# CRAWFORD COUNTY

## APPEARANCE DOCKET

# BOOK 230

# 1942

PIRRELLO ENTEPRISES INC.
Scanned September 2020

Walter J. McClintock

1

Petition of Commissioners of Crawford County for approval of private sale to James D. Irvin and Ida Belle Irvin, of a lot in Sadsbury Tp., which was assessed in name of Martin Gehr and sold to said Comrs. at Treasurers sale for unpaid taxes, in 1932
Entered Nov. 10, 1941

Pro. Clayton $5.00

Now, November 10, 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 the said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchasers, James D. Irvin and Ida Belle Irvin, 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.
(See paper filed.) Per Curiam.

# FEBRUARY TERM, 1942

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| Walter J. McClintock<br><br>2 | Petition of Commissioners of Crawford Co. for approval of private sale to James D. Arvin of 3½ acres of land in Sadsbury Township which was assessed in name of C.L. Dodge and sold to said Comrs. at Treasurers sale for unpaid taxes in 1933<br>Entered Nov. 10, 1941<br><br>Pro. Clayton $5.00 | Now, November 10, 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<br>Dec. 1, 1941 Proof of publication of notice filed.<br>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 D. Arvin, of R.D.#3 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.<br>(See paper filed) Per Curiam |

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| Walter J. McClintock<br><br>3 | Petition of Commissioners of Crawford County<br>For<br>approval of private sale to James D. Arvin of 3½ acres of land in Sadsbury Township, which was assessed in name of Charles Deible, and sold to said Comrs. at Treasurer's sale for unpaid taxes, in 1930.<br>Entered Nov. 10, 1941<br><br>Pro. Slayton $5.00 | Now, November 10, 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 Sadsbury Township and to the Supervisors of Sadsbury Township, they being the taxing authorities, said notice to be served on them personally or by registered mail.<br>(See paper filed.) Per Curiam.<br>Dec. 1, 1941, Proof of publication of notice filed; also, acceptances of service of notice by the Supervisors and School District of Sadsbury Tp.<br>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 said sale should be made according to its terms, the County Commissioners are hereby ordered to make and deliver to the purchaser, James D. Arvin, of Conneaut Lake, Penna. 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<br>Per Curiam,<br>Clarke Kent,<br>President Judge<br><br>(See paper filed) |

# FEBRUARY TERM, 1942

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| Rowland B. Mahaney<br><br>4 | Petition of Elmer Hunt<br><br>for<br><br>Satisfaction of Mortgage given by James Hunt to J. N. Mcllvokey dated April 27, 1887, and recorded in the Recorders office, in Mortgage Book J. No 2, at page 112<br>Entered Nov. 10, 1941.<br><br>Pro. Slayton 12/23/41 Paid $5.00<br>Staff King (paid) 5.25<br>Titusville Herald, advt 41.00 | Nov. 10, 1941, Petition presented in open Court and filed.<br>And now, November 10, 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 in the form of notice attached hereto, made a part hereof, and marked Exhibit "B." to the holder or holders of said mortgage, if he or they be found in Crawford County, and in case the party or parties aforesaid cannot be found in said county then the Sheriff shall give public notice in the Titusville Herald newspaper in Titusville, Penn'a, 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 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 said rule, and in event of a non appearance of any persons 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 J No 2, at page 112, by the Recorder of Deeds of Crawford County on payment of the costs due relative to the entry of said mortgage or any proceedings thereon.<br>(See paper filed.)<br>Per Curiam.<br>Same day, certified copy of petition order and Sheriff's notice issued<br>Feb. 13, 1942 Sheriff's return to order of Court, with proof of publication of notice, filed.<br>Final Decree: And now, February 13, 1942, upon motion of R. B. Mahaney, Esq., Attorney for petitioner, Elmer Hunt, and upon consideration of the petition filed herein the order of November 10, 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<br>— Continued on margin — |

record of the mortgage given, which is recorded in Mortgage Book J. No. 2, at page 112 by the Recorder of Deeds of Crawford County, Pennsylvania, 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.

O. Clare Kent, Pro.

(See paper filed.)

Same day, Certified copy of decree issued.

Herbert A. Mook
5

Jan. 12, 1942, Rec'd. $35.00 costs
P.D.8.

February 20th 1942
Received Twenty five and No/100 Dollars
Master fee in above entitled case
John C. Spencer

Mar. 19, 1942 - Rec'd refund of $1.40 H.A. Mook

Edgar S. Nageotte
vs.
Theresa R. Nageotte
Issued Nov. 10, 1941

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| | $ , |
| Tax & writ 12/31/41. Pd. | 3.00 |
| Shff. Smith (Pd.) | 4.40 |
| John C. Spencer, Master | 25.00 |
| Prs. for Co. 1-12-42, Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce.
And now, November 10, 1941, the within petition presented in open Court, and subpoena awarded, returnable to the first Monday of January, 1942.

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

Jan. 2, 1942 Writ ret'd: Served the within Subpoena in Divorce on the Respondent, personally, on the 6th day of Dec. 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, January 12, 1942 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.

Feby. 20, 1942, Testimony and Report of Master filed.
On Arg't. List for Feby. Term, 1942; No. 52,
Feby. 28th, 1942, after due consideration a divorce is decreed as prayed for and it is further ordered that the decree issued shall contain the statutory prohibition against marriage of respondent with her par amour, Leo Schmelzer, during the life time of libellant, Edgar S. Nageotte, the injured spouse.

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 Edgar S. Nageotte, be divorced and forever separated from the nuptial tie and bonds of matrimony heretofore contracted between him the said Edgar S. Nageotte, the libellant, and the said Theresa R. Nageotte, 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, Theresa R. Nageotte, is prohibited from marrying Leo Schmelzer, the paramour named in this case, during the life time of the libellant, Edgar S. Nageotte.

Per Curiam.

# FEBRUARY TERM, 1942

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| Brooks, Curtze & Silin<br>6 | Reliable Home Furnishing Co., Inc.,<br>vs.<br>George A. Coulter<br>Issued Nov. 13, 1941<br>" "<br>Tax & writ (paid) 3.00<br>Stff. Smith (paid) 3.40<br>Pro. Slayton dis. (11/26/41) 1.00<br>See Writ | Replevin for 1-831 Bunny Wing, 6167 R.C.J.D.-3-677, 3 piece Jac. Living Room Suite, 1-3512 9x12 Velvet rug, 1-437 4-6 Spring, 1 6340 Dresser, 1-14684-4-6 Brass Bed, 1 43B Circulating heater, 1 spec. 4-6 D.D. Spring, 1 2188 4x6 Brass Bed; of the value of $40.00.<br>Returnable to next term.<br>Nov. 13, 1941, Affidavit of value, filed<br>Nov. 13, 1941, Plaintiff's bond, with Louis Grad as surety, in the sum of $100.00, approved and filed. |

Writ returned: Replevied as within commanded, Nov. 20, 1941, all of the within described goods and chattels, and summoned George A. Coulter, the within named defendant, by serving his wife, by handing to her personally, at No. 619 Lord Street, City of Meadville, Crawford County, Pa., on Nov. 20, 1941, a true and attested copy of the within writ, and making known to her the contents thereof. And goods and chattels so replevied were delivered to the defendant, settlement having been made in full of the within writ. So answers Harry B. Smith, Sheriff.
Nov. 26, 1941, This action discontinued by Plff. attys (See writ.)
Paul D. Slayton,
Prothonotary.

# FEBRUARY TERM, 1942

F. Joseph Thomas

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Plaintiff's Attorney

12/1/41. P.O.S.

J. H. McElhaney and Vera McElhaney
vs.
Jake Gurewitz
Issued Nov. 13, 1941

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| Tax & writ (paid) | $ 2.00 |
| Sheff. Smith (paid) | 4.80 |
| Pro. Slayton 6/21/43. Pd. | 8.50 |
| Jury - Fee 6/21/43. Pd. | 4.00 |
| Atty 6/21/43, | 3.00 |
| Pro. Slayton since paid | 3.75 |
| Pltffs. Bill of costs | 27.50 |

Summons in Trespass; Returnable to the first Monday of December next.
Nov. 13, 1941, Statement of Claim filed.
On Writen Trial List, 1942; No. 24
Jan. 2, 1942, Writ retd.: Served the within Summons, together with Copy of Statement of Claim, personally upon Jake Gurewitz, on Nov. 14, 1941, at 3, 55 o'clock P. M., at No. 858 Water 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.

On Spring Trial List, 1942; No. 8. March 6, 1942 Jury selected.
March 7, 1942 upon complaint of Atty for Deft. as to Juryman talking with plaintiff, additional juror called - and one selected instead of the one engaged in talk, and sworn. Per Curiam.
And now, March 6, 1942, Jury selected, and sworn March 7, 1942, as follows: 1- C. D Winegar, 2- Geo W Wager, 3- Smith D Stearns, 4- Amy E Streich, 5- Florence F. Ferris, 6- Mrs Bertha Groves, 7- Gladys Dickey, 8- Gladys White, 9- Mrs Mabel Keller, 10- John Allen, 11- Dorothy Weidner, 12- Mildred M Archer: twelve good and lawful persons, who upon their solemn oaths which they have taken, say, March 10, 1942, at 3 P M., they find J. H. McElhaney, and Jake Gurewitz both Guilty of negligence; also, to give Vera Mc Elhaney the sum of $1500.00 for injuries sustained in said accident.
"G" page 135.
March 10, 1942, Defts. points filed.
And now, March 13, 1942, Motion by plaintiffs for a new trial filed; and a rule to show cause granted why the same should not be granted is made, returnable sec. reg. The Court Stenographer is hereby ordered to transcribe the notes of testimony and charge of Court and file the same of record; and leave is hereby granted to file additional reasons in support of said motion within fifteen (15) days from the filing of said testimony and charge of Court and notice thereof to counsel for the plaintiffs. Per Curiam (See paper filed.)
April 7, 1942 Transcript of testimony of trial and Charge of the Court filed.
On Argt. List for May Term, 1942, No. 4.
On Argt. List for Sept. Term, 1942, No. 18.
Sept. 29, 1942, Argued by Atty for Pltffs. Defts. Atty not present, but brief filed. Per Curiam
— Continued on margin —

And now April 13, 1943 the rule to show cause why a new trial should not be granted is hereby discharged and a new trial is refused.
Exception is noted and sealed for plaintiffs.
Per Curiam.
(See opinion of Court filed)
And now, June 21, 1943, the jury fee having been paid, judgment on the verdict is hereby entered

Debt $1500.00
Interest from Nov. 10, 1942
Judgment
Paul D. Slayton, Pro.

June 21, 1943, Received satisfaction in full of the above judgment debt, Interest and costs and hereby authorized the prothonotary to satisfy the same record.
F. Joseph Thomas
Attorney

Witness:

# FEBRUARY TERM, 1942

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| F. Joseph Thomas | Eunice M. Underwood | Summons in Trespass, |
| 8 | vs. | Returnable to the first Monday |
| | Citizens Bank of | of December next. |
| | Pleasantville | Writ returned: Now, Dec 1, 1941, no |
| | Issued Nov. 13, 1941 | service as to the Citizens' Bank of |
| | | Pleasantville, the within named |
| | Tax & writ (paid) 2.00 | defendant. So answers, |
| | Shff. Smith (paid) 1.40 | Harry B. Smith, Sheriff |
| | Pro. for Co. 8-3-42. Pd. 1.00 | |
| | Atty. 3.00 | |

And now Aug 3, 1942 this action is discontinued
F. Joseph Thomas

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C. M. Jamison
vs.
Lena M. Porter
Entered Nov. 14, 1941
Pro. Slayton (paid) $2.25

Of No. 173 November 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 eighty Dollars, being the amount of debt, interest to May 22, 1941, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $280.00
Int. from May 22, 1941
P. page 146 Judgment
Paul D. Slayton, Pro.

October 12, 1942 Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record. (See letter filed)
James L. Jamison
Ex. of C. M. Jamison
attest: Paul D. Slayton, Pro.

# FEBRUARY TERM, 1942

J. Perry Eckels
Kent & Kent
10

Kenneth W. Rice
11-26-41 cash.

Lloyd D. Hollabaugh and Nellie Hollabaugh
vs.
Amie E. Poux and Amie J. R. Poux.
Issued Nov. 14, 1941
# 1
Tax & writ (paid) $ 2.00
Shff. Smith (paid) 4.60
Pro. for Co. 4-5-46 Pd 2.50
Atty. 3.00

Summons in Trespass, Returnable to first Monday of December, 1941
Writ returned: Served the within Summons personally upon Amie E. Poux on Nov. 25, 1941, at 10:40 o'clock A. M., at No. 563 Washington Street, City of Meadville, Pa., by handing to him a true and attested copy thereof, and making contents of same known to him. Also served the within Summons personally upon Amie J. R. Poux, by serving Amie E. Poux, he being an adult member of the family, namely his father, on Nov. 25, 1941, at 10:40 o'clock A. M., at No. 563 Washington Street, City of Meadville, 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 April 5, 1946 on precipe of defendants attorney judgment of non pros is hereby entered against the plaintiffs in accordance with Rule 1, Section 2 of the Rules of Court, the said case not being at issue and be more than three years old.

Judgment of Non Pros.
Paul D. Slayton, Pro.

No. 53-103.

Thomas & Kiebort
11

Gladys M. Jennings
vs.
Edwin L. Jennings
Issued Nov. 17, 1941

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| Tax & writ (paid) | 3.00 |
| Shff. Smith (paid) | 3.40 |
| John H. Bozic, Master | 25.00 |
| Pro. for Co. 2-13-42 Pd. | 8.60 |
| Atty. | 3.00 |
| | 43.00 |

Subpoena in Divorce and for the custody of the parties minor children, to-wit, Joyce Ann Jennings aged 11 years, and William Edwin Jennings, aged 9 years.

And now, Nov. 17, 1941, subpoena awarded, returnable to the first Monday of January, 1942.

Per Curiam
O. Clare Kent P.J.

Subpoena returned: Served the within Subpoena in Divorce on 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

Feby. 13, 1942, Recd $35.00 costs P.D.S.
2/17/42 Received $5.00 Master's fee. John H. Bozic Master.

Received of Pro. Slayton $1.40 refund on costs
Thomas & Kiebort

And now, February 13, 1942 on presentation of within motion John H. Bozic, is appointed Master. Per Curiam

Feby. 19, 1942, Testimony and Report of Master filed.

On Argt. List for Feby. Term, 1942; No. 45,

Feby. 27th, 1942 After due consideration a divorce is decreed as prayed for, the respondent, Edwin L. Jennings, is ordered to pay the cost of this proceeding and the custody of minor children, Joyce Ann and William Edwin Jennings, is awarded to the libellant, Gladys M. Jennings.

Per Curiam
O. Clare Kent P.J.

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 Gladys M. Jennings, be divorced and forever separated from the nuptial tie and bonds of matrimony heretofore contracted between her the said Gladys M. Jennings, the libellant, and the said Edwin L. Jennings, 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, Joyce Ann and William Edwin Jennings, is awarded to the libellant, Gladys M. Jennings.

Per Curiam

# FEBRUARY TERM, 1942

Gerald D Prather
12

Della Rae Peterson
vs.
Clyde Washington Peterson.
Issued Nov 17, 1941

Tax (writ paid) # 3.00
Bettie Gould on sub
Fred C. Kiebort, Jr. Master # 25.00
Pro. fee Co. 1-5-42 Pd. 8.60
Atty 3.00

Jan. 5, 1942 Recd # 33.60 costs
P.D.S.

Jan. 13, 1942 received # 25.00
Master Fee in above case.
F. C. Kiebort Jr.
Master

Subpoena in Divorce
And now November 17, 1941, Subpoena awarded, returnable to the first Monday of January 1942
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Betty Gould made affidavit, That she served the within Subpoena in Divorce upon Clyde Washington Peterson, the respondent therein named, on the 19th day of November, 1941, at 2:15 o'clock P.M., by delivering to him a true and attested copy thereof. (See affidavit on writ) at 343 Arch Street, Meadville, Pa.

And now, January 5th, 1942 upon presentation of the within motion Fred C. Kiebort, Jr., Esq. is hereby appointed Master in Divorce in the above entitled case.
Per Curiam

Jan. 12, 1942, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1942; No. 37,
Feby. 26th, 1942, after due consideration a decree in divorce is refused and the libel is dismissed, with the reservation of the right to file a written opinion in case of Appeal.
Per Curiam
O. Clare Kent, P. J.

# FEBRUARY TERM, 1942

Stuart A. Culbertson
J. Berry Eckels

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P. A. Bluestone and
Paul E. Thomas.
1-20-42. P. D. S.

Lillian E. Grier and
William J. Grier, her
husband,

vs.

Paul Felix and
George Reutzel.
Issued Nov. 17, 1941

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| Tax & writ 12/13/41. Pd. | 2.00 |
| Sheff. Smith | 4.30 |
| Sheff Allegheny Co. (paid) | 6.50 |

Summons in Trespass.
Returnable to first Monday of December next.
Nov. 19, 1941, Statement of claim filed.
Writ returned: On the 28th day of Nov. 1941, served Paul Felix at No. Le Lanaan Road, Hays, Allegheny County, Pa. with a true and attested copy of the within writ, together with copy of Statement of Claim by handing the same to and leaving for him, and making known to him the contents thereof.
Made diligent search for George Reutzel and was unable to find him anywhere within the said County of Allegheny.
So answers John Reiny Sheriff
John J. Flaherty Deputy.
Harry B. Smith, Sheriff makes return accordingly.
Jan. 20, 1942, Affidavit of defense filed,
Feb. 2, 1942, Petition of deft. Felix for stay of proceedings on account of absence of deft Reutzel in military forces of the U.S., filed.
And now, Feb. 2, 1942 upon consideration of the foregoing, rule is hereby granted upon the plaintiff to show cause why said proceedings should not be stayed until further order of Court.
(See Paper filed.)
Per Curiam.

# FEBRUARY TERM, 1942

John H. Bozic
14

Peters & Prather
Frank D. Prather &
Joseph L. Lackey
appear for Edna Harned.

Apr. 7, 1942, Rec'd. $35.50 costs.
P. D. S.

May 23rd 1942, Received from Paul U. Sloylow $25.00 being my Master's fee on the within case.
Jeff'd E. Bossard,
Master.

Pearley C. Harned
vs.
Edna Harned
Issued Nov. 18, 1941

Tax & writ (1/14/42 Paid) 3.00
Stff. Smith (paid) 1.60
Stff. ~~Smith~~ King alias (pd) 1.60
Stff. King, proc. Pd. 11.15
Jeff E. Bossard, Master 25.00
Pro. for Co. 4-8-42 Pd. 10.50
Atty. 10/20/42. Pd. 3.00
Pro. since decree 5.00

Subpoena in Divorce
And now, Nov. 17, 1941, Subpoena awarded, Returnable to first Monday of January next.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Jan. 5, 1942, Non est inventus as to within named respondent. So answers
Harry B. Smith, Stff

Jan. 5, 1942, Alias Subpoena in Divorce issued, returnable to 2d Monday of Feb next.

Alias Subpoena ret'd: Feb. 9, 1942, Non est inventus as to the within named respondent. So answers
Bert A. King, Sheriff.

Feb. 9, 1942, Order issued ~~for~~ publication of Proclamation in Divorce, returnable to first Monday of April 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 Enterpride 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 attached. So answers,
Bert A. King, Sheriff

And now April 6, 1942 Jeff E. Bossard, Esq., is appointed Master to take testimony in the above entitled case and make report to the Court. [Per Curiam]

May 23, 1942, Testimony and Report of Master filed.

On Argt. List for May Term, 1942; No. 53.

May 29, 1942, Affidavit as to non-military service of respondent filed

June 9, 1942, after due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: June 9, 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 Pearley C. Harned, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Pearley C. Harned, the libellant, and the said Edna Harned, 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 on page 700

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| Thomas & Kiebort<br><br>15 | Albert R. Thomas and Carry A. Thomas, his wife,<br>vs.<br>J. Wesley Shade and Mary L. Shade, his wife<br>Entered Nov. 18, 1941<br><br>Tax & entry (paid) $ 3.50<br>Atty 3.00 | Amicable Action and confession of Judgment in Ejectment<br>Nov. 18, 1941, Amicable action with confession of judgment, by virtue of warrant of attorney, filed, having annexed thereto affidavit of default and copy of Agreement for sale of land.<br>"Now, November 17, 1941, it is agreed that an amicable action in ejectment be entered by the Prothonotary of the Court of Common Pleas of Crawford County as if a summons in ejectment had been issued by Albert R. Thomas and Carrie A Thomas, as plaintiffs, against J. Wesley Shade and Mary L. Shade, as defendants, for all and singular that certain piece or parcel of land situate in Richmond Township, Crawford County, Pennsylvania, bounded and described as follows, to wit: On the north by lands of Lewis Bidwell and Fred Bertram; on the east by public road known as the Town Line Road between Richmond and Athens Townships; on the south by a public road; and on the west by land of Irwin Perry, containing fifty (50) acres, be the same more or less, now in the occupancy of J. Wesley Shade, and Mary L Shade, and as if said summons in ejectment had been made returnable to the first Monday of December, 1941, and had been duly returned "served" by the Sheriff upon the said J. Wesley Shade and Mary L. Shade.<br>And the said J. Wesley Shade and Mary L Shade hereby confess judgment in ejectment for said premises, in favor said plaintiffs, without stay of execution"<br>Thomas & Kiebort<br>Attorneys for Plaintiffs<br>Agreed<br>Thomas & Kiebort,<br>Attorneys for Defendants.<br>"Sh" page 151, 151 Nov. 18, 1941, Judgment.<br>Paul D. Slayton, Prothy<br>Hab. Fac. Poss. with clause of Fi. Fa. to No. 8 Feb. Term, 1942 |

# FEBRUARY TERM, 1942

F. C. Kiebort, Jr.
16

May 4, 1942, Rec'd. $35.00 costs
P. D. S.

May 12, 1942, Rec'd
$25 on Master Fee
Mary B. McElvaney

June 24, 1942 Rec'd $1.40
refund on Costs
F. C. Kiebort, Jr.

Martha Turner
vs.
James W. Turner
Issued Nov. 18, 1941

| | |
|---|---|
| Tax Writ (paid) | $ 3.00 |
| Sheriff Smith (paid) | 3.20 |
| M. B. Maloney, Master | 25.00 |
| Pro. for Co. 5-5-42, Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce
And now, November 18, 1941, Subpoena awarded, returnable to the first Monday of January, 1942
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the respondent personally on the 22d day of Nov. 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 4, 1942 M. B. Maloney, Esq., is hereby appointed Master to take testimony in the above entitled case and to make report thereon to the Court.
Per Curiam,

May 22, 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942, No. 50.

May 25, 1942, Affidavit as to non-military service of resp. filed
June 8, 1942, After due consideration a divorce is decreed as prayed for and the respondent, James W. Turner, is ordered to pay the cost of this proceeding.
Per Curiam
O. Clare Kent, P.J.

Decree

And now, to-wit: June 8, 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 Martha Turner, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Martha Turner, the libellant, and the said James W. Turner, 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.

And now, June 19, 1942, The libellant elects to retake and hereafter use her maiden name of Martha Hamilton.
(See paper filed)

# FEBRUARY TERM, 1942

17

Carmel Baptist Church
vs
Mrs. O.L. Andrews (otherwise known as Dorothy Andrews) and O.L. Andrews
Entered Nov. 20, 1941

Gro. Slayton (paid) $2.25
P.Eff. on Orig' 1.75
Sat. 4-17-45 Pd. .25

Of No. 132 November 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 Three hundred sixty Dollars, being the amount of debt, interest to Nov. 18, 1941, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $360.00
Interest from Nov. 18, 1941
Judgment
Paul D. Slayton, Pro.

A page 37,37.

Note: To be satisfied when all Trustees have signed

....., 19
Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
Carmel Baptist Church
By Emma E. Stebbins, Treas. & Trustee.
Dell B Webster

# FEBRUARY TERM, 1942

18

Eleanor Jackson, administratrix of estate of E Jackson, deceased

vs

Florence M. Hall and Harry D Hall

Entered Nov. 21, 1941

Pro Slayton (paid) # 2.50
Pltff on orgls 3.50

Of Nos 299 & 300 September Term 1936 D.S.B.
Amicable Scire Facias sur Judgments

It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgments, 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 seventy Dollars, being the amount of the debs now due on the original judgments; with interest from Jan. 5, 1934 on #470.00, and from April 20, 1933 on #200.00; with all the waivers and conditions contained in the original judgment notes.

Debt #670.00
Interest from April 20, 1933 on #200.00
& from Jan. 5, 1934 on #470.00

"Ha" pages 128 & 31

Judgment
Paul D. Slayton, Prothy.

Now March 28 1945 Comes Eleanor Jackson, admrx of the Estat. of E. Jackson and Makes this Suggestion of Record that the said E Jackson, otherwise Known as Edward Jackson, died on Aug 21, 1938, intestate and that the undersigned Eleanor Jackson was duly Appointed administratrix of his Estate on August 29th 1938 by the Register of Wills of Mercer County, See Short Certificate of Said Appointment filed herewith.

Eleanor Jackson
Witness: Paul D. Slayton

March 28 1945

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

Eleanor Jackson, administratrix of E. Jackson, deceased

Witness: Paul D. Slayton

# FEBRUARY TERM, 1942

| | | |
|---|---|---|
| J. Perry Eckels<br><br>19 | Petition of Milo D. Thompson for appointment of a Guardian for Thomas William Johnson of the Borough of Connellsville, as a person of weak mind.<br>Entered Nov. 21, 1941<br>Pro. Slayton 1/3/42 Paid $ 5.00 | Nov. 21, 1941, Petition presented and filed<br>J page 63<br>And now, to wit, this 21st day of November, 1941, on consideration of the foregoing petition, and on motion of J. Perry Eckels, Esq, attorney for the petitioner within named it is ordered that a hearing on the foregoing application be had before this Court on the first day of December, 1941; and that ten days written notice thereof be given to the said Thomas William Johnson, and also to Mary Kathryn Henson, his grand-daughter.<br>Per Curiam,<br>O. Clare Kent, P.J.<br>Dec. 1, 1941, Proof service of notice of hearing upon Thomas William Johnson, respondent and upon Mary Kathryn Henson, filed.<br>And now, December 22, 1941, the above petition is withdrawn and all proceedings thereunder discontinued.<br>J. Perry Eckels<br>Attorney for Petitioner.<br>Dec. 22, 1941, Statement of W. J. Zacks, M.D., Connellsville Pa. as to mental recovery of respondent T. W. Johnson, filed |

# FEBRUARY TERM, 1942

| | | |
|---|---|---|
| F. C. Kiebort, Jr.<br>20<br>Kent & Kent | Spencer Hospital<br>vs<br>Helen O'Brien, Executrix of the estate of Julia Probst, deceased<br>Entered Nov. 21, 1941<br><br>Tax & Entry (paid) $ 2.25<br>Pro. for Co. 7-7-42. Pd. 1.00<br>Atty. 3.00 | Summons in Assumpsit Returnable to the first Monday of January, 1942 Of. 81; P. p. 109.<br>Now, Nov. 21, 1941, Messrs Kent & Kent appear as for deft, waive the issuance of summons, and the service thereof by the Sheriff with the same force and effect, as if the summons had been duly and regularly issued by the Prothonotary, and the writ fully and regularly served by the Sheriff of Crawford County upon the defendant. (See praecipe) |

Now, July 7, 1942 the above case is settled and discontinued of record.

F. C. Kiebort, Jr.
Atty. for Plaintiff.

# FEBRUARY TERM, 1942

| | | |
|---|---|---|
| F. C. Kiebort, Jr. | A. C. Winslow | Summons in Assumpsit, |
| 21 | vs. | Returnable to the first Monday |
| Kent & Kent | Helen O'Brien, Executrix of the estate of | of January, 1942 Of. 81 : Pg. 276 |
| | Julia Probst, deceased | Now, Nov. 21, 1941 Messrs Kent & |
| | Entered Nov. 21, 1941 | Kent appear as and for the defendant, |
| | # | waive the issuance of a summons |
| | Jas. Entry (Paid) 2.25 | and the service thereof by the Sheriff, with |
| | Pro. for Co. 7-7-42, Pd. 1.00 | the same force and effect as if the sum- |
| | Atty. 3.00 | mons had been duly and regularly |
| | | issued by the Prothonotary, and the writ |
| | | fully and regularly served by the |
| | | Sheriff of Crawford County upon the |
| | | defendant. (See praecipe) |

Now, July 7, 1941 the above case is settled and discontinued of record.

F. C. Kiebort, Jr.
Atty. for Plaintiff.

| | | |
|---|---|---|
| Kent & Kent | John Thomas Caretti a minor by Rayno S. Caretti, his guardian and Rayno S. Caretti and Mary Loretta Caretti, parents, in their own right, vs. H. B Patterson, Patterson Coal & Lumber Company, and Ira Scott<br>Entered Nov 21, 1941<br><br>Tax (writ paid) $ 2.00<br>Pro Slayton cd 12/11/41 4.00<br>Atty. 3.00 | Summons in Trespass, Returnable to the first Monday of December, 1941.<br>Now, November 21, 1941, Fred B. Kiebort Jr., Esqr. appears as and for the defendants above named waives the issuance of a summons and the service thereof by the Sheriff, with the same force and effect as if the summons had been duly and regularly issued by the Prothonotary, and the writ fully and regularly served by the Sheriff of Crawford County upon the defendants. (See praecipe)<br>Nov. 24, 1941. Petition for leave to compromise claim of minor filed.<br>Now, November 24, 1941, upon presentation and consideration of the foregoing petition, it is ordered and decreed that Rayno S. Caretti, father of John Thomas Caretti, a minor, be and he is hereby authorized to compromise and settle for the sum of $111.20, 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 in the number and term herein set forth, and upon payment of said amount by or for the defendants, H. B Patterson, Patterson Coal & Lumber Company, and Ira Scott, that the said H. B Patterson, Patterson Coal & Lumber Company and Ira Scott are released from any and all liability to the said minor, John Thomas Caretti, from damages arising out of the accident described in said petition. It is further ordered and decreed that the said sum of $111.20 be paid to Rayno S. Caretti and Mary Caretti as natural guardians of the said minor, without the entry of security on their part<br>(See paper filed)<br>Per Curiam,<br>O. Clare Kent, P.J. |
| 22<br>Fred B. Kiebort, Jr. | | |

Dec. 11th 1941, received satisfaction in full of this claim, interest & costs, and same is hereby discontinued.
Kent & Kent, Attys for Plaintiffs.
Joshua D. Kent.

# FEBRUARY TERM, 1942

J. Perry Eckels

23

John H. Bozzi
Atty. for Deft

C. E. Terrill, doing business as Conneautville Garage
vs.
Joseph L. Zorn and Lena E. Zorn
Issued Nov. 21, 1941

| | $ |
|---|---|
| Tax & writ (Atty's) | 3.00 |
| Sheriff Smith | 13.10 |
| Pro. for Co. 1-21-42. | 1.00 |
| Atty. | 3.00 |

Replevin for one 1940, Chevrolet sports sedan, Serial Number 12KA-0632191, Motor Number B213082, of the value of $450.00; Returnable to first Monday of December next.

Nov. 21, 1941, Affidavit of value filed

Nov. 21, 1941, Declaration filed.

Nov. 21, 1941, Bond of C. E. Terrill, plaintiff, with Thos. L. Nicolls and F. R. Knapp as sureties, in the sum of $900.00, approved and filed.

Writ returned:—

Replevied as within commanded Dec. 1, 1942, at 4:05 o'clock P. M., all of the within described goods and chattels, and summoned Joseph L. Zorn, by serving Lena E. Zorn, she being an adult member of the family, namely, his wife, and also served Lena E. Zorn, the within named defendants, by handing to her personally, at their residence in Linesville Borough, Crawford County, Penna on Dec. 1, 1941, at 4:05 o'clock P. M. a true and attested copy of the within writ, together with copy of praecipe and affidavit and statement for Replevin, and making known to her the contents thereof. Settlement having been made, the goods and chattels were left in the hands and possession of the defendants. So answers

Bert A. King, Deputy Sheriff
Harry B. Smith, Sheriff.

Filed nov. January 21, 1942. This case settled and discontinued & record. All costs paid, and it is agreed that the plaintiff's bond is cancelled and the sureties thereon released from all liability thereunder.

J. Perry Eckels
attorney for Plaintiff
John H. Bozzi
Attorney for Defendant.

# FEBRUARY TERM, 1942

John H. Bozie
24

Jan. 9, 1942, Rec'd. $35.00 costs.
P. D. S.

Feb. 21, 1942, Rec'd. Master's fee in above case.
S. Joseph T. Somers, master

3/19/42. Returned refund $1.40
John V. Bozie Atty

Philip E. Yaeger
vs.
Leda S. Yaeger
Issued Nov. 21, 1941

| | |
|---|---|
| Jay & writ (paid) | $ 3.00 |
| Sheriff Smith (paid) | 3.90 |
| Faris J. Thomas, Master | 25.00 |
| Pro. for Co. 1-9-42. Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce
And now, November 21, 1941, Subpoena awarded, Returnable to the first Monday of January, 1942.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 8th day of December, 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, January 9th, 1942 Faris J. Thomas, Esq. is 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. 56.

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 Philip E. Yaeger, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Philip E. Yaeger, the libellant, and the said Leda S. Yaeger, 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 22, Notice by respondent of her intention to retake and hereafter use her maiden name, Leda S. DeWillars, filed.

# FEBRUARY TERM, 1942

Raymond E. Miller
25

Nov. 4, 1942, Recd. $33.60 costs.
P. D. S.

Mar. 13, 1942 Recd $25 master Walter J. McClintock

Lu Vern Lee Phillips
vs.
Dana Phillips
Issued Nov. 21, 1941

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Sheriff Smith | --- |
| Walter J. McClintock, Master | 25.00 |
| Pro. for Co. 3-4-42. Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce

And now, November 21, 1941, Subpoena awarded, returnable to the first Monday of January, 1942.

Per Curiam,
O. Clare Kent P. J.

Subpoena returned: Wm. G. Smith certifies: That he "Served a true and correct copy of this Subpoena in Divorce on Dana Phillips, the respondent therein, by handing to her personally a true and correct copy of the within Subpoena, and making the contents known to her, at 4:35 P. M., E.S.T. November 24, 1941, at 270 Chestnut Street, Meadville, Crawford County, Pa.," Jurat appended. (See Subpoena in Divorce)

And now, March 4th, 1942, Walter J. McClintock, Esq., is appointed Master in Divorce to take testimony in the above case and make report to the Court.

Per Curiam,

Mar. 13, 1942 Testimony and Report of Master filed.
On Argt. List for May Term, 1942; No. 17.

Now June 1, 1942 After due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P. J.

Decree

And now, to wit: June 1, 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 Lu Vern Lee Phillips be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Lu Vern Lee Phillips the libellant, and the said Dana Phillips 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, 1942

| | | |
|---|---|---|
| F. Joseph Thomas | Don Moss, Silas Moss, and Ralph Moss doing business as "Moss Lumber Company" | Of No. 17 September Term, 1941, M. L. Doc Scire Facias sur Mechanics Lien filed on Aug. 23, 1941, and entered in Mechanics Lien Docket No 7, page 254, Returnable to next term. |
| 26 | vs | Sm. fi. 168; Wa. fi. 163 |
| | Cletus C. Smith, owner or reputed owner, and J. E. Waid, contractor. | Nov. 21, 1941, Affidavit of ownership filed. |
| | Issued Nov. 21, 1941 | Writ returned: (a) Served the within Sci. Fa. sur Mechanics Lien, together with copy of affidavit of ownership upon Cletus C. Smith, owner or reputed owner, by handing to Dorothy Smith, his wife, an adult member of the family, on Dec. 18, 1941 at 10:20 o'clock A.M. at their residence No 815 Brawley Avenue, City of Meadville, Pa., a true and attested copy thereof and making contents of same known to her. Also, served the same upon J. E. Waid, Contractor, by deputizing the Sheriff of Mercer County, Pa., as per his return hereto attached. So answers Harry B. Smith, Sheriff. |
| | $ / | |
| | Tax & writ (pd Nov 22) $2.75 | |
| | Shff. Smith (paid) 5.70 | |
| | Shff of Mercer Co (paid) 8.10 | |
| | Pro. for C. 3/17/48 Pd. 2.00 | |
| | Atty 3.00 | |
| And now March 17, 1947 this action is settled ended and discontinued F. Joseph Thomas | | (b) On the 20th day of December, 1941, at 9:45 o'clock A.M. served the within writ and affidavit of ownership on J. E. Waid contractor, at his place of employment J. A. Wilson, Garage, Sandy Lake, Mercer County, Pa., by handing a true and attested copy of each to him personally, and making known to him the contents thereof. So answers Alex Elliott, Sheriff of Mercer County, Pa. |

# FEBRUARY TERM, 1942

| | | |
|---|---|---|
| 27<br>J. Joseph Thomas | Mike Gurydos<br>vs.<br>Mrs. Mary Flaczsz 3rd<br>John Flaczsz, Jr.<br>Entered Nov. 21, 1941<br><br>Jar & entry (pd Nov 22/41) 1.50<br>Costs on Trans 6.45<br>Pro. for Co. 1-15-42 Pd. 1.50<br>Atty. 3.00 | Appeal by Defts. from Judgment of S.G. MacTarnaghan, Alderman Nov. 25, 1941 Acceptance of notice of filing appeal filed.<br>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,<br>Judgt. of Non. Pros.<br>Paul D. Slayton,<br>G. page 107. Prothonotary |

# FEBRUARY TERM, 1942

F. Joseph Thomas
28

Nov. 2, 1942, Recd. $33.60 costs
P.D.S.

Nov 12, 1942, Rec'd of
Paul D Clayton 25cc
Masters Fee.
M B Maloney
Master

David R. Hunter
vs.
Ruth L. Hunter.
Issued Nov. 24, 1941

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Shff. Smith (paid) | 6.50 |
| M. B. Maloney, Master | 25.00 |
| Pro. for Co. 11/2/42. Rd. | 8.60 |
| Atty. | 3.00 |
| Appeal from Superior Ct. 1-11-43. Paid | 3.00 |
| Pro. Clayton, Exp. chg. on record 2-2-43 Paid | .36 |

Subpoena in Divorce

And now, November 24, 1941, Subpoena awarded, Returnable to the first Monday of January, 1942

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

Subpoena returned: Served the within Subpoena in Divorce on the respondent personally on the 4th day of Dec, 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 2nd, 1942, 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,

Nov. 12, 1942, Testimony and Report of Master filed.

Nov. 12, 1942, Affidavit of libellant as to non-military service of respondent, filed.

On Arg. List for Nov. Term, 1942; No. 13,

Nov. 21, 1942, Affidavit of non-military service filed.

Now Dec. 8, 1942, after due consideration libel is dismissed and decree in divorce is refused. (See written opinion filed).

Per Curiam, O. Clare Kent P.J.

December 8, 1942 Opinion filed.

Order:- Considering the instant case from all angles, we can but conclude that the libellant has not met the burden of proof resting upon him, to show a wilful and malicious desertion on the part of the respondent on October 1, 1940. The divorce as prayed for is refused and the libel is dismissed at cost of the petitioner.

Exception noted and sealed for libellant.

Dated December 8, 1942 Per Curiam, O. Clare Kent P.J.

Jan. 4, 1943 Certiorari on appeal by libellant to the Superior Court filed, returnable to second Monday of April next, numbered in said Court 218 April Term, 1943

July 29, 1943 Record returned and remittitur and Exemplification of opinion of Kenworthy, J, filed

"The decree is reversed and the record is remitted to the Court below with direction to enter a decree of absolute divorce"

"Kenworthy, J."

Decree: And now, to-wit July 30, 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 David R. Hunter be divorced and forever separated

Continued on page 661

# FEBRUARY TERM, 1942

Paul E. Thomas
29

Jan. 5, 1942, Rec'd $33.60 costs.
P. D. S.

Jany 26-1942. Received
Master Fee $25.00
Otto Astolz

Teressia M. Dill
vs.
Emil M. Dill
Issued Nov. 24, 1941

| | |
|---|---|
| Taxwrit (paid) | $ 3.00 |
| Sheriff Smith (paid) | 3.40 |
| Otto A. Stolz, Master | 25.00 |
| Pro. for Co. 1-5-42. Pd. | 8.60 |
| Atty. | 3.00 |
| | $43.00 |

Subpoena in Divorce
And now, Nov. 24, 1941, Subpoena awarded Returnable to the first Monday of January, 1942.

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

Subpoena returned: Served the within Subpoena in Divorce on 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.

And now, Jany. 5th, 1942 Otto A. Stolz, Esq., is hereby appointed Master as prayed for,

Per Curiam,

Jan. 26, 1942, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1942; No. 38.

Feby. 26th, 1942 after due consideration a divorce is decreed as prayed for and the respondent, Emil M. Dill is ordered to pay the cost of this proceeding.

Per Curiam
A. 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 Teressia M. Dill be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Teressia M. Dill, the libellant, and the said Emil M. Dill, 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, 1942

| | | |
|---|---|---|
| 30<br>F. Joseph Thomas | Jack Bresee<br>vs.<br>Basil Brunot<br>Entered Nov. 25, 1941<br>v.<br>Jas Entry (paid) 1.50<br>Costs on Sum. 9.45<br>Pro. Slayton (paid) 1.50<br>Atty 3.00 | Appeal by Defendant from Judgment of D.G. MacTarnaghan, Alderman<br>Dec 2, 1941 Proof of service of notice of appeal upon plaintiff, filed.<br>And now, December 31, 1941, on motion of defendants attorney, judgment of non pros. is entered against the plaintiff in this case, in default of a statement and affidavit of claim, sec. reg.<br>(See paper filed)<br>"Br." page 162 Judgment.<br>Paul D. Slayton, Pro. |

# FEBRUARY TERM, 1942

31

E. H. Collins
vs.
E. O. Dodge
Entered Nov. 26, 1941
Pro. Slayton (paid) # 2.25

Of No. 46 February Term, 1937, 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 Dollars, being the amount of debt now due on the original judgment, with interest from Dec. 5, 1941; with all the waivers and conditions contained in the original judgment note

Debt # 200.00
Interest from Dec. 5, 1941
D. page 98. Judgment
Paul D. Slayton, Pro.

January 5, 1944, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.

E. H. Collins

Witness: Paul D. Slayton, Pro.

| | | |
|---|---|---|
| F. Joseph Thomas<br><br>32 | Petition of John E Reynolds<br>for<br>Satisfaction of Mortgage given by Jacob Guy to Melancthon Wheeler and Throop Barney, recorded in Mortgage Book F. page 135<br>Entered Nov. 26, 1941<br><br>Pro. Slayton 12/22/41 Paid # 5.00<br>Shff. Smith (paid) 4.25 | Nov. 26, 1941, Petition presented in open Court & filed.<br>And now, November 26, 1941, upon consideration of the foregoing petition and affidavits, and on motion of F. Joseph Thomas, Esq., for petitioner, It is Ordered and decreed that the High Sheriff of Crawford County serve a notice upon Jacob Guy, Melancthon Wheeler and Throop Barney, or upon the legal representatives of the said Jacob Guy, Melacton Wheeler and Throop Barney, and upon the known holder or holders of the mortgage described in the said petition, if they or any of them can be found in the said county and have known residence, and if the said parties are unknown and can not be found, then he shall give public notice by advertisement of the facts set forth in the within petition, once a week for four successive weeks after the presentation of this petition in the Meadville Tribune Republican, a newspaper published in the County of Crawford, commanding the said parties to appear before the said Court on Monday the 9th day of February, A.D. 1942, to show cause why the proper decree should not be granted, and satisfaction of the said mortgage should not be entered on the record thereof as within prayed.<br>(See petition filed.)<br>Per Curiam.<br>Nov. 26, 1941, Order issued to Sheriff.<br>Feb. 9, 1942, Sheriff's return of service by publication, with proof of publication of notice, - filed.<br>Now, this tenth day of February, A.D. 1942, the Sheriff of Crawford County having returned on February 9, 1942, that he was unable to find Jacob Guy, Melancton Wheeler and Throop Barney, or their legal representatives, or the holder or holders of the mortgage described in the petition filed in this proceeding in his bailiwick, and that, in obedience to the order of Court to the Sheriff directed, a notice of the facts set forth in the said petition was advertised once a week for four successive weeks after presentation of said petition in the Meadville Tribune-Republican, a newspaper published in the County of Crawford, as appears by a copy of said advertisement and affidavit of its publication annexed to the return of the said Sheriff on file in the proceeding and to the Court shown. And no person appearing to answer the said petition as aforesaid, and the Court being satisfied of the truth of the allegations of the said petition, it is, on motion of F. Joseph Thomas, attorney for petitioner Ordered and Decreed that the prayer of said petition be granted, |

Record Continued on page 694.

# FEBRUARY TERM, 1942

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| Walter J. McClintock<br><br>33 | Petition of Commissioners of Crawford County for approval of private sale to Russell A. Courtney of 36 acres of land in West Fallowfield Tp., which was assessed in name of Howard Herriott, and sold to said Comrs. at Treasurers sale for unpaid taxes in 1936<br>Entered Dec. 1, 1941<br>Pro Slayton $5.00 | Now, December 1, 1941 upon presentation and consideration of the within petition, the Court fixes the first Monday of January, 1942, 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<br>Jan. 5, 1942, Proof of publication filed,<br>Order: And now, January 5, 1942, 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, Russell A. Courtney of Adamsville, 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.<br>Per Curiam,<br>O. Clare Kent,<br>President Judge. |

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| Walter J. McClintock<br><br>34 | Petition of Commissioners of Crawford County for approval of private sale to Russell M. Deeter and Eathel B. Deater, of 56 acres of land in Wayne Tp, which was assessed to Edward Wagner, and sold to said Comrs at Treasurers sale for unpaid taxes, in 1936<br>Entered Dec 1, 1941<br><br>Pro. Clayton $5.00 | Now, December 1, 1941, upon presentation and consideration of the within petition the Court fixes the first Monday of January, 1942, 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.<br>(See paper filed). Per Curiam.<br>Jan. 5, 1942, Proof of publication filed,<br>Order: And now, January 5, 1942, 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, Russell M. Deeter and Eathel B. Deeter of Cochranton, Penna, R. D. 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,<br>Per Curiam, |

# FEBRUARY TERM, 1942

Walter J. McClintock

35

Petition of Commissioners of Crawford County for approval of private sale to R. I. Silverthorn and Gertrude Silverthorne, of a lot in Boro of Conneaut Lake, which was assessed to Ira Shellito, and sold to said Comrs at Treasurers sale for unpaid taxes, in 1936.

Entered Dec. 1, 1941

Pro. Clayton $5.00

Now, December 1, 1941, upon presentation and consideration of the within petition, the court fixes the first Monday of January, 1942, 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

Jan. 5, 1942, Proof of publication filed.

Order: And now, January 5, 1942, 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, R. I. Silverthorn and Gertrude Silverthorn 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.

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| Walter J. McClintock<br><br>36 | Petition of Commissioners of Crawford County<br>for<br>approval of private sale to George Papaoianon and Emmy Papaoianon, of 3 lots in Boro. of Cambridge Springs, which were assessed to Verda Decker, and sold to said Com'rs at Treasurers sale for unpaid taxes, in 1936<br>Entered Dec. 1, 1941<br><br>Pro. Clayton $5.00 | Now, December 1, 1941 upon presentation and consideration of the within petition, the Court fixes the first Monday of January, 1942 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<br>(See papers filed.) Per Curiam<br>Jan. 5, 1942 Proof of publication filed.<br>Order: And now, January 5, 1942, 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 Papaoianon and Emmy Papaoianon, his wife, 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.<br>Per Curiam. |

# FEBRUARY TERM, 1942

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| Walter J. McClintock<br><br>37 | Petition of Commissioners of Crawford County<br>for<br>approval of private sale to Floyd B. Peterson, of 54 acres of land in Fairfield Tp., which was assessed to James Myers, and sold to said County at Treasurers sale for unpaid taxes, in 1936.<br>Entered Dec. 1, 1941<br><br>Pro. Clayton # 5.00 | Now, December 1, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of January, 1942, 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 Fairfield Township, and to the Supervisors of Fairfield Township, they being the taxing authorities, said notice to be served on them personally or by registered mail.<br>(See paper filed) Per Curiam.<br>Jan. 5, 1942, Proof of publication and acceptances of service (School District of Fairfield Township and Supervisors of Fairfield Township) filed.<br>Order: And now, January 5, 1942, 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, Floyd B. Peterson of Meadville, Pa., R. D. #6 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.<br>Per Curiam. |

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| Walter J. McClintock<br><br>38 | Petition of Commissioners of Crawford County for approval of private sale to Juvia J. Richards, of a lot in the Boro of Spartansburg, which was assessed in name of J. E. Bradley, and sold to said Comrs at Treasurers sale for unpaid taxes, in 1936<br>Entered Dec 1, 1941<br>Prs Slayton $5.00 | Now, December 1, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of January, 1942 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 written notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford.<br>(See paper filed) Per Curiam<br>Jan. 5, 1942 Proof of publication filed.<br>Order: And now, January 5, 1942, 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, Juvia J. Richards of 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.<br>Per Curiam, |

Leland J. Culbertson

39

Petition of Sarah F. Shaw for Satisfaction of a Mortgage given by Cornelius Van Horne and Alexander McEntire to Nathaniel Breading, dated Oct. 21, 1806, recorded in Mortgage Book "A", page 134. Entered Dec. 1, 1941

Pro. Slayton 12/15/41. Pd. 5.00
Bert King, Sheriff Paid 6.25

And now, December 1, 1941, upon consideration of the foregoing petition and affidavit, and on motion of Leland J. Culbertson Esq., attorney for petitioner, it is ordered and decreed that the High Sheriff of Crawford County serve a notice upon Nathaniel Breading or upon the legal representatives of Nathaniel Breading, or upon the known holder or holders of the mortgage described in the said petition, if they or any of them can be found in the County and have known residence; and if the said parties are unknown and cannot be found, then he shall give public notice by advertisement of the facts set forth in the within petition, once a week four successive weeks after the presentation of this petition in the Conneaut Lake Breeze, a newspaper published in the Borough of Conneaut Lake, Pa., commanding said parties to appear before the said court on the second Monday of February, 1942, at 10 o'clock A. M., to show cause why the proper decree should not be granted and satisfaction of the said mortgage should not be entered on the record thereof, as within prayed. (See paper filed) Per Curiam.

Copy of Petition and order certified to Sheriff, 12/1/41

Sheriff's Return:

I do hereby certify and return that I was unable to find the within named, Nathaniel Breading, or his legal representatives, or the holder or holders of the within mentioned mortgage in my bailiwick and in obedience to an Order of Court to me directed, a notice of the facts set forth in the petition in the said case, was advertised once a week for four successive weeks, to-wit: Dec. 18, 25, 31 1941 and January 8, 1942, after the presentation of the said petition in the Conneaut Lake Breeze, a newspaper published in the County of Crawford, State of Pennsylvania, as will appear by schedule of said advertisement and affidavit of their publication hereto annexed. So answers,

February 9, 1942. Bert A. King Sheriff

Final Decree

And now, February 9th, 1942, the Sheriff of Crawford County having returned that he was unable to find the said Nathaniel Breading or his legal representatives, or the holder or holders of the within mentioned mortgage in his bailiwick and that in obedience to the said order of Court to the said Sheriff directed a notice of the facts as set forth in the petition in this case was advertised once a week for four successive weeks after the presentation in the Conneaut Lake Breeze, a newspaper published and circulated in and through the County of Crawford, State of Pennsylvania, as appeared by schedule of said advertisements and affidavit of their publication annexed to the return of the said Sheriff, Bert A. King (formerly H. B. Smith); and no person appearing to answer the said petition as

...ers said and the Court ...ing satisfied of the truth ...d the allegations of the ...said petition, it is, on ...otion of Leland J. Culbertson ...q., Attorney for Petitioner, ...dered and Decreed that ...prayer of said petition ...granted and that satis- ...ction shall be entered ...the Recorder of Deeds of ...awford County on the Record ...the Mortgage given by ...nelius Van Horne and ...xander McIntire, dated ...tober 21st, 1806, and re- ...ded in the Office of the Re- ...rder of Deeds in and for ...County of Crawford in ...ortgage Book "A," at page ...4, for Three Hundred eighty ...ur ($384.) Dollars, upon all ...at certain piece or parcel of ...nd situate in Vernon ...nship, Crawford County, Penn- ...Vania, bounded as follows: ...the North by land of Boles; on ...East by French Creek; on the ...th by Arthur Van Horne and ...Boles; and on the West by ...ncer Turnpike, containing ...ty-three (63) acres, more or ...ss, on payment of the costs ...e relative to the entry of said ...isfaction of said mortgage or ...proceedings thereon, and ...on presentation of a certi- ...d copy of the petition and ...ree in said case to be filed ...said Recorder of Record. Which ...id satisfaction so entered ...d filing of said record shall ...ever thereafter defeat, release, ...d discharge said mortgage ...to the land above described ...d shall likewise bar all ...tions brought or to be brought ...reon as fully and effectually ...all intents and purposes as ...the satisfaction had been en- ...ed by the legal holder or holders ...the said mortgage.

Per Curiam
O. Clare Kent
President Judge

# FEBRUARY TERM, 1942

Charles B Stegner

40

Feb 2, 1942 Rec'd from Atty for Lib $5.00 a/c of costs. P.D.S. Prs

Feby 19, 1942 Paid R. B. Mahany $25.00 Master fee by check #1076 P.D.S.

March 31, 1942 Paid 1.40 refund from 8 mo. Chas B. Stegner

Clarabelle R. Moore by her next friend and mother Belle R. Wheeley vs. Clyde Melvin Moore Issued Dec 1, 1941

| | |
|---|---|
| Tax writ (paid) | $ 3.00 |
| Sheff Smith | |
| Pro. Clayton 2/3/42 Pd. | 8.60 |
| R. B. Mahany, Master | 25.00 |
| Atty. | 3.00 |

Subpoena in Divorce.

And now, Dec. 1, 1941, Subpoena awarded; returnable to first Monday of January next.

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

Subpoena retd: Nr. C. McCutcheon, Constable for the First Ward of Titusville, Pa., makes affidavit that he served the within subpoena upon Clyde Melvin Moore at his home on South Martin St. Titusville, Pa. at 10 o'clock a. m. by showing him the original subpoena and making known to him the contents therein and by leaving with him a true and attested copy.

Nr. C. McCutcheon, Constable.

And now, Feby. 2, 1942 R. B. Mahany, Esq. is appointed Master as within moved.

Per Curiam,

Feby. 19, 1942 Testimony and Report of Master filed.

On Argt. List for Feby. Term, 1942; No. 46,

Feby 27th, 1942 After due consideration a divorce is decreed as prayed for and the respondent, Clyde Melvin Moore, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

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 Clarabelle R. Moore, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Clarabelle R. Moore, the libellant, and the said Clyde Melvin Moore, 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, 1942

Gerald D. Prather
41

Jan. 5, 1942, Recd. $3.60 costs
P. D. S.

Jan 13, 1942, Recd $25 to
credit Fee.
Neal B. Middlekauff

William Osborne Barrett
vs.
Katherine Barrett
Issued Dec. 1, 1941

| | |
|---|---|
| Jas. & writ (Paid) | $ 3.00 |
| Shff. Smith | --- |
| M. B. Maloney, Master | 25.00 |
| Pro. for Co. 1-5-42. Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce
And now, December 1, 1941, Subpoena awarded; Returnable the first Monday of January, 1942.
Per Curiam,
O. Clare Kent, P. J.

Subpoena returned: Harry Snyder makes affidavit: "That he served the within Subpoena in Divorce upon Katherine Barrett, the respondent therein named, on the 6th day of Dec. 1941, at 2 o'clock P. M., by delivering to her a true and attested copy thereof, at 1303 West Street, Homestead, Allegheny County, Pa, and making known to her the contents thereof. (See affidavit on Subpoena)

And now, January 5th, 1942 upon presentation of the within motion M. B. Maloney, Esq, is hereby appointed Master in Divorce in the above entitled case.

Per Curiam

Jan. 12, 1942, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1942; No. 44.

Feby. 27th, 1942, After due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P. J.

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 William Osborne Barrett, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said William Osborne Barrett, the libellant, and the said Katherine Barrett, 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, 1942

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|---|---|---|
| Stewart A Culbertson<br>42 | Bailey Brothers<br>vs.<br>Flossie Williams et<br>Perry H. Williams<br>Issued Dec. 1, 1941<br><br>Pro. Slayton 12/5/41 Paid 2.25<br>Shff. Smith<br>Pro. fee Co. 3/3/42. Pd. 1.00<br>Atty. 3.00 | Of No 222 November Term, 1929<br>Scire Facias to revive and continue the lien of the above judgment, Returnable to the first Monday of January next<br>Wt. pp. 14th 18<br>Writ returned by order of plaintiffs attorney.<br>So answers<br>Bert H. King, Sheriff |

fee paid at original

March 2, 1942. Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

Frank A. Culbertson
Atty for Plff.

Attest: Paul D. Slayton, Pro.

And now March 2, 1942 I hereby direct the above case of record.

Frank A. Culbertson
Atty for Plff.

# FEBRUARY TERM, 1942

Stuart A. Culbertson
43

Bailey Brothers
vs.
Flossie Williams et
Perry A. Williams
Issued Dec 1, 1941

Pro. Clayton 12/5/41 Paid $ 2.25
Shff. Smith
Pro. for Co. 3/3/42. Pd. 1.00 ✓
Atty. 3.00

Of No. 223 November Term, 1929
Scire Facias to revive and continue
the lien of the above judgment;
Returnable to the first Monday
of January next. Wi. fpa 14 & 10
Writ returned by order of pltffs
Attorney. So answers
Bert A. King, Sheriff.

March 2, 1942 fee paid at original

entered satisfaction in full of Re-
the above judgment, Debt, Int-
erest and Costs, and hereby
authorize the Prothonotary to
satisfy the same of record.

Attest: Paul D. Clayton P.S.

And now March 2, 1942 I hereby discontinue
the above case of record.

| | | |
|---|---|---|
| 44 | The First National Bank at Conneaut Lake, Penna. vs. Leo A. McMichael Entered Dec 2, 1941 | Of No 258 November 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 twenty-two hundred fifty and no/100 Dollars, being the amount of debt, interest to Dec 2, 1941, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note. |
| | # | |
| | Pro Slayton (paid) 2.25 | |
| | Sheff Smith — — | |

Debt #2250.00

Int. from Dec. 2, 1941.

Mc page 25

Judgment

Paul D. Slayton, Prothy

March 24, 1945

Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record. 1st Nat Bank Conneaut Lake Pa

J D Patterson Cash Asst

Witness: Paul D. Slayton

45

Clyde W. Beers R.I.S.
vs.
Clyde Hames
Entered Dec. 3, 1941
Pro. Slayton (Cl'k fd) $2.25

Of No. 194 November 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 Five hundred and no/100 Dollars, being the amount of debt, interest to Dec. 31, 1940, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $500.00
Interest from Dec. 31, 1940.

No. page 127

Judgment
Paul D. Slayton, Pro

2/11, 1942. Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

Clyde W Beers
Kravitz

Attest Feb. 11, 1942
Paul D. Slayton, Pro.

# FEBRUARY TERM, 1942

46

Venire for the First and Second Mondays of January, 1942
Issued Dec. 3, 1941
Pro. Slayton # 250

Venire to draw from the Jury Wheel the names of sixty (60) qualified persons, and to summon them to be Jurors for the Court of Common Pleas to be held the weeks beginning the ~~weeks be ginning the~~ first and second Monddys of January, 1942

Venire returned:

And now, Dec. 8, 1941, I, Harry B. Smith Sheriff of Crawford County, do hereby certify and make return, that I have summoned the sixty (60) persons whose names appear on the schedule hereto attached, to come and serve as traverse jurors at the Court of Common Pleas to be held at Meadville, in and for said county, on the first Monday of January, 1942, except
who not found in my bailiwick.

So answers Harry B. Smith,
Sheriff.

# FEBRUARY TERM, 1942

John H. Bozic
47

May 14, 1942, Rec'd. $35.00 costs
P.O.S.

now May 23, 1942 — Received #25. within Master's fee in above entitled case
George X. Simonetta
Master.

6/2/42: Rec'd from Paul Thurston - John H. Bozic Atty

Gilbert F. Wygant
vs.
Carolina W. Wygant
Issued Dec 3, 1931.

| | |
|---|---|
| Tax writ (paid) | $ 3.00 |
| Shff. Smith (paid) | 3.40 |
| Geo. X. Simonetta, Master | 25.00 |
| Pro. for Co. 5/14/42. Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce.
And now, December 3, 1941, Subpoena awarded; Returnable to the first Monday of January, 1942.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the sixth day of Dec. 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 George X. Simonetta, Esq., is appointed Master to take testimony in the above entitled case and make report to the Court.
Per Curiam.

May 23, 1942, Testimony and Report of Master filed.
On Arg't. List for May Term, 1942; No. 65.
May 25, 1942, Affidavit as to non service of resp. in armed forces of the U.S. filed.
June 10, 1942 After due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P.J.

Decree

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 Gilbert F. Wygant, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Gilbert F. Wygant, the libellant, and the said Carolina W. Wygant, 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, 1942

| | | |
|---|---|---|
| John N. Bozic<br><br>48 | Edward S. Fry, doing business as Hickory Quality Hatchery<br>vs.<br>Gilbert C. Guydos<br>Issued Dec 4, 1941<br><br>Tax & writ (paid) $ 3.00<br>Shff. Smith (paid) 6.40 | Replevin for about 300 chickens remaining of an original flock of 1500 of the value of $200.00; Returnable to the first Monday of January, 1942.<br>Dec 4, 1941 Narr and affidavit of value, filed.<br>Dec 4, 1941 Plaintiff's bond, with Adelaide Campfield as surety, in the sum of $400.00, approved and filed.<br>Writ returned: Replevied as within commanded Dec 4, 1941, at 6:20 o'clock P.M, all of the within described goods and chattels, and summoned Gilbert C. Guydos, the within named defendant by handing him, at his residence in Hayfield Tp, Dec 4, 1941, at 6:20 o'clock P.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 on Dec 11, 1941.<br>So answers, Harry B. Smith, Sheriff. |

# FEBRUARY TERM, 1942

F. C. Kiebort, Jr
49

Cora M. Lewis
vs
Ira H. Lewis
Issued Dec. 4, 1941

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| | $ |
| Tax & writ (paid) | 3.00 |
| Shff. Smith (paid) | 2.90 |
| Shff. Erie Co (paid) | 7.80 |
| John H. Bozic, Master | 25.00 |
| Pro. for Co. 1-17-42. Pd. | 8.60 |
| Atty. | 3.00 |
| | 50.30 |

Subpoena in Divorce, and for the custody of the minor children of the parties, to wit, David Lewis aged 8 born Dec. 9, 1932; and Delroy Lewis aged 6, born Dec. 11, 1934.

And now, Dec. 4, 1941, Subpoena awarded, returnable to the first Monday of January, 1942.

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

Subpoena returned: (a) Karl F. Johnston, Deputy to Carl Stuppler, Sheriff of Erie County, Pa., makes affidavit & return: "That on the 10th day of December, 1941, at 12:05 P.M., E.S.T., he served the within Ira H. Lewis, respondent by handing to him personally, at his place of residence, Mill Village, 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 Shff.

(b) Served the within Subpoena in Divorce upon Ira H. Lewis Respondent by deputizing the Sheriff of Erie County, Pa., as per his return hereto attached. So answers Harry B. Smith, Sheriff.

And now, January 15th. 1942, John H. Bozic, Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereon to the Court. Per Curiam.

Jan. 30, 1942, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1942; No. 39.

Feby. 26, 1942, After due consideration a divorce is decreed as prayed for and the respondent, Ira H. Lewis, 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 Cora M. Lewis, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Cora M. Lewis, the libellant, and the said Ira H. Lewis, 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.

Jan. 15, 1942, Recd $35.00 costs
P. D. S.

1/30/42 Master's fee $25.00 Paid
John H. Bozic
Master

March 12, 1942 received $10 refund on above case
F. C. Kiebort Jr.
Atty. for Plaintiff.

# FEBRUARY TERM, 1942

| | | |
|---|---|---|
| George J. Barco<br>50 | Russell W Alsdorf<br>vs<br>Grace Alsdorf<br>Issued Dec 4, 1941 | Subpoena in Divorce<br>And now, December 4, 1941, Subpoena awarded; returnable to the first Monday of January, 1942<br>Per Curiam,<br>O. Clare Kent, P.J. |
| | Tax & writ (paid) 3.00 | |
| 6-11-42 - Rec'd docket fee<br>G.J.B. | Shff. Smith (paid) 3.40 | Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 10th day of Dec. 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.<br>So answers Harry B. Smith, Sheriff |
| | Pro. for Co. 6/1/42 Paid 1.00 | |
| | Atty. 3.00 | |

And now, June 1, 1942, the above entitled case is settled and discontinued of record.

George J. Barco
Attorney for the Libellant

51

In the Matter of the Selection of Persons to Serve as Jurors for the year, 1942.
Entered Dec. 4, 1941
Pro Slayton # 3.00

Order of Court.
Kent, P.J.

And now, to wit, December 4, 1941, 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) day before the first term of the Court of Common Pleas in the year, 1942, 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 five hundred and seventy-one (571) 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 1942.

Per Curiam,
O. Clare Kent,
President Judge

(See paper filed)
Feb. 9, 1942, List of Names placed in the Jury Wheel filed.

# FEBRUARY TERM, 1942

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| 52 | Ted Lord<br>vs.<br>Theresa Geiger<br>Entered Dec. 4, 1941<br><br>Tax & entry (paid) $1.50<br>Costs on Trans. 7.25 | Appeal by Defendant from Judgment of S. G. MacTarnaghan Alderman.<br>Dec. 8, 1941. Proof of service of notice of appeal upon plaintiff filed. |

Stuart A. Culbertson
53.

Jan 12-1942 Rec'd Costs $3.00
P.D.S. Costs

Feb 16-1942-
Received $25.00
Masters fees-
Geo. C. Magee Jr.

March 27 1942
rec'd of Pro Mag
$1.40 refund
on costs

Ellieen Lenora Schwab
vs
Theodore Leo Schwab
Issued Dec 5, 1941

| | |
|---|---|
| Jay & writ (paid) | $ 3.00 |
| Sheff Smith (paid) | 3.90 |
| Geo. C. Magee, Jr. Master | 25.00 |
| Pro. for Co. 1-14-42. Pd. | 8.60 |
| Atty. | 3.00 |
| | 43.50 |

Subpoena in Divorce
And now, December 5, 1941 Subpoena awarded; returnable to the first Monday of January, 1942.
Per Curiam,
O. Clare Kent P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 13th day of Dec. 1941, by delivering to him a true and attested copy thereof and making known to him the contents thereof as appears from affidavit as above. So answers
Harry B. Smith, Sheriff.

And now, Jan. 13th, 1942 George C. Magee, Jr., Esq., is hereby appointed Master to take testimony in the above entitled case and make report to the Court.

Per Curiam,

Feby. 16, 1942, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1942; No. 42,

Feby. 27, 1942, After due consideration a divorce is decreed as prayed for and the respondent, Theodore Leo Schwab, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

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 Ellieen Lenora Schwab, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Ellieen Lenora Schwab, the libellant, and the said Theodore Leo Schwab, 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

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| J. E. Bossard | Myrtle Wilcox and Harry T. Wilcox | Amicable Action of Ejectment for land hereinafter described |
| 54 | vs. | Dec. 8, 1941, Affidavit of ownership and default, and copy of lease, filed |
| | John M. Wolfe and Dora L. Wolfe, his wife | And now, December 8, 1941, J. E. Bossard, Esq., appears for defendants, by virtue of the warrant of attorney contained in the farm lease, a true copy of which is attached, and confesses judgment against them, in an amicable action of ejectment against them, the said John M. Wolfe and Dora L. Wolfe, his wife, and against all persons in possession of the hereinafter described premises, and in favor of Myrtle Wilcox and Harry T. Wilcox, her son, for the lands and premises described in the attached farm lease, being |
| | Entered Dec 8, 1941 | |
| | Tax & entry (paid) $ 3.50 | |
| | Atty 3.00 | |

All that certain tract of land and farm situate in the Township of Fairfield, County of Crawford and State of Pennsylvania, described as follows, to wit: Being a farm containing one hundred and thirty (130) acres of land, more or less, situate on the west side of State Highway Route No. 78, with farm buildings thereon, and being the farm land and premises of which G. A. Wilcox died seized and possessed.

With the same force and effect as if a summons in Ejectment had been [issued], made returnable according to law, and had been duly served by the Sheriff on the defendants.

The judgment in ejectment for the lands and premises herein described, is hereby confessed and entered by virtue of the default of the said John M. Wolfe and Dora L. Wolfe, his wife, for their failure to vacate and to surrender possession of the said farm at the expiration of the term mentioned in their lease as provided by the terms thereof.

No. page 30

Judgment Dec 8, 1941.
Paul D. Slayton, Prothy.

Nat. Fac. Poss. with clause of Fi. Fa. to No. 20 Feb. Term, 1942

Stuart A Lockbertson
55

Feby. 20, 1942 - Rec'd $25.00 Master's fee - Donald C. Thompson, Master.

Feby. 14, 1942, Rec'd $35.00 costs.
P. D. B.

March 25, 1942
rule & Pro
Stafford $1.40
to Lynd on costs
Lynd R. Stafford
Atty for Libellant

Frances G. Giehl
vs
Howard E. Giehl
Issued Dec. 10, 1941

| | | |
|---|---|---|
| | $ | ¢ |
| Tax & writ, 12/13/41. Pd. | | 3.00 |
| Shff. Smith (paid) | | 3.40 |
| Donald C. Thompson, Master | | 25.00 |
| Pro. fos Co. 2-14-42, Pd. | | 8.60 |
| Atty. | | 3.00 |

Subpoena in Divorce.
And now, Dec. 10, 1941, the within petition presented, and Subpoena awarded, returnable to the first Monday of February, 1942.
Per Curiam,
O. Clare Kent, P.J.

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

And now, February 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.

Feby. 20, 1942, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1942; No. 53.

Feby. 28th, 1942, After due consideration a divorce is decreed as prayed for and the respondent is ordered to pay the cost of this proceeding.

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 Frances G. Giehl, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Frances G. Giehl, the libellant, and the said Howard E. Giehl, 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.)

March 10, 1942, Election of libellant to resume her maiden name of Frances Kellogg, filed

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| Leland J. Culbertson<br><br>56 | Fred A. McKelvey and Marion E. McKelvey, his wife,<br>vs.<br>Jacob N. Byler and Bessie Y. Byler, his wife, Original Mortgagors and W. N. Detweiler and Clara Detweiler his wife, Terre Tenants and Real Owners.<br>Issued, Dec. 13, 1941.<br><br>Tax/writ (paid) $ 3.00<br>Sheff. Smith (paid) 11.10<br>Rec. Smock .50<br>Pro. Slayton (pd 2/2/42) 5.00<br>Atty 3.00 | Scire Facias sur Mortgage upon Mortgage recorded in Mortgage Book No. 148 at page 204; Returnable to the first Monday of January, 1942<br>Dec. 13, 1941, Statement of claim, default and affidavit as to real owners filed.<br>Dec. 15, 1941, Statement of claim filed. 4 copies certified.<br>Writ returned: Served the within Sci. Fa. sur Mortgage together with copy of Statement of claim personally upon Jacob N. Byler, original mortgagor, on Dec. 16, 1941, at 4:05 o'clock P. M., at his residence in East Fallowfield Township, Crawford County, Pa., by handing to him a true and attested copy of the same, and making contents of the same known to him. Also, served the within Sci. Fa. sur Mortgage, together with copy of Statement of Claim, upon Bessie Y. Byler, original mortgagor, by handing to Jacob N. Byler, her husband, an adult member of the family at their residence in East Fallowfield Township, Crawford County, Pa., on Dec 16, 1941, at 4:05 o'clock P. M., a true and attested copy of the same, and making contents of same known to him. Also, served the within Sci. Fa. sur Mortgage, together with copy of Statement of Claim, personally upon W. N. Detweiler, Terre Tenant, and real owner, on Dec. 16, 1941, at 4:10 o'clock P. M., at his residence in East Fallowfield Tp., Crawford County, Pa., by handing to him a true and attested copy of the same and making contents of same known to him.<br>Also, served the within Sci. Fa. sur Mortgage together with copy of Statement of claim personally upon Clara Detweiler, Terre Tenant and real owner, on Dec. 16, 1941, at 4:11 o'clock P. M., at her residence in East Fallowfield Township, Crawford County, Pa., by handing to her a true and attested copy of the same, and making contents of same known to her.<br>So answers Harry B. Smith, Sheriff.<br>And now, January 15, 1942, On motion of plaintiffs' attorney judgment is entered in favor of plaintiffs and against the defendants for want of an appearance, and same liquidated at the sum of Thirty-seven hundred one and 25/100 Dollars, with costs of suit. (See paper filed)<br>Debt $3701.25<br>Atty com included 175.00<br>Int. from Jan 15, 1942<br>By fp 75487; Dfp 113,113 Judgment<br>Paul D. Slayton, Prothy.<br>Lev. Fac. to No. 41 Feb Term, 1942 |

George N. Simmonetta
Leland J. Culbertson

57

Brooks, Curtze & Silin

Amelia Fugaglia, Administratrix of the estate of Gaspare Fugagli, deceased,

vs.

Metropolitan Life Insurance Company of New York

Issued Dec 15, 1941.

| | |
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| Tax & writ (paid) | $ 2.00 |
| Sheriff Smith total (pd) | 8.25 |
| Pro. Slaughter (Pd 3/2/42) | 1.50 |
| ~~Atty~~ | ~~3.00~~ |
| Pro. cert. 3/3/42. Pd. | .50 |

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

Dec 24, 1941. Brooks, Curtze & Silin, Erie, Pa., appear for defendant. (See paper filed)

Jan. 29, 1942, Plaintiff's Statement of Claim filed.

Writ returned: On the 22dday of Dec. 1941, at 1:30 P.M., served the within summons on the Metropolitan Life Insurance Company by leaving a true and attested copy thereof in duplicate in the office of the Insurance Commissioner of the Commonwealth of Pennsylvania, with Matthew H. Taggart, Insurance Commissioner, etc etc.

So answers W. L. Windsor, Sheriff
of Dauphin County, Penna.
By Cornelius Kelley, Deputy Sheriff

Dec. March 2nd. 1942.
The within case is settled and the Prothy is directed to mark same of record.
Plaintiff's Attorney
for Plaintiff.

Filed March 2, 1942
Paul D. Slaughter Pro

Served the within Summons upon the Metropolitan Life Insurance Company of New York, by deputizing the Sheriff of Dauphin County, Pa., as per his return hereto attached. So answers Bert A. King, Sheriff.

# FEBRUARY TERM, 1942

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| Walter J. McClintock | Petition of Wesley G Reitze, Harry L. Wentworth and Mrs. J. L. Connell, Commissioners of Crawford County, for appointment of a Guardian | Dec. 15, 1941, Petition presented to the Hon. O. Clair Kent, P. J., and filed. M. page 211. |
| 58 | For | Now, December 15, 1941, the foregoing petition having been presented and considered, the Court hereby fixes January 5, 1942, at 10 o'clock A. M., as the date and hour for hearing in this case, and directs that ten days written notice thereof be given to Wallace Davis and such other of the near relatives of the said Ross Marshall as can be ascertained. |
| Nov. 11, 1942, Paid Linesville Herald $4.00 adv. costs by check No. 1267. P. D. S. | Ross Marshall, of the Borough of Linesville as a person of weak mind. | Per Curiam, |
| | Entered Dec. 15, 1941 | (See paper filed) O. Clare Kent, P. J. |
| | Pro. Slayton 4-7-42, Pd. 5.00 | Jan. 5, 1942 Proofs of service filed, |
| | Pro. to date 4-7-42, Pd. 4.00 | Final Order: Now, January 5, 1942, this |
| | Pro. & cert. (pd 6/8/42 .50 | case having come on for hearing and after |
| | Pro. all costs 11-11-42, Pd. 10.00 | the testimony of witnesses taken, it appearing to the Court that the |
| | Pet. for disch. 3/9/43, Pd. 2.50 | averments contained in the petition have been sustained, it is hereby |
| | | ordered and directed that the said Ross Marshall is by reason of |
| | | his age and physical condition a person of weak mind unable to |
| | | to care for his property and estate, and is liable to become a victim |
| | | of designing persons, and Thomas F. Collins of Linesville, Pa., is hereby |
| | | appointed Guardian of the person and property of the said Ross |
| | | Marshall; bond to be given in the sum of Fifteen hundred Dollars |
| | | ($1500). Per Curiam, |
| | | O. Clare Kent, |
| | | President Judge. |
| | | Jan. 12, 1942, Bond of Thomas F. Collins, Guardian, with Harry |
| | | L. Wentworth and Wesley G. Reitze, as sureties, in the sum of Fifteen |
| | | Hundred Dollars, approved by the Court and filed. |
| | | March 12, 1942, Inventory and appraisement, amounting |
| | | to $1306.95, filed. |
| | | April 6, 1942 Petition for Order Directing Payment of debts filed. |
| | | Order: Now, April 6, 1942, upon presentation and consideration of the |
| | | foregoing Petition, the prayer thereof is granted and Thomas F. Collins, |
| | | Guardian of the Estate of Ross Marshall, a weak minded person, is hereby |
| | | ordered and directed to pay the bills and claims set forth in the foregoing |
| | | petition and in the future to pay to the Crawford County Institution District |
| | | its charges for maintaining his said ward for lodging, board, medical |
| | | and other services until further order of Court, and to pay over to the |
| | | Administrator of the Estate of Hazel Marshall, deceased, as much as may |
| | | be necessary to make up the deficit in said estate required to pay the |
| | | debts and expenses, and the administration of said estate. |
| | | Per Curiam, |
| | | O. Clare Kent |
| | | President Judge |
| | | Sept. 8, 1942 Petition of Guardian to sell real estate of ward at |
| | | private sale, presented and filed. |

Continued on page 688

Walter J. McClintock

59

Petition of Commissioners of Crawford County for approval of private sale to Stuart A. Culbertson of 105 acres of land in Summit Township, which was assessed in the name of Edd Kershberman and sold to said Comrs. at Treasurer's sale for unpaid taxes in 1939

Entered Dec. 15, 1941

Pro. Clayton $5.00

Now, December 15, 1941, upon presentation, and consideration of the within petition, the Court fixes the first Monday of January, 1942 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,
President Judge

(See paper filed)

Jan. 5, 1942 Proof of publication filed,

Order: And now, January 5, 1942, 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, Stuart A. Culbertson of Meadville, 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,

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| Walter J. McClintock<br><br>60 | Petition of Commissioners of Crawford County<br>for<br>approval of private sale to A. H. Sutton, of five acres of land in Troy Township, which was assessed in name of Clara Shade and S. Yates, and sold to said Comrs, at Treasurer's sale for unpaid taxes in 1936<br>Entered Dec. 15, 1941<br>Pro. Clayton #5.00 | Now, December 15, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of January, 1942, 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,<br>(See paper filed.) O. Clare Kent, P.J.<br>Jan. 5, 1942, Proof of publication filed.<br>Order: And now, January 5, 1942, 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. H. Sutton of Townville, Penna, R. D. 1 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. |

# FEBRUARY TERM, 1942

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| Walter J. McClintock<br><br>61 | Petition of Commissioners of Crawford County<br>for<br>approval of private sale to Commonwealth of Pennsylvania, for the use of the Game Commission, of 44 acres of land in Randolph twp, which was assessed in the name of Warren McClelland, and sold to said Comrs at Treasurers sale for unpaid taxes, in 1936<br>Entered Dec. 15, 1941<br><br>Pro. Shayton $5.00 | Now, December 15, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of January, 1942, 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.<br>Per Curiam,<br>O. Clare Kent,<br>(See paper filed) President Judge.<br>Jan. 5, 1942. Proof of publication filed. Order: And now, January 5, 1942, 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, Commonwealth of Pennsylvania for use of Game Commission, Harrisburg, 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.<br>Per Curiam. |

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| Walter J. McClintock<br><br>62 | Petition of Commissioners of Crawford County<br>for<br>approval of private sale to Margaret Tibbit and Mary A Mitchell, of a lot in East Fallowfield Tp, which was assessed in name of Harry Green, and sold to said Comrs at Treasurers sale for unpaid taxes, in 1936<br>Entered Dec. 15, 1941<br><br>Pro Clayton # 5.00 | Now, December 15, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of January, 1942, 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.<br><br>Per Curiam,<br>Oblare Kent,<br>(See paper filed) President Judge<br>Jan. 5, 1942, Proof of publication filed.<br>Order: And now, January 5, 1942, 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 Margaret Tibbit of Atlantic, Pa., and Mary A. Mitchell of California, 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.<br><br>Per Curiam. |

# FEBRUARY TERM, 1942

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| 63<br>Stuart A Culbertson | Commonwealth of Pennsylvania, Department of Revenue<br>vs.<br>W.C. Ardery<br>Entered Dec. 16, 1941<br><br>Pro. Slayton (1/2 3/4 4/4) $5.00 | Dec. 16, 1941, Petition of W.C. Ardery for restoration of his Drivers Licence and his plate No. for 1941, 1165786, License No. 2828224, presented to Hon. O. Clare Kent, P.J. and filed.<br>And now, December 16, 1941, upon presentation of the foregoing petition and on consideration thereof, it is ordered that a hearing on said matter shall be held on the 3d day of February, 1942, at 9:30 A.M. and that thirty days written notice thereof shall be given by the petitioner to the Secretary of Revenue of the State of Pennsylvania, by registered mail.<br>It is further ordered that the said W.C. Ardery shall retain possession of his operators license, plate No. 1,165,786, license No. 2,828,224, and that the said operator's license shall be valid for all purposes until final determination by the Court.<br>Per Curiam,<br>O. Clare Kent, P.J.<br>(See paper filed.)<br>And now, Feb. 4, 1942, On ~~motion of~~ defts atty the hearing in this case is continued from Feb. 3, 1942, until March 16, 1942, at 10 A.M. Per Curiam. (See paper filed.)<br>And now, May 4, 1942. After hearing had in this case, the appeal is sustained, at the cost of the Department of Revenue, Automobile Division.<br>(See original petition)<br>Per Curiam. |

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| F. Joseph Thomas<br><br>64<br>Feltmark. Indictment<br>1/8/42. P.D. (Civil) | Henry C. Sherman and Martha C. Sherman his wife<br>vs.<br>S. C. Betts Storage and Carting Company<br>Meadville, Pennsylvania<br>Issued Dec. 16, 1941.<br><br>Tax + writ (Paid) 2.00<br>Shff. Kimmich (paid) 3.40 | Summons in Trespass;<br>Returnable to the first Monday of January next.<br>Writ returned: Served the within Summons upon S. C. Betts Storage & Carting Company, Meadville, Pa., by serving Fred Betts, one of the members of said firm, on January 5, 1942, at 2:30 o'clock P.M., at their place of business, Sycamore place, City of Meadville, Crawford County, Pa., by handing to him a true and attested copy of the same, and making contents thereof known to him.<br>So answers Bert A. King, Sheriff |

# FEBRUARY TERM, 1942

Gerald D. Prather
65

Henry G. Wertz
vs.
Bertha R. Wertz
Issued Dec. 17, 1941

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Stiff Smith | --- |
| Faris J. Thomas, Master | 25.00 |
| Pro. for Co. 2/2/42. Pd. | 8.60 |
| Atty. | 3.00 |

Feby. 2, 1942 Recd $33.60 costs
C. D. S.

Feb. 21, 1942 - Recd. Master's Fee in above case.
S. Joseph Thomas Master &c.

Subpoena in Divorce.

And now, December 17, 1941, Subpoena awarded; Returnable to the first Monday of February, 1942.

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

Subpoena returned: Betty Gould makes affidavit: "That she served the within Subpoena in Divorce upon Bertha R. Wertz, the respondent therein named, on the 18th day of December, 1941, at 1:25 P M, by delivering to her a true and attested copy of the same at her residence No. 459 Pine Street, Meadville, Penna. and making known to her the contents thereof."
(See affidavit on Subpoena.)

And now, February 2, 1942 upon presentation of the within motion Faris J. Thomas Esq. is hereby appointed Master in Divorce in the above entitled case. Per Curiam.

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

On Argt. List for Feby. Term, 1942, No. 54.

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 Henry G. Wertz, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Henry G. Wertz, the Libellant, and the said Bertha R. Wertz, 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, 1942

Bryan, Josling and Bryan
Erie, Pa.

66

4-6-45 Paid The Linesville Herald $5.50 adv. costs by Check No. 1888. P.D.S.

7-26-55 Paid The Conneautville Courier $11.00 adv. costs by Check No. 5138. P.D.S.

Petition of Com. of Penna., Dept. of Revenue for appointment of a Guardian for Graff G. Milhollan of Spring Borough, Pa., as a person of weak mind.
Entered Dec. 18, 1941.

| | | |
|---|---|---|
| Pro. Clayton | 4/7/42. | $ 5.00 |
| Pro. to date | 4/7/42. | Pd. 3.00 |
| Pro. first part | a/c 4-6-45 | Pd. 9.00 |
| Pro. to date | 2-13-50 | Pd. 8.00 |
| Pro. 3rd a/c | 3-26-53 | Pd. 9.50 |
| Pro. a/c | 7-26-55 | Paid 4.50 |
| Pro. B. | 9-6-55 | Paid 4.00 |

Dec. 18, 1941, Petition by A.G. Reinhard, Director of the Bureau of Institutional Collections, Dept. of Revenue, of the Com. of Penna., presented to the Hon. O. Clare Kent, P.J., and filed.
"M", page 211.

Now, to wit, December 18, 1941, the foregoing petition having been presented and duly read and considered by the Court, it is ordered and decreed that a hearing be held on said petition, on Monday, Jan. 5, 1942, at 10:00 o'clock A.M., and that ten days' notice be given to Graff G. Milhollan, and to all members of his family who reside in Crawford County, Pennsylvania.

Per Curiam,
O. Clare Kent, P.J.
(See paper filed.)

Jan. 5, 1942, Acceptances of service and proof of service filed.

And now, Jan. 5, 1942, hearing in this case is continued to first Monday of March 1942. Per Curiam

Decree: March 2, 1942, a hearing having been had in the above entitled case, and due and legal notice to the alleged weak minded person and to the members of his family who reside in Crawford County, Penna. having been given, and testimony of witnesses having been heard as to whether the said Graff G. Milhollan is so insane, weak in mind and mentally defective that he is unable to take care of his property; and the Court being satisfied that the said Graff G. Milhollan is unable, owing to being so insane, weak in mind and mentally defective, to take care of his property and that he is liable to dissipate and lose the same and become the victim of designing persons, and that it was not advisable that he himself attend Court at the time of the hearing, - It is hereby ordered and decreed that the said Graff G. Milhollan is so insane, feeble minded and mentally defective, that he is wholly unable to take care of his property; and the Court does hereby appoint Thomas F. Collins as Guardian of the estate of said Graff G. Milhollan. Bond is required in the sum of $650.00, with good and sufficient surety to be approved by the Court, for the faithful performance of his duty as such guardian. Per Curiam (See paper filed)

March 19, 1942, Bond of Thomas F. Collins, Guardian, with Continental Casualty Company as surety, in the sum of $650.00, approved by Hon. O. Clare Kent, P.J. & filed.

Continued on Page 703

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|---|---|---|
| Walter J. McClintock<br><br>67 | Petition of Commissioners of Crawford County for approval of sale of two lots in Bloomfield Twp, to J. Lynn Smith and wife Carrie Smith, which lots were assessed in the name of E. W. Parkin, and sold to said Comrs, at Treasurer's sale for unpaid taxes, in 1936.<br>Entered Dec. 18, 1941<br><br>Pro. Clayton $5.00 | Now, December 18, 1941, upon presentation and consideration of the within petition, the Court fixes the first Monday of Jan. 1942, 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.<br>Per Curiam,<br>(See paper filed) O. Clare Kent, P.J.<br>Jan. 5, 1942, Proof of publication filed.<br>Order, And now, January 5, 1942, 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 J. Lynn Smith and Carrie Smith, his wife of Titusville, Penna, 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.<br>Per Curiam, |

# ~~FEBRUARY~~ TERM, 1942

F. Joseph Thomas
68
Dismissed Certificate
1-2-42. C.D.S.

A. K. Britton
vs.
Edward R. Palmer and
Dorothy M. Palmer
Issued Dec 18, 1941.

| | # | ✓ |
|---|---|---|
| Tax & writ (paid) | 2.00 | |
| Shff. ~~King~~ (paid) | 7.40 | |
| Shff King, Sub. d ~~Sept~~ 1943 | 9.60 | |
| Fee Slayton " " | 1.60 | |
| | 1.20 | |
| Jury-Fee 2/2/43. Pd. | 4.00 | |
| Atty. | 3.00 | |
| Plffs. bill of costs | 53.90 | |

Summons in Assumpsit.
Returnable to first Monday of January next.
Dec. 18, 1941, Statement of Claim filed. 2 Copies certified.
Jan. 12, 1942 Affidavit of defense filed. Service accepted by Plffs Atty.
On Spring Trial List, 1942; No. 21, March 6 1942, Continued on application of Defts., and marked remanet. Per Curiam
Writ returned: Served the within Summons together with copy of Statement of Claim, personally upon Edward R. Palmer, on Jany 2, 1942 at 1:30 o'clock P.M., at the Tribune-Republican office, Federal Court, City of Meadville, Crawford County, Pa., 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 upon Dorothy M. Palmer, by serving Edward R. Palmer, he being an adult member of the family, namely, her husband, at the Tribune-Republican office, Federal Court, City of Meadville, Crawford County, Pa., on Jany 2, 1942, at 1:30 o'clock P.M., 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, Sheriff
On Fall Trial List, 1942, No. 9.
Oct. 7, 1942, Continued on application of defendants a/c sickness of defendant, Dorothy M Palmer, and marked remanet.
On Winter Trial List, 1943; No. 1, Jan. 4, 1943. Returns of service of subpoenas filed.
And now, January 4, 1943, Jury selected and sworn as follows: 1- John Chambers, 2- James Williamson, 3- Mrs. Sarah E. Hall, 4- Mrs. Chas. Fails, 5- Martin K. Rudler, 6- Raymond Dygert, 7- Lillian Benedict, 8- Irene Reynolds, 9- Mrs. Harry Stanley, 10- Lynn P. Griggs, 11- Mrs. Wm Beck, 12- Mrs. Mildred P. Shellito: twelve good and lawful persons, who upon their solemn oaths which they have taken, say Jan. 6, 1943 they find in favor of the plaintiff to the sum of One hundred forty Dollars ($140.00), with interest from Dec 3, 1941 P. page 150
Jan 5, 1943 Plaintiffs points filed and Defts points filed.
Jan 5, 1943 Compulsory non suit granted as to Deft. Dorothy M. Palmer. Br. p. 167.
Feby. 1, 1943, Plaintiffs bill of costs filed.

And now, Feby. 2, 1943, upon payment of the jury fee judgment is hereby entered on the verdict in favor of the plaintiff and against the defendant Edward R. Palmer,
Debt $140.00
Int. from Dec. 3, 1941.
Judgment
Paul D. Slayton,
Prothy.
P. page 153

| | | |
|---|---|---|
| Leland J. Culbertson 69 | Leona M. Richmond vs. Ruth E Perrine, doing business as Alvin Coal Company, and Clifton W Glasgow. Issued Dec 20, 1941 | Summons in Trespass Returnable to first Monday of January, 1942. Writ returned: Served the within Summons personally upon Clifton W. Glasgow on Dec. 27, 1941, at 10:10 o'clock A.M. at his residence in Summit Tp, Crawford Co., by handing him a true and attested copy thereof, and making contents of same known to him. So answers Harry B Smith, Sheriff. Served the within Summons personally upon Ruth E Perrine, doing business as Alvin Coal Company, on Jan. 5, 1942, at 3:35 o'clock P.M. by handing to Alvin Perrine, her husband, an adult member of her family, a true and attested copy thereof, and making contents of same known to him. So answers Bert A. King, Sheriff. |
| | Tax & writ (paid) $ 2.00<br>Sheff. Smith & King (paid) 9.30<br>Pro. Clayton (pd 2/10/42) 1.00<br>Cert. 2-12-42. Pd. .50 | |

Feby 10th 1942. The within case is from settled and this Othonotary is directed to mark the same of Record.

Attest for Plff.
Paul D. Clayton, Pro

# FEBRUARY TERM, 1942

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|---|---|---|
| George J. Simonetta 12-29-41 C.P.S. 70 Stuart A. Culbertson | Remler-Shuman Agency vs E. G. Ward Entered Dec. 22, 1941 ✓ | Appeal by Deft. from Judgment of Dominic Lemme, Alderman. |
| | Tax & entry paid) 1.50 | Jan. 3, 1941, Affidavit of service of notice of filing appeal upon plaintiff filed. |
| | Costs on Transcript Hdg. 6.70 Cont. 4.80 11.50 | And now, March 25, 1942, on motion of defendant's attorney, judgment of non. pros. is hereby entered against the plaintiff for want of a Statement of Claim |
| | Pro. for Co. 3/31/42. Pd. 2.00 | Judgment of Non. Pros. |
| | atty. 3.00 | Paul D. Clayton, |
| | Corp. page 116. | Prothonotary. |

# FEBRUARY TERM, 1942

J. Perry Eckels

71

May 5 1942 Rec'd $1.50 refund of costs advanced by me J. Perry Eckels

Department of Public Assistance of the Commonwealth of Pennsylvania,
vs.
Jennie Brewer
Issued Dec 22, 1941

| | | |
|---|---|---|
| Writ 5/8/42 Pd. by J. P. Eckels | | 1.50 |
| State tax 5/8/42 Pd. | | .50 |
| Sheriff ~~Harry~~ Smith (paid) | | 8.50 |
| Pro. dso. 5/8/42. Pd. | | 1.00 |
| Atty. | | 3.00 |

Summons in Assumpsit.
Returnable to first Monday of January next.
Dec 22, 1941, Statement of claim filed. Copy certified.
Writ returned: Served the within Summons together with copy of Statement of claim personally upon Jennie Brewer at her residence in Summerhill Township, Crawford County, Pa, on Dec 27, 1941, at 11:50 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.

May 8 1942. This case settled and discontinued of record.
J. Perry Eckels
Attorney for Plaintiff.

# FEBRUARY TERM, 1942

| | | |
|---|---|---|
| Leland J. Culbertson | The Federal Land Bank of Baltimore | Scire Facias sur Mortgage recorded in Mortgage Book Vol. 142, page 466 |
| 72 | vs. | Returnable to the first Monday of January next |
| | Irene Kurecynsky, Dorothy Brayman, Leo Warren and Clifford Harold Warren Heirs at Law of Merrick Warren and Bertha Warren, his wife both deceased, Terre Tenants and real owners | Dec. 23, 1941, Statement as to military status, averment of default and affidavit as to real owners of land filed |
| | | Dec. 23, 1941 Statement of claim filed. 4 copies certified. |
| | Issued Dec. 23, 1941 | Writ returned: Served the within Sci Fa sur Mortgage together with copy of Statement of claim, as follows:- |
| | | Upon Irene Kurecynsky, heir at law of Merrick Warren and Bertha Warren, his wife, both deceased, Terre tenant and real owner, on Dec. 29, 1941, at 1:45 o'clock P. M., at Sunset Heights, Oil Creek Tp, Crawford Co Pa, by handing her a true and attested copy thereof, and making contents of same known to her. |
| | Tax & writ (paid) $ 3.00 | Service of same was accepted by Dorothy Brayman, heir at law as aforesaid, on Dec. 27, 1941, as per her acceptance of same in writing filed with and attached to this writ. |
| | Recorder & mock .50 | Served the same upon Leo Warren, heir at law as aforesaid, on Dec. 27, 1941, at 11:05 o'clock A.M., by handing to him a true and attested copy thereof, and making contents of same known to him. Served the same upon Clifford Harold Warren, heir at law as aforesaid, by handing to Aileen Warren, his wife, an adult member of the family, at their residence on Center Road, Conneaut Tp, Crawford County, Pa, on Dec. 27, 1941, at 10:45 o'clock A.M., by handing her a true and attested copy thereof, and making contents of same known to her. So answers Harry B. Smith, Sheriff |
| | Sheff. Smith 22.30 | |
| | Pro. Slayton (pd 2/12/42) 5.00 | |
| | Atty 3.00 | |
| | | And now, January 10, 1942, On motion of plaintiffs atty, judgment is entered in favor of plaintiff, and against the defendants for want of an appearance, and same liquidated at the sum of Fifteen hundred seventy and 85/100 Dollars, with costs of suit. (See paper filed) |
| | | Debt $1570.85 |
| | | Attys com. included 74.80 |
| | | Int. from Jan. 10, 1942 |
| | | Judgment |
| | | Paul D. Slayton, Prothy |
| | | K. pp. 112; Br. p. 154. |
| | | Wa. pp. 156.97, 163.97 |
| | | Lev. Fac. to No. 37 Feb. Term, 1942 |
| | | March 18, 1942, This judgment satisfied. (See receipt of Plff's attorney on Lev. Fac.) |

Kent & Kent
73

J. H. Nunn Company
vs
Wilson Henry
Issued Dec 23, 1941

Jay & writ (paid) $ 3.00
Shiff Smith Paid 3.40

Replevin for Household Goods (enumerated in praecipe and writ) of the value of $150.00; Returnable to the first Monday of January, 1942.
Dec. 23, 1941, Affidavit of value filed.
Dec. 23, 1941, Plaintiffs bond in Replevin with L. H. Nunn as surety, in the sum of $301.00, approved and filed.
Writ Returned:- Replevied as within commanded January 5, 1942, at 1:45 o'clock P.M., all of the within described goods and chattels and summoned Wilson Henry, the within named defendant by handing to him personally at No. 723 N. Grant St., City of Meadville, Crawford County, Pa., on January 5, 1942, at 1:45 o'clock P.M., a true and attested copey of the within writ and making known to him the contents thereof. And afterwards on January 8, 1942 the sum of $154.00 was paid to Sheriff by defendant so the goods and chattels were left in the hands and possession of defendant.
So answers,
Bert A. King
Sheriff

F. Joseph Thomas
74
Inactive Certificate
1/7/42. P.D.S. (Cert.)

Gaylord Stainbrook
vs.
Jessie Stainbrook
Issued Dec 23, 1941

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Shff ~~Kling~~ (paid) | 3.70 |
| Pro. Slayton | 5.75 |
| Atty | 3.00 |

Replevin for Insurance Policy No. 8,969,284 issued by The Prudential Insurance Company of America, and dated July 19, 1935, of the value of $150.00, Returnable to the first Monday of January, 1942.

Dec. 23, 1941, Narr and affidavit of value filed.

Dec. 23, 1941, Plaintiffs bond in Replevin, with Grover A. Stainbrook as surety, in the sum of $300.00, approved and filed.

Jan. 7, 1942, Counter bond of deft with S. A. Theuret and Philip Bansman as sureties, in the sum of $300.00, approved by Prothy & Sheriff & filed.

Writ returned: Replevied as within commanded, January 5, 1942, at 2:50 o'clock P. M., all of the within described goods and chattels, and summoned Jessie Stainbrook, the within named defendant, by handing to her personally, at No. 164, Mead Av, City of Meadville, Crawford County, Pa., a true and attested copy of the within writ, and making known to her the contents thereof. Bond filed Janiy 7, 1942, and goods and chattels so replevied were delivered to the defendant.

~~April 25, 19~~ So answers Bert A. King, Sheriff.

April 25, 1942, Affidavit of defense filed. Service accepted by Pffs.

And now, to wit, May 7, 1942, rule to show cause granted why judgment should not be entered for want of a sufficient affidavit of defense; returnable sec. reg. and sec. leg. All proceedings to stay meanwhile. (See paper filed.) Per Curiam.

On Arg. List for May Term, 1942, No. 2.

On Arg. List for Sept. Term, 1942, No. 26. Sept. 29, 1942, Argued.

Order and Decree: Now, January 21, 1943, the rule to show cause why judgment should not be entered for want of a sufficient affidavit of defense, is made absolute, and judgment is hereby entered in favor of the plaintiff, Gaylord Stainbrook, and against the defendant, Jessie Stainbrook, for the property mentioned and described in the writ, to wit: "Insurance Policy, No. 8969284 issued by The Prudential Insurance company of America, and dated July 19, 1935"; and it is further ordered that the defendant forthwith deliver into the possession of plaintiff the said Insurance Policy in accord with the mandates of the said Writ of Replevin. Costs of this proceeding to be paid by defendant. Exception hereto is allowed and sealed for defendant.

Per Curiam,
O. Blair Hazlett,
President Judge.

(See opinion of Court filed.)
"B", page 175.

Judgment
Paul D. Slayton, Prothy.

Charles B Stegner
J. Perry Eckels

75

Hubert E. Vannum.
1/20/42. P.D.S.

Oct 18 1943 Received
14 sts plff. costs
J. Perry Eckels

Now, October 18, 1943 Received satisfaction in full of the above judgment, interest and costs, and I direct the Prothonotary to satisfy the same of record,
J. Perry Eckels
Attorney for Plaintiff.

And now, Oct. 18, 1943, on payment of the jury fee, judgment is hereby entered on the verdict against the defendant and in favor of the plaintiff, Debt $425.00
Int. from Oct. 4, 1943.
Judgment
Paul D. Slayton,
Prothonotary.

Harrison Construction Company, Pittsburgh Pennsylvania,
vs
The City of Titusville, Pennsylvania.
Issued Dec. 23, 1941

| | | |
|---|---|---|
| | # | |
| Tax & writ 12/31/41. Pd. | 2.00 | |
| Shff Smith (paid) | 9.50 | |
| Pro. Slayton 4 sats. 10-18-43. Paid | $10 | |
| Atty | 3.00 | |
| Jury fee 10-18-43. Paid | 4.00 | |

Summons in Assumpsit, Returnable to the first Monday of January next.
Dec. 23, 1941, Statement of claim filed.
Feb. 2, 1942 Affidavit of defense in nature of demurrer filed. Service by copy accepted by Plff's atty.
On Argt. List for Sept. Term, 1942, No. 1.
Sept. 28, 1942, Continued on application of Deft. Per Curiam.
On Argt. List for Feb. Term, 1943, No. 1
Feb. 23, 1943. Argued

July 10, 1943 Opinion and order of Court filed.
Order: Now, July 9, 1943, the Affidavit of Defense in the nature of Demurrer is hereby overruled and Dismissed, and the defendant, The City of Titusville, is directed to file its affidavit of defense within fifteen (15) days from the date of filing hereof, and upon failure so to do, judgment by default will be entered upon motion, in favor of Plaintiff and against Defendant for the amount claimed, #6,095.20, with interest thereon at the legal rate of six (6) per centum per annum, from September 6, 1938, and costs of suit. Exception is noted and allowed for defendant.
Per Curiam,
(See opinion filed) O. Clare Kent, President Judge.

Amended Order: Now, July 9, 1943, the affidavit of defense in the nature of Demurrer is overruled and dismissed.
Exception is noted and allowed for defendant.
Per Curiam,
(See paper filed.) O Clare Kent, P.J.

On Fall Trial List 1943: No. 10.

* Writ returned: Served The City of Titusville, Pa., the within named defendant, by handing, on December 29, 1941, at 2:05 o'clock P.M., a true and attested copy of the within Summons, together with copy of Statement of claim, to George Becker, the City Clerk of the City of Titusville, Pa., at his office, City Hall Bldg., Franklin Street, City of Titusville, Crawford County, Pa., and making contents of same known to him. So answers, Harry B. Smith, Sheriff.

And now, Oct. 4, 1943, Jury called and sworn as follows: 1- Mrs. Christine Zilhaver, 2- Mrs. Alice Miller, 3- Mrs. Richard Malone, 4- Mrs. Catherine C. McNamara, 5- Jessie B. McGill, 6- Hattie Foley, 7- Charles Guttman, 8- Mrs. Gladys Gill, 9- Arthur Doane, 10- Fred Hamilton, 11- Mrs. Charles F. Truran, 12- Mrs. Ivan Tucker. Twelve good and lawful persons who upon their solemn oaths which they have taken, say, same day, at 11:5 A.M., by agreement of counsel, they find for the plaintiff and against the defendant, in the sum of Forty-two hundred fifty Dollars ($4250.00)

Corp. page 1.

# FEBRUARY TERM, 1942

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|---|---|---|
| 76 | In re Crawford County Law Library: Annual Report of the Law Library Committee for the year 1941. Entered Dec 24, 1941 Pro Slayton # 250 | Dec 24, 1941, Report of Committee presented to Hon. O Clare Kent, P.J. and filed. And now, December 24, 1941, upon presentation of the within report and consideration of the recommendation therein contained, the sum of $4000.00 is hereby appropriated for the year 1942, for the use of the Law Library. Per Curiam O Clare Kent, P.J. (See Report filed.) |

# FEBRUARY TERM, 1942

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| Dickson Andrews<br>77 | City of Meadville<br>vs.<br>Roger Bailey, owner or reputed owner.<br>Issued Dec. 29, 1941<br><br>Tax & writ Rd. 5/28/42 2.75<br>Pff's on Lien 1.50 | Of No. 43 February Term, 1937 Tax Doc.<br>Scire Facias sur City Tax Lien filed Dec. 30, 1936, entered in Tax Lien Doc. No. 5, page 3, Returnable within three months from date of issue.<br>No. 653 Baldwin Street<br>"Ba" page 128<br>Jan. 23, 1948 This lien satisfied.<br>(See Tax Docket) |
| Dickson Andrews<br>78 | City of Meadville<br>vs.<br>Frank D. Baird, owner or reputed owner.<br>Issued Dec. 29, 1941<br><br>Tax & writ Rd. 5/28/42 2.75<br>Pff's on Lien 1.50 | Of No. 44 February Term, 1937 Tax Doc.<br>Scire Facias sur Lien for City taxes 1933, filed Dec. 30, 1936, and entered in Tax Lien Doc. 5, page 4.<br>Returnable within three months from date of issue.<br>No. 700 Arch Street "Ba" page 114.<br>Jan. 22, 1942 Due service of the within writ is hereby accepted.<br>(See writ) (S) Frank D Baird<br>Bap 32 Mary E Baird<br>Writ retd Feb 6, 1942.<br>July 22, 1943 This lien satisfied. (See Tax Docket) |

# FEBRUARY TERM, 1942

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| Dickson Andrews 79 | City of Meadville vs. Donald Brock, owner or reputed owner Issued Dec 29, 1941 # Tax & writ Bd. 3/28/42 2.75 Plff. on lien 1.50 | Of No. 67 February Term, 1941 Tax. Doc. Scire Facias sur Lien for City Taxes, 1933, filed Dec. 30, 1936 and entered in Tax Lien Doc. No. 5, p. 27. Returnable within three months from date of issue. "Br." page 138 No. 874-878 Water St. Jan 29, 1942, Due service of the within writ is hereby accepted by the undersigned. Donald Brock (Signed) Brock Brothers (See writ.) by Donald Brock Writ retd Feb. 6, 1942. |

July 22, 1943, This lien satisfied. (See Tax Docket.)

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|---|---|---|
| Dickson Andrews 80 | City of Meadville vs. George Cutter, owner or reputed owner. Issued Dec. 29, 1941 # Tax & writ Bd. 3/28/42 2.75 Plff. on lien 1.50 | Of No. 82 February Term, 1937, Tax. Doc. Scire Facias sur Lien for City taxes, 1933, filed Dec. 30, 1936, and entered in Tax Lien Doc. No. 5 page 82; Returnable within three months from date of issue No. 1060 Water Street "Cu" page 86. Writ retd Feb. 11, 1942: Due Service of the within writ is hereby accepted by the undersigned. (Sgd) George W. Cutter Cu. p. 108. Imogene Cutter |

# FEBRUARY TERM, 1942

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| Dickson Andrews 81 | City of Meadville vs. Joseph M. Dickey, owner or reputed owner. Issued Dec. 29, 1941. Tax & writ Rd. 5/28/42 $2.75 Plff. on Lien 1.50 | Of No. 98 February Term, 1937, Tax L. Doc. Scire Facias sur Lien for City taxes, 1933, filed Dec. 30, 1936, entered in Tax Lien Doc. No. 5, page 58; Returnable within three months from date of issue. No. 774 Clark Street. "D" page 59. Jan. 9, 1942. Due service of the writ is hereby accepted by the undersigned. (S) Joseph M. Dickey (Sc writ, rel'd. Feb. 6, 1942.) |
| Dickson Andrews 82 | City of Meadville vs. Nevin Dickson, owner or reputed owner. Issued Dec. 29, 1941. Tax & writ Rd. 5/28/42 $2.75 Plff. on Lien 1.50 | Of No. 99 February Term, 1937, Tax L. Doc. Scire Facias sur Lien for City Taxes, 1933, filed Dec. 30, 1936, and entered in Tax Lien Doc. No. 5, page 59; Returnable within three months from date of issue. "D", page 128 No. 894 Water Street. Writ ret'd Feb. 16, 1942: Feb. 14, 1942 due service of the within writ is hereby accepted by the undersigned. Dft. 102. (S) Mary S. Dickson |

# FEBRUARY TERM, 1942

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|---|---|---|
| Dickson Andrews 83 | City of Meadville vs Henry B. Hollern, owner or reputed owner Issued Dec 29, 1941<br>Tax & writ Bd. 5/28/42 2.75<br>Plff on Lien 1.50 | No. 119 February Term, 1937, Tax L Dc Scire Facias sur Lien for City Taxes, filed Dec 30, 1936, entered in Tax Doc No. 5 page 79; Returnable within three months from date No. 536 Arch Street "H." page 79. Writ retd Feb. 11, 1942: Feb. 9, 1942, Due service of the within writ is hereby accepted by the undersigned. (s) Henry B. Hollern<br>Jan. 25, 1945, This lien satisfied. (See J.D.) |
| Dickson Andrews 84 | City of Meadville vs Julia May Lahey, owner or reputed owner Issued Dec 29, 1941<br>Tax writ Bd. 5/28/42 2.75<br>Plff on Lien | No. 132 February Term, 1937, Tax L Dc Scire Facias sur Lien for City taxes, 1933, filed Dec. 30, 1936, and entered in Tax Doc. No. 5, page 92, Returnable within three months from date. No. 1004 Park Av. "L", page 113 Writ retd Feb. 11, 1942: Due Service of the within writ is hereby accepted by the undersigned Julia Lahey L. p. 43 Mary Lahey |

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| Dickson Andrews 85 | City of Meadville vs. Walter McDowell owner or reputed owner Issued Dec. 29, 1941. Jas & writ Bd. 5/28/42 $2.75 Plff on Lien 1.50 | Of No. 146 February Term, 1937, Jas L. Doc Scire Facias sur Lien for City taxes, 1933, filed Dec. 30, 1936, entered in City Tax Doc. No. 5, page 106. Returnable within three months from date. No. 722 Baldwin St. "Mc" page 81. Writ retd Feb. 6, 1942:— Jan. 29, 1942 Due service of the within writ is hereby accepted by the undersigned. (S) Walter J. McDowell 56 (S) Julia A. McDowell |

April 9, 1943, This lien satisfied. (See Tax Docket)

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| Dickson Andrews 86 | City of Meadville vs. Norman Miller, owner or reputed owner Issued Dec. 29, 1941 Jas & writ Bd. 5/28/42 $2.75 Plff on Lien 1.50 | Of No. 154 February Term, 1937, Jas L. Doc Scire Facias sur Lien for City taxes, 1933, filed Dec. 30, 1936, and entered in Tax Docket No. 5, page 114; Returnable within three months from date. No. 837 Liberty St. "M" page 156. Writ returned March 24, 1942: Mar. 20, 1942, Due service of the within writ is hereby accepted by the undersigned. (S) Norman A. Miller M. p. 144. (S) Marie A. Miller |

Jan. 11, 1944, This lien satisfied. (See Tax Docket)

# FEBRUARY TERM, 1942

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| Dickson Andrews<br>87 | City of Meadville<br>vs.<br>Meno Myers, owner<br>or reputed owner<br>Issued Dec. 29, 1941<br><br>Tax & writ Bd. 5/28/42 $2.75<br>Pltff. on lien 1.50 | Of No. 160 February Term, 1937, Tax L. Do.<br>Scire Facias sur Lien for City<br>taxes, 1933, filed Dec. 30, 1936,<br>entered in Tax Doc. No. 5, page 120,<br>Returnable within three<br>months from date of issue.<br>No. 1089 Park Avenue.<br>"M" page 190.<br>Writ retd: March 31, 1942. The within<br>writ is hereby returned without<br>service thereof being made.<br>Dickson Andrews, City Solicitor |
| Dickson Andrews<br>88 | City of Meadville<br>vs.<br>Charles Shadley,<br>owner or reputed owner<br>Issued Dec. 29, 1941<br><br>Tax & writ Bd. 5/28/42 $2.75<br>Pltff on Lien 1.50 | Of No. 182 February Term, 1937, Tax L. Do.<br>Scire Facias sur Lien for City<br>Taxes, 1933, filed Dec. 30, 1936,<br>entered in Tax Doc. No. 5, page 142,<br>Returnable within three<br>months from date of issue.<br>No. 453 Fairmount Avenue<br>"Sh" page 187.<br>Feb. 11, 1942, Writ returned by City<br>Solicitor without service thereof. |

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| Dickson Andrews 89 | City of Meadville vs. Charles Shadley, owner or reputed owner Issued Dec. 29, 1941 | Of No. 183 February Term, 1937, Tax Lien Doc. Scire Facias sur Lien for City taxes 1933, filed Dec. 30, 1936, and entered in Tax Docket No. 5, page 143. No. 446 Poplar Street. "Sh" page 151. |
| | Tax & writ Pd. 5/28/42 $2.75<br>Pltff on Lien 1.50 | Feb. 17, 1942, Writ returned by City Solicitor, without service thereof. |

George X. Simonetta
90

J. R. Heyison &
Kent & Kent
Jan. 15, 1942 P.D.S. Pro.
(Withdrawn)

Feby. 13, 1942 Recd. $35.00 costs
P. D. S.

Feby 18, 42, Recd $25.00 from Prothonotary.
P. E. Thomas, Master

And now, Feb. 16, 1942, pursuant to notice duly given to the respondent I hereby withdraw as his attorney in this case.

Now March 20, 1942 received refusal in above case
George X. Simonetta

Russel Cyrus Watson
vs
Frances Theresa Watson
Issued Dec 29, 1941

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| Jay + writ (paid) | $3.00 |
| Shff Smith (paid) | 2.90 |
| Shff, Venango Co. (paid) | 4.30 |
| Paul E. Thomas, Master | 25.00 |
| Pro. for Co. 2-13-42 Bd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce

And now, December 29, 1941, the within petition presented, and Subpoena awarded; returnable to the first Monday of February 1942.

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

Subpoena rcvd: Served the within Subpoena in Divorce on the within named respondent, Frances Theresa Watson, on the 2d day of Janry, 1942, at 11:10 A.M. at her place of employment, Thrift Drug Store No. 111 Center Street, Oil City, Venango County, Pa, by handing to her a true and attested copy thereof and reading and making known to her the contents thereof.

So answers J. O. Bell, Shff. Venango Co. Pa

Served the within Subpoena in Divorce upon Frances Theresa Watson, respondent, by deputizing the Sheriff of Venango County, Pa, as per his return hereto attached.

So answers Bert A. King, Sheriff.

And now, February 13, 1942 Paul E. Thomas, Esq., is appointed Master to take testimony in the above entitled case and report thereon to the Court.

Per Curiam.

And now, Feb. 16, 1942, Leave granted J. R. Heyison and Kent & Kent to withdraw their appearance for the respondent, in the above case. Per Curiam. (See paper filed)

Feby. 18, 1942 Testimony and Report of Master filed.

On Argt. List for Feby Term, 1942; No. 43.

Feby. 27th, 1942, after due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P.J.

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, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore adjudged and decreed, that the said Russel Cyrus Watson, contracted between him, the said Russell Cyrus Watson, the libellant, and the said Frances Theresa Watson, 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 A. Bozie
Thomas F. Kilbert
91
Stuart G. Gitlitz
1/8/42. P.D.S.
C.W.B.

Joseph Krchmar, Claimant, Appellant
vs
Oakland Beach Company, Defendant, Appellee
Entered Dec. 31, 1941

Pro. Slayton (paid) $5.00
Doc. entries + Postage (8-3-44 paid) 3.50
Appeal S.C. Paid 3.00
Atty. S.C. 3.00
Certd. 1-17-45 Pd. 1.00

Appeal by Claimant from decision of Workmens Compensation Board, dated December 15, 1941 Claim Petition No. 87 375.

Jan. 2, 1942, Appeal, affidavit and exceptions by Claimant-appellant filed, and certified copy issued and forwarded to Workmens Compensation Board with Certiorari.

Dec. 31, 1941, Certiorari issued

Jan. 8, 1942, Certiorari returned and Certified transcript of record annexed filed.

On Argt. List for Sept. Term, 1942, No. 30. Sept. 29, 1942, Argued.

February 18, 1943, Opinion of Court sur appeal from order of Workmens Compensation Board, filed, concluding with the following Order:-

Now, February 18, 1943, the appeal is sustained, together with appellants exceptions filed in support thereof; the action of the Workmens Compensation Board, in so far as it substituted Findings of fact and Conclusions of law are concerned, is reversed and set aside as a matter of law, and it is directed that judgment be entered accordingly.

Exception is noted and sealed for appealee.

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

(See opinion filed)

Mar. 2, 1943, Mailed transcript of record from Workmens Compensation Board back to said Board at Harrisburg, Pa.

And now, February 18, 1943, In compliance with the foregoing order of Court, judgment is hereby entered in favor of Joseph Krchmar, Claimant-appellant, and against Oakland Beach Company, defendant, appellee, as follows:-

Award of Referee:

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| Compensation, 300 weeks at $5.00 per week, | | $1500.00 |
| Interest on same | (amount not stated in award) | |
| Hospital services | " " " " " | |
| Medical services | " " " " " | |
| Burial expenses | " " " " " | not exceeding $200.00 |

Comp. page 65.

Judgment
Paul D. Slayton, Prothy.

March 4, 1943, Certiorari on appeal by defendant to Superior Court filed, returnable to second Monday of April, 1944, and numbered in said court, 1 of April term, 1944.

March 4, 1944, Bond of deft on its appeal to Superior Court, with National Surety Corporation as surety, in the sum of $1000.00, filed.

Aug. 3, 1944 Record returned from Superior Court.

Aug. 3, 1944, Remittitur with copy of Opinion of Hirt, J., with this Order filed:

"Judgment reversed and directed to be entered for defendant.
Hirt, J."

K-Page 125. Judgment, Paul D. Slayton, Pro.

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|---|---|---|
| Herbert A. Mook<br>92<br>F. Joseph Thomas | Clayton & Larson<br>vs<br>O. & Barnard and<br>Verpa (Pauline) Barnard<br>Entered Dec. 31, 1941<br><br>Jax entry (paid) 1.50<br>Costs on Trans 8.05<br>Pro. Clayton (10/15/42 pd) 3.35<br>Atty 3.00 | Appeal by Deft. from Judgment of L.O. Aldrich, Justice of the Peace<br>Jan 5, 1942, Proof of notice to Plff of filing appeal filed.<br>Jan. 22, 1942, Statement of claim filed; Service of copy accepted by defendant's attorney.<br>Feb. 5, 1942, Affidavit of defense filed. ✠Service accepted by Plff's atty<br>On Fall Trial List, 1942. No. 26.<br>Oct. 12, 1942, Reported as Settled.<br>Per Curiam. |

And now Oct 15, 1942, this case is hereby settled and discontinued of record, and receipt is hereby acknowledged of payment of debt, interest and costs.

Herbert A Mook.
atty for Plaintiff.

Walter J McClintock
93

Mark J. Burdick
vs.
Agatuna Burdick
Issued Jan 2, 1942

Jax & writ 1/3/42. Paid, $3.00
Shff. King (paid) 1.60
Pro. for Co. 1-3-42. Pd. 10.50
Shff. King, alias 1.60
Shff King, proc (pd) 11.15
Paul E. Thomas, Master 25.00
Atty. 3.00

Subpoena in Divorce
And now, Jan 2, 1942 Subpoena awarded, Returnable to first Monday of February, 1942.
Per Curiam,
O Clare Kent, P.J.

Subpoena returned: Feb 2, 1942, Non est inventus as to the within named respondent.
So answers Bert A. King, Shff.

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

Alias Subpoena retd: April 6, 1942, Non est inventus as to the within named respondent.
So answers Bert A. King, Sheriff.

April 6, 1942, Order issued for publication of proclamation in Divorce; returnable to next term.

And now, May 11, 1942, - - - 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 hereto attached. So answers Bert A King, Sheriff.

And now, May 11, 1942, Paul E. Thomas, Esq., is appointed Master to take testimony in the within entitled case and make report thereon to the Court.
Per Curiam

May 20, 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942; No. 35.

May 28, 1942, Affidavit of non-military service of respondent 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 Mark J. Burdick, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Mark J. Burdick, the libellant, and the said Agatuna Burdick, 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.

May 11, 1942, Recd $25.00 Master's fee. P.D.S.

May 20, 1942 Recd of Dorothy $25, Master fee.
Paul E. Thomas
Master.

Nov. 3, 1942, Recd $19.50 costs.
P.D.S.

Herbert E Varnum
94

Feb. 2, 1942 Recd from atty for Lit 33.60 a/c costs P.D.& Bro.

And now Feb. 13, 1942 paid master fee $25.00 Charles B. Stegner, Master.

Grace L. Rockwell
vs.
Nellis D. Rockwell
Issued Jan. 2, 1942

Tax & writ (paid) 3.00
Shff Smith ---
Pro. Clayton 2/3/42. P.S. 8.60
Chas. B. Stegner, Master 25.00
Attys. 3.00

Subpoena in Divorce

And now, January 2, 1942 the within petition presented in open Court, and Subpoena awarded, returnable to the first Monday of February, 1942

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

Subpoena retd: Max B. Maloney makes affidavit: "That he served the within Subpoena in Divorce upon the respondent Nellis D. Rockwell, by handing him a true and correct copy of the same, and making known to him the contents thereof, at his residence 645 Cullum Street, Meadville, Crawford County, Penna, at 6:30 P.M. E.S.T., on Friday the 30th day of January, 1942 (See affidavit on Subpoena)

And now, February 2, 1942 Charles B. Stegner, Esq. is appointed Master to take testimony in the above entitled case and report to the Court. Per Curiam,

Feby. 12, 1942 Testimony and Report of Master filed.

On Argt. List for Feby. Term, 1942; No. 40.

Feb. 27, 1942 the above entitled case is withdrawn from the February Argt. List, and referred back to the Master for further testimony. (See paper filed) Per Curiam

Feby. 27, 1942 Case referred back to Master to take further testimony and report further thereon.

Per Curiam
O. Clare Kent P.J.

Ent. & Cert. to Commissioners Office April 1, 1942

95

R. E. Livingston
vs
Mrs. Florence Blair
Entered Jany 5, 1942

Pro. Slayton (paid) $ 2.25
Plff on original 1.75

Of No. 267 February Term, 1935 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 Two hundred sixty & 70/100 Dollars, being the amount of debt interest to Feb 23, 1941, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $260.00
Interest from Feb. 23, 1941

Bl. page 111.

Judgment.
Paul D. Slayton, Prothy.

✓ Feby. 28, 1946

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

(See short certificate of authority filed.)

× Harriet E. Livingston Admrx of
R. E. Livingston Estate

Witness: Paul D. Slayton

# FEBRUARY TERM, 1942

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| Herbert A. Mook<br>96 | Getdins J. Singleton<br>vs.<br>Ida Mae Singleton<br>Issued Jan. 5, 1942<br>4-3-43 Paid<br>Tax writ ~~paid 1-19-42~~ 3.00<br>Stff King (paid) 3.40<br>Pro. for Co. 2-15-46 Pd. 1.00<br>atty. 3.00 | Subpoena in Divorce and for the custody of the three minor children of the parties, to-wit, Gladys aged 11, Kenneth M. aged 8 and William Walter aged 6 years.<br>And now, January 5, 1942, the within petition presented in open Court, and Subpoena awarded, returnable to the second Monday of February, 1942.<br>Per curiam<br>O. Clare Kent, P.J.<br>Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 12th day of January, 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 as above. So answers Bert A. King, Sheriff |

And now Feb 15, 1946, I hereby discontinue this case of record. Herbert A. Mook atty for Libellant

Stuart A. Culbertson
97
Kent & Kent
Edward E. Petrillo 1/16/42

Joseph Mozumanski
vs.
Mary Mozumanski
Issued Jan 5, 1942

| | | |
|---|---|---|
| Jax & writ (pd 1/7/42) | 3.00 | ✓ |
| Shff. King (pd) | 3.00 | |
| Shff. Erie Co. (pd) | 3.00 | |

Subpoena in Divorce
And now, January 5, 1942, the within petition presented in open Court and Subpoena awarded, returnable to the second Monday of February, 1942.
Per Curiam,
O. Clare Kent, P.J.

And now, Jan. 16, 1942, Messrs Kent & Kent and Edward E. Petrillo appear for Mary Mozumansky, the respondent. (See papers filed.)

Jan. 23, 1942, Petition for alimony pendente lite and counsel fees filed;

Order: Now, Jan. 23rd, 1942 upon presentation and consideration of the foregoing motion, a rule is granted upon the libellant to show cause why he should not pay the respondent alimony pendente lite and counsel fees, costs, and expenses. Returnable sec. reg.
Per Curiam,
(Service accepted by libellant's atty) O. Clare Kent, P.J.

Subpoena returned Jan. 30, 1942: On the 15th day of January, 1942, at 3:05 P.M. E.S.T. served the within named respondent, Mary Mozumanski by handing to her personally at 6th and Peach Streets, Erie Pennsylvania, a true and attested copy of the attached Subpoena in divorce and made the contents thereof known to her
So answers Fred W. Lamberton, Shff Erie Co. Pa.

Served the within Subpoena in Divorce upon Mary Mozumanski, respondent, by deputizing the Sheriff of Erie County, Pa., as per his return hereto attached.
So answers Bert A. King, Sheriff.

February 23, 1945, Answer to Petition for Alimony and Counsel Fees filed.

February 23, 1945, Kent + Kent, Attorney for Respondent accepts service of a copy of the Answer To Petition for Alimony and Counsel Fees.

On Arg. List for May Term, 1945; No. 9.

May 28, 1945 Rule for counsel fees is hereby made absolute and same is fixed at $50.00 without prejudice to ask for additional fees as the exigencies of the case may show, all proceedings stayed until the fixed fee is paid.
Per Curiam,

July 2, 1945, Rule to furnish Bill of Particulars filed; Service of copy accepted by Libellant's attorney.

July 10, 1945, Bill of Particulars filed; Service of a copy accepted by Kent + Kent, Attorney for Respondent.

July 18, 1945, Answer filed; Service of a copy of the within answer accepted by Stuart A. Culbertson, Attorney for Libellant.

# FEBRUARY TERM, 1942

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| F. Joseph Thomas<br>98 | Olive I. Eccles<br>vs<br>Lester A. Eccles<br>Issued Jan. 5, 1942<br><br>Tax & writ (paid) $3.00<br>Shff King (paid) 1.60 | Subpoena in Divorce<br>And now, January 5, 1942 Subpoena awarded, Returnable to this second Monday of February, 1942.<br>Per Curiam,<br>O. Clare Kent,<br>President Judge<br>Subpoena rets'd: Feb. 9, 1942, Non est inventus as to the within named respondent. So answers, Bert A. King, Sheriff |

# FEBRUARY TERM, 1942

F. Joseph Thomas
99

Feby. 10, 1942, Recd $33.60 costs.
P. D. S.

Feb. 14, 1942. Recd of Prothonotary $25.00 Master's fee.
Dickson Andrews

Juanita E. Hadlock
vs.
Elmer E. Hadlock
Issued Jany 5, 1942

| | # |
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| Tax & writ (paid) | 3.00 |
| Shff. King (paid) | 6.70 |
| Pro. Slayton 2/11/42. Pd. | 8.60 |
| Dickson Andrews, master | 25.00 |
| Atty. | 3.00 |

Subpoena in Divorce
And now, January 5, 1942, Subpoena awarded, Returnable to the second Monday of February, 1942.
Per Curiam,
O. Clare Kent,
President Judge.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 13th day of January, 1942, by delivering to him a true and attested copy of the same, and making known to him the contents thereof. So answers
Bert A. King, Sheriff.

And now, February 10, 1942 Dickson Andrews, Esq. is appointed Master to take testimony in the above entitled case and to make a report thereon to the Court. Per Curiam.

Feby. 14, 1942, Testimony and Report of Master filed.

On Argt. List for Feby. Term, 1942; No. 41

Feby. 27, 1942 After due consideration a divorce is decreed as prayed for and the respondent, Elmer E. Hadlock, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

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 Juanita E. Hadlock, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Juanita E. Hadlock, the libellant, and the said Elmer E. Hadlock, 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, 1942

F. Joseph Thomas
100

Walter Jennes
vs.
Louise Jennes
Issued Jany 5, 1942
Tax & writ (paid) $ 3.00
Stff. King (paid) 8.50
Pro. Slayton 2/11/42 .60
J. E. Bossard, Master 25.00
Atty. 3.00

Subpoena in Divorce
And now, January 5, 1942, Subpoena awarded, Returnable to the second Monday of February, 1942
Per Curiam,
O. Clare Kent, P.J.

Subpoena, retd. Served the within Subpoena in Divorce on the Respondent personally on the 26th day of Jany, 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 as above.
So answers Bert A. King, Sheriff.

And now, February 10, 1942, Jeff E. Bossard, Esq., is appointed Master to take testimony in the above entitled case and to make a report thereon to the Court,
Per Curiam

Feby. 19, 1942, Rec'd $33.60 costs.
P. D. S.

Feb. 21st 1942. Rec'd from Paul L. Slayton, Pro. $25.00 being my Master's fee in the within case.
Jeff E. Bossard Atty

Feby. 21, 1942, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1942; No. 55;
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 Walter Jennes, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Walter Jennes, the libellant, and the said Louise Jennes, 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<br><br>101 | Petition of Commissioners of Crawford County<br>for<br>approval of private sale to Commonwealth of Pennsylvania, for use of Game Commission of 50 acres of land in Troy Tp., which was assessed in the name of N. B. Monnon and sold to said Comrs at Treasurers' sale for unpaid taxes, in 1935<br>Entered Jany 5, 1942<br><br>Pro. Slayton Paid 12/29/42 $5.00 | Now, January 5, 1942 upon presentation and consideration of the within petition, the Court fixes the first Monday of February, 1942 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.<br>(See paper filed) Per Curiam.<br>Now, February 2, 1942 Proof of Publication filed.<br>And now, February 2, 1942 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 use of the Game Commission, Harrisburg, 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.<br><br>Per Curiam,<br>O. Clare Kent<br>President Judge |

# FEBRUARY TERM, 1942

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| Walter J. McClintock<br><br>102 | Petition of Commissioners of Crawford County<br>for<br>approval of private sale to Commonwealth of Pennsylvania, for use of Game Commission, of 96 acres of land in Steuben Tp. which was assessed in the name of Paul Vargo, and sold to said Comrs. at Treasurer's sale for unpaid taxes in 1933<br>Entered Jany 5, 1942<br><br>Pro. Slayton Paid 1/29/42 $5.00 | Now, January 5, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of February, 1942 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.<br>See paper filed. Per Curiam.<br>Now, February 2, 1942 Proof of Publication filed.<br>And now, February 2, 1942 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 use of Game Commission, Harrisburg, Pa. 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.<br><br>Per Curiam,<br>O. Clare Kent<br>President Judge. |

Walter J. McClintock

103

Petition of Commissioners of Crawford County for approval of private sale to Commonwealth of Pennsylvania, for use of Game Commission, of 55 acres of land in Randolph Tp, which was assessed in name of John Matava, and sold to said Comrs at Treasurer's sale for unpaid taxes, in 1931. Entered Jany 5, 1942

Bro Slayton Paid 12/29/42 $5.00

Now, January 5, 1942 upon presentation and consideration of the within petition, the Court fixes the first Monday of February, 1942 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.

Now, February 2, 1942 Proof of Publication filed.

And now, February 2, 1942 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 use of Game Commission, Harrisburg, Pa. 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,
O. Clare Kent
President Judge

# FEBRUARY TERM, 1942

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| Walter J. McClintock<br><br>104 | Petition of Commissioners of Crawford County for approval of private sale to Commonwealth of Pennsylvania for use of Game Commission, of 65 acres of land in Steuben Tp, which was assessed in name of Leonard Antill, and sold to said Comrs at Treasurers sale for unpaid taxes in 1932<br>Entered Jany 5, 1942<br><br>Pro Slagton Paid 12/29/42 3.00 | Now, January 5, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of February, 1942, 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 day 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 Steuben Township and to the Supervisors of Steuben Township, they being the taxing authorities, said notice to be served on them personally or by registered mail.<br>(See paper filed) Per Curiam. |

Now, February 2, 1942 Proof of Publication filed.
And now, February 2, 1942 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 use of Game Commission, Harrisburg, 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

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| Walter J. McClintock<br><br>105 | Petition of Commissioners of Crawford County for approval of private sale to Commonwealth of Pennsylvania for use of Game Commission of 97 acres of land in Randolph Tp., which was assessed in name of Abe Yocum Estate, and sold to said Comrs at Treasurers sale for unpaid taxes, in 1933<br>Entered Jany 5, 1942<br><br>Pro Slayton Paid 1/29/42 # ✓ 5.00 | Now, January 5, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of February, 1942, 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.<br>(See paper filed.) Per Curiam.<br>Now, February 2, 1942 Proof of Publication filed.<br>And now, February 2, 1942 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 use of Game Commission, Harrisburg, 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.<br>Per Curiam,<br>O. Clare Kent<br>President Judge |

# FEBRUARY TERM, 1942

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| Walter J. McClintock<br><br>106 | Petition of Commissioners of Crawford County<br>For<br>approval of private sale to Commonwealth of Pennsylvania, for use of Game Commission, of 32 acres of land in Steuben Tp., which was assessed in name of Nicholas Hellshot, and sold to said Comrs at Treasurer's sale for unpaid taxes in 1933<br>Entered Jany 5, 1942<br>#1<br>Pro Slayton Paid 1/29/42 5.00 | Now, January 5, 1942 upon presentation and consideration of the within petition, the Court fixes the first Monday of February, 1942 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.<br>(See paper filed) Per Curiam.<br>And now, February 2, 1942 Proof of Publication filed.<br>And now, February 2, 1942, 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 use of Game Commission, Harrisburg, 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.<br>Per Curiam,<br>O. Clare Kent<br>President Judge |

Walter J. McClintock

107

Petition of Commissioners of Crawford County for approval of private sale to Commonwealth of Pennsylvania, for use of Game Commission, of 100 acres of land in Randolph Tp., which was assessed in name of Dandridge Davis and sold to said Comrs at Treasurer's sale for unpaid taxes, in 1935.

Entered Janry 5, 1942

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Pro Slayton Paid 12/29/42 5.00

Now, January 5, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of February, 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 files) Per Curiam.

Now, February 2, 1942 Proof of Publication filed.

And now, February 2, 1942, 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 use of the Game Commission, of Harrisburg Penna, 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,

O. Clare Kent

President Judge

# FEBRUARY TERM, 1942

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| Walter J. McClintock<br><br>108 | Petition of Commissioners of Crawford County for approval of private sale, to Bert N. Randall and Max E. Shull, of 55 acres of land in Fairfield Township, which was assessed in the name of Edward Nakek, and sold to said Comrs. at Treasurer's sale for unpaid taxes in 1934<br>Entered Jany 5, 1942<br><br>Pro Slayton Paid 1/29/42 $5.00 | Now, January 5, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of February, 1942 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.<br>(See paper filed) Per Curiam<br>Now, February 2, 1942 Proof of Publication filed.<br>And now, February 2, 1942, at 9:30 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, Bert N. Randall and Max E. Shull of Geneva, R.D. Pa. 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.<br>Per Curiam,<br>O. Clare Kent<br>President Judge |

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| Walter J. McClintock<br><br>109 | Petition of Commissioners of Crawford County<br>for<br>approval of private sale to Commonwealth of Pennsylvania, for use of Game Commission, of 65 acres of land in Randolph Township, which was assessed in the name of John Stuart, and sold to said Comrs, at Treasurers sale for unpaid taxes, in 1933.<br>Entered Jany 5, 1942.<br><br>Pro. Clayton Paid 1/29/42 5.00 | Now, January 5, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of February, 1942, 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.<br>Now, February 2, 1942 Proof of Publication filed.<br>And now, February 2, 1942, 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 use of the Game Commission, of Harrisburg, 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.<br><br>Per Curiam,<br>O. Clare Kent<br>President Judge |

# FEBRUARY TERM, 1942

Donald C. Thompson

110

Petition of Emma Wagner for appointment of a Guardian for Daisy B. Pressler, of East Mead Township as a person of weak mind.
Entered Jany 5, 1942

Jan. 5, 1942, Petition, with joinder of Herman Wagner, Frank Wagner and Mrs. R.E. Crawford attached, presented in open Court and filed. P. page 51.

And now to wit, January 5, 1942 upon the presentation of the within petition, Monday, February 2, 1942, at 10 o'clock A.M. is hereby fixed for a hearing thereon and it is directed that ten days prior notice of the hearing be served upon the said Daisy B. Pressler and the other members of her family not joining in this petition, in writing.

(See paper filed) Per Curiam

Pro. Slayton 2/2/42 Paid 5.00

Costs Continued:
Pro. Cert. 7-27-59, Paid 1.00
Pro. pets. 11-30-59 Paid 3.00
Pro. Cert. 9-11-62 Paid 2.00
Pro. Acts. & Cert. 10-13-62 Paid 8.00

Pro. for Co. 4-7-42. Pd. 5.00
Pro. Certs. 7-13-59 Pd. 1.00

Jan. 24, 1942, Notice of hearing and affidavit of service of notice of hearing filed.

And now, to wit, February 2, 1942, it appearing by the record that due notice of hearing has been given according to law, and the former order of this court, and a hearing having been had upon the petition as filed, in which the testimony of Dr. J. W. Kinnunin, Mrs. Edna Crawford and Boyd W. Pressler has been presented and duly considered. Now, Therefore, it is hereby adjudged and decreed that the said Daisy B. Pressler has become mentally ill and is so weak and feeble of mind that she is unable to take care of her property, and in consequence thereof is liable to dissipate or lose the same and to become the victim of designing persons; and the Crawford County Trust Company is hereby appointed Guardian of the estate of the said Daisy B. Pressler. Bond required in the sum of One hundred dollars, to be approved by the Court.

Per Curiam,
(See paper filed) O Clare Kent P.J. by the Court

Feb 3, 1942 Bond of Guardian approved and filed.

Same day, Certificate of appointment issued.

March 2, 1942, Petition of Guardian to sell ward's interest in real estate presented in open Court and filed.

Decree: And now, March 2, 1942, on consideration of the foregoing petition and affidavits thereto annexed, and on motion of Donald C. Thompson, Attorney for petitioner, it appearing that it would be to the best interest and advantage of the estate of Daisy B. Pressler, a person of weak mind, that her undivided two fifteenths interest in that certain farm situated in East Mead Township, Crawford County, Penna., Bounded on the North by land now or formerly of E. P. McNamara; on the East by land

Continued on page 642

Stuart A. Culbertson

111

3/18/42. Paid Tribune Publishing $5.50 adv. costs by check #1109. P.D.S.

Petition of Joseph Pinkhouse for the appointment of a Guardian for Mary Stanclift, of the City of Meadville as a person of weak mind.

Entered, Jany 6, 1942

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| Pro. Slayton | 2-20-42. Pd. | $ 5.00 |
| Pro. S. | 2-20-42. Pd, 3-18-42. | 1.00 |
| Pro. S. a/c & Discharge | Paid | 6.00 |

Jan. 6, 1942, Petition presented in open Court and filed. St. page 170.

And now, January 6, 1942, upon presentation of the within petition and due consideration thereof, Monday February 2, 1942 at ten o'clock A.M., is fixed for the hearing of this application, and it is directed that ten days written notice thereof be given to the said Mary Stanclift and to the other members of her family residing within the jurisdiction of the Court, by service of a copy of the petition and order on each of them.

(See paper filed.) Per Curiam

Feb. 2, 1942, Proof of service of notice of hearing upon respondent and her next of kin filed.

And now, February 2, 1942 this case came on for hearing, and after hearing the evidence, it is ordered, adjudged and decreed that Mary Stanclift is so mentally defective as to be unable to take care of her property and in consequence thereof is liable to dissipate or lose the same and to become the victim of designing persons; and the Crawford County Trust Company of Meadville, Pa., is hereby appointed Guardian of her estate. Bond required in the sum of $6000.00, to be approved by the Court.

Per Curiam,

(See paper filed) O. Clare Kent, P.J.

Feb. 4, 1942, Bond of Guardian in the sum of $6000.00, approved by the Court and filed. Cert. issued

Feb. 16, 1942, Inventory and Appraisement, amounting to $31,705.25, filed.

Mar. 18, 1942, Final Account of Guardian filed showing balance due estate of $30,461.86. Same day advertisement of notice of filing account given to Tribune Publishing Co., Meadville, Pa., stating that said account will be confirmed nisi on the first Monday of April next, and if no exceptions are filed thereto within ten days of nisi confirmation, said account will be confirmed absolutely.

April 4, 1942, Proof of publication of notice of account filed.

And now, April 16, 1942, no exceptions having been filed to the above account, same is confirmed absolutely.

Paul D. Slayton,
Prothonotary.

# FEBRUARY TERM, 1942

J. E. Jack
112
G. Wayne Altenburg

John L. Stockwell
vs.
Anna Dahms Stockwell
Issued Jany 7, 1942

Tax & writ (paid) $ 3.00
Stff King
John Prather, Const. (Pd). 2.20

Subpoena in Divorce.
And now, January 7, 1942, Subpoena awarded, returnable to the second Monday of February, 1942.
Per Curiam,
O. Clare Kent,
President Judge.

Jan. 23, 1942, G. Wayne Altenburg, Esq., appears for respondent.

Jan. 23, 1942, Subpoena ret'd: John M. Prather, Constable of the City of Titusville, Pa., makes affidavit that he served the subpoena on the respondent, Anna Dahms Stockwell, on Monday, January 19, 1942, at 11:00 A.M., at 324 East Bloss Street, City of Titusville, Crawford County, Pa. by reading the same to her personally and making known to her the contents thereof and handing to her a true and attested copy of the same. John M. Prather.

Jan. 30, 1942, Respondent's answer to libel filed; service accepted by libellant's atty.

Jan. 30, 1942, Petition and Rule for Alimony Pendente Lite and Counsel Fees filed;

Order: And now this 28th day of January, 1942, upon consideration of the foregoing petition, and on motion of G. Wayne Altenburg 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. Per Curiam.
(Service accepted by libellant's atty.)

Stuart A. Culbertson
113

(No refund)
Feby. 9, 1942, Recd. $35.00 costs
P. O. S.
Feby 20-1942
Recd. Master's fee $25.00
Otto A. Stolz
Feb 21, 1942 - 1.40
Stenographic fee Paid
O. F. Griffith Cadder

Cecil C. Knierman
vs
Frances Knierman
Issued Jany 8, 1942

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|---|---|
| Tax & writ (paid) | 3.00 |
| Shff. King (paid) | 3.00 |
| Shff. Mercer Co. (paid) | 6.80 |
| Otto A. Stolz, Master | 25.00 |
| Pro. for Co. 2/10/42 Pd. | 8.60 |
| Atty. | 3.00 |
| Stenog. | 1.40 |

Subpoena in Divorce and for the custody of Genevieve Knierman aged nine years, one of the children of said parties.

And now, January 8, 1942, the within petition presented in open Court, and Subpoena awarded, returnable to the second Monday of February, 1942.

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

Subpoena retd: Alex Elliott, Sheriff of Mercer County, Pa., makes affidavit and return: That on the 16th day of Jany, 1942, at 11:00 A.M. he served the within Subpoena in Divorce on Frances Knierman, respondent, at her place of residence, Leach's Corners, in Hempfield Tp., Mercer County, Pa., by handing a true and attested copy to her personally, and making known to her the contents thereof. So answers Alex Elliott, Sheriff of Mercer County, Pa.

Served the within Subpoena in Divorce upon Frances Knierman, respondent, by deputizing the Sheriff of Mercer County, Pa., as per his return hereto attached. So answers Bert A. King, Sheriff.

And now, Feby. 9, 1942 Otto A. Stolz, Esq., is hereby appointed Master to take testimony in 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. 47.

Feby. 27th, 1942 After due consideration a divorce is decreed as prayed for and the custody of minor child, Genevieve Knierman, is awarded to libellant, Cecil C. Knierman.

Per Curiam
O. Clare Kent P. J.

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 Cecil C. Knierman, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Cecil C. Knierman, the libellant, and the said Frances Knierman, 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, Genevieve Knierman, is awarded to libellant, Cecil C. Knierman.

Per Curiam.

# FEBRUARY TERM, 1942

Charles B. Stegner
114
R. B. Mahany

Ray Vermont Reese
vs.
Arlene L. Reese
Issued Jany 8, 1942

Tax & copy paid 3.00
Stff King - - -
E. J. McDonald, Master 25.00
Pro. fo/Co. 11-2-46 Pd. 10.00
Pro. addl. 12/24/46 Pd. 2.85
Atty, 3.00

Subpoena in Divorce
And now, Jan. 8, 1942 Subpoena awarded, returnable to February Term next.
Per Curiam,
O. Clare Kent, P.J.

Subpoena ret'd: N. C. McCutchen, Constable for the first Ward of Titusville, Pa., makes affidavit that he served the within Subpoena on Arlene L. Reese, at her home, 627 West Spring Street, Titusville, Pa. at 11:30 A.M. January 10, 1942, by showing to him the original Subpoena and making the contents thereof known to him and by leaving with him a true and attested copy thereof.
N. C. McCutchen, Constable.

Feb 5, 1942, Roland B. Mahany, Esq, appears for respondent. (See paper filed)

Feby. 25, 1946, Petition to Amend Libel filed;

Order: And now, this 25th day of February 1946, upon consideration of the foregoing petition and upon motion of Charles B. Stegner, Esq., attorney for Libellant, the Court grants a Rule to show cause why the libel filed in the above entitled case should not be amended as prayed for in the within petition.

Rule returnable the first Monday of April, 1946,
Per Curiam

Mar. 8, 1946 Return on Petition to amend libel filed:

Walter Kolobitz, Police Officer, for the City of Titusville, Pa, makes affidavit that he served a copy of the Petition to Amend the Libel, together with the Order of Court thereon on Arlene L. Reese, at her home, 627 West Spring Street, Titusville, Pa., at 3:15 p.m. March 6, 1946, by leaving with the said Arlene L. Reese the copy of the Petition and Order.

And now April 1, 1946, Edward J. McDonald, Esq., is appointed Master in the above entitled cause, for the purpose of taking testimony and reporting thereon to the Court,
Per Curiam

November 4, 1946, Motion to make Absolute the rule to show cause filed.

And now, Nov. 4" 1946 the within Motion allowed.
Per Curiam, O. Clare Kent P.J.

Nov. 15, 1946, Testimony and Report of Master filed.

November 16, 1946, Affidavit of Non-Military Service of Respondent filed

On Argt. List for Nov. Term, 1946; No. 32.

November 23, 1946, Notice of Filing Master's Report filed. Nov. 15, Service accepted by Charles B. Stegner, Attorney for Libellant and Attorney for the Respondent, Rowland B. Mahany.

Now December 11", 1946, after due consideration a divorce is decreed as prayed for. Per Curiam, O. Clare Kent P.J. -Continued in margin-

4-1-46, Rec'd $35.00 costs, P. D. S.

Nov. 15. 46 — Rec'd Master's fee this date.
E. J. McDonald

Decree: And now to-wit: December 11, A.D. 1946, 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 Ray Vermont Reese, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Ray Vermont Reese, the libellant and the said Arlene L. Reese, 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

Charles B. Stegner
115

John R. Rice
vs.
Sylvia B. Rice
Issued Jany 8, 1942

Tax & writ (paid) 3.00
Shff. King
Herbert E. Varnum, Master 25.00
Pro. for Co. 5/12/42, Pd. 8.60
Atty. 3.00

Subpoena in Divorce.
And now, Jan. 8, 1942, Subpoena awarded, Returnable to February Term next.

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

Subpoena retd: N. C. McCutchen, Constable for the First Ward of Titusville, Pa., makes affidavit that he served the within Subpoena on Sylvia B. Rice, at her home, Room 9, 101-03 S. Franklin St., Titusville, Pa., at 11:45 A.M. January 10, 1942, by showing to him the original Subpoena and making the contents thereof known to him and by leaving with him a true and attested copy thereof. N. C. McCutchen
Constable.

And now, May 11th, 1942, Herbert E. Varnum, Esq., is appointed Master as within moved.

Per Curiam,

May 11, 1942, Rec'd $35.00 costs. P.D.S.

May 25, 1942 Rec'd $25.00 master's fee H.E. Varnum, Atty

June 23, 1942 Rec'd $1.40

Paid
Charles B. Stegner
Atty.

May 23, 1942, Testimony and Report of Master filed,
On Argt. List for May Term, 1942; No. 41.

June 8, 1942 After due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: June 8, 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 John R. Rice, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said John R. Rice, the libellant, and the said Sylvia B. Rice, 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, 1942

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| Charles B. Stegner | Charles McKellie, Jr. by his father and next friend Charles McNellie, Sr., and Charles McKellie, Sr., and Florence A. McNellie, parents, in their own right<br>vs.<br>Linna N. Colbert and John Colbert<br>Entered Jany 8, 1942 | Summons in Trespass, returnable to the first Monday of February, 1942<br>Now, January 5th, 1942 Edward J. McDonald, Esq., appears 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) |
| 116<br>Edward J. McDonald<br><br>Ond now January 23 1942 this case settled & discontinued at cost of def. Chas. B. Stegner atty for pltff | Tax & entry 1-23-42 Paid 2.00<br>Sheff Ring — —<br>Pro. for Co. 1-23-42 Pd. 4.00<br>Atty. 3.00 | January 8, 1942 Petition of Charles McNellie, Sr. father of Charles McNellie, Jr. a minor, with joinders, for authority to settle the claim for $675.00, — $475.00 to be paid to petitioner and $200.00 to be paid to said minor, — presented in open Court and filed.<br>And now, January 8, 1942 upon consideration of the annexed petition, all the parties in interest having joined in the prayer thereof, and that in the opinion of the petitioner, it would be to the best interests of the injured parties that the claim be settled and adjusted, and in accordance with the provisions of the Act of June 10, 1935, P.L. 295, it is ordered and decreed that Charles McKellie, Sr., father of and as guardian for Charles McKellie, Jr., a minor, upon payment of Two Hundred ($200.00) Dollars for said minor, and upon payment to himself of Four hundred and seventy-five ($475.00) Dollars, be and he is hereby authorized to compromise and settle the claim of the said minor and of the said petitioners for damages resulting from permanent injuries sustained by the said minor and his father 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 hereby set forth.<br>And upon payment of said amounts to the said minor Charles McKellie, Jr. and to the petitioner, Charles McKellie Sr, the said defendants, Linna N. Colbert and John Colbert, their heirs, executors and administrators, are released from any and all liability to the said minor, Charles McKellie, Jr. and to Charles McKellie, Sr., and Florence A. McKellie, his wife, parents of the said minor, for damages arising out of the accident described in the said petition. That upon said payments, the petitioner is authorized to discontinue the above stated action of record.<br>(See praecipe filed.)<br>Per Curiam<br>O. Clare Kent, President Judge. |

117

Merchants National Bank & Trust Company
vs.
Sarah E. Trace
Entered Jan 9, 1942
Pro Slayton (paid) $ 2.25
Original costs: (if not paid by def'dt or specified dedent)
Clff 4.00
Atty L Faulkerson 3.00

Prof Sat 15-1943 J.P.

No. 170 February Term, 1937. 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 hundred ninety and 00/100 Dollars, being the amount of debt, interest to Dec 31, 1941, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $290.00
Interest from Dec 31, 1941

T. page 64. Judgment
Paul D. Slayton, Pro

And now May 5, 1942, for value received we hereby release from the lien of this judgment all that certain piece or parcel of land situate in Vernon Twp, Crawford County, Penna, known as the Henry G Buck estate, bounded on the west by Cotton, north by Applegate, East by James Buck, South by Harry S Gilbert and Charles Brown, being the same land this day conveyed by heirs of Henry G Buck to William S. Murray and Marian M. Murray.

Merchants National Bank & Trust Co.
by
John E. Reynolds, Atty in Fact

Oct 11, 1946
Received satisfaction in full of the above Judgment, Debt Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record. Merchants National Bank & Trust Co.
by John W. Tracy atty in fact

Witness: Paul D. Slayton

# FEBRUARY TERM, 1942

F. Joseph Thomas
118

May 12, 1942, Recd $35.50 costs.
P. D. S.

May 22, 1942 Rec'd from Master $25.00
Fee
Master

Elizabeth C. Hager
vs
William Hager
Issued Jany 10, 1942

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|---|---|
| Tax & writ (paid) | $3.00 |
| Sheff King | 4.40 |
| Sheff of Allegheny Co. (paid) | 3.10 |
| Sheff King, alias (paid) | 1.60 |
| Sheff King, proc (pd) | 11.15 |
| Stuart A. Culbertson, Master | 25.00 |
| Pro. for Co. 5-14-42, Pd. | 10.50 |
| Atty. | 3.00 |

Subpoena in Divorce
And now, January 10, 1942 Subpoena awarded, Returnable to the Second Monday of February, 1942.
Per Curiam,
O. Clare Kent,
President Judge

Subpoena returned Feb. 19, 1941:—
(a) After diligent inquiry I was unable to find the Respondent in my bailiwick, and I therefore return this Subpoena in Divorce non est inventus, and further return, see affidavit of deputy above. So ans. Robert J. Corbett
Sheriff, Allegheny County, Pa.
(b) Now, February 9, 1942 Non est inventus, as to William Hager, Respondent, as per the return from the Sheriff of Allegheny County, Pa., hereto attached.
So answers Bert A King, Sheriff.

Feb. 24, 1942 Alias Subpoena in Divorce issued, returnable to first Monday of April next.

Alias Sub. retd: April 6, 1942 Non est inventus as to the within named respondent. So answers Bert A King, Sheff

April 7, 1942 Order issued for publication of proclamation, returnable to next term.

And now, May 11, 1942, 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 said proclamation and proof of publication hereto attached
So answers Bert A King, Sheriff.

And now, May 12, 1942, Stuart A. Culbertson, 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, 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942, No. 47.
May 25, 1942 Affidavit as to non service of resp. in Armed forces of the U.S. filed.
June 8, 1942, After due consideration a divorce is decreed as prayed for and the respondent, William Hager, is ordered to pay the cost of this proceeding.
Per Curiam
O. Clare Kent P.J.

Decree
And now, to-wit: June 8, 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

(Continued on page 702)

John C. Spencer
119

Reba S Wavey
vs.
Roy J. S Wavey
Issued Jany 10, 1942

Tax & writ (paid) $ 3.00
Shff King (paid) 3.10
Shff. of Allegheny Co (pd) 5.40
Raymond C. Miller, Master 25.00
Pro. for Co. 4-27-42. Bd. 8.60
Atty. 3.00

April 25, 1942, Recd. $ 25.00 cash.
P. D. S.

May 23, 1942 Recd $25.00
Weirsyke, Pawkra Slayton
Raymond C. Miller
master

July 6, 1942
Rec'd one and 40/100
Dollars refunder above
case J.C. Spencer

Subpoena in Divorce
And now, Jany 10, 1942 Subpoena awarded, Returnable to February Term, 1942

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

Subpoena returned:- (a) The Sheriff of Allegheny County, makes return: Served the within Subpoena in Divorce on the Respondent personally, on the 15th day of January, 1942, by delivery to him a true and attested copy of same, and making known to Roy J Swavey the contents thereof, as appears from affidavit as above. So ans.

Robert J. Corbett
Sheriff of Allegheny County, Pa.

(b) Served the within Subpoena in Divorce upon Roy J. Swavey, Respondent, by deputizing the Sheriff of Allegheny County, Pa., as per his return hereto attached. So answers, Bert A. King, Sheriff

And now, April 25, 1942, Raymond C. Miller, Esq., is hereby appointed Master to take the testimony of witnesses and make report thereon to the Court in the above entitled case.

Per Curiam

May 23, 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942, No. 67,
June 11, 1942, After due consideration a divorce is decreed as prayed for and the respondent, Roy J. Swavey, is ordered to pay the cost of this proceeding.

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 Reba S Wavey, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Reba S Wavey, the libellant, and the said Roy J. S Wavey, 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, 1942

| | | |
|---|---|---|
| John H Bozic<br>120 | Mary Elizabeth Ollie<br>vs<br>Hassan Ollie<br>Issued Jan 12, 1942<br>Tax & writ (3/19/43) (paid) 3.00<br>Shff King (paid) 8.00 | Subpoena in Divorce<br>And now, January 12, 1942 Subpoena awarded, Returnable to first Monday of March, 1942.<br>Per Curiam<br>O. Clare Kent, P.J.<br>Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 13th day of January, 1942, 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.<br>So answers Bert A. King, Sheriff |

Walter J. McClintock

121

Petition of Commissioners of Crawford County for approval of private sale to Cora A. Steinbaugh, of 70 acres of land in Sparta Township, which was assessed in the name of C. P. Smith, and sold to said Comrs at Treasurer's sale for unpaid taxes in 1939. Entered Jany 12, 1942

Pro. Slayton Paid 1/29/42 5.00

Now, January 12, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of February, 1942 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

(Geo Shafer filed) Per Curiam

Now February 2, 1942 Proof of Publication filed.

And now, February 2, 1942 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, Cora A. Steinbaugh of R. D. #3, 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
President Judge

| | | |
|---|---|---|
| Herbert E. Varnum | James Rodgers, a minor, by Harry Rodgers, and Margaret Rodgers his guardians, and Harry Rodgers and Margaret Rodgers, in their own right | Summons in Trespass; Returnable to first Monday of February next. |
| 122 | vs. | Janry 13, 1942, Statement of claim filed. one copy, certified. |
| J. E. Jack 1/16/42 | R. T. Brenneman and R. E. Leslie | Jan. 16, 1942. J. E. Jack, Esq appears for defendants; and accepts service of the Summons in this case and of a copy of the Statement of claim. (See paper filed & back of Summons) |
| | Issued Janry 13, 1942 | Jan. 16, 1942. Petition to compromise and settle claim, presented in open Court and filed. |
| | Tax & writ (Paid) $2.00 | Order: And now, January 16, 1943, the parties may compromise |
| | Sheriff King | this action upon the terms of the |
| Now, Jan. 16, 1943, this case settled and is continued of record. | Pro. for Co. 1-16-42. Pd. 4.00 | proposed compromise set forth |
| Herbert E. Varnum, Atty. | Atty. 3.00 | in the petition filed by Harry |

Rodgers and Margaret Rodgers.

Harry Rodgers and Margaret Rodgers, guardians of James Rodgers, a minor, are authorized to pay the following counsel fees and expenses for [from] the amount said minor is entitled to receive in this case. Twenty-five ($25.00) dollars to Herbert E Varnum for counsel fee; fifty ($50.00) dollars to Dr. James Brice for medical expenses; and forty ($40.00) dollars to Titusville City Hospital for hospital expenses.

Harry Rodgers and Margaret Rodgers are authorized to receive payment as guardians of the person of James Rodgers, of the sum of one hundred ($100.00) dollars, the balance to which said minor is entitled in this action.

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

(See paper filed)

F. Joseph Thomas

123
Kent & Kent

Stevie Frisina, a minor, by his parents and guardians, Antonio Frisina and Anna Frisina, and Antonio Frisina and Anna Frisina, in their own right

Vs.

Henry L. Catlin, Jr.
Entered Janry 13, 1942

Tax & entry (paid) $2.00
Pro. for Co. 1-29-42. Pd. 4.00
Atty. 3.00

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

And now, January 13, 1942, Messrs. Kent & Kent appear as and for the defendant, waive the issuance of a summons and the service thereof by the Sheriff, with the same force and effect as if the summons had been duly and regularly issued, and fully and regularly served by the Sheriff of Crawford County upon the defendant. (See praecipe.)

Jan. 13, 1942, Petition for Leave to settle claim filed.

Order: And now, January 13, 1942, upon presentation of the foregoing petition, leave is hereby granted to the parties to compromise this action upon the terms of the proposed compromise set forth in the petition, and Antonio Frisina and Anna Frisina, parents and natural guardians of Stevie Frisina, minor are authorized to pay the following expenses from the amount said minor is entitled to receive in this action.

Meadville City Hospital $182.75
Comor Clinic 15.00
Dr. John A. Bailey, M.D. 100.00
Total $297.75

Antonio Frisina and Anna Frisina, parents and natural guardians of said minor, are authorized to receive payment of the sum of One Hundred Three Dollars ($103.00), the balance to which said minor is entitled after payment of expenses, and to sign and execute a release to the defendant, releasing and discharging him from any and all liability, claim or demands, arising out of or by reason of the injuries sustained by said minor.

Per Curiam,
Oldare Kent,
President Judge.

(See paper filed.)

And now January 29, 1942 this case is settled ended and discontinued.

F. Joseph Thomas
Attorney

# FEBRUARY TERM, 1942

George C. Magee, Jr.

124

Feby. 18, 1942, Received of Pro. $10.00 Guardian's fee.
Robert F. Kent.

March 17-1942 - Received 2 Pro. $5.00 Bill fees -
Geo. C. Magee Jr.

Now, March 17-1942, the above entitled action is hereby settled & discontinued of record -
Geo. C. Magee Jr.

Anita Mears, a minor, by Martha Mears, her guardian, and Martha Mears, sole parent, in her own right,

vs.

Joseph Riley and Richard Riley.

Issued Jany 14, 1942.

| | |
|---|---|
| Tax & writ (paid) | $ 2.00 |
| Sheriff King (paid) | 4.80 |
| Robt. F. Kent, Gdn: | 10.00 |
| Pro. for Co. 2-18-42. Pd. | 6.50 |
| " " 2-18-42. Pd. | 1.00 |
| Atty | 3.00 |

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

And now, Feb. 3, 1942, upon petition of deft. Richard Riley, Robert F. Kent, Esq. is appointed Guardian ad litem of the said Richard Riley, a minor, in the above entitled case (See paper filed. Per Curiam.

Copy of order issued.

Of even date, Feb. 9, 1942, Petition for leave to compromise and settle claim of minor, presented and filed.

Now, February 9, 1942, on presentation and consideration of the above and foregoing petition, it is ordered and decreed that Mrs. Martha Mears as sole parent of Anita Mears, a minor, be and she is hereby authorized to compromise and settle for the sum of $750.00, 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 at the number and term therein set forth, and on payment of the said amount by or for the defendant Richard Riley, he the said Richard Riley, by Robert F. Kent, Guardian ad litem, his heirs, executors, administrators, are released from any and all liability to the said minor, Anita Mears, for damages arising out of the accident described in said petition. It is further ordered and decreed that the amount received in settlement shall be disbursed by petitioner as follows: Dr. W.D. Mervine, $100.00; City Hospital, $140.00; Mrs. Martha Mears, $75.00, and Anita Mears, $435.00.

On receipt of the aforesaid amount, petitioner is authorized to discontinue the above stated action of record.

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

(See paper filed.)

Writ returned Feb. 10, 1942. Served the within summons personally upon Joseph Riley, at his residence No. 1144 Market St. City of Meadville, Pa. on Jan. 24, 1942, at 5:10 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 personally upon Richard Riley, by handing to Joseph Riley his father, an adult member of the family, at their residence aforesaid, on Jan. 24, 1942, at 5:10 o'clock P.M. by a true and attested copy thereof, and making contents of same known to him.

So answers Bert A. King, Sheriff.

Continued on page 120

J. Perry Eckels

125

Commonwealth of Pennsylvania, Department of Public Assistance
vs.
William J. Lewis
Issued Jany 15, 1942

| | |
|---|---|
| Tax & writ Not to be 1.50 ad. 4/13/42 | 2.00 |
| Shff. King (Paid) | 7.30 |
| Pro. for Co. 4/13/42 Pd. | 3.00 |
| Atty. | 3.00 |

Summons in Assumpsit Returnable to first Monday of February next.

Jany 15, 1942, Statement of Claim filed. Copy certified.

Mar. 14, 1942, Writ retd: Served the within Summons, together with Copy of Statement of Claim, personally, upon William J. Lewis, at his residence in South Shenango Township, Crawford County, Pa., on January 17, 1942, at 3:50 o'clock P. M., 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, Sheriff.

And now, March 14, 1942, 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 defence, and liquidated at the sum of Seven hundred seven & 20/100 Dollars, with costs of suit.

Debt $707.20

Judgment

Paul D. Slayton, Prothy.

L-114.

September 3, 1942, 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 Township of South Shenango, County of Crawford and State of Pennsylvania bounded and described as follows to-wit: Beginning at the north west corner of the land herein conveyed; thence running east along the Public Highway seven (7) rods and ten (10) feet to a stake; thence south along other land of William J. Lewis eight (8) rods and twelve (12) feet to a stake; thence west along land of James D. Arwin eleven (11) rods and ten and one half (10½) feet to a public road; thence north along said road ten (10) rods and five (5) feet to the place of beginning; containing one-half acre of land be the same more or less, it being a part of the same land that was conveyed from James Edwin Lightner and Anna M. Lightner, his wife, unto William J. Lewis, by deed dated April 15th, 1901, and recorded in the Recorders office of said Crawford County in Deed Book No. 155, page 442.

# FEBRUARY TERM, 1942

J. Perry Eckels

126

No tax.

Jan. 30, 1943. Recvd from Paul D Slayton Pro. $4.25 refund of costs advanced by me.
J. Perry Eckels

Commonwealth of Pennsylvania, Department of Public Assistance

vs

Anson Small & Martha Small

Issued Jany 15, 1942

| | | |
|---|---|---|
| Feb-18-'46 Tax Writ | (2/28/42 #1508 R.) | $ 2.00 |
| Shff King (paid) | | 3.30 |
| Shff. King, alias | | 16.50 |
| Pro. for Cond. by J. P. Eckels. | 12-30-42. | 4.25 |
| Atty. | | 3.00 |

Summons in Assumpsit Returnable to first Monday of February next.

Jany 15, 1942 Statement of claim filed. 2 copies certified.

Writ returned: Now, Feb. 9, 1942 no service as to the within named Anson Small and Martha Small defendants. So ans Bert A. King, Sheriff

July 23, 1942 Alias Summons in Assumpsit issued, returnable to first Monday in August next.

Aug. 18, 1942 Alias summons Ret'd. Served the within Alias Summons, together with Copy of Statement of Claim, personally upon Anson Small, by serving Martha Small, she being an adult member of the family, namely, his wife, at their residence in Troy Township, Crawford County, Pa., on July 28, 1942, at 10:35 o'clock A. M., by handing to her a true and attested copy of the within alias Summons, together with Copy of Statement of Claim and making contents of same known to her.

Also served the within alias Summons, together with Copy of Statement of Claim, personally upon Martha Small, at her residence in Troy Township, Crawford County, Pa., on July 28, 1942, at 10:35 o'clock A. M. by handing to her a true and attested copy of the within alias Summons, together with Copy of Statement of Claim and making contents of same known to her.

So answers,
Bert A. King, Sheriff.

And now, Aug. 18, 1942, on precipe of plaintiff's attorney judgment is hereby entered in favor of the plaintiff and against the defendants for want of an appearance and affidavit of defense and liquidated at the sum of Two hundred fifty-five & 80/100 Dollars, with costs of suit.

Debt $255.80

Judgment

Paul D. Slayton, Prothy.

See page 174.

19

Received satisfaction in full of this ~~debt~~ mortgage, and hereby authorize the Prothonotary to satisfy the same of record.

June 18, 1946

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
Attorney for Plff.

Witness: Paul D. Slayton, Pro.

F. C. Kiebort, Jr
127

June 16, 1942 Rec'd. $35.00 costs
P.D.S

June 29, 1942 Rec'd $25
costs Per from Pro. Slayton
R. C. Miller, Master.

Now, Oct. 26, 1942 recd.
.40 refund on costs
F. C. Kiebort, Jr.

Elwood A. Bradley
vs
Arlene Katherine Bradley
Issued Janry 15, 1942

| | |
|---|---|
| Tax & writ 1/19/1942. Pd. | $ 3.00 |
| Shff. King (paid) | 2.50 |
| Shff. King, alias Pd. | 3.40 |
| Raymond C. Miller, Master | 25.00 |
| Pro. for Co. 6-16-42, Pd, | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce and for custody of Elwood Arthur Bradley, Jr. 3 years of age, child of the parties.

And now, January 15, 1942. Subpoena awarded, returnable first Monday of March next.

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

Subpoena retd March 2, 1942: Non est inventus as to the within named respondent.

So answers Bert A. King, Sheriff.

June 8, 1942, Alias Subpoena in Divorce issued, returnable to first Monday of Aug, 1942.

June 16, 1942, Alias Subpoena retd: Served the within Alias Subpoena in Divorce on the Respondent, personally, on the 8th day of June, 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, June 12, 1942, Raymond C. Miller, Esq., is hereby appointed Master to take testimony in the above entitled divorce and to make report thereon to the Court.

Per Curiam.

June 29, 1942, Testimony and Report of Master filed.

On Argt. List for Sept. Term, 1942; No. 33.

Oct. 2, 1942 Affidavit of non-military service of respondent filed.

Now October 1, 1942 After due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent, P.J.

Decree

And now, to-wit: October 1, 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 Elwood A. Bradley, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Elwood A. Bradley, the libellant, and the said Arlene Katherine Bradley, 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, 1942

F. Joseph Thomas
128
George X Simonetta

Lloyd Hueston
vs.
Kashmer Matusick
Entered Jany 16, 1942

| | |
|---|---|
| Jay Penny (paid) | 1.50 |
| Costs on Trans | 14.80 |
| Pro Slayton | 9.80 |
| Jury-fee | 4.00 |
| Atty | 3.00 |
| Plffs Bill of Costs | 27.70 |

Appeal by Deft. from Judgment of Rollin T. Silverthorn, Justice of the Peace.

Jan. 21, 1942 Affidavit of service filed.

Jan. 26, 1942, Statement of Claim filed; service accepted by Deft's. atty.

Feb. 9, 1942 Affidavit of defense filed. Service accepted by Plff's atty.

On Fall Trial List, 1942 No. 33

Oct. 12, 1942 Continued on application of Deft's atty sick. Per Curiam.

On Winter Trial List, 1943; No. 17,

And now, January 12, 1943. Jury selected and sworn as follows: 1- Carl W Alcorn, 2- Mrs. N. J Umangst, 3- William Laipple, 4- Mrs. Harry Stanley, 5- Mrs. Charles Fails, 6- Grace Battles, 7- Mrs. Mildred A Shellito, 8- Lillian Benedict, 9- J.G. Money, 10- Alton J Bostance, 11- Fred J De Maison, 12- Henry Abel. twelve good and lawful persons, who upon their solemn oaths which they have taken, say, Jany 13, 1943, they find in favor of the plaintiff to the sum of $22.50, with interest from November 1, 1938

M. page 219.

Feb. 1, 1943 Plaintiffs Bill of Costs, $27.70, filed.

129

Springs-First National Bank in Cambridge Springs
vs.
Frank H. Engstrom
Entered Jan. 16, 1942
Pro. Slayton (paid $ 2.25
Plff. on orginal 1.75

Of No. 238 November 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 Seventy Dollars, with interest from Feb. 19, 1942, being the amount of debt and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $670.00
Interest from Feb. 19, 1942
E. page 46 Judgment
Paul D. Slayton, Pro.

April 20, 1943, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.

Springs First Nat'l Bank in Cambridge Springs
By C. C. Edwards Atty 2nd Asst

Witness: Paul D. Slayton

# FEBRUARY TERM, 1942

| | | |
|---|---|---|
| Francis F. McClintock<br>130 | John A. Matava<br>vs.<br>John J. Matava<br>Entered Jan. 17, 1942<br>Pro. Clayton (Paid) 2.25<br>Atty 3.00<br>Original costs:<br>Plff 1.75<br>Atty 3.00 | Of No. 219 Sept. Term, 1936, D.S.B.<br>Amicable Scire Facias sur Judgment<br>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 and seventy-seven and 60/100 Dollars, being the amount of debt, interest to Sept 11, 1936, with costs now due on the original judgment, with all the waivers and conditions contained in in the original judgment note.<br>Debt + 577.60<br>Interest from Sept 11, 1936<br>M page 212 Judgment,<br>Paul D. Clayton, Pro<br>September 22, 1948, This Judgment is Satisfied (see paper filed) |

9-29-48 Paid Francis F. McClintock 6.00 docket fees by Check no. 175.
P.A.S

Francis F. McClintock

131

29-48. Paid Francis F. McClintock $6.00 docket fees by First Nat. Bank Check No. 175. P. D. S.

John A. Matava & Wife
Anna Matava
vs.
John J. Matava
Entered Jan. 17, 1942

Prg. Slayton (Paid) $ 2.25
Atty 3.00
Original costs:
Pltfs 1.75
Atty 3.00

Of No. 220 Sept. Term, 1936, Dkt. B
Amicable Scire Facias on 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 Seven hundred seventy & no/100 Dollars, being the amount of debt, interest to Sept. 10, 1936, with costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $ 770.00
Interest from Sept. 20, 1936

M page 212. Judgment.
Paul D. Slayton, Prd

September 22, 1948, This Judgment is Satisfied (see paper filed)

# FEBRUARY TERM, 1942

| | | |
|---|---|---|
| J. Perry Eckels | Dun and Bradstreet Inc, Pittsburgh, Penna. | Appeal by Deft. from Judgment of S.G. MacTamaghan, Alderman |
| 132 | vs. | |
| F. Joseph Thomas | J.G. Van Horngut, doing business as Crawford Creamery Company, Conneaut Lake, Penna. | Jan. 17, 1942, Proof of notice to Plff of filing appeal, filed. |
| Recd Cols 7.75 | | Jan. 24, 1942, Statement of claim filed, Service accepted by defts. atty. |
| Sept 24, 1942 | | |
| S.G. MacTamaghan | | |
| Alderman | | |
| | Entered Jan. 17, 1942 | |
| | Tax Territory (Frais) | 1.50 |
| | Costs on Trans | 7.75 |
| and now, Sept. 25 1942, this case settled and discontinued of record, | Pro. for J.C. 9/25/42, Pd. | 1.50 |
| | Atty. | 3.00 |
| J. Perry Eckels | | |
| attorney for Plaintiff | | |

Kent & Kent

133

Stanley A. Culbertson

1-28-42. P.D.S.

Raymond W. Foley
vs.
Mrs. Florence Andress
Issued Jan. 19, 1942.

| | |
|---|---|
| Tax & writ (paid) | $ 2.00 |
| Sheff King (paid) | 4.90 |
| Pro. Clayton 9-22-43 Pd. | 1.05 |
| Jury fee 7/27/43. Pd. | 4.00 |
| Atty | 3.00 |
| Pro. to 7-27-43. 9-22-43. Pd. | 3.50 |
| Pro. cert. & sat. 9-22-43. Pd. | .75 |

Summons in Trespass; Returnable to first Monday of February next.
Feb. 25, 1942, Statement of claim filed
Service accepted
Writ returned: Served the within Summons personally upon Mrs. Florence Andress, on January 28, 1942, at 7:15 o'clock P.M. at her residence in Vernon Township, by handing to her a true and attested copy of the within Summons and making contents of same known to her.
So answers Bert A. King, Sheff

April 7, 1942 Affidavit of defense and counter claim filed.
On Fall Trial List, 1942, No. 20.
October 5, 1942, Continued on application of defendant, and marked remanet. Per Curiam.
On Winter Trial List, 1943; No. 2.
Janry 4, 1943. Continued on application of Deft and marked Remanet. Per Curiam.
(See Cert. & motion filed)
On Spring Trial List, 1943; No. 1.
And now, March 1, 1943, Jury selected and sworn as follows:- 1- F. B. Stewart, 2- Wm. S. Walker, 3- Fred Popeney, 4- Mrs. Anna Ebert, 5- Chas. H. Callopy, 6- Eva M. Doutt, 7- Grace Bodamer, 8- Katherine Walsh, 9- Sydney F. De Vore, 10- Freda Karn, 11- Mrs. Margaret Davern, 12- Norman V. Bromley: twelve good and lawful persons who upon their solemn oaths which they have taken, say March 2, 1943 they find in favor of the plaintiff for the sum of Three hundred sixty-seven and 72/100 Dollars. A. p. 95.
March 2, 1943 Defts. point filed.
March 4, 1943 upon motion of defts attorney in open Court, a rule to show cause why judgment non obstante veredicto upon the whole record as to Mrs. Florence Andress, the defendant, is hereby granted, returnable sec. reg. (See paper filed) Per Curiam.
And now, March 4, 1943, a rule is hereby granted in the above case to show cause why a new trial should not be granted, and the Court Stenographer is hereby ordered and directed to transcribe all of the evidence and testimony taken upon the trial of said case and duly certify and file same, so as to becom part of the record; and leave is hereby granted to the defendant, Mrs. Florence Andress, to file additional reasons for a new trial within thirty days after said testimony has been transcribed and filed. Per Curiam (See paper filed)
On Arg. List for May Term, 1943. No. 9.
May 25, 1943. Testimony and Charge of the Court as taken by the Stenographer, i.e. "Transcript of trial" filed.

Continued on page 656.

# FEBRUARY TERM, 1942

F. C. Kiebort, Jr.

134

Now, Feb. 6, 1942 received $3.00 docket fee.
F. C. Kiebort, Jr.

Now. Feb. 6, 1942, received $10.00, Guardian fee.
Robert F. Kent.

Charles A. Huber, a minor, by Lottie M. Cannon, his guardian,
vs.
Byrl E. Braymer
Issued Jan. 20, 1942

| | # |
|---|---|
| Tax & writ 2/6/42 Pl. | 2.00 |
| Shff. King (paid) | 3.40 |
| Robt. F. Kent, Gdn. a. l. | 10.00 |
| Pro. for Co. 2/6/42 Pl. | 6.50 |
| Atty. | 3.00 |

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

Jan. 23, 1942, Petition for appointment of Guardian ad litem filed;

Order: Now, January 23rd, 1942, on presentation and consideration of the foregoing petition Robert F. Kent, Esq. is hereby appointed Guardian ad litem of Byrl E. Braymer in the above stated case,
Per Curiam.

Jan. 27, 1942, Petition to settle minors claim filed;

Order: Now, January 27th, 1942, on presentation and consideration of the above and foregoing petition it is ordered and decreed that Lottie M. Cannon as Guardian of Charles A. Huber, a minor, be and she is hereby authorized to compromise and settle for the sum of $167.50, 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 was brought at the number and term therein set forth, and on payment of said amount by or for the defendant, Byrl E. Braymer, by the said Byrl E. Braymer, by Robert F. Kent, Guardian ad litem, his heirs, executors, administrators are released from any and all liability to the said minor Charles A. Huber for damages arising out of the accident described in said petition. It is further ordered and decreed that the amount received in settlement shall be disbursed by petitioner as follows: Dr. H. Paul Bauer $30.00; Spencer Hospital $56.50; Charles A. Huber for lost wages $56.00, and Charles A. Huber the further sum of $25.00. On receipt of the aforesaid amount petitioner is authorized to discontinue the above stated action of record.
Per Curiam,
O. Clare Kent, P. J.

Writ returned served personally on Deft by the Shff Jan. 20, 1942.
(See writ)
Now, Feb. 6, 1942 the above action is settled and discontinued of record.
F. C. Kiebort Jr.
Atty. for Plaintiff.

J. Perry Eckles

135

Farmers National Bank of Conneautville, Pa.
vs
J. L. Rogers and E. G. Rogers, Defts. and James L. Rogers and Mannie Rogers, his wife, Terre Tenants.
Issued Jan. 20, 1942

| | |
|---|---|
| Pro. Slayton (paid) | 2.25 |
| Sheff. King (paid) | 12.50 |
| Pro. to Co. 9/4/52 Paid | 2.00 |
| Atty. | 3.00 |

Of No. 226 November Term, 1936 D.S.B
Scire Facias to revive and continue the lien of the above judgment, with notice to James L. Rogers and Mannie Rogers, his wife, terre tenants. Returnable to next term.
R pages 118, 112, 146, 146.
Writ returned: Served the within Sci. Fa. upon J. L. Rogers and James L. Rogers, terre tenant on Feb. 3, 1942, at 4:50 o'clock P. M., by handing to Mannie Rogers, an adult member of the family, namely, his wife, at their residence in the township of Spring, Crawford County, Pa., a true and attested copy thereof, and making contents of same known to her.
Also, served the within Sci. Fa. personally upon Mannie Rogers, terre tenant, on Feb. 3, 1942, at 4:5 o'clock P. M., at her residence in the township of Spring, 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 E. G. Rogers, defendant.
So answers Bert A. King, Sheriff.

And now, Sept. 7, 1952 this case is discontinued of record and I direct that the judgment upon which it was issued be marked satisfied of record.
J. Perry Eckles
Attorney for Plaintiff
Test: Paul P. Slayton

# FEBRUARY TERM, 1942

Paul E. Thewes
2-7-44. P.D.&
136

First National Bank of Towanda Lake, Pa.,
vs
Deborah Thomas & Alice L. Thomas
Entered Jan 21, 1942
Pro Slayton (paid) $ 2.25
Original costs: $
Pltff 1.75
Atty, Paul E Thomas 3.00

Of No. 235 November Term, 1936, D.S.B.
Amicable Scire Facias on 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 Twenty-one Hundred and no/100 Dollars, being the amount of debt, interest from January 14, 1943, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $ 2100.00
Interest from Jan. 14, 1942
T. pages 64, 64. Judgment
Paul D. Slayton, Prothy

and now, Feby 7, 1944 this judgment having been paid in full the Prothonotary is directed to satisfy the same of record
Paul E. Thewes
Atty.

Kenneth W. Rice
137

y 14, 1942 Recd $35.50 costs.
P. D. S.

ay 20, 1942 - Received from Prothonotary $25.00 Master's fee
Dickson Andrews

Esther M. Knight
vs
Alexander J. Knight
Issued Jan 22, 1942

| | |
|---|---|
| Tax writ (paid) | 3.00 |
| Sheriff King (fnd) | 1.60 |
| Stff. King, alias (fd) | 1.60 |
| Stff. King, proc. (paid) | 11.15 |
| Dickson Andrews, Master | 25.00 |
| Pro. for Co. 5-15-42. Rd. | 10.50 |
| Atty. | 3.00 |

Subpoena in Divorce
And now, January 22, 1942, Subpoena awarded, Returnable to the first Monday of March next.
Per Curiam
O. Clare Kent P.J.

Subpoena retd: March 2, 1942, Non est inventus as to the within named respondent. So answers
Bert A. King, Sheriff.

March 3, 1942, Alias Subpoena in Divorce issued, returnable to first Monday of April next

Alias Sub retd: Non est inventus as to the within named respondent. So answers Bert A. King, Sheriff.

April 6, 1942. Order issued for publication of proclamation in divorce, returnable to next term.

And now, May 11, 1942, 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 hereto attached. So answers Bert A. King, Sheriff.

And now, May 14, 1942 upon hearing the within motion, Dickson Andrews, Esq., is appointed Master in the above entitled case, to take the testimony, and report thereon to the Court.
Per Curiam.

May 29 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942; No. 66.

May 23, 1942, Affidavit that respondent is not engaged in the military service, filed.

June 10, 1942, After due consideration a divorce is decreed as prayed for and the respondent, Alexander J. Knight, is ordered to pay the cost of this proceeding.
Per Curiam
O. Clare Kent P.J.

Decree

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 Esther M. Knight, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Esther M. Knight, the libellant, and the said Alexander J. Knight, 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, 1942

Thomas & Kibort
138.

Golda J. Lewis
vs
Franklin B. Lewis also
known as Frank B.
Lewis.
Issued Jany. 23, 1942.

Tax & writ 1-28-42. Pd. 3.00
Shff. King (paid) 1.60
Stiff. King, alias (pd) 1.60
Shff. King, proc (pd) 11.15

Subpoena in Divorce.

And now, Jan. 23rd, 1942, subpoena awarded. Returnable to first Monday of March, 1942. Per Curiam,
O. Clare Kent, P. J.

Subpoena retd: March 2, 1942. Non est inventus as to the within named respondent. So answers
Bert A. King, Shff.

March 5, 1942, Alias Subpoena in Divorce issued, returnable to first Monday of April next.

Alias Sub. retd: April 6, 1942. Non est inventus as to the within named respondent. So answers Bert A. King, Shff.

April 9, 1942, Order issued for publication of proclamation, returnable to next term.

And now, May 11, 1942, 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 hereto attached.

So answers, Bert A. King, Sheriff.

| | | |
|---|---|---|
| Charles B. Stegner<br>139 | Titusville Building and Loan Association<br>vs<br>Walter S. Critchlow<br>Ruth K. Critchlow<br>Entered Jany. 23, 1942.<br><br>Pro. Slayton (Paid) $2.25<br>Atty. 3.00<br><br>Original costs:<br>Plff. or Atty. 1.75 | Of No. 249 November Term, 1936. D. S. & C.<br>Amicable Scire Facias Sur Judgment<br>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 Forty-eight Hundred ($4800.00) Dollars, being the amount of debt, interest to January 12, 1942 and costs, now due on the original judgment; with all the waivers and conditions contained in the original judgment note.<br><br>Debt $4800.00<br>Interest from Jan. 12, 1942.<br>Judgment<br>Paul D. Slayton, Prothy. |

C. pages 63 & 81.
Jan. 23, 1947, Sci. Fa. to No. 124 February Term, 1947
Jan. 29, 1947, Am. Sci. Fa. to No. 124 February Term, 1947

# FEBRUARY TERM, 1942

Kenneth W. Rice

140.

F. Joseph Thomas
Jan 28-1942. (a.b.) (c.b.)

Josiah Rickard and
Anita Rickard, his wife,
vs
Edward Brenot
Issued Jan. 26, 1942.

| | |
|---|---|
| Jap & Writ (paid) | $2.00 |
| Shff. King (paid) | 5.50 |
| Pro. for Co. 1-22-44 Pd. | 4.35 |
| Atty. | 3.00 |

Summons in Trespass.
Returnable first Monday of March next.
Writ returned: Served the within Summons personally upon Edward Brenot, at his residence in Randolph Tp, Crawford County Pa on Jany 26, 1942, at 2:20 o'clock P.M. by handing him a true and attested copy thereof, and making contents of same known to him.
So answers Harry B Smith, Deputy Shff
Bert A King, Sheriff.
Aug 31, 1942 Statement of claim filed. Service accepted by Defts Atty.
On Winter Trial List, 1943 No 10
Jan. 4, 1943 Affidavit that Deft. is in the armed forces of the U.S. filed.
Jany 4, 1943 Continued on application of defendant during the duration of the present war, it appearing that defendant is in the service of the United States Army.
Per Curiam

Jan 22, 1944
This case having been settled the Prothonotary is hereby directed to mark the same settled & discontinue the same of record.
Kenneth W Rice
attorney for Plaintiffs.

Kent & Kent

141

Habeas Corpus

1-28-42. P.D.S.

Commonwealth of Pennsylvania, ex rel Nancy Chest and Donna Chest

vs

Halbert Kightlinger and Marie Kightlinger.

Issued Jany. 26, 1942.

Pro. Slayton (paid) $5.00

Shff. King paid 7.00

Habeas Corpus for the custody of Nancy Chest and Donna Chest, nieces of the petitioners Albert Gable and Mary Gable.

Order: And now, January 26, 1942, upon presentation of the within petition and after due consideration thereof, it is ordered that a writ of Habeas Corpus be issued in this case as prayed for and that the same be directed to Halbert Kightlinger and Marie Kightlinger, commanding them to bring before this Court the bodies of Nancy Chest and Donna Chest on the 3' day of February 1942 at 10 o'clock A.M. and show cause, if any they have, why the said Nancy Chest and Donna Chest should not be relieved of the said restraint and why they should not be delivered into the custody of their aunt and uncle, Albert Gable and Mary Gable.

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

Jan. 29, 1942; Writ retd.: Served the within Habeas Corpus for Custody of Children, together with Certified copy of Petition, personally upon Halbert Kightlinger and Marie Kightlinger, on January 26, 1942, at 1:35 o'clock P.M., at their residence in West Mead Township, Crawford County, Pa., by handing to each of them a true and attested copy of the within Habeas Corpus for Custody of Children, together with Certified copy of Petition and making contents of same known to each of them. So answers,

Harry B. Smith, Sheriff.
Bert A. King, Sheriff.

Feb. 9, 1942, Transcript of testimony of hearing in Court, filed.

March 31, 1942, Opinion and order of Court filed.

And now, March 31, 1942, It is ordered that the respondents, Herbert Kightlinger and Marie Kightlinger, deliver the said minor children, Nancy Chest and Donna Chest, into the custody of the petitioners, Albert Gable and Mary Gable, together with any and all articles of clothing and personal belongings which they may now have and possess. The respondents, and all other relatives of said children, are to have the privilege of visiting the children at all reasonable and seasonable times, and are to be treated with respect in the home by the inmates thereof, so long as they conduct themselves properly toward the children and their custodians, and other members of the household. We direct that the record costs be paid by petitioners and that each party to the proceeding pay the fees of their respective witnesses.

Per Curiam,
O. Clare Kent,
President Judge.

(See opinion filed)

142.

James E. Loper and Lucinda Loper, his wife, jointly
vs
F. A. Crawford
Entered Jany. 26, 1942.
Pro. Slayton (Paid) $2.25

Of No. 179 February Term, 1937, App Dock. 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 plaintiffs and against the defendant, for sum of Seven Hundred Ninety Eight and 75/100 Dollars, being the amount of debt, interest to Jan. 19, 1942 and costs, now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $798.75
Interest from Jan. 19, 1942.
Judgment
Paul D. Slayton, Prothy.

Ca. page 89.

March 5, 1943, Received satisfaction in full of the above judgment, debt, interest and costs, and hereby authorize the Prothonotary to satisfy the same of record.
Nellie C. Brown
Mary A. Brown Holder
Executors of the Estate of
Lucinda J. Loper deceased.
Witness: Paul D. Slayton

Mar 16, 1943, Affidavit and suggestion of death of James E. Loper filed. 50¢ paid 3/16/43.

George X. Simonetta
143.

Peter Tapponi
vs
Albina Clemintina
Tapponi.
Issued Jany. 26, 1942.

Tap+writ 1-27-42 Pd. $3.00
Shff. King (paid) 3.40
Dickson Andrews, Master 25.00
Pro. for Co. 4-13-42. Pd. 8.60
Atty. 3.00

Subpoena in Divorce.

And now January 26, 1942 the within petition presented in open Court and Subpoena awarded, returnable to the first Monday of March 1942. Per Curiam,

O. Clare Kent, P.J.

Subpoena returned. Served the within Subpoena in Divorce on the Respondent personally, on the 28th day of January, 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, as above.

So answers Bert A. King, Sheriff.

And now, April 13, 1942 A. Dickson Andrews, Esq., is appointed master in the above entitled case for the purpose of taking testimony and make report thereon to the Court.

Per Curiam.

April 28, 1942 Testimony and Report of Master filed.

On Argt. List for May Term, 1942; No. 22.

May 25, 1942, Affidavit as to non-military service, filed.

Now June 2, 1942, 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. 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 Peter Tapponi be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Peter Tapponi the libellant, and the said Albina Clemintina Tapponi, 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.

W. F 3, 1942, Recd. $33.60 costs.
P. D. S.

Jul 28, 1942 Rec'd of Prothonotary, $25.00 master's fee
A. Dickson Andrews
Master

# FEBRUARY TERM, 1942

| | | |
|---|---|---|
| Dickson Andrews<br><br>144. | Borough of Conneaut Lake, Pennsylvania,<br>vs<br>Cyrus McMichael,<br>owner or reputed owner<br>Issued Jany. 27, 1942.<br><br>Tax & writ paid $2.75 | Of No. 7 Sept. Term, 1925, Mech. Lien Docket<br>Scire Facias sur Lien for Boro grading and paving, filed July 14, 1925, entered in Mechanics Lien Docket No. 6, Returnable within three months from date.<br>Water Street. Mo. page 79<br>Writ returned Feb. 12, 1942.-<br>Feb. 6, 1942, Due service of the within writ is hereby accepted.<br>(S) Cyrus McMichael<br><br>(For satisfaction of the municipal claim on which the above writ was issued see Mechanics Lien Docket at No 7 Sept. Term 1925) |

| | | |
|---|---|---|
| t. Joseph Thomas<br>145 | Helen P. Bastin<br>vs<br>Arthur Bastin<br>Issued Jany. 27, 1942. | Subpoena in Divorce.<br>And now, January 27, 1942, subpoena awarded. Returnable to the first Monday of March next. Per Curiam,<br>O. Clare Kent, P.J. |
| | Jap + Writ (Paid) $3.00<br>Shff. King (Paid) 1.60<br>Shff. King, Alias (Paid) 1.60<br>Shff. King, proc (Paid) 11.15<br>Walter J. McClintock, Master 25.00<br>Pro. for Co. 5/14/42, Pd. 10.50<br>Atty. 3.00 | Subpoena retd: March 2, 1942, Non est inventus as to the within named respondent. So answers<br>Bert A. King, Shff<br>March 7, 1942, Alias Subpoena in Divorce issued, returnable to first Monday of April next<br>Alias Sub. retd: April 6, 1942, Non est inventus as to the within named respondent.<br>So answers Bert A. King, Sheriff |

y 12, 1942, Recd. $35.50 costs. P.D.S.

y 26 " Rec'd $25.00 on account Walter J. McClintock

April 6, 1942 Order issued for publication of proclamation, returnable to next term.

And now, May 12, 1942. 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 hereto attached. So answers Bert A. King, Sheriff.

And now, May 12, 1942, 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.

May 29, 1942, Testimony and Report of Master filed.

On Argt. List for May Term, 1942; No. 28.

May 25, 1942, Affidavit as to 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 and the respondent, Arthur Bastin, 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. 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 Helen P. Bastin, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Helen P. Bastin, the libellant, and the said Arthur Bastin, 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, 1942

George X. Simonetta

146.

Dum. & Ca. Certificate

1-28-42. P.D. $

Robert F. Kent, Gdn. ad litem for deft. Christie

Now, Feb. 27, 1942, received Guardian's fee of $10.00.

Robert F. Kent.

Received $3.00 Docket fee on Record in above case.

George X. Simonetta

Feb 27-1942 Received $4.50 Sheriff costs

Bert A. King Sheriff

now March 22, 1942 I hereby discontinue this case of record

George X. Simonetta

Atty. for Plaintiff

Ora Lee Smock, a minor, by her Guardian Virgil Smock, and Virgil Smock and Gladys Smock, parents, in their own right,

vs.

W. G. Hays and Emerson Christie,

Issued Jany. 27, 1942,

| | |
|---|---|
| Jap & writ 2/27/42, Pd, | 2.00 |
| Shff. King (Paid) | 4.80 |
| Robt. F. Kent, Gdn. a.l. | 10.00 |
| Pro. for Co. 2/27/42, Pd. | 6.50 |
| Atty. | 3.00 |
| Pro. & 3/10/42, Pd. | 1.00 |

Summons in Trespass.

Returnable to second Monday of February 1942.

And now, Feb. 2, 1942, Robert F. Kent Esq. is appointed Guardian ad litem of deft. Emerson Christie a minor, in the above entitled case. (See paper filed)

Feb. 6, 1942, Robert F. Kent, Esq., Guardian ad litem of Emerson Christie, a minor, appears and accepts service.

(See back of petition for Gdn. a.l.)

Writ returned: Served the within Summons personally upon Emerson Christie, on Jany 28, 1942 at 4:20 o'clock P.M., at No. 360 Center Street, City of Meadville, Pa., by handing him a true and attested copy thereof, and making contents of same known to him. Also served the within Summons personally upon W. G. Hays, on Jany 29, 1942, at 1:30 o'clock P.M., at No. 360 Center Street, City of Meadville, Pa., by handing him a true and attested copy thereof, and making contents of same known to him.

So answers Nellie M. Shafer Deputy Shff

Bert A. King Sheriff

Feb. 9, 1942. Petition to compromise and settle minors claim filed

And now, February 9, 1942, on presentation and consideration of the above and foregoing petition, it is ordered and decreed that Virgil Smock, father of and as Guardian of Ora Lee Smock, a minor, be and he is hereby authorized to compromise and settle for the sum of $164.50, the claim of the said minor for damages resulting from personal injuries, and for 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 W. G. Hays and Emerson Christie, they the said W. G. Hays and Emerson Christie, are released from any and all liability to the said minor, Ora Lee Smock, for damages arising out of the accident described in said petition. It is ordered and further decreed that the said sum of $164.50, shall be paid to Virgil Smock, father of Ora Lee Smock, as Guardian for her.

Per Curiam,

O. Clare Kent, P.J.

(See paper filed)

orge X. Simonetta

147
Dunlap Collection
1-28-42. P.D.S.
obt. F. Kent, gdn. ad
litem for deft. Christie

ew, Feb. 27, 1942, received
uardian's fee of $10.00
Robert F. Kent

Received $3.00
docket fee on
Record in above
case
George X. Simonetta
Feb. 27 1942 Received
$80 Sheriff Costs
et. a. King Sheriff

ew March 23, I
ely discontinue
his case of
record.
G. X. Simonetta
Atty for Pltff.

Zana Marsteller, a minor
by C. F. Marsteller, her
Guardian, and C. F. Mar-
steller and Florynce Mar-
steller, parents in their
own right
vs
W. G. Hays and
Emerson Christie.
Issued Jan. 27, 1942.

| | | |
|---|---|---|
| Tax & writ 2/27/42. Pd. | | 2.00 |
| Shff. King (Paid) | | 4.80 |
| Robt. F. Kent, Gdn. a. l. | | 10.00 |
| Pro. for Co. 2/27/42. Pd. | | 6.50 |
| Atty. | | 3.00 |
| Pro. C. 3/10/42. Pd. | | 1.00 |

Summons in Trespass
Returnable to second Monday of February 1942.

And now, Feb. 2, 1942, Robert F. Kent, Esq. is appointed Guardian ad litem of Emerson Christie, a minor one of the defts in the above entitled case. Per curiam (See paper filed)

Feb. 6, 1942, Robert F. Kent, Esq. Guardian ad litem of Emerson Christie, a minor, appears in this case and accepts service. (See back of petition for Guardian, ad litem.)

Writ returned: Served the within summons personally upon Emerson Christie on Jany 28, 1942, at 4:20 o'clock P.M., at No. 360 Center Street, City of Meadville, Pa., by handing him a true and attested copy thereof, and making contents of same known to him. Also, served the within summons personally upon W. G. Hays on Jany 29, 1942, at 1:30 o'clock P.M. at 360 Center St., Meadville, Pa., by handing him a true and attested copy thereof, and making known to him the contents of the same. So ans. Nellie M. Thayer, Dpty Shff.
Bert A. King, Sheriff.

Feb. 9, 1942, Petition to compromise and settle claim of minor filed

And now, February 9, 1942, on presentation and consideration of the above and foregoing petition, it is ordered and decreed that C. F. Marsteller, father of and as guardian of Zanah Marsteller, a minor, be and he is hereby authorized to compromise and settle for the sum of $128.35, the claim of the said minor for damages resulting from personal injuries, and for 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, W. G. Hays and Emerson Christie, they the said W. G. Hays and Emerson Christie are released from any and all liability to the said minor, Zanah Marsteller, for damages arising out of the accident described in said petition.

It is further ordered and decreed that the said sum of $128.35 shall be paid to C. F. Marsteller, father of Zanah Marsteller, as guardian for her.

Per curiam.
O. Edare Kent, P.J.

(See paper filed)

# FEBRUARY TERM, 1942

Thomas & Kiebort

148.

April 6, 1942, Recd $35,00 costs
P.O.S.

April 10th 1942 Received my fees as Master in this case $25.00 J. E. Henretta

June 23 1942, Received of Pro Slayton $1.40 refund of costs.
Fred C. Kiebort

Lela Ruth Fowler
vs
Thomas D. Fowler
Issued Jan 28, 1942.

| | |
|---|---|
| Tax & writ (Paid) | 3.00 |
| Shff. King (paid) | 3.40 |
| J. E. Henretta, Master | 25.00 |
| Pro. for Co. 4/7/42. Cd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce,
And now January 28th, 1942, subpoena awarded. Returnable to first Monday of March, 1942. Per Curiam
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 30th day of January, 1942 by delivering to him a true and attested copy of the same, and making known to him the contents of the same, as appears from affidavit as above. So answers Bert A. King, Sheriff.

And now, April 6, 1942 on presentation of within motion J. E. Henretta, Esq., is hereby appointed Master to take testimony in the above case.

Per Curiam,

April 10, 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942; No. 18.

May 25, 1942, Affidavit of non-military service of resp. filed.

Now June 1, 1942 After due consideration a divorce is decreed as prayed for and the respondent, Thomas D. Fowler, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: June 1, 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 Lela Ruth Fowler be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Lela Ruth Fowler the libellant, and the said Thomas D. Fowler 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.

George J. Barco
149

Elsie Troncone
vs
The Metropolitan Life
Insurance Company
Issued Jany. 29, 1942.

Tax & writ paid $2.00
Shff. King (Paid) 3.40
Pro. Slayton 2/9/42 Paid 1.00
Pro. cert. 3/3/42. Pd. .50
Atty. 3.00

Summons in Assumpsit.
Returnable second Monday of February next.
Writ returned: Served the within Summons upon the Metropolitan Life Insurance Company, the within defendant company, on Feb 5, 1942, at 11 o'clock A. M., by handing a true and attested copy thereof to S. C. Falcon manager of The Metropolitan Life Insurance Company, located on Center Street, in the City of Meadville, Crawford County, Pa, and making contents of same known to him.
So answers Bert A King, Sheriff.

And now, Mar. 2, 1942 the above entitled case is discontinued and marked settled of record
George J Barco
Atty.
Test Mar 2/42
Paul D. Slayton, Pro.

March 9 - 1942, Received of Paul D Slayton, Pro. 3.40 Shff's Costs
Bert A. King, Sheriff

Mar. 2, 1942 Received of Paul D Slayton, Prothy the prepaid costs and docket
George J Barco

# FEBRUARY TERM, 1942

150.

Commonwealth of Pennsylvania ex rel Department of Justice
vs
Audrey Hunt, mentally defective
Entered Jany. 29, 1942.
Pro. Slayton Paid 1/29/42 $5.00

Jany. 29, 1942, Petition of Helen C. Easterwood for commitment of Audrey Hunt, 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 17th day of January 1942 upon consideration of the within application and the exhibits and certificates thereto attached for the commitment of Audrey Hunt to the Laurelton State Village School 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 Audrey Hunt, the person named therein be committed to the Laurelton State Village School 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 Institution District of Crawford County for the payment of the annual cost of clothing for the said patient, payments to be made quarterly to the Commonwealth of Pennsylvania, Department of Revenue.

O. Clare Kent, P. J.

Audrey Hunt was transferred from Laurelton State Village to Polk State School on December 29, 1954 by order of the Department of Welfare.

July 25 1955 Order of Court filed.

Mook, P. J. And now, July 23, 1955 after due consideration it is ordered that said Audrey Hunt be permitted to return to Mrs. Grant Hunt, R. D. #2 Centerville, Pennsylvania (her mother) for a vacation period of one week beginning July 23, 1955 providing this meets with the approval of the Institution and is in accordance with its regulations. The said Audrey Hunt to be returned to Polk State School at the expiration of this period.

Per Curiam
Herbert A. Mook,
President Judge.

Furloughed on Parole 6-23-55

June 20, 1956 Order filed: Mook, P. J. And now, June 20, 1956 after due consideration, it is ordered that Audrey Hunt be permitted to return to her mother Mrs. Eva Hunt, R. D. 2 Centerville, Pennsylvania, for a vacation period beginning at once and ending on September 1, 1956, providing this meets with the approval of the Institution and is in accordance with its regulations. The said Audrey Hunt is to be returned to Polk State School on September 1, 1956

Per Curiam,
Herbert A. Mook
President Judge.

Kent & Kent
151

M. Joseph A. Thomas
2/9/42. P. D. S.

Public Loan Company, Inc.
vs
Anthony Rotkievecz and
Mary Rotkievecz,
Issued Jany. 29, 1942.

Tax & Entry paid $ 2.00
Shff. King (paid) 6.80
Pro. Slayton 12/29/42 d. 5.85
Atty 3.00
Pro. motion 4/7/43. Pd. 1.00

Summons in Assumpsit
Returnable to second Monday of February next.

Jany. 29, 1942, Statement of claim filed; two copies certified.

And now, Feb. 9, 1942, on filing the within affidavit of defendants and on motion of J. Joseph Thomas, attorney for defendants, a rule is hereby granted on the plff. to show cause why it should not give security for costs. Returnable sec. reg. All proceedings to stay meanwhile.
(See paper filed.) Per Curiam.

Same day, Service accepted by plffs. atty.

And now, May 25, 1942, the within rule, by agreement of counsel, is made absolute, and plaintiff ordered to post security for costs, in the sum of $100., within thirty days from this date.
(See back of petition for Rule) Per Curiam.

Writ returned: Served the within Summons, together with copy of Statement of Claim, personally upon Anthony Rotkievecz, on January 30, 1942, at 10:10 o'clock A.M., at the Meadville Malleable Iron Company, Kerrtown, Vernon Tp., Crawford County, Pa., 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 upon Mary Rotkievecz, by serving Anthony Rotkievecz, he being an adult member of the family, namely, her husband on Jan. 30, 1942, at 10:10 o'clock A.M., at the Meadville Malleable Iron Company, Kerrtown, Vernon Tp., 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, Deputy Sheriff.
Bert A. King, Sheriff.

On Fall Trial List, 1942 No. 23 Off. No affidavit of defense filed.

And now, November 13, 1942 upon praecipe of plff's attorneys, judgment is entered in favor of plaintiff and against the defendants for want of an affidavit of defense, and liquidated at the sum of Two hundred seventy and 97/100 Dollars, with interest thereon from Nov. 14, 1942 and costs.

Debt $ 270.97
Int. from Nov. 14, 1942

Judgment
Paul D. Slayton, Pro.

R. page 149.

Fi. Fa. No. 8 Feby. Term, 1943.
April 13, 1943 This judgment is Satisfied (See Fi. Fa. filed)

y 28, 1942, Received from
D. & Kent, Attys. $100.00 being
urity for costs.
Paul D. Slayton, Pro.

c. 7, 1943, Received
rom Prothonotary, $100.—
g security for costs posted.
Kent & Kent
attys. for Plaintiff

ril 7, 1943 Motion for
eturn of Cash posted as
ecurity for Costs filed.
nd now, April 7, 1943
pon presentation and
onsideration of the within
otion, the prayer thereof
llowed and the Prothonotary
irected to make refund of
ash security for costs
rayed for, it appearing
t all costs have been
id.
Per Curiam, O. Clare Kent P.J.

Donald C. Thompson
152.

Hermie Herrick
vs
Eva Herrick
Issued Jany. 29, 1942.

| | | |
|---|---|---|
| Tax & writ | 2/2/42 Paid | $3.00 |
| Shff. King (paid) | | 1.60 |
| Shff. King, alias (pd) | | 1.60 |
| Shff. King, proc. (pd) | | 1.15 |
| Pro. for Co. 5-12-42. Pd. | | 10.50 |
| Kenneth Rice, Master | | 25.00 |
| Atty. | | 3.00 |

May 11, 1942 Recd. $35.50 costs.
P. D. S.

May 21, 1942
Received $25.00 Master's Fee.
Kenneth L. Rice
Master.

Subpoena in Divorce,
And now January 29, 1942 subpoena awarded. Returnable the first Monday of March, 1942. Per Curiam,
O. Clare Kent, P.J.

Subpoena retd: March 2, 1942, Non est inventus as to the within named respondent.
So answers Bert A King, Shff.

March 2, 1942, Alias Subpoena in Divorce issued, returnable to 1st Monday of April next.

Alias Sub. retd: April 6, 1942, Non est inventus as to the within named respondent. So ans. Bert A King, Shff.

April 6, 1942 Order issued for publication of proclamation in divorce, returnable to next term.

And now, May 11, 1942, I--- have made proclamation in the above entitled case according to law, and caused the same to be published in the Lineville Herald, Lineville, Pa. a newspaper printed within my bailiwick, once a week for three successive weeks prior to return day thereof, as per copy of said affidavit and proof of publication hereto attached. So answers Bert A. King, Sheriff.

And now, May 11th, 1942, upon hearing the within motion, Kenneth Rice, Esqr., is appointed Master in the above entitled case, to take the testimony, and report thereon to the Court.
Per Curiam.

May 21, 1942, Testimony and Report of Master filed.
On Drgt. List for May Term, 1942; No. 43.

May 25, 1942, Affidavit that respondent is not in military service filed.

June 8, 1942, After due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: June 8, 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 Hermie Herrick, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Hermie Herrick, the libellant, and the said Eva Herrick, 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.

Paul E Thomas

153

First National Bank of Conneaut Lake, Pa.
vs
Mary Isobel Rankin, also known as Isobal Rankin
Entered Jan 30, 1942.

Pro. Slayton (paid) # 2.25
Atty 3.00

Original costs:
Pltff # 1.75
Atty Paul E Thomas 3.00

Of No 243 November 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 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 5/100 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 # 171.05
Int. from Jan. 14, 1942.

R. page 118.

Judgment
Paul D. Slayton, Pro

# FEBRUARY TERM, 1942

J. A. Boland
154

Kent & Kent for Garn.
(See answers)

4/21/43, received $10.00 fee as attorney for garnishee.
John D. Kent
Kent & Kent

J. Avery Chadwick
vs
Henry F. Ludorf, defendant and Polish National Alliance School Corporation, Inc., of Cambridge Springs, Pa., Garnishee.
Issued Jan. 30, 1942
$
Tax & writ (Atty fee) 2.75
Shff. King (paid) 6.80
Pro. Clayton 4/6/42 @ 2.50
Atty (Rule 3 days) 3.00
Garnishee Atty 10.00
23.05

Of No. 150 February Term, 1941.
Scire Facias against Garnishee in Foreign Attachment.
Returnable to next term.
Writ returned: Served the within Sci. Fa. personally, upon Polish National Alliance School Corporation, Inc., of Cambridge Springs, Pa., by serving John Holsey the Superintendent of said corporation on Feb. 6, 1942, at 2:30 o'clock P. M., at the Polish National Alliance School, in the Borough of Cambridge Springs, Crawford County, Pa., by handing to him a true and attested copy of the within writ, and making known to him
So answers Bert A. King, Sheriff.
March 2, 1942 Interrogories to Garnishee filed and rule to answer, see. reg. Service accepted.
March 23, 1942, Answers to Interrogatories by Garnishee filed.
March Motion for judgment against Garnishee on its answers to interrogatories, filed.
Now, March 23, 1942, motion is allowed, and judgment is entered against garnishee, the Polish National Alliance School Corporation, Inc., in favor of plaintiff and same is liquidated at the sum of Six Hundred ($600.00), being the amount which garnishee admitted it is indebted to defendant.
Per Curiam,
C. Clare Kent, P. J.

(See paper filed)

Debt $600.00
Int. from March 23, 1942
Judgment
Paul D. Clayton, Prothy.

Corp page 78

4/21/43, received of Polish National Alliance School Corporation, Inc., the sum of $600.00 in full satisfaction of judgment against said corporation as garnishee.
J. J. Boland Atty
for Plff

| | | |
|---|---|---|
| 155 | Venire for the First and Second Mondays of March 1942<br>Issued Jan. 31, 1942<br>Pro. Slayton Paid 12/29/42 $2.50 ✓ | Venire to draw from the Jury Wheel the names of seventy (70) qualified persons, and to summon them to come and serve as Jurors for the Court of Common Pleas to be held the weeks beginning the first and second Mondays of March, 1942.<br>Feb. 12, 1942. Venire returned with panel of Jurors attached and Sheriff's return of service. |

# FEBRUARY TERM, 1942

| | | |
|---|---|---|
| Kent & Kent<br><br>156<br>J. Perry Eckels | Betty Ruth Lindsey, a minor, by her natural Guardian, Ada Lindsey,<br>vs.<br>Virgil Foust and Earl Campbell<br>Entered Feb. 2, 1942<br><br>Tax & entry (pd 3/23/42) 2.00<br>Pro. Clayton (pd 3/27/42) 4.00<br>Atty Fd. 3/27/42 2½% Rent 3.00 | Summons in Trespass, Returnable to first Monday of March next.<br>And now, February 2, 1942, J. Perry Eckels, Esq, appears for the defendants, and waives issuance of the summons, and accepts service of the same, as fully and effectually as though a summons had been duly and regularly issued, and personally served by the Sheriff upon the defendants and duly so returned. (See praecipe.)<br>Feb. 2, 1942 Petition for leave to compromise and settle claim presented in open Court and filed.<br>And now, February 2, 1942, upon presentation of the above petition and due consideration thereof, it is ordered and decreed that Ada Lindsey, mother and natural guardian of Betty Ruth Lindsey, a minor, be and she is hereby authorized and empowered to compromise and settle for $249.00 the claim of 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 in said petition set forth, and on payment of said amount by or for the defendants Virgil Foust and Earl Campbell, they the said Virgil Foust and Earl Campbell are released from any and all liability to the said minor Betty Ruth Lindsey, for damages arising out of said accident described in the said petition. It is further ordered and decreed that payment of said amount due the minor shall be made to petitioner, Ada Lindsey, her mother and natural guardian.<br>(See paper filed)<br>Per Curiam<br>O. Clare Kent, P.J. |

Now, March 27, 1942, this action is settled, ended and discontinued of record.
Kent & Kent
Attorneys for Plaintiff.

F. Joseph Thomas

157
Kenneth W. Rice

George Richard Stavey, a minor, by his mother and natural Guardian, Blanche Richards, and Blanche Richards in her own right,
vs.
Evelyne Sweeney
Entered Feb 2, 1942

Tax & entry (paid) 2.00
Pro. Slayton (pd 2/4/42) 4.00
Atty 3.00

Summons in Trespass. Returnable to first Monday of March next.

Now, February 2, 1942, Kenneth W. Rice, Esq. appears as and for the defendant, waives the issuance of a summons and the service thereof by the Sheriff with the same force and effect as if the summons had been duly and regularly issued and fully and regularly served by the Sheriff of Crawford County upon the defendant. (See praecipe.)

Feb. 2, 1942. Petition to settle and compromise claim presented in open Court and filed.

And now Feb 3 1942 this action is settled ended and discontinued
F. Joseph Thomas
attorney

And now February 2, 1940, upon presentation of the foregoing petition, it is ordered and decreed as follows:

(1) The parties may compromise this action upon the terms of the proposed compromise, as set forth in the foregoing petition;

(2) Blanche Richards, mother and natural guardian of George Richard Stavey, a minor, is authorized to pay the following expenses and counsel fees:-

| | |
|---|---|
| Meadville City Hospital | $14.50 |
| Dr. J. H. Bailey | 100.00 |
| Dr. Fred L. Ewing | 17.00 |
| F. Joseph Thomas, attorney | 35.00 |
| Total | $296.50; |

(3) Blanche Richards, mother and natural guardian is authorized to receive payment of the net fund of One Hundred Thirty-five Dollars ($135.00), to which said minor is entitled in this action;

(4) The said minor and Blanche Richards, his mother and natural guardian, are authorized to enter into a receipt and release, releasing the defendant from all liability by reason of or arising out of the injuries sustained to said minor;

(5) Leave is hereby granted to discontinue the action filed on behalf of the said minor.

Per Curiam,
O. Clare Kent,
President Judge.

(See paper filed.)

# FEBRUARY TERM, 1942

| | | |
|---|---|---|
| F. Joseph Thomas<br>158 | Zola M. Furno<br>vs.<br>Carmine J. Furno<br>Issued Feb 2, 1942<br><br>Tax & writ (paid) $3.00<br>Stff. King (paid) 4.85 | Subpoena in Divorce<br>And now, February 2, 1942, Subpoena awarded, Returnable to the first Monday of April 1942.<br>Per Curiam,<br>O. Clare Kent, P.J.<br>Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 18th day of February, 1942, 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.<br>So answers, Bert A. King, Sheriff |

Kenneth W. Rice

159

y 4, 1942, Recd. $35.00 costs.
P.D.S.

eived $25.00 Master's
ee in above case on
May 21, 1942
F. C. Kiebort Jr.
Master.

June 23, 1942
eceived $1.40 refund
on costs -
K. W. Rice atty.

July 6, 1942, Notice
f intention of the
bellant to resume
e use of her maiden
ame of Virginia
ayed Snyder, filed

Virginia S. Sole, a minor, by Rose Snyder, Her Guardian
vs.
William Sole
Issued Feb. 2, 1942

| | |
|---|---|
| Tax & writ (paid) | $3.00 |
| Shff. King (paid) | 4.40 |
| Shff. of Beaver Co. (paid) | 3.50 |
| Fred C. Kiebort, Jr. Master | 25.00 |
| Pro. for Co. 5-5-42. Rd. | 8.60 |
| Atty. | 3.00 |
| | $47.50 |

Subpoena in Divorce
And now, Feby 2, 1942, Subpoena awarded, Returnable to the first Monday of April next.
Per Curiam
O. Clare Kent, P.J.

Subpoena returned: (a) Served the within Subpoena in Divorce on the respondent personally on the 11th day of February, 1942, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appears from affidavit above
So answers Charles J. O'Laughlin,
Sheriff of Beaver County, Pa

(b) Served the within Subpoena in Divorce upon William Sole, Respondent, by deputizing the Sheriff of Beaver County, Pa., as per his return hereto attached
So answers Bert A. King, Sheriff

And now, May 4th, 1942, Fred C. Kiebort, Jr., Esq., is appointed Master to take the testimony in the above entitled case.
Per Curiam

May 21, 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942, No. 37.

May 23, 1942, Affidavit that respondent is not engaged in the military service filed.

Now June 4, 1942 After due consideration a divorce is decreed as prayed for and William Sole, the respondent 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. 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 Virginia S. Sole, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Virginia S. Sole, the libellant, and the said William Sole, 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, 1942

| | | |
|---|---|---|
| Herbert A. Mook<br>160 | Beatrice M. Harvey<br>vs.<br>Lawrence D. Harvey<br>Issued Feb. 2, 1942<br><br>Tax on writ paid 6/19/42 $ 3.00<br>Shff. King (paid) 3.65 | Subpoena in Divorce<br>And now, February 2, 1942, the within petition presented in open Court and Subpoena awarded, returnable to the first Monday of April, 1942.<br>Per Curiam<br>O. Clare Kent,<br>President Judge<br>Subpoena returned: Served the within Subpoena in Divorce on the respondent personally, on the 16th day of February, 1942, 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 Bert A. King, Shff. |

J. Perry Eckels
161
Frank D. Prather, 9/24/42

y 18, 1942, Recd. $33.60 costs.
P.O.S

Dorothy Cupples
vs.
Alexander Cupples
Issued Feb. 2, 1942

| | $ |
|---|---|
| Tax & writ 2/9/41 Pd. | 3.00 |
| Sheriff King (Pd.) | 10.90 |
| John C. Spencer, Master | 25.00 |
| Dra for Co. 5-18-42 Pd. | 8.60 |
| Atty. | 3.00 |
| | 50 50 |

Subpoena in Divorce
And now, February 2, 1942 the within petition presented in open Court, and subpoena awarded, returnable to the first Monday of April, 1942.
Per Curiam,
O. Clare Kent P.J.

Subpoena retd: Served the within Subpoena in Divorce on the Respondent, personally, on the 13th day of February, 1942, 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 18, 1942, John C. Spencer, Esquire is appointed Master to take testimony in the above entitled case and report thereon to the Court.
Per Curiam,

And now, Sept. 24, 1942, Frank D. Prather, Esq., appears for Alexander Cupples, the respondent. (See paper filed)

Same day, Warrant of Attorney for Frank D Prather, Esq. to appear for respondent in this case, filed, with consent of respondent that the case may proceed without stay or delay, notwithstanding his rights under the Soldiers' and Sailors' Civil Act of 1940, being in the military service of the U.S.

Nov. 7, 1942, Testimony and Report of Master filed.
On Argt. List for Nov. Term, 1942; No. 10.

Now, Nov. 30", 1942 After due consideration a divorce is decreed as prayed for and the respondent, Alexander Cupples is ordered to pay the cost of this proceeding.
Per Curiam, O. Clare Kent P.J.

Decree: And now, to-wit: November 30, 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 Dorothy Cupples, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Dorothy Cupples, the libellant, and the said Alexander Cupples, 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.

January 6, 1942
Received of Prothonotary Twenty-five and 00/100 Dollars, Master Fee
John C. Spencer

# FEBRUARY TERM, 1942

| | | |
|---|---|---|
| Kent & Kent | Harry E. Ruckman and Marie Ruckman | Summons in Trespass |
| | vs. | Returnable to first Monday |
| 162 | Reed Roberts and | of March next. |
| | L. N. Roberts, | Writ returned: Now, March 2 1942, |
| | Issued Feb. 4, 1942 | no service as to Reed Roberts and |
| | | L. N. Roberts, defendants |
| | Tax & writ (paid) $2.00 | So answers Bert A. King, Sheriff. |
| | Shff King (paid) 5.50 | |

| | | |
|---|---|---|
| Leland J. Culbertson | Joseph J. Mather and Nina Hewitt vs. Louis N. Eshenbaugh Entered Feb. 4, 1942 | Amicable Action of Ejectment for All that certain parcel of land situate in the Borough of Spring County of Crawford and State of Pennsylvania, it being a house and lot with barn situate on the North side of Pearl Street bounded on the South by said street; on the west by Sigafoos Hall; on the West by Morton Sheldon; and on the East by William Brenneman, - the lot being fifty-six (56) feet by one hundred (100) feet |
| 163 | Tax & Prod. Gd 2/5/42) 3.50<br>Atty 3.00 | |

Feb. 4, 1942 Amicable Action, Confession of judgment in ejectment and copy of Article of Agreement for sale of Land, filed.

And now, February 4, 1942 By virtue of the warrant of attorney contained in the agreement filed, Leland J. Culbertson, Esqr., appears for defendants and confesses judgment in ejectment against him and in favor of the plaintiffs, for the aforesaid premises; with the same effect as if a summons had been duly and returned served by the Sheriff upon the defendant.

E page 61 Judgment Feb. 4, 1942
Paul D. Clayton, Pro.

Hab. Fac. Poss. with clause of Fi. Fa. for costs to No. 52 Feb. Term 1942

# FEBRUARY TERM, 1942

| | | |
|---|---|---|
| Stuart A. Culbertson | Nancy Lee Wilson, a minor by William G. Laipple, her Guardian | Summons in Trespass Returnable to first Monday of March, 1942 |
| 164 | vs. | And now, February 5, 1942, |
| Robert F. Kent | J. F. Magruder | Robert F. Kent, Esq., Attorney for defendant J. F. Magruder in this |
| | Entered Feb. 5, 1942 | case, accepts service with the same force and effect as if the |
| | Tax Pd. (2/6/42) | same had been duly filed, sum- |
| | Pro. for Co. 2/14/42. Pd. 4.00 | mons issued to the Sheriff, and |
| Now Feb. 14, 1942, above case is hereby settled and discontinued at cost of pltff. | Atty. 3.00 | the summons duly served upon defendant by the Sheriff of Crawford County, Penna. (See praecipe.) |

Feb. 9, 1942, Petition to compromise and settle minors claim filed.

And now, February 9, 1942, upon presentation and consideration of the above and foregoing petition, it is ordered and decreed that William G. Laipple, Grandfather and Guardian of Nancy Lee Wilson, a minor, be and is hereby authorized to compromise, and settle the claim for the sum of Twelve hundred Dollars ($1200.00) for damages resulting from personal injuries, and for 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 defendant J. F. Magruder, he the said J. F. Magruder is released from any and all liability to the said minor Nancy Lee Wilson for damages arising out of the accident described in said petition.

It is further ordered and decreed that the said sum of $1200.00 shall be paid to William G. Laipple, the grandfather and guardian of the said Nancy Lee Wilson, a minor, out of which amount the said William G. Laipple, Guardian, shall pay the following mentioned amounts, namely:

| | |
|---|---|
| Dr. Deissler | $50.50 |
| Spencer Hospital | 34.00 |
| Stanton Studio | 2.50 |
| and Stuart A. Culbertson | 300.00, attorney fee |

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

(See paper filed.)

Herbert A. Mook
165
Stuart A. Culbertson

Frances Brotzer
vs.
Charles Mott
Issued Feb. 6, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Sheriff King (paid) | 6.60 |
| Pro. Clayton | 11.55 |
| Jury fee | 4.00 |
| Atty | 3.00 |

Replevin for household goods, utensils and equipment (described in detail in praecipe) of the value of $500.00, Returnable to the first Monday of March, 1942.

Feb. 6, 1942 Narr and affidavit of value filed.

Same day, Bond of plaintiff, with Peerless Casualty Company as surety in the sum of $1,000.00, approved and filed.

Feb. 9, 1942, Defts. counter bond, with V. J. Landers as surety in the sum of $1,000.00, approved by the Sheriff and Prothonotary, filed.

Aug. 17, 1942, Plaintiff's declaration filed; Service of Copy accepted by defendant's attorney.

Sept. 2, 1942 Affidavit of defense filed. Service accepted by Atty.

Writ returned: Replevied as within commanded, Feb. 7, 1942, at 1:55 o'clock P M, all of the within described goods and chattels, and summoned Charles Mott, the within named defendant, by handing to Mrs. E. L. Mott, she being an adult member of the family, namely, his mother, at their residence in Cambridge Township, Crawford County, Pa., a true and attested copy of the within writ, and making known to her the contents thereof. And afterwards, to wit, Feb. 9, 1942, bond filed by Charles Mott, and goods and chattles so replevied were left in the hands and possession of the defendant. So answers Bert A. King, Sheriff.

On Fall Trial List, 1942, No. 41

Oct. 12, 1942, Continued on application of Deft and marked remanet. Per Curiam.

On Winter Trial List, 1943, No. 7,

Jany 4, 1943, Continued on application of deft and marked Remanet. Per Curiam

On Spring Trial List, 1943, No. 2.

And now March 2, 1943, Jury selected and sworn as follows: Reuben Stainbrook, 2- Mrs. Lillian B. Fleming, 3- Mrs. Laura Campbell, 4- Mrs. Daisy Ordween, 5- Carlton A. Young, 6- Robt. Smith, 7- Otto Woodring, 8- N. L. Leonhart, 9- Mrs. Alice Gallagher, 10- Mrs. Jord Cutshall, 11- Peter Coates, 12 Mrs. Rick Sobeck, twelve good and lawful persons who upon their solemn oaths which they have taken, say, March 3, 1943 at 4:30 P M, they find for the defendant for the personal property listed upon the attached list and also listed upon bill of sale presented as Plaintiffs Exhibit A, to be the property of the defendant. List of property, the jury in the case of Frances Brotzer versus Charley Mott find to be the property of the defendant, Charles Mott.

Continued on page 653.

Stuart A Culbertson

166

Thomas F Kiebort

Roscoe Root, a minor by Daniel P Root, his Guardian, and Daniel P Root and Doris J Root, parents in their own right,

vs.

Mae E Tomer, Administratrix of the estate of Lee Edgar Tomer, deceased

Entered Feb. 6, 1942

$

Tax & writ (paid) 2.00

Pro Slayton 3/20/42 Bd. 4.25

Atty 3.00

Summons in Trespass; Returnable to the first Monday of March, 1942.

Now, Feb. 6, 1942, Thomas F Kiebort Esqr., appear for the defendant, and accept service of this summons on her behalf, with the same force and effect as though the same had been duly and regularly served by the Sheriff. (See praecipe.)

March 2, 1942, Petition to compromise and settle claim presented and filed.

And now, 2d of March, 1942, on presentation and consideration of the above and foregoing petition, It is ordered and decreed, that Daniel P. Root, father and as guardian of Roscoe Root, a minor, be and is hereby authorized to compromise and settle the above mentioned claim for the sum of Seven Hundred Seventy-six and 25/100 Dollars ($776.25), the claim of the said minor for damages resulting from personal injuries, and for recovery of which an action has been brought at the number and term therein set forth, and on payment of said amount as represented by the payment of the following sums:

| | |
|---|---|
| Dr John H Bailey | $ 85.00 |
| Byham Funeral Home, for ambulance service | 2.50 |
| City Hospital | 165.25 |
| Hazel Bevchat for nursing | 50.00 |
| Golda Mitchell for nursing | 105.00 |
| Margaret Fye, for nursing | 85.00 |
| Dr. Fred Ewing | 5.00 |
| Dr. Robert Hogan, dental work | 55.00 |
| Daniel P Root for damage to clothes and shoes | 23.50 |
| | $576.25 |

and said defendants Mae E Tomer, administratrix of and Lee Edgar Tomer, is released from any and all liability to said minor, Roscoe Root, for damages arising out of the accident described in said petition. It is further ordered and decreed that the said sum of $150.00 over and above said expenses, shall be paid to Daniel P. Root, father of Roscoe Root and as guardian for him, and $50.00 to the said Daniel P. Root in his own right.

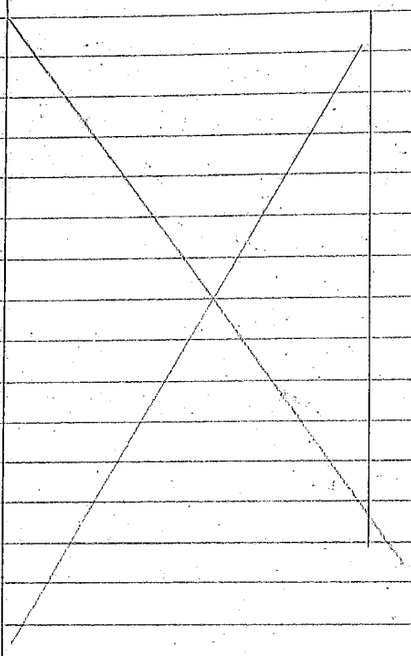
(See paper filed)

Per Curiam,
O Clare Kent, P.J.

And now March 14th 1942 this action is settled and discontinued by Stuart A Culbertson Atty for Pltff

And now March 25, 1942 I hereby certify that I received from Mae E Tomer $85.00 as Costs. Stuart A Culbertson Atty for Pltff

| | | |
|---|---|---|
| Thomas & Kiebort<br>167<br>vs<br>Joseph Thomas | S. G. Miller<br>vs<br>Ann A. Granat<br>Entered Feb. 6, 1942<br><br>Tax & entry (paid) $ 1.50<br>Costs on Trans. (Pltff paid) 7.00<br>Pro. for Co. (pd 5/8/42, Dft pd) 1.75<br>Atty. 3/3/43, Pd 3.00<br>Pro. Blayton since 5.20 | Appeal by defendant from judgment of S. G. Whetzel Alderman Feb. 12, 1942, Proof service of notice to Pltff of filing appeal filed.<br>And now, April 15, 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.<br>Judgment of Non. Pros.<br>Paul P. Blayton, Prothy.<br>M. J. 214.<br>Now, May 4, 1942, On motion in open Court, with consent of defendants counsel annexed, the judgment of non pros. entered in the above entitled case is hereby set aside and stricken from the record, and pltiintiff is permitted to proceed with his action. Per Curiam (See paper files)<br>Aug. 12, 1942, Statement of claim filed. Service accepted.<br>On Winter Trial List, 1943; No. 8.<br>Janu 6, 1943, Continued by agreement of counsel. Per Curiam. (See motion filed)<br>On Spring Trial List, 1943; No. 9. "March 4, 1942 Settled"<br>Mar. 8-1943, this case settled and discontinued of record.<br>Thomas & Kiebort<br>By Fred C. Kiebort |



Herbert A. Mook
1

Ida Denham
vs.
Andrew W. Denham
Issued Feb. 9, 1942

Subpoena in Divorce and for custody of minor children of the parties, to wit, Grace aged 17 years, Mildred aged 15 years and Velma aged 8 years.

Tax & writ 6/1942. Paid $3.00
Stff King (paid) 1.60
Stff King, alias (Pd.) 11.81
J. E. Henretta, Master 25.00
Pro. for Co. 8-14-42, Pd. 9.60
Atty. 3.00
8-3-42 1cc

And now, February 9, 1942, the within petition presented in open Court and subpoena awarded, returnable to the first Monday of April, 1942.

Per Curiam
O. Clare Kent, P.J.

Subpoena retd April 6, 1942, Non est inventus as to the within named respondent.

So answers Bert A. King, Sheriff

June 22, 1942 Alias Subpoena in Divorce issued, returnable to first Monday of August next.

Aug. 14, 1942, Recd. #35.00 costs P.P.S.

Alias Subpoena retd., Aug. 14, 1942. Served the within Alias Subpoena in Divorce on the Respondent, personally, on the 21st day of July, 1942, 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

Aug. 28, 1942, Rec'd my fee $25.00 as Master in this case.
J. E. Henretta, Master

And now, August 3, 1942, J. E. Henretta, Esquire is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court.

Per Curiam,

Aug. 28, 1942 Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942; No. 36.
Oct. 16, 1942, Affidavit as to non-military service of Respondent filed.

Now October 1, 1942 After due consideration a divorce is decreed as prayed for and the respondent, Andrew W. Denham, is ordered to pay the cost of this proceeding; and the custody of minor children Grace, Mildred and Velma Denham, is awarded to libellant, Ida Denham.

Per Curiam
O. Clare Kent P.J.

Oct 26, 1942 - Rec'd of Paul D. Slayton $40/100 in full Herbert A. Mook atty

Decree: And now, to-wit: October 1, 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 Ida Denham, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Ida Denham, the libellant, and the said Andrew W. Denham, 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 Grace, Mildred and Velma Denham, is awarded to libellant, Ida Denham.

Per Curiam.

# MAY TERM, 1942

J. Perry Eckels
2

Lillian Seward
vs
Fredrick Seward
Issued Feb 9, 1942

| | |
|---|---|
| Jay & court (paid) | $ 3.00 |
| Shff. King (Bd.) | 8.10 |
| J.E. Bossard, Master | 25.00 |
| Pro. fo/Co. 5-20-42 Bd. | 8.60 |
| Atty. | 3.00 |

May 19th, 1942 Rec'd $35.00 costs
P. D. S.

May 25th 1942 Received from Paul H. Slayton Pro. #25.00 being my Masters fee in the within case.
Jeff. E. Bossard.
Master.

June 24 1942 Receive $1.40 refund of costs
J. Perry Eckels

Subpoena in Divorce

And now, February 2, 1942, the within petition presented in open Court, and subpoena awarded, returnable to the first Monday of April, 1942.

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

Subpoena ret'd.: Served the within Subpoena in Divorce on the Respondent, personally, on the 13th day of February, 1942, 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 19th, 1942 Jeff E. Bossard, Esquire is appointed Master to take testimony in the above entitled case and report thereon to the Court.

Per Curiam.

May 23, 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942, No. 55.
May 25, 1942 affidavit of non military service of resp. filed
June 9, 1942, After due consideration a divorce is decreed as prayed for and the respondent, Fredrick Seward, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit; June 9, 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 Lillian Seward, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Lillian Seward, the libellant, and the said Fredrick Seward, 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 | Petition of James Carlyle Haddock for change of name to James Carlyle Field Entered Feb. 9, 1942 | Feby 9, 1942, Petition presented in open Court and filed. And now, February 9, 1942, upon consideration of the foregoing, hearing on said petition is hereby fixed for May 4, 1942, 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. Per Curiam, (See petition filed) O. Clare Kent, P.J. |
| 3. | Pro. Slayton 6/3/42 Pd. $5.00<br>Enterprise News, advt. 4.50<br>Cochranton Times | |

May 4, 1942. Proofs of publication of notice in The Enterprise News, Cam. Spr., and The Cochranton Times, Certificates of Prothonotary and Recorder that there are no liens in their offices against petitioner, filed.

Decree

And now, May 4, 1942, 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 James Carlyle Haddock shall be changed to James Carlyle Field.

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

(See paper filed)

May 4, 1942 Certified copy of decree issued.

# MAY TERM, 1942

J. Ver. Judgt. 11-6-46 P.D.S.
Kent + Kent 4-17-46 P.D.S.
John A. Bozic
4

L. B. Lamb
vs.
E. R. McMillin,
E. R. Copeland,
S. M. Copeland otherwise known as
Sara M. Copeland
Issued Feb. 12, 1942

| | # |
|---|---|
| Jay & writ (paid) | 2.00 |
| Shff. King (paid) | 9.90 |
| Pro. for Co. 4/6/42. Cd. | 3.00 |
| Atty. | 3.00 |

Received $3.00 of Dock-0 Fee John A. Bozic

Summons in Assumpsit, Returnable to the first Monday of March, 1942.

Feb. 12, 1942, Statement of claim filed. 3 copies certified.

Writ returned: Served the within Summons, together with copy of Statement of claim personally upon E. R. McMullin on Feby 20, 1942 at 4:55 o'clock P.M., at No. 279 Walnut Street, City of Meadville, Crawford County, Pa., by handing to him a true 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 of Claim personally upon E. R. Copeland on Feby 21, 1942, at 4:50 o'clock P.M., at No. 249 South Street, City of Meadville, Crawford County, Pa., by handing to his wife, Sara M. Copeland, an adult member of the family, 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, upon S. M. Copeland, otherwise known as Sara M. Copeland, on Feby 21, 1942, at 4:30 o'clock P.M., at No. 249 South Street, City of Meadville, Crawford County, Pa., 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 Bert A. King, Sheriff.

And now, April 4, 1942, on motion of plaintiff's attorney judgment is hereby entered against the defendants and in favor of the plaintiff for want of an affidavit of defense and liquidated at the sum of Seven hundred thirty-four & No/100 Dollars, with costs of suit.

| | |
|---|---|
| Debt | $734.00 |
| Interest from April 7, 1942 on | $200.00 |
| Interest from March 26, 1942 on | $506.00 |

Judgment
Paul D. Slayton, Prothy.

Mc. p. 63; Co. p. 108.
Nov. 6, 1946, Sci. Fa. to No. 127 Nov. Term, 1946.

John H. Bozic
5

May 4, 1942 Recd. $35.00 costs,
O. D. S.

May 14, 1942. Recd $25.00
Master's fee.
Otto A. Stolz

1/23/42 Received $1.40 from Paul Slaughter.
John H. Bozic

Alvin L. Lynch
vs.
Vera R. Lynch
Issued Feb. 12, 1942

| | $ |
|---|---|
| Tax & writ (paid) | 3.00 |
| Shff King (Paid) | 12.00 |
| Otto A. Stolz, Master | 25.00 |
| Pro. for Co. 5-5-42. Bd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce
And now, February 12, 1942, Subpoena awarded, returnable to the first Monday of April, 1942.

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

Subpoena returned: Served the within Subpoena in Divorce on the Respondent, personally, on the 11th day of March, 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, May 4, 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 14, 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942, No. 24,

May 25, 1942, Affidavit of non service of respondent in the armed forces of the U.S., filed.

Now June 2, 1942, 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. 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 Alvin L. Lynch, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Alvin L. Lynch, the libellant, and the said Vera R. Lynch, 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 A. Culbertson<br>6 | J. E. Graham & Son<br>vs.<br>William G. Smith<br>Executor of the<br>Estate of Emma<br>A. Smock deceased<br>Issued Feb. 13, 1942<br><br>Tax & writ fpd 2/24/42 2.25<br>Sheriff King (paid) 3.40<br>Disc. Paid 4-18-45 1.00<br>Atty. 3.00 | Summons in Assumpsit<br>Returnable to the first Monday of March, 1942<br>Sm. fp. 148 845.<br>Writ returned: Served the within Summons personally upon William G. Smith, Executor of the estate of Emma A. Smock, deceased, on Feb. 23, 1942, at 5 o'clock P.M., at No. 270 Chestnut 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.<br>So answers Bert A. King, Sheriff. |

And now April 18, 1945 this case settled and discontinued of record.

Stuart A. Culbertson
Atty. for Pltff.

7

Mrs. Etta Richardson
vs.
J. A. Klipple
Entered Feb. 14, 1942

Pro. Slayton (paid) $ 2.25
Plff on original 1.75

Of No. 224 February Term, 1937. 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 Four hundred and no/100 Dollars, being the amount of debt, interest to March 1, 1938, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $ 400.00
Int. from March 1, 1938.
Judgment
Paul D. Slayton, Pro

K. page 91.

August 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.

Estella R. Richardson
Mrs Etta Richardson
Witness: Paul D. Slayton

# MAY TERM, 1942

Kent & Kent
8

William H. Jones
vs
Joseph A. ~~Kuss~~ Kuss
Issued Feb. 16, 1942

Summons in Trespass,
Returnable to first Monday of
March, 1942.
Feb. 16, 1942 Statement of claim
filed. 1 copy certified.

Jay & writ (paid) 2.00
Shff. King (paid) 2.90
Shff. Venango Co. (pd) 4.00
Shff. King, alias (pd) 3.40
Pro. Motion & alias 6-25-42. Pd. 2.50
Shff. Venango Co. (paid) 6.00
Pro. for Co. 10/2/42. Pd. 2.00
Atty. 3.00

Writ returned:-
Now, March 2, 1942, Nihil habet as to Joseph Kusz, the within named defendant.
So answers, Bert A. King, Sheriff
And now, May 14, 1942, On motion in open Court, the caption of the above case is amended so that the defendant to name shall read Joseph A. Kuss, the said Joseph Kusz and Joseph A. Kuss being one and the same person. Per Curiam. (See paper filed)
May 14, 1942, Alias Summons in Trespass issued, returnable to first Monday of June next.
Alias Summons retd: Served Joseph A Kusz (Kuss) the within named deft by handing May 27, 1942, at 3:1 P.M a true and attested copy of the same to Barbara Kuss (Kuss), his mother and an adult member of said defendants family, at RD#4 Titusville [in] Venango County, Pa., the dwelling house of said deft. and reading and making known to her the contents thereof.
So answers James C Marshall
Sheriff Venango County, Pa.

And now, Oct. 14, 1942, the above case is hereby settled and discontinued.
Kent & Kent
by Robert F. Kent
Atty. for Plaintiff.

Kent & Kent
9

Mary E Stitt
vs
Mont Stitt
Issued Feb 17, 1942

| | # |
|---|---|
| Tax & writ (paid) | 3.00 |
| Shff. King (paid) | 3.40 |
| Raymond C. Miller, Master | 25.00 |
| Pro. for Co. 5-5-42 Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce
And now, February 17, 1942, the within petition presented in open Court, and subpoena awarded, returnable to the first Monday of April, 1942.

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

Subpoena returned. Served the within Subpoena in Divorce on the Respondent, personally, on the 21st day of March, 1942, 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 5, 1942 Raymond C. Miller, Esq., is appointed Master to take the testimony in this case.

Per Curiam.

May 5, 1942, Rec'd $33.60 costs
P. B. S.

May 23, 1942 Rec'd $25
master's fee from Pro Slayton
Raymond C. Miller
master

May 23, 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942; No. 57.
May 26, 1942 Affidavit of non-service of respondent in armed forces of U. S. filed.

June 9, 1942, after due consideration a divorce is decreed as prayed for and the respondent, Mont Stitt, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: June 9, 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 Mary E. Stitt, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Mary E. Stitt, the libellant, and the said Mont Stitt, 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.

George X. Simonetta

1.0

April 18, 1942, Rec'd $23.60 costs P.D.S.

4/23/42 Rec'd $25.00 In interest for John H. Bozie

Raymond Francis Forbes

vs.

Ruth B. Forbes

Issued Feb. 17, 1942

| | |
|---|---|
| Tax & writ (paid) | 3.00 |
| Shff. King | 3.40 |
| John H. Bozie, Master | 25.00 |
| Bro. for Co. 4-18-42 Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce

And now, February 17, 1942 the within petition presented in open Court and Subpoena awarded, returnable to the first Monday of April, 1942 Per Curiam O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the respondent personally, on the 19th day of February, 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 as above So answers Bert A. King, Sheriff

And now April 17, 1942 John H. Bozie, Esq., is appointed Master to take testimony and report thereon to the Court Per Curiam

(See paper filed) Cert. issued

April 23, 1942, Testimony and Report of Master filed.

On Argt. List for May Term, 1942; No. 20.

May 25, 1942, Affidavit of non military service of resp. filed

Now June 2nd, 1942 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. 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 Raymond Francis Forbes be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Raymond Francis Forbes the libellant, and the said Ruth B. Forbes 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.

J. E. Bossard
vs
R. B. Mahany
Withdrawn May 13/42

y 11, 1942, Recd. $35.00 costs.
P. D. S.

une 25th 1942.
Recd from Paul H.
Leyton #1.15 being
fund on advance
sts in this case
J. E. Bossard,
Atty for Libellant

Kathryn Moyer
vs
Carl J. Moyer
Issued Feb. 18, 1942

| | | |
|---|---|---|
| Tax writ 3-17-42, Pd, | | 3.00 |
| Stiff King (paid) | | 11.90 |
| Leland J. Culbertson, Master | Rec'd 5-23-42 | 25.00 |
| Pro. for Co. 5/12/42, Pd, | | 8.85 |
| Atty | | 3.00 |
| | | 41.75 |

Subpoena in Divorce

And now, February 18, 1942, Subpoena awarded, Returnable to the first Monday of April, 1942.

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

And now, March 16, 1942, R. B. Mahany Esq., appears for Carl J. Moyer, the respondent. (See paper filed)

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 13th day of March 1942, by delivering to him a true and attested copy of the same, and making known to him the contents thereof. So and Bert A. King, Shff.

And now, May 11, 1942, Leland J. Culbertson, Esq., is hereby appointed Master in Divorce in the above entitled case,

Per Curiam

And now, May 13, 1942, leave is hereby given Rowland B. Mahany Esq., Attorney for respondent, to withdraw his appearance in this case. Per Curiam. (See paper filed)

May 22, 1942, Testimony and Report of Master filed.

On Argt. List for May Term, 1942; No. 52.

May 25, 1942, Affidavit of non-military service of resp filed.

June 8, 1942, After due consideration a divorce is decreed as prayed for and the respondent, Carl J. Moyer, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: June 8, 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 Kathryn Moyer, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Kathryn Moyer, the libellant, and the said Carl J. Moyer, 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 A Culbertson
12

Eleanor L Ohl
vs
De Mara G Ohl
Issued Feb 19, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Shff. King (Pd.) | 3.40 |
| Fred C. Kiebort, Jr. Master | 25.00 |
| Pro for Co. 4-13-42. Pd. | 8.60 |
| Atty. | 3.00 |

April 10, 1942, Recd. $35.00 costs. P.D.S.

Subpoena in Divorce and for the custody of two children of the parties, to wit, Sandra Lee Ohl aged three and one half years, and Diane Ohl aged eight weeks.

And now, Feby 18th, 1942, The within petition presented in open Court and Subpoena awarded, returnable to the first Monday of April, 1942

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

April 11, 1942, Subpoena retd: Served the within Subpoena in Divorce on the Respondent, personally, on the 14th day of March, 1942, 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.

May 16, 1942 Received $25.00 Master's Fee in above case.
F. C. Kiebort Jr.
Master.

And now June 23, 1942 rec'd of Pro Prothy $1.40 refund in court
Stuart A Culbertson
Atty for Libellant

And now, April 10, 1942 Fred C. Kiebort, Jr. Esq., is hereby appointed Master to take the testimony in the above entitled case and make report to the court.

Per Curiam,

May 16, 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942, No. 27.

May 25, 1942, Affidavit as to 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, De Mara G. Ohl, is ordered to pay the cost of this proceeding, and the custody of minor children, Sandra Lee and Diane Ohl, is awarded to libellant, Eleanor L. Ohl.

Per Curiam
O. Clare Kent P.J.

Oct. 31, 1942 The libellant elects to resume her maiden name of Eleanor L. Johnson (See paper filed)

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 Eleanor L. Ohl, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Eleanor L. Ohl, the libellant and the said De Mara G. Ohl, 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, Sandra Lee and Diane Ohl, is awarded to libellant, Eleanor L. Ohl.

Per Curiam.

13

Melinda A Alexander and Sidney B. Elston, Executors of L. L. Alexander, deceased,
vs
R. E. Elston
Entered Feby 19, 1942
1.75 Paid 2-19-42 ✓
.50 " 2-23-42 ✓
Pro Slayton 225

Of No. 26 May Term, 1927 App Doc
Amicable Scire Facias sur Judgment

It is agreed That an Amicable Action to revive the above stated judgment be entered with the same effect as if a writ of Scire Facias had been regularly issued therein and duly returned served personally on the defendant; and the defendant confesses judgment of revival herein in favor of the plaintiff against the defendant, for the sum of Four hundred sixty-four Dollars ($464.00) with interest from Feb. 23, 1937, and such collection fees as may be provided in the original; and with all the waivers and conditions contained in instrument on which original judgment was entered.

Debt $464.00
Interest from Feb. 23, 1937.
Judgment
Paul D. Slayton, Pro.

E pags 33.

14

First National Bank of Meadville, Pa.
vs
Jessie E. Boynton
Entered Feb. 21, 1942

Pro Slayton 2/23/42 Paid # 225
P.F.C. on original 1.75

J

Feb. 19, 1959 ... Received satisfaction in full of the above Judgement, Debt Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record. First National Bank of Meadville Pa. by [illegible] ally in fact.
Witness: Paul D. Slayton

Of No 221 February Term, 1937, 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 Forty-four hundred and 46/100 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 $4400.46
Int. from Feb. 1, 1942

Bo. page 155

Judgment
Paul D. Slayton, Pro.

| | | |
|---|---|---|
| Joseph Thomas<br><br>15 | Otto C Woerter, successor, Receiver of City State Bank of Chicago<br>vs.<br>Kersey M. Woodard<br>Issued Feb 21, 1942<br><br>Tax & writ (paid) $ 2.00<br>Shff. King (Pd) 9.90<br>Pro. for Co. 5/8/42, Pd. 3.00<br>atty 3.00<br>Assgnts & Exemp 11-3-55, Paid 18.00 | Summons in Assumpsit, Returnable to first Monday of April next<br>Feb. 21, 1942 Statement of claim filed.<br>April 8, 1942 Summons returned: Served the within Summons, together with Copy of Statement of Claim, personally, upon Kersey M. Woodard, on February 26, 1942, at 2:30 o'clock P. M., at his residence in North Shenango Township, 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,<br>Bert A. King, Sheriff.<br>And now, April 8, 1942, on praecipe of plaintiff's attorney judgment is hereby entered against the defendant and in favor of the plaintiff for want of an affidavit of defense and liquidated at the sum of Seventeen thousand twenty five and 66/100 Dollars, with costs of suit.<br>Debt $17,025.66<br>Interest from April 7, 1942<br>Judgment<br>Paul D. Slayton,<br>Prothonotary.<br>No. pp. 31.<br>Fi. Fa. No. 19 May Term, 1943.<br>Nov. 2, 1955, This judgment assigned to United Mercantile Agencies, Inc., United Building, Louisville, Kentucky. (See paper filed.)<br>Nov. 2, 1955, This judgment assigned to R. L. Feltinton, 220 South State Street, Chicago 4, Illinois. (See paper filed.) |

# MAY TERM, 1942

| | | |
|---|---|---|
| J. Berry Eckels (See Statement of claim)<br><br>16.<br>Stuart A. Culbertson (See aff. of defense) | The Atco Company, Madison, Wisconsin,<br>vs.<br>Fred J Donovan, Centerville Pa,<br>Entered Feb 23, 1942<br><br>Tax (entry (paid) $ 1.50<br>Costs on Trans 12.75 | Appeal by Deft. from Judgment of S.G. MacFarlaghan, Alderman April 3, 1942, Statement of claim filed April 18, 1942, Affidavit of defense filed. Service accepted by Plffs Atty.<br>On Winter Trial List, 1943, No. 22.<br>Jany 4, 1943 Continued on agreement of counsel. Per Curiam.<br>On Fall Trial List, 1944, No. 15<br>Oct. 2, 1944 Motion for continuance filed<br>Order: and now, October 2, 1944 the above case is continued during duration of the war and ninety days thereafter.<br>Per Curiam.<br>Oct. 2, 1944, Continued<br>On Spring Trial List, 1946, No. 25<br>March 11, 1946, Continued on application of Plff. Per Curiam. |

Peters & Brother
17
F. C. Kiebort, Jr.
3/30/42. P. D. S.

y 4, 1942, Rec'd $33.60 costs.
P. D. S.

ay 21, 1942 Rec'd
Prothonotary
25.00 Master's fee
Dickson Andrews

Mary Louise Seal
vs.
Harry Clayton Seal
Issued Feb. 23, 1942

| | |
|---|---|
| Tax & writ (paid) | 3.00 |
| Shff. King | --- |
| Dickson Andrews, Master | 25.00 |
| Pro. for Co. 5-5-42. P. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce

And now, February 23, 1942, Subpoena awarded, returnable to first Monday of April, 1942,

Per Curiam
O. Clare Kent, P. J.

March 30, 1942, Writ returned with the following indorsement thereon:-

"Now, March 30, 1942, the undersigned, F. C. Kiebort Jr., enters his appearance generally for the within respondent, Harry Clayton Seal, and further accepts service of the within Subpoena, with the same force and effect as if duly served upon the said respondent, Harry Clayton Seal by the Sheriff.

(Signed) F. C. Kiebort, Jr.,
Attorney for Respondent.

And now, May 4th, 1942, Dickson Andrews, is hereby appointed Master in divorce to take testimony in the above captioned case and make report thereon to the Court.

Per Curiam.

May 5, 1942 acceptance of service by respondents attorney of notice of hearing before Master, filed.

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

On Argt. List for May Term, 1942; No. 42.

May 23, 1942, Affidavit pursuant to the Soldiers and Sailors civil relief Act of 1940, filed.

June 8, 1942, After due consideration a divorce is decreed as prayed for and the respondent, Harry Clayton Seal, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P. J.

Decree

And now, to-wit: June 8, 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 Mary Louise Seal, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Mary Louise Seal, the libellant, and the said Harry Clayton Seal, 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.

| | | |
|---|---|---|
| J. Perry Eckels 18 | C. A. Throop & Son vs. Iona Smith, formerly (Iona) Wilson, and Rea M. Billig, doing business as Reone Shop, defendants, and Lewis Weed, William F. Vaughn and Robert Brickner Garnishees Issued Feb. 23, 1942 Tax writ (paid) 2.75 Shff. King (paid) 12.00 | Of No. 298 September Term 1938 Attachment Execution, Returnable to next term. Writ returned: Attached as within commanded, the goods, chattels, moneys, and credits and effects of the defendants Iona Smith, formerly Iona Wilson, and Rea M. Billig, d.b.a. Reone Shop, in the hands of Lewis Weed, William F. Vaughn and Robert Brickner, garnishees, 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 garnishees; and at the same time summoned the said Iona Smith, formerly Iona Wilson, and Rea M. Billig, d.b.a. Reone Shop, as defendants by handing a true and attested copy of the within writ to Iona Smith formerly Iona Wilson on Feb. 28, 1942, at 2:10 o'clock P.M., at her residence No. 117 N. Washington Street, in the City of Titusville, Crawford County, Pa., and making contents of same known to her. Also served Ray M. Billig, d.b.a. Reone Shop, on Feb. 28, 1942, at 2:55 o'clock P.M., at her residence No. 525 Brook Street, City of Titusville, Crawford County, Pa., by handing to her a true and attested copy of the within writ, and making contents of same known to her. No service on Lewis Weed, William F. Vaughn and Robert Brickner, garnishees So answers Bert A. King, Sheriff. |

| | | |
|---|---|---|
| 19<br>F. Joseph Thowes<br>2/23/42. P.A.S. | Peter Yttesen<br>vs<br>Albert O. Darby<br>Entered Feb. 23, 1942<br><br>Jax & entry (paid) $ 1.50<br>Costs on Trans. (Diff. pd) 6.40<br>Pro. for Co. 2/27/43. Pd 1.50<br>Atty. 3.00 | Appeal by Defendant from Judgment of Domenick Lemme, Alderman. Feb. 24, 1942 Acceptance of service of notice of filing appeal, filed.<br>And now, Feby. 27, 1943, on motion of defendants attorney, judgment of non. pros. is hereby entered bafainst the plaintiff and in favor of the defendant for want of a Statement and Affidavit of Claim.<br>Judgment of Non Pros.<br>Paul D. Clayton,<br>Prothy.<br>Y. p. 31. |

# MAY TERM, 1942

Rowland B. Mahany
20

Georgianna Powell
vs
Charles H. Powell
Issued Feb. 23, 1942

Subpoena in Divorce
And now, February 23, 1942, Subpoena awarded, Returnable to first Monday of April, 1942.
Per Curiam,
O. Clare Kent P.J.

Jay & writ (paid) $ 3.00 ✓
Shff. King (paid) 1.60
Shff King, alias (pd) 1.60
Shff King, proc (Pd.) 11.15
Chas. B. Stegner, Master 25.00
Pro. fo/Co. 8-7-42, Pd. 19.50 ✓
Atty. 3.00

Subpoena retd: April 6, 1942, Non est inventus as to the within named respondent. So answers
Bert A. King, Shff

April 9, 1942, Alias Subpoena in Divorce issued, returnable to next term.

Aug. 7, 1942, Recd. $35.50 Costs.
P.D.S.

Sept. 2, 1942, Paid Chas. B. Stegner $25.00 Master fee by check # 1214.
P.D.S.

Alias Subpoena returned May 11, 1942: Non est inventus as to the within named respondent.
So answers: Bert A. King, Sheriff

June 30, 1942 Order issued for publication of proclamation in divorce, returnable to first Monday of Aug. 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 attached.
So answers
Bert A. King, Sheriff

And now, August 7th, 1942, Charles B. Stegner, Esq., is appointed Master in Divorce as prayed for. Per Curiam

Sept. 1, 1942, Testimony and Report of Master filed.

On Argt. List for Sept. Term, 1942; No. 39.

Sept. 26, 1942, Affidavit of non military service of resp. filed

Now October 2, 1942, After due consideration the libel in this case is dismissed and a decree in divorce is refused.
Per Curiam
O. Clare Kent P.J.

George L. Magee, Jr.
21

Ralph Mong
vs
Erma Mong.
A. D. Andrews, Guardian ad litem.
Issued, Feb. 26, 1942

| | |
|---|---|
| Tax & writ (Ad. 3/2/42) | $ 3.00 |
| Staff King, | ... |
| Otto A. Stolz, Master | 25.00 |
| Dickson Andrews Gdn. ad. | 15.00 |
| Pro. Fon Co. 4-11-42 Pd. | 10.00 |
| atty. | 3.00 |
| Pro addl. 5/22/42 Pd. | 2.10 |

Subpoena in Divorce.

And now, February 26, 1942, Subpoena awarded; Returnable the first Monday of April, 1942.

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

Feb. 27, 1942, Petition of libellant for appointment of a guardian ad litem for respondent, filed, with this order:

And now, February 26, 1942, upon presentation and consideration of the foregoing petition, A. D. Andrews, Esq., is appointed committee, or guardian ad litem, for Erma Mong, a person of unsound mind, and respondent, in a divorce proceeding instituted by the petitioner, to represent her as guardian ad litem during the pendency of said divorce hearing.

(See paper filed.)

Per Curiam.

Feb. 27, 1942, Certificate of appointment issued.

Subpoena returned: Ralf F. Joyce makes affidavit that he personally served A. D. Andrews, Esq., Guardian ad litem of the respondent, Erma Mong, by handing him a true and attested copy of the subpoena in divorce, and making known to him the contents thereof.

(See affidavit on Subpoena)

And now, April 10, 1942 Otto A. Stolz, Esq., appointed Master in within entitled case for the purpose of taking testimony thereon.

Per Curiam,

April 23, 1942 Testimony and Report of Master filed.

On Argt. List for May Term, 1942; No. 19.

And now, May 22, 1942, the fee of Dickson Andrews, Esq., Guardian ad litem, is fixed at $15.00, in the above entitled case.

(See paper filed)

Per Curiam

May 22, 1942, Affidavit of non military service of libellant filed.

And now June 1st. 1942 After due consideration a divorce is decreed as prayed for and it appearing that the respondent, Erma Mong, is an inmate of the Warren State Hospital believed to be hopelessly insane, it is hereby ordered and decreed that libellant, Ralph Mong, pay to said respondent, or to some proper person, the sum of Twenty-five ($25) Dollars per month as alimony for the support of said insane wife during the period of her insanity and to give bond in the sum of Four hundred ($400) Dollars with one sufficient surity for compliance herewith, and upon failure to comply with these requirements the decree in divorce herein granted and allowed will become, null and void and of none effect and the libel dismissed.

Per Curiam
O. Clare Kent P. J.

Jul 10, 1942, Recd $35.00 costs
P. D. S.

Jul 13-1942 Recd Masters Fee
5.00 Otto Stolz

May 22. 1942. Received
the Prothonotary $15.00
e of Guardian ad
tem
A Dickson Andrews

(Continued on page 701)

George E. Magee, Jr.
22

Leota Eaton
vs.
William K. Eaton
Issued Feb. 26, 1942

Tax & writ (Feb 27th) $3.00
Staff King ---
R. F. Joyce on Sub.
John C. Spencer, Master 25.00
Pro. for Co. 4/11/42, Pd. 8.60
Atty. 3.00

April 10, 1942, Rec'd $35.00 costs.
P. D. S.

April 24, 1942
Received Master's Fee
in the above entitled
case.
$25.00
John C. Spencer

June 23-1942 Received
$1.40 refund -
Geo. E. Magee Jr.

Subpoena in Divorce.
And now, February 26, 1942 Subpoena awarded; Returnable to the first Monday of April, 1942
Per Curiam,
C. Clare Kent, P.J.

Subpoena returned: Ralph F. Joyce makes affidavit that he personally served the within Subpoena in Divorce upon William K. Eaton, respondent, on Monday March 23, 1942, at 10 o'clock P.M. at his home at No. 109 Torbett Alley, Meadville, Pa, by handing him a true and attested copy of the same and making known to him the contents thereof. - - - (See writ)

And now, April 10, 1942, John C. Spencer, Esq., appointed Master in within entitled case for the purpose of taking testimony thereon.
Per Curiam,

April 24, 1942, Testimony and Report of Master filed.
On Arg. List for May Term, 1942; No. 21.

Now June 2nd 1942 After due consideration a divorce is decreed as prayed for and the respondent, William K. Eaton, is ordered to pay the cost of this proceeding.

Per Curiam
C. Clare Kent P.J.

Decree

And now, to-wit: June 2, 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 Leota Eaton, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Leota Eaton, the libellant, and the said William K. Eaton, 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.

| | | |
|---|---|---|
| George L. Magee, Jr<br>23 | Mary Johnston Roberts<br>vs.<br>Paul A. Roberts<br>Issued Feb. 26, 1942<br><br>Tax & writ (pd. Feb. 27/42) $3.00<br>Shff King (paid) 1.60 | Subpoena in Divorce.<br>And February 26, 1942 Subpoena awarded; Returnable the first Monday of April, 1942 Per Curiam,<br>O. Clare Kent, P.J.<br>Subpoena rets: April 6, 1942, Non est inventus as to the within named respondent<br>So answers Bert A. King, Sheriff. |

Geo. 6 Wagner, Jr.
24.

Thelma Butcher
vs.
R. L. Butcher
Issued Feb. 26, 1942

Tax & writ (pd Feby 26) 3.00
Shff King (paid) 1.60
Shff. King, alias (pd) 1.60
Shff. King, Proc. (pd.) 11.15
Pro. for Co 8-7-42 Pd. 10.50
J. E. Henretta, Master 25.00
Atty. 3.00

Subpoena in Divorce
And now, February 26, 1942, Subpoena awarded; Returnable the first Monday of April, 1942
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: April 6, 1942, Non est inventus as to the within named respondent.
So answers Bert A. King, Sheriff

April 15, 1942 Alias Subpoena in Divorce issued, returnable to the first Monday of June next

Alias Subpoena retd: June 1, 1942, Non est inventus as to the within named respondent
So answers Bert A. King, Sheriff

Aug. 7, 1942 Order issued for publication of proclamation in divorce, returnable to next term

Sept. 14, 1942, Proclamation retd: ----I have made proclamation in the above entitled case according to law, and caused the same to be published in the Titusville Herald, Titusville, 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, Sept. 9th, 1942 J. E. Henretta, Esq., is appointed Master to take testimony and make a return to the Court in the above entitled case.
Per Curiam

Sept. 22, 1942, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942, No. 46.

Now October 14, 1942, upon consideration it is ordered and directed that this case be referred back to the Master, J. E. Henretta Esq. for further hearing upon the question of the Military Status of respondent, to the end that he may make a definite finding of fact upon that question, based upon an affidavit actually setting forth facts showing that respondent is not in the Military Service.

Per Curiam
O. Clare Kent P.J.

Oct 30, 1942, Affidavit of non-military service of respondent filed.
On Argt. List for Nov. Term, 1942, No. 33.

Nov. 2, 1942, Affidavit of non-military service of respondent filed
Now December 4, 1942 after due consideration a divorce is decreed as prayed for and the respondent, R. L. Butcher, is ordered to pay the cost of this proceeding.

Per Curiam, O. Clare Kent P.J.

Sept. 8, 1942, Rec'd. $25.00 Master fee. P. D. S.

Sept. 22nd 1942 Received my fees as master in this case.
J. E. Henretta
Master.

Continued on page 684

Peters & Prather
25

Frank Platt
vs.
B. L. Rickerson
Issued Feb. 27, 1942

| | |
|---|---|
| Prs. Slayton (paid) | 2.25 |
| Shff. King (paid) | 3.90 |
| Pro. for Co. 7-6-45 Pd. | 3.25 |
| Atty. | 3.00 |

Of No. 237 February Term, 1937, D.B.
Sire Facias to revive and continue the lien of the above judgment, Returnable to first Monday of April, next
R. page 99.
See Alias Fi. Fa. to No. 7 May Term, 1942.
Feb. 27, 1942, Statement of claim filed.
1 copy certified.
Writ returned: Served the within Sci. Fa. together with copy of Statement of Claim, personally, upon B. L. Rickerson on Feb. 28, 1942, at 12:40 o'clock P. M. at his residence in Rome Township, Crawford County, Pa., by handing to him a true and attested copy thereof and making contents of same known to him. So answers Bert A. King, Sheriff.
Pluries Fi. Fa. to No. 50 Sept. Term, 1943, issued Sept. 11, 1943.
And now, July 6, 1945, 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 One hundred fifty-two & 73/100 dollars, with costs of suit.

| | |
|---|---|
| Debt | $152.73 |
| Interest from July 6, 1945. | |
| Judgment | |

Paul D. Slayton
Prothonotary.

R. page 99.

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

_____
_____
Witness:

Now November 29, 1945
Received satisfaction in full of the above Judgment, Debt Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

Peters & Prather
attorneys for Plaintiff

Witness: Paul D. Slayton

25¢ Pd. 11-30-45

Charles B. Stegner
26

Albert H. Sutton
vs.
Margaret H. Sutton
Issued March 2, 1942

Jay, writ (paid) 3.00
W.C. McCutchen, Sub.
James E. Jack, Master 25.00
Pro, for Co. 5/12/42. Bd. 8.60
Atty. 3.00

May 11, 1942, Rec'd. $35.00 costs.
P. D. S.

Mar. 11, 1943, Paid Charles B. Stegner, Esq., $26.40 refund of divorce costs by Check No. 1355.
Paul D. Slayton, Pro.

Subpoena in Divorce.
And now March 2, 1942, Subpoena awarded, Returnable to first Monday of April next.
Per Curiam,
O'Clare Kent, P.J.

Subpoena returned:-
W.C. McCutchen, Constable, make affidavit: "That he served the within Subpoena on Margaret H. Sutton, at her home 802 Church Run Street, Titusville, Pa. at 11:15 A.M., March 6, 1942, by showing to her the original Subpoena and making the contents thereof known to her, and by leading with her a true and attested copy thereof. (See Subpoena)

April 6, 1942, upon presentation of petition of respondent a rule is hereby granted upon the libellant, to show cause why he should not pay to the respondent alimony pendente lite and counsel fees in an amount to be fixed by the Court. Per Curiam. (See papers filed)

And now, May 11th, 1942 James E. Jack, Esq., is appointed Master as within moved.
Per Curiam,

Mar. 8, 1943 Petition for refund filed;

Order; And now, March 8th, 1943 upon consideration of the within petition, upon the motion of Charles B. Stegner, Esq. Paul D. Slayton, the Prothonotary for Crawford County, Pennsylvania, is hereby directed to refund to the said Charles B. Stegner, as Attorney for Albert H. Sutton, Thirty Five ($35.00) Dollars advance costs paid in to his office on May 11th, 1942, less any unpaid record costs.
Per Curiam

(Waiver of J. E. Jack, Esq., of his master fee attached. See petition filed.)

| | | |
|---|---|---|
| Peter J McClintock<br><br>27 | Petition of Commissioners of Crawford County<br>for<br>approval of private sale to G. J. Papesch of a lot in Borough of Cambridge Springs, which was assessed in name of Mrs J. W. Kornaman, and sold to said Comrs at Treasurer's sale for unpaid taxes in 1939<br>Entered March 2, 1942<br><br>Prs Clayton Cert 12/29/42 $5.00 | Now, March 2, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of April, 1942, 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.<br>(See paper filed) Per Curiam.<br>And now, April 6, 1942, at 9:30 o'clock A M, the time fixed for a hearing upon 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, G. J. Papesch, 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 proceding from said purchase price.<br>Per Curiam<br>(See paper filed) O'Hare Reed, P.J.<br>April 6, 1942 Proof of publication of notice filed. |

| | | |
|---|---|---|
| Walter J. McClintock<br><br>28 | Petition of Commissioners of Crawford County for<br>for approval of private sale to Andy P. Regent of 147 acres of land in Randolph Tp which was assessed in the name of Ed Humeston and sold to said Comrs. at Treasurers sale for unpaid taxes in 1933<br>Entered March 2, 1942<br><br>Pro. Slayton Paid 12/29/42 5.00 | Now, March 2, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of April, 1942, 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 upon them personally, or by registered mail.<br>(See paper filed)<br>Per Curiam<br>April 6, 1942 Proof of publication of notice and acceptance of service by School District and Supervisors of the Township of Randolph filed.<br>And now, April 6, 1942, 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, Andy P. Regent, of Russelton, 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.<br>Per Curiam,<br>O. Clare Kent,<br>President Judge<br>(See paper filed) |

| | | |
|---|---|---|
| Matter J. McClintock<br><br>29 | Petition of Commissioners of Crawford County for approval of private sale to George L. Foy, of 80 acres of land in South Shenango Tp. which was assessed in name of G. G. Lewis, and sold to said County at Treasurers sale for unpaid taxes, in 1939.<br>Entered March 2, 1942<br>Pro. Clayton Paid 12/29/42 5.00 | Now, March 2, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of April, 1942, 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<br>(See paper filed.) Per Curiam<br>April 6, 1942, Proof of publication of notice, filed.<br>And now, April 6, 1942, 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 appealing 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, George L. Foy, of Greenville, 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.<br>Per Curiam,<br>O. Clare Kent,<br>President Judge<br>(See paper filed.) |

John A Bolard

30

Petition of D.L. Mathews

for

Satisfaction of a mortgage given by Ida M. Drake and Eugene Drake, dated July 4, 1886, and recorded in Mortgage Book G. No 2, page 15 Fannie L. Brawley and Bella A. Brawley mortgagees.

Entered March 2, 1942

Pro Slayton 4/6/42 Paid $5.00

Stff. King (paid) 5.25

March 2, 1942 Petition presented in open Court and filed.

Now, March 2, 1942, upon presentation of the within petition in open Court and upon consideration thereof, on motion of J.A. Bolard, attorney for petitioner it is ordered and decreed that the Sheriff of Crawford County give notice to all such persons in the County whose residences are known, by copy, served personally or left at their place of abode, and to all parties out of the County, if any, and to all unknown parties, if any, by published notices in the Enterprise-News of Cambridge Springs, Pa., once a week for four successive weeks, which notices shall briefly state the facts set forth in this petition, and require the parties to appear in Court on Monday, the 6th day of April, 1942, at 9:30 o'clock A.M. Service of said notices as aforesaid to be at least twenty days prior to said date requiring and all such persons to appear in Court on above date to claim payment for or on account of said mortgage, or any part thereof, and that indefault of compliance with such rule and this order or in the event of non-appearance of any person to answer this petition as to said mortgage, this Court will enter a decree directing said land be released and discharged from the lien of said mortgage.

(See petition filed)

Per Curiam

March 3, 1942 copy of petition and order certified to Sheriff

April 6, 1942 Sheriffs return to the Order of Court, with proof of publication of notice filed.

Decree: Now, April 6, 1942, at 10 o'clock A.M. the within motion presented in open Court, and it appearing to the Court that legal notice has been given in accordance with law and the order of this court, and that the Sheriff return shows that he was unable to find the said Farmers Savings Bank of Cambridge Boro, or any person interested in or connected therewith, or any person whosoever who may be the holder or holders of said mortgage and that notice of the facts set forth in the petition was advertised according to law, and order of this Court as shown by attached proof of publication in the Cambridge Springs Enterprise-News, Cambridge Springs Pa, and the Court being satisfied of the truth of the allegations in the petition;

Continued on page 193

ters & Prather

31

Townville State Bank
Townville, Pa.,
vs.
Frank Welish, Deft.
and Mrs. Bessie
Stoddard, Garnishee
Issued March 3, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 2.75 |
| Stff King | 10.00 |
| Pro. for Co. 5/16/42. Pd. | 2.50 |
| Atty. | 3.00 |

No. 204 February Term, 1942, D.C.D.
Attachment Execution.
Returnable to first Monday of April, 1942.

Writ returned: "Attached as within commanded, the goods, chattels, moneys and credits and effects of the deft. Frank Welsh in the hands of Mrs. Bessie Stoddard, Garnishee, on the 15th day of March, 1942, 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 deft in the hands of the said garnishee, and at the same time summoned the said Mrs. Bessie Stoddard, as Garnishee by handing a true and attested copy of the within writ to her personally, at her residence in Troy Tp, and making contents of same known to her."

"Said Mrs. Bessie Stoddard, Garnishee, being indebted to Frank Welish, defendant, in the sum of $35.00, by her own statement, and said debt is hereby attached." "Nihil habet as to Frank Welish, defendant." "So answers Harry B. Smith, Deputy Sheriff
Bert A. King, Sheriff.

And now, May 16, 1942, on praecipe of plaintiff's attorney judgment is hereby entered against the garnishee for want of an appearance and upon Sheriff's return, and liquidated at the sum of Two hundred sixty-six & 56/100 dollars, with costs of suit.

| | |
|---|---|
| Debt | $ 266.56 |
| Atty's. Comm. included | 12.40 |
| Interest from May 19, 1942 | |
| Judgment | |

Paul D. Slayton, Prothy.

Sm. p. 173

| | | |
|---|---|---|
| Stuart A Culbertson | M Mann or Martha Mann, now use of Wm. G. Whitney and Stanley McGurdy Executors of S. Jay McGurdy, deceased; vs Mrs. Eva Brown, A F Brown and W. Ross Brown. Issued March 3, 1942 $ Pro Clayton (paid) 2.25 Shff. King (paid) 13.78 | Of No. 133 November Term, 1936 D.S.B. Scire Facias to revive and continue the lien of the above judgment. Returnable to first Monday of April, 1942 Br. page 126[111] Writ returned: Served the within Sci. Fa. to revive judgment personally upon A.F. Brown, at No. 218 Poplar Street, City of Meadville, Crawford County, Pa., on March 17, 1942, at 4:10 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. to revive judgment upon W. Ross Brown by mailing to him by registered mail, postage prepaid, a true and attested copy thereof on March 18, 1942 to his last known address, Port Arthur, Texas, which was duly received by him on March 21, 1942, as per return receipt hereto attached and made a part of this return. Nihil habet as to Mrs. Eva Brown, one of the within named defendants. So answers Bert A. King, Sheriff |
| 32 | | |

Land J Culbertson
Prothy Collection
3/43 P.I.S. 33

Feb 3, 1943 Received satisfaction in full of above ~~[illegible]~~ debt, int and costs, and hereby ~~order~~ the Prothonotary to ~~enter~~ the same of record.
Prothy Collection
Atty for Plff
Cert: Paul D. Slayton, Pro.

First National Bank of Greenville
vs.
Bessie Y. Byler Jacob N. Byler, A. J. Byler, Jr. A. J. Byler, Sr. & E. K. Byler Andy Byler, Eli Miller, and The Amish Mennonite Church, new and partial owners and terre tenants.
Entered March 3, 1942

Pro. Slayton (paid) 2.50
Atty Reid Yl. 3.00
Costs of former reival:
Plff 18.50
Atty L.J.C. 3.00

Of No. 86 February Term, 1937 Aph. 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 fifteen and 98/100 Dollars ($615.98), being the amount of debt, interest to March 1, 1942, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.
Dated February 26, 1942.

(Signed) Jacob N. Byler (Seal)
A. J. Byler, Jr. (Seal)
A. J. Byler Sr. (Seal)
Eli K. Byler (Seal)
The Amish Mennonite Church
By _____ (Seal),
Partial owners and Terre Tenants,

Debt $615.98
Attys com. included (?) 29.11
Interest from March 1, 1942.

By pp 75, 127, 87, 75. Judgment
Paul D. Slayton, Pro

✓ Now April 3, 1942 the above plaintiff hereby Releases and forever discharges from the Lien of the above judgement all that Certain Piece or parcel of Land Situate in East Fallowfield Twp this County Bounded on the North by McEntire heirs and Public Road: on the East by Kuba and a cemetery: on the South by Unger Lane and Spooner: and on the West by Public Road + N.S. Hunt: Containing 99½ acres and being the Same Land Conveyed to Patterson E Hall by deed to be Recorded this date.

Witness our Hand and Seal.

First National Bank of Greenville
By [illegible] Mortenson, Atty-in-Fact (SEAL)
See Pof A Book H 572

Attest.
Paul D. Slayton, Pro.

Leland J. Culbertson
Stuart L. Culbertson
2/3/43 P.O.S. 34

Feb 3, 1943, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
Stuart L. Culbertson
Atty for Plff

First National Bank of Greenville
vs.
Bessie Y. Byler, Jacob N. Byler, A J Byler, Jr., A J Byler, Sr., Eli K. Byler, Andy Byler, Eli Miller, and The Amish Mennonite Church, new and partial owners and terre tenants
Entered March 3, 1942

Prothy Slayton paid 2.50
Sheff Bing
Atty 3.00
Costs of former revival:
Plff 18.50
Atty L.J.C. and Plff 3.00

Of No. 87 February Term, 1937 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 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 Twelve Hundred thirty and 16/100 Dollars ($1230.16), being the amount of debt, interest to March 1, 1942, and cost now due on the original judgment, with all the waivers and conditions contained in the original judgment note.
Dated February 26, 1942.

(Signed) Jacob N. Byler (Seal)
A J Byler, Jr (Seal)
A J Byler, Sr (Seal)
Eli K. Byler (Seal)
The Amish Mennonite Church
By _____ (Seal),
Partial Owners and Terre Tenants

Debt $1230.16
Attys Coms included 56.10
Interest from March 1, 1942

By pp. 163, 127, 87 + 75. Judgment
Paul D. Slayton, Prothy

Now April 3, 1942, The above plaintiff hereby Releases and forever discharges from the Lien of the above judgment all that Certain piece or Parcel of Land situate in East Fallowfield Twp-this County-Bounded on the North by McEntire Heirs and a Public Road: on the East by Kuba and a Cemetary: on the South by Unger Lane and Spooner: And on the West by Public Road and N.S. Hunt: Containing 79½ Acres of Land and being the Same Land Conveyed to Patterson E. Hall by Deed to be Recorded this date.
Witness our Hand and Seal.
First National Bank of Greenville
By R. Montgomery, Atty in fact (SEAL)
See P.J.A. Book #57

Attest
Paul D. Slayton

35

First National Bank, Conneaut Lake, Pa.,
vs.
Leo A. McMichael
Entered March 4, 1942
Pro. Slayton fee $2.25
Plff. on orig'l 1.75

Of No. 243 February Term, 1937, D.C.D.
Amicable Scire Facias for 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 Fifty-seven and 50/100 Dollars, being the amount of debt, interest to January 9, 1942, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $757.50
Interest from Jan. 9, 1942.
Judgment.
Paul D. Slayton, Prothy

Mc page 85.

March 24, 1945
Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
1st Nat'l Bank, Conneaut Lake, Pa
G. P. Patterson, Cash. Attorney in fact
Witness: Paul D. Slayton

# MAY TERM, 1942

Raymond G. Miller
36

Nov. 4, 1942, Recd. $35.50 costs
A.B.S.
Sept 26, 1942
Received $25.00 Master's Fee — Kenneth W. Russ Master
Nov. 6-1942 Rec'd $25.00 master's Fee
Mary Jane Cain

Elsie Elizabeth Haun
vs.
Addison William Haun
Issued March 4, 1942

| | $ |
|---|---|
| Tax & writ (paid) | 3.00 |
| Shff. King (paid) | 1.60 |
| Shff. King, alias (paid) | 1.60 |
| Shff. Mercer Co (paid) | 4.80 |
| Shff. King, proc. (paid) | 11.15 |
| Walter G. McClintock, Master | 25.00 |
| Bro. for Co. 11-4-42 Pd. | 10.50 |
| Attys. | 3.00 |

Subpoena in Divorce and for custody of Patricia Agnes Haun born May 10, 1935 — minor child of the parties.

And now, March 4, 1942, Subpoena awarded, returnable to first Monday of April, 1942.

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

Subpoena returned: April 6, 1942 Non est inventus as to the within named respondent.

So answers Bert A. King, Shff.

April 6, 1942 Alias Subpoena in Divorce issued returnable to next term.

Alias Subpoena retd: May 11, 1942, after diligent search and inquiry, not finding the within named respondent, Addison William Haun, in my bailiwick, I return the within Subpoena in Divorce Non est inventus as to him.

So answers Alex Elliott, Sheriff of Mercer Co.

May 11, 1942, Non est inventus as to Addison William Haun the within named respondent, as per return from the Sheriff of Mercer County, Pa, hereto attached.

So answers Bert A. King, Sheriff

Sept. 1, 1942, Order issued for publication of Sheriff's proclamation in divorce, returnable to first Monday of Oct. next.

Nov. 4, 1942, 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 attached. So answers,

Bert A. King, Sheriff.

And now, November 4, 1942, Walter J. McClintock, Esq., is appointed Master in the above case to take testimony thereon and make report to the Court.

Per Curiam.

Nov. 6, 1942, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1942, No. 8.

Now Nov. 30, 1942, after due consideration a divorce is decreed as prayed for, the respondent, Addison William Haun is ordered to pay the cost of this proceeding and the custody of minor child, Patricia Agnes Haun, is awarded to libellant.

Per Curiam, O. Clare Kent P.J.

Decree: And now, to-wit: November 30, A.D. 1942, this cause came on to be heard on libel, subpoena, subsequent proceedings, and evidence thereduly 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 Elizabeth Haun, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Elsie Elizabeth Haun, the libellant, and the said Addison William Haun 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, Patricia Agnes Haun, is awarded to libellant,

Per Curiam.

(Continued on margin)

Raymond B. Miller
37

Carroll Ellery Taylor
vs
Emma Almeda Taylor
Issued March 4, 1942

Jay writ (paid) $3.00
Stiff King (paid) 1.60
Stiff King, alias (pd) 1.60
Stiff King, subp (paid) 11.15
Pro. Slagton (pd 9/9/42) 10.10
K. W. Rice, Master 25.00
Atty 3.00
Pro. B. 9-9-42. Pd. .40

Sept. 1, 1942, Rec'd $35.10 re costs. P.D.S.

Sept 26, 1942 Received $25.00 Master's fee - K.W. Rice-Master.

Subpoena in Divorce

And now, March 4, 1942, Subpoena awarded, returnable to the first Monday of April, 1942.

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

Subpoena returned: April 6, 1942, Non est inventus as to the within named respondent. So answers

Bert A. King, Sheriff.

April 6, 1942, Alias Subpoena in Divorce issued, returnable to next term.

Alias Subpoena rcld May 11, 1942: Non est inventus as to the within named respondent

So answers Bert A. King, Sheriff.

June 26, 1942, Order issued for publication of Proclamation in Divorce; returnable to first Monday of August next.

And now, Aug. 3, 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, Sept. 1, 1942, Kenneth W. Rice, Esq, is appointed Master in Divorce to take testimony and make report thereon to the Court. Per Curiam (See paper filed.)

Sept. 26, 1942, Testimony and Report of Master filed.

On Argt. List for Sept. Term, 1942; No. 73.

Sept. 28, 1942, Affidavit of non-military service of respondent filed.

Now October 16, 1942, after due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 16, 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 Carroll Ellery Taylor, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Carroll Ellery Taylor, the libellant, and the said Emma Almeda 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 severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

Rowland B. Mahany
38

Helen I. Daye
vs.
Edgar Henry Daye
Issued March 5, 1942

Tax & writ (paid) $ 3.00 ✓
Shff King (paid) 1.60
Shff King, alias (pd) 1.60
Shff King, proc. (Pd.) 11.15
Wayne G. Altenburg, Master 25.00 ✓
Pro. for C. 9-10-42. Pd. 10.50
Atty. 3.18

Subpoena in Divorce
And now, March 5, 1942, Subpoena awarded, Returnable to the 1st Monday of April next.
Per Curiam,
O. Clare Kent, P.J.

Subpoena retd: April 6, 1942. Non est inventus as to the within named respondent. So answers
Bert A. King, Sheriff

April 9, 1942, Alias Subpoena in Divorce issued, returnable to next term.

Alias Subpoena returned May 11, 1942: Non est inventus as to the within named respondent.
So answers, Bert A King, Sheriff

June 30, 1942, Order issued for publication of Proclama in Divorce, returnable to first Monday of Aug next

Sept. 8, 1942, 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 attached. So answers,
Bert A. King, Sheriff.

And now, September 9, 1942 Wayne G. Altenburg, Esq., is appointed Master in Divorce as prayed for.
Per Curiam.

Sept. 17, 1942, Testimony & Report of Master filed.
On Argt. List for Sept. Term, 1942; No. 44.

Sept 26, 1942, Affidavit of non military service of resp. filed

Now October 14, 1942, upon consideration, it is ordered and directed that this case be referred back to the Master, Wayne G. Altenburg, Esq., for further hearing upon the question of the military status of respondent, to the end that he may make a definite finding of fact upon that question, based upon an affidavit actually setting forth facts showing that respondent is not in the military service.
Per Curiam
O. Clare Kent P.J.

Nov. 6, 1942, Supplemental testimony and report of Master filed.

On Argt. List for Nov. Term, 1942; No. 9.

Now, Nov. 30th 1942, after due consideration a divorce is decreed as prayed for and the respondent, Edgar Henry Daye, is ordered to pay the cost of this proceeding.
Per Curiam, O. Clare Kent P.J.

Sept. 9, 1942, Recd. $35.75 costs.
P.D.S.

And now Sept 17
Received $25.00
Master fee
G. Wayne Altenburg
Master

Nov. 14, 1942, Recd. 25¢ refund
R. B. Mahany,

Continued on page 693

Rowland B. Mahany
39

Gilson Taylor
vs.
Helen Virginia Taylor
Issued March 5, 1942

Jay writ (paid) $ 3.00
Shff McKean Co. (paid) 5.25
Edward J. McDonald, Master 25.00
Pro. for Co. 9-10-42. Pd. 8.60
Atty. 3.00

Subpoena in Divorce

And now, March 5, 1942 Subpoena awarded, Returnable to 1st Monday of April next.

Per Curiam,
O. Clare Kent P.J.

Subpoena returned: Served the within Subpoena in Divorce March 18, 1942, upon Helen Virginia Taylor, (whom I know by her own admission to be the respondent within named), at Harold Stark home, in the Township of Keating, McKean County, Penna, by making known to her the contents thereof, and by handing to her a true and attested copy of same personally.

So answers Geo. B. Calhoun, Sheriff.

And now, September 9th, 1942, Edward J. McDonald, Esq., is appointed Master in Divorce as prayed for.

Per Curiam.

Sept. 26, 1942, Testimony and Report of Master filed

Sept. 26, 1942 Affidavit of non military service of respondent, filed

On Argt. List for Sept. Term, 1942; No. 66.

Now October 15th, 1942, after due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 15, 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 Gilson Taylor, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Gilson Taylor, the libellant, and the said Helen Virginia 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 severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

Sept. 9, 1942, Recd. $35.00 costs.
P.D.S.

Sept. 26, 1942, Paid Edward J. Donald $25.00 Master fee Check # 1238. P.D.S.

Nov. 11, 1942, Recd $40 Refund.
R. B. Mahany.

# MAY TERM, 1942

Gerald D. Prather
40

April 24, 1942, Recd $33.60 costs.
P.D.S.

May 1, 1942, Recd $25.00 master's fee.
Fred C. Kiebort, Jr.
Master

Della Rae Peterson
vs.
Clyde Washington Peterson
Issued March 5, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 ✓ |
| Stff. King | --- |
| Fred C. Kiebort, Jr. Master | 25.00 |
| Pro. for Co. 4-24-42 Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce,
And now, March 5, 1942, Subpoena awarded, Returnable to the 1st Monday of April, 1942
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: George E. Dunlap makes affidavit that he served the within Subpoena in Divorce upon Clyde Washington Peterson, the respondent, on the 19th day of March, 1942, at 12:30 o'clock P.M., by delivering to him a true and attested copy thereof, at Dr. Marshall's Hospital, Geneva, Greenwood Tp., Crawford County, Penna., and making known to him the contents of the same. (See affidavit on Subpoena)

And now, April 24, 1942 upon presentation of the within motion Fred C. Kiebort, Jr., Esq. is hereby appointed master in Divorce in the above entitled case.

Per Curiam,

April 30, 1942, Testimony and Report of Master filed,
On Argt. List for May Term, 1942, No. 23.

May 25, 1942, Affidavit as to non military service of resp. filed

Now June 2, 1942 After due consideration a divorce is decreed as prayed for and the respondent, Clyde Washington Peterson, 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. 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 Della Rae Peterson, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Della Rae Peterson, the libellant, and the said Clyde Washington 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.

| | | |
|---|---|---|
| Robert E. Yarnall (See Statement) 41 Kent & Kent | John L. Sonne, a minor, ~~M. L. Sonne~~ by L. M. Sonne, his natural guardian vs. Francis Tolan Entered March 6, 1942 | Appeal by Defendant from Judgment of N. Allen Love, Alderman. March 7, 1942. Proof of notice to Pltff of filing appeal filed. April 3, 1942 Statement of claim filed. Service accepted by Defts attys |
| | Tax & writ (paid) # 1.50<br>Costs on Trans. (said papers & P. # 05 Const. 2.50) 6.55<br>Pro. for Co. 8/25/42 Pd. 5.25<br>Atty. 3.00 | And now, August 24, 1942, on motion of plaintiff's attorney, the title of the above case is amended so that the same shall read: "John L. Sonne, a minor, by L. M. Sonne, his natural guardian, plaintiffs, vs. Francis Tolan, defendant. Per Curiam, (See paper filed) O. Clare Kent, P. J. |

August 24, 1942, Petition of plaintiff to compromise action filed, with this order:-

And now, August 24, 1942, the parties named compromise this action upon the terms of the proposed compromise set forth in the petition filed by L. M. Sonne. L. M. Sonne is authorized to receive payment as natural guardian of the person of John L. Sonne, in the sum of Fifty Dollars ($50.00) less the payment of costs of this action. Per Curiam, (See paper filed.) O. Clare Kent, P. J.

And now, Aug. 25, 1942, upon praecipe of plaintiff's attorney the above entitled case is hereby marked settled and discontinued of of record.

Paul D. Clayton,
Prothonotary.

# MAY TERM, 1942

W. J. Sirdevan
42

May 7, 1942 Recd. $33.60 costs
P. D. S.

~~May 20, 1942, Rec'd of Prothy $25~~
~~Master fee~~
~~Paid E. Shaw~~

And now May 25, 1942 received 25.00 Master fee
E. Wayne Altenburg

Ruby Hellen Flanagan
vs.
John Leonard Flanagan
Issued March 6, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Sheff King | --- |
| John M. Prather, on sub. (ret) | 2.50 |
| Wayne E. Altenburg, Master | 25.00 |
| Pro. for Co. 5-7-42. Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce
And now, March 6, 1942 Subpoena awarded, Returnable 1st Monday of April, 1942

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

Subpoena retd: John M. Prather, Constable, makes affidavit that, "On the 30th day of March, 1942, in Titusville, Crawford County Penna he served the within Subpoena in Divorce upon John Leonard Flanagan, the respondent, by exhibiting the same to him, reading same and making known to him the contents thereof, and at the same time delivering to and leaving with him a true and attested copy thereof. (See affidavit on Subpoena)

And now, May 7th, 1942 Wayne E. Altenburg, Esq., is appointed as within moved.

Per Curiam

May 23, 1942, Testimony and Report of Master filed.
On Arg't. List for May Term, 1942; No. 59.

May 25, 1942, Affidavit re military and naval service of respondent, as per soldiers and sailors Civil relief act of 1940, filed.

June 9, 1942 After due consideration a divorce is decreed as prayed for and the respondent, John Leonard Flanagan, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: June 9, 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 Ruby Hellen Flanagan, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Ruby Hellen Flanagan, the libellant, and the said John Leonard Flanagan, 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.

# MAY TERM, 1942

Stuart A. Culbertson
43

Janet M. Hughes
vs.
David E. Hughes
Issued March 6, 1942

| | | |
|---|---|---|
| Tax & writ (paid) | $ | 3.00 |
| Shff. King (paid) | | 1.60 |
| Shff. King, alias (pd) | | 3.40 |
| Shff. Allegheny Co. (pd) | | 6.40 |
| Paul E. Thomas, Master | | 25.00 |
| Pro. for Co. # 5/6/42 Pd. | | 9.60 |
| Atty. | | 3.00 |

Subpoena in Divorce and for the custody of Nancy Lou Hughes, aged 4 years, minor child of the parties
And now, March 6, 1942, the within petition presented in open Court, and Subpoena awarded, returnable to the first Monday of April 1942
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: April 6, 1942, Non est inventus as to the within named respondent. So answers
Bert A. King, Sheriff

April 11, 1942, Alias Subpoena in Divorce issued, returnable to second Monday of May, 1942

Alias Subpoena retd: Served the within Subpoena in Divorce on the Respondent personally on the 22d day of April, 1942, 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 ans. Robert J. Corbett, Sheriff of Allegheny County, Penna.

Served the within alias Subpoena in Divorce upon David E. Hughes, Respondent by deputizing the Sheriff of Allegheny County, Pa., as per his return hereto attached. So answers
Bert A. King, Sheriff

And now, May 4, 1942 Paul E. Thomas, Esq., is hereby appointed Master to take testimony in the above entitled case and make report to the Court.
Per Curiam,

May 29, 1942, Testimony and Report of Master filed,
On Argt. List for May Term, 1942; No. 34.

May 29, 1942, affidavit as to non-service of respondent in armed service of the U.S. filed.

Now June 3, 1942 After due consideration a divorce is decreed as prayed for and the respondent, David E. Hughes, 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. 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 Janet M. Hughes, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Janet M. Hughes, the libellant, and the said David E. Hughes, 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)

y 4, 1942, Recd. $35.00 costs.
P. A. S.

y 20, 1942 Recd of Dorothy
Master fee
Paul E. Thomas
Master

t now June 23,
42 Recd of
n Hughes $20
ayment on cost
Stuart A. Culbertson
Atty for Plff.

d the said libellant
d respondent shall
erally be at liberty
marry again in like
nner as if they had
er been married.
Per Curiam.

Stone & Flick
Thomas & Riebort

44

Chas. B. Stegner
atty for Garnishee
3/31/42. P.D.S.

Received of Pro. Slayton
$357.17 being amount
of judgment less
$15.85 costs Aug 5 1942
Fred C. Kiebort

Aug 5 1942, Received
satisfaction in full
of judgment against
Titusville Trust Co.
Garnishee.

Fred C. Kiebort
Atty for Plff.

Aug. 5, 1942, Paid Chas. B.
Stegner $10.00 attorney fee
by Check #1205. P.D.S.

Warren Bank & Trust
Company, Trustee
for Warren Savings
Bank & Trust Com-
pany

vs.

A.R. Thompson, Deft
and Titusville Trust
Company, Garnishee
Issued March 7, 1942

| | $ |
|---|---|
| Tax & writ (~~$1.25~~ $1.50 ~~3/9/42~~) | 2.75 |
| Sheff. King (paid) | 10.50 |
| Chas. B. Stegner, Atty. | 10.00 |
| Pro. for Co. 8/5/42, Sd. | 5.75 |
| Atty. | 3.00 |

Of No. 208 February Term, 1942, D.S. 3
Attachment Execution;
Returnable to first Monday
of April next.

Writ returned: Attached as within
commanded, the goods, chattels, money
and credits and effects of the defend-
ant A.R. Thompson, in the hands of
Titusville Trust Company, on the
13th day of March, 1942, at 1.45 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 Titusville Trust Company
as garnishee, by handing a true and attested copy of
the within writ to Frank Hill, Secretary and Treasurer of the
Titusville Trust Company Bank, West Spring St., City of Titus-
ville, Crawford County, Pa., and making contents of
same known to him. Nihil habet as to A.R. Thompson,
defendant. So answers Bert A. King, Sheriff.

July 9, 1942. Answers of Garnishee to interrogatories filed.

July 6, 1942. Interrogatories to Garnishee filed; rule
entered to answer same in ten days; and service accepted.

Aug. 3, 1942, Motion for judgment against garnishee filed;

Order: Now, August 3, 1942, on presentation and consideration
of the above and foregoing motion judgment is hereby entered in
favor of the plaintiff, Warren Bank and Trust Company, Trustee for
Warren Savings Bank and Trust Company, and against the Titusville
Trust Company, Garnishee, in the sum of $372.92, being the
amount admitted in the Garnishee's answers to the interrogatories
to be in its hands and belonging to the defendant.

Per Curiam
O. Clare Kent, P.J.

And now, Aug. 3, 1942 the fees of Chas. B. Stegner, atty. for
garnishee in above proceeding are hereby fixed at $10.00

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

And now, Aug. 3, 1942, in accordance with the foregoing Order of
Court, judgment is hereby entered against the Titusville Trust
Company, Garnishee, in the sum of Three hundred seventy-two &
92/100 Dollars.

Debt $372.92
Judgment
Paul D. Slayton, Pro.

# MAY TERM, 1942

Stuart A Culbertson
45

g 4, 1942, Recd. $35.00 costs).
P.D.S.

ay 22 1942, Recd $25.00
astis Fee
Gerald D Prather
master

t now June 23
1942 rcvd of Pro
Master $1.40
Refund on certi-
Sept to Libellant

Alliene I. Rhodes
vs.
Cecil L. Rhodes
Issued March 9, 1942

| | |
|---|---|
| Tax & writ 3/10/42. Pd. | $ 3.00 |
| Stff. King (paid) | 3.90 |
| Gerald D. Prather, Master | 25.00 |
| Prog for Co, 5-5-42. Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce

And now, March 9, 1942, the within petition presented in open Court and Subpoena awarded, returnable to the first Monday of May, 1942

Per Curiam,
O Clare Kent P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 27th day of March, 1942, by delivering to him a true and attested copy of the same and making known to him the contents thereof.

So answers Bert A. King, Sheriff.

And now, May 4, 1942, Gerald D. Prather, Esq., is hereby appointed Master to take testimony in the above entitled case and make report to the court.

Per Curiam,

May 22, 1942, Testimony and Report of Master filed.

On Argt. List for May Term, 1942; No. 45.

May 23, 1942 Affidavit as to respondent not being in the Armed service of the U.S, filed.

June 8, 1942. After due consideration a divorce is decreed as prayed for and the respondent, Cecil L. Rhodes, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: June 8, 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 Alliene I. Rhodes, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Alliene I. Rhodes, the libellant, and the said Cecil L. Rhodes, 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 24, 1942, The libellant gives notice averring her intention to resum and use her maiden name of Alliene I. Mullen. (See paper filed)

| | | |
|---|---|---|
| Kent & Kent | Emma Williams, a minor, by Marcus Williams, her guardian, and Marcus Williams and Grace Williams, parents in their own right, vs. Michael Henegan Issued March 10, 1942 | Summons in Trespass, Returnable to first Monday of April, 1942 Writ returned Jan. 14, 1943: Served the within Summons personally upon Michael Henegan, on March 27, 1942, at 2:45 o'clock P.M. at the Talon Plant No. 7, South Main Street, City of Meadville, Pa. by handing to him a true and attested copy thereof and making known to him the contents of the same. So answers Bert A. King, Sheriff. |
| Docket #6 3/26/42. P.D. $. | Tax & writ (paid) $2.00 Sheff. King (paid) 6.10 Dro. for Co. 4-3-45 Pd. 8.00 Atty. 3.00 | Now, December 8, 1943, come Kent & Kent, attorneys for the plaintiffs above and suggesting the death of Marcus Williams on June 9, 1942, hereby move the Court to amend the parties plaintiff by substituting Grace Williams as the Guardian of Emma Williams and withdrawing Marcus Williams as a party plaintiff, so that the parties plaintiff will be, "Emma Williams, a minor, by Grace Williams, her mother and guardian and Grace Williams, parent in her own right." Service of copy of motion accepted by Defts. atty. Dec. 9, 1943 Dec. 1943 the within motion allowed |
| 4/3/45, received of Paul Slayton, Pro., $16.10 costs + atty fee. Kent + Kent John D. Kent | | |

Dec. 9, 1943 Statement of Claim filed. Service of copy accepted by Defts. atty.

Dec. 17, 1943 Writ issued to join Willard Walton as an additional defendant in this action.

Dec. 17, 1943 Complaint of original deft. against additional deft. filed.

Mar. 20, 1945, Petition to settle action filed;

Order: Now, March 20, 1945, upon presentation and consideration of the foregoing Petition and the consents thereto attached, John D. Kent guardian of Emma Williams, is hereby authorized to settle this case of record upon the payment of Two Thousand ($2,000.00) Dollars to him, and further the said John D. Kent, guardian, is hereby authorized to execute the necessary releases exonerating the defendants from any and all future liability for all, by reason of, or arising out of the injuries sustained by said minor. Per Curiam

O. Clare Kent, P. J.

4/3/45, This case settled and discontinued of record.

Kent + Kent

John D. Kent

Attys. for Plaintiff.

Kent + Kent
47
Duane G. Culbertson
3/26/42. P.D.S.

Willard W. Walton
vs.
Michael Henegan
Issued March 26, 1942

Tax & writ (paid) $2.00
Shff. King (paid) 6.10
Pro. Fo. Co. 12/22/48 Pd. 2.50
atty. 3.00

Summons in Trespass
Returnable to first Monday of April, 1942.

Writ retd Jan. 13, 1943: Served the within Summons personally upon Michael Henegan, on March 27, 1942, at 2:45 o'clock P.M., at the Talon, Inc. Plant No. 7 South Main 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 Bert A. King, Shff.

And now, Dec. 22, 1948 upon motion of defendants attorney, judgment of non. pros. is hereby entered against the plaintiff for failure to file a statement of claim or complaint.

Judgment of Non. Pros.
Paul B. Slayton,
Prothonotary.

Kent & Kent

48

Thomas & Kistler
3/19/42. P.D.S. Pro

Margherita Mastrovito
vs.
Sharon Packing Company and J. R. Bentley
Issued March 10, 1942

| | |
|---|---|
| Tax & writ (paid) | 2.00 |
| Stff. Sling (paid) | 4.80 |
| Stff of Mercer Co (paid) | 7.00 |
| Pro. for Co. 12/19/49 Pd. | 2.50 |
| Atty. | 3.00 |

Summons in Trespass;
Returnable to 1st Monday of April 1942
Writ returned: The Sheriff of Mercer County, Pa., makes return on oath: "On the 16th day of March, 1942, he served the within Summons in Trespass on the Sharon Packing Company, by handing a true and attested copy to Sam Juskovitz, Manager of said company, at 98 Depot Street, Sharon, Mercer County, Penna, at 4:20 P.M., and making known to him the contents thereof. Also, on March 16, 1942, at 4:40 P.M. served on J. R. Bentley at his place of residence, 1525 East State Street, Hickory Twp Mercer County, Penna, by handing a true and attested copy for him, to Mrs. J. R. Bentley, his wife and an adult member of the family, and making known to her the contents thereof. So answers,
Alex Elliott, Sheriff of Mercer County
(See defitization & return of Sheriff Sling on writ.)

And now, Dec. 19, 1949 upon motion of defendants attorney judgment of non. pros. is hereby entered against the plaintiff for failure to file her complaint within one year from the return day of the writ of summons in trespass.

Judgment of Non Pros.
Paul D. Slayton,
Prothonotary.

"M" p. 162.

Stuart A Culbertson

49

Wm. C. Whitney and Stanley McCurdy, Executors of S. Jay McCurdy deceased

vs.

Howard A. Woodard and Lottie M. Woodard.

Entered March 11, 1942

Pro. Slayton (Paid) # 2.25
Atty 3.00
Plff on Original 1.75
Note: #4.00 of costs included in debt.

Of No. 425 September Term, 1932, 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 plaintiffs and against the defendants, for the sum of Seven hundred eighty-five and 28/100 Dollars, being the amount of debt, interest to March 3, 1942, and costs now due on the original judgment with all the waivers and conditions contained in the original judgment note.

Debt # 785.28
Interest from March 3, 1942.
Judgment
Paul D. Slayton, Pro.

W. pp 18411

Nov 16, 1943, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.

Witness:

| | | |
|---|---|---|
| Stuart A. Culbertson<br><br>50<br><br>Kent & Kent<br>Attys. for Garnishee<br>3/30/42. P.D.S.<br><br>Knox, Dec. 24, 1942, receipt of Attorney's fee is hereby acknowledged.<br>Kent & Kent<br>by Robert F. Kent. | Wm. C. Whitney and Stanley McCurdy, Executors of S. Jay McCurdy, Deceased<br>vs.<br>D. L. Probst (and Helen B. O'Brian) Defts and Helen O'Brien, Executrix of the last will and testament of Julia Probst, deceased, Garnishee.<br>Issued March 11, 1942<br><br>Tax & writ (paid) $ 2.75 ✓<br>Sheff. King (paid) 8.40<br>Kent & Kent, Attys. 10.00 | Of No. 210 February Term, 1942, D.S.B.<br>Attachment Execution.<br>Returnable to first Monday of April, 1942, against Deft. D. L. Probst, and garnishee.<br>Writ returned: Service of the within Attachment Execution was accepted by Robert F. Kent, Attorney for Helen O'Brien, Executrix of the last will and testament of Julia Probst, deceased, Garnishee, on March 11, 1942, as per his acceptance on this writ.<br>No service as to D. L. Probst, deft.<br>So answers Bert L. King, Sheriff |

And now Dec 24, 1942 I hereby discontinue this action of record.

Harold A. Clemens
Atty for Pltff.

attest: Paul D. Slayton, Prothonotary

# MAY TERM, 1942

| | | |
|---|---|---|
| Stuart A. Culbertson<br><br>51<br><br>Kent & Kent<br>Attorney for Garnishee<br>3/30/42. P.D.S. | Wm. C. Whitney and Stanley McCurdy, Executors of S. Jay McCurdy, deceased,<br>vs.<br>David L. Probst, Deft. and Helen B. O'Brien, Executrix of the last will and testament of Julia Probst, deceased, Garnishee.<br>Issued March 11, 1942<br><br>Jay & writ (Paid) 2.75<br>Sheff. King (paid) 3.30<br>Kent & Kent, Attys. 10.00 | Of No. 21 February Term, 1942, D.S.B.<br>~~Attachment~~ Execution<br>Returnable to first Monday of April, 1942.<br>Writ returned: Service of the within Attachment Execution was accepted by Robert F. Kent, Attorney for Helen O'Brien, Executrix of the last will and testament of Julia Probst, decd, Garnishee, on March 11, 1942, as per his acceptance on this writ.<br>No service as to David L. Probst, deft.<br>So answers Bert A. King, Sheriff. |

Nov., Dec. 24, 1942, receipt of Attorney's fee is hereby acknowledged.
Kent & Kent
by Robert F. Kent.

And now Dec 24, 1942 I hereby discontinue this action & record.

David L. Culbertson
Atty for Plff.

Attest: Paul D. Slayton, Prothonotary

| | | |
|---|---|---|
| Stuart A. Culbertson | Enon T. Moss and Clara A. Moss, husband and wife; Fred J. Moss and Ella Moss, husband and wife, vs. Ralph E. Stephenson and Margaret Stephenson, husband and wife. Entered March 12, 1942 | Amicable Action in Ejectment with Confession of Judgment. March 12, 1942, Amicable Action, affidavit of defaubt, copy of Agreement, and confession of judgment, by virtue of the warrant of attorney therein, filed. |
| 52 | | And now, March 12, 1942 It is agreed that an Amicable Action in Ejectment be entered by the Prothonotary [with the same effect] as if a Summons in Ejectment had been issued by Enon T. Moss and Clara A. Moss, husband and wife and Fred J. Moss and Ella Moss, husband and wife, as plaintiffs, against Ralph E. Stephenson and Margaret Stephenson, husband and wife as defendants, for all and singular that certain piece or parcel of land situate in the township of Summerhill, County of Crawford, and State of Pennsylvania bounded and described as follows, to wit:- |
| | # Tax & entry (paid) 3.50 Atty 3.00 | |

On the north by land of Orlando B. Smith, three hundred thirty-two (332) feet, more or less; on the east by the west line of an unimproved public highway; on the south by land of G. D. Mackey, two hundred twenty-three (223) feet, more or less; and on the west by the center of the Conneautville-Harmonsburg (Route 18) paved highway, the distance along said highway being three hundred twenty-one (321) feet, more or less; containing two (2) acres, more or less, and having erected thereon a gasoline station and restaurant now in the occupancy of Ralph E. Stephenson and Margaret Stephenson, husband and wife,- as if said summons in ejectment had been made returnable to the first Monday of April, 1942, and had been duly returned as "Served" by the Sheriff upon the said Ralph E. Stephenson and Margaretson, husband and wife.

And the said Ralph E. Stephenson and Margaret Stephenson, husband and wife, hereby confess judgment in ejectment for said premises, in favor of said plaintiffs, without stay of execution.

St. page 172, 172. Judgment

Paul D. Slayton, Prothy

Hab. Fac. Poss, with clause of Fi. Fa. for costs, to No 13 May Term 1942

| | | |
|---|---|---|
| Gerald D Prather<br><br>53 | Petition of John Vallo and Susanna Vallo for Change of Names to John Waylo and Susanna Waylo Entered March 12, 1942<br><br>Pro Slayton (paid) $5.00 | March 12, 1942, Petition presented in open Court and filed.<br>And now, March 12, 1942, upon presentation of the within petition and due consideration thereof, it is ordered that the petition be heard on the first Monday of June, 1942, at 9:30 A. M., or as soon thereafter as the attention of the Court may be had, and it is further ordered that notice of the filing of the within petition, and of the aforesaid date of hearing be published in two newspapers of general circulation in Crawford County, Pennsylvania, once a week for three weeks<br>(See paper filed) Per Curiam.<br>June 1, 1942 Proofs of publication of notice, and certificates of Prothonotary and Recorder of no liens or mortgages against petitioner, filed.<br>Decree: And now, to wit, June 1, 1942, upon hearing the within petition and upon motion of Gerald D. Prather, 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 petitioner, and it appearing that there is no legal objection to the granting of the prayer of the petition,<br>It is hereby ordered, adjudged and decreed that the name of the petitioner be and is hereby changed from John Vallo to John Waylo, and it is further ordered, adjudged and decreed that the name of the petitioner's wife be and is hereby changed from Susanna Vallo to Susanna Waylo.<br>Per Curiam,<br>O. Clare Kent,<br>President Judge.<br>(See paper filed) |

George J. Barco
F. C. Klebart, Jr.
54
J. Berry Eckels
4/6/42. P.D.S.

10-16-43
Read Docket fee of $3.00 G.J. Barco

James A. Strider
vs
Montgomery Ward and Co
Issued March 12, 1942

Jas. Strider (paid) 2.00
Stff. King (paid) 4.60
Pro. Clayton 10/16/43 Ret. 10¢
Pro. disc. & cert. 10/16/43 2/1.50
Atty. 3.00

Summons in Assumpsit, Returnable to first Monday of April next.

March 12, 1942 Statement of claim filed, copy certified.

And now, to-wit, this 15th. day of April, 1942 Motion For More Specific Statement of Claim filed.

Rule

And now, to-wit this 15th. day of April, 1942, upon consideration of the foregoing motion of Montgomery Ward and Co. by its attorney J. Berry Eckels, the Court grants a rule upon the plaintiff to show cause why the Statement of Claim in the above entitled case should not be made more specific rule returnable sec. reg. all proceedings to stays.

Per Curiam,

O. Clare Kent P.J.

Writ returned. Served the within Summons, together with copy of Statement of Claim personally, upon Montgomery Ward Co., by saying to George Piper Manager of said Company on March 18, 1942 at 1:40 o'clock P.M., at No. 272 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, Sheriff.

Sept. 5, 1942, Plaintiffs amended Statement of claim filed. Service accepted by Defts Atty.

On Argt. List for Sept. Term, 1942, No. 23

Sept. 28, 1942. Continued by agreement of Counsel. Per Curia

On Argt. List for Nov. Term, 1942, No. 7. Nov. 24, 1942. Continued by agreement of counsel. Per Curiam.

On Argt. List for Feb. Tr. 1943, No. 6

Feby 23, 1943 Rule for more specific statement of claim discharged by agreement of Counsel. Per Curiam.

On Fall Trial List 1943; No. 18.

"Oct. 4, 1943. Reported as settled."

And now, October 16, 1943 the above entitled case is settled and discontinued of record.

George J. Barco, Attorney for Plaintiff.

Stuart A Culbertson
55
Fred C. Patton

Ineg A. Floch
vs.
Dennis E Floch
Issued March 12, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Shff. King (paid) | 16.90 |
| John C. Spencer, Master | 25.00 |
| Pro. for Co. 5/12/42 Pd. | 8.60 |
| Atty. | 3.00 |
| Pro. Amendment 6/22/42 Pd. | 1.00 |

May 12, 1942, Rec'd $35.00 costs, P. B. &.

May 27, 1942 Rec'd Master's Fee in the above entitled case $25.00
John C. Spencer

June 24, 1942 rec'd of Pltfs Stuart A. Culbertson & Atty for Libellant $10 refund on costs.

Subpoena in Divorce and for the custody of the two minor children of the parties, to wit, Joyce Darlene Floch aged 4 years and Dennis Larry Floch, aged 3 years.

And now, March 12, 1942, the within petition presented in open Court, and Subpoena awarded, returnable to the first Monday of May, 1942.

Per Curiam,
O. Clare Kent P.J.

And now, May 4, 1942, upon motion of libellant presented in Open Court, the libel is amended by striking therefrom the paragraph which reads as follows: "The libellant further avers, as a result of said marriage two children were born, namely Joyce Darlene Floch, age 4 years, and Dennis Larry Floch, age 3 years, and the libellant respectfully prays that the custody of said children be awarded to her."

Per Curiam.

(See paper filed.)

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 25th day of March, 1942, 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 Bert A King, Sheriff.

And now, May 12, 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,

May 22, 1942, Testimony and Report of Master filed.

On Argt. List for May Term, 1942; No. 58.

May 25, 1942 Affidavit as to ~~res~~ respondent, not being in armed service of U.S., filed.

June 9, 1942, after due consideration a divorce is decreed as prayed for and the respondent, Dennis E. Floch, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: June 9, 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 Ineg A. Floch be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Ineg A. Floch, the libellant, and the said Dennis E. Floch, the respondent; and that thereupon all and every the duties, rights and claims accruing to either the said libellant or the said

(Continued on margin)

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.

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|---|---|---|
| George X. Simonetta<br><br>56<br>Stuart A. Culbertson | Arthur Williams, a minor by his Guardian Ruth Hart, and Ruth Hart, mother and parent, in her own right<br>vs.<br>Harold Baird, and The West Mead Township School Board, and Joe Chase<br>Entered March 13, 1942<br>Tax & entry (paid) $2.00<br>Pro. for Co. 4-29-42 Pd. 4.00<br>Atty. 3.00 | Summons in Trespass; Returnable to first Monday of April, 1942<br>And now, March 13, 1942, Stuart A Culbertson, Esq., appears for defendants, and accepts service of a copy of the Summons, with the same force and effect as if the same had been duly issued by the Prothonotary to the Sheriff of Crawford County, Pa., and had been duly served upon the defendants by said Sheriff. (See praecipe) |

April 6, 1942 Petition for Compromise and Settlement of Case filed.

Order

And now, April 6, 1942, on presentation and consideration of the above and foregoing petition, It Is Ordered And Decreed that Ruth Hart, mother of Arthur Williams, and as natural Guardian of the said Arthur Williams, a minor, be and is hereby ordered to compromise and settle for the sum of $175.00, the claim of the said minor for damages resulting from personal injuries, and for 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 said defendants Harold Baird and the West Mead Township School Board and Joe Chase, they, the said Harold Baird and the West Mead Township School Board, and Joe Chase, are released from any and all liability to the said minor, Arthur Williams, for damages arising out of the accident described in said petition.

It Is Further Ordered And Decreed that the sum of Fifty Dollars over and above the payment of the bills shall be paid to the said Ruth Hart, mother of the said Arthur Williams, and that the said defendants shall pay the following bills to the persons entitled thereto as follows: Dr. E. H. Connor, $64.00; City Hospital $50.00, Mrs. Ruth Hart, clothing damage and nursing bill $11.00.

Per Curiam,
O. Clare Kent P.J.

now April 29, 1942 received $3.00 — the within docket fee
George J. Simonetta
Atty for Plffs.

now April 29, 1942
The above case is hereby discontinued of record and settled.
George J. Simonetta
atty for Plffs.

now April 29, 1942
Received $2.00 cost advance refund. —
George J. Simonetta
Atty for Plff.

57

John R. Walker
R.# 5, Cochranton
vs.
Stewart Walker
Entered March 16, 1942

Pro. Slayton (paid) $ 2.25
Plff. on Orig. 1.75

Of No. 274 February Term, 1937, 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 the plaintiff and against the defendant for the sum of Four thousand two hundred twenty and no/100 Dollars, being the amount of debt, interest to March 22, 1937, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $ 4220.00
Int. from March 22, 1937.

Wa. page 165

Judgment.
Paul D. Slayton, Prothy.

25¢ Paid 6-21-45

June 20th, 1945

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

X John R. Walker

Witness: Paul D. Slayton

58
Kent & Kent

Commonwealth of Pennsylvania, Department of Revenue
vs.
E. G. Wilson
Entered March 16, 1942
Pro. Slayton (paid) $5.00

March 16, 1942, Petition of E. G. Wilson for restoration of his operators license plate No. 5114553, and License No. 538159 presented to Hon. O'Clare Kent, P.J. and filed. Now, March 16, 1942, upon presentation and consideration of the foregoing petition, it is ordered that a hearing upon said matter shall be held on the fourth day of May, 1942, at 10 o'clock A.M., or as soon thereafter as the attention of the Court can be had, 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 the said Secretary of Revenue shall return unto said petitioner his operators license, plate No. 5114553, and license No. 538152 and that said operators license shall be valid for all purposes until final determination by this Court.

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

(See paper filed.)

Now, May 4, 1942, After hearing had upon this appeal, the appeal is sustained, and the action of the Department of Revenue in suspending defendants operators license or privilege is reversed.

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

(See paper filed.)

John H. Bozic
59

Claude L. Larcom
vs.
Nellie H Larcom
Issued March 17, 1942

Subpoena in Divorce
And now, March 17, 1942 Subpoena awarded, Returnable to 1st Monday of May next.
Per Curiam,
O. Clare Kent, P.J.

Tax writ 5/1/42 Paid $ 3.00
Sheriff Ring (paid) 3.60
Geo. X. Simonetta, Master 25.00
Pro. for Co. 5-5-42. Pd. 8.60
Atty. 3.00

Subpoena returned: Served the within Subpoena in Divorce upon the Respondent personally, on the 25th day of March, 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 as above. So answers Bert A. King, Sheriff

May 4, 1942 Rec'd $35.00 costs. O.B.S.

And now, May 4, 1942 George X. Simonetta, Esq., is appointed Master to take testimony in the above entitled case and make report to the Court.
Per Curiam.

now May 15, 1942
Received $25.00
Master fee in above entitled case
George X. Simonetta
master.

May 15, 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942; No. 26.
May 25, 1942, ~~Affidavit~~ as to non service of respondent in the armed forces of the US, filed.

6/23/42.
Received $1.00
from Doyle Sleyster
Atty for Bozic
Costs

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 Claude L. Larcom, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Claude L. Larcom, the libellant, and the said Nellie H. Larcom, 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.

Paul E. Thomas

60

Sept 17, 1942 Writ #13 Sci fac.
Paul E. Thomas atty.

Crawford County Trust Co., Meadville Penna,

vs

Joseph M. Dickey

Entered March 18, 1942

Pro. Slayton (paid) 225

Atty 3.00

Of No. 82 May Term, 1937 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 the sum of Two thousand Dollars, being the amount of debt, interest to Jan. 1, 1942, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note

Debt $2000.00

Int. from Jan. 1, 1942.

D. page 145.

Judgment.

Paul D. Slayton, Prothy

Sept 16, 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. D. Dickey

attorney-in-fact

61

The Gravel Run Cemetery Association
vs.
Meadville Gospel Center, a corporation, and C. R. Diehl.
Entered March 18, 1942.
Pro. Slayton 9/24/42 Paid # 2.25

Of No. 261 February Term, 1937, D. & C. Amicable Scire Facias sur Judgment.
It is agreed That that the Prothonotary of said 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 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 and no/100 Dollars, being the amount of debt, interest to April 26, 1942 and costs now due on the original judgment with all the waivers and conditions contained in the original judgment note.

Dated _____ 19__

Signed, sealed and delivered in the presence of
(5) B. H. Holtkamp

(5) C. R. Diehl (Seal)

Debt # 900.00
Int. from April 26, 1942.
Judgment
Paul D. Slayton, Pro.

D. page 22.

March 14, 1947, Ann. Sci. Fa. to No. 47 May Term, 1947.

62

The Gravel Run Cemetary Association
vs.
Meadville Gospel Center, a corporation, and Fred W. Handley
Entered March 18, 1942
Pro. Slayton 3/24/42 Paid $2.25

Of No. 262 February Term, 1937, 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 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 and no/00 Dollars, being the amount of debt, interest to April 26, 1942, and costs now due on the original judgment; with all the waiver and conditions contained in the original judgment note

Dated _____ 19__.

Signed sealed and delivered in the presence of (S) B. H. Holtkamp

(S) Fred W. Handley (Seal)

Debt $600.00
Int. from April 26, 1942
Judgment
Paul D. Slayton, Prothy.

Ha. page 130.

Mar. 13, 1947, Ann. Sci. Fa. to No. 45 May Term, 1947.

| | | |
|---|---|---|
| Herbert A. Mook<br>63<br>F. Joseph Thomas | Stanley Urbaniak<br>vs<br>Peter Jafko<br>Issued March 18, 1942<br><br>Jdg & writ (paid) $ 2.00<br>Sheriff King (paid) 8.10 | Summons in Trespass;<br>Returnable to the first Monday of April, 1942<br>April 2, 1942, F. Joseph Thomas, Esq appears for defendant. (See paper filed.)<br>Writ returned Jan. 13, 1943: Served the within Summons personally, upon Peter Jafko, on March 30, 1942, at 3:35 o'clock P.M., at the American Viscose Gate House, in the township of Vernon, Crawford County, Pa., by handing to him a true and attested copy thereof, and making contents of same known to him.<br>So answers Bert A King, Sheriff |

J. Perry Eckels
64

L. E. Hall Estate
vs.
Clyde A. Wood
(Lulu Wood, deceased)
Entered March 18, 1942

Pro. Slayton (paid) $ 2.25
Atty 3.00

Of No. 267 February Term, 1937 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 One Hundred Seventy five and 00/100 ($175.00) Dollars, being the amount of debt, interest to May 14, 1942, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Dated March 17, 1942
Signed, Sealed and Delivered in the presence of
Pgd) D. M. Hall
Clair W. Wood

(S) Clyde A. Wood (Seal)

Debt $ 175.00
Int. from May 14, 1942
Judgment
Paul D. Slayton, Prothy

W.o. page 19.

May 7, 19 42
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
Attorney for Plaintiff
Witness: Paul D. Slayton, Pro.

F. C. Kiebort, Jr.

65

Thomas & Kiebort

April 7, 1942, received 3.00 docket fee.
F. C. Kiebort, Jr.
atty. for Plaintiffs

April 11, 1942 the above action is settled and discontinued.
F. C. Kiebort Jr.
atty. for Plaintiffs.

Glenn Kuhn, a minor by Arthur Kuhn, his Guardian, and Arthur Kuhn and Mildred Kuhn parents, in their own right

vs.

J. Albert Holabaugh

Entered March 19, 1942

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|---|---|
| Jay & writ (fd 4/7/42) | $ 2.00 |
| Pro. Slayton (fd 4/7/42) | 4.00 |
| Atty | 3.00 |

Summons in Trespass
Returnable to first Monday of April next.

And now, March 19, 1942, Thomas & Kiebort appear as and for the defendant, 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)

April 6, 1942, Petition to compromise and settle claim presented in open Court and filed.

Now, April 6, 1942, on presentation and consideration of the above and foregoing petition, it is ordered and decreed that Arthur Kuhn, father of and as guardian of Glenn Kuhn, a minor, be and he is hereby authorized to compromise and settle for the sum of $175.00, the claim of said minor for damages resulting from personal injuries and property damage 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 or for the defendant, J. Albert Holabaugh, he the said J. Albert Holabaugh, his heirs, executors, and administrators, are released from any and all liability to the said minor, Glenn Kuhn, for damages arising out of the accident described in said petition. It is further ordered and decreed that the said sum of $175.00 be paid to the said minor, Glenn Kuhn, and on receipt thereof by him, petitioner is authorized to discontinue the above action of record.

Per Curiam
O. Clare Kent, P.J.

(See paper filed)

66

John A. Kellogg or Sylvester Kellogg
vs.
Gus A. Probst and W. S. Probst
Entered March 20, 1942
Pro. Slayton (paid) $2.25

Of No. 279 February Term, 1937 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 returned; and that a judgment be entered thereon in favor of the plaintiff and against the defendants for the sum of Three Hundred Thirty-two and 25/100 Dollars, being the amount of debt, interest to March 18, 1942, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $332.25
Int. from March 18, 1942
Judgment.
Paul D. Slayton, Prothy.

R. pp. 178, 179.

Nov. 6, 1944
Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
John A. Kellogg
Witness: Paul D. Slayton

Peters & Prather
67

Martha H. Irvin
vs.
Albert Dean Irvin
Issued March 20, 1942

Tax & writ (paid) $ 3.00
Shff. King (paid) 1.60
Shff. King, alias (paid) 1.60
Shff. King, proc. (paid) 11.15
Faris J. Thomas, Master 25.00
Pro. for Co. 9-9-42, Pd. 10.50
Atty. 3.00

Sept. 8, 1942, Recd. $35.50 costs. P.D.S.

Sept. 26, 1942, Recd. Master's fee in within case.
Faris J. Thomas, Master

Subpoena in Divorce

And now, March 20, 1942, Subpoena awarded, Returnable to first Monday of May, 1942.

Per Curiam
O. Clare Kent, P.J.

Subpoena returned: And now, May 4, 1942 Non est inventus as to the within named respondent. So answers Bert A. King, Sheriff.

And now, May 6, 1942, Alias Subpoena in Divorce issued, returnable to first Monday of July next.

Alias Subpoena retd: July 6, 1942 - Non est inventus as to within named respondent. So answers Bert A. King, Sheriff.

July 21, 1942 Order issued for publication in Divorce returnable to first Monday of Sept. next.

Sept. 8, 1942, Proclamation retd: ----- I have made proclamation in the above entitled case according to law, and caused the same to be published in the Titusville Herald, Titusville, 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 8, 1942 Faris J. Thomas, Esq., is hereby appointed Master to take testimony in above captioned divorce case and make report thereon to the Court. Per Curiam

Sept. 26, 1942, Affidavit that respondent is not in military service filed.

Sept. 26, 1942, Testimony and Report of Master filed.

On Argt. List for Sept. Term, 1942; No. 72.

Now October 16, 1942, after due consideration a divorce is decreed as prayed for and the respondent, Albert Dean Irvin, is ordered to pay the cost of this proceeding. Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 16, 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 Martha H. Irvin, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Martha H. Irvin, the libellant, and the said Albert Dean Irvin, 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.

# MAY TERM, 1942

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| 68<br>Charles B. Stagner | George H. Faunce<br>vs.<br>Ray L. Hollenbeck & Hilda Hollenbeck<br>Entered March 23, 1942<br><br>Tax & writ (paid) $ 1.50 ✓<br>Costs on Trans. (paid) 10.12 | Appeal by Defts. from Judgment of Peter B. Tarr, Alderman.<br>April 6, 1942. Proof of service of notice of appeal filed. |

# MAY TERM, 1942

Stuart A Culbertson
6g

May 4, 1942, Rec'd $35.00 costs.
P. B. & L.

May 21, 1942 Rec'd 25.00
Masters fee.
J. Pr Eckels

June 24, 1942 receives as above
J Pr Eckels Master
$1.40 refund on costs.
Stuart A Culbertson
Atty for Libellant

Ammon George Smith
vs.
Nancy B. Smith
Issued March 23, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Sheff. King (paid) | 7.30 |
| J. P. Eckels, Master | 25.00 |
| Bro. for Co. 5-5-42 Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce, and for the custody of George N. Smith, aged 6 years, minor child of the parties.
And now, March 23, 1942, the within petition presented in open Court and Subpoena awarded, returnable to the first Monday of May, 1942.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 1st day of April, 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 as above. So answers Bert A. King, Sheriff.

And now, May 4, 1942, J. P. Eckels, Esq., is hereby appointed Master to take testimony in the above entitled case and make report to the court.

Per Curiam.

May 21, 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942, No. 36.
May 26, 1942, Affidavit of respondent as to non-military service filed.

Now June 4, 1942, 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. 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 Ammon George Smith, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Ammon George Smith, the libellant, and the said Nancy B. 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.

J. A. Boland
7/16/42 P.D.S.

70

May 3 1943
Rec'd S.V. Clemens
Costs. Jug Mess Clerk
L. Mathews Jr.

Supreme Paint & Varnish Company, Chicago, Illinois
vs.
Irving Cocrass, doing business as Irving's Wall Paper & Paint Store
Entered March 23, 1942

| | | |
|---|---|---|
| Tax & writ (paid) | | 1.50 |
| Costs on Trans | | 8.25 |
| Pro. for Co. 4/28/43 Pd. | | 3.50 |
| Atty | | 3.00 |

Appeal by Deft from Judgment of S. G. MacTarnaghan, Alderman March 25, 1942, Acceptance of Service of notice to plff. of filing appeal, filed.

July 16, 1942, Statement of claim filed. — copy certified.

August 3, 1942 Affidavit For Security For Costs filed.

Order: Kent, P. J.

And Now, August 3, A. D. 1942, upon filing the within affidavit, and on motion of F. Joseph Thomas, Attorney for the defendant the Court grants a rule on the plaintiff to show cause why it should not give security for costs. Returnable sec. leg. and sec. reg. All proceedings to stay meanwhile.

Per Curiam,
O. Clare Kent,
President Judge.

Aug. 17, 1942, Acceptance of service of affidavit for security for costs filed.

March 22, 1943 Bond of plaintiff, with Indemnity Insurance Company of North America as surety, in the sum of Two hundred Dollars, ($200.00), as security for costs in this case, filed.

Apr 28-1943 This case is settled and discontinued
J. A. Boland atty for Plff

Stuart A. Culbertson
71

May 4, 1942, Recd. $35.00 costs.
P. D. S.

May 20 1942 Recd. $25 more Fee
Walter J. McClintock

June 24, 1942 Recd
J. P. S. Hayford
$1.40 refund on
Cost
Dwight R. Watson
Atty for Libellant

Allan Lucy Button
vs.
Fred Button
Issued March 23, 1942

| | # |
|---|---|
| Jay & writ (paid) | 3.00 |
| Sheriff King (paid) | 3.40 |
| Sheriff Erie Co. (paid) | 7.50 |
| Walter J. McClintock, Master | 25.00 |
| Cro. for Co. 5-5-42 Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce

And now, March 23, 1942, the within petition presented in open Court and Subpoena awarded, returnable to the first Monday of May, 1942

Per Curiam,
O. Clare Kent P.J.

Subpoena returned: Neil V. Robbins, Deputy Sheriff of Erie County, Pa., makes affidavit and return: That on the 10th day of April, 1942, at 10:35 A.M., E.S.T. he served the within named Fred Button, by handing to him personally, at his place of residence, R.F.D. #4, Union City, Pa., a true and attested copy of the attached Subpoena in Divorce, and made the contents thereof known to him. —— (See affidavit on subpoena).

Served the within Subpoena in Divorce upon Fred Button, Respondent, by deputizing the Sheriff of Erie County, Pa., as per his return hereto attached. So ans Bert King, Sheriff.

And now, May 4, 1942 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 20, 1942, Testimony and Report of Master filed.

On Argt. List for May Term, 1942, No. 29.

May 25, 1942, affidavit as to respondent not being in armed forces of U.S., filed.

Now June 3, 1942, After due consideration a divorce is decreed as prayed for and the respondent, Fred Button, 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. 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 Allan Lucy Button, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Allan Lucy Button, the libellant, and the said Fred Button, 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 | Federal Farm Mortgage Corporation | Scire Facias sur Mortgage upon mortgage recorded in |
| 72 | vs. | Mortgage Book No. 163 page 146; |
| | Howard W. Stafford and Velma Stafford, | Returnable to first Monday of |
| | his wife, terre tenants | April next. |
| | and real owners | March 24, 1942 Affidavit that terre |
| | Issued March 24 1942 | tenants are not in the military or |
| | | naval service of the U.S. etc. filed |
| | | Same day, Affidavit as to real |
| | Tax & writ (paid) # 3.50 | owners filed. |
| | Recorder Smock .50 | Same day, Affidavit of default filed |
| | Shff. King (paid) 12.80 | Same day, Release of mortgagors, |
| | Pro. Slayton 7/7/42. Pd. 4.00 | their heirs, personal representatives |
| | Atty 3.00 | and assigns, from personal liability under pltffs mortgage, filed |
| | | Same day, Statement of claim |
| | | filed. 2 copies certified. |

Writ returned: Served the within Sci. sur Mortgage together with copy of Statement of claim upon Howard W. Stafford terre tenant and real owner, on March 25, 1942 at 1:30 P.M. at his residence in Bloomfield Township, Crawford County, Pa., by handing to Velma Stafford, his wife, an adult member of his family, a true and attested copy of the same, and making known to her the contents thereof. Also served the same personally upon Velma Stafford, terre tenant and real owner, at her residence in said township, on March 25, 1942, at 1:30 P.M. by handing to her a true and attested copy of the same, and making contents thereof known to her.

So answers Bert A. King, Sheriff

And now, April 14, 1942 On motion of plaintiff's attorney, judgment is entered in favor of the plaintiff and against the said Howard W. Stafford and Velma Stafford, his wife, Terre Tenants and Real Owners, for want of an appearance, and no affidavit of defense having been filed at this date; and same liquidated at the sum of Nine hundred ninety and 65/100 Dollars, with costs of suit. (See paper filed.)

Debt # 990.65

Int. from April 14, 1942

St. pages 46 & 52. Judgment

Paul D. Slayton, Pro.

Scr. Fac. to No 40 May Term, 1942.

Paul E. Thomas

73

Alliance First National Bank of Alliance, Ohio
vs.
A. Axelrod
Issued March 25, 1942

Tax & writ (paid) $2.00
Shff. King (paid) 4.60
Pro. for Co. 4/8/42. Pd. 1.50
Atty. 3.00

Summons in Assumpsit, Returnable to first Monday of April next.
March 25, 1942, Statement of Claim filed. Copy certified.
Writ returned: Served the within Summons, together with copy of Statement of Claim, personally, upon A. Axelrod, on March 27, 1942, at 2:10 o'clock P. M., at No. 858 Water 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, Sheriff

And now, Apr. 8, 1942 the above claim having been paid in full the above action is hereby settled and discontinued of record
Paul E. Thomas
atty for plff.

# MAY TERM, 1942

F. Joseph Thomas,
Mortimer E. Graham.
Gunnison, Fisher, Gifford & Chapin
See Statement of claim filed

Kent to Kent for defendant
Teleweld, Inc.
4/3/42. P.D.S.

Paul E. Thomas 10/16/42.
for Teleweld, Inc.

Howard Barns
vs.
Teleweld, Inc., an Illinois Corporation, and Floyd Hanson
Issued March 25, 1942.

| | |
|---|---|
| Tax & writ (paid) | $ 2.00 |
| Staff King (paid) | 10.18 |
| Pro. Slayton 10-4-43. Pd. | 6.05 |
| Atty | 3.00 |
| Pro. Cost. 10-4-43. Pd. | .50 |

Summons in Trespass,
Returnable to the first Monday of April next.

Writ returned: Now, April 6, 1942 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, Pa. on March 27, 1942, which was duly received by him on March 30, 1942, as evidenced by the registry return receipt hereto attached and made part of this return; also, served same on the defendant Teleweld, Inc, an Illinois corporation, 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. 628 Railways Exchange Bldg, Chicago, Illinois, his last known address, which was duly received by him on April 1, 1942, 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. Nihil habet as to Floyd Hansen, one of the within named defendants.

So answers Bert A. King, Sheriff.

Oct. 2, 1942. Statement of claim filed

Oct. 16, 1942, Paul E. Thomas, Esq. appears for Teleweld, Inc one of the defts. in the above entitled case. (See paper filed)

On Winter Trial List, 1943; No. 27.

Jany 4, 1943 Continued on application of defendant.

Per Curiam.

On Spring Trial List 1943; No. 14.

March 1, 1942 Continued on application of defendant Per Curiam.

On Fall Trial List 1943; No. 14.

"Oct 4, 1943 Reported as settled."

And now October 4, 1943 this case is settled, ended and discontinued.

F. Joseph Thomas
Attorney for Plaintiff

And on Oct 4, 1943 I rec'd Docket fee
F. Joseph Thomas

Stuart A. Culbertson
75

May 4, 1942, Recd. $35.00 costs.
P.D.B.

May 22-1942 - Rec'd
Bo Master fees.
Geo. C. Magee Jr.

June 24 1942 recd
of Pro Clayton
$1.40 refund in
costs.
Stuart A. Culbertson
Atty for Libellant

Lina M. Stark
vs.
Edward W. Stark
Issued March 25, 1942

| | |
|---|---|
| Tax & writ (pd 3/26/42) | $ 3.00 |
| Shff. King (paid) | 8.30 |
| Geo. C. Magee, Jr., Master | 25.00 |
| Pro. for Co. 5-5-42 Pd. | 8.60 |
| Attys. | 3.00 |

Subpoena in Divorce

And now, March 25, 1942, the within petition presented in open Court and Subpoena awarded, returnable to first Monday of May, 1942.

Per Curiam,
O. Clare Kent P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 26th day of March, 1942 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 Bert A. King, Sheriff.

And now, May 4, 1942, George C. Magee, Jr., Esq. is hereby appointed Master to take testimony in the above case and make report to the court.

Per Curiam,

May 22, 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942, No. 48.

May 25, 1942, Affidavit as to respondent not being in armed forces of U.S. filed.

June 8, 1942, After due consideration a divorce is decreed as prayed for and the respondent, Edward W. Stark, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: June 8, 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 Lina M. Stark, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Lina M. Stark, the libellant, and the said Edward W. Stark, 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
76

May 18, 1942 Rec'd $35.00 costs
R. B. S.

5/23/42. Paid W. J. Sirdevan $35.00 master by check No. 1166. R. B. S.

Rec. 4/24/42 of Paul Slagle 1/4 Repd.
R. B. Mahany

Oval Alden
vs.
Harry Alden
Issued March 26, 1942

Tax & writ paid $3.00 ✓
Staff King ---
Eland A. Parker on Sub
Wm. J. Sirdevan, Master 25.00
Pro. for Co. 5-18-42, Bd. 8.60
Atty. 3.00

Subpoena in Divorce

And now, March 26, 1942 Subpoena awarded, Returnable to first Monday of May, 1942.

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

Subpoena returned with affidavit endorsed, made by Eland A. Parker, Constable of Union City, Erie County, Pa., setting forth: That on April 3 1942 he served the within Subpoena in Divorce, on Harry Alden the respondent, in the Second Ward of the Boro. of Union City, Erie County, Pa, by handing a true, correct and attested copy thereof to him, the said Harry Alden, and by reading the contents of the original Subpoena in Divorce to him and explaining the contents thereof to him.

And now, May 18, 1942 Wm. J. Sirdevan, Esq., is appointed Master in Divorce as prayed for.

Per Curiam

May 23, 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942, No. 60.
May 27, 1942, Affidavit of non-military service of respondent filed.

June 9, 1942, After due consideration a divorce is decreed as prayed for and the respondent, Harry Alden, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: June 9, 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 Oval Alden, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Oval Alden, the libellant, and the said Harry Alden, 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
77
Stuart A. Culbertson
18. 1942. Rec'd $3.00
Sel. Cibin within action
H. H. Madaughan

Wallace K. Foulk
vs.
Leora M. Palmquist
Entered March 27, 1942

| | | |
|---|---|---|
| Jax. Entry Paid | $ | 1.50 |
| Costs on Trans. $5.00 on Pd. $2.00 Pd. | | 0.05 |
| Pro. Slayton for Co 12-11-42. Pd. | | 9.80 |
| Jury fee 12-11-42. Pd. | | 4.00 |
| Atty | | 3.00 |
| Pltff's Bill of Costs 12-11-1942. Paid | | 15.50 |
| Pro. incl. disc. & costs. | | 4.00 |

Appeal by Defendant from Judgment of S. G. MacTarnaghan, Alderman March 28, 1942 Acceptance of notice of filing appeal filed.
April 7, 1942 Statement of claim filed
Service accepted by Defts. atty.
On Fall Trial List, 1942, No. 32.
And now, October 13, 1942 Jury selected, called and sworn as follows: 1- Mrs. C. C. Miner, 2- H. A. Bater, 3- Mrs. Blanche Murphy 4- G. P. Briggs, 5- R. Gordon Gutshall, 6- Thomas A. Sloan, 7- Mrs. Dorothy Falck, 8- Joe K. Callahan, 9- Mrs. Emerson Glancey, 10- Wm. R. Fielding, 11- Harry W. Yocum, 12- Mrs. Don Spaulding: twelve good and lawful persons, who upon their solemn oaths which they have taken, say, October 14, 1942, they find in favor of Wallace K. Foulk, plaintiff, for the amount of bill $130.95, with legal interest from Feby 16, 1942
"P", page 182.
Oct. 14, 1942, Defendants point filed.
And now, October 15, 1942, On motion of Defts atty, a rule to show cause why judgment non obstante veredicto upon the whole record as to the defendant, is hereby granted, returnable see leg.
(See paper filed)
Per Curiam,
O. Clare Kent, P.J.
Oct. 15, 1942, Motion and reasons on part of defts for a new trial filed.
And now, October 15, 1942, a rule is hereby granted in the above case to show cause why a new trial should not be granted. The Stenographer is hereby ordered to transcribe all the evidence, charge of the Court, and duly certify and file the same so as to become part of the record; and the defendant is hereby granted leave to file additional reasons for new trial within thirty days after said testimony has been transcribed and filed.
(See paper filed)
Per Curiam,
O. Clare Kent, P.J.

And now Dec 17, 1942 this case is settled ended and discontinued
F. Joseph Thomas
Attorney for Plaintiff

Dec 17, 1942 rec'd $23.50 witness fees and costs including docket fee,
F. Joseph Thomas

Dec 18 1942 Read of Def'd Hayd $3.50 refund on costs.
Dwight K. Culbertson
Atty for Def.

J. E. Jack
78

Albert J. Thompson
vs.
Marie V. Thompson
Issued March 27, 1942

Tax (writ (paid) $3.00
Benj. F. Kraffert, Master 25.00
Pro. for C. 5-5-42 Pd. 8.60
Atty. 3.00

May 4, 1942, Rec'd $35.50 costs.
P. D. S.

May 25, 1942. Rec'd $25.00 for Masters Fee
B. F. Kraffert Jr.

July 2, 1942. Rec'd of Paul D. Slayton, $1.90 refund.
J. E. Jack.

Subpoena in Divorce

And now, March 27, 1942 the within petition presented and Subpoena awarded, returnable to the first Monday of May, 1942.

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

Subpoena returned: John W. Prather makes affidavit: That he did serve the within Subpoena on the within named respondent, Marie V. Thompson personally, on Saturday, April 18, 1942, at 1:15 P. M., at No. 518 East Bloss Street, Titusville, Penn'a, by reading the same to her, and making known the contents thereof to her, and by handing a true and attested copy of the same to her." (See affidavit on Subpoena)

And now, May 4th, 1942 Benj. F. Kraffert, 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. 61.
May 25, 1942, Affidavit that respondent is not in military service, filed.
June 9, 1942, After due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P. J.

Decree

And now, to-wit: June 9, 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 Albert J. Thompson, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Albert J. Thompson, the libellant, and the said Marie V. Thompson, 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

| | | |
|---|---|---|
| Charles B. Stegner<br>79 | La Valley, McLeod Kinkaid Co., Inc.<br>vs.<br>C. L. Grove<br>Entered March 31, 1942<br>Pro. Slayton (paid) $ 2.25<br>Atty 3.00 | Of No. 293 February Term, 1937, D.S.B.<br>Amicable Scire Facias sur Judgment.<br>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; and that a judgment be entered thereon in favor of the plaintiff and against the defendant, for the sum of Nineteen hundred fifty-one and 75/100 Dollars, being the amount of debt, interest to April 1, 1942, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.<br>Debt $1951.75<br>Interest from April 1, 1942<br>G. page 94. Judgment.<br>Paul D. Slayton, Pro'thy. |

Herbert E Varnum

80

Aug. 18, 1942 Rec'd check to N.E. Schoppe, Tax Collector of Titusville, $148.80 Taxes for 1942
Herbert E Varnum, Atty

Aug. 19, 1942 Recd. from Pro Slayton $332.35 taxes 1940 & 1941 on the court order.
Thos. Jno. McClinton Co. Sol.

and now May 7. 1946
Received of Paul A. Slayton, Pro, $25 41.10.
Chas. A. Slayton.

In re condemnation of land of Heirs of Lucia E. Andrews, deceased, to-wit, P.A. Andrews; Elinore A. Steele (sole heir of P.N. Andrews, decd); T.L. Andrews; Lillian Andrews; and Mrs. J.W. Reeve, - by Titusville School District, Titusville, Penna
Entered April 1, 1942

Pro. Slayton 8/5/42. Paid $5.00
Pro. S. 8/5/42. Paid 5.00
Pro. S. 3-1-45 Paid 3.50

April 1, 1942, Petition presented to Hon. O. Clare Kent, P.J., and filed; the land taken for school purposes being known as Lot No. 84 in Kerr's Addition to the City of Titusville, and situated in the First Ward of said City, at No. 322 East Walnut Street.
Indexed in Ejectment & Misc Index

And now, this first day of April, 1942, in consideration of the foregoing petition and motion of Herbert E Varnum, Attorney for the Titusville School District, the following three residents of Crawford County are appointed Jury of Viewers: Fred C. Kiebort, Sr., Esq., Charles W. Ramsey and J.A. Stockton, who shall on Monday, April 20, 1942, at 10 o'clock A.M. E.W.T. conduct a hearing, after having been first duly sworn and affirmed to perform their duty with fidelity and according to law, when they shall view and examine the premises so taken by the said School District, and after hearing such parties as may desire to be heard, shall decide and make a true report to the said Court concerning the matter set forth in the foregoing petition and submitted to them, and taking into consideration the quality, location of and improvements upon the land so taken and occupied for school purposes, as aforesaid and taking into consideration the damages sustained and the benefits accruing, shall estimate and determine what amount of damages, if any, have been sustained by the owners of said premises, by reason of the taking of said land by the Titusville School District, and to whom payable, if they can ascertain the legal owners thereof. Such hearing may be adjourned from time to time, as said Jury may direct, and the said Titusville School District and the parties interested shall have at least five (5) days notice of the filing of such report, by registered mail to those owners who are non-residents of Pennsylvania. The notice of the time for the aforesaid hearing shall be given by the petitioners to the said Viewers and other parties interested, and if said parties interested can not receive personal notice because of non-residence, notice shall be given of said view by registered letter and by advertisement two times in the Titusville Herald, Titusville, Pennsylvania.
(See petition filed)
Same day, Orders to Viewers issued.

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

Continued on page 245.

May 4, 1942 Proof of service of notice of filing Viewers report filed
May 4, 1942, Report of Viewers filed in Open Court finding and awarding as follows:—

"From our view and inspection and the testimony offered before us, and taking into consideration the quality and location of and the improvements upon the land taken and occupied for school purposes, we find and conclude that the owners of said land have sustained damages in the sum of three thousand ($3000.00) dollars by reason of the taking of their land by the School District of Titusville."

"P. C. Andrews, J. L. Andrews, Lillian Andrews, Mrs. J. W. Reeve and Eleanor A. Steele each have an interest in said land but we have been unable to ascertain whether they are the sole owners thereof." "It also appears that Charles B. Stegner has a contingent interest in said premises. Therefore, we are unable to determine to whom the damages are payable."

Now, May 4, 1942, the within report filed in open Court, and confirmed nisi, confirmation to become absolute if no exceptions are filed to, or appeal taken from, said report within thirty days after the filing thereof.

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

(For next preceding entries see page 695.)

Now July 7, 1942 Petition To Pay Award Into Court filed.
(See Paper filed)

Order.

And Now, this 6th. day of July, 1942, in consideration of the foregoing petition and upon motion of Herbert E. Varnum, Attorney for petitioner, The School District of the City of Titusville is granted a rule to show cause on the Heirs of Lucia Andrews, deceased, and on lien creditors against the premises in this proceedings why the School District of the City of Titusville should not be permitted to pay into Court the damages awarded in the above entitled case by the Jury of Viewers in the amount of $3,000.00 plus interest at the rate of six percent per annum from the date of the report, May 4, 1942, and after said payment into Court the owners of such premises or its lien creditors shall look to said fund for all damages accruing to them on account of taking of said property.

Notice of this rule shall be given to all the Known Heirs of Lucia Andrews, deceased, and lien creditors aforementioned, but if non-residents of the state of Pennsylvania notice by registered letter and advertisement two times in The Titusville Herald shall be given them.

Returnable to First Monday of August next.

Per Curiam.
O. Clare Kent P.J.

(For subsequent entries, see page 695 et sec.)

# MAY TERM, 1942

Dickson Andrews
81

Charles Madison Foster
vs
Irene G. Foster
Issued April 3, 1942

Tax & writ Paid # 3.00
Sheriff King (paid) 1.60
Shff. King, alias (Pd) 1.60
Shff. King, Proc. (Paid) 11.15
Otto A. Stolz, Master 25.00
Pro. for Co. 9-9-42, Pd. 10.50
Atty. 3.00

Sept. 8, 1942, Recd. #35.50 costs.
P. D. S.

Sept 23-42 Recd Masters Fee
$25.00 Otto A Stolz

Subpoena in Divorce
And now, April 2, 1942 the within petition presented, and subpoena awarded, returnable to the first Monday of May, 1942.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: And now, May 4, 1942 Non est inventus as to the within named respondent
So answers Bert A. King, Shff.

May 4, 1942 Alias Subpoena in Divorce issued, returnable to first Monday of July next. So answers
Bert A. King, Sheriff.

Alias Subpoena returned: July 6, 1942, Non est inventus as to the within named respondent.
So answers Bert A. King, Sheriff

July 7, 1942 Order issued for publication in divorce, returnable to first Monday of Sept. next.

Sept. 8, 1942, Proclamation rec'd:-----I have made proclamation in the above entitled case according to law, and caused the same to be published in the Titusville Herald, Titusville, 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, Sept. 8, 1942 Otto A. Stolz, Esq., is hereby appointed Master to take the testimony of witnesses in the above case.
Per Curiam.

Sept. 21, 1942, Affidavit that respondent is not in the military service of the U.S. filed.

Sept. 23, 1942, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942; No. 49.

Now October 2, 1942, after due consideration a divorce is decreed as prayed for. Per Curiam. O. Clare Kent P.J.

Decree: And now, to-wit: October 2, A.D. 1942, 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 Charles Madison Foster, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Charles Madison Foster, the libellant and the said Irene G. Foster, 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.

J. Perry Eckels
82

M. P. Levy Co., Inc.
vs.
Paul G. Strong, doing business as Sea Food Market
Issued April 3, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 2.00 |
| Shff King (paid) | 4.90 |
| Pro. for Co. 12/30/42. Pd. | 3.00 |
| Atty | 3.00 |

Summons in Assumpsit
Returnable to first Monday of May next,
April 3, 1942, Statement of Claim filed.
Copy certified.

Writ retd: Served the within Summons, together with Copy of Statement of Claim, personally upon Paul G. Strong, doing business as Sea Food Market, on April 16, 1942, at 9:15 o'clock A. M., at his place of business on 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, Sheriff

And now, June 30, 1942, on motion of plaintiff's attorney judgment is hereby entered against the defendant and in favor of the plaintiff for want of an appearance and affidavit of defense and liquidated in the sum of Four hundred seventy three & 63/100 Dollars, with costs of suit.

Debt $ 473.63
Interest from June 29, 1942.
Judgment
Paul D. Slayton, Prothy.

Sum-page 170; Corp.-page 117.

J. Perry Eckels

83

Thomas & Pittock
4/23/42. P.D.S.

Now, November 2, 1956, this case is hereby discontinued of record.
J. Perry Eckels
Atty. for Plff.

Nov 2, 1956 Paid 9.60 my cost
J. Perry Eckels

Michigan Motor Freight Lines
vs.
Erie Railroad Company
Issued April 3, 1942

| | |
|---|---|
| Tax & writ (paid) | 2.00 |
| Sheff King (paid) | 4.60 |
| Pro. Lo Co. 11-2-56 Paid | 6.60 |
| Atty. | 3.00 |
| | 11.20 |

Summons in Trespass, Returnable to the First Monday of May next.
April 3, 1942 Statement of Claim filed, copy certified
August 13, 1942 Summons returned: Served the within Summons, together with Copy of Statement of Claim, personally upon Erie Railroad Company, the within named defendant, by handing a true and attested copy of the within Summons, together with Copy of Statement of Claim to O. E. Blair, Ticket Agent for the Erie Railroad Company, on April 9, 1942, at 11:10 o'clock A. M., at the Erie Railroad Station, Chestnut Street, City of Meadville, Crawford County, Pa., and making contents of same known to him.
So answers, Bert A. King, Sheriff

On Fall Trial List, 1942, No. 17.
Sept 28, 1942 Continued because of rule to show cause this day entered Per Curiam.
Nov. 23, 1942 Affidavit of defense filed. Service accepted by Pltfs attorney.
On Spring Trial List, 1943, No. 21.
Feby 22, 1943 Continued by agreement of counsel
Per Curiam

# MAY TERM, 1942

George C. Magee, Jr.
8-4

Mabelle M. Johnson
vs.
Henry H. Johnson
Issued April 4, 1942

| | $ |
|---|---|
| Jay & writ (paid) | 3.00 |
| Shff. King (paid) | 3.40 |
| F. Joseph Thomas, Master | 25.00 |
| Pro. for Co. 4-18-42. Bl. | 8.60 |
| Atty | 3.00 |

Subpoena in Divorce

And now, April 4, 1942, the within petition presented, and Subpoena awarded and made returnable to the 2d Monday of May, 1942.

Per Curiam,
O. Clare Kent P.J.

Subpoena returned: Served the within Subpoena in Divorce on the respondent personally on the 13th day of April, 1942, 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 Bert Alling, Sheriff.

And now, April 17, 1942 Faris J. Thomas, Esq., is appointed Master to take testimony in the above entitled case. Per Curiam. (See paper filed) Cert. issued.

May 23, 1942, Testimony and Report of Master filed.

On Argt. List for May Term, 1942, No. 69.

June 11, 1942, after due consideration a divorce is decreed as prayed for and the respondent, Henry H. Johnson, is ordered to pay the cost of this proceeding.

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 Mabelle M. Johnson, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Mabelle M. Johnson, the libellant, and the said Henry H. Johnson, 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.

Apr. 18, 1942, Recd. $33.60 costs.
P.P.S.

May 23, 1942 - Recd. master's fee in full.
Faris J. Thomas, Master

Kent & Kent
85

Dorothy W. Hale
vs.
Charles B. Hale
Issued April 4, 1942

Jay writ (paid) 3.00
Shff King (paid) 3.40
Shff of Erie Co (paid) 7.10
Faris J. Thomas, Master 25.00
Pro. for Co. 5/12/42, Pd. 8.60
Atty. 3.00

May 11, 1942 Rec'd $93.60 costs.
P.D.S.

May 26, 1942 - pd Masters fee
Faris Joseph Thomas

Subpoena in Divorce

And now, April 4, 1942 Subpoena awarded, returnable to the second Monday of May, 1942.

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

Subpoena returned: Neil V. Robbins, Deputy Sheriff, makes affidavit and return, that on the 7th day of April 1942, at 5:30 P.M., E.W.Time, he served the within named respondent, Charles B. Hale, by handing to him personally at his place of residence, Le Boeuf Tp., Erie County, Pa., a true and attested copy of the attached Subpoena in Divorce, and made the contents thereof known to him. - - -

Served the within Subpoena in Divorce upon Charles B. Hale, respondent, by deputizing the Sheriff of Erie County, Pa., as per his return hereto attached.

So answers Bert A. King, Sheriff

And now, May 11, 1942, Faris J. Thomas, Esq., is appointed Master to take the testimony in this case.

Per Curiam,

May 23, 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942, No. 56.

May 27, 1942, Affidavit of non-military service of respondent filed June 9, 1942, After due consideration a divorce is decreed as prayed for and the respondent, Charles B. Hale, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: June 9, 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 Dorothy W. Hale, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Dorothy W. Hale, the libellant, and the said Charles B. Hale, 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.

Herbert E. Yarnum
86

Edward C. Heistermann
vs.
Velva M. Moore Heistermann
Issued April 4, 1942

| | |
|---|---|
| Tax on writ (paid) | $ 3.00 |
| Sheff. King | --- |
| Chas. B. Stegner, Master | 25.00 |
| Pro. for Co. 5-16-42 Pd. | 8.60 |
| Atty. | 3.00 |

May 16, 1942, Recd. $33.60 costs.
P.D.S.

May 20, 1942, Rec'd $5.00 Masters fee.
Chas. B. Stegner
Master.

Subpoena in Divorce
And now, April 4, 1942, the within petition presented, and Subpoena awarded, returnable to the second Monday of May, 1942.
Per Curiam,
O. Clare Kent P.J.

Subpoena returned: Martin A. Lesko, (Police officer of Titusville, Pa.) makes affidavit: That he served the within Subpoena upon Velva M. Moore Heisterman in person, by reading her the contents of the within Subpoena and giving her a true and attested copy of the same, at South Perry Street, Titusville, Penna, at 3:15 P.M., on Wednesday, April 22, 1942. (See affidavit on Subpoena in Divorce.)

And now, May 16th, 1942 Charles B. Stegner, Esq., is appointed Master in the above entitled case.
Per Curiam.

May 23, 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942; No. 39.

Now June 4, 1942, 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. 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 Edward C. Heistermann, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Edward C. Heistermann the libellant, and the said Velva M. Moore Heistermann, 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.

# MAY TERM, 1942

Herbert A. Mook
87

William T. Van Kirk
vs.
Elizabeth Van Kirk
Issued April 6, 1942

Tax & writ paid $3.00
Sheff King & Eric Co. Sheff Pd 6.90
Pro. for Co 5/21/42. Pd. 8.60
Paul E. Thomas, Master 25.00
Atty. 3.00

May 21, 1942 Recd. $35.00 costs
P.D.S.

May 23, 1942 Recd of Prothy
$25 Master fee.
Paul E. Thomas
Master.

June 26, 1942
Recd of Paul E. Thomas
Pro $7/42 Ha Mookatty

Subpoena in Divorce

And now, April 6, 1942 the within petition presented in open Court, and Subpoena awarded, returnable to the second Monday of May, 1942

Per Curiam
O. Clare Kent, P.J.

Subpoena returned: (a) Neil V. Robbins, Deputy Sheriff of Erie County, Pa. makes affidavit and return: "that on the 11th day of April, 1942, at 10:30 A.M. E.W.T. he served the within named Elizabeth Van Kirk, by handing to her personally, at her place of employment 2264 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 by her own admission. So answers Neil V Robbins.
Deputy Sheriff.

(b) Served the within Subpoena in Divorce upon Elizabeth Van Kirk, respondent, by deputizing the Sheriff of Erie County, Pa. as per his return here to attached. So answers Bert A. King, Sheriff.

And now, May 21, 1942 Paul E. Thomas, Esquire, is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court.

Per Curiam

May 23, 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942; No. 68.
May 27, 1942, Affidavit of non-military service of respondent 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 William T. Van Kirk, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said William T. Van Kirk, the libellant, and the said Elizabeth Van Kirk, 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
88

May 14, 1942, Recd $33.60 costs.
P.D.S.

May 22, 1942
Received the within $25.00 Master fee in the above entitled case
George X. Simmetta
master.

Clara V. Warren
vs
Archie L. Warren
Issued April 6, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Stff. King (paid) | 3.40 |
| Stff. Beaver Co. (paid) | 6.50 |
| Geo. X. Simonetta, Master | 25.00 |
| Pro. for Co. 5-14-42. Pd. | 8.60 |
| Atty. | 3.00 |
| | 49.50 |

Subpoena in Divorce.
And now, April 6, 1942, Subpoena awarded, Returnable to the second Monday of May, 1942.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: George C. Hill Deputy Sheriff of Beaver County Pa, makes affidavit: "that he served the within Subpoena in Divorce upon Archie L. Warren, the respondent therein named on the 9th day of April, 1942, at 4:35 o'clock P.M. by delivering to him a true and attested copy of the same at No. 2378 Mill Street Township of Hopewell, Beaver County, Pa, and making known to him the contents thereof.

The Sheriff of Beaver County and the Sheriff of Crawford County make their respective returns accordingly.

And now May 14, 1942 George X. Simmetta, Esq., is appointed Master to take testimony in the above entitled case and make a report thereon to the Court.
Per Curiam,

May 22, 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942; No. 49.
May 25, 1942, Affidavit that respondent is not in the armed forces of the U.S. filed.
June 8, 1942, After due consideration a divorce is decreed as prayed for and the respondent, Archie L. Warren, is ordered to pay the cost of this proceeding.
Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: June 8, 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 Clara V. Warren, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Clara V. Warren, the libellant, and the said Archie L. Warren, 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.

# MAY TERM, 1942

| | | |
|---|---|---|
| F. Joseph Thomas<br>89 | Violette M. Robinson<br>vs.<br>John A. Robinson<br>Issued April 6, 1942<br><br>Tax & writ (paid) $3.00 ✓<br>Shff. King (paid) 4.20 | Subpoena in Divorce and for custody of minor children, Gloria Loretta & Autumn Maura<br>And now, April 6, 1942, Subpoena awarded, Returnable to the second Monday of May, 1942.<br>Per Curiam,<br>Oblare Kent, P.J.<br>Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 22d day of April, 1942, 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.<br>So answers Bert A. King, Sheriff |

# MAY TERM, 1942

F. Joseph Thomas
90

Kenneth W Rice
5/1/42 C.D.S.

May 14, 1942, Recd. $33.60 costs.
P. D. S.

May 26th 1942. Recd from Paul H. Sloyton Esq. $25.00 being my Masters fee on the within proceeding
Jeff. E. Bossard
Master

Leona M. Mitchell
vs.
Gerald A. Mitchell
Issued April 6, 1942

| | $ |
|---|---|
| Tax & writ (paid) | 3.00 |
| Shff King (paid) | 1.60 |
| Jeff E. Bossard, Master | 25.00 |
| Pro. for Co. 5-14-42. Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce,
And now, April 6, 1942 Subpoena awarded, Returnable to the second Monday of May, 1942.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Service of the within Subpoena in Divorce made by acceptance of service of said Subpoena by Kenneth W. Rice, attorney 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 Bert A. King, Sheriff.

And now, May 14, 1942, Jeff E. Bossard, 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 Argt. List for May Term, 1942, No. 54.
May 25, 1942, Affidavit that respondent is not in the armed forces of the U.S. etc. filed.

June 9, 1942, After due consideration a divorce is decreed as prayed for and the respondent, Gerald A. Mitchell, is ordered to pay the cost of this proceeding.
Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: June 9, 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 Leona M. Mitchell, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Leona M. Mitchell, the libellant, and the said Gerald A. Mitchell, 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.

# MAY TERM, 1942

| | | |
|---|---|---|
| F Joseph Thomas<br>91 | Marian E Stokes<br>vs<br>Ernest E Stokes<br>Issued April 6, 1942<br><br>Tax & writ (paid) $3.00<br>Stff King (paid) 5.40 | Subpoena in Divorce<br>And now, April 6, 1942 Subpoen awarded, Returnable to the secon Monday of May, 1942.<br>Per curiam,<br>O Clare Kent, P.J.<br>Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 29th day of April, 1942, by delivering to him a true and attested copy of the same, an making known to him the contents there of, as appears from affidavit as above. So answers<br>Bert A. King, Sheriff |

# MAY TERM, 1942

F. Joseph Thomas
92

May 22 1942. Received $35.00 master's fee
Gerald D. Prather
master

May 14, 1942, Rec'd $33.60 costs.
P.B.S.

Charles E. Reymore
vs.
Gertrude Reymore
Issued April 6, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Shff. King (paid) | 4.20 |
| Gerald D. Prather, Master | 25.00 |
| Pro. for Co. 5/15/42. Rd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce
And now, April 6, 1942, Subpoena awarded, Returnable to the second Monday of May next.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena Divorce on the Respondent personally on the 20th day of April, 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 as above.
So answers Bert A. King, Sheriff

And now, May 14, 1942 Gerald D. Prather, 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, 1942, Testimony and Report of Master filed.
On Argt. List for May Term, 1942; No. 46.
May 25, 1942, affidavit that respondent is not in armed forces of the U.S., filed.
June 8, 1942, After due consideration a divorce is decreed as prayed for.
Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: June 8, 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 Charles E. Reymore, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Charles E. Reymore, the libellant, and the said Gertrude Reymore, 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.

# MAY TERM, 1942

Herbert A. Mook
93

Doris Steinhoff Weimer
vs.
Francis Joseph Weimer
Issued April 6, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Shff. King (paid) | 3.40 |
| Shff. Allegheny Co. Pd. | 7.80 |
| Frank D. Prather, Master | 25.00 |
| Pro. for Co. 5/20/42 Pd. | 8.60 |
| Atty. | 3.00 |
| | 50.80 |

May 18, 1942, Recd. $35.50 costs.
P. D. S.

Subpoena in Divorce

And now, April 6, 1942, the within petition presented in open Court, and Subpoena awarded, returnable to the second Monday of May 1942.

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 May 1942, by delivery to him a true and attested copy of same, and making known to Francis Joseph Weimer the contents thereof, as appears from affidavit. So answers,

Robert J. Corbett, Sheriff of Allegheny County, Penna.

Served the within Subpoena in Divorce upon Francis Joseph Weimer, Respondent, by deputizing the Sheriff of Allegheny County, Pa., as per his return hereto attached.

So answers,
Bert A. King, Sheriff.

May 23 1942 Recd $25.00 master fees.
Frank R. Prather

And now, May 18, 1942, Frank D. Prather, Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court.

Per Curiam.

June 26, 1942 Recd of Paul R. Clayton Pro. $9.00 H. A. Mook atty

May 23, 1942, Testimony and Report of Master filed.
On Arg't. List for May Term, 1942, No. 70.
May 25, 1942, Affidavit of non military service filed.

Oct. 22, 1942, Recd of Paul R. Clayton, Pro. $30.00 costs of this case.
Herbert A. Mook atty for Libellant.

June 11, 1942, After due consideration a divorce is decreed as prayed for and the respondent, Francis Joseph Weimer is ordered to pay the cost of this proceeding.

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 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 Doris Steinhoff Weimer, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Doris Steinhoff Weimer, the libellant, and the said Francis Joseph Weimer, 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.

# MAY TERM, 1942

Charles B. Stegner
94

Frederick Merle Faunce
vs.
Edna S. Faunce
Issued April 6, 1942

Tax & writ (paid) # 3.00
Shff King ---
Edward J. McDonald, Master 25.00
Pro. for Co. 5/12/42, Pd, 8.60
Atty. 3.00

Subpoena in Divorce and for the custody of minor child of the parties, to wit, Mona, born October 31, 1934.
And now, April 6, 1942, Subpoena awarded, returnable to second Monday of May next.
Per Curiam.
O. Clare Kent, P.J.

Subpoena returned: W.B. McCutchen, Const makes affidavit, That he served the within Subpoena in Divorce on Edna S Faunce, at 9:50 A.M., War Time, on April 9, 1942, at the place of her employment #520 East Spruce Street, Titusville, Pa., by showing her the original Subpoena, and making the contents thereof known to her, and by leaving with her a true and attested copy thereof.
(See affidavit on Subpoena)

And now, May 11, 1942 Edward 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. 40,
Now June 4, 1942, After due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P.J.

May 11, 1942 Rec'd. # 35.00 costs.
P.D.S.

25 Master's Fee paid this date May 25, 1942
"Edward J. McDonald.

May 23, 1942 Rec'd 14.0
Refund
Chas. B. Stegner atty.

Decree

And now, to-wit: June 4, 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 Frederick Merle Faunce, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Frederick Merle Faunce, the libellant, and the said Edna S. Faunce, 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
95

Leo C. Thayer
vs.
Pearl R. Thayer
Issued April 6, 1942

Tax writ (paid) $ 3.00 ✓
Shff King (paid) 3.40
Shff Erie Co (paid) 3.50
May 18, 1942 Recd $35.00 costs J. E. Henretta, Master 25.00
O.D.S. Pro. for Co. 5-18-42 Pd. 8.60
Atty. 3.00

May 22nd 1942 Recvd my fees as Master in this case $25.00 J. E. Henretta

June 23, 1942
Received $1.40 refund on costs - K. W. Rice atty.

Subpoena in Divorce

And now, April 6, 1942 Subpoena awarded, Returnable to the second Monday of May, 1942.

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

Subpoena retd: (a) Neil V. Robbins, Deputy Sheriff of Erie County, makes affidavit and return: "That on the 9th day of April, 1942, he served the within named respondent, Pearl R. Thayer, by handing to her personally at 241 State Street, Erie, Penna. a true and attested copy of the attached Subpoena in Divorce, and made the contents thereof known to her."

(b) Served the within Subpoena in Divorce upon Pearl R. Thayer, Respondent, by deputizing the Sheriff of Erie County, Pa., as per his return hereto attached.

So answers Bert A. King, Sheriff.

And now, May 18, 1942, upon hearing the within motion, J. E. Henretta, Esq., is appointed Master in the above entitled case, to take the testimony, and report thereon to the Court.

Per Curiam.

May 22, 1942 Testimony and Report of Master filed.
On Argt. List for May Term, 1942, No. 44.
May 23, 1942 Affidavit that respondent is not engaged in the military service filed.

June 8, 1942, After due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: June 8, 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 Leo C. Thayer, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Leo C. Thayer, the libellant, and the said Pearl R. Thayer, 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.

# MAY TERM, 1942

Herbert A. Mook
96

Edna Mabel Beatty
vs.
Charles A. Beatty
Issued April 6, 1942

| | | |
|---|---|---|
| Tax + writ 5/25/42, Pd. | | 3.00 |
| Shff King (paid) | | 6.80 |
| Donald C. Thompson, Master | | 25.00 |
| Pro. for Co. 5-20-42, Pd. | | 8.60 |
| Atty. | | 3.00 |

5/26/1942 – Recd $25.00 Master's fee. Donald C. Thompson, Atty.

May 29, 1942, Recd $35.00 costs
P.D.S.

June 24, 1942, Recd $10
Paul S. Clayton Rec.
H.A. Mook atty.

Subpoena in Divorce

And now, April 6, 1942, the within petition presented in open Court, and Subpoena awarded, returnable to the second Monday of May, 1942.

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

Subpoena rec'd: Served the within Subpoena in Divorce on the Respondent, personally, on the 10th day of April, 1942, 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,

Bert A. King, Sheriff.

And now, May 19, 1942 Donald C. Thompson, Esquire, is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court,

Per Curiam,

May 23, 1942 Testimony and Report of Master filed.
On Argt. List for May Term, 1942; No. 71,

June 11, 1942, After due consideration a divorce is decreed as prayed for and the respondent, Charles A. Beatty, is ordered to pay the cost of this proceeding.

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 Edna Mabel Beatty, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Edna Mabel Beatty, the libellant, and the said Charles A. 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.

# MAY TERM, 1942

Leland J. Culbertson
97

May 11, 1942, Rec'd $35.00 costs.
P. D. S.

5/5/42 Received Master's fee $25.00
J. H. Bozic

June 23, 1942, Paid L. J. Culbertson $1.40 refund by check No. 1181.
P. D. S.

George W. Masiker
vs.
Sadie A. Masiker
Issued April 6, 1942

Tax & writ 5/13/42. Pd. 3.00
Shff King (paid) 4.20
John H. Bozic, Master 25.00
Pro. for Co. 5/12/42. Pd. 8.60
Atty. 3.00

Subpoena in Divorce
And now, April 6, 1942, Subpoena awarded, Returnable to the second Monday of May, 1942.
Per Curiam,
O. Clare Kent, P.J.

Subpoena p&d: Served the within Subpoena in Divorce upon respondent personally, on the 20th day of April 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 as above. So answers Bert A. King, Shff

And now, May 11th, 1942 John H. Bozic, Esq., is appointed Master to take testimony and make report in the above case.
Per Curiam,

May 15, 1942, Testimony and Report of Master filed,
On Argt. List for May Term, 1942; No. 25.

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 George W. Masiker, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said George W. Masiker, the libellant, and the said Sadie A. Masiker, 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.

98

In re Annual Report of the County Auditor for the fiscal year ending December 31, 1941.
Entered April 6, 1942

Pro Slayton Paid 12/29/42 $2.50

Now, April 6, 1942, the within report filed in open Court, and is ordered to be published according to law
Per Curiam,
O. Clare Kent, P.J.

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| Walter J. McClintock<br><br>99 | Petition of Commissioners of Crawford County<br>for<br>approval of private sale to Laura M. Wilcox of 80 acres of land in Greenwood Tp., which was assed in name of Harry Bailey, and sold to said Comrs. at Treasurers sale for unpaid taxes in 1937.<br>Entered April 6, 1942<br><br>Bro. Blayton Paid 12/29/42 5.00<br>Trib. Pub. Co 10.75 | Now, April 6, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of May 1942, 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 publishe in the County of Crawford.<br>(See petition) Per Curiam.<br>And now, May 4, 1942, at 9:30 o'clock A. M., the time fixed for a hearing on the above petition, it appearing 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, Laura M. Wilcox, of Cochranton, Penna, R.D.#2, 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.<br>(See paper filed) Per Curiam.<br>Same day, Proof of publication filed. |

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| Walter J. McClintock<br><br>100 | Petition of Commissioners of Crawford County<br>for<br>approval of private sale to Jesse L. McClung, of 107 acres in Greenwood Tp., which was assessed in name of G. G. Brush and sold to said Comrs at Treasurers sale for unpaid taxes in 1939<br>Entered April 6, 1942.<br><br>Pro. Clayton Paid 12/29/42 5.00<br>Tribune Pub. Co. 10.63 | Now, April 6, 1942, upon presentation and consideration of the within petition the Court fixes the first Monday of May 1942, 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<br>May 4, 1942. Proof of publication of notice filed.<br>And now, May 4, 1942, 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, Jesse L. McClung, of Geneva, 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. |

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| Walter J. McClintock<br><br>101 | Petition of Commissioners of Crawford County for approval of private sale to Homer A. Thornton & Helen B. Thornton, of 23 acres of land in Spring Township, which was assessed in name of Norman Easler estate and sold to said Comrs. at Treasurers sale for unpaid taxes in 1932.<br>Entered April 6, 1942<br>#<br>Pro. Slayton Paid 12/29/42 5.00<br>Conneautville Courier | Now, April 6, 1942, upon presentation and consideration of the within petition, the Court fixed the first Monday of May, 1942, 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.<br>(See petition) Per Curiam.<br>May 4, 1942, Proof of publication of notice filed.<br>And now, May 4, 1942, at 9:30 o'clock A.M., the time fixed for a hearing on said petition, it appearing to the court that no exceptions has 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 A. Thornton and Helen B. Thornton, of 188 Glenwood Av., 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.<br>(See paper filed.) Per Curiam. |

# MAY TERM, 1942

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| Walter J. McClintock<br><br>102 | Petition of Commissioners of Crawford County for approval of private sale to L.D. Sherred of Saegertown Pa of lots in Woodcock Twp being Lots 8 & 9 Hyde Park Plan, which were assessed in name of Guy T. Lorey, and sold to said Comrs at Treasurers sale for unpaid taxes, in August 1933<br>Entered April 6, 1942<br><br>Pro. Clayton Paid 12/29/42 $5.00<br>Enterprise-News 10.13 | Now, April 6, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of May, 1942, 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.<br>(See petition) Per Curiam<br>May 4, 1942, Proof of publication of notice filed.<br>And now, May 4, 1942, 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, L.D. Sherred of Saegertown, 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.<br>(See paper filed) Per Curiam |

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| Walter J McClintock<br><br>103 | Petition of Commissioners of Crawford County<br>for<br>approval of private sale to Mrs Estella Goring, of 132 acres in Sparta Tp, which was assessed in name of John Leech and sold to said Comrs at Treasurers sale for unpaid taxes in 1934<br>Entered April 6, 1942<br>#<br>Pro Slayton Paid 12/29/42 5.00<br>Titusville Herald 10.37 | Now, April 6, 1942, upon presentation and consideration of the within petition the court fixes the first Monday of May 1942, 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.<br>(See petition.) Per Curiam |

May 4, 1942. Proof of publication of notice, and acceptance of service, dated April 16, 1942, by School District and Supervisors of Sparta Tp filed.

And now, May 4, 1942, 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. Estella Goring, of 601 So. Center Street, Corry, 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,
President Judge

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| Walter J. McClintock<br><br>104 | Petition of Commissioners of Crawford County<br>for<br>approval of private sale to The Pittsburg, Bessemer and Lake Erie Railroad Co., for 2½ acres of land in Sadsbury Tp., which was assessed in name of J. Hemphill estate, and sold to said Commissioners, at Treasurers sal for unpaid taxes in 1935.<br>Entered April 6, 1942<br><br>Pro Slayton Paid 12/29/42 $5.00<br>Conneaut Lake Breeze ? | Now, April 6, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of May, 1942, 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 to be given by publication in one newspaper of general circulation published in the County of Crawford. (See petition filed.) Per Curiam.<br>May 4, 1942, Proof of publication of notice filed.<br>And now, May 4, 1942, 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 Pittsburg, Bessemer and Lake Erie Railroad Company, of Greenville, 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.<br><br>Per Curiam,<br>O'Clare Kent,<br>President Judge<br><br>(See paper filed) |

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| Walter J. McClintock<br><br>105 | Petition of Commissioners of Crawford County for cancellation of 96 old Treasurers' deeds. Entered April 6, 1942<br><br>Geo. Slayton Paid 12/29/42 5.00<br>Trib. Pub. Co. advt. 18.13 | April 6, 1942. Petition presented in open Court and filed. Said petition listing in detail 96 deeds, in three groups, to wit:<br>Group 1. "A list of Treasurers deeds which contain no descriptions of the land purported to have been sold and are not recorded in the office of the Prothonotary in Treasurers' Deed Books." Being 71 deeds for lands sold in the years 1918 to 19<br>Group 2. "A list of properties sold at Treasurers' sale which are described but the deeds are not recorded in the Treasurers Deed Books nor indexed in the Prothonotarys Office." Being 12 deeds, lands sold in the years 1918 to 1920.<br>Group 3. "List of Treasurers deeds recorded and and indexed but no descriptions of the properties sold are given." Being 13 deeds, lands sold in the years 1931 to 1933. (See petition filed.)<br>Preliminary Order: Now, April 6, 1942, upon presentation and consideration of the foregoing petition, a Rule is granted upon all persons interested to show cause why the foregoing petition should not be granted; returnable to the first Monday of May, 1942, at 9:30 o'clock A. M. Notice of this petition and rule to be given by advertisement in two newspapers of general circulation published in the County, once a week for three weeks prior to the return date of said rule.<br>Per Curiam,<br>O. Clare Kent,<br>President Judge.<br>(See petition filed)<br>May 4, 1942. Proof of publication of notice of petition and the Rule to show cause granted thereupon, filed.<br>Final Order: Now, May 4, 1942, Proof of publication of the notice required in the preliminary order in this matter having been filed, and no appearances or answers having been filed, it appears to the Court that cancellation of the said deeds and said proceedings will be to the best interests of all parties concerned, and will avoid the possibility of a multiplicity of suits, the prayer is, therefore, granted, and the Commissioners are authorized and directed to mark cancelled on the records of the County the Treasurer's Sales enumerated and listed in the petition heretofore filed in this matter.<br>(See paper filed)<br>Copy of final decree issued to Comrs.<br>Per Curiam,<br>O. Clare Kent, P.J. |

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| Charles B Stegner 106 | Karl Schoppert vs. Fred A. Ehrenbieth Entered April 6, 1942 | Of No 22 May Term, 1922 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 Twenty-eight and 84/100 Dollars, being the amount of debt, interest to Jany 1, 1942, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note. |
| | Pro. Slayton 7/2/42 Paid Atty | # 1 2.25 3.00 |
| | | Debt # 528.84 |
| | | Int. from Jan 1, 1942 |
| | | E page 56 Judgment |
| | | Paul D Slayton, Pro. |

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|---|---|---|
| | Lester Free and Dorothia Free | Appeal by Deft. from Judgmen of S.G. MacTarnaghan Alderman |
| | Vs. | April 8, 1942 Acceptance of servic |
| 107 George X Simonetta | Karl D. Grossman Jr. | of notice of appeal filed. |
| | Entered April 7, 1942 | |
| | Tax & entry fee paid $1.50 | |
| | Costs on Transcript $5.00 plus $2.00 paid on appeal $7.05 | |

Kenneth W. Rice
108
F. Joseph Thomas, Atty

Dorothy M. Field
vs
William K. Field
Issued April 8, 1942

Tax & writ (paid) $ 3.00
Shff King (paid) 1.60
Shff King, alias (pd) 1.60
Shff King, pluries 3.40
W. J. McClintock, Master 25.00
Pro for Co. 9-24-43 Pd. 10.00
Pro. addl 9-29-43. Pd. 1.00
Atty. 3.00

Subpoena in Divorce
And now, April 8, 1942 Subpoena awarded, Returnable to the second Monday of May, 1942.
Per Curiam,
O. Clare Kent,
President Judge

Subpoena returned: May 12, 1942, Non est inventus as to the within named respondent. So answers
Bert A. King, Sheriff

April 6, 1943 Alias Subpoena in Divorce issued, returnable to the second Monday of May next.

Alias Subpoena returned And now, May 10, 1943, Non est inventus, as to the within named respondent.
So answers, Bert A. King, Sheriff

Aug. 6, 1943 Pluries Subpoena in Divorce issued, returnable to second Monday of Sept. next.

Sept. 4, 1943, Power of Atty from William K. Field, respondent to F. Joseph Thomas, Esq. to appear for him in this action and accept service of Subpoena in Divorce, etc. filed.

Same day, F. Joseph Thomas, Esq. appears for William K. Field, the respondent in this case. (See paper filed.)

Pluries subpoena retd: Service of the within Pluries Subpoena in Divorce made, by acceptance of service of said Pluries Subpoena by F. Joseph Thomas, Attorney for Respondent, by entry of a general appearance for respondent, said Attorney being also delivered a true and attested copy of said Pluries Subpoena in Divorce.
So answers,
Bert A. King, Sheriff

And now, Aug. 31, 1943 I hereby accept service for the respondent and direct the prothonotary to enter my appearance for the said respondent. (See Pluries Subpoena filed.) (signed) F. Joseph Thomas, Atty. for respondent

And now, Sept. 20th, 1943, Walter J. McClintock, Esq. is appointed Master in the above entitled case to take the testimony and report thereon to the Court.
Per Curiam.

Sept. 25, 1943 Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1943; No. 69,

Now Oct. 6, 1943, After due consideration a divorce is decreed as prayed for and the respondent, William K. Field, is ordered to pay the cost of this proceeding.
Per Curiam, O. Clare Kent P. J.

Decree:- And now, to-wit: October 6, 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 Dorothy M. Field be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Dorothy M. Field the libellant, and the said William K. Field the respondent; and that thereupon all and every (continued on margin)

1-20-43, Recd. $35.00 costs.
P. D. S.

1-25-43 Recd $25.00 on account for Master's fee

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.

# MAY TERM, 1942

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|---|---|---|
| Kenneth W. Rice | Joseph P. Leech, and Blanche D. Leech, his wife, | Summons in Trespass Returnable to first Monday of May, 1942. |
| 109 Thomas & Kiebort | vs. Raymond Edge Entered April 8, 1942. | April 9, 1942, Thomas & Kiebort Esqp. appear for the defendant, Raymond Edge, and waive the issuance of summons in this case. (See praecipe.) |
| | Tax & entry (paid) 2.00 | |
| | Pro. for Co. 12-7-42. Pd. 1.50 | |
| | Atty. 3.00 | |

Dec 7, 1942

The above case having been settled the Prothonotary is hereby directed to mark the same settled & discontinue the case of record.

Kenneth W. Rice
Attorney for Plaintiffs

Gerald D. Gaither 4-16-43 P.D.
Leland J. Culbertson
110

April 6, 1943, Recd. $3360 costs.
P. D. S.

June 26, 1943
Received 25.00 Master's Fee.
K. W. Rice Master

Harriet G. Orr
vs.
Raymond E. Orr
Issued April 8, 1942

| | | |
|---|---|---|
| Tax & writ (pd 4/9/42) | | 3.00 |
| Shff. King (paid) | | 4.20 |
| Kenneth W. Rice, Master | | 25.00 |
| Pro. for Co. 4-16-43. Pd. | | 8.60 |
| Atty. | | 3.00 |
| Pro. addl. 9/23/43 Paid | | 3.25 |

Subpoena in Divorce
And now, April 8, 1942 Subpoena awarded, Returnable to the second Monday of May, 1942.
Per Curiam,
O. Clare Kent, P.J.

Subpoena retd. Served the within Subpoena in Divorce on the Respondent personally, on the 20th day of April, 1942, 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 Bert A. King, Sheriff

And now, April 16th, 1943 upon presentation of the within motion Kenneth W. Rice, Esq., is hereby appointed Master as prayed for.
Per Curiam

May 3, 1943, Petition of libellant to amend libel in this case presented in Open Court, to restate the causes of complaint, adding Cruel and barbarous treatment endangering libellants life, and Offering such indignities to her person as to render her condition intolerable and life burdensome, etc.

And now, to-wit, this 3d day of May, 1943, on presentation of the above petition and upon due consideration thereof, a rule is hereby granted upon the respondent to show cause why the libel in the above entitled case should not be amended as prayed for, returnable sec. reg.
(See paper filed.)
Per Curiam

May 4, 1943, Affidavit of service of copy of petition to amend libel, upon respondent, filed.

And now, June 7, 1943, Rule of May 3, 1943, made absolute, and the Libellant is permitted to amend her Libel as set forth in paragraph 4 of her petition to amend libel.
(See paper filed.)
Per Curiam

June 26, 1943 Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1943, No. 37.

Sept 23, 1943, Affidavit as to non-military service of resp. filed.

Now, Sept. 29, 1943, After due consideration a divorce is decreed as prayed for and the respondent, Raymond E. Orr, is ordered to pay the cost of this proceeding.
Per Curiam, O. Clare Kent, P.J.

Decree:- And now, to-wit: September 29, 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 Harriet G. Orr, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Harriet G. Orr, the libellant, and the said Raymond E. Orr, the respondent; and that thereupon

(Continued on margin)

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

111

Henry Knierman
or Mary B Knierman
vs.
Mrs. Fannie Wagner
Entered April 9, 1942

Pro Slayton Pltff pd $2.25

Of No 310 February Term, 1937 Dkt 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 three and 56/100 Dollars, being the amount of debt, interest to April 12, 1942, and costs now due on the original judgt, with all the waivers and conditions contained in the original judgment note. Dated April 9, 1942.

Debt $303.56
Int. from April 12, 1942
Judgment
Paul D. Slayton, Prothy.

Wa. page 129.

✓ 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.

Herbert A. Mook
Kurt + Kurt
10/28/42 P.D.S. 1/2

Peter + Prather
4/23/42 P.D.S. Pro.

Feby. 1, 1943, Recd. $35.00 costs.
P.D.S.

April 23rd 1943 Received my fees as master in this case
J. E. Henretta
Master

Costs continued:
Stenographer, Maryanne Varnum $73.00
Gervase Schweitzer, Steno. 11.15

43 Received payment in full. Gervase C. Schweitzer
5/27/43 Received of Prothonotary $3.00 in full of fee
Testimony Fee.
Maryanne Varnum
5/29/43 Recd $75.00 Atty's Fees.
Frank R. Prather

Arthur H. Wasson
vs
Minnie Wasson
Issued April 10, 1942

Tax & writ 6/19/42 Paid $ 3.00
Sheriff King (paid) 5.50
Gervase C. Schweitzer, Steno. 11.95
Respondent's Counsel's fee 5.00
J. E. Henretta, Master 25.00
Pro. for Co. 2-2-43 Pd. 10.00
Pro. addl. 5-25-43 Pd. 5.10
Atty 3.00
(Costs continued on page 680.)

Subpoena in Divorce
And now, April 10, 1942 Subpoena awarded, returnable to the second Monday of May, 1942.
Per Curiam,
O. Clare Kent, P.J.

April 23, 1942, Answer of respondent filed.

Now, April 23, 1942, upon presentation of petition of respondent and due consideration thereof, a rule is hereby granted upon the libellant to show cause, if any he has, why he should not be required to pay alimony pendente lite and counsel fees and costs and expenses, according to the prayer of said petition. Returnable sec. leg., see reg.
Per Curiam,
O. Clare Kent, P.J.
(See petition filed)

May 8, 1942, Libellants answer to rule filed. Service accepted.

Subpoena returned: Served the within Subpoena in Divorce on the respondent personally on the 20th day of April 1942, by delivering to her a true and attested copy of the same and making known to ~~her~~ her the contents thereof, as appears from affidavit as above.
So answers, Bert A. King, Sheriff.

Sept. 18, 1942, Testimony of hearing on rule for alimony pendente lite and counsel fees filed.

On Argt. List for Sept. Term, 1942, No. 29. Sept. 29, 1942. Argued.

Jan. 20, 1943 Opinion of Court sur petition of respondent for alimony pendente lite, filed, with this order:

Now, January 20, 1943, it is hereby ordered that the libellant, Arthur H. Wasson, pay to the respondent, Minnie Wasson, or her attorney of record, the sum of Seventy-five Dollars ($75.00) as counsel fees, and shall pay to said respondent the sum of Ten ($10.00) Dollars per week as alimony pendente lite from this date, upon condition that she forthwith remove from the libellants house and farm situate in Hayfield Township, Crawford County, Penna, heretofore occupied by the said parties as their common domicile and surrender up possession thereto unto said libellant in order that he may use, occupy and enjoy the same as a dwelling place for himself and his children, without any hindrance, disturbance or interferance whatsoever on her part during the pendency of the instant divorce proceedings, and further, upon failure of respondent so to do, she shall forfeit her right to receive, have and enjoy the award of Ten ($10.00) Dollars per week as alimony pendente lite and the portion of this order providing therefor shall cease, determine, and become of none effect.
Per Curiam,
O. Clare Kent, P.J.
(See opinion & order filed)

Continued on page 704.

Paul E Thomas (See Statement of Claim)
113
Thomas v Riebort

A. J. Rightlinger
vs.
G. W. Stanford
Entered April 19, 1942

| | | |
|---|---|---|
| Jay County paid | 1.50 | |
| Costs on Trans | 4.95 | |
| Pro. for Co. 3/16/48 Paid | 7.95 | |
| Atty | 3.00 | |

3/16/48 Recd of Scathy $3.50 docket fee & costs.
Paul E Thomas atty.

and now, March 16, 1948 the above action is hereby settled and discontinued at record.
Paul E Thomas
Atty for Plf.

March 17, 1948.
Recd $4.95 costs
K. A. Feilbaugh

Appeal by Deft from judgment of K. A. Feilbaugh, Alderman
April 17, 1942 Proof of service of notice of filing appeal upon Plff. filed.
May 19 1942 Statement of claim filed. Service accepted by Defts. Atty
June 5, 1942 Affidavit of defense and counter claim filed. Service accepted by Plffs atty.
On Winter Trial List, 1943; No. 25.
Jany 14, 1943 Continued by agreement of Counsel. Per Curiam
On Winter Trial List, 1944; No. 16.
Jany 3, 1944, Continued by agreement of Counsel Per Curiam.

| | | |
|---|---|---|
| Paul E. Thomas | First National Bank of Conneaut Lake Penna, now to the use of Frame Shontz, C E Williams and Charles W Ramsey, Trustees | Of No. 25 February Term, 1935 Aff'l. Dec |
| | vs. | Scire Facias to revive and continue the lien of the above judgment. Returnable to next term. R. page 88. |
| 114 | J J Rodgers | April 10, 1942, Statement of claim filed. |
| | Issued April 10, 1942 | Writ returned: Served the within Sci. Fa. to revive judgment, together with copy of Statement of claim personally upon J. J. Rodgers, on April 10, 1942, at 10.50 o'clock A.M., at his residence in the Borough of Linesville, Crawford County, Pa., by handing to him a true and attested copy thereof, and making contents of same known to him. |
| Pro. Slayton (pd) | 2.25 | |
| Shff. King (paid) | 8.50 | |
| Pro. Slayton Pl. on Lev. Fac. | 2.50 | |
| Atty | 3.00 | |
| Pff. last revival | 2.25 | |
| | | So answers Bert A King, Sheriff. |

And now, October 12, 1942 upon praecipe of plaintiff's atty judgment is entered in favor of plaintiffs and against the defendant, for want of an appearance and for want of an affidavit of defense; and same liquidated at the sum of Seven Hundred Thirty-five and 15/100 Dollars, with costs of suit. (See paper filed)

Debt $735.15

Interest from Oct. 12, 1942.

R. page 88. Judgment

Paul D. Slayton, Prothy

Fi. Fa. to No. 31 Nov. Term, 1942.

Oct. 12, 1942 Affidavit of non-military service of deft. filed

| | | |
|---|---|---|
| Kenneth W. Rice<br>115 | George W. Smethers<br>vs.<br>Doris Pearl Smethers,<br>Issued April 10/942<br><br>Tax Court (paid) 3.00<br>Stiff. King (paid) 12.50 | Subpoena in Divorce<br>And now, April 10, 1942 Subpoena awarded, Returnable to the 2d Monday of May next.<br>Per Curiam<br>Roland Kent, P.J.<br>Subpoena retd. Served the within Subpoena in Divorce on the Respondent personally on the 18th day of April, 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 as above.<br>So answers Bert A. King, Sheriff |

Herbert A Mook
116

May 18, 1942, Rec'd. $35.50 costs P.D.S.

May 22, 1942 Received 25[cts] Master's Fee in above case.
F. C. Kiebort Jr.
Master.

June 26, 1942 - Rec'd $1.00 Paid A. Clayton Pro
Herbert A Mook atty

Nellie Mae Anthony
vs
George E Anthony, also known as Dick Anthony
Issued April 10, 1942

Jas Twist (paid 4/3/43) $ 3.00
Skiff King (Pd) 3.55
Fred C. Kiebort, Jr. Master 25.00
Pro. for Co. 5-20-42, Pd. 8.60
Atty. 3.00

Subpoena in Divorce, and for the custody of James Joseph Anthony aged 2 years and 10 months, minor child of the parties.

And now, April 10, 1942, the within petition presented and Subpoena awarded, returnable to the second Monday of May, 1942.

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

Subpoena retd.; Served the within Subpoena in Divorce on the Respondent, personally, on the 20th day of April, 1942, 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 18, 1942 Fred C. Kiebort, Jr., Esquire, is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court.

Per Curiam.

May 22, 1942, Testimony and Report of Master filed.
On Drgt. List for May Term, 1942, No. 51.

May 25, 1942 Affidavit of non-military service of the respondent, filed.

June 8, 1942, after due consideration a divorce is decreed as prayed for, the respondent, George E. Anthony, also known as Dick Anthony, is ordered to pay the cost of this proceeding and the Custody of Minor child, James Joseph Anthony, is awarded to Libellant, Nellie Mae Anthony as prayed for.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: June 8, 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 Nellie Mae Anthony, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Nellie Mae Anthony, the Libellant, and the said George E. Anthony, also known as Dick Anthony, 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. (Continued on margin)

It is further ordered and decreed that the custody of minor child, James Joseph Anthony, is awarded to Libellant, Nellie Mae Anthony as prayed for.
Per Curiam.

| | | |
|---|---|---|
| 117 | City of Titusville, Pa., vs. Francis Tolan Entered April 11, 1942 | Appeal by Deft. from Judgment of Peter B. Farr, Alderman |
| | Tax & entry fee paid 1.50 ✓ | |
| | Costs on Trans. Dft. 29.47 | |

W. J. Sirdevan
118

Leona Margarette Donato
vs.
Anthony John Donato
Issued April 13, 1942

Tax + writ (pd) $ 3.00
Sheriff King --- 
Thos Reagle on Sub (pd) 5.00
R. B. Mahany, Esq. Master 25.00
Pro. for Co. 8-15-42, Pd. 8.60
Atty. 3.00

Subpoena in Divorce

And now, April 13, 1942, Subpoena awarded, Returnable to the first Monday of June, 1942.

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

Subpoena ret'd: Theodore Reagle, Const, makes affidavit: "That on the 20th day of April, 1942, in West Hickory, Forest County, Penna, he served the within Subpoena upon Anthony John Donato, personally, by exhibiting the same to him, and making known to him the full contents thereof, and at the same time delivering to and leaving with said Anthony John Donata personally, a true and attested copy thereof..." (See affidavit on Subpoena)

And now, August 15, 1942, R. B. Mahany, Esq, is appointed Master as within moved,

Per Curiam.

Aug. 15, 1942, Recd. $ 33.60 costs.
P. D. S.

Aug. 21, 1942, Paid R. B. Mahany 25.00 Master fee by check # 1212.
P. D. S.

Aug. 21, 1942 Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942; No. 38.

Now October 2, 1942, after due consideration a divorce is decreed as prayed for and the respondent, Anthony John Donato, is ordered to pay the costs of this proceeding.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 2, 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 Leona Margarette Donato, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Leona Margarette Donato, the libellant, and the said Anthony John Donato, 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.

# MAY TERM, 1942

| | | |
|---|---|---|
| G. Wayne Altenburg<br>119 | Robert F. Brant<br>vs.<br>Florance Freeman Brant<br>Issued April 14, 1942<br>Tax & writ (paid) # 3.00 ✓<br>Shff. Ring. | Subpoena in Divorce<br>And now, April 14, 1942, Subpoena awarded, returnable the first Monday of June, 1942.<br>Per Curiam,<br>O. Clare Kent, P.J. |

Paul E. Thomas

120

First National Bank of Conneaut Lake, now use of Trustees

vs.

George H. Dreutlein

Entered April 18, 1942

Pro. Slayton (paid) $ 2.25

Atty 3.00

Of No. 323 February Term, 1937, 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 thousand two hundred seven and 24/100 Dollars, being the amount of debt, interest to April 15, 1942, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $ 1207.24

Int. from April 15, 1942

Judgment

Paul D. Slayton, Pro

D page 103

And now, Jany 24, 1951 the above judgment having been paid in full the Prothonotary is directed to satisfy the same of record

Paul E. Thomas

Atty for Pltff.

Attest: Paul D. Slayton

Paul E Thomas

121

1/14/45, Recd of Prothy Docket fee on above r original
Paul E Thomas
atty

and now, Jany 22, 1945 this judgment having been Paid in full the Prothonotary is directed to satisfy the same of record.
Paul E Thomas
atty

First National Bank of Conneaut Lake, now use of Trustees
vs.
Frame Shontz
Entered April 16, 1942

| | | |
|---|---|---|
| Pro Slayton (paid) | # | 2.25 |
| Atty | | 3.00 |
| Sat. Pd. by Deft. 1-16-45 | | .25 |

Of No. 328 February Term, 1937, D&C

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 plaintiffs and against the defendant for the sum of Twelve Thousand Two Hundred Forty-seven and 20/100 Dollars being the amount of debt, interest from April 17, 1942, and costs now due on the original judgment with all the waivers and contained, in the original judgment note.

Debt # 12,247.20

Int. from April 17, 1942

"Sh", page 118

Judgment

Paul D. Slayton, Prothy

November 26, 1943, Writing filed wherein plaintiff releases from the lien of the judgment the following described property, to-wit:- all that certain piece or parcel of land situate in Sadsbury Township, Crawford County, Pennsylvania, bounded and described as follows: Beginning at a point on the southeasterly line of public road or highway known as State Highway Route No. 322, which point is marked by an iron pipe which is four hundred sixty-two and one-half (462½) feet westerly from the place where the southeasterly line of the aforesaid road intersects the dividing line between the land of Vinnie M. George and land of P. Birch, said dividing line being the east line of a twelve and one-half (12½) ft. strip of land conveyed by P.B. Birch to the said Vinnie M. George by deed dated April —, 1934, and said iron pipe marking the northwesterly corner of land of Vinnie M. George as agreed upon by and between her and Frame Shontz at the time he, the said Frame Shontz, made the conveyance appearing of record in Deed Book No. 279, at Page 82 unto the said Vinnie M. George, thence in a southeasterly direction along the land of Vinnie M. George, four hundred twelve (412) feet to a point, thence in a northwesterly direction along other land of Frame Shontz a distance of three hundred ninety-six (396) feet more or less to a point on the aforesaid road, which point is one hundred (100) feet southwesterly from the point or place of beginning of the description of the land hereby released, thence northeasterly along said road to the place of beginning, being a triangular piece of land fronting one hundred (100) feet on the aforesaid public road, State Highway Route No. 322, and having erected thereon a frame dwelling and a garage.

Thomas R. Gilmore
5-18-44 P.D.S.
Raymond L. Miller
122

George J. Barco

Thomas Fortuna
vs.
Anna Margaret Fortuna
Issued April 16, 1942

Tax + writ (paid) $ 3.00
Sheff King ---
Pro. Clayton 5/18/44 Cd 4.50
Atty. 3.00

Subpoena in Divorce, and for the custody of Mary Ann aged 13 years, Thomas, Junior aged 7 years, and Joseph James aged three years, children born of the marriage of the parties.

And now, April 16, 1942 Subpoena awarded, returnable to the first Monday of June, 1942.

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

Subpoena returned: Wm. Smith certifies that he served a true and copy of this Subpoena in Divorce on Anna Margaret Fortuna, the respondant therein by handing her a true and correct copy of the within subpoena, and making the contents known to her, at 11:10 A.M. E.W.T. on April 21, 1942, at her place of employment, at No. 868 Diamond Square, Meadville, Pa. (Jurat annexed.) See Subpoena.

And now, June 1, 1942, the respondent enters a rule on the libellant to furnish a Bill of Particulars within thirty days after service of notice thereof, or non pros. see. leg. Same day service accepted by attorney for libellant. (See paper filed.)

And now, June 1, 1942, upon presentation of petition of respondent, and on motion of George J. Barco, attorney for respondent, it is ordered that the libellant show cause, if any, why he should not pay alimony pendente lite and counsel fees, as prayed for by the said respondent, returnable see. leg. (See paper filed.) Service accepted

Per Curiam.

And now May 18, 1944 I hereby discontinue this case of record.

Thos. R. Gilmore
Atty for Libellant

Mary K. Allison for
4/25/42. P.D. $ .123
F. Joseph Thomas
(See Statement of claim)
Rec'd from Paul Slayton
Prothonotary 8.80
Costs on Appl. Mar. 13/1943
S. G. MacTarnaghan
Alderman

George Deshner, Jr.
vs.
William Pruskowsky
Entered April 16, 1942

| | | |
|---|---|---|
| Tax (entry Fraid) | # | 1.50 |
| Costs on Trans | | 8.80 |
| Pro. Slayton | 11-13-43 paid | 12.15 |
| Jury fee | 10-28-43. Pd. | 4.00 |
| Atty | | 3.00 |
| Pff's bill of costs | | 24.50 |
| Sat. 11-13-43 | Pd. | .25 |

Appeal by Defendant from Judgment of S.G. MacTarnaghan Alderman

April 16, 1942 Proof of notice to plaintiff of filing appeal filed. April 25, 1942 Statement of claim filed. Service accepted by Defts. Atty.

On Fall Trial List, 1942 No. 35

Oct. 12, 1942 Continued on application of defendant, and marked removed. Per curiam.

On Winter Trial List, 1943; No. 6.

Jany. 5, 1943 Continued by agreement of counsel Per Curiam.

On Spring Trial List 1943; No. 11.

March 1, 1943 Continued on application of Deft. (sick witness) Per Curiam.

On Fall Trial List, 1943; No. 15.

And now, October 8, 1943, Jury selected and sworn as follows: 1- Fred Hamilton, 2- Mrs Richard Malone, 3- Mrs Gladys Gill, 4- Mrs. Mary Beuchat, 5- Ralph W. Spence, 6- Leah B. Whipple, 7- Mrs. Martha Kelly, 8- Mrs. Marian Gartney, 9- Fred Chapin, 10- Pauling Stainbrook, 11- Mrs John Lewis, 12- Mrs Alice Miller, twelve good and lawful persons, who upon their solemn oaths which they have taken, say October 9, 1943 at 12:25 o'clock P.M., they find in favor of the plaintiff, in the sum of One Hundred seventy Dollars ($170.00.)

D. page 170.

Oct. 28, 1943 Plaintiff's bill of costs in sum of $24.50 filed.

And now, Oct. 28, 1943, upon payment of the jury fee judgment is hereby entered on the verdict in favor of the plaintiff and against the defendant.

| | |
|---|---|
| Debt | $170.00 |
| Interest from Oct. 9, 1943 | |
| Judgment | |

Paul D. Slayton, Prothonotary

D. page 170.

Nov. 1, 1943 Certificate of judgment mailed to Dept. of Revenue, Harrisburg, Pa.

Nov. 13, 1943 Mailed certificate of satisfactoria to Dept. of Revenue, Harrisburg, Pa.

Nov. 12, 1943 Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.

Mary K. Allison
Atty for Plaintiff

Witness: Paul D. Slayton

F. Joseph Thomas
124

In re Incorporation
of
The Kiwanis Club of
Meadville, Pennsylvania
Entered April 20, 1942

Pro. Slayton (pd 7/14/42) 4.00
Trib. Pub. Co 5.50
Titusville Herald 7.37

April 20, 1942 Certificate for Incorporation filed.
Same day, Certificate of Deputy Secretary of the Commonwealth as to the availability of the name of the proposed non-profit corporation, filed.
May 4, 1942, Proofs of publication of notice filed.

Decree.

And now, this fourth May A.D. 1942, the Certificate of Incorporation of The Kiwanis Club of Meadville, Pa., having been presented for approval to me, a Law Judge of the said County, accompanied by proof of the publication of the notice of such application as required by law, - I do hereby certify that I have perused and examined the said instrument and have found the same to be in due and proper form and in compliance with the provisions of the Act of Assembly of the Commonwealth of Pennsylvania, entitled "An Act relating to Nonprofit Corporations", approved the fifth day of May, 1933, authorizing the same, and the same appearing to be lawful and not injurious to the community,

I do hereby, on motion of F. Joseph Thomas, Esquire, on behalf of the petitioners, Order and Decree that the said Charter of "The Kiwanis Club of Meadville, Pennsylvania", be and the same is hereby approved, and upon the recording of the same and this order, the subscribers thereto, and their associates shall be a corporation by the name of "The Kiwanis Club of Meadville, Pennsylvania", for the purposes therein set forth.

Per Curiam,
O. Clare Kent,
President Judge.

(See paper filed.)

R. B. Mahaney 2-21-44 P.D.S.
G. Wayne Attenburg
125

Charles P. Brant
vs.
Lela J. Brant
Issued April 21, 1942

| | |
|---|---|
| Taxe writ (paid) | $ 3.00 |
| Shff King | --- |
| Theo. Reagle, Subd | 1.00 |
| E. J. McDonald, Master | 25.00 |
| Prd. for Co. 2-21-44 Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce
And now, April 21, 1942, Subpoena awarded, returnable the first Monday of June, 1942. No hearing to be had on this case until October 21, 1943
Per Curiam
O. Clare Kent, P.J.

Subpoena returned: Theodore Reagle, Const, makes affidavit: "That he served the within respondent by personally handing to her a certified copy of the within Subpoena, and making known to her the contents thereof, at her residence 332 East Main Street, Titusville, Pa., on Friday, April 24, 1942. (See affidavit on Subpoena)

2/21/44 Recd. $35.00 costs
P. D. S.

Rec's Masters Fee
Feb. 28, 1944
E. J. McDonald

And now, February 21, 1944 Edward J. McDonald, Esq., is appointed Master in Divorce as prayed for.
Per Curiam

Mar. 7, 1944 Recvd $14.00 Fee; balance due on costs advanced.
R. B. Mahaney,
Atty for Libellant

Feb. 28, 1944 Affidavit of non-military service of respondent filed.
On Argt. List for Feby. Term, 1944, No. 54.
Feby. 26, 1944, Testimony and Report of Master filed
March 6, 1944 After due consideration a divorce is decreed as prayed for.
Per Curiam, O. Clare Kent P.J.

Decree

And now, to-wit: March 6, 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 Charles P. Brant, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Charles P. Brant, the libellant, and the said Lela J. Brant, 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

| | | |
|---|---|---|
| Donald C. Thompson | John Myers, now for the use of Grange National Bank of Spartansburg, Pa., (D. V. Kinney and A. G. Lindstrom, Trustees) vs. A. W. McCray and Paul McCray Issued April 21, 1942 | Of No. 80 February Term, 1934 App. Doc. Scire Facias to revive and continue the lien of the above judgment, et quare executionem non, &c. Returnable to first Monday of May, 1942. Mc. pages 584-31 |
| 126 | Pro. Slayton 4/27/42 Said $2.25<br>Sheff. Sling (paid) 11.30<br>Atty. 3.00 | See Fi. Fa. to No. 43 May Term, 1942. Writ returned: Served the within Sci. Fa. to revive judgment personally upon Paul McCray, on April 24, 1942, at 1:50 o'clock P. M., at his residence in Sparta Township, Crawford County, Pa., by handing to him a true and attested copy thereof, and making contents of same known to him. So answers Bert Sling, Sheriff. |

January 20, 1943, Received satisfaction in full of the above judgment, debt, interest and costs, and hereby authorize the Prothonotary to satisfy the same of record.

Donald C. Thompson
Atty. for Pff.

127

Commonwealth of Pennsylvania, ex rel. Department of Justice

vs.

Evelyn Louise Shorts as mentally defective.

Entered April 21, 1942

Pro. Slayton Paid 12/29/42 $5.00

April 21, 1942. Petition of Mrs Ernest Shorts for commitment of her daughter Evelyn Louise Shorts, alleged to be mentally defective with Exhibits A, B & C annexed, presented to Hon. O. Clare Kent, P.J. and filed.

Order for Commitment.

And now, this 21st day of April 1942, upon consideration of the within application and the exhibits and certificates thereto attached for the commitment of Evelyn Louise Shorts to the Laurelton State Village School, 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 Evelyn Louise Shorts, the person named therein, be committed to the Laurelton State Village School, to which school she shall be removed by Helen L. Easterwood; and this shall be sufficient warrant for commitment.

And it is further ordered that payment shall be made as follows: The cost of clothing and other support of said patient, payments to be made by Institution District of Crawford County, Pennsa. for the payment of the annual cost of clothing of the said patient, payments to be made quarterly to the Commonwealth of Pennsylvania, Department of Revenue.

(Sgd) O. Clare Kent, P.J.

April 12, 1950, Modified Order of Court filed.

And now, to-wit, April 12, 1950, after further consideration, it is ordered that said child Evelyn L. Shorts be released from Laurelton State Village.

Per Curiam,

Herbert A. Mook, President Judge.

Raymond C. Miller
128

Wallace Washington Loper
vs.
Esther Swift Loper
Issued April 21, 1942

Tax & writ (paid) $ 3.00
Shff. King ---
John H. Bozic, Master 25.00
Pro Jon Co. 6-19-42 Bd. 12.10
Atty. 3.00

June 19, 1942, Recd. $37.10 costs.
P.D.S.

6/29/42 Received
25.00 Master's
Fee:
John H. Bozic
Master

Subpoena in Divorce
And now, April 21, 1942, Subpoena awarded, returnable to the first Monday of June, 1942.
Per Curiam,
O. Clare, Kent, P.J.

Subpoena returned: Herman W. Besse makes affidavit "That he served a true and correct copy of the within Subpoena in Divorce on Esther Swift Loper, the within respondent, by handing the same to her, at 842½ Cottage Street, Meadville, Pa., and making the contents known to her, on April 21, 1942, at 6:30 P.M., E.W.T. (See affidavit on Subpoena)

Our petition of respondent.

Now, May 4, 1942, upon presentation of the foregoing petition, a rule is granted upon the libellant, William Washington Loper to show cause why he should not pay to the respondent, Esther Swift Loper, alimony pendente and counsel fees in amount to be fixed by the Court.
(See paper filed) Per Curiam

And now, June 1, 1942 By agreement of counsel the rule for alimony pendente lite and counsel fees heretofore entered, is discharged. Per Curiam. (See paper filed)

And now, June 19, 1942 John H. Bozic, Esq., is appointed Master in Divorce to take testimony and make report thereon to the Court.
Per Curiam.

June 29, 1942, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942; No. 34,

October 1, 1942, After due consideration a divorce is decreed as prayed for.
Per Curiam
O. Clare Kent P.J.

Decree: And now, to-wit: October 1, 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 Wallace Washington Loper, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Wallace Washington Loper, the libellant, and the said Esther Swift Loper, 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.

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| Charles B. Stegner<br>129 | Titusville Trust Company<br>vs.<br>B. M. Proper Grace Proper and Dick Proper, Defts, and John F. Barber, Agent, Garnishee.<br>Issued April 21, 1942<br><br>Tax Writ 7/2/42. Paid # 2.75<br>Stff. King 2.50<br>Stff. King, alias (paid 7-17-42) 2.50<br>Pro Clayton alias Pd. 2.25 | Of No. 280 February Term, 1942 D.S.B.<br>Attachment Execution,<br>Returnable to next term.<br>Writ returned by order of Plff Atty. So answers<br>July 6, 1942 Bert A. King, Sheriff<br>July 6, 1942 Alias Attachment Execution issued, naming same garnishee; Returnable to first Monday of August next<br>Alias writ returned: Now, Aug. 3, 1942, no service as to the within named B. M. Proper, Grace Proper, defendants, and John F. Barber, agent, Garnishee, and on Dec. 11, 1942, writ was directed to be returned by Charles B. Stegner, Atty for plaintiff So answers,<br>Bert A. King, Sheriff. |

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| Charles B. Stegner<br><br>130 | Titusville Trust Company<br>vs.<br>B. M. Proper, Grace Proper and Dick Proper, Defts, and John F. Barber, Agent, Garnishee<br>Issued April 21, 1942<br><br>Tax & writ 7-2-42, Sd. $2.75<br>Shff. King 2.50<br>Shff. King, alias 7-17-42 Sd. 2.50<br>Pro. Slaytonalias Sd. 2.25 | Of No. 281 February Term, 1942, D.S.B.<br>Attachment Execution,<br>Returnable to next term.<br>Writ returned by order of Plffs. atty. July 6, 1942. So answers<br>Best A. King, Sheriff<br>July 6, 1942 Alias Attachment Execution issued, naming same garnishee, returnable to first Monday of Aug. next<br>Alias writ returned: Now, Aug 3, 1942, no service as to the within named B. M. Proper, Grace Proper and Dick Proper, defendants and John F. Barber, agent, Garnishee, and on Dec. 11, 1942, writ was directed to be returned by Charles B. Stegner, Attorney for plaintiff.<br>So answers Best A. King, Sheriff. |

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| Charles B Stegner<br><br>131 | Titusville Trust Company<br>vs.<br>Burdette Proper, Grace Proper and Dick Proper, Defts. and John F. Barber, Agent, Garnishee<br>Issued April 21, 1942<br><br>Tax writ 7-2-42, Pd. # 2.75<br>Stff King 2.50<br>Stff King alias (Pd) 7-17-42 2.50<br>Sr. Slayton alias Pd. 2.25 | Of No. 282 February Term, 1942 D.S.<br>Attachment Execution,<br>Returnable to next term.<br>Writ returned by order of Plff's atty, July 6, 1942<br>So answers Bert A. King, Sheriff<br>July 6, 1942 Alias Attachment Execution issued, naming same garnishee, returnable to first Monday of August next.<br>Alias writ returned: Now, Aug 2, 1942, no service as to the within named Burdette Proper, Grace Proper and Dick Proper, defendants and John F. Barber, Agent, Garnishee; and on Dec. 19, 1942, writ was directed to be returned by Charles B. Stegner, Attorney for Plaintiff.<br>So answers Bert A. King, Sheriff |

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| Paul E Thomas<br>132 | Andy Dobda<br>vs.<br>Mary Kostyuick[sic]<br>Andrew Kostuick<br>Entered April 22, 1942<br>Pro Slayton paid $ 2.25<br>Atty 3.00<br>Atty P.E.T. on original judgments $ 6.00 | Of No. 141 May Term, 1937. App. Doc.<br>Amicable Scire Facias sur Judgment<br>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 Ten and 38/100 Dollars, being the amount of debt, interest to April 10, 1942, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.<br>Debt $ 510.00<br>Int. from April 10, 1942<br>Judgment<br>Paul D. Slayton, Pro.<br>K pages 63 & 107<br>Sept. 8, 1942, This judgment satisfied. (See Fi. Fa. No. 63 Sept. Term, 1941) |

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| Robert F. Leat. 1-2-43. | George O. Widel ux<br>Helen Widel<br>vs.<br>[William] Herbert Leonhart.<br>Entered April 23, 1942 | Appeal by Defts from Judgment of S.G. McJadraghan, Alderman April 24, 1942. Proof of service of notice of filing appeal filed. |
| 133<br>Thomas & Siebert | Jas tentry 8/13/42 paid 1.50 ✓<br>Costs on trans. $5.00 Paid 8.30<br>Pro. for Co. 1-4-43 Pd. 1.50 ✓<br>Atty. 3.00 | |
| Now, Jan. 2, 1943, the above case is hereby settled and discontinued.<br>Robert F. Leat<br>Atty. for Plaintiffs. | | |
| Jan. 27. 1943. Rec'd $3.30 each Costs.<br>S.G. McJadraghan Ald. | | |

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| Herbert A. Mook<br>134 | Fred Fisher<br>vs.<br>Roy Farquharson<br>Issued April 27, 1942<br><br>Jay & writ (Atty pd) 3.00<br>Stff King (paid) 10.05 | Replevin for one (1) Fordson Tractor of the value of Fifty Dollars ($50.00); Returnable to the second Monday of May next.<br>April 27, 1942 Statement and affidavit of value filed.<br>April 27, 1942, Bond of plaintiff with Harold D. Jones as surety, in the sum of $100.00, approved and filed.<br>Writ returned: Replevied as within commanded April 30, 1942, all of the within described goods and chattels, and summoned Roy Farquharson, the within named defendant by handing to him personally at his residence in Sparta Tp, Crawford County, Pa, on April 30, 1942, at 11:50 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 turned over to the plaintiff.<br>So answers Bert A King, Sheriff. |

Stuart A. Culbertson
135

Clara May Beatty
vs.
Melvin Sherman Beatty
Issued April 27, 1942

Tax & writ (paid) $ 3.00
Shff King (paid) 1.60
Shff King, alias 1.60
Shff King, fi.sc Pd. 11.15
Otto A. Stolz, Master 25.00
Pro. for Co. 11-10-42. Pd. 8.60
Atty. 3.00
Stenog. Pd. by Pro. 1.40

Subpoena in divorce and for the custody of the children of the parties, to wit: Glenn Beatty aged 5 years, James Beatty aged 3 years and Zelda Beatty, aged 18 months.

And now, April 27, 1942, the within petition presented and subpoena awarded returnable to the first Monday of June 1942.

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

Subpoena returned: And now June 1, 1942, Non est inventus as to the within named respondent.

So answers Bert A. King, Sheriff.

Sept. 1, 1942, Alias Subpoena in Divorce issued, returnable to first Monday of October next.

Alias Subpoena retd: Oct. 5, 1942 Non est inventus as to the within named respondent.

So answers Bert A. King, Sheriff.

Oct. 8, 1942, Order issued for publication of proclamation in Divorce, returnable to 2d Monday of Nov. next.

Nov. 10, 1942, 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,
Bert A. King, Sheriff.

And now, November 9, 1942 Otto A. Stolz, Esq., is hereby appointed Master to take testimony in the above entitled case and make report to the Court. Per Curiam.

Nov. 18, 1942 Affidavit as to military service of the respondent filed.

Nov. 19, 1942, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1942; No. 18.

Now December 2, 1942, After due consideration a divorce, is decreed as prayed for, the respondent, Melvin Sherman Beatty, is ordered to pay the cost of this proceeding and the custody of minor children James, Glenn and Zelda Beatty is awarded to libellant, Clara May Beatty.

Per Curiam, O. Clare Kent P.J.

Decree: And now, to-wit: December 2, 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 Clara May Beatty, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Clara May Beatty, the libellant, and the said Melvin Sherman Beatty, the respondent; and that thereupon all and every

(Continued on Margin)

Nov. 10, 1942, Paid $35.00 costs. (No refund) P.D.S.

Nov 19-42 Rec'd Master fee $25.00 Otto A. Stolz

Nov 8, 1940 Received fee, $1.40 Ann Virginia Caddahan

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, James, Glenn and Zelda Beatty is awarded to libellant, Clara May Beatty.

Per Curiam.

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| Walter J. McClintock<br><br>136 | Petition of Commissioners of Crawford County Institution District<br>for<br>approval of the purchase of 17.77 acres of land in the Borough of Saegertown, Crawford County, from Ray N. Daniels and Helen M. Daniels, his wife, for Institution District purposes.<br>Entered April 29, 1942<br>Pro. Clayton Paid 4/29/42 $5.00 | April 28, 1942, upon presentation and consideration of the foregoing petition, the Court hereby approves the purchase by the Commissioners of Crawford County, acting as Commissioners of the Crawford County Institution District of 17.77 acres of land in the Borough of Saegertown, this county, and hereby directs the said Commissioners, upon securing the approval of the Department of Welfare of Pennsylvania, to purchase the said 17.77 acres of land from Ray N. Daniels and Helen M. Daniels, his wife, for Crawford County Institution District purposes.<br><br>Per Curiam,<br>O. Clare Kent,<br>(See petition filed) President Judge |

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| Thomas & Kiebort | First National Bank of Meadville, Pa., | Summons in Assumpsit Returnable to the Second Monday of May, 1942. |
| 137 | vs. | |
| Stuart A. Culbertson | Eleanor Bailey Erwin Executrid of the last will and testament of Shearon K Bailey deceased. | Now, April 29, 1942, Stuart A. Culbertson, Esq., appears for the defendant, 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 and duly and regularly served upon the defendant by the Sheriff. (See praecipe) |
| | Entered April 29, 1942 | |
| | Jas Sentry 5/6/42, Pd $2.25 | |
| | Pro. fee Co. 4-3-46 Pd. 1.00 | |
| | atty. 3.00 | |

And now, April 2, 1946 the above action is hereby settled and discontinued of record.

First State Bank, Meadville, Pa
F. C. Hunter, atty. in fact

Apr. 4 1946, Received of Pro. Slayton $3.00 docket fee.
Fred C. Hunter

J E Bossard

138

May 12-1942 Recd from Paul H. Slaytor Pro $3.00 being my docket fee on the within case -
J E Bossard Atty

Lewis W. Hunter, agent for Easton-Taylor Trust Company
vs.
George Everett
Issued April 29, 1942

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| Tax & writ (paid) | $ | 3.00 |
| Sheriff King (paid) | | 13.40 |
| Pro. Slayton 5/12/42 Pd. | | 1.50 |
| Atty | | 3.00 |

Replevin for one 1940 LaSalle 4-door Sedan, Motor No. 2320819, of the value of Five hundred Dollars ($500.00); returnable to the Second May, 1942.
April 29 1942, Affidavit of value filed. Same day, Bond of Plff., with United States Fidelity and Guaranty Company as surety, in the sum of $1000.00, approved and filed.
Writ returned. Replevied as within commanded, May 5, 1942, at 11 o'clock A.M., all of the within described goods and chattles, and summoned George Everett, the within named defendant, by handing to him personally, at the T.N.T. Plant, in Greenwood Township, Crawford County, Pa., on May 5, 1942, a true and attested copy of the within writ, and making known to him the contents thereof. And on May 12, 1942, the goods and chattels so replevied were delivered to the plaintiff. So answers Bert A King, Sheriff

Thomas & Kiebort
139
Paul E. Thomas.
6/2/42 C.O.S.

12/5/43
Recd. of Pro. Hayter $3. on docket fee.
Fred C. Kiebort

Theodore Fine
vs
Bernice Davis
Issued April 30, 1942

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| Tax & writ | 8/13/42 Paid | $ 2.00 |
| Shff. King (paid) | | 3.40 |
| Shff. Fayette Co (paid) | | 3.00 |
| Pro. to 10-5-43. | Paid 12/8/43 | 6.70 |
| Disc. & cert. | Paid 12/8/43 | 1.50 |
| Atty. | | 3.00 |

Summons in Trespass
Returnable to the first Monday of June, 1942.
Writ returned: On May 6, 1942 at 6:0 P.M., the within writ was served personally on Beatrice Davis, deft in her residence, 95 Ben Lomond Street, Uniontown, Fayette County, by making known to her the contents and by handing to and leaving with her a true and attested copy of same. So answers
Charles Frock, Sheriff

6) Served the within Summons upon Bernice Davis by deputizing the Sheriff of Fayette County, Pa., as per his return hereto attached. So answers Bert A. King, Shff.

Nov. 16, 1942, Statement of claim filed. Service anepted by Dfts. at

And now, Nov. 23, 1943, upon consideration of petition of deft, rule granted on plff to show cause why he should not give security for costs in the above action. All proceedings are hereby stayed until further order of Court. Returnable in fifteen days. Per Curiam.

Same day, by agreement of counsel, the foregoing rule is hereby made absolute, and the plff is hereby ordered and directed to give bail in the sum of $300.00. (See paper filed) Per Curiam.

On Spring Trial List, 1943; No. 19.

Febiy 22, 1943 Continued - no security for costs filed.
Per Curiam.

June 4, 1943, Bond of Plaintiff as security for costs, with Fidelity and Deposit Co. of Maryland as surety in the sum of $300.00 approved by? and filed.

On Fall Trial List 1943; No. 12.

Sept. 29, 1943, Deposition of Theodore Fine taken by agreement of counsel, by Alice Therice, Notary Public, at Pontiac, Mich. filed.

"Oct 5, 1943, Reported settled.

Dec. 8-1943, This case settled and discontinued of record. All costs paid.
Thomas & Kiebort
By Fred C. Kiebort, Atty. for Plaintiff.

George X. Simonetta

140

F. Joseph Thomas

Ben Petruso, a minor by his parents and guardians, Custode Petruso and Concetta Petruso, and Custode Petruso and Concetta Petruso, in their own right,

vs.

Norman Appenrodt and Frances Appenrodt

Issued April 30, 1942

Tax & writ 5/6/42 Pd. $2.00
Sheff. King ---
Pro. for Co. 5/6/42 Pd. 4.00
Atty. 3.00

Summons in Trespass; Returnable to the second Monday of May next.

And now, May 4, 1942, F. Joseph Thomas, Esq., appears for deft. and accepts service of the summons, with the same force and effect as if delivered to and served by the Sheriff. (See writ.)

May 4, 1942, Petition of plaintiffs for approval of compromise settlement of this action, etc., presented in open Court and filed.

Order of Court

And now, May 4, 1942, upon presentation of the foregoing petition, Leave is Hereby Granted the parties to compromise this action upon the terms of the proposed compromise set forth in the petition, and Custode Petruso and Concetta Petruso, parents and natural guardians of Ben Petruso, minor, are authorized to pay the following expenses from the amount said minor is entitled to receive in this action:

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| Dr. J. A. Manenso | $50.00 |
| Spencer Hospital | 42.50 |
| Total | $92.50 |

Custode Petruso and Concetta Petruso, parents and natural guardians of said minor, are authorized to receive payment of the sum of One Hundred Seven and 50/100 Dollars ($107.50), the balance to which said minor is entitled after payment of expenses, and to sign and execute a release to the defendants, releasing and discharging them from any and all liability, claim or demands, arising out of or by reason of the injuries sustained by said minor.

Per Curiam,
O. Edare Kent
President Judge.

(See paper filed)

now May 6, 1942
I hereby discontinue the above case as settled:
George J. Simonetta
atty for Plff.

now May 6, 1942
I hereby certify the payment of $3.00 docket fee on above entitled case.
George J. Simonetta
atty for Plff.

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| F. Joseph Thomas<br>141 | L. J. Roofner<br>vs.<br>Harold G. Roha and William J. Roha, Executors of the estate of Margaret E. Roha, deceased.<br>Issued April 30, 1942<br><br>Tax & writ (paid 7/14/42) $2.25<br>Shff. King (paid) 3.30 | Summons in Assumpsit<br>Returnable to the second Monday of May next.<br>Writ returned: Now, June 11, 1942 no service as to Harold G. Roha and William J. Roha, Executors of the estate of Margaret E. Roha, deceased, the within named defendants.<br>So answers Bert A. King, Sheriff. |

11-17-42. P.B.S.

Herbert A. Woods
Leland J. Culbertson
142

John R. Strauss
vs
Violet M. Strauss
Issued May 2, 1942

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| Tax & cost (paid) | $ 3.00 |
| Shff. King (paid) | 1.60 |
| Shff. King, alias (paid) | 1.60 |
| Shff. King, proc. (pd.) | 11.15 |
| Fred C. Kiebort, Jr. Master | 25.00 |
| Pro. for Co. 11-19-42, Pd | 10.50 |
| Atty. | 3.00 |

Nov. 17, 1942, Recd. $35.50 costs.
P.B.S.

Nov. 21, 1942 Recd of Paul V. Slayton Esq. 25.00 Master's Fee.
F. C. Kiebort, Jr.
Master.

Subpoena in Divorce
And now, May 2, 1942, Subpoena awarded, returnable to first Monday of June, 1942
Per Curiam
O. Clare Kent P.J.

Subpoena retd: July 6, 1942, Non est inventus as to the within named respondent
So answers Bert A. King, Sheriff

July 11, 1942 Alias Subpoena in Divorce issued, returnable to first Monday of Sept. next,
Alias Subpoena returned: Sept. 7, 1942, Non est inventus as to the within respondent. So answers
Bert A. King, Sheriff

Sept. 11, 1942 Order issued for publication of Proclamation in divorce, returnable to first 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 attached. So answers,
Bert A. King, Sheriff.

And now, November 17, 1942, Fred C. Kiebort, Jr., Esq. is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court. Per Curiam.

Nov. 21, 1942, Testimony and Report of Master filed.
On Argt. List for Nov. Term, 1942; No. 29.

Nov. 25, 1942, Affidavit of non-military service of respondent filed

Now December 3, 1942, after due consideration a divorce is decreed as prayed for.
Per Curiam, O. Clare Kent P.J.

Decree: And now, to-wit: December 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 John R. Strauss, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said John R. Strauss, the libellant, and the said Violet M. Strauss, 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

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| J. Perry Eckel<br>143<br>F. Joseph Thomas<br>8-3-42. P.D.S | Dun & Bradstreet, Inc<br>Pittsburgh, Pa.,<br>vs.<br>Freda Van Kornput,<br>doing business as<br>Crawford Creamery<br>Co. Conneaut Lake, Pa.<br>Entered May 2, 1942.<br><br>Jas Sweet (paid) # 1.50 ✓<br>Costs on Trans. 2, pd by Dft 9.75<br>Pro. for Co. 9-24-42, Pd. 1.50 ✓ | Appeal by Deft from Judgment of S. G. MacFarlane Alderman May 4, 1942, Acceptance of service of notice to plff of filing appeal fr |
| And now, Sept. 24, 1942, this case settled and discontinued of record.<br>J. Perry Eckel<br>Attorney for Plaintiff<br>Rec'd Costs 7.75<br>Sept. 24. 1942<br>H. McSweeney | | |

Walter J. McClintock

144

Petition of Commissioners of Crawford County for approval of private sale to Carl L. Davenport, of 65 acres of land in Richmond Township, which was assessed in name of J.K. Zimin, and sold to said Comrs. at Treasurers sale for unpaid taxes, in 1933.
Entered May 4, 1942

Pro. Slayton Paid 7/29/42 #5.00 ✓

Now, May 4, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of June, 1942, 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.

Now, June 1, 1942 Proof of Publication filed.

Order of Court Authorizing Private Sale: And now, June 1, 1942 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, Carl L. Davenport of 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. Clare Kent
President Judge

August 3, 1942 Petition For Rule To Show Cause filed.

Order: Now, August 3, 1942, upon presentation and consideration of the foregoing petition, a rule is hereby granted upon the Commissioners of Crawford County and Carl L. Davenport to show cause why the within petitioner, Herbert A. Mook, should not be allowed to file exceptions to the confirmation of the sale of sixty-five (65) acres in Richmond Township, Crawford County, Pa., referred to in the within petition by the County Commissioners to the said Carl L. Davenport, nunc pro tunc as of 9:30 o'clock, A.M., June 1, 1942.

Per Curiam,
O. Clare Kent
President Judge

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| Walter J. McClintock<br><br>145 | Petition of Commissioners of Crawford County for approval of private sale to John A. Boland of Lot on S.W. cor. of Drake Av. and Grant St. in Boro of Cambridge Springs, which was assessed in name of Malissa Durbin, and sold to said Comrs. at Treasurer's sale for unpaid taxes in 1935<br>Entered May 4, 1942<br><br>Pro Clayton Paid 12/29/42 # ✓ 5.00 | Now, May 4, 1942 upon presentation and consideration of the within petition, the Court fixes the first Monday of June, 1942, 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 in one newspaper of general circulation published in the County of Crawford.<br>(See paper filed) Per Curiam.<br>Now, June 1, 1942 Proof of Publication filed.<br>Order of Court Authorizing Private Sale.<br>And now, June 1, 1942, 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 A. Boland 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.<br><br>Per Curiam,<br>O. Clare Kent<br>President Judge |

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| Walter J. McClintock<br><br>146 | Petition of Commissioners of Crawford County for approval of private sale to Francis A. Robishaw and Genevieve Robishaw, of 25 acres of land in Sparta Township, which was assessed in name of A. Malinowsky, and sold to said Comrs. at Treasurer's sale for unpaid taxes, in 1934. Entered May 4, 1942<br><br>Pro. Clayton Paid 12/29/42 # 5.00 ✓ | Now, May 4, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of June, 1942, 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 Township and to the Supervisors of Sparta Tp., they being the taxing authorities, said notice to be served on them personally or by registered mail.<br>(See paper filed.) Per Curiam.<br>Now, June 1, 1942 Proof of Publication filed, also Acceptance of Service of School District of Sparta Township and Supervisors of Sparta Township.<br>Order of Court Authorizing Private Sale<br>And now, June 1, 1942 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, Francis A. Robishaw and Genevieve Robishaw, 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.<br>Per Curiam,<br>O. Clare Kent<br>President Judge |

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| Walter J. McClintock<br><br>147 | Petition of Commissioners of Crawford County for approval of private sale to Albert Y. Gallant and Helen A. Gallant, of 32 acres of land in Conneaut Township, which was assessed in name of Roy Young and sold to said Com'rs at Treasurers sale for unpaid taxes in 1936.<br>Entered May 4, 1942.<br>Pro. Clayton Paid 12/29/42 $5.00 | Now, May 4, 1942 upon presentation and consideration of the foregoing petition, the Court fixes the first Monday of June, 1942, 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.<br>(See paper filed) Per Curiam.<br>Now, June 1, 1942 Proof of Publication filed.<br>Order of Court Authorizing Private Sale<br>And now, June 1, 1942 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, Albert Y. Gallant and Helen A. Gallant of R. D., Linesville, 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.<br>Per Curiam,<br>O Clare Kent<br>President Judge |

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| Walter J. McClintock<br><br>148 | Petition of Commissioners of Crawford County for approval of private sale to Andrew Boythe and William Boythe of 48 acres of land in Sparta Township, which was assessed in name of Percy Haven, and sold to said Comrs at Treasurers sale for unpaid taxes in 1936.<br>Entered May 4, 1942<br><br>Pro. Slayton Paid 12/29/42 # 5.00 ✓ | Now, May 4, 1942, upon presentation and consideration of the foregoing petition, the Court fixes the first Monday of June, 1942, 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.<br>(See paper filed) Per Curiam.<br>Now June 1, 1942 Proof of Publication filed.<br>Order of Court Authorizing Private Sale.<br>And now, June 1, 1942, 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, Andrew Boythe and William Boythe, of Spartansburg, Penna., R.D. #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.<br><br>Per Curiam,<br>O. Clare Kent<br>President Judge |

F. Joseph Thomas

149

Kenneth W. Rice

June 5, 1942, Received from Plff. $9.00, the costs in above case.
Paul D. Slayton, Pro

June 5, 1942 received of Paul D. Slayton docket fee of $3.
F. Joseph Thomas

William C. Fausnaught and Dorothy Fausnaught, a minor, by Mary Henretta, her mother and guardian,
vs.
Myrtilla McQuiston
Issued May 4, 1942

Tax & writ 6/5/42 Pd. $2.00
Pro. Slayton 6/5/42. Pd. 1.00
Atty 3.00

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

And now, May 5, 1942, Kenneth W. Rice Esq., appears for defendant and accepts service of the Summons in this case with the same force and effect as if the same had been duly served upon the defendant by the Sheriff of Crawford County. (See writ.)

May 7, 1942. Petition to compromise and settle this action, by paying bill of Marshall Hospital $136.00, and doctors bill of Kennet Baird, $49.50, and the said plaintiff minor, direct, the sum of $445.00, — presented and filed.

And now, to wit, this seventh day of May A.D. 1942, upon presentation of the foregoing petition, It is hereby Ordered and Decreed:

(a) That the compromise stated in the foregoing petition is approved;

(b) That the payment of the expenses set forth in said petition to William C. Fausnaught is authorized;

(c) That the payment of the fund due the minor shall be made direct to said minor, Dorothy Fausnaught;

(d) That upon payment of said monies, the defendant is released from all liability by reason of or arising out of the injuries sustained to said minor plaintiff, Dorothy Fausnaught, and the husband, William C. Fausnaught, mother, Mary Henretta, and minor are authorized to enter into a receipt and release to said defendant.

Per Curiam,
O. Clare Kent,
President Judge.

(See paper filed.)

And now June 5, 1942 this case is settled, ended and discontinued.

F. Joseph Thomas
attorney for Plaintiff

Peters & Prather
150

Frank Platt
vs.
Floyd Richardson and
Thelma Richardson
Entered May 4, 1942

Pro. Slayton (paid) $ 2.25
Atty 3.00
Original costs:
Pltf 1.75
Attys Peters & Prather 3.00

Of No. 354 February Term, 1937, D.S.C.
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 Forty-five and 40/100 Dollars, being the amount of debt, interest to May 12, 1942 and costs now due on the original judgment, withall the waivers and conditions contained in the original judgment note.

Debt $ 1145.40
Attys com included 41.50
Int. from May 12, 1942, ~~on $30.00~~

R. page 97-97. Judgment
Paul D. Slayton, Pro.

June 14, 1944, Am. Sci. Fa. to No. 59 Sept. Term, 1944.
March 7, 1947. This judgment is Satisfied (See Am. Sci. Fa.)

F. Joseph Thomas (See Statement of claim)

151

Thomas & Kiebort
Fred L. Kiebort, 6/1/42

Joseph E Horn, amended to Joseph E Horn, by his mother and chosen Guardian, Mable Horn Smith

vs.

Walter Przondak

Entered May 5, 1942

| | | |
|---|---|---|
| Jgt + entry | 5/6/42 Paid | 1.50 |
| Costs on Trans Pd. by Plff. | | 8.55 |
| Pro. Slayton 10/27/42 Pd | | 3.10 |
| Atty | | 3.00 |

Appeal by Deft. from Judgment of Dominick Lemmo, Alderman

May 5, 1942 Proof of service of notice to Plff. of filing appeal filed.

June 5, 1942 Statement of claim filed. Service accepted by Fred L. Kiebort Esq. Atty for Deft.

On Fall Trial List, 1942 No. 339.

Oct 13, 1942 Reported as settled.

Per Curiam.

Oct 27 1942 rec'd $8.55 costs

F. Joseph Thomas

And now October 23, 1942 this case is settled, ended and discontinued

F. Joseph Thomas
Attorney for Plaintiff

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| J. Perry Eckels<br><br>152 | Department of Public Assistance of the Commonwealth of Pennsylvania<br>vs.<br>N. R. Merz, Administrator of the estate of Wm Smith, decd<br>Issued May 5, 1942<br><br>Writ 6-4-42. Pd. 1.75<br>State tax .50<br>Shff King (paid) 2.50 | Summons in Assumpsit, Returnable to the first Monday of June next.<br>M. pages 196 & 94.<br>August 13, 1942, Summons returned: Service of the within Summons was accepted by N. R. Merz, Administrator of the Estate of Wm. Miller, deceased, on May 5, 1942, as per his acceptance of service stated in the within writ.<br>So answers, Bert A. King, Sheriff |

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| Kent & Kent<br>153 | Lucille M Rundle<br>vs.<br>Roy L. Rundle<br>Issued May 6, 1942<br><br>Tax & writ (paid) $ 3.00<br>Shff King (paid) 3.50 | Subpoena in Divorce and for custody of Marilyn Lou Rundle aged 18 months, minor child of the parties<br>And now, May 6, 1942 Subpoena awarded, Returnable to 1st Monday of July next.<br>Per Curiam,<br>O. Clare Kent, P.J.<br>Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 6th day of June, 1942, 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, Bert A. King, Sheriff |

154

First National Bank
Conneaut Lake, Pa.,
vs.
E. A. Gibbs
Entered May 6, 1942
Pro. Slayton (Paid) 2.25

Of No. 197 May Term, 1937, 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 Four Hundred and no/100 Dollars, being the amount of debt, interest to April 27, 1942, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $400.00
Int. from April 27, 1942

G. page 100. Judgment
Paul D. Slayton, Pro.

.....August 6,....., 1947
Received satisfaction in full of the above Judgement, Debt Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

First Nat. Bank of Conneaut Lake Pa
.....
Walter Gristwith Attorney-in-fact
Witness: Paul D. Slayton, Pro.

F. Joseph Thomas
155

July 7, 1942 Recd. $35.00 costs.
P.D.S.

July 25th 1942 Received my fees as Master in this case.
$20.00 J. E. Henretta

Oct 27, 1942 rec'd $1.40 refund
F. Joseph Thomas

Esther V. Bortner
vs.
Glenn W. Bortner
Issued May 7, 1942

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|---|---|
| Tax & writ (pd 5/8/42) | 3.00 ✓ |
| Sheff. King Paid | 4.40 |
| J. E. Henretta, Master | 25.00 |
| Pro. for Co. 7-9-42 Bk. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce
And now, May 7, 1942 Subpoena awarded, Returnable to the first Monday of July, 1942.
Per Curiam
O. Clare Kent P.J.

Subpoena retd.: Served the within Subpoena in Divorce on the Respondent, personally, on the 9th day of June, 1942, 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, July 7th, 1942 J. E. Henretta, Esq., is appointed Master to take testimony in the above entitled case and to make a report thereon to the Court.
Per Curiam

July 25, 1942, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942; 35.
Sept 26, 1942, Affidavit of non-military service of respondent filed
Now October 1, 1942, After due consideration a divorce is decreed as prayed for and the respondent, Glenn W. Bortner, is ordered to pay the costs of this proceeding.
Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 1, 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 Esther V. Bortner, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Esther V. Bortner, the libellant and the said Glenn W. Bortner, 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.

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| Kent & Kent<br><br>156 | Petition of Harry Loughner<br>for<br>Discharge as an Insolvent debtor, under insolvency laws.<br>Entered May 7, 1942<br>Pro. Clayton 12/30/42 Paid # 5.00 | May 7, 1942 Petition presented & filed.<br>Now, May 7, 1942 on motion of Kent & Kent, attorneys for petitioner, it is ordered that the petitioner be heard on the 25th day of May, 1942, and that the petitioner give notice of the time and place fixed for the hearing to all his creditors at least fifteen days before said day thus fixed as required by law. Petitioner to give his own bond in the sum of $300.00 for his appearance on May 25, 1942.<br>Per Curiam,<br>O. Blare Kent, P.J.<br>(See paper filed.)<br>Same day, Bond of Harry Loughner, petitioner, in the sum of $300.00 filed.<br>Now, May 25, 1942, 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,-<br>It is hereby ordered that he be discharged from imprisonment upon condition that he seek employment and hereafter comply with the said order of Court providing for the support of his minor children.<br>Per Curiam,<br>O. Blare Kent,<br>President Judge<br>(See paper filed.)<br>May 25, 1942 Copy of order issued to Sheriff. |

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| Paul E Thomas<br>157<br>Herbert A Mook<br>5-8-42 | Herbert Leonhart<br>vs.<br>Clayton E. Neile<br>Entered May 8, 1942<br><br>Jas Dentry (paid) # 1.50<br>Costs on Trans 9.05 | Appeal by plaintiff from judgment of Dominick Lemmo, Alderman.<br>May 8, 1942, Statement of claim filed. Service accepted by Herbert A. Mook, Esq., who appears as Atty for Deft.<br>On Winter Trial List, 1943, No. 24.<br>Jan. 14, 1943 Continued by agreement of counsel. Per Curiam. |

Kenneth W Rice

158

Crawford County Trust Company
vs.
C. A. Hausman
Entered May 9, 1942

Pro. Slayton (paid) $ 2.25
Atty 3.00
Original Costs:
Pltf 1.75
Atty Paul E. Thomas) 3.00

Of No. 200 May Term, 1937 D.S.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 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 Four hundred seventy-five Dollars, being the amount of debt now due on the original judgment, with interest from April 1, 1942; original costs to be carried forward; with all the waivers and conditions contained in the original judgment note.

Debt $ 475.00
Int. from April 1, 1942.

Ra. page 130. Judgment
Paul D. Slayton, Pro.

Sept 2, 1943, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.
Kenneth W Rice
Atty for Plaintiff
Witness: Paul D. Slayton, Pro.

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| Peters & Prather<br>159<br>F. Joseph Thomas | Theodore J. Hecker<br>vs.<br>Floyd Zimmer<br>Entered May 9, 1942<br>Jax & entry Paid) # 1.50<br>Costs on Trans 8.20 | Appeal by Deft from Judgment of S. G. MacFarlaghn, Alderman May 15, 1942 Acceptance of service of notice of appeal, by Alderman filed.<br>✓ Aug. 15, 1942 Plaintiff's statement of claim filed; Service of copy accepted by defendants' attorney.<br>Aug 3, 1942 Affidavit of defense filed Service accepted by Plff's Atty.<br>On Spring Trial List 1943; No. 17.<br>March 1, 1943 Continued by agreement of Counsel Per Curiam<br>On Fall Trial List, 1943; No. 5.<br>Oct 4, 1943 Continued on application of plaintiff. Per Curiam. |

# SEPTEMBER TERM, 1942

Herbert A. Mook

1

Aug. 24, 1942, Recd. $35.00 costs
P.P.C.

Sept. 11, 1942 Recd. $25.00
Master's Fee.
F. C. Kiebort, Jr.
Master.

Oct 26, 1942. Rec'd of Fred C. Kiebort Esq. $1.40 refund
Herbert A. Mook Atty

Adella Anna Marvin, by her mother and next friend, Anny Kilbert MacDuaid,
vs.
Raymond Clarence Marvin
Issued May 11, 1942

| | | |
|---|---|---|
| Tax & writ | 6/19/42 Paid | $ 3.00 |
| Shff. King (paid) | | 9.30 |
| Fred C. Kiebort, Jr. Master | | 25.00 |
| Pro. for Co. 8-25-42 Pd. | | 8.60 |
| Atty. | | 3.00 |

Subpoena in Divorce

And now, May 11, 1942, the within petition presented in open Court, and Subpoena awarded, returnable to the first Monday of July, 1942.

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

August 14, 1942, Subpoena returned: Served the within Subpoena in Divorce on the Respondent, personally, on the 12th. day of May, 1942, 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, Bert A. King,
Sheriff of Crawford County, Pennsylvania

And now, August 24, 1942 Fred C. Kiebort, Jr., Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court.

Per Curiam.

Sept. 11, 1942, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942; No. 43.
Sept. 30, 1942, Affidavit of non-military service of respondent filed.

Now October 2, 1942, 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, Michael Kent Marvin, is awarded to Libellant, Adella Anna Marvin.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 2, 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 Adella Anna Marvin, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Adella Anna Marvin, the libellant, and the said Raymond Clarence Marvin, 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, Michael Kent Marvin, is awarded to Libellant, Adella Anna Marvin.

Per Curiam.

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| George L. Magee, Jr. | Martin W. Jones and | Appeal by Deft from Judgment |
| 2 | Charles A. Jones | of J. G. MacFarlaghan, Alderman |
| Kenneth W. Lee | vs. | June 5, 1942, Statement of claim filed. |
| 5/23/42 C.P.S. | Royal K. Nevins | Service accepted by Defts Atty. |
| Subpoena Mogee 5/22/42, C.P.S. | Entered May 12, 1942 | On Winter Trial List, 1948; No. 28. |
| R. C. Mogee Jr | | On Spring Trial List; 1948; No. 17. |
| 5/15/42 | Tax & entry (paid) $ 1.50 ✓ | On Fall Trial List, 1948; No. 3. |
| 5/15/42 C.P.S. | Costs on Judgment $2.00 (Paid) 9.00 | Oct. 12, 1948 Motion for compulsory |
| Raymond P. Shafer | Pro. for Co. 10.45 | non-suit filed. Order: And now, Oct. 12, |
| 10-11-48 C.P.S. | Atty. 3.00 | 1948, The motion is allowed. |
| | | Per Curiam, |
| | | "J" p. 55-78. Mook, P. J. |

J. Perry Eckels

3

National Surety Corporation

vs.

John L. Kramer

Issued May 12, 1942

Tax + writ (paid) $2.00
Staff, King (paid) 9.30
Pro. for Co. 12/30/42. Pd. 3.00
Atty. 3.00

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

May 12, 1942, Statement of claim filed.

August 13, 1942, Summons returned:

Served the within Summons, together with Copy of Statement of Claim, personally upon John L. Kramer, on May 16, 1942, at 3:05 o'clock P. M., at his residence in the Borough of Springboro, 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, Sheriff.

And now, Sept. 17, 1942, on praecipe of J. Perry Eckels, attorney for the plaintiff, judgment is hereby entered in favor of the plaintiff and against the defendant, for want of an appearance and affidavit of defense, and liquidated at the sum of Four hundred fifty-two & 94/100 dollars, with costs of suit.

Debt $452.94

Interest from Sept. 17, 1942.

Judgment

Paul B. Slayton, Prothy.

K. page 85

Thomas E. Doyle
F. Joseph Thomas
Kenneth W Rae
attest: 11-21-44 P.D.S.

4

Herbert A Mook 7/15/42
Paul E. Allen - 1/3/50
Recd 4/4/50 $3.00
Docket Fee
Paul E. Allen

Elsie Bjornstad, and General Exchange Insurance Corporation, a corporation
vs.
Karl D. Grossman
Issued May 12, 1942

Tax & writ (paid) $ 2.00
Stff. King 2.90
Stff. King, alias (pd) 5.90
Pro. fo/Co. 4/5/50 Paid 38.55
Atty. 3.00

Summons in Trespass
Returnable to the first Monday of June next
May 12, 1942, Statement of claim filed.
Writ retd: June 1, 1942, Nihil habet as to Karl D. Grossman, defendant.
So answers Bert A. King, Sheriff.
June 5, 1942, Alias Summons in Trespass issued, returnable to the first Monday of July next.
And now, July 15, 1942, Herbert A Mook Esq. appear for Deft. (See paper filed)
Now, July 15, 1942, upon filing the within affidavit of Karl D. Grossman, the Deft in the above entitled case, and upon motion of Herbert A Mook, Attorney for the Deft, a Rule is hereby granted upon the plaintiff to show cause why they should not give security for costs; Returnable sec reg. All proceedings to stay in the meantime. (See paper filed) Per Curiam.
Alias writ retd: Served the within Alias Summons, together with copy of Statement of claim personally upon Karl D. Grossman, on June 29, 1942 at 6:00 o'clock P.M. at his residence No. 962 Grove Street, City of Meadville, Pa. by handing him a true and attested copy thereof, and making contents of same known to him.
So answers Bert A. King, Sheriff.
And now, Sept. 8, 1942, the within rule, by agreement of counsel, is discharged as to Elsie Bjornstad and made absolute as to the General Exchange Insuration, and the said General Exchange Insurance Corporation is ordered to post security for costs in the sum of $600.00 with one surety to be approved by the Court (See back of petition.) Per Curiam.
Sept. 8, 1941, Bond of General Exchange Insurance Corp. with The Fidelity and Casualty Co. of New York as surety, in the sum of $600.00, approved by the Court and filed.
On Trial List, 1942, No. 43. Oct. 12, 1942 Continued by agreement of Counsel Per Curiam
On Winter Trial List, 1943; No. 19.
Janry 4, 1943, Continued presently, on application of plaintiff. Per Curiam.
On Spring Trial List 1943; No. 15.
On Fall Trial List 1943; No. 4. Sept. 27, 1942 Reported as not for trial Per Curiam
On Winter Trial List, 1945; No. 12.
Dec. 26, 1944 Continued and marked Remanet
On Spring Trial List, 1945; No. 10.
March 5, 1945, Continued on application of Plffs. Per Curiam.
On Winter Trial List, 1946; No. 25.
— Continued on Margin —

January 7, 1946, Affidavit of Karl D. Grossman Sr. as to his Military Service filed
Jan. 7, 1946, Continued on application of Dft, Witness in military service and to be marked Remanet. Per Curiam,
On Spring Trial List, 1946, No. 7.
Feby. 25, 1946 Continued on application of Deft. Per Curiam, On Winter Trial List, 1947, No. 30
Jan. 6, 1947, Not properly on list, Per Curiam, On Winter Trial List, 1948, No. 24.
Jan. 12, 1948 - Cont'd on application of Dft. Ordered Remanet by the Court.
On Spring Trial List, 1948, No. 13,
April 5, 1948 - Continued on application of defendant and to be marked Remanet. Per Curiam.
On Fall Trial List, 1948, No. 2.
Oct. 7,

Continued on Page 672.

Supt + Kent, July 31, 1942
Attest, P.P. S. Fro

Leland J. Culbertson
Franklin B. Hosbach
5
Stuart A. Culbertson

J. W. Anderson and Mannetta Anderson
vs.
E. T. Reese
Entered May 14, 1942

| | |
|---|---|
| Tax on entry (paid) | $ 1.50 |
| Costs on Writs | 10.95 |
| Pro. Slayton for Co | 14.05 |
| 7-1-44 Paid by Jury- fee L. A. Culbertson | 4.00 |
| Atty | 3.00 |

Appeal by Defendant from Judgment of S. G. Mac Farraghan, Alderman.
May 20, 1942, Acceptance of service of notice to plaintiffs of filing appeal filed.
June 1, 1942, Leland J. Culbertson, Esq., and Franklin B. Hosbach, Esq., appear for plaintiffs in above case. (See paper filed)
June 1, 1942, Plaintiffs Statement of Claim filed.
On Fall Trial List, 1942, No. 22.
And now, October 13, 1942. Jury selected, called and sworn as follows: 1. Mrs. Zella A. Jewell, 2. Miss Ruth Koehler, 3. Mrs. C. R. Moyer, 4- Katherine Hazen, 5- Myrtle Buchanan, 6- Earl Gleason, 7- Harry Trace, 8- Mrs. Mildred Cunningham, 9. Thomas Murphy, 10- Ned Collins, 11- Wm. B. Agnew, 12- Karl K. Smock: twelve good and lawful persons who upon their solemn oaths which they have taken, say, same day, They find both plaintiffs and defendants agent negligent, and that the verdict should be for defendant. "A" page 94
Oct. 13, 1942. Defendants point filed.
Oct. 15, 1942, Motion on part of plaintiffs to take off directed verdict and for a new trial filed.
And now, this 15th day of October, 1942, Rule to show cause granted upon the within motion to take off the directed verdict, and for a new trial; and the Court Stenographer is directed to transcribe the testimony taken at the trial of said cause and file the same so as to become part of the record.
Per Curiam,
O. Clare Kent, P.J.
(See paper filed.)
Dec. 10, 1942, Transcript of Testimony of trial filed.
On Arg. List for Feb. Tr. 1943, No. 4.
Feby 22, 1943 Continued by agreement of counsel Per Curiam.
And now, June 30, 1944, the above motion is hereby allowed and the Rule granted October 15, 1942 to show cause why the directed verdict should not be taken off and a new trial granted, is hereby discharged.
Per Curiam,
O. Clare Kent, P.J.
And now, July 1, 1944, upon payment of the Jury fee in this case judgment is hereby entered on the verdict against the plaintiffs for the costs in this case.
Judgment
Paul B. Slayton,
Prothonotary.

A page 94.

6

Ray Sproul
vs.
Mrs. Lottie N. Lyon
Entered May 14, 1942
Pro. Slayton (paid) $2.25

Of No. 201 May Term, 1937 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 Two hundred and no/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 $200.00
Int. from April 26, 1937

L. page 88. Judgment.
Paul D. Slayton, Pro.

Oct. 2", 1942, Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

Ray Sproul

Witness: Paul D. Slayton

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|---|---|---|
| Peters + Prather<br>7 | Dr. J. C. Bachop<br>vs<br>F. S. Hickman<br>Entered May 14, 1942<br><br>Pro. Slayton (paid) 2.25<br>Atty 3.00 | Of No. 342 May Term, 1937, D.S.B<br>Amicable Scire Facias Sur Judgment.<br>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 and 74/100 Dollars ($93.74), being the amount of debt, interest to May 15, 1942, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.<br>Debt $93.74<br>Int. from May 15, 1942.<br>No. page 131. Judgment.<br>Paul D. Slayton, Pro |

| | | |
|---|---|---|
| J. Perry Eckels | The Federal Portland Cement Co., Inc. | Of No. 173 May Term, 1942. D.S.13 Attachment Execution; Returnable to first Monday of June next. |
| 8 | vs. | June 1, 1942, Herbert A. Mook, Esq. appears for the Fraser-Brace Engineering Co, the garnishee. |
| | N. E. Hudson, doing business as Hudson Concrete Block Works) Deft. and The Fraser-Brace Engineering Company, Garnishee. | (See paper filed.) |
| Herbert A. Mook for Garnishee. | | Writ returned Oct. 22, 1942 |
| Oct. 22, 1942 - Rec'd of Paul D. Clayton Pro. $10.00 for garnishee H A Mook atty. | Issued May 15, 1942 | Attached as within command on May 15, 1942, at 5 P.M. Garnishee and Defendant both served on May 15, 1942. |
| | Tax & writ (paid) 2.75 | For return at length, see writ. |
| | Staff, King 7.80 | |
| And now, October 22, 1942. this case is discontinued of record all costs paid. J. Perry Eckels Attorney for Plaintiff. | H. A. Mook, Atty 10.00 | |
| | Pro. for Co. 10/22/42 Pd. 1.75 | |
| | Atty. 3.00 | |

J. Perry Eckels

9

Kent & Kent.
6/1/42 P.D.S.

Commonwealth of Pennsylvania, Department of Public Assistance,

vs.

James Carrier

Issued May 16, 1942

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| Writ & Com (Hand) (6-5-42) | 1.75 |
| State Tax | .50 |
| Sheff King | 7.80 |
| Pro. for Co. 8/28/42. Pd. | 3.00 |
| Atty. | 3.00 |

Summons in Assumpsit, Returnable to first Monday of June next.

May 16, 1942 Statement of Claim filed.

Writ retd: Served the within Summons, together with Copy of Statement of Claim, personally, upon James Carrier, on May 18, 1942, at 4:45 o'clock P. M., at his residence in Venango Township, 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, Sheriff

And now, July 24, 1942, on motion of plaintiff's 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 six hundred fifteen 00/100 Dollars, with costs of suit.

Debt $615.00
Judgment
Paul D. Slayton, Prothy

Ca. page 99.

Oct. 24, 1947, Sev. Fa. to No. 70 Nov. Term, 1947.

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| Walter J. McClintock<br><br>10 | Petition of Julian L. Ross for the appointment of a Guardian for Ada Lenhart Burger as a person of weak mind<br>Entered May 18, 1942<br>Pro. Slayton 7/6/42 Paid 5.00<br>Pro. Slayton since cd. 2.50 7-6-42. | May 18, 1942 Petition presented in Open Court and filed.<br>"Bu" page 164.<br>Now, May 18, 1942 the foregoing petition having been presented and considered the Court hereby fixes Monday, June 1, 1942 at 9:30 o'clock A. M., as the date and hour for the time of the hearing of this case; and that ten days written notice thereof be given to Ada Lenhart Burger and to Etta L. Ross, and such other of the near relatives as can be ascertained.<br>(See paper filed) Per Curiam.<br>June 1, 1942, Proofs of service of notice of hearing upon respondent and Etta L. Ross, filed.<br>Now, June 1, 1942, this case having come on for hearing and after testimony of witnesses taken, and it appearing to the Court that the facts as contained in the petition have been sustained, it is hereby ordered and decreed that the said Ada Lenhart Burger is, by reason of her age and physical condition, a person of weak mind unable to care for her person and estate, and Julian L. Ross, of Meadville, Pa., is hereby appointed Guardian of the estate of the said Ada Lenhart Burger; bond to be given in the sum of $1,000.00.<br>(See paper filed.) Per Curiam.<br>June 15, 1942, Bond of Julian L. Ross, Guardian, with Stanley Swartley and Edith Rowley as sureties, in the sum of $1000.00, approved by O. Clare Kent, P. J. and filed.<br>June 15, 1942, Petition of Guardian for Leave to settle claim for injury damages, presented to Hon. O. Clare Kent, P. J. and filed.<br>Now, June 14, 1942, upon presentation and consideration of the foregoing petition, the Court being satisfied that Two Hundred Dollars ($200.00) plus half of the costs of the appointment of a guardian for Ada Lenhart Burger and of this petition and order is a full and fair settlement; now, therefore, Julian L. Ross, Guardian, is hereby authorized and directed to settle the claim of damages on the part of his said ward, for Two Hundred Dollars ($200.00) plus one half of the costs and expenses of procuring the appointment of the guardian and of this petition, and upon receipt thereof, to execute and deliver a complete release for all claim and damages arising out of the accident to his ward on December 25, 1941, whereby she sustained a broken hip.<br>(See paper filed) Per Curiam<br>O. Clare Kent, P. J. |

Peters & Prather
11

July 6, 1942, Recd. $33.60 costs. P.P.S.

Nov 20, 1942
Rec'd master's fee
" George J. Barco

Anna B. Mott
vs
Lee A. Mott
Issued May 18, 1942

Tax & writ (paid) $3.00
Shff. King
Geo. J. Barco, Master 25.00
Pro. for Co. 7-7-42, Pd. 8.60
Atty. 3.00
Pro. addl. 11-13-42, Pd. 2.00

Subpoena in Divorce.

And now, May 18, 1942 Subpoena awarded, Returnable to the first Monday of July, 1942.

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

Subpoena returned: E.T. Brown makes affidavit: That she personally served the within Subpoena in Divorce upon the respondent, Lee A. Mott, by handing him personally, a certified, true and correct copy of the within Subpoena, at the Gas Station and general store in Townville, Pa., on Monday, May 18, 1942, at 7:30 P.M., and making known to him the contents thereof--- (See affidavit on Subpoena.)

And now, July 6th, 1942, George J. Barco, Esq., is hereby appointed Master to take testimony in the above captioned case and make report thereon to the Court.

Per Curiam.

And now, Sept 8, 1942, On motion in open Court, leave granted to amend libel, by substituting Sept. 27, 1940, for May 1, 1940, as the date of desertion, and adding cruel and barbarous treatment endangering libellants life, and indignities to her person rendering her condition intolerable and life burdensome; service of the said amendment to be made as provided by acts of Assembly for the service of the Subpoena, and respondent to appear on the first Monday of Nov. next to answer said amendment.

(See paper filed.)

Per Curiam.

Sept 24, 1942. Affidavit of service endored on petition of Sept 8, 1942.

Nov. 20, 1942, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1942; No. 20.

Now December 2, 1942 after due consideration a divorce is decreed as prayed for and the respondent, Lee A. Mott, is ordered to pay the cost of this proceeding.

Per Curiam, O. Clare Kent P.J.

Decree: And now, to-wit: December 2, 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 Anna B. Mott, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Anna B. Mott, the libellant, and the said Lee A. Mott, 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.

# SEPTEMBER TERM, 1942

Herbert A Mook
12

Ammon Y. Field
vs.
Rose Field
Issued May 18, 1942

Tax & writ Paid 6/19/42 $ 3.00
Shff. King (paid) 1.60
Shff King, alias (paid) 1.60
Shff King, proc(pd.) 11.15
Raymond C. Miller, Master 25.00
Pro. for Co. 11-12-42. Pd. 10.00
Pro. addl. .50
atty 3.00

Nov. 12, 1942, Recd. $35.00 costs
P. D. S.
November 21, 1942, rec'd $75
master's fee from
Pro. Slayton.
R C Miller

Subpoena in Divorce
And now, May 18, 1942, the within petition presented in open Court and Subpoena awarded returnable to the first Monday of July, 1942
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned July 6, 1942: Non est inventus as to the within named respondent
So answers Bert A. King, Sheriff

July 14, 1942 Alias Subpoena in Divorce issued, returnable to first Monday of Sept. next.

Alias Subpoena ret'd Sept. 7, 1942: Non est inventus as to the within named respondent. So answers Bert A. King, Sheriff

Oct. 8, 1942 Order issued for Proclamation in Divorce, returnable to next term

Nov. 12, 1942, 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 attached.
So answers,
Bert A. King, Sheriff.

And now, Nov. 9, 1942, Raymond C. Miller, Esquire, is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court. Per Curiam.

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

On Arg't. List for Nov. Term, 1942, No. 31.

Nov. 25, 1942, Affidavit of non-military service of respondent filed

Now December 4, 1942 after due consideration a divorce is decreed as prayed for.
Per Curiam, O. Clare Kent P. J.

Decree: And now, to-wit: December 4, A. D. 1942, 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 Ammon Y. Field, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Ammon Y. Field, the libellant, and the said Rose Field, 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.

Francis F. McClintock
Alwin L. Beach

13

Oct 10, 1944
Paid from Paul D. Slayton
#9 to Docket Fees
Alwin L. Beach Atty

Rexford A. Danner, Executor of O. A. Danner, deceased, and Myrna Danner,
vs.
George G. Stager, and Evelyn Stager
Entered May 20, 1942

Prs. Slayton (paid) $ 2.25
Atty 3.00

Of No. 7 November Term, 1935, 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 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 Forty-two Hundred Sixty and 47/100 Dollars, being the amount of debt, interest to May 20, 1942, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $4360.47
Int. from May 20, 1942.

St. pages 79 & 173.

Judgment
Paul D. Slayton, Pro.

May 26, 1942, This judgment assigned to Edgar C. Baker, R. F. D. #4, Union City, Pa. (See paper filed.)

✓ June 7, 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 Township of Bloomfield, County of Crawford and State of Pennsylvania, more particularly bounded and described as follows, and being located on the Northeast side of Canadohta Lake in Bloomfield Township, Crawford County, Pa., and being a part of the property commonly known as Cold Spring property, to-wit:- Beginning at a Maple Tree at the northeast corner of land now owned by Ralph J. Fogle, and being at the southeast corner of the land hereby conveyed; thence in a northerly direction to an Elm Tree a distance of twenty (20) feet; thence in a westerly direction parallel to the north line of property heretofore owned by Ralph J. Fogle and twenty (20) feet distant therefrom to an iron stake at the approximate low water mark of Canadohta Lake; thence in a southerly direction along the meanderings of Canadohta Lake at low water mark to a post in the north line of property heretofore owned by party of the second part a distance of twenty (20) feet; thence in an easterly direction along the said north line of property heretofore owned by party of the second part to the Maple Tree at the northeast corner of said property, the southeast corner of property hereby conveyed and it being the place of beginning.

✓ July 25, 1944, Writing filed wherein Plaintiff releases from the lien of this judgment the following described property, to wit: All that certain parcel of land located at Canadohta Lake, Bloomfield Township, County of Crawford and State of Pennsylvania, beginning at an Elm Tree at the northeast corner of land owned by Ralph Fogle, running in a southerly direction to the lake at the low water mark, thence along the margin of lake forty feet to an

(Continued on margin)

iron stake, thence easterly along land now owned by George G. Stager about eighty feet to an iron stake, thence along public road forty feet to place of beginning.

Continued on Page 679—

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| Leland J Culbertson | Federal Farm Mortgage Corporation vs. Frank Vanik and Helen Vanik, real owners Issued May 20, 1942 | Sci Fa sur Mortgage upon Mortgage recorded in Mortgage Book Volume 159 page 491 Returnable to the first Monday of June next. May 20, 1942 Affidavits as to claim and default, as to non-military service, and as to real owners, filed. May 20, 1942 Statement of claim filed. 2 copies certified. Writ returned: Served the within named Frank Vanik and Helen Vanik on May 23, 1942 at 6:30 P.M. E.W.T. by handing to each of them at their place of residence 246 York Street, Corry, Pa., a true and attested copy of the attached Sci. Fa. sur Mortgage and made the contents thereof known to each of them. So answers Neil D. Robbins, Deputy Sheriff. Served the within Sci. Fa. sur Mortgage, together with copy of Statement of claim upon Frank Vanik and Helen Vanik, real owners, by deputizing the Sheriff of Erie County, Pa., as per his return hereto attached. So answers Bert A King, Sheriff. And now June 18, 1942, 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 affidavit of defense and same is liquidated at the sum of four hundred thirty-seven and 68/100 dollars, with costs of suit. |

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| Tax & writ (paid) | $ 3.00 |
| Recorder & mock | .50 |
| Sheff. King (paid) | 6.30 |
| Sheff. Erie Co (paid) | 10.50 |
| Pro. for Co. 6/20/42 Paid | 3.50 |
| Atty. | 3.00 |
| | 26.80 |

Debt $437.68
Attys. Comm. included 20.71
Interest from June 15, 1942.
Judgment
Paul D. Slayton, Prothy.

V - page 11.
Lev. Fac. to No. 39 Sept. Term, 1942

# SEPTEMBER TERM, 1942

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| Charles B. Stegner<br>15 | Bernice H. Andrako<br>vs.<br>Harry Andrako<br>Issued May 20, 1942<br><br>Tax writ (paid) $3.00<br>Skiff King | Subpoena in Divorce<br>And now, May 20, 1942, Subpoena awarded, returnable to first Monday in July next.<br><br>Per Curiam,<br>O. Blare Kent, P.J. |

# SEPTEMBER TERM, 1942

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| Kent & Kent (See Statement) 16<br>Stuart A. Culbertson | Archie Hill<br>vs.<br>Edward J. Miller<br>Entered May 21, 1942<br>$<br>Tax & Penalty 5/22/42 Pd. 1.50<br>Costs on Trans. 6.85<br>Pro. for Co. 11/18/42 Pd. 3.85<br>Atty. 11/23/42 Paid J. O. Kent 3.00 | Appeal by Defendant from Judgment of Dominick Lemmo Alderman<br>May 22, 1942, Acceptance of service of notice to plaintiff of filing Appeal filed.<br>July 2, 1942, Statement of Claim filed. Service accepted by Defts. atty.<br>On Fall Trial List, 1942, No. 19.<br>Oct. 5, 1942, Continued on application of Plff<br>Per Curiam |

And now Nov. 18, 1942 rec'd of Paul Clayton $1.50 Cost refunded Dominick Culbertson Alderman

And now Dec. 10, 1942 received of Paul Clayton $6.85 costs in full. Dominick Lemmo

11/17/42, this case settled ~~discontinued~~ Kent & Kent by John O. Kent

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| 17 | In re Surety Company<br><br>Standard Surety & Casualty Company of N.Y.<br>Entered May 22, 1942<br>Pro Slayton (paid) # 3.00 | May 22, 1942, Copy of Certificate of Insurance Commissioner of Penna. authorizing said surety company to transact business in Penna., filed.<br>May 22, 1942, Financial Statement of Standard Surety and Casualty Company of N.Y. - Dec. 31, 1941, filed.<br>✓ Mar. 11, 1943, Financial statement as of December 31, 1942 filed.<br>Feby. 21, 1944, Financial statement as of Dec. 31, 1943 filed. # 1.00 Paid ✓<br>✓ Feby. 23, 1945, Financial statement as of Dec. 31, 1944 filed # 1.00 Paid<br>✓ Mar. 2, 1946, Financial Statement as of Dec. 31, 1945 filed # 1.00 Paid<br>✓ Feby. 26, 1947, Financial Statement as of Dec. 31, 1946 filed # 1.00 Paid |

Stuart A. Culbertson

18

Arthur Holford, Administrator of Robert Holford, late of the Borough of Spartansburg, Crawford County, Pa., deceased,

vs.

George Cook, Grove City, Pa., and C & M. Motor Company.

Issued May 22, 1942

Tax & writ (paid) $ 2.00 ✓
Shff. King (paid) 4.80
Pro. Lisc. 6-27-42. Pd. 1.50 ✓
atty 3.00
Shff Mercer Co (paid) 9.00

Summons in Trespass, Returnable to first Monday of July, 1942

Writ returned: Served the within Summons ~~personally~~ upon George Cook and C & M. Motor Company the within named defendants, by deputizing the Sheriff of Mercer County, Pa., as per return from Sheriff of Mercer County hereto attached.

So answers
Bert A. King, Sheriff

And now June 27, 1942 Defendants received settlement in full and discontinue this case of record Stuart A. Culbertson Attorney for Plaintiff

And now June 27, 1942 rec'd of Pro May $3.2 Dwight Lee Stuart A Culbertson Atty for Plff.

Received June 27-1942
Sheriff's Costs $ 13.80
Bert A. King, Sheriff

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| eland J Culbertson<br>19 | Paul L. Britton<br>vs.<br>D. D. Mullett<br>Issued May 23, 1942<br><br>Tax & writ (paid) $2.00<br>Shff. King (paid) 3.70 | Summons in Assumpsit;<br>Returnable to the first Monday<br>of July, 1942<br>Writ returned: Served the within<br>Summons personally upon D D<br>Mullett, on May 26, 1942 at 7 o'clock<br>P. M. at the Lafayette Hotel, Chest-<br>nut Street City, of Meadville, Craw-<br>ford County, Pa., by handing to him<br>a true and attested copy of the<br>within Summond, and making<br>known to him the contents of<br>the same. So answers<br>Chas. M. Gresler, Deputy Shff<br>Bert M. King, Sheriff. |

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| F. Joseph Thomas<br>20 | Donald B. Hanson<br>vs.<br>Lillian Hanson<br>Issued May 25, 1942<br><br>Tax & writ (paid) $ 3.00<br>Shff. King (paid) 3.90 | Subpoena in Divorce<br>And now, May 25, 1942 Subpoena awarded, Returnable to first Monday of July, 1942<br>Per Curiam,<br>O. Clare Kent,<br>President Judge<br>Subpoena returned. Served the within Subpoena in Divorce on the respondent, personally, on the 9th day of July, 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 as above. So answers Bert A. King, Sheriff. |

# SEPTEMBER TERM, 1942

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| R. B. Mahaney<br><br>21 | Neva L. Emick, by her mother, and next friend, Mrs. Velma Metzgar<br>vs.<br>Merle Paul Emick<br>Issued May 26, 1942<br><br>Tax & writ 6-3-42, $3.00<br>Stuff King ---<br>Theo. Reagle | Subpoena in Divorce.<br>And now, May 25, 1942 Subpoena awarded, Returnable to first Monday of July, 1942.<br>Per Curiam,<br>O. Clare Kent, P.J.<br>Subpoena returned: Theodore Reagle makes affidavit: "that on May 28, 1942, at 3:00 P.M., he did serve the within Subpoena in Divorce upon the respondent, Merle Paul Emick, at the residence of his mother, 618 East Spruce Street, Titusville, Pa., by handing to him personally a true and correct copy thereof, and by making the contents thereof known to him, the said respondent, Merle Paul Emick." (See affidavit on Subpoena.) |

Kenneth W. Rice
22

May 3, 1943 Recd. $35.00 costs.
P. D. S.

May 24, 1943, Recd. Master's fee of 25.00
Faris J. Thomas,
Master.

Received $1.40 Refund of Costs. K. W. Rice Atty. for Libellant.

Robert A Pratt
vs.
Gertrude H Pratt
Issued May 26, 1942

Tax & writ 7-7-42 $3.00 ✓
Sheff King (paid) 3.60
Faris J. Thomas, Master 25.00
Pro. for C. 5-3-43 Od. 8.6
Atty. 3.00

Subpoena in Divorce
And now, May 26, 1942 Subpoena awarded, Returnable to the first Monday of July, 1942
Per Curiam,
O. Clare Kent,
President Judge.

Subpoena returned: Served the within Subpoena in Divorce on the respondent personally, on the 26th day of May, 1942, by delivering to her a true and attested copy of the same, and making known to her the contents thereof, as appears from affidavitas above. So answers Bert A. King, Sheriff

And now, May 3, 1943 Faris J. Thomas, Esq., is appointed Master to take testimony in the above entitled case.
Per Curiam.

May 22, 1943 Testimony and Report of Master filed.
On Argt. List for May Term, 1943; No. 56.

Now June 5, 1943, 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. 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 Robert A. Pratt, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Robert A. Pratt, the libellant, and the said Gertrude H. Pratt, 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.

# SEPTEMBER TERM, 1942

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| Herbert E. Varnum<br><br>23 | Oil Creek Refining Company, now use of F. J. McFadden<br>vs.<br>J. M. McFadden<br>Entered May 23, 1942<br><br>Pro Slayton (paid) $ 2.25<br>Atty 3.00<br>Costs at No. 46 Sep. T. 1939:<br>Pffs 2.25<br>Atty Varnum 3.00 | Of No. 46 September Term, 1939. Mfp. Dec<br>Amicable Scire Facias sur Judgment<br>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-one and 1/100 Dollars, being the amount of debt, interest to Dec. 17, 1941, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.<br>Debt $ 461.01<br>Int. from Dec. 17, 1941<br>Mc page 48. Judgment<br>Paul D. Slayton, Pro |

Herbert E. Varnum

24

Oil Creek Refining Company now use of F. J. McFadden

vs.

J. McFadden

Entered May 23, 1942

Pro. Slayton (paid) $ 2.25
Atty 3.00
Costs on Orig.:
Sher. Pkg. paid 5.50
Atty Varnum 6.00

Of No. 251 May Term, 1938 D.B. 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 eighty-four and 39/100 Dollars, being the amount of debt, interest to April 10, 1942, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $ 184 39
Int. from April 10, 1942

McF. page 85.

Judgment.
Paul D. Slayton, Pro.

# SEPTEMBER TERM, 1942

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| Walter J. McClintock<br><br>25 | In re Condemnation of land of Miller Drust ko and Frances Drust ko in Oil Creek Twp. for Improvement of State Highway Route 20,102, through or along their land. Entered May 28, 1942<br><br>Pro. Clayton Paid 12/29/42 ✓ 3.00<br>Linesville Herald, 6.63 | May 28, 1942 Agreement and Release by owners dated May 28, 1942, for Consideration of $1500.00, filed. June 16, 1942 Proof of publication of notice of agreement in the Linesville Herald, filed. |

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| Walter J. McClintock<br><br>26 | Petition of Commissioners of Crawford County for approval of private sale to Standard Life Insurance Company of America, of Pittsburgh, Pennia, of lot in Shadeland Beach Allotment in Spring Tp., known as lot 162, Sec D. Unit 1, which was assessed in name of George Hasdisian, and sold to said Comrs. at Treasurer's sale for unpaid taxes in 1936.<br>Entered June 1, 1942<br><br>Pro. Slayton Paid 12/29/42 $5.00 | Now, June 1, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of July, 1942, 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.<br>Now, July 6, Proof of Publication filed.<br>Order of Court Authorizing Private Sale<br>And now, July 6, 1942, 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, Standard Life Insurance Company of America, of Pittsburgh, Pennia, 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.<br>Per Curiam,<br>O. Clare Kent<br>President Judge |

See Paper filed

Walter J. McClintock

27

Petition of Commissioners of Crawford County for approval of private sale to Standard Life Insurance Company of America, of Pittsburgh, Pa., of a lot in Shadeland Beach Allotment in Spring Tp which was assessed in name of M. H. Farnham and sold to the said Comrs at Treasurer's sale for unpaid taxes, in 1939.
Entered June 1, 1942

Brs. Slayton Paid 12/29/42 $5.00

Now, June 1, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of July, 1942, 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

Now, July 6, 1942, Proof of Publication filed.

Order of Court Authorizing Private Sale.

And now, July 6, 1942, 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, Standard Life Insurance Company of America, of Pittsburgh, Penn'a, 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.

(See Paper filed)

Per Curiam,
O. Clare Kent
President Judge

# SEPTEMBER TERM, 1942

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| Walter J. McClintock<br><br>28 | Petition of Commissioners of Crawford County<br>for<br>approval of private sale to Neal J. Steel of a lot on Race St. in Vernon Tp., which was assessed in names of William Steele and Anna Steele, and sold to said County at Treasurers Sale for unpaid taxes, in 1939<br>Entered June 1, 1942<br><br>Pro. Slayton Paid 12/29/42 $5.00 | Now, June 1, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of July, 1942, 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<br>See petition filed. Per Curiam<br>Now, July 6, 1942 Proof of Publication filed.<br>Order of Court Authorizing Private Sale<br>And now, July 6, 1942, 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, Neal J. Steel of 268 Race Street, Meadville, Penna, 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.<br>Per Curiam,<br>O. Clare Kent<br>President Judge<br><br>(See Paper filed) |

Walter J. McClintock
29

Petition of Commissioners of Crawford County for approval of private sale to S. S. Burdick and S. L. Burdick, of a lot in [First Ward] City of Titusville, which was assessed in name of Archie Tanner, and sold to said Comrs at Treasurer's sale for unpaid taxes, in 1935
Entered June 1, 1942
Bro. Clayton Paid 12/29/42 $5.00

Now, June 1, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of July, 1942, 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

Now July 6, 1942 Proof of Publication filed.
Order of Court Authorizing Private Sale.
And now, July 6, 1942 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, S. S. Burdick and S. L. Burdick of 806 E. Main 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
President Judge

(See paper filed)

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| Walter J. McClintock<br><br>30 | Petition of Commissioners of Crawford County for approval of private sale to Lester G. Newell and Dorothy M. Newell of a lot on Drake Av, in Boro. of Cambridge Springs, which was assessed in name of Mrs. Mary Newell, and sold to said Comrs at Treasurers sale for unpaid taxes in 1939<br>Entered June 1, 1942<br><br>Prs. Slayton Paid 12/29/42 5.00 | Now, June 1, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of July, 1942, 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.<br>(See petition filed) Per Curiam.<br>Now July 6, 1942 Proof of Publication filed.<br>Order of Court Authorizing Private Sale<br>And now, July 6, 1942 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, Lester G. Newell and Dorothy M. Newell of Cambridge Springs Penn'a, 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.<br>Per Curiam,<br>O. Clare Kent<br>President Judge<br>(See paper filed) |

Walter J. McClintock

31

1-5-45. Paid Enterprise News 6,50 adv. cost by Check no. 1885. P.D.S.

Petition of Commissioners of Crawford County for appointment of a Guardian for Dennis Humes of Woodcock Township, as a person of weak mind.

Entered June 1, 1942

Pro. Slayton 8/8/42. Paid $5.00

Pro. certs. 9, 1, 1, 8/8/42. paid 1.75

Pro. first Partial a/c. 4-5-45 Pd. 4.50

June 1, 1942 Petition presented in open Court and filed.

Adm. page 62

Now, June 1, 1942. The foregoing petition having been presented and considered the Court hereby fixes first Monday of July, 1942, at 9:30 o'clock A.M., as the date and hour for hearing in this case, and directs that ten days written notice thereof be given to William H. Humes of Seattle, Washington, Paul Shaffner, of Oil City, Penna, Dick Humes and Bert Humes of Cambridge Springs, Penna, and such of the near relatives of the said Dennis Humes, as can be ascertained.

(See petition filed) Per Curiam.

July 6, 1942. Affidavit of service filed

Now, July 6, 1942, this case having come on for hearing, and after testimony of witnesses taken, and it appearing to the Court that the facts as contained in the petition have been sustained, it is hereby ordered and decreed that the said Dennis Humes is, by reason of his age and physical condition, a person of weak mind unable to care for his person and estate, - and Thomas F. Collins, of Penn Line, Pa, is hereby appointed Guardian of the estate of the said Dennis Humes; bond to be given in the sum of $2000.00.

(See paper filed) Per Curiam.

July 18, 1942, Bond of Thomas F. Collins, Guardian, with Continental Casualty Company as surety, in the sum of $2000.00, approved by Hon. O. Clare Kent, P.J, and filed. Cert. issued

Aug. 3, 1942 Inventory and appraisement filed showing assets of estate in the sum of $566.09.

April 5, 1945, First Partial Account of Thomas F. Collins, Guardian, filed showing balance due estate of $1,017.78. Same day advertisement of Notice of Filing Account sent to Enterprise News, Cambridge Springs, Pa, stating that said account will be confirmed nisi on first Monday of May next and if no exceptions are filed within ten days of nisi confirmation said account will be confirmed absolutely.

April 24, 1945, Proof of Publication filed.

And now, May 18, 1945, no exceptions having been filed to the First Partial Account, the same is hereby confirmed absolutely.

Paul D. Slayton, Prothonotary.

Walter J. McClintock

32

Petition of Commissioners of Crawford County for appointment of a Guardian for Ammie Merat, now in the Crawford County Institution, as a person of weak mind Entered June 1, 1942

Pro. Slayton 8/8/42 Paid $5.00
Pro. S. certs. 1,1, 8/8/42. Pd. 1.25
Pro S since 3/23/43 Pd. 2.50
Pro. final acct 5-17-43. Pd. 3.50
Trib. Pub. Co. Pd. by check #1384-5.50
Pro. pet. disch. 8-3-43. Pd. 2.50

May 17, 1943, Final account of 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 presented for nisi confirmation on the first Monday of June next, and if no exceptions are filed within ten days of nisi confirmation said account will be confirmed absolutely.
June 4, 1943 Proof of publication filed.
And now, June 18, 1943, no exceptions having been filed to the above account, same is hereby confirmed absolutely.
Paul D. Slayton,
Prothonotary.

August 2, 1943, Petition for Discharge of Guardian filed.
August 2, 1943 Proof of Publication filed.
Order: And now, August 2, 1943, upon presentation and consideration of the foregoing petition in open Court, the prayer thereof is granted and Thomas F. Collins is hereby discharged as Guardian of the Estate of Amie Merat and from all further liability therein and an exoneration is hereby directed to be entered upon his Bond. Per curiam O. Clare Kent President Judge

June 1, 1942, Petition presented in open Court and filed.
M. page 215
Now, June 1, 1942, the foregoing petition having been presented and considered the Court hereby fixes first Monday of July, 1942, at 9:30 o'clock A.M., as the date and hour for hearing in this case, and directs that ten days written notice thereof be given to Arthur Merat, Edward Merat, Regina Merat and Flora Merat, of Frenchville, Pennsylvania, and such of the near relatives of the said Ammie Merat, as can be ascertained.
(See petition filed.) Per Curiam

Now, July 6, 1942 Affidavit of Service filed.

Final Order

Now, July 6, 1942, this case having come on for hearing and after testimony of witnesses taken, and it appearing to the Court that the facts as contained in the petition have been sustained, It Is Hereby Ordered And Decreed that the said Ammie Merat is, by reason of his age and physical condition, a person of weak mind and unable to care for his person and estate, and Thomas F. Collins of Pennsline Pa. is hereby appointed Guardian of the Estate of the said Ammie Merat; bond to be given in the sum of $1000.00.
Per Curiam,
O. Clare Kent
President Judge
(See paper filed)

July 18, 1942, Bond of Thomas F. Collins, Guardian with Continental Casualty Company as surety, in the sum of $1000.00, approved by Hon. O. Clare Kent, P.J. and filed. Cert. issued.

Aug. 3, 1942, Inventory & appraisement filed showing assets of estate to be $1405.00

March 1, 1943 Petition of Guardian for payment of bills, etc., presented and filed.
Now, March 1, 1943, upon presentation and consideration of the foregoing petition, the prayer thereof is granted, and Thomas F. Collins, Guardian of the estate of Amie Merat, is hereby directed to pay to the Crawford County Institution District the sum of Four Hundred Fourteen & 34/100 Dollars ($414.34) to apply on its bill for maintenance of said weak minded person; the prior expenditure by the said Guardian of Twenty-six and 75/100 Dollars ($26.75) for costs of the proceeding, are hereby approved, and Thomas F. Collins as Guardian, is hereby directed to file an account, and upon final confirmation thereof, to procure a discharge paying from the balance remaining in his hands the costs, attorneys fees and compensation for so doing. (See petion filed.) Per Curiam

Dickson Andrews

33

Petition of Minnie Trapani for Satisfaction of Mortgage Dated Oct. 28, 1905, given by Markle Hilly to James A. McLachlin, recorded in Mortgage Book No. 58, page 506
Entered June 1, 1942
Pro Slayton 8/29/42. paid 5.00
Shff. King paid 44.75

June 1, 1942, Petition presented in open Court and filed.

And now, June 1st, 1942, upon presentation of the above and foregoing petition, and after due consideration of the contents thereof, the prayer thereof is hereby granted and it is hereby ordered that the Sheriff of Crawford County serve a notice upon James A. McLachlin or his legal representatives or upon the holder or holders of the mortgage described in the said petition, if they or any of them can be found in the said County, and have known residences, and if the said parties are unknown and cannot be found, then the said Sheriff shall give public notice by advertisement of the facts set forth in the within petition, in the Tribune Republican, a newspaper published in the City of Meadville, said county once a week for four weeks successively, requiring the said parties to appear before the said Court on Monday, September 14, 1942, at 9:30 o'clock A.M. to show cause why the proper decree should not be granted, and satisfaction of the said mortgage should not be entered on the record thereof as prayed for.

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

(See petition filed)

Same day, Certified copy of petition and order issued to Sheriff.

September 14, 1942 Sheriff's Return of Service by Publication filed. I do hereby certify and return that I was unable to find the within named James A. McLachlin or his legal representatives or whoever may be the holder or holders of the within described 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 Tribune Republican, a newspaper of general circulation in the County of Crawford, State of Pennsylvania, once a week for four weeks successively to-wit, on July 3, 10, 17 and 24th, 1942, the said publication being after the presentation of said Petition to Court, as will appear by the Proof of Publication hereto attached. So answers,

Dated at Meadville, Pa., Sept. 14, 1942. Bert A. King Sheriff

Final Decree: And now, to-wit, September 14, 1942, the Sheriff of Crawford County having returned that he was unable to find the said James A. McLachlin or his legal representatives, or the holder or holders of the within named mortgage in his bailiwick and that in obedience to the order of the said Court to the said Sheriff directed a notice of the facts as set forth in the petition in the said case was advertised once a week for four weeks successively, after

Continued on page 687

F. C. Siebert, Jr.
George J. Barco

34

Commonwealth of Pennsylvania ex rel. James Joseph Anthony by his father and next friend George E. Anthony also known as Dick Anthony

vs

Nellie Mae Anthony

Issued June 1, 1942

Pro. Clayton 8/7/42 Pd. $5.00
Shff. King (pd to Shff) 3.40
Pro. for Co. 5/29/47 Pd. $2.50

Habeas Corpus for the custody of James Joseph Anthony, minor child of George E. Anthony and Nellie Mae Anthony, his wife.

And now, June 1, 1942, upon presentation and consideration of the within petition, and upon motion of George J. Barco, Esq., Attorney, it is ordered that a writ of Habeas Corpus be issued in this case as prayed for, and that the same be directed to Nellie Mae Anthony, commanding her forthwith to bring before this Court the body of James Joseph Anthony, and show cause, if any she have, why the said James Joseph Anthony should not be relieved of the said restraint and why he should not be delivered into the custody of his father George E. Anthony, also known as Dick Anthony. This writ of Habeas Corpus is returnable at 9:30 o'clock A. M., E. W. T. on the 8th day of June, 1942.

(See petition filed.)

Per Curiam

And now, June 8, 1942 upon motion of relators atty the hearing set for June 8, 1942, in the above entitled matter, is continued to the first Monday of July, 1942.

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

(See paper filed)

Writ returned: Served the within Habeas Corpus for the Custody of Children personally upon Nellie May Anthony, on June 8, 1942 at 8 o'clock A.M., at No 365 Center Street, City of Meadville, Pa., by handing to her a true and attested copy thereof, and making contents of same known to her. So answers Bert A. King, Shff.

Order: Now, July 6, 1942 after hearing had in this case, the writ is dismissed at the cost of the complainant, George E. Anthony with the custody of child to remain in the mother, Nellie Anthony, with the right of the father to visit said child James Anthony, at any proper times, &c, with the right to take the child into his custody for reasonable intervals as the parties may agree upon, and upon condition that the child be returned to the mother at a proper time, considering the welfar of said child.

Per Curiam,
O. Clare Kent, P.

(See back of original petition)

May 29, 1947. Petition to Vacate Order of Court entered July 6, 1942 filed. Order: And now, this 28th day of May, A.D. 1947, upon presentation of the foregoing petition and in consideration thereof, the Order of Court entered in the above entitled case on July 6, 1942, awarding custody of James Joseph Anthony to the mother, petitioner herein, is hereby vacated and set aside with the same force and effect as though the said Order had never been entered into.

Per Curiam,
O. Clare Kent
President Judge.

(continued in margin)

Gerald D. Prather
35

July 6, 1942, Recd. $33.60 cost. P.D.S.

Sept. 26, 1942 - Recd. Master's Rep. in within case. Faris J. Thomas Master

Pauline Mae Harvey
vs.
Wayne Steen Harvey
Issued June 1, 1942

| | | |
|---|---|---|
| Tax + writ (paid) | $ | 3.00 |
| Shff King | | --- |
| Dorothy A. Bell Sub. | | |
| Faris J. Thomas, Master | | 25.00 |
| Pro. for Co. 7-7-42. Rd. | | 8.60 |
| Atty. | | 3.00 |

Subpoena in Divorce

And now, June 1, 1942, Subpoena awarded, Returnable to the first Monday of July, 1942

Per Curiam,
O. Clare Kent
President Judge

Subpoena returned. Dorothy A. Bell makes affidavit: That she served the within Subpoena in Divorce upon Wayne Steen Harvey, the respondent therein named on the third day of June, 1942, at 5:05 o'clock P.M., by delivering to him a true and attested copy of the within Subpoena in Divorce, at his residence 633 Randolph Street, Meadville, Crawford County, Penna, and making known to him the contents thereof.

(See affidavit on Subpoena.)

And now, July 6th, 1942 upon presentation of the within motion Faris J. Thomas, Esq., is hereby appointed Master in Divorce in the above entitled case.

Per Curiam.

Sept. 26, 1942, Testimony and Report of Master filed.

On Argt. List for Sept. Term, 1942; No. 71.

Sept. 28, 1942, Affidavit of non-military service of respondent, filed.

Now October 16, 1942 After due consideration a divorce is decreed as prayed for and the respondent, Wayne Steen Harvey, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 16, 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 Pauline Mae Harvey, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Pauline Mae Harvey, the libellant, and the said Wayne Steen Harvey, 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.

# SEPTEMBER TERM, 1942

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| Albert M. Cohen, Phila, Pa.<br>J. Berry Eckels<br>36<br>Kent & Kent<br>(See Amended Statement of Claim) | Theodore G. Stein<br>vs.<br>Meadville Pennsylvania Distilling Co., Inc.<br>a corporation<br>Issued June 2, 1942<br>Jay & writ (paid) $2.00<br>Shff. King (paid) 5.60 | Summons in Assumpsit,<br>Returnable to first Monday of July next.<br>June 2, 1942, Statement of claim filed. Copy certified.<br>Nov. June 26, 1942, upon consideration of motion of Deft. by Kent & Kent its attorneys, the Court grants a rule upon the plaintiff to show cause why the statement of claim in the above entitled case should not be stricken off; returnable sec. reg. all proceedings to stay.<br>Per Curiam,<br>(See paper filed) O. Blare Kent, P.J.<br>Same day Service accepted by Plff. Atty |

August 13, 1942 Summons returned: Served the within Summons, together with Copy of Notice of Application for Preliminary Injunction, together with Certified Copy of Statement of Claim, personally, upon Meadville Pennsylvania Distilling Co., Inc., a corporation, by serving Dr. H. S. Winslow, the President of the Meadville Pennsylvania Distilling Co., Inc., a Corporation, on June 3, 1942, at 11:30 o'clock A.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 Notice of Application for Preliminary Injunction, together with certified copy of Statement of Claim and making contents of same known to him. So answers, Bert A. King, Sheriff.

Nov. 2, 1942. Amended Statement of claim filed. Servid accepted

Herbert A. Mook
37

Aug. 3, 1942, Recd. $35.00 costs.
P.B.S.

Edith Ellen Wilmoth
vs
Burdell Wilmoth
Issued June 3, 1942

| | |
|---|---|
| Tax & writ (paid) | $3.00 |
| Sheff. King (paid) | 3.60 |
| J. E. Bossard, Master | 25.00 |
| Pro. for Co. 8-4-42. Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce

And now, June 3, 1942, the within petition presented, and Subpoena awarded, returnable to the first Monday of August, 1942

Per Curiam,
O. Blare Kent,
President Judge.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 12th day of June, 1942, 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, Bert A. King, Sheriff.

And now, August 3, 1942, Jeff E. Bossard, Esquire, is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court.

Per Curiam

And now, Nov. 9, 1942, On motion in open Court, the appointment of a Master in this case is vacated. (the respondent having since died.)
(See paper filed)

Per Curiam

And now Nov 14, 1942, rec'd refund from Paul R Slayton. Pro. in sum $25.00 - H.A. Mook, atty for Libellant.

And now Nov 16, 1942 rec'd of Paul D. Slayton $1.75 refund of all costs due - H.A. Mook atty for Libellant.

November 16, 1942, Received this day from Herbert A. Mook Esq for Libellant, $10.00 being in full for my Masters fee in the within case.

Jeff. E. Bossard.
Master.

# SEPTEMBER TERM, 1942

J. Perry Eckels
38

Carson Pirie Scott & Co
vs.
Robert Cunningham
and Sarah Cunningham
Issued June 4, 1942

Tax & writ (paid) 2.00
Shff. King (paid) 12.90
Prd. for Co. 12/30/42 3.25
Attly. 3.00

Summons in Assumpsit.
Returnable to first Monday of July next.
June 4, 1942, Statement of claim filed. 2 copies certified.
Oct. 16, 1942, Summons retd.: Served the within Summons, together with Copy of Statement of Claim, personally, upon Robert Cunningham, on June 15, 1942, at 4:30 o'clock P.M., at his residence in the Borough of Conneautville, 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 of Claim, personally, upon Sarah Cunningham, on June 15, 1942, at 4:30 o'clock P.M., at her residence in the Borough of Conneautville, Crawford County, Pa., 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,
Bert A. King, Sheriff

And now, Oct. 16, 1942, upon precipe of plaintiff's attorney judgment is hereby entered in favor of the plaintiff and against the defendants for want of an appearance and affidavit of defense, and same is liquidated at the sum of Two hundred ninety-one & 12/100 Dollars, with costs of suit.

Debt $291.12
Interest from Oct. 7, 1942.
Judgment
Paul D. Slayton, Prothy.

"C" pages 68 & 110.
Fi. Fa. to No. 15 May Term, 1943.

Apr. 28, 1944. Received $23.20 in full satisfaction and compromise settlement of this judgment, and I direct the Prothonotary to satisfy the same of record.

J. Perry Eckels
Attorney for Plaintiff

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| 39<br>Peters & Prather<br>Frank D. Prather | Commonwealth<br>vs.<br>James Barnes<br>Issued June 4, 1942<br>Tax & writ (paid) $ 3.50 | Certiorari to Rollin T. Silverthorn, Esq. Justice of the Peace, returnable to<br>And now, this 4th day of June, 1942, it is hereby ordered that a writ of Certiorari issue, and be directed to Rollin T. Silverthorn, Justice of the Peace, commanding him to send up the record full and entire in the case of Commonwealth versus James Barnes, Returnable Monday, July 6, 1942.<br>Per Curiam<br>O'Hare Kent, P.J. |

June 4, 1942, Affidavit of defendant, and his recognizance in the sum of Sixty Dollars, taken by Prothonotary and filed.

June 4, 1942, Rollin T. Silverthorn, J.P., accepts service of the Certiorari. (See praecipe)

June 24, 1942, Certiorari returned with transcript by J. P. annexed.

July 9, 1942, Specifications of error filed. Service accepted Same day, Suggestion of diminution of record of J. P., filed. Service accepted.

Kent & Kent
40
Herbert A. Mook

Adam Maziarz
vs.
Catherine Maziarz
Issued June 4, 1942

| | |
|---|---|
| Tax & writ (Paid) | $ 3.00 |
| Stff. King (Paid) | 3.20 |
| Master, F. C. Kiebort, Jr. | 25.00 |
| Pro. for Co. 7-16-42. Pd. | 8.60 |
| Atty. | 3.00 |
| Prd. since (pd 9/7/42) | 3.75 |

July 16, 1942, Recd. $33.60 costs
P.A.S.

Sept. 5, 1942, Recd. $25.00
Master's Fee in above case
F. C. Kiebort, Jr.

Subpoena in Divorce
And now, June 4, 1942, the within petition presented and Subpoena awarded, returnable to the first Monday of July, 1942.
Per Curiam
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 5th day of June, 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 as above. So answers Bert A. King, Sff.

July 8, 1942. Herbert A. Mook, Esq., appears for respondent. (See paper filed)

Now, July 8, 1942, upon presentation of petition of petition of respondent, a rule is granted upon the said libellant Adam Maziarz, to show cause why he should not pay to the respondent, Catherine Maziarz, alimony pendente lite and counsel fees, in an amount to be fixed by the Court. Per Curiam (See paper filed)

Same day, Service accepted by Attys for libellant.

And now, July 17th, 1942, Fred C. Kiebort, Jr., Esq., is appointed master to take testimony.
Per Curiam

And now, Aug. 24, 1942, On motion of respondents attorney the rule for alimony pendente lite and counsel fees is discharged. Per Curiam, O. Clare Kent, P.J. (See paper file)

Sept. 5, 1942, Testimony and Report of Master filed.

On Argt. List for Sept. Term, 1942, No. 41.

Now October 2, 1942, after due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 2, 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 Adam Maziarz, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Adam Maziarz, the libellant, and the said Catherine Maziarz, 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

# SEPTEMBER TERM, 1942

41

Hazel Obert
vs
Elmer C. Obert
Entered June 5, 1942
Pro. Slayton (paid) $2.25

Of No. 268 May Term, 1937, 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 Thousand Two Hundred Ninety nine and 58/100 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 $1299.58
Interest from June 4, 1942

O. page 25. Judgment
Paul D. Slayton, Pro

June 7, 1947, Ans. Sci. Fa. to No. 50 Sept. Term, 1947.

April 23, 1945, 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 Bloomfield Township, County of Crawford and State of Pennsylvania, west side of Canadohta Lake and known as Lots No. 4 and 5, Center Block, in plan of West Side Residential Section as drawn by J. M. Fay for O. H. Danner. Bounded and described as follows, to-wit:- Beginning at the northwest corner of land being conveyed in west road reserve and line of Lot No. 6; thence eastwardly to the east road reserve; thence southwardly along said road reserve, sixty-six (66) feet to line of Lot No. 3; thence westwardly along line of No. 3 to west road reserve; thence along the bounds of said road reserve, sixty-six (66) feet to the place of beginning. Also the right of way or easement over Lot No. 18, North Block for all time to come but this easement or right of way shall be used in common with others and shall not be understood as an exclusive right. Improvements: One large three-story frame dwelling house and one small cottage, one-story. Outbuildings.

Release → And now June 7, 1947, for valuable consideration I hereby release from the lien of this judgment all that parcel of land situate in Athens Township, Crawford County, Pa., bounded on the North by public road and land of Fred Wellmon Estate and land of Anton Papstuik; on the East by land of Fred Wellmon Estate & land of Erwin Wilhelm; on the South by land of Ross Howard, Wm. Sloan Est. and Ray Carter; and on the West by land of Maurice & Bernice Stafford, containing (120) acres more or less and being same land conveyed by Sarah J. Obert widow and Elmer C. Obert and Hazel Obert his wife to Marlowe Wilhelm by deed dated June 2, 1947, and to be recorded.

Witness my hand and seal this 7th day of June 1947.

Witness
J. E. Bossard - Atty

Hazel Obert Seal

Judgment Bond That certain parcel of land situate in Bloomfield Township, Crawford County, containing forty (40) acres more or less conveyed by Elmer C. Obert and Hazel Obert his wife to Slayton Price, by deed dated July 3, 1945, and recorded July 3, 1945, in Deed Book ___ Page ___

Written Judgment Bond ___ Seal

Paul D. Slayton

Witness
J. E. Bossard, Atty

| | | |
|---|---|---|
| Kent & Kent | Commonwealth of Pennsylvania ex rel. Clarence Raymond Buchanan | Habeas Corpus for the custody of Clarence Raymond Buchanan, minor son of Victor Buchanan, and his wife Sophia Buchanan |
| 42 | vs. | Now, June 5, 1942 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 Sophia Buchanan commanding them forthwith to bring before this court the body of Clarence Raymond Buchanan, and show cause, if any she has, why the said Clarence Raymond Buchanan should not be relieved of the said restraint and why he should not be delivered into the custody of his father, Victor Buchanan. Hearing is hereby fixed for Thursday June 11, 1942, at 10 A.M. |
| | Sophia Buchanan | |
| | Issued June 5, 1942 | |
| | Pro. Slayton (paid) $ 5.00 | |
| | Stff. King (paid) 4.60 | |

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

(See petition filed)

June 11, 1942 Agreement of Counsel to Withdraw Proceedings filed. Now, June 11, 1942, comes John D. Kent, attorney for Victor Buchanan, petitioners, and Herbert A. Mook, attorney for the respondent, Sophie Buchanan, and move the Court for withdrawal of the proceedings at No. 42, September Term, 1942, the parties having arrived at an amicable settlement of their difficulties.

Motion Allowed by the Court.
Per Curiam,
O. Clare Kent
President Judge.

Writ returned:-

Served the within Habeas Corpus together with certified copy of petition for same, personally, upon Sophia Buchanan, on June 5, 1942, at 4:25 o'clock P.M., at No. 1284½ Park Av., City of Meadville, Crawford County, Penna, by handing to her a true and attested copy thereof, and making contents of same known to her.

So answers Bert H. King, Sheriff

# SEPTEMBER TERM, 1942

| | | |
|---|---|---|
| Joseph Thomas | James Pascarella and Concetta Pascarella, and John Michael Pascarella, a minor, by James Pascarella and Concetta Pascarella, his parents and guardians, vs. Isabel Arter and Robert Arter. Issued June 5, 1942 | Summons in Trespass, Returnable to the first Monday of July next. And now, June 5, 1942 J. Perry Eckels, Esq. appears for the defendants, Isabel Arter and Robert Arter, waives the service of the summons and accepts service thereof as fully and effectually as if regularly served by the Sheriff of Crawford County and due return made of the same. (See writ) |
| 43 | Tax & writ (Paid) 2.00 | |
| J. Perry Eckels | Sheff. King --- | |
| | Pro. for Co. 6-12-42. Pd. 4.00 | |
| | Atty. 3.00 | |

June 11, 1942 Petition for Compromise Settlement filed.

Order.

Kent, P. J.

And Now, to-wit, this 11th. day of June, A. D. 1942, upon presentation of the foregoing petition and consideration thereof, It Is Hereby Ordered And Decreed:

(a) That the compromise stated in the within petition is approved;

(b) That payment of the net fund due the minor is to be made to James Pascarella and Concetta Pascarella, his parents and guardians;

(c) That, upon payment of the terms of the compromise, the defendants are released from any and all further liability by reason of the facts upon which this action is based;

(d) That discontinuance of the above entitled action is authorized upon compliance with the terms of the compromise, and payment of costs in said proceeding.

Per Curiam,

O. Clare Kent

President Judge.

And now June 19, 1942 receipt is acknowledged of the compliance with the terms of the compromise approved by the court and this action is hereby settled, discontinued and ended

J. Joseph Thomas

Attorney for Plaintiffs

| | | |
|---|---|---|
| Charles B. Stegner | Titusville Trust Company | Of No. 249 May Term, 1937, D.S.B. |
| 44 | vs. | Scire Facias to revive and continue |
| | Anthony J. Zdarko, | the lien of the above judgment. |
| | Mary J. Zdarko and | Returnable to first Monday of |
| | Pete Matkovich | July next. Z p. 23, 23; M. p. 168. |
| | Issued June 10, 1942 | June 11, 1942, Amicable Sci. Fa. and |
| | Pro. Slayton 7-2-42, Paid 2.25 | confession of Judgment filed, |
| | Sheff. Sling " " .7 | wherein it is agreed that judg- |
| | Pro. Slayton " " 2.25 | ment be entered thereon, in favor |
| | Atty 3.00 | of the plaintiff and against the |
| | Debt Costs: | defendants for the sum of |
| | Sheff. 1.75 | Four Hundred Twenty Dollars, |
| | Atty Stegner 3.00 | "being the amount of debt, inter- |
| | | est to June 1, 1942, and costs now due |
| | | on the original judgment; |
| | | With all the waivers and con- |

ditions contained in the original judgment note.

Debt

Int. from June 1, 1942.

Z page 23; M page 168. Judgment

Paul D. Slayton, Pro.

Peters + Prather
45

Charles A Henkels
vs.
Thomas Hunter
Issued June 11, 1942

| | |
|---|---|
| Tax & writ (Plff pd) | 3.00 |
| Shff King (Paid) | 4.30 |
| Pro. disc. 6-11-42. Pd. | 1.00 |
| Atty. | 3.00 |

Foreign Attachment in Trespass,
Returnable to next term.
Bail to dissolve $100.00.
To attach all and singular the stock, deposits, money, credits and property and effects of the defendant in the hands or possession of Ray Beatty (Garage), garnishee, or in the hands or possession of any other person, and summon the said company corporation or person as garnishee.
June 11, 1942 Affidavit of cause of action filed.

Now June 11 1942 Sur writ of Foreign Attachment Case is hereby settled & discontinued at cost of record
Peters & Prather

Writ returned: Attached as within commanded, June 11, 1942, at 9:10 o'clock A.M., and summoned garnished. (For return at length, see writ).
So answers, Bert A. King, Sheriff.

"June 11, 1942, I hereby direct the Sheriff to return this writ, and authorize him to release the 1941 Oldsmobile Sedan, License No. AW 740 Ohio."
(Signed) Frank D. Prather.

| | | |
|---|---|---|
| J Perry Eckels | The National Cash Register Company | Replevin for one National Cash Register, Style No. 7256, Serial No. 5948106B, of the value of Two hundred sixteen Dollars ($216.00); |
| 46 | vs | Returnable to the first Monday of July, 1942. |
| | Kathryn Cook and Laverne Weller | June 11, 1942 Statement, and affidavit of value filed. |
| | Issued June 11, 1942 | June 11, 1942 Bond of plaintiff with US Fidelity and Guaranty Company as surety, in the sum of $432.00, approved and filed |
| | Tax & writ (paid) $ 3.00 | |
| | Stuff King | |
| | Pro. S. 6-24-42, Pd, 1.00 | |
| | Atty: 3.00 | |

and now, June 27, 1942, the writ not having been served, this case is discontinued of record and the bond withdrawn.

J Perry Eckels
Attorney for Plaintiff.

June 27 1942 Received from Paul D. Slaughter the bond filed in the above case. J Perry Eckels, Attorney for Plaintiff

# SEPTEMBER TERM, 1942

| | | |
|---|---|---|
| J. Perry Eckels.<br>Samuel M. Jackson, Pgh. Pa.<br>Lester Moore, Phila, Pa<br>47. | Pennsylvania Sales Affiliate, Inc, and F. J. Colosey, individual<br>vs.<br>Meadville Pennsylvania Distilling Corporation, a corporation,<br>First National Bank of Meadville, a corporation, Harry C. Winslow, and Eugene Ziegler.<br>Issued June 11, 1942<br><br>Tax writ (Atty fee) 2.00<br>Sheff King (paid) 11.20 | Summons in Trespass<br>Returnable to first Monday of July next.<br>June 11, 1942, Statement of claim filed 4 copies certified.<br>And now, this 26th day of June, 1942, upon consideration of the foregoing motion of the Meadville Pennsylvania Distilling Corporation, Harry C. Winslow and Eugene Ziegler, by their attorneys Kent & Kent, and F. C. Kiebort, Jr, the Court grants a Rule upon the plaintiff to show cause why the Statement of Claim in the above entitled case should not be stricken off; rule returnable sec. reg.; all proceedings to stay.<br>Per Curiam,<br>(See paper filed) O. Clare Kent, PJ<br>Same day, Service accepted by J. Perry Eckels, Esq, Atty for plaintiff. |

July 3, 1943, Suggestion bankruptcy of Meadville Penna Distilling Company, Inc, filed. Service accepted by Pltfs. attorney.

August 15, 1942, Summons returned:
Service of the within Summons, together with Copy of Statement of Claim, was made upon Meadville Pennsylvania Distilling Corporation, a corporation, by Kent & Kent, Attorneys, accepting service of same for the above named Corporation, on June 12, 1942, as per his acceptance stated on writ.
Service of the within Summons, together with Copy of Statement of Claim, was made upon First National Bank of Meadville, a Corporation, by F. C. Kiebort, Jr., Attorney, accepting service of same for the above named bank, on June 13, 1942, as per his acceptance stated on writ.
Service of the within Summons, together with Copy of Statement of Claim, was made upon Harry C. Winslow, by F. C. Kiebort, Jr., Atty. accepting service of same for the above named Harry C. Winslow, on June 12, 1942, as per his acceptance stated on writ.
Service of the within Summons, together with Copy of Statement of Claim, was made upon Eugene Ziegler, by John D. Kent, Attorney, accepting service of same for the above named Eugene Ziegler, on June 12, 1942, as per his acceptance stated on writ. Sd answers, Bert A. King, Sheriff.
On Arg. List for Sept. Term, 1942, No 7. Sept 29, 1942 Argued
And now, April 10, 1943, the plaintiffs Statement is Stricken off, and the plaintiffs are allowed fifteen (15) days from this date to file another Statement of claim in accordance with the foregoing conclusions and opinion.
(See opinion of Court filed) Per Curiam,
June 25, 1943. Amended Statement of claim filed

| | | |
|---|---|---|
| Herbert A Mook<br><br>48 | Kate E. Smith,<br>surviving plaintiff<br>vs.<br>Wayne Patterson<br>& Bruce Patterson<br>Entered June 11, 1942<br><br>Pro Slayton 6/19/42 Paid $2.25<br>Atty 3.00<br>Pltff suggn of death 6-19-42 Paid .50 | Of No. 247 May Term, ~~1942~~ 1937 D.S.13<br>Amicable Scire Facias sur Judgment<br>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 Twelve Hundred Dollars ($1200.00), being the amount of debt, interest to June 1, 1942, and costs now due on the original judgt with all the waivers and conditions contained in the original judgment note.<br><br>Debt $1200.00<br>Interest from June 1, 1942<br>Judgment<br>Paul D. Slayton, Proth'y<br><br>P pp 76+166 |

...April..4....., 1945

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

Hubert A. Mook atty for Pltf.

Witness: Paul D. Slayton

# SEPTEMBER TERM, 1942

Joseph Thomas
49

J. Perry Eckels
Feet July 2, 1942 P.D.S. Pro

Willis S. Clarke
vs.
Leonard D. Sheakley
and D.R. Beatty
Issued June 13, 1942

Jay Swift (paid) # 2.00
Stiff King (paid) 7.60
Pro. Slayton 12/29/42 Pd. 2.35
Atty 3.00
Pro. Cert. & dis. 11-16-42 Pd. 1.50

Summons in Trespass
Returnable to the first Monday of July next.
June 13, 1942 Statement of Claim filed. 2 copies certified.
July 2, 1942 Affidavit of defense and counter claim filed.
Writ returned: Served the within Summons together with copy of Statement of claim personally upon Leonard D. Sheakley, on June 19, 1942 at 11:05 o'clock A.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. Also served the same personally upon D.R. Beatty, on June 18, 1942 at 2:25 P.M., at Beatty's Garage, 175 Mead Av., City of Meadville, Pa., by handing to him a true and attested copy thereof, and making contents of same known to him.
So answers, Bert A. King, Sheriff.
On Fall Trial List, 1942, No. 38.
Oct. 12, 1942 Continued by agreement of counsel, to complete terms of settlement. Per Curiam

And now Nov 16, 1942 the within action and counterclaim are discontinued settled and ended.

F. Joseph Thomas
attorney for plaintiff
J. Perry Eckels
Attorney for Defendants.

50

Gravel Run Cemetery Association
vs.
Meadville Gospel Center, Inc. and James P. Brookham, Surety.
Entered June 16, 1942
Pro. Slayton 7-1-42. Paid $2.25

Of No. 278 May Term, 1937, 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 Five Hundred Dollars, being the amount of debt, interest to June 17, 1942, and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $500.00
Interest from June 17, 1942

Corp. page 117; Ex. p. 83. Judgment
Paul D. Slayton, Pro.

June 13, 1947, Am. Sci. Fa. to No. 60 Sept. Term, 1947.

# SEPTEMBER TERM, 1942

F. Joseph Thomas
Kent & Kent
51
Fred C. Kibort
attest: 7-2-42. P. D. S.
Humes & Kiebort 7/2/42
See Statement of claim)

J. A. Ryan
vs
Baldwin-Welcomer Company and May Baldwin, Executrix of the estate of Philip G. Baldwin, deceased
Issued June 16, 1942.

Tax & writ paid 12/15/42 2.25
Sheff. King (paid) 5.60
Pro. for Co. 12/16/43. Pd. 1.75
Atty. Paid 12/16/43 JGK 3.00

Summons in Assumpsit;
Returnable to first Monday of July next. Ba. pages 152 & 146
July 28, 1943 Statement of claim filed.
Service accepted by Defts. Attys
Writ retd: Served the Baldwin-Welcomer Company, the within named defendant company, by handing personally, on June 18, 1942, at 6:58 o'clock P. M., a true and attested copy of the within writ to May Baldwin, President of the Baldwin-Welcomer Company, at her residence No. 673 Arch Street, City of Meadville, Pa., 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 May Baldwin, Executrix of the estate of Philip G. Baldwin, decd, on June 18, 1942, at 6:50 o'clock P. M., at her residence No. 673 Arch Street, City of Meadville, Pa., by handing her a true and attested copy of the within summons and making contents of same known to her
So answers Bert A. King, Sheriff

12/16/43, this case is settled & discontinued & so ord.
Kent & Kent
Atty's for Plaintiff.

Herbert A Mook
52
Fred C Sutton
Attys: 7-2-42. P. P. S.
Hunter & Richert, 9/14/42
(See demurrer.)

Margaret M. Renner
vs
G L. Manross and
Florence Manross
his wife.
Issued June 19 1942
Tax writ (paid) 3.00
Sheff. King (paid) 4.60
Bro. Slayton 12/18/43 Pd. 6.90
Pro. dies. 12/18/43, Pd. 1.00
Atty. 3.00

Replevin for one walnut double bed; one set of box spring and spring filled mattress; two pillows; one chest of drawers one dressing table, bench and mirror; one dresser and mirror of the value of $75.00; Returnable to the first Monday of July, 1942.

June 19, 1942, plaintiffs statement and affidavit of value filed.

June 19, 1942, Plaintiffs bond in Replevin in the sum of $150.00, approved and filed.

June 23, 1942 Defts' counter bond in the sum of $150.00, with Morris Mercatoris as surety, approved and filed.

Sept 1, 1942, Plaintiffs Declaration filed. Service accepted by Defts' atty.

Sept. 14, 1942 Demurrer to declaration filed. Service accepted by Plff's atty.

On Fall Trial List, 1942, No. 42.

Sept. 28, 1942 Off list.— Demurrer filed. Per Curiam.

On Apt. List for Feb. Term, 1943. No. 13.

Feby 23, 1943, by agreement of counsel, the demurrer is dismissed, and plaintiff is allowed fifteen days from this date in which to file an amended Statement of Claim. Per Curiam.

June 4, 1943. Amended Statement of Claim filed. Service accepted by Defts' attys.

Writ returned: Replevied as within commanded June 20, 1942, at 6:00 o'clock P.M. all of the within described goods and chattels and summoned G L. Manross and Florence Manross, the within named defendants, by handing to them personally at their residence No. 793, Kennedy Street, in the City of Meadville, Pa., on June 20, 1942, at 6:00 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, June 23, 1943, bond filed and goods and chattels so replevied were left in the hands and possession of the defendants.

So answers Bert A. King, Sheriff.

On Fall Trial List, 1943, No. 21.

Sept. 29, 1943. Affidavit of defense filed. Service accepted by Plff's atty.

"Dec. 11, 1943. Reported as settled."

Dec 8, 1943: Rec'd of Paul H. Slayton, Pro. $150.00 - Bond in said case -
Herbert A Mook atty for Margaret Renner Plaintiff.

And now Dec 18, 1943.

This case is settled and discontinued of record.

Herbert A Mook atty for Plff

# SEPTEMBER TERM, 1942

J. Berry Eckels

53

Brace-Mueller-Huntley, Incorporated
vs.
Lawrence L. Armitage, doing business as Armitage Engineering Company
Issued June 19, 1942.

| | | |
|---|---|---|
| Tax + writ (paid) | 2.00 | |
| Sheff. King | 4.90 | |
| Pro. Slayton 12/30/42, 82. | 75 | |
| Atty | 3.00 | |

Summons in Assumpsit; Returnable to first Monday of July next.

June 19, 1942, Statement of Claim filed.

Writ returned: Served the within summons together with copy of Statement of Claim personally, upon Lawrence L. Armitage, doing business as Armitage Engineering Company, on July 1, 1942 at 9:40 o'clock A.M., at his place of business No. 952 Federal Court 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, Sheriff

And now, July 16, 1942 upon praecipe of plaintiff's attorney, judgment is entered in favor of the plaintiff and against the defendant, for want of an appearance and affidavit of defense, and liquidated at the sum of Three hundred eighty-five Dollars and seventy-one cents; with costs of suit. (See paper filed.)

Debt $385.71
Interest from July 16, 1942.
Judgment.
Paul D. Slayton, Prothy.

A page 92; Corp. page 116

Fi. Fa. No. 34 Sept. Term, 1942.
Att. Ex. No. 127 May Term, 1943.

| | | |
|---|---|---|
| F. C. Kiebort, Jr. | Kathryn Dorr Wogt | Subpoena in Divorce |
| 54 | vs. | And now, June 20th, 1942, Subpoena awarded, returnable to the first Monday in August, 1942 |
| John A. Bozic, 6/26/42 | Max Marvin Wogt | Per Curiam |
| | Issued June 20, 1942 | O. Clare Kent P.J. |
| | Tax writ (paid) # 3.00 ✓ | June 26, 1942 John A Bozic, Esq. |
| | Shff King (paid) 3.60 | appears for Respondent. |
| | | (See paper filed) |
| | | And now, June 29, 1942 the respondent by his attorney enters a rule upon libellant to furnish a bill of particulars within 30 days after service or non pros (See paper filed) |

Same day, Service of rule accepted by Atty for Libellant

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 26th day of June, 1942, 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 Bert A. King, Sheriff.

# SEPTEMBER TERM, 1942

Kent + Kent
55

Dorothy Joan Berwick
vs.
James Leroy Berwick
Issued June 22, 1942

Tax + writ (paid) $ 3.00
Shff. King (paid) 3.40
Shff. of Allegheny Co. (pd) 4.20
Walter J. McClintock, Master 25.00
Pro. for Co. 8-4-42, Pd. 8.60
Atty. 3.00

Aug. 3, 1942, Rec'd $33.60 costs.
P. D. S.

Aug 12, 1942 Rec'd $25.00 Master's Fee
Walter J. McClintock

Subpoena in Divorce.

And now, June 22, 1942, the within petition presented and Subpoena awarded, returnable to the first Monday of August, 1942.

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

Subpoena returned: (a) Served the within Subpoena in Divorce on the Respondent personally, on the 20th day of July, 1942, by delivering to him a true and attested copy of same, and making known to him the contents thereof, as appears from affidavit as above.

So ans Robert J. Corbett, Sheriff
of Allegheny County, Penna.

And now, Aug. 3, 1942, Walter J. McClintock, Esq., is appointed master to take testimony.

Per Curiam.

Aug. 13, 1942, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942; No. 37.

Now, October 1, 1942, after due consideration a divorce is decreed as prayed for and the respondent, James Leroy Berwick, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 1, 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 Dorothy Joan Berwick, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Dorothy Joan Berwick, the libellant, and the said James Leroy Berwick, 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.

| | | |
|---|---|---|
| J. Perry Eckels<br>56 | Rochester Lithographing Company<br>vs.<br>Meadville Pennsylvania Distilling Company<br>Issued June 22, 1942<br>#<br>Tax & writ (paid) 2.00<br>Shff. King (paid) 4.90<br>Pro. for Co. 7-9-42. Pd. 1.50<br>Atty. 3.00 | Summons in Assumpsit, Returnable to first Monday of July next<br>June 22, 1942, Statement of claim filed. Copy certified.<br>Writ returned: Served the within Summons, together with copy of Statement of claim, upon the Meadville Pennsylvania Distilling Corporation, the within named defendant, by acceptance of service of the within writ by Kent & Kent, Attorneys for defendant, on June 26, 1942. (See acceptance above)<br>So answers<br>Bert A. King, Sheriff. |
| And now, June 9, 1942, this case settled and discontinued of record.<br>J. Perry Eckels<br>Attorney for Plaintiff | | |

# SEPTEMBER TERM, 1942

Stewart A. Culbertson
57

Oct 23, 1942 rec'd
1 Pro Hogs
#3. 1 docket fee
Prothy

Mabel McBride Nicolls
vs.
Thomas L. Nicolls
Entered June 25, 1942

Pro. Slayton (paid) # 2.25
Atty 3.00
Original costs:
John I. Kent, atty, 3.00

Of No. 287 May Term, 1937, 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 thousand Dollars, with interest from June 25, 1942, being the amount of debt and costs now due on the original judgment;
With all the waivers and conditions contained in the original judgment note.

Debt # 5000.00
Interest from June 25, 1942.

N. page 16 Judgment
Paul D. Slayton, Pro.

✓ And now September 9th 1942, I have hereby received from Thomas L. Nicholls, defendant above named, the sum of One thousand ($1000.00) dollars, by check of N.H. Carlson, and in consideration of said payment to me I do hereby release from the lien of the within judgment all that land situate in the Borough of Conneautville, Crawford County, Pa., known as the Nicolls Mill property, bounded on the north by Mulberry Street; on the east by land of the P.B. and L.E. Railroad Company lands; on the south by land of Penn Furniture Company; and on the west by Conneaut Creek; and being the same land and premises this day conveyed by Thomas Nicolls and myself to David H. Johns, of Kingsville, Ohio and to be recorded as of September 9th 1942.

Mabel McBride Nicolls (Seal)

Witness:
Paul D. Slayton
J. E. Barnard, Atty

✓ Oct. 15th, 1942, Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

Mabel McBride Nicolls

Witness: Paul D. Slayton

Bryan, Joslin & Bryan
Fred C. Hubert
7-22-44
P.D.S. 58

First National Bank at Albion, Albion, Pa,
vs.
Mina W. Cole and
James M. Cole.
Entered June 25, 1942

Pro. Slayton (paid) $ 2.25
Attys 3.00
Bryan & Evans, Atty Orig. 3.00

Of No. 61 September Term, 1937 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 Eight Hundred Eighty-five and 43/100 Dollars, being the amount of debt, interest to July 24, 1942, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $885.43
Interest from July 24, 1942
Judgment
Paul D. Slayton, Pro

Co pages 33 & 12

July 28, 1944, Paid Bryan, Joslin & Bryan $9.00 Docket fees on this judgment and original & hereof by Check No. 1700.
P. D. S.

July 22, 1944, This Judgment is Satisfied (see paper filed)

July 22, 1944

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

Fred C. Hubert
Atty for Plaintiff
Witness: Paul D. Slayton

Walter J. McClintock
59

Gwendolyn Louise Roberts
vs.
Paul Sherman Roberts
Issued June 25, 1942

| | # | |
|---|---|---|
| Tax & writ (paid) | 3.00 | |
| Shff. King (paid) | 3.20 | |
| M. B. Maloney, Master | 25.00 | |
| Pro. for Co. 8-4-42. Pd. | 8.60 | |
| Atty. | 3.00 | |

Subpoena in Divorce and for custody of minor child of parties, Thomas Arthur Roberts, born Nov. 29, 1937.
And now June 25, 1942 Subpoena awarded, Returnable to First Monday of August, 1942.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 2d day of July, 1942 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 Bert A. King, Sheriff.

And now, August 3, 1942 upon presentation of the within Motion, M. B. Maloney, Esquire, is appointed Master to take testimony in the above entitled case and make report thereon to the Court.
Per Curiam

Aug. 3, 1942, Rec'd. $33.60 costs.
P. D. S.

Sept 17, 1942 Rec'd $25.00 Masters Fee
Mat Maloney
Master

Sept. 17, 1942, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942; No. 45,

Sept. 26, 1942, Affidavit of non-military service of respondent filed.

Now October 2, 1942, After due consideration a divorce is decreed as prayed for, the respondent, Paul Sherman Roberts, is ordered to pay the cost of this proceeding and the custody of minor child, Thomas Arthur Roberts, is awarded to libellant, Gwendolyn Louise Roberts.
Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 2, 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 Gwendolyn Louise Roberts, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Gwendolyn Louise Roberts, the libellant, and the said Paul Sherman Roberts, 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, Thomas Arthur Roberts, is awarded to libellant, Gwendolyn Louise Roberts.

Per Curiam.

# SEPTEMBER TERM, 1942

Raymond C. Miller
60
Frank D. P

11-12-43. Rec'd $33.60 costs.
P. D. S.

Nov. 17, 1943. Received of Prothonotary $25.00 Master's fee
Dickson Andrews

March 16, 1944, received of Prothonotary Slayton, check for $49.60 court cost on above.
Raymond C. Miller
Attorney for Libellant.

Ruth Mabel Ward
vs.
Raymond Jasper Ward
Issued June 26, 1942

| | |
|---|---|
| Tax writ (paid) | 3.00 |
| Shff. King | --- |
| Dickson Andrews, Master | 25.00 |
| Pro for Co. 11-12-43 Pd. | 8.60 |
| Atty. | 3.00 |
| | 49.60 |

Subpoena in Divorce and for libellant to resume her maiden name of Ruth Mabel Colton.
And now, June 26, 1942, Subpoena awarded, Returnable to the first Monday of August, 1942
Per Curiam
Subpoena O. Clare Kent, P.J.
Subpoena returned: William G. Smith makes affidavit: That he served a true and correct copy this Subpoena in Divorce on Raymond Jasper Ward the respondent therein, by handing him a true and correct copy of the within Subpoena and making the contents known to him, at 5:45 P.M. E.W.T. July 1, 1942, at his residence on the East Side of Conneaut Lake, in Sadsbury Township, Crawford County Pa., (See affidavit on Subpoena.)
And now, November 12, 1943, Dickson Andrews, Esq., is appointed Master in Divorce to take testimony in the above matter and make report thereon to the Court.
Per Curiam
Nov. 13, 1943 Frank D. Prather, Esq., appears for respondent. (See paper filed.)
Nov. 17, 1943, Testimony and Report of Master filed
On Argt. List for Nov Term, 1943. No.
Now Nov. 24, 1943, After due consideration a divorce is decreed as prayed for and the respondent, Raymond Jasper Ward, is ordered to pay the cost of this proceeding.
Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: November 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 Ruth Mabel Ward, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Ruth Mabel Ward the libellant, and the said Raymond Jasper Ward, 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.

# SEPTEMBER TERM, 1942

Herbert A. Mook
61

Agatha May Drake
vs
Walter Donald Drake
Issued June 26, 1942

Subpoena in Divorce and for the custody of Shirley May Drake, minor daughter of the Libellant and respondent.

And now, June 26, 1942 the within petition presented and Subpoena awarded, returnable to the first Monday of August, 1942.

Per Curiam
O. Clare Kent P.J.

| | |
|---|---|
| Tax & writ (paid) | $3.00 |
| Sheff. King (paid) | 3.40 |
| Sheff. Erie Co. (paid) | 3.00 |
| Geo. C. Magee, Jr. Master | 25.00 |
| Pro. for Co. 8-25-42 Pd. | 8.60 |
| Atty. | 3.00 |

Aug. 24, 1942, Recd. $35.00 costs
P. D. S.

Now, Sept 4-1942 - Paid $25.00 Master's fee.
Geo. C. Magee Jr.

Oct 26, 1942 - Recd of Paul S. Clayton $1.40 refund.
Herbert A. Mook

August 14, 1942, Subpoena returned: Neil V. Robbins, Deputy Sheriff of Erie County on his oath states that on the 6th. day of July, 1942, at 1 P.M., Eastern War Time, he served the within named Respondent Walter Donald Drake by handing to him personally at 2815 Wayne Street, Erie, Pennsylvania, 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. So answers, Neil V. Robbins, Deputy Sheriff. Fred W. Lamberton, Sheriff. Served the within Subpoena in Divorce, upon Walter Donald Drake, Respondent, by deputizing the Sheriff of Erie County, Pa., as per his return hereto attached.

So answers, Bert A. King, Sheriff.

And now, Aug. 24, 1942, George C. Magee, Jr., Esquire, is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court.

Per Curiam.

Sept. 4, 1942, Testimony and Report of Master filed.
In Arg. List for Sept. Term, 1942; No. 40.
Sept. 28, 1942, Affidavit of non-military service of respondent filed.

Now October 2, 1942, After due consideration a divorce is decreed as prayed for, the respondent, Walter Donald Drake, is ordered to pay the cost of this proceeding and the custody of minor child, Shirley May Drake, is awarded to libellant, Agatha May Drake.

Per Curiam O. Clare Kent P.J.

Decree: And now, to-wit: October 2, 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 Agatha May Drake, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Agatha May Drake, the libellant, and the said Walter Donald Drake, 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, Shirley May Drake, is awarded to libellant, Agatha May Drake.

Per Curiam.

McDonald & Kraffert
62

Ann R. Murphy
vs
James D. Murphy
Issued June 27, 1942

| | | |
|---|---|---|
| Tax & writ 8/25/42 paid | 3.00 | ✓ |
| Staff. King | --- | |
| W. C. McCutcheon, sub. | .70 | |
| R. B. Mahany, Master | 25.00 | |
| Pro. for Co. 10-22-42, Bd. | 8.60 | |
| Atty. | 3.00 | |

Oct. 22, 1942, Recd. $33.60 costs.
P. O. S.

Recd $25.00 Master fee
Oct 1, 1943
R. B. Mahany

Subpoena in Divorce

And now, June 27, 1942 upon presentation of the within libel a Subpoena in Divorce is ordered to be issued, returnable to first Monday of August, 1942.

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

Subpoena returned: W. C. McCutcheon Constable, makes affidavit: "that I did serve the within Subpoena on the within named Respondent, James D. Murphy, on Wednesday July 8, 1942, at 11:45 o'clock A.M., on the corner of Central Avenue and Washington Street, in the City of Titusville, Pa., by reading the same to him, and handing him a true and attested copy of the same. (See affidavit on Subpoena in Divorce)

And now, October 22, 1942, R. B. Mahany, Esq., is appointed Master in the above entitled case.

Per Curiam,

Oct. 1, 1943, Master's Report filed.

Oct. 1, 1943, Praecipe to place this case on the Argument List filed. On Arg. List for Nov. Term, 1943, No. 17.

Now, November 24, 1943, after due consideration the libel filed in this case is dismissed at cost of libellant.

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

Now November 24, 1943, after due consideration the libel filed in this case is dismissed at cost of libellant.

Per Curiam
O. Clare Kent P. J.

63

Gravel Run Cemetery Association
vs.
Meadville Gospel Center, Inc. and A. O. Riemann, surety
Entered June 27, 1942
Pro. Slayton 7-1-42 ✓ Fd. 2.25

Of No. 279 May Term, 1937 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 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 Dollars, being the amount of debt, interest to June 17, 1942 and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $500.00
Interest from June 17, 1942

Corp. page 117, R. p. 148. Judgment
Paul D. Slayton, Pro.

July 17, 1947, This judgment satisfied. (See paper filed.)

# SEPTEMBER TERM, 1942

J. Perry Eckels

64

The National Cash Register Company
vs.
Kathryn Cook and Laverne Wallace
Issued June 27, 1942

| | |
|---|---|
| Tax & writ (paid) | 3.00 |
| Stff King (Paid) | 8.70 |
| Pro. for Co. 8-4-42. Pd. | 2.50 |
| Atty. | 3.00 |

Replevin for one National Cash Register, Style No. 7256, Serial No. S-591810GG, of the value of $216.00
Returnable to the first Monday of August, 1942.
June 27, 1942, Plaintiffs Statement and affidavit of Value filed.
June 27, 1942, Bond of plaintiff with U.S. Fidelity and Guaranty Company as surety, in the Sum of $432.00, Approved and filed.
Writ retd: Replevied as within commanded June 30, 1942, at 11:55 o'clock A. M, all of the within described goods and chattels and summoned Laverne Wallace, the within named defendant by handing to him personally at his place of business in the Borough of Linesville, State of Pennsylvania, County of Crawford, June 30, 1942, at 11:55 o'clock A. M, a true and attested copy of the within writ together with Copy of Praecipe, Statement & Affidavit for Replevin, and making contents of same known to him.
Nihil Habet as to Kathryn Cook, one of the within named defendants.
And on July 16, 1942, goods and chattels so replevied were delivered to the plaintiff. So answers,
Bert A. King, Sheriff.
And now Aug. 4, 1942 upon praecipe of plaintiffs attorney judgment is hereby entered in favor of plaintiff and against the defendants for want of an affidavit of defense, for the chattel mentioned in the writ.
Judgment
Paul D. Slayton, Prothy.

Co. page 109; Ira - pg 166.

Kenneth W. Rice
65

Douglas F. Gawne
vs
State Mercantile Mutual Fire Insurance Company of Huntingdon, Pennsylvania
Issued June 27, 1942

Tax & writ (paid) 2.00
Shff. King (paid) 3.60
Shff Northampton Co. (paid) 5.65

Summons in Assumpsit. Returnable to first Monday of August next.

August 13, 1942, Summons returned: John O'Hearn, Deputy Sheriff of Northampton County on oath states that he served State Mercantile Mutual Fire Insurance Company, of Huntingdon, Pennsylvania, the within named defendant, by handing Thursday the 9th. day of July, 1942, 9:45 A.M., a true and attested copy of the within Summons In Assumpsit at Broad & Main Streets, within the City of Bethlehem, County of Northampton, State of Pennsylvania, the place of business of said defendant, to R. R. Rabe, Book-Keeper, the person for the time being in charge there of, being unable to ascertain the residence of said defendant, within the County, upon inquiry at said place of business. So answers, John O'Hearn, Deputy Sheriff. W. Calvin Nickel, Sheriff.

Served July 2, 1942, the within named defendant State Mercantile Mutual Fire Insurance Company, of Huntingdon, Pennsylvania, a Pennsylvania Corporation, doing business in the County of Crawford, but not resident therein, by handing a true and attested copy of the within writ July 2, 1942, at 9:40 o'clock A. M., to D. A. Rickenbrode, the agent of said defendant, at the usual place of business of said agent, No. 304 North Street, in the City of Meadville, County of Crawford and State of Pennsylvania.

Also served the State Mercantile Mutual Fire Insurance Company, of Huntingdon, Pennsylvania, by deputizing the Sheriff of Northampton County, Pa., as per his return hereto attached. So answers, Bert A. King, Sheriff.

Dec 28, 1942

This case having been settled the Prothonotary is hereby directed to make the same settled & discontinue the case of record.

Kenneth W. Rice
Attorney for Plaintiff.

Attest: Paul D. Slayton, Pro.

George J Barco
66

Florence Virginia Musica
vs.
Louis Musica
Issued June 29, 1942

Tax & writ (paid) $ 3.00
Staff King (paid) 5.30
John C. Spencer, Master 25.00
Bro. for Co. 9-9-42, Pd. 8.60
Atty. 3.00

Subpoena in Divorce and for custody of minor child David Musika, born June 26, 1938.
And now, June 26, 1942, Subpoena awarded, returnable to the first Monday of August, 1942
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 14th day of July, 1942, 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 Bert A. King, Sheriff

And now, September 8th 1942, John C. Spencer, Esq., is hereby appointed Master to take testimony in the above entitled divorce case and to make report thereof to the Court.
Per Curiam.

Sept. 22, 1942 Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942; No. 47.

Now October 2, 1942, After due consideration a divorce is decreed as prayed for, the respondent, Louis Musica, is ordered to pay the cost of this proceeding and the custody of minor child, David Musica, is awarded to libellant, Florence Virginia Musica.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 2, 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 Florence Virginia Musica, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Florence Virginia Musica, the libellant, and the said Louis Musica, 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, David Musica, is awarded to libellant, Florence Virginia Musica.

Per Curiam.

Sept. 8, 1942, Recd. $35.00 costs.
P. D. S.

Sept 22, 1942
Received Master's Fee of $25.00 in above entitled case John C. Spencer

Oct. 29, 1942 I hereby acknowledge receipt of $1.40 Refund
G J Barco

| | | |
|---|---|---|
| Herbert A. Mook<br>Henry D. Onofrio<br>67 | W. H. Roeder and J. A. Roeder, Co-partners<br>vs.<br>Merlin Coleman<br>Issued, June 29, 1942<br>#<br>Tax & writ (paid) 2.00<br>Shff. King (paid) 7.70<br>Pro. for Co. 12/29/43, Pd. 3.00<br>Atty. 3.00 | Summons in Assumpsit, Returnable to first Monday of August, 1942<br>June 29, 1942, Statement of claim filed.<br>August 14, 1942 Summons returned:<br>Served the within Summons, together with Copy of Statement of Claim, personally, upon Merlin Coleman, on July 14, 1942, at 3:05 o'clock P. M., at the Keystone Ordnance Plant, in the Township of Greenwood, 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.<br>So answers, Bert A. King, Sheriff.<br>And now, Jany. 4, 1943, on praecipe of plaintiffs attorney, judgment is hereby entered in favor of the plaintiffs and against the defendant, for want of an appearance and affidavit of defense and liquidated at the sum of seven hundred twenty-seven & 06/100 Dollars, with costs of suit.<br>Debt $727.06<br>Interest from Jan. 1, 1940.<br>Judgment<br>Paul D. Slayton, Prothy.<br>Co. page 111. |

# SEPTEMBER TERM, 1942

Roland B. Mahaney
68

Aug. 7, 1942, Recd $35.50 costs. P.D.S.

Sept. 11, 1942 Recd 25.00 Master fee J.E. Jack, Master

Nov. 14, 1942 Recd $1.90 Refund.

Aliene M. Root
vs
Frank A. Root
Issued June 30, 1942

Tax & writ (paid) 3.00
Stff. King ---
James E. Jack, Master 25.00
Pro. for D. 8-7-42. Pd. 8.60
Atty. 3.00

Subpoena in Divorce.

And now, June 30, 1942 Subpoena awarded, Returnable to first Monday of August, 1942.

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

Subpoena returned: Andy F. Waid (a police officer of the City of Titusville) makes affidavit: "that on July 2, 1942, at 6:00 P.M. he personally served the within Subpoena on the respondent, Frank A. Root, on South Franklin Street, Titusville, Crawford County, Penna, by handing to him a true and correct copy thereof, and by making known to him, the said respondent, Frank A. Root, the contents thereof. See affidavit on Subpoena.

And now, August 7th, 1942 James E. Jack, Esq., is appointed Master in Divorce as prayed for.

Per Curiam,

Sept. 11, 1942, Testimony and Report of Master filed.

On Argt. List for Sept. Term, 1942, No. 42.

Sept. 26, 1942, Affidavit as to non-military service of resp. filed

Now October 2, 1942, After due consideration a divorce is decreed as prayed for and the respondent is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 2, 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 Aliene M. Root, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Aliene M. Root, the libellant, and the said Frank A. Root, 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.

69

Plummer Snyder
vs
Jessie Story
Entered July 9, 1942

Pro. Blayton (Plff. pd) $2.25
Plff. on original 1.75

Of No. 311 May Term, 1937, 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 Seventy-five and no/100 Dollars, being the amount of debt and interest to June 29, 1937 - original costs, $1.75, to be carried forward. With all the waivers and conditions contained in the original judgment note.

Debt $75.00
Interest from June 29, 1937

St. page 137. Judgment
Paul D. Blayton, Pro.

70

Barton H. McEntire
now use of Elsie D.
McEntire
vs
Frame Shontz,
Perry J. Shontz and
Margaret Shontz
Entered July 2, 1942
Pro Slayton (paid) $ 2.25

Of No. 212 May Term, 1937, 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 judg-
ment, 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 thirty-three and 50/100 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 not

Debt $1433.50
Interest from July 1, 1942.

Sh. pages 118, 33 & 155. Judgment
Paul D. Slayton, Prothy

November 26, 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 Sadsbury Township, Crawford County, Pennsylvania, bounded and described as follows: Beginning at a point on the southeasterly line of a public road or highway known as State Highway Route No. 322, which point is marked by an iron pipe which is four hundred sixty-two and one-half (462½) feet westerly from the place where the said easterly line of the aforesaid road intersects the dividing line between the land of Vinnie M. George and land of R. B. Birch, said dividing line being the east line of a twelve and one-half (12½) foot strip of land conveyed by R. B. Birch to the said Vinnie M. George by deed dated April —, 1934, and said iron pipe marking the northwesterly corner of the land of Vinnie M. George as agreed upon by and between her and Frame Shontz at the time he, the said Frame Shontz, made the conveyance appearing of record in Deed Book No. 279, at Page 82 unto the said Vinnie M. George, thence in a southeasterly direction along the land of Vinnie M. George four hundred twelve (412) feet to a point, thence in a northwesterly direction along other land of Frame Shontz a distance of three hundred ninety-six (396) feet more or less to a point on the aforesaid road, which point is one hundred (100) feet southwesterly from the point or place of beginning of the description of the land hereby released, thence northeasterly along said road to the place of beginning, being a triangular piece of land fronting one hundred (100) feet on the aforesaid public road, State Highway Route No. 322, and having erected thereon a frame dwelling and a garage.

Feby. 19, 1945, This judgment satisfied. (See paper) filed.

| | | |
|---|---|---|
| J. A. Bolard<br><br>71 | Springs-First National Bank of Cambridge Springs, Pa.<br>vs.<br>D. D. Wheelock<br>Issued July 3, 1942<br>Pro. Clayton (paid) 2.25<br>Shff. King (paid) 5.90<br>Pro. D., assignment Sat 1.25 | Of No 28 February Term, 1937<br>Scire Facias to revive and continue the lien of the above judgment, Returnable to next Term. "Wh" page 88.<br>Writ ret'd: Served the within Sci. Fa. to revive judgment personally upon D. D. Wheelock on July 7, 1942, at 3:30 o'clock P. M., at the Dunlop Garage, in the Borough of Cambridge Springs, Crawford County, Pa., by handing to him a true and attested copy thereof, and making contents of same known to him. So answered Bert A. King Shff.<br>March 1, 1934 The original judgment in this case was assigned and set over unto "Trustees of Trusteed assets of The Springs-First National Bank of Cambridge, Pa." (See paper filed at No. 171 Nov. Term, 1931.)<br>July 22-1943. This judgt is now satisfied and discharged from record, see no 28 July 1937. J. A. Bolard atty for pltff. |

# SEPTEMBER TERM, 1942

F. Joseph Thomas
72

Robert A. Bartholomew
vs.
Leila B. Bartholomew
Issued July 3, 1942

Tax & writ (paid) # 3.00
Shff. King 1.60
Shff. King, alias (pd) 1.60
Shff. King, proc. 11.15
Donald C. Thompson, Master 25.00
Pro. for Co. 11-14-42. Pd. 10.00
Pro. addl. 12/29/42 Pd. .50
Atty. 3.10

Nov. 12, 1942, Rec'd # 35.00 costs. C. D. & L.

11-18-1942 - Rec'd $25.00 Master's fee. Donald C. Thompson, Atty.

Subpoena in Divorce
And now, July 3, 1942, Subpoena awarded, Returnable to the first Monday of August next.
Per Curiam,
O. Clare Kent,
President Judge.

Subpoena returned: Aug. 3, 1942, Non est inventus as to the within named respondent. So answers Bert A. King, Shff.

Aug. 5, 1942 Alias Subpoena in Divorce issued, returnable to first Monday of Sept. next.

Alias Subpoena rec'd Sept. 7, 1942: Non est inventus as to the within named respondent. So answers Bert A. King, Sheriff.

Sept. 14, 1942 Order issued for publication of proclamation in Divorce, returnable to first Monday of Nov. next.

And now, Nov. 2, 1942, --- I have made proclamation in the above entitled case according to law, and caused the same to be published in the Linesville Herald, 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, November 12, 1942, 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.

Nov. 18, 1942, Testimony and Report of Master filed.

On Arg. List for Nov. Term, 1942, No. 17.

Nov. 21, 1942 Affidavit of non-military service filed.

Now December 1, 1942, after due consideration a divorce is decreed as prayed for.

Per Curiam, O. Clare Kent P. J.

Decree

And now, to-wit: December 1, 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 A. Bartholomew, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Robert A. Bartholomew, the libellant, and the said Leila B. Bartholomew, 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.

# SEPTEMBER TERM, 1942

J. Joseph Thomas
7a

Carolyn M. Greaves
vs.
Paul C. Greaves
Issued July 3, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Sheriff King (paid) | 3.40 |
| Shff. Butler Co (paid) | 6.50 |
| John H. Bozic, Master | 25.00 |
| Pro. for Co. 9-18-42 Pd. | 8.60 |
| Atty. | 3.10 |

Sept. 18, 1942, Recd $33.60 costs P.D.S.
9/25/42 Received $25.00 Master's Fee John H. Bozic

Subpoena in Divorce and for the custody of Virginia Ruth Greaves, born April 3, 1935, and Carolyn Elizabeth Greaves born May 10, 1938, children of the parties. And now, July 3, 1942, Subpoena awarded, Returnable to the first Monday of August, 1942.

Per Curiam,
O. Clare Kent
President Judge

Subpoena returned: (a) July 29, 1942 at 7:00 P.M., personally served the within Subpoena in Divorce on Paul C. Greaves at 326 Elm Street, Slippery Rock, Butler County, Pa., by handing him a true and attested copy of the within writ and making known to him the contentents thereof, and affiant further says that the person so served is the respondent named in the writ, deriving his information from the respondent and others. So answers,

Troy C. Burns, Sheriff of Butler Co.,
per Gus E. Kelly, Deputy.

(b) Served the within Subpoena in Divorce upon Paul C. Greaves, respondent, by deputizing the Sheriff of Butler County, Pa., as per his return hereto attached.

So answers Bert A. King, Sheriff.

And now, September 17, 1942, John H. Bozic, Esq., is appointed Master to take testimony in the above entitled case and to make a report thereon to the Court.

Per Curiam.

Sept. 25, 1942, Testimony and Report of Master filed.

On Argt. List for Sept. Term, 1942; No. 57.

Sept. 26, 1942, Affidavit of non-military service of respondent filed.

Now October 6, 1942, 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 children, Virginia Ruth and Carolyn Elizabeth Greaves, is awarded to libellant, Carolyn M. Greaves.

Per Curiam
O. Clare Kent P.J.

Decree: And now, to-wit: October 6, 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 Carolyn M. Greaves, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Carolyn M. Greaves, the libellant, and the said Paul C. Greaves, 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, Virginia Ruth and Carolyn Elizabeth Greaves, is awarded to libellant, Carolyn M. Greaves.

Per Curiam.

| | | |
|---|---|---|
| Walter J. McClintock<br>74 | Petition of Commissioners of Crawford County for approval of private sale to Clarence Jobe and Harry Jobe, of 100 acres in Woodcock Tp. which was assessed in name of Lucy Jobe, and sold to said Comrs at Treasurers sale for unpaid taxes in 1936<br>Entered July 6, 1942<br>#<br>Pro. Slayton Paid 12/29/42 5.00 | Now, July 6, 1942 upon presentation and consideration of the foregoing petition, the Court fixes the First Monday of Aug. 1942 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.<br>See petition filed. Per Curiam<br>August 3, 1942 Motion and Final Order filed.<br>August 3, 1942 Proof of Publication filed.<br>Order of Court Authorizing Private Sale:<br>And now, August 3, 1942, 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, Clarence Jobe and Harry Jobe of Saegertown, 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.<br>Per Curiam,<br>O. Clare Kent<br>President Judge |

# SEPTEMBER TERM, 1942

Walter J. McClintock

75

Petition of Commissioners of Crawford County
For
approval of private sale to George S. Cowles and Charles M. Cowles of 151 acres in Athens Twp., which was assessed in name of J. B. Looker and sold to said Comrs. at Treasurer's sale for unpaid taxes in 1935
Entered July 6, 1942

Pro. Slayton Paid 12/29/42 # 5.00 ✓

Now, July 6, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of August, 1942, 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.

August 3, 1942, Motion and Final Order filed.

August 3, 1942, Proof of Publication filed.

Order of Court Authorizing Private Sale:

And now, August 3, 1942, 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 S. Cowles and Charles M. Cowles of Ashville, New York 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

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| Walter J. McClintock<br><br>76 | Petition of Commissioners of Crawford County for approval of private sale to Ethel Majeroni and Edward E. Majeroni, of three lots in Cambridge Tp., which was assessed in name of W. Bogarties, and sold to said Comrs, at Treasurers sale for unpaid taxes in 1935.<br>Entered July 6, 1942<br><br>Pro Clayton Paid 12/29/42 $5.00 | Now, July 6, 1942, upon presentation and consideration of the within petition, the Court fixes the First Monday of August, 1942 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<br>August 3, 1942 Motion and Final Order filed<br>August 3, 1942 Proof of Publication filed<br>Order of Court Authorizing Private Sale:<br>And now, August 3, 1942, 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, Ethel Majeroni and Edward E. Majeroni 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.<br><br>Per Curiam,<br>O. Clare Kent<br>President Judge |

# SEPTEMBER TERM, 1942

Walter J. McClintock

77

Peters & Prather
for Objector-Exceptant,
Oliver C. Guttridge.

Petition of Commissioners of Crawford County for approval of private sale to W. E. Fielding and Eva Fielding, of three lots in Woodcock Tp. which was assessed in name of F. G. Marley and Nellie Marley, and sold to said Comrs. at Treasurers sale for unpaid taxes in 1935.
Entered July 6, 1942

Pro. Slayton Paid 12/29/42 5.00
Trib. Pub. Co., advt. 10.50

Now, July 6, 1942, upon presentation and consideration of the within petition, the Court fixes the First Monday of August, 1942 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.

Per Curiam.

(See paper filed)

July 29, 1942. Objections to sale by Oliver C. Guttridge of No. 208 Sixth Street, Braddock, Allegheny County, Penna, filed.

Service of copy accepted by attorney for petitioners.

Sept. 28, 1942. Withdral of objections filed.

Sept. 28, 1942. Proof of publication of notice filed.

And now, Sept. 28, 1942, 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, W. E. Fielding and Eva Fielding, of RD#4, Saegertown, Pa., 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.

(See paper filed)

Per Curiam

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| Walter J. McClintock<br><br>78 | Petition of Commissioners of Crawford Co for approval of private sale to Merle Edward Ewings, of a lot in Geneva Borough (now Greenwood Tp.) which was assessed in name of Mrs Charles Redenz and sold to said Comrs. at Treasurer's sale for unpaid taxes in 1935.<br>Entered July 6, 1942<br>#<br>Pro Slayton Paid 12/29/42 5.00 | Now, July 6, 1942, upon presentation and consideration of the within petition, the Court fixes the First Monday of August, 1942, 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.<br>(See paper filed) Per Curiam<br>August 3, 1942 Motion and Final Order filed.<br>August 3, 1942 Proof of Publication filed.<br>Order of Court Authorizing Private Sale:<br>And now, August 3, 1942, 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, Merle Edward Ewings of Geneva, Penna a Commissioners' deed for the proper conveyance of said land, and to collect the purchase price therefor, and to pay all costs of the proceeding from said purchase price.<br>Per Curiam,<br>O. Clare Kent<br>President Judge |

# SEPTEMBER TERM, 1942

Jefferson E. Bossard

79

Petition of David Raymond Theuret for Satisfaction of a Mortgage given by Reuben Smith to Matthew Gardner, Guardian of Emma Fix, Louise Fix, Jacob Fix, George Fix and Henry Fid, minor Children of Adam Fix, deceased, dated March 14, 1873, and recorded in Mortgage Book "P", page 622 Entered July 6, 1942

Pro. Slayton 7/6/42. $5.00
Shff. Sling paid $3.25

July 6, 1942, Petition presented in Open Court and filed.

And now, July 6, 1942, upon consideration of the foregoing petition, it is ordered, adjudged and decreed that the Sheriff of Crawford County, Pennsylvania, serve a notice stating the facts set forth in the foregoing petition on Mathew Gardner, Guardian of Emma Fix, Louise Fix, Jacob Fix, George Fix and Henry Fix, minor children of Adam Fix, deceased, if they be found in Crawford County, Pennsylvania, and in case the parties aforesaid cannot be found in the said county, then in that event, the Sheriff shall give public notice as aforesaid by publication in the Meadville Tribune Republican, a newspaper published in Meadville, Pennsylvania, once a week for four (4) weeks successively prior to the next term of Court after the the presentation of the foregoing 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 holder of the said mortgage, the said Court shall 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 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 said petition as aforesaid, the said Court, being satisfied of the truth of the said petition, are hereby authorized and required, at the same or any subsequent term of the said Court, to decree and direct that satisfaction shall be entered on the record of the said mortgage recorded in Mortgage Book "P", page 622, by the Recorder of Deeds of Crawford County, Pennsylvania, 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 holder of the said mortgage. Returnable to the second Monday of Sept. 1942, at 9:30 A.M.

(See paper filed.)

Per Curiam

Continued on page 698

# SEPTEMBER TERM, 1942

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| Stuart A Culbertson, Coleman, Harrison & Julius L Schoenberg Pittsburg, Pa. 80 | Max Hirsch vs The Blystone Corporation Issued July 6, 1942 | Summons in Assumpsit, Returnable to the first Monday of August next. |
| F. C. Kiebort, Jr. (See appt. of defense.) | Tax & writ (paid) 2.00 Shff. King (paid) 4.60 | July 6, 1942, Statement of claim filed. |
| | | Writ returned: Served The Blystone Corporation, by handing July 7, 1942 at 2 o'clock P.M., a true and attested copy of the within summons, together with copy of Statement of claim, to Jeff Long Treasurer of The Blystone Corporation; at the Allegheny College, North Main Street, City of Meadville, Pa, and making contents of same known to him. So answers, Harry B. Smith, Deputy Sh. Bert A. King, Sheriff. |
| | | October 6, 1942, Affidavit of defense in the nature of a demurrer filed. Service accepted by Plaintiff's Atty. |

| | | |
|---|---|---|
| Charles B. Stegner<br>81 | Isabelle C. Kelly<br>vs.<br>Thomas J. Kelly<br>Issued July 6, 1942<br><br>Tax + writ (paid) $3.00<br>Stff. King --- | Subpoena in Divorce from Bed and Board with alimony, with counter<br>And now, July 6, 1942 Subpoena awarded, returnable to first Monday of September next.<br>Per Curiam,<br>O. Clare Kent, P.J.<br>Subpoena returned. W.C. McCutcheon, a Constable, makes affidavit: "That he did serve the within Subpoena on the within named Respondent, Thomas J. Kelly, on Thursday, July 9, 1942, at 4:30 P.M., at No. 414 Daily Street, Titusville, Pa., by reading the same to him and handing him a true and attested copy of the same." (See affidavit on Subpoena.) |

# SEPTEMBER TERM, 1942

| | | |
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| Charles B. Steigner<br>82<br>W. J. Sirdevan | Ellen May Gariepy<br>vs<br>Merle M. Gariepy<br>Issued July 6, 1942<br>$ ✓<br>Tax writ (paid) 3.00<br>Shff King --- | Subpoena in Divorce from Bed and Board, with Alimony<br>And now, July 6, 1942, Subpoena awarded, returnable to first Monday of September, next<br>Per Curiam,<br>O. Clare Kent P.J.<br>Subpoena returned: W. G. McCutcheon, a constable, makes affidavit and return "That he served the within Subpoena on Merle M. Gariepy, at his home in Tryonville, Pa, on July 11, 1942 at 4:45 P.M. by showing to him the original Subpoena, ~~at his home in Tryonville, Pa.~~ and making known to him the contents thereof and leaving with him a true and attested copy thereof."<br>(See affidavit on Subpoena)<br>Aug. 13, 1942 W. J. Sirdevan, Esq., appears for respondent<br>(See paper filed.) |

| | | |
|---|---|---|
| Charles B. Steigner<br>83 | Gladys J. Minick<br>vs.<br>Cecil E. Minick<br>Issued July 6, 1942<br><br>Tax on writ (Paid) $ 3.00<br>Shff. King ---<br>W. C. McCutchen on Sub. | Subpoena in Divorce from Bed and Board with Alimony.<br>And now, July 6, 1942, Subpoena awarded, returnable to first Monday of September next.<br>Per Curiam<br>O. Clare Kent, P. J.<br>Subpoena returned: W. C. McCutchen, Constable for First Ward, Titusville, makes affidavit and return: That he served the within Subpoena on Cecil E. Minick at the home of his father in Hydetown, Crawford County, Pa., at 6:30 P. M., July 20, 1942, by showing him the original Subpoena, and making the contents thereof known to him and by leaving with him a true and attested copy thereof. (See affi. on Subpoena). |

# SEPTEMBER TERM, 1942

Charles B Stegner
84

Everett William Johnson
vs.
Larue H Johnson
Issued July 6, 1942

Tax & writ (paid) 3.00
Shff. King --
James E. Jack, Master 25.00
Pro. for Co. 9-15-42. Pd. 8.60
Atty. 3.00

Sept. 14, 1942, Recd. $35.00 costs.
P.D.S.

Sept. 25, 1942 - Recd. $25.00
Master fee. J.E. Jack

Oct. 29. 1942. Recd. 1.40 cts
of rent.
Chas. B. Stegner atty.

Subpoena in Divorce.

And now, July 6, 1942, Subpoena awarded, returnable to the first Monday of September next.

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

Subpoena retd: Charles W. Slater, Constable for Sheffield Tp., Warren County Pa, makes affidavit and return: "That he served the within subpoe, on Larue H. Johnson, at her home on Mill Road, Sheffield, Pa., on Aug. 8 1942 at 6:30 P.M., by showing to her the original subpoena, and making the contents thereof known to her, and by leaving with her a tru and attested copy thereof." (See affidavit on Subpoena.

And now, September 14, 1942, James E. Jack, Esq., is appointed to take testimony in the above named cause as within moved.

Per Curiam

Sept. 25, 1942, Testimony and Report of Master filed.

On Argt. List for Sept. Term, 1942; No. 61.

October 14, 1942 After due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 14, A.D. 1942, this cause came on to be hear on libel, subpoena, subsequent proceedings, and evidence therein, duly taken and filed of record, and it appearing to the Court tha the causes set forth in said libel are true, it is by the Court ordere adjudged and decreed, That the said Everett William Johnson, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Everet William Johnson, the libellant, and the said Larue H. Johnson, 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 marriag 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.

# SEPTEMBER TERM, 1942

Herbert A. Mook

85

Sept. 14, 1942, Rec'd $35.00 costs. P.D.S.

Feb. 20-1943. Received from Paul M. Slayton, Pro. - $25.00 being my masters fee in the within case.
Jeff. E. Bossard

Mar 12, 1943, Rec'd $40 refund from P.D.S. Pro. H.A. Mook atty

Marguerite Householder Sutton
vs.
Hugh Albert Sutton
Issued July 6, 1942

| | | |
|---|---|---|
| Tax & writ | 9/23/42 paid | 3.00 |
| Shff. King | (paid) | 8.30 |
| Jeff C. Bossard, Master | | 25.00 |
| Pro. for Co. 9-15-42, Pd. | | 8.60 |
| Atty. | | 3.00 |

Subpoena in Divorce, and for custody of William Sutton aged 8 years, and Leon Sutton aged 7 years, the two minor children of the marriage.

And now, July 6, 1942 the within petition presented in open Court and Subpoena awarded, returnable to the first Monday of September next

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

August 17, 1942, Subpoena returned: Served the within Subpoena in Divorce on the Respondent, personally, on the 7th. day of July, 1942, 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, Bert A. King, Sheriff of Crawford County, Pennsylvania.

And now, September 14, 1942, Jeff E. Bossard, Esquire, is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court.

Per Curiam,

Feby. 20, 1943, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1943, No. 57.
Feby. 23, 1943, Affidavit of non-military service of respondent filed.

Now Feby. 26, 1943, After due consideration a divorce is decreed as prayed for, the respondent, Hugh Albert Sutton, is ordered to pay the cost of this proceeding and the custody of minor children, William and Leon Sutton, is awarded to libellant, Marguerite Householder Sutton. This decree to contain the statutory prohibition relative to respondent, Hugh Albert Sutton, marrying the paramour Mrs. Mattie Morrison, during the lifetime of libellant, Marguerite Householder Sutton, the injured spouse. Per Curiam O. Clare Kent P.J.

Decree:-And now, to-wit: February 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 Marguerite Householder Sutton, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Marguerite Householder Sutton, the libellant, and the said Hugh Albert Sutton, 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 and Leon Sutton, is awarded to libellant, Marguerite

Continued on margin

Householder Sutton. It is further ordered and decreed that the respondent, Hugh Albert Sutton, is prohibited from marriage with the paramour in this case, Mrs. Mattie Morrison, during the lifetime of libellant, Marguerite Householder Sutton, the injured spouse.

Per Curiam.

# SEPTEMBER TERM, 1942

Kenneth W. Rice
86

Aug. 3, 1942, Recd. $35.00 costs.
P.D.S.

Sept 23 1942
Received $25.00
Master's fee
J. Perry Eckels

Oct 27, 1942-
Received refund
of costs - $1.00
Kenneth W Rice
Atty for Libelant

Helen Zirkle
vs.
Dowden Zirkle
Issued July 6, 1942

| | |
|---|---|
| Tax & writ (Paid) | $ 3.00 |
| Shff. King (Pd.) | 4.70 |
| J. Perry Eckels, Master | 25.00 |
| Pro. fee C.S-442. Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce and for custody of Donald Zirkle aged 7 years, and Dorothy Zirkle aged 4 years, the minor children of the parties.

And now, July 6, 1942 Subpoena awarded, returnable to the first Monday of September next

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

Subpoena retd.: Served the within Subpoena in Divorce on the Respondent, personally, on the 14th day of July, 1942, 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, August 3, 1942, J. Perry Eckels, Esq. is appointed Master in the above entitled case.

Per Curiam,

Sept. 23, 1942, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942, No. 53,

Now October 3, 1942, after due consideration a divorce is decreed as prayed for, the respondent, Dowden Zirkle, is ordered to pay the cost of this proceeding and the custody of the minor children, Donald and Dorothy Zirkle, is awarded to libellant, Helen Zirkle.

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, 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 Zirkle, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Helen Zirkle, the libellant and the said Dowden Zirkle, 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, Donald and Dorothy Zirkle, is awarded to libellant, Helen Zirkle.

Per Curiam.

Kenneth W. Rice
87

Carmella Paris
vs.
Joseph Paris
Issued July 6, 1942

Tax + writ (paid) $3.00
Shff King (paid) 4.90
A. D. Andrews, Master 25.00
Pro. for Co. 9-22-42. Pd. 8.60
Atty. 3.00

Sept. 21, 1942, Rec'd $35.00 costs

Sept. 25, 1942. Received of Prothonotary $25.00 on Master's fee
A. Dickson Andrews

Oct 27, 1942 — Received $1.40 refund of costs —
K. W. Rice
Atty's for Libellant

Subpoena in Divorce.
And now July 6, 1942, 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 23rd day of July, 1942, 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 Bert A. King, Sheriff.

And now, September 21, 1942, A. D. Andrews, Esq., is appointed Master in the above entitled case.
Per Curiam

Sept. 25, 1942, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942; No. 62,

October 14, 1942, After due consideration a divorce is decreed as prayed for and the respondent, Joseph Paris, is ordered to pay the cost of this proceeding.
Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 14, 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 Carmella Paris, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Carmella Paris, the libellant, and the said Joseph Paris, 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.

J. Perry Eckels
88

In re Incorporation
of
Conneautville Gospel
Center of Conneaut-
ville, Pennsylvania
Entered July 7, 1942

Pro. Slayton 9/8/42 Paid $4.00
Pro. for Co. 3/29/55 Paid 8.50

July 7, 1942 Certificate for Incorporation filed.
Sept. 8, 1942 Proofs of publication of notice, and Certificate of Secy of the Commonwealth of the availabity of corporate name and registration of same, filed

Decree of Incorporation

And now, this 8th day of September, 1942, an application for a Charter and the Articles of Incorporation of the Conneautville Gospel Center of Conneautville, Pennsylvania 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, Pennsylvania, accompanied by proof of publication of the notice of such application and certificate from the Department of State showing registration of the name as required by law, I do hereby certify that I have perused and examined the said instrument 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 Conneautville Gospel Center of Conneautville, Pennsylvania, be and the same are hereby approved, and that upon 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 Conneautville Gospel Center of Conneautville, Pennsylvania, 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 this Commonwealth.

Witness my hand and the seal of the said Court.

Per Curiam,
O. Clare Kent,
President Judge

Conneautville Gospel Center under the "Nonprofit Corporation Law" approved May 5, 1933 as amended having been presented for approval to me, a law judge of the said County, accompanied by proof of the publication of notice of said application and a certified copy of the resolution authorizing the proposed amendments. I do hereby certify that I have perused and examined the said instruments, and that I find them to be in the proper form within the provisions and requirements of the Act of the General Assembly of the Commonwealth of Pennsylvania known as the "Nonprofit Corporation Law" approved May 5, 1933 as amended, and that the proposed amendments appear to be lawful and that they will be beneficial and not injurious to the community. It is therefore ordered and decreed that the Articles of Amendment of the Conneautville Gospel Center be and the same are hereby approved and upon the recording of the said articles of Amendment and this decree, the amendments specified in the articles of Amendment shall become part of the original Articles of Incorporation and of the original charter, and that hereafter the Corporation be known as Conneautville Baptist Church. Witness My Hand, and Seal of said Court.

Herbert A. Moak
President Judge

(See paper filed)

March 4, 1955 Articles of Amendment filed.
March 4, 1955 Availability of Corporate Name of Conneautville Baptist Church filed.
March 21, 1955 Proof of Publication, Resolution and Decree filed.

And Now, this 21st day of March, A.D. 1955 on application for the amendment and its charter and the Articles of Amendment of the

Continued in Margin

# SEPTEMBER TERM, 1942

89

Mrs Mildred Smith
vs.
Fred D. Roberts & Wife
Myrtle E. Roberts
Entered July 9, 1942
Pro. Slayton (paid) $2.25
Plff. on original 1.75

Of No. 149 November 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 defendant for the sum of Five hundred and no/100 Dollars, being the amount of debt now due on the original judgment, with interest from June 1, 1941 - original costs to be brought forward; with all the waivers and conditions contained in the original judgment note.

Debt
Interest from June 1, 1941

R. pages 117, 117 Judgment
Paul D. Slayton, Pro.

.....April..26...., 1945
Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
Mrs Mildred Smith.
.....

.....
Witness: Paul D. Slayton, Pro.

| | | |
|---|---|---|
| 90 | Mrs. Mildred B. Smith<br>vs<br>D. L. Barber and<br>Mrs. D. L. Barber<br>Entered July 9, 1942<br><br>Pro. Slayton (paid) # 2.25<br>Pff. on Origl 1.75 | Of No. 136 November Term, 1935<br>Amicable Scire Facias sur Judgment<br>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 fifty and no/100 Dollars, with interest from October 9, 1937,- original costs to be brought forward With all the waivers and conditions contained in the original judgment note.<br>Debt # 250.00<br>Interest from Oct. 9, 1937<br>Judgment<br>Paul D. Slayton, Prothy.<br>Ba. pages 113 + 51<br>Sept. 3, 1947, Ans. Sci. Fa. to No. 224 Sept. Term, 1947,<br>March 1, 1949, This Judgment is Satisfied. (See No. 224 Sept. Sc., 1947.) |

J. Perry Eckels

91

Armstrong Paint and Varnish Works
vs
C. M. Root
Issued July 10, 1942

| | |
|---|---|
| Tax writ (paid) | $ 2.00 |
| Shff. King (paid) | 7.80 |
| Pro. for Co. Paid 8/18/42 | 3.00 |
| Atty. | 3.00 |

Summons in Assumpsit
Returnable to first Monday of August next.
July 10, 1942, Statement of Claim filed. Copy certified.
Writ retd: Served the within Summons together with Copy of Statement of Claim, personally, upon C. M. Root, at his place of business No. 252 Main Street, in the Borough of Cambridge Springs, Crawford County, Pa. on July 13, 1942, at 11:15 o'clock A. M. 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, Sheriff

And now, Aug. 7, 1942, on praecipe of plaintiff's attorney judgment is hereby entered in favor of the plaintiff and against the defendant, for want of an appearance and an affidavit of defense, in the sum of Four hundred thirty two & 64/100 Dollars, with costs of suit.

Debt $ 432.64
Interest from Aug. 7, 1942.
Judgment
Paul D. Slayton, Prothy.

R. page 102.
Fi. Fa. No. 9 Feby. Term, 1943,

Aug. 12 1942 - Rec'd from Prothonotary $3.00 my docket fee.
J. Perry Eckels

May 15, 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. Perry Eckels
Attorney for Plaintiff.
Witness: Paul D. Slayton

| | | |
|---|---|---|
| Raymond L Miller<br><br>92<br><br>And now, January 12, 1944 above case discontinued<br>Raymond L Miller<br>Attorney for<br>Martin Cash | Petition of Martin Cseh<br>For<br>Change of Name to Martin Check<br>Entered July 10, 1942<br>Pro. Slayton (paid) 5.00<br>Pro. dis. 1-22-44 Pl. 1.00<br>Atty. 3.00 | July 10, 1942, Petition presented to Hon O Clare Kent, P. J. and filed.<br>And now, July 10, 1942 upon consideration of the within petition, for changing of name, it is ordered that a hearing be held on the within petition for the second Monday of September, 1942, and that notice be given of the filing of said petition and the day set for hearing thereon, by publication in two newspapers of general circulation in Crawford County, Penna, previous to the date set for said hearing.<br>(See paper filed)<br>Per Curiam<br>O Clare Kent, P. J. |

Raymond & Miller
93

Mina Austin Richards
vs.
Harold Irwin Richards
Issued July 10, 1942

Tax & writ (paid) $ 3.00
Shff King (paid) 1.60
Shff King, alias (pd) 1.60
Shff King, proc 11.15
Shff King, Pluries ---
J. E. Bossard, Master 25.00
Pro. for Co. 4/15/43 Pd. 11.40
Atty. 3.00

April 14, 1943 Recd. $36.40 costs
C. B. S.

Subpoena in Divorce.

And now, July 9, 1942 Subpoena awarded, returnable to the first Monday of September, 1942

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

Subpoena returned Sept. 7, 1942 Non est inventus as to the within named respondent So answers

Bert A. King, Sheriff.

Oct. 23, 1942 Alias Subpoena in Divorce issued, returnable to first Monday of Dec. next

Alias Subpoena returned: Dec. 7, 1942, Non est inventus as to the within named respondent. So answers Bert A. King, Sheriff.

Dec. 12, 1942 Order for Proclamation in Divorce issued, returnable to first Monday of February 1943.

Feb. 3, 1943 Pluries Subpoena in Divorce issued, returnable to first Monday of April, 1943

And now, Feb. 1, 1943 - - - 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.

Pluries Subpoena returned: William G. Smith certifies on oath: "That I served a true and copy of this Subpoena in Divorce on Harold Irwin Richards, the respondent therein, by handing him a true and correct copy of the within Subpoena and making the contents known to him, at 6:30 P. M., E. W. T., February 12, 1943 at his residence number 872, Chancery Lane, Meadville, Pa." (See Plu. Sub).

And now, April 13, 1943, Jeff E. Bossard, Esq, is appointed Master in Divorce to take testimony in the above case and make report thereon to the Court. Per Curiam. (See paper filed) Com. issued.

May 13, 1943, Testimony and Report of Master filed.

On Argt. List for May Term, 1943; No. 33.

May 22, 1943, Affidavit as to non military service of respondent filed.

Now June 3, 1943, after due consideration a divorce is decreed as prayed for and the respondent, Harold Irwin Richards, 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. 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 Mina Austin Richards, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Mina Austin Richards, the

(Continued on margin)

March 13-1943. Recd from Paul M. Slayton, Pro. #25. Cost being my Masters fee in the within case.

Jeff. E. Bossard

libellant, and the said Harold Irwin Richards, 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.

# SEPTEMBER TERM, 1942

| | | |
|---|---|---|
| F. Joseph Thomas<br>94<br>Gerald D Prather 7/30/42. | William J Sullivan<br>vs.<br>H Weiss and Morris Weiss<br>Issued July 10, 1942<br><br>Tax + writ (paid) $2.00<br>Sheriff King (paid) 5.00<br>Pro. for Co. 12/22/42. Pd. 4.10<br>Atty. 3.00 | Summons in Trespass,<br>Returnable to the first Monday of August next.<br>July 10, 1942 Statement of claim filed. 2 copies certified.<br>July 30, 1942 Gerald D. Prather, Esq. appears for Defts. (See appt. of defense)<br>July 30, 1942 Affidavit of Defense filed.<br>Writ returned: Served the within Summons, together with copy of Statement of claim personally upon H Weiss and Morris Weiss, at their place of business, No. 151 Torbett Alley, City of Meadville, Crawford County, Pa., on July 16, 1942 at 10:35 o'clock A. M, by handing to each of them a true and attested copy thereof and making known to each of them the contents of the same<br>So answers Bert A. King, Sheriff<br>On Fall Trial List, 1942, No. 44. Oct. 12, 1942. Reported as settled and ruled Per Curiam. |

And now Dec 22, 1942 this case is settled, ended and discontinued.
F. Joseph Thomas
Attorney for Plaintiff

Geo. B. Magee, Jr.
95
John C. Spencer for respondent as guardian ad litem.

Sept. 4, 1942, Recd. $25.00 Master's fee in this case.
P. D. S.

Sept. 8, 1942 Recd $10.00 on costs P. D. S.

Sept. 22, 1942 - Rec'd $25.00 Master's fee. - Donald C. Thompson, Master.

Paul A. Roberts
vs
Mary Louise Roberts
Issued July 13, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Staff King (paid) | 3.40 |
| Pro. for Co. 9-8-42. Pd. | 8.60 |
| Donald C. Thompson, Master | 25.00 |
| Atty. | 3.00 |
| Pro. for Co. 10/29/42. Pd. | 1.40 |

Subpoena in Divorce
And now, July 9, 1942 Subpoena awarded, returnable to the first Monday of September, 1942
Per Curiam,
O. Clare Kent, P.J.

Subpoena retd. Served the within Subpoena in Divorce on the Respondent, personally, on the 28th day of July, 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, Sept. 9, 1942, Donald C. Thompson, Esq., is appointed Master to take testimony and report same to the Court.
Per Curiam

And now, Sept. 17, 1942, upon hearing the within petition, John C. Spencer, Esq., is hereby appointed Guardian ad litem for Mary Louise Roberts, respondent in the above entitled case. Per Curiam. (See paper filed)

Sept. 21, 1942, Acceptance by respondent of notice by libellant of intion to have guardian ad litem appointed for respondent, unless respondent does so, - filed.

"And now, September 18, 1942, Comes John C. Spencer, Esq., Guardian ad litem for Mary Louise Roberts, and enters his general appearance for himself as such Guardian ad litem, and for Mary Louise Roberts, respondent. And he further waives the issuing of an alias Subpoena in Divorce in the above entitled case, and requests and consents that the action be proceeded with forthwith before the present Master, with the same force and effect as if an alias Subpoena in Divorce had been regularly issued more than thirty days prior hereto, and duly served upon him. (See paper filed Sept. 21, 1942)

Sept. 21, 1942 Acceptance of service by Guardian ad litem, of notice of hearing before Master, filed.

Sept. 22, 1942, Testimony and Report of Master filed.

On Argt. List for Sept. Term, 1942, No. 48.

Now October 2, 1942, After due consideration a divorce is decreed as prayed for.
Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 2, 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 Paul A. Roberts, be divorced and forever separated from the nuptial ties and bonds

Continued on page 686

# SEPTEMBER TERM, 1942

J. Berry Eckels

96
Hunter & Kistler
8/1/42 P. D. & Ro.

D. B. Dodge and C. E. Terrill, doing business as Dan's Chevrolet, and D. B. Dodge and Mildred Dodge, his wife,

vs

Merle Pierce

Issued July 13, 1942

Tax & writ (paid) $ 2.00 ✓
Shff. King (paid) 5.40
Pro. for C. 10/12/42. Pd. 3.35
Atty. 3.00

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

July 13, 1942, Statement of claim filed. Copy certified.

Writ returned: Served the within Summons together with copy of Statement of Claim, upon Merle Pierce, at Erie R.R. Yard office, Park Avenue Ext., City of Meadville, Pa, on July 17, 1942 at 3:10 o'clock P. M., by handing to him a true and attested copy thereof and making contents of same known to him.

So answers Bert A King, Shff.

On Fall Trial List, 1942 No. 24.

October 12, 1942. Reported as settled.

Per Curiam.

And, now, October 12, 1942 This case settled and discontinued of record all costs paid,

J. Berry Eckels
Attorney for Plaintiff.

| | | |
|---|---|---|
| F. Joseph Thomas 97 | Theodora Kozyra vs. John W. Burns Issued July 13, 1942 Tax + writ (paid) $3.00 Shff. King (paid) 4.20 | Foreign Attachment in Trespass Returnable to first Monday of August 1942 Bail to dissolve $600.00. To attach goods and chattels, lands and tenements, moneys, credits, legacies and interests of the defendant in the hands, possession or control of D. R. Beatty, doing business as "Beattys Garage" and of any other person or persons, and to summon them as garnishees July 13, 1942 Affidavit of cause of action filed. |

Writ returned: Attached as within commanded July 14, 1942 at 10 o'clock A. M. by going to Beattys Garage, Mead Avenue in the City of Meadville, Crawford County, Pa., and then and there in the presence of D. R. Beatty and H. B. Smith, two credible persons of the neighborhood, attaching and declaring that I attached all goods and chattels, moneys, credits, legacies, interests and lands and tenements of the within named defendant, in the hands, possession or control of D. R. Beatty, doing business as Beattys Garage, garnishee. And summoned on the same day, and at the same time, the said D. R. Beatty, doing business as Beattys Garage, 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 John W. Burns, the within named defendant. So answers Bert A. King, Sheriff.

George C. Magee, Jr.
98

Oct. 26, 1942, Recd $35.00 costs
P. D. S.

Nov. 21, 1942, Recd $25.00
Master's Fee.
F. C. Kiebort, Jr.
Master

Nov. Jan 22-1943, record $1.40 refund in the above entitled case.
Geo. C. Magee Jr.

Jane Strickland
vs.
Orrin L. Strickland
Issued July 13, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Stuff & King (paid) | 3.60 |
| Fred C. Kiebort, Jr. Master | 25.00 |
| Prof'l Co. 10-26-42, Bk. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce.
And now, July 13, 1942, the within Subpoena presented, and Subpoena awarded, returnable to the first Monday of September, 1942
Per Curiam,
O. Clare Kent, P.J.

Subpoena ret'd: Served the within Subpoena in Divorce on the respondent personally on the 15th day of July, 1942, 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 Bert A. King, Sheriff.

And now, October 26, 1942, Fred C. Kiebort, Jr., Esq., is appointed Master in the above entitled case and report thereon to the Court.

Per Curiam.

Nov. 21, 1942, Testimony and Report of Master filed.
On Arg't. List for Nov. Term, 1942; No. 30,

Now December 5th, 1942 after due consideration a divorce is decreed as prayed for and the respondent, Orrin L. Strickland is ordered to pay the cost of this proceeding.
Per Curiam, O. Clare Kent P.J.

Decree

And now, to-wit: December 5th, 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 Jane Strickland be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Jane Strickland, the libellant, and the said Orrin L. Strickland, 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,

# SEPTEMBER TERM, 1942

~~J. Joseph Thomas~~
~~Frieble & Culbertson~~
3-1-45 P.D.S.

Humes & Kistler
9/17/43 P.D.S.

Barbara Jean Echroz
vs.
Franklin Hall
Issued July 14, 1942

| | |
|---|---|
| Tax writ (paid) # | 2.00 |
| Shff. King (paid) | 4.20 |
| Costs, disc. & cert. | 4.10 |
| Atty. | 3.00 |

Summons in Trespass,
Returnable to the first Monday of
August next.

Writ returned: Served the within summons personally upon Franklin Hall, on July 23, 1942, at 10:10 o'clock A.M., at the residence of Mrs. Snedecker, in West Mead Tp, (Meadville, R.D.7) Crawford County, Pa., by handing to him a true and attested copy thereof, and making contents of same known to him.

So answers Bert A. King, Shff

July 8, 1942 Statement of claim filed.

On Fall Trial List, 1943, No. 37.

Sept. 27, 1943, it appearing that the defendant is now in the service of the U.S. Army, this case is continued during the duration of the present war and for a period of ninety days thereafter.

Per Curiam.

March 1, 1946 This case is settled and discontinued of record.

Harold R. Culbertson
Attorney for Plaintiff.

F. C. Kiebort, Jr.

100

J. Perry Eckels
3-5-46 P.D.S.

June 11, 1948 Rec'd of Pro. Slayton & 10.00 costs
F. C. Kiebort, Jr.

Now April 26, 1948 the above case is settled and discontinued of record
F. C. Kiebort, Jr.
Atty. for Plaintiffs.

Dorothy King, a minor, by Earl H. King, her guardian and Earl H. King, parent in his own right, and Debroy Grant, a minor, by Earl M. Grant, his guardian, and Earl M. Grant, parent in his own right,

vs

Youngstown Cartage Company

Issued July 14, 1942

| | |
|---|---|
| Tax & writ (paid) | $2.00 |
| Shff. King (paid) | 5.90 |
| Pro. for Co. 6/11/48 Pd. | 10.15 |
| Atty. | 3.00 |

Summons in Trespass
Returnable to the first Monday of August, 1942.
August 13, 1942, Summons returned.
Now, August 3, 1942, 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 July 15, 1942, which was duly received by him on July 16, 1942, as evidenced by the registry Return Receipt here to attached and made part of this return; also served same on the defendant, Youngstown Cartage Company, 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. 416 Covington Street, Youngstown, Ohio, his last known address, which was duly received by him on July 20, 1942, by registered mail, postage prepaid, as is evidenced by the registered Return Receipt here to 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, Bert A. King, Sheriff.

November 26, 1946, Plaintiff's Statement of Claim filed.
Service by copy accepted by J. Perry Eckels, Attorney for Defendant.
On Winter Trial List, 1947, No. 37.
Jan. 14, 1947, Continued on application of Pltff. Per Curiam.
On Spring Trial List, 1947, No. 23.
March 3, 1947, Continued by agreement of Counsel. Per Curiam.
On Winter Trial List, 1948, No. 31.
Jan. 5, 1948 Contd. on application of Pltf.
On Spring Trial List, 1948, No. 42.

Herbert A. Mook

101

F. Joseph Thomas for Frank Perry

John J. Burke and Anna Burke
vs.
Frank Perry and Harry J. Schrubb, Constable.
Issued July 15, 1942
Tax $ not (paid) $ 3.00
Sheriff King paid 5.00

Replevin for One parlor suite, radio, rugs, tables, stands, coal heater, bedroom suites, and all other personal property of plaintiff, situate at 386 and 386½ North Street, Meadville, Crawford County, Pennsylvania; of the value of Twenty-five hundred Dollars, Returnable to the first Monday of August, 1942.

July 15, 1942 Statement and affidavit of value filed.

July 15, 1942 Bond of plaintiffs, with Elizabeth G. Leadbeater as surety, in the penal sum of $500.00, approved and filed.

And now, July 18, 1942 F. Joseph Thomas, Esq. appears for Frank Perry, one of the defts. in the above case. (See paper filed)

July 18, 1942, Exceptions by Deft. Frank Perry to Plffs bond, filed. Service of copy accepted by Plffs Atty.

May 27, 1943, Petition filed.

Order: Kent P. J.

And now, to-wit, May 27, A. D. 1943, upon presentation of the foregoing petition and consideration thereof, a rule is hereby granted on the plaintiffs to show cause why the bond filed in the above entitled case should not be stricken from the record, and a new good and sufficient bond filed by them or suffer a judgment to be rendered against them. Rule returnable sec. reg. and sec. leg.

Per Curiam,
O. Clare Kent, President Judge

May 27, 1943, Service of Copy accepted by Herbert A. Mook, Attorney for Plaintiffs.

Writ Returned:- Replevied as within commanded July 15, 1942, all of the within described goods and chattels and summoned Harry J. Schrubb, Constable, one of the within named defendants, on July 15, 1942, at 11:00 o'clock A. M., at No. 360 Center Street, City of Meadville, Crawford County, Pa., and also summoned Frank Perry, one of the within named defendants, on July 15, 1942, at 11:30 o'clock A. M., at No. 363 North Street, City of Meadville, Crawford County, Pa., by handing to each of the above named defendants a true and attested copy of the within writ and making known to each of them the contents thereof. And goods and chattels so replevied were delivered to the plaintiffs.

So answers,
Harry B. Smith, Deputy Sheriff
Bert A. King, Sheriff

# SEPTEMBER TERM, 1942

George J. Barco
102
Peters & Prather 8/22/42

Dorothy Irene Hall
vs
Franklin M. Hall
Issued July 15, 1942

Tax & writ (paid) $ 3.00
Stff King (paid) 4.20
Gerald D. Prather, Master 25.00
Pro. for Co. 9-9-42, Pd. 8.85
atty. 3.00

Subpoena in Divorce

And now, July 15, 1942 Subpoena awarded, returnable to the first Monday of September, 1942

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

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 23d day of July, 1942 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, Bert A King, Sheriff.

Sept. 8, 1942, Recd. $35.00 costs.
P. D. S.

Sept 25 1942
Received from Paul Slayton, Pro. $25.00
Master's fee
Gerald D Prather

Oct. 29, 1942 received refund of $1.15 refund
G J Barco

And now, Aug. 22, 1942 Peters & Prather appear for respondent. (See paper filed)

And now, September 8, 1942, Gerald D. Prather, Esq., is hereby appointed Master to take testimony in the above entitled case and to make report thereon to the Court:

Per Curiam.

Sept. 25 1942, Testimony and Report of Master filed.
On Argt. List for Sept Term, 1942; No. 60.

Now October 13, 1942 After due consideration a divorce is decreed as prayed for and respondent, Franklin M. Hall, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 13, 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 Dorothy Irene Hall, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Dorothy Irene Hall, the libellant, and the said Franklin M. Hall, 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. 16, 1942 Notice by Libellant of her intention to retake and hereafter use her maiden name, Dorothy Irene Gment, filed.

J. A. Bolard

103

M. A. McKeone and Edward Foster, trading under the firm name as McKeone & Foster

vs.

Vincent D. Sill, trading under the firm name of Sill Construction Co.

Issued July 16, 1942

Tax & writ (paid) $ 3.00
Sheriff King (paid) 6.20
Pro. Slayton (pd 8/28/42) 1.00
Atty 3.00

Foreign Attachment in Assumpsit
Returnable to next term.
Bail required to dissolve $250.00.
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.
July 16, 1942 Affidavit of cause of action filed.
August 14, 1942, Writ returned:
Attached as within commanded July 16, 1942, at 3:05 o'clock P.M., by going to the Polish National Alliance School, in the Borough of Cambridge Springs, Crawford County, Pa., and then and there in the presence of Floyd Hall a credible person of the neighborhood, attaching and declaring that I attached all goods and chattels, moneys, credits and interests of the within named defendant in the hands, possession or control of the Polish National Alliance School Corporation, Inc., of Cambridge Springs, Pa., Garnishee, by handing personally a true and attested copy of the within writ to Chester Mikolajczyk the Business Manager of said School, Garnishee, and making known to him the contents thereof.
Nihil Habet as to Vincent D. Sill, trading under the firm name of Sill Construction Co., the within named defendant.
So answers, Harry B. Smith
Deputy Sheriff
Bert A. King
Sheriff.

And now, August 28, 1942, This case settled and discontinued
J. A. Bolard
Atty for Plff.

Attest Aug. 28, 1942
Paul D. Slayton, Prothy.

Dismissed Plaintiff
104 3-28-46, A.D.K.

Elizabeth Shiel Brunner
vs
Mrs. F. T. Boyles
otherwise Mrs. Ida
Boyles.
Entered, July 16, 1942 #
Pro Clayton (paid) 2.25
(Costs of this revival
included in debt)

Of No. 141 September Term, 1937. 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 hundred and 38/100 Dollars, being the amount of debt, interest to Aug 5, 1942, and costs now due on the original judgment [and this revival]; with all the waivers and conditions contained in the original judgment note.

Debt # 200.38
Int. from Aug 5, 1942
Judgment
Paul D. Clayton, Prothy.

Bo. page 93.

March 25, 1943
Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

Witness: Paul D. Clayton, Pro.

Humes & Kiebort

105

Petition for Dissolution of Nypano Railroad Company. Entered July 17, 1942

Pro. Slayton 8/14/42 Paid 7.50
Cert. 9-21-42. Pd. 2.00

July 17, 1942. Petition presented to the Honorable Oblare Kent, P.J. and filed,- having annexed thereto, inter alia, the certificate of the Secretary of Revenue, Auditor General and Attorney General that petioner has fully paid into the State Treasury all the taxes due from it to the Com. of Penna, up to and including Sept. 1, 1942, and the certificate of the Secretary of the Commonwealth that petitioner has made all bonus reports due said Dept., and has fully paid into the State Treasury all bonus and charges due from it to the Com. of Penna, through this Dept. to Dec 31, 1942, as required by law.

And now, to wit, the 17th day of July, 1942 the foregoing petition having been filed and presented in Open Court, upon consideration thereof and upon motion of Humes & Kiebort, Solicitors for the petitioner, it is ordered and decreed, that the said petition be heard on the 3d day of August, 1942, at 1:30 o'clock P.M., or at such later time to which hearing thereof may be continued; and that notice of the time and place of such hearing be given by one publication in two newspapers printed in this County of Crawford.

(See paper filed.)

Per Curiam,
Oblare Kent, P.J.

August 3, 1942 Proof of Publication of Notice of Hearing To Be Held August 3, 1942 filed.

Decree of Dissolution: And Now, to-wit, August 3rd. 1942: the petition in the above matter having been presented and read, and due proof having been made of the publication of notice of the filing of said petition and the time and place of presenting the same to this Court, by advertisement in two newspapers in Crawford County, that being the County in which the principal operations of the said Corporation are carried on and its principal office and place of business located, in conformity with the order of this Court entered in the above matter upon the 17th. day of July, 1942. And it further appearing that the company pursuant to the approval of the Plan of Reorganization of the Erie Railroad Company under Section 77 of the Bankruptcy Act, as amended, and pursuant to Section 5 of the Interstate Commerce Act, as amended, and pursuant to authorization and approval by the Interstate Commerce Commission and by the Directors and Stockholders of the company, sold, assigned, transferred and set over, subject to any and all liens and encumbrances, in consideration of the dssumption by the vendees of all obligation and liabilities, of the company, all of its properties, rights and franchises, except its franchise to be a Corporation,

(Continued on Page 699)

| | | |
|---|---|---|
| Charles B. Stegner<br><br>106<br>Feb 26 1945 Paid $6.00 Docket fee Chas B. Stegner Atty for Plff. | The Second National Bank of Titusville, Pa.<br>vs<br>Harold Drake<br>Entered July 18, 1942<br>Pro. Slayton (paid) $2.25<br>Atty 3.00 | Of No. 80 September Term, 1937, Aff. Debt<br>Amicable Scire Facias sur Judgment<br>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, 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 eighty Dollars ($180.00), being the amount of debt, interest to Aug 17, 1942, and costs now due on the original judgment; With all the waivers and conditions contained in the original judgment note.<br><br>Debt $180.00<br>Interest from Aug. 17, 1942<br>D. page 80. Judgment<br>Paul D. Slayton Pro.<br>Feby. 7, 1945, This judgment satisfied. (See paper filed.) |

Kent & Kent
107

Earl A. Clark
vs.
Esther Clark
Issued July 20, 1942

Tayworit (paid) $ 3.00
Sheriff King (paid) 1.60
Shff. King, alias (paid) 1.60
Shff. King, proc. (paid) 11.15
Faris J. Thomas, Master 25.00
Pro. for Co. 2/2/43, Pd. 10.00
Atty. " 3.00
Pro. addl. 2/4/43, Pd. .50

Subpoena in Divorce

And now, July 20, 1942, the within petition presented, and Subpoena awarded returnable to the first Monday of September, 1942.

Per Curiam
O. Clare Kent, P.J.

Subpoena retd. Sept. 7, 1942, Non est inventus as to within named respondent. So answers Bert A. King, Shff.

Sept. 10, 1942. Alias subpoena in divorce issued, returnable to first Monday of Nov. next.

Alias Subpoena returned:- And now, Nov. 2, 1942 Writ Returned: Non Est Inventus, As To The Within Named Respondant. So Answers, Bert A. King, Sheriff.

Nov. 17, 1942. Order issued for publication of proctamation in Divorce, returnable to first Monday of January 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,
Bert A. King, Sheriff

And now, Feb. 1, 1943 Faris J. Thomas, Esq., is appointed master to take testimony.

Per Curiam,

Feby. 1, 1943 Recd. $35.00 costs
P.D.S.

10/16/63, record of Pro. Slayton to use of $25.00 refund masters fee.
Kent & Kent
by John D. Kent

October 16, 1963 Motion for discontinuance and return of Master's fee filed.

And now, October 16, 1963 Permission is granted to discontinue this case and the Prothonotary is ordered to return to John D. Kent attorney for Plaintiff, the Master's fee deposited in this case.

Per Curiam
Hubert A. Meade
P.J.

10/16/63, this case is discontinued of record.
Kent & Kent
by John D. Kent
Attorneys for Plaintiff

J. A. Bolard

Kenneth W. Rice

108

The Springs-First National Bank of Cambridge Springs, Pa, now as Trustee of Trusteed Assetts of Springs-First National Bank of Cambridge Springs, Pa,
vs.
A. V. Whiteley, otherwise known as Aldo V. Whiteley, Defendant and Elizabeth Williams Birchard, Executrix of the last will and testament of Alonzo D Birchard deceased Garnishee

Of No 27 February Term, 1937 Att. Doc.
Attachment Execution;
Returnable to next term.
To attach all legacies or distributive shares due or belonging to the defendant in the hands or possession of Elizabeth Williams Birchard, Executrix of the last will and testament of Alonzo D Birchard, late of Cambridge Township, deceased, and summon her or them as garnishees.

Issued July 20, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 2.75 |
| Bert King, (paid) | 11.10 |
| Kenneth W. Rice, Atty. | 10.00 |
| Pro. for Co. 12-7-42. Pd. | 4.50 |
| Atty. Remitted per order | 3.00 |

Writ returned: Attached as within commanded, the goods, chattels, moneys and credits and effects of the defendant A.V. Whiteley, otherwise known as Aldo V. Whiteley, in the hands of Elizabeth Williams Birchard, Executrix of the last will and testament of Alonzo D. Birchard, deceased, garnishee, on the 27th day of July, 1942, at 11:10 o'clock 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 defendant, in the hands of the said Garnishee; and at the same time summoned the said Elizabeth Williams Birchard, Executrix of the last will and testament of Alonzo D. Birchard, deceased, as garnishee, by handing a true and attested copy of the within writ to her personally, at her residence in Cambridge Township, Crawford County, Pa.; and on July 27, 1942, at 11:00 o'clock A.M. served the within writ on the defendant, by handing a true and attested copy thereof to him at the Elizabeth Williams Birchard residence in Cambridge Township, Crawford County, Pa., and making contents of same known to each of the above named parties.

So answers Bert A. King, Sheriff

Oct. 19, 1942, Interrogatories to Garnishee filed

Same day, Rule on Garnishee to answer within 10 days after service. Service accepted by Kenneth W. Rice, Atty for Garnishee

And now, Dec. 7, 1942, on praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the Garnishee for want of an appearance and answer to interrogatories, and same is liquidated at the sum of three hundred one & 35/100 dollars, with costs of suit.

| | |
|---|---|
| Debt | $301.35 |
| Atty's. Comm. included | 14.45 |
| Interest from July 19, 1942. | |

Paul D. Slayton, Prothy.

Ba. pl 153

Mar 16th, 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. A. Bolard
Atty for Pltff

Mar 16, 1943
Received 10cc Garnishee fa.
Kenneth W. Rice
atty for Defendant
Garnishee -
Elizabeth Williams
Birchard Executrix
of the last will
etc of Alonzo D.
Birchard deceased.

John H Bozic
109

Jane E. Johnson
vs
Carl G. Johnson
Issued July 20, 1942

Tax & writ (paid) $ 3.00
Sheriff King (paid) 3.60
Raymond C. Miller, Master 25.00
Pro. for Co, 9-9-42, Pd. 8.60
Atty. 3.00

Subpoena in Divorce and for the custody of Oleta Jane Johnson, born of this marriage, on April 10, 1936

And now, July 20, 1942, Subpoena awarded. Returnable to the first Monday of September, 1942.

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

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 23d day of 1942, 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,
Bert A. King, Sheriff.

And now, September 8, 1942, Raymond C. Miller, Esq., is hereby appointed Master to take testimony in the above entitled case and make report to the Court.

Per Curiam

Sept. 26, 1942, Affidavit of non-military service of respondent filed.
Sept. 26, 1942, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942; No. 69.

Now October 15, 1942, After due consideration a divorce is decreed as prayed for, the respondent, Carl G. Johnson, is ordered to pay the cost of this proceeding and the custody of minor child, Oleta Jane Johnson, is awarded to libellant, Jane E. Johnson.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 15, 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 Jane E. Johnson, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Jane E. Johnson, the libellant, and the said Carl G. Johnson, 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, Oleta Jane Johnson, is awarded to libellant, Jane E. Johnson.

Per Curiam.

Sept. 8, 1942, Recd. $ 35.00 costs.
P. D. $.
Ind. cons Sept 26, 1942 received .25 from Pro. Slayton for Master's fee
Raymond C. Miller, Master.

1/2/8/42. Receipt $1.40 bal. due in above case
John H. Bozic
Atty

# SEPTEMBER TERM, 1942

| | | |
|---|---|---|
| Humes & Kiebort | Helen D. Miller | Subpoena in Divorce |
| 1.1.0 | vs. | And now, July 21, 1942 Subpoena awarded; Returnable to first |
| | Donald W. Miller | Monday of September, 1942 |
| | Issued July 21, 1942 | Per Curiam, |
| | Tax/writ ~~Paid 7/22/42~~ 3.00 | O Clare Kent, P.J. |
| | Sheriff King 2.50 | Subpoena ret'd Sept. 7, 1942: Non est |
| | Stff. King, alias(pd) 1.60 | inventus as to the within named |
| Naw Feb 19-1945 | Pro. for Co. 2 19-45 Pd. 1.00 | respondent. So answers |
| this action is discontinued | Atty. 3.00 | Bert A. King, Sheriff |
| Humes & Kiebort | | Oct. 3, 1942, Alias Subpoena in |
| Atty's for Libellant | | Divorce, issued, returnable to |
| | | second Monday of Nov. next. |
| | | Alias writ returned: Nov. 9, 1942, Non est inventus, as to |
| | | the within named respondent. So answers, |
| | | Bert A. King, Sheriff |

Geo. C. Magee Jr.
J.M. McGill, Atty

111

Kenneth W. Rice
8/31/42 P.D.S.

Ruby I. Westinghouse formerly doing business as Westinghouse Agency,
vs.
George Maziarz and Julia Maziarz
Issued July 23, 1942.

Pro. Slay[illegible] $2.25
Sheff. King Paid $4.80
For original costs see Alias Fi. Fa.
Pro. alias 12/5/42. Pd. 2.25

Of No. 126 May Term, 1929, D.S.B.
Scire Facias to Revive the above Judgment and continue the Lien, et quare executionem non;
Returnable to first Monday of August next. M. pages 3104169
Alias Fi. Fa. to No. 35 Sept. Term, 1942.
Writ returned: Now, Aug. 29, 1942, no service as to the within George Maziarz and Julia Maziarz, his wife, the within named defendants, So answers Bert King, Sheriff.
Aug. 29, 1942 Alias Sci. Fa. to revive judgment issued; returnable to second Monday of Sept. next.

Sat fee pd. 12-5-42

Dec 4, 19[illegible], Received satisfaction in full of the above judgment, debt, interest and costs, and hereby authorize the Prothonotary to satisfy the same of record.
Geo. C. Magee Jr.
Attorney

Writ Returned:—Served the within Alias Sci. Fa. to Revive Judgment, personally, upon George Maziarz, on August 31, 1942, at 10:00 o'clock A.M. at his residence No. 1223 Market Street, City of Meadville, Crawford County, Pa., by handing to him a true and attested copy of the within Alias Sci. Fa. to Revive Judgment and making contents of same known to him.
Also served the within Alias Sci. Fa. to Revive Judgment, personally upon Julia Maziarz, by serving George Maziarz, he being an adult member of the family, namely her husband, on August 31, 1942, at 10:00 o'clock A.M., at their residence No. 1223 Market Street, City of Meadville, Crawford County, Pa., by handing to him a true and attested copy of the within Alias Sci. Fa. to Revive Judgment and making contents of same known to him.
So answers, Harry B. Smith, Deputy Sheriff.
Bert E. King, Sheriff.

Max B Maloney
1/2

Edna Weaver Kougher
vs.
Merrill Kougher
Issued July 23, 1942

Tax & writ (paid) $3.00
Sheff. King (paid) 4.20
Fred C. Kibort, Jr. Master 25.00
Pro. for Co. 9-17-42. Pd. 8.60
Atty 3.00

Subpoena in Divorce

And now, July 23, 1942, 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 18th day of Aug. 1942, 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

Bert A King, Sheriff

Sept. 17, 1942, Recd $35.00 costs. P. B. S.

Now, Sept. 24, 1942 Recd $25.00 Master's Fee
F. C. Kibort, Jr.
Master

And now, September 17, 1942, Fred C. Kibort, Jr., Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereof to the Court.

Per Curiam

Now Oct 26, 1942 Recd $4.00 & Prothonotary return of advanced costs
Max B Maloney
atty for Libellant

Sept. 24, 1942, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942; No. 54.
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 and the respondent, Merrill Kougher, is ordered to pay the costs of this proceeding.

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, 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 Edna Weaver Kougher, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Edna Weaver Kougher, the libellant, and the said Merrill Kougher, 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.

J. Joseph Thomas

113
Herbert A. Mook, 7/29/42

Michael L. Dohanick Jr.,
vs.
Victor De Groodt

Issued July 23, 1942

| | |
|---|---|
| Tax & writ (paid) | $2.00 |
| Shff King (paid) | 8.30 |
| Pro. Slayton 11-12-43 Pd. | 10.90 |
| Jury-fee 10-26-43 Pd. | 4.00 |
| Atty | 3.00 |
| Pffs. Bill of Costs | 34.50 |

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

July 23, 1942, Statement of claim filed. Copy certified.

July 27, 1942. Herbert A. Mook Esq. appears for Deft. (See paper filed.)

Writ returned: Served the within summons, together with copy of Statement of claim upon Victor De-Groodt, on July 25, 1942, at 10:20 o'clock A.M. on Main Street, in the Borough of Conneautville, Crawford County, Pa. by handing to him a true and attested copy of the same and making contents of same known to him. So answers Bert A. King, Sheriff.

On Fall Trial List, 1942, No. 40.

October 14, 1942, Continued on application of Deft a/c sickness of Defts. atty. Per Curiam.

On Winter Trial List, 1943; No. 18.

Janry 13, 1943. Continued on agreement of counsel. Per Curiam.

On Spring Trial List 1943; No. 10.

March 5, 1943, Continued on application of defendant, and marked peranet (Sickness of Deft.) Per Curiam.

On Fall Trial List, 1943; No. 3.

And now, October 4, 1943. Jury selected and sworn as follows: 1- F. L. Mahoney, 2- Harry J. Mellon, 3- Mrs. Estella Robertson, 4- Zetta Williams, 5- Mrs. Zita Brunot, 6- Mrs. Louise Bardulla, 7- Mrs. Roy Skelton, 8- Esther Richard, 9- Mrs. Hessie Brooks, 10- Ruth B. Flock, 11- Chas. T. Reynolds, 12- Ralph W. Spence: Twelve good and lawful persons who upon their solemn oaths which they have taken, say Oct. 5, 1943, at 9:35 o'clock A.M. they find Victor De Groodt guilty of negligence in operating his car, and must pay the sum of $219.85, repair bill, to Michael L. Dohanick. D. page 150.

And now, October 26, 1943, upon payment of the jury fee judgment is hereby entered on the verdict in favor of the plaintiff and against the defendant.

Debt $219.85
Interest from Oct. 5, 1943
Judgment
Paul D. Slayton,
Prothonotary

D. page 150.

Oct. 26, 1943, Certificate of judgment mailed to Dept. of Revenue, Harrisburg, Pa.

Oct. 27, 1943, Plaintiff's bill of costs in the sum of $34.50 filed.

J E Jack

114

Western Pennsylvania Odd Fellows Relief Association

vs.

Helga C. Engstrom, Edwin H. Engstrom, Hugo A. Engstrom, Aldrich J. Engstrom, Mary C. Engstrom heirs at law of Amelia Engstrom, deceased

Issued July 23d, 1942

| | |
|---|---|
| Tax & writ (pd 7/24/42) | $ 3.50 |
| Rec. Smock | .50 |
| Sheff. King (paid) | 19.35 |
| Sheff. Erie Co. (paid) | 3.00 |
| Pro. Fon Co (paid 9/19/42) | 4.50 |
| Atty. | 3.00 |

Aug. 13, 1942, Affidavit of non-military service of defendants filed.

Lev. Fac. No. 48 Sept. Term, 1942.

Scire Facias sur Mortgage upon mortgage recorded in Mortgage Book 151 page 251, Returnable to first Monday of August next

July 23, 1942, Averment of defense filed.

July 24, 1942, Affidavit of amount due, and of real owners, and suggestion of death of mortgagor, filed

July 27, 1942, Statement of Claim filed 5 copies certified.

Writ returned: Served the within Sci. Fa. together with copy of Statement of Claim upon Helga C. Engstrom, heir at law of Amelia Engstrom, decd, on July 28, 1942, at 8:10 P.M., on E. Spring St. in Titusville, Pa., by handing her a true and attested copy thereof, and making copy of same known to her. Also, served the within Sci. Fa., together with copy of Statement of claim, upon Edwin H. Engstrom, heir at law of Amelia Engstrom, decd, by handing Lydia Engstrom, his wife - an adult member of the family at their residence No. 505 Mailler St., Titusville, Pa., on July 28, 1942, at at 11:40 A.M., a true and attested copy thereof, and making contents thereof known to her. Also, served the within Sci. Fa., together with copy of Statement of Claim, upon Hugh A. Engstrom, heir at law of Amelia Engstrom, decd, by handing to Ellen Engstrom, his wife and adult member of the family, at their residence 304 Fourth St., Titusville, Pa., on July 28, 1942, at 11:30 A.M. a true and attested copy thereof, and making content of same known to her. Also, served the within Sci. Fa. together with copy of statement of claim, upon Mary C. Engstrom, heir at law of Amelia Engstrom, decd, on July 28, 1942, at 11:20 A.M., at her residence No. 331 W. Spring Street, Titusville, Pa., by handing her a true and attested copy thereof, and making contents of same known to her. Also, served the within Sci. Fa., together with copy of statement of claim, upon Aldrich J. Engstrom, heir at law of Amelia Engstrom, decd, by deputizing the Sheriff of Erie County, Penna, as per his return hereto attached

So answers Harry B. Smith, Deputy Sheriff
Bert A. King, Sheriff.

And now, Aug. 13, 1942, 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 affidavits of defense and liquidated at the sum of Seven hundred sixty four & 40/100 Dollars, with costs of suit.

Debt $764.40

Int. from July 23, 1942.

Judgment

Paul D. Slayton, Prothy.

E. pages 1, 34, 47, 60 & 62.

Dickson Andrews

115

Mill Run Lumber Company, now use of Paul A. Richard and Mabel Richard

vs

George W. Bradway

Entered July 24, 1942

Pro. Slayton (paid) $ 2.25

Atty 3.00

Of No. 37 February Term, 1937 A.D.

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 plaintiffs and against the defendant for the sum of Five Hundred Four and 25/100 Dollars, being the amount of debt, interest to May 1, 1942 and costs now due on the original judgment.

With all the waivers and conditions contained in the original judgment note.

Debt $504.25

Int. from May 1, 1942

Judgment

Br. page 53.

Paul D. Slayton, P.to

Fi. Fa. to No. 36 Sept. Term, 1942.

July 29, 1942 Affidavit of Non-Military Service filed.

August 5, 1942, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to enter the same of record.

Dickson Andrews

Attorney for Use Plaintiff

| | | |
|---|---|---|
| Kenneth W Rice<br>116 | John Beuchat<br>vs.<br>P A Schweitzer, Deft<br>and Merchants<br>National Bank and<br>Trust Company of<br>Meadville, Pa.,<br>Garnishee<br>Issued July 24, 1942<br>Tax & writ &c (paid) 3.00<br>Sheff King (paid) 4.80<br>Pro. for Co. 11-30-42 Pd. 1.00<br>Atty. 3.00 | Of No 275 May Term 1942<br>Attachment Execution<br>Returnable to next Term<br>July 24, 1942 Affidavit that neither the deft nor garnish are in the military service of the U.S., filed.<br>Writ returned: Attached as within commanded, the goods, chattels, moneys and credits and effects of the defendant in the hands of the Merchants National Bank and Trust Company, garnishee, on the 28th day of July, 1942 at 12:50 o'clock P.M, and declared in the presence of credible witnesses of the neighborhood that the said goods, moneys & 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 Merchants National Bank and Trust Company as garnishee, by handing a true and attested copy of the within writ to John W. Tracy assistant cashier and controller of the Merchants National Bank and Trust Co, at their place of business, Chestnut and Water Streets, City of Meadville, Crawford County, Pa, and making contents of same known to him. No service as to P A Schweitzer, defendant.<br>So answers,<br>Bert A. King, Sheriff. |

Nov. 30, 1942 The judgment at 275 May Term 1942 having been paid, this case is hereby discontinued.

Kenneth W Rice
Atty. for Plaintiff

# SEPTEMBER TERM, 1942

Skilly & Mogilowitz
McDonald & Kraffert
Herbert A. Varnum

117

The Ellis Hall Sons Company
vs.
G. R. McCray, alias
G. Ralph McCray, alias
George R. McCray.
Issued July 27, 1942.

Tax writ (paid) $ 2.00
Shff. King (paid) 9.90
Pro. for Co. 12/9/42. Pd. 3.25
Atty. 3.00
Exmp. 12/9/42. Pd. 4.50

Summons in Assumpsit. Returnable to first Monday of September next.

July 27, 1942, Statement of claim filed. Copy certified.

August 13, 1942, Summons returned. Served the within Summons, together with Copy of Statement of Claim, personally, upon G. R. McCray, alias G. Ralph McCray, alias George R. McCray, at his residence 230 E. Walnut Street, in the City of Titusville, Crawford County, Pa., on July 28, 1942, at 7:40 o'clock P. M., 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, Sheriff.

And now, Nov. 4, 1942, on praecipe of plaintiffs' attorneys judgment is hereby entered in favor of the plaintiff and against the defendant, for want of an affidavit of defense, and same is liquidated at the sum of five hundred ninety five & 64/100 dollars, with costs of suit.

Debt $595.64
Interest from Nov. 4, 1942,
Judgment
Paul P. Slayton, Pro.

Mc. page 54.

Fred C Kiebort

118

F. C. Kiebort, Jr. 7/27/42

Now Aug. 24-1942 this case settled and discontinued of record.
Fred C Kiebort
Atty for Plffs
Attest Aug. 25-42
Paul D. Slayton, Pro.

Jean Thayer, a minor by Flossie Bangert, her guardian, and Flossie Bangert, sole parent, in her own right,
vs.
William Balizet
Entered July 27, 1942.

| | $ | ¢ |
|---|---|---|
| Tax + entry 8/25/42 Pd | | 2.00 |
| Pro. for Co. 8/25/42 Pd. | | 4.00 |
| Atty. | 3.00 | |

Summons in Trespass; Returnable to first Monday of September, 1942.

Now, July 27, 1942, F. C. Kiebort, Jr, Esq appears as and for the defendant, waives the issuance of a summon 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)

August 3, 1942, Petition for leave to settle minor's claim filed.

Order: Now, August 3rd, 1942 on presentation and consideration of the above and foregoing petition it is ordered and decreed that Flossie Bangert, mother of and as guardian of Jean Thayer, a minor, be and she is hereby authorized to compromise and settle for the sum of $500.00, the claim of the said minor for damages resulting from personal injuries sustained by her at the time and place 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, William Balizet, to the said William Balizet, his heirs, executors and administrators are released from any and all liability to the said minor, Jean Thayer, for damages arising out of the accident described in said petition. It is further ordered and decreed that the said sum of $500.00 be paid to Flossie Bangert as the sole natural guardian of the said minor, without the entry of security on her part.

Per Curiam
O. Clare Kent, P.J.

| | | |
|---|---|---|
| 119 | In re Audit of the Finances and Accounts of the Meadville School District for the fiscal year beginning the first Monday of July, 1941 Entered July 28, 1942 Pro. Slayton (8/12/42) $5.00 | July 28, 1942, 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, (Section 2622 of School Code as amended by act of May 27, 1937, P.L. 909), in Meadville Tribune-Republican. |

# SEPTEMBER TERM, 1942

| | | |
|---|---|---|
| Stuart A. Culbertson<br><br>120 | Universal Credit Company<br>vs.<br>William E. Bebout<br>Issued July 28, 1942<br><br>Tax & writ 11-18-42. Paid 3.00 #<br>Shff King (paid) 4.20 | Replevin for one 1940 Chevrolet Super Delux Sedan, Motor No. 8142845, Penna License No. 28093, of the value of $300.00; Returnable to the first Monday of September, 1942<br>July 28, 1942 Narr and affidavit of value filed.<br>July 28, 1942 Bond of plaintiff with U.S. Fidelity and Guaranty Company as surety, in the Sum of $600.00, approved and filed.<br>Writ returned: Replevied as within commanded July 28, 1942, at 4 o'clock P.M, all of the within described goods and chattels, and summoned William E. Bebout, the within named defendant by handing to him personally at the Coreco Gas Station, West Mead Township (Baldwin St. Ext.) July 28, 1942, at 4 o'clock P.M. a true and attested copy of the within writ, and making known to him the contents thereof. And on Aug 5, 1942 goods and chattels so replevied were delivered to the plaintiff.<br>So answers Bert A. King, Sheriff. |

Stewart A. Culbertson
121

Sept. 8, 1942, Recd. $35.00 costs.
P.D.S.

2/6/43 Recd master fee
Paul E. Thomas

And now March 1, 1943 recd of W. Clay Ths $1.40 refund on costs
Stewart & Gilbertson
Atty for Libellant

Geraldine Lois Custard
vs
Clifford C. Custard
Issued July 28, 1942

| | |
|---|---|
| Tax + writ (paid) | $3.00 |
| Stff. King paid | 4.90 |
| Paul E. Thomas, Master | 25.00 |
| Pro. for Co. 9-9-42. Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce and for the custody of Carol Jean Custard now aged 18 months, child of the parties.

And now, July 28, 1942, the within petition presented, and Subpoena awarded, returnable to the first Monday of September next.

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

Subpoena retd. Served the within Subpoena in Divorce on the Respondent, personally, on the 18th day of August, 1942, 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, September 8, 1942, Paul E. Thomas, Esq., is hereby appointed Master to take the testimony in the above entitled case and make report to the court.

Per Curiam.

Feby. 6, 1943 Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1943; No. 25.

Now Feby. 24, 1943, after due consideration a divorce is decreed as prayed for and the respondent, Clifford C. Custard, is ordered to pay the cost of this proceeding.

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 Geraldine Lois Custard, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Geraldine Lois Custard, the libellant, and the said Clifford C. Custard, 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.

# SEPTEMBER TERM, 1942

| | | |
|---|---|---|
| Stuart A Culbertson<br>122 | John H Bangert (Connaultville)<br>vs.<br>Sherman Baker<br>Entered July 29, 1942<br>Pro Slayton (paid) $ 2.25<br>Atty 3.00 | Of No 159 September Term, 1937 Aff. D.<br>Amicable Scire Facias sur judgment<br>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 One Hundred Forty-one and 90/100 Dollars, being the amount of debt, interest to June 2, 1942, and costs now due on the original judgment; With all the waivers and conditions contained in the original judgment note.<br><br>Debt $ 1141.90<br>Int. from June 2, 1942<br>Judgment<br>Paul D. Slayton, Pro.<br><br>Ba, page 14.<br><br>Oct 20, 43, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.<br>Stuart A Culbertson<br>Atty. Plff.<br><br>Witness: Paul D. Slayton |

Stuart A. Culbertson
123

John H. Bangert
vs
R. J. Robar and
Caroline Robar
Entered July 29, 1942
Pro. Slayton (paid) 2.25
Atty 3.00

Of No. 160 September Term, 1937, 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 One hundred seventy-nine & 15/100 Dollars (balance), being the amount of debt, interest to July 11, 1942, now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $179.15
Int. from July 11, 1942
Judgment
Paul D. Slayton, Prothy.

R. pages 95 & 96.

Received of Pro
Atty's
$3.00
Docket Fee
Dua[illegible]
Atty for Pff

August 11, 1947
Received satisfaction in full of the above Judgement, Debt Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
John H. Bangert
Witness: Paul D. Slayton, Pro.

Stuart A. Culbertson
124

Bessie Rasey
vs
L. M. Lasher and
Anna Lasher, his wife
and E. W. Webster.
Entered July 30, 1942
#
Tax & entry (paid) # 3.50
Atty 3.00

Amicable Action in Ejectment for 18 acres of land, more or less in Conneaut Township.

July 30, 1942 Amicable action and confession of judgment in ejectment, affidavit of defaultt and copy of land contract, filed.

And now, July 30, 1942 It is agreed that an amicable action in ejectment be entered by the Prothonotary [with same effect] as if a Summons in ejectment had been issued by plaintiff against defendants, for all and singular that certain piece or parcel of land situate in the Township of Conneaut, County of Crawford and State of Pennsylvania, bounded and described as follows, to wit: On the north by a public road on the east by land now or formerly of Leslie Borman on the south by land now or formerly of J. H. Bozic, and on the west by land now or formerly of Howard Gillette, containing eighteen (18) acres of land, be the same more or less, and having thereon a frame dwelling house, a frame barn and other outbuildings - now in the occupancy of L. M. Lasher and Anna Lasher, his wife, and E. W. Webster, as if said summons in ejectment had been made returnable to the first Monday of September, 1942, and had been duly made returnable as "served" by the Sheriff upon the said L. M. Lasher and Anna Lasher, his wife, and E. W. Webster. And the said L. M. Lasher and Anna Lasher, his wife, and E. W. Webster hereby confess judgment in ejectment for said premises in favor of said plaintiff, without stay of execution.

Stuart A. Culbertson,
Attorney for Plaintiff
Stuart A. Culbertson,
Attorney for Defendant

(See paper filed)
L pages 62+115; Wa. page 165.

Judgment July 30, 1942
Paul D. Clayton, Pro

Hab. Fac. Poss. to No. 42, Sept. Term, 1942

Hines & Kiebort
125

Cecelia B. Brown
vs.
Elmer W. Brown
Issued July 30, 1942

Tax & writ (paid) 3.00
Shff. King (paid) 3.20
Walter J. McClintock, Master 25.00
Sro. for Co. 5-10-43. Pd. 8.60
Atty. 3.00

May 10, 1943 Recd. #35.10 Costs. P.O.S.
May 13, 1943 Recd #25.00 - Master Fee
Walter J. McClintock, Master

June 18-1943, Recd. of Pro. Slayton $1.40 refund of costs.
F.C. Kiebort

Subpoena in Divorce.

And now, July 30, 1942, Subpoena awarded, Returnable to first Monday of September, 1942

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

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 30th day of July, 1942, 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 Bert A. King, Sheriff

And now, May 10, 1943, on presentation of the within motion Walter J. McClintock, Esq., is appointed Master.

Per Curiam,

May 17, 1943 Testimony and Report of Master filed.
On Argt. List for May Term, 1943; No. 34.

May 24, 1943 Affidavit as to non-military service of respondent filed.

Now June 3, 1943, after due consideration a divorce is decreed as prayed for and the respondent, Elmer W. Brown, 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. 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 Cecelia B. Brown, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Cecelia B. Brown, the libellant, and the said Elmer W. Brown, 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.

# SEPTEMBER TERM, 1942

Humes & Kiebort

126

Docket Entries
10/21/42 P.D.S.

Oct. 21-1942, this case is settled and discontinued of record
Humes & Kiebort
Attys. for Plff

Oct 21, 1942 I hereby consent to the discontinuance of this case
Frank Caravella
Atty for Defendant

S. A. Taran and J. H. Silva doing business as the Mayflower Distributing Company

vs.

Frank Caravella

Issued Aug. 1, 1942

| | |
|---|---|
| Tax & writ (paid) | 3.00 |
| Sheriff King (paid) | 6.90 |
| Pro. for Co. 10/21/42 Pd. | 1.00 |
| Atty. | 3.00 |

Replevin for 1 Model 430 combination speaker and wall box; 1 Kenney Anti-Aircraft gun; 4 chicken farm gun; 1 Bally Club Bell Console Slot Machine; 1 Model 125 wall box coin receiver No. 875237; 1 model 125 wall box coin receiver No. 876016; 1 Model 950 automatic phonograph No. 903223; 1 Model 340 coin operated wireless stroller No. 385229; 1 Model 340 coin operated wireless stroller No. 385077; 1 Model 340 coin operated wireless stroller No. 385143; 1 Model 340 coin operated wireless stroller No. 385093; 1 Model 125 wall box coin receiver No. 873973; 1 Model 125 wall box coin receiver No. 875382; 1 Model 125 wall box coin receiver No. 875946; 1 Model 125 wall box coin receiver No. 875986; 1 Model 125 wall box coin receiver No. 875601; 1 Model 125 wall box coin receiver No. 875834; 1 Model 125 wall box coin receiver No. 875945; 1 Model 100 wall box coin receiver No. 153031; 1 Model 305 Stepper No. 372801; 1 Model 305 Stepper No. 371198; 2 Model 306 Transmitters numbers 395215 and 395339; 4 Model 304 Receivers numbers 362333, 367325, 365073 and 365893; 2 Model 305 Steppers numbers 370408 and 372825; 2 Model 306 Transmitters, numbers 395204, 395530, 1 Model 145 Stepper number 545222; 2 Model 125 wall box coin receivers numbers 875381 and 875602; 3 Model 430 Combination speaker and wall boxes; 2 39A Speakers; of the value of $2000.00; Returnable to the first Monday of September, 1942.

Aug. 1, 1942, Affidavit of value filed.

Aug. 1, 1942, Bond of plaintiff in Replevin, with U.S. Fidelity and Guaranty Company as surety, in the sum of $4000.00, approved and filed.

Writ returned: Replevied as within commanded, August 31, 1942, all of the within described goods and chattels, and summoned Frank Caravella, by serving Elsie Caravella, she being an adult member of the family namely, his wife, by handing to her personally at their residence, No. 618 Terrace Street, in the City of Meadville, Crawford County, Pa., on August 31, 1942, at 10:45 o'clock A.M., a true and attested copy of the within writ, and making known to her the contents thereof.

And on Oct. 21, 1942, writ directed to be returned by Humes & Kiebort, Attorneys for Plaintiff.

So answers, Bert A. King, Sheriff.

Kent & Kent
127
Humes & Kiebort

Now, Oct. 16, 1942, this case is settled and discontinued of record and all costs are paid.
Kent & Kent
by Robert F. Kent
Attys for Plaintiff.

Now. Oct. 16, 1942, receipt of $5.00 costs is hereby acknowledged.
Kent & Kent
by Robert F. Kent.

C. P. Keefer
vs.
Scranton Borough Electric Service Company, a Pennsylvania corporation.
Entered Aug. 3. 1942

| | | |
|---|---|---|
| Tax & entry | 8/10/42 Paid | 2.00 |
| Pro. Slayton | 10/16/42 Paid | 2.85 |
| Atty | | 3.00 |

Summons in Trespass; Returnable to first Monday of September next.
Now, August 3, 1942, Messrs Humes & Kiebort 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 if the summons had been duly and regularly issued by the Prothonotary and the writ fully and regularly served by the Sheriff of Crawford County upon the defendant. (See praecipe)
Aug. 11, 1942. Statement of claim filed
Service accepted by Humes & Kiebort, attys

On Fall Trial List, 1942, No. 36.
Oct. 14, 1942 Reported as settled. Per Curiam.

128

T. W. Fox
vs
Susanna Lingo and
N. J. Lingo
Entered Aug. 3, 1942

Geo. Slayton (paid) # 2.25
Pltff on original 1.75

Of No 318 May Term, 1937, 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 Seven hundred and no/100 Dollars, being the amount of debt now due on the original judgment with interest thereon from July 29, 1942, original costs, $1.75, to be brought forward. With all the waivers and conditions contained in the original judgment note

Debt $700.00
Interest from July 29, 1942

L. page 89, 89

Judgment
Paul D. Slayton, Prothy

Aug. 7, 1947, Am. Sci. Fa. to No. 153 Sept. Term, 1947.

Peters + Prather
129
Deputized Constable
to Wallace & Kebort
8/18/42 R.O.S.

Now Aug 10 1943
Received $16.30
Return of Costs
Frank D. Prather

Aug 10, 1943 rec'd
of Rev Slayton
$7.25 refund on
Costs
Deputized Constable
Wallace Kebort

Charles F. Neal
vs.
Wallace E. Kebort & Stanley Messerall
Issued Aug. 3, 1942.

Tax writ (paid) 2.00
Shff. King (paid) 11.30
Shff. King, addl. Dept. (paid) 8/12/43. Pd. 7.00
Pro. Slayton incl. 3 mos 15.35
Jury fee 8/10/43. Pd. 4.00
Atty 3.00
Pro. final costs 8/10/43. Pd. 7.25

Summons in Trespass
Returnable to next term.
Aug. 3, 1942. Statement of claim filed.
2 copies certified.
Aug. 19, 1942 Affidavit of defense filed, Service of same accepted by Plffs. Atty.
Sept. 8, 1942, Petition of Wallace E. Kebort, one of the defts., to join Paul E. McGuire as an additional deft. in this case presented in open Court and filed.
And now, Sept. 8, 1942, the petition of Wallace E. Kebort to join Paul E. McGuire as an additional defendant in the above entitled action is granted, and Paul E. McGuire is hereby joined as an additional defendant.

Now, therefore, we command you, the Sheriff of the County of Crawford, to direct Paul E. McGuire, of Conneaut Lake, Pennsylvania, R.F.D. No. 1, to file an answer in the office of the Prothonotary of the Court of Common Pleas of Crawford County, Pennsylvania, in the above entitled action, within twenty days after service upon him of a copy of this petition and order and copies of all pleadings heretofore filed therein if service was made within your county, or within thirty days, if service was made within any other county of this Commonwealth.

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

(See petition filed)

Sept. 8, 1942. Certified copy of this petition and order and all pleadings to date, issued to Sheriff.

Oct. 8, 1942, Answer of additional defendant filed.

Writ returned: Served the within Summons, together with copy of Statement of Claim personally upon Wallace E. Kebort, on Aug. 10, 1942, at 515 Miller Av., City of Meadville, Crawford County, Pa., 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, upon Stanley Messerall, on Aug. 4, 1942, at 12:10 P.M. at the Oakland Hotel, Cochranton, Crawford County, Pa., by handing to him a true and attested copy thereof, and making contents of same known to him.

So answers Bert A. King, Sheriff.

Nov. 12, 1942, Sheriffs return, filed, of service of certified copies of the petition and order of Sept. 8, 1942 and the pleadings, upon Paul E. McGuire, additional deft., on Sept. 9, 1942. (See back of Petition)

On Winter Trial List, 1943, 13.

And now, January 13, 1943, Jury selected and sworn as follows: 1- Frank Kinnear, 2- R.R. Mathews, 3- Albert Rhoades, 4- Walter Burger, 5- John Chambers, 6- LeRoy Kirberger, 7- Frank S. Hickman, 8- Mrs. Gertrude F. Wentz, 9- James Lavery, 10- Lynn P. Griggs, 11- Miss Rose Rice, 12- Elizabeth F. Franke: twelve good and lawful persons, who upon their solemn oaths

Continued on page 651

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| Charles B. Stegner<br><br>130 | Petition of Clair Magee Kimes<br>for<br>Change of Name to Clair Magee Reinhardt<br>Entered Aug. 3, 1942<br><br>Pro. Clayton Paid 11/11/42 5.00 | Aug. 3, 1942 Petition presented in open Court and filed.<br>And now, to wit, Aug. 3, 1942, upon motion of Charles B. Stegner, Esq., Attorney for the above named petitioner, the Court fixes November 2, 1942, for a hearing of the within petition, and directs that notice shall be published in two newspapers of general circulation in Crawford County, Penn'a once a week for four (4) successive weeks.<br>(See petition) Per Curiam. |

November 2, 1942 Certificate of Prothonotary, Proof of Publication and Final Decree filed.

Decree: And Now, to-wit, - November 2nd, 1942, upon hearing of the within petition and motion of Charles B. Stegner, Esq., Attorney for the petitioner, and upon proof of publication of the notice as required by the 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 petitioner, 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 it is hereby changed to Clair Magee Reinhardt, in accordance with the Act of Assembly in such cases made and provided.

Per Curiam, O. Clare Kent, President Judge

Walter J. McClintock

131

Petition of Commissioners of Crawford County for approval of private sale to Emil F. Marshall and Charlotte Marshall, of Lot No. 5 of the Walster Plan of Lots in Sadsbury Tp., which had been assessed to H.W. Walker, and sold to said Comrs. at Treasurer's sale for unpaid taxes in 1935. Entered Aug. 3, 1942.

Pro. Slayton Paid 12/29/42 $5.00

Now, August 3, 1942 upon presentation and consideration of the within petition, the Court fixes the first Monday of September, 1942 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.

Sept. 8, 1942, Proof of publication of notice in Conneaut Lake Breeze, filed.

And now, Sept. 8, 1942, 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, Emil F. Marshall and Charlotte Marshall, of Box 56, Blawnox, 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<br><br>132 | Petition of Commissioners of Crawford County for approval of private sale to Anson L. Sowry and Katherine E. Sowry, of 193 acres of land in Beaver Twp., which was assessed in name of Josiah Gilmore, and sold to said Comrs at Treasurers sale for unpaid taxes in 1933.<br>Entered Aug. 3, 1942<br>Pro. Slayton Paid 13/29/42 # 5.00 | Now, August 3, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of September, 1942, 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.<br>Sept. 8, 1942, Proof of publication of notice in the Conneautville Courier filed.<br>And now, September 8, 1942, 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, Anson L. Sowry and Katherine B. Sowry, of R. D 2, Springboro, 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.<br>Per Curiam,<br>O. Clare Kent,<br>President Judge.<br>(See paper filed) |

Gerald D. Prather
133

Mary Elizabeth Curry
vs.
James William Curry
Issued Aug. 3, 1942

Tax & cost (paid) $ 3.00
Geo. W. Bunce on Sub
Jeff E. Bossard, Master 25.00
Pro. for Co. 9-17-42. Pd. 8.60
Atty. 3.00

Subpoena in Divorce
And now Aug. 3, 1942 Subpoena awarded, Returnable to the first Monday of September, 1942
Per Curiam
O. Clare Kent P.J.

Subpoena returned: George W. Bunce makes affidavit "That he served the within Subpoena in Divorce upon James William Curry the respondent therein named, on the third day of August, 1942, at 6:20 P.M. by delivering to him a true and attested copy thereof at his residence 998 Chestnut Street, Meadville, Pa., and making known to him the contents thereof. (See affi. on Sub.)

And now, September 17, 1942, upon presentation of the within motion Jeff E. Bossard, Esq., is hereby appointed Master in Divorce in the above entitled case.

Per Curiam

Sept. 17, 1942, Recd. $ 33.60 costs
P.D.S.

Sept. 25th 1942
Recd from Paul R Slayton $25.00 being my Master's fee in the within case -
J. E. Bossard. atty.

Sept. 25, 1942, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942; No. 59.
Sept. 28, 1942, Affidavit of non-military service of respondent filed.

Now October 9, 1942, After due consideration a divorce is decreed as prayed for and the respondent, James William Curry, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 9, 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 Mary Elizabeth Curry, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Mary Elizabeth Curry, the libellant, and the said James William Curry, 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.

# SEPTEMBER TERM, 1942

Charles B. Stigner
134
Edward J. McDonald

5-8-44 Recd. $35.00 costs
P.D.S.

~~5-19-44 Recd~~
5-19-44 Paid J.E. Jack
$25.00 Master fee by
Check No. 1652. P.D.S.

Recd 1.15 refund 6-14-44
Chas. R. Stigner
atty.

Henry Ruot
vs
Anna Grace Ruot
Issued Aug 3, 1942

| | |
|---|---|
| Tax & writ (paid) | $3.00 |
| Shff. King | --- |
| James E. Jack Master | 25.00 |
| Pro. for Co. 5-8-44 Cd. | 8.85 |
| Atty. | 3.00 |

Subpoena in Divorce
And now, August 3, 1942 Subpoena awarded Returnable first Monday in September next
Per Curiam,
O. Clare Kent P.J.

Aug. 18, 1942, Edward J. McDonald, Esq., appears for respondent. (See paper filed.)

Subpoena returned: W. S. McEntee, Constable, makes affidavit and return: "That he served the within Subpoena on Anna Grace Ruot, at her home R.D. No. 4, (Hammond Run) Titusville, Pa., at 3:00 P.M., Aug. 13, 1942, by showing her the original Subpoena, and making the contents thereof known to her, and by leaving with her a true and attested copy thereof."
(See affidavit on Subpoena)

And now, May 8, 1944, James E. Jack, Esq., is appointed Master to take testimony in the above entitled cause.
Per Curiam,

May 19, 1944 Testimony and Report of Master filed
On Argt. List for May Term, 1944, No. 35.

May 25, 1944, After due consideration a divorce is decreed as prayed for.
Per Curiam, O. Clare Kent P.J.

Decree

And now, to-wit: May 25, 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 Henry R. Ruot, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Henry R. Ruot, the libellant, and the said Anna Grace Ruot, 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.

# SEPTEMBER TERM, 1942

F. Joseph Thomas
135

Roy L. Payne
vs.
Eleanor M. Payne
Issued Aug. 3, 1942

| | |
|---|---|
| Tax + writ (paid) | 3.00 |
| Shff. King (paid) | 1.60 |
| Shff. King, alias (pd) | 1.60 |
| Shff. King, proc (pd.) | 11.15 |
| J. Perry Eckels, Master | 25.00 |
| Pro. for Co. 2-13-43 Bb. | 10.50 |
| Atty. | 3.00 |

Feby. 13, 1943 Recd. $35.50 costs, P.D.S.

Feb. 16 1943, Rec'd $25.00 Master's fee, J. Perry Eckels

Subpoena in Divorce
And now, Aug. 3, 1942 Subpoena awarded, Returnable to the first Monday of September, 1942.
Per Curiam,
O. Clare Kent, P.J.

Subpoena retd. Sept. 7, 1942: Non est inventus as to the within named respondent. So answers Bert A. King, Shff.

Sept. 14, 1942, Alias Subpoena in Divorce issued, returnable to first Monday of Nov. next

Alias Subpoena retd. Nov. 2, 1942, Non est inventus as to within named respondent
So answers Bert A. King, Sheriff

Nov. 4, 1942, Order issued for publication of proclamation in divorce, returnable to 1st Monday of Dec. next

January 4, 1943 Proclamation returned:—And now, Dec. 7, 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 successive weeks prior to return day thereof, as per copy of said proclamation and proof of publication here to attached. So answers
Bert A. King, Sheriff

And now, February 13, 1943 J. Perry Eckels, Esq., is appointed Master to take testimony in the above entitled case and make a report thereon to the Court.
Per Curiam,

Feby. 16, 1943, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1943; No. 43.
Feby. 22, 1943, Affidavit as to non-military service of respondent filed.

Now Feby. 25, 1943, 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. 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 Roy L. Payne, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Roy L. Payne, the libellant, and the said Eleanor M. Payne, 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.

# SEPTEMBER TERM, 1942

F. Joseph Thomas
136

Clarice E. Riley
v.
James B. Riley
Issued Aug. 3, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Stiff King (paid) | 3.40 |
| Stiff of Mercer Co. (paid) | 9.00 |
| A. D. Andrews, Master | 25.00 |
| Pro. for Co. 9-15-42, Bl. | 8.60 |
| Atty. | 3.00 |

Sept. 14, 1942, Recd. $33.60 costs.
O. D. K.

Sept. 25, 1942. Recd of Prothonotary $25. on Master's fee.
A. Dickson Andrews

Subpoena in Divorce
And now, Aug. 3, 1942 Subpoena awarded, Returnable to the first Monday of September 1942.
Per Curiam,
O. Clare Kent, P.J.

Writ returned: (a) Served the within Subpoena in Divorce on James B. Riley, the within named respondent, at his residence Haywood Hotel, Farrell, Mercer County, Pa., on the 5th day of August, 1942, at 6:30 P.M., 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.

(b) Served the within Subpoena in Divorce upon James B. Riley, respondent, by deputizing the Sheriff of Mercer County, Pa., as per his return hereto attached.
So answers Bert A. King, Sheriff

And now, September 14, 1942, A. D. Andrews, Esq., is appointed Master to take testimony in the above entitled case and to make a report thereon to the Court.
Per Curiam

Sept. 25, 1942, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942, No. 63.
Sept. 26, 1942, Affidavit of non-military service of respondent filed.
Now Oct. 15, 1942, a divorce is decreed as prayed for and the respondent, James B. Riley, is ordered to pay the cost of this proceeding.
Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 15, 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 Clarice E. Riley, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Clarice E. Riley, the libellant, and the said James B. Riley, 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.

# SEPTEMBER TERM, 1942

J. Perry Eckels
137

Hester Ann Smith
vs.
Wilson Smith
Issued Aug 3, 1942

Tax sworn to 12/30/42. Paid $ 3.00
Shff. King (paid) 1.60
Shff. King, alias (paid) 1.60
Shff King, proc. (Pd.) 11.15
Dickson Andrews, Master 25.00
Pro. for Co. 1-6-43, Pd. 10.00
Pro. addl. 2/15/43. Pd. .50
Atty. 3.00

Jan. 4, 1943, Recd. $35.00 costs.
P.D.S.

Jan. 14, 1943. Rec'd of Prothonotary $25.00 Master's fee
Dickson Andrews

Subpoena in Divorce
And now, August 3, 1942, Subpoena awarded, returnable to the first Monday of September next.
Per Curiam,
O. Clare Kent, P.J.

Subpoena retd Sept. 7, 1942: Non est inventus as to within named respondent. So answers,
Bert A. King, Sheriff.

Sept. 8, 1942. Alias Subpoena in Divorce issued, returnable to first Monday in Nov. next.

Alias Subpoena returned: Nov. 2, 1942: Non est inventus as to the within named respondent.
So answers Bert A. King, Sheriff.

Nov. 2, 1942, Order issued for publication in divorce, returnable to first Monday of Dec next

January 5, 1943 Proclamation returned: — And now, December 7, 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 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, Jany. 4, 1943 Dickson Andrews, Esq., is appointed Master to take testimony in the above case and report thereon to the Court.
Per Curiam.

Jan. 14, 1943, Testimony and Report of Master filed.

Feb. 13, 1943 Affidavit under soldiers and relief act, filed.

On Argt. List Feby. Term, 1943; No. 19.

Now, Feby. 24, 1943, After due consideration a divorce is decreed as prayed for and the respondent, Wilson Smith, is ordered to pay the cost of this proceeding. 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 Hester Ann Smith, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Hester Ann Smith, the libellant, and the said Wilson 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.

J. Perry Eckels

138

Sept. 8, 1942, Recd $33.60 costs. R.D.S.

7/20/42 Returned $25.00

Martin Lee.

John H. Bozic

Atty.

Blanche Platt, mother and natural guardian of Jeanett Winifred Chason

vs.

Walter Chason, Jr.

Issued Aug 3, 1942

| | | |
|---|---|---|
| Tax & writ (paid) | 3.00 | ✓ |
| Stff King (paid) | 3.90 | |
| John H. Bozic, Master | 25.00 | |
| Pro. for Co. 9-9-42, Pd. | 8.60 | |
| Atty. | 3.00 | |

Subpoena in Divorce and for custody of minor child Bonnie Lee Chason, aged twenty months. Returnable to first Monday of September next.

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

Subpoena retd.; Served the within Subpoena in Divorce on the Respondent, personally, on the 10th day of August, 1942, 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, Sept. 8, 1942, John H. Bozic, Esquire, is appointed Master to take testimony in the above entitled case and report thereon to the Court.

And now, Sept. 22, Per Curiam.

And now, Sept. 22, 1942, on motion in open Court leave granted to amend the "record and all subsequent proceedings" by substituting as party plaintiff, Blanche Platt, mother and natural guardian of Jeannette Winifred Chason. Per Curiam. (See paper filed.)

Sept. 25, 1942, Testimony and Report of Master filed.

On Argt. List for Sept. Term, 1942; No. 58.

Sept. 30, 1942, Affidavit of non-military service of respondent filed.

Now October 7, 1942, After due consideration a divorce is decreed as prayed for, the respondent, Walter Chason Jr., is ordered to pay the cost of this proceeding and the custody of minor child, Bonnie Lee Chason, is awarded to libellant Jeanett Winifred Chason.

Per Curiam
O. Clare Kent P.J.

Decree: And now, to-wit: October 7, 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 Jeanette Winifred Chason, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Jeanette Winifred Chason, the libellant, and the said Walter Chason, Jr., 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, Bonnie Lee Chason, is awarded to libellant, Jeanette Winifred Chason.

Per Curiam.

Peters & Prather

139

Kent & Kent
9/18/42. P.D.S.

Nov. 5, 1942, Reid. $33.60 costs P.D.S.
Nov. 17, 1942 Received $25.00 "masters' fee.
J. Perry Eckels

Marjorie L. Gornell a minor, by her mother and next friend, Autumn M. Peiffer
vs.
Leroy E. Gornell
Issued Aug. 3, 1942

Tax & writ 11/6/42. Pd. $3.00 ✓
Stff. King ---
J. Perry Eckels, Master 25.00
Pro. for Co. 11-6-42, Pd. 8.60 ✓
Atty. 3.00

Subpoena in Divorce and for the custody of David Leroy Gornell, aged 23 months, the child of the parties.

And now, August 3, 1942, Subpoena awarded, Returnable to first Monday of September, 1942.

Per Curiam
O. Clare Kent, P.J.

Subpoena returned: Lee Herrington makes affidavit: "That she served the within Subpoena in Divorce personally upon Leroy E. Gornell, the respondent therein named, on the fifth day of September, 1942, at 10:30 A.M. by delivering to him a true and attested copy of said Subpoena in Divorce, on Chestnut Street, Meadville, Crawford County, Pa., at the store of Tom K. Williams, and by making known to him the contents thereof. --- (See affidavit on Subpoena)

Oct. 9, 1942, Appearance of Kent & Kent by Robert F. Kent for the respondent, filed, having attached thereto a power of Attorney from LeRoy E. Gornell, the respondent, to Robert F. Kent, Esq.

And now, November 5th, 1942 J. Perry Eckels, Esq., is hereby appointed Master in above captioned divorce case to take testimony and make return thereof to the Court. Per Curiam.

Nov. 6, 1942, Acceptance of notice of hearing before Master, by Atty for respondent, filed.

Nov. 17, 1942, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1942; No. 15.

Now December 1, 1942 after due consideration a divorce is decreed as prayed for, the respondent, Leroy E. Gornell, is ordered to pay the cost of this proceeding and the custody of minor child, David Leroy Gornell, is awarded to libellant, Marjorie L. Gornell.

Per Curiam, O. Clare Kent P.J.

Decree: And now, to-wit: December 1, 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 Marjorie L. Gornell, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Marjorie L. Gornell, the libellant, and the said Leroy E. Gornell, 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.

(Continued on margin)

It is further ordered and decreed that the custody of minor child, David Leroy Gornell, is awarded to libellant, Marjorie L. Gornell.

Per Curiam.

# SEPTEMBER TERM, 1942

Paul E. Thomas
140

Paul E. McCalmont
vs.
Leah B. McCalmont
Issued Aug. 3, 1942

Tax on writ (pd 8/4/42) 3.00
Sheff. King (paid) 1.60
Sheff. King, alias (paid) 1.60
Sheff. King, proc (pd) 1.15

Subpoena in Divorce
And now August 3, 1942 Subpoena awarded, Returnable to second Monday of September, 1942
Per Curiam,
O. Clare Kent, P.J.

Subpoena retd Sept. 14, 1942: Non est inventus as to the within named respondent. So answers
Bert A. King, Sheriff

Sept. 14, 1942 Alias Subpoena in Divorce issued, returnable to 1st Monday of Nov. next.

Alias Subpoena returned: Nov. 2, 1942, Non est inventus as to within named respondent. So answers Bert A. King, Sheff.

Nov. 2, 1942, Order for publication of proclamation issued, returnable to first Monday of December next.

And now, Dec. 7, 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.

# SEPTEMBER TERM, 1942

Herbert A. Mook
141

April 5, 1943 Recd. $35.00 costs.
P. D. S.
April 22-1943. Recd $25.00
Masters Fee. Otto A. Stolz

Avis Overacker Shannon
vs.
Edward L. Shannon
Issued Aug. 3, 1942.

| | |
|---|---|
| Tax & writ (pd by Lib.) | 3.00 |
| Sheriff King (paid) | 1.60 |
| Shff. King, alias (pd.) | 1.60 |
| Shff. King, proc. (Pd.) | 11.15 |
| Otto A. Stolz, Master | 25.00 |
| Pro. for Co. 4-7-43. Pd. | 10.00 |
| Pro. add'l. 4/22/43. Pd. | 1.50 |
| Atty | 3.00 |

Subpoena in Divorce
And now, August 3, 1942, the within petition presented in open Court and Subpoena awarded, returnable to the first Monday of September, 1942.
Per Curiam,
O. Clare Kent,
President Judge.

Subpoena returned Sept. 7, 1942: Non est inventus, as to the within named respondent. So answers
Bert A. King, Sheriff.

Jan. 4, 1943 Alias subpoena in Divorce issued, returnable to second Monday of Feb. next.

Alias Subpoena retd: Feb. 8, 1943, Non est inventus, as to the within named respondent. So answers Bert A. King, Sheriff.

Feb. 16, 1943. Order issued for publication of proclamation in divorce, returnable to first Monday of April 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 proofs of publication. So answers,
Bert A. King, Sheriff.

And now, April 5, 1943 Otto A. Stolz, Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court.
Per Curiam.

April 22, 1943, Testimony and Report of Master filed.
On Argt. List for May Term, 1943; No. 30.
May 25, 1943, Affidavit of non-military service filed.

Now June 3, 1943, after due consideration a divorce is decreed as prayed for and the respondent, Edward L. Shannon, 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. 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 Avis Overacker Shannon, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Avis Overacker Shannon, the libellant, and the said Edward L. Shannon, 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.

July 16, 1943, Notice by libellant filed of her election to resume her former married name, "Avis L. Overacker" and desire that she shall hereafter be known as Avis L. Overacker.

# SEPTEMBER TERM, 1942

Herbert A Mook
142

Alfred Deloma Boyles
vs.
Maggie Julia Boyles
Issued Aug. 3, 1942

| | | |
|---|---|---|
| Tax on writ | 9/23/42 paid | $3.00 |
| Shff King (Paid) | | 3.40 |
| Shff Venango Co. Paid | | 5.50 |
| J. E. Henretta, Master | | 25.00 |
| Pro. for Co. 9-24-42. Pd. | | 8.60 |
| Atty. | | 3.00 |

Sept. 17, 1942, Recd $35.00 costs
P. D. S.

Sept. 25th 1942 Received my fees as master in this case J. E. Henretta Master

Oct 26, 1942 - Rec'd of Paul O. Skeyton Co. - refund $1.40
Herbert A Mook atty

Subpoena in Divorce

And now, August 3, 1942, the within petition presented in open Court and Subpoena awarded, returnable to the first Monday of September, 1942.

Per Curiam,
O. Clare Kent
President Judge

Subpoena retd. James C. Marshall, Sheriff of Venango County, Pa., makes affidavit that he served the Subpoena in Divorce, on the named respondent, Maggie Julia Boyles, on the 26th day of August, 1942 at 3:45 P.M. at her residence in Bradleytown, Venango County, Pa. by handing to her personally a true and attested copy of the within Subpoena in Divorce and reading and making known to her the contents thereof. So answers

James C. Marshall, Sheriff of Venango Co. Pa.

Served the within Subpoena in Divorce upon Maggie Julia Boyles, Respondent, by deputizing the Sheriff of Venango County, Pa., as per his return hereto attached. So answers,

Bert A. King, Sheriff.

And now, Sept. 17, 1942, J. E. Henretta, Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court.

Per Curiam

Sept. 25, 1942, Testimony and Report of Master filed.
On Arg. List for Sept. Term, 1942; No. 64

Sept. 28, 1942, Affidavit of non-military service of respondent filed.

Now October 15, 1942, after due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 15, 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 Alfred Deloma Boyles, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Alfred Deloma Boyles, the libellant, and the said Maggie Julia Boyles, 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.

Herbert A. Mook

143

Sept. 23, 1942, Recd. $35.00 costs
P.D.S.

Sept 26 1942 Recd $25.00 masters fees.
Frank D. Prather

Oct 20, 1942 - Recd of Paul D. Clayton Pro -Refund of $1.40 H.A. Mook Atty.

William Williams also known as Billy Williams,
vs.
Hazel Williams
Issued Aug. 3, 1942

| | | |
|---|---|---|
| Tax on writ | 9/25/42 paid | 3.00 |
| Stiff King (Cld) | | 7.90 |
| Frank D. Prather, Master | | 25.00 |
| Pro. for Co. 9-24-42. Pd. | | 8.60 |
| Atty. | | 3.00 |

Subpoena in Divorce

And now, August 3, 1942, the within petition presented in open Court and Subpoena awarded, returnable to the first Monday of September, 1942.

Per Curiam.
O. Clare Kent
President Judge

Subpoena retd: Served the within Subpoena in Divorce on the Respondent, personally, on the 15th day of August, 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,

Berk A. King, Sheriff

And now, Sept. 23, 1942, Frank D. Prather, Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court.

Per Curiam.

Sept. 26, 1942, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942; No. 67.
Oct 7, 1942, Affidavit as to non-military service of respondent filed.

Now October 15, 1942, after due consideration a divorce is decreed as prayed for.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 15, 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 William Williams, also known as Billy Williams, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said William Williams, also known as Billy Williams, the libellant, and the said Hazel Williams, 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
1443

Del Val McBrory
vs.
Mary Katherine
McBrory
Issued August 4, 1942

Subpoena in Divorce

And now August 4, 1942, Subpoena awarded, Returnable to first Monday of September

Per Curiam
Oldare Kent, P.J.

| | |
|---|---|
| Tax & writ 12/8/42 Paid | $ 3.00 |
| Sheriff King (paid) | 3.40 |
| Shff of Mercer Co. (paid) | 6.00 |
| Gerald D. Prather, Master | 25.00 |
| Pro. for Co. 11-2-42, Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena returned: (a) On the 12th day of August, 1942, served the within Subpoena in Divorce on the respondent, Mary Katherine McBrory, at her place of employment, Greenville Hospital, North Main Street, Greenville, Mercer County, Penna, by handing a true and attested copy to her personally, and making known to her the contents thereof. So answers, Alex Elliott, Sheriff of Mercer County, Pa.

(b) Served the within Subpoena in Divorce upon Katherine McBrory, Respondent, by deputizing the Sheriff of Mercer County, Pa., as per his return hereto attached. So answers, Bert A. King, Sheriff.

And now, November 2, 1942, Gerald D. Prather, Esq., is appointed Master to take testimony in the above entitled case and make report to the Court.

Per Curiam,

Nov. 2, 1942 Recd $35.00 costs. P.D.S.

11/12/42. Recvd $3.90 balance remaining from $35.00 deposit
Jno. H. Bozic
Atty

12/12/42 Received of Paul Sleggett Pro $12.50 Master's fee
G.D. Prather

Mar., Dec. 14, 1942 comes the libellant and by his Attorney and discontinues the above case of record, and authorizes the Prothonotary, the $35.00 cost deposit to pay Gerald D. Prather $12.50 Masters fee and adjust the costs, the balance to the respondent to libellant Attorney

John H. Bozic
Atty for libellant

# SEPTEMBER TERM, 1942

John H Bozie
Hunter & Siebert

145
Kent & Kent
8/15/42 P.D.S.

Earl Rundquist,
Margaret Hess,
Donald McKean and
Helen McKean, his
wife

vs.

Elton Ferguson
Issued Aug. 4, 1942

| | | |
|---|---|---|
| Tax & writ (paid) | # | 2.00 |
| Shff. King | | 10.50 |
| Pro. fa. Co. 12/21/49 Pd. | | 4.50 |
| Atty. | | 3.00 |

Summons in Trespass.
Returnable to the first Monday of September, 1942.
Writ returned: Served the within Summons personally upon Elton Ferguson, on Aug. 12, 1942, at 1:30 o'clock P. M. at the residence of Ray Rudler, in Conneaut Tp., Crawford County, Pa., by handing to him a true and attested copy thereof, and making contents of same known to him.
So answers Bert A. King, Sheriff.
June 15, 1949, Motion for now pros filed; Order: And now June 15, 1949, the within motion is granted.
Per Curiam
Mook, President Judge
Judgment of Non Pros.
Paul D. Slayton
Prothonotary.

"R" p 182; "H" p 196; "Mc" p 104.

# SEPTEMBER TERM, 1942

Stuart Appellation

146

Stuart A. Spellbertson

Commonwealth of Pennsylvania, Department of Revenue

vs.

R. Slifton Bottles

Entered August 4, 1942

Bro. Slayton (paid) $5.00

Aug. 4, 1942 Petition of R. Slifton Bottles for restoration of his Operator's License No. 1189879 Plate No. 5038313, presented to Hon. O. Blare Kent, P. J., and filed.

Now, August 4, 1942, upon presentation of the foregoing petition and consideration thereof it is ordered that a hearing on said matter should be held on the 28th day of Sept. 1942 at 9:30 o'clock A. M., and that thirty days' written notice thereof should be given by petitioner to the Secretary of Revenue Department of Revenue, Harrisburg Pa. It is further ordered that R. Clifton Bottles shall retain possession of his operator's license No. 1189879, Plate No. 5038313, and said operators license shall be valid for all purposes until final determination by this Court.

Per Curiam
O. Blare Kent,
President Judge.

(See paper filed.)

Now, Sept. 29th, 1942, Appellant not appearing for hearing, the within appeal is hereby dismissed at cost of said R. Slifton Bottles, appellant. Per Curiam,

(See back of petition.)

O. Blare Kent, P. J.

147

Nellie M. Finnucan
vs.
Arnold E. Fetterman
Entered Aug. 6, 1942
Pro. Slayton (paid) $2.25

Of No. 125 May Term, 1937 Appt. Doc
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 Fourteen hundred seventy five & no/100 Dollars, being the amount of debt, interest to April 7, 1942, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $1475.00
Interest from April 7, 1942.
Judgment
Paul D. Slayton, Pro.

F. page 13.

# SEPTEMBER TERM, 1942

Kenneth W Rice
148

Rose John
vs
Ben John, also known as Jess Ben John
Issued Aug. 6, 1942

| | | |
|---|---|---|
| Tax & writ (paid) | # | 3.00 |
| Shff. King, (paid) | | 3.60 |
| M.B. Maloney, Master | | 25.00 |
| Pro. fee C. 9-22-42. Pd. | | 8.60 |
| Atty. | | 3.10 |

Subpoena in Divorce
And now, August 6, 1942, Subpoena awarded. Returnable to the first Monday of September next.
Per Curiam
O. Clare Kent
President Judge

Subpoena returned. Served the within Subpoena in Divorce on the respondent personally on the 12th day of August, 1942, 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 Bert A. King, Sheriff.

And now, September 21, 1942, M. B. Maloney, Esq., is appointed Master in the above entitled case.
Per Curiam.

Sept. 21, 1942 Rec'd $25.00 costs
P. D. S.

Sept 26, 1942 Rec'd $25.00 Master fee.
M. B. Maloney
Master.

Sept. 25, 1942, Affidavit of non-military service of respondent filed.
Sept. 26, 1942, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942; No. 74.
Now October 16, 1942, after due consideration a divorce is decreed as prayed for and the respondent, Ben John also known as, Jess Ben John is ordered to pay the cost of this proceeding.
Per Curiam
O. Clare Kent P.J.

Oct 27, 1942 Received #140 refunding costs.
K. W. Rice Atty for Libellant

Decree

And now, to-wit: October 16, A. D. 1942, 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 Rose John, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Rose John, the libellant, and the said Ben John, also known as Jess Ben John, 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.

149

Willard L. Ward
vs.
Etta McElhaney
Entered Aug 6, 1942

Pro. Slayton Pff pd 2.25
Pff on original 1.75

Of No. 363 May 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 Eighty Dollars, being the amount of debt and interest to July 18, 1942, now due on the original judgment: original costs, $1.75, to be brought forward, with all the waivers and conditions contained in the original judgment note.

Debt $80.00
Interest from July 18, 1942
Judgment.
Paul D. Slayton, Pro.

Mc page 86.

.....July 21...., 1944
Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
Willard S. Ward
.....
Witness: Paul D. Slayton, Pro.

# SEPTEMBER TERM, 1942

Kenneth N. Rice
Herbert A Mook
150

Kent & Kent 8/28/42
Attest: P.D.S. Pro.
~~Pet & Proth~~
Nov 13 1945
attest: P.D.S. Pro.

9-11-45. Recd. $35.00 costs,
P.D.S.
6-7-46. Recd. $50.00 for additional
Masters fee. P.D.S.
3-17-48 Recd $45.00 being $20.00 addl. Masters fee; $75.00 addl. Attys. fees, and $20.00 Costs
4/19/48 Paid of Chathouse Way
$120. Master fee.
Paul E. Thomas
Master.

Costs continued:
Harold S. Miller, Steno. $101.05
Kent & Kent Atty's fees 75.00
Rec'd ($101.05 + 75.00) Harold S. Miller

1/2/46, received $50.00 balance due on attorneys fee.
Kent & Kent

January 2, 1946, Rule for Bill of Particulars filed. Service of a copy accepted by Herbert A. Mook, Attorney for Libellant
January 16, 1946, Bill of Particulars filed. Service by copy accepted by Frank D. Prather & Kent & Kent, Attorneys for Respondent
January 18, 1946, Motion for Leave to Amend Libel filed. Now, Jan. 18th, 1946, the within motion is allowed, and it is ordered that this amendment be served upon the respondent, Ida Mae Singleton. Returnable sec. reg. Per Curiam,
O. Clare Kent, President Judge

Continued on Page 675

Getdins T. Singleton
vs.
Ida Mae Singleton
Issued Aug. 6, 1942

| | | |
|---|---|---|
| Tax & writ (paid) | # | 3.00 |
| Stuff, King (paid) | | 4.40 |
| ~~A. D. Andrews, Master~~ | | ~~25.00~~ |
| Pro. for Co. 9-12-45 Pd. | | 10.00 |
| Pro. addl. 3/23/48 Pd. | | 20.00 |
| Atty. C. | | 3.00 |
| Paid C. | | 50.00 |
| Thomas, Master, | | 75.00 |
| Stuff, VanWinkle, Paid | | 3.50 |

Subpoena in Divorce

And now, August 6, 1942, the within petition presented in open Court and subpoena awarded, returnable to the first Monday of September, 1942.

Per Curiam,
O. Clare Kent,
President Judge

Sept. 8, 1942 Answer of respondent filed Service of copy accepted by Atty for libellant.

Now, Sept 8, 1942, upon presentation of petition of petition of petition of respondent and motion of her attorneys in open Court, 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. (See paper filed)

Same day, Service of copy of petition accepted by Atty for libellant.

Subpoena returned: Served the within Subpoena in Divorce on the respondent personally on the 15th day of August, 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 as above.

So answers Bert A. King, Sheriff

On Arg't. List for Feb. Term, 1943, No. 16.

Feby 23, 1943, By agreement of counsel, the Rule to show cause is hereby made absolute insofar as counsel fees are concerned. Said fees are hereby fixed at $75.00; and as this is reported as a contested case, the right is reserved to counsel to present petition for additional fees as the circumstances may develope; and all proceedings in the case are stayed until payment is made under this order.

Per Curiam O. C. Kent, J.

And now, Sept. 11, 1945, 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,

November 13, 1945, Petition To Vacate filed.

Order:- Now, November 13, 1945, upon presentation and consideration of the within Petition, a Rule is granted upon Libellant to show cause why the appointment of the Master in this case should not be vacated. Per Curiam,
O. Clare Kent P.J.

On Arg't. List for Nov. Term, 1945, No. 5.

Nov. 26, 1945, After oral argument the Rule to vacate appointment of Master is made absolute.

Per Curiam.

— Continued on Margin —

J. Perry Eckels

151

The B. F. Goodrich Company
vs.
Cecil M. Root
Issued Aug. 7, 1942

Tax & writ (paid) 2.00 ✓
Shff. King
Pro. for Co. 12/30/42. Pd. 2.50
Atty. 3.00

Summons in Assumpsit, Returnable to first Monday of September next

Aug. 7, 1942 Statement of Claim filed.

And now, Aug. 7, 1942, I, C. M. Root, defendant named in the within summons, hereby appear, waive service of summons in the case, and accept service of the summons and copy of Statement of Claim, as fully and effectually, as if the summons had been regularly issued to the Sheriff of Crawford County, Pa., and by him served upon me personally. (See copy of Summons)

And now, Nov. 20, 1942, on precipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an affidavit of defense, and same is liquidated at the sum of four hundred forty-three & 70/100 dollars, with costs of suit

Debt $443.70
Interest from Nov. 20, 1942.
Judgment
Paul D. Slayton, Prothy.

R-page 102.
Fi. Fa. No. 10 Feby. Term, 1943.

Apr. 14, 1943, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record. ✓

Attorney for Plaintiff.

Witness: Paul D. Slayton, Pro.

# SEPTEMBER TERM, 1942

Donald C. Thompson
152

Hallie M. Johnson
vs.
Carroll L. Johnson
Issued Aug 8, 1942

| | |
|---|---|
| Tax & writ (paid) | 3.00 |
| Shff. King | - - - |
| Geo. C. Magee, Master | 25.00 |
| Pro. for Co. 9-15-42 Pd. | 8.60 |
| Atty. | 3.00 |

Sept. 14, 1942, Recd. $35.00 costs.
P.O.S.

Sept 24. 1942 - Rec'd 25.00
Martin Fui
Geo. C. Magee Jr.

10/28/42 - Rec'd $1.40 refund.
D. C. Thompson, Atty

Subpoena in Divorce
And now, August 8, 1942 Subpoena awarded, Returnable to second Monday of September, 1942
Per Curiam,
O. Clare Kent,
President Judge

Subpoena returned: George W. Bunce makes affidavit: That he served at Meadville, Pa. the within Subpoena in Divorce on the respondent, Carroll L. Johnson on Aug. 8, 1942 at No. 7:50 o'clock P.M., by handing to him a true and attested copy of the within Subpoena and at the same time informing him of the contents thereof; the said respondent, Carroll L. Johnson being personally known by your affiant. (See affidavit on Subpoena.)

And now, Sept. 14, 1942, upon hearing the within motion, Geo. C. Magee, Esq., is appointed Master to take the testimony and report thereon to the Court.

Per Curiam.

Sept. 25, 1942, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942; No. 56,

Now October 3, 1942, after due consideration a divorce is decreed as prayed for and the respondent, Carroll L. Johnson is ordered to pay the cost of this proceeding.

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, 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 Hallie M. Johnson, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Hallie M. Johnson, the libellant, and the said Carroll L. Johnson, 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<br>153 | Frank L. Davis<br>vs.<br>Robert Henggi<br>Issued Aug. 10, 1942<br><br>Tax + writ (paid) 2.00<br>Shff. King (paid) 3.40<br>Shff. Allegheny Co (pd) 6.00<br>Pro. for Co 4/19/43 Pd. 1.50<br>Atty. 3.00 | Summons in Trespass<br>Returnable to first Monday of September next<br>Writ returned: (a) On the 12th day of August, 1942, at 11:30 A.M., served Robert Henggi, at No. Allegheny River Blvd. at Plum Street, Oakmont, Pa., Allegheny County, Penna, with a true and attested copy of the within ~~writ~~, by handing to and leaving with him personally and making known to him the contents thereof.<br>Walter J. Smith<br>Deputy Sheriff, Allegheny County, Penna.<br>So answers, Robert J. Corbett,<br>Sheriff, Allegheny County, Penna<br>(b) Served the within summons upon Robert Henggi, by deputizing the Sheriff of Allegheny County, Pa., as per his return hereto attached. So answers Bert A. King, Sheriff. |

4/19/43 this case settled + discontinued of record.
Kent + Kent
Attys for plaintiff.

# SEPTEMBER TERM, 1942

Kent & Kent
154

Leona Bras, by her mother & next friend, Mrs. Avrilla Grove
Vs.
James Bras.
Prof. C. Kiebort, Jr. Guardian ad litem
Issued Aug. 10, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Shff. King (paid) | 3.40 |
| Geo. C. Magee, Master | 25.00 |
| Pro. for Co. 9-21-42. Pd. | 8.60 |
| Atty. | 3.00 |
| Pro. addl. 10/26/42. Pd. | 2.00 |
| F. C. Kiebort, Jr. | 15.00 |

Subpoena in Divorce.
And now, August 10, 1942 the within petition presented, and Subpoena awarded, returnable to the Second Monday of September, 1942.
Per Curiam,
O. Clare Kent, P.J.

Subpoena retd: Served the within Subpoena in Divorce on the Respondent, personally, on the 17th day of August, 1942, 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, September 21, 1942 George C. Magee, Esq., is hereby appointed Master to take testimony in the above entitled case.
Per Curiam.

Sept. 21, 1942, Recd $33.60 costs.
P.D.S.

Oct 26, 1942 recd $15.00 Guardian fee in the above case.
F. C. Kiebort, Jr.
Guardian ad litem

And now, Oct. 12, 1942 On motion in open Court, Fred C. Kiebort, Jr. Esq., is hereby appointed Guardian ad litem for the within named respondent. Per Curiam. (See paper filed)

And now, Oct. 12, 1942 On motion in open Court an amendment is allowed by substituting as libellant the following: "Leona Bras, by her mother and next friend, Mrs. Avrilla Grove." Per Curiam. (See paper filed)

Nov 18-1942 Recd $25.00 Master fees.
F. S. Magee Jr.

Nov. 18, 1942, Testimony and Report of Master filed,
On Argt. List for Nov. Term, 1942, No. 16.

Now December 1, 1942, after due consideration a divorce is decreed as prayed for, the respondent, James Bras, is ordered to pay the cost of this proceeding and the custody of minor child, Carol Ann Bras, is awarded to libellant, Leona Bras.

Per Curiam, O. Clare Kent P.J.

Decree: And now, to-wit: December 1, 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 Leona Bras, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Leona Bras, the libellant, and the said James Bras, 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, Carol Ann Bras, is awarded to libellant, Leona Bras.

Per Curiam.

F. Joseph Thomas
155

Alice D. Koessling
vs
Lawrence W. Koessling
Issued Aug. 10, 1942

Tax + writ (paid) # 3.00
Shff. King 4.40
Map B. Maloney, Master 25.00
Pro. for Co. 9-15-42 Pd. 8.60
Atty. 3.00

Sept. 14, 1942, Recd. #33.60 costs
P.D.S.

Sept 26, 1942 Recd 25.00
master fee.
Map B Maloney
master.

Subpoena in Divorce.
And now, August 8, 1942 Subpoena awarded, Returnable to the second Monday of September, 1942.
Per Curiam,
O. Clare Kent,
President Judge.

Sept. 15, 1942, Subpoena retd. Served the within Subpoena in Divorce on the Respondent, personally, on the 21st day of August, 1942, 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, September 14, 1942, Map B. Maloney, Esq., is appointed Master to take testimony in the above entitled case and make a report thereon to the Court.
Per Curiam

Sept. 26, 1942, Affidavit as to non-military service of respondent filed.
Sept. 26, 1942, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942; No. 70.

Now October 16, 1942, after due consideration a divorce is decreed as prayed for upon the grounds of respondents impotency and said respondent, Lawrence W. Koessling, is ordered to pay the cost of this proceeding.
Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 16, 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 D. Koessling, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Alice D. Koessling, the libellant, and the said Lawrence W. Koessling, 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
156

Mildred Claire Dygert
vs
Floyd E. Dygert
Issued Aug. 10, 1942
#
Tax & writ (paid) 3.00
Shff. King (paid) 10.70
Paul E. Thomas, Master 25.08
Pro. for Co. 9-22-42 Rd. 8.60
Atty. 3.00

Subpoena in Divorce
And now, August 10, 1942, 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 14th day of August, 1942, 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 Bert A. King, Sheriff.

And now, September 21, 1942, Paul E. Thomas, Esq., is appointed Master in the above entitled case.
Per Curiam

Sept. 21, 1942, Rec'd $35.00 costs.
P. D. S.

Sept 23, 42, Rec'd $25 Master's fee
P. E. Thomas

Sept. 23, 1942, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942, No. 51.

Now October 3, 1942, after due consideration a divorce is decreed as prayed for and the respondent, Floyd E. Dygert, is ordered to pay the cost of this proceeding.
Per Curiam
O. Clare Kent P.J.

Oct 27, 1942 Received #1[40] refund of costs -
K. W. Rice
Atty for Libellant

Decree

And now, to-wit: October 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 Mildred Claire Dygert be divorced and forever separated from the nuptial ties and bond of matrimony heretofore contracted between her the said Mildred Claire Dygert, the libellant, and the said Floyd E. Dygert, 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.

| | | |
|---|---|---|
| W. J. Sweeney<br>157 | Bertha Loretta Bodine<br>vs.<br>Robert Maxwell Bodine<br>Issued Aug. 11, 1942<br><br>Tax & writ (paid) $3.00<br>Staff King. | Subpoena in Divorce<br>And now Aug. 11, 1942 Subpoena awarded, Returnable to second Monday of September, 1942<br>Per Curiam,<br>Obsare Kent, P.J. |

| | | |
|---|---|---|
| Herbert A Mook<br>158 | Mary Pardee<br>vs.<br>A P Mitchell and Mrs C O Copeland, otherwise known as Frances E Mitchell Copeland with notice to Jennie Vanderhoof, Terre Tenant.<br>Issued Aug 11, 1942.<br>Pro Slayton (paid) $ 2.25<br>Stff King (paid) 1.00 | Of No. 151 September Term, 1937 Appt<br>Scire Facias to Revive and Continue the Lien of the above Judgment, with notice to Jennie Vanderhoof, Terre Tenant, Returnable to First Monday of September, 1942<br>M. page 166; Co. page 83, V page 30<br>Writ returned: Served the within Sci Fa personally upon A P Mitchell on Aug 20, 1942 at 4:35 o'clock P M, by handing to Grace Mitchell, his wife, an adult member of the family at their residence No. 380 Randolph Street, City of Meadville, Crawford County, Pa., a true and attested copy thereof, and making contents of same known to her.<br>Also, served the within Sci Fa, upon Jennie Vanderhoof, terre tenant, on Aug 20, 1942 at 5:40 o'clock P M, at her residence in Rome Tp, Crawford County, Pa., by handing to her a true and attested copy thereof, and making contents of same known to her.<br>Nihil habet as to Mrs C O Copeland, otherwise known as Frances E Mitchell Copeland, defendant<br>So answers Bert A King, Sheriff<br>August 25, 1944, This Judgment is Assigned to Commonwealth of Pennsylvania, Department of Public Assistance, Harrisburg, Pa. (see paper filed) |

| | | |
|---|---|---|
| Humes & Kiebort<br><br>159 | Leona M. Acker, by her grandmother and next friend Leona Derrick<br>vs.<br>Charles W. Acker<br>Issued Aug. 13, 1942<br>Tax & writ (paid) 3.00<br>Shff. King (paid) 3.60 | Subpoena in Divorce<br>And now, August 13, 1942, Subpoena awarded, returnable to second Monday of September, 1942.<br>Per Curiam,<br>O. Clare Kent, P.J.<br>Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 20th day of August, 1942, 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.<br>So answers Bert A. King, Sheriff |

Herbert A. Mook
160

Mildred P. Beebe, by her father and next friend Walter E. Chason
vs.
Kenneth V. Beebe

Issued Aug. 13, 1942

| | | |
|---|---|---|
| Tax & writ | 9/23/42 Paid | $ 3.00 |
| Shff. King | (Paid) | 3.40 |
| J. Perry Eckels, Master | | 25.00 |
| Pro. for Co. 9-24-42, Pd. | | 8.60 |
| Atty | | 3.00 |
| Shff. King, alias | | 3.20 |
| Pro. for Co. 11-21-42, Pd. | | 1.40 |

Subpoena in Divorce and for custody of minor child Gail Marie Beebe, aged 16 months.

And now, August 13, 1942, the within petition presented and Subpoena awarded, returnable to the second Monday of Sept. 1942

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

Subpoena retd. Served the within Subpoena in Divorce on the Respondent personally, on the 13th day of Aug. 1942, 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, Sept. 14, 1942, 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.

Sept. 14, 1942, Paid $35.00 costs.
P.D.S.

Nov. 20 1942 Received $25.00 Master's fee.
J. Perry Eckels

Sept. 28, 1942, On motion in open court, amendment allowed to libel by joining "Walter E. Chason, father and next friend of Mildred P. Beebe, a minor" as a party libellant; and an alias Subpoena in Divorce is awarded returnable to first Monday of November, 1942

Per Curiam
O. Clare Kent, P.J.

(See paper filed Sept. 30, 1942)

Sept. 30, 1942 Alias Subpoena in Divorce issued, returnable to first Monday of Nov. next.

Alias Subpoena retd. Served the within alias Subpoena in Divorce on the respondent personally on the 31st day of October, 1942, 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 Bert A. King, Sheriff.

Nov. 20, 1942, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1942, No. 28.

Nov. 29, 1942, Affidavit of non-military service of respondent filed.

Now December 3, 1942, after due consideration a divorce is decreed as prayed for and the respondent, Kenneth V. Beebe is ordered to pay the cost of this proceeding.

Per Curiam, O. Clare Kent P.J.

Decree: And now, to-wit: December 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 Mildred P. Beebe, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Mildred P. Beebe, the libellant, and the said Kenneth V. Beebe

(Continued on margin)

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

# SEPTEMBER TERM, 1942

J. E. Jack
161

Louis Winter Gartner, Jr.
vs.
Mary Joycelyn Gartner
Issued Aug. 13, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Shff. King (Paid | 1.60 |
| Shff. King, Alias (paid) | 1.60 |
| Shff. King, proc (paid) | 11.15 |

Subpoena in Divorce
August 13, 1942, Subpoena awarded. Returnable to second Monday of September, 1942.

Per Curiam,
O Clare Kent, PJ

Writ retd: And now, Sept. 14, 1942, writ returned, Non est inventus as to within named respondent.
So answers Bert A. King, Sheriff.

Oct. 9, 1942, Alias Subpoena in Divorce issued, Returnable to the Second Monday of Nov. 1942.

Alias Subpoena retd: Nov. 9, 1942, Non est inventus as to the within named respondent.
So answers Bert A. King, Sheriff.

Nov. 10, 1942, Order issued for publication of Proclamation in Divorce in above entitled case; retble to 1st Mon. of Jan. next.

And now, Jan. 4, 1943, 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.

# SEPTEMBER TERM, 1942

F. Joseph Thomas
162

Josephine S. Smith
vs
Miles G. Smith
Issued Aug. 13, 1942

| | |
|---|---|
| Tax & writ (paid) # | 3.00 |
| Shff King (Paid) | 4.20 |
| Fred C. Kiebort, Jr. Master | 25.00 |
| Pro. for Co 9-15-42. Pd | 8.60 |
| Atty | 3.00 |
| | 43.80 |

Sept. 14, 1942, Recd. $33.60 costs
P.D.S.

Subpoena in Divorce.
And now, August 13, 1942 Subpoena awarded, Returnable to the second Monday of September, 1942
Per Curiam,
O. Clare Kent,
President Judge

Sept. 10, 1942, Subpoena retd: Served the within Subpoena in Divorce on the Respondent, personally, on the 18th day of August, 1942, 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.

Recd $25.00 Master's Fee
Sept. 24, 1942
F. C. Kiebort Jr.
Master.

And now, September 14, 1942, Fred C. Kiebort, Jr., Esq., is appointed Master to take testimony in the above entitled case and to make a report thereon to the Court.
Per Curiam

Sept. 24, 1942, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942: No. 55.

Sept. 26, 1942, Affidavit of non-military service of respondent filed.

Now October 3, 1942, after due consideration a divorce is decreed as prayed for and the respondent, Miles G. Smith, is ordered to pay the cost of this proceeding.
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, 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 Josephine S. Smith, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Josephine S. Smith, the Libellant, and the said Miles G. 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.

# SEPTEMBER TERM, 1942

J. E. Bossard

163

Herbert A. Mook
10-31-45. P. D. $.

11-5-45 Rec'd $37.10 costs.
P. D. $.

11/19/45 Rec'd 25.00
Marie's Fee
" Max B. Maloney
Master

Pro. add'l. 2-28-46 Paid $2.25

On Argt. List for Nov. Term, 1945, No. 32, November 30, 1945, it clearly appears that this case is not properly upon the argument list, consequently the case is returned to the Prothonotary, without prejudice, in order that the discrepancies may be connected.
Per Curiam, O. Clare Kent P.J.
February 11, 1946, Notice of Placing Case on Argument List for February Term 1946 filed.
January 19, 1946, Service of the above notice accepted by Herbert A. Mook, Attorney for Respondent.
On Argt. List for Feby. Term, 1946, No. 45.
Now, March 6, 1946, after due consideration a divorce is decreed on the charge of desertion and respondent, Robert Charles Mushrush, is ordered to pay the cost of this proceeding. Per Curiam

(Continued on pg. 674)

Evelyn Louisa Mushrush, by her mother and next friend, Ola G. Woodell
vs.
Robert Charles Mushrush
Issued Aug. 13, 1942.

| | | |
|---|---|---|
| Tax + writ | 8/11/42 Paid | $ 3.00 |
| Sheriff King. (paid) | | 1.60 |
| Shff. King, alias (pd) | | 1.60 |
| Shff. King, Pluries (pd) | | 5.50 |
| Max B. Maloney, Master | | 25.00 |
| Pro. for Co. 11-7-45 Pd. | | 12.10 |
| Atty. | | 3.00 |

Subpoena in Divorce
And now, August 13, 1942, Subpoena awarded, Returnable to the second Monday of Sept. next, the beginning of Regular term.
Per Curiam,
O. Clare Kent, P.J.

Subpoena retd Sept. 14, 1942. Non est inventus as to the within named respondent. So answers Bert A. King, Shff.
Sept. 14, 1942, Alias Subpoena in Divorce issued, returnable to first Monday of Nov. next.
And now, November 5, 1942, upon motion of attorney for libellant, it appearing that Robert Charles Mushrush, respondent in the above entitled case is a minor under the age of twenty-one years, and over the age of fourteen years and has this day appeared personally before the Court for the purpose of choosing his own Guardian, and after giving due regard to the wishes of the said Robert Charles Mushrush, Grace E. Mushrush is hereby appointed his Guardian ad litem in the above entitled case.
(See paper filed.) Per Curiam
Alias Subpoena returned: Nov. 2, 1942, Non est inventus as to the within named respondent.
So answers Bert A. King, Sheriff.
Nov. 5, 1942, Pluries Subpoena in Divorce issued, returnable to first Monday of Dec. 1942.
Pluries Subpoena retd: Served the within Pluries Subpoena in Divorce on the Respondent personally, on the 5th day of Nov. 1942, 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 Bert A. King, Sheriff.
Also, served the within pluries Subpoena in Divorce upon Grace E. Mushrush, Guardian ad litem for Robert Charles Mushrush, the within named respondent, on Nov. 5, 1942, at 3:20 o'clock P.M., at her residence No. 321, Columbia Avenue in the City of Meadville, Crawford County, Pa., 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, Deputy Sheriff.
Bert A. King, Sheriff.

Oct. 31, 1945, Power of attorney from Respondent to Herbert A. Mook, Esq., filed.
And now, November 5, 1945 Max B. Maloney, Esq. is hereby appointed Master in Divorce in the above entitled case.
Per Curiam,
Nov. 19, 1945, Testimony and Report of Master filed.
Nov. 19, 1945 Acceptance of service of notice of filing Master's Report filed. - Continued in Margin -

# SEPTEMBER TERM, 1942

| | | |
|---|---|---|
| W. J. Sirdevan<br>164 | Lawrence Joseph Rudolph<br>vs.<br>Eva Pauline Rudolph<br>Issued Aug. 14, 1942<br>Tax + writ (paid) $ 3.00<br>Stff King | Subpoena in Divorce<br>And now, August 14, 1942 Subpoena awarded, Returnable to 2d Monday of September, 1942.<br>Per Curiam,<br>O. Clare Kent, P.J. |

Himmes & Kriebert
165

Inez M. Wolfe
vs.
Robert S. Wolfe
Issued Aug. 14, 1942

| | $ |
|---|---|
| Tax & writ (paid) | 3.00 |
| Shff. King (paid) | 3.40 |
| Otto A. Stolz, Master | 25.00 |
| Pro. for Co. 9-17-42, Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce and for the custody of Winifred Wolfe, aged 2 years, minor child of the parties.

And now, August 14, 1942, Subpoena awarded, returnable to second Monday of September, 1942.

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, 1942, 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 Bert A. King, Sheriff

And now, September 17, 1942, Otto A. Stolz, Esq. is appointed Master in the above case.

Per Curiam.

Sept. 17, 1942, Recd $35.00 costs.
P.D.S.

Sept. 23-42 Recd Masters Fee $25.00
Otto A Stolz

Sept. 23, 1942, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942, No. 50.

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 and the respondent, Robert S. Wolfe, is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

Oct. 27-1942 Recd of Pro. Slayton $1.40 refund of costs advanced
F.C.

Decree

And now, to-wit: October 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 Inez M. Wolfe, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Inez M. Wolfe, the libellant, and the said Robert S. Wolfe, 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.

# SEPTEMBER TERM, 1942

F. Joseph Thomas

166

Earl A. Gilbert, trading and doing business as Meadville Laundry

vs.

International Laundry Workers Union, Local No. 202

Entered Aug. 14, 1942

Pro. Slayton 12/29/42 Paid $ 5.00 ✓

Pro. docket Entries 10-5-44 @ 2.50

Aug. 14, 1942. Petition of Earl A. Gilbert to set aside the Decision and Order of the Pennsylvania Labor Relations Board entered April 27, 1942, and made absolute and final Aug. 5, 1942, and for an order staying said Decision and Order of the Board pending final determination by the Court — presented to Hon. Oblare Kent, P.J. and filed.

And now, August 14, A.D. 1942, upon presentation of the foregoing petition and consideration thereof, a rule is hereby granted to show cause why the Decision and Order of the Pennsylvania Labor Relations Board in proceedings before said Board at No. 1, year of 1942, should not be set aside. It is further ordered and decreed that the filing of this petition and this order shall operate as a Stay of the Board's order pending final determination by the Court. Returnable sec. reg. and sec. leg.

Per Curiam,
Oblare Kent,
President Judge.

(See petition filed)

Aug. 24, 1944, Copy of Opinion & Order mailed to Pennsylvania Labor Relations Board and to Attorney Leo D. Shapiro, 1003 Law & Finance Bldg. Pittsburgh, Pa.

Aug. 17, 1942, Exceptions to the Decision and Order of the Pennsylvania Labor Relations Board filed.

On Argt. List for Sept. Term, 1942, No. 27. Sept. 29, 1942 Argued.

Sept. 28, 1942, Transcript of Record from Pennsylvania Labor Relations Board filed.

Sept. 28, 1942, Answer to Petition for review and rule to show cause filed.

Sept. 29, 1942, Affidavit of service on Penna. L.R. Board and Leo D. Shapiro, attorney, filed.

August 24, 1944, Opinion sur rule to show cause why the decision and order of the Pennsylvania Labor Relations Board should not be set aside filed.

Order: Now, August 24, 1944, Respondents' petition is sustained and the rule to show cause entered thereon August 14, 1942, why the Decision and Order of the Pennsylvania Labor Relations Board at No. 3, Year 1942, should not be set aside, is made absolute and said Decision and Order is hereby set aside and declared of none effect.

Exception is hereby noted and sealed for Complainant.

Per Curiam,
O. Clare Kent, President Judge.

N.B. The text of our Opinion is filed at Nos. 166 and 167 September Term, 1942, and made a part of the record herein, a copy thereof accompanying this Order and Decree.

Per Curiam,
O. Clare Kent, President Judge.

F. Joseph Thomas

167

Earl A. Gilbert, trading and doing business as Meadville Laundry
vs.
International Laundry Workers Union, Local No. 202.
Entered Aug. 14, 1942
Pro. Slayton 12/20/42 Paid $5.00
Pro. docket entries 10-5-44 Pd. 2.50

Aug. 14, 1942, Petition of Earl A. Gilbert to set aside the Decision and Order of the Pennsylvania Labor Relations Board entered April 27, 1942, and made absolute and final Aug. 5, 1942, and for an order staying said Decision and Order of the Board pending final determination by the Court, - presented to Hon. O. Clare Kent, P. J., and filed.

And now, August 14, 1942, upon presentation of the foregoing petition and consideration thereof, a rule is hereby granted to show cause why the Decision and Order of the Pennsylvania Labor Relations Board in proceedings before said Board, at No. 3, year of 1942, should not be set aside.

It is further ordered and decreed that the filing of this petition and this order shall operate as a stay of the Board's order pending final determination by the Court. Returnable sec. reg. and sec. leg.

Per Curiam,
O. Clare Kent,
President Judge.

(See petition filed)

Aug. 24, 1944, Copy of Opinion & Order mailed to Pennsylvania Labor Relations Board and to attorney Leo S. Shapiro, 1003 Law & Finance Bldg. Pittsburgh, Pa.

Aug. 17, 1942, Exceptions to the Decision and Order of the Pennsylvania Labor Relations Board filed.

On Argt. List for Sept. Term, 1942, No. 28. Sept. 30, 1942, Argued.

Sept. 28, 1942, Transcript of Record from Pennsylvania Labor Relations Board filed.

Sept. 28, 1942, Answer to Petition for review and rule to show cause filed.

Sept. 29, 1942, Affidavit of service upon Penna L. R. Board and Leo S. Shapiro, attorney filed.

August 24, 1944, Opinion sur Rule to show cause why the decision and order of the Pennsylvania Labor Relations Board should not be set aside filed.

Order: Now, August 24, 1944, Respondent's petition is sustained and the rule to show cause entered thereon August 14, 1942, why the Decision and Order of the Pennsylvania Labor Relations Board at No. 3, Year 1942, should not be set aside, is made absolute and said Decision and Order is hereby set aside and declared of none effect.

Exception is hereby noted and sealed for Complainant.

Per Curiam,
O. Clare Kent, President Judge.

N. B. The text of our Opinion is filed at Nos. 166 and 167, September Term, 1942, and made a part of the record herein, a copy thereof accompanying this Order and Decree.

Per Curiam,
O. Clare Kent, President Judge.

# SEPTEMBER TERM, 1942

Stuart A. Culbertson
168

And now Aug 25, 1942 received of Prothonotary Hunt & Dunn docket fee. Stuart A. Culbertson Atty for Pltff.

Hunt and Dunn
vs
J. A. Klipple
Entered Aug 14, 1942

Pro Slayton Atty — 8/25/42 Paid — $ 2.25 — 3.00

Of No. 220 May Term, 1937, D.S.B.
Amicable Scire Facias sur Judgment
It is agreed That the Prothonotary of said Court enter 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 thirty-three and 84/100 Dollars, being the amount of debt, interest to Aug. 24, 1942, and costs now due on the original judgment [which includes attorney commission]; with all the waivers and conditions contained in the original judgment note

Debt $ 433.84
Int. from Aug. 24, 1942
Judgment.

K. page 91

Paul D. Slayton, Prothy

August 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.

Hunt & Dunn
By John A. Dunn

Witness: Paul D. Slayton

# SEPTEMBER TERM, 1942

Stuart A. Culbertson
169

Hunt and Dunn
vs
J. A. Klipple
Entered Aug. 14, 1942

Pro. Slayton 8/25/42 Paid $2.25
Atty 3.00

Of No. 221 May Term, 1937. D. & B.
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 plaintiffs and against the defendant, for the sum of Five hundred twenty-six and 61/100 Dollars, being the amount of debt, interest to August 24, 1942, and costs now due on the original judgment [which includes Atty Com.] with all the waivers and conditions contained in original judgment note

Debt $526.61
Int. from Aug. 24, 1942.

K. page 91 — Judgment.
Paul D. Slayton, Prothy.

Aug. 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.

Hunt & Dunn
By John A. Dunn
Witness: Paul D. Slayton

Aug. 25 1942 rcd
J. Pro Mayo
#3.2 dckt'd
Hunt & Dunn
Atty for Pl'ff

# SEPTEMBER TERM, 1942

Herbert A Mook
170

Anna R. Eastman
vs.
Edward H. Eastman
Issued Aug. 14, 1942

| | | |
|---|---|---|
| Jas. writ 9/25/42 | Paid | $ 3.00 |
| Skeff. King (Paid) | | 4.90 |
| John C. Spencer, Master | | 25.00 |
| Pro. for Co. 9-25-42 | Pd. | 8.60 |
| Atty. | | 3.08 |

Sept. 25, 1942, Recd. $33.60 costs. P.D.S.

Sept 28, 1942, Received $25.00 Master's Fee in the above entitled case — John C. Spencer, Master.

Subpoena in Divorce

And now, August 14, 1942, Subpoena awarded, returnable to the second Monday of September, 1942.

Per Curiam,
O. Clare Kent,
President Judge

Subpoena retd.: Served the within Subpoena in Divorce on the Respondent personally, on the 24th day of August, 1942, 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, September 25, 1942, John C. Spencer, Esquire, is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court.

Per Curiam

Sept. 26, 1942, Testimony and Report of Master filed.
On Argt. List for Sept. Term, 1942; No. 68.
Sept 28, 1942, Affidavit of non-military service of respondent filed.

Now October 15, 1942, after due consideration a divorce is decreed as prayed for and the respondent, Edward H. Eastman is ordered to pay the cost of this proceeding.

Per Curiam
O. Clare Kent P.J.

Decree

And now, to-wit: October 15, 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 Anna R. Eastman be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Anna R. Eastman, the libellant, and the said Edward H. Eastman, the respondent; and that thereupon all and every the duties, right 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 E Wimmer
Donald E Thompson

171

Margaret E. Peters, assignee of Henry E. Williams
vs.
Clara M. Koessling, Administratrix of the estate of Charles A. Peters, deceased. and Clara M. Koessling, J. Roy Peters, Grant A. Peters, Earl M. Peters, Jerry E. Peters, Wallace A. Peters, and Dorothea I. Forker, heirs at law of Charles A. Peters and Elnora Peters, (both deceased) and real owners
Issued Aug. 15, 1942

| | |
|---|---|
| Tax & writ (paid) | 3.50 |
| Recorder Smock | .50 |
| Sheriff King (paid) | 8.50 |
| Pro. Slayton Pd. on Ter. Fa. | 4.50 |
| Atty | 3.00 |

Debt $2294.78
Int from Aug 15, 1942
Judgment
Paul D Slayton,
E. page 119 Prothy
D. pp. 182-6 + 169 F. fa 110
Levi Fac to No 23 Nov Term, 1942

Scire Facias sur Mortgage recorded in Mortgage Book 138, page 322
Returnable to next term.
Aug. 15, 1942 Averment of default and affidavit of real ownership filed.
Aug. 15, 1942 Statement of Claim filed.
Writ returned: Served the within Sci. Fa sur Mortgage together with copy of Statement of Claim upon Clara M. Koessling, Administratrix of the estate of Charles A. Peters, deceased and Clara M. Koessling, J. Roy Peters, Grant A. Peters, Earl M. Peters, Jerry E. Peters, Wallace A. Peters and Dorothea I. Forker, heirs at law of Charles A. Peters, and Elnora Peters, (both deceased) and real owners, - waiver and confession of judgment obtained, as hereto attached. So answers,
Bert A. King, Sheriff
October 7, 1942 Waiver of service and confession of judgment in seven separate and identical writings, dated Aug. 21, 1942, attached to the writ, filed, signed and sealed, respectively by the defendants: Clara M. Koessling individually and as Admx. of the estate of Charles A. Peters, deceased; J. Roy Peters; Grant A. Peters; Earl M. Peters by Donald E. Thompson, Atty in Fact; Jerry E. Peters; Wallace A. Peters; and Dorothea I. Forker and being as follows: "Whereas a scire facias sur mortgage has been duly issued at the above number and term, by the plaintiff, and against the above named defendants; And whereas, the within defendants admit that the mortgage debt, with interest, attorneys commission and costs as claimed has not been paid and is now due and payable; Now, therefore, it is agreed that this action be entered with like effect as if a Scire Facias had been regularly issued out of said Court at the suit of the plaintiff against the defendant, upon the certain mortgage specifically set forth and mentioned in the statement of claim as filed, and as if said writ of Scire Facias and the statement of claim as filed had been duly served upon the undersigned personally, and so returned; and the undersigned, one of said defendants, specifically waives other and further service of the said writ and statement of claim, and hereby confesses judgment to the said plaintiff, in the sum of $2294.78, with interest from August 15, 1942, as claimed (being the principal due on said mortgage, with interest to said date and the stipulated attorney's commission of 5%), without stay of execution and with a full release of errors. Said judgment and execution, however, to be in rem and restricted to the real estate as described in said mortgage as recorded in Crawford County, Pa., Mtg. Book 138, page 322)

— Continued on margin —

# SEPTEMBER TERM, 1942

R. B. Mahaffey
172

June 7, 1943 Recd $35.50 costs
P. D. S.
Aug. 19, 1943 Recd 25.00
Masters fee
Chas. B. Stegner, Master.

Ethel Elizabeth Long
vs.
Daniel Edward Long
Issued Aug. 15, 1942

| | |
|---|---|
| Tax on writ (paid) | $ 3.00 |
| Sheriff King (paid) | 1.60 |
| Shff. King, alias | 1.60 |
| Shff. King, Prod. paid | 11.15 |
| Pro. for C. 6-8-43 Rd. | 10.50 |
| Atty. | 3.00 |

Subpoena in Divorce
And now, August 15, 1942, Subpoena awarded Returnable to First Monday of October next.
Per Curiam,
O. Clare Kent,
President Judge

Subpoena returned: Oct. 5, 1942, Non est inventus as to the within named respondent.
So answers Bert A. King, Sheriff

Oct. 5, 1942, Alias Subpoena in Divorce issued, returnable to Second Monday of November, 1942.

Alias Subpoena rtd: Nov. 9, 1942, Non est inventus as to the within named respondent. So ans. Bert A. King, Sheriff

Jan. 8, 1943, Order issued for publication of proclamation in divorce, returnable to second Monday of Feb. next.

June 7, 1943, Proclamation rtd: ------ 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, June 7, 1943, Charles B. Stegner, Esq., is appointed master in divorce as prayed for.
Per Curiam.

Aug. 19, 1943, Testimony and Report of Master filed
On Argt. List for Sept. Term, 1943; No. 38.

Sept. 27, 1943, Affidavit of non-military service of respondent filed.

Now Sept. 29, 1943, after due consideration a divorce is decreed as prayed for and the respondent, Daniel Edward Long, is ordered to pay the cost of this proceeding.
Per Curiam, O. Clare Kent P. J.

Decree:- And now, to-wit: September 29, 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 Ethel Elizabeth Long, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Ethel Elizabeth Long, the libellant and the said Daniel Edward Long, 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.

# SEPTEMBER TERM, 1942

Kenneth W. Rice
173

Marjorie Scheldt
vs.
Fred E. Scheldt
Issued Aug. 15, 1942
Tax + writ (paid) $ 3.00
Sheriff King, (paid) 4.90

Subpoena in Divorce and for the custody of Sandra Scheldt, minor child of the parties, born on July 13, 1941.

And now, August 15, 1942, Subpoena awarded, Returnable to the second Monday of September next.

Per curiam,
Oldare Kent,
President Judge

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 11th day of Sept., 1942, 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 Bert A. King, Sheriff.

# SEPTEMBER TERM, 1942

| | | |
|---|---|---|
| George J. Barco | Sam'l Cervone, Ejecutor of the Estate of Bernici Cervone, deceased, | Summons in Trespass |
| 174 | vs | Returnable to first Monday of September next. |
| Issued 8/18/42 R.D.S. | George E. Boyle | Aug. 17, 1942, Plaintiff's statement of claim filed, one copy certified. |
| | Issued August 17, 1942. | Aug. 20, 1942. Affidavit of defense filed. Service accepted by Plff's. Atty. |
| | Tax & writ (Paid) $2.00 | On Fall Term, 1942, No. 31. |
| | Shff. King (paid) 6.40 | Oct. 12, 1942, Continued on application of plaintiff. Per Curiam |
| | Pro for Co. Paid 10/13/43 8.65 | Writ returned: Served the within Summons, together with copy of Statement of claim, personally upon George E. Boyle, on August 18 1942, at 11:45 o'clock A.M., at his residence in Conneaut Lake Borough, Crawford County Pa., by handing to him a true and attested copy thereof and making contents of same known to him. So answers Bert A. King, Sheriff |
| | Atty 3.00 | On Winter Trial List, 1943, No. 30. |
| | | And now, Jany 6, 1943. On motion in open Court, case continued on application of defendant, and marked remanet. (See paper filed.) Per Curiam |
| | | On Spring Trial List, 1943, No. 8. |
| | | Feby 22, 1943, Continued on application of defendant, to be marked remanet, with instructions to be ready for trial on next list by either having absent witness present, or taking of testimony in meantime. Per Curiam. |
| | | On Fall Trial List, 1943, No. 2. |
| | | "Oct 4, 1943 Settled. OCK" |
| | | And now, October 11, 1943 the above entitled case is settled, and the Prothonotary is authorized to discontinue the same from record. |
| | | George J Barco, Atty for Plff. |

J. Perry Eckels)

175.

Montgomery Ward & Co, a corporation,
vs.
Wm. C. Bohrer and Bertha Berry, found in possession & served by Sh'ff
Issued August 17, 1942.

Sap & writ (Ind 8/28/42) $3.00
Shff. King (Paid) 5.40

Replevin for one Montgomery Ward Electric Refrigerator No. 871; of the value of $125.00; Returnable to the first Monday of September nest.

Aug. 17, 1942, Affidavit of value filed.

Aug. 17, 1942, Plaintiffs Bond in Replevin with United States Fidelity & Guaranty Co. as surety, in the sum of Two hundred fifty dollars filed.

Writ returned: Replevied as within commanded Aug 18, 1943, at 4:30 o'clock P.M., all of the within described goods and chattels, and summoned Bertha Berry, the person in whose possession the goods and chattels were found and whose name I have added to the within writ, by handing to her personally at 279 Pine Street, City of Meadville, Crawford County, Pa., August 18, 1942, at 4:30 o'clock P.M., a true and attested copy of the within writ, together with copy of praecipe, statement and affidavit in Replevin, and making known to her the contents thereof.

And Nihil habet as to Wm. C. Bohrer, the within named defendant. And on Aug 18, 1942, the goods so replevied were placed in storage at Montgomery Ward & Co., the within named plaintiff. So answers Bert A. King, Sheriff.

July 21, 1943. It appearing by the return of the Sheriff this day filed, that Bertha Berry, having been found in possession of the goods and chattels, was served with the writ by the Sheriff, - her name is added as a party deft, sec. leg. (See Act of 1901, Dec 2, P.L. 89.)

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| Humes & Kiebort<br>176 | Petition of Talon, Inc<br>for<br>Satisfaction of a mortgage given by G. R. Howard to Bradford R. Alden on Mar. 26, 1870 and recorded in Mortgage Book N, page 443.<br>Entered Aug. 17, 1942<br>Pro. Slayton, Mag/Sh'ff 5.00<br>Sheriff King, paid 41.75 | Aug. 17, 1942, Petition presented to Hon. O. Clare Kent, P. J. and filed.<br>Now, August 17, 1942, on consideration of the foregoing petition, it is ordered and decreed, that the Sheriff of Crawford County, serve a notice upon Bradford R. Alden or upon the legal representatives of the said Bradford R. Alden and upon the holder or holders of the mortgage described in the foregoing petition, if they or any of them can be found in said county and have known residence therein; and if said parties are unknown and can not be found, that he shall give public notice by advertisement of the facts set forth in the within petition once a week for four successive weeks after the presentation of this petition in the Tribune-Republican, a newspaper published in said county, commanding said parties to appear before this court on the second Monday of September, 1942, at 9:30 o'clock A. M., to show cause why the proper decree should not be granted and satisfaction of the said mortgage should not be entered on the record thereof as within prayed.<br>(See petition filed)<br>Per Curiam,<br>O. Clare Kent, P. J.<br>Certified copy of petition & order issued to Sheriff.<br>September 14, 1942 Sheriff's Return filed.<br>I, Bert A. King, Sheriff of Crawford County, do hereby certify and return that after diligent search and inquiry I was unable to find the within named Bradford R. Alden, or his heirs or legal representatives or any other holder or holders of the mortgage described in the annexed order, upon whom I could serve the said order, within my bailiwick and that in obedience to an order of Court to me directed a notice of the facts set forth in the petition was advertised once a week for four successive weeks after presentation of said petition in the Tribune-Republican, a newspaper published in said County, commanding said parties to appear on the second Monday of September, 1942 at 9:30 o'clock A. M. in said Court of Common Pleas, to answer said petition and show cause why satisfaction of said mortgage should not be entered by the Recorder of Deeds of said County, as appears by copy of said advertisement and proof of publication thereof hereto annexed.<br>So Answers<br>Bert A. King<br>Sheriff of Crawford County, Penna.<br>Meadville, Pa.<br>September 14, 1942<br>Final Decree: Now, September 14th. 1942, the Sheriff of Crawford County having returned that he was unable to find the said Bradford R. Alden, or his legal representatives, or the holder or holders of the within mentioned mortgage in his bailiwick, and that in obedience to the sai |

Continued on page 499

# SEPTEMBER TERM, 1942

Shames & Kiebort
177

Petition of Talon, Inc.
for
Satisfaction of a
mortgage given by
John Dick and Henry
Church to Eliza J. Ray
on May 11, 1874, and
recorded in Mortgage
Book 2, Page 712, &c.
assigned to J. R. Dick and Company
Entered Aug. 17, 1942

Pro. Slayton Paid $5.00
Sheriff King Paid $3.25

August 17, 1942, Petition presented to Hon. O. Clare Kent, P.J. and filed.

Now, August 17, 1942, on consideration of the foregoing petition, it is ordered and decreed that the Sheriff of Crawford County, serve a notice upon J. R. Dick and Company or upon the legal representatives of the said J. R. Dick and Company, and upon the holder or holders of the mortgage described in the foregoing petition, if they or any of them can be found in said County, and have known residence therein; and if said parties are unknown and cannot be found, that he shall give public notice by advertisement of the facts set forth in the within petition, once a week for four successive weeks in the Tribune-Republican, a newspaper published in said county, commanding said parties to appear before this Court on the second Monday of September, 1942, at 9:30 o'clock A.M., to show cause why the proper decree should not be granted and satisfaction of the said mortgage should not be entered on the record thereof as within prayed.

(See petition filed.)

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

Certified copy of petition & order issued to Sheriff.

September 14, 1942 Sheriff's Return filed.

I, Bert A. King, Sheriff of Crawford County, do hereby certify and return that after diligent search and inquiry I was unable to find the within named J. R. Dick and Company, its successors or legal representatives, or any other holder or holders of the mortgage described in the annexed order, upon whom I could serve the said order, within my bailiwick, and that in obedience to an order of Court to me directed a notice of the facts set forth in the petition was advertised once a week for four successive weeks after presentation of said petition in the Tribune-Republican, a newspaper published in said County, commanding said parties to appear on the second Monday of September, 1942 at 9:30 o'clock A.M. in said Court of Common Pleas, to answer said petition and show cause why satisfaction of said mortgage should not be entered by the Recorder of Deeds of said County, as appears by copy of said advertisement and proof of publication thereof hereto annexed.

Meadville, Pa.
September 14, 1942

So Answers
Bert A. King, Sheriff of Crawford County, Pa.

Final Decree: Now, September 14th. 1942, the Sheriff of Crawford County having returned that he was unable to find the said J. R. Dick & Company, or its legal representatives, or the holder or holders of the within mentioned mortgage in his bailiwick and that in obedience

Continued on page 689

J. Perry Eckels S.P.S. 9-11-43
J A Boland 10/12-42
178

Stuart A. Gilbertson

W. J. Ochs
vs.
Raymond Reynolds
Entered Aug. 19, 1942

| | # |
|---|---|
| Tax & entry (pd 8/20/42) | 1.50 |
| Costs on Trans | 7.35 |
| Pro Slayton (pd 3/22/43) | 2.50 |
| Atty | 3.00 |
| Prd Slayton since 11-22-43 Paid by | 7.10 |
| Jury- fee J. Perry Eckels | 4.00 |
| Atty | 3.00 |
| Appeal to Super Ct (pd) | 3.00 |

(Costs continued in margin)

Costs continued:

| | |
|---|---|
| Atty S.C. | 3.00 |
| Pro. Postage & Exemp. | 2.50 |

Appeal by Deft. from Judgment of Heilbraugh Esq. Alderman
Sept 2, 1942 Proof of service of notice to plaintiff of filing appeal filed.
Oct. 19, 1942 Statement of claim filed Copy certified
Dec. 7, 1942 Plaintiffs Statement of claim filed. Service of copy accepted by defendants attorney.
Dec. 21, 1942 Affidavit of defense filed. Service accepted by Plffs Atty 1/1/43
And now March 22, 1943 By direction of J. A Boland Esq, attorney for plaintiff, I hereby enter judgment in favor of the plaintiff and against the defendant, Raymond Reynolds, alias Raymond L. Reynolds for Ninety-nine and 57/100, the amount admitted by defendant to be due, without prejudice to plaintiffs right to proceed in a suit for the recovery of the balance of the claim.
(See paper filed)

Debt #99.57
Interest from Mar. 22, 1943
- Judgment
Paul D Slayton, Pro.

R page 150.

Fi. Fa to No. 26 May Term, 1943
On Fall Trial List 1943, No. 9.
And now, October 4, 1943 Jury called and sworn as follows: 1- Hazel Carpenter, 2- Fred Chapin, 3- Mrs. John Lewis 4- Mrs Mary Beucher at, 5- R M Beredict, 6- Mrs. Georgie Beiter, 7- Carling Stainbrook, 8- Daisy Bentley, 9- J H Mosier, 10- Mrs Martha Kelly 11- Mrs Mary E Lince, 12- Mrs Irene Denny Bried: twelve good and lawful persons who upon their solemn oaths which they have taken, say October 5, 1943, at 5:8 P M, they find in favor of the defendant, Raymond Reynolds O page 84.
Oct. 5, 1943 Plaintiffs and defendants points filed
And now, Nov. 22, 1943, upon payment of the jury fee judgment is hereby entered on the verdict, against the plaintiff and in favor of the defendant.

Judgment
Paul D. Slayton
Prothonotary

O. page 84.
Dec. 4, 1943 Certiorari on Appeal by plaintiff to the Superior Court filed, Numbered there 161 of April Term, 1944, and returnable to second Monday of April, 1944
Dec. 18, 1943, Transcript of testimony of trial filed.
July 27, 1944, Record returned from Superior Court
July 27, 1944 Remittitur with copy of Opinion of Rhodes, J. with this order filed:

Record continued on Page 678.

# SEPTEMBER TERM, 1942

Stewart A. Culbertson
Max B. Maloney
179
Humes & Kilbert
8/29/42. P.D.&

Rachel I. Miller
vs.
H. Bruce Patterson
and Bernice Patterson
Issued Aug. 20, 1942
#
Tax & writ (paid) 2.00
Sheriff King (paid) 6.30
Pro. for Co. 5/6/43. Pb. 7.00
Atty. 3.00

Now May 6, 1943, Rec'd of Paul D. Slaybon, 11.30 cents
Max Bilbaloney, atty for Pltf.

Summons in Trespass;
Returnable to the first Monday of September next
Writ returned: Served the within Summons personally upon H. Bruce Patterson on Aug. 21, 1942 at 11:40 A.M. at his residence in Hayfield Township, Crawford County, Pa., by handing to him a true and attested copy thereof and making contents of same known to him. Also, served the within Summons personally upon Bernice Patterson, on Aug 21, 1942, at 11:40 o'clock A.M. at her residence in Hayfield Tp., Crawford County, Pa, by handing to her a true and attested copy thereof, and making contents of same known to her.
So answers Bert A. King, Sheff

And now, May 3, 1943, upon consideration of the petition of Rachel I. Miller, plaintiff, presented in open Court, and upon motion of Stuart A. Culbertson and Max B. Maloney, attorneys for plaintiffs, and it appearing that the defendants' counsel has consented to the granting of the said amendment as prayed for, the prayer of the said petitioner is hereby granted, and the record in the above case is hereby amended by adding as one of the parties plaintiff in said case, "Rachel I. Miller, Trustee ad litem for Alfred R. Miller, Junior, Duane Miller, Melvin Eugene Miller, Leon Miller, minor children of John I. Miller, deceased, and Rachel I. Miller", so that the plaintiffs record in the said case shall now read as follows:

"Rachel I. Miller and Rachel I. Miller,
Trustee ad litem for Alfred R. Miller, Junior,
Duane Miller, Melvin Eugene Miller,
Leon Miller, minor children of John I.
Miller, deceased, and Rachel I. Miller,
vs.
H. Bruce Patterson and Bernice Patterson
(See paper filed.)

Per Curiam.

And now, May 3, 1943, upon presentation and consideration of the above and foregoing petition, and it appearing to the Court that the compromise settlement prayed for in the foregoing petition is to the best interests of the minors and all parties in interest, it is Ordered and decreed that Rachel I. Miller, mother of Alfred R. Miller, Junior, Duane Miller, Melvin Eugene Miller, and Leon Miller, be and is hereby authorized to compromise and settle the above claim for Sixteen Hundred Eighty Dollars ($1680.00), in full settlement for damages resulting from the death sustained, 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 above set forth, and on payment of said amount by or for the defendants, they the said defendants, H. Bruce Patterson

Continued on page 655

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| R. B. Maney<br>180<br>McDonald & Kraffert | Ernest Carter<br>vs.<br>Mae Farmer<br>Entered Aug 21, 1942<br><br>Tax & entry 8/25/42. Paid 1.50<br>Costs on Trans. #2,00 by Def't 6 45 | Appeal by Defendant from Judgment of Peter B. Tarr, Alderman<br>Aug 21, 1942. Acceptance of service of notice of appeal by R. B. Maha[illegible] Esq., as attorney for plaintiff, filed. |

Stuart A. Culbertson
181

Oct. 12, 1942, Recd. $35.00 costs
P.D.S.

Nov 21, 1942 - Rec'd
$25.00 Masters Fee
Kenneth W Rice
Master.

Nov 18/1941 rec'd of
Rec May [illegible] $1.40
Writ in costs
Stuart A Culbertson
Atty for Libellant

Beryl B. Shoffstall
vs
Edgar D. Shoffstall
Issued Aug. 24, 1942

Tax & writ (paid) $3.00
Shff. King (paid) 3.20
Kenneth Rice, Master 25.00
Pro. for Co. 10-13-42. Pd. 8.60
Atty. 3.00

Subpoena in Divorce.

And now, Aug. 24, 1942, the within petition presented, and Subpoena awarded, returnable to the first Monday of October, 1942

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

Subpoena returned: Served the within Subpoena in Divorce on the respondent personally on the 25th day of Sept. 1942, 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 Bert A. King, Sheriff.

And now, October 12, 1942, Kenneth Rice, Esq., is hereby appointed Master to take testimony, in the above entitled case and make report to the court.

Per Curiam,

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

On Argt. List for Nov. Term, 1942; No. 23.

Now December 3, 1942 after due consideration a divorce is decreed as prayed for and the respondent, Edgar D. Shoffstall, is ordered to pay the cost of this proceeding.

Per Curiam, O. Clare Kent P.J.

Decree.

And now, to-wit: December 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 Beryl B. Shoffstall, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Beryl B. Shoffstall, the libellant, and the said Edgar D. Shoffstall, 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. 10, 1942, Notice by Beryl B. Shoffstall, of her intention to resume the use of her maiden name of Beryl B. Dearborn, filed.

# SEPTEMBER TERM, 1942

Stuart A. Culbertson

182

Oct. 9, 1942, Recd $35.00 costs. P. D. S.

11/21/1942 – Rec'd $25.00 Master's fee. Donald C. Thompson, Master.

Jan 18, 1943 rec'd of Pro Prothy $1.40 refund on costs Donald C. Thompson Atty for Libellant

Eleanor F. Ewing, also known as Grace F. Ewing

vs.

Alfred T. Ewing

Issued Aug. 24, 1942

Tax writ (paid) $ 3.00
Sheriff King (paid) 3.60
Donald C. Thompson, Master 25.00
Pro. for Co. 10/7/42, Pd. 8.60
Atty. 3.00

Subpoena in Divorce

And now, August 24, 1942, Subpoena awarded, Returnable to the first Monday of October next.

Per Curiam,
O. Clare Kent,
President Judge

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally on the 25th day of August, 1942, 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

Bert A. King, Sheriff

And now, October 8, 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.

Nov. 21, 1942, Testimony and Report of Master filed. On Argt. List for Nov. Term, 1942, No. 26.

Now December 3, 1942, after due consideration a divorce is decreed as prayed for and the respondent, Alfred T. Ewing, is ordered to pay the cost of this proceeding.

Per Curiam O. Clare Kent P.J.

Decree

And now, to-wit: December 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 Eleanor F. Ewing, also known as Grace F. Ewing, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Eleanor F. Ewing, also known as Grace F. Ewing, the libellant, and the said Alfred T. Ewing, 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.

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| R B Mahany<br>183 | Claude Harold Hanna<br>vs.<br>Dorothy Marie Hanna<br>Issued Aug. 24, 1942<br><br>Tax & writ (paid) $ 3.00<br>Shff. King (paid) 1.60 | Subpoena in Divorce.<br>And now, August 21, 1942 Subpoena awarded, Returnable to first Monday of October, 1942.<br>Per Curiam,<br>Oldare Kent<br>President Judge.<br>Subpoena returned: Oct. 5, 1942 Non est inventus as to the within named respondent. So answers Bert A. King, Sheriff |

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| Walter J. McClintock<br><br>184 | Petition of Commissioners of Crawford County for approval of private sale to James R. Preston and Bernice B. Preston, his wife, of three lots in 4th Ward City of Titusville, which were assessed in name of Emory A. Edwards Estate and sold to said Comrs at Treasurers sale for unpaid taxes in 1934.<br>Entered Aug 24, 1942<br>// ✓<br>Pro. Slayton Paid 12/29/42 // 5.00 | Now, Aug. 24, 1942 upon presentation and consideration of the within petition, the Court fixes the fifth day of October, 1942, 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,<br>(See petition filed) O. Clare Kent, P.J.<br>Now, Oct. 17, 1942 upon agreement of counsel, the return day for filing answer to this petition is extended to the first Monday of November next, at 9:30 o'clock A. M., E.W.T.<br>(See petition) Per Curiam. |

November 2, 1942 Proof of Publication filed.
November 2, 1942 Order of Court Authorizing Private Sale filed.
And now, November 2nd, 1942, 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, James R. Preston and Bernice B. Preston, 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, with notice to W. J. Sirdevan Esq. Atty. for an objecting heir.
Per Curiam, O. Clare Kent, President Judy.

March 9, 1943 Affidavit of Walter J. McClintock, Esq., County Solicitor, of service of notice by mail, on Nov. 2, 1942, upon "William J. Sirdevan, Esq., Attorney for one of the objecting record owners", of the final order of Nov. 2, 1942, - filed.

| | | |
|---|---|---|
| Walter J McClintock<br><br>185 | Petition of Commissioners of Crawford County for approval of private sale to Com. of Penna for use of the Game Commission of 200 acres of land on the Erie County line, in Boomfield Tp; which was assessed in me of Wm. Warden Blakeley, and sold to said Comrs at Treasurer's sale for unpaid taxes in 1934.<br>Entered Aug. 24, 1942<br><br>Pro. Slayton Paid 12/29/42 5.00<br>Titusville Herald (pd) 10.62 | Now, August 24, 1942, upon presentation and consideration of the within petition, the Court fixes the fifth day of October, 1942, 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.<br>Per Curiam,<br>(See petition filed.) O Clare Kent, P.J.<br>Oct. 5, 1942, Proof of publication of notice filed.<br>And now, October 5, 1942, 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 use of the Game Commission, Harrisburg, 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.<br>(See paper filed)<br>Per Curiam |

| | | |
|---|---|---|
| Walter J McClintock<br><br>186 | Petition of Commissioners of Crawford County for leave to execute and deliver to the United States of America, a quitclaim deed for the conveying of a lot 30'x41' in Greenwood Township erroneously approved to be conveyed by said Comrs., who were not the owners, the title being in the Supervisors of Greenwood Township/ Entered Aug 24, 1942<br><br>Pro Slayton Paid 12/29/42 $5.00 | Now, August 24, 1942, upon presentation and consideration of the foregoing petition, it appearing to the Court that the County of Crawford will not be prejudiced by the granting thereof, and that benefit from the ownership in the land described in the petition has or can accrue to the County of Crawford, it is ordered and decreed that the Commissioners of the County of Crawford make, execute and deliver to the United States of America a quitclaim deed for all that certain piece or parcel of land situate in Greenwood Township, Crawford County, Pennsylvania, bounded and described as follows: Starting at a point three feet out a direct line of the building at the northwest corner of said piece of land at the public road, thence east along public road thirty feet to a post; thence south forty-one feet to a post; thence west thirty feet to a post; thence west forty-one feet to the place of beginning.<br><br>Per Curiam,<br>O Blare Kent,<br>President Judge. |
| | (See petition filed) | |

Peters & Brother
187

May 22, 1947. Rec'd 3.00
Ruth Peters

Jessie Sunderlin
vs.
Tinnie Smith
Entered Aug. 25, 1942

Pro. Slayton Pff. fee 2.25
Atty 3.00

Of No. 350 May Term, 1937, D.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 One hundred nine and 75/100 Dollars, being the amount of interest to August 27, 1942, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.
Dated August 25, 1942

Debt $109.75
Interest from Aug 27, 1942
Judgment
Paul D. Slayton, Prothy

Sm. page 174.

May 31, 1944, For value received, I hereby sell, assign and transfer the above judgment, debt, interest and costs to Enid Foust, of Conneaut Lake, Crawford County, Pennsa.
Enid Foust admx
Estate of Jessie Sunderlin, Decd.
attest: Paul D. Slayton, Pro.

Feb. 8, 1945, For value received, I hereby sell, assign and transfer the above judgment, debt, interest and costs, to Beverly Landon, of Conneaut Lake, Crawford County, Pennsylvania.
Enid Foust
Witness: Paul D. Slayton
Ruth Peters

May 22, 1947, 19
Received satisfaction in full of the above Judgement, Debt Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
Beverly Landon
Witness: Paul D. Slayton, Pro.

# SEPTEMBER TERM, 1942

Walter J. McClintock
188

Mildred L. Pratt
vs.
George R. Pratt
Issued August 28, 1942

Taxe writ (paid) $ 3.00
Sheriff King (paid) 1.60
Pro fo Co. 9-16-42 Pd. 10.50
Shff. King, alias (pd) 1.60
Shff King, proc. (pd.) 11.15
Atty. 3.00

Subpoena in Divorce.
And now August 28, 1942, Subpoena awarded, returnable to the first Monday of October next.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Oct 5, 1942, Non est inventus as to the within named respondent. So answers
Bert A. King, Sheriff

Oct. 15, 1942, Alias Subpoena in Divorce issued, returnable to first Monday of December next.

Alias Subpoena returned Dec 7, 1942; Non est inventus, as to the within named respondent.
So answers Bert A. King, Sheriff

Jan. 4, 1943 Order issued for publication of Proclamation in Divorce, returnable to second Monday of Feb. 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 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,
Bert A. King, Sheriff.

And now, Feb. 8th, 1943 Paul E. Thomas, Esq. is appointed Master to take the testimony in the above entitled case and make report thereon to the Court.
Per Curiam,

Feby. 16, 1943 Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1943; No. 42.

Now Feby. 25, 1943, after due consideration a divorce is decreed as prayed for and the respondent, George R. Pratt, 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. 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 Mildred L. Pratt, be divorced and forever separate from the nuptial ties and bonds of matrimony heretofore contracted between her the said Mildred L. Pratt, the libellant, and the said George R. Pratt, 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.

and now, Feby 16, 1943, I hereby waive master fee in the above case.
Paul E. Thomas
master

Stuart A Culbertson

189

The Ohio-Pennsylvania Joint Stock Land Bank of Cleveland, now use of Union Joint Stock Land Bank of Detroit, Michigan
vs.
Leona Anderson and Vance Barrier, real owners and terre tenants
Issued August 28, 1942

| | |
|---|---|
| Taxwrit (paid) | # 3.00 |
| Recorder & mock | .50 |
| Shff. King (paid) | 13.80 |
| Pro. Slayton Ed. on Lev. Fac. | 2.50 |
| Atty | 3.00 |

Scire Facias sur Mortgage recorded in Mortgage Book 133, page 570; Returnable to the first Monday of September, 1942.

Aug. 28, 1942, Statement of release, affidavit of default, and averbiment of ownership, and affidavit as to non military service, filed.

Writ returned: Served the within Sci. Fa. sur Mortgage, together with copy of Statement of claim personally, upon Lena Anderson, real owner and terre tenant, at her residence in N. Shenango Township, Crawford County, Pa., on Sept. 2, 1942, at 3:55 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.

Also, served the within Sci. Fa. sur Mortgage, together with copy of Statement of claim, upon Vance Barrier, real owner and terre tenant, by serving the First National Bank of Meadville, Pa., Guardian of Vance Barrier, by handing to K. M. Spearline, Assistant Trust Officer of the First National Bank of Meadville, Pa., Chestnut and Market Streets, Crawford County, on Sept. 2, 1942, at 10:00 o'clock A. M., 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. So answers Bert A. King, Sheriff

And now, September 22, 1942, upon praecipe of plaintiff's attorney, judgment is entered in favor of The Ohio-Pennsylvania Joint Stock Land Bank of Cleveland, now use of Union Joint Stock Land Bank of Detroit, Michigan, and against Leona Anderson and Vance Barrier, real owners and terre tenants, for want of an appearance and affidavit of defense, in the amount of #2168.71, with interest thereon from April 1, 1942, and costs of suit. (See paper filed.)

Debt # 2168.71

Interest from April 1, 1942

"A." page 94; "Ca." p. 52. Judgment

Paul D. Slayton, Prothy.

Lev. Fac. to No. 12 Nov. Term, 1942.

# SEPTEMBER TERM, 1942

| | | |
|---|---|---|
| J. Perry Eckels<br><br>190 | Belknap Hardware & Mfg. Co., a corporation<br>vs.<br>Charles W. Ramsey, Administrator of the estate of Margaret Griggs, deceased<br>Issued Aug. 28, 1942<br><br>Tax & writ (paid) # 2.25<br>Pro. Slayton, (paid 9/16/42) 1.00 | Summons in Assumpsit, Returnable to the second Monday of September, 1942.<br>R-page 11; G-page 94<br>and now, Sept 16, 1942, this case settled and discontinued & remd. all costs paid. Writ never delivered to Sheriff.<br>J. Perry Eckels<br>attorney for Plaintiff<br>Attest Sept. 16, 1942.<br>Paul D. Slayton, Prothy |

| | | |
|---|---|---|
| Kenneth W. Rice | Albert C. McCulley and Florence McCulley his wife. | Summons in Trespass. Returnable to second Monday of September next. |
| 191 | vs. | Statement of claim filed. 1 copy certified. |
| J. Dunn, docket 9/10/42 | Loblaw Groceries, Inc. | Writ returned. Served the within Summons together with copy of statement of claim upon Loblaw Groceries Inc. the within named defendant, by handing personally on Sept. 2, 1942 at 10:15 o'clock A.M. a true and attested copy thereof to C.G. Dunn, Manager of Loblaw Groceries, Inc. at their place of business on Water Street, in the City of Meadville, Crawford County, Pa and making contents of same known to him. So answers, Harry B. Smith, Deputy Staff. Bert A. King, Sheriff. |
| Attest: P.D.S. Pro | Issued Aug. 28, 1942 | |
| | # | |
| | Jax writ (paid) 2.00 | |
| | Staff King 4.60 | |
| | Pro. for Co. 4/8/43. Pd. 4.60 | |
| | Atty. 3.00 | |

On Winter Trial List, 1943, No. 9.

Jany 4, 1943, Continued during the duration of the war, it appearing that a material witness is in the service of the United States Army. Per Curiam. (See motion filed)

Now April 8, 1943 this case having been settled the Prothonotary is hereby directed to discontinue the same of record.

Kenneth W Rice Attorney for Plaintiffs.

| | | |
|---|---|---|
| Stuart A. Culbertson | Linesville State Bank, now use of Farmers and Merchants Bank of Linesville | Of No. 44 November Term, 1937 Amicable Scire Facias sur Judgment |
| 192 | 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 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 Dollars, with interest from Aug 31, 1942, being the amount of debt now due on the original judgment, with all the waivers and conditions contained in the original judgment note. |
| | W R Holmes | |
| | Entered Aug 29, 1942 | |
| | Pro. Slayton (paid) # 2.25 | |
| | Atty 3.00 | |
| | Costs at No 44 Nov Tr 1937: | |
| | Pff 2.25 | |
| | Atty's R.C. 3.00 | |

Debt #754.00
Int. from Aug. 31, 1942
Judgment
Paul D. Slayton, Pro.

No. page 93.

June 3, 1943 Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.

Not satisfied on index, as docket fee of Wm. K. Reid, on orignal judgment, was not paid.

Witness: Paul D. Slayton, Pro.

| | | |
|---|---|---|
| Stuart A. Culbertson<br><br>193 | Gordon B. Leberman and Marian A. Leberman, Executors of the estate of Arthur V. Leberman, decd,<br>vs.<br>W. W. Beatty and Cora Beatty, defendants, and Paul Allen and Dominick Lemme, Garnishees<br>Issued Aug. 31, 1942.<br>✓<br>Tax & writ (pd 12/16/42) 3.00<br>Shff. King (paid) 5.00 | Of No. 381 May Term, 1940, D.S.B. Doc.<br>Attachment Execution;<br>Returnable to first Monday of October, 1942, against Cora Beatty, one of the defendants above named.<br>To attach all and singular the goods and chattels, rights and credits, money and properties of the defendant in whose hands the same may be, and especially in the hands of Paul Allen, tenant of the said Cora Beatty, and Dominick Lemme, Alderman of the fourth ward of the City of Meadville, Penna, and summon them as garnishees.<br>Writ returned: Attached as within commanded, the goods, chattels, moneys and credits and effects of the defendants W. W. Beatty and Cora Beatty, in the hands of Paul Allen, tenant of the said Cora Beatty, and Dominick Alderman, Meadville, Pa., Garnishees, on the 31st day of August, 1942, at 1:25 o'clock P. M. (Allen) and on the 31st day of August, 1942, at 1:45 o'clock P. M. (Lemme), 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 Garnishees, and at the same time summoned the said Paul Allen and Dominick Lemme as Garnishees by handing a true and attested copy of the within writ to Paul Allen, at No. 360 Center Street, Meadville, Pa., and also served Dominick Lemme, at his office No. 185 Mead Avenue, Meadville, Pa., and making contents of same known to each of them.<br>No service as to W. W. Beatty and Cora Beatty, defendants.<br>The sum of $150.00 was paid by Paul Allen, tenant, to Bert A. King, Sheriff, upon the within Att. Ex. and on April 2, 1942, the total sum of $226.00 was paid over to Stuart A. Culbertson, Attorney for plaintiffs.<br>So answers, Harry B. Smith, Deputy Sheriff.<br>Bert A. King, Sheriff. |

Stuart A Culbertson
1941

Frances Belle Schmeider
vs.
Joseph O Schmeider
Issued Aug 31, 1942

| | |
|---|---|
| Tax & writ (paid) | 3.00 |
| Shff King (paid) | 3.40 |
| Shff. Erie Co. (paid) | 4.00 |
| Gerald D. Prather, Master | 25.00 |
| Pro. for Co. 10/15/42. Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce

And now, August 31, 1942, the within presented and Subpoena awarded, returnable to the first Monday of October, 1942.

Per Curiam,
O Clare Kent, P.J.

Writ retd.: Neil V. Robins, Deputy Sheriff of Erie County, Pa, makes affidavit that on the 4th day of September, A.D. 1942, at 2:30 P.M. Eastern War Time he served the within named Respondent, Joseph O. Schmeider, by handing to him personally at his place of residence 1207 Powell Avenue, Millcreek Township, Erie County, Pennsylvania, 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 Subpoena by his own admission. So answers

Neil V. Robbins, Deputy Sheriff

Served the within Subpoena in Divorce, upon Joseph O. Schmeider, Respondent, by deputizing the Sheriff of Erie County, Pa. as per his return hereto attached. So answers,

Bert A. King, Sheriff.

Oct. 9, 1942, Recd. $35.00 costs. P.D.S.

November 19 1942 Recd of Paul Slayton Pro. $25.00 Master's fee
Gerald D Prather

Dec 15 1942 rec'd of Pro Master $1.40 refund on costs.
Stuart A Culbertson
Atty for Libellant

And now, October 8, 1942, Gerald D. Prather, Esq., is hereby appointed Master to take testimony in the above entitled case and make report to the court.

Per Curiam,

Nov. 19, 1942, Testimony and Report of Master filed.
On Arg. List for Nov. Term, 1942, No. 19.

Jan. 13, 1943 Notice of intention of Libellant to resume the use of her maiden name of Frances Belle Daugh-enbaugh, filed.

Now, December 2, 1942, after due consideration a divorce is decreed as prayed for and the respondent, Joseph O. Schmeider, is ordered to pay the cost of this proceeding.

Per Curiam, O. Clare Kent P.J.

Decree

And now, to-wit: December 2, 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 Frances Belle Schmeider, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Frances Belle Schmeider, the libellant, and the said Joseph O. Schmeider, 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.

195

J. A. Winans, now use of Grange National Bank of Spartansburg, Pa,
vs.
Adam Staskiewicz
Entered Sept. 1, 1942
Pro. Slayton(pd) $2.25
Sat. 11-28-44. Pd. .50
Note: #1.75 costs included in first revival and again in this revival also.

Of No. 92 September Term, 1937, 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 One hundred seventy-nine and 75/100 Dollars, being the amount of debt, interest to July 1, 1937, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt # 179.75
Interest from July 1, 1937
Judgment
Paid D. Slayton, Pro

St. page 137.

March 8, 1945, This Judgment is Satisfied (see paper filed)

196

J. A. Winans
vs.
Adam Staskiewicz
Entered Sept. 1, 1942
Sat. 11-28-44 Pd. $2.25
Pro Slayton (paid) 2.25

Note: $1.75 included in first revival and again added in this revival debt.

Of No. 93 September Term, 1937 Appl. Do. 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-eight and 18/100 Dollars, being the amount of debt, interest to July 1, 1937, and costs now due on the original judgment, with all the waivers and condition contained in the original judgment note.

Debt $98.18
Interest from July 1, 1937
Judgment
St. page 137.

Paul D. Slayton, Pro

Nov. 28, 1944, This judgment satisfied. (See paper filed.)

# SEPTEMBER TERM, 1942

| | | |
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| 197<br>Stuart A. Culberton | H. A. Kurtz<br>vs.<br>Gordon Yochum<br>Entered Sept. 1, 1942<br>✓<br>Tax + entry paid $ 1.50<br>Costs on Trans (Part paid) 0.95 | Appeal by Deft. from Judgment of D. G. Mac Farnaghan, Alderman Sept. 5, 1942. Proof service of notice to Plff. of appeal, filed. |

# SEPTEMBER TERM, 1942

| | | |
|---|---|---|
| Peters & Brather<br>198 | Earl L. Williams<br>vs.<br>Ida B. Williams<br>Issued Sept. 1, 1942<br><br>Tax & writ (paid) $3.00<br>Shff. King, (paid) 3.40<br>Shff. Dauphin Co. (paid) 3.55 | Subpoena in Divorce<br>And now, September 1, 1942, Subpoena awarded, Returnable to first Monday of October, 1942.<br>Per Curiam,<br>O. Clare Kent, P.J.<br>Subpoena returned:-<br>(a) W. L. Johnson, Deputy Sheriff of Dauphin County, Penna, makes affidavit and return: "That he served the within Subpoena in Divorce upon Ida B. Williams, respondent therein named personally on the 4th day of Sept. 1942, at 1:45 o'clock P. M, at No. 4 North Court Alley, Harrisburgh, Penna, by giving her a true and attested copy thereof, and making known to her the contents thereof. (b.) Served the within Subpoena in Divorce upon Ida B. William, Respondent, by deputizing the Sheriff of Dauphin County, Pa, as per his return hereto attached. So answers Bert A. King, Sheriff. |

199

Kay C. Fuller & Son
vs
Annie Cupples & Alex Cupples
Entered Sept. 1, 1942

Pro. Slayton (pd) $2.25

Note: $1.75 included in first revival debt and also in this revival debt

Of No. 187 September Term, 1937, Appl. Dock. 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 Three hundred forty-eight and 42/100 Dollars, being the amount of debt, interest to Sept. 3, 1942, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $348.42
Interest from Sept. 3, 1942
-Judgment
Paul D. Slayton, Prothy.

See, pages 11048.

August 6, 1945
Received satisfaction in full of the above Judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
Kay C. Fuller
Kenneth J. Fuller
Witness: Paul D. Slayton Pro.

# SEPTEMBER TERM, 1942

| | | |
|---|---|---|
| Rowland B. Mahany | Bruce A. Baker, by his father and next friend Ferris F. Baker, and Ferris F. Baker, in his own right, | Summons in Trespass, Returnable to second Monday of September, 1942. |
| | vs. | Sept. 2, 1942, Statement of Claim filed. 1 copy certified. |
| 200 | | Sept. 3, 1942, Charles B. Stegner, Esq. |
| Charles B. Stegner | Alfred L. Westfall | appears for Deft. (See paper filed) |
| | Issued Sept. 2, 1942 | And now, Sept. 3, 1942, Charles B. |
| | # ✓ | Stegner, Esq., Attorney for Deft. |
| and now Sept 11, 1942 I | Tax & writ 9/3/42 # Paid 2.00 | accepts service of the summons, |
| hereby acknowledge receipt | Shff. King --- | with the same force and effect |
| of claim as per order | Pro. for Co. 9-11-42. Pd 5.00 | as though the Sheriff of Crawford |
| of court and hereby | Atty. 3.00 | County had personally served |
| settle and discontinue this | the summons upon the deft. Alfred L. Westfall, in | |
| action of record. | Crawford County, Pa. (See writ) | |
| Ferris F. Baker, | Sept. 11, 1942, Petition of Ferris Baker, plff to com- | |
| guardian of Bruce Baker | promise and settle claim filed. | |
| a minor and Ferris | Now, this 11th day of September, 1942, the within peti- | |
| F. Baker individually | tion having been presented to the Court and Bruce | |
| and in his own right | A. Baker, a minor being before the Court, it is | |
| By Rowland B. Mahany, | Ordered, Adjudged and Decreed | |
| attorney for the | 1. The proposals and offers of Alfred L. Westfall, deft. | |
| Plaintiffs. | to settle, adjust and compromise all claims and dam- | |
| | ages in this action by the payment of damages in | |
| | the sum of $50.00 to Bruce A. Baker, a minor, and dam- | |
| | ages in the sum of $174.00 to Ferris F. Baker, individu- | |
| | ally and in his own right, be and are hereby approved | |
| | as fair and equitable. | |
| | 2. Alfred L. Westfall is hereby authorized to pay the dam- | |
| | ages payable to Bruce A. Baker, a minor, in the sum | |
| | of $50.00 to Ferris F. Baker, natural guardian of the | |
| | said minor; and the said Ferris F. Baker is author- | |
| | ized to execute and deliver all releases necessary | |
| | to evidence the receipt of said damages and the | |
| | compromise and settlement of this action, and | |
| | is further authorized to settle and discontinue | |
| | of record the proceedings instituted in this case | |
| | Per Curiam, | |
| | (See paper filed). | O. Clare Kent, P.J. |

# SEPTEMBER TERM, 1942

F. Joseph Thomas
201

Walter J. McClintock, for himself and for First National Bank of Meadville, Penna, admr &c — Garnishee — 9-4-42. 9/4/42 P.O.S.

and now June 13 1943 this action is hereby discontinued.
F. Joseph Thomas
attorney for Plaintiff

June 14, 1943 Received $10.00 fee as atty for garnishee
Walter J McClintock

Emma Smock
vs.
R. H. Petrini and Clara Petrini, defendants and the First National Bank of Meadville, Penna, Administrator of the estate of Frank Yochum, deceased, and Walter McClintock, garnishees.
Issued Sept. 2, 1942

Tax on writ (paid) 2.75
Sheff King, (paid) 7.80
Walter J. McClintock, atty 10.00
Pro. for Co. 6/14/43. Pd. 1.00
Atty. 3.00

Of No. 331 May Term, 1942, D.S.B.
Attachment Execution,
Returnable to second Monday of September next.
(See Fi. Fa. to No. 63 Sept. Term, 1942.)

Writ returned: Attached as within commanded, the goods, chattels, moneys and credits and effects of the defendants R.H. Petrini and Clara Petrini in the hands of First National Bank of Meadville, Penna, administrator of the estate of Frank Yochum, and Walter J. McClintock, Garnishees, on the 3d day of Sept. 1942, at 11:25 o'clock A.M. (1st National Bank) and on the 3d day of Sept. 1941, at 11:50 o'clock A.M. (Walter McClintock), 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 Garnishees; and at the same time, summoned the said First National Bank of Meadville Pa., Administrator of the estate of Frank Yochum, and Walter McClintock as Garnishees, by handing a true and attested copy of the within writ to Fred S. Hunter, assistant Cashier of the First National Bank of Meadville, Pa, at their place of business, Market and Chestnut Streets, City of Meadville, Crawford County, Pa., and Walter McClintock, at his office No. 359 Center Street, City of Meadville, Crawford County, Pa.; and on Sept. 3, 1942, at 10 o'clock A.M., served the within writ on the defendants Clara Petrini and R.H. Petrini, by serving Clara Petrini personally, at her residence No. 781, Market Street, City of Meadville, Crawford County, Pa., and also served R.H. Petrini, by serving Clara Petrini, she being an adult member of the family, namely, his wife, at their residence No. 781 Market Street, City of Meadville, Crawford County, Pa., by handing her two true and attested copies of the within writ, and making contents of same known to her. So answers Bert A. King, Sheriff.

| | | |
|---|---|---|
| Kent & Kent<br>202 | W. Kenneth Baird<br>vs.<br>P. P. Myers and<br>A. H. Myers<br>Entered Sept. 3, 1942<br><br>Pro. Slayton 11-23-42, $ paid 2.25<br>Atty 11/2-3/42 Pd O.K. 3.00<br><br>Note: $20.20 as original costs, included in debt | Of No. 370 May Term, 1937, D.S.B.<br>Amicable Scire Facias sur Judgment<br>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 Fifteen hundred forty-eight and 40/100 Dollars, being the amount of debt, interest to September 1, 1942 [attorney commission] and costs now due on the original judgment; with all the waivers and conditions contain in the original judgment note. Dated August 1, 1942.<br><br>Debt $ 1548.40<br>Attys com. included 72.71<br>Interest from Sept. 1, 1942<br><br>In pages 12 & 26. Judgment.<br>Paul D. Slayton, Prothy.<br><br>Sept. 11, 1942, Alias Testatum Fi. Fa. to Mercer County, Pa., No. 69 Sept. Term, 1942. |

Nov 23rd, 19 42, 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

for Plaintiff

Note: Satisfaction fee included in costs at Fi. Fa. No. 69 Sept. Term, 1942.

| | | |
|---|---|---|
| George L. Magee, Jr. 203 | Lillian L. Barr vs. Albert D. Barr Issued Sept. 3, 1942 | Subpoena in Divorce |
| | | And now, September 3, 1942, the within petition petition presented, and Subpoena awarded, returnable to the first Monday of October |
| | Tax & writ (paid) 3.00 | 1942 Per Curiam, |
| | Shff. King (paid) 5.90 | O. Clare Kent, P.J. |
| | | Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 21st day of Sept. 1942, 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 Bert A. King, Shff. |

# SEPTEMBER TERM, 1942

| | | |
|---|---|---|
| 204 | Venire for the First and Second Mondays of October 1942<br>Issued Sept. 3, 1942<br>Pro. Slayton Paid 13/29/42 $2.50 | Venire to draw from the Jury Wheel the names of seventy (70) qualified persons, and to summon them to come and serve as Traverse Jurors for the Court of Common Pleas to be held the weeks beginning with the first and second Mondays of October next<br>Sept. 9, 1942, Venire returned with panel of jurors annexed and Sheriffs return of service upon jurors. |

George b. Magee Jr.

205

George Holland and Jessie B. Holland, his wife.
vs
Teressa Cook
Entered Sept. 3, 1942.

Tax tentry (paid) 3.50
Atty 3.00

Amicable Action and Confession of Judgment in Ejectment, for 2 Lots 100'x100', in Oil Creek Township.

And now, to wit, this third day of September, 1942, it is agreed that an amicable action of ejectment be entered by the Prothonotary of the Court of Common Pleas of Crawford County, as if a summons in ejectment had been issued by George Holland and wife as plaintiffs, and Teressa Cook as defendant, for all and singular the property situated at Star Route, Central Avenue Extension, Titusville, Penna, 2 lots 100x100, Oil Creek Township, Crawford County, Penna, and now in occupancy and possession of the said defendant, as if said Summons in ejectment had been made returnable the first Monday in August and had been returned "served" by the Sheriff upon the said defendant.

2. And the said Teressa Cook hereby confesses judgment in ejectment in and for the said premises, in favor of George Holland and wife, and against Teressa Cook, according to the terms of an oral lease.

3. And the said defendant by the terms of the said oral lease agreed that said amicable action might be entered against her, without any stay of execution, and that upon the entry of said judgment, a writ of Habere Facias Possessionem might issue forthwith without any prior writ or proceding whatsoever in entering, and the defendant further releases to the plaintiffs all errors and defects whatsoever in entering such action or judgment, or causing such writ of habere facias possessionem to be issued, or in any proceedings thereof or concerning the same, and also agree that no writ of error or objection or exception should be made or taken thereto.

Signed Geo. b. Magee Jr Atty for Plaintiff
Geo. b. Magee, Jr, Attorney for Defendant

Sept. 3, 1942. Affidavit of default, etc. filed

Judgment

Boo. page 110.

Hab. Fac. Poss. with clause of Fi. Fa. to No. 66 Sept Term, 1942.

# SEPTEMBER TERM, 1942

| | | |
|---|---|---|
| J. Perry Eckels<br>206 | Michael Rogan<br>vs.<br>Marie Sestak Rogan<br>Issued Sept 3, 1942<br><br>Tax & writ (paid) $3.00<br>Shff. King | Subpoena in Divorce<br>And now, September 3, 1942 Subpoena awarded, returnable to the first Monday of October next.<br>Per Curiam,<br>O. Clare Kent, P.J. |

# SEPTEMBER TERM, 1942

| | | |
|---|---|---|
| Geo. C. Magee, Jr.<br>207<br>Humes & Kiebort<br>F. C. Kiebort, Jr.<br>9-12-42. P.S.C. | First National Bank<br>of Meadville, Pa.,<br>vs.<br>Fred C. Kiebort.<br>Issued Sept. 3, 1942<br>Pro Shanton (paid) 2.25<br>Shff King, (paid) 3.40 | Of No. 359 May Term, 1937, D.B. 13<br>Scire Facias to revive and continue the lien of the above judgment, Returnable to 2d Monday of September, 1942<br>R. page 90<br>Writ returned: Served the within Sci. Fa. personally upon Fred C. Kiebort, on Sept. 10, 1942 at 4:5 o'clock P. M., at No. 360 Center Street, City of Meadville, Pa., by handing him a true and attested copy thereof, and making contents of same known to him. So answers Bert A. King, Shff. |
| Iss'd June 30-1944-<br>Revived 3rd Docket<br>Fees. Geo. C. Magee. | ✓ June 30, 1944 This judgment is Satisfied (For Satisfaction see No. 359 May Term 1937) | |

208

First National Bank of Meadville
vs.
Otto Fixel
Entered Sept. 4, 1942
Pro. Slayton (paid) $2.25

Of No. 282 September Term, 1937 D.S.B.
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 Forty-one hundred fifty-five and 42/100 Dollars, being the amount of debt, interest to Aug. 1, 1942 and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $4155.42
Interest from Aug 1, 1942

F. page 88.

Judgment
Paul D. Slayton, Prothy

June 2, 1949
Received satisfaction in full of the above Judgement, Debt Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
First National Bank Meadville, Pa.
by Jesse W. Reynolds Atty. in fact
Witness: Paul D. Slayton, Pro.

209

First National Bank of Meadville
vs.
Julian R. Fisel and Gertrude M. Fisel
Entered Sept. 4, 1942.
Pro. Slayton Praid $2.25

Of No. 355 May Term, 1937 D.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 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 Thirty-two hundred ninty one and 98/100 Dollars, being the amount of debt, interest to Aug. 1, 1942, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $3295.98
Interest from Aug. 1, 1942
Judgment.
Paul D. Slayton, Prothy

F. page 53, 53

July 11, 1951

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

First National Bank Meadville Pa.
by W. Lemler Atty. in fact.

Witness: Paul D. Slayton

# SEPTEMBER TERM, 1942

| | | |
|---|---|---|
| 210<br>Kumes & Riebort | Robert Roberts<br>vs<br>Walter Titus<br>Entered Sept 4, 1942 | Appeal by Deft. from Judgment of S.G. Mac Farnaghan, Alderman.<br>The Alderman states in his transcript that: "notice is hereby given that the plaintiff in the case has been called to the armed forces of the United States and cannot be reached to serve the notice of the appeal."<br>Sept. 8, 1942. Acceptance of service by alderman of notice of filing appeal, filed. |
| Nov. 30-1946<br>Reining Aldermans Fee<br>S.G. Mac Farnaghan Ald. | Tax + entry (paid) $1.50<br>Costs on Trans 5.95<br>Pro. fo/Co. 11-12-46 Pd. 1.50<br>Atty. 3.00<br>Cert. 11-19-46 Pd. .50 | |

And now, Nov. 12, 1946, on precipe 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.
Paul D. Slayton, Pro.

R-page 164

# SEPTEMBER TERM, 1942

Humes & Kiebort

211

Nancy Mc Clintock, Municipal Solicitor, Erie Pa.
Marsh, Spaeder, Baur & Marsh, 9-30-42
attest: Paul D. Clayton, Dpo.
J. Joseph Thomas
for Edna Weidner, additional Defdt. Sept. 4, 1942

Now-Apr. 3. 1944 this case settled and hereby discontinued of record all costs paid:
Humes & Kiebort
Attys for Plffs.

Apr. 3-1944, Recd. of Pla. Clayton $12.95 advanced costs and $3.00 docket fee, total $15.95.
Fred C. Kiebort

George W. Gusler and Adelaide Gusler, his wife, John Weidner and Edna Weidner his wife,
vs.
Peter Swartzentruber and Douglas Spencer
Issued Sept. 4, 1942

| | |
|---|---|
| Tax + writ (paid) | $2.00 |
| Shff. King (paid) | 10.95 |
| Shff. King, writ vs. addl dfts (pd) | 9.50 |
| Pro. for Co. 4-3-44 Pd. | 17.65 |
| Atty. | 3.00 |

Summons in Trespass, Returnable to first Monday of October, 1942.

Writ returned: Now, Oct. 5, 1942 Served the within Summons upon the Secretary of Revenue of the Commonwealth of Pennsylvania, by sending by registered mail, postage prepaid, two true and attested copies of same to said Secretary of Revenue, at Harrisburg, Pa., on Sept. 14, 1942, which was duly received by him on Sept. 15, 1942, as evidenced by the Registry Return Receipt hereto attached and made a part of this return; also, served same on the defendant, Peter Swartzentruber, 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 Westmoreland, N.Y. his last known address, which was duly received by him on Sept. 18, 1942, 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 Douglas Spencer, 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 the Salvation Army Headquarters or Barracks, Titusville, Pa., his last known address, which was duly received by him (postmarked Rochester, N.Y.) on Sept. 22, 1942, 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 Bert A. King, Sheriff.

Dec. 21, 1942 Statement of claim filed. Service by copy accepted by Defts. Attorney.

Jan. 4, 1943 Defts by Attys. enter rule for a more specific statement of claim. Service accepted by Plffs. attys.

On Arg. List for Feb. Term, 1943, No. 9. Febry 23, 1943 Argued.

February 22, 1943 Motion to Extend Time for Joining Additional Defendant filed.

Order:- Now, to-wit, February 22, 1943 Rule to show cause why the motion should not be granted returnable forthwith.

Per Curiam, O. Clare Kent, J.

February 22, 1943, Petition for Severance filed.

Order:- Now to wit, February 22, 1943, a rule is granted to show cause why issues should not be severed as set forth in the foregoing petition, returnable forthwith, 1943 at o'clock, all proceedings to stay meanwhile. Per Curiam, O. Clare Kent, J.

Continued on page 652

# SEPTEMBER TERM, 1942

| | | |
|---|---|---|
| Humes & Kiebort | State Farm Mutual Automobile Insurance Company vs. Paul J. Hamilton Issued Sept. 4, 1942 $ ✓ Tax + writ (paid) $2.00 Shff. King (paid) 4.90 | Summons in Trespass Returnable to first Monday of October, 1942. Writ returned: Served the within summons personally, upon Paul J. Hamilton, on Sept. 22, 1942, at 10:40 o'clock A.M., at 1027½ Liberty Street City of Meadville, Pa., by handing to ~~Helen~~ Hamilton, his wife, an adult member of the family, a true and attested copy thereof, and making contents of same known to her So answers Bert A. King, Sheriff |
| 212 ~~Duard R. Culbertson~~ 10/1/42. P.D.S | | |

# SEPTEMBER TERM, 1942

Humes & Kiebort

213

Dunkle Clawson

10/1/42. C.B.S.

F. Joseph Thomas 10/1/42

William C. Fausnaught

vs.

Myrtilla McQuiston

Issued Sept. 4, 1942

| | |
|---|---|
| Tax on writ (paid) | $2.00 |
| Sheff King. (paid) | 13.10 |
| Pro. for Co. 12-19-49 Pd. | 2.50 |
| Atty. | 3.00 |
| Certf. 12-22-49 Pd. | 1.00 |

Summons in Trespass,
Returnable to first Monday of October, 1942

Oct 2, 1942 F. Joseph Thomas, Esq. appear for defendant (See paper filed)

Writ returned: Served the within summons personally upon Myrtilla McQuiston, on Sept. 21, 1942, at 3:15 o'clock P.M., at her residence on West Erie Street, in the Borough of Linesville, Crawford County, Pa., by handing to her a true and attested copy thereof, and making contents of same known to her.

So answers Bert A. King, Sheriff.

And now, Dec. 19, 1949 upon motion of defendants attorney judgment of non. pros. is herby entered against the plaintiff for failure to file a Statement of Claim or Complaint within one (1) year after the return day of the writ.

Judgment of Non Pros

Paul D. Clayton

Prothonotary

"F" p/ 129.

J. Perry Eckels

214

Montgomery Ward & Co., a corporation,
vs
O. A. Rumbaugh
Issued Sept 4, 1942

Tax & writ paid 10/6/42 3.00
Shff King 4.60
Ora Slayton fpd 10/6/42 1.00
Atty 3.00

Replevin for: 1 saw No. 829, 1 shaper No. 865, 4 cutters No. 675, 1 pulley No. 9968, 1 belt No. 9962, 1 motor No. 9843, 1 radio No. 11061, 1 record cutter No. 299, 1 camera No. 8304, 1 Supreme refrigerator No. 656, 1 amplifier complete special; of the value of One hundred twenty-five Dollars; Returnable to the second Monday of September next

Sept. 4, 1942, plaintiffs Statement and affidavit of value filed.

Same day, Plaintiffs bond with U.S. Fidelity and Guaranty Company as surety, dated Aug 31, 1942, in the sum of $250.00, filed

Sept 11, 1942 Defts bond in replevin with John F. Slingluff as surety, in the sum of $250.00 approved and filed.

Writ returned: Replevied as within commanded, Sept. 11, 1942, at 2:00 o'clock P. M., all of the within described goods and chattels, and summoned O. A. Rumbaugh, by serving Mrs. Ora L. Rumbaugh, she being an adult member of the family, namely, his wife, by handing to her personally at No. 798 Gardard Street, City of Meadville, Crawford County, Pa., on Sept. 11, 1942, at 2:00 o'clock P. M., a true and attested copy of the within Replevin together with copy of Praecipe and affidavit for Replevin, and making known to her the contents thereof.

Bond filed by Mrs. Ora L. Rumbaugh, on Sept. 11, 1942, for 1 radio No. 11061, 1 Record Cutter No. 299, and 1 Supreme Refrigerator and all goods and chattels so replevied were left in the hands and possession of Mrs. Ora L. Rumbaugh.

And on Sept. 16, 1942, the following goods and chattels so replevied were delivered to the plaintiff, namely: 1 saw No. 829, 1 Shaper No. 865, 4 Cutters No. 875, 1 Pulley No. 9968, 1 Belt No. 9962, 1 Motor No. 9843

So answers Bert A. King, Sheriff.

and now October 6, 1942 it is hereby stipulated and agreed between counsel for plaintiff and Frank D. Prather attorney for Ora L. Rumbaugh that this case be marked settled and discontinued of record and both bonds cancelled

J. Perry Eckels
atty for Montgomery Ward & Co. plaintiff

Frank D. Prather atty
for Ora L. Rumbaugh.

# SEPTEMBER TERM, 1942

215

First National Bank of Meadville
vs
John H. Bailey and Martha M. Bailey
Entered Sept. 5, 1942
Pro Slayton (paid) $2.25

Of No. 354 May Term, 1937, 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 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 thousand thirty-three and 43/100 Dollars, being the amount of debt, interest to Aug. 1, 1942 and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.

Debt $7033.43
Interest from Aug. 1, 1942

Ba pages 738 103 Judgment
Paul D. Slayton, Pro

Oct. 1, 1957
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 of Meadville
Aug. C. W. Alexander Asst. Cash.
Witness Paul D. Slayton

And now April 2, 1946, for value received we hereby release from the lien of this judgment defendants' interest in certain lot on South Street, Fourth Ward, Meadville, Pa, conveyed by the devisees of Sharon R. Bailey to Wayne Fitzler by deed recorded March 26, 1946.

First Nat'l Bank, Meadville, Pa
J. C. Hunter, Atty in Fact

# SEPTEMBER TERM, 1942

| | | |
|---|---|---|
| 216<br>F. Joseph Thomas | Hess Brothers<br>vs.<br>C. Hales Steel<br>Entered Sept. 5, 1942<br><br>Jad+entry (paid) $ 1.50<br>Costs on Trans (Deft) 8.35 | Appeal by Deft. from Judgment of S.G. MacTarnaghan, Alderman Sept. 5, 1942. F. Joseph Thomas, Esq. appears for Deft. (See paper filed) Sept. 5, 1942 Acceptance of service of notice to Plff. of filing appeal filed. |

# SEPTEMBER TERM, 1942

Stuart A. Culbertson

217

And now April 20, 1943 I hereby acknowledge receipt of $3 & costs for Stuart A. Culbertson Atty for Plff

Mrs. Sadie Ford Administratrix of E.A. Ford, deceased, now use of Mrs. Sadie Ford Winans H.& W. or Mrs. Klein, and Mrs. Eleanor Klein

Entered Sept. 5, 1942 ✓

Pro. Slayton (paid) $2.25
Atty 3.00

Of No. 19 February Term, 1938 Appt Doc
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 hundred thirty-five and 7/100 Dollars, being the amount of debt, interest to Sept. 11, 1942, and costs now due on the original judgment. With all the waivers and conditions contained in the original judgment note.

Dated August 23, 1942

(Signed) Mrs. Eleanor Klein (Seal)
Sadie Ford Winans (Seal)

Signed, Sealed and Delivered in the presence of
(Sgd) Stuart A. Culbertson.

Debt $335.07
Atty commission included, 19.57
Interest from Sept. 11, 1942

K page 67. Judgment
Paul D. Slayton, Prothy.

April 20, 1943 Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record. ✓

Stuart A. Culbertson
Atty for Plff

Witness: Paul D. Slayton, Pro.

# SEPTEMBER TERM, 1942

| | | |
|---|---|---|
| Stuart A. Culbertson | William L. Whitney and Stanley McCurdy, Executors of the last will and testament of S. Jay McCurdy, late of the Borough of Linesville, Crawford County, Pennsylvania, deceased, vs. Jesse John Rodgers and Minnie J. Rodgers. Issued Sept. 8, 1942 | Ejectment for Lots 3, 45 and a part of lot A in the Homestead Land Company plan of lots, in the Borough of Linesville, recorded in Recorder's Office in Deed Book No. 188, page 701 (For description at length see praecipe) Returnable to the first Monday of October, 1942. |
| 218 | | Sept. 8, 1942. Affidavit as to claimant filed. |
| | | Sept. 8, 1942. Declaration and Abstract of Title filed. 2 copies certified. |
| | Tax & writ 9/24/42. Paid 3.50 | Writ returned: Served the within Ejectment, together with Plaintiffs Declaration and Abstract of Title, personally upon Jesse John Rodgers and Minnie J. Rodgers, on Sept. 12, 1942 at 2:45 o'clock P.M., at the residence of Frieda Walther, in Summit Twp. Crawford County, Pa., by handing to each of the above named Defendants a true and attested copy of the within Ejectment together with Plaintiffs Declaration and Abstract of Title, and making contents of same known to each of them. So answers, |
| | Sheriff King 14.30 | |
| | Pro. Slayton 12/21/42. Paid 3.50 | |
| | Atty 3.00 | |
| | | (Jurat appended) Bert A. King, Sheriff |
| | | And now, December 7, 1942, upon consideration of the foregoing motion and it appearing that service was made upon the defendants on Sept. 12, 1942, and no appearance has been entered by them or answer filed by said defendants in the above case, the above motion is granted, and judgment is hereby entered for the Plaintiffs and against the Defendants in the above entitled case for the lands set forth in the Plaintiffs Declaration and Abstract of Title filed in said case. |
| | | (See paper filed.) Per Curiam. |
| | | "R" pages 88 & 149. Judgment |
| | | Paul D. Slayton, Prothy. |

January 13, 1943 (4) Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

William L. Whitney, Ex. Jay McCurdy, Estate

Witness: Paul D. Slayton

Stuart A. Culbertson

219
Kent + Kent

Fil. v. 1943 Recd. judgmt. [illegible] 7.35

Nov. Oct. 5, 1943, Received of Prothonotary $8.50.
Kent & Kent
attys. for defendant

Nov. Oct. 31, 1947, the costs in this case having been paid, it is directed that the judgment be satisfied of record.
Kent + Kent
attys. for defendant.

Remler-Shuman Agency, a partnership consisting of F. H. Shuman and Helen E. Remler,
vs.
Douglas E. Wiley
Entered Sept. 8, 1942

| | | | |
|---|---|---|---|
| Tax + entry | 9/12/42 paid | # | 1.50 |
| Costs on Trahs. | | | 7.35 |
| Pro. Slayton | 4/5/43 paid | | 9.45 |
| Jury fee | 3/11/43 Rd. | | 4.00 |
| Atty | | | 3.00 |
| | | | 25.30 |

Appeal by Deft from Judgment of S. G. MacTarnaghan, Alderman.
Sept. 8, 1942 Acceptance of service of notice to plaintiff of filing appeal filed.
Sept. 19, 1942 Statement of claim filed. (Service of copy accepted by Defts. attys.)
Oct. 26, 1942 Affidavit of defense and counter claim filed. Service accepted.
On Winter Trial List, 1943; No. 20.
And now, January 6, 1943. On motion in open Court, this case is continued on application of defendant, and marked Remanet, by reason of the illness of a material witness.
(See paper filed.) Per Curiam.
On Spring Trial List, 1943; No. 5.
And now, March 4, 1943, Jury selected and sworn as follows: 1- Mrs. Susan Hoffman, 2- Mrs. Mabel Mulvehill, 3- Mrs. Blanch Wilcox, 4- Frank Boston, 5- Paul Borey, 6- Mrs. Mabel James, 7- Mrs. Arthur I. Jenkins, 8- Clarence Wald, 9- Otto Woodring, 10- Grace Bodamer, 11- Mrs. Lula Jones, 12- Clyde W. Regester: twelve good and lawful persons, who upon their solemn oaths which they have taken, say March 5, 1943, they find F. H. Shuman and Douglas E. Wiley equally negligent in this case.
Firm p. 116; Sh. p. 157; R. p. 150.
March 5, 1943. Defendants points filed.
And now, March 11, 1943, the deft. having paid the jury fee, judgment is entered upon the verdict in favor of the defendant and against the plaintiffs.
Firm p. 116; Sh. p. 157; R. p. 150.
Judgment
Paul D. Slayton, Prothy.

# SEPTEMBER TERM, 1942

McDonald & Krafft
220

Nov. 20, 1942, Rec'd $35.00 costs.
P.B.S.

Nov. 21, 1942, Paid Wayne G. Altenburg $25.00 Master fee by Check No. 1288, P.B.S.

Jan. 15. Rec'd $1.40 refund costs.
McDonald and Krafft
By Ed. J. McDonald

Eppie L. Jewell
vs.
Charles A. Jewell
Issued Sept. 8, 1942

Tax & writ 11-20-42, Paid # 3.00 ✓
Shff. King ---
Wayne G. Altenburg, Master 25.00 ✓
Pro. for Co. 11-20-42, Pd. 8.60
Atty. 3.00

Subpoena in Divorce

And now, Sept. 8, 1942, 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:- James D. Murphy makes affidavit and return:- "That he served the within Subpoena on the within named Respondent, Charles A. Jewell, on Wednesday, October 28, 1942, at 7:10 o'clock p.m., at 516½ S. Perry Street, Titusville, Crawford County, Pa., by reading the same to him and handing him a true and attested copy of the same." (See affidavit on Subpoena)

And now, November 20, 1942 Wayne G. Altenburg, Esquire, is appointed Master in the within case, to take testimony and to make a report thereof to the Court.

Per Curiam,

Nov. 21, 1942, Testimony and Report of Master filed. On Argt. List for Nov. Term, 1942, No. 27.

Now December 3, 1942 after due consideration a divorce is decreed as prayed for and the respondent is ordered to pay the cost of this proceeding.

Per Curiam, O. Clare Kent P.J.

Decree

And now, to-wit: December 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 Eppie L. Jewell, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Eppie L. Jewell, the libellant, and the said Charles A. Jewell, 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
221

William J. Graham
Kent & Kent
Attest: Oct. 29, 1942. P.D.S.

May 21, 1943, Recd. $33.60 costs.
P.D.S.

May 22 1943 Received $25.00 mg/in fee
J. Perry Eckels

Emory F. Costolo
vs.
Ruth K. Costolo
Issued Sept. 8, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Shff King (paid) | 3.40 |
| Shff. Allegheny Co. (paid) | 5.50 |
| J. Perry Eckels, Master | 25.00 |
| Pro. fo/Co. 5-21-43. Pd. | 8.60 |
| Pro. addl. 6-14-43. Pd. | 5.00 |
| Atty. | 3.00 |

Subpoena in Divorce

And now, September 8, 1942, Subpoena awarded. Returnable to the first Monday of November, 1942

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

November 2, 1942. Petition for Alimony Pendente Lite and Counsel Fees filed.

Order: And now, November 2, 1942, upon presentation of the foregoing petition and after due consideration thereof, a rule to show cause why the libellant should not pay alimony pendente lite, counsel fees, and expenses is hereby granted. Returnable sec. reg.

Per Curiam, O. Clare Kent P.J.

November 2, 1942, Service of copy accepted by Attorney for Libellant.

Nov. 2, 1942, Rule entered on the libellant to file his bill of particulars in the above entitled case, specifying the dates, places and circumstances of the cruel and barbarous treatment and indignities to the person alleged in his petition or 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.

Service of Rule accepted by Atty for Libellant. (See paper filed.)

Subpoena Returned:—Robert J. Corbett — Sheriff of Allegheny County makes affidavit and return: "That he served the within Subpoena in Divorce upon Ruth K. Costolo, the Respondent therein named on the 15th. day of September, 1942 at 12:05 o'clock P.M. by delivering to her a true and attested copy of the same and making known to her the contents thereof, as appears from affidavits as above", So Ans. Robert J. Corbett, Sheriff.

Served the within Subpoena in Divorce, upon Ruth K. Costolo, Respondent, by deputizing the Sheriff of Allegheny County, Pa., as per his return hereto attached. So answers, Bert A. King, Sheriff.

And now, May 21, 1943, J. Perry Eckels, Esq., is appointed Master to take testimony in the above entitled case and make a report thereon to the Court.

Per Curiam.

And now, May 21, 1943, On motion of respondents counsel, the rules of Nov. 21, 1942, are discharged, and leave granted Wm. J. Graham, Esq. and Kent & Kent, Esqs. to withdraw their appearances as attorneys for respondent. (See paper filed).

May 22, 1943 Testimony and Report of Master filed.

On Argt. List for May Term, 1943, No. 55.

May 24, 1943 Affidavit as to non-military service of respondent filed.

— Record Continued on Page 681 —

Kenneth W Rice
222

Elsie Catania
vs.
Joseph Catania
Issued Sept. 8, 1942

| | | |
|---|---|---|
| | Tax & writ (paid) | 3.00 |
| | Shff King (paid) | 2.50 |
| | Shff King, alias (pd) | 1.60 |
| | Shff King, proc (pd) | 11.15 |
| | Donald C. Thompson, Master | 25.00 |
| Feby. 1, 1943, Recd $36.00 costs. P.D.S | Pro. fee Co. 2-2-43. Pd. | 10.00 |
| 2-6-1943 — Rec'd. $25.00 Master's fee — D.C. Thompson. | Proa. addl. 2-16-43, Pd. atty. | 5.00 / 3.00 |

Subpoena in Divorce
And now, Sept. 8, 1942 Subpoena awarded, Returnable to the first Monday of November, 1942
Per Curiam,
O. Clare Kent, P.J.

Subpoena ret'd: Nov. 2, 1942, Non est inventus as to the within named respondent. So ans. Bert A. King Shff.

Nov. 2, 1942, Alias Subpoena in Divorce issued, returnable to first Monday of Dec. next.

Alias Subpoena returned Dec. 7, 1942: Non est inventus as to the within named respondent.
So answers: Bert A. King, Sheriff.

Dec. 22, 1942, Order issued for publication of Proclamation in Divorce; returnable to first Monday of Feb. 1943

Proclamation returned:---- 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, February 1, 1943 Donald C. Thompson, Esq., is appointed Master to take the testimony.
Per Curiam

Feby. 6, 1943, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1943; No. 24.

Now Feby. 24, 1943, after due consideration a divorce is decreed as prayed for and the respondent Joseph Catania, is ordered to pay the cost of this proceeding.
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 Elsie Catania, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Elsie Catania the libellant, and the said Joseph Catania, 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.

# SEPTEMBER TERM, 1942

Kenneth W Rice
223

Gerald W. Rush
vs.
Barbara F. Rush
Issued Sept 8, 1942

| | |
|---|---|
| Tax & writ (paid) | 3.00 |
| Shff King (pd) | 3.40 |
| Shff Washington Co. (pd) | 6.55 |
| Frank D. Prather, Master | 25.00 |
| Pro. for Co. 2-1-43. Pd. | 10.00 |
| Pro. addl. 2/20/43, Pd. | 3.40 |
| Atty. | 3.00 |

Feby 1, 1943, Recd. $35.00 costs.
D.D.B.

Feb 20 1943 Rec'd
$25.00 Masters fee
Frank D. Prather

Feby. 20, 1943, Testimony and Report of Master filed. On Argt. List for Feby. Term, 1943; No. 56.

Subpoena in Divorce
And now, Sept. 8, 1942 Subpoena awarded, Returnable to the first Monday of November, 1942.
Per Curiam.
O. Blare Kent,
President Judge.

And now, December 3, 1942, On motion of Kenneth W. Rice, Esq., Attorney for the Libellant, the Court grants a rule to take deposition sur all of the facts in support of the causes of complaint alleged in the Libel as grounds for the divorce therein prayed for. Said depositions to be taken before Orsin A. Hilton, a Notary Public; 30 days notice to be given to the Respondent of the time and place of taking said deposition.
Per Curiam,
O. Blare Kent, P.J.

(See paper filed.)
Same day, Certificate of Rule and Appointment issued.

Dec. 14, 1942, Petition of Atty for Libellant for amendment of rule of 3d inst., etc., presented & filed.

And now, to wit, December 14, 1942, upon consideration of the foregoing petition, the following order is hereby entered:-

1. The Rule granted by the Court on December 3, 1942, to take the deposition of the Libellant in the above entitled case is hereby amended to a Rule to show cause.

2. The Libellant is hereby granted ten (10) days from the date of this order to serve a copy of the motion and Rule to show cause on the Respondent. Said motion and Rule to show cause to be returnable in fifteen (15) days from the date of this order.

3. The Libellant, through his attorney, is hereby given leave to file the supporting affidavit on his motion for his Rule to take the deposition, nunc pro tunc.
Per Curiam,
O. Blare Kent, President Judge.

(See paper filed.)
Subpoena returned Jan. 5, 1943:

(a) On Friday the 9th day of October, 1942 at 6:45 P.M., served the within Subpoena in Divorce upon the within named respondent, Barbara F. Rush, by handing to her personally, at her residence, 345 McKinley Avenue, Washington, Washington County, Penna, a true and attested copy of the within Subpoena in Divorce, and making known to her the contents thereof. ---
So answers James Kane, Deputy Sheriff
Served as above set forth Clarence O. Williams, Sheriff

(b) Served the within Subpoena in Divorce upon Barbara F. Rush, respondent, by deputizing the Sheriff of Washington County, Pa., as per his return hereto attached. So answers Bert A. King, Sheriff.

And now, February 1, 1943 Frank D. Prather, Esq., is appointed Master to take the testimony.
Per Curiam.

Continued on Page 683

# SEPTEMBER TERM, 1942

Kent & Kent
224

Gerald D. Prather
9-2-44, P. D. S.

Evelyn Virginia Novak
vs.
Nicholas Novak,
also known as Nick
Novak
Issued Sept. 8, 1942

Tax (writ paid) $ 3.00
Sheriff King (paid) 3.20
W. J. McClintock, Master 25.00
Pro. for Co. 9-6-44 Rd. 8.60
Atty. 3.00

9-5-44 Rec'd $33.40 costs.
P. D. S.

9-14-44 Rec'd $25. master fee
Walter J. McClintock master

Subpoena in Divorce

And now, September 8, 1942 the within petition presented in Open Court and Subpoena awarded, returnable to the first Monday of November, 1942.

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

Subpoena returned: Served the within Subpoena in Divorce upon the Respondent personally on the 9th day of Sept. 1942, 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 Bert A. King, Sheriff.

September 2, 1944, Power of Attorney from Nick Novak to Gerald D. Prather filed.

And now Sept. 5th, 1944 Walter J. McClintock, Esq., is appointed master to take testimony.

Per Curiam,

Sept. 14, 1944, Testimony and Report of Master filed.

On Argt. List for Sept. Term, 1944 No. 27.

Sept. 28, 1944, after due consideration a divorce is decreed as prayed for and respondent, Nicholas Novak also known as Nick Novak, is ordered to pay the cost of this proceeding.

Per Curiam, O. Clare Kent P. J.

Oct. 9, 1944, Libellant files her notice of intention to resume her maiden name, Evelyn Virginia Rowland.

Decree

And now, to-wit: September 28, 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 Evelyn Virginia Novak, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Evelyn Virginia Novak, the libellant, and the said Nicholas Novak, also known as Nick Novak, 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.

# SEPTEMBER TERM, 1942

Walter J. McClintock

225

Petition of Commissioners of Crawford County for approval of private sale to Leo F. Swartwood of 5 acres of land in Troy Township, which was assessed to Nellie Saunders, and sold to said Comrs at Treasurers sale for unpaid taxes in 1930.
Entered Sept 8, 1942

Cro Clayton Paid 12/29/42 5.00
Titusville Herald (pd) 9.62

Now, September 8, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of October, 1942, 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.

Oct 5, 1942, Proof of publication of notice filed.

And now, October 5, 1942, at 9:30 o'clock A.M., the time fixed for a hearing on the above petition, it appearing 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, Leo F. Swartwood, of R.D. 1, Fryonville, 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.

# SEPTEMBER TERM, 1942

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| Walter J. McClintock<br><br>226 | Petition of Commissioners of Crawford County for approval of private sale to Mrs. Ethel Stafford of a lot in Bloomfield Tp. which was assessed to E. J. Hall, and sold to said County at Treasurer's sale for unpaid taxes, in 1940<br>Entered Sept. 8, 1942<br><br>Pro. Slayton Paid 12/29/42 $5.00<br>Titusville Herald (paid) 9.75<br>Pro. for Co. 3.50 | Now, September 8, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of October, 1942 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.<br>(See petition.) Per Curiam<br>Oct. 5, 1942 Proof of publication of notice filed.<br>And now, October 5, 1942, 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, 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. Ethel Stafford, of Riceville, 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.<br>(See paper filed.) Per Curiam<br>April 3, 1944, Petition to discontinue proceedings filed.<br>Order: Now, April 3, 1944, upon presentation and consideration of the foregoing petition in open court, the prayer thereof is granted and the Final Order entered October 5, 1942 in said matter is hereby revoked and the Commissioners of Crawford County are hereby authorized to discontinue the proceeding of record.<br>Per Curiam. |

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| Walter J. McClintock<br>227 | Petition of Commissioners of Crawford County for approval of private sale to Francis D. Daugherty and Vesta Daugherty of Lot No. 5 on S. side of Brawley Av. in 2d W. City of Meadville, which was assessed to George Morse, and sold to said Comrs. at Treasurers sale for unpaid taxes, in 1934.<br>Entered Sept. 8, 1942<br><br>Bro. Blayton Paid 12/29/42 $5.00<br>Trib. Pub. Co. (paid) 11.50 | Now, September 8, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of October, 1942, at 9:30 o'clock A. M., or as soon there after as the attention of the Court may be had, for a hearing upon said petition. Ten days' notice there of to be given by publication in one newspaper of general circulation published in the County of Crawford.<br>(See petition) Per Curiam<br>Oct. 5, 1942 Proof of publication of notice filed.<br>And now, October 5, 1942, 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, Frances D. Daugherty and Vesta Daugherty, his wife, of 748 Brawley Avenue, 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.<br>(See paper filed.) Per Curiam |

# SEPTEMBER TERM, 1942

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| Walter J. McClintock<br><br>228 | Petition of Commissioners of Crawford County for approval of private sale to Mrs. Elizabeth Bergerman and Jessie Wilson Wilson, of two lots in the Borough of Blooming Valley, which were assessed to Wilson S. Wait, and sold to said Comrs at Treasurers sale for unpaid taxes, in 1936.<br>Entered Sept. 8, 1942<br><br>Pro. Clayton Paid 12/29/42 5.00<br>Tribune Pub. Co. (paid) 1.50 | Now, September 8, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of October, 1942, 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.<br>(See petition.) Per Curiam.<br>Oct. 5, 1942 Proof of publication of notice filed.<br>And now, October 5, 1942, 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. Elizabeth Bergerman and Jessie Wilson, 370 Walnut 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.<br>(See paper filed.) Per Curiam. |

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| Walter J. McClintock<br>229 | Petition of Commissioners of Crawford County for approval of private sale to The National Bank of Union City, Pa., of 50 acres of land in Bloomfield Township next the Erie County line which was assessed to Opal Sargent, and sold to said Comrs at Treasurer's sale for unpaid taxes on May 1, 1940.<br>Entered Sept. 8, 1942<br><br>Pro. Clayton Paid 12/29/42 $ 5.00<br>Titusville Herald (paid) 11.00 | Now, September 8, 1942, upon presentation and consideration of the within petition the Court fixes the first Monday of October, 1942, 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 there of 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 Bloomfield Township and to the Supervisors of Bloomfield Township, they being the taxing authorities; said notice to be served on them personally or by registered mail.<br>(See petition.) Per Curiam.<br>Oct. 5, 1942, Proof of publication of notice, and acceptance of service by School Dist. and by Supervisors of Bloomfield Township, filed.<br>And now, October 5, 1942, 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 National Bank of Union City, of 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.<br>(See paper filed.) Per Curiam. |

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| Rowland B. Mahany | Commonwealth of Pennsylvania, ex relatione Gerald Francis James, and Marian E James (his mother) | Habeas Corpus for the custody of Gerald Francis James aged 6 months, son of Marian E. James, relator, and Maynard James, the respondent. |
| 230 | vs. | And now, September 8, 1942, upon consideration of the foregoing petition, it is hereby ordered that a writ of Habeas Corpus issue, directed to Maynard James, directing him to bring Gerald Francis James before this Court, and show cause, if any he hath, why the said Gerald Francis James should not be relieved of his illegal restraint |
| | Maynard James | |
| | Issued Sept 8, 1942 | |
| | Pro Slayton (paid) $ 5.00 | |
| | Shff King (paid) 8.50 | |

and why he should not be delivered into the custody of his mother, Marian E. James; returnable on September 11, 1942, at 9:30 o'clock A M

(See petition) Per Curiam.

Now, September 11, 1942, after hearing had, it appearing from the evidence that at the time of the issuing of the writ in this case the child in question, Gerald Francis James, was in the possession or custody of Mrs. Hazel McGoff, in Venango County, Pa.; therefore, we are of the opinion that this Court is without jurisdiction in the premises, and the writ of Habeas Corpus issued on September 8, 1942 is dismissed, at the cost of the petitioner, Marian E. James. Exception is noted for petitioner.

Per Curiam,
O. Clare Kent,
President Judge.

(See paper filed.)

Writ returned: Served the within Habeas Corpus for custody of Children personally upon Maynard James, at the Forge Works gate, E. Spring Street, in the City of Titusville, Crawford County, Pa., on Sept 9, 1942, at 10:40 o'clock A M, by handing to him a true and attested copy of the within Habeas Corpus, and making contents of same known to him.

So answers Harry B Smith, Deputy Sheriff
Bert A. King, Sheriff

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| Stuart A Culbertson<br><br>231<br><br>231 | Petition of Mrs Mary Shartle for the appointment of a Committee ad litem<br>for<br>Mildred Mary Hammer to represent her in proposed divorce proceedings to be started by her Husband Archie Vincent Hammer<br>Entered Sept 8, 1942<br>Pro Slayton 9/6/42 $3.00 | And now, September 8, 1942, upon presentation of the foregoing petition and upon consideration of the facts therein, and appearing that notice of the intended presentation of this petition has been served upon Herbert A. Mook, Attorney for Archie Vincent Hammar, husband of the said Mildred Mary Hammer, and it further appearing that no petition for appointment of a Committee ad litem has heretofore been presented, the said Joseph Mantle is hereby appointed Committee ad litem for Mildred Mary Hammer, to represent her in the divorce proceedings mentioned in the foregoing petition.<br>Per Curiam,<br>(See petition) O. Clare Kent, P.J.<br>Sept. 8, 1942 Copy of order issued. |

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| | Petition of Anna M Stevens, wife, and Lloyd C. Stevens, brother, for Commitment of Audley D. Stevens of Bonneauville an alleged morphine addict. Entered Sept. 8, 1942 Pro. Slayton Paid 12/29/42 $5.00 | Sept 8, 1942 Petition with Exhibits A, B, C and D. annexed presented in open Court and filed. And now, September 8, 1942, upon consideration of the within petition and the exhibits and certificates thereto attached, and after hearing being duly held as required by law, the Court is satisfied that Audley D. Stevens 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 said Audley D. Stevens is an inebriate, and that he be and hereby is committed to the Torrance State Hospital, there to remain for one year, unless sooner discharged as provided by law. (See paper filed) O. Ellare Kent, J. Sept. 8, 1942, Certified copy of petition exhibits, and other papers and order thereto attached issued. |
| 232 | | |

Walter J. McClintock
233

Nov. 4, 1942 Recd. $93.60 costs.
P.D.S.

November 10th 1942, received from Paul H. Slayton, Pro. $25.00 being my Master's fee in the within case.
Jeff. E. Bossard

Elizabeth S. Heald
vs.
Russell H. Heald
Issued Sept. 9, 1942

Tax + writ (paid) $3.00
Shiff King (paid) 3.20
Jeff E. Bossard, Master 25.00
Pro. for Co. 11-4-42, Bd. 8.60
Atty. 3.00

Subpoena in Divorce.
And now, Sept. 9, 1942 Subpoena awarded, returnable to the first Monday of November, 1942
Per Curiam,
O. Clare Kent, P.J.

Writ returned: Served the within Subpoena in Divorce on the Respondent personally on the 14th day of Sept, 1942, 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, Bert A. King, Sheriff.

And now, Nov. 4, 1942 upon presentation of the within motion Jeff E. Bossard, Esq., is hereby appointed Master to take testimony in the within entitled case and make report thereon to the Court.
Per Curiam.

Nov. 10, 1942, Testimony and Report of Master filed.
On Argt. List for Nov. Term, 1942, No. 11.

Now Nov. 30, 1942, after due consideration a divorce is decreed as prayed for and the respondent, Russell H. Heald is ordered to pay the cost of this proceeding.
Per Curiam, O. Clare Kent P.J.

Decree: And now, to-wit: November 30, 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 S. Heald, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Elizabeth S. Heald, the libellant, and the said Russell H. Heald, 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.

# SEPTEMBER TERM, 1942

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| J. E. Jack 234 | Lloyd Hefright<br>vs.<br>Hugh Hamilton<br>Entered Sept. 11, 1942<br><br>Tax + entry (paid) $1.50<br>Costs on Trans (Deft. pd) 7.16<br>Pro. for Co. 11-17-42. Pd. 1.50<br>Atty. 3.00 | Appeal by Deft. from Judgment of Peter B. Tarr, Alderman.<br>Sept. 15, 1942 Acceptance of service of notice to plff. of filing appeal filed.<br>And now, Nov. 10, 1942, on praecipe of defendant's attorney, judgment of non. pros is hereby entered in favor of the defendant and against the plaintiff for want of a statement of claim.<br>Judgment of Non Pros/<br>Paul D. Slayton, Prothy. |

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| Max B. Maloney<br><br>235<br>Hines & Kiebort<br>10/5/42 P.193. | J. A. Smith, Walter W. Ehrgott and Mildred Ehrgott, doing busines as Meridian Company<br>vs.<br>Charles E Schatz<br>Issued Sept. 11, 1942<br>$<br>Tax t writ (paid) 2.00<br>Shff. King (paid) 3.40 | Summons in Assumpsit,<br>Returnable to the first Monday of October, 1942.<br>Writ returned: Served the within Summons personally upon Charles E Schatz, on Sept. 17, 1942, 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 thereof, and making contents of same known to him. So answers,<br>Nellie M. Kostenbauder<br>Deputy Sheriff.<br>Bert A. King, Sheriff. |

# SEPTEMBER TERM, 1942

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| 236<br>Kent v Kent | Roy J. Perry<br>vs<br>John T. Fox<br>Entered Sept. 12, 1942 | Appeal by Defendant from Judgment of Dominick Lemmo, Alderman<br>Oct. 26, 1942, Proof of Service of Notice of filing appeal filed.<br>And now, Oct. 26, 1942, on praecipe of defendants attorney judgment of non. pros. is hereby entered against the plaintiff for want of an affidavit and statement of claim<br>Judgment of Non. Pros.<br>Paul D. Slayton,<br>Prothonotary |
| | Tax & entry (Pd by Def) 1.50<br>Costs on Trans 6.10<br>Pro. for Co. 10-26-42. Pd. 1.50<br>Atty. 3.00<br>Pro. Cert. 10-29-42. Pd. .50 | |
| | | P. p 182. |

# SEPTEMBER TERM, 1942

Kent & Kent, v
Margiotti, Paglieri & Casey
237
F. Joseph Thomas
Hunnicutt
8-28-45. P. D. $.

Fanny Crosby
vs
First National Bank,
Meadville, Pennsylvania,
a Corporation.
Issued Sept. 12, 1942
Tax & writ (paid) $2.00
Sheriff King (paid) 4.40

Summons in Trespass,
Returnable to first Monday of
November, 1942.
Sept. 12, 1942, Statement of claim
filed.
Sept. 29, 1942, F. Joseph Thomas, Esq.,
appears for deft. (See paper filed)
And now, Oct. 5, 1942. On petition of
deft. and motion in open Court, the
Court grants a rule on the plaintiff
to show cause why she should not
file a more specific statement of
claim, all proceedings to stay mean-
while; returnable see. reg. Per Curiam. (See paper filed).
Writ returned: Served the within Summons together with
copy of Statement of claim, upon the First National Bank
of Meadville, Pa., a corporation by handing personally
on Sept. 21, 1942, at 2:45 o'clock P. M., at No. 360 Center Street,
City of Meadville, Crawford County, Penna, a true and
attested copy thereof, to Fred S. Hunter, Assistant Cashier of
said bank, and making contents of same known to him.
So answers Nellie M. Kostenbauder
Deputy Sheriff.
Bert A. King, Sheriff.
On Argt. List for Febry Tr. 1943 No. 2.
February 19, 1943, Amended Statement of claim filed.
Service of copy of same accepted by Defts. Atty.
Febry 22, 1943, Rule discharged. Per Curiam
May 19, 1943. Agreement of counsel extending to March 18/43,
the time for filing affidavit of defence, filed.
March 17, 1943, Affidavit of defense filed raising questions of law.
Service accepted by Pltffs atty.
On Argt. List for May Term, 1943 No. 11
May 24, 1943, Continued by agreement of Counsel Per Curiam.
On Argt. List for Sept. Term, 1943, No. 18
Sept. 29, 1943, To be submitted on briefs.
Now, November 19, 1943, defendant's Affidavit of Defense
raising questions of law, is disinissed, and the defendant,
First National Bank of Meadville, Pa., is ordered to file its
Affidavit of Defense within thirty (30) days from this date
in order that the case may be proceeded in with dispatch
and without unnecessary delay.
Per Curiam,
(See opinion of Court filed.) O. Edare Kent, P. J.
Dec. 20, 1943. Affidavit of defense filed. Service accepted by Pltff's Attys.
On Fall Trial List, 1945, No. 4.
Sept. 24, 1945 Continued by agreement of counsel.
Per Curiam.

# SEPTEMBER TERM, 1942

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| 238<br>William J. Sirdevan | Donald McElhaney<br>vs.<br>Arthur Lee Marsh<br>Entered Sept. 14, 1942<br><br>Tax & entry 12/30/42 Paid $1.50<br>Costs on Trans. $2.03 Paid 1944 | Appeal by Defendant from Judgment of Peter B. Tarr, Alderman. |

# NOVEMBER TERM, 1942

Leland J. Robertson
1

Mrs. Daisy D. Bentley
R. D. No. 4 Meadville, Pa.
vs.
W. D. Zimmerman
Entered Sept. 14, 1942

Pro. Slayton (paid) 2.25
Atty pd. Plff. 3.00
Original costs:
Plff. 1.75
Atty L. J. C. pd. Plff. 3.00

Of No. 208 Sept. Term, 1937, 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 entereon in favor of the plaintiff and against the defendant for the sum of Seven hundred thirty-five & no/100 Dollars, being the amount of debt, interest to Sept. 16, 1942 and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $735.00
Interest from Sept. 16, 1942

Z page 23 Judgment
Paul D. Slayton, Prothy

March 14-1944. W. D. Zimmerman has paid $2.00. on this judgment. Mrs Daisy D. Bentley.

Nov. 28, 1945
Received satisfaction in full of the above Judgment, Debt Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.
X Mrs Daisy D Bentley
Witness: Paul D. Slayton

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| Paul E Thomas<br>2<br><br>Peter + Pratt by oct 20 1942<br>Frank P. Pratt for<br>E E Waid and Frank Waid<br>10/20/42 P.O.S. | Ralph F. Gigone<br>vs.<br>E. E. Waid, Frank Waid and Lloyd Johnston.<br>Issued Sept. 15, 1942<br><br>Tax + writ (paid) $ 2.00<br>Sheff King, (paid) 11.70 | Summons in Trespass, Returnable to the first Monday of October next.<br>Sept. 15, 1942 Statement of Claim filed. 3 copies certified.<br>Nov. 2, 1942, Affidavit of Defense on behalf of E. E. Waid and Frank Waid, filed.<br>Service by copy accepted by Atty for plaintiff.<br>Writ returned: Served the within Summons, together with copy of Statement of Claim, upon E. E. Waid, on Sept. 23, 1942, at 10:5 o'clock A.M., at his residence No. 657 Jefferson Street, in the City of Meadville, Pa., by handing to Laura Waid, his wife, an adult member of the family, a true and attested copy of the within Summons, together with copy of Statement of Claim, and making contents of same known to her.<br>Also, served the within Summons, together with copy of Statement of Claim, personally, upon Frank Waid, on Sept 25, 1942, at 6:55 o'clock P.M., at No. 657, Jefferson Street, City of Meadville, 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.<br>Also, served the within Summons, together with copy of Statement of Claim, upon Lloyd Johnston, on Sept 21, 1942, at 5:10 o'clock P.M., at his residence No. 1346 Park Row, in Vernon Township, Crawford County, Pa., by handing to Lee Johnston, his father, an adult member of the family, 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, Sheriff.<br>On Winter Trial List, 1944, No. 17.<br>Jany 3, 1944, it appearing that the defendant Lloyd Johnston, is in U.S. Army Service, the case is hereby marked continued during duration of the War and for ninety days thereafter.<br>Per Curiam. |

# NOVEMBER TERM, 1942

Charles B. Stegner

3

5/2/44 Paid Titusville Herald $5.50 advertising costs by Check No. 1628. P. D. S.

Petition of Fred Wales for appointment of a Guardian for Theodore Johnson of the City of Titusville, as a person of weak mind. Entered Sept. 16, 1942

Pro. Slayton 11-6-42. Paid $5.00 ✓
Pro. Slayton Paid 3/4/43 2.50
Pro. filing c/o 5-2-44 Pd. 6.50 ✓

Sept. 14, 1942, Petition presented in open Court, and filed Sept. 16, 1942
J. Page 64.

And now, September 14, 1942, upon presentation of the within petition, October 5, 1942, at 10:00 o'clock A. M., is fixed for hearing this application; and it is ordered that ten (10) days written notice thereof be given to all the parties in interest by service on them of a copy of petition and order of Court. (See petition filed) Per Curiam.

And now, Oct. 8, 1942, On motion in open Court, hearing in the above matter is continued to Nov. 2, 1942, at 10 A. M.
(See paper filed) Per Curiam.

Nov. 2, 1942, Proof of service of notice upon respondent, affidavit of Dr. Leonard Rosenzweig, Clinical Director, Warren State Hospital, and final decree filed.

Now, this second day of November, 1942, after consideration of the testimony taken in the case and it appearing at such testimony that the said Theodore Johnson cannot be brought into Court with safety to himself to attend this hearing, the Court adjudges and decrees the said Theodore Johnson to be a person so weak in mind that he is unable to take care of his own property, and appoints Titusville Trust Company as Guardian of the said Theodore Johnson upon giving bond in the sum of $3500.00.
(See paper filed.) Per Curiam.

Nov. 6, 1942, Bond of Titusville Trust Company, Guardian in the sum of $3500.00, approved by the Court & filed.

Feb. 26, 1943, Petition of Guardian for authority to make monthly payments with consent of 2d Nat. Bank of Titusville, Trustee annexed, presented and filed.

And now, Feby. 26, 1943, upon consideration of the foregoing petition, it is hereby ordered that the said Titusville Trust Company, Guardian of the estate of Theodore Johnson, an alleged weak minded person, pay over to the said Mark Gray, for the care, maintenance, support and medical care of the said Theodore Johnson, a sum not exceeding $20.00 monthly. This order to continue as long as the said Theodore Johnson shall be paroled to the said Mark Gray. Per Curiam,
(See paper filed) Copy of order issued. O. Clare Kent, P. J.

April 19, 1944, First and Final Account of Guardian filed showing balance due estate of $1,825.84. Same day advertisement of notice of filing account sent to The Titusville Herald stating that said account will be confirmed nisi on the Third Monday of May next, and if no exceptions are filed within ten days of nisi confirmation

said account will be confirmed absolutely.
Paul D. Slayton,
Prothonotary.

May 8, 1944, Proof of Publication filed.

And now, May 26, 1944, no exceptions having been filed to the foregoing account, the same is hereby confirmed absolutely.
Paul D. Slayton,
Prothonotary.

# NOVEMBER TERM, 1942

J. E. Bossard

4

Petition of Edward McGrath, a creditor, for appointment of a Guardian for Alice Bechtel of Greenwood Township, as mentally defective. Entered Sept. 14, 1942

Sept. 17, 1942, Petition presented in open Court and filed. "B" page 71.

And now, September 17, 1942, upon presentation of the foregoing petition in open Court and upon due consideration thereof, it is hereby ordered that a hearing on the said petition be held in the Court House at Meadville, Pa., on Monday, October 5, 1942, at 9:30 o'clock A. M.; and that written notice of the time and place fixed for hearing be served personally on the said Alice Bechtel and upon the other members of her family residing within the jurisdiction of this Court, at least ten (10) days before the date fixed for hearing.

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

(See paper filed.)

10/28/49. Paid The Tribune Publishing Co. $5.50 advertising costs by Check No. 3163 P.D.$.

Pro. Slayton fpd 1/19 5.00
Pro. 12-4-44 Pd. 1.00
Pro. S. 12/24/48 Pd. 2.50
Pro. S. 10-28/49 Pd. 5.00

November 2, 1942, Proof of Service of Time and Place of Hearing filed.

Decree:- And now November 2nd, 1942, upon full and complete hearing in open Court in the above entitled case, it appearing to the Court that ten days written notice of the hearing was given to the said Alice Bechtel by the proof of service filed in this proceeding, and that the said Alice Bechtel is now a widow and does not have any children, descendents of deceased children, or any other collateral heirs as appears from the testimony of two reputable citizens in the community in which she lived and it further appearing that the said Alice Bechtel cannot appear in Court personally with safety to herself, and the Court being satisfied that the said Alice Bechtel is unable on account of weakness of mind to care for her property and estate and in consequence thereof is liable to dissipate or lose the same and to become the victim of designing persons, it is hereby ordered and decreed that she be and is hereby adjudged to be a person of weak mind.

And, it further appearing to the Court that she is the owner of real estate consisting of a farm in Greenwood Township, Crawford County, Pa., which has recently been taken over by the United States of America which has an estimated value of $700.00. It is further ordered that Crawford County Trust Co., be and is hereby appointed Guardian of her estate and required to give bond in the sum of $1500.00, with sureties to be approved by the Court.

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

Nov. 18, 1942 Bond of Crawford County Trust Company, Guardian, in the sum of $1500.00, approved by Hon. O. Clare Kent, P. J. filed.

December 4, 1944, Inventory and Appraisement showing the combined assets in the sum of Nine Hundred Ninety + 94/100 ($990.94) Dollars, filed.

July 9, 1948, Petition to Fix Fees of Attorney and Approval for Payment of Debts filed.

Continued on Page 654

| | | |
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| F. Joseph Thomas<br><br>5 | Commonwealth of Pennsylvania ex relatione Kenneth L. Dunn<br>vs.<br>Imogene Dunn, Harvey Ross and Ethel Ross.<br>Issued, Sept. 17, 1942<br>Pro. Blanton 12/29/42 Paid 5.00<br>Sheriff King, (Paid) 6.40 | Habeas corpus for the custody of James Wilson Dunn, born Nov. 9, 1941, minor child of petitioner and of respondent Imogene Dunn.<br>And now, September 17, 1942, upon presentation of the foregoing petition and on motion of F. Joseph Thomas, attorney, a writ of Habeas Corpus is issued directed to the defendants, commanding them forthwith to bring before the Court the body of James Wilson Dunn, and to show cause, if any they have, why the said James Wilson Dunn should not be relieved of the said illegal restraint. Returnable and for hearing, Sept. 23 1942<br>Per Curiam,<br>O. Blare Kent,<br>President Judge.<br>(See paper filed) |

Nov. 13, 1942, Sheriff's return of service of Habeas Corpus upon each of the respondents, by copy, filed.

J. E. Bossard
6

Minnie P. Rushlander
vs.
Paul A. Rushlander
Issued Sept. 21, 1942

Tax & writ 9/23/42 $13.00
Sheff King Paid 3.40
Kenneth N. Rice, Master 25.00
Pro. for Co. 1-4-43 Pd. 8.60
Atty. 3.00
Pro. Off. .25

Subpoena in Divorce
And now, September 21, 1942, Subpoena awarded, 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 21st. day of Sept., 1942, by delivering to him a true and attested copy of the same, and making known to him the contents thereof, as appeark from affidavit as above. So answers, Bert A. King, Sheriff

And now, January 4th, 1943, Kenneth N. Rice, Esq., is hereby appointed Master in Divorce in the above entitled case.
Per Curiam

Jan. 4, 1943 Recd $35.00 costs. P.P.S.

Jan. 25, 1943 - Rec'd 35.00 Master's Fee
K. W. Rice - Master.

Jan. 25, 1943 Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1943; No. 22.

March 15th 1943. Recd from Paul N. Slayton, Esq. $1.40 being refund on accl. of advance costs.
J. E. Bossard Atty.

Feby. 22, 1943 Affidavit as to non-military service of respondent filed.

Now Feby. 24, 1943, after due consideration a divorce is decreed as prayed for and the respondent, Paul A. Rushlander, is ordered to pay the cost of this proceeding.
Per Curiam, O. Clare Kent P.J.

Decree

And now, to-wit: February 24, 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 Minnie P. Rushlander, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Minnie P. Rushlander, the libellant, and the said Paul A. Rushlander, 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.

J. Joseph Thomas and John H. Bozic

7

Commonwealth of Pennsylvania, ex rel. Bearley b. Harned
vs.
Bert A. King, Keeper of the Crawford County Prison.
Issued Sept. 22, 1942

Pro. Slayton 9/25/42 5.00
Sheriff King

9/25/42 Received $500.00 Bail Paid from Joseph Slayton
Joseph Slayton
Bail Returned
John H. Bozic
Atty for Relator

Habeas Corpus

Now, September 22, 1942, upon presentation of the foregoing petition, and in consideration thereof, a writ of Habeas Corpus is issued, directed to Bert A. King, Keeper of the County Prison of Crawford County, Pennsylvania, commanding him forthwith to bring before the Court, the body of your petitioner, to do, submit to and receive whatsoever the Court may consider right in that behalf, and likewise to certify specifically and fully the true Causes of his commitment and to show cause why the said Bearly b. Harned should not be discharged and set free. Returnable for hearing Sept. 25, 1942, at 9:30 o'clock A.M. Pending said hearing, the petitioner is released upon bail, for his appearance, in the sum of $500.

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

(See petition filed)

Sept. 22, 1942 Recognizance of Bearley b. Harned, relator, taken by Prothonotary, in the sum of $500.00, and filed.

Writ returned: The body of the within named, Bearley b. Harned, in my custody, together with the day and cause of his being taken and detained, before the Judge within named, at the day and place within contained, I have ready, as within I am commanded. So answer,

Bert A. King, Sheriff.

And now, September 25, 1942, after hearing had in the above entitled matter, it appearing had in the above entitled matter, it appearing that the defendant was illegally arrested and is illegally restrained of his liberty, by virtue of the fact that he was taken into custody upon a warrant issued from Davidson County in the State of Tennessee without any proceedure whatever in relation thereto having been taken in the State of Pennsylvania, it is hereby ordered that the said named petitioner, Bearley b. Harned, be and he is hereby released and discharged from custody under said warrant and for so doing this shall be sufficient warrant and authority.

Per Curiam,
O. Blare Kent,
President Judge.

(See paper filed)

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| F. Joseph Thomas<br><br>8.<br>Stuart A. Culbertson<br>Keck + Keck<br>9-30-42. P.B.S. | J. B. Winton and Evelyn Winton, Administrators of the estate of Clyde Stanley Winton,<br>vs.<br>Peter Boor, Joseph Boor, also known as Joe Boor, and Mary Boor.<br>Issued Sept. 23, 1942<br><br>Tax + writ Pd 9/24/42 2.00<br>Sheff King (paid) 8.70 | Summons in Trespass<br>Returnable to the first Monday of November next.<br>Writ returned: Served the within Summons personally upon Peter Boor, by serving Joseph Boor, he being an adult member of the family, namely his father, on Sept. 25, 1942, at 7:55 o'clock P.M., at their residence in Richmond Tp., Crawford County, Pa., by handing to him a true and attested copy of the within Summons, and making contents of same known to him.<br>Also, served the within summons personally upon Joseph Boor, also known as Joe Boor, on Sept. 25, 1942, at 7:55 o'clock P.M., at his residence in Richmond Tp., Crawford County, Pa., by handing to him a true and attested copy of the within summons, and making contents of same known to him.<br>Also, served the within summons personally upon Mary Boor, on Sept. 25, 1942, at 7:55 o'clock P.M., at his residence in Richmond Tp., Crawford County, Pa., by handing to her a true and attested copy of the within summons, and making contents of same known to her.<br>So answers Bert A. King, Sheriff.<br>Sept. 18, 1943 Statement of claim filed. Service accepted.<br>Oct. 19, 1943 Affidavit of defense filed. Service accepted. |

F. Joseph Thomas
J. Perry Eckel
1-26-45. P.D.S.

9

Henry T. Kibbe
10/2/42. P.D.S.

Oct 17/1945 rec'd
8.60 prepaid costs
and Docket fee
F. Joseph Thomas

Adelaide Newcomb and Thomas J. Newcomb

vs

George Walters

Issued Sept. 23, 1943

| | # | ✓ |
|---|---|---|
| Tax & writ (pd 9/24/42) | 2.00 | |
| Shff. King (paid) | 3.60 | |
| Pro. for Co. 3-28-45 Pd. | 3.60 | |
| Atty. | 3.00 | |

Summons in Trespass
Returnable to first Monday of Oct. next.

Writ returned. Served the within Summons personally upon George Walters, on Sept. 29, 1942, at 1:40 o'clock P.M., at his residence in West Mead Tp, Crawford Co. Pa, by handing to him a true and attested copy thereof, and making contents of same known to him.

So answers Bert A. King, Sheriff.

April 26, 1944, Statement of Claim filed.

On Spring Trial List, 1945; No 20,

March 12, 1945, Settled. Per Curiam,

O. C. K.

And now, march 28, 1945 this case settled and discontinued & ended. All costs paid.

J. Perry Eckel
attorney for Plaintiff.

Gerald D. Prather
10

Margaret Ruth Dewey
vs.
Victor Dewey, Jr.
Issued Sept. 24, 1942

Tax & writ (paid) $ 3.00
Staff King ---
J. E. Henretta, Master 25.00
Pro. for Co. 11-6-42. Pd. 8.60
Atty. 3.00

Nov. 5, 1943, Recd. $33.60 costs
P. D. E.

Nov. 12th 1942. Received my fees as master in this case, $25.00 J. E. Henretta.

Subpoena in Divorce

And now, Sept. Term, 1942, Subpoena awarded, Returnable to the first Monday of November, 1942.

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

Subpoena returned: George W. Bunce makes affidavit that he served the within Subpoena in Divorce upon Victor Dewey, Jr., the respondent, on the 26th day of Sept. 1942 at 9:30 o'clock A. M. by delivering to him a true and attested copy of the same at the home of Dr. Margaret Wood, in Hayfield Tp, Crawford Co., Pa., and making known to him the contents thereof. (See affidavit on Subpoena.)

And now, November 5th, 1942 upon presentation of the within motion, J. E. Henretta, Esq., is hereby appointed Master as prayed for.

Per Curiam.

November 11, 1942, Testimony and Report of Master filed. On Argt. List for Nov. Term, 1942, No. 12.

Now Nov. 30, 1942, after due consideration a divorce is decreed as prayed for and the respondent, Victor Dewey, Jr., is ordered to pay the cost of this proceeding.

Per Curiam, O. Clare Kent P.J.

Decree

And now, to-wit: November 30, 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 Margaret Ruth Dewey, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Margaret Ruth Dewey, the libellant, and the said Victor Dewey, Jr., 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

11

Ft. goes pt Thomas
10/27/42 P.D.S.

Arthur E. Byham,
doing business as
W. E. Byham & Son
vs.
Emma J. Thomerer
Issued Sept. 24, 1942

| | |
|---|---|
| Tax + writ (paid) | $ 2.00 |
| Shff. King (paid) | 5.40 |
| Pro. for Co. Paid 6/28/43 | 3.25 |
| Atty. | 3.00 |

Summons in Assumpsit.
Returnable to first Monday of November, 1942
Oct. 27, 1942. Statement of claim filed. Same served on Deft. by Sheriff on Nov. 10, 1942. (See return on Statement)
Writ returned: Served the within Summons upon Emma J. Thomerer on Oct. 9, 1942, at 11:40 o'clock A.M. at No. 245 Pine Street, City of Meadville by handing to her a true and attested copy thereof, and making contents of same known to her
So answers Bert A. King, Sheriff.

And now, March 9, 1943, on motion of plaintiff's attorneys, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an affidavit of defense, and same is liquidated at the sum of five hundred twenty-one + 93/100 Dollars, with costs of suit,

| | |
|---|---|
| Debt | $ 521.93 |
| Interest from March 9, 1943. | |

Judgment
Paul D. Slayton,
Prothonotary.

J. page 73.
Att. Ex. No. 50 May Term, 1943.

June 28th, 1943, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.

Kent + Kent
attorneys for Arthur E. Byham, Plaintiff

Witness: Paul D. Slayton, Pro.

| | | |
|---|---|---|
| J A Boland<br><br>12 | The First Trust Company of Tonawanda, State of New York<br>vs.<br>Gerald B. Hasson and Dorothy R. Hasson<br>Issued Sept. 28, 1942<br>Tax & writ (paid) $2.00 ✓<br>Shff King (paid) 8.30<br>Pro. for Co. 11-23-42, Pd. 2.50<br>Atty. 3.00 | Summons in Assumpsit, Returnable to next term.<br>Sept. 28, 1942, Statement of claim filed. 2 copies certified.<br>Nov. 12, 1942, Summons retd: Served the within Summons, together with Copy of Statement of Claim, personally, upon Gerald B. Hasson, by serving Dorothy R. Hasson, she being an adult member of the family, namely, his wife, on Oct. 20, 1942, at 2:45 o'clock P. M. at their residence No. 1093 Water Street, City of Meadville, Crawford County, Pa., 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.<br>Also served the within Summons, together with Copy of Statement of Claim, personally, upon Dorothy R. Hasson, on Oct. 20, 1942, at 2:45 o'clock P. M. at her residence No. 1093 Water Street, City of Meadville, Crawford County, Pa., 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,<br>Bert A. King, Sheriff<br>And now, Nov. 23, 1942, on motion of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendants for want of an appearance or answer, and same is liquidated at the sum of nine hundred forty-seven & 50/100 dollars, with costs of suit<br>Debt $947.50<br>Atty's. comm. included 108.80<br>Interest from June 1, 1942 on $838.70<br>Judgment<br>Paul D. Blayton, Prothy.<br><br>Ha. - page 163. |

# NOVEMBER TERM, 1942

J. Perry Eckels
13

M. D. Thompson
vs.
A. R. Kalup
Issued, Sept. 28, 1941

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Stff King (paid) | 3.40 |
| Pro. for Co. 10-16-42, Pd. | 1.00 |
| Atty. | 3.00 |

Replevin for one Philco Advance Design Refrigerator Model MAH7-1941 Refrigerator Cabinet #142358, Refrigerator Unit #3149512, of the value of $50.00; Returnable to the first Monday of November next.

Sept. 28, 1942, Statement of claim and affidavit of value filed.

Same day, Plffs. bond in replevin, with C.C. Adkins and C.A. Danner as surety, in the sum of $100.00 approved and filed.

Writ returned: Replevied as within Commanded, Oct. 9, 1942, at 11:00 o'clock A.M. all of the within described goods and chattels, and summoned A.R. Kalup, the within named defendant, by handing to him personally, at No. 71 Mead Av., in the City of Meadville, Crawford County, Pa., Oct. 9, 1942, at 11:00 o'clock A.M. a true and attested copy of the within writ, together with copy of praecipe, statement and affidavit for Replevin, and making known to him the contents thereof.

And on October 14, 1942, the defendant paid the sum of $52.40, to the Sheriff, being $27.00 debt, $15.00 attorney, commission, $3.00 docket fee $1.00 for discontinuance, $3.00 Pro-Mothon of Pltfs costs, and $3.40 Sheriff's costs. The goods so replevied were left in the hands and possession of the defendant. So answers Bert A. King, Sheriff.

And now, October 16, 1942, this case settled and discontinued of record. All costs paid.

J. Perry Eckels
Attorney for Plaintiff

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| J. Perry Eckels<br><br>14 | The Mar-Sherwood Supply Company<br>vs.<br>Lawrence E. Armitage doing business as Armitage Engineering Service, and John H. Brown.<br>Issued Sept. 28, 1942 ✓<br>Tax writ (paid) $3.00<br>Shff. King (paid) 1.00<br>Pro. Slayton (pd 11/24/42) 1.00<br>Atty 3.00<br>Cert. Discontinuance Pd. 1/8/43 .50 ✓ | Replevin for Four Motor Driven Universal Milling Machines, with 20 inch tables and 220-60-3 motors; Two Vertical Milling Attachments; Two Tilting Head Index Centers; Four Plain Vices; One dozen 27-64 inch S.S. H.S. Blue Diamond Jobber Length Drills; of the value of $1500.00; Returnable to the first Monday of November next Sept. 28, 1942 Statement of claim filed Same day, Affidavit of value filed. Same day, Plaintiffs bond in replevin with Maryland Casualty Company as surety, in the sum of $3000.00, approved and filed.<br>Writ returned: Now, Nov. 24, 1942, no service as to the within named defendants, and the within Replevin is hereby directed to be returned, as per order of J. Perry Eckels, Attorney for plaintiff.<br>So answers Bert A. King, Sheriff.<br>And now, Jan. 22, 1943, on motion of plaintiffs atty, leave granted plaintiff to withdraw from the records of the Court the plaintiffs bond filed in this case.<br>Per Curiam,<br>O. Clare Kent, P.J.<br>(See paper filed) |

And now, Nov. 24 1942, the writ not having been served by the Sheriff, this case is discontinued of record.

J. Perry Eckels
Attorney for Plaintiff.

Jan 22, 1943 Received Plaintiffs Bond as per leave granted by the Court.

J. Perry Eckels
Attorney for Plaintiff.

# NOVEMBER TERM, 1942

F. Joseph Thomas
1.5
Mark A. Culbertson
10/30/42 P.D.S.

Joseph Rey, Jr.
vs.
Lewis Rosenberg,
John F. DeSantis and
Clara M. DeSantis
Issued Sept. 29, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 2.00 |
| Shff. King (paid) | 7.20 |
| Pro. Slayton | 7.60 |
| Jury-fee | 4.00 |
| Atty. | |
| Shff's Bill of costs | 3.00 |
| | 29.90 |

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

Writ returned: Served the within Summons personally upon Lewis Rosenberg by serving Clara M. Rosenberg she being an adult member of the family, namely, his wife, on Oct. 20, 1942, at 5:10 o'clock P.M. at their residence No. 1261 Park Av. City of Meadville, Crawford County, Pa. by handing to her a true and attested copy thereof, and making contents of same known to her.

Also, served the within Summons upon John F. DeSantis, by serving Mrs. Mark DeSantis, she being an adult member of the family, namely, his mother, on Oct. 20, 1942, at 5:10 o'clock P.M. at their residence, No. 1261 Park Av. City of Meadville, Crawford County, Pa. by handing to her a true and attested copy thereof, and making contents of same known to her. Also, served the within Summons personally upon Clara M. DeSantis (now Clara M. Rosenberg) on Oct. 20, 1942, at 5:15 o'clock P.M. at No. 1261, Park Avenue, City of Meadville, Crawford County, Pa. by handing to her a true and attested copy thereof, and making contents of same known to her. So answers, Bert A. King, Shff.

Aug. 9, 1943 Statement of Claim filed. Service accepted by Pl's Atty.

Sept. 7, 1943. Affidavit of defense filed. Service accepted.

On Fall Trial List, 1943; No. 27.

And now, October 11, 1943 Jury selected and sworn as follows: 1- Mrs. Carlton Briggs, 2. W.A. Hanka, 3- Mrs Zita Brainot, 4- Hattie Foley, 5- Mrs Irene Denny Breed; 6. R.M. Benedict, 7- Mrs Hessie Brooks, 8- Mrs Victor Sybrant, 9- Floyd E. Stafford, 10- Hazel Carpenter, 11- Mrs. Bessie Obert, 12- Daisy Bentley: twelve good and lawful persons who, upon their solemn oaths which they have taken, say, October 13, 1943 at 3:45 o'clock P.M. they find in favor of the plaintiff, against the defendants, for $551.31, with interest from August 6, 1941.

R page 151; D page 150.

Oct. 13, 1943. Defendants' points filed.

Oct. 23, 1943. Pltffs. Bill of costs filed, - $29.90

| | | |
|---|---|---|
| Stuart A. Culbertson<br>16 | Nora L. Avery<br>vs<br>Fred A. Palmquist<br>Issued Sept. 30, 1942<br><br>Pro Slayton (paid) 2.25<br>Sheriff King (paid) 9.60 | Of No. 157 September Term, 1937, Mpp. D<br>Scire Facias to revive and continue the lien of the above judgment; Returnable to the first Monday of November next.<br>P. page 51<br>Writ returned: Served the within Sci. Fa. to Revive Judgment personally upon Fred A. Palmquist on Oct. 9, 1942, at 6:25 o'clock P.M., at No. 508 Monroe Street, City of Titusville, Crawford County, Pa., by handing to him a true and attested copy of the |
| Nov 23, 1942, Received satisfaction in full of the above judgment, debt, interest and costs, and hereby authorize the Prothonotary to satisfy the same of record.<br>Note: Satisfaction fee paid at No. 157 Sept. Term, 1937 | within Sci Fa, and making contents of same known to him. So answers Bert A. King, Sheriff | |

# NOVEMBER TERM, 1942

| | | |
|---|---|---|
| Edward J. McDonald | Lawrence Johnson, by his father and next friend, Emil Johnson, and Emil Johnson and Clara Johnson, in their own right | Summons in Trespass<br>Returnable to first Monday of November, 1942 |
| Charles B. Stegner | vs. | Now, Sept. 30, 1942, Charles B. Stegner, Esq. appears as and for the defendant, waives the issuance and service of a summons and the service thereof by the Sheriff, with the same force and effect as 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) |
| Paid docket fee this date May 16, 1943<br>Edward J. McDonald | James F. Hopkins<br>Entered Sept. 30, 1942<br>W. V.<br>Tax & entry (paid) 2.00<br>Praecipe, disc. & cert. 11-17-42, pd. 5.00<br>Atty. 3.00 | |

November 4, 1942 Petition For Approval Of Compromise filed. Order: And Now, Nov. 4th. 1942, upon consideration of the annexed petition, all the parties in interest having joined in the prayer thereof, and that in the opinion of the petitioner it would be to the best interests of the injured parties that the claim be settled and adjusted, and in accordance with the provisions of the Act of June 10, 1935, P.L. 295, it is ordered and decreed that Emil Johnson, father of and as guardian of Lawrence Johnson, a minor, upon payment of Four Hundred Sixty-seven and 50/100 ($467.50) Dollars for said minor, and upon payment to himself of Five Hundred Eighty-two and 50/100 ($582.50) Dollars, be and he is hereby authorized to compromise and settle the claim of the said minor and of the said petitioner for damages resulting from injuries sustained by the said minor and his father at the time and in the manner set forth in the within petition, and for the recovery of which an action has been brought at the number and term hereby set forth. And upon payment of the said amounts to the said minor, Lawrence Johnson, and to the said petitioner, Emil Johnson, the said defendant, James F. Hopkins, his heirs, executors, and administrators, are released from any and all liability to the said minor, Lawrence Johnson, and to Emil Johnson and Clara Johnson, his wife, parents of the said minor, for damages arising out of the accident described in the said petition. That upon said payments, the petitioner is authorized to discontinue the above stated action of record. Per Curiam, O. Clare Kent, President Judge.

# NOVEMBER TERM, 1942

Stuart A. Culbertson
18

Myrna Agnes McCarthy
vs.
John J. McCarthy, Sr.
Issued Oct 1, 1942

| | |
|---|---|
| Tax + writ (paid) | $ 3.00 |
| Shff King (paid) | 1.60 |
| Shff King alias (pd) | 1.60 |
| Shff King proc. (pd) | 11.15 |
| Fred C. Kiebort, Jr. Master | 25.00 |
| Pro. for Co. 2-2-43. Pd. | 10.50 |
| Atty. | 3.00 |

Feby. 1, 1943, Recd. $35.50 costs
P. D. S.

Feb. 20, 1943, Recd of Paul S. Slayton $25.00 Master Fee
F. C. Kiebort, Jr.
Master.

Subpoena in Divorce
And now, October 1, 1942 the within petition presented in open Court, and Subpoena awarded, returnable to the first Monday of Nov., 1942.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Nov. 5, 1942 Non est inventus as to the within named respondent
So answers Bert A. King, Sheriff

Nov. 5, 1942 Alias Subpoena in Divorce issued, returnable to the first Monday of Dec. 1942.

Alias Subpoena retd Dec. 7, 1942: Non est inventus as to the within named respondent. So answers Bert A. King, Sheriff

Dec. 22, 1942, Order issued for publication of Proclamation in Divorce; returnable to first Monday of February 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,
Bert A. King, Sheriff.

And now, February 1, 1943 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. 20, 1943 Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1943; No. 58.

Now Feby. 26, 1943, after due consideration a divorce is decreed as prayed for and the respondent John J. McCarthy Sr. is ordered to pay the cost of this proceeding. Per Curiam O. Clare Kent

Decree—And now, to-wit: February 26, 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 Myrna Agnes McCarthy, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Myrna Agnes McCarthy, the libellant, and the said John J. McCarthy Sr., 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.

J. E. Jack
19

Floyd F. Taylor:
vs.
Mildred E. Taylor
Issued Oct. 2, 1942

Tax & writ (paid) # 3.00
Shff. King ---
Edw. J. McDonald, Master 25.00
Pro. for Co. 11-11-42. Pd. 8.60
Atty. 3.00

Nov. 11, 1942, Recd. # 35.50 costs.
P. D. S.

Nov. 21, 1942, Paid Edw. J. McDonald #25.00 Master fee by Check No. 1289.
P. D. S.

Dec. 21, 1942 - Recd $1.90 refund of costs allowanced.
J. E. Jack

Subpoena in Divorce

And now, October 2, 1942, the within petition presented and Subpoena awarded, returnable to the Second Monday of November, 1942.

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

Subpoena returned:- Theodore Reagle, Constable makes affidavit and return; That he personally served a copy of the within subpoena in divorce upon Mildred E. Taylor on October 12th, 1942, by handing to her a true and certified copy thereof at her residence 315½ N. Franklin St. Titusville, Pennsylvania, and by making known to her the contents thereof."

(See Affidavit on Subpoena)

And now, November 11, 1942, Edw. J. McDonald, Esquire, is appointed Master on the within case to take testimony and make report thereof to the court.

Per Curiam

Nov. 21, 1942, Testimony and Report of Master filed.
On Argt. List for Nov. Term, 1942, No. 25.

Now December 3, 1942 after due consideration a divorce is decreed as prayed for.

Per Curiam, O. Clare Kent P. J.

Decree.

And now, to-wit: December 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 Floyd F. Taylor, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Floyd F. Taylor, the libellant, and the said Mildred E. 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 severally be at liberty to marry again in like manner as if they had never been married.

Per Curiam.

F. Joseph Thomas
2o
Kenneth W. Rice for Rule

Mrs. Phoebe Olson
vs.
Mr. and Mrs. Stanley Kobanoski.
Entered Oct. 2, 1941
Tax & Prod (paid) 3.50
Atty 3.00
Pro. Slayton on Rule

Amicable Action of Ejectment for All that certain Dwelling in the City of Meadville, County of Crawford, Penna; being the second floor rear apartment of three (3) rooms and bath, located at No. 205 Steers Alley, Meadville, Penna.

Oct. 2, 1942 Amicable Action with confession of Judgment in Ejectment, affidavit of default and copy of lease, filed.

And now, Oct. 2, 1942, By virtue of a warrant of attorney, F. Joseph Thomas, Esq., appears for defendants, signs the agreement for entry of this amicable action, and confesses judgment in ejectment in favor of the plaintiff and against the defendants, for the aforesaid demised premises.

"K" page 119. Judgment

Paul D. Slayton, Prothy

Hab. Fac. Poss. with clause of Fi. Fa. for costs, to Nov. Term, 1942

Oct. 26, 1942 Petition of Defts. to open judgment filed.

And now, October 26, 1942, on motion of Kenneth W. Rice, Defts Attorney, the Court grants a rule on the Plaintiff to show cause why the judgment should not be opened and the defendants let into a defense. All proceedings to stay, until the determination of this Rule (Service accepted.)

(See paper filed.)

Per Curiam,
O. Clare Kent, President Judge

Same day, Copy of order issued to Sheriff.

George J. Barco
21

Eleanor Tresa Dederick
vs
William H. Dederick
Issued Oct. 5, 1942

Tax & writ (paid) 3.00
Shff. King paid 5.30

Subpoena in Divorce and for the custody of the minor children, to wit, William Dederick Jr. born March 24, 1936, Benny Dederick, born July 30, 1938, and Betty Dederick born April 12, 1941. And now, October 3, 1942, Subpoena awarded, returnable to the second Monday of November, 1942.

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

Subpoena returned:- Served the within Subpoena in Divorce on the Respondent, personally; on the 19th. day of Oct. 1942, 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, Bert A. King, Sheriff.

F. Joseph Thomas
22

Potter & Prather &
William H. Martin by
Frank P. Potter Oct. 21, 1942
~~Atty.~~ P.D.S. Pro

Frank L. Keating
vs
Gladys E. Keating
Issued Oct. 5, 1942

Tax & writ (paid) $3.00
Shff King Paid 3.40
Shff of Butler Co. Paid 7.50

Subpoena in Divorce
And now, Oct. 5, 1941, Subpoena awarded, Returnable to the second Monday of Nov. 1942.
Per Curiam,
D. Clare Kent, P.J.

Nov. 5, 1942 Answer of respondent filed. Service by copy accepted by Atty for Libellant.

Now, Nov. 5, 1942, upon petition of respondent, a Rule to show cause is hereby granted on libellant, why he should not be ordered to pay respondent alimony pendente lite and counsel fees; returnable sec. leg., sec. leg.
(See paper filed.
Per Curiam.

Same day, Service by copy accepted by Atty for Lib.

Subpoena Returned:- Troy G. Burns, Sheriff of Butler County, makes affidavit and return: "That he served this Subpoena in Divorce on Gladys E. Keating, the 19th. day of October, 1942 at 7 o'clock P.M., at Fair Claire Borough, Butler County, Pa. by delivering to her a true and attested copy of the within writ, and making known to her the contents thereof: and affiant further says that the person so served is the Respondent named in the writ deriving his information from Gladys E. Keating and others."
So answers, Troy G. Burns, Sheriff

Served the within Subpoena in Divorce, upon Gladys E. Keating, Respondent, by deputizing the Sheriff of Butler County, Pa., as per his return here to attached. So answers, Bert A. King, Sheriff.

# NOVEMBER TERM, 1942

| | | |
|---|---|---|
| F. L. Kiebort, Jr.<br>23 | E. Louise Gibson<br>vs<br>William A. Gibson<br>Issued Oct. 5, 1942<br><br>Tax & writ paid $3.00<br>Sheriff King | Subpoena in Divorce and for the custody of minor children. Thomas Harold Gibson aged 4 years and Lynette Louise Gibson 1 year of age.<br>And now, October 5, 1942, Subpoena awarded, Returnable to second Monday of November next<br>Per Curiam,<br>O. Blare Kent, P.J. |

Hunter & Kiebart
24
Raymond C. Miller

Mary R. Herrington
vs.
Robert S. Herrington
Issued Oct. 5, 1942

| | |
|---|---|
| Tax & writ (paid) | $3.00 |
| Shff. King (paid) | 3.40 |
| Shff. of Erie Co (paid) | 3.50 |
| John H. Bozic, Master | 25.00 |
| Pro. for Co. 2/5/43. Pd. | 10.00 |
| Attys. | 3.00 |

Feby. 4, 1943, Recd. $36.00 costs.
P. D. S.
2/11/43. Returned $5.00
Master's fee.
John H. Bozic
Master.

Subpoena in Divorce.
And now, October 5, 1942, Subpoena awarded, Returnable to second Monday of November, 1942.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned:-
(a) William J. Barron, Deputy Sheriff of Erie County, makes affidavit and return: That on the 14th day of October, 1942, at 10:00 A.M. Eastern War Time, he served the within named Respondent, William S. Harrington, by handing to him personally at his place of business, 918 Peach Street, Erie, Pennsylvania, 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 the Respondent named in said Subpoena, by his own admission.
(b) Served the within Subpoena in Divorce upon Robert S. Herrington, by deputizing the Sheriff of Erie County, Pa., as per his return hereto attached.
So answers Bert A. King, Sheriff.

Nov. 9, 1942, Raymond C. Miller, Esq., appears for respondent. (See paper filed.)

And now Nov. 16, 1942, the respondent by his Attorney enters a rule upon the libellant to furnish a bill of particulars within thirty days, or non pros. (See paper filed.) Service of rule accepted by Attys for Lib.

Jan. 29, 1943 Bill of particulars filed. Service accepted.

And now, February 4th, 1943 John H. Bozic, Esq., is appointed Master to take testimony and make report in the above case.
Per Curiam.

Feby. 11, 1943 Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1943; No. 27.

Feby. 22, 1943, Affidavit of non-military service filed.

Now Feby. 24, 1943, after due consideration a divorce is decreed as prayed for and the respondent, Robert S. Herrington, is ordered to pay the cost of this proceeding. 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 Mary R. Herrington, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Mary R. Herrington, the libellant, and the said Robert S. Herrington, 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, 1942

Gerald D. Prather
25
Hubert A Mook
11/5/42 P.D.D. Pro.

Earl Vance Cedar
vs
Dolly Belva Cedar
Issued Oct. 5, 1942

Tax & writ 82. 10/8/42 3.00
Shff King ---

Subpoena in Divorce
And now Oct. 5, 1942, Subpoena awarded, Returnable to the second Monday of November, 1942
Per Curiam
O. Clair Kent, P.J.

Subpoena returned: George W. Bunce makes affidavit "That he served the within Subpoena in Divorce upon Dolly Belva Cedar, the respondent therein named, on the 12th day of October, 1942, at 5:30 o'clock P.M., by delivering to her a true and attested copy of the same, at the Home of her aunt, Mrs. Butterfield, Geneva, Greenwood Township, Penna., and making known to her the contents thereof. --- (See affidavit on Subpoena)

November 2, 1942 Petition for Alimony Pendente Lite and Counsel Fees filed.

Order:- Now, November 2, 1942, upon presentation of the foregoing petition, a rule is hereby granted upon the libellant, Earl Vance Cedar, to show cause why he should not pay to the respondent, Dolly Belva Cedar, alimony pendente lite and counsel fees in an amount to be fixed by the Court.
Per Curiam, O. Clare Kent, President Judge

# NOVEMBER TERM, 1942

F. C. Kiebort, Jr.

26

Rec'd $3.00 docket fee
Oct. 26, 1942
F. C. Kiebort, Jr.

Meadville Lumber Company
vs.
Joseph Rey, Jr. and Joseph Rey, Defts. and Meadville Lodge No. 219 Benevolent, Protective Order of Elks, Garnishee
Issued Oct. 5, 1942

Tax & writ 10/24/42 Paid 2.75
Shff. King

Of No. 152 November Term, 1940
Attachment Execution
Returnable to next term.
Writ returned:—
Attached as within commanded Oct. 9, 1942, at 1:55 P. M.; summond the garnishee at the same time, and served the writ on the defendants Oct. 14, 1942.
For return at length, see writ.
So answerd
Bert A. King, Sheriff

And now Oct 24, 1942 this case is settled ended and discontinued.

# NOVEMBER TERM, 1942

J. Perry Eckels
27
F. Joseph Thomas
and Kenneth W. Rice, t/a
(See affidavit of defense)

And now, Oct. 16, 1946, pursuant to stipulation filed, this case is discontinued of record, all costs paid.
J. Perry Eckels
Attorney for Plaintiff.

Wilpin Corporation
vs.
G. W. Garvin
Issued October 6, 1942

| | | |
|---|---|---|
| | | # |
| Tax & writ (paid) | | 2.00 |
| Shff King Paid | $ | 7.60 |
| Fanny S. Bernstein, Comr. | | 10.09 |
| Pro. Fed Co. 10/16/46 Pd. | | 14.90 |
| Atty. | | 3.00 |

Summons in Assumpsit
Returnable to first Monday of November next.

Oct. 6, 1942, Statement of claim filed. Copy certified.

November 2, 1942, Affidavit and Motion for Non-Resident Plaintiff To Post Security For Costs filed.

Order:- And now, November 2, 1942, on filing affidavit of Defendant and on motion of Kenneth W. Rice and F. Joseph Thomas, Attorneys for the Defendant, a Rule is hereby granted on Plaintiff to show cause why it should not give security for costs. Rule returnable in fifteen (15) days. all proceedings to stay pending the determination of the Rule.
Per Curiam. O. Clare Kent, President Judge.

November 2, 1942, Service of a Copy accepted by Attorney for Plaintiff.

Sept. 27, 1943, Bond of plaintiff as security for costs, with Fidelity and Deposit Company of Maryland as surety, in the penal sum of $200.00, dated Sept. 16, 1943, approved by the Court, and filed.

Writ Returned:- Served the within Summons, together with Copy of Statement of claim, personally, upon G. W. Garvin, at the Masonic Building, in the City of Meadville, Crawford County, Pa., on October 21, 1942, at 2:30 o'clock P. M. 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, Deputy Sheriff.
Bert A. King, Sheriff.

Jan. 3, 1944, Affidavit of defense filed. Service of copy accepted by Plffs. Atty.

June 8, 1944, Agreement of attorneys filed as follows;
It is hereby agreed between J. Perry Eckels, Attorney for plaintiff and Kenneth W. Rice, Attorney for Defendant that a commission may be issued by the Prothonotary to take the testimony of Arthur Bang of 52 William Street, New York City, to Fanny S. Bernstein Notary Public, Room 1401, 31 Union Square West, New York City, and that the following interrogatories together with cross interrogatories filed, if any, may be propounded to said witness and read in evidence in the above entitled case.
/s/ J. Perry Eckels, Attorney for Plaintiff
/s/ Kenneth W. Rice, Attorney for Defendant.

June 8, 1944, Interrogatories to be propounded to Arthur Bang on behalf of plaintiff filed.

June 8, 1944, Commission to take testimony, with copy of interrogatories annexed, of Fanny S. Bernstein issued.

Sept. 7, 1944, Depositions of Arthur Bang taken by Fanny S. Bernstein, Comr. filed.

On Fall Trial List, 1944; No. 14.

— Continued in Margin —

Sept. 7, 1944, Acceptance of service of attorney for plaintiff & attorney for defendant of notice of filing depositions, filed.

Oct. 2, 1944, Continued by agreement of counsel.
Per Curiam.

On Spring Trial List, 1945; No. 13.

March 14, 1945, Affidavit of Military Service of Charles O'Neill, Jr., Material Witness filed.

Now, Feby. 28, 1945, Continued on application of Defendant, (Both counsel present in Chamber)
Per Curiam;

On Fall Trial List, 1945; No. 17.

Oct. 1, 1945, Continued on agreement of counsel.
Per Curiam.

On Fall Trial List, 1946; No. 22.

Oct. 16, 1946, Stipulation for Discontinuance agreed upon by Attorney for Plaintiff and Attorney for Defendant filed.

Oct. 16, 1946, Affidavit of Fanny S. Bernstein, Commissioner as to receipt of all costs & fees filed.

# NOVEMBER TERM, 1942

| | | |
|---|---|---|
| Charles B. Stegner<br>28 | Freda H. Burkett<br>vs.<br>Herman J. Burkett<br>Issued October 6, 1942<br>Tax & writ (paid) $3.00<br>Shff. King | Subpoena in Divorce<br>And now, October 6, 1942, Subpoena awarded, Returnable to November Term next. Per Curiam.<br>O. Clare Kent, P.J. |

George E. Magee, Jr
2.9

Ross L. Carey
7/3/43 P.D.S.

Richard Hanna
vs
Dorothea Hanna
Issued October 6, 1942

| | | |
|---|---|---|
| Tax & writ | 11-18-42. Paid | $ 3.00 |
| Shff. King (paid) | | 1.60 |
| Shff. King, alias | | 1.60 |
| Shff. King, proc(Pd.) | | 11.15 |
| Donald C. Thompson, Master | | 25.00 |
| Pro. fo/lo. 2-10-43. Pd. | | 10.50 |
| Atty. | | 3.00 |

Subpoena in Divorce
And now, Oct. 6, 1942, the within petition presented in open Court, and Subpoena awarded, returnable to the 2d Monday of November, 1942.
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Nov. 9, 1942, Non est inventus as to the within named respondent.
So answers Bert A. King, Sheriff.

Nov. 14, 1942 Alias Subpoena in Divorce issued, returnable to the first Monday of January next.

Alias Subpoena returned: January 4, 1943, Non est inventus as to the within named respondent.
So answers Bert A. King, Sheriff.

Jan. 7, 1943, Order issued for publication of Proclamation in Divorce, returnable to the second Monday of February next.

Proclamation retd: ---I have made proclamation in the above 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. 2, 1943 Donald C. Thompson, Esq., is appointed Master to take testimony and report thereon, in the above entitled case.
Per Curiam,

Feby. 8, 1943 Recd. $37.10 costs
P.D.S.

2/18/43 - Rec'd $25.00 Master's fee. D.C. Thompson.

4/1/43 Rec'd 1.00 remittance & refund in the above entitled case
Geo. E. Magee, Jr.

Feby. 18, 1943, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1943; No. 55.

Feby. 27, 1943, this case withheld temporarily. Per Curiam.

Now March 9th, 1943 after due consideration a divorce is decreed as prayed for. Per Curiam, O. Clare Kent, P.J.

Decree

And now, to-wit: March 9, 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 Richard Hanna, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Richard Hanna, the libellant, and the said Dorothea Hanna, 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 on page 638.

George L. Magee, Jr.
30

Kline L. Griggs
vs
Betty B. Griggs
Issued October 6, 1942

Tax & writ 11-18-42 Paid 3.00
Stff King (paid) 1.60
Stff Erie Co. (paid) 3.00
Stff King, alias (pd) 1.60
Stff King, proc fp 11.15
Pro. for Co. 3-14-44 Pd. 10.00
Pro. addl. 5-19-44 Pd. .50
W. J. McClintock, Master 25.00
Atty. 3.00

Subpoena in Divorce.

And now, Oct. 6, 1942, Subpoena awarded, Returnable the second Monday of November, 1942.

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

Subpoena returned: Nov. 9, 1942, after faithful and diligent search in my bailiwick, I return the attached Subpoena in Divorce, Non est inventus as to the within named Respondent, Betty B. Griggs. So answers Fred W. Lamberton, Sheriff of Erie County, Pa.

Now, Nov. 9, 1942 Subpoena in Divorce returned Non est inventus as to the within named Respondent, Betty B. Griggs, as per [return of] Sheriff of Erie County Pa. Hereto attached. So answers Bert A. King, Sheriff.

Sept. 20, 1943, Alias Subpoena in Divorce issued returnable to first Monday of Nov. next.

Alias Subpoena returned: Nov. 1, 1943, Non est inventus, as to the within named respondent. So answers Bert A. King, Sheriff.

Nov. 1, 1943 Order issued for publication of Proclamation in Divorce returnable to first Monday of December next.

And now, Dec. 6, 1943, --- 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, March 14, 1944 Walter J. McClintock Esq., is appointed Master and to report his findings in the above entitled case to the Court.

Per Curiam.

March 17, 1944 Affidavit of non-military service of respondent filed.

March 28, 1944 Testimony and Report of Master filed.

On Argt. List for May Term, 1944; No. 6.

May 23, 1944, After due Consideration a divorce is decreed as prayed for.

Per Curiam, O. Clare Kent P.J.

Decree:- And now, to-wit: May 23, 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 Kline L. Griggs, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Kline L. Griggs, the libellant, and the said Betty B. Griggs, the

(Continued on margin)

March 14, 1944, Rec'd $35.00 costs P.O.S.

March 29, 1944 Rec'd $25.00 master Fee Raelynn McClintock master

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, 1942

Stuart A. Culbertson
31

Nov. 11, 1942, Recd. $35.00 costs.
P. D. S.

Nov. 20, 1942
Received of Prothonotary
Twenty-five and 00/100 Dollars
Master fee in above case
John C. Spencer

Dec 15 1942 Recd of P W Sharp $1.00 Amt on Cert.
Frank R. Gilmore
Atty for Libellant

Claude F. Lowry
vs.
Hazel M. Lowry
Issued Oct. 8, 1942.

| | # |
|---|---|
| Tax & writ (paid) | 3.00 |
| Shff. King (paid) | 3.40 |
| Shff. Erie Co. paid | 6.50 |
| John C. Spencer, Master | 25.00 |
| Pro. for Co. 11-13-42. Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce
And now, October 8, 1942, the within petition presented in open Court, and Subpoena awarded, returnable to the second Monday of November, 1942.
Per Curiam,
O. Clare Kent, P.J.

Subpoena retd: Neil V. Robbins, Deputy Sheriff of Erie County, Pa., makes affidavit that on the 19th day October, 1942, at 3:30 P. M. Eastern War Time, he served the within named Respondent Hazel M. Lowry by handing to her personally at the Richard Abbey Farm, R. F. D., Girard, Pennsylvania, 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. So answers, Neil V. Robbins
Deputy Sheriff of Erie County, Pa.

Served the within Subpoena in Divorce upon Hazel M. Lowry Respondent, by deputizing the Sheriff of Erie County, Pa, as per his return hereto attached. So answers,
Bert A. King, Sheriff.

And now, November 11, 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,

Nov. 13, 1942 Affidavit of service of notice upon Richard D. Abbey, co-respondent named in Libel filed.

Nov. 20, 1942, Testimony and Report of Master filed.
On Argt. List for Nov. Term, 1942, No. 24.

Nov. 21, 1942, Affidavit of non-military service filed.

Now December 3, 1942 after due consideration a divorce is decreed as prayed for and it is further ordered that the decree of divorce shall contain the statutory prohibition as to marriage of respondent, Hazel M. Lowry, with the co-respondent, Richard Abbey, during the lifetime of libellant, Claude F. Lowry.
Per Curiam, O. Clare Kent P. J.

Decree: And now, to-wit: December 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 Claude F. Lowry, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Claude F. Lowry, the libellant, and the said Hazel M. Lowry, 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.

(Continued on margin)

It is further ordered and decreed that the respondent, Hazel M. Lowry, is prohibited from marriage with the co-respondent, Richard Abbey, during the lifetime of libellant, Claude F. Lowry.
Per Curiam.

Stuart A Culbertson
32

Nov. 11, 1942, Recd. $35.00 costs.
P. D. S.

Nov 28, 1942 Rec'd of Paul Slaytor Master fee of $35.00
Joseph Thomas

Dec 18/1942 rec'd of Pro Mayer $81.40 refund on cost.
Stuart A Culbertson
Atty for Libellant

Eva L Perkins
vs.
Rufus A. Perkins
Issued October 8, 1942

| | |
|---|---|
| Tax writ (paid) | $ 3.00 |
| Sheriff King (paid) | 3.40 |
| Shff. Erie Co. paid | 16.50 |
| Faris J. Thomas, Master | 25.00 |
| Pro for Co. 11-13-42. Bd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce.

And now, October 8, 1942, the within Subpoena presented in open Court, and Subpoena awarded, returnable to the second Monday of Novem 1942.

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

Subpoena retd: Neil V. Robbins, Deputy Sheriff of Erie County, Pa., makes affidavit that on the 27th day of October, 1942 at 8:00 P.M. Eastern War Time he served the within named Respondent, Rufus A. Perkins, by handing to him personally at 152 West Smith Street, Corry, Penna., 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 Subpoena by his own admission. So answers,

Neil V. Robbins, Deputy Sheriff of Erie Co. Pa.

And now, November 11th, 1942, 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. 21, 1942, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1942, No. 22.

Now December 2, 1942, after due consideration a divorce is decreed as prayed for and the respondent, Rufus A. Perkins, is ordered to pay the cost of this proceeding.

Per Curiam, O. Clare Kent P.J.

Decree.

And now, to-wit: December 2, 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 Eva L. Perkins, be divorced and forever separate from the nuptial ties and bonds of matrimony heretofore contracted between her the said Eva L. Perkins, the libellant, and the said Rufus A. Perkins, 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
33

Milton G. Stuller
vs.
Viola Stuller
Issued October 8, 1942

| | |
|---|---|
| Tax & writ (paid) | $3.00 |
| Shff King (paid) | 3.40 |
| Shff of Huntingdon Co. (paid) | 5.15 |
| ~~John C. Spencer~~ M. B. Maloney, Master | 25.00 |
| Pro. for Co. 11-9-42. Pd. | 8.60 |
| Atty. | 3.00 |

Nov. 9, 1942, Recd $33.60 cost.
P.D.S.

And now Nov. 20, 1942 Recd of Paul D. Clayton, Prothy, $25.00 Masters fee
M. B. Maloney
Master

Subpoena in Divorce
And now, October 8, 1942, Subpoena awarded, Returnable to second Monday of November, 1942
Per Curiam
O. Clare Kent, P.J.

Subpoena Returned:- Blair M. Snyder, Sheriff of Huntingdon County makes affidavit and return: That I served the within Subpoena In Divorce upon the within named Respondent, Viola Stuller, at her place of employment Huntingdon, Pa. R.D. by reading to her the Original and I gave her a true and attested there of.

So answers, Blair M. Snyder, Sheriff

Served the within Subpoena in Divorce, upon Viola Stuller, Respondent, by deputizing the Sheriff of Huntingdon County, Pa., as per his return hereto attached.

So answers, Bert A. King, Sheriff.

And now, November 9, 1942, John C. Spencer, Esq., is appointed Master to take testimony in the above entitled case and to make a report thereon to the Court.

Per Curiam

Now Nov. 14, 1942, The appointment of John C. Spencer is hereby vacated and M. B. Maloney, Esq., is appointed Master as prayed for.

Per Curiam,

Nov. 20, 1942, Testimony and Report of Master filed.
On Argt. List for Nov. Term, 1942; No. 21.
Nov. 21, 1942, Affidavit of non-military service filed.

Now December 2, 1942 after due consideration a divorce is decreed as prayed for.

Per Curiam, O. Clare Kent P.J.

Decree

And now, to-wit: December 2, 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 Milton G. Stuller, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Milton G. Stuller, the libellant, and the said Viola Stuller, 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<br>34 | Ned W. Holmes<br>vs.<br>Brunell Holmes<br>Issued October 8, 1942<br>Tax & writ (paid) $ 3.00<br>Shff. King (paid) 3.40<br>Shff of Erie Co. (paid) 3.50 | Subpoena in Divorce.<br>And now, October 8, 1942, Subpoena awarded, returnable to the second Monday of November, 1942,<br>Per curiam,<br>O. Clare Kent, P.J.<br>Subpoena Returned:- William J. Barron Deputy Sheriff of Erie County makes affidavit and return: "That he served the within named Respondent, Brunell Holmes by handing to her personally at her place of residence 622 East Ninth Street, Erie Pennsylvania, 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.<br>So answers, William J. Barron, Deputy Sheriff<br>Served the within Subpoena in Divorce, upon Brunell Holmes, Respondent, by deputizing the Sheriff of Erie County, Pa., as per his return hereto attached.<br>So answers, Bert A. King, Sheriff. |

# NOVEMBER TERM, 1942

Humes & Kiebort
35

Nov. 9, 1942, Recd. $35.00 costs
P.B.B.

Nov. 17, 1942 Recd of Putting $25.00 Master's fee
A. Dickson Andrews

Dec. 11-1942, Recd. of Pro. Slayton $1.40 refund of costs.
E. C. Fetzer

Imogene R. Dunn
vs.
Kenneth L. Dunn
Issued October 8, 1942

| | | |
|---|---|---|
| Taxt writ | 10/16/42, Paid | $ 3.00 |
| Stff King | Paid | 4.40 |
| A. D. Andrews, Master | | 25.00 |
| Pro. for Co. 11-9-42. Pd. | | 8.60 |
| Atty. | | 3.00 |

Subpoena in Divorce

And now, October 8, 1942, Subpoena awarded, Returnable to second Monday of November, 1942

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

Subpoena Returned:- Served the within Subpoena in Divorce on the Respondent, personally, on the 19th. day of Oct. 1942, 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, Bert A. King, Sheriff.

And now, November 9, 1942 on presentation of the above motion, A. D. Andrews, Esq., is appointed Master.

Per Curiam,

Nov. 17, 1942, Testimony and Report of Master filed.

On Argt. List for Nov. Term, 1942; No. 14.

Nov. 23, 1942, Affidavit as to non-military service of respondent filed.

Now Nov. 30, 1942, After due consideration a divorce is decreed as prayed for and the respondent, Kenneth L. Dunn, is ordered to pay the cost of this proceeding.

Per Curiam, O. Clare Kent P.J.

Decree

And now, to-wit: November 30, 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 Imogene R. Dunn, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Imogene R. Dunn, the libellant, and the said Kenneth L. Dunn, 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, 1942

Herbert A. Mook

36

Elaine Carolyn Byham by her mother and next friend Loura E Borrman

vs.

Charles Edward Byham

Issued October 8, 1942

Tax & writ 10/26/42 Paid 3.00
Sheriff King Paid 8.90
Frank D. Prather, Master 25.00
Pro. for Co. 11-9-42. Pd. 8.60
Atty. 3.00

Nov. 9, 1942, Rec'd $35.00 costs
P. A. S.

Subpoena in Divorce

And now, October 8, 1942 the within petition presented in open Court, and Subpoena awarded, returnable to the second Monday of November, 1942.

Per Curiam
O. Clare Kent, P.J.

Subpoena Returned:- Served the within Subpoena in Divorce on the Respondent, personally, on the 19th. day of Oct., 1942 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,

Bert A. King, Sheriff.

November 21, 1942
Received $25.00 Master's Fees
Frank D. Prather

And now, November 9, 1942 Frank D. Prather, Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court.

Per Curiam.

Dec. 17, 1942 - Rec'd of P.D. Morgan Co. $1.40 Refund Ha Mook atty.

Nov. 21, 1942, Testimony and Report of Master filed.
One Argt. List for Nov. Term, 1942; No. 32.
Nov. 23, 1942, Affidavit of non-military service of respondent filed.

Now December 4, 1942 after due consideration a divorce is decreed as prayed for, the respondent, Charles Edward Byham, is ordered to pay the cost of this proceeding and the custody of minor daughter Loraine Carolyn Byham, is hereby awarded to the libellant, Elaine Carolyn Byham.

Per Curiam, O. Clare Kent P.J.

Decree

And now, to-wit: December 4, 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 Elaine Carolyn Byham, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Elaine Carolyn Byham, the libellant, and the said Charles Edward 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.

It is further ordered and decreed that the custody of minor daughter Loraine Carolyn Byham, is hereby awarded to the libellant, Elaine Carolyn Byham.

Per Curiam.

# NOVEMBER TERM, 1942

Herbert A. Mook

37

Stuart A. Culbertson

10/27/42 P.O.S.

Withdrawn Feb. 9, 1943

Archie Vincent Hamner

vs.

Mildred Mary Hamner, and Joseph Mangle her Guardian

Issued October 8, 1942

Tax + writ Paid 12/9/42 $3.00 ✓

Sheff. King, (paid) 6.30

Sheff of Warren Co. (Pd.) 3.60

Ross L. Carey, Master 25.00

Pro. fo/Co. 2-9-43. Pd. 10.00

Pro. addl: 5/24/43 Pd. 3.10

Pro. affidavit 5/24/43. Pd. 3.25

Atty. 3.00

Feby. 9, 1943 Recd. $35.00 costs P. B. S.

Fb. 3, 1943, Rec'd $25.00, master's fee. Ross L. Carey

Costs continued:

Pro. to date 7/22/43 Cl. $1.00 ✓

JUNE 6 1979

RE C'D $100.00 OUT OF ESH BOND

Subpoena in Divorce.

And now, Oct. 8, 1942, the within presented in open Court, and Subpoena awarded, returnable to the second Monday of November, 1942.

Per Curiam,

O. Blare Kent,

President Judge.

And now, Nov. 9, 1942, upon presentation of petition of respondent in open Court, a rule is granted on the libellant to show cause why he should not pay the respondent alimony pendente lite, and counsel fees. Returnable sec. reg. Per Curiam. (See paper filed)

Writ returned, Jan. 5, 1943: (a) Served Mildred Mary Hamner, the within named respondent, by handing to her personally, on October 16, 1942, at 10:00 A.M., a true and attested copy of the within writ, at the Warren State Hospital, in the County of Warren, Penna, I could not make known to her the contents thereof, for the reason that she was "Non Compos mentis."

So answers L. E. Linder, Deputy Sheriff

(Return sworn to.) William C. Stuart, Sheriff

(b) Served the within Subpoena in Divorce, upon Mary Hamner, respondent, by deputizing the Sheriff of Warren County, Pa., as per his return hereto attached.

So answers Bert A. King, Sheriff

(c) Served the within Subpoena in Divorce upon Joseph Mangle Guardian of Mary Mildred Hamner, the within named respondent, on the 15th day of October, 1942, at 12:55 o'clock P.M., at his residence in Sadsbury Township, Crawford County, Pa., by handing to him a true and attested copy of the within Subpoena in Divorce, and making contents of same known to him. (Sheff. makes affidavit to return)

So answers Bert A. King, Sheriff.

And now, February 9, 1943 Ross L. Carey, Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court. Per Curiam.

And now, Feb. 9, 1943, On motion in open Court, leave granted to Stuart A. Culbertson, Esq., to withdraw his appearance for the respondent in this case; and the rule granted upon the libellant on Nov. 9, 1942, to show cause why alimony pendente lite and counsel fees should not be paid, is hereby dismissed.

Per Curiam

(See paper filed)

Feby. 20, 1943 Testimony and Report of Master filed.

On Argt. List for Feby. Term, 1943, No. 59.

February 22, 1943, Affidavit of Non-Military Service filed.

— Continued to Page 682 —

# NOVEMBER TERM, 1942

Herbert A. Mook
38

Robert J. Fisher
vs.
Jessie Irene Fisher
Issued October 8, 1942

Tax & writ Paid 12/9/42 $ 3.00
Shff. King (paid) 1.60
Shff. King, alias (pd) 1.60
10-19-44. Rec'd $35.00 cost. Shff. King, proc. Pd. 11.15
P. A. S. Geo. C. Magee, Jr. Master 25.00
Pro. for Co. 10-19-44 Pd. 10.00
Pro. addl. 11-21-44, Pd. .50
Atty. 3.00

Subpoena in Divorce.

And now, Oct. 8, 1942, the within petition presented in open Court, and Subpoena awarded, returnable to the second Monday of November, 1942.

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

Subpoena retd Nov 9, 1942, Non est inventus, as to the within named respondent. So answers Bert A. King, Sheriff.

Jan. 4, 1943, Alias Subpoena in Divorce issued, returnable to second Monday of Feby next.

Alias Subpoend returned Feb. 8, 1943 Non est inventus as to the within respondent. So ans. Bert A. King, Shff.

March 29, 1943. Order for publication in Divorce, returnable to First Monday of May, 1943.

Proclamation retd: I have made proclamation in the above entitled case according to law, and caused the same to be published in the Cochranton Times, Cochranton, 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,
Bert A. King, Sheriff.

11-10-44. Rec'd $5.00
Master fee.
Geo. C. Magee Jr.

And now, October 19, 1944, Geo. C. Magee, Jr. Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court.

Per Curiam.

Nov. 20, 1944 Testimony and Report of Master filed
On Argt. List for Nov. Term, 1944, No. 21.

Nov. 24, 1944, Affidavit of Non-Military Service of Respondent filed

Now December 6th, 1944, after due consideration a divorce is decreed as prayed for. Per Curiam, O. Clare Kent P.J.

Decree:- And now, to-wit: December 6, 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 Robert J. Fisher be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Robert J. Fisher, the libellant, and the said Jessie Irene 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.

Donald G. Thompson
John S. Tait
6/19/43. attest: Paul D. Slayton
39
Donald G. Thompson
Dec. 24, 1942. (See answer)

Joseph M. Dickey and Georgia M. Dickey, his wife, Petitioners
vs.
Carl J. Bieber, Guardian of Edmund Bieber, Incompetent Respondent
Entered October 8, 1942

| | |
|---|---|
| Pro. Slayton (paid) | $ 5.00 |
| Pro. Slayton addl | 5.25 |
| Atty | 3.00 |

Rule to bring an Action of Ejectment within six months from date of service upon respondent for certain tract of land situated in West Mead Township, Crawford County, Penna, bounded as follows: On the north by Lot No 80, formerly owned by Elmer L. DeVore one hundred (100) feet; on the east by Lot No 35, now owned by Louise Woge two hundred (200) feet, on the south by Morgan Street, one hundred (100) feet; and on the west by Lot No 32, now owned by Ethel Woge, Two hundred (200) feet; Being Lots numbered 33 and 34 on the plan of Lots of Elmer L. DeVore.

And now, October 8, 1942, upon hearing the within petition in open Court, a Rule is granted on Carl J. Bieber, Guardian of Edmund Bieber Incompetent, to bring his action of ejectment on behalf of himself as Guardian of said ward, within six months from the date of service of this Rule upon him, or show cause why the same cannot be so brought.

(See paper filed.) Per Curiam.

Dec. 24, 1942. Appearance acceptance of service of Rule, and Answer of Carl J. Bieber Guardian, the respondent, filed.

And now, February 11, 1943, Petition of plaintiffs for judgment filed, and upon hearing of same in open Court, a Rule to show cause is granted why an order should not be forthwith entered that the said Edmund Bieber, and his guardian, Carl J. Bieber, be henceforth forever barred from bringing an action of ejectment for the real estate as described in the petition in this case. Returnable sec. reg.

(See paper filed.) Per Curiam.

On Arg. List for Feb. Term, 1943, No. 14
On Arg. List for Sep. Term, 1943, No. 2

Now, Sept. 27, 1943, Rule to bar the bringing of an ejectment, entered Feby 11, 1943, is made absolute.

Per Curiam.

Bi. page 36.

Judgment
Paul D. Slayton, Prothy

Oscar E Liggett, Detroit, Mich.
J. E. Boisard
40
Dickson Andrews, Atty in Fact

Dr. E. A. Bostic
vs.
Benjamin D Burdick, Ancillary Administrator of the Estate of Mattie Mitchell, deceased
Entered October 10, 1942

Tax & entry (paid) # 2.25
Pro. for Co. 11-3-44 Pl. 3.00
atty. 3.00

Summons in Assumpsit; Returnable to the first Monday of Nov. 1942.
And now, October 10, 1942 Dickson Andrews, Esq., Attorney in Fact, appears as and for the defendants above name waives the issuance of a Summons and the service thereof by the Sheriff with the same force and effect as if the summons had been duly and regularly issued and the writ regularly served upon them by the Sheriff of Crawford County.
(See praecipe)

Dec. 20, 1943, Statement of claim filed. Service accepted by Defts. Atty in Fact

And now, August 21, 1944, upon precipe of plaintiff's attorney judgment is hereby entered in favor of the plainty and against the defendant for want of an affidavit of Defens and same is liquidated at the sum of One Hundred Thirty & 48/100 Dollars, together with costs of suit.

Debt $130.48
Interest from August 1, 1944
Judgment
Paul D. Clayton, Pro.

Bo-Page 165 M-Page 216

Kenneth W Rice
41

Agnes Shade
vs.
Glenn C Shade
Issued October 10, 1942

| | |
|---|---|
| Tax Writ (pd 10/12/42) | 3.00 |
| Shff King (paid) | 8.90 |
| Pro. for Co. 4-5 43 Pd. | 1.00 |
| Atty. | 3.00 |

Subpoena in Divorce.
And now, October 10, 1942, 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 upon the Respondent personally, on the 14th day of October, 1942, 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 Bert A. King, Sheriff

April 3, 1943 The above case is hereby discontinued, & the Prothonotary is hereby instructed to mark the same discontinued & ended.
Kenneth W Rice
atty. for Libellant

| | | |
|---|---|---|
| John A. Boland | Stanley A. Right and Georgiana H. Right, his wife, also Anna L. Racop, Petitioners, vs. Peter Racop, Mary Racop Tucker, Oren Racob, Mrs. Ora R. Smith, Nellie Glazier, Edna Necker, Hazel Lee, Opal Upham Kort and William Upham, Respondents | October 12, 1942, Petition presented in open Court and filed, for a decree under Uniform Declaratory Judgment Act as to property rights and title to a certain piece of land situate in in Venango Township, this county, containing one hundred (100) acres, more or less, (described at length in petition) Now, October 12, 1942, upon presentation of the within petition, a rule to show cause granted, returnable see leg, and the following notice is directed to be given: "To each defendant herein named. You are hereby required within fifteen (15) days after service of a copy of within petition and rule, to enter an appearance in Court in this case and to file your answer, showing cause, if any you have, why a declaratory judgment or decree, as herein prayed for, should not be granted. In case of failure to enter an appearance and file an answer as above directed, a declaratory decree or judgment may be entered against you in your absence." Per Curiam, O. Clare Kent, P.J. |
| 42 F. Joseph Thomas (See Ans) | Entered October 12, 1942 | |
| | Pro Slayton 11-23-42: Paid $5.00 | |
| | 5.50 | |

(See paper filed.)

Oct. 12, 1942 Three copies of petition and rule certified.

June 2, 1943, Motion for Order of Court Directing Service upon Parties In Interest filed.

Order of Court

Now, June 2", 1943, upon presentation of the within motion and after examination of said Act 23 of April 13, 1943, the Court now enters an order directing said plaintiffs to serve the petition and order of Court in this matter upon any party in interest, residing outside the Commonwealth by registered mail, requesting a return card showing receipt of said registered mail and in case of failure to receive notice from any party in interest, of having received such registered mail, then notice to be given by two weekly advertisements in the Enterprise-News of Cambridge Springs, Pa., setting a time when appearance and answer must be filed in Court or judgment may be entered against such party by default; said time of hearing to be not less than fifteen (15) days after the appearance of the last published notice. Return of service of notice to be in accordance with said Act 23 of April 13, 1943.

Per Curiam,

O. Clare Kent P. J.

June 18, 1943, Answer to petition for a declaratory decree, filed.

Continued on page 654

H 3

Commonwealth of Pennsylvania, Department of Justice
vs
Charlotte Nichols,
alleged mentally defective
Entered Oct. 12, 1942
Pro Clayton Paid 12/29/42 $5.00 ✓

Oct. 12, 1942, Petition of Helen C Easterwood for commitment of deft., with Exhibits A, B and C annexed, presented and filed.

And now, this 12th day of October, 1942, upon consideration of the within application and the exhibits and certificates thereto attached for the commitment of Charlotte Nichols to the Laurelton State Village school, 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 Charlotte Nichols, the person named therein, be committed to the Laurelton State Village School, 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 Institutional District of Crawford County, Meadville, Pa., in part, for the cost of clothing and other support of said patient, payment to be made quarterly to the Commonwealth of Pennsylvania, Department of Revenue.

Per Curiam,
O. Clare Kent, J.

Oct. 12, 1942 Duplicate of Petition, Exhibits, Certificates, Order for Commitment to issued.

January 2, 1962. Order filed: Noole, P.J.

And Now, January 2, 1962 after further consideration it is ordered that the said Charlotte Nichols be released from Laurelton State School and Hospital at Laurelton, Pennsylvania and the case closed.

Per Curiam,
Herbert A. Noole
President Judge.

# NOVEMBER TERM, 1942

George J. Barco

44

Kenneth W Rice 11/16/42
(See Answers of Garnishee)

A. S. Winslow, Meadville Park Theatre Corporation, Charles J. Miller, Trust Officer in Escrow for A. S. Auerbach and Eugene Ziegler, Jr., now to the use of Meadville Park Theatre Corporation
vs.
Meadville Pennsylvania Distilling Company, Inc. Defendant, and
First National Bank of Meadville, Pennsylvania Garnishee

Issued October 12, 1942.

| | | |
|---|---|---|
| Tax & writ (pd 11/4/42) | | 2.75 |
| Shff. King (paid) | | 5.00 |
| Kenneth W. Rice, Atty | | 10.00 |
| Pro. for Co. 11/28/42. Bd. Atty. | | 4.50 |
| | | 3.00 |

Of No. 285 September Term, 1942
Attachment Execution
Returnable to next term.
October 31, 1942, Interrogatories to Garnishee filed; and Rule entered on Garnishee to answer same within ten days after service.
Same day, Proof of service of Interrogatories and Rule upon Garnishee, filed.
Nov. 10, 1942, Answers of Garnishee to interrogatories, filed. Service accepted 11/13/1942
Nov. 13, 1942
Writ Returned:- Attached as within commanded, the goods, chattels, moneys and credits and effects of the Defendant, Meadville Pennsylvania Distilling Company, Inc., in the hands of First National Bank of Meadville, Pennsylvania, Garnishee, on the 13th. day of Oct. 1942, at 9:50 o'clock 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 Defendant in the hands of the said Garnishee and, at the same time, summoned the said First National Bank of Meadville, Pennsylvania, as Garnishee by handing a true and attested copy of the within writ to George L. Headrick, Assistant Cashier of the First Nat. Bank of Meadville, at its place of business, Corner Chestnut and Market Sts., in the City of Meadville, Crawford County, Pa., and on October 13, 1942, at 2:55 o'clock P.M., served the within writ on the Defendant by handing a true and attested copy thereof to A. S. Auerbach, Manager of the Meadville Pennsylvania Distilling Company, Inc., at the office of the Meadville Pennsylvania Distilling Company, at No. 240 West Race Street, City of Meadville, Crawford County, Pa., and making contents of same known to him.

So answers — Nellie M. Kortenbauder, Deputy Sheriff
Bert A. King, Sheriff

And now, Nov. 16, 1942, on praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiffs and against the Garnishee in the sum of six hundred three + 96/100 dollars, being amount admitted by Garnishee's answers to interrogatories.

Debt $603.96
Judgment
Paul D. Slayton, Prothy.

Corp. pl 113.

| | | |
|---|---|---|
| 45 | In re Audit of the Finances and Accounts of Titusville School District for the fiscal year beginning the first Monday of July, 1941. Entered October 13, 1942 Pro. Slayton $5.00 | October 13, 1942. Annual Report of Auditors filed. Same day, Notice issued for publication in the Titusville Herald, as required by law. |

| | | |
|---|---|---|
| Stuart A. Culbertson | Linesville State Bank, now use of Farmers and Merchants Bank of Linesville, Pa. vs. H.H. Jackson Entered Oct 15, 1942 | Of No. 43 November Term, 1937, Ap. Do. Amicable Scire Facias sur Judgment |
| 46 | | 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 eighty and 74/100 Dollars, being the amount of debt, interest to October 8, 1942 and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note. |
| Pro. Clayton (paid) | # 2.25 | |
| Atty | 3.00 | |
| | | Debt #1180.74 |
| | | Interest from Oct. 8, 1942 |
| | | J. page 38. Judgment. |
| | | Paul D. Clayton, Pro |

Sept. 17, 1947, Ann. Sci. Fa. to No. 16 Nov. Term, 1947.

Edwin M. Clark (Indiana Pa)
Herbert A. Mook
47
W. J. Sirdevan

Clarence J. Schwartz
vs.
John R. Jamison 2nd
Leon Stufflebean
Issued October 15, 1942

| | |
|---|---|
| Tax & writ (paid) | 2.00 |
| Shff. King (paid) | 13.70 |

Summons in Trespass, Returnable the second Monday of November, 1942
Oct. 15, 1942. Statement of claim filed. 2 copies certified.
Nov. 9, 1942. W. J. Sirdevan, Esq. appears for defendant John R. Jamison. (See paper filed)
Nov. 9, 1942, Affidavit of defense of defendant Leon Stufflebean filed. (W. J. Sirdevan, Esq. is noted thereon as atty for said deft)
Writ returned: Served the within Summons together with copy of Statement of Claim, personally, upon John R. Jamison, on Oct. 30, 1942, at 9:00 o'clock A.M., at the Universal Cyclops Co., E. Spring Street, Titusville, Crawford County, Pa., by handing to him a true and attested copy thereof, and making contents thereof known to him.
Also, served the within summons, together with copy of Statement of Claim, personally upon Leon Stufflebean, on Oct. 28, 1942, at 8:35 o'clock P.M., at the Titusville Forge Company, City of Titusville, Crawford County, Pa., by handing to him a true and attested copy thereof, and making contents of same known to him. So answers Bert A. King, Sheriff
Harry P. Smith, Deputy Shff

| | | |
|---|---|---|
| 48 | D. C. Rhodes<br>vs<br>Flora McArdle<br>Entered Oct. 16, 1942<br>Pro Slayton (paid) # 225 | Of No. 262 September Term, 1937. DSB<br>Amicable Scire Facias sur Judgment<br>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 Eleven and no/100 Dollars, being the amount of debt, interest to Oct. 22, 1942 and costs now due on the original judgment, with all the waivers and conditions contained in the original judgment note.<br>Debt # 311.00<br>Interest from Oct. 22, 1942<br>Judgment<br>Paul D. Slayton Prothy. |

Me page 56.

# NOVEMBER TERM, 1942

49

D. E. Rhodes
vs
Flora McArdle
Entered Oct. 16, 1942
Pro. Slayton (paid) $ 2.25

Of No. 283 September Term, 1937, 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 Two Hundred nine and 30/100 Dollars, being the amount of debt, interest to Oct. 28, 1942, and costs now due on the original judgment; with all the waivers and conditions contained in the original judgment note.

Debt $209.30
Interest from Oct. 28, 1942.
Judgment.
Paul D. Slayton, Prothy

Mc page 56

# NOVEMBER TERM, 1942

Herbert A. Mook

50

Lillian Labow, also known as Lillian Hlebovi

vs.

John Labow, also known as John Hlebovi.

Issued Oct. 16, 1942

Tax court (paid) $ 3.00
Sheriff King (paid) 8.50
M. B. Maloney, Master 25.00
Prof. of C. 1-25-43 Pd. 8.60
Atty. 3.10

Subpoena in Divorce

And now, October 16, 1942, Subpoena awarded, returnable to the first Monday of December, 1942.

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

Subpoena retd: Served the within Subpoena in Divorce on the Respondent personally, on the 17th day of October, 1942 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 Bert A. King, Sheriff

Jan. 23, 1943, Recd. $36.00 costs P.P.S.

And now, Jan. 23, 1943, M. B. Maloney, Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court.

Per Curiam.

Jan 26, 1943, Recd from Paul O Hayden, Procta $25.00 Masters fee

M. B. Maloney
Master

January 26, 1943, Testimony and Report of Master filed.
On Arg. List for Feby. Term, 1943; No. 23.

Feby. 23, 1943, Affidavit of non-military service of respondent filed.

March, 1943, Recd from P.P.S. Pro. $1.00 refund H A Mook.

Now Feby. 24, 1943, after due consideration a divorce is decreed as prayed for, the respondent, John Labow, also known as John Hlebovi, is ordered to pay the cost of this proceeding and the custody of minor child, John Labow, also known as John Hlebovi, is awarded to libellant, Lillian Labow, also known as Lillian Hlebovi.

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 Lillian Labow, also known as Lillian Hlebovi, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Lillian Labow, also known as Lillian Hlebovi, the libellant, and the said John Labow, also known as John Hlebovi, 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, John Labow, also known as John Hlebovi, is awarded to libellant Lillian Labow, also known as Lillian Hlebovi. Per Curiam.

# NOVEMBER TERM, 1942

J. Perry Eckels
51
Paul E. Thomas
10/30/42. P.D.S.

Neal B. Kelley
vs.
William P. Murray
Issued Oct. 16, 1942

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

Oct. 16, 1942, Statement of claim filed. Copy certified.

Sh'ff's Return Damage Paid

| | | |
|---|---|---|
| Jay & writ (paid) | | 2.00 |
| Shff. King (paid) | | 14.10 |
| Pro. Slayton Pd. 3/25/43 | | 1.45 |
| Jury-Fee Paid by J.P.C. 3/11/43 | | 4.00 |
| Atty | | 3.00 |
| Sheff's Bill of Costs | | 21.20 |
| Sat. & cert. 3/25/43 Pd. | | .75 |

And now, March 19 1943, receipt $224.00 in full of judgment and costs, and I direct the prothonotary to satisfy the same of record.
J. Perry Eckels
attorney for Plaintiff

And now, Nov 23, 1942, upon consideration of petition of deft., rule is hereby granted on the plaintiff to show cause why he should not give security for costs in the above action; all proceedings are hereby stayed until further order of Court. Returnable in fifteen days.
Per Curiam

Same day, by agreement of counsel the foregoing rule is hereby made absolute, and the plaintiff is ordered and directed to give bail in the sum of $200.00. (See paper filed)
Per Curiam

On Winter Trial List, 1943; No. 16.

Jany 4, 1943 Continued by agreement of counsel.

~~Feb. 8, 1943. Bond of C.E. Terrill~~ Per Curiam

Feb. 8, 1943 Bond of C.E. Terrill, in the sum of $200.00, as security for the payment of the costs in this case by the plaintiff, approved by the Court and filed.

Feb. 16, 1943 Affidavit of defense and counter claim filed.

On Spring Trial List, 1943; No. 12.

March 5, 1943. Jury selected and sworn. Trial jointly with No. 16 this list. (See Courts Trial List.)

And now, March 5, 1943 jury selected and sworn as follows; 1- Eva M. Doutt, 2 Charles Palmquist, 3- Reuben Palmquist, 4- Helen C. Green, 5- N.L. Leonhart, 6 Mrs. Nick Sobeck, 7- Robt. Smith, 8- Katherine Walsh, 9- Norman Bromley, 10- Sydney F. De Vore, 11- Fred Sweeney, 12- Carlton A. Young. twelve good and lawful persons, who upon their solemn oaths which they have taken, say March 6, 1943, at 2:45 P.M. they find in favor of the plaintiff, Neal B. Kelley, for the amount of One hundred sixty-seven and 50/100 Dollars ($167.50).
M. page 220

March 6, 1943. Defendants point filed.

| | |
|---|---|
| Debt | $ 167.50 |
| Interest from March 6, 1943 | |

M. page 220. Judgment upon the Verdict Mar 11/43
Paul D. Slayton, Prothy

March 12, 1943 Plff's Bill of costs $21.20 filed.

March 15, 1943. Writ returned: Served the within Summons together with copy of Statement of Claim personally, upon William P. Murray, at his residence No. 401 E. Walnut Street, in the City of Titusville, Crawford County, Pa., on Oct. 22, 1942, at 8:30 o'clock P.M., 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 P. Smith, Deputy Sheriff.
Bert A. King, Sheriff.

# NOVEMBER TERM, 1942

Hymes & Kiebort
52

Mary S. McMichael
vs
Robert A. McMichael
Issued Oct. 16, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Stiff King (paid) | 4.40 |
| Raymond C. Miller, Master | 25.00 |
| Pro. for Co. 2-1-43 Cd. | 8.60 |
| Attys. | 3.00 |

Subpoena in Divorce
And now October 16, 1942, Subpoena award, Returnable first Monday of December, 1942.

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

Subpoena Returned: Served the within Subpoena in Divorce on the Respondent, personally, on the 20th. day of Oct. 1942, 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, Bert A. King, Sheriff.

And, now, February 1, 1943 on presentation of within motion Raymond C. Miller, Esq., is appointed Master.

Per Curiam.

Feby. 16, 1943 Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1943; No. 44.

Feby. 22, 1943 Affidavit as to non-military service of respondent filed.

Now Feby. 25, 1943, after due consideration a divorce is decreed as prayed for and the respondent, Robert A. McMichael, 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. 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 Mary S. McMichael, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Mary S. McMichael, the libellant, and the said Robert A. McMichael, 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.

Feby. 1, 1943, Recd. $35.00 costs.
v 16-43 Paid $25.00
Masters Fee from
Pro. Slayton
Raymond C. Miller

Mar 16-1943 - Recd of
Pro. Slayton $1.40
refund in costs.
F. C. Kiebort

F. Joseph Thomas
53
Hums & Kubert
10/29/42 P.D.S.

Nick Zoria
vs
Ted Ewing
Issued Oct 17, 1942.

Tax & writ (paid) 2.00
Shff King (paid) 6.40
Pro. for Co. 10-11-46 Pd. 4.95
Atty 3.00

Summons in Trespass
Returnable to first Monday of November next
Oct. 17, 1942, Statement of claim filed Copy certified.
November 13, 1942 Summons returned:— Served the within Summons, together with Copy of Statement of Claim, personally, upon Ted Ewing, on Oct. 20, 1942, at 6:30 o'clock P.M., at his residence in East Mead Township, 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, Sheriff.
On Winter Trial List, 1943; No. 28.
On Fall Trial List, 1946; No. 27,

and now Oct 11, 1946 I hereby discontinue this case

F Joseph Thomas
attorney for Plaintiff

John H. Bozie
54

Joseph S. Mozumanski
vs
Mary Theresia Mozumanski
Issued Oct. 19, 1942.

Tax & writ 10/22/42 Pd. 3.00
Shff King
Pro. for Co. (Discontinuance) Pd. 10/22/42 1.00
atty. 3.00

Subpoena in Divorce
And now, October 19, 1942, Subpoena awarded, Returnable to first Monday of December next
Per Curiam,
O'Clare Kent, P.J.

Subpoena returned:-
Oct. 22, 1942, writ returned by order of John H. Bozie, Esq., attorney for libellant.
So answers,
Bert H. King, Sheriff.

Now this 21st day of October, 1942 the above case is discontinued by record.
John H. Bozie.
Atty. for Libellant.
attest: Paul B. Shaffer, Pro.

Nael Jn'clusion
3-21-46. P.D.S.

55

C. G. Wagner, also known as Clarence Wagner, and Nannie Wagner
vs.
Alys McConahey and R. L. McConahey, also known as R. L. McConahey.
Entered Oct. 21, 1942.
Pro. Slayton (paid) $2.50

Of No. 314 February Term, 1935, D.S.B. and No. 69 February Term, 1938, Apl. D.

Amicable Scire Facias sur Judgments.

It is agreed That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judgments, 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 One Thousand one hundred sixty-five and 75/100 Dollars, being the amount of debt, interest to Sept. 1, 1942, and costs now due on the orginal judgments; with all the waivers and conditions contained in the orginal judgment notes.

Dated October 19, 1942

Debt $1165.75
Interest from Sept. 1, 1942.
Judgment
Paul D. Slayton, Prothy

MC page 29"

March 21, 1946

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

Nael Jn'clusion Atty for Plff.

Witness: Paul D. Slayton

| | | |
|---|---|---|
| Herbert A. Mook<br><br>56<br>Stuart A. Culbertson | Charles Sindlinger, Jr, by his Guardian Charles Sindlinger, Sr.<br>vs.<br>Charles Campbell<br>Entered Oct. 21, 1942.<br><br>Tax & entry 12/9/42 Paid 2.00<br>Pro. Slayton 12/17/42. Pd. 6.50<br>Atty 3.00 | Summons in Trespass<br>Returnable to the first Monday of November, 1942.<br>Now, Oct. 21, 1942, Stuart A. Culbertson, Esq, appears for deft, and accepts service of the praecipe in this case, and waives the issuing of the summons and the service thereof by the Sheriff, with the same force and effect as though the summon had been issued by the Prothonotary and served upon the deft by the Sheriff. (See praecipe.) |

Nov. 16, 1942, Rec'd from Paul A. Slayton, Pro. $5.00 refund on costs.
H. A. Mook atty.

Now, Nov 9, 1942, Petition of plff, Charles Sindlinger, Jr presented in open Court, and thereupon Charles Sindlinger, Sr, is hereby appointed as Guardian ad litem for his said Son, Charles Sindlinger, Jr., for the purpose of proceeding with the above entitled case. (See paper filed.) Per Curiam.

Nov. 17, 1942, Petition to compromise action presented to Hon. O. Clare Kent, P.J. and filed.

Now, November 17, 1942, upon presentation of the foregoing petition and consideration thereof, the following order is hereby entered:

1. The parties may compromise this action upon the terms of the proposed compromise set forth in the within petition filed by Charles Sindlinger, Sr, Guardian ad litem of Charles Sindlinger, Jr., on the 2d [Mon]day of November, 1942.

2. Charles Sindlinger, Sr., Guardian ad litem of Charles Sindlinger, Jr, a minor, is authorized to pay counsel from the amount said minor is entitled to receive in this action, to wit, $300.00, to Herbert A. Mook, for counsel fee.

3. The balance remaining shall be paid to the said Charles Sindlinger, Sr., Guardian ad litem of said minor Charles Sindlinger, Jr.

Bond in the sum of $3000.00 to be furnished by the said Charles Sindlinger, Sr, Guardian ad litem, conditioned upon the faithful performance of his duties.

4. Upon payment of the said sum due to the aforementioned Guardian ad litem, Charles Sindlinger, Sr., Guardian of Charles Sindlinger, Jr, is authorized to execute a release to the defendant in said case, Charles Campbell, for all further liabilities by reason of this suit.

(See paper filed.) Per Curiam.
O. Clare Kent, President Judge.

Peters & Prather

57

In the Matter of the Townville State Bank of Townville, Penna. now in the hands of F. D. Kingsley, Liquidating Trustee Entered Oct. 21, 1942

Pro. Slayton said 11/25/42 $3.00
Tribune Pub. Co. (Ad. by check #1434) 5.50
Pro. S. 8/7/43. Pd. 8.00
Pet. for disch. 10-25-43. Pd. 2.50

Oct. 21, 1942 Agreement of Liquidation and petition to fix amount of bond of Trustee filed.

Now, October 20, 1942, upon presentation of the foregoing petition, and upon due consideration thereof, the bond of the said F. D. Kingsley, as liquidating Trustee of the Townville State Bank of Townville Pennsylvania, is hereby fixed at $15,000, the same to be a Surety Company bond executed by duly qualified surety company, and to be approved by this Court, and filed among the papers in this case.

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

Now, Nov. 5, 1942, Bond of F. D. Kingsley, Liquidating Trustee of Townville State Bank, with Hartford Accident and Indemnity Company as surety dated Oct. 26, 1942, in the sum of $15,000.00, approved by the Court and filed.

For proceeding of Dissolution of Townville State Bank, see No. 51 Feb. Term, 1943.

July 9, 1943, Final account of F. D. Kingsley, Liquidating Trustee filed, showing no balance due the estate. Same day advertisement of notice of filing account given to Tribune Publishing Company, Meadville, Pa. said advertisement setting forth that said account will be confirmed nisi on the second Monday of August next; and if no exceptions are filed within ten days of nisi confirmation, said account will be confirmed absolutely.

July 31, 1943. Proof of publication of notice of filing account of liquidating trustee filed.

And now, Aug. 20, 1943, no exceptions having been filed to the above mentioned account, same is hereby confirmed absolutely.

Paul D. Slayton,
Prothonotary.

September 7, 1943, Motion and Decree of Distribution filed.

Decree of Distribution

Now, September 7, 1943, upon presentation of the foregoing Motion in open Court, and due consideration thereof, and it appearing to the Court that all parties in interest have had due and proper notice of the filing of the final account at the above term number along with the proposed schedule of distribution, and that the same was finally confirmed without exceptions; it is therefore hereby ordered, adjudged and decreed that the distribution of the assets of this trust estate shall be as follows, and the said distribution is hereby decreed;

(Continued on page 680)

| | | |
|---|---|---|
| 58 | Mr. and Mrs. William Shults<br>vs.<br>James C. Shults and Mae C. Shults<br>Entered Oct. 22, 1942<br>Pro. Slayton (10/23/42 paid) 2.25<br>Original costs:<br>Pfff. 4.00<br>Atty T&T 3.00<br>Atty P.&T. 3.00 | Of No. 41 November Term, 1937. Apt. Doc.<br>Amicable Scire Facias sur Judgment<br>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 thousand seven hundred seventy-three and 25/100 Dollars being the amount of debt, interest to Oct. 22, 1942 and and costs [to be carried forward] now due on the original judgment; with all the waivers and conditions contained in the original judgment note.<br>Debt $3773.25<br>Interest from Oct. 22, 1942.<br>Sh. pages 95 + 92. Judgment<br>Paul D. Slayton, Prothy |

Herbert A. Mook

59

J. E. Barnard
11/7/42 P.D.S.

Leslie S. Peterson and Mary M. Peterson, his wife,
vs.
William Mumford
Issued Oct. 22, 1942
#
Tax + writ Rpd 10/23/42 3.50
Stff King Paid 6.90

Ejectment for a certain tract of land in Greenwood Township, bounded on the north by land now or formerly of J. F. Peterson and by a public road; on the east by land now or formerly of Nancy Dickson and by land now or formerly of George Smock; on the south by land now or formerly Fleming J. Boyd and a public road; on the west by land now or formerly of Charles Vossler and by land now or formerly of Isaac Peterson; and containing fifty-six (56) acres of land, more or less, with the appurtenances.

Oct. 22, 1942 Affidavit of plaintiffs as to residence of deft, and their claim to the land, filed.

And now Nov. 9, 1942 Deft. by his attorney pleads Not guilty. (See paper filed.)

April 30, 1943 Declaration and abstract of plaintiffs title filed. Service by copy accepted by Defts attorney.

Writ Returned:- Served William Mumford, the within named defendant, by serving Ruby Mumford, she being an adult member of the family, namely, his wife, on Oct. 23, 1942, at 4:30 o'clock P. M., at their residence in Greenwood Township, Crawford County, Pa., by handing to her a true and attested copy of the within Ejectment and making contents of same known to her.

So Answers,

Harry B. Smith, Deputy Sheriff
Bert A. King, Sheriff.

| | | |
|---|---|---|
| | Frame Shontz, C.E. Williams, and Charles W. Ramsey, Trustees of the First National Bank of Connneaut Lake, Pa. | Of No. 76 November Term, 1937, Apr. A. Amicable Scire Facias sur Judgment. It is agreed, That the Prothonotary of said Court enter an Amicable Scire Facias upon the above judg- |
| 60 | vs. | ment, with the same effect as |
| | Mae L. Shultz and J. L. Shultz | if a Scire Facias to revive the same had been regularly issued, served |
| | Entered Oct. 23, 1942 | personally on the defendants by |
| | Pro. Slayton (paid) 2.25 | 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 Twenty-six hundred nine and no/100 Dollars, being the amount of debt, interest to Oct. 27, 1942, and costs now due on the original judgment, with all the waivers and con- ditions contained in the original judgment note |

Debt $2609.00

Interest from Oct. 27, 1942

Sh. pages 92+95 Judgment

Paul D. Slayton, Prothy.

Oct. 21, 1947, Sci. Fa. to No. 65 Nov. Term, 1947.

| | | |
|---|---|---|
| G. Wayne Attenburg<br>61 | Lois Marie Miller<br>vs.<br>Gerald R. Miller<br>Issued Oct. 23, 1942<br><br>Tax + writ paid $3.00<br>Shff. King | Subpoena in Divorce.<br>And now, Oct. 23d, 1942, Subpoena awarded, returnable the first Monday in December, 1942.<br>Per Curiam,<br>O. Clare Kent, P.J. |

Wilbur R. Seabrook
Raymond L. Miller
62

Herman W. Besse
vs.
Mary Jane Besse
Issued Oct. 23, 1942

Tax & cert (paid) $ 3.00
Shff. King (paid) 3.40
Shff. of Erie Co. (paid) 3.50
J. Perry Eckels, Master 25.00
Pro. for Co. 1-11-43 Bd 8.60
Atty. 3.00

Jan. 8, 1943 Paid $25.00 costs
P.D.E.

Jan 15, 1943. Receipt $25.00
Master's fee.
J. Perry Eckels

3-10-43 Rec'd $1.40 from Pro. Slagle refund cost.
Raymond L. Miller
attorney for libellant

Subpoena in Divorce
And now, October 23, 1942 Subpoena awarded, Returnable to the First Monday of December, 1942
Per Curiam,
O. Clare Kent,
President Judge

Subpoena Returned: Neil V. Robbins, Deputy Sheriff of Erie County, Pa., makes affidavit and return: "That he served the within named Respondent, Mary Jane Besse by handing to her personally at No. 16 East Eighth Street, Erie, Pennsylvania, 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 Subpoena by her own admission. So answers, Neil V. Robbins, Deputy Sheriff. Served the within Subpoena in Divorce, upon Mary Jane Besse, Respondent, by deputizing the Sheriff of Erie County, Pa., as per his return here to attached.

So answers, Bert A. King, Sheriff.

And now, January 8, 1943, J. Perry Eckels, Esq., is appointed Master in Divorce to take testimony and make report thereon to the Court. Per Curiam.

Jany. 15, 1943, Testimony and Report of Master filed.

Same day Affidavit of non military service filed.

On Argt. List for Feby. Term, 1943; No. 20.

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 Herman W. Besse, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Herman W. Besse, the libellant, and the said Mary Jane Besse 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.

Herbert A Mook

63
Frank Lapuma
10/27/42 P.D.S.

Wilda Shumaker, a minor, by Maud Shumaker, her guardian, and Maud Shumaker, her parent in her own right,
vs.
Rodney Porter and Frank Lapuma
Issued Oct. 24, 1942

Tax & writ Paid 12/30/42 2.00
Shff. King (paid) 2.90
Pro. fo Co. 12/30/42. Pd. 7.50
A. D. Andrews, Edm. a. l. 15.00
Atty. 3.00

Summons in Trespass;
Returnable to second Monday of November, 1942.
Writ returned: Served the within summons personally upon Rodney Porter, on Oct. 2, 1922 at 9:20 o'clock A.M., at No. 320 Center Street 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,
Bert A. King, Sheriff.

Nov. 2, 1942 Petition of Rodney S. Porter, one of the defendants, for the appointment of a guardian ad litem, presented in open Court and filed.

And now, Nov. 2, 1942, on presentation and consideration of the foregoing petition, A. D. Andrews, Esq. is hereby appointed Guardian ad Litem of Rodney Porter, in the above stated case. Per Curiam. (See paper filed.)

Nov. 2, 1942 Petition for order authorizing settlement of minors claim presented in open Court and filed.

And now, November 2, 1942, on presentation and consideration of the above and foregoing petition, it is ordered and decreed that Maud Shumaker, mother of, and as Guardian of Wilda Shumaker, a minor, be and she is hereby authorized to compromise and settle for the sum of $686.50, the claim of the said minor for damages resulting from personal injuries, and for 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, Rodney Porter and Frank Lapuma, they the said Rodney Porter and Frank Lapuma, are released from any and all liability to the said minor, Wilda Shumaker for damages arising out of the accident described in said petition.

It is further ordered and decreed that the said sum of $686.50 shall be paid to Maud Shumaker, mother of Wilda Shumaker, as natural Guardian for her. (See paper filed.) Per Curiam

Same day. Service of copy of petition accepted by A. D. Andrews, Esq., Guardian ad litem. (See petition)

And now, Nov. 4, 1942, the fee of A. D. Andrews, Guardian ad litem, are hereby fixed in the amount of $15.00
(See paper filed.) Per Curiam.

| | | |
|---|---|---|
| John A Boland | G. L. Boland, trading as the Crawford Manufacturing Co. | Oct. 26, 1942, Petition of Plaintiff for an order to sell property for storage presented to Hon. O. Clare Kent, P.J. & filed |
| 64 | vs. | Now, October 26, 1942, upon presentation of the within petition, and after consideration thereof, it is ordered and directed |
| | M. R. Merrick | that plaintiff offer and expose the said machines for sale at public auction, at his said building, at No. 275 Cherry Alley, City of Meadville, Pa., and sell same to the highest bidder, said sale to be so made only after giving to defendant ten days notice |
| | Entered Oct. 26, 1942 | |
| | Pro. Clayton 11-23-42 Paid $5.00 | |

of said sale, given to him personally, or mailed to him under registered mail requiring his personal receipt, also by notice of said sale published in the Tribune Republican in one issue, and by six Hand bills posted conspicuously in the neighborhood not less than six days before said sale; the residue of moneys arising from such sale, after deducting the amount of the lien aforesaid, together with cost of advertising and sale, shall be held subject to the order of the owner of such property.

(See paper filed.)

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

Kent & Kent
65

Lucille M. Rundle
vs.
Roy L Rundle
Issued Oct 27, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Stff. King (paid) | 3.20 |
| Paul E. Thomas, Master | 25.00 |
| Pro. for Co. 1-4-43 Pd. | 8.60 |
| Pro. motion Paid 3/3/43 | 1.00 |
| Atty. | 3.00 |

Jan. 4, 1943, Recd. $33.60 costs
P. D. S.

2/4/43 Recd master fee
Paul E. Thomas.

Subpoena in Divorce and for the custody of Marilyn Lou Rundle aged 15 months, minor child born of the marriage.

And now, October 27, 1942 the within petition presented, and subpoena awarded, returnable to the first Monday of December, 1942.

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

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 27th day of October, 1942, 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 Bert A. King, Sheriff

And now, Oct. 27, 1942, On motion of Attys for libellant, libel amended by striking therefrom the prayer of libellant for the granting to her of the custody of Marilyn Lou Rundle, minor child of the parties hereto, the amendment being allowed. Per Curiam. (See paper filed)

Oct. 28, 1942, Service of notice of amendment accepted by respondent. (See motion)

And now, January 4, 1943, Paul E. Thomas, Esq., is hereby appointed Master in the above entitled case.

Per Curiam

Feby. 6, 1943, Testimony and Report of Master filed.
On Argt. List for Feby. Term, 1943, No. 26.
Feb. 19, 1943. Affidavit of non-military service of respondent filed.

Now Feby. 24, 1943, After due consideration a divorce is decreed as prayed for and the respondent, Roy L. Rundle, is ordered to pay the cost of this proceeding.

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 Lucille M. Rundle, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Lucille M. Rundle, the libellant, and the said Roy L. Rundle, 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 v. Kent
66

Frank G. Wescott
vs.
Fern Georgia Wescott
Issued Oct. 28, 1942

| | # |
|---|---|
| Tax & writ (paid) | 3.00 |
| Shff. King (paid) | 3.40 |
| John H. Bozic, Master | 25.00 |
| Pro. for Co. 12-15-42 Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce
And now, October 28, 1942, Subpoena awarded, returnable to the first Monday of December, 1942.

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

Subpoena rec'd; Served the within Subpoena in Divorce on the Respondent, personally, on the 28th day of November, 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

Dec. 15, 1942, Recd. $33.60 costs.
P. D. S.

12/24/42. Received $25.00 Master's Fee.
John H. Bozic
Master

And now, Dec. 15th, 1942, John H. Bozic, Esq., is appointed master to take testimony.

Per Curiam

Dec. 23, 1942, Testimony and Report of Master filed.
On Arg. List Feby. Term, 1943, No. 18.

Feb. 19, 1943, Affidavit of non-military service of the 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 Frank G. Wescott, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Frank G. Wescott, the Libellant, and the said Fern Georgia Wescott, 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, 1942

Stuart A. Culbertson
67

Golda Arlene Potts
vs.
Thomas William Potts
Issued October 28, 1942

| | |
|---|---|
| Tax & writ (paid) | $ 3.00 |
| Shffg. (paid) | 3.20 |
| John H. Bozic, Master | 25.00 |
| Rec. for Co. 1-4-43 Pd. | 8.60 |
| Atty. | 3.00 |

Subpoena in Divorce and for the custody of Thomas Potts, aged 5 years, Kenneth Potts aged 4 years and Blaine Potts aged 7 months, minor children born of said marriage.

And now, October 28, 1942 Subpoena awarded, returnable to the first Monday of December, 1942

Per Curiam
O. Clare Kent, P.J.

Subpoena Returned:- Served the within Subpoena in Divorce on the Respondent, personally; on the 28th. day of Oct. 1942, 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, Bert A. King, Sheriff.

And now, January 4, 1943 John H. Bozic, Esq., is hereby appointed Master to take testimony in above entitled case and make report to the court.

Per Curiam

Jan. 4, 1943 Rec'd. $35.00 costs
P.D.S.

1/20/43. Received $25.00 Master's fee.
John H. Bozic
Master

Jan. 20, 1943 Testimony and Report of Master filed.

March 11, 1943 rec'd from Prothy Slaysman $1.40 refund on costs
Stuart A. Culbertson
Atty for Libellant

Feb. 13, 1943 Affidavit of non-military service filed.

On Argt. List for Feby. Term, 1943; No. 21

Now Feby. 24, 1943, after due consideration a divorce is decreed as prayed for, the respondent, Thomas William Potts, is ordered to pay the cost of this proceeding, and the custody of minor children viz: Thomas Potts, Kenneth Potts and Blaine Potts is awarded to Libellant, Golda Arlene Potts.

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 Golda Arlene Potts, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Golda Arlene Potts, the Libellant, and the said Thomas William Potts, 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, viz: Thomas Potts, Kenneth Potts and Blaine Potts is awarded to libellant, Golda Arlene Potts.

Per Curiam.

| | | |
|---|---|---|
| 68<br>Stuart A Culbertson | Commonwealth of Pennsylvania, Department of Revenue<br>vs.<br>J Howard McDannell<br>Entered Oct 30, 1942<br>Pro Slayton 11/11/42 Paid $ 5.00 | Appeal from Department of Revenue's suspension of petitioner's Operator's License.<br>Now, October 29, 1942, upon presentation of the foregoing petition and in consideration thereof, it is ordered that a hearing on said matter shall be held on the 7th day of December, 1942 at 9:30 o'clock A.M., and that thirty days written notice shall be given by the petitioner to the Secretary of Revenue, Harrisburg, Pennsylvania<br>It is further ordered that J.H. McDannell shall retain possession of his operators license #2375894, Plate number 4076953, and said operator's license shall be valid for all purposes until final determination by this Court, and that said license shall be restored by the Department of Revenue to the said J H McDannell pending the hearing on this matter.<br>Per Curiam.<br>O'Clare Kent, P.J.<br>(See petition filed.) |

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| F. Joseph Thomas | Charles Muckinhaupt and Harry Muckinhaupt, doing business as Charles Muckinhaupt & Son, and A.L. Titus and Hazel Titus, his wife, vs. Vincent Pepicelli and Harry Schrubb Issued Oct. 30, 1942 | Replevin for sundry articles of household goods and equipment (described in detail in praecipe) of the value of $500.00; Returnable to the Second Monday of November, 1942. |
| 69 | | Oct. 30, 1942 Statement of claim and affidavit of value filed. |
| | | Oct. 30, 1942 Bond of plaintiffs, with Florence Steck Dreifuss as surety, in the sum of $1,000.00, approved and filed. |
| And now Dec 17, 1942 this action is settled ended and discontinued F. Joseph Thomas attorney | Tax & writ (paid) $ 3.00<br>Shff King (paid) 7.30<br>Pro. for Co. 12/17/42 Pd. 1.00<br>Atty. 3.00 | Writ returned: Replevied as within commanded, all of the within described goods and chattels, and summoned Vincent Pepicelli and Harry Schrubb, the within named defendants, by handing to Vincent Pepicelly, at No. 563 State Street, City of Meadville, Crawford County, Pa, on Oct 30, 1942, at 5:30 o'clock P.M. and Harry Schrubb, at No. 468½ North Street, said City of Meadville, a true and attested copy of the within writ, and making known to them the contents thereof. Defendants did not file a bond within the required 72 hours, and the goods and chattels so replevied were delivered to the plaintiffs.<br>So answers Bert A. King, Sheriff. |

| | | |
|---|---|---|
| Dickson Andrews<br>70 | City of Meadville<br>vs<br>Manoog Arghnian and Haregnaz Arghnian owners or reputed owners (terre tenants)<br>Issued Nov. 2, 1942<br><br>Pro Slayton Paid 10/18/43 2.75<br>Staff. King (paid) 5.80 | Of No. 26 February Term, 1930 Apps. Doc<br>Scire Facias to revive the above Municipal Lien, returnable within 3 mo. from date of issue "A" pages 83 and 95<br>Writ returned: Served the within Scire Facias to Revive Judgment sur Municipal Lien, personally upon Manoog Arghnian, terre tenant, owner or reputed owner, on Nov 20, 1942, at 9:40 o'clock A.M., at No. 1103 West Street, city of Meadville, Crawford County, Pa., by handing to him a true and attested copy of the same and making contents of same known to him.<br>Also, served the within Scire Facias to revive judgment sur Municipal Lien personally upon Haregnaz Arghnian, terre tenant, owner or reputed owner, by serving Manoog Arghnian, he being an adult member of the family, namely her husband, on Nov. 20, 1942, at 9:40 o'clock A.M. at their residence No. 1103 West Street, city of Meadville, Crawford County, Pa., by handing to him a true and attested copy of the same and making contents of same known to him.<br>So answers Bert A. King, Sheriff.<br>"Jan. 15, 1943 I hereby appear upon behalf of the County Commissioners of Crawford County and accept service of the within writ. (S) Walter J. McClintock, County Solicitor<br>(See Sci. Fa.) Corp. Ju. 91. Atty for Commissioners of Crawford County<br>Sept. 5, 1946, This lien satisfied. (See C.L.D.) |

J. Joseph Thomas
George J. Barco
5-1-44 P.D.S.

71
Kenneth W. Rice
attest: 3-21-44, P.D.S.

5-1-44 Recd. $34.60 costs.
P.D.S.

May 12-1944 Recd from Palmer La Sloyter Pro. $25.00 Master fee in this case
Jeff E. Bossard

Betty Jo. Barnes, by her father and chosen guardian, W. F. Frazier
vs
James P. Barnes
Issued Nov. 2, 1942

| | $ |
|---|---|
| Tax & writ Paid 11/9/42 | 3.00 |
| Shff King (paid) | 4.40 |
| Shff. King alias (paid) | 2.90 |
| Jeff E. Bossard, Master | 25.00 |
| Pro. for Co. 5-1-44 Pd. | 9.60 |
| Atty. | 3.00 |

Subpoena in Divorce
And now, November 2, 1942 Subpoena awarded, Returnable to the first Monday of December, 1942
Per Curiam,
O. Clare Kent, P.J.

Subpoena returned: Dec. 7, 1942. Non est inventus as to the within named respondent. So answers
Bert A. King, Sheriff

March 20, 1944, Alias subpoena in divorce issued; returnable first Monday of May next.

Mar. 31, 1944, Power of Attorney from Respondent to Kenneth W. Rice, Esq. filed.

Alias Subpoena in Divorce retd: I hereby accept service of the within Alias Sub. in Divorce on behalf of the Respondent, James P. Barnes,
Kenneth W. Rice, Attorney for Respondent.

Service of the within Subpoena in Divorce made by acceptance of service of said Subpoena by Kenneth W. Rice, 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. So answers,
Bert A. King, Sheriff.

And now, May 1, 1944, Jeff E. Bossard, Esq., is appointed Master to take testimony in the above entitled case and make a report thereon to the Court.
Per Curiam.

May 12, 1944, Testimony and Report of Master filed.
On Arg. List for May Term, 1944, No. 7.

May 22, 1944, Affidavit as to military service of the respondent filed.

May 23, 1944, After due consideration a divorce is decreed as prayed for and the respondent, James P. Barnes, is ordered to pay the cost of this proceeding.
Per Curiam, O. Clark Kent P.J.

Decree

And now, to-wit: May 23, 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 Betty Jo Barnes, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between Her the said Betty Jo Barnes, the libellant, and the said James P. Barnes, 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, 1942

F. Joseph Thomas
72

Josephine McCalmont
vs
Clyde McCalmont
Issued Nov. 2, 1942

| | | |
|---|---|---|
| Tax & writ Paid 11/9/42 | | 3.00 |
| Shff King (Paid) | | 3.90 |
| Paul E. Thomas, Master | | 25.00 |
| Pro. for Co. 2/8/43 Pd. | | 8.60 |
| Atty. | | 3.00 |

Feby. 8, 1943, Recd. $33.60 costs. P.D.S.

Feby. 18, 1943, Paid Paul E. Thomas, Esq., $25.00 Master fee by Check No. 1332. P.D.S.

Subpoena in Divorce.

And now, November 2, 1942, Subpoena awarded, Returnable to the first Monday of December, 1942

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

Subpoena returned: Served the within Subpoena in Divorce on the Respondent personally, on the 4th day of December, 1942 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 Bert A. King, Sheriff

And now, February 8, 1943 Paul E. Thomas, Esq., is appointed Master to take testimony in the above entitled case and to make a report thereon to the Court.

Per Curiam.

Feby. 18, 1943, Testimony and Report of Master filed.

On Argt. List for Feby. Term, 1943; No. 45.

Feby. 22, 1943, Affidavit as to non-military service of respondent filed.

Now Feby. 25, 1943, After due consideration a divorce is decreed as prayed for and the respondent, Clyde McCalmont, 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. 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 Josephine McCalmon be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Josephine McCalmont, the libellant, and the said Clyde McCalmont, 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, 1942

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| Walter J. McClintock<br><br>73 | Petition of Commissioners of Crawford County<br>for<br>approval of private sale to Susie Brewer of a lot in the Borough of Conneautville, which was assesset to Ami Parker, and sold to said Commissioners at Treasurers sale for unpaid taxes, in 1940<br>Entered Nov 2, 1942<br><br>Pro. Clayton Paid 12/29/42 $5.00 | Now, November 2, 1946, upon presentation and consideration of the within petition the Court fixes the first Monday of December, 1942, 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 published in the County of Crawford. (See paper filed) Per Curiam.<br>December 7, 1942 Proof of Publication of notice filed.<br>And now, December 7, 1942, 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 ordred to make and deliver to the purchaser, Susie Brewer of Conneautville, 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.<br>Per Curiam, O. Clare Kent<br>President Judge<br>(see paper filed) |

| | | |
|---|---|---|
| Walter J. McClintock<br><br>74 | Petition of Commissioners of Crawford County for approval of private sale to E. P. Lee of Lot No. 73 of E. P. Lee plan in Bloomfield Tp., which was assessed to Edward Rogers and sold to said Comrs at Treasurers sale for unpaid taxes, in 1936.<br>Entered Nov. 2, 1942<br><br>Pro. Clayton Paid 12/29/42 $5.00 | Now, November 2, 1942, upon presentation and consideration of the within petition, the Court fixed the first Monday of December, 1942, 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.<br>(See paper filed.) Per Curiam.<br>December 7, 1942 Proof of Publication of notice filed.<br>And now, December 7, 1942, 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, Penn'a., 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.<br>Per Curiam, O. Clare Kent<br>President Judge<br>(see paper filed) |

# NOVEMBER TERM, 1942

| | | |
|---|---|---|
| Walter J. McClintock<br><br>75 | Petition of Commissioners of Crawford County for approval of private sale to Leroy Vanderhoof and Jennie Viola Vanderhoof, of 149 acres of land in Rome Tp., which was assessed to George Mitchell Estate, and sold to said Comrs at Treasurers sale for unpaid taxes in 1934.<br>Entered Nov. 2, 1942<br><br>Pro. Slayton Paid 12/29/42 $5.00<br>(see paper filed) | Now, November 2, 1942 upon presentation and consideration of the within petition, the Court fixes the first Monday of December, 1942, 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.<br>(See paper filed.) Per Curiam.<br>December 7, 1942 Proof of Publication of notice filed.<br>And now, December 7, 1942 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, Leroy Vanderhoof and Jennie Viola Vanderhoof, of Rome Township, Crawford Co., 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.<br>Per Curiam, O. Clare Kent<br>President Judge |

| | | |
|---|---|---|
| Walter J. McClintock<br><br>76 | Petition of Commissioners of Crawford County for approval of private sale to Earl H. Mabus and Ollie Mabus, of 11 acres of land in Troy Township which was assessed to Wren L. Hipple, and sold to said Com'rs at Treasurers sale for unpaid taxes in 1930<br>Entered Nov. 2, 1942<br><br>Pro. Clayton Paid 12/29/42 $5.00 | Now, November 2, 1942, upon presentation and consideration of the within petition the Court fixes the first Monday of December, 1942, 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.<br>(See paper filed.) Per Curiam.<br>December 7, 1942 Proof of Publication of notice filed.<br>And now, December 7, 1942, 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 Earl H. Mabus and Ollie Mabus of R.D. #3, Guys Mills, 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.<br>Per Curiam, O. Clare Kent<br>President Judge<br>(See paper filed) |

# NOVEMBER TERM, 1942

| | | |
|---|---|---|
| Walter J. McClintock<br><br>77 | Petition of Commissioners of Crawford County for approval of private sale to Edward J. and Carrie W. Courtney, of a lot in Summit Tp., which was assessed to Edith Whiteside and sold to said Comrs. at Treasurer's sale for unpaid taxes in 1930<br>Entered Nov. 2, 1942<br><br>Pro. Clayton Paid 12/21/42 $5.00 | Now, November 2, 1942, upon presentation and consideration of the within petition, the Court fix the first Monday of December 1942, 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.<br>(See paper filed) Per Curiam.<br>December 7, 1942 Proof of Publication of notice filed.<br>And now, December 7, 1942, 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 J. Courtney or Carrie W. Courtney of 491 Logan Avenue, Sharon Penn'a, 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.<br>Per Curiam, O. Clare Kent<br>(See paper filed) President Judge. |

| | | |
|---|---|---|
| Walter J. McClintock<br><br>78 | Petition of Commissioners of Crawford County for approval of private sale to Emma T. Parkin, of 7 acres of land in Steuben Tp, which was assessed to Peter Berringer and sold to said Comrs at Treasurer's sale for unpaid taxes, in 1940. Entered Nov. 2, 1942.<br><br>Pro Sdayton Paid 12/29/42 $5.00 | Now, November 2, 1942 upon presentation and consideration of the within petition, the Court fixes the first Monday of December, 1942, 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.<br>(See paper filed) Per Curiam<br>December 7, 1942 Proof of Publication of notice filed.<br>And now, December 7, 1942 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 T. Parkin 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.<br>Per Curiam, O. Clare Kent<br>President Judge<br>(see paper filed) |

# NOVEMBER TERM, 1942

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| Walter J. McClintock<br><br>79 | Petition of Commissioners of Crawford County<br>for<br>approval of private sale to Norris A. Hunt, of 50 acres of land in Steuben Tp., which was assessed to John Hunt Estate, and sold to said Comrs. at Treasurer's sale for unpaid taxes, in 1940.<br>Entered Nov. 2, 1942<br><br>Pro. Clayton Paid 12/29/42 $5.00 | Now, November 2, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of December, 1942, at 9:30 o'clock A.M., or as soon thereafter as the attention of the Court may be had, for hearing on said petition. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford.<br>(See paper filed.) Per Curiam<br>December 7, 1942 Proof of Publication of notice filed.<br>And now, December 7, 1942 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 Norris A. Hunt of R.D. #4, Centerville, 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.<br>Per Curiam, O. Clare Kent<br>President Judge<br>(see paper filed) |

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| Walter J. McClintock<br>80 | Petition of Commissioners of Crawford County for approval of private sale to Roger R. Williamson, of 42 acres of land in Bloomfield Tp, which was assessed to T.R. Williamson, and sold to said Com'rs at Treasurer's sale for unpaid taxes in 1940.<br>Entered Nov. 2, 1942<br>#1<br>Pro Slayton Paid 12/29/42 #5.00 | Now, November 2, 1942 upon presentation and consideration of the within petition, the Court fixes the first Monday of December, 1942, at 9:30 o'clock A.M for hearing on said petition, or as soon thereafter as the attention of the Court may be had. Ten days notice thereof to be given by publication in one newspaper of general circulation published in the County of Crawford.<br>(See paper filed) Per Curiam<br>December 7, 1942 Proof of Publication of notice filed.<br>And now, December 7, 1942 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, Roger R. Williamson of R.D. 3, 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.<br>Per Curiam, O. Clare Kent<br>President Judge<br>(see paper filed) |

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| Walter J. McClintock<br>81 | Petition of Commissioners of Crawford County for approval of private sale to Francis E. Shreve, of 27 acres of land in Bloomfield Tp., which was assessed to Mark Shreve and sold to said Comrs. at Treasurer's sale for unpaid taxes, in 1936.<br>Entered Nov. 2, 1942<br>Pro. Slayton Paid 12/29/42 $5.00 | Now, November 2, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of December, 1942, 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.<br>December 7, 1942 Proof of Publication of notice filed.<br>And now, December 7, 1942 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, Francis E. Shreve of Spartansburg, Penna., R. D. 1 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.<br>Per Curiam, O. Clare Kent<br>President Judge<br>(see paper filed) |

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| Walter J. McClintock<br><br>82 | Petition of Commissioners of Crawford County for approval of private sale to Charles E. Flagg and Dyla A. Flagg, his wife, of 26 acres of land in Athens Township, which was assessed to Lurl Flagg and sold to said Comrs at Treasurer's sale for unpaid taxes, in 1940.<br>Entered Nov. 2, 1942<br><br>Pro Slayton Paid 12/29/42 $5.00 ✓ | Now, November 2, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of December, 1942, 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.<br>December 7, 1942 Proof of Publication of notice filed.<br>And now, December 7, 1942 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 Charles E. Flagg and Dyla L. Flagg of Townville, Crawford County, 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.<br>Per Curiam, O. Clare Kent<br>President Judge<br>(see paper filed) |

# NOVEMBER TERM, 1942

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| Walter J. McClintock<br><br>83 | Petition of Commissioners of Crawford County<br>For<br>approval of private sale to Frederick L. Schwab and Isabelle Schwab, of Lots 1, 2 and 86 of the College Park Allotment in West Mead Tp, which was assessed to Phineas Cease, and sold to said Comrs at Treasurers sale for unpaid taxes in 1940.<br>Entered Nov. 2, 1942<br>Pro. Clayton Paid 12/29/42 $5.00<br>(see paper filed) | Now, November 2, 1942, upon presentation and consideration of the within petition, the Court fixes the first Monday of December, 1942, 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<br>(See paper filed.) Per Curiam.<br>December 7, 1942 Proof of Publication of notice filed.<br>And now, December 7, 1942 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, Fredrick L. Schwab and Isabelle Schwab of 304 Lincoln Avenue, 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.<br>Per Curiam, O. Clare Kent<br>President Judge |

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| Walter J. McClintock<br><br>84 | Petition of Commissioners of Crawford County for approval of private sale to Milton L. Stephens and Mary E. Stephens of a lot in the Borough of Blooming Valley, which was assessed to Wilson and Wait, and sold to said Commissioners, at Treasurers sale for unpaid Taxes, in 1934<br>Entered Nov. 2, 1942<br><br>Pro. Slayton Paid 12/29/42 # 5.00 | Now, November 2, 1942, upon presentation and consideration of the within petition the Court fixes the first Monday of December, 1942, 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<br>(See paper filed.) Per Curiam<br>December 7, 1942 Proof of Publication of notice filed.<br>And now, December 7, 1942 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, Milton L. Stephens and Mary E. Stephens of R.D.1, Meadville, 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.<br>Per Curiam. O. Clare Kent<br>President Judge<br>(see paper filed) |

# NOVEMBER TERM, 1942

Kent & Kent

85

Petition of Marsden A. Drayer for the appointment of a Guardian for Edna Drayer of Hayfield Township as a person of weak mind.
Entered Nov. 2, 1942
Pro. Slayton 12/1/42 Paid $ 5.00
Pro. Pet. 12-1-42, Pd. 2.50

Nov. 2, 1942, Petition presented in open Court and filed.
"D" page 147.

And now, Nov. 2, 1942, upon presentation of the foregoing petition and after due consideration thereof, and upon motion of Kent & Kent, attorneys for petitioner, within named, it is ordered that a hearing on the within application be had before this Court on the 23d day of November, 1942, at 9:30 A.M. and that ten (10) days notice be given to the said Edna Drayer, and also to the minor children of the said Edna Drayer.

And Paul E. Thomas, Esq. is hereby appointed Guardian of said minor children, Vivian Louise Drayer and George Irvin Drayer, for the purpose of receiving on behalf of said minors said notice, and a copy of said petition and this decree, and taking such action in the premises and in their behalf as said Guardian may deem proper.

(See petition filed.) Per Curiam.

Nov. 9, 1942 Paul E. Thomas, Guardian ad litem, accepts service of copy of petition and order.

Nov. 23, 1942, Affidavit of Supt. of Warren State Hospital, and affidavit of service of notice upon respondent, filed.

Decree: And now, November 23, 1942, after hearing, the Court being satisfied that the said Edna Drayer, the person against whom the above proceedings are taken, is not able, owing to weakness of mind, to take care of her property, it is ordered and decreed that the said Edna Drayer is not able, owing to weakness of mind, to take care of her property; and the Court does hereby appoint Robert F. Kent, Guardian to take care of the same; the said Guardian to post bond with one sufficient surety, in the sum of $100.00 before entering his duties.

(See paper filed) Per Curiam.

Dec. 1, 1942. Petition of Guardian for leave to join in conveyance of land in which ward has an interest, filed.

And now, Dec. 1, 1942, upon presentation of the foregoing petition, and after due consideration thereof, Robert F. Kent, Guardian of Edna Drayer, is hereby authorized and directed to join with the said Marsden A. Drayer in the execution and delivery of a warranty deed to David Worley for the premises described in the foregoing petition in accordance with the original agreement between Marsden A. Drayer and Edna Drayer and Florence Worley and David Worley.

(See petition filed.) Per Curiam, C. Clare Kent, P.J.

Dec. 1, 1942, Received from Robert F. Kent, Esq. one hundred ($100.00) Dollars as Guardian's Bond.
Paul E. Slayton,
Prothonotary.

May 21, 1975 Petition for Refund of Bond and Order filed. Now, May 21st, 1975, upon presentation and consideration of the foregoing Petition, the Prothonotary of Crawford County, is now hereby ordered and directed to pay unto Robert F. Kent, the Petitioner, the sum of $100.00, the amount of the said bond originally deposited by the said Guardian with the Prothonotary.
Per Curiam,
F. Joseph Thomas

May 22, 1975 Received $100.00 check in refund
F.C. Kiebort, Jr.
atty for Robert F. Kent.

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| F. L. Kiebort, Jr. 86 | Vada V. Collins vs. Denzil W. Collins Issued Nov. 2, 1942 | Subpoena in Divorce. And now, November 2, 1942, Subpoena awarded, Returnable to first Monday of December, 1942. Per Curiam, O. Clare Kent, P.J. |
| | Jas. T. writ (paid) $ 3.00 | |
| | Shff. King (paid) 1.60 | Subpoena returned: Dec. 7, 1942, Non est inventus, as to the within named respondent. So answers Bert A. King, Sheriff |

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| Raymond L. Miller<br>87 | Dorothy Idell Naylor<br>vs.<br>Thomas Henry Naylor<br>Issued Nov. 2, 1942<br><br>Tax + writ (pd 11/10/42) 3.00<br>Shff King (paid) 1.60 | Subpoena in Divorce.<br>And now, November 2, 1942, Subpoena awarded, returnable to the first Monday of January, 1943.<br>Per Curiam,<br>O. Blare Kent, P.J.<br>Subpoena returned: And now, Jan. 4, 1943, Non est inventus, as to the within marked respondent.<br>So answers Bert A. King, Sheriff. |

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| Stuart A Culbertson<br>88 | Edward J. Harvey<br>vs.<br>Louise Harvey and<br>Caroline Dorr<br>Issued Nov. 4, 1942<br>" "<br>Tax & writ paid 3.00<br>Shff. King (paid) 6.50 | Replevin for one babys crib, one mattress for same; bedcloths for same; babys clothing; one bassinette; of the value of $35.00. Returnable to the first Monday of December, 1942.<br>Nov. 4, 1942. Affidavit of value and Plaintiffs Statement filed.<br>Same day, Bond of plaintiff, with Frank J. Hills as surety, approved and filed.<br>November 13, 1942 Writ returned: — Replevied as within commanded November 4, 1942, at 11:50 o'clock A. M., all of the within described goods and chattels and summoned Louise Harvey, by serving Mrs. Caroline Dorr, she being an adult member of the family, namely, her Mother, and also summoned Caroline Dorr, the within named defendants, by handing to her personally at their residence in Richmond Township, Crawford County, Pa., November 4, 1942, at 11:50 o'clock A. M., 2 true and attested copies of the within writ and making known to her the contents thereof. And goods and chattels so replevied were delivered to the plaintiff.<br>So Answers, Bert A. King, Sheriff. |

# NOVEMBER TERM, 1942

Kent + Kent - 1-31-45. P.D.$8
F. Joseph Thomas
89
Stuart A. Culbertson
12/18/42 P.D.S.

A. E. Loker
vs.
Michael Ciaiola
Issued, Nov. 7, 1942
Tax & writ (paid) 4.42 $2.00
Sheff. King (paid) 9.50
Pro. for Co. 4-10-45 Paid 11.55
atty. 3.00

Summons in Trespass,
Returnable to first Monday of
December next
Nov. 7, 1942, Statement of Claim
filed. 1 Copy certified.
On Winter Trial List, 1943; No. 29
Jany. 14, 1943, continued on application
of defendant, and marked remanet.
Per Curiam.
And now, February 1, 1943, On motion of
Stuart A. Culbertson, attorney for Michael
Ciaiola, the defendant, a Rule is hereby
entered on the plaintiff to show cause
why an affidavit of defense in the above case should not be filed,
denying the allegations more fully set forth in said motion.
Rule returnable sec. reg. All proceedings to stay pending
determination of said Rule. Per Curiam. (See paper filed.)
On Spring Trial List, 1943; No. 7,
Feb. 22, 1943, Continued a/c pending rule to show cause.
Writ returned March 26, 1943:— Per Curiam.
Served the within summons together with copy of
Statement of Claim personally upon Michael Ciaiola at No. 123
Diamond Street, City of Titusville, Crawford County, Penna.,
on Nov. 12, 1942, at 11:00 o'clock A. M., by handing to him a true and
attested copy thereof, and making contents thereof known to him.
So answers Bert A. King, Sheriff
On Argt. List for Feby. Term, 1944; No. 8. - Feby. 29, 1944, argued.
March 29, 1944 Opinion and Order of Court filed:
Now March 29, 1944, the rule granted February 1, 1943, to show
cause why an affidavit of defense should not be filed denying the
allegations set forth in said motion and including a counter claim,
is made absolute, and defendant is ordered to file said affidavit
of defense within fifteen (15) days from this date together with
return of service of same upon plaintiff or his attorney of record.
Cost of this particular part of the proceedings to be paid by
the defendant forthwith. Per Curiam
C. Clare Kent, President Judge.
April 8, 1944, Affidavit of defense and counter claims filed; Service
of copy accepted by plaintiff's attorney.
On Spring Trial List, 1945; No. 12,
Feby. 26, 1945, Continued by agreement of counsel. Per Curiam.

4/10/45, this case
settled + discontinued of
record.
Kent + Kent
attys. for Plaintiff
John D. Kent

4/10/45, received of
Pro. Slogter $16.00 costs
John D. Kent

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| Peters and Prather (See Statement of Claim) 9 | H. L. Sampson | Appeal by Deft from Judgment of Dominick Lemme, Alderman. |
| Herbert A. Mook | vs. | Nov. 19, 1942 Statement of Claim filed. Service of copy accepted by defts. attorney. |
| | C. H. Smith | On Fall Trial List 1943; No. 6. |
| | Entered Nov. 9, 1942 | Oct. 4, 1943, Continued on application of defendant, and marked Remanet |
| | 12/9/42 # ✓ | Per Curiam. |
| | Tax & entry Paid 1.50 | On Winter Trial List, 1944, No. 1, |
| | Costs on Plaintiffs praecipe filed 9.65 | Jany 3, 1944. By agreement of Counsel, case off list pending settlement. |
| | Pro. for C. 1-4-44 Pd. 4.45 | Per Curiam. |
| | Atty 3.00 | |

And Now Jan 4, 1944. This case is hereby Settled and discontinued of Record.

Peters & Prather

Frank P. Prather

Atty for Plaintiff.

And now Jan 4 1944 $3.00 d&t for hearing Received.

Frank P. Prather,

No 129 September TERM, 1942 Continued.

Peters & Brother
&
Stuart A. Culbertson
for Deft. Kiebort.

Charles F. Neal
vs.
Wallace & Kebort &
Stanley Messerall

Record Continued from page 451.

which they have taken, say, January 14, 1943, they find for the plaintiff, Charles F. Neal, an amount of $91.00, to be paid by the defendant, Wallace Kebort, and an amount of $519.83 to be paid by the defendant Stanley Messerall.

K. page 95; M. page 105.

Jany 13, 1943. Plaintiffs points filed.
Jany 13, 1943. Points of defendant Wallace & Kebort filed.
Jany 13, 1943. Compulsory non suit granted as to Paul E. McGuire, additional defendant.

N. page 83 Judgment
Paul D. Clayton, Prothy.

And now, January 15, 1943, on motion of plaintiffs attorneys, a rule is granted upon defendants to show cause why the verdict taken in the above case should not be moulded and amended so as to be a verdict jointly against both of the defendants for the sum of Five hundred ninety Dollars and eighty-three Cents, the amount of damages as liquidated by the jury, and judgment directed to be entered upon such moulded verdict against such moulded and amended verdict accordingly; returnable sec. reg.

Per Curiam,
(See paper filed) O. Blare Kent, P.J.

Same day, Service by copy accepted by Stuart A. Culbertson, Esq. attorney for Wallace & Kebort.

And now, Jan. 16, 1943, upon motion by Deft. Wallace & Kebort, a rule is granted to show cause why judgment should not be entered in favor of Wallace & Kebort, one of the defendants, non obstante veredicto, returnable sec. reg.; and an order is hereby granted upon the Stenographer to have all the evidence taken upon the trial duly certified and filed so as to become part of the whole record. Per Curiam,
(See paper filed) Service accepted by Plffs. attys. O. Blare Kent, P.J.

And now, Jan. 16, 1943, upon motion by deft. Wallace & Kebort, a rule is hereby granted in the above case to show cause why a new trial should not be granted; and the Court Stenographer is hereby ordered and directed to transcribe all the evidence and testimony taken upon the trial of the said case and duly certify and file same so as to become part of the record, and leave is hereby granted to the defendant Wallace & Kebort to file additional reasons for a new trial within thirty days after said testimony has been transcribed and filed.

Per Curiam,
(See paper filed) Service accepted by Plffs attys. O. Blare Kent, P.J.

On Argt. List for Feb. Term, 1943, No. 5. Feb. 22, 1943, Contd on application of deft. Per Curiam.
March 1, 1943. Testimony & Charge of Court filed.
On Argt. List for Feb. Term, 1943, No. 1. May 24, 1943. Argued.

Continued on page 657

# No. 211 September TERM, 1942, Continued

Hunnes & Kiebort

Walter J. McClintock
Marsh, Spaeder, Baur & Marsh,
Erie, Pa.

George W. Gusler and Adelaide Gusler, his wife, John Weidner and Edna Weidner, his wife
vs.
Peter Schwartzentruber and Douglass Spencer

Record Continued from page 533

July 22, 1943. Opinion of Court filed, "rule Rules for a more specific statement of Claim, to extend time for joining additional defendant, and for severance", with these orders:-

In re rule taken by defendants for a more specific statement of claim and not addressed to the court:

Now, July 22, 1943, the said rule not being properly before the Court, the same is dismissed without consideration of the particulars therein set forth. Exception is hereby noted and sealed for defendants.

Per Curiam.

In re Petition and Rule for severance of actions:

2 Now, July 22, 1943, the rule to show cause entered February 22, 1943, is made absolute, the petition of defendants is sustained and the action of Edna Weidner is severed from that of the remaining plaintiffs. Exception is hereby noted and sealed for plaintiff, Edna Weidner.

Per Curiam.

In re motion and rule to extend time for joining additional defendant:

3 Now, July 22, 1943, the rule to show cause entered February 22, 1943, is made absolute, the motion is allowed, and the time for joining Edna Weidner, as additional defendant is hereby extended for a period of thirty (30) days from the date of this order.

Per Curiam.

Aug. 20, 1943 Writ issued to join Edna Weidner as additional defendant in this case.

Now, Aug. 20, 1943 Hunnes & Kiebort, Esqs. accept service of the writ to join additional deft. for George W. Gusler and Adelaide Gusler, his wife, and John Weidner, plaintiffs (See paper filed)

Aug. 20, 1943, Complaint against Edna Weidner, additional deft, filed.

And now, Sept. 4, 1943 F. Joseph Thomas, Esq., appears for Edna Weidner, the additional Deft. in this case. (See paper filed)

Writ of Aug. 20, 1943 returned: Served the within Writ to Join Additional Defendant, Copy of Complaint and copy of plaintiffs' Statement of Claim, personally, upon Edna Weidner, additional defendant, on Aug. 24, 1943, at 4:45 o'clock P.M., in the borough of Spartansburg, Pa., by handing to her a true and certified copy of Writ to Join Additional Defendant, Copy of Complaint and Copy of plaintiffs Statement of Claim, and making contents of same known to her. So answers,

Harry B. Smith, Deputy Sheriff.
Bert A. King, Sheriff.

On Winter Trial List, 1944; Nos. 23 & 24.

Jany 3, 1943 (Both issues) Continued on application of Plaintiff, with no opposition.

Per Curiam

On Spring Trial List, 1944; Nos. 18 & 19.

March 10, 1944, Reported as settled. Per Curiam

February TERM, 1942

Herbert A. Mook
X
Stuart A. Culbertson

Frances Spotzer
vs
Charles Mott

Record of No. 165 February Term, 1942,
Continued from page 159

List of personal property in Verdict, Continued:

Living room suit
Washing machine
Dining Room table and chairs (we refer to table and chairs the defendant owned prior to his second marriage, now in dining room)
One pair of pillows (the newest pair)
All quilts and blankets, with exception of two pieced quilts brought to the defendants home by the plaintiffs mother.
All linens, including table linen sheets and pillow cases.
Two good rugs and two carpet rugs.
All dishes with the exception of an old set with flag design thereon and odd pieces with initials of plaintiffs own father, mother or herself.
All rocking chairs.
All curtains, shades and draperies.
One brass stand.
One library table.
One high chair.
All small rugs.
One electric iron
Lamp fixtures.
All kitchen utensils, with exception of two iron skillits
Mixing board.
All pictures, with exception of plaintiffs family pictures.
Two wash tubs
Wash boiler
250 fruit cans (his choice)
Two dressers (his choice)
One vacuum cleaner.

"Or" page 111.

And now, March 6, 1943, on motion of plaintiff by attorney in open Court, a rule is hereby granted upon the defendant, Charles Mott, to show cause why a new trial should not be granted in the above entitled case, and the Stenographer is authorized and directed to transcribe the notes of testimony, and file the same, with the right to the plaintiff to file additional reasons within ten days after having received notice of the filing of the testimony. (See paper filed.) Per Curiam

J. E. Boccard

In the matter of the appointment of a guardian for Alice Bechtol, a person of weak mind
Entered Sept. 17, 1942

Record Continued from Page 564 Of No. 4 November Term, 19

Order:- And now July 6, 1948, upon presentation of the foregoing petition and due consideration thereof the fee to be paid to J. E. Boccard, Attorney, for the services mentioned in the foregoing petition is fixed at the sum of $100.00, and the expenditures of the Guardian in the sum of $461.70 for burial expenses etc., as mentioned therein is hereby approved, and the said Guardian is hereby authorized to pay the other bills and expenses itemized in said petition, other than the bill for services rendered by the Commonwealth of Penna., and after paying the other expenses of preparing and filing the final account of said Guardian, to award the remainder of the money in the hands of the Guardian, less the commissions due the Guardian, to the Commonwealth of Pennsylvania, to apply on its claim above mentioned.

Per Curiam, Herbert A. Mook P. J.

Oct. 28, 1949, First and Final Account of Guardian filed showing no balance due the estate. Same day advertisement of notice of filing account sent to The Tribune Publishing Company stating that said account will be confirmed nisi on the third day of November next, and if no exceptions are filed within ten days of nisi confirmation said account will be confirmed absolutely.

Nov. 14, 1949 Proof of Publications filed

Now, Dec. 2, 1949, No exceptions having been filed to the above account the same is hereby confirmed absolutely.

Paul D. Slaytor,
Prothonotary

No. 179 September TERM, 1942, Continued.

Stuart A. Culbertson
Max B. Maloney

Rachel I. Miller and Rachel I. Miller, Trustee ad litem for Alfred R. Miller, Junior, Duane Miller, Melvin Eugene Miller, Leon Miller, minor children of John I. Miller, decd, and Rachel I. Miller,

vs.

H Bruce Patterson and Bernice Patterson.

Hynes & Kiebort

Record continued from page 501

and Bernice Patterson, are released from any and all further liability to the said Rachel I. Miller, and Rachel I. Miller, Trustee ad litem for Alfred R. Miller, Junior, Duane Miller, Melvin Eugene Miller and Leon Miller, for the damages arising out of the accident described in said petition.

The agreement for payment of counsel fees is hereby approved, and it is ordered and decreed that out of the sum of $1680 compromise settlement, the following bills shall be paid to the various parties, as follows:-

W E Byham $80.00; Dr. L. E. Mullin $21.00; City Hospital, Meadville, Pa. $47.85, of the balance remaining after payment of counsel fees.

It further appearing to the Court that the amount going to each minor is under $500.00, It is ordered and decreed that the sum of $188.52, shall be paid for each minor to Rachel I. Miller, mother and natural guardian of the minor children as well as the sum of $377.05 being paid to the said Rachel I. Miller, being her share or one third of the net amount left after payment of attorney fees and expenses. It is directed that the payment for each minor shall be made to Rachel I. Miller, without the entry of security on her part.

(See petition filed)

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

And now May 6, 1943 this case is hereby settled and discontinued by virtue of an order of court entered May 3, 1943 as hereinabove recited.

Stuart A Culbertson
Max B Maloney
Attorneys in Pltff

No. 133 February TERM, 1942, Continued.

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| Kent & Kent<br>Stuart & Culbertson | Raymond W. Foley<br>vs.<br>Florence Andress | Record Continued from page 127.<br><br>May 25, 1943 By agreement of Counsel, the rules entered March 24, 1943, are both discharged.<br><br>Per Curiam<br><br>And now, July 27, 1943, on payment of the jury fee judgment is hereby entered on the verdict in favor of the plaintiff and against the defendant in the sum of three hundred sixty-seven & 72/100 Dollars, with costs of suit.<br><br>Debt $367.72<br>Interest from March 2, 1943.<br>Judgment<br>Paul D. Slayton,<br>Prothonotary.<br><br>"A" page 95<br>July 27, 1943, Certificate of judgment mailed to Dept. of Revenue, Harrisburg, Pa.<br>Fi. Fa. No. 35 Sept. Term, 1943 |

Sept. 22, 1943, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to ~~satisfy~~ cancel the same record.

Robert F. Kent

Witness: Paul D. Slayton

Peters & Grather
x
Stuart A. Culbertson
for Deft. Kebort.

Charles F. Neal
vs.
Wallace E. Kiebort &
Stanley Messerall

Record Continued from page 451

July 6, 1943 Opinion of Court filed, sur motion to mould verdict, sur motion for judgment n.o.v., and for a new trial.

Orders.

(1) Now, July 6, 1943, Plaintiffs motion to mould and amend the verdict is sustained, the rule to show cause entered thereon January 15, 1943, is made absolute, and the verdict is amend to read as follows:

We, the jurors empaled in the above entitled case, find for the plaintiff, Charles F. Neal, and against the defendants, Wallace E. Kebort and Stanley Messerall, for Five Hundred Ninety Dollars and Eighty-three cents ($590.83), with interest from January 14, 1943, and costs of suit; and the Prothonotary is directed to enter judgment in accordance with such amended verdict. Exception noted and sealed for defendant Wallace E. Kebort. Per Curiam.

Now, July 6, 1943, Defendants motions for entry of judgment non obstante veredicto and for the granting of a new trial are both dismissed, the rules to show cause granted thereon are discharged and a new trial refused. Exception noted and sealed for defendant Wallace E. Kebort.

Per Curiam
O. Blare Kent, P.J.

(See opinion filed.)

And now, Aug. 10, 1943, upon payment of the jury fee judgment is hereby entered on the amended verdict.

Debt $590.83
Interest from Jan. 14, 1943
Judgment
Paul D. Slaytor
Prothonotary

K. page 95; M. page 105.

Aug 10 1943, 19 43, Received satisfaction in full of the above judgment, Debt, Interest and Costs, and hereby authorized the Prothonotary to satisfy the same record.
Frank D. Prather atty for Plaintiff

Witness:

| | | |
|---|---|---|
| George L. Magee, Jr. | Richard Hanna | Record Continued from page 589 |
| × | vs. | |
| Ross S. Carey | Dorothea Hanna | July 5, 1943, Petition of respondent to open decree, &c., presented in open Court and filed. |

And now, July 5, 1943, on motion of respondents atty, the Court grants a rule on libellant to show cause why the decree should not be opened and respondent let into a defense. Returnable sec. leg., see reg.

(See paper filed.) Per Curiam.

Sheriff's return: I served the within Petition to Open Decree personally upon Richard Hanna, on July 10, 1943, at 11:00 o'clock A.M., at his residence No. 777 Morgan Street, City of Meadville, Crawford County, Penna, by handing to him a copy of the within petition to open decree, and making contents of same known to him. So answers Bert A. King, Sheriff.

(Jurat appended.) (See paper filed.)

July 19, 1943 Answer of Libellant to petition to open decree, filed. Service of copy accepted by Atty for respondent.

No. 42 November TERM, 1942, Continued.

J. A. Bolard

J. Joseph Thomas

Stanley A. Right, and Georgidna H. Right, his wife, also Anna L. Racop
Petitioners,
vs.
Peter Racop
Mary Racop Tucker,
Oren Racop,
Mrs. Ora R. Smith
Nellie Glazier
Edna Decker
Hazel Lee
Opal Upham Kort +
William, Upham.

Record Continued from page 602

July 6, 1943. Proof of service by registered mail upon Nellie Glazier, Edna Decker, Hazel Lee, Opal Upham Kort and William, Upham, non-resident respondents, filed.

July 6, 1943. Proof of service upon Peter Racop, Mary Racop Tucker and Oren Racop of the resident respondents, filed

July 6, 1943, Acceptance of service by Attys. for plaintiffs filed.

On Argt. List for Sept. Term, 1943, No. 7

Sept. 28, 1943, Argued.

Now, January 28, 1944, the rule to show cause why a declaratory judgment as prayed for should not be granted, entered October 12, 1942, is discharged and the petition therefor dismissed at the cost of petitioners. Exception noted and sealed for plaintiffs.

Per Curiam,
Oblare Kent,
President Judge

(See opinion of Court filed.)

# No 112 May TERM, 1942, Continued

Herbert A. Mook
Kent & Kent
vs
Peters & Prather

Arthur N. Wasson
vs
Minnie Wasson

(Costs contd from page 275)
Appeal to S.C. (paid) 7-22-43 Paid 3.00
Docketentries for printer 2.75

Record Continued from page 704

July 14, 1943, Certiorari on appeal by respondent to the Superior Court filed, being numbered in said Court 63 of April Term, 1944, returnable the second Monday of April, 1944.

August 2, 1943, Petition for Appeal Costs, Counsel Fees on Appeal and Alimony Pendente Lite filed. Service by copy accepted by Attorney for Libellant.

Order:- Now August 2, 1943, upon presentation of the foregoing petition and due consideration thereof, a rule is hereby granted upon the Libellant to show cause, if any he has why he should not be required to pay Alimony Pendente Lite and Counsel Fees and costs and expenses, according to the prayer of said petition. Returnable Sec. Leg. Sec. Reg.

Per Curiam
O. Clare Kent, P.J.

August 10, 1943, Libellants answer to petition for additional counsel fees and alimony pendente lite, filed.

On Argt. List for Sept. Term, 1943, No. 10. Sept. 29, 1943, Argued.

Sept. 25, 1943, Testimony on rule for alimony pendente lite and counsel fees taken August 24, 1943, filed.

Nov. 12, 1943, Opinion of Court sur petition for appeal costs, counsel fees on appeal, and alimony pendente lite filed.

Order: November 12, 1943, respondents petition for Alimony Pendente Lite, Counsel Fees and Costs is dismissed and the rule to show cause granted thereon, August 2, 1943, is discharged without prejudice. Exception noted and sealed for respondent.

Per Curiam,
O. Clare Kent,
President Judge.

(See opinion filed)

March 22, 1944, Certificate of discontinuance in Superior Court filed.

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|---|---|---|
| F. Joseph Thomas | David R. Hunter<br>vs.<br>Ruth L. Hunter<br>Issued November 24, 1941 | Record Continued from Page 28 |

from the nuptial ties and bonds of matrimony heretofore contracted between him the said David R. Hunter the libellant, and the said Ruth L. 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. This decree is entered in accordance with direction of the Superior Court of Pennsylvania contained in its remittitur filed in the above stated case July 29, 1943, which is as follows: "The decree is reversed and the record is remitted to the Court below with direction to enter a decree of absolute divorce, Kenworthy, J."

Per Curiam,
O. Clare Kent
President Judge

Pennsylvania, for a vacation period beginning May 27, and ending on September 6, providing this meets with the approval of the institution and is in accordance with its regulations.

The said Audrey Hunt is to be returned to Polk State School on September 6, 1961

Per Curiam,
Herbert A. Mook
President Judge.

May 14, 1962 Order filed. Mook, P.J. And Now, May 14, 1962, after due consideration, it is ordered that Audrey Hunt be permitted to return to her mother, Mrs. Eva Hunt, R.D. 2 Centerville, Pennsylvania, for a vacation period beginning May 26, 1962 and ending on September 5, 1962, providing this meets with the approval of the institution and is in accordance with its regulations. The said Audrey Hunt is to be returned to Polk State School not later than September 5, 1962.

Per Curiam,
Herbert A. Mook
President Judge.

May 7, 1963 Order filed. Mook, P.J. And Now, May 7, 1963 after due consideration, it is ordered that Audrey Hunt be permitted to return to her mother, Mrs. Eva Hunt, R.D.2. Centerville, Pennsylvania for a vacation period beginning May 25, 1963 and ending September 4, 1963, providing this meets with the approval of the institution and is in accordance with its regulations. The said Audrey Hunt is to be returned to Polk State School not later than September 4, 1963.

Per Curiam,
Herbert A. Mook
President Judge.

October 1, 1963 Order filed. Mook P.J. And Now, October 1, 1963 after further consideration, it is ordered that the said Audrey Hunt, be released from the Polk State School, Polk Pennsylvania, and given into the care and custody of the Crawford County Home.

Per Curiam
Herbert A. Mook
President Judge.

In the Matter of Audrey Hunt, mentally defective.

Record Continued from Page 144 of No 150 February Term 1942.

June 7, 1957 Order filed: Mook P.J. And now June 3, 1957 after due consideration, it is ordered that Audrey Hunt be permitted to return to her mother, Mrs. Eva Hunt. R. D #2 Centreville Pennsylvania for a vacation period of two months starting July 1, 1957 and ending September 1, 1957 providing this meets with the approval of the Institution and is in accordance with its regulations. The said Audrey Hunt is to be returned to Polk State School on September 1, 1957.

Per Curiam
Herbert A. Mook
President Judge.

June 11, 1958 Order filed: Mook, P.J.
And now, June 9, 1958 after due consideration, it is ordered that Audrey Hunt be permitted to return to her mother, Mrs. Eva Hunt R.D #2. Centreville, Pennsylvania, for a vacation period beginning June 20, 1958 and ending September 2, 1958, providing this meets with the approval of the Institution and is in accordance with its regulations. The said Audrey Hunt is to be returned to Polk State School on September 2, 1958.

Per Curiam,
Herbert A. Mook,
President Judge.

May 18, 1959 Order filed. Mook P.J. And now, May 18, 1959 after due consideration, it is ordered that Audrey Hunt be permitted to return to her mother Mrs. Eva Hunt, R.D #2 Centreville, Pennsylvania, for a vacation period beginning on May 29, 1959 and ending on September 7, 1959 providing this meets with the approval of the Institution and is in accordance with its regulations. The said Audrey Hunt is to be returned to Polk State School on September 7, 1959

Per Curiam,
Herbert A Mook.
President Judge.

May 24, 1960 Order filed: Mook P.J., And now May 24, 1960, after due consideration, it is ordered that Audrey Hunt be permitted to return to her mother, Mrs. Eva Hunt, R. D. 2. Centreville, Pennsylvania for a vacation period, beginning May 29, 1960 and ending on September 7, 1960 providing this meets with the approval of the Institution and is in accordance with its regulations. The said Audrey Hunt is to be returned to Polk State School on September 7, 1960.

Per Curiam,
Herbert A Mook, President Judge.

May 18, 1961 Order filed: Mook, P.J. And now, May 18, 1961, after due consideration, it is ordered that Audrey Hunt be permitted to return to her mother, Mrs. Eva A. Hunt, 930 North Center Street, Corry

Continued on Page 662

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|---|---|---|
| Donald C. Thompson | Petition of Emma Wagner for the appointment of a guardian. for Daisy B. Pressler as a person of weak mind | Continued from Page 104 Of Record No. 110 February Term, 1942. October 8, 1962 Petition To Authorize Change of Name of Guardian and Order filed. Order:- And Now, October 8, 1962, upon presentation of the foregoing petition, and the Court being satisfied that the Crawford County Trust Company and the Oil City National Bank merged to form the Northwest Pennsylvania Bank and Trust Company effective April 30, 1962, it is hereby decreed that the Northwest Pennsylvania Bank and Trust Company is the legal guardian of Daisy B. Pressler at number 110 February Term, 1942, in the Court of Common Pleas of Crawford County and the said bank is hereby authorized to continue acting as guardian of Daisy B. Pressler in the name of the Northwest Pennsylvania Bank and Trust Company, and further the Prothonotary is hereby directed to issue an appropriate certificate showing the Northwest Pennsylvania Bank and Trust Company to be the duly appointed guardian of Daisy B. Pressler at the above term and number. Per Curiam, Herbert A. Mook President Judge. October 8, 1962 Petition of Guardian To Sell Real Estate and Order filed. Order:- And now, October 8, 1962, upon presentation of the foregoing petition in open Court and it appearing that there were no objections to said sale, it is hereby ordered that the Northwest Pennsylvania Bank and Trust Company, Guardian of Daisy B. Pressler, at No. 110 February Term, 1942, in the Court of Common Pleas of Crawford County, Pennsylvania, is hereby authorized to make, execute and deliver an appropriate deed for the conveying of the real estate situate in the Second Ward of the City of Meadville, Pennsylvania, now standing in the name of Daisy B. Pressler, unto James N. Hocke for the sum of Six Thousand Seven Hundred Fifty Dollars, ($6,750.00) and after deducting expenses of transfer taxes and legal fees is directed to apply the balance to the account of the said Daisy B. Pressler. Per Curiam Herbert A. Mook President Judge. |

In the Matter of the Estate of Graff G. Micholas, a person of weak mind.

Record continued from Page 703 of No. 66 February Term, 1942.

July 19, 1955, Fourth and Final account filed showing balance due the estate of One thousand eight hundred eighty-three & 39/100 Dollars ($1883.39) Same day advertisement of Notice of Filing account sent to The Connellsville Courier, Connellsville, Pa., stating that said account will be confirmed nisi on the third Monday of August next, and if no exceptions are filed within ten days of nisi confirmation said account will be confirmed absolutely.

Sept. 6, 1955, Proof of Publication filed.

And now, Sept. 6, 1955, no exceptions having been filed to the above account, the same is hereby confirmed absolutely.

Paul D. Blanton,
Prothonotary.

September 6, 1955 Petition for Discharge, Receipt, Release and Consent To Discharge filed.

Order: And Now, September 6, 1955 upon presentation of the foregoing petition and consideration thereof, it is hereby ordered and decreed that Thomas L. Collins Guardian of the Estate of Graff G. Micholas, be discharged from his office as guardian and he and his surety are released from future liability on the bond given by them on his appointment.

Per Curiam,
Herbert A. Mook.
President Judge

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|---|---|---|
| Thomas E. Doyle<br>F. Joseph Thomas<br>Kenneth N. Rice<br>X<br>Herbert A. Mook<br>Paul E. Allen | Elsie Bjornstad and<br>General Exchange Insurance<br>Corporation, a Corporation<br>vs.<br>Karl O. Grossman | Record Continued from Page 326<br>of<br>No. 4 September Term, 1942.<br>Oct. 4, 1948, This case to be tried before visiting judge. Mark it Remanet.<br>Per Cur |

On Winter Trial List, 1948, No. 3

On Spring Trial List, 1949, No. 2.

On Fall Trial List, 1949, No. 1

Oct. 3, 1949, Voluntary non-suit to be taken. Per Cur

Oct. 18, 1949, No voluntary non-suit having been entered this case is continued and marked remanet.

Per Cur.

Mook, P.J.

On Winter Trial List, 1950, No. 1

Jan. 3, 1950, Appearance of Paul E. Allen, Esq., for defendant filed.

Jan. 3, 1950, Jury selected and sworn. No testimony offered on part of plaintiffs.

Jan. 3, 1950, Motion for Judgment of non-suit filed.

Order: And now January 3, 1950, the motion is allowed and a compulsory non-suit is entered.

Per Curiam,

Herbert A. Mook, P.J.

And now, January 17, 1950, pursuant to the foregoing judgment of non-suit is hereby entered against the plaintiffs.

Judgment of Non-suit

Paul B. Blayton,

Prothonotary

J. E. Bossard
X

Evelyn Louise Mushrush, by her mother and next friend, Ola G. Woodell
vs.
Robert Charles Mushrush

Record continued from Page 485

Decree

And now, to-wit: March 6, A. D. 1946, 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 Evelyn Louise Mushrush, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Evelyn Louise Mushrush, the libellant, and the said Robert Charles Mushrush, 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

Herbert A. MooK
X
Kent + Kent
Peters + Prather

getdins T. Singleton
Vs.
Ida Mae Singleton
Issued Aug. 6, 1942

Record Continued from Page 472

January 23, 1946, Answer to Bill of Particulars filed. Service by copy accepted by Herbert A. MooK, Atty. for Libellant.

Feby. 4, 1946, Motion for Reappointment of a Master filed;

Order; And now, February 4, 1946 ~~Paul E. Thomas~~ Thomas, Esq., is hereby appointed Master to take testimony in the above entitled case and make report thereof to this Court;

Per Curiam,

I, J. Floyd Van Winkle, Sheriff, do hereby certify and make my return that I served the within Motion for Leave to Amend Libel, personally, upon Ida Mae Singleton, on January 19, 1946 at 11:00 o'clock A.M., at No. 1170 Water Street, City of Meadville, Crawford County, Pa., by handing to her a true and certified copy of the Motion for Leave to Amend Libel and making contents of same known to her. So answers

J. Floyd Van Winkle, Sheriff.

June 3, 1946, Petition to fix Masters Fee filed;

Order; And now, June 3, 1946, Master's fees in the above action are hereby fixed at the sum of Seventy-five ($75.00) Dollars and the Libellant is directed to deposit the same with the Prothonotary prior to the filing of the Master's report.

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

June 4, 1946 Notice of Masters Hearing filed.

June 4, 1946 Testimony of hearing before Master, together with exhibits, filed.

September 26, 1946, Amended Bill of Particulars filed.

Service by copy accepted by Kent + Kent, Attorneys for Respondent.

Mar. 19, 1947, Testimony of Ida Mae Singleton on December 17, 1946, filed.

Mar. 19, 1947, Testimony of Wm. Childs on October 22, 1946, filed.

May 5, 1947, Motion for Additional Master Fees Filed.

Order:— And now, May 5, 1947, upon consideration of the foregoing, the Court orders the payment of $50.00 as additional master fees in the above stated case, said master fees to be paid unto the Prothonotary prior to the filing of the master's report. Per Curiam,
O. Clare Kent, P.J.

May 5, 1947, Petition for Additional Counsel Fees Filed.

Order:— Now, May 5, 1947, upon presentation and consideration of the foregoing petition additional attorney fees in the amount of $75.00 is hereby fixed to be paid to Frank D. Prather and John S. Kent in addition to the attorney fees heretofore paid by the respondent libellant in this case. All proceedings to stay until this order is complied with.

Per Curiam, O. Clare Kent, President Judge.

—Continued in margin—

March 23 1948 Rec'd additional attorneys fees ~~Peters + Prather~~ Kent + Kent

April 14, 1948, Master's Report filed.

Service by copy accepted by Attorney for Libellant and Attorneys for Respondent.

April 26, 1948, Notice of Filing Report filed.

Service accepted by Kenneth W. Rice, Attorney for Libellant.

April 30, 1948, Exceptions to Master's Report filed.

Service of a copy accepted by Peters + Prather and John S. Kent, Attorney for Respondent.

On Arg. List for May Term, 1948 No. 9.

This case to be heard by a visiting judge as the present judge of this judicial district was formerly counsel for libellant. Per Curiam,

November 2, 1948, Opinion and Order filed.

Continued on next page (676)

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|---|---|---|
| Herbert A. Mook<br>X<br>Kent & Kent<br>Peters & Prather | Getdina T. Singleton<br>vs.<br>Ida Mae Singleton<br>Issued Aug. 6, 1942 | Record Continued from Page 675<br>Of No. 150 Sept. Term, 1942<br><br>Order<br><br>And Now, to-wit: this 2nd day of November 1948, it is hereby ordered, adjudged and decreed that the action for divorce brought by Getdina T. Singleton against Ida Mae Singleton be and the same is hereby dismissed with costs placed upon the libellant.<br><br>Allison O. Wade<br>President Judge of the 37th Judicial District, Specially Presiding |

# No. 178 September TERM, 1942 - Continued

J. Perry Eckels
J. A. Bolard
X
Stuart A. Culbertson

N. J. Ochs
vs.
Raymond Reynolds

Record continued from Page 500
Of
No. 178 September Term, 1942.

"Judgment is reversed, and a new trial granted.

On Fall Trial List, 1944, No. 13.

Sept. 25, 1944, Petition for rule to show cause why affidavit of defense should not be amended filed;

Order; And now, September 25, 1944, upon consideration of the foregoing petition and on motion of Stuart A. Culbertson, attorney for the petitioner, a rule is hereby granted on the plaintiff above named, to show cause why the defendant in the above entitled matter, should not be entitled to amend his affidavit of Defense by striking out paragraph 3 of the said original affidavit of Defense and substituting therefore the following:

Paragraph 3 of the Plaintiffs' Statement of Claim is denied and the defendant demands strict proof thereof. In further answer thereto the defendant admits that the plaintiff did from August 15, 1941 to and including August 26, 1941 at the request of the defendant, sell and deliver to the defendant 8989 feet of lumber in partial accordance with Exhibit "A" attached to the Plaintiffs' Statement of Claim, but denies that he received from the plaintiff any additional lumber other than the said 8989 feet and that the defendant paid for all of said lumber up to and including August 26, 1941 and on said date, namely August 26, 1941 delivered to the plaintiff a check for $305.00 in full payment for all of said 8989 feet of lumber delivered to him, said check marked "in full for lumber to date," and denies that any part of the amount of said 8989 feet of lumber remains unpaid.

In further answer thereto defendant denies that the plaintiff delivered 13053 feet of lumber as alleged by him in his Statement of Claim and Exhibit "A" attached thereto, and further avers that the plaintiff had included the charge for 4065 feet of lumber in said Statement of Claim and Exhibit "A" attached thereto, which defendant never received from the said plaintiff on August 15, 20, 26, 1941 or any other date, and denies that the defendant is indebted to the plaintiff for the 4065 feet as alleged in said Statement of Claim and Exhibit "A" attached thereto, and demands proof thereof."

Returnable sec. reg. all proceedings to stay meanwhile.

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

Sept. 25, 1944 Continued by reason Rule to amend affidavit of defense this day granted.

Per Curiam.

On Argt. for May Term, 1945, No. 5.

(See Margin)

May 28, 1945 Rule to amend affidavit of defense is made absolute, Per Curiam.

On Fall Trial List, 1945, No. 18.

Oct. 1, 1945 Continued by agreement of counsel, Per Curiam.

No. 13 September TERM, 1942 Continued

| | | |
|---|---|---|
| Francis F. McClintock<br>Alwin L. Beach<br>X<br>X | Rexford A. Danner, Executor of O. H. Danner, deceased, and Myrna Danner<br>VS.<br>George G. Stager and Evelyn Stager | Record Continued from Page 335<br>October 19, 1944, Writing filed wherein Plaintiff releases from the lien of this judgment the following described property to-wit:- All those certain lots or pieces of ground situated in Bloomfield Tp. Crawford Co. Pa. being known and described as Lot No. 14 to 51 (fourteen to fifty-one) both included and plot D. also a plot laying north east of Lake View Drive, the plan of lots laid out by Oliver A. Porter and Rachel A. Porter his wife known as Gold Spring Park situated on the northeast side of Canadohta Lake said Plan of Lots being recorded in the Recorders Office of Crawford Co. Pa. recorded in Plan Book Vol 2 page 75.<br>October 17, 1944, Writing filed wherein Plaintiff releases from the lien of this judgment the following described property to-wit: All those certain lots or pieces of ground situated in Bloomfield Township Crawford County Pennsylvania being known and described as Lots No. 44 and 45 in a plan of Lots laid out by Oliver A. Porter and Rachel A. Porter his wife known as Gold Spring Park situated on the north side of Canadohta Lake said plan of lots being recorded in the Recorders Office of Crawford County Pennsylvania in Plan Book Vol. 2 page 75 and a portion of a driveway between eastwardly line of lot No. 45 and the westerly boundary line of property of Elmer O. Ottoway.<br>May 20, 1947, Sci. Fa. to No. 14 Sept. Term, 1947.<br>May 27, 1947, Am. Sci. Fa. to No. 14 Sept. Term, 1947. |

Peters + Prather

In the Matter of the Townville State Bank of Townville, Pa., now in the Lands of F. D. Kingsley Liquidating Trustee Entered Oct. 21, 1942

Record Continued from Page 617.

| | |
|---|---|
| Willis L. Arnold, Adm. of Lillian L. Squire, deceased, five (5) shares | #605.00 |
| William O. Boss + Mabelle Gorliss Boss, ten (10) shares | #1,210.00 |
| Frank Flint, ten (10) shares | 1,210.00 |
| C. A. Gundaker, ten (10) shares | 1,210.00 |
| Fred Gundaker, ten (10) shares | 1,210.00 |
| Charles E. Gillett, (5) five shares | 605.00 |
| C. F. Hopkins, ten (10) shares | 1,210.00 |
| G. H. Ingraham, ten (10) shares | 1,210.00 |
| W. R. Ingraham Est. + D. R. Ingraham, Adm. ten (10) shares | 1,210.00 |
| C. C. Johnston, ten (10) shares | 1,210.00 |
| F. D. Kingsley, thirteen (13) shares | 1,573.00 |
| Frank T. Lamb, Est. + Eva Lamb, Adm., ten (10) shares | 1,210.00 |
| W. H. Quay, M. D., two (2) shares | 242.00 |
| O. H. Stanford, ten (10) shares | 1,210.00 |
| W. V. Terrill, five (5) shares | 605.00 |
| Park E. Wood, Est., fifteen (15) shares | 1,815.00 |
| C. W. Yingling, five (5) shares | 605.00 |
| Mrs. Gertrude Childs, five (5) shares | 605.00 |
| D. R. Ingraham, five (5) shares | 605.00 |
| J. E. Rondebush, five (5) shares | 605.00 |
| Mrs. Kathleen M. Kingsley, ten (10) shares | 1,210.00 |
| Leon D. Kingsley, five (5) shares | 605.00 |
| J. R. Carpenter + Emma A. Carpenter, five (5) shares | 605.00 |
| Ida M. Hawthorne, three and one third (3 1/3) shares | 403.33 |
| Maude E. Hawthorne, three and one third (3 1/3) shares | 403.33 |
| A. D. Hawthorne, three and one third (3 1/3) shares | 403.34 |
| Harriet A. Gorliss, five (5) shares | 605.00 |
| Joseph W. Mason, five (5) shares | 605.00 |
| C. P. Gillette, five (5) shares | 605.00 |
| Anna A. Gorliss, five (5) shares | 605.00 |
| Karl W. Yingling + Donna A. Yingling, five (5) shares | 605.00 |
| Ray M. Wood Est. + Mabel S. Wood Adm. ten (10) shares | 1,210.00 |
| Carlos R. Boss + Mrs. Helen E. Boss, fifteen (15) shares | 1,815.00 |
| L. L. Childs + Donald Childs, five (5) shares | 605.00 |
| Total Distribution | #30,250.00 |

Oct. 25, 1943 Petition of F. D. Kingsley, Trustee for discharge with proof of publication of notice of same attached presented to Hon. O. Clare Kent, P. J. and filed.

Decree:- And now, October 25, 1943, upon presentation of the within petition and upon due consideration thereof F. D. Kingsley is hereby discharged as Liquidating Trustee for the Townville State Bank of Townville, Pennsylvania, and he and his sureties are hereby released from all future liability on the Bond given by them in connection with said Trust Estate.

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

(See paper filed)

The above and foregoing Decree of Distribution shall become final and absolute if exceptions are not taken within ten days.

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

Final Confirmation

September 22, 1943, no exceptions having been filed to the foregoing Decree of Distribution, said order and decree hereby become final and absolute. Per Curiam

O. Clare Kent, P. J.

— Continued on margin —

F. Joseph Thomas

Emory F. Sortolo
VS.
Ruth K. Sortolo
Issued Sept. 8, 1942

Record Continued from Page 543

Now June 5, 1943, after due consideration a divorce is decreed as prayed for.

Per Curiam

O. Clare Kent P.J.

Decree

And now, to-wit: June 5, 1943 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 Emory F. Sortolo, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Emory F. Sortolo, the libellant, and the said Ruth K. Sortolo, 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.

Herbert A. Mook

Archie Vincent Hamner
VS.
Mildred Mary Hamner, and Joseph Mandle, her guardian.

Record Continued from Page 597.

Now Feby. 27, 1943, It appearing that the respondent, Mildred Mary Hamner, is an inmate of the Warren State Hospital with scant probability of ever being released therefrom, and that some provision should be made for her maintenance and there being no evidence as to Libellant's ability before the Court, we are of the opinion that the case should be referred back to the Master to take additional testimony and make further report thereon, accordingly it is so ordered.

Per Curiam O. Clare Kent P.J.

April 6, 1943 Masters Supplementary Report filed; On Argt. List for May Term, 1943, No. 32.

Now June 3, 1943, after due consideration a divorce is decreed as prayed for and it appearing that the respondent, Mildred Mary Hamner, is an inmate of the Warren State Hospital believed to be hopelessly insane, it is hereby ordered and decreed that the libellant, Archie Vincent Hamner, pay to said respondent or her guardian, the sum of Twenty-five ($25.) Dollars per month, as alimony for the support of said insane wife, during the period of her insanity and to give bond in the sum of Four hundred ($400.) Dollars, with one sufficient surety for compliance with this order and upon failure so to do the decree of divorce herein granted and allowed will ipso facta become null and void and of none effect and the libel will be dismissed.

Per Curiam, O. Clare Kent P.J.

July 6, 1943 Bond of libellant dated July 6, 1943, in the penal sum of $400.00, conditioned for compliance with the order and decree of June 3, 1943, filed.

July 21, 1943, Received $400.00 Cash Bond in this case).

Paul D. Slayton
Prothonotary,

July 22, 1943 Bond of Libellant, to Com. of Penna, for use of respondent, in penal sum of $400.00, dated July 16, 1943, approved by the Court and filed.

June 6, 1979 Motion for Released Money in the Court Account and order filed: And now, June 6, 1979 Granted

P. Richard Glomer

June 6, 1979 Copy mailed to Dana Tabb, Esq

Decree

And now, to-wit: June 3, 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 Archie Vincent Hamner, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Archie Vincent Hamner, the libellant, and the said Mildred Mary Hamner, 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 libellant, Archie Vincent Hamner, pay to said respondent or her guardian, the sum of Twenty-five ($25.) Dollars per month, as alimony for the support of said insane wife, during the period of her insanity and to give bond in the sum of Four hundred ($400) Dollars, with one sufficient surety for compliance with this order and upon failure so to do the decree of divorce herein granted and allowed will ipso facto become null and void and of none effect and the libel will be dismissed.

Per Curiam.

223 September TERM, 1942 Continued.

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| Kenneth W. Rice | Gerald W. Rush<br>VS.<br>Barbara F. Rush | Record Continued from Page 545<br><br>Now Feby. 26, 1943, after due consideration a divorce is decreed as prayed for.<br>Per Curiam<br>O. Clare Kent P.J.<br><br>Decree<br>And now, to-wit: February 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 Gerald W. Rush, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Gerald W. Rush, the libellant, and the said Barbara F. Rush, 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.<br>Per Curiam. |

No. 24 May TERM, 1942 Continued

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| Geo. C. Magee Jr. | Thelma Butcher<br>VS.<br>R. L. Butcher | Record Continued from page 186 |

Decree

And now, to-wit: December 4, 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 Thelma Butcher, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Thelma Butcher, the libellant, and the said R. L. Butcher, 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.

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| Walter J. McClintock X | In re Estate of Ross Marshall, a person of weak mind. | Record Continued from page 688. |

Oct. 16, 1942. Bond of Thomas F. Collins Guardian of Ross Marshall, upon sale of real estate, with Continental Casualty Company, of Chicago, Ill., as surety, in the sum of $3000.00, approved by the Court and filed.

Nov. 10, 1942, Final Account of Thomas F. Collins, Guardian, filed showing balance due of four thousand eight & 81/100 ($4,008.81) Dollars. Same day advertisement of Notice of Filing account mailed to Linesville Herald, Linesville, Pa., setting forth that said account will be confirmed nisi on the first Monday of December next and if no exceptions are filed within ten days of nisi confirmation same will be confirmed absolutely. Paul D. Slayton, Pro.

Dec. 14, 1942, Proof of publication filed.

And now, Dec. 18, 1942, no exceptions having been filed to the above mentioned Final Account, same is hereby confirmed absolutely.

Paul D. Slayton,
Prothonotary

March 8, 1943. Petition for Discharge of Guardian filed.

Order

And now, March 8, 1943, upon presentation and consideration of the foregoing petition in open Court, the prayer thereof is granted and Thomas F. Collins is hereby discharged as Guardian of the Estate of Ross Marshall and from all further liability therein, and an exoneratur is hereby directed to be entered upon his bond.

Per Curiam, O. Clare Kent, President Judge

No. 95 September TERM, 1942 Continued

Geo. S. Magee Jr.

Paul A. Roberts
VS.
Mary Louise Roberts

Record Continued from Page 417

of matrimony heretofore contracted between him the said Paul A. Roberts, the libellant, and the said Mary Louise Roberts, 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.

Dickson Andrews | Petition of Minnie Trapani for Satisfaction of Mortgage dated Oct. 28, 1905 given by Mark C. Hills to James A. McLachlin, recorded in Mortgage Book No. 58 page 508. Entered June 1, 1942

Record Continued from Page 355

presentation of the same, in the Tribune-Republican, a daily newspaper published in the City of Meadville, County of Crawford and State of Pennsylvania, as appeared by schedule of said advertisement and affidavit of its publication annexed to the return of the said Sheriff; and no person appearing to answer the said petition as aforesaid and the Court being satisfied of the truth of the allegations of said petition, it is, on motion of Dickson Andrews, Attorney for Petitioner, ordered and decreed that the prayer of said petition be granted and that satisfaction shall be entered by the Recorder of Deeds of Crawford County on the record of the mortgage given by Mark C. Hills to the said James A. McLachlin, dated October 28, 1905, and recorded in the said Recorder's office in Mortgage Book No. 58, page 506, in the sum of Three Hundred Dollars ($300.00), upon all that certain piece or parcel of land situate in Richmond Township, Crawford County, Pennsylvania, bounded and described as follows, to-wit: On the North by Lands of Charles Green et al.; on the east by Lands of Don F. Stuart and Belt Gannon; on the south by land formerly owned by B. L. Lyon and George Hotchkiss; and on the West by Land of William Thompson's (Deceased) Heirs, and containing One Hundred (100) acres of Land and the usual allowance for roads; the said satisfaction to be entered on the record upon payment of the costs due relative to the entry of said satisfaction of said mortgage or any proceedings thereon, and upon presentation of a certified copy of the petition and decree in said case to be filed by said Recorder of record; which said satisfaction, when so entered, and filing of said record, shall forever thereafter defeat, release and discharge said mortgage as to the land above described 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.

Walter J. McClintock
X

In re Estate
of
Ross Marshall,
a person of weak mind

Record Continued from page 58.

Now, September 8, 1942, upon presentation and consideration of the foregoing petition, the prayer thereof is granted, and Thomas F. Collins, Guardian of the estate of Ross Marshall, a person of weak mind, is hereby authorized and directed to sell the real estate described in said petition at public sale and to advertise said sale according to law, making return thereof to this Court for confirmation, on the first Monday of October, 1942.
(See paper filed)

Per Curiam

Oct. 5, 1942. Return of sale of land by Guardian filed in open Court.

Order: Now, October 5, 1942, upon presentation and consideration of the foregoing Return, the same is approved and confirmed nisi, to be finally confirmed in ten days, unless exceptions thereto be filed in the meantime; bond to be given in the sum of Three Thousand Dollars ($3000.00) to be approved by the Court; and upon final confirmation and filing and approving of said bond, the said Thomas F. Collins, Guardian of the Estate of Ross Marshall, is hereby authorized, directed and ordered to make, execute and deliver to the said Fern E. Campbell a deed of conveyance for the said property, situate in the Borough of Linesville, Crawford County, Pennsylvania, bounded and described as follows, to wit:

Beginning at the west corner of land of Litweiler in line of Penn Street, thence running in a northeasterly direction along land of Lottie Beardsley 150 feet; thence westerly along land of Lottie Beardsley, 50 feet; thence northeasterly along line of Ray Sproul 105 feet to a post; thence north along land of Ira Butler estate 200 feet to a point; thence west along same land 50 feet to a post; thence north along land of Keech 150 feet to the south line of Homestead Avenue; thence east along the line of said Homestead Avenue, 150 feet; thence along the south line of land of Joseph McGuire, 150 feet to a post; thence east along same 100 feet to a post; thence south along land of L. V. Wallace et al. 200 feet; thence in a southwesterly direction along land of D. M. Scoville, deceased, 156 feet; thence in a northwesterly direction along land of Roy Everett 49 feet; thence in a southwesterly direction along Roy Everett, 193 feet to line of Penn Street; thence northwesterly along land of said Penn Street, 92 feet to the place of beginning; containing two (2) acres of land, more or less, and having erected thereon a frame house and barn.

and to receive from the said purchaser the balance of the consideration for the aforesaid conveyance.
(See paper filed.)

Per Curiam.

Continued on page 685.

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| Humes + Kiebort | Petition of Talon, Inc. for Satisfaction of a Mortgage given by John Dick and Henry Church to Eliza J. Ray on May 11, 1874 and recorded in Mortgage Book Q page 712 assigned to J. R. Dick and company | Record Continued from page 499 |

" to the said order of Court to the Sheriff directed, a notice of the facts set forth in the foregoing petition was advertised once a week for four successive weeks, after presentation of the said petition, in the Tribune-Republican, a newspaper published in the County of Crawford as appears by copy of said advertisement and affidavit of its publication annexed to the return of the said Sheriff, on file in the proceeding and to the Court shown, and no person appearing to answer the said petition as aforesaid within the time fixed for filing answer thereto, and the Court being satisfied of the truth of the allegation of the said petition, it is, on motion of Humes and Kiebort, attorneys for petitioners, ordered and decreed that the prayer of the said petition be granted, and that satisfaction shall be entered by the Recorder of Deeds of Crawford County on the record of the mortgage given by John Dick and Henry Church to Eliza J. Ray and assigned to J. R. Dick + Company, dated May 11, 1874 for $5,000, and recorded in the office of the Recorder of Deeds in and for the County of Crawford in Mortgage Book "Q", page 712, upon all that certain piece or parcel of land situate in the County of Crawford and State of Pennsylvania in the Fourth Ward of the City of Meadville: Bounded on the North by Mercer Street and buildings and land lately owned by the estate of B. R. Alden, deceased; on the East by the Atlantic and Greatwestern Railway Track; on the South by New Street; and on the West by French Creek; upon payment of the costs due relative to the entry of said satisfaction of said mortgage or any proceedings thereon, and upon presentation of a certified copy of this decree to be filed of record by the said Recorder. Which said satisfaction so entered, shall forever thereafter defeat, release and discharge said mortgage, and shall likewise bar all actions brought or to be brought thereon, as fully and effectively to all intents and purposes as if the satisfaction had been entered by the legal holder or holders of the said mortgage.

Per Curiam
C. Clare Kent P. J.

George L. Magee, Jr.

X

Anita Mears, a minor, by Martha Mears, her guardian, and Martha Mears, sole parent, in her own right.

vs.

Joseph Riley and Richard Riley

Record continued from page 118.

Feb. 11, 1942. Motion for vacation of order of Feb. 9, 1942 and for the substitution of the following order presented and filed.

Now, February 11, 1942, on presentation and consideration of a petition previously entered February 9, 1942, it is ordered and decreed that Mrs. Martha Mears, as sole parent of Anita Mears, a minor, be and she is hereby authorized to compromise and settle for the sum of $435.00 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 in addition thereto the sum of $315.00 shall be disbursed by petitioner as follows: Dr. N. D. Nevvine, $100.00; City Hospital, $140.00; and Mrs. Martha Mears, $75.00, and for the recovery of which an action was brought at the number and term therein set forth, and on payment of the said amount by or for the defendants, Joseph Riley and Richard Riley, they the said Joseph Riley and Richard Riley, by Robert F. Kent, guardian ad litem, their heirs, executors, administrators, are released from any and all liability to the said minor Anita Mears, for damages arising out of the accident described in said petition. It is further ordered and decreed that the said sum of $435.00 be paid to Martha Mears as natural guardian of the said minor without the entry of security on her part.

On receipt of the aforesaid amount petitioner is authorized to discontinue the above stated action of record.

(See paper filed)

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

J. Joseph Thomas

In re Petition of John E. Reynolds for Satisfaction of a mortgage given by Jacob Guy to Melancton Wheeler and Throop Barney.

Record Continued from page 32.

and that satisfaction shall be entered by the Recorder of Deeds of Crawford County, on the record of the mortgage given by Jacob Guy to Melancton Wheeler to Throop Barney dated April 19, 1816, and recorded in the office of the Recorder of Deeds in and for the County of Crawford on Sept. 18, 1816, in Deed Book "F", No. 1, page 135 upon:

All that certain piece or parcel of ground situate in the Fourth Ward of the City of Meadville, County of Crawford and State of Pennsylvania, bounded and described as follows, to wit: Bounded on the North by Chestnut Street, twenty-three (23) feet; on the East by lot now or formerly owned by the estate of J. Jarr, deceased, and by land now or formerly of the estate of James R. Dick, deceased, and now occupied by F. W. Woolworth Company, two hundred (200) feet; on the South by Dock Alley, twenty-three (23) feet; and on the West by property now or formerly of A. Peirson, and by land of John J. Shryock Company, two hundred (200) feet; and having erected thereon a brick store building;

on payment of the costs due relative to the entry of said satisfaction of said mortgage or any proceedings thereon, and upon presentation of a certified copy this decree in said case, to be filed by said Recorder of record. Which said satisfaction so entered and the filing of said record shall forever thereafter defeat, release and discharge the said mortgage 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
D. Clare Kent,
President Judge.

(See paper filed.)
Same day, Certified copy of decree issued.

Donald C Thompson

X

Petition of Emma Wagner for the appointment of a Guardian.
For
Daisy B. Pressler as a person of weak mind.

Record Continued from page 104.

land now or formerly of Cliff Walton and Alfred Maloney, on the South by land of Albert McNamara, and on the West by land of Victor Roha, containing eighty-one (81) acres, more or less,— should be sold to Emma Wagner, for #475.00, in cash at private sale; and that the said price is better than could be obtained at public sale, and that the same may be done without prejudice to any trust, charity or purpose for which the same is held without the violation of any law which may confer an immunity or exemption from sale or alienation. It is ordered and decreed that the said sale be confirmed, and the Crawford County Trust Company, Guardian of said Daisy B. Pressler, a person of weak mind, is hereby authorized and empowered to convey the said premises above described to Emma Wagner, for #475.00 in cash; the title of said purchaser to such interest to be in fee simple indefeasible by any party or persons having a present or expectant interest in the said premises and unprejudiced by any error in the proceedings of the Court. Security to be entered in the sum of #950.00, to be approved by the Court.

Per Curiam,
O. Clare Kent,
President Judge.

(See paper filed)

March 2, 1942 Bond of Guardian on sale of real estate in the sum of #950.00, approved by the Court and filed.

April 6, 1942 Petition of Guardian filed for an order authorizing him to pay costs and fees.

And now, April 6, 1942, upon hearing the within petition in open Court, the Crawford County Trust Company Guardian of Daisy B. Pressler, is hereby authorized and directed to pay to Donald C Thompson, attorney, the sum of Sixty-four and 25/100 (#64.25) Dollars, to cover costs and fees as scheduled in said petition. (See paper filed) Per Curiam.

August 19, 1959 United States Railroad Retirement Board's Notice of Wife's Annuity Award filed.

November 23, 1959 Petition of Guardian to dispose of principal assets.

Order: Now November 23, 1959 upon consideration of the foregoing petition the Crawford County Trust Co., Meadville, Penna., guardian of Daisy B. Pressler, a weak minded person is hereby authorized and directed to cancel and surrender two life insurance policies in the name

Continued in Margin

of said ward in the Prudential Insurance Company of America, being Policy No. 44824896 and Policy No. 53854867, for the cash surrender values thereof.

Herbert A. Nash Pj

Continued on Page 664

No. 38 May TERM, 1942 Continued

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| Rowland B. Mahany | Helen D. Daye<br>vs.<br>Edgar Henry Daye | Record Continued from page 200 |

Decree.

And now, to-wit: November 30, 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 Helen D. Daye, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Helen D. Daye, the libellant, and the said Edgar Henry Daye, 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.

No. 30 May TERM, 1942, Continued.

J. A Bolard

Petition of D.L. Mathews for Satisfaction of a Mortgage given by Eugene Drake and wife in 1886

Record Continued from page 192.

It is now ordered and decreed that all that certain piece or parcel of land lying and being situate in the township of Cambridge, County of Crawford and State of Pennsylvania, bounded and described as follows, to wit: Beginning at the southeast corner; thence north one and one half degrees east, along line of land of C. Dunham and James Burdick, two hundred and twenty-nine and six tenths perches to a post; thence north eighty-seven and three fourths degrees west, fifty-four and four tenths perches to a post; thence south one and one half degrees west, one hundred and twenty-one perches to the public road; thence south eighty-nine degrees west, along said road, thirty-six perches; thence South one and one half degrees west, one hundred and seven and two tenths perches to a post; thence south eighty-eight degrees east, ninety and eight tenths perches to the place of beginning. Containing one hundred acres, more or less, with buildings and improvements

be released and discharged from the lien of said mortgage and from the payment thereof, and that a copy of the decree in this case shall be entered of record in the office of the Recorder of Deeds of Crawford County, which decree and record shall forever after operate as a release and discharge of said land and premises from the encumbrance of said mortgage, and shall bar all actions thereon.

Per Curiam,
Oblare Kent, P.J.

(See paper filed)

April 6, 1942 Certified copy of decree issued for recording in the Recorders office.

No 80 May TERM, 1942. Continued.

Herbert E. Varnum

In re Condemnation of land of heirs of Lucia E. Andrews, deceased, by Titusville School Dist.

Continued from page 242.

And now April 17, 1942, it appearing that Charles W. Ramsey, heretofore appointed, is sick and unable to perform the duties of his appointment, Earl A. Altenburg is hereby appointed in his place and stead.

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

(See original petition)

Now, May 4, 1942, Report of Viewers filed in open Court and confirmed nisi, confirmation to become absolute if no exceptions are filed thereto or an appeal taken from said report within thirty days after the filing thereof.

Per Curiam.

The viewers find and award as follows:-

"From our view and inspection and the testimony offered before us, and taking into consideration the quality and location of, and the improvements upon the land taken and occupied for school purposes, we find and conclude that the owners of said land have sustained damages in the sum of three thousand ($3000.00) dollars by reason of the taking of their land by the School District of Titusville.

"P. L. Andrews, T. L. Andrews, Lillian Andrews, Mrs. J. W. Reeve, and Elinore A. Steele each have an interest in said land, but we have been unable to ascertain whether they are the sole owners thereof. It also appears that Charles B. Stegner has a contingent interest in said premises. Therefore, we are unable to determine to whom the damages are payable." (See Report.)

May 4, 1942 Proof of service of notice of filing Viewers' Report filed.

For Petition To Pay Award Into Court and Order see Page 243.

August 5, 1942, Proof of Service, Motion and Order of Court by Publication and Registered Mail filed.

Motion: Order: And Now, August 3, 1942, upon presentation of the foregoing motion, the School District of the City of Titusville is permitted to pay into Court the damages awarded in the above-entitled case by the Jury of Viewers in the amount of Three Thousand ($3,000.00) Dollars, plus interest at the rate of six percent per annum from the date of the report, May 4, 1942, and after said payment into Court the owners of such premises or its lien creditors shall look to said fund for all damages accruing to them on account of the taking of said property.

Per Curiam,
C. Clare Kent
President Judge

Cont'd on next page.

No. 80 May TERM, 1942

(Continued from next preceding page.)

Aug. 5, 1942, Petition for payment of taxes out of the fund in Court presented to O. Clare Kent, P.J. and filed.

Order: And now August 5, 1942, upon presentation and consideration of the foregoing petition, it is hereby ordered and decreed, that the Prothonotary of Crawford County shall pay out of said fund, namely, #3,000.00, to be paid into Court, the following items:

To the Treasurer of Crawford County, for returned taxes for the years 1940 and 1941, to be by him distributed among the taxing authorities; and #332.38

To the Treasurer of the City of Titusville for the taxes for the year 1942 to be by him distributed to the several taxing authorities. 148.80

Per Curiam,
O. Clare Kent,
President Judge.

Andrews Estate by the School District of Titusville, Pa.

Per Curiam
O. Clare Kent,
President Judge.

(See paper filed.)

February 26, 1945, Petition filed. Decree:- And Now, Feby. 26th 1945, upon consideration of the within petition, it is Ordered and Decreed that a Rule issue against the L. E. Andrews Estate, its Executors, Administrators, Devisees, and Heirs, to show cause why the balance of the fund now in the hands of Paul D. Slayton Prothonotary of Crawford County, resulting from the Condemnation of the said property of the said estate, by the School District of Titusville, should not be distributed on equitable principles under the provisions of the Act of 1911, P.L. 309, Article 6, Section 612, and why the said funds should not be paid over to Charles B. Stegner on account of the failure of the said Estate, its Executors, Administrators, Heirs and Devisees to redeem the said property within two years from date of the said tax sale.

Per Curiam,
O. Clare Kent, President Judge

Copy of order issued.

May 7, 1946, Petition, Proof of Service, and Order to pay money out of Court filed;

Order: And Now May 7th, 1946, in consideration of the within petition and it appearing that the Rule issued February 26th, 1945, against the Lucia E. Andrews Estate, its Executors, Administrators, Devisees, and Heirs, had been served upon all of the parties in interest by registered mail, proof of said service being attached to the said Petition, and it further appearing that none of the parties in interest have filed an appearance in the within matter, the Rule to Show Cause is hereby made absolute and Paul D. Slayton, Prothonotary of Crawford County, is hereby directed under the provisions of the Act of 1911, P.L. 309 Article 6, Section 2, to pay over to Charles B. Stegner, the balance of the fund now in his hands resulting from the Condemnation of the property of the Lucia E.

- Continued in Margin -

Humes & Kiebort

Petition of Talon, Inc. for Satisfaction of a mortgage given by G.R. Howard to Bradford R. Alden on Mar. 26, 1870 and recorded in Mortgage Book N, page 443.

Record Continued from Page 498

order of Court to the Sheriff directed, a notice of the facts set forth in the foregoing petition was advertised once a week for four successive weeks, after presentation of the said petition, in the Tribune Republican, a newspaper published in the County of Crawford, as appears by copy of said advertisement and affidavit of its publication annexed to the return of the said Sheriff, on file in the proceeding and to the Court shown, and no person appearing to answer the said petition as aforesaid within the time fixed for filing answer thereto, and the Court being satisfied of the truth of the allegation of the said petition, it is, on motion of Humes and Kiebort, attorneys for petitioners, ordered and decreed that the prayer of the said petition be granted, and that satisfaction shall be entered by the Recorder of Deeds of Crawford County on the record of the mortgage given by G.R. Howard to Bradford R. Alden, dated March 26, 1870 for $1500, and recorded in the office of the Recorder of Deeds in and for the County of Crawford in Mortgage Book "N", page 443, upon all that certain piece or parcel of land situate in the County of Crawford and State of Pennsylvania, in the Fourth Ward of the City of Meadville: Commencing at a post at the Northeast corner of land now owned by Burkfield on the South side of Mercer Street in the Fourth Ward of the said City; thence South 191 feet to an alley; thence along said alley to the Atlantic and Greatwestern Railway; thence North along said railway to Mercer Street; thence West along said Mercer Street to the place of beginning; upon payment of the costs due relative to the entry of said satisfaction of said mortgage or any proceedings thereon, and upon presentation of a certified copy of this decree to be filed of record by the said Recorder. Which said satisfaction so entered, shall forever thereafter defeat, release and discharge said mortgage, and shall likewise bar all actions brought or to be brought thereon, as fully and effectively 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.

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| Jefferson E. Boccard | Petition of David Raymond Tennet for Satisfaction of a Mortgage given by Reuben Smith to Matthew Gardner, Guardian of Emma Fix, Louise Fix, Jacob Fix, George Fix and Henry Fix, minor children of Adam Fix, deceased | No. 79 September Term, 1942 Record Continued from Page 401 |

September 14, 1942 Sheriff's Return of Service by Publication filed.

I do hereby certify and return that I was unable to find the within named Mathew Gardner, guardian of Emma Fix, Louise Fix, Jacob Fix, George Fix and Henry Fix, minor children of Adam Fix, deceased, their survivors, heirs, legal representatives or assigns, or whoever may be the holder or holders of the within described 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 Tribune Republican, a newspaper of general circulation in the County of Crawford, State of Pennsylvania once a week for four weeks successively, to-wit:- July 17, 24-31 and August 7, 1942, the said publication being after the presentation of said Petition to Court, as will appear by the Proof of Publication hereto attached.

So Answers,

Dated at Meadville, Pa., Sept. 14, 1942

Bert A. King, Sheriff

Final Decree: And, now September 14" 1942, upon motion of J. E. Boccard, Esq., Attorney for David Raymond Tennet, the petitioner in the above entitled case, it appearing to the Court that Mathew Gardner, Guardian of Emma Fix, Louise Fix, Jacob Fix, George Fix and Henry Fix, minor children of Adam Fix, late of Meadville, Pa., deceased, could not be found in Crawford County, Pa., and it further appearing that notice of the facts set forth in said petition was given to the holder or holders of the mortgage described therein, by publication in The Meadville Tribune Republican, a newspaper published within Crawford County, Pa., once each week for four (4) weeks, successively prior to the Second Monday of September 1942, as appears from the Return made by the Sheriff in this proceeding, and that no appearance was entered and no answer was filed by any of the holders of said mortgage or by their heirs, legal representative or assigns, and the Court being satisfied of the truth set forth in said petition, it is therefore, hereby ordered, adjudged, decreed and directed that satisfaction be entered on the record of the said mortgage recorded in Mortgage Book "P", page 622, by the Recorder of Deeds and Mortgages of Crawford County, Pa., upon payment of the costs due relative to the entry of said mortgage and any proceedings thereon.

Per Curiam

O. Clare Kent P.J.

Humes + Kiebort

105

Petition for Dissolution of Nypano Railroad Company

Entered July 17, 1942

No. 105 September Term, 1942, Record Continued from Page 427

to the Trustees of the property of Erie Railroad Company, who later transferred the same to Erie Railroad Company, its successors and assigns, which owns and operates the same pursuant to such authority, and the petitioner has no assets, and has no business or operations except those incident to maintaining its corporate existence; and it further appearing that this petition for dissolution was filed by due authority of the Directors and Stockholders of the Company; and certificates of the Secretary of Revenue and the Secretary of the Commonwealth of Pennsylvania having been filed, wherein it is certified that the petitioning Company has fully paid into the State Treasury all taxes due from it to the Commonwealth; and the Court being satisfied that the prayer of said petition may be granted without prejudice to the public welfare or the interests of the Stockholders of the Company, and no cause being shown to the contrary, on motion of Humes + Kiebort, attorneys for the petitioner, it is ordered, adjudged and decreed that The Nypano Railroad Company, be and the same is hereby dissolved, and that all and singular its franchise, privileges and powers be and are extinguished forever; Provided, however, that this decree shall not go into effect until a certified copy thereof shall be filed and recorded in the Office of the Secretary of the Commonwealth.

Per Curiam.
C. Clare Kent
Judge

August 13, 1942, Certificate of filing and recording certified copy of Decree of Dissolution in the office of the Secretary of the Commonwealth filed. Being recorded there in Miscellaneous Book Vol. 271, page 664.

## No. 14 February TERM, 1942 Continued

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| John H. Bozic | Pearley C. Harned | Record Continued from page 14. |
| | vs. | |
| | Edna Harned | June 30, 1942, Petition of respondent to set aside decree, presented to Hon. O. Clare Kent, P.J., & filed. |
| | | with this order made thereon:- |
| | | And now, June 30, 1942, upon presentation of the within petition, a rule is granted upon the libellant Pearley C. Harned to show cause, if any he has, why the divorce decree granted June 9, 1942 should not be set aside. Returnable sec. reg. Per Curiam, O. Clare Kent, P.J. |
| | | June 30, 1942 Service of a copy of petition accepted by John H. Bozic, Esq., Atty for libellant (See petition) |
| | | And now, July 13, 1942, on motion of Attys for libellant, the time for filing an answer in the above entitled case to the petition to set aside the divorce decree is hereby extended until August 1, 1942. Per Curiam, O. Clare Kent, P.J. |
| | | (See paper filed) |
| | | July 30, 1942 Answer of Libellant to petition of Respondent of June 30, 1942, filed. Service of copy accepted by Peters & Prather, Attys. |
| | | July 30, 1942, Affidavit of Plff filed, for security for costs |
| | | And now, July 30, 1942, upon presentation of the foregoing affidavit, a Rule is granted on Edna Harned, Petitioner to show cause why she should not enter security for costs, which have or will accrue from the filing of her petition to set aside divorce decree, and the proceedings resulting therefrom. Per Curiam, O. Clare Kent, P.J. |
| | | (See paper filed) Service accepted |
| | | Aug. 6, 1942, Answer of respondent to Rule to give security for costs, filed. |
| | | Sept. 8, 1942, pursuant to agreement of counsel, the Rule to give security for costs, is discharged. Per Curiam. |
| | | (See back of petition.) |

Now, Oct. 30, 1942. Petitioner, Edna Humphrey by her Attorneys Peters & Prather, moves the Court for a rule upon D. C. Pearley & Joseph L. Laedley, Esquires that her petition for rule to show cause be dismissed and the same settled & discontinued.

Peters & Prather

Paul S. Prather

Joseph L. Laedley

Attest: Paul D. Slayton, Prothonotary

No. 21 May TERM, 1942 Continued

George E. Magee Jr.

Ralph Mong
V/S.
Emma Mong
A. D. Andrews, Guardian ad litem

No. 21 May Term, 1942 Continued from page 183

Decree

And now, to-wit: June 1, 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 Ralph Mong, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between him the said Ralph Mong, the libellant, and the said Emma Mong, 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 libellant, Ralph Mong, pay to said respondent, or to some proper person, the sum of Twenty-five ($25) Dollars per month as alimony for the support of said insane wife during the period of her insanity and to give bond in the sum of Four Hundred ($400) Dollars with one sufficient surety for compliance herewith and upon failure to comply with these requirements the decree in divorce herein granted and allowed will become null and void and of none effect and the libel dismissed.

Per Curiam.

June 19, 1942. Bond of Ralph Mong, libellant with H. S. Mong, surety, for the payment of alimony, and in the penal sum of $400.00, filed

No. 118 February TERM, 1942 Continued from page 112

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| F. Joseph Thomas | Elizabeth S. Hager | No. 118 February Term, 1942 Continued |
| 118 | VS. | |
| | William Hager | |

that the causes set forth in said libel are true, it is by the Court ordered, adjudged and decreed,
That the said Elizabeth S. Hager, be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between her the said Elizabeth S. Hager, the libellant, and the said William Hager, 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.

No. 66 February TERM, 1942 Continued from page 66

In the Matter of the Estate of Graff G. Millollan, an alleged weak-minded person.

No. 66 February Term, 1942 Continued

April 6, 1942 Petition for payment of debts filed.

Order: Now, April 6, 1942, upon presentation and consideration of the foregoing petition, Thomas F. Collins, Guardian of the Estate of Graff G. Millollan, is hereby ordered and directed to pay from funds in his hands, as follows:

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| Paul D. Slayton, Prothonotary, cost of the appointment and this petition | $8.00 |
| Premium on Guardian's bond | 10.00 |
| Dr. J. P. Hoben | 10.00 |
| Dr. Leonard Roenzweig | 25.00 |
| Walter J. McClintock, Atty. fee for himself and Clarence T. Bryan, Atty | 50.00 |
| Notary fee advanced | .50 |
| Warren State Hospital, on account of its bill for maintenance | 112.40 |
| To hold for future expenses | 28.00 |
| Mary P. Millollan, for support of the two minor children of Graff G. Millollan | 140.40 |

to be distributed by guardian as needed and to distribute and pay out the $64.05 monthly pension payments to be received hereafter as follows:

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|---|---|
| Warren State Hospital, for maintenance | 40% |
| Mary P. Millollan, for support of the two minor children | 50% |
| and to withhold | 10% |

for the purpose of building up a fund to defray funeral expenses of his ward, to pay renewal premium on his bond, and for his fees and for costs and expenses of filing a final account and procuring a discharge.

Per Curiam
O. Clare Kent
President Judge

June 2, 1945, Proof of publication filed.

And now, June 2, 1945, no exceptions having been filed to the First Partial Account of Guardian, the same is hereby confirmed absolutely.

Paul D. Slayton
Prothy.

Feby. 3, 1950, Second Partial Account of Guardian filed showing balance due the estate of $176.21.

Nov. 26, 1953, Third Partial Account of Guardian filed showing balance due the estate of $913.46.

May 1, 1944, Petition for an Order to Execute Settlement Agreement filed.

Order:- Now, May 1, 1944, upon presentation and consideration of the within petition, the prayer thereof is granted and Thomas F. Collins, Guardian of the Estate of Graff G. Millollan, is hereby Ordered and Directed to execute the settlement agreement requested by the Travelers Insurance Company as set forth in the foregoing petition.

Per Curiam
O. Clare Kent, President Judge

April 6, 1945, First Partial Account of Thomas F. Collins, Guardian, filed showing balance due estate of $249.63. Same day advertisement of notice of filing account sent to the Linesville Herald, Linesville, Pa. stating that said account will be confirmed nisi on the first Monday of May next, and if no exceptions are filed within ten days of nisi confirmation said account will be confirmed absolutely.

Continued on Page 670