

00-1290-CD
DONALD W. TRAUTMAN et al -vs- THE BOROUGH OF CURWENSVILLE et al

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

34
THE MOST REVEREND DONALD W.
TRAUTMAN, Bishop of the Roman
Catholic Diocese of Erie, and his successors in
office, in trust for ST. TIMOTHY ROMAN
CATHOLIC CHURCH,

Plaintiff,

v.

No. 00-1290CD

THE BOROUGH OF CURWENSVILLE, a
borough organized and existing
under the laws of the Commonwealth
of Pennsylvania; ANY AND ALL
PERSONS CLAIMING ANY INTEREST IN
AND UNDER THE PLAN OF CURWENSVILLE
BOROUGH, JOHN MALLOY and AGNES
MALLOY, husband and wife, their heirs,
executors and assigns,

Defendants.

COMPLAINT IN QUIET TITLE

FILED

OCT 13 2000

William A. Shaw
Prothonotary

Filed on behalf of
Plaintiff

Counsel of Record for
this party:

Kimberly M. Kubista
PA ID #52782

BELIN & KUBISTA
15 North Front Street
Clearfield, PA 16830

(814) 765-8972

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

THE MOST REVEREND DONALD W. *
TRAUTMAN, Bishop of the Roman *
Catholic Diocese of Erie, and his successors in *
office, in trust for ST. TIMOTHY ROMAN *
CATHOLIC CHURCH, *
*
Plaintiff, *
*
v. * No. 00- -CD
*
THE BOROUGH OF CURWENSVILLE, a *
borough organized and existing *
under the laws of the Commonwealth *
of Pennsylvania; ANY AND ALL *
PERSONS CLAIMING ANY INTEREST IN *
AND UNDER THE PLAN OF CURWENSVILLE *
BOROUGH; JOHN MALLOY and AGNES *
MALLOY, husband and wife, their heirs, *
executors and assigns, *
*
Defendants. *

NOTICE

You have been sued in Court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this Complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

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

COURT ADMINISTRATOR, Clearfield County Courthouse
Second & Market Streets, Clearfield, PA 16830
(814) 765-2641 Ex 50-51

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

THE MOST REVEREND DONALD W. TRAUTMAN, Bishop of the Roman Catholic Diocese of Erie, and his successors in office, in trust for ST. TIMOTHY ROMAN CATHOLIC CHURCH,

Plaintiff,

v.

* No. 00- -CD

THE BOROUGH OF CURWENSVILLE, a borough organized and existing under the laws of the Commonwealth of Pennsylvania; ANY AND ALL PERSONS CLAIMING ANY INTEREST IN AND UNDER THE PLAN OF CURWENSVILLE BOROUGH; JOHN MALLOY and AGNES MALLOY, husband and wife, their heirs, executors and assigns,

Defendants.

COMPLAINT

NOW COMES the Plaintiff by and through its attorneys, Belin & Kubista, and brings the following action in quiet title, and in support thereof, allege as follows:

1. That the Plaintiff is Donald W. Trautman, Bishop of the Roman Catholic Diocese of Erie, and his successors in office, in trust for St. Timothy Roman Catholic Church, with its principal office located at 306 Walnut Street, Curwensville, Pennsylvania 16833.

2. That the Defendants are the Borough of Curwensville, a borough organized and existing under the laws of the Commonwealth of Pennsylvania, with its principal place of business located at 900 Susquehanna Avenue, Curwensville, Clearfield County, Pennsylvania; any and all persons claiming any interest in and under the Plan of Curwensville Borough, who are too numerous to be accounted for personally; and John Malloy and Agnes Malloy, husband

and wife, their heirs, executors and assigns;

3. That Plaintiff is the owner of certain tracts of land located in Curwensville Borough, Clearfield County, Pennsylvania, known as Clearfield County Assessment Nos. 6-1-H10-278, 41, 46, 3 and 4. These parcels surround an unnamed, unopened alley. The parcel which is the subject of this quiet title action is more particularly bounded and described as follows:

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

BEGINNING at a point on the west right-of-way line of Meadow Street, said point being the northwest corner of the land herein described; thence along Meadow Street South thirty-seven (37°) degrees fifty-one (51') minutes thirty-seven (37") seconds East twenty (20) feet to a point; thence along the line of land of the Grantee herein North fifty-two (52°) degrees eight (08') minutes twenty-three (23") seconds East one hundred forty-five (145) feet to an iron pin; thence through residue of land of the Grantor herein North thirty-seven (37°) degrees fifty-one (51') minutes thirty-seven (37") seconds West twenty (20) feet to an iron pin; thence along the line of land of the Grantee herein South fifty-two (52°) degrees eight (08') minutes twenty-three (23") seconds West one hundred forty-five (145) feet to a point and the place of beginning. CONTAINING 2,900 square feet.

4. That the above premises are a portion of the unnamed, unopened alley which runs between the above-referenced four parcels of land owned by Plaintiff. A survey map is attached hereto as Exhibit "A," which shows that Plaintiff owns property on both sides of the alley.

COUNT I - DECLARATORY JUDGMENT

5. Plaintiff incorporates by reference Paragraphs 1 through 4 above as though fully set forth herein.

6. That an unnamed alley which runs parallel between Pine Street on the West and Walnut Street on the East to its intersection with South Street, has never been opened, or, in the alternative, was officially closed by Curwensville Borough.

7. That Plaintiff has endeavored to ascertain from Curwensville Borough whether the above described alley has ever been opened, or, in the alternative, was officially closed by Curwensville Borough; however, Plaintiff has been unable to ascertain said information.

8. That Defendants any and all persons claiming any interest under the Plan of Curwensville Borough as grantees of the lots designated in the plan known as the Borough of Curwensville are too numerous to mention and account for personally.

9. To the best of Plaintiff's knowledge, the unnamed, unopened alley does not appear on the Plan of the Borough of Curwensville.

10. That the purpose of this Declaratory Judgment is to establish of record that Curwensville Borough never officially opened the aforesaid unnamed alley or that the said alley was closed by official action of the Borough of Curwensville, and in either event, is not a borough alley.

WHEREFORE, Plaintiff requests Your Honorable Court to:

(a) Enter judgment declaring that the unnamed alley running parallel to Pine Street and Walnut Street was not opened, or, in the alternative, closed by official action of the Borough of Curwensville; and

(b) that an unnamed alley running parallel to Pine Street and Walnut Street, to its intersection with South is not an alley of the Borough of Curwensville;

(c) provide such other relief as the Court deems appropriate.

COUNT II - ACTION TO QUIET TITLE (ALLEY)

11. Paragraphs 1 through 10 are incorporated by reference as though fully set forth herein.

12. Plaintiff acquired title to the premises described in Paragraph 3 hereof by quit claim deed dated November 20, 1998, from Edmund C. Hess and Mary Jane Hess, and Nicole M. Hess; and by quit claim deed dated November 12, 1998, from Mildred L. McCarl, a widow; and by quit claim deed dated January 18, 1999, from Rory S. Stiles and Tonya S. Stiles, husband and wife; and by quit claim deed dated April 16, 1999, from Deanne E. Shaffer, a single individual. The above referenced deeds are as yet unrecorded. Copies of said deeds are attached hereto as Exhibits "B(1)-(4)".

13. That the parties more fully described in Paragraph 12 hereof are owners of the property which abut the unnamed alley.

14. That the Defendants are the only persons known to the Plaintiff who have any interest in said alley.

15. That the purpose of this quiet title action is to extinguish any private rights which Defendants may have to the alley, arising by the filing of the plan known as the Borough of Curwensville and by reference to the said alley in deeds to owners referred to in this Complaint.

16. That Plaintiff and its predecessors in title have exercised open, continuous, exclusive, adverse and notorious possession and control over the subject premises for a period in excess of twenty-one (21) years.

17. That the Plaintiff and Defendants are the only possible persons who have an

interest in the subject property.

COUNT III - ACTION TO QUIET TITLE 6-1-H10-278-42

18. Paragraphs 1 through 17 are incorporated by reference as though fully set forth herein.

19. Plaintiff is the owner of a parcel of land situate in Curwensville Borough bearing Clearfield County Assessment No. 6-1-H10-278-42, more particularly bounded and described as follows:

BEGINNING at a post on Pine Street; thence by private alley in an easterly direction ninety-six (96) feet to post and lot of Grandi; thence by lot of Grandi in a southerly direction fifty (50) feet to post and lot of Jones; thence by lot of Jones in a westerly direction ninety-six (96) feet to Pine Street; thence by Pine Street in a northerly direction fifty (50) feet to post and place of beginning. Being a piece of ground fifty (50) feet on Pine Street and ninety-six (96) feet in depth.

EXCEPTING AND RESERVING, nevertheless, from said parcel the following piece of ground, bounded and described as follows:

BEGINNING at a post on line of lot of L.L. Bloom eighty (80) feet from Pine Street; thence in an easterly direction sixteen (16) feet to a post at line of other lot of grantee herein; thence in a northerly direction three (3) feet to a post; thence along residue of lot of said grantor herein sixteen (16) feet to a post; thence in a southerly direction three (3) feet to a post and place of beginning. Being a piece of ground three (3) feet by sixteen (16) feet.

21. That Plaintiff acquired title to the above premises by virtue of a deed dated August 25, 1987, from the Clearfield County Tax Claim Bureau, recorded to Clearfield County Deed and Record Book Volume 1178, page 39.

22. That Defendants John Malloy and Agnes Malloy failed to pay real estate taxes on the subject premises, and the premises were exposed to public sale by the Treasurer of Clearfield County on September 8, 1986, and exposed to public judicial sale on March 31, 1987,

on which dates the premises remained unsold. The premises were then sold to Plaintiff at private sale.

23. That Defendants John Malloy and Agnes Malloy acquired title to the premises by virtue of a deed dated December 22, 1945, from Leslie Lemoine Bloom, recorded to Clearfield County Deed and Record Book Volume 373, page 22, and by corrective deed dated October 16, 1952, recorded to Clearfield County Deed Book 425, page 273.

24. That a purpose of this quiet title action is to extinguish any equity of redemption which Defendants John Malloy and Agnes Malloy, their heirs, executors, administrators and assigns, may have in and to the subject premises by virtue of the above referenced tax sale.

COUNT IV - ACTION TO QUIET TITLE 6-1-H10-278-41

25. Paragraphs 1 through 24 are incorporated by reference as though fully set forth herein.

26. Plaintiff is the owner of a parcel of land situate in Curwensville Borough bearing Clearfield County Assessment No. 6-1-H10-278-41, more particularly bounded and described as follows:

BEGINNING at a post on Pine Street and corner of lot of D.W. Hile; thence East along line dividing the land hereby conveyed and lot now owned by D.W. Hile one hundred ninety (190) feet to an alley; thence North along said alley twenty-five (25) feet to post corner; thence West by line parallel with the line of the D.W. Hile lot one hundred ninety (190) feet to post on Pine Street; thence South along Pine Street twenty-five (25) feet to post and place of beginning, being part of the same premises which Patrick Kearns, by his deed dated the 29th day of August, A.D., 1879, and recorded in the Office of the Recording of Deeds for Clearfield County in Deed Book No. 40, page 294, granted and conveyed unto Rebecca Malloy.

EXCEPTING AND RESERVING from this conveyance the right to Joseph Malloy and Rebecca Malloy, his wife, prior grantors, their heirs and assigns, to make, construct, lay and use a soil or drain pipe through and across the lot of land hereby conveyed for the purpose of drainage, with the right to renew, maintain and keep the said drain pipe through, across and underneath the surface of the lot hereby conveyed, as reserved in the deed to Leo T. Malloy.

27. Plaintiff acquired title to the above premises by virtue of a deed from the Clearfield County Tax Claim Bureau dated August 25, 1987, recorded to Clearfield County Deed and Record Book Volume 1178, page 41.

28. That Defendants John Malloy and Agnes Malloy acquired title to the above premises by virtue of a deed dated October 15, 1952, from Leo T. Malloy, recorded to Clearfield County Deed Book 425, page 271.

29. That a purpose of this quiet title action is to extinguish any equity of redemption which Defendants John Malloy and Agnes Malloy, their heirs, executors, administrators and assigns, may have in and to the subject premises by virtue of the above referenced tax sale.

WHEREFORE, Plaintiff requests:

(a) that by decree of Your Honorable Court it may be declared that title to the premises set forth in Paragraphs 3, 19, and 26 hereof are in the Plaintiff and that it shall be allowed to enjoy said property in peace; and

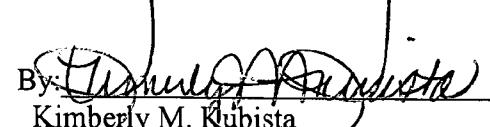
(b) that the Defendants, within twenty (20) days from the receipt of the Complaint, institute an action of ejectment against the Plaintiff and that otherwise the Defendants be perpetually enjoined from setting up any title to said property; from impeaching, denying or in any way attacking the Plaintiff's title to said property, from issuing or maintaining an ejectment of

said premises and from encumbering, mortgaging or conveying the said premises or any part thereof;

(c) provide such other relief as the Court deems appropriate.

BELIN & KUBISTA

By:


Kimberly M. Kubista
Attorney for Plaintiff

COMMONWEALTH OF PENNSYLVANIA))
COUNTY OF ERIE) SS

Before me, the undersigned officer, personally appeared DONALD W. TRAUTMAN, BISHOP OF THE ROMAN CATHOLIC DIOCESE OF ERIE, who, being duly sworn according to law, deposes and say that the facts set forth in the foregoing Complaint are true and correct to the best of his knowledge, information and belief.

+ Donald W. Trautman

DONALD W. TRAUTMAN

SWORN AND SUBSCRIBED before me this 12 day of OCTOBER
_____, 2000.

Leggy A. Bebko

MEADOW STREET

SR 3030

ST. TIMOTHY CATHOLIC CHURCH

ROY S. STILES

ST. TIMOTHY CATHOLIC CHURCH

S 37°51'37" E

20.00 ft.

S 37°51'37" W 145.00 FT.

N 52°08'23" E 145.00 FT.

ALLEY

20.00 ft.

N 37°51'37" W

PLOT PLAN OF LAND TO BE CONVEYED FROM

THE CURWENSVILLE BOROUGH TO

THE ST. TIMOTHY CATHOLIC CHURCH

CURWENSVILLE BOROUGH, CLEARFIELD COUNTY, PENNA.

SURVEYED: AUGUST, 1997 SCALE: 1 INCH = 50 FEET

Bearings adjusted to correspond to survey of SR 3030.

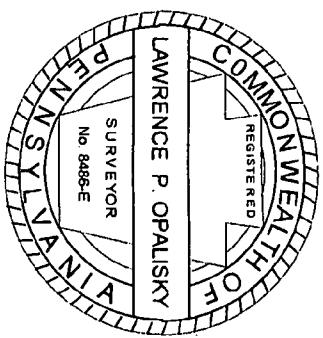


EXHIBIT "A"



QUIT CLAIM DEED

MADE the 20th day of November, 1998, between **EDMUND C. HESS** and **MARY JANE HESS**, husband and wife, of Curwensville, Pennsylvania; and **NICOLE M. HESS**, a single individual of Curwensville, Pennsylvania, parties of the first part, hereinafter referred to as the **GRANTORS**,

A N D

DONALD W. TRAUTMAN, Bishop of the Roman Catholic Diocese of Erie, and his successors in office, in trust for **ST. TIMOTHY ROMAN CATHOLIC CHURCH**, whose address is 306 Walnut Street, Curwensville, Pennsylvania, party of the second part, hereinafter referred to as the **GRANTEE**:

WITNESSETH, that the said parties of the first part, in consideration of the sum of ONE DOLLAR (\$1.00) to them now paid by the said parties of the second part, do release and quit claim unto the said parties of the second part, their heirs, executors and assigns,

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

BEGINNING at a point on the west right-of-way line of Meadow Street, said point being the northwest corner of the land herein described; thence along Meadow Street South thirty-seven (37°) degrees fifty-one (51') minutes thirty-seven (37") seconds East twenty (20) feet to a point; thence along the line of land of the Grantee herein North fifty-two (52°) degrees eight (08') minutes twenty-three (23") seconds East one hundred forty-five (145) feet to an iron pin; thence through residue of land of the Grantor herein North thirty-seven (37°) degrees fifty-one (51') minutes thirty-seven (37") seconds West twenty (20) feet to an iron pin; thence along the line of land of the Grantee herein South fifty-two (52°) degrees eight (08') minutes twenty-three (23") seconds West one hundred forty-five (145) feet to a point and the place of beginning. CONTAINING 2,900 square feet.

It is the purpose of this deed to extinguish any interest which the Grantors may have in and to the subject premises and to confirm the ownership of the Grantee herein.

NOTICE---THIS DOCUMENT MAY NOT DOES NOT SELL, CONVEY, TRANSFER, INCLUDE OR INSURE THE TITLE TO THE COAL AND RIGHT OF SUPPORT UNDERNEATH THE SURFACE LAND DESCRIBED OR REFERRED TO HEREIN, AND THE OWNER OR OWNERS OF SUCH COAL MAY HAVE HAVE THE COMPLETE LEGAL RIGHT TO REMOVE ALL OF SUCH COAL AND, IN THAT CONNECTION, DAMAGE MAY RESULT TO THE SURFACE OF THE LAND AND ANY HOUSE, BUILDING OR OTHER STRUCTURE ON OR IN SUCH LAND. THE INCLUSION OF THIS NOTICE DOES NOT ENLARGE, RESTRICT OR MODIFY ANY LEGAL RIGHTS OR ESTATES OTHERWISE CREATED, TRANSFERRED, EXCEPTED OR RESERVED BY THIS INSTRUMENT. [This notice is set forth in the manner provided in Section 1 of the Act of July 17, 1957, P. L. 984, as amended, and is not intended as notice of unrecorded instruments, if any.]

WITNESS the hands and seals of the said parties of the first part.

WITNESS:

Edmund C Hess (SEAL)
EDMUND C. HESS

Mary Jane Hess (SEAL)
MARY JANE HESS

Nicole M Hess (SEAL)
NICOLE M. HESS

COMMONWEALTH OF PENNSYLVANIA

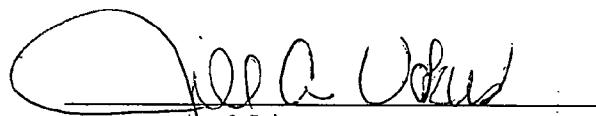
: SS.

COUNTY OF CLEARFIELD

:

On this, the 20 ⁴ day of November, 1998, before me,
the undersigned officer, personally appeared **EDMUND C. HESS** and
MARY JANE HESS, and **NICOLE M. HESS**, known to me (or satisfactorily
proven) to be the persons whose names are subscribed to the within
instrument and acknowledged that they executed the same for the
purposes therein contained.

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



Notary Public

My Commission Expires:



CERTIFICATE OF RESIDENCE

I, Kimberly M. Kubista, do hereby certify that the precise residence of the Grantee herein is:

306 Walnut Street

Curwensville, PA 16833

Witness my hand this 20 th day of November, 1998.



Kimberly M. Kubista

Attorney for Grantee

QUIT CLAIM DEED

MADE the 12th day of November, 1998, between **MILDRED L. McCARL**, a widow, of Curwensville, Pennsylvania, party of the first part, hereinafter referred to as the **GRANTOR**,

A N D

DONALD W. TRAUTMAN, Bishop of the Roman Catholic Diocese of Erie, and his successors in office, in trust for **ST. TIMOTHY ROMAN CATHOLIC CHURCH**, whose address is 306 Walnut Street, Curwensville, Pennsylvania, party of the second part, hereinafter referred to as the **GRANTEE**:

WITNESSETH, that the said party of the first part, in consideration of the sum of ONE DOLLAR (\$1.00) to them now paid by the said party of the second part, does release and quit claim unto the said party of the second part, his heirs, executors, successors and assigns,

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

BEGINNING at a point on the west right-of-way line of Meadow Street, said point being the northwest corner of the land herein described; thence along

Meadow Street South thirty-seven (37°) degrees fifty-one (51') minutes thirty-seven (37") seconds East twenty (20) feet to a point; thence along the line of land of the Grantee herein North fifty-two (52°) degrees eight (08') minutes twenty-three (23") seconds East one hundred forty-five (145) feet to an iron pin; thence through residue of land of the Grantor herein North thirty-seven (37°) degrees fifty-one (51') minutes thirty-seven (37") seconds West twenty (20) feet to an iron pin; thence along the line of land of the Grantee herein South fifty-two (52°) degrees eight (08') minutes twenty-three (23") seconds West one hundred forty-five (145) feet to a point and the place of beginning. CONTAINING 2,900 square feet.

It is the purpose of this deed to extinguish any interest which the Grantors may have in and to the subject premises and to confirm the ownership of the Grantee herein.

NOTICE---THIS DOCUMENT MAY NOT DOES NOT SELL, CONVEY, TRANSFER, INCLUDE OR INSURE THE TITLE TO THE COAL AND RIGHT OF SUPPORT UNDERNEATH THE SURFACE LAND DESCRIBED OR REFERRED TO HEREIN, AND THE OWNER OR OWNERS OF SUCH COAL MAY HAVE HAVE THE COMPLETE LEGAL RIGHT TO REMOVE ALL OF SUCH COAL AND, IN THAT CONNECTION, DAMAGE MAY RESULT TO THE SURFACE OF THE LAND AND ANY HOUSE, BUILDING OR OTHER STRUCTURE ON OR IN SUCH LAND. THE INCLUSION OF THIS NOTICE DOES NOT ENLARGE, RESTRICT OR MODIFY ANY LEGAL RIGHTS OR ESTATES OTHERWISE CREATED, TRANSFERRED, EXCEPTED OR RESERVED BY THIS INSTRUMENT. [This notice is set forth in the manner provided in Section 1 of the Act of July 17, 1957, P. L. 984, as amended, and is not intended as notice of unrecorded instruments, if any.]

WITNESS the hand and seal of the said party of the first part.

WITNESS:

Mildred L. McCarl (SEAL)
MILDRED L. McCARL

COMMONWEALTH OF PENNSYLVANIA

: SS.

COUNTY OF CLEARFIELD

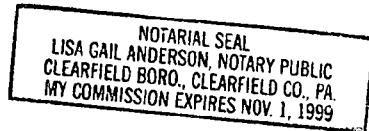
:

On this, the 12th day of November, 1998, before me,
the undersigned officer, personally appeared **MILDRED L. McCARL**,
known to me (or satisfactorily proven) to be the person whose names
is subscribed to the within instrument and acknowledged that she
executed the same for the purposes therein contained.

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



Lisa Gail Anderson
Notary Public
My Commission Expires:



CERTIFICATE OF RESIDENCE

I, Kimberly M. Kubista, do hereby certify that the precise residence of the Grantee herein is:

306 Walnut Street

Curwensville, PA 16833

Witness my hand this 12th day of November 1998.

Kimberly M. Kubista (lga)

Kimberly M. Kubista

Attorney for Grantee

QUIT CLAIM DEED

MADE the 18th day of January, 1999, between **RORY S. STILES** and **TONYA S. STILES**, husband and wife, of 323 Pine Street, Curwensville, Pennsylvania, parties of the first part, hereinafter referred to as the **GRANTORS**,

A N D

DONALD W. TRAUTMAN, Bishop of the Roman Catholic Diocese of Erie, and his successors in office, in trust for **ST. TIMOTHY ROMAN CATHOLIC CHURCH**, whose address is 306 Walnut Street, Curwensville, Pennsylvania, party of the second part, hereinafter referred to as the **GRANTEE**:

WITNESSETH, that the said parties of the first part, in consideration of the sum of ONE DOLLAR (\$1.00) to them now paid by the said parties of the second part, do release and quit claim unto the said parties of the second part, their heirs, executors and assigns,

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

BEGINNING at a point on the west right-of-way line of Meadow Street, said point being the northwest corner of the land herein described; thence along Meadow Street South thirty-seven (37°) degrees fifty-one (51') minutes thirty-seven (37") seconds East twenty (20) feet to a point; thence along the line of land of the Grantee herein North fifty-two (52°) degrees eight (08') minutes twenty-three (23") seconds East one hundred forty-five (145) feet to an iron pin; thence through residue of land of the Grantor herein North thirty-seven (37°) degrees fifty-one (51') minutes thirty-seven (37") seconds West twenty (20) feet to an iron pin; thence along the line of land of the Grantee herein South fifty-two (52°) degrees eight (08') minutes twenty-three (23") seconds West one hundred forty-five (145) feet to a point and the place of beginning. CONTAINING 2,900 square feet.

It is the purpose of this deed to extinguish any interest which the Grantors may have in and to the subject premises and to confirm the ownership of the Grantee herein.

NOTICE---THIS DOCUMENT MAY NOT SELL, CONVEY, TRANSFER, INCLUDE OR INSURE THE TITLE TO THE COAL AND RIGHT OF SUPPORT UNDERNEATH THE SURFACE LAND DESCRIBED OR REFERRED TO HEREIN, AND THE OWNER OR OWNERS OF SUCH COAL MAY HAVE HAVE THE COMPLETE LEGAL RIGHT TO REMOVE ALL OF SUCH COAL AND, IN THAT CONNECTION, DAMAGE MAY RESULT TO THE SURFACE OF THE LAND AND ANY HOUSE, BUILDING OR OTHER STRUCTURE ON OR IN SUCH LAND. THE INCLUSION OF THIS NOTICE DOES NOT ENLARGE, RESTRICT OR MODIFY ANY LEGAL RIGHTS OR ESTATES OTHERWISE CREATED, TRANSFERRED, EXCEPTED OR RESERVED BY THIS INSTRUMENT. [This notice is set forth in the manner provided in Section 1 of the Act of July 17, 1957, P. L. 984, as amended, and is not intended as notice of unrecorded instruments, if any.]

WITNESS the hands and seals of the said parties of the first part.

WITNESS:

Rory S. Stiles (SEAL)
RORY S. STILES

Tonya Stiles (SEAL)
TONYA S. STILES

COMMONWEALTH OF PENNSYLVANIA

: SS.

COUNTY OF CLEARFIELD

:

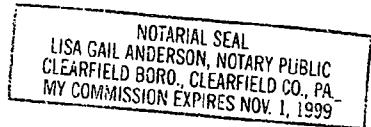
On this, the 18th day of January, 1998, before me,
the undersigned officer, personally appeared **RORY S. STILES AND**
TONYA S. STILES, known to me (or satisfactorily proven) to be the
persons whose names are subscribed to the within instrument and
acknowledged that they executed the same for the purposes therein
contained.

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



Notary Public

My Commission Expires:



CERTIFICATE OF RESIDENCE

I, Kimberly M. Kubista, do hereby certify that the precise residence of the Grantee herein is:

306 Walnut Street

Curwensville, PA 16833

Witness my hand this 18th day of January, 1998.

Kimberly M. Kubista

Kimberly M. Kubista

Attorney for Grantee

QUIT CLAIM DEED

MADE the 16 day of April, 1999, between **DEANNE E. SHAFFER**, a single individual of R.D. 1, Grampian, Pennsylvania, party of the first part, hereinafter referred to as the **GRANTOR**,

A N D

DONALD W. TRAUTMAN, Bishop of the Roman Catholic Diocese of Erie, and his successors in office, in trust for **ST. TIMOTHY ROMAN CATHOLIC CHURCH**, whose address is 306 Walnut Street, Curwensville, Pennsylvania, party of the second part, hereinafter referred to as the **GRANTEE**:

WITNESSETH, that the said parties of the first part, in consideration of the sum of ONE DOLLAR (\$1.00) to them now paid by the said parties of the second part, do release and quit claim unto the said parties of the second part, their heirs, executors and assigns,

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

BEGINNING at a point on the west right-of-way line of Meadow Street, said point being the northwest corner of the land herein described; thence along Meadow Street South thirty-seven (37°) degrees fifty-one (51') minutes thirty-seven (37") seconds East twenty (20) feet to a point; thence along the line of land

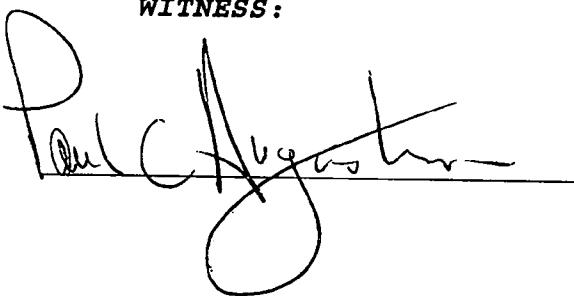
of the Grantee herein North fifty-two (52°) degrees eight (08') minutes twenty-three (23") seconds East one hundred forty-five (145) feet to an iron pin; thence through residue of land of the Grantor herein North thirty-seven (37°) degrees fifty-one (51') minutes thirty-seven (37") seconds West twenty (20) feet to an iron pin; thence along the line of land of the Grantee herein South fifty-two (52°) degrees eight (08') minutes twenty-three (23") seconds West one hundred forty-five (145) feet to a point and the place of beginning. CONTAINING 2,900 square feet.

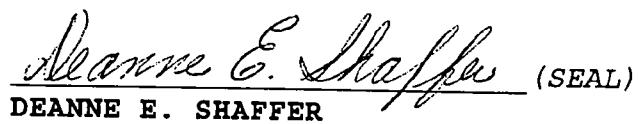
It is the purpose of this deed to extinguish any interest which the Grantors may have in and to the subject premises and to confirm the ownership of the Grantee herein.

NOTICE---THIS DOCUMENT MAY NOT DOES NOT SELL, CONVEY, TRANSFER, INCLUDE OR INSURE THE TITLE TO THE COAL AND RIGHT OF SUPPORT UNDERNEATH THE SURFACE LAND DESCRIBED OR REFERRED TO HEREIN, AND THE OWNER OR OWNERS OF SUCH COAL MAY HAVE HAVE THE COMPLETE LEGAL RIGHT TO REMOVE ALL OF SUCH COAL AND, IN THAT CONNECTION, DAMAGE MAY RESULT TO THE SURFACE OF THE LAND AND ANY HOUSE, BUILDING OR OTHER STRUCTURE ON OR IN SUCH LAND. THE INCLUSION OF THIS NOTICE DOES NOT ENLARGE, RESTRICT OR MODIFY ANY LEGAL RIGHTS OR ESTATES OTHERWISE CREATED, TRANSFERRED, EXCEPTED OR RESERVED BY THIS INSTRUMENT. [This notice is set forth in the manner provided in Section 1 of the Act of July 17, 1957, P. L. 984, as amended, and is not intended as notice of unrecorded instruments, if any.]

WITNESS the hand and seal of the said parties of the first part.

WITNESS:




Deanne E. Shaffer (SEAL)

DEANNE E. SHAFFER

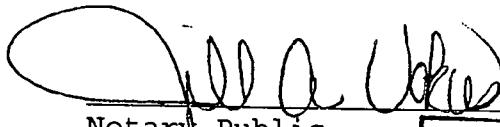
COMMONWEALTH OF PENNSYLVANIA

: SS.

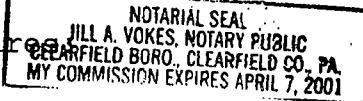
COUNTY OF CLEARFIELD

On this, the 16th day of April, 1998, before me,
the undersigned officer, personally appeared **DEANNE E. SHAFFER**,
known to me (or satisfactorily proven) to be the person whose name
is subscribed to the within instrument and acknowledged that she
executed the same for the purposes therein contained.

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


Notary Public

My Commission Expires



CERTIFICATE OF RESIDENCE

I, Kimberly M. Kubista, do hereby certify that the precise residence of the Grantee herein is:

306 Walnut Street

Curwensville, PA 16833

Witness my hand this 14th day of April, 1998?

Kimberly M. Kubista

Kimberly M. Kubista

Attorney for Grantee

22 Dec 00 Document
Reinstated/Reissued to Sheriff/Attorney
for service.

Deputy Prothonotary

FILED

OCT 13 2000
326/ATH
William A. Shaw
Prothonotary
DC \$90.00
JAS
cc: Athy Kubastek

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

THE MOST REVEREND DONALD W.
TRAUTMAN, Bishop of the Roman
Catholic Diocese of Erie, and his successors in
office, in trust for ST. TIMOTHY ROMAN
CATHOLIC CHURCH,

Plaintiff,

v.

No. 00-1290-CD

THE BOROUGH OF CURWENSVILLE, a
borough organized and existing
under the laws of the Commonwealth
of Pennsylvania; ANY AND ALL
PERSONS CLAIMING ANY INTEREST IN
AND UNDER THE PLAN OF CURWENSVILLE
BOROUGH; JOHN MALLOY and AGNES
MALLOY, husband and wife, their heirs,
executors and assigns,

Defendants.

MOTION AND ORDER
FOR PUBLICATION

Filed on behalf of
Plaintiff

FILED

OCT 18 2000

William A. Shaw
Prothonotary

Counsel of Record for
this Party:

Kimberly M. Kubista
Attorney-at-Law
Pa. I.D. 52782

BELIN & KUBISTA
15 North Front Street
P.O. Box 1
Clearfield, PA 16830

(814) 765-8972

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

~~OCT 18 2000~~

Attest:

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

THE MOST REVEREND DONALD W. *
TRAUTMAN, Bishop of the Roman *
Catholic Diocese of Erie, and his successors in *
office, in trust for ST. TIMOTHY ROMAN *
CATHOLIC CHURCH, *

Plaintiff, *

v. *

No. 00-1290 -CD

THE BOROUGH OF CURWENSVILLE, a *
borough organized and existing *
under the laws of the Commonwealth *
of Pennsylvania; ANY AND ALL *
PERSONS CLAIMING ANY INTEREST IN *
AND UNDER THE PLAN OF CURWENSVILLE *
BOROUGH; JOHN MALLOY and AGNES *
MALLOY, husband and wife, their heirs, *
executors and assigns, *

Defendants. *

MOTION FOR PUBLICATION

AND NOW, to wit: October 18, 2000, an affidavit having been executed and filed on behalf of the Plaintiff that the whereabouts of Defendants John Malloy and Agnes Malloy are unknown and that Defendants any and all persons claiming any interest in and under the plan of Curwensville Borough are too numerous to identify and serve personally, the Plaintiff, by its attorney, Kimberly M. Kubista, moves the Court for leave to serve the complaint on Defendants by publication one (1) time in The Progress, and by publication one (1) time in the Clearfield County Legal Journal.



Kimberly M. Kubista
Attorney for Plaintiff

FILED *CC-AHG*
OCT 18 2000
William A. Shaw
Prothonotary

BELIN & KUBISTA

ATTORNEYS AT LAW

15 NORTH FRONT STREET

P. O. BOX 1

CLEARFIELD, PENNSYLVANIA 16830

COH
2

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

THE MOST REVEREND DONALD W.
TRAUTMAN, Bishop of the Roman
Catholic Diocese of Erie, and his successors in
office, in trust for ST. TIMOTHY RCMAN
CATHOLIC CHURCH,

Plaintiff,

v.

No. 00-1290-CD

THE BOROUGH OF CURWENSVILLE, a
borough organized and existing
under the laws of the Commonwealth
of Pennsylvania; ANY AND ALL
PERSONS CLAIMING ANY INTEREST IN
AND UNDER THE PLAN OF CURWENSVILLE
BOROUGH; JOHN MALLOY and AGNES
MALLOY, husband and wife, their heirs,
executors and assigns,

Defendants.

AFFIDAVIT

FILED

OCT 18 2000

William A. Shaw
Prothonotary

Filed on behalf of
Plaintiff

Counsel of Record for
this Party:

Kimberly M. Kubista
Attorney-at-Law
Pa. I.D. 52782

BELIN & KUBISTA
15 North Front Street
P.O. Box 1
Clearfield, PA 16830

(814) 765-8972

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

THE MOST REVEREND DONALD W. *
TRAUTMAN, Bishop of the Roman *
Catholic Diocese of Erie, and his successors in *
office, in trust for ST. TIMOTHY ROMAN *
CATHOLIC CHURCH, *
*
Plaintiff, *
*
v. * No. 00-1290-CD
*
THE BOROUGH OF CURWENSVILLE, a *
borough organized and existing *
under the laws of the Commonwealth *
of Pennsylvania; ANY AND ALL *
PERSONS CLAIMING ANY INTEREST IN *
AND UNDER THE PLAN OF CURWENSVILLE *
BOROUGH; JOHN MALLOY and AGNES *
MALLOY, husband and wife, their heirs, *
executors and assigns, *
*
Defendants. *

AFFIDAVIT

COMMONWEALTH OF PENNSYLVANIA :
: ss.
COUNTY OF CLEARFIELD :
:

KIMBERLY M. KUBISTA, being duly sworn according to law, deposes and states that she is the attorney for the Plaintiff in the above-captioned case and that the last known and current addresses of Defendants John Malloy and Agnes Malloy are unknown.

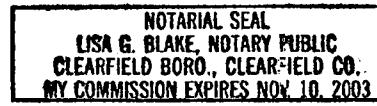
She further avers that she attempted to locate said Defendants by checking the local telephone directories, estate files for Clearfield County and all other available listings, but as a result of the search, no information outside the

existing records set forth in the quiet title action was attainable.

She further avers that Defendants any and all persons claiming any interest in and under the plan of Curwensville Borough are too numerous to identify and serve personally.


Kimberly M. Kubista
Attorney for Plaintiff

Subscribed and sworn to before me this 18th day of October, 2000.




Lisa G. Blake
Notary public

FILED

10/3/87
3:42 PM
WAC
AAG

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

THE MOST REVEREND DONALD W. *
TRAUTMAN, Bishop of the Roman *
Catholic Diocese of Erie, and his successors in *
office, in trust for ST. TIMOTHY ROMAN *
CATHOLIC CHURCH,

Plaintiff,

v.

No. 00-1290-CD

THE BOROUGH OF CURWENSVILLE, a *
borough organized and existing *
under the laws of the Commonwealth *
of Pennsylvania; ANY AND ALL *
PERSONS CLAIMING ANY INTEREST IN *
AND UNDER THE PLAN OF CURWENSVILLE *
BOROUGH; JOHN MALLOY and AGNES *
MALLOY, husband and wife, their heirs, *
executors and assigns,

Defendants.

FILED

OCT 23 2000

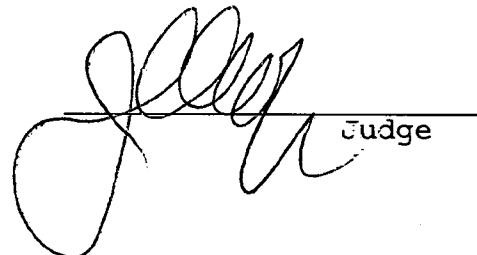
William A. Shaw
Prothonotary

ORDER FOR PUBLICATION

AND NOW, to wit: Oct. 23, 2000, upon
consideration of the foregoing Motion, the Plaintiff is granted
leave to make service of the Complaint on Defendants John Malloy
and Agnes Malloy and Defendants any and all persons claiming any
interest in and under the plan of Curwensville Borough by
general publication one (1) time in *The Progress* and one (1)
time in the Clearfield County Legal Journal, the last insertion
to appear not less than thirty (30) days prior to December 4,
2000, the date set for hearing of said Complaint in Courtroom

No. 1 of the Clearfield County Courthouse, Clearfield,
Pennsylvania at 1130 AM.

BY THE COURT:



Judge

A handwritten signature in black ink, appearing to read "J. D. Kelly". A horizontal line is drawn through the signature, and the word "Judge" is written in a smaller, cursive font to the right of the signature.

FILED

OCT 23 2000
01/134/Cathy Kubota
William A. Shaw
Prothonotary
SOS

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

THE MOST REVEREND DONALD W.
TRAUTMAN, Bishop of the Roman
Catholic Diocese of Erie, and his successors in
office, in trust for ST. TIMOTHY ROMAN
CATHOLIC CHURCH,

Plaintiff,

v.

No. 00-1290-CD

THE BOROUGH OF CURWENSVILLE, a
borough organized and existing
under the laws of the Commonwealth
of Pennsylvania; ANY AND ALL
PERSONS CLAIMING ANY INTEREST IN
AND UNDER THE PLAN OF CURWENSVILLE
BOROUGH; JOHN MALLOY and AGNES
MALLOY, husband and wife, their heirs,
executors and assigns,

Defendants.

ACCEPTANCE OF SERVICE

Filed on behalf of

Plaintiff

Counsel of Record for
this Party:

Kimberly M. Kubista
Attorney-At-Law
Pa. I.D. 52782

BELIN & KUBISTA
15 N. Front Street
P.O. Box 1
Clearfield, PA 16830
(814) 765-8972

FILED

OCT 27 2000

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

THE MOST REVEREND DONALD W. *
TRAUTMAN, Bishop of the Roman *
Catholic Diocese of Erie, and his successors in *
office, in trust for ST. TIMOTHY ROMAN *
CATHOLIC CHURCH, *

Plaintiff, *

v. * No. 00-1290-CD *

THE BOROUGH OF CURWENSVILLE, a *
borough organized and existing *
under the laws of the Commonwealth *
of Pennsylvania; ANY AND ALL *
PERSONS CLAIMING ANY INTEREST IN *
AND UNDER THE PLAN OF CURWENSVILLE *
BOROUGH; JOHN MALLOY and AGNES *
MALLOY, husband and wife, their heirs, *
executors and assigns, *

Defendants. *

ACCEPTANCE OF SERVICE

I accept service of the Complaint filed in the above referenced case on behalf of
Defendant The Borough of Curwensville.



Laurance B. Seaman, Esquire

Date: 10/25/00

END

OCT 27 2000
William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

THE MOST REVEREND DONALD W.
TRAUTMAN, Bishop of the Roman
Catholic Diocese of Erie, and his successors in
office, in trust for ST. TIMOTHY ROMAN
CATHOLIC CHURCH,

Plaintiff,

v.

No. 00-1290-CD

THE BOROUGH OF CURWENSVILLE, a
borough organized and existing
under the laws of the Commonwealth
of Pennsylvania; ANY AND ALL
PERSONS CLAIMING ANY INTEREST IN
AND UNDER THE PLAN OF CURWENSVILLE
BOROUGH; JOHN MALLOY and AGNES
MALLOY, husband and wife, their heirs,
executors and assigns,

Defendants.

FILED
OCT 30 PM
DEU - 5 2000

William A. Shaw
Prothonotary
DO CK

AFFIDAVIT OF SERVICE

Filed on behalf of

Plaintiff

Counsel of Record for
this Party:

Kimberly M. Kubista
Attorney-At-Law
Pa. I.D. 52782

BELIN & KUBISTA
15 N. Front Street
P.O. Box 1
Clearfield, PA 16830
(814) 765-8972

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

THE MOST REVEREND DONALD W.
TRAUTMAN, Bishop of the Roman
Catholic Diocese of Erie, and his successors in
office, in trust for ST. TIMOTHY ROMAN
CATHOLIC CHURCH,

Plaintiff,

5

No. 00-1290-CD

THE BOROUGH OF CURWENSVILLE, a
borough organized and existing
under the laws of the Commonwealth
of Pennsylvania; ANY AND ALL
PERSONS CLAIMING ANY INTEREST IN
AND UNDER THE PLAN OF CURWENSVILLE
BOROUGH; JOHN MALLOY and AGNES
MALLOY, husband and wife, their heirs,
executors and assigns.

Defendants

AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA)
) SS.
COUNTY OF CLEARFIELD)

Kimberly M. Kubista,  Attorney for the above named Plaintiff, being duly sworn according to law, deposes and states that Notice of the Quiet Title Action was served on Laurance B. Seaman, attorney for the Defendant, The Borough of Curwensville, on October 25, 2000 which is evidenced by an Acceptance of Service dated October 25, 2000 and upon all other Defendants by publication in *The Progress* on November 1, 2000 and *Clearfield County Legal*

Journal on November 3, 2000, as evidenced by the proofs of publication attached hereto.

Kimberly M. Kubista
Kimberly M. Kubista

SWORN AND SUBSCRIBED TO before me this 5th day of

December, 2000.

Jill A. Vokes
JILL A. VOKES, NOTARY PUBLIC
CLEARFIELD BORO, CLEARFIELD CO., PA.
MY COMMISSION EXPIRES APRIL 7, 2001

PROOF OF PUBLICATION

STATE OF PENNSYLVANIA

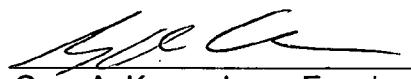
:

:

COUNTY OF CLEARFIELD

:

On this 9th day of November 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 November 3, 2000, Vol. 12, No. 44. 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

Notarial Seal
Amy L. Woods, Notary Public
Clearfield Boro, Clearfield County
My Commission Expires Nov. 18, 2002

Member, Pennsylvania Association of Notaries

Belin & Kubista
P.O. Box 1
Clearfield, PA 16830

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

THE MOST REVEREND DONALD W. TRAUTMAN, Bishop of the Roman Catholic diocese of Erie, and his successors in office, in trust for ST. TIMOTHY ROMAN CATHOLIC CHURCH, Plaintiff, vs. THE BOROUGH OF CURWENSVILLE, a borough organized and existing under the laws of the Commonwealth of Pennsylvania; ANY AND ALL PERSONS CLAIMING ANY INTEREST IN AND UNDER THE PLAN OF CURWENSVILLE BOROUGH; JOHN MALLOY and AGNES MALLOY, husband and wife, their heirs, executors and assigns, Defendants.

ACTION TO QUIET TITLE

No. 00-1290-CO

TO: ANY AND ALL PERSONS CLAIMING ANY INTEREST IN AND UNDER THE PLAN OF CURWENSVILLE BOROUGH; JOHN MALLOY and AGNES MALLOY, husband and wife, their heirs, executors and assigns, Defendants.

NOTICE - 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. IF YOU DO NOT HAVE A LAWYER OR CANNOT FIND ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP. COURT ADMINISTRATOR, CLEARFIELD COUNTY COURT-HOUSE, 1 North Second Street, Clearfield,

PA 16830 (814) 765-2641.

You are hereby notified that an Action to Quiet Title to the following premises situate in the Curwenville Borough, County of Clearfield, Commonwealth of Pennsylvania, has been filed against you. Said premises are more particularly bounded and described as follows:

ALL those certain pieces or parcels of land situate in the Borough of Curwenville, Clearfield County, Pennsylvania, bounded and described as follows:

THE FIRST PARCEL: BEGINNING at a point on the west right-of-way line of Meadow Street, said point being the northwest corner of the land herein described; thence along Meadow Street South thirty-seven (37) degrees fifty-one (51') minutes thirty-seven (37") seconds East twenty (20) feet to a point; thence along the line of land of the Grantee herein North fifty-two (52) degrees eight (08') minutes twenty-three (23") seconds East one hundred fifty-five (145) feet to an iron pin; thence through residue of land of the Grantor herein North thirty-seven (37) degrees fifty-one (51') minutes thirty-seven (37") seconds West twenty (20) feet to an iron pin; thence along the line of land of the Grantee herein South fifty-two (52) degrees eight (08') minutes twenty-three (23") seconds West one hundred forty-five (145) feet to a point and the place of beginning. CONTAINING 2,900 square feet.

THE SECOND PARCEL: BEGINNING at a post on Pine Street thence by private alley in an easterly direction ninety-six (96) feet to a post and lot of Grandi; thence by lot of Grandi in a southerly direction fifty (50) feet to post and lot of Jones; thence by lot of Jones in a westerly direction ninety-six (96) feet to Pine Street; thence by pine Street in a northerly direction fifty (50) feet on Pine Street and ninety-six (96) feet to Pine Street; thence by Pine Street in a northerly direction fifty (50) feet to a post and place of beginning. Being a piece of ground fifty (50) feet on Pine Street and ninety-six (96) feet in depth.

EXCEPTING AND RESERVING, nevertheless, from said parcel the following piece or ground, bounded and described as follows:

BEGINNING at a post on line of lot of L.L. Bloom eighty (80) feet from Pine Street; thence in an easterly direction sixteen (16) feet to a post at line of other lot of grantee herein; thence in a northerly direction three (3) feet to a post; thence along residue of lot of said grantor herein sixteen (16) feet to a post; thence in a southerly direction three (3) feet to a post and place of beginning. Being a piece of ground three (3) feet by sixteen (16) feet.

THE THIRD PARCEL: BEGINNING at a post on Pine Street and corner of lot of D. W. Hile; thence East along line dividing the

land hereby conveyed and lot now owned by D. W. Hile one hundred ninety (190) feet to an alley; thence North along said alley twenty-five (25) feet to post corner; thence West by line parallel with the line of the D. W. Hile lot one hundred ninety (190) feet to post on Pine Street; thence South along Pine Street twenty-five (25) feet to post and place of beginning, being part of the same premises which Patrick Kearns, by his deed dated the 29th day of August, A.D., 1879, and recorded in the Office of the Recording of Deeds for Clearfield County in deed Book No. 40, page 294, granted and conveyed unto Rebecca Malloy.

EXCEPTING AND RESERVING from this conveyance the right to Joseph Malloy and Rebecca Malloy, his wife, prior grantors, their heirs and assigns, to make, construct, lay and use a soil or drain pipe through and across the lot of land herein by conveyed for the purpose of drainage, with the right to renew, maintain and keep the said drain pipe through across and underneath the surface of the lot hereby conveyed, as reserved in the deed to Leo T. Malloy.

WHEREUPON, the Court Ordered that Notice of said action and the facts therein be served on Defendants, ANY AND ALL PERSONS CLAIMING ANY INTEREST IN AND UNDER THE PLAN OF CURWENSVILLE BOROUGH, JOHN MALLOY and AGNES MALLOY, husband and wife, their heirs, executors and assigns, to answer the said complaint within twenty (20) days from the date of this publication. For failure to comply, a judgment will be taken by application of Plaintiff before the court at a hearing to be held on Thursday, December 7, 2000 at 1:30 p.m. at the Clearfield County Courthouse, Courtroom No. 1, Clearfield, Pennsylvania.

BELIN & KUBISTA, Attorneys at Law, 15 North Front Street, Clearfield, PA 16830.

TAX SALE

Notice is hereby given of the proposed private sale by the Clearfield County Tax Claim Bureau of a parcel of land in DUBOIS CITY 4TH WARD known as Map #7-4-003-000-0692 and described as "LOT #142" and assessed to "PATRICK K. & CONNIE L. PRESTON".

Sale will be held on DECEMBER 27, 2000 at 9:00 AM in the Tax Claim Bureau, 230 E. Market Street, Clearfield. The property will be sold free and clear of all tax claims and tax judgments. A bid of \$300.00 has been received and accepted by the Bureau. Any party not satisfied with the accepted sale price must, within forty-five days of this notice, petition the Court of

2000 at 9:00 AM in the Tax Claim Bureau, 230 E. Market Street, Clearfield. The property will be sold free and clear of all tax claims and tax judgments. A bid of \$225.00 has been received and accepted by the Bureau. Any party not satisfied with the accepted sale price must, within forty-five days of this notice, petition the Court of Common Pleas to disapprove the sale.

Clearfield County Tax Claim Bureau, 230 E. Market Street, Suite 121, Clearfield, PA 16830

ADV: November 3rd & 17th, 2000.

TAX SALE

Notice is hereby given of the proposed private sale by the Clearfield County Tax Claim Bureau of a parcel of land in BIGLER TOWNSHIP known as Map #103-J15-685-00025 and described as "LOT #6-7-8 BLOCK "Y" and assessed to "UNKNOWN OWNER".

Sale will be held on JANUARY 3, 2001 at 9:00 AM in the Tax Claim Bureau, 230 E. Market Street, Clearfield. The property will be sold free and clear of all tax claims and tax judgments. A bid of \$125.00 has been received and accepted by the Bureau. Any party not satisfied with the accepted sale price must, within forty-five days of this notice, petition the Court of Common Pleas to disapprove the sale.

Clearfield County Tax Claim Bureau, 230 E. Market Street, Suite 121, Clearfield, PA 16830.

ADV: November 3rd & 17th, 2000.

TAX SALE

Notice is hereby given of the proposed private sale by the Clearfield County Tax

NOTICE
IN THE COURT OF COMMON
PLEAS OF CLEARFIELD
COUNTY, PENNSYLVANIA
CIVIL DIVISION
THE MOST REVEREND DONALD
W. TRAUTMAN, Bishop of the Ro-
man Catholic Diocese of Erie, and
his successors in office, in trust for
ST. TIMOTHY ROMAN CATHOLIC
CHURCH, Plaintiff.

v.

THE BOROUGH OF CURWENSVILLE, a borough organized and existing under the laws of the Commonwealth of Pennsylvania; ANY AND ALL PERSONS CLAIMING ANY INTEREST IN AND UNDER THE PLAN OF CURWENSVILLE BOROUGH; JOHN MALLEY and AGNES MALLEY, husband and wife, their heirs, executors and assigns, Defendants

Defendants
NO. 00-1290-CD

TO: ANY AND ALL PERSONS
CLAIMING ANY INTEREST IN AND
UNDER THE PLAN OF CURWENS-
VILLE BOROUGH; JOHN MALLOY
and AGNES MALLOY, husband
and wife, their heirs, executors and
assigns, Defendants.

NOTICE - 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 Plaintiffs. You may lose money or property or other rights important to you. 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, Clearfield,
Pennsylvania 16830 (814)
65-2641

You are hereby notified that an action in Quiet Title to the following premises situate in the Curwensville, Clearfield County, Pennsylvania, has been filed against you. Said premises are particularly bounded and described as follows:

ALL those certain pieces or parts of land situate in the Borough of Curwensville, Clearfield County, Pennsylvania, bounded and described as follows:

PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :
COUNTY OF CLEARFIELD : SS:

On this 4th day of December, A.D. 20 00, before me, the subscriber, a Notary Public in and for said County and State, personally appeared Margaret E. Krebs, who being duly sworn according to law, deposes and says that she is the President of The Progressive Publishing Company, Inc., and Associate Publisher of The Progress, a daily newspaper published at Clearfield, in the County of Clearfield and State of Pennsylvania, and established April 5, 1913, and that the annexed is a true copy of a notice or advertisement published in said publication in

the regular issues of November 1, 2000.
And that the affiant is not interested in the subject matter of the notice or
advertising, and that all of the allegations of this statement as to the time,
place, and character of publication are true.

ublication are true.

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

Ann K. Lane

My Commission Expires
September 16, 2004

Notarial Seal
Ann K. Law, Notary Public
Clearfield Boro, Clearfield County
My Commission Expires Sept. 16, 2004

Member, Pennsylvania Association of Notaries

not questioning Gore's truth, resident Clinton. "Attackin' Clinton," he said. Instead that personal attack seems divided over the substance. Even all they can get out of themselves on personal qualities likely to make up their mi

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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

THE MOST REVEREND DONALD W. *
TRAUTMAN, Bishop of the Roman *
Catholic Diocese of Erie, and his successors in *
office, in trust for ST. TIMOTHY ROMAN *
CATHOLIC CHURCH,

Plaintiff,

v.

* No. 00- 1290 -CD

THE BOROUGH OF CURWENSVILLE, a *
borough organized and existing *
under the laws of the Commonwealth *
of Pennsylvania; ANY AND ALL *
PERSONS CLAIMING ANY INTEREST IN *
AND UNDER THE PLAN OF CURWENSVILLE *
BOROUGH; JOHN MALLOY and AGNES *
MALLOY, husband and wife, their heirs, *
executors and assigns,

Defendants.

PRAECIPE TO
REINSTATE COMPLAINT

Filed on behalf of
Plaintiff

Counsel of Record for
this party:

Kimberly M. Kubista
PA ID #52782

BELIN & KUBISTA
15 North Front Street
Clearfield, PA 16830

(814) 765-8972

FILED

DEC 22 2000

William A. Shaw
Notary Public

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

THE MOST REVEREND DONALD W. *
TRAUTMAN, Bishop of the Roman *
Catholic Diocese of Erie, and his successors in *
office, in trust for ST. TIMOTHY ROMAN *
CATHOLIC CHURCH,

Plaintiff,

v.

* No. 00- 1290 -CD

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PERSONS CLAIMING ANY INTEREST IN *
AND UNDER THE PLAN OF CURWENSVILLE *
BOROUGH; JOHN MALLOY and AGNES *
MALLOY, husband and wife, their heirs, *
executors and assigns,

Defendants.

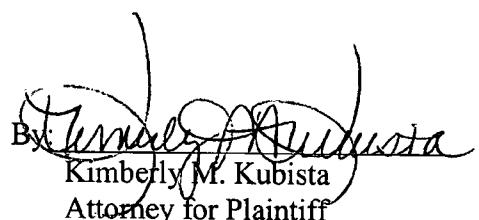
PRAECIPE TO REINSTATE COMPLAINT

TO THE PROTHONOTARY:

Please reinstate the Complaint filed in the above-captioned matter.

Respectfully submitted,

BELIN & KUBISTA

By: 
Kimberly M. Kubista
Attorney for Plaintiff

12-27-00 Document
Reinstated/Reissued to Sheriff/Attorney
for service. John J. O'Neil
Deputy Sheriff

O'Neillatty, tubata

PD \$7.00

(Xmp. reinstated
to Sheriff)

(1) Comp. circ. to atty
CJ

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 10538

TRAUTMAN, THE MOST REVEREND DONALD W.

00-1290-CD

VS.

THE BOROUGH OF CURWENSVILLE

COMPLAINT ACTION TO QUIET TITLE

SHERIFF RETURNS

NOW JANUARY 3, 2001 AT 2:15 PM EST SERVED THE WITHIN COMPLAINT ON
THE BOROUGH OF CURWENSVILLE, DEFENDANT AT EMPLOYMENT, 900
SUSQUEHANNA AVE., CURWENSVILLE, CLEARFIELD COUNTY, PENNSYLVANIA
BY HANDING TO EMMA GUARINO, SEC.-TREASURER A TRUE AND ATTESTED COPY
OF THE ORIGINAL COMPLAINT AND MADE KNOWN TO HER THE CONTENTS
THEREOF.

SERVED BY: MARSHALL

Return Costs

Cost	Description
21.45	SHFF. HAWKINS PAID BY: ATTY.
10.00	SURCHARGE PD. BY: ATTY.

Sworn to Before Me This

10th Day Of January, 2001
Chester A. Hawkins

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

So Answers,

*Chester Hawkins
by Marilyn Harris*
Chester A. Hawkins
Sheriff *E
ECD*

FILED
in 10:10 - AM
JAN 10 2001

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

THE MOST REVEREND DONALD W.
TRAUTMAN, Bishop of the Roman
Catholic Diocese of Erie, and his successors in
office, in trust for ST. TIMOTHY ROMAN
CATHOLIC CHURCH,

Plaintiff,

v.

No. 00- 1290 -CD

THE BOROUGH OF CURWENSVILLE, a
borough organized and existing
under the laws of the Commonwealth
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PERSONS CLAIMING ANY INTEREST IN
AND UNDER THE PLAN OF CURWENSVILLE
BOROUGH; JOHN MALLOY and AGNES
MALLOY, husband and wife, their heirs,
executors and assigns,

Defendants.

AFFIDAVIT OF SERVICE

FILED

JAN 29 2001

William A. Shaw
Prothonotary

Filed on behalf of
Plaintiff

Counsel of Record for
this party:

Kimberly M. Kubista
PA ID #52782

BELIN & KUBISTA
15 North Front Street
Clearfield, PA 16830

(814) 765-8972

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

THE MOST REVEREND DONALD W. *
TRAUTMAN, Bishop of the Roman *
Catholic Diocese of Erie, and his successors in *
office, in trust for ST. TIMOTHY ROMAN *
CATHOLIC CHURCH, *

Plaintiff, *

v. *

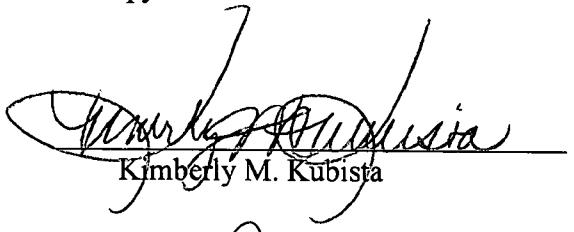
No. 00-1290 -CD

THE BOROUGH OF CURWENSVILLE, a *
borough organized and existing *
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of Pennsylvania; ANY AND ALL *
PERSONS CLAIMING ANY INTEREST IN *
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BOROUGH; JOHN MALLOY and AGNES *
MALLOY, husband and wife, their heirs, *
executors and assigns, *

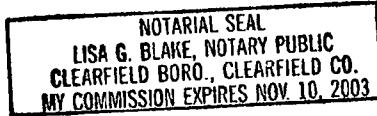
Defendants. *

AFFIDAVIT OF SERVICE

Kimberly M. Kubista, Attorney for the above named Plaintiff, being duly sworn according to law, deposes and states that a Notice of Default was served upon Defendant Borough of Curwensville at 900 Susquehanna Avenue, Curwensville, Pennsylvania 16833, by first class mail, postage prepaid, at on January 26, 2001. A copy of said Notice is attached hereto.


Kimberly M. Kubista

SWORN AND SUBSCRIBED before me this 26th day of January 2001.



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

THE MOST REVEREND DONALD W. *
TRAUTMAN, Bishop of the Roman *
Catholic Diocese of Erie, and his successors in *
office, in trust for ST. TIMOTHY ROMAN *
CATHOLIC CHURCH, *

Plaintiff, *

v. * No. 00-1290 -CD *

THE BOROUGH OF CURWENSVILLE, a *
borough organized and existing *
under the laws of the Commonwealth *
of Pennsylvania; ANY AND ALL *
PERSONS CLAIMING ANY INTEREST IN *
AND UNDER THE PLAN OF CURWENSVILLE *
BOROUGH; JOHN MALLOY and AGNES *
MALLOY, husband and wife, their heirs, *
executors and assigns, *

Defendants. *

To: The Borough of Curwensville

Date of Notice: January 26, 2001

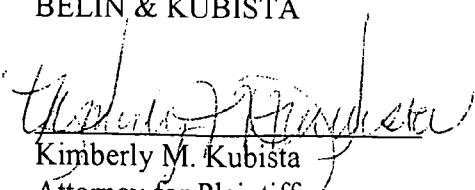
IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO TAKE ACTION REQUIRED OF YOU IN THIS CASE. UNLESS YOU ACT WITHIN TEN (10) DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR PROPERTY OR OTHER IMPORTANT RIGHTS. YOU SHOULD TAKE THIS NOTICE TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

COURT ADMINISTRATOR
Clearfield County Courthouse
Second & Market Streets
Clearfield, PA 16830

(814) 765-2641, Ex 50-51

BELIN & KUBISTA


Kimberly M. Kubista
Attorney for Plaintiff

10/17/2013
10:30 AM

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

THE MOST REVEREND DONALD W.
TRAUTMAN, Bishop of the Roman
Catholic Diocese of Erie, and his successors in
office, in trust for ST. TIMOTHY ROMAN
CATHOLIC CHURCH,

Plaintiff,

v.

No. 00- 1290 -CD

THE BOROUGH OF CURWENSVILLE, a
borough organized and existing
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PERSONS CLAIMING ANY INTEREST IN
AND UNDER THE PLAN OF CURWENSVILLE
BOROUGH; JOHN MALLOY and AGNES
MALLOY, husband and wife, their heirs,
executors and assigns,

Defendants.

MOTION

Filed on behalf of
Plaintiff

Counsel of Record for
this party:

Kimberly M. Kubista
PA ID #52782

BELIN & KUBISTA
15 North Front Street
Clearfield, PA 16830

(814) 765-8972

FILED

FEB 07 2001

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

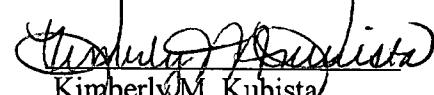
THE MOST REVEREND DONALD W. *
TRAUTMAN, Bishop of the Roman *
Catholic Diocese of Erie, and his successors in *
office, in trust for ST. TIMOTHY ROMAN *
CATHOLIC CHURCH, *
Plaintiff, *
*
v. * No. 00-1290 -CD
*
THE BOROUGH OF CURWENSVILLE, a *
borough organized and existing *
under the laws of the Commonwealth *
of Pennsylvania; ANY AND ALL *
PERSONS CLAIMING ANY INTEREST IN *
AND UNDER THE PLAN OF CURWENSVILLE *
BOROUGH; JOHN MALLOY and AGNES *
MALLOY, husband and wife, their heirs, *
executors and assigns, *
Defendants. *

MOTION

AND NOW, this 7th day of February, 2001, an affidavit having been
executed and filed on behalf of the Plaintiff that the Complaint with Notice to Defend was
served on Defendants ANY AND ALL PERSONS CLAIMING ANY INTEREST IN AND
UNDER THE PLAN OF CURWENSVILLE BOROUGH; JOHN MALLOY and AGNES
MALLOY, husband and wife, their heirs, executors and assigns, by publication, and Defendant
The Borough of Curwensville having been served by Sheriff, and a Notice of Default having
been served upon The Borough of Curwensville, none of the defendants having answered, the
Plaintiff, by its attorney, Kimberly M. Kubista, hereby moves the Court to enter judgment in
favor of the Plaintiff and against the Defendants.

BELIN & KUBISTA

By:


Kimberly M. Kubista
Attorney for Plaintiff

FILED

FEB 07 2001
10:45 AM CC
William A. Shaw
Prothonotary
S&S

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

THE MOST REVEREND DONALD W.
TRAUTMAN, Bishop of the Roman
Catholic Diocese of Erie, and his successors in
office, in trust for ST. TIMOTHY ROMAN
CATHOLIC CHURCH,

*
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Plaintiff,

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v.

No. 00- 1290 -CD

THE BOROUGH OF CURWENSVILLE, a
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PERSONS CLAIMING ANY INTEREST IN
AND UNDER THE PLAN OF CURWENSVILLE
BOROUGH; JOHN MALLOY and AGNES
MALLOY, husband and wife, their heirs,
executors and assigns,

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Defendants.

*

ORDER

Filed on behalf of
Plaintiff

Counsel of Record for
this party:

Kimberly M. Kubista
PA ID #52782

BELIN & KUBISTA
15 North Front Street
Clearfield, PA 16830

(814) 765-8972

FILED

FEB 13 2001

William A. Shaw
Prothonotary

2

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

THE MOST REVEREND DONALD W. *
TRAUTMAN, Bishop of the Roman *
Catholic Diocese of Erie, and his successors in *
office, in trust for ST. TIMOTHY ROMAN *
CATHOLIC CHURCH, *
*
Plaintiff, *
*
v. * No. 00-1290 -CD
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THE BOROUGH OF CURWENSVILLE, a *
borough organized and existing *
under the laws of the Commonwealth *
of Pennsylvania; ANY AND ALL *
PERSONS CLAIMING ANY INTEREST IN *
AND UNDER THE PLAN OF CURWENSVILLE *
BOROUGH; JOHN MALLOY and AGNES *
MALLOY, husband and wife, their heirs, *
executors and assigns, *
*
Defendants. *

ORDER

AND NOW, this 13th day of February, 2001, an Affidavit of Service of the
Complaint with Notice to Defend having been filed stating that the Complaint was served on all
Defendants, and no response to pleading having been filed by said Defendants, the Court, upon
motion of Kimberly M. Kubista, Attorney for Plaintiff, hereby ORDERS that title to said
premises is in the Plaintiff and that it be allowed to enjoy said properties in peace. Said
properties are situate in Borough of Curwensville, Clearfield County, Pennsylvania, being
more fully described as follows:

ALL those certain pieces or parcels of land situate in the Borough of Curwensville, Clearfield
County, Pennsylvania, bounded and described as follows:

BEGINNING at a point on the west right-of-way line of Meadow Street, said point being the northwest corner of the land herein described; thence along Meadow Street South thirty-seven (37°) degrees fifty-one (51') minutes thirty-seven (37") seconds East twenty (20) feet to a point; thence along the line of land of the Grantee herein North fifty-two (52°) degrees eight (08') minutes twenty-three (23") seconds East one hundred forty-five (145) feet to an iron pin; thence through residue of land of the Grantor herein North thirty-seven (37°) degrees fifty-one (51') minutes thirty-seven (37") seconds West twenty (20) feet to an iron pin; thence along the line of land of the Grantee herein South fifty-two (52°) degrees eight (08') minutes twenty-three (23") seconds West one hundred forty-five (145) feet to a point and the place of beginning. CONTAINING 2,900 square feet.

BEING assessment number 6-1-H10-278, 41, 46, 3 and 4.

BEGINNING at a post on Pine Street; thence by private alley in an easterly direction ninety-six (96) feet to post and lot of Grandi; thence by lot of Grandi in a southerly direction fifty (50) feet to post and lot of Jones; thence by lot of Jones in a westerly direction ninety-six (96) feet to Pine Street; thence by Pine Street in a northerly direction fifty (50) feet to post and place of beginning. Being a piece of ground fifty (50) feet on Pine Street and ninety-six (96) feet in depth.

EXCEPTING AND RESERVING, nevertheless, from said parcel the following piece of ground, bounded and described as follows:

BEGINNING at a post on line of lot of L.L. Bloom eighty (80) feet from Pine Street; thence in an easterly direction sixteen (16) feet to a post at line of other lot of grantee herein; thence in a northerly direction three (3) feet to a post; thence along residue of lot of said grantor herein sixteen (16) feet to a post; thence in a southerly direction three (3) feet to a post and place of beginning. Being a piece of ground three (3) feet by sixteen (16) feet.

BEING assessment number 6-1-H10-278-42.

BEGINNING at a post on Pine Street and corner of lot of D.W. Hile; thence East along line dividing the land hereby conveyed and lot now owned by D.W. Hile one hundred ninety (190) feet to an alley; thence North along said alley twenty-five (25) feet to post corner; thence West by line parallel with the line of the D.W. Hile lot one hundred ninety (190) feet to post on Pine Street; thence South along Pine Street twenty-five (25) feet to post and place of beginning, being part of the same premises which Patrick Kearns, by his deed dated the 29th day of August, A.D., 1879, and recorded in the Office of the Recording of Deeds for Clearfield County in Deed Book No. 40, page 294, granted and conveyed unto Rebecca Malloy.

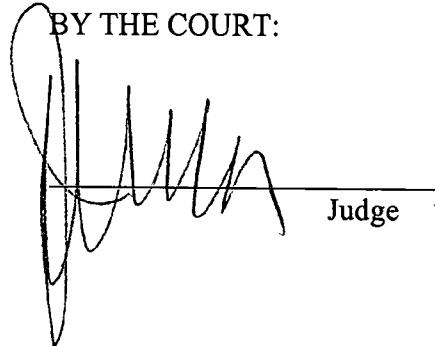
EXCEPTING AND RESERVING from this conveyance the right to Joseph Malloy and Rebecca Malloy, his wife, prior grantors, their heirs and assigns, to

make, construct, lay and use a soil or drain pipe through and across the lot of land hereby conveyed for the purpose of drainage, with the right to renew, maintain and keep the said drain pipe through, across and underneath the surface of the lot hereby conveyed, as reserved in the deed to Leo T. Malloy.

BEING assessment number 6-1-H10-278-41.

It is FURTHER ORDERED that Defendants are forever barred from asserting any right, lien, title or interest in the land inconsistent with the interest of claim of the Plaintiff set forth in its Complaint, unless the Defendants take such action as the Order directs within Thirty (30) days thereafter. If such action is not taken within the thirty-day period, the Prothonotary on Praecept of the Plaintiff shall enter final judgment. Defendants shall file an Answer within thirty days of the date hereof or judgment will be entered in accordance with this Order.

BY THE COURT:

A handwritten signature in black ink, appearing to be a stylized 'J' or 'L' shape, is positioned above a horizontal line. To the right of the line, the word 'Judge' is written in a smaller, standard font.

FILED *Atty Kubista*
FEB 13 2001 *cc*
13-1824 *cc*
William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

THE MOST REVEREND DONALD W.
TRAUTMAN, Bishop of the Roman
Catholic Diocese of Erie, and his successors in
office, in trust for ST. TIMOTHY ROMAN
CATHOLIC CHURCH,

Plaintiff,

v.

No. 00-1290 -CD

THE BOROUGH OF CURWENSVILLE, a
borough organized and existing
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PERSONS CLAIMING ANY INTEREST IN
AND UNDER THE PLAN OF CURWENSVILLE
BOROUGH; JOHN MALLEY and AGNES
MALLEY, husband and wife, their heirs,
executors and assigns,

Defendants.

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PRAECIPE FOR
FINAL JUDGMENT

Filed on behalf of
Plaintiff

Counsel of Record for
this Party:

Kimberly M. Kubista

Pa. I.D. 52782

BELIN & KUBISTA
15 North Front Street
P.O. Box 1
Clearfield, PA 16830
(814) 765-8972

FILED

MAR 19 2001

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Civil Division

THE MOST REVEREND DONALD W.
TRAUTMAN, Bishop of the Roman
Catholic Diocese of Erie, and his successors in
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CATHOLIC CHURCH,

Plaintiff,

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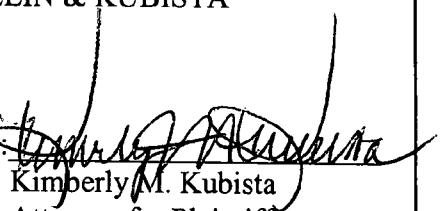
PRAECIPE FOR FINAL JUDGMENT

TO: PROTHONOTARY, CLEARFIELD COUNTY

Please enter final judgment against the Defendants in the above-captioned
case for failure to comply with the Order of Court directing Defendants to file a responsive
pleading within thirty (30) days from the entry of Order of judgment in favor of Plaintiff.

BELIN & KUBISTA

By:


Kimberly M. Kubista
Attorney for Plaintiff

FILED

MAR 19 1971
Old Hickory
William A. Shaw
Prothonotary

65