

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
HEVITT, HELEN HEVITT,
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 - 19 61

To Archie Hill

Prothonotary.

Sir: Enter

appearance for

Mark the judgment
rendered in the above case satisfied
of record

in above case.

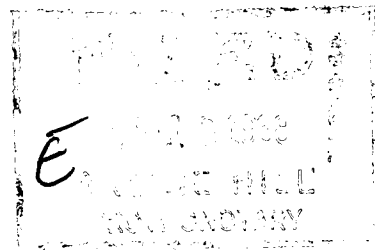
Gleason Cherry & Linds
Attorney for Plaintiffs

No. 573 Term Feb 19 65

vs.

APPEARANCE

For _____



~~Return~~ Court Of Common Pleas of Clearfield County, Pa.

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

No 573 Feb Term 1961

vs
Jack L McMinn

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.

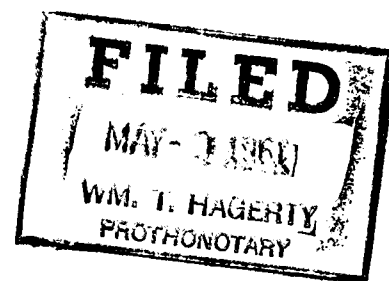
Costs Sheriff Ammerman \$6.00
Sheriff Of Elk County \$8. 10
(Paid by Attys G.C.C.)

So Answers

Charles G. Ammerman
Charles G. Ammerman
Sheriff

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

Wm. T. Hagerly
Prothonotary



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
COUNTY OF ELK

} SS:

Carl H. Sandberg, 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 26 A.D. 19 61

Joseph H. Brunner
Prothonotary

My Commission expires January 6, 1964

So Answers

Ivan J. Herzing,

Sheriff

Carl H. Sandberg

Deputy

No. 573 February Term 1961

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

vs.

Jack L. McMinn

AFFIDAVIT OF SERVICE

(3)

Sheriff Paid \$ 9.20

Attorney for the Plaintiff

CLERK OF DISTRICT COURT
BUREAU OF LABOR RELATIONS

15 SEP 1961

U. S. DEPARTMENT OF LABOR

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-

IN TRESPASS

JACK L. McMINN, :
Defendant :

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 & SWOOPE

By Gael Silberblatt
Attorneys for Defendant

573 Feb 1961

FILED
E MAR 4 1965
CARL E. WALKER
PROTHONOTARY

200 by atty

Blount County.

Alvaretta Snyder
et. al

VERSUS

Jack L. Mc Murin

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

No. 513 Term Feb Term 1961

To Carl E Walker

Prothonotary.

Sir: Enter

appearance for

Please above

case on trial list

in above case.

Attorney for

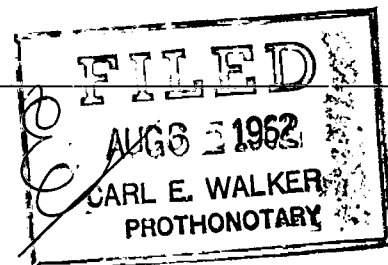
Gleason Cherry & Cherry
by Edward V Cherry

No. _____ Term _____ 19 _____

vs.

APPEARANCE

For _____



Alvaretta Snyder et al

VERSUS

Jack L. McInnis

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

No. 573 Term February 19 61

To Carl E. Walker

Prothonotary.

Sir: Enter

appearance for

on the trial list

Place the above case

in above case.

Gleason & Cherry

Attorney for

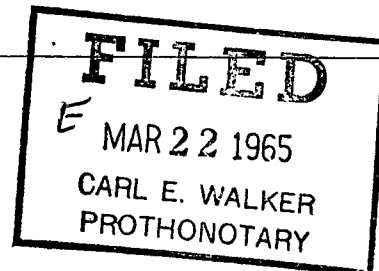
Plaintiffs

No. _____ Term _____ 19 _____

vs.

APPEARANCE

For _____



*2.00 by Att
EHL ✓*

ALVARETTA SNYDER, JANE HEWITT,
HELEN HEWITT, VIRGINIA MCGINNIS

and CLIFFORD HEWITT

VERSUS

JACK L. McMINN

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

No. 573 Term February 19 61

To William T. Hagerty

Prothonotary.

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

in above case.

BELL, SILBERBLATT & SWOOPE

By Paul Silberblatt

Attorney for Defendant

No. 573 Term February 19 61

ALVARETTA SNYDER, JANE HEWITT,

HELEN HEWITT, VIRGINIA MCGINNIS,

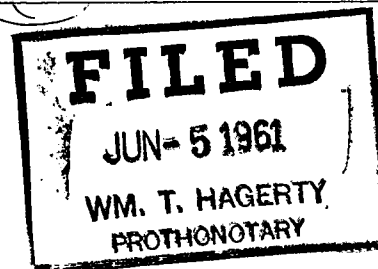
and CLIFFORD HEWITT

vs.

JACK L. McMINN

APPEARANCE

For Defendant



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

Curwensville State Bank
Curwensville, Pennsylvania

3 Alveretta Snyder et al

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

5 Jack L. McMin

VERSUS

No. 573 Term February 1961

To Carl E Walker

Prothonotary.

Sir: Enter

appearance for

to the award judgment according

in above case.

\$ 300.00

2nd \$71.00

\$ 371.00

Gleason & Cherry
by Anthony S. Smith

Attorney for

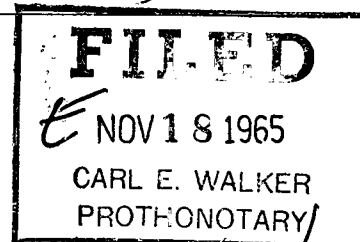
Plaintiff

No. _____ Term _____ 19 _____

vs.

APPEARANCE

For _____



S/A/3.50

Alveretta Snyder Alveretta Snyder et al

vs.

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY

Jack L McMiner

Jack L McMiner

572 Feb Term 1961
No. 573 Feb Term Term, 1951/1961

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 ²⁰⁰⁰ \$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 Selberblatt & Seawage

Date

July 20, 65

Gleason & Cherry
by Anthony J. Lundy
Attorney for *Plaintiffs*

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,

Aug 26 ~~July 20~~, 1965, hearing of the above case is fixed for ~~Wednesday~~, *Wednesday*, *Oct 20*, 1965, in *1:30 PM* Room, Clearfield County Court House, Clearfield, Pa., and the following Clearfield County Bar members:

Joseph P. Work Chairman
John K. Keilly, Jr.
Erwin S. Fitchell, 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

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 T., 1961
in the case of
Alvaretta Snyder et al vs. Jack L. McInnis

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

Ervin S. Fennell, Jr., John H. Reilly, Jr.

Hearing of the case has been fixed for
Wednesday, October 20, 1965 at 1:30 P.M.

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, 1961
No. 5724 573
Plaintiffs' Bill of Costs
At _____ Term, 19____
Jack McMin

<i>Jay Snyder</i>	<i>.500</i>	
P.O.	Days in Court at \$ 3.00 per day 5c per mile actually traveled	<i>724</i>
	<i>74</i>	
<i>P.J. Valzovsky M.D.</i>	Days in Court at \$3.00 per day 5c per mile actually traveled	
P.O.	<i>74</i>	<i>864</i>
<i>Drexville Pa</i>	Days in Court at \$3.00 per day 5c per mile actually traveled	
P.O.		
	Days in Court at \$3.00 per day 5c per mile actually traveled	
P.O.		
	Days in Court at \$3.00 per day 5c per mile actually traveled	
P.O.		
	Days in Court at \$3.00 per day 5c per mile actually traveled	
P.O.		
	Days in Court at \$3.00 per day 5c per mile actually traveled	
P.O.		
	Days in Court at \$3.00 per day 5c per mile actually traveled	
P.O.		
Serving subpoenas	Witness	
P.O.	Miles distance	
Whole amount of Bill		<i>15 98</i>

CLEARFIELD COUNTY, SS:

CLEARFIELD COUNTY, SS: Anthony Guido, 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.

in attendance as above stated, and that the mileage is correct as he believes.

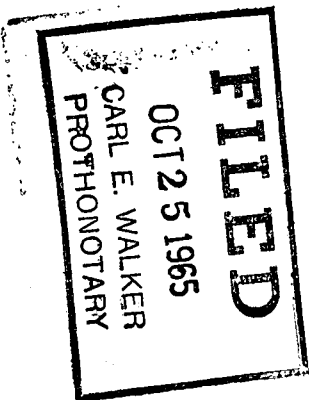
Sworn to and subscribed before me this
25th day of Oct, A. D. 1965
Carl E. Walker, Prothonotary

Anthony L. Lunda

PROTECTOR STARY
My Commission Expires
1st Monday Jan. 1966

No. Term, 19

Versus



Attorney

Oct. 25, 1965 Service accepted
By ~~Carl Selbert~~ ~~for~~ ~~defendant~~
By ~~Carl Selbert~~
Ally for defendant

13 Alvaratto Snyder et al

vs.

52 Jack L Munn

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY

No. 573 February Term, 1965

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.

Joseph P. Work Chairman
John K. Kelly J.
Eun S. Kennedy J.

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 DEFENDANTS AND AWARD DAMAGES FOR LOSS OF THE AUTOMOBILE IN THE AMOUNT OF \$300 PLUS INTEREST IN THE AMOUNT OF \$71 FOR A TOTAL AWARD OF \$371

Joseph P. Work Chairman
John K. Kelly J.
Eun S. Kennedy J.

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

Carl E. Walker
Prothonotary

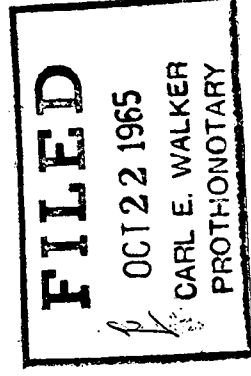
In the Court of Common Pleas
of Clearfield County

No.

Term, 195

vs.

OATH OR AFFIRMATION
OF ARBITRATORS
AND AWARD



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	PETITION TO SEVER	<div>FILED JUN-5 1961 WM. T. HAGERTY PROTHONOTARY</div>	BELL, SILBERBLATT & SWOPE ATTORNEYS AT LAW CLEARFIELD TRUST CO. BLDG. CLEARFIELD, PENNA. <small>COMMERCIAL PRINTING CO., CLEARFIELD, PA</small>
--	--	----------------------	---	---

Servic accepted this 5th day
of June, 1961 Gladys Cherry & Cherry &
by Edward V Cherry 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. :

JACK L. McMINN, :
Defendant :

No. 573 February Term, 1961

In Trespass

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 & SWOOPE

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 25th

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.

JACK L. McMINN,
Defendant

No. 573 February Term, 1961

In Trespass

ORDER OF COURT

NOW, to wit, this 5 day of June, 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 argument week
day of

1961 at

M.

BY THE COURT,

John P. [Signature]
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 & SWOOPE
by: *Paul Silberblatt*
Attorneys for Defendant

RECEIVED
JAN 29 1962
CARL E. YOUNGER
PROTHONOTARY

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

COMMERCIAL PRINTING CO., CLEARFIELD, PA

Sumil accepted on behalf of
Plaintiffs this January 29, 1962
Gleason Cherry & Cherry
by Edward V. Cherry.

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

NEW MATTER

NOW, to wit, this 29th 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 & SWOOPE

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. McMin

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. ~~57~~ 57 FEBRUARY TERM, 1961
IN TRESPASS

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

Plaintiffs

-VS-

JACK L. MCMINN,
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

By *Charles W. Cherry*
Attorneys for Plaintiffs

FILED
APR 24 1961
Wm. T. HANSEN, Clerk
CLEARFIELD COUNTY
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-

JACK L. McMINN, :
Defendant :

NO. 573 FEBRUARY TERM, 1961

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 Miani, 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.

- 4 -

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 St. Cherry
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, 1961.

Patrick P. Pennetti
Notary Public
My Commission expires

PATRICK P. PENNETTI
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 M. Henry
Notary Public
My Commission expires