

IN RE: Petition of Alfred J. Furst : In the Court of Quarter Sessions
and Mary Conrad Furst, for the Appoint- : of Cambria County, Pennsylvania.
ment of Viewers to Assess Damages or : No 1 June Sessions 1953 R. Dk
Benefits to the land by reason of the :
Construction and Improvement of a High- :
way known as U.S. Route 56, otherwise :
known as Legislative Route 222 Sec. 6 :
in Stonycreek Township, Cambria County :
Pennsylvania. : CONDEMNATION PROCEEDINGS

REPORT OF VIEWERS

We, the undersigned Viewers appointed by the above Court to View and Inspect the land and premises of Alfred J. Furst and Mary Conrad Furst his wife in Stonycreek Township, Cambria County and State of Pennsylvania and to determine and estimate the damages or benefits that have resulted or that may seem likely to result by reason of the construction and improvement of a highway known as U. S. Route #56, otherwise known as Legislative Route 222, Section 6 in the Township of Stonycreek, County of Cambria and state aforesaid as it affects the land and real estate of the above named Owners and Petitioners Alfred J. Furst and Mary Conrad Furst his wife on the land more fully described as follows:

BEGINNING -Fronting 284.76 feet on the Southwesterly side of Bedford Pike, designated Bedford Street, on the hereinafter mentioned Plan of Lots, and extending back along one side by line of land of Frona Schrader, otherwise Mrs. M. E. Bennett. a distance of 136 feet, and on the other side along Hoffman Avenue a distance of 136 feet to other lands of the grantors, and extending along other lands hereinafter described as Parcel No. 2, a distance of 308.49 feet; having thereon erected a single frame dwelling; being the land comprised within the lines of six contiguous lots marked, known and designated as Nos. 61, 62, 63, 64, 65 and 66 on the Plan of Lots made Jan. 18, 1919 by Fetterman Engineering Company, and recorded in Plat Book Vol. 2 page 49, as well as the land within the lines of an unnamed 16 foot alley abutting the said lots of land shown upon the Plan of Lots aforesaid, but stricken from the Plan and affixed and recorded as additional land on the lots abutting on Bedford Pike by Resolution of the Board of Commissioners of Stonycreek Township aforesaid before approving said Plan of Lots as required by law. Said property is also described as Parcel No. 1 in Deed Book Vol. 475 page 179 in the Recorder's Office of Cambria County, Pennsylvania.

That we were duly sworn or affirmed as Members of the Permanent Board of Viewers of Cambria County, Pennsylvania, as shown by the records of the aforesaid Court; that due public notice of the time and place of the meeting of said View-

ors was given by posting ten handbills upon the premises at least ten days upon the condemned premises and by personal service upon Alfred J. Furst and Mary Conrad Furst, his wife; upon Andrew J. Gleason, Esq., Counsel for the owners and petitioners; upon C. R. Forbes, District Engineer of the State Highway Department at Hollidaysburg and upon Maurice A. Springer, Chief Clerk to the Commissioners of Cambria County at least ten days before the time of the view and that all parties having acceptances of the Notice to View herein have acknowledged to have received a copy of same.

Pursuant to said Notice to View, we met upon the premises and property of the petitioners and owners, Alfred J. Furst and Mary Conrad Furst wife on the 18th day of March, 1953 at 10 o'clock A. M. Eastern Standard Time and proceeded with the duties of our appointment. Fred Claflin and Fred Claflin and Mahlon Baumgardner all the members of the view together with C. F. Brenneman of the office of the State Highway office at Hollidaysburg and George Spence, Esq., Solicitor for said State Highway department and C. R. Forbes its District Engineer; Alfred J. Furst one of the owners and Andrew J. Gleason, Esq. Counsel for the owners and petitioners. The premises and land involved were carefully viewed and inspected. It was mutually agreed by and between all the parties in interest that advertising of the Notices to View, the notice of the time of the Exhibit of Schedule and the time of the Filing of the Report be waived in so far as the publication was concerned in the Cambria County Legal Journal and a local Johnstown newspaper. By mutual agreement April 9th, 1953 at 10 o'clock in the morning and City Council Rooms in City Hall, Main and Market Street, Johnstown, Pa were fixed as the time and place for the taking of testimony and the hearing of evidence in the above proceedings. Pursuant to said agreement the three viewers and all parties in interest met on April 9, 1953 at 10 o'clock in the morning at City Hall Council Room. Present were Andrew J. Gleason and Norman Krumer, Esq., Counsel for Alfred J. Furst and Mary Conrad Furst his wife and who were also present and George Spence, Esq., Solicitor for the Pennsylvania State Highway Department. Many witnesses were called and sworn. The testimony was

at great variance. Many witnesses were called. The time for the Exhibit of Schedule was fixed for April 14, 1953 at 7:30 o'clock P.M. in the offices of Gray and Claflin, Engineers in the Swank Building, Johnstown, Penna. On April 13, 1953 we met in conference the three members of the board being present. There was a great variance of the amount of damages adduced making it quite difficult for the Viewers to reconcile same. We discussed fully and at length the evidence and testimony presented at the hearing. Having heard the testimony and having taken into consideration all of the elements of damages and having viewed said real estate condemned we took into consideration all of the elements and matters pertinent thereto in determining and estimating the amount of damages and having made a careful and thorough inspection of same and hearing all testimony concerning the land in question and as it affects the owners and petitioners and having taken into consideration all the elements of benefits or damages by the reason of the construction and improvement of a highway known as U. S. Route 56, otherwise known as Legislative Route 222 Sec 6 as affecting the above land if Alfred J. Furst and Mary Conrad Furst, his wife, we have estimated and determined the quality and quantity of the land taken and affected by said construction by the State Highway Department of the State of Pennsylvania and having made just allowances for any benefits accruing from said taking and construction as against the damages caused thereby and which have resulted or may seem likely to result to the said owners of the land we have estimated and determined the amount of damages and have prepared a Schedule of said Damages.

Pursuant to the agreement entered into by all of the parties in interest as to the time and place for the Exhibit of Schedule of Damages, we met in the offices of Gray and Claflin in the Swank Building, Johnstown on 14 April 1953 at 7:30 P. M. There were present all of the Viewers and Norman Krumonaker Esq. counsel for Alfred J. Furst one of the owners who too was present and George Spence, Solicitor for the State Highway Department. There being no further testimony presented we proceeded with the presentation of the Schedule

of Schedule. We have taken into consideration all of the testimony offered and have carefully viewed and inspected the premises in question we have agreed, determined and estimated the amount of damages and have prepared a Schedule of same. That after hearing all the evidence and all exceptions and testimony offered and giving all matters before us due consideration, we are of the opinion that the said land affected by the construction and improvement of the State Highway in question and as affected thereby we assess no benefits and damages in the sum ELEVEN THOUSAND (\$11,000.00) DOLLARS to be paid to Alfred J. Furst and Mary Conrad Furst, his wife by the Highway Department of the Commonwealth of Pennsylvania as their interest may appear.

Unless exception thereto are taken as provided by the Act of Assembly within thirty days from the date of filing this Report same will be confirmed absolutely.

IN WITNESS WHEREOF, we have hereunto set our hand and seals this
15th day of May, A. D. 1953.

Mahlon Baumgardner
Mahlon Baumgardner

Fred Claflin
Robert Mayer
Robert Mayer

Prepared 14 Apr 1953

Felming

IN RE: Petition of Alfred J. Furst : In the Court of Quarter Sessions
 and Mary Conrad Furst, for the Appointment : of Cambria County, Pennsylvania.
 of Viewers to Assess Damages or Benefits :
 to the land by reason of the Construction : No. 1 June Sessions, 1953
 and Improvement of a Highway known as U.S. :
 Route #56, otherwise known as Legislative :
 Route No 222 Sec 6 in Stonycreek Township, :
 Cambria County, Pennsylvania. : CONDEMNATION PROCEEDINGS

EXHIBIT OF SCHEDULE

We, the undersigned Viewers appointed by the above named Court to view and inspect the above premises have performed the duty and have taken into consideration all the benefits and the damages that have resulted or that may seem likely to result to the land and premises of Alfred J. Furst and Mary Conrad Furst by reason of the Construction and Improvement of a highway known as U. S. Route 56, otherwise known as Legislative Route #222, Sec. 2 in Stonycreek Township, Cambria County, Pennsylvania, have estimated, determined benefits and damages as follows:

NAME	BENEFITS	DAMAGES
ALFRED J, FURST AND MARY CONRAD FURST	NONE	\$ 11,000

The above damages to be paid to said Alfred J. Furst and Mary Conrad Furst, his wife as their interest may appear.

Mahlon Baumgardner
 MAHLON BAUMGARDNER

Fred Claflin
 FRED CLAFLIN

Robert Mayer
 ROBERT MAYER
 Viewers

13 April 1953

14 April 1953 Exhibit of Schedule

IN RE: Petition of Alfred J. Furst and Mary Conrad Furst for the Appointment of Viewers to Assess Damages or Benefits to land by reason of the Construction and Improvement of a highway known as U. S. Route 56, otherwise known as Legislative Route 222, Sec. 6 in Stonycreek Township, Cambria County, Pennsylvania.

: In the Court of Quarter Sessions
 : of Cambria County, Pennsylvania.
 : No 1 June Sessions 1953 Rd Dk

CONDEMNATION PROCEEDINGS

REPORT OF VIEWERS

Cambria County in Account with Mahlon Baumgardner, Fred Claflin and Robert Mayer:

To Mahlon Baumgardner:

1953:			
3 Mar.	Data and preparing Notice to View		\$12.00
7 "	Posted Notices and acceptances of Service		12.00
	Mileage 42 miles at 10 cents per mile		4.20
9 "	Acceptance of Service C. R. Forbes, Hollidaysburg		12.00 <i>shiken</i>
	" dated back to 7 April mileage 40 miles		4.00
18 "	Made View		12.00
	Mileage 42 miles		4.20
9 Apr	Hearing City Hall Johnstown		\$12.00
	Mileage 36 miles		3.60
12 "	Prepared Exhibit of Schedule of Damages		12.00
13 "	Conference at Johnstown re determining amount damages		12.00
	Mileage 18 mil -36 miles		18.60
14 "	Presented Exhibit of Schedule of Damages -Johnstown		12.00
	Mileage 42 miles		\$8.60
14 May	Prepared Report of Viewers		12.00
22 "	Obtained signatures of Claflin and Mayer to Report		12.00

By the Court \$143.20
By the County \$24.00
119.20

To Fred Claflin

18 Mar.	Made View		12.00
	Mileage 8 mi at 10 cents per mile		80
11 Apr	Hearing, City Hall, Johnstown		12.00
	Mileage 3 miles		30
13 "	Conference		12.00
	Mileage		30
14 "	Exhibit of Schedule		12.00
	Mileage		30

\$49.70

To Robert Mayer

18 Mar.	Made View		12.00
	Mileage 8 mi at 10 cents a mile		80
11 Apr	Hearing, City Hall, Johnstown		12.00
	Mileage		30
13 "	Conference		12.00
14 "	Exhibit of Schedule		12.00
	Mileage		30

\$49.70

IN RE: Petition of Alfred J. Furst and Mary Conrad Furst for the Appointment of Viewers to Assess Damages or Benefits to the land by reason of the Construction and Improvement of a highway known as U. S. 56, otherwise known as Legislative Route 222 Sec. 6 in Stonycreek Township, Cambria County, Pennsylvania. : In the Court of Quarter Sessions of Cambria County, Pennsylvania No March Sessions, 1953
: CONDEMNATION PROCEEDINGS

NOTICE TO VIEW

We, the undersigned Viewers appointed by the above Court to View and Inspect the land and premises of Alfred J. Furst and Mary Conrad Furst in Stonycreek Township, Cambria County, Pennsylvania to determine and estimate the damages or benefits that have resulted or that may seem likely to result by reason of the construction and improvements of a Highway known as U. S. Route 56, otherwise known as Pa. Legislative Route 222 Sec. 6 in the Township of Stonycreek, County of Cambria and State of Pennsylvania as it affects the real estate and land of the above named petitioners and more fully described as follows:

BEGINNING- FRONTING 284.76 feet on the southwesterly side of Bedford Pike, designated as Bedford Street on the hereinafter mentioned Plan of Lots, and extending back along one by line of land now or formerly of Frona Schrader Bennett, otherwise Mrs. M. E. Bennett, a distance of 136 feet, and on the other side along Hoffman Avenue a distance of 136 feet to other land of grantor, and extending along said other land hereinafter described as Parcel No. 2, a distance of 308.49 feet; having erected thereon a single dwelling house; being the land comprised within the lines of six contiguous lots marked, known and designated as Nos. 61, 62, 63, 64, 65 and 66 on the Plan of Lots made Jan. 18, 1919, by Fetterman Engineering Company, and recorded in Plat Book Vol. 2 page 49, as well as the land within the lines of an unnamed 16 foot alley abutting upon said lots of land as shown upon the Plan of Lots aforesaid, but stricken from the Plan and affixed and recorded as additional land on the lots abutting on Bedford Pike by Resolution of the Board of Commissioners of Stonycreek Township before approving said Plan of Lots as required by law. Said property is also described as Parcel No. 1 in Deed Book Vol. 475 page 179 in the Recorder's Office of Cambria County, Penna.

The Board of Viewers will meet upon the premises on the 18th day of March, 1953 at 10 o'clock A. M. Eastern Standard Time as per Order of the Court for the purpose of performing the duties of our appointment.

Mahlon Baumgardner
Fred Claflin
Robert Mayer
Viewers

3 March 1953

NOW 7 March, 1953 we hereby accept service of the within Notice to View as the owners of the land hereinabove described and acknowledge to have received a copy of said Notice to View.

Alfred J. Furst
Mary Conrad Furst
Owners

IN RE: Petition of Alfred J. Furst and Mary Conrad Furst for the Appointment of Viewers to Assess Damages or Benefits to the land by reason of the Construction and Improvement of a highway known as U. S. 56, otherwise known as Legislative Route 222 Sec. 6 in Stonycreek Township, Cambria County, Pennsylvania.

: In the Court of Quarter Sessions
: of Cambria County, Pennsylvania
: No March Sessions, 1953

: CONDEMNATION PROCEEDINGS

NOTICE TO VIEW

So, the undersigned Viewers appointed by the above Court to View and inspect the land and premises of Alfred J. Furst and Mary Conrad Furst in Stonycreek Township, Cambria County, Pennsylvania to determine and estimate the damages or benefits that have resulted or that may soon likely to result by reason of the construction and improvements of a Highway known as U. S. Route 56, otherwise known as Pa. Legislative Route 222 Sec. 6 in the Township of Stonycreek, County of Cambria and State of Pennsylvania as it affects the real estate and land of the above named petitioners and more fully described as follows:

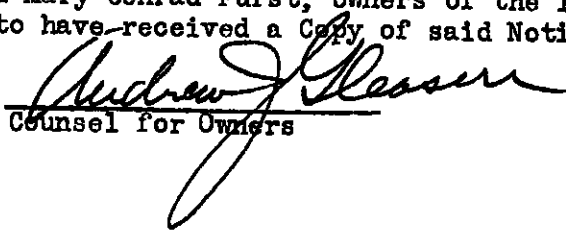
BEGINNING- FRONTING 284.76 feet on the southwesterly side of Bedford Pike, designated as Bedford Street on the hereinafter mentioned Plan of Lots, and extending back along one by line of land now or formerly of Fyona Schrader Bennett, otherwise Mrs. L. E. Bennett, a distance of 136 feet, and on the other side along Hoffman Avenue a distance of 136 feet to other land of grantor, and extending along said other land hereinafter described as Parcel No. 2, a distance of 308.49 feet; having erected thereon a single dwelling house; being the land comprised within the lines of six contiguous lots marked, known and designated as Nos. 61, 62, 63, 64, 65 and 66 on the Plan of Lots made Jan. 18, 1919, by Fetterman Engineering Company, and recorded in Plat Book Vol. 2 page 49, as well as the land within the lines of an unnamed 16 foot alley abutting upon said lots of land as shown upon the Plan of Lots aforesaid, but striking on Bedford Pike by Resolution of the Board of Commissioners of Stonycreek Township before approving said Plan of Lots as required by law. Said property is also described as Parcel No. 1 in Deed Book Vol. 475 page 179 in the Recorder's Office of Cambria County, Penna.

The Board of Viewers will meet upon the premises on the 18th day of March, 1953 at 10 o'clock A. M. Eastern Standard Time as per Order of the Court for the purpose of performing the duties of our appointment.

Enhlon Baumgardner
Fred Claflin
Robert Mavor
Viewers

3 March 1953

NOW 7 March, 1953 I hereby accept service of the within Notice to View as Counsel for Alfred J. Furst and Mary Conrad Furst, owners of the land hereinabove described and acknowledge to have received a Copy of said Notice to View.


Counsel for Owners

*Mahlon Beungardner
434 E. High St
Hollidaysburg, Pa.*

IN RE: Petition of Alfred J. Furst and Mary Conrad Furst, for the Appointment of Viewers to Assess Damages or Benefits to the land by reason of the Construction and Improvement of a highway known as U.S. Route 56, otherwise known as Legislative Route 222 Sec. 6 in Stonycreek Township, Cambria County Pennsylvania.

In the Court of Quarter Sessions of Cambria County, Pennsylvania.
No March Sessions, 1953
COND EMI TION PROCEEDINGS

NOTICE TO VIEW

So, the undersigned Viewers appointed by the above Court to View and Inspect the land and premises of Alfred J. Furst and Mary Conrad Furst in Stonycreek Township, Cambria County and to determine and estimate the damages or benefits that have resulted or that may seem likely to result by reason of the construction and improvements of a highway known as U.S. Route 56, otherwise known as Pa. Legislative Route 222, Sec. 6 in the Township of Stonycreek, County of Cambria and State of Pennsylvania as it affects the real estate and land of the above named Petitioners and more fully described as follows:

BEGINNING - Fronting 284.76 feet on the Southwesterly side of Bedford Pike, designated Bedford Street, on the hereinafter mentioned Plan of Lots, and extending back along one side by line of land now or formerly of Frons Schrader Bennett, otherwise Mrs. M. E. Bennett, a distance of 136 feet, and on the other side along Hoffman Avenue a distance of 136 feet to other lands of the grantors, and extending along other lands hereinafter described as Parcel No. 2, a distance of 308.49 feet; having erected thereon a single dwelling house; being the land comprised within the lines of six contiguous lots marked, known and designated as Nos. 61, 62, 63, 64, and 65 and 66 on the Plan of Lots made Jan. 18, 1919, by Fetterman Engineering Company, and recorded in Plat Vol. 2 Page 49, as well as the land within the lines of an unnamed 16 foot alley abutting the said lots of land as shown upon the Plan of Lots aforesaid, but stricken from the Plan and affixed and recorded as additional land on the lots abutting on Bedford Pike by Resolution of the Board of Commissioners of Stonycreek Township before approving said Plan of Lots as required by Law. Said property is also described as Parcel No. 1 in Deed Book Vol. 475 Page 179 in the Recorder's Office of Cambria County, Pennsylvania.

The Board of Viewers will meet upon the premises on the 18th day of March, 1953 at 10 o'clock A. M. Eastern Standard Time as per Order of the Court for the purpose of performing the duties of our appointment.

Mahlon Beungardner
Fred Claflin
Robert Loyer,
Viewers

3 March 1953.

Now 7th March 1953 I hereby accept Service of the above Notice to View as District Engineer of the State Highway Department, Hollidaysburg, Pa. and acknowledge to have received a Copy of said Notice to View.

R. Foster
District Engineer

IN RE: Petition of Alfred J. Furst and : In the Court of Quarter Sessions
 Mary Conrad Furst for the Appointment of :
 Viewers to Assess Damages or Benefits to : of Cambria County, Pennsylvania
 the land by reason of the Construction :
 and Improvement of a highway known as U. S. : No March Sessions, 1953
 56, otherwise known as Legislative Route :
 222 Sec. 6 in Stonycreek Township, Cambria :
 County, Pennsylvania. : CONDEMNATION PROCEEDINGS

NOTICE TO VIEW

We, the undersigned Viewers appointed by the above Court to View and Inspect the land and premises of Alfred J. Furst and Mary Conrad Furst in Stonycreek Township, Cambria County, Pennsylvania to determine and estimate the damages or benefits that have resulted or that may seem likely to result by reason of the construction and improvements of a Highway known as U. S. Route 56, otherwise known as Pa. Legislative Route 222 Sec. 6 in the Township of Stonycreek, County of Cambria and State of Pennsylvania as it affects the real estate and land of the above named petitioners and more fully described as follows:

BEGINNING- FRONTING 284.76 feet on the southwesterly side of Bedford Pike, designated as Bedford Street on the hereinafter mentioned Plan of Lots, and extending back along one by line of land now or formerly of Frona Schrader Bennett, otherwise Mrs. M. E. Bennett, a distance of 136 feet, and on the other side along Hoffman Avenue a distance of 136 feet to other land of grantor, and extending along said other land hereinafter described as Parcel No. 2, a distance of 308.49 feet; having erected thereon a single dwelling house; being the land comprised within the lines of six contiguous lots marked, known and designated as Nos. 61, 62, 63, 64, 65 and 66 on the Plan of Lots made Jan. 18, 1919, by Fetterman Engineering Company, and recorded in Plat Book Vol. 2 page 49, as well as the land within the lines of an unnamed 16 foot alley abutting upon said lots of land as shown upon the Plan of Lots aforesaid, but stricken from the Plan and affixed and recorded as additional land on the lots abutting on Bedford Pike by Resolution of the Board of Commissioners of Stonycreek Township before approving said Plan of Lots as required by law. Said property is also described as Parcel No. 1 in Deed Book Vol. 475 page 179 in the Recorder's Office of Cambria County, Penna.

The Board of Viewers will meet upon the premises on the 18th day of March, 1953 at 10 o'clock A. M. Eastern Standard Time as per Order of the Court for the purpose of performing the duties of our appointment.

Mehlon Baumgardner
 Fred Claflin
 Robert Mayer
 Viewers

3 March 1953

AND NOW 5th March, 1953 I hereby accept service of the within Notice to View as Chief Clerk to the County Commissioners of Cambria County, Pennsylvania and acknowledge to have received a copy of said Notice to View.

Merwin Spinger
 Chief Clerk to County
 Commissioners Cambria County.

IN RE: Petition of Alfred J. Furst and
Mary Conrad Furst for the Appointment of
Viewers to Assess Damages or Benefits to
the land by reason of the Construction
and Improvement of a highway known as U. S.
56, otherwise known as Legislative Route
222 Sec. 6 in Stonycreek Township, Cambria
County, Pennsylvania.

: In the Court of Quarter Sessions
:
: of Cambria County, Pennsylvania
:
: No. March Sessions, 1953.
:
: CONDEMNATION PROCEEDINGS
:

NOTICE TO VIEW

Now, the undersigned Viewers appointed by the above Court to View and Inspect the land and premises of Alfred J. Furst and Mary Conrad Furst in Stonycreek Township, Cambria County, Pennsylvania to determine and estimate the damages or benefits that have resulted or that may seem likely to result by reason of the construction and improvements of a Highway known as U. S. Route 56, otherwise known as Pa. Legislative Route 222 Sec. 6 in the Township of Stonycreek, County of Cambria and State of Pennsylvania as it affects the real estate and land of the above named Petitioners and more fully described as follows:

BEGINNING - FRONTING 284.76 feet on the southwesterly side of Bedford Pike, designated as Bedford Street on the hereinafter mentioned Plan of Lots, and extending back along one side by line of land now or formerly of From Schrader Bennett, otherwise Mrs. M. E. Bennett, a distance of 136 feet, and on the other side along Hoffman Avenue a distance of 136 feet to other land of grantor, and extending along said other land hereinafter described as Parcel No. 2, a distance of 308.49 feet; having erected thereon a single dwelling house; being the land comprised within the lines of six contiguous lots marked, known and designated as Nos. 61, 62, 63, 64, 65 and 66 on the Plan of Lots made Jan. 18, 1919, by Fetterman Engineering Company, and recorded in Plat Book Vol. 2 page 49, as well as the land within the lines of an unnamed 16 foot alley abutting upon said lots of land as shown upon the Plan of Lots aforesaid, but stricken from the Plan and affixed and recorded as additional land on the lots abutting on Bedford Pike by Resolution of the Board of Commissioners of Stonycreek Township before approving said Plan of Lots as required by law. Said property is also described as Parcel No. 1 in Plat Book Vol. 673 Page 179 in the Recorder's Office of Cambria County, Penna.

The Board of Viewers will meet upon the premises on the 18th day of March, 1953 at 10 o'clock A. M. Eastern Standard Time as per Order of the Court for the purpose of performing the duties of our appointment.

Wahlon Baumgardner,
Fred Claflin
Robert Loyer
Viewers.

3 March 1953

IN RE: Petition of Alfred J. Furst and Mary Conrad Furst for the Appointment of Viewers to Assess Damages or Benefits to the land by reason of the Construction and Improvement of a highway known as U.S. Route 56, otherwise known as Legislative Route 222 Sec 6 in Stonycreek Township, Cambria County, Pennsylvania

: In the Court of Quarter Sessions
: of Cambria County, Pennsylvania.
: No March Sessions, 1953
: CONDEMNATION PROCEEDINGS

NOTICE TO VIEW

We, the undersigned Viewers appointed by the above Court to View and Inspect the land and premises of Alfred J. Furst and Mary Conrad Furst in Stonycreek Township, Cambria County, Pennsylvania to determine and estimate the damages or benefits that have resulted or that may seem likely to result by reason of the construction and improvements of a Highway known as U. S. Route 56, otherwise known as Pa. Legislative Route 222 Sec. 6 in the Township of Stonycreek, County of Cambria and State of Pennsylvania as it affects the real estate and land of the above named Petitioners and more fully described as follows:

BEGINNING * FRONTING 284.76 feet on the southwesterly side of Bedford Pike, designated as Bedford Street on the hereinafter mentioned Plan of Lots, and extending back along one side by line of land now or formerly of Frona Schrader Bonnett, otherwise Mrs. M. E. Bonnett, a distance of 136 feet, and on the other side along Hoffman Avenue a distance of 136 feet to other land of grantor, and extending along said other land hereinafter described as Parcel No. 2, a distance of 308.49 feet; having erected thereon a single dwelling house; being the land comprised within the lines of six contiguous lots marked, known and designated as Nos. 61, 62, 63, 64, 65, and 66 on the Plan of Lots made Jan 18, 1919, by Pettorman Engineering Company, and recorded in Plat Book Vol. 2 Page 49, as well as the land within the lines of an unnamed .16 foot alley abutting upon said lots of land as shown upon the Plan of Lots aforesaid, but stricken from the Plan and affixed and recorded as additional land on the lots abutting on Bedford Pike by Resolution of the Board of Commissioners of Stonycreek Township before approving said Plan of Lots as required by law. Said property is also described as Parcel No. 1 in Deed Book Vol. 475 page 179 in the Recorder's Office of Cambria County, Penna.

The Board of Viewers will meet upon the premises on the 18th day of March, 1953 at 10 o'clock A. M. Eastern Standard Time as per Order of the Court for the purpose of performing the duties of our appointment.

Mahlon Baumgardner
Fred Claflin
Robert Mayer
Viewers

3 March 1953.

Order to view property of
Alfred J. Furst and
Mary Conrad Furst to
ascertain and assess
damages.

REPORT OF VIEWERS

Filed 4/1/53

Mahlon Baumgardner
Fred Claflin
Robert Mayer

Viewers

Clerk Joseph C. Weas

*Not July 6-1953
Repair agreement
Robert
By the Court
M. H. ...*

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


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

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

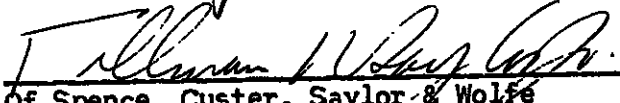
IN RE: Petition for Alfred J. Furst and Mary Conrad Furst for the appointment of Viewers to assess damages or benefits to the land by reason of the construction and improvement of a highway known as U. S. Route No. 56, otherwise known as Legislative Route No. 222, Sec. 6, in Stonycreek Township, Cambria County, Pennsylvania.	:	In the Court of Quarter Sessions of Cambria County, Pennsylvania. No. 1 June Sessions, 1953
	:	CONDEMNATION PROCEEDINGS

PAPER OF SETTLEMENT AND DISCONTINUANCE

Now, *July 17*, 1953, in consideration of the payment of the sum of Eleven Thousand (\$11,000.00) Dollars by the Commonwealth of Pennsylvania to the above named Alfred J. Furst and Mary Conrad Furst, counsel for Alfred J. Furst and Mary Conrad Furst and for the Commonwealth of Pennsylvania agree that the above captioned case shall be marked settled, discontinued and ended upon the records thereof.



 Attorney for Alfred J. Furst and Mary Conrad Furst



 Of Spence, Custer, Saylor & Wolfe
 Attorneys for the Commonwealth of Pennsylvania

No. 1 June Sessions, 1953

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

IN RE: Petition for Alfred J.
Furst and Mary Conrad Furst for
the appointment of Viewers, etc.

PAPER OF SETTLEMENT AND DISCON-
TINUANCE

Filed
7/20/53

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

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

IN RE: PETITION OF ALFRED J. FURST AND MARY CONRAD FURST, FOR THE APPOINTMENT OF VIEWERS

PETITION

The Petition of Alfred J. Furst and Mary Conrad Furst, by their attorney, Andrew J. Gleason, Esq., respectfully represents:

1. Petitioners are individuals and reside at 618 Railroad Street, Johnstown, Cambria County, Pennsylvania.

2. Petitioners are owners in fee simple of a certain tract of land located in the Township of Stonycreek, County of Cambria, and Commonwealth of Pennsylvania, being more particularly bounded and described as follows:

FRONTING 284.76 feet on the southwesterly side of Bedford Pike, designated Bedford Street on the hereinafter mentioned Plan of Lots, and extending back along one side by line of land now or formerly of Frona Schrader Bennett, otherwise Mrs. M. E. Bennett, a distance of 136 feet, and on the other side along Hoffman Avenue a distance of 136 feet to other land of the grantor, and extending along said other land hereinafter described as Parcel No. 2, a distance of 308.49 feet; having erected thereon a single dwelling house; being the land comprised within the lines of six contiguous lots marked, known and designated as Nos. 61, 62, 63, 64, 65, and 66 on the Plan of Lots made Jan. 18, 1919, by Fetterman Engineering Company, and recorded in Plat Book Vol. 2, Page 49, as well as the land within the lines of an unnamed 16 foot alley abutting upon said lots of land as shown upon the Plan of Lots aforesaid, but stricken from the Plan and affixed and recorded as additional land on the lots abutting on Bedford Pike by Resolution of the Board of Commissioners of Stonycreek Township before approving said Plan of Lots as required by law.

Said property is also described as Parcel No. 1, in Deed Book Vol. 475, Page 179 in the Recorder's Office of Cambria County, Pennsylvania.

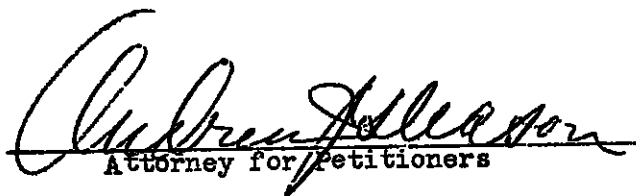
3. On or about the 6th day of June, 1950, the Secretary of Highways of the Commonwealth of Pennsylvania in accordance with Section 511 of the Act of June 1, 1945, (No. 428 P. L. 1242) approved the construction of a highway known as U. S. Route 56, otherwise known as Pa. Legislative Route 222, Sec. 6. The plans as submitted by the Secretary were approved and are recorded in the Office of the Recorder of Deeds

4. The Secretary of Highways proceeded to construct said highway, and in so doing entered upon and appropriated a large portion of petitioners' land hereinbefore referred to, causing damages to petitioners' property.

5. Although diligent efforts have been made, your Petitioners have been unable to agree with the Secretary of the Commonwealth with respect to the amount of damages to be paid to your petitioners.

6. No liens for taxes or other purposes are had upon the aforescribed property.

WHEREFORE, your petitioners pray this Honorable Court to appoint Viewers to ascertain and assess the damages suffered by your petitioner as a result of the taking.


Attorney for Petitioners

STATE OF PENNSYLVANIA:

SS:

COUNTY OF CAMBRIA:

Before me, a Notary Public in and for said county and state, personally appeared ALFRED J. FURST AND MARY CONRAD FURST, who being duly sworn by law, depose and say that the facts set forth in the foregoing Petition are true and correct to the best of their information, knowledge and belief.

Alfred J. Furst
Mary Conrad Furst

Sworn to and subscribed before me
this 14th day of November, 1952.

Eileen B. Snodgrass
Notary Public

MY COMMISSION EXPIRES AT END
OF NEXT SESSION OF TERM

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

IN RE: PETITION OF ALFRED J. FURST AND MARY CONRAD FURST, FOR THE APPOINTMENT OF VIEWERS

ORDER OF COURT

AND NOW, to-wit, this 2 day of March, 1953, the within petition having been read and approved, upon motion of Andrew J. Gleason, Attorney for petitioners, Malcolm Baumgardner
Fred Coffey & Robert Mayer are hereby appointed as viewers to view the land of petitioners and ascertain and assess the damages caused by the construction of Penna. Leg. Route 222, Sec. 6, as set forth in the foregoing petition, the viewers to meet on the land of Petitioners on the 14 day of March, 1953, at 10 o'clock A. M., E. S. T.

BY THE COURT.

Griffith

1 June 17-53

In the Court of Quarter Sessions
of Cambria County, Pennsylvania

IN RE:

PETITION OF ALFRED J. FURST
AND MARY CONRAD FURST, FOR
THE APPOINTMENT OF VIEWERS

PETITION

Filed
3-2-53

Viewers notified
3-3-53

LAW OFFICE
OF
ANDREW J. GLEASON
JOHNSTOWN, PA.