

No. 1 June Sessions, 1942

In the Court of Quarter Sessions  
of Cambria County, Pennsylvania.

RE: Petition for appointment of  
Viewers to assess damages to  
property of V. M. Sheehan, located  
in Clearfield Township, Cambria  
County, Pennsylvania.

APPEAL A N D AFFIDAVIT

*Filed 9/15. 42*

LAW OFFICES  
SPENCE, CUSTER & SAYLOR  
JOHNSTOWN BANK AND TRUST BUILDING  
JOHNSTOWN, PA.

RE: Petition for appointment of Viewers to assess damages to property of V. M. Sheehan, located in Clearfield Township, Cambria County, Pennsylvania.

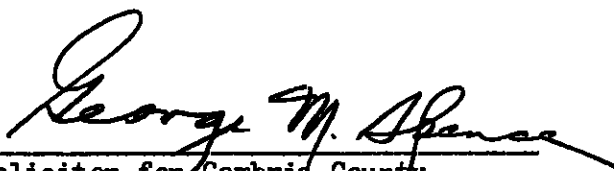
In the Court of Quarter Sessions of Cambria County, Pennsylvania.  
No. 1 June Sessions, 1942.

A P P E A L

Now, this fifth day of September, 1942, the County of Cambria, by George M. Spence, County Solicitor, hereby appeals from the decree of confirmation of the report of Viewers by said Court of Quarter Sessions in the above entitled case for a retrial of the question of damages by a jury in the Court of Common Pleas, according to the course of common law, and states as grounds therefor the following:

1 - The award of the Board of Viewers in favor of V. M. Sheehan and against the County of Cambria is illegal for the reason that the County of Cambria never agreed with the Department of Highways of the Commonwealth of Pennsylvania to assume and pay the damages resulting from the construction and relocation of the state highway involved, and therefore, in accordance with the Act of Assembly in such case made and provided is not liable to the said V. M. Sheehan for the damages resulting to his property from the construction and relocation of said highway.

2 - The award of the Board of Viewers is excessive.

  
Solicitor for Cambria County

State of Pennsylvania, |  
County of Cambria. | SS:

On this 5th day of September, A. D. 1942, personally appeared before me, the undersigned authority, H. F. Dorr, who, being duly sworn according to law, deposes and says that he is Chief Clerk of the Board of County Commissioners of Cambria County, and as such is duly authorized to make this affidavit for and in behalf of the County of Cambria, and that the above appeal is not taken for the purpose of delay, but because the affiant firmly believes that injustice has been done.

H. F. Dorr

Sworn to and subscribed before me the day and year aforesaid.

John L. Hite  
Notary

No. 1 June Term, 1942.

In the Court of Quarter Sessions  
of Cambria County, Pennsylvania.

V. M. Sheehan

versus

County of Cambria

*Filed June 1, 1942*

PETITION FOR THE APPOINTMENT  
OF VIEWERS TO ASSESS DAMAGES.

F. J. HARTMANN  
ATTORNEY AT LAW  
EBENSBURG, PA.

V. M. Sheehan  
versus  
County of Cambria

In the Court of Quarter Sessions of Cambria  
County, Pennsylvania.

No. 1 June Term, 1942.

PETITION FOR THE APPOINTMENT OF VIEWERS  
TO ASSESS DAMAGES

To the Honorable, the Judges of said Court:

The petition of V. M. Sheehan respectfully represents:

1. That he is the owner of a certain farm or tract of land with buildings thereon erected, situate in Clearfield Township, Cambria County, Pennsylvania, containing one hundred and thirty-one acres more or less, and has owned and been in possession of the same for many years.
2. That your petitioner has been and is now the owner of said tract of land at the time the same was damaged as hereinafter complained of and when part thereof was taken, injured and destroyed.
3. That prior to and at all times subsequent to the acquisition of said land by your petitioner there had been laid out and in use for public travel a public highway, leading from the Borough of Patton to the Village of Dysart in said County, which said public highway ran through the said land of your petitioner in an Easterly and Westerly direction for a distance of upwards of 3150 feet.
4. That some time in the year 1938 or 1939, the Department of Highways of Pennsylvania, by virtue of the powers and authority vested in it, re-located said highway through the land of your petitioner and supplied said public by another highway known as part of route 11050, which took the place of the said highway that formerly passed through the land of your petitioner.
5. That in re-locating said old road and laying out said part of route 11050, the said Highway Department took and appropriated for highway purposes a part of your petitioner's land, being a strip of land varying in width, and containing about three acres more or less.

6. That in the laying out and construction of said highway, said Highway Department injured and practically made useless a strip of tillable land containing about forty (40) acres, lying to the South of said new highway, by completely cutting off access thereto from and to said new highway.

7. That in the construction of said highway certain fruit trees and raspberry bushes were destroyed; a fill of earth near the entrance to the barn caused water to flow to the barn and the stable part thereof and to and under the stone wall nearest to said highway causing said wall to sag and deteriorate by reason of said water and the freezing of the same; by reason of said fill in front of said barn, the stable part thereof is continually saturated in wet weather and in the winter time with water so that part of the lower part of said stable cannot now be used for horses and cattle as theretofore.

8. That in the construction of said new highway, the Highway Department caused ditches to be dug on the land of your petitioner for the purpose of carrying away water; has caused water to flow from said highway onto the land of your petitioner at many places and especially in front of the said barn and in front of the dwelling house on said land; and has caused earth from fills in said highway to be deposited into the garden, front yard, berry patch and tillable land at a number of places along said highway.

9. That in the construction of said highway the Department aforesaid has made fills and raised the road above the level of the land adjoining on either side on portions of your petitioner's farm and on other portions thereof cuts have been made with the result it is dangerous, impractical and in places impossible to cross from one side of your petitioner's land over said highway to reach the land on the other side thereof.

10. Your petitioner is informed that said Highway Department intends to place guard rails along the fills on said land, one stretch of said fill has already destroyed and made useless a roadway or lane from the garage and house on said land to the said new road.

11. That the said Department of Highways has in part completed the work on said new road as it passes through your petitioner's farm by constructing on the land appropriated and taken from him a permanent improved highway.

12. That your petitioner will at all times be deprived of the land appropriated as aforesaid and will be deprived of the use of the other land and property injured and destroyed as well as the other premises affected by said appropriation by said Department of Highways.

13. That your petitioner by reason of the facts averred in this petition, and by reason of many other items of damages not herein set forth in detail, has sustained damages, and that the said damages are payable and owing to him by the said defendant, the County of Cambria, pursuant to law.

14. That your petitioner and Commissioners of Cambria County can neither agree upon the amount of damages sustained, nor are they able to arrive at an amicable settlement thereof.

WHEREFORE your petitioner prays the Court to appoint viewers to examine the said land and premises, as well as the land appropriated and taken, injured and destroyed, and make report of their proceedings according to law. And he will ever pray.

V. M. Sheehan

STATE OF PENNSYLVANIA  
COUNTY OF CAMBRIA

SS.

V. M. Sheehan, petitioner above named, being duly sworn according to law, deposes and says that the facts set forth in the foregoing petition are true and correct as he verily believes.

V. M. Sheehan

Sworn to and subscribed before me this 1st day of June, 1942

John L. Hite  
Prothonotary.

Now, June 1st 1942, the Commissioners of Cambria County do hereby waive the provisions of Rule No. 301-1/2 of the Court of Quarter Sessions of Cambria County, and the issuing of a rule upon them pursuant thereto, to show cause if any they have, why viewers should not be appointed for the purpose of awarding damages alleged to have been occasioned to V. M. Sheehan by the re-location of a public highway in Clearfield Township, Cambria County, by the Department of Highways of the Commonwealth of Pennsylvania, with the same force and effect as if a rule had been regularly issued and served, together with a copy of the petition, service of the copy of said petition being hereby accepted; And said Commissioners of Cambria hereby waive all further notice, and consent to the appointment of viewers forthwith upon presentation of said petition.

H. F. Dow  
Chief Clerk

DECREE

And now June 1st. 1942, the within petition presented, read and considered, the County Commissioners of Cambria County having waived the provisions of Rule No. 301-1/2 of the Court of Quarter Sessions of Cambria County by their stipulation endorsed thereon, upon motion of F. J. Hartman, Attorney for the petitioner, the Court do now appoint James Mc Ginn, Chairman, Wm Mc Grain, and Malcolm Baumgardner, members of the Permanent Board of Viewers of the County of Cambria, as viewers to view and examine the premises in said petition described, for the purpose of ascertaining the damages, if any, sustained by the petitioner, and make return of their proceedings according to law.

BY THE COURT:

Joseph J. J.

IN THE COURT OF QUARTER  
SESSIONS OF CAMBRIA COUNTY, PA.  
NO. 12 JUNE SESSIONS, 1942

IN RE: appointment of Viewers  
to Assess Damages and Bene-  
fits for V. M. Sheehan, in  
Clearfield Township, Cambria  
County, Pennsylvania, caused  
by the relocating of State  
Highway Route No. 11050  
through the land of the Pe-  
titioner.

Order of Court and Report  
of Viewers

*Filed Aug 6 1942*  
*Filed*

JAMES McCANN

WM. J. McGRAIN

M. J. BAUMGARDNER

VIEWERS.

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

IN RE: Appointment of Viewers to  
Assess Damages and Benefits for  
V. M. Sheehan in Clearfield Town-  
ship, Cambria County, Pennsylvania,  
caused by the relocating of State  
Highway Route No. 11050 through the  
land of the Petitioner.

NO. 2 JUNE SESSIONS

1942

REPORT OF VIEWERS

To the Honorable, the Judges of the above named Court.

We, the undersigned Viewers, appointed by the attached order of the above Court, to view the premises and estimate the damage that has resulted, or that may seem likely to result, by reason of the re-locating of State Highway Route No. 11050, and the taking of certain land from V. M. Sheehan, in Clearfield Township, Cambria County, Pennsylvania, beg leave to report as follows:

That we have been duly sworn as Members of the Permanent Board of Viewers of Cambria County, as attested by the records of said Court; that due notice was given to the public at least ten days prior to the holding of said View of the time and place of meeting for viewing the premises and the taking of testimony, by posting notices on the premises affected, by serving notices on the Commissioners of Cambria County and on V. M. Sheehan, owner of the land taken, evidence of which is shown by copies of said notices, properly signed, hereto attached and made a part of this report. Notice was also left at the office of his Attorney, F. J. Hartman.

That we met in accordance with the notices given on Saturday, June 20th., 1942, at 10 o'clock A. M., at the premises affected and proceeded with the duties of our appointment. There were present the three Viewers and V. M. Sheehan, owner of the land. We viewed the land affected carefully, accompanied by Mr. Sheehan, and particularly those parts of the premises which caused the damages; the the elevation of the right of way on the side of the road facing his residence; the damage caused to his barn by water; the entrance to the barn floor by trucks, or other vehicles, made more difficult; the loss of fruit trees caused by the slope on side of road farthest from the residence, and the loss of his road passing his house to reach now relocated highway, and other damages pointed out to the Viewers by Mr. Sheehan. Cambria County was not represented.

After completing the view of the premises we adjourned to meet at the Court House in Ebensburg for the purpose of taking testimony, on Saturday, June 27th., 1942, at 9:30 A. M.

That we met in accordance with the notices given and proceeded with the taking of testimony. There were present the three Viewers, Attorney Hartman, representing the petitioner, V. M. Sheehan, owner

of the land and the following witnesses: A. X. Baker, F. C. Nagle, Daniel Sheehan, B. J. Ryan, of Clearfield Township. All of the witnesses, including V. M. Sheehan, were examined by the Attorney for the petitioner, as to their knowledge of values and sales made of real estate in nearby properties. They were all qualified and approved by the Viewers. They all gave testimony as to the value of the premises affected before the condemnation and as to the value of the premises after the condemnation and as affected by it. After hearing all this testimony the meeting adjourned.

That Thursday, July 2nd., 1942, at 9:30 A. M., was the time and the Court House at Ebensburg the place for a meeting for the Exhibit of Schedule and the taking of further testimony, if any. That due notice of said meeting was given to the public by the posting of notices on the premises at least ten days prior to the meeting and the serving of notices on the Commissioners of Cambria County and V. M. Sheehan, owner, of the land affected, copies of which notices, properly signed, are hereto attached and made a part of this report. A copy of the notice was also left at the office of F. J. Hartman, Attorney for the petitioner. Also by advertising in the Mountaineer Herald, a newspaper of general circulation, published in Ebensburg, Pennsylvania, a proof of said advertisement being attached hereto.

In accordance with the notices given we met in the Court House on the 2nd. day of July, 1942, at 9:30 A. M. There were present the three Viewers, F. J. Hartman, Attorney for the petitioner, and Frank Dorr, Chief Clerk to the County Commissioners. Due to the fact that no plans showing the land taken, or the width of the re-located road were presented to the Viewers, and at the request of both sides to the case and with the consent of the three Viewers, the meeting for the Exhibit of Schedule was necessarily postponed to meet again at the call of Chairman McCann as soon as possible after plans are secured. Chairman McCann notified the other Viewers to meet at 9:00 o'clock A. M., on Saturday, July 11th, 1942, to further discuss the damages incurred and a date for the Exhibit of Schedule.

The meeting was again postponed and later called to meet on Saturday, August 1st., 1942, at 9:00 o'clock A.M., at which meeting a Schedule of Damages was prepared and at 10:30 A. M. on the same day a meeting of the interested parties was held. The Schedule was read and further testimony was taken. V. M. sheehan gave testimony as to the increased width of the new road, showing that land was taken. There were present at this meeting the three Viewers, Attorney F. J. Hartman and V. M. Sheehan. The Schedule of Damages was as follows:

<u>NAME</u>	<u>BENEFITS</u>	<u>DAMAGES</u>
V. M. SHEEHAN	NONE	\$1500.00

No plans or maps were presented at any of the meetings, neither Cambria County or the State Highway Department had any plans in connection with this road improvement. No change was made in the Schedule of Damages and the amount of \$1500.00 is to be paid to V. M. Sheehan, owner, by the County of Cambria, as his interest appears on the record.

Respectfully submitted,

James M. Cassin  
M. J. McShane  
Maldon Baumgardner  
VIEWERS.

August 6th, 1942.

IN THE OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

IN RE: Appointment of Viewers to assess )  
 damages for V. M. Sheehan in ( )  
 Clearfield Township, County of )  
 Cambria and State of Pennsylvania( )

No. 1 June Sessions  
 1942

Gambria County Commissioners To  
 James McGann Dr.

June 11, 1942	Gathering data, preparing, posting & serving notices -----	1 day	\$12.00	
	Mileage	68 Mi.	6.80	
	Stenographer		2.00	
20	On view -----	1 day	12.00	
	Mileage	68 Mi.	6.80	
22	Preparing, posting and serving notices, for exhibit of Schedule of damages -----		12.00	
	Mileage	68 Mi.	6.80	
	Stenographer		2.00	
27	Day at hearing -----		12.00	
	Mileage	32 Mi.	3.20	
July 2	Exhibit of Schedule - Ebensburg -----		12.00	
	Mileage	32 Mi.	3.20	
11	Exhibit of Schedule continued -----		###	
Aug. 1	Exhibit of Schedule -----		12.00	
	Mileage	32 Mi.	3.20	
6	Preparing report, advertising & expense account & filing report -----		12.00	
	Stenographer		2.00	\$120.00

Advertising 7.00  
 \$127.00

OCT 28 1942 CERTIFIED

		W. J. McGrain	Dr.	
June 20	On view -----		1 day	\$12.00
	Mileage		36 Mi.	3.60
27	At Hearing -----		1 day	12.00
	Mileage		16 Mi.	1.60
July 2	Exhibit of Schedule -----			12.00
	Mileage		16 Mi.	1.60
11	Exhibit of Schedule -----			###
Aug. 1	Exhibit of Schedule -----		1 day	12.00
	Mileage		16 Mi.	1.60
				<u>\$56.40</u>

OCT 28 1942 CERTIFIED

		M. J. Baumgardner	Dr.	
June 20	On view -----		1 day	\$12.00
	Mileage		36 Mi.	3.60
27	Taking testimony -----			12.00
July 2	Exhibit of Schedule -----			12.00
11	Exhibit of Schedule -----			12.00
Aug. 1	Exhibit of Schedule -----			12.00
				<u>\$63.60</u>

OCT 28 1942 CERTIFIED

I hereby certify that the above bills are the exact duplicates of bills, filed with the County Commissioners

*James McGann*  
 Chairman



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. 1 June Sessions, 1942

Order to view and assess

Damages for V. M. Sheehan  
in Clearfield Township

Viewers

James McCann

Wm McGrain

Mahlon Baumgardner

Clerk Joseph C. Shea 90 cts.

V. M. Sheehan

versus

County of Cambria

§ In the Court of Quarter Sessions of Cambria  
County, Pennsylvania.

§ No. 1 June Term, 1942.

PETITION FOR THE APPOINTMENT OF VIEWERS,  
TO ASSESS DAMAGES.

To the Honorable, the Judges of said Court:

The petition of V. M. Sheehan respectfully represents:

1. That he is the owner of a certain farm or tract of land with buildings thereon erected, situate in Clearfield Township, Cambria County, Pennsylvania, containing one hundred and thirty-one acres more or less, and has owned and been in possession of the same for many years.
2. That your petitioner has been and is now the owner of said tract of land at the time the same was damaged as hereinafter complained of and when part thereof was taken, injured and destroyed.
3. That prior to and at all times subsequent to the acquisition of said land by your petitioner there had been laid out and in use for public travel a public highway, leading from the Borough of Patton to the Village of Dysart in said County, which said public highway ran through the said land of your petitioner in an Easterly and Westerly direction for a distance of upwards of 3150 feet.
4. That some time in the year 1938 or 1939, the Department of Highways of Pennsylvania, by virtue of the powers and authority vested in it, re-located said highway through the land of your petitioner and supplied said public by another highway known as part of route 11050, which took the place of the said highway that formerly passed through the land of your petitioner.
5. That in re-locating said old road and laying out said part of route 11050, the said Highway Department took and appropriated for highway purposes a part of your petitioner's land, being a strip of land varying in width, and containing about three acres more or less.
6. That in the laying out and construction of said highway, said Highway Department injured and practically made useless a strip of tillable land containing about forty (40) acres, lying to the South of said new highway, by completely cutting off access thereto from and to said new highway.

7. That in the construction of said highway certain fruit trees and raspberry bushes were destroyed; a fill of earth near the entrance to the barn caused water to flow to the barn and the stable part thereof and to and under the stone wall nearest to said highway causing said wall to sag and deteriorate by reason of said water and the freezing of the same; by reason of said fill in front of said barn, the stable part thereof is continually saturated in wet weather and in the winter time with water so that part of the lower part of said stable cannot now be used for horses and cattle as theretofore.

8. That in construction of said new highway, the Highway Department caused ditches to be dug on the land of your petitioner for the purpose of carrying away water; has caused water to flow from said highway onto the land of your petitioner at many places and especially in front of the said barn and in front of the dwelling house on said land; and has caused earth from fills in said highway to be deposited into the garden, front yard, berry patch and tillable land at a number of places along said highway.

9. That in the construction of said highway the Department aforesaid has made fills and raised the road above the level of the land adjoining on either side of portions of your petitioner's farm and on other portions thereof cuts have been made with the result it is dangerous, impractical and in places impossible to cross from one side of your petitioner's land over said highway to reach the land on the other side thereof.

10. Your petitioner is informed that said Highway Department intends to place guard rails along the fills on said land, one stretch of said fill has already destroyed and made useless a roadway or lane from the garage and house on said land to the said new road.

11. That the said Department of Highways has in part completed the work on said new road as it passes through your petitioner's farm by constructing on the land appropriated and taken from him a permanent improved highway.

12. That your petitioner will at all times be deprived of the land appropriated as aforesaid and will be deprived of the use of the other land and property injured and destroyed as well as the other premises affected by said appropriation by said Department of Highways.

13. That your petitioner by reason of the facts averred in this petition, and by reason of any other items of damages not herein set forth in detail, has sustained damages, and that the said damages are payable and owing to him by the said defendant, the County of Cambria, pursuant to law.

14. That your petitioner and Commissioners of Cambria County can neither agree upon the amount of damages sustained, nor are they able to arrive at an amicable settlement thereof.

WHEREFORE your petitioner prays the Court to appoint viewers to examine the said land and premises, as well as the land appropriated and taken, injured and destroyed, and make report of their proceedings according to law. And he will ever pray.

V. M. SHEEHAN.

**CERTIFIED** on this,

the 2 day of June

A. D., 1848

Joseph C. Shea  
(Clerk of Courts)

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

IN RE: Petition to Appoint Viewers  
to Assess Damages for V. M. Sheehan  
in Clearfield Township, Cambria  
County, Pennsylvania.

( NO. 1 JUNE SESSIONS  
)  
(  
) 1942

NOTICE OF VIEW AND TAKING OF TESTIMONY

We, the undersigned Viewers, appointed by the above named Court, for the purpose of viewing a certain tract of land situate in the Township of Clearfield, Cambria County, Pennsylvania, taken by the State Highway Department for the purpose of improving a public road and to ascertain the damage done or benefits which may have accrued by said taking, use, and improvements, as follows:

Land of V. M. Sheehan in the above named Township, containing 131 acres, more or less.

Will meet at the point nearest the dwelling house on said land, on Saturday, June 20th., 1942, at 10 o'clock A. M., for the purpose of attending to the duties of our appointment, at which time and place all persons interested may appear and be heard, if they think proper.

VIEWERS ( JAMES McCANN  
) ( WM. J. McGRAIN  
) ( M. J. BAUMGARDNER

*Service Accepted*

*V. M. Sheehan*

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

IN RE: Petition to Appoint Viewers ( NO. 1 JUNE SESSIONS  
to Assess Damages for V. M. Sheehan )  
in Clearfield Township, Cambria ( )  
County, Pennsylvania. ) 1942

NOTICE OF VIEW AND TAKING OF TESTIMONY

We, the undersigned Viewers, appointed by the above named Court, for the purpose of viewing a certain tract of land situate in the Township of Clearfield, Cambria County, Pennsylvania, taken by the State Highway Department for the purpose of improving a public road and to ascertain the damage done or benefits which may have accrued by said taking, use, and improvements, as follows:

Land of V. M. Sheehan in the above named Township, containing 131 Acres, more or less.

Will meet at the point nearest the dwelling house on said land, on Saturday, June 20th., 1942, at 10 o'clock A. M., for the purpose of attending to the duties of our appointment, at which time and place all persons interested may appear and be heard, if they think proper.

VIEWERS { JAMES McCANN  
{ WM. J. McGRAIN  
{ M. J. BAUMGARDNER

*Seems accepted June - 11 - 1942  
A. J. Donohue  
Clerk*



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

IN RE: Appointment of Viewers to ( NO. 2 JUNE SESSIONS  
Assess Damages and Benefits for )  
V. M. Sheehan in Clearfield Town- )  
ship, Cambria County, Pennsylvania. ) 1942

NOTICE OF EXHIBIT OF SCHEDULE

We, the undersigned Viewers, appointed by the above named Court, to view the premises and estimate the damages that have resulted, or that may seem likely to result, to the property of V. M. Sheehan, in Clearfield Township, County of Cambria and State of Pennsylvania, will meet at the Court House in Ebensburg, on the 2nd. day of July, 1942, at 9:30 o'clock A. M., at which time a schedule of damages will be exhibited, exceptions noted and further testimony, if any, will be heard.

VIEWERS ( JAMES McCANN  
( Wm. J. McGRAIN  
( M. J. BAUMGARDNER

*Accepted Service*  
*June 22-1942*  
*H. F. Don*  
*Clerk*

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

IN RE: Appointment of Viewers to ( NO. 2 JUNE SESSIONS  
Assess Damages and Benefits for )  
V. M. Sheehan in Clearfield Town- ( )  
ship, Cambria County, Pennsylvania. ) 1942

NOTICE OF EXHIBIT OF SCHEDULE

We, the undersigned Viewers, appointed by the above named Court, to view the premises and estimate the damages that have resulted, or that may seem likely to result, to the property of V. M. Sheehan, in Clearfield Township, County of Cambria and State of Pennsylvania, will meet at the Court House in Ebensburg on the 2nd. day of July, 1942, at 9:30 o'clock A. M., at which time a schedule of damages will be exhibited, exceptions noted and further testimony, if any, will be heard.

VIEWERS

( JAMES McCANN

( Wm. J. McGRAIN

( M. J. BAUMGARDNER

*Service Accepted, V. M. Sheehan*



IN RE: APPOINTMENT OF VIEWERS  
TO ASSESS DAMAGES AND BENEFITS  
FOR V.M. SHEEHAN IN CLEARFIELD  
TOWNSHIP, CAMBRIA COUNTY, PA.

IN THE COURT OF QUARTER SESSIONS  
OF CAMBRIA COUNTY, PA.  
NO. 1, JUNE SESSIONS, 1942.

SCHEDULE OF DAMAGES

We, the undersigned Viewers, appointed by the above named Court to view the premises and estimate the damages that have resulted or may seem likely to result to the property of V.M. Sheehan in Clearfield Township, County of Cambria and State of Pennsylvania, by reason of the improving of State Highway Route No. 11050 and the acquisition of a portion of said land, have viewed the premises and taken into consideration all evidence and testimony before us, and have estimated and assessed damages to the owner of said tract as follows:

<u>Name</u>	<u>Benefits</u>	<u>Damages</u>
V.M. Sheehan	None	\$1500.00

August 1, 1942.

JAMES MCGANN  
WM. J. MCGRATH  
M. J. BAUKOARDNER  
Viewers

*James M. McGann*  
*W. J. McGrath*  
*M. J. Baukoardner*

James Mc Viewer

Ebensburg, Cambria County, Pa., Aug. 5, 1942

# To The Mountaineer-Herald, Dr.

Cambria County's Leading Weekly Newspaper

## First-Class Facilities For Doing All Kinds of Book and Job Printing

All Bills Payable in 30 Days

LINOTYPE COMPOSITION A SPECIALTY

Return This Bill for Receipt

1942--Aug. 6--3½" Viewers Notice, V. M. Sheehan 1t \$ 3.50



**IN THE COURT OF QUAI  
SIONS OF CAMBRIA C  
PENNSYLVANIA**

In Re-appointment of View-  
ers Damages for V. M. Sheehan  
Clearfield Township, Cam-  
bria County, Pennsylvania. No. 1  
Sessions, 1942.

**NOTICE OF FILING REPORT OF  
VIEWERS**

We, the undersigned Viewers ap-  
pointed by the above named Court to  
report on the above proceedings as it  
affects the property of V. M. Sheehan  
in Clearfield Township, Cambria Coun-  
ty, Pennsylvania, have this 6th day of  
August, 1942, filed our report to the  
above term and number. Said report  
shows damages and benefits as fol-  
lows:

Name	Benefits	Damages
V. M. Sheehan	None	\$1500.00

Unless exceptions are filed within 30  
days from date of filing of said re-  
port, same will be confirmed absolute-  
ly.

JAMES McCANN  
WM. J. McGRAIN  
M. J. BAUMGARDNER  
Viewers

Aug. 6-1th.

James McCann, Printer

Ebensburg, Cambria County, Pa., Aug. 5, 1942

*To The Mountaineer-Herald, Dr.*

Cambria County's Leading Weekly Newspaper

First-Class Facilities For Doing All Kinds of Book and Job Printing

All Bills Payable in 30 Days

LINOTYPE COMPOSITION A SPECIALTY

Return This Bill for Receipt

1942--June 25--3½" Notice Exhibit, V. M. Sheehan 1t \$ 3.50



IN THE COURT OF QUARTERS  
COUNTY OF CAMBRIA  
PENNSYLVANIA

IN RE: Appointment of  
Assess Damages and Beneficiaries  
M. Sheehan in Clearfield Township,  
Cambria County, Pennsylvania. No. 2  
June Sessions, 1942.

## NOTICE OF EXHIBIT OF SCHEDULE

We, the undersigned Viewers, appointed by the above named Court, to view the premises and estimate the damages that have resulted, or that may seem likely to result, to the property of V. M. Sheehan, in Clearfield Township, County of Cambria and State of Pennsylvania, will meet at the Court House, in Ebensburg, on the 2nd. day of July, 1942, at 9:30 o'clock A. M., at which time a schedule of damages will be exhibited, exceptions noted and further testimony, if any, will be heard.

JAMES McCANN  
WM. J. McGRAIN  
M. J. BAUMGARDNER

June 25-1tp.

Viewers