

002242-CD  
JOHN C. AMICK et al -vs- DUBOIS LAND COMPANY a/k/a

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - AT LAW

JOHN C. AMICK, Trustee, and : No. 00-242-10  
CHRIST THE KING MANOR, INC., a :  
non-profit corporation, :  
Plaintiffs :  
vs. :  
DUBOIS LAND COMPANY, a/k/a DUBOIS :  
LAND AND IMPROVEMENT COMPANY, :  
their successors and assigns, :  
Defendants. :  
: Type of Case:  
: ACTION TO QUIET TITLE  
: Type of Pleading:  
: MOTION, AFFIDAVIT and  
: ORDER OF COURT  
: Filed on behalf of PLAINTIFFS  
by:  
: ROBERT M. HANAK, ESQ.  
: PA Atty. ID #05911  
: Hanak, Guido and Taladay  
: 498 Jeffers Street  
: PO Box 487  
: DuBois, PA 15801  
: (814) 371-7768

**FILED**

**FEB 25 2000**

William A. Shaw  
Prothonotary

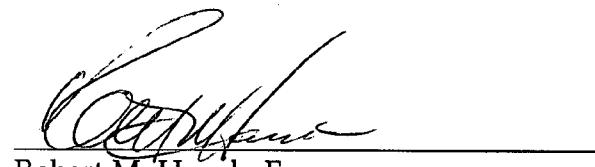
IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - AT LAW

JOHN C. AMICK, Trustee, and	:	
CHRIST THE KING MANOR, INC., a	:	
non-profit corporation,	:	
Plaintiffs	:	
	:	No.
vs.	:	
	:	ACTION TO QUIET TITLE
DUBOIS LAND COMPANY, a/k/a DUBOIS	:	
LAND AND IMPROVEMENT COMPANY,	:	
their successors and assigns,	:	
Defendants	:	

MOTION FOR SPECIAL ORDER  
DIRECTING SERVICE BY PUBLICATION

AND NOW, this 23rd day of February, 2000, the Plaintiffs, JOHN C. AMICK, Trustee, and CHRIST THE KING MANOR, INC., by their undersigned attorney and pursuant to Pa.R.C.P. No. 430, motion this Court for a Special Order permitting service of the Complaint to Quiet Title in this action by publication. Plaintiffs' Affidavit having been executed and filed states that they are without knowledge or information as to the continued existence and whereabouts of the named Defendants; that they are without knowledge or information regarding the identity or whereabouts of the heirs, administrators, executors, successors and assigns of the Defendants; that they are without knowledge or information regarding the identity of any other person, persons, firms, partnerships, or corporate entities who should be defendants in the above action; that, therefore, the Plaintiffs by their attorney, Robert M. Hanak, move the Court for leave to serve the Complaint on the Defendants generally by publication in such manner as the Court shall direct, as provided by Pennsylvania Rules of Civil Procedure 430(b)(1).

WHEREFORE, the Plaintiffs request the Court to enter a Special Order directing service of the Complaint to Quiet Title on Defendants, DUBOIS LAND COMPANY, a/k/a DUBOIS LAND AND IMPROVEMENT COMPANY, by publication pursuant to Pa.R.C.P. No. 430(b)(1).



\_\_\_\_\_  
Robert M. Hanak, Esq.  
Attorney for Plaintiffs

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - AT LAW

JOHN C. AMICK, Trustee, and :  
CHRIST THE KING MANOR, INC., a :  
non-profit corporation, :  
Plaintiffs :  
: No.  
vs. :  
: ACTION TO QUIET TITLE  
DUBOIS LAND COMPANY, a/k/a DUBOIS :  
LAND AND IMPROVEMENT COMPANY, :  
their successors and assigns, :  
Defendants :  
:

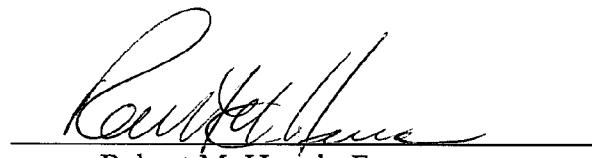
AFFIDAVIT IN SUPPORT OF PLAINTIFFS'  
MOTION FOR SPECIAL ORDER

ROBERT M. HANAK, being duly sworn according to law, deposes and says the following:

1. I, ROBERT M. HANAK, am the Attorney for the Plaintiffs in the above action.
2. At my direction, an investigation was conducted as to the whereabouts of the Defendant. The efforts to locate the Defendant included inquiry to the Pennsylvania Corporation Bureau, a search of the DuBois Telephone Directory, and a search of the Tax and Assessment Records of Clearfield County.
3. I have been unable to locate any address for the Defendants other than the last known address being a corporation under the laws of the Commonwealth of Pennsylvania, with its principal office in the City of DuBois, County of Clearfield, State of Pennsylvania.

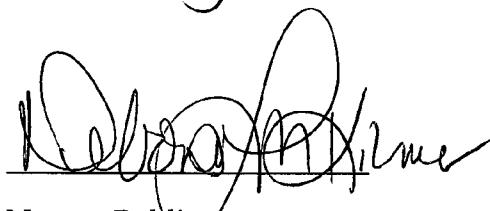
4. To the best of my knowledge, information and belief, the Defendants, DUBOIS LAND COMPANY, a/k/a DUBOIS LAND AND IMPROVEMENT COMPANY, is/are inactive corporation(s), and remained inactive for at least fifty (50) years.

5. The allegations in the foregoing Motion for Special Order and the attached Exhibits are true and correct to the best of my personal knowledge, information and belief.



\_\_\_\_\_  
Robert M. Hanak, Esq.  
Attorney for Plaintiffs

Sworn to and subscribed  
before me this 23<sup>rd</sup> day  
of February 2000.



Notary Public

Notarial Seal
Deborah M. Kilmer, Notary Public
DuBois, Clearfield County
My Commission Expires Aug. 26, 2002

Member, Pennsylvania Association of Notaries

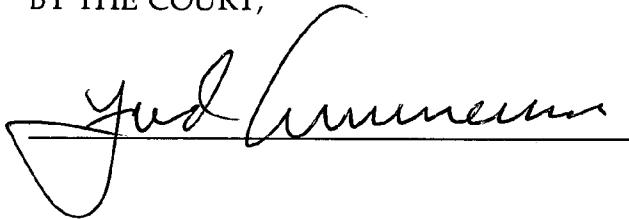
IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - AT LAW

JOHN C. AMICK, Trustee, and :  
CHRIST THE KING MANOR, INC., a :  
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Plaintiffs :  
vs. : No.  
: ACTION TO QUIET TITLE  
DUBOIS LAND COMPANY, a/k/a DUBOIS :  
LAND AND IMPROVEMENT COMPANY, :  
their successors and assigns, :  
Defendants :  
:

ORDER

AND NOW, this 25 day of February, 2000, upon  
consideration of the foregoing Motion, the Plaintiffs are granted leave to make  
service of the Complaint on the above named Defendants, their heirs,  
administrators, executors, successors and assigns, and all other persons, firms,  
partnerships, corporate entities in interest, or their legal representatives, by  
publication once in the *Courier Express*, a newspaper published in Clearfield  
County, Pennsylvania, and once in the *Clearfield County Legal Journal*.

BY THE COURT,



FILED

FEB 25 2000

William A. Shaw  
Prothonotary

FILED

REC'D FEB 25 2000  
10:55 AM C.C. a/c  
William A. Shaw  
Proprietary  
DyBots  
Hannah

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - AT LAW

52 JOHN C. AMICK, Trustee, and : No. 00-242-CD  
114 CHRIST THE KING MANOR, INC., a :  
non-profit corporation, :  
Plaintiffs :  
vs.

116 DUBOIS LAND COMPANY, a/k/a DUBOIS :  
LAND AND IMPROVEMENT COMPANY, :  
their successors and assigns, :  
Defendants. :  
vs.

Type of Case:  
ACTION TO QUIET TITLE

Type of Pleading:  
COMPLAINT

Filed on behalf of PLAINTIFFS  
by:

ROBERT M. HANAK, ESQ.  
PA Atty. ID #05911  
Hanak, Guido and Taladay  
498 Jeffers Street  
PO Box 487  
DuBois, PA 15801  
(814) 371-7768

FILED

FEB 25 2000

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS  
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Plaintiffs	:	
	:	No.
vs.	:	
	:	ACTION TO QUIET TITLE
DUBOIS LAND COMPANY, a/k/a DUBOIS	:	
LAND AND IMPROVEMENT COMPANY,	:	
their successors and assigns,	:	
Defendants	:	

NOTICE

TO: The above named Defendants, DUBOIS LAND COMPANY, a/k/a DUBOIS LAND AND IMPROVEMENT COMPANY, its successors and assigns, and all other person, persons, firms, partnerships or corporation entities in interest, claiming any right, title or interest in the premises described herein.

Plaintiffs have brought an action claiming that they are the owners of all those parcels of real estate described hereafter which may be subject to unopened streets or alleys not dedicated to public purposes and not used privately or publicly. The streets and alleys do not abut or border any lots owned by parties other than the Plaintiffs, are not physically opened, and not subject to any usage rights. The area for which Plaintiffs sought a vacation of streets and alleys is described as follows:

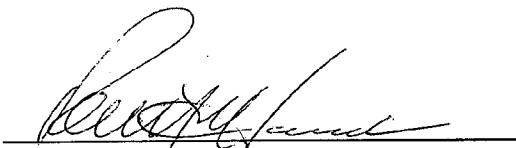
**BEING** all of that parcel of land owned by Plaintiffs which lie to the south of Long Avenue and the west of Fourth Street in Sandy Township, and which runs in a southerly direction along Fourth Street to lands of Robertson, and then along lands of Robertson in a northwesterly direction and northeasterly direction to Long Avenue, and then in a southeasterly and easterly direction along Long Avenue to the intersection of Long Avenue and Fourth Street.

Plaintiffs are seeking an Order of Court discharging any right, title or interest that the Defendants may have to the above real estate.

You have been sued in Court. If you wish to defend against the claims set forth, you must take action within twenty (20) days by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you do not file an answer or enter an appearance, the case may proceed without you and a judgment may be entered against you without further notice for the relief requested by the Plaintiffs. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS NOTICE TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

David Meholick  
Court Administrator  
Clearfield County Courthouse  
Second Floor  
Clearfield, PA 16830  
(814) 765-2641, ext. 1303



ROBERT M'HANAK, ESQ.  
Attorney for Plaintiffs  
Hanak, Guido and Taladay  
498 Jeffers Street  
PO Box 487  
DuBois, PA 15801

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - AT LAW

JOHN C. AMICK, Trustee, and :  
CHRIST THE KING MANOR, INC., a :  
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vs. :  
DUBOIS LAND COMPANY, a/k/a DUBOIS :  
LAND AND IMPROVEMENT COMPANY, :  
their successors and assigns, :  
Defendants :  
No.  
ACTION TO QUIET TITLE

## COMPLAINT

AND NOW, come the Plaintiffs, by their Attorneys, HANAK, GUIDO AND TALADAY, and aver a cause of action for quieting title as follows:

1. Plaintiff is JOHN C. AMICK, Trustee, under the terms and conditions of the John R. Amilkavich Living Trust, under agreement dated May 25, 1999, and whose place of business and residence is at 1028 West Long Avenue, DuBois, Sandy Township, Clearfield County, Pennsylvania 15801.

2. Plaintiff is also CHRIST THE KING MANOR, INC., a non-profit corporation organized under Pennsylvania Law, whose principal place of business is 1100 West Long Avenue, DuBois, Sandy Township, Clearfield County, Pennsylvania 15801.

3. The Defendants are the DUBOIS LAND COMPANY, a/k/a DUBOIS LAND AND IMPROVEMENT COMPANY, their respective successors and assigns. It is believed that neither the DUBOIS LAND COMPANY, nor the DUBOIS LAND AND IMPROVEMENT COMPANY are active or existing enterprises, have no current address and have no current registries, either at the County or State level.

4. Plaintiff, JOHN C. AMICK, as Trustee, is the owner of real estate located in Sandy Township, Clearfield County, Pennsylvania, which includes portions of real estate which lie to the south and west of Long Avenue and Fourth Street in Sandy Township, Clearfield County, Pennsylvania. See Deed, Instrument No. 199908785, recorded on May 28, 1999.

5. CHRIST THE KING MANOR, INC., is also the owner of real estate which lies to the south and west of Long Avenue and Fourth Street in Sandy Township, Clearfield County, Pennsylvania by virtue of two deeds referenced as follows:

a) Deed from John Amilkavich, et ux., to Christ the King Manor, Inc., dated November 21, 1996, and recorded November 22, 1996, in the Office of the Recorder of Deeds, Clearfield County, Pennsylvania, to Book 1804, page 534; and

b) Deed from John Amilkavich, et ux., to Christ the King Manor, Inc., dated February 18, 1999, and recorded March 9, 1999, in the Office of the Recorder of Deeds, Clearfield County, Pennsylvania, as Instrument No. 199903471.

6. The two Plaintiffs own substantially all the land which lies to the south and west of Long Avenue and Fourth Street in Sandy Township, which land was part of the original lands owned by Defendant, DUBOIS LAND COMPANY, a/k/a DUBOIS LAND AND IMPROVEMENT COMPANY, per its Subdivision Plan of 1892. Furthermore, the two Plaintiffs now substantially own all residual land formerly owned by the DUBOIS LAND COMPANY, as conveyed to John R.

Amilkavich and Gertrude J. Amilkavich by deed of A.H. Reitz, as recorded on December 8, 1970, in Clearfield County Deed Book 557, page 200, of which various out parcels have occurred. The land area subject to this action to quiet title is described as follows:

**BEING** all of that parcel of land owned by Plaintiffs which lie to the south of Long Avenue and the west of Fourth Street in Sandy Township, and which runs in a southerly direction along Fourth Street to lands of Robertson, and then along lands of Robertson in a northwesterly direction and northeasterly direction to Long Avenue, and then in a southeasterly and easterly direction along Long Avenue to the intersection of Long Avenue and Fourth Street.

7. Defendant, DUBOIS LAND COMPANY, a/k/a DUBOIS LAND AND IMPROVEMENT COMPANY, were the original developer and subdivider of real estate in Sandy Township, Clearfield County, to mention, from the year 1892 through an approximate time of 1910. The said Defendants produced a Subdivision Map which laid out lots, streets and alleys in that portion of Sandy Township, which lie to the south and west of Long Avenue and Fourth Street, as well as other areas of Sandy Township which have been currently developed.

8. Defendants, although a map was produced, did not physically subdivide or develop that portion of land which lies to the south and west of Long Avenue and Fourth Street in said Township. Such land now is vacant, uninhabited land, with no marked or viable streets or alleys.

9. Plaintiffs own all land to the south and west of Fourth Street and Long Avenue by virtue of the above referenced deeds. Plaintiffs fairly believe that there are no outstanding real estate interests, other than their own, which have an interest in the prayer for relief sought by this Complaint.

10. Although all of Plaintiffs' lands are owned by them, such lands still are subject to a Subdivision Map which shows streets and alleys.

11. The streets and alleys of the Subdivision Map of the Defendants, particularly that area which lies to the south and west of Long Avenue and Fourth Street, is physically divided from areas of Defendants' Subdivision and no assignee or purchaser of Defendants in other areas of the Subdivision have any right or need to streets and alleys laid out in that area owned by Plaintiffs.

12. The referred to streets and alleys as referenced in this Complaint have not been opened physically, publicly, or have never been dedicated for public or municipal purposes.

13. There is no current or past use of any of the streets and alleys referenced herein.

14. Per the Map and Subdivision Plan of Defendants, the following streets and alleys traversing Plaintiffs' land represent an impediment in Plaintiffs' titles:

- a) Bell Avenue, in its entirety;
- b) Lincoln Boulevard, in its entirety;
- c) Howard Avenue, in its entirety;
- d) Manitou Avenue, in its entirety;
- e) Merris Avenue, which lies west of the intersection of Fourth Street;
- f) Taylor Avenue, in its entirety;
- g) Ridge Avenue, in its entirety;
- h) Katherine Avenue, in its entirety;
- i) Webber Avenue, in its entirety;
- j) Logan Avenue, in its entirety;

- k) Fifth Street, in its entirety;
- l) Sixth Street, in its entirety;
- m) Seventh Street, in its entirety;
- n) Eighth Street, in its entirety;
- o) Ninth Street, in its entirety;
- p) Tenth Street, in its entirety;
- q) Garfield Avenue in its entirety;
- r) all streets and alleys which lie between the above named streets and avenues; and
- s) that area shown as a part which lies between Eighth Street, Ninth Street, Merris Avenue and Long Avenue, being an area of 616 feet by 316 feet designated as a park.

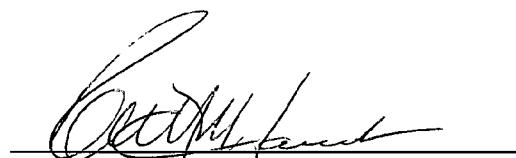
All of the above streets and alleys lie within the deed parameters of lands of the Plaintiffs, and there are no public or private rights which have attached to these streets and alleys which any longer exist.

15. None of the above streets and alleys are used as ingress, egress or general usage, either privately or publicly.

16. There are no third parties or assigns of the Defendants who have any further interest, either privately or publicly, in the streets, alleys and parks as described herein.

17. The fact that Plaintiffs' lands have been mapped showing streets, alleys and parks, it is now necessary to have an Order of Court declaring such streets and alleys have been vacated, abandoned and are no longer subject to any private or public rights which may arise because of the original Subdivision Map.

WHEREFORE, Plaintiffs pray your Honorable Court to enter an Order declaring that the aforementioned streets, alleys and park have been abandoned and vacated and are no longer subject to any private or public right which may arise because of the 1892 Subdivision Map or any subsequent Subdivision Map of the Defendants.



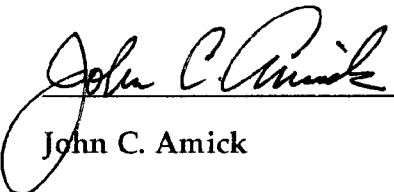
\_\_\_\_\_  
Robert M. Hanak  
Attorney for Plaintiffs

STATE OF PENNSYLVANIA :

: SS.

COUNTY OF CLEARFIELD :

JOHN C. AMICK, as Trustee, being duly sworn according to law, deposes and says that the facts set forth in the foregoing COMPLAINT are true and correct to the best of his knowledge, information and belief.

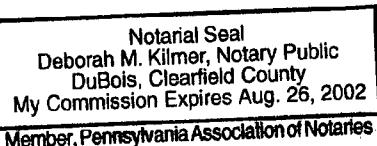


John C. Amick

Sworn to and subscribed  
before me this 22<sup>nd</sup> day  
of February 2000.



Notary Public



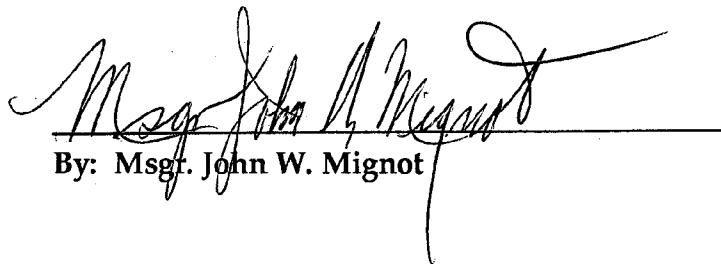
STATE OF PENNSYLVANIA :

: SS.

COUNTY OF CLEARFIELD :

MSGR. JOHN W. MIGNOT, as CEO of CHRIST THE KING MANOR, INC., being duly sworn according to law, deposes and says that the facts set forth in the foregoing COMPLAINT are true and correct to the best of his knowledge, information and belief.

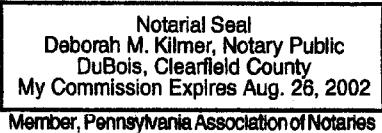
CHRIST THE KING MANOR, INC.:

  
By: MSGR. JOHN W. MIGNOT

Sworn to and subscribed  
before me this 22nd day  
of February 2000.



Notary Public



FILED

FEB 25 2000

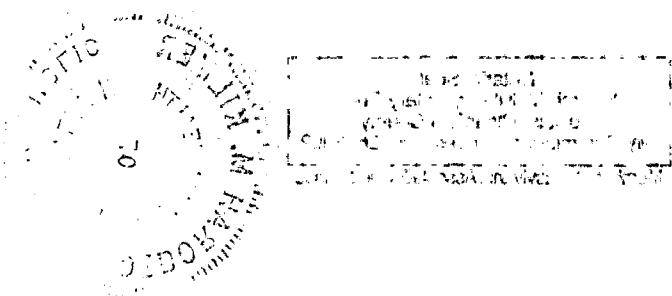
0/10/05 /wr

William A. Shaw

Prothonotary P.P.

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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION

JOHN C. AMICK, Trustee, and  
CHRIST THE KING MANOR, INC.,  
a non-profit corporation,  
Plaintiffs

vs.

DUBOIS LAND COMPANY, a/k/a  
DUBOIS LAND AND IMPROVEMENT  
COMPANY, their successors  
and assigns,

Defendants

NO. 00-242-C.D.

Type of Case: Action to Quiet  
Title

Type of Pleading: Answer

Filed on behalf of: John F.  
Sierzega

Counsel of Record for this Party:  
David P. King, Esquire  
23 Beaver Drive  
P. O. Box 1016  
DuBois, PA 15801  
(814) 371-3760

Supreme Court No. 22980

FILED

MAR 7 2000

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - LAW

JOHN C. AMICK, Trustee, and :  
CHRIST THE KING MANOR, INC., :  
a non-profit corporation, :  
Plaintiffs :  
: :  
vs. : NO. 00-242-C.D.  
: :  
DUBOIS LAND COMPANY, a/k/a : ACTION TO QUIET TITLE  
DUBOIS LAND AND IMPROVEMENT :  
COMPANY, their successors :  
and assigns, :  
Defendants :  
:

ANSWER

AND NOW, comes JOHN F. SIERZEGA, through his Attorney,  
David P. King, and responds to Plaintiffs' Complaint in this  
Action to Quiet Title as follows:

1. Admitted.
2. Admitted.
3. Admitted.
4. Admitted.
5. Admitted.
6. Admitted.
7. Admitted.
8. The averments in Plaintiffs' Paragraph 8 is denied  
in that the referred to subdivision was laid out, including  
streets and alleys, and lot owners in said subdivision are  
entitled to at least the private usage of such streets and  
alleyways, and the land is not vacant, nor uninhabited, and the

streets and alleyways, although currently unmarked, do have viability to all lot owners who purchased property in the subdivision.

9. It is denied that the Plaintiffs own all of the land south and west of Fourth Street, and contrary to Plaintiffs allegations, JOHN F. SIERZEGA, and others, have real estate interest which would be affected by a final order in this case.

10. Admitted. By way of further answer, JOHN F. SIERZEGA asserts at least a private right to the streets and alleys of the subdivision, and the potential right of the public.

11. The averments in Plaintiffs' Paragraph 11 are denied in that JOHN F. SIERZEGA is the owner of Lots 129, 130 and 131, all of which lie to the south and west of Long Avenue and Fourth Street. Moreover, JOHN F. SIERZEGA does have a right and need to streets and alleys laid out in that area, as well as all other areas of the subdivision. Moreover, Plaintiffs' property is only part of a subdivision and which also extends to the north and east of Long Avenue and Fourth Street, and there are other owners in interest who may have a right and need to the usage of the streets and alleyways in the entire subdivision.

12. Admitted.

13. Denied in that JOHN F. SIERZEGA is without information sufficient to form a belief as to the broad allegation as appears in Paragraph 13. Therefore, strict proof of the same is demanded, and JOHN F. SIERZEGA reserves the right to submit evidence to the contrary.

I verify that the statements made in this Answer are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. §4904, relating to unsworn falsification to authorities.

Date: March 16, 2000

  
John F. Sierzega

FILED

MAR 11 2000  
106  
MCC atty  
William A. Shaw  
Prothonotary  
King

Exhibit

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

JOHN C. AMICK, Trustee, and  
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vs.

DUBOIS LAND COMPANY, a/k/a  
DUBOIS LAND AND  
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Defendants

CIVIL DIVISION

No. 00-242-CD

Type of Pleading:

**RETURN OF SERVICE AND  
AFFIDAVIT OF SERVICE  
OF PROCESS**

Filed on Behalf of:

PLAINTIFFS

Counsel of Record for this  
Party:

Robert M. Hanak  
Supreme Court No. 05911  
P. O. Box 487  
498 Jeffers Street  
DuBois, PA 15801

(814) 371-7768

**FILED**

APR 03 2000

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF  
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No. 00-242-CD

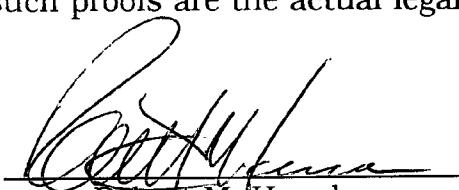
DUBOIS LAND COMPANY, a/k/a  
DUBOIS LAND AND  
IMPROVEMENT COMPANY,  
Defendants

ACTION TO QUIET TITLE

RETURN OF SERVICE AND  
AFFIDAVIT OF SERVICE OF PROCESS

AND NOW, come the Plaintiffs and by their attorney,  
Robert M. Hanak, files this affidavit and return of service of process  
pursuant to Pa. R.C.P. No. 405:

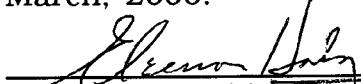
Robert M. Hanak, being duly sworn according to law,  
deposes and says that pursuant to Order of Court of February 25, 2000,  
directing service of process by publication, the undersigned attorney  
has caused publication to occur in the Courier Express on February 29,  
2000, and the Clearfield County Legal Journal on March 3, 2000. The  
originals of the proofs of publication are attached hereto verifying the  
dates of publication. Appended to such proofs are the actual legal  
notices as published.



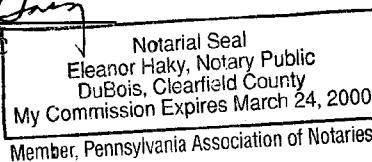
Robert M. Hanak

Sworn to and subscribed  
before me this 23<sup>rd</sup> day of

March, 2000.



Eleanor Haky  
Notary Public



IN THE COURT OF COMMON PLEAS  
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CIVIL ACTION - AT LAW

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Plaintiffs

vs.

DUBOIS LAND COMPANY, a/k/a DUBOIS LAND AND IMPROVEMENT COMPANY, their successors and assigns,  
Defendants

STA  
COI

Linda  
being

week:  
public  
attach:  
TO: The above named Defendants, DUBOIS LAND COMPANY, a/k/a DUBOIS LAND AND IMPROVEMENT COMPANY, its successors and assigns, and all other person, persons, firms, partnerships or corporation entities in interest, claiming any right, title or interest in the premises described herein.

Plaintiffs have brought an action claiming that they are the owners of all those parcels of real estate described hereafter which may be subject to unopened streets or alleys not dedicated to public purposes and not used privately or publicly. The streets and alleys do not abut or border any lots owned by parties other than the Plaintiffs, are not physically opened, and not subject to any usage rights. The area for which Plaintiffs sought a vacation of streets and alleys is described as follows:

BEING all of that parcel of land owned by Plaintiffs which lie to the south of Long Avenue and the west of Fourth Street in Sandy Township, and which runs in a southerly direction along Fourth Street to lands of Robertson, and then along lands of Robertson in a north-westerly direction and northeasterly direction to Long Avenue, and then in a southeasterly and easterly direction along Long Avenue to the intersection of Long Avenue and Fourth Street.

Plaintiffs are seeking an Order of Court discharging any right, title or interest that the Defendants may have to the above real estate.

Swc

You have been sued in Court. If you wish to defend against the claims set forth, you must take action within (20) days by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you do not file an answer or enter an appearance, the case may proceed without you and a judgment may be entered against you without further notice for the relief requested by the Plaintiffs. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS NOTICE TO YOUR LAWYER AT ONCE.  
IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE,  
GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO  
FIND OUT WHERE YOU CAN GET LEGAL HELP.

David Meholic  
Court Administrator  
Clearfield County Courthouse  
Second Floor  
Clearfield, PA 16830  
(814)765-2641, ext. 1303

2/29/00

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OF NOTICE APPEARING IN THE  
S/TRI-COUNTY SUNDAY  
AN PUBLISHING COMPANY,  
PENNSYLVANIA

ovved May 16, 1929, P.L. 1784

NO. 00-242-CD  
ACTION TO QUIET TITLE

NOTICE

SS:

ress/Tri-County Sunday, of the County and State aforesaid, Express, a daily newspaper and the Tri-County Sunday, a Company at 500 Jeffers Street, City of DuBois, County and State nce which date said, the daily publication and the weekly y, and that a copy of the printed notice of publication is published in the regular editions of the paper on the following

February , A.D., 2000  
uthorized by the Courier-Express, a daily newspaper, and/or the foregoing statement under oath and also declared that aforesaid notice or publication, and that all allegations in the of publication are true.

NG COMPANY Publisher of  
SS/TRI-COUNTY SUNDAY

Linda Smith

is 3rd day of March, 2000

Joseph A. Grecco  
Notary Public

nt of Advertising Costs

UBLISHING COMPANY

Publisher of

ESS/TRI-COUNTY SUNDAY

DuBois, PA

Guido & Taladay-Quiet Title-Amick

e notice or advertisement

in the above stated dates.....\$ 172.80

.....\$ 4.00

.....\$ 176.80

ceipt for Advertising Costs

Tri-County Sunday, a weekly newspaper, hereby acknowledges n costs, and certifies that the same have been fully paid.

PUBLISHING COMPANY  
Publisher of  
ESS/TRI-COUNTY SUNDAY

By \_\_\_\_\_

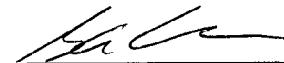
I hereby certify that the foregoing is the original Proof of Publication and receipt for the Advertising costs in the subject matter of said notice.

ATTORNEY FOR

PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :  
COUNTY OF CLEARFIELD :

On this 6th day of March, AD 2000, before me, the subscriber, a Notary Public in and for said County and State, personally appeared Gary A. Knaresboro, who being duly sworn according to law, proposes and says that he is the editor of the Clearfield County Legal Journal, the official Legal Journal of the Courts of Clearfield County, and that the annexed is a true copy of the notice or advertisement published in said publication in the regular issues of Week of March 3, 2000, Vol 12, No. 9. And that all of the allegations of this statement as to the time place, and character of the publication are true.

  
\_\_\_\_\_  
Gary A. Knaresboro, Esquire  
Editor

Sworn and subscribed to before me the day and year aforesaid.

  
\_\_\_\_\_  
Theresa C. Knaresboro  
Notary Public  
My Commission Expires

Notarial Seal  
Theresa C. Knaresboro, Notary Public  
Clearfield Boro, Clearfield County  
My Commission Expires June 10, 2002  
Member, Pennsylvania Association of Notaries

Robert M. Hanak  
P.O. Box 487  
DuBois, PA 15801

LED

APR 03 2009  
M 43700  
William A. Shaw  
Postonotary  
RCS

along the West right-of-way line of land now or formerly of Pennsylvania Railroad South 58 degrees 19' 37" East 32.37 feet to a 5/8-inch steel pin, said pin being on the East bank of North Witmer Run; thence along property now or formerly of Pennsylvania Railroad South 58 degrees 19' 37" East 36.60 feet to a 5/8-inch steel pin, said pin being a corner of the land herein conveyed and on the West right-of-way line of land now or formerly of said Railroad; thence along the West right-of-way line of land of said Railroad South 27 degrees 47' 32" East 1,324.01 feet to a 5/8-inch steel pin; thence along the same South 35 degrees 05' 19" East 79.63 feet to a 5/8-inch steel pin, said pin being the East corner of land herein conveyed, also said pin being on the West right-of-way line of Hopkins Street thence along the West right-of-way line of Hopkins Street South 32 degrees 11' 30" West 89.30 feet to a 5/8-inch steel pin and place of beginning. Containing 25.303 acres and being further known as Tax Parcel 11-H16-37.

You are further notified to appear and answer the Amended Complaint in this Action within twenty (20) days of this Notice, otherwise judgment will be entered against you, barring you from all claims, rights and interests inconsistent with Plaintiffs' claim of title, as set forth in the Complaint.

If you wish to defend, you must enter a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you without further notice for the relief requested by the Plaintiffs. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP. Court Administrator, Clearfield County Court House, Clearfield, PA 16830 (814) 765-2641.

MASON LAW OFFICE, 409 N. Front Street, PO Box 28, Philipsburg, PA 16866.

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IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PA  
CIVIL DIVISION

JOHN C. AMICK, Trustee, and  
CHRIST THE KING MANOR, INC., a non-  
profit corporation, Plaintiffs vs. DUBOIS  
LAND COMPANY, a/k/a DUBOIS LAND  
AND IMPROVEMENT COMPANY, their  
successors and assigns, Defendants.

NO. 00-242-CD  
ACTION TO QUIET TITLE  
NOTICE

TO: DUBOIS LAND COMPANY, a/k/a  
DUBOIS LAND AND IMPROVEMENT  
COMPANY, its successors and assigns,  
and all other person, persons, firms  
partnerships or corporation entities in  
interest, claiming any right, title or interest in  
the premises described herein.

Plaintiffs have brought an action  
claiming that they are the owners of all  
those parcels of real estate described  
hereafter which may be subject to  
unopened streets or alleys not dedicated to  
public purposes and not used privately or  
publicly. The streets and alleys do not abut  
or border any lots owned by parties other  
than the Plaintiffs, are not physically  
opened, and not subject to any usage  
rights. The area for which plaintiffs sought  
a vacation of streets and alleys is described  
as follows:

BEING all of that parcel of land owned  
by Plaintiffs which lie to the south of Long  
Avenue and the west of Fourth Street in  
Sandy Township, and which runs in a  
southerly direction along Fourth Street to  
lands of Robertson, and then along lands of  
Robertson in a northwesterly direction and  
northeasterly direction to Long Avenue, and  
then in a southeasterly and easterly  
direction along Long Avenue to the  
intersection of Long Avenue and Fourth  
Street.

Plaintiffs are seeking an Order of Court  
discharging any right, title or interest that  
the Defendants may have to the above real  
estate.

You have been sued in court. If you  
wish to defend against the claims set forth  
in the following pages, you must take action  
within twenty (20) days after this Complaint  
and notice are served, by entering a written  
appearance personally or by attorney and  
filing in writing with the Court your defenses  
or objections to the claims set forth against  
you. You are warned that if you do not file  
an answer or enter an appearance on or  
before July 1, 1999, the case may proceed  
without you and a judgment may be entered  
against you by the court without further  
notice for any money claimed in the  
Complaint or for any other claim or relief  
requested by the Plaintiff. You may lose  
money or property or other rights important  
to you.

YOU SHOULD TAKE THIS PAPER  
TO YOUR LAWYER AT ONCE. IF YOU  
DO NOT HAVE A LAWYER OR CANNOT  
AFFORD ONE, GO TO OR TELEPHONE  
THE OFFICE SET FORTH BELOW TO  
FIND OUT WHERE YOU CAN GET  
LEGAL HELP. Court Administrator,  
Clearfield County Court House, Clearfield,  
PA 16830 (814) 765-2641, Ext. 1303

ROBERT M. HANAK, Hanak, Guido &  
Taladay, 498 Jeffers Street, P.O. Box 487,  
DuBois, PA 15801 Attorneys for Plaintiffs.

## ARTICLES OF INCORPORATION

Notice is hereby given that pursuant to the Pennsylvania Business Corporation Law of 1988, as amended, that Articles of Incorporation were filed with the Pennsylvania Department of State for that corporation known as TRU-DIE & TOOL, OF DUBOIS, INC., with its initial registered office being at 317 Apsen-Way, DuBois, Pennsylvania. Said Articles of Incorporation were approved as filed with the corporation authorized and having unlimited power to engage in and do any lawful act concerning any and all lawful business for which corporations may be incorporated under the Pennsylvania Corporation Law as aforesaid.

DAVID P. KING, ESQUIRE, P.O. Box 1016, DuBois, PA 15801.

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## IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA CIVIL ACTION - LAW

IN RE: SCOTT EDWARD CRAMER  
DOB: MAY 26, 1987  
NO. 00-195-CD  
NOTICE OF NAME CHANGE

NOTICE IS HEREBY GIVEN that on February 16, 2000, the Petition of Vicki Lynn Gosnell was filed in the above-named Court, praying for a decree to change the name of her son, Scott Edward Cramer, to Scott Edward Hainsey.

The Court has fixed the 27th day of April, 2000, at 9:00 A.M. in Courtroom No. 1 of the Clearfield County Courthouse, as the time and place for the Hearing of said Petition, when and where all persons interested may appear and show cause, if any they have, why the prayer of the said Petition should not be granted.

BARBARA J. HUGNEY-SHOPE,  
Attorney-at-Law, 23 North Second Street,  
Clearfield, PA 16830.

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## IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA CIVIL DIVISION

TODD M. HAMILTON and JOANNA M. HAMILTON, husband and wife, PLAINTIFFS VS. IGNACZ YARWARSKI, TERESSA YARWARSKI, JOANNA FORGOINE, MARY STERGION, GEORGE STERGION, NICK STERGION, and ANNETTE STERGION, their heirs, administrators, executors, successors, and/or assigns, Defendants.

NO. 95-1289-CD

TO: IGNACZ YARWARSKI, TERESSA YARWARSKI, JOANNA FORGOINE, MARY STERGION, GEORGE STERGION, NICK STERGION, and ANNETTE STERGION, their heirs, administrators, executors, successors, and/or assigns.

You are hereby notified that an Amended Complaint to Quiet Title to the premises situate in Ivona Borough, County of Clearfield, Commonwealth of Pennsylvania has been filed against you. Said lands are bounded and described as follows:

ALL that certain piece or parcel of land situate in Ivona Borough, Clearfield County, Pennsylvania, bounded and described as follows:

BEGINNING at a 5/8 inch steel pin, said pin on the Western right-of-way line at Hopkins Street and on the North bank of North Witmer Run; thence along the Western right-of-way line of Hopkins Street South 32 degrees 11' 30" West 48.45 feet to a point, said point being on the Western right-of-way line of Hopkins Street and in the centerline of North Witmer Run, said point also being the Southern corner of the land herein conveyed; thence along the centerline of North Witmer Run the following course and distances; North 57 degrees 18' 41" West 239.87 feet to a point; thence North 47 degrees 03' 16" West 180.39 feet to a point thence North 45 degrees 17' 07" West 410.26 feet to a point; thence North 13 degrees 39' 13" West 183.52 feet to a point; said point being in the centerline of North Witmer Run; thence along the Alex Yaworski land the following courses and distances: South 60 degrees 00' 00" West 254.52 feet to a 5/8 inch steel pin; thence North 30 degrees 00' 00" West 63.00 feet to a 5/8 inch steel pin; thence North 60 degrees 00' 00" East 120.00 feet to a 5/8-inch steel pin; thence North 28 degrees 25' 45" West 1,676.83 feet to a 5/8-inch steel pin, said pin being a corner of the land herein and the northern corner of the Alex Yaworski land, also said pin being on the line of land now or formerly of Elwood Burgees; thence along the land now or formerly of Elwood Burgess North 56 degrees 05' 05" East 266.71 feet through a pin to a point, said point being the North corner of the land herein conveyed and a corner of the Elwood Burgess land said point also being in the centerline of North Witmer Run; thence along the centerline of North Witmer Run the following courses and distances: South 59 degrees 33' 52" East 293.97 feet to a point; thence South 39 degrees 04' 10" East 287.80 feet to a point; thence South 30 degrees 40' 35" East 632.60 feet to a point; thence South 26 degrees 38' 30" West 27.41 feet to a point, said point being in the centerline of North Witmer Run; thence

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION

JOHN C. AMICK, Trustee, and  
CHRIST THE KING MANOR, INC.,  
a non-profit corporation,  
Plaintiffs

vs.

DUBOIS LAND COMPANY, a/k/a  
DUBOIS LAND AND IMPROVEMENT  
COMPANY, their successors  
and assigns,

Defendants

NO. 00-242-C.D.

Type of Case: Action to Quiet  
Title

Type of Pleading: Praeclipe for  
Withdrawal of Answer

Filed on behalf of: John F.  
Sierzega

Counsel of Record for this Party:  
David P. King, Esquire  
23 Beaver Drive  
P. O. Box 1016  
DuBois, PA 15801  
(814) 371-3760

Supreme Court No. 22980

**FILED**

APR 05 2000

William A. Shaw  
Prothonotary

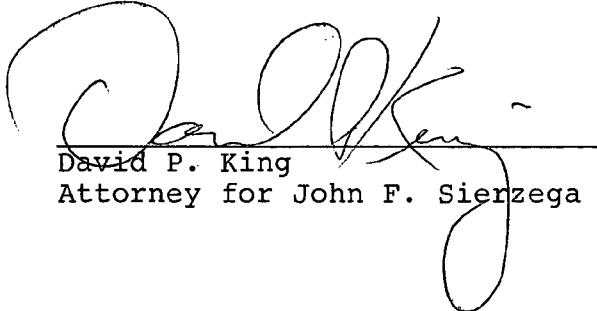
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION

JOHN C. AMICK, Trustee, and	:
CHRIST THE KING MANOR, INC.,	:
a non-profit corporation,	:
Plaintiffs	:
vs.	:
	NO. 00-242-C.D.
DUBOIS LAND COMPANY, a/k/a	:
DUBOIS LAND AND IMPROVEMENT	:
COMPANY, their successors	:
and assigns,	:
Defendants	:

PRAECIPE FOR WITHDRAWAL OF ANSWER

TO THE PROTHONOTARY:

Please docket and record the Answer of John F. Sierzega  
as filed in this matter withdrawn, with this document to serve  
also as such withdrawal.



David P. King  
Attorney for John F. Sierzega

**FILED**

APR 05 2009

04/12/09  
William A. Shaw  
Prothonotary

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APR 05 2000  
02-02-11  
William A. Shaw  
Prothonotary  
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IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

✓JOHN C. AMICK, Trustee, and  
✓CHRIST THE KING MANOR, INC.,  
a non-profit corporation,

Plaintiffs

vs.

✓DUBOIS LAND COMPANY, a/k/a  
DUBOIS LAND AND  
IMPROVEMENT COMPANY,

Defendants

CIVIL DIVISION

No. 00-242-CD

Type of Pleading:

**MOTION FOR JUDGMENT  
AND ORDER OF COURT**

Filed on Behalf of:

PLAINTIFFS

Counsel of Record for this  
Party:

Robert M. Hanak  
Supreme Court No. 05911  
PO Box 487  
498 Jeffers Street  
DuBois, PA 15801  
(814) 371-7768

FILED

APR 05 2000

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - AT LAW

JOHN C. AMICK, Trustee, and  
CHRIST THE KING MANOR, INC.,  
a non-profit corporation,  
Plaintiffs

vs.

No. 00-242-CD

DUBOIS LAND COMPANY, a/k/a  
DUBOIS LAND AND  
IMPROVEMENT COMPANY,  
Defendants

ACTION TO QUIET TITLE

MOTION FOR JUDGMENT

AND NOW, come the Plaintiffs, JOHN C. AMICK, as  
Trustee, and CHRIST THE KING MANOR, INC., and by their attorney,  
Robert M. Hanak, motion your Honorable Court for judgment as  
follows:

1. Plaintiffs have filed a Complaint for quieting title at the  
above captioned number.

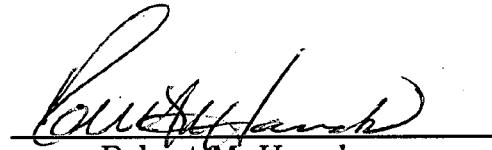
2. By Court Order dated February 25, 2000, your  
Honorable Court ordered service of process by newspaper publication.

3. Plaintiff has filed an affidavit indicating compliance with  
the Court Order of Publication. This matter was published in the  
Courier Express on February 29, 2000, and the Clearfield Legal  
Journal on March 3, 2000, and proofs of publication are now docketed  
at the above number.

4. To date, there have been no entries of appearance by  
any attorney on behalf of the Defendants, and there have been no

responsive pleadings, or generally any pleadings, filed to the above docket.

WHEREFORE, Plaintiffs pray your Honorable Court to enter judgment in favor of the Plaintiffs, ordering that the Plaintiffs have fee simple title in the premises, and the Defendants, their successors and assigns, be forever barred from asserting any claim, lien, title or interest in the property described as the premises herein, and that all streets, alleys and parks within the area described in the Complaint be vacated.



Robert M. Hanak  
Robert M. Hanak  
Attorney for Plaintiffs

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - AT LAW

JOHN C. AMICK, Trustee, and	:	
CHRIST THE KING MANOR, INC.,	:	
a non-profit corporation,	:	
Plaintiffs	:	
vs.	:	No. 00-242-CD
DUBOIS LAND COMPANY, a/k/a	:	ACTION TO QUIET TITLE
DUBOIS LAND AND	:	
IMPROVEMENT COMPANY,	:	
Defendants	:	

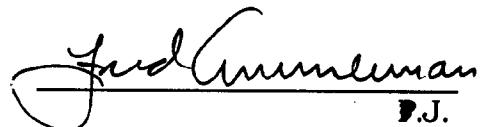
**ORDER**

AND NOW, this 5<sup>th</sup> day of April, 2000,  
it is hereby ORDERED that the Defendants, DUBOIS LAND COMPANY,  
a/k/a DUBOIS LAND AND IMPROVEMENT COMPANY, are forever  
barred from asserting any right, lien, title or interest in the property  
described herein, or any claim affecting right, title and interest in the  
subject premises that is inconsistent with the claim of the Plaintiffs  
set forth in the Complaint to Quiet Title, and particularly all streets,  
alleys and parks or parklets as indicated on subdivision maps of the  
described premises are hereby ordered vacated and no longer subject  
to any private or public rights, usages, easements or claims. The  
subject premises, being located in Sandy Township, Clearfield County,  
Pennsylvania, are more particularly described as follows:

BEING all of that parcel of land owned by Plaintiffs which  
lie to the south of Long Avenue and the west of Fourth  
Street in Sandy Township, and which runs in a southerly  
direction along Fourth Street to lands of Robertson, and  
then along lands of Robertson in a northwesterly direction

and northeasterly direction to Long Avenue, and then in a southeasterly and easterly direction along Long Avenue to the intersection of Long Avenue and Fourth Street.

BY THE COURT:

  
\_\_\_\_\_  
F. J.