

DOCKET NO. 173

NUMBER	TERM	YEAR
<u>462</u>	<u>November</u>	<u>1960</u>

Raymond Turner

VERSUS

Edward K. Johnston

RAYMOND TURNER

IN THE COURT OF COMMON PLEAS OF

CLEARFIELD COUNTY, PA.

VERSUS

EDWARD K. JOHNSTON

No. 462 Term November, 1960

To William T. Hagerty,

Prothonotary.

Sir: Enteck appeal for

Please enter Judgment in favor of the above Plaintiff and against the

Defendant for failure to appear or file an Answer within twenty (20) days from
the date of service of the Complaint: damages to be determined sec. 1981.

in the above case.

BELL, SILBERBLATT & SWOOP

BY: Donald J. Bell

Attorney for Plaintiff

Clearfield, Pa., February 20, 1961

No. 462 Term November , 1960

RAYMOND TURNER

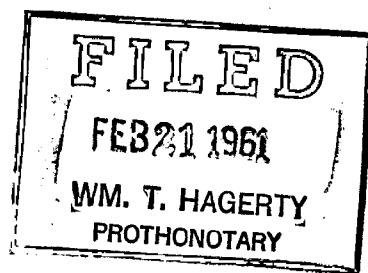
vs.

EDWARD K. JOHNSTON

APPEARANCE

P R A E C I P E

For Plaintiff



Know all men by these Presents, That I, CHARLES G. AMERMAN

High Sheriff of Clearfield County, State of Pennsylvania, do hereby depelize Sheriff of
CENTRE COUNTY to execute this writ; this deputation being made at the
request and risk of the Plaintiff.

Given under my hand and seal this 24th day of January

A. D. 1961.


Charles G. Amerman Sheriff.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Raymond Turner : No. 462 November Term, 1960

vs

Edward K. Johnston : Complaint In Trespass

NOW, January 24, 1961 deputized the Sheriff of Centre County to serve the within Complaint In Trespass upon Edward K. Johnston.

NOW, January 28, 1961 served the within Complaint In Trespass upon Edward K. Johnston by deputizing the Sheriff of Centre County. The return of service of Richard V. Waite, Sheriff of Centre County, is hereto attached and made part of this return of service.

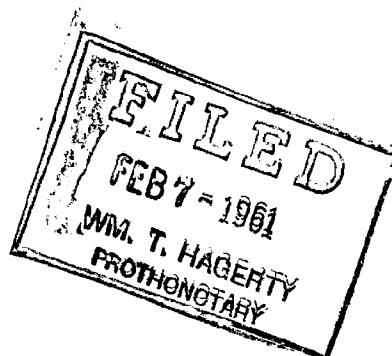
COSTS: Sheriff Ammerman \$6.00
Sheriff of Centre County \$13.50
(Paid by Attys B, S & S)

So answers,

Charles G. Ammerman
CHARLES G. AMMERMAN
Sheriff

Sworn to before me this 7th
day of February A. D. 1961.

John & Mary
Prothonotary



RICHARD V: WAITE
SHERIFF



JOSEPH E. FAVUZZA
SOLICITOR

OFFICE OF THE

Sheriff of Centre County

BELLEFONTE, PA.

SHERIFF'S RETURN

RAYMOND TURNER

VS

EDWARD K. JOHNSTON

NOW: January 28 A.D. 1961 at 1:30 P.M. EST Service made on Earl Johnston, Father of the defendant at his residence in 473 Centre at Phillipsburg, County of Centre and State of Pennsylvania by handing a true and attested copy of the original and making known the contents thereof.

So answers

Sworn and subscribed before me this
16 day of January A.D. 1961
Richard V. Waite

PROTHONOTARY
PROTHONOTARY
My Commission Expires
Sunday in Jan. 1964

Richard V. Waite
Richard V. Waite, Sheriff
of Centre County, Penna.

Raymond Turner

vs.

Edward K. Johnston

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY

No. 452 November Term, 1956

OATH OR AFFIRMATION OF ARBITRATORS

Now, this 22nd day of March, 1956, we the undersigned, having been appointed arbitrators in the above case do hereby swear, or affirm, that we will hear the evidence and allegations of the parties and justly and equitably try all matters in variance submitted to us, determine the matters in controversy, make an award, and transmit the same to the Prothonotary within twenty (20) days of the date of hearing of the same.

William U. Smith William U. Smith
Chairman
Carl A. Belin Carl A. Belin
Clarence R. Kramer Clarence R. Kramer

Sworn to and subscribed before me
this 22nd day of March,

1956. *Wm T. Hegerty*
Wm T. Hegerty
Prothonotary

AWARD OF ARBITRATORS

Now, this 31st day of March, 1956, we, the undersigned arbitrators appointed in this case, after having been duly sworn, and having heard the evidence and allegations of the parties, do award and find as follows:

*in favor of the Plaintiff in the amount
of \$333.84 with interest and his costs*

William U. Smith Chairman
Clarence R. Kramer
Carl A. Belin

ENTRY OF AWARD

Now, this 22nd day of March, 1956, I hereby certify that the above award was entered of record this date in the proper dockets and notice by mail of the return and entry of said award duly given to the parties or their attorneys.

WITNESS MY HAND AND THE SEAL OF THE COURT

Prothonotary

SIR:

The following three persons have been appointed Arbitrators
in the case of Raymond Turner vs. _____

Edward K. Johnston

No. 462 Nov. Term, 1960

the first named being the Chairman of the Board:

William U. Smith, Carl A. Belin,

& Clarence R. Kramer

Hearing of the case has been fixed for Wednesday,

March 22, 1961 at 1:30 P.M.

in Court Room # 2

Very truly yours,

William T. Hagerty,
Prothonotary.

WTH/jb

Raymond Turner
vs.
Edward R. Johnston

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY

No. 462 Nov Term, 1960.

PRAECIPE FOR APPOINTMENT OF ARBITRATORS (1)

TO THE PROTHONOTARY OF SAID COURT:

The undersigned, pursuant to the Act of June 16, 1836, P. L. 715, as amended by the Act of June 14, 1952 (1951-52) P. L. 2087 and further amended July 22, 1955, Laws 1955, Act No. 91 and Clearfield County Court Rule....., requests you to appoint a **BOARD OF ARBITRATORS** and certifies that:

- () The amount in controversy is \$1,000 or less.
- () The case is at issue.
- () An agreement of reference has been filed of record.
- () Judgment has been entered for want of an appearance.

RECORD APPEARANCES HAVE BEEN ENTERED FOR:-

Plaintiff Paul S. Schaffert Defendant None

Date..... Attorney for

TEN DAY PERIOD FOR APPOINTMENT OF ARBITRATORS IS WAIVED (2)

..... Attorney for Attorney for

..... Attorney for Attorney for

TIME AND PLACE OF HEARING and APPOINTMENT OF BOARD

Now, March 9, 1961, hearing of the above case is fixed for Wednesday
March 22, 1961, in..... Room, Clearfield County Court House, Clearfield
 Pa., and the following Clearfield County Bar members:

..... Chairman

.....
 are appointed as the **BOARD OF ARBITRATORS** to hear testimony, make report, and render their award within twenty (20) days from date of hearing.

I hereby certify that notice by mail was duly given to said Arbitrators, Attorneys, and/or parties of record of said appointment, time, and place of hearing.

WITNESS MY HAND AND THE SEAL OF THE COURT

..... Prothonotary

by..... Deputy

(1) See Court Rule 27

(2) Waiver requires signatures of counsel for all parties.

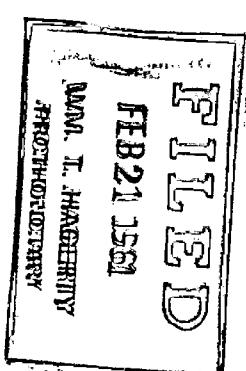
In the Court of Common Pleas
of Clearfield County

No.

Term, 195

vs.

PRAECIPE FOR APPOINTMENT OF
ARBITRATORS



#1-INSTRUCTIONS TO DELIVERING EMPLOYEE

Deliver ONLY to _____
addressee (Additional charges required for these services)

Show address where
delivered

RETURN RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)
Edward K. Johnson

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

Deliver to Addressee Only

DATE DELIVERED

ADDRESS WHERE DELIVERED (only if requested in item #1)

3-28-61

*24
196
PA*

155-16-71548-4

POST OFFICE DEPARTMENT OFFICIAL BUSINESS		<small>PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$1.00</small>	
		<small>POSTMARK OF DELIVERING OFFICE</small>	<small>RETURN TO</small>
<p>INSTRUCTIONS: Fill in items below and complete #1 on other side, when applicable. Moisten gummed ends and attach to back of article. Print on front of article RECEIPT REQUESTED.</p>			
<small>REGISTERED NO.</small> 1514	<small>NAME OF SENDER</small> <u>John J. Magarity Proprietary</u>		
<small>CERTIFIED NO.</small>	<small>STREET AND NO. OR P. O. BOX</small> <u>P. O. Box</u>		
<small>INSURED NO.</small>	<small>CITY, ZONE AND STATE</small> <u>111</u>		

POD Form 3811 Jan. 1958

C55-16-7168-A

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

RAYMOND TURNER : No. 462 November Term, 1960
vs : In Trespass
EDWARD K. JOHNSTON :
EDWARD K. JOHNSTON

COMPLAINT

NOW comes Raymond Turner, by his attorneys, Bell, Silberblatt & Swoope, and brings this Complaint in Trespass against the Defendant, Edward K. Johnston, upon a cause of action whereof the following is a statement:

(1). The Plaintiff, Raymond Turner, is an adult, residing at Woodland R. D., Bradford Township, Clearfield County, Pennsylvania.

(2). The Defendant, Edward K. Johnston, is an adult, residing at 473 Centre Street, Philipsburg, Pennsylvania.

(3). On or about February 18, 1960, at approximately 7:20 p.m. e.s.t., the Plaintiff was operating his 1955 Ford two-door sedan in an easterly direction on U. S. Route 322 approximately one-fourth of a mile east of Wallaceton, Pennsylvania, in Clearfield County, Pennsylvania.

(4). At the time and place aforesaid, the Plaintiff was operating his vehicle in a blinding snowstorm.

(5). At the time and place aforesaid, the Defendant, Edward K. Johnston, was having his vehicle towed towards Philipsburg, and at the time, the vehicle owned by Edward K. Johnston did not have a battery in it and consequently did not have any lights or anyone stopping or directing traffic as his vehicle was stopped on the highway at the time.

(6). At the time and place aforesaid, Plaintiff's vehicle came over the brow of a hill and hit the vehicle of the Defendant, which was standing unattended on the highway without lights, flares or anyone directing traffic.

(7). The Defendant was negligent in that he violated the provisions of the Motor Vehicle Code, 75 P. S. 1020.

(8). As a result of the negligence of the Defendant, the motor vehicle of the Plaintiff was damaged necessitating repairs in the amount of \$333.84, a copy of said repair bill being attached hereto, made a part hereof and incorporated herein by reference and marked Exhibit "A".

(9). The amount claimed by the Plaintiff is within the jurisdictional amount requiring arbitration in Clearfield County.

WHEREFORE, the Plaintiff brings suit against the Defendant in the liquidated amount of \$333.84, plus costs and interest by reason of delay.

BELL, SILBERBLATT & SWOOPPE
By

Paul Silberblatt
Paul Silberblatt,
Attorneys for Plaintiff

STATE OF PENNSYLVANIA : : SS.
COUNTY OF CLEARFIELD : :

Before me, the undersigned officer, personally appeared RAYMOND TURNER, who, being duly sworn according to law, deposes and says that the facts set forth in the within Complaint are true and correct to the best of his knowledge, information and belief.

Sworn to and subscribed
before me this 23 day
of Jan. , 1961.

Wm. T. Hagel
PROTHONOTARY
My Commission Expires
1st Monday Jan. 1962

Raymond Turner

OSAGEOAH BODY REPAIR SHOP

Body and Fender Repairing, Painting

Lingle St. Osageoah Mills, Pa.

Phone EDison 9-6071

MEMORANDUM ESTIMATE OF REPAIR COSTS

Name Fayean and Turner

Address 1 Headland St

Below is Our Estimate to Repair Your Ford 2 Drs Sedan Automobile

MODEL	LICENSE NO.	MOTOR NO.	SERIAL NO.	MILEAGE
1935				
PARTS NECESSARY AND ESTIMATE OF LABOR REQUIRED		PAINT COST ESTIMATE	PARTS COST ESTIMATE	LABOR COST ESTIMATE
Replace Side on Front End		15-00	130-00	20-00
Replace Left Antifreeze			4-25	
Replace Right Fender End			11-95	
Replace Frame Shell & Floor Pan			10-00	
Replace Right Rim				5-00
Replace Frame				50-00
Paint End			16-10	
Replace Head Lamp Lens & Cap			8-65	
Replace Side Lamp			8-00	2-00
Replace Lever			2-00	4-40
Fill Holes on Fender			8-00	
		15-00	216-58	89-40
		Labor	89-40	
		Parts	216-58	
		Paint	15-00	
			320-98	
		Station	12-86	
			333-84	
Exhibit "A"		TOTALS		
PAINT, PARTS AND LABOR ESTIMATE GRAND TOTAL				\$333.84

The above is an estimate based on our inspection and does not cover any additional parts or labor which may be required after the work has been opened up. Occasionally after the work has started damaged or broken parts are discovered which are not evident on the first inspection. Because of this the above prices are not guaranteed.

POST OFFICE DEPARTMENT OFFICIAL BUSINESS		PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, ETC.	
		<input type="checkbox"/> POSTMARK OFFICE, <u>PHILA'D'PHIA</u> <input type="checkbox"/> DELIVERING OFFICE, <u>PHILA'D'PHIA</u>	
<input type="checkbox"/> <u>SHIPMENT</u> <input type="checkbox"/> <u>SHIPMENT</u>		<input type="checkbox"/> <u>SHIPMENT</u> <input type="checkbox"/> <u>SHIPMENT</u>	
INSTRUCTIONS: Fill in items below and complete #1 on other side, when applicable. Moisten gummed ends and attach to back of article. Print on front of article RETURN RECEIPT REQUESTED.		NAME OF SENDER Prothonotary <hr/> REGISTERED NO. 1391 STREET AND NO. OR P. O. BOX CERTIFIED NO. INSURED NO. CITY, ZONE AND STATE PA	

~~#1~~ INSTRUCTIONS TO DELIVERING EMPLOYEE

Deliver ONLY to Show address where
addressee delivered

(Additional charges required for these services)

RETURN RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filed in)

[Signature]

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

Deliver to Addressee Only

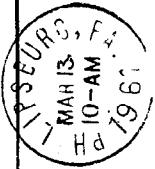
DATE DELIVERED

ADDRESS WHERE DELIVERED (only if requested in item #1)

2/24/71

C55-16-71548-4

GR-3

POST OFFICE DEPARTMENT OFFICIAL BUSINESS	
<small>PENALTY FOR PRIVATE USE IS FIVE DOLLARS PAYMENT OF POSTAGE, \$3.00</small>	
<small>POSTAGE DETERMINING OFFICE</small>	
	
	
<small>10-AM</small>	
<small>1961</small>	
<small>REGISTRATION NO.</small>	
<small>MAILED</small>	
<small>1958</small>	
<small>INSTRUCTIONS: Fill in items below and complete #1 on other side, when applicable. Moisten gummed ends and attach to back of article. Print on front of article RETURN RECEIPT REQUESTED.</small>	
<small>RETURN TO</small>	
<small>REGISTERED NO.</small>	<small>NAME OF SENDER</small>
1465	<u>Merle J. Hagen</u>
<small>CERTIFIED NO.</small>	<small>STREET AND NO. OR P. O. BOX</small>
	<u>Broadmoor</u>
<small>INSURED NO.</small>	<small>CITY, ZONE AND STATE</small>
	<u>CLEARFIELD, PA.</u>

POD Form 3811

C55-16-71546-4

1 - INSTRUCTIONS TO DELIVERING EMPLOYEE

Deliver ONLY to
addressee

Show address where
delivered
(Additional charges required for these services)

RETURN RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

Deliver to Addressee Only

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY *Deliver to Addressee Only*

DATE DELIVERED ADDRESS WHERE DELIVERED (only if requested in item # 1)

C55 - 16 - 71545-4

GPO

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENN -
SYLVANIA, No. 462 Nov 27, 1960
Term, 1960 - In Trespass

RAYMOND TURNER

VS

EDWARD K. JOHNSTON

COMPLAINT

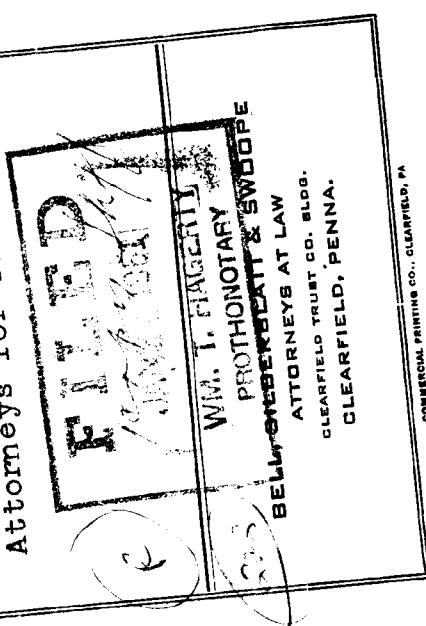
To the within Defendant:

You are hereby notified to
plead to the enclosed Com-
plaint within twenty days
from the service hereof.

BELL, SILBERBLATT & SWOPE

BY

Paul Silberblatt
Paul Silberblatt,
Attorneys for Plaintiff



filed