

DOCKET NO. 173

Number Term Year

150 November 1960

County National Bank at Clearfield

Versus

John Harchak, Julia Harchak

John Lucas and Mary Lucas

Praecipe for Writ of Execution - Money Judgments.

THE COUNTY NATIONAL BANK AT CLEARFIELD

VS.
JOHN HARCHAK, JULIA HARCHAK, MARY
LUCAS and JOHN LUCAS

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

NO. 150

November Term, 1960

PRAECIPE FOR WRIT OF EXECUTION

To the Prothonotary:

Issue writ of execution in the above matter,

(1). directed to the Sheriff of Clearfield County;

(2). against the following property : any and all personal property _____
of defendant(s) and
~~(3) against the following property in the hands of (name)xxxxxxxxxxxxxxxxxxxx~~

(4). and index this writ

(a) against John Harchak, Julia Harchak, Mary Lucas and John Lucas _____
defendant(s) and
~~(b) against xxx as garnishee
xxxxxxxxxxxx against xx property of the defendant(s) xxxxxxxxxxxxxxxxxxxxxxx~~

(Specify describe property)

(If space insufficient attach extra sheets)

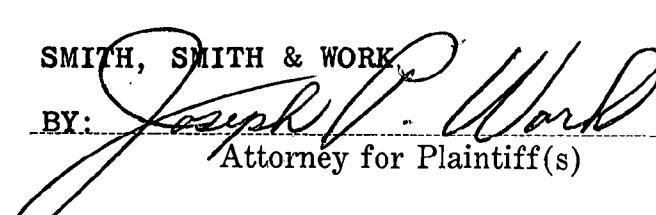
(5). Amount due \$ 2,000.00

Interest from August 9, 1960 \$ _____

Costs (to be added) \$ _____

SMITH, SMITH & WORK

BY:


Attorney for Plaintiff(s)

No. 150 Plaintiff Term, 19 60
No. 8 Plaintiff Term, 19 61

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

THE COUNTY NATIONAL BANK AT

CLEARFIELD

54 ✓ vs. ✓

JOHN HARCHAK, JULIA HARCHAK,
MARY LUCAS and JOHN LUCAS

WRIT OF EXECUTION
(Money Judgments)

EXECUTION DEBT	\$2,000	00
Interest from - - -	8-9-60	
Prothonotary - - -		
Use Attorney - - -		
Use Plaintiff - - -		
Attorney's Comm.	200	00
Satisfaction - - -		
Sheriff - - -		

14/3
FILED

MAY 24 1961

WM. T. HAGERTY
PROTHONOTARY

RECEIVED WRIT THIS 24th day
of May A. D., 19 61,
at M.
Sheriff

SMITH, SMITH & YORK
BY: *Joseph York* Attorney for Plaintiff(s)

1. John H. Gandy Clearfield, Pa., 8/1/9, 1960 No. 16258.

Three months after date we

or assigns \$ 2000/

Two thousand

100 Dollars 200.

at THE COUNTY NATIONAL BANK AT CLEARFIELD, PA.

without defalcation, value received, hereby expressly waiving inquisition, stay of execution and the benefits of all exemption laws, and further empower the holder or any Attorney of any Court of Record within the United States to appear for judgment against us for the above sum with above waivers, costs of suite, release of errors and with ten per cent Attorney's Commission.

2035/26

ADDRESS

305 John H. Gandy

SEAL

DUE

119 Mary Lucas

SEAL

DUE

THE COUNTY NATIONAL BANKA
AT CLEARFIELD
54 vs.
JOHN HARCHAK, JULIA HARCHAK,
66 MARY LUCAS, JOHN LUCAS
State of Pennsylvania, County of CLEARFIELD

In the Court of Common Pleas
of CLEARFIELD County,
of Nov. Term, 1960
No. 150
D. S. B.

The Plaintiff's claim in the above stated action without writ, is founded on a single bill, hereto annexed, under the hands and seals of the Defendants, bearing date the 9th day of August A. D. 1960, whereby the Defendants doth promise to pay to the said Plaintiff three months after date the sum of Two Thousand (\$2000.00) Dollars, for value received, with interest from Aug. 9, 1960 which single bill contains a Warrant of Attorney, authorizing any attorney of any Court of Records of Pennsylvania, or elsewhere, to appear for said Defendants, and after one or more declarations filed, to confess judgment against them and in favor of said Plaintiff for the said sum of Two Thousand (\$2000.00) Dollars with interest from Aug. 9, 1960 as aforesaid, costs of suit and release of errors in the entering of said judgment, or the issuing of any process thereon: See note attached for complete waivers.

of all which said sum, with the interest thereon, is hereby certified to be justly due and owing by the said Defendants to the said Plaintiff, to wit: The sum of \$ 2000.00

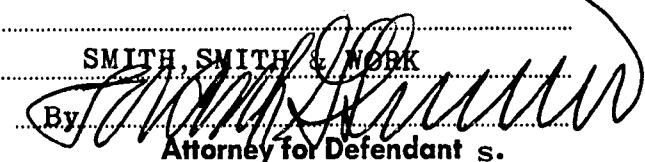
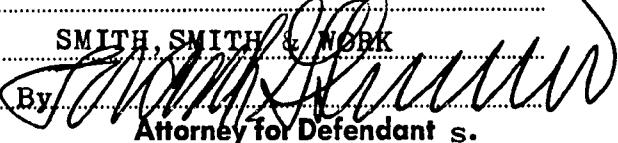
Interest from Aug. 9, 1960.

Attorneys' Comm. 10% 200.00


Frank J. Hagan
Attorney for Plaintiff

State of Pennsylvania, County of CLEARFIELD ss.

By virtue of special warrant of Attorney above mentioned, and hereunto annexed, we SMITH, SMITH & WORK, attorneys for the Defendants in the stated action without writ, as of Term, 1960, and therein confess judgment against defendants and in favor of The County National Bank at Clearfield, the Plaintiff, for sum of Two Thousand Two Hundred (\$2,200.00) Dollars, with interest from August 9, 1960, on \$2000.00 thereof, with costs of suit and release of all errors in the entering of said judgment, and issuing of any process thereon. See note attached for complete waivers


SMITH, SMITH & WORK
By 
Attorney for Defendant s.

To WILLIAM T. HAGERTY, Esq.,
Pro. Com. Pleas of CLEARFIELD Co.

We hereby certify that the precise residence address of the within judgment creditor
is Madera, Pa. and that of the judgment debtors Morann, Clearfield
County, Penna.

Franklin
Atorneys for Plaintiff

Court of Common Pleas
of CLEARFIELD County
Nov. Term 1960
No. 150

THE COUNTY NATIONAL BANK AT
CLEARFIELD (Madera Office)
vs.

JOHN HARCHAK, ET AL.

D. S. B.

Note of Warrant of Attorney

Debt, - - - \$ 2,000.00

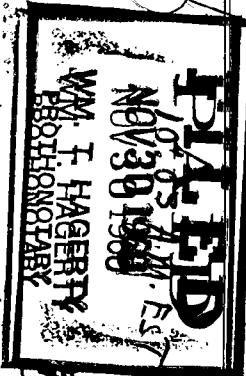
Interest, FF
Aug. 9, 1960
Atty's Com. - 10% 200.00

Filed

Prothonotary

SMITH, SMITH & WORK
Attorneys for Plaintiff

SP





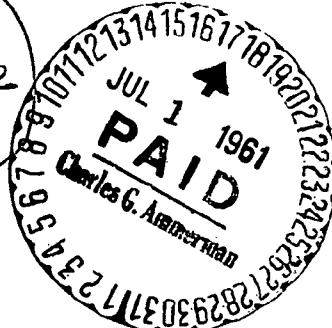
TO SHERIFF OF CLEARFIELD COUNTY, DR.

PLAINTIFF	DEFENDANT	NO.	TERM	AMOUNT
County National Bank at Clfd, Pa.	John Harchak, Julia Harchak Mary Lucas and John Lucas		No 150 November Term 1960 No 8 May Term 1961	
vs				
RDR.	\$3.00		Exec Debt	\$2,000.00
Levy	3.00		Int Fr 8/9/60	120.00
Service	3.00		Atty	13.00
c/s d/s	2.00		Attys Comm	200.00
Miles	5.80		Sheriff Costs	<u>41.80</u>
Commission	<u>25.00</u>			
Total-----	\$41.80		Total-----	\$2,374.80

Shur - 9:00 Clock

Charles G. Ammerman

1187.40



Charles G. Ammerman

SHERIFF

Please Give This Prompt Attention

Return this Bill with Remittance

No Sheriff shall be required to render any service in any civil proceedings until he receives indemnity satisfactory to him for the payment of his official fees, mileage, expenses, and legal costs or payment of same, from the party at whose instance or for whose benefit such service is to be performed, but any money advanced for his charges, and not earned or expended shall be refunded to the payer thereof. And in case he does not receive his charges in advance or upon demand, he may file with his return an itemized list of unpaid fees, mileage, costs and expenses respecting the services to which such return relates, and if no exceptions are filed to the same within thirty days, from the time of making such return, the items included in such list shall be considered taxed, and confirmed as fees and costs due such Sheriff and become a judgment in law against the party for whose benefit the services were rendered as well as against any other party who may be or become liable for such fees and costs by law; and the said Sheriff may issue an execution for the amount so taxed, and collect the same from any party so chargeable therewith without further suit, and shall not be disqualified to enforce such execution by reason of his interest therein.

P. L. Laws.

1923

Act No. 220, page 347.

SMITH, SMITH AND WORK

ATTORNEYS AT LAW

FRANK G. SMITH
WILLIAM U. SMITH
JOSEPH P. WORK

CLEARFIELD, PA.

POST OFFICE BOX 130
101 N. SECOND STREET
TELEPHONE POPLAR 5-5595

June 29, 1961

Mr. Chas. G. Ammerman
Sheriff
Clearfield
Pa.

Re: Executions vs. Harchak & Lucas

Dear Sheriff Ammerman:

Mr. John Harchak was in my office and advised me that he was going to your office and pay one-half of the amount due on the above stated execution.

We are glad that Mr. Harchak is arranging to pay this and we dont know why he didnt do so before and save all the trouble and expense involved.

This letter is written on the basis that Mr. Harchak has paid one-half of the obligation. We now want you to proceed against Mr. and Mrs. John Lucas for the other one-half of this obligation by levying on the barroom equipment and any and all personal property they may have, and advertise it for sale. If we dont get the other half of this obligation from this sale, we are going to proceed to sell the real estate belonging to these people. Mr. and Mrs. Lucas can pay and should pay without all this trouble and expense to all of us, but if they we do not, please proceed as promptly as practicable in respect to their property.

Please advise us when this sale will be held. We are going to purchase in any equity they may have in the equipment in the barroom, household furniture, cars or anything else.

Very truly yours,

FGS:G

CC

Mr. and Mrs. John Lucas

1 - INSTRUCTIONS TO DELIVERING EMPLOYEE

Deliver ONLY to addressee

Show address where delivered

(Additional charges required for these services.)

RETURN RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

John S. Smith
SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

ADDRESS WHERE DELIVERED (only if requested in item #1)

CGS-16-71540-4 GPO

POST OFFICE DEPARTMENT OFFICIAL BUSINESS		PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE \$500	
JUN 29 1961 8 AM		MOSKOWA DELIVERING OFFICE	
<p>INSTRUCTIONS: Fill in items below and complete #1 on other side, when applicable. Moisten gummed ends and attach to back of article. Print on front of article RETURN RECEIPT REQUESTED.</p> <p>Jan. 1958</p>			
REGISTERED NO.	<p>NAME OF SENDER <i>Chas Immerman Sheriff</i></p>		
CERTIFIED NO.	<p>STREET AND NO. OR P. O. BOX <i>P. O. Box</i></p>		
INSURED NO.	<p>CITY, ZONE AND STATE <i>CLEARFIELD, PA.</i></p>		

CS5-16-71548-4

REGISTERED NO. 9

Value \$ — Spec. del'y fee \$ —

Fee \$ 50 Ret. receipt fee \$ 10

Surcharge \$ — Rest. del'y fee \$ —

Postage \$ 04 Airmail

Postmaster, By HRB

From Chas. Zimmerman Sheriff
Clearfield Pa.
To John or Mary Lauer
Moran Pa.

POD Form 3806
Dec. 1950

c48-16-70493-4



REGISTERED NO. 10

Value \$ — Spec. del'y fee \$ —

Fee \$ 50 Ret. receipt fee \$ 10

Surcharge \$ — Rest. del'y fee \$ —

Postage \$ 04 Airmail

Postmaster, By HRB

From Chas. Zimmerman Sheriff
Clearfield Pa.
To John & Julia Hanchak
P.O. Box Hartzdale Pa.

POD Form 3806
Dec. 1950

c48-16-70493-4



13175
SAVE THIS RECEIPT. Present it when making inquiry or
claim.

Claim must be filed within 1 year from the date of
mailing.

Consult postmaster as to fee chargeable on registered
parcel post packages addressed to foreign countries.

U.S. GOVERNMENT PRINTING OFFICE 048-16-70493-4

61
SAVE THIS RECEIPT. Present it when making inquiry or
claim.

Claim must be filed within 1 year from the date of
mailing.

Consult postmaster as to fee chargeable on registered
parcel post packages addressed to foreign countries.

U.S. GOVERNMENT PRINTING OFFICE 048-16-70493-4

REGISTERED MAIL
RETURN RECEIPT REQUESTED

June 27, 1961

John Marchak
Julia Marchak
RD
Houtzdale, Pa.

Dear Sir and Madam:

This letter is to remind you of the appointment that you made with me for Thursday morning June 29, 1961 at 9:00 o'clock A.M. Make every effort to be here at that time and bring a certified check or cash for your part of the debt and costs. The check or cash should be for the amount of \$1,187.40.

If you do not come in to the office at this time I have been instructed by the Attorneys for the plaintiff to post your property and go to sale.

Thank you for the cooperation in this matter.

Very truly yours,

CHARLES C. AMMERMAN
Sheriff

1-INSTRUCTIONS TO DELIVERING EMPLOYEE

Deliver ONLY to Show address where
addressee delivered

(Additional charges required for these services)

RETURN RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

John May Jr.

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

John May Jr.

DATE DELIVERED

ADDRESS WHERE DELIVERED (only if requested in item # 1)

6/30/61

POST OFFICE DEPARTMENT OFFICIAL BUSINESS		PENALTY FOR NON-PAYMENT TO AVOID PENALTY PAYMENT \$300
POSTMARK BY DELIVERING OFFICE		
30 1961 5 PM		
PA RETURN TO		
INSTRUCTIONS: Fill in items below and complete #1 on other side, when applicable. Moisten gummed ends and attach to back of article. Print on front of article RETURN REQUESTED.		
REGISTERED NO. <i>9</i>	NAME OF SENDER <i>Chas Ammerman Sheriff</i>	
CERTIFIED NO. <i>P.O. Box</i>		
INSURED NO.	CITY, ZONE AND STATE <i>CLEARFIELD, PA.</i>	

CGS-16-71548-4

REGISTERED MAIL
RETURN RECEIPT REQUESTED

June 27, 1961

John Lucas
Mary Lucas
Moran, Pa.

Dear Sir and Madam:

This letter is to remind you of the appointment that you made with me for Thursday morning June 29, 1961 at 9:00 o'clock A.M. Make every effort to be here at that time and bring a certified check or cash for your part of the debt and costs. The check or cash should be for the amount of \$1,187.40.

If you do not come in to the office at this time I have been instructed by the Attorneys for the plaintiff to post your property and go to sale.

Thank you for the cooperation in this matter.

Very truly yours,

CHARLES G. ALMERIAN
Sheriff

SMITH, SMITH AND WORK

ATTORNEYS AT LAW

CLEARFIELD, PA.

POST OFFICE BOX 130
101 N. SECOND STREET
TELEPHONE POPLAR 5-5595

FRANK G. SMITH
WILLIAM U. SMITH
JOSEPH P. WORK

June 22, 1961

Mr. Chas. G. Ammerman
Sheriff of Clearfield County
Clearfield
Pa.

Re: Execution of The County National Bank vs.
Mr. and Mrs. John Harchak and Mr. and Mrs.
John Lucas

Dear Sheriff Ammerman:

The client and we both regret that we have to proceed further in respect to the above entitled claim and I know you do too, and sell these people's property.

While we dont think the facts warrant it because we have been trying to collect this claim for well over a year and the client also tried to collect for a long time prior thereto, and nothing has been paid on the account, nevertheless, we are willing to give these people another ten days in which to pay this claim. If, at the end of ten days the claim is not paid in full, with all interest, attorneys' commission and costs, then we must insist that the following procedure be adopted:

1. That you levy on their household furniture, any cars they may have, all the equipment in the grill, bar or tap room in Houtzdale which is in the name of Mrs. Lucas and advertise the same for sale. We dont care whether or not there are any encumbrances against any of this property. We want to sell their equity in it and we will offer it for sale subject to any encumbrances that may be against it.
2. If we do not receive payment from the sale of the personal property of these people, then we are going to proceed by execution against their home properties and sell their real estate.

We sincerely hope this action can be avoided and the cost and expense in connection therewith. However, in view of the fact that these people are not paying this obligation, they leave us no alternative.

#2

So that the debtors will be fully informed, we are forwarding a copy of this letter to them. We might add in this respect that we have spent a good bit of time and expense in writing letters and discussing this matter with Messrs. Harchak and Lucas.

There is no need for these people to stop at our office and they should not do so. They should go to your office and make settlement.

We wish you would follow the above instructions without further notice from us.

Thanking you for your cooperation.

Very truly yours,

FGS:G

CC

Mr. and Mrs. John Harchak
Mr. and Mrs. John Lucas
Morann, Pa.

SMITH, SMITH AND WORK

ATTORNEYS AT LAW

CLEARFIELD, PA.

POST OFFICE BOX 130
101 N. SECOND STREET
TELEPHONE POPLAR 5-5595

FRANK G. SMITH
WILLIAM U. SMITH
JOSEPH P. WORK

May 23, 1961

Mr. Chas. G. Ammerman
Sheriff
Clearfield
Pa.

Re: Ginter Welding Shop - The County National
Bank vs. Harchak and Lucas

Dear Sheriff Ammerman:

We have lodged with you executions against the above named parties on the above stated judgments. Both of these judgments are long past due and we have deferred action for many months with a view of trying to get these people to pay these obligations without the additional cost, expense and annoyance of execution, but without results.

Therefore, we would appreciate your promptly levying on their property, including their household furniture and the bar or tavern in Houtzdale, and if the claims are not paid within ten days advertise the aforesaid property for sale or any other property belonging to them, including their personal cars. We just have to have these claims paid without further delay.

Very truly yours,

FGS:G

50
25

55595

SHERIFF'S LEVY

BY VIRTUE of Writ of Execution, issued out of the Court of Common Pleas of Clearfield County, Pennsylvania, and to me directed, I have levied on the following described property of the Defendant, situated in the

Defendant, situated in the

Household

is all personal

Household furniture

Stove

Refrigerator

etc.

Chair

Table

Sink

etc.

Chair

Room

Sewing

but

Dinner Room

but

Bed

but

Table

etc.

Household furniture

Chin. table

Refrigerator

etc.

Stove

etc.

All property

Refrigerator

etc.

Bar

and

Handyman

Bar

in

Table

etc.

House

at

manor

Blue chapter

— Lee

40 919

Seized, taken in execution, and to be sold as the property of

Charles H. Rosen

Sheriff

Sheriff's Office, Clearfield, Pa.,

June 7. 1961

Writ of Execution - Money Judgments.

County National Bank at Clearfield
vs.

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

John Harchak, Julia Harchak,
Mary Lucas and John Lucas

NO. 8 May

Term, 1961

WRIT OF EXECUTION

Commonwealth of Pennsylvania
County of Clearfield

SS:

To the Sheriff of Clearfield County:

To satisfy the judgment, interest and costs against John Harchak, Julia Harchak,
Mary Lucas and John Lucas, defendant(s);

(1) You are directed to levy upon the following property of the defendant(s) and to sell his interest therein;

(2) ~~You are also directed to attach the following property of the defendant not levied upon in the possession of~~, ~~any garnishee,~~
~~any and all personal property~~

(Specifically describe property)

and to notify the garnishee that

(a) an attachment has been issued;

(b) the garnishee is enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant or otherwise disposing thereof.

(3) if property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him that he has been added as a garnishee and is enjoined as above stated.

Amount due	\$ 2000.00
Interest from August 9, 1960	\$ 200.00
Costs (to be added) Attorneys	\$ 13.00

John D. Magarty
Prothonotary



By _____
Deputy

Date May 24, 1961

Proth'y. No. 64

Upon receiving debt, interest & costs, the
writ is hereby directed to be returned satisfied
Smith, Smith & Work
by Joseph P. Work

NOW, July 3, 1961 by direction of Smith, Smith & Work by Joseph P. Work,
Attorneys for the Plaintiff, I return this writ satisfied, all costs
paid.

So answers,

CHARLES G. AMMERMAN
Sheriff

No. 150 November Term, 1960
No. 8 May Term, 1961

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

County National Bank at

Clearfield, Pa.

vs.

John Harchak, Julia Harchak
vs.

Mary Lucas and John Lucas

WRIT OF EXECUTION
(Money Judgments)

EXECUTION DEBT \$2000.00

Interest from - - - 879/60

Prothonotary - - -

Use Attorney - - 13.00

WRIT OF EXECUTION

Use Plaintiff - -

Attorney's Comm. - 200.00

Satisfaction - - -

Sheriff - - - -

20.00 Pd

RECEIVED WRIT THIS 24 day
of July A. D. 1961
at 10:30 A.M.
Charles G. Ammerman
Sheriff

Smith, Smith & Work

Attorney(s) for Plaintiff(s)

Smith, Smith & Work

Attorney for Plaintiff(s)