

R E P O R T O F V I E W E R S .

To the Honorable, the Judges of the Court of Quarter Sessions of
Cambria County, Pennsylvania.

We, the undersigned members of the board of viewers of Cambria county, appointed by your honorable Court, upon the attached order, and therein directed to ascertain and assess the damages sustained by Michael Stock by reason of the changing of the lines and location of the right of way of the public road, leading from the borough of Ebensburg to the borough of Loretto, where the same crosses through and over the premises of said Michael Stock in Allegheny Township, this county and state, respectfully report:

That having given due notice of the view and of the time and place of meeting of the viewers to the parties concerned and having them accept service of notices hereto attached and having been first duly sworn or affirmed according to law to faithfully, justly and impartially decide and true report to make concerning all matters and things submitted to us concerning which we were authorized to enquire; all of us met upon the premises in accord with the notices so given together with the petitioner and a representative for the Commissioners of Cambria County and having gone over the premises noting carefully the changes in the lines and location of the road and where the said new road has been widened and excavated and having adjourned to a later day; of which all parties concerned had due notice and appeared with their witnesses and attorneys, when they had an opportunity to be heard: and having carefully considered the testimony offered and gone over the premises, as aforesaid, noting the nature and extent of the land so taken, injured or destroyed and the value thereof, the injury done or sustained, the materials taken or destroyed and the advantages or disadvantages which have resulted or which seem likely to result from the taking, using and occupying the premises aforesaid; we have estimated and determined that the said Michael Stock has sustained damages by reason of the change in

the line and location of the road, the widening, excavating and appropriating of the said new right of way through and over his said premises to the extent of nine hundred seventy five (\$975.00) dollars and therefore recommend that the Commissioners of Cambria County should pay that amount of damages to Michael Stock, the petitioner.

Witness our hands this first day of December, A.D., 1920.

A. M. Shoemaker.

J. D. Ritter

Viewers.

Notice of View!

Notice is hereby given that the viewers appointed by the Court of Quarter Sessions of Cambria County, Pa., to view, ascertain and assess the damages, if any, which have resulted to Michael Stock, of Allegheny Twp., said county and state, by reason of the widening and changing of the location of the public road: which leads from the borough of Ebensburg to the borough of Loretto: through and over the premises of said Michael Stock,

will meet -- -- -- ON THE PREMISES -- -- -- in the township of Allegheny aforesaid, on the 10th. day of November 1920, at 8:30 o'clock a. m. M., for the purpose of performing the duties of their appointment.

A. M. Shoemaker,
J. D. Ritter and
Adam Shuman Viewers.

Ebensburg, Pa. 10/29/1920.

Now, October 29th., 1920, services of the within notice is
hereby accepted.

Leah T. Leach
Attorney Michael Stark

No 5. Sep: 026

Costs of View
A. M. Shoemaker.

5½ Days
8 miles

\$41.25
.40 41.65

J. D. Ritter

2 Days
92 miles

--- \$15.00

4.60 \$19.60

Adam Shuman

2 Days
58 miles

\$15.00

2.90 \$17.90

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

In re Petition of Michael Stock, for the appointment of Viewers to Assess damages.

First : That the said Michael Stock is the owner, in fee, of a certain tract of land situate in the said Township of Allegheny, County of Cambria and State of Pennsylvania, bounded and described as follows:

Beginning at a post on line of land of John Bannan at a corner of land of George Stock thence by line of land of said John Bannan South 4 degrees 4 minutes West 1947 feet to a post on line of land of Annie E. Glass; thence partly by land of Annie E. Glass, partly by land of James Scanlan and partly by land of Ira Bloom, North 86 degrees 4 minutes West 4587 feet to a post at land of estate of John Jones, deceased; thence partly by land of said John Jones, deceased, partly by land of heirs of William Litzinger, deceased, North 54 degrees 45 minutes East 2422 feet to stones; thence by said Litzinger land, the following four courses and distances: South 40 degrees East 476 feet to a post; North 39 degrees 23 minutes East 422 feet to a post; North 46 degrees 13 minutes East 314 feet to a post; North 61 degrees 44 minutes East 131 feet to a post; *partly by said Litzinger land and* thence partly by land of George Stock, North 66 degrees East 397 feet to a post; thence by said land of George Stock, South 18 degrees 31 minutes East 118 feet to a post, and South 86 degrees 9 minutes East 1369 feet to a post; the place of beginning. Containing 144 Acres 99 Perches, more or less.

Excepting and reserving all that certain piece of land bounded and described as follows: Beginning at a stone on line of land of John Bannan at a corner of land of George Stock; thence by land of George Stock, North 86 degrees 45 minutes West 662 feet to a post; thence through land of which this is a part, South 31 degrees 30 minutes East 1170 feet to a post near a locust; thence by line of land of said John Bannan, North 2 degrees 45 minutes East 962 feet to a stone, the place of beginning. Containing 7 Acres and 46 Perches.

Second: That the State Highway Department of the Commonwealth of Pennsylvania is reconstructing a section of the State Highway leading from the Borough of Ebensburg to the Borough of Loretto.

Third. That in the reconstruction of the said State Highway, the said State Highway Department has changed the existing lines and location and widened the pre-existing road-bed of said Highway and in said changing the existing lines and location and widening the said Highway, has laid out on and across the said property of the said

Michael Stock the said new road way for said State Highway.

Fourth. That the proposed new location of the said State Highway, crossing the property of the said Michael Stock, as aforesaid, has already been taken, appropriated, laid out, and a large part of the same excavated by the said State Highway Department through its agents, servants, and contractors.

Fifth; That by reason of the said changing of the existing lines and location, widening, laying out, excavating and appropriating the said new right of way across the said property of the said Michael Stock, the said Michael Stock, as the owner of said property has been damaged in a great amount of money.

Sixth. That the State Highway Commissioner has notified the County Commissioners in and for the said County of Cambria of the said contemplated change in said existing lines and location of said right of way.

Seventh. That the said County Commissioners and the said Michael Stock have attempted to agree upon the amount of damages sustained by the said Michael Stock by reason of said changing of the existing lines and location, widening, laying out, excavating and appropriating the said right of way across the said property of the said Michael Stock, and are unable to reach an agreement as to the amount of damages sustained, as aforesaid.

D E C R E E.

And now September 22, 1920 the within petition having been read and considered A. M. Shoemaker, C. E. J. D. Ritter and Adam Shuman are appointed Viewers to ascertain and assess the damages, as within prayed for.

By the Court.

Extract from the Record.

Certified this 22nd., day of September A.D. 1920.

Forrest J. Fisher
Clerk Q.S.

No. 5 September Term 1920

Road Docket.

In re Petition for the
Appointment of Viewers to
Assess Damages,

*Report of Viewers
Order to View.*

*Aug. 19, 1921 the
within report having been
filed, & Dec 1920, in the
Court and no exceptions
having been filed thereto within
the time, the same is
now confirmed.
By the Court
Craig
Filed 6 Dec 1920
J. C. Roth*

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENN'A.

TO THE HONORABLE THE JUDGES OF SAID COURT:-

The petition of Michael Stock, a citizen of the Township of Allegheny, in the County of Cambria, and State of Pennsylvania, respectfully represents:-

FIRST. That the said Michael Stock is the owner, in fee, of a certain tract of land situate in the said Township of Allegheny, County of Cambria, and State of Pennsylvania, bounded and described as follows:-

BEGINNING at a post on line of land of John Bannan at a corner of land of George Stock; thence by line of land of said John Bannan, South 4 degrees 4 minutes West 1947 feet to a post on line of land of Annie E. Glass; thence partly by land of Annie E. Glass, partly by land of James Scanlan, and partly by land of Ira Bloom, North 86 degrees 4 minutes West 4587 feet to a post at land of estate of John Jones, deceased; thence partly by land of said John Jones, deceased, partly by land of heirs of William Litzinger, deceased, North 54 degrees 45 minutes East 2422 feet to stones; thence by said Litzinger land, the following four courses and distances: South 40 degrees East 476 feet to a post; North 39 degrees 23 minutes East 422 feet to a post; North 46 degrees 13 minutes East 314 feet to a post; North 61 degrees 44 minutes East 131 feet to a post; thence partly by said Litzinger land and partly by land of George Stock, North 66 degrees East 397 feet to a post; thence by said land of George Stock, South 18 degrees 31 minutes East 118 feet to a post, and South 86 degrees 9 minutes East 1369 feet to a post, the place of beginning. Containing 144 Acres and 99 Perches, more or less.

EXCEPTING AND RESERVING all that certain piece of land bounded and described as follows:- BEGINNING at a stone on line of land of John Bannan at a corner of land of George Stock; thence by land of George Stock, North 86 degrees 45 minutes West 662 feet to a post; thence through land of which this is a part, South 31 degrees 30 minutes East 1170 feet to a post near a locust; thence by line of land of said John Bannan, North 2 degrees 45 minutes East 962 feet to a stone, the place of beginning. Containing 7 Acres and 46 Perches.

SECOND. That the State Highway Department of the Commonwealth of Pennsylvania is reconstructing a section of the State Highway leading from the Borough of Ebensburg to the Borough of Loretto.

THIRD. That in the reconstruction of the said State Highway, the said State Highway Department has changed the existing lines and location and widened the pre-existing road-bed of said Highway and in said changing the existing lines and location and widening the said Highway, has laid out on and across the said property of the said Michael Stock the said new road way for said State Highway.

FOURTH. That the proposed new location of the said State Highway, crossing the property of the said Michael Stock, as aforesaid, has already been taken, appropriated, laid out, and a large part of the same excavated by the said State Highway Department through its agents, servants, and contractors.

FIFTH. That by reason of the said changing of the existing lines and location, widening, laying out, excavating and appropriating the said new right of way across the said property of the said Michael Stock, the said Michael Stock, as the owner of said property, has been damaged in a great amount of money.

SIXTH. That the State Highway Commissioner has notified the County Commissioners in and for the said County of Cambria of the said contemplated change in said existing lines and location of said right of way.

SEVENTH. That the said County Commissioners and the said Michael Stock have attempted to agree upon the amount of damages sustained by the said Michael Stock by reason of said changing of the existing lines and location, widening, laying out, excavating and appropriating the said right of way across the said property of the said Michael

Stock, and are unable to reach an agreement as to the amount of damages sustained, as aforesaid.

Your petitioner, therefore, respectfully prays that your Honorable Court may appoint three viewers to ascertain and assess the damages which he has sustained to his property by reason of the changing of the existing lines and location, widening, laying out, excavating, and appropriating of said new right of way over his said property, as aforesaid, and report the same to your Honorable Court, as provided by the Act of Assembly of the Commonwealth of Pennsylvania, approved the 18th day of July, A. D. 1917, P. L. 1040, and the laws to which reference is therein made.

And he will ever pray, &c.

Michael Stock

STATE OF PENNSYLVANIA
COUNTY OF CAMBRIA

SS:

On this twenty-second day of September, A. D. 1920, before me,
the subscriber, Frank C. Roth, Clerk Quarter Sessions
in and for said County and State, personally came the within named
Michael Stock, who being by me duly sworn according to law, deposes
and says that the matters and facts set forth in the foregoing petition
are true and correct.

Michael Stock

Sworn and subscribed to
before me, the day and
year aforesaid, as wit-
ness my hand and official
seal.

Frank C. Roth
Clerk Q. S.

D E C R E E.

And now, Sept 22, 1920, the within
petition having been read and considered, A. M. Shumaker, Jr.
J. D. Ritter, and Adam Shuman,
are appointed viewers to ascertain and assess the damages, as within
prayed for.

Reuben Caves

205 September Term 1920

In the Court of Quarter
Sessions of Cambria County,
Penn'a.

PETITION of Michael Stock
for the appointment of view-
ers to ascertain and assess
damages, etc.

Filed 22 September 1920

LEECH & LEECH
ATTORNEYS-AT-LAW