Court to appoint proper persons to view and lay out the same accord to law. The Court, upon due consideration had of the premises, do order and appoint F.W.Claf Robert G. Mayer surveyor, and Mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respect the shortest distance and the best ground for a road, and in such manner as shall do the least injurgivate property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement. | | | | | |
| and therefore praying the Court to appoint proper persons to view and lay out the same accord to law. The Court, upon due consideration had of the premises, do order and appoint F.W.Claf. Robert G. Mayer surveyor, and Mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respect the shortest distance and the best ground for a road, and in such manner as shall do the least injurt private property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement. | *************************************** | | | | |
| and therefore praying the Court to appoint proper persons to view and lay out the same accord to law. The Court, upon due consideration had of the premises, do order and appoint F.W.Claf. Robert G. Mayer surveyor, and Mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respective shortest distance and the best ground for a road, and in such manner as shall do the least injurgivate property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement. | | · | | | |
| and therefore praying the Court to appoint proper persons to view and lay out the same accord to law. The Court, upon due consideration had of the premises, do order and appoint F.W.Claf. Robert G. Mayer surveyor, and Mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respective shortest distance and the best ground for a road, and in such manner as shall do the least injurgative property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement. | | *************************************** | | *************************************** | |
| and therefore praying the Court to appoint proper persons to view and lay out the same accord to law. The Court, upon due consideration had of the premises, do order and appoint F.W.Claf Robert G. Mayer surveyor, and Mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and suggested that there is occasion for such road, they shall proceed to lay out the same, having respective shortest distance and the best ground for a road, and in such manner as shall do the least injurgative property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement | | | | | ~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~ |
| and therefore praying the Court to appoint proper persons to view and lay out the same accord to law. The Court, upon due consideration had of the premises, do order and appoint F.W.Claf. Robert G. Mayer surveyor, and Mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respective shortest distance and the best ground for a road, and in such manner as shall do the least injurt private property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement. | | | | | |
| and therefore praying the Court to appoint proper persons to view and lay out the same accord to law. The Court, upon due consideration had of the premises, do order and appoint F. W. Claf. Robert G. Mayer surveyor, and Mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respective shortest distance and the best ground for a road, and in such manner as shall do the least injurgative property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement. | <u></u> | | · | | |
| and therefore praying the Court to appoint proper persons to view and lay out the same accord to law. The Court, upon due consideration had of the premises, do order and appoint F.W.Claf. Robert G. Mayer surveyor, and Mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respect the shortest distance and the best ground for a road, and in such manner as shall do the least injury private property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement. | | | | | |
| and therefore praying the Court to appoint proper persons to view and lay out the same accord to law. The Court, upon due consideration had of the premises, do order and appoint F.W.Claf. Robert G. Mayer surveyor, and Mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respect the shortest distance and the best ground for a road, and in such manner as shall do the least injury private property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement. | | | | ······································ | ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, |
| and therefore praying the Court to appoint proper persons to view and lay out the same accord to law. The Court, upon due consideration had of the premises, do order and appoint F.W.Claft. Robert G. Mayer surveyor, and Mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respect the shortest distance and the best ground for a road, and in such manner as shall do the least injury private property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement. | | | | | |
| Robert G. Mayer surveyor, and Mahlon J. Surveyor, and the surveyor, and the surveyor and the surveyor and the surveyor and the | | | | | _ |
| Robert G. Mayer surveyor, and Mahlon J. Baumgardner viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respective shortest distance and the best ground for a road, and in such manner as shall do the least injury private property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement | | | | _ | |
| viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respective shortest distance and the best ground for a road, and in such manner as shall do the least injury private property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement | | | | | |
| viewers, to view the ground proposed for said road, and if they view the same, and sagree that there is occasion for such road, they shall proceed to lay out the same, having respective shortest distance and the best ground for a road, and in such manner as shall do the least injury private property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement | | | | | |
| agree that there is occasion for such road, they shall proceed to lay out the same, having respective shortest distance and the best ground for a road, and in such manner as shall do the least injury private property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement | viewers, to view the | ground proposed for a | said road, and il | they view the sa | me and shall |
| the shortest distance and the best ground for a road, and in such manner as shall do the least injury private property, and also be as far as practicable, agreeable to the desires of the petitioners, and they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement | | | | | |
| they make a report of their proceedings to the next Court of Quarter Sessions to be held for a County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement | | | | | |
| County, stating particularly whether they judge the same necessary for a public or private road, gether with a plot or draft thereof, and the courses and distances, and references to the improvement | | | | | |
| gether with a plot or draft thereof, and the courses and distances, and references to the improvement | | | | | |
| | | | | | |
| CONTRACTOR WITHOUT IN CITAL CONTRACTOR CONTR | | | urses and distanc | es, and references to the | improvements |
| moneya whom it may passi | шовун wnich и тау р | uss. | | | |

By the Court.
McCann, F.J.

Attest:

Cler

| мо. 4 | June | SESSSI | ONS, | 195: === |
|----------|---|----------------|---------------------------------------|-------------|
| Order to | view In the | e Matt | er | of |
| the ch | anges in I | Locati | on | and |
| Lines | of a High | vay Kn | own | as |
| State | Highway No | .222, | in | the |
| Boroug | h of Geist | tow h , | in | sai |
| County | and State | €. | · · · · · · · · · · · · · · · · · · · | |
| | *************************************** | | | -4841440 |
| | | | | |
| **** | | ***** | | |
| F.W.Cl | aflin G. Mayer J.Baumgar | • | |) |
| Robert | G. Mayer | | | Viewer |
| Mahlon | J.Baumgar | dner | | 2 |
| Jerk Jes | ezh C. L | Veos | | - <u>-</u> |
| 1 | | | | |

NOTE. "It shall be the duty of all persons appointed in the severs thic or private road or bridge, if they shall decide in favor of locatin recon or persons over whose land such location may be made releases freming of such road or the building of nuch bridge; and in every case when the same to them that any damages will be sustanited, it shall be the property of their number, and return the same, together with a manger so assessed shall be conclusive, or may be subject to appeal, we in the different counties of this Commonwealth." st locating said road or brioge, reileases from all claims for damages that miglicase where said viewers shall fail to procure
hall be their duty to assess the damages and m
re with all releases obtained, to the Court of Qu
appeal, review or modification, as may be pr

> ses, and thereof ons, and existing

"The persons appointed as aforesaid shall view such ground, and 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: itst, who of them were present at the view, accord, whether they were severally sworn or affirmed; third, whether the road lestred be necessary for a public or private road; they shall also annex and return to the Court a plot or draft thereof, stating he courses and distances, and noting briefly the improvements through which it may pass; and, whenever practicable, the viewers hall lay out the said roads at an elevation not exceeding five degrees (except at the crossing of ravines and streams), where, by noderate filling and bridging, the declination of the road may be preserved within that limit."

retition of Herman H. Hofman For Appointment of Viewers.

Your netitioner is the owner of a certain niece or parcel of land situate in said Borough of Geistown, in said County and State.bounded and described as follows:

Beginning at a nost at a corner of land formerly of Augustine Donate and Anna Donate on the southerly side of Bedford Street in said Borough of Geistown; thence by the line of Bedford Street south sixty-nine degrees fifty minutes ten seconds east two hundred sixteen feet and forty-eight hundredths of a foot to the southwesterly corner of the intersection of Bedford Street and Belmont Street; thence by the westerly line of Belmont Street south eighteen degrees west five hundred twenty-four feet and nine tenths of a foot to a point in said westerly line of Belmont Street at a corner of land of Harry G.Wise & Sons; thence by the line of said land of Harry G.Wise & Sons on the seventy-two degrees thirty minutes west three hundred eighty-four feet and thirty-two hundredths of a foot to an iron min, a corner of said land and in a line of land of St.Josenh's Catholic Cemetery; thence by the line of said Cemetery land north nineteen degrees three minutes forty seconds east four hundred twenty-two feet and nine tenths of a foot to a moint on said line at a corner of the above mentioned land formerly of Augustine Donate and Anna Donate; thence by the line of said Donate land south seventy-one degrees twenty-three minutes twenty seconds east one hundred fifty-nine feet and four tenths of a foot to a tack in a rlug; thence still by said land last mentioned north eighteen degrees twenty-two minutes forty seconds east one hundred and fifteen feet and three tenths of a foot to the mlace of beginning.

Containing four acres and one hundred eighty-three thousandths of an acre.

ORDER OF COURT:

thousandths of an acre.

ORDER OF COURT:

NOW, the 21st day of May 1951, the foregoing retition having been read and presented to the Court, the Court do thereupon appoint F.W.Claflin, Robert G.Mayer and Mahlon J. Baumgardner, who are members of the County Board of Viewers, to view the property described in the within retition and to report to the Court their findings with respect to the damages suffered by the petitioner by reason of the appropriation, injury or destruction of certain property in the change of lines and location of State Highway Route No.222, taking into consideration any benefits which may have accrued to said property by said change of lines and location. It is hereby directed that the above named viewers, in assessing the damages, shall take into consideration the advantages derived from such road passing through the land of the complainant. Said viewers are directed to make their report in writing to the Court of Quarter Session on or before the 1st day of August 1951. The viewers above approinted are hereby directed to give at least ten days' may notice in writing to the Secretary of Highways and the petitioner of the day and hour on which they will view the premises within described and conduct their hearing under this appointment.

By the Court this appointment.

By the Court McCann, F.J.

Certified this 23rd day of May, A.D. 1951. greeple: Wesa Joseph C. Wess Clerk of Courts.

In re: Order to view and assess damages in the matter of the changes in location and lines of a highway known as State Highway No. 222, in the Borough of Geistown, in said County and State.

In the Court of Quarter Sessions of Cambria County, Pennsylvania. No. 4 June Sessions, 1951

NOTICE OF VIEW

We, the undersigned Viewers, appointed by the above named Court for the purpose of viewing and assessing damages to property of Herman H. Hoffman in the matter of the changes in location and lines of a highway known as State Highway No. 222, in the Borough of Geistown, in said County and State. Beginning at a post at a corner of land formerly of Augustine Donate and Anna Donate on the southerly side of Bedford Street in said Borough of Geistown; thence by the line of Bedford Street south sixty-nine degrees fifty minutes ten seconds east two hundred sixteen feet and forty-eight hundredths of a foot to the southwesterly corner of the intersection of Bedford Street and Belmont Street; thence by the westerly line of Belmont Street south eighteen degrees west five hundred twenty four feet and nine tenths of a foot to a point in said westerly line of Belmont Street at a corner of land of Harry G. Wise & Sons; thence by the line of said land of Harry G. Dise : Sons north seventy-two degrees thirty minutes west three hundred eighty-four feet and thirty-two hundredths of a foot to an iron pin, a corner of said land and in a line of land of St. Joseph's Catholic Cemetery; thence by the line of said Cemetery land north nineteen degrees three minutes forty seconds east four hundred twenty-two feet and nine tenths of a foot to a point on said line at a corner of the abovementioned land formerly of Augustine Donate and Anna Donate; thence by the line of said Donate land south seventy-two degrees twenty-three minutes twenty seconds east one hundred fifty-nine feet and four tenths of a foot to a tack in a plug; thence still by said last mentioned land north eighteen degrees twenty-two minutes forty seconds east one hundred and fifteen feet and three tenths of a foot to the place of beginning. Containing four acres and one hundred eighty-three thousandths of an acre.

The Viewers will meet at the place of beginning on the 8th day of June A. D., 1951, at 10:30 A.M., D. S. T. for the purpose of performing the duties of our appointment at which time and place all interested persons may appear and be heard.

F. W. Claflin, Chairman Robert Mayer Mahlon J. Baumgardner

May 29, 1951

Viewers And Alleria In re: Order to view and assess damages in the matter of the changes in location and lines of a highway known as State Highway No. 223, in the Borough of Geistown, in said County and State.

In the Court of Quarter Gessions of Cambria County, Pennsylvania.
No. 4 June Sessions, 1981

modice of alch

Le, the undersigned Viovers, appointed by the above named Court for the purpose of viewing and assessing damages to property of Herman F. Hoffman in the matter of the changes in location and lines of a highway known as State Highway No. 282, in the Borough of Geistown, in said County and State. Boginning at a post at a corner of land formorly of Augustine Donate and anna Donate sh the southerly side of Bedford Street in said Borough of Goistown; thence by the line of Redford Otroot south sixty-nine degrees fifty minutes ten seconds east two hundred sinteen feet and forty-eight hundredths of a foot to the southwesterly corner of the intersection of Bedford Street and Belmont Street; thence by the sectorly line of Belmont Street south eighteen degrees west five hundred twenty-four feet and mine tenths of a foot to a point in said vestorly line of Belmont Street at a corner of land of Harry G. Ties and Cons; thence by the line of said land of Harry G. Wise & Sons north seventy-two degrees thirty minutes west three hundred eighty-four feet and thirty-two hundredths of a feet to an iron pin, a corner of said land and in a line of land of St. Joseph's Catholic Cometery; thence by the line of said Cometery land north mineteon degrees three minutes forty seconds east four hundred twenty-two feet and mins tenths of a foot to a point on said line at a corner of the above mentioned land for orly of Augustine Donate and Anna Donate; thence by the line of said Donato land couth seventy-one degrees twenty-three minutes twenty seconds east one hundred fifty-sine fest and four touthe of a foot to a tack in a plug; thence still by said last mentioned land north eighteen degrees twenty-two minutes forty seconds east one hundred and fifteen fest and three tonths of a foot to the place of beginning. Containing four agree and one hundred ei hty-three thousandths of an acre.

The Viewers will meet at the place of beginning on the 8th day of June A. D., 1961, at 10:30 A.M., D.S.T. for the purpose of performing the duties of our appointment at which time and place all interested persons may appear and be heard.

ruggy surrous on an edge of some complete the confidence of the co

Tack in Claiming

Vieword

May 20, 1001

Please acknowledge receipt of original and return this copy.

F. W. Claflin, Chairman of Viewers

May 31, 1951

Mr. F. W. Claflin Chairman of Viewers

Dear Mr. Claflin:

This will acknowledge receipt of notice of view by yourself as Chairman and Robert Mayer and Mahlon J. Baumgardner in the matter of the view to be held at the property of Herman H. Hoffman in Geistown. This will answer as an acceptance of service on behalf of Mr. Hoffman, whom we represent in this matter.

Very truly,

PNS:mc

attorney of for Hernaut. Hoffen

In re: Order to view and access decagos in the metter of the changes in location and lines of a highway knows as State Highest No. 232, 15 the Derough of Goistown, in oaid County and State.

In the Court of Quartor Leadions of Cambria County, l'ennoylvania. Bo. 4 June Ceseions, 1951

HOUTER OF AREL

Court for the purpose of viewing and assessing damages to property of Harmon II. Hoffman in the master of the changes in location and lines of a highway known as State Highway No. 388, in the Berough of Coletown, in soid County and State. Deginping at a post at a sersor of land formerly of Augustine Denote and Anna Denote on the southerly side of Dedford Atreet in said Derough of Cointown; thence by the line of Dedford Etreet couch cinty-nine Segrees fifty minutes ten escende east two hundred cintoes feet and forty-eacht hundredthe of a foot to the coutbaceterly corner of the intersection of Redford Street and Belmont Street; thouse by the vestorly line of Belmont Street couth eighteen degrees west flue hundred toouty-four foot and mine tenths of a foot to a point in sold westerly line of Dolmont Street at a server of land of Harry C. The a Sous: thouse by the line of sold land of Harry C. The a Sous: thouse by the line of sold land of Harry C. The a Sous: thouse by the line of sold land of Harry C. The a South thouse were the seventy-two degrees thirty minutes were three hundred eighty-four feet and thirty-two hundredths of a foot to an iron pin. a corner of soid land and in a line of lend of St. Jecoph's Catholic Comptony; themse by the line of soid Comptony land north minetoen degrees three minutes forty accords out four hundred twenty-two feet and pire toncks of a foot to a point on said line at a corner of the above and land forcorly of Augustine Douate and Anna Donato; theuse by the line of said Denate land south seventy-two degrees evonty-three minutes treaty ecocode coat one bundred fifty-sin: foot and four tenths of a foot to a tack in a plug; thence etill by daid lact montioned lund north oldstoon degrees toenty-toe minutes forty tool a lo educed cout ban teel acctlil ban borbaud eas tone to the place of boginning. Containing four cores and one bundred cighty-three thousandthe of an acro.

The Vicacre will most at the place of beginning on the Stb day of June A. D., 1951, at 10:80 A.H., D. S. T.for the purpose of performing the Guthee of our appointment at which time and place all interested pareens may appear and be beerd.

> P. C. Cloflin, Chairman Robors Layer Lablon J. Hannserdoor

Viewerd

May 30, 1981

Please acknowledge receipt of one copy and return this copy to us.

on this,

F. W. Claflin. Chairman of Viewers

A. D., 1867.

Clerk of Courts

In re: Order to view and assess damages in the matter of the changes () in location and lines of a highway known as State Highway No. 222, in the Borough of Geistown, in said County and State.

In the Court of Quarter Bessions of Cambria County, Pennsylvania. No. 4 June Sessions, 1951

TO F. C. CLAFLIN, ROBERT MAYER AND MARLON J. BAULIGARDNER

To F. W. Claflin, Dr.

| May 25, 1951 | Data and preparing notices of view | l day | 612.00 | |
|--------------|--------------------------------------|-----------|--------|---------|
| • | Stenographer typing notices, station | ery, | 0.00 | |
| | stamps, etc. | | 2.80 | |
| 29 | Posting and serving notices of view | 1 day | 12.00 | |
| • | WITERER IO WITER | | 1.00 | |
| June 6 | Making view | l day | | |
| | Mileage 10 miles | | 1.00 | • |
| August 22 | Hearing Judge's Chambers | 1 day | | |
| August 100 | Mileage 5 miles | | 0.50 | |
| 28 | Viewer's meeting Gray & Claflin offi | ce 1 day | 12.00 | |
| . 29 | Haking and writing report | 1 day | 12.00 | * 1 |
| 29 | Stenographer typing report | · · | 3.20 | |
| antowhen A | Exhibit of Schedules Gray & Claflin | • | | |
| September 4 | office | 1 day | 12.00 | |
| 7 | Filing report | 1 day | | |
| 7 | | | | 108.50 |
| | Mileage 40 miles | | | ,200100 |
| | | | | |
| | To Robert Layer, Dr. | | | |
| | | | | |
| June 6, 1951 | Haking vieu | l day | 12.00 | 1 |
| ante o' rear | Mileage 8 miles | • | 0.80 | |
| toward 00 | Hearing in Judge's Chambers | 1 day | 12.00 | |
| August 22 | Mileage 6 miles | | 0.30 | |
| 00 | Viewers' meeting Gray & Claflin of i | de l dry | | |
| 26 | | .00 2 44. | 0.60 | |
| | Mileage 6 miles | | 0.00 | |
| September 4 | Exhibit of Schedules Gray & Claflin | 1 day | 12.00 | |
| | office | r nes | 0.60 | 60 60 · |
| | ileage 6 miles | | 0.00 | 50.60 |

To Mahlon J. Baumgardner, Dr.

| June 6, 1951 | Making view 1 day Mileage 42 miles | \$12.00 4.20 | |
|--------------|---|-----------------|------------------|
| August 22 | Hearing Judge's Chambers 1 day Mileage 36 miles | 12.00 3.60 | |
| 28 | Viewers' meeting Gray and Claflin office 1 day Mileage 36 miles | 12.00 3.60 | |
| September 4 | Exhibit of Schedules Gray and Claflin office I day Mileage 36 miles | 12.00 3.60 | \$ 63.00 |
| | TOTAL AMOUNT OF VIE | ¥ | ₿222 .1 0 |

I hereby certify that the above bill is an exact duplicate of the bill presented to the Cambria County Commissioners.

F. W. Claflin Chairman of Board of View

No. 4 June Session 1951
In the Court of Quarter Sessions of Cambria County, Pennsylvania.
Location and Lines of a Lighway known as State Highway Route Known as State Highway Route Geistown, in said County and State.

· · · · · · · ·

Viewers Report

Report Views

About and James of the of the

43,560 # 10th,
635,560 # 4356.00

This print is made from sheet No. / 2, of right-of-way plan for Route No. ZZZ. Section No. 6 . Combine County, approved by the Governor on June / 1950 which I we have examined and had explained to me us this day of 19, and is to be attached to the release herewith executed.

| vitness | | (Seal) |
|---------|--|--------|
| Mitness | | (Seal) |
| Witness | and the second s | (Seal? |

Stubet

