

DOCKET NO. 173

| Number | Term | Year |
|--------|------|------|
|--------|------|------|

| | | |
|-----|----------|------|
| 150 | November | 1960 |
|-----|----------|------|

County National Bank at Clearfield

Versus

John Harchak, Julia Harchak

John Lucas and Mary Lucas

Praeipie for Writ of Execution - Money Judgments.

THE COUNTY NATIONAL BANK AT CLEAR-
FIELD

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

PRAEPIPE 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) _____ as garnishee~~

(4). and index this writ

(a) against John Harchak, Julia Harchak, Mary Lucas and John Lucas

_____ defendant(s) ~~and~~

~~(b) against _____ as garnishee~~

~~_____ property of the defendant(s) in name of garnishee~~

(Specifically 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:

Joseph P. Work
Attorney for Plaintiff(s)

No. 150 November Term, 19 60
No. 8 May Term, 19 61
IN THE COURT OF COMMON
PLEAS, CLEARFIELD COUNTY,
PENNSYLVANIA.

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

Sheriff

THE COUNTY NATIONAL BANK AT
CLEARFIELD
54 ✓ vs. ✓
JOHN HARCHAK, JULIA HARCHAK,
66
MARY LUCAS and JOHN LUCAS
56

WRIT OF EXECUTION
(Money Judgments)

Praecipe for Writ of Execution

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

143
FILED
MAY 24 1961
WM. T. HAGERTY
PROTHONOTARY

SMITH, SMITH & YORK
BY William T. York
Attorney for Plaintiff(s)

1st State Bank Clearfield, Pa., 8/9 1965 No. 1425B.

I have made after date US promise to pay to or assigns \$2000.00
Two thousand Dollars 30
100 2030

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 we further empower the holder or any Attorney of any Court of Record within the United States to appear for us and confess judgment against us for the above sum with above waivers, costs of suite, release of errors and with ten per cent Attorney's Commission.

2030/25 30th John H. Haverkamp SEAL DUE

ADDRESS 1119 Mary Street SEAL

THE COUNTY NATIONAL BANK
AT CLEARFIELD

In the Court of Common Pleas

of CLEARFIELD County,

of Nov. Term, 1960

No. 150

D. S. B.

54 vs.
JOHN HARCHAK, JULIA HARCHAK,
66 MARY LUCAS, 56 JOHN LUCAS

State of Pennsylvania, } ss.
County of CLEARFIELD

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

Attorney for Plaintiff

State of Pennsylvania, } ss.
County of CLEARFIELD

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
Attorneys for Plaintiff

Court of Common Pleas

of CLEARFIELD County

Nov. Term 19 *60*

No. *150*

THE COUNTY NATIONAL BANKAT

CLEARFIELD (Madera Office)

vs.

JOHN HARCHAK, ET AL.

D.S.B.

Note of Warrant of Attorney

Debt, - - - \$ 2000.00

Interest, Fr. -
Aug. 9, 1960

Att'y's Com. - 10% 200.00

Filed

Prothonotary

S/S
SMITH, SMITH & WORK

Attorney for Plaintiff

PAID

10-05-60
NOV 30 1960

WM. T. HAGERTY
PROTHONOTARY

44
8
400
by
judgo

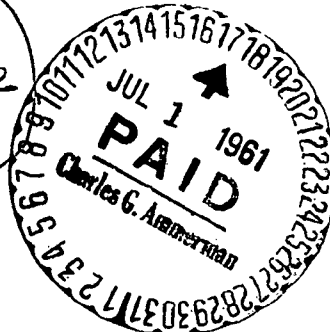
Smith Smith and Work


 LEDGER NO. I4/318
 CLEARFIELD, PA. May 24, 1961

TO SHERIFF OF CLEARFIELD COUNTY, DR.

| PLAINTIFF | DEFENDANT | NO. | TERM | AMOUNT |
|--|--------------|---------------|--------------------|------------|
| County National Bank at Clfd, Pa. | | No 150 | November Term 1960 | |
| vs | | No 8 | May Term 1961 | |
| John Harchak, Julia Harchak Mary Lucas and John Lucas | | | | |
| 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 | | 41.80 |
| Commission | <u>25.00</u> | | | |
| Total----- | \$41.80 | Total----- | | \$2,374.80 |

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.

SMITH, SMITH AND WORK

ATTORNEYS AT LAW

CLEARFIELD, PA.

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

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 advertize 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.

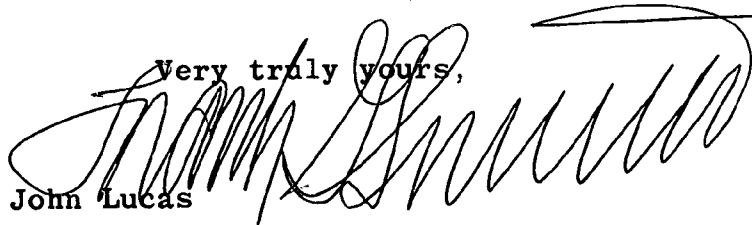
Please advise us when this sale will be held. We are going to purchase in any equity they may have in the equipment in the barroom, household furniture, cars or anything else.

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 Lee Marshall
SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

John L. Marshall
DATE DELIVERED

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

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR FAILURE TO AVOID
PAYMENT OF POSTAGE, \$300

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.

NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES
JUN 29 1961
8 AM
DELIVERING OFFICE
RETURN TO

| | |
|-----------------------------|--|
| REGISTERED NO. 10 | NAME OF SENDER Chas Ammerman Sheriff |
| CERTIFIED NO. | STREET AND NO. OR P. O. BOX P.O. Box |
| INSURED NO. | CITY, ZONE AND STATE CLEARFIELD, PA. |

REGISTERED NO. 3

Value \$ — Spec. del'y fee \$ —

Fee \$ 50 Ret. receipt fee \$ 10

Surcharge \$ — Rest. del'y fee \$ —

Postage \$ 08 ☐ Airmail

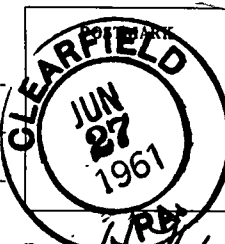
Postmaster, By JPA

From Chas. Ammann
Clearfield Pa.

To John or Mary Lucor
Marion Pa.

POD Form 3806
Dec. 1959

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

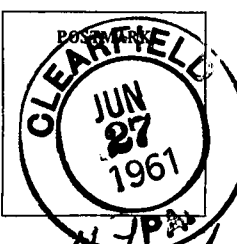
Postmaster, By H. J. PA

From Chas. Ammann
Clearfield Pa.

To John & Julian Hartzbach
Roll Hartzdale Pa.

POD Form 3806
Dec. 1959

c48-16-70493-4




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 648-16-70493-4

01
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 648-16-70493-4

REGISTERED MAIL
RETURN RECEIPT REQUESTED

June 27, 1961

John Harchak
Julia Harchak
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 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)

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

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

Robert M. Cary
Mark J. Cary
6/30/61

| | | | |
|--|--|--|--|
| <p>POST OFFICE DEPARTMENT OFFICIAL BUSINESS</p> | | <p>PENALTY FOR RETURN TO AVOID PAYMENT OF POSTAGE NO POSTAGE NECESSARY IF MAILED IN THE UNITED STATES</p> | |
| <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>POSTMARK OFFICE DELIVERED TO 30 JUN 1961 5 PM</p> | |
| <p>REGISTERED NO. 9</p> | <p>NAME OF SENDER Chas Ammerman Sheriff</p> | <p>PAID RETURN TO</p> | |
| <p>CERTIFIED NO.</p> | <p>STREET AND NO. OR P. O. BOX P.O. Box</p> | <p>TO</p> | |
| <p>INSURED NO.</p> | <p>CITY, ZONE AND STATE CLEARFIELD, PA.</p> | <p>TO</p> | |

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. ALLERMAN
Sheriff

SMITH, SMITH AND WORK

ATTORNEYS AT LAW

CLEARFIELD, PA.

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

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

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

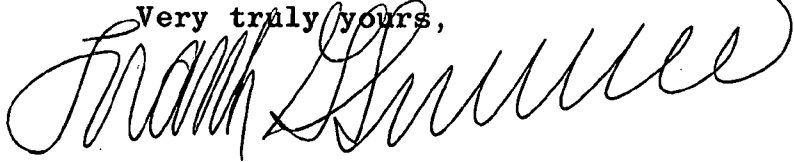
So that the debtors will be fully informed, we are forwarding a copy of this letter to them. We might add in this respect that we have spent a good bit of time and expense in writing letters and discussing this matter with Messrs. Harchak and Lucas.

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,

A large, stylized handwritten signature in dark ink, appearing to read "Frank D. Miller". The signature is written over the typed name "Frank D. Miller" and extends to the right, ending in a long horizontal stroke.

FGS:G

CC

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

SMITH, SMITH AND WORK

ATTORNEYS AT LAW

CLEARFIELD, PA.

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

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

May 23, 1961

Mr. Chas. G. Ammerman
Sheriff
Clearfield
Pa.

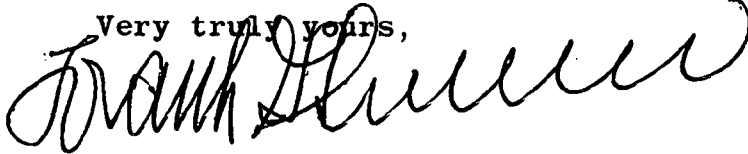
Re: Ginter Welding Shop - The County National
Bank vs. Harchak and Lucas

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 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

March
as all personal -
Household furniture:
Chair table - Stove
Living Room - Refrigerator
Bed Room - Suit etc.

Julian
Household furniture
Chair table
Stove
all other personal
Property
Bar in front
Household
June 7-61
at home

June 7-61
Blue Chrysler - Lic # 40 919

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

Sheriff's Office, Clearfield, Pa., *June 7* 19*61*

Charles H. Roman Sheriff

Writ of Execution - Money Judgments.

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. 8 May

Term, 1961

WRIT OF EXECUTION

Commonwealth of Pennsylvania

SS:

County of Clearfield

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~~

~~as 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

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
Mary Lucas and John Lucas

WRIT OF EXECUTION

Smith, Smith & Work
Attorney(s) for Plaintiff(s)

RECEIVED WRIT THIS 24 day
of May A. D., 1961,
at 10 30 A.M.

Charles G. Ammerman
Sheriff

WRIT OF EXECUTION
(Money Judgments)

| | | |
|---------------------|-----------|--|
| EXECUTION DEBT | \$2000.00 | |
| Interest from - - - | 8/9/60 | |
| Prothonotary - - - | | |
| Use Attorney - - - | 13.00 | |
| Use Plaintiff - - - | | |
| Attorney's Comm. - | 200.00 | |
| Satisfaction - - - | | |
| Sheriff - - - - - | | |
| 20.00/2d | | |

Smith, Smith & Work
Attorney for Plaintiff(s)