CRAWFORD COUNTY

APPEARANCE DOCKET

BOOK 229

1941

PIRRELLO ENTEPRISES INC.
Scanned September 2020

FEBRUARY TERM, 1941

Walter J. McClintock

Petition of Commissioners of Crawford County for approval of private sale to Roy V. Terwilliger of R. D. No 1, Townville, Pa. of 70 acres of land with buildings, in Richmond Tp., which was assessed in name of Elsie White and sold to said Comrs. at Treasurers sale for taxes on 1st Mon. of Aug. 1935

Entered Nov. 11, 1940.

Pro. Clayton $5.00

Now, November 11, 1940 upon presentation and consideration of the within petition, the Court fixes the first Monday of December, 1940, at 9:30 o'clock A M. or as soon thereafter as the attention of the Court may be had, for hearing upon said petition, Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. (See paper filed) Per Curiam.

Final Order: And now, December 2, 1940, at 9:30 o'clock A.M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and, after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make, and deliver to the purchaser, Roy V. Terwilliger, of R. D. #1, Townville, Penna., a Commissioners deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price

Per Curiam,
O. Blare Kent, P.J.

(See paper filed)

FEBRUARY TERM, 1941

Walter J. McClintock

2

Petition of Commissioners of Crawford County for approval of private sale to Neil D. Fisher, of Titusville, Pa., of a lot with buildings in 2d Ward of Titusville, Pa., which was assessed in name of D. A. Fulmer, and sold to said Comrs. at Treasurer's sale for taxes on 1st Monday of Aug. 1935.
Entered Nov. 11, 1940

Pro. Slayton 5.00

Now, November 11, 1940, upon presentation and consideration of the within petition, the Court fixes the first Monday of December, 1940, at 9:30 o'clock A.M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. (See paper filed) Per Curiam

Dec. 2, 1941, Proof of publication filed.

Final Order: And now, December 2, 1940, at 9:30 o'clock A. M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, Neil D. Fisher of Titusville, Penna., a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price.

Per Curiam,
O. Clare Kent, P. J.

Walter J. McClintock

3

Kent & Kent for School Dist. Petitioner

Petition of Commissioners of Crawford County for approval of private sale to Hugh A. Clarke of Detroit, Mich. of two lots with buildings in the Boro. of Cochranton, assessed in the name of R. C. Clark estate, and sold to said Comrs at Treasurer's sale for taxes on first Mon. of Aug. 1935.

Entered Nov. 11, 1940

Pro. Slayton $5.00

Now, November 11, 1940, upon presentation and consideration of the within petition, the Court fixes the first Monday of December, 1940, at 9:30 o'clock A. M., or as soon thereafter as the attention of the Court may be had for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford.

(See paper filed) Per Curiam.

Nov 25, 1940 Answer and objections by the School District of the Borough of Cochranton, filed.

Now, Nov. 25, 1940, the sale of land in the Borough of Cochranton, Pa. mentioned in said petition by the Commissioners of Crawford County, Pa., to Hugh A. Clark is not approved, and a rule is granted upon the Commissioners of Crawford County, Pa., to show cause why they should not open said sale and accept further and higher offers for said described property.

(See paper filed) Per Curiam.

Dec 2, 1940, Answer of Comrs. to petition of School Dist. of Cochranton to open sale, etc., filed, and service of same accepted by John J. Kent, Esq. Atty for said School Dist.

June 4, 1941. By leave of Court, the answer and objections filed on Nov. 25, 1940, are withdrawn, and the rule granted upon the Commissioners of Crawford County on said date, is discharged.

(See paper filed.) Per Curiam.

June 9, 1941. Proof of publication of notice of hearing, filed.

And now, June 9, 1941, at 9:30 o'clock A. M., the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, Hugh A. Clarke, of Detroit, Mich., a Commissioners deed for the proper conveyance of said land, and to collect the price therefor, and to pay all costs of this proceeding from said purchase price.

Per Curiam,
O. Blare Kent,
President Judge.

(See paper filed)

4

Coreys Grocery
vs.
Geo. B Peretz
Entered Nov. 12, 1940
#
Pro. Slayton (paid) 2.25
Plff on Sigl 1.75

Of No 135 November Term, 1935 D. & J.
Amicable Scire Facias sur Judgt.
It is agreed, That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Ninety-five & no/100 Dollars, being the amount of debt, interest to October 22, 1925, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $95.00
Interest from Oct. 22, 1935

P. page 170. Judgment.
Paul D. Slayton, Prothy

Now this 18th day of April 1942 for value received Hendy Sue, assigns & transfers set over to John V. Bozic Esq. the above judgment, debt, interest & costs.

Corey's Grocery
By Carl C Corey
Witness: Paul D. Slayton

Charles B. Stegner
5

Titusville Trust Company
vs.
L. J. Rowe
Entered Nov. 13, 1940

Pro. Slayton (paid) $2.25
Atty 3.00
Original Costs:
Pff $1.75
Atty Stegner 3.00

Of No. 122 November Term, 1935. Def'd
Amicable Scire Facias sur Judgment.
It is agreed That the Prothonotary of said court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Sixteen Thousand ($16,000.00) Dollars, being the amount of debt, interest to November 14, 1940, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $16,000.00
Interest from Nov. 14, 1940

R. page 109. Judgment
Paul D. Slayton, Pro.

And now April 28-1941 plaintiff releases from the lien of above Judgment, all that certain piece or parcel of land situate in Oil Creek Township, Crawford County, Penna. bounded and described as follows. Beginning at a point in Route No 27. leading from Titusville to Meadville said point being the south west corner of land of John Ghering, thence north along the west line of said Ghering's lot to Oil Creek; thence west along Oil Creek one hundred (100) feet to a point, the corner of lot now or formerly of Waldo B. White; thence south along the east line of said lot to a point in said route No 27; thence ~~east~~ along the center of said Route No. 27, one hundred (100) feet to a point the place of beginning.
(See paper filed)

✓ 1-10- 1945
Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
Chas B Slayton
Atty for Pff
Witness: Paul D. Slayton

✓ November 29, 1944, Writing filed wherein plaintiff releases from the lien of this judgment the following described property to-wit; all that certain piece or parcel of land situate in the Borough of Hydetown, County of Crawford and State of Pennsylvania, bounded and described as follows, to-wit: Beginning at a point in the center of Oil Creek under the bridge in the road leading from Hydetown, Pennsylvania to Gresham, Pennsylvania, the same being south fifty-six (56) feet east, ninety-six (96) perches from the starting point in the description of lands conveyed by deed from heirs of Samuel Ridgway to Willis Ridgway, dated June 29, 1909, and recorded in the Recorder's Office of Crawford County in Deed Book 188, page 148, August 2, 1909; thence north forty-two and three-fourths (42.75) degrees east twenty-eight

— Continued on Page 685 —

FEBRUARY TERM, 1941

Charles B. Stegner

6

9-5-41. Rec'd $3.00 docket fee
Chas. B. Stegner atty

Titusville Trust Company

vs.

C. L. Grove and Elizabeth R. Grove

Entered Nov. 14, 1940

Pro. Slayton (Paid 11-5-40) $2.25
Atty. 3.00
Original costs:-
Use of Plff. 13.90
Pro. Slayton (Paid 11-14-40) 2.00
Atty Stegner 3.00

Of No. 96 November Term, 1935 Appn which was a Sci. Fa. sur Judgment at No. 358 Sept. Term, 1930, $919.

Amicable Scire Facias sur Judgment

It is agreed That the Prothonotary of said Court enter an amicable Scire Facias upon the above judgment, with the same effect, as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants for the sum of Nine Hundred ($900.00) Dollars, being the amount of debt, interest to November 9, 1935 and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Dated October 31, 1940

Signed, Sealed, and Delivered in presence of
Margaret Moran
Charles B. Stegner

C. L. Grove (Seal)
Elizabeth R. Grove (Seal)
Titusville Trust Company
By Charles B. Stegner (Seal)
Attorney

Debt $900.00
Interest from Nov. 9, 1935
Judgment
Paul D. Slayton, Pro.

G. pages 94 & 60.

Sept. 5, 1941, This judgment satisfied. (See paper filed.)

FEBRUARY TERM, 1941

F. Joseph Thomas
7

Feby. 10, 1941, Recd. $33.10 costs.
P.D.S.
Feby 18. 1941. Recd $25.00
Otto A. Stolz, Master

Olive Damon
vs.
Ray Damon.
Issued Nov. 14, 1940

Tax & writ 11-15-40, Pd.	$3.00	
Shff. Smith (paid)	3.20	
Otto A. Stolz, Master	25.00	
Pro. for Co. 2-10-41. Pd.	8.10	
Atty.	3.00	

Subpoena in Divorce
And now, Nov. 14, 1940, Subpoena awarded, Returnable to the first Monday of January, 1941.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the respondent personally on the 14th day of Nov. 1940, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above.
So answers Harry B. Smith, Shff.

And now, February 6, 1941, Otto A. Stolz, Esq., is appointed Master to take testimony in the above intitled case and make a report thereon to the Court.
Per Curiam.

Feby. 19, 1941, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1941, No. 32,

March 6, 1941, After due consideration a divorce is decreed as prayed for and respondent, Ray Damon, is ordered to pay the cost of this proceeding.
Per Curiam.

—Decree—

And now: to Wit; March 6. A.D. 1941 this cause came on to be heard on libel subpoena, subsequent proceeding, and evidence therein duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered adjudged and decreed.
That the said Olive Damon be divorced and forever seperated from the nuptial ties and bonds of Matrimony heretofore contracted between her the said Olive Damon the libellant and the said Ray Damon the respondent And that thenceforth all and every the duties rights and claims accruing to either the said libellant or the said respondent at any time hereto for in pursuance of said marriage, shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been Married.
Per Curiam

FEBRUARY TERM, 1941

Walter J. McClintock 8	Petition of Commissioner of Crawford County for approval of private sale to Reba Swavey, of lot with buildings in Hayfield Tp. which was assessed in name of Roy Swavey and sold to said Comrs. at Treasurers sale for taxes on 1st Mon. of Aug. 1935 Entered Nov. 14, 1940 Pro. Clayton $5.00	Now, November 14, 1940, upon presentation and consideration of the within petition, the Court fixes the first Monday of December, 1940, at 9:30 o'clock A.M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. Per Curiam (See paper filed) O. Clare Kent, P.J. Final Order: And now, December 2, 1940 at 9:30 o'clock A.M., the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, Reba Swavey, of R.D. No 3, Meadville, Penna., a Commissioners deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. (See paper filed) Per Curiam, O. Clare Kent, P.J.

FEBRUARY TERM, 1941

Stuart A. Culbertson 9 F. Joseph Thomas	Ed Wagner vs Frank E. Lippert Entered Nov. 15, 1940 Tax & entry (paid) $1.50 Costs on Trans. (Pltff. pd) 15.00 Pro. for Co. 5/8/42. Pd. 1.75 Atty. 3.00	Appeal by Deft. from Judgment of Dominick Lemme, Alderman. Nov. 15, 1940, Proof of service of notice of filing appeal filed And now, April 10, 1942, on praecipe of defendants attorney judgment of non-pros. is hereby entered against the plaintiff for want of a Statement and Affidavit of Claim. Judgment of Non. Pros. Paul D. Slayton, Prothy. No. p. 11.

FEBRUARY TERM, 1941

Raymond C. Miller 10	American Radiator and Standard Sanitary Corporation vs. R.C. Weiland Issued Nov. 15, 1940 Tax & writ (paid) $2.00 Shff. Smith (paid) 4.20	Summons in Assumpsit, Returnable to first Monday of December next Nov. 15, 1940. Statement of claim filed Writ returned: Served the within Summons together with copy of Statement of Claim personally on R.C. Weiland, by serving Kathryn Weiland, she being an adult member of the family, namely his wife, at No 669 Chestnut Street, City of Meadville, Crawford County Pa., on Nov. 27, 1940, at 3:30 o'clock P.M. by handing to her a true and attested copy of the within summons together with copy of Statement of Claim, and making contents of same known to her So answers Harry B. Smith, Sheriff

Stuart A. Culbertson

11

Free R. Waid and Mary E. Waid, his wife,
vs.
Clarence S. Loper,
Elsie White,
Mary E. Waid and
Charles P. Williams,
real owners and terre tenants.
Issued Nov. 15, 1940

Sci. Fa. writ (11-27-41. Pd.	$	3.00
Recorder Smock ¥		.50
Sheriff Smith (Pd)		30.08
Stff. Mercer Co. (Pd)		7.70
Pro. Blayton 2/13/41. Pd.		3.25
Atty		3.00
		47.53

Scire Facias sur Mortgage recorded in Mortgage Book 153, page 252; Returnable to the first Monday of December, 1940.

Nov. 15, 1940, Affidavit of default and ownership, plaintiffs statement, and release of original mortgagors, "their heirs, executors, administrators and assigns from all personal liability for said debt," - filed.

And now, Dec. 2, 1940, On motion in open Court, the return day is extended from the first Monday of Dec. 1940, to the first Monday of Jan. 1941. (See paper filed) Per Curiam.

Writ returned: (a) Served the within Sci. Fa. together with copy of Statement, etc. on Clarence S. Loper at his home in Conneaut Tp., on Nov. 18, 1940, at 3 o'clock P.M. by handing him a true and attested copy the same and making contents known to him: also, on Elsie White, at her residence in Linesville, on Nov. 18, 1940, at 3:30 P.M. in the same manner; also, on Mary E. Waid by deputizing the Sheriff of Mercer County, Pa., as per his return hereto attached.

Advertised notice of the within writ in the Tribune Republican, Meadville, Pa., once a week for three successive weeks, Nov. 25, Dec. 2, Dec. 9, 1940 in accordance with Rule 40, Sec. 8, Sub Sec. B. of the Rules of Court, as per proof of publication hereto attached.

So answers Harry B. Smith, Sheriff

(b.) On the 20th day of Nov. 1940, at 1:35, P.M., Served the within Sci. Fa. and Statement, on Mary E. Waid, by handing a true and attested copy of each to her at her place of residence, Jamestown, R.D. 2, first making known to her the contents thereof. So answers,

So answers Alex Elliott, Sheriff of Mercer County, Pa.

And now, Jan. 11, 1941, upon praecipe of plaintiffs attorney, judgment is entered in favor of the plaintiffs and against the defendants - real owners and terre tenants - for want of an appearance and affidavit of defense, and same liquidated at the sum of Seven hundred eighty two and 78/100 Dollars, with interest from Nov. 15, 1940, and costs of suit. (See paper filed)

Debt # 782.78
Int. Nov. 15, 1940.

Judgment
Paul D. Blayton, Pro.

L. & J. 108; Ma-i. J. 157.

Lev. Fac. to No. 45 Feb. Term, 1941

This Judgment satisfied March 12, 1941 see paper filed

FEBRUARY TERM, 1941

Louis J. Groudine 1209 Plaza Bldg, Pittsburgh Pa 12	Grant Lauffer vs. Evelyn O Hotchkiss Executrix of the estate of George Ray Hotchkiss, deceased Entered Nov. 16, 1940 $ 1 Pro Slayton (paid) $ 2.50 Pro. for Co. 11-12-42. Pd. 1.50 Atty. 3.00	Certified copy of praecipe for Summons in Assumpsit from the Court of Common Pleas of Allegheny County, Penna, filed there to No. 2216, October Term, 1940 No. pages 99 & 100. And now, Nov. 12, 1942, on praecipe of plaintiff's attorney this case is hereby marked settled and discontinued of record. Paul D. Slayton, Pro Thonotary.

FEBRUARY TERM, 1941

Robert M. Dale, Oct. 7, 1941
Leland J. Culbertson
13
Thomas Kubart
11/29/40 C.w.b.
Joseph H. Goldstein

O. H. Holder
vs.
Nils G. Hoagvall &
James P. Thomas
Issued Nov. 16, 1940

		$ /
Jay Swart	12/30/40. pd.	2.00
Shff. Smith (Gs)		3.30
Shff. Warren Co. (paid)		5.10
Pro. Slayton	5/22/42. pd.	5.85
Pro. dis.	5/22/42. pd.	1.00
Atty.		3.00
		20.25

Summons in Trespass
Returnable to first Monday of December, 1940

Writ returned: Served the within summons upon Nils G. Hoagvall and James P. Thomas by deputizing the Sheriff of Warren County, Pa., as per his return hereto attached.

So answers, Harry B. Smith, Sheriff

Return of Sheriff of Warren County, Pa.: Served the within Summons in Trespass upon Nils P. Hoagvall, one of the defendants within named, personally, by handing to him a true and attested copy of the said summons, and making known unto him the contents thereof, at his place of residence, 114 Redwood Street in Warren Borough, Warren County, Penna., and upon James P. Thomas, one of the defendants within named, by handing to, and leaving with Nils G. Hoagvall his father-in-law, and an adult member of his family, personally, a true and attested copy of the said Summons, and making known unto him the meaning of the contents thereof, at his place of residence, 114 Redwood Street, in Warren Borough, Warren County, Pa., on Wednesday, Nov. 27, 1940, at 10:20 o'clock A. M.

So answers, W. C. Stuart, Sheriff

Jan. 3, 1940, Statement of Claim filed, service accepted

Feb. 10, 1941 Affidavit of defense and counter claim filed. Service accepted.

And now, March 3, 1941, Rule granted on defts. to show why they should not file a more specific statement of claim; all proceedings to stay meanwhile; returnable sec. leg.

(See paper filed) Per Curiam

On Argt. List for May Term, 1941; No. 25.

May 26, 1941, Motion to amend counter claim filed;

Order: Now, May 26, 1941, upon presentation of the foregoing motion amendment of counter-claim is allowed as prayed for.

Per Curiam.

May 27, 1941, By agreement of counsel rule discharged.

Per Curiam.

On Fall Trial List 1941; No. 24.

Oct. 7, 1941, Robert M. Dale, Esq. appears for O. H. Holder, this case

(See paper filed)

"Oct. 9, 1941, Settlement agreed upon, Continued."

Nov. May 1st. 1942. the within case is settled and discontinued of Record and the Prothy is authorized to mark same so of record

Leland J. Culbertson, atty for Plff

John H. Bozic +
F. Joseph Thomas

14
Stuart A. Culbertson

D. J. Morrow, doing business as D. J. Morrow Co.

vs.

W. D. Vest and Gladys Vest

Entered Nov. 16, 1940

	$
Tax Fentry (paid)	1.50
Costs on Trans.	14.90
Pro. Slayton	4.45
Atty.	3.00

Appeal by Deft from Judgment of Dominick Lemme, Alderman Nov. 18, 1940, Proof of notice to plff. of appeal, filed.

Dec. 2, 1940, Statement of claim filed; Service of copy accepted by defendants attorney. (See paper filed).

Dec. 14, 1940, Affidavit of defense filed. Service accepted.

On Spring Trial List, 1941; No. 15.

March 3, 1941, Continued by agreement of counsel. Per Curiam

On Fall Trial List 1941; No. 7.

"Oct. 6, 1941, Reported as Settled. OCK"

Nov 10 / 41 the above case settled and discontinued by consent.

Atty for Plaintiff's.

FEBRUARY TERM, 1941

F. Joseph Thomas 15 Paul E. Thomas	Titus D. Knight, Claimant, vs. Moore Brothers Company, Meadville, Pennsylvania, defendant, Division of Rieck-McJunkin Dairy Company Entered Nov. 19, 1940 Pro. Slayton (paid 12/4/40, Pd.) $ 5.00 Pro. Slayton since 2.50 Atty 3.00	Appeal by Titus D. Knight, Claimant, from the decision of the Workmens Compensation Board made October 31, 1940, on claim petition No. 80,918. Nov. 19, 1940, Affidavit of appellant, notice of appeal and exceptions filed. Same day, Certiorari to Workmens Compensation Board issued. Same day, Paul E. Thomas, Esq., Atty for defts accepts service of notice of appeal. Nov. 29, 1940, Certified Transcript of record from W.C. Board filed. On Argt. List for Feby. Term, 1941, No. 9. On Argt. List for May Term, 1941, No. 12. May 27, 1941, Argued.

And now, August 14, 1941, the appeal is dismissed at cost of appellant, and an exception is noted and sealed for Claimant. Per Curiam,
(See opinion filed) O. Clare Kent, P.J.
Same day, Certified copy of opinion and order transmitted to Workmens Compensation Board.
Nov. 19, 1942, Record returned to Workmens Compensation Board, Harrisburg, Pa.

J. Berry Eckels

16

Deft. fi. fa.

no tax

Department of Public Assistance of the Commonwealth of Pennsylvania,

vs.

J. Anson Sargent, Administrator of the estate of Lois Sargent, deceased.

Entered Nov. 19, 1940

Tax & entry (1-6-41 $1.75 Pd) $ 2.25
Pro. Slayton 1-6-41 Paid 1.25
Atty 3.00

Summons in Assumpsit Returnable to the first Monday of December next.

Nov. 19, 1940 Appearance, waiver and acceptance of service and confession of judgment by deft. filed; to wit:-

And now, November , 1940, I hereby waive the issuance and service of a summons in the within case, and hereby accept service as fully and effectually as if a summons were duly issued to the Sheriff of Crawford County and by him served upon me in the said county, hereby releasing all errors. And I hereby enter my appearance as defendant in the within case, and I hereby confess judgment in favor of the Department of Public Assistance of the Commonwealth of Pennsylvania, and against myself as Administrator of the estate of Lois Sargent, deceased, for the sum of Nine Hundred Fifty and 70/100 ($950.70) Dollars with costs of suit.

(Signed) J. Anson Sargent,
Administrator of the estate
of Lois Sargent, deceased.

(See praecipe for summons)

Debt $950.70

Int. from Nov. 19, 1940

Ja. page 88 & 143

Judgment

Paul D. Slayton, Pro.

Nov. 16, 1945, Sci. fa. to No. 22 Feby. Term, 1946.

FEBRUARY TERM, 1941

Kent & Kent 17 John W. Manula F. & Ridbort, Jr.	Harold F. Wolfe vs. Pete Grbanac Issued Nov. 20, 1940 Tax & writ (paid) 2.00 Shff Smith (pd) 2.90 Shff Allegheny Co (pd) 8.70 Pas. Slayton 10/7/41. pd 3.10 Atty 3.00	Summons in Trespass Returnable to the first Monday of December next. Nov. 20, 1940, Statement of claim filed and copy certified. Jan. 14, 1941 John W. Manula, Esq. 1306 Berger Bldg. Pittsburgh, Pa., and F. C. Ridbort, Esq. appear for Deft. (See papers filed) Writ returned: Served the within Summons together with copy of Statement of claim upon Peter Grbanac by deputizing the Sheriff of Allegheny County, Pa., as per his return hereto attached. So answers Harry B. Smith, Sheriff.

Now, Oct. 7, 1941, above case compromised settled and discontinued.

Kent & Kent
by Robert F. Kent
Attys. for Plaintiff

Attest Oct. 7, 1941
Paul D. Slayton
Pro

On Fall Trial List 1941; No. 5.
"Oct. 17, 1941, Reported as Settled" "O.C.K."

Stuart A. Culbertson

vs.

George X. Simonetta

Edith Winans, surviving mortgagee

vs.

Lyda M. Titus

Issued Nov. 20, 1940

		$ ¢
Tax on writ	11-27-40. Pd.	3.00
Recorder Smock		.50
Sheriff Smith (paid)		19.74
Pro. Slayton pd Feb. 19, 1941		1.00
Atty		3.00
		30.24

Scire Facias sur Mortgage recorded in Mortgage Book 140, page 5; Returnable to first Monday of December, 1940

Nov. 20, 1940 Affidavit of ownership, Affidavit of default and Statement of claim, filed.

And now, Dec. 2, 1941, On motion in open Court, the return day is extended from the first Monday of Dec. 1940, to the first Monday of January, 1941.

(See paper filed) Per Curiam

Dec 11, 1940, George X. Simonetta, Esq. appears for defendant. (See papers filed)

Writ returned: On Nov. 25, 1940, mailed by registered postage prepaid, a true and attested copy of the within Sci. Fa. sur Mortgage, together with copy of Statement of claim, etc., to Lyda M. Titus, defendant, temporarily residing at No. 129 N. Cheyenne Street, Bartlesville, Oklahoma, which was received by her on Nov. 27, 1940, as per return receipt hereto attached and made a part of this return.

Advertised notice of the within writ in the Tribune-Republican, Meadville, Pa., once a week for three successive weeks, Nov. 25 and Dec. 2, 9 1940, in accordance with Rule 47, Sec. 8, Sub-section B of the Rules of Court, as per proof of publication hereto attached.

So answers Harry B. Smith, Sheriff.

And now, January 11, 1941, upon praecipe of plaintiff's attorney, judgment is entered in favor of the plaintiff and against the defendant, for want of an affidavit of defense, and liquidated at the sum of Eight hundred forty-one and 57/100 Dollars, with interest thereon from Nov. 19, 1940, and costs of suit. (See paper filed)

	$ ¢
Debt	841.57
Int from Nov. 19, 1940	
Judgment	

Paul D. Slayton, Pro.

J. page 58.

Lev. Fac. to No. 46 Feb. Term, 1941.

FEBRUARY TERM, 1941

John Schuler	Paul Brenoel, a minor, by his guardian Ralph Brenoel, and Ralph Brenoel in his own right vs. Gaylord F. Picard Issued Nov. 20, 1940 Tax (4th qtr.) $2.00 Writ (paid) -.- Sheriff Smith -.- Pro. Slayton fd 12/18/40 by atty 4.25 Atty 3.00	Summons in Trespass Returnable to first Monday of January next Nov. 20, 1940, Statement of claim filed. Copy certified. Dec. 7, 1940 Petition for leave to settle action filed. And now, Dec. 6, 1940, Upon hearing and consideration of the foregoing petition, it appearing to the Court that the proposed settlement is fair and equitable, and the plaintiff received no serious or permanent injuries and has fully recovered, the proposed settlement is approved, and the balance of $37.00 remaining after the payment of the actual expenses, to be paid to the guardian and father, Ralph Brenoel. Per Curiam, O. Clare Kent, P.J. (See petition filed) Nov. 29, 1940 Summons returned, with the following endorsed: "I hereby accept service of this summons on behalf of Gaylord F. Picard, to have the same force and effect as though served by the Sheriff." (Signed) Herbert V. Brownlee, Attorney for Defendant.
19		

Now December 18th 1940 This case settled & record and discontinued

John Schuler
Atty for Pltf.

Attest Dec. 18, 1940
Paul D. Slayton, Pro.

Thomas & Kiebort 20 Gunnison, Fish, Gifford & Chapin.	Harold A. Rosenberger vs. The Mutual Life Insurance Company of New York Issued Nov. 20, 1940 Tax & writ (paid) $2.00 Shff. Smith (pd) 3.30 Shff. of Dauphin Co. (paid) 5.35 ~~Pro. Slayton 1/21/42 Pd. 6.95~~ ~~Atty~~ 3.00 ~~Jury fee~~ ~~4.00~~ Plaintiffs bill 39.00	Summons in Assumpsit. Returnable to first Monday of December, 1940. Dec. 2, 1940, Gunnison, Fish, Gifford & Chapin appear for defendant. (See paper filed.) Writ returned: Served the within Summons on The Mutual Life Insurance Company of New York, by deputizing the Sheriff of Dauphin County, Pa., as per his return hereto, attached. So answers Harry B. Smith, Sheriff See also, on writ, admission of service by Ins. Comr. of Penna. as of Nov. 25, 1940, 9:45 A.M. April 24, 1941, Statement of claim filed. April 28, 1941, Acceptance of service of Statement of claim filed. May 9, 1941, Affidavit of defense filed. On Fall Trial List 1941; No. 17. Oct. 9, 1941, Continued on application of deft. and ordered to top of Jan. 1942 trial lists. Per Curiam. (See motion filed.) On Winter Trial List, 1942; No. 2. Jany 9, 1942, Jury selected and sworn, and proceeded to trial. Jany 12, 1942, Plaintiff in accord with agreement of counsel, for settlement of the case, moves the Court for withdrawal of a juror and continuance of the case, same to be discontinued on final adjustment of payment under the agreement. Per Curiam. Jan. 13, 1942, Plaintiff's Bill of costs, $39.00, filed. Jan 21, 1942 This case is hereby settled and discontinued of record and all costs have been paid Thomas & Kiebort Attys. for Plaintiff

FEBRUARY TERM, 1941

Leland J. Gerlbertson
Humes & Kubert
9/1/42 P.D.S.

2/
F. Joseph Thomas
11-30-40

School District of Vernon Township Crawford County, Pennsylvania,
vs.
Ray D. McGuire and Lula McGuire, his wife

Issued Nov. 20, 1940

Tax Writ (paid) $2.00
Shff. Smith (paid) 6.60
Pro. Slayton 9/1/42 bd. 11.75
~~Jury fee~~ 9/2/42. Pd. ~~4.00~~ 1.00
Atty. 3.00
Defts. Bill of costs 26.20
Shff. on Sat. d. ft. (paid) 3.40

Summons in Assumpsit. Returnable to the first Monday of December, 1940.

Nov. 26, 1940, Statement of claim filed. 2 copies certified.

Nov. 30, 1940. F. Joseph Thomas, Esq. appears for defts. (See paper filed)

Dec. 17, 1940. Affidavit of defense and counter-claim filed.

Jan. 3, 1940, Plffs. affidavit of defense to defts. counter claim filed.

Writ returned: Served the within Summons, together copy of Statement of claim personally, on Ray D. McGuire at No. 296 Willow Street, City of Meadville, Crawford County, Pa., on Nov. 27, 1940, at 4:50 o'clock P.M., by handing to him a true and attested copy thereof, and making contents of same known to him. Also, served the within Summons, together with copy of Statement of claim, personally on Lula McGuire, at No. 296 Willow Street, City of Meadville, Crawford County, Pa., on Nov. 27, 1940, at 4:50 o'clock P.M., by handing to her a true and attested copy thereof, and making contents of same known to her. So answers Harry B. Smith, Sheriff.

On Spring Trial List, 1941; No. 24.

March 3, 1941, Continued by agreement of counsel.

Per Curiam.

On Fall Trial List 1941; No. 29.

And now, October 13, 1941, a jury selected and sworn as follows: 1- James Paul, 2- Mrs. Mabel Werley, 3- Mrs. Fred S. Caldwell, 4- J. C. Miller, 5- Joseph F. Waid, 6- Fenton Sheldon, 7- Mary E. Bailey, 8- Hugh A. Frey, 9- Mrs. Edith Dornhoffer, 10- L. D. Shrakley, 11- C. L. Thurston, 12- Paul Anderson: twelve good and lawful persons, who upon their solemn oaths which they have taken say, October 14, 1941, they find for Ray D. McGuire and Lula McGuire, his wife and against the School District of Vernon Township, Crawford County, Penna., in the sum of Three hundred twenty-seven and 50/100 Dollars ($327.50), upon Defts' counter claim. Corp. p. 107.

* Oct. 13, 1941, Defts' motion for compulsory nonsuit is allowed.

Corp. page 107 Judgment - non suit
Paul D. Slayton, Pro.

October 17, 1941, Motion by Plff. to take off the compulsory non suit, presented and filed.

And now, October 17, 1941, upon presentation of the within and foregoing motion, a rule to show cause is hereby granted, returnable sec. leg.

Continued on page 108

Leland J. Culbertson

22

Thomas C. Powers, a minor, by Meryl E. Powers and Grace H. Powers, his parents, and next friends, and Meryl E. Powers and Grace H. Powers in their own right,

vs.

Charles F. Blankenmeier

Issued Nov. 21, 1940,

Tax & writ (paid) $2.00

Shff. Smith

475

3

Summons in Trespass, Returnable to the first Monday of December, 1940.

Nov. 26, 1940, Statement of claim filed, copy certified.

Dec. 4, 1940 Acceptance of service of Statement of Claim by Herbert V. Brownlee, Attorney for Deft. filed.

Dec. 2, 1940, Petition to compromise and settle claim, presented in open Court and filed.

Order: And now, December 2, 1940, upon presentation and consideration of the above and foregoing petition, it is ordered and decreed that Meryl E. Powers and Grace H. Powers, father and mother of Thomas C. Powers, a minor, be and they are hereby authorized to compromise and settle for the sum of One Hundred Fifty ($150.00) Dollars, the claim of the said minor for damages resulting from personal injuries sustained by him at the time and in the manner set forth in the said petition, and for the recovery of which an action was brought at the above number and term therein set forth, and upon payment of the said amount of One Hundred Fifty ($150.00) Dollars by or for the said Charles F. Blankemeier, he the said defendant is released from any and all liability to the said minor, Thomas C. Powers, for damages arising out of the accident described in the said petition. It is further ordered and decreed that the sum of One Hundred Fifty ($150.00) Dollars so agreed upon, shall be paid to the natural guardians and next friends of the minor, Thomas C. Powers, to wit: Meryl E. Powers and Grace H. Powers, his wife.

Per Curiam,
O. Clare Kent, P.J.

(See paper filed)

Summons returned Dec. 4, 1940, with the following endorsed:-

"And now, to wit this 29th day of November, 1940, I hereby accept service of this Summons, to have the full force and effect as if duly served by the Sheriff.

(Signed) Herbert V. Brownlee,
Attorney for the defendant

FEBRUARY TERM, 1941

F. L. Siebert, Jr.	Baldwin and Webcomer Company	Of No. 179 November Term, 1940
23	vs.	Attachment Execution,
	Harold L. McGuire, Deft., and Robert Chase, Garnishee	Returnable to next term.
	Issued Nov. 22, 1940	Writ returned: Attached as within commanded, the goods, chattels, moneys and credits and effects of the defendant Harold L. McGuire, in the hands of Robert Chase, Garnishee, on the 22d day of Nov. 1940, at 4:35 o'clock P. M., and declared in presence of credible witnesses of the neighborhood that the said goods, moneys, estate and effects were attached as the goods and effects of the defendant in the hands of the said Garnishee; and at the same time summoned the said Robert Chase as Garnishee, by handing a true and attested copy of the within writ to him personally, and making contents of same known to him. No service as to Harold L. McGuire, deft. So answers Harry B. Smith, Stff.
	$ /	
	Jax & writ (paid) 2.75	
	Stff. Smith (paid) 3.20	

FEBRUARY TERM, 1941

J. L. Kiebort, Jr.	Baldwin and Welcome Company vs. Harold L. McGuire, Deft. and Robert Chase, Garnishee	Of No. 130 November Term, 1940 Attachment Execution, Returnable to next term.

Issued Nov. 22, 1940

Tax writ (paid)	$ 2.75
Stff. Smith (paid)	3.20

Writ returned: Attached as within commanded, the goods, chattels, moneys and credits and effects of the deft. Harold L. McGuire, in the hands of Robert Chase, Garnishee, on the 22d day of Nov. 1940, at 4:35 o'clock P. M., and declared in the presence of credible witnesses of the neighborhood that the said goods, moneys, estate and effects were attached, as the goods and effects of the deft., in the hands of the said Garnishee; and at the same time summoned the said Robert Chase as garnishee, by handing a true and attested copy of the within writ to him personally, and making contents of same known to him. So service as to Harold L. McGuire deft.

So answers Harry B. Smith, Sheriff.

FEBRUARY TERM, 1941

Stuart A. Culbertson 25	Eva M. Jones vs. Arthur H. Jones Issued Nov. 22, 1940 Tax & writ (paid) $3.00 Shff. Smith (paid) 3.20	Subpoena in Divorce And now, November 22, 1940, Subpoena awarded, Returnable to first Monday of January, 1940. Per Curiam, O. Clare Kent, P.J. Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 29th day of November, 1940, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above. So answers Harry B. Smith, Shff.

FEBRUARY TERM, 1941

Paul E. Thomas

26.

In re Petition of Herbert F. Keyes and Vernie Keyes McCracken for a Rule on the heirs of Francis Bitler otherwise known as Frank Bitler and on the heirs of Christ Bitler, otherwise known as Christian Bitler, or their assigns to bring an action of Ejectment within 6 months.
Entered Nov. 25, 1940

Pro. Slayton 12/27/40. Pd. 5.00
Sheff. Smith ---
Tribune Pub. Co. (paid) 16.75
Pro. Slayton 8-22-41. Pd. 2.50
Atty 9/12/41. Pd. P. E. Hamm 3.00

Rule to bring Ejectment within six months, for eight (8) acres and 153 square rods of land in West Mead Township, on Morgan Road (described at length in petition.

And now, Nov. 25, 1940, upon presentation of the foregoing petition and after testimony taken and upon due proof of the allegations set forth in the petition rule is hereby granted on the heirs of Francis Bitler, otherwise known as Frank Bitler, and on the heirs of Christ Bitler, otherwise known as Christian Bitler, or their assigns, to bring his or their action of ejectment within six (6) months from the date of the service of such rule upon him or them, or show cause why the same cannot be brought; returnable to the first Monday of February, 1941, at 9:30 o'clock A. M., and it is further ordered and decreed that service of this rule be made upon the said heirs by publication in the Meadville Tribune-Republican once a week for six (6) successive weeks.

Per Curiam,
O. Clare Kent, P. J.

(See paper filed)

Feb. 3, 1941. Proof of publication of notice filed.

And now, February 3, 1941, upon consideration of the foregoing, the rule is made absolute as prayed for, and it is ordered and decreed that the said heirs of Francis Bitler, otherwise known as Frank Bitler, and the said heirs of Christ Bitler, otherwise known as Christian Bitler, deceased, bring his or their action of ejectment within six months from the date of this decree or be forever barred from so doing.

Per Curiam,
O. Clare Kent, P. J.

(See paper filed)

Feb. 3, 1941. Affidavits of service upon next of kin; affidavit of service upon respondent; and affidavit of Robert A. Israel, Supt. of Warren State Hospital, filed.

And now, August 4, 1941, upon consideration of the foregoing and inspection of the record in this case, the rule is hereby made absolute, and judgment for the lands described in said petition is hereby entered in favor of Herbert F. Keyes and Vernie Keyes McCracken, and against the heirs of Francis Bitler otherwise known as Frank Bitler, and against the heirs of Christ Bitler,

— Continued on margin. —

otherwise known as Christian Bitler; and it is further ordered and decreed that hereafter no action of ejectment for the recovery of said real estate shall be brought by the said heirs heirs of Francis Bitler, otherwise known as Francis Bitler, or the heirs of Christ Bitler, otherwise known as Christian Bitler, or any one claiming under, by, or through them or either of them.

Per Curiam,
O. Clare Kent, P. J.

(See paper filed)

Judgment,
Paul A. Slayton,
Prothy.

Bi page 149, 149.

Entered of Record Aug. 4, 1941 Geo. Bleasdale, Clerk

Leland J. Culbertson
27

Mary S. Sherred
vs.
Donald H. Sherred
Issued Nov. 25, 1940

Jay Smith	12/30/40. Pd.	$ 3.00
Shff. Smith (paid)		5.50
Fred C. Kiebort, Jr. Master		25.00
Pro. for Co. 1-8-41, Pd.		8.10
Attys.		3.00

Jan. 8, 1941, Rec'd $35.00 costs.
P. A. S.

Feb. 1, 1941 Received $25.00 Master's Fee
F. C. Kiebort Jr.
Master.

rec'd $1.90 cost from P.D.S. H/6.

Subpoena in Divorce and for the custody of Phyllis Ann Sherred, daughter of the parties, aged about ten years.

And now, November 25, 1940, Subpoena awarded, returnable to first Monday, of January, 1941.

Per Curiam.
Oldgate Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the 10th day of December, 1940, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above. So answers Harry B. Smith, Sheriff.

And now, January 6th, 1941 Fred C. Kiebort, Jr. Esq. is appointed Master as prayed for.

Per Curiam.

Feby. 1, 1941. Testimony and Report of Master filed.

On Argt. List for Feby. Term, 1941, No. 33.

March 6, 1941, After due consideration a divorce is decreed as prayed for, the respondent is ordered to pay the cost of this proceeding and the custody of minor child, Phyllis Ann Sherred, is awarded to libellant, Mary S. Sherred.

Per Curiam,

Decree—

And now to wit; March 6 A.D. 1941 this cause came to be heard on libel, subpoena, subsequent proceeding, and evidence there in duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Mary S. Sherred be divorced and for ever separated from the nuptial ties and bonds of Matrimony heretofore contracted between her the said Mary S. Sherred the libellant and the said Donald H. Sherred the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent at any time hereafter in pursuance of said Marriage, shall cease & determine and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

It is further ordered and decreed that the custody of minor child Phyllis Ann Sherred is awarded to libellant, Mary S. Sherred.

Per Curiam.

H. 28

Hollie E. Strawbridge
vs.
A. B. Hawthorne
Entered Nov. 26, 1940

Pro. Slayton (paid) $ 2.25
Pff(?) on orig 1.75

Of No. 371 February Term, 1935
Amicable Scire Facias sur Judgment.
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said County, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Eleven Hundred Dollars, being the amount of debt, interest to August 24, 1933, and costs, now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $ 1100.00
Int. from Aug. 24, 1933

No. page 120 Judgment
Paul D. Slayton, Pro.

✓ July 11, 1945, This judgment is Satisfied (see paper filed)

Rowland B. Mahany	Charles Rambo, a minor, by his father and next friend Herbert Rambo, and Herbert Rambo, in his own right,	Summons in Trespass. Returnable to the first Monday of January next.
29 Edward J. McDonald	vs. Wilbert Fornof and Phillip Fornof	And now November 29, 1940, Edward J. McDonald, Esq., appears for defts. and accepts service of of the said summons, with the same effect as though it had been personally served upon them by the Sheriff. (See praecipe.)
	Issued Nov. 27, 1940	Dec. 2, 1940, Statement of claim filed. Service of same accepted by Defts. Atty.
	Jas. Writ (paid) $2.00	
	Pro. for Co. 12/17/40. Pd. 4.25	
	Atty. 3.00	

Dec. 5, 1940, Petition to settle and discontinue filed; Order; And Now, December 5th, 1940, upon consideration of the foregoing petition and upon motion of R. B. Mahany, Esq., attorney for the plaintiffs, it is hereby ordered and decreed that Herbert Rambo and Erna Rambo, parents of Charles Rambo, and his natural guardians, are hereby authorized to accept the sum of One Hundred ($100.00) Dollars, said sum to be exclusive of the hospital and doctor bills, for and on behalf of Charles Rambo, a minor, in full settlement for the injuries to the said Charles Rambo, and for and on his behalf to satisfy and discontinue of record the case of Charles Rambo, a minor, by his father and next friend, Herbert Rambo, and Herbert Rambo in his own right, versus Wilbert Fornof and Phillip Fornof, in the Court of Common Pleas of Crawford County, Pennsylvania, at No. 29, February Term, 1941.

Per Curiam
O. Clare Kent, P. J.

And now, Dec. 5, 1940, on praecipe of attorney for plaintiffs, the above entitled action is marked discontinued and satisfied of record.

Paul D. Slayton, Prothonotary.

FEBRUARY TERM, 1941

Stuart A Culbertson
30

May 5, 1941, Recd. $35.00 costs
P. B. S.

5-20-41 Paid $25
masters fee from
Pro. Slater
Raymond K Miller

John A Ferris
vs
Ella Ferris
Issued Nov. 29, 1940
#1
Jay writ (paid) $3.00
Shff. Smith (paid) 1.60
Shff. Smith, alias Pd. 1.60
Shff. Smith, Proc. Pd. 11.15
Raymond C. Miller, Master 25.00
Pro. for Co. 5-6-41 Pd. 10.00
atty. 3.00

Subpoena in Divorce and for the custody of the children of the parties, to wit, Marguerite aged 14, Thomas aged 12, and Maurice aged ten.

And now, November 29, 1940, the within petition presented in open Court, and Subpoena awarded, returnable to the first Monday of January, 1941.

Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Jan. 6, 1941, Non est inventus as to the within named respondent.

So answers Harry B. Smith, Sheriff

Jan. 6, 1941, Alias Subpoena in Divorce issued, returnable to the Second Monday of February, 1941.

And now, Feb. 10, 1941, Writ returned: Non est inventus, as to the within named respondent. So answers,

Harry B. Smith, Sheriff.

Feby. 10, 1941, Order for proclamation issued, returnable first Monday of April next.

--- I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa., a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication attached. So answers,

Harry B. Smith, Sheriff

And now, May 5, 1941, Raymond C. Miller, Esq., is hereby appointed Master to take testimony in the above case and make report to the court.

Per Curiam.

May 29, 1941, Testimony and Report of Master filed.

On Drgt. List for May Term, 1941; No. 47.

June 3, 1941 After due consideration a divorce is decreed as prayed for and the custody of minor children, Marguerite, Thomas and Maurice Ferris, is awarded to libellant, John A. Ferris,

Per Curiam,
O. Clare Kent, P.J.

Decree.

And now to wit June 3 A.D. 1941 this cause came to be heard on libel subpoena subsequent proceedings and evidence thereto duly taken and filed of record and it appearing to the Court, that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed, That the said John A. Ferris be divorced and forever seperated from the nuptial ties and folds of Matrimony heretofore contracted between him the said John A. Ferris the libellant and the said Ella Ferris the respondent and that thereupon all and every the

Cont on margin

duties, rights and claims accruing to either the said libellant or said respondent at any time heretofore in pursuance of said marriage shall cease and determine: And said libellant and respondent shall severally be at liberty to marry again as if they had never been Married

It is further ordered and decreed that the Custody of minor Children Marguerite Thomas & Maurice Ferris is awarded to libellant John A Ferris

Per Curiam

Leland J. Culbertson 31	The First National Bank of Greenville Pa., vs. R. A. Reagle Entered Nov. 29 1940 Pro. Slayton (paid) $2.25 Atty Paid pmt. 5/2/41 3.00	Of No. 99 February Term, 1936, Apl. Doc. Amicable Scire Facias sur Judgment. It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of One hundred fourteen and 96/100 Dollars, being the amount of debt, interest to Nov. 1, 1940, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note. Debt $114.96 Int. from Nov. 1, 1940. R. page 140. Judgment Paul D. Slayton, Pro. This Judgment Satisfied May 20-1941. (See paper filed).

Leland J. Culbertson

32

Stuart A. Culbertson for Edith May Provins. (See affdt of defense)

plaintiff is entitled, is fixed at $3881.56 as of February 2, 1941, and the Prothonotary is directed to credit said judgment in favor of the plaintiff and against the said defendants in accordance herewith.

Per Curiam,
O. Clare Kent

(See paper filed) P.J.

Debt $3881.56
Int. from Feb. 2, 1941
Deficiency Judgment Feb. 12, 1942.
Paul D. Slayton, Pro.

P. page 118.
April 8, 1946, Sci. Fa. to No. 159 May Term, 1946.

The Federal Land Bank of Baltimore

vs.

Christian Ray Provins and Edith May Provins

Issued Nov. 30, 1940

Pro. Slayton (paid)	$2.25
Stuff. Smith (paid)	8.20
Sh'ff of Westmoreland Co. (paid)	2.30
Pro. Slayton 2/18/42. Pd.	.75
Copy	3.60
Original costs:	
Sheff.	5.25
Atty	6.00
Pro. Slayton 2-18-42. Pd.	8.50
Sat. of Judgment issued and paid	.50

and Edith May Provins

No. 333 February Term, 1935

Sci. Facias to revive, and continue the lien of the above judgment, Returnable to the first Monday of January next

P. pages 106 & 107.

Dec. 16, 1940. Statement of claim filed. Two copies certified.

Jan. 2, 1941. Affidavit of defense of Edith May Provins filed

(Service accepted by Pffs. Atty.

Writ returned. (a) Served the within Sci. Fa. together with copy of Statement of claim, on Christian Ray Provins, by deputizing the Sheriff of Westmoreland County, Pa., as per his return hereto attached. So answers Harry B. Smith, Sheriff

(b.) Served the within writ Dec. 20, 1940 at 11:15 o'clock A.M. on the within named defendants, Christian Ray Provins and Edith May Provins, Box 264, Ligonier, R.F.D. Westmoreland County, Pa., personally by handing to each of them a true and attested copy thereof together with copy of Statement of Claim, and by making known to each of them the contents thereof

So answers Fred J. Broad,
Sheriff Westmoreland County, Pa.

And now, February 7, 1941, On motion of plaintiffs atty judgment is entered in favor of the Federal Land Bank of Baltimore, a body corporate, and against Christian Ray Provins, for want of an appearance and an affidavit of defense, and same liquidated at the sum of Three Thousand Eight Hundred Eighty-one Dollars and Fifty-six Cents, together with costs

(See paper filed)

Debt $3881.56
Int. from Feb. 2, 1941
Judgment
Paul D. Slayton, Prothy.

P. page 118

For petition for new deficiency judgment, preliminary order, and proof of service, see original case No. 333 Feb. Term, 1935.

And now, Feby 12, 1942 the above matter having come on for a hearing, and it appearing that personal service has been made upon the respondents in the manner provided by law, no appearance or answer having been filed, the prayer of the petition is taken as confessed, and it is hereby ordered and decreed that the fair market value of the premises described in said petition is fixed at $2200.00 as of May 10, 1935, and the deficiency judgment to which the said

— Contd on margin —

FEBRUARY TERM, 1941

Walter J. McClintock 33	Petition of Commissioners of Crawford County for approval of private sale to Alfred L. Mitchell and Lucy A. Mitchell of 48 acres of land with buildings, in Athens Township which was assessed in name of Frank Mitchell, and sold to said Comrs., at Treasurers sale for taxes on 1st Monday of Aug. 1934 Entered Dec. 2, 1940 Pro. Slayton $5.00	Now, December 2, 1940, upon presentation and consideration of the within petition, the Court fix the first Monday of January, 1941, at 9:30 o'clock A.M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. (See paper filed) Per Curiam.

FEBRUARY TERM, 1941

Walter J. McClintock 34.	Petition of Commissioners of Crawford County for approval of private sale to William M. Hawthorne of a lot and buildings in Bloomfield Township, which was assessed in name of C.L. Thomas and sold to said Comm. at Treasurers Sale for taxes on first Monday of Aug. 1935. Entered Dec. 2, 1940 Pro. Clayton $5.00 Titusville Herald (paid) 9.62	And now, December 2, 1940, upon presentation and consideration of the within petition, the Court fixes the first Monday of January, 1940, at 9:30 o'clock A.M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. (See paper filed) Per Curiam. And now, January 6, 1941, at 9:30 o'clock, A.M., the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, William M. Hawthorne of Union City, R.D. #4, Penna., a Commissioners deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam, O. Clare Kent, President Judge. (See paper filed)

FEBRUARY TERM, 1941

35	Venire for the first and second Mondays of January 1941 Issued Dec 2, 1940 Pro. Slayton $2.50	Venire for sixty-five persons to be Traverse Jurors for the Court of Common Pleas to be held the weeks beginning the first and second Mondays of January, 1941. Jan 10, 1941, Venire returned, with panel of jurors attached.

FEBRUARY TERM, 1941

Herbert E. Yarnum
36

George H. Townsend
vs
Barbara R. Townsend
Issued Dec 2, 1940

Tax & writ (paid) $3.00
Shff. Smith (paid) 1.60
Shff. Smith, alias Pd. 1.60
Shff. Smith, Proc. Pd. 11.15
Charles W. Benedict, Master 25.00
Pro. for Co. 4-8-41, Pd. 10.00
atty. 3.00

April 8, 1941, Rec'd. $35.00 costs.
P. D. S.
May 3, 1941, Paid C. W. Benedict $25.00 Master fee by check #890.
P. D. S.

Subpoena in Divorce issued returnable to

And now, Dec 2, 1940, the within petition presented in open Court, and Subpoena awarded returnable to the first Monday of January, 1941.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Jan 6, 1941, Non est inventus as to the within named respondent. So answers Harry B. Smith, Shff.

Jan. 6, 1940, Alias Subpoena in Divorce issued returnable to 2d Monday of February next.

And now, Feb. 10, 1941, writ returned: Non est inventus, as to the within named respondant. So answers,
Harry B. Smith, Sheriff.

Feby. 12, 1941, Order for proclamation issued; returnable first Monday of April next.

---I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa., a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication. So answers,
Harry B. Smith, Sheriff.

And now, April 7, 1941, Charles W. Benedict, Esq., is appointed Master in the above entitled case to take testimony and report to the Court.
Per Curiam.

May 3, 1941, Testimony and Report of Master filed.
On Argt. List for May Term, 1941, No. 38

June 2, 1941, After due consideration a divorce is decreed as prayed for.
Per Curiam,
O. Clare Kent, P.J.

Decree.

And now to wit, June 2 - A.D. 1941. This cause came on to be heard on libel subpoena subsequent proceedings and evidence thereto in praecipe duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed: That the said George H. Townsend be divorced and forever separated from the matrimonial ties & bonds of matrimony heretofore contracted between him the said George H. Townsend the libellant and the said Barbara R. Townsend the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or respondent at any time hereto fore in pursuance of said marriage shall cease and determine; and the said libellant and respondent shall be at liberty to marry again in like manner as if they had never been married. Per Curiam

FEBRUARY TERM, 1941

Leland J. Culbertson	Helen Jean Unger by her mother and next friend Nina B. Woodward.	Subpoena in Divorce And now, December 2, 1940, Subpoena awarded, Returnable to first Monday of January, 1941 Per Curiam, O. Clare Kent, P.J.
37	vs	
	Harold A. Unger	
	Issued Dec. 2, 1940	3 Feby. 5, 1941, Subpoena retd: Served the within Subpoena in Divorce on the Respondent, personally, on the 7th day of December, 1940, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appeared from affidavit. So answers, Harry B. Smith, Sheriff
	Tax writ 12/30/40, Pd. 3.00	
	Sheriff Smith Pd. 3.50	

Stuart A. Culbertson

38
J. Perry Eckels

Wm. Frank, Jr., a minor, by his father and mother and next friends, Wm. Frank and Eva Frank, in their own right.

vs.

Gardner Eldred
Entered Dec. 2, 1940

Tax & entry (paid)	$2.00
Pro. for Co. 12/31/40. Pd.	4.00
Atty.	3.00

Summons in Trespass, Returnable to first Monday of January next.

And now November 29, 1940, J. Perry Eckels, Esq., appears for the defendant in the within stated case, waives the issuance of a summons, and accepts service of the same, with the same force and effect as if the summons had been duly and regularly issued and service thereof duly made by the Sheriff of Crawford County upon said defendant. (See praecipe)

Dec. 2, 1940, Petition for leave to settle presented & filed.

And now, Dec. 2, 1940, upon presentation of the above and foregoing petition, and after due consideration thereof, it is ordered and decreed that Wm Frank and Eva Frank, father and mother and next friends of Wm Frank, Jr., a minor, be and they are hereby authorized and empowered to compromise and settle for the sum of One hundred eighty-five and no/100 Dollars ($185.00), the claim of said minor for damages resulting from personal injuries sustained by him at the time and in the manner set forth in the said petition, and for the recovery of which an action has been brought at the number and term in said petition set forth, and on payment of said amount by or for the defendant, Gardner Eldred, he the said Gardner Eldred is released from any and all liability to the said minor, Wm Frank, Jr., for damages occurring out of said accident described in said petition.

It is further ordered and decreed that the sum of $185.00 be paid as follows: To Titusville Hospital $85.00; To Dr. Beck $100.00; and costs of suit.

Per Curiam,
O. Clare Kent, P.J.

(See paper filed)

Now, December 20 1940, this case having been settled in accordance with the above Order and to wit the said minor, and the claims of Wm Frank and Eva Frank, parents, in their own right, the same as described and of record.

Stuart A. Culbertson
Attorney for Plaintiffs

FEBRUARY TERM, 1941

Stuart A. Culbertson 39 Dec. 21, 1940, Paid Tribune Publishing Co., $5.50 advertising costs by check No. 819.	In re First and Final Account of Crawford County Trust Company Trustee for Leo F. Kahler under Deed of Trust between said Leo F. Kahler and said trustee. Entered Dec 2, 1940. Pro. Slayton 12/7/40 Pd. $6.00	Filed December 2, 1940, and notice issued for publication in Tribune-Republican, Meadville, Pa, of the filing of said account, and that the same will be presented for allowance and nisi confirmation by the Court on the first Monday of January next; and unless exceptions thereto be filed within ten days after nisi confirmation, or cause shown why such account should not be allowed, the same will be confirmed absolutely. Dec. 21, 1940, Proof of publication filed. And now, Jan. 16, 1941, No exceptions having been filed this account is confirmed absolutely, Paul D. Slayton, Prothonotary. March 3, 1941, Resignation of Trustee and petition for its discharge presented in open Court and filed. Order: And now, March 3, 1941, upon presentation and consideration of the foregoing petition, and it appearing that the Crawford County Trust Company, Trustee of Leo F. Kahler under deed of trust executed by him, has filed their first and final Account as said Trustee, and the same has been duly confirmed, and it further appearing that all moneys in the hands of the said Trustee according to said final account has been duly transferred and paid over by the said Crawford County Trust Company to Richard A. Mook and Anna E. Mook, Executors of the last will and testament of Leo F. Kahler, and that receipt is attached to and made a part of the foregoing petition; and that there is now no money remaining in the hands of the said Trustee due Leo F. Kahler or his estate; the said resignation of the Crawford County Trust Company as Trustee under the deed of trust set forth in the forgoing petition, is hereby accepted. Per Curiam, O. Clare Kent, P.J. (See paper filed)

FEBRUARY TERM, 1941

F. C. Kiebort, Jr.
40

Jean Lent
vs.
Charles Lent
Issued Dec. 3, 1940
#1

Tax writ (paid) 3.00
Shff. Smith Rd. 3.20
Raymond C. Miller, Master 25.00
Pro. for Co. 2-4-41, Rd. 8.10
Atty. 3.00

Subpoena in Divorce.
And now, December 3, 1940, Subpoena awarded, returnable to the first Monday of January, 1941.
Per Curiam,
O. Clare Kent, P. J.

Feby. 4, 1941, Subpoena retd.: Served the within Subpoena in Divorce on the Respondent personally, on the 6th day of Dec. 1940, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit attached. So answers,
Harry B. Smith, Sheriff

Feby. 4, 1941, Recd. $35.00 costs.
P. D. S.

Feb. 17, 1941, Recd from Per. Slayton $25.00, Masters fee Raymond Miller, Master.

And now, February 3, 1941, Raymond C. Miller, Esq. is hereby appointed to take testimony in the above entitled case and make report thereon to the Court.
Per Curiam.

Feby. 17, 1941, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1941, No. 34.

March 6, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Charles Lent, is ordered to pay the cost of this proceeding.
Per Curiam,

March 19, 1941 Recd $1.90 refund from P. D. Slayton
F. C. Kiebort Jr.
Atty. for Libellant

—Decree—

And now to wit: March 6 A.D. 1941 this cause came on to be heard on libel subpoena subsequent proceedings and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered adjudged and decreed that the said Jean Lent be divorced and forever seperated from the nuptial ties and bonds of Matrimony heretofore contracted between her the said Jean Lent the libellant and the said Charles Lent the respondent; and that thereupon all and every the Duties, rights and claims accruing to either the said libellant or the said respondent at any time hereto fore in pursuance of said marriage shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been Married.
Per Curiam,

May 7, 1941, Declaration by libellant of her intention to re-take and hereafter use her maiden name, to wit Jean Hotson, filed.

FEBRUARY TERM, 1941

Stuart A. Culbertson 41	Inez A. Hall vs Arthur W. Hanaway Issued Dec. 3, 1940 Pro. Slayton 12/7/40. Pd. #225 Harry Smith (paid) 2.50 Pro. Slayton 12/27/40. Pd. 2.25 Atty 3.00	Of No. 84 February Term, 1936, Apr. Doc. Scire Facias to Revive and Continue the Lien of the above Judgment, Returnable to first Monday of January, 1941 Ha. page 123. Dec. 24, 1940, Amicable Scire Facias and confession of judgment filed, and thereupon judgment is entered in in favor of the plaintiff and against the defendant for the sum of Three Hundred Twenty-nine and 20/100 Dollars, being the amount of debt, interest and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note. Debt $329.20 Int. from Dec. 5, 1940 Ha. page 123. Judgment. Paul D. Slayton, Pro. Writ returned: March 24, 1941 no service as to the within named deft. So answers Harry B. Smith, Sheff

Sept 19, 1942, Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

Stuart A. Culbertson Atty for Plff

Herbert C. Mook
for Maurice A. Mook
Plaintiff
7-12-45 P.D.S.
42

First National Bank
Meadville, Pa., now
to the use of Maurice
A. Mook,
vs
Andrew W. Mook
Entered Dec. 3, 1940
#1
Pro. Slayton (paid) 2.25

Note: #6.75 costs is
included in debt.

Of No. 51 February Term, 1935, App. Doc.
Amicable Scire Facias sur Judgment.
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant for the sum of Ten hundred fifty-five and 91/100 Dollars ($1055.91), being the amount of debt, interest to October 21, 1940, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt #1055.91
Interest from Oct 21. 1940.
Judgment
Paul D. Slayton, Prothy.

M. page 98.

July 12, 1945
Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
Herbert C. Mook atty for use Plff.

Witness: Paul D. Slayton

FEBRUARY TERM, 1941

43	In the Matter of the Selection of Persons to serve as Jurors for the year 1941 Entered Dec. 3, 1940 Pro Slayton $3.00	Order of Court. Kent, P.J. And now, to-wit, December 3, 1940, it is ordered that when the President Judge and the Jury Commissioners meet at the Court House in the City of Meadville, Pennsylvania, at least thirty (30) days before the first term of the Court of Common Pleas in the year 1941, for the purpose of filling the Jury Wheel for the ensuing year they shall select from the qualified electors of said County and put in said Jury Wheel in the manner provided by law, the names of Seven Hundred Thirty-six (736) sober, intelligent and judicious persons to serve as jurors in the several courts of said County, there to remain until duly drawn for service, according to law. This number together with the names still remaining in said Jury Wheel to make a total of eight hundred (800) persons for jury service during the year 1941 Per Curiam, O. Clare Kent President Judge. (See paper filed) Dec. 3, 1940, Certified copy of order issued. April 8, 1941, List of names of persons placed in Jury Wheel, for jury service in 1941,- filed.

F. Joseph Thomas
44

Boyd N. Peterson
vs.
Lester V. Randall and Bert N. Randall, defendants, and Lester Randall and Ellen Peterson, Executors under the will of Sarah Randall, deceased, and Arthur Stright, Garnishees
Issued Dec. 4, 1940

Tax & writ (atty pd) $ 2.75
Stiff Smith (paid) 15.30
Pro Kayton, dis. (pd 5/3/41) 1.00

Of No. 406 September Term, 1940
Attachment Execution.
Returnable to next term.
To attach and levy in satisfaction of said judgment, all dividends due to the defendants by Lester Randall and Ellen Peterson, Executors under the will of Sarah Randall, and Arthur Stright, and all other debts, deposits, goods and chattels in their hands or possession and due said defendants, and summon them as garnishees.
Writ returned: Attached as within commanded Dec. 11, 1940, at 1:45 P. M.; summoned the Garnishees; served the writ on defendants.
(For return at length, see writ.)

And now May 3, 1941 the above action is discontinued, settled and ended of record and the attachment released.
F. Joseph Thomas
Attorney for Pf.

FEBRUARY TERM, 1941

Leland J. Culbertson (Sci Issued)	John M. Harshaw and Clara E. Harshaw, Owners and Appellees, vs. Commonwealth of Pennsylvania, Condemner and Appellant. Entered Dec 4, 1940	Land in Vernon Tp. St Highway R.#322 Appeal by the Commonwealth of Pennsylvania from the Decree of Confirmation by the Court of the report and award of viewers in the proceedings in the Court of Quarter Sessions of Crawford County at No. 1 September Sessions, 1940, to the Court of Common Pleas of Crawford County, for a trial of the question of damages by jury.
45 J. Perry Eckels	Pro. Slayton 12/31/40 Paid $ 5.00 Pro. S. 8-19-41. Pd. 2.60 Atty. 3.00	Dec. 4, 1940, Appeal and affidavit filed Same day, Certs. of appeal issued to Clerk of Court of Q.S. and Co. Comrs Jan. 24, 1941, Agreement of Counsel framing an issue in this proceeding, filed. On Spring Trial List. 1941, No. 23, March 3, 1941, Continued by agreement of Counsel Per Curiam.

August 19th 1941 the above case having been settled, the same is discontinued & record and the Prothy is directed to so mark same of Record

Plaintiff's Attorney for Plaintiff

Kent & Kent
(See issue)

46
J. Perry Eckels

Invila Smith,
Owner and Appellee
vs.
Commonwealth
of Pennsylvania,
Condemner and
Appellant
Entered Dec 4, 1940

Pro. Slayton 12/31/40 Pd. $5.00
Pro. Slayton 12/10/41 Paid 10.20
Jury fee 10/29/41 Pd. 4.00
Atty Td 12, 10/40 Pd 3.00
Pltffs Bill of costs 12/10/41 Pd 25.24

Land in Vernon Tp St Highway R#323
Appeal by the Commonwealth of Pennsylvania from the decree of confirmation by the court of the report and award of Viewers in the proceedings in the Court of Quarter Sessions of Crawford County, at No. 4 May Term, 1940, to the Court of Common Pleas of Crawford County for a trial of the question of damages by jury.

Dec. 4, 1940, Appeal and affidavit filed.

Same day, Certificates of appeal issued to Clerk of Court of Q.S. and County Comrs.

Jan. 24, 1941, Agreement of counsel framing an issue in this proceeding filed.

On Spring Trial List, 1941; No. 21.

March 3, 1941, Continued by agreement of Counsel. Per Cur

On Fall Trial List 1941; No. 9.

And now, October 8, 1941, a jury selected and sworn as follows: 1- Agnes Trace, 2- Addie Fitch, 3- Arthur Smith, 4- Mrs. Della Stanton, 5- C.L. Thurston, 6- Mrs. Hazel K. Stainbrook, 7- Otto E. Graham, 8- Miss Margaret Nippert, 9- Mrs. Anna Bellows, 10- Mary E. Bailey, 11- Paul Anderson, 12- James Paul: twelve good and lawful persons, who upon their solemn oaths which they have taken, say Oct. 9, 1941, they find for the plaintiff in the sum of Nine hundred ninety Dollars ($990.00)

Corp page 76.

Oct. 13, 1941, Motion by Deft for a new trial filed, and rule to show cause granted. Per Curiam.

Oct. 21, 1941, Leave granted Deft to withdraw motion for new trial, and rule discharged (See paper filed) Per Curiam.

October 22, 1941, Pltffs Bill of Costs, $25.24, filed.

And now, Oct. 29, 1941, upon payment of the jury fee judgment is hereby entered on the verdict against the defendant and in favor of the plaintiff for the sum of Nine hundred ninety Dollars, with costs of suit.

Debt $990.00
Interest from Oct. 9, 1941
Judgment
Paul O. Slayton, Prothy.

Corp, page 76.

And now, Nov. 3, 1941, upon presentation and consideration of the within motion, the Commonwealth of Pennsylvania, defendant, is ordered to pay all of the record costs in this case to wit; the sum of: $47.44.

Per Curiam
O. Clare Kent, P.J.

12/10/41 received $36.99 costs in this case.
John O. Kent

Dec. 10th, 1941, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
Kent & Kent, Atty
for Plaintiff.

FEBRUARY TERM, 1941

Kent & Kent 47.	Twila Smith, owner and appellant vs. Commonwealth of Pennsylvania, Condemner and Appellee Entered Dec. 6, 1940. Pro. Slayton 12/30/40. Pd. $5.00	Land in Vernon Tp. on St. Highway R. 322 Appeal by Twila Smith from the decree of confirmation by the Court of the report and award of viewers in the proceedings in the Court of Quarter Sessions of Crawford County, Penna, at No. 4 May Sessions, 1940, to the Court of Common Pleas of Crawford County, Penna, for a trial of the question of damages by a jury. Dec. 6, 1940, Appeal and affidavit filed. Same day, Certificates of filing appeal issued to Clerk of Court of Q.S. and to County Comrs.

Kent & Kent

48

J. Perry Eckels
(See docket)

2/11/43, received of defendant check for $2500.00 payable to Rodney Culver & Federal Land Bank, to appl. on within proceedings. Accepted without prejudice to the proceedings now pending.

Kent & Kent
Attorneys for Plaintiff

~~2/11/43 received of defendant Eckels check for $2500.00 to appl. on the within judgment & interest & costs, without prejudice to the proceedings now pending in this case.~~

~~Kent & Kent~~
~~Attorneys for Plaintiff~~

Costs continued:
Pro. docket, bills & post $2.50 Paid 6-21-47 3.90

And now, July 17, 1942, upon payment of the jury fee judgment is hereby entered on the verdict in favor of the appellant and against the appellee for the sum of twenty-five hundred dollars, with costs of suit.

Debt $2,500.00
Int. from Oct. 9, 1941.

Judgment
Paul D. Slayton
Prothy

Corp. page 76.

Rodney Culver
owner and Appellant
vs.
Commonwealth of Pennsylvania,
Condemnor and
Appellee
Entered Dec. 6, 1940

Land in Vernon Tp. on St. Highway R 322

Appeal by Rodney Culver, from decree of confirmation by the Court of the report and award of viewers in the proceedings in the Court of Quarter Sessions of Crawford County, Penna, at No. 5 May Sessions, 1940, to the Court of Common Pleas of Crawford County, Penna, for a trial of the question of damages by a jury.

Pro. Slayton (12/16/40 Paid by Culver)	5.00
Pro. Slayton	18.20
Jury fee by J. Perry Eckels 7-17-42 Paid	4.00
Atty	3.00
Pro. Slayton, appeal Supm. Ct.	3.00
Atty	3.00
Cert. of receipt	.50
Ex. Clk. on record, Pro. $	.46
Pltffs. Bill of Costs	52.32
Appeal to Supm Ct 5/3/42	2.00

Dec. 6, 1940, Appeal and affidavit filed.

Same day, Certificates of filing appeal issued to Clerk of Court of C.P. and to County Comrs.

Jan. 24, 1941, Agreement of counsel framing an issue in this proceeding, filed.

On Spring Trial List, 1941, No. 22,
March 3, 1941, Continued by agreement of Counsel

Per Curiam.

On Fall Trial List, 1941, No. 10.

And now, October 8, 1941, a jury selected and sworn as follows; 1- Agnes Trace, 2- Addie Fitch, 3- Arthur Smith, 4- Mrs Della Stanton, 5- E. L. Thurston, 6- Mrs Hazel K. Stainbrook, 7- Otto E. Graham, 8- Miss Margaret Hippert, 9- Mrs. Anna Bellows, 10- Mary E. Bailey, 11- Paul Anderson, 12- James Paul, twelve good and lawful persons, who upon their solemn oaths which they have taken, say, Oct. 9, 1941, they find for the plaintiff in the sum of Two thousand Five hundred Dollars ($2,500.00). Corp. page 76.

And now, October 13, 1941, Motion by defendant for a new trial filed, and a rule to show cause granted, returnable sec. reg. And the official Stenographer is directed to transcribe the notes of testimony into longhand and file the same among the records of the Court. Defendant is granted leave to file additional reasons for a new trial within fifteen (15) days after the filing of the testimony.

(See paper filed)

Per Curiam

Jan. 5, 1942 Transcript of Testimony taken by the Stenographer filed.

Jan. 15, 1942 Additional reasons for a new trial filed.

On Arg. List for Feb. Term, 1942, No. 3. Feby 23, 1942 Argued

Now, July 11, 1942, defendants motion for the granting of a new trial, with all reasons assigned in support thereof, is dismissed, the rule to show cause granted thereon is discharged and a new trial is refused. Exception is noted and sealed for the defendant.

(See opinion filed)

Per Curiam

Continued on page 632

J. Berry Eckels

John Walker, by his father and next friend, Ben O. Walker, and Ben O. Walker, in his own right,

vs.

Patrick Simonetta

Issued Dec. 9, 1940

Jay & writ (paid)	$ 2.00
Stiff Smith (paid)	4.20
Pro. Slayton 10-21-41 Pd.	9.70
Atty	3.00
Jury fee 10-21-41, Pd.	4.00

Summons in Trespass, Returnable to first Monday of January next.

Dec. 9, 1940, Statement of claim filed. Copy certified.

On Spring Trial List, 1941; No. 19.

March 6, 1941, Continued by agreement of counsel. Per Curiam

On Fall Trial List 1941; No. 12.

And now, October 9, 1941, a jury selected and sworn as follows: 1- Mrs. Roberta Freyermuth, 2- J. C. Miller, 3- Mrs. Vernal R. De Maison 4- Mrs. Winifred Burchard, 5- Guy E. Bowle, 6- Mrs. Marguerite Weikel, 7- Clyde W. Bogardus, 8- Fenton Sheldon, 9- John Cannon, 10- Wm. P. Eddy, 11- Linden R. Golden, 12- Irvin J. Hamilton; twelve good and lawful persons, who upon their solemn oaths which they have taken, say, same day, they find for the plaintiff John Walker in the sum of $175.00, and for the plaintiff Ben O. Walker in the sum of $176.00.

"Si" page 151.

Oct. 15, 1941, Petition for payment to natural guardian, presented and filed.

And now, October 15, 1941, upon presentation of the within petition, and due consideration of the same, the prayer of the petition is granted, and defendant is authorized to make payment of the amount due the plaintiff John Walker, to his father and natural guardian, Ben O. Walker.

Per Curiam,
O'Blare Kent, P.J.

(See paper filed)

Oct. 21, 1941, the jury fee having been paid, judgment is entered upon the verdict.

Debt due John Walker	$ 175.00
Debt due Ben O. Walker	176.00
Interest from Oct. 9, 1941	

"Si" page 151 Judgment on the Verdict Oct. 21, 1941

Paul D. Slayton, Prothy.

Writ returned. Served personally upon Deft. Dec. 13, 1940

(For return at length, see writ)

Oct 25, 1941 Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

J. Berry Eckels

Attorney for Plaintiff

469
Stuart C. Culbertson
12-13-40
C.W.B.

Oct. 21 1941. Received $9.20 my costs.
J. Berry Eckels

FEBRUARY TERM, 1941

Donald C. Thompson 50	Herman J. Wagner vs. Herman J. Wagner, Administrator of the estate of L.S. Wagner, deceased, and L.S. Wagner Estate. Issued Dec 9, 1940, J. Jas. writ (paid) $2.25 Atty. 3.00	Summons in Assumpsit, Returnable to first Monday of January, 1941 Va. pp. 156 & 157 Dec. 9, 1940, Statement of claim filed. And now, Dec. 9, 1940, comes Herman J. Wagner, Administrator of the estate of L.S. Wagner, deceased, and legal representative in such capacity of the L.S. Wagner, ~~estate~~ deceased, defendant in the within action and accepts service of the within summons, with the same force and effect as if the same were duly served upon him, personally, by the Sheriff of Crawford County, and he also accepts service of the Statement of claim filed in the within suit, with the same force and effect as if the same were duly served upon him personally by the Sheriff of Crawford County. (See Summons) ✓ April 7th, 1942, Received satisfaction in full of the above ~~judgment~~, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record. ~~Herman J. Wagner~~ Witness: Paul D. Slayton

4/7/1942 - Docket fee waived.
Donald C. Thompson.

Donald C. Thompson 51	Donald C. Thompson vs. Herman J. Wagner, Administrator of the estate of L.S. Wagner deceased. Issued Dec. 9, 1940 Tax & writ (paid) $ 2.25 Atty. 3.00	Summons in Assumpsit, Returnable to first Monday of January, 1941 Wa. pp. 156 & 157. And now, Dec. 9, 1940, comes Herman J. Wagner, Administrator of the estate of L.S. Wagner, deceased, and accepts service of the within Summons in Assumpsit, with the same force and effect as if the same were duly served upon him personally by the Sheriff of Crawford County. (See Summons)

4/7/42 - Docket fee waived. Donald C. Thompson.

April 7th, 1942. Received satisfaction in full of the above ~~Plaintiff~~, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

Donald C. Thompson

Witness: Paul D. Slayton

J. E. Bossard

52

Feb. 6th 1941. Rec'd from Paul R. Clayton, Pro., $3.00 being my docket fee in the within case
J. E. Bossard,
Atty for Plaintiff.

Lena Legnosky administratrix, D.B.N. of the estate of Dell B Ferry, deceased,
vs.
W V Harford and A M Harford, partners doing business as Harford Brothers
Issued Dec 9, 1940

Jas Y writ (2/10/40 paid)	$	2.00
Shff Smith (paid)		4.30
Shff Cameron Co (paid)		7.20
Pro Clayton 2/6/41 Rd.		3.00
Atty		3.00

Summons in Assumpsit, Returnable to first Monday of January, 1941.
Dec 9, 1940, Statement of claim filed. 2 copies certified
Writ returned:-
(a) Served the within Summons, together with copy of Statement of Claim upon W. V. Harford and M. V. Harford, partners doing business as Harford Brothers, by deputizing the Sheriff of Cameron County, Pa., as per his return hereto attached.
So answers Harry B Smith, Sheriff
(b) Served and made known to W. V. Harford and A. M. Harford, the within named defendants, by handing him a true and attested copy of the within writ also a copy of Statement of claim, to Mrs. W. V. Harford to Mrs. A. M. Harford, an adult member of and the wives of said defendants, on December 16, 1940, at their residence in Portage Township, at 9:30 o'clock A. M., by explaining to them contents thereof. So answers Cash E. Henry,
Sheriff of Cameron County

And now February 6th 1941, having received settlement of the within case we hereby direct the Prothonotary to ~~discontinue~~ discontinue the within case and all further proceedings thereon.
Lena Legnosky (Seal)
Administratrix D. B. N.
of Estate of Dell B. Ferry, decd.
J. E. Bossard, Atty.

Charles B. Stegner

53

9-9-43. Paid 6.00 docket fees on this original judgment.
Chas B. Stegner
Atty for Plff

Second National Bank of Titusville, Pa.,
vs.
Florence E. McCurdy and Frank E. McCurdy
Entered Dec. 10, 1940

	$ /
Pro. Slayton (paid)	2.25
Atty	3.00

Of No. 224 February Term, 1940,
Original No. 122 Nov. Term, 1930.
Amicable Scire Facias sur Judgment.
It is agreed that the Prothonotary of said court enter an amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defts. for the sum of Twelve Hundred ($1200.00) Dollars, being the amount of debt, interest to Dec. 1, 1940, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $1200.00
Int. from Dec. 1, 1940

Mc page 41, 41.

Judgment
Paul D. Slayton, Pro

Sept. 9, 1943, This judgment satisfied. (See paper filed.)

Charles B Steigner 54 5-9-43 Paid 6.00 direct fee on this & orgnl judgment. Chas B. Steigner atty for Pff.	Second National Bank of Titusville vs. Florence E McCurdy and Frank E McCurdy Entered Dec 10, 1940 Pro. Slayton (paid) $ 2.25 Atty 3.00	Of No. 225 February Term, 1936 Original No. 215 November Term, 1930 Amicable Scire Facias sur Judgment It is agreed that the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county, and duly so returned, and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Fourteen hundred ninety-six and 48/100 Dollars ($1496.48) being the amount of debt, interest to December 1, 1940, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note. Debt $1496.48 Int. from Dec. 1, 1940 Judgment Paul D. Slayton, Pro Mc page 41, 41 Sept. 9, 1943, This judgment satisfied. (See paper filed.)

55

Ethel McQueen R.D. #5 Erie, Pa.
vs.
Mrs. Ada M. Glover
Entered Dec. 10, 1940 $ /
Pro. Slayton (paid) 2.25

Of No. 475 February Term, 1936
Amicable Scire Facias sur Judgment
It is agreed That the Prothonotary of said Court enter an amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of One hundred and no/100 Dollars, being the amount of debt, without interest, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $100.00
Interest from — Without interest
G. page 60. Judgment
Paul D. Slayton, Pro.

Sept. 28, 1944
Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
X Ethel McQueen
Witness: Paul D. Slayton

56

First National Bank
Meadville, Pa.,
vs.
Blanche L. Eddy
Entered Dec 11, 1940
Pro. Slayton (paid) $2.25

Of No. 229 February Term, 1936
Amicable Scire Facias sur Judgment
It is agreed That the Prothonotary of Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Four Hundred Eighty-two Dollars, being the amount of debt, interest to Oct. 1, 1940, and costs now due on the original judgment with all the waivers and conditions contained in the original judgment note.

Debt $482.00
Int. from Oct. 1, 1940.
Judgment.
Paul D. Slayton, Pro.

E page 58.

April 28, 1941. Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

First National Bank Meadville Pa
By Scott Reed, Cashier

Attest: Paul D Slayton, Pro.

F. Joseph Thomas
57

Sept. 9, 1941, Recd $35.50 costs.
P.B.S.

Oct 11, 41, Recd of Pro $25.00
costs fee. O.E. Thomas

Oct 22/1946
Rec'd 1.90 refund
F Joseph Thomas

Elton E. Wykoff
vs.
Alma Dee Wykoff
Issued Dec. 12, 1940

		$
Jay & writ	12/26/40. Pd.	3.00
Shff. Smith	(Pd.)	9.10
Paul E. Thomas, Master		25.00
Pro. for Co.	9-9-41. Pd.	8.60
Atty.		3.00

Subpoena in Divorce
And now, Dec. 12th, 1940, Subpoena awarded, Returnable to the first Monday of February, next.

Per Curiam,
O. Clare Kent, P.J.

Feby. 11, 1941, Subpoena retd: Served the within Subpoena in Divorce on the Respondent, personally, on the 16th day of Dec. 1940, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit. So answers,

Harry B. Smith, Sheriff.

And now, September 8, 1941, Paul E. Thomas, Esq, is appointed Master to take testimony in the above entitled case and make a report thereon to the Court.

Per Curiam

Sept. 16, 1941, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1941; No. 37.

Sept. 25, 1941, After due consideration a divorce is decreed as prayed for.

Per Curiam.

Decree.

And now, to-Wit: September 25 A.D. 1941 this cause came on to be heard on libel, subpoena, subsequent proceedings and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the court ordered adjudged and decreed, That the said Elton E. Wykoff be divorced and forever seperated from the Nuptial ties and bonds of Matrimony here to for Contracted between him the said Elton E. Wykoff the Libellant and the said Alma Dee Wykoff the respondent; and that they upon all and every the duties rights and Claims accruing to either the said Libellant or the said respondent during time heretofore in pursuance of said Marriage shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married

Per Curiam

McDonald & Kraffert
58

Iona M. Wilson
vs.
Ralph B. Wilson
Issued Dec 12, 1940

Tax writ 3-28-41. Pd.	$3.00
Shiff. Smith	1.60
J. M Prather, alias	1.40
R. B. Mahany, Master	25.00
Pro. for Co. 3-28-41. Pd.	9.10
Atty.	3.00

Subpoena in Divorce
And now, Dec. 12", 1940, upon presentation of the within libel, a Subpoena in Divorce is ordered to be issued, returnable to the First Monday of February, 1941
Per Curiam,
O. Clare Kent, P.J.

Writ returned: Feb. 3, 1941 Non est inventus as to the within named respondent So answers
Harry B Smith, Sheriff

Feb. 28, 1941 Alias subpoena in divorce issued, returnable to first Monday of April next

Subpoena returned: John M Prather (constable) makes affidavit: That he served the within alias Subpoena in Divorce on the within named respondent, Ralph B. Wilson, on Monday, March 3, 1941, at 3:50 P.M, in the City of Titusville, Penna, by reading the same to him, and handing to him a true and attested copy of the same. (See affidavit on Subpoena)

And now, March 28th, 1941, R. B. Mahany, Esq., is appointed Master as prayed for.
Per Curiam,

May 23, 1941, Testimony and Report of Master filed.
On Argt. List for May Term, 1941; No. 55.

June 4, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Ralph B. Wilson, is ordered to pay the cost of this proceeding. Per Curiam,
O. Clare Kent, P.J.

Decree:
And now to wit: June 4-A.D. 1941 this Cause Came to be heard on libel subpoena, subsequent proceedings and evidence thereon, duly taken and filed of record and it appearing to the Court that the Causes set forth in said libel are true, it is by the Court ordered adjudged and decreed.
That the said Iona M. Wilson be divorced and forever seperated from the nuptial ties and bonds of matrimony here to fore contracted between her the said Iona M. Wilson, the libellant and the said Ralph B. Wilson the respondent: and that there upon all and every the duties rights and claims accruing to either the said libellant or the said respondent at any time hereto fore in pursuance of said Marriage shall cease and determine: And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married (Per Curiam)

May 28, 1941, Recd. $34.10 costs.
P. D. S.

May 23, 1941, Paid R. B. Mahany $25.00 Master fee by check No. 911.
P. D. S.

59

First National Bank
at Conneaut Lake
Penna,

vs

J. P. Hall
Entered Dec. 13, 1940

Pro. Slayton (Jrnl) $2.25

Of No. 98 February Term, 1936
Amicable Scire Facias sur Judgment.

It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Three Hundred Eighty-five and 82/100 Dollars, being the amount of debt, interest to December 26, 1940, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $385.82
Interest from Dec. 26, 1940

Judgment

Ha page 223

Feb 2 1942 Paul D. Slayton, Pro.

✓ Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

Max Pike by [illegible] his attorney in fact

Attest Feb 2, 1942
Paul D. Slayton, Pro.

FEBRUARY TERM, 1941

60 Peters & Brother	Theodore D. Krum, as agent for the commercial college of Erie, Pa., vs. Blair Mitchell Entered Dec. 13, 1940 Tax & entry (paid) $1.50 Costs on Trans 4.20	Appeal by Deft. from Judgment of D. D. Gothorn, Justice of the Peace Dec. 13, 1940. Proof of service of notice of appeal upon Pltff. filed.

FEBRUARY TERM, 1941

Thomas & Kiebort
61

Feby. 10, 1941, Rec'd $35.00 costs
P.D.S.

Mar. 1, 1941, Received of Pro. Slayton $13.40 refund of advanced costs.
Thomas & Kubert
Attys for Libellant

And now March 1, 1941 Chenley acknowledges receipt of $15.00 Co. fee for Master in the above case which was discontinued
Arden D. Mook
Master

Emelina Trubic
vs.
John Trubic
Issued Dec. 13, 1940

Jay & writ (paid)	$3.00
Shff Smith (paid)	3.50
Arden D. Mook, Master	25.00
Pro. for Co. 2-10-41, Bd.	8.10
Atty.	3.00

3.40

Subpoena in Divorce
And now, December 13, 1940 Subpoena awarded, Returnable to first Monday of February next.
Per Curiam
O Clare Kent, P.J.

Subpoena rcvd.; Served the within subpoena in Divorce on the Respondent personally, on the 26th day of Dec. 1940, by delivering to him a true and attested copy of the same and making known to him the contents thereof, as appears from affidavit as above. So answers
Harry B Smith, Shff

And now, Feby. 10, 1941 on presentation of within motion Arden D. Mook is hereby appointed Master to take testimony in above case.
Per Curiam.

Mar. 1, 1941, this case is hereby discontinued
Thomas & Kubert, Attys for Libellant

Max B Maloney 62	Frank J Lamb vs. Martha Melville and Oliver Melville Entered Dec. 14, 1940 $ ¢ Pro Slayton (Paid) 2 25 Atty 3 00	Of No. 496 May Term, 1935 D.S.B. Amicable Scire Facias sur judgment. It is agreed That the Prothonotary of said Court enter an amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said County, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Six hundred fifty-eight and 2/100 Dollars, being the amount of debt, interest to September 1, 1940, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note. Dated September 10, 1940 Debt $658.02 Interest from Sept. 1, 1940. M. page 130, 130 Judgment Paul D. Slayton, Pro Fi. Fa. to No. 22 Feb. Term, 1941.

Stuart A. Culbertson

63

Murray J. and Fred J. Jordan, Pittsburgh, Pa.

Lyle Morton Jenkins, Claimant,
vs.
Superior Construction and Engineering Company, defendant, and Glens Falls Indemnity Company, Insurance Carrier
Entered Dec 14, 1940

Pro. Slayton (paid 8-29-41 Pd.)	$ 5.00
Pro. Slayton since	2.75
Atty	3.00
Pro. Sat. etc. certs. 8-29-41. Pd.	1.00
Postage paid	.75

Appeal by Defendant, Superior Construction and Engineering Company, and Glens Falls Indemnity Company, Insurance Carrier, from the decision of the Workmen's Compensation Board, dated Nov. 27, 1940 on Claim Petition No. 83,306, Appeal No. 24930

Dec. 14, 1940 Affidavit of appellants and Exceptions by defendants filed.

Dec. 13, 1940, Stuart A. Culbertson Esq. accepts notice of appeal as attorney for Claimant.

Dec. 14, 1940 Certiorari issued, with copy of exceptions annexed.

Jan. 2, 1941 Certiora returned, and Certified transcript and record of Workmens Compensation Board filed.

On Argt. List for Feby. Term, 1941, No. 2,

Feb. 28, 1941, Argued.

And now, August 18, 1941, the assignments of error are overruled, the Appeal is dismissed, and it is ordered that judgment be entered in favor of claimant, Lyle Morton Jenkins, and against defendants, Superior Construction and Engineering Company and Glens Falls Indemnity Company, Insurance Carrier, upon the award of the Workmen's Compensation Board, in the amount and upon the terms and conditions therein set forth. Exception is noted and sealed for the defendants.

Per Curiam,
O. Clare Kent,
President Judge

(See opinion of Court filed)

Same day, The judgment is liquidated as follows:-

Compensation and interest due as of Dec. 5/40, as per Record of Board,	$ 130.85
Int. due for each additional weeks since 35 4/7 weeks at 15¢ per week	5.27
Amount of Judgment	136.12

Int. from Aug. 18, 1941

Cost pp. 114, 114

Judgment
Paul D. Slayton, Prothy

Aug. 30, 1941, Sent record to Workmen's Compensation Board.

August 29, 1941 Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

Stuart A. Culbertson Attorney for Plaintiff

Attest Aug 29 1941
Paul D. Slayton
Prothy.

FEBRUARY TERM, 1941

Raymond C. Miller
64

Charles William Powell
vs.
Florence Irene Powell
Issued Dec. 17, 1940

Tax writ (paid) $3.00
Stff. Smith ---
George X. Simonetta, Master 25.00
Bro. for Co. 2-3-41. Pd. 8.10
Atty. 3.00

Subpoena in Divorce
And now, Dec. 17, 1940, Subpoena awarded, returnable to the first Monday of February, 1941.
Per Curiam
O. Clare Kent, P.J.

Subpoena returned: William G. Smith makes affidavit: That he served a true and correct copy of the within Subpoena in Divorce on Florence Irene Powell, personally, by handing her a true and correct copy of the within Subpoena, at 476 Pike Street, Meadville, Penna., and making the contents thereof known to her, at 4 P.M., E.S.T. Wednesday, Dec. 18, 1940. The said Florence Irene Powell was identified by her own admission as being the person respondent named in the within Subpoena (See affidavit on writ)

And now, Feby. 3, 1941, George X. Simonetta, Esq. was appointed Master in Divorce to hear testimony in the above action and make report thereon to the Court,
Per Curiam

Feby. 3, 1941, Rec'd. $33.10 costs.
P. D. S.

Feby. 8, 1941, Testimony and Report of Master filed,
On Argt. List for Feby. Term, 1941, No. 35,

March 6, 1941, After due consideration a divorce is decreed as prayed for upon payment of costs by libellant,
Per Curiam,

Now Feb. 8, 1941—
Received the Master fees in the above entitled case
George X. Simonetta
Master

—Decree.—

And now to wit: March 6, A.D. 1941 this cause came on to be heard on libel subpoena subsequent proceedings and evidence therein, duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered adjudged and decreed, That the said Charles William Powell be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Charles William Powell the libellant and the said Florence Irene Powell the respondent, and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married
per Curiam

FEBRUARY TERM, 1941

Stuart A. Culberton	Marion A. Leberman and Gordon B. Leberman, Executors of the last will and testament of Arthur V. Leberman, deceased.	Summons in Assumpsit, Returnable to first Monday of January, 1941.
'65	vs.	Dec. 31, 1940, Kent & Kent appear for defendant. (See papers filed.)
Kent & Kent.	Robert Roha	Writ returned: Served the within summons personally, on Robert Roha, on Dec. 17, 1940, at 4:45 o'clock P.M., at No. 360 Center Street, City of Meadville, Pa, by handing to him a true and attested copy thereof, and making contents of same known to him. So answers Harry B. Smith, Sheriff
	Issued Dec. 17, 1940	
	$ /	
	Tax & writ 12-14-40, $2.00	
	Shff. Smith (paid) 3.20	

Kent & Kent
66
Charles B. Stegner for Rule

John G. Kaputa
vs.
Betty S. Kaputa
Issued Dec. 17, 1940

Tax writ (paid)	$ 3.00
Sheff. Smith (paid)	8.50
Paul E. Thomas, Master	25.00
Pro. for Co. 2-3-41: Pd.	8.10
Atty.	3.00
Pro. for Co. 5-12-41. Pd.	4.50

Subpoena in Divorce.
And now December 17, 1940, the within petition presented and Subpoena awarded, returnable to the first Monday of February, 1941.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 18th day of Dec, 1940 by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit as above.
So answers Harry B. Smith, Sheriff.

And now, January 16, 1941, upon petition of respondent presented in open Court the Court grants a rule upon John G. Kaputa, the libellant to show cause why he should not pay a reasonable sum to the respondent for her costs and expenses and attorney fees of defending this action. Per Curiam. (See paper filed)

And now, Feby. 3, 1941, Paul E. Thomas, Esq., is appointed master to take testimony. Per Curiam.

And now, Feb. 17, 1941, Fred C. Riebort, Jr., Esq., is appointed Guardian ad litem to represent the respondent, Betty S. Kaputa, in this proceeding.
Per Curiam,
O. Clare Kent, P.J.

(See paper filed)

May 6, 1941, Motion for leave to withdraw appearance filed;
Order: And now, May 5, 1941, permission is hereby granted Charles B. Stegner Atty. for respondent, to withdraw his appearance and the petition for allowance of counsel fees.
Per Curiam.
(See paper filed)

May 13, 1941, Testimony and Report of Master filed.
On Argt. List for May Term, 1941; No. 39.

June 2, 1941 After due consideration a divorce is decreed as prayed for.
Per Curiam,
Decree O. Clare Kent, P. J.

And now to wit: June 2. A.D. 1941 this Cause came on to be heard on Libel Subpoena subsequent proceedings and evidence there in duly taken and filed of record. And it appearing to the court that the causes set forth in said Libel are true it is by the Court ordered adjudged and decreed, That the said John G. Kaputa be divorced and for ever separated from the marital ties and bonds of Matrimony heretofore contracted between him the said John G. Kaputa the libellant and the said

(cont'd on margin)

Feby. 3, 1941, Recd. $33.10 costs.
P. D. S.
May 13, 41, Recd of Timothy $25, Master fee.
Paul E. Thomas.

Betty S. Kaputa the respondent and that thereupon all and every the duties rights and claims accruing to either the said libellant and the said respondent at any time hereto for in pursuance of said marriage shall cease & determine: And the said libellant and respondent shall be at liberty to marry again in like manner as if they were never married.
(Per Curiam)

John C. Spencer
67

Feby. 4, 1941, Rec'd. $35.00 costs.
R. D. S.
2-2, 1941 - Rec'd. Master's fee in full.
Faris J. Thomas,
Master
March 25. 1941
Recvd one and 00/100 Dollars Refund in above entitled cse
John C. Spencer
Atty for Libellant

Ina E. Cutshall
vs
Jay D. Cutshall
Issued Dec. 19, 1940

Jay, writ (paid)	$ 3.00
Stiff Smith (paid)	3.20
Faris J. Thomas, Master	25.00
Pro. for Co. 2-4-41, Pd.	8.10
atty.	3.00

Subpoena in Divorce
And now, Dec. 19, 1940, Subpoena awarded, Returnable to first Monday of February, 1941.
Per Curiam,
O. Clare Kent P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 26th day of Dec, 1940, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above
So answers Harry B. Smith, Sheriff;

And now, Feby. 3, 1941, Faris J. Thomas, Esq., is appointed Master as prayed for,
Per Curiam,

Feby. 22, 1941, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1941, no. 53.

March 14, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Jay D. Cutshall, is ordered to pay the cost of this proceeding.
Per Curiam,

Decree—

And now, to wit; March 14, A.D. 1941 this cause came on to be heard on libel subpoena, subsequent proceedings, and evidence — there in duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true it is by the court ordered adjudged and decreed That the said Ina E. Cutshall the libellant and for ever separated from the nuptial ties and bonds of Matrimony here to fore contracted between her the said Ina E. Cutshall the libellant and the said Jay D. Cutshall the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent at any time here to fore in pursuance of said marriage shall cease and determine; And the said libellant and respondant shall severally be at liberty to marry again in like manner as if they had never been married
Per Curiam.

Walter J. McClintock 68 Deft. f.f.p.	D. G. Rhodes vs. Iva Allen, Administratrix of the estate of Nancy Barber, decd Entered Dec. 23, 1940 $1 Tax Sentry (paid) 2.25 Pro. for Co. 4/1/42. Pd. 1.00 Atty. 3.00	Summons in Assumpsit, Returnable sec. leg. Now, Dec. 21, 1940, Defendant waives the issuance of a summons, and service thereof, in the above entitled case, and enters her appearance, with the same force and effect as if a summons had been duly issued, served by the Sheriff, and return made by him. (See praecipe)

Now April 1, 1942 this case his duly settled and the Prothonotary is directed to mark the same discontinued of record

Walter J. McClintock
Atty for Plaintiff.

Herbert A. Mook
Arden D. Mook
69

Nellie B Cohen
vs.
Hyman Cohen
Issued Dec 23, 1940

	$
Jgt & writ (paid)	3.00
Shff Smith (paid)	3.20
J. Perry Eckels, Master	25.00
Pro. for Co. 8/13/43, Bk.	8.60
Atty.	3.00

Subpoena in Divorce, A.V.M.
And now, Dec 23, 1940, Subpoena awarded, Returnable to the first Monday of February 1941.

Per Curiam
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 23d day of December, 1940, by delivering to him, a true, and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above.

So answers Harry B. Smith, Sheriff.

And now, August 13, 1943, J. Perry Eckels, Esquire, is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court.

Per Curiam.

8/13/43. Recd. $35.00 costs.
S.D.S.

Nov 5, 1943 Received $25.00 Masters fee.
J. Perry Eckels

Nov. 5, 1943, Testimony and Report of Master filed. On Argument List for Nov. Term, 1943, No. 31.

Now Nov. 26, 1943 after due consideration a divorce is decreed as prayed for and respondent, Hyman Cohen, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

Recd. of Paul A. Slaytor $1.40 refund. H.A. Mook

Decree

And now, to-wit: November 26, A. D. 1943, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Nellie B. Cohen, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Nellie B. Cohen, the libellant, and the said Hyman Cohen, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

Kent & Kent
70

May 5, 1941, Recd. $33.10 costs
P. O. S.

May 16, 1941 Recd $25.00
Master's Fee in above case.
F. C. Kiebort Jr.
Master.

Harold Byham
vs
Mae Byham
Issued Dec. 23, 1940

Tax writ (paid)	$3.00
Shff Smith (Paid)	2.90
Shff. Delaware Co. (Paid)	5.30
Fred C. Kiebort, Jr. Master	25.00
Pro. for Co. 5-6-41, Pd.	8.10
Atty.	3.00

Subpoena in Divorce

And now, December 23, 1940, the within petition presented, and Subpoena awarded, Returnable to the first Monday of February, 1941.

Per Curiam,
O. Clare Kent, P. J.

Feby. 12, 1941, Served, Mae Byham the within named respondent by giving to her at her place of residence Providence Rd., Nether Prov. Twp., Delaware Co., Pa., on Jan. 17, 1941, at 11:10 A. M., a true and attested copy of the within subpoena, and making known to her the contents of the same. So answer

Harry G. Tillman, Deputy Shff.
Wm. N. McKeirn, Sheriff, Delaware Co. Pa.

Served the within Subpoena in Divorce, on Mae Byham, Respondent, by deputizing the Sheriff of Delaware County, Pa., as per his return hereto attached.

So answers,
Harry B. Smith, Sheriff.

And now, May 5, 1941, Fred C. Kiebort, Jr., Esq., is appointed master to take testimony.

Per Curiam.

May 16, 1941, Testimony and Report of Master filed.
On Argt. List for May Term, 1941; No. 43.

June 3, 1941 After due consideration a divorce is decreed as prayed for.

Per Curiam,
O. Clare Kent, P. J.

Decree: And now-to wit: June 3-A.D. 1941 this Cause Came on to be heard on libel, subpena, subsequent proceedings and evidence therein, duly taken and filed of record and it appearing to the Court that the ~~causes~~ set forth in said libel are true it is by the Court ordered adjudged and decreed. That the said Harold Byham be divorced and for ever seperated from the bonds of matrimony here to fore contracted between him the said Harold Byham the libellant and the said Mae Byham the respondent: and that there upon all and every the future rights and claims accruing to either the said libellant or the said respondent at any time hereto fore in pursuance of said Marriage shall cease and determine: And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

John H. Bozic
71

5-1-44, Recd. $35.00 costs.
P. D. S.

July 17 1944 Recieved from Paul Slayton, Pro. $25.00 Masters Fee
Gerald D Prather
master

Helen Tesman
vs.
John Tesman
Issued Dec. 24, 1940

Tax & writ (paid)	$ 3.00
Shff. Smith (paid)	1.60
Shff. Smith, alias	1.60
Shff. King, Pluries (paid)	9.50
G. D. Prather, Master	25.00
Pro. for Co. 5-1-44 Pd.	10.00
Pro. addl. 5-5-44 Pd.	.60
Atty.	3.00
Pro. addl. 7-17-44 Pd.	1.00

Subpoena in Divorce and for the custody of Fred Tesman, minor son of the parties, aged seven years. And now, Dec. 24, 1940, Subpoena awarded, Returnable to first Monday of February, 1941.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Non est inventus as to the within named respondent. So answers Harry B. Smith, Sheriff.

Feb. 3, 1941, Alias Subpoena in Divorce issued, returnable to first Monday of April next.

April 7, 1941, Writ retd.; And now, April 7, 1941, writ returned; non est inventus, as to the within named respondant.
So answers,
Harry B. Smith, Sheriff.

April 13, 1944, Pluries subpoena in divorce issued, returnable the first Monday of June, 1944.

Pluries subpoena retd.: Served the within Pluries Subpoena in Divorce on the Respondent, personally, on the 17th day of April, 1944, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit.
So answers,
Bert A. King, Sheriff.

And now, May 1, 1944, Gerald D. Prather, Esq., is appointed Master to take testimony in the above entitled case and make report to the Court. Per Curiam.

June 12, 1944, Motion for the reappointment of a Master filed;
Order: And now, June 12, 1944 the within Motion is hereby granted and the said Gerald D. Prather, Esq., is reappointed Master to take testimony in this case. Per Curiam.

July 17, 1944, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1944; No. 26.

Sept. 23, 1944, Affidavit of non-military service of respondent filed.

Sept. 27, 1944, After due consideration a divorce is decreed as prayed for, the respondent, John Tesman, is ordered to pay the cost of this proceeding, and the custody of minor son, Fred Tesman, is awarded to libellant, Helen Tesman.
Per Curiam, O. Clare Kent P.J.

Decree:- And now, to-wit: September 27, A. D. 1944, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Helen Tesman, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Helen Tesman, the libellant, and the said John Tesman,

— Continued on Margin —

he respondent; and that hereupon all and every he duties, rights and laims accruing to ither the said libellant r the said respondent, t any time heretofore n pursuance of said narriage, shall cease nd determine; And the aid libellant and res- ondent shall severally e at liberty to marry gain in like manner s if they had never een married. It is further rdered and decreed that he custody of minor on, Fred Tesman, is warded to libellant, Helen Tesman.
Per Curiam.

72	Joseph Weidner vs. Mildred Van Tassel & Lyle B. Van Tassel Entered Dec. 26, 1940 #1 Pro Slayton 2.25 Costs brot forward. Plff 2.25	Of No. 304 February Term, 1936. Aff. Amicable Scire Facias sur judgment It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the judgment had been regularly issued served personally on the defendants by the Sheriff of said County and duly so returned, and that a judgment be entered thereon in favor of the plaintiff and against the defendants for the sum of Sixty-Seven and 18/100 Dollars, being the amount of debt, interest and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note. Debt $67.18 Int. from Dec. 26, 1940. V. ppp. 184-36 Judgment Paul D. Slayton, Pro. ✓ Dec. 31, 1942, This judgment satisfied. (See page filed.)

73

Commonwealth of Pennsylvania, ex relatione Ellen Schreck (wife) and Ralph J. Schreck (son)

vs.

Herman Schreck an alleged inebriate

Entered Dec 27, 1940.

Pro Clayton $5.00

Dec. 27, 1940, Petition for commitment of Herman Schreck, an alleged inebriate, with Exhibits A, B, C & D. annexed, filed.

And now, to wit, the 27th day of December, 1940, upon the within petition and certificates, let warrant issue to bring the alleged inebriate before us for a hearing, on the 28th day of December, 1940, at 9:30 A.M.

Per Curiam,
O. Clare Kent, P.J.

Same day, Warrant issued.

And now, December 28, 1940, upon consideration of the within petition and the exhibits and certificates thereto attached, and after hearing ~~duly~~ held as required by law, the Court is satisfied that Herman Schreck is an inebriate, and a proper subject for detention, care and treatment in a hospital or institution for inebriates or for mental diseases. It is therefore ordered, adjudged and decreed that the said Herman Schreck is an inebriate, and that he be and is hereby committed to the Warren State Hospital, Warren, Penna, there to remain for one year, unless sooner discharged according to law.

Per Curiam,
O. Clare Kent, J.

(See paper filed)
Same day, Commitment issued.

J. Perry Eckels
74
Stuart A Culbertson

Barney Heaverly
vs
W. H. Farley
Entered Dec 28, 1940
#1

Jay Sentry (Atty pd)	1.50
Costs on Trans. Def. pays	10.75
Pro. Slayton	10.90
Jury fee	4.00
Atty.	3.00

Appeal by Defendant from Judgment of J.G. MacFarlaghan Esq. Alderman.
Jan. 2, 1941. Acceptance of notice by Plffs Atty of filing appeal, filed
March 28, 1941, Statement of Claim filed. Service accepted.
On Fall Trial List 1941; No. 15.
Oct. 6, 1941, Continued on application of defendant, and marked Remanet.
Per Curiam.
On Winter Trial List, 1942; No. 6.
Jany 12, 1942, Continued by agreement of counsel. Per Curiam.
On Spring Trial List, 1942; No. 14.
March 9, 1942, Continued by agreement of counsel. Per Curiam.
On Fall Trial List, 1942, No. 18
Oct. 8, 1942, Continued on application of plaintiff. Per Curiam.
On Winter Trial List, 1943; No. 23.
And now, January 14, 1943 Jury selected and sworn as follows: 1- John Lundstrum, 2- Deboy Mathews, 3- John O'Rourke, 4- Mrs Mary Griffen, 5- Mrs Mildred A Shellito, 6- Mrs. Rae Byham, 7- Fred J. De Maison, 8- Mrs Gertrude Rynd, 9- Mrs William Beck, 10- Irene Reynolds, 11- Mrs Sara Marley, 12- James Williamson: twelve good and lawful persons, who upon their solemn oaths which they have taken, say Same day, they find in favor of the defendant. See page 164.
Jan. 14, 1943 Defendants points filed.

75

Elizabeth Wonders
357 Allegheny St. Meadville, Pa.
vs.
The Church of the Nazarene, Meadville, Pa
By Paul J. Brown,
Elizabeth Wonders
A. D. Phillips, Trustees)
Entered Dec 30, 1940
Pro. Slayton (Paid) $2.25

Of No. 477 February Term 1936
Amicable Scire Facias sur Judgment
It is agreed that the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of One Thousand Dollars, being the amount of debt, interest, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note
Dated Dec 30, 1940

Debt	$1000.00
Int. from Dec. 30, 1940	
Judgment	

Corp. page 88
Paul D. Slayton, Pro.

Jan. 20, 1942 Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
Elizabeth Wonders
Witness: Witness Frank A. Beckwith

FEBRUARY TERM, 1941

Dickson Andrews 76. Max B Maloney	City of Meadville vs Alpha Chi Rho Fraternity, Owner or reputed owner Issued Dec 30, 1940 Tax & writ $2.75 Plff. on Lien 1.50	Of No 176 February Term, 1936 Tax'd. Sci. Fa. sur Lien for City Taxes, filed Dec. 31, 1935, and entered in Tax Lien Doc 7, page 206. Returnable within three months No. 660 N. Main Street. Corp. Pa 82. March 1, 1941 Max B. Maloney, Esq. appears for Deft. and for the Trustees of Phi Iota Chapter of said Alpha Chi Rho Fraternity, and accepts service of the writ of Sci. Fa. (See writ)

This claim having been paid in full
I direct the Prothonotary to mark the same
satisfied of record

May [illegible] 1941

Dickson Andrews,
Atty for Plaintiff

Dickson Andrews 77	City of Meadville vs Roger L Bailey, Owner or reputed owner Issued Dec 30, 1940 Tax & writ $2.75 Plff. on Lien 1.50	Of No 178 February Term, 1936 Tax'd. Sci. Fa. sur Lien for City Taxes, filed Dec. 31, 1935, and entered in Tax Lien Doc. 7, page 208; Returnable within three months No 653 Baldwin Street Ba. page 128 Writ ret'd March 1, 1941. "Due service of the within writ is hereby accepted." Egd Mildred L Bailey Ba. p. 109 Roger L Bailey. Dec. 20, 1945, Suggestion of non payment filed Jan. 23, 1948, This lien satisfied. (See Tax Docket)

FEBRUARY TERM, 1941

Dickson Andrews 78	City of Meadville vs. Brock Brothers, owners or reputed owners Issued Dec 30, 1940 Tax & writ $2.75 Plff's on Lien 1.50	Of No 202 February Term, 1936 Tax D. Sci. Fa. sur Lien for City Taxes, filed Dec 31, 1935, and entered in Tax Lien Doc 2, page 232 Returnable within three months, No. 722 Washington Street. Corp page 109 Writ retd Feb 28, 1941. Feb 14, 1941, Due service of the within writ is hereby accepted. Egd Jas. J. Brock Brock Bros By Geo. A. Brock Dec. 15, 1941, This lien satisfied. (See Tax Docket.)
Dickson Andrews 79	City of Meadville vs. George Butler, owner or reputed owner Issued Dec 30, 1940 Tax Writ $2.75 Plff's on Lien 1.50 Suggn. Paid 8-30-46 1.00	Of No 204 February Term, 1936 Tax D. Sci. Fa. sur Lien for City Taxes, filed Dec 31, 1935, and entered in Tax Lien Doc 2, page 244. Returnable within three months No. 1060 Water Street. Cu. page 86 Writ retd Feb 28, 1941:- Feb 20, 1941, Due service of the within writ is hereby accepted. Egd Geo. W. Butler. Dec. 20, 1945, Suggestion of non payment filed Nov. 9, 1949, This lien satisfied. (See Sat. Docket)

FEBRUARY TERM, 1941

Dickson Andrews 780	City of Meadville vs. Henry Hollern, Owner or reputed owner Issued Dec. 30, 1940 Tax & writ $2.75 Plff. on lien 1.50	Of No. 247 February Term, 1936 Tax D. Sci. Fa. sur Lien for City Taxes filed Dec. 31, 1935, and entered in Tax Lien Doc. 2, page 279; Returnable within three months No. page 79 No. 536 Arch Street. Writ retd Feb. 28, 1941: Feb. 15, 1941, Due service of the within writ is hereby acknowledged (Sgd) Henry B. Hollern √ Jan. 25, 1945, This lien satisfied. (See T.D.)
Dickson Andrews 81	City of Meadville vs. Norman Miller, owner or reputed owner Issued Dec. 30, 1940 Tax & writ $2.75 Plff. on Lien 1.50	Of No. 266 February Term, 1936 Tax D. Sci. Fa. sur Lien for City Taxes filed Dec. 31, 1935, and entered in Tax Lien Doc. 2, page 296; Returnable within three months No. 837 Liberty Street. M. page 156 Writ retd Mar. 4, 1941: Feb. 25, 1944, Due service of the within writ is hereby accepted. (Signed) Norman H. Miller M. p. 144 Maria Miller √ Jan. 11, 1944 This lien satisfied. (See Tax Docket.)

FEBRUARY TERM, 1941

Dickson Andrews 82	City of Meadville vs. Meno A Myers, owner or reputed owner Issued Dec. 30, 1940 Tax writ $2.75 Plff. on lien 1.50	Of No. 272 February Term, 1936 Ind'd Sci. Fa. sur Lien for City Taxes, filed Dec. 31, 1935, and entered in Tax Lien Doc. 2, page 302 Returnable within three months No. 1089 Park Avenue. M page 190 Writ ret'd Mar. 14, 1941. March 11, 1941. The within writ is hereby returned without service thereof. (Sgd) Dickson Andrews, City Solicitor.
Dickson Andrews 83	City of Meadville vs. W. H. Ray, owner or reputed owner Issued Dec. 30, 1940 Tax writ $2.75 Plff on lien 1.50	Of No 285 February Term, 1936 Ind'd Sci. Fa. sur Lien for City Taxes, filed Dec 31, 1935, and entered in Tax Lien Doc. 2, page 315; Returnable within three months No. 1245 Park Avenue. R page 109 Feb. 19, 1941, Writ returned by City Solicitor, without service thereof.

Dickson Andrews 84	City of Meadville vs Mary Scavone, Owner or reputed owner Issued Dec. 30, 1940	Of No. 290 February Term, 1936 Tax Sci. Fa. sur Lien for City Taxes filed Dec. 31, 1935, and entered in Tax Lien Doc. 2, page 320; Returnable within three months No. 175 Center Street Sc. page 144. Feb. 28, 1941, Writ returned without service thereof, by City Solicitor.
	Tax & writ $2.75 Pltff on lien 1.50	
Dickson Andrews 85	City of Meadville vs Emeline Shaffer Heirs, owners or reputed owners Issued Dec. 30, 1940	Of No. 295 February Term, 1936 Tax D Sci Fa sur Lien for City Taxes filed Dec. 31, 1935, and Entered in Tax Lien Doc. 2, page 325 Returnable within three months No. 844 Water Street Sh. page 109. March 11, 1941, writ returned by City Solicitor, without service thereof
	Tax & writ $2.75 Pltff on Lien 1.50	

FEBRUARY TERM, 1941

Thomas + Kiebort vs Duane A. Gutheim 1-9-41 CwB.	Vinnie M. George vs Frame Shontz Issued Dec. 31, 1940 Tax & writ (paid) $2.00 Sheriff Smith (paid) 4.90	Summons in Assumpsit, Returnable to first Monday of February, 1941. Writ Returned: Served the within Summons personally on Frame Shontz, on January 8, 1941, at 3:55 o'clock P.M., at the Post office in the Borough of Conneaut Lake, Crawford County, Pa. by handing to him a true and attested copy thereof, and making contents of same known to him. So answers Harry B. Smith Sheriff.

FEBRUARY TERM, 1941

Thomas & Kiebort
87

Edna C. Salo
vs.
Elmer R. Salo
Issued Dec. 31, 1940
#1

Tax & writ (paid)	3.00
Sheriff Smith (Paid)	1.60
Shff. Smith, alias (Pd.)	1.60
Shff. Smith, Proc. (Pd.)	11.15
Frank D. Prather, Master	25.00
Pro. for Co. 5-13-41, Pd.	10.00
atty.	3.00
	55.35

May 12, 1941, Recd. $35.00 costs.
C. D. S.

May 24 1941
Recd $25.00
Master fee
Frank D. Prather

Subpoena in Divorce and for custody of Bonita M. Salo, minor child of the parties, aged 8 years.
And now, Dec. 31, 1940, Subpoena awarded, returnable to first Monday of February, 1941
Per Curiam
O. Clare Kent, P.J.

Feby. 18, 1941, Writ returned; Non est inventus as to the within named respondant.
So answers,
Harry B. Smith, Sheriff.

Feby. 18, 1941, Alias subpoena in divorce issued; Returnable first Monday of April next.

And now, April 7, 1941, writ returned; non est inventus, as to the within named respondant. So answers,
Harry B. Smith, Sheriff.

April 10, 1941, Order for proclamation issued; returnable second Monday of May next.

May 12, 1941, Proc. retd; ----- I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa., a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication attached.
So answers,
Harry B. Smith, Sheriff

And now, May 12, 1941, on presentation of within motion Frank D. Prather, Esq., is hereby appointed Master in the above stated case.
Per Curiam.

May 24, 1941, Testimony and Report of Master filed.
One Argt. List for May Term, 1941; No. 63.

June 5, 1941 After dyd consideration a divorce is decreed as prayed for, the respondent, Elmer R. Salo, is ordered to pay the cost of this proceeding and the custody of minor child, Bonita M. Salo, is awarded to libellant, Edna C. Salo. Per Curiam,
Decree
O. Clare Kent, P.J.

And now to wit, June 5 A.D. 1941 this cause came on to be heard on libel subpoena, subsequent proceedings and evidence thereto is duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed. That the said Edna C. Salo libellant and the said Elmer R. Salo the respondent; and that they and from all & every the duties, rights and claims accruing to either the said libellant or the said respondent at any time heretofore

Con on margin

in consequence of said marriage shall cease and determine and said libellant and said respondent shall be at liberty to marry again in like manner as if they had never been married. It is further ordered and decreed that the Custody of minor child Bonita M. Salo is awarded to libellant Edna C. Salo
Per Curiam

Herbert A. Mook
883

Feby. 17, 1941, Rec'd. $35.00 costs.
P. D. S.

Feb. 21, 1941 Rec'd $35.00 Master's Fee.
Ralph F. Joyce, Master.

Mar. 19, 1941 - Rec'd from Paul A. Slayton $1.90 refund - Herbert A. Mook atty for Libellant.

Helen Mae Gordon
vs.
Wilson Eugene Gordon
Issued Dec. 31, 1940

	$ /
Tax writ (paid)	3.00
Sheriff Smith (Rd.)	8.90
Ralph F. Joyce, Master	25.00
Pro. for Co. 2-21-41. Rd.	8.10
Atty.	3.00

Subpoena in Divorce and for the custody of the three minor children of the parties, to wit, Irene Janet Gordon aged six years, Paul Wilton Gordon aged three years, and Alice Marietta Gordon aged one year.

And now, Dec. 30, 1940, Subpoena awarded, returnable to the first Monday of February, 1941.

Per Curiam
O. Blare Kent, P.J.

Feby. 21, 1941, Subpoena rel'd; Served the within Subpoena in Divorce on the Respondent, personally, on the 14th day of January, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit.

So answers,
Harry B. Smith, Sheriff.

And now, Feby. 17, 1941, upon presentation of the within Motion Ralph F. Joyce, Esquire, is hereby appointed Master to take testimony and make report thereon,

Per Curiam,

Feby. 21, 1941, Testimony and Report of Master filed.

On Arg't. List for Feby. Term, 1941, no. 47.

March 12, 1941, after due consideration a divorce is decreed as prayed for, the respondent, Wilson Eugene Gordon, is ordered to pay the costs of this proceeding and the custody of minor children, Irene Janet, Paul Wilton and Alice Marietta Gordon, is awarded to the libellant, Helen Mae Gordon.

Per Curiam,

—Decree—

And now to wit, March 12 - A.D. 1941 this cause came on to be heard on libel subpoena subsequent proceedings and evidence then in duly taken and filed of record and it appearing to the Court that the causes set forth in said libell are true. it is by the court ordered adjudged and decreed. That the said Helen Mae Gordon be divorced and for ever seperated from the nuptial ties bonds of matrimony heretofore contracted between her the said Helen Mae Gordon the libellant and the said Wilson Eugene Gordon the respondent; and that there upon all and every the duties rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine: And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married. It is further ordered and decreed that the custody of minor children, Irene Janet, Paul Wilton & Alice Marietta Gordon is awarded to the libellant Helen Mae Gordon

Per Curiam

F. Joseph Thomas
vs.

L. J. Roofner
vs.
Earl J. Weaver, Administrator of the estate of Bessie Weaver deceased.
Issued Dec. 31, 1940

	$ ¢
Tax & writ Paid Jan 2, 1941	2.25
Sheriff Smith (Paid)	3.20
Pro. for Co. 6-1-51 Paid	2.00
Atty.	3.00

Summons in Assumpsit, Returnable to the first Monday of February next.

We pages 134 & 105

Served the within Summons, personally, on Earl J. Weaver, administrator of the Estate of Bessie Weaver, deceased, by serving Helen Weaver, she being an adult member of the family, namely, his wife, at their residence No. 1209 S. Main Street, City of Meadville, Crawford County, Pa., on January 17, 1941, at 11:10 o'clock A.M. by handing to her a true and attested copy of the within Summons and making contents of same known to her. So answers

Harry B. Smith, Sheriff.

And now June 1, 1951 this action is discontinued & cancelled.
F. Joseph Thomas

F. Joseph Thomas
85
90
Paul E. Thomas.
1-8-1941 cwb

Charles Reynmore,
Claimant,
vs
Robins Furniture
Company, Meadville,
Pennsylvania,
Defendant
Entered Dec 31, 1940

Pro. Slayton (Jan. 3/41 paid)	$	5.00
Pro. S.		3.50
Atty.		3.00

Appeal by Charles Reynmore, Claimant, from the decision of the Workmen's Compensation Board, made Dec 12, 1940, on Claim Petition No 84,593.
Dec. 31, 1940 Affidavit of Appellant and Exceptions by Appellant filed.
Same day, Certiorari issued with copy of Exceptions annexed.
Jan 13, 1941, Certiorari returned with certified transcript of record and files attached.
On Argt. List for Feby. Term, 1941.
On Argt. List for May Terms, 1941, No. 11.
May 27, 1941 Argued.

Aug. 7, 1941, Opinion filed:-

We have carefully reviewed the record, testimony in the case, and have examined many cases interpreting the amendment and the hernia law. We are of the opinion that the facts established by the proofs offered do not bring the case within the requirements of the hernia amendment of 1939 as compensable. We are not convinced that the Referee and Board erred in their conclusions, as complained of by the claimant in his exceptions filed thereto.

Being of the opinion that there was ample proof to support the conclusion that the hernia was not a compensable one under the statute and that claimant's proof did not meet the essential requirements of Section 306(h) of the Act of June 21, 1939, P. L. 520, the assignments of error must be overruled. Accordingly the appeal is dismissed, at the cost of appellant and judgment is directed to be entered for defendant. Exception is hereby noted and sealed for claimant.

Per Curiam,
O. Clare Kent,
President Judge.

R. - p 144.
Aug. 8, 1941, Copy of opinion mailed to Workmen's Compensation Board.
Nov. 19, 1942, Record returned to Workmen's Compensation Board, Harrisburg, Pa.

J. A. Boland
91

Helen M Hughes
vs.
Elmer Hughes
Issued Jan. 2, 1941

Tax & writ 1/20/41. Pd. $ 3.00
Sheriff Smith (paid) 5.90
Donald C. Thompson, Master 25.00
Pro. for Co. 2-10-41. Pd. 8.10
Atty. 3.00

Subpoena in Divorce
And now, Jany 2, 1941 Subpoena awarded, returnable to first Monday of February next.
Per Curiam,
O. Clare Kent, PJ

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 2d day of Jany, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above.
So answers Harry B. Smith, Sheriff

And now, February 10, 1941, Donald C. Thompson, Esq., is hereby appointed Master to take testimony and report in the above stated case.
Per Curiam,

Feby. 10, 1941, Rec'd. $35.00 costs,
P. D. S.

Feby. 14, 1941, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1941, No. 36.

Feby. 14, 1941 – Rec'd $25.00 Master's fee
Donald C. Thompson, Attty.

March 6, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Elmer Hughes, is ordered to pay the cost of this proceeding.
Per Curiam.

3/24/1941. Rec'd from Pro rpund $ $1.90
J. A. Boland atty

-Decree-

And now, to wit, March 6 A.D. 1941 this cause came on to be heard on libel subpoena, subsequent proceedings and evidence thereon duly taken and filed of record and it appearing to the court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed, That the said Helen M. Hughes be divorced and forever seperated from the matrimonial ties and bonds of matrimony heretofore contracted between her the said Helen M. Hughes the libellant and the said Elmer Hughes the respondent; and that there upon all and every the duties rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

FEBRUARY TERM, 1941

Leland J. Culbertson
892

Feby. 3, 1941, Recd. $33.10 costs
P. B. S.

Received of Paul Slaytor
Co., the sum of $25.00
masters fee.
Gerald D. Prather
Feb. 22, 1941 master

Wilda M. Clark
vs.
A. Dale Clark
Issued Jan. 2, 1941

Tax & writ (paid)	$3.00
Shff. Smith Pd.	3.50
Gerald D. Prather, Master	25.00
Pro. for Co. 2-5-41, Pd.	8.10
Atty.	3.00

Subpoena in Divorce and for custody of Dwane Marshall Clark aged 1¼ years, minor child of the parties.

And now, January 2, 1941, Subpoena awarded, returnable to first Monday of February, 1941.

Per Curiam,
O. Clare Kent, PJ

Feby. 5, 1941, Subpoena retd.; Served the within subpoena in Divorce on the Respondent, personally, on the 18th day of January, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit,

So answers,
Harry B. Smith, Sheriff.

And now, February 3rd, 1941, Gerald D. Prather Esq., is appointed Master to take testimony and make report in the above case.

Per Curiam.

Feby. 22, 1941, Testimony and Report of Master filed.

On Arg. List for Feby. Term, 1941, No. 57.

March 13, 1941, After due consideration a divorce is decreed as prayed for, the respondent, A. Dale Clark, is ordered to pay the costs of this proceeding and the custody of minor child, Dwane Marshall Clark, is awarded to libellant, Wilda M. Clark.

Per Curiam.

—Decree—

And now, to wit: March 13 A.D. 1941 this cause came on to be heard on libel subpoena subsequent proceedings and evidence thereon, duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered adjudged & decreed that the said Wilda M. Clark be divorced and forever separated from the matrimonial ties and bonds of matrimony heretofore contracted between her the said Wilda M. Clark the libellant and the said A. Dale Clark, the respondent and that they upon all and every the duties rights & claims accruing to either of the said libellant or respondent at any time hereto for in pursuance of said marriage shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married. It is further ordered and decreed that the custody of minor child Dwane Marshall Clark, is awarded to libellant Wilda M. Clark.

Per. Curiam

Walter J. McClintock County Solicitor 93	In re condemnation of land of D. L. Quick and Emma Quick, in North Shenango Township for Improvement of State Highway Route 20062 through their land. Entered Jan. 3, 1941 Pro. Slayton $3.00	Agreement and Release of Owners, dated Dec. 18, 1940, releasing the Commonwealth and ~~any~~ county, township or borough joining therewith, from all suits, damages, claims, and demands whatsoever in law or equity or otherise by reason of the change of location, grade and drainage as per plan of State Highway Route 20062. Damages $400.00 Filed January 3, 1941. Jan. 16, 1941, Prob. of publication of notice of agreement of settlement, filed.

FEBRUARY TERM, 1941

94

In re Surety Company

The Travelers Indemnity Company of Hartford, Connecticut.

Entered Jan. 3, 1940

Pro Clayton Pd. $3.00

Jan. 3, 1941 Certificate of Insurance Commissioner of Pennsylvania filed, of authority to The Travelers Indemnity Company of Hartford-Conn. to transact business in Penna. for the year ending March 31, 1941.

Same day, Financial Statement as of June 30, 1940, filed.

Mar. 7, 1941, Financial Statement as of Dec. 31, 1940 filed, $1.00 Paid.

Feby. 4, 1942 Financial Statement as of Dec. 31, 1941 filed. $1.00 Pd.

Feby. 15, 1943, Financial Statement as of Dec. 31, 1942 filed. $1.00 Pd.

Mar. 6, 1944 Financial statement as of Dec. 31, 1943 filed. $1.00 Pd.

Feby. 19, 1945, Financial Statement as of Dec. 31, 1944 filed. $1.00 Paid

Feby. 14, 1946 Financial Statement as of Dec. 31, 1945 filed, $1.00 Pd.

Feby. 15, 1947 Financial Statement as of Dec. 31, 1946 filed. $1.00 Paid

Feby. 13, 1948 Financial Statement as of Dec. 31, 1947 filed. $1.00 Paid

Feby. 21, 1949 Financial Statement as of Dec. 31, 1948 filed. $1.00 Paid

Mar. 4, 1950, Financial Statement as of Dec. 31, 1949 filed. $1.00 Paid

Mar. 14, 1951, Financial Statement as of Dec. 31, 1950 filed. $1.00 Paid

Mar. 15, 1952, Financial Statement as of Dec. 31, 1951 filed. $1.00 Paid

Mar. 6, 1953 Financial Statement as of Dec. 31, 1952 filed. $1.00 Paid.

Mar. 4, 1954, Financial Statement as of Dec. 31, 1953 filed $1.00 Paid

Feb 28, 1955 Financial Statement as of Dec. 31, 1954 filed $1.00 Paid.

March 7, 1956 Financial Statement as of Dec 31, 1955 filed $1.00 Paid.

February 28, 1957 Financial Statement as of Dec 31, 1956 filed $1.00 Paid.

March 3, 1958 Financial Statement as of Dec 31, 1957 filed $1.00 Paid.

March 2, 1959 Financial Statement as of December 31, 1958 filed $1.00 Paid.

March 5, 1960 Financial Statement as of December 31, 1959 filed $1.00 Paid.

March 8, 1961 Financial Statement as of December 31, 1960 filed $1.00 Paid.

March 2, 1962 Financial Statement as of December 31, 1961 filed $1.00 Paid.

February 27, 1963 Financial Statement as of December 31, 1962 filed $1.00 Paid.

February 26, 1964 Financial Statement as of December 31, 1963 filed $1.00 Paid.

February 26, 1965 Financial Statement as of December 31, 1964 filed $1.00 Paid

February 28, 1966 Financial Statement as of December 31, 1965 filed $1.00 Paid

February 27, 1967 Financial Statement of December 31, 1966 filed. $1.00 Paid.

February 28, 1968 Financial Statement of December 31, 1967 filed. $1.00 Paid

February 28, 1969 Financial Statement as of December 31, 1968 filed. $1.00 Paid

March 2, 1970, Financial Statement as of December 31, 1969 filed. $1.00 Paid

March 3, 1971, Financial Statement as of December 31, 1970 filed. $1.00 Paid.

Feb. 28, 1972, Financial Statement as of December 31, 1971 filed. $1.00 Paid

Feb. 28, 1973, Financial Statement as of December 31, 1972 filed. $1.00 paid.

Feb. 27, 1974, Financial Statement as of December 31, 1973 filed. $1.00 Paid.

Mar. 3, 1975 Financial Statement as of December 31, 1974 filed. $1.00 Paid.

Mar. 1, 1976 Financial Statement as of December 31, 1975 filed. $1.00 Paid.

Feb 25, 1977 Financial Statement as of December 31, 1976 filed. $1.00 Paid.

Mar 7, 1978 Financial Statement as of December 31, 1977 filed.

Mar. 2, 1979 Financial Statement as of Dec. 31, 1978 filed. $1.00 Pd.

March 4, 1980 Financial Statement as of Dec. 31, 1979 filed. $1.00 Pd.

Feb. 23, 1981, Financial Statement as of Dec. 31, 1980 filed $1.00 paid.

Feb. 25, 1981 Financial Statement as of Dec. 31, 1981 filed. $1.00 Paid.

Apr. 27, 1983 Financial Statement of Dec. 31, 1982 filed $1.00 Pd. 2.00 Pd 5/17/83

Apr. 3, 1984 Financial Statement of Dec 31, 1983 filed $1.00 Pd.

Apr. 19, 1985 Financial Statement of 12/31/84 filed. $3.00 Pd.

Mar. 10, 1986 Financial Statement of 12/31/85 filed $3.00 pd.

Apr. 27, 1987 Financial Statement of 12/31/86 filed $3.00 Pd

Feb. 29, 1988 Financial Statement as of 12/31/87 filed. $3.00 Pd

(Continued on Margin)

FEBRUARY TERM, 1941

J. A. Boland

95

J. A. Boland, Executor of the estate of H.W. Stenhoff, deceased,
vs.
N. Elton Reagles and Eunice Reagles
(husband and wife; Eunice Reagles survivor and sole owner)
Issued Jan 6, 1941

Jay + writ (1/6/41 Paid) #	3.00
Rec Smock	.50
Stff. Smith (Pd.)	7.15
Pro. Blayton Paid 4/14/42	2.00
Atty.	3.00

Scire Facias sur Mortgage recorded in Mortgage Book Vol. 162 page 143; Returnable to the second Monday of February, 1941

Jan 6, 1941 Affidavit of ownership and ~~Statement of~~ Claim filed. ~~Copy certified.~~

Jan. 15, 1941. Statement of Claim filed. Copy certified to Sh'ff

Feby. 10, 1941, Writ retd. Served the within Sci. Fa. Sur. Mortgage, together with Copy of Statement of Claim, personally, on Eunice Reagles, by serving Mrs. Pearl Reagles, she being an adult member of the family, namely daughter-in-law, at their residence No. 126 N. Main St., in the Borough of Cambridge Springs, Crawford County, Pa., on January 16, 1941, at 2:45 o'clock P.M., by handing to her a true and attested copy of the within Sci. Fa. Sur. Mortgage, together with Copy of Statement of Claim and making contents of same known to her.

Nihil Habet as to N. Elton Reagles, one of the within named defendants.

So answers,
Harry B. Smith, Sheriff.

apr 14-1942. This claim is paid and satisfied in full and case is hereby discontinued and satisfied
J. A. Boland atty
for Plaintiff

FEBRUARY TERM, 1941

96	Commonwealth of Pennsylvania, ex relatione Leawell A. Rough vs. Mrs. Pearl Rough, an alleged morphine addict Entered Jan. 6, 1941 Pro. Sbayton $5.00	Jan. 6, 1941 Petition presented to the Court and filed, with Exhibits A B & C & D annexed, praying for the commitment of Mrs. Pearl Rough to a State Hospital for treatment as a morphine addict. And now, January 6, 1940, upon consideration of the within petition and the exhibits and certificates thereto attached, and after hearing duly held as required by law, the Court is satisfied that Mrs. Pearl Rough is an inebriate and a proper subject for detention, care and treatment in a hospital or institution for inebriates or for mental diseases. It is therefore, ordered, adjudged and decreed that the said Mrs. Pearl Rough is an inebriate and that she be and hereby is committed to the Warren State Hospital, there to remain for one year, unless sooner discharged as provided by law. Per Curiam, (See paper filed) Oldare Kent, P.J. Same day, Commitment issued, naming C.R. Dailey, M.D. Investigator of the Dept. of Health as the ministerial officer to take the patient to the State Hospital (this by verbal direction or assent of the Court)

FEBRUARY TERM, 1941

Stuart A Culbertson 97	Petition of Ray Newbill for Satisfaction of a mortgage made by William George to Miss Mary George, dated Sept 9, 1887, recorded in Mortgage Book M 2, page 130 Entered Jan 6 1941 Pro Slayton 3/17/41 cd. #5.00 Shff Smith (Grad) #5.25	Jan 6, 1941, Petition presented in open Court and filed. And now, January 6, 1941, upon consideration of the above petition, it is ordered, adjudged and decreed that the Sheriff of Crawford County, Penna, serve a notice stating the facts set forth in the foregoing petition in the form of notice attached hereto, made a part hereof and marked Exhibit A to the holder or holders of said mortgage, if she or they be found in Crawford County, Pa, and in case the party or parties aforesaid can not be found in the said County, then the said Sheriff shall give public notice in the Tribune Republican newspaper, in Meadville, Penna, once a week for four successive weeks prior to the next term after this date of presenting the petition, requiring said parties to appear at said term and answer the petition as aforesaid, at which time, should any person or persons appear claiming to be the holder or holders of said mortgage, this Court will enter a rule on the person or persons claiming to sue out a writ of Scire Facias to the next quarterly or monthly return day, to which it shall be lawful for any party to appear and defend as is now authorized by law, as to writs of Scire Facias, and in default of a compliance with said rule, and in the event of a non appearance of any person to answer the said petition as aforesaid, this Court being satisfied of the truth of the said petition, will at the same or any subsequent term of the said Court, decree and direct that satisfaction shall be entered on the record of the mortgage recorded in Mortgage Book M 2, page 130, by the Recorder of Deeds of Crawford County Pa, on payment of the costs due relative to the entry of said mortgage or any proceedings thereon, which said satisfaction so entered shall forever thereafter discharge, defeat and release the same, and shall likewise bar all actions brought or to be brought thereon, as fully and effectually to all intents and purposes, as if the satisfaction had been entered by the legal holder or holders of the said mortgage. (See paper filed) Per Curiam. Jan 6, 1941, Certified copy of petition and order issued to Shff. Feb 10, 1941, Sheriffs return to the Order of Court of Jan 6, 1941, filed, having attached thereto, proof of publication of notice as directed in said Order.

Continued on page 700

Walter J. McClintock

98

Petition of Commissioners of Crawford County

for

approval of private sale to Emma E. Stebbins and Elda E. Greenlee, of a lot and buildings in Cussewago Township which was assessed in name of C. C. Shelenberger, and sold to said Commissioners at Treasurer's sale for taxes on first Monday of Aug. 1934

Entered Jan. 6, 1941

Pro. Clayton $5.00

Trib. Pub. Co. (paid) 10.75

Now, January 6, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of February, 1941, at 9:30 o'clock A.M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford, and notice of said petition and order to be given to the School District of Cussewago Township and the Supervisors of the Township of Cussewago, being the taxing authorities; said notice to be served on them personally, or by registered mail.

(See paper filed) Per Curiam,

And now, February 3, 1941, at 9:30 o'clock A.M., the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, Emma E. Stebbins and Elda E. Greenlee, of Saegertown, Penna, R. D. No. 1, a Commissioner's deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price.

Per Curiam,
C. Clare Kent,
President Judge.

(See paper filed)

Feb. 3, 1941, Proof of publication of notice, and acceptance of service of notice by School District of Cussewago Township and the Supervisors of said township, filed.

Now, March 10, 1941,

Walter J. McClintock 99	Petition of Commissioners of Crawford County. For leave to sell, at private sale to V. B. Eiler, Titusville Pa 18 acres on Terrace St. Ext. in West Mead Tp., which was assessed in name of Thomas Stebbins Estate and sold to said Comrs. at Treasurer's sale for taxes on first Monday of Aug. 1935. Entered Jan. 6, 1941. Pro Slayton $5.00 Trib Pub. Co (paid) 1.75	Now, January 6, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of February, 1941, at 9:30 o'clock A. M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days' notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. (See paper filed) Per Curiam And now, February 3, 1941, at 9:30 o'clock A. M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, V. B. Eiler, of 214 N. Washington St., Titusville, Pa., a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam, O. Clare Kent, President Judge. (See paper filed) Same day, Proof of publication of notice filed.

Walter J McClintock

100

Petition of Commissioners of Crawford County for leave to sell at private sale to W. M. Hawthorne Lot No 240 Hawthorne Plan in Bloomfield Tp, which was assessed in name of W J Baker and sold to said Comrs. at Treasurers sale for taxes on first Mon of Aug 1932.

Entered Jan. 6, 1941.

Pro. Slayton 5.00

Titusville Herald (paid) 9.75

Now, January 6, 1940, upon presentation and consideration of the within petition, the Court fixes the first Monday of February, 1941, at 9:30 o'clock A. M. or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford.

(See paper filed) Per Curiam.

And now, February 3, 1941, at 9:30 o'clock A. M., the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, W. M. Hawthorne, of Union City, Penna, R. D. No. 4, a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price.

Per Curiam,
O Clare Kent,
President Judge.

(See paper filed)

Same day, Proof of publication of notice filed

FEBRUARY TERM, 1941

Walter J. McClintock 101	Petition of Commissioners of Crawford County for leave to sell at private sale to A.L. Mulvin of RD#4 Union City, Pa., a lot in Bloomfield Tp, which was assessed in name of C.L. Thomas, and sold to said Comrs at Treasurer's sale for taxes on 1st Mon. Aug 1935 Entered Jan 6, 1941. Pro. Clayton $5.00 Titusville Herald (paid) 9.50	Now, January 6, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of February, 1941, at 9:30 o'clock A.M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. (See paper filed) Per Curiam And now, February 3, 1941, at 9:30 o'clock A.M, the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, A.L. Mulvin of R.D#4, Union City, Pa., a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam, O Clare Kent, President Judge. (See paper filed) Same day, Proof of publication of notice filed.

FEBRUARY TERM, 1941

Leland J. Culbertson
102

May 12, 1941, Rec'd $35.00 costs - P. D. S.

May 23, 1941 - Received $25.00 Masters fees in within entitled case
George X. Simonetta
Master

It is further ordered and decreed that the custody of minor child Roberta Lee Ewing is awarded to the libellant Mabel G. Ewing
Per Curiam

Mabel G Ewing
vs
Alton W. Ewing
Issued Jan 6, 1941

	$	¢
Jay & writ 5-16-41. Pd.	3	00
Sheriff Smith (Pd.)	1	60
Shff. Smith, alias (Pd.)	1	60
Shff. Smith, Prod. (Pd.)	11	15
Geo. X. Simonetta, Master	25	00
Pro. for Co. 5-13-41. Pd.	10	00
Atty.	3	00
	55	35

Subpoena in Divorce and for the custody of Roberta Lee Ewing, minor child of parties, aged 11 years
And now January 6, 1941, Subpoena awarded, Returnable Second Monday of February, 1941.
Per Curiam,
O. Clare Kent, P. J.

Feby. 17, 1941, writ returned; non est inventus as to the within named respondant. So answers,
Harry B. Smith, Sheriff.

Feby. 17, 1941, Alias subpoena in divorce issued; Returnable first Monday of April next.

And now, April 7, 1941, writ returned; non est inventus, as to the within named respondant. So answers,
Harry B. Smith, Sheriff.

April 11, 1941, Order for proclamation issued; returnable second Monday of May next.

May 12, 1941, ----- I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa, a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication attached,
So answers,
Harry B. Smith, Sheriff.

And now, May 12th, 1941, George X. Simonetta, Esq., is appointed Master as prayed for.
Per Curiam.

May 23, 1941, Testimony and Report of Master filed.

On Argt. List for May Term, 1941; No. 61.

June 5, 1941, After due consideration a divorce is decreed as prayed for, the respondent, Alton W. Ewing, is ordered to pay the cost of this proceeding, and the custody of minor child, Robert Lee Ewing, is awarded to the libellant, Mabel G. Ewing. Per Curiam,
O. Clare Kent, P. J.

Decree.

And now to wit; June 5 - A.D. 1941 this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence there in duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered adjudged & decreed. That the said Mabel G. Ewing be divorced and for ever seperated from the bonds ties & rights of Matrimony here to for existing between her the said Mabel G. Ewing the libellant and the said Alton W. Ewing the respondent; and that thereupon all and every the duties, rights and claims according to either the said libellant or the said respondent at any time here to for in pursuance of said marriage shall cease & determine; and the said libellant & respondent shall severally be at liberty to marry again in like manner as if they had never married. (omit or marry)

FEBRUARY TERM, 1941

Thomas & Kiebort
103

Ardelle McKay
vs.
Almon D. McKay
Issued Jan. 6, 1941

	$
Tax & writ (pd 3/13/41)	3.00
Sheriff Smith (Bd.)	1.60
Shff. Smith, alias (Bd.)	1.60
Shff. Smith, Proc. (Bd.)	11.15
Donald C. Thompson, Master	25.00
Pro. for Co. 5-13-41, Bd.	10.00
Atty.	3.00

May 12, 1941, Rec'd, $35.00 costs.
P. D. S.
May 21-1941 - Rec'd $25.00 Masters fee.
Donald C. Thompson,
Master.

Subpoena in Divorce and for custody of Nancy McKay, aged 15 years, minor child of parties.
And now, January 6, 1941, Subpoena awarded, returnable to the second Monday of February, 1941.
Per Curiam,
O. Clare Kent, P.J.

Feby. 10, 1941, writ returned; Non est inventus as to the within named respondant.
So answers,
Harry B. Smith, Sheriff.

Feby. 10, 1941, Alias subpoena in divorce issued, Returnable first Monday of April next.

And now, April 7, 1941, writ returned; non est inventus, as to the within named respondant.
So answers,
Harry B. Smith, Sheriff.

April 10, 1941, Order for proclamation issued; returnable second Monday of May next.

May 12, 1941, ---- I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa., a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication attached.
So answers,
Harry B. Smith, Sheriff.

And now, May 12, 1941, on presentation of within motion Donald C. Thompson, Esq., is hereby appointed master in the above stated case.
Per Curiam.

May 21, 1941, Testimony and Report of Master filed.
On Argt. List for May Term, 1941; No. 50.

June 4, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Almon D. McKay, is ordered to pay the cost of this proceeding and the custody of minor child, Nancy McKay is awarded to libellant, Ardelle McKay. Per Curiam,
O. Clare Kent, P. J.

Said respondent at any time hereafter in pursuance of said decree shall appear & determine and the said libellant and respondent shall severally be at liberty to marry again as if they had never been married.

It is further ordered and decreed that the custody of minor child Nancy McKay is awarded to libellant Ardelle McKay.
(Per Curiam)

Decree.
And now to wit; June 4 A.D. 1941 this Cause came on to be heard on Libel Subpoena subsequent proceedings and evidence thereto in duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered adjudged and decreed that the said Ardelle McKay be divorced and forever separated from the bonds of matrimony here to for contracted between her the said Ardelle McKay the libellant and the said Almon D. McKay the respondent and that they & each of them all and every the rights duties & claims accruing to either the said libellant or the

(Cont. on margin)

FEBRUARY TERM, 1941

Leland J Culbertson
104

Jeb. 3, 1941, Recd $33.10 costs
P. D. S.

Feb. 1941, Recd from
Pro. Slayton $25.00 being
Masters fee.
Geo. C. Magee Jr

Jan. 28, 1942, Notice of
intention of libellant
filed, to resume her
maiden name of
Jeannette Lorraine
Edson.

Jeannette N. Lehman
vs.
Donald L. Lehman
Issued Jan. 6, 1941

Jay writ 2/7/41. Pd. $3.00
Shff. Smith Pd. 3.20
George C. Magee, Jr. Master 25.00
Pro. for Co. 2-5-41. Pd. 8.10
Atty 3.00

Subpoena in Divorce
And now, January 6, 1941. Subpoena awarded, Returnable to the second Monday of February, 1941.
Per Curiam,
O. Clare Kent, P.J.

Jan. 25, 1941. Proof of service of notice of commencement of this action on Florence Hough, co-respondent, by registered mail, filed.

Feby. 5, 1941, Subpoena rcvd: Served the within Subpoena in Divorce on the Respondent, personally, on the 7th day of January, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit,
So answers,
Harry B. Smith, Sheriff.

And now, February 3rd, 1941, George C. Magee, Jr., Esq., is appointed Master to take testimony and make report in the above case,
Per Curiam.

Feby. 19, 1941, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1941, No. 37.

March 8, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Donald L. Lehman, is ordered to pay the cost of this proceeding. The decree in this case to contain the Statutory prohibition against marriage of respondent with the paramour during the lifetime of the injured and innocent spouse.
Per Curiam.

—Decree—
And now to wit; March 8-A.D. 1941 this cause come on to be heard on libel, subpoena subsequent proceedings and evidence there in, duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed, That the said Jeannette N. Lehman be divorced and for ever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Jeannette N. Lehman the libellant and the said Donald L. Lehman the respondent; and that these upon all and every the duties rights and claims accruing to either the said libellant or the said respondant at any time heretofore in pursuance of said marriage shall cease determine; And the libellant shall be at liberty to marry again in like manner as if she had never been married.
And it is further ordered and decreed that the respondent Donald L. Lehman is prohibited from marrying Florence Hough, the paramour named in this case during the life time of the libellant Jeanette N. Lehman
per. Curiam.

F. Joseph Thomas
105

May 5, 1941, Recd $34.10 costs
O. A. S.

May 22-1941 - Rec'd 25.00
Master fee.
Geo. C. Magee Jr

Mabel Aylsworth
vs.
Roland Aylsworth
Issued Jan. 6, 1941

	$ ¢
Jay & writ (paid)	3.00
Shff Smith (Pd.)	1.60
Shff. Smith, alias (Pd.)	3.20
Geo. C. Magee, Jr, Master	25.00
Pro. for Co. 5-6-41. Pd.	9.10
Atty.	3.00
	44.90

Subpoena in Divorce.
And now, January 6, 1941, Subpoena awarded, Returnable to the Second Monday of February, 1941.
Per Curiam
O. Clare Kent, P.J.

Feby. 11, 1941, Writ returned; Non est inventus as to the within named respondent. So answers,
Harry B. Smith, Sheriff.

Feb. 25, 1941, Alias Subpoena in Divorce issued, returnable to the first Monday of April next.

April 11, 1941, Writ retd; Served the within Alias Subpoena in Divorce on the Respondent, personally, on the 26th day of Feby. 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit.
So answers,
Harry B. Smith, Sheriff.

And now, May 5, 1941, George C. Magee, Jr., Esq. is appointed Master to take testimony in the above entitled case and make a report thereon to the Court. Per Curiam,

May 22, 1941, Testimony and Report of the Master filed.

On Argt. List for May Term, 1941; No. 52,

June 4, 1941 After due consideration a divorce is decreed as prayed for and the respondent, Roland Aylsworth, is ordered to pay the cost of this proceeding. Per Curiam,
O. Clare Kent, P. J.

Decree

And now to wit; June 4, A.D. 1941, this cause came on to be heard on libel subpoena, subsequent proceedings and evidence thereon, duly taken and filed of record; and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed, That the said Mabel Aylsworth be divorced and forever seperated from the matrial ties and bonds of matrimony heretofore Contracted between her the said Mabel Aylsworth the libellant and the said Roland Aylsworth the respondent; and that thereupon all and every the duties, rights, and claims accruing to either the said libellant or said respondent at any time hereto for in pursuance of said marriage shall cease & determine; and the said libellant and respondent shall severally be at liberty to marry again as if they had never been Married
Per curiam

FEBRUARY TERM, 1941

Kenneth W Rice
106

Marian E Beatty
vs.
Donald K Beatty
Issued Jan 6, 1941

Tax & writ (1-8-41) paid 3.00
Shff Smith (Pd.) 1.60
Shff Smith, alias (paid) 1.60
Shff King, proc. (paid) 11.15
Feby. 13, 1942, Rec'd $35.00 costs. Fred C. Kilbert, Jr. Master 25.00
O.D.S. Pro. for Co. 2-13-42. Pd. 10.00
Atty. 3.00
Pro. Eddl. 2/14/42. Pd. .50
Feb. 21, 1942, Rec'd 25.00 Master's Fee.
F. C. Kilbert, Jr.

Subpoena in Divorce, and for the custody of Shirley Lee Beatty, aged 2½ years, minor child of the parties.

And now, January 6, 1941, Subpoena awarded, Returnable to the second Monday of February, 1941.

Per Curiam,
O Clare Kent, P.J.

Feby. 10, 1941, Writ returned; Non est inventus as to the within named respondant. So answers,
Harry B. Smith, Sheriff.

Nov. 26, 1941, Alias Subpoena in Divorce issued, returnable to first Monday of January next.

Alias Subpoena retd. Jan 5, 1942, Non est inventus as to the within named respondent. So ans Harry B Smith, Shff

Jan. 10, 1942 Order issued for publication of proclamation in divorce, returnable to 2d Monday of Feb next.

And now, Feb. 9, 1942 --- I have made proclamation in in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa., a newspaper printed within my bailiwick, once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached.

So answers Bert A. King, Sheriff.

And now, Feb. 12" 1942 Fred C. Kilbert, Jr., Esq. is appointed Master in the above entitled case to take testimony & report thereon to the Court.

Per Curiam.

Feby. 21, 1942, Testimony and Report of Master filed.

On Arg. List for Feby. Term, 1942; No. 63,

March 3rd, 1942, after due consideration a divorce is decreed as prayed for and the respondent, Donald K. Beatty, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent

Decree

And now, to wit: March 3, A. D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Marian E. Beatty, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Marian E. Beatty, the libellant, and the said Donald K. Beatty, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

FEBRUARY TERM, 1941

Kenneth W. Rice
107

Arline L. Tubbs
vs.
William D. Tubbs
Issued Jan. 6, 1941
Tax writ (1-8-41) paid $ 3.00
Shff. Smith (Pd. 3.20
Donald C. Thompson, Master 25.00
Pro. for Co. 2-17-41. Pd. 8.10
Atty. 3.00

Subpoena in Divorce, and for custody of Marilyn Ann Tubbs, minor child of the parties aged 2½ years.

And now, January 6, 1941, Subpoena awarded Returnable to the second Monday of February, 1941.

Per Curiam,
O. Clare Kent, PJ

Feby. 10, 1941, Subpoena retd: Served the within Subpoena in Divorce on the Respondent, personally, on the 8th day of January, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit.

So answers,
Harry B. Smith, Sheriff.

And now, February 17, 1941, Donald C. Thompson, Esq. is appointed Master in the above entitled case. Per Curiam.

Feby. 20, 1941, Testimony and Report of Master filed.

On Argt. List for Feby. Term, 1941, No. 38.

March 8, 1941, After due consideration a divorce is decreed as prayed for, the respondent, William D. Tubbs, is ordered to pay the costs in this proceeding and the custody of minor child, Marilyn Ann Tubbs, is awarded to libellant, Arline L. Tubbs.

Per Curiam.

Decree—And now to wit March 8, A.D. 1941 this cause came on to be heard on libel subpoena subsequent proceedings and evidence therein duly taken and filed thereof and it appearing to the Court that the causes set forth in said libel entire it is by the Court ordered adjudged and decreed, That the said Arline L. Tubbs be divorced and for ever seperated from the Mytial ties and bonds of Matrimony here to fore Contracted between her the said Arline L. Tubbs, the libellant and the said William D. Tubbs the respondent and that there upon all and every the duties rights and claims, accruing to either the said libellant or the said respondent at any time here to fore in pursuance of said marriage shall cease & determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married. It is further ordered and decreed that the custody of Minor Child Marilyn Ann Tubbs is awarded to libellant Arline L. Tubbs.

per. Curiam

Feby. 17, 1941, Rec'd. $35.00 costs.
R. D. C.

2/20/1941 - Rec'd $25.00 Master's fee.
D. C. Thompson, Master.

3/19/1941 Received 1.00
Refund on costs
K W Rice
atty for Libellant

FEBRUARY TERM, 1941

F. Joseph Thomas

108

Breene & Jobson
Oil City, Pa.
Thomas & Kubon
2/3/41. P.D.S.

Friedhelm Purucker and Ethel Purucker
vs
Anita Phillips Williams and Woodley G. Phillips
Issued Jan. 6, 1941

Tax writ (pd by Atty)	3.50
Sheriff Smith (Paid)	12.80
Pro Clayton 1/8/46 Pd.	7.70
Atty	3.00
Depts. Bill of Costs	8450
Profor Co. 9/18/46 Pd.	5.50

Ejectment for a messuage or tract of land situated in the Township of Rome, County of Crawford and Commonwealth of Pennsylvania, bounded and described as follows, to wit: On the North by public road; on the South by land now or formerly of Albert Morris; on the East by land now or formerly of Gerald Benton, and on the West by land now or formerly of Albert Morris, containing fifty (50) acres of land, be the same more or less with the appurtenances: Returnable to the first Monday of Feby, 1941

Jan. 6, 1941 Affidavit of plaintiffs filed
Jan. 6, 1941 Declaration filed
Feby. 12, 1941, Writ retd: Served the within Ejectment, together with Copy of Declaration, personally, on Anita Phillips Williams, one of the within named defendants, on January 10, 1941, at 2:40 o'clock P.M. at No. 463 Chestnut Street, City of Meadville, Crawford County, Pa., by handing to her a true and attested copy of the within Ejectment, together with Copy of Declaration and making contents of same known to her. Also served the within Ejectment, together with Copy of Declaration, on Kenneth Armstrong, an occupant of the within described premises, by serving Jessie Armstrong, she being an adult member of the family, namely, his wife, on the within described premises in Rome Twp., Crawford County, Pa., on January 14, 1941, at 3:30 o'clock P.M., by handing to her a true and attested copy of the within Ejectment, together with Copy of Declaration and making contents of same known to her. Also served the within Ejectment, together with Copy of Declaration, on Jessie Armstrong, an occupant of the within described premises, on January 14, 1941, at 3:30 o'clock P.M., on the within described premises in Rome Twp., Crawford County, Pa., by handing to her a true and attested copy of the within Ejectment, together with Copy of Declaration and making contents of same known to her. Nihil Habet as to Woodley G. Phillips, one of the within named defendants.

So answers,
Harry B. Smith, Sheriff

And now, May 12, 1941, On motion in open Court, the time for filing an answer is hereby extended for a period of thirty days from the second Monday of May, 1941.
(See paper filed) Per Curiam

June 18, 1941, Plea, Answer, Abstract of Title and Objections to plaintiffs abstract of title, by Anita Phillips Williams, filed. The said defendant pleads Not guilty.

On Fall Trial List, 1941; No. 39. "Improperly on list."

Dec. 18, 1941 Plff's reply to answer of deft. Anita Phillips Williams, filed. Service by copy accepted by Defts. attys.

On Winter Trial List, 1942; No. 13.

And now, January 15, 1942, Jury selected and sworn, Jan. 16, 1942. Trial commenced, and plaintiff's evidence heard.

— Contd on margin —

January 16, 1942, defendants' motion for compulsory non suit allowed.

Per Curiam

Judgment of non suit
Paul D. Clayton Pro.

"pages 136 & 177

Jan. 20, 1942, Motion & Order to take off non-suit filed; Order; And now, January 20, 1942, upon presentation of the within and foregoing Motion, a rule to show cause is hereby granted, returnable &c. 9. and the Court Stenographer is hereby directed and ordered to transcribe the notes of testimony, the statement of the Court into long hand and file the same so as to become a part of the record.

Per Curiam.

Service of copy accepted by defendant's attorneys.

Feb. 17, 1942 "Transcript of Testimony of Trial" filed.

On Arg. List for May Tr. 1942 No. 5

May 25, 1941. Contd on application of deft. Per Cur. On Arg. List for Sept. Tr. 1942 No. 18

Sept. 30, 1942 Argued.

Continued on page 687.

FEBRUARY TERM, 1941

Herbert A. Mook 109	Mrs. Emma Watterson vs. W. J. Watterson Entered Jan. 7, 1941 $ Tax & writ (Plff. pd) 2.25 Atty 3.00	Of No 318 February Term, 1936 Amicable Scire Facias sur Judgment It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias on the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Four hundred ten and no/100 Dollars, being the amount of debt, interest to Dec 30, 1940, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note. Debt $410.00 Int. Dec. 30, 1940 Judgment Paul D. Slayton, Pro. Wa. page 56. Fi. Fa. to No. 31 Nov. Term, 1941

FEBRUARY TERM, 1941

John A Bozic 118	John Sheptock vs. Anna Sheptock Issued Jan 7, 1941 Jgt writ (Atty fee) $ 3.00 Shff. Smith (Paid) 1.60	Subpoena in Divorce And now January 6, 1941, Subpoena awarded, Returnable to second Monday of February, 1941 Per Curiam O Clare Kent, P.J. Feby. 10, 1941, Writ returned: Non est inventus as to the within named respondant, So answers, Harry B. Smith, Sheriff

FEBRUARY TERM, 1941

W. J. Sirdevan
111

Alice Theresa Kertcher
vs
Ernest Elias Kertcher
Issued Jan. 7, 1941

Tax & writ (paid) $3.00
Shff. Smith
Chas. N. Benedict, Master 25.00
Pro. for Co. 2-17-41, Bl. 8.10
Atty. 3.00

Subpoena in Divorce
And now, January 6, 1941, Subpoena awarded, Returnable second Monday of February, 1941
Per Curiam,
O. Clare Kent, P.J.

Feby. 10, 1941, Subpoena retd.: P. J. McDonald being duly sworn says that he is an officer of the Police of the City of Titusville, Pa. That on the 15th day of January, 1941, in the City of Titusville, Pa. he served the within subpoena upon Ernest Elias Kertcher, personally, by handing and delivering to him a true and attested copy thereof and at the same exhibiting to him the within original subpoena and reading, and making known to him the full and entire contents thereof; that deponent knows that the person so served is the respondent herein.

And now, February 17th, 1941, Charles N. Benedict Esq., is appointed Master herein as within moved. Per Curiam.

Feby. 17, 1941, Recd. $33.10 costs. P. D. S.

Feby. 22, 1941, Paid C. N. Benedict $25.00 Masters fee by check #857. P. D. S.

Feby. 22, 1941, Testimony and Report of Master filed.

On Argt. List for Feby. Term, 1941, No. 56.

March 12, 1941, After due consideration a divorce is decreed as prayed for and the respondent, is ordered to pay the cost of this proceeding.

—Decree— Per Curiam,

And now to wit, March 12, A.D. 1941 this Court came on to be heard on libel, subpoena, subsequent proceedings and evidence thereon duly taken and filed of record. and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed, and that the said Alice Theresa Kertcher be divorced and for ever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Alice Theresa Kertcher the libellant and the said Ernest Elias Kertcher the respondent; and that they upon all and every the duties rights and claims accruing to either the said libellant or the said respondent, at any time hereafter to arise in pursuance of said marriage shall cease and determine; and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

FEBRUARY TERM, 1941

Stuart A. Culbertson
112

Thomas Rodney Deeter
vs.
Geraldine Deeter
Issued Jan. 9, 1941

Tax & writ (atty pd) $3.00
Stff. Smith (paid) 3.20
Fred C. Kiebort, Jr. Master 25.00
Pro. for Co. 2-10-41. Pd. 8.10
Atty. 3.00

Subpoena in Divorce

And now, January 9, 1941, the within petition presented in open court, and Subpoena awarded, Returnable to the second Monday of Feby, 1941.

Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 14th day of January, 1941, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit
So answers Harry B. Smith, Sheriff.

And now, February 10, 1941, Fred C. Kiebort, Jr., Esq., is hereby appointed Master to take testimony in the above entitled case and make report to the court,
Per Curiam,

Feby. 10, 1941, Recd. $35.00 costs
P. D. S.

Feb. 18, 1941 Rec'd $25.00 Master Fee in above case
F. C. Kiebort Jr.
Master.

Feby. 19, 1941, Testimony and Report of Master filed,
One Argt. List for Feby. Term, 1941, No. 39.

March 8, 1941, After due consideration a divorce is decreed as prayed for upon payment of costs by libellant,
Per Curiam.

March 24, 1941 rec'd from Pro. Master $1.90 refund on copy.
Thomas Rodney Deeter
Libellant

—Decree—

And now to wit: March 8 A.D. 1941 this Cause came on to be heard on libel subpoena subsequent proceeding and evidence therein duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true it is by the court ordered adjudged and decreed.

That the said Thomas Rodney Deeter be divorced and forever seperated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Thomas Rodney Deeter the libellant and the said Geraldine Deeter the respondent; and that thereupon all and every the duties rights & claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage shall cease and determine; and the said libellant and the said respondent shall severally be at liberty to marry again in like manner as if they had never been married.

per. Curiam.

FEBRUARY TERM, 1941

F. Joseph Thomas
113

Oliver L. Elliott
vs
Alvin F. Elliott
Issued Jan 9, 1941

Tax Court (paid)	$3.00
Shff. Smith Pd.	2.90
Shff. Mercer Co. Pd.	6.60
Frank D. Prather, Master	25.00
Pro. for Co. 2-11-41, Pd.	8.10
Atty.	3.00

Feby. 11, 1941, Recd. $33.10 costs. P. D. S.

Feb 21 1941 Recd $25.00 master fee.

Frank D. Prather
master.

Subpoena in Divorce
And now, January 9, 1941, Subpoena awarded, Returnable to the second Monday of February, 1941.
Per Curiam,
O. Clare Kent, P. J.

Feby. 11, 1941, Subpoena retd: Alex. Elliott, Sheriff of Mercer County, Pa, being duly sworn says that on the 13th day of Jany, 1941, he served the within Subpoena in Divorce on Alvin F. Elliott, Respondent, by handing a true and attested copy of said Subpoena to him, personally at his place of residence in New Vernon Twp., Mercer Co., Pa., at 11:45 A.M., and made known to him the contents thereof.
So answers,
Alex Elliott, Sheriff of Mercer Co. Pa.

Served the within Subpoena in Divorce, on Alvin F. Elliott, Respondent, by deputizing the Sheriff of Mercer County, Pa., as per his return hereto attached.
So answers,
Harry B. Smith, Sheriff.

And now, February 10, 1941, Frank D. Prather, Esq., is appointed Master to take testimony in the above entitled case and make a report thereon to the Court.
Per Curiam.

Feby. 21, 1941, Testimony and Report of Master filed.

March 12, 1941, After due consideration a divorce is decreed as prayed for and the respondent is ordered to pay the costs of this proceeding.
Per Curiam.

Decree.

And now, to wit: March 12. A.D. 1941 this cause came on to be heard on libel subpoena, subsequent proceedings and evidence there in duly taken and filed of record and it appearing to the Court that the cause set forth in said libel are true it is by the court ordered ad Judged and Decreed. That the said Olive L. Elliot be divorced and forever seperated from the mystical tie and bonds of matrimony heretofore contracted between her the said Olive L. Elliot the libellant and the said Alvin F. Elliot the respondent and that there upon all and every the duties, rights and claims accruing to either the said libellant or the said respondent at any time hereto fore in persuance of said Married shall cease and determine And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married
Per Curiam

FEBRUARY TERM, 1941

F Joseph Thomas
114

May 20, 1941, Recd. $35.00 costs.
O. D. S.

May 22-1941 Recd 25cc
Master's fee.
G. C. Magee Jr.

Pearl T. Haynes
vs
Brady Haynes
Issued Jan. 9, 1941

	#
Tax & writ (paid)	3.00
Shff. Smith (Paid)	1.60
Shff. Smith, alias (Pd.)	1.60
Shff. Smith, Proc. (Pd.)	11.15
George C. Magee, Master	25.00
Pro. for Co. 5-20-41, Pd.	10.00
Atty.	3.00

Subpoena in Divorce
And now, January 9, 1941 Subpoena awarded, Returnable to the second Monday of February, 1941.
Per Curiam,
O. Clare Kent, P.J.

Feby. 11, 1941, Writ retd.; Non est inventus, as to the within named respondant. So answers,
Harry B. Smith, Sheriff.

Feby. 20, 1941, Alias subpoena in divorce issued, returnable first Monday of April next.

And now, April 7, 1941, writ returned; non est inventus, as to the within named respondant.
So answers,
Harry B. Smith, Sheriff.

April 11, 1941, Order for proclamation issued; returnable second Monday of May next.

May 12, 1941, ----- I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa., a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication attached.
So answers,
Harry B. Smith, Sheriff.

And now, May 20, 1941, George C. Magee, Esq., is appointed Master to take testimony in the above entitled case and to make a report thereon to the Court.
Per Curiam.

May 22, 1941, Testimony and Report of Master filed.
On Argt. List for May Term, 1941, No. 51.

June 4, 1941 After due consideration a divorce is decreed as prayed for and the respondent, Brady Haynes, is ordered to pay the costs of this proceeding.
Per Curiam,
O. Clare Kent, P. J.

Decree.
And now to wit; June 4. a.d. 1941. this cause came on to be heard on libel subpoena, subsequent proceedings, and evidence then in duly taken and filed of record and it appearing to the court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed. That the said Pearl T. Haynes be divorced and forever separated from the nuptial ties and bonds of matrimony here to fore contracted between her the said Pearl T. Haynes the libellant and the said Brady Haynes the respondent and that they upon all and every the duties rights and claims accruing to either the said libellant or the said respondent at any time here to fore in pursuance of said marriage shall cease and determine and said libellant and respondent shall be at liberty to marry again in like manner as if they had never been married.
(Per curiam)

FEBRUARY TERM, 1941

F. Joseph Thomas
115

Margaret Jane Himes
vs
John H. Himes
Issued Jan. 9, 1941

Subpoena in Divorce

And now, January 9, 1941, Subpoena awarded, Returnable to the second Monday of February, 1941.

Per Curiam,
Oblare Kent, P.J.

Tax on writ (paid) $ 3.00
Shff. Smith (Pd.) 3.20
M.B. Maloney, Master 25.00
Pro. for Co. 2-12-41. Pd. 8.10
Atty. 3.00

Served the within Subpoena in Divorce on the Respondent, personally, on the 11th day of January, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit. So answers,

Harry B. Smith, Sheriff

3 feby. 12, 1941, Recd. $33.10 costs.
P.D.S.

7 feb 21, 1941, Recd $25.00
Master's fee, M. B. Maloney.

And now, February 12, 1941, M.B. Maloney, Esq., is appointed Master to take testimony in the above entitled case and make a report thereon to the Court.

Per Curiam.

Feby. 21, 1941, Testimony and Report of Master filed.

On Argt. List for Feby. Term, 1941, No. 43.

March 12, 1941, After due consideration a divorce is decreed as prayed for and the respondent, John H. Himes, is ordered to pay the costs of this proceeding.

—Decree—

Per Curiam.

And now to wit, March 12 A.D. 1941 this cause came on to be heard on libel subpoena subsequent proceeding and evidence therein duly taken and filed of record and it appearing to the Court that the causes set forth in the said libel are true it is by the court ordered adjudged and decreed, That the said Margaret Jane Himes be divorced and for ever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Margaret Jane Himes the libellant and the said John H. Himes the respondent, and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent at any time hereafter in pursuance of said marriage shall cease and determine; And the said Libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

per Curiam.

FEBRUARY TERM, 1941

Walter J. McClintock
116

May 12, 1941, Rec'd $35.00 costs. Pro. for Co. 5-13-41, Pd. 10.00
P. B. S.

May 26, 1941, Rec'd $25.00
Master's Fee
Kenneth W. Rice
Master.

Sara J. Simpson
vs.
Robert Simpson
Issued Jan. 9, 1941
#1

Tax & writ (paid)	3.00
Shff. Smith (Pd.)	1.60
Shff. Smith, alias (Pd.)	1.60
Shff. Smith, Proc. (Pd.)	11.15
Kenneth Rice, Master	25.00
Atty.	3.00

Subpoena in Divorce

And now, January 9, 1941, Subpoena awarded Returnable second Monday of February, 1941, at 9:30 A.M.

Per Curiam,
O. Clare Kent, P.J.

Feby. 10, 1941, writ retd.; Non est inventus, as to the within named respondant. So answers,
Harry B. Smith, Sheriff.

Feby. 19, 1941, Alias subpoena in divorce issued; returnable first Monday of April next.

And now, April 7, 1941, writ returned; non est inventus as to the within named respondant.
So answers,
Harry B. Smith, Sheriff.

April 7, 1941, Order for proclamation issued; returnable second Monday of May next.

May 12, 1941----- I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa., a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication attached.
So answers,
Harry B. Smith, Sheriff

And now, May 12, 1941, Kenneth Rice, Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court.
Per Curiam,

May 24, 1941, Testimony and Report of Master filed
On Argt. List for May Term, 1941; No. 64.

June 5, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Robert Simpson, is ordered to pay the cost of this proceeding.
Per Curiam,
O. Clare Kent, P.J.

Decree

And now to wit: June 5-A.D. 1941 this cause came on to be heard on libel subpoena subsequent proceedings and evidence there in duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered and decreed, That the said Sara J. Simpson be divorced and for ever seperated from the bonds of matrimony heretofore contracted between her the said Sara J. Simpson the libellant and the said Robert Simpson the respondent; and that thereupon all and every the duties rights and claims accruing to either the said libellant or the said respondent at any time hereto for in person and of said Marriage shall cease and determine And said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
Per Curiam

Donald C. Thompson
117

Gertrude M. Smith
vs.
Stanley C. Smith
Issued Jan. 9, 1941

Tax on writ (1-10-41) paid 3.00 ✓
Stff Smith --
Leland J. Culbertson, Master 25.00 ✓
Pro. for Co. 2-10-41, Pd. 8.10 ✓
Atty. 3.00
39.10
35.00

Subpoena in Divorce

And now, January 9, 1941, Subpoena awarded, Returnable to second Monday of February, 1941

Per Curiam,
O. Clare Kent, P.J.

Subpoena returned. George W. Bunce makes affidavit: That he served the within Subpoena in Divorce on Stanley C. Smith, the Respondent therein named, on Wednesday, Jan. 15, 1941 at or near 10:15 A.M., on Cherry Alleys, Meadville, Pa., by handing him a true, correct and attested copy thereof and informing him of the contents (See affidavit on Subpoena)

And now, February 10, 1941, upon hearing the within motion, Leland J. Culbertson, Esq., is hereby appointed Master to take testimony and report thereon to the Court, Per Curiam.

Feby. 21, 1941, Testimony and Report of Master filed, On Argt. List for Feby. Term, 1941, No. 40,

March 8, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Stanley C. Smith, is ordered to pay the cost of this proceeding.

Per Curiam.

—Decree—

And now to wit March 5. A.D. 1941 this cause came on to be heard on libel subpoena, subsequent proceedings and evidence thereon taken and filed of record and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered adjudged and decreed, That the said Gertrude M. Smith be divorced and forever separated from the matrimonial ties and bonds of matrimony heretofore contracted between the said Gertrude M. Smith, the libellant and the said Stanley C. Smith the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said Respondent at any time hereto fore in pursuance of said marriage shall cease and determine;

And the said libellant and said respondent shall severally be at liberty to marry again in like manner as if they had never been married

Per Curiam

Feby. 10, 1941, Rec'd. $35.00 costs,
P. D. S.

Feby. 21 1941, Rec'd $25.00 Master's Fee. Leland J. Culbertson
Per W.H.

3/19/1941 - Rec'd $1.90 refund.
D. C. Thompson, Atty.

F. Joseph Thomas

118

3/19/49 Paid Tribune Publishing Co., Meadville, Pa. $5.50 Adv. costs by check No. 338, P.B.B.

Petition of Estella R. Bentley for appointment of a Guardian for Cora May Russell of Randolph Township, an alleged person of weak mind.
Entered Jan. 9, 1941

	$
Pro. Slayton (paid)	5.00
Pro. S. 2-22-41, Pd.	3.50
Cert. Gdn. 5/7/41	.50
Pro. to date 12-30-43, Pd.	2.50
Pro. final a/c 3/19/49 Pd.	8.50

January 9, 1941, Petition presented in open Court and filed. "R." Page 511.

And now, to wit, this 9th day of January, A.D. 1941, upon consideration of the foregoing petition, and on motion of F. Joseph Thomas, attorney for the petitioner within named, it is ordered and decreed that a hearing on the foregoing application be had before this Court, at the Courthouse, at Meadville, Penna. on February 3, 1941, at 1:30 o'clock P.M.; and that ten (10) days written notice thereof be given to the said Cora May Russell and also to Mrs. Maud Shade, sister of the said Cora May Russell, residing within this jurisdiction, and the other brothers and sisters by registered mail. (See paper filed) Per Curiam.

Decree: And now, to wit, this third day of February, 1941, after careful consideration of the testimony taken in the above entitled case, and after hearing in open Court, it is hereby ordered and decreed that Cora May Russell is not able, owing to weakness of mind to take care of her own property; and Raymond Bentley is appointed Guardian of the estate of the said Cora May Russell, the said Raymond Bentley to enter into bond in the sum of Two Thousand Dollars ($2,000.00), conditioned for the faithful performance of his trust.

Per Curiam.
O. Clare Kent,
President Judge

(See paper filed)

And now, to wit, February 6, 1941, Bond of Raymond Bentley Guardian, with Fidelity and Deposit Company of Maryland as surety, in the sum of $2,000.00, approved by the Court and filed.

Feb. 10, 1941, Petition of Guardian for permission to pay bills, expenses and for maintenance of ward, presented in open Court and filed.

Order:- And now, February 6, 1941, upon presentation of the foregoing petition and consideration thereof, Raymond Bentley, Guardian of the estate of Cora May Russell, a person of weak mind, is hereby authorized and directed to pay out of the fund in his possession as Guardian of the said Cora May Russell, the following expenses:

Serving notices re: Hearing - postage	$ 1.90.
Paul D. Slayton Prothy - Filing Petition for appt. of Guardian, Recording copy of appointment	6.00.
Notary Public - affidavits to petitions, affidavits of service (mailing notices) and affidavits to Guardians Bond	3.00.
Rehler-Shuman, Agoney, premiums on Guardians bond	20.00.
Paul D. Slayton Prothy - Filing this petition	2.50.
F. Joseph Thomas, Atty. for Petr. Preparation of petitions services rendered at hearing,	30.00.

(continued on page 701)

FEBRUARY TERM, 1941

McDonald & Kraffert
119

Louise Childs
vs
Alden B. Childs
Issued Jan. 10, 1941

	$	¢
Tax for writ 2-10-41. Pd.	3	00
John M. Prather on Sub.	1	20
Charles N. Benedict, Master	25	00
Pro. for Co. 2-5-41. Pd.	8	10
Atty.	3	00

Subpoena in Divorce
And now, Jany 10, 1941, Subpoena in Divorce is ordered to be issued returnable to second Monday of February, 1941.
Per Curiam
O. Clare Kent, P.J.

Subpoena returned: John M. Prather (Constable) makes affidavit: That he served the within Subpoena on the within named respondent, Alden B. Childs on Wednesday, Jan. 15, 1941, at 3 o'clock P.M., by reading the same to him and handing him a true and attested copy of the same, near the Coburn Bakery, Titusville, Crawford County, Pa. (See affidavit on Subpoena)

And now, Feby. 5, 1941, Charles N. Benedict Esq., is appointed Master as prayed for. Per Curiam.

Feby. 22, 1941, Testimony and Report of Master filed.

On Argt. List for Feby. Term, 1941, No. 55.

March 12, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Alden B. Childs, is ordered to pay the costs of this proceeding.

—Decree— Per Curiam.

"And now to wit: March 12 A.D. 1941. this cause came on to be heard on libel subpoena subsequent proceedings and evidence there in duly taken and filed & record and it appearing to the Court that the causes set forth in said libel are true, it is by the court ordered adjudged and decreed. That the said Louise Childs be divorced and for ever seperated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Louise Childs the libellant and the said Alden B. Childs the respondent, and that there upon all and every the duties rights and claims accruing to either the said libellant or the said respondent at any time hereto for in pursuance of said marriage shall cease and determine and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam

Feby. 5, 1941, Recd $35.00 costs.
P.D.S.

Feby. 22, 1941, Paid C. N. Benedict, $25.00 Masters fee by check #857.
P.D.S.

Rec. Cert. 1 Pa. Reviewed
$1.00 3/25/41
By J. McDowell

FEBRUARY TERM, 1941

Arden D. Mook
Docket A Mook 20
10-22-41, P.D.S.

John H. Bozic
Atty for Respondent
Attest July 8, 1941 P.D.S. No

Oct. 22, 1941, Recd $38.10 costs.
P.D.S.

November 1st 1941
Received of Prothonotary
Ten and 00/100 Dollars
to apply on Masters fee
John C. Spencer

Nov 5th 1941
Received of Prothonotary
Fifteen and 00/100 Dollars
Balance of Masters Fee
John C. Spencer

11/13/41 Received
of Herbert A. Mook
Atty. for Libellant
the sum of $50.00
Counsel Fees.
John H. Bozic
Atty. for Resp.

William T. Van Kirk
vs.
Elizabeth Van Kirk
Issued Jany 11, 1941

Tax & writ (paid)	$3.00
Sheriff Smith (paid)	1.60
Shff. Smith, alias (pd)	2.90
Shff. Erie Co. alias (pd)	3.50
John H. Bozic atty fee Resp.	50.00
John C. Spencer, Master	25.00
Pro. fee Co. 10-22-41. Pd.	13.10
Atty.	3.00

Subpoena in Divorce.
And now, Jany 11, 1941, Subpoena awarded, Returnable to the second Monday of February, 1941
Per Curiam
O. Clare Kent, P.J.

Subpoena returned Feb. 10, 1941. Non est inventus as to the within named respondent.
So answers Harry B. Smith, Shff.

June 9, 1941 Alias Subpoena in Divorce issued, returnable to the first Monday of August next.

Aug. 4, 1941, Petition for Alimony and Counsel Fees Pendente Lite filed;

Order; Now, August 4, 1941, upon consideration of the foregoing petition, and on Motion of John H. Bozic, Esq., Attorney for Respondent, a rule is hereby granted on the Libellant to show cause why he should not pay the Respondent alimony pendente lite, counsel fees, costs and expenses. Returnable sec. leg.
Per Curiam,
O. Clare Kent, P.J.

Alias Subpoena rctd: (a) Karl F. Johnston, Deputy Sheriff of Erie County, makes affidavit and return: "That on the 18th day of June, 1941, at 9:40 AM, E.S.T., he served the within mentioned respondent, Elizabeth Van Kirk, by handing to her personally at her place of employment, 7222 Sassafras Street, Erie, Penna, a true and attested copy of the attached Subpoena in Divorce, and made the contents thereof known to her; and that the person so served was known to be the respondent named in said writ, by her own admission."
(b) Served the within alias Subpoena in Divorce upon Elizabeth Van Kirk, respondent, by deputizing the Sheriff of Erie County, Pa., as per his return hereto attached
So answers Harry B. Smith, Sheriff

Now, October 22, 1941, the rule heretofore granted in the above entitled case upon the libellant to show cause why he should not pay reasonable counsel fees is hereby made absolute by agreement of counsel, and the libellant is hereby required to pay to John H. Bozic, attorney for respondent, the sum of Fifty ($50.00) Dollars counsel fees.

All proceedings to stay until this Order is complied with. Per Curiam.

And now, October 22, 1941, John C. Spencer, Esq. is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court. Per Curiam.

Nov. 5, 1941, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1941; No. 37.

Dec. 1, 1941, After due consideration a decree in divorce is refused and the libel is dismissed. Per Curiam,
O. Clare Kent, P.J.

Walter J. McClintock
121

George N. Turner
vs.
Donald W. Smith
Entered Jan. 11, 1941

	$ c.
Pro Slayton (paid)	2.25
Atty	3.00
Original costs:	
Pro	1.75
Atty	3.00

Of No. 250 November Term, 1935
Amicable Scire Facias sur Judgment
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Eight hundred thirty-two and 25/100 Dollars, being the amount of debt, interest to January 1, 1936 and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note

Debt $832.25
Int. from Jan. 1, 1936, at 5%
Judgment
Paul D. Slayton, Pro

Jan. 104.

Now Aug. 3, 1944 Sarah Turner received & hereby release from the lien of the within judgment all that certain parcel of land situate in Union Township, Crawford County, Pa. bounded on the north by lands of Shimmel, Jackenback and Berrie, on the East by lands of Berrie, Steenbeen and Power, on the south by land of Power and the Marsh road - and on the west by lands of Power, Shimmel and Jackenback, containing fifty acres -

George N. Turner.
Attest: Paul D. Slayton

January 7, 1946, Am. Sci. Fa. to No. 125 Feby. Term, 1946

Kenneth W Rice
122

Stuart J Byham
vs.
Mabel A Byham
Issued Jan 11, 1941

Tax & writ (paid)	$ 3.00
Shff Smith (Paid)	3.20
Stuart A. Culbertson, Master	25.00
Pro. for Co. 2-13-41. Pd.	8.10
Atty.	3.00

Subpoena in Divorce
And now, January 11, 1941, Subpoena awarded, Returnable to the second Monday of February, 1941.
Per Curiam,
O. Clare Kent, P.J.

Feby. 10, 1941, Subpoena retd.; Served the within Subpoena in Divorce on the Respondent, personally on the 17th day of January 1941, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit. So answers,
Harry B. Smith, Sheriff.

Feby 13, 1941, Rec'd $35.00 costs
S. D. S.

Feb 22, 1941 received
Pro Myers $25.00
Master Fee

And now, Feb. 13, 1941, Stuart A. Culbertson, Esq., is appointed Master in the above entitled case.
Per Curiam.

Feby. 22, 1941, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1941, No. 59.

March 12, 1941, After due consideration a divorce is decreed as prayed for upon payment of costs by the libellant,
Per Curiam.

3-19-1941 Received
1/2 Refund on advanced costs.
K W Rice
atty for Libellant

—Decree— And now to wit, March 12 ad. 1941 this cause came on to be heard on libel subpoena subsequent proceedings and evidence there in duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered adjudged & decreed. That the said Stewart J. Byham be divorced and for ever. seperated from the mutual ties and bonds of matrimony heretofore contracted between him the said Stewart J. Byham. the libellant and the said Mabel A Byham. the respondent. and that there upon all and every the duties rights and claims accruing to either the said libellant or said respondent at any time heretofore in pursuance of said marriage shall cease and determine; And the said libellant and respondant shall severally be at liberty to marry again in like manner as if they had never been married.
Per. Curiam.

Peters & Prather	Samuel P. Bates and John L. Bates doing business as The Edward T. Bates Company vs. Mary Coscia and Pietro Coscia Issued Jan. 11, 1941	Of No. 261 November Term, 1935 Scire Facias to Revive and Continue the Lien of the Above Judgment; Returnable to next Term "Co" page 77, 77
123		Writ returned: Served the within Sci. Fa. on Mary Coscia on Jan 31, 1940, at 3:15 o'clock P.M. by handing to Kelly Coscia, her daughter, she being an adult member of the family, a true and attested copy of the within Sci. Fa. and making contents of same known to her; also, served the within Sci. Fa. on Pietro Coscia, deft. at the same time and in the same manner; both services being made at the residence of said defts. at No. 118 Pine St. Meadville Pa. So answers Harry B. Smith, Sheriff.

Pro. Slayton (paid)	$ 2.25
Shff. Smith (paid)	3.20
Pro. for Co. 7-18-44 Pd.	1.00
Atty	3.00

Now July 18 1944 upon Receipt in full of Judgment debt interest and costs ($57.17) this case is hereby discontinued of Record and Prothonotary is hereby authorized and directed to Satisfy the Judgment upon which this Sci fa was issued.

Peters & Prather
Frank T. Prather
attorneys for Plaintiff-

124

Roy S. Peters, use of,
vs.
R. W. Linn
Entered Jan. 14, 1941
Pro. Slayton (Ft. fa) $2.25

Unpd original costs:
Plff 1.50
Atty Peters 3.00

Of No. 422 February Term, 1936, D.S.B.
Amicable Scire Facias sur Judgment.
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant for the sum of Six hundred fifty-seven and 30/100 Dollars, being the amount of debt, interest to Feb. 7th, 1941, and costs now due on the original judgment; with all the waivers and conditions contained in the original original judgment note. $

Debt 657.30
Int. from Feb. 7th, 1941
Judgment
Paul D. Slayton, Pro.

L. page 21.

Dec. 24, 1942, Recived satisfaction in full of the debt, interest and costs due on above judgment, and the Prothonotary is hereby directed to mark it satisfied of record.
Roy S Peters

FEBRUARY TERM, 1941

Charles B Steigner	Titusville Trust Company	Of No. 330 February Term, 1936 Amicable Scire Facias sur Judgment
125	vs.	It is agreed That the Prothonotary
	Mary Phillips,	of said Court enter an Amicable
	Bertha A. Goldstein,	Scire Facias upon the above
	Esther Gould	judgment, with the same
	Ida D. Phillips	effect as if a Scire Facias to
	Dorothy Phillips Gold-	revive the same had been
	berg and Sarah J.	regularly issued, served per-
	Phillips Swetsky	sonally on the defendants
	Entered Jan 14, 1941	by the Sheriff of said county, and
	Pro. Slayton (5.75 Atty 3.00) 3.00	duly so returned; and that a
	Atty 3.00	judgment be entered thereon
	Original costs:	in favor of the plaintiff and
	Plff. 5.75	against the defendants, for
	Atty 6.00	the sum of Twenty-two hun-
		dred seventy-eight and 55/100
		Dollars, being the amount
		of debt, interest to Jan. 15, 1941, and costs, now
		due on the original judgment; with all the
		waivers and conditions contained in the
		original judgment note.
		Debt $2278.55
		Int from Jan. 15, 1941
		P. page 104; G. page 61; Sw. p. 127. Judgment.
		Paul D. Slayton, Pro.
		Jan. 14, 1946, Am. Sci. Fa. to No. 166 Feby. Term, 1946.
		April 24, 1951, This Judgment is Satisfied (See Am. Sci. Fa.)

FEBRUARY TERM, 1941

Charles B. Stegner 126 -16-ev. Rec docket fee of 3.00. Chas B. Stegner atty	Titusville Trust Company vs E. E. Luttrell and Belle Luttrell Entered Jan. 14, 1941 #1 Pro. Stayton (atty fee) 2.25 Atty 3.00 Original costs: Deft 4.00 Atty 6.00	Of No. 419 February Term, 1936 Amicable Scire Facias sur Judgment It is agreed That the Prothonotary of said Court enter an amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Eleven hundred fifty ($1150.00) Dollars, being the amount of debt, interest to January 30, 1941, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note Debt # 1150.00 Int. from Jan. 30, 1941 Lu. pages 108 & 56 - Judgment Paul D. Stayton, Pro. Now July 16, 1942 The above judgment is Satisfied. (See Paper filed)

J. E. Bossard

127

Feb. 14th 1944. Received from Paul D. Slayton Pro. ~~docket~~ three ($3.00) dollars being my docket fee on this judgment and also three ($3.00) dollars being my docket fee on the original judgment making a total amount of ($6.00) docket fees on this proceeding.

J. E. Bossard, Atty.

Reuben Calvin, decd. or Ellen Calvin now use of Gertrude E. Stein
vs.
Frame Shontz
Entered Jan. 14, 1941

Pro. Slayton (Plff.'s)	$ 2.25
Atty	3.00

Of No. 510 May Term, 1935
Amicable Scire Facias sur Judgment

It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Five hundred four and 75/100 Dollars, being the amount of debt, interest to Oct. 31, 1940, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $504.75
Int. from Oct. 31, 1940
Judgment
Paul D. Slayton, Pro.

Sh. p. 118.

May 24, 1941, Plaintiff releases from the lien of this judgment a certain piece of land situate in Sadsbury Twp. as follows: On the North by land of Amos C. Quigley Estate; on the East by lot of formerly Hazel Buck; on the South by Sunnyside Avenue; on the West by land of D. P. Huckstein, being a piece of land fronting on Sunnyside Avenue, a distance of 55 feet, and extending northward a uniform width a distance of 100 feet, more or less, to land of Quigley. (See paper filed.)

Sept. 15, 1941, Plff. releases from the lien of the above judgment two pieces of land in Sadsbury Tp., being Lots Nos. 44 and 48 of Lakeview Plan of Lots. For detailed descriptions see paper filed.

Received $50.00 from Frame Shontz to apply on judgement Sept 9 1941 Gertrude Stein

Feby. 14", 1944 Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.

Gertrude E. Stein

Witness: Paul D. Slayton

FEBRUARY TERM, 1941

Thomas & Siebert

128

First National Bank of Meadville, Pa.,

vs.

Richard Longo, deft. and Carmela Longo, terre tenant.

Entered Jan. 14, 1941

Pro.		$
Slayton (paid)	2.25	
Atty	3.00	

Of No. 43 November Term, 1933. Appl. Dec. Amicable Scire Facias sur judgment.

It is agreed, that the Prothonotary of said court enter an amicable Scire Facias to revive the same had been regularly issued, served personally on the defendant and terre tenant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant and terre tenant, for the sum of Four Thousand Three Hundred Two and 25/100 Dollars, being the amount of debt, interest and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $4302.25

Int. from Jan. 1, 1941

L. pages 69 & 109.

Judgment,

Paul D. Slayton, Prothy.

Nov. 7, 1941 Writing filed, whereby plaintiff postpones the lien of the above judgment to that of a certain mortgage dated June 16, 1941, and recorded in Mortgage Book 189, page 175, which was given by Mario and Louise Longo, to the First Nat'l Bank of Meadville, in the sum of $3500.80; Provided, however, that nothing therein contained shall in anywise be affected to impair the operation of said judgment against the said Carmela Longo and her assets, other than to postpone the lien thereof to that of the certain mortgage hereinabove recited. (See paper filed.)

Nov. 7, 1941, Writing filed, whereby the plaintiff releases "doth exonerate and discharge all that messuage, piece or parcel of land situate in Vernon Township, County of Crawford, and State of Penna, bounded and described as follows, to wit: Beginning at a certain point on the south side of U.S. Route 322; thence along said south side of U.S. Route 322 for a distance of five hundred and fifty (550) feet to a point on the eastern boundary line of land of Carmela Longo; thence southerly along said eastern boundary line of land of Carmela Longo for a distance of four hundred seventy-five and 20/100 twenty one-hundredths (475.20) feet, more or less, to a point; thence westerly on a line parallel with the south side of U.S. Route 322 for a distance of five hundred and fifty (550) feet to a point; thence on a line parallel with the eastern boundary line of the land of Carmela Longo in a northerly direction to the place of beginning, for a distance of four hundred and seventy-

continued on margin

five and twenty one-hundredths (475.20) feet, more or less, consisting of six (6) acres of land, by neat measure; which land became vested in her [the said Carmela Longo] upon the death of her husband from the lien and obligation of the said judgment, and of and from all suits, actions, executions, costs, damages and demands whatsoever, for or on account, or by reason of the said judgment; Provided, however, that nothing herein contained shall be construed so as to impair the operation of the said judgment other than against the messuage, piece or parcel of land hereinbefore expressly mentioned and described. (See paper filed)

Dec. 7, 1945, Ans. & Sci. Fa. to No. 80 Feby. Term, 1946.

129

Nora L. Avery
vs.
Lillian V. Markley
and George A. Markley
Entered Jan. 14, 1941
$ ¢
Pro. Slayton (paid) 2.25

Of No. 617 February Term, 1936 D.S.B.
Amicable Scire Facias sur Judgment.
It is agreed that the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Eighteen hundred and no/100 Dollars, being the amount of debt, interest to April 22, 1936, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $1800.00
Int. from April 22, 1936.
M page 159 & 158. Judgment
Paul D. Slayton, Prothy.

July 12, 1943. This judgment assigned to Pearl Avery Taft, 5161 Sunset Blvd. Hollywood California (see paper filed)
Jan. 4, 1946, Amv. Sci. Fa. to No. 123 Feby. Term, 1946.

FEBRUARY TERM, 1941

J. Perry Eckels 130	Louis White and Edward White vs. Olive Richardson, administratrix of the estate of Estate of Sabra Cotton, deceased Issued Jan. 16, 1941 Jax & writ (atty pd) 2.25 Sheriff Smith (paid) 4.90 Prs. Clayton (paid 3/11) 1.00 Atty 3.00	Summons in Assumpsit. Returnable to second Monday of February next. R page 141; E. page 103 And now, Feb. 8, 1941, Service of Summons accepted by Stuart A. Culbertson, Esq. as attorney for Deft. (See writ)

And now, March 6 1941 this case settled and discontinued & record, all costs paid.
J. Perry Eckels
Attorney for Plaintiff

FEBRUARY TERM, 1941

Arden D. Mook
131

Feby. 22, 1941, Rec'd $35.00 costs. P.D.&

March 15th 1941, Rec'd from Paul E. Slaylon, Pro. ($25.00) being my Master's fee in the within case.
Jeff E. Bossard
Master.

Rudolph Boehm
vs
Ida May Boehm
Issued Jan. 18, 1941

Jas tvorit (paid)	$ 3.00
Jeff Smith Pd.	3.20
Paul E. Thomas, Master	25.00
Pro. for Co. 2-25-41. Pd.	8.10
Atty.	3.00

Subpoena in Divorce
And now, January 18, 1941, Subpoena awarded, Returnable to the first Monday of March, 1941
Per Curiam,
O. Clare Kent, P.J.

Feby. 22, 1941, Subpoena retd.: Served the within Subpoena in Divorce on the Respondent, personally, on the 20th day of January, 1941, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit.
So answers,
Harry B. Smith, Sheriff.

And now, Feby. 20, 1941, Jeff E. Bossard, Esq., is hereby appointed Master as prayed for.
Per Curiam.

Mar. 15, 1941, Testimony and Report of Master filed.

On Argt. List for May Term, 1941; No. 59.

June 5, 1941 after due consideration a divorce is decreed as prayed for.
Per Curiam,
O. Clare Kent, P. J.

Decree And now to wit; June 5 A.D. 1941 this Cause came on to be heard on Libel, Subpoena, Subsequent proceedings and evidence thereon duly taken and filed of record and it appearing to the Court that the causes set forth in said Libel are true it is by the Court ordered adjudged & decreed That the said Rudolph Boehm be divorced and forever seperated from the nuptial ties and bonds of Matrimony here to fore contracted between him the said Rudolph Boehm the Libellant and the said Ida Mae Boehm the Respondent; And that thereupon all and every the duties, rights and claims accruing to either the said Libellant or the said Respondent at any time heretofore in pursuance of said marriage shall cease and determine: And the said Libellant and Respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam

John N. Bozic 132	A. M. Fenner, deceased, now to use of Gladys L. Griffing vs. Sarie Davis, alias Sarah A. Davis, Frederick M. Davis and Grace N. Davis, his wife, terre tenants and real owners. Issued Jan. 20, 1941 Tax & writ (Paid) $3.00 Rec. Smock .50 Stff. Smith Pro. for Co. 2/15/41. Pd. 1.00 Atty. 3.00	Scire Facias sur Mortgage recorded in Mortgage Book 144 page 204; Returnable to the first Monday of March, 1941 Jan. 20, 1941 Statement of claim and affidavit as to real owners filed. Feb. 17, 1941, Writ returned by Sheriff, by order of Plffs. attorney (See writ)

Nam Feb. 10, 1941 Surety discontinue the within entitled case & record.
Geo. W. Bozic Esq.

FEBRUARY TERM, 1941

Stuart A. Culbertson
133

Elizabeth Lucille Williams
vs
Albert A. Williams
Issued Jan. 20, 1941

Tax & writ (paid) 3.00
Sheriff Smith (paid) 3.90
Raymond C. Miller, Master 25.00
Pro. for Co. 9-2-41, Pd. 8.60
Atty. 3.00

Subpoena in Divorce

And now, January 20, 1941, the within petition presented in open Court, and Subpoena awarded, returnable to the first Monday of March, 1941.

Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 13th day of Feby, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above. So answers Harry B. Smith
Sheriff.

And now, September 2, 1941, Raymond C. Miller, Esq., is hereby appointed Master to take testimony in the above case and make report to the Court.

Per Curiam.

Sept. 2, 1941, Reed. $35.00 costs.
P.D.E.

9-20-41 rec'd payment in full master fee of $25.00 from Pro. Sleator.
Raymond C. Miller
master

Sept. 20, 1941, Testimony and report of Master, filed.

On Argt. List for Sept. Term, 1941; No. 57.

Sept. 30, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Albert A. Williams, is ordered to pay the cost of this proceeding.

Per Curiam.

Decree.

And now, to-wit: September 30, A.D. 1941 this Cause came on to be heard on libel, subpoena subsequent proceedings and evidence there in duly taken and filed of record, and it appearing to the Court that the Causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed.

That the said Elizabeth Lucille Williams be divorced and for ever seperated from the Mortal ties and bonds of Matrimony now to fore Contracted between her the said Elizabeth Lucille Williams the libellant, and the said Albert A. Williams the respondent; and that there upon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time hereto fore in pursuance of said marriage, shall cease and determine, and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

J. Perry Eckels.	Del Wilder, use of M. P. Wilder,	Of No. 365 February Term, 1936. Aff'd. Sci. Fa. to Revive and Continue the Lien of the above Judgment; Returnable to next term.
134	vs.	Corp. page 64.
	Penial Holiness Association	Feb. 6, 1941, Amicable Scire Facias and confession of judgment, filed, to wit:—
	Issued Jan. 27, 1941	It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if the Scire Facias to revive the same had been served on the defendant upon the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant for the sum of Seven Hundred Seven and 50/100 Dollars, being the amount of debt, interest to Aug. 22, 1940, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.
Aug 2 1941 Released my copy. D. Vinny Eckels	Pro. Slayton 2/6/41 Pd. $ 2.25	
	Sheff. Smith	
	Pro. for Amicable 2/6/41. Pd. 2.00	
	Atty 3.00	

Debt $707.50

Int. from Aug. 22, 1940.

Corp. page 64. Judgment

Paul D. Slayton, Pro.

"Sept. 2, 1941, This judgment satisfied. (See paper filed.)

FEBRUARY TERM, 1941

John H. Bozic 135	Earl W. Green and Frank C. Baker, doing business as Green & Baker vs. Wilson W. Henry Issued Jan. 28, 1941 Tax & writ (Atty fee) 3.00 Shff. Smith (paid) 3.90	Replevin for One (1) Easy Washer, Model 538, Serial No. 32651, of the value of Thirty-eight Dollars; Returnable to the first Monday of March, 1941. Jan. 28, 1941, Narr and affidavit of value filed. Jan. 28, 1940 Bond of Plaintiff with L. S. Blackwell as surety, in the sum of $80.00, approved and filed. Writ returned: Replevied as within commanded, Feby. 21, 1941 at 2 o'clock P. M., all of the within described goods and chattels, and Summoned Wilson W. Henry, the within named defendant by handing to him personally, at No 583 North Street, in the City of Meadville, Crawford County, Pa., Feb. 21, 1941, at 2:00 o'clock P. M., a true and attested copy of the within writ, and making known to him the contents thereof. All goods and chattels so replevied, were delivered to the plaintiff. So, answers Harry B. Smith, Sheriff.

Max B. Maloney
136

Louise B. Brown
vs
Douglas J. Brown
Issued Jan. 30, 1941

Jas & writ (paid) $ 3.00
Shff. Smith (paid) 3.20
Pro. fee Co. 2-17-44 1.00
Atty. 3.00

Subpoena in Divorce

And now, January 30, 1941, Subpoena awarded, returnable to the first Monday of March, 1941.

Per Curiam,
O. Clare Kent, P.J.

Subpoena rctd. Served the within Subpoena in Divorce on the Respondent personally, on the 1st day of Feb. 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above.

So answers, Harry B. Smith, Shff.

now. Feb 17, 1944, Recd of Paul D. Slayton Proth. Stenographic fee in within case. Max B. Maloney Attorney for Libellant

And now February 17, 1944, this action is hereby discontinued of record.

Max B. Maloney
Attorney for Libellant

Attest: Feby. 17, 1944
Paul D. Slayton
Prothonotary.

FEBRUARY TERM, 1941

George K. Simonetta

137

Mar. 7, 1941, Rec'd $35.00 costs.
P. D. S.

March 22, 1941. Rec'd of Prothonotary $25.00 Master's fee
A. Dickson Andrews

Oct 22, 1941
Received 1.40 refund on above case
George K. Simonetta

Kathryn Lindsay Conpropst
vs.
Robert Leon Conpropst
Issued Jan 30, 1941

	# ✓
Tax & writ (paid)	3.00
Shff Smith Pd.	2.90
Shff. Huntingdon Co. Pd.	4.10
A. Dickson Andrews, Master	25.00
Pro. for Co. 3-8-41. Pd.	8.10
Atty.	3.00
Pro. Sddl. 9-26-41. Pd.	.50

Subpoena in Divorce and for custody of Wayne Edgar Conpropst aged 11 and Robert Leon Conpropst aged 16, minor children of the parties.

And now, Janry 30, 1941, Subpoena awarded, returnable to the first Monday of March, 1941.

Per Curiam,
O. Clare Kent, P. J.

Now, Feby. 8, 1941, at 9:00 o'clock A.M. I served the within Subpoena in Divorce upon the within Respondent, Robert Leon Conpropst, at his place of employment on Mifflin St. in the Boro of Huntingdon, Pa. by reading to him the original and I gave to him personally a true and attested copy of the same, So answers, Wm. A. Foster, Sheriff of Huntingdon Co. Pa.

Served the within Subpoena in Divorce on Robert Leon Conpropst, Respondent, by deputizing the Sheriff of Huntingdon County, Pa., as per his return hereto attached, So answers,
Harry B. Smith, Sheriff

And now, March 6, 1941, A. Dickson Andrews, Esq. is hereby appointed Master to take testimony in the above entitled case and make Report to the Court.
Per Curiam.

Mar. 22, 1941, Testimony and Report of Master filed.

On Argt. List for Sept. Term, 1941; No. 22.

Sept. 23, 1941 After due consideration a divorce is decreed as prayed for, the respondent, Robert Leon Conpropst, is ordered to pay the cost of this proceeding and the custody of minor children, Wayne Edgar and Robert Leon Conpropst, is awarded to the libellant, Kathryn Lindsay Conpropst.
Per Curiam.

Decree- And now, to wit; September 23 A.D. 1941 this cause came on to be heard on libel, subpoena subsequent proceedings and evidence there in duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court Ordered, adjudged and decreed, That the said Kathryn Lindsay Conpropst be divorced and for ever separated from the bonds of matrimony here to for contracted between her the said Kathryn Lindsay Conpropst the libellant, and the said Robert Leon Conpropst the respondent, and that thereupon all and every the duties, rights and claims accruing to either the said libellant or said respondent at any time here to for in pursuance of said marriage shall cease and determine; and the said libellant & respondent shall severally be at liberty to marry again in like manner as if they had never been married: It is further ordered & decreed that the custody of minor children Wayne Edgar & Robert Leon Conpropst, is awarded to the libellant Kathryn Lindsay Conpropst (Per Curiam)

738

Harry G. Trace, Trustee
vs.
Frank A. Lilley
Entered Jan. 31, 1941.
Pro Slayton (paid) 2.25
Pffs. on Orgl. 1.75

Of No. 283 November Term, 1934
Amicable Scire Facias sur Judgment
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff, and against the defendant, for the sum of One Thousand Dollars, being the amount of debt, interest to January 9, 1936, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $1000.00
Interest from Jan. 9, 1936
Judgment.
Paul D. Slayton, Pro.

L. page 85.

Dec. 30, 1941, This judgment assigned to Marie Doyle, 856½ Water St., Meadville, Pa., and Frances Lilley, Woodcock Twp. Craw. Co. Pa. (See paper filed.)

Now June 22 1945 Received $500.00, My share in full of above Judgment, Leaving Balance Due of $500.00 belonging to Frances Lilley Snodgrass

Marie Doyle (SEAL)

Witness
Hazel D. Potter,

Dec. 30, 1946, Am. Sci. Fa. To No. 76 Feby. Term, 1947.
February 1, 1947. This Judgment is Satisfied (See Am. Sci. Fa.)

739	Venire for the First and Second Mondays of March 1941 Issued Feb. 1, 1941 Pro. Slayton	Venire to draw from the Jury-wheel the names of Seventy (70) persons and to summon them to be Jurors for the Court of Common Pleas to be held the weeks beginning on the First and Second Mondays of March, 1941. Feb. 13, 1941 Venire returned with panel of jurors drawn for service annexed, and Sheriffs return of service

John Schuler
Robert F. Keat, for
Petitioners.

140

Gay M. Ashley, Dorothy G. Ashley, Carleton G. Ashley, Emma A. Shepard, Roberta Sherwood Lanning, Anne Sherwood Gould, Patricia Grismer, and Herbert J. McDevitt heirs of Dr. Carleton D. Ashley, also known as C. D. Ashley,
Petitioners,
vs.
Heirs of H. C. McClintock, or his assigns,
Respondents.
Entered Feb. 3, 1941

Pro. Slayton (paid)	$ 5.00
Stff. Smith	---
Trib. Pub. Co. (paid)	48.50
Pro. Slayton since paid 12/31/41	3.00
	3.00

Rule to bring an action of Ejectment within six months of service of the Rule upon Respondents, for-

A certain piece or parcel of land situate in the Second Ward of the City of Meadville, County of Crawford, Penna., bounded and described as follows; Beginning at the northeast corner of Stewart Street and State Street; thence north along Stewart Street 200 feet to an alley; thence east along said alley 43 feet to land now or formerly of Charles Koessling; thence south along said Koessling land 200 feet to State Street; thence west along the north side of State Street 57 feet to the place of beginning.

And now, February 3, 1941, upon presentation of the foregoing petition, and after testimony taken and upon due proof of the allegations set forth in the petition, a rule is hereby granted on the heirs of H. C. McClintock or their assigns, to bring his, her or their action of ejectment, within six months from the date of service of such rule upon him or them, or show cause why the same cannot be brought; returnable to the first Monday of April (7th), 1941, at 9:30 o'clock A. M.: And it is further decreed that service of this rule be made upon said heirs by publication in the Meadville Tribune-Republican once a week for six successive weeks.

Per Curiam.

(See petition filed.)

Same day, Certified copy of petition and rule issued.

April 7, 1941. Proof of publication of notice of rule and petition that Rule be made absolute, filed.

And now, April 7, 1941, upon consideration of the foregoing, the rule is made absolute as prayed for, and it is ordered and decreed that the said heirs of H. C. McClintock, deceased, bring his, her or their action of ejectment within six months from the date of this decree, or be forever barred from so doing.

Per Curiam,
O. Clare Kent, P. J.

(See paper filed)

And now, Dec. 6, 1941, upon consideration of the foregoing petition, and after inspection of the record in this case, the rule is hereby made absolute, and judgment for the land described in the said petition is hereby entered in favor of Gay M. Ashley, Dorothy G. Ashley, Carlton G. Ashley, Emma A. Shepherd, Roberta Sherwood Lanning, Anne Sherwood Gould, Patricia Grismer, and Herbert J. McDevitt, and against the

—Continued on margin.—

heirs of H. C. McClintock, or their assigns; and it is further ordered and decreed that hereafter no action of ejectment for the recovery of said real estate shall be brought by the said heirs of H. C. McClintock, or anyone claiming under, by, or through them, or any of them.

Per Curiam,
O. Clare Kent, P. J.

Judgment, Dec. 6, 1941.
Paul D. Slayton, Pro.

Mcv page 85.

FEBRUARY TERM, 1941

Kenneth W. Rice ~~Paul E. Thomas~~	Edward D. Gleason, by his father and Guardian, Harold D. Gleason, and Harold D. Gleason, in his own right, vs. Francis E. Prenatt Issued Feb. 3, 1941 $ ✓ Jax & writ (2nd paid) 2.00 Stff. Smith ✓ Prd. Clayton (2nd paid) 4.00	Summons in Trespass, Returnable to next term. Feb. 3, 1941, Petition of Plff. to authorize compromise and settlement, filed. And now, February 3, 1941, upon presentation of the foregoing, leave is hereby granted to compromise and settle the above action upon payment unto the said Harold D. Gleason of the sum of Four Hundred Twenty-one and 50/100 ($421.50) Dollars, and upon payment thereof, said action shall be marked "Settled and Discontinued" of record. (See paper filed) Per Curiam.
141 Paul E. Thomas.		
And now Feby 4, 1941 the above action is hereby settled and discontinued of record. Kenneth W. Rice attorney for Plaintiff		

F. Joseph Thomas 142	Betty Lorraine Rickenbrode, by her mother and chosen guardian, Clara Pratt vs Roger Gordon Rickenbrode Issued Feb. 3, 1941 Tax & writ (paid) # 3.00 Shff. Smith (paid) 3.20	Subpoena in Divorce. And now, February 3, 1941, Subpoena awarded. Returnable to the first Monday of April, 1941 Per Curiam, O. Blare Kent, P.J. April 11, 1941, Writ retd.: Served the within Subpoena in Divorce on the Respondent, personally, on the 21st day of Feb. 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above. So answers, Harry B. Smith, Sheriff.

FEBRUARY TERM, 1941

F. Joseph Thomas
143

Dorothy M. Wood
vs.
Clark R. Wood
Issued Feb. 3, 1941

Tax & writ (paid)	$ 3.00
Shff. Smith (Paid)	1.60
Shff. Smith, alias (Pd.)	1.60
Shff. Smith, Proc. Pd.	11.15
Raymond C. Miller, Master	25.00
Pro. for Co. 9-15-41 Pd.	10.50
Atty.	3.00
	55.85

Subpoena in Divorce and for custody of Robert Harold Wood, minor child of parties.
And now, February 3, 1941, Subpoena awarded, Returnable to the first Monday of April, 1941.
Per Curiam,
O. Clare Kent, PJ.

And now, April 7, 1941, writ returned; non est inventus, as to the within named respondant. So answers,
Harry B. Smith, Sheriff.

April 11, 1941, Alias Subpoena in divorce issued; returnable second Monday of May next.

And now, May 13, 1941, writ returned; non est inventus, as to the within named respondant. So answers,
Harry B. Smith, Sheriff.

June 13, 1941, Order issued for publication of Sheriffs proclamation in divorce, returnable to first Monday of August next.

Sept. 15, 1941, Proc. retd:---- I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa, a news paper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached. So answers,
Harry B. Smith, Sheriff

And now, September 15, 1941, Raymond C. Miller, Esq. is appointed Master to take testimony in the above entitled case and make a report thereon to the Court.
Per Curiam.

Sept. 29, 1941, Testimony and report of Master filed.
On Argt. List for Sept. Term, 1941; No. 55.

Sept. 30, 1941, After due consideration a divorce is decreed as prayed for, the respondent, Clark R. Wood is ordered to pay the cost of this proceeding and the custody of minor child, Robert Harold Wood, is awarded to libellant, Dorothy M. Wood.
Decree -
Per Curiam.

And now, to-wit, September 30, A.D. 1941 this cause coming on to be heard on libel, subpoena, subsequent proceedings and evidence thereon duly taken and filed of record and it appearing to the Court that the causes set forth in said libel be true, it is by the Court ordered adjudged and decreed. That the said Dorthy M. Wood be divorced and forever seperated from the united ties and bonds of matrimony heretofore contracted between her the said Dorthy M. Wood the libellant and the said Clark R. Wood, the respondent; and that there upon all and every the duties, rights & claims accruing to either the

(on margin)

Sept. 15, 1941, Recd $35.50 costs
P.D.S.
9-20-41 Recd $25.00 in full payment from Pro. Slayton for Masters fee.
Raymond C. Miller, Master

Apr. 25, 1944, Received from Paul O. Slayton, Pro. by his Check No. 1623 sum of $52.85 prepaid costs in this case.

Dorothy M. Wood now Dorothy M. Wells.

Oct 17, 1945 rec'd
docket fee
F. Joseph Thomas

said libellant or the said Respondent at any time hereto for in pursuance of said marriage shall cease and determine. And said libellant and respondent shall severally be at liberty to marry again as if they had never been married. It is further ordered and decreed that the custody of minor child Robert Harold Wood, is awarded to libellant Dorthy M. Wood.
Per Curiam

FEBRUARY TERM, 1941

Stuart A. Culbertson
144

Petition of Hazel Fink
for
Satisfaction of a
Mortgage, made by
Isaiah Rowe, also
known as Josiah Rowe
and Lucy A. Rowe his
wife, dated March 31, 1871,
recorded in Mortgage
Book O, page 467.
Entered Feb. 3, 1941

Pro. Clayton 4/25/41 Pd. 5.00
Shff. Smith (paid) 4675

Feb. 3, 1941, Petition presented in open Court and filed.

And now, February 3, 1941, upon consideration of the above petition, it is ordered, that the Sheriff of Crawford County serve a notice stating the facts set forth in the foregoing petition on the holder or holders of said mortgage if he or they be found in Crawford County, Pa., and in case the party or parties aforesaid cannot be found in the said County, then the said Sheriff shall give public notice in the Titusville Herald, Titusville, Pa., once a week for four successive weeks, successively prior to the next term after this date of presenting the petition, requiring said parties to appear at said term and answer the petition as aforesaid; at which term, should any person or persons appear claiming to be the holder or holders of the said mortgage, this Court will enter a rule on the person or persons claiming, to sue out a writ of Scire Facias to the next quarterly or monthly return day, to which it shall be lawful for any party to appear and defend, as is now authorized by law as to writs of scire facias, and in default of a compliance with the said rule, and in the event of a non-appearance of any person to answer the said petition as aforesaid, this Court being satisfied of the truth of the said petition, will at the same or any subsequent term of the said Court, decree and direct that satisfaction shall be entered on the record of the mortgage recorded in Mortgage Book O page 467, by the Recorder of Deeds of Crawford County, Pa., on payment of the costs due relative to the entry of said mortgage, or any proceedings thereon.

(See paper filed.) Per Curiam.

Same day, Certified copy of petition and order issued.

May 12, 1941. Sheriffs return, as to his inability to find respondents in his bailiwick, filed; with proof of publication of notice attached.

Decree: And now, May 12, 1941, upon motion of Stuart A. Culbertson, Esq., Attorney for petitioner, Hazel Fink, and upon consideration of the petition filed herein, the order of Feby 3, 1941, on said petition, the proof of publication filed herein and the other proceedings herein had, and there being no appearance nor answer filed for any party, and this Court being satisfied of the truth of said petition, It is ordered, adjudged and Decreed and Directed, That satisfaction shall be entered

— Continued on margin —

Decree concluded—
the record of the mortgage
ven, which is recorded in
Mortgage Book O, page 467,
y the Recorder of Deeds of
rawford County, Pa., on
ayment of the costs due
elative to the entry of said
ortgage or any proceedings
hereon; which said satis-
action so entered shall
orever after discharge,
eleat, and release the same
nd shall likewise bar all
actions brought or to be
rought thereon, as fully
nd effectually to all intents
nd purposes as if the sat-
faction had been entered
y the legal holder or holders
f the said mortgage.

Per Curiam.
O. Clare Kent, P.J.

See paper filed)
Same day, Certified copy
f decree issued for recording

George J. Barco &
F. C. Kiebort, Jr.
145
Brooks, Curtze & Silin
Erie Trust Bldg, Erie, Pa.

Albert J. Weaver
vs.
Charlotte Scott 2nd
George W. Scott, Jr.
Issued Feb. 3, 1941

Summons in Trespass,
Returnable to first Monday of
March, 1941
March 3, 1941, Brooks, Curtze and
Silin appear for Defts.
(See paper filed.)
Now, Sept. 2, 1941, On motion in open
Court, Robert F. Kent, Esq., is appointed
guardian ad litem of Charlotte Scott,
a minor deft. in the above entitled case
(See paper filed) Per Curiam.
Writ returned: Served the within
summons personally upon Charlotte
Scott, at her residence in the Borough of Conneaut Lake,
Crawford County, Pa., on Feb 26, 1941, at 5:45 o'clock P. M.,
by handing to her a true and attested copy of the
within summons, and making contents of same
known to her. Also, served the within summons
personally upon George W. Scott, Jr., at his residence
in the Borough of Conneaut Lake, Crawford County, Pa.,
on Feb. 26, 1941, at 5:45 o'clock P. M., by handing to him
a true and attested copy of the within summons,
and making the contents of same known to him.
So answers Bert A. King, Deputy Sheriff,
Harry B. Smith, Sheriff.

Jay writ (paid)	$ 2.00
Sheriff Smith (prd)	8.90
Pro. for Co. 10-13-42 Rd. 5.50	
Robert F. Kent, Gdn. a.l. Rd. 10/3/42	15.00
Atty.	3.00

Now, Oct. 13, 1942, receipt
of Guardian's fee is hereby
acknowledged.
Robert F. Kent.
Gdn. ad litem.

Now, Oct. 13, 1942, receipt
of $14.40 prepaid costs is
acknowledged.
F. C. Kiebort, Jr.
Atty. for Plaintiff

Nov. 5, 1941, Plaintiff's Statement of Claim filed; 1 copy certified.
On Winter Trial List, 1942; No. 19.
On Spring Trial List, 1942; No. 5.
Feb. 23, 1942 Continued on application of Deft., and marked
Remanet. Per Curiam.
March 3, 1942, Same order made on motion of Defts atty filed.
On Fall Trial List, 1942 No. 2
Sept. 28, 1942 Amendment to Statement of claim allowed
(See paper filed) Per Curiam
Oct. 7, 1942, The fee of Robert F. Kent, Esq., Guardian ad
ad litem of Charlotte Scott, minor deft. is fixed at
$15.00. Per Curiam. (See paper filed.)
"Oct. 5, 1942 Reported as settled.
Now, Oct. 13, 1942 the above case is settled and
discontinued.
F. C. Kiebort, Jr.
Atty. for Plaintiff

Albert L. Thomas
146
J. A. Bolard
Walter J. McClintock
(See answer to rule)

G. F. Skelton
vs.
Steve Potanas and
Nichan Potanus,
his wife.
Entered Feb 4, 1941

Tax Entry (paid) # 1.50
Costs on Trans 52.75

Appeal by Plaintiff from Judgment of S. G. Mac Farnaghan, Alderman.

And now, Feby. 20, 1941, on praecipe of defendants attorney and in accordance with the Rules of Court this appeal is stricken off for failure of appellant to give notice of appeal and file proof thereof.

Paul D. Slaxton
Prothonotary

May 26, 1941, Petition to reinstate appeal filed;

Order: Now May 26th, 1941, upon presentation and consideration of the foregoing petition a rule is hereby granted on defendants to show cause why the Prothonotary's action in striking plaintiff's appeal from the record should not be set aside and the appeal reinstated. Returnable sec. reg.

Per Curiam.

June 6, 1941, Answer of defendants to petition for rule to show cause, etc, filed.

147

Carl P. Levine
vs.
Mrs. Maude Colburn Kailburn
Entered Feb. 5, 1941
#
Pro. Slayton (paid) 2.25

Of No. 502 February Term, 1936
Amicable Scire Facias sur Judgment
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county and duly so returned; and that a Judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Two Hundred Ten Dollars, being the amount of debt interest to ——— and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note,

Dated, Feb. 5, 1941 (Signed) Mrs Maude Colburn Kailburn (Seal)

Signed, sealed and Delivered in the presence of (Sgnd) Edwin Engstrom

Debt # 210.00
Interest from Feb. 5, 1941
Judgment
Paul D. Slayton, Pro.

Co page 75; K page 107.

.....Feby.....14.....1947.
Received satisfaction in full of the above Judgement Debt Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
Carl P. Levine.
Witness: Paul D. Slayton

Paul E Thomas
148

Clayton DeLisle Crawford
vs
Margaret Siddell Crawford
Issued Feb. 7, 1941

Tax writ (paid) $ 3.00
Shff. Smith (paid) 3.20
Jeff E. Bossard, Master 25.00
Pro. for Co. 4-8-41. Pd. 8.10
Atty. 3.00

Subpoena in Divorce
And now, Feby 7, 1941, Subpoena awarded, Returnable to first Monday of April next.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 7th day of February, 1941, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit as above
Ss answers Harry B. Smith, Sheriff.

And now, April 7, 1941, Jeff E. Bossard, Esq., is hereby appointed Master as prayed for,
Per Curiam,

May 24, 1941, Testimony and Report of Master filed.
On Argt. List for May Term, 1941, No. 58.

June 5, 1941 After due consideration a divorce is decreed as prayed for.
Per Curiam,
O. Clare Kent, P.J.

Decree.

And now, to wit, June 5, A.D. 1941 this cause coms on to be heard on libel, Subpoena, subsequent proceedings and evidence there in duly taken and filed of record and it appearing to the court that the causes set forth in said libel are true it is by the Court ordered and Judged and decreed.

That the said Clayton DeLisle Crawford be divorced and forever seperated from the nuptial ties and bonds of Matrimony heretofore contracted between him the said Clayton DeLisle Crawford the libellant and the said Margaret Siddell Crawford the respondent and that thereupon all and every the duties rights and claims accruing to either the said libellant or the said respondent at any time hereto fore in pursuance of said Marriage shall cease and determine and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married
(Per Curiam)

Feb. 7, 1941, Rec'd $33.10 costs
P. B. S.

May 24th 1941, rec'd from Paul E. Slaytor, Pro., $25.00 being my masters fee in the within case.
Jeff E. Bossard.

FEBRUARY TERM, 1941

Stuart A. Culbertson
(See Statement of claim)
149

Thomas & Kiebort
Humes & Kiebort 9/1/42
See Statement of claim.

Recipt Costs $5.65
May 18. 1943
S/ MacDonough for Adams

Vincent Peppicelli
vs.
Claude McClimans
and Anna McClimans
Entered Feb. 7. 1941

		#
Jas Sentry (paid)	1.50	
Costs on Trans (#2.25 by Deft)	7.65	
Pro. fee Co. 3/8/43. Pd.	5.95	
Atty.	3.00	

Appeal by Defts. from Judgment of S.G. MacDonough, Alderman
Feby. 10, 1941, Notice of filing transcript of appeal filed.
September 1, 1942, Plaintiff's Statement of Claim filed.
September 1, 1942, Service of copy accepted by Defendants Attorneys.
On Fall Trial List, 1942, No 46
Sept. 28, 1942. Off list. No affidavit of defense filed
Oct. 27, 1942. Affidavit of defense filed
Service by copy accepted by Plffs Atty
On Winter Trial List, 1943, No. 21.

And now, Janry 6, 1943 On motion in open court, the above case is continued on application of defendants, and marked remanet Per Curiam. (See praecipe filed.)
On Spring Trial List, 1943, No. 6.
" March 31 1943 Settled.

And now March 8, 1943 I hereby ~~certify~~ that the above case is settled and discontinued as to name of record.

Stuart A. Culbertson
Atty for Plff.

FEBRUARY TERM, 1941

J. A. Bolard
150
Kent + Kent, for
garnishee, Polish National
Alliance School Corporation.
4/13/41

I. Avery Chadwick
vs.
Henry F. Ludorf
Issued Feb. 8, 1941

	$	¢
Jas. Swart (paid)	3	00
Shff. Smith (paid)	5	90
Pro. Slayton 4/21/43 Rd.	2	75
Atty	3	00
	14	65

Foreign Attachment in Assumpsit;
Returnable to May Term next.
Bail in $1060.00 required to dissolve.
To attach goods and chattels, moneys, credits and interests of the defendant, in the hands, possession or control of the Polish National Alliance School Corporation, incorporated under the laws of Pennsylvania, and having its office and place of business at Cambridge Springs, this county, and summon said corporation as Garnishee.

Feb. 24, 1941 Plaintiffs affidavit of cause of action filed

Writ returned: Attached as within commanded, February 11, 1941, at 4:20 o'clock P.M., by going to the Polish National Alliance School Corporation, in the Borough of Cambridge Springs, Pa., and then and there in the presence of Mrs. E. F. Kelley and Alice Rojeski, two credible persons of the neighborhood, attaching and declaring that I attached all the goods and chattels moneys, credits, interests, lands and tenements, of the within named defendant, in the hands, possession or control of the Polish National Alliance School Corporation, Cambridge Springs Pa., Garnishee. And summoned on the same day, at the same time, the said Polish National Alliance School Corporation, Cambridge Springs, Pa., Garnishee, by handing personally a true and attested copy of the within writ to Chester Mikolajczyk, the Auditor of said Polish National Alliance School Corporation, Cambridge Springs, Pa. Garnishee, and making known to him the contents thereof. Nihil habet as to Henry F. Ludorf, the within named defendant. So answers

Harry B. Smith, Sheriff.

April 15, 1941. Plaintiffs Statement of Cause of action filed.

And now, January 30, 1942, upon praecipe of plaintiffs atty, judgment is entered in favor of plaintiff and against defendant for default of an appearance. (See paper filed)

Now, January 30, 1942 plaintiff by Attorney enters a rule upon the Prothonotary to assess the plaintiffs damages, on the judgment entered against the defendant in this case, based upon plaintiffs sworn statement of claim filed in this case on April 15, 1941: whereupon, the same day, the damage in said judgment is assessed at the sum of Six hundred forty-seven and 60/100 Dollars ($647.60) with interest from this date, with costs. (See paper filed)

— Contd on margin —

Debt $647.60
int. from Jan. 30, 1942
Judgment Jan. 30, 1942
Issued to Paul D. Slayton, Pro.
Sci. Fa. to No. 104 Feb. Term
1942, against Garnishee.

Jan 21-1943.
In full $571.95 received from Garnishee to apply on this Judgment.
J. A. Bolard atty for plff.

FEBRUARY TERM, 1941

R B Mahany 151 Charles B Stegner	Cleveland Clinic, a Corporation vs. Jacob Davis Entered Feb 10, 1941 # Jas Sentry (paid) 1.50 Costs on Trans	Appeal by Defts from Judgment of Robert A Kerr, Justice of the Peace Aug 21, 1941, Acceptance of Service of notice to plff of filing appeal filed Sept 30, 1941, Statement of claim filed. Service accepted by Defts Atty Oct 10, 1941, Affidavit of defense filed

MAY TERM, 1941

Thomas & Kiebart	Hazel E. Dunbar vs Charles G. Dunbar Issued Feb. 10, 1941 Jgt & writ fpd 3/3/41 3.00 Shff. Smith (paid) 3.20 affidavit as above.	Subpoena in Divorce And now, February 10, 1941, Subpoena awarded; Returnable to the first Monday of April, 1941. Per Curiam, O. Clare Kent, P.J. Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 21st day of February, 1941, by delivering to him a true and attested copy of the same and making known to him the contents thereof, as appears from So answers Harry B. Smith, Sheriff.

Kenneth W Rice
2

Rosella Duppel
vs.
Elmer Duppel
Issued Feb. 10, 1941

Tax & writ (paid)	3.00
Shff. Smith (Paid)	2.90
Shff, Phila. Co. (Paid)	4.90
J. Perry Eckels, Master	25.00
Pro. for Co. 4-8-41, Pd.	18.10
Atty.	3.00
	40.90

April 7, 1941, Recd. $35.00 costs.
P. D. S.

May 23 1941 Received $25.00 Master's fee
J. Perry Eckels

June 13, 1941 Received $1.90
Refund on costs.
Kenneth W Rice
atty for Plaintiff

June 19, 1942
Received from Pro. Clayton $46.90
costs paid by Defendant
Kenneth W Rice
atty for Libellant

Subpoena in Divorce
And now, February 10, 1941, Subpoena awarded, Returnable to the first Monday of April, 1941.
Per Curiam,
O. Clare Kent, P.J.

April 7, 1941, Subpoena ret'd: Thomas Lettaire being duly sworn according to law, doth depose and say that he is a Deputy Sheriff in and for the County of Phila., Pa., and that he served Elmer Duppel the within named Respondent by handing to him personally on March 14, 1941 at 4:10 P.M. a true and attested copy of the within Subpoena in Divorce at Germantown and Susquehanna Avenues, in the City & County of Philadelphia, Pa.

Served the within Subpoena in Divorce upon Elmer Duppel, Respondent, by deputizing the Sheriff of Philadelphia County, Pa., as per his return hereto attached. So answers,
Harry B. Smith, Sheriff.

And now, April 7, 1941, J. Perry Eckels, Esq. is hereby appointed Master.
Per Curiam,

May 23, 1941, Testimony and Report of Master filed.
On Argt. List for May Term, 1941, No. 62.

June 5, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Elmer Duppel, is ordered to pay the cost of this proceeding.
Per Curiam
O. Clare Kent, P.J.

Decree

And now to wit: June 6 - A.D. 1941, this Cause came on to be heard on libel subpoena subsequent proceedings and evidence there in, duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed, That the said Rosella Duppel be divorced and for ever separated from the matrimonial bonds of matrimony here to fore contracted between her the said Rosella Duppel the libellant and the said Elmer Duppel the respondent and that thereupon all and every the rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married

Per Curiam

MAY TERM, 1941

Kent & Kent
3

May 5, 1941, Rec'd $33.10 costs - P. D. S.

May 20, 1941. Rec'd of Prothonotary $25.00 Master's fee.
A.D.A.

Louise Wakefield

Albert E. Wakefield
Issued Feb. 10, 1940

Taxtwrit (3/28/40 paid)	$ 3.00
Shff. Smith (Cd.)	2.90
Shffs. Westmoreland Co. (Cs.)	3.50
A. D. Andrews, Master	25.00
Pro. for Co. 5-6-41. Cd.	8.10
Atty.	3.00

Subpoena in Divorce

And now, February 10, 1941, the within petition presented in open Court, and subpoena awarded, returnable to the first Monday of May, 1941.

Per Curiam
O. Clare Kent, P.J.

April 8, 1941, Writ retd: Served the within Subpoena in Divorce on the Respondent, personally, on the 19th day of February 1941, by handing to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit. So answers,

Fred J. Broad, Sheriff of Westmoreland County, Pa.

Served the within Subpoena in Divorce upon Albert E. Wakefield, Respondent, by deputizing the Sheriff of Westmoreland County, Pa., as per his return hereto attached. So answers,

Harry B. Smith, Sheriff.

And now, May 5, 1941, A. D. Andrews, Esq., is appointed master to take testimony.

Per Curiam.

May 20, 1941, Testimony and Report of Master filed.

On Argt. List for May Term, 1941; No. 48.

June 4, 1941 After due consideration a divorce is decreed as prayed for and the respondent, Albert E. Wakefield, is ordered to pay the costs of this proceeding.

Per Curiam,
O. Clare Kent, P.J.

(Decree)

And now to wit; June 4-A.D. 1941 this cause came on to be heard on libel subpoena, subsequent proceedings and evidence therein, duly taken and filed of record and it appearing to the court that the causes set forth in said libel are true, it is by the Court ordered adjudged and decreed. That the said Louise Wakefield be divorced and for ever seperated from the nuptial ties & bonds of matrimony heretofore Contracted between her the said Louise Wakefield the libellant and the said Albert E. Wakefield the respondent; and that thereupon all and every the duties rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said Marriage shall cease and determine; and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been Married

(Per Curiam)

June 19, 1941, Declaration by libellant of her intention to retake, and hereafter use her maiden name of Louise Cochran, filed.

John N. Bozie
F. Joseph Thomas

Dickson Andrews

Robert Hollabaugh by W.A. Hollabaugh, his Guardian, and W.A. Hollabaugh, in his own right.

vs

The City of Meadville

Entered Feb. 10, 1941

Pro. Slayton 5-15-41. Rd. 2.50
State Tax 5-15-41. Rd. .50
Pro. S. 6-28-41. Rd. 2.50

Feb. 10, 1941, Petition for leave to enter an action of Trespass presented in open Court and filed.

And now, February 10, 1941, upon presentation of the foregoing petition, and due consideration thereof, a Rule is hereby granted upon the City of Meadville to show cause why leave should not be granted Robert Hollabaugh by W.A. Hollabaugh, his guardian, and W.A. Hollabaugh, in his own right, to enter an action of trespass, against the City of Meadville, to recover for property damage and personal injuries as set fourth in said petition, Returnable to the day of 1941

(See proper files)

Per Curiam.

Same day Dickson Andrews, Esq. Atty for the City of Meadville, accepts service of copy of petition.

Feby. 25, 1941, Answer of City of Meadville to petition for leave to enter an action of trespass filed; Service of copy accepted by plaintiffs Attorney.

Ord. Argt. List for May Term, 1941; No. 23. May 27, 1941 Argued

June 26, 1941, Opinion + Order filed;

Order: Now June 25, 1941 Plaintiff's petition for leave to enter an action in trespass against the City of Meadville is dismissed and the Rule to show cause granted thereon, February 10, 1941, is discharged.

Petitioner to pay the cost of this proceeding.

Exception noted and sealed for petitioner.

Per Curiam,
O. Clare Kent,
President Judge.

Stuart A. Culbertson 5	Home Owners Loan Corporation vs. A.W. Crawford and Mary Crawford Entered Feb. 10, 1941 Geo. Slayton 4/1/41. Paid # 5.00 Skiff Smith (paid) 9.80	Of No. 18 November Term, 1940 E&D. Citation to deliver possession of land sold at Sheriffs sale on Nov. 8, 1940, and conveyed to plaintiff on Jan. 6, 1941: to-wit, Lots Nos. 16, 17, 34 and 35, in section 2 of the Washington Park Development Companys plot or plan of Lots in Vernon Township And now, Feb. 10, 1941. upon consideration of the foregoing petition, it is ordered and decreed that a Citation be issued to A.W. Crawford, and Mary Crawford, his wife, the persons in possession of the premises, in Vernon Township, Crawford County, Penna, more fully described in said petition, commanding them to appear on the 2d day of March, 1941, at 9:30 A.M., to answer said petition, and show cause, if any they have, why possession of the said premises shall not be delivered to this petitioner. (See paper filed) Per Curiam. Same day Citation issued. Citation returned: Served the within Citation to deliver possession personally on A.W. Crawford, at his residence in Vernon Township, Crawford County, Pa., on February 21, 1941, at 3:45 o'clock P.M., by handing to him a true and attested copy thereof, and making contents of same known to him. Also, served the same on Mary Crawford, by handing to her husband, A.W. Crawford, he being an adult member of the family, at their residence in Vernon Township, Crawford County, Pa., on February 21, 1941, at 3:45 o'clock P.M. a true and attested copy thereof, and making contents of same known to him. Possession of the within described premises situated in the Township of Vernon, Crawford County, Pa., was given to Home Owners Loan Corporation, through their agent, Stuart A. Culbertson, Attorney, on March 3, 1941. So answers Harry B. Smith, Sheriff.

Stuart A. Culbertson 6	Borough of Lochranton vs. B. F. Miller, or B. J. Miller, owner or reputed owner. Entered Feb. 13, 1941 $ cts. Pro. Stayton (Gnd) 2.25 Atty 3.00 Clerk on Orig'l 4.75 Note: $6.50 of costs included in judgt. of revival.	Of No. 92 May Term, 1936 Appl. Doc Amicable Scire Facias sur Judgment. It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect, as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned. And that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Five hundred eighty-four and 31/100 Dollars, being the amount of debt, interest to Feb. 13, 1941, and costs now due on the original judgment. Debt $584.31 Int. from Feb 13, 1941 Judgment Paul D. Stayton, Pro. Feby. 25, 1946, Scd, Fa. to No. 25 May Term 1946.

And now Sept 16, 1948 rec'd of Dft Costs Feb Term $3.4 Paid to Clerk Pltff

Mch 26

Charles B. Stegner
7

Sept. 9, 1941, Recd. $35.50 costs.
C. B. S.

And now Sept 19, 1941 received $25.00 master fee.
E. Wayne Altenburg
Master

Pansy Marie Brown
vs.
Miles P. Brown
Issued Feb. 11, 1941

	#
Jay & writ (paid)	3.00
Shff. Smith (Paid)	1.60
Shff. Smith, alias (paid)	1.60
Shff. Smith, proc	11.15
Wayne G. Altenburg, Master	25.00
Pro. for Co. 9-9-41. Pd.	10.50
Atty.	3.00
	55.85

Subpoena in Divorce
And now, Feby 11, 1941, Subpoena awarded, Retrynable to first Monday in April, 1941
Per Curiam
O Clare Kent Pl

And now, April 7, 1941, writ returned; non est inventus, as to the within named respondent.
So answers,
Harry B. Smith, Sheriff.

April 14, 1941, Alias subpoena in divorce issued; returnable first Monday of June next.
Alias Subpoena returned June 2, 1941:- Non est inventus as to the within named respondent.
So answers Harry B. Smith, Sheriff.

July 28, 1941, Order issued ~~for~~ publication in Divorce, returnable to first Monday of Sept. next.

Sept. 8, 1941, Proc. retd:- I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa., a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached.
So answers,
Harry B. Smith, Sheriff.

And now Sept. 8th 1941, Wayne G. Altenburg, Esq., is appointed Master as within moved. Per Curiam.

Sept. 19, 1941, Testimony and Report of Master filed.

On Argt. List for Sept. Term, 1941, No. 46.

Sept. 29, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Miles P. Brown, is ordered to pay the cost of this proceeding. Per Curiam.

Decree. And now to wit; September 29, A.D. 1941, this Cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence there in, duly taken and filed of record and it appearing to the Court that the Causes set forth in said libel are true, it is by the Court ordered adjudged and decreed That the said Pansy-Marie Brown, be divorced and for ever seperated from the nuptial ties and bonds of Matrimony here to for contracted between her the said Pansy Marie Brown the libellant and the said Miles P. Brown the respondent and that there upon all and every, the duties rights and claims accruing to either of the said libellant or said respondent at any time here to for in consequence of said marriage shall cease and determine; and said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
(Per Curiam)

Dickson Andrews

&

J. Perry Eckels
(See agreement.)

Dudley P. Moore
Appellant,
vs.
Commonwealth of Pennsylvania
Department of Highways
Condemner and
appellee.
Entered Feb. 11, 1941

Land in W. Fallowfield Tp.
State Highway Route 82, Section 7
Appeal by Dudley P. Moore from report and award of viewers filed in the Court of Quarter Sessions of Crawford County at No. 2 Nov Sessions 1940.

Feb. 11, 1941, Appeal and affidavit filed, and certf. of filing issued to Clerk of Q.S.

February 24, 1941, Agreement of Counsel, framing issue, filed

Sept. 4, 1941 Praecipe for preference on Fall List filed. On Fall Trial List 1941; No. 1

And now, October 6, 1941, a jury selected and sworn as follows: 1- Mary E. Bailey, 2- Irvin J. Hamilton, 3- Mrs. Fred S. Caldwell, 4- Mrs. Vernah R. De Maison, 5- C. L. Thurston, 6- Mrs. Marguerite Wikel, 7- Mrs. Winifred Burchard, 8- Guy E. Boyle, 9- Addie Fitch, 10- Mrs. Bertha Stewart, 11- Mrs. Della Stanton, 12- Clyde L. Bogardus: twelve good and lawful persons, who upon their solemn oaths which they have taken, say, October 7, 1941, they find for the plaintiff in the sum of Four thousand Dollars ($4000.00). Corp. f. 76

And now, October 9, 1941, upon motion by defendant, a rule to show cause is granted why a new trial should not be had, returnable sec. reg.; and the official stenographer is directed to transcribe into longhand the notes of testimony and file the same among the records of the Court. Defendant is granted leave to file additional reasons for a new trial within fifteen (15) days after the filing of the testimony.
(See paper filed)

Per Curiam,
O. Clare Kent, P.J.

Oct. 13, 1941, Plaintiff's bill of costs, amounting to $33.36, filed.

And now, Oct. 15, 1941, leave is granted defendant to withdraw its motion for a new trial, and the Rule for new trial is discharged
(See paper filed.)

Per Curiam,
O. Clare Kent, P.J.

Debt $4000.00
Interest from Oct. 7, 1941
Judgment on the verdict Oct. 17, 1941

Corp. page 76. Paul D. Slayton, Prothy.

Dec. 9, 1941. Recd of Prothonotary $3.00
Docket fee
Dickson Andrews

6/4/41. Pd. $ ✓
Pro. Slayton 5.00
Pro. Slayton 12/9/41 Pd. 9.60
Jury fee (paid 10/17/41) 4.00
Atty. 3.00
Offs. Bill of costs 33.36
54.96

December 9, 1941, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record. ✓

Dickson Andrews
Attorney for Plaintiff

9

Maye E. Gray
vs.
S. P. Eckstrom
Entered Feb. 12, 1941
Pro. Slayton (paid) $2.25

Of No. 494 February Term, 1936
Amicable Scire Facias sur Judgment
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county and duly so returned and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Six hundred Dollars, being the amount of debt, interest to Janiy 2, 1936, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $600.00
Int from Janiy 2, 1936
Judgment
Paul D. Slayton, Pro

E. page 36

Jan. 29, 1946, Am. Sci. Fa. to No. 184 Feby. Term, 1946

Kent & Kent

10

Commonwealth of Pennsylvania, ex rel. Paul Donovan Theodore Donovan, Philip Donovan and Frederick J. Donovan, Jr.

vs

Alice Donovan

Issued Feb. 13, 1941.

Pro. Slayton (paid) $5.00

Shff. Smith

Habeas Corpus for the custody of Paul Donovan, Theodore Donovan and Philip Donovan, minor sons of petitioner Frederick J. Donovan & kid of respondent, Alice Donovan.

Now, February 13, 1941, upon presentation and consideration of the within petition, it is ordered that a writ of Habeas Corpus be issued in this case as prayed for, and that the same be directed to Alice Donovan, commanding her forthwith to bring before this court the bodies of Philip Donovan, Theodore Donovan, and Paul Donovan, and show cause, if any she has, why the said Paul Donovan, Theodore Donovan, and Philip Donovan should not be relieved of the said restraint, and why they should not be delivered into the custody of their father, Frederick J. Donovan, Jr., and hearing is hereby fixed for Wednesday, February 19, 1941, at 9:30 o'clock A.M.

(See petition filed)

Per Curiam

O. Clare Kent, P.J.

Now Feby. 19, 1941, upon application of petitioner hearing in this case is continued to Monday, March 17th, 1941, at 9:30 o'clock A.M. at cost of said petitioner.

Per Curiam.

R. B. Mahany

" "

City of Titusville
Pro

vs.

Pearl Louise Francis and Earle E. Francis, owners or reputed owners

Entered Feb 13, 1941.

	$
Pro. Slayton	2.25
Atty	3.00
Original Costs:	
Pltff	5.25
Atty Stegner	3.00

Of No. 21 May Term, 1931. Affidavit Amicable Scire Facias and Confession of Judgment sur Municipal Lien

And now, January 17, 1941, the above named parties hereby appear in said Court in this cause and hereby agree that the Prothonotary of said Court enter an Amicable Scire Facias upon that certain Municipal Lien entered in said Court at No. 26 May Term, 1926, in City Lien Docket No. 9, fol. page 208, wherein said City is Claimant, and Pearl Louise Francis, and Earle E. Francis are named as owners or reputed owners with the same effect as if a scire facias in due and legal form had been duly issued by the Prothonotary, and duly and legally served and returned by the Sheriff; and that judgment be entered thereon in favor of said plaintiff, and against said defendants, for the sum of Six Hundred Thirty-two and 11/100 ($632.11) dollars, being the amount of the claim in said matter remaining unpaid, together with interest at 5% on said judgment from the first day of September, 1940, and costs of this action, and with release of all errors in all matters and proceedings; the said judgment is hereby confessed and directed to be entered by said defendants.

City of Titusville,
(S) By R. B. Mahany, City Solicitor
Earle E. Francis
Pearl Louise Francis.

(See paper filed Feb. 13, 1941)

Debt $632.11
Int. from Sept. 1, 1940.
Judgment
Paul D. Slayton, Pro

F. pages 73 & 82.

Nov. 12, 1941, This lien satisfied. (See C.L.D.)

Rowland B. Mahany 12	City of Titusville vs. C. J. Anderson Estate, owner or reputed owner. Issued Feb. 13, 1941 Tax writ $2.25 Sheriff Smith - Orig'l costs: Pltf 4.25 Atty Varnum 3.00	Of No. 61, May Term, 1936 Alias Writ of Scire Facias, Sur Municipal Claim to revive & continue the lien of Lien filed at No. 92 May Term, 1931, See City Lien Doc. No. 11 page 458 upon which an amicable Scire Facias and confession of judgment was filed Feb. 20, 1936 Returnable within three months from date of issuance. A. page 52. Feb. 13, 1941, Affidavit of City Controller filed.

June 13. The lien upon which this action is based satisfied. (See paper filed at No. 92 May Term, 1931, Cl. Doc.)

Rowland B. Mahony
13

and now Sept. 21, 1945 I hereby discontinue this Scire as the City of Titusville has received the full amount of the lien plus interest which was entered against the property in this case, and hereby direct the Prothonotary to satisfy the index of judgments against Adam Murray & Leona Murray and in favor of the City of Titusville,

R. B. Mahony
City Solicitor

City of Titusville
vs.
Adam Murray, and
Leona Murray
owners or reputed
owners.
Issued Feb. 13, 1941

	$
Tax writ	2.25
Shff. Smith (paid)	9.90
Orig. Costs:	
Pfff	4.25
Atty. Varnum	3.00
Shff. Smith, alias (paid)	9.90
Pro. S. 3-26-46 Pd.	1.00

Of No. 53 May Term, 1936 Sci. Fa. Scire Facias, for Municipal Lien filed at No. 82 May Term, 1931, - See City Lien Doc. No. 7 page 15, upon which an Amicable Scire Facias and Confession of Judgment was filed on Feb. 20, 1936 Returnable within three months from date of issuance.

VII page 94

Feb. 13, 1941, Affidavit of City Controller filed.

Writ returned: Served the within Sci. Fa. upon Adam Murray on May 16, 1941, at 7 P.M. at his dwelling house No. 114 Breed St. Titusville, Pa., by handing a true and attested copy thereof to an adult member of his family (his wife Leona Murray), and making contents of same known to her. Also, served the same upon Leona Murray at the same time and place, by handing her a true and attested copy thereof, and making contents of same known to her.

So answers Harry B. Smith, Sheriff

Nov. 3, 1941, Alias Sci. Fa. issued, returnable within three months from date of issuance.

Alias writ returned: Served the within Scire Facias upon Adam Murray, owner or reputed owner, on Nov. 7, 1941, at 3:45 o'clock P.M. at No. 114 Breed Street, City of Titusville, Pa, by handing to his wife Leona Murray, she being an adult member of the family, a true and attested copy thereof, and making contents of same known to her. Also, served the within Sci. Fa. upon Leona Murray, owner or reputed owner on Nov. 7, 1941, at 3:45 o'clock P.M., at No. 114 Breed St. Titusville Pa., by handing her a true and attested copy thereof and making contents of same known to her

So answers Harry B. Smith, Sheriff.

Rowland B Mahony
14

City of Titusville
vs
Frederick Becker, Sr., Estate, owner or reputed owner
Issued Feb. 13, 1941

Pro Slaylon .225
Stff Smith (paid) 8.50
Orgl costs:
Pffs. 4.25
Atty Varnum 3.00

Of No 47 May Term, 1936, Appdx
Scire Fdcias to revive and continue the lien of Judgment sur Municipal lien on the above case
Be page 16.

Feb 13, 1941 Affidavit of City Controller filed.

Writ returned: Served the within Sci. Fa. upon Frederick Becker, Sr, Estate, owner or reputed owner by handing a true and attested copy thereof to Fred Becker Jr, at his residence No. 615 E. Walnut St, Titusville, Pa., on May 16 1941 at 7:45 P.M. and making contents of same known to him. So answers
"Be" fi. 157. Harry B. Smith, Sheriff.

Dec. 15, 1941, This lien assigned to Bertha Becker. (See C. L. D.)

Paul E. Thomas.

15

First National Bank of Conneaut Lake, Penna

vs

Mary E. Lynce and Marvin Lynce

Entered Feb. 14, 1941

Pro. Slayton (paid) $2.25

Of No. 143 November Term, 1935. D.B.

Amicable Sci. Fa. sur Judgment.

It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment with the same effect as if a Scire to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said County, and duly so returned; and that a judgment be entered thereon, in favor of the plaintiff and against the defendants, for the sum of Three Hundred Twenty-seven and 50/100 Dollars being the amount of debt, interest to March 5, 1941 and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $327.50

Int. from March 5, 1941

Judgment

Paul D. Slayton, Pro.

Ly page 79.

Judgment now, Sept 19, 1941. This judgment having been paid in full the Prothonotary directed to satisfy the same of record.

Paul E. Thomas
atty for Pf.

Attest Paul D. Slayton 9/19/41

McDonald & Kraffert
16

Vivian L. Wilson
vs.
Paul E. Wilson
Issued Feb. 14, 1941

Tax writ (paid)	3.00
Shff. Smith (Paid)	2.90
Shff Calhoun (Shff. pd)	6.75
Wayne G. Altenburg, Master	25.00
Pros. for Co. 3-28-41. Pd.	8.10
Atty.	3.00

Mar. 28, 1941, Rec'd. $33.10 costs, P.D.S.

April 25, 1940
received $25.00
Master fee
W. Wayne Altenburg Atty

Subpoena in Divorce

And now, Feby 14, 1941 upon presentation of the within Libel, a Subpoena in Divorce is ordered to be issued, returnable to first Monday of April next

Per Curiam
O. Clare Kent, P.J.

Subpoena returned: (a) Served the within Subpoena in Divorce, Feb. 19, 1941, upon Paul E. Wilson, whom I know by his own admission to be the respondent within named at 74 Rochester Street, in the City of Bradford, McKean County, Penna, by making known to him the contents thereof, and by handing to him a true and attested copy of same personally. So answers Geo. D. Calhoun, Sheriff.

(b) Served the within Subpoena in Divorce, on Paul E. Wilson, respondent, by deputizing the Sheriff of McKean County, Pa., as per his return hereto attached. So answers Harry B. Smith, Sheriff.

And now, March 28th, 1941, Wayne G. Altenburg, Esq., is appointed Master as prayed for. Per Curiam,

April 25, 1941, Testimony and Report of Master filed.

On Argt. List for May Term, 1941, No. 37.

June 2, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Paul E. Wilson, is ordered to pay the cost of this proceeding. Per Curiam,
O. Clare Kent, P.J.

Decree.

And now to wit: June 2. A.D. 1941. this cause came on to be heard on libel subpoena subsequent proceedings and evidence thereto duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered adjudged and decreed, That the said Vivian L. Wilson be divorced and for ever separated from the bonds and holds of Matrimony heretofore contracted between her the said Vivian L. Wilson the libellant and the said Paul E. Wilson the respondent, and that they upon all and every the duties rights and claims accruing to either the said libellant or said respondent at any time hereafter in pursuance of said Marriage shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they were never married

Per Curiam.

Stuart A. Culbertson 17	Ehrgott-Motor Company vs E. M. Rose Issued Feb. 14, 1941. $ - Jax & writ (pd Feb. 1941) 3.00 Shff. Smith (paid) 3.20	Replevin for 1939 Plymouth coupe, motor number P8128900, manufacturer's number 13253 19, of the value of $345.00, Returnable to the first Monday of March, 1941. Feb. 14, 1941 Narr and affidavit of value filed. Feby 14, 1941 Bond of Ehrgott Motor Co, Walter W. Ehrgott with James L. Newsham as surety, in the sum of $690.00, approved and filed Writ returned: March 26 1941, No service made. Writ returned by order of Plaintiffs Attorney. So answers Harry B Smith, Sheriff.

F. C. Kiebort, Jr.

M. Ethel Bowen, Administratrix of the estate of Oakley J. Bowen, late of Mercer County, Pennsylvania, deceased,

vs.

Robert E. Woodruff and John T. Sadden Trustees of the Erie Railroad Company

Entered Feb. 15, 1941

Tax & entry (paid) 2.00
Pro. for Co. 3/27/41. Pd. 4.00
Atty. 3.00

Summons in Trespass
Returnable to first Monday of March, 1941.
Now February 15, 1941, Thomas & Kiebort, Esquires appear as and for the defendants above named, waive the issuance of a summons, and the service thereof by the Sheriff, with the same force and effect as though the Summons had been duly and regularly issued by the Prothonotary, and the writ duly and regularly served by the Sheriff of Crawford County upon the defendants (See praecipe).

March 3, 1941, Petition of plaintiff to compromise and settle claim presented in open Court and filed.

Order: Now, March 9, 1941, upon presentation and consideration of the above and foregoing petition the Court finds that M. Ethel Bowen, surviving spouse of Oakley J. Bowen, deceased is the only person to share in the damages for the recovery of which the above action has been instituted, and it is therefore ordered and decreed that the said M. Ethel Bowen, administratrix of the estate of Oakley J. Bowen, be and she is hereby authorized to compromise and settle for the sum of Two Hundred and Fifty Dollars ($250.00), the claim for damages resulting from the death of Oakley J. Bowen at the time and in the manner set forth in said petition, and on payment of the said amount by the defendants to the plaintiffs, she is ordered and directed to mark the said action discontinued of record.

Per Curiam,
Oblare Kent, P.J.

(See paper filed)

Rec'd 3.00 docket fee in the above case.
F. C. Kiebort Jr.
atty for Plaintiff

Now March 14, 1941 the above case is settled and discontinued of record.

F. C. Kiebort Jr.
atty for Plaintiff

18 Thomas & Kiebort

Stuart A Culbertson

19

Lorena Bowes Gleason

vs.

Glaude Sherman Gleason

Issued Feb. 17, 1941

Tax & writ (paid)	$ 3.00
Sheff Smith (Paid)	3.20

Subpoena in Divorce.

And now, Feby 17, 1941, the within petition presented in open Court and Subpoena awarded, returnable to the first Monday of April 1941.

By Curiam,
O. Blare Kent, P.J.

Mar. 20, 1941, Subpoena retd: Served the within Subpoena in Divorce on the Respondent, personally, on the 26th day of Feb. 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit.

So answers,
Harry B. Smith, Sheriff.

Sept 2, 1941 and $ 3.5. to refund on advance costs

And now, September 2, 1941, John H. Bozic, Esq., is appointed Master

Stuart A. Culbertson

20

Ludwig and Anna Dunkelberger

vs.

George Eiffert and Emma Eiffert

Defendants, and

Paul E. Thomas, Master in Partition in the case of Emma Eiffert and Katherine E. Veith vs. Henry D. Veith, Mrs. Louise Miller, Gertrude E. Veith, Norman D. Giesson, Mrs. Catherine Williams, and Mrs. Ione Palmer, heirs at law of Daniel Veith, at No. Sept. Term, 1940,

Garnishees.

Issued Feb. 17, 1940

Jay Ford (paid) 2.75
Shff. Smith (paid) 2.90
Pro. for Co. 12/20/43 pd. 1.00
3.00
Atty.

No. 170 February Term, 1941 DCB

Attachment Execution, against George Eiffert and Emma Eiffert, defendants.

To attach all and singular the goods and chattels, rights and credits, money and properties, of the defendants in whose hands the same may be, and especially in the hands of Paul E. Thomas, Master in partition in the case of Emma E. Eiffert and Katherine E. Veith, vs. Henry D. Veith, Mrs. Louise Miller, Gertrude E. Veith, Norman D. Giesson, Mrs. Catherine Williams, and Mrs. Ione Palmer, heirs at law of Daniel Veith, at No. Sept. Term, 1940, in the Court of Common Pleas of Crawford County, Penna., Sitting in Equity; and to summon him as Garnishee.

Writ rtd: Attached as within commanded, the goods, chattels, moneys and credits and effects of the Defendants George Eiffert and Emma Eiffert, in the hands of Paul E. Thomas, Master in Partition, etc. Garnishee, on the 19th day of Feb. 1941, and declared in the presence of credible witnesses of the neighborhood, that the said goods, moneys estate, and effects were attached as the goods and effects of the defendants, in the hand of the said Garnishee, and at the same time summoned the said Paul E. Thomas, Master in Partition as Garnishee, as per his acceptance of service of the within writ. No service as to George Eiffert, and Emma Eiffert, defendants. So answers Harry B. Smith, Sheriff.

Ord. mod. Dec. 20/1943 Henry discontinues this case of record. Paul E. Culbertson

Charles B. Stegner

21

J. A. Rodier and Son to the use of Leonetta A. Rodier,
vs
Mrs. Marion Cole & George Cole
Entered Feb. 17, 1941
Pro Slayton (paid) $2.25
Atty 3.00
Sug. of Death Paid 3-8-46 .50

No. 97 May Term, 1936 Appl. Doc.
Amicable Sci. Facias sur Judgment
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said County, and duly so returned: and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Five Hundred Forty-seven, and 00/100 Dollars, being the amount of debt, interest to January 9, 1941, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $547.00
Int. from Jan. 9, 1941
Judgment
Co. pages 51 & 34
Paul D. Slayton, Pro.

Feby. 25, 1946, Suggestion of death of George Cole on Feby. 24, 1942, filed.

Feby. 25, 1946, Am. Sc. Fa. to No. 20 May Term, 1946.

22

Mrs. A. B. Hites
vs.
R. C. Mason and
F. G. Mason
Entered Feb. 18, 1941
Pro. Slayton (paid) 2.25

Of No. 496 February Term, 1936
Amicable Scire Facias sur Judgment
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff, and against the defendants, for the sum of One Hundred Dollars, being the amount of debt, interest to February 17, 1941, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment not

Debt $100.00
Int. from Feb. 17, 1941
Ma. pp. 138 & 41. Judgment.
Paul D. Slayton, Pro.

√

Now Oct. 16, 1943 for value received I hereby release from the lien of the within judgment those two parcels of land situate in Hayfield Township, this County, comprising 80 acres and 60 acres more or less, conveyed by R. C. Mason et al to Stuart A. Culbertson, and by him and his wife to J. Elmer Mason and Velma Toney Mason, recently filed for record. Mrs. A. B. Hites
Witness: Paul D. Slayton.

√ March 23..... 1945
Receive satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
Mrs. A. B. Hites
Witness Paul D. Slayton, Pro.

Walter J. McClintock 23	The Franklin Trust Company vs. Chas. M. Whitling Entered Feb. 22, 1941 Pro. Slayton (paid) $ 2.25 Atty 3.00 Unpaid original costs: Atty W. & McC. 3.00	Of No. 364 February Term, 1936 Aff. Doc. Amicable Scire Facias sur Judgment. It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned. And that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Two Thousand Sixty and 20/100 Dollars, being the amount of debt, interest to February 17, 1941, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note. Debt $ 2060.20 Int. from Feb. 17, 1941 Wh. page 122 Judgment Paul D. Slayton, Pro. ✓ April 4, 1942, This judgment assigned to Federal Deposit Insurance Corporation, Washington, D.C. (See paper filed.)

Stuart A Culbertson 24	Evalin B Shea vs. Joseph N Shea Issued Feb 24, 1941 Jay & writ (paid) 3.00 Shff Smith (Paid) 3.20	Subpoena in Divorce and for the custody of Gary Louis Shea, minor child of parties, aged 8 months. And now, February 24, 1941, the within petition presented in Open Court and subpoena awarded, returnable to the first Monday of April, 1941 Per Curiam O. Clare Kent, PJ Mar. 10, 1941, Subpoena retd: Served the within Subpoena in Divorce on the Respondent personally, on the 24th day of Feb. 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit. So answers, Harry B. Smith, Sheriff.

J. A. Boland

25

Leland J. Culbertson, for garnishee.

Orrington Company Incorporated, as owners and managers of the Orrington Hotel

vs.

Irene Warde, alias Myrtle Irene Warde, Defendant, and Myrtle Irene Warde Administrator, C.T.A. of estate of James V. Warde, deceased, Garnishee

Issued Feb. 24, 1941

Tax & writ (paid)	$ 2.75
Shff. Smith (paid)	9.99
Pro. for Co. 12/17/41 Pd.	4.50
Atty. for Garnishee	10.00
Atty.	3.00

Of No. 187 February Term, 1941
Attachment Execution;
Returnable to next term.

Writ returned: Attached as within commanded, the goods, chattels, moneys and credits, and effects of the defendant, Irene Warde, alias Myrtle Irene Warde, in the hands of Myrtle Irene Warde, administrator C.T.A. of the estate of James V. Ward, decd, Garnishee, on the 14th day of March, 1941, at 3:30 o'clock P.M., and declared in the presence of credible witnesses of the neighborhood that the said goods, money, estate and effects were attached as the goods and effects of the defendant, in the hands of the said Myrtle Irene Warde, administrator c.t.a. of the estate of James V. Warde, deceased, as garnishee, by handing a true and attested copy of the within writ to her, personally, at her residence in Summerhill Township, Crawford County, Pa.; and on March 14, 1941, at 3:30 o'clock P.M., served the within writ on the defendant, by handing a true and attested copy thereof to to her personally, at her residence in Summerhill Township, Crawford County, Pa., and making contents of same known to her. So answers Harry B. Smith, Sheriff.

Oct. 20, 1941, Interrogatories to Garnishee filed, and Rule entered to answer same, in ten days after service. Service accepted by Leland J. Culbertson, Esq., as attorney for Myrtle Irene Ward.

Nov. 28, 1941, Motion for judgment against garnishee for want of answer to interrogatories filed;

Order. Now, November 28" 1941, upon presentation of within motion, and it appearing that twenty-four hours notice of presentation has been given to attorney for garnishee, the motion is allowed and judgment is now entered as prayed for. Per Curiam.

And now, Nov. 28, 1941, on motion of plaintiff's attorney and in accordance with Order of Court granted thereon, judgment is hereby entered against the Garnishee in the sum of One hundred eighty-five and 42/100 Dollars, with costs of suit.

Debt $185.42
Interest from Feby. 24, 1941.
Judgment
Paul D. Slayton, Prothy

Vide page 159.

And now, Jan. 5, 1942, on motion of Pltffs atty in Open Court, rule to show cause granted why the name of Myrtle Irene Ward should not be added as one of the defts.; also, the name of Myrtle Irene Ward, Admx. of estate of James V. Ward, decd. (See paper filed)
Per Curiam

Continued in margin.

Sept. 8, 1942, Motion for discharge of bond filed; dev. Sept. 8, 1942. Rule to show cause granted.
Per Curiam.

Sept. 11, 1942, Service of copy accepted by Leland J. Culbertson, Atty.

Arg. List for Sept. Term 1942 Nov. 24

Sept. 28, 1942, Rule of Sept. 8, 1942, made absolute, and pltff is permitted to withdraw bond from the record.

Original (motion) Per Curiam

The papers for above entries are found unfiled in this case. They belong in original case and are re-entered hereon

Walter J. McClintock

26

Petition of Commissioners of Crawford County for approval of private sale to J. G. Byham, of 50 acres of land in South Shenango Tp. which was assessed in name of John Laughrey Estate, and sold to said Comrs at Treasurers sale for taxes on 1st Monday of Aug. 1932. Entered Feb. 24, 1941

Pro. Clayton # 5.00

Now, Feby 24, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of April, 1941, at 9:30 o'clock A.M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford, and notice of said petition and order to be given to the School District of South Shenango Township and the Supervisors of the Township of South Shenango being the taxing authorities; said notice to be served on them personally or by registered mail. (See paper filed) Per Curiam.

April 7, 1941 Proof of publication of notice and acceptance of service by the School Dist and Supervisors of S. Shenango Tp., filed.

And now, April 7, 1941, at 9:30 o'clock A. M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, J. G. Byham, of Meadville Pa. a Commissioners deed for the proper conveyance of said land, and to collect the purchase price therefor and to pay all costs of this proceeding from said purchase price.

Per Curiam
O. Clare Kent
President Judge

(See paper filed.)

MAY TERM, 1941

Walter J. McClintock 27	Petition of Commissioners of Crawford County for approval of private sale to William Bevilheimer and Bertha Bevilheimer of a lot in the Boro. of Saegertown, which was assessed in name of Charles Schemenauer and sold to said Comrs. at Treasurers sale for taxes on 1st Monday of Aug. 1934 Entered Feb 24, 1941 # Pro. Clayton 5.00	Now, Feby 24, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of April, 1941, at 9:30 o'clock A. M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. (See paper filed) Per Curiam April 7, 1941, Proof of publication of notice filed. And now, April 7, 1941, at 9:30 o'clock A. M., the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchasers, William Bevilheimer and Bertha Bevilheimer, of 976½ Water Street, Meadville, Pa., a Commissioners deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam, O. Clare Kent, President Judge (See paper filed)

Walter J. McClintock 28	Petition of Commissioners of Crawford County for approval of private sale to Charles and Edna Myer of Hydetown of a lot in Borough of Hydetown which was assessed in name of W.C. Hunter and sold to said Comrs. at Treasurers sale for taxes on 1st Monday of Aug 1932 Entered Feb. 24, 1941 # Pro Slayton 5.00	Now, Feby 24, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of April, 1941, at 9:30 o'clock A. M. or as soon thereafter as the attention of the Court may be had for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. (See paper filed) Per Curiam April 7, 1941 Proof of publication of notice filed. And now, April 7, 1941, at 9:30 o'clock A.M., the time for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and, after consideration of the same it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchasers, Charles Myer and Edna Myer, of Hydetown, Pa, a commissioners deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam, O. Clare Kent, President Judge (See paper filed)

Walter J. McClintock 29	Petition of Commissioners of Crawford County For approval of private sale to Frank Zialkowski and Geneview Zialkowski of a lot in Fourth Ward City of Titusville, ~~situated on corner of Main~~ and sold to said Comrs at Treasurers sale for taxes on 1st Mon. of Aug. 1934 Entered Feb. 24, 1941 Pro Slayton # 5.00	Now, Feby 24, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of April, 1941, at 9:30 o'clock A. M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. (See paper filed) Per Curiam. April 7, 1941. Proof of publication of notice filed. And now, April 7, 1941, at 9:30 o'clock A. M., the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchasers, Frank Zialkowski and Geneview Zialkowski, of Titusville, Pennsylvania, a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam, O. Clare Kent, President Judge. (See paper filed)

Walter J. McClintock 30	Petition of Commissioners of Crawford County for approval of private sale to H.C. Wasson, of sixty acres of land in Hayfield Twp, which was assessed in name of William Swim and sold to said Comrs. at Treasurers sale for taxes on 1st Monday of August, 1935. Entered Feb. 24, 1941 # Pro Blayton 5.00	Now, February 24, 1941, upon presentation and consideration of the within petition the Court fixes the first Monday of April, 1941, at 9:30 o'clock A.M. or as soon thereafter as the attention of the Court may be had for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. (See paper filed.) Per Curiam. April 7, 1941, Proof of publication of notice filed. And now, April 7, 1941, at 9:30 o'clock A.M., the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, H.C. Wasson, of R.D. No. 2, Meadville, Pa., a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay the costs of this proceeding from said purchase price. Per Curiam, O. Blare Kent, President Judge (See paper filed)

Kenneth W. Rice	Gerald F. Cotton, a minor, by Frederic J. Cotton, his guardian and father,	Summons in Trespass Returnable to first Monday of April next.
31	vs.	
Paul E. Thomas	Ruth J. Williams	
	Entered Feb. 24, 1941	And now, Feby 24, 1941, Paul E. Thomas Esq., appears for defendant, and waives the issuing of a summons, with the same force and effect as if the same had been duly issued, and regularly served by the Sheriff of Crawford County. (See praecipe)
	# r	
	Jas. Entry (pd 2/26/41) 2.00	
	Prs. Slayton (pd 2/26/41) 4.00	Feb. 24, 1941, Petition for order authorizing compromize and settlement of suit, presented in open court and filed.
	Atty 3.00	And now, February 24, 1941, upon presentation of the foregoing, leave is hereby granted to compromise and settle the above action upon payment unto Frederick J. Cotton the sum of One Hundred Fifteen ($115.00) Dollars, and upon payment thereof said action shall be marked "Settled and Discontinued" on the record.
		Per Curiam,
	(See petition filed)	O. Clare Kent, P.J.
		Feb. 25, 1941, This action Settled and Discontinued.
		(See paper filed)

J. Perry Eckels 32 Kenneth W. Rice	B. W. Mayer, Ltd., vs Karl K. Smock, Inc. Issued Feb. 24, 1941 # Jas. & writ 3-3-41. Pd. 2.00 Shff. Smith Geo. Slayton 5.95	Summons in Assumpsit. Returnable to first Monday of April next. Feb. 24, 1941. Statement of claim filed, and copy certified. Mar. 1, 1941. Kenneth W. Rice, Esq., appears for the defendant, and accepts service of the Summons and a copy of the Statement of claim. (See praecipe.) April 7, 1941. Affidavit of defense filed. Service accepted.

And now, May 12, 1941, a rule to show cause is granted why judgment should not be entered for want of a sufficient affidavit of defense, returnable sec. reg. (See paper filed) Per Curiam.

On Arg. List for May Term, 1941; No. 26.

May 28, 1941, Rule discharged. Per Curiam.

On Fall Trial List 1941; No. 19. "Sept. 22, 1941 Settled."

MAY TERM, 1941

J. Perry Eckels 33 Kenneth W. Rice	Hyde Park Clothes, Inc., vs. Karl K. Smock, Inc. Issued Feb. 24, 1941 Tax & writ 3-3-41, Pd. 2.00 Shff. Smith Pro. Slayton 5.95	Summons in Assumpsit; Returnable to first Monday of April next. Feb. 24, 1941, Statement of claim filed, and copy certified. March 1, 1941, Kenneth W. Rice, Esq. appears for the defendant, and accepts service of the Summons and a copy of the Statement of claim. (See praecipe) April 7, 1941, Affidavit of defense filed. Service accepted. And now, May 12, 1941, a rule to show cause is granted why judgment should not be entered for want of a sufficient affidavit of defense; returnable sec. reg. Per Curiam. (See paper filed) On Argt. List for May Term, 1941, No. 27. May 28, 1941. Rule discharged. Per Curiam. On Fall Trial List 1941; No. 20. "Sept. 23, 1941, Settled."

F. Joseph Thomas
34
Peters & Prather

Gust Dering Claimant appellee
vs.
Wark & Company,
Employers Liability
Assurance Corp.
Date Appellant
Entered Feb. 25, 1941

Pro. Slayton	6/26/41 Paid	$ 5.00
Pro. D. Sims		3.75
Atty		3.00
Postage		.25

Appeal by Defendants from the decision of the Workmens Compensation Board made on Feb. 6, 1941, in the above captioned matter.

Feb. 25, 1941 Appeal, affidavit and acceptance of notice by Atty for claimant filed.

Feb. 27, 1941, Exceptions by Deft filed.

Same day, Certiorari issued with copy of Exceptions annexed

March 4, 1941, Certiorari returned with certified transcript of record, and files of the Board, attached.

On Argt. List for May Term, 1941, No. 17. May 27, 1940, Argued.

Now, August 26, 1941, appellants exceptions and the appeal are dismissed, at cost of appellant, and judgment is directed to be entered in favor of claimant Gust Dering, and against defendants, Wark & Company and Employers Liability Assurance Corporation, Insurance Carrier, in accordance with the amounts, terms and conditions of the calculation and schedule attached to and being a part of the opinion of the Workmens Compensation Board filed February 6, 1941

Per Curiam,
O. Clare Kent,
President Judge

(See opinion of Court filed)

And now, August 26, 1941, In compliance and in accordance with the foregoing order of Court annexed to the opinion this day filed, judgment is hereby entered in favor of the claimant, Gust Dering, and against Defts, Wark & Company, and Employers Liability Assurance Corporation, Insurance Carrier, as follows:—

Award of Compensation and Interest as of Feb. 21, 1941,	$ 1255.90
Additional Compensation due from Feb. 21 1941, to Aug. 26, 1941.—	
27 4/7 weeks at $11.67 per week,	321.70
Amount of Judgment,	$ 1577.60

Note: Payment of Compensation to be resumed and continued at the rate of $11.67 per week from August 26, 1941

Corp. pages 84 & 114

Paul D. Slayton, Pro.

Oct. 31, 1941, Record returned to Workmens Compensation Board, Harrisburg, Pa.

Transcript Settlement
4-28-44. T.D.S.

J. Joseph Thomas
35
Kent & Kent
(See affts. of defense)

Frank Schreck
vs.
Paul J. Strong
Issued Feb. 25, 1941

	#	¢
Tax & writ (paid)	2.	00
Shff. Smith (paid)	4.	20
Pro. Slayton 4-18-45 Pd.	9.	45
Jury fee 4-18-45 Pd.	4.	00
Atty	3.	00
Pro. addl. 4-18-45 Pd.	5.	75
Appeal S. C. 4-28-44 Pd.	3.	00
	31	40

Summons in Assumpsit. Returnable to first Monday of April next

Feb. 25, 1941, Statement of claim filed, and copy certified.

March 18, 1941, Affidavit of defense filed.

Writ returned: Served the within Summons, together with Copy of Statement of Claim, personally, on Paul J. Strong, on March 5, 1941, at 12:15 o'clock P. M., at No. 246 Chestnut Street, City of Meadville, Crawford County, Pa., by handing to him a true and attested Copy of the within Summons, together with Copy of Statement of Claim and making contents of same known to him.

So answers,

Bert A. King, Deputy Sheriff
Harry B. Smith, Sheriff.

And now Sept 24, 1945 the case settled and discontinued of record

Thurlow Slayton
Attorney for Pltff

On Fall Trial List 1941; No. 31.

Oct. 14, 1941, Continued on application of defendant and maked Remanet.

Per Curiam.

On Winter Trial List, 1942; No. 7.

And now, January 10, 1942, Jury selected and sworn as follows: 1- Mrs. George Myers, Jr., 2- Mrs. Laddie Cooper, 3- Burl Hayes, 4- Kenneth Shilling, 5- Mrs. Mildred Turner, 6- Jonas Mosier, 7- Mrs. Mildred Ervin, 8- L. C. McBride, 9- Mrs. Mable Drake, 10- C. P. Myers, 11- Mrs. Eva Mentzer, 12- Harley Waid: twelve good and lawful persons, who upon their solemn oaths which they have taken, say Janiy 13, 1942, they find for the plaintiff in the sum of Five Hundred Eighty-eight Dollars ($588.00) plus interest from June 7, 1940, to date computed at 3%, to the amount of Twenty-three 93/100 Dollars; in all for the sum of Six hundred fifteen & 93/100 Dollars

St. page 170.

And now Janiy 15, 1942, Motion by dft. for a new trial filed, and a rule to show cause is granted, returnable sec. reg.; and an order is granted on the Stenographer to transcribe the notes of testimony and charge of the Court into longhand and file the same among the records of the Court. (See paper filed).

Per Curiam

Feb. 2, 1942, Transcript of Testimony and Charge of Court filed)

On Argt. List for Feb. Term, 1942 No. 26. Feby 24, 1942, Argued.

April 6, 1944, Opinion and Order of Court filed;

Order: Now, April 6, 1944, the rule to show cause why a new trial should not be granted, entered January 15, 1942, is hereby made absolute and a new trial is granted.

Exception is noted and sealed for plaintiff.

Per Curiam,
O. Clare Kent, President Judge.

Continued on page 642.

Walter L Peake
36

Alva L. Dyne
vs.
Irene May Dyne
Issued Feb 26, 1941

	$ ¢
Tax & writ (paid)	3.00
Shff Smith (Paid)	2.90
Shff. Erie Co. (Paid)	7.90
John A. Boland, Master	25.00
Pro. for Co. 5-19-41. Pd.	8.10
Atty.	3.00

May 19, 1941, Recd. $33.10 costs.
A. D. L.

May 26-1941. Rec'd from Pro. $25.00 master fee
J A. Boland

Subpoena in Divorce
And now, Feb 26, 1941, Subpoena awarded, Returnable to the first Monday of April next
Per Curiam,
O. Clare Kent, P.J.

Mar. 10, 1941, Subpoena retd.: Carl Kuppler, Sheriff of Erie County, Pa., being duly sworn according to law deposes and says that on the 1st day of March, 1941, at 2:05 P.M., he served the within named Irene May Dyne by handing to her personally at her place of residence No. 6 Bessemer Street, Albion, Pennsylvania, a true and attested copy of the attached Subpoena in Divorce and made the contents thereof known to her, and that the party so served was known to be the respondent named in said Writ by her own admission. So answers,
Carl Kuppler, Sheriff.

Served the within Subpoena in Divorce, on Irene May Dyne, Respondent, by deputizing the Sheriff of Erie County, Pa., as per his return hereto attached.
So answers,
Harry B. Smith, Sheriff.

And now, May 19th, 1941, upon motion of Walter L. Peake, Attorney for Libellant, John A. Boland, Esq. is appointed Master to take the testimony in the above entitled case and make due report thereon according to law.
Per Curiam,

May 24, 1941, Testimony and Report of Master filed.
On Argt. List for May Term, 1941, No. 67.

June 6, 1941, After due consideration a divorce is decreed as prayed for.
Per Curiam,
O. Clare Kent, P.J.

Decree.

And now to wit: June 6 A.D. 1941 this cause came on to be heard on libel subpoena subsequent proceedings and evidence there in duly taken and filed of record and it appearing to the court that the causes set forth in said libel are true, it is by the court ordered adjudged and decreed that the said Alva L. Dyne be divorced and forever separated from the matrimonial ties and bonds of matrimony here to-fore contracted between him the said Alva L. Dyne the libellant and the said Irene May Dyne the respondent and that they upon all and every the duties rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage shall cease and determine; and the said libellant and said respondent shall severally be at liberty to marry again in like manner as if they had never been married.
(Per Curiam)

37

United Hardware & Supply Company, Inc.,

vs.

Edwin A. Engstrom
Entered Feb. 26, 1941

Pro. Slayton (pd 3/1/41) 2.25
Unpaid Original costs:
Atty Stigler 3.00

Of No. 224 May Term, 1936, App. Doc.
Amicable Scire Facias sur Judgment:
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Two hundred fifty-two and 93/100 Dollars, being the amount of debt, interest to March 23, 1941, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $252.93
Int. from Mar. 23, 1941
Judgment
Paul D. Slayton, Pro.

& page 47

F. Joseph Thomas (See Statement) 38	Walter Haggerty	Appeal by Deft from Judgment
Leland J Culbertson	vs.	of Dominick Lemisne Alderman
	Elizabeth Shryock	Feb. 27, 1941, Leland J. Culbertson
	Entered Feb. 27, 1941	Esq., appears for Deft.
	# 6	(See paper filed)
	Jax & entry (paid) 1.50	Feb. 27, 1941, Proof of notice to
	Costs on Trans 8.10	plaintiff of filing appeal, filed
	Pro Slayton 12/31/41. Paid 3.35	April 9, 1941, Statement of claim
	Atty. 3.00	filed. Service accepted by Deft's. Atty.
		April 24, 1941, Affidavit of defense
		filed. Service accepted by Pff's Atty.
		April 28, 1941
		On Fall Trial List 1941; No. 14.

"Oct. 6, 1941, Reported as Settled." O.K.

And now Dec 31/1941 this case settled ended and discontinued of record

F. Joseph Thomas
Attorney for Plaintiff

Leland J. Culbertson 39	Merchants National Bank and Trust Company vs. John P. Welcomer, Administrator of the estate of Burt S. Welcomer (also known as B. S. Welcomer), deceased, with notice to John P. Welcomer and Mary McClay as sole heirs at law of Burt S. Welcomer, deceased, and terre tenants. Issued Feb. 28, 1941 Pro. Clayton (Cd.) $2.25 Sheff. Smith (paid) 7.81 Pro. Clayton 12/19/41 paid 1.50	Of No. 103 May Term, 1939 Appl. Doc. Scire Facias to John P. Welcomer, Administrator of the estate of Burt S. Welcomer (also known as B. S. Welcomer) deceased, to show cause why he should not be made a party defendant in the above case; and also to revive judgment and continue the lien, et quare executionem non; with notice to John P. Welcomer and Mary McClay as sole heirs at law of Burt S. Welcomer deceased, and terre tenants. Returnable to the first Monday of April, 1941 We pages 108 & 159. Mc page 83. Feb. 28, 1941, Statement of claim filed. Sci. Fa. retd. served on Defts & terre tenants (Sec. Writ) And now, April 17, 1941, I hereby direct the Prothonotary to mark this case discontinued, [illegible] costs. [illegible] Atty for Merchants National Bank & Trust Co. Attest April 17, 1941 Jan. 13, 1942 Aff

40	Harold G. or Edna L. Roha vs Margaret A. Roha Entered Feb. 28, 1941 $1/ Pro. Slayton (paid) 2.25	Of No. 285 November Term, 1935 Dec'd Amicable Scire Facias sur Judgment It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county and duly so returned; and that a judgment be entered thereon in favor of said plaintiff and against the defendant, for the sum of Eleven Hundred and no/100 Dollars, being the amount of debt, interest to Feb. 1, 1941, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note. Debt $1100.00 Int. from Feb. 1, 1941 R. page 21. Judgment Paul D. Slayton, Pro

Herbert A. Mook 41	Petition of Mrs. Mabel Litwiler & Mrs. Alma Smith for appointment of a Guardian for (Mrs.) Hazel M. Marshall of the Borough of Linesville, as a person of weak mind. Entered March 3, 1941 Pro. Clayton 5/17/41 Paid $5.00	March 3, 1941, Petition presented in open Court and filed. M. page 204 Now, March 3, 1941, upon presentation and consideration of the foregoing petition, a hearing is set thereon for the first Monday of April, 1941, at 9:30 o'clock A. M. (See paper filed) Per Curiam April 2, 1941, Proof of service of notice of hearing upon respondent, Mar 21, 1941 filed.

J. Berry Eckels	S A & H Myers, Inc.	Summons in Assumpsit Returnable to first Monday of April next.
42	vs	March 3, 1941, Statement of
Kenneth W. Rice	Karl K. Smock, Inc.	claim filed; copy certified.
	Issued March 3, 1941	And now, March 27, 1941, Kenneth
	#	W. Rice, Esq. appears for Deft. and
	Tax & writ (paid) 2.00	accepts service of the summons
	Pro. Slayton 5.95	and Statement of claim in the within case. (See fee writ)
		April 7, 1941, Affidavit of defense filed. Service accepted.

And now, May 12, 1941, a rule to show cause is granted, why judgment should not be entered for want of a sufficient affidavit of defense. Per Curiam. (See paper filed)

On Argt. List for May Term, 1941, No. 28.

May 28, 1941 Rule discharged. Per Curiam.

On Fall Trial List 1941, No. 21. "Sept. 22, 1941, Settled."

MAY TERM, 1941

Leland J. Culbertson 43 F. Joseph Thomas	Robert L. Shryock vs. Walter Haggerty Entered Mar. 3, 1941 Tax Entry (paid) # 1 Costs on Trans 7.55 Pro. Clayton 12/15/41. Rd. 2.85	Appeal by Deft. from Judgment of L. B. Aldrich, Justice of the Peace March 4, 1941. Acceptance of service of notice of filing appeal by Plffs. Atty. filed. April 24, 1941, Statement of claim filed. Service accepted by Defts. atty. April 28, 1941. On Fall Trial List 1941; No. 16. "Oct. 6, 1941, Reported as Settled." "O.C.K." Dec. 31st 1941. the above case is discontinued & Prothy. is directed to so note. Edward Williamson Atty for Plff

44

In the Matter of the Rule on Arden D. Mook, to show cause why he should not be disbarred, etc. Entered March 3, 1941

Kent, P.J.

Whereas the Petition and Report of the Grievance Committee of the Crawford County Bar Association, charging the above named respondent with some eight or more specific offenses of unprofessional conduct was lodged with the Court on January 6, 1941, the matter having been certified to the Board of Governance of the Pennsylvania Bar for consideration and action, and that Board's report thereon having been lodged with the Court on February 28, 1941, — we enter the following rule upon said named respondent:—

Now, March 3, 1941, a Rule is ordered to be issued on Respondent, Arden D. Mook, Esq., a member of the Bar of the Thirtieth Judicial District of Pennsylvania (Crawford County), to show cause why he should not be disbarred, and his name stricken from the roll of attorneys, in accordance with law, and procedure in such cases made and provided. Returnable and for hearing on Monday, March 17, 1941, at 9:30 o'clock A. M.

Per Curiam,
O. Clare Kent,
President Judge.

(See paper filed)

Now, March 3, 1941, I hereby accept service of the copy of the foregoing rule Arden D. Mook.

March 19, 1941 Opinion and Decree of the Court filed, together with the five papers following, to wit:—

(1) Testimony, etc, at hearing before the Grievance Committee of the Crawford County Bar Association on April 22, 1940.

(2) Report of the Grievance Committee to the Court dated Sept 6, 1940.

(3) Order of Court of Jan. 18, 1941, certifying the proceeding to the Board of Governance of the Pennsylvania Bar.

(4) Transcript of hearing before said Board, at Pittsburgh Penna, on Feb. 6, 1941.

(5) Report of said Board of Governance to the C.C. Pleas, (undated), recommending disbarment of respondent.

Decree: Now, March 19, 1940, the respondent, Arden D. Mook, is hereby disbarred and removed from his office of attorney at law in the courts of the Thirtieth Judicial District of Pennsylvania (Crawford County), and he is hereby deprived of all the rights and privileges of an attorney therein; and it is further ordered that his name be stricken from the roll of attorneys at this Bar.

— Continued on margin —

It is also ordered that a certified copy of this opinion and decree be submitted to the Prothonotary of the Supreme Court of Pennsylvania for the information of said Court.

Per Curiam
(Signed) O. Clare Kent,
President Judge.
(See opinion filed)

45

In the Matter of the Rule
on
Ralph F. Joyce to
show cause why he
should not be disbarred
etc.
Entered March 3, 1941

Kent, P.J.

Whereas, the Petition and Report of the Grievance Committee of the Crawford County Bar Association, charging the above-named respondent with some two or more specific offenses of unprofessional conduct, was lodged with the Court on January 6, 1941, the matter having been considered by the Board of Grievance of the Pennsylvania Bar, and that Board's Report thereon having been lodged with the Court on January 10, 1941, we enter the following rule upon said named respondent:-

Now, March 3, 1941, a Rule is ordered to be issued on respondent, Ralph F. Joyce, Esquire, a member of the Bar of the Thirtieth Judicial District of Pennsylvania (Crawford County), to show cause why he should not be disbarred, and his name stricken from the roll of attorneys in accordance with law and procedure in such cases made and provided. Returnable and for hearing on Monday, March 17, 1941, at 9:30 o'clock A. M.

Per Curiam,
O Clare Kent,
President Judge

(See paper filed)

Now, March 3, 1941, I hereby accept service of the copy of the foregoing rule. Ralph F. Joyce.

March 19, 1941, Opinion and decree of the Court filed, together with the three papers following, to wit:- (1) Testimony, etc., at hearing before the Grievance Committee of the Crawford County Bar Association, on May 8, 1940; (2) Report of Grievance Committee to the Court dated Dec. 2, 1940; (3) Report of the Board of Governance of the Pennsylvania Bar, to the Court of Common Pleas, recommending disbarment of the respondent.

Decree: Now, March 19, 1941, the respondent, Ralph F. Joyce is hereby disbarred, and removed from his office of attorney at law in the courts of the Thirtieth Judicial District of Pennsylvania (Crawford County), and he is hereby deprived of all the rights and privileges of an attorney therein; and it is further ordered that his name be stricken from the roll of attorneys at this Bar. It is also ordered that a certified copy of this opinion and decree be submitted to the Prothonotary of the Supreme Court of Pennsylvania, for the information of said Court.

Per Curiam
O Clare Kent, President Judge

(See opinion filed)

John A Bozic	Frances J Willis, by her mother and chosen Guardian, Hazel Nelson vs. Robert A. Willis Issued Mar 4, 1941 #1 Tax & writ (paid) 3.00 Stff. Smith (paid) 6.50	Subpoena in Divorce And now, March 3, 1941, Subpoena awarded, Returnable to first Monday of April, 1941 Per Curiam, O. Clare Kent, PJ Subpoena returned: Served the within Subpoena in Divorce on the respondent personally on the 21st day of March, 1941, by delivering to him a true and attested copy of the same, and making known to the contents thereof, as appears from affidavit as above. So ans Harry B Smith, Stff
46		

MAY TERM, 1941

Herbert A. Mook
47

Martha A. Tuttle
vs.
Robert L. Williams
Entered March 5, 1941
Fee 7.
Jay & entry (paid) 3.50
Atty 3.00

Amicable Action in Ejectment for all that certain piece or parcel of land situate in the Township of Rockdale, County of Crawford and State of Pennsylvania, containing one hundred fifty-nine (159) acres of land, more or less, having erected thereon a house, barn, and other out buildings, and being known as the E. M. Tuttle Farm, by virtue of the confession of judgment and warrant of attorney, hereto attached.

March 5, 1941, Amicable Action, Confession of judgment, affidavit of default, and copy of lease filed.

"By virtue of the power of Attorney in the judgment lease hereto attached and made a part hearof, I enter an appearance in the Court of Common Pleas of Crawford County for the above named Robert L. Williams, and confess judgment against him and in favor of the plaintiff above named, in ejectment, for all that certain piece or parcel of land situate in the Township of Rockdall, County of Crawford and State of Pennsylvania, containing one hundred fifty-nine (159) acres of land, more or less having erected thereon house, barn, and other out buildings, being known as the E. M. Tuttle farm.

(Sgd) Herbert A. Mook
Attorney for Defendant
Judgment March 5, 1941
Paul D. Slayton, Pro.

(See paper filed)
Wi. page 160

Hab. Fac. Poss., with Fi. Fa. for costs to No. 19 May Term, 1941

George L. Mager, Jr.
48

James H. Marshall
vs.
Margaret L. Marshall
Issued Mar. 5, 1941

Jay writ (3/6/41 Atty pd) $ 3.00
Shff. Smith 1.
Pro. for Co. 4-22-41. Pd. 9.10
Master, Dickson Andrews 25.00
Atty. 3.00
Pro. Addl. 10-2-41, Pd. .50

April 22, 1941, Recd $34.10 costs.
P. B. S.

July 23, 1941. Rec'd of Prothonotary $25.00 Master's fee A. Dickson Andrews

Subpoena in Divorce
And now, March 5, 1941, the within petition presented in open Court, and subpoena awarded, returnable to the first Monday of April, 1941.
Per Curiam
O. Clare Kent, P.J.

March 13, 1941, Motion to amend libel filed.
Order: Now, this 13th day of March, 1941, the within petition of the libellant, James H. Marshall for permission to amend his said libel by striking out certain allegations contained therein, having been duly considered by the Court, it is hereby ordered that the following allegations be stricken from said libel, to wit: "That the said Margaret L. Marshall has by cruel and barbarous treatment, endangered the life of the said James H. Marshall, and also, has offered such indignities to the person of the said James H. Marshall as to render his condition intolerable, and his life burdensome."
Per Curiam
(See paper filed) Copy certified O. Clare Kent, P.J.

Subpoena returned: March 19, 1941. - Ralph F. Joyce makes affidavit: "That he personally served the within subpoena in divorce upon the respondent, Margaret L. Marshall, by handing to her a true and attested copy of said subpoena, and making known to her the contents thereof, said service being made on Monday, March 10, 1941, at 2:50 P.M., at the Post Office Building, Erie, Penna.; Identity of respondent was made by her own admission. (See affidavit on Subpoena)

And now, June 16, 1941, A. D. Andrews, Esq., is appointed Master in Divorce in above entitled case to take testimony and make a report.
Per Curiam.

July 23, 1941, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1941; No. 24.

Sept. 23, 1941, After due consideration a divorce is decreed as prayed for.
Per Curiam.

Decree - And now to wit: September 23 - A.D. 1941 this cause came on to be heard on libel subpoena service court proceedings and evidence there in, duly taken and filed of record, and it appearing to the Court that the Causes set forth in said libel are true it is by the court ordered adjudged and decreed that the said James H. Marshall be divorced and forever separated from the matrimonial ties and bonds of matrimony hereto fore contracted between him

(Cont'd on margin)

The said James H. Marshall the libellant and the said Margaret L. Marshall the respondent. And that thereupon all and every the duties rights and obligations accruing to either the said libellant or said respondent at any time hereto fore in pursuance of said marriage shall cease and determine: And the said libellant and respondent shall severally be at liberty to marry again as if they had never been married.
Per Curiam

Arden D. Mook vs. F. Joseph Thomas	Bessie M. Donnell vs. Clyde Beers Issued Mar. 6, 1941 Tax & writ (paid) 2.00 Shff. Smith (paid) 4.90 Pro. for Co. 8-18-42. Pd. 1.50 Atty. 3.00	Summons in Trespass; Returnable to first Monday of April, 1941 March 22, 1941, F. Joseph Thomas, Esq., appears for Deft. (See paper filed) Writ returned: Served the within summons personally on Clyde Beers, on March 7, 1941, at 2:10 o'clock P.M., at his residence in Woodcock Township, Crawford County, Pa., by handing to him a true and attested copy of the within summons and making contents of same known to him. So answers, Harry B. Smith, Sheriff. And now, Aug. 18, 1942, on praecipe of attorney for defendant, judgment of non. pros. is hereby entered against the plaintiff in default of a Statement and affidavit of Claim. Judgment of Non. Pros. Paul B. Slayton, Prothy. D-page 146.

John H. Bozic
50

Mabelle Jefferson
vs
Henry Shields
Entered Mar. 7, 1941
$ ¢
Jay Entry (paid) 1.50
Costs on Trans (Paid) 7.95
Pro. for Co. 3/27/41. Pd. 1.25
Atty. 3.00

Appeal by Plff. from Judgment of S.G. MacTarnaghan, Alderman.
Mar. 7, 1941. Proof of notice to deft. of filing appeal filed.

Mar. 3/27/41 the above case is settled & discontinued of record.

John H. Bozic
Atty. for Plaintiff

Paul E. Thomas
6/26/43 P.A.S.
51

First National Bank
at Conneaut Lake, Pa,
vs.
Jessie M. Frambaugh
and Clyde Frambaugh
Entered Mar. 8, 1941

Pro. Slayton (3/10/41 paid) $2.25

Of No. 218 November Term, 1935, D.J.B.
Amicable Scire Facias sur Judgment.
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon, in favor of the plaintiff and against the defendants, for the sum of One hundred and ninety-nine and 50/100 Dollars, being the amount of debt, interest to Feb. 7, 1941, and costs now due on the original judgment, with all the waivers and condotions contained in the original judgment note.

Debt 199.50
Int. from Feb 7, 1941

F. pages 29 + 12

Judgment
Paul D. Slayton, Pro

√ and now, June 26, 1943, this judgment having been paid in full the Prothonotary is directed to satisfy the same of record.

Paul E. Thomas
atty for Plf.

F. Joseph Thomas
52

Zora Louise Morrow
vs.
Harold Edward Morrow
Issued March 10, 1941

Jas. & writ (paid)	$ 3.00
Shff. Smith (paid)	2.90
Shff. Allegheny Co. (paid)	6.00
Map B. Maloney, Master	25.00
Pro. for Co. 8-17-43. Pd.	8.60
Atty.	3.00

8/17/43 Recd $33.60 costs.
P. D. S.

9/20/43 Recd of Paul D. Rayton, 25¢ marks for in above case Map B. Maloney

Subpoena in Divorce

And now, March 10, 1941, the within petition presented in open Court, and Subpoena awarded, returnable to the first Monday of May, 1941

Per Curiam
O. Clare Kent, P.J.

Subpoena retd: Served the within Subpoena in Divorce on the Respondent, personally, on the 21st day of March, 1941, by delivery to him a true and attested copy of same, and making known to Harold E. Morrow, the contents thereof, as appears from affidavit. So answers,

John Heinz, Sheriff of Allegheny Co. Pa.

Served the within Subpoena in Divorce upon Harold Edward Morrow Respondent, by deputizing the Sheriff of Allegheny County, Pa, as per his return hereto attached. So answers,

Harry B. Smith, Sheriff.

And now, August 17, 1943, Map B. Maloney, Esq., is appointed Master to take testimony in the above entitled case and to make a report thereon to the Court,

Per Curiam

Sept. 20, 1943, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1943, No. 49.
Sept. 21, 1943, Affidavit as to non-military service of respondent filed.

Now Sept. 30, 1943, After due consideration a divorce is decreed as prayed for and the respondent, Harold Edward Morrow, is ordered to pay the cost of this proceeding.

Per Curiam.
O. Clare Kent, P.J.

Decree:- And now, to-wit: September 30, A.D. 1943, this cause came on to be heard on libel, sub-poena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Zora Louise Morrow, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Zora Louise Morrow, the libellant, and the said Harold Edward Morrow, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

Kent + Kent
Thomas & Kiebort
53

John H. Bozic
Esq. for Respondent
Breene & Jobson, 1/2/41

Jan. 5, 1942, Recd. $35.00 on costs.
C.D.S.

Feb. 2, 1942. Rec'd of Prothonotary $25.00 to apply on Master's fee
A Dickson Andrews

Feb. 4, 1942. Rec'd of Libellant $15.00 balance of Master's fee.
A Dickson Andrews

Arthur E. Byham
vs.
Mildred G. Byham
Issued March 10, 1941

Tax & writ	12/31/41. Paid	3.00
Shff. Smith (Bd.)		3.20
A. Dickson Andrews, Master		25.00
Pro. for Co. 1-5-42 Pd.		10.00
A. Dickson Andrews, Master		15.00
Pro. for Co. 2-24-42. Pd.		6.85

Subpoena in Divorce

And now, March 10, 1941, the within petition presented in open Court, and Subpoena awarded, returnable to the first Monday of May, 1941

Per Curiam
O. Clare Kent, P.J.

May 5, 1941, Answer of Respondent to the Libel of Libellant filed against her filed; Service of copy accepted by Libellant's attorneys.

May 5, 1941, Petition for Alimony Pendente Lite and Counsel Fees filed;

Order; Now, May 5th, 1941, upon consideration of the foregoing petition and on motion of John H. Bozic, Esq., Attorney for Respondent, a rule is granted on the Libellant, to show cause why he should not pay the Respondent alimony, Pendente Lite and counsel fees, costs and expenses.

Returnable sec. leg.

Per Curiam.

(Service of copy accepted by Libellant's attys.)

And now, May 8, 1941, a rule is granted upon the libellant to show cause why a Bill of Particulars should not be filed in the above entitled action. (See paper filed) Per Curiam.

Same day, Service of Rule for Bill of Particulars accepted by Attys for Libellant

May 19, 1941, Reply of Arthur E. Byham, libellant to Answer filed by Mildred G. Byham, respondent filed. Service accepted.

May 19, 1941, Answer of Arthur E. Byham to Rule of May 5 1941, filed. Service accepted.

On Arg't List for Sept. Term, 1941, No. 11.

Sept. 23, 1941, Rule for alimony pendente lite, counsel fees and expenses, dismissed by agreement of counsel. Per Curiam.

Sept. 23, 1941, Rule for Bill of particulars argued.

Nov. 8, 1941, Subpoena ret'd.; Served the within Subpoena in Divorce on the Respondent, personally, on the 12th day of March, 1941, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit. So answers,

Harry B. Smith, Sheriff.

Now, November 12, 1941, Defendant's rule for a bill of particulars is discharged at the cost of respondent.

(See opinion filed) Per Curiam.

Nov. 13, 1941, Acceptance of service of notice of motion for appointment of Master, filed.

And now, Nov. 13, 1941, On motion in open Court by respondent's counsel, a Rule to show cause is granted why a jury trial should not be had; returnable sec. reg.

(See paper filed) Per Curiam.

On Arg't List for Nov. Term, 1941, No. 19

Nov. 21, 1941, Breene & Jobson, Esq. appear for respondent. (See paper filed)

Continued on page 629.

Gerald D. Prather 54	Ignace Rock and Zophia Rock, his wife, petitioners vs. Lucy Macaluso, Respondent. Entered Mar. 10, 1941 Pro Slayton 5/15/41. Paid # 1 5.00	March 10, 1941, Petition for satisfaction of mortgage given by petitioners to respondent recorded in Mortgage Book Vol. 150, page 200, - presented in open Court and filed. And now, to wit, March 10, 1941, upon presentation of the within petition and upon due consideration thereof, a Rule is hereby entered upon Lucy Macaluso, respondent, to show cause why she should not satisfy the mortgage as referred to in said petition; said Returnable within fifteen days, and it is further ordered that the Sheriff of Crawford County shall serve a copy of this petition upon Lucy Macaluso, respondent. (See petition filed) Per Curiam "And now, February 3, 1941, Service is hereby accepted of a true and correct copy of the within petition to satisfy mortgage, with the same force and effect as though it were served by the Sheriff of Crawford County upon the respondent, Lucy Macaluso" (Signed) Raymond C. Miller, Attorney for Lucy Macaluso (See back of petition filed Mar. 10, 1941) And now, to-wit, May 15, 1941, On motion in open Court the Rule heretofore granted on the 10th day of March, 1941, is made absolute. Costs to be paid by respondent, Lucy Macaluso. Per Curiam (See paper filed.) On Fall Trial List, 1942, No. 47.

R. B. Mahaney
55

Helen E. Panic
vs.
Motto Panic
Issued March 12, 1941
$ ✓

Jay & writ (paid)	3.00
Shff. Smith (paid)	1.60
Shff. Smith, alias (paid)	1.60
Shff. Smith, Proc. Pd.	11.15
Master, James E. Jack	25.00
Pro. for Co. 9-8-41. Pd.	10.50
Atty.	3.00

Subpoena in Divorce
And now, March 12, 1941, Subpoena awarded; Returnable to 1st Monday of May next.
Per Curiam
O. Clare Kent, P.J.

Subpoena returned May 5, 1941, Non est inventus as to the within named respondent. So answers,
Harry B. Smith, Sheriff.

May 29, 1941, Alias Subpoena in Divorce issued, returnable to first Monday of July next.

Alias Subpoena returned: July 7, 1941. Non est inventus as to the within named respondent
So answers Harry B. Smith, Sheriff.

August 8, 1941, Proclamation in Divorce issued; returnable second Monday of September next.

Sept. 8, 1941, Proc. retd.:—I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa., a newspaper printed within my bailwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached. So answers,
Harry B. Smith, Sheriff.

Sept. 8, 1941, James E. Jack, Esq., is appointed Master
And now, Sept. 8, 1941, as prayed for.
Per Curiam.

Sept. 15, 1941, Testimony and Report of Master filed.

On Argt. List for Sept. Term, 1941; No. 36.

Sept. 25, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Motto Panic, is ordered to pay the cost of this proceeding.
Per Curiam,

Sept. 8, 1941, Rec'd $35.50 costs
P. B. S.

Sept. 15, 1941 - Rec'd $25.00
Master fee. J. E. Jack

Decree

And now to wit; September 25, A.D. 1941, this cause came on to be heard on libel subpoena, subsequent proceeding and evidence there in duly taken and filed of record, and it appearing to this court that the causes set forth in said libel are true it is by this court ordered adjudged and decreed That the said Helen E. Panic be divorced and for ever separated from the nuptial ties and bonds of matrimony here to for contracted between her the said Helen E. Panic the libellant, and the said Motto Panic the respondent; and that there upon all and every the duties rights and claims accruing to either the said libellant or the said respondent, at any time here to for in pursuance of said marriage shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in the manner as if they had never been married.
Per Curiam.

Kent & Kent
56
F. C. Kiebort Jr.
4-22-41. P. D. S.

May 5, 1941, Recd. $33.10 costs.
P. D. S.

May 15th 1941 Recvd my fees as Master in this case $25.00
J. E. Henretta

Esther Fritch
vs.
Emmet B. Fritch Jr.
Issued March 13, 1941

	$ ¢
Tax & writ (paid)	3.00
Shff. Smith (paid)	1.60
J. E. Henretta, master	25.00
Pro. for Co. 5-6-41 Pd.	8.70
Atty.	3.00

Subpoena in Divorce.
And now, March 13, 1941, the within petition presented in open Court, and Subpoena awarded returnable to the first Monday of May, 1941.
Per Curiam,
O. Clare Kent, P.J.

May 6, 1941, Subpoena retd.; Service of the within Subpoena in Divorce made, by acceptance of service of said subpoena by F. C. Kiebort, Jr. Attorney for Respondent, by entry of a general appearance for respondent, said Attorney being also delivered a true and attested copy of said Subpoena in Divorce. (See acceptance of service on writ.) So answers,
Harry B. Smith, Sheriff.

And now, May 5, 1941, J. E. Henretta, Esq., is appointed master to take testimony.
Per Curiam.

May 15, 1941, Testimony and Report of Master filed.
On Argt. List for May Term, 1941; No. 41.

June 3, 1941 After due consideration a divorce is decreed as prayed for and the respondent, Emmet B. Fritch, Jr., is ordered to pay the costs of this proceeding.
Per Curiam,
O. Clare Kent, P. J.

Decree.
And now to wit June 3 - A.D. 1941 this cause came to be heard on libel subpoena subsequent proceedings and evidence therein duly taken and filed of record and it appearing to the court that the causes set forth in said libel are true it is by the court ordered adjudged and decreed, That the said Ester Fritch be divorced and forever seperated from the marital ties and bonds of matrimony here to fore contracted between her the said Ester Fritch the libellant and the said Emmet B. Fritch Jr. the respondent and that thereupon all and every the duties rights & claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage shall cease & determine; and the said libellant and respondent shall severally be at liberty to marry again as if they had never been married.
Per curiam

MAY TERM, 1941

Leland J. Culbertson
57

May 5, 1941, Recd. $35.00 costs.
B. D. S.

Recd from Paul Clayton, Pro., the sum of $25.00 master's fee
Gerald B. Prather
2 1941 master

Recd from Prothy $1.00 p/p and costs. L. f. f. June 13th 1941

Roxie B. Moore
vs.
Norman H. Moore
Issued March 13, 1941

Tax & writ 5-16-41, Pd.	3.00
Shff. Smith (Paid)	3.20
Gerald B. Prather, Master	25.00
Pro. for Co. 5-6-41, Pd.	8.10
Atty.	3.00
	42.30

Subpoena in Divorce
And now, March 13, 1941, Subpoena awarded. Returnable to first Monday of May, 1941.
Per Curiam,
O. Clare Kent, P. J.

April 11, 1941, Subpoena retd.: Served the within Subpoena in Divorce on the Respondent, personally, on the 18th day of March, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit.
So answers,
Harry B. Smith, Sheriff.

And now, May 5th, 1941, Gerald B. Prather, Esq., is appointed Master to take testimony and make report thereof in the above case.
Per Curiam,

May 20, 1941, Testimony and Report of Master filed.
On Argt. List for May Term, 1941, No. 45.

June 3, 1941 After due consideration a divorce is decreed as prayed for, and the respondent, Norman H. Moore, is ordered to pay the costs of this proceeding.
Per Curiam,
O. Clare Kent, P. J.

Decree
And now to wit; June 3. A.D. 1941 this cause came on to be heard on libel Subpoena, Subsequent proceedings and evidence thereon, duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true it is by the court ordered adjudged and decreed. That the said Roxie B. Moore be divorced and for ever seperated from the nuptial ties and bonds of Matrimony heretofore contracted between her the said Roxie B. Moore the libellant and the said Norman H. Moore the respondent and that they upon all and every the duties rights and claims accruing to either the said libellant or the said respondent at any time here to fore in pursuance of said marriage shall cease and determine: And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married
Per curiam.

Thomas & Kiebort

John N. Bozic, Esq. 3/25/41 Atty. for Defts

58

Merle H. Ruby and State Farm Mutual Automobile Insurance Company

vs.

B. W. Blystone and Sidney Winsor

Issued March 13, 1941.

	#	/
Tax & writ (paid)		2.00
Sheff. Smith (paid)		10.90
Sheff. Erie Co. (paid)		5.00
Penn Fire Co. 4/13/42 adv.		1.75
Atty.		3.00

Summons in Trespass. Returnable to first Monday of April, 1941.

March 25, 1941, John N. Bozic, Esq. appears for Defts (See paper filed)

Writ returned: Served the within summons personally, on B. W. Blystone, by serving Mildred Racop, she being an adult member of the family namely, his daughter, at their residence No. 303 Spring Street, Borough of Cambridge Springs, Crawford County, Pa., on March 14, 1941, at 10:40 o'clock A.M. by handing to her a true and attested copy of the within summons, and making contents of same known to her. Also, served the within summons personally on Sidney Winsor, by serving Sidney Winsor, Sr., he being an adult member of the family, namely his father, at their residence, No. 124 Drake Street, in the Borough of Cambridge Springs, Pa., on March 21, 1941, at 10:45 o'clock A.M., by handing to him a true and attested copy of the within summons and making contents of same known to him.

So answers Harry B. Smith, Sheriff

Now Jan. 13, 1941- this action is settled and hereby discontinued of record, and all costs have been paid.

Thomas & Kiebort
Attys. for Plaintiffs

Thomas & Kiebort 59 Stuart A. Culbertson Walter J. McClintock	Nata P. Sheeler vs. George C. Knorr, and Merchants National Bank, and Trust company of Meadville, Pa., Executors of the last will and testament of Charles Knorr, deceased Entered March 13, 1941 Tax & entry (paid) $2.25 Pro. for Co. 5/10/41. Pd. 1.00 Atty. 3.00 (See praecipe)	Summons in Assumpsit, Returnable to the first Monday of April, 1941. Now, March 13, 1941, we hereby appear as and for the defendants above named, waive the issuance of a summons and the service thereof by the Sheriff, with the same force and effect as though the summons had been duly and regularly issued by the Prothonotary and the writ duly and regularly served upon us by the Sheriff of Crawford County. Stuart A. Culbertson Walter J. McClintock Attorneys for Defendants Stuart A. Culbertson Attorney in Fact for George C. Knorr, Executor (Signed)

Now May 9, 1941, this action is hereby settled and discontinued of record.

Thomas & Kiebort, Attys for Plff

Kent & Kent 60 Writ of Summons 5-17-41. P.D.S. F. Joseph Thomas 8-21-42. P.D.S. Praecipe for Appearance for John A. Ray 11-8-44 P.D.S. 9/24/45, this case settled & discontinued of record. Kent & Kent John L. Kent Atty for Plaintiff	Christ N. Nieser and Katherine Nieser vs. John A. Ray Issued Mar 15, 1941 #1 Tax & writ (paid) 2.00 Shff. Smith (paid) 8.70 Pro. for Co. 10-1-45 Pd. 4.60 atty. 3.00	Summons in Trespass, Returnable to first Monday of April, 1941 May 11, 1942, Statement of claim filed. Service accepted by Defts atty. On Fall Trial List, 1942, No. 15. Oct. 5, 1942 Continued on application of Plff. War affidavit of Plff. to be filed Per Curiam. Writ returned Jan. 13, 1943: Served the within Summons personally upon John A. Ray at his residence in Sadsbury Township, Crawford County, Pa, on March 31, 1943 at 3:15 o'clock P.M, by handing to him a true and attested copy of the within summons, and making contents of same known to him. So answers Harry B. Smith, Sheriff. On Fall Trial List 1945: No. 6. Sept. 24, 1945 Settled of record.

Rowland B Mahany
61

The City of Titusville
vs.
Raymond Ehrenbieth
Estate, W. Ehrenbieth,
R. Ehrenbieth and
Fred Ehrenbieth
Owner or Reputed
Owner.
Issued March 15, 1941

	$
Pro. Slayton	2.25
Shff. Smith (paid)	8.50
Pro. for Co. & Paid on Alias Lev. Fac.	2.50
Atty.	3.00
Costs on originals:	
Plff.	5.25
Atty.	3.00

Of No. 37 May Term, 1931, Appt. Doc.
Scire Facias to revive judgment sur Municipal Lien; Returnable within three months from the date on which this writ was issued.
See City Lien Doc. 9, page 142 entd 3/24/26
Am. Sci. Fa. No. 37 May Tr. 1931, entd 3/16/31
Suggestion to continue lien filed 3/16/36
Being Paving Lien on Lot on Superior St 4th W. T.
Writ returned: Served the within Scire Facias upon Raymond Ehrenbieth Estate, by handing a true and attested copy thereof to Fred Ehrenbieth, owner or reputed owner, at his residence No. 624 Superior Street, Titusville, Pa., on March 18, 1941, at 3 o'clock P. M, and making contents of same known to him. Nihil habet as to W. Ehrenbieth and R. Ehrenbieth, owners or reputed owners.
So answers Harry B. Smith, Sheriff

And now, Jan. 25, 1944 on motion of Rowland B. Mahany City Solicitor, judgment is hereby entered in favor of the plaintiff and against defendants Fred Ehrenbeith and Raymond Ehrenbeith Estate, for want of an affidavit of defense, and same is liquidated at the sum of two hundred fourteen & 10/100 dollars, with costs of suit.

Debt	$ 214.10
Atty's. Comm. included	6.45

Interest from Jan. 25, 1944.
Judgment
Paul D. Slayton, Prothy.

E. pages 56 & 65.
Lev. Fac. to No. 21 Feb. Term, 1944
J. June 14, 1944, This judgment satisfied. (See Alias Lev. Fac. No. 11 May Term, 1944, filed.)

R. B. Mahany
62

May 14, 1941, Rec'd $35.00 costs.
P. D. S.

May 17, 1941, Paid C. N. Benedict $25.00 Master fee by check # 899.
P. D. S.

Rec'd $1.90 Refund on Costs.
July 1, 1941
R. B. Mahany

Florence D. Fowler
vs.
Louis Fowler
Issued Mar. 19, 1941

Tax & writ (paid) $ 3.00
Shff. Smith
C. N. Benedict, Master 25.00
Pro. for Co. 5-14-41, Pd. 8.10
Atty. 3.00

Subpoena in Divorce

And now, March 19, 1941, Subpoena awarded, Returnable to first Monday of May next.

Per Curiam
O. Clare Kent, P.J.

April 8, 1941, Subpoena retd.: Ellis Goldstein being duly sworn according to law deposes and says that he is an adult resident of the City of Titusville, Pa., and that on April 4, 1941, he served the within Subpoena in Divorce upon the respondent, Louis Fowler, at his residence, located at 101½ West Spring St., Titusville, Pa., by handing to him the said Louis Fowler, a certified copy of the said Subpoena in Divorce, and making the contents thereof known to him, the said Louis Fowler.

And now, May 14, 1941, Charles N. Benedict, Esq., is appointed Master as prayed for.

Per Curiam.

May 17, 1941, Testimony and Report of Master filed.
On Argt. List for May Term, 1941; No. 44.

June 3, 1941 After due consideration a divorce is decreed as prayed for and the respondent, Louis Fowler, is ordered to pay the cost of this proceeding.

Per Curiam,
O. Clare Kent, P. J.

Decree.

And now to wit; June 3-A.D. 1941 this Cause Came to be heard on libel suppoena subsequent proceeding and evidence there in duly taken and filed & read and it appearing to this Court that the causes set forth in said libel are true it is by the court ordered and decreed. That the said Florence D. Fowler be divorced and forever seperated from the nuptial ties & bonds of Matrimony heretofore contracted between her the said Florence D. Fowler the libellant and the said Louis Fowler the respondent and that thereupon all and every the duties rights & claims accruing to either the said Libellant or the said respondent at any time here to fore in pursuance of said Marriage shall cease and determine: And the said Libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married

Per Curiam

J. Perry Eckels

63

The Farmers National Bank of Connellsville, Pa.,
vs.
Leon Tanner, Deft. and The House of Hathaway, a corporation, Garnishee.
Issued Mar. 21, 1941

Jay & writ (paid) ~~$3.75~~ $3.40
Shff Smith (paid) 3.90

Of No. 250 February Term, 1941, D.S.B.
Attachment Execution;
Returnable to first Monday of April next.

Writ returned: Attached as within commanded, the goods, chattels, moneys and credits and effects of the defendant, Leon Tanner, in the hands of "The House of Hathaway", a corporation, garnishee, on the 24th day of March, 1941 at 5:05 o'clock P.M., and declared in the presence of credible witnesses of the neighborhood, that the said goods, moneys, estate and effects were attached as the goods and effects of the defendant in the hands of the said garnishee; and at the same time summoned the said garnishee by handing a true and attested copy of the within writ to D. J. Lowry, Manager of the said "The House of Hathaway, a corporation, at their place of business No. 1368 S. Main St., City of Meadville, Crawford County, Pa., and making contents of same known to him. Nihil habet as to Leon Tanner, defendant. So answers

Harry B. Smith, Sheriff.

64

W. K. Baird
vs.
Nannie M. Hunt and
M. A. Hunt
Entered Mar. 21, 1941
$ —
Pro. Slayton (paid) 2.25
Original costs.
Pff. 1.75

Of No. 410 May Term, 1936 D. D. 13.
Amicable Sci. Fa. sur Judgment
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant for the sum of One hundred fifty-four Dollars, being the amount of debt, interest to May 25, 1936, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Dated — — —

Sig'd Nannie M Hunt (Seal)
M. A. Hunt (Seal)

Debt 154.00
Int from May 25, 1936

Judgment
Paul D. Slayton, Pro

Ex. pages 80 & 101.

.....Feby. 19....., 1954

Received satisfaction in full of the above Judgement, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

W. K. Baird

Witness: Paul D. Slayton

J. Perry Eckels
65
Peters & Prather

G. M. Blackman
vs.
Ormel A. Rumbaugh
Entered Mar. 27, 1941

Tax & entry (paid)	$ 1.50
Costs on Trans (Deft pd)	7.15
Pro. for Co. 6/6/41, Pd.	1.75
atty.	3.00

Appeal by Deft. from Judgment of D. G. MacIntyre, Alderman March 27, 1941. Acceptance of service of notice of filing appeal filed.

And now, April 28, 1941, on motion of defendants attorneys and in accordance with Court Rule No. 9, Section 7, judgment of non. pros. is entered against the plaintiff for failure to file his statement of claim.

Judgment of Non. Pros.

Ba-p-149. Paul D. Blayton, Pro.

Hebert S. Varnum.
2-28-47 P. D. S.
66

Citizens Bank of Pleasantville, Pa.,
vs.
Helen F. Carlson,
A. D. Carlson and
Emil P. Carlson.
Entered Mar. 27, 1941
Pro Slayton (pd) $ 2.25
Atty-fee brought for'd 3.00

Of No. 289 May Term, 1936, Apl. Doc.
Amicable Scire Facias sur Judgment
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued served personally on the defendants by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon, in favor of the plaintiff and against the defendants, for the sum of Ten hundred sixty-Six Dollars and nine cents, being the amount of debt, interest to March 26, 1941, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment-note.

Debt $ 1066.09
Int. from March 26, 1941.

Ca. page 49.

Judgment
Paul D. Slayton, Pro.

Feb. 28, 1947

Received satisfaction in full of the above Judgement, Debt Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

Hebert S. Varnum.

Witness: Paul D. Slayton

Thomas & Kiebort
67

May 12, 1941, Recd. $35.00 costs.
P. B. S.

May 23rd 1941
Received of Prothonotary
and Slayton
twenty-five Dollars
Master Fee in above
stated case
John C. Spencer

June 17-1941
$1.90 refund of
costs received of
Pro-Slayton
Thomas & Kiebort

Ella W. Dilley
vs.
Will Dilley
Issued Mar. 27, 1941

Jay Twitt (paid)	$ 3.00
Shff. Smith (paid)	3.20
John C. Spencer, Master	25.00
Pro. for Co. 5-13-41. Pd.	8.10
atty.	3.00

Subpoena in Divorce
And now, March 27, 1941, Subpoena awarded, Returnable to first Monday of May, 1941.
Per Curiam
O. Clare Kent, P. J.

Subpoena rets'd: Served the within Subpoena in Divorce on the Respondent personally, on the 4th day of April, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above.
So answers Harry B. Smith, Sheriff.

And now, May 12, 1941, on presentation of within motion John C. Spencer, Esq., is hereby appointed Master in the above stated case,
Per Curiam,

May 23, 1941, Testimony and Report of Master filed,
On Argt. List for May Term, 1941, No. 57.

June 5, 1941 After due consideration a divorce is decreed as prayed for and the respondent, Will Dilley, is ordered to pay the cost of this proceeding.
Per Curiam,
O. Clare Kent, P. J.

Decree

And now to wit; June 5. A. D. 1941 this Cause came on to be heard on libel, Subpoena, subsequent proceedings, and evidence thereon being duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered adjudged and decreed, That the said Ella W. Dilley be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Ella W. Dilley the libellant and the said Will Dilley the respondent and that thereupon all and every the duties rights, and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall and determine: And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married

Per Curiam

Thomas & Kiebort
68

Leona Jackard
vs.
Augustus Jackard
Issued March 27, 1941

		#
Jaf writ (paid)	3.00	
Shff Smith (paid)	1.60	
Shff Smith alias (paid)	1.60	
Shff Smith, proc. Pd.	11.15	
Jeff E. Bossard, Master	25.00	
Pro. for Co. 9-9-41. Pd.	10.00	
Atty	3.00	
Pro. S. 9-11-41, Pd.	.50	

Subpoena in Divorce and for the custody of minor children of the parties, to wit, Richard Augustus, aged 14 years, and Janet Louise aged 8 years.

And now, March 27, 1941, Subpoena awarded, returnable to first Monday of May, 1941.

Per Curiam,
O'Clare Kent, P.J.

Subpoena returned May 5, 1941: Non est inventus as to the within named respondent

So answers Harry B. Smith, Sheriff.

May 10, 1941, Alias Subpoena in Divorce issued, returnable to the first Monday of July next.

Alias Subpoena returned: July 7, 1941, Non est inventus as to the within named respondent So answers Harry B. Smith, Sheriff.

July 18, 1941, Order issued for publication of Sheriffs proclamation in Divorce, returnable 1st Monday of Sept. next

Sept. 11, 1941, Proc. retd.: ----- I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa., a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached. So answers,

Harry B. Smith, Sheriff.

And now, Sept. 8th, 1941 on presentation of within motion Jeff E. Bossard, Esq., is hereby appointed Master to take testimony in the above case.

Per Curiam.

Sept. 17, 1941, Testimony and Report of Master filed.

On Argt. List for Sept. Term, 1941; No. 41.

Sept. 26, 1941, After due consideration a divorce is decreed as prayed for, the respondent, Augustus Jackard, is ordered to pay the cost of this proceeding and the custody of minor children Richard Augustus and Janet Louise Jackard, is awarded to libellant, Leona Jackard. (Decree) Per Curiam.

And now: to wit: September 26-A.D. 1941 this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein duly taken and filed of record, and it appearing to the court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed: That the said Leona Jackard be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Leona Jackard the libellant and the said Augustus Jackard the respondent, and that thereupon all and every the rights and claims accruing to either the said libellant or the said respondent at any time heretofore in consequence of said marriage shall cease and determine: And the said

Sept. 9, 1941, Recd. $35.00 costs.
P.D.S.

Sept. 17th 1941. Recd from Paul A. Slaglon, $25.00 being my Masters fee in the within case.
Jeff. E. Bossard, Master

libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

It is further ordered and decreed that the custody of Minor Children, Richard Augustus and Janet Louise Jackard, is awarded to libellant Leona Jackard.

Per Curiam

Thomas + Kiebort

69

Sept 8-1948, Received of Pro. Slayton $3.00 docket fee.
Paul C. Kiebort, Survivor Partner of ~~Hunter~~ & Kiebort Thomas

Charles Kampo, or Charles Campo
vs.
Mary Mondack and Alex Mondack
Entered March 27, 1941

Pro. Slayton (paid) $ 2.25
Atty 3.00

Of No. 88 ~~September~~ November Term, 1936, Appd.
Amicable Scire Facias sur Judgment.
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said County, and duly so returned; and that a judgment be entered thereon, in favor of the plaintiff and against the defendants for the sum of Five Thousand Two Hundred Ninety-three Dollars, being the amount of debt, interest to March 25, 1941, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $5293.00
Int. from Mar. 25, 1941

M. pages 163 & 123 Judgment
Paul D. Slayton, Pro.

March 14, 1946, Sci. Fa. to No. 66 May Term, 1946.
March 14, 1946, Am. Sci. Fa. to No. 66 May Term, 1946.

J. Perry Eckels	Goodimate Company	Summons in Assumpsit,
vs.	vs.	Returnable to first Monday
Kenneth W. Rice	Karl K. Smock,	of April next.
	Inc.	And now, March 27, 1941, Kenneth
	Entered Mar. 27, 1941	W. Rice, Esq. appears for Defts.
		and accepts service of the
	Tax & entry (paid) 2.00	summons and copy of Statement
	Pro Blayton 5.95	of claim. (See praecipe)
		March 27, 1941, Statement of
		claim filed.
		April 7, 1941, Affidavit of defence
		filed. Service accepted.

And now, May 12, 1941, a rule to show cause is granted why judgment should not be entered for want of a sufficient affidavit of defense. Per Curiam. (See paper filed)

On Argt. List for May Term, 1941; No. 29.

May 28, 1941. Rule discharged. Per Curiam.

On Fall Trial List 1941; No. 22. "Sept. 22, 1941, Settled."

Raymond L. Miller

71

May 8, 1941, Recd. $33.10 costs. P.P.C.

5/15/41: Received from Paul Dayton for 25¢ Masters fee John W. Bozic

Charles Martin Campbell by his next friend and mother, Frances J. Campbell

vs.

Elizabeth Winifred Campbell

Issued Mar. 28, 1941

Jas. Writ (paid)	3.00
Shff. Smith	---
John H. Bozic, Master	25.00
Pro. for Co. 5-8-41. Pd.	8.10
Atty.	3.00

Subpoena in Divorce,

And now, March 28, 1941, Subpoena awarded and made returnable to the first Monday of May, 1941.

Per Curiam,
O. Clare Kent, P.J.

Subpoena retd: Wm. G. Smith makes affidavit: That he served a true and correct copy of this subpoena in Divorce on Elizabeth Winifred Campbell, respondent therein, by handing her a true and correct copy of the within subpoena, and making the contents known to her, at 5:40 P.M., E.S.T., April 2, 1941, at her residence R.F.D. #2, Meadville, Vernon Township, Crawford County, Pa.

(See affidavit on Subpoena)

And now, May 8, 1941, John H. Bozic, Esq., is appointed Master in divorce in the above matter to take testimony and make report thereof to the Court.

Per Curiam,

May 15, 1941, Testimony and Report of Master filed,
On Argt. List for May Term, 1941, No. 42.

June 3, 1941 After due consideration a divorce is decreed as prayed for.

Per Curiam,
O. Clare Kent, P.J.

Decree.

And now to wit: June 3 A.D. 1941 this cause came on to be heard on libel subpoena, subsequent proceedings and evidence thereto in duly filed of record and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed. That the said Charles Martin Campbell be divorced and forever separated from the matrimonial bonds of matrimony heretofore contracted between the said Charles Martin Campbell the libellant and the said Elizabeth Winifred Campbell the respondent: and that there upon all and every the duties rights & claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage shall cease & determine: And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam

J. Perry Eckels
72

Wilkinsburg Bank
vs.
F. C. Heydolph
Issued Mar 28, 1941
$ c.
Pro Slayton (paid) 2.25
Shff Smith (paid) 2.50
Pro. for Co. 6-12-41, Pd. 2.50
Atty. 3.00

Of No. 330 May Term, 1936 Aff. D.
Scire Facias to Revive and Continue the Lien of the above Judgment. Returnable to next term. No p. 106.
March 28, 1941, Statement of Claim filed. Copy certified.
Now, May 12, 1941, writ returned Nihil Habet as to F. C. Heydolph, defendant.
So answers,
Harry B. Smith, Sheriff.
And now, June 6, 1941, on motion of plaintiff's attorney judgment is entered against the defendant and in favor of the plaintiff for want of an appearance and affidavit of defense, in the sum of Four thousand four hundred fifty three & 94/100 dollars, with costs of suit.

Debt $4,453.94
Interest from Mar. 23, 1941.
Judgment
Paul P. Slayton, Prothy.

Ha. p. 106.

March 27, 1946, Sci. Fa. to No. 100 May Term, 1946,
April 13, 1946, Statement of Claim filed. } Copy certified.

McDonald & Kraffert
73

William F. Culver
vs
Hazel May Culver
Issued Mar. 28, 1941

	$ c
Jgt & writ (paid)	3.00
Shff. Smith (paid)	1.60
Shff. Smith, alias (pd)	1.60
Shff. Smith, proc. (pd)	11.15
Herbert E. Varnum, Master	25.00
Pro. for Co. 11-7-41. Pd.	10.50
Atty.	3.00

Nov. 7, 1941, Rec'd. $35.50 costs.
P. D. S.

Nov. 21, 1941 Rec'd $25 master fee
H. E. Varnum

Subpoena in Divorce
And now, March 28, 1941, upon presentation of the within Libel, a Subpoena in Divorce is ordered to be issued; returnable to the first Monday of May, next.
Per Curiam,
O. Clare Kent, P. J.

Subpoena, ret'd May 5, 1941, Non est inventus as to the within named respondent. So answers
Harry B. Smith, Shff.

May 6, 1941, Alias Subpoena in Divorce issued, returnable to first Monday of July next

Alias Subpoena returned: July 7, 1941, Non est inventus as to the within named respondent. So answers Harry B. Smith, Sheriff.

Sept. 5, 1941. Order issued for publication of Proclamation in Divorce, returnable to the first Monday of Oct. next.

And now, Oct. 6, 1941, --- I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa, a newspaper printed within my bailiwick, once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof publication hereto attached. So answers Harry B. Smith, Sheriff

And now, November 7th, 1941, Herbert E. Varnum, Esq., is hereby appointed Master as within moved. Per Curiam.

Nov. 21, 1941, Testimony and Report of Master filed.
On Argt. List for Nov. Term, 1941; No. 52.

Dec. 2, 1941, After due consideration a divorce is decreed as prayed for.
Per Curiam.

Decree. And now to wit; December 2, A.D. 1941, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence there in duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed that the said William F. Culver be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said William F. Culver the libellant and the said Hazel May Culver the respondent; and that thereupon all and every the duties, rights & claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage shall cease & determine and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married
per Curiam.

Herbert A Mook
74

May 29, 1941, Recd. $35.00 costs.
P. D. S.

May 23/41 Recd of Pro Clayton $25.00 Master fee in this case
John Schuler
Master

Ada J. Dunlap
vs.
John A. Dunlap
Issued Mar. 29, 1941
5

Jay Everit (paid)	3.00	
Shff. Smith		
Shff. Pulaski Co. Mo. Pd.	1.00	
John Schuler, Master	25.00	
Pro. for Co. 5-20-41. Pd.	8.10	
Atty.	3.00	

from affidavit.

Subpoena in Divorce.
And now, March 29, 1941, the within petition presented and Subpoena awarded, returnable to the first Monday of May, 1941.
Per Curiam
O'Blare Kent, P.J.

Writ retd: Served the within Subpoena in Divorce on the Respondent, personally, on the 1st day of April, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appeared
So answers,
Everett R. Pummill, Sheriff of Pulaski County, Missouri.

And now, May 29, 1941, John Schuler, Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court. Per Curiam.

May 23, 1941, Testimony and Report of Master filed.

On Argt. List for May Term, 1941; No. 60.

June 5, 1941, Motion for leave to withdraw case from Argument List filed; Order: And now, June 5, 1941, the within motion is allowed.
Per Curiam.

June 4 1941 This case withdrawn from the list on motion of libellant. (See paper filed). Per Curiam.

Herbert A. Mook
75

Alice J. Pattison
vs.
Arthur Glare Pattison
Issued Mar. 29, 1941

Jay & Wyatt (paid) $3.00
Shff. Smith (paid) 1.60
Shff. Smith, alias (paid) 1.60
Shff. Smith-proc (paid) 11.15
Prothonotary 12/1/41. Pd. 10.50
F. J. Thomas, Master 25.00
Atty. 3.00

Subpoena in Divorce.
And now, March 29, 1941, the within petition presented, and Subpoena awarded, returnable to the first Monday of May, 1941.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned May 5, 1941: Non est inventus as to the within named respondent. So answers
Harry B. Smith, Sheriff.

June 9, 1941, Alias Subpoena in Divorce issued, returnable to the first Monday of August next. So answers
Harry B. Smith, Sheriff.

Alias subpoena retd.: Aug. 4, 1941, Non est inventus as to the within named respondent. So answers Harry B. Smith, Shff.

Aug. 5, 1941, Order issued for publication of Sheriff's proclamation in Divorce, returnable to 2d Monday of Sept. next.

And now, Sept. 8, 1941, ---- I have made proclamation in the above entitled case, according to law, and caused the same to be published in the Enterprise-News, Cambridge Springs, Pa., a newspaper printed within my bailiwick, once a week for three successive weeks, prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached.
So answers Harry B. Smith, Sheriff.

And now, December 1, 1941, Faris J. Thomas, Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court. Per Curiam.

Feby. 21, 1942, Testimony and Report of Master filed.

On Argt. List for Feby. Term, 1942; No. 57.

March 3rd, 1942. After due consideration we are of the opinion that a divorce cannot be granted upon the charge of adultery, no notice of proceedings was given the co-respondent as required by the Act of May 25th, 1933, P.L. 1020 however the Libellant has, in our opinion, made out a case upon the charge of wilful and malicious desertion and upon this latter charge a divorce is decreed as prayed for and the respondent, Arthur Glare Pattison is ordered to pay the cost of this proceeding.

Per Curiam
O. Glare Kent P.J.

Decree

And now, to-wit: March 3, A.D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Alice J. Pattison, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between Her the said Alice J. Pattison, the Libellant, and the said Arthur Glare Pattison, the respondent; (cont'd in margin)

Dec. 1, 1941, Recd. $35.50 costs.
P. P. S.

Feb. 23, 1942 - Rec'd. Master's Fee in the above case.
Faris J. Thomas,
Master.

and that thereupon all and every the duties, rights and claims accruing to either the said Libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine; and the said Libellant and respondent shall severally be at liberty to marry again in the manner as if they had never been married.
Per Curiam

Herbert A. Mook
76

Vera A. Walker
Vs.
Joseph R. Walker
Issued Mar. 29, 1941

Tax writ (paid)		3.00
Shff. Smith (paid)		1.60
Shff. Smith, alias (pd)		1.60
Shff. Smith, proc (Paid)		11.15
A. D. Andrews, Master		25.00
Pro. for Co. 9-17-41. Pd.		10.00
Atty.		3.00
Pro. add'l. 9-18-41. Pd.		.50
Pro. " 9-26-41. Pd.		1.00

Subpoena in Divorce.

And now, March 29, 1941, the within petition presented, and subpoena awarded, returnable to the first Monday of May, 1941

Per Curiam
O. Clare Kent, P.J.

Subpoena returned May 5, 1941, Non est inventus as to the within named respondent. So answers

Harry B. Smith, Sheriff

June 9, 1941. Alias Subpoena in Divorce issued, returnable the first Monday of August next. So answers

Harry B. Smith, Sheriff

Alias Subpoena ret'd: Aug. 4, 1941, Non est inventus as to the within named respondent. So answers

Harry B. Smith, Sheriff

Aug. 4, 1941, Order issued for publication of Sheriff's proclamation in divorce; returnable to 2d Mon. of Sept. next

Sept. 17, 1941, Proc. ret'd; ------ I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise-News, Cambridge Springs, Pa., a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached. So answers,

Harry B. Smith, Sheriff

And now, Sept. 15, 1941 A. D. Andrews, Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court. Per Curiam.

Sept. 20, 1941, Motion for leave to amend libel filed;

Order: And now, September 19, 1941 The within amendment is allowed nunc pro tunc as of March 29, 1941. Per Curiam.

Sept. 20, 1941, Master's report & Testimony filed.

On Argt. List for Sept. Term, 1941, No. 54.

Sept. 29, 1941, after due consideration a divorce is decreed as prayed for and the respondent, Joseph R. Walker, is ordered to pay the cost of this proceeding. Per Curiam.

Decree: And now to wit; Sept 29, A.D. 1941. this cause came on to be heard on libel subpoena, subsequent proceedings, and evidence thereon, duly taken and filed of record, and it appearing to the Court that the causes set forth ~~the said~~ libel, are true, it is by the Court ordered adjudged and decreed. That the said Vera A. Walker, the libellant and the said Joseph R. Walker the respondent; and that thereupon all and every the duties, rights & claims accruing to either the said libellant or said respondent, at any time heretofore in pursuance of

(on margin)

Sept. 15, 1941, Recd. $35.00 costs.
P. D. S.

Sept 20, 1941. Rec'd of Prothonotary $25.00 Master's fee
A. Dickson Andrews

said marriage shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
Per Curiam

Stuart A Culbertson 77	J. E. Allen, doing business as Allen Tractor Sales vs. J. H. Mays Issued Mar. 29, 1941 Jay + writ (paid) $3.00 Shff. Smith (paid) 6.90	Replevin for 1 Ford tractor #9N-26481 and Ferguson-Sherman plow #144-15993, of the value of Six hundred Dollars. Returnable to first Monday of May, 1941. March 29, 1941, Narr, + affidavit of value filed. March 29, Pltffs. bond in Replevin with Harriett Allen as surety, in the sum of $1200.00, approved and filed. Writ retd; Replevied as within commanded March 31, 1941, at 11:45 o'clock A. M., all of the within described goods and chattels and summoned J. H. Mays, the within named defendant by handing to him personally in the Township of Cussewago, Crawford County, Pa., March 31, 1941, at 11:45 o'clock A. M., a true and attested copy of the within writ and making known to him the contents thereof. And goods and chattels so replevied were delivered to the plaintiff. So answers, Harry B. Smith, Sheriff.

Kent & Kent	Fred Carless	Summons in Trespass;
78	vs.	Returnable to first Monday
J. Joseph Thomas for	Woodrow Allen and	of May next.
Gerald D. Rathbun	Alton Osburn	Writ returned: Served the within
10-1-44. P. D. $.	Issued Mar. 31, 1941	summons upon Woodrow Allen, by
	$ ✓	handing to Hazel Allen, his wife, an
	Jas. Lyon, Sheriff (paid) 2.00	adult of the family, at their residence
	Shff. Smith (paid) 7.90	in Sadsbury Township, on April 17,
no. ent.	Pro. for Co. 10-11-44. Pd. 5.70	1941, at 2:20 o'clock P. M., a true and
	Atty. 3.00	attested copy thereof, and making
		contents of same known to her.
		Also, served the within summons
		personally upon Alton Osburn on

April 11, 1941, at 9:30 o'clock A. M., at No. 360 Center Street, City of Meadville, Pa., by handing him a true and attested copy thereof, and making contents thereof known to him. So answers Harry B. Smith, Shff.

June 15, 1942, Statement of claim filed.

And now, March 24, 1943, J. Joseph Thomas, Esq., appears for Woodrow Allen, one of the defendants in the above entitled case (See paper filed.)

July 21, 1943 Affidavit of defense and counter claim of Woodrow Allen, filed. Service accepted by Atty for plaintiff.

On Fall Trial List, 1943; No. 33.

Oct. 11, 1943 Continued by agreement of Counsel. Per Cur.

On Winter Trial List, 1944; No. 26.

Janry 3, 1944, it appearing that the plaintiff has a material witness in the U. S. Army service, the case is continued during duration of the War and for ninety days thereafter.

Per Curiam

Oct 11, 1944, this case settled and discontinued of record.

Kent & Kent atys for plaintiff
John L. Kent.

And now October 11 1944, the above case is hereby settled and discontinued of record as to Defendants' Counter Claim

Gerald D. Rathbun
Attorney for Defendants

Stuart A. Culbertson
79

y 6, 1941, Rec'd, $35.00 costs,
O. D. S.,

713, 1941 Rec'd $25, Walter J. McClintock

ne 12, 1941 Rec'd of
20 Walter J. McClintock $1.00
turn on cost.
Stuart A. Culbertson
Atty for Libellant

George L. Kerecman
vs.
Ruth A. Kerecman
Issued April 2, 1941

	$ ¢
Tax on writ (paid)	3.00
Shff Smith (paid)	2.90
Shff, Clearfield Co. (paid)	3.60
Walter J. McClintock, Master	25.00
Pro. for Co. 5-6-41. Pd.	8.10
Atty.	3.00

Subpoena in Divorce
And now, April 2, 1941, the within presented, and Subpoena awarded, returnable to the first Monday of May, 1941
Per Curiam
O. Clare Kent, P.J.

April 14, 1941, Subpoena retd: Served the within Subpoena in Divorce on Ruth A. Kerecman respondent within named at Robinson's Store, Clearfield, Penna. by making known to her the contents thereof and by handing to her a true and attested copy of the Subpoena. The party so served is the respondent within named, deriving my information from respondent, also from Isaac Robinson. So answers,
John J. Sharkey, Sheriff of Clearfield County, Pa.

Served the within Subpoena in Divorce upon Ruth A. Kerecman, Respondent, by deputizing the Sheriff of Clearfield County, Pa., as per his return hereto attached. So answers,
Harry B. Smith, Sheriff.

And now, May 5, 1941, Walter J. McClintock, Esq. is hereby appointed Master to take testimony in the above entitled case and make report to the court.
Per Curiam,

May 13, 1941, Testimony and Report of Master filed.
On Argt. List for May Term, 1941, No. 40.

June 3, 1941 After due consideration a divorce is decreed as prayed for.
Per Curiam,
O. Clare Kent, P.J.

Decree.
And now to wit: June 3-A.D.-1941 this cause came on to be heard on libel subpoena subsequent proceeding and evidence duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true it is ~~by the~~ Court ordered adjudged and decreed, That the said George L. Kerecman be divorced and for ever seperated from the nuptial ties and bonds of Matrimony here to for contracted between him the said George L. Kerecman the libellant and the said Ruth A. Kerecman the respondent; and that thereupon all and every the rights and claims accruing to either the said libellant or said respondent at any time hereafter in pursuance of said marriage shall cease & determine; and the said libellant and respondent shall be at liberty to marry again in like manner as if they had never been married.
Per Curiam

80	First National Bank, Meadville, Pa, vs. Harold A. Oakes Entered April 3, 1941 Pro. Slayton (paid) $2.25	Of No. 618 February Term, 1936 D.S.B. Amicable Scire Facias sur Judgment It is agreed that the Prothonotary of said court enter an Amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued served personally on the defendant by the Sheriff of said County, and duly so returned, and that a judgment be entered thereon in favor of the plaintiff and against the defendant for the sum of Five Hundred Dollars, being the amount of debt, interest from April 1, 1940, and costs now due on the original judgment with all the waiver and conditions contained in the original judgment note. Debt $500.00 Int. from April 1, 1940 Judgment Paul D. Slayton, Pro. O. page 64

Kent & Kent
81

Marion L. Smith
Vs.
George S. Smith
Issued April 3, 1941.

Tax & writ (Paid)	3.00
Shff Smith (Pd.)	3.20
Otto A. Stolz, Master	25.00
Prs. for Co. 5-6-41 Pd.	8.10
Atty.	3.00

May 5, 1941, Rec'd $93.10 costs
P. D. $,
May 20, 1941. Rec'd 25.00
Master's Fee Otto A. Stolz

Subpoena in Divorce and for custody of George S. Smith Jr., minor child of the parties.
And now, April 3, 1941, the within petition presented, and Subpoena awarded, returnable to the first Monday of May, 1941.
Per Curiam,
O. Clare Kent, P.J.

April 7, 1941, Subpoena retd: Served the within Subpoena in Divorce on the Respondent, personally, on the 7th day of April, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit.
So answers,
Harry E. Smith, Sheriff.

And now, May 5, 1941, Otto A. Stolz, Esq., is appointed master to take testimony.
Per Curiam.

May 20, 1941, Testimony and Report of Master filed.
On Argt. List for May Term, 1941, No. 46.

June 3, 1941, After due consideration a divorce is decreed as prayed for, the respondent, George S. Smith, is ordered to pay the cost of this proceeding and the custody of minor child, George S. Smith, Jr., is awarded to libellant, Marion L. Smith. Per Curiam,
O. Clare Kent, P.J.

Decree.

And now to wit; June 3. A.D. 1941 this cause came on to be heard on libel subpena. subsequent proceedings and evidence therein duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true. it is by the Court ordered adjudged and decreed That the said marion L Smith be divorced a vinculo for ever seperated from the nuptial ties and bonds of matrimony. here to for contracted between the said Marion L Smith the libellant and the said George S Smith the respondent and that there upon all and every the duties rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage shall cease and determine; and said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married

It is further ordered and decreed that the Custody of Minor Child George S Smith Jr is awarded to libellant Marion L Smith
(per curiam)

82	C. W. Sheldon, use of Myra J. Sheldon, Executrix of the last will and testament of C. W. Sheldon, dec'd vs Joseph F. Connor Entered April 3, 1941 Pro. Clayton (paid) $2.25	Of No. 603 Feby Term, 1936 D.S.B. Amicable Sci. Fa. sur Judgment It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said County, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Three thousand eighty-two and 54/100 Dollars, being the amount of debt, interest to date and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note. Dated March 13, 1941 Debt $3082.54 Int. from Mar. 13, 1941 Co. page 77 Judgment Paul D. Clayton, Pro Sept. 6, 1945, This judgment satisfied. (See paper filed.)

83

C W. Sheldon, use of Myra J. Sheldon, Executrix of the last will and testament of C.W. Sheldon, decd
vs.
Joseph F. Connor
Entered April 3, 1941
Pro. Clayton (paid) $2.25

Of No. 604 Feby Term, 1936 D.S.B.
Amicable Sci. Fa. sur judgment
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant for the sum of Nine hundred Dollars, being the amount of debt, interest to date, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note. This dated March 13, 1941

Debt $900.00
Int. from Mar. 13, 1941
Co. page 77
Judgment
Paul D. Clayton, Pro

Sept. 6, 1945, This judgment satisfied. (See paper filed.)

F. Joseph Thomas
84
Thomas & Kistler
for Leo Heil
4-25-41 P.S.

George J. Simonetta
for Lawrence Ridle
5/5/41 P.S.

Iola Mulligan
vs.
Leo Heil and
Lawrence Ridle
Issued April 4, 1941
$ ¢

Tax & writ (paid) 2.00
Sheff Smith (paid) 5.30
Pro. for Co. 3/3/42. Pd. 4.95
Atty. 3.00

Summons in Trespass
Returnable to first Monday of
May next.
Writ returned: Served the within
Summons on Leo Heil at his resi-
dence No. 1109 S. Cottage Street, City
of Meadville, Pa., by handing to
Frank Heil, he being an adult
member of his family namely
his father, on April 9, 1941, at 11:05
o'clock A.M., a true and attested
copy of the within summons
and making contents of same known
to him. Also, served the within summons personally
on Lawrence Ridle, at his residence in West Mead
Township, Crawford County, Pa., on April 9, 1941 at 11:30
o'clock A.M., by handing to him a true and attested
copy thereof, and making contents of same known
to him. So answers Harry B. Smith, Sheriff
Nov. 3, 1941 Statement of Claim filed. Service accepted
by Defts attys.
On Printed Trial List, 1942, No. 21.
On Spring Trial List, 1942, No. 6.
March 2, 1942, Reported as settled.

And now March 3, 1942
this case is settled
ended and discontinued.
F. Joseph Thomas
attorney

F. Joseph Thomas
85

5-9-41. P. D. $.

Sherman De Ross		Summons in Trespass;
vs.		Returnable to first Monday of May next
Stanford Brown		Aug. 8, 1941, Statement of claim filed.
Issued April 4, 1941		On Fall Trial List 1941; No. 32.
	# -	Writ returned: Served the within
Jay Hunt (paid)	2.00	Summons personally on Stanford
Shff. Smith (paid)	6.10	Brown, at his residence in Summerhill
Pro. Clayton 11-22-41. Pd.	9.85	Tp. Crawford County, Pa., on April 12, 1941
Jury fee 11-22-41. Pd.	4.00	at 3:55 P.M., by handing to him a
Atty	3.00	true and attested copy of the within
Pro. S. 11-22-41. Pd.	1.50	summons, and making contents
Shff. King, Sub. d.t. (pd)	3.40	of same known to him.
		So answers Harry B. Smith, Sheriff.

And now, October 14, 1941, a jury selected and sworn as follows: 1- Mrs. Hazel Watson, 2- Mrs. Winifred Burchard, 3- Fenton Sheldon, 4- Irvin J. Hamilton, 5- Otto E. Graham, 6- Mary E. Bailey, 7- J. E. Waite, 8- Linden R. Golden, 9- Mrs. Hazel K. Stainbrook, 10- Hugh A. Frey, 11- Guy E. Boyle, 12- J. C. Miller: Twelve good and lawful persons, who upon their solemn oaths which they have taken, say, Oct. 16, 1941, they find for the plaintiff in the sum of $305.75 bills displayed as exhibits in the case; further find for the plaintiff in the sum of $2000.00, damages because of suffering and loss of sight in one eye; in all for the sum of $2305.75

"Br" page 160.

Oct. 16, 1941, Plaintiff's and defendant's points filed.

Now, Oct 17, 1941, On motion by Deft., rule granted on Plff to show cause why judgment N.O.V. should not be entered for deft., returnable See leg. And the official Court Stenographer is ordered and directed to transcribe the notes of testimony and the charge of the Court, and and after due certification, to lodge and file the same as part of the record of the within proceeding.

(See paper filed.) Per Curiam

Now, Oct. 17, 1941, Motion by defendant for a new trial filed, and rule to show cause granted, returnable to next argument Court. And the Court Stenographer is ordered and directed to transcribe the notes of testimony and charge of the Court and after certification, lodge and file the same as part of the record. With leave to defendant to file further and more specific reasons within 20 days after notice that the testimony and charge of Court have been filed. (See paper filed) Per Curiam

9.85
5.50
15.35

And now November 24, 1941 this case is settled ended and discontinued

F. Joseph Thomas
attorney for Plaintiff

April 2, 1942, Return of service of Subpoena duces tecum filed.

F. Joseph Thomas 86 Charles Cutherell 4/14/41 P.S.	Mike Koman and General Exchange Insurance Corporation vs. Frances Walton and Cary L. Main Entered April 4, 1941 Tax & writ (paid) 2.00 Shff. Smith (paid) 4.90 Pro. Prothy. (paid) 1.00 Plff's Bill of Costs (paid) 30.70 Jury Fee 10-26-43 Rd. 4.00 Plff's Supplemental Bill of Costs 3.00 30.70	Summons in Trespass, Returnable to first Monday of May next. Writ returned: Served the within summons on Frances Walton on April 9, 1941, at 10:55 o'clock A.M. at No. 1311 Park Av., Meadville, Pa., by handing her a true and attested copy of the within writ and making contents of same known to her. Also, served the within summons on Cary L. Main on April 9, 1941, at 10:55 o'clock A.M. at No. 1311 Park Av., City of Meadville, Pa., by handing him a true and attested copy thereof, and making contents of same known to him. So answers Harry B. Smith, Sheriff Oct. 20, 1941, Plaintiff's Statement of Claim filed; Service of copy accepted by defendant's attorney. On Winter Trial List, 1942; No. 26. On Spring Trial List, 1942; No. 9. March 3, 1942, continued on application of defendants and market remanet. Per Curiam On Fall Trial List, 1942 No. 3 Oct. 5, 1942, Continued on application of plaintiff. Per Curiam. On Winter Trial List, 1943; No. 12. Janry 12, 1943 continued on application of defendant, and marked remanet. Per Curiam. On Spring Trial List, 1943; No. 3. And now, March 3, 1943 The defendants by their attorney move the Court to continue the above case to Oct term, 1943, on condition that defts pay within 10 days costs of witnesses and mileage for witnesses appearing for plff at this term, case to be marked Remanet. Upon above conditions and agreements, plffs' counsel consents to the continuance. And now, March 3, 1943 In accord with the within motion and consent, the case is continued as prayed for, on conditions mentioned and set forth within. Per Curiam (See paper filed) On Fall Trial List, 1943; Nos. 1, And now, October 4, 1943, Jury called and sworn as follows: 1- Mrs Christine Zillhaver, 2- Mrs. Alice Miller, 3- Mrs Richard Mil- one, 4- Mrs Catherine McNamara, 5- Jessie B. McGill, 6- Hattie Foley, 7- Charles Guttman, 8- Mrs Gladys Gill, 9- Arthur Doane, 10- Fred Hamilton, 11- Mrs. Chas F. Truran, 12- Mrs. Ivan Tucker, twelve good and lawful persons who upon their solemn oath which they have taken, say, same day, at 11:45 o'clock A.M. they find for the plaintiffs and against the defendants, for the sum of Two hundred fifty Dollars ($250.00). Oct. 18, 1943, Plaintiff's Supplemental Bill of Costs $30.70 filed.

And now, Oct. 26, 1943, upon payment of the jury fee judgment is hereby entered on the verdict in favor of plaintiff, Mike Koman, and against the defendants.

Debt $250.00
Int. from Oct. 4, 1943
Judgment
Paul D. Clayton,
Prothonotary

No. page 171; M. page 119.

Oct. 26, 1943, Certificate of judgment mailed to Dept. of Revenue, Harrisburg, Pa.

W. J. Sirdevan
87

May 15, 1941, Recd. $33.10 costs.
P. D. S.

May 22, 1941 Recd. $25.00 Master's fee
J. E. Jack

Carl Baron
vs
Harriet Ida Baron
Issued April 4, 1941

Tax & writ (paid)	3.00
Shff. Smith	
P. J. McDonald, Pd.	1.00
James E. Jack, Master	25.00
Pro. for Co. 5-15-41, Pd.	8.10
Atty.	3.00

Subpoena in Divorce
And now, April 4, 1941, Subpoena awarded, Returnable first Monday of May, 1941.

Per Curiam,
O. Clare Kent, P.J.

May 15, 1941, Subpoena retd.: Peter J. McDonald makes affidavit that he is a police officer of Titusville, Pa., and that he served the within subpoena on Harriet Ida Brown, on April 21, 1941 at her residence at No. 532 West Spring St., Titusville, Pa., by exhibiting same to her and making known to her the contents thereof and at the same time delivering to and leaving with her a true and attested copy thereof; that deponent knows the person so served to be the same person named as respondent.

And now, May 15th, 1941, James E. Jack, Esq., is appointed Master as within moved.

Per Curiam:

May 22, 1941, Testimony and Report of Master filed.
On Argt. List for May Term, 1941; No. 54.

June 4, 1941 After due consideration a divorce is decreed as prayed for.

Per Curiam,
O. Clare Kent, P.J.

Decree.

And now to wit: June 4 - A.D. 1941 this cause came on to be heard on libel subpoena, subsequent proceedings, and evidence therein duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered adjudged and decreed. That the said Carl Baron be divorced and forever seperated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Carl Baron the libellant and the said Harriet Ida Baron the respondent; and that there upon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

per curiam

Stuart A Culbertson 88	Bertha J Janner vs. Charles Leon Janner Issued April 4, 1941 # / Tax & writ (paid) 3.00 Shff Smith (paid) 3.20	Subpoena in Divorce And now, April 4, 1941 the within Subpoena presented in open Court, and Subpoena awarded returnable to the first Monday of May, 1941. Per Curiam O Blare Kent, Esq Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 22d day of April, 1941 by delivering a true and attested copy of the same and making known to him the contents thereof, as appears from affidavit as above So answers Harry B Smith, Sheriff.

F. Joseph Thomas
See acceptance of notice filed

John N. Bozic
See notice filed

May 21, 1941 rec'd
docket fee
F. Joseph Thomas

May 21, 1941
Received 9.75
Costs in full
E. G. MacFarraughan Alderman

Ted Lord
vs.
Homer Meanor et ux
Helen F. Meanor
Entered April 4, 1941

Tax & entry	5/21/41 Pd.	1.50
Costs on Trans		7.75
Pro. disc.	5/21/41 Pd.	1.50
atty.		3.00

Appeal by Defendants from Judgment of E. G. MacFarraughan, Esq., Alderman.

April 8, 1941, Service of notice of filing appeal accepted by F. Joseph Thomas, Esq., as Attorney for Plff (See paper filed)

May 6, 1941, Statement of claim filed; Service of copy accepted by defendant's attorney.

And now May 21 1941 received satisfaction of debt interest and costs and direct the prothonotary to discontinue the above case of record.

Attest:
Paul D. Slayton, Pro.

F. Joseph Thomas
attorney for Plaintiff

Geo. C. Magee, Jr.
9d

July 31, 1941 Received from Libellant per atty $35.00 costs
Paul D. Clayton Pro

August 5th 1941, Recvd my fees as Master in this case.
J. E. Henretta
Master.

Oct 28-1941. Rec'vd $1.40 refund—
Geo. C. Magee Jr.

Harry B. McClelland
vs.
Anna M. McClelland
Issued April 4, 1941

	$ -
Tax & writ (paid)	3.00
Shff. Smith (paid)	8.50
J.E. Henretta, Esq. Master	25.00
Pro. for. Co. 7-31-41. Pd.	8.10
Atty.	3.00
Pro. Addl. 9-26-41. Pd.	.50

Subpoena in Divorce
And now, April 4, 1941, the within petition presented, and Subpoena awarded, returnable to the first Monday of May, 1941.
Per Curiam,
O. Clare Kent, P.J.

Writ returned. Served the within Subpoena in Divorce on the Respondent personally, on the 10th day of April, 1941, by delivering to her a true and attested copy of the same and making known to her the contents thereof, as appears from affidavit as above.
So answers Harry B. Smith, Sheriff

And now, July 31, 1941, J.E. Henretta, Esq. is appointed Master in this case, to take testimony and make report. Per Curiam
(See paper filed) Cert. issued.
O. Clare Kent, P.J.

Aug. 5, 1941, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1941; No. 25.

Sept. 24, 1941, after due consideration a divorce is decreed as prayed for.
Per Curiam.

Decree-

And now to wit, September 24- A.D. 1941 this cause came on to be heard on libel, Subpoena, subsequent proceedings and evidence there in duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true it is by the Court, ordered adjudged and decreed, That the said Harry B. McClelland be divorced and for ever separated from the Matrimonial bonds and ties of Matrimony heretofore contracted between him the said Harry B. McClelland the libellant and the said Anna M. McClelland the respondent and that their several and every the duties rights and claims accruing to either the said libellant or the said respondent during the said marriage from the time of the commencement of said marriage shall cease and determine and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
(Per Curiam)

Geo. C. Magee, Jr
91

May 20, 1941, Rec'd $35.00 costs
P. A. S.

May 24 1941 Rec'd of Pro. Prothonotary $25.00 Master fee in above case.
F. C. Kiebort Jr.
Master

Henry H. Johnson
vs.
Mabelle M. Johnson
Issued April 4, 1941

Tax & writ (paid) $3.00
Shff. Smith
Fred C. Kiebort, Jr. Master 25.00
Pro. for Co. 5-20-41, Pd. 8.10
atty. 3.00

Subpoena in Divorce
And now, April 4, 1941, Subpoena awarded, Returnable first Monday of May, 1941.
Per Curiam,
O. Clair Kent, P.J.

April 17, 1941, Subpoena retd.; Ralph F. Joyce being duly sworn according to law deposes and states that he served the within Subpoena in Divorce personally upon the respondent, Mabelle M. Johnson, on April 7, 1941 at 5 o'clock P.M. at 346 Clark Road, West Mead Township, Crawford County, Pa., by handing her a true and attested copy of said subpoena and making known to her the contents thereof. The said Mabelle M. Johnson identified herself by admission that she was the respondent named in the within subpoena. (See writ filed.)

And now, May 20, 1941, Fred C. Kiebort, Jr., Esq., is hereby appointed Master in Divorce in above entitled case to take testimony and report thereon,
Per Curiam.

May 23, 1941, Testimony and Report of Master filed.
On Argt. List for May Term, 1941, No. 70.

June 6, 1941, after due consideration the libel is dismissed and a divorce as prayed for is refused, Per Curiam,
O. Clare Kent, P.J.

Kenneth W. Rice	Clifford R. Irons, a minor by his Guardian and father, George C. Irons, and George C. Irons and Etta C. Irons, in their own right.	Summons in Trespass, Returnable to next term
92	vs.	And now, April 12, 1941, Paul E. Thomas, Esq., appears for defendants, waives the issuing of Summons, with the same force and effect as if regularly issued and duly served by the Sheriff. (See praecipe)
Paul E. Spencer.	William Hill & Clinton Hill	April 7, 1941, Petition for order authorizing settlement and discontinuance, filed.
	Entered April 7, 1941	And now, April 7, 1941, upon presentation of the foregoing, leave is hereby granted to settle and compromise the above action, upon payment unto George C. Irons and Etta C. Irons the sum of One Hundred Eighty-four ($184.00) Dollars, and upon payment unto them, as natural guardians of Clifford R. Irons, the sum of Fifty ($50.00) Dollars, and upon payment thereof, said action shall be marked: "Settled and Discontinued", of record.
	Fee $ /	
	Jay & entry (paid) $2.00	
	Pro. Slayton, since (paid) 4.00	
	Atty. 3.00	
	9	
	(See petition)	Per Curiam, O. Clare Kent, P.J.

And Now April 14, 1941 the Defendant having paid to George C. Irons & Etta C. Irons the sum of $184.00 & also having paid to them as Natural Guardian of Clifford R Irons the further sum of $50.00 the Prothonotary is hereby directed to mark the within action "settled & discontinued" of record.

Kenneth W Rice
Attorney for Plaintiff.

Donald G. Thompson

93

William A. Walp,
Plaintiff-Petitioner,
vs.
John Koessling, Jr.,
Fred Koessling,
Ada Walp Arlington,
Andrew Dana Walp,
Eugene Donald Walp,
Pauline Walp,
Georgia Walp and
Ada Dorothy Hatten
Respondents.
Entered April 7, 1941

Rule to bring Ejectment within six months, for a tract of land described as follows: Situated in the Third Ward of the City of Meadville, Crawford County, Penna, bounded as follows: On the north by Arch Street fifty-two (52) feet, more or less; on the east by East Street fifty feet and six inches (50'6"), more or less; on the south by land now or formerly of O'Laughlin, and on the west by land now or formerly of Riley; being the same land conveyed to this petitioner by deed from Donald G Thompson and wife, dated April 18, 1940, and recorded in Deed Book 301, page 136.

Pro Clayton 6/5/41. Bd. ✓ 5.00
Shff Erie Co. (paid) 4.00
Shff Smith (paid) 4.50
Shffs fees Sioux Co. Iowa (Fol) 4.45
Prothy Fee Co. 2-4-42. Pd. 5.00
Atty 3.00

(9 names indexed in Eject. & Misc. Index)
April 7, 1941, Petition presented & filed.

And now, April 7, 1941, upon hearing the within petition, in open Court, a Rule is granted on John Koessling Jr. Fred Koessling, Ada Walp Arlington, Andrew Dana Walp, Eugene Dana Walp, Pauline Walp, Georgia Walp, and Ada Dorothy Hatten, to bring their action of ejectment on behalf of themselves or either of them, within six months from the date of service of this rule upon them, or show cause why the same cannot be so brought. Returnable Second Monday of May, 1941.

(See petition filed) Per Curiam.

May 12, 1941, Acceptance of service of rule by respondents John Koessling, Jr. and Fred Koessling, filed.

And now, May 12, 1941. On motion in open Court, the return day of the rule to bring ejectment is hereby extended to the first Monday of June, A.D. 1941.

(See paper filed) Per Curiam.

Return of Rule: The Sheriff of Erie County makes return: "That on May 5, 1941, at 8:50 A.M. E.S.T., he served the within named Ada Walp Arlington, by handing to her personally, at her place of residence, 325 Poplar Street, Erie, Penna, a true and attested copy of the attached Petition for Rule on Respondents to bring Ejectment, and made the contents thereof known to her; also, served the within named Eugene Donald Walp, by going to his place of residence, No 325 Poplar Street, Erie, Penna, and handing to an adult member of his family, namely his sister Ada Arlington, a true and attested copy of the attached petition for Rule on Respondents to bring Ejectment, and made the contents thereof known to her. And that the party so served was known to be the defendant Ada Walp Arlington, named in said writ by her own admission." So answers Harl F. Johnston, Deputy Sheriff.

Continued on page 702

Peters & Prather

94

July 10, 1941, Paid Enterprise News $4.00 costs by check #940. P.D.B.

Petition of
Catherine E. Ford
for appointment
of a Guardian
for
Dennis Bailey
of Athens Township
now a patient in
the State Hospital
at N. Warren, Penna
as a person of weak
mind
Entered April 7, 1941

Pro. Slayton 5/9/41. Pd. $5.00
Pro. asst. 7-10-41. Pd. 3.00

April 7, 1941, Petition presented in open Court and filed.
Ba. page 148

Now, April 7, 1941 upon presentation of the foregoing petition and due consideration thereof, it is hereby ordered that a hearing shall be had on said application, on the first Monday of May, 1941, at 9:30 o'clock A. M., and that ten days written notice thereof shall be given to the said Dennis Bailey and his relatives as required by law.
(See petition files) Per Curiam.

May 5, 1941. Three proofs of service of notice of hearing filed, to-wit, affidavit of service of notice on respondent on April 24, 1941; acceptance of service of notice by Mrs. May Jones (not dated), and acceptance of service by M. L. Bailey (not dated).

May 5, 1941. Affidavit of Robert H. Israel, M. D., Supt. of Warren State Hospital, as to mental disability of respondent and his inability to attend hearing, filed.

And now, May 5, 1941, after hearing this case, and after due consideration of evidence produced, it is hereby ordered, adjudged and decreed that the said Dennis Bailey is a person of weak mind, and liable to become a victim of designing persons; and Roy S. Peters is hereby appointed guardian of the estate of the said Dennis Bailey, bond to be given in the sum of $300.00 to be approved by the Court
(See paper filed) Per Curiam.

May 12, 1941. Bond of Roy S. Peters, Guardian, with United States Fidelity and Guaranty Company as surety, in the sum of $300.00, approved by the Court and filed.

July 10, 1941, Final Account of Guardian filed showing no balance. Sameday advertisement of notice of filing account sent to Enterprise News, Cambridge Springs, Pa., stating that said account will be confirmed nisi on the first Monday of August next; and if no exceptions are filed within ten days of nisi confirmation said account will be confirmed absolutely.
Aug. 14, 1941, Proof of publication filed

And now, August 15, 1941, no exceptions having been filed, the above account is confirmed absolutely.

Paul D. Slayton, Prothonotary.

Walter J. McClintock

95

Petition of Commissioners of Crawford County for approval of private sale to Laverne M. and Vella E. Ploss of 138 acres of land in Randolph Tp. which was assessed in name of Hattie B. Jones, and sold to said Comrs. at Treasurer's sale for taxes on first Monday of Aug. 1930.
Entered April 7, 1941
Bro. Clayton $5.00

Now, April 7, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of May, 1941 at 9:30 o'clock A. M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford, and notice of said petition and order to be given to the School District of Randolph Township and the Supervisors of the Township of Randolph, being the taxing authorities; said notice to be served on them personally or by registered mail.
(See paper filed) Per Curiam

May 5, 1941, Proof of publication of notice, and acceptance of service of notice by School District and by Supervisors of Randolph Tp., - filed.

And now, May 5, 1941, at 9:30 o'clock A. M., the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make, and deliver to the purchaser, Laverne M. Ploss, and Vella E. Ploss, of 470 No. Main St., Meadville, Pa., a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price.

(See paper filed)

Per Curiam,
O. Clare Kent, P.J.

Walter J. McClintock 96	Petition of Commissioners of Crawford County for approval of private sale to Mrs. Maude Kelly and Gladys K. Zilhaver of 50 acres of land in Bloomfield Tp, which was assessed in name of Ray Kelley and sold to said Comrs at Treasurer's sale for taxes on first Monday of Aug. 1933. Entered April 7, 1941 Pro Clayton $5.00	Now, April 7, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of May, 1941, at 9:30 o'clock A.M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. (See petition filed) Per Curiam May 5, 1941 Proof of publication of notice filed. And now, May 5, 1941, at 9:30 o'clock A.M., the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, Mrs. Maude Kelly and Gladys K. Zilhaver of Cambridge Springs, Pa., R.D.#3, a commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam O. Clare Kent, President Judge (See paper filed)

Walter J. McClintock

97

Petition of Commissioners of Crawford County for approval of private sale to Parker Brown and Vera Brown, of 8 acres of land & buildings in Cambridge Tp. which was assessed in name of Christ Walp, and sold to said Comrs at Treasurer's Sale for Taxes, on the first Monday of Aug. 193-.
Entered April 7, 1941

Pro Slayton $5.00

Now, April 7, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of May, 1941, at 9:30 o'clock A.M., or as soon thereafter as the attention of the Court may be had for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford.
(See petition filed) Per Curiam,
May 5, 1941, Proof of Publication of notice filed.
And now, May 5, 1941, at 9:30 o'clock A.M., the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same; it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchasers, Parker Brown and Vera Brown, of Cambridge Springs, Pa., a Commissioners deed for the proper conveyence of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price.
Per Curiam,
O. Clare Kent,
President Judge

(See paper filed)

Walter J. McClintock 98	Petition of Commissioners of Crawford County for approval of private sale to William Arthur Ellis of three parcels of land in East and West Fallowfield Tps. (35+51 acres in E. Fallowfield, and 167 acres in W. Fallowfield) which was assessed in name of Stewart and Stewart, and sold to said Comrs at Treasurers sale for taxes on first Monday of August, 1935. Entered April 7, 1941 Pro. Clayton $5.00	Now, April 7, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of May, 1941, at 9:30 o'clock A. M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford, and notice of said petition and order to be given to the School District and the Supervisors of West Fallowfield Township, and to the School District and the Supervisors of East Fallowfield Township, being the taxing authorities, said notices to be served on them personally, or by registered mail. (See petition filed) Per Curiam. May 5, 1941. Proof of publication of notice filed. also acceptance of service of notice by the School District of, and by the Supervisors, of East Fallowfield Tp. filed, and also by the School District of, and by the Supervisors of West Fallowfield Township, filed. And now, May 5, 1941, at 9:30 o'clock A.M., the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, William Arthur Ellis of Nartstown, Pa., a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam, O. Clare Kent, President Judge. (See paper filed)

Herbert A. Mook

99

Petition of Frank Lewandowski and Mary Ruth Lewandowsky, husband and wife for change of their surname to Lewis.
Entered April 7, 1941
Pro. Slayton 12/31/41. Paid $5.00

April 7, 1941, Petition presented in open Court and filed.

And now, April 7, 1941, upon presentation of the foregoing petition a hearing is hereby set upon the same for the 7th day of July, 1941, at 9:30 o'clock A. M.; notice of this petition to be published in two newspapers of general circulation in Crawford County, Penna. (See petition filed) Per Curiam.

July 17 Proofs of publication of notice in the Tribune-Republican, Meadville, Pa., and in the Cornea at Lake Breeze, filed.

Final Decree: And now, July 7, 1941, upon hearing the petition filed in this case and upon motion of Herbert A. Mook, Attorney for petitioners, and upon proofs of publication of the notice as required by order of this Court, together with proof that there are no judgments or decrees of record, or any other matter of like character against the petitioners, and upon presentation to the Court that A.K. Britton, one of the parties to a certain articles of agreement for the sale of land to your petitioners, has received notice of this petition and has entered no objection, and it appearing that there is no further legal objection to the granting of the prayer of the petitioners,- It is Ordered and Decreed that the name of the petitioners be and their name is hereby changed to Frank Lewis and Mary Ruth Lewis, and the name of their minor child, Frank Joseph Lewandowski, is hereby changed to Frank Joseph Lewis, according to the prayer of the petitioners in accordance with the Acts of Assembly in such cases made and provided.

Per Curiam,
O. Clare Kent, J
President Judge.

(See paper filed July 17, 1941.)
July 21, 1941 Certified copy of decree issued.

100

In re Annual Report of County Auditors for the fiscal year ending December 31, 1940
Entered April 7, 1941

Pro. Slayton $2.50

Now, April 7, 1941, the within Auditors report for the year 1940, is ordered filed and advertised according to law, and confirmed nisi, to be confirmed finally in thirty days if no exceptions be filed thereto in the meantime.

Per Curiam
Oblare Kent, PJ

MAY TERM, 1941

F. Joseph Thomas
101

May 12, 1941, Recd. $33.10 costs
P.D.S.

May 24, 1941 - Rec'd from
J. S. Clayton. Pro. 25.00
Masters Fee — Herbert A. Mook
Master.

Sheldon Wolf
vs
Betty Wolf
Issued April 7, 1941

Jay writ (paid)	3.00
Shff. Smith (paid)	3.50
Herbert A. Mook, Master	25.00
Pro. for Co. 5-14-41, Pd.	8.10
Atty.	3.00

Subpoena in Divorce.

And now, April 7, 1941, Subpoena awarded, Returnable to the second Monday of May, 1941.

Per Curiam
O. Clare Kent, P.J.

May 14, 1941, Subpoena rete'd: Served the within Subpoena in Divorce on the Respondent, personally, on the 12th day of April, 1941, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit. So answers,

Harry B. Smith, Sheriff.

And now, May 12, 1941, Herbert A. Mook, Esq., is appointed Master to take testimony in the above entitled case and make a report thereon to the Court.

Per Curiam.

May 24, 1941, Testimony and Report of Master filed.

On Argt. List for May Term, 1941; No. 65.

June 5, 1941, After due consideration a divorce is decreed as prayed for.

Per Curiam,
O. Clare Kent, P.J.

Decree

And now to wit; June 5 A.D. 1941 this cause came on to be heard on libel subpoena subsequent proceedings and evidence there in duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed.

That the said Sheldon Wolf be divorced and forever separated from the matrimonial ties and bonds of matrimony here to fore contracted between him the said Sheldon Wolf the libellant and the said Betty Wolf the respondent and that thereupon all and every the duties rights and claims accruing to either the said libellant or the said respondent at any time hereto fore in pursuance of said marriage shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam

F. Joseph Thomas

102

Sept. 11, 1941, Recd $35.50 costs.
A. D. S.

Sept 18, 1941
Received $20.00
Master Fee in the
above entitled case
John C Spencer

Mary S. Healey
by her mother and
Chosen Guardian
Mabel Hemler
vs.
Joseph Earl Healey
Issued April 7, 1941

	$	¢
Tax & writ (paid)	3	00
Shff. Smith (paid)	1	60
Shff. Smith, alias (pd)	1	60
Shff. Smith, proc	11	15
John C. Spencer, Master	25	00
Pro. for Co. 9-12-41 Pd.	10	50
Atty.	3	00

Subpoena in Divorce
And now, April 7, 1941, Subpoena awarded, Returnable to the second Monday of May, 1941
Per Curiam
O. Clare Kent, P.J.

And now, May 12, 1941, writ returned; non est inventus as to the within named respondent. So answers,
Harry B. Smith, Sheriff.

June 13, 1941, Alias Subpoena in Divorce issued, returnable to first Monday of August next.

Al. Sub. retd: Aug. 4, 1941, Non est inventus as to the within named respondent
So answers Harry B. Smith, Sheriff

Aug. 6, 1941. Order issued for publication of proclamation in Divorce; returnable to 2d Mon. of Sept. next

Sept. 12, 1941, Proc. retd.:——I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa., a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached. So answers,
Harry B. Smith, Sheriff

And now, September 11, 1941, John C. Spencer, Esq. is appointed Master to take testimony in the above entitled case and make a report thereon to the Court. Per Curiam

Sept. 18, 1941, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1941, No. 45.

Sept. 29, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Joseph Earl Healey, is ordered to pay the cost of this proceeding. Per Curiam

Decree And now to wit: September 29-A.D. 1941 this Cause came on to be heard on libel, Subpoena, subsequent proceedings and evidence, therein duly taken and filed, & record and it appearing to the Court that the cause set forth in said libel, be true it is by the Court ordered adjudged and decreed, That the said Mary S. Healey be divorced and forever separated from the nuptial ties, and bonds of matrimony, heretofore contracted between the said Mary S. Healey the libellant, and the said Joseph Earl Healey, the respondent, and that there upon for all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again as if they had never married
Per Curiam

Kent & Kent
103

Roy A. Sherwood
vs.
Helen F. Sherwood
Issued April 7, 1941.

Jay & writ 5-22-41, Pd.	$ 3.00
Shff. Smith (Paid)	3.30
Herbert A. Mook, Master	25.00
Pro. fos Co. 5-21-41, Pd.	8.10
Atty.	3.00

Subpoena in Divorce

And now, April 7, 1941 the within petition presented in open Court and Subpoena awarded returnable to the second Monday of May, 1941.

Per Curiam
O. Clare Kent P.J.

Writ retd.; Served the within Subpoena in Divorce on the Respondent, personally, on the 21st day of April, 1941, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit. So answers,

Harry B. Smith, Sheriff.

May 21, 1941 Rec'd. $33.10 costs. P.D.S.

And now, May 21, 1941, Herbert A. Mook, Esq., is appointed master to take testimony.

Per Curiam.

May 24, 1941 - Rec'd from H. Clayton Rees. $25.00 Master's Fee - Herbert A. Mook Master.

May 24, 1941, Testimony and Report of Master filed.

On Argt. List for May Term, 1941; No. 66.

June 5, 1941, After due consideration a divorce is decreed as prayed for.

Per Curiam,
O. Clare Kent, P.J.

Decree.

And now to Wit: June 5 - A.D. 1941 this cause came on to be heard on libel subpoena subsequent proceedings and evidence thereon duly taken and filed of record and it appearing to this Court that the Causes set forth in said libel are true it is by the Court ordered adjudged and decreed. That the said Roy A. Sherwood be divorced and forever seperated from the marital ties and bonds of matrimony heretofore Contracted between him the said Roy A. Sherwood the libellant and the said Helen F. Sherwood the respondent. And that thereupon all and every the duties ties and rights, and Claims accruing to either the libellant or the said respondent at any time hereto fore in pursuance of said marriage shall cease and determine! and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married

Per Curiam

Stuart A. Culbertson 104	Nellie Mae Anderson vs. Milburn Sherman Anderson Issued April 8, 1941 $ - Tax & writ (paid) 3.00 Shff Smith (paid) 7.70	Subpoena in Divorce And now, April 8, 1941 the within petition presented in open Court and Subpoena awarded returnable to the second Monday of May, 1941 Per Curiam O. Clare Kent P.J. Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 24th day of April, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above. So answers Harry B. Smith, Sheriff.

Thomas & Kiebort
105

May 12, 1941, Rec'd $35.00 costs.
P. B. L.

May 22, 1941, Rec'd 25.00
Master's Fee.
M. B. Maloney
attorney

June 17-1941, Received
from Atty. Slayton $1.90
in full of costs
Thomas & Kiebort

Grace D. Barrows
vs.
James C. Barrows
Issued April 10, 1941

Jay & Spirit (paid)	$3.00
Shff Smith (paid)	3.20
M. B. Maloney, Master	25.00
Pro. for Co. 5-13-41. Pd.	8.10
Atty.	3.00

Subpoena in Divorce
And now, April 10, 1941 Subpoena awarded, returnable to the second Monday of May, 1941.
Per Curiam
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 11th day of April, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above
So answers, Harry B. Smith, Sheriff.

And now, May 12, 1941, on presentation of within motion M. B. Maloney, Esq., is hereby appointed Master in the above stated case,
Per Curiam,

May 22, 1941, Testimony and Report of Master filed,
On Argt. List for May Term, 1941; No. 53.

June 4, 1941 After due consideration a divorce is decreed as prayed for and the respondent, James C. Barrows is ordered to pay the cost of this proceeding.
Per Curiam,
O. Clare Kent, P.J.

Decree:
And now to wit: June 4 - A.D. 1941 this cause came on to be heard on libel, subpoena, subsequent proceedings and evidence therein, duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed, That the said Grace D. Barrows be divorced and for ever seperated from the bonds of Matrimony heretofore contracted between her the said Grace D. Barrows the Libellant and the said James C. Barrows the respondent and that there upon all and every the duties, rights, and claims accruing to either the said Libellant or the said Respondent at any time heretofore in pursuance of said Marriage shall cease and determine; And the said Libellant and respondent shall severally be at liberty to Marry again in like Manner as if they had never been Married
per Curiam

George C. Magee, Jr. 106	Petition of Joseph Greleski for Discharge from imprisonment as an insolvent debtor under the Insolvency Laws Entered April 10, 1941 Pro Slayton (paid) $5.00 ✓	April 10, 1941. Petition presented to Hon. O. Clare Kent, P.J. and filed. And now, to wit, April 10, 1941, upon motion of George C. Magee, Jr. Attorney for Petitioner, the Court grants a rule upon the Commonwealth of Pennsylvania, with notice to Herbert A. Mook, District Attorney for Crawford County, and the Commissioners of said County, to show cause why the petitioner, Joseph Greleski, should not be discharged from imprisonment; returnable to the 12th day of May, 1941, at 9:30 o'clock A.M. And it is further ordered that the defendant and petitioner, the said Joseph Greleski, be discharged from imprisonment pending the hearing of said rule, and he is hereby permitted to enter into his own recognizance for his appearance on the 12th day of May, 1941, at 9:30 o'clock A.M., for his compliance with the decree of the Court under the terms of the Act of Assembly in such cases made and provided, in the sum of $200}=. Per Curiam O. Clare Kent, P.J. (See petition filed) Same day, Service accepted by County Commissioners and District Attorney. Same day, Bond of petitioner in sum of $200.00 filed.

J. Berry Eckels
107

y 12, 1941, Rec'd $35.00 costs.
C. D. & S.,

May 21, 1945: Rec'd from
ne N. Sleighton, Pro.,
25.00 being my Master's
ee in this case.
J. E. Bossard, Atty

une 12 1941 Rec'd
1.90 refund in cst.
J. Berry Eckels

John Ellsworth McGuire
vs
Elizabeth Reva McGuire
Issued April 11, 1941

Tax writ	paid 5-22-41,	$ 3.00
Shff. Smith (Pd.)		2.90
Shff. Erie Co. Pd,		6.50
J. E. Bossard, Master		25.00
Grs. for Co. 5-15-41, Pd,		8.10
Atty,		3.00
		48.50

Subpoena in Divorce
And now, April 11, 1941, the within petition presented, and Subpoena awarded, returnable to the second Monday of May, 1941
Per Curiam,
O. Clare Kent P.J.

May 12, 1941, Subpoena retd: Karl F. Johnston, Deputy Sheriff of Erie County, Pa., makes affidavit that he served the within named respondent, Elizabeth Reva McGuire, on the 21st day of April, 1941 at 10:20 A. M., by handing to her personally at her place of employment Girard Model Works, Girard, Pa., a true and attested copy of the Subpoena in Divorce and made the contents thereof known to her, And that the party so served was known to be the Respondent named in said writ by her own admission.
So answers,
Karl F. Johnston Deputy Sheriff of Erie Co. Pa.

Served the within Subpoena in Divorce on Elizabeth Reva McGuire, by deputizing the Sheriff of Erie County, Pa., as per his return hereto attached.
So answers,
Harry B. Smith, Sheriff.

And now, May 12, 1941, J. E. Bossard, Esq., is appointed Master to take testimony in the above entitled case, and make report thereon to the Court.
Per Curiam.

May 21, 1941, Testimony and Report of Master filed.
On Argt. List for May Term, 1941; No. 49.

June 4, 1941, After due consideration a divorce is decreed as prayed for,
Per Curiam,
O. Clare Kent, P. J.

Decree.
And now to wit: June 4 A.D. 1941 this cause came on to be heard on libel, subpoena subsequent proceedings and evidence therein duly taken and filed of record and it appearing to the court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed.
That the said John Ellsworth McGuire be divorced and forever separated from the nuptial ties and bonds of Matrimony heretofore contracted between him the said John Ellsworth McGuire the respondent and said Elizabeth Reva McGuire the respondent; and that thereupon all and every the duties rights and claims accruing to either the said libellant or said respondent at any time hereto for in pursuance of said marriage shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again as if they had never been married (per curiam)

J. Perry Eckels

108

Thomas & Kiebert

5/5/41 - $2.8.

Department of Public Assistance of the Commonwealth of Pennsylvania

vs.

Harry E. Seeley, Administrator of the estate of Preston Seeley, deceased

Issued April 12, 1941

~~Jap~~ writ 5/14/41 Pd. #1.75

Shff Smith (Paid) 3.90

Jap .50

Pro. for Co. 9-2-41. Pd. 3.00

Atty. 3.00

Summons in Assumpsit, Returnable to first Monday of May, 1941

See pages 148 & 104

April 12, 1941, Statement of claim filed

Writ returned: Service by copy of the within summons with copy of Statement of claim was accepted by Thomas & Kiebert, Attys for Harry E. Seeley, Admr of estate of Preston E. Seeley, deceased, as per their acceptance of service on this writ.

So answers Harry B. Smith, Shff

And now, August 11, 1941, on motion of plaintiffs judgment is entered against the defendant and in favor of the plaintiffs for want of an affidavit of defense and liquidated at the sum of Eight hundred seventy-one & 30/100 dollars, with costs of suit.

Debt #871.30

Judgment

Paul D. Clayton, Pro.

See p. 148 & 150.

Mar 19, 1942 Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

J. Perry Eckels

Atty for Pltf.

R. B. Mahany 109	City of Titusville vs. Patrick Burns Owner or reputed owner Issued April 14, 1941 Pro. Slayton $2.25	Of No. 151 May Term, 1930, Appt. Doc Original Lien No. 46 May Tr. 1925 C.D. Scire Facias to revive judgment sur Municipal Lien. Returnable within three months from date of issuance. April 14, "Bk." Page 12 April 14, 1941. Affidavit of City Treasurer filed.

R. B. Mahany
110

City of Titusville
vs
George Brickner,
Owner or reputed owner
Issued April 14, 1941

Pro. Slayton	$2.25
Sheff. Smith (paid)	8.50
Pro. for C.	2.50
Atty.	3.00

Of No. 120 May Term, 1931, Appt. Doc.
Original Lien No. 57 May Tr. 1926 C.C.P.
Sci. Facias to revive judgment sur Municipal Lien;
Returnable within three months from date of issuance
"Br." page 156.
April 14, 1941, Affidavit of City Treasurer filed.
Writ returned: Served the within Sci. Facias upon George Brickner, owner or reputed owner, on May 16, 1941, at 6:20 o'clock P.M., at No. 350 Bank Street, Titusville, Pa., by handing to him a true and attested copy thereof, and making contents of same known to him.
So answers Harry B. Smith, Sheff.

And now, Nov. 19, 1947, on precipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an appearance and affidavit of defense and same is liquidated at the sum of Five hundred seventy-eight & 87/100 Dollars, with costs of suit.

Debt $578.87
Interest from Nov. 19, 1947.
Judgment
Paul D. Slayton,
Prothonotary.

111

Isadore Poly
R.#2, Guys Mills Pa.

Pearl Reese and
Ora B. Reese
Entered April 15, 1941
1
Pro. Slayton (Paid) 2.25

Of No. 335 May Term, 1936, Apr. Doc
Amicable Scire Facias sur Judgment
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said County, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Four hundred Dollars, being the amount of debt and costs now due on the original judgment, with interest from June 21, 1940 with all the waivers and conditions contained in the original judgment note.

Debt # 400.00
Int. from June 21, 1940
R. pages 77 & 82 Judgment.
Paul D. Slayton, Pro

✓
June 23, 1945
Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
Isadore Poly
Witness: Paul D. Slayton

112

J. B. Keen
vs.
Geo. B. Jackson
Entered April 15, 1941
Pro. Slayton (paid) 2.25

Of No. 578 February Term, 1936 DSE
Amicable Scire Facias sur Judgment
It is agreed That the Prothonotary of said court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant for the sum of Seven hundred ninety-five Dollars, being the amount of debt, interest and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $795.00
Int. from April 15, 1941
Judgment.
Paul D. Slayton, Pro

J. page 49.

June 3", 1947 Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
J. B. Keen
Witness: Paul D. Slayton

Kent & Kent

113

Thomas Kiebort
4-26-41.
Fred b. Kiebort
6/25/42.

C. P. Keefer and Martha Keefer
vs.
Harley D. Carpenter
Issued April 15, 1941

	£	✓
Jay & writ (paid)	2,00	
Shff. Smith (paid)	3.20	
Pro. for Co. 8/10/42. Bd.	1.50	
Atty.	3.00	

Summons in Trespass, Returnable to First Monday of May, 1941.

Writ retd.: Served the within Summons, personally, on Harley D. Carpenter, on April 18, 1941, at 2:30 o'clock P. M., at No. 291 Chestnut St., City of Meadville, Crawford County, Pa., by handing to him a true and attested copy of the within Summons and making contents of same known to him.

So answers,
Harry B. Smith, Sheriff.

June 25, 1942 Statement of Claim filed. Service accepted by Defts. Atty.

8/3/42, this case discontinued.
Kent & Kent
attys for Plaintiff.

114 Stuart A. Culbertson Cert. filed May - 1942 by Florence Sunner Steck S/Mac Swope Atty.	Florence Sunner Steck vs. Nick Terrigino Entered April 17, 1941 Tax Entry (paid) $1.50 Costs on Trans 6.90 Pro. for Co. 4/4/42. Pd. 1.50 Atty. 3.00	Appeal by Deft. from Judgment of S. G. MacTarnaghan, Alderman April 29, 1941. Proof of service upon plaintiff of notice of filing appeal filed. And now, April 4, 1942, on motion of defendant's attorney, Judgment of Non. Pros. is hereby entered against the plaintiff for want of a statement of claim. Judgment of Non. Pros. St. p. - 163. Paul D. Slayton, Prothy.

April 15, 1944, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to ~~satisfy~~ the same record. ✓

Witness:

Leland J. Culbertson
see Statement of Claim
vs
Kenneth W Rice

Virgil Walliams
vs.
Frank Murman
Entered April 17, 1941

	$	¢
Tax & entry (paid)	1.	50
Posts on Trans	7.	20
Prs. & for Co.	10.	80
Jury fee	4.	00
Atty	3.	00

Appeal by Deft. from Judgment of D. G. Mac Farnaghan, Alderman April 26, 1941, Proof of service upon plaintiff, of notice of filing appeal, filed. May 3, 1941. Statement of Claim filed. Service, accepted.

May 22, 1941. Affidavit of defense and counter claim filed. Service accepted.

On Winter Trial List, 1942; No. 17.

Jan. 5, 1942, Motion to amend plaintiff's statement of claim filed;

Order; And Now, January 5th, 1942, upon consideration of the foregoing motion, the amendment is allowed as prayed for.

Per Curiam.

On Spring Trial List, 1942; No. 4.

Feb. 23, 1942, Continued on application of plaintiff, and marked remanet.

Per Curiam

On Fall Trial List, 1942, No. 1.

And now, October 5, 1942, Jury selected, called and worn as follows: 1- Mrs. Dorothy Falck, 2- Miss Ruth Koehler, 3- Wm R. Fielding, 4- George Foreman, 5- Mrs. Janette Lehman Culbertson, 6- Sam Sterrett, 7- Earl Gleason, 8- Mrs. Hull Greenfield, 9- Karl K. Smock, 10- Mrs. Jellot Terrill, 11- Mrs. Emerson Glancy, 12- Walter E. Klipple: twelve good and lawful persons who upon their solemn oaths which they have taken, say Oct. 6, 1942 they find the plaintiff and defendant equally negligent.

116

J. J. Hurley
vs
R. L. Vincent adm
Mrs R. L. Vincent
Entered April 17, 1941

Pro. Slayton (Jud)	2.25
Plff's Atty Orig	1.75

Of No. 612 February Term 1936 D. S.
Amicable Scire Facias sur Judgment
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county, and duly so returned, and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Two hundred Dollars, with interest from April 14, 1936, with costs, with all the waiver and conditions contained in the original judgment note.

Debt $200.00
Int from April 14, 1936
Judgment
Paul D Slayton, Pro

V. page 28, 28

Jan. 28, 1943, Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

J. J. Hurley

Witness: Paul D. Slayton

Geo. C. Magee, Jr.
J. M. McGirl,
117

Herbert A. Mook for Rule

The J. A. Watkins Company, a Corporation
vs.
Merle S. Miller,
Ralph J. Miller, and
James A. Bossard
Issued April 18, 1941

Jas. Writ	4-22-41	2.00
Shff. Smith (paid)		5.40
Pro. for Co. 2/24/42. Pd.		3.50
Atty.		3.00
Pro. rule, sat. & cert.		4.75

Summons in Assumpsit. Returnable to 2d Monday of May next.
April 18, 1941, Statement of Claim filed. Copy certified.

Now, May 5, 1941, upon filing the within affidavit of James A. Bossard, one of the defendants in the above entitled case, and upon motion of Herbert A. Mook, attorney at law, for James A. Bossard, a rule is hereby granted upon the plaintiff to show cause why it should not give security for costs; returnable see reg.; All proceedings to stay in the meantime.
(See paper filed) Per Curiam.

Writ returned: Served the within summons, together with copy of Statement of claim personally, on James A. Bossard, at his residence in Woodcock Township, Crawford County, Pa, on April 21, 1941, at 11:15 o'clock A.M., by handing to him a true and attested copy thereof and making contents of same known to him. So answers Harry B. Smith, Sheriff.

Dec. 10, 1941, Plaintiffs bond as security for costs, with U.S. Fidelity and Guaranty Company as surety, in the sum of $200.00, filed.

And now, Feby. 24, 1942, on motion of plaintiffs' attorney and in accordance with Rules of Court, judgment is hereby entered in favor of the plaintiff and against the defendants for want of an affidavit of defense and liquidated at the sum of Seven hundred eighty-seven & 33/100 Dollars, with costs of suit

Debt $787.33
Interest from Feby. 24, 1942.
Judgment
Paul D. Slayton, Prothy.

Bo. p 163; M. pp 67-213.

April 6, 1942, Petition To Open Judgment filed.

Order: Now April 6, 1942, upon presentation of the foregoing petition, a rule is hereby granted upon the plaintiff to show cause why judgment should not be opened and defendant allowed to file his Affidavit of Defense to plaintiff's Statement of Claim.

Per Curiam,
O. Clare Kent, President Judge

April 23, 1942, Answer of Ralph J. Miller, co-surety, to Rule, filed. Service accepted by Herbert A. Mook, Atty for James A. Bossard.

April 24, 1942, Answer of plaintiff filed. Service accepted by Atty for Rule.

On Argt. List for May Term, 1944, No. 2.

May 22, 1944, by agreement of counsel the rule to open judgment is discharged. Per Curiam.

Aud. Nov. Dec. 11, 19 44
Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
H. C. Magee Jr.
Attorney for Plaintiff
Witness: Paul D. Slayton
Prothonotary

Note: This judgment not to be satisfied or certificate of satisfaction issued until costs of $4.75 are paid.

F. Joseph Thomas
118
Kent & Kent

Dr. George Gutman
vs.
Raymond W. Smith
Entered April 22, 1941

Tax & entry	5/26/41. Pd.	1.50
Costs on Trans (Plff. Pd)		6.25
Pro for Co. 8-3-42. Pd.		4.00
Atty.		3.00
Cert. 8-7-42. Pd.		.50

Appeal by Deft. from Judgment of Dominick Lemmo, Alderman April 22, 1941, Proof of notice of filing appeal filed.
May 6, 1941, Statement of claim filed; Service of copy accepted by defendant's attorney. (See paper filed.)
July 3, 1941, Affidavit of defense and counter claim filed. Service accepted by plff's attorney.
July 8, 1941, Plaintiffs reply in lieu of a demurrer filed. Service accepted.
On Argt. List for Sept. Term, 1941, No. 2.
Sept. 22, 1941, Argued.
Now, February 11, 1942, plaintiffs reply in lieu of a demurrer is overruled and dismissed, at his costs, and further, said plaintiff is ordered and directed to file answer to defendants counter claim or set off within fifteen (15) days from this date, or judgment sec. leg.
(See Opinion filed)
Per Curiam,
O. Clare Kent, P.J.
July 6, 1942, Plaintiff's affidavit of defense to counter-claim filed. Service of copy accepted by defendant's attorneys.

And now Aug 3, 1942 the above action and the counterclaim thereto are settled, ended and discontinued

F. Joseph Thomas
Attorney for Plaintiff
Kent & Kent
by Robert F. Kent.
Attys. for Defendant.

Joseph Thomas
119
Thomas & Kubat for
First National Bank
of Meadville
5-1-41 P.D.&C.

W. R. Peat
vs.
R. M. Cable, Deft.
and First National
Bank of Meadville
Pa., and Charles Nagel
and Mary Nagel
Garnishees
Issued April 22, 1941
$1
Jas. & writ (paid) 2.75
Stiff Smith (paid) 4.00
Pro. for Co. 1-28-44 Pd. 1.00
atty. 3.00

Of No. 312 February Term, 1941, D.C.B.
Attachment Execution;
Returnable to next term.
Writ returned: Attached as within commanded, the goods, chattels, moneys, credits and effects of the defendant R. M. Cable, in the hands of First National Bank of Meadville, Pa., and Charles Nagle and Mary Nagel garnishees, on the 23d day of April, 1941, at 10:50 o'clock A.M.; and declared in the presence of credible witnesses of the neighborhood, that the said goods, moneys, estate and effects were attached as the goods and effects of the defendant in the hands of the said garnishees; and, at the same time summoned the said First National Bank of Meadville, Pa., as garnishee by handing a true and attested copy of the within writ to James W. Hunter, assistant cashier of said bank, at their place of business, No. 230-232 Chestnut Street, Meadville, Pa., and making contents of same known to him. Nihil habet as to R. M. Cable, defendant, and Charles Nagel and Mary Nagel, garnishees.
So answers Harry B. Smith, Sheriff.

And now Jan 28, 1944 this action settled ended and discontinued
F. Joseph Thomas
atty

Jan 28-1944 Rec'd of Pro Slayton $10.00 on a/c of atty. for Garnishee First Nat. Bank.
Fred C. Kubat

Donald C. Thompson
120
Thomas & Fitzsimons
4/23/41

Frank Sutton
vs.
W. C. McCutchen
Issued April 22, 1941

Jas. [illegible] writ (paid 4/23/41)	2.00
Shff. Smith (paid)	8.70
Pro. Slayton	8.50
Jury fee	4.00
Atty	3.00
Pro. Slayton, add'l	5.25

Summons in Trespass; Returnable to first Monday of May, 1941.

Writ returned: Served the within summons on W. C. McCutchen on April 24, 1941, at 3:45 o'clock P. M., at his residence No. 212 Brook Street, City of Titusville, Pa., by handing him a true and attested copy thereof, and making contents of same known to him. So answers,
Harry B. Smith, Sheriff

Nov. 25, 1941, Statement of claim filed. Service accepted by Deft's Atty.

Dec. 16, 1941, Affidavit of defense and Counter claim filed Service by copy accepted by Pltff's attorney.

On Winter Trial List, 1942; No. 22.

Jan. 12, 1942, Continued on application of defendant. Per Curiam.

On Spring Trial List, 1942; No. 13.

And now, March 10, 1942, a jury selected and sworn at 11 A. M., as follows: 1. Wilbur S. Dennington, 2. Walter Seely, 3. Lyle Richardson, 4. Mrs Pearl C. Ash, 5. Henry Culver, 6. Mrs Lina B. Redford, 7. Mrs. Rose Mead, 8. Thos Cullen, 9. Lawrence Case, 10. Minnie Schaub, 11. Mrs Jessie A. MacFarraghan, 12. Margaret McCloskey: twelve good and lawful persons, who upon their solemn oaths which they have taken, say March 12, 1942, at 9:41 A. M., they find for the plaintiff, in the sum of Four hundred thirty-two dollars and seventy cents ($432.70). "M" page 68.

March 11, 1942, Defendant's points filed.

March 14, 1942, upon motion by deft, a rule to show cause why judgment n. o. v. as to plaintiff's claim should not be entered for the defendant, is hereby granted, returnable sec. reg. The Stenographer is directed to transcribe the notes of testimony, charge of the Court, points and answers thereto, into longhand and file the same of record. Defendant is granted leave to file additional reasons within thirty days after filing of the testimony. (See paper filed.) Service accepted by Pltff's atty. Per Curiam.

And now, March 14, 1942, upon motion by defendant, a rule to show cause why a new trial should not be ordered, is hereby granted, returnable sec. reg. The Stenographer is hereby directed to transcribe and file of record the notes of testimony, charge of the Court, etc., and defendant is granted thirty days after the filing thereof in which to file additional reasons in support of the motion for a new trial. Per Curiam. (See paper filed) Service accepted by pltff's atty.

Continued on page 633

April 30, 1942 Transcript of testimony & charge of Court filed. On Argt. List for May Term, 1942, No. 12. May 25, 1942 Cont'd on application of Def't. Per Curiam.

121

J. J. Munger
vs.
R. J. Robar and
Caroline Robar
Entered April 24, 1941
#1
Pro Slayton (Aft 10) 2.25

Of No. 351 May Term, 1936, Appt. Doc.
Amicable Scire Facias sur Judgment
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said County, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the Sum of Six hundred fifty Dollars, being the amount of debt, interest and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note. Dated April 24, 1941

Debt #650.00
Interest from April 24, 1941
Judgment
Paul D. Slayton, Pro.

R. pages 93 & 94.

Feby. 4th, 1944 Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record. ✓
Charles H. Munger
Ex of the Estate of J. J. Munger
Witness: Paul D. Slayton

122

First National Bank
Meadville, Pa.
vs.
Minnie L. Smith
and Henry A. Smith
Entered April 25, 1941
Pro. Slayton (paid) $2.25

No. 634 February Term 1936 D.S.B.
Amicable Scire Facias sur Judgment

It is agreed that the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Eight Hundred Thirty Dollars, being the amount of debt, interest to April 16, 1941, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $830.00
Interest from April 16, 1941.

See pages 129 & 166. Judgment.
Paul D. Slayton, Prothy

Feb. 27, 1945
Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record. First National Bank
By Jesse W. Reader
Attorney in fact.
Witness: Paul D. Slayton

Stuart A. Culbertson
123

Frances Heffner
vs.
Paul Heffner
Issued April 25, 1941

Jas. t writ (5/2/41 paid)	# ✓	3.00
Shff. Smith (paid)		2.90
Shff. of Allegheny Co. (paid)		14.00
Otto A. Stolz, Master		25.00
Pro. for Co. 9-5-41. Pd.		8.60
Atty.		3.00
A. D. Caddahan, Stenog. Pd.		1.40
		$57.90

Subpoena in Divorce

And now, April 25, 1941, the within petition presented in open Court and Subpoena awarded; returnable to the first Monday of June, 1941.

Per Curiam,
(5/2/41) O. Clare Kent, P.J.

Subpoena returned: (a) Served the within subpoena in Divorce upon Paul Heffner, Respondent, by deputizing the Sheriff of Allegheny County, Pa., as per his return hereto attached.

So answers Harry B. Smith, Sheriff.

(b) Served the within Subpoena in Divorce on the Respondent personally, on the 17th day of May, 1941, by delivery to him a true and attested copy of same, and making known to Paul Heffner the contents thereof, as appears from affidavit as above.

So ans. John Heinz,
Sheriff of Allegheny County, Penna.

And now, September 5, 1941, Otto A. Stolz, Esq., is hereby appointed Master to take testimony in the above entitled case and make report to the court.

Per Curiam.

Sept. 9, 1941, Testimony and Report of Master filed.
On Arg. List for Sept. Term, 1941; No. 28.

Sept. 24, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Paul Heffner, is ordered to pay the cost of this proceeding.

Per Curiam,

Decree:

And now to-wit: September 24 A.D. 1941, this cause came on to be heard on libel, Subpoena subsequent proceedings and evidence therein duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Frances Heffner be divorced and forever seperated from the matrimonial ties and bonds of matrimony heretofore contracted between her the said Frances Heffner the libellant, and the said Paul Heffner the respondent; and that these wives all and every the duties, rights and claims accruing to either the said libellant or the said respondent at any time hereto fore in pursuance of said marriage, shall cease and determine; and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married,

Per Curiam

Stuart A. Culbertson
123

Oct 5, 1941, Recd $25.00 costs (no refund) P.D.S.

Sept 10-41, Received atters fee $25.00
Otto A. Stolz

Sept 11, 194- Received .40 stenographic fee
Ann Heffner Detchon

Oct. 1, 1941, Election libellant to resume ✓ maiden name, Frances Allogg, filed,

Nov 28/1942 recd Pro Master a sum of $57.90 fund in divorce case to
Frank Culbertson
Atty for Libellant

George X. Simonetta 124	Vada Collins vs. Denzil Collins Issued April 26, 1941 Tax Writ (paid) 3.00 Sheff Smith 1.60	Subpoena in Divorce and for the custody of the parties' minor children, Christenia Jean Collins age 18 years, and Clifford Ward Collins age 14 years. And now, April 26th, 1941, the within petition presented in open Court, and Subpoena awarded returnable to the first Monday of June, 1941. By the Court, Fgd) O. Clare Kent, PJ Subpoena returned: And now, June 2 1941, Non est inventus as to the within named respondent. So answers Harry B. Smith, Sheriff

F. C. Kiebort, Jr

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Thomas & Kiebort

May 8, 1941 received $3.00 ticket fee of Paul A. Clayton.
F. C. Kiebort Jr.
Atty. for Plaintiffs

Patricia Mae Ward, a minor, by Harold Ward, her Guardian, and Harold Ward and Nellie Ward, parents, in their own right,
vs.
D. L. Crum
Entered April 26, 1941

Tax & entry (paid) 2.00
Pro. for Co. 5/8/41, Pd, 3.50
Atty, 3.00

Summons in Trespass,
Returnable to Second Monday of May, 1941.

Now, April 26, 1941, Thomas & Kiebort appear as and for the defendant above named, waive the issuance of a summons and the service thereof by the Sheriff, with the same force and effect as though the summons had been duly and regularly issued by the Prothonotary and the writ duly and regularly served by the Sheriff of Crawford County upon the defendant. (See praecipe.)

May 5, 1941, Petition for settlement of minors claim presented & filed.

Now, May 5, 1941. on presentation and consideration of the above and foregoing petition, it is ordered and decreed that Harold father of and as natural guardian of Patricia Mae Ward, a minor, be and he is hereby authorized to compromise and settle for the sum of $25.00, the claim of the said minor for damages resulting from personal injuries sustained by her at the time and in the manner set forth in said petition, and for the recovery of which an action has been brought at the number and term herein set forth, and on payment of said amount by or for the defendant, D. L. Crum, he the said D. L. Crum is released from any and all liability to the said minor, Patricia Mae Ward, for damages arising out of the accident described in said petition. It is further ordered and decreed that the said sum of $25.00 be paid to Harold Ward and Nellie Ward, as natural guardians of the said minor, without the entry of security on their part.

(See petition filed)

Per Curiam,
O'Hare Kent, P.J.

Now, May 8, 1941 the above case is settled and discontinued.

F. C. Kiebort Jr.
Atty. for Plaintiffs

F. Joseph Thomas
(No statement)
126
Paul E. Thomas

Oct 17 1945 rec'd
docket fee
F. Joseph Thomas

Marco Colarusso
vs.
M. J. Zuby
Entered April 28, 1941

Jay Entry (paid)	1.50
Costs on Trans Paid	5.55
Pro Jon Co. 2-28-45 Pd.	6.05
Atty.	3.00

Appeal by Deft. from Judgment of Dominic Lemmo, Alderman.
April 28, 1941, Paul E. Thomas, Esq. appears for Deft. (See paper filed)
April 28, 1941, Acceptance of service of notice of filing appeal filed.
May 27, 1941, Statement of claim filed. Service accepted by Defts. atty.
On Fall Trial List, 1941; No. 33.
Oct. 13, 1941, Continued by agreement of counsel.
On Spring Trial List, 1942; No. 22.
March 2, 1942, Continued on application of defendant. Per Curiam.
On Spring Trial List, 1945; No. 25.
Feby. 28, 1945, Motion for Discontinuance of action filed;
Order: And now, February 28, 1945, upon presentation and consideration of the within Motion, Plaintiff is hereby authorized to discontinue said case of record upon payment of costs therein.

Per Curiam:
O. Clare Kent, P. J.

And now, Feby. 28, 1945 in accordance with Order of Court this day granted, I hereby mark this case discontinued of record.
Marco Colarusso
Witness: Paul D. Slaytor

J. A. Bolard 127	use of Trustees of Trusteed Assets of Springs First National Bank of Cambridge Springs, Pa., vs. D. B. Whiteley, alias Dallas B. Whiteley and Della Whiteley, alias Della E. Whiteley, defts., and B. O. Stanford, terre tenant. Issued, April 28, 1941 $ - Pro. Slayton (paid) 2.25 Sheriff Smith (paid) 6.10	Of No. 381 May Term, 1936, D. S. B. Scire Facias to revive and continue the lien of the above judgment against above named defendants, alias dicta, Dallas B. Whiteley and Della E. Whiteley, with notice to B. O. Stanford, terre tenant; Returnable to next term. "Wh" page 125; "St" page 166 Writ returned: Served the within Sci. Fa. personally, on Della Whiteley, alias Della E. Whiteley, deft., on May 6, 1941, at 6:00 o'clock P. M., at her residence, No. 276 Church Street, in the Boro. of Cambridge Springs, Crawford County, Pa., by handing to her a true and attested copy of the within writ, and making known to her the contents thereof. Nihil habet as to D. B. Whiteley, alias Dallas B. Whiteley, defendants, and B. O. Stanford, terre tenant. So answers Harry B. Smith, Sheriff

Peters & Prather
128

Daniel C. Goetz
vs.
Mary Ellen Goetz
Issued April 29, 1941
Fi. Fa.
Tax & writ (paid) 3.00
Shff. Smith
Geo. C. Magee, Jr. Master 25.00
Pro. for Co. 11-3-41, Pd. 8.60
Atty. 3.00

Subpoena in Divorce
And now, April 29, 1941, Subpoena awarded, Returnable to first Monday of June, 1941.
Per Curiam,
O. Blare Kent, P.J.

Subpoena retd.: J. Raymond, being duly sworn, deposes and says that she served the within subpoena in divorce personally upon the within respondent, Mary Ellen Goetz, identifying the said Mary Ellen Goetz through her own admission and through her mother, Mary Clawson, by handing to the said Mary Ellen Goetz a true and correct copy of the within subpoena at her home at 987 Burns Ave., Meadville, Pa., on Tuesday, April 29, 1941, at or about 6 o'clock P.M., and by making known to her the contents thereof.

And now, Nov. 3rd, 1941, George C. Magee, Jr., Esq., is hereby appointed Master to take testimony in above divorce case and make report thereon to the Court.
Per Curiam.

Nov. 10, 1941, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1941, No. 24.

Nov. 27, 1941, After due consideration a divorce is decreed as prayed for.
Per Curiam.

Decree. And now to wit: Nov. 27, A.D. 1941, this cause came on to be heard on libel, suppoena subsequent proceedings and evidence there in, duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed that the said Daniel C. Goetz be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Daniel C. Goetz the libellant and the said Mary Ellen Goetz the respondent. and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent at any time heretofore ~~exist~~ and of said marriage shall cease and determine, and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married
per Curiam

Nov. 3, 1941, Rec'd $33.60 costs.
O. B. S.

Record Master fee $25.00 - Nov 10 - 1941
Geo. C. Magee Jr.

Leland J Culbertson

129

May 10th 1941.
J. E. Barnard Atty
Bernard G. Guth and
Irene Guth, Defendants
Attest: P.D.S. Pro.

May 16 1942 Paid Leland J. Culbertson $3.00 Docket fee by Ck No. 1172. P. D. S.

Theobald Guth and
Mary Guth, his wife,
vs.
Bernard G. Guth and
Irene Guth, his wife.
Issued April 30, 1941

	#
Tax & writ (paid)	3.00
Shff Smith (paid)	5.90
Pro. for Co. 6-16-42. Pd.	1.50
Atty.	3.00

Replevin for 21 items of household goods (enumerated in detail in praecipe), of the value of $200.00; Returnable to the second Monday of May, 1941.

April 30, 1941, Narr and Affidavit of value filed.

April 30, 1941, Plaintiffs Bond in Replevin, with United States Fidelity and Guaranty Company as surety, in the sum of $500.00, approved and filed.

May 27, 1941 Affidavit of defense filed. Service accepted by Plffs Atty.

Writ returned: Replevied as within commanded, May 7, 1941, at 6:30 o'clock P M, all of the within described goods and chattels, and summoned Bernard G Guth and Irene Guth, his wife, the within named defendants, by handing to each personally, at their residence in West Mead Township, Crawford County, Pa., May 7 1941, at 6:30 o'clock P M, a true and attested copy of the within writ, and making known to each of them the contents thereof. And afterwards, to wit, May 10, 1941, bond filed and goods and chattels so replevied were left in the hands and possession of the defendants. So answers Harry B Smith, Sheriff.

June 19, 1941, Defendants' counter bond, with Fidelity and Deposit Company of Maryland as surety, in the sum of $500.00, filed.

And now, June 15, 1942 Leave granted to discontinue all further proceedings in this case upon payment of costs by deft. (See paper filed)

Per Curiam
O. Clare Kent, P.J.

June 19, 1942 This suit discontinued. (See paper filed)

Leland I. Culbertson (See Statement) 30

Herbert A. Mook

Paul L. Britton

vs.

W. A. Shields and Geraldine Shields

Entered May 1, 1941

Tax Sentry (paid)	1.50
Costs on Trans.	9.70
Pro Clayton	10.50
Jury Fee	4.00
Atty	3.00

Appeal by Defts from Judgment of Rollin T. Silverthorn, Justice of the Peace.

May 8, 1941, Affidavit of service upon Justice, of notice of filing appeal, filed.

May 31, 1941 Statement of claim filed. Copy certified.

June 13, 1941, Affidavit of defense filed. Service of copy accepted by Pltffs atty.

On Fall Trial List 1941; No. 25.

And now, October 6, 1941, On motion in open Court, amendment allowed to paragraph 4 of statement of claim, as per paper filed (See paper filed) Per Curiam

Oct. 13, 1941, Continued by agreement of Counsel. Per Curiam

On Winter Trial List, 1942; No. 23.

On Spring Trial List, 1942; No. 7.

* And now, March 5, 1942, Jury selected and sworn as follows: 1- Mrs Rose Mead, 2- Adam Seybolt, 3- W. O Shearer, 4- Mrs Lina B Rexford, 5- C. D. Winegar, 6- Mrs. Frank Vatter, 7- L. W. Maben, 8- George Church, 9- Mrs. Jessie A. MacJannaghan, 10- Robert Snyder, 11- Mrs Laura Himebaugh, 12- Aaron Hartzell: twelve good and lawful persons, who upon their solemn oaths which they have taken, say March 7, 1942, at 9:35 A. M., they find in favor of the defendant; and further recommend that the defendant pay the plaintiff the sum of $60.00 for such work as was done; also, that Geraldine Shields be not held responsible. "Sh." p. 148.

March 6, 1942, Plaintiff's points filed.

* March 5, 1942, Motion to amend statement of claim filed. And now, March 5, 1942, the amendment is allowed and paragraph three shall read as follows, to wit:-

"3. That on or about August 15, 1940, the said Paul L Britton, through his employee or agent, Russell Britton, entered into an oral contract with W. A. Shields and Geraldine Shields, his wife, to do certain filling, grading and levelling of a lawn around a newly constructed house of defendants in Vernon Township, Crawford County, Penna on Route 98".

(See paper filed.) Per Curiam.

131	In re Assignment of Assets of First National Bank of Saegertown, Pa., to First National Bank of Meadville, Pa. Entered May 1, 1941 Pro Slayton 5/6/41 $5.00	May 1, 1941 Articles of Agreement dated May 1, 1931, with Exhibits A, B, C, C1, C2, D., E. and F. annexed, filed. For previous proceedings, to sell real estate and assets of First Nat'l Bank of Saegertown, Pa., see No. 164 Sept. Term, 1935, No. 23 May Term, 1939, and No. 2 Feb. Term, 1940.

Thomas & Kiebort
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Sept. 12, 1941, Rcd $35.00 costs
Sept 20, 1941 received
Master fee $25.00
on above entitled case
George X. Simonetta
Master.

Oct 28-1941, Rcd. of Pro.
Slayton $10.40 refund
of costs
Thomas & Kiebort

Ellen M. Marino
vs.
William H. Marino
Issued May 1, 1941

Tax & writ (Paid)	3.00
Shff. Smith (paid)	9.50
Geo. X. Simonetta, Master	25.00
Pro. for Co. 9-13-41 Rd.	8.60
Atty.	3.00

Subpoena in Divorce
And now, May 1st, 1941, Subpoena awarded, Returnable to First Monday of June, 1941.
Per Curiam,
O'Clare Kent, PJ

Writ returned: Served the within Subpoena in Divorce on the Respondent personally on the 8th day of May, 1941, by delivering to him a true and attested copy of the same and making known to him the contents thereof, as appears from affidavit as above. So answers, Harry B. Smith, Sheriff.

And now, Sept. 12, 1941, upon presentation of the within Motion Geo. X. Simonetta, Esq., is hereby appointed Master to take testimony in the above case.
Per Curiam.

Sept. 20, 1941, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1941; No. 58.

Sept. 30, 1941, After due consideration a divorce is decreed as prayed for and the respondent, William H. Marino, is ordered to pay the cost of this proceeding.
Per Curiam

Decree-
And now, to wit: Sept 30 - A.D. 1941 this cause came on to be heard on libel subpoena subsequent proceedings and evidence thereon duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed; That the said marriage be dissolved and forever separated from the bonds of matrimony here to contracted between the said Ellen M. Marino, the libellant; and the said William H. Marino the respondent and that there upon all and every the duties rights and claims accruing to either the said libellant or respondent at any time hereafter in pursuance of said marriage, shall cease and determine; and the said libellant and respondent shall severally be at liberty to marry again as if they had never been married.
Per Curiam

MAY TERM, 1941

Plff. p.p. 133 Herbert A. Mook	Willis L. Arnold vs. Estate of Porter Rowell Ellen Hayes, Administratrix. Entered May 2, 1941 Tax & entry (paid) # ✓ 2.25 Prs. Blayton Service pd. 1.00	Summons in Assumpsit; Returnable to the Second Monday of May, 1941. And now, May 2, 1941, Herbert A Mook, Esq., appears for defendant, waives the issuance of a summons in the within case, and service of said summons by the Sheriff, and accepts service of the within praecipe for the issuance of a summons in assumpsit. Said acceptance of service to have the same force and effect as though a summons had been duly issued by the Prothonotary and served upon the administratrix, Ellen Hays, by the Sheriff. (See praecipe) R.p.142; Fa.p.157.

And now Dec 6, 1941 this case is settled ~~and discontinued~~ of record.
Willis L. Arnold.

Thomas + Kiebort

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Hosbach + Gleeten
Erie, Pa.
Attys. for Plff.
6-5-41 Rec'd.

Oct 28-1941-This action is hereby discontinued and all costs have been paid by plaintiffs.
Thomas & Kiebort
Attys for Plff.

Nov 29th 1941. Rec'd $4.50 atty fee + tax and entry J. J. Williamson
Received Oct-29 1941
Geo E. Kelly Prothonotary

W. B. Stolz, State Farm Mutual Automobile Insurance Co. [insurance carrier]
vs.
Joseph Blentge
Entered May 2, 1941

Jay Gentry (paid)	#	1.50
Costs on Trans.		8.25
Pro. Slayton	10-29-41. Pd.	5.85
Atty		3.00
Jury Fee	10-29-41. Pd.	4.00
Pro. Fee	10-29-41. Pd.	1.50

Appeal by Dept. from Judgment of S. G. MacTarnaghan, Alderman
May 5, 1941. Proof of notice of filing appeal filed.
June 5, 1941, Motion for extension of time to file statement of claim filed;
Order: And now, June 5, 1941, on presentation of within motion plaintiffs are given an additional thirty days from this date in which to file their Statement of Claim.
Per Curiam.
July 5, 1941, Statement of claim filed. Service accepted.
Aug. 4, 1941. Affidavit of defense filed. Service accepted.
On Fall Trial List 1941; No. 26.
And now, October 9, 1941, a jury selected and sworn as follows: 1-J. E. Waite, 2-J. C. Miller, 3-Mrs. Vernal R. De Maison 4. Mrs. Winifred Burchard, 5-Anna Ellis, 6-Hugh A. Frey, 7-Clyde L. Bogardus, 8-Fenton Sheldon, 9-John Cannon, 10-Wm. P. Eddy, 11-Linden R. Golden, 12-Irvin J. Hamilton, twelve good and lawful persons, who upon their solemn oaths which they have taken, say, Oct. 10, 1941, they find for the defendant, both W. B. Stolz, plaintiff and Joseph Blentge, defendant, negligent. St. p. 168; Corp. p. 114.
Oct. 10, 1941. Defendants points, filed.

J. Perry Eckels

135

Commonwealth of Pennsylvania [Dept of Revenue]
vs.
Randolph Township, Crawford County, Pennsylvania, also known as the Township of Randolph.
Issued May 2, 1941

Pro. Slayton	9-16-41. Pd.	2.25
Stff. Smith (paid)		4.20
Pro. S.	9-16-41. Pd.	1.25
Atty.		3.00

Of No. 273 September Term, 1938, D.S.B.
Scire Facias sur State Tax Lien in the above matter.
Returnable to next term.
Corp. page 100
May 2, 1941, Statement of claim filed. Copy certified.
Writ returned Oct. 24, 1941:—
Served, Randolph Township, Crawford County Pa., also known as Township of Randolph, the within named defendant, by handing personally to John Beauchat, Secretary and Treasurer of Randolph Township, Crawford County, Pa., on May 6, 1941, at 5:00 o'clock P. M., at No. 360 Center Street, City of Meadville, Crawford County, Pa., a true and attested copy of the within Scire Facias sur Loans Tax, together with Copy of Statement of claim, and making contents of same known to him.
So answers Harry B. Smith, Sheriff.

And now, Sept. 16, 1941 this case settled and discontinued of record. All costs paid
J. Perry Eckels
Attorney for Plaintiff.

Received $3.00 in my costs
J. Perry Eckels

Thomas & Kiebort	John Culver Morehead, alias John Culver Proper, a minor, by Helen C. Easterwood, Juvenile Court Probation Officer his Guardian vs. Wayne Titsler Entered May 2, 1941 Tax Entry (paid) 2.00 Pro. for Co. 5-19-41, Pd. 3.50 Atty's 3.00	Summons in Trespass, Returnable to the first Monday of June, 1941. And now, May 2, 1941, F. C. Kiebort, Jr., appers as and for the defendant above named, waives the issuance of a summons and the service thereof by the Sheriff, with the same force and effect as though the summons had been duly and regularly issued by the Prothonotary, and the writ duly and regularly served by the Sheriff of Crawford County upon the defendant. (See praecipe.) May 5, 1941, Petition for order authorizing compromise & settlement of claim filed. Now, May 5, 1941, On presentation and consideration of the above and foregoing petition, it is hereby ordered and decreed that Helen C. Easterwood, Juvenile Court probation officer, be and is hereby authorized to accept the sum of $10.00, being the amount of the doctor's bills as set forth in said petition and as Guardian of John Culver Morehead, alias John Culver Proper, and the further sum of $10.00, in compromise and settlement of the liability of the defendant to the parties in interest, including the said John Culver Morehead, alias John Culver Proper, for the damages sustained by them as a result of the injuries sustained by said minor at the time and in the manner set forth in said petition, and on payment of said amounts by or for the defendant Wayne Titsler, he the said Wayne Titsler is released from any and all liability to the said minor and all other parties in interest for damages arising out of the accident described in the said petition and for which an action was brought at the number and therein set forth. It is further ordered and decreed that the amount proposed to be paid to said minor, to wit, the sum of $10.00 be paid to him the said John Culver Morehead, alias John Culver Proper. Per Curiam O. Clare Kent, P.J. (See petition filed)

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F. C. Kiebort, Jr.

Peters & Prather 137	Aaron M. Jaffe, now use of, vs. F. M. McArthur, also known as Fred M. McArthur. Entered May 3, 1941 Pro. Slayton (paid) $2.25 Atty 3.00	Of No. 43 September Term, 1936, Apps. Doc. Amicable Scire Facias sur Judgment. It is agreed that the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Ninety-three Hundred ($9300.00) Dollars, being the amount of debt, interest to March 8, 1940, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note. Debt $9300.00 Int. from March 8, 1940 Mc page 49 Judgment Paul D. Slayton, Pro. May 21, 1948 This judgment assigned to E. Lowry Humes. (See page filed)

Kent & Kent

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Paul E. Thomas

May 5, 1941, received the sum of $135.00 in full satisfaction of this case, the same is hereby discontinued.

Kent + Kent

John O. Kent

John Ohanesian, a minor, by David Ohanesian, his father and guardian, and David Ohanesian and Mary Ohanesian his wife, in their own right,

vs.

Kenneth Hill and Altha V. Hill, his wife.

Entered May 3, 1941

Tax + entry 5-6-41. Pd. $2.00 ✓

Pro. for Co. 5-6-41, Pd. 4.00

Atty. 3.00

Summons in Trespass; Returnable to the second Monday of May next.

And now, May 5, 1941, Paul E. Thomas, Esq., appears for the within defendants, and waives the issuing of summons, with the same force and effect as if summons had been regularly issued and duly served.

(See praecipe)

May 5, 1941, Petition for order authorizing settlement and compromise, presented and filed.

And now, May 5, 1941, upon presentation of the foregoing, leave is hereby granted to settle and compromise the above action upon payment unto David Ohanesian of the sum of Three Hundred Ninety-five and 61/100 ($395.61) Dollars, in full payment of expenses incurred by him; upon payment unto Mary Ohanesian of the sum of One Hundred ($100.00) Dollars, in full payment of expenses incurred by her; upon payment unto Kent and Kent, attorneys for petitioners of the sum of Four Hundred Fifty ($450.00) Dollars, and by payment of the sum of Four Hundred Twenty-nine and 39/100 ($429.39) Dollars, for the benefit of said minor, John Ohanesian; and it is hereby ordered and directed that said sum of Four Hundred Twenty-nine and 39/100 ($429.39) Dollars, payable to said minor shall be paid unto Mary Ohanesian, as mother of said minor, for the benefit of said minor, and that upon payment of said sums, the said action shall be marked Settled and discontinued of record.

(See petition filed)

Per Curiam,
O. Clare Kent, P.J.

J. Perry Eckels 139	L. E. Terrill, doing business as Bonneauville Garage vs. Clifford L. Hawks and Maybel A. Hawks Issued May 3, 1941 Jay & writ (paid) $ 3.00 Shff. Smith (paid) 3.30	Replevin for one Chevrolet Coach, Manufacturers No. 12JA121556, Motor No. B44551, of the value of $300.00; Returnable first Monday of June next. May 3, 1941, Affidavit of value filed. May 3, 1941, Bond of Plaintiff, with J. S. Wyatt as Surety, in the sum of $600.00, approved and filed. Writ returned May 9, 1941. Writ returned by order of Plff's Attorney No service as to the within named defendants. So answers, Harry B. Smith, Sheriff.

F. C. Kiebort, Jr.

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J. Perry Eckels

Eugene Webb, a minor, by his next friends, Howard J. Martin and Elizabeth Martin

vs.

Harmony Short Line

Entered May 5, 1941

#

Tax & entry	5/23/41 Pd.	2.00
Pro. Clayton	5/23/41 Pd.	4.00
Atty.		3.00

Rec'd $3.00 docket fee in the above case.

F. C. Kiebort Jr.

Summons in Trespass, Returnable to first Monday of June next.

And now, May 5, 1941, J. Perry Eckels, Esq., appears for defendant, Harmony Short Line, and waives the issuance and service of summons in the within case. (See praecipe)

May 12, 1941, Petition for leave to make settlement of claim filed.

And now, May 12, 1941, upon presentation of the above and foregoing petition, and after due consideration thereof, it is ordered and decreed that Howard J. Martin and Elizabeth Martin, next friends of Eugene Webb, a minor, be and they are hereby authorized and empowered to compromise and settle for the sum of Thirty-six and 00/100 ($36.00) Dollars the claim of Howard J. Martin and Elizabeth Martin for expenses incurred, and Thirty-nine and 00/100 ($39.00) Dollars to said minor for damages resulting from personal injuries sustained by him at the time and in the manner set forth in the said petition, and for the recovery of which an action has been brought at the number and term in said petition set forth.

It is further ordered and decreed that payment of said amount due said minor by the defendant be made to Howard J. Martin and Elizabeth Martin, the said minor being supported by them, and upon said payments the defendant, Harmony Short Line, is released from any and all liability to the said minor, Eugene Webb for damages occurring out of said accident described in the said petition.

Per curiam,
Clelare Kent, P.J.

(See paper filed)

And now, May 22 1941 This case settled and discontinued of record.

F. C. Kiebort Jr.
Atty. for Plaintiff.

Walter J. McClintock

141

Petition of Commissioners of Crawford County for approval of private sale to Bart R. Eaton and Aldie Eaton, of a lot in the Borough of Cambridge Springs which was assessed in the name of L.A. Little estate, and sold to said Comrs. at Treasurer's sale for unpaid taxes in 1934
Entered May 5, 1941
Pro. Clayton $5.00

Now, May 5, 1941, upon presentation and consideration of the within petition the Court fixes the 26th day of May 1941, at 9:30 o'clock A.M., or as soon thereafter as the attention of the Court may be had, for a hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford.
(See petition) Per Curiam,
May 26, 1941, Proof of publication filed.
And now, May 26, 1941, at 9:30 o'clock A.M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law; and after consideration of the same, it appearing to the Court that said sale should be made according to its, the County Commissioners are hereby ordered to make and deliver to the purchasers, Bart R. Eaton and Aldie E. Eaton of Cambridge Springs, Penna, a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price.

Per Curiam,
O. Clare Kent, P.J.

Walter J. McClintock 142	Petition of Commissioners of Crawford County for approval of private sale to Henry E Plubell of a lot in Conneautville Boro, which was assessed in the name of Donald Stevens, and sold to said Comrs. at Treasurers sale for unpaid taxes in 1935 Entered May 5, 1941 Pro Clayton $5.00	Now, May 5, 1941 upon presentation and consideration of the within petition the Court fixes the first Monday of June, 1941, at 9:30 o'clock A.M or as soon thereafter as the attention of the Court may be had for a hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. (See petition) Per Curiam June 2, 1941. Proof of publication of notice of hearing filed. And now, June 2, 1941, at 9:30 o'clock A.M the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, Henry E Plubell, of Conneautville, Pa., a Commissioners deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. (See paper filed.) Per Curiam, Oldare Kent, P.J

Walter J. McClintock 143	Petition of Commissioners of Crawford County for approval of private sale to Edward O Bergstrom and Alice Bergstrom, of a lot in Borough of Conneaut Lake, which was assessed in name of Ben and Maud Williams, and sold to said Comrs at Treasurer's sale for unpaid taxes in 1935 Entered May 5, 1941 Pro. Clayton $5.00	Now, May 5, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of June, 1941, at 9:30 o'clock A.M., or as soon thereafter as the attention of the Court may be had, for a hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. (See petition.) Per Curiam. June 2, 1941, Proof publication of notice of hearing filed. And now, June 2, 1941, at 9:30 o'clock A.M., the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchasers, Edward O Bergstrom and Alice Bergstrom, of Conneaut Lake, Penna, a Commissioners deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam, O Clare Kent, President Judge. (See paper filed)

Walter J McClintock 144	Petition of Commissioners of Crawford County for approval of private sale to Robert Koch and Bessie Koch of 60 acres in Randolph Tp which was assessed in name of Archie Blakeslee and sold to said Comrs. at Treasurer's sale for unpaid taxes, in 1932 Entered May 5, 1941 Pro. Clayton $5.00	Now, May 5, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of June, 1941, at 9:30 o'clock A. M., or as soon thereafter as the attention of the Court may be had for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. (See petition) Per Curiam. June 2, 1941. Proof of publication of notice of hearing filed. And now, June 2, 1941, at 9:30 o'clock A. M., the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchasers, Robert Koch and Bessie Koch, of 403 Gearing Avenue Pittsburgh, Penna, a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price Per Curiam, O. Clare Kent, President Judge. (See paper filed)

Walter J. McClintock 145	Petition of Commissioners of Crawford County for approval of private sale to Mrs. Audrey M. Gray of 90 acres in Rockdale Tp., which was assessed in name of R. W. Stanford, and sold to said Com'rs at Treasurer's sale for unpaid taxes, in 1932 Entered May 5, 1941. Pro. Slayton $5.00	Now, May 5, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of June, 1941, at 9:30 o'clock A.M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford; and notice of said petition and order to be given to the School District of Rockdale Township, and the Supervisors of the Township of Rockdale; being the taxing authorities; said notice to be served on them personally or by registered mail. (See petition) Per Curiam.

June 2, 1941, Proof of publication of notice of hearing and acceptance of service of notice by the School District, and the Supervisors, of Rockdale Township, filed.

And now, June 2, 1941, at 9:30 o'clock A.M., the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, Mrs. Audrey M. Gray, of R.D.#4, Cambridge Springs, Penna., a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price.

(See paper filed.)

Per Curiam
O. Clare Kent,
President Judge.

J. Perry Eckels

146

Petition of Annie Armstrong, wife of Moses Sidney Armstrong to be decreed a Feme Sole Trader
Entered May 5, 1941
#1
Pro Slayton (pd 6/3/41) 5.00
Trib. Pub. Co 11.38

May 5, 1941, Petition presented in open Court and filed.

And now, May 5, 1941, upon consideration of the foregoing petition, and on motion of J. Perry Eckels, Esquire, Attorney for petitioner, it is ordered and decreed that notice of the filing of said petition be given by advertisement once a week for three weeks in the Meadville Tribune-Republican, a newspaper of general circulation published in the City of Meadville, Pennsylvania, stating that the said petition will be considered by the Court on the first Monday of June, 1941, at 9:30 o'clock A.M., when all persons interested may show cause, if any they have, why the prayer of the petition should not be granted.

(See petition filed) Per Curiam.

June 2, 1941, Proof of publication of notice filed.

Final Decree: And now, to wit, this 2d day of June, 1941, after due publication and hearing in open Court, it appearing that Moses Sidney Armstrong, the husband of Annie Armstrong, of R.D.#1, Conneaut Lake, Penna, has failed and neglected to support and maintain his said wife, and has separated and lived apart from her for upward of three years, it is Ordered and Decreed that the said Annie Armstrong be and she is hereby declared to be a feme sole trader, with all the rights and privileges of such, under the Act of February 22, 1718; and her property, real or personal, however acquired, shall be subject to her own free and absolute disposal during her life and by will without any liability to be interfered with or obtained by her said husband, Moses Sidney Armstrong, and in case of intestacy all of her property shall go to her next of kin as though he were previously dead, as provided in the Act of Assembly of May 28, 1915, P.L. 639, and that a certificate under the seal of the Court be granted her, that she shall be authorized to act, have the power and transact business, as provided by the act of May 4, 1855.

Per Curiam,
O. Clare Kent, P.J.

(See paper filed.)
Copy of order issued.

MAY TERM, 1941

Stuart A. Culbertson 147	Petition of Elias S. Robb for appointment of a Guardian for John Robb, of Randolph Township, as a person of weak mind Entered May 5, 1941. Pro. Slayton (pd 7/31/41) $5.00 ✓	May 5, 1941, Petition presented in open Court and filed. R page 142 And now, May 5, 1941, upon presentation of the within and after due consideration thereof, the second day of June, 1941, at 9:30 A.M. is hereby fixed for the time of hearing of this application, and it is directed that ten days written notice thereof be given to the said John Robb, at the Warren State Hospital, at Warren, Penna, by service of a copy of the petition and order upon him; and that ten days written notice be given to the said Garwood Robb, Robert Robb and Mrs. Helen Armbarger, by service of a copy of the petition and order upon them at their addresses above given, by registered mail. (See petition filed) Per Curiam July 7, 1941, Affidavit of Robert H. Israel, M.D. Supt. of Warren State Hospital, and proof of service of notice upon respondent on May 7, 1941, filed. Decree: And now, July 7, 1941, after careful consideration of the testimony taken in the above case, and it appearing that due and legal notice of this hearing was given to all parties interested, the Court finds that the said John Robb is not able to take care of his own property, owing to weakness of mind, and it further appearing from the testimony that all parties in interest are agreeable that a guardian be appointed, it is adjudged and decreed that the said John Robb is a person of weak mind; and the Court appoints the Titusville Trust Company, of Titusville, Pa., guardian of his estate. Bond in the sum of $10,000. to be given and approved by the Court as required. (See paper filed.) Per Curiam July 11, 1941, Bond of guardian in the sum of $10,000.00, approved by Hon. O. Clare Kent, P.J., and filed.

Stuart A. Culbertson

148

Mabel S. Wood,
Petitioner,
vs.
Gertrude Childs, wife of L.L. Childs; Mary Childs, widow of William Childs; Prudy Childs, wife of John C. Childs; and Burt Childs, also known as Bert Childs, and their heirs, executors, administrators and assigns, and all other persons and claimants having an apparent interest or title to land described in this petition,—Respondents
Entered May 5, 1941

Pro. Slayton (6/19/41 Paid) $ 5.00
Sheriff Smith (paid) 13.30
Pro. Slayton 2/19/42 Pd. 2.50
Atty 3.00
Pro. S. 2/19/42. Pd. 1.10

Rule to bring an Action of Ejectment within six months from date of service of the Rule, for: A part of a tract of land, described as follows, to wit, "Situate in the Borough of Townville, County of Crawford and State of Pennsylvania bounded on the north by land formerly of L.L. Childs, now Duff Minnick; on the east by land of D.R. Ingraham, formerly L.L. Childs; on the south by land of Santi and Victoria Molli formerly Mabel Wood, and on the west South Main Street; containing ½ acre of land, to be the same more or less. "This being that part of the land conveyed by Byron S. Childs heirs to W.V. Terrill, by deed dated December 10, 1913, and recorded among Crawford County records in Deed Book 203, page 304, which land was included in the deed from W.V. Terrill and wife to Ray M. Wood, as hereinafter mentioned, excepting and reserving therefrom approximately ¾ of an acre sold by Ray M. Wood to L.L. Childs, as is also more fully hereinafter set forth." (See petition

And now, May 5, 1941 the foregoing petition having been presented in open Court, and after investigation of the same having been taken thereon, and due proof of the allegations set forth in said petition having been made to the satisfaction of the Court, a rule is hereby granted upon said Gertrude Childs, Mary Childs, Prudy Childs and Burt Childs, also known as Bert Childs, their heirs, executors, administrators and assigns, and all other persons and claimants having an apparent interest or title to land described in petition, but not having been in possession thereof for twenty-one years next preceding the date of application, to bring his, her or their action in ejectment within six months from the date of the service of said rule upon him, her or them, or show cause why the same cannot be so brought.

It is further ordered and decreed that service of said rule be made upon the said parties defendant whose names and whereabouts are known, by the Sheriff of Crawford County, Penna., if they reside within the jurisdiction of this Court, and if not, then, by deputizing the Sheriff of some adjoining county wherein any of the parties defendant shall reside, to make service of said rule upon said parties.

And it is further ordered and decreed that service of said rule be made upon Burt Childs, also known as Bert Childs, whose whereabouts are unknown, and upon any other parties claiming or having apparent interest in or title to the said real estate, by the Sheriff of Crawford County, by publication in the Tribune Republican, a newspaper of general circulation published in Crawford County, once a week for six weeks in accordance with the Act of Assembly in such cases made and provided, and the filing of the proof of publication of said rule shall constitute service of said rule upon the named defendants with the same effect as if said rule had been personally served upon them.

Said rule is returnable to the first Monday of July, 1941, at 10:00 A.M.

(See petition filed)

— Continued on page 69 —

3 copies of petition & order certified.

Per Curiam,
O. Clare Kent, P.J.

Kent & Kent

149

Petition of Charles C. Kightlinger for Discharge from Imprisonment as an insolvent debtor under the insolvency laws Entered May 5, 1941

Pro Slayton 6-2-41, Pd, 3.00

May 5, 1941. Petition presented in open Court and filed.

Now, May 5, 1941, On motion of Kent & Kent, Attorneys for petitioner, it is ordered that the petitioner be heard on the 2d day of June, 1941, and that the petitioner give notice of the time and place fixed for the hearing to all of his creditors at least fifteen (15) days before said day this fixed, as required by law. Petitioner to give his own bond in the sum of $300.00, for his appearance on June 2, 1941

(See petition) Per Curiam.

May 5, 1941, Bond of Charles C. Kightlinger, petitioner, in the sum of $300.00, filed.

June 2, 1941, Affidavit of service of copy of petition and order upon the creditors and wife of petitioner filed.

Order: Now, June 2, 1941, after hearing had in the above entitled matter, and it appearing to the Court that the defendant is insolvent and unable to give bond conditioned for his compliance with an order of the Court conditioned for the support of his wife and minor child, - It is hereby ordered that he be discharged from imprisonment upon the condition that he seek employment and hereafter comply with the said order of Court providing for the support of his wife and and child.

Per Curiam,
O. Clare Kent,
President Judge

(See paper filed)
Copy of order handed to Sheriff.

Kenninger & Ehrman
Paul E. Thomas
Butler, Pa.

150
155

Petition for Dissolution
of
Cochranton Telephone Company
Entered May 5, 1941
Geo. Slayton 6/5/41 Pd. # 5.00

May 5, 1941, Petition, with certificate of payment of all taxes due the Commonwealth to and including Dec 31, 1940, presented in open Court and filed.

And now, May 5, 1941, the foregoing petition having been presented and filed in open Court, upon due consideration thereof and upon motion of Paul E. Thomas and Kenninger, Ehrman & Shumaker, Solicitors for Petitioner, it is ordered and decreed, That the said petition be heard upon the 2d day of June, 1941, at 9:30 o'clock A. M., and that notice of the time and place of such hearing be given by publication in two newspapers printed in the County of Crawford, State of Pennsylvania, once a week for three weeks in each of said newspapers. By the Court.

May 27, 1941 Proof of publication of notice filed.

Final Decree. And now, June 2, 1941, the petition having been duly presented, and it appearing that publication of notice of said application has been duly made as ordered and proof thereof filed, and it further appearing from the certificate of the Auditor General, State Treasurer and Attorney General duly filed, that all taxes due by petitioner have been paid to the Commonwealth of Pennsylvania, and the Court being satisfied that the prayer of the petition may be granted without prejudice to the public welfare or the interests of the stockholders, it is ordered, adjudged and decreed that the said Corporation, The Cochranton Telephone Company, be, and the same is hereby dissolved, and that all and singular its franchises privileges and powers be and are hereby extinguished forever. Provided, that this decree shall not go into effect until a certified copy thereof be filed and recorded in the office of the Secretary of the Commonwealth.

Per Curiam,
O'Clare Kent, P.J.

(See paper filed.)

Certified copy of decree issued.

June 17, 1941. Certificate of filing copy of decree of dissolution in office of Secretary of the Commonwealth, filed.

John A. Bozic
151

t. 2, 1941, Recd. $35.00 costs)
P. D. E.

t 8, 1941, Recd 25cc -
master fee -
Mex Maloney
10/21/41 Refunded
Refund 9 41.40
John A. Bozic

Ferne Reib
vs
Edward A Reib
Issued May 5, 1941

Jay + writ 5/7/41, pd.	$ 3.00
Shff Smith (paid)	3.80
M. B. Maloney, Master	25.00
Pro. for Co. 9-2-41. Pd.	8.60
Atty.	3.00

Subpoena in Divorce
And now, May 5, 1941, Subpoena awarded, Returnable to first Monday of July next.
Per Curiam,
O. Clare Kent, P.J.

Writ returned: Served the within Subpoena in Divorce on the Respondent personally, on the 8th day of May, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above.
So answers Harry B. Smith, Sheriff

And now, September 2, 1941, M. B. Maloney, Esq., is appointed Master to take testimony in the above entitled case and make report to the Court.
Per Curiam

Sept. 8, 1941, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1941; No. 27.

Sept. 24, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Edward A. Reib, is ordered to pay the cost of this proceeding.
Per Curiam

Decree
And now to wit: September 24 - A.D. 1941. this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence thereto duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true it is by the Court Ordered adjudged and decreed
That the said Ferne Reib be divorced and forever seperated from the nuptial ties and bonds of matrimony heretofore contracted between the said Ferne Reib, the Libellant and the said Edward A. Reib the respondent; and that thereupon all and every the duties rights & claims accruing to either the said libellant or said respondent shall at any time hereafter in pursuance of said Marriage, cease and determine; and the said Libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
Per Curiam

Herbert A Mook 152	Hazel Irene Grinnell vs. George Henry Grinnell Issued May 5, 1941 Tax & writ 6/5/41 Pd. $ 3.00 Shff. Smith (paid) 6.60	Subpoena in Divorce And now, May 5, 1941, the within petition presented in open Court, and Subpoena awarded, returnable to the first Monday of July, 1941 Per Curiam, O. Clare Kent, P.J. Subpoena returned: July 7, 1941, Non est inventus as to the within named respondent. So answers Harry B. Smith, Shff.

Herbert A. Mook 153	Nellie M. Kastle vs. George J. Kastle Issued May 5, 1941 Tax & writ 6/5/41. ct. # 1. 3.00 Shff. Smith (paid) 3.20	Subpoena in Divorce And now, May 5, 1941, the within petition presented in open Court and Subpoena awarded, returnable to the first Monday of July, 1941 Per Curiam, C. Blare Kent, P.J. Subpoena retd: Served the within Subpoena in Divorce on the Respondent personally, on the 6th day of May, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above. So answers Harry B. Smith, Sheriff.

Herbert A. Mook 154	Geraldine C. Jones vs Edgar P. Jones Issued May 5, 1941 #- Tax & writ 6-5-41. Pd. 3.00 Shff. Smith (paid) 3.80	Subpoena in Divorce. And now, May 5, 1941, the within petition presented in open Court, and Subpoena awarded returnable to the first Monday of July next. Per Curiam O. Clare Kent, P.J. Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 19th day of May, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above So answers Harry B. Smith, Sheriff

J. Perry Eckles (See Statement) 155 Kenneth W. Rice	Fashion Park, Inc. vs. Karl K. Smock, Pres. and owner of "Karl K. Smock, Inc." Entered May 5, 1941 Tax + entry fee by Dpty. 5/20/41 1.50 Costs on Trans. ($5.00 bd) by Dpty 8.80 Bro. Slayton 3.25	Appeal by Defendant from Judgment of S. G. MacTarnaghan, Alderman. May 10, 1941. Proof of notice of filing, appeal filed. May 23, 1941. Statement of claim filed. Service accepted. May 31, 1941. Affidavit of defense filed. Service of copy accepted by Pffs. Atty. On Fall Trial List 1941; No. 23. "Sept. 22, 1941. Settled."

	Charles Freiburg, Receiver for American Trousers Co.	Appeal by Defendant from Judgment of S.G. MacTarnaghan, Alderman.
156	vs.	May 10, 1941, Proof of notice of
Kenneth W. Rice	Karl K. Smock, doing business as Karl K. Smock, Inc.	filing appeal filed.
	Entered May 5, 1941	
	Tax & entry (5-5-41 by D.H. Tarry) $ 1.50	
	Costs on Trans. (5-20-41 by D.H.T.) 6.95	

Joseph Thomas (See Statem't) 157 Thomas & Kiebort	W. M. Peelman vs Newell Griffith Entered May 7, 1941 Tax & entry fee by atty 1.50 Costs on Trans. (Pltff to pay) 8.25	Appeal by Defendant from Judgment of Dominick Lemme, Alderman. May 8, 1941, Acceptance of service of notice of filing appeal filed. May 24, 1941, Statement of claim filed. Service accepted. June 13, 1941, Affidavit of defense filed. On Fall Trial List 1941; No. 34. Oct. 6, 1941, Continued on application of plaintiff.

158 Thomas + Kiebort	W. R. Fogle vs. William Fleming Entered May 7, 1941 Tax Sentry (pd by Atty) 1.50 Costs on Trans (pd by Plff) 5.55 Pro. for Co. 1-28-42. Pd. 1.50 Atty. 3.00	Appeal by Defendant from Judgment of Robt. A. Kerr, Alderman. And now, Jan. 22, 1942, on motion of defendants attorneys judgment of non. pros. is hereby entered against the plaintiff for want of a statement of claim in accordance the Rules of Court. Judgt. of Non. Pros. F. p. 108. Paul D. Slayton, Pro.

F. C. Kiebort, Jr.

159
Thomas & Kiebort

Received $3.00 docket fee of Paul A. Blayton on May 16, 1941.
F. C. Kiebort Jr.
Attorney.

Walter Brubach, a minor, by Clara Brubach, his guardian, and Clara Brubach, his mother, in her own right
vs.
Clayton Dillaman
Entered May 8, 1941

Tax + entry (paid)	$2.00
Pro. fee Co. 5/16/41. Pd.	3.50
Atty.	3.00

Summons in Trespass
Returnable to the first Monday of June, 1941.

And now, May 8, 1941, Thomas & Kiebort, Esqs. appear as and for the defendant above named, waive the issuance of a summons, and the service thereof by the Sheriff, with the same force and effect as though the summons had been duly and regularly issued, and duly and regularly served by the Sheriff of Crawford County upon the defendant. (See praecipe)

May 12, 1941, Petition for Leave to settle claim of minor filed.

Now, May 12, 1941, on presentation and consideration of the above and foregoing petition, it is ordered and decreed, that Clara Brubach, mother of, and natural guardian of Walter Brubach, a minor, be and she is hereby authorized to compromise and settle for the sum of $10.00, the claim of the said minor for damages resulting from personal injuries sustained by him at the time and in the manner set forth in said petition, and for the recovery of which an action has been brought at the number and term therein set forth, and on the payment of said amount by or for the defendant, Clayton Dillaman, he, the said Clayton Dillaman, is released from any and all liability to the said minor, Walter Brubach, for damages arising out of the accident described in said petition. It is further ordered and decreed that the said sum of $10.00, be paid to Clara Brubach, as the sole natural Guardian of the said minor, without the entry of security on her part.

Per Curiam,
O. Clare Kent, P.J.

(See paper filed)

Now, May 16, 1941, the above case is settled and discontinued.

F. C. Kiebort Jr.
Atty. for Plaintiffs

Herbert A. Mook

160

Maude L. Allen, Administratrix of the estate of Charles S. Allen, late of Randolph Tp., deceased,
vs.
Meadville Aerie No. 429, Fraternal Order of Eagles
Entered May 9, 1941

Tax Entry (paid) $2.00
Pro. S. 7-1-41 Pd. 4.00
Atty; 3.00

Summons in Trespass;
Returnable to the first Monday of June, 1941.
"May 10, 1941. We hereby waive the issuance of Summons in the within case and accept service thereof with the same force and effect as though Summons had been duly and regularly issued and served upon the defendant
(Signed) Thomas & Kiebort
(See praecipe) Attys for Deft.

July 1, 1941, Petition for settlement of action filed;

Order: Now, July 1, 1941, on presentation and consideration of the above and foregoing petition Maude L. Allen, administratrix of the Estate of Charles S. Allen, deceased, is hereby authorized to compromise and settle for the sum of Two Hundred Fifty ($250.00) Dollars, the claim for damages for which the above entitled action was instituted, and on payment of said amount by or for the defendant to the plaintiff she is ordered and directed to mark the said action discontinued of record. The Court finds that the following persons are entitled to share in the following proportions in the net damages recovered:

Maude L. Allen	One-Third
George N. Allen	One-Twelfth
Douglas N. Allen	One-Twelfth
Annabelle Dake	One-Twelfth
Pauline Brawley	One-Twelfth
Marietta Hamilton	One-Twelfth
Donald J. Allen	One-Twelfth
Leora Robb	One-Twelfth
Ruth Urghart	One-Twelfth, $20.83

Out of the amount which the minor, Ruth Urghart, is entitled the sum of $3.00, as her pro rata share of counsel fees shall be deducted and the balance of her share shall be paid directly to her.

Per Curiam
O. Clove Kent,
President Judge.

And now July 1, 1941. the above case is hereby settled and discontinued of record.

Herbert A. Mook atty for Pfs.

And now July 1, 1941. Recd from Paul D. Clayton Pro. - $5.00 refund on costs.
Herbert A Mook atty

161

In re Appointment of Crawford County Law Library Committee

Entered May 9, 1941

Pro Clayton $3.00

Order of Court

Kent P.J.

Now, May 9, 1941, in accord with Rule of Court No. 35, - Walter J. McClintock, Esq., John I. Kent, Esq., Roy S. Peters, Esq., Herbert A. Mook, Esq., and Fred C. Riebort, Sr. Esq., are hereby appointed as members of the Law Library committee for Crawford County, comprising the Thirtieth Judicial District of Pennsylvania, whose terms of office shall date from January, 1941.

The Committee will perfect its organization and when so organized is hereby authorized and directed to do and perform any and all duties incident thereto, in accordance with Law and Rules of Court, and for so doing this shall be sufficient warrant and authority.

Per curiam,
O. Clare Kent, P.
President Judge.

(See paper filed)

Note: For last preceding appointments see No. 23 Sept. Sess. 1927

162

In re Appointment of The Crawford County Board of Law Examiners

Entered May 9, 1941

Pro Slayton $5.00

Order of Court.

Kent, P.J.

Rule 15, Section 2, Rules of Court for the Thirtieth Judicial District, Crawford County, Pennsylvania, provides inter alia, as follows:

"The Crawford County Board of Law Examiners shall consist of five members of the Bar, two of whom shall be appointed by the Court during the last term of each even year, and three during the last term of each odd year. The members of the Board shall hold their offices for two years next after their appointment and until their successors are appointed."

Reference to the record discloses that acting under the provisions of Rule 15, and a formal resignation of the Board, the Court entered the following order:

"Now June 29, 1938, upon consideration of the foregoing the Court hereby accepts resignations and appoints Walter J. McClintock, Esq. and Albert L. Thomas, Esq. whose term of office shall expire on the first Monday of January, 1939, and Paul E. Thomas, Esq. Ardelle L. Mook, Esq. and Wayne G. Altenburg, Esq. whose terms of office shall date from the first Monday of January, 1938, as the Board of Law Examiners for the County of Crawford to do and perform any and all duties incident thereto, as provided by the laws of the Commonwealth and the Rules of this Court."

Nothing has been done in the premises since the order was entered. It clearly appears that the terms of all the appointees have expired by lapse of time. To correct the oversight and to provide a Board of Law Examiners, which may legally organize and function under provisions of the rule, we enter the following:

Order. Now, May 9, 1941, in consideration of the situation Albert L. Thomas, Esq., and Walter J. McClintock, Esq., whose terms of office shall date from the first Monday of January, 1941, and Paul E. Thomas, Esq., Wayne G. Altenburg, Esq., and John Perry Eckels, Esq., whose terms of office shall date from the first Monday of January, 1940, are hereby appointed as members of the Board of Law Examiners for Crawford County, comprising the Thirtieth Judicial District of Pennsylvania, to organize as such and to do and perform any and all duties incident thereto, in accordance with the Laws of the Commonwealth and the Rules of this Court, and for so doing this shall be sufficient warrant and authority.

Per Curiam,
O. Clare Kent,
President Judge.

(See paper filed.)

Kent & Kent
163

D. A. Smith
vs
Detroit Wool and Skin Company, a Michigan corporation, and Ben Slutsky.
Issued May 10, 1941

Tax & writ 5/26/41, Pd, $2.00
Shff. Smith (paid) 10.33
Pro. Slayton 4/3/42. Pd, 6.60
Jury fee ~~2/18/42. Pd.~~ 4/3/42. 4.00
Atty 3.00
Pro. doc. entries 4/3/42. Pd, 3.00

Summons in Trespass, Returnable to first Monday of June, 1941.

May 10, 1941, Statement of Claim filed. 2 copies certified.

Writ returned: Now, May 22, 1941, served the within summons, together with certified copy of Statement of Claim upon the Secretary of Revenue of the Commonwealth of Pennsylvania, by sending by registered mail, postage prepaid, a true and attested copy of same, to said Secretary of Revenue, Harrisburgh, Penna, on May 13, 1941, which was duly received by him on May 14, 1941, as evidenced by the registry return receipt hereto attached and made a part of this return; Also, served ~~served~~ same on the defendant Detroit Wool & Skin Company, a Michigan corporation, non-resident, by sending him a true and attested copy of same, with an endorsement thereon of the service upon said Secretary of Revenue, addressed to said defendant at No. 2929, Leslie Avenue, Detroit, Michigan, his last known address, which was duly received by him on May 16, 1941, by registered mail postage prepaid, as is evidenced by the registry return receipt hereto attached and made a part of this return; Also, served same on the defendant Ben Slutsky, a non-resident, by sending him a true and attested copy of same, with an endorsement thereon of the service upon said Secretary of Revenue, addressed to said defendant at No. 2929, Leslie Av, c/o Detroit Wool & Skin Co., Detroit, Michigan, his last known address, which was duly received by him on May 16, 1941, by registered mail, postage prepaid, as is evidenced by the registry return receipt hereto attached and made a part of this return. All in conformity to the Act of 16th May, 1935, P.L. 175, relating to such service upon a non-resident.

So answers Harry B. Smith, Sheriff.

On Winter Trial List, 1942; No. 12.

And now, January 14, 1942, Jury selected and sworn as follows: 1- Jonas Mosier, 2- Berl Hayes, 3- Helen Heile, 4- Mrs. Mildred Erwin, 5- Frank Hines, 6- Mrs. Martha Mears, 7- L. C. McBride, 8- P. P. Myers, 9- Mrs. Mildred Turner, 10- Mrs. Mable Drake, 11- Mrs. Frank Henry, 12- Earl Isherwood: twelve good and lawful persons, who upon their solemn oaths which they have taken, say, same day they find for the plaintiff in the sum of $65.05, with interest from Nov. 18, 1940, by direction of Court, defendant not appearing.

Cor. page 115; Ex. page 152.

And now, Feb. 18, 1942, judgment is hereby entered on the verdict in favor of the plaintiff and against the defendants in the sum of Sixty-five 05/100 Dollars, with costs of suit.

Debt $65.05
Int. from Nov. 18, 1940.
Judgment
Paul D. Slayton,
Prothy.

Jrp. p. 115; Ex. p. 152

for Max B. Maloney 1	Jonas N. Schrader, Jr. and Edward B. Workman doing business as the J. E. T. Pharmacal Co. vs. First National Bank of Meadville, Pennsylvania, Executor of the last will and testament of Leon A. Roueche, deceased Entered May 12, 1941 Tax & Entry (paid) $ 2.25 Pro. for Co. 12-12-41, Pd. 1.00 Atty. 3.00	Summons in Assumpsit Returnable to the first Monday of June, 1941 Corp. page 113; R. page 143. Now, May --, 1941. I, appear as and for the defendants above named, waive the issuance of a summons and the service thereof by the Sheriff with the same force and effect as though the summons had been duly and regularly issued by the Prothonotary, and the writ regularly served upon us by the Sheriff of Crawford County. First National Bank, Ex. Leon A. Roueche, By K. M. Spearline, (See praecipe) Asst. Trust Officer.

And Now December 12, 1941, this case settled and discontinued of record

Max B. Maloney,
Attorney for Plaintiff

Attest:
Paul D. Slayton, Pro.

Paul E Thomas

2

Crawford County Trust Co., Meadville Penna,

vs.

A Capozzi

Entered May 14, 1941

Pro Slayton (paid) $2.25
Atty 3.00
Costs brought forward.
Plff 4.00
Atty T+T, origl. 3.00
Atty P.E.T., 1st revival, 3.00

Apr 16, 42, rec $3.00 docket fee
Paul E Thomas
atty

Of No. 18 September Term, 1936. Apl. Dc
Amicable Scire Facias sur Judgment.

It is agreed, That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, with all the waiver and conditions contained in the original judgment note, for the sum of Fifteen hundred fifty Dollars, being the amount of debt, interest to April 1, 1941, and costs now due on the original judgment.

Dated May 12, 1941. (Signed) A. Capozzi

Debt $1550.00
Int. from April 1, 1941

6a page 49 Judgment
Paul D. Slayton, Prothy.

April 14, 1942. Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

Crawford County Trust Co.
E. E. Weller
Attorney-in-fact.

SEPTEMBER TERM, 1941

F. Joseph Thomas (See Statement) 3 Kent & Kent, 6/12/41 (See Statement) And now Oct 8, 1941 this case is settled ended and discontinued F. Joseph Thomas Attorney for Pltff Attest May 8/46 Paul D. Slayton, Pro	Frank Kercher vs R. A. Hodgman Entered May 15, 1941 Tax Entry 5/29/41, Rd. $ 1 Costs on Trans (Writ) 1.25 Pro. Slayton (Jud Oct 8/41) 4.50 Atty 3.00	Appeal by Deft. from Judgment of D. G. McTarnaghan, Alderman May 15, 1941 Acceptance of service of notice to Plff. of filing appeal filed. June 12, 1941, Statement of claim filed. Service accepted for Deft. On Fall Trial List 1941; No. 35.

Stuart A. Culbertson
4
Kenneth W. Lee
7-23-41. P.A.S.

Jan. 12, 1942 Reid. $35.00 costs.
P.A.S.

Feb 20 1942 Paid $25.00
Masters Fee.
Frank D. Prather.

Feb. 20, 1942, received $15.00, Guardian fee.
Robt F. Kent.

Harlow B. Ellis
vs
Doris Ellis
Issued May 16, 1941

	#
Tax & writ (paid)	3.00
Shff Smith (paid)	5.90
Robert F. Kent, Edw. a. l.	15.00
Shff Smith alias (paid)	4.80
Shff Smith on notice (paid)	3.20
Pro. for Co. 1-12-42 Pd.	10.00
Frank D. Prather, Master	25.00
Atty.	3.00
Pro. for Co. 2-20-42. Pd.	.60

Subpoena in Divorce
And now, May 16, 1941 Subpoena awarded; returnable to the first Monday of July, 1941
Per Curiam
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 19th day of May, 1941, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit as above.
So answers Harry B. Smith, Sheriff.

Dec. 1, 1941, Motion for Appointment of a Guardian ad litem filed,
Order: And now, December 1, 1941 on presentation of the within motion, Robert F. Kent, Esq., is appointed Guardian ad litem of Doris Ellis, respondent. Per Curiam,

Dec 1, 1941, Alias Subpoena in Divorce issued, returnable to the first Monday of January next

Alias Subpoena ret'd: Served the within Alias Subpoena in Divorce on Robert F. Kent, Esq., Guardian ad litem of Doris Ellis, the respondent personally on the 3d day of Dec 1941, by delivering to him a true and attested copy of the same and making known to him the contents thereof, as appears from affidavit as above.
So answers, Harry B Smith, Sheriff.

Dec 24, 1941, Return of service upon Libellant of application for appointment of Guardian ad litem for respondent, filed

And now, January 12, 1942, Frank D. Prather, Esq., is hereby appointed Master to take testimony in the above entitled case and make report to the court. Per Curiam.

Feby. 20, 1942, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1942, No. 51.

Feby. 28th, 1942, After due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: February 28, A.D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Harlow B. Ellis, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Harlow B. Ellis, the libellant, and the said Doris Ellis, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

(Continued in margin)

Charles B. Stegner

5

Titusville Trust Company
vs.
R. D. Pringle
Issued May 17, 1941

Pro. Slayton (5/26/41 paid) 2.25
Sheff. Smith 8.50
Pro. Slayton on Sci Fa (5/26/41 paid) 2.25
Atty 3.00
Costs brought forward:-
Deft 4.00
Atty C.B.S 6.00

Of No. 9 September Term, 1936 Atty. D
Scire Facias to revive and continue the lien of above judgment; Returnable to first Monday of June, 1941.
P page 38.
May 26, 1941. Amicable Scire Facias and confession of judgment by Deft. filed; whereby:-
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant for the sum of Twenty-six Thousand Two Hundred Fifty 00/100 Dollars, being the amount of debt, interest to May 17, 1941, and costs now due on the original judgment; With all the waivers and conditions contained in the original judgment note.

Debt $26,250.00
Interest from May 17, 1941.

P. page 38. Judgment
Paul D. Slayton, Prothy

9-25, 194X

Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

Chas B. Stegner
Atty for Deff.

Witness: Paul D. Slayton

J. A. Bolard

6

Borough of Cambridge Springs, Pa.,
vs
Joseph S. Kozacka and Wanda Kozacka, husband and wife, Owners or reputed owners
Issued May 19, 1941

Tax & writ (paid)	$2.75
Pltff. on lien	2.00
Shff. Smith Paid 10-10-41. Pd.	31.64
Pro. for Co. See Lev. Fac.	2.75
Atty.	3.00

Of No. 3 September Term, 1937 Mch. Lien
Scire Facias sur Municipal Lien filed June 7, 1937, and entered in Mechanics Lien Docket No. 6, page 561; Returnable within three months from date of issue
K. pages 93 & 114.

May 19, 1941, Amended Statement of claim and lien filed.

7-21-41 Writ retd: I hereby certify and return that finding no person in possession of the premises described in the within writ or any part thereof, I posted, May 24, 1941, a true and attested copy of the within writ upon the most public part of said premises, and upon inquiry being unable to ascertain the name of any person or persons having an interest in the within described premises, or any part thereof, I advertised a brief notice of the contents of the within writ once a week for three successive weeks, to wit; May 29, June 5 and June 12, 1941, in the Enterprise News, Cambridge Springs, Pa., being a newspaper of general circulation of this County, as per proof of publication hereto attached and made a part of this return. Nihil Habet as to Joseph S. Kozacka and Wanda Kozacka, husband and wife, Owners or reputed owners.

So answers,
Harry B. Smith, Sheriff.

And now, July 21, 1941, on motion of plaintiff's attorney and for want of an affidavit of defense judgment is entered in favor of the plaintiff and against the defendant in the sum of Three hundred seventeen & 70/100 Dollars, with costs of suit.

Debt	$317.70
Attys. comm. included	15.00
Int. from July 21, 1941.	

Judgment
Paul D. Slayton, Pro.

K. pp. 93 & 114.

Lev. Fac. No. 49 Sept. Term, 1941.

Jan 30, 1950

Satisfied when Sold

Received satisfaction in full of the above Judgement, Debt Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

J. A. Bolard

Witness: Paul D. Slayton

25¢ Paid 10-10-41

25¢ Paid 1-30-50

SEPTEMBER TERM, 1941

Plaintiff's p.p.	Ruth Bacon	Summons in Assumpsit.
7	vs.	Returnable to first Monday in
Peters & Prather	Ruth Bacon Executor	June, 1941. Ba. fi. 149 & 8#
	of the estate of Albert	And now, May 20, 1941, Peters &
	Bacon, deceased.	Prather, Esqs. appear for defendant,
	Issued May 20, 1941	and accept service of the Sum-
	Tax & writ (paid) # 225	mons in this case, with the
	Pro. fee. C. 3-24-42, Cl. 1.00	same force and effect as if
		personally served on the defend-
		ant by the Sheriff, and a due
		return made thereof. (See writ)

And now, to-wit, March 24, 1942, the above case having been settled, it is hereby discontinued of record. Ruth Bacon

Peters & Prather,
By Ray A. Peters

J. E. Bossard
8

Genevieve Kemp
vs.
Paul Kemp
Issued May 20, 1941

Tax on writ paid 5/21/41 $3.00
Shff. Smith (paid) 1.60
Shff. Smith, alias (paid) 2.90
Shff. of Phila. Co. alias (paid) 4.90

Subpoena in Divorce

And now, May 20, 1941, Subpoena awarded, returnable to the first Monday of July, 1941.

Per Curiam,
O. Clare Kent, P. J.

Subpoena returned: July 7, 1941, Non est inventus as to the within named respondent.

So answers Harry B. Smith, Shff.

July 11, 1941, Alias Subpoena in Divorce issued, returnable to the first Monday of Sept. next.

Alias Subpoena retd: Bruce Smith, Deputy Sheriff for Philadelphia County, Pa., makes affidavit and return: That he served Paul Kemp, the within named Respondent, by handing to him personally on July 23, 1941, at 3:20 P.M. a true and attested copy of the within Alias Subpoena in divorce, at 2731 N. Edgemont Street, in the City and County of Philadelphia, State of Pennsylvania. (See affidavit attached to Sub.)

Served the within Subpoena in Divorce upon Paul Kemp, Respondent, by deputizing the Sheriff of Philadelphia County, as per his return hereto attached. So ans. Harry B. Smith, Sheriff.

Kent & Kent English, Zinn, Leemhuis & Taylor Erie, Pa. 9	S. M. Flickinger Company, Inc. vs Martin Hepps Issued May 21, 1941 $ ✓ Tax & writ (paid) 3.00 Shff. Smith (paid) 10.00	Replevin for 1 Red and White Sign "unjustly and illegally detained by the defendant at his store in Linesville, Pennsylvania, and of the value of not to exceed One hundred dollars." Returnable to the Second Monday in September, 1941. May 21, 1941 Affidavit of value filed. Same day, Plff's. bond in Replevin with American Surety Co. of New York as surety, in the sum of $100.00, approved and filed. Writ returned: Replevied as within commanded May 22, 1941, at 2:20 o'clock P M., all of the within described goods and chattels, and summoned Martin Hepps, the within named defendant, by handing to him personally in the Borough of Linesville, Erie St., Crawford County, Pa., May 22, 1941, at 2:20 o'clock P M., a true and attested copy of the within writ, and making known to him the contents thereof. And afterwards, to wit, June 6, 1941, the goods and chattels so replevied were delivered to the plaintiff. So answers Harry B. Smith, Sheriff.

10

W. K. Baird
vs.
Margaret Green
Entered May 23, 1941

Pro. Slayton (paid) # 2.25
Pltff on original 1.75

Of No. 677 May Term, 1936 D.S.B.
Amicable Scire Facias sur judgment
It is agreed that the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said County, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of One hundred fifty Dollars, being the amount of debt now due on the original judgment; with interest from Aug. 31, 1936, and costs; with all the waivers and conditions contained in the original judgment note.

(Signed) Margaret Green her mark (Seal)

Signed, sealed and delivered
in the presence of
Mrs. Harold Hamilton
Hazel Baird

Debt # 150.00
Int. from Aug. 31, 1936
Judgment.
Paul D. Slayton, Pro.

G. page 130.

May 5, 1942, This judgment satisfied. (See paper filed.)

Leland J. Culbertson

Leland J Culbertson

"

Now June 6th the within case having been settled by the discontinuance of cost and the Prothy is directed to mark the same settled. Wilkinson, atty Pltff. Per order of Court

Ethel Mae Brown, a minor, by Clarence J. Brown and Mary A. Brown, her parents and next friends, and Clarence J. Brown and Mary A. Brown, his wife, in their own right

vs.

Earl Rexford Boyd

Issued May 23, 1941

Tax & writ 6/6/41. Pd.	$ 2.00
Shff. Smith	- -
Pro. for Co. 6/6/41. Pd.	4.00
Atty.	3.00

Summons in Trespass, Returnable to first Monday of June, 1941.

May 23, 1941, Statement of claim filed.

May 29, 1941, Writ returned to files, with the following endorsed thereon,

"And now, to wit, this 24th day of May, 1941, I hereby accept service of this summons, the same service to have the full force and effect as if duly served by the Sheriff of Crawford County."

Signed, Herbert V. Brownlee
Attorney for Defendant.

May 29, 1941, Acceptance of service of the Statement of claim by Herbert V. Brownlee, Esq., Attorney for Defendant, filed.

June 2, 1941, Petition of parents plaintiffs for leave to settle and compromise claim, presented and filed.

Order: And now, June 2, 1941, upon presentation and consideration of the above and foregoing petition, it is ordered and decreed that Clarence J. Brown and Mary A. Brown, father and mother of Ethel Mae Brown, be and they are hereby authorized to compromise and settle for the sum of Two Hundred ($200.00) Dollars, the claim of the said minor for damages resulting from personal injuries sustained by her at the time and in the manner set forth in the said petition, and for the recovery of which an action was brought at the above number and term therein set forth, and upon payment of the said amount of Two hundred ($200.00) by or for the said Earl Rexford Boyd, he, the said defendant is released from any and all liability to the said minor, Ethel Mae Brown, for damages arising out of the accident described in the said petition. It is further ordered and decreed that the said sum of Two Hundred ($200.00) Dollars, so agreed upon, shall be paid to the natural guardians and next friends of the minor, Ethel Mae Brown, to wit, Clarence J. Brown and Mary A. Brown, his wife.

Per Curiam,
O. Clare Kent,
President Judge.

(See praecipe filed.)

J. E. Bossard

12

Eugene H. Wolff and
Gladys M. Wolff
vs.
Tracy L. Smith and
Fanchon B. Smith
Issued May 23, 1941.

Pro. Slayton 5/28/41 Pd.		2.25
Sheff. Smith (paid)		12.90
Pro. Slayton for Rule 6-20-44 Brought forward		4.00
Pro. Slayton (pd 7/24/41)		2.50
Atty		3.00
		24.65

Of No. 409 May Term, 1936, D.S.B.
Sci. Facias to revive and continue the lien of the above judgment, Returnable to first Monday of July, 1941.
Sm. pages 85 and 130
May 23, 1941, Statement of claim filed.
Writ returned: Served the within Sci. Fa. together with copy of Statement of copy of Statement of Claim, personally on Tracy L. Smith, at the Y. M. C. A. corner of Washington and Spring Streets City of Titusville, Pa., on May 26, 1941, at 7:18 o'clock P. M., by handing to him a true and attested copy thereof, and making contents of same known to him. Also, served the within Sci. Fa. together with copy of Statement of claim personally on Fanchon B. Smith, at her residence in the Borough of Blooming Valley, Crawford County, Pa., on May 27, 1941, at 9 o'clock A.M. by handing to her a true and attested copy thereof and making contents of same known to her.
So answers Harry B. Smith, Sheriff.
And now, July 23, 1941 On praecipe of plaintiffs Atty judgment is entered in favor of plaintiffs and against defendants for want of an appearance and for want of an affidavit of defense, and liquidated at the sum of Five hundred forty three and 94/100 Dollars, with interest from May 22, 1941 (See paper filed)

Debt $450.00 Atty Com. incl. 543.94
Int. from May 22, 1941
Judgment
Paul D. Slayton, Pro.

Sm. pages 85 & 120.

June 20 - 1944.
Rec'd from Paul D. Slayton, $3.00 being my docket fee in the within case.
J. E. Bossard Atty

June 20th 1944.
Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
Eugene H. Wolff
Gladys M. Wolff
Witness: J. E. Bossard Atty
Paul D. Slayton

J. Perry Eckels

13

Department of Public Assistance of the Commonwealth of Pennsylvania
vs.
Nancy Jones
Issued May 23, 1941
1
Writ 7-26-41. Pd. 1.50
State Tax .50
Shff Smith (Pd.) 11.90
Pro. for Co. 10/23/41. Pd. 2.75
Atty. 3.00
19.65

Summons in Assumpsit; Returnable to first Monday of June next.

May 23, 1941, Statement of claim filed.

Served the within Summons, together with Copy of Statement of Claim, personally, upon Nancy Jones, on May 28, 1941, at 4:30 o'clock P. M., at the residence of George Sterling, in Troy Township, Crawford County, Pa., (Tryonville, R. F. D. #1) by handing to her a true and attested copy of the within Summons, together with Copy of Statement of Claim and making contents of same known to her.

So answers,

Harry B. Smith, Sheriff.

And now, Sept. 16, 1941, on motion of plaintiff's attorney and for want of an appearance and affidavit of defense, judgment is hereby entered against the defendant in the sum of Two hundred thirty three & 10/100 dollars, with costs of suit.

Debt #233.10
Judgment
Paul D. Slayton, Pro.

J. - p. 62

Aug. 29, 1946, Ann. Sci. Fa. to No. 221 Sept. Term, 1946.

14

Mae Smith
vs.
Hattie S. Morton
Entered May 24, 1941
✓
Pro. Slayton (Plff. pd) 2 25

Of No. 15 September Term, 1936 ✓
Amicable Scire Facias sur Judgment
It is agreed That the Prothonotary of said Court enter an Amicable Sci Fa upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said County, and duly so returned and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Five Hundred Twenty-seven Dollars with interest from May 22, 1931, being the amount of debt and costs now due on the original judgt. with all the waivers, and conditions contained in the original judgment-note.

Debt # 527.00
Int. from May 22, 1931
M. J. 114. Judgment
Paul D. Slayton, Prothy.

March 31, , 1942 Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

Mae Smith

Attest: Paul D. Slayton, Pro.

15

Walter Morton
vs.
Hattie S. Morton
Entered May 24. 1941
Pro. Slayton (Reff. Jud.) $ 225

Of No. 16 September Term, 1936 Appd.
Amicable Scire Facias sur Judgment.
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Three Hundred Four Dollars, being the amount of debt and costs now due on the original judgment, with interest from May 23, 1931; with all the waivers and conditions contained in the original judgment note.

Debt $304.00
Int. from May 23 1931.
M. page 114. Judgment
Paul D. Slayton, Pro.

Aug. 10" ; 1943. Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.
Walter Morton

Witness: Paul D. Slayton

Charles B. Stegner	Titusville Trust Company	Of No. 30 September Term, 1936 Sfp. 8
16	vs.	Amicable Scire Facias sur Judgment
	Emil P. Carlson and A. D. Carlson	It is agreed that the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Seven Hundred Ninety-seven and 90/100 Dollars, being the amount of debt, interest to June 1, 1941, and costs now due on the original judgment; With all the waivers and conditions contained in the original judgment note.
	Entered May 26, 1941	
	#	
	Pro. Slayton (paid) 2.25	
	Atty 3.00	
	Costs brought forward:	
	Plff 4.00	
	Atty CBS 6.00	

Debt # 797.90
Int. from June 0, 1941
Judgment
Paul D. Slayton, Pro

6a page 49.

May 21, 1941. Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

Chas. B. Stegner

atty for Plff.

Kenneth W Rice 17	Kathleen Johns vs. Max F. Johns Issued May 26, 1941 Tax 1 wrt 5/29/41. Pd. $ 3.00 Stff. Smith (paid) 3.80	Subpoena in Divorce And now, May 26, 1941. Subpoena awarded, Returnable to the first Monday of July, 1941. Per Curiam, O. Clare Kent, P.J. Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 16th day of June, 1941 by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above. So answers Harry B. Smith, Sheff

F. Joseph Thomas 18	Petition of Albert Clair Studl for discharge from imprisonment as an insolvent debtor under insolvency laws. Entered May 26, 1941 # Pro. Clayton (paid) 5.00	May 26, 1941, Petition presented in open Court and filed. And now, May 26, 1941, on motion of F. Joseph Thomas, Esq., attorney pro petitioner, it is ordered that the petitioner be heard at the Court house, at Meadville, Penna, on Sept. 3, 1941, at 9:30 A. M., and that the petitioner give notice personally or by registered mail to all creditors of the time and place fixed for the hearing at least fifteen days before said day thus fixed. and it is hereby further ordered that the petitioner be released upon his own his own recognizance in the sum of $500.00, conditioned for his appearance at the time and place fixed. (See petition) Per Curiam. May 26, 1941, Bond of petitioner in sum of $500.00 filed. Aug. 30, 1941 Proof of service of notice of petition and hearing filed. Now, September 8, 1941, the petition for granting relief for insolvent debtors, filed May 26, 1941, is dismissed, at the cost of petitioner. (See opinion of Court filed) Per Curiam.

John H. Bozic
19

July 7, 1941 Recd. $35.00 costs
P. B. B.

Clair B. Freeman
vs
Alice Maxwell Freeman
Issued May 26, 1941

Jas. Swift writ (paid)	$ 3.00
Shff Smith (paid)	5.50
Jeff E. Bossard, Master	25.00
Pro. for Co. 7-8-41, 8d.	8.10
Atty.	3.00
Pro. Addl. 9-26-41, 8d.	.50

Subpoena in Divorce
And now, May 26, 1941, Subpoena awarded; Returnable to the first Monday of July, 1941.
Per Curiam,
O. Clare Kent, P.J.

Writ returned: Served the within Subpoena in Divorce, on the Respondent personally on the 27th day of May, 1941, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit as above. So answers Harry B. Smith, Shff.

And now, July 7, 1941 Jeff E. Bossard, Esq., is appointed Master to take testimony in the above entitled case and make report to the Court.
Per Curiam.

July 24th 1941. Recd from Paul H. Clayton Pro. #25.00 being my Masters fee in the within case
Jeff. E. Bossard, Esq

July 24, 1941, Testimony and Report of Master filed.
On Arg. List for Sept. Term, 1941; No. 23.
Sept. 23, 1941, After due consideration a divorce is decreed as prayed for.
Per Curiam.

10/21/41 Returned & Paid. 40
John H. Bozic

Decree
And now to wit, September 23rd A.D. 1941 this cause came on to be heard on libel subpoena, subsequent proceedings and evidence therein duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed.
That the said Clair B. Freeman be divorced and for ever seperated from the nuptial ties and bonds of matrimony now to for contracted between him the said Clair B. Freeman the libellant and the said Alice Maxwell Freeman the respondent; and that they upon all and every the duties rights & claims accruing to either the said libellant or the said Respondent at any time heretofore in pursuance of said marriage shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
(Per Curiam)

Charles A. McKay and The Globe Indemnity Company
vs.
D. R. Beatty, doing business as Beatty's Garage.
Issued May 28, 1941

Summons in Trespass, Returnable the first Monday in July, 1941.

May 28, 1941, Statement of claim filed.

Writ returned: Served the within summons personally upon D. R. Beatty, doing business as Beatty's Garage, on June 3, 1941, at 5:15 o'clock P. M., at the corner of Mead Av. and River Street, City of Meadville, Crawford County, Pa., by handing to him a true and attested copy of the within summons, and making contents of same known to him.

So answers Harry B. Smith, Sheriff

Sept. 15, 1941, Service of copy of statement of claim accepted by defendant's attorney.

Sept. 20, 1941, Affidavit of defense filed. Service accepted.

On Fall Trial List 1941; No. 27. "Sept. 22, 1941, Improperly on list"

Oct. 8, 1941, Petition to bring in additional defendant filed;

Order: And now, October 8th, 1941, upon consideration of the foregoing petition, a Rule to show cause why the West Ridge Transportation Company, a corporation, should not be joined in as an additional defendant in the above entitled case, is hereby granted. Returnable sec. reg.

Per Curiam,
O. Clare Kent, P. J.

(See paper filed.)

Nov. 12, 1941, Answer to Petition to bring in additional defendant and request for hearing thereon in accordance with Section 2252 (b) of the Rules of Civil Procedure filed. (Service of copy accepted by Defendant's Atty.)

Sheriff's return: Served the within Petition to bring in additional deft, together with copy of Statement of Claim and copy of affidavit of defense, on the West Ridge Transportation Company, a corporation, additional deft, by handing personally, a true and attested copy of each of the same to K. Billings, the District Supt of said corporation, at their place of business No. 159 Chestnut Street, City of Meadville, Crawford County, Pa., on Oct. 22, 1941, at 10:40 o'clock A. M., and making contents of same known to him.

So answers Harry B. Smith, Sheriff.

On Arg't List for Nov. Term, 1941. No. 8 Nov. 25, 1941, Argued

Nov. 25, 1941, Stipulation filed:- It is stipulated and agreed that West Ridge Transportation Company is the employer of Charles A. McKay at the time of the injuries which occurred in the course of and scope of Charles A. McKay's employ by said employer when the injuries happened, out of which this action arose, and that Globe Indemnity Company was the workmen's compensation carrier and insurer for West Ridge Transportation Company in said circumstance.

Albert L. Thomas, Brooks, Curtze & Silin
attorneys for Plaintiffs.
Stuart A. Culbertson,
attorney for Defendant.

Signed

Hamer & Kubert
8-7-42 P.D.R.
Albert L. Thomas
Brooks, Curtze & Silin
John B. Brooks, 12/9/42.
Cert. 19
20
July 2, 1941 P.D.R. Pro.
from John B. Brooks, 12/9/42
S. Y. Rossiter, for additional defendant.

April 18, 1944 rec'd of P. Pro. Clayton $22.00 refund on cost
Entered Billings
Clay Proceedings

Costs continued:
Pro. for Co. 4-18-44 Pd. $ 38.70
Jury fee 4-18-44 Pd. 4.00
Atty. 3.00

Now Apr. 6, 1944 this case settled and discontinued of record.
Hamer & Kubert
Attys for Plff.

Apr. 18-1944 Rec'd of Pro. Clayton $13.20 for advanced costs $5.20 Ruth Kyle 5.00 docket fee $3.00
Kubert

Charles A. McKay and The Globe Indemnity Company vs. D. R. Beatty, doing business as Beatty's Garage.

Jay & writ (paid) $ 2.00
Sheff. Smith (paid) 3.20
Sheff. Smith, pet. (paid) 4.00
Comm. Ruth A. Kyle 5.00
Appeal to Sup. Court (Paid) 3.00
Doc. entries for SC 4-18-44 Paid 4.50
Pro. postage 4-18-44 Paid .90
Costs in Supreme Court 3.00
Sheriff's Affidavit

Continued on page 629.

Dickson Andrews
21

Nov. 10, 1941, Recd $35.50 costs.
P.D.S.

Nov. 21, 1941 received $25.00 Masters Fee in above case
F.C. Kiebort, Jr., Master.

Dec 3, 1941, Notice by Libellant of her intention to retake and hereafter use her maiden name to wit, Elizabeth Marie Ackert

Elizabeth Marie Simonsen
vs.
K. Arthur Simonsen
Issued May 29, 1941

Tax & writ (paid)	$ 3.00
Shff Smith (paid)	1.60
Shff. Smith, alias	1.60
Shff Smith, proc (paid)	11.15
F. C. Kiebort, Jr. Master	25.00
Pro. for Co. 11-10-41. Pd.	10.50
Atty.	3.00

Subpoena in Divorce
And now, May 29, 1941, Subpoena awarded, returnable to the first Monday of July next.
Per Curiam,
O. Blare Kent, P.J.

Subpoena returned: July 7, 1941, Non est inventus as to the within named respondent. So answers
Harry B. Smith, Sheriff.

July 8, 1941, Alias Subpoena in Divorce issued, returnable to first Monday of September next.

Alias Subpoena retd. Sept. 1, 1941, Non est inventus as to the within named respondent. So ans. Harry B. Smith, Shff.

Sept. 4, 1941, Order for proclamation in Divorce issued, returnable to first Monday of Oct. next.

Proclamation retd. ---- I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa., a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached. So answers,
Harry B. Smith, Sheriff.

And now, November 10, 1941, Fred C. Kiebort, Jr., Esq., is hereby appointed to take the testimony of witnesses and make report to the Court thereon.
Per Curiam,

Nov. 21, 1941, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1941, No. 46.

Dec. 1, 1941, After due consideration a divorce is decreed as prayed for and the respondent, K. Arthur Simonsen, is ordered to pay the cost of this proceeding.
Per Curiam.

Decree. And now, to wit December 1 A.D. 1941, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed That the said Elizabeth Marie Simonsen be divorced and forever seperated from the mystical ties and bonds of matrimony heretofore contracted between her the said Elizabeth Marie Simonsen the libellant and the said K. Arthur Simonsen the respondent and that there upon all and every the duties rights, and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage, shall cease & determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married
per Curiam

Hosbach & Gleeten Leland J Culbertson Erie Pa Kent + Kent 7-31-42. P.D.S. 22 Kenneth W Rice for W. P. T. Corp Aug. 4, 1941 (See affit of defense) Gerald D Prather (for natters Aug 4, 41 (See affit. of defense.)	V. W. Eiler, Jr, Clark G. Eiler; Helen N. Eiler, and Sturgis & Eiler vs. Meadville Park Theatre Corporation, and Richard Vetter and Hannah N. Vetter, his wife. Issued June 2, 1941. Tax & writ (paid) # 2.00 Shff. Smith (paid) 9.30 Pro Slayton in mo&c 18.85 Atty 3.00 Jury fee 4.00	Summons in Assumpsit; Returnable to the first Monday of July next. June 2, 1941, Leland J. Culbertson, Esq., appears for Plffs (See paper filed) Same day, Statement of claim filed, 4 copies certified. Writ returned: Served the Meadville Park Theatre Corporation, the within named defendant corporation, by handing personally, on June 3, 1941, at 9:15 o'clock P M, a true and attested copy of the within writ to Chas. F. Imran, the Manager of said defendant corporation, at the Park Theatre, No 254 Chestnut Street, City of Meadville, Pa. together with copy of Statement of claim and making contents of same known to him. Also, served the within summons on Richard Vetter, by handing to Hannah Vetter, his wife, being an adult member of his family, on June 5, 1941, at 1:45 o'clock P M, at No 945 Park Av, City of Meadville, Pa., a true and attested copy of the within summons, together with copy of Statement of claim, and making contents of same known to her. Also, served the within summons, together with copy of Statement of claim, personally on Hannah Vetter, on June 5, 1941, at 1:45 o'clock P M, at No. 947, Park Av, City of Meadville, Pa. by handing to her a true and attested copy thereof, and making contents of same known to her. So answers Harry B. Smith, Sheriff. And now, to wit, June 16, 1941, upon presentation of motion on part of Richard Vetter and Hannah Vetter, his wife, two of the defendants, and upon due notice to Leland J. Culbertson, Esq, Atty for Plffs, a rule is hereby granted on the Plffs to show cause why the Statement of claim filed in this case should not be stricken off. Returnable sec reg. (See paper filed) Per Curiam. And now, June 17, 1941, upon motion on part of the Meadville Park Theatre Corporation, one of the Defts above named, and upon due notice to Leland J. Culbertson, Esq., Atty for Plffs., a rule is hereby granted upon the plaintiffs to show cause why the Statement of claim filed in this case should not be stricken off. Returnable sec. reg. (See paper filed.) Per Curiam. July 7, 1941, Motion to amend Exhibit A. of Statement of claim allowed by the Court, and filed. Aug. 4, 1941. Affidavit of defense raising question of law filed. Service accepted.

Continued on page 696.

F. C. Kiebort, Jr.

23

Paul E. Thomas

Clair A. White and Vivian L. White, by her legally appointed guardian, Second National Bank of Titusville

vs.

Clark Brothers Chewing Gum Company and John W. Boyle

Entered June 2, 1941

Tax & entry (paid)	$2.00
Pro. for Co. 6/16/41. Pd.	4.00
Atty.	3.00

Summons in Trespass,
Returnable to next term.
June 2, 1941, Petition to compromise and settle case filed.
Order:
And now, June 14, 1941, upon consideration of the foregoing, and it appearing that the Orphans Court of Crawford County has approved settlement of the above action, the parties are hereby authorized and directed to settle and compromise said suit upon payment unto Second National Bank of Titusville, guardian of Vivian L. White, minor, the sum of Twelve hundred ($1200.00) Dollars, and upon payment thereof, the said action shall be marked "Settled" and discontinued of record.
(See petition)

Per Curiam,
O. Clare Kent, P.J.

And now, June 14, 1941, payment having been paid as ordered by Court, the above action is hereby settled and discontinued of record.

F. C. Kiebort Jr.
Atty. for Plaintiff

J. Perry Eckels

24

12-1-44, Paid Tribune Publishing Co. $5.50 adv. costs by Check No. 1803. P. D. S.

Petition of C. E. Thompson for the appointment of a Guardian for Clara Belle Thompson as a person of weak mind.
Entered June 2, 1941

Pro. Slayton 8-9-41. Paid $5.00
Pro. costs to date 8-15-41. Pd. 5.00
Pro. to date 11-27-44 Pd. 12-1-44 2.50
Pra final o/c & Pet. disch. Paid 7.00

June 2, 1941, Petition presented in open Court and filed.
T, page 65

And now, June 2, 1941, upon presentation of the within petition and due consideration of the same, hearing is set for the first Monday of July 1941, at 9:30 o'clock A.M., ten days notice to be given to the said Clara Belle Thompson and to the next of kin. (See petition)
Per Curiam.

July 7, 1941, Proofs of notice of hearing filed.

Decree: And now, July 7, 1941, after hearing in the above entitled matter, it is ordered, adjudged and decreed that Clara Belle Thompson is so mentally defective that she is unable to take care of her property, and in consequence thereof is liable to dissipate and lose the same and to become the victim of designing persons and First National Bank of Meadville, Pa., is appointed guardian of her estate. Bond required in the sum of $3800.00.
(See paper filed.)
Per Curiam.

And now, July 25, 1941, the appointment of The First National Bank of Meadville, Pa., as guardian, is hereby vacated; and The Crawford County Trust Company, is appointed guardian of the estate of said Clara Belle Thompson. Bond required in the sum of $3800.00.
Per Curiam.
O. Clare Kent, P.J.

(See paper filed.)
Same day, Bond of Crawford County Trust Company, Guardian, in the sum of $3800.00, approved by Hon. O. Clare Kent, P.J., and filed.

Aug. 4, 1941, Petition for order authorizing payment for maintenance of ward filed; Order: And now, August 4, 1941, upon presentation of the within petition and due consideration of the same, the prayer of the petition is granted, and the Crawford County Trust Company, guardian of Clara Belle Thompson, a person of weak mind is authorized and directed to pay to the County Commissioners of Crawford County, the sum of $222.00 in payment for the care and maintenance of Clara Belle Thompson up to and including July 31, 1941. And the said guardian is further authorized to pay to the said County Commissioners of Crawford County for the future care and maintenance of the said Clara Belle Thompson, a sum not exceeding $1.50 per day.
Per Curiam,
O. Clare Kent, P.J.

Aug. 4, 1941, Petition for sale of real estate filed; Order; And now August 4, 1941, upon presentation of the within petition and due consideration of the same, the prayer of the petition is granted, and it is ordered, adjudged and decreed that Crawford County Trust Company, guardian of Clara Belle Thompson, a person of weak mind, be and is hereby authorized and directed to execute and deliver a good and sufficient deed for the conveying of the premises described in the petition, to C. E. Terrill.
Per Curiam,
O. Clare Kent, P.J.

August 7, 1944, Petition for sale of Real Estate filed; And now Aug. 7, 1944, upon presentation of the within petition and due consideration of the same the prayer of the petition is granted, and it is ordered, adjudged and decreed that Crawford County Trust Company, guardian of Clara Belle Thompson, a person of weak mind, be and is hereby authorized and directed to sell and convey the one-third interest of Clara Belle Thompson in the real estate described in the petition to C. E. Terrill for the price or sum of $25.00 cash. Bond to be entered in the sum of $50.00. Per Curiam,
O. Clare Kent P.J.

Aug. 7, 1944, Bond of Crawford County Trust Company, Guardian, in the sum of $50.00 approved by Hon. O. Clare Kent, P.J. and filed.

→ Continued on Page 684.

(See margin)

Stuart A. Gilbertson 25	Mrs. Jennie Mattocks vs. Lena Shallenberger and A. S. Shallenberger Entered June 2, 1941	Of No. 33 September Term, 1936 Apps. Doc. Amicable Scire Facias sur Judgment. It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff, and against the defendants, for the sum of Six hundred forty-five and 37/100 Dollars, being the amount of debt, interest to May 28, 1941, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note. Debt $645.37 Int. from May 28, 1941 Judgment Paul D. Slayton, Pro.
	Pro. Slayton (paid) $2.25 Atty 3.00 Rec'd payment of $3. to deduct fee in my own. Paul D. Slayton Atty. Pro.	

Sh. pages 78 & 61.

February 20, 1942. Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

Mrs. Jennie Mattocks.

Witness: Paul D. Slayton

J. E. Jack
26

Harriet C. Sorrell
vs.
Edward A. Sorrell
Issued June 2, 1941

Tax & writ (paid) $3.00
Shff. Smith ---
E. B. Williams on sub

Aug. 4, 1941, Rec'd $35.00 costs. P. D. S.

Benj. F. Kraffert, Master 25.00
Pro. for Co. 8-4-41. Pd. 8.10
Atty. 3.00
Pro. Add'l. 9-26-41. Pd. .50

Sept. 20, 1941, Paid B. F. Kraffert $25.00 Master fee by check #980. P. D. S.

Oct 27, 1941 - Rec'd & Paid D. Clayton, Pro. $1.40 refund on cost advanced. J. E. Jack.

Subpoena in Divorce

And now, June 2, 1941, Subpoena awarded, returnable to the first Monday of July, 1941

Per Curiam,
Oblare Kent, P.J.

Subpoena returned: Edmund B. Williams makes affidavit: "That he served the within Subpoena on Edward A. Sorrell, at the rear of No. 51 Clark Street, Bradford, Penna. by reading the same to him and giving him a true and correct copy thereof, on June 6, 1941, at 9:40 P. M."
(See affidavit on Subpoena in Divorce.)

And now, August 4, 1941 Benj. F. Kraffert, Esq., is hereby appointed Master in the within case.

Per Curiam.

Sept. 29, 1941, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1941; No. 53.

Sept. 29, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Edward A. Sorrell, is ordered to pay the cost of this proceeding.

Per Curiam.

Decree;

And now, to-wit: September 29, A.D. 1941 this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence thereon, duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true it is by the Court Ordered adjudged and decreed, That the said Harriet C. Sorrell be divorced and for ever seperated from the nuptial ties and for of matrimony heretofore contracted between the said Harriet C. Sorrell the respondant and the said Edward A. Sorrell the respondent; And that there upon all & every the duties, rights, and claims accruing to either the said libellant or the said respondent ~~shall~~ at any time hereto for in pursuance of said marriage shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

F. Joseph Thomas
27

Lela Campbell
vs
Glenn Campbell
Issued June 2, 1941

Subpoena in Divorce.
And now, June 2, 1941 Subpoena awarded, Returnable to the first Monday of July next.
Per Curiam,
O. Clare Kent, P.J.

Jay & writ (paid) $3.00
Shff. Smith (paid) 2.90
Shff. Mercer Co. (paid) 6.00
Donald C. Thompson, Master 25.00
Pro. for Co. 9-2-41. Pd. 8.60
Atty. 3.00
48.50

Subpoena returned: On the 14th day of June, 1941, at 5 P.M. served the within Subpoena in divorce on Glenn Campbell, respondent, by handing a true and attested copy to him personally at his place of residence, 13 West Main Street, Greenville, Pa., and making known to him the contents thereof. So answers
Alex Elliott, Shff. of Mercer Co. Pa.

Served the within Subpoena in Divorce on Glenn Campbell by deputizing the Sheriff of Mercer County, Pa as per his return hereto attached. So dns Harry B. Smith, Shff

And now, September 2, 1941, Donald C. Thompson, Esq., is appointed Master to take testimony in the above entitled case and make a report thereon to the Court. Per Curiam.

Sept. 15, 1941, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1941; No. 35.

Sept. 25, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Glenn Campbell, is ordered to pay the cost of this proceeding. Per Curiam.

Decree.

And now to-wit: September 25, A.D. 1941 this cause came on to be heard on libel subpoena, subsequent proceedings and evidence therein duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered adjudged and decreed that the said Lela Campbell be divorced and for ever seperated from the mystical ties and bonds of Matrimony heretofore contracted between her the said Lela Campbell the libellant and the said Glenn Campbell the respondent; and that thereupon all and every the duties rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage shall cease and determine; and the said libellant and said respondent shall severally be at liberty to marry again in like manner as if they had never been married. Per Curiam

5-1941 - Rec'd $25.00 master's fee. D. C. Thompson -
N. 2, 1941, Rec'd $ 33.60 costs.
P. B. S.

28

William B. Smith
vs.
Mrs. Dora O'Dell
and J. J. O'Dell
Entered June 3, 1944

Pro. Slayton (paid) $2.25
Pltff on Orig'l 1.75

Of No. 624 February Term, 1936 D.S.
Amicable Scire Facias sur Judgment
It is agreed That the Prothonotary of said court enter an amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued served personally on the defendants by the Sheriff of said county and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Six hundred eighty-nine and 75/100 Dollars, less credit of $200.00 on 4-2-'38, being the amount of debt, interest to April 14, 1936, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $689.75
Interest from April 14, 1936
Credit April 14, 1938, $200.00

O. pages 64 & 7. Judgment
Paul D. Slayton, Prothy

July 16, 1946, This judgment satisfied. (See paper filed.)

Stuart A Culbertson
29

Neva Hess
vs.
Stanley Hess
Entered June 3, 1941

Jas Twrit (paid)	$ 3.00
Shff Smith (paid)	1.60
Shff Smith, alias	1.60
Shff Smith, proc (paid)	11.15
Kenneth Rice, Master	25.00
Bro. for Co. 11-11-41. Pd.	10.50
Atty.	3.00

Subpoena in Divorce and for the custody of Stanley Russell Hess, aged 14 years, Bruce Kyle Hess, aged 12 years, Sarah Patricia Hess, aged 9 years, and Neva Ann Hess, aged 5 years - minor children of the parties.

And now, June 3, 1941, the within petition presented and Subpoena awarded, returnable to the first Monday of July next.

Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: July 7, 1941, Non est inventus as to the within named respondent.

So answers Harry B. Smith, Sheriff.

Sept. 2, 1941, Alias Subpoena in Divorce issued, returnable to first Monday of Oct. next.

Alias Subpoena retd: Oct. 6, 1941, Non est inventus as to the within named respondent. So answers Harry B. Smith, Sheriff.

Oct. 8, 1941, Order issued for publication of proclamation in divorce; returnable to second Monday of Nov. next.

Proclamation retd: ------ I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa., a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamations and proof of publication hereto attached.

So answers,
Harry B. Smith, Sheriff.

And now, November 10, 1941, Kenneth Rice, Esq., is hereby appointed Master to take testimony in the above case and make report to the court.

Per Curiam,

Nov. 21, 1941, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1941; No. 48.

Dec. 1, 1941, After due consideration a divorce is decreed as prayed for, the respondent, Stanley Hess, is ordered to pay the cost of this proceeding and the custody of minor children, Stanley Russell, Bruce Kyle, Sarah Patricia and Neva Ann Hess, is awarded to libellant, Neva Hess.

Per Curiam,

Decree. And now to wit, December 1, A.D. 1941, this cause came on to be heard on libel, subpoena, subsequent proceeding, and evidence there in duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed, That the said Neva Hess be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Neva Hess the libellant and the said Stanley Hess, the respondent and that thereupon all and every the duties rights and claims accruing to either the said libellant or the said respondent at any

(Continued on margin)

10, 1941, Recd $35.50 costs.
P.D.B.

21, 1941, Rec'd $25.00 Master's fee
Kenneth W. Rice
Master

use hereto fore in pursuance
said Marriage shall ceas
determine: and the said
llant and respondent shall
erally be at liberty to
marry again in like
anner as if they had
ver been married
is further ordered
& decreed that the
stody of minor child-
Stanley Russell,
uce Kyle, Sarah Patricia
d Neva Ann Hess is
arded to libellant
va Hess.
Per Curiam

Stuart A. Culbertson 30.	Marguerite Custead vs. Sam Contorno Issued June 4, 1941 Tax & writ ($2.75 pd) 3.00 Shff. Smith (paid) 3.50	Foreign Attachment in Trespass, Bail required $500.00, Returnable to the first Monday of July, 1941. June 4, 1941. Affidavit of Marguerite Custead, Plff. as to cause of action, Filed. To attach goods, chattels, moneys, rights, credits and effects, lands and tenements of the defendant in the hands, possession and custody of Sam Contorno, defendant, and Jake Radicelli of 1072 French Street, Meadville, Penna. as garnishee. Writ returned: Attached as within commanded June 4, 1941 at 1:10 o'clock P.M. by going to No. 1072 French Street, City of Meadville, Crawford County, Pa. and then and there in the presence of Anna Radicello and Bert A. King, two credible persons of the neighborhood, attaching and declaring that I attached one Chevrolet 2 door Sedan (Ohio License No. AR 564) of the within named defendant in the hands, possession or control of Jake Radicello, garnishee. And summoned on the same day and at the same time, the said Jake Radicello, garnishee, by handing to him personally a true and attested copy of the within writ, and making known to him the contents thereof. Nihil habet as to Sam Contorno, the within named defendant. So answers Harry B Smith, Sheriff.

J. E. Bossard Atty for Plaintiff.
4/2/45. P.D.S.
Kent & Kent
31
31

Frances E. Wolff, exec of Jessie May Wolff.
vs.
Tracy L. Smith and Fanchon G. Smith
Entered June 5, 1941.
Prp. Slayton (paid) $2.25
Atty Fd. 3/1/46 gok. 3.00

Of No. 408 May Term, 1936, D.S.13 Docket, Amicable Scire Facias sur Judgment.
It is agreed That the Prothonotary of said court enter an amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued served personally on the defendants by the Sheriff of said County, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Twenty-five hundred Dollars, being the amount of debt, interest to Dec. 1, 1941, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $2500.00
Int. from Dec. 1, 1941

Sm. pages 854 + 130. Judgment
Paul D. Slayton, Prp.

March 14th 1946
Received satisfaction in full of the above Judgment, Debt Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
Sara Wolff Thompson
Administratrix of the Estate of Jessie May Wolff, deceased
Witness:
Paul D. Slayton
Witness: J. E. Bossard, Atty.

(Release of lien)

And now April 2nd 1945, Reid from Fanchon G. Smith Thompson, defendant the sum of Two hundred ($200.00) dollars to apply on the principal debt of the within judgment, and in consideration thereof I hereby release from the lien of the within judgment all that certain dwelling house and lot situate in the Second Ward of Meadville, Crawford County Pennsylvania, bounded and described as follows; Beginning at a point in the south line of Washington Street about (51) feet westward from the west line of Hartman Street; thence southward at an angle of (7½) degrees (53) minutes with Washington Street, measured from the west toward the south, along the west line of lot No. 7 of said allotment, ninety three (93) feet, more or less to a stake, said stake being (98) feet northward from the north line of Davenport Street; thence westward along a line parallel with Davenport Street (45) feet, more or less to a stake; thence northward along a line parallel with the east line of said lot (96) feet more or less, to a stake in the south line of Washington Street; thence eastward along the south line of Washington Street (45) feet to the point and place of beginning, and being the same land and premises conveyed to George R. Dilliard and Madge T. Dilliard by deed from Tracy L. Smith, single and Fanchon Smith Thompson and Fred Thompson her husband, dated March 20th 1945. (Balance on principal $2300.00)

Jessie May Wolff, Estate.
By Sara Wolff Thompson.
Administratrix of the Estate of
Jessie May Wolff, deceased

Witness J. E. Bossard Atty.
Paul D. Slayton

N. 58 & Pd. 4-4-45.

Herbert A. Mook
32

Aug. 26, 1941, Rec'd $35.00 costs
P. D. S.

Rec'd Master's Fee - 25.00 L.J.L.
Oct 21, 1941 - Rec'd from P.D.S. Pro. $1.42 refund
Herbert A Mook atty.

Sarah Jane Oberdick
vs
Harry Charles Oberdick
Issued June 5, 1941

Tax & writ Paid 8/27/41. $3.00 ✓
Shff. Smith
Pro. for Co. 8-26-41. Pd. 8.60 ✓
Leland J. Culbertson, Master 25.00
Atty. 3.00

Subpoena in Divorce and for the custody of minor child of parties, to wit, Earl Charles Oberdick, aged 11 years.

And now, June 5, 1941, the within petition presented, and Subpoena awarded, returnable to the first Monday of July, 1941.

Per Curiam,
O. Clare Kent, P.J.

Aug. 29, 1941, Writ retd.: Herbert A. Mook makes affidavit that he served the within Subpoena on the Respondent, personally, on the 7th day of July, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof. (See paper filed.)

And now, August 26, 1941, Leland J. Culbertson, Esq. is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court.

Per Curiam.

Sept. 11, 1941, Testimony and Report of Master filed.

On Argt. List for Sept. Term, 1941; No. 29.

Sept. 25, 1941, after due consideration a divorce is decreed as prayed for, the respondent, Harry Charles Oberdick, is ordered to pay the cost of this proceeding and the custody of minor child, Earl Charles Oberdick, is awarded to the libellant Sara Jane Oberdick.

Per Curiam.

Decree

And now, to-wit: September 25, A.D. 1941 this cause came on to be heard on libel subpoena subsequent proceedings and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true it is by the court ordered, adjudged and decreed that the said Sara Jane Oberdick be divorced and for ever seperated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Sara Jane Oberdick, the libellant, and the said Harry Charles Oberdick, the respondent; and that there upon all and every the duties rights and claims accruing to either the said libellant or said respondent, at any time heretofore in pursuance of said Marriage shall cease and determine; and the said libellant and respondent shall severally be at liberty to marry again as if they had never been married.

It is further ordered and decreed that the custody of Minor Child, Earl Charles Oberdick is awarded to the libellant Sara Jane Oberdick.

(Per Curiam)

Charles B. Stegner

33

[illegible] now 6-15-43 [illegible] receipt of 7.00 Orbet [illegible] is hereby acknowledged Chas B. Stegner Atty. for pltff.

Titusville Trust Company

vs

Charles A. Small and Leora R. Small

Entered June 5, 1941

Pro. Slayton (paid) $2.25
Atty 3.00

Of No. 38 September Term, 1936, Apps Doc.
Amicable Scire Facias sur Judgment
It is agreed That the Prothonotary of said court enter an amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued served personally on the defendants by the Sheriff of said county and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants for the sum of Thirty-one hundred fifty Dollars ($3150.00), being the amount of debt, interest to June 5, 1941 and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $3150.00
Int. from June 5, 1941

Jm. pp. 84-84. Judgment
Paul D. Slayton, Pro.

June 18, 1943, This judgment satisfied. (See paper filed.)

Charles B. Stegner 34	Titusville Trust Company vs Grace J. Hamilton Entered June 5, 1941 Pro Slayton (Paid) $2.25 Atty (Rd. see paper filed) 3.00	Of No. 42 September Term, 1936 Amicable Scire Facias sur Judgment It is agreed That the Prothonotary of said court enter on amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant for the sum of Fifty-two hundred fifty Dollars ($5250.00), being the amount of debt, interest to June 12, 1941, and costs now due on the original judgment note; with all the waivers and conditions contained in the original judgment note. Debt $5250.00 Int. from June 12, 1941 Ha. page 95. Judgment Paul D. Slayton, Pro ✓ Feby. 9, 1944 This judgment satisfied. (See paper filed.)

35

William T. Smith
R.D.6, Meadville, Pa.
vs.
Ethel M. Warren and
Grant Warren
Entered June 6, 1941

Pro Slayton (Depts. fd) $2.25

Of No. 415 February Term, 1936. Appt. Doc
Amicable Scire Facias sur Judgment
It is agreed that the Prothonotary of said court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Four Hundred and no/100 Dollars, being the amount of debt, interest to June 6, 1941, and costs, now due on the original judgment, with all the waiver and conditions contained in the original judgment note.

Debt $400.00
Interest from June 6, 1941

Va. pages 79&161 Judgment
Paul D. Slayton, Prothy.

June 24th, 1943 Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.
William T. Smith

Witness: Paul D. Slayton

Stuart A. Culbertson 36 Walter J. McClintock	Crum Brothers vs. Estate of Bertha A. Biles: William G. Power, Executor. Entered June 6, 1941 Jay Fentry (Paid) $2.25	Summons in Assumpsit. Returnable to the first Monday of July, 1941. And now, June 6, 1941, Walter J. McClintock, Esq., appears for defendant, and waives the issuance of a summons and service of said summons by the Sheriff, and accepts service of the within praecipe for the issuance of a summon in assumpsit. Said acceptance of service to have the same force and effect as though a summons had been duly issued by the Prothonotary and served upon the Executor, William G. Power, by the Sheriff. (See praecipe)

J. Perry Eckels 37 Joseph Thomas (Def'ts affdt of defense)	Montgomery Ward & Co., Inc., vs. Harry E. Meyer and Ruth L. Meyer, owners or reputed owners, and Harold McGuire, contractor. Issued June 6, 1941 Tax & writ 12/37/41. Pd. $2.75 Stff. Smith (paid) 5.50	Of No. 2 February Term, 1941 Mech. L. Doc Scire Facias sur Mechanics Lien filed Dec. 26, 1940, and entered in Mechanics Lien Docket No. 7, page 203; Returnable to first Monday of July next. Mech. Lien 203; Mec. Jr. 82. June 26, 1941 Affidavit of defense filed. Service accepted. Writ returned: Served the within Sci. Fa. sur Mechanics Lien personally, on Harry E. Meyer, owner or reputed owner, at his residence in West Mead Township, Crawford County, Pa., on June 12, 1941, at 5:30 o'clock P. M., by handing to him, a true and attested copy thereof, and making contents of same known to him. Also, served the within Sci. Fa. sur Mechanics Lien personally on Ruth L. Meyer, owner or reputed owner, at her residence in West Mead Township, Crawford County, Pa., on June 12, 1941, at 5:30 o'clock P. M., by handing to her, a true and attested copy thereof, and making contents of same known to her. So answers Harry B. Smith, Sheriff. On Fall Trial List, 1941; No. 38. "Oct. 13, 1941, Continued by agreement of Counsel." Oct. 13, 1941 Amended affidavit of defense filed. Service accepted.

38
Herbert A. Mook

R. T. Shadle
vs.
Steven Urbanick
Entered June 7, 1941

Tax Entry (paid)	1.50
Costs on Trans	13.85
Pro. for Co. 12/31/41. Pd.	1.75
Atty.	3.00

Appeal by Dest from Judgment of N. B. Graham, Justice of the Peace.

June 13, 1941. Affidavit of service of notice of filing appeal upon Plff filed.

And now, Sept. 8, 1941, on motion of defendants attorney judgment of non pros is hereby entered against the plaintiff for want of a statement of claim in accordance with the Rules of Court.

Judgment of Non. Pros.
Paul D. Slayton, Pro

Ex. p 150.

Paul E Thomas Walter J McClintock 39	Spencer Hospital, a corporation, vs. William G. Power, Executor of the last will and testament of Bertha A. Biles, deceased. Entered June 7, 1941 Tax Entry (Paid) $2.25	Summons in Assumpsit, Returnable to first Monday of July next. C.P. 9; Bi. p. 144. "And now, June 7, 1941 I hereby accept service in the within case, and waive the issuance and service of a summons, with the same force and effect as if a summons had been duly issued and served by the Sheriff and return made thereof. (Sgd) Walter J. McClintock, Attorney for Defendants. (See praecipe)

Kent & Kent	Arthur E. Byham, doing business as W. E. Byham & Son	Summons in Assumpsit, Returnable to first Monday of July next. P. p. 9; Bi. p. 144
40	vs	And now, June 7, 1941, I hereby accept service in the within case, and waive the issuance and service of a summons, with the same force and effect as if a summons had been duly issued and served by the Sheriff, and return made thereof.
Walter J. McClintock	William G. Power, Executor of the last will and testament of Bertha A. Biles, deceased.	(Sgd) Walter J. McClintock Attorney for Defendants
	Entered June 7, 1941	(See praecipe)
	Jas & Sentry 12/31/41. Paid $2.25	

F. b Riebort, Jr.
vs.
Walter J. McClintock

Eloise Crocker
vs.
William G. Power, Executor of the Estate of Bertha A. Biles, deceased.
Entered June 7, 1941.

Tax & entry (paid) $2.25

Summons in Assumpsit
Returnable to first Monday of July, 1941. Pa. 9; Bi. Ja. 1941.
Now, June 7, 1941, I hereby appear as and for the defendants above named, waive the issuance of a summons and the service thereof by the Sheriff, with the same force and effect as though the summons had been duly and regularly issued by the Prothonotary, and the writ duly and regularly served by the Sheriff of Crawford County upon the defendants.
(See praecipe) Esq. Walter J. McClintock,
~~Attorney for defendants.~~

F. C. Kiebort, Jr.	Mrs. Georgia McLeod	Summons in Assumpsit,
42	vs.	Returnable to first Monday of
Walter J. McClintock	William G. Power,	July, 1941. Pa. 174; Bi. fa. 144
	Executor of the estate	Nov. June 7, 1941, I hereby appear as
	of Bertha A. Biles, deceased.	and for the defendant above
	Entered June 7, 1941	named, waive the issuance of a
		summons and the service thereof
	Tax & entry (paid) $2.25	by the Sheriff, with the same force
		and effect as though the sum-
		mons had been duly and regular-
		ly issued by the Prothonotary
		and the writ duly and regularly
		served by the Sheriff of Crawford

County upon the defendants.
(See praecipe) (Sgd) Walter J. McClintock

F. C. Kiebort, Jr. 43 Walter J. McClintock	William A. Martin vs. William G. Power, Executor of the Estate of Bertha A. Biles, deceased Entered June 7, 1941 Tax & entry (paid) # 2.25	Summons in Assumpsit, Returnable to first Monday of July, 1941. Pf. fr. 174; Bi. fr. 144. Now, June 7, 1941, I hereby appear as and for the defendant above named, waive the issuance of a summons and the service thereof by the Sheriff, with the same force and effect as though the summons had been duly and regularly issued by the Prothonotary and the writ duly and regularly served by the Sheriff of Crawford County upon the defendants. (See praecipe) /s/ Walter J. McClintock.

Raymond L. Miller 44	Mary Ann Petruso vs. Sandy Joseph Petruso Issued June 9, 1941 Tax & writ (paid) 3.00 Wm. G. Smith on Sub.	Subpoena in Divorce and for the custody of Marian Petruso, aged 2 years, minor child of the parties. And now, June 9, 1941, Subpoena awarded, and made returnable to the first Monday of August, 1941 Per Curiam, O. Clare Kent, P.J. Subpoena returned: Wm. G. Smith makes affidavit, "That he served a true and correct copy of this Subpoena in Divorce on Sandy Joseph Petruso, the respondent therein, by handing the same to him, at 10:45 A.M., E.S.T., June 10, 1941, at 270 Chestnut Street, Meadville, Pa., The person served was identified as Sandy Joseph Petruso, the respondent, by his own admission." (See affidavit on Subpoena)

Herbert A. Mook
F. Joseph Thomas
45

Elmer J. Hayes
vs.
Frank M. Bealer
Entered June 10, 1941

Jay + entry (paid) $ 3.50
Atty 3.00

Amicable Action in Ejectment for
All that certain piece or parcel of land situate in the Township of Spring, County of Crawford and State of Pennsylvania, bounded and described as follows, to wit: Beginning at a point in the center of the public highway running east and west, being the southwest corner of Martin Sperry's land; thence east along the center of said highway to center of highway running north and south; thence north along center of said highway to land of Harvey Davis; thence west along land of said Davis to land of Martin Sperry; thence south along land of said Sperry to a post; thence west along land of said Sperry six (6) perches to a post; thence south along land of said Sperry, to the place of beginning; containing eighty-two (82) acres of land, be the same more or less; having erected thereon a frame house, a frame barn, and outbuildings June 10, 1941, Amicable action, averment of defendant, confession of judgment in ejectment and copy of agreement, filed.

And now, June 10, 1941, By virtue of the warrant of attorney contained in the agreement, Herbert A. Mook, Esq., appears for defendant and confesses judgment in ejectment against him in favor of plaintiff, for the aforesaid described premises,

Be page 127. Judgment.
Paul D. Slayton, Pro.

Hab. Fac. Poss. with clause of Fi Fa for costs to No. 12 Sept. Term, 1941

	Arletta or Delma Byham	Of No. 447 May Term, 1936 D.S.B. Amicable Sci. Fa. sur Judgment
46	vs.	It is agreed That the Prothonotary
	E. E. Burchard	of said Court enter an Amicable
	Entered June 10, 1941	Scire Facias upon the above judg-
	Pro. Slayton (paid) $2.25	ment, with the same effect as if
		a Scire Facias to revive the same
		had been regularly issued, served
		personally on the defendant by
		the Sheriff of said county, and
		duly so returned; and that a
		judgment be entered thereon
		in favor of the plaintiff and

against the defendant, for the sum of One hundred seventy-one and 75/100 Dollars, being the amount of debt, interest to June 10, 1941, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $171.75

Int. from June 10, 1941

Bm. page 148. Judgment

Paul D. Slayton, Pro

Nov. 13", 1941, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

Arletta Byham

Witness: R A Henderson

Stuart A. Culbertson

47

Charles L. Brenneis
or Emma C. Brenneis
vs
Lucile A. Chase and
Henry R. Chase.
Entered June 12, 1941

Pro. Slayton (paid)	$	2.25
Atty		3.00
Original costs:		
P.F.H.		1.75
Atty. Eckels		3.00

Note: $7.00 of costs in debt.

Of No. 454 May Term, 1936. D.A.B. Dor.
Amicable Scire Facias sur Judgment.
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Five hundred sixty-seven and 45/100 Dollars, being the amount of debt, interest to June 12, 1941, attorneys commission, $26.74, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt	$ 567.45
Attys Com. included	26.74
Int. from June 12, 1941.	

Ch. Pr. 76. 76.

Judgment
Paul D. Slayton, Prothy.

June 11, 1946, Am. Sci. Fa. to No. 49 Sept. Term, 1946.

J. Perry Eckels

48

L. L. Marcy, and Pearl Z. Marcy
-vs-
W. P. Sturm, and Kate Sturm
Entered June 12, 1941

Jay & writ (paid) 3.50
Atty 3.00

Amicable Action in Ejectment for all and singular the property situate in the Township of Beaver County of Crawford and State of Pennsylvania, bounded and described as follows, to wit:-

on the north by land of Isaac Johnson; on the west by land of Edwin J. Wheeler; on the south by lands of Mrs. Wassenflangh and James Hill; and on the east by a public road, leading north from Reeds Corners, containing fifty acres, more or less.

Also, that certain other parcel of land situate in said Township, County, and State, bounded and described as follows, to wit: Beginning at a post in the center of the public highway, at the northwest corner of lands of Rodney Taylor; thence east along lands of said Taylor one hundred and sixty-one rods to a post at the west line of lands of John Casbohm; thence south along lands of said John Casbohm, and heirs of Chris Casbohm, eighty rods to northeast corner of lands of said Rodney W. Taylor; thence west along said line of land of said Taylor, one hundred sixty-one rods to the place of beginning, containing eighty acres, more or less.

Also, all that certain piece or parcel of land situate in the Township, County, and State, bounded and described as follows, to wit: On the north by land now or formerly of Frank A. Rieman, and Hazen Flangh; on the east by a public road, leading north from Reeds Corners; on the south by land formerly of George W. Tanner; and on the west by land now or formerly of E. J. Wheeler, containing thirty-five acres, more or less.

June 12, 1941 Amicable action in ejectment, confession of judgment, affidavit of default, and copy of agreement filed.

And now, June 12, 1941 By virtue of a warrant of attorney in the agreement filed, J. Perry Eckels, Esq. appears for defendants and confesses judgment in ejectment against them for the land described, without stay of execution, with release of errors; without writ of error or objection or exception.

St. page 167. Judgment
Paul D. Clayton, Prothy

Hab. Fac. Poss. with clause of Fi. Fa. for costs to No. 15 Sept. Term, 1941

49

A. J. or May L. McElwee
vs.
Mrs. Fannie Moyer
Entered June 13, 1941
Pro. Slayton (paid) 2.25

Of No. 61 September Term, 1941, Appt. Doc.
Amicable Scire Facias sur Judgment.
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued served personally on the defendant by the Sheriff of said County, and duly so returned, and that a judgment be entered thereon in favor of the plaintiff and against the defendant for the sum of Two hundred fifty Dollars, being the amount of debt, interest to June 15, 1941, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $250.00
Int. from June 15, 1941, at 5%.

M. page 188.

Judgment
Paul D. Slayton, Pro

January 3, 1944, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.
May L. McElwee

Witness: Paul D. Slayton, Pro.

J. Perry Eckels 50	Department of Public Assistance of the Commonwealth of Pennsylvania vs. Albania Lasher and Grove Lasher Issued June 13, 1941 Tax & writ $2.50 7-26-41. 2.00 Shff. Smith (paid) 8.60 Pro. for Co. 10/10/41. Pd. 2.50 Atty. 3.00	Summons in Assumpsit Returnable to next term. June 13, 1941, Statement of Claim filed. Writ returned: Served the within Summons together with copy of Statement of Claim personally, on Albania Lasher, at her residence on Church Street, in the Borough of Venango, Crawford Co., Pa., on June 19, 1941, at 10:20 o'clock A.M., by handing to her a true and attested copy thereof, and making contents of same known to her. Also, served the within Summons together with Copy of Statement of Claim, personally, on Grove Lasher, at his residence on Church Street, in the Borough of Venango, Crawford County, Pa, on June 19, 1941, at 10:20 o'clock A.M, by handing to him a true and attested copy thereof and making contents of same known to him. So answers Harry B. Smith, Sheriff. And now, Sept. 16, 1941, on motion of plaintiff's attorney and for want of an appearance and affidavit of defense, judgment is hereby entered in favor of the plaintiff and against the defendants in the sum of Four hundred sixty-four & 20/100 dollars, with costs of suit. Debt $464.20 Judgment Paul D. Slayton, Pro. L. p. 42. Sept. 11, 1946, Ann. Sci. Fa. to No. 9 Nov. Term, 1946.

J. Perry Eckels

51

Department of Public Assistance of the Commonwealth of Pennsylvania
vs.
Algia Hatton
Issued June 13, 1941

Writ 7-26-41, pd.	$1.50
State tax	.50
Shff. Smith Pd	6.50
Pro. for Co. 10/23/41. pd.	2.75
Atty.	3.00

Summons in Assumpsit
Returnable to next term.
June 13, 1941, Statement of claim filed.

Served the within Summons, together with Copy of Statement of Claim, personally, on Algia Hatton, at her residence in North Shenango Township, Crawford County, Pa., on June 17, 1941, at 11:15 o'clock A. M., by handing to her a true and attested copy of the within Summons, together with Copy of Statement of Claim and making contents of same known to her. So answers,
Harry B. Smith, Sheriff.

And now Sept. 17, 1941, on motion of plaintiff's attorney judgment is hereby entered in favor of the plaintiff and against the defendant, for want of an appearance and affidavit of defense, in the sum of Eight hundred ten & 99/100 Dollars, with costs of suit.

Debt $810.99
Judgment
Paul D. Slayton, Prothy.

H. p. 157

April 20, 1949, Am. Sci. Fa. to No 141 May Term, 1949.

52

J. M. Sayre
vs
F. E. Moyer, Mina G. Willey, Ida Moyer, John Moyer, C. J. Moyer and F. W. Moyer.
Entered June 14, 1941
Prothonotary (paid) 3.00

Of No. 49 September Term, 1936 Sgl. Amicable Scire Facias sur Judgment

It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon, in favor of the plaintiff and against the defendants, for the sum of Five hundred seven and 62/100 Dollars, being the amount of debt, interest to Sept. 20, 1940, and costs, now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $ 577.62
Interest from Sept. 20, 1940

Judgment
Paul D. Slayton, Pro.

Mo. pages 28, 115, 6, 115, 6.
Mi. page 83.

Nov. 19, 1945, This judgment assigned to Mina G. Willey, Guy P. Mills, Pa. (Newspaper filed)

Aug. 1, 1946, Amn. Scr. Fa. to No. 147 Sept. Term, 1946.

SEPTEMBER TERM, 1941

Herbert A. Mook
53

g. 26, 1941, Recd $35.00 costs.
P. D. E.
(No refund)
Recvd from Edwd Clayton, Prothy. the sum of $25.00, master's fee
Gerald B Prather
0, 1941 master

n the nuptial ties of said matrimony here to fore ...acted between said Leila Margaret ...rest the libellant, ... the said George H. ...rest, the respondent ... that thereupon all ... every the duties, rights ... claims accruing to ...ther the said libellant ... the said respondent ... any time hereafter ... pursuance of said ...arriage, shall cease ... determine; and the ... libellant & respondent ... all severally be at ...erty to Marry again ... like manner as ... they had never ... been married.
per Curiam

Leila Margaret Secrest
vs
George H. Secrest
Issued June 16, 1941

Tax on writ 8/27/41. Pd.	3.00
Sheff Smith (paid)	2.90
Sheff Huntingdon Co (paid)	5.75
Gerald B. Prather, Master	25.00
Pro. for Co. 8-26-41. Pd.	8.60
Atty.	3.00
Sheff Smith (alias) Pd.	2.90
Sheff. Huntingdon Co. (Paid)	5.70
Pro. for Co. 11-20-41. Pd.	1.40

and I gave him

Subpoena in Divorce
And now, June 16, 1941, the within petition presented, and Subpoena awarded, returnable to the first Monday of August, 1941.
Per Curiam,
O. Clare Kent, P. J.

Subpoena returned: On June 21, 1941, at 2:30 o'clock P. M., I served the within Subpoena in Divorce upon the respondent, George H. Secrest, at his residence in Shirley Township, County of Huntingdon & State of Penna., by reading to him the original, personally a true and attested copy of the same. So answers Blair M. Snyder, Deputy.

Served the within Subpoena in Divorce upon George H. Secrest, Respondent, by deputizing the Sheriff of Huntingdon County, Pa., as per his return hereto attached. So answers Harry B. Smith, Sheriff.

And now, August 26th, 1941, Gerald B. Prather, Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court. Per Curiam

And now, October 11, 1941, Amendment to libel allowed by joining Mrs Mary Cooper sister of libellant as next friend of libellant, a minor; and an alias Subpoena in Divorce is awarded, returnable to the second Monday of November, 1941.
Per Curiam
O. Clare Kent, P. J.
(See paper filed)

Same day, Alias Subpoena in Divorce issued accordingly.

Alias subpoena retd: On October 16, 1941 at 5:30 o'clock P. M. I served the within Subpoena in Divorce, (alias) upon the within named Respondent George H. Secrest, at his place of employment at the North American Ref. Company, in the Borough of Mount Union, Pa. by producing the original and I gave to him a true and attested copy of the same. So answers,
Wm. A. Foster, Sheriff of Huntingdon County, Pa.

Served the within Alias Subpoena in Divorce, upon George H. Secrest, Respondent, by deputizing the Sheriff of Huntingdon County, Pa., as per his return hereto attached. So answers,
Harry B. Smith, Sheriff

Nov. 20, 1941, Testimony and Report of Master filed.
On Argt. List for Nov. Term, 1941; No. 43.

Dec. 1, 1941, After due consideration a divorce is decreed as prayed for and the respondent, George H. Secrest is ordered to pay the cost of this proceeding.
Per Curiam,

Decree

And now, to wit: December 1, A. D. 1941, this cause came on to be heard on libel, answer, subsequent proceedings, and evidence, then in duly taken and filed of record, and it appearing to the court, that the causes set forth in said libel are true it is by the court ordered, adjudged and decreed That the said Leila Margaret Secrest be divorced and forever separated

(over on margin)

54

Grant W. Brock
vs.
Thomas J. Bulger and
Myrtle M. Bulger
Entered June 17, 1941

Pro Slayton (Paid) 2.25
Pffs. on orig 1.75

Of No. 462 May Term, 1936 D.S.B
Amicable Sci. Fa. sur Judgment
It is agreed That the Prothonotary of said Court enter an amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Two Hundred Ten Dollars, being the amount of debt, interest to June 19, 1936, and costs, now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $210.00
Interest from June 19, 1936
Judgment,
Paul D. Slayton, Prothy

Bk. page 121, 121

October 4, 1943 Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.

Grant W. Brock

Witness; Paul D. Slayton, Pro.

Kenneth W. Rice
55

Mildred Bossard
vs
Melvin Bossard
Issued June 17, 1941

Tax & writ (paid) # 3.00
Shff. Smith (paid) 3.50
George X. Simonetta, Master 25.00
Pro. for Co. 9-2-41, Pd. 8.60
Atty. 3.00

Subpoena in Divorce
And now, June 17, 1941, Subpoena awarded, Returnable to the first Monday of August next.
Per Curiam,
O. Kline Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 19th day of June, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above.
So answers Harry B. Smith, Sheriff.

And now, Sept. 2, 1941, George X. Simonetta, Esq. is appointed Master in the above entitled case. Per Curiam

Sept. 17, 1941, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1941; No. 38.

Sept. 26, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Melvin Bossard, is ordered to pay the cost of this proceeding. Per Curiam.

Decree.

And now, to wit, September 26-1941, this cause came on to be heard on libel subpoena subsequent proceedings, and evidence then in duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered adjudged and decreed that the said Mildred Bossard be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Mildred Bossard the libellant, and the said Melvin Bossard the respondent: and that there upon all and every the duties, rights and claims accruing to either of the said libellant or the said respondent at any time hereto fore in pursuance of said marriage, shall cease and determine, and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
Per Curiam.

Oct. 2, 1941, Rec'd $35.00 costs. P.D.S.

Now Sept 17, 1941 received $25.00 Master fees George X. Simonetta Master

Oct 22, 1941 — Received $40 refunding cost. Kenneth W. Rice

Willis Daniels
Harrisburg, Pa.
Charles B. Stegner

56

Thomas & Riebort,
de bene esse.

7-6-42 Recd from Prothonotary 8.20 cost
Chas. B. Stegner
atty.

Charles B Stegner
Ancillary Administrator for the estate of Wainblapp, deceased,

vs

Conneaut Lake Electric Light and Power Company of Sadsbury Township, Crawford County; Home Office at Meadville, Pa.

Issued June 17, 1941

Jay writ Pd 10-10-41	2.00
Shyg. Smith (frs)	3.20
Pro. for Co. 2/3/42. Pd.	5.00
Atty.	3.00

(See paper filed) ser. reg.

Summons in Trespass, Returnable to first Monday in July, 1941

And now, July 7, 1941, On motion in open Court, leave is granted Thomas & Riebort to enter their appearance de bene esse for the defendant in the above entitled case. Per Curiam (See paper filed)

Same day, Thomas & Riebort appear de bene esse for the defendant. (See paper filed)

And now, August 4, 1941, On motion in open Court, a rule is granted upon the plaintiff to show cause why the writ of summons issued in the above case should not be quashed and service thereof set aside. All proceedings are stayed pending disposition of the rule. Returnable

Per Curiam.

Oct. 16, 1941, Plaintiffs Answer to Defendants motion to quash writ of Summons, filed.

Writ returned: Served the Conneaut Lake Electric Light & Power Company, of Sadsbury Township, Crawford County, Pa, the within named defendant company, by handing June 23, 1941, at 3:10 o'clock P M, a true and attested copy of the within summons to Harley D. Carpenter, the Secretary, and Treasurer of said defendant company, at No. 36 Center Street, City of Meadville, Crawford County, Pa and making contents of same known to him.

So answers Harry B. Smith, Sheriff.

On Argt. List for Nov. Term, 1941, No. 16.

Nov. 25, 1941, This case having been reached for argument, and plaintiff not appearing in person or by counsel, the same is continued.

Per Curiam.

Now Jan. 23rd, 1942, this case is hereby settled and discontinued of record.

Willis Daniels
Chas. B. Stegner
attys for Plff.

Herbert A. Mook
57
Kent & Kent, for defendant
and garnishee
7-11-41. P.D. 8.

Nov. 13, 1943, received $6.00 from Prothonotary = garnishee's fee.
Kent & Kent
by Robert F. Kent
Atty. for Garnishee

E. E. Archer
vs.
Elsie A. Thompson, defendant, and
John P. Thompson, garnishee.
Issued June 17, 1941

Tax & writ 11-25-41. Pd.		2.75
Shff. Smith (paid)		9.90
Kent & Kent, Attys		10.00
Pro. for Co. 11-25-41. Pd.		3.25
Atty.		3.00

Of No. 249 May Term, 1941
Attachment Execution,
Returnable to first Monday of July, 1941.

Aug. 15, 1941. Interrogatories to Garnishee filed and rule entered to answer same within 15 days. Service accepted by Attys for garnishee.

Sept. 20, 1941. Answers of Garnishee filed.

Writ returned: Attached as within commanded, the goods and chattels, moneys, rights and credits and effects of the defendant, Elsie A. Thompson, in the hands of John P. Thompson, garnishee, on June 18, 1941, at 4:25 P.M.; and at the same time summoned the said John P. Thompson as Garnishee by handing a true and attested copy of the within writ to him. Served the within writ on the defendant, by handing a true and attested copy thereof to an adult member of her family, at her dwelling house, No. 107 W. Walnut St., Titusville, Pa.

So answers Harry B. Smith, Sheriff.

Nov. 3, 1941, Motion for leave to enter judgment in the above entitled case, filed;

Order: Now, November 3, 1941, upon motion of Herbert A. Mook, attorney, leave is hereby granted to the plaintiff, E. E. Archer, to enter judgment against John P. Thompson, garnishee, in the above entitled case in the sum of $10,000.00, the amount admitted to be due by said garnishee, John P. Thompson, to the original defendant, Elsie A. Thompson. Per Curiam,
O. Clare Kent,
President Judge.

And now, Nov. 8, 1941, on motion of plaintiff's attorney, and in accordance with the above order of Court, judgment is hereby entered in favor of the plaintiff and against John P. Thompson in the sum of Ten thousand dollars, with costs of suit.

Debt $10,000.00
Int. from Nov. 3, 1941,
Judgment
Paul D. Slayton, Pro.

J. p. 14.

Nov. 13, 1943, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.
E. E. Archer
Herbert A. Mook

Witness: Paul D. Slayton

Kent & Kent
58

Aug. 4, 1941, Rec'd $33.10 costs.
P. D. S.

and now Sept 11, 1941 rec'd & Pro. Note $25.00 Master fee in this case
Stuart A Culbertson
Master.

Lera Fairchild
vs
Louie G. Fairchild
Issued June 19, 1941

Tax & writ (paid)	3.00
Sheff Smith (paid)	3.20
Master, Stuart A. Culbertson	25.00
Pro. for Co. 8/4/41. Pd.	8.10
Atty	3.00
Pro. Addl. 10-1-41. Pd.	.50

Subpoena in Divorce

And now, June 19, 1941, the within petition presented, and Subpoena awarded, returnable to the first Monday of August 1941.

Per Curiam,
Oblare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the respondent personally, on the 20th day of June, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above. So answers Harry B. Smith, Sheriff

Now. Aug 4-1941 Recieved of attorney $33.10 for costs
Paid B Clayton Jr.

And now, Aug. 4, 1941, Stuart A. Culbertson, Esq., is hereby appointed Master in above entitled case to take testimony.

Per Curiam

Sept. 11, 1941, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1941, No. 32.

Sept. 25, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Louie G. Fairchild, is ordered to pay the cost of this proceeding. Per Curiam.

Decree.

And now to-wit: September 25, A.D. 1941 this Cause came on to be heard on libel, suppena subsequent proceedings, and evidence thereon duly taken and filed of record, and it appearing to the Court that the cause set forth in said libel are true it is by the Court ordered adjudged and decreed. That the said Lera Fairchild be divorced and for ever seperated from the matrimonial ties and bonds of matrimony heretofore contracted between her the said Lera Fairchild the libellant and the said Louie G. Fairchild the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said Marriage, shall cease and determine, And the said libellant and respondent shall severally be at liberty to Marry again as if they had never been married.

Per Curiam

Leland J Culbertson

59

Dorothy Ann Snearline, a minor, by Edward M Snearline and Zoe Snearline, her parents and next friends, and Edward M. Snearline and Zoe Snearline in their own right,
vs.
George Sheptock
Issued June 20, 1941

	#
Tax + writ (paid)	2.00
Shff Smith (paid)	4.20
Pro. Slayton 8-8-41. pd.	4.50
Atty.	3.00

Summons in Trespass, Returnable to the first Monday of July, 1941

June 27, 1941, Statement of claim filed.

July 7, 1941 Petition to settle and compromise claim presented in open Court and filed.

And now, July 7, 1941, upon presentation and consideration of the above and foregoing petition it is ordered and decreed that Edward M. Snearline and Zoe Snearline, father and mother of Dorothy Ann Snearline, be and they are hereby authorized to compromise and settle for the sum of One Hundred Twenty-five ($125) Dollars, the claim of the said minor for damages resulting from personal injuries sustained by her and them, and in the manner set forth in the said petition, and for the recovery of which, an action was brought at the above number and term therein set forth, and upon payment of the said amount of One Hundred Twenty-five ($125.) Dollars by or for the said George Sheptock, he, the said defendant, is released from any and all liability to the said minor, Dorothy Ann Snearline, for damages arising out of the accident described in the said petition. It is further ordered and decreed that the sum of One Hundred Twenty-five ($125.) Dollars so agreed upon, shall be paid to the natural guardians and next friends of the said minor, Dorothy Ann Snearline, to wit, Edward M. Snearline and Zoe Snearline, his wife.

(See paper filed.)

Per Curiam.

August 9th 1941. The within case having been settled under Order of Court and by the parties sui juris, the same is marked satisfied and the Prothonotary is directed to enter upon the same of Record

Respectfully, Culbertson atty for Plffs.

Attest:
Paul D. Slayton, Pro

Dec. 26, 1941, Summons returned served on deft. (See writ)

	In re condemnation of land of Benjamin C. Eggleston in Oil Creek Township for Improvement of State Highway, Route No. 20102 through his land. Entered June 20, 1941 Pro. Clayton	Copy of Agreement and Release of Owner and County Commissioners dated June 10, 1941, Consideration $500.00, releasing the Commonwealth, County, etc., from all suits, damages, claims and demands, etc. Filed June 20, 1941 July 7, 1941, Proof of publication of notice in The Conneautville Courier, filed.
60		

rald D. Prather 61	R. W. Sherlock vs. Neal D. Irwin Entered June 23, 1941 Tax & entry (paid) # 1.50 Costs on Trans (Paid by Pltf) 7.25 Pro. for Co. 12/18/41, Pd. 1.50 atty. 3.00	Appeal by Deft from Judgment of S. G. MacFarraghan, Alderman. And now, July 16, 1941, on motion of plaintiffs attorney and in accordance with the Rules of Court this appeal is stricken from the record for want of proof of service of filing appeal, and for the reasons that no written notice of said appeal was served personally or by mail on the appellee. Paul D. Slayton, Prothonotary.

Herbert A. Mook
62

Gladys Lverne Main
vs.
F. W. Main
Issued June 24, 1941

Subpoena in Divorce and for the custody of Burton Le Roy Main 12 years of age, and Leona Belle Main, 11 years of age, minor children of the parties.

And now, June 24, 1941, the within petition presented, and Subpoena awarded, returnable to the first Monday of August, 1941.

Per Curiam,
O. Clare Kent, P.J.

Tax & writ 8/27/41. Pd.	$3.00
Shff. Smith (paid)	2.90
Shff. of Erie Co. (paid)	8.50
J. Perry Eckels, Master	25.00
Pro. for Co. 8-26-41, Pd.	8.60
Atty	3.00
	51.00

Subpoena returned: Frank J. Vollmer, Deputy Sheriff of Erie County, Pa., makes affidavit and return: "That on the 3d day of July 1941, at 2:15 P.M., E.S.T. time, he served the within respondent F. W. Main, by handing to him personally at his place of residence, R.F.D. #2, Albion, Pa., a true and attested copy of the attached Subpoena in Divorce, and made the contents thereof known to him, and that the person so served was known to be the respondent named in said writ by his own admission."

Served the within Subpoena in Divorce upon F. W. Main, respondent, by deputizing the Sheriff of Erie County, Pa., as per his return hereto attached.

So answers Harry B. Smith, Sheriff.

And now, August 26", 1941, J. Perry Eckels, Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court.

Per Curiam,

Aug. 26, 1941, Recd. $35.00 costs.
P.D.S.

Aug 29 1941 Received $25.00 Master's fee.
J. Perry Eckels

Oct 21, 1941 - Rec'd from P.D.S., Pro. $1.40 refunded
Herbert A Mook atty.

June 9, 1942 - Rec'd from Paul D. Slagton $51.00 refunded costs in above case - Herbert A Mook atty

Aug. 29, 1941, Testimony and Report of Master filed.

On Argt. List for Sept. Term, 1941; No. 26,

Sept. 24, 1941, After due consideration a divorce is decreed as prayed for, the respondent, F. W. Main, is ordered to pay the cost of this proceeding and the custody of minor children, Burton LeRoy and Leona Belle Main, is awarded to libellant, Gladys Lverne Main.

Decree.

Per Curiam.

And now to-wit, September 24 A.D. 1941. this cause came on to be heard on libel, subpoena subsequent proceeding and evidence therein duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the court ordered adjudged and decreed. That the said Gladys Lverne Main be divorced and forever separated from the nuptial ties and bonds of Matrimony heretofore contracted between her the said Gladys Lverne Main the libellant and the said F. W. Main the respondent and that thereupon all and every the duties rights and claims accruing to either the said libellant or said respondent at any time hereafter in pursuance of said marriage shall cease and determine

(on margin)

And the said libellant and respondent shall severally be at liberty to marry again, in like manner as they had never been married.

It is further ordered and decreed that the custody of minor children Burton Leroy and Leona Belle Main are awarded to libellant Gladys Lverne Main.

Per Curiam

Peters & Prather
63

Carl A. Sutton
vs
Gertrude R. Sutton
Issued June 26, 1941

Tax on writ (paid) $ 3.00
Geo. C. Magee, Jr. Master 25.00
Pro. for Co. 9-3-41. Pd. 8.60
Atty. 3.00

Subpoena in Divorce
And now, June 26, 1941 Subpoena awarded, returnable to first Monday of August, 1941.
Per Curiam
O. O'Hare Kent P.J.

Subpoena returned: A. J. Schrubbe makes affidavit: That he served the attached Subpoena in Divorce personally upon Gertrude R. Sutton, the respondent therein named, on the first day of July, 1941, at 9:35 A.M., by delivering to her a true and attested copy thereof, at her residence at the home of Walter Frank, R.D. North Girard, Erie County, Pa. and by making known to her the contents thereof. And that the person so served is the respondent named in the attached Subpoena in Divorce, deriving his information from the said Gertrude R. Sutton, respondent, and Carl A. Sutton, libellant. (See affidavit on Subpoena.)

And now, Sept. 2, 1941 upon presentation of the within Motion Geo. C. Magee, Jr., Esq., is hereby appointed Master to take testimony in the above case and report thereon to the Court.

Per Curiam.

Sept. 2, 1941, Rec'd $33.60 costs
P. D. S.

Sept 12-1941 - Received from Martin fees - Geo C Magee Jr

Sept. 12, 1941, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1941; No. 33.

Sept. 25, 1941, After due consideration a divorce is decreed as prayed for.

Per Curiam

Decree.

And now to wit: September 25, A.D. 1941, this cause came to be heard on Libel, Subpoena subsequent proceedings and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said Libel are true, it is by the Court ordered adjudged & decreed That the said Carl A. Sutton be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Carl A. Sutton the libellant and the said Gertrude R. Sutton the respondent: and that thereupon all and every the duties, rights and claims accruing to either the said libellant, or respondent at any time heretofore in pursuance of said marriage, shall cease and determine: And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

(Per Curiam)

64	A. O. Devore vs. Mrs. Alice Hill et al Earl G. Hill Entered June 26, 1941 $ ✓ Pro. Slayton (paid) 2.25	Of No. 578 May Term, 1936 D.S.B. Amicable Scire Facias sur Judgment It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said County, and duly so returned: and that a judgment be entered thereon in favor of the plaintiff and against the defendants for the sum of One Hundred seventy-five Dollars, being the amount of debt, interest to June 29, 1940 and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note. Debt $175.00 Interest from June 29, 1940 Fi. fa. pages 126 & 89 Judgment, Paul D. Slayton, Prothy

Leland J. Culbertson
65
Stuart A. Culbertson
July 3, 1941 P.D.L. Pro.

George Hoffner
vs
Sanford D. Mattern
Issued June 26, 1941

	$
Jay & writ (paid)	3.50
Shff Smith (paid)	5.50
Pro Slayton	2.50
Atty	3.00

Ejectment for the premises whereof the following is a description, to wit: Lot 38 and eastern one half of Lot 39 of Lakeview Plan of Lots, in Sadsbury Township, recorded in the Recorder's Office; and (second piece) Lot 37 and south one half of Lot 39 of Lakeview Plan of Lots owned by Perry Shonts, in Sadsbury, conveyed to Pltff by deed recorded in Deed Book 280 page 573. For descriptions at length see praecipe and writ)
Returnable to the first Monday of July 1941.

June 30, 1941 Plaintiffs declaration and abstract of title filed.
July 3, 1941, Defendants Plea, Answer and Abstract of Title filed. The defendant by his attorney pleads Not guilty

And now, to wit, July 22, 1941, upon motion of plaintiffs attorneys, and it appearing to the Court that notice of the presentation of said motion has been given to Stuart A. Culbertson, Esq., attorney for the defendant, Sanford D. Mattern, a rule is hereby granted upon said defendant, Sanford D. Mattern, to show cause why judgment should not be entered in favor of the plaintiff, George Hoffner, and against defendant, Sanford D. Mattern, upon the pleadings in the within case. Returnable sec. reg.

Per Curiam,
(See paper filed.) O. Clare Kent, P.J.

Writ returned: Served Sanford D. Mattern, the within named defendant and occupant of the within described premises, situate in Sadsbury Township, Crawford County, Pa, by handing to him personally, on July 1, 1941, at 2:00 o'clock P.M., a true and attested copy of the within writ, together with copy of plaintiffs declaration and abstract of title, and making contents of same known to him.

So answers Harry B. Smith, Sheriff.

On Argt. List for Feb. Term, 1942 No. 11
Feby 24, 1942. Argued by atty for plaintiff only.
Now, March 3, 1942, after due consideration of the questions submitted plaintiffs Rule for judgment upon the pleadings is made absolute, and judgment is entered for the plaintiff, George Hoffner and against the defendant, Sanford D. Mattern, for the land described in the writ, with costs of suit.

Per Curiam,
O. Clare Kent, P.J.
(See Courts Argt List.)
M. page 213. Judgment March 3, 1942
Paul D. Slayton, Pro.

George J Barco for Plffs Rule '66

F. Joseph Thomas

Nick Jerrigino, d/b/a N. J. Fruit Co.
vs.
Thomas Roukous
Entered June 27, 1941

Tax Entry (paid)	1.50
Costs on Trans. ($2.00 pd by Plff)	6.80
Pro. for Co. 8-23-41. Pd.	1.50
Atty.	3.00
Pro. Slayton, since Pd. 12/16/42	6.85
Pro. disc. Paid 12/16/42	1.00

Appeal by Deft from Judgment of L.G. MacFarlan, Alderman. July 3, 1941. Proof of notice to Plff of filing appeal filed.

And now, Aug. 22, 1941, on motion of defendant attorney and in accordance with Rules of Court Judgment of Non. Pros. is entered against the Plaintiff for want of a Statement and affidavit of Claim.

Judgment Non. Pros.
Paul D. Slayton, Pro.

And now, October 13, 1941, upon presentation of plffs petition in open Court Rule granted upon deft to show cause why the non pros entered in the above entitled case, should not be stricken off, and the plaintiff be permitted to file his statement of claim and be permitted to pursue his rights in accordance with the laws of this Commonwealth. Returnable sec. reg. (See paper filed.) Per Curiam

Same day, Service accepted by Defts. Atty.

Oct. 2nd, 1941, Answer of Deft to Rule, filed. Service accepted.

On Argt. List for Nov. Term, 1941, No. 9. Nov. 2nd, 1941, Continued.

On Argt. List for Feb. Term, 1942, No. 23.

Febry 24, 1942, Continued because of absence of Plffs. Atty. Per Curiam

On Argt. List for May Term, 1942, No. 14.

Now, May 25, 1942, Rule to strike off non pros is made absolute and plaintiff is ordered to file statement of claim within fifteen days from this date. Per Curiam.

June 29, 1942, Statement of Claim in Assumpsit. filed. Service of same by copy accepted by Defts. Attorney

On Fall Trial List, 1942 No. 29.

Sept. 28, 1942, Reported as settled. Per Curiam.

And, now, Dec. 15, 1942 the within case is discontinued, and the Prothonotary is hereby authorized to mark the same settled of record

George J Barco
Attorney for plaintiff

Feb 1, 1943.
Receiving Costs .480

Raymond L. Miller

67

George J. Barco
F. C. Riebort Jr.
9/41 P.D.'s Pro.

Brockway Glass Company, Incorporated
vs.
Meadville Pennsylvania Distilling Company, Inc.
Issued June 27, 1941

Jay & writ (paid)	$ 2.00
Shff. Smith (paid)	3.20
Pro. Clayton	3.50
Atty	3.00

Summons in Assumpsit, Returnable to first Monday of August next.

June 27, 1941, Statement of Claim filed.

Writ returned: And now, June 27, 1941, service of the within summons and copy of statement of claim was accepted by George J. Barco and F. C. Riebort, Jr., attorneys for the Meadville Pennsylvania Distilling Co., Inc., as per their acceptance of same stated on this writ

So answers Harry B. Smith, Sheriff

And now, July 7, 1941, On motion in open Court, Rule granted on plaintiff to show cause why a more specific statement of claim should not be filed; all proceedings to stay meanwhile. Per Curiam. (See paper filed.)

Sept. 2, 1941, Motion for leave to file, and agreement of counsel, filed

And now, Sept. 2, 1941, upon consideration of the within motion, it is hereby ordered that the written agreement dated Aug. 25, 1941, between Raymond L. Miller, attorney for plaintiff, and F. C. Riebort, Jr., attorney for defendant, be filed of record, as a part of plaintiff's statement of claim, together with the exhibits thereto attached, and the time for making answer thereto by defendant is hereby extended to Monday, Sept. 12, 1941. Per Curiam. (See paper filed)

Sept. 23, 1941, Affidavit of defense in the nature of a demurrer, filed. Service accepted by plaintiff's attorney.

On Argt. List for Nov. Term, 1941, No. 1. Nov. 24, 1941, Continued.

J. Perry Eckels

68

Walter J. McClintock
Walter J. McClintock
For Merchants National Bank & Trust Co and Grace C. Knorr Executrix & will of Charles Knorr decd, garnishees

Northwest Adjustment Co, a corporation
vs
Wm. M. Knorr
Issued June 28, 1941

	$ /
Jas. Kent (paid)	3.00
Shff. Smith (paid)	4.50
Pro. Slayton 11-6-41, Paid	4.25
Walter J. McClintock, Atty.	10.00
Atty	3.00
Shff. Smith, alias (Pd.)	3.20

Foreign Attachment in Assumpsit
Returnable to the first Monday of August, 1941 Bail required to dissolve $200.00
To attach the goods and chattels, moneys, rights, credits and effects, lands and tenements of the defendant, in the hands, possession or control of the Merchants National Bank and Trust Company, Executor of the will of Charles Knorr, decd, Frank B Beatty, and of any other person or persons, and summon them as garnishees.

Aug. 4, 1941, Description of real estate attached by the Sheriff, filed by him in compliance with Act of Assembly of June 13, 1836, Sec. 15, P.L. 568. Being as follows:-
All that certain piece or parcel of land situate in the First Ward of the City of Meadville, County of Crawford and State of Pennsylvania, bounded and described as follows: On the north by Cherry Alley; on the east by lot of Arthur L. Bates, deceased; on the south by Chestnut Street, and on the west by land formerly of A. R. Fowler, excepting and reserving a piece of land six (6) inches in width, heretofore conveyed to Arthur L. Bates and excepting and reserving a strip of land on the north end of the above described land heretofore sold to the Hookless Fastener Company. Also subject to certain agreements with reference to rights-of-ways over, or appurtenant to the above described land.
By virtue of a writ of Foreign Attachment issued in the above stated case, I have attached the real estate above described, August 4, 1941. So answers
"K" page 114. Harry B. Smith, Sheriff.

Writ returned: Attached as within commanded August 4, 1941, at 10:15 o'clock A.M., by going to No. 285 Chestnut St. in the City of Meadville, Crawford County, Pa., and then and there in the presence of Floyd Hall and B.A. King two credible persons of the neighborhood, attaching and declaring that I attached certain real estate described in a certain paper hereto annexed and marked "A", goods and chattels, moneys, rights, credits and effects, lands and tenements of the within named defendant in the hands, possession or control of Popp & Swanson, Garnishees. And summoned on the same day and at the same time, the said Popp and Swanson, Garnishees, and tenants in possession of premises described in the within writ and "A", by handing to Harold Popp, Bookkeeper for Popp & Swanson, personally, on said premises, a true and attested copy of the within writ, and making known to him the contents thereof.
And Nihil habet as to Wm. M. Knorr, the within named defendant.
A description of the real estate I have filed in the office of the Prothonotary August 4, 1941. So answers Harry B. Smith, Sheriff.

Continued on page 695.

And now, November 5, 1941, this case settled and discontinued of record. All costs paid.
J. Perry Eckels
Attorney for Plaintiff.

Recd $10, on acct for garnishee
Walter J. McClintock atty

Kelly & Mogilowitz Attys, Pa.
McDonald & Kraffert
vs
W. J. Sirdevan

Sarah Elizabeth Henderson
vs
George William Henderson
Issued June 30, 1941

Jay & writ 9-12-41 Paid.	#	3.00
Steff Smith		
Master, R. B. Mahany }		25.00
Master, R. B. Mahany }		25.00
Pro. for Co. 9-12-41. Pd.		8.60
Atty.		3.00

Sept. 13, 1941, Rec'd $33.60 costs. P.D.S.

Nov. 15, 1941, Paid R. B. Mahany $25.00 Master fee by Check No. 1011, P.D.S.

Subpoena in Divorce

Now, June 10, 1941, upon presentation and consideration of the within petition, a Subpoena in Divorce is directed to be issued, returnable to the first Monday of August, 1941.

Per Curiam,
O. Clare Kent, P.J.

July 11, 1941. W. J. Sirdevan, Esq., appears for respondent. (See paper filed)

Subpoena returned: W. B. McCutcheon, Constable, makes affidavit: That he did serve the within Subpoena on the within named respondent George William Henderson, on July 9, 1941, at 5 o'clock P.M. at his residence No. 122 S. Brown Street, Titusville, Pa., by reading the same to him, and handing to him a true and attested copy of the same. (See Subpoena)

Sept. 4, 1941. Answer of respondent filed. Service accepted by Attys for lib.

And now, Sept. 13, 1941, on consideration of the within petition R. B. Mahany, Esq., is appointed Master as prayed for. Per Curiam.

Nov. 15, 1941, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1941; No. 29.

Nov. 27, 1941, After due consideration a divorce is decreed as prayed for and the respondent, George William Henderson, is ordered to pay the cost of this proceeding.

Per Curiam,

Decree.

and now to wit: November 27, A.D. 1941. this cause came on to be heard on libel, Subpoena subsequent proceedings, and evidence thereon duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed. That the said Sarah Elizabeth Henderson be divorced and forever seperated from the Nuptial ties and bonds of matrimony heretofore contracted between her the said Sarah Elizabeth Henderson the libellant and the said George William Henderson the respondent, and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage, shall cease and determine. And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam

Leland J. Culbertson
70

Harold A. Harmon
vs
Zelda Harmon
Issued June 30, 1941

Subpoena in Divorce.
And now, June 30, 1941, Subpoena awarded, Returnable to first Monday of August, 1941.
Per Curiam,
O. Clare Kent, P.J.

Tax writ (pd 7/1/41) $ 3.00
Sheff. Smith (paid) 3.50
Faris J. Thomas, Master 25.00
Pro. for Co. 9-3-41. Pd. 8.60
Atty. 3.00

Subpoena returned. Served the within Subpoena in Divorce on the first day of July, 1941, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit as above.
So answers Harry P. Smith, Sheriff

Sept. 2, 1941, Rec'd $35.00 costs
C. B. S.
Sept. 19, 1941 - Rec'd $25.00
Master's Fee.
Faris J. Thomas, Master
Oct. 4 '41 Rec'd $1.42 L.J.M.

And now, September 2nd, 1941, Faris J. Thomas, Esq., is appointed Master to take testimony and make report in the above case.
Per Curiam.

Sept. 20, 1941, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1941; No. 30.

Sept. 25, 1941, After due consideration a divorce is decreed as prayed for,
Per Curiam.

-Decree-

And now to wit; September 25, A.D. 1941 this Cause came on to be heard on libel subpoena, subsequent proceedings, and Evidence there in, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered adjudged and decreed That the said Harold A. Harmon be divorced and for ever seperated from the nuptial ties & bonds of matrimony here to fore contracted between him the said Harold A. Harmon the Libellant and the said Zelda Harmon the respondent; and that they upon all and every the duties, rights and claims accruing to either they said libellant or the said respondent at any time here to fore in pursuance of said marriage shall cease and determine; and the said Libellant and said respondent shall severally be at liberty to marry again in like manner as if they had never been married.
(Per Curiam)

Raymond C. Miller

71

Harry Nelson, administrator of the estate of S.W. Nelson, deceased,

vs.

M. E. Sheehan and Alice Sheehan

Entered June 30, 1941

Pro. Slayton (Prd 7/2/41) $2.25
Atty 3.00
Note: $1.00 costs included in debt.

Of No. 280 May Term, 1941, D.S.B.
Amicable Sci Fa. sur Judgment.

It is agreed That the Prothonotary of said court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Fourteen hundred ninety-seven and 97/100 Dollars, being the amount of debt, interest to June 4, 1941, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Dated June 30, 1941.

Debt $1497.97
Interest from June 4, 1941
Judgment
Paul D. Slayton, Pro.

Sh fpf. 140 & 138.

December 26, 1944. This Judgment is Satisfied (see original Judgment No. 280 May Term, 1941.)

Stuart A Culbertson
72

Sept. 2, 1941 Recd $35.00 costs
P.D.S.

Sept 20 1941
Recd $25.00 Partial
See.
Frank D Prather

Oct 7/1941 recd
of Pro Hac
$1.40 refund
on cost
Joseph J Paul
Libellant

Madge Paul
vs
Joseph J Paul
Issued July 2, 1941

Jas Twit (paid) $ 3.00
Stuff & Smith (paid) 4.50
Frank D. Prather, Master 25.00
Pro. for Co. 9-3-41. Pd. 8.60
Atty. 3.00

Subpoena in Divorce and for the custody of Marilyn Paul aged five years, minor child of the parties

And now, July 2, 1941, the within petition presented, and Subpoena awarded, returnable to the first Monday of August, 1941

Per Curiam,
Odare Kent, PJ

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 4th day of Aug., 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above

So answers Harry B Smith, Sheriff

And now, September 2, 1941 Frank D. Prather, Esq., is hereby appointed Master to take testimony in above entitled case and make report to the court.

Per Curiam.

Sept. 20, 1941, Testimony and Report of Master filed.

On Argt. List for Sept. Term, 1941; No. 51.

Sept. 29, 1941, After due consideration a divorce is decreed as prayed for, the respondent, Joseph J. Paul, is ordered to pay the cost of this proceeding and the custody of minor child, Marilyn Paul, is awarded to libellant, Madge Paul.

Decree.

Per Curiam.

And now, to wit; September 29 A.D. 1941 this cause came on to be heard on libel, subpoena, subsequent proceedings and evidence there in duly taken and filed of record, and it appearing to the Court, that the Causes set forth in said libel are true, it is by the Court ordered adjudged and decreed, That the said Madge Paul be divorced and forever seperated from the nuptial ties and bonds of Matrimony heretofore contracted between her the said Madge Paul the libellant, and the said Joseph J. Paul the respondent and that they no more all and every the duties, rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said Marriage, shall cease and determine And the said libellant and said respondent shall severally be at liberty to marry again in like manner as if they had never been married It is further ordered and decreed that the custody of Minor child, Marilyn Paul is awarded to libellant, Madge Paul.

Per Curiam

Stuart A. Culbertson
73

J. Perry Eckels
for Garnishee.

July 25 1942 Rec'd
$10.00 in full of my costs
J. Perry Eckels
Atty. for Garnishee

W. N. Harris
vs.
Lawrence Greenlee, defendant, and Melva Brooks, Executrix of Addie A. Greenlee, deceased, Garnishee.
Issued July 2, 1941.

Jay & writ (pd 8/8/41) 2.75
Stff. Smith (paid) 3.60

Of No. 291, May Term, 1941 D.S.3
Attachment Execution
Returnable to first Monday of August next.

Writ returned: Attached as within commanded, the goods, chattels, moneys and credits and effects, of the defendant, Lawrence Greenlee, in the hands of Melva Brooks, Executrix of Addie A. Greenlee, deceased, Garnishee, on the 22nd day of August, 1941; and declared in the presence of credible witnesses of the neighborhood, that the said goods, moneys, estate and effects were attached, as the goods and effects of the defendant in the hands of the said garnishee; and at the same time, summoned the said Melva Brooks, Executrix of Addie A. Greenlee, deceased, as garnishee, by handing a true and attested copy of the within writ to J. Perry Eckels, attorney for garnishee, who on Aug. 2, 1941, by written notice on the within writ, stated, "I hereby appear for the garnishee Melva Brooks, Executrix, and accept service of the within writ. Nihil habet, as to Lawrence Greenlee, defendant."
So answers Harry B. Smith, Sheriff.

Stuart A. Culbertson
74

Louise Elizabeth Bogart
vs.
Charles J. Bogart
Issued July 2, 1941

Tax & writ (paid) # 3.00
Shff. Smith (paid) 3.20
Gerald D. Prather, Master 25.00
Pro. for Co. 9-3-41. Pd. 8.60
Atty. 3.00

Subpoena in Divorce, and for the custody of Larry Bogart aged three years, minor child of the parties.

And now, July 2, 1941, the within petition presented, and Subpoena awarded, returnable to the first Monday of August, 1941

Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 7th day of July, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above. So answers

Harry B. Smith, Shff.

Sept. 2, 1941, Recd. # 35.00 costs
C. B. S.

Record of Paul Sleyster
Pro. Ths., $25.00
Master's fee
Gerald D. Prather
Sept. 20 1941 master

And now, September 2, 1941, Gerald D. Prather, Esq. is hereby appointed Master to take testimony in the above entitled case and make report to the court.

Per Curiam,

Oct. 22, 1941 rec'd
Pro. Thy. Ford
$25 Master's fee
in this case.
Gerald D. Prather
Atty. for Libellant

Sept. 20, 1941, Testimony and Report of Master filed.

On Arg. List for Sept. Term, 1941; No. 52,

Sept. 29, 1941, After due consideration a divorce is decreed as prayed for, the respondent, Charles J. Bogart, is ordered to pay the cost of this proceeding and the custody of minor child, Larry Bogart, is awarded to libellant, Louise Elizabeth Bogart.

Per Curiam,

Decree.-

And now to-wit: September 29, A.D. 1941, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein duly taken and fully of record, and it appearing to the court that the cause set forth in said libel are true, it is by the Court ordered, adjudged and decreed that the said Louise Elizabeth Bogart, be divorced and forever separated from the matrimonial bonds of matrimony heretofore contracted between her the said Louise Elizabeth Bogart, the libellant, and the said Charles J. Bogart the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease & determine, and the said libellant and said respondent shall be at liberty to marry again in like manner as if they had never been married. It is further ordered and decreed that the minor child, Larry Bogart is awarded to libellant Louise Elizabeth Bogart.

Per Curiam,

Max B. Maloney 75	Mary C. Johns vs. Joseph C. Johns Issued July 3, 1941 Tax & writ (paid) $ 3.00 Shff. Smith (paid) 1.60 Shff. Smith, alias (paid) 1.60	Subpoena in Divorce And now, July 3, 1941, Subpoena awarded, returnable to first Monday of August, 1941. Per Curiam, O'Hara Kent, PJ Subpoena retd: Aug. 4, 1941, Non est inventus as to the within named respondent. So answers Harry B. Smith, Sheriff. Aug. 8, 1941. Alias Subpoena in Divorce issued; returnable to 2d Monday of Sept. next. Alias Subpoena retd: Sept. 8, 1941, Non est inventus as to the within named respondent. So answers Harry B. Smith, Sheriff.

W. J. Sirdevan
76

Feby. 9, 1942, Recd $35.50 costs.
P. D. S.

*$5.00 Master Drs.
returns this date May 25. 1942
Edward J. McD mcd

Harry Robert Staub
vs.
Marie Staub
Issued July 3, 1941

Tax & writ (paid) 3.00
Shff. Smith (paid) 1.60
Shff. Smith, alias (pd) 1.60
Shff. Smith, Proc. (pd) 11.15
Edw. J. McDonald, Master 25.00
Pro. for Co. 2-13-42. Pd. 10.50
Atty. 3.00

Subpoena in Divorce
And now, July 3, 1941, Subpoena awarded, Returnable first Monday of August, 1941
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Aug. 4, 1941, Non est inventus as to the within named respondent. So answers
Harry B. Smith, Shff.

Aug. 6, 1941, Alias Subpoena in Divorce issued, returnable to next term.

Alias Subpoena retd: Sept. 8, 1941, Non est inventus as to the within named respondent.
So answers Harry B. Smith, Sheriff.

Jan. 9, 1942, Order for proclamation issued, returnable second Monday of February 1942.

And now, Feb. 9, 1942— I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise-News, Cambridge Springs, Pa. a newspaper printed within my bailiwick, for three successive weeks prior to return day thereof, as per copy of said proclamation, and proof of publication hereto attached. So answers Bert A. King, Sheriff.

And now, Feby. 9th, 1942 Edw. J. McDonald, Esq., is appointed Master as within moved. Per Curiam,

May 23, 1942, Testimony and Report of Master filed.

On Argt. List for May Term, 1942; No. 63,

June 10, 1942, after due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P.J.

Decree:—

And now, June 10, A.D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings and evidence therein duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Harry Robert Staub be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Harry Robert Staub, the libellant, and the said Marie Staub, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine. And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

(See paper filed.)

Per Curiam

W. J. Sirdevan 77	Leroy Proctor vs Hazel Benida Proctor Issued July 3, 1941 Tax & writ (paid) $ 3.00 Shff. Smith	Subpoena in Divorce And now, July 3, 1941, Subpoena awarded, Returnable first Monday of August, 1941 Per Curiam, Oldare Kent, PJ Sept. 5, 1941, Stipulation for continuance filed.

J. Perry Eckels

78

Attachment for Frank C. Peters
5-1-1941 P.D.S.

Department of Public Assistance of the Commonwealth of Pennsylvania
vs.
Frank C. Peters, Deft.
and the Farmers and Merchants Bank of Linesville, Garnishee,
Issued July 3, 1941
#

Writ (cost paid 7/31/41)	2.25
State Tax	.50
Sheriff Smith (paid)	3.30

Of No. 485 February Term, 1940
Attachment Execution,
Returnable to first Monday of August next.
See Fi. Fa. to No. 34 Sept. Term, 1941

Writ returned: Attached, as within commanded, the goods, chattels, moneys and credits and effects, of the defendant Frank C. Peters, in the hands of the Farmers and Merchants Bank of Linesville on the 12th day of July, 1941, at 11:00 o'clock A. M., and declared in the presence of credible witnesses of the neighborhood, that the said goods, moneys estate and effects were attached as the goods and effects of the defendant in the hands of the said garnishee, and at the same time summoned the said The Farmers and Merchants Bank of Linesville as garnishee, by handing a true and attested copy of the within writ to William C. Whitney, Cashier of said bank, at their place of business in the Borough of Linesville, Crawford County, Pa., and making contents of same known to him. Nihil habet as to Frank C. Peters, defendant. So answers Harry B. Smith, Sheriff.

Herbert A. Mook
79

Olive Mae Lilly
vs.
Forbes Eugene Lilly
Issued July 3, 1941

Tax	Writ 12/1/41	$ 3.00
Shff.	Smith (paid)	4.10
John C. Spencer, Master		25.00
Pro. for C.	11-21-41	8.60
Atty.		3.00

Subpoena in Divorce and for the custody of the four minor children of the parties, to wit: Joice Irene Lilly aged 11 years; Edwin Eugene Lilly, aged 9 years; Harold Allen Lilly aged 7 years, and Charlotte Louise Lilly, aged 5 years.

And now, July 3, 1941, the within petition presented, and Subpoena awarded, returnable to the first Monday of August, 1941.

Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 12th day of July, 1941 by delivering to him a true and attested copy of the same and making known to him the contents thereof, as appears from affidavit as above. So answers Harry B. Smith, Sheriff.

And now, November 21, 1941 John C. Spencer Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court. Per Curiam.

Nov. 22, 1941, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1941; No. 53.

Dec. 2, 1941, After due consideration a divorce is decreed as prayed for, the respondent, Forbes Eugene Lilly, is ordered to pay the cost of this proceeding and the custody of minor children, Joyce Irene, Edwin Eugene, Harold Allen and Charlotte Louise Lilly is awarded to libellant, Olive Mae Lilly.

Per Curiam.

Decree

and now, to wit: December 2, A.D. 1941, this cause came on to be heard on libel, subpoena, subsequent proceedings and evidence therein duly taken and filed of record, and it appearing to the Court that that the causes set forth in said libel are true, it is by the Court ordered adjudged and decreed, That the said Olive Mae Lilly be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Olive Mae Lilly the libellant and the said Forbes Eugene Lilly the respondent; and that there upon all and every the duties rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

It is further ordered and decreed that the custody of minor children Joyce Irene, Edwin Eugene, Harold Allen and Charlotte Louise Lilly is awarded to libellant Olive Mae Lilly

per Curiam

, 21, 1941, Recd. $35.00 costs.
P. D. S.

Nov 22nd 1941
Received of Prothonotary Twenty-five and 00/100 Dollars Master's fee in above entitled case
John C. Spencer

Recd of Paul D. Sleator, Pro 9/4/40 refund — H.O. Mook atty for Libellant

Paul E. Thomas
80

Donald A. Guiney
vs
Frances L. Guiney
Issued July 7, 1941

Tax & writ (paid) 3.00
Shff. Smith (paid) 1.60
Shff. Smith, alias (paid) 1.60
Shff. Smith, prec (paid) 11.15
Pro. Clayton 11-11-41 Pd. 10.50
Raymond C. Miller, Master 25.00
Atty. 3.00

Nov. 10, 1941, Rec'd $35.50 costs.
C. A. S.

11-21-41 Rec'd $25.00 in full master's fee from Plaintiff's Atty.
Raymond C. Miller
master

Subpoena in Divorce
And now, July 7, 1941, Subpoena awarded, Returnable first Monday of September next.
Per Curiam,
O. Clare Kent, P.J.

Subpoena retd: Sept. 1, 1941, Non est inventus as to the within named respondent. So ans. Harry B. Smith, Shff.

Sept. 2, 1941, Alias Subpoena in Divorce issued, returnable to first Monday of Oct. next.

Alias Subpoena retd: Oct. 6, 1941 Non est inventus as to the within named respondent.
So answers Harry B. Smith, Sheriff.

Oct. 6, 1941 Order issued for publication in Divorce returnable to 2d Monday of Nov. next.

Proclamation retd: ----I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa., a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached. So answers,
Harry B. Smith, Sheriff.

And now, Nov. 10, 1941, Raymond C. Miller, Esq., is hereby appointed Master.
Per Curiam.

Nov. 21, 1941, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1941, No. 51,

Dec. 2, 1941, After due consideration a divorce is decreed as prayed for.
Per Curiam.

Decree. and now, to wit: December 2. A.D. 1941 this Cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record; and it appearing to the Court that the Causes set forth in said libel are true it is by the Court ordered adjudged & decreed, That the said Donald A. Guiney be divorced and forever separated from the nuptial ties & Bonds of Matrimony heretofore contracted between the said Donald A. Guiney the libellant and the said Frances L. Guiney the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage shall cease & determine. And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
(Per Curiam)

F. Joseph Thomas
87

Ruth F. Taylor
vs
Francis M. Taylor
Issued July 7, 1941.

Tax & writ (paid)	$ 3.00
Shff. Smith (paid)	3.20
A. D. Andrews, Master	25.00
Pro. for Co. 9-2-41 Pd.	8.60
Atty.	3.00
	42.80

Sept. 2, 1941, Recd. $33.60 costs
P. D. S.

Sept 17 1941. Recd of Prothonotary $25.00 master's fee
A Dickson Andrews

Subpoena in Divorce
And now, July 7, 1941 Subpoena awarded, Returnable to the first Monday of September next.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the 12th day of July, 1941, by delivering to him a true and attested copy of the same and making known to him the contents thereof, as appears from affidavit as above.
So answers Harry B. Smith, Shff.

And now, September 2, 1941, A. D. Andrews, Esq., is appointed Master to take testimony in the above entitled case and make a report thereon to the Court.
Per Curiam.

Sept. 17, 1941, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1941; No. 42.

Sept. 26, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Francis M. Taylor, is ordered to pay the cost of this proceeding.
Per Curiam

Decree

And now, to wit: September 26, A.D. 1941 this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence thereon, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed, that the said Ruth F. Taylor be divorced and forever separated from the nuptial ties & bonds of matrimony heretofore contracted between her the said Ruth F. Taylor the libellant, and the said Francis M. Taylor the respondent and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage shall cease and determine; and the said libellant and respondent shall be at liberty to marry again in like manner as if they had never been married.
Per Curiam

Charles B. Stegner

82

The Titusville Trust Company

vs.

Neal B. Dunn, Deft. and Jessie Dunn Marwood, Executrix under the last will and testament of Effie E. Dunn, decd, Garnishee,

Issued July 7, 1941.

#

Tax & writ 11/26/41 Pd 2.75
Shff. Smith (paid) 3.20
Pro. for Co. 6-19-42 Pd. 1.00
Atty. 3.00

Of No. 288 May Term, 1941, $55.13

Attachment Execution;

Returnable to first Monday of August next.

Writ returned: Attached as within commanded, the goods, chattels, moneys and credits and effects of the defendant, Neal B. Dunn, in the hands of Jessie Dunn Marwood, Executrix under the last will and testament of Effie E. Dunn, decd, garnishee, on the 7th day of July, 1941, and declared in the presence of credible witnesses of the neighborhood that the said goods, moneys, estate and effects were attached as the goods and effects of the defendant, in the hand of the said garnishee, and at the same time summoned the said garnishee, by handing a true and attested copy of the within writ to Peters & Prather (Frank D. Prather) Attorney for Jessie Dunn Marwood, Executrix under the last will and testament of Effie E. Dunn, deceased, he having accepted service of the within attachment execution for the garnishee, with the same force and effect as if duly served by the Sheriff. Nihil habet as to Neal B. Dunn, defendant.

So answers, Harry B. Smith, Sheriff.

and now June 19, 1942 this case is discontinued, debt, interest and costs having been paid in full.

Charles D. Sleppy
Atty for Plff.

SEPTEMBER TERM, 1941

83 Stuart B. Culberton	Dr. A. C. Winslow vs. William B. Smith Entered July 7, 1941 Jax + writ (paid) $ 1.50 Costs on Trans (paid by Deft) 0.35	Appeal by Deft. from Judgment of S. G. MacTarnaghan, Alderman. July 8, 1941. Proof of service of notice upon plaintiff of the filing of appeal, filed.

Kent & Kent

84

Petition of Lida M. Hazen for Satisfaction of Mortgage given by Annie E. Walker and William B. Walker to Mary Calvin and John A. Calvin, dated Nov 24, 1886 and recorded in Mortgage Book L. No 2, page 620. Entered July 7, 1941

Pro. Clayton 8/15/41 Paid $5.00
Shff. Smith (paid) 37.75

July 7, 1941. Petition presented in open Court and filed.

And now, to wit, July 7, 1941 upon presentation of the within petition in open Court, and upon due consideration thereof, the Sheriff of County is hereby directed to serve a notice, stating the facts set forth in the foregoing petition upon Mary Calvin and John A. Calvin, or any other holder or holders of said mortgage, assignees, heirs or legal representatives, if to be found in the said County, and in case the said parties aforesaid can not be found in the said County, then to give public notice as aforesaid in one newspaper published within the said County, once a week for four weeks successively, requiring the said parties to appear in Court on Monday, September 8, 1941, at 9:30 o'clock A.M. and answer the petition as aforesaid, and in event no appearance be entered or answer filed thereto by any holder, claimant, assignee, heir or legal representative, as required, then the Court will decree satisfaction of said mortgage upon the record as prayed for.

(See paper filed) Per Curiam.

Same day, Order issued to Sheriff.

Sept. 8, 1941, Sheriffs return with proof of publication filed.

Final Decree: And now, September 8, 1941, it appearing to the Court from the Sheriffs return, that he was unable to find the said Mary Calvin, and John A. Calvin, or their legal representatives or whoever may be the holder or holders of the said mortgage, and that a notice of the facts set forth in the petition were advertised once a week for four successive weeks in the Tribune Republican, a newspaper published within the county, which fact is further shown by a proof of publication annexed to the Sheriffs return, and the Court being satisfied of the truth of the allegations of the petition, It is ordered and decreed that all that certain piece or parcel of land situate in East Fallowfield Township, Crawford County, Pennsylvania, bounded and described as follows:

On the North by land of Voris (Vores);
On the East by land of W. Wait;
On the South by a public road, and
On the West by land of E. P. Hamlin and others;
Containing fifty (50) acres, more or less,

be released and discharged from the lien of the mortgage given and executed by Annie E. Walker and William B. Walker, her husband, dated November 24, 1886, and recorded Dec 12, 1889, in Mortgage Book L No 2, at page 620, in the Office of the Recorder of Deeds of Crawford County, Penna, and from payment thereof

— continued on margin —

and that a copy of this decree in this case shall be entered of record in the office of the Recorder of Deeds of Crawford County, Pa., for recording, which decree shall and forever hereafter operate as a release and discharge of said land from all encumbrances of the said mortgage and shall bar all action.

Per Curiam.

O. Clare Kent,

(See paper filed) P.F.

Same day, Certified copy of decree issued to Recorder.

Paul E. Thomas

85

Petition of John L. Radzikowski for Change of name to John L. Rogers
Entered July 7, 1941

Pro. Slayton 9-15-41 Paid $5.00
Tribune-Pub. Co. (Pd) 4.75
Titusville Herald (Pd) 4.50

July 7, 1941, Petition presented in open Court, and filed.

And now, July 7, 1941, upon consideration of the foregoing, hearing on said petition is hereby fixed for Monday September 15, 1941, at 9:30 A.M., and notice of said hearing shall be published in two newspapers of general circulation in said County, once a week for two successive weeks in each of said papers.

(See petition) Per Curiam.

July 31, 1941 Proofs of publication of notice filed.

Final Decree: And now, September 15, 1941, the Court having fully considered the petition filed at the above number and term, and due proof of publication having been filed, does decree that the name of the said John L Radzikowski shall be changed to John L. Rogers.

(See paper filed)

Per Curiam,
O. Clare Kent, P.J.

Walter J. McClintock 86	Petition of Commissioners of Crawford County, for approval of private sale to Commonwealth of Pennsylvania for the use of the Game Commission of 78 acres in Randolph Township, which was assessed in the name of D. E. Owen, and sold to said Comrs at Treasurers sale for unpaid taxes in 1934 Entered July 7, 1941 Pro. Clayton # 5.00	Now, July 7, 1941, upon presentation, and consideration of the within petition, the Court fixes the first Monday of August, 1941, at 9:30 o'clock A. M. or as soon thereafter as the attention of the Court may be had for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. (See paper filed) Per Curiam Aug. 4, 1941, Proof of publication filed. And now, August 4, 1941, at 9:30 o'clock A. M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, Commonwealth of Pennsylvania, for the use of the Game Commission a Commissioners deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam, O. Clare Kent, President Judge.

Walter J. McClintock

87

Petition of Commissioners of Crawford County for approval of private sale to The Federal Land Bank of Baltimore, of 80.8 acres of land in Sparta Tp. which was assessed in name of Gertentos Yotpolis and sold to said Comrs at Treasurers sale for taxes in 1935.

Entered July 7, 1941

Pro Clayton # 5.00

Now, July 7, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of August, 1941, at 9:30 A.M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford, and notice of said petition and order to be given to the School District of Sparta Tp. and the Supervisors of the Township of Sparta, being the taxing authorities; said notice to be served on them personally, or by registered mail.

(See paper filed) Per Curiam.

Aug. 4, 1941, Proof of publication and acceptance of service of the School District and Supervisors of Sparta Township filed.

Order. And now, August 4, 1941, at 9:30 o'clock A. M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, The Federal Land Bank of Baltimore of Baltimore, Maryland a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price.

Per Curiam,
O. Clare Kent,
President Judge.

Walter J. McClintock 88	Petition of Commissioners of Crawford County for approval of private sale to Charles N. Bowers, of Cleveland, O, of 40 acres of land in Beaver Township which was assessed in the name of Sid Brush, and sold to said Comrs at Treasurers sale for unpaid taxes in 1935 Entered July 7, 1941 Pro. Slayton #5.00	Now, July 7, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of August, 1941, at 9:30 o'clock A.M, or as soon thereafter as the attention of the Court may be had for hearing upon said petition, Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford (See paper filed) Per Curiam Aug. 4, 1941, Proof of publication filed. Order: And now, August 4, 1941, at 9:30 o'clock a.m. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, Charles N. Bowers of 9600 Hough Avenue, Cleveland, Ohio a Commissioners deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price, Per Curiam, O. Clare Kent, President Judge.

SEPTEMBER TERM, 1941

Walter J. McClintock

89

Petition of commissioners of Crawford County

For

approval of private sale to the Commonwealth of Pennsylvania for the use of the Game Commission, of five acres of land in Troy Township, which was assessed in the names of A. A. and Margaret Bingham, and sold to said Comrs. at Treasurer's sale for unpaid taxes, in 1933.

Entered July 7, 1941

Pro. Clayton $5.80

Now, July 7, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of August, 1941, at 9:30 o'clock A. M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. (See paper filed.) Per Curiam

Aug. 4, 1941, Proof of publication filed.

Order: And now August 4, 1941, at 9:30 o'clock A. M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law; and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, Commonwealth of Pennsylvania, for the use of the Game Commission, a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price.

Per Curiam,
O. Clare Kent,
President Judge.

Kenneth W. Rice (See petition of Feb. 2, 1942)	William A. Gibson and Esther Louise Gibson, his wife, Owners, vs. Northwestern Rural Electric Co-operative Association, Inc, Condemner Entered July 7, 1941 Pro. Slayton #12.50	Bond of Northwestern Rural Electric Co-operative Association, Inc, with Glens Falls Indemnity Company as surety, to secure the payment of damages in such sum as shall be determined by process of law, for right of way for a transmission line through the land of said owners, in Summit Township. Now, July 7, 1941, the within bond is approved and ordered filed. Per Curiam, O Clare Kent, P.J.

Feb. 2, 1942, Petition of Owners for appointment of Viewers to assess damages, etc. presented in open Court and filed.

And now, to wit this 2d day of February, 1942, on motion of Kenneth W. Rice, attorney for petitioners the Court appoints Fred C. Kiebort, Sr., Esq; Charles W. Ramsey and Hayes Barr as a Board of View upon the foregoing petition, and further orders that the Board of View perform its duties in accordance with the law and acts of Assembly in such case made and provided. Per Curiam

(See paper filed) Order to Viewers issued.

And now, April 17, 1942, it appearing that Charles W. Ramsey is sick and unable to perform the duties of his appointment, - Arthur Wykoff is hereby appointed in his place and stead. Per Curiam,

(See original petition.) O Clare Kent, P.J.

And now, May 4, 1942, Report of Viewers filed in open Court, assessing the damages sustained by petitioners at the sum of $150.00.

And now, May 4, 1942, the within report filed in open Court, and confirmed nisi, confirmation to become final, unless exceptions be filed or an appeal be taken as provided by law. Per Curiam

(See Report)

Vincent A Baldauf
Pittsburgh, Pa.

91

8-5-41 Paid The Tribune-Republican $11.00 adv. cost by Check #3850.

Petition of Mrs. G.M. Hawk for appointment of a Guardian for the estate of Margaret N. McVitty of Summit Township, alleged weak minded person
Entered July 8, 1941

Pro. Slayton (11/24/41 Paid)	5.00	
Pro. 8 extra certs (11/24/41 Paid)	1.00	
Pro. for Co. 12/24/41 Pd.	2.50	
Cert. 7-23-45 Paid	.50	
Pro. 8. 5-20-48 Paid	2.50	
Pro. of C. 10-8-51 Paid	7.50	

July 8, 1941, Petition presented to Hon. O. Clare Kent, P.J., and filed
McC page 83

And now, this 8th day of July, 1941, upon consideration of the foregoing petition, and the Court being satisfied that Margaret N. McVitty is incapacitated by reason of mental weakness to properly care for her property, and it appearing that the Probate Court of Fayette County, Idaho, appointed a Guardian for her property, and that she has had personal notice of this proceeding, it is ordered, adjudged and decreed that The Crawford County Trust Company, Meadville, Pa., be appointed as guardian of the property of the said Margaret N. McVitty. Costs incident to said appointment to be paid by the guardian. Guardian to file its own bond to be approved by Court, in the sum of $12,000.00.

Per Curiam,
O. Clare Kent, P.J.

(See petition, joinder of Veterans admin, Exemp. & proof of death of Idaho guardian filed.)

July 8, 1941, Proof of service of notice to Margaret N. McVitty of the intended presentation of the petition, filed.

July 15, 1941. Bond of Guardian in the sum of $12,000.00, approved by Hon. O. Clare Kent, P.J., and filed.

Dec. 22, 1941, Petition of Mrs. G. M. Hawk, sister of ward, for an allowance for ward, presented to Judge, and filed.

And now, this 22nd day of December, 1941, the foregoing petition having been presented in open court, upon due consideration thereof, it is ordered, adjudged and decreed, that the Crawford County Trust Company, Meadville, Pa., as guardian of the estate of Margaret N. McVitty, pay to Mrs. G. M. Hawk, Harmonsburg, Pa., the sum of Four Hundred ($400.00) Dollars at this time for the maintenance and support of Margaret N. McVitty since April 1, 1941, and the sum of One Hundred and Twenty-five ($125.00) Dollars for the purpose of purchasing suitable clothing and other incidentals for Margaret N. McVitty. And the Crawford County Trust Company is further authorized to make monthly payments of Fifty ($50.00) Dollars to Mrs. G. M. Hawk for the current maintenance and support of Margaret N. McVitty so long as she resides with the said Mrs. G. M. Hawk, and to allow Margaret N. McVitty the sum of Twenty-five ($25.00) Dollars a month for spending money and incidentals.

Per Curiam
O. Clare Kent, P.J.

(See papers filed)

-continued on page 186-

92

Mrs. John McElhaney, Jamestown, Pa.
vs.
Christie Jack, also known as C. M. Jack
Entered July 9, 1941
Pro. Slayton (pd) $2.25
Plff on original 1.75

Of No. 265 November Term, 1934 DSB
Amicable Scire Facias sur Judgment
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the deft by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Seven Hundred Dollars, being the amount of debt, interest to Sept. 22, 1940, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note

Debt $700.00
Interest from Sept. 22, 1940
Judgment
Paul D. Slayton, Pro.

J. page 46

April 11, 1942, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
Mrs. John McElhaney
Witness: Paul D. Slayton

93

Anna McElhaney
vs
R. L. Snodgrass
Entered July 9, 1941

Pro. Slayton (paid) 2.25

Plff on Original 1.75

Of No. 266 November Term, 1934 D.S.B.
Amicable Scire Facias sur Judgment
It is agreed That the Prothonotary of said Court enter an amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Three Hundred Forty-eight and no/100 Dollars, being the amount of debt, interest to May 1, 1941, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

(Signed) R. L. Snodgrass

Debt $348.00

Interest from May 1, 1941

Sn. page 120. Judgment

Paul D. Slayton, Pro.

✓ Sept. 8, 1944, This judgment satisfied. (See paper filed.)

Max B. Maloney
94

Sarah L. Britton
vs.
Richard R. Britton
Issued July 10, 1941

Tax & writ (paid)	#	3.00
Stff. Smith		---
Leland J. Culbertson, Master		25.00
Pro. for Co. 11-6-41 Pd.		8.60
Atty.		3.00

Nov. 18, 1941 Rec'd rest. L.J.C.

Nov. 6, 1941, Recd. $35.00 costs.
P. D. S.

Nov. Dec 4, 1941, rec'd $1.40 refund of P.D. Slayton,
Max B. Maloney,
atty for Plff.

Subpoena in Divorce
And now, July 10, 1941, Subpoena awarded, Returnable to the first Monday of September, 1941.
Per Curiam
C. Clare Kent, P.J.

Subpoena returned: George X. Simonetta makes affidavit that he served the within Subpoena in Divorce upon the Respondent, Richard R. Britton, by handing him a true and correct copy of the same, and making known to him the contents thereof, at the Crawford County Court House, Diamond Square, Meadville, Crawford County, Pa, at 4:45 P.M. E.S.T., on Thursday, the 10th day of July, 1941.
(See affidavit on Subpoena)

And now, November 6, 1941, Leland J. Culbertson, Esq., is appointed Master to take testimony and make report in the above case.
Per Curiam.

Nov. 18, 1941, Testimony and Report of Master filed.
On Argt. List for Nov. Term, 1941; No. 35.

Dec. 1, 1941 After due consideration a divorce is decreed as prayed for and the respondent, Richard R. Britton, is ordered to pay the cost of this proceeding. Per Curiam.

Decree. And now to-wit: Dec 1-A.D. 1941, this cause came on to be heard on libel, subpoena, subsequent proceedings and evidence therein duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered adjudged and decreed That the said Sarah L. Britton be divorced and forever seperated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Sarah L. Britton the libellant and the said Richard R. Britton the respondent; and that thereupon all & every the duties, rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage, shall cease & determine and the said libellant & respondent shall severally be at liberty to marry again in like manner as if they had never been married.
Per Curiam

95

Springs- First National Bank in Cambridge Springs
vs.
Caroline Rago and Barney Rago.
Entered July 10, 1941

Pro. Slayton (fid) $ 2.25

Original costs:
Sheff 1.75
Atty J.A. Boland 3.00

No. 557 May Term, 1936. D.S. 13
Amicable Scire Facias sur Judgment
It is agreed that the Prothonotary of said Court enter an amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county and duly returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Two hundred forty-seven and 45/100 Dollars, being the amount of debt, interest, and costs to Aug 2d, 1941 now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $247.45
Interest from Aug. 2d, 1941

R page 114-114.

Judgment
Paul D. Slayton, Prothy.

September 23, 1942, The above Judgment is Satisfied (see paper filed)

Leland J. Culbertson 96	Mrs. Carrie B. Smock or Marian L. Smock vs. Mrs. Neva Williams and J. Forest Wood Entered July 11, 1941 Pro. Slayton (paid) 2.25 Atty Pltff 3.00 Original costs: Pltff 1.75 Paid Pltff Atty L.J. Culbertson 3.00	Of No 531 May Term, 1936, D.S. 13 Amicable Scire Facias sur Judgment It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county, and duly so returned, and that a judgment be entered thereon in favor of the plaintiff and against the defendants for the sum of One Hundred Thirty-seven and 86/100 Dollars, being the amount of debt, interest to July 7, 1941, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note Debt # 137.86 Interest from July 7, 1941 Judgment Paul D. Slayton, Pro. Wi. p. 126; Wo. p. 19

Enter my appearance for Plaintiffs. This Carrie B Smock or Marian L Smock (now Marian Smock Hight)

March 24 1943 Gerald D Walker

March 25 1943

And now March 25 1943, the written judgment interest and costs is hereby transferred, sold, assigned to Mildred Woods, Geneva Pa RD#1

witness: Gerald D Walker Mrs. Carrie B Smock

April 7, 1943, This Judgment is assigned to Mrs. Mina M. Hawk, Geneva Pa. (ale paper filed)

April 19, 1943, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.

Mina M Hawk

Witness: Paul D. Slayton, Pro.

George X. Simonetta
97

Marian Josephine Wade
vs.
Earle Estle Wade
Issued July 11, 1941

Tax & writ (paid)	$ 3.00
Shff. Smith	---
George C. Magee, Jr. Master	25.00
Pro. for Co. 9-11-41. Pd.	8.60
Atty.	3.00

Subpoena in Divorce and for the custody of the two minor daughters of the parties, Barbara Jean aged five, and Sandra Lee aged two years.

And now, July 11, 1941, the within petition presented, and Subpoena awarded; returnable to the first Monday of September, 1941.

Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Max B. Maloney makes affidavit: "that he served the above Subpoena in Divorce upon the respondent, Earle Estle Waid, by handing him a true and correct copy of the same and making known to him the contents the contents thereof, at 1:25 P.M., on July 25, 1941, at Meadville, Pa." (See affidavit on Subpoena)

And now, September 11, 1941, George C. Magee, Jr., Esq. is hereby appointed Master to take testimony in the above entitled case and make report thereon to the Court. Per Curiam.

Sept. 17, 1941, Testimony and Report of Master filed,
On Argt. List for Sept. Term, 1941; No. 39.

Sept. 25, 1941, After due consideration a decree in divorce as prayed for is hereby refused and the libel is dismissed.

Per Curiam,
O. Clare Kent, P.J.

ct. 11, 1941, Recd. $35.00 costs.
P.D.S.

ept 17-1941 Recvd
to Master fee
Geo C Magee Jr.

ct 22, 1941
eceived 1.40
refund in
above case
George X Simonetta

98 Stuart A Culbertson	Dr H b Winslow vs B F Staff Entered July 11, 1941 # Tax & entry (paid) 1.50 Costs on Sans (pd by Pltf) 2.00 6.95 Pro. for Co. 10/31/41 Pd. 1.50 Atty. 3.00	Appeal by Deft. from Judgment of S. G. MacTarnaghan, Alderman. July 11, 1941 Proof of service on Pltf of notice of filing appeal filed. And now, Oct. 14, 1941, on praecipe of plaintiff's attorney, judgment of Non Pros is entered against the plaintiff for want of a Statement and Affidavit of Claim. Judgt. of Non. Pros. V. p. 115. Paul B. Slayton, Pro.

Herbert A Mook 99	Earl P Levine vs. Allie Wilson Issued July 11, 1941 Tax & writ (paid) 3.00 Shff Smith (paid) 5.90	Foreign Attachment in Assumpsit Returnable to the first Monday of August, 1941. Bail to dissolve $500. To attach the goods and chattels, moneys, credits, legacies and interests of the defendant in the possession or control of C. L. Wilson, Administrator of the estate of Richard D. Wilson, alias Dick Wilson late of the Borough of Cambridge Springs, Crawford County, Penna, deceased, and of any other person or persons, and to summon the said C. L. Wilson, Adm aforesaid and such other person or persons as garnishees.

Writ returned: Attached as within commanded July 14, 1941, at 4:15 o'clock P. M., by going to 164 Venango Avenue, Cambridge Springs, Crawford County, Pa., and then and there in the presence of B. A. King and Floyd Hall, two credible persons of the neighborhood, attaching and declaring that I attached, all goods and chattels, lands and tenements, moneys, credits, legacies and interests, of the within named defendant, in the hands, possession or control of C. L. Wilson, administrator of the estate of Richard D. Wilson, alias Dick Wilson, late of the Borough of Cambridge Springs, Pa., deceased, garnishee. And summoned on the same day, and at the same time, the said C. L. Wilson, administrator, garnishee, by handing to him personally, a true and attested copy of the within writ, and making known to him the contents thereof.
Nihil habet as to Allie Wilson, the within named defendant.
So answers Harry B. Smith, Sheriff.

Kent & Kent
100

Sept. 4, 1941, Recd. $33.60 costs
P. D. B.

Recd $25.00 Master's fee in above case - 9/8/41
F. C. Kiebort Jr.
Master

Samuel Kline
vs.
Virginia Kline
Issued July 14, 1941

	#
Jay & writ (paid)	3.00
Shff. Smith Paid	2.90
Shff. Venango Co. Paid	3.90
Fred C. Kiebort, Jr. Master	25.00
Pro. for Co. 9-4-41 Pd.	8.60
Atty.	3.00

Subpoena in Divorce

And now, July 14, 1941, the within petition presented, and Subpoena awarded, returnable to the first Monday of September 1941

Per Curiam
O Blare Kent, P.J.

Sept. 4, 1941, Writ retd; D. O. Bell, Sheriff of Venango County, Pa. being duly sworn says he served the within subpoena in divorce, on the within named respondent, Virginia Kline on the 19th day of July, 1941 at 9:00 A.M. E.S.T. at her place of employment, Polk State School, Polk, Venango County, Penna., by handing to her personally a true and attested copy of the within writ, and reading and making known to her the contents thereof. So answers

D. O. Bell, Sheriff, Venango Co. Pa.

Served the within Subpoena in Divorce, upon Virginia Kline Respondent, by deputizing the Sheriff of Venango County, Pa., as per his return hereto attached. So answers,

Harry B. Smith, Sheriff.

And now, Sept. 4, 1941, Fred C. Kiebort, Jr., Esq. is appointed Master to take testimony in above case and make report thereof to the Court.

Per Curiam,

Sept. 18, 1941, Testimony and Report of Master filed.

On Arg. List for Sept. Term, 1941; No. 43.

Sept. 26, 1941, After due consideration a divorce is decreed as prayed for.

Per Curiam,

Decree.

And now to Wit; September 26th A.D. 1941 this cause came on to be heard on libel, subpoena subsequent proceedings and evidence thereon, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered, adjudged and decreed that the said Samuel Kline, be divorced and for ever seperated from the Nuptial ties & bonds of matrimony here to fore contracted between the said Samuel Kline the libellant and the said Virginia Kline the respondent; and that thereupon all and every the duties, rights, and claims accruing to either the said libellant or the respondent, at any time hereto fore in pursuance of said marriage shall cease and determine and the said libellant & respondent shall severally be at liberty to marry again in like manner as if they had never been Married

Per Curiam

101 Stuart A. Culbertson	Eugene Butler vs Lena Phelps Eentered July 14, 1941 Jay Sentry 7/14/41 pd. $ 1.50 Costs on Trans. ($10.35 paid by Pltf) 11.15	Appeal by Deft. from Judgment of Dominick Lemme Alderman. July 21, 1941. Proof of notice to plaintiff of filing appeal, filed.

Kent & Kent
102

Gerald D Prather
12/17/42. P.D.S.

Nov. 23, 1942, Recd. $33.60 costs.
P. D. S.
Dec 18, 42. Recd Master fee.
P. E. Thomas, Master

Homer Edwin Peterson
vs.
Annis Larue Peterson
Issued June 15, 1941

Tax & writ (paid)	#	3.00
Shff. Smith		---
Paul E. Thomas, Master		25.00
Pro. for Co. 11-23-42. Pd.		8.60
Atty.		3.00

Subpoena in Divorce

And now, July 15, 1941, the within petition presented, and Subpoena awarded, returnable to the first Monday of Sept. 1941

Per Curiam,
O Clare Kent, P.J.

Same day, Subpoena returned with the following endorsed thereon, to wit:-

"And now, to wit, July 15, 1941, service is hereby accepted of the within Subpoena in Divorce, with the same force & effect as though served by the Sheriff of Crawford County."

(Signed) Gerald D. Prather, Attorney for Annis Larue Peterson, Respondent

And now, Nov. 23, 1942 Paul E. Thomas, Esq., is appointed master to take testimony.

Per Curiam,

Dec. 18, 1942, Testimony and Report of Master filed.
On Argt. List Feby. Term, 1943; No. 17.
Feb. 20, 1943 Affidavit of non-military service of respondent filed.

Now Feby. 24, 1943, After due consideration a divorce is decreed as prayed for.

Per Curiam, O. Clare Kent P. J.

Decree

And now, to-wit: February 24, A. D. 1943, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Homer Edwin Peterson, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Homer Edwin Peterson, the libellant, and the said Annis Larue Peterson, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

Raymond C. Miller (See Statement of Claim) 103 Geo. J. Barco and J. C. Kiebort, Jr. (See Statement of Claim) And now June 8th, 1943 received of Paul Clayton 7.15 for costs Dominick Lemme	B. V. D. Corporation New York, N.Y. vs. Mrs. Carmela Longo, doing business as Longos Clothing Store, Meadville, Pa. Entered July 15, 1941 Tax + entry (paid) 1.50 Costs on Trans. 7.15 Pro. for Co. 5/29/43. Pd. 3.25 Atty. 3.00	Appeal by Deft. from Judgment of Dominick Lemme, Alderman. July 15, 1941, Proof of notice to Plff. of filing appeal filed. July 30, 1941, Statement of claim filed. Service accepted. Aug. 15, 1941, Rule granted on Plff. to show cause why it should not file a more specific Statement of claim; proceedings stayed meanwhile; returnable Sec. reg. Per Curiam, (See paper filed) O. Clare Kent, P.J. Same day, Service accepted. On Argt. List for Nov. Term, 1941, No. 2 Nov. 24, 1941, Continued.

And now, May 19, 1943, above case discontinued and settled by

Raymond C. Miller
Attorney for Plaintiff.

F. Joseph Thomas
104

Dorothy P. Lasher
vs.
Robert H. Lasher
Issued July 17, 1941

Tax writ (paid)	3.00
Shff. Smith (paid)	5.90
Walter J. McClintock, Master	25.00
Pro. for Co. 9-2-41. Pd.	8.60
Atty.	3.00

Sept. 2, 1941, Recd. $33.60 costs.
P. B. S.

Sept 13 1941 Recd 25.00 Master Fee
Walter J McClintock

Subpoena in Divorce
And now, July 17, 1941, Subpoena awarded, Returnable to the first Monday of September next.
Per Curiam
O. Clare Kent, PJ

Subpoena retd. Served the within Subpoena in Divorce on the respondent personally on the 31st day of July, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above.
So answers Harry B. Smith, Shff

And now, September 2, 1941, Walter J. McClintock, Esq., is appointed Master to take testimony in the above entitled case and make a Report thereon to the Court.
Per Curiam.

Sept. 12, 1941, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1941; No. 34.

Sept. 25, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Robert H. Lasher, is ordered to pay the cost of this proceeding.
Per Curiam.

Decree. And now to-wit September 25. A.D. 1941 this cause came on to be heard on libel subpoena subsequent proceedings, and evidence therein duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered adjudged and decreed, That the said Dorthy P. Lasher be divorced and forever seperated from the nuptial ties & bonds of matrimony heretofore contracted between the said Dorthy P. Lasher the libellant and the said Robert H. Lasher the respondent; and that there upon all and every the duties rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage, shall cease and determine; and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
Per Curiam

Stuart A. Culbertson
105

10, 1941, Rec'd $35.50 costs.
P. B. S.
November 21st 1941
ceived of Prothonotary
enty-five dollars
Costs Fee in above
entitled case
John C. Spencer

Edith Winters
vs.
Samuel F. Winters
Issued July 17, 1941

Tax Writ (paid)	$ 3.00
Shff. Smith (paid)	1.60
Shff. Smith, alias (pd)	1.60
Shff. Smith, proc. (pd)	11.15
John C. Spencer, Master	25.00
Pro. for Co. 11-11-41. Pd.	10.50
Atty.	3.00

Subpoena in Divorce
And now, July 17, 1941 the within petition presented, and Subpoena awarded, returnable to the first Monday of September, 1941.
Per Curiam,
O Clare Kent, P.J.

Subpoena returned: Non est inventus as to the within named respondent.
So answers Harry B. Smith, Sheriff
Sept. 4, 1941, Alias Subpoena in Divorce issued, returnable to first Monday of October next

Alias Subpoena ret'd. Oct. 6, 1941, Non est inventus as to the within named respondent. So answers, Harry B. Smith, Shff
Oct. 6, 1941, Order issued for publication of proclamation in divorce, returnable to second Monday in Nov. next

Proclamation ret'd:—— I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise-News, Cambridge Springs, Pa., a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached. So answers,
Harry B. Smith, Sheriff.

And now, November 10, 1941, John C. Spencer, Esq. is hereby appointed Master to take testimony in the above entitled case and make report to the court.
Per Curiam.

Nov. 21, 1941, Testimony and Report of Master filed.
On Argt. List for Nov. Term, 1941; No. 47.

Dec. 8, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Samuel F. Winters, is ordered to pay the cost of this proceeding.
Per Curiam.

Decree. And now, to-Wit, December 1-A.D. 1941, this Cause came on to be heard on libel, subpoena, subsequent proceedings and evidence there in, duly taken and filed of record and it appearing to the Court that the Causes set forth in said libel are true, it is by the Court ordered adjudged and decreed. That the said Edith Winters be divorced and forever seperated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Edith Winters the libellant and the said Samuel F. Winter the respondent; and that thence upon all and every the duties, rights, and claims accruing to either the said libellant or the said respondent at any time hereto fore in pursuance of said Marriage, shall cease and determine; and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been Married.
Per Curiam

Walter J. McClintock

106

Petition of Commissioners of Crawford County for approval of private sale to John Daszynicz of 85 acres of land in Sparta Township which was assessed in name of Grover Chelton, and sold to said Comrs at Treasurers sale for unpaid taxes in 1932
Entered July 17, 1941
Pro. Clayton $5.00

Now, July 17, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of August, 1941, at 9:30 o'clock A.M. or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford, and notice of said petition and order to be given to the School District of Sparta Township and the Supervisors of the Township of Sparta, being the taxing authorities; said notice to be served on them personally, or by registered mail

Per Curiam,
(See paper filed) O. Clare Kent, P.J.

Aug. 4, 1941, Proof of Publication and Acceptance of Service of Supervisors and School District of Sparta Township filed.

And now, August 4, 1941, at 9:30 o'clock A.M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law; and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, John Daszynicz of R.D. 1, Spartansburg, Penna. a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price.

Per Curiam
O. Clare Kent,
President Judge.

Joseph Thomas John H. Bozie 107 Dickson Andrews, D.B.E. Thomas & Kiebort, D.B.E.	Robert Hollabaugh vs. The City of Meadville Issued July 17, 1941 Tax & writ (paid) 2.00 Shff Smith (paid) 3.20 Pro. Clayton 3/19/42 Rd. 3.25 Atty 3.00	Summons in Trespass, Returnable to the first Monday of August next July 17, 1941, Statement of claim filed. Aug 4, 1941, Leave granted Dickson Andrews and Thomas & Kiebort to enter their appearance de bene esse for the deft. (See paper filed.) Per Curiam. Same day Dickson Andrews and Thomas & Kiebort appear for the defendant de bene esse. (See paper filed.)

Writ returned: Served The City of Meadville the within named defendant, by handing personally, on July 26, 1941, at 4:00 P.M., a true and attested copy of the within writ to Fred J. Whipple, the Mayor of the City of Meadville, at No 961 Water Street, City of Meadville, Crawford Co., and making contents of same known to him.

So answers Harry B. Smith, Sheriff

Now, Sept. 11, 1941 On motion open Court, a rule is granted upon the plaintiff to show cause why the writ of summons issued in the above case should not be quashed and service thereof set aside; all proceedings are stayed pending disposition of the rule; returnable sec. reg. Per Curiam. (See paper files.)

On Arg. List for Feb. Term, 1942, No. 5. Feby 23, 1942 Argued.

March 17 Opinion of Court filed

Now, March 17, 1942, for the reasons set forth in the foregoing opinion, the Rule to show cause why the writ of summons should not be quashed and service thereof set aside entered September 11, 1941, is made absolute, the writ of summons is quashed and service thereof is set aside at the cost of plaintiff, Robert Hollabaugh. Exception is noted and sealed for plaintiff.

Per Curiam,
O'Clare Kent,
President Judge

(See opinion filed)

108

Isabelle J. Slingluff
vs
Alfred N. Smith
Entered July 18, 1941

Pro. Slayton (paid) $2.25
Plff. on original 1.75

Note: $6.75 costs included in judgment.

Of No. 570 May Term, 1936 D.S.B.
Amicable Scire Facias sur Judgment
It is agreed That the Prothonotary of said Court enter an amicable Scire Facias on the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued served personally on the defendant by the Sheriff of said County and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of One hundred forty-two and 75/100 Dollars, being the amount of debt, interest and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $142.75
Int. from Aug. 3, 1934 (?)
Judgment
Paul D. Slayton, Pro.

See page 130.

Mar. 3rd, 1944

Received satisfaction in full of the above Judgement, Debt Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

Isabelle J. Slingluff

Witness: Paul D. Slayton

109

Petition for Commitment

of

Arden D. Mook,

an alleged inebriate

Entered July 18, 1941

Pro. Clayton $5.00

July 18, 1941, certified copy of Petition with Exhibits A B C & D annexed on file at the Warren State Hospital with the orders thereto annexed, filed.

And now, to wit, the 19th day of March, 1941, upon the within petition and certificates, - let warrant issue to bring the alleged inebriate before us for a hearing on the 20th day of March, 1941, at 9:30 o'clock A.M.

Per Curiam

O Clare Kent, P.J.

And now, March 20, 1941, upon consideration of the within petition and the exhibits and certificates thereto attached, and with the consent of respondent, and after hearing duly held as required by law, the Court is satisfied that Arden D Mook is an inebriate and a proper subject for detention care and treatment in a hospital or institution for inebriates or for mental diseases.

It is therefore ordered, adjudged and decreed that ~~the~~ said Arden D Mook is an inebriate, and that he be and is hereby committed to the Warren State Hospital, there to remain unless sooner discharged according to law.

Per Curiam,

O Clare Kent, P.J.

(See paper filed.)

110

Merchants National Bank & Trust Company
vs.
Grant W. Brock,
James J. Brock,
Donald Brock
George A. Brock.
Entered July 18, 1941.

Pro. Slayton $2.50
Plff on original 2.00

Of No. 576 May Term, 1936, D. & B. Doc.
Amicable Scire Facias sur Judgment.
It is agreed, That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said County, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Six Thousand Five Hundred Ninety-four Dollars, being the amount of debt, interest to June 15, 1941, and costs, now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Dated July 18, 1941

Debt $6594.00
Interest from June 15, 1941.
Judgment
Paul D. Slayton, Pro.

Br. pages 101, 138, 138, 157.

And now, June 23 1942, for value received The Merchants National Bank & Trust Co. hereby release from the lien of this judgment Lots Nos. 18 and 19 in Brock Brothers College Hill Plan of Lots as recorded in Deed Book No. 213, Page 701.

Merchants Nat'l Bank & Trust Co
By Chas. Campbell
Vice Pres. & Atty. in fact

Witness:

June 11, 1942; Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.

Merchants Nat'l Bank & Trust Co
By Chas. Campbell
Vice Pres. & Atty. in fact

Witness:

Continued on Page 691

And now, May 4, 1942, for value received The Merchants National Bank & Trust Co. hereby release from the lien of this judgment Lot 31 of Brock Brothers College Hill Plan of Lots as recorded in Deed Book 213 page 701.

Merchants Nat'l Bank & Trust Co
by John E. Reynolds Atty in fact.

And now, ,1941, for value received Merchants National Bank & Trust Co. hereby release from the lien of this judgment All that certain piece or parcel of land situated in the First Ward of the City of Meadville; Bounded and described as follows; On the East by land of James Mitchell and William B. Hadden; on the North by other land of Brock Brothers; on the West by land of Margaret Chapin and on the south by an unnamed 30 foot Street.

Merchants National Bank & Trust Co
by John E. Reynolds Atty in fact
witness Paul D. Slayton

And now, April 2 1942, for value received, Merchants National Bank & Trust Co. hereby releases from the lien of the judgment [illegible] a certain triangular or three cornered piece of land situated in the First Ward of the City of Meadville, Crawford County, Pennsylvania, bounded on the north by land of Lenhart, on the east by lands of Miller and Rice, and on the southwest by land of Darling; being the piece of land conveyed by James J. Brock et al. to Frank P. Miller and A. Maude Miller by deed dated March 25, 1942.

Merchants National Bank & Trust Co
by John E. Reynolds Atty in Fact

Attest April 6, 1942
Paul D. Slayton, Pro.

Stuart A. Culbertson
111

Brock Brothers
vs.
Isabelle E. Dearborn
and Karl B. Dearborn
Entered July 21, 1941

Pro. Slayton (paid) $ 2.25
Atty 3.00
Original costs:
Plff 1.75
Atty & N.C 3.00

Of No. 572 May Term, 1936. D.S.B. Doc.
Amicable Scire Facias sur Judgment.
It is agreed that the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said County, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Five hundred nine and 35/100 Dollars, being the amount of debt, interest to July 19, 1941, and costs now due on the original judgment; With all the waivers and conditions contained in the original judgment note.

Debt $509.35
Interest from July 19, 1941
Judgment
Paul D. Slayton, Prothy

D. pages 109 & 35

Dec. 30, 1946
Received satisfaction in full of the above Judgement, Debt Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
Brock Bros.
By Russell Brock
Witness: Paul D. Slayton

Templeton, Whiteman & Voorhies Paul E. Themas. 112 J. E. Jack	Bessemer and Lake Erie Railroad Company vs. A. W. Anderson Entered July 21, 1941 Tax & entry (paid) $ 1.50 Costs on Trans 12.75 Pro Slayton 3/24/42 Paid 3.35 Atty. 3.00	Appeal by Deft. from Judgment of N. B. Graham, Justice of the Peace July 25, 1941. Proof of notice to Pltff. of filing appeal filed. Aug. 19, 1941. Statement of claim filed. On Spring Trial List; No. 12. March 4, 1942, Reported settled

And now, March 24, 1942 Received payment in full of above claim and the above action is hereby settled and discontinued of record.
Paul E. Themas
atty for Plaintiff.

16.10

Mar 25, 1942 Rec'd of Pratthy $3.00 docket fee.
Paul E. Themas
atty.

Mar. 31, 1942, Received from Pro. Slayton the sum of $6.45 being costs due me on transcript and including $1.00 Constable's costs.
N B Graham J.P.

Apr. 2, 1942 - Recd. & Paid D. Slayton, Pro. $1.30 refund on excess J.P. costs
J. E. Jack, atty.

Apr 16, 42, Rec'd of Paul D. Slayton, Pro. $4.00 witness fees.
Paul E. Themas
atty.

Kenneth W. Rice
113

Oct 2, 1941, Recd. $35.00 costs.
D. D. B.
Oct 17th/941. Received my fee as Master in this case
T. E. Hennetta

Oct 22, 1940
Received $1.40 refund on costs.
Kenneth W Rice

Velma Sayre
vs.
Duane Sayre
Issued July 22, 1941

Jay & writ (paid)	$ 3.50
Shff Smith (paid)	3.20
T. E. Henretta, Master	25.00
Pro. for Co. 9-3-41. Pd.	8.60
Atty.	3.00

Subpoena in Divorce
And now, July 22, 1941, Subpoena awarded. Returnable to the first Monday of September, 1941.
Per Curiam,
O. Blare Kent, P.J.

Sept. 4, 1941, Writ ret'd. Served the within Subpoena in Divorce on the Respondent, personally, on the 26th day of July, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit. So answers
Harry B. Smith, Sheriff

And now, September 2, 1941, T. E. Henretta, Esq., is appointed Master in the above entitled case. Per Curiam.

Sept. 17, 1941, Testimony and Report of Master filed.
On Arg. List for Sept. Term, 1941; No. 40.

Sept. 26, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Duane Sayre, is ordered to pay the cost of this proceeding. Per Curiam.

Decree.

And now, to-wit: September 26, A.D. 1941 this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence there in, duly taken and filed of record, and it appearing to the Court, that the causes set forth in said libel are true it is by the Court ordered, adjudged and decreed.

That the said Velma Sayre be divorced and forever seperated from the nuptial ties and bonds of Matrimony heretofore contracted between her the said Velma Sayre, the libellant, and the said Duane Sayre, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said Marriage, shall cease and determine; and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam

R B Mahany
114

Ethel Burrows
vs.
Ralph W Burrows
Issued July 22, 1941

Tax & writ (paid) 3.00
Shff Smith (paid) 1.60
Shff Smith, alias (paid) 1.60
Shff Smith, prse (paid) 1.15
Herbert E. Varnum, Master 25.00
Pro. for Co. 2-4-42 Pd., 10.50
Atty. 3.00

Feby. 4, 1942, Recd $35.50 costs
P. D. S.

2-11-42, Master fee paid by Check #1065. P. D. S.

Subpoena in Divorce

And now, July 22, 1941, Subpoena awarded, Returnable to first Monday of September next.

Per Curiam,
O. Clare Kent, P.J.

Subpoena retd. Sept. 1, 1941, Non est inventus, as to within named respondent.
So answers Harry B. Smith, Sheriff.

Sept. 3, 1941, Alias Subpoena in Divorce issued, returnable to first Monday of Oct. next.

Alias Subpoena retd. Oct. 6, 1941, Non est inventus as to the within named respondent.
So answers Harry B. Smith, Sheriff.

Oct. 9, 1941, Order issued for publication of proclamation in Divorce; returnable to second Monday of Nov. next.

And now, Nov. 10, 1941 I ... have made proclamation in the above entitled case, according to law, and caused the same to be published in the Enterprise-News, Cambridge Springs, Pa., a newspaper printed within my bailiwick, once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached. So answers Harry B. Smith, Sheriff.

And now, February 3, 1942 Herbert E. Varnum Esq. is appointed Master in Divorce as prayed for. Per Curiam.

Feby. 11, 1942, Testimony and Report of Master filed.

On Argt. List for Feby. Term, 1942, No. 32.

Feby. 25, 1942 after due consideration a divorce is decreed as prayed for and the respondent, Ralph W. Burrows, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: February 25, A. D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Ethel Burrows, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Ethel Burrows, the libellant, and the said Ralph W. Burrows, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

115
Kent & Kent

Commonwealth of Pennsylvania, Dept. of Revenue
vs.
Ralph Stopp
Entered July 22, 1941
Pro. Slayton (Paid) 5.00

July 22, 1941, Petition of Deft. for restoration of Operators License, being Plate No. 4155102, License No. 258384, filed.

Now, July 22, 1941, upon presentation and consideration of the foregoing petition, it is ordered that a hearing upon said matter be held on the 3d day of Sept. 1941, at 9:30 o'clock A.M., E.S.T., and that 30 days notice in writing thereof shall be given by said petitioner to the Secretary of Revenue of the State of Pennsylvania, by registered mail. It is further ordered that said Secretary of Revenue shall return unto said petitioner his operator's licence, plate No. 4155102 and license No. 258384, and that said operator's licence shall be valid for all purposes until the final determination by this Court.

Per Curiam,
O. Clare Kent, P.J.

(See paper filed.)

Nov. 3, 1941, Motion for continuance of hearing filed;

Order: And now, Nov. 3, 1941, Motion allowed and the hearing is continued.

Per Curiam.

Feby. 19, 1945, Testimony upon appeal from suspension of license filed.

April 23, 1945, Additional testimony filed.

May 2, 1945, Opinion and Order of Court filed:

Now, May 2, 1945, the appeal of Ralph Stopp from the order of the Secretary of Revenue of the Commonwealth of Pennsylvania entered July 3, 1941, suspending his operators licence, is sustained, the said suspension is revoked and annulled and it is directed that a new operator's license be issued to appellant, Ralph Stopp.

Exception noted and sealed for the Commonwealth of Pennsylvania.

Per Curiam,
O. Clare Kent,
President Judge.

John H. Bozic
116

Jean Carlson
vs.
Elmer Comber
alias Elmer Carlson
Issued July 23, 1941

Jay & writ (paid)	$ 3.00
Sheff. Smith (paid)	5.20
Jeff E. Bossard, Master	25.00
Pro. for Co. 11-28-41. Pd.	8.60
Atty.	3.00

Subpoena in Divorce, and for the custody of the minor children of the parties, namely, Mary Elizabeth Carlson, born Jan 8, 1935, Eugene Carlson, born Oct 21, 1937, and Maxine Christina Carlson, born Dec 1, 1939; and for a decree that the supposed marriage be decreed to be null and void.

And now, July 23, 1941, Subpoena awarded, Returnable to the first Monday of September next

Per Curiam
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the respondent personally on the 25th day of July, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above.

So answers Harry B. Smith, Sheriff

And now, November 26, 1941, Jeff E. Bossard, Esq., is appointed Master to take testimony in the above entitled case and make report to the Court.

Per Curiam,

Jan. 12, 1942, Testimony and Report of Master filed.

On Argt. List for Feby. Term, 1942, No. 28.

Feby. 25, 1942 After due consideration, it appearing to the Court that the marriage contract entered into between the parties hereto was a bigamous marriage, the said respondent then and there having a wife, Althea Comber, in full life and not being divorced, it is hereby ordered that, the marriage contract entered into by the parties hereto be, and is hereby declared to be null and void and of none effect as prayed for, that the respondant Elmer Comber alias Elmer Carlson, pay the cost of this proceeding and that the custody of minor children, Mary Elizabeth, Eugene and Maxine Christine Carlson, is awarded to Libellant, Jean Carlson.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit, February 25, 1942, this cause came on to be heard on Libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and report of the Master thereon, and it appearing to the Court that the charge contained in the libel is sustained by the evidence, to-wit: that the respondent had been lawfully married with one Althea Comber, at a date previous to the marriage of Libellant, who at the time of the presentation of the libel was still living, and had not been divorced from respondent, etc., and thereupon, consideration thereof, it is ordered, adjudged and decreed that the said supposed marriage contracted and celebrated between her the said Jean Carlson, the Libellant, and the said Elmer Comber, alias Elmer Carlson, the respondent, on the 6th day of October, A. D. 1934, at Jamestown, New York, be and the same is hereby decreed and declared to be wholly null and void and that thereupon all and every the duties, rights and claims accruing to either the said Libellant or the said respondent, at any time heretofore in pursuance of said supposed marriage, shall and do cease and determine; And the said Jean Carlson the Libellant, shall be at liberty to marry again, in like manner as if she had never been married. (Continued in margin)

Nov. 26, 1941 Recd. $ 35.00 costs
P. P. S.

Jan. 13th 1942, received from Paul D. Clayton $25.00 being my Master's fee in the within case
Jeff. E. Bossard
Master.

3/19/42 Received refund $1.40
John H. Bozic

It is further ordered and decreed that the custody of minor children, Mary Elizabeth, Eugene and Maxine Christine Carlson, is awarded to Libellant, Jean Carlson.

Per Curiam.

Attest:
Paul D. Clayton
Prothonotary

117

Geo. L. Gregory
vs.
Rupert A. Boyersmith
Entered July 24, 1941

Pro. Slayton (Plff's pd) $2.25
Original costs.
Tax & entry, use of Plff 1.75

Of No. 646 May Term, 1936 D.B. Doc.
Amicable Scire Facias sur Judgment
It is agreed that the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said County, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of One hundred ten & no/100 Dollars, being the amount of debt, interest to May 10, 1934 and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $110.00
Int. from May 10, 1934

Bo. page 124

Judgment
Paul D. Slayton, Pro

July 23, 1946 Sci. Fa. to No. 128 Sept. Term, 1946.
Aug. 7, 1946, This judgment satisfied, (See Sci. Fa. No. 128 Sept. Term, 1946.)

F. Joseph Thomas
118
Kenneth W. Rice

Irving Bray
vs.
Geo. A. Feldmiller
Entered July 23, 1941

		#
Jas & entry (paid)		1.50
Costs on Trans (Plff's)		7.35
Pro. Blayton for Co		10.50
Jury fee		4.00
Atty		3.00

Appeal by Deft. from Judgment of Dominick Lemme, Alderman.

July 28, 1941, Proof of notice to Plff. of filing appeal filed.

Oct. 8, 1941, Statement of claim filed.

Service accepted by Defts. atty.

On Printed Trial List, 1942; No. 27.

Jan. 2, 1942, Affidavit of defense and counter claim filed.

Service by copy accepted by Plffs. attorney.

On Spring Trial List, 1942; No. 10.

March 9, 1942, Continued on application of plaintiff and marked removed. Per Curiam.

On Fall Trial List, 1942, No. 4.

And now, October 5, 1942, Jury selected, called and sworn as follows: 1-Fred Mickle, 2-Mrs. Doris Smith, 3-Mrs. Martha E. Smith, 4-Martha E. Anderson, 5-Mrs. Helen Rhodes, 6-Mrs. Blanche Murphy, 7-O.C. Bell, 8-Mrs. Don Spaulding, 9-Mrs. John Lashkosh, 10-Joe K. Callahan, 11-Mrs. Jennie Carr, 12-Myrtle Buchanan; twelve good and lawful persons, who upon their solemn oath which they have taken, say, October 7, 1942, they find Irving Bray and George A. Feldmiller equally negligent.

J. E. Bossard

119

Joseph Kraynak and Anna Kraynak, his wife,
vs.
Andy Juran, mortgagor, and John Kollarik, real owner.
Issued July 24, 1941

Tax & writ (paid)	$3.00
Recorder & Mock	.50
Stff Smith (Pd.)	6.10
Pro. for Co. 11-18-41, Pd.	3.75
Atty.	3.00

Scire Facias sur Mortgage recorded in Mortgage Book No. 148, page 295, Returnable to first Monday of August next.

July 24, 1941, Affidavit as to real owner and affidavit of default filed.

July 30, 1941. Statement of claim filed. 2 copies certified.

Aug. 1, 1941 Affidavit of Plffs. atty as to service of copy of statement of claim on John Kollarik, real owner, filed.

Writ returned: Served the within Sci. Fa. sur Mortgage, together with Copy of Statement of claim, personally, on Andy Juran, on July 31, 1941, at 4:20 o'clock P M, on the within described premises in Woodcock Township, Crawford County, Pa., by handing to him a true, and attested copy of the within writ and copy of Statement of claim, and copy of statement of claim, and making contents of same known to him. He the said Andy Juran being the person found in possession of the within described real estate. Nihil habet as to John Kollarik, real owner.

So answers Harry B. Smith, Sheriff.

And now, October 10, 1941, on motion of plaintiff's attorney judgment is hereby entered in favor of the plaintiffs and against the defendants for want of an appearance and affidavit of defense and liquidated at the sum of Seven Hundred twenty-seven & 00/100 Dollars, with costs of suit.

Debt	$727.00
Atty's. Comm. included	100.00
Int. from Aug. 20, 1941,	

Judgment.
Paul D. Slayton, Prothy.

J. p. 37; K. p. 116.

Lev. Fac. No. 28 Nov. Term, 1941.

Now, November 18, 1941 the above Scire Facias sur Mortgage is satisfied (See Levari Facias filed)

Stewart A. Culbertson 120	Violette Mae Robinson vs John Andrew Robinson Issued July 24, 1941 Jas. & writ (paid) # 3.00 Skiff Smith (paid) 3.20	Subpoena in Divorce and for custody of the two minor children of the parties, to wit, Gloria Laetitia Robinson and Autumn Maureen Robinson. And now, July 24, 1941, the within petition presented, and Subpoena awarded, returnable to the first Monday of September, 1941 Per Curiam. O. Clare Kent, P.J. Subpoena returned: Served the within Subpoena in Divorce on the respondent personally on the 20th day of August, 1941, by delivering to him a true and attested copy of the same and making known to him the contents thereof, as appears from affidavit as above So answers Harry B. Smith, Sheriff

Herbert A. Mook
121

July. 19, 1942 Recd. $35.50 costs
P. D. S.

Feb. 20 1942
Recvd from
Paul Slayton, Pro
$25.00, Master's Fee
Gerald D Prather

Elsie Dorothy Smithers
vs.
Clarence Edgar Smithers
Issued July 25, 1941

Jas. Writ 12/31/41. Pd.	3.00
Shff. Smith (paid)	1.60
Shff. Smith alias (paid)	1.60
Shff. King, proc. (paid)	11.15
Gerald D. Prather, Master	25.00
Pro. for Co. 2-19-42. Pd.	10.50
Atty.	3.00

Subpoena in Divorce and for the custody of Helen Viola Smithers, aged 15 years, minor child of the parties.

And now July 25, 1941, the within petition presented, and Subpoena awarded, returnable to the first Monday of September, 1941.

Per Curiam,
O. Clare Kent, P.J.

Subpoena retd. Sept. 1, 1941, Non est inventus as to the within named respondent.
So answers Harry B. Smith, Sheriff

Dec. 3, 1941 Alias Subpoena in Divorce issued, returnable to first Monday of January next.

Alias Subpoena retd. Jan. 5, 1942, Non est inventus as to the within named respondent. So answers Harry B. Smith, Sheriff.

Jan. 10, 1942, Order issued for publication of proclamation in divorce; returnable to second Monday of February next

Proclamation retd;---I have made proclamations in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa., a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached. So answers,
Harry B. Smith, Shff.

And now, February 17, 1942 Gerald D. Prather, Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court. Per Curiam.

Feby. 20, 1942, Testimony and Report of Master filed.

On Argt. List for Feby. Term, 1942, No. 50.

Feby. 28, 1942, after due consideration a divorce is decreed as prayed for, the respondent, Clarence Edgar Smithers, is ordered to pay the cost of this proceeding and the custody of Minor daughter, Helen Viola Smithers, is awarded to Libellant, Elsie Dorothy Smithers.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: February 28, A. D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Elsie Dorothy Smithers, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Elsie Dorothy Smithers, the Libellant, and the said Clarence Edgar Smithers, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said Libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine;

(Continued on margin)

d the said Libellant
d respondent shall
erally be at liberty
marry again in like
anner as if they had
ver been married.
is further ordered
d decreed that the
stody of minor
ughter, Helen Viola
mithers, is awarded
Libellant, Elsie
Dorothy Smithers.
Per Curiam.

John H. Bozic

122

The Pennsylvania Company, a Pennsylvania Corporation now to the use of Dorothy Thierauf

vs

Ward W. Wasson, Administrator of the estate of Eugene C. Wasson, deceased, and the Pymatuning Fur Farms, Inc, a Pennsylvania Corporation terre tenants and real owners

Issued July 25, 1941

Tax & writ (paid)	$ 3.00
Recorder & mort	.50
Shff Smith	26.30
Pro. for Co. 11-18-41. pd.	3.25
Atty.	3.00

(Note: $7.75 of above costs included in debt)

Scire Facias sur Mortgage upon mortgage recorded in Mortgage Book 149, at page 566; Returnable to the first Monday of September, 1941. July 25, 1941, Statement, Affidavit of default, and Affidavit as to real owners filed.

Writ rcvd.: John Heinz, Sheriff of Allegheny County, Pa., makes affidavits saying that on the 30th day of July, 1941, he served Ward Wasson, Administrator of the estate of Eugene C. Wasson, Deceased, at No. 600 Grant Street, Pittsburgh, Penna., with a true and attested copy of the within writ together with a Copy of Statement of Claim, by handing the same to and leaving with Ward Wasson, and making known to him the contents thereof; and also on the 31st day of July, 1941, he served Pymatuning Fur Farms, Inc., a Pennsylvania Corporation, (terre tenant and real owner) by serving Dan J. R. Dickson, one of 3 directors, at No. 353 Fifth Avenue, Pittsburgh, Penna, with a true and attested copy of the within writ together with a copy of statement of Claim, by handing the same to and leaving with Dan J. R. Dickson personally and making known to him the contents thereof.

So answers,

John Heinz, Sheriff, Allegheny County, Pa.

Served the within Sci. Fa. Sur. Mortgage, together with Copy of Statement of Claim, upon Ward W. Wasson, Administrator of the Estate of Eugene C. Wasson, deceased, and the Pymatuning Fur Farms, Inc, a Pennsylvania Corporation, terre tenants and real owners, by deputizing the Sheriff of Allegheny County, Pa., as per his return hereto attached. So answers,

Harry B. Smith, Sheriff.

And now, Sept. 30, 1941, on motion of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendants for want of an appearance, and liquidated at the sum of Fourteen thousand one hundred sixty-five & 95/100 Dollars, with costs of suit.

Debt	$ 14,165.95
Atty's Comm. included	674.20
Int. from July 3, 1941.	

Judgment

Paul D. Slayton, Pro.

Wra. pages 118 & 161; Corp. pl. 61.

Lev. Fac. No. 18 Nov. Term, 1941

Herbert E Varnum
123
Bruce D Redfield
for self
Attest Sept. 2, 1941. P. D. S.
Gunnison, Fish, Gifford & Chapin and Paul E. Thomas
for defendant Tea Co.

(Now Mar. 23, 1945 this judgment having been paid in full to the prothonotary is directed to mark the same of record.
Paul E. Thomas
Atty for Great Am. Tea Co.

Now, Dec. 3, 1941, the motion for new trial having been withdrawn and the jury having been paid judgment is hereby entered against the defendants and in favor of the plaintiff.
Debt $796.75
Interest from Oct. 17, 1941.
Judgment
Paul R. Clayton, Pro.
Judgment page 144; Corp. page 115.
Dec. 8, 1941, This judgment assigned to The Great American Tea Company. (See paper filed.)
Jan. 29, 1942, Certificate of Judgment mailed to Dept. of Revenue, Harrisburg, Pa.

Now, Dec 3, 1941, we hereby withdraw motion for new trial filed Oct 21, 1941
Gunnison, Fish, Gifford & Chapin
Paul E. Thomas
Atty for Defts Great American Tea Co.

Henry Ott
vs
Bruce D. Redfield and The Great American Tea Company
Issued July 25, 1941.

Jas. Lyon, Writ (paid)	$	2.00
Sheff. Smith, Erie Co. (paid)		10.90
Prothy.		4.90
Prothy. Clayton 12/3/41. Pd.		9.60
Jury Fee 12/3/41. Pd.		4.00
Atty		3.00
Clerk's Bill of Costs Pro. S. 12/3/41. Pd.		19.75
		54.95

Summons in Trespass; Returnable to first Monday of August next.
July 25, 1941, Statement of Claim filed. 2 copies certified
Sept. 5, 1941, Praecipe to place case on Oct. 1941 Trial List filed
Sept. 10, 1941, Gunnison, Fish, Gifford & Chapin & Paul E. Thomas appear for defendant The Great American Tea Co. (See paper filed.)
Writ returned: (a) Served the within Summons, together with copy of Statement of claim personally, on Bruce D. Redfield, at the Titusville Forge Works office, East Spring Street, Titusville, Crawford County, Pa., on Aug. 5, 1941 at 7:00 P. M., by handing to him a true and attested copy of the within writ, together with copy of Statement of claim, and making contents of same known to him.
(b) Also, served the within summons, together with copy of statement of claim, on The Great American Tea Company, one of the within named defendants, by deputizing the Sheriff of Erie County, Pa., as per his Return hereto attached. So answers Harry B Smith, Sheriff.
On Fall Trial List 1941; No. 37.
And now, Oct. 16, 1941, a jury selected and sworn as follows: 1- Arthur Smith, 2- Hazel Cutshall, 3- Anna Ellis, 4- Dena Dinkeldine, 5. Elizabeth Fries, 6- Joseph F. Waid, 7- Mrs May M. Corliter, 8- Clint Smith, 9- Mrs Fred S. Caldwell, 10- Sam J. Hart, 11- Wm P. Eddy, 12- Addie Fitch: twelve good and lawful persons who upon their solemn oaths which they have taken, say, October 17, 1941, they find both of the above defendants were negligent and award plaintiff the sum of $796.75.
R page 144; Corp. page 115
Oct. 17, 1941, Plaintiffs points filed.
Oct. 17, 1941, Points of defendant, The Great American Tea Company, filed.
And now, Oct. 21, 1941, Motion by defendant, Great American Tea Company, for a new trial filed, and rule is granted to show cause why a new trial should not be granted; And the Stenographer is ordered to transcribe the notes of testimony and charge of the Court, and file the same of record; and counsel for the defendant, Great American Tea Company, is hereby given leave to file additional reasons within 15 days after said testimony and charge of the court has been filed of record.
Per Curiam.
(See paper filed)
Oct. 23, 1941, Plaintiff's Bill of costs, $19.75, filed.

J. Perry Eckels
124

Jessie L. Green
vs
Fern Sybrant, Trustee, Lucille Bailey Lynch and Louise Bailey
Entered July 25, 1941

Rd. 2/16/42 #

Bro. Slayton (paid)	2.25	
Atty	3.00	
Original costs:		
Plff	1.75	
Atty, J.P. Eckels	3.00	

Of No. 57, May Term, 1936, D.S.B.
Amicable Scire Facias sur Judgment

It is agreed That the Prothonotary of said court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said County, and duly so returned, and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Four hundred twenty and no/100 Dollars, being the amount of debt, interest to Nov. 4, 1940, and costs (to be brought forward), now due on the original judgment with all the waivers and conditions contained in the original judgment note

Debt $420.00
Int. from Nov 4, 1940
Judgment

Dy. p. 331; Ba. 119; Lp. 111.

Paul D. Slayton, Bro.

July 15, 1946, Am. Sci. Fa. to No. 110 Sept. Term, 1946,

Leland J. Culbertson 125	James E. Loper and Lucinda J. Loper, his wife vs. Anne M. Wecas and W. A. Wecas Entered July 25, 1941 Pro. Slayton (paid) $2.25 Atty 3.00 Original costs: Clff. 1.75 Atty L. J. Culbertson 3.00	Of No. 643 May Term, 1936. D. J. B Amicable Sci. Fa. sur Judgment It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county duly so returned: and that a judgment be entered thereon in favor of the plaintiff and against the defendants for the sum of Five hundred sixty-eight and 68/100 Dollars, being the amount of debt, interest and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note Debt $568.68 Int. from Aug. 9, 1941 We. pages 126 & 144. Judgment Paul D. Slayton, Pro

October 6, 1942, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

Mary A. Brouse Holder

Nellie C. Brown

Executors of the last Will and Testament of Lucinda J. Loper, deceased.

October 6, 1942, The above Judgment is Satisfied.
(For Satisfaction by Leland J. Culbertson, Atty. see paper filed.)

F. C. Kiebort, Jr

126
Thomas & Kiebort

Now, Aug 7, 1941, the above case is settled and discontinued
F. C. Kiebort Jr.
Atty for Plff.

Michael Krolikowski, a minor, by Joseph Krolikowski, his Guardian, and Joseph Krolikowski and Peggy Krolikowski, parents, in their own right,
vs.
Thomas William Gladis
Entered July 25, 1941

Tax Entry 8-21-41		2.00
Pro. for) Cs. 8-21-41		4.00
Atty.		3.00

Summons in Trespass, Returnable to first Monday of August next.

Now, July 25, 1941, Messrs. Thomas & Kiebort, appear as and for the defendant above named, waive the issuance of a summons and the service thereof by the Sheriff, with the same force and effect as though the summons had been duly and regularly issued and regularly served by the Sheriff upon the defendant. (See praecipe)

Aug 4, 1941, Petition for authority to compromise and settle claim presented in open Court and filed.

Order: Now, August 4, 1941, on presentation and consideration of the above and foregoing petition, it is ordered and decreed that Joseph Krolikowski, father of and as guardian of Michael Krolikowski, a minor, be and he is hereby authorized to compromise and settle for the sum of $300.00, the claim of the said minor for damages resulting from personal injuries sustained by him at the time and in the manner set forth in said petition, and for the recovery of which an action has been brought at the number and term therein set forth, and on the payment of said amount by or for the defendant, Thomas William Gladis, he the said Thomas William Gladis, his heirs, executors and administrators, is released from any and all liability to the said minor, Michael Krolikowski, for damages arising out of the accident described in said petition. It is further ordered and decreed that the said sum of $300.00 be paid to the said minor, Michael Krolikowski, and upon receipt thereof by him, petitioner is authorized to discontinue the above action of record.

Per Curiam
O. Blare Kent, P.J.

(See paper filed)

J. E. Bossard 127	Edna Cottrell vs. Orval Cottrell Issued July 28, 1941 Tax & writ 7/30/41 paid 3.00 Stff. Smith --- Alwin L. Beach on Sub	Subpoena in Divorce And now, July 28, 1941, Subpoena awarded, Returnable to first Monday of September next Per Curiam, O. Clare Kent, P.J. Subpoena retd: Alwin L. Beach makes affidavit: That he served the within Subpoena in Divorce upon Orval Cottrell, the respondent therein named at his residence on the South side of Route No. 8, in the Township of Union, in Erie County, Pa., on the 22d day of August, 1941, at 5:30 o'clock P.M., E.D.T., by handing to him personally a true copy of the same and making known to him the contents thereof (See Subpoena)

Kent & Kent
128
Kenneth W Rice
8-13-41. P.D.S.

William Charles Lindsay
vs.
Etta Ellen Lindsay
Issued July 28, 1941

Tax & writ (paid) # 3.00
Shff. Smith (paid) 3.20
Walter J. McClintock, Master 25.00
Pro. for Co. 10-3-41. Rd. 8.60
Atty. 3.00

Oct. 3, 1941, Rec'd. # 33.60 costs
P.D.S.

Subpoena in Divorce

And now, July 28, 1941, the within petition presented, and Subpoena awarded, returnable to the first Monday of September, 1941

Per Curiam,
O. Blair Kent, PJ

Subpoena returned: Served the within Subpoena in Divorce on the respondent personally on the 7th day of August, 1941, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit as above So answers, Harry B Smith, Shff

And now, Oct. 3, 1941 Walter J. McClintock, Esq., is appointed master to take testimony. Per Curiam.

Oct. 9, 1941, Petition for alimony and counsel fees filed;

Order: And now, to-wit, this 9th day of October, 1941, on motion of Kenneth N. Rice, Attorney for the petitioner, Etta Ellen Lindsay a rule is granted on William Charles Lindsay, the libellant, to show cause why he should not pay Etta Ellen Lindsay alimony pendente lite and counsel fee.

Returnable in fifteen (15) days. Per Curiam

129	In re Audit of the Finances and Accounts of the Meadville School District for the fiscal year beginning the first Monday of July 1940 Entered July 28, 1941 Pro Slayton 8/15/41, Pd. $ 5.00	July 28, 1941, Annual Report of L. W. Koessling, City Controller of the City of Meadville, as Auditor, filed. Same day, Notice issued for publication, as required by law, in the Tribune-Republican.

Stuart A Culbertson
130

Nov. 10, 1941 Rec'd $35.50 costs
P.D.S.

Nov. 21, 1941 Received $25.00 Master fee
J. Perry Eckels

George W. Sheeler
vs.
Olive Sheeler
Issued July 29, 1941

Jay, writ (paid)	$ 3.00
Shff. Smith (paid)	1.60
Shff. Smith, alias (pd)	1.60
Shff. Smith, proc. (paid)	11.15
J. Perry Eckels, Master	25.00
Pros. for Co. 11-11-41. Pd.	10.50
Atty.	3.00

Subpoena in Divorce
And now, July 29, 1941, the within petition presented and Subpoena awarded, returnable to the first Monday of September, 1941
Per Curiam,
Oblare Kent, P.J.

Subpoena ret'd: Sept. 1, 1941, Non est inventus as to the within named respondent. So ans. Harry B. Smith, Shff.

Sept. 2, 1941, Alias Subpoena in Divorce issued, returnable to the first Monday of October next.

Alias Subpoena ret'd: Oct. 6, 1941, Non est inventus as to the within named respondent, ~~ret'd~~ So answers Harry B. Smith, Sheriff

Oct. 8, 1941. Order issued for publication of proclamation in Divorce; returnable to second Monday of Nov. next.

Proclamation ret'd: ----- I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa., a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached. So answers)
Harry B. Smith, Sheriff

And now, November 10, 1941, J. Perry Eckels, Esq., is hereby appointed Master to take testimony in the above entitled case and make report to the court.
Per Curiam.

Nov. 21, 1941, Testimony and Report of Master filed.

Ord Argt. List for Nov. Term, 1941; No. 45.

Dec. 1, 1941, After due consideration a divorce is decreed as prayed for.
Per Curiam.

Decree. And now, to-Wit, December 1st - A.D. 1941. this cause came to be heard on libel, subpoena, subsequent procedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true. it is by the Court ordered adjudged and decreed. That the said George W. Sheeler be divorced and forever seperated from the nuptial ties and bonds of Matrimony heretofore contracted between him the said George W. Sheeler the libellant and the said Olive Sheeler the respondent: and that they upon all and every the duties, rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage shall cease and determine; and the said libellant and respondent shall severally ~~be~~ at liberty to Marry again in like manner as if they had never been married
(per Curiam)

J. A Boland

131

Stuart A Culbertson
for garnishee
5/28-1941 P.D.S. Proc

Oct 27, 1941 recd of
Dan Slayton $1.00 fee
garnishee fee in the
case.
Stuart A Culbertson
Atty for garnishee

Use of Trustees of trusted assets of Spring First National Bank of Cambridge Springs Pa.,

vs.

Irene G. Green and J.L. Green, Defts, and Ettie L. Watson, Administratrix of the estate of George W. Watson, deceased, as Garnishee

Issued July 29, 1941

Jay & writ (paid)	2.75
Shff Smith (paid)	10.50
Atty for Garnishee	10.00
Pro. Slayton 10-27-41, Paid	2.25
Atty (Paid Jas 1 only)	3.00
Pro. disc. 10-27-41. Pd.	1.00

Of No. 12 September Term, 1941 Appt. Doc.
Attachment Execution;
Returnable sec. reg.
To attach all and singular the goods and chattels, rights and credits, moneys and property of the defendants, or either of them, in whose hands the same may be, and especially to attach all legacies and distributive shares due or belonging to the defendants or either of them, in the hands or possession of Ettie L. Watson, Administratrix of the estate of Geo. W. Watson, deceased; and summon them as garnishees.

Sept. 12, 1941, Interrogatories to Garnishee filed, and rule entered to answer in ten days after service.

Same day, Service accepted by Stuart A. Culbertson, Esq. Atty for Garnishee.

Writ returned: Attached as within commanded, the goods, chattels, moneys and credits and effects of the defendant Irene G. Greene and J.L. Green in the hands of Ettie L. Watson, administratrix of estate of George W. Watson, deceased, Garnishee, on the 29th day of July, 1941, at 4:00 o'clock P.M.; and declared in the presence of credible witnesses of the neighborhood, that the said goods, moneys, estate and effects were attached as the goods and effects of the defendants in the hands of the said garnishee; and at the same time summoned the said Ettie L. Watson, administratrix of estate of Geo. W. Watson, deceased, at her residence in Rockdale Township, Crawford County, Pa., as Garnishee, by handing a true and attested copy of the within writ to her personally, and on July 31, 1941, at 11:55 o'clock A.M., served the within writ on the defendants, by handing a true and attested copy thereof to Irene G. Green personally, and also served J.L. Green, by serving Irene G. Green, she being an adult member of the family, namely, his wife, at their residence in Rockdale Township, Crawford County, Pa., and making contents of same known to her. So answers Harry B. Smith, Shff.

Oct 27-1941, This case is discontinued
J.A. Boland atty for Plff

John W Cort
Pittsburgh, Pa.
John S Kent
William J Graham
132

Commonwealth
of Pennsylvania,
Department of Revenue
vs
Linn McArthur &
Ethel B McArthur
Entered July 29, 1941

Pro Slayton (paid) $5.00

July 29, 1941, Petition of defendant that the suspension against the operators privilege and registration plates be overruled and Operator plate No. 902440, License No. 1967537, restored, - filed

And now, to wit, this 29th day of July, 1941, upon presentation of the within petition, upon consideration of the same, after oral argument by counsel for the petitioners, it is ordered, adjudged and decreed that a rule be granted on the Secretary of Revenue in and for the Commonwealth of Pennsylvania, to show cause why the suspension of operators privilege and registration plates of Linn McArthur and Ethel B. McArthur, dated July 15, 1941 should not be overruled, and the Secretary of Revenue directed to reinstate the said Linn McArthur and Ethel B. McArthur to their former and prior rights and privileges of operators and owners of motor vehicles in the Commonwealth of Pennsylvania. Thirty (30) days written notice of rule to be given to the Secretary of Revenue in and for the Commonwealth of Pennsylvania. All proceedings to be stayed in the meantime; this appeal order to have the legal force and effect of a supersedeas.

Rule returnable first Monday of September next.

Per Curiam,
Odare Kent, P.J.

(See paper filed.)

Sept. 15, 1941, Proof of service of notice, etc. filed.

Order: Now, September 15, 1941, it appearing that a copy of the petition presented in this matter was served upon the Department of Revenue by registered mail on July 31, 1941 on motion of attorneys for petitioners, the rule granted on July 29, 1941, is hereby made absolute, the action of the Secretary of Revenue of the Commonwealth of Pennsylvania in suspending the operators license and registration plates of Lynn McArthur and Ethel B. McArthur is hereby overruled, and the Secretary of Revenue in and for the Commonwealth of Pennsylvania is hereby ordered to reinstate the operators licenses and registration plates of Lynn McArthur and Ethel B. McArthur.

Per Curiam,
Odare Kent, P.J.

(See paper filed)

Copy of order issued.

On Argt. List for Sept. Term, 1941, No. 16. Rule absolute. (See above order.)

SEPTEMBER TERM, 1941

Peters & Prather
133

Dorothy W. Mead
vs
William H. Mead
Issued July 29, 1941

Tax & writ (paid) $ 3.00
Shff. Smith ---
J. Foulk on sub.
John C. Spencer, Master 25.00
Bro. for Co. 9-3-41, Pd. 8.60
Atty. 3.00

Sept. 2, 1941, Recd $33.60 costs.
P. D. S.

Sept 11th 1941
Recvd Masters Fee
$25.00 in the above case
John C Spencer

Subpoena in Divorce
And now, July 29, 1941, Subpoena awarded Returnable to first Monday of September, 1941.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: J. Foulk makes affidavit: "That she served a true and correct copy of the within Subpoena in Divorce upon William H. Mead, the respondent therein named, on the 29th day of July, 1941, at or about 9:30 P.M. by delivering to him the said true and correct copy of said Subpoena in Divorce, at the main gate of the American Viscose Corporation, Meadville, Crawford County, Penna, and by making known to him the contents thereof." --- (See affidavit on Subpoena)

And now, Sept. 2, 1941 upon presentation of the within Motion John C. Spencer, Esq., is hereby appointed Master to take testimony in the above case and report thereon to the Court.
Per Curiam.

Sept. 11, 1941, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1941; No. 31.

Sept. 25, 1941, After due consideration a divorce is decreed as prayed for and the respondent, William H. Mead, is ordered to pay the cost of this proceeding.
Per Curiam.

-Decree-

And now, to-wit: September 25 A.D. 1941 this cause came on to be heard on libel subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record ~~and it appearing to the Court that the causes set forth in said libel are true~~ it is by the Court ordered adjudged and decreed. That the said Dorthy W. Mead be divorced and for ever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Dorthy W. Mead the libellant and the said William H. Mead the respondent and that they upon all and every the duties, rights & claims accruing to either the said libellant or the said respondent at any time hereto for in pursuance of said Marriage, shall cease and determine; and the said libellant and respondent shall severally be at liberty to marry again in like manner do if they had never been married.
(Per. Curiam)

Oct. 6, 1941, Election and written notice by libellant to resume her maiden name of "Dorothy Alter Williams", filed.

John C. Spencer 134 John C. Spencer	Dr. A. N. DeGrange vs. Holly E. Klinginsmith and Mrs. Holly E. Klinginsmith, otherwise known as Minnie Klinginsmith Entered July 31, 1941 Jas. Sentry (8/21 paid by Deft) 1.50 Costs on Trans 8.45	Appeal by Defts. from Judgment of D. G. Mac Farlaghan, Alderman

Stuart A. Culbertson
135

Daisy L. Rose
vs.
Floran W. Rose
Issued July 31, 1941

Tax writ (paid) $ 3.00
Staff Smith (paid) 3.20
Kenneth Rice, Master 25.00
Pro. for Co. 9-3-41, pd. 8.60
Atty. 3.00

Subpoena in Divorce
And now, July 31, 1941, the within petition presented and Subpoena awarded, returnable to the first Monday of September, 1941.
Per Curiam,
O. Blaze Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the respondent personally on the 2d day of Aug., 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above.
So answers Harry B. Smith, Sheriff.

And now, September 2, 1941 Kenneth Rice, Esq., is hereby appointed Master to take testimony and make report to the court in the above entitled case.
Per Curiam.

Sept. 2, 1941, Rec'd $35.00 costs.
P. D. S.

Sept 20, 1941
Received 25.00 Master's Fee —
K. W. Rice
Master.

Sept. 20, 1941, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1941, No. 56.

Sept. 30, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Floran W. Rose, is ordered to pay the cost of this proceeding.
Per Curiam.

Sept 1941 Rec'd of Geo. Naylor $1.40 Copy
Duane A. Gulperd
Atty for Libellant

And now, to wit; Sept 30-A.D. 1941, this cause came on to be heard on libel, Subpoena, subsequent proceedings, and evidence there in, duly taken and filed of record, and it appearing to the court that the causes set forth in said libel are true, it is by the court ordered adjudged and decreed, that the said Daisy L. Rose be divorced and for ever seperated from the nuptial ties, and bonds of matrimony here to fore contracted betwen her the said Daisy L. Rose the libellant and the said Floran W. Rose the respondant and that there upon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time here to fore in persuance of said marriage, shall cease and determine, and the said libellant and respondent shall severally be at liberty to marry again as if they had never been married.
(Per Curiam)

Kent & Kent
136

Oliver S. Brock
vs.
Thelma M. Brock
Issued July 31, 1941

Tax & writ	8-11-41. Paid	3.00
Shff Smith	(paid)	4.50
Gerald D. Prather, Master		25.00
Pro. for Co. 9-12-41. Pd.		8.60
Atty.		3.00

Subpoena in Divorce
And now, July 31, 1941, the within petition presented, and Subpoe. awarded, returnable to the first Monday of September, 1941.
Per Curiam,
Oldare Kent, P.J.

Subpoena returned. Served the within Subpoena in Divorce on the Respondent personally on the 18th day of August, 1941, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit as above.
So answers Harry B. Smith, Shff

And now, Sept. 11, 1941, Gerald D. Prather, Esq., is appointed master to take testimony.
Per Curiam.

Sept. 20, 1941, Testimony and Report of Master filed.

On Argt. List for Sept. Term, 1941; No. 47.

Sept. 29, 1941, After due consideration a divorce is decreed as prayed for.
Per Curiam.

Decree And now, to wit: September 29 1941 a.m. this cause came on to be heard on libel, subpoena subsequent proceedings and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed that the said Oliver S. Brock the libellant and for ever separated from the nuptial ties and bonds of Matrimony heretofore contracted between him the said Oliver S. Brock the libellant and the said Thelma M. Brock the respondent; and that there upon all and every the duties, rights and claims accruing to either the said libellant or said respondent at any time heretofore in pursuance of said marriage shall cease and determine; and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
Per Curiam

Sept. 11, 1941, Recd $33.60 costs.
P. D. S.

Received of Paul Slayton Prothy $25.00 Master's fee
Gerald D. Prather
Sept 20 1941 master

George M. Swan,
Alter, Wright & Barron,
Pittsburgh, Pa.
137

First National Bank
at Pittsburgh
vs.
Mary R. Moore, & R.
Moore, Jr., Katherine
Moore Lenz, Mary
Moore Kirsop, Robert L.
Moore, Harold R. Moore,
and Marilyn Moore,
being the only Devisees
and parties in interest
under the will of
Claude R. Moore, deceased
Entered Aug. 2, 1941

Pro. Slayton (Atty pd) 3.50
Atty 3.00
Original Costs:
Tax entry (pd to Pro.) 2.00
Allegheny Co. Costs 2.00
noted on exemp.

Of No. 258 May Term, 1933, D.S.B.
Amicable Action to Revive and Continue the Lien of Judgment in Crawford County.

The Plaintiff and Mary R. Moore, & R. Moore, Jr., Katherine Moore Lenz, Mary Moore Kirsop, Robert L. Moore, Harold R. Moore and Marilyn Moore, being the only Devisees and parties in interest under the Will of Claude R. Moore, deceased, Defendants in this revival of the judgment against Claude R. Moore at D.S.B. 258 May Term, 1933, which was entered on exemplication from Allegheny County of judgment at D.S.B. No. 3077, January Term, 1933, do hereby agree to revive the same amicably, in accordance with the Act of Assembly, as made and provided; and they do hereby authorize the Prothonotary of Crawford County to enter the above amicable action upon the judgment records of the said Court in favor of the plaintiff above named and against the defendants above named in the penal sum of Sixty-three thousand ($63,000.00) Dollars, as confessed in the original judgment entered in the Prothonotary's of Allegheny County at D.S.B. No. 3077, January Term, 1933, and costs, and attorney's commission of five (5%) per cent for collection, together with all waivers and conditions set forth in the original judgment.

Penal Debt $63,000.00
Judgment.
Paul D. Slayton, Pro

"W" p.p. 136, 208, 209; L. p. 111; K. p. 114.

Aug. 2, 1941, Affidavit that defts. are not in military service, filed.

November 26, 1943 This judgment is Assigned to The Alling and Cory Co., a New York Corporation, River Ave., Pittsburgh, Pa., and The Chatfield & Woods Company of Pennsylvania, a Pennsylvania Corporation, Blvd. of the Allies, Pittsburgh, Pa. (see paper filed)

And now, May 24, 1944, This judgment is satisfied of record,
Paul D. Slayton,
Prothonotary.

(See paper filed.)

May 24, 1944, Receipt for docket fee by Alter, Wright & Barron filed.

J. A. Bolard

138

Borough of Cambridge Springs, Pa.,
vs.
Royden Winchester and Mark Winchester, owners or reputed owners with notice to Herbert A. Mook, terre tenant.
Issued Aug. 4, 1941

Tax t writ	11-19-41. Paid	$ 2.75
Shff. Smith	(Paid)	10.00
Cliff on lien		1.50
Pro. for Co.	11-19-41, Pd.	2.50
Atty.	12-26-42 Paid Jas	3.00

Of No. 3 May Term, 1939, Mech. L. Doc. Sci. Fa. sur Municipal Lien for Sidewalk, filed March 2, 1939, and entered in Mechanics Lien Docket No. 7, at page 40; Returnable within three months from date of issuance. W. page 75, 75; M. page 13.

Writ retd.: Served the within Scire Facias Sur Municipal Lien, personally, upon Royden Winchester, Owner or reputed owner, on August 8, 1941, at 5:15 o'clock P. M., at No. 133 Main Street, in the Borough of Cambridge Springs, Crawford County, Pa., by handing to him a true and attested copy of the within Scire Facias Sur Municipal Lien and making contents of same known to him.

Also served the within Scire Facias Sur Municipal Lien, personally, upon Mark Winchester, Owner or Reputed Owner, by serving Royden Winchester, on August 8, 1941, at 5:15 o'clock P. M., at No. 133 Main Street, in the Borough of Cambridge Springs, Crawford County, Pa., by handing to him a true and attested copy of the within Scire Facias Sur Municipal Lien and making contents of same known to him.

Also served the within Scire Facias Sur Municipal Lien, personally upon Herbert A. Mook, terre tenant, on August 21, 1941, at 10:25 o'clock A. M., at No. 359 Center Street, City of Meadville, Crawford County, Pa., by handing to him a true and attested copy of the within Scire Facias Sur Municipal Lien and making contents of same known to him.

So answers,
Harry B. Smith, Sheriff.

And now, Nov. 19, 1941, on motion of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendants for want of an affidavit of defense, and liquidated at the sum of One hundred eighty-five & 65/100 Dollars, with costs of suit.

Debt	$ 185.65
Atty's. Comm. included	8.84
Interest from Nov. 1, 1941	
Judgment	

Paul D. Slayton, Prothy.

W. p. 162 - M. p. 135,

Oct 26-1942 Received satisfaction in full of the above judgment, cost, interest and costs, and hereby authorize the Prothonotary to satisfy the same of record.

J. A. Bolard
Atty for Pltf

Walter J. McClintock 139	Petition of Commissioner of Crawford County for approval of private sale to Stanley Laskosh and Lena Laskosh, of a lot on New Street, in 2d Ward City of Titusville, which was assessed in name of Ruppersberger Estate, and sold to said Comrs at Treasurers sale for unpaid taxes, in 1935 Entered Aug. 4, 1941 Pro. Clayton $5.00 Titusville Herald (pd) 10.25	Now, August 4, 1941 upon presentation and consideration of the within petition, the Court fixes the first Monday of Sept. 1941, at 9:30 A.M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford, and notice of said petition and order to be given to the School District of Titusville, Penna, and the City of Titusville, Penna, they being the taxing authorities; said notice to be served on them personally, or by registered mail. Per Curiam. Sept. 2, 1941, Proof publication of notice and acceptance of service by Secy of School Board and by City Controller, of Titusville, filed. Final Order: And now, Sept. 2, 1941, at 9:30 o'clock A.M., the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, Stanley Laskosh and Lena Laskosh, of 724 Garden Street, Titusville, Pa., a Commissioners Deed for the proper conveyance of said land, and to collect the purchase therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam, O. Clare Kent, P.J. (See paper filed)

Walter J. McClintock 140	Petition of Commissioners of Crawford County for approval of private sale to Stanley Laskosh and Lena Laskosh of a lot between Nero St and Garden St. in 2d W. City of Titusville which was assessed in name of Nora Kelley Estate, and sold to said Comrs. at Treasurers sale for taxes in 1934 Entered Aug. 4, 1941 Pro. Clayton $5.00 Titusville Herald (pd) 1.037	Now August 4, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of September, 1941, at 9:30 A.M. or as soon thereafter as the attention of the Court may be had for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford, and notice of said petition and order to be given to the School District of Titusville, Penna, and to the City of Titusville, Penna, they being the taxing authorities; said notice to be served on them personally, or by registered mail. Per Curiam. Sept. 2, 1941. Proof of publication of notice, and acceptance of service by the Secy of the School Board, and the City Controller of Titusville, filed. Final Order: And now, September 2, 1941, at 9:30 o'clock A.M., the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchasers Stanley Laskosh and Lena Laskosh, of 724 Garden Street, Titusville, Pa., a Commissioners Deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam, O. Clare Kent, P.J. (See paper filed)

Walter J. McClintock 141	Petition of Commissioners of Crawford County for approval of private sale to Mrs. Orpha Sperry of Youngstown, Ohio, of 88 acres of land in Bakerwago Tp, which was assessed in the name of O. D. & Ralph Sperry and sold to said Comrs at Treasurer's sale for taxes in 1934. Entered Aug 4, 1941 # Pro. Clayton 5.00 Tribune Pub. Co. 11.13	Now, August 4, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of September, 1941, at 9:30 A. M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. Per Curiam. Sept. 2, 1941. Proof of publication of notice filed. Final Decree: And now, September 2, 1941, at 9:30 o'clock A. M., the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, Mrs. Orpha Sperry Worley, of Youngstown, Ohio, a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam, O. Clare Kent, President Judge. (See paper filed.)

Walter J. McClintock 142	Petition of Commissioners of Crawford County for approval of private sale to Raymond A. Lewis and Katherine E. Lewis of Meadville, Pa. of a Lot in West Fallowfield Township, which was assessed in name of Clarence Gibbons, and sold to said Comrs at Treasurers sale for unpaid taxes in 1934 Entered Aug. 4, 1941 Pro. Slayton $5.00	Now, August 4, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of September, 1941, at 9:30 A.M. or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given in one newspaper of general circulation published in the County of Crawford. Per Curiam Sept. 8, 1941, Proof of publication of notice, and assignment of agreement with Comrs, from Raymond A. Lewis and Katherine E. Lewis to Woodley G. Phillips, filed. Final Order:- And now, September 8th 1941, at 9:30 o'clock A.M., the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, Woodley G. Phillips, assignee of Raymond A. Lewis and Katherine E. Lewis (the said assignment being attached to the within motion), a Commissioners deed for the proper conveyance of said, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam, O. Clare Kent, President Judge (See paper filed)

Herbert A. Mook

743

J. L. Brown, W. I. Brown and J. A. Holabaugh, Trustees of the Watson Run Evangelical and Reformed Church, Petitioners, vs. Ray Turner, Respondent

Entered Aug. 4, 1941

Geo. Slayton 12/22/41 Paid. # 5.00
Stiff Smith

Rule to bring Ejectment within six months, for A certain tract of land situate in Vernon Township, Crawford County, Pennsylvania, bounded and described as follows: Beginning at a post and stone on Daniel Brown's north line of his mill tract or piece of land; thence north six (6) perches so as to include a spring in the northwest corner of the premises hereby granted; thence running east twenty-seven (27) perches parallel with the south line of said Jacob and Peter Brown's land to a maple grub and post or stones; and thence south six (6) perches to said south line of tract; thence west twenty-seven (27) perches along said line to place of beginning; containing about one (1) acre of land: which said property was deed by Jacob Brown and Delila Brown, his wife, and Peter Brown and Rosannah Brown, his wife to John Trace, Joseph Anspock and Reuben Brown, Trustees of the Watson Run Lutheran and Reformed German Presbyterian Church and School House near Daniel Brown's Mills in the Township of Vernon, dated the ninth day of February, 1833, and recorded on the 21st day of February, 1833, in the office of the Recorder of Deeds of Crawford County, Pa., in Deed Book Vol. O. page 79.

Now, August 4, 1941, upon presentation of the foregoing petition, a rule is granted on Ray Turner of Vernon Township, Crawford County, Pennsylvania, to show cause why he should not be required to bring his action of ejectment for the within described property within six (6) months from the service of this rule.

(See petition filed.)

Per Curiam.

August 4, 1941, Rule issued.

Rule returned: Served the within Rule to bring Ejectment on Ray Turner at their residence in Vernon Tp. on Aug. 28, 1941, at 3:45 o'clock P.M., by handing a true and attested copy of the same to his wife, Lenora Turner, an adult member of the family, and making known to her the contents thereof. So answers

Bert A. King, Deputy Sheriff
Harry B. Smith, Sheriff

114

In Memoriam

John Schuler Esq.
a Member of the
Bar of Crawford
County
Entered Aug 2, 1941

And now, August 4, 1941, Memorial reported by a Committee of the Crawford County Bar Association upon the occasion of the death of John Schuler, Esq., a Member of the Bar, was presented and read in open Court by E Lowry Humes, Esq., Chairman of the Committee, whereupon the same was ordered to be filed and spread at length upon the record, and that a copy thereof be furnished to the family of the deceased.

Memoir

In Memoriam.

John Schuler was born at New Richmond, Ohio, on April 20, 1870, where he attended the public schools, and graduated from the New Richmond High School. He came to Meadville in 1890, and was employed at the trade of harness maker. He was industrious and possessed studious habits. These inspired an ambition for a professional career and on June 1, 1891, he was registered on motion of the Examining Committee of the Crawford County Bar as a Law Student in the office of the late James P. Cotter, Esq. Before completing his studies he entered the office of the late Otto Kohler, Esq., where his studies were completed. During the period that he was studying law he worked intermittently at his trade as a harness maker, in order to finance his studies. On November 25, 1895, he was admitted to the Bar of Crawford County, on motion of the late George W. Haskins, Esq., then Chairman of the Examining Committee. He was admitted to practice in the Supreme Court of the Commonwealth of Pennsylvania on October 13, 1902, on motion of the late Joshua Douglass, Esq., and to the Superior Court of Pennsylvania on May 4, 1903. For many years of his professional life he was associated in the practice of law with the late Christian M. Boush, Esq., under the firm name of Boush and Schuler.

John Schuler died at his home in Meadville on June 20, 1941, after a brief illness. He is survived by his wife Mrs. Lulu Schuler, a son John L. Schuler, and a daughter Mrs. Zeven M. Mahdesian.

John Schuler was strong in his likes and dislikes. He was a positive character. He was intensly sincere in every undertaking, whether professional, commercial or personal. He had the confidence of those with whom he was associated. He belonged to that school of lawyers

Continued on page 697

SEPTEMBER TERM, 1941

J. Joseph Thomas
145
Kenneth W. Rice
Attorney 8/28/41 P.D.J. Pro.
Withdrawn May 18, 1942

John W. Bizzi
Atty. for Libellant
5/18/42.

May 18, 1942, Recd. $35.00 costs.
P.D.S.

May 19-42. Reed Master Fee
$25.00
Otto A. Stolz

6/23/42 Received $1.40 from Oscar Sheldon.
John W. Bizzi
Atty.

Harold Norman Aldrich
vs.
Gayle Aileen Aldrich
Issued Aug. 4, 1941

Tax & writ (paid)		3.00
Staff Smith (paid)		4.40
Otto A. Stolz, Master		25.00
Pro. for Co. 5-18-42, Bd.		8.85
Atty.		3.00

Subpoena in Divorce
And now, August 4, 1941, Subpoena awarded, Returnable to the second Monday of September next.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 28th day of August, 1941, by delivering to her a true and attested copy of the same and making known to her the contents thereof, as appears from affidavit as above.
So answers Harry P. Smith, Sheff.

And now, May 18, 1942, Otto A. Stolz, Esq., is appointed Master to take testimony in the above entitled case and make report to the Court.
Per Curiam.

May 18, 1942. Withdrawal of appearance by Kenneth W. Rice, Esq., as attorney for respondent, and acceptance of notice thereof by her the said respondent, filed.

May 19, 1942, Testimony and Report of Master filed.
On Arg. List for May Term, 1942; No. 31,

May 25, 1942, Affidavit of non-military service of resp. filed.

Now June 3, 1942 After due consideration a divorce is decreed as prayed for.
Per Curiam
O. Clare Kent P.J.

Decree: And now, to wit, June 3, A.D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings and evidence therein duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Harold Norman Aldrich be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Harold Norman Aldrich, the libellant, and the said Gayle Aileen Aldrich, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage shall cease and determine. And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
Per Curiam.
(See paper filed.)

Stuart A Culbertson
146

Michael E Cooney
vs.
Anne Maria Cooney
Issued Aug 4, 1941

Jay & writ (paid)	$ 3.00
Shff. Smith (paid)	1.60
Shff. Smith, alias (paid)	1.60
Shff. Smith, Proc. (paid)	11.15
Donald C. Thompson, Master	25.00
Pro. for Co. 1-22-42 Pd.	10.50
Atty.	3.00

Jan. 21, 1942, Recd. $35.50 costs.
P. D. S.
2/21/1942 – Recd $25.00 Master's fee.
Donald C. Thompson, Master.

Subpoena in Divorce
And now, August 4, 1941, Subpoena awarded, returnable to the second Monday of September, 1941.

Per Curiam,
O Clare Kent, P.J.

Subpoena retd: Sept. 8, 1941, Non est inventus, as to the within named respondent. So answers

Harry B Smith, Sheriff

Sept. 17, 1941, Alias Subpoena in Divorce issued, returnable to the first Monday of Nov. next.

Alias Subpoena retd: And now, Nov. 3, 1941, writ returned, non est inventus, as to the within named respondant. So answers,

Harry B. Smith, Sheriff.

Nov. 19 1941, Proclamation in Divorce issued; returnable first Monday of January, 1942.

Jan. 5, 1942, Proc. retd: I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa., a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication thereto attached. So answers,

Harry B. Smith, Sheriff

And now, January 21, 1942 Donald C. Thompson, Esq., is hereby appointed Master to take testimony in the above entitled case and make report to the court.

Per Curiam,

Feby. 21, 1942 Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1942; No. 49.
Feby. 28th, 1942, after due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: February 28, A.D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Michael E. Cooney, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Michael E. Cooney, the Libellant, and the said Anne Maria Cooney, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said Libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine; And the said Libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

John H. Bozic
147.

William T. Schutte
Kenneth W. Rice
3/19/43 P.I.D.S.

Leighton G. Nichols, trading as Powell Dairy Company, also trading as Powell Dairy Cooperative Association, Appellant,

vs.

John M. McKee and John J. Snyder, constituting the Milk Control Commission of the Commonwealth of Pennsylvania, Appellee

Entered Aug. 4, 1941

(Paid by Dept. on appeal) Printing Paper Book	35.48
Pro. Clayton (paid)	5.00
Pro. Clayton since 2-21-44 paid	5.50
Appeal S. C. 2-21-44 pd.	3.00
Pro. doc. entries, postage etc.	2.50
Atty. S. C.	3.00

Aug. 4, 1941, Appeal by Plaintiff from order of the Milk Control Commission of the Commonwealth of Pennsylvania, dated July 24, 1941, revoking and suspending plaintiff's Milk Dealer's License No. 3109, granted May 1, 1941, to April 30, 1942, inclusive; with petition for a special order of supersedeas.

Filed August 4, 1941

On Argument List for Sept. Term, 1942, No. 5.

Sept. 28, 1942, continued by agreement of counsel. Per Curiam.

On Arg. List for May Term, 1943, No. 3.

May 17, 1943, Exemplification of record of proceedings before the Milk Control Commission of the Commonwealth of Pennsylvania filed.

May 25, 1943, Argued.

Now, December 29, 1943, the order of the Milk Control Commission, dated July 24, 1941, is affirmed, and the appeal therefrom is dismissed at the cost of appellants. Exception is noted and sealed for appellants.

Per Curiam,
O. Clare Kent,
President Judge.

(See opinion of Court filed.)

Jan. 31, 1944. Affidavit of service of notices re appeal to S.C., filed.

Jan. 31, 1944. Certificate of Judge that the appellant's interest in the amount really in controversy in the above entitled case exceeds $2500.00, exclusive of costs, filed.

Feb. 21, 1944, Certiorari on Appeal by Plff. to the Supreme Court filed, being numbered there 160 Jan. Term, 1944, and returnable the 2d Monday of April, 1944.

Feb. 21, 1944, Bond of plaintiff on appeal to Supreme Court, with New Amsterdam Casualty Company as Surety, in the sum of $1000.00, dated Jan. 31, 1944, filed.

April 17, 1944, Certificate from Supreme Court certifying this case to the Superior Court filed.

August 2, 1945, Record, Exemplification and Remittitur from Superior Court filed: "That portion of the order of the court below revoking the license is affirmed; that part which directs the payment of $5,592.36, to the Commission is reversed. The costs of this appeal to be equally divided between the appellant and the commission.

Baldridge, P. J."

Raymond L. Miller
148

James Emory Fisher
vs
Mary Fisher
Issued Aug 4, 1941.
#

Tax & writ 12-10-41, Pd.	3.00
Shff. Smith (paid)	1.60
Shff. Smith, alias paid	1.60
Shff. Smith, Proc. (Pd.)	11.15
F.D. Prather, Master	25.00
Pro. S. Clayton (pd 9/2/42)	10.10
Atty	3.00
Pro. S. 9-9-42. Pd.	.40

Sept 1, 1942 Recd $35.10
costs. P.D.S.

Subpoena in Divorce

And now August 4, 1941, Subpoena awarded, returnable to the second Monday of September, 1941.

Per Curiam,
O. Clare Kent, P.J.

Subpoena retd: Sept 8, 1941, Non est inventus as to the within named respondent. So answers

Harry B. Smith, Shff.

Oct. 4, 1941, Alias Subpoena in Divorce issued, returnable to first Monday of Nov. next.

Alias Subpoena retd; And now, Nov. 3, 1941, writ returned; non est inventus, as to the within named respondant. So answers,

Harry B. Smith, Sheriff.

Nov. 3, 1941, Order for proclamation issued; returnable first Monday of January next.

And now, Jan. 5, 1942, ---I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa., a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached. So answers,

Harry B. Smith, Sheriff.

Sept 10 1942
Recd $25.00
Master's Com.
Frank D. Prather

And now, Sept. 1, 1942, Frank D. Prather, Esq., is appointed Master in Divorce, to take testimony and make report thereon to the Court. Per Curiam. (See paper filed)

Sept. 10, 1942, Testimony and Report of Master filed.

On Argt. List for Sept. Term, 1942, No. 52.

Sept. 28, 1942, Affidavit of non military service of respondent filed

Now October 3, 1942, After due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P.J.

Decree: And now, to-wit: October 3, A.D. 1942, this cause came on to be heard on libel, sub-poena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said James Emory Fisher, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said James Emory Fisher, the libellant, and the said Mary Fisher the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

Gerald D. Prather
149

Sept. 12, 1941, Recd. $33.20 costs.
P.D.B.

Now Sept. 18, 1941 received $25.00 Master's fee.
F.C. Kiebort Jr
Master

Harry Umstead
vs
Dorothy Umstead
Issued Aug. 6, 1941

Tax & writ (paid)	$3.00
Shff. Smith	---
Fred C. Kiebort, Jr. Master	25.00
Pro. for Co. 9-12-41. Bd.	8.20
Atty.	3.00
Pro. addl. 9-17-41. Bd.	.40

Subpoena in Divorce.
And now, August 6, 1941, Subpoena awarded, Returnable to the second Monday of September, 1941
Per Curiam
O. Clare Kent, P.J.

Subpoena returned: Pierce Lippy makes affidavit: That he served the within Subpoena in Divorce upon Dorothy Umstead, the respondent therein named, on the 21st day of Aug. 1941, at 12:10 P.M. by delivering to her a true and attested copy of the same, and making known to her the contents thereof. (See affidavit on Subpoena in Divorce.)

And now September 12, 1941, upon presentation of the within Motion, Fred C. Kiebort, Jr., Esq., is hereby appointed Master as prayed for.
Per Curiam.

Sept. 18, 1941, Testimony and Report of Master filed.
On Arg. List for Sept. Term, 1941; No. 44.

Sept. 27, 1941, after due consideration a divorce is decreed as prayed for,
Per Curiam.

Decree.

And now, to wit, September 27 - A.D. 1941 this cause came on to be heard on libel subpoena, subsequent proceedings, and evidence then in duly taken and filed of record, and it appearing to the court that the causes set forth in said libel are true, it is by the court ordered adjudged and decreed, That the said Harry Umstead, be divorced and for ever seperated from the nuptial ties and bonds of matrimony, heretofore contracted between him the said Harry Umstead, the libellant and the said Dorthy Umstead, the respondent; and that thereupon all and every the duties rights and claims accruing to either the said libellant or the said respondent, at any time prior to the issuance of said, marriage, shall cease and determine; and the said libellant and respondent shall severally be at liberty to marry again as if they had never been married.
Per Curiam

Kent & Kent
150

Mabel B Collins
vs.
Arthur H Collins
Issued Aug 7, 1941

Jay writ	9-18-41 Paid	$ 3.00
Shff. Smith (paid)		1.60
Pro. for Co. 9-18-41. Paid		10.50
Shff Smith, alias (paid)		1.60
Shff. Smith, Proc. (paid)		11.15

Subpoena in Divorce and for the custody of the minor childre of the parties; to wit, Arthur H. Collins, Jr. aged 20 years; Lois A. Collins aged 18 years; Plummer Collins and Robert Collins aged 16 years; Harry W Collins, aged 9 years, and Alban W Collins aged 8 years

And now, Aug 7, 1941, the within petition presented, and Subpoena awarded, returnable to the second Monday of September, 194

Per Curiam,
O Clare Kent, P.

Subpoena retd: Sept. 8, 1940, Non est inventus as to the within nam respondent. So answers Harry B Smith, Sheriff

Sept. 18, 1941 Alias Subpoena in Divorce issued, returnable to first Monday of Nov. next.

Alias subpoena retd: And now, Nov. 3, 1941, writ returned; non est inventus, as to the within named respondant, So answers,

Harry B. Smith, Sheriff

Nov. 7, 1941, Proclamation in Divorce issued; returnable first Monda of January 1942.

And now, Jan. 5, 1942 ... I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa., a newspape printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached. So answers,

Harry B. Smith, Sheriff.

Peters & Prather 151 Sept 30 1941 Rec'd $2.75 advanced costs: Pearl D. Prather	Omar G. Sulford vs Pearl M. Saulsbury, defendant; and The First National Bank of Conneaut Lake, Pa. Garnishee. Issued Aug. 8, 1941. Tax & Writ (paid) $2.75 Shff. Smith (paid) 4.90	Of No. 374 May Term, 1941; D.S.B. Doc. Attachment Executions; Returnable next term. To attach and levy upon any and all moneys, credits or assets whatever of the said defendant which are or may be in the hands of the said Garnishee Writ returned: Attached as within commanded, the goods, chattels, moneys and credits and effects of the defendant, Pearl M. Saulsbury, in the hands of the First National Bank of Conneaut Lake, Pa, garnishee, on the 9th day of August, 1941, at 8:45 o'clock A. M., and declared in the presence of credible witnesses of the neighborhood that the goods, moneys, estate and effects were attached as the goods and effects of the defendant in the hands of the said garnishee, and at the same time summoned the said garnishee, by handing a true and attested copy of the within writ to Stewart W. Geler, Cashier of the First National Bank of Conneaut Lake, Pa., Crawford County, and making contents of same known to him. No service as to Pearl M. Saulsbury, defendant. So. answers Bert A. King, Deputy Sheriff. Harry B. Smith, Sheriff.

George X. Simonetta
152.
J. L. Heyison, Oil City, Pa,
Kent & Kent

Sept. 11, 1941, Recd. $35.00 costs.
P.D.S.

And now Oct 21, 1941 I waive my marlus fee in the above entitled case,
Mary B. Maloney
Master

Now Oct 21, 1941 this case is discontinued of record

George X. Simonetta
Attorney for Libellant

Recived of P. and P. Flaythe $22.80 refund in above case.

George X. Simonetta
Attorney for Libellant

Russel Cyrus Watson
vs
Frances Theresa Watson
Issued August 8, 1941.

Tap & Writ (paid)	$3.00
Shff. Smith (paid)	1.80
Shff Smith (paid by Petr) alias Pd.	7.20
M.B. Maloney, Master	25.00
Pro. for Co. 10-22-41. Pd.	5.00
Atty.	3.00
Shff. Smith, alias (paid)	2.90
Shff Venango Co, alias (paid)	4.30

Subpoena in Divorce.

And now, August 8, 1941 the within petition presented in open Court and Subpoena awarded, returnable to the second Monday of September, 1941.

Per Curiam,
O. Clare Kent, P.J.

Subpoena retd: Sept. 8, 1941, Non est inventus as to the within named respondent. So answers Harry B. Smith, Sheriff

Sept. 16, 1941, Alias Subpoena in divorce issued, returnable to first Monday of Nov. next.

Oct. 18, 1941, J. L. Heyison, Esq, Oil City, Pa, and Kent & Kent, Esqs, appear for Frances Theresa Watson, respondent in above entitled case. (See paper filed)

And now, Oct. 18, 1941, upon presentation of petition of respondent, rule to show cause granted why the libellant should not pay to the petitioner on account of alimony pendente lite, witness fees, counsel fees and the expense of maintaining her said defense, That libellant shall file an answer hereto within fifteen (15) days after service of a copy of said petition and this order, and that all facts set forth in said petition and not denied in said answer, shall be taken as admitted. All proceedings stayed pending disposition of this rule.

Per Curiam
O. Clare Kent, P.J.

(See paper filed)

Same day, Service accepted by Atty for Libellant

Oct. 18, 1941, Respondent by her Attys enters a rule on Libellant to file his Bill of Particulars, specifying the dates, places and circumstances of the cruel and barbarous treatment and indignities to the person, and the desertion alleged in his petition and libel, within thirty (30) days from notice hereof, and that upon failure to furnish such Bill of Particulars, a judgment of non pros. may be entered. Same day, Service accepted by Atty for Libellant. (See paper filed)

And now, Sept. 11, 1941, M. B. Maloney, Esq, is hereby appointed Master to take testimony in the above entitled case and make report thereon to the Court.

Per Curiam.

Subpoena retd: Served the within alias Subpoena in Divorce upon Frances Theresa Watson, respondent, by deputizing the Sheriff of Venango County, as per his return hereto attached. So answers Harry B. Smith, Sheriff

J. Perry Eckels

153.

John A. Bozic and Joseph Thomas (See affr. of defense)

Commonwealth of Pennsylvania
vs
Ernest G. McCurdy and Martha Cornish.
Issued August 8, 1941.

Writ	Pd. by Comm. 11-23-42. Pd.	$ 1.50
Sap	Pd. by Comm. 11-23-42. Pd.	.50
Shff. Smith (Paid)		12.50
Shff. Warren Co (Paid)		3.60
Pro Slanton for D	11-23-42. Pd. by Comm.	12.85
Jury - fee	Pd. by Comm. 11-23-42	4.00
Atty	Pd. by Comm.	3.00

Summons in Assumpsit; Returnable to first Monday of September next.

Aug. 8, 1941, Statement of claim filed, two copies certified.

Sept. 3, 1941, Agreement extending time for filing affidavit of defense, filed.

Sept. 30, 1941, Affidavit of defense in lieu of a demurrer filed. Service accepted by Atty for plaintiff.

Writ returned: Served the within summons together with copy of Statement of claim personally upon Martha Cornish, at her residence on Main St. in the Borough of Townville, Crawford County, Pa., on Aug. 18, 1941, at 11:50 o'clock A.M., by handing to her a true and attested copy thereof, and making contents of same known to her. Served the within summons together with copy of statement of claim on Ernest G. McCurdy, by deputizing the Sheriff of Warren County, Pa., as per his return hereto attached.

So answers Harry B. Smith, Sheriff

On Arg. List for Feb. Term, 1942, No. 1.

Febry 23, 1942, By agreement of counsel, the defendants affidavit of defense raising questions of law on second point therein raised is sustained, the first point is abandoned, and permission is granted to file a supplemental statement of claim within fifteen (15) days from this date. Per Curiam.

May 4, 1942, On motion in open court, amendment allowed to Statement of claim. Per Curiam. (See paper filed) Service accepted by Atty for Plff.

May 19, 1942, Affidavit of defense filed. Service accepted.

July 6, 1942, Amended Statement of claim filed.

Same day, amendment allowed. Per Curiam. (See paper filed)

Aug. 17, 1942, Affidavit of Defense to amended statement of claim filed. Service of copy accepted by plaintiffs attorney.

On Fall Trial List, 1942 No. 16.

And now, October 8, 1942, Jury selected, called and sworn as follows: 1- Karl K. Smock, 2- Mrs. Blanche Murphy, 3- Miss Ruth Kochler, 4- Mrs. G. W. Crider, 5- Mrs. Emerson Glancy, 6- Harry Trace, 7- Wm. R. Fielding, 8- Mrs. Helen Rhodes, 9- Harry W. Yocum, 10- Mrs. Ethel Engels, 11- Mrs. Jennie Carr, 12- Elwin Bloom: twelve good and lawful persons who upon their solemn oaths which they have taken, say, same day, they find for the defendants under instruction of the Court. Corp. p. 76.

Continued on page 634

Oct. 8, 1942, Plaintiffs points filed.

Oct. 12, 1942, Motion for judgment N.O.V. filed, and rule to show cause granted, returnable see reg. Per Curiam.

154

J. R. Mosier, now use of R. D. Mosier
vs
Hugh E. McMillen
Entered Aug. 11, 1941.
Pro. Slayton (deft.) (paid) $2.25

Of No. 156 September Term, 1936. Apf. Doc. Amicable Scire Facias) sur Judgment.

It is agreed, That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant, by the Sheriff of said County, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for sum of Thirteen hundred seventy-five & no/100 Dollars, being the amount of debt, interest to August 11th, 1941, and costs, now due on the original judgment; with all the waivers and conditions contained in the original judgment note. Interest from this date forward to be computed at 5% per annum.

Debt $1375.00
Int. from Aug. 11, 1941 at 5%
Judgment
Paul D. Slayton, Pro.

Mc-p 74.

April 8, 1944, received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.

R. D. Mosier

Witness: Paul D. Slayton, Pro.

155.	In re Audit of the Finances and Accounts of the Titusville School District for the fiscal year beginning the first Monday of July 1940. Entered Aug. 11, 1941. Pro. Clayton (Paid) $5.00	August 11, 1941, Annual report of the Auditors of the Titusville School District filed. Same day, Notice issued for publication as required by law, in the Titusville Herald.

Map B. Maloney
156.

Harrison George Gordon
vs
Pearl E. Gordon
Issued August 11, 1941.

Tax + writ (paid)	$3.00
Shff. Smith (paid)	2.90
Shff. Northumberland Co. (paid)	6.80
W. J. McClintock, Master	25.00
Pro. Slayton 11-18-41, H.	8.60
Atty	3.00

Nov. 17, 1941 Reed $35.00 costs.
P. D. S.

Nov 19, 1941 Reed 25.00 Master Fee
Wm. J. McClintock

Nov Dec 4, 1941, Rec'd of P. D Slayton Proth, $1.40 refund - Harry B Meckley atty

Libel in Divorce.

And now, August 11th, 1941, Subpoena awarded, returnable to the First Monday of October, 1941.

Per Curiam,
O. Clare Kent, P. J.

Subpoena returned (a) August 19, 1941, Served Pearl E Gordon, within named respondent, at her place of residence Montandon, West Chillisquaque Tp, Northumberland County, Pa., at 8:15 P. M. by handing to her personally a true and attested copy of the within Subpoena in Divorce, and making known to her the contents thereof. And the said Pearl E Gordon admitted that she is the respondent within named, and that she is the wife of the within named libellant.

So answers W. J. Engle, Sheriff of Northumberland County

(b) Served the within Subpoena in Divorce upon Pearl E Gordon, respondent by deputizing the Sheriff of Northumberland County, Pa., as per his return hereto attached.

So answers Harry B Smith, Sheriff

And now, Nov. 17, 1941 Walter J. McClintock, Esq., is appointed Master in the above entitled case

Per Curiam,
O. Clare Kent, P. J.

(See paper filed) Cert. issued.

Nov. 19, 1941, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1941; No. 36.

Dec. 1, 1941, After due consideration a divorce is decreed as pray for.

Per Curiam.

Decree. And now to wit: Dec. 1, A.D. 1941, this cause came on to be heard on libel subpoena, subsequent proceedings and evidence there in, duly taken and filed of record, and it appearing to the court that the causes set forth therein are true it is by the Court ordered adjudged & decreed. That the said Harrison George Gordon be divorced and forever seperated from the nuptial ties and bonds of matrimony here to fore contracted between him the said Harrison George Gordon, the libellant and the said Pearl E. Gordon the respondent; and that thereafter all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage shall cease & determine; and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam

George X. Simonetta
157.

Robert R. Chick
vs
Dorothy Chick
Issued August 11, 1941.

Tax + writ (paid) $3.00
Shff. Smith (paid) 2.90
Shff. of Erie Co (paid) 3.50
Frank D. Prather, Master 25.00
Pro. for Co. 10-14-41. Pd. 8.60
Atty. 3.00

Libel in Divorce.

And now, August 11, 1941, the within petition presented in open Court, and Subpoena awarded, returnable to the first Monday of October 1941.

Per Curiam,
O. Clare Kent, P. J.

Return + affidavit made: "That on the 18th day of August, 1941, at 5:10 o'clock P.M., E.S.T. he served the within named respondent, Dorothy Chick, by handing to her personally, at her place of residence, 13 East 30th Street, Erie, Penna, a true and attested copy of the attached Subpoena in Divorce, and made the contents thereof known to her, and that the person so served was known to be the respondent named in the writ, by her own admission."

So answers Frank J. Vollmer, Deputy Shff.

Served the within Subpoena in Divorce upon Dorothy Chick, respondent, by deputizing the Sheriff of Erie Co., Pa., as per his return hereto attached.

So answers Harry B. Smith, Sheriff.

And now, October 13, 1941, Frank D. Prather, Esq. is appointed Master to take testimony in the above entitled case. Per Curiam.

Nov. 14, 1941, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1941; No. 27.

Nov. 27, 1941, After due consideration a divorce is decreed as prayed for.

Decree- Per Curiam.

And now, to wit; November 27, A.D. 1941, this cause came on to be heard on libel subpoena, subsequent proceedings and evidence therein duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered adjudged & decreed.

That the said Robert R. Chick be divorced and forever separated from the nuptial ties and bonds of Matrimony heretofore contracted between him the said Robert Chick the libellant and the said Dorothy Chick the respondent, and that thereupon all and every the duties, rights and claims accruing to either the said Libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine; and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

Dec. 13, 1941, Recd. $35.00 costs.
P.B.B.

Nov 14 1941
Paid $35.00
master fee.
Frank D. Prather

Dec 4, 1941
Received refund $1.40
in above case
George X. Simonetta

Robert C. McEwan & Edmund K. Trent, 1524 Oliver Bldg. Pittsburgh, Pa. 158.	Estelle Logan, as Administratrix of the Estate of Andrew J. Logan, Deceased, vs John H. Bozic Issued August 12, 1941 Tax & Writ Paid) $2.00 Shff. Smith (Paid) 4.20	Summons in Trespass; Returnable to second Monday of September next. Aug. 12, 1941, Statement of claim filed, one copy certified. And now Aug. 21, 1941, On motion of F. Joseph Thomas, Esq., Atty for Deft., rule granted on the Plff. to show cause why statement of claim in the above entitled case should not be stricken off, returnable sec. reg.; all proceedings to stay meanwhile. Per Curiam, (See paper filed) O. Clare Kent, P.J. Aug. 23, 1941, Acceptance of service of rule by Plaintiff's attorneys, filed. On Argt. List for Sept. Term, 1941, No. 4. Sept. 22, 1941, By agreement of Counsel, Rule to strike off Statement of Claim is made absolute. Per Curiam. Writ returned Oct. 24, 1941: Served the within summons, together with copy of Statement of claim personally upon John H. Bozic, on August 12, 1941, at 2:45 P.M., at No. 360 Center Street, City of Meadville, Crawford County, Pa., by handing to him a true and attested copy of the within summons together with copy of Statement of claim, and making contents of same known to him. So answers Nellie M. Straser, Deputy Shff. Harry B. Smith, Sheriff.

Robert C. McEwan &
Edmund K. Trent
159.

Estelle Logan
vs
John H. Bozic
Issued August 12, 1941.

Tax & Writ (Paid) $2.00
Shff. Smith

Summons in Assumpsit; Returnable to second Monday of September next.

Aug. 12, 1941, Statement of claim filed, one copy certified.

And now, Aug. 21, 1941, On motion of F. Joseph Thomas, Esq., Atty for Deft., Rule granted on plaintiff to show cause why Statement of Claim in the above entitled case, should not be stricken off. Proceedings stayed in meantime; returnable see reg.

Per Curiam,
(See paper filed) O. Blare Kent, PJ

Aug. 23, 1941, Acceptance of service of rule, by Plff's attys, filed.

On Trial List for Sept. Term, 1941, No. 5

Sept. 22, 1941. Amended Statement of claim filed. Service accepted.

Oct. 6, 1941, Affidavit of defense in lieu of demurrer filed.

Now, Oct. 6, 1941, On motion in open Court rule granted on plaintiff to show cause why the amended statement of claim should not be stricken off; returnable see reg.; all proceedings to stay meanwhile.

(See paper filed) Per Curiam.

Sept. 22, 1941, Rule to strike off statement of claim is made absolute, and plaintiff is allowed to file an amended statement of claim of this date. Per Curiam

Writ returned Oct. 24, 1941: Served the within summons, together with copy of statement of Claim, personally upon John H. Bozic, on August 12, 1941, at 2:45 o'clock P.M., at No. 360 Center Street, City of Meadville, Crawford County, Pa., by handing to him a true and attested copy of the within Summons, together with copy of Statement of Claim, and making contents of same known to him. So answers Nellie M. Shafer, Deputy Sheriff
Harry B. Smith, Sheriff

Leland J Culbertson 160	The Federal Land Bank of Baltimore vs Loring G Nottingham and Elizabeth R Nottingham, his wife, original mortgagors and Albert R Skelton and Anna Marie Skelton, terre tenants and real owners. Iserved Aug. 12, 1941 Tax & writ 12/15/41. Pd. $ 3.00 Recorder & mock .50 Shff. Smith (paid) 12.70 Shff. Mercer Co (paid) 8.20 Pro. for Co. 12/15/41. Pd. 4.25 Atty. 3.00	Scire Facias sur Mortgage recorded in Mortgage Book Vol 119, page 285. Returnable to the Second Monday of September 1941. Aug. 12, 1941, Statement, Affidavit of ownership, Affidavit of defense, Affidavit as to military status filed. Aug. 25, 1941 Statement of claim filed. Writ returned. Served the within Sci. Fa. sur Mortgage together with copy of Statement of claim personally on Anna Marie Skelton, terre tenant and real owner, on the within described premises in West Fallowfield Township, Crawford County, Pa., on Aug. 28, 1941, at 2:35 o'clock P. M., by handing to her a true and attested copy of the same and making contents of same known to her. Also, served the same on Albert R. Skelton, terre tenant and real owner, by serving Anna Marie Skelton, she being an adult member of the family, namely, his wife, at the same time and place, by handing to her a true and attested copy of the same, and making contents of same known to her. Also, served the within Sci. Fa. sur Mortgage together with copy of Statement of Claim upon Loring G. Nottingham and Elizabeth R. Nottingham his wife, Mortgagors by deputizing the Sheriff of Mercer County, Pa., as per his return hereto attached. So answers Harry A. Smith, Sheriff. (b) The Sheriff of Mercer County makes affidavit and return: "That on the 5th day of September, 1941, at 10:30 A. M., he served the within Scire Facias sur Mortgage and statement of claim on Loring G. Nottingham and Elizabeth R. Nottingham, his wife, Original Mortgagors, at the place of employment of said Loring G. Nottingham, Nichols Dairy, Greene Tp., Mercer County, Pa., by handing true and attested copies of each to him, and making known the contents thereof. So answers Key Elliot, Sheriff of Mercer County. And now, Sept. 29, 1941, on motion of plaintiff's attorney judgment is hereby entered in favor of the plaintiff and against the defendants for want of an appearance and an affidavit of defense and liquidated at the sum of Four thousand one hundred ten & 96/100 Dollars, with costs of suit. Debt $4110.96 Atty's. comm. included 182.43 Int. from Sept. 30, 1941. Judgment Paul D. Slayton, Pro.

N. page 17; S. page 150.

Levi Fac. No. 19 Nov. Term, 1941.

Leland J. Culbertson

161

The Federal Land Bank of Baltimore
vs.
John M. Cromwell and Margaret Cromwell, his wife, original mortgagors and Luella P. Tanner Terre Tenant and real owner

Issued Aug. 12 1941

Tax on writ	11/25/41. paid	$ 3.00
Recorder & mock		.50
Sheff. Smyth		24.92
Pro. Slayton	11/25/41. Pd.	3.50
Atty		3.00

Scire Facias sur Mortgage recorded in Mortgage Book Vol. 132, at page 520; Returnable to the second Monday of September, 1941.

Aug. 12, 1941, Statement, Affidavit as to real owner, Affidavit of default and affidavit of military status, filed.

Aug. 25, 1941, Statement of claim filed.

And now, Sept. 4, 1941, On motion in Open Court, the return day of the Scire Facias is extended to the first Monday of Oct. next. (See paper filed.) Per Curiam.

Writ returned: Served. The within Sci. Fa. Sur. mortgage, together with copy of Statement of Claim personally upon, Luella P. Tanner, Terre Tenant and real owner, on the within described premises in Conneaut Township, Crawford County, Pa. on August 28th 1941 at 4:10 o'clock P.M. by handing to her a true and attested copy of the writ in Sci. Fa. Sur. mortgage, together with Statement of Claim and making contents of same known to her. Also on August 29, 1941, mailed by registered mail, postage prepaid, a true and attested copy of the within Sci. Fa. Sur. mortgage together with copy of Statement of claim, to John M. Cromwell, Original Mortgagor, 12 Van Epps Street, Geneva Ohio, his last known address, which was received by him on Sept 4, 1941 as per return receipt heretofore attached and made a part of this return. Also on August 29, 1941 mailed by registered mail postage prepaid, a true and attested copy of the within Sci. Fa. Sur. mortgage together with copy of statement of claim, to Margaret Cromwell Original Mortgagor, 12 Van Epps Street, Geneva Ohio, her last known address which was received by her on Sept 4 1941 as per return receipt hereto for attached and made a part of this return. Advertised notice of the within writ in the Conneautville Courier Conneautville Pa. once a week for three successive weeks Sept 10-17-24-1941 in accordance to Rule 47, Sec 4 Sub. Section B of the Rules of Court as per proof of publication hereto for attached.

So Answers Harry B. Smith, Sheriff.

And now, October 9, 1941, On motion of plaintiffs Attorney judgment is entered in favor of the plaintiff and against the defendants, and the terre tenant and real owner,

— Contd on margin —

for want of an appearance and an affidavit of defense; and same liquidated at the sum of One thousand sixty-six and 8/100 Dollars; with interest from October 7, 1941; with costs of suit. (See paper filed.)

Debt $1066.08
Atty Com incl. 48.45
Int. from Oct 7, 1941

Judgment
Paul D. Slayton
Pro

Ent. 4/p. 248 23; Tr. 7
Sci. Fac. to No. 26 Nov. Term, 1941.

Stuart A Culbertson

162

Nov 8, 1943 red
J Pro Mag
$ 3.00 debt pd
in his own
Stuart A Culbertson
Mag for P

Jesse Brooks, surviving partner, Hendricks & Brooks,
vs.
Anna Robinson,
Dorothy Robinson
and Elizabeth
Robinson
Entered Aug 13, 1941

Bro. Slayton (paid) 2.25 ✓
Atty 3.00
P[illegible] on original 1.75
($4.00 costs included in debt)

Of No. 634 May Term, 1936, D.S.B.
Amicable Scire Facias sur Judgment.
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Eighty-four and 94/100 Dollars ($84.94) being the amount of debt, interest to August 18, 1941, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Dated August 4th, 1941

(Signed) Anna Robinson (Seal)
Dorothy Robinson (Seal)

Debt $84.94
Interest from Aug. 18, 1941
Judgment
Paul D Slayton, Prothy.

R pages 86 & 144

Nov 8, 1943, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record. ✓

Jesse W. Brooks

Witness: Paul D. Slayton

163	In re Condemnation of land of H. D. Duncan and Mrs. H. D. Duncan, his wife, in Oil Creek Township for Improvement of State Highway Route # 20002, through their land. Entered Aug. 13, 1941 Pro. Clayton #	Agreement and Release by owners, dated Aug. 9, 1941, Consideration $900.00, releasing the Commonwealth, County, etc. from all suits, damages, claims and demands whatsoever in law or equity, etc. by reason of the change of location and drainage as per plan of said Route #20002. Aug. 13, 1941, Copy of notice of agreement filed. Sept. 11, 1941. Proof of publication of notice, filed.

164

Mary B. Knierman
vs.
Rose Fitch
Entered Aug. 14, 1941

~~Judgment~~ Entry (paid) $ 2.25
Plff-last revival 2.25

Of No. 171 September Term, 1936 Appt. Dr.
Amicable Sci. Fa. sur Judgment

It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said County, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Twenty-one hundred eighty-nine and 98/100 Dollars, being the amount of debt, interest to Sept. 21, 1940, and costs now due on the original judgment; With all the waivers and conditions contained in the original judgment note.

Debt $ 2189.98
Int. from Sept 21, 1940
Judgment
Paul D. Slayton, Prothy

F. page 105

And now, April 22, 1947, for value received I hereby assign, transfer and set over unto Mary B. Knierman or Henry Knierman, our Executors, Administrators or assigns, the within stated judgment, debt, interest and costs and authorize them to collect all money due or to become due on the same.
Witness: Paul D. Slayton, Pro. — Mary B. Knierman
April 22, 1947, Am. Scr. Fa. to No. 129 May Term, 1947.

Herbert A. Mook 165	Della M. Wentworth vs. Jony Caravella and Frank Caravella Issued Aug. 14, 1941 Prg. Slayton (paid) $2.25 Shff. Smith (paid) 3.60	Of No. 247 September Term, 1935, D.S.B. Scire Facias to revive the judgment in the above case: Returnable to the first Monday of September, 1941. Ca. Jgt. 46 & 71. Writ returned: Served the within Sci. Fa. to revive judgment personally upon Frank Caravella, by serving Elsie Caravella, she being an adult member of the family, namely, his wife, at their residence, No. 648 Terrace Street, City of Meadville, Crawford County, Pa., by handing to her a true and attested copy thereof, and making contents of same known to her. Nihil habet as to Jony Caravella, one of the within named defendants. So answers Harry B. Smith, Sheriff. Jan. 31, 1941. Original judgment satisfied by direction of pltff's. atty. See Fi. Fa. No. 36 Nov. Te. 1938.

Kent & Kent 166	Martin Rice vs. John Deezik Issued Aug. 15, 1941 Jay & writ (paid) $ 2.00 Shff. Smith (paid) 3.20 Pro Slayton pd Oct 11 .50 Atty. 3.00	Summons in Trespass Returnable to next term. Writ returned: Served the within Summons personally on John Deezik on August 15, 1941, at 10:50 o'clock A. M., at No 360 Center Street, City of Meadville, Crawford County, Pa, by handing to him a true and attested copy thereof, and making contents of same known to him. So answers Harry B. Smith, Sheriff Nellie M. Shafer, Deputy Shff.

October 10, 1941, received satisfaction in full of this claim, and the same is hereby discontinued of record.

Kent & Kent

Attys. for Plaintiff.

Attest Oct. 11, 1941

Paul D. Slayton, Pro.

Thomas E. Doyle,
J. S. Jutiante
Erie, Pa
F. Joseph Thomas
F. C. Kibort, Jr.
2/3/42. P. B. &

167

Goldie Glenn, a minor, by E. P. Glenn, her guardian; and E. P. Glenn, her father, and Amy R. Glenn, her mother, in their own behalf; General Exchange Insurance Corporation, a corporation, and David Glenn, Jr.,
vs.
William C. Burnley
Issued Aug. 15, 1941

Tax & writ	(paid 8/16/41)	$ 2.00
Shff. Smith	(paid)	6.60
Pro. Clayton	4/12/43 Paid	5.55
Atty		3.00
Cert. of Disc.	4/13/43 Paid	.50

Summons in Trespass.
Returnable to the first Monday of September next.
Aug. 15, 1941, Statement of claim filed.
On Fall Trial List, 1941; No. 44.
On Spring Trial List, 1942; No. 25.
Writ returned: Served the within summons, together with copy of Statement of claim, personally upon William C. Burnley, at his residence in Cambridge Township, Crawford County, Pa, on August 18, 1941, at 4:30 o'clock P. M., by handing to him a true and attested copy thereof, and making contents of same known to him.
So answers Harry B. Smith, Sheriff.
March 7, 1942, This case having been reached for trial and no parties or counsel appearing, the same is continued. Per Curiam.
On Winter Trial List, 1943; No. 32.
Jany 11, 1943 Continued on application of plaintiff on account of absent witness. Per Curiam.

Now, April 12, 1943, the above case is settled and discontinued, the defendant having made full payment and paid all costs.

F. C. Kibort, Jr.
Atty. for Plaintiffs.

Charles B. Steigner 168	The Community Loan Company of Titusville, Pa vs. J. M. Hartary and Leo J. Hartary, Defts. and Frank G. Popeney, Jr. Executor under the last will and testament of Mary E. Lee, deceased, Garnishee. Issued Aug. 18, 1941 # Jas. + writ 8-21-41. Pd. 2.75 Shff. Smith (paid) 2.50 Shff. Smith, alias (pd) 8.50	Of No. 161 Nov. Term, 1940, D.S.B. Attachment Execution Returnable to next term. Oct. 16, 1941, Writ returned by order of Plaintiffs Attorney. So answers Harry B. Smith, Sheriff. Oct. 16, 1941, Alias Attachment Execution issued, naming same garnishee as in praecipe for and original writ returnable to next term. Alias writ returned: Attached as within commanded, the goods, chattels, moneys and credits and effects of the defendants, J. M. Hartary and Leo J. Hartary, in the hands of Frank G. Popeney, Jr., Executor under the last will and testament of Mary E. Lee deceased, garnishee on the 30th day of October, 1941, at 3:15 o'clock P. M., and declared in the presence of credible witnesses of the neighborhood that the said goods, moneys, estate and effects were attached as the goods and effects of the defendants in the hands of the said garnishee; and at the same time summoned the said Frank G. Popeney, Jr. Executor under the last will and testament of Mary E. Lee, deceased at No. 218 W. Spring Street, City of Titusville, Pa. as garnishee, by handing a true and attested copy of the within writ to him, and making contents of same known to him. Nihil habet as to J. M. Hartary and Leo J. Hartary, defendants. So answers Harry B. Smith, Sheriff.

Charles B. Stegner 169	Titusville Trust Company vs. J. M. Hartary, Leo J. Hartary and W. A. Hartary, Defts. and Frank G. Popeney, Jr. Executor under the last will and testament of Mary E. Lee, deceased Garnishee. Issued Aug. 18, 1941 Tax & writ 8-21-41, pd. $2.75 Shff. Smith (paid) 2.50 Shff. Smith, alias (pd) 8.50	Of No. 384 May Term, 1941, D.S.B. Attachment Execution, Returnable to next term. Oct. 16, 1941, Writ returned by order of Plaintiffs attorney. So answers Harry B. Smith, Sheriff. Oct. 16, 1941, Alias Attachment Execution issued, naming same garnishee as in praecipe for and original writ returnable to next term. Alias writ returned: Attached as within commanded the goods, chattels, moneys and credits and effects of the defendants, J. M. Hartary, Leo J. Hartary, and W. A. Hartary, in the hands of Frank G. Popeney, Jr. Executor under the last will and testament of Mary E. Lee, deceased, Garnishee, on the 30th day of Oct. 1941, at 3:15 o'clock P. M. and declared in the presence of credible witnesses of the neighborhood, that the said goods, moneys, estate and effects were attached as the goods and effects of the defendants, in the hands of the said garnishee; and at the same time summoned the said Frank G. Popeney, Jr., Executor under the last will and testament of Mary E. Lee, deceased, as garnishee, by handing a true and attested copy of the within writ to him personally, at No. 218 W. Spring Street, City of Titusville, Pa and making contents of same known to him. Nihil habet as to J. M. Hartary, Leo J. Hartary and W. A. Hartary, defendants. So answers Harry B. Smith, Sheriff.

b Charles B. Stegner 170	Titusville Trust Company Vs. Leo J. Hartary, Deft. and Frank G. Popeney, Jr. Executor under the last will and testament of Mary E. Lee, deceased, Garnishee. Issued Aug. 18, 1941 $ ¢ Tax & writ 8-21-41. 2.75 Stff. Smith (paid) 2.50 Stff. Smith, alias (paid) 2.90	O.C. No. 385 May Term, 1941, D.C.B. Attachment Execution, Returnable to next Term. Oct. 16, 1941. Writ returned by order of Pltffs Attorney. So answers Harry B. Smith, Shff Oct. 16, 1941, Alias Attachment Execution issued, naming same garnishee as in praecipe for and original writ; returnable to next term. Alias writ returned: Attached as within commanded, the the goods, chattels, moneys and credits and effects of the defendant, Leo J. Hartary in the hands of Frank G. Popeney, Jr, Executor under the last will and testament of Mary E. Lee, deceased, garnishee, on the 30th day of October, 1941, at 3:15 o'clock P. M., and declared in the presence of credible witnesses of the neighborhood that the said goods, moneys, estate and effects were attached as the goods and effects of the defendant in the hands of the said garnishee; and summoned the said Frank G. Popeney, Jr., Executor under the last will and testament of Mary E. Lee, deceased, as garnishee by handing a true and attested copy of the within writ to him personally, at 218 N. Spring Street, City of Titusville, Pa., and making contents of same known to him. Nihil habet as to Leo J. Hartary, defendant. So answers Harry B. Smith, Sheriff.

Walter J. McClintock

171

J. Perry Eckels for Frank S. Snyder a respondent. (See answer)

Petition of Commissioners of Crawford County for approval of private sale Thomas J. Dowd of 392 Franklin Street, Buffalo, N.Y. of 26 acres of land in Borough of Conneautville, which was assessed in the name of W. A. Hammon estate and sold to said Comrs. at Treasurer's sale for unpaid taxes, in 1934. Entered Aug. 18, 1941

Pro. Slayton $5.00

Now, August 16, 1941, upon presentation, and consideration of the within petition, the Court fixes the first Monday of September, 1941, at 9:30 o'clock A.M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford.

Per Curiam,
O. Clare Kent, P.J.

Aug. 30, 1941. Answer of Frank S. Snyder to petition of Commissioners of Crawford County to sell land filed. Service thereof accepted by Walter J. McClintock, Esq., County Solicitor.

On Argt. List for Sept. Term, 1941, No. 10

Sept. 22, 1941, Continued by agreement of counsel. Per Curiam.

On Argt. List for Feb. Term, 1942, No. 8.

Feby 24, 1942, Continued; Both attorneys absent

And now, Nov 9, 1943, the answer of Frank S. Snyder is hereby withdrawn and consent hereby entered that the sale be made in accordance with the original petition.

J. Perry Eckels
Attorney for Frank S. Snyder.

Dec. 22, 1943, Proof of publication by notice of petition and order of Aug 16, 1941, and the time of hearing thereon filed, together with motion of County Solicitor for final order in this proceeding.

And now, Dec. 22, 1943, at 9:30 o'clock A.M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, Thomas J. Dowd, of 392 Franklin Street, Buffalo, N.Y., a Commissioners' deed, for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price.

Per Curiam,
O. Clare Kent,
President Judge.

(See paper filed.)

Humes & Kiebort, 11/27/42
Thomas & Kiebort

172

Paul E. Thomas.
9/11/41 O.C.S.

George F. Valentine and Mary Ann Valentine
vs.
The Great Atlantic and Pacific Tea Company, a corporation

Issued Aug. 19, 1941

Tax Writ (paid) $2.00
Shff. Smith (paid) 3.40
Pro Blanton for Co 12/31/42 Paid 3.75
Exemp. to U.S. Dist Ct. 12-31-42 Paid 10.00

Summons in Trespass, Returnable to the Second Monday of September, 1941

Writ returned: Served The Great Atlantic & Pacific Tea Company, a corporation, the within named defendant company, by handing personally, on August 26, 1941, at 9:50 o'clock A.M., a true and attested copy of the within summons to Walter O. Ridgway, the Assistant Manager of said defendant company, at No. 892 Market St, City of Meadville, Crawford County, and making contents of same known to him. So answers

Harry B. Smith, Sheriff

Nov. 27, 1942 Statement of Claim filed

Service of copy accepted by Beyle, Atty.

Dec. 14, 1942 Petition of defendant for removal of the above cause to the District Court of the United States for the Western District of Penna, — presented to Hon. O. Clare Kent, P. J., and filed.

And now, December 14, 1942 the defendant, having within the time provided by law, filed its petition praying for the removal of this cause to the United States District Court for the Western District of Pennsylvania, and having at the same time filed its bond in the sum of Five Hundred ($500.00) Dollars, with good and sufficient surety, and conditioned according to law, it is on motion of the attorney for defendant Ordered, that said petition be and is hereby accepted, and said bond is approved, and it is further Ordered that the above-entitled cause be removed to the United States District Court for the Western District of Pennsylvania, and that all further proceedings in this Court be stayed.

Per Curiam,
O. Clare Kent, P. J.

(See paper filed)

December 14, 1942 Bond of The Great Atlantic and Pacific Tea Company, defendant, with American Surety Company of New York, as surety, in the sum of $500.00, approved by the Court, and filed.

On Writer Trial List, 1943; No. 31.

Jany 4, 1943 Reported as removed to Federal Court. Per Curiam

SEPTEMBER TERM, 1941

Georges N. Simonetta

173

Oct. 13, 1941, Rec'd $35.00 costs.
P. O. S.

Nov. 18, 1941 received $25.00
Master's fee in above case
F. C. Kiebort Jr.
Master.

Dec. 4, 1941
Received refund of $1.40
in above entitled case
Georges N. Simonetta

Janet Bell, by her mother and next friend Mrs. Gertrude Kamerer
vs.
Lawrence Bell
Issued Aug. 19, 1941

Tax & writ (paid)	3.00
Staff Smith (paid)	3.70
Frank D. Prather, Master	25.00
Pro. for Co. 10-14-41, Pd.	8.60
Atty.	3.00

Subpoena in Divorce

And now, August 19, 1941, the within petition presented, and Subpoena awarded; Returnable to the first Monday of October, 1941

Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the respondent personally on the 30th day of August, 1941, by delivering to him a true and attested copy of the same and making known to him the contents thereof, as appears from affidavit as above.

So answers Harry B. Smith, Sheriff.

And now, October 13, 1941 Fred C. Kiebort, Jr., Esq., is appointed Master to take testimony in the above entitled case. Per Curiam.

Nov. 18, 1941, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1941; No. 33.

Nov. 29, 1941 After due consideration of the testimony we agree with the Master that the record does not show a course of misconduct indicative of an insulting and contemptuous purpose and intent or of settled hate and estrangement. The masters recommendation is approved and the libel is dismissed at cost of libellant.

Per Curiam,
O. Clare Kent, P. J.

Roger M. Brown Carry, Pa. 74 Paul E. Thomas	Olaf E Carlson vs E. H. Eastman Entered Aug. 19, 1941 $ ¢ Tax & entry (paid) 1.50 Costs on bans (1.50 pd) 7.95 Cert. 10/14/52 Paid 1.00	Appeal by Deft. from Judgment of J. A. Bolard, Esq., Justice of the Peace Aug. 19, 1941, Affidavit of mailing notice of filing appeal, to J. P., Attached to appeal transcript. Aug. 26, 1941, Roger M. Brown, Esq., appears for Olaf E Carlson, plaintiff in the above case. (See paper filed) Sept. 4, 1941, Statement of claim filed Sept. 8, 1941, Service of copy of statement of claim accepted by defendants attorney. June 12, 1952, Defendants attorney files precipe for reference to arbitrators. June 12, 1952, The following arbitrators are appointed; Robert L. Walker, Chairman, Francis P. Garber and John W. Tejicelli. June 12, 1952, Arbitrators accept notice of their appointment and take the qualifying oath. July 25, 1952, Decision of Arbitrators filed in which they find for the defendant. "C" p. 124. July 25, 1952, Notice of filing decision accepted by attorney for defendant.

SEPTEMBER TERM, 1941

W. O. Morrow

175

Frank Baker and Velma Baker, his wife, now use of Jean Breese,
vs
Ensign J. Patten and Mabelle M. Patten his wife, defendants and Earl Campbell, Executor, etc. of James Patten, deceased, Garnishee.
Issued Aug 20, 1941

Tax & writ (paid) $ 2.75
Sheriff Smith (pd) 6.50
Shff Smith, alias (paid) 5.10
Pro. for Co. 4/7/42. Pd. 2.00

Of No. 398 May Term, 1941, D.S.B.
Attachment Execution
Returnable next term.
To attach and levy upon all moneys, estate, and effects whatsoever, as shown in adjudication and decree of the Orphans Court of Erie County, Penna., at No. 90 May Term, 1941, in the matter of the first partial account of Earl Campbell, Executor, belonging to the said Ensign J. Patten, in the estate of James Patten, deceased, and to summon him as Garnishee.
Writ returned Sept. 8, 1941, by order of plaintiff's attorney. So answers
Harry B. Smith, Sheriff
Sept. 9, 1941, Alias Attachment Execution issued, as to same defendant and garnishee, returnable to first Monday of October next.
Alias writ returned: Attached as within commanded, the goods, chattels, moneys and credits and effects of the defendants, in the hands of Earl Campbell, Executor, etc. of James Patten, deceased, garnishee, on the 15th day of Sept., 1941, at 10:40 A.M., and declared in presence of credible witnesses of the neighborhood that the said goods, moneys, estate and effects were attached as the goods and effects of the defendants in the hands of the said garnishee, and at the same time summoned the said garnishee, by handing a true and attested copy of the within writ to him personally, at his residence in Rockdale Township, Crawford County, Pa., and making contents of same known to him. Nihil habet as to Ensign J. Patten and Mabelle M. Patten, defendants.
So answers Harry B. Smith, Sheriff

F. Joseph Thomas

176

Paul E. Thomas, d bee.

Bertha Betillian and Edward Betillian

vs.

Coca-Cola Bottling Company, of Meadville, Pennsylvania

Issued Aug. 22, 1941

	#	¢
Jay + writ (pd 8/23/41)	2	00
Shff. Smith (paid 12/15/43)	4	40
Pro. Slayton Paid	15	55
Jury Fee 12/15/43 Paid	4	00
Atty	3	00
Offs. Bill of Costs	25	20

Summons in Trespass, Returnable to the first Monday of September next.

Sept. 22, 1941, Statement of claim filed. Copy certified.

And now, Sept. 2, 1941, On motion in open Court, leave granted Paul E. Thomas, Esq, to enter a special appearance, for deft, for the purpose of quashing writ of summons. Per Curiam. (See paper filed.)

Same day, Special appearance of Paul E. Thomas, Esq, entered accordingly.

And now, Sept. 2, 1941, On motion in open Court, a rule is granted on the plaintiffs to show cause why the summons issued in the above stated case should not be quashed. Per Curiam. (See paper filed.)

On Argt. List for Sept. Term, 1941, No. 21. Sept. 22, 1941, Submitted on Brief.

Writ returned: Served the Bottling Company of Meadville, Pa., the within named defendant company, by handing Aug. 26, 1941, at 9:45 o'clock A. M., a true and attested copy of the within summons, together with copy of statement of claim to A. J. Honeycutt, the manager of said company, at No. 793 East Street, City of Meadville, Pa., by handing a true and attested copy of the same and making known to him the contents thereof.

So answers Harry B. Smith, Sheriff

Now, December 23, 1941, defendants motion to strike off statement of claim is overruled and defendant is directed to file appearance and affidavit of defense within thirty days from this date.

Per Curiam,

O. Blare Kent, President Jr.

(See opinion filed)

On Spring Trial List, 1942, No. 18.

March 2, 1942 Continued on application of defendant.

Per Curiam.

On Fall Trial List, 1942 No. 11

Oct. 5, 1942 Continued on application of defendant Per Cur.

On Winter Trial List, 1943, No. 11.

And now, January 11, 1943. Jury selected and sworn as follows: 1- James Lavery, 2- Mrs Sara Marley, 3- Mrs Alberta Walker, 4- Mrs. Gertrude F. Wentz, 5- John L. Lundstrum, 6- Elizabeth F. Franke, 7- Delroy Mathews, 8- Walter Johnson, 9- R. R. Mathews, 10- Mrs. Rae Byham, 11- Martin H. Rudler, 12- John O'Rourke: twelve good and lawful persons, who upon their solemn oaths which they have taken, say January 13, 1943, they find that the Coca-Cola Bottling Company, of Meadville, Penn'a should pay Bertha Betillian the sum of $187.58, and Edward Betillian the sum of $64.50.

Jany 12, 1943 Defendants points filed. Corp page 119

1,555
75
30
20.3

Dec 15, 1943 Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same record.

F. Joseph Thomas Att'y for Plaintiff

Witness: Paul D. Slayton Prothonotary

Continued on page 638.

Raymond C. Miller
177

Agnes Louise Wood
vs.
George Henry Wood
Issued Aug 25, 1941

Tax + writ Paid $ 3.00 ✓
Shff Smith — ✓
Pro Slayton 10-11-41 Paid 8.60
Otto A. Stolz, Master 25.00
Atty 3.00

Subpoena in Divorce, and for the custody of Joyce Adelaide Wood, born Sept. 1, 1933, minor child of the parties.
And now, August 25, 1941, Subpoena awarded, returnable the first Monday of October, 1941.
Per Curiam
O. Clare Kent, P.J.
Subpoena returned: Wm. G. Smith makes affidavit and return: "That he served a true and correct copy of the within Subpoena and making the contents known to him, at 2:45 P.M. Sept. 2, 1941, on the grounds of the Federal Housing Project in the City of Titusville, Crawford County, Pa.; the person served being identified as George Henry Wood, the respondent, by his own admission." (See Subpoena in Divorce)
And now, Oct. 8, 1941, Otto A. Stolz, Esq. is appointed Master in above case to take testimony and make report thereon to the Court.
Per Curiam
(See paper filed) Com. issued.
Oct. 11, 1941, Testimony and Report of Master filed
On Argt. List for Nov. Term, 1941; No. 21.
Nov. 29, 1941, After due consideration a divorce is decreed as prayed for, the respondent, George Henry Wood, is ordered to pay the cost of this proceeding and the custody of minor child, Joyce Adelaide Wood, is awarded to libellant, Agnes Louise Wood.
Per Curiam,
Decree-
And now, to-wit: November 27, A.D. 1941, this cause came on to be heard on libel subpena, subsequent proceedings, and evidence therein; duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered adjudged and decreed, that the said Agnes Louise Wood be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Agnes Louise Wood the libellant, and the said George Henry Wood the respondent and that there upon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage shall cease and determine: and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
It is further ordered and decreed that the custody of minor child Joyce Adelaide Wood, is awarded to libellant, Agnes Louise Wood.
Per Curiam

Oct. 7, 1941, Reed Master Fee + Costs, $ 33.60
P.D.S.
Oct 11-1941, Received Masters Fee
Otto Astolz

Kent & Kent 178 Now, Sept. 30, 1941, above case settled and discontinued. Kent & Kent by Robert F. Kent Atty. for Plaintiff.	Pearl M. Krauss vs Omar George Tulford, Executor of Cleveland Arthur Tulford, decd Issued Aug. 25, 1941 $ ¢ Tax on writ (paid) 2.25 Stiff Smith Pro. for Co. 9-30-41 Pd. 1.00 Atty. 3.00	Summons in Assumpsit; Returnable to next term. ("T" page 82. Now, Sept. 8, 1941, service of this summons in Assumpsit is hereby accepted, with the same force and effect as if duly served upon the defendant by the Sheriff. (Signed) Peters & Prather Atty for defendant. (See Summons)

J. E. Jack
179

Nov. 10, 1941, Recd. $35.00 costs.
C. B. S.

Nov. 24, 1941 - Recd. payment of $25.00 Master fee, by check #1034.
B. J. Kraffert
by J.E.J.

Dec. 4, 1941 - Recd of P.D.S. Ck #1045 in amt. of $1.40 being refund of bal. of costs advanced
J.E. Jack

Mabel Osman Evans
vs.
Carl Evans
Issued Aug. 25, 1941

Tax & writ (paid)	$ 3.00
Shff. Smith	---
J. M. Prather on Sub. (pd)	1.20
B. J. Kraffert, Master	25.00
Pro. for Co. 11-11-41. C.	8.60
Atty.	3.00

Subpoena in Divorce
And now, August 25, 1941, the within petition presented and Subpoena awarded, returnable to the first Monday of October next.
Per Curiam,
O. Blair Kent, P.J.

Subpoena rtd: J. M. Prather, Constable, makes affidavit: "That he served the within Subpoena in Divorce upon Carl Evans, the respondent, in person, on Aug. 28, 1941, at 5:30 P.M., E.S.T., at 301 West Spring Street, in the City of Titusville, Pa., by reading same to him, and making known to him the contents thereof, and leaving with him a true and attested copy. (See affidavit on writ)

And now, November 10, 1941, Benj. J. Kraffert, Esq., is hereby appointed Master in the within case.
Per Curiam,

Nov. 22, 1941, Testimony and Report of Master filed.
On Argt. List for Nov. Term, 1941; No. 44.

Dec. 1, 1941, after due consideration a divorce is decreed as prayed for and the respondent, Carl Evans, is ordered to pay the cost of this proceeding.
Per Curiam,

Decree. And now to wit. December 1st A.D. 1941 this cause came on to be heard on libel, subpoena, subsequent proceedings and evidence therein duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered adjudged and decreed, That the said Mabel Osman Evans be divorced and for ever separated from the matrimonial ties and bonds of matrimony heretofore contracted between her the said Mabel Osman Evans, the libellant and the said Carl Evans, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage shall cease and determine; and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married. (Per Curiam)

Walter J. McClintock
180
F. Joseph Thomas

Dec'd June N. 1944 —
H. McGarraghan Atty

Oct 17, 1945 rec'd
costs in debt fee
F. Joseph Thomas

C. C. Flaugh Company
vs
Irving Proveraas
Entered Aug. 25, 1941

Tax + entry 8/26/41 Pd # 1.50
Costs on Trans. (#2.00 Pd) 7.85
Pro. for Co. 1-15-42 Pd. 1.50
Atty. 3.00
Sat. 6-15-44 Pd, .25

Appeal by Deft. from Judgment of S G Mac Tarnaghan, Alderman.
Aug. 26, 1941, Acceptance of notice of filing appeal, by Atty, on behalf of plff.
And now, Jan. 14, 1942, on motion of defendants attorney Judgment of Non Pros. is entered against the plaintiff for want of a Statement and affidavit of Claim.
Judgment of Non Pros.
Paul D. Slayton,
Prothonotary

Corp. page 58.

June 15, 1944, All costs paid by plaintiff
Paul D. Slayton, Pro.

181 F. Joseph Thomas	C. Lippert vs. Edward Peterson Entered Aug. 25, 1941 Tax & entry 8/26/41 Pd. # 1.50 ✓ + Costs on Trans (Dft to pay $5.00) 2.95 ✓ Pro. for Co. 11-22-41 Pd. 1.50 Atty. 3.00	Appeal by Deft. from Judgment of S. G. Mac Farnaghan, Alderman Aug. 30, 1941, Proof of service of notice of appeal filed. And now, Nov. 21, 1941, on motion of defendant's attorney, judgment of non. pros. is entered against the plaintiff in default of a Statement & affidavit of Claim. Judgment of Non. Pros. L. page 2. Paul D. Clayton, Prothy.

Stuart A. Culbertson 182 Max B. Maloney And now Dec 16/941 rec'd of Pro Hgby $4.00 a Docket Fee Atty. Frank A. Culbertson Atty for Plff. and Now Dec 16, 1941 rec'd of Pro. Hayton $3.50 advanced costs on transcript. Max B Maloney attorney for Dft. Received 5.45 Costs in above case Dec. 16. 1941 T. J. McDaughton Atty.	Lumbermans Mutual Fire Insurance Company and Charles A. Johnson, vs. Floyd Higby Entered Aug. 25, 1941. Jay Sentry (paid) # 1.50 Costs on Trans (Dft. pd 2.00) 7.45 Pro. for Co. 12-16-41, Cd. 2.00 Atty. 3.00	Appeal by Deft. from Judgment of J. G. MacFarnagham, Alderman Aug. 26, 1941, Acceptance of service of notice to Plff of filing appeal filed And now Dec 16, 1941 I hereby acknowledge due service of notice Frank A. Culbertson Atty for Plff.

SEPTEMBER TERM, 1941

Charles B. Stegner	Titusville Trust Company	Of No. 181 September Term, 1936 Appt. Doc.
183	vs	Amicable Scire Facias sur Judgment
	Alicia Allen Fisher	It is agreed That the Prothonotary of said
	Charles E Fisher	Court enter an Amicable Scire Facias
	Entered Aug. 26, 1941	upon the above judgment, with the
	# ¢	same effect as if a Scire Facias to
	Pro Slayton (paid) 2.25	revive the same had been regularly
	Atty 3.00	issued, served personally on the
	Original costs:	defendants by the Sheriff of said
	Pff. 4.00	county and duly so returned;
	Atty Stegner 3.00	and that a judgment be entered
		thereon, in favor of the plaintiff
		and against the defendants

for the sum of Forty-two Hundred ($4200.00) Dollars being the amount of debt, interest to Aug. 26, 1941 and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note

Debt # 4200.00

Interest from Aug. 26, 1941

F. page 60, 60 Judgment

Paul D. Slayton, Pro

Aug. 29, 1946, Ann. Sci. Fa. to No. 224 Sept. Term, 1946.

F. Joseph Thomas
184
Thomas & Kistler
for Loring Lenhardt
Sept. 10, 1941. P.D.S. Pro.

Dyarb & Ashton
for defendant
Michael Bittner
2/23/42. P.D.S.

J. N. Alter
vs.
Loring Lenhardt &
Michael Bittner
Issued Aug. 26, 1941

Tax & writ (paid) $ 2.00
Shff. Smith (paid) 10.30
Shff. Mercer Co (paid) 7.40
Pro. fa. Co. 1-19-48 Paid 10.40
Atty. 3.00
33.10

Summons in Trespass,
Returnable to the Second Monday
of September next.
Sept. 2nd, 1941, Statement of claim
filed. Service accepted by attorney
for deft Lenhardt.
Writ returned: Served the within
Summons personally on Loring Len-
hardt, on Aug. 28, 1941, at 5:15 o'clock P. M.
at his residence in Spring Township
Crawford County, Pa, by handing to
him a true and attested copy of the
within summons, and making
contents of same known to him. Also, served the with
summons upon Michael Bittner, by deputizing the Sher
of Mercer County, Pa., as per his return hereto attached
So answers Harry B. Smith, Sheriff.
The Sheriff of Mercer County makes affidavit and retu
"that on the 5th day of Sept. 1941, at 10:00 A. M, he served the
within summons on Michael Bittner, one of the within
named defendants, at his place of residence in Greene
Tp, Mercer County, Pa, by handing a true and attested
copy for him to Jacob Bittner, being his father and an adu
member of the family, and making known to him
the contents thereof." So answers Alex Elliott, Sheriff.
Feb. 23, 1942. Affidavit of defense filed by Loring Lenhardt. Service accepted
On Spring Trial List, 1942; No. 20.
March 6, 1942, Continued on application of Defts
Michael Bittner, and market remanet. Per Curiam
On Fall Trial List, 1942 No. 8.
Oct. 5, 1942. Affidavit that Michael Bittner is in the military
service of the U.S. filed.
Oct. 6, 1942. It appearing that the defendant, Michael Bittne
is in the army service of the United States, this case is
hereby continued during the duration of the present war as t
said named defendant. Per Curiam.
On Fall Trial List, 1947; No. 30.
On Winter Trial List, 1948; No. 6.

And now Jan 19, 1945
this case is settled
ended and discontinued
F. Joseph Thomas
Attorney for Plaintiff

And now Jan 29, 1948
rec'd refund of
costs in sum of
$30.80 advanced
F. Joseph Thomas
Attorney for Plaintiff

185

Home National Bank of Union City, Pa.,
vs.
Floyd Richardson Jr. & Thelma Richardson
Entered Aug. 27, 1941

Pro. Slayton (paid) $2.25
Plff. on Original 1.75

Of No. 657 May Term, 1936 D.S.B.
Amicable Scire Facias sur Judgment.
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of One hundred forty & 00/100 Dollars, being the amount of debt, interest to August 21, 1936, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $140.00
Interest from Aug. 21, 1936
Judgment
Paul D. Slayton, Pro

R. page 97, 97.

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Ida Rickert
207 Walnut St. Meadville, Pa.
vs.
Martin Rickert & Wf
Minnie Rickert
Entered Aug 28, 1941
A.
Pro Slayton (paid) 2.15
Plff In Original 1.75

Of No 665 May Term, 1941, D.S.B.
Amicable Scire Facias sur Judgment
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Seven hundred and no/100 Dollars, being the amount of debt, interest to Aug 31, 1936 and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment no

Debt $700.00
Interest from Aug 31, 1936
Judgment

R page 79, 79

Paul D Slayton, Pro

Dec 18", 1941, Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
Ida Rickert.
Witness: Paul D. Slayton

Raymond C. Miller 187	Petition of W. N. Dunn for authorization of sale of Chevrolet Coupe, motor No. 2694720 and manufacturers No. 21AE59186, at public auction, to pay charges for repairs, etc.: Glenn Johnson, owner Entered Sept. 2, 1941. Pros. Clayton 12/10/41. Paid # 5.00	Sept. 2, 1941, Petition presented in open Court & filed. And now, this 2d day of September, 1941, upon consideration of the within petition W. N. Dunn is authorized to expose to sale at public auction, one Chevrolet coupe, motor No. 2 694 720, manufacturers No. 21AE59186, and to sell the same, or so much thereof as shall be sufficient to discharge his lien for work and materials furnished on the said car, in the sum of $20.50, together with costs of sale and advertising: Provided, that notice of such sale shall first been published for three successive weeks in a newspaper of general circulation in Crawford County, and by six written or printed handbills put about in the most public and conspicuous places in the vicinity or garage where the said automobile may be. (See paper filed) Per Curiam.

Stuart A. Culbertson

188

Petition of Mary C. Wagner for Satisfaction of a Mortgage, given by J. V. Porter and A. C. Porter, his wife, to J. L. Kelly and Amos Kelly, dated May 19, 1884, and recorded in Mortgage Book No. C 2, page 521 Entered Sept 2, 1941

Pgo Slayton 10/10/41. $5.00
Staff Smith (paid) 15.25

Sept. 2, 1941, Petition presented in Open Court and filed.

And now, September 2, 1941, upon consideration of the foregoing petition, it is ordered that the Sheriff serve a notice stating the facts set forth in the foregoing petition, in the form of notice attached hereto, made a part hereof and marked Exhibit "A", to the holder or holders of said mortgage, if he or they be found in the County of Crawford, Pa., and in case the party or parties aforesaid cannot be found in the said County, then the said Sheriff shall give public notice in the Tribune-Republican newspaper in Meadville, Pa., once a week for four weeks successively, prior to the next term after this date of presenting the petition, requiring said parties to appear at said term and answer the petition as aforesaid. At which term, should any person or person appear claiming to be the holder or holders of this mortgage, this Court will enter a rule on the person or persons claiming to sue out a writ of Scire facias to the next quarterly or monthly return day, to which it shall be lawful for any party to appear and defend as is now authorized by law, as to writ of Scire facias, and in default of a compliance with said rule, and the event of a non-appearance of any person to answer the said petition as aforesaid, the Court being satisfied of the truth of the said petition, will at the same or any subsequent term of the said Court, decree and direct that satisfaction shall be entered on the record of the mortgage recorded in Mortgage Book 62, page 521, by the Recorder of Deeds of Crawford County, Pa., on payment of the costs due relative to the entry of said mortgage or any subsequent proceedings thereon; which said satisfaction so entered shall forever thereafter discharge, defeat and release the same, and shall likewise bar all actions brought or to be brought thereon as fully and effectually to all intents and purposes, as if the satisfaction had been entered by the legal holder or holders of the said mortgage. (See paper filed) Per Curiam

Same day, Certified copy of Petition and order issued to Sheriff

Nov. 11, 1941, Sheriffs return and proof of publication filed.

Final Decree: And now, November 11, 1941, upon motion of Stuart A. Culbertson, Esq., Attorney for petitioner, Mary C. Wagner, and upon consideration of the petition filed herein, the order of September 2, 1941, on said petition, the proof of publication filed herein and the other proceedings herein had, and there being no appearance nor answers filed for any party, and this Court being satisfied of the truth of the said petition

— Continued on margin —

It is ordered, adjudged and decreed and directed That satisfaction shall be entered on the record of the mortgage given which is recorded in Mortgage Book 62, page 521, by the Recorder of Deeds of Crawford County, Pa., on payment of the costs due relative to the entry of said mortgage or any proceedings thereon; which said satisfaction so entered shall forever thereafter discharge, defeat and release the same, and shall likewise bar all actions brought or to be brought thereon as fully and effectually to all intents and purposes as if the satisfaction had been entered by the legal holder or holders of the said mortgage.

Per Curiam,

(See paper files) O'Clare Kent, P.J.

Same day, Certified copy of decree issued.

J. Perry Eckels

189

given by J. R. Loucks to Henry W. Gates, recorded in Mortgage Book H, page 131, by the Recorder of Deeds of Crawford County, Pennsylvania on payment of the costs due relative to the entry of said Mortgage & any proceedings thereon, which said satisfaction so entered shall forever thereafter discharge, defeat and release the same, and shall likewise bar all actions brought or to be brought thereon, as fully and effectually to all intents and purposes as if the satisfaction had been entered by the legal holder or holders of the said Mortgage.

Per Curiam,

O. Clare Kent, P. J.

Petition of Martha D. Loucks and Ernest W. Loucks

for

Satisfaction of Mortgage given by J. R. Loucks to Henry W. Gates, dated April 17, 1854, and recorded in Mortgage Book "H", page 131.

Entered Sept. 2, 1941

Pro. Slayton 12/3/41. Paid # 5.00

Sheff. Smith (Rd.) 20.75

Atty. 3.00

Sept. 2, 1941. Petition presented in open Court and filed.

And now, September 2, 1941, the foregoing petition having been presented and duly considered, it is hereby ordered that the Sheriff give notice in the above proceedings to the said Henry W. Gates by copy served personally or left at his place of residence, if found within the county, and to him and to all other parties out of the county, if any, and to all unknown parties, if any, by public notice published in the Conneautville Courier, once a week for four consecutive weeks, which notice shall briefly state the facts set forth in the petition, and require the parties to appear in this court on the Second Monday of November, 1941, at 9:30 A. M., to show cause, if any they have, why the encumbrance of the said mortgage should not be released and discharged from the said land; service of said notice as aforesaid to be made, at least twenty days prior to the day designated for appearance. (See paper filed) Per Curiam.

Same day, Order to Sheriff issued

And now, Nov. 10, 1941, The return day of the rule granted in the above case is extended to the first Monday of January, 1942 Per Curiam (See paper filed.)

Return of Service: I do hereby certify and return that I was unable to find the within named Henry W. Gates or his heirs, executors, administrators and assigns, or any other person or persons interested in said mortgage in my bailiwick, and that in obedience to an Order of Court to me directed, a Public Notice of the facts set forth in the Petition filed in said case, was published in the Conneautville Courier, Conneautville, Pa., a newspaper of general circulation in the County of Crawford, State of Pennsylvania, once a week for four weeks successively, to-wit, on Nov. 12, 19, 26 and December 3, 1941, the said publication being after the presentation of said Petition to Court, as will appear by the Proof of Publication hereto attached.

So answers,

Harry B. Smith, Sheriff.

Dated Jan. 5, 1942.

Decree: And now, January 5th, 1942 upon motion of J. Perry Eckels, Esquire, Attorney for Petitioners Martha D. Loucks and Ernest W. Loucks, and upon consideration of the Petition filed herein, the order of September 2, 1941 on said Petition, the proof of publication filed herein and the other proceedings herein had, and there being no appearance nor answer filed for any party and this Court being satisfied of the truth of said petition,

It Is Ordered, Adjudged, Decreed and Directed That satisfaction shall be entered on the record of the Mortgage

Thomas & Kiebort
190

Jan. 12-1942 Rec'd $30.00 costs
D.D.S. cwb.

Feb. 6th 1942 Recd from
Paul W. Slaybaugh, Esq.
$25.00 Masters fee in
the within case.
Jeff E. Bossard
Master

Mildred Bane
vs
Roland Bane
Issued Sept. 2, 1941

	#	
Tax & writ paid 10/3/41		3.00
Shff. Smith (paid)		1.60
Shff. Smith, alias (pd)		1.60
Shff. Smith, proc (Pd.)		11.15
Jeff E. Bossard, Master		25.00
Pro. for Co. 1-12-42. Pd.		10.00
Atty.		3.00
Pro. for Co. 2-5-42. Pd.		.50

Subpoena in Divorce
And now, September 2, 1941, Subpoena awarded, Returnable to the first Monday of October, 1941.
Per Curiam,
O. Clare Kent, P.J.

Subpoena retd: Oct. 6, 1941, Non est inventus as to the within named respondent. So answers
Harry B. Smith, Sheriff

Oct. 9, 1941, Alias Subpoena in Divorce issued, returnable to Second Monday of Nov. next.

Alias Subpoena retd: Nov 10, 1941, Non est inventus as to the within named respondent. So answers,
Harry B. Smith, Sheriff.

Nov. 28, 1941 Order issued for publication of Proclamation in Divorce; returnable to first Monday of January next.

And now, Jan. 5, 1942, I, Harry B. Smith, Sheriff -- have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs Pa, a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached.
So answers,
Harry B. Smith, Sheriff.

And now, Jan. 12th 1942 on presentation of within motion Jeff E. Bossard, Esq., is appointed Master.
Per Curiam,

Feby. 6, 1942, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1942; No. 30.

Feby. 25, 1942 After due consideration a divorce is decreed as prayed for and the respondent, Roland Bane, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: February 25, A.D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Mildred Bane, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Mildred Bane, the libellant, and the said Roland Bane, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine: And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
Per Curiam.

Leland J. Culbertson
191

John R. Strauss
vs.
Violet M. Strauss
Issued Sept. 2, 1941

Tax & writ paid 1/5/41	$ 3.00
Shff. Smith (Cl.)	3.20
J. E. Henretta, Master	25.00
Pro. for Co. 10-15-41, Pd.	8.60
Atty.	3.00

Subpoena in Divorce

And now, September 2, 1941, Subpoena awarded, returnable to first Monday of October, 1941.

Per Curiam,
O. Clare Kent, P. J.

Served the within Subpoena in Divorce on the Respondent, personally, on the 27th day of Sept. 1941, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit as above. So answers

Harry B. Smith, Sheriff.

And now, October 13th, 1941 J. E. Henretta, Esq, is appointed Master to take testimony and make report in the above case.

Per Curiam

Oct. 14, 1941, Rec'd. $ 35.00 costs
P. P. C.

Oct. 20, 1941, Proof of service of notice of being designated upon Paul Magrilo, co-respondent, by registered mail, filed.

Nov. 8, 1941, Proof of notice of hearing before Master, upon Paul Mangilo, co-respondent, filed.

Nov. 19, 1941, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1941; No. 31.

Dec. 2, 1941, After due consideration a divorce is refused as prayed for and the libel is dismissed,

Per Curiam.

Nov. 19th 1941, Recvd my fees as master in this case. $ 25.00
J. E. Henretta
Master

Dec. 6, 1941, Motion for review and reconsiderations filed;

Order: And Now, December 4th 1941, upon consideration of the foregoing, an Order is made granting a review and reconsideration of the within case, with privilege to the Libellant to file brief and review of the testimony and legal arguments.

Per Curiam.

And now, May 2, 1942 the order of Dec 4 1941, is rescinded
Per Curiam.
(See paper filed)

Thomas & Kiebort 192	Louise M. Cox vs. John A. Cox Issued Sept 2, 1941 Tax & writ 12-3-41 $3.00 Shff. Smith (paid) 1.60 Shff. Smith, alias (pd) 1.60	Subpoena in Divorce And now, Sept. 2, 1941, Subpoena awarded, Returnable to first Monday of October, 1941. Per Curiam, O. Clare Kent, P.J. Subpoena retd: Oct. 6, 1941, Non est inventus as to the within named respondent So answers Harry B. Smith, Sheriff Oct. 9, 1941, Alias Subpoena in Divorce issued, returnable to Second Monday of Nov. next. Alias Subpoena retd: Nov. 10, 1941, Non est inventus as to the within named respondent. So answers. Harry B. Smith, Sheriff

Thomas & Kiebort 193	Constance Summerhill vs. Edward Summerhill Issued Sept. 2, 1941	Subpoena in Divorce And now, Sept. 2, 1941, Subpoena awarded, Returnable to first Monday of October, 1941. Per Curiam, Oblare Kent, P.J.
	Tax & writ pd 1941 $3.00 Stiff Smith (paid) 1.60 Stiff Smith, alias (paid) 1.60	Subpoena retd: Oct. 6, 1941, Non est inventus as to the within named respondent. So answers Harry B. Smith Sheff. Oct. 9, 1941, Alias Subpoena in Divorce issued, returnable to the second Monday of Nov. next. Alias Subpoena returned: Nov. 10, 1941, Non est inventus as to the within named respondent. So answers Harry B. Smith, Sheriff

Leland J. Culbertson
194

Oct. 13, 1941 Recd. $35.00 costs
P. D. S.
11/8/41 Paid Costs
Pro $2 5.00 John H. Bozic
Rec'd Dec. 11-41 $1.40 upon J.J.C.

Donald McCartney
vs
Bernadine V. McCartney
Issued Sept. 2, 1941
#

Jas. Writ Pd 11/5/41	3.00
Shiff Smith (Pd.)	4.20
John H. Bozic, Master	25.00
Pro. for Co. 10-15-41 Pd.	8.60
Atty.	3.00

Subpoena in Divorce
And now, Sept 2, 1941, Subpoena awarded, Returnable to first Monday of October, 1941
Per Curiam,
O. Clare Kent, P.J.

Served the within Subpoena in Divorce on the Respondent, personally, on the 19th day of Sept. 1941, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit.
So answers,
Harry B. Smith, Sheriff

And now, Oct. 13, 1941 John H. Bozic, Esq., is appointed Master to take testimony and make report in the above case.
Per Curiam,

Nov 8, 1941, Testimony and Report of Master filed.
On Argt. List for Nov. Term, 1941; No 23

Nov. 24, 1941, After due consideration a divorce is decreed as prayed for.
Per Curiam,

Decree. And now to wit; November 27. A.D. 1941. this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence there in duly taken and filed of record, and it appearing to the Court that the Causes set forth in said libel are true. it is by the Court ordered adjudged and decreed. That the said Donald McCartney be divorced and forever separated from the nuptial ties and bonds of Matrimony heretofore Contracted betwee him the said Donald McCartney the libellant and the said Bernadine V. McCartney the respondent and that thereupon all and every the duties, rights and Claims accruing to either the said libellant or the said respondent at any time heretofore in persuance of said marriage shall cease & determine And the said libellant and respondent shall severally at liberty to marry again in like manner if they shall never [illegible] Married
Per Curiam

F. C. Kiebort, Jr.

195

Thomas F. Kuhn
9-29-41. S.D.$

Now, Oct. 3 1941 the above action is settled and discontinued of record

F.C. Kiebort Jr.
Atty for Plaintiffs

Now, Oct. 11, 1941 received $9.40 costs in above case.

F. C. Kiebort, Jr.

Robert J. Brown, a minor, by Alfred W. Brown, his Guardian, and Alfred W. Brown and Alice M. Brown, parents in their own right,

vs

Ray R. Reed and Ray Reed, Jr.

Issued Sept. 3, 1941

Jas. t. writ 9-9-41. Pd.	#	2.00
Shff. Smith Paid		4.60
Pros. for Co. 10/11/41. Pd.		3.50
Atty.		3.00

Summons in Trespass, Returnable to first Monday of October, 1941.

Now, Sept. 15, 1941. Upon petition presented in open Court, Robert J. Kent, Esq., is hereby appointed Guardian ad litem of Ray Reed Jr., in the above case upon petition of said minor defendant.

(See paper filed) Per Curiam.

Sept. 25, 1941. Petition to compromise and settle minor's claim presented in open Court and filed.

Order: Now, September 25, 1941, on presentation and consideration of the above and foregoing petition it is ordered and decreed that Alfred W. Brown, father of and as Guardian of Robert J. Brown, a minor, be and he is hereby authorized to compromise and settle for the sum of #2100.00, the claim of the said minor, for damages resulting from personal injuries sustained by him at the time and in the manner set forth in said petition, and for the recovery of which an action has been brought at the number and term therein set forth, and on payment of said amount by and for the defendants, Ray R. Reed and Ray Reed, Jr., they the said Ray R. Reed and Ray Reed, Jr., are released from any and all liability to the said minor, Robert J. Brown, for damages arising out of the accident described in said petition. It is further ordered and decreed that the said sum of #2100.00 be paid to the appointed guardian of the said minor.

Per Curiam,
O. Clare Kent, P.J.

(See petition filed)

Writ returned Oct. 3, 1941.-

Served the within Summons, personally, on Ray R. Reed on Sept 4-1941 at 4,35 O'Clock P.M. at No. 360 Cuted Street, City of Meadville Crawford County, Pa, by handing to him a true and attested Copy of the within summons and making contents of same known to him.

Also served the within summons, personally on Ray Reed Jr. on Sept 4-1941, at 4,35 O'clock P.M. at No. 360 Cuted Street, City of Meadville Pa, Crawford County Pa. by handing to him a true and attested Co. of the within Summons and Making Contents of same known to him.

So answers
Harry B. Smith (Sheriff)

196 Stuart A. Culbertson	Dr B H Olds vs. M Agnes Swaney Entered Sept. 4, 1941 Tax & entry (Deft. pd) 1.50 Costs on Trans 3.95 Pro. for Co. 2/16/42 Pd. 1.50 Atty. 3.00	Appeal by Deft. from Judgment of William P. Eddy, Justice of the Peace Sept. 16, 1941, Proof of service of notice of filing appeal upon Plff, filed. And now, Feby. 14, 1942, judgment of Non. Pros. is entered against the plaintiff and in favor of the defendant for want of a statement of claim in accordance with the Rules of Court. Judgment of Non. Pros. Paul D. Clayton, O.-p. 82. Prothonotary

197	Venire for the First and Second Mondays of October 1941. Issued Sept. 5, 1941. Prs. Slayton	Venire, to draw from the Jury Wheel the names of sixty qualified persons, and to summon them to be jurors for the Court of Common Pleas to be held the week beginning the first and second Mondays of October, 1941. Sept. 22, 1941, Venire returned with panel of the 60 traverse jurors drawn and Sheriffs return of service, annexed.

George N. Simonetta
198

Gertrude Moberly
vs
C. Arthur Moberley
Issued Sept. 5, 1941
1
Jay & writ (paid) 3.00
Shff Smith (paid) 1.60
Shff. Smith, alias (pd) 1.60
Shff. Smith, Proc. (Pd.) 11.15
Raymond C. Miller, Master 25.00
Pro. for Co. 2/3/42. Pd. 10.50
Atty. 3.00

Subpoena in Divorce and for the custody of custody of the minor childre of the parties, to wit: Arthur Ward Mober aged six, born Nov. 5, 1935, and Allen Lee Moberly aged four, born Sept. 2, 1937
And now, Sept. 5, 1941, Subpoena awarded, Returnable to first Monday of of October next.

Per Curiam,
O. Clare Kent, P.J.

Subpoena retd. Oct. 6, 1941, Non est inventus as to the within named respondent. So answers Harry B. Smith, Shff.

Oct. 8, 1941, Alias Subpoena in Divorce issued; returnable to second Monday of November next.

Subpoena retd; And now, Nov. 10, 1941, writ returned; non est inventus as to the within named respondant. So answers,
Harry B. Smith, Sheriff.

Nov. 10, 1941, Proclamation in Divorce issued; returnable first Monday of January, 1942.

And now Jan. 5, 1942, I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise News, Cambridge Springs, Pa., a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached. So answers,
Harry B. Smith, Sheriff.

And now, Feby. 2, 1942 Raymond C. Miller Esq. is appointed Master in the above entitled case to take the testimony and report thereon to the Court. Per Curiam,

Feby. 12, 1942, Testimony and Report of Master filed.

On Argt. List for Feby. Term, 1942; No. 33.

Feby. 25, 1942 after due consideration a divorce is decreed as prayed for and the respondent, C. Arthur Moberly, is ordered to pay the cost of this procedure.

Per Curiam
O. Clare Kent P.J.

Feby. 3, 1942, Recd $35.50 costs. P.D.S.

2-12-42, Master fee paid by check #1068. P.D.S.

Decree

And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
Per Curiam.

And now, to-wit: February 25, A. D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Gertrude Ward Moberly, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Gertrude Ward Moberly, the libellant, and the said C. Arthur Moberly, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine;

(Continued in margin)

Raymond C. Miller 199 F. C. Kiebort, Jr.	National Starch Products Company, Inc., vs. Meadville Pennsylvania Distilling Company Inc Entered Sept. 8, 1941 Tax + entry 9-16-41, Bd. # 1.50 Costs on Trans 7.95	Appeal by Defts from Judgment of S. G. MacTarnaghan, Alderman. Sept. 8, 1941, Acceptance of service of notice to pffs. of filing appeal filed. Oct 13, 1941, Statement of claim filed. Service accepted by Defts. atty.

This pag left vacant - end of term - for a continuance or Recess, when needed

Herbert A. Mook 1	Household Finance Corporation vs. Fay Albers, Defendant and Elton G. Bates and Florence Bates, his wife, Garnishees Issued Sept. 8, 1941 Tax & writ (paid) $2.75 Stff. Smith (paid) 1.70	Of No. 427 May Term, 1941 D.S.B. Attachment Execution, Returnable to first Monday of October, 1941. Writ returned: Attached as within commanded, the goods, chattels, moneys and credits and effects of the defendant Fay Albers, in the hands of Elton G. Bates and Florence W. Bates, his wife, garnishees, on the 4th day of Oct. 1941, at 5:00 o'clock P. M., and declared in the presence of the neighborhood that the said goods moneys, estate and effects were attached, as the goods and effects of the defendant in the hands of the said garnishees, and at the same time summoned the said garnishees, at their residence on Main St, in the Borough of Spartansburg Pa, by handing a true and attested copy of the within writ to each of them: and on Oct. 6, 1941, at 10:45 o'clock A. M. served the within writ on Fay Albers, the deft. at her residence No. 845 West Spring St. Titusville, Pa, by making contents of same known to her and by handing to her a true, and attested copy thereof. So answers Harry B. Smith, Sheriff.

And now March 19, 1943, this case is settled and discontinued of record.

Herbert A. Mook atty for Plaintiff.

Attest: Paul D. Slayton, Pro.

F Joseph Thomas 2	Georgie I. Schall vs. Peter J. Schall Issued Sept. 8, 1941 Jay & writ (paid) # 3.00 Shff. Smith (paid) 3.20	Subpoena in Divorce And now, September 8, 1941, Subpoena awarded, Returnable to the first Monday of November, 1941 Per Curiam, O. Clare Kent, P.J. Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 12th day of Sept. 1941, by delivering to him a true and attested copy of the same and making known to him the contents thereof, as appears from affidavit as above So answers Harry B. Smith, Shff

Charles B. Stegner 3	Harriet M. Fay vs. George L. Fay Issued Sept. 8, 1941 Tax & writ (pd 9/9/41) 3.00 Shff. Smith ---	Subpoena in Divorce from Bed and Board, with Alimony And now, Sept. 8, 1941, Subpoena awarded. Returnable to first Monday of November, 1941 Per Curiam, O. Clare Kent, P.J. Subpoena returned: W. Clyde McEntiehen, Constable, makes affidavit: "That he served the within Subpoena in Divorce on George L. Fay, at his residence, at 12:45 P.M., on Sept. 13, 1941, by reading to him the original Subpoena, and leaving with him a copy thereof. (See affidavit on Subpoena in Divorce)

Paul E. Thomas
4

Gelvin, Jackson & Starr
vs.
Alton J. Muckinhoupt &
Bessie Muckinhoupt
Entered Sept. 8, 1941

Pro. Slayton (paid) # 2.25 ✓
Atty 3.00
Plff. on original 1.75

Of No. 281 September Term, 1936, D.S.13
Amicable Scire Facias sur Judgment
It is agreed That the Prothonotary of said Court enter an amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff, and against the defendants, for the sum of Fifty-two and 33/100 Dollars being the amount of debt, interest to July 28, 1941, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt # 52.33
Int. from July 28, 1941
M. pages 152+163 Judgment
Paul D. Slayton, Pro.

Stuart A. Culbertson

5

Thomas & Kittell

10/6-41

Clyde L. Pratt and The Home Insurance Company,
vs.
Robert E. Woodruff & John A. Hadden, Trustees of the Erie Railroad Company
Issued Sept. 9, 1941

	$
Tax & writ (paid)	2.00
Sheff Smith (paid)	3.40
Prothy. 5-25-46 Pd.	2.25
atty.	3.00

Summons in Trespass,
Returnable to first Monday of October next.

Writ returned: Served Robert E. Woodruff and John A. Hadden, Trustees of the Erie Railroad Company, the within named defendants, by handing personally, on Oct. 3, 1941, at 3:00 o'clock P. M., a true and attested copy of the within summons to O. E. Blair, Ticket Agent of the Erie Railroad Company, at the Erie Railroad Ticket Office, Chestnut Street, City of Meadville, Pa., and making contents of same known to him. So answers Harry B. Smith, Sheriff.

July 20, 1942, Stipulation of Counsel filed; "That the Erie Railroad Company is hereby substituted as party defendant in the place of Robert E. Woodruff and John A. Hadden, Trustees of the Erie Railroad Company, the said substitution of the Erie Railroad Company, as the defendant, to have the same force and effect as though the action were instituted subsequent to December 22, 1941, against the Erie Railroad Company. Stipulation dated July 20, 1942 (See paper filed)

And now May 24, 1946 I here by discontinue the case and enter Praecipe for Plaintiff

M. A. Garringer, Tionesta, Pa.
Kenneth W. Rice
6
Nulty Jul'd Civil 11-3-41

Walter B. Craig
vs.
James b. Cavanagh
Issued Sept 11, 1941

Tax & writ (paid) 2.00
Shff. Smith (paid) 8.18

Summons in Trespass
Returnable to next term.
Sept. 11, 1941, Statement of claim filed.

Writ returned: Now, October 15, 1941, Served the within Summons, together with copy of Statement of claim upon the Secretary of Revenue of the Commonwealth of Pennsylvania, by sending by registered mail, postage prepaid, a true and attested copy of same, to said Secretary of Revenue, at Harrisburg, Pa., on Sept 2 1941, which was duly received by him on Sept. 22, 1941, as evidenced by the registry return receipt hereto attached and made a part of this return: Also, served the same on the defendant, James b. Cavanagh, a non-resident, by sending him a true and attested copy of same, with an endorsement thereon of the service upon said Secretary of Revenue, addressed to said defendant, at 1244 North Taylor Street, Arlington, Virginia, his last known address, which was duly received by him on Sept 26, 1941, by registered mail, postage prepaid, as is evidenced by the registry return receipt hereto attached and made a part of this return. All in conformity to the Act of 16 May 1935, P.L. 175, relating to such service upon a non-resident.

So answers Harry B. Smith, Sheriff.

Nov. 22, 1941, Affidavit of defense in lieu of a demurrer, filed.
Service accepted by Plffs. atty.

On Winter Trial List, 1942; No. 6. Jan. 5, 1942, Stricken from trial list Per Curiam.

April 21, 1941, Amended Statement of claim filed.
Service accepted by Defts attorney.

And now, Aug 28, 1942, On motion of Plffs attorneys, the affidavit of defense in lieu of a demurrer, filed on April 21, 1941, is dismissed, notice of presentation of motion having been accepted by defts. attorney.

Per Curiam.
O. Clare Kent, P.J.

(See paper filed)

On Fall Trial List, 1942, No. 30.
Sept. 28, 1942, Continued on application of defendant, and marked remanet. Per Curiam.

On Winter Trial List, 1943; No. 5.
Jany 4, 1943. Continued on suggestion of death of defendant.
Per Curiam.

NOVEMBER TERM, 1941

F. Joseph Thomas
7
Thomas Kutsch
10/6-41

1/8/44
Rec'd of Pro. Slayton
$4.00 Jury fee.
Fred L. Kutsch

William Foster
vs.
Robert E. Woodruff
and John A. Hadden,
Trustees of the property
of the Erie Railroad
Company.
Issued Sept. 12, 1941

	$ ¢
Tax & writ (paid)	2.00
Shff Smith (paid)	4.80
Pro. Slayton 12/30/43. Pd. by Deft. for C	12.30
Jury - Fee 9/27/43. Pd. by Deft.	4.00
Atty	3.00
Pro. Slayton since cd. 12-30-43 by Plff.	2.25

Summons in Trespass.
Returnable to the first Monday of October next
September 12, 1941, Statement of claim filed.
On Winter Trial List 1942; No. 28
Jany 5, 1942. Continued by agreement of counsel Per Cur
Writ rec'd. Served the within Summons, together with copy of Statement of claim, upon Robert E. Woodruff and John A. Hadden, Trustees of the property of the Erie Railroad Company, by serving personally O. E. Blair, Ticket Agent of the Erie Railrod, at the Erie R.R. ticket office, Chestnut St, Meadville, Pa, on Oct. 3 1941, at 3:00 o'clock P.M., by handing to him a true and attested copy thereof, and making contents of same known to him.
So answers Harry B. Smith, Sheriff

Jan. 5, 1942. Continued by agreement of counsel Per Cur.
And now, January 5, 1942. On motion in open Court, leave granted to amend the record in this case by adding the "Erie Railroad Company, as a party defendant. (See paper filed) Per Curiam.
Jan. 15, 1942, Amendment to Statement of claim filed. Service accepted by Deft's. attys.
And now, Jan. 15, 1942, Leave granted to amend Statement of claim as prayed for. Per curiam (See paper filed)
~~Jan. 16, 1942, Petition to Compromise and settle claim filed~~
~~And now, January 16, 1942, the parties may compromise this action upon the terms of the proposed compromise as set forth in the petition filed by~~ Error see No 122 Feb 1942
On Spring Trial List, 1942; No. 19.
Feby 23, 1942 Continued on application of Deft, (absence of Attorney) and marked remanet,
Per Curiam.
July 20, 1942, Stipulation of counsel filed, "That the Erie Railroad Company is hereby substituted as party defendant in the place of Robert E. Woodruff and John A. Hadden, Trustees of the Erie Railroad Company, the said substitution of the Erie Railroad Company as the defendant to have the same force and effect as though the action were instituted subsequent to December 22, 1941, against the Erie Railroad Company. Stipulation dated July 20, 1941. (See paper filed.)
On Fall Trial List, 1942 No. 7
Oct. 5, 1942, Continued to foot of this weeks list conditionally. Per Cur.
And now, October 8, 1942. Jury selected, called and sworn as follows: 1- Sam Elliott, 2- Mrs. Hull Greenfield, 3- W. A. Shantle, 4- Mrs. Martha E. Smith, 5- Elmer Loughner, 6- M. E. Beebe, 7- Mrs. Maud Rice, 8- Mrs. Dorothy Falck, 9- Robert M. Robb, 10- Mrs. Mae Ackerman,

Continued on page 635

McDonald & Krafft
8

Wilda Southwick
vs.
Eric C. Southwick
Issued Sept. 15, 1941
1
Tax on writ (paid) 3.00
Shff Smith (paid) 8.90
Wm. J. Sirdevan, Master 25.00
Pro. for Co. 11-7-41 Pd. 8.60
Atty. 3.00

Subpoena in Divorce
And now, Sept. 15, 1941, upon presentation of the within libel, a subpoena in Divorce is ordered to be issued, returnable to first Monday of November next.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 20th day of Sept. 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above.
So answers Harry B. Smith, Sheriff

Nov. 7, 1941, Recd. $33.60 costs.
P.D.S.

Nov. 22, 1941, Paid Wm. J. Sirdevan $25.00 Master fee by check #1020.
P.D.S.

And now, November 7th, 1941, Wm. J. Sirdevan, Esq., is hereby appointed Master as within moved. Per Curiam.

Nov. 20, 1941, Testimony and Report of Master filed.
On Argt. List for Nov. Term, 1941; No. 39.

Dec. 1, 1941, After due consideration the libel is dismissed without prejudice and a divorce is refused as prayed for.
Per Curiam,
O. Clare Kent, P.J.

Jan. 5, 1942, Motion for Master to take additional testimony and file report filed;

Order: And now, January 5, 1942, the above matter is referred back to the Master, William J. Sirdevan, Esq., to take additional testimony and file a supplemental report thereon. Per Curiam.

Feby. 18, 1942, Supplemental testimony and Report of Master filed.
On Argt. List for Feby. Term, 1942, No. 36.

Feby. 26th, 1942 After due consideration a divorce is decreed as prayed for and the respondent, Eric C. Southwick, is ordered to pay the cost of this proceeding.
Per Curiam
O. Clare Kent, P.J.

And now, to-wit: February 26, A.D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Wilda Southwick, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Wilda Southwick, the libellant, and the said Eric C. Southwick, the respondent, and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
Per Curiam.

NOVEMBER TERM, 1941

Kenneth W. Rice

9

Feby. 9, 1942, Recd. $35.00 costs P.D.B.

Robert C. Feague, also known as Robert C. Hunter,

Vs.

Margaret Bartlome Feague also known as Margaret Bartlome Hunter.

Issued Sept. 15, 1941

Jay & writ (paid)	$ 3.00
Shff. Smith (paid)	1.60
Shff. Smith, alias (paid)	1.60
Shff. King, proc. (paid)	11.15
Leland J. Culbertson, Master	25.00
Pro. for Co. 2-10-42. Pd.	10.00
atty.	3.00
Pro. add'l. 2-14-42. Pd.	.50

Subpoena in Divorce

And now, September 15, 1941, Subpoena awarded, Returnable to the first Monday of November next.

Per Curiam,
O. Clare Kent, P.J.

Subpoena ret'd: And now, Nov. 3, 1941, writ returned; non est inventus, as to the within named respondant. So answers,

Harry B. Smith, Sheriff.

Nov. 10, 1941, Alias subpoena in Divorce issued, returnable first Monday of January, 1942.

Alias Subpoena ret'd. Jan. 5, 1942, Non est inventus as to the within named respondent.

So answers Harry B. Smith, Sheriff.

Jan. 6, 1942, Order issued for publication of proclamation in divorce, returnable to the second Monday of February next.

And now, Feb. 9, 1942, --- I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise-News, Cambridge Springs, Pa., a newspaper printed within my bailiwick for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached.

So answers Bert A. King, Sheriff.

And now, February 9, 1942 Leland J. Culbertson, Esq., is appointed Master to take the testimony and report thereon to the Court. Per Curiam

Feby. 25, 1942, Testimony and Report of Master filed.

On Argt. List for Feby. Term, 1942; No. 64,

Feby. 25, 1942, the record discloses that this case should not be on this list. See Rule of Court 25 Section 13 - Saturday A. M. Feby. 21, 1942 was last day for filing.

Per Curiam

On Argt. List for May Term, 1942; No. 73.

May 25, 1942, Affidavit that respondent is not engaged in the military service filed.

June 11, 1942, after due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P.J.

Decree: And now, to wit, June 11, A.D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings and evidence therein duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed That the said Robert Feague also known as Robert Hunter be divorced and

continued on page 628

Kenneth W. Rice
1.0

Pearl Flower
vs.
Roy Flower
Issued Sept. 15, 1941

Tax & writ (paid)	3.00
Shff. Smith (paid)	1.60
Shff. Smith, alias (paid)	1.60
Shff. King, proc (paid)	11.15
Geo. X. Simonetta, Master	25.00
Pro. for Co. 2-18-42. Pd.	10.50
Atty.	3.00

Subpoena in Divorce
And now, September 15, 1941, Subpoena awarded, Returnable to the first Monday of November next
Per Curiam,
O. Clare Kent, P.J.

Subpoena rcvd.
And now, Nov. 3, 1941, writ returned; non est inventus as to the within named respondant.
So answers,
Harry B. Smith, Sheriff.

Nov. 10, 1941, Alias subpoena in Divorce issued; returnable first Monday of January, 1942.
Alias Subpoena rcvd. Jan. 5, 1942. Non est inventus, as to the within named respondent.
So answers Harry B. Smith, Sheriff.

Jan. 6, 1942 Order issued for publication of proclamation in Divorce, Returnable to second Monday of Feby next

And now, Feb. 9, 1942---I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise-News, Cambridge Springs, Pa., a newspaper printed within my bailiwick for three successive weeks prior to return day thereof, as per copy of said proclamation, and proof of publication hereto attached.
So answers Bert A. King, Sheriff.

And now, Feb. 18, 1942 George X. Simonetta, Esq., is appointed Master to take the testimony and report thereon to the Court.
Per Curiam,

Feby. 18, 1942 Recd $35.50 costs
P. D. S.

now Feb 21, 1942 Received $25.00 Master fee in the above entitled case.
George X. Simonetta
Master.

Feby. 21, 1942, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1942; No. 58.

March 3rd, 1942, After due consideration a divorce is decreed as prayed for and the respondent, Roy Flower, is ordered to pay the cost of this proceeding.
Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: March 3, A. D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Pearl Flower, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Pearl Flower, the libellant and the said Roy Flower, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
Per Curiam.

John H. Bozic vs	Edna Mae Warren vs. Leo Henry Warren Issued Sept. 15. 1941 Jas. writ (paid) $ 3.00 Stff. Smith (paid) 3.40	Subpoena in Divorce and for the custody of Barbara Jean Warren, born May 30, 1932, and David Lee Warren, born Dec. 30, 1935,- children of the parties. And now, Sept. 15, 1941, Subpoena awarded, Returnable to first Monday of November next. Per Curiam Subpoena O. Edgar Kent, P.J. Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 8th day of October, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above. So answers Harry B. Smith, Sheriff.

F. Joseph Thomas
12
F. C. Kiebort, Jr.
George J. Barco

Nov 25, 1946 rec'd $52.55 refund & C&J costs
F. Joseph Thos

L. M. Frazier
Frances Christie intervenor Plff.
vs
Richard E. Christie
Entered Sept. 16, 1941

Jap. Entry 12/19/41 Pd		$1.50
Costs on Trans. Pd. by Plff.		7.05
Jury fee 10/26/46 Pd.		4.00
Pro. for Co. 11-14-46 Pd.		17.80
Atty.		3.00
Plff's bill of costs	38.50	
Cert. 11-26-46 Pd.	.50	38.50

Appeal by Deft. from Judgment of Dominick Lemme, Alderman. Sept. 17, 1941, Proof of service of notice to plff. of filing appeal filed. Oct. 2, 1941, Statement of claim filed. Service accepted. Nov. 5, 1941, Petition for rule to show cause to intervene filed; Order; Now, November 5, 1941, upon presentation of the above entitled petition, a rule is hereby granted upon L. M. Frazier to show cause why the petitioner, Frances Christie, should not be allowed to intervene as a party plaintiff in the counter claim to be filed in the above captioned case. Rule Returnable sec. leg. sec. reg.

Per Curiam,

(Service of copy accepted by plaintiff's atty.)

On Argt. List for Nov. Term, 1941 No. 17. Nov. 24, 1941, Continued. Dec. 12, 1941, Answer of plaintiff to petition filed.

On Argt. List for Feb. Term, 1942, No. 22.

Feby 24, 1942 Continued because of absence of Defts. Atty.

On Argt. List for May Term, 1942, No. 13. Per Curiam

May 25, 1942, Submitted on briefs.

On Fall Trial List, 1942, No. 37.

Sept. 28, 1942, Off list because of pending rule to intervene. Per Curiam.

March 25, 1943, Opinion of Court sur Rule to intervene filed.

Now, March 25, 1943, the rule to intervene is here made absolute, and petitioner, Frances Christie is permitted and allowed to intervene as part plaintiff in the case as prayed for.

Per Curiam

(See opinion filed.) Oldare Kent, President Jud.

On Spring Trial List, 1944; No. 29.

March 13, 1944, It appearing that defendant is engaged in the military service of the United States this case is hereby continued during duration of the war and for ninety days thereafter.

Per Curiam.

September 9, 1946, Affidavit of Non-Military Status of the Defendant filed.

On Fall Trial List, 1946; No. 28.

Now, October 15, 1946 Jury selected and sworn at 2:25 P.M., as follows:- 1- Mrs. Mary Rice; 2- Mrs. Dorothy Smedley; 3- J. Jarrigan; 4- Nelson L. Ross; 5- Mrs. Emma McElhaney; 6- Z. E. Campbell; 7- L. A. Crosby; 8- Mrs. Arlene Laird; 9- Mrs. Mary A. Howell; 10- Clayton Fuller; 11- Marian Bainbridge; 12- C. H. Yeisel; twelve good and lawful persons who upon their solemn oath which they have taken say October 16, 1946 at 4:05 P.M., they find Richard E. Christie, the defendant,

Continued in Margin.

guilty of negligence. L. M. Frazier not guilty of negligence. Richard E. Christie, pay to the plaintiff L. M. Frazier, the sum of $159.40, the amount of damages,

"C" page 108,

Oct. 25, 1946, Plaintiff's bill of costs in the sum of $38.50 filed,

And now Oct. 26, 1946, upon payment of the jury fee judgment is hereby entered on the verdict

Debt $159.40
Interest from Oct. 16, 1946
Judgment
Paul D. Slayton, Pro.

"C" page 108.

Oct. 26, 1946, Certificate of judgment mailed to Dept. of Revenue, Harrisburg, Pa.

Nov 25, 1946 Received satisfaction in full of the above judgment, debt, interest and costs, and hereby authorize the Prothonotary to satisfy the same of record.

L. M. Frazier

Witness: Paul D. Slayton

25¢ stat. fee included in costs.

George X. Simonetta
13

Alice Frances Manasian
vs
Donald Manasian
Issued Sept 17, 1941

Jay writ (paid) #	3.00
Shff. Smith (paid)	1.60
Shff. Smith, alias (paid)	1.60
Shff. Smith, proc. (paid)	1.15
J. Perry Eckels, Master	25.00
Bro. for Co. 2-10-42. Bd.	10.50
Atty.	3.00

Subpoena in Divorce

And now, Sept. 17, 1941, Subpoena awarded, Returnable to 1st Monday of November next.

Per Curiam,
O. Clare Kent, P.J.

Subpoena retd: And now, Nov. 3, 1941, writ returned; non est inventus, as to the within named respondant. So answers,

Harry B. Smith, Sheriff.

Nov. 3, 1941, Alias Subpoena in Divorce issued; returnable first Monday of January 1942.

Alias Subpoena retd: Jan. 5, 1942 Non est inventus as to the within named respondent.

So answers Harry B. Smith, Sheriff.

Jan 5, 1942 Order issued for publication of Proclamation in Divorce, returnable to Second Monday of Feb. next.

And now, February 9, 1942, I, Bert A. King, Sheriff of Crawford County, do hereby certify and make return, That I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise-News, Cambridge Springs, Pa., a newspaper printed within my bailiwick once a week for three succesive weeks prior to return day thereof, as per copy of said proclamation and proof of publication thereto attached. So answers,

Bert A. King, Sheriff.

And now, February 9, 1942 J. Perry Eckels, Esq. is appointed as Master to take testimony in the above entitled case and report thereon to the Court. Per Curiam,

Feby. 9, 1942 Rec'd $5.50 costs
P.D.S.

Feb. 14 1942 Rec'd $25.00
Master pa. J. Perry Eckels

Feby. 14, 1942 Testimony and Report of Master filed.

On Argt. List for Feby. Term, 1942; No. 34.

Feby. 26th. 1942, after due consideration a divorce is decreed as prayed for and the respondent, Donald Manasian, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent, P.J.

Decree

And now, to-wit: February 26, A.D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Alice Frances Manasian, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Alice Frances Manasian, the libellant, and the said Donald Manasian, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore

(Continued in margin)

in pursuance of said marriage, shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

Leland J. Culbertson

14

Edgar Birchard, now to use of Bert Stanford,

vs.

Della E. Whiteley, Original Mortgagor and Marjorie Evelyn Bideaux and Charles O. Bideaux, her husband, and Della E. Whiteley, as sole heirs at law of Dallas E. Whiteley, deceased; and C. O. Stanford, Real Owner and Terre Tenant.

Issued Sept. 18, 1941

Tax & writ (paid)	$3.00
Rec. Smock	.50
Shff. Smith	17.40
Pro. Slayton 12/16/41. Pd.	6.25
Atty.	3.00

Scire Facias sur Mortgage recorded in Mortgage Book Vol. 83, at page 500. Returnable to the first Monday of October next.

Sept. 18, 1941, Statement of claim filed. 6 copies certified.

Writ returned: Served the within Sci. Fa. sur Mortgage together with copy of Statement of claim on Della E. Whiteley, original mortgagor, and Della E. Whitely as sole heir at law of Dallas E. Whitely, dec'd by serving Mary E. Birchard, she being an adult member of the family, namely, her mother, at their residence, No. 276 Church Street, in the Borough of Cambridge Springs, Crawford County, Pa., on Sept. 23, 1941, at 3:30 o'clock P.M., by handing to her two true and attested copies thereof, and making contents of same known to her. Also, served the within Sci. Fa. sur Mortgage and copy of statement of claim personally on Marjorie Evelyn Bideaux, sole heir at law of Dallas E. Whiteley dec'd, at her residence, No. 729 North Cottage Street, City of Meadville, Crawford County, Pa., on Sept. 24, 1941, at 8:30 A.M., by handing to her a true and attested copy thereof, and making contents of same known to her. Also, served the within Sci. Fa. sur Mortgage and copy of statement of claim, on Charles O. Bideaux, sole heirs at law of Dallas E. Whitely, dec'd, by serving Marjorie Evelyn Bideaux, she being an adult member of the family, namely, his wife, at their residence No. 729 North Cottage Street, City of Meadville, Crawford County, Pa., on Sept. 24, 1941, at 8:30 o'clock A.M., by handing to her a true and attested copy thereof, and making contents of same known to her.

Also, served the within Sci. Fa. sur Mortgage and copy of Statement of claim, on C. O. Stanford, real owner and terre tenant, by serving Myra Hotchkiss, she being an adult member of the family, namely his sister, at their residence No. 465 South Main Street, Borough of Cambridge Springs, Crawford County, Pa., on Sept. 23, 1941, at 3:10 o'clock P.M., by handing to her a true and attested copy thereof and making contents of same known to her.

So answers Harry B. Smith, Sheriff.

And now, October 9, 1941 On motion of plaintiff's attorney, judgment is entered in favor of the plaintiff and against the defendants heirs at law, and terre tenant, for want of an appearance, and same liquidated at the sum of Three Thousand Three Hundred Sixty-four and 36/100 Dollars with interest from Oct. 7, 1941, with costs of suit. (See paper filed)

Debt $3364.36

Attys Com. included, 160.20

Int. from Oct. 7, 1941

Judgment

Paul D. Slayton, Pro

Wa. pp. 125, 125; Bi. 150; St. p. 166

Lev. Fac. to No. 27 Nov. Term, 1941.

NOVEMBER TERM, 1941

Walter J. McClintock 15	Petition of Commissioners of Crawford County for approval of private sale to Paul E Price and Mildred M Price of 7¾ acres of land in Borough of Spartansburg, which was assessed in the name of John M. Bennett, and sold to said Comrs at Treasurers sale for unpaid taxes in 1934. Entered Sept. 18, 1941 Gro. Clayton #5.00	Now, September 18, 1941, upon presentation and consideration of the within petition the Court fixes the first Monday of October, 1941, at 9:30 o'clock A.M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. (See paper filed.) Per Curiam

October 6. 1941 Proof of Publication filed.
And now October 6-1941, at 2:30 o'clock A.M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, Paul E. Price and Mildred M. Price of R. D. #4, Union City Penna, a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price.

Per. Curiam
O. Clare Kent P.J.

Stuart A. Culbertson 16	Beryl B. Shoffstall vs. Edgar Shoffstall Issued Sept. 18, 1941 Tax & writ (paid) $ 3.00 Shff. Smith (paid) 1.60 Shff. Smith, alias (Pd.) 1.60	Subpoena in Divorce And now, September 18, 1941, the within petition presented in open Court, and Subpoena awarded returnable to the first Monday of November, 1941. Per Curiam, O. Clare Kent, PJ Subpoena retd.: And now, Nov. 3, 1941, writ returned; non est inventus, as to the within named respondant. So answers, Harry B. Smith, Sheriff Nov. 10, 1941, Alias subpoena in divorce issued returnable first Monday of January, 1942, And now, Jan. 5, 1942, writ returned; non est inventus as to the within named respondant. So answers, Harry B. Smith, Sheriff.

NOVEMBER TERM, 1941

H. Joseph Thomas Donald C. Thompson 4-25-46, 8.00 17 Paul E. Duncan. 9/26/41 D.D.B.	H. H. Sallinger vs. T. D. Fowler Body Company Issued Sept. 18, 1941 Jay & writ (paid) $ 3.00 Shff. Smith (paid) 3.20	Replevin for one 1937 Plymouth Coach, licensed under 1941 Genna. License No. 52-K-19, of the value of $320.00. Sept. 18, 1941, Affidavit of value filed. Sept. 18, 1941, Plaintiff's Bond in Replevin, with George Thomas as surety, in the sum of $640.00, approved by Prothonotary, and filed. Sept. 20, 1941, Plaintiffs additional bond, with Walter J. Leonard as surety, in the sum of $640.00, filed. Writ returned: Replevied as within commanded Sept. 19, 1941 at 10:15 o'clock A.M., all of the within described goods and Chattels, and summoned T. D. Fowler Body Company, the within named defendant, by handing to T. D. Fowler personally at No. 248 South Street, in the City of Meadville, Crawford County, Pa., on Sept. 19, 1941, at 10:15 o'clock A.M. a true and attested copy of the within writ, and making known to him the contents thereof. And goods and Chattels so replevied were delivered to the plaintiff, H. H. Sallinger, on Sept. 26, 1941. So answers, Harry B. Smith, Sheriff. Jan. 30, 1942, Declaration in Replevin filed. Service of same by copy accepted by defts. atty. April 6, 1942, Defendants answer filed. On Winter Trial List, 1943; No. 26. Jany 14, 1943, Continued on account of sickness of plaintiffs attorney. Per Curiam. On Winter Trial List, 1947; No. 21. Jan. 14, 1947, Continued on application of Plff, and marked remanet, Per Curiam, On Spring Trial List, 1947; No. 3. March 3, 1947, Continued by agreement of counsel, Per Curiam,

Stuart A Culbertson

18

L V. Wallace and Ivy Wallace, his wife, Petitioners, vs. W Lyle Smith and Emily Rankin Smith, Respondents. Entered Sept. 18, 1941

Pro Slayton 10-3-41, Paid 5.00
Stiff Smith (paid) 9.50

Citation to deliver possession of "All that certain piece or parcel of land situate in the Borough of Linesville Crawford County Pennsylvania, bounded and described as follows to wit: On the north by land now or formerly of A.D. Sheakley; on the east by Mercer Street; on the south by land now or formerly of W.B. Farley; on the west by an alley; having a frontage of 90 feet on Mercer Street, with a two-story frame house erected thereon." which said land was sold to petitioners at Sheriffs sale on Feb. 7, 1941, on Fi. Fa. No. 39, 1941, and deed duly executed, acknowledged, and recorded.

And now, to wit, September 18, 1941, upon consideration of the foregoing petition, it is ordered that a Citation be issued to W Lyle Smith and Emily Rankin Smith, the persons in possession of the premises in the Borough of Linesville, Crawford County, Penna, more fully described in said petition, commanding them to appear on the 6th day of October, 1941, at 9:30 A.M. to answer said petition, and to show cause, if any they have, why possession of the said premises shall not be delivered to the petitioners.

(See petition filed.) Per Curiam.

Same day, Citation issued.

Citation returned: Served the within Citation to Deliver Possession, together with copy of petition for writ of Possession and order of Court, personally upon W. Lyle Smith, respondent, Mercer Street, in the Borough of Linesville, Crawford County, on Sept. 20, 1941, at 9:25 A.M., by handing him a true and attested copy of the same, and making contents of same known to him. Also, served the within Citation to deliver Possession, together with copy of petition for Writ of Possession and order of Court, personally upon Emily Rankin Smith, respondent, Mercer Street, in the Borough Linesville, Crawford County, Pa., on Sept. 20, 1941, at 9:25 o'clock A.M., by handing to her a true and attested copy of the same and making contents of same known to her.

So answers Harry B Smith, Sheriff.

NOVEMBER TERM, 1941

G. Wayne Altenburg 19	Thelma Krause, by her brother and next friend Merle Alexander vs. John Krause Issued Sept. 19, 1941 Jay & writ (paid) $ 3.00 Shff. Smith --- Martin Lesko on Sub. 2.00	Subpoena in Divorce And now, Sept. 19, 1941, Subpoena awarded, returnable the first Monday of November, 1941. Per Curiam, O. Clare Kent, P.J. Subpoena returned. Martin Lesko (police officer + adult resident of Titusville) makes affidavit: "That on Saturday, Sept. 20, 1941, he served the within Subpoena in Divorce on the respondent, John Krause, at 1:00 o'clock P.M. on the corner of Monroe Street and Walnut Street, in the City of Titusville, Crawford County, Penna., by reading the same to him, and by making the contents thereof known to him, and by leaving a true and attested copy thereof with him the said John Krause. (See affdt. on Subpoena)

Herbert A Mook 20	Commonwealth of Pennsylvania vs W. M. Lowman Issued Sept. 19, 1941 Pro. Slayton 12/31/41 Paid #2.25 Shff. Smith (Paid) 2.50	Of No. 159 February Term, 1934. Scire Facias to revive and continue the lien of the above judgment, Returnable to the first Monday of October next. L. page 75. Writ returned: October 6, 1941, Nihil habet as to W. M. Lowman, the within named defendant. So answers Harry B. Smith, Sheriff

21

Commonwealth of Pennsylvania, ex rel. Department of Justice
vs.
Helen Daub
Mentally defective
Entered Sept 19, 1941
$
Pas. Clayton 5.00

Sept. 19, 1941. Petition of Helen C Easterwood for commitment of Helen Daub, as mentally defective, together with Exhibits A, B & C annexed, presented to the Hon. O. Clare Kent, P. J., and this order made:-

And now, this 19th day of September, 1941, upon consideration of the within application and the exhibits and certificates thereto attached, for the commitment of Helen Daub to the Laurelton State Village, and being satisfied that the above named person is mentally defective and a proper subject for commitment to a school for mental defectives, and that her best interests and the safety and welfare of the public require such commitment, I hereby approve the same and direct that the said Helen Daub, the person named therein, be committed to the Laurelton State Village, to which school she shall be removed by Helen C Easterwood; and this shall be sufficient warrant for commitment.

And it is further ordered that payment shall be made as follows: By Crawford County Institutional District, for the payment of the annual cost of clothing for the said patient, payments to be made to the Commonwealth of Pennsylvania, Department of Revenue.

Per Curiam,
O. Clare Kent, P.J.

(See paper filed.)

Now, November 14, 1941, it appearing to the Court that Helen Daub has never been received into the custody and care of Laurelton State Village under a commitment from this Court, but to the contrary, the said child is now an inmate of the Warren State Hospital at North Warren, Pennsylvania, therefore, the Commitment to said Laurelton State Village is hereby vacated and set aside. (See paper filed.)

Per Curiam
O. Clare Kent,
President Judge.

Stuart A. Culbertson 22	Elsie R. Caravella vs Frank A. Caravella Issued Sept 20, 1941 $ ✓ Tax & writ 11-3-41. Pd. 3.00 Shff Smith (paid) 3.40	Subpoena in Divorce And now, September 20, 1941, the within petition presented in open Court and Subpoena awarded, returnable to the first Monday of November, 1941. Per Curiam, O. Clare Kent, P.J. Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 2d day of Oct. 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above. So answers Harry B. Smith, Shff.

Charles B. Stegner 23 Paid docket fee 3.00 -10-46. check & slip ady for plff	Titusville Trust Company vs W. G. Pierratt Entered Sept 22, 1941 #1 Pro Clayton (paid) 2.25 Atty 3.00 Original Costs: Plff 4.00 Atty, C.B.S 3.00	Of No 26, November Term, 1936, Aff'd. Amicable Sci. Fa. sur Judgment. It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned: and that a judgment be entered thereon, in favor of the plaintiff and against the defendant, for the sum of Four Hundred Sixty-eight Dollars, being the amount of debt and interest now due on the original judgment, costs to be brought forward; with all the waivers and conditions contained in the original judgment note. Dated Sept. 1, 1941 Debt #468.00 Int. from Sept. 1, 1941 P. page 176 Judgment Paul D. Clayton, Pro. June 21, 1946, This Judgment is Satisfied (See Paper filed)

Walter J. McClintock

24

10-2-46 Paid Tribune Publishing Co. $5.50 by Check No. 2469. P.O.D.

Costs continued:
Cert. 2-3-43. Pd. .50
Pro. fin. b/c 10-2-46 Pd. $4.50

Petition of Alfred L. Rockwell for appointment of a Guardian for Emma R. Swoger, of the Borough of Cambridge Springs, as a person of weak mind

Entered Sept. 22, 1941

Pro. Slayton 10-20-41. Paid $5.00
8/41, 5 certs. issd 3/20/42. Paid 2.50
motion 10-20-41. Pd. 1.00
Inv. + app. 3/20/42. Pd. 1.00
Pro. to date 8-6-42. Pd. 5.50

Sept. 22, 1941, Petition presented in open Court and filed.

Sur. page 168.

Now, Sept. 22, 1941, the foregoing petition having been presented in open Court, upon consideration thereof, the Court fixes Monday, the 6th day of October, 1941, at 9:30 o'clock A.M. Eastern Standard time, as the date and hour for a hearing in this case, and directs that ten days written notice thereof be given to Emma R. Swoger, the alleged feeble minded person, and to each of the next of kin named in the foregoing petition, and to John Gilfillan, Executor of the will of George A. Swoger, deceased.

(See paper filed) Per Curiam.

Oct. 6, 1941, Affidavit of service and acceptance of notice of hearing filed.

Now, Oct. 6, 1941, this case having come on for hearing and after the testimony of witnesses taken, it appearing to the Court that the averments in the petition have been sustained, it is, Therefore, Ordered and Decreed that the said Emma R. Swoger is, by reason of her advanced age and physical condition, a person of weak mind and unable to care for her property and estate, and is liable to dissipate the same and become a victim of designing persons, and the Crawford County Trust Company, of Meadville, Pennsylvania, is hereby appointed Guardian of the property and estate of the said Emma R. Swoger; bond to be required in the sum of $8000.00. Per Curiam,

O. Clare Kent, President Judge.

Oct. 6, 1941, Bond of Guardian in the amount of Eight Thousand ($8000.00) Dollars, approved by the Court and filed.

Now, October 6, 1941, upon presentation and consideration of the foregoing Motion, attorney's fees in the amount of $50.00 are hereby fixed to cover the petition, hearing and order of adjudication, and appointment of guardian. Per Curiam.

Sur petition of Guardian: Now, October 13, 1941, upon presentation and consideration of the foregoing petition, the prayer thereof is granted, and the Crawford County Trust Company, Guardian of the estate of Emma R. Swoger, is hereby ordered and directed to pay the bills enumerated in the foregoing petition and such other bills as are presented to it contracted previous to its appointment, in the future to pay to Mrs. H. R. Moran the sum of Fifty Dollars ($50.00) weekly, and such other bills as it may find necessary to contract for the comfortable maintenance and support of its ward, and for the repair of the house, and for its preservation, as well as the costs of this petition and order.

(See petition filed)

Per Curiam,
O. Clare Kent
President Judge.

Continued on page 630.

Charles B. Stegner 25	Titusville Trust Company vs Joseph F. Geser and Mary Geser Entered Sept. 22, 1941 Pro. Slayton (paid) 2.25 Atty 3.00 Costs brought forward: Pff 4.00 Atty 3.00	Of No. 25 November Term, 1936 Alias Amicable Sci. Fa. sur Judgment It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Five Hundred Sixty [illegible]ne and 50 Dollars, being the amount of debt, interest to Sept. 12, 1941, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note Debt $569.01 Int. from Sept. 12, 1941 G. pages 54 + 59. Judgment Paul D. Slayton, Pro. Sept. 16, 1946, Am. Sci. Fa. to No. 16 Nov. Term, 1946.

Leland J. Culbertson
26

Nov. 3, 1941, Rec'd. $35.00 costs
P. D. S.

November 13th 1945, received from Paul G. Slayton Esq. $25.00 being my Masters fee in the within case.
Jeff. E. Bossard
Dec. 11-1941 Brief refund of $1.40 C.J.C.

Robert J. McMath
vs.
Edith M. McMath
Issued Sept. 22, 1941

	$ ✓
Tax & writ (pd 9/25/41)	3.00
Shff. Smith (paid)	4.20
Jeff E. Bossard, Master	25.00
Pro. for Co. 11-8-41. Pd.	8.60
Atty.	3.00

Subpoena in Divorce
And now, September 22, 1941, Subpoena awarded, Returnable first Monday of November, 1941.
Per Curiam,
Oblare Kent, P.J.

Subpoena retd.: Served the within Subpoena in Divorce on the Respondent, personally, on the 14th day of Oct. 1941, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit. So answers
Harry B. Smith, Sheriff

And now, November 3rd, 1941, Jeff E. Bossard, Esq., is appointed Master to take testimony and make report in the above case.
Per Curiam.

Nov. 13, 1941, Testimony and Report of Master filed.
On Argt. List for Nov. Term, 1941; No. 26.
Nov. 27, 1941, after due consideration a divorce is decreed as prayed for.
Per Curiam.

Decree- and now to wit: Nov 27 A.D. 1941. this cause coming on to be heard on libel subpoena subsequent proceedings and evidence thereon, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered adjudged and decreed, That the said Robert J. McMath be divorced and for ever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Robert J. McMath the Libellant and the said Edith M. McMath the respondent and that thus upon all and every the duties, rights, and claims accruing to either the said Libellant or said respondent at any time hereafter by reason of said marriage, shall cease and determine; and the said Libellant and respondent shall severally be at liberty to marry again in like manner as if they were never married
per curiam.

27

Frame Shonts, C. E. Williams, and Chas. W. Ramsey, Trustees First National Bank of Conneaut Lake, Pa.,

vs.

J. A. Harshaw

Entered Sept. 23, 1941

Pro. Slayton (paid) $ 2.25

Costs brought forward:

Pltff 4.00

Atty A. L. Bates 3.00

Of No. 67 November Term, 1936 Aff. D

Amicable Sci. Fa. sur Judgment

It is agreed, That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said County, and duly so returned; and that a judgment be entered thereon in favor of the plaintiffs and against the defendant, for the sum of Fourteen Hundred Eighty-eight and 50/100 Dollars, being the amount of debt, interest to Nov. 29, 1941, and costs now due on the original judgment with all the waivers, and conditions contained in the original judgment note.

Debt $ 1488.50

Int. from Nov. 29, 1941

Judgment

Paul D. Slayton, Pro.

Ha. page 117.

And now, November 4, 1943. This Judgment is Assigned to Hazel De Arment of Conneaut Lake, Pa. (see paper filed)

November 4, 1943 Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.

Hazel De Arment

Witness: Paul D. Slayton, Pro.

Frame Shonts, C.E. Williams and Chas W Ramsey, Trustees, First National Bank of Conneaut Lake, Pa.,	Of No. 68 November Term, 1936 Aff. Amicable Sci. Fa. sur Judgment.
vs	It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiffs and against the defendant, for the sum of Eleven hundred Seventy Dollars, being the amount of debt, interest and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.
S A Harshaw	
Entered Sept. 23, 1941	
Pro Slayton (paid) # 2.25	
Costs brought forward:	
Off 4.00	
Atty A L Bates 3.00	

Debt #1170.00
Interest from Nov. 29, 1940

Ha. page 117. Judgment
Paul D. Slayton, Pro

And now, November 4, 1943, This Judgment is Assigned To Hazel De Arment, Conneaut Lake, Pa. (see paper filed)

November 4, 1943 Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.

Hazel De Arment

Witness: Paul D. Slayton, Pro.

NOVEMBER TERM, 1941

J. Berry Eckels
29

Nov. 10, 1941, Recd. $33.60 costs.
C.D.S.

Nov. 20, 1941
Received $35.00 master fee in the within entitled case.
George X. Simonetta
Master.

Jane Glessman
vs
Alton Glessman
Issued, Sept. 23, 1941

	$ ¢
Jas. Everitt 11-18-41. Pd.	3.00
Shff. Smith (paid)	2.90
Shff. Erie Co. (paid)	3.50
Geo. X. Simonetta, Master	25.00
Pro. for Co. 11-11-41. Pd.	8.60
Atty.	3.00

Subpoena in Divorce

And now, September 22, 1941, the within petition presented in open court, and subpoena awarded, returnable to the first Monday of November, 1941.

Per Curiam,
O. Clare Kent, P.J.

Subpoena returned. @ Served the within Subpoena in Divorce upon Alton Glessman, respondent, by deputizing Sheriff of Erie County, Pa., as per his return thereto attached.

So answers Harry B. Smith, Sheriff.

(A) On the 10th day of October, 1941, at 2:30 P.M., E.S.T., served the within named respondent, Alton Glessman, by handing to him personally at his place of employment Ryan's Gasoline Station, 10th and Liberty Streets, Erie, Pa., a true and attested copy of the attached Subpoena in Divorce, and made the contents thereof known to him ---- So answers Karl F. Johnston, Deputy Sheriff (See affd. att. to Subpoena) to Carl Kuppler, Sheriff of Erie Co. Pa.

And now, November 10, 1941, George X. Simonetta, Esq., is appointed Master to take testimony in the above case and report thereon to the Court.

Per Curiam.

Nov. 20, 1941, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1941; No. 41.

Dec. 1, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Alton Glessman, is ordered to pay the cost of this proceeding.

Per Curiam

Decree: and now to wit December 1-1941, this cause came on to be heard on libel, subpoena, subsequent proceedings and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the court ordered, adjudged and decreed. That the said Jane Glessman be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Jane Glessman, the respondent; and the said Alton Glessman, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage shall cease and determine: and the said libellant & respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam

30

J. M. Sayre
vs.
Lewis J. Reynolds
and John H. Reynolds
Entered Sept. 24, 1941
Pro. Slayton (Paid) # 2.25
Plff. on Original 1.75

Of No. 227 September Term, 1936 Ass'
Amicable Sci Fa. sur Judgment
It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county, and duly so returned; And that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Three hundred Dollars, being the amount of debt, interest to Sept 24, 1940, and costs now due on the original judgment; With all the waivers and conditions contained in the original judgment note

Debt #300.00
Int. from Sept 24, 1940

R. pages 115 & 116.

Judgment
Paul D. Slayton, Pro

✓ Jan. 29, 1946, This judgment satisfied. (See page) filed.

George K. Simonetta
31

Garry A Culver
vs
Kathryn A. Culver
Issued Sept. 25, 1941.

	# /
Tax & writ (paid)	3.00
Shff Smith (paid)	1.60
Shff. Smith, alias (paid)	1.60
Shff. ~~Smith~~, proc.	

Subpoena in Divorce
And now, Sept. 25, 1941, the within petition presented in open Court, and subpoena awarded returnable to the first Monday of November 1941.
Per Curiam,
O. Clare Kent, P.J.

Subpoena retd: And now, Nov. 3, 1941, writ returned; non est inventus, as to the within named respondent. So answers,
Harry B. Smith, Sheriff

Nov. 3, 1941, Alias subpoena in divorce issued; returnable first Monday of January 1942.

Alias Subpoena retd: Jan. 5, 1942. Non est inventus as to the within named respondent. So ans Harry B. Smith, Shff.

Jan. 5, 1942, Order issued for publication of proclamation in divorce, returnable to Second Monday of Feb. next.

Jan. 5, 1942, Petition for alimony pendente lite and counsel fees;

Order: Now, January 5, 1942, upon presentation of the foregoing petition, a rule is hereby granted upon the libellant, Garry Culver, to show cause why he should not pay to the respondent, Kathryn A. Culver, alimony pendente lite and counsel fees in an amount to be fixed by the Court. Per Curiam.

Dickson Andrews
32

Mrs. Maggie Bogardus
vs
Murl Hill and
Raymond Hill
Entered Sept. 25, 1941

Pro Slayton (paid) 2.25
Atty 2-18-1944 Da. 3.00

Of No. 23 November Term, 1936 Aff'd.
Amicable Scire Facias sur Judgment.

It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Six hundred and 81/100 Dollars, being the amount of debt, interest to Oct. 3, 1941, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $600.81
Int. from Oct. 3, 1941
Judgment
Paul D. Slayton, Pro

Ni. page 97, 97.

✓ Feb. 11, 1944, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.

Mrs Maggie Bogardus
Dickson Andrews

Witness: Paul D. Slayton

NOVEMBER TERM, 1941

F. Joseph Thomas
33.

Arthur O'Day
vs
James R. Allinder
Issued Sept. 27, 1941.

Tax & writ (Paid)	$2.00
Shff. Smith	2.90
Shff. Allegheny Co.	4.10
Shff. King, alias (paid)	3.40
Shff. Allegheny Co. alias (paid)	7.70
Pro. Slayton	

Summons in Trespass.
Returnable first Monday of November next.
Sept. 27, 1941, Statement of claim filed, one copy certified.
On Winter Trial List, 1942; No. 28.
Jan. 2, 1942, Writ retd.: Fred Riddle, a deputy Sheriff of Allegheny County, Pennsylvania, says that he made diligent search and inquiry for James Allinder at Route #1 Oakdale Allegheny County, Pennsylvania, and elsewhere on the 17th day of October A. D. 1941 up to and including the 3rd day of November A. D. 1941 and was unable to find the said James Allinder anywhere within the said county of Allegheny County, Pennsylvania.
So answers,
Fred Riddle, Deputy Sheriff of Allegheny Co.
John Heinz, Sheriff.
Nihil Habet as to James R. Allinder, the within named defendant, as per return from Sheriff of Allegheny County Pa., hereto attached.
So answers,
Harry B. Smith, Sheriff.
Feb. 24, 1942, Alias Summons in trespass issued, returnable to first Monday of April next.
On Spring Trial List, 1942; No. 11. Mar. 2/42, Off list.
April 4, 1942, Affidavit that deft. is in the armed forces of the U.S., filed.
Alias writ returned: (a) George Weidel, Deputy for Robert J. Corbett, Sheriff of Allegheny County, Pa., makes affidavit: "that on the 7th day of March, 1942, he served James R. Allinder at Route #1, Oakdale, Pa., Allegheny County, Pa., with a true and attested copy of the within writ and Statement of Claim, No. 33 Nov. Term, 1941, by handing the same to and leaving with Mrs. Soretta Allinder (mother), an adult member of his family, and making known to her the contents thereof. So answers, Robert J. Corbett,
Sheriff, Allegheny County, Penna.
(b) Served the within Alias Summons together with copy of Statement of claim, upon James J. Allinder, defendant, by deputizing the Sheriff of Allegheny County, Pa., as per his return hereto attached. So answers Bert A. King, Sheriff.
(c) Affidavit of Soretta Allinder, mother of deft. made March 16, 1942, that said deft is in the U.S. Army, is attached to writ.

Peters & Prather	Charles E. Leiphart, now for use of Forest M. Leiphart	Of No. 6 November Term, 1936, Appt. Dkt. Amicable Scire Facias sur Judgment.
34.	vs	It is agreed, That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant, by the Sheriff of said County, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for sum of Nine Hundred and Nine and no/100 Dollars, being the amount of debt, interest to March 23, 1941 and costs, now due on the original judgment; with all the waivers and conditions contained in the original judgment note.
	Louis M. Hogenmiller	
	Entered Sept. 29, 1941.	
		Debt $909.00
		Int. from Mar. 23, 1941.
		Judgment.
		Paul D. Slayton, Pro.
Oct. 14, 1942 Rec'd 3rd Docket Fee. Peters & Prather. By Ray S. Peters	Pro. Slayton (Paid) $2.25 Atty. 3.00	

No. p-37.

Oct. 14, 1942. Received payment in full of above judgment debt, interest and costs, and the Prothonotary is hereby directed to mark it satisfied of record.

Forest M Leiphart

35.

In re Surety Company:

American Casualty Company of Reading, Pennsylvania

Entered September 29, 1941.

Bro. Slayton (Paid) $3.00

Sept. 29, 1941, Certificate of Insurance Commissioner of Pennsylvania filed, of authority to American Casualty Company of Reading, Pennsylvania, to transact business in Penna.

Same day, Financial Statement as of June 30, 1941 filed.

Mar. 13, 1942, Financial Statement as of December 31, 1941 filed. $1.00 Pd.

May 6, 1943, Financial Statement as of December 31, 1942 filed. $1.00 Paid

Mar. 22, 1944, Financial Statement as of December 31, 1943 filed. $1.00 Paid

Mar. 28, 1945, Financial Statement as of Dec. 31, 1944 filed. $1.00 Paid

Febry. 8, 1946, Financial Statement as of Dec. 31, 1945 filed, $1.00 Paid.

Febry. 14, 1947, Financial Statement as of Dec. 31, 1946 filed $1.00 Paid.

Mar. 4, 1948, Financial Statement as of Dec. 31, 1947 filed. $1.00 Paid

April 22, 1949, Financial Statement as of Dec. 31, 1948 filed. $1.00 Paid.

Febry. 15, 1950, Financial Statement as of Dec. 31, 1949 filed $1.00 Paid

Febry. 24, 1951, Financial Statement as of Dec. 31, 1950 filed. $1.00 Paid

Febry. 14, 1952, Financial Statement as of Dec. 31, 1951 filed $1.00 Paid.

Febry. 14, 1953 Financial Statement as of Dec. 31, 1952 filed. $1.00 Paid

Febry 23, 1954 Financial Statement as of Dec. 31, 1953 filed 1.00 Paid.

Febry 11, 1955 Financial Statement as of Dec 31, 1954 filed $1.00 Paid

Febry 17, 1956 Financial Statement as of December 31, 1955 filed. $1.00 Paid.

Febry 13, 1957 Financial Statement as of December 31, 1956 filed $1.00 Paid

Feb. 8, 1958 Financial Statement as of Dec. 31, 1957 filed. $1.00 Paid

Feb-9, 1959 Financial Statement as of Dec 31, 1958 filed $1.00 Paid.

Feb 4. 1960 Financial Statement as of December 31, 1959 filed $1.00 Paid.

Feb-3, 1961 Financial Statement as of December 31, 1960 filed. $1.00 Paid.

Feb-16, 1962 Financial Statement as of December 31, 1961 filed $1.00 Paid.

Feb-20, 1963 Financial Statement as of December 31, 1962 filed $1.00 Paid

Feb 2, 1964 Financial Statement as of December 31, 1963 filed 1.00 Paid.

Feb 23 1965 Financial Statement as of December 31, 1964 filed 1.00 Paid.

Feb. 23 1965 Financial Statement as of December 31, 1965 filed 1.00 Paid

March 8 1967 Financial Statement as of December 31, 1966 filed 1.00 Paid.

March 5, 1968 Financial Statement as of December 31, 1967 filed 1.00 Paid

March 25, 1969 Financial Statement of December 31, 1968 filed 1.00 Paid

March 23 1970 Financial Statement of December 31, 1969 filed 1.00 Paid

April 12, 1971 Financial Statement of December 31, 1970 filed 1.00 Paid

April 10, 1972 Financial Statement as of December 31, 1971 filed $1.00 Paid

May 11, 1973 Financial Statement as of December 31, 1972 filed $1.00 Paid.

April 29, 1974 Financial Statement as of December 31, 1973 filed $1.00 Paid

April 15, 1975 Financial Statement as of Dec. 31, 1974 filed $1.00 Pd.

May 10, 1976 Financial Statement as of Dec. 31, 1975 filed $1.00 Pd.

April 25, 1977 Financial Statement as of Dec. 31, 1976 filed $1.00 Pd.

May 4, 1978 Financial Statement as of Dec 31, 1977 filed $1.00 Pd.

May 1, 1979 Financial Statement as of Dec. 31, 1978 filed $1.00 Pd.

May 12, 1980 Financial Statement as of Dec. 31, 1979 filed $1.00 Pd.

(Continued on Margin)

Record Continued—

May 8, 1981 Financial Statement filed as of Dec 31, 1980 — $1.00 pd.

May 5, 1981 Financial Statement as of Dec. 31, 1981 filed $1.00 Pd.

May 4, 1983 Financial Statement as of 12/31/82 filed $1.00 Pd 5-16-83

Apr 24, 1984 Financial Statement filed $3.00 Pd. as of 12/31/83.

May 3, 1985 Financial Statement of 12/31/84 filed. $3.00 pd.

May 2, 1986 Financial Statement as of 12/31/85 filed $3.00 Pd

May 4, 1987 Financial Statement as of 12/31/86 filed. $3.00 Pd.

May 2, 1988 Financial Statement as of 12/31/87 filed. $3.00 Pd.

May 3, 1989 Financial Statement of 12/31/88 filed $3.00 Pd.

Apr. 27-1990 Financial statement as of 12/31/89 filed $3.00 Pd.

Apr. 24, 1991 Financial statement as of 12/31/90 filed $3.00

Apr. 21, 1992 Financial Statement as of 12-31-91 filed Pd $3.00

Apr. 20 1993 Financial statement as of 12-31-92 filed Pd. 3.00

Apr. 21, 1994 Financial Statement as of 12-31-93 filed. Pd $3.00

Apr. 21, 1995 Financial Statement as of Dec 31, 1994 filed. $3.00 Pd.

Apr. 25, 1996 Financial Statement as of 12/31/95 filed. $3.00 Pd.

May 16 1997 Financial statement as of Dec 31, 1996 filed. $3.00 Pd

May 4, 1998 Financial Statement of Dec. 31, 1997 filed $3.00 Pd.

June 7, 1999 Financial Statement of Dec 31, 1998 filed Pd 6-10-99 $3.00 6-25-99 Pd 1.50 Paid

As of May 10, 2000 See Computer for Entries

Stuart A. Culbertson
36.

Floyd E. Shellito
vs
Alice M. Shellito
Issued Sept. 29, 1941.

Tax + Writ (Paid) $3.00
Shff. Smith (paid) 4.90
Faris J. Thomas, Master 25.00
Pro. for Co. 11-3-41. Pd. 8.60
Atty. 3.00

Nov. 3, 1941, Rec'd $35.00 costs.
O.B.

Nov. 22, 1941 - Rec'd. Master's fee in full.
Faris J. Thomas, Master

Dec 8/941 - rec'd $4.40 refund on costs.
Smith
Gillespie

Libel in Divorce.

And now, September 29, 1941 the within petition presented in open Court and Subpoena awarded, returnable to the first Monday of November, 1941.

Per Curiam,
O. Clare Kent, P.J.

Subpoena returned:

Served the within Subpoena in Divorce on the Respondent personally, on the 1st day of October, 1941, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit as above. So answers

Harry B. Smith, Sheriff

And now, November 3, 1941, Faris J. Thomas, Esq., is hereby appointed Master to take testimony in the above entitled case and make report to the court.

Per Curiam,

Nov. 22, 1941, Testimony and Report of Master filed.

On Arg't. List for Nov. Term, 1941: No. 49.

Dec. 2, 1941, After due consideration a divorce is decreed as prayed for.

Per Curiam.

Decree. And now to Wit. December 2 - A.D. 1941, this cause came to be heard on libel, subpoena, subsequent proceedings and evidence therein duly taken and filed of record and it appearing to the court that the causes set forth in said libel are true it is by the court ordered adjudged and decreed. That the said Floyd E. Shellito ~~Petitioner~~ and Alice forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Floyd E. Shellito the libellant, and the said Alice M. Shellito the respondent; and that thenceforth all and every the duties rights & claims accruing to either the said libellant or the said respondent at any time hereto for in pursuance of said marriage, shall cease and determine, and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam

Stuart A. Culbertson &
J. Perry Eckels
37.
Thomas F. Kuhn
11/3/41 P. & S. Pro.
Bialas & Ryan)

Meadville School District,
Meadville, Pennsylvania, use of
John J. Nesbitt, Inc.
vs
The Massachusetts Bonding and Insurance
Company
Issued Sept. 29, 1941.

Jap & Writ (Paid)	$ 2.00
Shff. Smith (Paid)	4.30
Shff. Dauphin Co. (Paid)	7.35
Pro. to 7-11-45 (12/31/45 Pd)	10.85
Atty.	3.00

Summons in Assumpsit.
Returnable to first Monday of November next.
Oct. 10, 1941, Statement of claim filed
Writ retd. Cornelius Nelley, Deputy Sheriff of Dauphin County, Pa., makes affidavit and says that on the 24th day of October 1941, at 11:00 o'clock A. M., did serve the within Summons in Assumpsit on Massachusetts Bonding and Insurance Company by leaving a true and attested copy thereof, in duplicate, together with copy of Plaintiff's Statement in duplicate, with notice endorsed thereon to file affidavit of defense within fifteen days after service hereof, in the office of the Insurance Commissioner of the Commonwealth of Pennsylvania, with Matthew H. Taggart, Ins. Comm. the lawful attorney, duly constituted by the said Massachusetts Bonding and Insurance Co.
So answers,
N. L. Windsor, 3rd.
Sheriff of Dauphin County, Pa.
By Cornelius Nelley, Deputy Sheriff.
Served the within The Massachusetts Bonding and Insurance Company, the within named defendant, by deputizing the Sheriff of Dauphin County, Pa., as per his return hereto attached. So answers,
Harry B. Smith, Sheriff.
Dec. 8, 1941, Motion for more specific statement filed;
Order: Now, December 8th, 1941, upon presentation and consideration of the above and foregoing motion a rule is hereby granted upon the plaintiff to show cause why it should not file a more specific statement of claim. Returnable sec. reg. All proceedings stayed pending disposition of the rule. Per Curiam.
(Service of copy accepted by plaintiffs atty.)
On Argument List for Sept. Term, 1942, No. 6.
Sept. 28, 1942, Continued by agreement of Counsel.
On Argument List for May Tr. 1943, No. 6. Per Curiam.
May 25, 1943. Rule for a more specific Statement of claim is made absolute. Plaintiff to file same within thirty days from this date. Per Curiam.
June 21, 1943. Amended Statement of claim filed.
Service accepted by Kiebort, Atty for deft.
July 5, 1943. Affidavit of defense and new matter, filed.
Service accepted Atty for pltf
Aug. 10, 1943. Plaintiff's reply to new matter filed. Service accepted
Aug. 23, 1943. Defts. motion to amend new matter contained in its affidavit of defense presented and filed.
Now, August 23, 1943, on presentation and consideration of the foregoing motion, defendant's amendment to "new matter" hereto attached is allowed.
Per Curiam.
O. Clare Kent, President Judge
(See paper filed.)
On Fall Trial List, 1943, No. 11. Sept. 27, 1943 Continued by agreement of Counsel. Per Curiam

May 16, 1945, Motion for Judgment filed;
Order: And now, to wit, this 16th day of May 1945 upon presentation and consideration of the foregoing motion a rule is hereby granted on the plaintiff to show cause why judgment should not be entered in favor of defendant for the reasons stated; returnable sec. reg. Per Curiam
O. Clare Kent, P. J.
On Argt. List for May Term, 1945, No. 6,
May 28, 1945 Argued,
July 11, 1945 Opinion filed; Order; Now, July 11, 1945, the rule to show cause, entered May 16, 1945, why judgment should not be entered in favor of defendant is made absolute and judgment is hereby entered in favor of the defendant. Per Curiam,
O. Clare Kent,
President Judge.
Judgment
Paul D. Slayton,
Corp. p. 122. Prothy.

Herbert A. Mook 38. F. Joseph Thomas Recipt Rec'd in Appeal 1560 A. J. MacFarlane Alderman	O. C. Reiser vs Robert N. Heiges Entered Sept. 29, 1941. Jax & Entry (Paid) $1.50 Costs on Trans. Paid 15.60 Pro. Slayton 11-12-43 4.70 Atty. 3.00	Appeal by Defendant from judgment of S. E. MacFarlane, Alderman. Oct. 2, 1941 Proof of service of notice to Pltff of filing appeal filed Nov. 7, 1941 Statement of claim filed Service accepted by Defts Attorney On Fall Trial List, 1942 No. 27 Oct. 12, 1942 Continued by agreement of counsel to complete agreed settlement. Per Curiam. On Fall Trial List, 1943, No. 22. "Oct 4, 1943 Reported as settled" "Ck"

Nov 9, 1943 Rec'd of Paul D. Slayton Docket fee $3.00
Hubert A Mook atty.

Nov 9, 1943, Rec'd of Paul D. Slayton Pro. 15.60 costs on transcript
Hubert A Mook atty.

And now Nov 9, 1943, this case is settled and discontinued of record.
Hubert A Mook atty for Plaintiff

F. Joseph Thomas
Robert M. Dale

39.

Nov. Jan. Clerk 11-3-41

Commonwealth of Pennsylvania, to the use of Emogene H. Engstrom
vs
Fidelity and Deposit Company of Maryland, a corporation.
Issued Sept. 29, 1941.

	$ 1
Jap + Writ (Paid)	2.00
Shff. Smith (Pd.)	4.30
Shff. Dauphin Co. Pd.	7.35
Pro. for Co. 7/9/42. Pd.	9.25
Atty.	3.00

Summons in assumpsit.
Returnable to first Monday of November next.
Sept. 29, 1941 Statement of claim filed; one copy certified.
On Winter Trial List, 1942, No. 25.
Jan. 12, 1942 Affidavit of defense filed Service accepted.
Jan. 5, 1942 Continued on agreement of counsel Per Curiam.
Writ retd: Served the within Summons in assumpsit on the Fidelity and Deposit Company of Maryland, on the 24th day of October, 1941, at 11:000 o'clock A.M. by leaving a true and attested copy thereof in duplicate, together with copy of Plaintiff's Statement in duplicate, with notice endorsed thereon to file affidavit of defence within fifteen days after service hereof, in the office of the Insurance Commissioner of the Commonwealth of Pennsylvania, with Matthew H. Taggart, Ins. Comm'r the lawful attorney duly constituted by the said Fidelity & Deposit Company of Maryland. So answers,
W. L. Windsor, 3rd, Sheriff of Dauphin Co. Pa., by Cornelius Kelley, Dep. Shff.
Served the within Summons, together with Copy of Statement of Claim, upon Fidelity and Deposit Company of Maryland, a corporation, defendant, by deputizing the Sheriff of Dauphin County, Pa., as per his return hereto attached. So answers, Harry B. Smith, Sheriff.
And now, Feb. 17, 1942, On motion of plaintiffs attorneys, Rule to show cause granted why judgment should not be entered in above case, for want of a sufficient affidavit of defense; returnable sec. reg. etc; all proceedings to stay meanwhile. Per Curiam. (See paper filed)
Feb. 19, 1942, Service of rule accepted by defts attorney.
Now, May 4, 1942, upon motion for amendment of the affidavit of defense, in open Court, - the same is granted, and the amendments set forth in said motion are ordered filed and that the same shall become a part of the affidavit of defense in said case (See paper filed) Service accepted by Pltffs. Atty. Per Curiam.
And now, May 7, 1942, Rule to show cause granted why judgment should not be entered for want of a sufficient affidavit of defense as amended in the above case; Returnable sec. leg. and sec. reg. All proceedings to stay meanwhile. (See paper filed.) Per Curiam
Now, May 14, 1942, On motion of defts. attorney, the Court grants a Rule on the plaintiff to show cause why judgment should not be entered against the plaintiff and for the defendant on the pleadings. Returnable sec. leg. and sec. reg. Per Curiam. (See paper filed.)
On Argt. List for May 1, 1942, No 7 - 2 Rules. May 6, 1942, Argued.

And now July 19, 1942 this action is hereby discontinued, ended and settled
F. Joseph Thomas
Attorney for Plaintiff

Donald C. Thompson
40.

In re Incorporation
of
The Bethany Methodist
Church of Meadville, Pa.
Entered Sept. 29, 1941.

Pro. Clayton (Paid)	$4.00
Tribune Republican	5.50
Titusville Herald	5.50

Sept. 29, 1941, Certificate and Articles of Incorporation filed.

Same day, Certificate of availability of name by Deputy Secretary of the Commonwealth filed.

Oct. 6, 1941, Proofs of publication in the Tribune Republican, Meadville, Pa., and The Titusville Herald, Titusville, Pa., filed.

Decree of Incorporation:

And now, this sixth day of October, 1941, an application for a Charter and the Articles of Incorporation of The Bethany Methodist Church of Meadville under the "Nonprofit Corporation Law" approved May 5, 1933, and its amendments and supplements, having been presented for approval to me, a Law Judge of the said County of Crawford, Penna., accompanied by proof of the publication of the notice of such application and a certificate from the Department of State showing the registration of the proposed corporate name as required by law, I do hereby certify that I have perused and examined the said instruments and that I find the same to be in the proper form and within the provisions and requirements of the Act of the General Assembly of the Commonwealth of Pennsylvania, known as "The Nonprofit Corporation Law," and that the purposes of the proposed corporation appear to be lawful and not injurious to the community;

It is therefore ordered and decreed, that the Articles of Incorporation of The Bethany Methodist Church of Meadville be and the same are hereby approved and that, upon the recording of the said Articles and this order, the subscribers thereto and their associates and successors shall be a body politic and corporate in deed and in law by the name of The Bethany Methodist Church of Meadville, which shall exist perpetually and shall be invested with, and have and enjoy all the powers, privileges and franchises incident to a nonprofit Corporation and be subject to all the duties, requirements and restrictions specified and enjoined in and by the "Nonprofit Corporation Law," and all other applicable laws of the Commonwealth.

Witness my hand and the seal of the said Court.

Per Curiam,
O. Clare Kent,
President Judge.

Kent & Kent
Murray J. Jordan
41
Docket Entries
4-16-42. P.D.S.

Florence Weber
vs.
William Balizet, Jr.
Issued Oct. 1, 1941

Jas. Twist (paid)	2.00	
Stff. Smith (paid)	2.90	
Stff. King, alias, (pd)	3.40	
Pro. addl. 10/23/46 PD	4.85	
atty.	3.00	

Summons in Trespass; Returnable to first Monday of November next
Writ returned: "Now, Nov. 3, 1941, Nihil habet as to William Balizet, Jr., the within named defendant."
So, answers, Harry B. Smith, Sheriff.
Dec. 23, 1941, Alias Summons in Trespass issued, returnable to first Monday of January, 1942
Alias writ retd.: Served the within Alias Summons personally upon William Balizet, Jr., on Dec. 23, 1941 at 6:45 o'clock P.M., at No. 1098 Liberty Street, City of Meadville, Crawford County, Pa. by handing to him a true and attested copy thereof and making contents of same known to him.
So answers Harry B. Smith, Shff.
April 8, 1942, Statement of claim filed.
On Fall Trial List, 1946, No. 16.
Oct. 7, 1946, reported as settled and continued to perfect.
Per Curiam,

10/22/46, this case settled and discontinued of record.
Kent & Kent
attorneys for plaintiff.

Herbert A. Mook
vs

Nov. 5, 1941, Rec'd. $25.00 costs.
P.B.S.

Nov. 7, 1941 Rec'd of Prothonotary $25.00 Master's fee
Dickson Andrews

Nov 11, 1941 - Rec'd of Paul S Clayton, Pro $ 1/2 of fee
H.B. Nicholls

Dorothy Mae Oberg
vs.
John Charles Oberg
Issued Oct. 1, 1941

	$ c.
Jay & writ (paid)	3.00
Shff. Smith (paid)	3.40
Dickson Andrews, Master	25.00
Pro. fee Co. 11-6-41. Pd.	8.60
Atty.	3.00

Subpoena in Divorce

And now, October 1, 1941 the within petition presented, and Subpoena awarded, returnable to first Monday of November, 1941.

Per Curiam,
O. Clare Kent, P.

Subpoena retd.: Served the within Subpoena in Divorce on the Respondent, personally on the 18th day of Oct. 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above. So answers,

Harry B. Smith, Sheriff

And now, November 5, 1941, Dickson Andrews, Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court.

Per Curiam.

Nov. 7, 1941, Testimony and Report of Master filed.

On Arg. List for Nov. Term, 1941, No. 22.

Nov. 21, 1941, After due consideration a divorce is decreed as prayed for and the respondent is ordered to pay the cost of this proceeding.

Per Curiam.

Decree. And now, to wit: November 21, A.D. 1941, this cause came on to be heard on libel, subpoena, subsequent proceedings and evidence therein, duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed. That the said Dorothy Mae Oberg be divorced and forever separated from the nuptial ties and bonds of Matrimony heretofore contracted between the said Dorothy Mae Oberg the libellant, and the said John Charles Oberg the respondent: and that thenceforth all and every, the duties, rights & claims accruing to either the said libellant or the said respondent at any time hereafter in pursuance of said Marriage shall cease and determine: and the said libellant and respondent shall severally be at liberty to Marry again in like manner as if they had never been married.

per Curiam

Herbert A. Mook
43

Nov. 19, 1941, Rcd. $35.00 costs.
P.D.S.

Now - Nov 21 - 1941
Received $25.00 Master's
Fees -
G. C. Magee Jr.

Dec 11, 1941 - Rec'd of Paul S. Clayton Pros'x Ad Mook atty

Lena I. Flick
vs
Glenn A. Flick
Issued Oct. 1, 1941

		#
Jay & writ (Paid)	3.00	
Shff. Smith (paid)	4.90	
Geo. C. Magee, Jr. Master	25.00	
Pro. Clayton	11-18-41 G. 8.60	
Atty.	3.00	

Subpoena in Divorce and for custody of Clair Lloyd Flick aged 13 years and Jack Leroy Flick aged 11 years being the two minor children of the parties, born of said marriage.

And now, October 1, 1941, the within petition presented, and Subpoena awarded, returnable to the first Monday of November, 1941.

Per Curiam,
O. Clare Kent, P.J.

Writ retd.: Served the within Subpoena in Divorce on the Respondent, personally, on the 10th day of Oct. 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit. So answers,

Harry B. Smith, Sheriff

And now, Nov. 17, 1941, George C. Magee, Jr., Esq. is appointed Master to take testimony in the above entitled case, and make report thereon to the Court,

Per Curiam
O. Clare Kent, P.J.

(See paper filed) Cert. issued.

Nov. 21, 1941, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1941, No. 50.

Dec. 2, 1941, After due consideration a divorce is decreed as prayed for, the respondent, Glenn A. Flick, is ordered to pay the cost of this proceeding and the custody of minor children, Clair Lloyd Flick and Jack LeRoy Flick, is awarded to libellant, Lena I. Flick.

Per Curiam,

Decree - And now, to Wit: December 2 - A.D. 1941 this cause came on to be heard on libel subpoena, subsequent proceedings, and evidence thereon duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered adjudged and decreed, That the said Lena I. Flick be divorced and forever separated from the nuptial ties and bonds of Matrimony heretofore contracted between her the said Lena I. Flick, the libellant and the said Glenn A. Flick, the respondent, and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine, and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been Married.

It is further ordered and decreed that the custody of minor children, Clair Lloyd Flick and Jack LeRoy Flick, is awarded to libellant, Lena I. Flick.

Per Curiam

Herbert A. Mook 44	Blanche Hill Mook vs. Robert Rynd Mook Issued Oct. 1, 1941 Tax & writ (paid) $ 3.00 Shff Smith (paid) 1.60	Subpoena in Divorce And now, October 1, 1941, the within petition presented, and Subpoena awarded, returnable to the first Monday of November, 1941 Per Curiam, D. Clare Kent, P.J. Subpoena returned: Nov. 3, 1941, Non est inventus as to the within named respondent So answers Harry B. Smith Sheriff

McDonald & Kraffert
45

Magdalena Kolton
vs.
John Kolton
Issued Oct. 2, 1941

Jay & writ (paid)	$ 3.00
Stiff Smith (paid)	3.40
Chas. B. Stegner, Master	25.00
Pro. for Co. 11-7-41. Pd.	8.60
Atty.	3.00

Nov. 7, 1941, Rec'd $33.60 costs.
P. D. S.

Nov. 20, 1941. Received $5.00 Master's fee.
Charles B. Stegner
Master.

Subpoena in Divorce

And now, Oct. 2, 1941, upon presentation of the within libel, a Subpoena in Divorce is ordered to be issued, returnable to the first Monday of November next.

Per Curiam
O. Clare Kent, P. J.

Subpoena ret'd.: Served the within Subpoena in Divorce on the Respondent, personally, on the 7th day of Oct. 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit for answers.

Harry B. Smith, Sheriff.

And now, November 7th, 1941 Charles B. Stegner, Esq., is hereby appointed Master as within moved.

Per Curiam.

Nov. 20, 1941, Testimony and Report of Master filed.
On Argt. List for Nov. Term, 1941; No. 42.

Dec. 1, 1941, After due consideration a divorce is decreed as prayed for and the respondent, John Kolton, is ordered to pay the cost of this proceeding.

Per Curiam.

Decree; And now to Wit. December 1, A.D. 1941, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in the said libel are true, it is by the Court ordered adjudged, and decreed, That the said Magdalena Kolton, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between the said Magdalena Kolton the libellant, and the said John Kolton the respondent; and that thereupon all & every the duties, rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage, shall cease and determine; and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam

Thomas & Kiebort
46

Jan-12-1942. Recd $3.00 cts
P.D.C. c.w.b.
(No refund)

May 23, 1942
Received $25.00
master's fee
Gerald D Prather
Master

William M Gates
vs
Jennie Mary Gates
Issued Oct 2, 1941

	10/6/41	#
Jay & writ (paid)		3.00
Staff Smith (paid)		2.90
Staff of Venango Co. (pd)		5.10
Gerald D. Prather, Master		25.00
Pro. for Co. 1-12-42. Pd.		8.60
Atty.		3.08
Prof. $. 6-9-42. Pd.		3.25

Subpoena in Divorce
And now, October 2d, 1941, Subpoena awarded, Returnable to first Monday of November, 1941
Per Curiam
O. Clare Kent, P.J.

Subpoena returned: (a) Served the within Subpoena in Divorce on the within named respondent Jennie Mary Gates, on the 20th day of October, 1941, at her residence in the Borough of Cooperstown, Venango County, Penna, at 10:10 A.M. by handing to her personally a true and correct copy of the within writ, and reading and making known to her the contents thereof. So answers J. O. Bell, Sheriff, Venango Co. (b) Served the within Subpoena in Divorce upon Jennie Mary Gates, respondent, by deputizing the Sheriff of Venango County, Pa, as per his return hereto attached. So answers
Harry B. Smith, Sheriff

And now, January 12, 1942 on presentation of within motion Gerald D. Prather, Esq., is appointed Master.

Feb 18, 1942 Proof of mailing Per Curiam notice to co-respondent at El Segundo, Calif.; receipt dated 1/24/42

And now, February 20, 1942, upon presentation of petition of libellant, an amendment to the averments of the libel is allowed as prayed for. Copy of petition and order thereon to be served upon respondent. In default of appearance by respondent on or before the first Monday of April, 1942, the proceeding will continue ex parte.
(See paper filed)
Per Curiam

Feb 27, 1942, Proof of service of amendment to libel upon Jennie Mary Gates, respondent, at Cooperstown, Pa. filed

May 23, 1942 Testimony and Report of Master filed.

On Arg. List for May Term, 1942; No. 72.

June 11, 1942, After due consideration a divorce is decreed as prayed for and it is further ordered that the said decree shall contain the statutory prohibition as to the marriage of respondent, Jennie Mary Gates, with the co-respondent, Laurence Moyer, during the life time of Libellant, William M. Gates.

Per Curiam
O. Clare Kent P.J.

Decree: And now, June 11, 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings and evidence therein, duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said William M. Gates be divorced and forever separated from the nuptial ties and bonds of

George X. Simonetta
Subpoena & Petition
8-31-45 P.O.S.

47

9-4-45, Recd. $35.00 costs.
P.O.S.

9/14/45 Received $25.00
Master's Fee.
John H. Bozic
Master.

Costs continued:
Appeal, S.C. 11-5-45 Pd. 3.00
Atty. S.C. 3.00
Express 4.B.E. 8-2-45 Pd. 3.00

Mary Ann Wiltse
by her mother and next
friend, Melvora B. Garrison
vs
Herbert M. Wiltse
Issued Oct. 2, 1941

Tax & writ (paid)	$ 3.00
Sheriff Smith (Pd.)	1.60
Sheriff Smith, alias (paid)	1.60
Sheriff ~~Smith~~ King, proc (Pd)	1.15
John H. Bozic, Master	25.00
Pro. for Co. 9-4-45 Pd.	10.00
Pro. addl. 9-22-45 Pd.	.75

Subpoena in Divorce
And now, October 2, 1941, the within petition presented, and Subpoena awarded, returnable to the first Monday of November, 1941.
Per Curiam,
O. Clare Kent, P.J.

Subpoena retd: And now, Nov. 3, 1941, writ returned; non est inventus, as to the within named respondant. So answers
Harry B. Smith, Sheriff.

Nov. 3, 1941, Alias subpoena in divorce issued; returnable first Monday of January 1942.

Alias writ retd. Jan. 5, 1942, Non est inventus as to the within named respondent.
So answers Harry B. Smith, Sheriff

Jan. 5, 1942, Order issued for publication of proclamation in Divorce, returnable to 2d Monday in Feb next

And now, Feb. 9, 1942 --- I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise-News, Cambridge Springs, Pa., a newspaper printed within my bailiwick, once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached
So answers Bert A. King, Sheriff.

And now, September 4, 1945, John H. Bozic, Esq., is hereby appointed Master to take testimony in the above entitled case and make report to the court.
Per Curiam,

Sept. 14, 1945, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1945, No. 35.

Sept. 22, 1945, Affidavit of Non-Military Service of Respondent filed.

Now Oct. 9, 1945 The record in this case discloses that service was made by publication of Proclamation in January of 1942, that the case remained dormant until Sept. 4, 1945 when a Master was appointed to take testimony and report to the Court. Testimony was taken Sept. 11, 1945 at which time libellant testified that respondent was residing with his mother in Rockdale Township, near Cambridge Springs, Pa., in Crawford County. He could have been served personally by issuing a Pluries Subpoena which was not done, consequently we are of the opinion that the Court is without jurisdiction to decree a divorce in this case, wherefore a divorce is refused for want of jurisdiction and the libel is dismissed at the cost of libellant, Mary Ann Wiltse.
Per Curiam,
O. Clare Kent P.J.

Oct. 23, 1945, Order of Court filed reading as follows,

—Continued on Page 693.

Peters & Prather	James M. Reaugh, surviving party plaintiff	Of Nos. 39 and 40 Nov. Term, 1936, Mfp. Doc
48	vs	Scire Facias to revive and continue the lien of the above judgment; Returnable to next term.
	Mrs. Crescentia Ballagi	Ba. page 91
	Issued Oct. 2, 1941	Oct. 2, 1941 Statement of claim filed
		copy certified.
	Pro. Slayton (paid) 2.50	Oct. 17, 1941 Amicable Sci. Fa. and con-
	Shff. Smith (paid) 2.90	fession of judgment, signed by
	Pro. Slayton 10-17-41 Rd. 2.25	defendant and plaintiff, filed, to wit:
	Atty 3.00	It is agreed That the Prothonotary
	10.65	of said Court enter an Amicable
	Note: $8.73 costs included in debt	Scire Facias upon the above judgment

with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and due so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant for the sum of Seven Hundred fifty-four and 25/100 Dollars, being the amount of debt, interest to Sept 24, 1941, [attys com of $30.00], and costs now due on the original judgments; with all the waiver and conditions contained in the original judgment note.

Debt $754.25

Interest from Sept. 24, 1941

Judgment.

Paul D. Slayton, Pro

Ba. page 91.

Nov. 15, 1941, Sci. Fa. and copy Statement returned without service on the defendant, by Harry B. Smith, Sheriff. (See direction by Plffs attys on writ)

February 5, 1944, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.

Peters & Prather

Frank D. Prather

Witness: Paul D. Slayton, Pro.

Fee paid 2-7-'44

Walter J McClintock, Esq
Geo C Magee, Jr.

49

Raymond C Miller

D C Rhodes, doing business as Rhodes Funeral Service

vs

William G Smith, Executor of the estate of Emma A Smock, deceased

Entered Oct. 2, 1941

Tax & entry (paid) $2.25

Costs inc. dis. Pd. 1-18-44 7.50

Summons in Assumpsit. Returnable to the first Monday of November next. Sm. pages 148 & 45

Now, October, 1941, Raymond C Miller, Esq, appears as and for the defendants above named, waives the issuance of a Summons and the service by the Sheriff, with the same force and effect as though the Summons had been duly and regularly issued by the Prothonotary, and the writ regularly served upon them by the Sheriff of Crawford County. (See praecipe)

Sept. 18, 1942, Statement of claim filed. Service accepted by Defts Atty

Sept. 30, 1942, Affidavit of defense filed.

On Winter Trial List, 1943; No. 15.

Jan. 7, 1943. Walter J McClintock, Esq., appears for plaintiff. (See paper filed)

Janry 7, 1943. On motion in open Court by Walter J McClintock Esq. Atty for plaintiff, the above case is continued and marked Remanet. Per Curiam (See paper filed)

~~On Spring Trial List 1943; No. 4, March 3, 1943.~~

February 22, 1943 Motion for Continuance filed.

Order:— Now, February 22, 1943, the above case is ordered continued.

Per Curiam, O. Clare Kent, President Judge.

Feby 22, 1943 Continued on application of plaintiff (sickness). (See Courts Trial List.) Per Curiam

On Winter Trial List, 1944; No. 6.

Janry 3, 1944 Continued on application of plaintiff, marked Remanet, and to be placed at head of March, 1944 trial list; at which time the case must be proceeded with to trial, or judgment of non pros. will be entered.

Per Curiam.

Same day, Certificate of physician and motion for continuance filed.

Audrew, Jan 18-1944 the above entitled case is discontinued and settled & neard. Prothonotary is directed to so mark the index.

Geo C Magee Jr
Atty for D C Rhodes

Stuart A. Culbertson

50

La Verne H. Loughner

vs.

Harry W. Loughner

Issued Oct. 4, 1941

#

Jay & writ (paid)	3.00
Shff. Smith (paid)	8.60
Shff. Smith, alias (Pd)	1.60
Shff. King, Jdm.	3.40
Donald C. Thompson, Master	25.00
Pro. for Co. 4-14-42. Pd.	10.00
Atty.	3.00

April 14, 1942 Recd. $35.00 cost. P.D.S.

5/15/42 - Recd $25.00 Master's fee Donald C. Thompson, master.

Subpoena in Divorce and for the custody of the two children of the parties, to wit, William Elmer Loughner, aged three years and Thomas Harry Loughner, aged one and one half years

And now, October 3, 1941, the within petition presented, and Subpoena awarded, returnable to the Novem Term, 1941

Per Curiam
O. Clare Kent, P.J.

Subpoena returned: Nov. 10, 1941, Non est inventus as to the within named respondent.

So answers, Harry B. Smith, Sheriff.

Nov. 12, 1941, Alias Subpoena in Divorce issued, returnable to first Monday of January next.

And now, Jan. 5, 1942, writ returned; non est inventus as to the within named respondant. So answers,

Harry B. Smith, Sheriff.

Feb. 2, 1942 Pluries Subpoena in Divorce issued, returnable to first Monday of April next.

Pluries Subpoena returned: Served the within Pluries Subpoena in Divorce on the Respondent personally, on the third day of February, 1942, by delivering to him the contents thereof, as appears from affidavit as above So answers Bert A. King, Sheriff.

And now, April 14, 1942 Donald C. Thompson, Esq. is hereby appointed Master to take testimony in the above entitled case and make report to the court.

Per Curiam,

May 15, 1942, Testimony and Report of Master filed.

On Argt. List for May Term, 1942, No. 30.

May 25, 1942, Affidavit of non-service of respondent in the armed forces of the U.S., filed.

Now June 3, 1942 After due consideration a divorce is decreed as prayed for, the respondent, Harry W. Loughner, is ordered to pay the cost of this proceeding and the custody of minor children, William Elmer and Thomas Harry Loughner, is awarded to Libellant, La Verne H. Loughner.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: June 3, A.D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said La Verne H. Loughner, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said La Verne H. Loughner the

(Continued on page 631)

J. Berry Eckels
51
F. Joseph Thomas

Note to State Auditors. The tax in this case was included in the Report for Oct. 1941. P.D.S.

Lawrence Foster
vs
Jesse E. Hamilton
Entered Oct. 4, 1941

	$ ¢
Tax Entry (paid)	1.50
Costs on Trans (44.00 Plff 2.00 Deft)	7.45
Pro. for Co. 5/8/42. Pd.	1.75
Atty.	3.00

Appeal by Deft. from Judgment of S. G. MacTarnaghan, Alderman.
Oct. 4, 1941, Proof of notice to plaintiff of filing appeal filed.
And now, April 10, 1942, on praecipe of defendant's attorney judgment of non. pros. is hereby entered against the plaintiff for want of a statement and affidavit of claim.
Judgt. of Non. Pros.
F. p. 108. Paul D. Slayton, Prothy.

Donald C Thompson
52

Linna B Henry
vs
Glenn E. Henry
Issued Oct 6, 1941

Tax & writ (paid)	$ 3.00
Geo. W. Bunce on Sub(fee)	2.00
M.B. Maloney, Master	25.00
Pro. for Co. 11-11-41, Cd.	8.40
Atty.	3.00

Nov. 10, 1941, Rec'd $35.00 costs.
R. D. S.

Nov 20, 1941, Rec'd from Reed D. Slayton, Proch, 25.00 Master's Fee
Mar. B. Maloney

Dec. 4, 1941 - Rec'd $1.40 Refund.
D. C. Thompson

Subpoena in Divorce
And now, Oct. 6, 1941, Subpoena awarded, Returnable to second Monday of November, 1941.
Per Curiam,

Subpoena retd:- O. Clare Kent, C.J.
George W. Bunce maker affidavit That he served the within Subpoena in Divorce upon Glenn E Henry the respondent named therein, personally, on Monday, October 6, 1941, at or about 2:35 O'M, E.S.T., at the South Gate of Talon, Inc., on Pine Street, Meadville, Crawford County, Penna, by handing to the said Glenn E Henry a full, true and certified copy of this Subpoena in Divorce, and at the same time informing him of the contents thereof. (See affd. on file)

And now, November 10th, 1941, upon hearing the within motion, M. B. Maloney, Esq., is hereby appointed Master to take the testimony in the above case and report thereon to the Court.
Per Curiam.

Nov. 19, 1941, Testimony and Report of Master filed.
On Argt. List for Nov. Term, 1941; No. 38.

Dec. 1, 1941, after due consideration a divorce is decreed as prayed for and the respondent, Glenn E. Henry, is ordered to pay the cost of this proceeding. Per Curiam.

Decree and now to wit December 1st A.D. this cause came on to be heard on libel, subpoena, subsiquent proceedings and evidence therein duly taken and filed of record and it appearing to the Court that the cause set forth in said libel, are true, it is by the Court ordered adjudged and decreed. That the said Linna B. Henry be divorced and forever separated from the nuptial ties & bonds of matrimony heretofore contracted between the said Linna B. Henry the libellant; and the said Glenn E. Henry the respondent; and that there upon all and every the duties, rights & claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said Marriage, shall cease and determine; and the said libellant & respondent shall severally be at liberty to marry again in like manner as if they had never been married.
Per Curiam

NOVEMBER TERM, 1941

J. Perry Eckles

53

Kent + Kent

10/17-41 P.D.&-

+

Aug 3, 1943, Receives $3.00 in cost.

J. Perry Eckles

Andley D. Stevens and Anna Stevens

vs

John Pepicelli

Issued Oct. 6, 1941

Tax writ (Plff. pd)	$ 2.00
Shff Smith (Pd.)	4.20
Prothy Slayton 8/3/43. Pd.	8.45
Jury fee 8/3/43. Pd.	4.00
Atty	3.00
	27.65

Summons in Trespass, Returnable to first Monday of November next.

Oct. 7, 1941, Statement of claim filed.

Oct. 22, 1941, Affidavit of defense and counter claim filed. Service accepted by plaintiffs attorney.

On Winter Trial List, 1942; No. 15.

Jan. 6, 1941, Continued on application of plaintiff, and marked Remanet.

Per Curiam

Writ retd: Served the within Summons, together with Copy of Statement of Claim, personally, upon John Pepicelli, on October 6, 1941, at 3:00 o'clock P.M. at No. 360 Center Street, City of Meadville, Crawford County, Pa., by handing to him a true and attested copy of the within Summons, together with Copy of Statement of Claim and making contents of same known to him.

Nellie M. Shafer, Deputy Sheriff

Harry B. Smith, Sheriff.

On Spring Trial List, 1942; No. 3.

And now, March 2, 1942 jury, selected and sworn, as follows: 1- Morris Mitchell, 2- Clifford Burns, 3- Louis Schlemmer, 4- Ed W. Burkhardt, 5- Mrs. Mabel Unger, 6- Mrs. Harry Mitchell, 7- Mary Ruppersberg, 8- Amy Streich, 9- C. E. Jewell, 10- Geo. M. Tuttle, 11- Margaret McCloskey, 12- Ellis L. Karns: twelve good and lawful persons, who upon their solemn oaths which they have taken, say March 5, 1942, at 5:10 P.M. they find Andley D. Stevens and Anna Stevens guilty of negligence, and find John Pepicelli guilty of negligence.

Aug. 3, 1943. This case discontinued & costs paid. J. Perry Eckles Attorney for Plaintiff.

F. Joseph Thomas
54

Maud Shearer
vs
Elmer Shearer
Issued Oct 6, 1941

Tax & writ (Atty Fee) $ 3.00
Shff. Smith (Paid) 8.90
Otto A. Stolz, Master 25.00
Pro. for Co. 11-12-41. Pd. 8.60
Atty. 3.00

Nov. 10, 1941, Rec'd. $33.60 costs.
P.D.S.

Subpoena in Divorce
And now, October 6, 1941, Subpoena awarded, Returnable to the Second Monday of November, 1941
Per Curiam,
O. Clare Kent, P.J.

Subpoena retd: Served the within Subpoena in Divorce on the Respondent, personally on the 10th day of Oct. 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit. So answers,
Harry B. Smith, Sheriff.

And now, November 10, 1941, Otto A. Stolz, Esq. is appointed Master to take testimony in the above entitled case and to make a report thereon to the Court. Per Curiam.

11/17/41. Paid Otto A. Stolz $25.00 Masters fee by Check No. 1012. P.D.S.

Nov. 17, 1941, Testimony and Report of Master filed.
On Argt. List for Nov. Term, 1941, No. 30.
Nov. 24, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Elmer Shearer, is ordered to pay the cost of this proceeding.
Per Curiam.

Decree. And now to wit: November 27- A.D. 1941 this cause came on to be heard on libel, subpoena, subsequent proceeding and evidence therein duly taken and filed of record and it appearing to the Court that the causes set forth in said Libel are true, it is by the Court ordered adjudged and decreed, That the said Maud Shearer be divorced and forever separated from the nuptial ties and bonds of Matrimony heretofore entered between her the said Maud Shearer the libellant and the said Elmer Shearer, the respondent, and that thereupon all & every the duties rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage shall cease and determine. And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
per Curiam.

Thomas & Kiebort
55

Kenneth W. Rice
16-15-41 P.D.
Withdrawn May 14, 1942

May 18, 1942, Recd. $ 35.00 costs,
P.D.S.
May 22 1942 Recd
25 do masters fee
J. Perry Eckels

June 23 1942
Recd. of Pro. Slayter
90¢ refund of cost
Fred C. Kietzer

William A. Leininger
vs.
Kathleen Leininger
Issued Oct. 6, 1941.

	$
Jay & writ 12/3/41. Pd.	3.00
Shff. Smith (paid)	3.40
J. Perry Eckels, Master	25.00
Pro. for Co. 5-18-42. Pd.	9.10
Atty.	3.00

Subpoena in Divorce

And now October 6, 1941, Subpoena awarded, Returnable to the second Monday of November, 1941.

Per Curiam
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce upon the Respondent personally, on the 8th day of Oct. 1941, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit as above.

So answers Harry B. Smith, Sheriff

And now, May 14, 1942, Pursuant to notice given to Kathleen Leininger, respondent, I hereby withdraw as attorney in this case.

(Sign'd) Kenneth W. Rice.

And now May 18, 1942 upon presentation of within motion J. Perry Eckels, Esq., is hereby appointed Master in the above case.

Per Curiam.

May 22, 1942, Testimony and Report of Master filed.

On Argt. List for May Term, 1942; No. 62.

May 26, 1942, Affidavit of non-military service of respondent filed,

June 8, 1942, After due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P.J.

Decree: And now, June 8, 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed That the said William A. Leininger be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said William A. Leininger, the libellant, and the said Kathleen Leininger, the respondent; And that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner, as if they had never been married.

(See paper filed)

Per Curiam

F. Joseph Thomas
56

Julia M. Mays
vs.
Mont Mays
Issued Oct. 6, 1941

	#
Tax & writ (paid)	3.00
Shff. Smith (paid)	2.90
Shff. McKean Co. (paid)	6.75
J. E. Henretta, Master	25.00
Pro. for Co. 11-12-41. Pd.	8.60
Atty.	3.00

Nov. 10, 1941, Rec'd $23.60 costs.
O. D. S.

Nov. 15th 1941. Received my fees as master in this case.
$25.00
J. E. Henretta

Subpoena in Divorce

And now, October 6, 1941, Subpoena awarded, Returnable to the second Monday of November, 1941.

Per Curiam
Odbare Kent, Pf

Subpoena retd: Served the within Subpoena in Divorce October 11th, A. D., 1941 upon Mont Mays, whom I know by his own admission to be respondent within named, at 22 Chambers St in the City of Bradford, McKean County, Pennsylvania by making known to him the contents thereof and by handing to him a true and attested copy of same personally; So answers,

Geo. D. Calhoun, Sheriff of McKean Co. Pa.

Served the within Subpoena in Divorce, upon Mont Mays, Respondent, by deputizing the Sheriff of McKean County, Pa., as per his return hereto attached. So answers,

Harry B. Smith, Sheriff.

And now, November 10, 1941, J. E. Henretta, Esq., is appointed Master to take testimony in the above entitled case and make a report thereon to the Court. Per Curiam.

Nov. 13, 1941, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1941; No. 25.

Nov. 24, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Mont Mays, is ordered to pay the cost of this proceeding.

Per Curiam.

Decree- and now to wit; November 27- A. D. 1941 this cause came on to be heard on libel subpoena, subsequent proceedings, and evidence thereon duly taken and filed of record and it appearing to the court that the causes set forth in said libel are true, it is by the Court ordered adjudged and decreed. That the said Julia M. Mays be divorced and for ever separated from the nuptial ties and bonds of Matrimony heretofore contracted between her the said Julia M. Mays the libellant and the said Mont Mays the respondent; and that thereupon all and every the duties rights and claims accruing to either the said libellant or the said respondent ~~to any such~~ hereto in pursuance of said marriage shall cease and determine and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

Kenneth W. Rice
57

May 20, 1942, Recd. $35.00 costs
P.D.S.

June 18 1942, I hereby waive Master's fee in the above case: so that it can be settled.
Ro C Magee Jr.

June 18, 1942
Received $26.40
Return of Master's
Fee + Costs.
Kenneth W Rice

Meno H. Besanson
vs.
Hazel A. Besanson
Issued Oct. 6, 1941

Tax & writ (paid)	$ 3.00
Shff Smith (paid)	7.30
Geo. C. Magee, Jr, Master	25.00
Pro. for Co. 5-21-42. Pd.	8.60
Atty.	3.00

Subpoena in Divorce
And now, October 6, 1941, Subpoena awarded, Returnable to the second Monday of November next.
Per Curiam
O Clare Kent, P.J.

Subpoena retd.: Served the within Subpoena in Divorce on the Respondent, personally, on the 16th day of Oct, 1941, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit. So answers,
Harry B. Smith, Sheriff.

And now, May 20, 1942 upon hearing the within motion, George C. Magee, Jr., Esq., is appointed Master in the above entitled case, to take the testimony, and report thereon to the Court.
Per Curiam.

Kenneth W. Rice 58	Mildred Claire Dygert vs Floyd E. Dygert Issued Oct. 6, 1941	Subpoena in Divorce And now, October 6, 1941, Subpoena awarded, Returnable to the second Monday of November next. Per Curiam, O. Clare Kent, P.J.
	Tax on writ (paid) $3.00 Sheff. Smith (paid) 11.40 Paul E. Thomas, Master 25.00 Pro. for Co. 11-15-41 Pd. 8.60 Atty. 3.00	Subpoena retd: Served the within Subpoena in Divorce on the Respondent, personally, on the 10th day of Oct. 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit. So answers, Harry B. Smith, Sheriff.
Nov. 15, 1941, Rec'd. $35.00 costs. P.D.G. And now Aug 10, 1942, I hereby waive payment of any Master fee in the above case Paul E. Thomas.	And now, Nov. 15, 1941, Paul E. Thomas, Esq., is appointed Master in the above case. Per Curiam.	
And now Aug 10, 1942 Received $26.40 return of Master's Fee + Costs + I hereby discontinue this case of record. Kenneth W. Rice Atty. for Libelant.		

NOVEMBER TERM, 1941

Dickson Andrews 59	Martha A. Coon vs. Ralph F. Coon Issued Oct 6, 1941 Taxtwrit (paid) $3.00 Shff Smith (paid) 6.40	Subpoena in Divorce and ~~for~~ custody of Boneta May Coon aged 4 years and William Fulton Coon aged two years, the children of the parties. And now, October 6, 1941, the within petition presented in open Court, and Subpoena awarded, returnable to the second Monday of November, 1941 Per Curiam O. Glare Kent, P.J. Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 8th day of October, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above. So answers Harry B. Smith, Sheriff

Walter J. McClintock 60	Petition of Commissioners of Crawford County for approval of private sale to E P Lee, of Lot No. 125 of Lees Plan of Lots, in Bloomfield Tp., which was assessed in name of Albert Kluck, and sold to said Comrs at Treasurers sale for unpaid taxes, in 1932 Entered Oct. 6, 1941 Pro Slayton $5.00	Now, October 6, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of November, 1941, at 9:30 o'clock A. M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition, Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford (See paper filed) Per Curiam, Nov. 3, 1941, Proof of publication filed. Order of Court authorizing private sale: And now, November 3, 1941, at 9:30 o'clock A. M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law; and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, E. P. Lee of R. D. #4, Union City, Penna a Commission deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam, O. Clare Kent, President Judge.

Walter J. McClintock 61	Petition of Commissioners of Crawford County for approval of private sale to Myrna A. Danner of "Plot Lot No. 6 of Danners S.W. Block Plan of Lots" in Bloomfield Twp, which was assessed in the name of Joseph Larimer, and sold to said Comrs. at Treasurers sale for unpaid taxes in 1934. Entered Oct. 6, 1941 Pro Slayton $5.00	Now, October 6, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of November, 1941, at 9:30 o'clock A.M. or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. (See paper filed.) Per Curiam Nov. 3, 1941, Proof of publication filed. Order of Court Authorizing private sale: And now, November 3, 1941, at 9:30 o'clock A.M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law; and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, Myrna A. Danner of R. D. #3, Union City, Pa. a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam, O. Clare Kent, President Judge.

May B Maloney
62

Olive May Goodwin
vs.
Dale Goodwin
Issued Oct. 8, 1941

Tax & writ (paid) # 3.00
Shff. Smith (paid) 2.90
Shff. Mercer Co. (paid) 7.00
John H Bozic, Master 25.00
Pro Slayton 11-18-41 Pd. $ 60
Atty 3.00

Nov. 17, 1941 Received from Lib Atlantic Atty $35.00 for costs.
Paul D. Slayton
Tho.

11/18/41 Received $25.00
Porter's Fee
John H. Bozic

Rec'd of P. D Slayton Proch $1.40 Refund
Neal Bleakley
Atty for Plff.

Subpoena in Divorce

And now, October 7, 1941, Subpoena awarded; Returnable to the 2d Monday of November, 1941.

Per Curiam,
O. Clare Kent, P.J.

Subpoena retd: Served the within Subpoena in Divorce on Dale Goodwin, Respondent, on the 24th day of October, 1941 at 11:00 A. M., at his place of employment, Ebert Service Station, Mercer, Mercer County, Pennsylvania, by handing a true and attested copy to him, personally, and making known to him the contents thereof.

So answers,
Alex Elliott, Sheriff of Mercer County, Pa.

Served the within Subpoena in Divorce upon Dale Goodwin, Respondent, by deputizing the Sheriff of Mercer County, Pa., as per his return hereto attached. So answers,
Harry B. Smith, Sheriff.

And now, Nov. 17, 1941, John H. Bozic, Esq. is appointed Master in the above entitled case
Per Curiam
O. Clare Kent, P.J.

(See paper filed) Cert. issued

Nov. 18, 1941, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1941; No. 34.

Nov. 27, 1941, After due consideration a divorce is decreed as prayed for and the respondent is ordered to pay the cost of this proceeding.

-Decree- Per Curiam.

And now, to-wit, November 27, A.D. 1941, this cause came to be heard on libel subpoena, subsequent proceedings and evidence thereon, duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered adjudged and decreed, That the said Olive May Goodwin be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Olive May Goodwin, the libellant, and the said Dale Goodwin the respondent, and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent at any time hereafter in pursuance of said marriage, shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

NOVEMBER TERM, 1941

Thomas & Kiebort 63	J. Kay Young vs. Arnold Kunzinger Issued Oct. 8, 1941 Tax & writ (Plff. fds) $2.00 Steff Smith	Summons in Trespass, Returnable to the second Monday of November, 1941.

Dickson Andrews 64	In re: Incorporation of George Washington Carver Center, (of Meadville, Pa.) Entered Oct. 8, 1941	October 8, 1941, Certificate for Incorporation filed, having annexed thereto certificate of availability of name and of registration in the Office of the Secretary of the Commonwealth.
	Pro Slayton (paid) 4.00 Trib. Pub. Co. 5.50 Titusville Herald, Inc. 5.50	Oct. 13, 1941, Proofs of publication of notice in Meadville Tribune-Republican and Titusville Herald filed.

Decree: And now, to wit, October 13, 1941, the Articles of Incorporation of the George Washington Carver Center, of Meadville, Pa., under the Act of Assembly known as the "Non-Profit Corporation Law," approved May 5, 1933, its amendments and supplements, accompanied by a proof of the notice of application for a charter and a certificate from the Department of State, showing the registration and availability of the proposed corporate name as required by law, having been presented to me, President Judge of said Court, I do hereby certify that I have examined and perused the said instruments, and that I find the same to be in due and proper form and within the provisions and requirements of the said Act of Assembly, and that the purposes of the proposed corporation appear to be lawful and not injurious to the community, and therefore, on motion of Dickson Andrews, Esquire, upon behalf of the incorporators,- It is hereby ordered and decreed, that the Articles of Incorporation of the George Washington Carver Center be and the same are here approved, and that, upon the recording of the said Articles and this order, the subscribers thereto, and their associates and successors, shall be a corporation by the name of "George Washington Carver Center," for the purposes and upon the terms stated therein.

Per curiam,
O. Clare Kent,
President Judge.

NOVEMBER TERM, 1941

F. Joseph Thomas
65

Nov. 10, 1941, Rec'd. $33.60 costs.
P.D.S.

Nov 20 1941 Rec'd
$25.00 master fee.
Frank D. Prather

Emelina Trubic
vs
John Trubic
Issued Oct. 9, 1941

Tax & writ (paid)	$ 3.00
Shff Smith (paid)	3.90
Frank D. Prather, Master	25.00
Pros. for Co. 11-12-41. Pd.	8.60
Atty	3.00

Subpoena in Divorce
And now, October 9, 1941, Subpoena awarded, Returnable to the second Monday of November, 1941
Per Curiam,
Olclare Kent, P.J.

Subpoena ret'd: Served the within Subpoena in Divorce on the Respondent, personally, on the 23rd day of Oct. 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit. So answers,
Harvey B. Smith, Sheriff.

And now, November 10, 1941, Frank D. Prather, Esq., is appointed Masters to take testimony in the above entitled case and make report thereon to the Court.
Per Curiam,

Nov. 20, 1941, Testimony and Report of Master filed,
On Argt. List for Nov. Term, 1941; No. 40.

Dec. 1, 1941, After due consideration a divorce is decreed as prayed for and the respondent, John Trubic, is ordered to pay the cost of this proceeding.
Per Curiam.

Decree. And now to-Wit; December 1. A.D. 1941 this cause came on to be heard on libel subpoena subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the court ordered adjudged and decreed. That the said Emelina Trubic be divorced and forever separated from the nuptial ties and bonds of Matrimony heretofore contracted between the said Emelina Trubic the libellant and the said John Trubic the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage shall cease and determine; and the said libellant & respondent shall severally be at liberty to marry again in like manner as if they had never been married.
Per Curiam

F. Joseph Thomas
66

Jeannette Stainbrook
vs
Frederick R. Stainbrook
Issued Oct. 9, 1941

Tax writ (paid)	3.00
Shff. Smith (paid)	1.60
Shff. Smith, alias (paid)	1.60
Shff. King, proc. (paid)	1.15
Frank D. Prather, Master	25.00
Pro. for Co. 2-23-42. Pd.	10.00
atty.	3.00
Pro. addl. 2/23/42. Pd.	.50

Subpoena in Divorce and for the custody of Frederick R. Stainbrook (Jr.), born March 21, 1936, child of the parties.

And now, October 9, 1941, Subpoena awarded, Returnable to the second of November next.

Per Curiam,
O. Clare Kent, P.J.

Subpoena retd: And now, Nov. 10, 1941, writ returned; non est inventus, as to the within named respondant. So answers,

Harry B. Smith, Sheriff.

Nov. 11, 1941, Alias Subpoena in Divorce issued; returnable first Monday of January, 1942.

Alias writ retd: Jan. 5, 1942 Non est inventus as to the within named respondent. So answers Harry B. Smith, Sheriff

Jan. 7, 1942 Order issued for publication of proclamation in divorce, returnable to 2d Monday of Feb. next.

And now, Feb. 9, 1942 -- I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise-News, Cambridge Springs, Pa. a newspaper printed within my bailiwick once a week for four successive weeks prior to Return day thereof, as per copy of said proclamation and proof of publication hereto attached.

So answers, Bert A. King, Sheriff.

And now, February 23, 1942, Frank D. Prather, Esq., is appointed Master to take testimony in the above entitled case and make a report thereon to the Court. Per Curiam.

May 23, 1942, Testimony and Report of Master filed.

On Trgt. List for May Term, 1942, No. 74.

May 25, 1942, Affidavit that respondent is not in the armed forces of the U.S. filed.

June 11, 1942, After due consideration a divorce is decreed as prayed for, the respondent, Frederick R. Stainbrook, is ordered to pay the cost of this proceeding and the custody of minor child, Frederick R. Stainbrook, Jr., is awarded to libellant, Jeannette Stainbrook.

Per Curiam
O. Clare Kent P.J.

Decree: And now, to wit, June 11, A.D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings and evidence therein duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Jeannette Stainbrook be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Jeannette Stainbrook

Feby. 23, 1942, Rec'd $35.00 costs
P. D. B.

Nov May 23 Rec'd $25.00 Masters fee in above case
Frank D. Prather
master.

Continued on page 631

Paul E Thomas
67

Nov. 10, 1941, Rec'd $33.60 costs.
P. D. S.

Nov. 18, 1941 – Rec'd $25.00 Master's fee Donald C. Thompson, Atty.

Kathryn E. Kirk
vs
Francis J. Kirk
Issued Oct. 9, 1941,

Tax & writ (paid)	$ 3.00
Shff Smith (paid)	7.30
Donald C. Thompson, Master	25.00
Pro. for Co. 11-11-41. Pd.	8.60
Atty.	3.00

Subpoena in Divorce
And now, October 9, 1941, Subpoena awarded, Returnable Second Monday of November next.
Per Curiam
Oldare Kent P.J.

Subpoena retd: Served the within Subpoena in Divorce on the Respondent, personally, on the 15th day of Oct. 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above.
So answers,
Harry B. Smith, Sheriff

And now, Nov. 10, 1941, Donald C. Thompson, Esq., is hereby appointed Master.
Per Curiam

Nov. 18, 1941, Testimony and Report of Master filed.
On Argt. List for Nov. Term, 1941, No. 32.

Nov. 27, 1941, After due consideration a divorce is decreed as prayed for and the respondent, Francis Kirk, is ordered to pay the cost of this proceeding.
Per Curiam.

Decree. And now, to wit: November 27, A.D. 1941 this cause came on to be heard on libel, subpoena, subsequent proceedings and evidence thereon, duly taken and filed of record, and it appearing to the Court that the causes set forth in said Libel are true, it is by the Court ordered adjudged and decreed, That the said Kathryn E. Kirk be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Kathryn E. Kirk the libellant, and the said Francis J. Kirk the respondent; and that thereupon all and every the duties, rights & claims, accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease & determine; and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
Per Curiam.

Kenneth W. Rice
68

Beatrice Schreckengost
vs.
Russell Theodore Schreckengost
Issued Oct. 9, 1941

Tax & writ pd. 10-15-41	3.00
Shff. Smith	1.60
Shff. Smith, alias	390
Geo. X. Simonetta, Master	25.00
Pro. for Co. 1-29-42, Pd.	9.60
Atty.	3.00

Subpoena in Divorce
And now, October 9, 1941, Subpoena awarded, Returnable to the second Monday of November 1941,
Per Curiam
O. Clare Kent P.J.

Subpoena returned: Nov. 10, 1941, Non est inventus as to the within named respondent, So answers,
Harry B. Smith, Sheriff

Nov. 26, 1941, Alias Subpoena in Divorce issued, returnable to 1st Monday of January next

Alias Subpoena returned: Served the within alias Subpoena in Divorce on the Respondent personally, on the sixth day of December, 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit as above.
So answers Harry B. Smith, Sheriff

And now, January 28, 1942 George X. Simonetta, Esq. is appointed Master in the above entitled case to take the testimony and report thereon to the Court.
Per Curiam

Feby. 4, 1942, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1942, No. 29.

Feby. 25, 1942 After due consideration a divorce is decreed as prayed for and the respondent, Russell Theodore Schreckengost, is ordered to pay the cost of this proceeding.
Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: February 25, A. D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered adjudged and decreed, That the said Beatrice Schreckengost, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Beatrice Schreckengost, the libellant, and the said Russell Theodore Schreckengost, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
Per Curiam.

March 9, 1942 Notice by libellant filed, of her election to retake and hereafter use and resume her maiden name of Beatrice Wise.

Jan. 28, 1942, Recd. $35.00 costs.
P.R.S.

Feb 4, 1942 —
Rec'd $25.00 Master fee in within entitled case:
George X. Simonetta
Received 40¢ returned cost —
K. W. Rice Atty for Libellant

Geo. C. Magee, Jr.
by

Dec. 10, 1941, Rec'd. $35.00 costs.
P. D. S.
12-15-1941 - Rec'd $25.00 master's fee - Donald C. Thompson, Master.

Rec'd $1.40 costs in the above case -
March 17-1942
Geo. C. Magee Jr.

Annie Elesebeth Boyer
vs.
Melvin E. Boyer
Issued October 9, 1941

Tax & writ	10-15-41	$ 3.00
Shff. Smith (Paid)		2.90
Shff. Fayette Co. (Paid)		6.60
Donald C. Thompson, Master		25.00
Pro. for Co. 12-10-41. Pd.		8.60
Atty.		3.00

Subpoena in Divorce
And now, October 9, 1941, Subpoena awarded, Returnable 2d Monday in November, 1941.

Per Curiam
O. Clare Kent, P.J.

Subpoena ret'd: Served the within Subpoena in Divorce on the Respondent, personally, on the 17th day of October 1941, by delivering to him a true and attested copy of same and making known to him the contents thereof, as appears from affidavit. So answers,

Charles T. Frock,
Sheriff of Fayette County, Penna.

Served the within Subpoena in Divorce, upon Melvin E. Boyer, Respondent, by deputizing the Sheriff of Fayette County, Pa., as per his return hereto attached and made part of this return.

So answers,
Harry B. Smith, Sheriff.

And now, Dec. 10th, 1941 Donald C. Thompson, Esq., is hereby appointed Master to take testimony in above divorce case and make report thereon to the Court.

Per Curiam.

Dec. 17, 1941, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1942; No. 27.

Feby. 25, 1942 After due consideration a divorce is decreed as prayed for, and the respondent, Melvin E. Boyer, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: February 25, A. D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, It is by the Court ordered, adjudged and decreed, That the said Annie Elesebeth Boyer, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Annie Elesebeth Boyer, the libellant, and the said Melvin E. Boyer, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

Walter J. McClintock

70

Warren Savings Bank and Trust Company
vs.
N. G. Hoagvall, Defendant, and O. H. Holder and Leland J. Culbertson Garnishees.
Issued October 10, 1941

	#	
Jay & writ	10/13/41	2.75
Shff. Smith (paid)		4.80
Pro. for Co.	3/20/42 Pd.	1.50
Atty.		3.00

Of No. 265, September Term, 1941 Dft
Attachment Execution,
Returnable to next term.

Writ returned: Attached as within commanded, the goods, chattels, moneys and credits and effects of the defendant N. G. Hoagvall, alias known as Nils G Hoagvall, in the hands of O. H. Holder, Leland J. Culbertson, Esq. and Thomas & Kiebort, Attorneys, on the 15th day of October, 1941, at 3:55 o'clock P. M. (Thomas & Kiebort), and on the 15th day of October, 1941, at 4:45 P. M. (Leland J. Culbertson, Esq.), and declared in the presence of credible witnesses of the neighborhood that the said goods, moneys, estate and effects were attached as the goods and effects of the defendant in the hands of the said Garnishees; and at the same time summoned the said Leland J. Culbertson, Esq., and Thomas & Kiebort, attorneys as garnishees, by handing a true and attested copy of the within writ to Leland J. Culbertson, Esq., personally, at No 360 Center Street, City of Meadville, Crawford County, Pa., and also served Thomas & Kiebort, attorneys, by serving Albert L. Thomas, he being a member of the firm of Thomas & Kiebort, at their office in the Crawford County Trust Company Building, Chestnut and Market Streets, City of Meadville, Crawford County, Pa., by handing to him a true and attested copy of the within writ, and making contents of same known to him. Nihil habet as to O. H. Holder Garnishee. Nihil habet as to N. G. Hoagvall, also known as Nils G. Hoagvall. So answers Nellie M. Shafer, Deputy Sheriff
Harry B. Smith, Sheriff.

Now March 20, 1942 I hereby discontinue the within attachment execution and direct the Prothonotary to mark the same discontinued of record
Walter J. McClintock
Atty for Pltf.

Stuart A Culbertson
71

Nov. 10, 1941, Rec'd $35.00 costs.
P. D. S.

Nov. 14, 1941. Rec'd $25.00
of Prothonotary
Master's fee
Dickson Andrews

Dec 8/941 rec'd
of Dr Waugh
$1.40 refund in case
Dismissed Culbertson
Atty for Libellant

James William Haworth
Vs.
Dorothy L. Haworth
Issued Oct. 11, 1941

Jay & writ Paid	$ 3.00
Shff Smith paid	3.40
Dickson Andrews, Master	25.00
Pro. for Co. 11-11-41 Pd.	8.60
Atty.	3.00

Subpoena in Divorce

And now, October 11, 1941, the within petition presented, and Subpoena awarded; returnable to the second Monday of November, 1941

Per Curiam,
O. Clare Kent, P.

Subpoenas retd: Served the within Subpoena in Divorce on the Respondent, personally, on the 16th day of Oct. 1941, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit. So answers,

Harry B. Smith, Sheriff.

And now, November 10, 1941 Dickson Andrews, Esq., is hereby appointed Master to take testimony in the above entitled case and make report to the court.

Per Curiam

Nov. 14, 1941, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1941; No. 28.

Nov. 27, 1941, After due consideration a divorce is decreed as prayed for.

Per Curiam,

Decree, And now. to wit. November 27-A.D. 1941 this cause came on to be heard on libel suppoena. subsequent proceedings. and evidence therein duly taken and filed of record and it appearing to the Court that the causes set forth in said libel are true it is by the court ordered adjudged and decreed. That the said James William Haworth be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said James William Haworth the libellant and the said Dorthy L. Haworth. the respondent; and that thereupon all and every the duties. rights and claims accruing to either the said libellant or the said respondent at any time hereto fore in pursuance of said marriage shall cease and determine; and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married

per Curiam.

John I. Kent	Dr. H.H. Walker	Summons in Assumpsit. Returnable to first Monday of November next.
vs.	vs.	
Robert F. Kent	Helen O'Brien, Executrix of estate of Julia Probst, dec'd	O'Fr. 81 P'fr. 109
	Entered Oct. 13, 1941	Oct. 13, 1941, Robert F. Kent, Esq., appears for defendant, accepts service in the within case, and waives the issuing and service of a summons with the same force and effect as if a summons had been duly issued and served by the Sheriff and return made thereof. (See praecipe)
	Jay Henry (Pltff's fee) 2.25	

8/20/42, this case settled + discontinued of record.
John I. Kent.
Attest: Paul D. Slayton, Prothonotary

NOVEMBER TERM, 1941

Raymond L. Miller 73	A. K. Britton vs. Budd Carroll and Grace F. Carroll Issued Oct. 14, 1941 $ - Tax & writ (paid) 2.00 Shff Smith (Pd.) 2.50	Summons in Assumpsit. Returnable to first Monday of November, 1941. Writ retd: Now, Nov. 3, 1941, no service as to Budd Carroll and Grace F. Carroll, the within named defendants. So answers, Harry B. Smith, Sheriff

Stuart A. Culbertson J. Perry Eckels 74 John D. Bizzi Atty. for Defts. 2/2/42. P.D.S.	Walter Smith, Harry Hirschberger, and Donegal and Conoy Mutual Fire Insurance Company vs. K. R. Messenger Issued Oct. 16, 1941 Tax writ (Atty. & pd) 2.00 Shff. Smith (Pd.) 5.54 Shff. King alias paid 4.25	Summons in Trespass Returnable to first Monday of Nov. next. Oct. 27, 1941, Statement of Claim filed. 2 Copies certified. Jan. 2, 1942, Writ retd: Now, Nov. 3, 1941, served the within Summons upon the Secretary of Revenue of the Commonwealth of Pennsylvania, by sending by registered mail, postage prepaid, a true and attested copy of same, to said Secretary of Revenue, at Harrisburg, Penna., on Oct. 28, 1941, which was duly received by him on October 29, 1941, as evidenced by the registry Return Receipt hereto attached and made part of this return, Service of the above being in conformity to the Act of 16 May 1935, P.L. relating to such service upon a non-resident. Nihil Habet as to K. R. Messenger, the within named defendant. So answers, Harry B. Smith, Sheriff. Jan. 22, 1942, Alias summons in trespass issued; returnable second Monday of February next. July 27, 1942 Certificate that deft. is now in the military service of the U.S., filed. Alias Writ Returned:—Served the within Alias Summons, together with Certified copy of Statement of Claim, upon K. R. Messenger, the within named defendant, by sending him a true and attested copy of same by registered mail, postage prepaid, on January 24, 1942, to his last known address Evanston, Illinois (Cook County), which was duly received by him on January 26, 1942, as per return receipt hereto attached and made a part of this return. So answers, Bert A. King, Sheriff

NOVEMBER TERM, 1941

Walter J. McClintock 75	Petition of Commissioners of Crawford County for approval of private sale to G. Floyd Cole and Edward C. Kightlinger, of 26 acres of land in Hayfield Tp., which was assessed in the name of W.W. Glancy, and sold to said Comrs at Treasurers sale for unpaid taxes in 1934. Entered Oct. 16, 1941 Pro Klayton $5.00	Now, October 16, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of November, 1941, at 9:30 o'clock A.M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the county of Crawford (See paper filed) Per Curiam, Nov. 3, 1941, Proof of publication filed. Order of Court authorizing private sale. And now, November 3, 1941, at 9:30 o'clock A.M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchasers, G. Floyd Cole and Edward C. Kightlinger of R. D. #2, Meadville, Penna., a Commissioners deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam, O. Clare Kent, President Judge.

J. Perry Eckels

76

Gerald D. Prather

National Cash Register Company, a corporation

vs.

Garland E. Fox and Sara C. Maziarz, formerly Sara C. Fox, doing business as The Little Home Bakery, and Garland E. Fox and Ernest F. Maziarz

Issued Oct. 17, 1941

Jay & writ (atty fee)	$ 3.00
Shff. Smith (paid)	9.20
Pro. for Co. 1-3-42. Pd.	1.50
Atty.	3.00

Replevin for one National Cash Register #3678306, style 2852, and one National Cash Register #3890911, style 1943 (5-1C) - 1C; of the value of $200.00 and $300.00, respectively, in all of the value of $500.

Oct. 17, 1941, Affidavit of value filed.

Same day, Pltffs bond, with United States Fidelity and Guaranty Company as surety, in the sum of $1000.00, approved and filed.

Same day, Declaration in Replevin filed. 3 copies certified.

Writ returned: Replevin as within commanded, Oct. 17, 1941, at 5:15 o'clock P. M., all of the within described goods and chattels, and summoned Garland E. Fox and Sara C. Maziarz, formerly Sara C. Fox, doing business as The Little Home Bakery, and Garland E. Fox and Ernest F. Maziarz, the within named defendants, by handing to Garland E. Fox at the Little Home Bakery, North Street, Meadville, Crawford County, Pa., and also served Sara C. Maziarz personally, at the same place, and also served Earnest F. Myers, at the same place by handing to Sarah C. Myers she being an adult member of his wife - on Oct. 17, 1941, at 5:15 o'clock P. M., a true and attested copy of the within writ, together with copy and statement in Replevin, to each of them, and making contents of same known to each of them.

By agreement with attorney J. Perry Eckels, the goods were left with the defendant.

So answers Harry B. Smith, Sheriff

And now, January 3, 1941 it is agreed between J. Perry Eckels, attorney for Plaintiff, and Gerald D. Prather, attorney for defendants, that this case having been settled, the same be marked discontinued, and the Fi. Fa. entered by plaintiffs be cancelled and the sureties thereon released and discharged from all liability thereunder.

J. Perry Eckels
attorney for Plaintiff.

Gerald D. Prather
attorney for Defendants

McDonald & Kraffert

77

Jan. 5, 1942 Received from libellant per attys, $35.50 to cover costs

Paul D. Slayton Pro.

May 25, 1942 - Received from D. Slayton, Pro. $25.00 Master's fee in within case.

J. E. Jack, master

Issued 1st alias writ Certz.

Edward J. McDavitt

Elizabeth Ross, by Mrs. Irene A. Stearns, her mother and next friend,

vs.

Lee J. Ross

Issued Oct. 17, 1941

Tax & writ (paid)	$3.00
Stuff Smith	---
James E. Jack, Master	25.00
Pro. for Co. 1-5-42. Pd.	8.60
Atty.	3.00

Subpoena in Divorce

And now, Oct. 17, 1941, upon presentation of the within libel, a Subpoena in Divorce is ordered, returnable to the first Monday of December, 1941.

Per Curiam,
Oldare Kent, P.J.

Subpoena returned: B. F. Kraffert, Jr. makes affidavit "That he did serve the within Subpoena on the within named respondent, Lee J. Ross, on Monday, Nov. 17, 1941, at 12 o'clock noon, at #202 W. Spring Street, Titusville, Pa., by reading the same to him, and handing to him a true and attested copy of the same. (See affidavit on Subpoena)

And now, January 5, 1942 James E. Jack, Esq., is hereby appointed Master in the above matter, to take testimony and to make report thereon to this Court.

Per Curiam,

May 23, 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942; No. 64.

June 10, 1942, After due consideration a divorce is decreed as prayed for and the respondent, Lee J. Ross, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P. J.

And now, to wit, June 10, A.D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings and evidence therein duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true it is by the Court ordered, adjudged and decreed, That the said Elizabeth Ross be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Elizabeth Ross, the libellant, and the said Lee J. Ross, the respondent; And that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage, shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

(See paper filed)

Per Curiam.

Walter J. McClintock 78	Petition of Commissioners of Crawford County for approval of private sale to Ira Maynard of 95 acres of land in Rockdale Township, which was sold to said Comrs. at Treasurers sale for unpaid taxes in 1939, the same having been assessed in the name of Alma Barber. Entered Oct. 17, 1941 Pro. Clayton $5.00	Now, October 17, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of November, 1941, at 9:30 o'clock P.M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. Per Curiam (See paper filed) O. Clare Kent, P.J. Nov. 3, 1941, Proof of publication filed. Order of Court authorizing private sale. And now, November 3, 1941, at 9:30 o'clock A.M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, Ira Maynard of R.D. #3, Cambridge Springs, Pa. a Commissioners deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam, O. Clare Kent, President Judge.

Kent & Kent 79 John I. Kent.	W. K. Baird, doing business as Baird Funeral Home vs. William Sponsler, Executor of Emma Chester Bates, decd. Entered Oct. 18, 1941 Tax & entry 10/29/41 Paid $ 2.25 Pro. for Co. 12/30/42. Pd. 3.00 Atty. 3.00	Summons in Assumpsit. Returnable to first Monday of November 1941. "S." page 169; "Ba." page 143 "October 18, 1941, I hereby accept service in the within case, and waive the issuance and service of a summons with the same force and effect as if a summons had been duly issued and served by the Sheriff, and return made thereof, and appear for the defendant." (Sgd) John I. Kent Attorney for Defendant. Sept. 11, 1942 Statement of Claim filed. Service of copy thereof accepted by John I. Kent, attorney for William Sponsler, Executor of Emma C. Bates. And now, October 27, 1942, on precipe of plaintiffs attorney judgment is hereby entered in favor of the plaintiff and against the defendant for want of an affidavit of Defense and liquidated at the sum of three hundred sixty & 75/100 dollars, with costs of suit. Debt $360.75 Interest from Sept. 15, 1942. Judgment Paul D. Slayton, Prothy.

S. - p 169; Ba. p 143.

F. Joseph Thomas

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Thomas & Kirkpat 10/28/41.
Attest: P.D.S. Pro

Chas. A. Stegner
F. Pius Kelly
Attest: P.D.S. Pro

Bertha A. Reitze, Administratrix of the estate of Donald F. Reitze, deceased, and The Paul Revere Fire Insurance Company, Buffalo, New York

vs

James Hoovler and Charles S. Gulland

Issued Oct. 18, 1941

Tax & writ (Pd 10/29/41)	$2.00
Stff. Smith (Pd.)	11.90
Pro. Slayton 5-8-42 Pd. 4/6/42	4.05
Pro. disb. & cert. Paid	1.50
Atty.	3.00

Summons in Trespass; Returnable to the first Monday of November next.

Oct. 18, 1941. Statement of claim filed. 2 copies certified.

On Writer Trial List, 1942; No. 14.

Jan. 2, 1942, Writ retd: Served the within Summons, together with Copy of Statement of Claim, personally, upon James Hoovler, on Oct. 21, 1941, at 5:00 o'clock P.M., at No 136 N. Central Avenue, City of Titusville, Crawford County, Pa., by handing to him a true and attested copy of the within Summons together with Copy of Statement of Claim and making contents of same known to him. Also served the within Summons together with Copy of Statement, personally, upon Charles S. Gulland, on Oct. 21, 1941, at 5:05 o'clock P.M., at No. 136 N. Central Avenue, City of Titusville, Crawford County, Pa., by handing to him a true and attested copy of the within Summons, together with Copy of Statement of Claim and making contents of same known to him. So answers,

Harry B. Smith, Sheriff.

"Jany 15, 1942 Reported as Settled."

On Spring Trial List, 1942; No. 24. "Feby 23, 1942 Settled."

Feb. 26, 1942 Petition to authorize compromise and settlement of claims filed.

Order: And now February 26, 1942, upon presentation of the foregoing petition, it is ordered and decreed:

1. The action filed in the above entitled case may be settled upon the terms of the proposed compromise set forth in the foregoing petition.

2. The payment of the fee and expenses set forth in the petition are approved and authorized from the total amount of the settlement, and it is therefore decreed and ordered that Joseph F. Thomas shall receive one forth of the share due the minor, Robert D. Reitze, and one forth of the share due the minor, Helen Reitze.

3. The sum of $500.00 shall be paid to The Paul Revere Revere Fire Insurance Company, Buffalo, New York, on account of damages to the automobile involved in said action.

4. The sum of $796.25 shall be paid to Bertha A. Reitze, to reimburse her for expenses which she has paid, and for which she has not been reimbursed.

5. The balance remaining, after deduction of the $796.25 advanced by Bertha A. Reitze, $500.00 to The Paul Revere Fire Insurance Company of Buffalo, New York, and counsel fee, shall be paid one third to Bertha A. Reitze, widow, and one third to Emmet Williams, Guardian of the estate of Robert D. Reitze, minor, and one third to Emmett Williams, Guardian of the estate of Helene Reitze, minor.

6. Upon receipt of the proceeds of the above settlement, discontinuance of said action is authorized.

Per Curiam
5) O. Clare Kent,
President Judge.

(Contd on margin)

(See paper filed)

And now April 6, 1942 this case is settled ended and discontinued

F. Joseph Thomas
Attorney

Raymond C. Miller 81	Barnes Wall Paper Co. vs. Irving F. Pocrass, doing business as Irving's Wall Paper and Paint Store Issued Oct. 20, 1941 Jas. & writ (paid) $2.00 Shff. Smith (pd) 2.50 Prothonotary Co. 7-20-42. Pd. 1.00 Atty. 3.00	Summons in Assumpsit. Returnable to first Monday of November, 1941. Jan. 2, 1942, Writ retd.: Now, Nov. 3, 1941, no service as to Irving F. Pocrass d. b. a. Irving's Wall Paper and Paint Store, the within named defendant. So answers, Harry B. Smith, Sheriff And now, July 20, 1942, I direct and authorize the Prothonotary to mark the above entitled case settled and discontinued Raymond C. Miller Attorney for Plaintiff

Walter J. McClintock 82	Petition of Commissioners of Crawford County for approval of private sale to William J Wood of one acre of land in Woodcock Tp., which was assessed in name of Mrs Norman Aimes and sold to said Comrs. at Treasurers sale for unpaid taxes, in 1909 Entered Oct. 20, 1941 Pro Clayton $5.00	Now, October 20, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of November, 1941, at 9:30 o'clock A. M., or as soon thereafter as the attention of the Court may be had for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. (See paper filed.) Per Curiam. Nov. 3, 1941, Proof of publication filed. Order of Court authorizing private sale; And now, November 3, 1941, at 9:30 o'clock A. M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, William J. Wood of 965½ Water Street, Meadville, Pa. a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam, O. Clare Kent, President Judge.

Walter J. McClintock

83

Petition of Commissioners of Crawford County for approval of private sale to Roy Glenn Arvin, Chester Burton Arvin and James D. Arvin of 98 acres of land in West Fallowfield Tp., which was assessed in name of Keystone Humus Company and sold to said Comrs at Treasurers sale for unpaid taxes in 1934. Entered Oct. 20, 1941

Prs Slayton $5.00

Now, October 20, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of November, 1941, at 9:30 o'clock A.M. or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford.

(See paper filed) Per Curiam.

Nov. 3, 1941, Proof of publication filed.

Order of Court authorizing private sale:

And now, November 3, 1941, at 9:30 o'clock A.M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, Roy Glenn Arvin, Chester Burton Arvin, and James D. Arvin, of R. D. #3, Conneaut Lake, Pa. a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam.

O. Clare Kent,
President Judge.

Walter J. McClintock 84	Petition of Commissioners of Crawford County for for approval of private sale to Homer J. Whipple and Gertrude Whipple, of a lot in Spring Borough, which was assessed in name of Fred Montgomery, and sold to said Comrs at Treasurers sale for unpaid taxes, in 1935. Entered Oct. 20, 1941 Pro. Clayton $5.00	Now, October 20, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of November, 1941, at 9:30 o'clock A. M., or as soon thereafter as the attention of the Court may be had for hearing upon said petition. Ten days notice to be given by publication in one newspaper of general circulation published in the County of Crawford. (See paper filed) Per Curiam. Nov. 3, 1941, Proof of publication filed. Order of Court authorizing private sale: And now, November 3, 1941, at 9:30 o'clock A. M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchasers, Homer J. Whipple and Gertrude Whipple of Springboro, Pennsylvania, a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam, O. Clare Kent, President Judge.

Peters & Prather

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Oct. 27, 1942. Rec'd 3rd Docket fee Peters & Prather Atty. By Paul Peters

Robert B. Porter and John R. Fry, assignees of Jamestown Banking Co.

vs.

S. C. Morrow and Mrs S. C. Morrow, and Homer D. McClelland, Executor of the estate of G. N. McClelland, decd.

Entered Oct. 21, 1941

Pro. Slayton (paid)	$	2.25
Atty		3.00

Of No. 79 November Term, 1936, App. Doc.

Amicable Scire Facias sur Judgment.

It is agreed That the Prothonary of said Court enter an amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiffs and against the defendants, for the sum of Six hundred seventy-four and 44/100 Dollars, being the amount of debt, interest to Oct. 27, 1941, and costs now due on the original judgment With all the waivers and conditions contained in the original judgment note.

Debt $ 674.44

Interest from Oct. 27, 1941

M. page 62, 62; Mc pages 57 & 47. Judgment.

Paul D. Slayton, Pro.

✓ Oct. 27, 1942, This judgment satisfied. (See paper filed.)

Charles B Stegner 86 Dec. 17. 1945 Paid 6.00 Docket fees. Chas B. Stegner Atty.	The Second National Bank of Titusville, Pa., vs. Frank J. Hand and Mary M. Hand Entered Oct. 23, 1941 Pro. Slayton (paid) $ 2.25 Atty 3.00	Of No. 75 November Term, 1936. Apld Amicable Scire Facias sur Judgment It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned and that a judgment be entered thereon in favor of the plaintiff and against the defendants, for the sum of Nineteen Hundred Dollars ($1900.00), being the amount of debt, interest to October 23, 1941, and costs now due on the original judgment; With all the waivers and conditions contained in the original judgment note. Debt $1900.00 Interest from Oct. 23, 1941 No. page 98, 98. Judgment Paul D. Slayton, Pro Dec. 13, 1945, This judgment satisfied. (See paper filed.)

NOVEMBER TERM, 1941

Herbert E. Varnum 87 Roger M. Brown Corry, Pa	Louis G. Kurschinske vs. Edith M. Kurschinske Issued Oct 23, 1941 Tax & writ (paid) $ 3.00	Subpoena in Divorce And now, Oct. 23, 1941, the within petition presented, and Subpoena awarded, returnable to the first Monday of December, 1941 Per Curiam. O. Blare Kent, P.J. Subpoena prs'd: Leon Brown, Constable for ~~4th~~ Ward of Corry, Pa., makes affidavit that he served the within Subpoena in Divorce on Edith M. Kurschinske, on Nov. 29, 1941, at 5:15 P. M., by reading the original to her and giving her a true and attested copy of the same, at No. 140 Hatch Street, Corry, Pa. (See affidavit on subpoena in Divorce) Dec. 1, 1941, Roger M. Brown, Esq., National Bank Bldg, Corry, Pa. appears for Respondent. (See paper filed)

Walter J McClintock 88	In re notice of agreement to pay damages by County of Crawford to John Vendel and Mary Vendel, owners of property on State Highway, Route #20038, Sec. 2, and #20117, in Concord & Summerhill Tps. Entered Oct 24, 1941 # Pro. Slayton	Copy of notice and of deed of Release and Quit-Claim, with plots. Filed Oct. 24, 1941. Nov. 25, 1941. Proof of publication of notice of agreement filed.

Walter J McClintock 89	R. V. Peterson vs. Helen O'Brien, Executrix of the will of Julia Probst, of Linesville Crawford County, Pa., deceased. Entered Oct. 25, 1941 Tax + entry (paid) $2.25 Pro. for Co. 7-7-42. Pd. 1.00 Atty. 3.00	Summons in Assumpsit Returnable sec. leg. O. page 81; P. page 109. "And now, Oct. 25, 1941, we accept service of the within case, and waive the issuance and service of summons, with the same effect as if a summons had been duly issued and served by the Sheriff, and return thereof made by him." (Sgd) Kent & Kent by Robert F. Kent, (See praecipe) Attys for defendant.

Now July 7, 1942 this case is duly discontinued & ended —
Walter J. McClintock atty for Pltff.

J. Berry Eckels 90	First National Bank in Connaautville, Pa, vs F. M. McMillen Entered Oct. 25, 1941 Pro. Slayton (paid) 2.25 Atty 3.00	Of No. 299 February Term, 1931, D.S. 53 to No. 276 May Term, 1936, Apt. Doc Amicable Scire Facias sur Judgment It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county, and duly so returned; And that a judgment be entered thereon, in favor of the plaintiff and against the defendant, for the sum of Six Hundred Fifteen and 25/100 Dollars, being the amount of debt, interest to Oct. 24, 1941, now due on the original judgment; With all the waivers and conditions contained in the original judgment viz Debt 615.25 Interest from Oct. 24, 1941 Mc page 67 Judgment Paul D. Slayton, Pro.

1/25 1942

Received satisfaction in full of the above Judgment, Debt Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

J. Berry Eckels

Witness: Paul D. Slayton

Thomas & Kiebort
91

Feby. 10, 1942, Recd $35.00 costs.
O.D.S.

Feb 16 1942 - Recd
25.00 Master fee
Geo C Magee Jr

Emma A. McEvoy
vs
Edward P. McEvoy
Issued Oct. 28, 1941

Tax & writ (paid)	$ 3.00
Staff Smith (paid)	1.60
Staff Smith, alias (pd)	1.60
Staff King proc. (paid)	11.15
George C. Magee, Master	25.00
Pro. for Co. 2-10-42 Pd.	10.00
Atty.	3.00
Pro. for Co 2-16-42. Pd.	.50

Subpoena in Divorce
And now, October 28, 1941, Subpoena awarded, Returnable to the first Monday of December, 1941
Per Curiam
O. Clare Kent, P.J.

Subpoena retd: Dec. 1, 1941, Non est inventus as to the within named respondent. So answers
Harry B. Smith, Sheriff.

Dec. 3, 1941, Alias Subpoena in Divorce issued, returnable to first Monday of January next

Alias Subpoena returned: Jan. 5, 1942 Non est inventus as to the within named respondent. So ans. Harry B. Smith, Shff.

Jan. 6, 1941, Order issued for publication of proclamation in divorce, returnable to 2d Monday of Feb. 1942

And now, Feb. 9, 1942 --- I have made proclamation in the above entitled case according to law, and caused the same to be published in the Enterprise-News, Cambridge Springs, Pa., a newspaper printed within my bailiwick, once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached. So answers Bert A King, Sheriff.

And now, Feb. 10th, 1942 on presentation of within motion George C. Magee, Jr., Esq. is appointed Master in above case. Per Curiam

Feby. 16, 1942 Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1942, No. 35.

Feby. 26th, 1942 After due consideration a divorce is decreed as prayed for and the respondent, Edward P. McEvoy, is ordered to pay the cost of this proceeding.
Per Curiam
O. Clare Kent, P.J.

Decree

And now, to-wit: February 26, A.D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed,

That the said Emma A. McEvoy, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Emma A. McEvoy, the libellant, and the said Edward P. McEvoy, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine;

And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam

Stuart J. Culbertson
92

Donna J. Henry
vs.
Clifton L. Henry
Issued Oct. 29, 1941

Tax & writ (paid)	3.00
Shff Smith (paid)	1.60
Shff. Smith, alias (pd)	1.60
Shff King, proc (paid)	11.15
John C. Spencer, Master	25.00
Pro. fee Co. 2-10-42. Pd.	10.00
Atty.	3.00
Pro. dckt. 2-10-42. Pd.	.50

Subpoena in Divorce and for the custody of Milford Henry aged 14 years, Virginia Henry aged 13 years, Virgil Henry aged 9 years, and Ruth Henry aged 6 years, being the children born as a result of said marriage.

And now, October 29, 1941, the within petition presented, and Subpoena awarded, returnable to the first Monday of December, 1941

Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: And now, Dec 1, 1941, Non est inventus as to the within named respondent. So answers,
Harry B. Smith, Sheriff

Dec. 1, 1941, Alias Subpoena in Divorce issued; Returnable first Monday of January next.

Alias Sub. rcld. Jan 5, 1942 Non est inventus as to the within named respondent. So ans Harry B. Smith, Shff

Jan. 10, 1942 Order issued for publication of proclamation in Divorce, returnable to second Monday of Feb. next

And now, February 9, 1942, ---I have made proclamation in the above entitled case, according to law, and caused the same to be published in the Enterprise-News, Cambridge Springs, Pa., a newspaper printed within my bailiwick, once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication hereto attached.
So answers Bert A. King, Sheriff.

And now, Feby. 9, 1942 John C. Spencer, Esq. is hereby appointed Master to take testimony in the above entitled case and make report to the court.
Per Curiam.

Feby. 20, 1942, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1942; No. 48.

Feby. 27th, 1942 After due consideration a divorce is decreed as prayed for, the respondent, Clifton L. Henry, is ordered to pay the cost of this proceeding and the custody of minor children, Milford, Virginia, Virgil and Ruth Henry, is awarded to the libellant, Donna J. Henry.
Per Curiam
O. Clare Kent J.P.

Decree

And now, to-wit: February 27, A.D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Donna J. Henry, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Donna J. Henry, the libellant and the said Clifton L. Henry, the respondent; and that thereupon all and every the duties, rights and claims (cont on margin)

Feby. 9, 1942, Rcld. $35.00 costs.
P.D.S.

February 20th 1942
Received
Twenty-four and 00/100 Dollars
Masters Fee in above entitled case
John C. Spencer

accruing to either the said libellant or the said respondent, at any time hereafter in pursuance of said marriage, shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
It is further ordered and decreed that the custody of minor children, Milford, Virginia, Virgil and Ruth Henry, is awarded to the libellant, Donna J. Henry.
Per Curiam.

NOVEMBER TERM, 1941

Maurice W. Lipscher
Youngstown, Ohio.
F. C. Kiebort, Jr

93

Thomas F Kiebort

Dec. 12, 1941 received $5.00
from Paul S. Slayton
F. C. Kiebort, Jr
Atty. for Plaintiffs

Dorothy Hutz, a minor by her Guardian, John Hutz, and John Hutz and Antoinette Hutz, parents, in their own right,

vs.

Erie Railroad Company and Robert E. Woodruff and John A. Hadden Trustees of the property of the Erie Railroad Company.

Entered Oct 29, 1941

Tax Costs, (Paid) $2.00
Pro. Slayton 12/12/41 P.4. 00
Atty. 3.00

Summons in Trespass, returnable to the second Monday of November, 1941

Now, October 29, 1941, Thomas F Kiebort appears for the defendants above named, waive the issuance of a summons, and the service thereof by the Sheriff, with the same force and effect as though the summons had been duly and regularly issued by the Prothonotary, and the writ duly and regularly served by the Sheriff of Crawford County upon the defendants. (See praecipe)

Nov. 17, 1941, Petition to compromise and settle claim of minor &c. filed

Now, November 17, 1941, upon presentation and consideration of the above and foregoing petition, it is ordered and decreed that John Hutz, father of and as Guardian of Dorothy Hutz, a minor, be and he is hereby authorized to compromise and settle for the sum of $450.00, the claim of the said minor for damages resulting from personal injuries sustained by her at the time and in the manner set forth in said petition, and for the recovery of which an action has been brought at the number and term therein set forth, and on payment of said amount by or for the defendants, they the said defendants, Erie Railroad Company and Robert E. Woodruff and John A. Hadden, Trustees of the property of the Erie Railroad Company, are released from any and all liability to the said minor, Dorothy Hutz, for damages arising out of the accident described in said petition. The agreement for the payment of counsel fees of one third of the amount to be received in settlement of the minor's claim is hereby approved, and it is therefore ordered and decreed that out of the fund created by the settlement the sum of $150.00, be paid to Maurice W. Lipscher, in payment of his fees as counsel for said minor, and the balance of $300.00, be paid to John Hutz and Antoinette Hutz, as natural Guardians of the said minor, without the entry of security on their part

(See paper filed)

Per Curiam,
O. Clare Kent, P.J.

Now, Nov. 26, 1941 the above Case is settled and discontinued of record.

F. C. Kiebort Jr.
Attorney for Plaintiffs

Maurice W. Lipscher
Youngstown, Ohio
F. C. Kiebort, Jr.

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Thomas & Kiebort

Dec. 12, 1941 received $5.00
from Paul D. Slayton
J. C. Kiebort Jr.
Atty for Plaintiffs

Eleanor Ludu, a minor, by John Ludu, her guardian, and John Ludu and Marie Ludu, parents, in their own right,

vs

Erie Railroad Company and Robert E. Woodruff and John A Hadden, Trustees of the property of the Erie Railroad Company

Entered Oct. 29, 1941

Tax & entry (paid) $ 2.00
Pro. Slayton 12/12/41. Pd. 4.00
Atty. 3.00

Summons in Trespass, returnable to the Second Monday of November, 1941.

Now, October 29, 1941 Thomas & Kiebort Esqrs. appear for the defendants above named, waive the issuance of a summons and the service thereof by the Sheriff, with the same force and effect as though the summons had been duly and regularly issued by issued by the Prothonotary and the writ duly and regularly served by the Sheriff of County upon the defendants. (See praecipe.)

Nov. 17, 1941, Petition to compromise and settle claim of minor, etc, filed.

Now, November 17, 1941, upon presentation and consideration of the above and foregoing petition, it is ordered and decreed that John Ludu, father of and as Guardian of Eleanor Ludu, a minor, be and he is authorized to compromise and settle for the sum of $450.00, the claim of the said minor for damages resulting from personal injuries sustained by her at the time and in the manner set forth in said petition and for the recovery of which an action has been brought at the number, and term therein set forth, and on the payment of said amount by or for the defendants, the the said defendants Erie Railroad Company, and Robert E. Woodruff and John A. Hadden, Trustees of the propaty of the Erie Railroad Company, are released from any and all liability to the said minor, Eleanor Ludu, for damages arising out of the accident described in said petition. The agreement for the payment of counsel fees of one third of the amount to be received in settlement of the minor's claim, is hereby approved, and it is therefore ordered and decreed that out of the fund created by the settlement the sum of $150.00 be paid to Maurice W. Lipscher in payment of his fees as counsel for said minor, and the balance of $300.00 be paid to John Ludu and Marie Ludu, as natural Guardians of the said minor, without the entry of security on their part.

Per Curiam,
O. Blair Kent, P.J.

(See paper filed)

Now, Nov. 25, 1941 the above case is settled and discontinued of record.

J. C. Kiebort Jr.
Attorney for Plaintiffs.

Rowland B Mahany (See acceptance of notice) 95 F. Joseph Thomas (See notice of appeal)	G. E. Jones vs Frank Platt Entered Oct. 29, 1941	Appeal by Defendant from Judgment of N. Allen Love, Alderman. Nov. 1, 1941 Acceptance of service of notice to plaintiff of filing appeal, filed. And now, Jan. 14, 1942, on motion of defendant's attorney judgment of Non. Pros. is entered against the plaintiff for want of a Statement and Affidavit of Claim. Judgment of Non. Pros. Paul D. Slayton, J. page 63. Prothonotary.
	Tax & entry fees $ 1.50 Costs on Trans 7.45 Pro. for Co. 1-15-42. Pd. 1.50 Atty. 3.00	

F. Joseph Thomas
96
Leland J. Culbertson
(See affidavit of defense)

Ted Lord
vs.
J. Harry Browning and Jessie Browning, his wife, owners or reputed owners, and J.C. Browning, Contractor

Issued Oct. 31, 1941

Jas. writ (paid Nov. 1/41)	$ 2.75
Stff. Smith	1.00
Stff. Smith, alias (paid)	9.20

Of No. 16 September Term, 1941, Mch. Lien
Scire Facias sur Mechanics Lien filed Aug. 21, 1941, and entered in Mechanics Lien Docket No. 7, at page 253; Returnable to next term, sec. reg. "Br." pgs. 110 & 159.
Oct. 31, 1941, Affidavit of ownership filed. 3 copies certified.
Writ returned: Now, Nov. 22, 1941, no service made as to the within named J. Harry Browning and Jessie Browning, owners or reputed owners and J.C. Browning contractor. So ans. Harry B. Smith, Shff.
Nov. 22, 1941, Alias Scire Facias sur mechanics lien issued, returnable to next term.

On Fall Trial List, 1942, No. 28
Sept. 28, 1942 Off list, because of rule to strike off lien.
Per Curiam

Alias writ retd: Served the within alias Sci. Fa. together with affidavit of ownership, upon J. Harry Browning by handing to Jessie Browing, his wife - an adult member of the family, at their residence No. 1047 Liberty St., Meadville, Pa., on Dec. 3, 1941, at 10:15 A.M. a true and attested copy thereof, and making contents of same known to her.
Also, serbed the same on Jessie Browning at the same time and place, by handing her a true and attested copy thereof, and making contents of same known to her.
Also, at the same time and place, served the same upon J.C. Browning, Contractor, by handing to Jessie Browring, an adult member of the family, namely, his mother, a true and attested copy thereof, and making contents of same known to her.
So answers, Harry B. Smith, Sheriff.
Feb. 4, 1942, Affidavit of defense and counter claim filed.
Feb. 17, 1942, On motion of plaintiffs attorney, rule to show cause granted why judgment should not be entered in this case for want of a sufficient affidavit of defense. All proceedings to stay meanwhile. Rule returnable sec. leg. and sec. reg.
(See paper filed.)
Per Curiam.
March 2, 1942. Answer to Rule filed.
On Argt. List for May Term, 1942, No. 3.
May 26, 1942, Submitted on briefs. No papers taken.
Aug. 6, 1942 Opinion filed;
Order. And Now, August 6, 1942, the rule for judgment for want of a sufficient Affidavit of Defense is discharged.
Exception is noted and sealed for claimant.
Per Curiam
O. Clare Kent, P.J.

Aug. 19, 1942, Affidavit as to date of service on Defts. Atty. of motion for judgment for want of a sufficient affidavit of defense filed.
Aug. 19, 1942, Pffs. reply to counter claim filed.

97

Mary B. Counselman
R. D. #6, Uniontown, Pa.
vs.
Frank E. Battles
Entered Nov. 1, 1941
Pro. Slayton (paid) $2.25

Of No. 275 September Term, 1936, D. & B.
Amicable Scire Facias sur Judgment.

It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendant by the Sheriff of said county and duly so returned: and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Eleven hundred eighteen and 75/100 Dollars, being the amount of debt, interest and costs, now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $1118.75
Interest from Nov. 1, 1941
Judgment

"Ba" page 120.

Paul D. Slayton, Pro.

Nov. 7, 1946

Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

Mary B. Counselman

Witness: Paul D. Slayton

Herbert A Mook 98	R E Kepler vs Clyde Vogus Issued Nov. 3, 1941 Tax & writ (paid) $3.00 Stff. Smith (Pd) 8.30	Replevin for one (1) Kalamazoo heating stove, of the value of Seventy-five Dollars ($75.00); Returnable to the first Monday of December, 1941. Nov. 3, 1941, Narr and affidavit of value filed. Nov 3, 1941, Bond of plaintiff, with G. F. Peters as surety, in the sum of $150.00, approved and filed. Jan. 2, 1942, Writ retd: Replevied as within commanded Nov. 6, 1941, at 3:00 o'clock P. M., all of the within described goods and chattels and summoned Clyde Vogus, the within named defendant by handing to him personally in the Township of Fairfield, Crawford County, Pa., Nov. 6, 1941, at 3:00 o'clock P. M., a true and attested copy of the within Replevin and making contents of same known to him, And goods and chattels so replevied were delivered to the plaintiff. So answers, Harry B. Smith, Sheriff

99

In re Report and Return of Wm. Ralph B. Brown, Treasurer of Crawford County of Sale of Seated Land and Property, advertised to be held August 4, 1941, and adjourned until Thursday, October 2, 1941 Entered Nov. 3, 1941.

Pro. Clayton $5.00

Nov. 3, 1941, Report and Return presented in open Court and filed.

And now, November 3, 1941, upon presentation and due consideration of of the within report and return, it appearing to said Court that such sale has been regularly conducted under the provisions of the Act of Assembly in such cases made and provided, the said report and sale so made is confirmed nisi; and after notice of filing the said report and return being duly published by the County Treasurer in accordance with the law, if no exceptions are filed thereto within sixty (60) days after the date of filing of the same, said report and return be confirmed absolutely.

Per Curiam,
O. Clare Kent, P.J.

Nov. 5, 1941, Proof of publication filed.

Walter J. McClintock 100	Petition of Commissioners of Crawford County for approval of private sale to Clyde Pettit, of a lot in Borough of Cambridge Springs, which was assessed in name of Dr. E. Wasson, and sold to said Comrs. at Treasurers sale for unpaid taxes, in 1933 Entered Nov. 3, 1941 Pro. Clayton $5.00	Now, November 3, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of December, 1941, at 9:30 o'clock A. M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice to be given by publication in one newspaper of general circulation published in the County of Crawford, and notice of said petition and order to be given to the School District of Cambridge Springs and to the Borough of Cambridge Springs, they being the taxing authorities; said notice to be served on them personally or by registered mail. (See paper filed.) Per Curiam.

Dec. 1, 1941, Proof of publication filed; Acceptance of service of School District of Cambridge Springs filed.

Order of Court Authorizing Private Sale:

And now, December 1, 1941, at 9:30 o'clock A. M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, Clyde Pettit of Cambridge Springs, Pennsylvania a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price.

Per Curiam,
O. Clare Kent,
President Judge.

Walter J. McClintock 101	Petition of Commissioners of Crawford County for approval of private sale to Fred L. Jackson, of 25 acres of land in Summit Tp., which was assessed in name of Charles Beatty, and sold to said Comrs. at Treasurers sale for unpaid taxes, in 1930 Entered Nov. 3, 1941 Pro. Clayton $5.00	Now, November 3, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of December, 1941, at 9:30 o'clock A. M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition, Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. (See paper filed) Per Curiam. Dec. 1, 1941, Proof of publication filed; Order of Court authorizing private sale; And now, December 1, 1941, at 9:30 o'clock A. M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law; and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, Fred L. Jackson of R. D. #3, Linesville, Pa. a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam, O. Clare Kent, President Judge.

Walter J. McClintock 102	Petition of Commissioners of Crawford County for approval of private sale to Ralph H Clark and Cecelia A. Clark his wife, of 55 acres of land in Sparta Tp, which was assed in name of T. E. Bradley, and sold to said Commissioners at Treasurers sale for unpaid taxes, in 1934. Entered Nov. 3, 1941 Pro. Clayton $5.00	Now, November 3, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of December, 1941, at 9:30 o'clock A. M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition, ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford, and notice of said petition and order to be given to the School District of Sparta Township and to the Supervisors of Sparta Township, they being the taxing authorities; said notice to be served on them personally or by registered mail. (See paper filed) Per Curiam

Dec. 1, 1941, Proof of publication and acceptance of service of Sparta Township School District filed.

Order of Court authorizing private sale:

And now, December 1, 1941, at 9:30 o'clock A. M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchasers, Ralph H. Clark and Cecile A. Clark of R. D. #1, Spartansburg, Pa. a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price.

Per Curiam,
O. Clare Kent,
President Judge.

Walter J. McClintock 103	Petition of Commissioners of Crawford County for approval of private sale to James H. Sefert, of 25 acres of land in Sadsbury Township, which was assessed in name of Barton Mushrush estate, and sold to said Comrs at Treasurers sale for unpaid taxes, in 1939. Entered Nov. 3, 1941 Pro. Slayton $5.00	Now, November 3, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of December, 1941, at 9:30 o'clock A.M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford. (See paper filed.) Per Curiam Dec. 1, 1941. Proof of publication of notice filed. And now, December 1, 1941, at 9:30 o'clock A.M., the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, James H. Sefert, of R.D.#3, Conneaut Lake, Pa., a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of this proceeding from said purchase price. Per Curiam, (See paper filed.) Oblare Kent, P.J.

Walter J. McClintock 104	Petition of Commissioners of Crawford County for approval of private sale, to George A. Bogardus, Dorrit J. Bogardus, Theodore Bogardus & Mildred Bogardus, of 82 acres of land in Randolph Tp, which was assessed in name of Friend Shontz, and sold to said Comrs at Treasurers sale for unpaid taxes, in 1938. Entered Nov. 3, 1941 Pro. Slayton $5.00	Now, November 3, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of December, 1941, at 9:30 o'clock A. M., or as soon thereafter as the attention of the Court may be had, for hearing upon said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford, and notice of said petition and order to be given to the School District of Randolph Township and to the Supervisors of Randolph Township they being the taxing authorities said notice to be served on them personally or by registered mail. (See paper filed.) Per Curiam.

Dec. 1, 1941. Proof of publication of notice, and acceptance of service by Supervisors and School District of Randolph Tp. file

And now, December 1, 1941, at 9:30 o'clock A. M. the time fixed for a hearing on the above petition, it appearing to the Court that no exceptions have been filed to said petition, and that publication has been duly made according to law, and after consideration of the same, it appearing to the Court that said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchasers, George A. Bogardus, Dorrit J. Bogardus, Theodore Bogardus and Mildred Bogardus, his wife, of Cochranton, Penna R.D., a commissioner deed for the proper conveyance of said land, and to collect the purchase therefor, and to pay all costs of this proceeding from said purchase price.

Per Curiam,
Oblare Kent,
President Judge.

(See paper filed)

Kenneth W. Rice

105

Petition of Cecil L. Bowler for Change of Name to Cecil L. Craine
Entered Nov. 3, 1941
Pro. Slayton 12/27/41 Paid $5.00

Nov. 3, 1941, Petition presented in open Court and filed.

And now, to wit, November 3, 1941, On motion of Kenneth W. Rice, Attorney for the petitioner, above named, it is ordered and decreed that the within petition be heard on the 5th day of January, 1942, at 9:30 A. M. And that notice of the filing of the within petition and of the aforesaid date of hearing be published in the Tribune Republican newspaper and the Cambridge Springs Enterprise News, once a week for four successive weeks. (See paper filed.) Per Curiam

Jan. 5, 1942, Proofs of publication and certificates of no liens filed

Decree: And Now, to-wit, January 5, 1942, upon hearing of the within petition and upon motion of Kenneth W. Rice, Attorney for the petitioner and upon presentation of proof of publication of notice as required by law together with proof that there are no judgments or decrees of record or any other matter of like effect against the petitioners, and it appearing that there is no legal objection to the granting of the prayer of the petition,

It Is Ordered and decreed that the name of the petitioner be and is hereby changed from Cecil L. Bowler to Cecil L. Craine.

Per Curiam,
O. Clare Kent,
President Judge.

106	Petition of Clark Rossiter for Commitment of Effie Rossiter, his wife, as an alleged morphine addict. Entered Nov. 6, 1941 Pro. Clayton $5.00	Nov. 5, 1941 Petition with Exhibits A, B, & C annexed, presented & filed. Now, November 5, 1941, upon consideration of the within petition and the exhibits and certificates thereto attached, and with the consent of the inebriate, the Court is satisfied that Mrs. Effie Rossiter is an inebriate and a proper subject for detention care and treatment in a hospital or institution for inebriates or for mental diseases.

It is therefore ordered, adjudged and decreed that the said Effie Rossiter is an inebriate, and that she be and hereby is committed to the Warren State Hospital, there to remain for one year, unless sooner discharged according to law.

(See paper filed.)

Per Curiam
O. Clare Kent, P.J.

Nov. 6, 1941, Copy of petition and order certified.

Peters & Prather
107

Raymond G. Miller
Atty for Respondent
11-10-41

Jan. 5, 1942, Rec'd $33.60 costs
P.D.S.

Feb-21-1942
Rec'd Master fee.
George J. Barco

Dorothy W. Byers
vs.
Edwin A. Byers
Issued Nov. 6, 1941

Tax & writ (paid)	$ 3.00
Shff. Smith	---
Geo. J. Barco, Master	25.00
Pro. for Co. 1-5-42. Pd.	8.60
Atty.	3.00

Subpoena in Divorce
And now, November 6, 1941, Subpoena awarded, Returnable to the first Monday of January, 1942.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned:
Now, November 10, 1941, I hereby enter my appearance generally for Edwin A. Byers, the respondent in the within case, and accept service of the within Subpoena in Divorce, with the same force and effect as if the same had been duly served upon said respondent by the Sheriff.
(Signed) Raymond G. Miller,
Attorney for Edwin A. Byers

And now, Jany. 5" 1942 Geo. J. Barco, Esq., is hereby appointed Master to take testimony in above captioned divorce case and make report thereon to the Court.
Per Curiam.

Feby. 21, 1942 Master's report and testimony filed.
On Argt. List for Feby. Term, 1942; No. 59

March 3rd, 1942, After due consideration a divorce is decreed as prayed for and the respondent, Edwin A. Byers, is ordered to pay the cost of this proceeding.
Per Curiam
O. Clare Kent P.J.

Decree: And now, to wit, March 3, 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Dorothy W. Byers be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Dorothy W. Byers, the libellant, and the said Edwin A. Byers, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine;
And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
Per Curiam.
Attest:
Paul D. Clayton, Prothonotary.
(See paper filed.)

F. Joseph Thomas
108

Feby. 16, 1942, Recd $34.60 costs.
P.D.S.

Feb 21, 1942, Recd 25.00
Masters Fee,
M.B. Maloney
Master

Joseph B. Cyphert
vs.
Grace E. Cyphert
Issued Nov. 6, 1941

Tax & writ (paid)	$ 3.00
Shff. Smith (Cl.)	2.90
Shff. Lawrence Co. (Cl.)	4.00
Shff. King, alias (Cl.)	3.40
M.B. Maloney, Master	25.00
Pro. for Co. 2-17-42, Cl.	9.60
Atty.	3.00

Subpoena in Divorce

And now, November 6, 1941, Subpoena awarded, Returnable to the first Monday of January, 1942

Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Now, January 5, 1942 after diligent search and inquiry within my bailiwick for Grace E. Cyphert, Respondent, I return this Subpoena in Divorce non est inventus. So answers,

Clyde D. Badger, Sheriff of Lawrence Co. Pa.

Now, January 5, 1942, writ returned Non Est Inventus as to the within named Grace E. Cyphert, Respondent as per return of service from the Sheriff of Lawrence County, Pa.

So answers, Bert A. King, Sheriff.

Jan. 7, 1942, Alias Subpoena in divorce issued; returnable second Monday of February next.

Alias Subpoena returned: Served the within Alias Subpoena in Divorce on the Respondent, personally, on the 15th day of Jan. 1942, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavit. So answers, Bert A. King, Sheriff.

And now, February 16, 1942, M.B. Maloney, Esq., is appointed Master to take testimony in the above entitled case and to make a report thereon to the Court. Per Curiam,

Feby. 21, 1942, Testimony and Report of Master filed.

On Argt. List for Feby. Term, 1942, No. 61,

March 3rd, 1942, After due consideration, a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: March 3, A.D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Joseph B. Cyphert, be divorced and forever separated from the nuptial ties and bond of matrimony heretofore contracted between him the said Joseph B. Cyphert, the Libellant, and the said Grace E. Cyphert, the respondent, and that thereupon all and every the duties, rights and claims accruing to either the said Libellant or the said Respondent, at any time heretofore in pursuance of said marriage, shall cease and determine; And the said Libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

F. Joseph Thomas
109

Fauchon G. Smith
vs.
Tracy L. Smith
Issued Nov. 6, 1941

Tax & writ Paid	$ 3.00
Stff. Smith (Pd.)	9.20
Kenneth Rice, Master	25.00
Pro. for Co. 2/2/42 Pd.	8.60
Atty.	3.00

Subpoena in Divorce
And now, November 6, 1941, Subpoena awarded, Returnable to the first Monday of January, 1942.
Per Curiam,
O. Clare Kent, P.J.

Jan. 2, 1942, Subpoena retd.: Served the within Subpoena in Divorce on the Respondent, personally, on the 4th day of Dec. 1941, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit. So answers,
Harry B. Smith, Sheriff.

And now, February 2, 1942, Kenneth Rice, Esq., is appointed Master to take testimony in the above entitled case and make a report thereon to the Court. Per Curiam

Feby. 2, 1942, Rec'd $33.60 costs. P.D.S.

Feb 21, 1942 - Received $25.00 Master's Fee
Kenneth Rice
Master

Feby. 21, 1942, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1942; No. 62.

March 3rd, 1942 After due consideration a divorce is decreed as prayed for and the respondent, Tracy L. Smith, is ordered to pay the cost of this proceeding.
Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: March 3, A.D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Fauchon G. Smith, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Fauchon G. Smith, the libellant, and the said Tracy L. Smith, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine; and the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
Per Curiam.

110

Henry Knierman, Jr.
Mary B. Knierman
vs.
Myrtle Bennett and
A. D. Bennett.
Entered Nov. 7, 1941

Pro. Slayton (paid) $ 2.25
Pffs. 1st Revival 2.25

Of No. 6 February Term, 1937, Appl. Dkt.
Amicable Scire Facias sur Judgment.
It is agreed That the Prothonotary of said Court enter an amicable Scire Facias upon the above judgment, with the same effect as if a Scire Facias to revive the same had been regularly issued, served personally on the defendants by the Sheriff of said county, and duly so returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendant for the sum of Three hundred Dollars, being the amount of debt, interest and costs now due on the original judgment; With all the waivers and conditions contained in the original judgment note.

Debt $ 300.00
Int. from Nov. 7, 1941
Judgment
Paul D. Slayton, Pro.

Be pages 533 & 121.

May 4, 1946
Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
Henry Knierman
Mary B. Knierman
Witness: Paul D. Slayton, Pro.

Kent & Kent 111	Merle D. Orr and Grace L. Orr, his wife, vs. George Otis Garfield and Frances Belle Garfield. Issued Nov. 7, 1941 Tax & writ 11/13/41. Pd 2.00 Shff. Smith (paid) 4.80 Prp. for Co. 7-2-42. Pd. 1.50 Atty 3.00	Summons in Trespass, Returnable to first Monday of December, 1941 Writ returned: Served the within Summons personally upon George Otis Garfield, on Nov. 10, 1941, at 7:20 o'clock P.M., at No. 360 Center Street City of Meadville, Crawford County, Pa., by handing to him a true and attested copy of the within summons and making contents of same known to him. Also, served the within summons personally upon Frances Belle Garfield on Nov. 10, 1941, at 7:20 o'clock P.M. at the same place, and in the same manner. So answers Harry B. Smith, Sheriff.

7/1/42, this case discontinued.
Kent + Kent
Atty for Plaintiff.

J. Perry Eckels

112

Eugene W. Shaw and Nellie E. Shaw
vs.
Neil Erickson
Entered Nov. 7, 1941

Tax & Entry (Paid) $ 3.50
Atty 3.00

Amicable Action and Confession of Judgment in Ejectment for premises situate in the Borough of Conneaut Lake, Crawford County, Penna, bounded and described as follows:

On the north by extension of High Street a distance of sixty (60) feet; on the east by Seventh Street, a distance of one hundred seventeen (117) feet; on the south by land of Stratton heirs, a distance of sixty (60) feet and on the west by lot of A.W. Wall, a distance of one hundred seventeen (117) feet, having erected thereon a dwelling house and a chicken house, on the said described premises.

Being the same premises sold under agreement by the plaintiffs to the defendant, dated Aug. 4, 1939, said agreement being annexed hereto and made a part hereof.

It is hereby agreed that the above action be entered as if a summons had been regularly issued out of said Court, at the suit of the plaintiffs, against the defendant, on a certain agreement, a true copy of which is hereto annexed, and has been duly served and so returned by the Sheriff; and that judgment be entered therein for plaintiffs, without stay of execution, or appeal, or writ of error, or objection, or exception.

The judgment in ejectment for said premises is entered upon determination of said agreement by the expiration thereof, and by virtue of the default of said defendant in the performance of his agreement to pay the purchase price therefor as mentioned in said agreement as the same fell due according to the terms thereof, but in permitting the same to be in arrears and unpaid, whereby said agreement has absolutely ceased and determined.

(S.) J. Perry Eckels
Attorney for Plaintiffs

(S.) J. Perry Eckels
Attorney for Defendant

(See paper filed)
Nov. 7, 1941, Affidavit of default filed.

E page 60 Judgment.
Paul D. Slayton, Pro.

NOVEMBER TERM, 1941

Roger M. Brown, Esq. Atty
Kent v Kent
113

Walter D. McDowell
vs
Alice A. McDowell
Issued Nov. 7, 1941

Tax Treas.	12/31/41. Paid	3.00
Sheriff Smith (paid)		1.60
Shff. King, alias		1.60
Shff. King, proc. (Pd.)		11.15
J. E. Henretta Master		25.00
Pro. for Co. 5-6-42. Pd.		10.50
Atty.		3.00

May 4, 1943, Recd $35.50 costs.
" P.D.S.

Subpoena in Divorce
And now, November 7, 1941, the within petition presented in open Court and Subpoena awarded, returnable to the first Monday of January, 1941.
Per Curiam,
O. Clare Kent, P.J.

Subpoena retd. Jan. 5, 1942, Non est inventus as to the within named respondent. So ans Harry B. Smith, Shff

Jan. 5, 1942, Alias Subpoena in Divorce issued, returnable to the 2d Monday of Feb next

Alias Subpoena returned: Feb 9, 1942, Non est inventus as to the within named respondent.
So answers Bert A. King, Sheriff

March 9, 1942 Order issued for publication in Divorce, returnable to first Monday of May, 1942

Proclamation retd:---I have made proclamation in the above entitled case according to law, and caused the same to be published in the Linesville Herald, Linesville, Pa., a newspaper printed within my bailiwick once a week for three successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication attached. So answers,
Bert A. King, Sheriff

And now, May 4, 1942 J. E. Henretta, Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereof to the Court. Per Curiam

May 19, 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942, No. 32.

$25.00
May 19th 1942 Received my fees as Master in this case.
J. E. Henretta Master.

Now June 3, 1942 After due consideration a divorce is decreed as prayed for.
Per Curiam
O. Clare Kent P.J.

Decree:-

And now, to wit: June 3rd, 1942 this cause came on to be heard on libel, subpoena, subsequent proceedings and evidence therein duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Walter D. McDowell be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Walter D. McDowell, the libellant, and the said Alice A. McDowell, the respondent; And that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage, shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married. (See paper filed)
Per Curiam

Herbert A Mook

114

Kut + Kut

12/15/41 paid Allegheny co.

Milton Wellens and
Sally Wellens
vs.
W. J. Linamen
Issued Nov. 8, 1941

	$
Tax & writ (Atty pd)	2.00
Sheriff Smith (Cl.)	3.90
Shff. Clarion Co. (Pd.)	6.60
Pfts. Bill of Costs	61.40
Pro. for Co.	33.50
Jury fee	4.00
Atty.	3.00

Summons in Trespass, Returnable to the first Monday of December next.

Nov. 8, 1941, Statement of claim filed.

Now, Dec. 20, 1941 on filing affidavit & motion of defts. Attys, a rule is granted on the plaintiffs to show cause why they should not give security for costs; proceedings to stay; returnable sec. reg. Per Curiam,
(See paper filed) O. Clare Kent, P.J.

Same day, Service accepted by Pfts Atty.

Jan. 2, 1942, Writ retd: Served within Summons also Statement of Claim on Defendant W. J. Linamen by handing a true and attested copy thereof personally to his wife Myrtle Linamen (an adult) at their residence in Licking Township, Clarion County, Pa. and making known to her the contents thereof. So answers,
M. O. McKinley, Sheriff of Clarion County, Pa.

Served the within Summons, together with Copy of Statement of Claim, upon W. J. Linamen, the within named defendants, by deputizing the Sheriff of Clarion County, Pa., as per his return hereto attached. So answers,
Harry B. Smith, Sheriff.

Aug. 26, 1942, Stipulation of Counsel as to Rule of Dec. 20/41 fo

Now, August 26, 1942, by content of Herbert A. Mook, Atty for Plaintiffs and Kent & Kent, Attys for Defendant, the rule heretofore entered on the plaintiffs to show cause why they should not give security for costs, is made absolute, and the plaintiffs are directed to give bond in the sum of Five hundred Dollars ($500.00), upon the condition that if the plaintiffs, their heirs, executors, administrators and assigns, shall well and truly pay all costs that have accrued, or may accrue, in the aforesaid action in the event that judgment in said action go against them. Said bond to be executed by both plaintiffs with sufficient surety, to be approved by the Court. Per Curiam,
(See Stipulation filed) O'Clare Kent, P.J.

Feb. 16, 1943, Bond of plaintiffs, with Fidelity and Deposit Company of Maryland, in the sum of $500.00 as security for costs in this case, approved by the Court and filed.

On Fall Trial List, 1943, No. 19.

Sept. 27, 1943, Continued on application of plaintiff.

On Spring Trial List, 1944, No. 5. Per Curiam.

Feby. 28, 1944, Continued on application of plaintiff. Per Curiam.

September 6, 1944, Petition for Leave to take Depositions of Witnesses Residing Outside the Commonwealth of Pennsylvania, filed.

— Continued on Page 625 —

Herbert A. Mook

X

Milton Wellens and Sally Wellens

VS.

W. J. Linamen

Issued Nov. 8, 1941

On Fall Trial List, 1947; No. 2.

Now, October 9, 1947 Jury elected and sworn at 2; 15 clock P. M. as follows:- 1-Virgil Hart; 2-Mrs. Jennie M. Rodgers; 3-Mrs. G. R. Bozic; 4-Eugene Wonderling; 5-Mrs. Eva Shaw; 6-Grover C. Davis; 7-A. Ray Moody; 8-Mrs. Phoebe Crowley; 9-Fred Carroll; 10-Gertrude L. Heyle; 11-Mrs. Margaret; 12-Helen N. Greenslit; twelve good and lawful persons who upon their solemn oath which they have taken say Oct. 10, 1947 at 5:20 P.M. they find Milton Wellens, negligent, and find in favor of the defendant.

N. page 195.

Oct. 10, 1947, Defendants points filed.

Oct. 10, 1947, Plaintiffs points filed.

Oct. 11, 1947, Defendants bill of costs in the sum of $61.40 filed.

Continued on Page 626

Record Continued from Page 624

Now, September 5, 1944, upon presentation of the foregoing petition, and in consideration thereof, a rule is hereby granted upon the defendant, W. J. Linamen, to show cause why plaintiffs should not be permitted to take the testimony of three (3) witnesses: Milton Wellens and Sally Wellens, plaintiffs, and Alice G. Hoenig, all of 150 N. Hamel Drive, Beverly Hills, California, out of Court and before a Commissioner within the State of California in order that said testimony may be read in evidence upon the trial of said case.

Returnable sec. leg.

Per Curiam,
O. Clare Kent, President Judge.

September 6, 1944, Service of a copy of the above petition accepted by Kent + Kent, Attorneys for Defendant.

December 4, 1944, Motion to Make Rule Absolute filed.

Order:- Now December 4, 1944, the motion is allowed, and the rule entered September 5, 1944, is made absolute.

Per Curiam,
O. Clare Kent, President Judge.

Aug. 28, 1945, Plaintiffs rule for a commission and interrogatories to be issued to Samuel Greenfield, Notary Public, 416 West Eighth Street, Los Angeles, California, filed, Aug. 29, 1945, Service of rule and interrogatories accepted by defendants attorney.

On Fall Trial List, 1945; No. 22.

Sept. 18, 1945, Commission to take Testimony issued to Samuel Greenfield, Notary Public, 416 West Eighth St, Los Angeles, Cal, together with copy of plaintiffs interrogatories.

Sept. 24, 1945, Reported as doubtful because of unreturned depositions, by Plffs. Atty.

Per Curiam.

Jan. 15, 1946, Depositions of Milton Wellens, Sally Wellens and Alice Honig, on part of plaintiffs, taken by Samuel Greenfield, Comr. at 416 West Eighth Street, Los Angeles, California, filed. Service of notice of filing depositions accepted by attorneys for plaintiffs and defendant.

August 12, 1946, Amended Statement of Claim filed. Service by copy accepted by Kent + Kent, Attorney for Defendant.

On Fall Trial List, 1946; No. 14.

Oct. 12, 1946, Continued on application of Plff, Per Curiam.

On Winter Trial List, 1947; No. 29.

Jan. 6, 1947 Continued on application of Plffs. Per Curiam.

On Spring Trial List, 1947; No. 10.

March 3, 1947, Continued on application of Defts. and marked remanet.

Per Curiam.

(continued in Margin)

Herbert A. Mook

x

Kent + Kent

Milton Wellens + Sally Wellens

vs.

W. J. Linamen

Issued November 8, 1941

Record continued from page 626 of No. 114 November Term, 1941.

October 15, 1947, motion for new trial, filed. Order:— And now, October 14, 1947, upon consideration of the foregoing motion, the Rule is hereby granted upon the defendant to show cause why a new trial should not be granted and an Order is hereby entered directing the stenographer to transcribe the testimony and leave is further granted to the plaintiffs to file additional reasons why a new trial should be granted within ten days from the filing of the testimony.

Per Curiam,

O. Clare Kent, President Judge.

October 15, 1947, Service by copy accepted by Attorneys for defendant

Kent & Kent
Thomas & Kiebort
John H. Bozic
Breene & Jobson

Arthur E. Byham
vs
Mildred G. Byham

Continued from page 199

Now, December 24, 1941, respondent's motion for trial by jury, is dismissed, and the rule to show cause granted thereon November 13, 1941 is hereby discharged, and jury trial refused. Exception noted and sealed for the respondent.

Per Curiam
O. Clare Kent,
President Judge.

(See opinion filed)

Jan. 5, 1942, notice of appointment of Master filed,

And now, January 5th, 1942, A. Dickson Andrews, Esq., is appointed master to take testimony & return same to Court with his opinion of the case.

Per Curiam,
O. Clare Kent, P.J.

Feby. 2, 1942, Testimony and Report of Master filed,

Feby. 4, 1942, Motion for fixing Masters fees filed;

Order: And now, Feby. 4th 1942, the fee of A. Dickson Andrews, master is fixed at $40.00.

Per Curiam,

Feb 3, 1942, Proof of notice to parties of the filing of the Master's report, filed.

On Argt. List for Feby. Term, 1942; No. 31.

Feby. 25, 1942 after due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent, P.J.

Decree

And now, to-wit: February 25, A.D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed, That the said Arthur E. Byham, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Arthur E. Byham, the libellant, and the said Mildred G. Byham, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

Kenneth W. Rice

X

Robert b. Teague, also known as Robert C. Hunter
vs.
Margaret Bartlome Teague, also known as Margaret Bartlome Hunter

Record Continued from page 519

and forever separated from the nuptialties and bonds of matrimony heretofore contracted between him the said Robert Teague, also known as Robert Hunter, the libellant and the said Margaret Bartlome Teague, also known as Margaret Bartlome Hunter, the respondent. And that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine. And the said libellant and respondent shall severally be at liberty to marry again, in like manner as if they had never been married.

(See paper filed)

Per Curiam

No. 46 November Term, 1941 Continued

Thomas & Kiebort

X

William M. Gates
vs.
Jennie Mary Gates

Record Continued from page 556

of matrimony heretofore contracted between him the said William M. Gates, the libellant, and the said Jennie Mary Gates, the respondent, and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage shall cease and determine. And the said libellant shall be at liberty to marry again in like manner as if he had never been married. It is further ordered and decreed that the respondent, Jennie Mary Gates, is prohibited from marrying the co-respondent, Lawrence Moyer, during the lifetime of libellant, William M. Gates.

(See paper filed)

Per Curiam

John B. Brooks, 12/9/42
Albert L. Thomas
~~Brooks, Curtze & Sirlin~~

Stuart A. Culbertson

Charles A. McKay and The Globe Indemnity Co.

vs.

D. R. Beatty, doing business as Beatty's Garage; the West Ridge Transportation Company, additional deft.

Record Continued from page 330.

Now, February 24, 1942 original defendants petition to bring upon the record an additional defendant is sustained, the rule to show cause granted thereon is made absolute, and the West Ridge Transportation Company is joined as an additional defendant in the foregoing entitled action as prayed for, with directions to file such pleading or affidavit of defense as is required by law, and the rules of procedure within thirty days from this date, or judgment

Per Curiam
O. Clare Kent, P.J.

see leg.

(See opinion of Court filed)

On Fall Trial List, 1942, No. 25

Oct. 12, 1942, Continued on application of defendants and marked remanet. Per Curiam.

Nov. 2, 1942, On request of counsel, leave is granted the Globe Indemnity Company to withdraw as plaintiff, and the Prothonotary is directed to strike the name Globe Indemnity Company as a party plaintiff [from the record], and withdraw the name of Brooks, Curtze and Sirlin, as attorneys, from the record therein. Per Curiam (See paper filed.)

Same day, Service of motion accepted by defts attorney.

Nov. 2, 1942, Amendment of the Statement of claim filed in the above stated case is allowed as prayed for.

(See paper filed.) Per Curiam.

Same day, Service of amendment is accepted by Defts atty.

And now, December 9, 1942, the plaintiff enters a rule for a Commission to be issued to Ruth H. Kyle, 1111 Prudence Building, of the City of Chattanooga, Tennessee, to take the testimony of Ernest W. Holmes and C. C. Shackleford, on the annexed interrogatories, upon 15 days notice to the defendant or his attorney of record; said testimonies to be read in evidence on behalf of the plaintiff, on the trial of the above entitled case. (See paper filed)

Dec. 9, 1942, Interrogatories to Ernest W. Holmes and interrogatories to C. C. Shackleford, filed.

Same day, Certified copy of Rule and Interrogatories issued

Dec. 9, 1942, John B. Brooks, Esq., appears for plaintiff. (See paper filed)

Dec. 10, 1941. Service of Rule & Interrogatories accepted by Defts atty.

Dec. 15, 1942, Appearance of J. Y. Rossiter, Esq., de bene esse for the West Ridge Transportation Company, and motion to strike off said company as an added defendant, filed

And now, to wit Dec. 15, 1942, rule to show cause; returnable

see leg.

Per Curiam, O. Clare Kent, P.J.

On Winter Trial List, 1943, No. 4

Dec. 23, 1942, Commission issued to Ruth H. Kyle, Comr.

Continued on page 637.

Walter J McClintock

X

will be confirmed nisi on the first Monday of November next, and if no exceptions are filed within ten days of nisi confirmation said account will be confirmed absolutely.

Oct. 16, 1946 Proof of Publication filed.

And now, Nov. 15, 1946, no exceptions having been filed to the above stated account, the same is hereby confirmed absolutely.

Paul E. Slayton,
Prothonotary.

Petition of Alfred L Rockwell for appointment of a Guardian for Emma R. Swoger as a person of weak mind

continued from page 534.

March 18, 1942, Inventory and appraisement amounting to $6,272.98 filed.

August 3, 1942, Affidavit + Acceptance of Service of notice of intent to file petition filed.

August 3, 1942, Petition for Leave to Sell Real Estate filed.

Order: Now, August 3, 1942, upon presentation and consideration of the foregoing petition and the exhibition to the Court of the affidavit of service personally or by registered mail of notice of the intended presentation of the said petition and copy of said petition on those who would be capable of inheriting the premises, insofar as they are known to the petitioner, should the said Emma R. Swoger die intestate, and it appearing to the Court that the sale of said premises therein described would be advantageous and to the best interest of the estate of the said estate of the said Emma R. Swoger, It Is Hereby Ordered And Decreed that the said Crawford County Trust Company, Guardian as aforesaid, is hereby directed to sell all that certain piece or parcel of land of the said Emma R. Swoger situate in the Borough of Cambridge Springs, Crawford County, Pennsylvania, described as follows, to wit; Beginning at a point on the west line of North Main Street and the northeast corner of lot of Harding, thence in a westerly direction along land of Harding 157 feet to a post and land of Fred Perkins; thence in a northerly direction along land of said Perkins 28⅓ feet to a post and land now or formerly of H. M. Rockwell; thence in an easterly direction along land of said Rockwell 157 feet to the west line of North Main Street; thence in a southerly direction 28⅓ feet to the place of beginning, having erected thereon a frame dwelling house, to Mrs. H. R. Moran, of Cambridge Springs, Penna, or her assigns at and for the price of $800.00 to be paid as follows: $267.00 in cash upon delivery of deed and the balance to be secured by a mortgage of the purchaser in the sum of $533.00 to be paid at the rate of $50.00 or more each month until the full amount has been paid in full and to deliver sufficient deed for carrying such sale into effect, bond to be required in the sum of Sixteen hundred dollars.

Per Curiam,
O. Clare Kent
President Judge

Aug. 5, 1942 Bond of Crawford County Trust Company, Guardian of Emma R. Swoger, on sale of real estate, in the sum of $1600.00, approved by Hon. O. Clare Kent, P.J. and filed.

Sept. 27, 1946, Final Account of Guardian showing no balance due estate, filed. Same day advertisement of Notice of Filing account sent to Tribune Publishing Co. setting forth that said account

(See Margin)

No. 50 November TERM, 1941 Continued

Stuart A. Culbertson	La Verne H. Loughner vs. Harry W. Loughner	Continued from page 560

libellant, and the said Harry W. Loughner, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent, at any time heretofore in pursuance of said marriage, shall cease and determine;
And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married.
It is further ordered and decreed that the custody of minor children, William Elmer and Thomas Harry Loughner, is awarded to libellant, La Verne H. Loughner.

Per Curiam.

No. 66 November Term, 1941, Continued.

F. Joseph Thomas	Jeannette Stainbrook vs. Frederick R. Stainbrook	Record Continued from page 576

Stainbrook, the libellant, and Frederick R. Stainbrook, the respondent;
And that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said respondent at any time heretofore in pursuance of said marriage shall cease and determine; And the said libellant and respondent shall severally be at liberty to marry again in like manner as if they had never been married. It is further ordered and decreed that the custody of minor child, Frederick R. Stainbrook, Jr., is awarded to libellant, Jeannette Stainbrook.

Per Curiam.

(See paper filed)

at the rate of six per centum per annum from October 9, 1941, to date of payment; and it is ordered that defendants petition, raising questions of jurisdiction, be and hereby is dismissed, and the rule to show cause granted thereon February 8, 1943, is hereby discharged.

Exception for defendant is hereby noted and sealed.

Per Curiam,
O. Clare Kent, P.J.

(See opinion filed.)

And now, May 6, 1943, upon presentation and after consideration of the petition of John J. Kent, Esq., attorney for plaintiff, a rule is granted upon Rodney Culver and the Federal Land Bank of Baltimore to show cause why the sum of Twenty-five Hundred Dollars ($2500.00) paid into Court should not be distributed as prayed for in the foregoing petition. Returnable and for argument on Thursday, May 27, 1943, at 1:30 o'clock P.M., E.W.T.

Per Curiam,
O. Clare Kent, P.J.

(See petition filed.)

May 6, 1943. Service accepted by Frank D. Prather, atty. for the Federal Land Bank of Baltimore.

Continued on page 639.

Rodney Culver
vs
Commonwealth of Penna

Record Continued from page 481

July 31, 1942 Certiorari on appeal by Commonwealth to Supreme Court, filed, being numbered there 248 Jan Term, 1942 and returnable to 5th Monday of Nov. 1942.

January 19, 1943 Record returned and Remittitur from the Supreme Court, filed with copy of opinion of Patterson, J. "January 4, 1943 Judgment affirmed."

Jan. 28, 1943 Plaintiffs Bill of costs, #5232, filed.

Jan 28, 1943 Petition for rule for payment of costs by deft presented to Hon. O. Clare Kent P.J. with acceptance of service of notice of same by Depts. attorney.

Now, January 28, 1943, upon presentation of the within petition a rule is granted upon the defendant to show cause why they should not be ordered to pay the costs of this proceeding, and pay interest upon the verdict rendered from October 9, 1941. Rule returnable sec. reg.

Per Curiam
O. Clare Kent, P.J.

(See paper filed.)

Same day, Service of rule accepted by J. Perry Eckels, Esq. Atty for Dft.

February 8, 1943 Petition of Commonwealth of Pennsylvania, James H. Duff, Attorney General, raising questions of jurisdiction in this case, presented in open Court and filed.

And now, this 8th day of February, 1943, upon consideration of the within Petition Raising Questions of Jurisdiction, under the Act of March 5, 1925, P.L. 23, the Court grants a rule upon the plaintiff in the above entitled case to show cause why his petition for an order to direct the Commonwealth to pay interest and costs in the above entitled case, should not be dismissed and the rule granted thereunder discharged for want of jurisdiction of this Court to entertain his said petition; all further proceedings to stay pending final disposition of this rule. Returnable on February 23, 1943 and for argument at the February Argument List.

By the Court
O. Clare Kent, P.J.

(See petition filed.)

On Argument List for Feby. Term, 1943. No. 8. Feb. 23, 1943 Argued.

April 20, 1943, Opinion and Order of Court filed - Sur Rule to show cause why defendant should not be ordered to pay costs in the case and interest upon the verdict from Oct. 9, 1941, etc. Sur Rule to show cause why plaintiffs rule (above stated) should not be discharged for want of jurisdiction of the Court to entertain same; concluding with this -

Order: Now, April 19, 1943, after due consideration and in accord with the conclusions stated, plaintiffs petition is sustained, the rule to show cause granted thereon is made absolute, and it is ordered and directed that the costs in question be taxed, as a part of the costs in the case and paid by the defendant together with interest upon the verdict, $2500.00,

- Continued on margin -

No. 120 May Sy. TERM, 1941, Continued

Donald L. Thompson x Thomas F. Kiebort	Frank Sutton vs. W. L. McCutchen	Record Continued from page 266 of No. 120 May Term, 1941.

On Argument List for Sept. Term, 1942, No. 3
Sept. 2d, 1942. Argued by Defts. counsel; plaintiffs counsel not present.

Per Curiam

Order: Now, February 7, 1944, defendants rule to show cause why judgment non obstante veredicto should not be entered granted March 14, 1942 is made absolute and the Prothonotary is directed to enter judgment on the verdict accordingly.

(See opinion of Court filed.) Per Curiam.

And now February 7, 1944, In compliance with the order of Court this day made, judgment is entered in favor of the defendant and against the plaintiff, with costs of suit.

Judgment.

On page 5. Paul D. Slaiton, Prothy.

No. 153 September TERM, 1941, Continued

J. Perry Eckels X John H. Bozic F. Joseph Thomas	Commonwealth of Pennsylvania vs. Ernest G. McCurdy and Martha Cornish	Record Continued from page 463 Oct 12, 1942 Motion and reasons by plaintiff for a new trial filed. And now, October 12, 1942, a rule to show cause is granted, returnable see reg and the official stenographer is directed to transcribe the notes of testimony into longhand and file the same among the records of the Court. Plaintiff is granted leave to file additional reasons for a new trial within fifteen days after the filing of the testimony. (See paper filed) Per Curiam O. Delare Kent, P.J.

F. Joseph Thomas X Thomas & Kiebort	William Foster vs. The Erie Railroad Co	Record Continued from page 517.

11- Joe K Callahan, 12- Mrs. John Lashkosh; twelve good and lawful persons, who upon their solemn oaths which they have taken, say, October 13, 1942, they find for the defendant Erie Railroad Company, under binding instructions by the Court. "F" page 110.

October 13, 1942, Defendants points filed.

October 14, 1942. Motion by plaintiff for a new trial filed, and a rule is hereby granted in the above entitled case to show cause why a new trial should not be granted; and the Court Stenographer is hereby ordered to transcribe the notes of testimony and file the same of record; and leave is hereby granted the plaintiff to file additional reasons in support of said motion within fifteen days from the filing of said testimony and notice thereof to counsel for the plaintiff.

Per Curiam,
O. Clare Kent, P.J.

(See paper filed.)

Dec. 22, 1942, Testimony and Charge of the Court filed. Same day the following exhibits were filed; Plaintiff's Exhibit 3, Doctor bill of Drs. Deissler & Ewing; Plaintiff's exhibit 4, Meadville City Hospital bill; Plaintiff's exhibit 5, Bill of J. G. Prenatt Co.; Defendants Exhibit A, photograph; Defendants exhibit B, photograph; Defendants exhibit C, photograph; Defendants exhibit D, letter dated 4-21-41 to Mr. Humble from Wm. Foster; Defendants exhibit E, photograph.

On Argument List for May Term, 1943, No. 12.

May 24, 1943, Argued.

Now, August 19, 1943, Plaintiffs motion for the granting of a new trial is dismissed and a new trial is refused. Exception noted and sealed for plaintiff.

Per Curiam,
O. Clare Kent,
President Judge.

(See opinion of Court filed)

And now, Aug. 27, 1943, upon the defendant paying the jury fee judgment is hereby entered on the verdict against the plaintiff and in favor of the defendant.

Judgment
Paul D. Slayton
Prothonotary.

No. 20 September TERM, 1941. Contd.

Hunnes + Kiebort
x
Stuart A. Culbertson

Charles A. McKay
vs
D. R. Beatty,
doing business as
Beatty's Garage

Record Continued from page 629

Jan. 4, 1943. Depositions of Ernest W. Holmes and L. L. Shackleford, taken by Ruth H. Hyde, Commissioner, at Chattanooga, Tenn, filed. Defts Atty notified Jan. 6, 1943.

Jany 4, 1943. Continued by reason of pending rule to show cause granted additional defendant.

Per Curiam

On Argt List for Feb Term, 1943 No. 10

Febry 22, 1943. Continued

On application of Deft. West Ridge Transportation Co. Per Curiam
February 22, 1943 Motion to Extend Time for Serving Order filed.

Order:— And now, to-wit, February 22, 1943, on motion of Stuart A. Culbertson, Attorney for the original defendant, a rule is granted on the West Ridge Transportation Company, the additional defendant, to show cause why a certified copy of the final order of the Court, dated February 21, 1942, above referred to, should not be served upon the additional defendant nunc pro tunc, extending the thirty (30) day period for service of the same, all proceedings to stay pending the determination of this rule. Returnable forthwith and for hearing with the now pending rule to show cause in this case.

Per Curiam, O. Clare Kent
President Judge.

On Spring Trial List, 1943; No. 18.

Febry 22, 1943. Continued a/c pending rules to show cause

Per Curiam

On Argt. List for May Term, 1943. No. 4.

May 25, 1943, Answer of West Ridge Transportation Company to motion of D. R. Beatty for a rule to show cause why a certified copy of the final order of the Court should not be served upon additional defendant nunc pro tunc, filed.

May 25, 1943. Argued.

Aug. 27, 1943. Opinion of Court filed, now Rule to strike off the West Ridge Transportation Company as an added defendant, and now Rule why a certified copy of the final order of Court dated Feb. 21, 1942, should not be served nunc pro tunc.

Order (1): Now, August 27, 1943, added defendants motion to strike off the West Ridge Transportation Company, as an added defendant, is sustained, and the rule to show cause granted thereon is hereby made absolute. Exception is noted and sealed for the original defendant.

Per Curiam
O. Clare Kent,
President Judge.

(See opinion)

Order (2): Now, August 27, 1943, original defendants motion for leave to serve final order of Court dated February 21, 1942, upon

Continued on page 641.

F. Joseph Thomas

Paul E. Thomas

Bertha Betilian and Edward Betilian

vs.

Coca-Cola Bottling Company, of Meadville, Pennsylvania

Record Continued from page 486.

And now, January 15, 1943, Motion by defendant for judgment N.O.V. filed and rule is hereby granted on the plaintiffs to show cause why judgment in favor of the defendant non obstante veredicto should not be entered; and the Stenographer is hereby ordered to transcribe the notes of testimony and charge of the Court and file the same so as to become part of the record.

(See paper filed.) Per Curiam.

March 29, 1943 Transcript of testimony of trial filed

On Argt. List for Sept. Term, 1943 No. 19, Sept. 29, 1943, Argued.

Oct. 29, 1943, Plaintiffs Bill of Costs, $25.20, filed.

Now, Nov. 1st, 1943, defendants motion for entry of judgment non obstante veredicto is dismissed and the rule to show cause granted thereon is discharged. Exception noted and sealed for the defendant.

Per Curiam,

O. Clare Kent, P.J.

(See opinion of Court filed.)

And now, December 15, 1943, upon payment of the jury fee judgment is hereby entered on the verdict.

Debt $552.08

Interest from Jan. 13, 1943.

Judgment

Paul D. Slayton,

Prothonotary.

487.58
64.50
55.08

No. 48 February TERM, 1941, Continued

Kent & Kent
X
J. Berry Eckels

April 27, 1943 Received from Deft by hand of Kent & Kent, Attys for Plff the sum of $2500.00, principal of verdict being paid into court pending proceedings for distribution of same
Paul D. Slayton Pro
May 27, 1943, received of Paul Slayton, Pro. $824.41 being of money paid into Court less costs, and 43.50 costs advanced Sheriff.
Kent & Kent
John O. Kent

May 28 1943, Rec'd of Paul D Slayton, Pro $1641.84 as Per Court order.
Frank D. Patton
Attorney for
Federal Land Bank of Baltimore.

P.o. 28,60

Rodney Culver
vs.
Commonwealth of Pennsylvania.

4 poundage 5/29/43 Pd.		#
Costs on Money in Court proceedings		33.75
2a Appeal to S.C.		3.00
Exc. Cert. for S.C.		3.00
Atty's on Ruling of S.C.		3.00
Pro. to conclusion		12.00

On Argt. List for May Term, 1943, No. 7 - Rule of May 6, 1943.

Record Continued from page 632.

May 13, 1943, Certiorari from the Supreme Court filed in the matter of Appeal of Commonwealth of Pennsylvania from the Order awarding interest and costs, Returnable the fifth Monday of November next (1943) and numbered in said Court 20, January Term, 1943.

May 26, 1943, Return of service of petition filed.
Served the within Petition, together with Copy of Order of Court, personally upon Rodney Culver, at the residence of his Father, Seymour Culver, on May 6th., 1943, at 3:40 o'clock P.M., in Vernon Township, Crawford County, Pa., by handing to him a true and certified copy of the within Petition, together with Copy of Order of Court and making contents of same known to him.
So answers,
Harry B. Smith
Deputy Sheriff.
Bert A. King
Sheriff

Order:- Now, May 27, 1943, it appearing that the petition and order in the above captioned case was returnable and for hearing on May 27, 1943, at 1:30 P.M.; and it appearing further that the respondents were personally served with a copy of the petition and order; and it appearing further that at the appointed time no answer had been filed or objections made to the prayer of the petition, therefore, it is hereby ordered and decreed that the Prothonotary after the deduction of costs, upon this petition and the rule granted thereon, distribute the money paid into his hands, one-third to Kent & Kent, attorneys, and two-thirds to the Federal Land Bank of Baltimore, Maryland, to be credited upon the mortgage which they hold against the premises involved in the condemnation proceedings.
Per Curiam,
O. Clare Kent
President Judge

Oct. 8, 1943, Statement by J. Berry Eckels, Esq., Attorney for Appellant, of Questions to be argued, Evidence not to be Printed, and Contents of Printed Record, filed.
Nov. 19, 1943, Record made up and certified and transmitted to the Supreme Court.
Record returned and
Jan. 27, 1944 Remittitur with Copy of Opinion of Drew Judge of Supr. Ct. filed.
"We are satisfied that the order of the Court below must be modified to relieve the Commonwealth of the payment of interest on the verdict."
"Order, as modified, affirmed."

Humes + Kiebort X Stuart A. Culbertson	Charles A. McKay vs. D. R. Beatty, doing business as Beatty's Garage	Record continued from page 637. additional defendant, the West Ridge Transportation Company, nunc pro tunc, by extending the period for service thereof, is dismissed, and the rule to show cause granted thereon is hereby discharged. Exception is noted and sealed for the original defendant. Per Curiam, O. Blare Kent, (See opinion filed) President Judge On Fall Trial List, 1943; No. 29.

Sept. 16, 1943, Certiorari from Supreme Court, on appeal by original defendant from the order and decree in this case filed. Being numbered in said Court 278 Jan Term, 1943, and returnable the fourth Monday of Nov. 1943

"Sept. 22, 1943 Appeal pending in Supreme Court; case off list." (See Courts Trial List.)

Nov. 16, 1943 Record made up and certified and transmitted to the Supreme Court

Jan. 17, 1944 Record returned and Remittitur and Exemp of Opinion of Horace Stern, J., of Supreme Court filed.

Judgment: "The order dismissing defendants motion for leave to serve the order of February 21, 1942, on the additional defendant nunc pro tunc is affirmed pro forma. The order granting the motion of West Ridge Transportation Company to strike it off as additional defendant is reversed and the order of February 21, 1942, reinstated with a procedendo." (See Remittitur)

Jan. 31, 1944 Affidavit of defense of West Ridge Transportation Company filed.

On Spring Trial List, 1944; No. 17.

And now, March 14, 1944, first twelve jurors called were sworn as follows: 1-Eugene Gulick; 2-John Beatty; 3-Irven Rockwell; 4-Guy Mickle; 5-Samuel Johns; 6-Pauline Lingo; 7-Mrs. Jessie Frambaugh; 8-Geo. Laibe; 9-Ray P. Brink; 10-Mrs. E. A. Staley; 11-Albert McClintock; 12-Mrs. Helen Peters: twelve good and lawful persons who upon their solemn oath which they have to here say March 14, 1944, they find for the plaintiff, Charles A. McKay and against the defendant D. R. Beatty in the sum of $3800.00, and we find in favor of West Ridge Transportation additional defendant.

Be. page 82; Corp. page 120.

F. Joseph Thomas x Kent & Kent	Frank Schreck vs. Paul J. Strong	Record continued from page 181 Of No. 35 May Term, 1941.

April 28, 1944, Certiorari on appeal by plaintiff to the Superior Court filed, being numbered there 28 April Term, 1945, and Returnable the second Monday of April 1945.

April 5, 1945, Certified Copy of Record from Superior Court filed. "April 4, 1945, Pursuant to praecipe this day filed, this appeal is hereby discontinued."

J. Perry Eckels
X

In re Estate
Of
Clara Belle Thompson,
a person of weak mind.

Record continued from page 334
Of
No. 24 September Term, 1941.

Dec. 1, 1944, Final Account of Crawford County Trust Co., Guardian filed, showing no balance due the estate. Same day advertisement of notice of filing account sent to Tribune Publishing Co. Meadville, Pa., stating that said account will be confirmed nisi on the first Monday of January next, and if no exceptions are filed within ten days of nisi confirmation said account will be confirmed absolutely.

Dec. 21, 1944, Proof of publication filed.

And now, Jan. 12, 1945, no exceptions having been filed to the above account, the same is hereby confirmed absolutely.

Paul O. Slayton
Prothonotary

No. 5 February TERM, 1941 Continued

Charles B. Stegner

X

Titusville Trust Company

vs.

L. J. Rowe

Entered November 13, 1940

Record Continued from Page 5

and five-tenths (28.5) perches to a post; thence north seventy-four and one-half (74.5) degrees east twenty-three and fifty-six hundredths (23.56) perches to a post; thence south three and one-half (3.5) degrees west eighteen and eighty-five one-hundredths (18.85) perches to a post; thence south forty (40) degrees east eighty-four (84) perches to a post; thence north fifty (50) degrees east eight (8) perches to a post; thence south fifty (50) degrees east twenty-two (22) perches to a post; thence south sixty (60) degrees west thirty-six (36) perches to a post in the center of Oil Creek; thence in a westerly direction following the center of said Oil Creek, to the point the place of beginning. Containing thirty (30) acres of land, be the same more or less.

Also a three acre piece of land lying between the above described land and the Pennsylvania Railroad tracks quit-claimed by Willis Ridgway and wife to Lee J. Rowe, by deed dated October 12, 1926, and recorded in Deed Book 250, page 98.

Vincent A. Baldauf
Arthur E. Ashton

In re: Estate of Margaret H. Mc Vitty, a Weak-minded Person
Entered July 8, 1941

Record Continued from Page 401 of No. 91 September Term, 1941

May 17, 1948, Petition for Allowance filed. Order of Court: — And now, this 17th day of May, 1948, the foregoing petition having been presented in open court, upon due consideration thereof it is ordered, adjudged and decreed that the Crawford County Trust Company, Meadville Pennsylvania, pay the sum of $150.00 to D. M. Hawk from the funds in the estate of its ward, Margaret H. Mc Vitty, for the purpose of purchasing suitable clothing for her, and that the Crawford County Trust Company pay the sum of $50.00 a month to D. M. Hawk for the maintenance and support of Margaret H. Mc Vitty beginning May 1, 1948.

Per Curiam,
Herbert A. Mook, P.J.

Oct. 5, 1951, Final account of Guardian filed showing balance due the estate of $6,294.29. Same day advertisement of Notice of Filing account sent to The Tribune Republican, Meadville, Pa., stating that said account will be confirmed nisi on the fifth Monday of October next and if no exceptions are filed within ten days of nisi confirmation said account will be confirmed absolutely.

Oct. 25, 1951, Proof of Publication filed.

And now, November 9, 1951, no exceptions having been filed to the above account the same is hereby confirmed absolutely.

Paul D. Slayton,
Prothonotary.

No. 108 February TERM, 1941, Continued.

F. Joseph Thomas X Breene + Jobson, Oil City, Thomas + Kiebort	Freidhelm Pumucker and Ethel Pumucker vs. Anita Phillips Williams	Record Continued from page 103. March 23, 1943 Opinion of Court sur Rule to strike of Compulsory Non-suit, filed. Now, March 23, 1943, the Rule granted March 20, 1942, to show cause why the compulsory non-suit, heretofore allowed, should not be taken off is hereby discharged. Exception noted and sealed for pldintiffs. Per Curiam, O. Clare Kent, (See opinion filed) President Judge.

Sept. 20-1946- Received $87.50 in payment of all costs due defendants and Pro. is directed to mark judgment of non-suit satisfied

Fred C. Kiebort - Surviving partner of
Thomas & Kiebort
L. J. Leon Williams.
For Anita Phillips Williams.
Woodly D. Phillips

Norbach & Steeten
Leland J. Culbertson
Kent & Kent
x
Kenneth W. Rice
for M. P. J. Corp.
Gerald D. Prather
for Vetters.

V. W. Eiler Jr. & Clark L. Eiler
Helen A. Eiler & Stinger & Eiler
vs.
Meadville Park Theatre
Corp., and Richard E. Vetter
& Hannah Vetter, his wife

Record Continued from page 648.

And now, Jany 11, 1943, On motion of pltfs. by attys., rule to show cause why judgment non obstante veredicto should not be granted is hereby entered; and the Stenographer is hereby ordered to transcribe all the evidence taken upon the trial of said case and duly certify and file it so as to become a part of the record. Returnable sec. reg.
(See paper filed.) Per Curiam.

Jany 11, 1943 Motion by plaintiffs for a new trial filed, and a rule to show cause why a new trial should not be granted is hereby entered; and the Stenographer is hereby ordered to transcribe the evidence taken upon the trial of the case and the charge of the Court and file the same so that it becomes a part of the record; and the plaintiffs are granted leave to file additional reasons for a new trial within thirty (30) days after said testimony has been filed. Returnable sec. reg.
Per Curiam

No. 110 Sept. TERM, 1941

	Merchants National Bank + Trust Company VS.	Record Continued from Page 420
110	Grant W. Brock James J. Brock Donald Brock George H. Brock Entered July 16, 1941	And, now August 14th 1942, for valuable consideration Merchants National Bank and Trust Company hereby postpones the lien of the within judgment to the lien of that certain mortgage given by James J. Brock, Donald Brock and George H. Brock to Charles E. Miller, Guardian of Philip Edward Miller, a minor, dated August 12th, 1942, and to be recorded, covering all that certain parcel of land situate in Vernon Township, Crawford County, Pennsylvania, being known and designated as Lots numbered one (1), eight (8), and nine (9), in Section Two, in the Plan of Lots Known as Brock Brothers, Cussewago Valley Allotment, in Vernon Township; said Lot number one (1) having a frontage of (100) feet on the south side of Cussewago Road and a frontage of (150) feet on the west side of Superior Street, with a two family frame dwelling house thereon, and Lots numbered eight (8) and nine (9), being vacant lots fronting (100) feet on the west side of Superior Street, said Mortgage recorded in mtg. Book No. 194, Page 162. Merchants' National Bank and Trust Company By John E. Reynolds Attorney in Fact. Attest: Paul D. Slayton, Prothy.

And now, Sept. 18, 1942 for valuable consideration Merchants National Bank + Trust Co. hereby releases from the lien of the above judgment Lot No. 44 in Section One of Brock Bros. Cussewago Valley Allotment as recorded in Plan Book No. 1, Page 49.
Merchants National Bank + Trust Co.
By John E. Reynolds Atty in Fact

And now, August 14th 1942, for valuable consideration, Merchants National Bank and Trust Company hereby postpones the lien of the within judgment to the lien of that certain mortgage, dated August 11, 1942, given by George H. Brock to Leland J. Culbertson, Guardian of Robert E. Daniels, and to be recorded, covering a certain lot of land in the Second Ward of the City of Meadville, Crawford County, Pennsylvania, fronting 51 feet, more or less, on Penn Street and 83 feet, more or less on Mertle Street.

Merchants National Bank and Trust Company
By John E. Reynolds
Attorney in Fact.

Continued on page 698

Attest: Paul D. Slayton, Prothy.

And now, Aug. 24th, 1942, for valuable consideration, Merchants National Bank + Trust Company hereby releases from the lien of the above judgment Lot No. 67 in Section One of Brock Brothers Cussewago Valley Allotment as recorded in Plan Book No. 1, page 49.
Merchants National Bank + Trust Co.
By John E. Reynolds Atty in Fact
Witness: Paul D. Slayton.

And now August 14th 1942, for valuable consideration Merchants National Bank and Trust Company hereby releases from the lien of the within judgment Lot No. 44 in Section One of Brock Bros. Cussewago Valley Allotment as recorded in Plan Book No. 1, Page 49, also releases from the lien of the within judgment Lot No. 67 in Section One of Brock Bros. Cussewago Valley Allotment as recorded in Plan Book No. 1, Page 49, also releases from the lien of the within judgment Lot No. 1 in Section One of Brock Bros. Cussewago Valley Allotment as recorded in Plan Book No. 1, Page 49, also releases from the lien of the within judgment that certain parcel of land situate in Vernon Township, Crawford County, Pennsylvania, being known and designated as Lots numbered one (1), eight (8), and nine (9), in Section Two, in the Plan of Lots Known as Brock Brothers, Cussewago Valley Allotment, in Vernon Township; said Lot number one (1) having a frontage of (100) feet on the south side of Cussewago Road and a frontage of (150) feet on the west side of Superior Street, with a two family frame dwelling house thereon, and Lots numbered eight (8) and nine (9), being vacant lots fronting (100) feet on the west side of Superior Street, said Mortgage recorded in mtg. Book No. 194, Page 162, and releases from the lien of the within judgment Lot No. 1 in Section One of Brock Bros. Cussewago Valley Allotment as recorded in Plan Book No. 1, Page 49, also releases from the lien of the within judgment that certain lot of land in the Second Ward of the City of Meadville, Crawford County, Pennsylvania, fronting 51 feet, more or less, on Penn Street and 83 feet, more or less on Mertle Street; also releases from the lien of the within judgment that certain parcel of land situate in Vernon Township, Crawford County, Pennsylvania, being known and designated as Lots numbered one (1), eight (8), and nine (9), in Section Two, in the Plan of Lots Known as Brock Brothers, Cussewago Valley Allotment, in Vernon Township; said Lot number one (1) having a frontage of (100) feet on the south side of Cussewago Road and a frontage of (150) feet on the west side of Superior Street, with a two family frame dwelling house thereon, and Lots numbered eight (8) and nine (9), being vacant lots fronting (100) feet on the west side of Superior Street, said Mortgage recorded in mtg. Book No. 194, Page 162, and releases from the lien of the within judgment that certain lot of land in the Second Ward of the City of Meadville, Crawford County, Pennsylvania, fronting 51 feet, more or less, on Penn Street and 83 feet, more or less on Mertle Street; also releases from the lien of the within judgment that certain parcel of land situate in Vernon Township, Crawford County, Pennsylvania, being known and designated as Lots numbered one (1), eight (8), and nine (9), in Section Two, in the Plan of Lots Known as Brock Brothers, Cussewago Valley Allotment, in Vernon Township; said Lot number one (1) having a frontage of (100) feet on the south side of Cussewago Road and a frontage of (150) feet on the west side of Superior Street, with a two family frame dwelling house thereon, and Lots numbered eight (8) and nine (9), being vacant lots fronting (100) feet on the west side of Superior Street, said Mortgage recorded in mtg. Book No. 194, Page 162, and releases from the lien of the within judgment that certain lot of land in the Second Ward of the City of Meadville, Crawford County, Pennsylvania, fronting 51 feet, more or less, on Penn Street and 83 feet, more or less on Mertle Street.
Merchants National Bank and Trust Company
By John E. Reynolds
Attorney in Fact.

	Merchants National Bank & Trust Company	Record Continued from Page 691
	V.S.	
110	Grant W. Brock James J. Brock Donald Brock George H. Brock Entered July 18, 1941	March 22, 1943. Writing filed wherein plaintiff releases from the lien of this judgment the following described property to-wit: All that certain piece or parcel of land situate in the Second Ward of the City of Meadville, County of Crawford, and State of Pennsylvania, bounded and described as follows, to-wit: On the North by Walnut Street; on the East by land now or formerly of Oliver E. Hanson; on the South by land now or formerly of Mrs. Martha Walker; on the West by land now or formerly of Paul H. Richard, fronting on Walnut Street forty-eight (48) feet, more or less, and extending southward of even width one hundred (100) feet. (see paper filed)

And now, April 12, 1943 for valuable consideration Merchants National Bank & Trust Co. hereby releases from the lien of this judgment Lots Nos. 69 and 71 in Section One of Brock Brothers Conewago Valley Allotment as recorded in Plan Book No. 1, page 49. Said lots being situate in Vernon Township, Crawford County, Pa.

Merchants National Bank & Trust Co.
By Thos. Campbell
Vice Pres. & atty in fact.

And now, May 3, 1943, for valuable consideration the Merchants National Bank & Trust Co. hereby releases from the lien of this judgment those certain parcels of land now owned by Robert N. Palmer ~~and wife~~ and John P. Palmer ~~and wife~~, and more specifically and fully described in Deed Book No. 314 Page 273.

Merchants National Bank & Trust Co.
By Thos. Campbell Vice President
& atty in fact

No. 47 November TERM, 1941 – Continued.

Stuart A. Culbertson George X. Simonetta X	Mary Ann Wiltse, by her mother and next friend, Mrs. Cora B. Garrison, vs. Herbert M. Wiltse	Record continued from Page 557 Of No. 47 November Term, 1941.

Kent, P. J.

Now, October 9, 1945, the record in this case discloses that service was made by publication of Proclamation in January of 1942, that the case remained dormant until September 4, 1945, when a master was appointed to take testimony and report to the Court. Testimony was taken September 11, 1945, at which time libellant testified that respondent was "now living with his mother in Rockdale Township, near Cambridge Springs, Pa., "in Crawford County. Also the affidavit as to Military Service is wholly inadequate; no facts are set forth therein as required by the Act of Congress of 1940 and amendments. He could have been notified and served personally by issuing a Pluries Subpoena, which was not done, consequently we are of the opinion that the Court is without jurisdiction to decree a divorce in this case, wherefore a divorce is refused for want of jurisdiction of respondent and the libel is dismissed at the cost of libellant, Mary Ann Wiltse.

Per Curiam,
O. Clare Kent,
President Judge.

Nov. 5, 1945, Certiorari on appeal to Superior Court filed, numbered in said Court at No. 102 April Term, 1946; and returnable the second Monday of April 1946.

June 29, 1946 Record, Exemplification and Remittitur from Superior Court filed: "The order of the court below is reversed, and the record is remitted to the court below that it may be returned to the master for the purposes indicated in this opinion."

School District of Vernon Township
vs
Ray D. McGuire & Wf Lula McGuire

Record continued from page 21.

And the Court Stenographer is hereby directed and ordered to transcribe the notes of testimony, the statement of the Court into longhand, and file the same so as to become a part of the record.
(See paper filed) Per Curiam

Oct. 17, 1941 Motion by plaintiff for a new trial as to defendants' counter-claim, presented and filed.

And now, October 14, 1941 upon presentation of the within and foregoing motion, Rule to show cause why a new trial should not be granted, is hereby ordered, returnable see leg. And the Court Stenographer is hereby directed and ordered to transcribe the notes of testimony into longhand, and file the same so as to become a part of the record.
(See paper filed) Per Curiam,

Oct. 14, 1941, Defendants' Bill of Costs, $26.20, filed.

Dec. 12, 1941 Transcript of trial-testimony taken by the Stenographer, filed.

Jan. 2, 1942 Sheriffs return of service of Subpoena duces tecum upon defts. filed.

On Arg't List for Feb. Term, 1942, No. 10.

Feby 23, 1942 Continued on application of Plff.

On Arg't. List for May Term, 1942 No. 6 Per Curiam.

May 25, 1942 Continued on application of Plff. Per Curiam.

And now Sept 1, 1942 by agreement of counsel this action and counterclaim is settled, ended and discontinued and the defendant by his attorney acknowledges receipt of the verdict in the sum of $327.50 together with costs as agreed upon between the parties.

F. Joseph Thomas
Attorney for defendant

Harry A. Gilfert
Witness: Paul D. Slayton, Pro. Atty's for Plff.

J. Berry Eckels

X

Northwest Adjustment Co., a corporation,
vs.
Wm. M. Knorr

Record Continued from page 378.

Sept. 16, 1941, Alias writ of Foreign Attachment in Assumpsit issued in the above entitled case, returnable to the first Monday of October next; Bail to dissolve $200.00;
To attach the goods and chattels, moneys, rights, credits and effects of the defendant, in the hands possession or control of The Merchants National Bank and Trust Company and George C. Knorr, Executors of the will of Charles Knorr, deceased, and of any other person or persons, and summon them, as garnishees.

Jan. 2, 1942, Alias Att. Ex. retd.: Attached as within commanded Oct. 4, 1941, at 11:50 o'clock A.M., by going to the Merchants National Bank and Trust Company, Chestnut and Water Streets, City of Meadville, Crawford County, Pa., and then and there in the presence of Bert A. King and Floyd Hall, two credible persons of the neighborhood, attaching and declaring that I attached all goods and chattels, moneys, rights, credits, effects, lands and tenements of the within named defendant in the hands of Merchants National Bank and Trust Company, Executor of the will of Charles Knorr, deceased, Garnishee, and summoned on the same day and at the same time the said Merchants National Bank and Trust Company, Executor of the will of Charles Knorr, deceased, Garnishee, by handing personally a true and attested copy of the within writ to John D. Bainer, the Cashier of said Bank, Garnishee, and making known to him the contents thereof.

Nihil Habet as to Wm. M. Knorr, the within named defendant.

Nihil Habet as to George C. Knorr, Executor of the will of Charles Knorr, deceased, Garnishee. So answers,

Harry B. Smith, Sheriff.

Hosbach & Gleeton
Leland J. Culbertson

X

Kenneth W. Rice
for M. P. T. Corp.
Gerald D. Prather
for Vetters

V. W. Eiler, Jr.,
Clark C. Eiler,
Helen A. Eiler,
Sturgis C. Eiler
vs.
Meadville Park Theatre Corp. and
Richard Vetter and
Hannah Vetter, his wife.

Record continued from page 332

Aug. 12, 1941, Stipulation of counsel for discharge by the Court of Rule of June 17, 1941, to strike off original Statement of claim in this case, filed.

Sept. 10, 1941, Answer of plaintiffs to affidavit of defense raising questions of law, filed.

On Argt. List for Sept. Term, 1941, No. 3

Sept. 22, 1941, By agreement of counsel, to be submitted on briefs to be filed in 20 days from this date.

Now, February 16, 1942, the Affidavit of Defense Raising Questions of Law, filed August 4, 1941, by defendant, Meadville Park Theatre Corporation, is hereby overruled and dismissed, and the motion of defendants Richard C. Vetter and Hannah Vetter, his wife, is overruled, the rule to show cause granted thereon is discharged and the defendants are ordered to file affidavit of defense within fifteen (15) days from this date, or judgment sec. leg.

Per Curiam,
O. Clare Kent, P.J.

(See opinion filed.)

April 30, 1942, Affidavit of defense and new matter, by Meadville Park Theatre Corporation, a defendant, filed.

May 4, 1942, Affidavit of service of copy of affidavit of defense upon Leland J. Culbertson, Esq., atty for Pffs.

May 6, 1942, Acceptance of service of copy of affdt of defense filed April 30, 1942, by Hosbach & Gleeton, Attys for Pffs., filed.

On Fall Trial List, 1942, No. 23.

Sept. 28, 1942, Continued on application of defendants, Vetter and wife, and marked remanet. Per Curiam.

Dec. 4, 1942, Affidavit of defense of Richard C. Vetter and Hannah Vetter, to of the defendants, filed. Swice accepted.

On Winter Trial List, 1943, No. 3.

And now, Jan. 5, 1943, jury selected, and called and sworn Jan. 6, 1943, as follows: 1- Mrs. E. G. Williams, 2- Mrs. William Stenger, 3- Mrs. Rose Mitchern, 4- Mrs. Mary Griffen, 5- William Lapple, 6- Earl W. Alcorn, 7- Mrs. A. J. Umangst, 8- Orpha Walters, 9- Grace Battles, 10- Albert Rhoades, 11- Walter Burger, 12- Frank Kinnear: twelve good and lawful persons, who upon their solemn oaths which they have taken, say Jan. 9, 1943, they find for the defendants, Meadville Park Theatre Corporation, and Richard Vetter and Hannah Vetter, his wife.

E-pp 63, 30, 63, 16

Jan. 8, 1943, Plaintiffs' points, Points of Meadville Park Theatre Corp. deft, and points of Richard C. Vetter and Hannah Vetter, his wife, defts., - filed.

Continued on page 688

In Memoriam
John Schuler, Esq.
a Member of the Bar

Record continued from page 454.

that tenaciously adhere to the traditional belief that the law is a professional and not a mere commercial pursuit; that service to a client rather than the collection of fees is the first duty of a lawyer; that the vindication or amicable reconciliation of legal rights and differences rather than adventurous law suits was the real function of the professional lawyer. That he should thus view his chosen profession is readily appreciated when consideration is given to the character of the Bar with which he was affiliated, and with whom he associated through so many years of his professional life. To have worthily associated with the members of the Crawford County Bar, as it was constituted during the period of his active practice, is a substantial guaranty of his professional character. The professional contacts he was fortunate enough to possess during the early years of his practice were bound to have a deep and lasting effect upon his conception of the legal profession.

No greater compliment can be accorded to him than to record in the archives of this Court the fact that he established himself in his home community as a good citizen and as a professional lawyer.

The undersigned Committee submit this minute and move that it be ordered upon the minutes of the Court.

E Lowry Humes
Otto A. Stolz
Leland J. Gilbertson,
Committee.

(See paper filed.)

Aug 4, 1941, certified copies of Memoir furnished to Mrs. Lulu Schuler, widow.

No 148 May TERM, 1941, Continued

Mabel S. Wood
vs
Gertrude Childs
et al

Record Continued from page 294
(Rule to bring Ejectment)

Rule returned July 7, 1941:-

Served the within Rule to Bring Ejectment and order personally, on Gertrude Childs, wife of L. L. Childs, also known as Wallie Childs, on May 8, 1941, at 1:25 o'clock P.M. at her residence in the Borough of Townville, Crawford County, Pa, by handing to her a true and certified copy thereof, and making contents of same known to her.

Also, served the within Rule to bring Ejectment and Order personally on Prudy Childs, wife of John Childs, also known as Johnnie Childs, on May 6, 1941, at 3:55 o'clock P.M., at No 765 Cottage Street, City of Meadville, Crawford County, Pa., by handing to her a true, and certified copy thereof, and making contents of same known to her.

Natil habet as to Mary Childs, widow of William Childs one of the within named defendants, as per return from the Sheriff of Warren County, Pa, hereto attached and made a part of this return.

I do hereby certify that after diligent search and inquiry, I was unable to find any of the heirs, executors, administrators or assigns, or any person or claimant having an apparent interest or title to land described in said petition, in my bailiwick of the within named Mary Childs, widow of William Childs. And I also certify that after diligent search and inquiry, I was unable to find the within named Burt Childs, or any of his heirs, executors, administrators or assigns, or any person or claimant having an apparent interest or title to land described in said petition, within my bailiwick, and that in obedience to an order of Court, to me directed, a Public notice of the facts set forth in the petition filed in said case was published in the Tribune-Republican, Meadville, Crawford County, Pa, a newspaper of general circulation in the county of Crawford, Pa., once a week for six weeks successively, to wit: on May 8, 15, 22 and 29, and June 5 and 12th, 1941, the said publication being after the presentation of said petition to Court, as will appear by the proof of publication hereto attached.

Dated July 7, 1941. So answers, Harry B. Smith, Sheriff

And now, February 2, 1942 the rule granted by the Court on May 5, 1941 is hereby made absolute, and judgment in ejectment is decreed in favor of Mabel S. Wood, plaintiff, against Gertrude Childs, wife of L. L. Childs, Mary Childs widow of William Childs, Prudy Childs, wife of John Childs, and Burt Childs also known as Bert Childs, and their heirs

executors, administrators and assigns, as to the real estate described in the petition for said Rule.
(See paper filed)

Per Curiam.
Judgment, Feb. 2, 1942
Paul D. Clayton, Pro.

"Ch" pp 97, 97, 56, 97.

Stuart A. Culbertson

X

Petition of Ray Newbill for Satisfaction of a mortgage made by William George to Miss Mary George, dated May 9, 1887, recorded in Mortgage Book M 2, page 130.

Record Continued from page 92

Final Decree.

And now, February 10, 1941, upon motion of Stuart A. Culbertson, Esquire, attorney for petitioner Ray Newbill, and upon consideration of the petition filed herein, the order of January 6, 1941, on said petition, the proof of publication filed herein, and the other proceedings herein had, and there being no appearance nor answer filed for any party, and this court being satisfied of the truth of the said petition,—

It is ordered, adjudged and decreed and directed, That satisfaction shall be entered on the record of the mortgage given, which is recorded in Mortgage Book M 2, page 130, by the Recorder of Deeds of Crawford County, Pa., on payment of the costs due relative to the entry of said mortgage or any proceedings thereon; which said satisfaction so entered shall forever thereafter discharge, defeat, and release the same, and shall likewise bar all actions brought or to be brought thereon as fully and effectually to all intents and purposes, as if the satisfaction had been entered by the legal holder or holders of the said mortgage.

Per Curiam,
Oblare Kent, P.J.

(See paper filed)

No. 118 February TERM, 1941, Continued.

F. Joseph Thomas. X	In the Matter of the Estate of Bora May Russell, a person of weak min	Record Continued from page 113 Order of Feb. 6, 1941, Concluded:- It is further ordered, and directed that the said Raymond Bentley, is authorized to pay, for the maintenance of his ward, the said Bora May Russell, at the Warren State Hospital, North Warren, Pa., as determined by said institution from time to time, so long as the assets of said estate permit. Per Curiam, O. Clare Kent, (See paper filed) President Judge.

June 21, 1943, Petition of Guardian for leave to sell at private sale, a piece of land in Randolph Tp, containing 80 acres, more or less, presented and filed. Supporting affidavits of A.K. Britton and Lloyd R.G. Pals, Real Estate Brokers, annexed.

And now, this 21st day of June, A.D. 1943, upon presentation of the foregoing petition and consideration thereof, It is hereby ordered and decreed that Raymond Bentley, Guardian of the estate of Bora May Russell, a person of weak mind, be authorized to sell to Floyd G. Smith at private sale, for the sum of Thirty-one Hundred Dollars ($3100.00) cash, and upon receipt of said sum, sign, execute and deliver a deed conveying all the right, title and interest of Bora May Russell in and to the premises described in the foregoing petition to the said Floyd G. Smith, or his nominee.

Per Curiam,

(See paper filed.) O. Clare Kent, President Judge.

March 8, 1949, First and Final Account of Guardian filed, showing balance due estate of $2,844.65. Same day advertisement of Notice of Filing Account sent to The Tribune Republican, Meadville, Pa., stating that said account will be confirmed nisi on the first Monday of April next; and if no exceptions are filed within ten days of nisi confirmation said account will be confirmed absolutely.

Mar. 23, 1949, Proof of Publication filed.

And now, April 15, 1949, no exceptions having been filed to the above account, the same is hereby confirmed absolutely.

Paul D. Slayton,
Prothonotary

No. 93 May TERM, 1941

Donald b Thompson

X

William H. Walp,
Petitioner,
vs
John Koessling, Jr.,
Fred Koessling,
Ada Walp Arlington,
Andrew Dana Walp,
Eugene Donald Walp,
Pauline Walp,
Georgia Walp, and
Ada Dorothy Hatten,
Respondents.

Record continued from page 239

Stff. Smith's return: "Served the within Petition for Respondents to Bring Ejectment, on Ada Walp Arlington and Eugene Donald Walp, Respondents by deputizing the Sheriff of Erie County, Pa., as per his return hereto attached. So answers, Harry B. Smith, Sheriff."

And now, June 2, 1941, On motion in open Court, the return day of the above captioned rule is extended as to the respondents not served, until the first Monday of July, A.D. 1941.

(See Paper filed) Per Curiam.

July 7, 1941 Affidavit of service of Rule on Andrew Dana Walp Pauline Walp Blumeyer, Georgia Walp and Ada Dorothy Hatten filed.

Feb. 2, 1942 Petition of plaintiff for final decree, presented in open Court and filed.

Final Decree.

And now, February 2, 1942, upon hearing the foregoing petition in open Court, and it appearing by the record that the several respondents named in the proceeding have been duly served with the said petition and rule, and the name of Pauline Walp, one of the said respondents being hereby amended to read Pauline Walp Blumeyer; and it further appearing that more than six months has now elapsed since the service of each and all said respondents, and no appearance nor answer has been filed by any of them or in their behalf, nor has any action of ejectment been commenced as required by our prior rule, nor has any cause been shown why same cannot be so brought; Now, therefore, upon motion of Donald b Thompson, attorney for petitioner, judgment is entered against John Koessling Jr. Fred Koessling, Ada Walp Arlington, Andrew Dana Walp, Eugene Donald Walp, Pauline Walp Blumeyer, Georgia Walp, and Ada Dorothy Hatten, respondents, and in favor of William H. Walp, the petitioner, for the land described in the petition, to wit:

Situated in the Third Ward of the City of Meadville, Crawford County, Penna, bounded as follows: On the North by Arch Street, 52 feet more or less; on the East by East Street 50 feet and 6 inches, more or less; on the south by land now or formerly of O'Loughlin; on the west by land now or formerly of Riley; and being the

the same land conveyed to petitioner by deed dated April 18, 1940, recorded in Crawford County in Deed Book 301, page 134 —

And hereafter no action of Ejectment for the recovery of said premises shall be brought by said respondents, or any person claiming by, from or under such persons.

Per curiam
O Clare Kent
President Judge

Judgment Feb. 2, 1942
Paul D. Slayton, Prothy

(See paper filed.)

K. pp. 117, 117 A. p. 92 Wa. pp. 164 "W"
Bl. p. 152, Wa. p. 161