

DOCKET NO. 173

NUMBER	TERM	YEAR
338	November	1960

Dahr A. Dodge

VERSUS

Kathleen M. Dodge

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DAHR A. DODGE,	:	
	Plaintiff	:
-vs-		: No. 338 NOVEMBER TERM, 1960
KATHLEEN M. DODGE,	:	IN REPLEVIN
Defendant	:	

ANSWER IN REPLEVIN

And now comes KATHLEEN M. DODGE and by her attorneys, Gleason, Cherry & Cherry, files this answer to the complaint in the above entitled matter:

1. Admitted.

2. Admitted.

3. Admitted.

4. Denied, and on the contrary it is averred said articles of personal property set forth in Plaintiff's Exhibit "A" are the sole property of the Defendant, KATHLEEN M. DODGE. It is further averred that said articles are not of the value of \$1,000.00 and on the contrary it is averred that said value does not exceed \$500.00.

5. Denied, and on the contrary it is averred that said personal property listed in the Plaintiff's Exhibit "A" is now and has been the sole property of the Defendant, KATHLEEN M. DODGE.

6. Denied, and on the contrary it is averred that said articles listed in Plaintiff's Exhibit "A" is now and has been the sole property of the Defendant, KATHLEEN M. DODGE.

7. Admitted.

8. Admitted, but it is further averred, however, that Plaintiff had no authority to so lease, sell or pledge said items

as said items are now and have been the sole property of the Defendant, KATHLEEN M. DODGE.

9. Denied, and on the contrary it is averred that said personal property listed in Plaintiff's Exhibit "A" is now and has been the sole property of the Defendant, KATHLEEN M. DODGE.

WHEREFORE, KATHLEEN M. DODGE requests judgment be entered in her favor.

GLEASON, CHERRY & CHERRY

By Anthony J. Guido  
Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA :  
: SS.  
COUNTY OF CLEARFIELD :  
:

Personally appeared before the undersigned, a Notary Public, in and for the County and State aforesaid, KATHLEEN M. DODGE, who, being duly sworn according to law, deposes and says that the facts set forth in the foregoing Answer In Replevin are true and correct to the best of her knowledge, information and belief.

Kathleen M. Dodge  
Sworn to and subscribed before me this 25<sup>th</sup> day of January, 1961.

Joseph J. McHenry  
Notary Public  
My Commission expires Jan. 7, 1963.

On 10  
IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNA.  
No. 338 NOVEMBER TERM, 1960  
IN REPLEVIN

DAHR A. DODGE, Plaintiff

-vs-

KATHLEEN M. DODGE,  
Defendant

ANSWER IN REPLEVIN

TO THE WITHIN NAMED PLAINTIFF:

You are hereby notified  
to plead to the enclosed  
Answer within twenty (20) days  
from service hereof.

GLEASON, CHERRY & CHERRY

By W. T. Hagerty  
Attorneys for Defendant

FILED

JAN 26 1961

WM. T. HAGERTY

PROTHONOTARY

GLEASON, CHERRY & CHERRY  
7-10 DAMUS BUILDING

Du Bois, PENNSYLVANIA

109 N. BRADY STREET

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DAHR A. DODGE, :  
Plaintiff :  
-vs- : No. 338 NOVEMBER TERM, 1960  
KATHLEEN M. DODGE, :  
Defendant : IN REPLEVIN

TO WILLIAM T. HAGERTY, PROTHONOTARY:

SIR, enter our appearance for KATHLEEN M. DODGE, Defendant in the  
above entitled case.

GLEASON, CHERRY & CHERRY

By Anthony J. Guido  
Attorneys for Defendant



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DAHR A. DODGE : No. 338 November Term, 1960  
vs :  
KATHLEEN M. DODGE : IN REPLEVIN

COMPLAINT IN REPLEVIN

NOW COMES, the Plaintiff, DAHR A. DODGE, by his attorney, and complains of KATHLEEN M. DODGE, the Defendant, as follows:

1. The Plaintiff, DAHR A. DODGE, is a resident of Bailey Road, Curwensville, Pennsylvania.
2. The Defendant, KATHLEEN M. DODGE, is a resident of 115 Spring Avenue, City of DuBois, Clearfield County, Pennsylvania.
3. The Plaintiff and the Defendant were formerly husband and wife and the said marriage has been dissolved by divorce proceedings filed to No. 662 February Term, 1959.
4. The Plaintiff, Dahr A. Dodge, is the sole owner of the articles of personal property set forth in detail in Plaintiff's Exhibit "A", valued at \$1,000.00.
5. That the said personal property listed in Plaintiff's Exhibit "A" was purchased and paid for by the Plaintiff and was his individual property.
6. That by sundry and divers transactions, said articles and items included in Plaintiff's Exhibit "A" were removed by the Defendant, Kathleen M. Dodge, during the months of September and October, 1958, from the residence of the Plaintiff, without his knowledge and consent and contrary to the Order of Court and are presently located with the Defendant at her residence as aforesaid.

7. That the Plaintiff has made demands on the Defendant for possession of the said items listed in Plaintiff's Exhibit "A" and the said Defendant has refused to give up possession of the same.

8. That the Plaintiff did not or has not leased, sold or pledged the said items listed in Plaintiff's Exhibit "A" prior to the removal from his residence or subsequently thereafter.

9. That the title and right of possession to the said items listed in Plaintiff's Exhibit "A" was in the Plaintiff at the time of their removal in September or October, 1958 and still remains in the Plaintiff.

WHEREFORE the Plaintiff avers that the title to the said chattels and items listed in the said Complaint still remain in the Plaintiff and as such, he is lawfully entitled to possession of the same.

A handwritten signature in black ink, appearing to read "John A. Dodge", is written over a horizontal line.

EXHIBIT "A"

LIVING ROOM

1 Picture  
1 television set with stand  
1 overstuffed chair  
2 pair curtains  
10 extra pair of curtains

BEDROOM

1 bed, mattress & springs  
1 9x12 rug (red)  
4 pair curtains  
lot of bed clothing, spreads and blankets  
lot of linens  
1 wash stand

HALL

1 studio couch (blue)  
1 electric sweeper

CELLAR

1 Maytag washing machine  
12 pants hangers or stretchers  
canned goods

KITCHEN

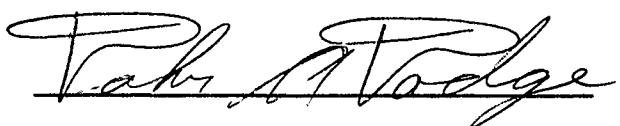
1 12 foot refrigerator with freezer on top  
1 table  
4 chairs  
1 Mix-master  
1 Toastmaster Toaster  
1 Electric Coffee pot  
1 Metal stand  
1 Electric Iron  
1 Metal Ironing board  
Lot of cooking utensils

DINING ROOM

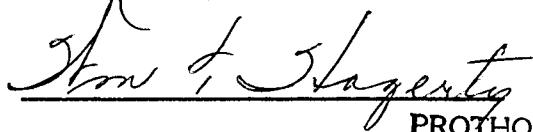
1 China cupboard  
lot of china dishes  
1 set silverware  
1 Sewing Machine (White)  
2 set curtains

STATE OF PENNSYLVANIA : : SS:  
COUNTY OF CLEARFIELD :

DAHR A. DODGE, being sworn according to law,  
deposes and says that the facts set forth in the foregoing  
Complaint are true and correct to the best of his knowledge,  
information and belief.



Sworn to and subscribed  
before me this 29<sup>th</sup> day  
of Nov. 1960.



PROTHONOTARY  
My Commission Expires  
1st Monday Jan. 1962

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD, COUNTY, PENNA.  
No. 33 Y November Term, 1960  
IN REPLEVIN

DAHR A. DODGE

VS

KATHLEEN M DODGE

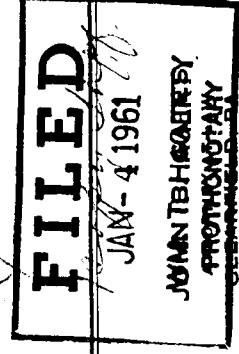
COMPLAINT IN REPLEVIN

TO WITHIN NAMED DEFENDANT:

You are hereby notified  
to plead to the enclosed  
Complaint within twenty (20)  
days from the service here-  
of.

JOHN B. GATES  
Attorney for Plaintiff

By *[Signature]*



# Affidavit of Service

Dahr A. Dodge

vs.

Kathleen M. Dodge

}

No. 338 November Term, 19 60

Complaint In Replevin

Returnable within \_\_\_\_\_ days  
from date of service hereof.

NOW January 12, 1961 at 4:55 o'clock P.M.

served the within Complaint In Replevin  
on Kathleen M. Dodge  
at place of employment 28 N. Brady Street, DuBois, Pa.

by handing to her personally

a true and attested copy of the original Complaint In Replevin and made  
known to her the contents thereof.

Costs. Sheriff Ammerman \$11.60  
(Paid by Atty Gates)

Sworn to before me this 13th

day of January A. D. 19 61

Wm. T. Hageraty  
Prothonotary

So answers,

