

DOCKET NO. 374

NUMBER TERM YEAR

803 May 1961

In Re: Custody of Cheryl L. Vardy

and Thomas A. Vardy

VERSUS

DOCKET No. 174

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

IN RE: CUSTODY OF CHERYL L. VARDY

Born August 6, 1954 and Thomas

A. Vardy, born July 8, 1956

VERSUS

No. 803 May Term, 19 62

Debt \$

Interest

Judg't Entered

1269 Bell, Silberblatt & Swoope \$26.20

Testimony 33.25

Transcribing Testimony 22.20

Prothonotary 6.00

\$86.65

Certified from the records this 1st

day of August, A. D. 19 62

Prothonotary

COSTS MUST BE PAID PROMPTLY

No. 603 May Term, 19-64

In Re: Custody of Cheryl

L. Vardy, born August 6,

1924 and Thomas A. Vardy
born July 8, 1926

STATEMENT

[Handwritten signature]

Common Pleas Court, No. 803 May T.1961
re: Custody of Cheryl L. Vardy
and Thomas A. Vardy

Transcribing testimony
133 folios at .25 \$33.25

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

In re: Custody of :
CHERYL L. VARDY and : No. 803 May Term 1961
THOMAS A. VARDY :
:

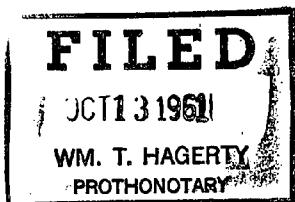
You are hereby notified that the testimony in the above entitled case has been transcribed and lodged with the Prothonotary, and that the same will be duly certified and filed so as to become part of the record, if no objection be made thereto within fifteen days from this date. Court Order and Rules of Court will be computed from this date.

October 13, 1961.

Vera H. Kester
Official Stenographer

NOW, October 13, 1961, the above notice served by carbon copy on Bell, Silberblatt & Swoope, counsel for petitioner, and William C. Chase, Esq., counsel for respondent.

Vera H. Kester
Official Stenographer



County of, Clearfield **ss.**

The Commonwealth of Pennsylvania to Carolyn H. Vardy Greeting:

We command you, that the body of Cheryl L. Vardy & Thomas A. Vardy under your custody detained, it is said, by whatever name he may be charged, together with the day and cause of his detention, you have before the Honorable John J. Pentz one of the Judges of our Court of Common Pleas of said County at his chambers in Clearfield, August 31, 1961 at 10:00 AM.EDST then and there to do, and be subject to whatsoever our said Judge shall consider in that behalf.

WITNESS the Hon. John J. Pentz

President of our said Court, at Clearfield the
21st day of August A. D.

1961

John J. Pentz
Prothonotary.

No. 803 May _____ Term, 19 61

COMMONWEALTH ex. rel.

In Re: Custody of Cheryl L. Vardy

and Thomas A. Vardy
versus

WRIT OF HABEAS CORPUS.

And now to wit: _____ 19 _____
upon hearing the proofs and allegations of the
prosecutor and defendant, it is hereby ordered

THE body of the within named _____, by me de-
tained, I brought before _____, one of the Judges, &c.,
as within commanded, _____ 19 _____

Sworn to and subscribed before me this

_____ day of _____
19 _____

So answers _____

Per _____

Filed _____, 19 _____
Prothonotary.

Attorney.

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

In Re: Custody of Cheryll.
Vardy & Thomas A. Vardy

Petition and Writ of
Habeas Corpus

No 803 May Term 1961

(Sheriff's Return)

Now, August 26, 1961 at 7:45 O'Clock P.M. served the within Petition & Writ of Habeas Corpus on Carolyn H. Vardy at place of residence 100 Quarry Ave, Du Bois, Pa., by handing to her personally a true & attested copy of the original Petition & Writ of Habeas Corpus and made known to her the contents thereof.

Costs Sheriff Ammerman \$17.20
(Paid by Atty B.S.S.)

So Answers.

Charles G. Ammerman
Sheriff

Sworn to before me this 28th
day of August 1961 A.D.

W^m T. Hopper
Prothonotary.



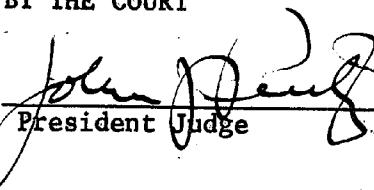
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA.

In re: Custody of :
CHERYL L. VARDY and : No. 803 May Term 1961
THOMAS A. VARDY :
:

O R D E R

NOW, June 26, 1962, the father of Cheryl L. Vardy and Thomas A. Vardy having returned to the County of Clearfield for a weeks vacation, and having applied for custody of the two children while in Clearfield County; and since no disposition was made of the custody proceedings and hearing held August 31, 1961; a temporary Order is made, directing that Carolyn Vardy, the mother of the children, deliver to Arthur Vardy, Jr., father of the two children, custody thereof for the week beginning as of this date, and to continue until hearing fixed for Monday, July 2, 1962.

BY THE COURT


President Judge

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNA.
No. 803 May Term 1961

In re: Custody of

CHERYL L. VARDY and
THOMAS A. VARDY

ORDER



JOHN J. PENTZ
PRESIDENT JUDGE
CLEARFIELD, PENNSYLVANIA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

In Re: Custody of :
Cheryl L. Vardy, : *803 May*
born August 6, 1954: No. 803 May
and Thomas A. Vardy: Term, 1961
born July 8, 1956. : *1*

PETITION

TO THE HONORABLE JOHN J. PENTZ, PRESIDENT JUDGE OF SAID COURT:

The Petition of Arthur Vardy respectfully represents:

1. That your Petitioner is 27 years of age, and was married to Carolyn H. Vardy on the 16th day of October, 1953.
2. That the parents of said children separated and by a proceeding brought to 787 May Term, 1959, the said Carolyn H. Vardy was granted a divorce by your Honorable Court, and both parents have remained unmarried.
3. The present address of your Petitioner is, 15446 Monte Street, Sylmar, California.
4. The present address of the mother is in the City of DuBois Clearfield County, Pennsylvania.
5. One of the causes of the separation of said parents was an affair between the mother of said children and one David Hepler.
6. Since the divorce of said parties, the mother has given birth to a third child on February 22, 1961, in the DuBois Hospital as to which child, she has made a Information, charging the said David Hepler as being the father of said child.
7. That your Petitioner filed a divorce action to No. 409 November Term, 1957, which he didn't proceed with, but permitted his wife to get a divorce, and the parties separated in May of 1957, due to the conduct of the mother, who does not reside with her parents in DuBois, but lives on Quarry Avenue.
8. That your Petitioner has learned that for over a year or more, the said Carolyn Vardy lived with one Gus Neidrich, in this

trailer, to the common knowledge of the people of DuBois and has enjoyed the attention and affection of 3 or 4 other men, both while she was still married to the Petitioner herein, and since the divorce.

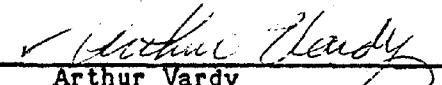
9. That your Petitioner was home in July of 1961, and sought to see his children and desired that the children be permitted to ride with him and his parents to the Pittsburgh Airport, when he was returning to California, but the mother refused to let the children go with your Petitioner.

10. That your Petitioner has learned that Carolyn Vardy has been associating with some man by the name of Connelly, who is in the service, and is of the opinion that it is for the best interest of his said children, not to be permitted to remain in their present environment, and though he is not married, he would be glad to maintain a home for them in California, or would pay his parents in DuBois, to keep and maintain the said children, so they would be reared in respectable and proper surroundings.

11. His parents have evidenced their desire to take said children and look after them.

WHEREFORE, Your Petitioner prays that an Order be made directing, that after hearing be had, Carolyn H. Vardy, should be required to turn Cheryl L. Vardy and Thomas A. Vardy over either to your Petitioner, or place said children with your Petitioner's parents or make such other disposition that would be for the best interest of said children.

And he will ever pray.


Arthur Vardy

STATE OF CALIFORNIA : SS:
COUNTY OF LOS ANGELES :

Before me, the subscriber hereto came, ARTHUR VARDY, who being duly sworn according to law, deposes and says, that the facts set forth in the within Petition, are true and correct to the best of his knowledge, information and belief.

Vera E. Crowe

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

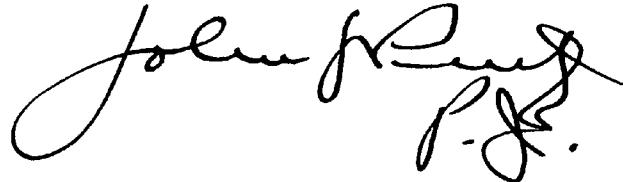
Vera E. Crowe VERA CROWE
My Commission Expires March 24, 1962

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

In Re: Custody of :
CHERYL L. VARDY, :
born August 6, 1954: No. Term, 1961
and THOMAS A. VARDY:
born July 8, 1956. :

ORDER

NOW, August ~~31st~~ 1961, hearing in the above entitled matter is set for the ~~31st~~ day of ~~Aug~~, 1961, at ~~10A~~ M., and the said Carolyn H. Vardy is directed to be present at said hearing together with the 2 children, namely, Cheryl L. Vardy and Thomas A. Vardy.



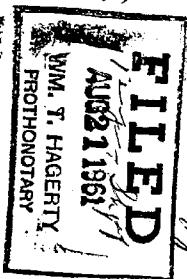
BY THE COURT,

P. J.

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNA.
No. *3 Mch* Term, 1961

In Re: Custody of
CHERYL L. VARDY,
born August 6,
1954, and THOMAS A.
VARDY, born July
8, 1956.

PETITION



BELL, SILBERBLATT & SWOOPPE
ATTORNEYS AT LAW
CLEARFIELD TRUST CO. BLDG.
CLEARFIELD, PENNA.
W. T. H.

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

In re: Custody of :
CHERYL L. VARDY and : No. 803 May Term 1961
THOMAS A. VARDY :
:

O R D E R

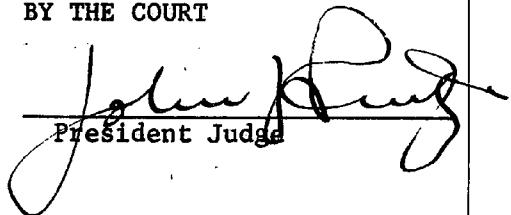
NOW, July 2, 1962, the petitioner, Arthur L. Vardy, Jr., now having, by virtue of an Order made June 26, 1962, custody of the two children, and expecting to remain in DuBois until Saturday, July 7th, shall have the children until that date, and then return them to Carolyn Vardy, the mother, at her residence on Quarry Avenue. Thereafter, during the summer months, the parents of the father, Arthur L. Vardy, Sr. and his wife, shall have custody of the two children for a/week period; the first two week period to begin Monday, July 16th and continue until Sunday evening, July 29th. They shall then be returned to the mother, Carolyn Vardy. The next two week period shall begin on Monday morning, August 13th, when Arthur L. Vardy Sr. and his wife, shall have custody of the children until Sunday night August 26th. When, and after school starts, as we understand both children will go to school, custody of the children shall be in Carolyn Vardy, the mother, except for every other week end. Assuming school starts right after Labor Day, the first week end shall begin on Friday afternoon, September 14th and end Sunday night, September 16th; and continue every other week end thereafter from Friday until Sunday night. Custody of the children at all other times, to remain in the mother, Carolyn Vardy.

Custody over vacation periods, such as Thanksgiving, Christmas, New Years and Easter, shall be subject to special order hereafter, as the circumstances will warrant.

This Order is made subject to any change that may in the opinion of the Court, be necessary or justified.

Arthur L. Vardy, Jr. to pay the record costs.

BY THE COURT


John P. Dwyer
President Judge

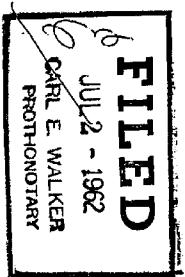
IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNA.

No. 803 May Term 1961

In re: Custody of

CHERYL L. VARDY and
THOMAS A. VARDY

ORDER



JOHN J. PENTZ
PRESIDENT JUDGE
CLEARFIELD, PENNSYLVANIA