

DOCKET NO. 174

NUMBER	TERM	YEAR
382	May	1961

Jeanette Maines

VERSUS

Jerry Keith Hubler

JEANNETTE MAINES,  
Plaintiff

No. 382 May Term, 1961

IN TRESPASS

P R A E C I P E

You are authorized to mark the above captioned matter settled, satisfied and paid on payment by the Defendant of all costs including Sheriff's costs, Prothonotary's costs and Witness bills.

He states  
act for plaintiff

9/28/64

In the Court of Common Pleas of Clearfield County, Pa.

Jeanette Maines  
vs  
Jerry Keith Hubler

No 382 May Term 1961  
Complaint In Trespass

\*\*\*\*\*  
(Sheriff's Return)

Now, June 28, 1961 at 2:35 O'Clock P.M. served the within Complaint In Trespass on Jerry Keith Hubler at place of residence Morris Township, R.D. Morrisdale, Pa., by handing to Opal Hubler, an adult member of the family, being the mother of Jerry Keith Hubler, personally a true and attested copy of the original Complaint In Trespass and made known to her the contents thereof.

Costs Sheriff Ammerman \$10.00  
(Paid by Atty. Miller)

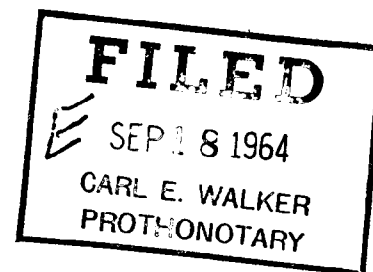
So Answers,  
*Charles G. Ammerman*  
Charles G. Ammerman  
Sheriff

Sworn to before me this 18th  
day of September A.D. 1964

*Carl E. Walker*  
Prothonotary.

So Answers,  
*James B. Reese*  
Sheriff

PROTHONOTARY  
My Commission Expires  
1st Monday Jan. 1966



JOHN B. GATES  
ATTORNEY AT LAW  
MARINO BUILDING  
211½ LOCUST STREET  
CLEARFIELD, PA.

June 12, 1964

Carl E. Walker, Prothonotary  
Courthouse  
Clearfield, Pennsylvania

Re: Maines vs. Hubler, et al  
No. ~~312~~ May Term, 1961

Dear Mr. Walker:

*382 May 1961*

I am in receipt of a check from you as Prothonotary in the amount of \$17.50 covering advance costs and witness fees. However, I note that the Sheriff's costs were not paid by the Defendant when the other record costs were paid.

I have checked with the Sheriff's Office and the Sheriff's costs are \$10.00 and should be paid by the Defendant.

Very truly yours,



John B. Gates

JBG:gnr

*6/17/64. Copy of Letter sent to Baird M. Combs & Miller*

Jeannette Maines

vs.

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY51  
Jerry Keith Hubler, Leland  
Hubler, Gdn ad litem

Charles Maines, Jr. Add'l Deft.

No. 382

May

Term, 195x 65

## OATH OR AFFIRMATION OF ARBITRATORS

Now, this 16th day of April, 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.

Chairman

Sworn to and subscribed before me

this 16th day of April, 1956

1956

Carl C. Walker  
Prothonotary

Joanne Burchell

## AWARD OF ARBITRATORS

Now, this 16th day of April, 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 PLAINTIFF FOR  
\$970.50 and interest of \$247.00. And also  
find in favor of Additional Defendant.

Chairman

## ENTRY OF AWARD

Now, this 20th day of April, 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

by

In the Court of Common Pleas  
of Clearfield County

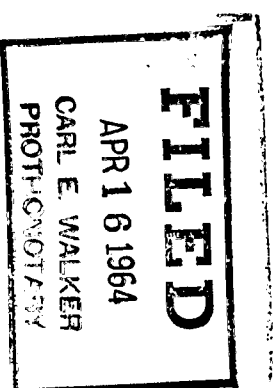
No. 382 May Term, 198 61

Jeannette Maines

vs.

Jerry Keith Hubler al

OATH OR AFFIRMATION  
OF ARBITRATORS  
AND AWARD



(1) See Court Rule 27  
(2) Waiver requires signatures of counsel for all parties.

Prothonotary  
by *James Marshall*  
Deputy

WITNESS MY HAND AND THE SEAL OF THE COURT

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

Chairman  
*James D. Blanton*  
*John J. Smith*  
*John J. Smith*

Pa., and the following Clearfield County Bar members:

Now, *April 8*, 1954, hearing of the above case is fixed for *Thursday*, *April 16*, 1954, in *2:00 P.M.* Room, Clearfield County Court House, Clearfield, Pa., and the following Clearfield County Bar members:

Attorney for  
*Richard A. Bell*  
Attorney for  
*Richard A. Bell*

TEN DAY PERIOD FOR APPOINTMENT OF ARBITRATORS IS WAIVED (2)  
Attorney for  
*Richard A. Bell*

Plaintiff *John B. Hite*  
Defendant *Ben & M. C. Hite*  
Date *April 1, 1964*  
*Attest*  
*Attest*

RECORD APPEARANCES HAVE BEEN ENTERED FOR:-

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 27, requests you to appoint a BOARD OF ARBITRATORS and certifies that:  
(X) The amount in controversy is \$1,000 or less.  
(X) The case is at issue.  
( ) An agreement of reference has been filed of record.  
( ) Judgment has been entered for want of an appearance.

PRAECIPE FOR APPOINTMENT OF ARBITRATORS (1)

No. *382* Term, 19*61*

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY

*Jeannette Hite*  
vs.  
*Ben & M. C. Hite*  
*Charles Hite Jr.*  
*Attest*

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JEANNETTE MAINES

Vs.

JERRY KEITH HUBLER

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NO. 382 MAY TERM, 1961

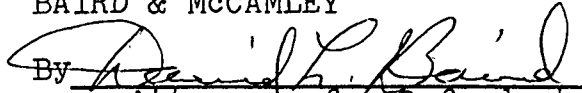
IN TRESPASS

TO THE PROTHONOTARY OF THE SAID COURT:

AND NOW, THIS Seventh day of September, 1961, issue  
Writ to Join Charles Maines, Jr., of Kylertown, Cooper Township,  
Clearfield County, Pennsylvania, as an Additional Defendant in  
the above matter.

BAIRD & McCAMLEY

By

  
Attorneys for Defendant



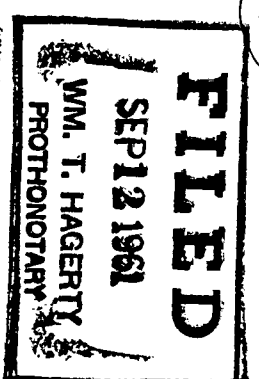
IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA  
NO. 382 MAY TERM, 1961  
IN TRESPASS

JEANNETTE MAINES

VS.

JERRY KEITH HUBLER

P R A E C I P E



BAIRD & MCCAMLEY  
ATTORNEYS AT LAW  
PHILIPSBURG, PENNSYLVANIA

RULE 1351

WRIT TO JOIN ADDITIONAL DEFT.

**SUMMONS**

Commonwealth of Pennsylvania  
County of Clearfield

To Charles Maines, Jr.

You are notified that Jerry Keith Hubler, Defendant,

defendant  
the plaintiff, has commenced an action has joined you as an additional Deft.

against you which you are  
required to defend:

Date September 12, 1961

Ann P. Liberty  
Notary.

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No. 382 City Term 19 61

Jennette Wilson

versus

Jerry Keith Tudor

WRIT TO JOINT ADJUTANT  
GENERAL  
**REMONSTRANCE**

3-17-61 and McClellan  
Attorney

WRIT TO JOIN ADDITIONAL DEFT.

**SUMMONS**

Commonwealth of Pennsylvania  
County of Clearfield

To Charles Maines, Jr.

You are notified that Jerry Keith Hubler, Defendant,

defendant  
the plaintiff, has commenced an action has joined you as an additional Deft.  
against you which you are  
required to defend:

Date September 12, 1961

John T. Hagerty  
Prothonotary.

*Notes.*

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No. 382 May Term 19 61

Jeannette Maines

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versus

Jerry Keith Hubler

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WRIT TO JOIN ADDITIONAL  
DEFENDANT

~~SUMMONS~~

Baird and McCamley  
Attorney

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JEANNETTE MAINES

VERSUS

LELAND HUBLER, Guardian ad litem

for Jerry Keith Hubler and CHARLES

MAINES, JR., Additional Defendant

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PA.

No. 382 Term May 19 61

IN TRESPASS

To William T. Hagerty,

Prothonotary.

Sir: Enter our appearance for the Additional Defendant

in above case.

BELL, SILBERBLATT & SWOOPE

By

Richard A. Bell

Attorney for the Additional Defendant

No. 382 Term May 19 61  
IN TRESPASS

JEANNETTE MAINES

vs.

LELAND HUBLER, Guardian ad litem

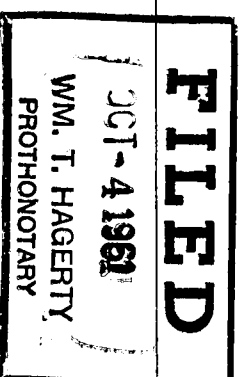
for Jerry Keith Hubler and CHARLES

MAINES, JR., Additional Defendant

APPEARANCE

(3)

For the Additional Defendant



Jeannette Maines

VERSUS

Leland Hubler, Guardian  
ad litem for Jerry Keith Hubler  
and Charles Maines, Jr.  
add'l Dft.

To Carl E. Walker.

Prothonotary.

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PA.

No. 382 Term May 1961

Sir: ~~Enter~~

~~appearance for~~

Please place  
the above on the next argument list  
to dispose of Preliminary Objections.

in above case.

Richard A. Bell

Attorney for add'l dft.



No. \_\_\_\_\_ Term \_\_\_\_\_ 19\_\_

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vs.

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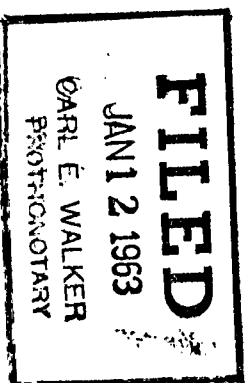
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APPEARANCE

For \_\_\_\_\_

\_\_\_\_\_



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JEANNETTE MAINES

Vs.

JERRY KEITH HUBLER

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NO. 382 MAY TERM, 1961

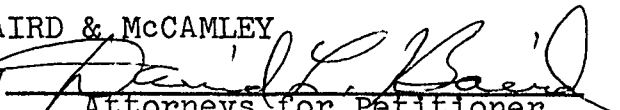
IN TRESPASS

PETITION FOR APPOINTMENT OF A  
GUARDIAN AD LITEM

1. I am the Defendant in the above action.
2. I was born on September 16, 1942, and am a minor.
3. I am not represented in this action by a guardian or a guardian ad litem.
4. The Court is requested to appoint Leland Hubler, of Morrisdale R.D., Morris Township, Clearfield County, Pennsylvania, as my Guardian Ad Litem in this action.
5. The proposed Guardian Ad Litem has no relationship to the subject matter of the action, but is my father. He is not in any other way related to any party to this action.

BAIRD & McCAMLEY

By

  
Attorneys for Petitioner

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CENTRE

SS:

Before me, a Notary Public in and for the above named State and County, personally appeared Jerry Keith Hubler, who being duly sworn according to law, deposes and says that the foregoing facts set forth in the Petition for the Appointment of a Guardian Ad Litem are true and correct to the best of his knowledge, information and belief.

Sworn to and subscribed before me this 11<sup>th</sup> day  
of September, 1961.



JOHN J. McCAMLEY, Notary Public  
PHILIPSBURG, PENNA.  
My commission expires Feb. 28, 1965

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JEANNETTE MAINES

Vs.

JERRY KEITH HUBLER

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)

NO. 382 MAY TERM, 1961

IN TRESPASS

C O N S E N T

I hereby consent to act as Guardian Ad Litem of Jerry  
Keith Hubler in the above action.

Dated: September 7, 1961

  
\_\_\_\_\_  
Leland Hubler

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JEANNETTE MAINES

Vs.

JERRY KEITH HUBLER

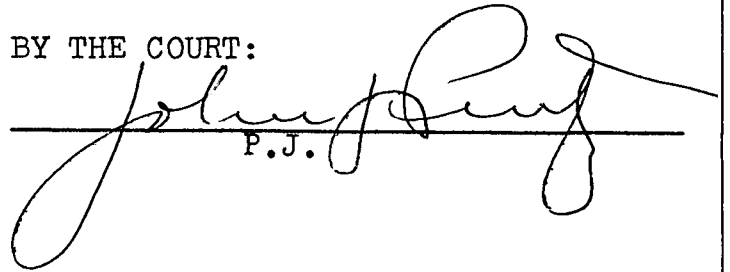
)  
( NO. 382 MAY TERM, 1961  
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IN TRESPASS

ORDER OF COURT

AND NOW, THIS 12 day of September, 1961, Leland Hubler is appointed Guardian Ad Litem of Jerry Keith Hubler, a minor, with authority to represent him in this action, but without authority to receive any money or property on behalf of the minor by virtue of that capacity.

BY THE COURT:

  
P.J.

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA  
NO. 382 MAY TERM, 1961  
IN TRESPASS

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JEANNETTE MAINES

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VS.

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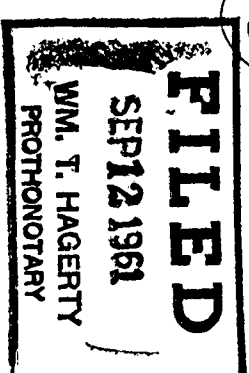
JERRY KEITH HUBLER

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PETITION FOR APPOINTMENT  
OF A GUARDIAN AD LITEM

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BAIRD & MCCAMLEY  
ATTORNEYS AT LAW  
PHILIPSBURG, PENNSYLVANIA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JEANNETTE MAINES, Plaintiff

VS.

LELAND HUBLER, Guardian ad litem  
for JERRY KEITH HUBLER, Defendant

AND

CHARLES MAINES, JR., Additional  
Defendant

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No. 382 May Term, 1961

IN TRESPASS

PRELIMINARY OBJECTIONS TO THE COMPLAINT  
AGAINST THE ADDITIONAL DEFENDANT

Charles Maines, Jr., Additional Defendant, by his Attorneys Bell, Silberblatt & Swoope, files these Preliminary Objections to the Complaint against him filed by the original Defendant, as follows:

DEMURRER

(1). The record shows that the Complaint against the Additional Defendant was filed more than 60 days after the service upon the original Defendant of the initial pleading of the Plaintiff, and the Additional Defendant, therefore, moves that the Complaint against him be dismissed under Pennsylvania R.C.P. No. 2253.

MOTION TO STRIKE

(2). In Paragraph 7 of his Complaint, the original Defendant seeks to join the Additional Defendant upon the grounds that the Additional Defendant is solely liable to the Plaintiff. The Complaint signed by the Plaintiff shows on its face that the Additional Defendant is the husband of the Plaintiff and, therefore, cannot be solely liable to the Plaintiff. Therefore, the Additional Defendant moves to strike Paragraph 7 of the Complaint against him, and further moves for dismissal of the Complaint on the

grounds that the averments in it do not support any finding of joint or  
several liability between the original Defendant and the Additional Defendant.

BELL, SILBERBLATT & SWOOPE  
By

  
Attorneys for Additional Defendant



*Recd - Oct 16, 1962, Kentucky Probationary Officer  
is accepted & copy executed by J. Bond*

*Mr. Oct 5, 1961, copy 2 given  
your name*

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA No. 382 May Term, 1961 IN TRESPASS
JEANNETTE MAINES, Plaintiff
VS.
LELAND HUBLER, Guardian ad litem for JERRY KEITH HUBLER, Defendant
AND CHARLES MAINES, JR., Additional Defendant
PRELIMINARY OBJECTIONS TO THE COMPLAINT AGAINST THE ADDITIONAL DEFENDANT
<div>FILED OCT - 4 1961 WM. T. HAGERITY PROTHONOTARY</div>
BELL, SILBERBLATT & SWOPE ATTORNEYS AT LAW CLEARFIELD TRUST CO. BLDG. CLEARFIELD, PENNA.

COMMERCIAL PRINTING CO., CLEARFIELD, PA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA.

JEANNETTE MAINES,  
Plaintiff

-vs-

LELAND HUBLER, GUARDIAN AD  
LITEM FOR JERRY KEITH HUBLER,  
Defendant

And

CHARLES MAINES, JR.,  
Additional Deft.

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: No. 382 May Term, 1961  
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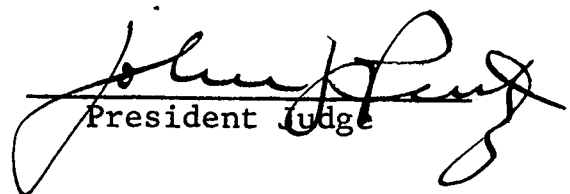
IN TRESPASS

O R D E R

NOW, March 15, 1963, preliminary objections to Complaint  
against additional defendant dismissed, exception noted.

Unless other pleadings are filed the case will be considered  
at issue.

BY THE COURT,

  
President Judge

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNA.  
No. 382 May Term, 1961

IN TRESPASS

JEANNETTE MAINES, Plaintiff

-vs-

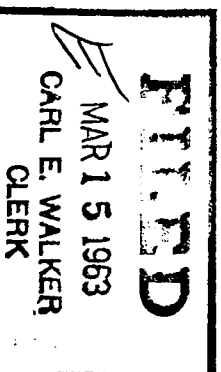
LELAND HUBLER, GUARDIAN AD  
LITEM FOR JERRY KEITH HUBLER,

Defendant

and

CHARLES MAINES, JR. Add. Dft.

O R D E R



JOHN J. PENTZ  
PRESIDENT JUDGE  
CLEARFIELD, PENNSYLVANIA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JEANNETTE MAINES

Vs.

JERRY KEITH HUBLER

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)  
(  
)

NO. 382 MAY TERM, 1961

IN TRESPASS

TO THE PROTHONOTARY OF THE SAID COURT:

AND NOW, THIS Seventh day of September, 1961, enter our appearance in and for the above named Defendant in the above matter.

BAIRD & McCAMLEY

By *David L. Baird*

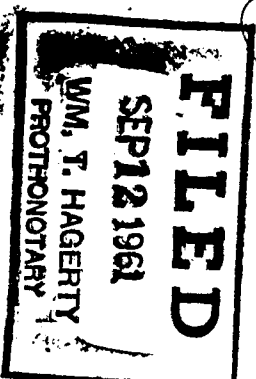
IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA  
NO. 382 MAY TERM, 1961  
IN TRESPASS

JEANNETTE MAINES

VS.

JERRY KEITH HUBLER

P R A E C I P E



BAIRD & McCAMLEY  
ATTORNEYS AT LAW  
PHILIPSBURG, PENNSYLVANIA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JEANETTE MAINES

vs.

JERRY KEITH HUBLER

:  
: No. *382 May* February Term, 1964  
:  
: IN TRESPASS  
:

COMPLAINT

The Plaintiff, Jeanette Maines, by her attorney, John B. Gates, complains of the Defendant, Jerry Keith Hubler, as follows:

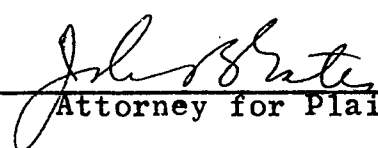
1. The Plaintiff is an individual residing at Kylertown, County of Clearfield, Pennsylvania.
2. The Defendant, Jerry Keith Hubler, is an individual residing in Morris Township, R. D. Morrisdale, Clearfield County, Pennsylvania.
3. On October 23, 1959 at or about 3:55 p.m., the Plaintiff was the owner of a 1956 Mercury Sedan which was being operated by Charles Maines Jr., husband of the Plaintiff, in a westerly direction on Route 153 in the Township of Graham at or near the Deer Creek Road Intersection.
4. On the said date the Defendant, Jerry Keith Hubler, was the operator of a 1954 Pick-up Truck owned by his parents, Leland Hubler and Opal Hubler, and was operating the same with the consent and permission of his parents.
5. At the date and time aforesaid the Defendant was operating the said Pick-up truck in a Northerly direction on Legislative Route 17061 and had stopped at an intersection of said route and Route 153.
6. At the time and place aforesaid the vehicle operated by the Defendant entered the intersection of Legislative Route 17061 and Route 153 and continued into the lane of traffic occupied by the Plaintiff and caused the vehicle of the Plaintiff severe and extensive damages by colliding with the same.

7. That in the operation of the vehicle, the Defendant was negligent in the following respects:

- a. In not having his vehicle under proper control.
- b. In failing to regard the position of the Plaintiffs vehicle which was moving in a Westerly direction on Route 153.
- c. Failure to yeild right of way to the Plaintiff who was traveling on a Thru highway, Route No. 153.
- d. In failing to regard the lawful use of Route 153 by the Plaintiff.

8. That as a result of negligence of the Defendant the Plaintiff's vehicle was severely damaged making it worthless and beyond repair except for salvage value. The said vehicle owned by the Plaintiff had a value of \$1295.00 prior to the collision and a selvage value of \$324.50 after the collision or a loss to the Plaintiff in the sum of \$970.50.

WHEREFORE the Plaintiff brings a suit to recover the loss of the automobile in the sum of \$970.50 together with damages for delay in payment of the same.

  
\_\_\_\_\_  
Attorney for Plaintiff

STATE OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

:  
: SS:  
:

JEANETTE MAINES, being duly sworn according to law  
deposes and says that the facts set forth in the foregoing com-  
plaint are true and correct to the best of her knowledge and  
belief.

*X Jeanette Maines*  
Jeanette Maines

Sworn to and subscribed  
before me this 12<sup>th</sup> day  
of June, 1964.

*Harry A. Rosmond* N.P.  
N. P. My Commission Expires Jan. 15, 1964



IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNA.

No. *382* *2nd* February Term, 196*1*

JEANETTE MAINES

VS.

JERRY KEITH HUBLER

COMPLAINT

TO WITHIN NAMED DEFENDANT:

You are hereby notified  
to plead to the within  
Complaint within twenty  
(20) days from the time  
of service hereof.

JOHN B. GATES  
Attorney for Plaintiff

By

*John B. Gates*

**FILED**

*John B. Gates*  
JAN 31 1961

WM. T. MCCORMY, LAWYER  
CLEARFIELD, PA.  
PROTHONOTARY

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JEANNETTE MAINES,

Plaintiff

Vs.

LELAND HUBLER, GUARDIAN AD  
LITEM FOR JERRY KEITH HUB-  
LER,

Defendant

And

CHARLES MAINES, JR.,

Additional Defendant

NO. 382 MAY TERM, 1961

IN TRESPASS

COMPLAINT AGAINST ADDITIONAL DEFENDANT

Jerry Keith Hubler, the original Defendant, by his Guardian Ad Litem, Leland Hubler, brings this Complaint against Charles Maines, Jr., Additional Defendant in the above entitled matter, alleging that:

1. The original Defendant is an individual residing in Morrisdale R.D., Morris Township, Clearfield County, Pennsylvania.

2. The Additional Defendant, Charles Maines, Jr., is an individual residing at Kylertown, Cooper Township, Clearfield County, Pennsylvania.

3. The Plaintiff has commenced the instant action alleging that on October 23, 1959, at approximately 3:55 P.M., a 1956 Mercury sedan owned by her and driven by the Additional Defendant, was involved in a collision with a 1954 pickup truck operated by the Defendant, Jerry Keith Hubler, and that as a result of such collision the said Plaintiff suffered certain damages to her car. A copy of the Complaint of the Plaintiff is hereto attached, made a part hereof, and marked Exhibit "A".

4. The Defendant avers that the pickup truck being operated by him was proceeding in a Northerly direction on Legislative

Route 17061 at a point where it intersects with Pennsylvania Highway Route 153, and was crossing said Route 153.

5. When the truck operated by the Defendant had almost completed crossing Route 153, the Plaintiff's vehicle operated by the Additional Defendant, which was proceeding in a Westerly direction on Route 153, came into violent contact with the right rear fender of the truck operated by the Defendant.

6. Defendant avers that if the Plaintiff sustained any damages as alleged, the same were caused as the result of the negligence of the Additional Defendant, Charles Maines, Jr., which negligence consisted of the following:

- (a) Driving at a high and excessive speed under the circumstances.
- (b) Failure to keep his vehicle under such control as to stop in the assured clear distance ahead.
- (c) Failure to yield the right of way to another vehicle committed to crossing the intersection.
- (d) Disregarding the rights of other users of the highway, including the Defendant, Jerry Keith Hubler.

7. The Defendant believes and therefore avers that said Additional Defendant, Charles Maines, Jr., is solely liable to the Plaintiff.

8. Defendant also joins said Additional Defendant, Charles Maines, Jr., to protect his right of contribution in the event it is judicially determined that the Defendant and the Additional Defendant are jointly or severally liable to the Plaintiff, the existence of any liability on the part of the Defendant being expressly denied.

BAIRD & McCAMLEY

By 

Attorneys for Defendant

BAIRD & McCAMLEY  
ATTORNEYS AT LAW  
PHILIPSBURG, PA.

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF CENTRE

SS:

Before me, a Notary Public in and for the above named State and County, personally appeared Jerry Keith Hubler, who being duly sworn according to law, deposes and says that the facts set forth in the foregoing Complaint against Additional Defendant are true and correct to the best of his knowledge, information and belief.

Jerry Keith Hubler

Sworn to and subscribed before me this 11<sup>th</sup> day of September, 1961.

John J. McCamley

JOHN J. McCAMLEY, Notary Public  
PHILIPSBURG, PENNA.  
My commission expires Feb. 28, 1965

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JEANETTE MAINES

vs.

JERRY KEITH HUBLER

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No. *382 May* February Term, 1960

IN TRESPASS

COMPLAINT

The Plaintiff, Jeanette Maines, by her attorney, John B. Gates, complains of the Defendant, Jerry Keith Hubler, as follows:

1. The Plaintiff is an individual residing at Kylertown, County of Clearfield, Pennsylvania.
2. The Defendant, Jerry Keith Hubler, is an individual residing in Morris Township, R. D. Morrisdale, Clearfield County, Pennsylvania.
3. On October 23, 1959 at or about 3:55 p. m., the Plaintiff was the owner of a 1956 Mercury Sedan which was being operated by Charles Maines Jr., husband of the Plaintiff, in a Westerly direction on Route 153 in the Township of Graham at or near the Deer Creek Road intersection.
4. On the said date the Defendant, Jerry Keith Hubler, was the operator of a 1954 Pick-up Truck owned by his parents, Leland Hubler and Opal Hubler, and was operating the same with the consent and permission of his parents.
5. At the date and time aforesaid the Defendant was operating the said Pick-up truck in a Northerly direction on Legislative Route 17061 and had stopped at an intersection of said route and Route 153.
6. At the time and place aforesaid the vehicle operated by the Defendant entered the intersection of Legislative Route 17061 and Route 153 and continued into the lane of traffic occupied by the Plaintiff and caused the vehicle of the Plaintiff severe and extensive damages by colliding with the same.

EXHIBIT "A"

7. That in the operation of the vehicle, the Defendant was negligent in the following respects:

- a. In not having his vehicle under proper control.
- b. In failing to regard the position of the Plaintiffs vehicle which was moving in a Westerly direction on Route 153.
- c. Failure to yeild right of way to the Plaintiff who was traveling on a Thru highway, Route No. 153.
- d. In failing to regard the lawful use of Route 153 by the Plaintiff.

8. That as a result of negligence of the Defendant the Plaintiff's vehicle was severely damaged making it worthless and beyond repair except for salvage value. The said vehicle owned by the Plaintiff had a value of \$1295.00 prior to the collision and a selvage value of \$324.50 after the collision or a loss to the Plaintiff in the sum of \$970.50.

WHEREFORE the Plaintiff brings a suit to recover the loss of the automobile in the sum of \$970.50 together with damages for delay in payment of the same.

  
\_\_\_\_\_  
Attorney for Plaintiff

STATE OF PENNSYLVANIA

:

: SS:

COUNTY OF CLEARFIELD

:

JEANETTE MAINES, being duly sworn according to law  
deposes and says that the facts set forth in the foregoing com-  
plaint are true and correct to the best of her knowledge and  
belief.

*Jeanette Maines*  
Jeanette Maines

Sworn to and subscribed

before me this 12 day

of June, 1964.

*Harry A. Rosman* 71P  
N. P. By Commission Expires Jan. 15, 1964

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA  
NO. 382 MAY TERM, 1961  
IN TRESPASS

*(Date)*  
JEANNETTE MAINES,  
Plaintiff

vs.

LELAND HUBLER, GUARDIAN AD LITEM  
FOR JERRY KEITH HUBLER,  
Defendant

And

CHARLES MAINES, JR.,  
Additional Defendant

COMPLAINT  
AGAINST ADDITIONAL DEFENDANT

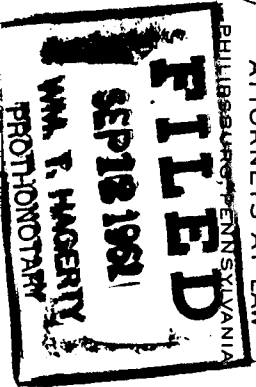
TO THE WITHIN NAMED ADDITIONAL  
DEFENDANT:

You are hereby notified and re-  
quired to file an Answer to the  
within Complaint Against Addi-  
tional Defendant within twenty  
(20) days of the date of service  
hereof.

BAIRD & McCAMLEY  
BY *[Signature]*  
BAIRD & McCAMLEY

ATTORNEYS AT LAW

PHILIPSBURG, PENNSYLVANIA



*Service accepted by copy Sept. 19, 1961, for  
Additional Defendant, Charles Maines, Jr.  
Bull, Allen, Katt & Associates  
Richard A. Beebe  
Attys for Additional Def.  
New Sept. 20, 1961. Service 2 copies accepted  
for service.*







In the Court of COMMON PLEAS OF

Clearfield County.

JEANNETTE MAINES

Of May Term, 1961

No. 382

Plaintiffs

Bill of Costs

VERSUS ad litem  
LELAND HUBLER, Guardian/of  
JERRY KEITH HUBLER, Defendant

At No. 382 May Term, 1961

CHARLES MAINES, JR., Additional  
Defendant

Lewis C. Trout  
P. O. Clearfield, Pa.

1 Days in Court at \$5.00 per day  
7c per mile actually traveled

5.00

Charles Maines, Jr.  
P. O. Clearfield, Pa.

1 Days in Court at \$5.00 per day  
7c per mile actually traveled

5.00

P. O.

1 Days in Court at \$5.00 per day  
7c per mile actually traveled

P. O.

1 Days in Court at \$5.00 per day  
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P. O.

1 Days in Court at \$5.00 per day  
7c per mile actually traveled

1 Days in Court at \$5.00 per day  
7c per mile actually traveled

10.00

Whole amount of Bill

CLEARFIELD COUNTY, SS:

Personally appeared before me John B. Gutes, City, who being duly sworn, saith the above Bill of Costs is correct, that the witnesses named were subpoenaed, necessary, material, and in attendance as above stated, and that the mileage is correct as he believes.

Sworn to and subscribed before me this

22nd day of April, A. D. 1964

Carl E. Walker, Prothonotary

John B. Gutes, City

No. 382 May Term, 1961.

JEANNETTE MAINES

Versus

LELAND HUBLER, Guardian at litem  
of JERRY KEITH HUBLER, Defendant  
CHARLES MAINES, JR. Additional  
Defendant

FILED

APR 22 1964

CARL E. WALKER  
PROTHONOTARY

Attorney

Jeannette Maines

Of May Term, 1961

No. 382

Additional Defendant Bill of Costs

At February Term, 19 64

## VERSUS

*Zeland Hubler, et al, &*

Charles Maines, Jr. Adm'l Dept.

George Marcinko

P. O. Kyle, Town, Pa.

S. Thomas Carr

P. O. Monistale Rd. Pa.

P. O.

P. O.

P. O.

P. O.

P. O.

P. O.

P. O.

P O

P O

1.3. Jack Walker

P. O.

Serving subpoenas ..... 2 ..... Witness

Miles distance

Whole amount of Bill

CLEARFIELD COUNTY, SS:

Personally appeared before me Richard D. Zell, who being duly sworn, saith the above Bill of Costs is correct, that the witnesses named were subpoenaed, necessary, material, and in attendance as above stated, and that the mileage is correct as he believes.

Sworn to and subscribed before me this

24th day of April, A. D. 1964

Carl S. Walker, Prothonotary

# PROTHONOTARY

**My Commission Expires**  
**1st Monday Jan. 1966**

No. .... Term, 19....

Versus

Attorney

Jeannette Mauris

No. 382

At February Term, 1964

Leland H. Miller, et al, &

Charles M. Ames, Jr. Adm. Dept.

P. O. Kylestown, Pa.

S. Thomas Carr

P. O. Morrisdale Road, Pa.

P. O. \_\_\_\_\_

P. O. ....

P. O. ....

P. O. ....

P. O. ....

P. O. ....

P. O. ....

P. O. \_\_\_\_\_

P. O. \_\_\_\_\_

P. O. \_\_\_\_\_ Miles distance

Whole amount of Bill

Personally appeared before me Richard A. Bell, who being duly sworn, saith the above Bill of Costs is correct, that the witnesses named were subpoenaed, necessary, material, and in attendance as above stated, and that the mileage is correct as he believes.

24th day of April, A. D. 1964

Paul S. Markus, Prothonotary

PROTHONOTARY

**My Commission Expires  
1st Monday Jan. 1966**

Richard A. Bell

~~Robert H~~  
*Wm. Miller to accept*

No. .... Term, 19....

Versus

**FILED**  
APR 24 1964  
CARL E. WALKER  
PROTHONOTARY

Attorney