

IN THE COURT OF COMMON PLEAS OF CAMBRIA COUNTY,
PENNSYLVANIA

FLORENCE SEYMOUR,
Plaintiff

! No. 917 MARCH TERM, 1963

Vs.

COMMONWEALTH OF PENNSYLVANIA
and/or DEPARTMENT OF HIGHWAYS
Defendant

! EMINENT DOMAIN

! D E C R E E

1. The appeal of Florence Seymour from the Report of Leopold J. Wenzakier, T. L. Lecher and Robert G. Mayer, as viewers in this proceeding is allowed:

2. An issue is awarded to try by jury the question of the extent of the damages sustained by and the benefits accruing to the appellant by the acts of the Commonwealth of Pennsylvania and/or the Department of Highways as set forth in the petition for appeal.

3. The appellant shall be the plaintiff in the issue tried by the jury and Commonwealth of Pennsylvania and/or Department of Highways shall be the defendant.

4. The petition for appeal may stand as the statement of the appellant's ground for appeal and Commonwealth of Pennsylvania and/or Department of Highways is directed to file an answer thereto in the same manner as in an action of trespass, within twenty (20) days after service upon it of a copy of the petition and of this order.

BY THE COURT:

McDonald,

J.

Date: February 20, 1963

Extract from the record.

Certified this 20th day of
February, A. D. 1963.

GERARD HARRY ISAACSON
ATTORNEY AT LAW
EBENSBURG, PA.


Prothonotary

Filed

2-20-1963

Thomas W. McCard
Clerk of Court

NOW this 20 day of February, 1963, AN APPEAL HAVING BEEN FILED, the Clerk of Courts of the Court of Quarter Sessions of Cambria County is hereby instructed to transfer all papers on file to No. 6 December Sessions, 1962, Road Docket, to the Prothonotary of the Court of Common Pleas of Cambria County, Pennsylvania.

BY THE COURT:

McDonald /s/
J.

No. 6 December 1962
Road Docket

Filed: Feb 20, 1963