

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The petition of Steve Szekeresh, Mike Szekeresh and Albert Szekeresh respectfully represents:

1.

That by deeds dated September 2, 1939, and recorded in Cambria County in Deed Book Volume 492 at Page 134, and February 1, 1940, and recorded in Cambria County in Deed Book Volume 492 at Page 137, they became the owners of all that certain tract of land situate in the Township of Jackson, County of Cambria and State of Pennsylvania, bounded and described as follows:

Beginning at a stone corner on State Highway Route No. 11030 and land of Peter White; thence North 19 degrees and 22 minutes East two hundred ninety-five and six tenths (295.6) feet to a point on line of other land of the party of the first part hereto (this day sold to John Szekeresh, Sr. and Annie Szekeresh, his wife); thence along said last mentioned land North 83 degrees 52 minutes East five hundred seventy-one and six tenths (571.6) feet to a point on line of land of Samuel Davis; thence along said last mentioned land South 29 degrees and 28 minutes West three hundred seventy-five and five tenths (375.5) feet to a beech on line of land of D. W. Altimus; thence along said last mentioned land South 21 degrees 46 minutes West ninety-eight and five tenths (98.5) feet to a stone on line of land of Peter White; thence along said last mentioned land North 79 degrees 55 minutes West four hundred forty-seven and twenty-six hundredths (447.26) feet to a stone at place of beginning.

2.

That in the construction, re-construction and improvements of State Highway Route No. 11030, between the Village of Mundy's Corner and Nanty Glo in the said County of Cambria, said property has sustained serious loss and damage; and that compensation for such damage has not been fixed or agreed between the Commonwealth of Pennsylvania and your petitioners.

Your petitioners therefore pray your Honorable Court to appoint three viewers from the Board of Viewers of the County of Cambria to view the premises and assess the damages, if any, by reason of the construction, re-construction, and improvement of said highway, and to assess the benefits, if any, and to report the same to your Honorable Court in such case made and provided.

And your petitioners will ever pray.

Steve Szekeresh
Steve Szekeresh
Mike Szekeresh
Mike Szekeresh
Albert Szekeresh
Albert Szekeresh

STATE OF PENNSYLVANIA }
: SS.
COUNTY OF CAMBRIA }

Steve, Mike, and Albert Szekeresh, being duly sworn according to law,
did depose and say that the statements set forth in the foregoing petition are
true and correct to the best of their knowledge, information and belief.

Sworn and Subscribed Before Me This

5 day of May, A.D., 1952.

S. C. Cunningham

My Com. Expires

S. C. CUNNINGHAM, Justice of the Peace
My Commission Expires Jan. 8, 1953

Steve Szekeresh
Steve Szekeresh

Mike Szekeresh
Mike Szekeresh

Albert Szekeresh
Albert Szekeresh

DECREE

AND NOW, 15 May, ^{at 12:12 P.M. D.S.T.} 1952, the foregoing petition having
been read and considered, it is ordered that Wahlon J. Baumgardner
John L. Elder and Robert Mayer
three members of the permanent Board of Viewers of Cambria County, be, and here-
by are appointed to view the said premises and make a return of their proceed-
ings according to law.

BY THE COURT,

Griffith
J.

ROAD DOCKET
No. 3 June Session 1952

IN THE COURT OF QUARTER SESSIONS
OF CALBRIA COUNTY, PENNSYLVANIA

RE: CLAIM OF STEVE, MIKE, AND
ALBERT SZEKERESH AGAINST THE COM-
MONWEALTH OF PENNSYLVANIA.

PETITION FOR APPOINTMENT OF VIEWERS

Filed
5/28/52

Myers & McDonald
ATTORNEYS AT LAW
213 S. CENTER STREET - OPPOSITE COURT HOUSE
Elkensburg, Pennsylvania

IN RE: Petition of Steve Szekeresh,
Mike Szekeresh and Albert Szekeresh
for the Appointment of Viewers to
Assess Damages or Benefits to their
land by reason of the construction, re-
construction and improvement of State
Highway Route No. 11030 between the
Village of Mundy's Corner and Nanty-
Glo in Cambria County, Pennsylvania.

§ IN THE COURT OF QUARTER SESSION OF
: CAMBRIA COUNTY, PENNSYLVANIA
:
: No. 3 June Sessions, 1952
: CONDEMNATION PROCEEDINGS
:
: §

RECEIPT AND RELEASE

We, the undersigned, Steve Szekeresh, Mike Szekeresh and Albert Szekeresh, hereby acknowledge receipt of the sum of Two Thousand Six Hundred Fifty (\$2,650.00) Dollars from the Commonwealth of Pennsylvania in full satisfaction of the award made by the County Board of Viewers appointed by the Court of Quarter Sessions of Cambria County, Pennsylvania, under the above captioned condemnation proceedings, and we do hereby remise, release, quitclaim and forever discharge the Commonwealth of Pennsylvania of and from all liability in connection with said condemnation proceedings.

We hereby authorize the Clerk of the Court of Quarter Sessions aforesaid to enter this receipt and release as part of the record of these condemnation proceedings.

WITNESS our hands and seals this 18TH day of November, 1952.

WITNESS:

Russell L. Long
Alton H. McDonald

Steve Szekeresh (SEAL)
Steve Szekeresh

Mike Szekeresh (SEAL)
Mike Szekeresh

Albert Szekeresh (SEAL)
Albert Szekeresh

No. 3 June Sessions, 1952

IN THE COURT OF QUARTER SESSIONS
OF CALBRIA COUNTY, PENNSYLVANIA

IN RE: STEVE SZEKERESH, MIKE
SZEKERESH AND ALBERT SZEKERESH
CONDEMNATION PROCEEDINGS.

RECEIPT AND RELEASE

Filed
11/22/52

Myers & McDonald
ATTORNEYS AT LAW
213 S. CENTER STREET - OPPOSITE COURT HOUSE
Ebensburg, Pennsylvania

IN RE: Petition of Steve Szkeresh, Mike Szkeresh and Albert Szkeresh for the Appointment of Viewers to Assess Damages or Benefits to their land by reason of the Construction, Re-Construction and Improvement of State Highway Route No. 11030 between the Village of Mundys Corner and Nanty-Glo in Cambria County, Penna. : In the Court of Quarter Sessions : of Cambria County, Pennsylvania. : No. 3 June Sessions, 1952 : CONDEMNATION PROCEEDINGS

REPORT OF VIEWERS

We, the undersigned Viewers appointed by the above named Court to View and Inspect the real estate and premises of Steve Szkeresh, Mike Szkeresh and Albert Szkeresh situate between the Village of Mundys Corner and the Borough of Nanty-Glo in Cambria County, Penna. by the reason of the Construction, Re-construction and Improvement of State Highway Route #11030 to determine and estimate damages or benefits that have resulted or that may seem likely to result by reason of said construction, reconstruction by said State Highway Department as it affects the land of the above named petitioners aforesaid and more particular described as follows:

BEGINNING at Stone corner of State Highway Route #11030 and land of Peter White, thence North 19 degrees 22 minutes East 295.6 feet to a point on line of land of John Szkeresh, Sr., and Annie Szkeresh, his wife; thence along said land North 883 degrees 52 minutes East 571.6 feet to land of Samuel Davis, thence along said last mentioned land South 29 degrees 28 minutes West 375.5 feet to a beech on line of land of D. W. Altemus; thence along the same South 21 degrees 46 minutes West 98.5 feet to a stone on line of land of Peter White, thence along same North 79 degrees 55 minutes West 447.26 feet to a stone at the place of beginning.

That we were duly sworn or affirmed as Members of the Permanent Board of Viewers of Cambria County, Pennsylvania, as shown by the records of the aforesaid Court; that due public notice of the time and place of the meeting of the said Viewers was given by posting ten handbills upon the premises owned by Steve Szkeresh, Mike Szkeresh and Albert Szkeresh and upon the above said owners by personal service and acceptance of service; upon Randolph Myers, Esq. Counsel for the petitioners and owners; upon the Commissioners of Cambria County and upon C. R. Forbes, District Engineer of the State Highway

all of whom accepted service of said Notice to View and acknowledge receipt of copy of same as is evidenced by said notices being hereto attached and made a part of this Report.

Pursuant to said Notice to View, we met upon the premises on Friday June 20, 1952 at 10 o'clock daylight time in the morning and proceeded with the duties of our appointment. All the members of the Board of Viewers were in attendance. Steve Szekeresh and other owners were present as was their Attorney Randolph Myers, Esq. Gerald Gibson, Esq. Counsel for the State Highway department and several representatives from the Hollidaysburg Office were in attendance. A very careful inspection of the land involved in the proceedings was made. The new State highway traverses through the entire piece of land of the petitioners and owners. The view and inspection was quite exhaustive and matters pertaining to the view. All matter and elements pertinent to the taking of the land and its effect on the remaining portion were thoroughly explored and examined. All the parties in interest the petitioners and the State Highway Department and their respective attorneys mutually agreed with the members of the Board of Viewers to waive all legal requirements as to advertising the Exhibit of Schedule of Damages and the Filing of the Report. It was mutually agreed by all of the parties that a hearing for the taking of evidence be held in Court Room Number 3 in the Court House at Ebensburg, Penna and July 11, 1952 at 10 o'clock daylight time in the morning. Notices for the hearing were served on all interested parties as is evidenced by said notices being hereto attached and made a part of this Report. Pursuant to said notice the Viewers met in Room No. 3 in the Court House aforesaid at time stipulated in the Notice for hearing. Counsel for the petitioners Randolph Myers, Esq., presented his witnesses which were subject to cross examination by Gerald Gibson, Esq. Counsel for the State Highway Department. At the conclusion of the testimony on the part of the petitioners and owners of the land in question, the State Highway Department called its witnesses. Due to vacations on the part of

of some of the participants, the date for said Exhibit was continued a later date.

It was later agreed that August 20, 1952 at 7:15 daylight time in the evening be the time for the Exhibit of ~~Schedule~~ of Damages . On July 14, 1952 the Viewers had a conference with regard to the most conflicting testimony offered at the hearing. The great difference in the amount of damages as adduced in the evidence. All material evidence was discussed in full and the entire testimony having been discussed . All matters were taken into consideration and all elements of damages and benefits and all matters pertinent thereto were taken carefully into arriving and determining and estimating the amount of damages.

That having viewed and carefully inspected the premises and hearing all evidence and testimony concerning said real estate and having taken in consideration all the evidence relating to the benefits and damages and all matters pertinent to the matter in issue by reason of the Construction, Re-construction and Improvement of State Highway Route 11030 as it affects the land of the owners, the amount and quantity of land appropriated and its effect on the remaining land of the owners, we estimated the quality, quantity of land taken, occupied and injured by said taking and having made due and just allowances for benefits as compared against the damages in said appropriation of the land of Steve Szekeresh, Mike Szekeresh and Albert Szekeresh which have resulted or which may seem likely to result to the said owners of because of said construction- re-construction and improvement, we have estimated and determined the amount of damages and prepared a Schedule thereof.

Pursuant to the agreement entered into by all of the parties in interest and having fixed August 21, 1952 at 7:15 in Court Room #4, Court House aforesaid we did meet at said time and place to present the Exhibit of Schedule of Damages. There being no further testimony and evidence presented we proceeded with the presentation of the Exhibit of Schedule. After having taken into consideration all the testimony offered and the members of the Board of Viewers having been on the ground condemned we have agreed, estimated and determined the amount of the damages and the Schedule of Damages was offered. That after hearing all ex-

ceptions and testimony offered and giving all matters before us due consideration, we are of the opinion that the land taken and the inconvenience and hardship imposed on the portion of land remaining and all other matters pertaining to said construction, re-construction and improvement of State Highway Route #11030 and affected by same we therefore assess damages in the sum of TWENTY SIX HUNDRED AND FIFTY (\$2650.00) DOLLARS and that the said sum be paid to Steve Szekeresh, Mike Saekeresh and Albert Szekeresh as their interest may appear by the State Highway Department of the Commonwealth of Pennsylvania.

IN WITNESS WHEREOF we have set our hands and affixed our signatures on this twenty-third day of August, A. D. 1952

Mahlon J. Baumgardner
Mahlon J. Baumgardner
John L. Elder
John L. Elder
Robert Mayer
Robert Mayer

RE: Petition of Steve Szekeresh, Mike Szekeresh and Albert Szekeresh for the Appointment of Viewers to Assess Damages or Benefits to their land by reason of the construction, relocation and improvement of State Highway Rt #11030 between the Village of Mundy's Corner and Nanty Glo, Cambria County, Penna.

In the Court of Quarter Sessions
of Cambria County, Pennsylvania
No. 3 June Sessions 1952.

CONDEMNATION PROCEEDINGS

Cambria County indebted to Mahlon J. Baumgardner, John L. Elder and Robert Mayer:

To Mahlon J. Baumgardner:

June 7, 1952	Preparing Notices to View	\$12.00	
" 9	Posted Notices to View and acceptance of Service	12.00	
	Mileage to Mundy's Corner for posting Notices	1.40	
" 10	Acceptance of Service on B.F. Forbs, Dist Engr.	12.00	
	Mileage to Hollidaysburg, 42 miles	4.20	
" 20	Making View	12.00	
	Mileage for View	1.40	
" 27	Preparing Notices of Hearing and serving them	12.00	
Jul. 11	Hearing Court Room No. 3	12.00	
" 14.	Conference, estimating and determining damages	12.00	
Aug. 19	Preparing Notice of Exhibit of Schedule and Advertising same	12.00	
" 21	Exhibit of Schedule	12.00	
" 23	Preparing Report	12.00	
Sept. 2	Filing Report	12.00	\$139.00

TO John L. Elder

June 20	Making View	12.00	
	Mileage	1.40	
Jul. 11	Hearing	12.00	
Aug. 14	Conference, estimating and determining damages	12.00	
" 21	Exhibit of Schedule	12.00	\$ 49.40

TO Robert Mayer:

July 20	Making View	12.00	
	Mileage 26 miles	2.60	
Jul. 11	Hearing at Ebensburg	12.00	
	Mileage 40 miles	4.00	
" 14	Conference, estimating and determining damages	12.00	
	Mileage 40 miles	4.00	
Aug. 21	Exhibit of Schedule at Ebensburg	12.00	
	Mileage	4.00	\$ 62.60

IN RE: Petition of Stovo Szokorosh, Mike Szekoresch and Albert Szekeresh for the Appointment of Viewers to Assess Damages or Benefits to their land by reason of the construction, re-construction and improvement of State Highway Route No. 11030b between the Village of Mundy's Corner and Nanty-Glo in Cambria County, Penna.

: In the Court of Quarter Sessions
: of Cambria County, Penna.
: No. 3 JUNE SESSIONS, 1952
: CONDEMNATION PROCEEDINGS

NOTICE TO VIEW

We, the undersigned Viewers appointed by the above named Court to View and Inspect the land and premises of Stovo Szekeresh, Miko Szekeresh and Albert Szokoresch between the Village of Mundy's Corner and Nanty-Glo, Cambria County, Pennsylvania, and to determine and estimate the damages or benefits that have resulted or that may soon likely to result by reason of the construction, re-construction and improvement of State Highway Route #11030 at said location in Cambria County and State aforesaid as it affects the real estate and land of the above named petitioners and owners described as follows:

BEGINNING at Stone corner of State Highway #11030 and land of Peter White, thence North 19 degrees 22 minutes East 295.6 feet to a point on line of land of John Szokorosh, Sr., and Annie Szekerech, his wife; thence along said land North 83 degrees 52 minutes East 571.6 feet to land of Samuel Davis; thence along said mentioned land South 29 degrees 28 minutes West 375.5 feet to a beech on line of land of D. W. Altimus; thence along the same South 21 degrees 46 minutes West 98.5 feet to a stone on line of land of Peter White, thence along said land North 79 degrees 55 minutes West 447.26 feet to a stone at the place of beginning.

The Board of Viewers will meet upon the premises on Friday June 20, 1952 at 10 o'clock daylight time in the morning for the purpose of performing the duties of our appointment.

Mahlon J. Baumgardner

John L. Eldor

Robert Mayer,
Viewers

7 June 1952

NOW 10 June I hereby accept service of the above Notice to View for the Pennsylvania State Highway Department as District Superintendent of this area and acknowledge receipt of a copy of said Notice.



IN RE: Petition of Steve Backorash, Mike Backorash and Albert Backorash for the Appointment of Viewers to assess damages or benefits to their land by reason of the construction, re-construction and improvement of State Highway route No. 11030 between the Village of Sandy's Corner and Pottsville in Cambria County, Pennsylvania.

: In the Court of Quarter Sessions
:
: of Cambria County, Penna.
:
: No. 3 JUNE TERM 1952
:
: ORDER ENTERED PURSUANT TO

NOTICE TO VIEW

To, the undersigned Viewers appointed by the above named Court to View and inspect the land and premises of Steve Backorash, Mike Backorash and Albert Backorash between the Village of Sandy's Corner and Pottsville, Cambria County, Pennsylvania, and to determine and estimate the damages or benefits that have resulted or that may soon likely to result by reason of the construction, relocation and improvement of State Highway route 11030 at said location in Cambria County and State aforesaid as it affects the real estate and land of the above named petitioners and others described as follows:

Begin at the corner of State Highway 11030 and land of Peter White; thence North 19 degrees 22 minutes East 205.3 feet to a point on line of land of John Backorash, Sr. and Annie Backorash, his wife, thence along said land North 85 degrees 52 minutes East 571.0 feet to land of Samuel Davis; thence along said mentioned land South 29 degrees 20 minutes West 375.5 feet to a bench on line of land of D. L. Altman; thence along the same South 21 degrees 46 minutes West 98.5 feet to a stone on line of land of Peter White, thence along said land North 70 degrees 55 minutes West 447.26 feet to another at the place of beginning.

The Board of Viewers will meet upon the premises on Friday June 20, 1952 at 10 o'clock daylight time in the morning for the purpose of performing the duties of our appointment.

John J. Burgerdier

John L. Elder

Robert Leyer
Viewers

7 June 1952

NOW 9 June 1952 I hereby accept service of the above Notice to View for the Commissioners of Cambria County, Pennsylvania and acknowledge to have received a copy of said notice.

Wm. W. Laughlin
and Chief Clerk to County Commissioners

Randolph 7.

IN RE: Petition of Stavo Szekorosh, Mike Szekorosh and Albert Szekorosh for the Appointment of Viewers to Assess Damages or Benefits to their land by reason of the construction, re-construction and improvement of State Highway Route No. 11030 between the Village of Mandy's Corner and Mandy-Glo in Cambria County, Pennsylvania.

: In the Court of Quarter Sessions
: of Cambria County, Penna.
: No. 3 JUDGMENTS 1952
: CONDEMNATION PROCEEDINGS

NOTICE TO VIEW

So, the undersigned Viewers appointed by the above named Court to View and Inspect the land and premises of Stavo Szekorosh, Mike Szekorosh and Albert Szekorosh between the Village of Mandy's Corner and Mandy-Glo, Cambria County, Pennsylvania, and to determine and estimate the damages or benefits that have resulted or that may seem likely to result by reason of the construction, re-location and improvement of State Highway Route 11030 at said location in Cambria County and State aforesaid as it affects the real estate and land of the above named petitioners and owners described as follows:

BEGINNING at Stone corner of State Highway 11030 and land of Peter White; thence North 19 degrees 22 minutes East 295.6 feet to a point on line of land of John Szekorosh, Jr. and Annie Szekorosh, his wife, thence along said land North 83 degrees 52 minutes East 571.6 feet to land of Samuel Davis; thence along said mentioned land South 29 degrees 28 minutes West 375.5 feet to a beech on line of land of D. W. Altinus; thence along the same South 21 degrees 46 minutes West 98.5 feet to a stone on line of land of Peter White, thence along said land North 79 degrees 55 minutes West 447.26 feet to a stone at the place of beginning.

The Board of Viewers will meet upon the premises on Friday June 20, 1952 at 10 o'clock daylight time in the morning for the purpose of performing the duties of our appointment.

Mahlon J. Baumgardner

John L. Eldor

Robert Loyer
Viewers

7 June 1952

AND NOW 9 June 1952 I hereby accept service of the above Notice to View as Attorney for the petitioners in the above proceedings and acknowledge to have received a copy of same.

Thy E. McDonald
Attorney for Petitioners

IN RE: Petition of Steve Smokrosch, Mike
Smokrosch and Albert Smokrosch for the Ap-
pointment of Viewers to assess Damages or
Benefits to their land by reason of the
construction, re-construction and improve-
ment of State Highway Route No. 11050
between the Village of Runy's Corner and
Panty-Cle in Cambria County, Pennsylvania

: In the Court of Quarter Sessions,
:
: of Cambria County, Penna.
:
: No. 3 June Sessions, 1952
:
: CONDEMNATION PROCEEDINGS

NOTICE OF HEARING

By reason of the fact that no agreement was made at the time of the
View in the above entitled proceedings for the purpose of taking testimony
the members of the Board of Viewers appointed by the above court have
fixed Friday July 11, 1952 at 10 o'clock daylight time and Court Room
Number 3, Court House, Ebensburg, Cambria County, Penna. as the time and
place for the taking of all testimony and hearing all evidence as relating
to the above condemnation proceedings and all other matters pertaining there-
to. All parties in interest are requested to be present at that time.

Ephron J. Baumgardner

John L. Elder

Robert Mayor
Viewers

27 June 1952

NOW June 28 1952 I hereby accept service of the above notice to
take testimony in the above entitled proceedings hereby accept service of
with notice as Attorney for the petitioners and acknowledge to have received
a copy of same.

Myers & McDonald
Attorney for Petitioners.

IN RE: Petition of Steve Szekeresh, Mike : In the Court of Quarter Sessions,
Sekeeresh and Albert Szekeresh for the Ap- :
pointment of Viewers to assess Damages or : of Cambria County, Penna.
Benefits to their land by reason of the :
construction, re-construction and improve- : No. 3 June Sessions, 1952
ment of State Highway Route No. 11050 :
between the Village of Mundy's Corner and :
Nanty-Glo in Cambria County, Pennsylvania : CONDEMNATION PROCEEDINGS

NOTICE OF HEARING

By reason of the fact that no agreement was made at the time of the View in the above entitled proceedings for the purpose of taking testimony we the members of the Board of Viewers appointed by the above court have fixed Friday July 11, 1952 at 10 o'clock daylight time and Court Room Number 3, Court House, Ebensburg, Cambria County, Penna. as the time and place for the taking of all testimony and hearing all evidence as relating to the above condemnation proceedings and all other matters pertaining thereto. All parties in interest are requested to be present at that time.

Mahlon J. Baumgardner

John L. Elder

Robert Mayer
Viewers

27 June 1952

NOW 28 June, 1952 I hereby accept service of the within Notice of Hearing in the above case as Solicitor for the State Highway Department of Pennsylvania and acknowledge receipt of copy of said Notice.

Gerald K. Gibson
Solicitor Penna State Highway Dept.

IN RE: Petition of Stovo Szekorosh, : In the Court of Quarter Sessions
 Miko Szekorosh and Albor Szekorosh for :
 the Appointment of Viewers to Assess : of Cambria County, Pennsylvania.
 Damages or Benefits to their land by :
 of the construction, re-construction & : No. 3 June Sessions, 1952
 improvements of State Highway Route No. :
 11030 between the Village of Lundy's :
 Corner and Nanty-Glo in Cambria County, :
 Pennsylvania : CONDEMNATION PROCEEDINGS

NOTICE TO VIEW

So, the undersigned Viewers appointed by the above named Court to View :
 Inspect the land and premises of Stovo Szekorosh, Miko Szekorosh and Albor :
 Szekorosh between the Village of Lundy's Corner and Nanty-Glo in Cambria :
 Pennsylvania, and to determine and estimate the damages or benefits that :
 resulted or that may seem likely to result by reason of the constructio :
 construction and improvements of State Highway Route #11030 at said lo :
 in Cambria County and State aforesaid as it affects the real estate and :
 of the above petitioners and owners described as follows:

BEGINNING at stone corner of State Highway #11030 and :
 Peter Whito; thence North 19 degrees and 22 minutes East 295. :
 a point on line of land of John Szekorosh, Sr., and Annie Szek :
 thence along said land North 83 degrees 52 minutes East 571.6 :
 land of Samuel Davis; thence along said last mentioned land :
 degrees 28 min. West 375.6 feet to a beech on line of land of :
 Althmus; thence along same South 21 degrees 46 minutes West :
 a stone on line of land of Peter Whito; thence along said la :
 ed land North 79 degrees 55 minutes West 447.26 feet to a st :
 place of beginning.

The Board of Viewers will meet upon the premises on Friday June 20 :
 at 10 o'clock daylight time in the morning for the purpose of perf :
 duties of our appointment.

Mahlon J. Baumgardner

John L. Elder

Robert Mayer
 Viewers.

7 Jun 1952

IN RE: Petition of Steve Szekeresh, Mike Szekeresh and Albert Szekoresch for the Ap- pointment of Viewers to assess Damages or Benefits to the land by reason of the Construction, Re-construction and Improve- ment of State Highway Route No. 11050 be- tween the Village of Mundys Corner and Nanty-Glo in Cambria County, Penna.	: In the Court of Quarter Sessions : of Cambria County, Penna. : : No. 3 June Sessions, 1952 : : : : CONDEMNATION PROCEEDINGS
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SCHEDULE OF DAMAGES

We, the undersigned Viewers, appointed by the above named Court to view the above premises and having conducted a hearing in the matter and have performed the duty and have taken into consideration all the benefits and damages that have resulted or that may seem likely to result by reason of the construction, r -construction and improving of State Highway Route Number 11050 between Mundys Corner and Nanty-Glo in Cambria County, Penna as affecting the property of the above named petitioners and have taken into consideration all matters pertinent and otherwise as relating to the matter in consideration have estimated, deterimined and assessed benefits and damages as follows:

NAME	BENEFITS	DAMAGES
Steve Szekeresh	None	\$2650.00
Mike Szekoresch		
Albert Sekeresch		

Said sum of money to be paid the above named petitioners by the State Highway Department of the Commonwealth of Pennsylvania as their interest may appear.

16 August 1952

Mahlon J. Baumgardner
John L. Elder
Robert Mayer
Viewers

Mahlon J. Baumgardner
John L. Elder
Robert Mayer

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 15th day of May A. D. 1952, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Jackson, in the said County, setting forth that ~~they have been~~

~~XXXXXX~~
~~XXXXXX~~
That in the construction, re-construction and improvements of State Highway Route #11030, between the Village of Mundy's Corner and Nanty Glo in the said County of Cambria, said property has sustained serious loss and damage, and that compensation for such damage has not been fixed or agreed between the Commonwealth of Pennsylvania and your petitioners.

Your petitioners therefore pray your Honorable Court to appoint three viewers from the Board of Viewers of the County of Cambria to view the premises and assess damages, if any, by reason of construction, re-construction, and improvement of said highway, and to assess the benefits, if any, and to report the same to your Honorable Court in such case made and provided.

And your petitioners will ever pray.

Steve Szekeresh

Mike Szekeresh

Albert Szekeresh

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 J. Baumgardner

surveyor, and

John L. Elder and Robert Mayer

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

By the Court.
Griffith, Judge

Attest:

Joseph C. Weiss, Clerk

NOTE. "It shall be the duty of all persons appointed public or private road or bridge, if they shall decide in favor of persons over whose land such location may be made, it shall appear to them that any damages will be sustained, signed by a majority of their number, and return the same, if the damages so assessed shall be conclusive, or may be subject 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."

"The viewers of this Commonwealth to view and review, laying said road or bridge, to endeavor to procure from all claims for damages that might arise from where said viewers shall fail to procure such releases, is their duty to assess the damages, and make report thereon all releases obtained, to the Court of Quarter Sessions, at, review or modification, as may be provided by existing laws."

Road Docket

NO. 3 June SESSSIONS, 1952

Order to view property of Steve Szekeresh, Mike Szekeresh and Albert Szekeresh, beginning at a stone corner on State Hgy. #11030 and land of Peter White; thence North 19 degrees and 22 minutes East 295.6 feet to a point on line of other land of the party of the first part hereto (this day sold to John Szekeresh, Sr., Mahlon J. Baumgardner

John L. Elder

Robert Mayer

Viewers

Clerk

Joseph C. Weiss

and Annie Szekeresh, his wife); thence along said last mentioned land North 83°05'2" East 571.6 feet to a point on land of Samuel Davis; thence along said last mentioned land South 29°28' West 375.5 feet to a beech on line of land of D.W. Altimus; thence along last mentioned land South 21°46' West 98.5 feet to a stone on line of land of Peter White; thence along said last mentioned land North 79°05' West 447.26 feet to a stone at place of beginning.

No 3 June Sessions 1952
In the Court of Quarter Sessions
of Cambria County, Penna

RE: Petition of Steve Szekeresh
et al for Appointment of Viewers
to their property along State
Highway Route 11030 because of
change of location, re-construction
and improvement as it affects
their property.

CONDEMNATION PROCEEDINGS

REPORT OF VIEWERS

Filed

7/2/52

at 10 o'clock A.M.

*And now, 14 October 1952
at 11:45 A.M. the within Report
is Confirmed Absolutely*

*By the Court
L. J. Hoff*

MAHLON J. BAUMGARDNER

ATTORNEY AT LAW

JOHNSTOWN, PENNA.
SWANK BLDG.

Ebensburg Penna