

00-1104-CD
Resco Prod. Vs John Seyler al

8

00-1104-CD
RESCO PRODUCTS, INC. -vs- ESTATE OF JOHN H. SEYLER et al

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

NO. 00-
QUIET TITLE ACTION -CD

RESCO PRODUCTS, INC., Plaintiff,

vs.

ESTATE OF JOHN H. SEYLER; SARAH F.
SEYLER; AUSTIN SEYLER; LYDIA J.
SEYLER and LULU E. SEYLER, their
heirs, executors, administrators,
successors and assigns, and all
other persons or entities in
interest, known or unknown,
claiming by and through or under
them,

Defendant.

C O M P L A I N T

FILED

SEP 08 2000
9/8/00 Atty Shope
William A. Shaw
Prothonotary
PA 16800

5cc Atty Shope

BARBARA J. HUGNEY-SHOPE

Attorney-at-Law
23 N. Second Street
Clearfield, PA 16830
(814) 765-5155
FAX (814) 765-2957

Clearfield, PA 16836
23 N. Second Street
Attorney-at-Law

BARBARA J. HUGNEY-SHOPE

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

 **RESCO PRODUCTS, INC.**

VS.

*
*
*
* NO. 00-1109-CD

81) ESTATE OF JOHN H. SEYLER,
SARAH E. SEYLER, AUSTIN
SEYLER, LYDIA J. SEYLER and
61) LULU E. SEYLER, their heirs,
executors, administrators, successors
and assigns, and all other persons
or entities in interest, known or
unknown, claiming by and through
or under them.

Defendants.

* QUIET TITLE ACTION

*** Type of Pleading: QUIET TITLE ACTION**

* Filed on behalf of: PLAINTIFF
* RESCO PRODUCTS, INC.

* **Counsel of Record for Defendant:**
* **BARBARA J. HUGNEY-SHOPE, ESQ.**
* Supreme Court I. D. No. 26274
* 23 North Second Street
* Clearfield, PA 16830
* (814) 765-5155

FILED

SEP 08 2000

William A. Shaw
Prothonotary

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

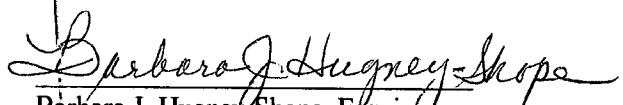
RESCO PRODUCTS, INC.)
Plaintiff)
)
vs.) NO. 00- -CD
)
ESTATE OF JOHN H. SEYLER,) QUIET TITLE ACTION
SARAH F. SEYLER, AUSTIN)
SEYLER, LYDIA J. SEYLER and)
LULU E. SEYLER, their heirs,)
executors, administrators, successors)
and assigns, and all other persons)
or entities in interest, known or)
unknown, claiming by and through)
or under them,)
Defendants.)

NOTICE TO DEFEND

You have been sued in Court. If you wish to defend against these 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
1 North Second Street
Clearfield, PA 16830
(814) 765-2641, Ext. 5982


Barbara J. Hugney-Shope, Esquire
Attorney for Plaintiffs

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

RESCO PRODUCTS, INC.)	
Plaintiff)	
)	
)	
vs.) NO. 00-	-CD
)	
ESTATE OF JOHN H. SEYLER,) QUIET	TITLE ACTION
SARAH F. SEYLER, AUSTIN)	
SEYLER, LYDIA J. SEYLER and)	
LULU E. SEYLER, their heirs,)	
executors, administrators, successors)	
and assigns, and all other persons)	
or entities in interest, known or)	
unknown, claiming by and through)	
or under them,)	
Defendants.)	

COMPLAINT

AND NOW COMES, RESCO PRODUCTS, INC., a corporation, who by and through its attorney, BARBARA J. HUGNEY-SHOPE, ESQUIRE, files this complaint to quiet the title to certain real estate and in support thereof avers as follows:

1. That the Plaintiff, RESCO PRODUCTS, INC., is a Pennsylvania corporation, with its principal office address of P.O. Box 108, Conshohocken Road, Norristown, Pennsylvania 19404.
2. That Defendants are the Estate of John H. Seyler, Sarah F. Seyler, Austin Seyler, Lydia J. Seyler, and Lulu E. Seyler, their heirs, executors, administrators, successors and assigns, and all other persons or entities in interest, known or unknown,

claiming by and through or under them. The identities of any heirs and/or addresses of the named Defendants are unknown to the Plaintiff.

3. That the Plaintiff, the successor in merger with Crescent Brick Company, Inc., is currently the owner of a certain piece or parcel of land located in Brady Township, Clearfield County, Pennsylvania, by virtue of a deed recorded in Clearfield County Deed Book 662, page 102. this Deed refers to the land conveyed to Francis Edgar Seyler and Lulu E. Seyler by deed dated September 1, 1955, and recorded in Clearfield County Deed Book 445, page 205. The parcel described in Deed Book 445, page 205, is as follows:

BEGINNING at a post in North East corner of J. H. Seyler Estate tract; thence South by R. H. Moore Estate, Henry Pentz Estate and Sara Ogden to William Wingert Estate; thence West by William Wingert Estate to Frank Aurand, now Pirl Dusch; thence North by Pirl Dusch, formerly Frank Aurand, to John Wingert corner; thence East by John Wingert and Mary Waugh, now R. H. Moore Estate to place of beginning. Containing 119 acres more or less.

BEING the same premises conveyed to Francis Edgar Seyler and Lulu E. Seyler as tenants by entireties by deed dated September 1, 1955 and recorded on September 1, 1955 in Clearfield County Deed Book 445, page 205. The said Francis Edgar Seyler having died on April 8, 1958 title to the said premises vested in his surviving widow, Lulu E. Seyler, by right of survivorship.

4. From 1860 through 1864, John H. Seyler became possessed with a total of 447 acres, more or less, in Brady Township, Clearfield County, Pennsylvania, by virtue of the following conveyances:

(a) A parcel containing 233 acres 139 perches by deed of James B. England, Trustee, et. al., dated September 17, 1860, and recorded in Clearfield County Deed Book "T," page 330;

(b) A parcel containing 114 acres and 108 perches by deed of Samuel Johnson dated July 29, 1860, and recorded in Clearfield County Deed Book "T," page 333; and

(c) A parcel containing 100 acres 36 perches by deed of John Overdorf, et. ux., dated September 24, 1864, and recorded in Clearfield County Deed Book "W," page 342. All three (3) parcels were part of Warrants 3574 and 3577.

5. In 1892, after various out sales from the above parcels, the said John H Seyler became assessed with 119 acres believed to be the residue of the aforesaid three (3) parcels.

6. The said John H. Seyler died intestate on December 10, 1899, and is believed to have been survived by his widow, Sarah F. Seyler, and 6 adult children; specifically, Joseph Seyler, Ferd Seyler, Austin Seyler, Harbison Seyler, Elizabeth Seyler and Lydia Seyler.

7. Although Letters of Administration were issued by the Register of Wills of Clearfield County on the Estate of John H. Seyler to W. A. Seyler, believed to be Austin Seyler, and Joseph Seyler, there is no list of heirs nor is there any real estate

appraisement filed with the Office of the Register of Wills of Clearfield County, Pennsylvania.

8. The assessment records of Clearfield County carry this assessment as 119 acres in the name of John H. Seyler until 1901 when it is reduced to 100 acres.

9. The next change in the county assessment records occurs in 1929 when it becomes assessed in the names of Joseph Seyler, Ferd Seyler, Austin Seyler, Harbison Seyler, Elizabeth Seyler and Lydia Seyler.

10. No record of an estate for Sarah F. Seyler, widow of John H. Seyler, is filed in Clearfield County; however, it is believed that the said Sarah F. Seyler is deceased and that she died without remarrying and was survived by the six (6) children that were born to her during the marriage to John H. Seyler.

11. The said Joseph Seyler is believed to have died intestate survived by the following children as his sole intestate heirs: Mary Emma Griesemer, Bertha V. Kirk, Bernice I. Ryan, Elzear J. Jones, C. L. Seyler, and F. E. Seyler, as recited in their deed of other real estate of Joseph Seyler being conveyed to T. Harbison Seyler recorded in Clearfield County Deed Book 242, page 264.

12. The one-sixth interest of Joseph Seyler in the parcel described in Paragraph 5 was not included in the transfer described in the deed referred to in Paragraph 11 above; therefore, in 1947, when T. H. Seyler, also known as T. Harbison Seyler,

intended to convey his one-sixth (1/6) interest that he had acquired from his father, John H. Seyler, and the one-sixth (1/6) interest which he believed that he had acquired from his brother's heirs, to Francis E. Seyler, also known as F. E. Seyler, and C. Lynn Seyler, also known as C. L. Seyler, it was necessary to include the remaining intestate heirs of Joseph Seyler in the deed to Francis E. Seyler and C. Lynn Seyler dated August 20, 1947, which is recorded in Clearfield County Deed Book 387, page 78.

13. The one-sixth (1/6) interest of Ferd Seyler, also believed to be the same Ferdinand Seyler who died testate on February 20, 1930, is believed to be the interest sold by John H. Seyler, Executor of the Estate of Ferdinand Seyler to Sara Seyler by a deed dated February 16, 1931, and recorded in Clearfield County Deed Book 305, page 591.

14. The one-sixth (1/6) interest of Austin Seyler is believed to be the same interest that was sold by the Clearfield County Commissioners to Carl Seyler by their deed dated May 25, 1942, for unpaid taxes, which deed is recorded in Clearfield County Deed Book 353, page 351.

15. The said Austin Seyler is believed to also be known as William Austin Seyler and one of the Administrators of the Estate of John H. Seyler.

16. The one-sixth (1/6) of Elizabeth Seyler was acquired by Lydia J. Seyler by the Last Will and Testament of Elizabeth Seyler filed of record in Clearfield County in Will Book T, page 54; however, there was no administration of this estate.

17. The one-sixth (1/6) interest of Lydia J. Seyler, together with the one-sixth (1/6) interest that she acquired by the Will of Elizabeth Seyler is represented as being inherited by Carl Seyler in the deed from Carl Seyler and Sara Seyler, now Sara Seyler Edinger, of a four-sixth(4/6) interest in the parcel described in paragraph 3 above. The aforesaid deed dated September ___, 1945, to Francis E. Seyler and C. Lynn Seyler is recorded in Clearfield County Deed Book 373, page 79.

18. A corrective deed was subsequently executed by Carl Seyler and Sara Seyler Edinger on August 20, 1945, to correct the description of the parcel being conveyed but is silent as to any correction of the interest being conveyed. This deed is recorded in Clearfield County Deed Book 387, page 76.

19. The parcel described in Paragraph 3 is the same parcel conveyed by Francis Edgar Seyler and Lulu E. Seyler and C. Lynn Seyler and Maude Seyler to Francis Edgar Seyler and Lulu E. Seyler, husband and wife, by a deed recorded in Clearfield County Deed Book 445, page 205.

20. The said Francis Edgar Seyler, also known as Francis E. Seyler, also known as F. Edgar Seyler, also known as F. E. Seyler, died April 8, 1958, vesting sole title in Lulu E. Seyler, his surviving spouse.

21. The parcel described in Paragraph 3 was then intended to be conveyed to Crescent Brick Company, Inc., by deed of Lulu E. Seyler, widow, dated May 30, 1973, and recorded in Clearfield County Deed Book 662, page 102; however, the description used was incorrectly taken from the earlier deed of Carl Seyler and Sara Seyler Edinger which was corrected by their subsequent deed.

22. It is believed and therefore averred that the intent of Lulu Seyler was to convey to Crescent Brick Company, Inc., the land described in Deed Book 445, page 205 as recited in that deed and in Paragraph 3; however, for some unknown reason an incorrect description was used.

23. That from 1973 to the present, the Plaintiff and its predecessor in title, Crescent Brick Company, Inc., to the present have exercised open, notorious and hostile possession and control over the parcel described in Paragraph 3 to the exclusion of all others.

24. That since 1973, the Plaintiff and its predecessor in title, Crescent Brick Company, Inc., have paid all tax assessments on the parcel described in Paragraph 3 of this Complaint.

25. That this Quiet Title Action is necessary to remove any cloud on Plaintiff's title to the parcel described in Paragraph 3 of this Complaint due to an irregularities in the chain of title because of unrecorded deeds and/or assignments, incorrect descriptions in recorded deeds and other documents, incomplete estate records of deceased persons showing a complete chain of title or lack of estates, the validity of the tax sales and possible adverse interest of named Defendants, their heirs, successors and assigns.

26. It is believed and therefore averred that the tax sale of the interest of Austin Seyler to Carl Seyler was valid and that all right, title and interest of the said Austin Seyler to the property described in Paragraph 3 was conveyed to Carl Seyler.

27. It is believed and averred that the said Carl Seyler was the sole intestate heir of Lydia J. Seyler and as such inherited all her right, title and interest in the parcel of land described in Paragraph 3 hereof.

28. That at no time have any of the herein named Defendants attempted to secure possession of the said premises, contest the title of the Plaintiff or its predecessor in title or assist in the maintenance, repair or improvement of the premises hereinbefore described nor have they asserted any interest adverse to the Plaintiff by any legal action.

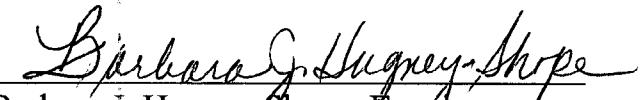
WHEREFORE, Plaintiff requests:

(a) That the Defendants be forever barred from asserting any right, title, lien or interest in the Plaintiff's land inconsistent with the ownership of the Plaintiff, unless the Defendants bring an action in ejectment against the Plaintiffs for the recovery of the land within thirty (30) days after the entry of judgment of the Court;

(b) That the Plaintiff be decreed as the sole owner and be entitled to exclusive possession of the premises described in the foregoing Complaint; and

(c) That the Court make such further Orders as may be necessary to establish the legal and valid title of the Plaintiff and to grant it appropriate relief.

Respectfully submitted,


Barbara J. Hugney-Shope, Esquire
Attorney for Plaintiff

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

)
SS.:
)

On this, the 4th day of September, 2000, before me, the undersigned officer, personally appeared Rick A. Vaughn, who, being duly sworn, deposes and states that he is Assistant Treasurer of Resco Products, Inc., and that as such does depose and state that the facts set forth in the foregoing Complaint are true and correct to the best of his knowledge, information and belief.

RESCO PRODUCTS, INC.

By: Rick A Vaughn
Rick A. Vaughn

SWORN TO AND SUBSCRIBED

before me this 4th day
of September, 2000.

Barbara J. Hugney-Shope
Notary Public

NOTARIAL SEAL
BARBARA J. HUGNEY-SHOPE, Notary Public
Clearfield Boro, Clearfield County, PA
My Commission Expires Oct. 20, 2003

GERTIFIED TO BE A TRUE AND CORRECT COPY

BARBARA J. HUGNEY-SHOPE

Attorney-at-Law

23 N. Second Street
Clearfield, PA 16830
(814) 765-5155
FAX (814) 765-2957

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

RESCO PRODUCTS, INC.)
Plaintiff)
vs.) NO. 00-104-CD
ESTATE OF JOHN H. SEYLER,) QUIET TITLE ACTION
SARAH F. SEYLER, AUSTIN)
SEYLER, LYDIA J. SEYLER and)
LULU E. SEYLER, their heirs,)
executors, administrators, successors)
and assigns, and all other persons)
or entities in interest, known or)
unknown, claiming by and through)
or under them,)
Defendants.)

FILED

SEP 08 2000

William A. Shaw
Prothonotary

MOTION FOR SERVICE BY PUBLICATION

Your Petitioner, Barbara J. Hugney-Shope, Esquire, as attorney for Plaintiff in the above-captioned matter, moves the Court to enter an Order for service by publication of all Defendants whose identities and/or addresses are unknown and in support thereof sets forth the following:

1. Petitioner by attached affidavit which is incorporated herein by reference thereto, believes that the named Defendants; specifically, Estate of John H. Seyler, Sarah F. Seyler, Austin Seyler, Lydia J. Seyler and Lulu E. Seyler, their heirs, executors, administrators, successors and assigns, are deceased or that their whereabouts are unknown.

WHEREFORE, Petitioner requests that your Honorable Court grant this request and Order that the Defendants, Estate of John H. Seyler, Sarah F. Seyler, Austin Seyler, Lydia J. Seyler and Lulu E. Seyler, their heirs, executors, administrators, successors and assigns, be served by publication as required by law.

Respectfully submitted,

Barbara J. Hugney-Shope
Barbara J. Hugney-Shope, Esquire
Attorney for Plaintiff

Dated: September 6, 2000

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

RESCO PRODUCTS, INC.)
Plaintiff)
)
vs.) NO. 00- -CD
)
ESTATE OF JOHN H. SEYLER,) QUIET TITLE ACTION
SARAH F. SEYLER, AUSTIN)
SEYLER, LYDIA J. SEYLER and)
LULU E. SEYLER, their heirs,)
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or under them,)
Defendants.)

AFFIDAVIT

COMMONWEALTH OF PENNSYLVANIA)
SS
COUNTY OF CLEARFIELD)

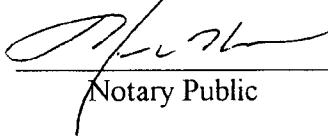
Before me, the undersigned officer, personally appeared Barbara J. Hugney-Shope,
Esquire, attorney for the above-named Plaintiff, who being duly sworn according to law, deposes
and says that the Defendants, Estate of John H. Seyler, Sarah F. Seyler, Austin Seyler, Lydia J.
Seyler and Lulu E. Seyler, and their heirs, executors, administrators, successors and assigns, and
all other persons or entities in interest, known or unknown, claiming by and through or under
them are all deceased or their whereabouts are unknown to the Plaintiff.

Plaintiff and the undersigned, its attorney, have made an investigation to locate the
aforesaid Defendants that are unknown by checking the estate and tax records of Clearfield

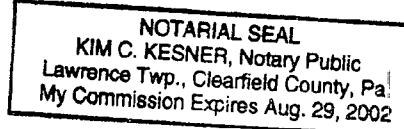
County, review of telephone directories in the area, and requesting information from known heirs; however, none of the above were found because they are either deceased or their whereabouts is unknown.

Barbara J. Hugney-Shope
Barbara J. Hugney-Shope, Esquire
Attorney for Plaintiff

Sworn to and subscribed
before me this 4
day of September, 2000.



Notary Public



FILED

SEP 08 2000
9:27 AM
3cc atty
William A. Shaw
Prothonotary
Slope

BARBARA J. HUGNEY-SHOPPE
Attorney-at-Law
23 N. Second Street
Clearfield, PA 16830
(814) 765-5155
FAX (814) 765-2951

CERTIFIED TO BE A TRUE AND CORRECT COPY

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

RESCO PRODUCTS, INC.)
Plaintiff)
vs.) NO. 00-1104-CD
ESTATE OF JOHN H. SEYLER,) QUIET TITLE ACTION
SARAH F. SEYLER, AUSTIN)
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executors, administrators, successors)
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Defendants.)

FILED

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William A. Shaw
Prothonotary

COMMONWEALTH OF PENNSYLVANIA)
SS
COUNTY OF CLEARFIELD)

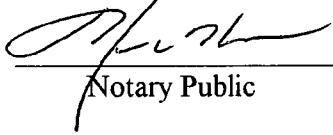
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and says that the Defendants, Estate of John H. Seyler, Sarah F. Seyler, Austin Seyler, Lydia J.
Seyler and Lulu E. Seyler, and their heirs, executors, administrators, successors and assigns, and
all other persons or entities in interest, known or unknown, claiming by and through or under
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Plaintiff and the undersigned, its attorney, have made an investigation to locate the
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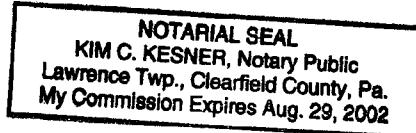
County, review of telephone directories in the area, and requesting information from known heirs; however, none of the above were found because they are either deceased or their whereabouts is unknown.

Barbara J. Hugney-Shope
Barbara J. Hugney-Shope, Esquire
Attorney for Plaintiff

Sworn to and subscribed
before me this 4
day of September, 2000.



Notary Public



FILED

SEP 08 2000

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William A. Shaw
Prothonotary

BARBARA J. HUGNEY-SHOPE
Attorney-at-Law
23 N. Second Street
Clearfield, PA 16830
(814) 765-5155
FAX (814) 765-2957

CERTIFIED TO BE A TRUE AND CORRECT COPY

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

RESCO PRODUCTS, INC.,
Plaintiff

VS.

**ESTATE OF JOHN H. SEYLER,
SARAH F. SEYLER, AUSTIN
SEYLER, LYDIA J. SEYLER and
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Defendants

NO. 00-1104 -CD

QUIET TITLE ACTION

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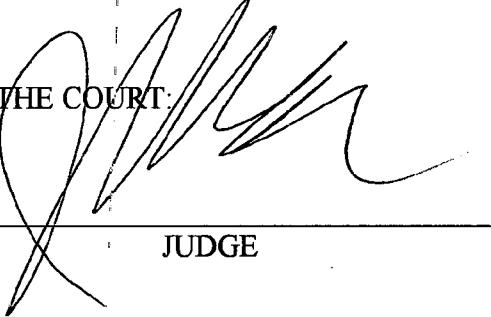
William A. Shaw
Prothonotary

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

NOW, this 8th day of September, 2000, upon consideration of the foregoing Motion and Affidavit of Barbara J. Hugney-Shope, Attorney for Plaintiff, that the current whereabouts of the Defendants, Estate of John H. Seyler, Sarah F. Seyler Austin Seyler, Lydia J. Seyler and Lulu E. Seyler, their heirs, executors, administrators, successors and assigns, are unknown, and that a good-faith effort has been made pursuant to P.A.R.C.P. 430 to locate them, Plaintiff is hereby granted leave to make service of the Complaint on all parties in interest in the property who cannot be personally served, and such heirs, executors, administrators, successors and assigns of Defendants who are presently not of record and cannot be determined after due investigation, by publication one (1) time in the DuBois-Courier of DuBois, Pennsylvania, being a newspaper of general circulation in the County of Clearfield, Pennsylvania, and in the Clearfield County Legal Journal, with publication to

appear not less than twenty (20) days prior to the 18th day of Oct., 2000, the date set for hearing on said Complaint, at 9:00 o'clock A.M., in Court Room No. 1 in the Clearfield County Courthouse, Clearfield, Pennsylvania..

BY THE COURT:


JUDGE

FILED

SFP 08 2000

William A. Shaw
Prothonotary

FILED

SEP 08 2000
8/4/00 Black City Shop
William A. Shaw
Prothonotary
Jef

Barbara J. Hugney-Shope
Attny-at-Law
23 N. Second Street
Clearfield, PA 16830
Cleaffield, PA 16830

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

NO. 00-1104-CD

RESCO PRODUCTS, INC., Plaintiff

vs.

ESTATE OF JOHN H. SEYLER, et al.,
Defendants.

A F F I D A V I T

FILED

OCT 18 2000
OCT 8.5 12
William A. Shaw
Atty
Prothonotary

*EBS
Shope*

BARBARA J. HUGNEY-SHOPE

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OCT 18 2000

William A. Shaw
Prothonotary

A F F I D A V I T

COMMONWEALTH OF PENNSYLVANIA)
ss.:
COUNTY OF CLEARFIELD)

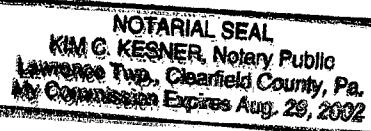
BARBARA J. HUGNEY-SHOPE, ESQUIRE, being duly sworn according to
law, deposes and says that she is the attorney for the Plaintiffs in the above-captioned
action and makes this affidavit on behalf of Plaintiffs, being authorized to do so; that
a Complaint in Action to Quiet Title, endorsed with a Notice to Defend within twenty
(20) days from service thereof was served on the Defendants, ESTATE OF JOHN H.
SEYLER, SARAH F. SEYLER, AUSTIN SEYLER, LYDIA J. SEYLER and LULU
E. SEYLER, their heirs, executors, administrators, successors and assigns, and all other

persons or entities in interest, known or unknown, claiming by and through or under them, by publication in The DuBois Courier Express of DuBois, Pennsylvania, on September 15, 2000, proof of which is attached hereto marked Exhibit "A," and the Clearfield County Legal Journal during the week of September 15, 2000, proof of which is attached hereto, marked Exhibit "B," and these Defendants have not filed an Answer thereto although the time in which to do so has expired.

Barbara J. Hugney-Shope
Barbara J. Hugney-Shope, Esquire
Attorney for Plaintiffs

SWORN to and subscribed
before me this 17th day
of October, 2000.

Alie Sh
Notary Public



**PROOF OF PUBLICATION OF NOTICE APPEARING IN THE
COURIER EXPRESS/TRI-COUNTY SUNDAY
PUBLISHED BY McLEAN PUBLISHING COMPANY,
DUBOIS PENNSYLVANIA**

Under act 587, Approved May 16, 1929, P.L. 1784

SEP 22 2000

**STATE OF PENNSYLVANIA
COUNTY OF CLEARFIELD**

SS:

Linda Smith, Advertising Director of the **Courier-Express/Tri-County Sunday**, of the County and State aforesaid, being duly sworn, deposes and says that the **Courier-Express**, a daily newspaper and the **Tri-County Sunday**, a weekly newspaper published by McLean Publishing Company at 500 Jeffers Street, City of DuBois, County and State aforesaid, which was established in the year 1879, since which date said, the daily publication and the weekly publication, has been regularly issued in said County, and that a copy of the printed notice of publication is attached hereto exactly as the same was printed and published in the regular editions of the paper on the following dates, viz: the

15th.

day of September A.D. 2000

Affidavit further deposes that he is an officer duly authorized by the **Courier-Express**, a daily newspaper, and/or **Tri-County Sunday**, a weekly newspaper, to verify the foregoing statement under oath and also declared that affiant is not interested in the subject matter of the aforesaid notice of publication, and that all allegations in the foregoing statement as to time, place and character of publication are true.

**McLEAN PUBLISHING COMPANY Publisher of
COURIER-EXPRESS/TRI-COUNTY SUNDAY**

By Linda Smith

Sworn and subscribed to before me this 19th day of September, 2000

Joseph Grecco
Notary Public
Statement of Advertising Cost
McLEAN PUBLISHING COMPANY
Publisher of
COURIER-EXPRESS/TRI-COUNTY SUNDAY
DuBois, PA

Notarial Seal
Joseph A. Grecco, Notary Public
DuBois, Clearfield County
My Commission Expires July 18, 2002
Member, Pennsylvania Association of Notaries

**THIS IS
NOT A
BILL**

TO Barbara J. Hygney-Shope-Civil Action-Seyler
For publishing the notice or advertisement
attached hereto on the above stated dates.....\$ 291.60
Probating same.....\$ 4.00
Total.....\$ 295.60

Publisher's Receipt for Advertising Costs

The **Courier-Express**, a daily newspaper, and/or **Tri-County Sunday**, a weekly newspaper, hereby acknowledges receipt of the aforesaid advertising and publication costs, and certifies that the same have been fully paid.

Office: Jeffers Street and Beaver Drive, DuBois, PA 15801
Established 1879, Phone 814-371-4200

McLEAN PUBLISHING COMPANY
Publisher of
COURIER-EXPRESS/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

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

RESCO PRODUCTS, INC., Plaintiff vs. ESTATE OF JOHN H. SEYLER, SARAH F. SEYLER, AUSTIN SEYLER, LYDIA J. SEYLER and LULU E. SEYLER, their heirs, executors, administrators, successors and assigns, and all other persons or entities in interest, known or unknown, claiming by and through or under them, Defendants

NO. 00-1104-CD

TO: ESTATE OF JOHN H. SEYLER, SARAH F. SEYLER, AUSTIN SEYLER, LYDIA J. SEYLER and LULU E. SEYLER, their heirs, executors, administrators, successors and assigns, and all other persons or entities in interest, known or unknown, claiming by and through or under them, who may claim title or an interest in the property subject of this action.

You are hereby notified that an Action to Quiet Title to land situate in Brady Township, Clearfield County, Pennsylvania, has been filed against you. Said premises are described as follows:

ALL that certain parcel of land situated in Brady Township, Clearfield County, Pennsylvania, bounded and described as follows:

BEGINNING at a post in North East corner of J.H. Seyler Estate tract; thence South by R.H. Moore Estate, Henry Pentz Estate and Sara Ogden to William Wingert Estate; thence West by William Wingert Estate to Frank Aurand, now Pirl Dusch; thence North by Pirl Dusch, formerly Frank Aurand, to John Wingert corner; thence East by John Wingert and Mary Waugh, now R.H. Moore Estate to place of beginning. Containing 119 acres, more or less. Said parcel being assessed as Tax Map No. 107-D6-10 as 100 acres.

BEING the same premises which vested in the Plaintiff that is the owner of the land described hereinabove and that it has requested in its Complaint which is on file in the Office of the Prothonotary of the Court of Common Pleas of Clearfield County, that the Court decree that the title to the same is in it, free and clear of the claims of the Defendants, their heirs and assigns, and any other person or persons claiming or who might claim title under them, and all other persons claiming any right, title or interest in the above described land or anyone claiming by, through or under them.

Should the above named Defendants, their heirs and assigns, or any other person or persons claiming or who might claim title under them, or all other persons claiming any right, title or interest in the land described fail to plead to the Plaintiff's complaint within twenty (20) days from the last publication of this Notice, or enter an appearance, either in person or through an attorney, at the time the Court has set for hearing on the 18th day of October, 2000, at 9:00 o'clock A.M., in Court Room No. 1 in the Clearfield County Courthouse, Clearfield, Pennsylvania, or fail to take such action within thirty (30) days after default judgment as the Court may direct, the Defendants, their heirs and assigns, and any other person or persons claiming or who might claim title under them, and all other persons claiming any right, title or interest in the above described land, except the Plaintiff, will be forever barred from asserting any interest, lien, right or title to the said land inconsistent with the Plaintiff, its successors and assigns.

The purpose of this quiet title action is to extinguish any right to equity which the Defendants above named, their heirs, executors, administrators, successors and assigns may have in the property as described above.

NOTICE-You have been sued in Court. If you wish to defend, you must enter a written appearance personally or by attorney and file your defenses or objections in writing with the Court. 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 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, 230 E. Market Street, Clearfield, PA 16830 (814) 765-2641, Ext. 5982

Barbara J. Hugney-Shope, Attorney for Plaintiff, 23 North Second Street, Clearfield, PA 16830 (814) 765-5155.

SEP 22 2000

PROOF OF PUBLICATION

STATE OF PENNSYLVANIA

:

:

COUNTY OF CLEARFIELD

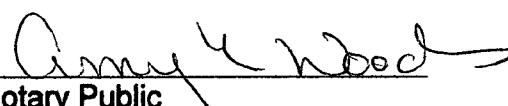
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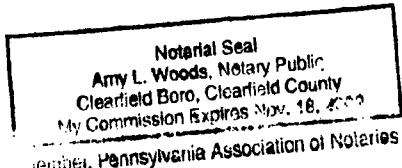
:

On this 15th day of September 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 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 September 15, 2000, Vol. 12, No. 37. 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.


Amy L. Woods
Notary Public
My Commission Expires



Barbara Hugney-Shope
23 North Second Street
Clearfield, PA 16830

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

RESCO PRODUCTS, INC., Plaintiff
vs. ESTATE OF JOHN H. SEYLER,
SARAH F. SEYLER, AUSTIN SEYLER,
LYDIA J. SEYLER and LULU E. SEYLER,
their heirs, executors, administrators,
successors and assigns, and all other
persons or entities in interest, known or
unknown, claiming by and through or under
them, who may claim title or an interest in
the property subject of this action.

You are hereby notified that an Action
to Quiet Title to land situate in Brady
Township, Clearfield County, Pennsylvania,
has been filed against you. Said premises
are described as follows:

ALL that certain parcel of land situated
in Brady Township, Clearfield County,
Pennsylvania, bounded and described as
follows:

BEGINNING at a post in North East
corner of J. H. Seyler Estate tract; thence

South by R. H. Moore Estate, Henry Pentz
Estate and Sara Ogden to William Wingert
Estate; thence West by William Wingert
Estate to Frank Aurand, now Pif Dusch;
thence North by Pif Dusch, formerly Frank
Aurand, to John Wingert corner; thence
East by John Wingert and Mary Waugh,
now R. H. Moore Estate to place of
beginning. Containing 119 acres, more or
less. Said parcel being assessed as Tax
Map No. 107-D6-10 as 100 acres.

BEING the same premises which
vested in the Plaintiff that is the owner of
the land described hereinabove and that it
has requested in its Complaint which is on
file in the Office of the Prothonotary of the
Court of Common Pleas of Clearfield
County, that the Court decree that the title
to the same is in it, free and clear of the
claims of the Defendants, their heirs and
assigns, and any other person or persons
claiming or who might claim title under
them, and all other persons claiming any
right, title or interest in the above described
land or anyone claiming by, through or
under them.

Should the above named Defendants,
their heirs and assigns, or any other person
or persons claiming or who might claim title
under them, or all other persons claiming
any right, title or interest in the land
described fail to plead to the Plaintiff's
complaint within twenty (20) days from the
last publication of this Notice, or enter an
appearance, either in person or through an
attorney, at the time the Court has set for
hearing on the 18th day of October, 2000,
at 9:00 o'clock A.M. in Court Room No. 1 in
the Clearfield County Courthouse,
Clearfield, Pennsylvania, or fail to take such
action within thirty (30) days after default
judgment as the Court may direct, the
Defendants, their heirs and assigns, and
any other person or persons claiming or
who might claim title under them, and all
other persons claiming any right, title or
interest in the above described land, except
the Plaintiff, will be forever barred from
asserting any interest, lien, right or title to
the said land inconsistent with the Plaintiff,
its successors and assigns.

The purpose of this quiet title action is
to extinguish any right or equity which the
Defendants above named, their heirs,
executors, administrators, successors and
assigns may have in the property as
described above.

NOTICE-You have been sued in Court.
If you wish to defend, you must enter a
written appearance personally or by attorney
and file your defenses or objections in
writing with the court. 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 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 ADMINISTRATORS, CLEAR-
FIELD COUNTY COURTHOUSE, 230
East Market Street, Clearfield, PA 16830
(814) 765-2641, Ext. 5982.

BARBARA J. HUGNEY-SHOPE,
Attorney for Plaintiff, 23 North Second
Street, Clearfield, PA 16830 (814) 765-
5155.

BARBARA J. HUGNEY-SHOPE
Attn: Attorney-at-Law
23 N. Second Street
Clearfield, PA 16830
Clearyfield, PA 16830

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

NO. 00-1104-CR

RESCO PRODUCTS, INC., Plaintiffs,
vs.

ESTATE OF JOHN H. SEYLER, et al.,
Defendants.

MOTION FOR JUDGMENT

FILED

OCT 18 2000

OCT 4, 2000
2000

William A. Shaw
Prothonotary
Barbara J. Hugney-Shope

BARBARA J. HUGNEY-SHOPE
Attn: Attorney-at-Law
23 N. Second Street
Clearfield, PA 16830
(814) 765-5155
FAX (814) 765-2957

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

RESCO PRODUCTS, INC.)	
Plaintiff)	
)	
vs.) NO. 00-1104-CD	
)	
ESTATE OF JOHN H. SEYLER,) QUIET TITLE ACTION	
SARAH F. SEYLER, AUSTIN)	
SEYLER, LYDIA J. SEYLER and)	
LULU E. SEYLER, their heirs,)	
executors, administrators, successors)	
and assigns, and all other persons)	
or entities in interest, known or)	
unknown, claiming by and through)	
or under them,)	
Defendants.)	

FILED

OCT 18 2000

William A. Shaw
Prothonotary

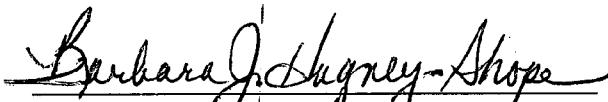
MOTION FOR JUDGMENT

NOW, this 18th day of October, 2000, an Affidavit having been filed by the Plaintiff, RESCO PRODUCTS, INC., by its attorney, Barbara J. Hugney-Shope, Esquire, showing that the Complaint was served by publication on Defendants, ESTATE OF JOHN H. SEYLER, SARAH F. SEYLER, AUSTIN SEYLER, LYDIA J. SEYLER and LULU E. SEYLER, their heirs, executors, administrators, successors and assigns, and all other persons or entities in interest, known or unknown, claiming by and through or under them, to-wit: in The DuBois Courier- Express on September 15, 2000, and in the Clearfield County Legal Journal the week of September 15, 2000, and further that these named Defendants are deceased or their whereabouts are

unknown and were not served in any other manner, and none of these Defendants having entered an appearance or filed an Answer or having expressed any purpose or intent to be heard or desire to assert title to the property subject of this action, and more than twenty (20) days having elapsed since the last publication, and it appearing that it was impossible to serve any of these Defendants by any other means as evidenced by the Clearfield County Sheriff's affidavit indicating that these Defendants were "not found".

WHEREFORE, Barbara J. Hugney-Shope, Esquire, prays your Honorable Court, as attorney for Plaintiff, that judgment be entered in favor of the Plaintiff and against these Defendants, their heirs and assigns, with direction that they file suit in ejectment or otherwise enter a proceeding 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.

Respectfully submitted,



Barbara J. Hugney-Shope, Esquire
Attorney for Plaintiff

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

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW
NO. 00-1104-CD

RESCO PRODUCTS, INC., Plaintiff,
vs.

ESTATE OF JOHN H SEYLER, et al.,
Defendants.

ORDER OF COURT

FILED

OCT 18 2000
8/20/00 C. A. H.
William A. Shaw
Prothonotary
Shope
ECS

BARBARA J. HUGNEY-SHOPE

Attorney-at-Law
23 N. Second Street
Clearfield, PA 16830
(814) 765-5155
FAX (814) 765-2957

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

RESCO PRODUCTS, INC.)
Plaintiff)
vs.) NO. 00-1104-CD
ESTATE OF JOHN H. SEYLER,) QUIET TITLE ACTION
SARAH F. SEYLER, AUSTIN)
SEYLER, LYDIA J. SEYLER and)
LULU E. SEYLER, their heirs,)
executors, administrators, successors)
and assigns, and all other persons)
or entities in interest, known or)
unknown, claiming by and through)
or under them,)
Defendants.)

FILED

OCT 18 2000

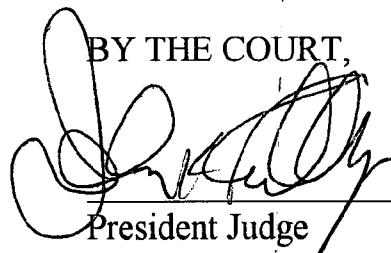
William A. Shaw
Prothonotary

ORDER OF COURT

AND NOW, this 18 day of October, 2000, an Affidavit having been made
that service by publication was made on the Estate of John H. Seyler, Sarah F. Seyler,
Austin Seyler, Lydia J. Seyler and Lulu E. Seyler, their heirs, executors, administrators,
successors and assigns, and all other persons or entities in interest, known or unknown,
claiming by and through or under them, Defendants, in the DuBois Courier-Express on
September 15, 2000, and in the Clearfield County Legal Journal the week of September
15, 2000, and appearing that it was impossible to serve these Defendants by any other
means; and it appearing that none of the Defendants, their heirs, executors,
administrators, successors, or assigns have entered an appearance personally or through
an attorney, the Court hereby enters the following Order:

IT IS ORDERED AND DECREED that the Defendants herein 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 Praeclipe by Plaintiff, which hereby ORDERS AND DECREES that title to the land subject of this action is vested absolutely in the Plaintiff, its successors and assigns, free and clear of any and all claims of any nature by these Defendants, their heirs, executors, administrators, 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 land situate in Brady Township, Clearfield County, Pennsylvania, bounded and described as follows:

BEGINNING at a post in North East corner of J. H. Seyler Estate tract; thence South by R. H. Moore Estate, Henry Pentz Estate and Sara Ogden to William Wingert Estate; thence West by William Wingert Estate to Frank Aurand, now Pirl Dusch; thence North by Pirl Dusch, formerly Frank Aurand, to John Wingert corner; thence East by John Wingert and Mary Waugh, now R. H. Moore Estate to place of beginning. Containing 119 acres, more or less. EXCEPTING all reservations as appear of record in this chain of title. Said parcel being currently assessed as 100 acres and identified as Tax Map No. 107-D6-10.

BY THE COURT,

President Judge

CERTIFIED TO BE A TRUE AND CORRECT COPY

BARBARA J. HUGNEY-SHCOPE
Attorney-at-Law
23 N. Second Street
Clearfield, PA 16830
(814) 765-5155
FAX (814) 765-2957

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 10163

RESCO PRODUCTS INC.

00-1104-CD

VS.

SEYLER, JOHN H., ESTATE OF

COMPLAINT ACTION TO QUIET TITLE

SHERIFF RETURNS

**NOW OCTOBER 13, 2000 RETURN THE WITHIN COMPLAINT ACTION TO QUIET
TITLE "NOT SERVED, TIME EXPIRED" AS TO JOHN H. SEYLER ESTATE; SARAH
F. SEYLER; AUSTIN SEYLER; LYDIA J. SEYLER AND LULU E. SEYLER,
DEENDANTS. NO ADDRESS FOR DEFENDANTS.**

Return Costs

Cost	Description
34.33	SHFF. HAWKINS PAID BY: ATTY.
50.00	SURCHARGE PAID BY: ATTY.

FILED

OCT 25 2000
01400pm
William A. Shaw
Prothonotary
COT

Sworn to Before Me This

25th Day Of October 2000
Willie Shaw

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

So Answers,

Chester A. Hawkins
My Marilyn Hanna
Chester A. Hawkins
Sheriff

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

RESCO PRODUCTS, INC.
Plaintiff

VS.

ESTATE OF JOHN H. SEYLER,
SARAH F. SEYLER, AUSTIN
SEYLER, LYDIA J. SEYLER and
LULU E. SEYLER, their heirs,
executors, administrators, successors
and assigns, and all other persons
or entities in interest, known or
unknown, claiming by and through
or under them.

Defendants.

* Filed on behalf of: PLAINTIFF
* RESCO PRODUCTS, INC.
*
*
* Counsel of Record for Defendant:
* BARBARA J. HUGNEY-SHOPE, ESQ.
* Supreme Court I. D. No. 26274
* 23 North Second Street
* Clearfield, PA 16830
* (814) 765-5155

I hereby certify this to be a true
and attested copy of the original
statement filed in this case.

SFP 08 2000

Affect:

William L. Green
Prothonotary

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

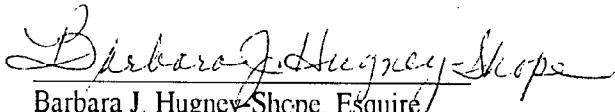
RESCO PRODUCTS, INC.)
Plaintiff)
)
vs.) NO. 00- -CD
)
ESTATE OF JOHN H. SEYLER,) QUIET TITLE ACTION
SARAH F. SEYLER, AUSTIN)
SEYLER, LYDIA J. SEYLER and)
LULU E. SEYLER, their heirs,)
executors, administrators, successors)
and assigns, and all other persons)
or entities in interest, known or)
unknown, claiming by and through)
or under them,)
Defendants.)

NOTICE TO DEFEND

You have been sued in Court. If you wish to defend against these 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
1 North Second Street
Clearfield, PA 16830
(814) 765-2641, Ext. 5982


Barbara J. Hugney-Shepe, Esquire
Attorney for Plaintiffs

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

RESCO PRODUCTS, INC.)
Plaintiff)
)
vs.) NO. 00- CD
)
ESTATE OF JOHN H. SEYLER,) QUIET TITLE ACTION
SARAH F. SEYLER, AUSTIN)
SEYLER, LYDIA J. SEYLER and)
LULU E. SEYLER, their heirs,)
executors, administrators, successors)
and assigns, and all other persons)
or entities in interest, known or)
unknown, claiming by and through)
or under them,)
Defendants.)

COMPLAINT

AND NOW COMES, RESCO PRODUCTS, INC., a corporation, who by and through its attorney, BARBARA J. HUGNEY-SHOPE, ESQUIRE, files this complaint to quiet the title to certain real estate and in support thereof avers as follows:

1. That the Plaintiff, RESCO PRODUCTS, INC., is a Pennsylvania corporation, with its principal office address of P.O. Box 108, Conshohocken Road, Norristown, Pennsylvania 19404.
2. That Defendants are the Estate of John H. Seyler, Sarah F. Seyler, Austin Seyler, Lydia J. Seyler, and Lulu E. Seyler, their heirs, executors, administrators, successors and assigns, and all other persons or entities in interest, known or unknown,

claiming by and through or under them. The identities of any heirs and/or addresses of the named Defendants are unknown to the Plaintiff.

3. That the Plaintiff, the successor in merger with Crescent Brick Company, Inc., is currently the owner of a certain piece or parcel of land located in Brady Township, Clearfield County, Pennsylvania, by virtue of a deed recorded in Clearfield County Deed Book 662, page 102. this Deed refers to the land conveyed to Francis Edgar Seyler and Lulu E. Seyler by deed dated September 1, 1955, and recorded in Clearfield County Deed Book 445, page 205. The parcel described in Deed Book 445, page 205, is as follows:

BEGINNING at a post in North East corner of J. H. Seyler Estate tract; thence South by R. H. Moore Estate, Henry Pentz Estate and Sara Ogden to William Wingert Estate; thence West by William Wingert Estate to Frank Aurand, now Pirl Dusch; thence North by Pirl Dusch, formerly Frank Aurand, to John Wingert corner; thence East by John Wingert and Mary Waugh, now R. H. Moore Estate to place of beginning. Containing 119 acres more or less.

BEING the same premises conveyed to Francis Edgar Seyler and Lulu E. Seyler as tenants by entireties by deed dated September 1, 1955 and recorded on September 1, 1955 in Clearfield County Deed Book 445, page 205. The said Francis Edgar Seyler having died on April 8, 1958 title to the said premises vested in his surviving widow, Lulu E. Seyler, by right of survivorship.

4. From 1860 through 1864, John H. Seyler became possessed with a total of 447 acres, more or less, in Brady Township, Clearfield County, Pennsylvania, by virtue of the following conveyances:

(a) A parcel containing 233 acres 139 perches by deed of James B. England, Trustee, et. al., dated September 17, 1860, and recorded in Clearfield County Deed Book "T," page 330;

(b) A parcel containing 114 acres and 108 perches by deed of Samuel Johnson dated July 29, 1860, and recorded in Clearfield County Deed Book "T," page 333; and

(c) A parcel containing 100 acres 36 perches by deed of John Overdorf, et. ux., dated September 24, 1864, and recorded in Clearfield County Deed Book "W," page 342. All three (3) parcels were part of Warrants 3574 and 3577.

5. In 1892, after various out sales from the above parcels, the said John H Seyler became assessed with 119 acres believed to be the residue of the aforesaid three (3) parcels.

6. The said John H. Seyler died intestate on December 10, 1899, and is believed to have been survived by his widow, Sarah F. Seyler, and 6 adult children; specifically, Joseph Seyler, Ferd Seyler, Austin Seyler, Harbison Seyler, Elizabeth Seyler and Lydia Seyler.

7. Although Letters of Administration were issued by the Register of Wills of Clearfield County on the Estate of John H. Seyler to W. A. Seyler, believed to be Austin Seyler, and Joseph Seyler, there is no list of heirs nor is there any real estate

appraisement filed with the Office of the Register of Wills of Clearfield County, Pennsylvania.

8. The assessment records of Clearfield County carry this assessment as 119 acres in the name of John H. Seyler until 1901 when it is reduced to 100 acres.

9. The next change in the county assessment records occurs in 1929 when it becomes assessed in the names of Joseph Seyler, Ferd Seyler, Austin Seyler, Harbison Seyler, Elizabeth Seyler and Lydia Seyler.

10. No record of an estate for Sarah F. Seyler, widow of John H. Seyler, is filed in Clearfield County; however, it is believed that the said Sarah F. Seyler is deceased and that she died without remarrying and was survived by the six (6) children that were born to her during the marriage to John H. Seyler.

11. The said Joseph Seyler is believed to have died intestate survived by the following children as his sole intestate heirs: Mary Emma Griesemer, Bertha V. Kirk, Bernice I. Ryan, Elzear J. Jones, C. L. Seyler, and F. E. Seyler, as recited in their deed of other real estate of Joseph Seyler being conveyed to T. Harbison Seyler recorded in Clearfield County Deed Book 242, page 264.

12. The one-sixth interest of Joseph Seyler in the parcel described in Paragraph 5 was not included in the transfer described in the deed referred to in Paragraph 11 above; therefore, in 1947, when T. H. Seyler, also known as T. Harbison Seyler,

intended to convey his one-sixth (1/6) interest that he had acquired from his father, John H. Seyler, and the one-sixth (1/6) interest which he believed that he had acquired from his brother's heirs, to Francis E. Seyler, also known as F. E. Seyler, and C. Lynn Seyler, also known as C. L. Seyler, it was necessary to include the remaining intestate heirs of Joseph Seyler in the deed to Francis E. Seyler and C. Lynn Seyler dated August 20, 1947, which is recorded in Clearfield County Deed Book 387, page 78.

13. The one-sixth (1/6) interest of Ferd Seyler, also believed to be the same Ferdinand Seyler who died testate on February 20, 1930, is believed to be the interest sold by John H. Seyler, Executor of the Estate of Ferdinand Seyler to Sara Seyler by a deed dated February 16, 1931, and recorded in Clearfield County Deed Book 305, page 591.

14. The one-sixth (1/6) interest of Austin Seyler is believed to be the same interest that was sold by the Clearfield County Commissioners to Carl Seyler by their deed dated May 25, 1942, for unpaid taxes, which deed is recorded in Clearfield County Deed Book 353, page 351.

15. The said Austin Seyler is believed to also be known as William Austin Seyler and one of the Administrators of the Estate of John H. Seyler.

16. The one-sixth (1/6) of Elizabeth Seyler was acquired by Lydia J. Seyler by the Last Will and Testament of Elizabeth Seyler filed of record in Clearfield County in Will Book T, page 54; however, there was no administration of this estate.

17. The one-sixth (1/6) interest of Lydia J. Seyler, together with the one-sixth (1/6) interest that she acquired by the Will of Elizabeth Seyler is represented as being inherited by Carl Seyler in the deed from Carl Seyler and Sara Seyler, now Sara Seyler Edinger, of a four-sixth(4/6) interest in the parcel described in paragraph 3 above. The aforesaid deed dated September ___, 1945, to Francis E. Seyler and C. Lynn Seyler is recorded in Clearfield County Deed Book 373, page 79.

18. A corrective deed was subsequently executed by Carl Seyler and Sara Seyler Edinger on August 20, 1945, to correct the description of the parcel being conveyed but is silent as to any correction of the interest being conveyed. This deed is recorded in Clearfield County Deed Book 387, page 76.

19. The parcel described in Paragraph 3 is the same parcel conveyed by Francis Edgar Seyler and Lulu E. Seyler and C. Lynn Seyler and Maude Seyler to Francis Edgar Seyler and Lulu E. Seyler, husband and wife, by a deed recorded in Clearfield County Deed Book 445, page 205.

20. The said Francis Edgar Seyler, also known as Francis E. Seyler, also known as F. Edgar Seyler, also known as F. E. Seyler, died April 8, 1958, vesting sole title in Lulu E. Seyler, his surviving spouse.

21. The parcel described in Paragraph 3 was then intended to be conveyed to Crescent Brick Company, Inc., by deed of Lulu E. Seyler, widow, dated May 30, 1973, and recorded in Clearfield County Deed Book 662, page 102; however, the description used was incorrectly taken from the earlier deed of Carl Seyler and Sara Seyler Edinger which was corrected by their subsequent deed.

22. It is believed and therefore averred that the intent of Lulu Seyler was to convey to Crescent Brick Company, Inc., the land described in Deed Book 445, page 205 as recited in that deed and in Paragraph 3; however, for some unknown reason an incorrect description was used.

23. That from 1973 to the present, the Plaintiff and its predecessor in title, Crescent Brick Company, Inc., to the present have exercised open, notorious and hostile possession and control over the parcel described in Paragraph 3 to the exclusion of all others.

24. That since 1973, the Plaintiff and its predecessor in title, Crescent Brick Company, Inc., have paid all tax assessments on the parcel described in Paragraph 3 of this Complaint.

25. That this Quiet Title Action is necessary to remove any cloud on Plaintiff's title to the parcel described in Paragraph 3 of this Complaint due to an irregularities in the chain of title because of unrecorded deeds and/or assignments, incorrect descriptions in recorded deeds and other documents, incomplete estate records of deceased persons showing a complete chain of title or lack of estates, the validity of the tax sales and possible adverse interest of named Defendants, their heirs, successors and assigns.

26. It is believed and therefore averred that the tax sale of the interest of Austin Seyler to Carl Seyler was valid and that all right, title and interest of the said Austin Seyler to the property described in Paragraph 3 was conveyed to Carl Seyler.

27. It is believed and averred that the said Carl Seyler was the sole intestate heir of Lydia J. Seyler and as such inherited all her right, title and interest in the parcel of land described in Paragraph 3 hereof.

28. That at no time have any of the herein named Defendants attempted to secure possession of the said premises, contest the title of the Plaintiff or its predecessor in title or assist in the maintenance, repair or improvement of the premises hereinbefore described nor have they asserted any interest adverse to the Plaintiff by any legal action.

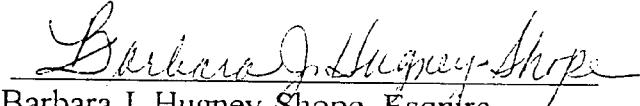
WHEREFORE, Plaintiff requests:

(a) That the Defendants be forever barred from asserting any right, title, lien or interest in the Plaintiff's land inconsistent with the ownership of the Plaintiff, unless the Defendants bring an action in ejectment against the Plaintiffs for the recovery of the land within thirty (30) days after the entry of judgment of the Court;

(b) That the Plaintiff be decreed as the sole owner and be entitled to exclusive possession of the premises described in the foregoing Complaint; and

(c) That the Court make such further Orders as may be necessary to establish the legal and valid title of the Plaintiff and to grant it appropriate relief.

Respectfully submitted,


Barbara J. Hugney-Shope, Esquire
Attorney for Plaintiff

COMMONWEALTH OF PENNSYLVANIA)
SS.:
COUNTY OF CLEARFIELD)

On this, the 4th day of September, 2000, before me, the undersigned officer, personally appeared Rick A. Vaughn, who, being duly sworn, deposes and states that he is Assistant Treasurer of Resco Products, Inc., and that as such does depose and state that the facts set forth in the foregoing Complaint are true and correct to the best of his knowledge, information and belief.

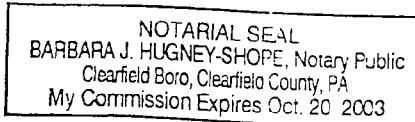
RESCO PRODUCTS, INC.

By: Rick A. Vaughn
Rick A. Vaughn

SWORN TO AND SUBSCRIBED

before me this 4th day
of September, 2000.

Barbara J. Hugney-Shope
Notary Public



BARBARA J. HUGNEY-SHOPPE
Attorney-at-Law
23 N. Second Street
Clearfield, PA 16830
(814) 765-5155
FAX (814) 765-2957

CERTIFIED TO BE A TRUE AND CORRECT COPY

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

RESCO PRODUCTS, INC.

Plaintiff

vs.

**ESTATE OF JOHN H. SEYLER,
SARAH F. SEYLER, AUSTIN
SEYLER, LYDIA J. SEYLER and
LULU E. SEYLER, their heirs,
executors, administrators, successors
and assigns, and all other persons
or entities in interest, known or
unknown, claiming by and through
or under them,**

Defendants.

*

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* **NO. 00-1104-CD**

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* **QUIET TITLE ACTION**

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* **Type of Pleading: QUIET TITLE ACTION**

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* **Filed on behalf of: PLAINTIFF**

* **RESCO PRODUCTS, INC.**

*

*

* **Counsel of Record for Defendant:**

* **BARBARA J. HUGNEY-SHOPE, ESQ.**

* Supreme Court I. D. No. 26274

* 23 North Second Street

* Clearfield, PA 16830

* (814) 765-5155

I hereby certify this to be a true
and attested copy of the original
statement filed in this case.

SEP 08 2000

Attest:

William J. Shaffer
Prothonotary

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

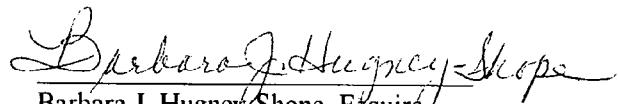
RESCO PRODUCTS, INC.)
Plaintiff)
)
vs.) NO. 00- -CD
)
ESTATE OF JOHN H. SEYLER,) QUIET TITLE ACTION
SARAH F. SEYLER, AUSTIN)
SEYLER, LYDIA J. SEYLER and)
LULU E. SEYLER, their heirs,)
executors, administrators, successors)
and assigns, and all other persons)
or entities in interest, known or)
unknown, claiming by and through)
or under them,)
Defendants.)

NOTICE TO DEFEND

You have been sued in Court. If you wish to defend against these 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
1 North Second Street
Clearfield, PA 16830
(814) 765-2641, Ext. 5982


Barbara J. Hugney-Shope, Esquire
Attorney for Plaintiffs

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

RESCO PRODUCTS, INC.)
Plaintiff)
)
vs.) NO. 00- -CD
)
ESTATE OF JOHN H. SEYLER,) QUIET TITLE ACTION
SARAH F. SEYLER, AUSTIN)
SEYLER, LYDIA J. SEYLER and)
LULU E. SEYLER, their heirs,)
executors, administrators, successors)
and assigns, and all other persons)
or entities in interest, known or)
unknown, claiming by and through)
or under them,)
Defendants.)

COMPLAINT

AND NOW COMES, RESCO PRODUCTS, INC., a corporation, who by and through its attorney, BARBARA J. HUGNEY-SHOPE, ESQUIRE, files this complaint to quiet the title to certain real estate and in support thereof avers as follows:

1. That the Plaintiff, RESCO PRODUCTS, INC., is a Pennsylvania corporation, with its principal office address of P.O. Box 108, Conshohocken Road, Norristown, Pennsylvania 19404.
2. That Defendants are the Estate of John H. Seyler, Sarah F. Seyler, Austin Seyler, Lydia J. Seyler, and Lulu E. Seyler, their heirs, executors, administrators, successors and assigns, and all other persons or entities in interest, known or unknown,

claiming by and through or under them. The identities of any heirs and/or addresses of the named Defendants are unknown to the Plaintiff.

3. That the Plaintiff, the successor in merger with Crescent Brick Company, Inc., is currently the owner of a certain piece or parcel of land located in Brady Township, Clearfield County, Pennsylvania, by virtue of a deed recorded in Clearfield County Deed Book 662, page 102. this Deed refers to the land conveyed to Francis Edgar Seyler and Lulu E. Seyler by deed dated September 1, 1955, and recorded in Clearfield County Deed Book 445, page 205. The parcel described in Deed Book 445, page 205, is as follows:

BEGINNING at a post in North East corner of J. H. Seyler Estate tract; thence South by R. H. Moore Estate, Henry Pentz Estate and Sara Ogden to William Wingert Estate; thence West by William Wingert Estate to Frank Aurand, now Pirl Dusch; thence North by Pirl Dusch, formerly Frank Aurand, to John Wingert corner; thence East by John Wingert and Mary Waugh, now R. H. Moore Estate to place of beginning. Containing 119 acres more or less.

BEING the same premises conveyed to Francis Edgar Seyler and Lulu E. Seyler as tenants by entireties by deed dated September 1, 1955 and recorded on September 1, 1955 in Clearfield County Deed Book 445, page 205. The said Francis Edgar Seyler having died on April 8, 1958 title to the said premises vested in his surviving widow, Lulu E. Seyler, by right of survivorship.

4. From 1860 through 1864, John H. Seyler became possessed with a total of 447 acres, more or less, in Brady Township, Clearfield County, Pennsylvania, by virtue of the following conveyances:

(a) A parcel containing 233 acres 139 perches by deed of James B. England, Trustee, et. al., dated September 17, 1860, and recorded in Clearfield County Deed Book "T," page 330;

(b) A parcel containing 114 acres and 108 perches by deed of Samuel Johnson dated July 29, 1860, and recorded in Clearfield County Deed Book "T," page 333; and

(c) A parcel containing 100 acres 36 perches by deed of John Overdorf, et. ux., dated September 24, 1864, and recorded in Clearfield County Deed Book "W," page 342. All three (3) parcels were part of Warrants 3574 and 3577.

5. In 1892, after various out sales from the above parcels, the said John H Seyler became assessed with 119 acres believed to be the residue of the aforesaid three (3) parcels.

6. The said John H. Seyler died intestate on December 10, 1899, and is believed to have been survived by his widow, Sarah F. Seyler, and 6 adult children; specifically, Joseph Seyler, Ferd Seyler, Austin Seyler, Harbison Seyler, Elizabeth Seyler and Lydia Seyler.

7. Although Letters of Administration were issued by the Register of Wills of Clearfield County on the Estate of John H. Seyler to W. A. Seyler, believed to be Austin Seyler, and Joseph Seyler, there is no list of heirs nor is there any real estate

appraisement filed with the Office of the Register of Wills of Clearfield County, Pennsylvania.

8. The assessment records of Clearfield County carry this assessment as 119 acres in the name of John H. Seyler until 1901 when it is reduced to 100 acres.

9. The next change in the county assessment records occurs in 1929 when it becomes assessed in the names of Joseph Seyler, Ferd Seyler, Austin Seyler, Harbison Seyler, Elizabeth Seyler and Lydia Seyler.

10. No record of an estate for Sarah F. Seyler, widow of John H. Seyler, is filed in Clearfield County; however, it is believed that the said Sarah F. Seyler is deceased and that she died without remarrying and was survived by the six (6) children that were born to her during the marriage to John H. Seyler.

11. The said Joseph Seyler is believed to have died intestate survived by the following children as his sole intestate heirs: Mary Emma Griesemer, Bertha V. Kirk, Bernice I. Ryan, Elzear J. Jones, C. L. Seyler, and F. E. Seyler, as recited in their deed of other real estate of Joseph Seyler being conveyed to T. Harbison Seyler recorded in Clearfield County Deed Book 242, page 264.

12. The one-sixth interest of Joseph Seyler in the parcel described in Paragraph 5 was not included in the transfer described in the deed referred to in Paragraph 11 above; therefore, in 1947, when T. H. Seyler, also known as T. Harbison Seyler,

intended to convey his one-sixth (1/6) interest that he had acquired from his father, John H. Seyler, and the one-sixth (1/6) interest which he believed that he had acquired from his brother's heirs, to Francis E. Seyler, also known as F. E. Seyler, and C. Lynn Seyler, also known as C. L. Seyler, it was necessary to include the remaining intestate heirs of Joseph Seyler in the deed to Francis E. Seyler and C. Lynn Seyler dated August 20, 1947, which is recorded in Clearfield County Deed Book 387, page 78.

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15. The said Austin Seyler is believed to also be known as William Austin Seyler and one of the Administrators of the Estate of John H. Seyler.

16. The one-sixth (1/6) of Elizabeth Seyler was acquired by Lydia J. Seyler by the Last Will and Testament of Elizabeth Seyler filed of record in Clearfield County in Will Book T, page 54; however, there was no administration of this estate.

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18. A corrective deed was subsequently executed by Carl Seyler and Sara Seyler Edinger on August 20, 1945, to correct the description of the parcel being conveyed but is silent as to any correction of the interest being conveyed. This deed is recorded in Clearfield County Deed Book 387, page 76.

19. The parcel described in Paragraph 3 is the same parcel conveyed by Francis Edgar Seyler and Lulu E. Seyler and C. Lynn Seyler and Maude Seyler to Francis Edgar Seyler and Lulu E. Seyler, husband and wife, by a deed recorded in Clearfield County Deed Book 445, page 205.

20. The said Francis Edgar Seyler, also known as Francis E. Seyler, also known as F. Edgar Seyler, also known as F. E. Seyler, died April 8, 1958, vesting sole title in Lulu E. Seyler, his surviving spouse.

21. The parcel described in Paragraph 3 was then intended to be conveyed to Crescent Brick Company, Inc., by deed of Lulu E. Seyler, widow, dated May 30, 1973, and recorded in Clearfield County Deed Book 662, page 102; however, the description used was incorrectly taken from the earlier deed of Carl Seyler and Sara Seyler Edinger which was corrected by their subsequent deed.

22. It is believed and therefore averred that the intent of Lulu Seyler was to convey to Crescent Brick Company, Inc., the land described in Deed Book 445, page 205 as recited in that deed and in Paragraph 3; however, for some unknown reason an incorrect description was used.

23. That from 1973 to the present, the Plaintiff and its predecessor in title, Crescent Brick Company, Inc., to the present have exercised open, notorious and hostile possession and control over the parcel described in Paragraph 3 to the exclusion of all others.

24. That since 1973, the Plaintiff and its predecessor in title, Crescent Brick Company, Inc., have paid all tax assessments on the parcel described in Paragraph 3 of this Complaint.

25. That this Quiet Title Action is necessary to remove any cloud on Plaintiff's title to the parcel described in Paragraph 3 of this Complaint due to an irregularities in the chain of title because of unrecorded deeds and/or assignments, incorrect descriptions in recorded deeds and other documents, incomplete estate records of deceased persons showing a complete chain of title or lack of estates, the validity of the tax sales and possible adverse interest of named Defendants, their heirs, successors and assigns.

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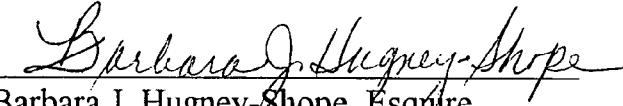
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28. That at no time have any of the herein named Defendants attempted to secure possession of the said premises, contest the title of the Plaintiff or its predecessor in title or assist in the maintenance, repair or improvement of the premises hereinbefore described nor have they asserted any interest adverse to the Plaintiff by any legal action.

WHEREFORE, Plaintiff requests:

- (a) That the Defendants be forever barred from asserting any right, title, lien or interest in the Plaintiff's land inconsistent with the ownership of the Plaintiff, unless the Defendants bring an action in ejectment against the Plaintiffs for the recovery of the land within thirty (30) days after the entry of judgment of the Court;
- (b) That the Plaintiff be decreed as the sole owner and be entitled to exclusive possession of the premises described in the foregoing Complaint; and
- (c) That the Court make such further Orders as may be necessary to establish the legal and valid title of the Plaintiff and to grant it appropriate relief.

Respectfully submitted,


Barbara J. Hugney-Shope, Esquire
Attorney for Plaintiff

COMMONWEALTH OF PENNSYLVANIA)
SS.:
COUNTY OF CLEARFIELD)

On this, the 4th day of September, 2000, before me, the undersigned officer, personally appeared Rick A. Vaughn, who, being duly sworn, deposes and states that he is Assistant Treasurer of Resco Products, Inc., and that as such does depose and state that the facts set forth in the foregoing Complaint are true and correct to the best of his knowledge, information and belief.

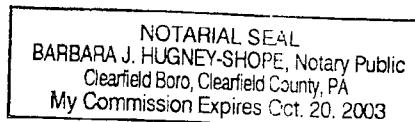
RESCO PRODUCTS, INC.

By: Rick A Vaughn
Rick A. Vaughn

SWORN TO AND SUBSCRIBED

before me this 4th day
of September, 2000.

Barbara J. Hughey-Slope
Notary Public



CERTIFIED TO BE A TRUE AND CORRECT COPY

BARBARA J. HUGNEY-SHOPE
Attorney-at-Law
23 N. Second Street
Clearfield, PA 16830
(814) 765-5155
FAX (814) 765-2957

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

RESCO PRODUCTS, INC.

Plaintiff

vs.

**ESTATE OF JOHN H. SEYLER,
SARAH F. SEYLER, AUSTIN
SEYLER, LYDIA J. SEYLER and
LULU E. SEYLER, their heirs,
executors, administrators, successors
and assigns, and all other persons
or entities in interest, known or
unknown, claiming by and through
or under them,**

Defendants.

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* NO. 00-104-CD

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* QUIET TITLE ACTION

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* Type of Pleading: QUIET TITLE ACTION

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* Filed on behalf of: PLAINTIFF

* RESCO PRODUCTS, INC.

*

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* Counsel of Record for Defendant:

* BARBARA J. HUGNEY-SHOPE, ESQ.

* Supreme Court I. D. No. 26274

* 23 North Second Street

* Clearfield, PA 16830

* (814) 765-5155

I hereby certify this to be a true
and attested copy of the original
statement filed in this case.

SEP 08 2000

Attest:

William J. Shaeffer
Prothonotary

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

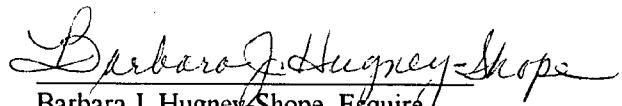
RESCO PRODUCTS, INC.)
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)
vs.) NO. 00- -CD
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SARAH F. SEYLER, AUSTIN)
SEYLER, LYDIA J. SEYLER and)
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executors, administrators, successors)
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Defendants.)

NOTICE TO DEFEND

You have been sued in Court. If you wish to defend against these 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.

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Court Administrator
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Barbara J. Hugney-Shope, Esquire
Attorney for Plaintiffs

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

RESCO PRODUCTS, INC.)
Plaintiff)
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Defendants.)

COMPLAINT

AND NOW COMES, RESCO PRODUCTS, INC., a corporation, who by and through its attorney, BARBARA J. HUGNEY-SHOPE, ESQUIRE, files this complaint to quiet the title to certain real estate and in support thereof avers as follows:

1. That the Plaintiff, RESCO PRODUCTS, INC., is a Pennsylvania corporation, with its principal office address of P.O. Box 108, Conshohocken Road, Norristown, Pennsylvania 19404.
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BEGINNING at a post in North East corner of J. H. Seyler Estate tract; thence South by R. H. Moore Estate, Henry Pentz Estate and Sara Ogden to William Wingert Estate; thence West by William Wingert Estate to Frank Aurand, now Pirl Dusch; thence North by Pirl Dusch, formerly Frank Aurand, to John Wingert corner; thence East by John Wingert and Mary Waugh, now R. H. Moore Estate to place of beginning. Containing 119 acres more or less.

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4. From 1860 through 1864, John H. Seyler became possessed with a total of 447 acres, more or less, in Brady Township, Clearfield County, Pennsylvania, by virtue of the following conveyances:

(a) A parcel containing 233 acres 139 perches by deed of James B. England, Trustee, et. al., dated September 17, 1860, and recorded in Clearfield County Deed Book "T," page 330;

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appraisement filed with the Office of the Register of Wills of Clearfield County, Pennsylvania.

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10. No record of an estate for Sarah F. Seyler, widow of John H. Seyler, is filed in Clearfield County; however, it is believed that the said Sarah F. Seyler is deceased and that she died without remarrying and was survived by the six (6) children that were born to her during the marriage to John H. Seyler.

11. The said Joseph Seyler is believed to have died intestate survived by the following children as his sole intestate heirs: Mary Emma Griesemer, Bertha V. Kirk, Bernice I. Ryan, Elzear J. Jones, C. L. Seyler, and F. E. Seyler, as recited in their deed of other real estate of Joseph Seyler being conveyed to T. Harbison Seyler recorded in Clearfield County Deed Book 242, page 264.

12. The one-sixth interest of Joseph Seyler in the parcel described in Paragraph 5 was not included in the transfer described in the deed referred to in Paragraph 11 above; therefore, in 1947, when T. H. Seyler, also known as T. Harbison Seyler,

intended to convey his one-sixth (1/6) interest that he had acquired from his father, John H. Seyler, and the one-sixth (1/6) interest which he believed that he had acquired from his brother's heirs, to Francis E. Seyler, also known as F. E. Seyler, and C. Lynn Seyler, also known as C. L. Seyler, it was necessary to include the remaining intestate heirs of Joseph Seyler in the deed to Francis E. Seyler and C. Lynn Seyler dated August 20, 1947, which is recorded in Clearfield County Deed Book 387, page 78.

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15. The said Austin Seyler is believed to also be known as William Austin Seyler and one of the Administrators of the Estate of John H. Seyler.

16. The one-sixth (1/6) of Elizabeth Seyler was acquired by Lydia J. Seyler by the Last Will and Testament of Elizabeth Seyler filed of record in Clearfield County in Will Book T, page 54; however, there was no administration of this estate.

17. The one-sixth (1/6) interest of Lydia J. Seyler, together with the one-sixth (1/6) interest that she acquired by the Will of Elizabeth Seyler is represented as being inherited by Carl Seyler in the deed from Carl Seyler and Sara Seyler, now Sara Seyler Edinger, of a four-sixth(4/6) interest in the parcel described in paragraph 3 above. The aforesaid deed dated September ___, 1945, to Francis E. Seyler and C. Lynn Seyler is recorded in Clearfield County Deed Book 373, page 79.

18. A corrective deed was subsequently executed by Carl Seyler and Sara Seyler Edinger on August 20, 1945, to correct the description of the parcel being conveyed but is silent as to any correction of the interest being conveyed. This deed is recorded in Clearfield County Deed Book 387, page 76.

19. The parcel described in Paragraph 3 is the same parcel conveyed by Francis Edgar Seyler and Lulu E. Seyler and C. Lynn Seyler and Maude Seyler to Francis Edgar Seyler and Lulu E. Seyler, husband and wife, by a deed recorded in Clearfield County Deed Book 445, page 205.

20. The said Francis Edgar Seyler, also known as Francis E. Seyler, also known as F. Edgar Seyler, also known as F. E. Seyler, died April 8, 1958, vesting sole title in Lulu E. Seyler, his surviving spouse.

21. The parcel described in Paragraph 3 was then intended to be conveyed to Crescent Brick Company, Inc., by deed of Lulu E. Seyler, widow, dated May 30, 1973, and recorded in Clearfield County Deed Book 662, page 102; however, the description used was incorrectly taken from the earlier deed of Carl Seyler and Sara Seyler Edinger which was corrected by their subsequent deed.

22. It is believed and therefore averred that the intent of Lulu Seyler was to convey to Crescent Brick Company, Inc., the land described in Deed Book 445, page 205 as recited in that deed and in Paragraph 3; however, for some unknown reason an incorrect description was used.

23. That from 1973 to the present, the Plaintiff and its predecessor in title, Crescent Brick Company, Inc., to the present have exercised open, notorious and hostile possession and control over the parcel described in Paragraph 3 to the exclusion of all others.

24. That since 1973, the Plaintiff and its predecessor in title, Crescent Brick Company, Inc., have paid all tax assessments on the parcel described in Paragraph 3 of this Complaint.

25. That this Quiet Title Action is necessary to remove any cloud on Plaintiff's title to the parcel described in Paragraph 3 of this Complaint due to an irregularities in the chain of title because of unrecorded deeds and/or assignments, incorrect descriptions in recorded deeds and other documents, incomplete estate records of deceased persons showing a complete chain of title or lack of estates, the validity of the tax sales and possible adverse interest of named Defendants, their heirs, successors and assigns.

26. It is believed and therefore averred that the tax sale of the interest of Austin Seyler to Carl Seyler was valid and that all right, title and interest of the said Austin Seyler to the property described in Paragraph 3 was conveyed to Carl Seyler.

27. It is believed and averred that the said Carl Seyler was the sole intestate heir of Lydia J. Seyler and as such inherited all her right, title and interest in the parcel of land described in Paragraph 3 hereof.

28. That at no time have any of the herein named Defendants attempted to secure possession of the said premises, contest the title of the Plaintiff or its predecessor in title or assist in the maintenance, repair or improvement of the premises hereinbefore described nor have they asserted any interest adverse to the Plaintiff by any legal action.

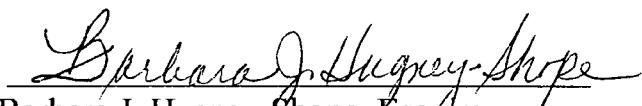
WHEREFORE, Plaintiff requests:

(a) That the Defendants be forever barred from asserting any right, title, lien or interest in the Plaintiff's land inconsistent with the ownership of the Plaintiff, unless the Defendants bring an action in ejectment against the Plaintiffs for the recovery of the land within thirty (30) days after the entry of judgment of the Court;

(b) That the Plaintiff be decreed as the sole owner and be entitled to exclusive possession of the premises described in the foregoing Complaint; and

(c) That the Court make such further Orders as may be necessary to establish the legal and valid title of the Plaintiff and to grant it appropriate relief.

Respectfully submitted,


Barbara J. Hugney-Shope, Esquire
Attorney for Plaintiff

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

On this, the 4th day of September, 2000, before me, the undersigned officer, personally appeared Rick A. Vaughn, who, being duly sworn, deposes and states that he is Assistant Treasurer of Resco Products, Inc., and that as such does depose and state that the facts set forth in the foregoing Complaint are true and correct to the best of his knowledge, information and belief.

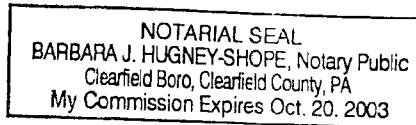
RESCO PRODUCTS, INC.

By: Rick A Vaughn
Rick A. Vaughn

SWORN TO AND SUBSCRIBED

before me this 4th day
of September, 2000.

Barbara J. Hugney-Shope
Notary Public



CERTIFIED TO BE A TRUE AND CORRECT COPY

BARBARA J. HUGNEY-SHOPE
Attorney-at-Law
23 N. Second Street
Clearfield, PA 16830
(814) 765-5155
FAX (814) 765-2957

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

RESCO PRODUCTS, INC.
Plaintiff

VS.

ESTATE OF JOHN H. SEYLER,
SARAH F. SEYLER, AUSTIN
SEYLER, LYDIA J. SEYLER and
LULU E. SEYLER, their heirs,
executors, administrators, successors
and assigns, and all other persons
or entities in interest, known or
unknown, claiming by and through
or under them,

Defendants.

*

* QUIET TITLE ACTION

* Filed on behalf of: PLAINTIFF
* RESCO PRODUCTS, INC.

*** Counsel of Record for Defendant:**

* BARBARA J. HUGNEY-SE

14

下

* 23 North Second Street

* Clearfield, PA 16830

* (814) 765-5155

(811) 705-3155

I hereby certify this to be a true and attested copy of the original statement filed in this

SEP 08 2000

Attest:

William L. Brown
Prothonotary

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

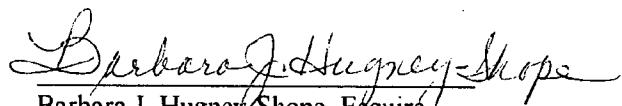
RESCO PRODUCTS, INC.)
Plaintiff)
)
vs.) NO. 00- -CD
)
ESTATE OF JOHN H. SEYLER,) QUIET TITLE ACTION
SARAH F. SEYLER, AUSTIN)
SEYLER, LYDIA J. SEYLER and)
LULU E. SEYLER, their heirs,)
executors, administrators, successors)
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or entities in interest, known or)
unknown, claiming by and through)
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Defendants.)

NOTICE TO DEFEND

You have been sued in Court. If you wish to defend against these 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
1 North Second Street
Clearfield, PA 16830
(814) 765-2641, Ext. 5982


Barbara J. Hugney-Shope, Esquire
Attorney for Plaintiffs

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CIVIL DIVISION**

**RESCO PRODUCTS, INC.)
Plaintiff)
vs.) NO. 00- -CD
ESTATE OF JOHN H. SEYLER,) QUIET TITLE ACTION
SARAH F. SEYLER, AUSTIN)
SEYLER, LYDIA J. SEYLER and)
LULU E. SEYLER, their heirs,)
executors, administrators, successors)
and assigns, and all other persons)
or entities in interest, known or)
unknown, claiming by and through)
or under them,)
Defendants.)**

COMPLAINT

AND NOW COMES, RESCO PRODUCTS, INC., a corporation, who by and through its attorney, BARBARA J. HUGNEY-SHOPE, ESQUIRE, files this complaint to quiet the title to certain real estate and in support thereof avers as follows:

1. That the Plaintiff, RESCO PRODUCTS, INC., is a Pennsylvania corporation, with its principal office address of P.O. Box 108, Conshohocken Road, Norristown, Pennsylvania 19404.
2. That Defendants are the Estate of John H. Seyler, Sarah F. Seyler, Austin Seyler, Lydia J. Seyler, and Lulu E. Seyler, their heirs, executors, administrators, successors and assigns, and all other persons or entities in interest, known or unknown,

claiming by and through or under them. The identities of any heirs and/or addresses of the named Defendants are unknown to the Plaintiff.

3. That the Plaintiff, the successor in merger with Crescent Brick Company, Inc., is currently the owner of a certain piece or parcel of land located in Brady Township, Clearfield County, Pennsylvania, by virtue of a deed recorded in Clearfield County Deed Book 662, page 102. this Deed refers to the land conveyed to Francis Edgar Seyler and Lulu E. Seyler by deed dated September 1, 1955, and recorded in Clearfield County Deed Book 445, page 205. The parcel described in Deed Book 445, page 205, is as follows:

BEGINNING at a post in North East corner of J. H. Seyler Estate tract; thence South by R. H. Moore Estate, Henry Pentz Estate and Sara Ogden to William Wingert Estate; thence West by William Wingert Estate to Frank Aurand, now Pirl Dusch; thence North by Pirl Dusch, formerly Frank Aurand, to John Wingert corner; thence East by John Wingert and Mary Waugh, now R. H. Moore Estate to place of beginning. Containing 119 acres more or less.

BEING the same premises conveyed to Francis Edgar Seyler and Lulu E. Seyler as tenants by entireties by deed dated September 1, 1955 and recorded on September 1, 1955 in Clearfield County Deed Book 445, page 205. The said Francis Edgar Seyler having died on April 8, 1958 title to the said premises vested in his surviving widow, Lulu E. Seyler, by right of survivorship.

4. From 1860 through 1864, John H. Seyler became possessed with a total of 447 acres, more or less, in Brady Township, Clearfield County, Pennsylvania, by virtue of the following conveyances:

(a) A parcel containing 233 acres 139 perches by deed of James B. England, Trustee, et. al., dated September 17, 1860, and recorded in Clearfield County Deed Book "T," page 330;

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5. In 1892, after various out sales from the above parcels, the said John H Seyler became assessed with 119 acres believed to be the residue of the aforesaid three (3) parcels.

6. The said John H. Seyler died intestate on December 10, 1899, and is believed to have been survived by his widow, Sarah F. Seyler, and 6 adult children; specifically, Joseph Seyler, Ferd Seyler, Austin Seyler, Harbison Seyler, Elizabeth Seyler and Lydia Seyler.

7. Although Letters of Administration were issued by the Register of Wills of Clearfield County on the Estate of John H. Seyler to W. A. Seyler, believed to be Austin Seyler, and Joseph Seyler, there is no list of heirs nor is there any real estate

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25. That this Quiet Title Action is necessary to remove any cloud on Plaintiff's title to the parcel described in Paragraph 3 of this Complaint due to an irregularities in the chain of title because of unrecorded deeds and/or assignments, incorrect descriptions in recorded deeds and other documents, incomplete estate records of deceased persons showing a complete chain of title or lack of estates, the validity of the tax sales and possible adverse interest of named Defendants, their heirs, successors and assigns.

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28. That at no time have any of the herein named Defendants attempted to secure possession of the said premises, contest the title of the Plaintiff or its predecessor in title or assist in the maintenance, repair or improvement of the premises hereinbefore described nor have they asserted any interest adverse to the Plaintiff by any legal action.

WHEREFORE, Plaintiff requests:

(a) That the Defendants be forever barred from asserting any right, title, lien or interest in the Plaintiff's land inconsistent with the ownership of the Plaintiff, unless the Defendants bring an action in ejectment against the Plaintiffs for the recovery of the land within thirty (30) days after the entry of judgment of the Court;

(b) That the Plaintiff be decreed as the sole owner and be entitled to exclusive possession of the premises described in the foregoing Complaint; and

(c) That the Court make such further Orders as may be necessary to establish the legal and valid title of the Plaintiff and to grant it appropriate relief.

Respectfully submitted,

Barbara J. Hugney-Shope
Barbara J. Hugney-Shope, Esquire
Attorney for Plaintiff

COMMONWEALTH OF PENNSYLVANIA)
SS.:
COUNTY OF CLEARFIELD)

On this, the 4th day of September, 2000, before me, the undersigned officer, personally appeared Rick A. Vaughn, who, being duly sworn, deposes and states that he is Assistant Treasurer of Resco Products, Inc., and that as such does depose and state that the facts set forth in the foregoing Complaint are true and correct to the best of his knowledge, information and belief.

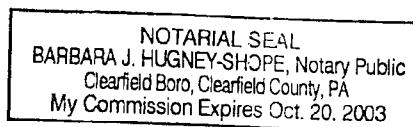
RESCO PRODUCTS, INC.

By: Rick A Vaughn
Rick A. Vaughn

SWORN TO AND SUBSCRIBED

before me this 4th day
of September, 2000.

Barbara J. Hughey-Shope
Notary Public



BARBARA J. HUGNEY-SHOPE
Attorney-at-Law
23 N. Second Street
Clearfield, PA 16830
(814) 765-5155
FAX (814) 765-2957

CERTIFIED TO BE A TRUE AND CORRECT COPY

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

RESCO PRODUCTS, INC.
Plaintiff

VS.

ESTATE OF JOHN H. SEYLER,
SARAH F. SEYLER, AUSTIN
SEYLER, LYDIA J. SEYLER and
LULU E. SEYLER, their heirs,
executors, administrators, successors
and assigns, and all other persons
or entities in interest, known or
unknown, claiming by and through
or under them.

Defendants.

I hereby certify this to be a true
and attested copy of the original
statement filed in this case.

SEP 08 2000

Attest:

William LaFever
Prothonotary

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

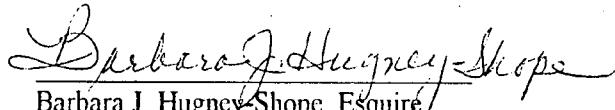
RESCO PRODUCTS, INC.)
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vs.) NO. 00- -CD
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Barbara J. Hugney-Shope, Esquire
Attorney for Plaintiffs

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8. The assessment records of Clearfield County carry this assessment as 119 acres in the name of John H. Seyler until 1901 when it is reduced to 100 acres.

9. The next change in the county assessment records occurs in 1929 when it becomes assessed in the names of Joseph Seyler, Ferd Seyler, Austin Seyler, Harbison Seyler, Elizabeth Seyler and Lydia Seyler.

10. No record of an estate for Sarah F. Seyler, widow of John H. Seyler, is filed in Clearfield County; however, it is believed that the said Sarah F. Seyler is deceased and that she died without remarrying and was survived by the six (6) children that were born to her during the marriage to John H. Seyler.

11. The said Joseph Seyler is believed to have died intestate survived by the following children as his sole intestate heirs: Mary Emma Griesemer, Bertha V. Kirk, Bernice I. Ryan, Elzear J. Jones, C. L. Seyler, and F. E. Seyler, as recited in their deed of other real estate of Joseph Seyler being conveyed to T. Harbison Seyler recorded in Clearfield County Deed Book 242, page 264.

12. The one-sixth interest of Joseph Seyler in the parcel described in Paragraph 5 was not included in the transfer described in the deed referred to in Paragraph 11 above; therefore, in 1947, when T. H. Seyler, also known as T. Harbison Seyler,

intended to convey his one-sixth (1/6) interest that he had acquired from his father, John H. Seyler, and the one-sixth (1/6) interest which he believed that he had acquired from his brother's heirs, to Francis E. Seyler, also known as F. E. Seyler, and C. Lynn Seyler, also known as C. L. Seyler, it was necessary to include the remaining intestate heirs of Joseph Seyler in the deed to Francis E. Seyler and C. Lynn Seyler dated August 20, 1947, which is recorded in Clearfield County Deed Book 387, page 78.

13. The one-sixth (1/6) interest of Ferd Seyler, also believed to be the same Ferdinand Seyler who died testate on February 20, 1930, is believed to be the interest sold by John H. Seyler, Executor of the Estate of Ferdinand Seyler to Sara Seyler by a deed dated February 16, 1931, and recorded in Clearfield County Deed Book 305, page 591.

14. The one-sixth (1/6) interest of Austin Seyler is believed to be the same interest that was sold by the Clearfield County Commissioners to Carl Seyler by their deed dated May 25, 1942, for unpaid taxes, which deed is recorded in Clearfield County Deed Book 353, page 351.

15. The said Austin Seyler is believed to also be known as William Austin Seyler and one of the Administrators of the Estate of John H. Seyler.

16. The one-sixth (1/6) of Elizabeth Seyler was acquired by Lydia J. Seyler by the Last Will and Testament of Elizabeth Seyler filed of record in Clearfield County in Will Book T, page 54; however, there was no administration of this estate.

17. The one-sixth (1/6) interest of Lydia J. Seyler, together with the one-sixth (1/6) interest that she acquired by the Will of Elizabeth Seyler is represented as being inherited by Carl Seyler in the deed from Carl Seyler and Sara Seyler, now Sara Seyler Edinger, of a four-sixth(4/6) interest in the parcel described in paragraph 3 above. The aforesaid deed dated September ___, 1945, to Francis E. Seyler and C. Lynn Seyler is recorded in Clearfield County Deed Book 373, page 79.

18. A corrective deed was subsequently executed by Carl Seyler and Sara Seyler Edinger on August 20, 1945, to correct the description of the parcel being conveyed but is silent as to any correction of the interest being conveyed. This deed is recorded in Clearfield County Deed Book 387, page 76.

19. The parcel described in Paragraph 3 is the same parcel conveyed by Francis Edgar Seyler and Lulu E. Seyler and C. Lynn Seyler and Maude Seyler to Francis Edgar Seyler and Lulu E. Seyler, husband and wife, by a deed recorded in Clearfield County Deed Book 445, page 205.

20. The said Francis Edgar Seyler, also known as Francis E. Seyler, also known as F. Edgar Seyler, also known as F. E. Seyler, died April 8, 1958, vesting sole title in Lulu E. Seyler, his surviving spouse.

21. The parcel described in Paragraph 3 was then intended to be conveyed to Crescent Brick Company, Inc., by deed of Lulu E. Seyler, widow, dated May 30, 1973, and recorded in Clearfield County Deed Book 662, page 102; however, the description used was incorrectly taken from the earlier deed of Carl Seyler and Sara Seyler Edinger which was corrected by their subsequent deed.

22. It is believed and therefore averred that the intent of Lulu Seyler was to convey to Crescent Brick Company, Inc., the land described in Deed Book 445, page 205 as recited in that deed and in Paragraph 3; however, for some unknown reason an incorrect description was used.

23. That from 1973 to the present, the Plaintiff and its predecessor in title, Crescent Brick Company, Inc., to the present have exercised open, notorious and hostile possession and control over the parcel described in Paragraph 3 to the exclusion of all others.

24. That since 1973, the Plaintiff and its predecessor in title, Crescent Brick Company, Inc., have paid all tax assessments on the parcel described in Paragraph 3 of this Complaint.

25. That this Quiet Title Action is necessary to remove any cloud on Plaintiff's title to the parcel described in Paragraph 3 of this Complaint due to an irregularities in the chain of title because of unrecorded deeds and/or assignments, incorrect descriptions in recorded deeds and other documents, incomplete estate records of deceased persons showing a complete chain of title or lack of estates, the validity of the tax sales and possible adverse interest of named Defendants, their heirs, successors and assigns.

26. It is believed and therefore averred that the tax sale of the interest of Austin Seyler to Carl Seyler was valid and that all right, title and interest of the said Austin Seyler to the property described in Paragraph 3 was conveyed to Carl Seyler.

27. It is believed and averred that the said Carl Seyler was the sole intestate heir of Lydia J. Seyler and as such inherited all her right, title and interest in the parcel of land described in Paragraph 3 hereof.

28. That at no time have any of the herein named Defendants attempted to secure possession of the said premises, contest the title of the Plaintiff or its predecessor in title or assist in the maintenance, repair or improvement of the premises hereinbefore described nor have they asserted any interest adverse to the Plaintiff by any legal action.

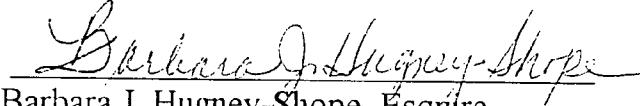
WHEREFORE, Plaintiff requests:

(a) That the Defendants be forever barred from asserting any right, title, lien or interest in the Plaintiff's land inconsistent with the ownership of the Plaintiff, unless the Defendants bring an action in ejectment against the Plaintiffs for the recovery of the land within thirty (30) days after the entry of judgment of the Court;

(b) That the Plaintiff be decreed as the sole owner and be entitled to exclusive possession of the premises described in the foregoing Complaint; and

(c) That the Court make such further Orders as may be necessary to establish the legal and valid title of the Plaintiff and to grant it appropriate relief.

Respectfully submitted,


Barbara J. Hugney-Shope, Esquire
Attorney for Plaintiff

COMMONWEALTH OF PENNSYLVANIA)
SS.:
COUNTY OF CLEARFIELD)

On this, the 4th day of September, 2000, before me, the undersigned officer, personally appeared Rick A. Vaughn, who, being duly sworn, deposes and states that he is Assistant Treasurer of Resco Products, Inc., and that as such does depose and state that the facts set forth in the foregoing Complaint are true and correct to the best of his knowledge, information and belief.

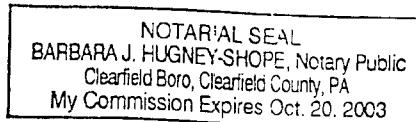
RESCO PRODUCTS, INC.

By: Rick A. Vaughn
Rick A. Vaughn

SWORN TO AND SUBSCRIBED

before me this 4th day
of September, 2000.

Barbara J. Hugney-Shope
Notary Public



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

✓ RESCO PRODUCTS, INC.)
✓ Plaintiff)
✓)
✓ vs.) NO. 00-1104-CD
✓ ✓ ESTATE OF JOHN H. SEYLER,)
✓ ✓ SARAH F. SEYLER, AUSTIN)
✓ ✓ SEYLER, LYDIA J. SEYLER and)
✓ ✓ LULU E. SEYLER, their heirs,)
✓ executors, administrators, successors)
✓ and assigns, and all other persons)
✓ or entities in interest, known or)
✓ unknown, claiming by and through)
✓ or under them,)
✓ Defendants.)

PRAECIPE

TO: WILLIAM A. SHAW, PROTHONOTARY

Please enter final judgment in favor of the above-named Plaintiffs and against the Defendants in accordance with Order of the above-named Court dated October 18, 2000.

Respectfully submitted,

Barbara J. Hugney-Shope
Barbara J. Hugney-Shope, Esquire
Attorney for Plaintiffs

FILED

NOV 30 2000
9:14 AM
William A. Shaw
Prothonotary
Clerk to Attn
JL