

NO.

*Road Sucker*  
*3 March* Sessions, 1963

IN THE COURT OF QUARTER  
SESSIONS OF CAMBRIA COUNTY,  
PENNSYLVANIA

IN THE MATTER OF THE WIDEN-  
ING OF BELMONT STREET IN THE  
BOROUGH OF GEISTOWN, CAMBRIA  
COUNTY, PENNSYLVANIA, BY  
THE PENNSYLVANIA DEPARTMENT  
OF HIGHWAYS, PROJECT NO.  
S-454 (1)

PETITION FOR APPOINT-  
MENT OF VIEWERS

*Filed: February 19, 1963*

KAMINSKY AND KELLY  
Attorneys at Law  
302 Park Building  
JOHNSTOWN, PENNSYLVANIA

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

IN THE MATTER OF THE WIDENING )  
OF BELMONT STREET IN THE BOROUGH ) NO. 3  
OF GEISTOWN, CAMBRIA COUNTY, )  
PENNSYLVANIA, BY THE PENNSYL- ) MARCH Sessions, 1963  
VANIA DEPARTMENT OF HIGHWAYS, )  
PROJECT NO. S-454 (1) )

PETITION FOR APPOINTMENT OF VIEWERS

TO THE HONORABLE JUDGES OF THE ABOVE NAMED COURT:

The petition of George J. Mihalick and Annie T.

Mihalick respectfully represents:

1. Your petitioners are husband and wife, who reside at 300 Belmont Street, Geistown Borough, Johnstown, Cambria County, Pennsylvania.

2. Your petitioners are the owners of certain property in Geistown Borough, Cambria County, Pennsylvania, bounded and described as follows:

BEGINNING at a stake at the Southeast corner of Atlas Court and Danner Street; thence by said Danner Street S.  $63^{\circ} 59'$  East, 253.18 feet to Belmont Street (formerly Arbutus Park Road); thence by same S.  $21^{\circ} 35'$  W., 66.2 feet to the point of a curve having a radius of 230 feet, said point of curve being at the intersection of the Southerly side of South Court (now vacated) with Belmont Street; thence continuing by said Belmont Street in a Southerly direction on a curve to the right, an arc distance of 85 feet more or less; thence through lots #16, 17 and 18 N.  $63^{\circ} 59'$  W. 250 feet more or less to a stake in the Easterly side of Atlas Court; thence by same N.  $26^{\circ} 01'$  E., 150 feet to the place of beginning and being lot #15 South Court now vacated and the Northerly portion of Lots #16, 17 and 18 as shown on the Suburban Realty Plan of Lots, Arbutus Park Woodland Section.

BEING the same piece or parcel of land which Grove B. Swartz, et. ux., by their deed dated July 28, 1941, and recorded in the Office of the Recorder of Deeds of Cambria County, in Deed Book Volume 505, Page 87, conveyed to George J. Mihalik and Annie T. Mihalik.

3. The Department of Highways of the Commonwealth of Pennsylvania has widened Belmont Street in Geistown Borough in connection with the above project and in said widening, the Commonwealth of Pennsylvania has taken part of the land above described belonging to your petitioners containing 1460 square feet.

4. By said condemnation and taking by the Commonwealth of Pennsylvania, Department of Highways, the property of your petitioners was rendered less valuable and smaller in size in that astrip fronting approximately 150 feet on Belmont Street, with a width of approximately 10 feet, was taken by the Department of Highways.

5. Your petitioners allege that the fair market value of the land owned by your petitioners at the time of the condemnation was decreased by reason of said condemnation and taking.

6. Until this date, petitioners and the Secretary of Highways of the Commonwealth of Pennsylvania, have been unable to agree upon the amount of compensation to be made for the property taken by the condemnation as aforesaid.

WHEREFORE, your petitioners pray your Honorable Court to appoint a Board of Viewers in the manner prescribed by law to ascertain and award just compensation to your petitioners for their property so condemned, in accordance with the Acts of Assembly in such cases made and provided.

George J. Mihalick  
George J. Mihalick

Annie T. Mihalick  
Annie T. Mihalick

STATE OF PENNSYLVANIA )  
                                  ) SS:  
COUNTY OF CAMBRIA )

GEORGE J. MIHALICK and ANNIE T. MIHALICK, being duly sworn according to law, depose and say that the facts set forth in the foregoing petition are true and correct, to the best of their knowledge, information and belief.

George J. Mihalick  
George J. Mihalick

Annie T. Mihalick  
Annie T. Mihalick

Sworn to and subscribed before me  
this 15 day of February, 1963.

Mrs. Jo Ann Brewer  
NOTARY PUBLIC

MRS. JO ANN BREWER, Notary Public  
Johnstown, Cambria County, Penna.

MY COMM. EXPIRES My Commission Expires October 24, 1966

O R D E R

AND NOW, TO-WIT, this 19 day of February,  
1963, on motion of Kaminsky and Kelly, Attorneys for Petitioners,  
the Court appoints Leopold J. Wendekier Esq., Telford L. Locher  
and Robert H. Meyer, as a Board of Viewers upon the  
foregoing petition and further orders that the Board of Viewers  
perform its duty in accordance with law and the Acts of Assembly  
in such case made and provided. The Viewers' Report shall be  
filed with the Court on the \_\_\_\_\_ day of \_\_\_\_\_, 1963.

BY THE COURT:

Michael

J.

*Road Docket*

No. 3 March Sessions, 1963

IN THE COURT OF QUARTER SESSIONS  
OF  
CAMBRIA COUNTY, PENNSYLVANIA

IN THE MATTER OF THE WIDENING  
OF BELMONT STREET IN THE  
BOROUGH OF GEISTOWN, CAMBRIA  
COUNTY, PENNSYLVANIA, BY THE  
PENNSYLVANIA DEPARTMENT OF  
HIGHWAYS, PROJECT NO. S-454(1)

**VIEWERS' REPORT**

*Filed - April 29, 1963*

**LEOPOLD J. WENDEKIER**  
Attorney-At-Law  
**PATTON, PENNSYLVANIA**

IN THE MATTER OF THE WIDENING :: IN THE COURT OF QUARTER SESSIONS  
 OF BELMONT STREET IN THE ::  
 BOROUGH OF GEISTOWN, CAMBRIA :: OF  
 COUNTY, PENNSYLVANIA, BY THE ::  
 PENNSYLVANIA DEPARTMENT OF :: CAMBRIA COUNTY, PENNSYLVANIA  
 HIGHWAYS, PROJECT NO. S-454 (1)::  
 :: No. 3 March Sessions, 1963

TO THE HONORABLE, THE JUDGES OF THE SAID COURT:

On February 19, 1963, the Court, after consideration of a petition presented for that purpose by George J. Mihalick and Annie T. Mihalick, appointed Leopold J. Wendekier, T. L. Locher and Robert G. Mayer, as a Board of Viewers to assess the damages and benefits, if any, caused by the condemnation by the Commonwealth of Pennsylvania, Department of Highways of a portion of certain real estate owned by the petitioners in Geistown Borough, Cambria County, Pennsylvania, for the purpose of improving a portion of Belmont Street, said real estate being more particularly described in the Notice of View, a copy of which is hereto attached, respectfully makes the following

#### REPORT

In pursuance of their appointment, the Board caused notice to be served upon all interested parties that the Board would meet upon the premises on Friday, March 15, 1963, at 9:00 o'clock, A.M., e.s.t., for the purpose of viewing the premises and hearing such parties as desired to be heard. Such notices were duly served by personal service and by posting upon the premises more than ten (10) days prior to the date of said meeting.

On the day appointed, the Board, having previously been duly sworn, proceeded to view the premises. In attendance were Mr. George J. Mihalick, the owner, William P. Kelly, Esq., his counsel, Mr. Joseph Belle, Highway Department employee, and Robert L. Blough, Esq., counsel for the Department.

A meeting for the purpose of hearing the testimony of witnesses was scheduled for Friday, April 5, 1963, at 10:00 o'clock A.M., e.s.t., in the Judges' Chambers, Park Building, Johnstown, Pennsylvania.

The meeting was held as scheduled and was attended by Mr. and Mrs. Mihalick, the landowners, William P. Kelly, Esq., their counsel, Mr. Charles N. Glass, Howard E. Breneman, District Right-of-Way Engineer for the Highway Department, Mr. Joseph Belle, Highway Department employee, Mr. Dell Comiskey, Mr. Paul D. Washington and Robert L. Blough, Esq., counsel for the Highway Department.

Those who testified for the benefit of the Board were Mr. and Mrs. Mihalick, Mr. Glass, Mr. Washington, Mr. Comiskey and Mr. Breneman. All the witnesses were sworn prior to testifying.

From the evidence submitted to it, and from an examination and view of the premises, as well as of the locality, generally, the Board finds the following

#### FACTS

1. The premises condemned by the Commonwealth of Pennsylvania Department of Highways consists of a portion of the land of the property owner. The portion condemned has an area of 1615 square feet, and is entirely situate in Geistown Borough, Cambria County, Pennsylvania.

2. There is erected on this land a seven-room, 1-story stone dwelling, and a separate garage, with an overhead apartment.

3. The owner has been financially injured by the condemnation of said real estate.

#### CONCLUSIONS OF LAW

1. The parties are properly in Court and this Court has jurisdiction of the matter at hand.

2. George J. Mihalick and Annie T. Mihalick are the owners of the property affected by the condemnation and are the persons entitled to compensation for damages arising by virtue of the condemnation.

3. The property owners are not entitled to detention damages because, in the opinion of the Board, delay in payment was caused by the property owners' excessive demands.

CONCLUSION AND DISCUSSION

The Board of View appointed by the Court for that purpose reports that, after a full and impartial consideration of all the evidence submitted, and after a careful view of the premises, acting at all times according to the viewers' best judgment, it has estimated and determined that the damages sustained by the owners of the property herein involved by the improvement of a portion of Belmont Street are as follows:

George J. Mihalick and Annie T. Mihalick,  
husband and wife. . . . . \$2,350.00

The first witness on behalf of the property owners was Mr. George Mihalick, one of the owners. He testified generally as to the type and location of the house erected upon the property remarking that, when the house was originally constructed, the lot gradually sloped towards the road but now the slope is too steep for convenient mowing. He also stated that two old oak trees had been removed and that the house was now considerably closer to the road.

Mr. Mihalick stated that, upon appeal to the Cambria County Board of Assessment and Revision of Taxes, the assessed valuation of this property was reduced after the highway improvement, thereby indicating that there had been a reduction in the value of the property due to the improvement.

On cross-examination, the witness stated that his house was approximately twelve feet closer to the highway and was affected by the raise in elevation of the highway. It was his opinion that the center line of the highway had been moved in the direction of the house erected upon the lot.

Counsel for the property owners then called on Mrs. Mihalick, wife of the prior witness, who testified that her testimony would be basically the same and that she had taken the photographs which had been offered for the assistance of the Board. There was no cross-examination of this witness.

Mr. Charles N. Glass, a Johnstown Realtor, was called to testify on behalf of the property owners as an expert witness. His qualifications having been admitted by counsel for the Department of Highways, the property owners' Attorney began the direct examination immediately.

Mr. Glass testified that the Mihalicks lived in a quality house which was situated upon a tract of approximately nine-tenths (9/10) of an acre prior to the condemnation. He stated that, in his opinion, this was one of the better houses in the neighborhood. He also testified that, in his considered opinion, the value of the property, prior to the taking, was \$41,300.00, and after the taking, the value was reduced to \$36,800.00, thus making the damages suffered by the property owners, \$4,500.00.

Upon cross-examination, Mr. Glass admitted that he had not appraised the property before the taking, whereupon counsel for the Commonwealth objected to his testimony. The objection was overruled by reason of the fact that the witness had previously testified that he had visited the property on several occasions prior to the taking but did not make a formal appraisal. He also stated that he did not consider in his estimate of damages,

traffic noise and vibration as had been testified to by the property owners. Upon the conclusion of Mr. Glass' testimony, the counsel for the property owners rested.

The first witness called on behalf of the Commonwealth was Mr. Howard E. Breneman, District Right-of-Way Engineer, who stated that the property was condemned on December 1, 1959, and that the area condemned was 1615 feet including a slope easement of 265 feet. Mr. Breneman testified that the center line of the highway was exactly the same at the Southern end of the property as it had been prior to the improvement and was ten feet further away from the house at its Northern end.

He testified that the condemnation area tapers from two feet to fourteen feet, with about four feet for a slope easement. According to Mr. Breneman's calculations, the house was situated 57 feet from the old right-of-way line and was now 47 feet from the new right-of-way line.

On cross-examination by counsel for the property owners, Mr. Breneman stated that the highway had been widened and that instead of a five foot shoulder as previously, there was now a eight foot shoulder. The slope prior to the improvement was  $1\frac{1}{2}$  to 1 and is now  $1\frac{1}{2}$  to 1.

Upon re-direct examination, Mr. Breneman testified that the elevation of the road was raised 1.7 feet at the Southern end of the Mihalick lot and 6 inches at the Northern end.

The next witness called by counsel for the Commonwealth was Mr. Paul D. Washington, a Cresson Realtor, whose qualifications were admitted and accepted by counsel for the property owners. Mr. Washington stated that he had first appraised the property on May 19, 1960, prior to any physical work on the property. He has re-visited the property since that time.

In his opinion, the market value of the property, prior to the improvements, was \$79,761.00, and afterwards, \$77,421.00; thus Mr. Washington attributed damages to the property owners of \$2,340.00, which he rounded off in even figures to \$2,350.00.

Upon cross-examination, he admitted that, in his estimate of value, he had considered a house which was known as the Danner Street house, which, in reality, was a garage with an apartment over it. Mr. Washington admitted that there was a change in appearance in the lot and that the house was now closer to Belmont Street, but how much closer, he could not say.

Mr. Dell Comiskey, a Johnstown Realtor, was called as a witness on behalf of the Commonwealth and his qualifications likewise were admitted by counsel for the property owners. Mr. Comiskey stated that he had first appraised the property on February 6, 1960, and that as a result of his appraisal, it was his opinion that the market value of this property prior to the taking was \$64,300.00 and that, after the taking, the value had been reduced to \$63,105.00; thus, in Mr. Comiskey's opinion, the damages suffered by the property owners was \$1,280.00.

Upon cross-examination, he stated that he realized that grading was now a problem and that the house was now closer to the road but that he had allowed for trees taken and that he had allowed thirty cents per square foot for damages. Upon the conclusion of Mr. Comiskey's testimony, the Commonwealth rested.

There being no further testimony offered, the hearing was concluded.

Ordinarily, detention damages, not to exceed the legal rate of interest, may be awarded for delay in payment of the damages due. However, the Legislature has seen fit to modify this rule by permitting a condemnor to pay up to 75% of the damages as

determined by an appraiser to avoid payment of excessive detention damages.

Likewise, no detention damages can be paid if the property owner's demand for compensation is clearly unreasonable. "An exorbitant and unreasonable demand by an owner as the price for property condemned can be sufficient to warrant the jury in denying him damages for delay in payment for the value of the property taken." Springer v. County of Allegheny, 401 Pa. 557, 165 A. 2d 383 (1960).

The power of eminent domain is the power to take property for public use without the owner's consent, City of Philadelphia v. Philadelphia Suburban Water Company, 309 Pa. 130, 163 Atl. 297 (1933); Briegel v. Briegel, 307 Pa. 93, 160 Atl. 581 (1932).

Section 10 of Article 1 of the Constitution of Pennsylvania guarantees that private property should not be taken or applied to public use without authority of law and without just compensation being first made or secured.

The owner of the land at the time of the taking is the person entitled to damages for condemnation, Petition of Lakewood Memorial Gardens, 381 Pa. 46, 112 A. 2d 135 (1935); Petition of Butler County Commissioners, 141 Pa. Super. 597, 15 A. 2d 504 (1940).

Market value should be determined on the basis of what price the property would bring if the owner were under no compulsion to sell and a purchaser under no compulsion to buy, taking into account all considerations that might be brought forward and reasonably be given substantial weight in bargaining for property, United States v. 15.3 Acres of Land in the City of Scranton, Pennsylvania, 154 Fed. Supp. (1957); Ward v. Commonwealth of Pennsylvania, 390 Pa. 526, 136 A. 2d 309 (1957).

The basis for recovery of compensation being its market value, any relevant and material evidence of such value is admissible. Schuck v. West Side Belt Railway Company, 283 Pa. 152, 123 Atl. 832 (1925). However, the burden is upon the landowner to establish the market value in proceedings before a Board of View or the Court, Broughler v. Commonwealth of Pennsylvania, 383 Pa. 573, 131 A. 2d 341 (1957); Hereda v. Lower Burrell Township, 159 Pa. Super. 262, 48 A. 2d 83 (1946).

Market value may be ascertained from the knowledge and judgment of men acquainted with the property, who, by their experience and judgment, may give a fair, honest and impartial opinion as to value, Curtin v. Nittany Valley Railroad Company, 135 Pa. 20, 19 Atl. 740 (1890), and subsequent cases.

From the evidence presented to it, the Board is of the opinion that any delay in payment in this matter was caused by the unreasonable demands of the property. The Board is assuming that the Commonwealth offered, by way of settlement, a figure comparable to that testified to by its real estate experts. The Board also assumes that the amount demanded by the property owners was reasonably near the figure quoted by their real estate expert as damages suffered by them.

Since the Board is of the opinion, and so finds, that the damages suffered by the property owners is \$2,350.00 and their demand is almost double that amount, that any delay in payment is due purely to their unreasonable demand. We, therefore, find that the property owners are not entitled to detention damages.

In making its award, the Board has applied the foregoing principles of law to the evidence presented and has considered all other relevant factors. The Board has also considered the benefits, if any, accruing to the property and hereby assesses the

damages as above awarded against the Commonwealth of Pennsylvania  
Department of Highways.

Respectfully submitted this 29<sup>th</sup> day of April, 1963.

BOARD OF VIEW

Leopold J. Wendekier  
Leopold J. Wendekier, Chairman

T. L. Locher  
T. L. Locher

Robert G. Mayer  
Robert G. Mayer

IN THE MATTER OF THE WIDENING :: IN THE COURT OF QUARTER SESSIONS  
OF BELMONT STREET IN THE ::  
BOROUGH OF GEISTOWN, CAMBRIA :: OF  
COUNTY, PENNSYLVANIA, BY THE ::  
PENNSYLVANIA DEPARTMENT OF :: CAMBRIA COUNTY, PENNSYLVANIA  
HIGHWAYS, PROJECT NO. S-454(1) ::  
:: No. 3 March Sessions, 1963

SCHEDULE OF AWARD

From the evidence submitted and the view of the premises affected by the condemnation by the Commonwealth of Pennsylvania, the Board of View finds the damages sustained by the owners in this proceeding as follows:

George J. Mihalick and Annie T. Mihalick,  
husband and wife. . . . . \$2,350.00

The award above set forth includes damages for delay in payment.

The Board of View has taken into consideration any benefits accruing to the property affected and hereby assesses the damages as above awarded against the Commonwealth of Pennsylvania.

BOARD OF VIEW

  
Leopold J. Wendekier, Chairman

  
T. L. Locher

  
Robert G. Mayer

IN THE MATTER OF THE WIDENING :: IN THE COURT OF QUARTER SESSIONS  
OF BELMONT STREET IN THE ::  
BOROUGH OF GEISTOWN, CAMBRIA :: OF  
COUNTY, PENNSYLVANIA, BY THE ::  
PENNSYLVANIA DEPARTMENT OF :: CAMBRIA COUNTY, PENNSYLVANIA  
HIGHWAYS, PROJECT NO. S-454 (1)::  
:: No. 3 March Sessions, 1963

VIEWERS' NOTICE

We, the undersigned Viewers appointed by the above Court to view and inspect the land and premises owned by George J. Mihalick and Annie T. Mihalick, husband and wife, of 300 Belmont Street, Johnstown, Pennsylvania, and to determine and estimate the damages or benefits that have resulted or that may seem likely to result to the land or property of said owners by reason of the condemnation by the Commonwealth of Pennsylvania Department of Highways of a portion of said real estate of George J. Mihalick and Annie T. Mihalick, do hereby give notice that they will meet upon the premises on Friday, March 15, 1963, at 9:00 o'clock, A.M., e.s.t., when and where all persons interested may appear if they so desire.

The premises to be viewed are:

ALL that certain tract of land situate in Geistown Borough, Cambria County, Pennsylvania, bounded and described as follows:

BEGINNING at a stake at the Southeast corner of Atlas Court and Danner Street; thence by said Danner Street S.  $63^{\circ} 59'$  East, 253.18 feet to Belmont Street (formerly Arbutus Park Road); thence by same S.  $21^{\circ} 35'$  W., 66.2 feet to the point of a curve having a radius of 230 feet, said point of curve being at the intersection of the Southerly side of South Court (now vacated) with Belmont Street; thence continuing by said Belmont Street in a Southerly direction on a curve to the right, an arc distance of 85 feet, more or less; thence through lots #16, 17 and 18 N.  $63^{\circ} 59'$  W. 250 feet, more or less, to a stake in the Easterly side of Atlas Court; thence by same N.  $26^{\circ} 01'$  E., 150 feet to the place of beginning and being lot #15 South Court now vacated and the Northerly portion of Lots #16, 17 and 18 as shown on the Suburban Realty Plan of Lots, Arbutus Park Woodland Section.

BOARD OF VIEW

  
Leopold J. Wendekier, Chairman

  
T. L. Locher

  
Robert G. Mayer

IN THE MATTER OF THE WIDENING :: IN THE COURT OF QUARTER SESSIONS  
OF BELMONT STREET IN THE ::  
BOROUGH OF GEISTOWN, CAMBRIA :: OF  
COUNTY, PENNSYLVANIA, BY THE ::  
PENNSYLVANIA DEPARTMENT OF :: CAMBRIA COUNTY, PENNSYLVANIA  
HIGHWAYS, PROJECT NO. S-454 (1) ::  
:: No. 3 March Sessions, 1963

VIEWS' NOTICE OF HEARING

The Board of View appointed by the Court to view the premises and make a determination of the damages, if any, to the property of the above owners, more particularly described in the Notice of View, has set, as the time and place for a hearing where all interested parties may appear and be heard, 10:00 o'clock, A.M. e.s.t., on Friday, April 5, 1963, in the Judges' Chambers, Park Building, Johnstown, Pennsylvania.

All parties and their counsel should be present with their witnesses to present evidence for the assistance of the Board at that time.

BOARD OF VIEW

Lapold J. Wendelker  
Chairman

IN THE MATTER OF THE WIDENING :: IN THE COURT OF QUARTER SESSIONS  
OF BELMONT STREET IN THE ::  
BOROUGH OF GEISTOWN, CAMBRIA :: OF  
COUNTY, PENNSYLVANIA, BY THE ::  
PENNSYLVANIA DEPARTMENT OF :: CAMBRIA COUNTY, PENNSYLVANIA  
HIGHWAYS, PROJECT NO. S-454 (1)::  
:: No. 3 March Sessions, 1963

VIEWERS' NOTICE

The Board of View appointed by the Court to determine the damages and benefits, if any, caused by the condemnation by the above named Pennsylvania Department of Highways of certain real estate of the petitioners hereby gives notice that the Board, after due deliberation, and considering all the evidence placed before it after a view of the premises, has prepared a Schedule of Award which will be exhibited to all interested parties on Friday, April 26, 1968, at 10:00 o'clock, A.M., e.s.t., in the Judges' Chambers, Park Building, Johnstown, Pennsylvania.

The Board will hear any and all objections to the award at that time.

BOARD OF VIEW

Leopold Wendekier  
Chairman

AND NOW, this 11<sup>th</sup> day of April, 1968, service of a copy of the above notice is hereby accepted.

Robert L. Blough  
attorney for the Commonwealth

IN THE MATTER OF THE WIDENING :: IN THE COURT OF QUARTER SESSIONS  
OF BELMONT STREET IN THE ::  
BOROUGH OF GEISTOWN, CAMBRIA :: OF  
COUNTY, PENNSYLVANIA, BY THE ::  
PENNSYLVANIA DEPARTMENT OF :: CAMBRIA COUNTY, PENNSYLVANIA  
HIGHWAYS, PROJECT NO. S-454 (1)::  
:: No. 3 March Sessions, 1963

VIEWERS' NOTICE

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The Board will hear any and all objections to the award at that time.

BOARD OF VIEW

Leopold Wendekier  
Chairman

AND NOW, this 17<sup>th</sup> day of April, 1963, service of a copy of the above notice is hereby accepted.

William P. Kelly

IN THE MATTER OF THE WIDENING :: IN THE COURT OF QUARTER SESSIONS  
OF BELMONT STREET IN THE ::  
BOROUGH OF GEISTOWN, CAMBRIA :: OF  
COUNTY, PENNSYLVANIA, BY THE ::  
PENNSYLVANIA DEPARTMENT OF :: CAMBRIA COUNTY, PENNSYLVANIA  
HIGHWAYS, PROJECT NO. S-454 (1)::  
::: No. 8 March Sessions, 1963

VIEWERS' NOTICE

The Board of View appointed by the Court to determine the damages and benefits, if any, caused by the condemnation by the above named Pennsylvania Department of Highways of certain real estate of the petitioners hereby gives notice that the Board will file its Report with the Clerk of Courts on Monday, April 29, 1963. The Report will thereupon become a part of the record in this proceeding.

BOARD OF VIEW

Leopold J. Wendekies  
Chairman

AND NOW, this 16<sup>th</sup> day of April, 1963, service of a copy of the above notice is hereby accepted.

Robert T. Blough

IN THE MATTER OF THE WIDENING :: IN THE COURT OF QUARTER SESSIONS  
OF BELMONT STREET IN THE ::  
BOROUGH OF GEISTOWN, CAMBRIA :: OF  
COUNTY, PENNSYLVANIA, BY THE ::  
PENNSYLVANIA DEPARTMENT OF :: CAMBRIA COUNTY, PENNSYLVANIA  
HIGHWAYS, PROJECT NO. S-454 (1)::  
::: No. 3 March Sessions, 1963

VIEWERS' NOTICE

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BOARD OF VIEW

Leopold J. Wendekier  
Chairman

AND NOW, this 17<sup>th</sup> day of April, 1963, service of a copy of the above notice is hereby accepted.

William P. Kelly

This print is made from sheet No. 13, of Right-of-way  
plan for Route No. H1591-B Section No. 3, Cambria  
County, approved by the Governor on Dec. 1, 1959  
which we have examined and had explained to me as this  
day of \_\_\_\_\_, 19\_\_\_\_, and is to be attached to  
the release herewith executed.

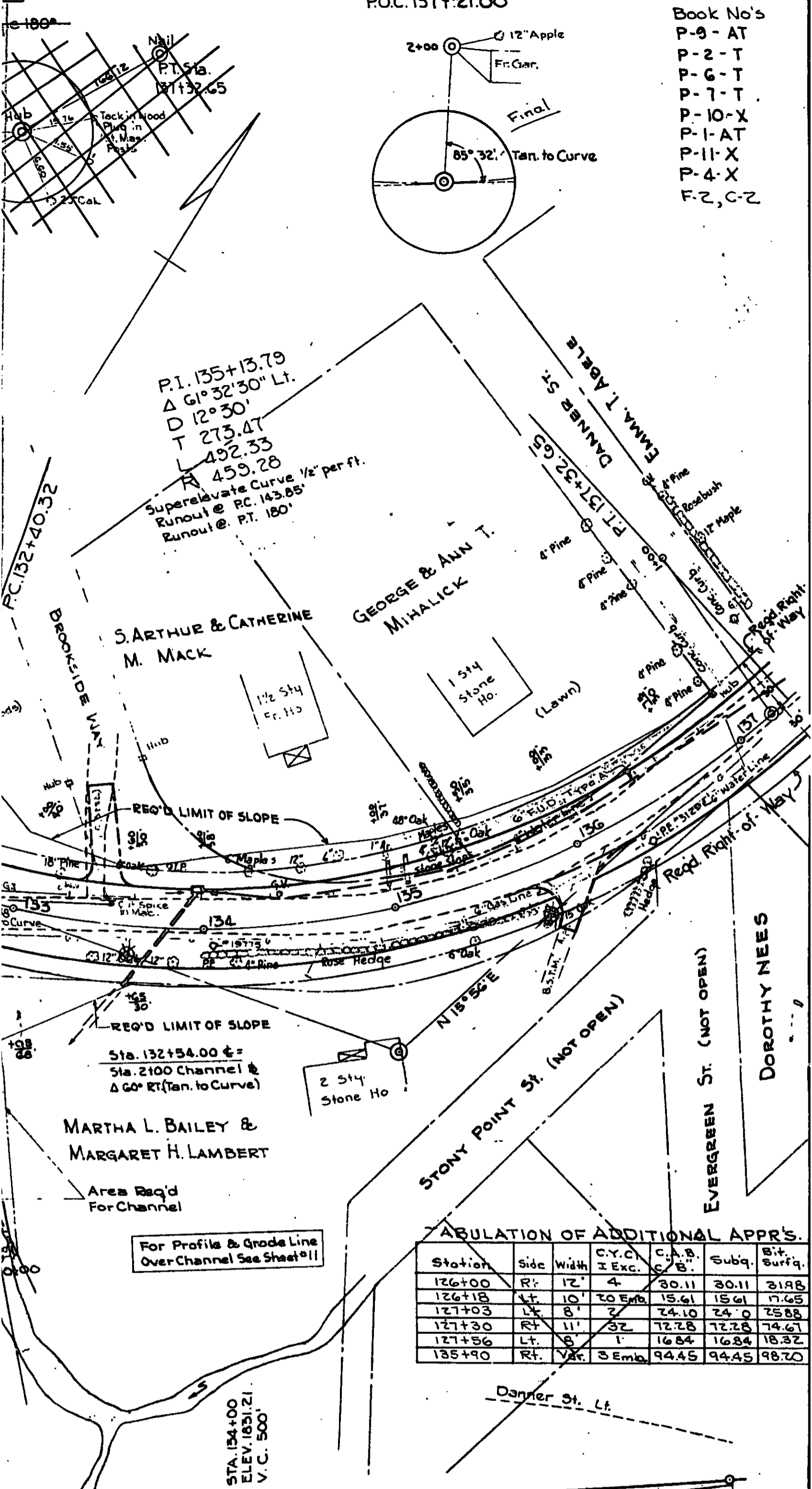
Witness \_\_\_\_\_ (Seal)

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

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

P.O.C. 137+21.00

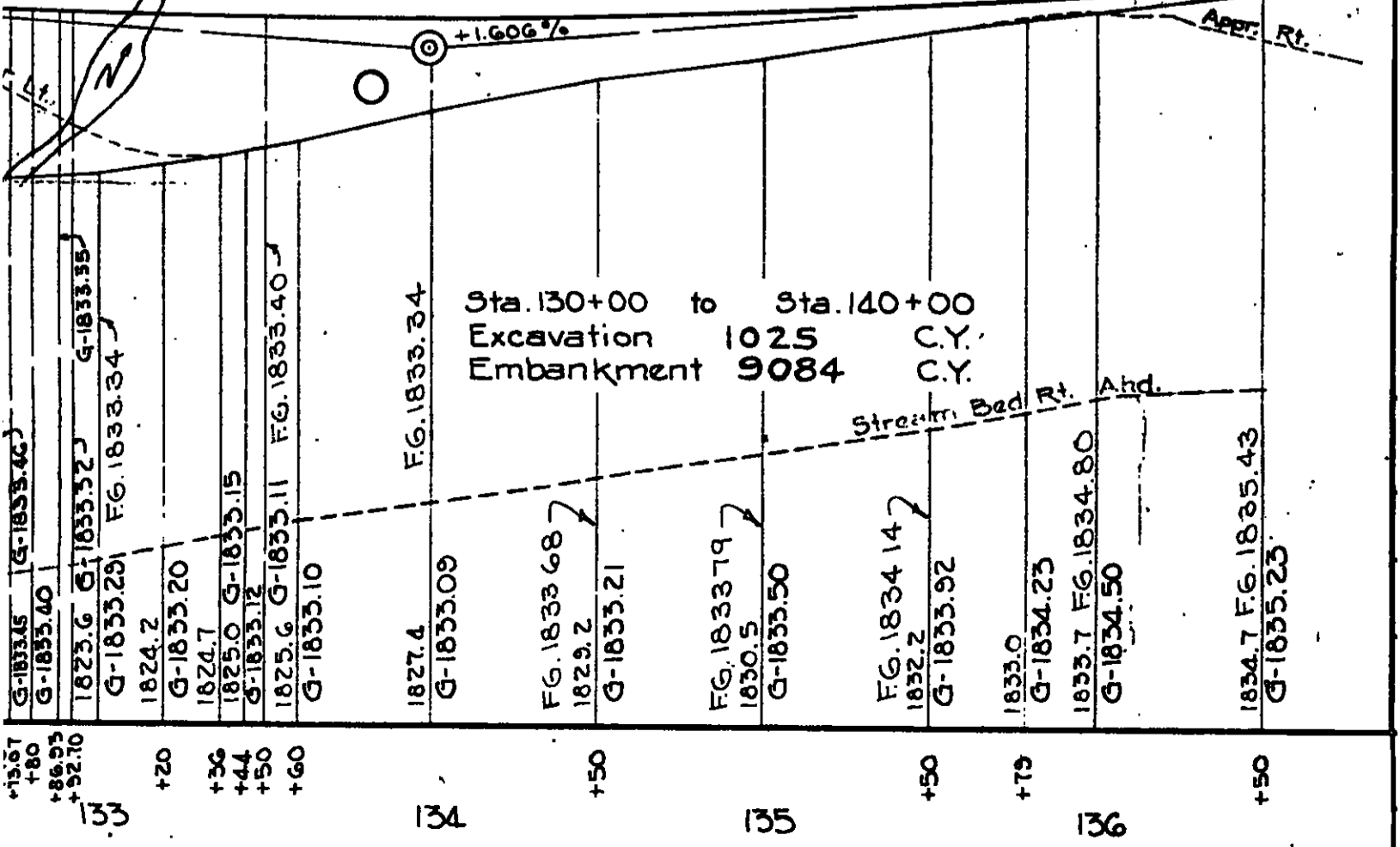
Book No's  
P-9 - AT  
P-2 - T  
P-6 - T  
P-7 - T  
P-10 - X  
P-1 - AT  
P-11 - X  
P-4 - X  
F-2, C-2



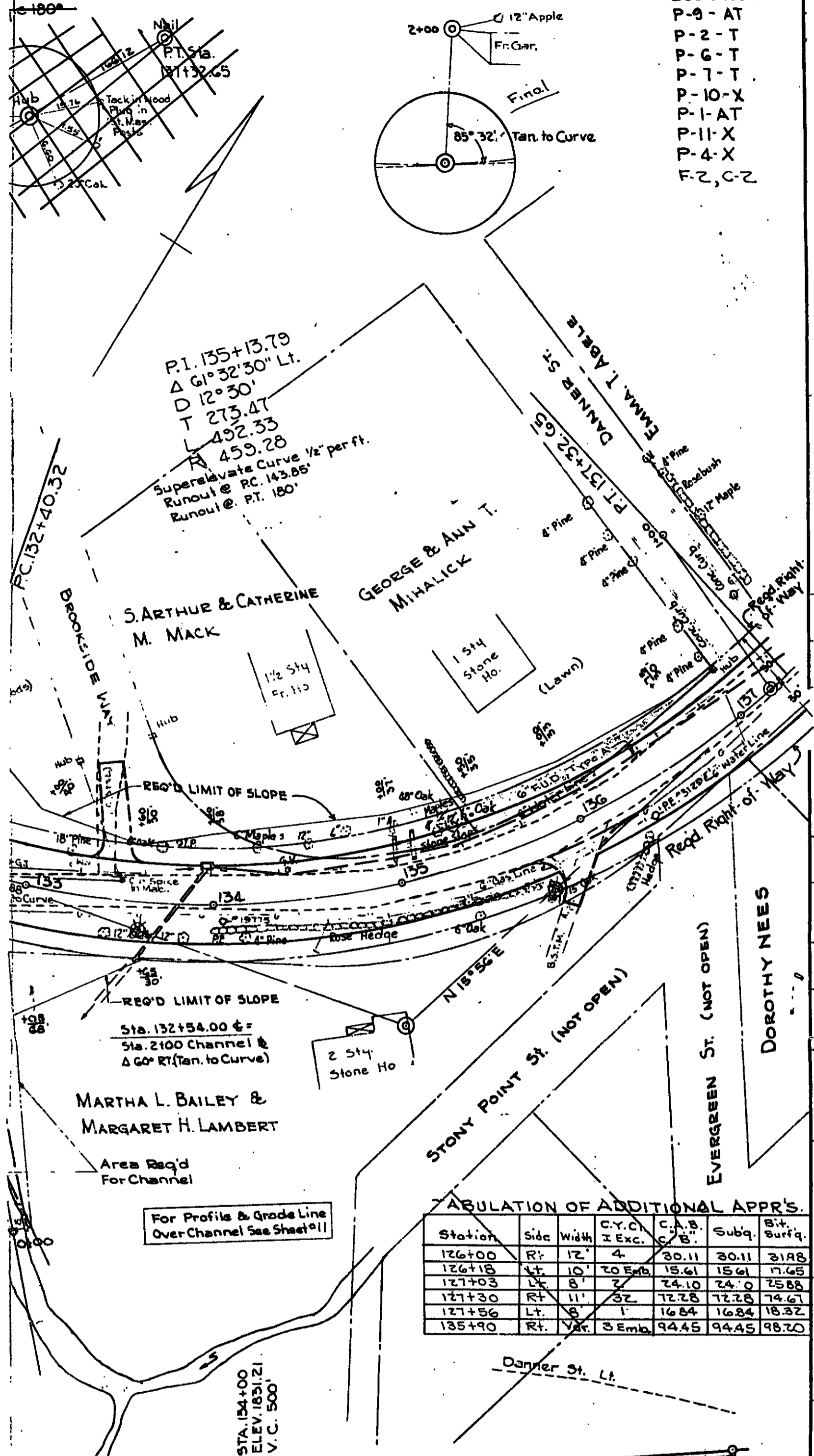
For Profile & Grade Line  
Over Channel See Sheet #11

TABULATION OF ADDITIONAL APPRS.

Station	Side	Width	C.Y. C. I Exc.	C.A.B. C.B.	Subq.	Bit. Surf.
126+00	Rt.	12'	4	30.11	30.11	31.98
126+18	Lt.	10'	20 Emb.	15.61	15.61	17.65
127+03	Lt.	8'	2	24.10	24.10	25.88
127+30	Rt.	11'	32	72.28	72.28	74.67
127+56	Lt.	8'	1	16.84	16.84	18.32
135+90	Rt.	Var.	3 Emb.	94.45	94.45	98.70



Book No's  
P-9 - AT  
P-2 - T  
P-6 - T  
P-7 - T  
P-10-X  
P-1-AT  
P-11-X  
P-4-X  
F-2, C-2



Station	Side	Width	C.Y.C. I Exc.	C.A.B. C. B.	Subq.	Bit. Surf.
126+00	Rt.	12'	4	30.11	30.11	31.88
126+18	Lt.	10'	20 Emb.	15.61	15.61	17.65
127+03	Lt.	8'	2	24.10	24.0	25.88
127+30	Rt.	11'	32	72.28	72.28	74.67
127+56	Lt.	8'	1	16.84	16.84	18.32
135+90	Rt.	Var.	3 Emb.	94.45	94.45	98.70

