

No. ^{L.D.} ~~100~~ 3 June Sessions, 1960

IN THE COURT OF QUARTER SESSIONS
OF CAMBRIA COUNTY, PENNSYLVANIA

IN RE: PETITION OF STEVE
SZEKERESH FOR THE APPOINTMENT
OF VIEWERS TO ASSESS DAMAGES
ARISING FROM THE IMPROVEMENTS IN
STATE HIGHWAY ROUTE NO. 22 IN
JACKSON TOWNSHIP, CAMBRIA COUNTY,
PENNSYLVANIA

D E C R E E

Filed - April 13, 1960

LAW OFFICES

MYERS, TAYLOR & PEDUZZI

213 S. CENTER STREET-OPPOSITE COURT HOUSE

EBENSBURG, PENNSYLVANIA

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The petition of Steve Szekeresh respectfully represents:

-1-

That he is the owner of all that certain lot or parcel of land situate in the Township of Jackson, County of Cambria and State of Pennsylvania, bounded and described as follows:

BEGINNING at a point on the Easterly side of Legislative Route No. 11030; said point being at corner of land of John Ceneski; thence South $95^{\circ} 25'$ East 320.8 feet to a stone on line of land now or formerly of Samuel Davis; thence along line of said land South $28^{\circ} 55'$ West 360.5 feet to a point corner of Lot No. 27 on the hereinafter mentioned plan; thence North $67^{\circ} 00'$ West 267.2 feet to a point on line of the aforesaid Legislative Route No. 11030; thence along line of said highway North $23^{\circ} 00'$ East 257.30 feet to point and place of beginning. Being known and designated as Lot No. 28 on the Plan of John Szekeresh estate laid out by L. Robert Kimball, Civil Engineer, and dated April, 1953, and of record in the Office of the Recorder of Deeds of Cambria County in Plot Book Volume 5 at Page 32.

-2-

That in the construction, re-construction and improvements of State Highway No. 22 in the Township of Jackson, Cambria County, Pennsylvania, said property has sustained serious loss and damage and that compensation for such damage has not been fixed or agreed between the Commonwealth of Pennsylvania and your petitioner .

Your petitioner , therefore, prays your Honorable Court to appoint three viewers from the Board of Viewers of the County of Cambria to view the premises and assess the damage, if any, by reason of the construction, re-construction and improvement of said Highway, and to assess the benefits, if any, and to report the same to your Honorable Court in such case made and provided.

And your petitioners will ever pray.

x Steve Szekeresh
Steve Szekeresh

STATE OF PENNSYLVANIA }
 } SS:
COUNTY OF CAMBRIA }

STEVE SZEKERESH, being duly sworn according to law, deposes and says that the statements set forth in the foregoing petition are true and correct to the best of his knowledge, information and belief.

x Steve Szekeresh
Steve Szekeresh

Sworn to and subscribed before me
this 5th day of April, A.D.,
1960.

Lillian G. Kubat

LILLIAN G. KUBAT
Notary Public, Ebensburg, Cambria Co., Pa.
MY COMMISSION EXPIRES DECEMBER 11, 1963

DE C R E E

AND NOW, April 11th, 1960, the foregoing petition having been read and considered, it is ordered that Leopold J. Wenzel,
John L. Elder and Raymond Niebauer,
three members of the permanent Board of Viewers of Cambria County, be and hereby are appointed to view the said premises and make a return of their proceedings according to law.

P. J.
P. J.

No. L.D. 3 June
1960.

Filed - Apr. 20, 1960

Hempire!

IN RE:

PETITION OF STEVE SZEKERESH
FOR APPOINTMENT OF VIEWERS

:
: IN THE COURT OF QUARTER SESS-
: IONS OF CAMBRIA COUNTY, PENN-
: SYLVANIA
:
: NO. 3 JUNE SESSIONS, 1960
:
: Road Docket
:

ORDER

And now, April 19, 1960, the order of court hereto-
fore made on April 11, 1960, appointing Leopold J. Wendekier,
John L. Elder and Raymond Niebauer as viewers in the above
entitled matter is hereby modified so that the viewers shall be
as follows:

- John L. Elder
- Raymond Niebauer
- Theodore Hunt

BY THE COURT

Griffith

P.J.

IN RE: PETITION OF STEVE SZEKERESH
FOR APPOINTMENT OF VIEWERS TO
ASSESS DAMAGES ARISING FROM THE
IMPROVEMENTS IN STATE HIGHWAY ROUTE
No. 22 IN JACKSON TOWNSHIP, CAMBRIA
COUNTY, PENNSYLVANIA

IN THE COURT OF QUARTER SESSIONS OF
CAMBRIA COUNTY, PENNSYLVANIA
No. 3 JUNE SESSIONS 1960
ROAD DOCKET, CONDEMNATION PROCEEDINGS

NOTICE TO VIEW.

We the undersigned Viewers appointed by the above named Court
to View and Inspect the land and property of Steve Szekeresh in the Township
of Jackson, County of Cambria, Pennsylvania and to estimate and determine
the damages that have resulted or that may be likely to result to the land
and property of the above named owner by reason of the improving of State
Highway Route No. 22 in Jackson Township, Cambria County, Pennsylvania as
it affects his property described as follows:

BEGINNING at a point on the Easterly side of Legislative
Route No. 11030, said point being at corner of land of John
Cenaski, thence South 95 degrees 25' East 320.8 feet to a
stone on line of land now or formerly of Samuel Davis; thence along
line of said land South 28 degrees 55' West 360.5 feet to a point
corner of Lot No. 27 on the hereinafter mentioned plan; thence
North 67 degrees 00' West 267.2 feet to a point on line of the
aforesaid Legislative Route No. 11030; thence along line of said
highway North 33 degrees 00' East 257.30 feet to point and place of
Beginning. Being known and designated as Lot No. 28 on the Plan of
John Szekeresh estate laid out by L. Robert Kimball, Civil Engineer
and dated April 1953, and of record in the Office of the Recorder
of Deeds of Cambria County in Plot Book Vol. 5 at Page 32

will meet on the premises on Tuesday May 17th 1960 at 9:30 o'clock A. M.

E.S.D.S.T. to view said premises and perform the duties of our appointment.

JOHN L. ELDER

RAYMOND NIEBAUER

THEODORE HUNT.

VIEWERS.

IN RE: PETITION OF STEVE SZEKERESH X
FOR APPOINTMENT OF VIEWERS TO X
ASSESS DAMAGES ARISING FROM X
THE IMPROVEMENTS IN STATE X
HIGHWAY ROUTE NO. 22 IN X
JACKSON TOWNSHIP, CAMBRIA X
COUNTY, PENNSYLVANIA. X

IN THE COURT OF COMMON PLEAS
OF
CAMBRIA COUNTY, PENNSYLVANIA

No. _____ September Term, 1960

APPEAL FROM AWARD OF BOARD OF VIEWERS

Steve Szekeresh, owner of the land involved in the above stated proceedings, hereby appeals from the award of the Board of Viewers which was filed in the Office of the Clerk of Courts of Cambria County on July 20, 1960, to No. 3 June Sessions, 1960, Road Docket - Condemnation Proceedings.

MYERS, TAYLOR & PEDUZZI

By _____
Attorneys for Steve Szekeresh

STATE OF PENNSYLVANIA ↓
 ↓ SS:
COUNTY OF CAMBRIA ↓

STEVE SZEKERESH, being duly sworn according to law, deposes and says that he is the owner of the property in the aforementioned proceedings and that this appeal is filed in good faith and not for the purpose of delay, for the reason that he believes that the award of the Board of Viewers is inadequate and unreasonable.

Steve Szekeresh

Sworn to and subscribed before me
this _____ day of _____, 1960.

IN RE: PETITION OF STEVE SZEKERESH
FOR APPOINTMENT OF VIEWERS TO
ASSESS DAMAGES ARISING FROM THE
IMPROVEMENTS IN STATE HIGHWAY ROUTE
NO. 22 IN JACKSON TOWNSHIP, CAMBRIA
COUNTY, PENNSYLVANIA.

IN THE COURT OF QUARTER SESSIONS OF
CAMBRIA COUNTY, PENNSYLVANIA
NO. 3 JUNE SESSIONS 1960
ROAD DOCKET * CONDEMNATION PROCEEDINGS.

NOTICE TO VIEW

We the undersigned Viewers appointed by the above named Court
to View and inspect the land and property of Steve Szekeresh in the Township
of Jackson, County of Cambria, Pennsylvania and to estimate and determine
the damages that have resulted or that may be likely to result to the land
and property of the above named owner by reason of the improving of State
Highway Route No. 22 in Jackson Township, Cambria County, Pennsylvania as
it affects his property described as follows:

BEGINNING at a point on the Easterly side of Legislative
Route No. 11030; said point being at corner of land of John
Ceneski; thence South 95 degrees 25' East 320.8 feet to a
stone on line of land now or formerly of Samuel Davis; thence along
line of said land South 28 degrees 55' West 360.5 feet to a point
corner of Lot No. 27 on the hereinafter mentioned plan; thence
North 67 degrees 00' West 267.2 feet to a point on line of the
aforesaid Legislative Route No. 11030; thence along line of said highway
North 25 degrees 00' East 257.30 feet to point and place of
Beginning. Being known and designated as Lot No. 28 on the Plan of
John Szekeresh estate laid out by L. Robert Kimball, Civil Engineer,
and dated April, 1953, and of record in the Office of the Recorder
of Deeds of Cambria County in Plot Book Vol. 5 at Page 32,

will meet on the premises on Tuesday May 17th., 1960 at 9:30 o'clock A. M.

F.S.D.S.T. to view said premises and perform the duties of our appointment.

JOHN L. ELDER

RAYMOND NIEBAUER

THEODORE HUNT,

VIEWERS.

Copies

IN RE: PETITION OF STEVE SEEKERESH
FOR APPOINTMENT OF VIEWERS TO
ASSESS DAMAGES ARISING FROM THE
IMPROVEMENTS IN STATE HIGHWAY ROUTE
NO. 22 IN JACKSON TOWNSHIP, CAMBRIA
COUNTY, PENNSYLVANIA.

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

No. 3 JUNE SESSIONS 1960
ROAD DOCKET - CONDEMNATION PROCEEDINGS

NOTICE OF EXHIBIT OF SCHEDULE.

We, the undersigned Viewers appointed by the above named Court to View and Inspect the land and property of Steve Szekeresh in the Township of Jackson, County of Cambria, Pennsylvania and to estimate and determine the damages that have resulted or that may be likely to result to the land and property of the above named owner by reason of the improving of State Highway Route No. 22 in Jackson Township, Cambria County, Pennsylvania will meet at the Court House, Court Room No. 4, Ebensburg Pa. on Monday July 18th., 1960 at 4:00 o'clock P. M. E.D.S.T for the purpose of Exhibiting Schedule of Damages as it affects the property of Steve Szekeresh in Jackson Township, Cambria County, Pennsylvania.

JOHN L. ELDER

RAYMOND NIEHAUER

THEODORE HUNT,

VIEWERS.

July 7, 1960

ON THE COURT OF QUARTER SESSIONS

NO. 3 JUNE SESSIONS 1960
ROAD DOCKET, CONDEMNATION PROCEEDINGS

IN RE: PETITION OF STEVE SZEKERESH
FOR APPOINTMENT OF VIEWERS TO
ASSESS DAMAGES ARISING FROM THE
IMPROVEMENT IN STATE HIGHWAY
ROUTE NO. 22 IN JACKSON TOWNSHIP
CAMBRIA COUNTY, PENNSYLVANIA

Filed - July 20, 1960

REPORT OF VIEWERS

IN RE: PETITION OF STEVE SZEKERESH
FOR APPOINTMENT OF VIEWERS TO
ASSESS DAMAGES ARISING FROM THE
IMPROVEMENTS IN STATE HIGHWAY ROUTE
NO. 22 IN JACKSON TOWNSHIP, CAMBRIA
COUNTY, PENNSYLVANIA

IN THE COURT OF QUARTER SESSIONS
OF CAMBRIA COUNTY, PENNSYLVANIA
No. 3 JUNE SESSIONS 1960
ROAD DOCKET- CONDEMNATION PROCEEDINGS.

REPORT OF VIEWERS

We, the undersigned Viewers of the Permanent Board of Viewers of Cambria County, Pennsylvania, having been appointed by the above named Court to view and inspect the land and premises owned by Steve Szekeresh situate in Jackson Township, Cambria County, Pennsylvania and to determine and estimate the damages that have resulted or that may seem likely to result by reason of the improvement of Route 22, Jackson Township, Cambria County, Pennsylvania and being more particularly described as follows:

BEGINNING at a point of the Easterly side of Legislative Route No. 11030; said point being at corner of land of John Geneski; thence South 95 degrees 25 minutes East 320.8 feet to a stone on line of land now or formerly of Samuel Davis; thence along line of said land South 28 degrees 55 minutes West 360.5 feet to a point corner of lot No. 27 on the hereinafter mentioned plan; thence North 67 degrees 00 minutes West 267.2 feet to a point on line of the aforesaid Legislative Route No. 11030; thence along line of said highway North 23 degrees 00 minutes East 257.30 feet to a point and place of beginning. Being known and designated as Lot No. 28 on the Plan of John Szekeresh estate laid out by L. Robert Kimball, Civil Engineer, and sated April 1953 and of record in the Office of the Recorder of Deeds of Cambria County in Plot Book Volume 5 at Page 32.

That we were duly sworn or affirmed as Members of the Permanent Board of Viewers of Cambria County, Pennsylvania as shown by the records filed in said Court; that due public Notice of the time and place of meeting of the Viewers was given by posting hand bills upon the premises and by personal service upon Attorneys for the Petitioner and Attorney for the State Highway Department.

Pursuant to the said Notice designating the day and hour of said View, the Viewers met on the premises above described, the property of aforesaid owner on the 17th day of May 1960 at 9:30 O'clock A. M. E.D.S.T.

The Viewers all being present the property was examined and all elements of damages were explored and carefully examined.

Notices of hearing were prepared and served on the interested parties as is evidenced by copies of acceptance of Service of same for hearing to be held in Court Room No. 4 in the Court House Ebensburg, Pa. on Friday, July 1st., 1960 at 9:30 o'clock A. M. E.S.D.S. T. when testimony will be heard by the Viewers.

Pursuant to said Notice, hearing was held at the Court House, Court Room No 4, on Friday July 1st., 1960 at 9:30 o'clock A. M. E.S.D.S.T, with all interest parties were presented Attorney C. Randolph of the firm of Myers, Taylor and Peduzzi represented the Owner of the premises in question. Attorney Arnold Smorto represented the State Highway Department of the Commonwealth of Pennsylvania. Frank B. Freybogel and Donald Sharp testified as to the value of the land before and after the improvement to the Highway Route 22 in Jackson Township for the Department of Highways and Mr. Martin Ragley and William Lindrose presented testimony for the Petitioner.

On July 6, 1960 the Viewers met in conference and discussed the matter of damages to the property in question and took into consideration the testimony offered by witnesses for the Department of Highways and for the petitioner, we are prepared to fix the damages and have estimated and determined and assessed benefits and damages as follows.

NAME	BENEFITS	DAMAGES
STEVE SZEKERESH ,	NONE	\$11,000.00

IN WITNESS WHEREOF, we hereunto set our hand and seal this 19th day of July A. D. 1960

John L. Elder
John L. Elder

Raymond Niebauer
Raymond Niebauer

Theodore Hunt
Theodore Hunt,

VIEWERS.

IN RE: PETITION OF STEVE SZEKERESH
 FOR APPOINTMENT OF VIEWERS TO
 ASSESS DAMAGES FROM THE IMPROVEMENTS
 IN STATE HIGHWAY ROUTE NO. 22 IN
 JACKSON TOWNSHIP, CAMBRIA COUNTY
 PENNSYLVANIA

IN THE COURT OF QUARTER SESSIONS OF
 CAMBRIA COUNTY, PENNSYLVANIA

No. 3 JUNE SESSIONS 1960
 ROAD DOCKET - CONDEMNATION PROCEEDINGS

CAMBRIA COUNTY in account with John L. Elder, Raymond Niebauer and Theodore Hunt, Viewers

JOHN L. ELDER

1960			
May 5	Preparing Notices to View	\$12.00	
May 6	Posting Notices	12.00	
	Mileage 14 miles	1.40	
May 17	Making View	12.00	
	Mileage 14 miles	1.40	
June 19	Preparing Notices of Hearing	12.00	
	Mileage for Service of Notices 10 miles	1.00	
July 1	Hearing	12.00	
July 6	Conference	12.00	
July 12	Preparing Notices of Exhibit of Schedule	12.00	
July 13	Preparing Exhibit of Schedule	12.00	
July 18	Exhibit of Schedule	12.00	
July 19	Preparing Report of Viewers	12.00	
July 20	Filing Report and getting signatures on report	12.00	\$135.80

RAYMOND NIEBAUER

May 17	Making View	12.00	
	Mileage 26 miles	2.60	
July 1	Hearing	12.00	
	Mileage 12 miles	1.20	
July 6	Conference	12.00	
	Mileage 12 miles	1.20	
July 18	Exhibit of Schedule	12.00	
	Mileage 12 miles	1.20	\$ 54.20

THEODORE HUNT

May 17	Making View	12.00	
	Mileage 12 miles	1.20	
July 1	Hearing	12.00	
	Mileage 26 miles	2.60	
July 6	Conference	12.00	
	Mileage 26 miles	2.60	
July 18	Exhibit of Schedule	12.00	
	Mileage 26 miles	2.60	\$57.00

John L. Elder

IN RE: PETITION OF STEVE SZEKERESH
FOR APPOINTMENT OF VIEWERS TO
ASSESS DAMAGES ARISING FROM THE
IMPROVEMENTS IN STATE HIGHWAY ROUTE
NO. 22 IN JACKSON TOWNSHIP, CAMBRIA
COUNTY, PENNSYLVANIA

IN THE COURT OF QUARTER SESSIONS OF
CAMBRIA COUNTY, PENNSYLVANIA
NO. 3 JUNE SESSIONS 1960
ROAD DOCKET-CONDEMNATION PROCEEDINGS

NOTICE TO VIEW.

We, the undersigned Viewers appointed by the above named Court to View and Inspect the land and property of Steve Szekeresh in the Township of Jackson, County of Cambria, Pennsylvania and to estimate and determine the damages that have resulted or that may be likely to result to the land and property of the above named owner by reason of the improving of State Highway Route No. 22 in Jackson Township, Cambria County, Pennsylvania as it affects his property described as follows:

BEGINNING at a point on the Easterly side of Legislative Route No 11030; said point being at corner of land of John Geneski; thence South 55 degrees 25' East 320.8 feet to a stone on line of land now or formerly of Samuel Davis; thence along line of said land South 28 degrees 55' West 360.6 feet to a point corner of lot No 27 on the hereinafter mentioned plan; thence North 67 degrees 00' West 287.2 feet to a point on line of the aforesaid Legislative Route No 11030; thence along line of said highway North 23 degrees 00' East 257.30 feet to point and place of Beginning. Being known and designated as Lot No. 28 on the Plan of John Szekeresh estate laid out by L. Robert Kimball, Civil Engineer and dated April, 1955 and of record in the Office of the Recorder of Deeds of Cambria County in Plot Book Vol. 5 at page 32.

will meet on the premises on Tuesday, May 17th 1960 at 9:30 o'clock A. M. E.S.O.S.T. to view said premises and perform the duties of our appointment,

JOHN L. ELDER

RAYMOND HIEBAUER

THEODORE HUNT,
VIEWERS.

AND Now May 7 1960 I hereby accept Service of the above Notice to View.

Myself Eric Jay Cor - Paduqzi
Attorney for Steve Szekeresh
Petitioner

IN RE: PETITION OF STEVE SZEKERESH
FOR APPOINTMENT OF VIEWERS TO
ASSESS DAMAGES ARISING FROM THE
IMPROVEMENTS IN STATE HIGHWAY ROUTE
NO. 22 IN JACKSON TOWNSHIP, CAMBRIA
COUNTY, PENNSYLVANIA.

IN THE COURT OF QUARTER SESSIONS
OF CAMBRIA COUNTY, PENNSYLVANIA
NO. 3 JUNE SESSIONS 1960
ROAD DOCKET-CONDEMNATION PROCEEDINGS

NOTICE OF HEARING

We, the undersigned Viewers, appointed by the above named Court to
View and inspect the land and property of Steve Szekeresh in the Township
of Jackson, County of Cambria, Pennsylvania, will hold a hearing in
Court Room #4, Court House, Ebensburg, Pa, on Friday, July 1st., 1960 at
9:30 o'clock A. M. D.S.T at which time testimony will be taken to determine
and estimate the damages or benefits that have resulted to the property of
Steve Szekeresh by reason of the improving of State Highway Route 22 in
Jackson Township, Cambria County, Pennsylvania.

JOHN L. ELDER

RAYMOND NIEBAUER

THEODORE HUNT.

VIEWERS.

And now, June 15 1960 I hereby accept Service of Notice of Hearing for
Petitioner, Steve Szekeresh.

Myra Jaylor & Peduzzi
by Rando R. Kemp
ATTORNEY FOR PETITIONER.

IN RE: PETITION OF STEVE SZEKERESH
FOR APPOINTMENT OF VIEWERS TO
ASSESS DAMAGES ARISING FROM THE
IMPROVEMENTS IN STATE HIGHWAY ROUTE
NO. 22 IN JACKSON TOWNSHIP, CAMBRIA
COUNTY, PENNSYLVANIA.

IN THE COURT OF QUARTER SESSIONS
OF CAMBRIA COUNTY, PENNSYLVANIA
NO. 3 JUNE SESSIONS 1960
ROAD DOCKET-CONDEMNATION PROCEEDINGS

NOTICE OF HEARING

We, the undersigned Viewers, appointed by the above named Court to view and inspect the land and property of Steve Szekeresh in the Township of Jackson, County of Cambria, Pennsylvania, will hold a hearing in Court Room #4, Court House, Ebensburg, Pa. on Friday, July 1st., 1960 at 9:30 o'clock A. M. D.S.T at which time testimony will be taken to determine and estimate the damages or benefits that have resulted to the property of Steve Szekeresh by reason of the improving of State Highway Route 22 in Jackson Township, Cambria County, Pennsylvania.

JOHN L. ELDER

PAYMOND NIEBAUER

TREDDORE HUNT.

VIEWERS.

Atty General for Hwy Dept

IN RE: PETITION OF STEVE SZEKERESH
FOR APPOINTMENT OF VIEWERS TO
ASSESS DAMAGES ARISING FROM THE
IMPROVEMENTS IN STATE HIGHWAY ROUTE
NO. 22 IN JACKSON TOWNSHIP, CAMBRIA
COUNTY, PENNSYLVANIA.

IN THE COURT OF QUARTER SESSIONS
OF CAMBRIA COUNTY, PENNSYLVANIA
NO. 3 JUNE SESSIONS 1960
ROAD DOCKET-CONDEMNATION PROCEEDINGS

NOTICE OF HEARING

We, the undersigned Viewers, appointed by the above named Court to
View and inspect the land and property of Steve Szekeresh in the Township
of Jackson, County of Cambria, Pennsylvania, will hold a hearing in
Court Room #4, Court House, Ebensburg, Pa. on Friday, July 1st., 1960 at
9:30 o'clock A. M. D.S.T at which time testimony will be taken to determine
and estimate the damages or benefits that have resulted to the property of
Steve Szekeresh by reason of the improving of State Highway Route 22 in
Jackson Township, Cambria County, Pennsylvania.

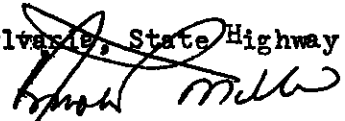
JOHN L. ELDER

RAYMOND NIEBAUER

THEODORE HUNT.

VIEWERS.

And now June 24 1960 I hereby accept Service of the within Notice of
Hearing for the Commonwealth of Pennsylvania, State Highway Department.


Attorney for the Comlth of Penna. State Highway
Department.

IN RE: PETITION OF STEVE SZEKERESH
FOR APPOINTMENT OF VIEWERS TO
ASSESS DAMAGES ARISING FROM THE
IMPROVEMENTS IN STATE HIGHWAY ROUTE
NO. 22 IN JACKSON TOWNSHIP, CAMBRIA
COUNTY, PENNSYLVANIA.

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

No. 3 JUNE SESSIONS 1960
ROAD DOCKET - CONDEMNATION PROCEEDINGS

NOTICE OF EXHIBIT OF SCHEDULE.

We, the undersigned Viewers appointed by the above named Court to View and Inspect the land and property of Steve Szekeresh in the Township of Jackson, County of Cambria, Pennsylvania and to estimate and determine the damages that have resulted or that may be likely to result to the land and property of the above named owner by reason of the improving of State Highway Route No. 22 in Jackson Township, Cambria County, Pennsylvania will meet at the Court House, Court Room No. 4, Ebensburg Pa. on Monday July 18th., 1960 at 4:00 o'clock P. M. E.D.S.T for the purpose of Exhibiting Schedule of Damages as it affects the property of Steve Szekeresh in Jackson Township, Cambria County, Pennsylvania.

JOHN L. ELDER

RAYMOND NIEBAUER

THEODORE HUNT,

VIEWERS.

July 7, 1960

And now, July 7, 1960 I hereby accept Service of the above Notice of Exhibit of Schedule as Attorney for the State Department of Highways.


Attorney for Department of Highways.

IN RE: PETITION OF STEVE SZEKERESH
FOR APPOINTMENT OF VIEWERS TO
ASSESS DAMAGES ARISING FROM THE
IMPROVEMENTS IN STATE HIGHWAY ROUTE
NO. 22 IN JACKSON TOWNSHIP, CAMBRIA
COUNTY, PENNSYLVANIA.

IN THE COURT OF QUARTER SESSIONS OF
CAMBRIA COUNTY, PENNSYLVANIA.
No. 3 JUNE SESSIONS 1960
ROAD DOCKET - CONDEMNATION PROCEEDINGS

NOTICE OF EXHIBIT OF SCHEDULE.

We, the undersigned Viewers appointed by the above named Court to View and Inspect the land and property of Steve Szekeresh in the Township of Jackson, County of Cambria, Pennsylvania and to estimate and determine the damages that have resulted or that may be likely to result to the land and property of the above named owner by reason of the improving of State Highway Route No. 22 in Jackson Township, Cambria County, Pennsylvania will meet at the Court House, Court Room No. 4, Ebensburg Pa. on Monday July 18th., 1960 at 4:00 o'clock P. M. E.D.S.T for the purpose of Exhibiting Schedule of Damages as it affects the property of Steve Szekeresh in Jackson Township, Cambria County, Pennsylvania.

JOHN L. ELDER

RAYMOND NIEBAUER

THEODORE HUNT,

VIEWERS.

July 7, 1960

And now, July 7, 1960, I hereby accept service of the above Notice of Exhibit of Schedule for the Petitioner.

My Exec. Jay R. Redwyz
Jan R. Redwyz
Attorney for Steve Szekeresh

IN RE: PETITION OF STEVE SZEKERESH
FOR APPOINTMENT OF VIEWERS TO
ASSESS DAMAGES ARISING FROM THE
IMPROVEMENTS IN STATE HIGHWAY ROUTE
NO. 22 IN JACKSON TOWNSHIP, CAMBRIA
COUNTY, PENNSYLVANIA.

IN THE COURT OF QUARTER SESSIONS
OF CAMBRIA COUNTY, PENNSYLVANIA.
No. 5 JUNE SESSIONS 1960
ROAD DOCKET-CONDEMNATION PROCEEDINGS

EXHIBIT OF SCHEDULE

We, the undersigned Viewers appointed by the above named Court to assess damages to the land and property of Steve Szekeresh in the Township of Jackson, County of Cambria and State of Pennsylvania, have viewed the property and have heard all the testimony offered by the witnesses for the State Highway Department and for the Petitioner, and giving all matters before us due consideration we are of the opinion that Steve Szekeresh, owner was damaged in the sum of Eleven Thousand (\$11,000.00) Dollars, so we assess damaged in that sum to be paid by the Comlth of Pennsylvania, Department of Highways to the aforesaid Steve Szekeresh

<u>NAME</u>	<u>BENEFITS</u>	<u>DAMAGES</u>
STEVE SZEKERESH	NONE	\$11,000.00

Signed by the above Board of Viewers on the 13th day of July 1960.

John Elder
Raymond Wilbauer
Theodore Hunt
VIEWERS.

Order to view IN RE: PETITION OF
STEVE SZEKERESH FOR THE
APPOINTMENT OF VIEWERS TO
ASSESS DAMAGES ARISING FROM THE
IMPROVEMENTS IN STATE HIGHWAY
NO. 22 IN JACKSON TOWNSHIP,
CAMBRIA COUNTY, PENNSYLVANIA

Leopold J. Wendekier, Esq.

John L. Elder

Raymond Niebauer

Viewers

Clerk James T. Eagan, Clerk of
Courts.

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."

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 11th day of April A. D. 19 60,
before the Honorable Judge of the said Court: Upon the petition of Steve Szekeresh
ship of Jackson, in the said County, setting forth that ~~the~~ he labor ~~is~~ under incon-
venience for want of a n ASSESSMENT OF DAMAGES ~~and of highway for lead from~~

See Attached copy of Original Petition & Order.

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

Leopold J. Wendekier, Esq., John L. Elder ~~James T. Gagan~~, and
Raymond Niebauer

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. Griffith, P. J.

Attest:

James T. Gagan, Clerk

COPY

IN THE COURT OF QUARTER SESSIONS OF CAMBRIA COUNTY, PENNSYLVANIA

No. Road Docket 3 June Sessions, 1960

IN RE: PETITION OF STEVE SZEKERESH FOR THE APPOINTMENT OF VIEWERS TO ASSESS DAMAGES ARISING FROM THE IMPROVEMENTS IN STATE HIGHWAY ROUTE NO. 22 IN JACKSON TOWNSHIP, CAMBRIA COUNTY, PENNSYLVANIA

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The petition of Steve Szekeresh respectfully re-
presents:

-1-

That he is the owner of all that certain lot or parcel of land situate in the Township of Jackson, County of Cambria and State of Pennsylvania, bounded and described as follows:

BEGINNING at a point on the Easterly side of Legislative Route No. 11030; said point being at corner of land of John Ceneski; thence South $95^{\circ} 25'$ East 320.8 feet to a stone on line of land now or formerly of Samuel Davis; thence along line of said land South $28^{\circ} 55'$ West 360.5 feet to a point corner of Lot No. 27 on the hereinafter mentioned plan; thence North $67^{\circ} 00'$ West 267.2 feet to a point on line of the aforesaid Legislative Route No. 11030; thence along line of said highway North $23^{\circ} 00'$ East 257.30 feet to point and place of beginning. Being known and designated as Lot No. 28 on the Plan of John Szekeresh estate laid out by L. Robert Kimball, Civil Engineer, and dated April, 1953, and of record in the Office of the Recorder of Deeds of Cambria County in Plot Book Volume 5 at Page 32.

-2-

That in the construction, re-construction and improvements of State Highway No. 22 in the Township of Jackson, Cambria County, Pennsylvania, said property has sustained serious loss and damage and that compensation for such damage has not been fixed or agreed between the Commonwealth of Pennsylvania and your petitioner.

Your petitioner, therefore, prays your Honorable Court to appoint three viewers from the Board of Viewers of the County of Cambria to view the premises and assess the damage, if any, by reason of the construction, re-construction and improvement of said Highway, and to assess the benefits, if any, and to report the same to your Honorable Court in such case made and provided.

And your petitioner will ever pray.

/s/ Steve Szekeresh

STATE OF PENNSYLVANIA
COUNTY OF CAMBRIA

X
Notary
Public

SS:

STEVE SZEKERESH, being duly sworn according to law, deposes and says that the statements set forth in the foregoing petition are true and correct to the best of his knowledge, information and belief.

/s/ Steve Szekeresh

Sworn to and subscribed before me
this 5th day of April, A. D., 1960

(SEAL)

/s/ Lillian G. Kubat
Notary Public, Ebensburg, Cambria County, Pa.
MY COMMISSION EXPIRES DECEMBER 11, 1963

DECREE

AND NOW, April 11th, 1960, the foregoing petition having been read and considered, it is ordered that LEOPOLD J. WENDEKIER, ESQ., JOHN L. ELDER, and RAYMOND NIEBAUER three members of the permanent Board of Viewers of Cambria County, be and hereby are appointed to view the said premises and make a return of their proceedings according to law.

/s/ Griffith, P. J.

IN RE:
PETITION OF STEVE SZEKERESH
FOR APPOINTMENT OF VIEWERS

IN THE COURT OF QUARTER SESSIONS
OF CAMBRIA COUNTY, PENNSYLVANIA

NO. 3 JUNE SESSIONS, 1960

Road Docket

O R D E R

And now, April 19, 1960, the order of court heretofore made on April 11, 1960, appointing Leopold J. Wendekier, John L. Elder and Raymond Niebauer as viewers in the above entitled matter is hereby modified so that the viewers shall be as follows:

John L. Elder

Raymond Niebauer

Theodore Hunt.

BY THE COURT:

/s/ Griffith, Pres. Judge.

Certified this 22nd day
of April, A. D., 1960


James T. Fagan
Clerk of Courts.