

Rat Meisfeld

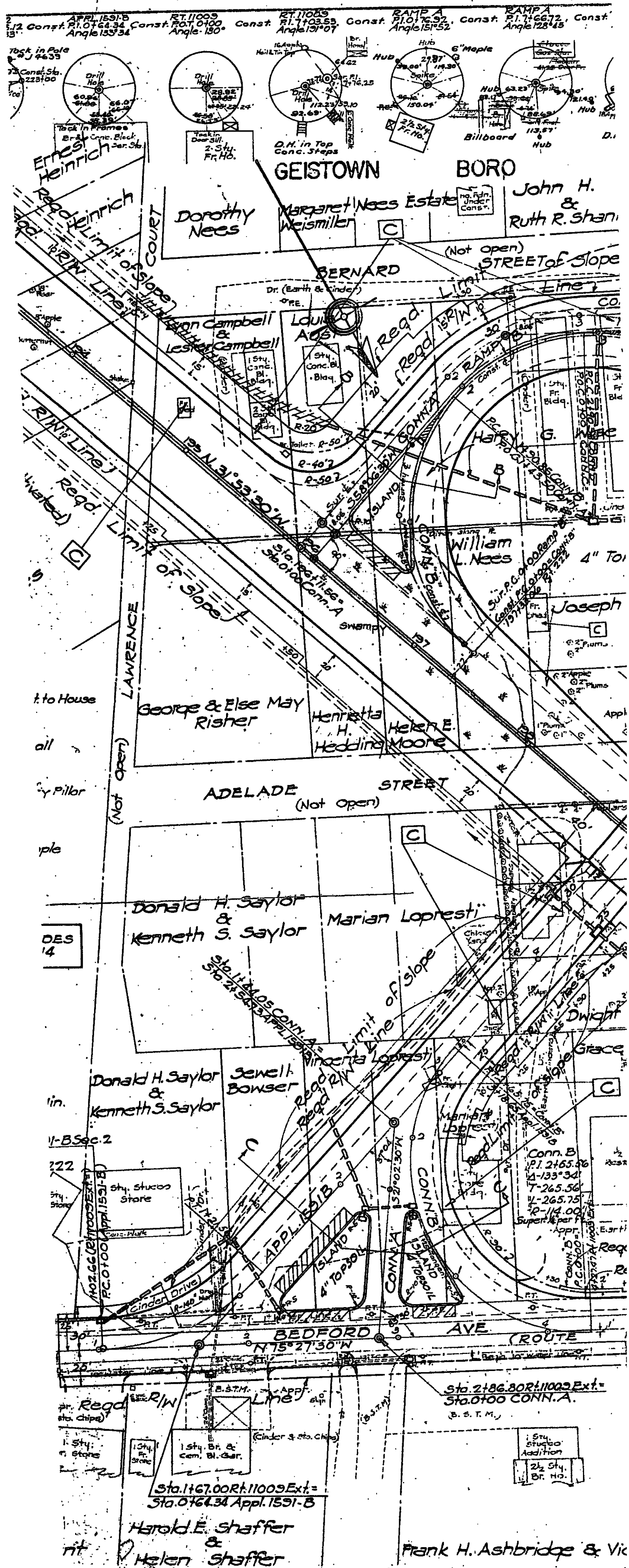
RD<sup>#</sup> 1 June 1956

This print is made from sheet No. 12 , of Right-of-way  
plan for Route No. 222 Section No. 6 , Cambria  
County, approved by the Governor on June 1 , 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.

Witness \_\_\_\_\_ (Seal)

Witness \_\_\_\_\_ (Seal)

Witness \_\_\_\_\_ (Seal)



**FRED W. CLAFLIN**  
CONSULTING CIVIL ENGINEER  
JOHNSTOWN, PA.

*Filed - 2-18-57*

In re: Matter of the Change of Location  
and lines of the Highway known as State  
Highway Route No. 222, in the Township of  
Stonycreek, Cambria County, Pennsylvania

In the Court of Quarter  
Sessions, Cambria County,  
No. 25 December Sessions,  
1956.

NOTICE TO VIEW

We, the undersigned Viewers appointed by the above Court to  
View and Inspect the land and premises of Henrietta Heading known as  
Lot No. 27, Meadowbrook Plan of Lots, Geistown Borough, Richland  
Township, 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 change in location and lines of a highway known  
as State Highway Route No. 222 in the Borough of Geistown, Cambria  
County, Pennsylvania, affecting her property in said Borough.

The Board of Viewers will meet upon the premises on the  
6th day of March, 1957, at 10:00 A. M. E. S. T. as per Order of the  
Court for the purpose of performing the duties of our appointment.

*F. W. Claflin*

Fred W. Claflin  
Theodore Hunt  
Robert Mayer

Viewers

February 14, 1957

Dear Sir:

Enclosed herewith please find two (2) copies of Notice of View  
in the Court of Quarter Sessions, Cambria County, No. 25 December Sessions,  
1956.

Please accept service on this notice and return one (1) copy to me.

FWC:ljb  
Encl. 2

Yours very truly,

*F. W. Claflin*  
Fred W. Claflin  
Chairman of Viewers

In re: Matter of the Change of Location  
and lines of the Highway known as State  
Highway Route No. 222, in the Township of  
Stonybrook, Cambria County, Pennsylvania

In the Court of Quarter  
Sessions, Cambria County,  
No. 25 December Sessions,  
1956.

NOTICE TO VIEW

We, the undersigned Viewers appointed by the above Court to  
View and inspect the land and premises of Henrietta Reading known as  
Lot No. 27, Knadownbrook Plan of Lots, Geistown, Borough, Richland  
Township, 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 change in location and lines of a highway known  
as State Highway Route No. 222 in the Borough of Geistown, Cambria  
County, Pennsylvania, affecting her property in said Borough.

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6th day of March, 1957, at 10:00 A. M. S. T. as per Order of the  
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Theodore Hunt  
Robert Mayer

Viewers

February 14, 1957

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Yours very truly,

*F.W.C.*  
Fred W. Claflin  
Chairman of Viewers

FWC:ljf  
Encl. 2

In re: Matter of the Change of Location 0  
and lines of the Highway known as State 0  
Highway Route No. 222, in the Township of 0  
Stonycreek, Cambria County, Pennsylvania 0

In the Court of Quarter  
Sessions, Cambria County,  
No. 25 December Sessions,  
1956.

NOTICE TO VIEW

We, the undersigned Viewers appointed by the above Court to View and inspect the land and premises of Henrietta Hending known as Lot No. 27, Meadowbrook Plan of Lots, Getstown Borough, Richland Township, 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 change in location and lines of a highway known as State Highway Route No. 222 in the Borough of Getstown, Cambria County, Pennsylvania, affecting her property in said Borough.

The Board of Viewers will meet upon the premises on the 6th day of March, 1967, at 10:00 A. M. E. S. T. as per Order of the Court for the purpose of performing the duties of our appointment.

Fred W. Claflin  
Theodore Hunt  
Robert Mayer

Viewers

February 14, 1957

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Yours very truly,

*FWC*  
Fred W. Claflin  
Chairman of Viewers

FWC:ljb  
Encl. 2

# FRED W. CLAFLIN

CONSULTING CIVIL ENGINEER

JOHNSTOWN, PA.

In re: Matter of the Change of Location  
and lines of the Highway known as State  
Highway Route No. 222, in the Township of  
Stonycreek, Cambria County, Pennsylvania

In the Court of Quarter  
Sessions, Cambria County,  
No. 25 December Sessions,  
1956.

## NOTICE TO VIEW

We, the undersigned Viewers appointed by the above Court to View and Inspect the land and premises of Henrietta Heading known as Lot No. 27, Meadowbrook Plan of Lots, Geistown Borough, Richland Township, 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 change in location and lines of a highway known as State Highway Route No. 222 in the Borough of Geistown, Cambria County, Pennsylvania, affecting her property in said Borough.

The Board of Viewers will meet upon the premises on the 6th day of March, 1957, at 10:00 A. M. E. S. T. as per Order of the Court for the purpose of performing the duties of our appointment.

Fred W. Claflin  
Theodore Hunt  
Robert Mayer

Viewers

February 14, 1957

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Please accept service on this notice and return one (1) copy to me.

FWC:1jb  
Encl. 2

Yours very truly,  
*F. W. Claflin*  
Fred W. Claflin  
Chairman of Viewers

Nov 20 - 1956  
filing of Keener report  
is expected to first  
Monday of December 1956.

W. the Court  
McKinney

Q. J.



EDWARD T. GRAY  
REGISTERED ENGR. AND SURVEYOR

FRED W. CLAFLIN  
ASSOC. MEM. AM. SOC. OF C. E.  
REGISTERED ENGR. AND SURVEYOR

606 SWANK BLDG.  
TELEPHONE 7-3631

# GRAY AND CLAFLIN

CONSULTING CIVIL ENGINEERS

JOHNSTOWN, PA.

August 15, 1956

The Honorable Judges of the  
Court of Quarter Sessions  
Ebensburg, Pennsylvania

Gentlemen:

In re petition of Henrietta Heading for appointment of Viewers to assess damages or benefits to Lot No. 27 on the Meadowbrook Plan of Lots as laid out July 8, 1926 for Conrad Nees estate by O. P. Thomas, R. P. E. & L. S. approved by the City Planning Commission July 9, 1926 as Lot No. 27, your Viewers herewith are requesting an extension of time to complete this view.

Some work has already been done, but we will be unable to complete our report on September 1, 1956 and request an extension of about forty (40) days.

Yours Very truly,

*F. W. Claflin*  
*Robert H. Mayer*  
*Theodore Hunt*

F. W. Claflin  
Robert Mayer  
Theodore Hunt

Board of Viewers

FWC/lb

In re: Matter of the Change of Location  
and lines of the Highway known as State  
Highway Route No. 222, in the Township of  
Stonycreek, Cambria County, Pennsylvania

( ) In the Court of Quarter  
( ) Sessions, Cambria County,  
( ) No. 1  
( ) June Sessions, 1956.

NOTICE TO VIEW

We, the undersigned Viewers appointed by the above Court to  
View and Inspect the land and premises of Henrietta Heading known as  
Lot No. 27, Meadowbrook Plan of Lots, Geistown Borough, Richland  
Township, 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 change in location and lines of a highway known as State  
Highway Route No. 222 in the Borough of Geistown, Cambria County, Pennsylvania  
affecting her property in said Borough.

The Board of Viewers will meet upon the premises on the  
23rd day of November, 1956, at 3 o'clock P. M. E. S. T. as per Order of  
the Court for the purpose of performing the duties of our appointment.

F. W. Claflin  
Theodore Hunt  
Robert Mayer

Viewers

November 13, 1956

*Filed - Nov. 14, 1956  
J.C.H.*

In re: Matter of the Change of Location  
and lines of the Highway known as State  
Highway Route No. 222, in the Township of  
Stonycreek, Cambria County, Pennsylvania

( ) In the Court of Quarter  
( ) Sessions, Cambria County,  
( ) No. 1  
( ) June Sessions, 1956.

NOTICE TO VIEW

We, the undersigned Viewers appointed by the above Court to  
View and Inspect the land and premises of Henrietta Heading known as  
Lot No. 27, Meadowbrook Plan of Lots, Geistown Borough, Richland  
Township, 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 change in location and lines of a highway known as State  
Highway Route No. 222 in the Borough of Geistown, Cambria County, Pennsylvania  
affecting her property in said Borough.

The Board of Viewers will meet upon the premises on the  
23rd day of November, 1956, at 3 o'clock P. M. E. S. T. as per Order of  
the Court for the purpose of performing the duties of our appointment.

F. W. Claflin  
Theodore Hunt  
Robert Mayer

Viewers

November 13, 1956

*Filed - Nov. 14, 1956  
J.C.H.*

ROAD DOCKET

NO. 1, JUNE SESSIONS, 1956

IN THE COURT OF QUARTER  
SESSIONS OF CAMBRIA COUNTY,  
PENNSYLVANIA

IN THE MATTER OF THE  
CHANGE OF LOCATION AND  
LINES OF THE HIGHWAY  
KNOWN AS STATE HIGHWAY  
ROUTE NO. 222 IN THE  
TOWNSHIP OF STONYCREEK  
IN SAID COUNTY AND STATE

*Filed - Nov. 26, 1956*

MOTION FOR CONTINUANCE  
OF VIEW

LAW OFFICES

SAMUEL R. DI FRANCESCO

303 SICILIANO BUILDING - 422 LINCOLN STREET

JOHNSTOWN, PENNSYLVANIA

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

IN THE MATTER OF THE CHANGE OF  
LOCATION AND LINES OF THE HIGHWAY  
KNOWN AS STATE HIGHWAY ROUTE  
NO. 222 IN THE TOWNSHIP OF STONYCREEK  
IN SAID COUNTY AND STATE

(  
)  
(ROAD DOCKET NO. 1,  
) JUNE SESSIONS, 1956  
(

MOTION FOR CONTINUANCE OF VIEW

NOW, the 21st day of November, 1956,

SAMUEL R. DI FRANCESCO, counsel for the Commonwealth in the above captioned case, respectfully moves the Court for a continuance of the view for the following reasons:

(1) Since the Commonwealth recently retained your petitioner, he has not had sufficient time to properly investigate and acquaint himself with the facts involved in the above entitled matter.

(2) Counsel for the Commonwealth is presently ill and will not be able to assume his duties until the first of January, 1957.

(3) Counsel for Henrietta H. Hedding have agreed to the aforesaid continuance.

WHEREFORE, your petitioner prays that the above entitled view be continued until a time fixed by mutual consent of the parties after January 1, 1957.

*Samuel R. Di Francesco*  
Attorney for Commonwealth

ORDER OF COURT

NOW, the 26 day of November, 1956,

the within Motion having been read and considered, the above entitled scheduled view is hereby continued and shall be held after the 1st of January, 1957, at a time mutually agreeable to the parties to the above proceedings, said time to be fixed by the Court and the respective parties.

BY THE COURT,

M. J. Donald

# FRED W. CLAFLIN

CONSULTING CIVIL ENGINEER

JOHNSTOWN, PA.

In re: Matter of the Change of Location  
and lines of the Highway known as State  
Highway Route No. 222, in the Township of  
Stonycreek, Cambria County, Pennsylvania

In the Court of Quarter  
Sessions, Cambria County,  
No. 25 December Sessions,  
1956.

Petition of Henrietta Heading

*No. R.D. 1 June 1956.*

## REPORT OF VIEWERS

We, the undersigned Viewers, appointed by the above named Court to View and Assess the premises of Henrietta Heading, being Lot No. 27 as shown on Plan of Lots laid out July 8, 1926 for Conrad Nees estate by O. P. Thomas, R. P. E. & L. S. approved by the City Planning Commission July 9, 1926 as Lot No. 27 and to estimate and determine the damages that have resulted to this lot by reason of the change in location and lines of a highway known as State Highway Route No. 222 in the Borough of Geistown, Cambria County, Pennsylvania, and as shown on blueprint attached herewith.

That we were duly sworn or affirmed according to law as Members of the Permanent Board of Viewers of Cambria County, Penna., as shown by the records of the aforesaid Court; that due public notice of the time and place of the meeting of said Viewers was given by the posting of the hand bills upon the premises at least ten (10) days before the time of the View and by the acceptance of services of same by Joseph C. Wess, Clerk of Courts of Cambria County, Atty. Samuel DiFrancesco, Atty. Edward J. Harkins, and Mr. Breneman for the Pennsylvania Department of Highways.

Pursuant to said Notice to View, the Viewers met upon the premises of the land appropriated by the Pennsylvania Department of Highways for relocation and construction of portion of Route 222,

Section No. 6 in Cambria County at 10:00 A. M. E. S. T., March 6, 1957, as per order of the Court for the purpose of performing the duties of our appointment. All of the Viewers were present, together with Atty. Edward J. Harkins, counsel for Henrietta Heading, Atty. Samuel R. DiFrancesco, counsel for Pennsylvania Department of Highways, and a representative for the District Engineer's Office of the State Highway Department, Hollidaysburg, Pennsylvania.

Notices for a hearing to be held at the office of F. W. Claflin, R. P. E., 212 Tioga Street, Westmont, Johnstown, Pennsylvania at 10:00 A. M. D. S. T., May 31, 1957 were sent out and acceptance of service of these notices was made by parties concerned.

At the hearing were: Atty. Edward J. Harkins, counsel for Henrietta Heading, Mrs. Henrietta Heading, Atty. Arnold J. Smorto, counsel for the Pennsylvania Department of Highways, Mr. Breneman, representative, District Engineer's Office, Pennsylvania Department of Highways, Mr. Keim, representative, Pennsylvania Department of Highways and Mr. Dedl Comiskey, real estate appraiser.

After a thorough study of the testimony given at the hearing by the various witnesses, the Viewers based their assessment of damages on the following conditions:

FIRST: Location, topography, and size of lot taken.

SECOND: Market value of lot in 1951.

THIRD: Development of surrounding property in 1951.

FOURTH: Value of small portion of lot not covered by Route 222 and slopes.

After taking into consideration the matters above briefed, the Viewers hereby assess a total damage to lot being marked and known on the Meadowbrook Plan of Lots laid out July 8, 1926 for Conrad Nees estate by O. P. Thomas, R. P. E. & L. S. approved by



the City Planning Commission July 9, 1926 as Lot No. 27, of eight hundred seventy-five (\$875.00) dollars.

Witness our hands and seals this eleventh day of June, 1957.

Fred W. C. Cape Chairman

Theodore Hunt

Robert J. Mayne

Viewers

# FRED W. CLAFLIN

CONSULTING CIVIL ENGINEER

JOHNSTOWN, PA.

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

In Re: Matter of the Change of Location  
and lines of the Highway known as State  
Highway Route No. 222, in the Township of  
Stonycreek, Cambria County, Pennsylvania

In the Court of Quarter  
Sessions, Cambria County,  
No. 25 December Sessions,  
1956.

Petition of Henrietta Heading

Cambria County in Account with Fred W. Claflin, Theodore Hunt, and  
Robert Mayer:

## To Fred W. Claflin, Dr.

1957

Feb. 15	Data and preparing Notice of View	1 day	\$12.00
	Stenographer-stationery and stamps		4.20
20	Posting and serving notices	1 day	12.00
	Mileage--12 miles @ \$0.10		1.20
Mar. 6	Making View	1 day	12.00
	Mileage--12 miles @ \$0.10		1.20
Apr. 1	Preparation of notices for hearing	1 day	12.00
	Stenographer-stationery, stamps, etc.		4.40
June 6	Hearing-212 Tioga Street	1 day	12.00
	Mileage--2 miles @ \$0.10		.20
June 11	Conference of Viewers-212 Tioga St.	1 day	12.00
	Mileage--2 miles @ \$0.10		.20
12	Stenographer--making reports		4.80
18	Exhibit of schedule--F. W. Claflin's office	1 day	12.00
	Mileage--2 miles @ \$0.10		.20
28	Filing report	1 day	12.00
	Mileage--40 miles @ \$0.10		4.00
			<u>\$116.40</u>

## To Theodore Hunt, Dr.

1957

Mar. 6	Making View	1 day	12.00
	Mileage--24 miles @ \$0.10		2.40
June 6	Hearing--F. W. Claflin's office 212 Tioga St., Westmont, Johnstown, Pennsylvania	1 day	12.00
	Mileage--16 miles @ \$0.10		1.60
June 11	Conference--Fred W. Claflin's office-212 Tioga St.	1 day	12.00
	Mileage--16 miles @ \$0.10		1.60
18	Exhibit of schedule--F. W. Claflin's office-212 Tioga St.	1 day	12.00
	Mileage--16 miles @ \$0.10		1.60
			<u>\$ 55.20</u>

To Robert Mayer, Dr.

1957				
Mar. 6	Making View	1 day	\$12.00	
	Mileage--12 miles @ \$0.10		1.20	
June 66	Hearing--F. W. Claflin's office			
	212 Tioga St., Westmont, Johnstown, Pennsylvania	1 day	12.00	
	Mileage--4 miles @ \$0.10		.40	
June 11	Conference--Fred W. Claflin's office-212 Tioga St.	1 day	12.00	
	Mileage--4 miles @ \$0.10.		.40	
June 18	Exhibit of schedule--F. W. Claflin's office-212 Tioga St.	1 day	12.00	
	Mileage--4 miles @ \$0.10		.40	
			<u>\$50.40</u>	

June 18, 1957 I hereby certify that the above copy of statement of costs is a true and correct copy as was this day filed with the Report of Viewers in the office of the Court of Quarter Sessions, Cambria County, Pennsylvania.

Fred W. Claflin

Fred W. Claflin, Chairman  
Board of Viewers

Theodore Hunt

Theodore Hunt

Robert Mayer

Robert Mayer

ROAD DOCKET

NO. 1 JUNE SESSIONS, 1956

IN THE COURT OF QUARTER  
SESSIONS OF CAMBRIA COUNTY,  
PENNSYLVANIA

IN THE MATTER OF THE  
CHANGE OF LOCATION AND  
LINES OF THE HIGHWAY  
KNOWN AS STATE HIGHWAY  
ROUTE NO. 222 IN THE  
TOWNSHIP OF STONYCREEK  
IN SAID COUNTY AND STATE

ORDER OF COURT

CLERK OF COURTS  
JOSEPH C. WESS  
CAMBRIA COUNTY  
EBENSBURG, PENNA.

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

IN THE MATTER OF THE CHANGE OF	(	
LOCATION AND LINES OF THE HIGHWAY	)	ROAD DOCKET NO. 1,
KNOWN AS STATE HIGHWAY ROUTE	(	JUNE SESSIONS, 1956
NO. 222 IN THE TOWNSHIP OF STONYCREEK	)	
IN SAID COUNTY AND STATE	(	

November 26, 1956: Motion for Continuance of View Filed.

ORDER OF COURT

NOW, the 26 day of November, 1956, the within Motion having been read and considered, the above entitled scheduled view is hereby continued and shall be held after the 1st of January, 1957, at a time mutually agreeable to the parties to the above proceedings, said time to be fixed by the Court and the respective parties.

By the Court,  
/s/ McDonald, Judge.

**CERTIFIED** on this,

the 27<sup>th</sup> day of Nov.

       A. D., 1956

Joseph C. Thew  
Clerk of Courts

No. Road Docket 1 June  
Sessions, 1956

IN THE MATTER OF CHANGE OF  
LOCATION AND LINES OF THE  
HIGHWAY KNOWN AS STATE HIGH-  
WAY ROUTE NO. 222, IN THE  
TOWNSHIP OF STONYCREEK,  
CAMBRIA COUNTY, PENNSYLVANIA

VIEWER'S REPORT

Filed: June 28, 1957

On July 31, 1957  
No exceptions having  
been filed within the  
time limited by law,  
the Report of Viewers  
is hereby approved  
and filed.

By the Clerk  
W. H. H. H.

Filed: June 20, 1957, Joseph C. H. H., Clerk of Court

# FRED W. CLAFLIN

CONSULTING CIVIL ENGINEER

JOHNSTOWN, PA.

May 23, 1957

Atty. Arnold D. Smorto  
Prave Building  
Ebensburg, Pennsylvania

Dear Mr. Smorto:

In re: Matter of the Change of	0	In the Court of Quarter
Location and lines of the Highway	0	Sessions, Cambria County,
known as State Highway Route No.	0	No. 25 December Sessions,
222, in the Township of Stonycreek,	0	1956.
Cambria County, Pennsylvania	0	

## NOTICE OF HEARING

Date of hearing advanced from May 31, 1957 to June 6, 1957.

Please be advised that there will be a hearing in the office of Fred W. Claflin at 212 Tioga Street, Westmont, Johnstown, Pennsylvania, on Thursday, June 6, at 10:00 A. M. D. S. T., re the assessment of damages to the land and premises of Henrietta Heading known as Lot No. 27, Meadowbrook Plan of Lots, Geistown Borough, Richland Township, Cambria County, Pennsylvania.

*Fred W. Claflin*  
Fred W. Claflin  
Theodore Hunt  
Robert Mayer

Viewers

FWC:1jb

May 23, 1957

Dear Mr. Smorto:

Enclosed herewith please find two (2) copies of Notice of Hearing in the Court of Quarter Sessions, Cambria County, No. 25 December Sessions, 1956.

Please accept service on this notice and return one (1) copy to me.

Yours very truly,

Fred W. Claflin

FWC:1jb  
Encl. 2

*Answer, May 27, 1957, service accepted  
of a copy of the above notice.*

*Answered to,  
att. on Commission*

# FRED W. CLAFLIN

CONSULTING CIVIL ENGINEER

JOHNSTOWN, PA.

In re: Matter of the Change of Location  
and lines of the Highway known as State  
Highway Route No. 222, in the Township of  
Stonycreek, Cambria County, Pennsylvania

In the Court of Quarter  
Sessions, Cambria County,  
No. 25 December Sessions,  
1956.

## NOTICE TO VIEW

We, the undersigned Viewers appointed by the above Court to View and Inspect the land and premises of Henrietta Heading known as Lot No. 27, Meadowbrook Plan of Lots, Geistown, Borough, Richland Township, 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 change in location and lines of a highway known as State Highway Route No. 222 in the Borough of Geistown, Cambria County, Pennsylvania, affecting her property in said Borough.

The Board of Viewers will meet upon the premises on the 6th day of March, 1957, at 10:00 A. M. E. S. T. as per Order of the Court for the purpose of performing the duties of our appointment.

Fred W. Claflin  
Theodore Hunt  
Robert Mayer

Viewers

February 14, 1957

Dear Mr. DiFrancesco:

Enclosed herewith please find two (2) copies of Notice of View in the Court of Quarter Sessions, Cambria County, No. 25 December Sessions, 1956.

Please accept service on this notice and return one (1) copy to me.

Yours very truly,

AND NOW, this 18th day of February, 1957

I hereby accept service of the above notice

FWC:1jb  
Encl. 2

*File*  
Fred W. Claflin  
Chairman of Viewers

*Samuel R. DiFrancesco*





IN REPLY REFER TO

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF HIGHWAYS

Hollidaysburg  
February 18, 1957

Cambria County  
Route 222, Section 6  
Claim No. 11302  
C. R. 094

Mr. Fred W. Claflin  
212 Tioga Street  
Johnstown, Pennsylvania

Dear Mr. Claflin:

We are returning a copy of the notice of Board  
of Viewers on the above claim of Henrietta Hedding.

We will have a representative at this meeting,  
provided this time and date is agreeable to the Common-  
wealth attorney.

Very truly yours,

A handwritten signature in cursive script, appearing to read "R. F. Campbell".

R. F. Campbell  
District Engineer  
District 9

Encl.

In re: Matter of the Change of Location  
and lines of the Highway known as State  
Highway Route No. 223, in the Township of  
Stony Creek, Cambria County, Pennsylvania

In the Court of Quarter  
Sessions, Cambria County,  
No. 25 December Sessions,  
1956.

NOTICE TO VIEW

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Township, 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 change in location and lines of a highway known  
as State Highway Route No. 223 in the Borough of Getstown, Cambria  
County, Pennsylvania, affecting her property in said Borough.

The Board of Viewers will meet upon the premises on the  
6th day of March, 1957, at 10:00 A. M. P. M. as per Order of the  
Court for the purpose of performing the duties of our appointment.

WITNESSED BY

Fred W. Claflin  
Theodore Hunt  
Robert Mayer

Viewers

February 14, 1957

Dear Mr. Brenneman:

Enclosed herewith please find two (2) copies of Notice of View in  
the Court of Quarter Sessions, Cambria County, No. 25 December Sessions,  
1956.

Please accept service on this notice and return one (1) copy to me.

Yours very truly,

Fred W. Claflin  
Chairman of Viewers

FWC:1jb  
Encl. 2



**RECEIVED**  
**PENNA. DEPT. OF HIGHWAYS**  
**FEB 13 1957**  
**DIST. ENGR. 9-0**  
**HOLLIDAYSBURG, PA**

Dear Mr. Brennenman:

Enclosed herewith please find two (2) copies of Notice of View in  
the Court of Quarter Sessions, Cambria County, No. 25 December Sessions,  
1956.

Please accept service on this notice and return one (1) copy to me.

Yours very truly,

Fred W. Clafflin  
Chairman of Viewers

Enc. 2  
FWC:ljp



In re: Matter of the Change of Location  
and lines of the Highway known as State  
Highway Route No. 222, in the Township of  
Stonycreek, Cambria County, Pennsylvania

In the Court of Quarter  
Sessions, Cambria County,  
No. 25 December Sessions,  
1956.

NOTICE TO VIEW

We, the undersigned Viewers appointed by the above Court to  
View and inspect the land and premises of Henrietta Heading known as  
Lot No. 27, Meadowbrook Plan of Lots, Geistown Borough, Richland  
Township, 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 change in location and lines of a highway known  
as State Highway Route No. 222 in the Borough of Geistown, Cambria  
County, Pennsylvania, affecting her property in said Borough.

The Board of Viewers will meet upon the premises on the  
6th day of March, 1957, at 10:00 A. M. P. S. T. as per Order of the  
Court for the purpose of performing the duties of our appointment.

Fred W. Claflin  
Theodore Hunt  
Robert Mayer

Viewers

February 14, 1957

No. Road District 2 June  
SESSIONS, 1956.

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

IN THE MATTER OF THE CHANGE  
OF LOCATION AND LINES OF THE  
HIGHWAY KNOWN AS STATE HIGH-  
WAY ROUTE NO. 222, IN THE  
TOWNSHIP OF STONYCREEK, IN  
SAID COUNTY AND STATE.

*Filed - March 16, 1956*

PETITION OF HENRIETTA  
HEADING FOR THE APPOINTMENT  
OF VIEWERS. *J.C.W.*

LAW OFFICES

**HARKINS AND WHARTON**

ELEVENTH FLOOR FIRST NATIONAL BANK BLDG.

JOHNSTOWN, PA.

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

IN THE MATTER OF THE CHANGE OF LOCATION  
AND LINES OF THE HIGHWAY KNOWN AS STATE  
HIGHWAY ROUTE NO. 222, IN THE TOWNSHIP  
OF STONYCREEK, IN SAID COUNTY AND STATE.

No. Road Docket #1  
June SESSIONS.  
1956.

PETITION OF HENRIETTA HEADING FOR THE APPOINTMENT  
OF VIEWERS.

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

The petition of Henrietta Heading respectfully represents:

1. Your Petitioner is a resident of the City of Johnstown,  
in Cambria County, Pennsylvania; her residence address being  
97 Osborne Street, Johnstown, Pennsylvania.

2. Your Petitioner is the owner of a certain lot or  
parcel of land situate in the Township of Stonycreek, County of  
Cambria and State of Pennsylvania, bounded and described as  
follows:

FRONTING 50 feet on Adelaide Street and extending  
back between parallel lines a distance of 150  
feet to Lot No. 31 on the hereinafter plan of  
Lots in the rear, having Lot No. 26 on said Plan  
on the one side and Lot No. 28 on said Plan on  
the other side, and being marked, known and  
numbered on the Meadowbrook Plan of Lots, laid  
out July 8, 1926, for Conrad Nees Estate by O.  
P. Thomas, R. P. E. & L. S., approved by the  
City Planning Commission July 9, 1926, as Lot  
No. 27.

Under and subject to all exceptions, reservations,  
conditions and restrictions as contained in  
prior deeds of conveyance for said land.

3. The Department of Highways of the Commonwealth of Pennsylvania, in changing the location and grade of the public highway leading from the City of Johnstown, Cambria County, Pennsylvania, to the Borough of Windber, in Somerset County, Pennsylvania, made certain changes which affected the land owned by your Petitioner in that the new highway known as Highway Route No. 222 was extended over and above part of the land owned by your Petitioner, and above described, whereby the Commonwealth of Pennsylvania condemned a portion of the land of your Petitioner, said portion being almost all of the land owned by the Petitioner.

4. Your Petitioner avers that she was the owner of the land hereinabove mentioned at the time of said condemnation, and therefore, she is the only person entitled to recover damages for the taking thereof.

5. 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 now passes along and above the real estate owned by your Petitioner and hereinabove described. Such change, insofar as that portion of said Highway Route No. 222 is concerned, makes a change therein whereby said Highway has been converted into a three lane highway upon a new location which extends over and above part of Petitioner's land. As the result of said changes, the land as owned by your Petitioner has been condemned and taken for public use in connection with the changes in lines and location above referred to.

6. Petitioner is advised, believes and therefore avers

that almost all of her land was taken for highway purposes, and on account of the manner of taking and the manner in which the highway was built has resulted in the total loss of the land for any purpose to Petitioner.

7. The changes in said highway so made by the Secretary of Highways have not only taken a large part of the real estate of your petitioner as above set forth, but did cause injury and damage to the remainder thereof.

8. The Commonwealth of Pennsylvania, under the provisions of the Act 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.

9. By the provisions of Article III, Section 303 of the Act of Assembly of the 1st day of June, 1945, P. L. 1242, it is provided that, if an agreement cannot be made between the owner of property damaged and the Secretary of Highways, said owner 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 damages, as well as any benefits accruing to the land owner by reason of the appropriation or 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 6 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. While the Viewers to be appointed must take into consideration not only the damages suffered by your Petitioner by reason of the appropriation hereinabove mentioned, but must take



into consideration also any benefits which may have accrued to said property by reason of the fact that the highway now passes through and over the land of petitioner; nevertheless, petitioner believes that no benefits have been derived by petitioner thereby.

10. Your Petitioner alleges that she has suffered a loss of the entire fair market value of the land owned by her at the time of the condemnation.

11. Until this date, Petitioner has not been able to complete an agreement between Petitioner and the Secretary of Highways.

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

And she will ever pray, etc.

Henrietta Heading

STATE OF PENNSYLVANIA

COUNTY OF CAMBRIA

SS:

Personally appeared before me, the undersigned authority,  
a Notary Public in and for said County and State, HENRIETTA  
HEADING, who being by me first duly sworn, deposes and says that  
the matters set forth in the foregoing petition are true and  
correct to the best of her knowledge, information and belief.

*Henrietta Heading*

Sworn and subscribed to before me

this 15th day of March, A. D. 1956.

*Mrs. Dorothy A. Davis*  
Notary Public

My Comm. Expires: NOTARY PUBLIC  
Johnstown, Cambria County, Penna.  
My Commission Expires July 12, 1959

O R D E R

NOW, MARCH 16, 1956, at 10 o'clock A M., the foregoing petition having been read and presented to the Court, the Court does hereby appoint J. W. Clayton  
Madison W. Hunt and Robert D. Meyer,  
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, if any. Said Viewers are directed to make their report in writing to the Court of Quarter Sessions on or before the 1st Monday of June, 1956. 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:

W. C. Kerner  
Jf.