

ROAD

DOCKET NO. 7

NUMBER

~~XXXX~~

YEAR

"2"

November Ssns. 1957

In Re: ACCEPTANCE OF DEDICATED
STREETS, LANES AND ALLEYS IN THE
VILLAGE OF "ALMADEN". AS PUBLIC
ROADS IN GULICH TOWNSHIP.

VERSUS

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENN'A.

In Re: ASSESSMENT OF DAMAGES : No. 1, November Term, 1957
TO PROPERTY OF GEORGE WILLIAMS :
OF COOPER TOWNSHIP, CLEARFIELD :
COUNTY, PENNSYLVANIA. :

You are hereby notified that the undersigned Viewers appointed by the Court of Quarter Sessions of Clearfield County on the 12th day of November, 1957, to assess damages to the Property of George Williams situate in Cooper Township, Clearfield County, Pennsylvania, described as follows:

BOUNDED on the North by lands of Victor Hydborg; on the East by lands of Arthur Brown; on the South by lands of James and William Pearce; and on the West by lands of Julia Thompson and Alfred Brown, Containing ten acres, more or less and being the same premises recorded in Deed Book 6, page 99 and Deed Book 11, page 140, and the same premises which D. P. Yocum and wife by deed dated July , 1931 and recorded in Deed Book 209, page 207, conveyed to George Williams and Clarence Brown and conveyed to George Williams and his deceased wife, Ruth Williams by deed of Clarence Brown et al., dated June 13, 1936 and recorded in Deed Book 313, page 65, in Cooper Township, and County aforesaid, will meet at the house of George Williams in Kylertown, Cooper Township, on Friday, the 3rd day of January, A.D. 1958 at 2:30 o'clock P.M., to attend to the duty assigned them of which time and place aforesaid all parties interested will take notice.

And that the public hearing as required by Act of Assembly and Rule of Court, to be held by the Viewers before the filing of their Report in Court, in order to give all parties interested an opportunity to be heard will be held in the Grand Jury Room in the Court House in Clearfield, Pennsylvania, on Monday, January 6th, 1958 at 10:30 o'clock A.M., or as soon thereafter as counsel can be heard.

JOHN SCOLLINS
GUY A. HEIL
BENJAMIN HIGHER,
Viewers.

Red: At Houtzdale, Pa.,
December 12, 1957.

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENN'A.

In Re: ASSESSMENT OF DAMAGES : No. 1, November Term, 1957
TO PROPERTY OF GEORGE WILLIAMS :
OF COOPER TOWNSHIP, CLEARFIELD :
COUNTY, PENNSYLVANIA. :

To John B. Gates, Esq.,
Atty. for George Williams,
Clearfield, Pa.

You are hereby notified that the undersigned Viewers appointed by the Court of Quarter Sessions of Clearfield County on the 12th day of November, 1957, to assess damages to the Property of George Williams situate in Cooper Township, Clearfield County, Pennsylvania, described as follows:

BOUNDED on the North by lands of Victor Rydberg; on the East by lands of Arthur Brown; on the South by lands of James and William Pearce; and on the West by lands of Julia Thompson and Alfred Brown, Containing ten acres, more or less and being the same premises recorded in Deed Book 6, page 99 and Deed Book 11, page 140, and the same premises which D. P. Yocum and wife by deed dated July 9, 1931 and recorded in Deed Book 299, page 207, conveyed to George Williams and Clarence Brown and conveyed to George Williams and his deceased wife, Ruth Williams by deed of Clarence Brown et al., dated June 13, 1936 and recorded in Deed Book 313, page 65, in Cooper Township, and County aforesaid, will meet at the house of George Williams in Kylertown, Cooper Township, on Friday, the 3rd day of January, A.D. 1958 at 2:30 o'clock P.M., to attend to the duty assigned them of which time and place aforesaid all parties interested will take notice.

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JOHN SCOLLINS
GUY A. HEIL
BENJAMIN HIGHER,
Viewers.

Dated: At Houtzdale, Pa.,
December 12, 1957.

AND NOW Dec 14, 1957 1957, Service of the above
Notice accepted for George Williams, and I hereby acknowledge
receipt of a copy thereof.

John B. Gates
Atty. for George Williams,
Petitioner.

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENN'A.

In Re: ASSESSMENT OF DAMAGES : No. 1, November Sessions, 1957
TO PROPERTY OF GEORGE WILLIAMS :
OF COOPER TOWNSHIP, CLEARFIELD :
COUNTY, PENNSYLVANIA. :

To: The COUNTY COMMISSIONERS OF CLEARFIELD COUNTY,
Clearfield, Pennsylvania:

You are hereby notified that the undersigned Viewers appointed by the Court of Quarter Sessions of Clearfield County, on the 12th day of November, 1957, to assess damages to the Property of George Williams situate in Cooper Township, Clearfield County, Pennsylvania, described as follows:

BOUNDED on the North by lands of Victor Rydberg; on the East by lands of Arthur Brown; on the South by lands of James and William Pearce; and on the West by lands of Julia Thompson and Alfred Brown, Containing ten acres, more or less, and being the same premises recorded in Deed Book 6, page 99 and Deed Book 11, page 140, and the same premises which D.P. Yocum and wife by deed dated July 9, 1931 and recorded in Deed Book 299, page 107, conveyed to George Williams and Clarence Brown and conveyed to George Williams and his deceased wife, Ruth Williams by deed of Clarence Brown et al., dated June 13, 1936 and recorded in Deed Book 313, page 65, in Cooper Township, and County aforesaid, will meet at the house of George Williams in Kylertown, Cooper Township, on Friday, the 3rd day of January, A.D. 1958 at 2:30 o'clock P.M., to attend to the duties assigned them, of which time and place aforesaid, all parties interested will take notice.

And that the public hearing as required by Act of Assembly and Rule of Court, to be held by the Viewers before the filing of their Report in Court, in order to give all parties interested an opportunity to be heard will be held in the Grand Jury Room in the Court House in Clearfield, Pennsylvania, on Monday, January 6th, 1958 at 10:30 o'clock A.M., or as soon thereafter as counsel can be heard.

JOHN SCOLLINS
GUY A. HEIL
BENJAMIN HUGHES,

Dated: At Houtzdale, Pa.,
December 12, 1957.

Viewers.

COUNTY OF CLEARFIELD, SS:

Service of the above Notice accepted for the County Commissioners of Clearfield County, Pennsylvania, and I hereby acknowledge receipt of a copy thereof.

Witness my hand and the seal of Clearfield County, this
16th day of December, 1957.

By
Clerk

Stanley M. Grogg

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENN'A.

In Re: ASSESSMENT OF DAMAGES : No. 1, November Sessions, 1957
TO PROPERTY OF GEORGE WILLIAMS:
OF COOPER TOWNSHIP, CLEARFIELD:
COUNTY, PENNSYLVANIA. :

Charles Simcox

George H. Marcinko

To: John Kovash; John (Rommel) Gurbal and Alex Josephson;

Supervisors of Cooper Township, Clearfield County, Pa.

You are hereby notified that the undersigned Viewers appointed by the Court of Quarter Sessions of Clearfield County, on the 12th day of November, 1957, to assess damages to the Property of George Williams situate in Cooper Township, Clearfield County, Pennsylvania, described as follows:

BOUNDED on the North by lands of Victor Rydberg; on the East by lands of Arthur Brown; on the South by lands of James and William Pearce; and on the West by lands of Julia Thompson and Alfred Brown, Containing ten acres, more or less and being the same premises recorded in Deed Book 6, page 99 and Deed Book 11, page 140, and the same premises which D. P. Yocum and wife by deed dated July 9, 1931 and recorded in Deed Book 299, page 107, conveyed to George Williams and Clarence Brown and conveyed to George Williams and his deceased wife, Ruth Williams by deed of Clarence Brown et al., dated June 13, 1936 and recorded in Deed Book 313, page 65, in Cooper Township, and County aforesaid, will meet at the house of George Williams in Kylestown, Cooper Township, on Friday, the 3rd day of January, A.D. 1958 at 2:30 o'clock P.M., to attend to the duty assigned them, of which time and place aforesaid, all parties interested will take notice.

And that the public hearing as required by Act of Assembly and Rule of Court, to be held by the Viewers before the filing of their Report in Court, in order to give all parties interested an opportunity to be heard will be held in the Grand Jury Room in the Court House in Clearfield, Pennsylvania, on Monday, January 6th, 1958 at 10:30 o'clock A.M., or as soon thereafter as counsel can be heard.

JOHN SCOLLINS

GUY A. HEIL

BENJAMIN HUGHES

Dated: At Houtzdale, Pa., Dec. 12, 1957

Viewers.

Now, December 20, 1957, Service of the above Notice accepted, and I hereby acknowledge receipt of a copy thereof.

Charles Simcox ✓

John Kovash ✓

George H. Marcinko ✓

Supervisors of Cooper Township.

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENNSYLVANIA

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In re: ASSESSMENT OF DAMAGES :
TO PROPERTY OF GEORGE WILLIAMS OF : No./ November Session 1957
COOPER TOWNSHIP, CLEARFIELD COUNTY, :
PENNSYLVANIA. :

P E T I T I O N

To the Honorable John J. Pentz, President Judge of the said Court:

The petition of George Williams, resident of Cooper Township, Clearfield County, Pennsylvania, respectfully represents:

1. That your petitioner is the owner of a certain tract of land situate in Cooper Township, Clearfield County, Pennsylvania, with improvements thereon, conveyed to him and his deceased wife, Ruth Williams, by the deed of Clarence Brown et al, said deed being dated June 13, 1936 and recorded in Clearfield, Pennsylvania, in Deed Book 313, page 65, and described as follows:

BOUNDED on the North by lands of Victor Rydberg; on the East by lands of Arthur Brown; on the South by lands of James and William Pearce; and on the West by lands of Julia Thompson and Alfred Brown, Containing ten acres, more or less and being the same premises recorded in Deed Book 6, page 99 and Deed Book 11, page 140, and the same premises which D. P. Vocum and wife by deed dated July 9th, 1931 and recorded in Deed Book 299, page 107 conveyed to George Williams and Clarence Brown.

2. That Ruth Williams died June 7, 1956 and the premises described above did thereby vest in George Williams, the surviving spouse and petitioner herein.

3. That the Highway Department of the Commonwealth of Pennsylvania has recently constructed and improved the Highway, known as State Highway Route No. 53 and which Highway in part extends from the Village of Kylertown to the Village of Black Moshannon through the Township of Cooper to the Centre County line.

4. That the said road or highway extends through your petitioner's property and being a distance of five hundred forty five (545) feet, more or less on the northern side of the highway and approximately one thousand seventy five (1,075) feet on the southern side of said highway at various and diverse depths, taking approximately one and one tenth (1.1) acres of the petitioners land for right of way, and also causing the damage hereinafter complained of.

5. That the property of your petitioner has been damaged by reason of the construction of the said highway and its value lessened in the following respects:

a. By the taking of one and one tenth (1.1) acres as described in paragraph 4, above.

b. By the taking of valuable strawberry beds located on the southern part of the right of way condemned by the State Highway Department.

c. By the destruction and removal of ~~3~~ or more fruit and shade trees.

d. By construction of a ravine between the property of your petitioner and the travel portion of the state highway.

e. By the relocation and grading of approaches to the dwelling of the petitioner and which deprives your petitioner of valuable frontage along the said highway.

f. That the taking of the petitioners property has deprived him of valuable income from the strawberry business which he has conducted for a period of fifteen or more years and which beds have been destroyed and taken for right of way by the said State Highway Department.

g. That the said taking by the said State Highway Department and the grading of the said highway has reduced the value of the lands to the south of the said right of way for building lots.

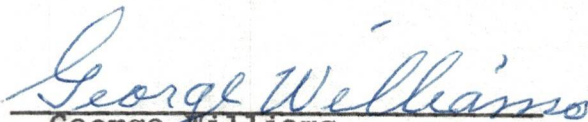
h. That the said taking has reduced the value of the dwelling house and home of the petitioner.

i. That the land lying south of the right of way will be damaged and lessened in value by virtue of the drains concentrating the force of surface water on and over lots lying south of the right of way.

6. That no compensation has been paid or given to your petitioner by reason of said damage, nor has your petitioner secured any compensation for the same.

WHEREFORE, your petitioner prays that Viewers be appointed to ascertain and determine the extent of the damage sustained by him according to law.

And hee will ever pray.


George Williams

COMMONWEALTH OF PENNSYLVANIA :
: SS:
COUNTY OF CLEARFIELD :

Personally appeared before me, a
in the County and State aforesaid, George Williams, who,
being duly sworn according to law, deposes and says that the
facts set forth in the foregoing petition are true and
correct to the best of my knowledge, information and belief.

George Williams
George Williams

Sworn to and subscribed
before me this 2 day
of November 1957.

Wm T. Hagerty

PROTHONOTARY

My Commission Expires
January 4, 1958



NOW, November 7th 1957, the within petition having been read and considered and it appearing that the petitioner is seized of real estate in the Township of Cooper and that the Pennsylvania Department of Highways are improving and constructing a highway through the petitioners' land, it is on motion of John B. Gates, Esq., attorney for the petitioner, ordered and decreed that John Collins Guy A. Heil and Benjamin Hughes are hereby appointed Viewers to go upon the premises mentioned and described in the said petition and after view and hearing to determine and to assess any damages sustained by reason of the construction and improvement of the highway as herein averred and to make a report thereof.

BY THE COURT

John P. King
P. J.