

00-1546-CD  
ESTATE OF ROBERT L. NESMITH etal -vs- JOSEPH SASS etal

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

ESTATE OF ROBERT L. NESMITH, :  
by its Administrator ROBERT :  
NESMITH, JR., :  
Plaintiff :

VS. :

NO. 00- 1546 -CD

JOSEPH SASS and TERESA ANNA :  
SASS, husband and wife, :  
their heirs, successors and/or assigns :  
JOHN SASS and JANE P. SASS, his wife: :  
their heirs, successors and/or assigns; :  
ALBERT FRANCIS HARASTI and :  
BERTHA E. HARASTI, his wife, :  
their heirs, successors and/or assigns, :  
and/or any person or entity claiming :  
title in and to the herein described :  
premises under them, :

ACTION TO QUIET TITLE

Defendants :

CASE NUMBER: 00- 1546 -CD

TYPE OF CASE: Quiet Title Action

TYPE OF PLEADING: COMPLAINT

FILED ON BEHALF OF: Plaintiff

COUNSEL OF RECORD FOR THIS PARTY: R. DENNING GEARHART, ESQUIRE  
Supreme Court I.D. No. 26540  
215 East Locust Street  
Clearfield, PA 16830  
(814) 765-1581

**FILED**

DEC 12 2000

William A. Shaw  
Prothonotary

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

ESTATE OF ROBERT L. NESMITH,	:	
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their heirs, successors and/or assigns	:	
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their heirs, successors and/or assigns;	:	
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their heirs, successors and/or assigns,	:	
and/or any person or entity claiming	:	
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premises under them,	:	
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 Plaintiffs. You may lose money or property or other rights important to you.

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

COURT ADMINISTRATOR'S OFFICE  
Clearfield County Courthouse  
Clearfield, PA 16830  
(814) 765-2641 Ext. 50-51

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their heirs, successors and/or assigns,	:	
and/or any person or entity claiming	:	
title in and to the herein described	:	
premises under them,	:	
Defendants	:	

**COMPLAINT**

AND NOW, comes ROBERT NESMITH, JR., Administrator for the Estate of Robert E. Nesmith, by and through his attorney, R. DENNING GEARHART, who avers as follows:

1. That Plaintiff is the Estate of Robert E. Nesmith, through its court-appointed Administrator, Robert Nesmith, Jr., with a last address of R.R. #1, Grampian, Clearfield County, Pennsylvania 16838.
2. That Defendant JOSEPH SASS passed away May 2, 1971 with a last known address in the Township of Penn, Clearfield County, Pennsylvania. His wife, TERESA ANNA SASS, is believed to have predeceased Joseph Sass. A search of the appropriate records revealed an Estate being filed for Joseph H. Sass, Sr. to File No. 78-

118 in the Register of Wills Office of Clearfield County, Pennsylvania. According to this Estate, John Sass, was his Executor and sole heir.

3. That Defendants, JOHN SASS and JANE P. SASS, his wife, are believed to have passed away with a last known address in the Township of Penn, Clearfield County, Pennsylvania. A search of the appropriate records revealed no Estate being filed for John Sass or Jane P. Sass in the Register of Wills Office of Clearfield County, Pennsylvania. Thus, it is believed and therefore averred that they died intestate, without issue.

4. That Defendant ALBERT FRANCIS HARASTI, passed away on January 6, 1960 as a resident of Clearfield County, Pennsylvania; this belief is based on the information found in the Recorder's Office of Clearfield County, Pennsylvania. He left as his sole heir a wife, Defendant, BERTHA E. HARASTI whose address is 213 S. Jared Street, DuBois, Clearfield County, Pennsylvania 15801.

5. That the property in question is more particularly described below and has the Tax Map No. 125-F11-000-00215:

*ALL* that certain piece or parcel of real estate situate in Penn Township, Clearfield County, Pennsylvania, bounded and described as follows:

*BEGINNING* at a 3/4 inch rebar set on the westerly line of Sunny Construction Inc. With said 3/4 inch rebar being the northeastern corner of the parcel herein conveyed; thence along the westerly line of Sunny Construction, Inc., South 25 degrees 29 minutes 43 seconds West 100.68 feet to a 3/4 inch rebar set; thence through lands now or formerly of Nicholson North 64 degrees 30 minutes 17 seconds West 196.53 feet to a 3/4 inch rebar set in the centerline of an old railroad grade, with said line passing through a 3/4 inch rebar set 15.50 feet back from said centerline; thence continuing through lands now or formerly of Nicholson by an arc of a circle curving to the right 484.27 feet in radius, an arc distance of 110.00 feet, the chord being North 2 degrees 01 minutes 24 seconds East 109.76 feet to a 3/4 inch rebar set; thence continuing through lands now or formerly of Nicholson South 64 degrees 30 minutes 17 seconds East 240.25 feet to a 3/4 inch rebar set and place of beginning with said line passing through a 3/4 inch rebar set 26.92 feet from the centerline of the old railroad grade. CONTAINING 0.505 acres.

6. That said property was purchased by Robert Nesmith from Sharon Fiegel and Robert J. Fiegel, her husband, by Deed dated May 8, 1999 and entered for record in the Recorder's Office of Clearfield County to Instrument No. 199907638. The said Robert Nesmith having passed away December 8, 1999 with his estate being probated in the Register of Wills Office of Clearfield County to File No. 2000-412, with Robert Nesmith, Jr. being granted Letters of Administration.

8. That said property was purchased by Sharon Fiegel from William H. Nicholson and Dalma L. Nicholson, husband and wife, by Deed dated April 16, 1990 and found for record in the Recorder's Office of Clearfield County in Deeds & Records Book Volume 1342, Page 032.

9. That said property was seized and taken from Joseph Sass for delinquent taxes by the Tax Claim Bureau of Clearfield County and conveyed to William and Dalma Nicholson, by Deed dated January 9, 1980 and filed for record in the Recorder's Office of Clearfield County in Deed Book Volume 792, Page 190.

10. That said property was purchased by Edgar Moyer and Bertha Moyer, his wife, from Lee J. Gray, single, by Deed dated June 10, 1977 and entered for record in the Recorder's Office of Clearfield County in Deed Book Volume 742, Page 115.

11. That said property was conveyed by Florence Harasti, et al being the heirs of Steve Harasti, Sr. to William H. Nicholson and Dalma L. Nicholson, husband and wife, by Deed dated October 16, 1961 and entered for record in the Recorder's Office of Clearfield County in Deed Book Volume 493, Page 39. The heirs of Steve Harasti, Sr., as found in the estate records filed with the Register of Wills Office of Clearfield County to File No. 23086, are Steve Harasti, Catherine Harasti, Frank Harasti, Joseph Harasti,

Sylvester Harasti, Carl Harasti and Albert Harasti. Defendant, Albert Harasti, nor any heirs of Albert Harasti, convey their interest in the subject property.

12. That property consisting of 2 acres was then seized and taken by the Treasurer of Clearfield County and conveyed to the Commissioner of Clearfield County as property of Steve Harista for delinquent taxes for the year 1914 by Deed dated August 31, 1916 and filed for record in the Recorder's Office of Clearfield County in Deed Book Volume 493, Page 29.

13. That property consisting of 2 acres was then conveyed by the Commissioners of Clearfield County to Katherine and Steve Harista by Deed dated January 24, 1919 and recorded December 5, 1961 in th Recorder's Office of Clearfield County to Deed Book Volume 493, Page 30.

14. That property consisting of 2 houses and lots was then seized and taken by the Treasurer of Clearfield County and conveyed to the Commissioner of Clearfield County as property of Steve Harista for delinquent taxes for the year 1914 by Deed dated August 31, 1916 and filed for record in the Recorder's Office of Clearfield County in Deed Book Volume 493, Page 31.

15. That property consisting of 2 houses and lots was then conveyed by the Commissioners of Clearfield County to Katherine and Steve Harista by Deed dated January 24, 1919 and recorded December 5, 1961 in th Recorder's Office of Clearfield County to Deed Book Volume 493, Page 32.

16. That property consisting of L, L was then seized and taken by the Treasurer of Clearfield County and conveyed to the Commissioner of Clearfield County as property of Steve Harista for delinquent taxes for the year 1931 by Deed dated April 10,

1936 and filed for record in the Recorder's Office of Clearfield County in Deed Book Volume 493, Page 33.

17. That property consisting of L, L was then conveyed by the Commissioners of Clearfield County to Steve Harista by Deed dated May 25, 1942 and recorded December 5, 1961 in th Recorder's Office of Clearfield County to Deed Book Volume 493, Page 35.

18. That with respect to this property, Plaintiff and his predecessors in title have exercised open, notorious and continuous dominion possession and control over the premises described in Paragraph 5 for a period in excess of 21 years adverse to any other claims of ownership.

19. That with respect to this property, Plaintiffs and their predecessors in title believed this was conveyed to them and as a result of that belief, they have maintained it by paying taxes thereon.

20. That the purpose of this Quiet Title Action is to extinguish and cure any defects which may exist in the ownership of property more particularly described in Paragraph 5 hereof, and to extinguish any equity which the Defendant, their heirs, successors and assigns may have in the premises described in Paragraph 5 hereof.

21. That the Defendants, their heirs, successors and assigns identified in Paragraphs 2 through 4 of this Complaint are the only persons or entity known to Plaintiffs who have any interest in said property and the Defendants, their heirs, successors and assigns cannot be determined if he/they continue(s) to exist. All the public records in the Clearfield County Courthouse and local telephone books have been checked prior to reaching this conclusion.



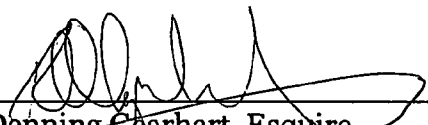
**WHEREFORE, Plaintiffs request:**

A. that be decree of your Honorable Court it may be declared that title to the premises set forth in Paragraph 5 is in the Plaintiff and that he be allowed to enjoy said property in peace;

B. that the Defendants, their heirs, successors and assigns, within thirty (30) days from the receipt of this Complaint, institute an action of ejectment against the Plaintiff and that otherwise the Defendants, their heirs, successors and assigns be perpetually enjoined from setting up any title to said property from impeaching, denying or in any way attaching the Plaintiff's title to said property, from issuing or maintaining an ejectment from said premises and from encumbering, mortgaging or conveying the said premises or any part thereof.

C. such other relief as the court determines to be equitable and just.

Respectfully submitted,

  
\_\_\_\_\_  
R. Denning Gearhart, Esquire  
Attorney for Plaintiff

COMMONWEALTH OF PENNSYLVANIA :  
: SS:  
COUNTY OF ~~CLEARFIELD~~

*Centre*

**AFFIDAVIT**

Before me, the undersigned officer, personally appeared, ROBERT NESMITH, JR., Administrator for the Estate of Robert L. Nesmith who being duly sworn according to law deposes and says that the facts set forth in the foregoing Complaint are true and correct to the best of his knowledge, information, and belief.

*Robert Nesmith, Jr.*

ROBERT NESMITH, JR.,  
Administrator for the Estate of  
Robert L. Nesmith

Sworn to and subscribed  
before me this 5<sup>th</sup> day  
of December, 2000.

*Heather R. Renninger*  
Notary Public

Notarial Seal  
Heather R. Renninger, Notary Public  
State College Boro, Centre County  
My Commission Expires Dec: 24, 2001

Member, Pennsylvania Association of Notaries

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

NO. 00- -CD

ESTATE OF ROBERT L. NESMITH,  
Plaintiff

VS.

JOSEPH SASS, et al,  
Defendants

COMPLAINT

FILED

DEC 12 2000

*By* 01/14/91 *atty* *Denhart*  
William A. Shaw  
Prothonotary PD 890.00

*Dec atty Denhart*

R. DENNING GEARHART  
ATTORNEY AT LAW  
CLEARFIELD, PA. 16830

**In The Court of Common Pleas of Clearfield County, Pennsylvania**

Sheriff Docket # 10537

NESMITH, ROBERT L. ESTATE OF

00-1546-CD

VS.

SASS, JOSEPH and TERESA ANNA et al

COMPLAINT ACTION TO QUIET TITLE

**SHERIFF RETURNS**

---

NOW JANUARY 8, 2001 AT 8:32 AM EST SERVED THE WITHIN COMPLAINT ACTION TO QUIET TITLE ON BERTHA HARASTI, DEFENDANT AT RESIDENCE, 213 S. JARED ST., DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO BERTHA HARASTI A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT ACTION TO QUIET TITLE AND MADE KNOWN TO HER THE CONTENTS THEREOF.  
SERVED BY: COUDRIET

NOW JANUARY 8, 2001 AT 10:41 AM EST SERVED THE WITHIN COMPLAINT ACTION TO QUIET TITLE ON JOHN S. SASS III, DEFENDANT AT RESIDENCE, RR#2, MAHAFFEY, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO JOHN S. SASS III A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT ACTION TO QUIET TITLE AND MADE KNOWN TO HIM THE CONTENTS THEREOF.  
SERVED BY: MCCLEARY/NEVLING

NOW JANUARY 19, 2001 AFTER DILIGENT SEARCH IN MY BAILIWICK I RETURN THE WITHIN COMPLAINT ACTION TO QUIET TITLE "NOT FOUND" AS TO JOHN S. SASS JR., DEFENDANT. ACCORDING TO INDIVIDUAL AT 223 HILL ST., CURWENSVILLE, PA. HE IS NOT THE CORRECT INDIVIDUAL. THE PERSON WE NEED TO SERVE RESIDES SOMEWHERE IN DUNCANVILLE, PA.

---

**Return Costs**

Cost	Description
56.90	SHFF. HAWKINS PAID BY: ATTY.
30.00	SURCHARGE PAID BY: ATTY.

**In The Court of Common Pleas of Clearfield County, Pennsylvania**

Sheriff Docket # 10537

NESMITH, ROBERT L. ESTATE OF

00-1546-CD

VS.

SASS, JOSEPH and TERESA ANNA et al

COMPLAINT ACTION TO QUIET TITLE

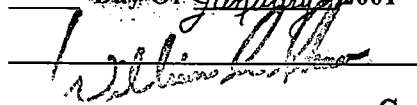
**SHERIFF RETURNS**

---

Sworn to Before Me This


So Answers,

23 Day Of January 2001



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

*ket*

  
Chester A. Hawkins  
Sheriff

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CASE NUMBER: 00-1546-CD

TYPE OF CASE: Quiet Title Action

TYPE OF PLEADING: COMPLAINT

FILED ON BEHALF OF: Plaintiff

COUNSEL OF RECORD FOR THIS PARTY: R. DENNING GEARHART, ESQUIRE  
Supreme Court I.D. No. 26540  
215 East Locust Street  
Clearfield, PA 16830  
(814) 765-1581

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

DEC 13 2000

Attest.

*William L. Hines*  
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
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**COMPLAINT**

AND NOW, comes ROBERT NESMITH, JR., Administrator for the Estate of Robert E. Nesmith, by and through his attorney, R. DENNING GEARHART, who avers as follows:

1. That Plaintiff is the Estate of Robert E. Nesmith, through its court-appointed Administrator, Robert Nesmith, Jr., with a last address of R.R. #1, Grampian, Clearfield County, Pennsylvania 16838.
2. That Defendant JOSEPH SASS passed away May 2, 1971 with a last known address in the Township of Penn, Clearfield County, Pennsylvania. His wife, TERESA ANNA SASS, is believed to have predeceased Joseph Sass. A search of the appropriate records revealed an Estate being filed for Joseph H. Sass, Sr. to File No. 78-



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4. That Defendant ALBERT FRANCIS HARASTI, passed away on January 6, 1960 as a resident of Clearfield County, Pennsylvania; this belief is based on the information found in the Recorder's Office of Clearfield County, Pennsylvania. He left as his sole heir a wife, Defendant, BERTHA E. HARASTI whose address is 213 S. Jared Street, DuBois, Clearfield County, Pennsylvania 15801.

5. That the property in question is more particularly described below and has the Tax Map No. 125-F11-000-00215:

*ALL* that certain piece or parcel of real estate situate in Penn Township, Clearfield County, Pennsylvania, bounded and described as follows:

*BEGINNING* at a 3/4 inch rebar set on the westerly line of Sunny Construction Inc. With said 3/4 inch rebar being the northeastern corner of the parcel herein conveyed; thence along the westerly line of Sunny Construction, Inc., South 25 degrees 29 minutes 43 seconds West 100.68 feet to a 3/4 inch rebar set; thence through lands now or formerly of Nicholson North 64 degrees 30 minutes 17 seconds West 196.53 feet to a 3/4 inch rebar set in the centerline of an old railroad grade, with said line passing through a 3/4 inch rebar set 15.50 feet back from said centerline; thence continuing through lands now or formerly of Nicholson by an arc of a circle curving to the right 484.27 feet in radius, an arc distance of 110.00 feet, the chord being North 2 degrees 01 minutes 24 seconds East 109.76 feet to a 3/4 inch rebar set; thence continuing through lands now or formerly of Nicholson South 64 degrees 30 minutes 17 seconds East 240.25 feet to a 3/4 inch rebar set and place of beginning with said line passing through a 3/4 inch rebar set 26.92 feet from the centerline of the old railroad grade. CONTAINING 0.505 acres.

6. That said property was purchased by Robert Nesmith from Sharon Fiegel and Robert J. Fiegel, her husband, by Deed dated May 8, 1999 and entered for record in the Recorder's Office of Clearfield County to Instrument No. 199907638. The said Robert Nesmith having passed away December 8, 1999 with his estate being probated in the Register of Wills Office of Clearfield County to File No. 2000-412, with Robert Nesmith, Jr. being granted Letters of Administration.

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11. That said property was conveyed by Florence Harasti, et al being the heirs of Steve Harasti, Sr. to William H. Nicholson and Dalma L. Nicholson, husband and wife, by Deed dated October 16, 1961 and entered for record in the Recorder's Office of Clearfield County in Deed Book Volume 493, Page 39. The heirs of Steve Harasti, Sr., as found in the estate records filed with the Register of Wills Office of Clearfield County to File No. 23086, are Steve Harasti, Catherine Harasti, Frank Harasti, Joseph Harasti,

Sylvester Harasti, Carl Harasti and Albert Harasti. Defendant, Albert Harasti, nor any heirs of Albert Harasti, convey their interest in the subject property.

12. That property consisting of 2 acres was then seized and taken by the Treasurer of Clearfield County and conveyed to the Commissioner of Clearfield County as property of Steve Harista for delinquent taxes for the year 1914 by Deed dated August 31, 1916 and filed for record in the Recorder's Office of Clearfield County in Deed Book Volume 493, Page 29.

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17. That property consisting of L, L was then conveyed by the Commissioners of Clearfield County to Steve Harista by Deed dated May 25, 1942 and recorded December 5, 1961 in th Recorder's Office of Clearfield County to Deed Book Volume 493, Page 35.

18. That with respect to this property, Plaintiff and his predecessors in title have exercised open, notorious and continuous dominion possession and control over the premises described in Paragraph 5 for a period in excess of 21 years adverse to any other claims of ownership.

19. That with respect to this property, Plaintiffs and their predecessors in title believed this was conveyed to them and as a result of that belief, they have maintained it by paying taxes thereon.

20. That the purpose of this Quiet Title Action is to extinguish and cure any defects which may exist in the ownership of property more particularly described in Paragraph 5 hereof, and to extinguish any equity which the Defendant, their heirs, successors and assigns may have in the premises described in Paragraph 5 hereof.

21. That the Defendants, their heirs, successors and assigns identified in Paragraphs 2 through 4 of this Complaint are the only persons or entity known to Plaintiffs who have any interest in said property and the Defendants, their heirs, successors and assigns cannot be determined if he/they continue(s) to exist. All the public records in the Clearfield County Courthouse and local telephone books have been checked prior to reaching this conclusion.


**WHEREFORE, Plaintiffs request:**

A. that be decree of your Honorable Court it may be declared that title to the premises set forth in Paragraph 5 is in the Plaintiff and that he be allowed to enjoy said property in peace;

B. that the Defendants, their heirs, successors and assigns, within thirty (30) days from the receipt of this Complaint, institute an action of ejectment against the Plaintiff and that otherwise the Defendants, their heirs, successors and assigns be perpetually enjoined from setting up any title to said property from impeaching, denying or in any way attaching the Plaintiff's title to said property, from issuing or maintaining an ejectment from said premises and from encumbering, mortgaging or conveying the said premises or any part thereof.

C. such other relief as the court determines to be equitable and just.

Respectfully submitted,

  
\_\_\_\_\_  
R. Denning Gearhart, Esquire  
Attorney for Plaintiff

COMMONWEALTH OF PENNSYLVANIA :  
: SS:  
COUNTY OF ~~CLEARFIELD~~

*Centre*

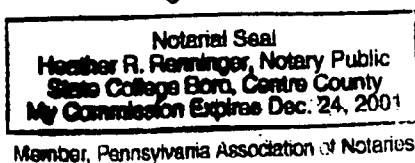
**AFFIDAVIT**

Before me, the undersigned officer, personally appeared, ROBERT NESMITH, JR., Administrator for the Estate of Robert L. Nesmith who being duly sworn according to law deposes and says that the facts set forth in the foregoing Complaint are true and correct to the best of his knowledge, information, and belief.

*Robert J. Nesmith, Jr.*  
\_\_\_\_\_  
ROBERT NESMITH, JR.,  
Administrator for the Estate of  
Robert L. Nesmith

Sworn to and subscribed  
before me this 5<sup>th</sup> day  
of December, 2000.

*Heather R. Renninger*  
\_\_\_\_\_  
Notary Public



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

ROBERT E. NESMITH,	:	
	:	
Plaintiff	:	
	:	
VS.	:	NO. 00-1546-CD
	:	
JOSEPH SASS and TERESA ANNA	:	ACTION TO QUIET TITLE
SASS, husband and wife,	:	
their heirs, successors and/or assigns	:	
JOHN SASS and JANE P. SASS, his wife:	:	
their heirs, successors and/or assigns;	:	
ALBERT FRANCIS HARASTI and	:	
BERTHA E. HARASTI, his wife,	:	
their heirs, successors and/or assigns,	:	
and/or any person or entity claiming	:	
title in and to the herein described	:	
premises under them,	:	
Defendants	:	

AFFIDAVIT

**FILED**

COMMONWEALTH OF PENNSYLVANIA :  
: SS.  
COUNTY OF CLEARFIELD :

APR 19 2001

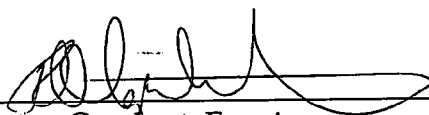
William A. Shaw  
Prothonotary

R. DENNING GEARHART, who being duly sworn according to law,  
deposes and says that in support of his Motion For Publication, the following:

1. A search of the Courthouse records as found in Clearfield County  
have provided no further information as to the above-named Defendants, no heirs,  
successors or assigns.
2. All public records in the Clearfield County Courthouses and local  
telephone books have been checked prior to making this Affidavit.

3. That I have made a good faith effort to find the whereabouts of the Defendants and all their heirs, successors and assigns.

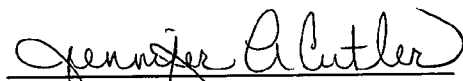
Further, the deponent saith not.

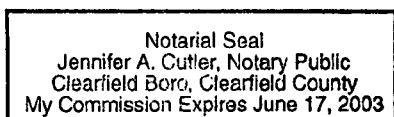
  
R. Denning Gearhart, Esquire

Sworn to and subscribed

before me this 19 day

of April, 2001.

  
Notary Public





**FILED**

APR 19 2001

3/16/01  
William A. Shaw  
Prothonotary  
of Deanehart  
Kest

CR

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

ROBERT E. NESMITH,	:	
	:	
VS.	:	NO. 00-1546-CD
	:	
JOSEPH SASS and TERESA ANNA	:	ACTION TO QUIET TITLE
SASS, husband and wife,	:	
their heirs, successors and/or assigns	:	
JOHN SASS and JANE P. SASS, his wife:	:	
their heirs, successors and/or assigns;	:	
ALBERT FRANCIS HARASTI and	:	
BERTHA E. HARASTI, his wife,	:	
their heirs, successors and/or assigns,	:	
and/or any person or entity claiming	:	
title in and to the herein described	:	
premises under them,	:	
Defendants	:	

CASE NUMBER: 01- -CD

TYPE OF CASE: Quiet Title Action

TYPE OF PLEADING: MOTION FOR PUBLICATION

FILED ON BEHALF OF: Plaintiffs

COUNSEL OF RECORD FOR THIS PARTY:	R. DENNING GEARHART, ESQUIRE
	Supreme Court I.D. No. 26540
	215 East Locust Street
	Clearfield, PA 16830
	(814) 765-1581

**FILED**

APR 19 2001

William A. Shaw  
Prothonotary

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

ROBERT E. NESMITH,

Plaintiff

VS.

NO. 00-1546-CD

JOSEPH SASS and TERESA ANNA  
SASS, husband and wife,  
their heirs, successors and/or assigns  
JOHN SASS and JANE P. SASS, his wife:  
their heirs, successors and/or assigns;  
ALBERT FRANCIS HARASTI and  
BERTHA E. HARASTI, his wife,  
their heirs, successors and/or assigns,  
and/or any person or entity claiming  
title in and to the herein described  
premises under them,

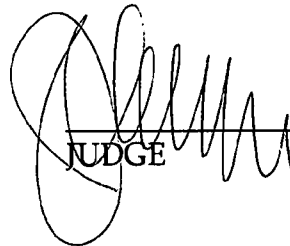
Defendants

ACTION TO QUIET TITLE

ORDER

AND NOW, to wit, this 26<sup>th</sup> day of April, 2001, upon  
consideration of the foregoing Motion, the Plaintiffs are granted leave to make service of  
the Complaint on the Defendants, their heirs, successors and assigns, by publication once  
in The Progress, Clearfield, Pennsylvania, the Clearfield County Legal Journal, Clearfield,  
Pennsylvania and the Courier Express, DuBois, Pennsylvania.

BY THE COURT,

  
JUDGE

**FILED**

APR 26 2001

**William A. Shaw**  
**Prothonotary**

FILED  
APR 26 2001  
9/3:44 PM  
1CC  
Hwy Gearhart  
William A. Shaw  
Prothonotary  
[Signature]

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

ROBERT E. NESMITH,

Plaintiff

VS.

NO. 00-1546-CD

JOSEPH SASS and TERESA ANNA  
SASS, husband and wife,  
their heirs, successors and/or assigns  
JOHN SASS and JANE P. SASS, his wife:  
their heirs, successors and/or assigns;  
ALBERT FRANCIS HARASTI and  
BERTHA E. HARASTI, his wife,  
their heirs, successors and/or assigns,  
and/or any person or entity claiming  
title in and to the herein described  
premises under them,

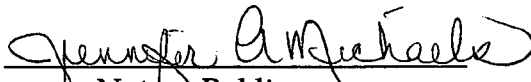
Defendants

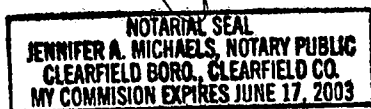
ACTION TO QUIET TITLE

**AFFIDAVIT**

The undersigned hereby certifies that he did cause to have published in the  
Courier-Express the Notice for the Complaint with regard to the Quiet Title Action filed  
to the above on the Defendants, their heirs, successors and assigns, as evidenced by  
Exhibit 'A' attached hereto.

Sworn to and subscribed  
before me this 11<sup>th</sup> day of  
May, 2001

  
Notary Public



  
R. Denning Gearhart, Esquire  
Attorney for Plaintiff

**FILED**

MAY 11 2001

William A. Shaw  
Prothonotary

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

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

7th day of May, A.D., 2001  
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

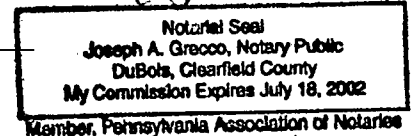
*Linda Smith*

Sworn and subscribed to before me this 8th day of May, 2001



*Joseph A. Grecco*  
Notary Public

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



TO R. Denning Gearhart-Quiet Title-Nesmith  
For publishing the notice or advertisement  
attached hereto on the above stated dates.....\$ 230.40  
Probating same.....\$ 4.25  
Total.....\$ 234.65

**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)

ROBERT E. NESMITH,  
Plaintiff

VS.

JOSEPH SASS and TERESA ANNA  
SASS, husband and wife,  
their heirs, successors and/or assigns  
JOHN SASS and JANE P. SASS, his wife  
their heirs, successors and/or assigns;  
ALBERT FRANCIS HARASTI and  
BERTHA E. HARASTI, his wife,  
their heirs, successors and/or assigns,  
and/or any person or entity claiming  
title in and to the herein described  
premises under them,  
Defendants

NO. 00-1546-CD  
ACTION TO QUIET TITLE

NOTICE

TO THE ABOVE NAMED DEFENDANTS, their heirs, successors  
and assigns:

YOU HAVE BEEN SUED IN COURT. If you wish to defend against  
the claims set forth in the following pages, you must take action with-  
in 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 objection to the claim set forth  
against you. You are warned that if you fail to do so, the case may  
proceed without further notice for any money claimed in the Com-  
plaint or for any other claim or relief requested by the Plaintiffs. You  
may lose money or property or other rights important to you.

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

COURT ADMINISTRATOR'S OFFICE  
Clearfield County Courthouse  
Clearfield, PA 16830  
(814) 765-2641 Ext. 50-51

You are hereby notified that an Action to Quiet Title to all that certain  
piece or parcel of land situate in the Commonwealth of Pennsylvania,  
County of Clearfield, Township of Penn and more particularly de-  
scribed as follows:

**ALL** that certain piece or parcel of real estate situate in Penn Town-  
ship, Clearfield County, Pennsylvania, bounded and described as  
follows:

**BEGINNING** at a 3/4 inch rebar set on the westerly line of Sunny  
Construction Inc. With said 3/4 inch rebar being the northeastern  
corner of the parcel herein conveyed; thence along the westerly line  
of Sunny Construction, Inc., South 25 degrees 29 minutes 43 sec-  
onds West 100.68 feet to a 3/4 inch rebar set; thence through lands  
now or formerly of Nicholson North 64 degrees 30 minutes 17 sec-  
onds West 196.53 feet to a 3/4 inch rebar set in the centerline of an  
old railroad grade, with said line passing through a 3/4 inch rebar set  
15.50 feet back from said centerline; thence continuing through lands  
now or formerly of Nicholson by an arc of a circle curving to the right  
484.27 feet in radius, an arc distance of 110.00 feet, the chord being  
North 2 degrees 01 minutes 24 seconds East 109.76 feet to a 3/4  
inch rebar set; thence continuing through lands now or formerly of  
Nicholson South 64 degrees 30 minutes 17 seconds East 240.25 feet  
to a 3/4 inch rebar set and place of beginning with said line passing  
through a 3/4 inch rebar set 26.92 feet from the centerline of the old  
railroad grade. CONTAINING 0.505 acres.

Further, the Court of Common Pleas of Clearfield County, Pennsyl-  
vania, did by Order executed the 26th day of April, 2001, direct that  
notice of this action be served upon you by advertisement in the  
Courier Express and that if you do not appear or otherwise defend  
such action within thirty (30) days from the date of advertisement,  
you shall be, by appropriate order, forever barred from asserting any  
right, lien, title or interest or claim of the Plaintiff as set forth in his  
Complaint.

R. Denning Gearhart, Esquire  
Attorney for Plaintiffs  
215 East Locust Street  
Clearfield, PA 16830  
(814) 765-1581  
5/7/01

FILED

MAY 11 2001

013211 no cc

William A. Shaw

Prothonotary

*[Signature]*




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

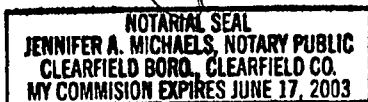
ROBERT E. NESMITH, :  
Plaintiff :  
VS. : NO. 00-1546-CD  
JOSEPH SASS and TERESA ANNA : ACTION TO QUIET TITLE  
SASS, husband and wife, :  
their heirs, successors and/or assigns :  
JOHN SASS and JANE P. SASS, his wife: :  
their heirs, successors and/or assigns; :  
ALBERT FRANCIS HARASTI and :  
BERTHA E. HARASTI, his wife, :  
their heirs, successors and/or assigns, :  
and/or any person or entity claiming :  
title in and to the herein described :  
premises under them, :  
Defendants :

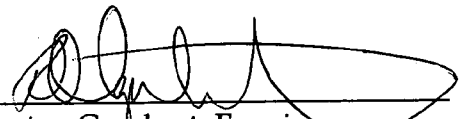
AFFIDAVIT

The undersigned hereby certifies that he did cause to have published in the  
Clearfield County Legal Journal the Notice for the Complaint with regard to the Quiet  
Title Action filed to the above on the Defendants, their heirs, successors and assigns, as  
evidenced by Exhibit 'A' attached hereto.


Sworn to and subscribed  
before me this 31<sup>st</sup> day of  
May, 2001

  
Notary Public



  
R. Denning Gearhart, Esquire  
Attorney for Plaintiff

**FILED**

MAY 31 2001  
09:53/120CC  
William A. Shaw  
Prothonotary  


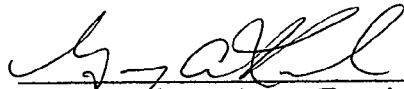
## PROOF OF PUBLICATON

**STATE OF PENNSYLVANIA** :

:

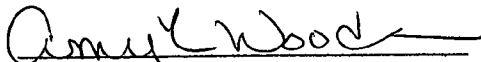
**COUNTY OF CLEARFIELD** :

On this 15th day of May AD 2001, before me, the subscriber, a Notary Public in and for said County and State, personally appeared Gary A. Knaresboro 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 May 11, 2001, Vol. 13, No. 19. And that all of the allegations of this statement as to the time, place, and character of the publication are true.

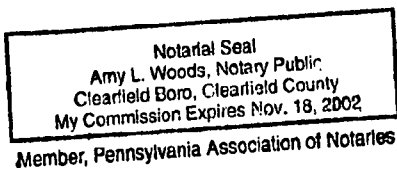


Gary A. Knaresboro, Esquire  
Editor

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



Notary Public  
My Commission Expires



R Denning Gearhart  
215 East Locust St  
Clearfield PA 16830

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

ROBERT E. NESMITH, Plaintiff vs.  
JOSEPH SASS and TERESA ANNA  
SASS, husband and wife, their heirs,  
successors and/or assigns JOHN SASS  
and JANE P. SASS, his wife, their heirs,  
successors and/or assigns; ALBERT  
FRANCIS HARASTI and BERTHA E.  
HARASTI, his wife, their heirs, successors  
and/or assigns, and /or any person or entity  
claiming title in and to the herein described  
premises under them, Defendants.

TO THE ABOVE NAMED  
DEFENDANTS, their heirs, successors  
and assigns: 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  
claim set forth against you. You are warned  
that if you fail to do so, the case may  
proceed without further notice for any  
money claimed in the Complaint or for any  
other claim or relief requested by the

distance of 119.00 feet, the shore being North 2 degrees 01 minutes 24 seconds East 109.76 feet to a 3/4 inch rebar set; thence continuing through lands now or formerly of Nicholson South 64 degrees 30 minutes 17 seconds East 240.25 feet to a 3/4 inch rebar set and place of beginning with said line passing through a 3/4 inch rebar set 26.92 feet from the centerline of the old railroad grade. CONTAINING 0.505 acres.

Further, the Court of Common Pleas of Clearfield County, Pennsylvania did by Order executed the 26th day of April, 2001, direct that notice of this action be served upon you by advertisement in the Clearfield County Legal Journal and that if you do not appear or otherwise defend such action within thirty (30) days from the date of advertisement, you shall be, by appropriate order, forever barred from asserting any right, lien, title or interest or claim of the Plaintiff as set forth in his Complaint.

R. Denning Gearhart, Esquire, 215 East Locust Street, Clearfield, PA 16830. (814) 765-1581.

---

#### **TAX SALE**

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

Plaintiffs. You may lose money or property or other rights important to you.

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

Court Administrator, Clearfield County Courthouse, Clearfield, PA 16830. 814-765-2641, Ext. 50-51.

You are hereby notified that an Action to Quiet Title to all that certain piece or parcel of land situate in the Commonwealth of Pennsylvania, County of Clearfield, Township of Penn and more particularly described as follows:

BEGINNING at a 3/4 inch rebar set on the westerly line of Sunny Construction Inc. With said 3/4 inch rebar being the northeastern corner of the parcel herein conveyed; thence along the westerly line of Sunny Construction, Inc., South 25 degrees 29 minutes 43 seconds West 100.68 feet to a 3/4 inch rebar set; thence through lands now or formerly of Nicholson North 64 degrees 30 minutes 17 seconds West 196.53 feet to a 3/4 inch rebar set in the centerline of an old railroad grade, with said line passing through a 3/4 inch rebar set 15.50 feet back from said centerline; thence continuing through lands now or formerly of Nicholson by an arc of a circle curving to the right 484.27 feet in radius, an arc distance of 110.00 feet, the chord being North 2 degrees 01 minutes 24 seconds East 109.76 feet to a 3/4 inch rebar set; thence continuing through lands now or formerly of Nicholson South 64 degrees 30 minutes 17 seconds East 240.25 feet to a 3/4 inch rebar set and place of beginning with said line passing through a 3/4 inch rebar set 26.92 feet from the centerline of the old railroad grade. CONTAINING 0.505 acres.

Further, the Court of Common Pleas of Clearfield County, Pennsylvania did by Order executed the 26th day of April, 2001, direct that notice of this action be served upon you by advertisement in the Clearfield County Legal Journal and that if you do not appear or otherwise defend such action within thirty (30) days from the date of advertisement, you shall be, by appropriate order, forever barred from asserting any right, lien, title or interest or claim of the Plaintiff as set forth in his Complaint.

R. Denning Gearhart, Esquire, 215 East Locust Street, Clearfield, PA 16830. (814) 765-1581.

Court

P.O. Box 137, Woodland, PA 16881.  
Ann B. Wood, Esquire, BELL,  
SILBERBLATT & WOOD, P.O. Box-670,  
Clearfield, Pennsylvania 16830, Attorney for  
Applicant.

---

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

**IN THE MATTER OF: PETITION FOR  
CHANGE OF NAME OF TRAVIS LEE  
CONDON.**

**01-620-CD  
NOTICE**

NOTICE is hereby given that on May 1,  
2001, the Petition of Travis Lee Condon  
was filed in the above captioned Court,  
requesting an Order to change the name of  
Travis Lee Condon to Travis Lee Marrara.

The Court has fixed a date of July 6,  
2001, at 1:30 p.m. in Courtroom No. 1;  
Clearfield County Courthouse, Clearfield,  
Pennsylvania, as a time and place for the  
hearing on said Petition, when and where all  
interested parties may appear and show  
cause, if any, why the request of the  
Petitioner should not be granted.

MIKESELL & MIKESELL, 115 East  
Locust Street, Clearfield, PA 16830.

---

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

ROBERT E. NESMITH, Plaintiff vs.  
JOSEPH SASS and TERESA ANNA  
SASS, husband and wife, their heirs,  
successors and or assigns JOHN SASS  
and JANE P. SASS, his wife, their heirs,  
successors and/or assigns; ALBERT  
FRANCIS HARASTI and BERTHA E.  
HARASTI, his wife, their heirs, successors  
and/or assigns, and /or any person or entity  
claiming title in and to the herein described  
premises under them, Defendants.

TO THE ABOVE NAMED  
DEFENDANTS, their heirs, successors  
and assigns: 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 of objections to the

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

ROBERT E. NESMITH,

Plaintiff

VS.

NO. 00-1546-CD

JOSEPH SASS and TERESA ANNA

SASS, husband and wife,

their heirs, successors and/or assigns

JOHN SASS and JANE P. SASS, his wife:

their heirs, successors and/or assigns;

ALBERT FRANCIS HARASTI and

BERTHA E. HARASTI, his wife,

their heirs, successors and/or assigns,

and/or any person or entity claiming

title in and to the herein described

premises under them,

Defendants

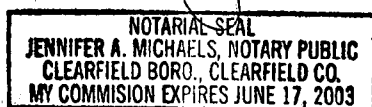
ACTION TO QUIET TITLE

AFFIDAVIT

The undersigned hereby certifies that he did cause to have published in  
The Progress the Notice for the Complaint with regard to the Quiet Title Action filed to  
the above on the Defendants, their heirs, successors and assigns, as evidenced by Exhibit  
'A' attached hereto.

Sworn to and subscribed  
before me this 17<sup>th</sup> day of  
July, 2001

  
Notary Public



  
R. Denning Gearhart, Esquire  
Attorney for Plaintiff

**FILED**

JUL 17 2001

William A. Shaw  
Prothonotary

IN THE COURT  
OF COMMON PLEAS  
OF CLEARFIELD COUNTY,  
PENNSYLVANIA  
(CIVIL DIVISION)  
NO. 00-1546-CD  
ACTION TO  
QUIET TITLE

ROBERT E. NESMITH, Plaintiff  
VS.

JOSEPH SASS and TERESA  
ANNA SASS, husband and wife,  
their heirs, successors and/or as-  
signs JOHN SASS and JANE P.  
SASS, his wife, their heirs, suc-  
cessors and/or assigns; ALBERT  
FRANCIS HARASTI and BERTHA  
E. HARASTI, his wife, their heirs,  
successors and/or assigns, and/or  
any person or entity claiming title in  
and to the herein described prem-  
ises under them, Defendants

NOTICE

TO THE ABOVE NAMED DEFEN-  
DANTS, their heirs, successors  
and assigns:

YOU HAVE BEEN SUED IN  
COURT. If you wish to defend  
against the claims set forth in the  
following pages, you must take ac-  
tion within twenty (20) days after  
this Complaint and Notice are  
served, by entering a written ap-  
pearance personally or by attorney  
and filing in writing with the Court  
your defenses or objections to the  
claim set forth against you. You are  
warned that if you fail to do so, the  
case may proceed without further  
notice for any money claimed in the  
Complaint or for any other claim or  
relief requested by the Plaintiffs.  
You may lose money or property or  
other rights important to you.

YOU SHOULD TAKE THIS PA-  
PER 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'S OF-  
FICE, Clearfield County Court-  
house, Clearfield, PA 16830,  
(814) 765-2641 Ext. 50-51

You are hereby notified that an  
Action to Quiet Title to all that cer-  
tain piece or parcel of land situate in  
the Commonwealth of Pennsylva-  
nia, County of Clearfield, Township  
of Penn and more particularly de-  
scribed as follows:

ALL that certain piece or parcel of  
real estate situate in Penn Town-  
ship, Clearfield County, Pennsylva-  
nia, bounded and described as fol-  
lows:

BEGINNING at a  $\frac{3}{4}$  inch rebar set  
on the westerly line of Sunny Con-  
struction Inc. With said  $\frac{3}{4}$  inch rebar  
being the northeastern corner of  
the parcel herein conveyed;  
thence along the westerly line of  
Sunny Construction, Inc., South  
25 degrees 29 minutes 43 sec-  
onds West 100.68 feet to a  $\frac{3}{4}$  inch  
rebar set; thence through lands  
now or formerly of Nicholson North  
64 degrees 30 minutes 17 sec-  
onds West 196.53 feet to a  $\frac{3}{4}$  inch  
rebar set in the centerline of an old  
railroad grade, with said line pass-  
ing through a  $\frac{3}{4}$  inch rebar set  
15.50 feet back from said center-  
line; thence continuing through  
lands now or formerly of Nicholson  
by an arc of a circle curving to the  
right 484.27 feet in radius, an arc  
distance of 110.00 feet, the chord  
being North 2 degrees 01 minutes  
24 seconds East 109.76 feet to a

PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :  
COUNTY OF CLEARFIELD : SS:

On this 16th day of July, A.D. 2001,  
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 May 4, 2001

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.

*Margaret E. Krebs*  
Sworn and subscribed to before me the day and year aforesaid.

*Ana K. Law*  
Notary Public

Clearfield, Pa.

My Commission Expires  
September 16, 2004

Notarial Seal  
Anita K. Law, Notary Public  
Clearfield Boro, Clearfield County  
My Commission Expires Sept. 16, 2004  
Member, Pennsylvania Association of Notaries



**FILED**

JUL 17 2001

William A. Shaw  
Prothonotary

*[Handwritten signature]*

CA

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

ROBERT E. NESMITH,

Plaintiff

VS.

NO. 00-1546-CD

JOSEPH SASS and TERESA ANNA

SASS, husband and wife,

their heirs, successors and/or assigns

JOHN SASS and JANE P. SASS, his wife:

their heirs, successors and/or assigns;

ALBERT FRANCIS HARASTI and

BERTHA E. HARASTI, his wife,

their heirs, successors and/or assigns,

and/or any person or entity claiming

title in and to the herein described

premises under them,

Defendants

ACTION TO QUIET TITLE

**FILED**

JUL 18 2001

William A. Shaw  
Prothonotary

ORDER

AND NOW, this 18<sup>th</sup> day of July, 2001, it appearing that service of the Complaint in the above captioned case, with notice to plead, was served in The Progress, Clearfield, Pennsylvania, the Clearfield County Legal Journal, Clearfield, Pennsylvania, and the Courier-Express, DuBois, Pennsylvania, and an Affidavit having been filed with the Prothonotary as to attempts made to obtain information and the whereabouts of the Defendants, and it further appearing that no answer has been filed nor appearance entered by any of the said Defendants or their duly authorized representatives and more than twenty (20) days having elapsed since the advertisement thereof, it is hereby ORDERED as follows:

1. That the above named Defendants, their heirs, successors and assigns, are forever barred from asserting any right, title, lien or interest inconsistent with the interest or claim of the Plaintiffs as set forth in their Complaint in and for all that

premises of Plaintiff described in the Complaint and from impeaching, denying or in any way attacking the title of Plaintiff to said premises.

5. That these proceedings, or any authenticated copy thereof, shall at all times hereafter be taken as evidence of the facts declared and established thereby.

6. That a certified copy of this Order shall be recorded in the Office of the Recorder of Deeds of Clearfield County, Pennsylvania.

BY THE COURT,

JUDGE

A handwritten signature in black ink, appearing to be "J. J. [unclear]", is written over a horizontal line. The signature is stylized and cursive.

**FILED**

JUL 18 2001

01.25/2< c oth  
William A. Shaw  
Prothonotary

*W. A. Shaw*  
*WAS*

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

ROBERT E. NESMITH,  
Plaintiff

VS.

NO. 00-1546-CD

JOSEPH SASS and TERESA ANNA  
SASS, husband and wife,  
their heirs, successors and/or assigns  
JOHN SASS and JANE P. SASS, his wife:  
their heirs, successors and/or assigns;  
ALBERT FRANCIS HARASTI and  
BERTHA E. HARASTI, his wife,  
their heirs, successors and/or assigns,  
and/or any person or entity claiming  
title in and to the herein described  
premises under them,

Defendants

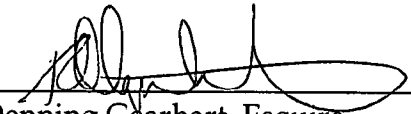
ACTION TO QUIET TITLE

**PRAECIPE TO ENTER FINAL JUDGMENT**

TO THE PROTHONOTARY:

Please enter a final judgment against the above named Defendants, their  
heirs, successors and assigns and on behalf of the above named Plaintiffs for such relief  
as requested in an Order dated the 18<sup>th</sup> day of July, 2001.

Respectfully submitted,

  
R. Denning Gearhart, Esquire  
Attorney for Plaintiffs

Dated: August 20, 2001

**FILED**

AUG 20 2001

William A. Shaw  
Prothonotary

FILED

AUG 20 2001

01/10/11 MD CC

William A. Shaw  
Prothonotary

