

In the Matter of the Change in Location  
and Lines of a Highway Known as State  
Highway Route No. 222, in the Township  
of Richland, Cambria County, Penna.

Ø In the Court of Quarter  
Ø Sessions, Cambria County, No. 3  
Ø September Sessions, 1954

CONDEMNATION PROCEEDINGS

REPORT OF VIEWERS

To the Honorable, the Judges of the above named Court, we the undersigned Viewers, appointed by the above Court to View and Inspect the land and premises owned by Ralph Shaffer and Elsie W. Shaffer, his wife, in the Township of Richland, County of Cambria, Pennsylvania and to determine and estimate the damages or benefits that have resulted or that may seem likely to result to the land and property of the petitioner and owner, by reason of the change in location and lines of Pennsylvania State Highway Route No. 222 in the Township of Richland, Cambria County, Penna. bounded and described as follows:

PARCEL NO. 1

Lot of land fronting 65 feet on the westerly side of the public highway leading from Johnstown to Windber and formerly known as Scalp Level Pike and now known as State Highway Route No. 222 extending back between parallel lines a distance of 130 feet to the line of Lot No. 18 on the plan of lots hereinafter mentioned. Said lot is marked, known and designated as Lot No. 6 on the Plan of Lots as laid out for Abram C. Weaver Estate by Fetterman Engineering Company under date of February 24, 1946.

PARCEL NO. 2

A lot of land fronting on the westerly side of the public highway leading from Johnstown to Windber formerly known as Scalp Level Pike and now designated as State Highway Route No. 222, more particularly bounded and described as follows, to wit:

BEGINNING at a point at the intersection of Lot No. 1 and Lot No. 2 on a plan of lots as hereinafter mentioned, thence by the line of said public highway, South 15° 02' East a distance of 165 feet to a point at a township road leading to Walsall; thence by the line of said township road, South 33° 43' West a distance of 94.12 feet more or less to line of land now or late of Earl R. Weaver; thence by the line of land of Earl R. Weaver, North 53° 33' West a

distance of 12.96 feet to a stake; thence South 74° 58' West a distance of 139.54 feet more or less to the easterly boundary line of Frances Street; thence North 15° 02' West a distance of 100 feet to the line of Lot No. 23 on the Plan of Lots hereinafter mentioned; thence along the line of said Lot No. 23 and Lot No. 1 on the plan hereinafter mentioned, the following courses and distances: North 74° 58' East a distance of 130 feet, North 15° 02' West a distance of 65 feet, North 74° 58' East a distance of 130 feet to the point and place of beginning. The land above described comprises Lot No. 1 and unnumbered lots situate to the South of said Lots No. 1 and No. 23 as shown on the Plan of Lots laid out for Abram C. Weaver Estate by Fetterman Engineering Company under date of April 24, 1946.

There is erected upon said parcel of land a 2½ story brick dwelling house and an attached garage.

That we have been 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 Viewers was given by the posting of ten hand bills upon the premises of Ralph Shaffer and Elsie W. Shaffer, his wife, owners of said land, the petitioners herein, and upon C. R. Forbes, District Engineer of the Pennsylvania State Department of Highways; Mr. George Spence, Counsel for the Pennsylvania State Department of Highways; Mr. Ralph Shaffer, owner of the property and Mr. Edward Harkins, Counsel for Ralph Shaffer and Elsie W. Shaffer, his wife, and the Commissioners of Cambria County.

Pursuant to the Notice to View designating the time and place of the meeting of the Viewers, we met at the property involved in the above proceedings on Thursday, August 12, 1954 at 10 o'clock 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 Geistown Fire Hall, Geistown Borough, Cambria County, Pennsylvania on Wednesday, September 1, 1954 at 10 o'clock A.M. D.S.T. were prepared and served on the

the petitioners and their Attorney, Mr. Edward Harkins; the Pennsylvania Department of Highways and their Attorney, Mr. George Spence all of whom accepted service and acknowledged having received a copy of said notice of hearing.

Pursuant of said notice and acceptance of service thereon of all parties interested we met on September 1, 1954 at 10 o'clock A.M. D.S.T. in the Geistown Fire Hall in the Borough of Geistown, Cambria County, Pennsylvania and proceeded with the duties of our appointment. At this hearing, the Plaintiff was represented by Mr. George Spence and three (3) witnesses and the Petitioners were represented by Mr. Edward Harkins and four (4) witnesses.

At the view and during the hearing, the Viewers based their assessment of damages on the following conditions:

- (1) The value of land and buildings before the taking.
- (2) Loss of shrubbery and rehabilitation of lawn.
- (3) Affect on dwelling due to right-of-way line being closer to front porch.
- (4) Cost of rebuilding 2-car garage due to fill on side road, route to Scalp Level.
- (5) The value of the dwelling after the taking.
- (6) The value of the land remaining after the taking.

After taking into consideration all the matters above briefed, the Viewers hereby assess total damages to Ralph Shaffer and Elsie W. Shaffer, his wife, in the amount of Four Thousand Nine Hundred (\$4,900.00) Dollars and the Viewers assess no benefits.

Witness our hands and seals this seventeenth (17th) day of September, 1954.

F. C. Laplin Chairman

Robert H. Mayer

William R. Kelly  
Viewers

*Hankins*ORDER

AND NOW, to wit, this 16th day of June, A. D., 1954, at 2 o'clock P. M., the foregoing petition having been read and presented to the Court, the Court does hereby appoint F. W. Claflin, Robert G. Mayer and William P. Kelly, 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 petitioners by reason of the appropriation, injury and destruction of certain property in the change of lines and locations of State Highway Route 222, taking into consideration any benefits which may have accrued to said property by said change in lines and locations. 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 petitioners, if any. Said viewers are directed to make their report in writing to the Court of Quarter Session on or before the first Monday of September, 1954. The viewers above appointed are hereby directed to give at least ten days' notice in writing to the Secretary of Highways and the petitioners of the day and hour on which they will view the premises within described and conduct their hearing under this appointment.

**CERTIFIED** *on this,**the 17 day of June**A. D., 1954**Joseph C. Wear*  
Clerk of Courts

BY THE COURT:

McKenrick  
Judge.

**County of Cambria**

( See Attached Order of Court )

F. W. Claflin

surveyor, and Robert G. Mayer

and William P. Kelly

**By the Court.**

**Attest:**

st: Joseph C. Wren, Clerk

NO. 3 September SESSSIONS, 19.54

Order to view on Petition of Ralph  
Shaffer and Elsie W. Shaffer,  
Husband and Wife, For Appointment  
of Viewers to Ascertain and Assess  
Damages due to Change of Location  
and Lines of State Highway Route  
No. 222 in the Borough of Geistown.

F.W. Claflin

Robert G. Mayer

William P. Kelly

Viewers

Clerk

Joseph C. Wess

NOTE. "It shall be the duty of all persons appointed in the several counties of this Commonwealth to view and review any public or private road or bridge, if they shall decide in favor of locating said road or bridge, to endeavor to procure from the person or persons over whose land such location may be made releases from all claims for damages that might arise from the opening of such road or the building of such bridge; and in every case where said viewers shall fail to procure such releases, and it shall appear to them that any damages will be sustained, it shall be their duty to assess the damages and make report thereof signed by a majority of their number, and return the same, together with all releases obtained, to the Court of Quarter Sessions, and the damages so assessed shall be conclusive, or may be subject to appeal, review or modification, as may be provided by existing laws in the different counties of this Commonwealth."

"The persons appointed as aforesaid shall view such ground, and if they shall agree that there is occasion for a road, they shall proceed to lay out the same, having respect to the shortest distance, and the best ground for a road, and in such manner as shall do the least injury to private property, and also be, as far as practicable, agreeable to the desire of the petitioners."

"The viewers, as aforesaid, shall make report at the next term of said Court, and in the said report shall state particularly: First, who of them were present at the view, second, whether they were severally sworn or affirmed; third, whether the road desired be necessary for a public or private road; they shall also annex and return to the Court a plot or draft thereof, stating the courses and distances, and noting briefly the improvements through which it may pass; and, whenever practicable, the viewers shall lay out the said roads at an elevation not exceeding five degrees (except at the crossing of ravines and streams), where, by moderate filling and bridging, the declination of the road may be preserved within that limit."

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.

In the Court of Quarter  
Sessions, Cambria County,  
No. 3  
September Sessions, 1954.

#### NOTICE TO VIEW

We, the undersigned Viewers appointed by the above Court to  
View and Inspect the land and premises of Ralph Shaffer and Elsie W.  
Shaffer in Richland Township, Cambria County, Penna., 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 Geist-  
town, said county and state affecting their property in said Borough.

The Board of Viewers will meet upon the premises on the 12th  
day of August, 1954, at 10 o'clock A.M. D.S.T. as per Order of the Court  
for the purpose of performing the duties of our appointment.

P. W. Claflin  
Robert G. Hayer  
William P. Kelly  
Viewers

August 3, 1954

August 17, 1954

County Commissioner  
Court House  
Ebensburg, Penna.

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.

In the Court of Quarter  
Sessions, Cambria County,  
No. 3  
September Sessions, 1954.

Please be advised that there will be a hearing in the office  
of the Burgess of Geistown in the Geistown Fire Hall, Geistown, Penna.  
at 10 o'clock A.M. D.S.T. on Wednesday, September 1, 1954 re the assess-  
ment of damages or benefits caused by the change in location and lines  
of a highway known as State Highway Route No. 222 in the Borough of  
Geistown to the property of Ralph Shaffer and Elsie W. Shaffer, his  
wife.

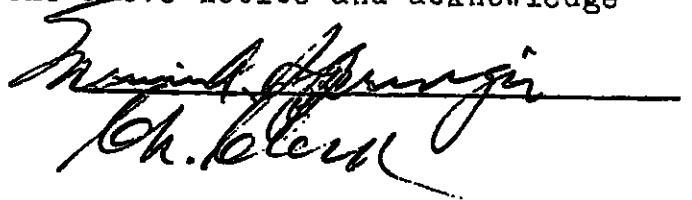
Yours very truly,



F. W. Claffin  
Chairman of the Board of Viewers

PWC:amr

I hereby accept service of the above notice and acknowledge  
receipt of copy of same.



August 17, 1954

Atty. Edward Harkins  
1104 First Nat. Bank Bldg.  
Johnstown, 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.

0 In the Court of Quarter  
0 Sessions, Cambria County,  
0 No. 3  
0 September Sessions, 1954.

Please be advised that there will be a hearing in the office  
of the Burgess of Geistown in the Geistown Fire Hall, Geistown, Penna.  
at 10 o'clock A.M. D.S.T. on Wednesday, September 1, 1954 re the assess-  
ment of damages or benefits caused by the change in location and lines  
of a highway known as State Highway Route No. 222 in the Borough of  
Geistown to the property of Ralph Shaffer and Elsie W. Shaffer, his  
wife.

Yours very truly,

*F. W. Claffin*

F. W. Claffin  
Chairman of the Board of Viewers

FWC:amr

I hereby accept service of the above notice and acknowledge  
receipt of copy of same.

*Edward Harkins*  
*Atty for Petitioners*

August 17, 1964

Atty. George Spence  
906 Johnstown Bank & Trust Bldg.  
Johnstown, Pennsylvania

In the Matter of the Change in Location	0	In the Court of Quarter
and Lines of a Highway Known as State	0	Sessions, Cambria County,
Highway Route No. 222, in the Borough of	0	No. 3
Geistown, in said County and State.	0	September Sessions, 1964.

Please be advised that there will be a hearing in the office of the Burgess of Geistown in the Geistown Fire Hall, Geistown, Penna. at 10 o'clock A.M. D.S.T. on Wednesday, September 1, 1964 re the assessment of damages or benefits caused by the change in location and lines of a highway known as State Highway Route No. 222 in the Borough of Geistown to the property of Ralph Shaffer and Elsie W. Shaffer, his wife.

Yours very truly,

*F. W. Claflin*

F. W. Claflin  
Chairman of the Board of Viewers

FUC:amr

I hereby accept service of the above notice and acknowledge receipt of copy of same.

SPENCE, CUSTER, SAYLOR & WOLFE

By

*George M. Spence*  
Attorneys for Department of Highways

In the Matter of the Change in Location  
and Lines of a Highway Known as State  
Highway Route No. 222, in the Township  
of Richland, Cambria County, Penna.

In the Court of Quarter  
Sessions, Cambria County, No. 3  
September Sessions, 1954.

CONDEMNATION PROCEEDINGS

CAMBRIA COUNTY in Account with F. W. Claflin, Robert G. Mayer and  
William P. Kelly.

F. W. Claflin

1954			
July	28	Prepared Notices to View	\$ 12.00
		Stenographer, Stationary & postage	1.80
Aug.	3	Posted Notices	12.00
		Mileage - 18 miles	1.80
"	12	Making View	12.00
		Mileage - 18 miles	1.80
"	17	Prepared Notices for Hearing	12.00
		Stenographer, Stationary & postage	2.00
Sept.	1	Hearing at Geistown Fire Hall	12.00
		Mileage - 14 miles	1.40
"	9	Conference - estimating & determining damages.	12.00
		Mileage - 5 miles	.50
"	13	Preparing Report	12.00
		Stenographer & Stationary	2.40
		Mileage - 5 miles	.50
"	17	Exhibit of Schedule	12.00
		Mileage - 5 miles	.50
"	20	Filing Report	12.00
		Mileage - 40 miles	4.00
			<hr/>
			\$124.70

Robert G. Mayer

1954			
Aug.	12	Making View	\$ 12.00
		Mileage - 16 miles	1.60
Sept.	1	Hearing at Geistown Fire Hall	12.00
		Mileage - 12 miles	1.20
"	9	Conference - Gray & Claflin office	12.00
		Mileage - 4 miles	.40
"	17	Exhibit of Schedule, Gray & Claflin	12.00
		Mileage - 4 miles	.40
			<hr/>
			\$ 51.60

William P. Kelly

1954

Aug.	12	Making View	\$12.00
		Mileage - 79 miles	7.90
Sept.	1	Hearing at Geistown Fire Hall	12.00
		Mileage - 77 miles	7.70
"	9	Conference - Gray & Claflin office	12.00
		Mileage - 71 miles	7.10
"	17	Exhibit of Schedule	12.00
		Mileage - 71 miles	7.10

\$77.80

The above is a true and correct Statement of Costs due to the Viewers in the Case of Ralph Shaffer and Elsie W. Shaffer, his wife, in Richland Township, Cambria County, Pennsylvania, the original of which is filed with the Report in the Clerk of Courts office, September 20, 1954.

Fritz Coplan  
Robert H. Mayer  
William P. Kelly  
Viewers

Dec. 30-1954 No  
exceptions filed.  
Report prepared  
absolute by the Court  
Adversely of

No 3 Sept. 1954

In the Matter of the Change in  
Location and Lines of a Highway  
Known as State Highway Route  
No. 222, in the Township of  
Richland, Cambria County, Penna.

In the Court of Quarter Sessions,  
Cambria County, No. 3  
September Sessions, 1954.

### Report of Viewers

PETITIONERS: Ralph Shaffer and  
Elsie W. Shaffer,  
his wife.

VIEWERS: F. W. Claflin  
Robert G. Mayer  
William P. Kelly

Filed  
9/22/54

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

IN THE MATTER OF THE CHANGE IN LOCATION )  
AND LINES OF A HIGHWAY KNOWN AS STATE ) No. \_\_\_\_\_  
HIGHWAY ROUTE NO. 222, IN THE BOROUGH ) \_\_\_\_\_ SESSIONS,  
OF GEISTOWN, IN SAID COUNTY AND STATE. ) 1954.

PETITION OF RALPH SHAFFER AND ELSIE W. SHAFFER,  
HUSBAND AND WIFE, FOR THE APPOINTMENT OF VIEWERS.

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

The petition of Ralph Shaffer and Elsie W. Shaffer,  
husband and wife, respectfully represents:

1. Your petitioners are residents of the Township of Richland in the County of Cambria and State of Pennsylvania.
2. Your petitioners are the owners of certain parcels of land situate in said Township of Richland in said County and State, more particularly bounded and described as follows, to-wit:

PARCEL NO. 1:


Lot of land fronting 65 feet on the westerly side of the public highway leading from Johnstown to Windber and formerly known as Scalp Level Pike and now known as State Highway Route No. 222 extending back between parallel lines a distance of 130 feet to the line of Lot No. 18 on the plan of lots hereinafter mentioned. Said lot is marked, known and designated as Lot No. 6 on the Plan of Lots as laid out for Abram C. Weaver Estate by Fetterman Engineering Company under date of February 24, 1946.

PARCEL NO. 2:

A lot of land fronting on the westerly side of the public highway leading from Johnstown to Windber formerly known as Scalp Level Pike and now designated as State Highway Route No. 222, more particularly bounded and described as follows, to-wit:

BEGINNING at a point at the intersection of Lot No. 1 and Lot No. 2 on a plan of lots as hereinafter mentioned, thence by the line of said public highway, south 15° 02' east a distance of 165 feet to a point at a township road leading to Walsall; thence by the line of said township road, south 33° 43' west a distance of 94.12 feet more or less to line of land now or late of Earl R. Weaver; thence by the line of land of Earl R. Weaver, north 53° 33' west a distance of 68.84 feet to a point, thence continuing along land of Earl R. Weaver north 53° 33' west a distance of 12.96 feet to a stake; thence south 74° 58' west a distance of 139.54 feet more or less to the easterly boundary line of Frances Street; thence north 15° 02' west a distance of 100 feet to the line of Lot No. 23 on the Plan of Lots hereinafter mentioned; thence along the line

of said Lot No. 23 and Lot No. 1 on the plan hereinafter mentioned, the following courses and distances:  
North 74° 58' east 130 feet  
North 15° 02' west 65 feet  
north 74° 58' east 130 feet to the point and place of beginning.

The land above described comprises Lots 1  and unnumbered lots situate to the south of said Lots 1 and 23 as shown on the Plan of Lots laid out for Abram C. Weaver Estate by Fetterman Engineering Company under date of April 24, 1946.

There is erected upon said parcel of land a 2½ story brick dwelling house and an attached garage.

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 in Cambria County, Pennsylvania to the Borough of Windber in Somerset County, Pennsylvania, made certain changes which affect the parcel of land owned by your petitioner in that the new highway known as State Highway Route No. 222 was extended over and above part of the land of your petitioners whereby the Commonwealth of Pennsylvania condemned a portion of the said parcels of land owned by your petitioners.

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 now passes along and above part of the real estate owned by your petitioners and hereinabove described. Such change, insofar as that portion of the said highway route is concerned, made a change therein whereby said highway has been converted into a four-lane divided, improved highway upon a new location, part of which highway now runs over and upon part of the land of your petitioners extending from the northerly side to the southerly side of each of the above described parcels. As the result of said changes, the land comprising the lines of the above highway location has been condemned and taken for public use in connection with the change in the lines and location above referred to.

5. In making the changes above mentioned, the Secretary of Highways of the Commonwealth of Pennsylvania, under authority of law, has also changed the grade and lines of the Township Road leading to Walsall, which is situate on the southeasterly side of Parcel No. 2 above described. By so doing, Parcel No. 2 above described has been damaged by the change of grade and by the taking therefrom by condemnation a certain portion of Parcel No. 2.

6. Petitioners are advised, believe and therefore aver that a strip of land fronting on the easterly side of Parcel No. 1 and Parcel No. 2 approximately  $23\frac{1}{2}$  feet in width has been taken and condemned and that a strip of land approximately  $8\frac{1}{2}$  feet in width extending along the southeasterly side of Parcel No. 2 has been taken and condemned.

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

8. Petitioners are advised, believe and therefore aver that the taking of the land on the easterly side of Parcel No. 1 has resulted not only in the taking of certain real estate owned by your petitioners, but that such taking has detrimentally affected the remaining part of Parcel No. 1.

9. Petitioners are advised, believe and therefore aver that the taking of land on the easterly side of Parcel No. 2 and on the southeasterly side of Parcel No. 2 has not only resulted in the taking of land owned by your petitioners, but that such taking and the manner of change of grade and location of said highway has seriously and detrimentally affected the market value of the remainder of said land as follows:

(a) The relocation of said highway has brought the traveled portion of the highway much closer to the dwelling house

of your petitioners.

(b) The change in grade of the highway above mentioned has caused serious damage by reason of creating a water damage which did not exist prior to the taking, for the correction of which your petitioners have been and will be required to expend large sums of money; all of which damage has seriously and detrimentally affected the remaining portion of petitioners' home property.

(c) The change of grade, caused by the taking and relocation of said highway has created a condition whereby the garage of your petitioners has been rendered almost useless for garage purposes; and this has resulted in a serious and detrimental effect upon the market value of petitioners' home property.

(d) The change of grade caused by the relocation of said highway and the relocation thereof resulted in the destruction of trees and shrubbery and walks; all of which have detrimentally affected the market value of the remaining land of your petitioners.

(e) The home property of your petitioners designated as Parcel No. 2 above, prior to the change in the highways was landscaped with a front yard extending from the existing highway to the front porch of the property of your petitioners. The change of grade above mentioned has resulted in the taking of a large portion of what was the front yard of your petitioners, thus bringing the traveled portion of the highway very close to the front porch and dwelling house of your petitioners, and furthermore placing the improved portion of the highway at a level higher than the highway was before the taking and change, thus causing serious damage to the remaining portion of the property of your petitioners. Petitioners by reason of said change were required to place a fill in their front yard and the side yard to prevent water damage caused by the changes above mentioned.

10. Petitioners are advised, believe and therefore aver that the above change and condemnation resulted in the taking of

coal beneath the surface of land owned by petitioners and they claim damages therefore.

11. 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 two lines and location of said Highway known as State Highway Route No. 222 and the resulting change to the township road leading to Walsall. Your petitioners have been unable to agree with the representatives of the Secretary of Highways upon the amount of damages sustained by them as aforesaid.

12. 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 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 damages, as well as any benefits accruing to the land of the said owners 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 said highway routes. Said act further provides that such petition shall be presented within 6 years from date of the approval by the Governor of the plan making the change, but not thereafter. The approval of the plan making the change was dated in the year 1950. While the Viewers to be appointed must take into consideration not only the damages suffered by your petitioners 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 the petitioners; nevertheless, petitioners believe that no benefits have been derived by petitioners thereby.

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

And they will ever pray, etc.

Ralph Shaffer

Elsie W Shaffer

STATE OF PENNSYLVANIA

COUNTY OF CAMBRIA

SS:

RALPH SHAFFER and ELSIE W. SHAFFER, husband and wife, being first duly affirmed do solemnly, sincerely declare and affirm that the matters set forth in the foregoing petition are true and correct to the best of their knowledge, information and belief.

Ralph Shaffer

Elsie W Shaffer

Affirmed and subscribed to before me  
this 20th day of May, A. D. 1954.

Neless Neising  
Notary Public

My Comm. Expires: Mar. 7-1955

O R D E R

AND NOW, to-wit, this 16 day of ~~May~~ <sup>June</sup>, A. D., 1954 at  
2 o'clock PM, the foregoing petition having been read  
and presented to the Court, the Court does hereby appoint  
P. W. Claphin, Robert G. Wagner  
and Wm O. Kelly 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 petitioners  
by reason of the appropriation, injury and destruction of certain  
property in the change of lines and locations of State Highway  
Route 222, taking into consideration any benefits which may have  
accrued to said property by said change in lines and locations.  
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 petitioners, if  
any. Said viewers are directed to make their report in writing  
to the Court of Quarter Session on or before the first Monday  
of September, 1954. The viewers above appointed are hereby  
directed to give at least ten days' notice in writing to the  
Secretary of Highways and the petitioners of the day and hour  
on which they will view the premises within described and conduct  
their hearing under this appointment.

BY THE COURT:

Mexnick  
Jury

No. 3  
Sep 8 SESSIONS 1954.

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

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.

PETITION OF RALPH SHAFFER AND  
ELSIE W. SHAFFER, HUSBAND AND  
WIFE, FOR THE APPOINTMENT OF  
VIEWERS.

*Filed*  
*6/16/54*  
*Joseph E. Weiss*  
*Clerk of Court*

LAW OFFICES  
**HARKINS AND WHARTON**  
1101-1105 FIRST NATIONAL BANK BUILDING  
JOHNSTOWN, PA.