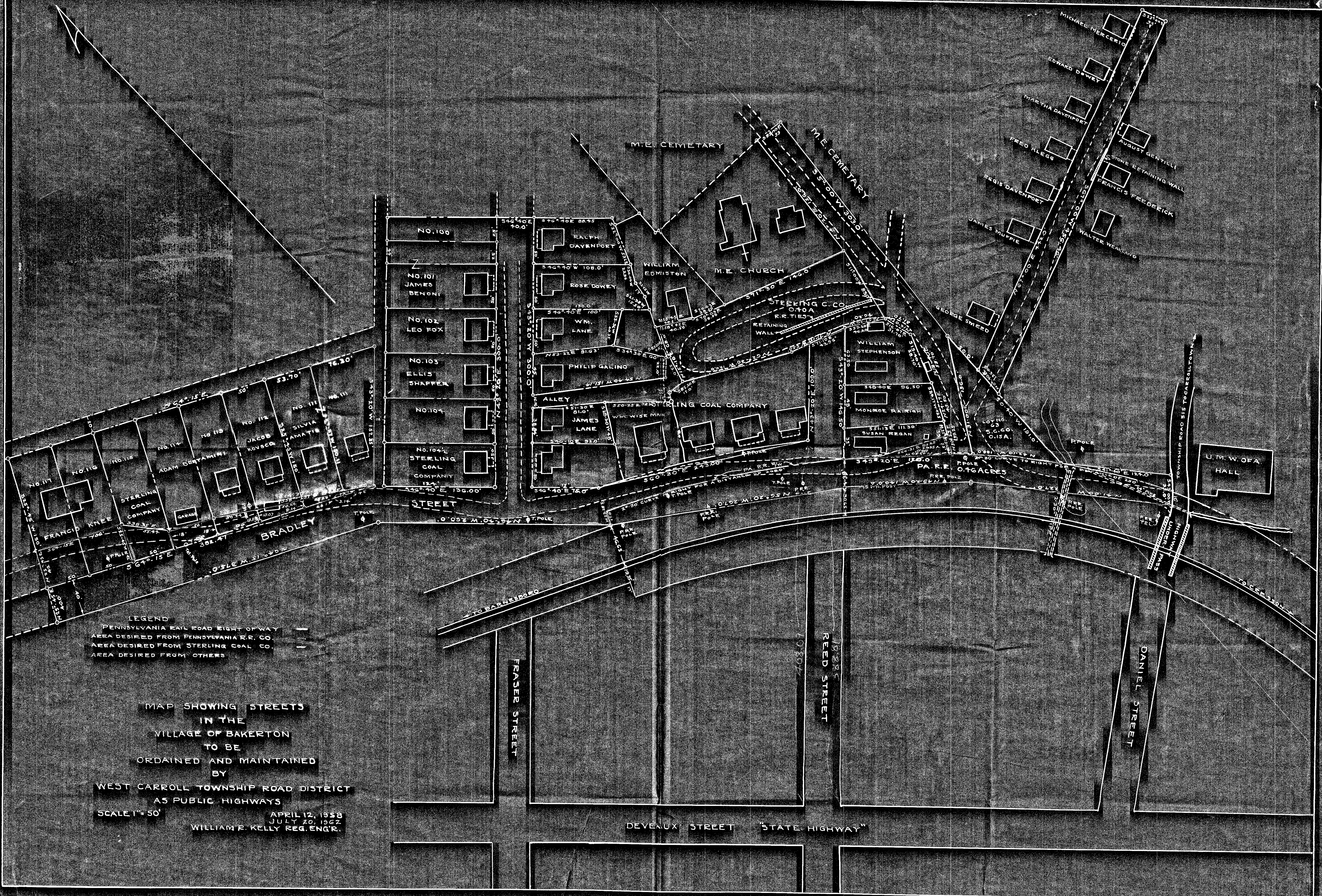


Ad #5 June 1964

Not microfilmed





LEGEND  
PENNSYLVANIA RAIL ROAD RIGHT OF WAY  
AREA DESIRED FROM PENNSYLVANIA R.R. CO.  
AREA DESIRED FROM STERLING COAL CO.  
AREA DESIRED FROM OTHERS

MAP SHOWING STREETS  
IN THE  
VILLAGE OF BAKERTON  
TO BE  
ORDAINED AND MAINTAINED  
BY  
WEST CARROLL TOWNSHIP ROAD DISTRICT  
AS PUBLIC HIGHWAYS  
SCALE 1"=50'  
APRIL 12, 1958  
JULY 20, 1962  
WILLIAM E. KELLY REG. ENGR.

DEVEAUX STREET "STATE HIGHWAY"



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 ROUTE 52 IN THE TOWNSHIP  
OF JACKSON, COUNTY OF CAMBRIA AND  
STATE OF PENNSYLVANIA.

NO. R. D. 5 JUNE SESSIONS  
1964.

G. HOWARD SLOAN, CONDEMNEE VS.  
COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF HIGHWAYS, THE  
CONDEMNOR.

EMINENT DOMAIN

TO THE HONORABLE, THE JUDGES OF THE SAID COURT:

The undersigned Board of View respectfully reports:

1. The Board of View in the above captioned case, consisting of Francis J. Nitch, Owen Heeney and Robert S. Mayer were appointed by Your Honorable Court on May 4, 1964, to assess damages and benefits, if any, by reason of the condemnation by the Commonwealth of Pennsylvania, Department of Highways, the condemnor, of a tract of land in Jackson Township, Cambria County, Pennsylvania, for highway purposes, more particularly described in the petition filed for the appointment of a Board of View.

2. Notice that a view of the premises will be held on May 27, 1965 at 10:00 o'clock A. M. Eastern Daylight Savings Time was given to the following:

(a) To the Condemnor, namely, Commonwealth of Pennsylvania, Department of Highways, Harrisburg, Pennsylvania, by Certified mail, return receipt requested. Copy of notice, original and return receipt are attached hereto.

(b) To Robert L. Blough, Esq., counsel for the condemnor. Copy of notice and acceptance of service thereof are attached hereto.

(c) To Dr. G. Howard Sloan, condemnee, by certified mail, return receipt requested. Copy of notice, original and return receipt and acceptance of service are attached hereto.

(d) To Commonwealth of Pennsylvania, Department of Highways, Right of Ways Section, Hollidaysburg, Pennsylvania.

(e) To Norman Krumenacker, Esq. of the Law Offices of Gleason and Krumenacker, counsel for the condemnee. Copy of notice and acceptance of service are attached hereto.

Notice of Hearing to be held at the Judges' Chambers, Park Building, 423 Main Street, Johnstown, Pennsylvania, on Thursday, July 1, 1965 at 10:00 o'clock A. M. Eastern Daylight Savings Time was given to the following:

(a) To Andrew J. Gleason of the Law Office of Gleason and Krumenacker, counsel for the condemnee. Copy of notice and the acceptance of service thereof are hereto attached.

(b) To Robert L. Blough, Esq., counsel for the condemnor. Copy of notice and acceptance of service thereof are hereto attached.

(c) To Commonwealth of Pennsylvania, Department of Highways, Right of Way Section, Hollidaysburg, Pennsylvania.

Counsel for the Condemnee requested a continuance of the hearing, and same was continued to Wednesday, July 21, 1965 at Judges' Chambers, Park Building, 423 Main Street, Johnstown, Pa., and notice thereof was given to the following:

Esq.,  
(a) To Andrew J. Gleason/of the Law Offices of Gleason and Krumenacker, counsel for the condemnee. Copy of notice and the acceptance of service thereof are hereto attached.

(b) To Robert L. Blough, Esq. counsel for the condemnor. Copy of notice and acceptance of service thereof are hereto attached.

(c) To Commonwealth of Pennsylvania, Department of Highways, Right of Way Section, Hollidaysburg, Pa.

3. Attached is map which shows the Highway re-location. It also reflects the area of the premises as follows:

Deed area-----	900.850 acres
Legal Right of Way Area-----	1.600 acres
Area of Exceptions-----	5.496 acres
Area of Adverses-----	9.105
Area before condemnation-----	<u>16.201</u> acres
	74.649 acres
Required Right of Way Area----	0.383 acres
Required limit of Slope Area--	0.019 acres
Total Residue-----	<u>.402</u> acres
	74.247 acres
Residue-left-----	0.053 acres
Residue-right-----	74.194 acres
	74.247 acres

Attached to Petition is the Dr. S. H. Sloan Plan of Lots which shows Old Route No. 22 with lots laid out on both sides thereof. The re-located Route 22 appears at the bottom of said Plan of Lots, with only part of the Sloan Lots facing said re-located road. The six lots to the rear of lots facing on new road have no frontage on New Route 22. The lots facing Route 22 re-located are somewhat adversely effected because of the rise in elevation of New Route 22.

The increase in elevation of New Route 22 caused water to damage condemnee's dwelling house. To avoid future damage to the dwelling the condemnee was required to construct additional sewer line in front of his dwelling.

The cut made in the construction of an entrance to New Route 22 caused damage to owner's pond which supplied him with required water prior to new construction of road. Due to decrease in water supply in pond the condemnee found it necessary to sink an well and install a pump for same, in order to supplement his reduced water supply from the pond.

4. A declaration was not filed because the condemnation took place about August 1, 1958, which date was prior to effective date of the 1964 Act of Assembly entitled Eminent Domain Code.

5. The Board of View after viewing the premises and after a full and impartial consideration of the evidence submitted have estimated and determined that the General Damages sustained by the owner of said property by reason of the condemnation of the property by the Commonwealth of Pennsylvania, Department of Highways, to be \$7,525.00, which amount is assessed against the Commonwealth of Pennsylvania, and shall be paid by said Commonwealth of Pennsylvania, Department of Highways, to G. Howard Sloan, the owner of the land.

6. This is a partial taking, however, the condemnee has not requested in writing a statement as to the amount of the general damages attributable as severance damages to the part of the property not taken.

7. Dr. G. Howard Sloan, the condemnee, is the only person claiming any interest in the property effected by the condemnation.

8. There are no other claimants to any interest or estate in the property condemned.

9. There were no written requests for findings of fact or conclusions of law submitted to the Board of View.

10. Other matters which the Board of View wishes to call to the attention of the Court are as follows:

(a) That all members of the Board of View were duly sworn upon their initial appointment to the Board of View.

(b) That all witnesses at the hearing were duly sworn prior to giving their testimony.

(c) The owner estimated the value of the property prior to condemnation at \$35,000.00, and the value after condemnation at \$20,000.00, thus estimating his damages at \$15,000.00. The owner's witness estimated the damages at about \$12,000.00.

(d) The condemnor's witness estimated the total value of the property prior to condemnation at \$29,100.00 and the value after condemnation at \$25,800.00, thus estimating the damages to the owner at \$3,300.00.

(e) The owner had previously sold one of the vacant lots to the rear for \$350.00. He also sold one of the front lots with a dwelling thereon and estimated the value of the land alone at about \$1,000.00.

(f) The condemnee presented four photos of the road and the premises effected and same are attached hereto.

(g) At least ten days before the filing of this Report, the Board of View will mail a copy of this Report to all parties or their attorney of record, with notice of the date of the intended filing of this report, and that the report shall become final unless an appeal therefrom is filed within thirty days from the date the report is filed.

All of which is respectfully submitted:

BOARD OF VIEW:

Francis J. Nitch Chairman  
Francis J. Nitch

Owen Heeney  
Owen Heeney

Robert S. Mayer  
Robert S. Mayer

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 ROUTE NO. 52, IN THE  
TOWNSHIP OF JACKSON, COUNTY  
OF CAMBRIA AND STATE OF  
PENNSYLVANIA.

PETITION  
FOR  
APPOINTMENT OF VIEWERS

*Filed - 5-4-64*

A TRUE AND CORRECT COPY  
ATTEST:

GLEASON & KRUMENACKER

BY: *Norman J. Krumenacker*  
ATTORNEYS FOR PETITIONER.

LAW OFFICES

GLEASON & KRUMENACKER  
NINTH FLOOR FIRST NATIONAL BANK BUILDING  
JOHNSTOWN, PENNSYLVANIA

IN THE MATTER OF THE CHANGE  
OF LOCATION AND LINES OF  
THE HIGHWAY KNOWN AS ROUTE  
NO. 52, IN THE TOWNSHIP OF  
JACKSON, COUNTY OF CAMBRIA  
AND STATE OF PENNSYLVANIA.

IN THE COURT OF QUARTER SESSIONS  
OF CAMBRIA COUNTY  
PENNSYLVANIA  
NO. R.D. 5 <sup>SESSIONS</sup> JUNE TERM 1964

PETITION OF G. HOWARD SLOAN FOR  
THE APPOINTMENT OF VIEWERS

The Petition of G. Howard Sloan, by his Attorneys,  
Gleason & Krumenacker, respectfully represents:

1. That your Petitioner is an individual and resides  
at Jackson Township, Cambria County, Pennsylvania.
2. That the Commonwealth of Pennsylvania is the  
condemning body.
3. That G. Howard Sloan is the sole owner of the real  
estate hereinafter described.
4. That the description of the real estate affected  
by the Commonwealth's condemnation is as follows:

ALL that certain piece or parcel of ground, situate in  
the Township of Jackson, County of Cambria and State of Pennsyl-  
vania, bounded and described as follows:

BEGINNING at a post, the center line of the Summerhill  
Township Road; thence along line of land commonly  
known as the "Ogden Farm" North 62° 35' West 2500 feet,  
more or less, to an iron pin corner; thence still  
along line of said "Ogden Farm" South 26° 55' West 1767  
feet to a post on line of land now or formerly of Ed  
Gillen; thence along line of land of Ed Gillen North  
8° 57' West 2998 feet to a point on old Wm. Penn  
Highway; thence along land formerly of Davis Brothers  
South 85° 00' East 1800 feet, more or less, to a point;  
thence South 5° 53' East 32 feet, more or less, to an  
iron pin in the center line of State Highway Route 22  
and intersection of Summerhill Township Road; thence  
along the center line of Summerhill Township Road by  
its several courses and distances to a point, the place  
of beginning. Containing approximately 90.85 Acres,  
and being part of a larger tract of land known as the  
"Sherwood Tract".

EXCEPTING AND RESERVING from the above description  
that certain piece or parcel of land, heretofore

conveyed by your Petitioner which is shown as Lot No. 3 on the Plan of Lots laid out by your Petitioner, a copy of said Plan is attached hereto and made a part hereof and marked "Exhibit A".

5. That on the 5th day of May, 1958, the Commonwealth of Pennsylvania, condemned a portion of the hereinbefore described real estate for the purpose of rebuilding and improving Route No. 52.

6. That the Commonwealth of Pennsylvania, and your Petitioner, G. Howard Sloan, have not agreed as to the amount of damages to be paid to your Petitioner for the condemnation of his land.

7. That your Petitioner alleges that the fair market value of the land owned by your Petitioner at the time of condemnation was decreased by reason of the condemnation, and by reason of the fact that a certain portion of their land was actually taken for public use, and in addition thereto, they claim that the fair market value immediately after the condemnation, as affected by the condemnation, was less than the amount of the fair market value immediately before the condemnation.

WHEREFORE, your Petitioner, by his Attorneys, Gleason & Krumenacker, prays your Honorable Court to appoint a Board of Viewers in the manner prescribed by law, to ascertain and award just compensation to the Petitioner for his property so condemned in accordance with the Acts of Assembly in such cases made and provided.

And he will ever pray, etc.

GLEASON & KRUMENACKER

BY: *Norman A. Krumenacker*  
ATTORNEYS FOR PETITIONER.



STATE OF PENNSYLVANIA:

SS.

COUNTY OF CAMBRIA:

Before me, a Notary Public in and for said County and State, personally appeared G. HOWARD SLOAN, who, being duly sworn according to law, deposes and says that he is the Petitioner named in the foregoing Petition, and that the statements therein set forth are true and correct to the best of his knowledge, information and belief.

x G. Howard Sloan

SWORN to and subscribed before

me this 1st day of May, 1964.

Mrs. Rosemarie A. Sigg

MRS. ROSEMARIE A. SIGG, Notary Public  
Johnstown, Cambria County, Penna.  
My Commission Expires Dec. 12, 1966



IN THE MATTER OF THE CHANGE  
OF LOCATION AND LINES OF  
THE HIGHWAY KNOWN AS ROUTE  
NO. 52, IN THE TOWNSHIP OF  
JACKSON, COUNTY OF CAMBRIA  
AND STATE OF PENNSYLVANIA.

IN THE COURT OF QUARTER SESSIONS  
OF CAMBRIA COUNTY  
PENNSYLVANIA

NO. LD-5 SESSIONS  
JUNE ~~1964~~ 1964

O R D E R

AND NOW, to-wit, this 4 day of May, 1964, on  
Motion of Gleason & Krumenacker, Attorneys for Petitioner, and  
upon consideration of the within Petition, the Court hereby  
appoints Francis L. Nitch, Owen Heeney  
and Robert S. Meyer as a Board of Viewers upon the  
within Petition, and further orders that the Board of Viewers  
perform its duty in accordance with the law and Acts of  
Assembly in such case made and provided.

BY THE COURT:

Is. M. Donald J.

**CERTIFIED** on this,

the 8<sup>th</sup> day of May

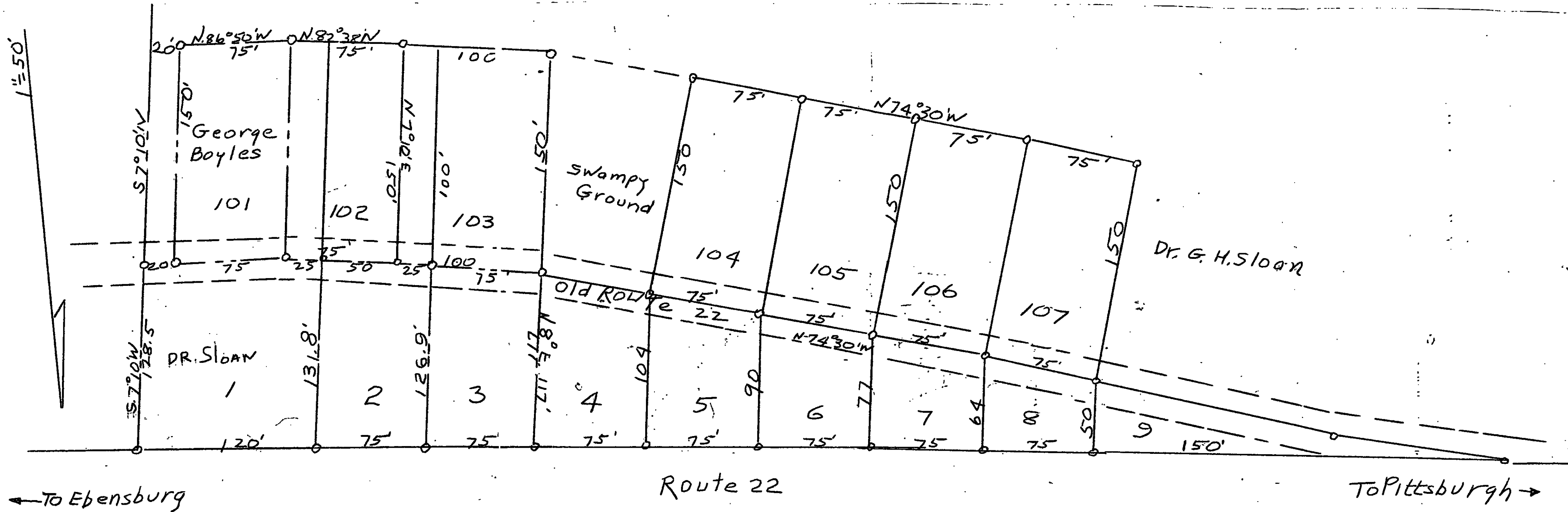
A. D., 1964

J. D. Obblackouch  
Clerk of Court



Exhibit A





Dr. G. H. Sloan  
 Plan of Lots  
 Jackson Twp. Cambria Co. Pa.  
 July 20, 1955. John L. Eider  
 Reg. Engr.

IN THE MATTER OF THE CHANGE OF  
LOCATION AND LINES OF THE HIGHWAY  
KNOWN AS ROUTE 52, IN THE TOWNSHIP  
OF JACKSON, COUNTY OF CAMBRIA AND  
STATE OF PENNSYLVANIA.  
G. HOWARD SLOAN, CONDEMNEE, VS.  
COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF HIGHWAYS, CONDEMNOR.

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

NO. RD5, JUNE SESSIONS 1964

EMINENT DOMAIN

### VIEWERS' NOTICE

We, the Board of View appointed by the Court to view and inspect the land and premises of G. Howard Sloan, and to determine and estimate the damages and/or benefits that have resulted or may seem likely to result to the land and property of said owner by reason of the condemnation thereof by the Commonwealth of Pennsylvania, Department of Highways, do hereby give notice that they will meet upon the premises on Thursday, May 27, 1965 at 10:00 o'clock A. M. Eastern Daylight Savings Time, when and where all persons interested may appear if they so desire.

The premises to be viewed are as follows:

All that certain piece or parcel of ground, situate in the Township of Jackson, County of Cambria and State of Pennsylvania, bounded and described as follows:

Beginning at a post, the center line of the Summerhill Township Road; thence along line of land commonly known as the "Ogden Farm" North 62 degs. 35 mins. West 2500 feet, more or less, to an iron pin corner; thence still along line of said "Ogden Farm" South 26 degs. 55 mins. West 1767 feet to a post on line of land now or formerly of Ed Gillen; thence along line of land of Ed Gillen North 8 degs. 57 mins. West 2998 feet to a point on old Wm. Penn Highway; thence along land formerly of Davis Brothers South 85 degs. 00 mins. East 1800 feet, more or less, to a point; thence South 5 degs. 53 mins. East 32 feet, more or less, to an iron pin in the center line of State Highway Route 22 and the intersection of Summerhill Township Road; thence along the center line of Summerhill Township Road by its several courses and distances to a point, the place of beginning. Containing approximately 90.85 Acres, and being part of a larger tract of land known as the "Sherwood Tract."

Excepting and Reserving from the above described/description that certain piece or parcel of land, heretofore conveyed by the Petitioner which is shown as Lot No. 3 on the Plan of Lots laid out by the petitioner, a copy of said Plan is attached ~~hereto~~ and made a part of Petition and marked "Exhibit A".

### BOARD OF VIEW

Francis J. Nitch, Chairman,  
Owen Heeney  
Robert S. Mayer

By: Francis J. Nitch Chairman

And Now, this 3<sup>rd</sup> day of May, 1965, I hereby accept service of the above Notice of View.

For Department of Highways



IN THE MATTER OF THE CHANGE OF  
LOCATION AND LINES OF THE HIGHWAY  
KNOWN AS ROUTE 52, IN THE TOWNSHIP  
OF JACKSON, COUNTY OF CAMBRIA AND  
STATE OF PENNSYLVANIA.

G. HOWARD SLOAN, CONDEMNEE, VS.  
COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF HIGHWAYS, CONDEMNOR.

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

NO. RD5, JUNE SESSIONS 1964.

EMINENT DOMAIN

VIEWERS' NOTICE

We, the Board of View appointed by the Court to view and inspect the land and premises of G. Howard Sloan, and to determine and estimate the damages and/or benefits that have resulted or may seem likely to result to the land and property of said owner by reason of the condemnation thereof by the Commonwealth of Pennsylvania, Department of Highways, do hereby give notice that they will meet upon the premises on Thursday, May 27, 1965 at 10:00 o'clock A. M. Eastern Daylight Savings Time, when and where all persons interested may appear if they so desire.

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Excepting and Reserving from the above described/description that certain piece or parcel of land heretofore conveyed by the Petitioner which is shown as Lot No. 3 on the Plan of Lots laid out by the petitioner, a copy of said Plan is attached and made a part of Petition and marked "Exhibit A".

BOARD OF VIEW

Francis J. Nitch, Chairman,  
Owen Heeney  
Robert S. Mayer

By: Francis J. Nitch Chairman

And Now, this 27 day of May, 1965, I hereby accept service of the above Notice of View.

For G. Howard Sloan

# INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Deliver **ONLY** to addressee

☐ Show address where delivered.

(Additional charges required for these services)

## RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

State Highway Department

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

*[Handwritten Signature]*

DATE DELIVERED

SHOW WHERE DELIVERED (only if requested)

MAY 3 1965

CS5-16-71348-S-F GPO

## RECEIPT FOR CERTIFIED MAIL—20¢

SENT TO

Commonwealth of Pennsylvania

STREET AND NO.

Dept. of Highways  
Legal Department

CITY AND STATE

Harrisburg, Pennsylvania

If you want a return receipt, check which

☒ 10¢ shows to whom and when delivered

☐ 35¢ shows to whom, when, and address where delivered

If you want restricted delivery, check here

☐ 50¢ fee

POSTMARK OR DATE

JOHNSTOWN, PA.  
APR 30 1965  
STA. NO. 5

**FEES ADDITIONAL TO 20¢ FEE**

POD Form 3800  
Dec. 1960

**CAUTION—NOT FOR INTERNATIONAL MAIL**

(See other side)

-No. 526534



POST OFFICE DEPARTMENT  
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID  
PAYMENT OF POSTAGE, \$300



LAW  
FREEDOM  
MAY 1  
UNDER THE LAW

POSTMARK OF  
DELIVERING OFFICE

INSTRUCTIONS: Fill in items below and complete instructions on other side, if applicable. Moistened gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

RETURN  
TO

REGISTERED NO.

NAME OF SENDER

Francis J. Nitch

CERTIFIED NO.

STREET AND NO. OR P. O. BOX

540 Central Avenue

INSURED NO.

CITY, ZONE AND STATE

Johnstown, Pa. 15902

CSS-18-71548-S-F

POD Form 3811 Apr. 1962

1. Stick postage stamps to your article to pay:

20¢ certified mail fee

First-class or airmail postage

Either return receipt fee—10¢ or 35¢ (optional)

Restricted delivery fee—50¢ (optional)

Special-delivery fee (optional)

2. If you want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, *leaving the receipt attached*, and present the article to a postal employee.

3. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, detach and retain the receipt, and mail the article.

4. If you want a return receipt, write the certified-mail number and your name and address on a return receipt card, Form 3811, and attach it to the back of the article by means of the gummed ends. Endorse front of article RETURN RECEIPT REQUESTED.

5. If you want the article delivered only to the addressee, endorse it on the front DELIVER TO ADDRESSEE ONLY. Place the same endorsement in line 2 of the return receipt card.

6. Save this receipt and present it if you make inquiry:

18-71547-5

★ epa

IN THE MATTER OF THE GRABOR OF  
LOCATION AND LINE OF THE HIGHWAY  
KNOWN AS ROUTE 52, IN THE TOWNSHIP  
OF JACKSON, COUNTY OF CAMBRIA AND  
STATE OF PENNSYLVANIA.

G. HOWARD SLOAN, CLARKESBURG, PA.  
COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF HIGHWAYS, COMMISSIONER.

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

NO. RD5, JUNE SESSIONS 1964

EMILBERT DOMAIN

### VIEWERS' NOTICE

We, the Board of View appointed by the Court to view and inspect the land and premises of G. Howard Sloan, and to determine and estimate the damages and/or benefits that have resulted or may seem likely to result to the land and property of said owner by reason of the condemnation thereof by the Commonwealth of Pennsylvania, Department of Highways, do hereby give notice that they will meet upon the premises on Thursday, May 27, 1965 at 10:00 o'clock A. M. Eastern Daylight Savings Time, when and where all persons interested may appear if they so desire.

The premises to be viewed are as follows:

All that certain piece or parcel of ground, situate in the Township of Jackson, County of Cambria and State of Pennsylvania, bounded and described as follows:

Beginning at a post, the center line of the Summerhill Township Road; thence along line of land commonly known as the "Garden Farm" North 62 degs. 35 mins. West 2500 feet, more or less, to an iron pin corner; thence still along line of said "Garden Farm" South 26 degs. 55 mins. West 1767 feet to a post on line of land now or formerly of Ed Gillen; thence along line of land of Ed Gillen North 8 degs. 57 mins. West 2998 feet to a point on old Wm. Penn Highway; thence along land formerly of Davis Brothers South 85 degs. 00 mins. East 1800 feet, more or less, to a point; thence South 5 degs. 53 mins. East 32 feet, more or less, to an iron pin in the center line of State Highway Route 22 and the intersection of Summerhill Township Road; thence along the center line of Summerhill Township Road by its several courses and distances to a point, the place of beginning. Containing approximately 90.85 Acres, and being part of a larger tract of land known as the "Sherwood Tract."

Excepting and Reserving from the above described/description that certain piece or parcel of land, heretofore conveyed by the Petitioner which is shown as Lot No. 5 on the Plan of Lots laid out by the petitioner, a copy of said Plan is attached hereto and made a part of Petition and marked "Exhibit A".

### BOARD OF VIEW

Francis J. Nitch, Chairman,  
Cwen Keeney  
Robert S. Mayer

By: Francis J. Nitch Chairman

And now, this \_\_\_\_\_ day of May, 1965, I hereby accept service of the above Notice of View.

For \_\_\_\_\_



**INSTRUCTIONS TO DELIVERING EMPLOYEE**Deliver **ONLY** to addressee

Show address where delivered

(Additional charges required for these services)

**RECEIPT**

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED (only, if requested)

CBS-16-71548-S-F GPO

**RECEIPT FOR CERTIFIED MAIL—20¢**

SENT TO

Dr. G. Howard Sloan

STREET AND NO.

Mundys' Corner, R. D. Box

CITY AND STATE

Nanty Glo, Pennsylvania

If you want a return receipt, check which



10¢ shows to whom and when delivered



35¢ shows to whom, when, and address where delivered

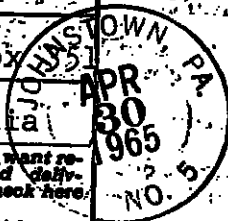
If you want restricted delivery, check here.



50¢ fee

**FEES ADDITIONAL TO 20¢ FEE**

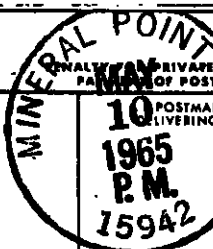
POSTMARK OR DATE

POD Form 3800  
Dec. 1960**CAUTION—NOT FOR  
INTERNATIONAL MAIL**

(See other side)

No. 526535

POST OFFICE DEPARTMENT  
OFFICIAL BUSINESS



INSTRUCTIONS: Fill in items below and complete instructions on other side, if applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

RETURN  
TO

REGISTERED NO.

NAME OF SENDER

Francis J. Nitch..

CERTIFIED NO.

526535

STREET AND NO. OR P. O. BOX

540 Central Avenue.

INSURED NO.

CITY, ZONE AND STATE

Johnstown, Pa. 15902

CSS-16-71548-5-F

1. Stick postage stamps to your article to pay:  
20¢ certified mail fee  
First-class or airmail postage  
Either return receipt fee—10¢ or 35¢ (optional)  
Restricted delivery fee—50¢ (optional)  
Special-delivery fee (optional)
2. If you want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, *leaving the receipt attached*, and present the article to a postal employee.
3. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, detach and retain the receipt, and mail the article.
4. If you want a return receipt, write the certified-mail number and your name and address on a return receipt card, Form 3811, and attach it to the back of the article by means of the gummed ends. Endorse front of article RETURN RECEIPT REQUESTED.
5. If you want the article delivered only to the addressee, endorse it on the front DELIVER TO ADDRESSEE ONLY. Place the same endorsement in line 2 of the return receipt card.
6. Save this receipt and present it if you make inquiry.

16-71547-5

★ GPO

POD Form 3811 Apr. 1962

IN THE MATTER OF THE CHANGE OF  
LOCATION AND LINES OF THE HIGHWAY  
KNOWN AS ROUTE 52, IN THE TOWNSHIP  
OF JACKSON, COUNTY OF CAMBRIA AND  
STATE OF PENNSYLVANIA.

G. HOWARD SLOAN, COMMONWEALTH, VA.  
COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF HIGHWAYS, COCHESSETT.

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

DO. NO. JUNE SESSIONS 1964.

EMERELT DUMAIN

### VIEWER'S NOTICE

We, the Board of View appointed by the Court to view and inspect the land and premises of G. Howard Sloan, and to determine and estimate the damages and/or benefits that have resulted or may seem likely to result to the land and property of said owner by reason of the condemnation thereof by the Commonwealth of Pennsylvania, Department of Highways, do hereby give notice that they will meet upon the premises on Thursday, May 27, 1965 at 10:00 o'clock A. M. Eastern Daylight Savings Time, when and where all persons interested may appear if they so desire.

The premises to be viewed are as follows:

All that certain piece or parcel of ground, situate in the Township of Jackson, County of Cambria and State of Pennsylvania, bounded and described as follows:

Beginning at a post, the center line of the Summerhill Township Road; thence along line of land commonly known as the "Ogden Farm" North 62 degs. 35 mins. West 2500 feet, more or less, to an iron pin corner; thence still along line of said "Ogden Farm" South 26 degs. 55 mins. West 1767 feet to a post on line of land now or formerly of Ed Gillen; thence along line of land of Ed Gillen North 8 degs. 57 mins. West 2998 feet to a point on old Pa. Penn Highway; thence along land formerly of Davis Brothers South 85 degs. 00 mins. East 1800 feet, more or less, to a point; thence South 5 degs. 53 mins. East 32 feet, more or less, to an iron pin in the center line of State Highway Route 22 and the intersection of Summerhill Township Road; thence along the center line of Summerhill Township Road by its several courses and distances to a point, the place of beginning. Containing approximately 90.83 Acres, and being part of a larger tract of land known as the "Sherwood Tract."

Excepting and Reserving from the above described/description that certain piece or parcel of land heretofore conveyed by the Petitioner which is shown as Lot No. 3 on the Plan of Lots laid out by the petitioner, a copy of said Plan is attached and made a part of Petition and marked "Exhibit A".

BOARD OF VIEW

Francis J. Nitch, Chairman,  
Owen Hecney  
Robert S. Mayer

By: Francis J. Nitch Chairman

And Now, this \_\_\_\_\_ day of May, 1965, I hereby accept service of the above Notice of View.

For \_\_\_\_\_



IN THE MATTER OF THE CHANGE OF  
LOCATION AND LINES OF THE HIGHWAY  
KNOWN AS ROUTE 52, IN THE TOWNSHIP  
OF JACKSON, COUNTY OF CAMBRIA AND  
STATE OF PENNSYLVANIA.  
G. HOWARD SLOAN, CONDEMNEE, VS.  
COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF HIGHWAYS, CONDEMNOR.

IN THE COURT OF QUARTER  
SESSIONS OF CAMBRIA COUNTY,  
PENNSYLVANIA.  
NO. RD5, JUNE SESSIONS 1964.  
EMINENT DOMAIN

VIEWS' NOTICE

We, the Board of View appointed by the Court to view and inspect the land and premises of G. Howard Sloan, and to determine and estimate the damages and/or benefits that have resulted or may seem likely to result to the land and property of said owner by reason of the condemnation thereof by the Commonwealth of Pennsylvania, Department of Highways, do hereby give notice that they will meet upon the premises on Thursday, May 27, 1965 at 10:00 o'clock A. M. Eastern Daylight Savings Time, when and where all persons interested may appear if they so desire.

The premises to be viewed are as follows:

All that certain piece or parcel of ground, situate in the Township of Jackson, County of Cambria and State of Pennsylvania, bounded and described as follows:

Beginning at a post, the center line of the Summerhill Township Road; thence along line of land commonly known as the "Ogden Farm" North 62 degs. 35 mins. West 2500 feet, more or less, to an iron pin corner; thence still along line of said "Ogden Farm" South 26 degs. 55 mins. West 1767 feet to a post on line of land now or formerly of Ed Gillen; thence along line of land of Ed Gillen North 8 degs. 57 mins. West 2998 feet to a point on old Wm. Penn Highway; thence along land formerly of Davis Brothers South 85 degs. 00 mins. East 1800 feet, more or less, to a point; thence South 5 degs. 53 mins. East 32 feet, more or less, to an iron pin in the center line of State Highway Route 22 and the intersection of Summerhill Township Road; thence along the center line of Summerhill Township Road by its several courses and distances to a point, the place of beginning. Containing approximately 90.85 Acres, and being part of a larger tract of land known as the "Sherwood Tract."

Excepting and Reserving from the above described/description that certain piece or parcel of land heretofore conveyed by the Petitioner which is shown as Lot No. 3 on the Plan of Lots laid out by the petitioner, a copy of said Plan is attached and made a part of Petition and marked "Exhibit A".

BOARD OF VIEW

Francis J. Mitch, Chairman,  
Gwen Heeney  
Robert S. Mayer

By: Francis J. Mitch Chairman

And Now, this 13th day of May, 1965, I hereby accept service of the above Notice of View.

G. Howard Sloan

For \_\_\_\_\_

IN THE MATTER OF THE CHANGE OF  
LOCATION AND LINES OF THE HIGHWAY  
KNOWN AS ROUTE 52, IN THE TOWNSHIP  
OF JACKSON, COUNTY OF CAMBRIA AND  
STATE OF PENNSYLVANIA,  
G. HOWARD SLOAN, CONDEMNEE VS.  
COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF HIGHWAYS, CONDEMNOR.

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

NO.R.D.5 JUNE SESSIONS 1964

EMINENT DOMAIN

NOTICE OF HEARING

We, the Board of View appointed by the Court in the above  
entitled matter, hereby give notice that they will hold a hearing  
in the above entitled matter to determine and estimate the damages  
or benefits that have resulted or may seem likely to result to the  
land, property and/or business of the owner by reason of the  
condemnation thereof by the Commonwealth of Pennsylvania, Department  
of Highways, on Thursday, July 1, 1965 at 10:00 o'clock A. M.  
Eastern Daylight Savings Time, at the Judges' Chambers, Park  
Building, 423 Main Street, Johnstown, Pennsylvania, when and where  
all persons interested may appear and be heard, if they so desire.

BOARD OF VIEW:

Francis J. Nitch, Chairman,

Owen Heeney

Robert S. Mayer

By: Francis J. Nitch Chairman

And Now, this 1 day of June, A.D. 1965, I hereby  
accept service of the above Notice of Hearing

For

G. Howard Sloan

IN THE MATTER OF THE CHANGE OF  
LOCATION AND LINES OF THE HIGHWAY  
KNOWN AS ROUTE 52, IN THE TOWNSHIP  
OF JACKSON, COUNTY OF CAMBRIA AND  
STATE OF PENNSYLVANIA,  
G. HOWARD SLOAN, CONDEMNEE VS.  
COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF HIGHWAYS, CONDEMNOR,

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

NO.R.D.5 JUNE SESSIONS 1964

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Eastern Daylight Savings Time, at the Judges' Chambers, Park  
Building, 423 Main Street, Johnstown, Pennsylvania, when and where  
all persons interested may appear and be heard, if they so desire.

BOARD OF VIEW:

Francis J. Nitch, Chairman,

Owen Heeney

Robert S. Mayer

By: Francis J. Nitch Chairman

And Now, this 28<sup>th</sup> day of May A. D. 1965, I hereby  
accept service of the above Notice of Hearing.

Robert T. Blough  
For Pennsylvania Department  
of Highways



IN THE MATTER OF THE CHANGE OF  
LOCATION AND LINES OF THE HIGHWAY  
KNOWN AS ROUTE 52, IN THE TOWNSHIP  
OF JACKSON, COUNTY OF CAMBRIA AND  
STATE OF PENNSYLVANIA,  
G. HOWARD SLOAN, CONDEMNEE VS.  
COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF HIGHWAYS, CONDEMNOR.

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

NO.R.D.5 JUNE SESSIONS 1964

EMINENT DOMAIN

NOTICE TO CONTINUE HEARING

We, the Board of View appointed by the Court in the above  
entitled case, gave notice that a hearing would be held on Thursday,  
July 1, 1965 at 10:00 o'clock A. M. Eastern Daylight Savings Time.  
However, since the service of the above mentioned notice, Counsel  
for the Condemnee has requested that the hearing be postponed until  
July 21, 1965. Accordingly, Notice is hereby given that the  
hearing scheduled for Thursday, July 1, 1965 has been continued/  
postponed until Wednesday, July 21, 1965 at 10:00 o'clock A. M.  
Eastern Daylight Savings Time, and will be held at the Judges'  
Park Building,  
Chambers, /423 Main Street, Johnstown, Pennsylvania. All persons  
interested may appear at said hearing if they so desire.

BOARD OF VIEW:

Francis J. Nitch, Chairman,

Owen Heeney

Robert S. Mayer

By: Francis J. Nitch Chairman

And Now, this 1st day of June A. D. 1965, I  
hereby accept service of the above Notice to Continue/Postpone  
hearing.

Robert S. Mayer

For Commonwealth of Pennsylvania,  
Department of Highways

IN THE MATTER OF THE CHANGE OF  
LOCATION AND LINES OF THE HIGHWAY  
KNOWN AS ROUTE 52, IN THE TOWNSHIP  
OF JACKSON, COUNTY OF CAMBRIA AND  
STATE OF PENNSYLVANIA,  
G. HOWARD SLOAN, CONDEMNEE VS.  
COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF HIGHWAYS, CONDEMNOR.

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

NO. R.D.5 JUNE SESSIONS 1964

EMINENT DOMAIN

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Eastern Daylight Savings Time, and will be held at the Judges'  
Chambers, Park Building, 423 Main Street, Johnstown, Pennsylvania.  
All persons interested may appear at said hearing if they so desire.

BOARD OF VIEW:

Francis J. Nitch, Chairman,  
Owen Heeney

Robert S. Mayer

By: Francis J. Nitch Chairman

And Now, this 1 day of June A. D. 1965, I  
hereby accept service of the above Notice to Continue/postpone  
hearing.

Andrew J. Gleason  
For H. Howard Sloan

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 ROUTE 52 IN THE TOWNSHIP  
OF JACKSON, COUNTY OF CAMBRIA AND  
STATE OF PENNSYLVANIA.

NO. R. D. 5 JUNE SESSIONS  
1964.

G. HOWARD SLOAN, CONDEMNEE, VS.  
COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF HIGHWAYS, THE  
CONDEMNOR.

EMINENT DOMAIN

NOTICE OF FILING REPORT

The Board of View appointed by the Court to determine the damages and benefits, if any, caused by the condemnation by the above named Condemnor of certain real estate of the Condemnee, hereby give notice that it will file its Report with the Clerk of Courts of Cambria County, Pennsylvania, on Wednesday, August 25, 1965. Notice is also given that the Report shall become final unless an appeal is filed within thirty (30) days from the date the report is filed.

A Copy of the Report in the above entitled case is enclosed herewith.

BOARD OF VIEW:

Francis J. Nitch, Chairman,

Owen Heeney

Robert S. Mayer

By: Francis J. Nitch Chairman

And Now, this 10th day of August 1965, I hereby accept service of the above Notice of Filing Report, and acknowledge receipt of a Copy of the Report of View.

For

G. Howard Sloan



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 ROUTE 52 IN THE TOWNSHIP  
OF JACKSON, COUNTY OF CAMBRIA AND  
STATE OF PENNSYLVANIA.

NO. R. D. 5 JUNE SESSIONS  
1964.

G. HOWARD SLOAN, CONDEMNEE, VS.  
COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF HIGHWAYS, THE  
CONDEMNOR.

EMINENT DOMAIN

NOTICE OF FILING REPORT

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A Copy of the Report in the above entitled case is enclosed herewith.

BOARD OF VIEW:

Francis J. Nitch, Chairman,

Owen Heeney

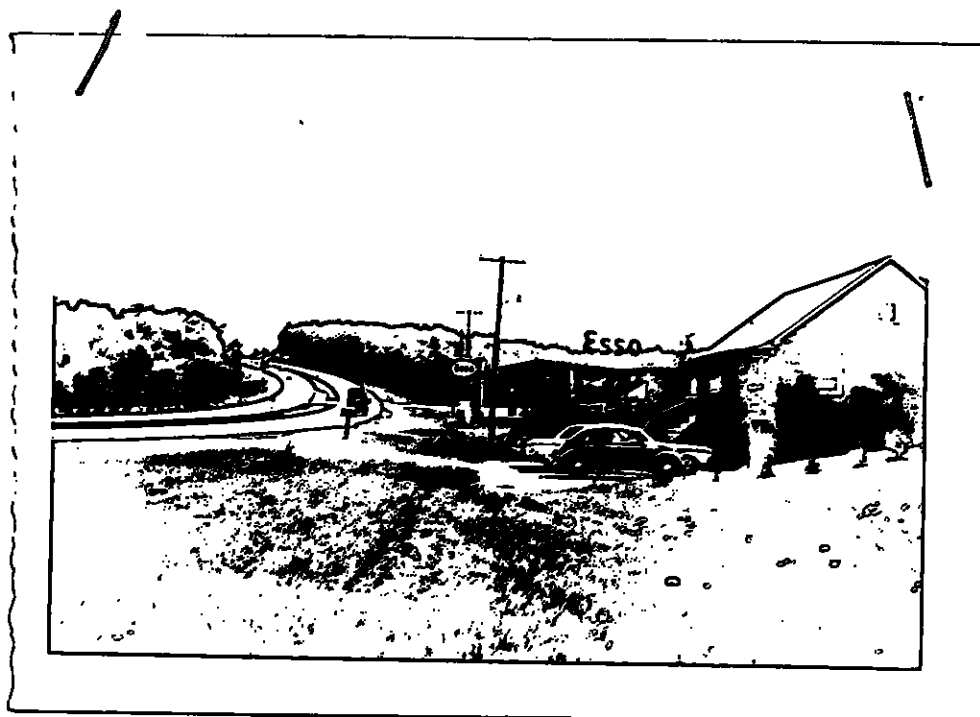
Robert S. Mayer

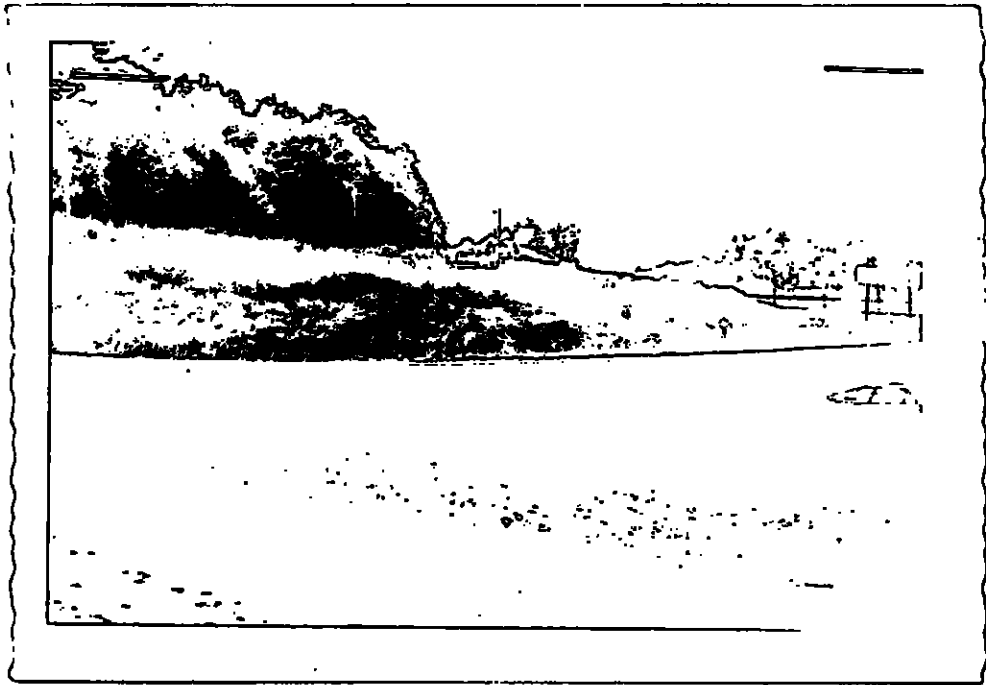
By: Francis J. Nitch Chairman

And Now, this 10th day of August 1965, I hereby accept service of the above Notice of Filing Report, and acknowledge receipt of a Copy of the Report of View.

Robert T. Blough

For Commonwealth of Pennsylvania  
Department of Highways







Commonwealth of Pennsylvania, }  
County of Cambria } SS.

At a Court of Quarter Sessions of the Peace of the County of Cambria held at Ebensburg, in the  
said County, on the 4th day of May A. D. 19 64 ,  
before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Town-  
ship of Jackson , in the said County, setting forth that they labor under incon-  
venience for want of a Legislative Route 52 road or highway, to lead from

See attached Petition

and therefore praying the Court to appoint proper persons to view and lay out the same according  
to law. The Court, upon due consideration had of the premises, do order and appoint

Francis J. Nitch, Owen Heeney, and ~~Robert S. Mayer~~  
Robert S. Mayer

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

By the Court.

Attest:

Stephen D. Oblackovich, Clerk

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."

NO R. D. 5, June SESSIONS, 19 64

Order to view IN THE MATTER OF THE

CHANGE OF LOCATION AND LINES OF

THE HIGHWAY KNOWN AS ROUTE NO.

52, IN THE TOWNSHIP OF JACKSON

COUNTY OF CAMBRIA AND STATE OF

PENNSYLVANIA

FRANCIS J. NITCH

OWEN HEENEY

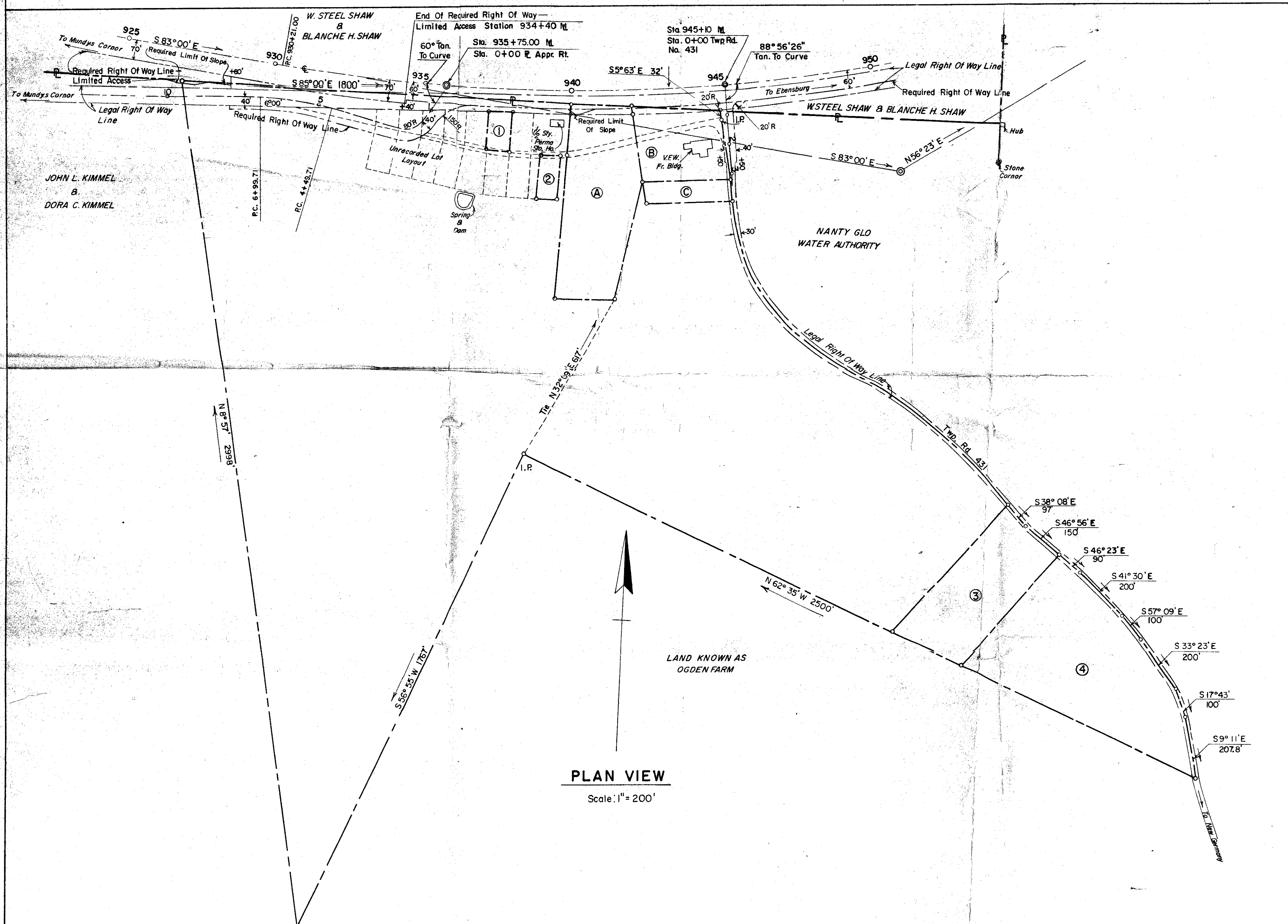
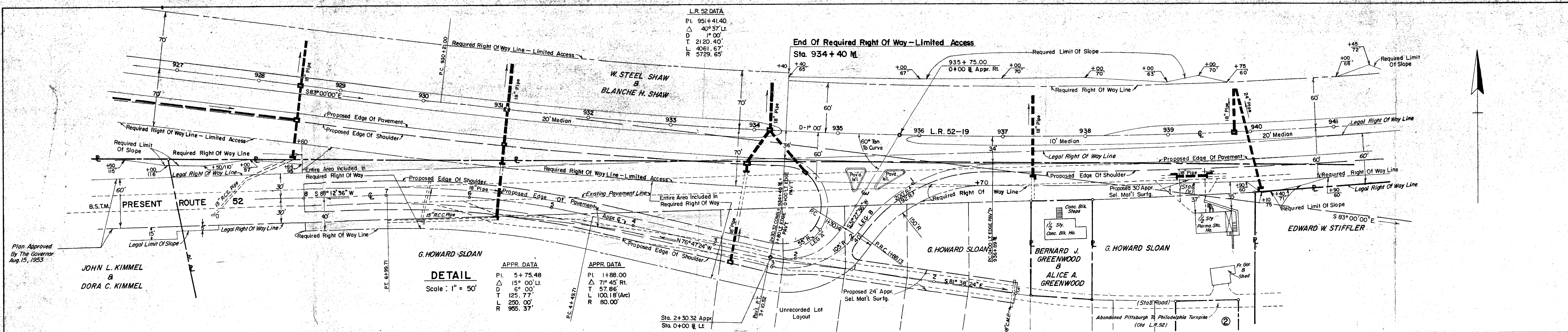
ROBERT S. MAYER

Viewers

Clerk

J. D. O'Blackburn  
Clerk of Courts

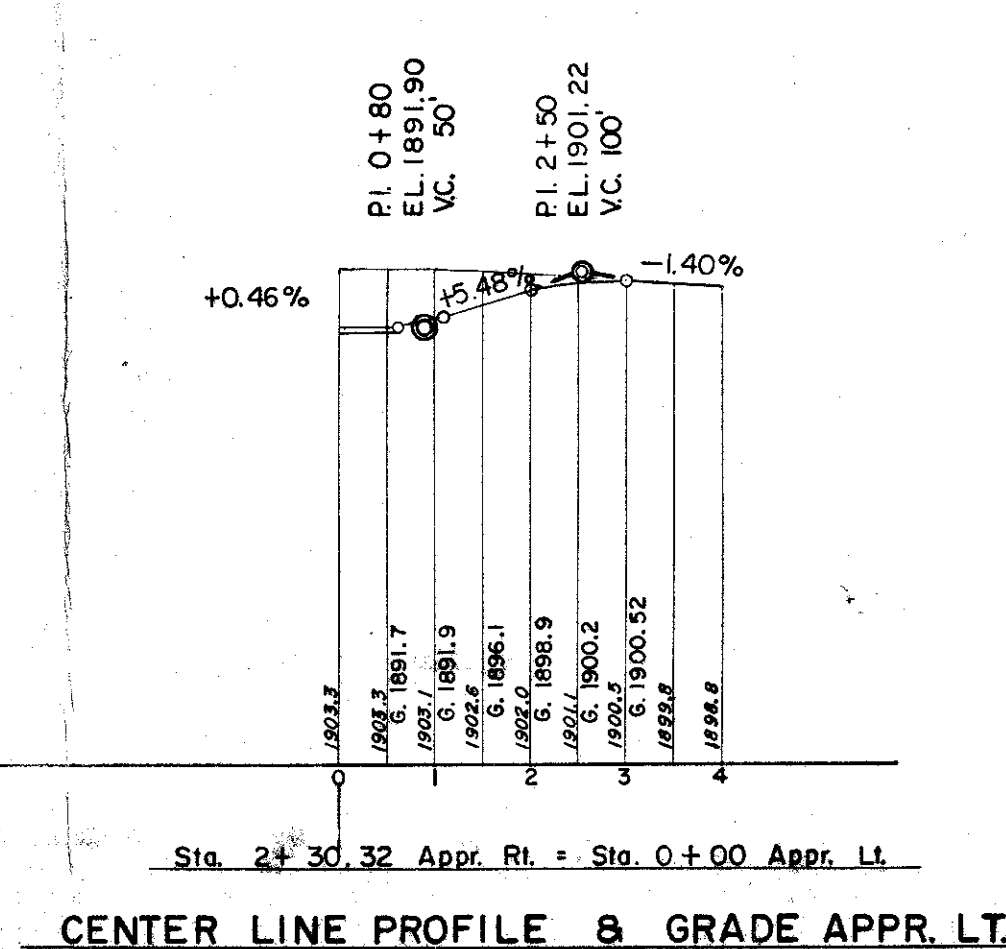
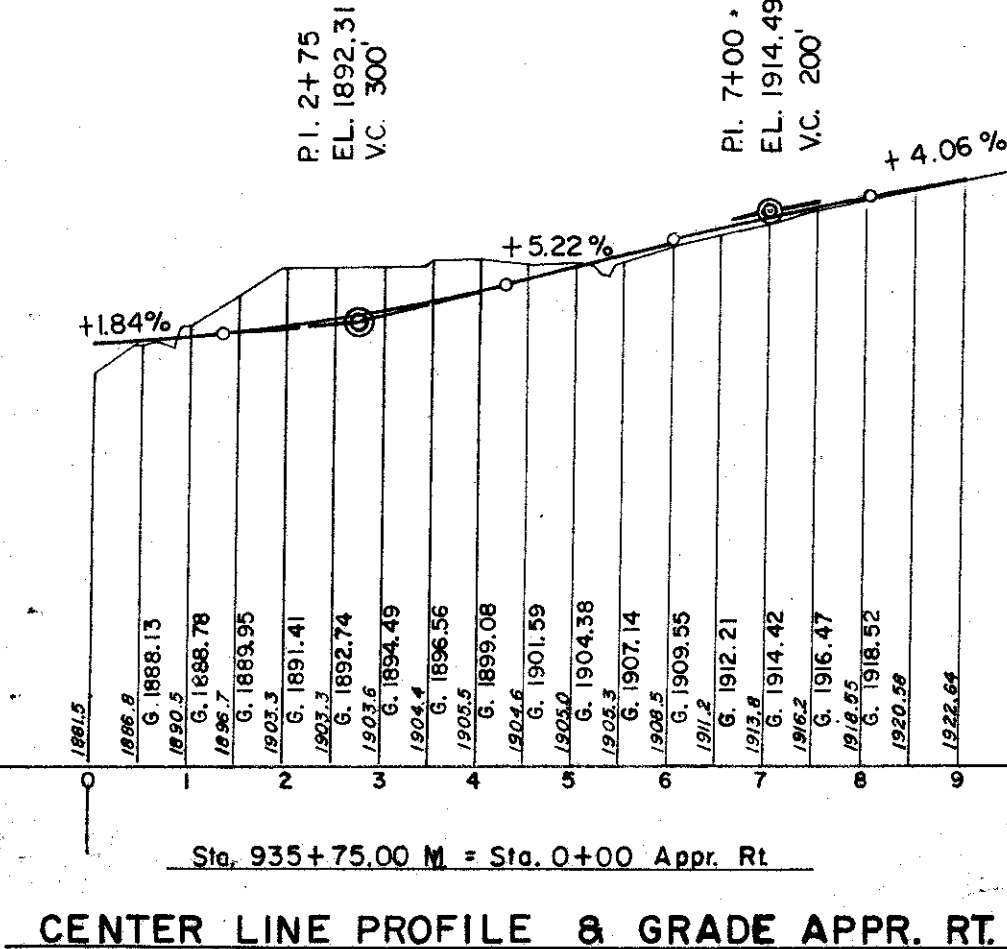
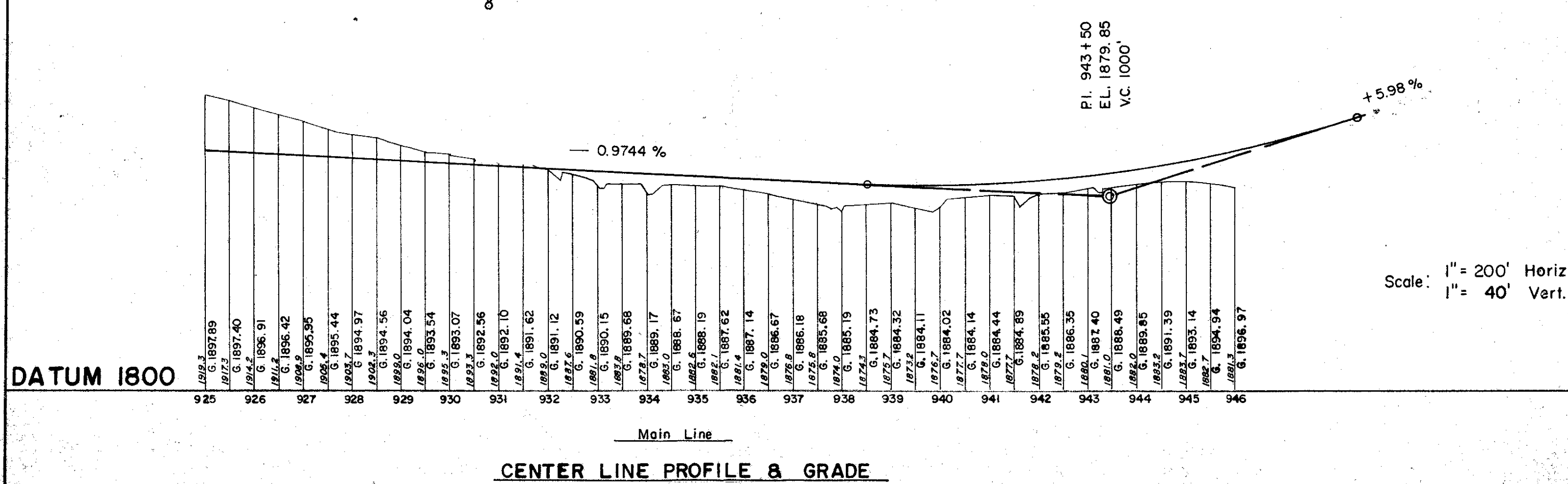




DEED EXCEPTIONS		
A. Edward W. & Fannie J. Stiffler	3.4 Acres	
B. Elizabeth & Harry J. Hoffman	1.58 Acres	
C. Harry & Elizabeth Hoffman	.516 Acres	
Total Excepted Area 5.496 Acres		
DEED ADVERSES		
1. Bernard J. & Alice A. Greenwood	Article Of Agreement	0.210 Acres
2. George & Madeline Boyles	DBV. 675 Pg. 28	0.172 Acres
3. Matthew & Francis Kriak	D.B.V. 655 Pg. 40	3.000 Acres
4. Ernest & Bessie Hagens	D.B.V. 659 Pg. 291	5.723 Acres
Total Adversed Areas 9.105 Acres		

Deed Area	90.850 Acres
Legal Right Of Way Area	1.600 Acres
Area Of Exceptions	5.496 Acres
Area Of Adverses	9.105 Acres
Area Before Condemnation	74.649 Acres
Required Right Of Way Area	0.383 Acres
Required Limit Of Slope Area	0.019 Acres
Residue	Left 0.053 Acres
	Right 73.694 Acres
	<b>74.194 Acres</b>

**PLAN VIEW**  
Scale: 1" = 200'



PLOT PLAN		
G. HOWARD SLOAN		
JACKSON TWP, CAMBRIA CO.		
Legislative Route No. 52-Section 19		
CLAIM NO. 1101054		
DATE	PREPARED BY GWIN ENGINEERS, INC. CONSULTING ENGINEERS ALTOONA - PENNSYLVANIA	SHEET NO. 1 of 1



G. HOWARD SLOAN  
L.R. 52 SEC. 19  
JACKSON TOWNSHIP - CAMBERIA COUNTY  
CLAIM NO. 1101054

CUTS & FILLS

L.R. 52 SEC.19  
STA. 927+00 to 940+50

<u>Req'd R/W</u> <u>Lt.</u>	<u>Shoulder</u> <u>Lt.</u>	<u>Station</u>	<u>Shoulder</u> <u>Rt.</u>	<u>Req'd R/W</u> <u>Rt.</u>	<u>Limit of Slope</u> <u>Dist./Elev.Rt.</u>
C - 3.7'	C - 6.7'	927+00	C - 19.4'	C - 25.1'	111'/C - 35'
F - 0.9'	C - 3.6'	928+00	C - 15.2'	C - 19.1'	92'/C - 22'
F - 3.5'	0.0'	929+00	Appr. To Pres. L.R. 52		
F - 6.1'	F - 2.5'	930+00		"	
F - 7.5'	F - 3.7'	931+00		"	
F - 7.6'	F - 5.1'	932+00		"	
F - 10.6'	F - 10.0'	933+00		"	
F - 16.1'	F - 12.0'	934+00		"	
F - 9.5'	F - 8.0'	935+00		"	
F - 12.0'	F - 9.9'	936+00	F - 0.3'	F - 0.4'	
F - 12.8'	F - 10.2'	936+50	F - 0.9'	F - 1.2'	
F - 13.1'	F - 12.1'	937+00	F - 1.5'	F - 1.5'	
F - 13.5'	F - 12.7'	937.50	F - 1.5'	F - 1.7'	
F - 13.4'	F - 12.7'	938+00	F - 1.6'	F - 1.9'	
F - 10.8'	F - 10.5'	+50	F - 1.5'	F - 1.6'	
F - 9.9'	F - 8.9'	939+00	F - 1.3'	F - 1.5'	
F - 8.4'	F - 8.6'	+50	F - 1.2'	F - 0.8'	
F - 9.2'	F - 7.5'	940+00	F - 0.9'	F - 1.2'	
F - 7.4'	F - 6.4'	+50	F - 0.9'	F - 0.5'	

APPR. RT. TO PRES. LR 52  
M STA. 935+75 = STA. 0+00 B RT.  
STATIONS 0+00 TO 8+00

<u>Req'd. R/W</u> <u>Lt.</u>	<u>Shoulder</u> <u>Lt.</u>	<u>Station</u>	<u>Shoulder</u> <u>Rt.</u>	<u>Req'd. R/W</u> <u>Rt.</u>
LR 52-19		0+00	LR 52 - 19	
C - 4.0'	C - 3.5'	1+00	"	
C - 12.4'	C - 9.8'	+50	"	
C - 6.3'	C - 2.2'	2+00	"	
C - 8.3'	C - 4.2'	3+00	"	
C - 10.3'	C - 7.4'	4+00	"	
C - 4.5'	C - 3.8'	5+00	"	
C - 4.2'	C - 0.2'	6+00	"	
C - 6.6'	C - 1.2'	7+00	"	
C - 10.2'	- 0.0'	8+00	"	

**GWIN ENGINEERS, INC.**  
**CONSULTING ENGINEERS**

**2**

**Cuts & Fills**

**Note: The cuts and fills on previous page are computed from elevation differences between the proposed shoulder and the existing ground at the proposed shoulder, Required Right of Way Line and the Required Limit of Slope.**

IN THE COURT OF QUARTER  
SESSIONS OF CAMBRIA COUNTY,  
PENNSYLVANIA.  
NO. R. D. 5 JUNE SESSIONS,  
1964.

G. HOWARD SLOAN, CONDEMNEE,

VS.

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF HIGHWAYS,  
CONDEMNOR.

VIEWERS' REPORT

FILED  
CLERK OF COURTS  
CAMBRIA CO. PA.

AUG 25 10 12 AM '65

STEPHEN D. OBLACKOVICH  
CLERK OF COURTS

FILED  
CLERK OF COURTS  
AUG 25 10 12 AM '65  
STEPHEN D. OBLACKOVICH  
FRANCIS J. NITCH  
ATTORNEY AT LAW  
340 CENTRAL AVENUE

FILED  
CLERK OF COURTS  
CAMBRIA CO. PA.  
JOHNSTOWN, PA.

C  
O  
P  
Y

May 8, 1964

Commonwealth of Pennsylvania  
Department of Highways  
Harrisburg, Pennsylvania

RE: G. Howard Sloan  
vs  
Commonwealth of Pennsylvania  
Department of Highways

Gentlemen:

Enclosed please find a copy of the Petition for the Appointment of Board of View and Petition to View in the above captioned proceeding filed to No. Road Docket 5 June Sessions, 1964.

The Petition was filed by Norman A. Krumenacker, Esq., Attorney for Mr. Sloan.

Very truly yours,

Stephen D. Oblackovich  
Clerk of Courts

SDO:evo

Enclosure



Commonwealth of Pennsylvania, }  
County of Cambria } SS.

At a Court of Quarter Sessions of the Peace of the County of Cambria held at Ebensburg, in the  
said County, on the 4th day of May A. D. 1964  
before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Town-  
ship of Jackson, in the said County, setting forth that they labor under incon-  
venience for want of a Legislative Route 52 road or highway, to lead from

See attached Petition

and therefore praying the Court to appoint proper persons to view and lay out the same according  
to law. The Court, upon due consideration had of the premises, do order and appoint

Francis J. Nitch, Owen Heeney, and  
Robert S. Meyer ~~surveyor, and~~

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

By the Court.

Attest:

..... Clerk

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."

NO R. D. 5, June SESSIONS, 19 64

Order to view IN THE MATTER OF THE

CHANGE OF LOCATION AND LINES OF

THE HIGHWAY KNOWN AS ROUTE NO.

52, IN THE TOWNSHIP OF JACKSON

COUNTY OF CAMBRIA AND STATE OF

PENNSYLVANIA

Viewers

FRANCIS J. NUTCH

OWEN HEENEY

ROBERT S. MAYER

Clerk

NO. *LD 5*

*SESSIONS*  
JUNE ~~TERM~~

1964

**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 ROUTE NO. 52, IN THE  
TOWNSHIP OF JACKSON, COUNTY  
OF CAMBRIA AND STATE OF  
PENNSYLVANIA.**

*Filed - 5-4-64*

**PETITION  
FOR  
APPOINTMENT OF VIEWERS**

**LAW OFFICES**

**GLEASON & KRUMENACKER  
NINTH FLOOR FIRST NATIONAL BANK BUILDING  
JOHNSTOWN, PENNSYLVANIA**

IN THE MATTER OF THE CHANGE  
OF LOCATION AND LINES OF  
THE HIGHWAY KNOWN AS ROUTE  
NO. 52, IN THE TOWNSHIP OF  
JACKSON, COUNTY OF CAMBRIA  
AND STATE OF PENNSYLVANIA.

I IN THE COURT OF QUARTER SESSIONS  
I OF CAMBRIA COUNTY  
I PENNSYLVANIA  
I

I NO. \_\_\_\_\_ SESSIONS  
I JUNE TERM 1964

PETITION OF G. HOWARD SLOAN FOR  
THE APPOINTMENT OF VIEWERS

The Petition of G. Howard Sloan, by his Attorneys,  
Gleason & Krumenacker, respectfully represents:

1. That your Petitioner is an individual and resides  
at Jackson Township, Cambria County, Pennsylvania.
2. That the Commonwealth of Pennsylvania is the  
condemning body.
3. That G. Howard Sloan is the sole owner of the real  
estate hereinafter described.
4. That the description of the real estate affected  
by the Commonwealth's condemnation is as follows:

ALL that certain piece or parcel of ground, situate in  
the Township of Jackson, County of Cambria and State of Pennsyl-  
vania, bounded and described as follows:

BEGINNING at a post, the center line of the Summerhill  
Township Road; thence along line of land commonly  
known as the "Ogden Farm" North 62° 35' West 2500 feet,  
more or less, to an iron pin corner; thence still  
along line of said "Ogden Farm" South 26° 55' West 1767  
feet to a post on line of land now or formerly of Ed  
Gillen; thence along line of land of Ed Gillen North  
8° 57' West 2998 feet to a point on old Wm. Penn  
Highway; thence along land formerly of Davis Brothers  
South 85° 00' East 1800 feet, more or less, to a point;  
thence South 5° 53' East 32 feet, more or less, to an  
iron pin in the center line of State Highway Route 22  
and intersection of Summerhill Township Road; thence  
along the center line of Summerhill Township Road by  
its several courses and distances to a point, the place  
of beginning. Containing approximately 90.85 Acres,  
and being part of a larger tract of land known as the  
"Sherwood Tract".

EXCEPTING AND RESERVING from the above description  
that certain piece or parcel of land, heretofore



conveyed by your Petitioner which is shown as Lot No. 3 on the Plan of Lots laid out by your Petitioner, a copy of said Plan is attached hereto and made a part hereof and marked "Exhibit A".

5. That on the 5th day of May, 1958, the Commonwealth of Pennsylvania, condemned a portion of the hereinbefore described real estate for the purpose of rebuilding and improving Route No. 52.

6. That the Commonwealth of Pennsylvania, and your Petitioner, G. Howard Sloan, have not agreed as to the amount of damages to be paid to your Petitioner for the condemnation of his land.

7. That your Petitioner alleges that the fair market value of the land owned by your Petitioner at the time of condemnation was decreased by reason of the condemnation, and by reason of the fact that a certain portion of their land was actually taken for public use, and in addition thereto, they claim that the fair market value immediately after the condemnation, as affected by the condemnation, was less than the amount of the fair market value immediately before the condemnation.

WHEREFORE, your Petitioner, by his Attorneys, Gleason & Krumenacker, prays your Honorable Court to appoint a Board of Viewers in the manner prescribed by law, to ascertain and award just compensation to the Petitioner for his property so condemned in accordance with the Acts of Assembly in such cases made and provided.

And he will ever pray, etc.

GLEASON & KRUMENACKER

BY: *Norman A. Krumenacker*  
ATTORNEYS FOR PETITIONER.

STATE OF PENNSYLVANIA:

SS.

COUNTY OF CAMBRIA:

Before me, a Notary Public in and for said County and State, personally appeared G. HOWARD SLOAN, who, being duly sworn according to law, deposes and says that he is the Petitioner named in the foregoing Petition, and that the statements therein set forth are true and correct to the best of his knowledge, information and belief.

G. Howard Sloan

SWORN to and subscribed before

me this 1st day of May, 1964.

Mrs. Rosemarie A. Stoen  
MRS. ROSEMARIE A. STOEN, Notary Public  
Johnstown, Cambria County, Penna.  
My Commission Expires Dec. 12, 1966

IN THE MATTER OF THE CHANGE  
OF LOCATION AND LINES OF  
THE HIGHWAY KNOWN AS ROUTE  
NO. 52, IN THE TOWNSHIP OF  
JACKSON, COUNTY OF CAMBRIA  
AND STATE OF PENNSYLVANIA.

Y  
Y  
Y  
Y  
Y  
Y

IN THE COURT OF QUARTER SESSIONS  
OF CAMBRIA COUNTY  
PENNSYLVANIA

NO. \_\_\_\_\_

SESSIONS  
JUNE ~~TERM~~ 1964

O R D E R

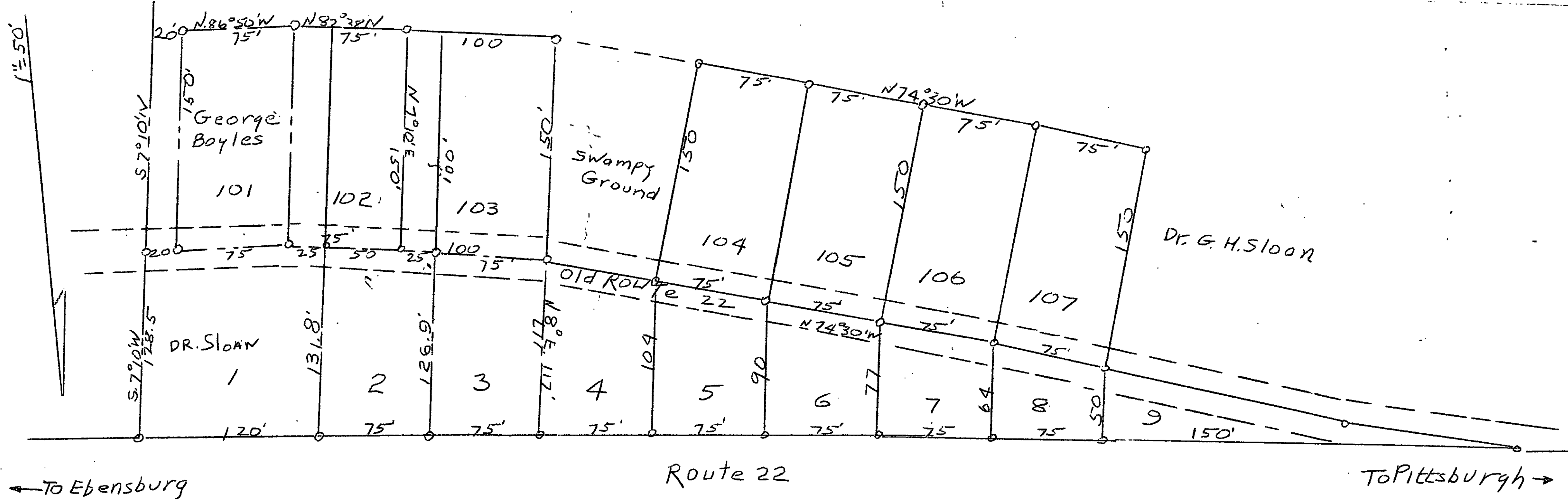
AND NOW, to-wit, this 4 day of May, 1964, on  
Motion of Gleason & Krumenacker, Attorneys for Petitioner, and  
upon consideration of the within Petition, the Court hereby  
appoints Francis J. Metch, Oliver Heaney  
and Robert S. Meyer as a Board of Viewers upon the  
within Petition, and further orders that the Board of Viewers  
perform its duty in accordance with the law and Acts of  
Assembly in such case made and provided.

BY THE COURT:

Michael J.

Exhibit A.





Dr. G. H. Sloan  
 Plan of Lots  
 Jackson Twp. Cambria Co Pa  
 July 20, 1955. John L. Eider  
 Reg. Engr.