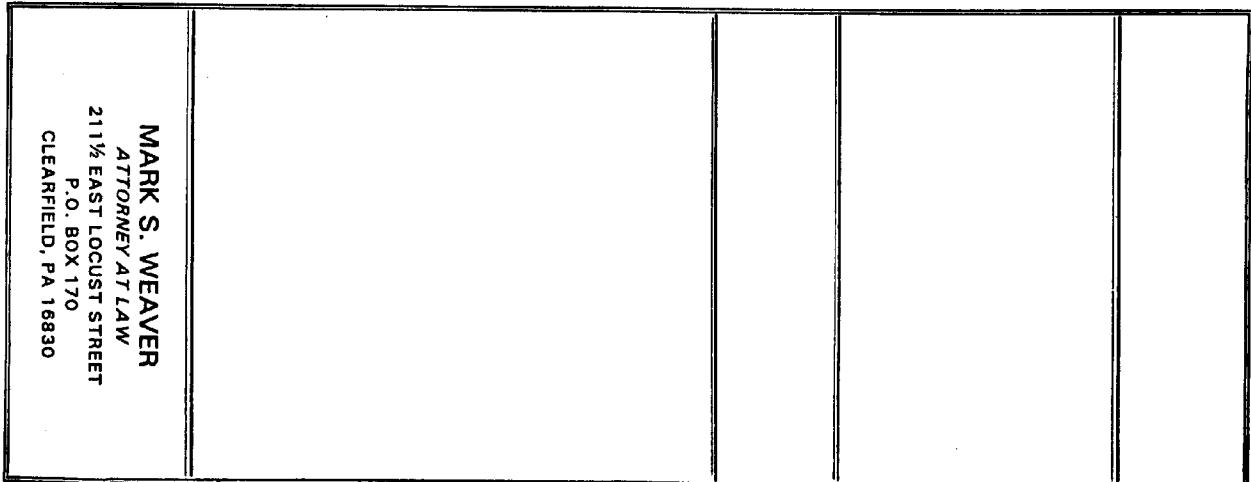


OC-359-CD
FINGAMIN C. MAINES -vs- RALPH H. THOMPSON et al

—Lap over margin—

COMMERCIAL PRINTING CO., CLEARFIELD, PA.

MARK S. WEAVER
ATTORNEY AT LAW
211½ EAST LOCUST STREET
P.O. BOX 170
CLEARFIELD, PA 16830



FILED

b6 MAR 22 1988
6/3/2011
William A. Shaw
Prothonotary PD 90-
By

Sent to MARY 14777

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

③ BENJAMIN C. MAINES,
Plaintiff
vs.
④ RALPH H. THOMPSON and JANICE M.
THOMPSON, his wife;
⑤ PNC BANK (FORMERLY PITTSBURGH
NATIONAL CORPORATION);
⑥ PHILIPSBURG-OSCEOLA SCHOOL
DISTRICT;
⑦ COUNTY OF CLEARFIELD;
⑧ DECATUR TOWNSHIP;
⑨ BITUMINOUS INSURANCE AGENCY,
INC.;
and their heirs, executors, administrators,
trustees and assigns, known or unknown,
and any other person who may claim
title or an interest in the property subject of
this action,
Defendants

No. 00- 359 -CD

Type of Case: **QUIET TITLE ACTION**

Type of Pleading:
COMPLAINT

Filed on behalf of:
PLAINTIFF

Counsel of Record for Plaintiff:
Mark S. Weaver, Esquire
PA Supreme Court No. 63044

P.O. Box 170
211 1/2 East Locust Street
Clearfield, PA 16830
(814) 768-9696

FILED

MAR 22 2000

**William A. Shaw
Prothonotary**

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

BENJAMIN C. MAINES, :
Plaintiff :
: No. 00- -CD
vs. :
: RALPH H. THOMPSON and JANICE M. :
THOMPSON, his wife; :
PNC BANK (FORMERLY PITTSBURGH :
NATIONAL CORPORATION); :
PHILIPSBURG-OSCEOLA SCHOOL :
DISTRICT; :
COUNTY OF CLEARFIELD; :
DECATUR TOWNSHIP; :
BITUMINOUS INSURANCE AGENCY, :
INC.; :
and their heirs, executors, administrators, :
trustees and assigns, known or unknown, :
and any other person who may claim :
title or an interest in the property subject of :
this action, :
Defendants :

NOTICE TO DEFEND

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 fail to do so, 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 Courthouse
Second and Market Streets
Clearfield, PA 16830
(814) 765-2641

AMERICANS WITH DISABILITIES
ACT OF 1990

The Court of Common Pleas of Clearfield County is required by law to comply with the Americans with Disabilities Act of 1990. For information about accessible facilities and reasonable accommodations available to disabled individuals having business before the court, please contact our office. All arrangements must be made at least 72 hours prior to any hearing or business before the court.

Date: _____

Clearfield County Court Administrator
Clearfield Courthouse
Clearfield, PA 16830
(814) 765-2641

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

BENJAMIN C. MAINES, :
Plaintiff :
: No. 00- -CD
vs. :
: RALPH H. THOMPSON and JANICE M. :
THOMPSON, his wife; :
PNC BANK (FORMERLY PITTSBURGH :
NATIONAL CORPORATION); :
PHILIPSBURG-OSCEOLA SCHOOL :
DISTRICT; :
COUNTY OF CLEARFIELD; :
DECATUR TOWNSHIP; :
BITUMINOUS, INSURANCE AGENCY, :
INC.; :
and their heirs, executors, administrators, :
trustees and assigns, known or unknown, :
and any other person who may claim :
title or an interest in the property subject of :
this action, :
Defendants :

COMPLAINT

AND NOW, comes the Plaintiff, BENJAMIN C. MAINES, by and through his attorney,
Mark S. Weaver, Esquire, who files the following Complaint:

1. The Plaintiff, Benjamin C. Maines, currently resides at R.R. 3, Box 90,
Philipsburg, Clearfield County, Pennsylvania 16866.
2. The Defendants are Ralph H. Thompson and Janice M. Thompson, husband and
wife, who are currently separated and maintain the following addresses: Ralph H. Thompson, P.O.
Box 407, Philipsburg, Pennsylvania and Janice M. Thompson R.R. 3, Box 409, Philipsburg,
Pennsylvania.

3. The Defendant PNC Bank, formerly Pittsburgh National Corporation, is believed to be a corporation duly registered to do business in Pennsylvania with a business mailing address of P.O. Box 747024, Pittsburgh, Pennsylvania 15274.

4. The Defendant Philipsburg-Osceola School District is a quasi-municipal corporation with administrative offices located on Short Street, Philipsburg, Pennsylvania 16866.

5. The Defendant County of Clearfield is a sixth-class county in Pennsylvania which maintains its administrative offices at the Clearfield County Courthouse Annex, Clearfield, Pennsylvania 16830.

6. The Defendant Decatur Township is a second class township whose tax collector is Jack Webster with an address of R.D. 1, Box 578A, Osceola Mills, Pennsylvania 16666.

7. The Defendant Bituminous Insurance Agency, Inc. (hereinafter "Bituminous") is believed to be a corporation duly organized or registered to do business in Pennsylvania. The Defendant Bituminous at one time maintained its principal office at 1202 Philadelphia Avenue, Barnesboro, Pennsylvania 15714. At the present time, the whereabouts of Defendant Bituminous, its successors or assigns, known or unknown and any other person or entity who may claim title are unknown.

8. The real property involved and subject of this action is a tract of land situated in Decatur Township, Clearfield County, Pennsylvania, bounded and described as follows:

BEGINNING at an old iron pin corner on line of Felix Rice and J. Swires; thence along line of J. Swires and Sarah Raines North twenty-nine degrees, thirty minutes East (N 29° 30' E) a distance of one thousand two hundred ninety-three and fifty hundredths (1,293.50') feet to an old post and stake corner on line of K.G. Seigfried; thence along line of K.G. Seigfriend South forty-three degrees, twenty minutes East (S 43° 20' E) a distance of seven hundred forty-five and no hundredths (745.00')feet to a stake corner on the western right-of-way line of Township Road No. T-678; thence along the western right-of-way line of said Township Road these following courses and distances: South fifty degrees fifty-seven minutes West (S 50° 57' W)

a distance of two hundred sixty-seven and forty-five hundredths (267.45') feet to a corner; thence South forty-eight degrees twenty-four minutes West (S 48° 24' W) a distance of three hundred ninety and five hundredths (390.05') feet to a corner; thence South forty-seven degrees twenty-eight minutes West (S 47° 28' W) a distance of four hundred eighteen and fifty hundredths (418.50') feet to a corner; thence South forty-one degrees no minutes West (S 41° 00' W) a distance of one hundred forty-five and no hundredths (145.00') feet to a corner on line of Felix Rice; thence along line of Felix Rice North forty-six degrees thirty minutes West (N 46° 30' W) a distance of three hundred forty-two and eight hundredths (342.80') feet to an old iron pin corner the place of beginning. Containing 14.95 acres less 0.32 acres for the right-of-way of Township Road No. T-676 as shown on maps, leaving a net acreage of 14.63 acres.

The above parcel of land is hereinafter referred to as "Premises".

9. The deeds and method by which Benjamin C. Maines obtained title to the Premises described in Paragraph 3 of this Complaint is as follows:

A. The Premises subject of this action was conveyed to Benjamin C. Maines by deed from Benjamin C. Maines and Linda J. Maines, husband and wife, dated August 25, 1997 and recorded at Clearfield County Record Volume 1867, Page 6;

B. The Premises subject of this action was conveyed to Benjamin C. Maines and Linda J. Maines, husband and wife, by deed from the Tax Claim Bureau of Clearfield County dated August 28, 1987 and recorded at Clearfield County Record Volume 1178, Page 449. The Premises was sold by the Tax Claim Bureau as the property of Ralph H. Thompson and Janice M. Thompson for unpaid taxes in 1983. A judicial sale was held on August 14, 1987 and the above deed from the Tax Claim Bureau was made to Benjamin C. Maines and Linda J. Maines following their successful bid on the Premises. At the time the property was exposed to the judicial sale, the owners, lien creditors and other interested parties, which were notified of the judicial sale by personal service, were as follows:

- (1) Ralph H. and Janice M. Thompson (assessed owners of Premises);
- (2) Pittsburgh National Bank (mortgagee as a result of a mortgage dated April 26, 1982 and recorded May 17, 1982 in the Office of the Recorder of Deeds of Clearfield County at Record Volume 834, Page 448, said mortgage being re-recorded in the above office at Record Volume 1056, Page 201);
- (3) Pittsburgh National Bank (judgment lien creditor as the result of a judgment filed and revived in the Prothonotary's office of Clearfield County at No. 90-2219-CD on December 17, 1990);
- (4) Bituminous Insurance Agency, Inc. (judgment lien creditor as the result of a judgment entered in the Prothonotary's office of Clearfield County at No. 82-1815-CD on August 14, 1982);
- (5) County of Clearfield (tax lien(s) as a result of unpaid county real property taxes for 1983 and unknown other years as assessed against Ralph H. and Janice M. Thompson);
- (6) Decatur Township (tax lien(s) as the result of unpaid township real taxes for 1983 and unknown other years as assessed against Ralph H. and Janice M. Thompson); and
- (7) Philipsburg-Osceola School District (tax lien(s) as the result of unpaid school real property taxes for 1983 and unknown other tax years assessed against Ralph H. and Janice M. Thompson).

The above parties all had interests in the above property as a result of liens, claims and/or ground rents at the time of the filing of the Petition for Rule to Sell Property at Judicial Sale. No responses were filed to said Petition and the above judicial sale was made to Benjamin C. and Linda J. Maines as described above;

C. The Premises subject of this action was conveyed to Ralph H. Thompson and Janice M. Thompson, his wife, by deed from Donald K. Turner and Barbara Jean Turner, his wife, dated August 6, 1973 and recorded in Clearfield County Deed Book 655, Page 212;

D. The Premises subject of this action was conveyed to Donald K. Turner and Barbara Jean Turner, husband and wife, by deed from Robert Lee Gue and Delores Marie Gue, his wife, dated October 11, 1968 and recorded in Clearfield County Deed Book 541, Page 615;

E. The Premises subject of this action was conveyed to Robert Lee Gue and Delores Marie Gue, his wife, by deed from Paul D. Gunta, a single person, dated August 7, 1964 and recorded in Clearfield County Deed Book 509, Page 604;

F. The Premises subject of this action was conveyed to Paul D. Gunta by deed from Joseph Gunta and Angeline Gunta, his wife, dated March 8, 1955 and recorded in Clearfield County Deed Book 441, Page 587. This deed conveyed an undivided one-half interest to the Premises;

G. The Premises subject of this action was conveyed to Paul D. Gunta and Joseph Gunta by deed from Mary Gunta, a widow, dated July 21, 1951 and recorded in Clearfield County Deed Book 416, Page 342;

H. The recital in Clearfield County Deed Book 416, Page 342 states that the property conveyed was the same premises as were sold and conveyed unto George Gunta, et ux., by deed of Eugene Mark, et al., dated September 15, 1924 and recorded in the Office of the Recorder of Deeds of Clearfield County in Deed Book 275, Page 185, the said George Gunta having died June 25, 1945;

I. The Premises subject of this action was conveyed to George Gunta and Mary Gunta, his wife, by deed from Eugene Mark and Elizabeth Mark, his wife; Henry A. Mark and Rose Mark, his wife; William E. Mark and Mildred Mark, his wife; Herbert S. Mark and Sarah Mark, his wife; Margaret J. Rowe, widow; Margaret Sheriff and Foster Sheriff, her husband;

Catherine Mark, single; Harold Mark, single; and Walter Mark, single, dated September 15, 1924 and recorded in Clearfield County Deed Book 275, Page 185.

5. The Plaintiff and his predecessors in title have been in open, continuous, notorious, actual, exclusive, visible, distinct and hostile possession of the property described in Paragraph 3 of this Complaint in excess of twenty-one (21) years immediately preceding the filing of this action, and thereby claim title by adverse possession.

6. This Quiet Title Action is necessary to establish a proper chain of title out of which the Premises subject of this action comes, because of irregularities in the chain of title including tax sale deeds and failure to file estates of deceased persons establishing a proper chain of title, all of which raise a question as to the chain of title to the Premises subject of this action and create a cloud on title.

7. It is finally averred that this Quiet Title Action is necessary to determine the validity or discharge of any document, obligation, assessment or deed affecting any right, title and interest in the property subject of this action, which may affect the rights of the Defendants.

8. The Defendant Bituminous Insurance Agency, Inc. no longer maintains its principal office at the address listed above and its whereabouts is unknown despite the Plaintiff's diligent and reasonable search to locate the Defendant's present address.

WHEREFORE, Plaintiff brings this action and respectfully requests the Court to decree as follows:

a) That the Plaintiff, his heirs, executors, personal representatives and assigns are seized of an indefeasible title to the property situated in Decatur Township, Clearfield County, Pennsylvania, described herein and that an Order and Decree be entered adjudicating that each Defendant and any of their heirs, successors, trustees, personal

representatives, or assigns be forever barred from asserting any right, title, lien or interest in the within described parcel of land;

b) That such other relief be granted as may be necessary in establishing Plaintiff's title, including determinations on the validity or discharge of any documents, obligations or deeds affecting right, title and interest in the property described herein;

c) Such other and further relief as the Court deems proper.

Respectfully Submitted,



Mark S. Weaver, Esquire
Attorney for Plaintiff

AFFIDAVIT

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF CLEARFIELD : SS

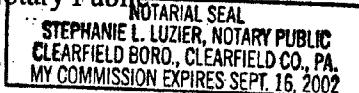
Before me, the undersigned officer, personally appeared BENJAMIN C. MAINES, who being duly sworn according to law, deposes and says that the facts set forth in the foregoing Complaint are true and correct to the best of his knowledge, information and belief.

Benj. C. Maines
Benjamin C. Maines

Sworn and subscribed before me
this 22nd day of March, 2000,
1999.

Stephanie L. Luzier

Notary Public



—Lap over margin—

| | | | | | |
|---|---|----------|----------|----------|----------|
| <p>MARK S. WEAVER ATTORNEY AT LAW 211½ EAST LOCUST STREET P.O. BOX 170 CLEARFIELD, PA 16830</p> | <p>MAR 31 2000 011009/14cc atty MARK S. WEAVER Probate LAW E. H. K.</p> | <p>1</p> | <p>2</p> | <p>3</p> | <p>4</p> |
|---|---|----------|----------|----------|----------|

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

BENJAMIN C. MAINES, :
Plaintiff :
vs. :
: No. 00-359-CD
RALPH H. THOMPSON and JANICE M. :
THOMPSON, his wife; :
: Type of Case: **QUIET TITLE ACTION**
PNC BANK (FORMERLY PITTSBURGH :
NATIONAL CORPORATION); :
: Type of Pleading:
: **AFFIDAVIT**
PHILIPSBURG-OSCEOLA SCHOOL :
DISTRICT; :
: Filed on behalf of:
: **PLAINTIFF**
COUNTY OF CLEARFIELD; :
: Counsel of Record for Plaintiff:
: Mark S. Weaver, Esquire
: PA Supreme Court No. 63044
DECATUR TOWNSHIP; :
: P.O. Box 170
BITUMINOUS INSURANCE AGENCY, :
INC.; :
: 211 ½ East Locust Street
: Clearfield, PA 16830
: (814) 768-9696
: and their heirs, executors, administrators,
: trustees and assigns, known or unknown,
: and any other person who may claim
: title or an interest in the property subject of
: this action,
Defendants :
:

FILED

MAR 31 2000

William A. Shaw
Prothonotary

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

BENJAMIN C. MAINES, :
Plaintiff :
vs. :
RALPH H. THOMPSON and JANICE M. :
THOMPSON, his wife; :
PNC BANK (FORMERLY PITTSBURGH :
NATIONAL CORPORATION); :
PHILIPSBURG-OSCEOLA SCHOOL :
DISTRICT; :
COUNTY OF CLEARFIELD; :
DECATUR TOWNSHIP; :
BITUMINOUS INSURANCE AGENCY, :
INC.; :
and their heirs, executors, administrators, :
trustees and assigns, known or unknown, :
and any other person who may claim :
title or an interest in the property subject of :
this action, :
Defendants :

AFFIDAVIT

COMMONWEALTH OF PENNSYLVANIA :
: ss
COUNTY OF CLEARFIELD :

Before me, the undersigned officer, personally appeared BENJAMIN C. MAINES, who being duly sworn according to law, deposes and says that the Defendant, Bituminous Insurance Agency, Inc., its successor or assigns, known or unknown, are unknown to the Plaintiff.

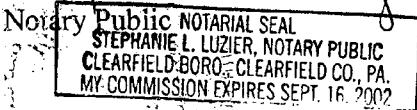
Plaintiff and his attorney have made an investigation to locate the aforesaid Defendant that is unknown, by checking records of Clearfield and Cambria Counties, by review of the telephone and internet

directories in the area and by contacting the Pennsylvania Department of State, Bureau of Corporations, however, the above Defendant was not found and its whereabouts remain unknown.


Benjamin C. Maines

Sworn to and subscribed before
me this 30th day
of March, 2000

Stephanie L. Luzier



2

Lap over margin_____

| | | | | | |
|---|--|--|--|--|--|
| <p>MARK S. WEAVER ATTORNEY AT LAW 21 1/2 EAST LOCUST STREET P.O. BOX 170 CLEARFIELD, PA 16830</p> | | <p>FILE MAR 3 4 2000 Q10081 William A. Shaw Probationary SAC</p> | | | |
|---|--|--|--|--|--|

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

BENJAMIN C. MAINES, Plaintiff :
vs. :
RALPH H. THOMPSON and JANICE M. THOMPSON; :
PNC BANK (FORMERLY PITTSBURGH NATIONAL CORPORATION); :
PHILIPSBURG-OSCEOLA SCHOOL DISTRICT; :
COUNTY OF CLEARFIELD; :
DECATUR TOWNSHIP; :
BITUMINOUS INSURANCE AGENCY, INC.; :
and their heirs, executors, administrators, trustees and assigns, known or unknown, and any other person who may claim title or an interest in the property subject of this action, Defendants :
Plaintiff :
No. 00-359-CD
Type of Case: **QUIET TITLE ACTION**
Type of Pleading:
MOTION FOR SERVICE BY PUBLICATION
Filed on behalf of:
PLAINTIFF
Counsel of Record for Plaintiff:
Mark S. Weaver, Esquire
PA Supreme Court No. 63044
P.O. Box 170
211 ½ East Locust Street
Clearfield, PA 16830
(814) 768-9696

FILED

MAR 31 2000

William A. Shaw
Prothonotary

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

BENJAMIN C. MAINES, :
Plaintiff :
: vs. : No. 00-359-CD
: :
RALPH H. THOMPSON and JANICE M. :
THOMPSON, his wife; :
PNC BANK (FORMERLY PITTSBURGH :
NATIONAL CORPORATION); :
PHILIPSBURG-OSCEOLA SCHOOL :
DISTRICT; :
COUNTY OF CLEARFIELD; :
DECATUR TOWNSHIP; :
BITUMINOUS INSURANCE AGENCY, :
INC.; :
and their heirs, executors, administrators, :
trustees and assigns, known or unknown, :
and any other person who may claim :
title or an interest in the property subject of :
this action, :
Defendants :
:

MOTION FOR SERVICE BY PUBLICATION

1. Your Petitioner is Benjamin C. Maines, Plaintiff in the above captioned matter.
2. Petitioner, by attached Affidavit incorporated herein by reference, believes that the named Defendant, Bituminous Insurance Agency, Inc., cannot be found or located.

WHEREFORE, Petitioner, by and through his attorney, Mark S. Weaver, Esquire, requests that your Honorable Court grant an order that the above named Defendant be served by publication as required by law.

Date: 3-30-00



Mark S. Weaver, Attorney for Plaintiff

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

BENJAMIN C. MAINES, :
Plaintiff :
: vs. : No. 00-359-CD
: :
RALPH H. THOMPSON and JANICE M. :
THOMPSON, his wife; :
PNC BANK (FORMERLY PITTSBURGH :
NATIONAL CORPORATION); :
PHILIPSBURG-OSCEOLA SCHOOL :
DISTRICT; :
COUNTY OF CLEARFIELD; :
DECATUR TOWNSHIP; :
BITUMINOUS INSURANCE AGENCY, :
INC.; :
and their heirs, executors, administrators, :
trustees and assigns, known or unknown, :
and any other person who may claim :
title or an interest in the property subject of :
this action, :
Defendants :
:

FILED

APR 03 2000

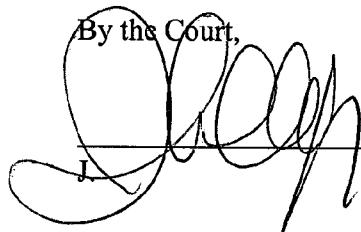
William A. Shaw
Prothonotary

**ORDER DIRECTING COMPLAINT TO BE SERVED
BY ADVERTISEMENT ON DEFENDANT**

NOW, this 3rd day of April, 2000, the within action being an Action to Quiet Title and the Plaintiff having made affidavit that the address and whereabouts of the Defendant, Bituminous Insurance Agency, Inc., is unknown and cannot be ascertained, and therefore, upon motion of Mark S. Weaver, Esquire, attorney for Plaintiff, it is ORDERED and DECREED that substitute service by publication be made upon the Defendant who address is unknown by giving notice in The Barnesboro Star, a newspaper of general circulation and the Cambria County Legal Journal, published in the Cambria County area, which is the last known

address for the Defendant; such publication to be one (1) time only stating that this action has been filed, and that this Complaint must be pleaded to within twenty (20) days after publication of notice; otherwise judgment will be taken against the Defendant by default.

By the Court,

A handwritten signature in black ink, appearing to read "John J. Smith", is written over a horizontal line. The signature is fluid and cursive, with a large, stylized 'J' at the beginning.

FILED

APR 03 2000
11:35 AM
William J. Shaw
Prothonotary
Fees

MARK S. WEAVER

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MAINES, BENJAMIN C.
VS
THOMPSON, RALPH H.

00-359-CD

COMPLAINT ACTION TO QUIET TITLE
SHERIFF RETURNS

NOW MARCH 24, 2000 AT 1:23 PM EST SERVED THE WITHIN
COMPLAINT ACTION TO QUIET TITLE ON PHILIPSBURG-OSCEOLA
SCHOOL DISTRICT, DEFENDANT AT EMPLOYMENT, SHORT ST.,
PHILIPSBURG, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO
SAMUEL KIRK JR., DIRECTOR OF FINANCE A TRUE AND ATTESTED
COPY OF THE ORIGINAL COMPLAINT ACTION TO QUIET TITLE AND
MADE KNOWN TO HIM THE CONTENTS THEREOF.

SERVED BY: NEVLING

NOW MARCH 24, 2000 AT 1:34 PM EST SERVED THE WITHIN
COMPLAINT ACTION TO QUIET TITLE ON DECATUR TOWNSHIP,
DEFENDANT AT EMPLOYMENT, RD#1 BOX 578A, OSCEOLA MILLS,
CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO DEBRA A.
KOPTCHAK, SECRETARY A TRUE AND ATTESTED COPY OF THE ORIGINAL
COMPLAINT ACTION TO QUIET TITLE AND MADE KNOWN TO HER THE
CONTENTS THEREOF.

SERVED BY: NEVLING.

NOW MARCH 27, 2000 AT 3:25 PM EST SERVED THE WITHIN
COMPLAINT ACTION TO QUIET TITLE ON COUNTY OF CLEARFIELD,
DEFENDANT AT EMPLOYMENT, CLEARFIELD COUNTY COURTHOUSE ANNEX,
CLEARFIELD, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO
LISA MCFADDEN, CHIEF CLERK A TRUE AND ATTESTED COPY OF THE
ORIGINAL COMPLAINT ACTION TO QUIET TITLE AND MADE KNOWN TO
HER THE CONTENTS THEREOF.

SERVED BY: NEVLING.

NOW APRIL 3, 2000 DENNY NAU, SHERIFF OF CENTRE COUNTY WAS
DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD
COUNTY TO SERVE THE WITHIN COMPLAINT ACTION TO QUIET TITLE
ON JANICE M. THOMPSON, DEFENDANT.

NOW APRIL 6, 2000 SERVED THE WITHIN COMPLAINT ACTION TO
QUIET TITLE ON JANICE M. THOMPSON, DEFENDANT BY DEPUTIZING
THE SHERIFF OF CENTRE COUNTY. THE RETURN OF SHERIFF NAU IS
HERETO ATTACHED AND MADE A PART OF THIS RETURN.

MARK S. WEAVER

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MAINES, BENJAMIN C.
VS
THOMPSON, RALPH H.

00-359-CD

COMPLAINT ACTION TO QUIET TITLE
SHERIFF RETURNS

NOW APRIL 11, 2000, PETER DEFAZIO, SHERIFF OF ALLEGHENY
COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF
CLEARFIELD COUNTY TO SERVE THE WITHIN COMPLAINT ACTION TO
QUIET TITLE ON PNC BANK, DEFENDANT.

NOW APRIL 13, 2000 SERVED THE WITHIN COMPLAINT ACTION TO
QUIET TITLE ON PNC BANK, DEFENDANT BY DEPUTIZING THE SHERIFF
OF ALLEGHENY COUNTY. THE RETURN OF SHERIFF DEFAZIO IS
HERETO ATTACHED AND MADE A PART OF THIS RETURN STATING THAT
HE SERVED AGENT FOR DEFENDANT.

NOW APRIL 20, 2000 RETURN THE WITHIN COMPLAINT ACTION TO
QUIET TITLE "NOT SERVED" AS TO RALPH H. THOMPSON, DEFENDANT.
THE COMPLAINT ACTION TO QUIET TITLE WAS RETURNED TO MARK S.
WEAVER, ATTORNEY.

MARK S. WEAVER

MAINES, BENJAMIN C.
VS
THOMPSON, RALPH H.

00-359-CD

CHARGES

COMPLAINT ACTION TO QUIET TITLE

87.15 SHFF. HAWKINS PAID BY: *atty*
28.00 SHFF. DEFAZIO PAID BY: ATTY.
3.00 NOTARY PAID BY: ATTY.
44.00 SHFF. NAU PAID BY: ATTY.
60.00 SURCHARGE PAID BY: ATTY.

SWORN TO BEFORE ME THIS

10th DAY of July 2000
William A. Shaw

SO ANSWERS,

Chester A. Hawkins
by Marilynn Harr
CHESTER A. HAWKINS
SHERIFF

WILLIAM A. SHAW
Prothonotary
My Commission Expires
1st Monday in Jan. 2002
Clearfield Co., Clearfield, PA.

FILED

JUL 10 2000
3:37 PM
William A. Shaw
Prothonotary
ESB

SHERIFF'S OFFICE

CENTRE COUNTY

Rm 101 Court House, Bellefonte, Pennsylvania, 16823 (814) 355-6803

C-941

SHERIFF SERVICE PROCESS RECEIPT, AND AFFIDAVIT OF RETURN

INSTRUCTIONS FOR SERVICE OF PROCESS: You must file one instruction sheet for each defendant. Please type or print legibly. Do not detach any copies.

1. Plaintiff(s)

Benjamin C. Maines

2. Case Number

00-359-CD

3. Defendant(s)

Ralph H. Thompson et al

4. Type of Writ or Complaint: Complaint

Action to Quiet Title

SERVE

→
AT

5. Name of Individual, Company, Corporation, Etc., to Serve or Description of Property to be Levied, Attached or Sold.

Janice M. Thompson

6. Address (Street or RFD, Apartment No., City, Boro, Twp., State and Zip Code)

RR#3, Box 409, Philipsburg, PA 16860

7. Indicate unusual service: Reg Mail Certified Mail Deputize Post Other

Now, 20 I SHERIFF OF CENTRE COUNTY, PA., do hereby depose the Sheriff of County to execute this Writ and make return thereof according to law. This deputation being made at the request and risk of the plaintiff.

Sheriff of Centre County

8. SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE

NOTE ONLY APPLICABLE ON WRIT OF EXECUTION: N.B. WAIVER OF WATCHMAN – Any deputy sheriff levying upon or attaching any property under within writ may leave same without a watchman, in custody of whomever is found in possession, after notifying person of levy or attachment, without liability on the part of such deputy or the sheriff to any plaintiff herein for any loss, destruction or removal of any such property before sheriff's sale thereof.

9. Print/Type Name and Address of Attorney/Originator

10. Telephone Number

11. Date

12. Signature

SPACE BELOW FOR USE OF SHERIFF ONLY - DO NOT WRITE BELOW THIS LINE

| | | |
|--|--|-----------------------------|
| 13. I acknowledge receipt of the writ or complaint as indicated above. | SIGNATURE of Authorized CCSD Deputy of Clerk and Title | 14. Date Filed |
| | | 15. Expiration/Hearing Date |

TO BE COMPLETED BY SHERIFF

16. Served and made known to Janice M. Thompson, on the 10th day of April,
 20 00, at 2:58 o'clock, P m., at 409 Rock St, Philipsburg, County of Centre

Commonwealth of Pennsylvania, in the manner described below:

Defendant(s) personally served.

Adult family member with whom said Defendant(s) resides(s). Relationship is _____

Adult in charge of Defendant's residence.

Manager/Clerk of place of lodging in which Defendant(s) resides(s).

Agent or person in charge of Defendant's office or usual place of business.

_____ and officer of said Defendant company.

Other _____

On the _____ day of _____, 20____, at _____ o'clock, _____ M.

Defendant not found because:

Moved Unknown No Answer Vacant Other _____

Remarks:

| | | | | | | | | | |
|----------------|-------------|-------------|------------|------------|--------------|------------|-------------|----------------|---------------------|
| Advance Costs | Docket | Service | Sur Charge | Affidavit | Mileage | Postage | Misc. | Total Costs | Costs Due or Refund |
| <u>\$75.00</u> | <u>9.00</u> | <u>9.00</u> | | <u>.50</u> | <u>21.00</u> | <u>.50</u> | <u>2.00</u> | <u>\$44.00</u> | <u>\$31.00</u> |

17. AFFIRMED and subscribed to before me this 12

20. day of April 2000

Caroline Peters

| | |
|--|------------------|
| Notary Seal Caroline Peters, Notary Public Bellefonte Boro, Centre County My Commission Expires Aug. 28, 2001 | Amount Pd. _____ |
|--|------------------|

SHERIFF OF CENTRE COUNTY

24. I ACKNOWLEDGE RECEIPT OF THE SHERIFF'S RETURN SIGNATURE
OF AUTHORIZED AUTHORITY AND TITLE.

25. Date Received



CHESTER A. HAWKINS
SHERIFF

**Sheriff's Office
Clearfield County**

OFFICE (814) 765-2641
AFTER 4:00 P.M. (814) 765-1533

CLEARFIELD COUNTY FAX
(814) 765-6089

SUITE 116
1 NORTH SECOND STREET - COURTHOUSE
CLEARFIELD, PENNSYLVANIA 16830

DARLENE SHULTZ
CHIEF DEPUTY

MARILYN HAMM
DEPT. CLERK

MARGARET PUTT
OFFICE MANAGER

PETER F. SMITH
SOLICITOR

DEPUTATION

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

BENJAMIN C. MAINES NO. 00-359-CD

VS ACTION: COMPLAINT ACTION TO QUIET TITLE

RALPH H. THOMPSON al

SERVE BY: 4/21/00

or

HEARING DATE:

SERVE: JANICE M. THOMPSON

ADDRESS: RR#3 Box 409, Philipsburg, Pa.
Rt. 350

Know all men by these presents, that I, CHESTER A. HAWKINS,
HIGH SHERIFF of CLEARFIELD COUNTY, State of Pennsylvania, do hereby
deputize the SHERIFF of CENTRE County to execute this writ.

This deputation being made at the request and risk of the plaintiff
this 3rd day of APRIL 2000.

Respectfully,

CHESTER A. HAWKINS,
SHERIFF OF CLEARFIELD COUNTY

MAKE REFUND PAYABLE TO: MARK S. WEAVER, Attorney

APR. 25, 2000
29/12/00

PETER R. DEFAZIO
Sheriff

ALLEGHENY COUNTY SHERIFF'S DEPARTMENT
436 GRANT STREET
PITTSBURGH, PA 15219-2496
PHONE (412) 350-4700

289
DENNIS SKOSNIK
Chief Deputy

PLAINTIFF BENJAMIN C. MAINES

VS.

DEFT. RALPH H. THOMPSON a1

ADD. DEFT. SERVE: PNC BANK (formerly Pittsburgh Natl. Bank)

ADD. DEFT. PO Box 747024 One PNC Plaza

GARNIShee Pittsburgh, Pa. 15274 15222

ADDRESS 21ST FLOOR PNC PLAZA

349 5TH AVE

MUNICIPALITY or CITY WARD PGH PA 15222

DATE: 19

ATTY'S Phone 814-768-9696

CASE# 00-359-CD
EXPIRES 4/21/00
 SUMMONS/PRAECIPE
 SEIZURE OR POSSESSION
 NOTICE AND COMPLAINT
 REVIVAL of SCI FA
 INTERROGATORIES
 EXECUTION - LEVY OR GARNISHEE
 OTHER
ATTY Mark Weaver
ADDRESS PO Box 170
Clearfield, Pa. 16830

INDICATE TYPE OF SERVICE: PERSONAL PERSON IN CHARGE DEPUTIZE CERT. MAIL POSTED OTHER LEVY SEIZED & STORE

Now, March 24 4-11 AM 2000, I, SHERIFF OF ALLEGHENY COUNTY, PA do hereby depose the Sheriff of ALLEGHENY County to execute this Writ and make return thereof according to law

NOTE: ONLY APPLICABLE ON WRIT OF EXECUTION: N.B. WAIVER OF WATCHMAN - Any deputy sheriff levying upon or attaching any property under within writ may leave same without a watchman, in custody of whomever is found in possession, after notifying person or attachment without liability on the part of such deputy herein for any loss, destruction or removal of any property before sheriff's sale thereof.

Seize, levy, advertise and sell all the personal property of the defendant on the premises located at:

| MAKE | MODEL | MOTOR NUMBER | SERIAL NUMBER | LICENSE NUMBER |
|------|-------|--------------|---------------|----------------|
| | | | | |
| | | | | |
| | | | | |

SHERIFF'S OFFICE USE ONLY

I hereby CERTIFY AND RETURN that on the 13 day of APRIL 2000 at 10:00 o'clock A.M. Address Above/Address Below. County of Allegheny, Pennsylvania

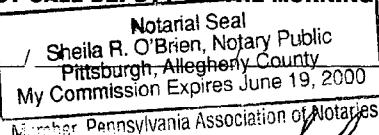
I have served in the manner described below:

Defendant(s) personally served.
 Adult family member with whom said Defendant(s) reside(s). Name & Relationship _____
 Adult in charge of Defendant's residence who refused to give name or relationship.
 Manager/Clerk of place of lodging in which Defendant(s) reside(s).
 Agent or person in charge of Defendant(s) office or usual place of business.
 Other MARY HARR
 Property Posted
Defendant not found because: Moved Unknown No Answer Vacant Other _____
 Certified Mail Receipt _____ Envelope Returned _____ Neither receipt or envelope returned: writ expired _____
 Regular Mail Why _____

You are hereby notified that on _____, 19_____, levy was made in the case of _____
Possession/Sale has been set for _____, 19_____, at _____ o'clock.

YOU MUST CALL DEPUTY ON THE MORNING OF SALE/POSSESSION BETWEEN 8:30 - 9:30 A.M.

ATTEMPTS _____



APR 28 2000

PETER R. DEFAZIO, Sheriff

District

Deputy

Additional Costs Due \$_____. This is placed
on writ when returned to Prothonotary. Please check before
satisfying case.

White Copy - Sheriff

Yellow - Sheriff

Pink Copy - Attorney

MARK S. WEAVER
ATTORNEY AT LAW
211½ EAST LOCUST STREET
P.O. BOX 170
CLEARFIELD, PA 16830

COMMERCIAL PAINTING CO., GLENDALE, PA.

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

BENJAMIN C. MAINES, :
Plaintiff :
vs. :
: No. 00-359-CD
RALPH H. THOMPSON and JANICE M. :
THOMPSON, his wife; :
: Type of Case: QUIET TITLE ACTION
PNC BANK (FORMERLY PITTSBURGH :
NATIONAL CORPORATION); :
: Type of Pleading:
: ACCEPTANCE OF SERVICE
PHILIPSBURG-OSCEOLA SCHOOL :
DISTRICT; :
: Filed on behalf of:
: PLAINTIFF
COUNTY OF CLEARFIELD; :
: Counsel of Record for Plaintiff:
: Mark S. Weaver, Esquire
: PA Supreme Court No. 63044
DECATUR TOWNSHIP; :
: P.O. Box 170
BITUMINOUS INSURANCE AGENCY, :
INC.; :
: 211 ½ East Locust Street
: Clearfield, PA 16830
: (814) 768-9696
: and their heirs, executors, administrators,
: trustees and assigns, known or unknown,
: and any other person who may claim
: title or an interest in the property subject of
: this action,
Defendants :
:

FILED

DEC 13 2000

William A. Shaw
Prothonotary

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

BENJAMIN C. MAINES,
Plaintiff

vs.

RALPH H. THOMPSON and JANICE M.
THOMPSON, his wife;

PNC BANK (FORMERLY PITTSBURGH
NATIONAL CORPORATION);

PHILIPSBURG-OSCEOLA SCHOOL
DISTRICT;

COUNTY OF CLEARFIELD;

DECATUR TOWNSHIP;

BITUMINOUS INSURANCE AGENCY,
INC.;

and their heirs, executors, administrators,
trustees and assigns, known or unknown,
and any other person who may claim
title or an interest in the property subject of
this action,

Defendants

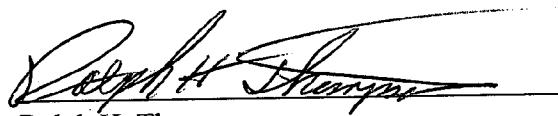
No. 00-359-CD

QUIET TITLE ACTION

ACCEPTANCE OF SERVICE

I, RALPH H. THOMPSON, a named Defendant in the above-captioned matter, hereby accept
service of a certified copy of the Complaint to Quiet Title filed on March 22, 2000 in the above
matter.

Date: April 25, 2000
SIXTY-THREE JOURNAL COURT, CLEARFIELD COUNTY, PENNSYLVANIA


Ralph H. Thompson

2000
SIXTY-THREE JOURNAL COURT, CLEARFIELD COUNTY, PENNSYLVANIA

13 7000
Daily/7ccatty weaver
13 7000

MARK S. WEAVER
ATTORNEY AT LAW
211½ EAST LOCUST STREET
P.O. BOX 170
CLEARFIELD, PA 16830

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

BENJAMIN C. MAINES, :
Plaintiff :
: No. 00-359-CD
vs. :
: Type of Case: QUIET TITLE ACTION
RALPH H. THOMPSON and JANICE M. :
THOMPSON, his wife; :
: Type of Pleading:
PNC BANK (FORMERLY PITTSBURGH :
NATIONAL CORPORATION); :
: AFFIDAVIT OF SERVICE
PHILIPSBURG-OSCEOLA SCHOOL :
DISTRICT; :
: Filed on behalf of:
COUNTY OF CLEARFIELD; :
: PLAINTIFF
: Counsel of Record for Plaintiff:
DECATUR TOWNSHIP; :
: Mark S. Weaver, Esquire
BITUMINOUS INSURANCE AGENCY, :
INC.; :
: PA Supreme Court No. 63044
: P.O. Box 170
and their heirs, executors, administrators, :
trustees and assigns, known or unknown, :
and any other person who may claim :
title or an interest in the property subject of :
this action, :
Defendants :
:

FILED

DEC 18 2000

William A. Shaw
Prothonotary

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

| | |
|---|---------------------|
| BENJAMIN C. MAINES, | : |
| Plaintiff | : |
| | No. 00-359-CD |
| vs. | : |
| | Quiet Title Service |
| RALPH H. THOMPSON and JANICE M. | : |
| THOMPSON, his wife; | : |
| PNC BANK (FORMERLY PITTSBURGH | : |
| NATIONAL CORPORATION); | : |
| PHILIPSBURG-OSCEOLA SCHOOL | : |
| DISTRICT; | : |
| COUNTY OF CLEARFIELD; | : |
| DECATUR TOWNSHIP; | : |
| BITUMINOUS, INSURANCE AGENCY, | : |
| INC.; | : |
| and their heirs, executors, administrators, | : |
| trustees and assigns, known or unknown, | : |
| and any other person who may claim | : |
| title or an interest in the property subject of | : |
| this action, | : |
| Defendants | : |

AFFIDAVIT OF SERVICE

Before me personally appeared Mark S. Weaver, Esquire, who, being duly sworn according to law, deposes and says that service was made in this case by publication in the Star-Courier and Cambria County Legal Journal one time only on April 26, 2000 and May 4, 2000, respectively, as appears by sworn proof hereto attached, and that the Defendant Bituminous Insurance Agency, Inc. was served by publication and not by any other manner.

Deponent further states that service was made in this case by hand delivery upon the following Defendants: Janice M. Thompson, PNC Bank (formerly Pittsburgh National Corporation), Philipsburg-Osceola School District, County of Clearfield and Decatur Township, as evidenced by

the returns filed the Sheriff of Clearfield County and by Acceptance of Service upon the Defendant Ralph H. Thompson, as evidenced by the Acceptance of Service filed by the Deponent.

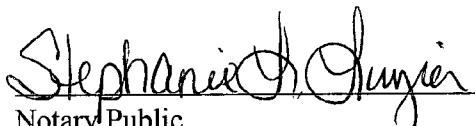
No appearance having been entered on behalf of any of the Defendants nor any answer filed by any of them after service of a Complaint containing a notice to defend. Plaintiff has caused this Affidavit to be made for the purpose of obtaining a decree or Order of Court under Pa. R.C.P. 1066.

WHEREFORE, this Affidavit of Service made by the manner aforesaid is made for the purpose of obtaining a Decree of Court.



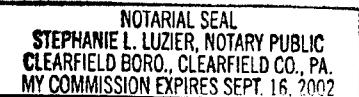
Mark S. Weaver, Esquire
Attorney for Plaintiff

Sworn to and subscribed before me
this 18th day of December, 2000.



Stephanie L. Luzier

Notary Public



13:7/Rec atty
Mark S. Weaver
P.O. Box 170
Clearfield, PA 16830
DEC 12 2000

MARK S. WEAVER
ATTORNEY AT LAW
211½ EAST LOCUST STREET
P.O. BOX 170
CLEARFIELD, PA 16830

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

BENJAMIN C. MAINES, :
Plaintiff :
: No. 00-359-CD
vs. :
: Type of Case: QUIET TITLE ACTION
RALPH H. THOMPSON and JANICE M. :
THOMPSON, his wife; :
: Type of Pleading:
PNC BANK (FORMERLY PITTSBURGH :
NATIONAL CORPORATION); :
: MOTION FOR JUDGMENT
PHILIPSBURG-OSCEOLA SCHOOL :
DISTRICT; :
: Filed on behalf of:
COUNTY OF CLEARFIELD; :
: PLAINTIFF
: Counsel of Record for Plaintiff:
DECATUR TOWNSHIP; :
: Mark S. Weaver, Esquire
BITUMINOUS INSURANCE AGENCY, :
INC.; :
: PA Supreme Court No. 63044
: P.O. Box 170
: 211 ½ East Locust Street
and their heirs, executors, administrators, :
trustees and assigns, known or unknown, :
and any other person who may claim :
title or an interest in the property subject of :
this action, :
Defendants :
:

FILED

DEC 18 2000

William A. Shaw
Prothonotary

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

BENJAMIN C. MAINES, :
Plaintiff :
: No. 00-359-CD
vs. :
: Quiet Title Action
RALPH H. THOMPSON and JANICE M. :
THOMPSON, his wife; :
PNC BANK (FORMERLY PITTSBURGH :
NATIONAL CORPORATION); :
PHILIPSBURG-OSCEOLA SCHOOL :
DISTRICT; :
COUNTY OF CLEARFIELD; :
DECATUR TOWNSHIP; :
BITUMINOUS, INSURANCE AGENCY, :
INC.; :
and their heirs, executors, administrators, :
trustees and assigns, known or unknown, :
and any other person who may claim :
title or an interest in the property subject of :
this action, :
Defendants :

MOTION FOR JUDGMENT

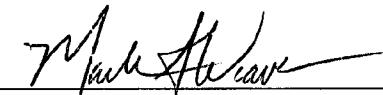
NOW, this 18th day of December, 2000, an Affidavit having been executed on behalf of the Plaintiff showing the Complaint was served by publication on the Defendant Bituminous Insurance Agency, Inc., one time only, to wit: April 26, 2000 in the Star-Courier and May 4, 2000 in the Cambria County Legal Journal, and further that the whereabouts of the Defendant Bituminous Insurance Agency, Inc. is unknown and was not served in any other manner.

The Complaint also having been served on the remaining Defendants as evidenced by the returns filed by the Sheriff of Clearfield County and the Acceptance of Service filed on behalf of the Defendant Ralph H. Thompson and no Defendants served by publication, personal service or

acceptance of service having entered an appearance or filed an Answer or having expressed any purpose of intent to be heard or desire to assert title or any interest to said property, and twenty (20) days having elapsed since the service or last publication.

WHEREFORE, Mark S. Weaver, Esquire, prays this Honorable Court, as attorney for the Plaintiff, that judgment be entered in favor of the Plaintiff and against the Defendants, their heirs and assigns, with direction that they file suit in ejectment or otherwise enter proceedings to contest the case within thirty (30) days, or judgment may be entered against them forever barring them from asserting any title or claim to the real estate in this action.

Date: 12-18-00



Mark S. Weaver, Esquire
Attorney for Plaintiff

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

BENJAMIN C. MAINES, :
Plaintiff :
vs. : No. 00-359-CD
: Quiet Title Action
RALPH H. THOMPSON and JANICE M. :
THOMPSON, his wife; :
PNC BANK (FORMERLY PITTSBURGH :
NATIONAL CORPORATION); :
PHILIPSBURG-OSCEOLA SCHOOL :
DISTRICT; :
COUNTY OF CLEARFIELD; :
DECATUR TOWNSHIP; :
BITUMINOUS, INSURANCE AGENCY, :
INC.; :
and their heirs, executors, administrators, :
trustees and assigns, known or unknown, :
and any other person who may claim :
title or an interest in the property subject of :
this action, :
Defendants :
:

FILED

DEC 18 2000

William A. Shaw
Prothonotary

ORDER OF COURT

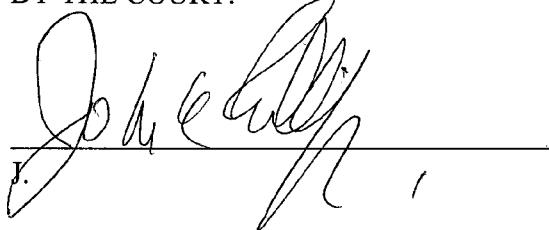
NOW, this 18th day of December, 2000, an Affidavit having been made that service was made by publication on the Defendant Bituminous Insurance Agency, Inc. one time only on April 26, 2000 in the Star-Courier and on May 4, 2000 in the Cambria County Legal Journal and that it was impossible to serve the Defendant by any other means and that all other Defendants were served by the Sheriff of Clearfield County with the exception of the Defendant Ralph H. Thompson who executed an Acceptance of Service.

IT IS ORDERED AND DECREED that Defendants file suit in ejectment or otherwise enter a proceeding to contest the case within thirty (30) days, or this Order of Court shall become final upon praecipe by Plaintiff, which hereby Orders and Decrees that title to the land subject of this

action is vested absolutely in the Plaintiff, his heirs and assigns, free and clear of any and all claims of any nature by any of the named Defendants, their heirs, executors, administrators, trustees, successors and assigns or by anyone claiming by, through or under them or any of them, and that the Plaintiff is seized of an indefeasible title to the parcel of land situated and located in Decatur Township, Clearfield County, Pennsylvania, bounded and described as follows:

BEGINNING at an old iron pin corner on line of Felix Rice and J. Swires; thence along line of J. Swires and Sarah Raines North twenty-nine degrees, thirty minutes East (N 29° 30' E) a distance of one thousand two hundred ninety-three and fifty hundredths (1,293.50') feet to an old post and stake corner on line of K.G. Seigfried; thence along line of K.G. Seigfried South forty-three degrees, twenty minutes East (S 43° 20' E) a distance of seven hundred forty-five and no hundredths (745.00') feet to a stake corner on the western right-of-way line of Township Road No. T-678; thence along the western right-of-way line of said Township Road these following courses and distances: South fifty degrees fifty-seven minutes West (S 50° 57' W) a distance of two hundred sixty-seven and forty-five hundredths (267.45') feet to a corner; thence South forty-eight degrees twenty-four minutes West (S 48° 24' W) a distance of three hundred ninety and five hundredths (390.05') feet to a corner; thence South forty-seven degrees twenty-eight minutes West (S 47° 28' W) a distance of four hundred eighteen and fifty hundredths (418.50') feet to a corner; thence South forty-one degrees no minutes West (S 41° 00' W) a distance of one hundred forty-five and no hundredths (145.00') feet to a corner on line of Felix Rice; thence along line of Felix Rice North forty-six degrees thirty minutes West (N 46° 30' W) a distance of three hundred forty-two and eight hundredths (342.80') feet to an old iron pin corner the place of beginning. Containing 14.95 acres less 0.32 acres for the right-of-way of Township Road No. T-676 as shown on maps, leaving a net acreage of 14.63 acres.

BY THE COURT:



J. E. Kelly

FILED

DEC 18 2000

02/20/01 SC 074
William A. Shaw

Prothonotary

for Weaver

JAN 3 1 2001
O 1 0 431000
William A. Weaver
Pittsburgh, PA
S
E

MARK S. WEAVER
ATTORNEY AT LAW
211½ EAST LOCUST STREET
P.O. BOX 170
CLEARFIELD, PA 16830

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

13 BENJAMIN C. MAINES, Plaintiff :
vs.
42 RALPH H. THOMPSON and JANICE M. 52 Plaintiff :
THOMPSON, his wife; :
116 PNC BANK (FORMERLY PITTSBURGH NATIONAL CORPORATION); :
117 PHILIPSBURG-OSCEOLA SCHOOL DISTRICT; :
118 COUNTY OF CLEARFIELD; :
119 DECATUR TOWNSHIP; :
120 BITUMINOUS INSURANCE AGENCY, INC.; :
and their heirs, executors, administrators, trustees and assigns, known or unknown, and any other person who may claim title or an interest in the property subject of this action, Defendants :
No. 00-359-CD
Type of Case: QUIET TITLE ACTION
Type of Pleading:
PRAECIPE FOR JUDGMENT
Filed on behalf of:
PLAINTIFF
Counsel of Record for Plaintiff:
Mark S. Weaver, Esquire
PA Supreme Court No. 63044
P.O. Box 170
211 1/2 East Locust Street
Clearfield, PA 16830
(814) 768-9696

FILED

JAN 31 2001

William A. Shaw
Prothonotary

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

BENJAMIN C. MAINES,
Plaintiff

vs.

RALPH H. THOMPSON and JANICE M.
THOMPSON, his wife;
PNC BANK (FORMERLY PITTSBURGH
NATIONAL CORPORATION);
PHILIPSBURG-OSCEOLA SCHOOL
DISTRICT;
COUNTY OF CLEARFIELD;
DECATUR TOWNSHIP;
BITUMINOUS, INSURANCE AGENCY,
INC.;
and their heirs, executors, administrators,
trustees and assigns, known or unknown,
and any other person who may claim
title or an interest in the property subject of
this action,

Defendants

No. 00-359-CD

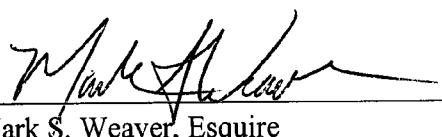
Quiet Title Action

PRAECIPE FOR JUDGMENT

To: William A. Shaw, Prothonotary:

Please enter final judgment in the above captioned matter in favor of the Plaintiff, Benjamin C. Maines.

Date: 1-29-01



Mark S. Weaver, Esquire
Attorney for Plaintiff