

DOCKET NO. 173

NUMBER TERM YEAR

573 February 1961

Alvaretta Snyder, Jane Hewitt,

Helen Hewitt, Virginia McGinnis

and Clifford Hewitt
VERSUS

Jack L. McMinn

ALVARETTA SNYDER, JANE
HEWITT, HELEN HEWITT,
VIRGINIA MCGINNIS and
CLIFFORD HEWITT

VS

JACK L. McMINN

In the Court of Common Pleas
Clearfield County, Pennsylvania

No. 573 FEB Term, 19 61

CERTIFICATE OF DISCONTINUANCE

Commonwealth of Pennsylvania
County of Clearfield

} SS

I, **Archie Hill**, Prothonotary of the Court of Common Pleas, in and for the County and Commonwealth aforesaid, do hereby certify that the above stated case was this day, the 8th day of January A. D. 19 68 marked settled, and discontinued and satisfied.

Record costs in the sum of \$ 50.10 have been paid in full by
Gleason, Cherry & Guido.

In Witness Whereof, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania, this 8th day of January A. D. 19 68

.....
Prothonotary

Alvaretta Snyder et al

VERSUS

Jack L. Mc Munn

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

No. 573 Term Nov - 1961

To Archie Hill

Prothonotary.

Sir: Enter ~~appearance for~~ mark the judgment
rendered in the above case satisfied
of record

in above case.

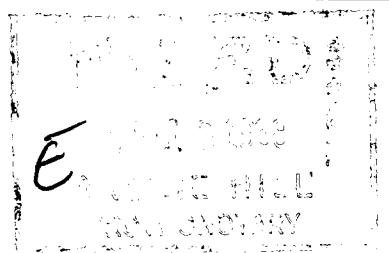
Gleason Cherry & Linds
Attorney for Plaintiff

No. 573 Term Feb 19 61

vs.

APPEARANCE

For _____



Court Of Common Pleas of Clearfield County, Pa.

Alvaretta Snyder, Jane Hewitt
Helen Hewitt, Virginia
McGinnis and Clifford Hewitt
vs
Jack L McMinn

No 573 Feb Term 1961

Complaint In Trespass

*
(Sheriff's Return)

Now, April 24, 1961 deputized the Sheriff Of Elk County to serve the within Complaint In Trespass upon Jack L McMinn.

Now, April 25, 1961 served the within Complaint In Trespass on Jack L McMinn by deputizing the Sheriff of Elk County. The return of service of Ivan J Herzing, Sheriff Of Elk County, is hereto attached and made part of this return of service.

Costs Sheriff Ammerman \$6.00
Sheriff of Elk County \$8. IO
(Paid by Attys G.C.C.)

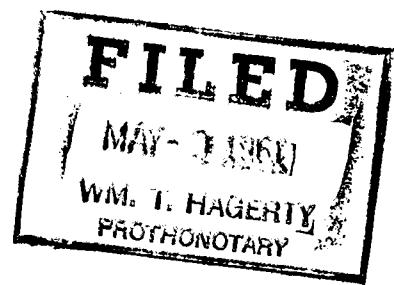
So Answers

Charles G. Ammerman
Charles G. Ammerman
Sheriff

Sworn to before me this 4th
day of May, 1961 A.D.

Wm. T. Hagedorn

Prothonotary



AFFIDAVIT OF SERVICE

Alvaretta Snyder, Jane Hewitt,
Helen Hewitt, Virginia McGinnis
and Clifford Hewitt

Versus

Jack L. McMinn

IN THE COURT OF COMMON PLEAS
OF ~~ELK~~ COUNTY
CLEARFIELD

No. 573

February Term 19 61

Complaint

STATE OF PENNSYLVANIA } SS:
COUNTY OF ELK

Carl H. Sandoerg, Deputy Sheriff, being duly sworn according to law, deposes and says, that he served a Complaint on the defendant, Jack L. McMinn, by handing to Louise McMinn, an adult member of the household, a true and attested copy of the same and making known to her the contents thereof at her residence in R. D. Ridgway, Elk County, Pennsylvania on April 25, 1961 at 5:00 P.M.

Sworn to and subscribed before me this
26th day of APR '61 A.D. 1961
Joseph W. Brunner
Prothonotary
My Commission expires January 6, 1964

So Answers

Ivan J. Herzing, Sheriff
Carl H. Sandoerg, Deputy

No. 573 February Term 1961

Alvarette Snyder, Jane Hewitt,
Helen Hewitt, Virginia
McGinnis and Clifford Hewitt

vs.

Jack L. McMinn

AFFIDAVIT OF SERVICE

(6)
Sheriff Paid \$ 9.20

Attorney for the Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

ALVARETTA SNYDER, JANE HEWITT, :
HELEN HEWITT, VIRGINIA :
McGINNIS, and CLIFFORD HEWITT, :
Plaintiffs :

NO. 573 FEBRUARY TERM, 1961

-vs-

JACK L. McMINN, :
Defendant :

IN TRESPASS

STIPULATION

It is hereby stipulated by and between Gleason & Cherry, Attorneys for plaintiffs and Bell, Silberblatt & Swoope, Attorneys for defendant, that the above case not be heard by Arbitrators as scheduled for March 4, 1965, at 1:30 P. M., and the same be tried by jury at the next term of Court.

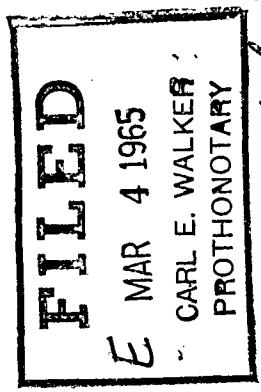
GLEASON & CHERRY

By Edward V. Cherry
Attorneys for Plaintiffs

BELL, SILBERBLATT & SWOOP

By Paul Silberblatt
Attorneys for Defendant

573 Feb 1961



200 hyd. 11
Munson & Cheney

Alvaretta Snyder
et. al

VERSUS
Jack L. McMin

To Carl E Walker

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

No. 573 Term Feb Term 1961

Prothonotary.

Sir: Enter

appearance for

Place above
case in trial list

in above case.

Attorney for

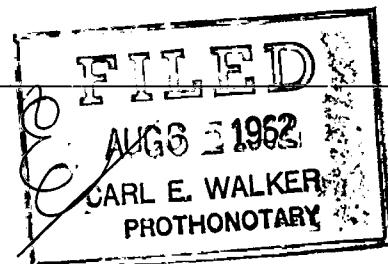
Glenn Cherry & Cherry
Atty for
Edward V Cherry

No. _____ Term _____ 19 _____

vs.

APPEARANCE

For _____



Alveretta Snyder et al

VERSUS

Jack L. McMunn.

To Carl E. Walker

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

No. 573 Term February 19 61

Prothonotary.

Sir: Enter

~~appearance~~ for

Place the above case

on the trial list

in above case.

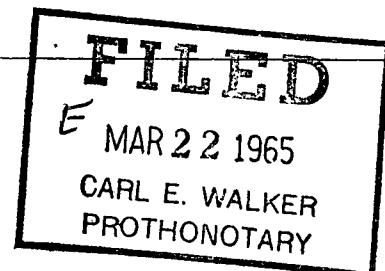
Gleason & Cherry
Attorney for Plaintiffs

No. _____ Term _____ 19 _____

vs.

APPEARANCE

For _____



2.00 by Att
LHC J

ALVARETTA SNYDER, JANE HEWITT,
HELEN HEWITT, VIRGINIA McGINNIS

and CLIFFORD HEWITT

VERSUS

JACK L. McMENN

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

No. 573 Term February 1961

To William T. Hagerty

Prothonotary.

Sir: Enter our appearance for Jack L. McMinn, Defendant

in above case.

BELL, SILBERBLATT & SWOOP

By Rael Silberblatt

Attorney for Defendant

No. 573 Term February 19 61

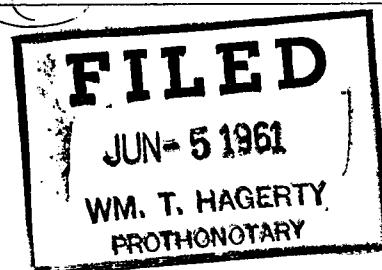
ALVARETTA SNYDER, JANE HEWITT,
HELEN HEWITT, VIRGINIA McGINNIS,
and CLIFFORD HEWITT

vs.

JACK L. McMINN

APPEARANCE

For Defendant



R. Helen Wrigley
219 Turnpike Ave.
Clearfield, Pa.

Curwensville State Bank

Curwensville, Pennsylvania

2 Alveretta Snyder et al

5² VERSUS
Jack L. McInin

To. Carl E Walker

Prothonotary.

Sir: Enter appearance for - judgment according
to the award

in above case.

\$ 300.00

2nd \$ 71.00
\$ 371.00

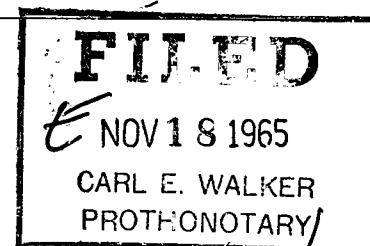
Gleason & Cherry
by Anthony S. Reid
Attorney for Plaintiff

No. _____ Term _____ 19 _____

vs.

APPEARANCE

For _____



Alveretta Snyder et al

IN THE COURT OF COMMON PLEAS

vs.

OF CLEARFIELD COUNTY

Jack L. McMinn

Jack L. McMinn

572 Feb Term 1961

No. 573 Feb Term Term, 195/1961

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

Gleason & Cherry

Defendant

Bill, Silverblatt & Sevage

Date

July 20, 65

Gleason & Cherry
by Anthony J. Gifford
Attorney for Plaintiff

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

Gleason & Cherry
by Anthony J. Gifford

Attorney for Plaintiff

Attorney for

Attorney for

Attorney for

Aug 26 TIME AND PLACE OF HEARING and APPOINTMENT OF BOARD

Now, ~~July 20, 1965~~, 1965, hearing of the above case is fixed for Wednesday,
~~July 20, 1965~~, 1965, at 1:30 P.M. in Room, Clearfield County Court House, Clearfield,
 Pa., and the following Clearfield County Bar members:

Joseph P. Stark Chairman
 John K. Kelly, Jr.
 Ervin S. Fethell, Jr.

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

Carl E. Walker

Prothonotary

by Deputy

(1) See Court Rule 27

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

September 28, 1965

SIR:

The following three persons have been appointed Arbitrators
Nos. 572 & 573 February 1, 1961
in the case of
Alvaretta Snyder et al vs. Jack L. McMinn

the first named being the Chairman of the Board:
Joseph P. Work, Chairman

Ervin S. Fennell, Jr.,; John K. Reilly, Jr.

Hearing of the case has been fixed for

in Court Room #

Very truly yours,

Carl E. Walker,
Prothonotary

In the Court of Common Pleas Clearfield County.
Alvaretta Snyder et al Of February Term, 19 61
VERSUS Bill of Costs
Jack McInin At Term, 19

<u>Jesse Snyder</u> P. O. <u>Reynold, Pa</u>	Days in Court at <u>\$5.00</u> <u>5c</u> per mile actually traveled <u>74</u>	<u>724</u>
<u>P. J. Valuszky, M.D.</u> <u>Frederick, Pa</u>	Days in Court at <u>\$3.00</u> per day <u>5c</u> per mile actually traveled <u>74</u>	<u>864</u>
P. O.	Days in Court at <u>\$3.00</u> per day <u>5c</u> per mile actually traveled	
P. O.	Days in Court at <u>\$3.00</u> per day <u>5c</u> per mile actually traveled	
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P. O.	Days in Court at <u>\$3.00</u> per day <u>5c</u> per mile actually traveled	
P. O.	Days in Court at <u>\$3.00</u> per day <u>5c</u> per mile actually traveled	
P. O.	Serving subpoenas Witness	
P. O.	Miles distance	
Whole amount of Bill		<u>15 88</u>

CLEARFIELD COUNTY, SS:

Personally appeared before me Anthony Shultz, 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.

25th Sworn to and subscribed before me this
day of Feb, A. D. 1965 } Carl E. Walker, Prothonotary } Anthony Shultz

PROTHONOTARY
My Commission Expires
1st Monday Jan. 1966

No. Term, 19.....

Versus

FILED

OCT 25 1965

CARL E. WALKER
PROTHONOTARY

Attorney

Oct. 25, 1965 Service accepted
Bell Bellbott & Sevay
By ~~Scarl Bellbott~~
Atty for defendant

13 Alverettas Snyder et al

vs.

52 Jack L. M. Munn

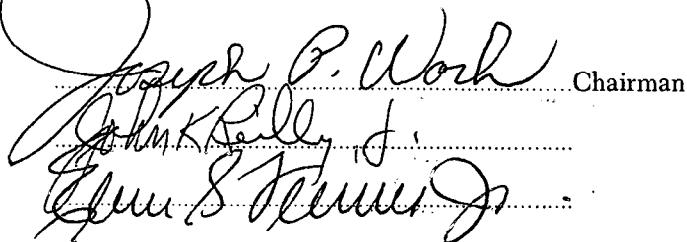
IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY

No. 573

February Term, 1961

OATH OR AFFIRMATION OF ARBITRATORS

Now, this 20th day of October, 1965, 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.



Sworn to and subscribed before me

this 20th day of October,

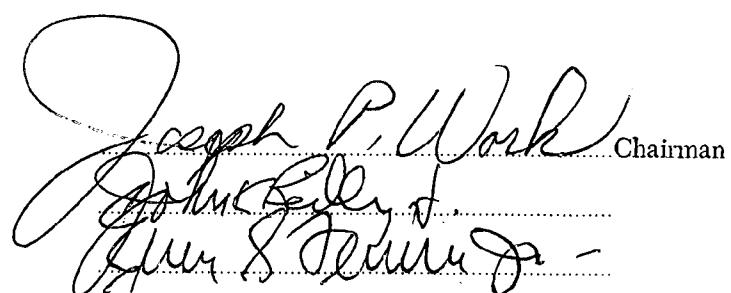
1965 

Prothonotary

PROTHONOTARY
My Commission Expires
1st Monday Jan. 1966

AWARD OF ARBITRATORS

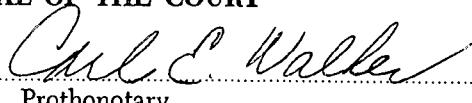
Now, this 22nd day of October, 1965, we, the undersigned arbitrators appointed in this case, after having been duly sworn, and having heard the evidence and allegations of the parties, do award and find as follows: WE FIND IN FAVOR OF THE PLAINTIFFS AND AGAINST THE DEFENDANT AND AWARD DAMAGES FOR LOSS OF THE AUTOMOBILE IN THE AMOUNT OF \$200 PLUS INTEREST IN THE AMOUNT OF \$1 FOR A TOTAL AWARD OF \$201



ENTRY OF AWARD

Now, this 28th day of October, 1965, 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



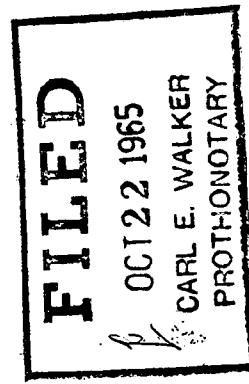
Prothonotary

In the Court of Common Pleas
of Clearfield County

No. Term, 195

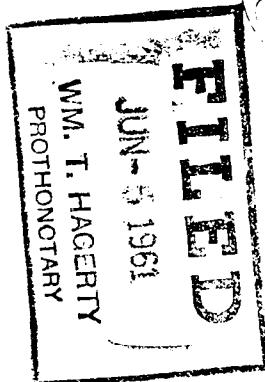
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OATH OR AFFIRMATION OF ARBITRATORS AND AWARD



—Lap over margin—

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNA. In Trespass No. 573 Feb. Term, 1961	
ALVARETTA SNYDER, JANE HEWITT HELEN HEWITT, VIRGINIA McGINNIS, and CLIFFORD HEWITT Plaintiffs	
vs.	
JACK L. McMILLIN Defendant	
PETITION TO SEVER	



BELL, SILBERBLATT & SWOOPRE
ATTORNEYS AT LAW
CLEARFIELD TRUST CO. BLDG.
CLEARFIELD, PENNA.

Senior accepted this 5th day
of June, 1961 Gleam Cheny & Cheny &
by Edward V Cheny attorney
for Plaintiffs.

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

ALVARETTA SNYDER, JANE HEWITT, :
HELEN HEWITT, VIRGINIA :
McGINNIS, and CLIFFORD :
HEWITT, Plaintiffs :
vs. : No. 573 February Term, 1961
: In Trespass
JACK L. McMINN, :
Defendant :
:

PETITION TO SEVER

The Petition of Jack L. McMinn respectfully represents:

- (1). He is the Defendant in the above entitled action.
- (2). The Plaintiffs in this action are individuals, who were owners of a certain motor vehicle, which on August 27th, 1959 was being driven by Alvaretta Snyder, one of the Plaintiffs herein.
- (3). Defendant desires to join Alvaretta Snyder as an additional Defendant, in connection with the claim of the other Plaintiffs.
- (4). The Defendant is not permitted to join Alvaretta Snyder as an additional defendant, because she is already a party to this action.
- (5). The situation thus created works to the prejudice of the Defendant.

WHEREFORE, your Petitioner asks that a Rule be granted by this Honorable Court on the Plaintiffs to show cause why an Order of severance should not be granted separating the claim of Alvaretta Snyder from the claim of the other Plaintiffs. All proceedings to stay meanwhile.

And your Petitioner will ever pray.

BELL, SILBERBLATT & SWOPE

by Paul Silberblatt
Attorney for Defendant

STATE OF PENNSYLVANIA : SS:
COUNTY OF ELK :

Jack L. McMinn, 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 his knowledge, information and belief.

Jack L. McMinn

Sworn and subscribed to
before me this 15th
day of May,
1961.

Lawrence W. Ruth

LAWRENCE W. RUTH, Justice of the Peace
Star Route ~ Ridgway, Pa.
My Commission Expires Jan. 3, 1966

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

ALVARETTA SNYDER, JANE HEWITT,
HELEN HEWITT, VIRGINIA :
McGINNIS, and CLIFFORD :
HEWITT, Plaintiffs :
:

vs. : No. 573 February Term, 1961
: :
JACK L. McMINN, : In Trespass
Defendant :
:

ORDER OF COURT

NOW, to wit, this 5 day of January, 1961, upon
consideration of the foregoing Petition, a Rule is granted on the
Plaintiffs to show cause why the claim of Alvaretta Snyder, one
of the Plaintiffs and co-owner of Plaintiffs' vehicle, should not
be severed from the claim of the other Plaintiffs.

All proceedings to stay meanwhile.

Rule returnable the Next convenient Court day of January, 1961 at M.

BY THE COURT,

John Peugh
P. J.

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNA.
In Trespass
No. 573 Feb. Term, 1961

ALVARETTA SNYDER, JANE
HEWITT, HELEN HEWITT,
VIRGINIA McGINNIS, and
CLIFFORD HEWITT, Plaintiffs
vs.

JACK L. MCMINN, Defendant

NEW MATTER

TO THE WITHIN NAMED PLAINTIFFS:

You are hereby notified to
file an Answer to the New
Matter twenty (20) days
after the date of service
hereof.

BELL, SILBERBLATT & SWOPE

by: *Paul Silberblatt*
Attorneys for Defendant

JAN 29 1962

CARL E. VANCE
Sheriff

BELL, SILBERBLATT & SWOPE

ATTORNEYS AT LAW
CLEARFIELD TRUST CO. BLDG.
CLEARFIELD, PENNA.

Summons accepted on behalf of
Plaintiffs this January 29, 1962
Edward V. Cheney
by Edward V. Cheney.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

ALVARETTA SNYDER, :
JANE HEWITT, HELEN HEWITT, :
VIRGINIA McGINNIS, and :
CLIFFORD HEWITT, Plaintiffs:

:
vs. : No. 573 February Term, 1961
: :
JACK L. McMINN, : In Trespass
Defendant : :

NEW MATTER

NOW, to wit, this 19th day of January, 1962, comes the Defendant, Jack L. McMinn, and files New Matter in the above captioned case:

(1). At the time, date and place aforesaid, the Plaintiffs' motor vehicle, being operated by Alvaretta Snyder, was proceeding in a northerly direction from U. S. Highway Route 255 in the Village of Hollywood, Clearfield County, Pennsylvania, and was proceeding ahead of Defendant's vehicle.

(2). At the time, date and place aforesaid, the Plaintiff, Alvaretta Snyder, put on her turn signal indicating her intention to make a righthand turn off said highway, and the Defendant was in the process of passing the said Alvaretta Snyder, and was occupying the lefthand lane of traffic.

(3). As the Defendant started to become abreast of Plaintiffs' motor vehicle, the said Alvaretta Snyder, without notice and contrary to her indication to make a right turn, did start to make a lefthand turn on said highway and started to occupy the portion of said highway being then and there occupied by the Defendant.

(4). As a result of the negligent conduct of Alvaretta Snyder, the Defendant was forced to apply his brakes sharply and turn his vehicle to his left, and as a result of which, Defendant's vehicle struck the Plaintiffs' left front fender, as he was

completely off the said highway and on the left berm.

WHEREFORE, as a result of the negligence of the said Alvaretta Snyder, she is alone liable to the other Plaintiffs on the action declared thereon, or is liable over to the Defendant thereon, or is jointly or severally liable thereon with the Defendant to the other co-Plaintiffs.

BELL, SILBERBLATT & SWOOP

by:

Paul Silberblatt

STATE OF PENNSYLVANIA :
COUNTY OF Elk : SS:

JACK L. McMINN, 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 his knowledge, information and belief.

JLM / Jack L. McMinn

Sworn and subscribed to
before me this 27th day
of January, 1962.

Lawrence W. Ruth

LAWRENCE W. RUTH, Justice of the Peace
Star Route — Ridgway, Pa.
My Commission Expires Jan. 3, 1966

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNA.
NO. ~~5~~ / FEBRUARY TERM, 1961
IN TRESPASS

ALVARETTA SNYDER, JANE
HEWITT, HELEN HEWITT, VIRGINIA
MCGINNIS, and CLIFFORD
HEWITT,

Plaintiffs

-vs-

JACK L. McMENN,
Defendant

COMPLAINT

TO THE WITHIN NAMED DEFENDANT

You are hereby notified to
plead to the enclosed Com-
plaint within Twenty (20) days
from the service hereof.

GLEASON, CHERRY & CHERRY

Attorneys for Plaintiffs

FILED
APR 24 1961

Wm. T. HALL, Clerk
GLEASON, CHERRY & CHERRY
7th Floor, Paxus Building
Du Bois, PENNSYLVANIA

109 N. BRADY STREET

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

ALVARETTA SNYDER, JANE HEWITT, :
HELEN HEWITT, VIRGINIA :
McGINNIS, : and CLIFFORD :
HEWITT, :
Plaintiffs :
:

-vs-

NO. 573 FEBRUARY TERM, 1961

JACK L. McMINN, :
Defendant :
:

IN TRESPASS

COMPLAINT

AND NOW, comes the above entitled Plaintiffs, by their attorneys, Gleason, Cherry & Cherry, and bring this Action in trespass against the above named Defendant on a cause of action whereof the following is a statement:

1. The Plaintiff, ALVARETTA SNYDER is an individual residing at Penfield, Clearfield County, Pennsylvania.
2. The Plaintiff, JANE HEWITT is an individual residing at Sewickley, Allegheny County, Pennsylvania.
3. The Plaintiff, HELEN HEWITT is an individual residing at Miami, Dade County, Florida.
4. The Plaintiff, VIRGINIA McGINNIS is an individual residing at Presto, Allegheny County, Pennsylvania.
5. CLIFFORD HEWITT is an individual residing at DuBois, Clearfield County, Pennsylvania.
6. The Defendant, JACK L. McMINN is an individual residing at Star Route, Ridgway, Elk County, Pennsylvania.
7. On the 27th day of August, 1959, at or about 6:00 o'clock P.M., E.D.S.T., the Defendant, operated a 1958 Mack tractor with a 1959 Carson trailer, license plate Nos. Y 2898 D

and 219421 respectively, and was operating his Tractor-Trailer in a Northerly direction on highway Route No. 255 in the Village of Hollywood, Clearfield County, Pennsylvania.

8. On the place, date and time as aforesaid, the said Plaintiff, ALVARETTA SNYDER and JANE HEWITT, HELEN HEWITT, VIRGINIA McGINNIS, . and CLIFFORD HEWITT were the owners of a certain 1952 Pontiac Sedan, Plate No. P88038, which vehicle was being operated by the said ALVARETTA SNYDER in a Northerly direction on said highway Route No. 255 in the Village of Hollywood, Clearfield County, Pennsylvania.

9. That at the aforesaid time, date and place the Plaintiff, ALVARETTA SNYDER slowed up her vehicle and put on her turn signals for the purpose of making a left hand turn into a private driveway.

10. That at the aforesaid time, date and place, while the said Plaintiff, ALVARETTA SNYDER was in the process of making a left turn into said private driveway, the Tractor-Trailer owned and driven by the Defendant, JACK L. McMINN, ran into and struck the left side of the vehicle owned by ALVARETTA SNYDER and JANE HEWITT, HELEN HEWITT, VIRGINIA McGINNIS, . and CLIFFORD HEWITT, and driven by ALVARETTA SNYDER.

11. At the time, date and place aforesaid, Defendant, JACK L. McMINN was negligent as follows:

(a) he operated said Tractor-Trailer at a high and excessive rate of speed under the circumstances;

(b) he did fail to give proper and sufficient warning of the approach of said Tractor-Trailer;

(c) he did fail to keep said Tractor-Trailer in his proper lane of traffic;

(d) he did fail to keep a careful and diligent watch for other vehicles lawfully on said highway;

(e) he did fail to have his Tractor-Trailer under such control as to be able to stop within the assured clear distance ahead, in violation of the Act of Assembly so provided;

(f) he did fail to apply his brakes in order to avoid striking the said Plaintiffs' vehicle;

(g) he did attempt to pass the Plaintiffs' vehicle when the Plaintiff, ALVARETTA SNYDER already was in the process of making a left turn and so indicated the same by having her turn signals on;

(h) he did violate the statutes of the Commonwealth of Pennsylvania pertaining to the passing of vehicles on highways proceeding in the same direction;

(i) he did operate said Tractor-Trailer too close to the vehicle of the Plaintiff, in violation of the statutes of the Commonwealth of Pennsylvania; and

(j) he did otherwise operate the said Tractor-Trailer in a negligent, and careless manner.

12. That as a result of said collision the said 1952 Pontiac Sedan was a total loss, meaning a loss to the said Plaintiffs of Three Hundred (\$300.00) Dollars.

WHEREFORE, for the damages and loss above set forth, together with interest and cost of suit, Plaintiffs bring this action.

GLEASON, CHERRY & CHERRY
Attorneys for Plaintiffs'

By Edward V Cherry

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

Personally appeared before me, a Notary Public, in and for the State and County aforesaid, ALVARETTA SNYDER, who, being duly sworn according to law deposes and says that the facts set forth in the foregoing Complaint are true and correct to the best of her knowledge, information and belief.

Alvaretta Snyder

Sworn to and subscribed before me this 3rd day of April, 1961.

Josephine G. Kennedy
Notary Public
My Commission expires Jan. 7, 1963.

STATE OF FLORIDA :
: SS.
COUNTY OF DADE :
:

Personally appeared before me, a Notary Public, in and for the State and County aforesaid, JANE HEWITT and HELEN HEWITT, who, being duly sworn according to law depose and say that the facts set forth in the foregoing Complaint are true and correct to the best of their knowledge, information and belief.

X Jane Hewitt

X Helen Hewitt

Sworn to and subscribed before me this 13th day of
April, 1961.

Mary Edna Hemphill
Notary Public
My Commission expires

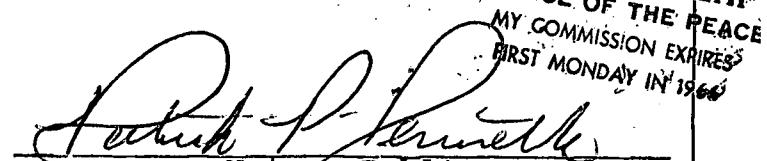
Notary Public, State of Florida at large.
My Commission expires March 8, 1963.

COMMONWEALTH OF PENNSYLVANIA : : SS.
COUNTY OF ALLEGHENY : :

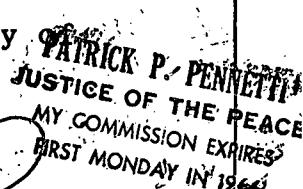
Personally appeared before me, a Notary Public, in and for the State and County aforesaid, VIRGINIA McGINNIS, who, being duly sworn according to law deposes and says that the facts set forth in the foregoing Complaint are true and correct to the best of her knowledge, information and belief.

X Virginia McGinnis

Sworn to and subscribed before me the 17 day of ~~April~~
April, 1961.



Patrick P. Pennette
Notary Public
My Commission expires


PATRICK P. PENNETTE
JUSTICE OF THE PEACE
MY COMMISSION EXPIRES
FIRST MONDAY IN 1966

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

Personally appeared before me, a Notary Public, in and for the State and County aforesaid, CLIFFORD HEWITT, who, being duly 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.

Clifford Hewitt

Sworn to and subscribed before me this 29th day of April, 1961.

Josephine McHenry
Notary Public
My Commission expires