

DOCKET NO. 173

NUMBER	TERM	YEAR
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<u>456</u>	<u>November</u>	<u>1960</u>
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Municipal Airport Authority of

the City of DuBois, Clfd. Co., Pa.

VERSUS

Rockton Drilling Corporation,

its successors or assigns

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MUNICIPAL AIRPORT AUTHORITY :  
OF THE CITY OF DUBOIS, CLEAR- :  
FIELD COUNTY, PENNSYLVANIA, :  
Plaintiff :  
Vs. : No. 456 NOVEMBER TERM, 1960  
ROCKTON DRILLING CORPORATION, :  
its successors or assigns, :  
Defendant :

PETITION

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

The petition of the MUNICIPAL AIRPORT AUTHORITY OF THE CITY OF DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA respectfully represents:

1. That it is the Plaintiff in the above entitled action to Quiet Title.
2. That by Stipulation duly executed by counsel for the Plaintiff and counsel for the Defendant it was agreed by the parties that in event the said Defendant did not, within sixty (60) days from date, purchase the premises in dispute that your Honorable Court should forthwith give judgment on the pleadings to the said Plaintiff.
3. That sixty (60) days have elapsed since the execution and filing of said Stipulation; that the Defendant has not purchased the said premises in dispute and no responsive pleadings have been filed by the said Defendant.

WHEREFORE your Petitioner prays that judgment be entered forthwith in favor of the Plaintiff and against the said Defendant.

-2-

ant for the relief heretofore pleaded for by the said Plaintiff  
and it will ever pray.

GLEASON, CHERRY & CHERRY

  
\_\_\_\_\_  
Attorneys for Plaintiff

COMMONWEALTH OF PENNSYLVANIA : : SS.  
COUNTY OF CLEARFIELD : :

Personally appeared before the undersigned official, D.B. KEIL, Secretary of the MUNICIPAL AIRPORT AUTHORITY OF THE CITY OF DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA, who, being duly sworn according to law, deposes and says that the facts set forth in the foregoing Petition are true and correct to the best of his knowledge, information and belief.

D.B. Keil.

John Keil  
Sworn to and subscribed before me this 2<sup>nd</sup> day of November, 1961.

John Keil  
Notary Public  
My Com. expires Jan. 7, 1963

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MUNICIPAL AIRPORT AUTHORITY OF THE CITY OF DUBOIS, CLEAR- FIELD COUNTY, PENNSYLVANIA, Plaintiff	:	
VS.	:	No. 456, NOVEMBER TERM, 1960
ROCKTON DRILLING CORPORATION, its successors or assigns, Defendant	:	

ORDER

AND NOW, this 7<sup>th</sup> day of Nov., 1961,  
upon consideration of the foregoing Petition it is hereby ORDERED  
AND DECREED that judgment be entered in favor of the Plaintiff  
and against the Defendant in the above entitled action and for  
the relief prayed for in said Complaint, ~~not to be waived~~  
~~by stipulation entered into before said~~  
BY THE COURT

BY THE COURT,

BY THE COURT,  
  
John P. J. Murphy  
P.J.C.

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNA.  
No. 456, NOVEMBER TERM, 1960

MUNICIPAL AIRPORT AUTHORITY  
OF THE CITY OF DUBOIS, CLEAR-  
FIELD COUNTY, PENNSYLVANIA,  
Plaintiff

• 5

ROCKTON DRILLING CORPORATION  
its successors or assigns  
Defendant

## POSITION

LAW OFFICES  
**GLEASON, CHERRY & CHERRY**  
7-10 DAMUS BUILDING  
**DU BOIS, PENNSYLVANIA**

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MUNICIPAL AIRPORT AUTHORITY OF THE CITY OF DUBOIS, CLEAR- FIELD COUNTY, PENNSYLVANIA, Plaintiff	:	
	:	
	:	
-vs-	:	No. 456 NOVEMBER TERM, 1960
	:	
ROCKTON DRILLING CORPORATION, its successors or assigns, Defendant	:	
	:	
	:	

STIPULATION

WHEREAS, the MUNICIPAL AIRPORT AUTHORITY of the City of DuBois, Clearfield County, Pennsylvania as Plaintiff, has instituted an Action to Quiet Title against the ROCKTON DRILLING CORPORATION, its successors or assigns, Defendant, to the above Number and Term; and,

WHEREAS, it has been agreed between counsel for the Plaintiff and counsel for the Defendant that a Stipulation be made whereby the differences between the parties shall be resolved in accordance with an oral agreement made and concluded between the Plaintiff and Defendant;

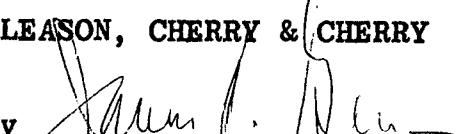
NOW THEREFORE, it is hereby stipulated and agreed that the said Defendant shall have a period of sixty days from date in which to purchase the premises now in dispute for the agreed consideration of \$43,477.50 constituting the balance due in accordance with Defendant's accepted bid to purchase the same, but in event the Defendant should fail to purchase said premises within the said period of sixty days the Court of Common Pleas of Clearfield County is authorized and directed to enter a final order forthwith in favor of the Plaintiff and against the Defendant forever de-

barring the Defendant from claiming any further right, title or demand whatsoever in or against said premises, including but not inclusive of, the right to use or occupy the same and also that the said Plaintiff shall, as against the said Defendant, its successors or assigns, have and enjoy a clear and marketable title free and clear of any actions, claims, demands or suits by or upon behalf of the said Defendant, its successors or assigns, and any monies heretofore paid by the said Defendant to the said Plaintiff for the purchase of said premises shall be retained by the Plaintiff as liquidated damages for the Defendants failure to purchase the same, and in event of such failure to purchase within sixty days the Defendant further agrees to assume the record costs of these proceedings, otherwise the same are to be equally divided between the parties. It is further stipulated and agreed that any provisions of law or procedure which are in conflict with the above are expressly waived.

GLEASON, CHERRY & CHERRY

Dated: August 5, 1961

By

  
Counsel for Plaintiff

  
Counsel for Defendant

Wm C. Cline

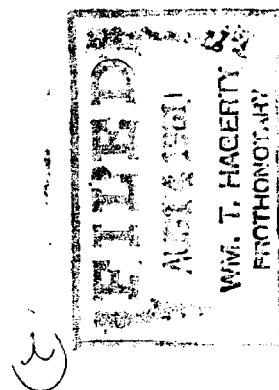
IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNA.  
No. 456 NOVEMBER TERM, 1960

MUNICIPAL AIRPORT AUTHORITY  
OF THE CITY OF DUBOIS, CLEAR-  
FIELD COUNTY, PENNSYLVANIA  
Plaintiff

-vs-

ROCKTON DRILLING CORPORATION  
its successors or assigns  
Defendant

STIPULATION



LAW OFFICES  
GLEASON, CHERRY & CHERRY  
7-10 DAMUS BUILDING  
Du Bois, PENNSYLVANIA  
109 N. BRADY STREET

Now, Aug 17<sup>th</sup> 1961 - Service accepted  
by copy.  
Wm. C. Cline  
Wm. T. Hagerty

In The Court Of Common Pleas Of Clearfield County Pennsylvania

Municipal Airport Authority  
of the City of Du Bois, Clear  
field County, Pennsylvania,

No 456 November Term 1962  
6IX

vs

Rockton Drilling Corporation  
its successors or assigns.

Complaint in Action  
to Quiet Title

Now, February, 23rd 1961 deputized the Sheriff of Allegheny, County to serve the within Complaint in Action to Quiet Title, upon Rockton Drilling Corporation.

Now, February 28th 1961, served the within Complaint in Action to Quiet Title, upon Rockton Drilling Corporation ~~et al~~ by deputizing the Sheriff of Allegheny County, The return of service of Willian H.Davis, Sheriff of Allegheny County is hereto attached and made part of this return of service.

Costs: Sheriff Ammerman \$6.00  
Sheriff of Allegheny County \$9.00  
(Paid by Attys G.C.C.).

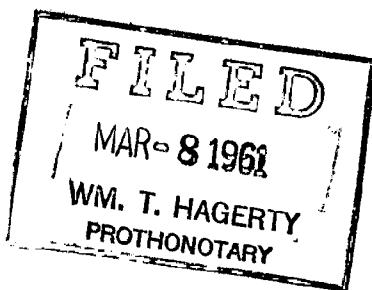
So Answers,  
Charles G. Ammerman  
Sheriff

Charles S. Gorman.

Sworn to before me this 8th  
day of March A.D. 1961

Wm. J. Flageoty

## Prothonotary.



Know all men by these presents, That I, Charles G. Ammerman  
High Sheriff of Clearfield County, State of Pennsylvania, do hereby deputize Sheriff of  
Allegheny County \_\_\_\_\_ to execute this writ; this deputation being made at the  
request and risk of the Plaintiff.

Given under my hand and seal this 23rd day of February  
A. D. 1961.



CHARLES G. AMMERMAN \_\_\_\_\_ Sheriff.

The Commonwealth of Pennsylvania      }  
ALLEGHENY COUNTY                            } ss.:

Personally appeared before me, H.F.Langfitt, a Deputy for  
William H.Davis, Sheriff of Allegheny County, Pennsylvania, who being duly sworn according to law,  
deposed and says that on the 28th day of February 1961 he served  
Rockton Drilling Corporation, at there place of business,

14-Wood Street, Pittsburgh,  
at No. \_\_\_\_\_ Street \_\_\_\_\_

Allegheny County, Pennsylvania, with a true and attested copy of the within writ Complaint in  
Action to Quiet Title, No 456-November Term, 1960.

by handing the same to and leaving with Mrs. L. Wilhelm, she being the person for the time being in charge thereof.

and making known to Her \_\_\_\_\_

**\$ 9.00 Sheriff Davis costs pd.**

J. F. Langfitt  
Deputy Sheriff, Allegheny County, Pennsylvania.

Sworn and subscribed to before me this 6th

day of March 1961

Notary Public

## So Answers

**Sheriff, Allegheny County, Pennsylvania**

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MUNICIPAL AIRPORT AUTHORITY  
OF THE CITY OF DUBOIS, CLEAR-  
FIELD COUNTY, PENNSYLVANIA,  
Plaintiff

No. 456 NOVEMBER TERM, 1960

VS.

ROCKTON DRILLING CORPORATION,  
its successors or assigns,  
Defendant

ACTION TO QUIET TITLE

COMPLAINT

And now comes the above entitled Plaintiff, MUNICIPAL AIRPORT AUTHORITY, by their attorneys, JAMES A. GLEASON, Esq. and DONALD J. DENNISON, Esq. and file this Action to Quiet Title of which the following is a statement:

1. That the Plaintiff is a Municipal Authority organized under the laws of the Commonwealth of Pennsylvania with principal offices and place of business at the DuBois Municipal Building, West Scribner Avenue, DuBois, Pennsylvania.

2. That the ROCKTON DRILLING CORPORATION is a business corporation organized under the laws of the Commonwealth of Pennsylvania with principal offices and place of business at 14 Wood Street, Pittsburgh, Pennsylvania.

3. That the Plaintiff is the owner of certain premises known as the Old DuBois Airport located in Sandy Township, Clearfield County, Pennsylvania, comprising 75.12 acres, more or less, conveyed by the City of DuBois by deed dated the 19th day of December, 1955 and duly recorded at Clearfield, Pennsylvania in Deed Book No. 451, page 78, a more precise description of said premises being hereto attached and marked Exhibit "A".

4. That the said Plaintiff did on the 30th day of January, 1959, the 13th day of February, 1959 and the 23rd day of February, 1959, advertise in the DuBois Courier-Express for sealed bids for the purchase of said premises which bids were to be opened at the

Municipal Building of the City of DuBois on the 28th day of February, 1959 at 2:00 o'clock P.M., E.S.T.

5. That on the said 28th day of February, 1959 at said time and place, all sealed bids received by the Authority were publicly opened and the bidders advised that official action would be taken on said bids by the Authority and the successful bidder thereafter notified.

6. That at a meeting of the Airport Authority on the 30th day of March, 1959 the bid of the ROCKTON DRILLING CORPORATION was accepted by the said Authority and the Defendant then notified that his bid in the sum of Fifty-One Thousand One Hundred Fifty Dollars (\$51,150.00) had been accepted and that down payment of 15% of this amount for the purpose of securing performance had likewise been accepted by the Authority.

7. That on the 17th day of May, 1960, by letter hereunto attached and marked Exhibit "B", the said Defendant was requested to arrange a settlement date to suit their convenience any time on or after June 1, 1960 for the purpose of concluding sale of the Old Airport premises and inquiring as to what date would be convenient for that purpose.

8. That on the 23rd day of May, 1960, by letter hereunto attached and marked Exhibit "C", the said Defendant advised the Plaintiff that they would arrange for the passage of title on September 1, 1960 and further stated that possession of the Airport premises could not be concluded before early August, 1960.

9. That on the 9th day of August, 1960, by letter hereunto attached and marked Exhibit "D", the said ROCKTON DRILLING CORPORATION was advised that the Plaintiff was now ready to turn over possession of the said premises and requested what date would be

suitable to arrange the closing details of this transaction.

10. That hearing nothing further from the said Defendant, the Plaintiff did prepare or did cause to have prepared a deed to the Defendant for said Airport premises, which deed was fully executed and acknowledged for delivery.

11. That through the agency of the Mellon National Bank and Trust Company of Pittsburgh, Pennsylvania it was endeavored to make official personal tender of said deed to the Defendant with a request for the balance of the purchase price at the offices of the Defendant at 14 Wood Street, Pittsburgh, Pennsylvania; that said effort was made every alternate day from October 4, 1960 to October 23, 1960 (excluding Sundays and Holidays) but that the offices of the Defendant were closed on each occasion and the said Mellon National Bank and Trust Company was informed that the Defendant had moved and left no address.

12. That the Defendant is maintaining possession of a portion of said premises for storage purposes only but that there is no one in charge of the premises upon whom service can be made.

13. That Plaintiff is unable to sell, lease or transfer said property because of the alleged equitable interest of the Defendant in the same.

14. That said Defendant by failing to accept tender of said deed and pay the consideration therefore has forfeited any interest it may have in and to said premises.

15. That Plaintiff is unable to ascertain the present names or addresses of any of the officers or officials, or persons in charge of the offices of said Defendant corporation.

16. That Plaintiff desires to Quiet Title to said premises unto themselves, their heirs, successors and assigns.

WHEREFORE Plaintiff requests your Honorable Court:

(a) to determine that Plaintiff have title in fee

simple to said premises as against the said Defendant, its successors or assigns.

(b) to determine that Plaintiffs are entitled to possession of said premises.

(c) to enjoin the Defendant, its successors or assigns from setting up any title to said premises or from impeaching, denying or in any way attacking Plaintiff's title to the same; and

(d) to grant and declare whatsoever further relief as may appear to be equitable and proper.

Donald F. Gleason

James A. Gleason  
Attorneys for Plaintiff *Per d.s.*

STATE OF PENNSYLVANIA :  
: SS.  
COUNTY OF CLEARFIELD :

Personally appeared before the undersigned official, DON B. KIEL, Secretary of the MUNICIPAL AIRPORT AUTHORITY OF THE CITY OF DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA, who, being duly sworn according to law, does depose and say that the facts set forth in the foregoing Petition are true and correct to the best of his knowledge, information and belief.

Don B. Kiel

Sworn to and subscribed before me this 21<sup>st</sup> day of January, 1961.

Josephine Cherry  
JOSEPHINE M. CHERRY  
Notary Public, My Com-  
mission expires Jan. 7, 1963

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MUNICIPAL AIRPORT AUTHORITY  
OF THE CITY OF DUBOIS, CLEAR-  
FIELD COUNTY, PENNSYLVANIA,

Plaintiff

No. NOVEMBER TERM, 1960

VS.

ROCKTON DRILLING CORPORATION, its  
successors or assigns,

**ACTION TO QUIET TITLE**

**AFFIDAVIT**

Personally appeared before the undersigned official, DON B. KIEL, Secretary of the MUNICIPAL AIRPORT AUTHORITY OF THE CITY OF DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA, who, being duly sworn according to law, does depose and say that after diligent search the above entitled Plaintiff is unable to ascertain the names or addresses of any of the present officers or officials, or persons upon whom service can be validly made, of said Defendant corporation despite all due and diligent effort made by said Plaintiff to ascertain the same. That Plaintiff is reliably informed that the President of said Defendant corporation is John Fox but that his whereabouts, after diligent inquiry, are also unknown.

Further deponent saith not.

Sworn to and subscribed before me this 9/1/07 day of

January, 1961.

JOSEPHINE M. CHERRY  
Notary Public, My Com-  
mission expires June 5, 1953

EXHIBIT "A"

THIS DEED, made as of the 19th day of December, 1955, between the CITY OF DUBOIS, a Municipal Corporation of the Third Class, in the County of Clearfield and Commonwealth of Pennsylvania, hereinafter called Grantor;

A N D

THE MUNICIPAL AIRPORT AUTHORITY OF THE CITY OF DUBOIS, COUNTY OF CLEARFIELD, PENNSYLVANIA, a corporation organized and existing under the Municipality Authorities Act of Pennsylvania, and having its principal offices and place of business in the City of DuBois, Clearfield County, Pennsylvania, hereinafter called Grantee;

WHEREAS, the City of DuBois became owner of certain lots or pieces of land situate in the Township of Sandy, Clearfield County, Pennsylvania, by deeds of Cornelia Elizabeth Lowe Taylor, dated June 9, 1936 and October 28, 1936, and duly recorded at Clearfield, Pennsylvania, in Deed Book Vol. 316, pages 101 and 100 respectively, and by Condemnation proceedings filed at Clearfield, Pennsylvania to No. 276, May Term, 1937; and

WHEREAS, the City of DuBois did by Ordinance No. 807 incorporate an Airport Authority by virtue of the Municipality Authorities Act; and

WHEREAS, the Council of the City of DuBois by motion passed November 21, 1955, did authorize the conveyance of the above-mentioned land to the Municipal Airport Authority of the City of DuBois, County of Clearfield, Pennsylvania.

NOW, THEREFORE, under and by virtue of the premises hereinbefore set forth, the City of DuBois does hereby grant and convey unto said grantee ALL those certain pieces or parcels of land situate in the Township of Sandy, Clearfield County, Pennsylvania, and being bounded and described as follows, to wit:

THE FIRST THEREOF: BEGINNING at a point on Public Road Number 17016 and in line of lands of C. L. Lowe and Arthur H. McCool; thence North 37° 43' East along public road, ninety-nine and twenty-two one-hundredths (99.22) feet to a point; thence North 11° 44' East along public road one hundred and seventy-four and fifty-eight one-hundredths (174.58) feet to a point; thence North 13° 08' West along public road two hundred eleven and sixty-two one-hundredths (211.62) feet to a point; thence North 42° 29' West along public road seven hundred twenty-seven and twenty-five one-hundredths (727.25) feet to a point; thence North 18° 05' West along public road one hundred forty-two and fifty-four one-hundredths (142.54) feet to a point; thence North 58° 46' East six hundred-thirteen and thirty-four one-hundredths (613.34) feet to a point; thence North 19° 15' West seven hundred forty-three and sixty-four one-hundredths (743.64) feet to a point on the South Line of a Street; thence North 73° 51' West one hundred eleven and two one-hundredths (111.02) feet along the South Line of a Street to a point; thence North 16° 09' East fifty (50) feet to a point on the North side of same street; thence North 81° 26' East 317.37 feet to a point; thence South 83° 12' East three hundred

and fifty-five one-hundredths (300.55) feet to a point; thence South  $19^{\circ} 15'$  East four hundred ninety-six and twenty five one-hundredths (496.25) feet to a point; thence North  $58^{\circ} 46'$  East five hundred eighteen and eleven one-hundredths (518.11) feet to a point at Public Road Number 17030; thence South  $8^{\circ} 20'$  East along public road three hundred fifty and eighty five one-hundredths (350.85) feet to a point; thence South  $62^{\circ} 13'$  East along public road one hundred seventy five and eleven one-hundredths (175.11) feet to a point; thence North  $86^{\circ} 56'$  East along public road two hundred fifteen and forty five one-hundredths (215.45) feet to a point; thence South  $22^{\circ} 53'$  West one thousand one hundred forty three and twenty two one-hundredths (1143.22) feet to a point; thence South  $19^{\circ} 15'$  East two hundred twenty seven and seventy six one-hundredths (227.76) feet to a point; thence South  $22^{\circ} 53'$  West three hundred eighty-eight (388) feet to a point; thence South  $61^{\circ} 23'$  West two hundred sixty nine and forty three one-hundredths (620.43) feet to a point; thence South  $22^{\circ} 53'$  West forty one and eighty one one-hundredths (41.81) feet to a point in line of lands of C. L. Lowe and Arthur H. McCool; thence North  $72^{\circ} 55'$  West along the line of lands of C. L. Lowe and Arthur H. McCool five hundred ninety-three and ten one-hundredths (593.10) feet to the public road and place of beginning. Containing fifty-six and forty-nine one-hundredths (56.49) acres.

THE SECOND THEREOF: BEGINNING at a point on Public Road Number 17030 and on line of lands of C. L. Lowe; thence North  $22^{\circ} 53'$  East two hundred nine and thirty one-hundredths (209.30) feet to a point; thence North  $67^{\circ} 53'$  East two hundred seventy seven and twenty five one-hundredths (277.25) feet to a point; thence South  $67^{\circ} 07'$  east four hundred eighty seven and fifty four one-hundredths (487.54) feet to a point in line of lands of C. L. Lowe and Dickenson; thence South  $16^{\circ} 10'$  West along the line of lands of C. L. Lowe and Dickerson three hundred eighty two and fifty eight one-hundredths (382.58) feet to a point; thence South  $58^{\circ} 49'$  West three hundred four and forty one-hundredths (304.40) feet to a point on Public Road Number 17030; thence South  $86^{\circ} 56'$  West along public road two hundred fifteen and forty five one-hundredths (215.45) feet to a point; thence North  $62^{\circ} 13'$  West along public road one hundred seventy five and eleven one-hundredths (175.11) feet to a point; thence North  $8^{\circ} 20'$  West along public road three hundred fifty and eighty five one-hundredths (350.85) feet to a point at the place of beginning. Containing nine and fifty-nine one-hundredths (9.59) acres.

THE THIRD THEREOF: BEGINNING at a point on property line between formerly C. L. Lowe and formerly Arthur H. McCool, said point being Southwest corner of hereinafter described land; thence North  $22^{\circ} 53'$  East forty-one and eighty-one one-hundredths (41.81) feet to a point; thence North  $61^{\circ} 23'$  East two hundred sixty-nine and forty-three one-hundredths (269.43) feet to a point; thence North  $22^{\circ} 53'$  East three hundred eighty-eight (388) feet to an iron pin; thence South  $19^{\circ} 15'$  East Three hundred ninety (390) feet,

more or less to a point on the Eastern line of formerly C. L. Lowe; thence South 16° 10' West three hundred ten (310) feet, more or less, to Southeast corner of the formerly C. L. Lowe property; thence North 72° 55' West, four hundred seventy (470) feet to the place of beginning. Containing 3.48 acres, more or less.

THE FOURTH THEREOF: BEGINNING at a point on the Public Highway at the corner of lands to be taken and lands of C. L. Lowe, and thence along line of lands of the City of DuBois 72° 55' East five hundred ninety-three and 10/100 (593.10) feet to a post; thence along line of other lands of said Effie A. Moore, South 22° 39' West, one hundred eighty-one and 05/100 (181.05) feet to a post; thence South 22° 49' West, two hundred sixty-five (265) feet to a point; thence North 67° 11' West, five hundred ten (510) feet to a point; thence North 22° 49' East one hundred fifty (150) feet to a point; thence North 67° 11' West, one hundred forty-nine and 81/100 (149.81) feet to a post on the Public Highway; thence along said Public Highway North 39° 05' East, two hundred forty-six and 66/100 (246.66) feet to a post and place of beginning, and containing 5.56 acres.

The said City of DuBois, Grantor, makes this conveyance by virtue of a resolution of Council of the City of DuBois, duly made and entered on the minutes of the meeting, on the 21st day of November, 1955, the said resolution authorizing and directing the Mayor, and the Director of Public Parks and property, to execute the said conveyance, same to be attested by the City Clerk, and the City Seal affixed thereto, and further appointing and constituting the Mayor, P. B. Dillman, to acknowledge the said deed, for and on behalf of the City of DuBois, that the same might be recorded as such.

IN WITNESS WHEREOF, the said Grantor has caused this indenture to be executed by its Mayor and its Director of Parks and Public Property, and attested by its City Clerk.

Attest:

CITY OF DUBOIS

/s/ E. V. Johnson  
City Clerk

By /s/ P. B. Dillman  
Mayor

/s/ William H. Shaw  
Director of Parks and Public  
Property.

COMMONWEALTH OF PENNSYLVANIA :  
: SS.  
COUNTY OF CLEARFIELD :  
:

On this, the 21st day of December, 1955 before me, the undersigned officer, personally appeared P. B. DILLMAN, who acknowledged himself to be the Mayor of the City of DuBois, a municipal corporation, and that he as such Mayor being authorized to do so, executed the foregoing instrument for the purposes therein contained by signing the name of the City by himself as Mayor.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal.

/s/ Merritt I. Edner  
Merritt I. Edner, Alderman  
Third Ward of City of DuBois,  
Clfd. Co., Pa.  
My Commission Expires Jan. 6, 1958

Affidavit No. 2504

Entered of Record June 14, 1956, 9:00 A.M. Dick Reed, Recorder.

O  
P  
Y

Exhibit "B"

May 17, 1960

Mr. John Fox  
Rockton Drilling Corporation  
14 Wood Street  
Pittsburgh, Pennsylvania

Dear Mr. Fox:

I have been requested by the DuBois Airport Authority to arrange a settlement date with you to suit your convenience any time on or after June 1st, 1960, for the purpose of concluding sale of the old airport premises. Will you please advise what date will be convenient and also give us the name of the grantee as you desire it to appear on the deed?

Respectfully yours,

GLEASON, CHERRY & CHERRY

By /s/ J. A. GLEASON

JAG:j

cc: Mr. George W. Yohe  
DuBois Deposit National Bank  
DuBois, Pennsylvania

C  
O  
P  
Y

EXHIBIT "C"

ROCKTON DRILLING CORP.  
14 Wood Street  
Pittsburgh 22, Pennsylvania

May 23, 1960

James A. Gleason, Esquire,  
Gleason, Cherry & Cherry,  
7-10 Damus Building,  
DuBois, Pennsylvania

Dear Mr. Gleason:

I spent the whole of last week in DuBois. I have been supervising the putting together of a drilling rig, which requires the services of five welders for approximately twenty working days.

I have seen George Eckert many times during the past three weeks, particularly this past one, and learned that you have not as yet started to put together the prefabricated hangar, the delay being due to the incessant rain. As of last Friday, the DuBois area had had sixteen successive days in which rain fell.

I am very anxious for economic and business reasons, to take possession of the airport. Mr. Eckert, however, will be unable to give me possession until he can move out, lock, stock and barrel, which means moving the airplanes and the present hangar to the new facilities to be built on the Falls Creek airport. Mr. Eckert estimates that even though you should start today, May 23, to put together the hangar, it will take until some time in July to get the work completed -- and even this presupposes constant good weather, a thing unheard of in DuBois. My own guess, which is a pretty realistic one, is that if he can move in early August, he will be doing well. After all, the original target date was September 1 of last year.

I have arranged with him to begin to move some of our equipment into non-sensitive parts of the area surrounding the hangars in a week or so. Rent will be paid, of course under the present arrangement until such time as he gets out -- an uncertain date. In all the circumstances, I am satisfied that we can all count absolutely on his being out some time in August. We will cause the rent to be paid through August 31, and would like to make a definitive arrangement

Mr. Gleason -2-

for the passage of title on Thursday, September 1, 1960. I think we can all plan on that date with certitude. I am apprehensive that anything before then might be subject to more delay, and delay is nuisance mostly because it will waste the time of everyone concerned.

Very truly yours,

ROCKTON DRILLING CORP.

/s/ John Fox

John Fox, President

JF:fcb

cc: Mr. George W. Yohe  
Mr. George Eckert  
Mr. E. A. Noon

C  
O  
P  
Y

EXHIBIT "D"

August 9, 1960

Mr. John Fox, President  
Rockton Drilling Corp.  
14 Wood Street  
Pittsburgh 22, Pennsylvania

Dear Mr. Fox:

This is to advise that we are now ready  
to turn over the old airport premises to you, and  
wish you would advise what date would be suitable  
to arrange the closing details of this transaction.

Very truly yours,

GLEASON, CHERRY & CHERRY

By /s/ James A. Gleason

JAG:cmb

cc: Mr. George W. Yohe

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MUNICIPAL AIRPORT AUTHORITY  
OF THE CITY OF DUBOIS, CLEAR-  
FIELD COUNTY, PENNSYLVANIA,

Plaintiff

No. \_\_\_\_ NOVEMBER TERM, 1960

VS.

ROCKTON DRILLING CORPORATION, its  
successors or assigns,

Defendant

ACTION TO QUIET TITLE

NOTICE

TO: ROCKTON DRILLING CORPORATION, a business corporation organized  
under the laws of the Commonwealth of Pennsylvania.

YOU ARE HEREBY NOTIFIED that an Action to Quiet Title to  
lands in Sandy Township, Clearfield County, Pennsylvania, has been  
entered against you. Said lands are bounded and described as fol-  
lows:

THE FIRST THEREOF: BEGINNING at a point on Public  
Road Number 17016 and in line of lands of C. L.  
Lowe and Arthur H. McCool; thence North 37° 43'  
East along public road, 99.22 feet to a point;  
thence North 11° 44' East along public road 174.58  
feet to a point; thence North 13° 08' West along  
public road 211.62 feet to a point; thence North  
42° 29' West along public road 727.25 feet to a  
point; thence North 18° 05' West along public road  
142.54 feet to a point; thence North 58° 46' East  
613.34 feet to a point; thence North 19° 15' West  
743.64 feet to a point on the South Line of a Street;  
thence North 73° 51' West 111.02 feet along the South  
Line of a Street to a point; thence North 16° 09'  
East 50 feet to a point on the North side of same  
street; thence North 81° 26' East 317.37 feet to a  
point; thence South 83° 12' East 300.55 feet to a  
point; thence South 19° 15' East 496.25 feet to a  
point; thence North 58° 46' East 518.11 feet to a  
point at Public Road Number 17030; thence South 8°  
20' East along public road 350.85 feet to a point;  
thence South 62° 13' East along public road 175.11  
feet to a point; thence North 86° 56' East along  
public road 215.45 feet to a point; thence South 22°  
53' West 1143.22 feet to a point; thence South 19°  
15' East 227.76 feet to a point; thence South 22°  
53' West 388 feet to a point; thence South 61° 23'  
West 620.43 feet to a point; thence South 22° 53'  
West 41.81 feet to a point in line of lands of C.  
L. Lowe and Arthur H. McCool; thence North 72° 55'  
West along the line of lands of C. L. Lowe and Arthur

H. McCool 593.10 feet to the public road and place of beginning. Containing 56.49 acres.

THE SECOND THEREOF: BEGINNING at a point on Public Road Number 17030 and on line of lands of C. L. Lowe; thence North 22° 53' East 209.30 feet to a point; thence North 67° 53' East 277.25 feet to a point; thence South 67° 07' East 487.54 feet to a point in line of lands of C. L. Lowe and Dickenson; thence South 16° 10' West along the line of lands of C. L. Lowe and Dickerson 382.58 feet to a point; thence South 58° 49' West 304.40 feet to a point on Public Road Number 17030; thence South 86° 56' West along public road 215.45 feet to a point; thence North 62° 13' West along public road 175.11 feet to a point; thence North 8° 20' West along public road 350.85 feet to a point at the place of beginning. Containing 9.59 acres.

THE THIRD THEREOF: BEGINNING at a point on property line between formerly C. L. Lowe and formerly Arthur H. McCool, said point being Southwest corner of hereinafter described land; thence North 22° 53' East 41.81 feet to a point; thence North 61° 23' East 269.43 feet to a point; thence North 22° 53' East 388 feet to an iron pin; thence South 19° 15' East 390 feet, more or less to a point on the Eastern line of formerly C. L. Lowe; thence South 16° 10' West 310 feet, more or less, to Southeast corner of the formerly C. L. Lowe property; thence North 72° 55' West, 470 feet to the place of beginning. Containing 3.48 acres, more or less.

THE FOURTH THEREOF: BEGINNING at a point on the Public Highway at the corner of lands to be taken and lands of C. L. Lowe, and thence along line of lands of the City of DuBois 72° 55' East 593.10 feet to a post; thence along line of other lands of said Effie A. Moore, South 22° 39' West, 181.05 feet to a post; thence South 22° 49' West, 265 feet to a point; thence North 67° 11' West, 510 feet to a point; thence North 22° 49' East 150 feet to a point; thence North 67° 11' West, 149.81 feet to a post on the Public Highway; thence along said Public Highway North 39° 05' East, 246.66 feet to a post and place of beginning, and containing 5.56 acres.

You are further notified to appear and answer the Complaint in the said action within twenty (20) days of this notice, otherwise judgment will be entered against you barring you from all claims, rights and interest inconsistent with the Plaintiff's claim of title, as set forth in the Complaint.

GLEASON, CHERRY & CHERRY  
109 North Brady Street  
DuBois, Pennsylvania

DONALD J. DENNISON, ESQ.  
Brookville, Pennsylvania  
Attorneys for Plaintiff

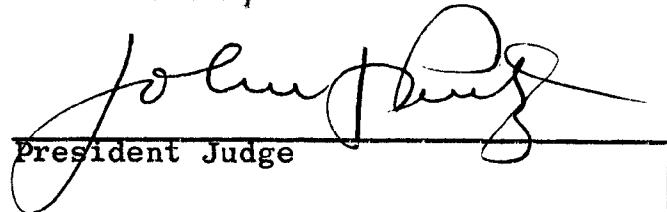
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MUNICIPAL AIRPORT AUTHORITY :  
OF THE CITY OF DUBOIS, CLEAR- :  
FIELD COUNTY, PENNSYLVANIA, :  
Plaintiff : No. \_\_\_\_ NOVEMBER TERM, 1960  
VS.  
ROCKTON DRILLING CORPORATION, its :  
successors or assigns, :  
Defendant : ACTION TO QUIET TITLE

O R D E R

Now, this 23<sup>rd</sup> day of June, 1961, it appearing  
that an Action to Quiet Title has been filed in the above stated  
case and the identity and whereabouts of the offices, officials or  
officers of the Defendant ROCKTON DRILLING CORPORATION, its suc-  
cessors or assigns, is unknown, it is hereby ORDERED AND DECREED,  
that the said Defendant, ROCKTON DRILLING CORPORATION, its suc-  
cessors or assigns, be served with a copy of this Complaint by  
advertising the same in the DuBois Courier-Express, once a week for  
three successive weeks in accordance with the notice attached and  
made a part of the Complaint.

BY THE COURT,

  
\_\_\_\_\_  
President Judge

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNA.  
No. 156 NOVEMBER TERM, 1960

MUNICIPAL AIRPORT AUTHORITY  
OF THE CITY OF DUBOIS, CLEAR-  
FIELD COUNTY, PENNSYLVANIA,  
Plaintiff

VS.

ROCKTON DRILLING CORPORATION,  
its successors or assigns,  
Defendant

ACTION TO QUIET TITLE

*George L. Gleason*

TO THE WITHIN NAMED DEFENDANT:

You are hereby notified  
to plead to the enclosed  
Complaint within twenty (20)  
days from service hereof.

*James P. Gleason*  
Brookville, Pennsylvania

*James P. Gleason*  
LAW OFFICES  
GLEASON, CHERRY & CHERRY  
7-10 DAMUS BUILDING  
DU BOIS, PENNSYLVANIA

*James P. Gleason*  
109 N. BRADY STREET