

01-408-CD
JEFFERY T. COVAL -vs- JOSEPH E. VOLK et al

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL

* No. 01- 2001- 408- CQ

Plaintiff

*
*
*
* Type of Case: ACTION
* TO QUIET TITLE
*
*

vs.

JOSEPH E. VOLK, AGNES VOLK,
JOSEPH E. VOLK, JR., FRANCES
VOLK, GARY VOLK, BARBARA
WASLOWSKI, OLGA CEBULKO,
MARY PATRICK, AGNES OSTROVICH,
VELMA HANSLOVAN, MICHAEL
VOLK and the heirs, successors,
administrators, executors and assigns
of each as well as ANY OTHER
PERSON, PARTY, or ENTITY,

*
* Type of Pleading: COMPLAINT
*
*

Filed on Behalf of: PLAINTIFF

Defendants

*
* Counsel of Record for this Party:
*
*

David C. Mascn, Esquire
409 North Front Street
P.O. Box 28
Philipsburg, PA 16866
814-342-2240
Supreme Court ID NO. 39180

FILED

MAR 22 2001

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

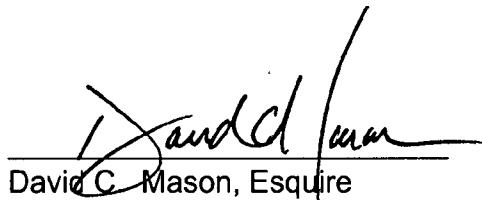
JEFFERY T. COVAL	*	No. 01-
	*	
Plaintiff	*	
	*	
vs.	*	Type of Case: ACTION
	*	TO QUIET TITLE
	*	
JOSEPH E. VOLK, AGNES VOLK,	*	
JOSEPH E. VOLK, JR., FRANCES	*	
VOLK, GARY VOLK, BARBARA	*	
WASLOWSKI, OLGA CEBULKO,	*	
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VOLK and the heirs, successors,	*	
administrators, executors and assigns	*	
of each as well as ANY OTHER	*	
PERSON, PARTY, or ENTITY,	*	
	*	
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 an 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 CAN GET LEGAL HELP.

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



David C. Mason, Esquire

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL	*	No. 01-
	*	
Plaintiff	*	
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	*	Type of Case: ACTION
vs.	*	TO QUIET TITLE
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JOSEPH E. VOLK, AGNES VOLK,	*	
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VOLK and the heirs, successors,	*	
administrators, executors and assigns	*	
of each as well as ANY OTHER	*	
PERSON, PARTY, or ENTITY,	*	
	*	
Defendants	*	

COMPLAINT IN ACTION TO QUIET TITLE

PURSUANT TO PA. R.C.P. §1061(b)(1) and (b) (2)

AND NOW, comes the Plaintiff, **JEFFERY T. COVAL**, by and through his attorney, DAVID C. MASON, ESQUIRE, and sets forth a claim against the Defendants named herein and represents as follows:

1. Plaintiff is **JEFFERY T. COVAL**, an individual, with a principal mailing address of P. O. Box 57, Hawk Run, Pennsylvania, 16840.
2. Defendants are:

(a) **JOSEPH VOLK** and **AGNES VOLK**, his wife, are individuals who are believed to be deceased.

(b) **BARBARA WASLOWSKI** is an individual whose particular address is unknown, but is believed to be in a nursing home in Ohio.

(c) **MARY PATRICK** is an individual whose whereabouts are unknown, and is presumed to be deceased.

(d) **AGNES OSTROVICH**, is an individual whose whereabouts are unknown, but upon information and belief is a resident in a Nursing Home in the State of Ohio.

(e) **JOSEPH E. VOLK, JR.**, is an individual who is deceased, and who, upon information and belief, is survived by his widow, Frances Volk and a son Gary Volk, who reside at 1203 Edwards Street, Philipsburg, Pennsylvania, 16866.

(f) **GARY VOLK**, is an individual currently of 1203 Edwards Street, Philipsburg, Pennsylvania, 16866.

(g) **VELMA HANSLOVAN** is an individual, currently of 104 Oak Street, Morrisdale, Pennsylvania, 16858.

(h) **OLGA CEBULKO** is an individual, currently of 3025 Maria Avenue, SW, Massillon Ohio, 44646.

(i) **MICHAEL VOLK** is an individual, currently of 515 Dunbarton Drive, Sherman Illinois, 62684.

3. The subject matter of this Action to Quiet Title consists of two (2) parcels of land with all buildings and improvements thereon situate in Morris Township, Clearfield County, Pennsylvania, bounded and described as follows:

ALL those two (2) certain lots or parcels of land with all buildings and improvements thereon situate in Morris Township, Clearfield County, Pennsylvania, bounded and described as follows:

THE FIRST THEREOF: BEGINNING at a post on the East side of State Highway and being the West corner of lot as here bounded and described; thence along State Highway N 15 degrees 10 minutes E a distance of 57.0 feet to a post; thence along same State High N 77 degrees 00 minutes E a distance of 118.0 feet to a post; thence along line of lands now or formerly of Pardee & Ashman Estate S 10 degrees 50 minutes E a distance of 79.0 feet to a post; thence along line of lands now or formerly of Ario Pardee to an established stone corner between lands now or formerly of Ario Pardee, lands now or formerly of Maxton Coal Co. and lands now or formerly of Pardee & Ashman Estate, and along line of lands now or formerly of Maxton Coal Co. N 85 degrees 05 minutes W a distance of 176.0 feet to a post and place of beginning. Containing 0.2 acre. Being Lot No. 34 on Lot Layout of Pardee and Ashman Estate.

THE SECOND THEREOF: BEGINNING at a post on the North side of State Highway Route No. 17061 and being the S. E. corner of lot as here bounded and described; thence along State Highway and lands now or formerly of Pardee & Ashman Estate S 79 degrees 00 minutes W a distance of 167.0 feet to a post; thence along line of lands now or formerly of John H. Coval N 6 degrees 20 minutes W a distance of 358.0 feet to a post; thence along line of lands now or formerly of John H. Coval N 62 degrees 45 minutes E a distance of 207.0 feet to a post; thence along line of lands now or formerly of Pardee & Ashman Estate S 33 degrees 10 minutes E a distance of 239.0 feet to a post; thence along line of lands now or formerly of Pardee & Ashman Estate S 58 degrees 30 minutes W a distance of 163.0 feet to a post; thence along line of lands now or formerly of Pardee & Ashman Estate S 10 degrees 50 minutes E a distance of 135.0 feet to a post and place of beginning. Containing 1.8 acres and being Lot No. 33 on Lot Layout of Pardee & Ashman Estate.

RESERVING THEREFROM all adverse conveyances, exceptions and reservations of record in Clearfield County, Pennsylvania.

UNDER AND SUBJECT TO all conditions, restrictions, covenants, limitations, leases, agreements, rights of way and easements of record in Clearfield County, Pennsylvania.

4. The Plaintiff acquired title to the subject tract by virtue of a Deed of conveyance from Boggs Coal & Materials, Inc., dated November 17, 2000, and recorded in the Office of the Recorder of Deeds in Instrument Number 200017240.

5. Boggs Coal & Materials, Inc., acquired title to the above described parcels of land by a Deed of conveyance from Sky Haven Coal, Inc., dated June 4, 1992, and recorded in Clearfield County in Deed Book Volume 1549 at Page 561.

6. Sky Haven Coal, Inc., acquired title to the subject premises by a Deed of conveyance from Boggs Service Corporation dated July 11, 1991, and recorded in Clearfield County in Deed Book Volume 1407 at Page 373.

7. Boggs Service Corporation acquired title to the subject premises by a Quit Claim Deed from Clarence Jovanelly, single, and John P. Jovanelly and Beverly Jovanelly, his wife, dated December 2, 1987, and recorded in Clearfield County in Deed Book Volume 1234 at Page 427.

8. Clarence Jovanelly, and John P. Jovanelly acquired title to the subject premises by a Deed of Conveyance from Charles C. Bumbarger and Dorothy J. Bumbarger, his wife, dated January 21, 1986, and recorded in Clearfield County in Deed Book Volume 1062 at Page 137.

9. Charles C. Eumbarger, acquired title to the subject premises by a Deed of conveyance from Joann Cantolina dated August 18, 1984, and recorded in Clearfield County in Deed Book Volume 1022 at Page 381.

10. Joann Cantolina acquired title to the subject premises by a Deed of conveyance from Fred Bloom and Carmen Bloom, his wife, dated March 10, 1978, and recorded in Clearfield County in Deed Book Volume 756 at Page 160.

11. Fred Bloom acquired title to the subject premises by a Deed of conveyance from Andrew P. Murarik, a widower, dated September 2, 1967, and recorded in Clearfield County in Deed Book Volume 533 at Page 213.

12. Andrew P. Murarik acquired title to the subject premises by a Deed of conveyance from the Treasurer of Clearfield County dated August 5, 1963, and recorded in Clearfield County in Deed Book Volume 533 at Page 211, being sold on an Assessment of house, shed and two (2) lots as the premises of Joseph Volk and Agnes Volk, his wife, for nonpayment of real estate taxes for the year 1961.

13. Joseph Volk and Agnes Volk acquired title to the subject premises by a Deed of Conveyance from Frank Pardee, et al, Trustee for the estate of Ario Pardee, dated December 4, 1942, and recorded in Clearfield County in Deed Book Volume 350 at Page 175.

14. It is believed and therefore averred that Joseph Volk died in 1959 survived by his widow Agnes Volk, and the following children: Joseph Volk, Jr.,

Barbara Waslowski, Olga Cebulko, Mary Patrick, Agnes Ostrovich, Cecelia Murarik, Velma Hanslovan and Michael Volk.

15. Plaintiff avers that it is the purpose of this Action to Quiet Title to extinguish any of the Defendants' interest as a result of any improprieties in the assessment or sale for nonpayment of real estate taxes of the subject premises.

16. That the Plaintiff and his predecessors in title have exercised dominion, possession and control of the subject premises for a period in excess of twenty one (21) years, and that said possession has been continuous, open, exclusive, notorious and adverse.

17. That it is believed and therefore averred that the said Defendants were fully apprised of the tax sale effecting their interest in the said real estate as hereinbefore described, had due notice thereof, through advertisement in a newspaper of general circulation, through posting of the said premises, by actual notice as provided by registered mail, and that the said Defendants named herein failed and neglected to take any action in order to protect their respective interests in the said premises, they being fully apprised of the same and fully knowledgeable as to the sale of said premises to your Plaintiff herein or his predecessors in title.

18. That at no time have any of the herein named Defendants attempted to secure possession of the said estate, contest the title of the Plaintiff and/or his predecessors in title or assert any interest adverse to that of Plaintiff or his predecessors in title by any legal action or by formal acknowledgment thereof.

19. That the premises herein described in Paragraph 3 is the same premises that Plaintiff and his predecessors in title have been in open, exclusive, continuous, notorious, hostile and uninterrupted possession for a period in excess of twenty one (21) years, possession of the said premises having been acquired by the Plaintiff and his predecessors in title as hereinabove set forth.

20. That the said Plaintiff together with his predecessors in title have, commencing with the year 1963, and continuing up to the present time, made valuable improvements to the said premises, maintained the same premises, paid all current real estate taxes, and evidenced a settled intent of excluding all individuals from the use, actual occupation or constructive possession of the premises.

21. That at no time have any of the herein named Defendants attempted to secure possession of the said premises, contest the title of the Plaintiff or his predecessors in title, or assist in the maintenance, repair or improvements of those premises hereinbefore described nor has any asserted any interest adverse to the Plaintiff by any legal action.

WHEREFORE, Plaintiff files this action and respectfully requests the following:

(a) That the Defendants, their heirs, administrators, executors, successors and assigns and all other persons having claim to the premises herein described be forever barred from asserting any right, title or interest in the land described herein inconsistent with the interest or title of Plaintiff unless the Defendants, their heirs, administrators, executors, successors and assigns, or those person asserting any right, title or interest in said premises, bring an action of ejectment or other legal or equitable action to establish

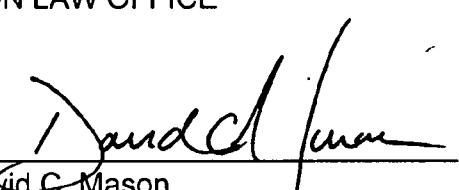
their claim to the premises described herein or any portion of the same, within the time set by the Court.

(b) That an Order of Court be made declaring the Plaintiff to be the sole owner and to have exclusive possession of the premises described herein by virtue of his open, notorious, exclusive, uninterrupted and hostile possession of the premises for a period in excess of thirty-seven (37) years.

(c) That an Order be made setting aside any defect which may have resulted from lack of notice of the said tax claim, and/or tax sale, or any other defect or irregularity occurring in the proceedings leading up to and resulting in the tax sale wherein the Plaintiff and his predecessors in title secured title, and further confirming all actions of the tax office with respect to the notice requirements and further confirming all other actions undertaken by the tax office preparatory to or in consummation of the subsequent sale, all of which is as provided under the applicable sections of the Pennsylvania Real Estate Tax Sale Law.

(d) Such further Order as may be necessary for the granting of further relief.

MASON LAW OFFICE

By: 

David C. Mason

Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL * No. 01-

Plaintiff *

vs. *

JOSEPH E VOLK, AGNES VOLK,
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VOLK, GARY VOLK, BARBARA
WASLOWSKI, OLGA CEBULKO,
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VELMA HANSLOVAN, MICHAEL
VOLK and the heirs, successors,
administrators, executors and assigns
of each as well as ANY OTHER
PERSON, PARTY, or ENTITY,

* Type of Case: ACTION
* TO QUIET TITLE

Defendants *

VERIFICATION

I, DAVID C. MASON, Attorney for the Plaintiff, do verify that the statements made in this Complaint are true and correct to the best of my knowledge, information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. §4904, relating to unsworn falsification to authorities.



David C. Mason

FILED

10 MAR 22 2001

10/12:45 AM

William A. Shaw
Prothonotary

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b4

8 cEnt to Attn

Attn

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFREY T. COVAL

* No. 01- 408-C

Plaintiff

*

2

4

Type of Case: ACTION
TO QUIET TITLE

vs.

JOSEPH E. VOLK, AGNES VOLK,
JOSEPH E. VOLK, JR., FRANCES
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WASLOWSKI, OLGA CEBU'KO,
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VELMA HANSLOVAN, MICHAEL
VOLK and the heirs, successors,
administrators, executors and assigns
of each as well as ANY OTHER
PERSON, PARTY, or ENTITY.

Defendants

ORDER OF COURT

AND NOW, this 26th day of March, 2001, upon consideration of Plaintiff's Motion for Service by Publication, including Exhibits and Affidavits attached hereto, Plaintiff is ordered and directed to serve Notice of the Action to Quiet Title by publication in the Clearfield Progress and the Clearfield County Legal Journal, one time only, of notice of this action, in a form similar to that contained in "Exhibit B" of Plaintiff's Motion for Service By Publication.

FILED

MAR 27 2001

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFREY T. COVAL

* No. 01- 408- C

Plaintiff

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Type of Case: ACTION
TO QUIET TITLE

vs.

JOSEPH E. VOLK, AGNES VOLK,
JOSEPH E. VOLK, JR., FRANCES
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Defendants

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MOTION FOR SERVICE BY PUBLICATION

AND NOW appears DAVID C. MASON, Esquire who represents as follows:

1. That he is the attorney for the Plaintiff in the above captioned action to Quiet Title.
2. That he has executed an Affidavit stating that after diligent search he has been able to ascertain the whereabouts of the Defendants or their heirs, devisees, administrators, executors, or assigns, said Affidavit being attached hereto as "Exhibit A".
3. That counsel for Plaintiff believes that the best means of service of notice upon certain Defendants of the filing of this Complaint and the pendency of this action is by publication in a newspaper of general circulation in the Clearfield Progress and Clearfield County Legal Journal, in a form as shown in "Exhibit B".

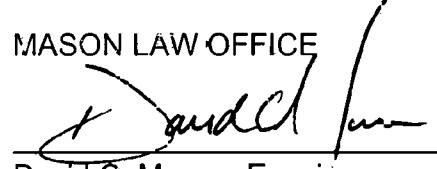
FILED

MAR 27 2001

William A. Shaw
Prothonotary

WHEREFORE, Plaintiff requests your Honorable Court to permit the service of the Complaint in this Action to Quiet Title by publishing a Notice similar in form to that of "Exhibit B" in the Clearfield Progress and the Clearfield County Legal Journal, one time only, pursuant to Pa.R.C.P. 430 b(1).

MASON LAW OFFICE



David C. Mason, Esquire
Attorney for Plaintiff

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

JEFFERY T. COVAL	*	No. 01-
	*	
Plaintiff	*	
	*	
vs.	*	
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VOLK, GARY VOLK, BARBARA	*	
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VOLK and the heirs, successors,	*	
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of each as well as ANY OTHER	*	
PERSON, PARTY, or ENTITY,	*	
	*	
Defendants	*	

AFFIDAVIT

STATE OF PENNSYLVANIA

COUNTY OF CENTRE :ss:

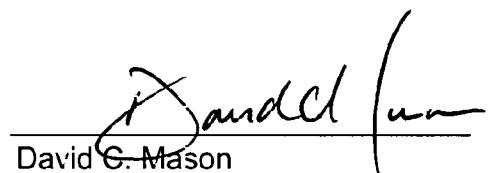
Before me, a Notary Public, in and for the above named State and County, personally appeared DAVID C. MASON, Esquire, who being duly sworn according to law, deposes and states as follows:

1. He is the attorney for the Plaintiff in this Action.
2. That as Attorney for Boggs Coal and Materials, Inc., the deponent undertook an investigation into the identity and whereabouts of the Defendants above named.
3. That in the course of this investigation, your deponent spoke with Defendant Velma Hanslovan, Defendant Michael Volk, and Mrs. Gary Volk. That through these

EXHIBIT "A"

contacts, the averments concerning the identity and whereabouts of the Defendants were prepared and believed to be true.

FURTHER Deponent saith not.

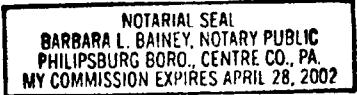


David G. Mason

SWORN TO and subscribed

before me this 19th day of
March, 2001.

Barbara L. Bainey
N.P.



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFREY T. COVAL

* No. 01-

Plaintiff

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Type of Case: ACTION
TO QUIET TITLE

vs.

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JOSEPH E. VOLK, JR., FRANCES
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Defendants

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TO: Joseph E. Volk, Agnes Volk, Joseph E. Volk, Jr., Frances Volk, Gary Volk, Barbara Waslowski, Olga Cebulko, Mary Patrick, Agnes Ostrovich, Velma Hanslovan, Michael Volk, and the heirs, successors, administrators, executors and assigns of each, as well as ANY OTHER PERSON, PARTY, or ENTITY:

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

ALL those two certain lots or parcels of land with all buildings and improvements thereon situate in Morris Township, Clearfield County, Pennsylvania, bounded and described as follows:

THE FIRST THEREOF: BEGINNING at a post on the East side of State Highway and being the West corner of lot as here bounded and described; thence along State Highway N 15 degrees 10 minutes E a distance of 57.0 feet to a post; thence along same State High N 77 degrees 00 minutes E a distance of 118.0 feet to a post; thence along line of lands now or formerly of Pardee & Ashman Estate S 10 degrees 50 minutes E a distance of 79.0 feet to a post; thence along line of lands now or formerly of Ario Pardee to an established stone corner between lands now or formerly of Ario Pardee, lands now

or formerly of Maxton Coal Co. and lands now or formerly of Pardee & Ashman Estate, and along line of lands now or formerly of Maxton Coal Co. N 85 degrees 05 minutes W a distance of 176.0 feet to a post and place of beginning. Containing 0.2 acre. Being Lot No. 34 on Lot Layout of Pardee and Ashman Estate.

THE SECOND THEREOF: BEGINNING at a post on the North side of State Highway Route No. 17061 and being the S. E. corner of lot as here bounded and described; thence along State Highway and lands now or formerly of Pardee & Ashman Estate S 79 degrees 00 minutes W a distance of 167.0 feet to a post; thence along line of lands now or formerly of John H. Coval N 6 degrees 20 minutes W a distance of 358.0 feet to a post; thence along line of lands now or formerly of John H. Coval N 62 degrees 45 minutes E a distance of 207.0 feet to a post; thence along line of lands now or formerly of Pardee & Ashman Estate S 33 degrees 10 minutes E a distance of 239.0 feet to a post; thence along line of lands now or formerly of Pardee & Ashman Estate S 58 degrees 30 minutes W a distance of 163.0 feet to a post; thence along line of lands now or formerly of Pardee & Ashman Estate S 10 degrees 50 minutes E a distance of 135.0 feet to a post and place of beginning. Containing 1.8 acres and being Lot No. 33 on Lot Layout of Pardee & Ashman Estate.

RESERVING THEREFROM all adverse conveyances, exceptions and reservations of record in Clearfield County, Pennsylvania.

UNDER AND SUBJECT TO all conditions, restrictions, covenants, limitations, leases, agreements, rights of way and easements of record in Clearfield County, Pennsylvania.

BEING the same premises which became vested in Joseph Volk and Agnes Volk, his wife, by Deed of Frank Pardee dated December 4, 1942, and recorded on May 1, 1943, in Deed Book Volume 350 at Page 175. Thereafter, the said Joseph Volk died, leaving to survive him his wife, Agnes Volk and the following children: Joseph E. Volk, Jr.; Barbara Volk Waslowski; Olga Volk Cebulko; Mary Patrick; Agnes Ostrovich; Cecilia Murarik; Velma Hanslovan and Michael Volk. Thereafter, the said premises were exposed for sale for nonpayment of real estate taxes assessed in the name of Joseph Volk, and on August 15, 1963, the Treasurer of Clearfield County sold the same to Andrew F. Murarik for nonpayment of real estate taxes for 1961.

Through various and sundry conveyances since 1963, the subject premises became vested in the current Grantee. The sole purpose of this Deed is to extinguish any inchoate interest which the Grantors, his/her heirs or assigns may now have or hereafter may claim to the within described premises.

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.

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

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

David C. Mason, Esquire
P.O. Box 28
Philipsburg, PA 16866
ATTORNEY FOR PLAINTIFF

C:\Office\QTA\IRVINCOM.WPD\blb

FILED

MAR 27 2001
OCT 4 2001
cc city Macon
William A. Shaw
Prothonotary

for
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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL

* No. 01- 408-CD

Plaintiff

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Type of Case: ACTION
TO QUIET TITLE

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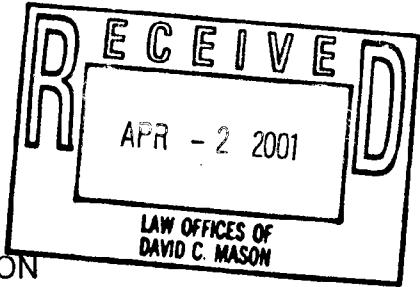
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FILED

APR 03 2001

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL	*	No. 01- 408- CD
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Plaintiff	*	
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VS.	*	
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JOSEPH E. VOLK, AGNES VOLK,	*	
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VOLK, GARY VOLK, BARBARA	*	
WASLOWSKI, OLGA CEBULKO,	*	
MARY PATRICK, AGNES OSTROVICH,	*	
VELMA HANSLOVAN, MICHAEL	*	
VOLK and the heirs, successors,	*	
administrators, executors and assigns	*	
of each as well as ANY OTHER	*	
PERSON, PARTY, or ENTITY,	*	
	*	
Defendants	*	

ACCEPTANCE OF SERVICE

I, MICHAEL VOLK, do hereby accept service of the Complaint in Action
to Quiet Title filed to the above captioned term and number.

DATED: 3- 28 - 01

michael volk

In The Court of Common Pleas of Clearfield County Pennsylvania
Civil Action – Law #01 – 408 CD

Jeffrey T. Coval Plaintiff – Volk Heirs Defendant
Heirs of Joseph Volk and Agnes Volk

01-408-CD

OBJECTIONS TO QUIET TITLE

1. Joseph Volk and Agnes Volk acquired title to subject premises by deed, Book Volume 350, Page 175. (A Clear Title)
2. Joseph Volk and Agnes Volk had nine children even though six are now deceased, children has heir rights to subject property.
3. The people who acquired title by tax deed did not get a clear deed, therefore when they sold subject premises they could only sell what was purchased at tax sale. (An Unclear Deed)
4. This is why plaintiffs are trying to clear the title by Quiet Title.
5. Plaintiff has, to our knowledge, only one heir, Michael Volk, who has signed for acceptance of Quiet Title.
6. Plaintiffs (over the years) have made improvements on land that they do not have clear title to. (They do not fully own)
7. Defendants (other then Michael Volk) do not wish to have the honorable court grant Quiet Title to the plaintiff.
8. Defendants wish plaintiff to have the subject premises appraised by a reputable appraiser then make settlement with each heir other then Michael Volk.
9. When settlement is made to each heir the heirs will all sign so that plaintiff will have a clear deed to the subject premises.
10. Velma Hanslovan-Volk and Oaga Seboko-Volk are spoke ladies for all the heirs.
11. Plaintiff may contact the above spoke ladies to get the results they desire without getting the court involved.
12. The spoke ladies humbly ask the court to have the plaintiff follow the above and also to deny the Quiet Title without the signatures of the heirs to the subject premises.

Certified Mail Receipt Requested.

FILED

APR 12 2001
m|3:12/ncc
William A. Shaw
Prothonotary

Sincerely,
Velma V. Hanslovan-Volk
Velma V. Hanslovan-Volk
104 Oak St.
Morrисdale, Pennsylvania, 16858
Phone: 814-345-5277

104 800 K 57.
Morrison RD 12
16858

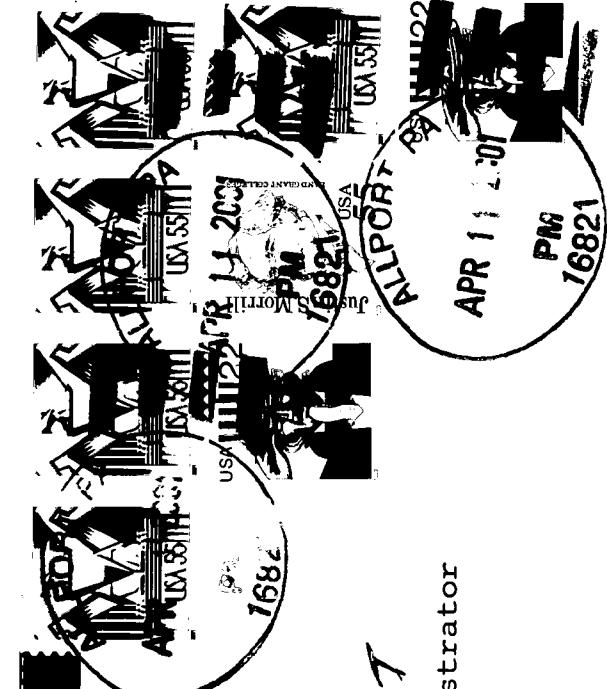
CERTIFIED MAIL



7099 3220 05733 2117

COURT

Clearfield County Administrator
Clearfield, PA 16830



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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL

* No. 01- 408-CD

Plaintiff

*
*
*
* Type of Case: ACTION
* TO QUIET TITLE
*
*

vs.

JOSEPH E. VOLK, AGNES VOLK,
JOSEPH E. VOLK, JR., FRANCES
VOLK, GARY VOLK, BARBARA
WASLOWSKI, OLGA CEBULKO,
MARY PATRICK, AGNES OSTROVICH,
VELMA HANSLOVAN, MICHAEL
VOLK and the heirs, successors,
administrators, executors and assigns
of each as well as ANY OTHER
PERSON, PARTY, or ENTITY,

* Type of Pleading: ACCEPTANCE OF
* SERVICE
* Filed on Behalf of: PLAINTIFF

Defendants

*
* Counsel of Record for this Party:
*
* David C. Mason, Esquire
* 409 North Front Street
* P.O. Box 28
* Philipsburg, PA 16866
* 814-342-2240
* Supreme Court ID NO. 39180

FILED

APR 17 2001

William A. Shaw
Prothonotary

6/8/2001
no c/c 6/8/2001

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL

* No. 01- 408-CD

Plaintiff

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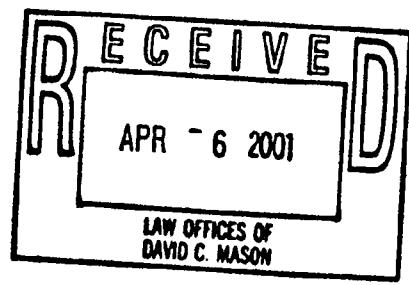
*

ACCEPTANCE OF SERVICE

I, Gary L Volk, do hereby accept service of the Complaint in Action
to Quiet Title filed to the above captioned term and number.

DATED: 4/5/01

Gary L Volk



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL

* No. 01- 408- C 1

Plaintiff

* Type of Case: ACTION
* TO QUIET TITLE

vs.

JOSEPH E. VOLK, AGNES VOLK,
JOSEPH E. VOLK, JR., FRANCES
VOLK, GARY VOLK, BARBARA
WASLOWSKI, OLGA CEBULKO,
MARY PATRICK, AGNES OSTROVICH,
VELMA HANSLOVAN, MICHAEL
VOLK and the heirs, successors,
administrators, executors and assigns
of each as well as ANY OTHER
PERSON, PARTY, or ENTITY,

* Type of Pleading: ACCEPTANCE OF
* SERVICE
* Filed on Behalf of: PLAINTIFF

Defendants

* Counsel of Record for this Party:

* David C. Mason, Esquire
* 409 North Front Street
* P.O. Box 28
* Philipsburg, PA 16866
* 814-342-2240
* Supreme Court ID NO. 39180

FILED

APR 17 2001

0/8.44 Lw
William A. Shaw
Prothonotary

No. 4/C E
RE

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL

* No. 01- 408 CD

Plaintiff

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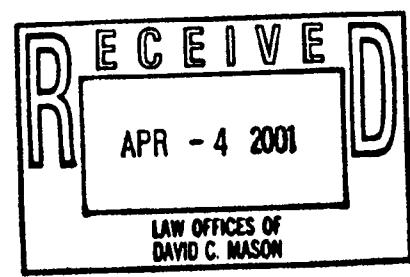
*

ACCEPTANCE OF SERVICE

I, Frances Volk, do hereby accept service of the Complaint in Action
to Quiet Title filed to the above captioned term and number.

DATED: 4/3/01

Frances Volk



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL

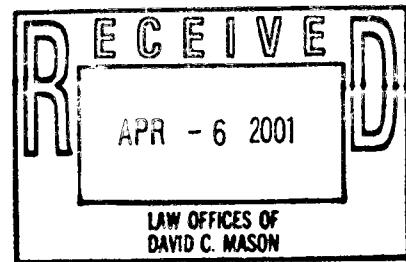
* No. 01- 408-CD

Plaintiff

vs.

JOSEPH E. VOLK, AGNES VOLK,
JOSEPH E. VOLK, JR., FRANCES
VOLK, GARY VOLK, BARBARA
WASLOWSKI, OLGA CEBULKO,
MARY PATRICK, AGNES OSTROVICH,
VELMA HANSLOVAN, MICHAEL
VOLK and the heirs, successors,
administrators, executors and assigns
of each as well as ANY OTHER
PERSON, PARTY, or ENTITY,

Defendants



ACCEPTANCE OF SERVICE

I, Olga Cebulko, do hereby accept service of the Complaint in Action

to Quiet Title filed to the above captioned term and number.

DATED:

4/1/01

FILED

APR 17 2001
0/8:44 AM
William A. Shaw
Prothonotary
NW C/C 86

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL

* No. 01-408-CD

Plaintiff

* Type of Case: ACTION
* TO QUIET TITLE

vs.

JOSEPH E. VOLK, AGNES VOLK,
JOSEPH E. VOLK, JR., FRANCES
VOLK, GARY VOLK, BARBARA
WASLOWSKI, OLGA CEBULKO,
MARY PATRICK, ANGES OSTROVICH,
VELMA HANSLOVAN, MICHAEL
VOLK and the heirs, successors,
administrators, executors and assigns
of each as well as ANY OTHER
PERSON, PARTY, or ENTITY,

* Type of Pleading: Certificate of
* Service
* Filed on Behalf of: PLAINTIFF

Defendants

* Counsel of Record for this Party:

* David C. Mason, Esquire
* 409 North Front Street
* P.O. Box 28
* Philipsburg, PA 16866
* 814-342-2240
* Supreme Court ID NO. 39180

FILED

OCT 3 2001
G 11/12ccatty
William A. Shaw
Prothonotary
Mason

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL	*	No. 01-408-CD
	*	
Plaintiff	*	
	*	
	*	
VS.	*	
	*	
JOSEPH E. VOLK, AGNES VOLK,	*	
JOSEPH E. VOLK, JR., FRANCES	*	
VOLK, GARY VOLK, BARBARA	*	
WASLOWSKI, OLGA CEBULKO,	*	
MARY PATRICK, ANGES OSTROVICH,	*	
VELMA HANSLOVAN, MICHAEL	*	
VOLK and the heirs, successors,	*	
administrators, executors and assigns	*	
of each as well as ANY OTHER	*	
PERSON, PARTY, or ENTITY,	*	
	*	
Defendants	*	
	*	

CERTIFICATE OF SERVICE

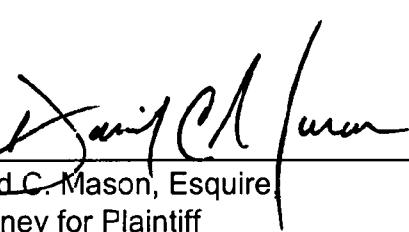
AND NOW, comes the Plaintiff, JEFFERY T. COVAL, by and through his attorney, DAVID C. MASON, ESQUIRE, who files the following Certificate of Service, and in support thereof avers as follows:

1. The following named Defendants were served by certified mail, return receipt requested. Attached to this Certificate of Service as Exhibit "A" are postal service receipts for the following Defendants: Gary Volk, Frances Volk, Velma Hanslovan and Michael Volk. In addition, the following named Defendants also signed Acceptances of Service: Gary Volk, Frances Volk, Michael Volk and Olga Cebulko, which have been filed and are a part of the record.

2. The following named Defendants were served by publication pursuant to an Order of Court dated March 26, 2001: Joseph E. Volk, Agnes Volk, Joseph E. Volk, Jr., Barbara Waslowski, Mary Patrick and Agnes Ostrovich. Attached hereto as Exhibits "B" and "C" are proofs of publication from the Clearfield County Legal Journal and the Clearfield Progress.

3. Velma Hanslovan has filed a document entitled "Objections to Quiet Title."

MASON LAW OFFICE

By: 

David C. Mason, Esquire
Attorney for Plaintiff

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Gary Volk
1203 Edwards Street
Philipsburg, PA 16866

2. Article Number (Copy from service label)

7000 0600 0028 5266 1562

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

Delivers M Volk 3-27-01

C. Signature

X Delivers M Volk

 Agent Addressee

D. Is delivery address different from item 1?

If YES, enter delivery address below:

 No**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Frances Volk
1203 Edwards Street
Philipsburg, PA 16866

2. Article Number (Copy from service label)

7000 0600 0028 5266 1579

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

Delivers M Volk 3-27-01

C. Signature

X Delivers M Volk

 Agent Addressee

D. Is delivery address different from item 1?

If YES, enter delivery address below:

 No**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Velma Hanslovan
94 Oak Street
Morrisdale, PA 16858

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

Velma Hanslovan 3-27-01

C. Signature

X Velma Hanslovan

 Agent Addressee

D. Is delivery address different from item 1?

If YES, enter delivery address below:

 Yes

RR 3 Box 104

MORRISDALE PA 16858

3. Service Type

Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee)

 Yes

2. Article Number (Copy from service label)

7000 0600 0028 5266 1555

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

Ex. "A"

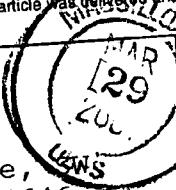
Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

3. Article Addressed to:

Olga Cebulko
3025 Maria Avenue,
Massillon, OH 44646



5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

PS Form 3811, December 1994

I also wish to receive the following services (for an extra fee):

- Addressee's Address
- Restricted Delivery

Consult postmaster for fee.

4a. Article Number

7000 0600 0028 5266 154

4b/ Service Type

Registered Certified
 Express Mail Insured
 Return Receipt for Merchandise COD

7. Date of Delivery

3-29-01

8. Addressee's Address (Only if requested and fee is paid)

Domestic Return Receipt

Thank you for using Return Receipt Service.

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

3. Article Addressed to:

Michael Volk
515 Dunbarton Drive
Sherman, IL 62684

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

PS Form 3811, December 1994

I also wish to receive the following services (for an extra fee):

- Addressee's Address
- Restricted Delivery

Consult postmaster for fee.

4a. Article Number

7000 0600 0028 5266 153

4b. Service Type

Registered Certified
 Express Mail Insured
 Return Receipt for Merchandise COD

7. Date of Delivery

3-28-01

8. Addressee's Address (Only if requested and fee is paid)

Domestic Return Receipt

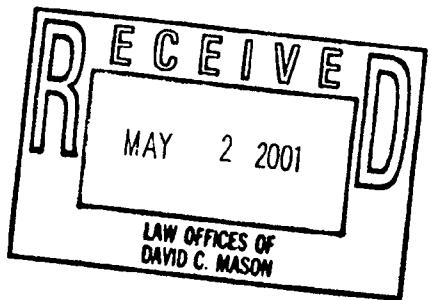
Thank you for using Return Receipt Service.

Ex. "A"

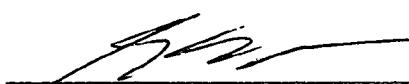
PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :

COUNTY OF CLEARFIELD :



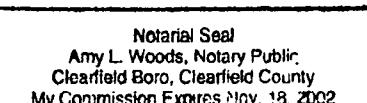
On this 19th day of April AD 2001, before me, the subscriber, a Notary Public in and for said County and State, personally appeared Gary A. Knaresboro editor of the Clearfield County Legal Journal of the Courts of Clearfield County, and that the annexed is a true copy of the notice or advertisement published in said publication in the regular issues of Week of April 6, 2001, Vol. 13, No. 14. 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



Member, Pennsylvania Association of Notaries

David C. Mason
PO Box 28
Philipsburg PA 16866

Ex. "B"

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

JEFFREY T. COVAL, Plaintiff vs.
JOSEPH E. VOLK, AGNES VOLK,

You are hereby notified to appear and answer the Complaint in said Action within twenty (20) days of this Notice. Otherwise Judgment will be entered against you, barring you from all claims, rights and interests inconsistent with Plaintiff's claim of title, as set forth in the Complaint.

DAVID C. MASON, Esquire, P.O. Box 28, Philipsburg, PA 16866.

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

KEVIN FERRA and ELLEN FERRA, Plaintiffs vs. RONALD B. STIRTZINGER and MARIAN E. BYRNES, their heirs, personal representatives and assigns and any persons claiming, or who might claim title under the aforesaid defendant and any other person, persons, firms, partnerships, or corporate entities who might claim title to the premises herein described, Defendants.

ACTION TO QUIET TITLE

TO: RONALD B. STIRTZINGER and MARIAN E. BYRNES, their heirs, personal representatives and assigns and any persons claiming, or who might claim title under the aforesaid defendant and any other person, persons, firms, partnerships, or corporate entities who might claim title to the premises herein described.

You are hereby notified that an action to quiet title to the premises situate, lying and being in Sandy Township, Clearfield County, Pennsylvania, and identified as Clearfield County Assessment Map No. 128-03-15-813-21 has been filed against you. Said premises are described as follows:

All that certain tract of land designated as Lot No. 813, Section 15 in the Treasure Lake Subdivision in Sandy Township, Clearfield County, Pennsylvania and recorded in the office of the Recorder of Deeds of Clearfield County.

You have been sued in Court. The purpose of this quiet title action is to extinguish any right or equity which the Defendants above named and their heirs, administrators, executors and assigns may have in the property as described above. The Plaintiff in this action, after a diligent search, has been unable to locate the Defendants or their devisees or heirs.

Whereupon the court ordered that notice of said action be served on the Defendants, and their heirs.

IF YOU WISH TO DEFEND, YOU MUST ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY TO FILE YOUR DEFENSE 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.

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

Court Administrator, Clearfield County Courthouse, 1 North Second Street, Clearfield, PA 16830 (814) 765-2641.

Lea Ann Heitzel, Attorney for Plaintiff, 900 Beaver Drive, DuBois, PA 15801 (814) 375-0300.

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-K14-000-00118 and described as "0.12 A" and assessed to "UNKNOWN OWNER".

Sale will be held on MAY 17, 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: MARCH 23, 2001 & APRIL 6, 2001

TAX SALE

Notice is hereby given of the proposed private sale by the Clearfield County Tax Claim Bureau of a parcel of land in WOODWARD TOWNSHIP known as Map #130-M14-401-00008 and described as "LOT" and assessed to "UNKNOWN OWNER".

Sale will be held on MAY 17, 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

JOSEPH E. VOLK, JR., FRANCES VOLK,
GARY VOLK, BARBARA WASLOWSKI,
OLGA CEBULKO, MARY PATRICK,
AGNES OSTROVICH, VELMA
HANSLOVAN, MICHAEL VOLK and his
heirs, successors, administrators, execu-
tors, and assigns, of each as well as ANY
OTHER PERSON, PARTY, OR ENTITY,
Defendants.

ACTION TO QUIET TITLE

TO: JOSEPH E. VOLK, AGNES
VOLK, JOSEPH E. VOLK, JR., FRANCES
VOLK, GARY VOLK, BARBARA
WASLOWSKI, OLGA CEBULKO, MARY
PATRICK, AGNES OSTROVICH, VELMA
HANSLOVAN, MICHAEL VOLK and his
heirs, successors, administrators, execu-
tors, and assigns, of each as well as ANY
OTHER PERSON, PARTY, OR ENTITY.

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

ALL those certain lots or parcels of land
with all buildings and improvements thereon
situate in Morris Township, Clearfield
County, Pennsylvania, bounded and
described as follows:

THE FIRST THEREOF: BEGINNING
at a post on the East side of State Highway
and being the West corner lot as here
bounded and described; thence along State
Highway N 15 degrees 10 minutes E a
distance of 57.0 feet to a post; thence along
same State Highway N 77 degrees 00
minutes E a distance of 118.0 feet to a
post; thence along line of lands now or
formerly of Pardee & Ashman Estate S 10
degrees 50 minutes E a distance of 79.0
feet to a post; thence along line of lands now
or formerly of Ario Pardee to an
established stone corner between lands
now or formerly of Ario Pardee, lands now
or formerly of Maxton Coal Co. and lands
now or formerly of Pardee & Ashman
Estate, and along line of lands now or
formerly of Maxton Coal Co. N 85 degrees
05 minutes W a distance of 176.0 feet to a
post and place of beginning. Containing
0.2 acre. Being Lot No. 34 on Lot Layout of
Pardee and Ashman Estate.

THE SECOND THEREOF:
BEGINNING at a post on the North side of
State Highway Route No. 17061 and being
the S. E. corner of lot as here bounded and
described; thence long State Highway and
lands now or formerly of Pardee & Ashman
Estate S 79 degrees 00 minutes W a
distance of 167.0 feet to a post; thence
along line of land now or formerly of John H.
Coval N 6 degrees 20 minutes W a
distance of 358.0 feet to a post; thence
along line of lands now or formerly of John
H. Coal N 62 degrees 45 minutes E a
distance of 207.0 feet to a post; thence

along line of lands now or formerly of
Pardee & Ashman Estate S 33 degrees 10
minutes E a distance of 239.0 feet to a
post; thence along line of lands now or
formerly of Pardee & Ashman Estate S 58
degrees 30 minutes W a distance of 163.0
feet to a post; thence along line of lands
now or formerly of Pardee & Ashman Estate
S 10 degrees 50 minutes E a distance of
135.0 feet to a post and place of beginning.
Containing 1.8 acres and being Lot No. 33
on Lot layout of Pardee & Ashman Estate.

RESERVING THEREFROM all
adverse conveyances, exceptions and
reservations, of record in Clearfield County,
Pennsylvania.

UNDER AND SUBJECT TO all
conditions, restrictions, covenants,
limitations, leases, agreements, rights of
way and easements of record in Clearfield
County, Pennsylvania.

BEING the same premises which
became vested in Joseph Volk and Agnes
Volk, his wife, by Deed of Frank Pardee
dated December 4, 1942, and recorded on
May 1, 1943, in Deed Book Volume 350 at
page 175. Thereafter, the said Joseph Volk
died, leaving to survive him his wife, Agnes
Volk and the following children: Joseph E.
Volk, Jr; Barbara Volk Waslowski; Olga
Volk Cebulko; Mary Patrick; Agnes
Ostrovich; Cecilia Murarik; Velma
Hanslovan and Michael Volk. Thereafter,
the said premises were exposed for sale for
nonpayment of real estate taxes assessed
the name of Joseph Volk, and on August
15, 1963, the Treasurer of Clearfield
County sold the same to Andrew F. Murarik
for nonpayment of real estate taxes for
1961.

Through various and sundry
conveyances since 1963, the subject
premises became vested in the current
Grantee. The sole purpose of this Deed is
to extinguish any inchoate interest which
the Grantors, his/her heirs or assigns may
now have or hereafter may claim to the
within described premises.

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. 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.

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 March 30, 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.

Ann K. Law
Notary Public
Clearfield, Pa.
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.

CF

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL * No. 01-408-CD
*
Plaintiff *
*
* Type of Case: ACTION
vs. * TO QUIET TITLE
*
*
JOSEPH E. VOLK, AGNES VOLK, *
JOSEPH E. VOLK, JR., FRANCES *
VOLK, GARY VOLK, BARBARA *
WASLOWSKI, OLGA CEBULKO, *
MARY PATRICK, ANGES OSTROVICH, *
VELMA HANSLOVAN, MICHAEL *
VOLK and the heirs, successors, * Filed on Behalf cf: PLAINTIFF
administrators, executors and assigns *
of each as well as ANY OTHER *
PERSON, PARTY, or ENTITY, *
*
*
Defendants *
*
* Counsel of Record for this Party:
*
* David C. Mason, Esquire
* 409 North Front Street
* P.O. Box 28
* Philipsburg, PA 16866
* 814-342-2240
* Supreme Court ID NO. 39180
*
*
*
*
*
*

FILED

OCT 3 2001

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL	*	No. 01-408-CD
	*	
Plaintiff	*	
	*	
	*	
vs.	*	
	*	
	*	
JOSEPH E. VOLK, AGNES VOLK,	*	
JOSEPH E. VOLK, JR., FRANCES	*	
VOLK, GARY VOLK, BARBARA	*	
WASLOWSKI, OLGA CEBULKO,	*	
MARY PATRICK, ANGES OSTROVICH,	*	
VELMA HANSLOVAN, MICHAEL	*	
VOLK and the heirs, successors,	*	
administrators, executors and assigns	*	
of each as well as ANY OTHER	*	
PERSON, PARTY, or ENTITY,	*	
	*	
Defendants	*	
	*	

MOTION FOR JUDGMENT ON THE PLEADINGS

AND NOW, comes the Plaintiff, JEFFERY T. COVAL, by and through his attorney, DAVID C. MASON, ESQUIRE, who files a Motion for Judgment on the Pleadings, and in support thereof avers as follows:

1. Plaintiff filed a Complaint in an Action to Quiet Title on March 22, 2001, against the Defendants named above.
2. Only one (1) Defendant filed a reply to the Complaint. The "Objections to Quiet Title" filed by and on behalf of Velma V. Hanslovan-Volk, Defendant herein, acknowledges in paragraph 3 that the Plaintiff's acquired title by tax deed.
3. The "Objections to Quiet Title" filed by and on behalf of Velma V.

Hanslovan-Volk raises no genuine issue of material fact.

4. The "Objections to Quiet Title" filed by and on behalf of Velma V. Hanslovan-Volk, Defendant herein, does not raise any valid defense to Plaintiff's Complaint.

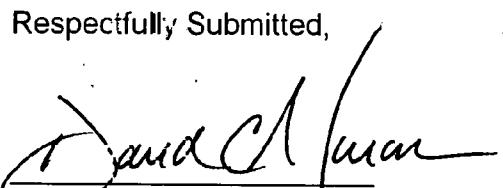
5. Plaintiff is entitled to Judgment, as a matter of law, on the Pleadings which have been filed in this matter.

6. The Pleadings are closed and sufficient time exists within which to dispose of this Motion prior to Trial.

7. The next Civil Trial list closes December 14, 2001, and Plaintiff prays your Honorable Court for Judgment on the Pleadings prior thereto.

WHEREFORE, Plaintiff prays your Honorable Court for the entry of an Order granting Judgment on Pleadings in favor of Plaintiff and against the Defendants.

Respectfully Submitted,



David C. Mason, Esquire
Attorney for Plaintiff

FILED

OCT 3 2001

10/1/01
William A. Shaw
Prothonotary
cc: attorney
GEP

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL

* No. 01-408-CD

Plaintiff

*
*
*
* Type of Case: ACTION
* TO QUIET TITLE
*

vs.

JOSEPH E. VOLK, AGNES VOLK,
JOSEPH E. VOLK, JR., FRANCES
VOLK, GARY VOLK, BARBARA
WASLOWSKI, OLGA CEBULKO,
MARY PATRICK, ANGES OSTROVICH,
VELMA HANSLOVAN, MICHAEL
VOLK and the heirs, successors,
administrators, executors and assigns
of each as well as ANY OTHER
PERSON, PARTY, or ENTITY,

* Type of Pleading: Plaintiff's Motion for
* Judgment
* Filed on Behalf of: PLAINTIFF

Defendants

*
* Counsel of Record for this Party:
*
* David C. Mason, Esquire
* 409 North Front Street
* P.O. Box 28
* Philipsburg, PA 16866
* 814-342-2240
* Supreme Court ID NO. 39180

FILED

DEC 18 2001

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL	*	No. 01-408-CD
	*	
Plaintiff	*	
	*	
	*	
VS.	*	
	*	
JOSEPH E. VOLK, AGNES VOLK,	*	
JOSEPH E. VOLK, JR., FRANCES	*	
VOLK, GARY VOLK, BARBARA	*	
WASLOWSKI, OLGA CEBULKO,	*	
MARY PATRICK, ANGES OSTROVICH,	*	
VELMA HANSLOVAN, MICHAEL	*	
VOLK and the heirs, successors,	*	
administrators, executors and assigns	*	
of each as well as ANY OTHER	*	
PERSON, PARTY, or ENTITY,	*	
	*	
Defendants	*	
	*	

PLAINTIFF'S MOTION FOR

JUDGMENT

AND NOW, comes the Plaintiff, JEFFERY T. COVAL, by and through his attorney, DAVID C. MASON, ESQUIRE, and avers as follows:

1. Plaintiff filed a Complaint on March 22, 2001, against the Defendants seeking to quiet title to certain premises in Morris Township, Clearfield County, Pennsylvania, more particularly described in the Complaint.
2. All of the Defendants have been served with the Complaint as more particularly described in the Certificate of Service attached to this Motion as Exhibit "A".

3. Judgment by default is appropriate against the following Defendants, who have been served with the Complaint as evidenced by the "Acceptances of Service" which have been filed in this matter: **Frances Volk, Gary Volk, Olga Cebulko and Michael Volk.** These four (4) parties were also served with a Notice pursuant to Rule 237.1, dated May 21, 2001, and attached hereto collectively as Exhibit "B".

4. With the exception of Defendant Velma Hanslovan, none of the aforementioned Defendants have filed a written answer or other appearance in this matter.

5. Plaintiff is entitled to judgment by default against the following Defendants as a result of the service of the Complaint by publication on April 6, 2001, in the Clearfield County Legal Journal (Volume 13, No. 14) and in the Clearfield Progress on March 30, 2001, as evidenced by the proofs of publication filed in this matter under the certificate of service: **Joseph E. Volk, Agnes Volk, Joseph E. Volk, Jr., Barbara Waslowski, Mary Patrick, and Agnes Ostrovich.**

5. Velma Hanslovan also known as Velma V. Hanslovan-Volk served Plaintiff's counsel with a copy of a document entitled "Objections to Quiet Title." This document does not refute or deny the allegations set forth in the Plaintiff's Complaint. It merely acknowledges that Plaintiff's title is clouded by the tax sale, and further asks for compensation for the answering defendant.

WHEREFORE, Plaintiff prays your Honorable Court to enter judgment in the form attached as Exhibit "C".

MASON LAW OFFICE

By: 

David C. Mason

Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL	*	No. 01-408-CD
	*	
Plaintiff	*	
	*	
vs.	*	Type of Case: ACTION
	*	TO QUIET TITLE
	*	
JOSEPH E. VOLK, AGNES VOLK, JOSEPH E. VOLK, JR., FRANCES VOLK, GARY VOLK, BARBARA WASLOWSKI, OLGA CEBULKO, MARY PATRICK, ANGES OSTROVICH, VELMA HANSLOVAN, MICHAEL VOLK and the heirs, successors, administrators, executors and assigns of each as well as ANY OTHER PERSON, PARTY, or ENTITY,	*	Type of Pleading: Certificate of Service
	*	Filed on Behalf of: PLAINTIFF
	*	
Defendants	*	
	*	
	*	Counsel of Record for this Party:
	*	
	*	David C. Mason, Esquire
	*	409 North Front Street
	*	P.O. Box 28
	*	Philipsburg, PA 16866
	*	814-342-2240
	*	Supreme Court ID NO. 39180

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

OCT 30 2001

Attest.

William J. Haar
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL	*	No. 01-408-CD
	*	
Plaintiff	*	
	*	
	*	
vs.	*	
	*	
JOSEPH E. VOLK, AGNES VOLK,	*	
JOSEPH E. VOLK, JR., FRANCES	*	
VOLK, GARY VOLK, BARBARA	*	
WASLOWSKI, OLGA CEBULKO,	*	
MARY PATRICK, ANGES OSTROVICH,	*	
VELMA HANSLOVAN, MICHAEL	*	
VOLK and the heirs, successors,	*	
administrators, executors and assigns	*	
of each as well as ANY OTHER	*	
PERSON, PARTY, or ENTITY,	*	
	*	
Defendants	*	
	*	

CERTIFICATE OF SERVICE

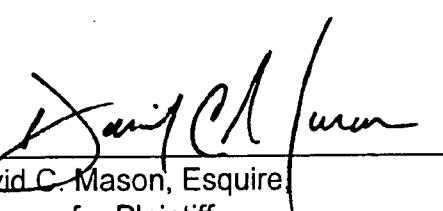
AND NOW, comes the Plaintiff, JEFFERY T. COVAL, by and through his attorney, DAVID C. MASON, ESQUIRE, who files the following Certificate of Service, and in support thereof avers as follows:

1. The following named Defendants were served by certified mail, return receipt requested. Attached to this Certificate of Service as Exhibit "A" are postal service receipts for the following Defendants: Gary Volk, Frances Volk, Velma Hanslovan and Michael Volk. In addition, the following named Defendants also signed Acceptances of Service: Gary Volk, Frances Volk, Michael Volk and Olga Cebulko, which have been filed and are a part of the record.

2. The following named Defendants were served by publication pursuant to an Order of Court dated March 26, 2001: Joseph E. Volk, Agnes Volk, Joseph E. Volk, Jr., Barbara Waslowski, Mary Patrick and Agnes Ostrovich. Attached hereto as Exhibits "B" and "C" are proofs of publication from the Clearfield County Legal Journal and the Clearfield Progress.

3. Velma Hanslovan has filed a document entitled "Objections to Quiet Title."

MASON LAW OFFICE

By: 

~~David C. Mason, Esquire~~
Attorney for Plaintiff

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Gary Volk
1203 Edwards Street
Philipsburg, PA 16866

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly)

Delores M Volk 3-27-01

B. Date of Delivery

C. Signature

X Delores M Volk

 Agent Addressee

D. Is delivery address different from item 1?

 Yes

If YES, enter delivery address below:

 No

2. Article Number (Copy from service label)

7000 0600 0028 5266 1562

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Frances Volk
1203 Edwards Street
Philipsburg, PA 16866

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly)

Delores M. Volk 3-27-01

B. Date of Delivery

C. Signature

X Delores M. Volk

 Agent Addressee

D. Is delivery address different from item 1?

 Yes

If YES, enter delivery address below:

 No

2. Article Number (Copy from service label)

7000 0600 0028 5266 1579

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Velma Hanslovan
14 Oak Street
Morrisdale, PA 16858

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly)

Velma Hanslovan 3-27-01

B. Date of Delivery

C. Signature

X Velma Hanslovan

 Agent Addressee

D. Is delivery address different from item 1?

 Yes

If YES, enter delivery address below:

 No

RR3 Box 104

Morrisdale PA 16858

3. Service Type

 Certified Mail Express Mail Registered Return Receipt for Merchandise Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee)

 Yes

2. Article Number (Copy from service label)

7000 0600 0028 5266 1555

S Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

Ex. 'A'

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete Items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

3. Article Addressed to:

Olga Cebulko
3025 Maria Avenue, ^{SW}
Massillon, OH 44646



I also wish to receive the following services (for an extra fee):

1. Addressee's Address
2. Restricted Delivery

Consult postmaster for fee.

4a. Article Number

7000 0600 0028 5266 154

4b. Service Type

<input checked="" type="checkbox"/> Registered	<input checked="" type="checkbox"/> Certified
<input type="checkbox"/> Express Mail	<input type="checkbox"/> Insured
<input type="checkbox"/> Return Receipt for Merchandise	<input type="checkbox"/> COD

7. Date of Delivery

3-21-01

8. Addressee's Address (Only if requested and fee is paid)

5. Received By: (Print Name)

Olga Cebulko

6. Signature: (Addressee or Agent)

X Olga Cebulko

PS Form 3811, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service.

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete Items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

3. Article Addressed to:

Michael Volk
515 Dunbarton Drive
Sherman, IL 62684

I also wish to receive the following services (for an extra fee):

1. Addressee's Address
2. Restricted Delivery

Consult postmaster for fee.

4a. Article Number

7000 0600 0028 5266 153

4b. Service Type

<input type="checkbox"/> Registered	<input checked="" type="checkbox"/> Certified
<input type="checkbox"/> Express Mail	<input type="checkbox"/> Insured
<input type="checkbox"/> Return Receipt for Merchandise	<input type="checkbox"/> COD

7. Date of Delivery

3-28-01

8. Addressee's Address (Only if requested and fee is paid)

5. Received By: (Print Name)

M. W. W.

6. Signature: (Addressee or Agent)

X M. W. W.

PS Form 3811, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service.

Ex. "A"

PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :

COUNTY OF CLEARFIELD :



On this 19th day of April 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 April 6, 2001, Vol. 13, No. 14. And that all of the allegations of this statement as to the time, place, and character of the publication are true.

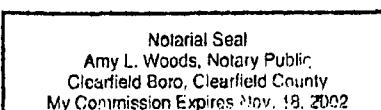


Gary A. Knaresboro, Esquire
Editor

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



Notary Public
My Commission Expires



Member, Pennsylvania Association of Notaries

David C. Mason
PO Box 28
Philipsburg PA 16866

Ex. "B"

PROOF OF PUBLICATION

STATE OF PENNSYLVANIA
COUNTY OF CLEARFIELD

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 March 30, 2001.
the regular issues of March 30, 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.

the regular issues of March 30, 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.

Ann K. Jane

Notary Public Clearfield, Pa.

My Commission Expires
September 16, 2004

A rectangular notary seal with a black border. Inside, the text is arranged in four lines: 'Notary Seal' at the top, followed by 'Ann K. Law, Notary Public' on the first line, 'Clearfield County' on the second line, 'My Commission Expires Sept. 16, 2004' on the third line, and 'Member, Pennsylvania Association of Notaries' on the bottom line.

Ex 11C

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL	*	No. 01-408-CD
	*	
Plaintiff	*	
	*	
	*	
VS.	*	
	*	
JOSEPH E. VOLK, AGNES VOLK, JOSEPH E. VOLK, JR., FRANCES VOLK, GARY VOLK, BARBARA WASLOWSKI, OLGA CEBULKO, MARY PATRICK, ANGES OSTROVICH, VELMA HANSLOVAN, MICHAEL VOLK and the heirs, successors, administrators, executors and assigns of each as well as ANY OTHER PERSON, PARTY, or ENTITY,	*	
	*	
Defendants	*	
	*	

TO: Frances Volk
1203 Edwards Street
Philipsburg, PA 16866

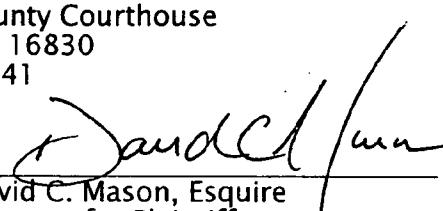
DATE OF NOTICE: May 21, 2001

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 A LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE FOLLOWING OFFICE TO FIND OUT WHERE YOU CAN GET LEGAL HELP:

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

DATED: May 21, 2001



David C. Mason, Esquire
Attorney for Plaintiff
P. O. Box 28
Philipsburg, PA 16866
I.D. No. 39180

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL * No. 01-408-CD

Plaintiff *

vs. *

JOSEPH E. VOLK, AGNES VOLK,
JOSEPH E. VOLK, JR., FRANCES
VOLK, GARY VOLK, BARBARA
WASLOWSKI, OLGA CEBULKO,
MARY PATRICK, ANGES OSTROVICH,
VELMA HANSLOVAN, MICHAEL
VOLK and the heirs, successors,
administrators, executors and assigns
of each as well as ANY OTHER
PERSON, PARTY, or ENTITY,

Defendants *

TO: Gary Volk
1203 Edwards Street
Philipsburg, PA 16866

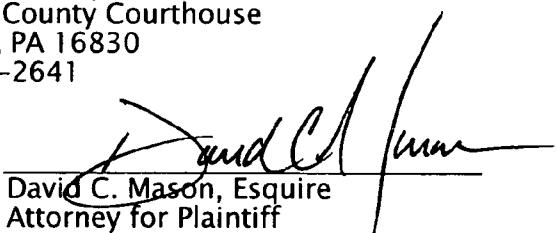
DATE OF NOTICE: May 21, 2001

IMPORTANT NOTICE

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

DATED: May 21, 2001



David C. Mason, Esquire
Attorney for Plaintiff
P. O. Box 28
Philipsburg, PA 16866
I.D. No. 39180

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL

* No. 01-408-CD

Plaintiff

vs.

JOSEPH E. VOLK, AGNES VOLK,
JOSEPH E. VOLK, JR., FRANCES
VOLK, GARY VOLK, BARBARA
WASLOWSKI, OLGA CEBULKO,
MARY PATRICK, ANGES OSTROVICH,
VELMA HANSLOVAN, MICHAEL
VOLK and the heirs, successors,
administrators, executors and assigns
of each as well as ANY OTHER
PERSON, PARTY, or ENTITY,

Defendants

TO: Olga Cebulko
325 Maria Avenue, SW
Massillon, Ohio 44646

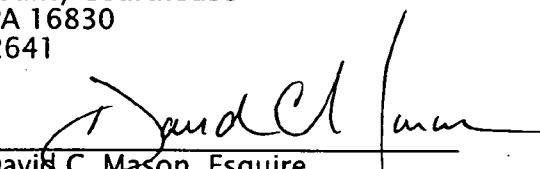
DATE OF NOTICE: May 21, 2001

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

DATED: May 21, 2001



David C. Mason, Esquire
Attorney for Plaintiff
P. O. Box 28
Philipsburg, PA 16866
I.D. No. 39180

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL * No. 01-408-CD

Plaintiff *

vs. *

JOSEPH E. VOLK, AGNES VOLK,
JOSEPH E. VOLK, JR., FRANCES
VOLK, GARY VOLK, BARBARA
WASLOWSKI, OLGA CEBULKO,
MARY PATRICK, ANGES OSTROVICH,
VELMA HANSLOVAN, MICHAEL
VOLK and the heirs, successors,
administrators, executors and assigns
of each as well as ANY OTHER
PERSON, PARTY, or ENTITY,

Defendants *

TO: Michael Volk
515 Dunbarton Drive
Sherman, Illinois 62684

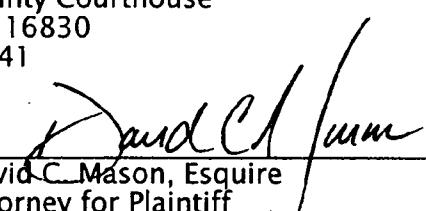
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David Meholick,
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Clearfield County Courthouse
Clearfield, PA 16830
(814) 765-2641

DATED: May 21, 2001



David C. Mason, Esquire
Attorney for Plaintiff
P. O. Box 28
Philipsburg, PA 16866
I.D. No. 39180

FILED

DEC 18 2001
OAG:soi lcc atty Mason
William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFREY T. COVAL	*	No. 01-
	*	
Plaintiff	*	
	*	
vs.	*	Type of Case: ACTION
	*	TO QUIET TITLE
	*	
JOSEPH E. VOLK, AGNES VOLK,	*	
JOSEPH E. VOLK, JR., FRANCES	*	
VOLK, GARY VOLK, BARBARA	*	
WASLOWSKI, OLGA CEBULKO,	*	
MARY PATRICK, AGNES OSTROVICH,	*	
VELMA HANSLOVAN, MICHAEL	*	
VOLK and the heirs, successors,	*	
administrators, executors and assigns	*	
of each as well as ANY OTHER	*	
PERSON, PARTY, or ENTITY,	*	
	*	
Defendants	*	
	*	

ORDER

AND, NOW this _____ day of _____, 2001, it appearing that a Complaint to Quiet Title in the above stated action was served on the Defendants, their heirs, administrators and/or assigns of each and all other person, persons, firms, partnerships or corporate entities in interest and by Affidavit of David C. Mason, Esquire, Attorney for Plaintiff, no Answer has been filed in said Action on behalf of the said Defendants, and on motion of David C. Mason, Esquire, Attorney for Plaintiff, it is hereby ORDERED AND DECREED:

1. That the said Defendants, Joseph E. Volk, Agnes Volk, Joseph E. Volk, Jr., Frances Volk, Gary Volk, Barbara Waslowski, Olga Cebulko, Mary Patrick, Agnes

Ostrovich, Velma Hanslovan, Michael Volk, and the heirs, successors, administrators, executors and assigns of each, as well as ANY OTHER PERSON, PARTY, or ENTITY, who may claim interest in the property herein, their heirs, executors, successors and/or assigns, and all other persons, firms, partnerships or corporate entities in interest are forever barred from asserting any right, title, lien or interest inconsistent with the interest or claim of the Plaintiff as set forth in their Complaint in and to ALL those two (2) lots or parcels of land with all building and improvements thereon situate in Morris Township, Clearfield County, Pennsylvania, and more particularly described as follows:

ALL those two certain lots or parcels of land with all buildings and improvements thereon situate in Morris Township, Clearfield County, Pennsylvania, bounded and described as follows:

THE FIRST THEREOF: BEGINNING at a post on the East side of State Highway and being the West corner of lot as here bounded and described; thence along State Highway N 15 degrees 10 minutes E a distance of 57.0 feet to a post; thence along same State High N 77 degrees 00 minutes E a distance of 118.0 feet to a post; thence along line of lands now or formerly of Pardee & Ashman Estate S 10 degrees 50 minutes E a distance of 79.0 feet to a post; thence along line of lands now or formerly of Ario Pardee to an established stone corner between lands now or formerly of Ario Pardee, lands now or formerly of Maxton Coal Co. and lands now or formerly of Pardee & Ashman Estate, and along line of lands now or formerly of Maxton Coal Co. N 85 degrees 05 minutes W a distance of 176.0 feet to a post and place of beginning. Containing 0.2 acre. Being Lot No. 34 on Lot Layout of Pardee and Ashman Estate.

THE SECOND THEREOF: BEGINNING at a post on the North side of State Highway Route No. 17061 and being the S. E. corner of lot as here bounded and described; thence along State Highway and lands now or formerly of Pardee & Ashman Estate S 79 degrees 00 minutes W a distance of 167.0 feet to a post; thence along line of lands now or formerly of John H. Coval N 6 degrees 20 minutes W a distance of 358.0 feet to a post; thence along line of lands now or formerly of John H. Coval N 62 degrees 45 minutes E a distance of 207.0 feet to a post; thence along line of lands now or formerly of Pardee & Ashman Estate S 33 degrees 10 minutes E a distance of 239.0 feet to a post; thence along line of lands now or formerly of Pardee & Ashman Estate S 58 degrees 30 minutes W a distance of 163.0 feet to a post; thence along line of lands now or formerly of Pardee & Ashman Estate S 10 degrees 50 minutes E a distance of 135.0 feet to a post and place of

beginning. Containing 1.8 acres and being Lot No. 33 on Lot Layout of Pardee & Ashman Estate.

RESERVING THEREFROM all adverse conveyances, exceptions and reservations of record in Clearfield County, Pennsylvania.

UNDER AND SUBJECT TO all conditions, restrictions, covenants, limitations, leases, agreements, rights of way and easements of record in Clearfield County, Pennsylvania.

2. That if the said Defendants, Joseph E. Volk, Agnes Volk, Joseph E. Volk, Jr., Frances Volk, Gary Volk, Barbara Waslowski, Olga Cebulko, Mary Patrick, Agnes Ostrovich, Velma Hanslovan, Michael Volk, and the heirs, successors, administrators, executors and assigns of each, as well as any OTHER PERSON, PARTY, or ENTITY, who may claim interest in the property herein, their heirs administrators, and/or assigns, and all other persons, firms, partnerships or corporate entities in interest have not filed said exceptions within thirty (30) days, the Prothonotary shall enter Final Judgment upon Praecept of the Plaintiff.

3. That the rights of the Plaintiff are superior to the rights of the Defendants, their heirs, administrators and/or assigns, and ALL OTHER PERSONS, firms, partnerships or corporate entities in interest.

4. That the said Plaintiff has title fee simple to the premises as described in the Complaint as against the Defendants, Joseph E. Volk, Agnes Volk, Joseph E. Volk, Jr., Frances Volk, Gary Volk, Barbara Waslowski, Olga Cebulko, Mary Patrick, Agnes Ostrovich, Velma Hanslovan, Michael Volk, and the heirs, successors, administrators, executors and assigns of each, as well as ANY OTHER PERSON, PARTY, or ENTITY, who may claim interest in the property herein, their heirs, executors, successors and/or assigns, and ALL OTHER PERSONS, firms, partnerships or corporate entities in interest.

5. That the Defendants, Joseph E. Volk, Agnes Volk, Joseph E. Volk, Jr., Frances Volk, Gary Volk, Barbara Waslowski, Olga Cebulko, Mary Patrick, Agnes Ostrovich, Velma Hanslovan, Michael Volk, and the heirs, successors, administrators, executors and assigns

of each, as well as any OTHER PERSON, PARTY, or ENTITY, who may claim interest in the property herein, their heirs, administrators and/or assigns, and ALL OTHER PERSONS, firms, partnerships or corporate entities in interest are enjoined from setting up title to the premises of the Plaintiff, described in said Complaint and from impeaching, denying or in any way attacking the title of the Plaintiff to said premises.

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

7. 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:

J.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL

* No. 01-408-CD

Plaintiff

* Type of Case: ACTION
* TO QUIET TITLE

VS.
JOSEPH E. VOLK, AGNES VOLK,
JOSEPH E. VOLK, JR., FRANCES
VOLK, GARY VOLK, BARBARA
WASLOWSKI, OLGA CEBULKO,
MARY PATRICK, AGNES OSTROVICH,
VELMA HANSLOVAN, MICHAEL
VOLK and the heirs, successors,
administrators, executors and assigns
of each as well as ANY OTHER
PERSON, PARTY, or ENTITY,

* Type of Pleading: Rule Returnable

* Filed on Behalf of: PLAINTIFF

Defendants

* Counsel of Record for this Party:

* David C. Mason, Esquire
* 409 North Front Street
* P.O. Box 28
* Philipsburg, PA 16866
* 814-342-2240
* Supreme Court ID NO. 39180

FILED

JAN 24 2002

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL

* No. 01-408-CD

Plaintiff

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vs.

JOSEPH E. VOLK, AGNES VOLK,
JOSEPH E. VOLK, JR., FRANCES
VOLK, GARY VOLK, BARBARA
WASLOWSKI, OLGA CEBULKO,
MARY PATRICK, ANGES OSTROVICH,
VELMA HANSLOVAN, MICHAEL
VOLK and the heirs, successors,
administrators, executors and assigns
of each as well as ANY OTHER
PERSON, PARTY, or ENTITY,

Defendants

*

RULE RETURNABLE

NOW, this 24 day of January, 2002, upon consideration of the attached Motion for Judgment on the Pleadings, a Rule is hereby issued upon the Defendant Velma Hanslovan to Show Cause why the relief requested in said Motion should not be granted.

Rule Returnable the 8 day of February, 2002, at 10:00 o'clock, A.m., in Courtroom No. 1.

NOTICE

A PETITION OR MOTION HAS BEEN FILED AGAINST YOU IN COURT. IF YOU WISH TO DEFEND AGAINST THE CLAIMS SET FORTH IN THE FOLLOWING PAGES, YOU MUST FILE A WRITTEN RESPONSE ON OR BEFORE February 8, 2002, BY ENTERING A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILING IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE MATTER SET FORTH AGAINST YOU. YOU ARE WARNED THAT IF YOU FAIL TO DO SO THE CASE MAY PROCEED WITHOUT YOU AND AN ORDER MAY BE ENTERED AGAINST YOU BY THE COURT WITHOUT FURTHER NOTICE FOR RELIEF REQUESTED BY THE PETITIONER OR MOVANT. YOU MAY LOSE RIGHTS IMPORTANT TO YOU.

YOU SHOULD TAKE THIS PAPERS 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; Ext. 50-51

BY THE COURT:

P.J.

FILED

03:30 AM
JAN 24 2002

cc
Atty Mason
FBI

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL

* No. 01-408-CD

Plaintiff

*

*

*

Type of Case: ACTION
TO QUIET TITLE

*

vs.

JOSEPH E. VOLK, AGNES VOLK,
JOSEPH E. VOLK, JR., FRANCES
VOLK, GARY VOLK, BARBARA
WASLOWSKI, OLGA CEBULKO,
MARY PATRICK, AGNES OSTROVICH,
VELMA HANSLOVAN, MICHAEL
VOLK and the heirs, successors
administrators, executors and assigns
of each as well as ANY OTHER
PERSON, PARTY, or ENTITY,

*

*

*

Type of Pleading: Certificate of Service

*

*

Filed on Behalf of: PLAINTIFF

*

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*

Defendants

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*

*

Counsel of Record for this Plaintiff:

*

*

*

David C. Mason, Esquire

*

409 North Front Street

*

P.O. Box 28

*

Philipsburg, PA 16866

*

814-342-2240

*

Supreme Court ID NO. 39180

FILED

JAN 31 2002

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

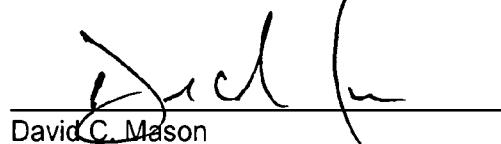
CIVIL ACTION - LAW

JEFFERY T. COVAL	*	No. 01-408-CD
	*	
Plaintiff	*	
	*	
vs.	*	
	*	
JOSEPH E. VOLK, AGNES VOLK,	*	
JOSEPH E. VOLK, JR., FRANCES	*	
VOLK, GARY VOLK, BARBARA	*	
WASLOWSKI, OLGA CEBULKO,	*	
MARY PATRICK, AGNES OSTROVICH,	*	
VELMA HANSLOVAN, MICHAEL	*	
VOLK and the heirs, successors	*	
administrators, executors and assigns	*	
of each as well as ANY OTHER	*	
PERSON, PARTY, or ENTITY,	*	
	*	
Defendants	*	

AFFIDAVIT OF SERVICE

I, DAVID C. MASON, Esquire, being duly sworn according to law do depose and state that I served upon the following individual a certified, true and correct copy of a Rule Returnable and Plaintiff's Motion for Judgment on the Pleadings relative to the above captioned action, by mailing the same, certified mail, return receipt requested, (said return receipt card attached hereto) to the person named below by placing the same in the United States mail, postage-pre paid and addressed as follows:

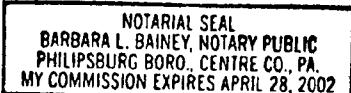
Velma V. Hanslovan-Volk
104 Oak Street
Morrisdale, PA 16858



David C. Mason

SWORN TO and SUBSCRIBED
before me this 30th day of
JANUARY, 2002.

Barbara L. Bainey
N. P.



SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

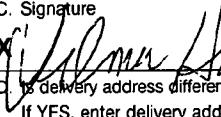
1. Article Addressed to:

Velma V. Hanslovan-Volk
104 Oak Street
Morrisdale, PA 16858

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) **Velma Hanslovan** B. Date of Delivery **1-28-02**

C. Signature


 Agent Addressee
 Yes No
If YES, enter delivery address below: 

3. Service Type

Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

2. Article Number (Copy from service label)

7099 3220 0002 0110 2981

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

FILED

11:04 AM
JAN 31 2002
NO CC
FEE

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL	*	No. 01-408-CD
	*	
Plaintiff	*	
	*	
	*	
vs.	*	Type of Case: ACTION
	*	TO QUIET TITLE
	*	
JOSEPH E. VOLK, AGNES VOLK,	*	
JOSEPH E. VOLK, JR., FRANCES	*	
VOLK, GARY VOLK, BARBARA	*	
WASLOWSKI, OLGA CEBULKO,	*	
MARY PATRICK, AGNES OSTROVICH,	*	
VELMA HANSLOVAN, MICHAEL	*	
VOLK and the heirs, successors,	*	
administrators, executors and assigns	*	
of each as well as ANY OTHER	*	
PERSON, PARTY, or ENTITY,	*	
	*	
Defendants	*	
	*	
	*	
	*	Counsel of Record for this Party:
	*	
	*	David C. Mason, Esquire
	*	409 North Front Street
	*	P.O. Box 28
	*	Philipsburg, PA 16866
	*	814-342-2240
	*	Supreme Court ID NO. 39180

FILED

DEC 18 2001

**William A. Shaw
Prothonotary**

Period, IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA. ~~3rd~~ (2)

1973

CIVIL ACTION - LAW

JEFFERY T. COVAL, Plaintiff, vs. Velma Hanslovan (No. 01-408-CD) and

Agnes Volk, Defendants, Plaintiff, vs. the heirs of the Tax Sale.

5. Plaintiff judgment is to have been entered against all of the other defendants.

vs.

6. Respondent Velma Hanslovan filed a document entitled "Objections to Quiet Title".

JOSEPH E. VOLK, AGNES VOLK,

JOSEPH E. VOLK, JR., FRANCES filed at Exhibit "A".

VOLK, GARY VOLK, BARBARA

WASLOWSKI, OLGA CEBULKO, Hanslovan does not deny any of the factual averments

MARY PATRICK, AGNES OSTROVICH,

VEL'IMA HANSLOVAN, MICHAEL as required by Pa. R.C.P. 1029.

VOLK and the heirs, successors, administrators, executors and assigns of Plaintiff's

of each as well as ANY OTHER

PERSON, PARTY, or ENTITY, of the factual averments of the Complaint.

7. Plaintiff, JEFFERY T. COVAL, Plaintiff, vs. the heirs of the Tax Sale.

vs. the heirs of the Tax Sale.

PLAINTIFF'S MOTION FOR submitted.

JUDGMENT ON THE PLEADINGS OFFICE

AND NOW, comes the Plaintiff, JEFFERY T. COVAL, by and through his attorney,

DAVID C. MASON,

DAVID C. MASON, ESQUIRE, and avers as follows:

1. Plaintiff filed a Complaint to quiet title to certain premises situate in Morris Township, Clearfield County, Pennsylvania.

2. Plaintiff's predecessor in title acquired this property at a Tax Sale in 1963.

3. Plaintiff's Complaint sets forth the chain of title, describes the premises, and avers as the basis for the Complaint adverse possession, the expiration of the statutory time

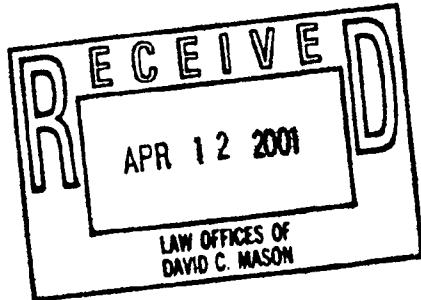
**In The Court of Common Pleas of Clearfield County Pennsylvania
Civil Action – Law #01 – 408 CD**

Jeffrey T. Coval Plaintiff – Volk Heirs Defendant
Heirs of Joseph Volk and Agnes Volk

OBJECTIONS TO QUIET TITLE

1. Joseph Volk and Agnes Volk acquired title to subject premises by deed, Book Volume 350, Page 175. (A Clear Title)
2. Joseph Volk and Agnes Volk had nine children even though six are now deceased, children has heir rights to subject property.
3. The people who acquired title by tax deed did not get a clear deed, therefore when they sold subject premises they could only sell what was purchased at tax sale. (An Unclear Deed)
4. This is why plaintiffs are trying to clear the title by Quiet Title.
5. Plaintiff has, to our knowledge, only one heir, Michael Volk, who has signed for acceptance of Quiet Title.
6. Plaintiffs (over the years) have made improvements on land that they do not have clear title to. (They do not fully own)
7. Defendants (other then Michael Volk) do not wish to have the honorable court grant Quiet Title to the plaintiff.
8. Defendants wish plaintiff to have the subject premises appraised by a reputable appraiser then make settlement with each heir other then Michael Volk.
9. When settlement is made to each heir the heirs will all sign so that plaintiff will have a clear deed to the subject premises.
10. Velma Hanslovan-Volk and Oaga Seboko-Volk are spoke ladies for all the heirs.
11. Plaintiff may contact the above spoke ladies to get the results they desire without getting the court involved.
12. The spoke ladies humbly ask the court to have the plaintiff follow the above and also to deny the Quiet Title without the signatures of the heirs to the subject premises.

Certified Mail Receipt Requested.



Sincerely,
Velma V. Hanslovan-Volk
Velma V. Hanslovan-Volk
104 Oak St.
Morrisdale, Pennsylvania, 16858
Phone: 814-345-5277

Ex "A"

FILED

DEC 18 2001

O 19.49/DC atty Mason

William A. Shaw
Prothonotary

cc
J. Ross

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFREY T. COVAL

* No. 01- 408-CD

Plaintiff

*
*
*
* Type of Case: ACTION
* TO QUIET TITLE
*
*

vs.

JOSEPH E. VOLK, AGNES VOLK,
JOSEPH E. VOLK, JR., FRANCES
VOLK, GARY VOLK, BARBARA
WASLOWSKI, OLGA CEBULKO,
MARY PATRICK, AGNES OSTROVICH,
VELMA HANSLOVAN, MICHAEL
VOLK and the heirs, successors,
administrators, executors and assigns
of each as well as ANY OTHER
PERSON, PARTY, or ENTITY,

Defendants

ORDER

AND, NOW this 8 day of Feb, 2002, it appearing that a

Complaint to Quiet Title in the above stated action was served on the Defendants, their
heirs, administrators and/or assigns of each and all other person, persons, firms,
partnerships or corporate entities in interest and by Affidavit of David C. Mason, Esquire,
Attorney for Plaintiff, no Answer has been filed in said Action on behalf of the said
Defendants, and on motion of David C. Mason, Esquire, Attorney for Plaintiff, it is hereby
ORDERED AND DECREED:

1. That the said Defendants, Joseph E. Volk, Agnes Volk, Joseph E. Volk, Jr.,
Frances Volk, Gary Volk, Barbara Waslowski, Olga Cebulko, Mary Patrick, Agnes

FILED

FEB 08 2002

William A. Shaw
Prothonotary

Ostrovich, Velma Hanslovan, Michael Volk, and the heirs, successors, administrators, executors and assigns of each, as well as ANY OTHER PERSON, PARTY, or ENTITY, who may claim interest in the property herein, their heirs, executors, successors and/or assigns, and all other persons, firms, partnerships or corporate entities in interest are forever barred from asserting any right, title, lien or interest inconsistent with the interest or claim of the Plaintiff as set forth in their Complaint in and to ALL those two (2) lots or parcels of land with all building and improvements thereon situate in Morris Township, Clearfield County, Pennsylvania, and more particularly described as follows:

ALL those two certain lots or parcels of land with all buildings and improvements thereon situate in Morris Township, Clearfield County, Pennsylvania, bounded and described as follows:

THE FIRST THEREOF: BEGINNING at a post on the East side of State Highway and being the West corner of lot as here bounded and described; thence along State Highway N 15 degrees 10 minutes E a distance of 57.0 feet to a post; thence along same State High N 77 degrees 00 minutes E a distance of 118.0 feet to a post; thence along line of lands now or formerly of Pardee & Ashman Estate S 10 degrees 50 minutes E a distance of 79.0 feet to a post; thence along line of lands now or formerly of Ario Pardee to an established stone corner between lands now or formerly of Ario Pardee, lands now or formerly of Maxton Coal Co. and lands now or formerly of Pardee & Ashman Estate, and along line of lands now or formerly of Maxton Coal Co. N 85 degrees 05 minutes W a distance of 176.0 feet to a post and place of beginning. Containing 0.2 acre. Being Lot No. 34 on Lot Layout of Pardee and Ashman Estate.

THE SECOND THEREOF: BEGINNING at a post on the North side of State Highway Route No. 17061 and being the S. E. corner of lot as here bounded and described; thence along State Highway and lands now or formerly of Pardee & Ashman Estate S 79 degrees 00 minutes W a distance of 167.0 feet to a post; thence along line of lands now or formerly of John H. Coval N 6 degrees 20 minutes W a distance of 358.0 feet to a post; thence along line of lands now or formerly of John H. Coval N 62 degrees 45 minutes E a distance of 207.0 feet to a post; thence along line of lands now or formerly of Pardee & Ashman Estate S 33 degrees 10 minutes E a distance of 239.0 feet to a post; thence along line of lands now or formerly of Pardee & Ashman Estate S 58 degrees 30 minutes W a distance of 163.0 feet to a post; thence along line of lands now or formerly of Pardee & Ashman Estate S 10 degrees 50 minutes E a distance of 135.0 feet to a post and place of

beginning. Containing 1.8 acres and being Lot No. 33 on Lot Layout of Pardee & Ashman Estate.

RESERVING THEREFROM all adverse conveyances, exceptions and reservations of record in Clearfield County, Pennsylvania.

UNDER AND SUBJECT TO all conditions, restrictions, covenants, limitations, leases, agreements, rights of way and easements of record in Clearfield County, Pennsylvania.

2. That if the said Defendants, Joseph E. Volk, Agnes Volk, Joseph E. Volk, Jr., Frances Volk, Gary Volk, Barbara Waslowski, Olga Cebulko, Mary Patrick, Agnes Ostrovich, Velma Hanslovan, Michael Volk, and the heirs, successors, administrators, executors and assigns of each, as well as any OTHER PERSON, PARTY, or ENTITY, who may claim interest in the property herein, their heirs administrators, and/or assigns, and all other persons, firms, partnerships or corporate entities in interest have not filed said exceptions within thirty (30) days, the Prothonotary shall enter Final Judgment upon Praecept of the Plaintiff.

3. That the rights of the Plaintiff are superior to the rights of the Defendants, their heirs, administrators and/or assigns, and ALL OTHER PERSONS, firms, partnerships or corporate entities in interest.

4. That the said Plaintiff has title fee simple to the premises as described in the Complaint as against the Defendants, Joseph E. Volk, Agnes Volk, Joseph E. Volk, Jr., Frances Volk, Gary Volk, Barbara Waslowski, Olga Cebulko, Mary Patrick, Agnes Ostrovich, Velma Hanslovan, Michael Volk, and the heirs, successors, administrators, executors and assigns of each, as well as ANY OTHER PERSON, PARTY, or ENTITY, who may claim interest in the property herein, their heirs, executors, successors and/or assigns, and ALL OTHER PERSONS, firms, partnerships or corporate entities in interest.

5. That the Defendants, Joseph E. Volk, Agnes Volk, Joseph E. Volk, Jr., Frances Volk, Gary Volk, Barbara Waslowski, Olga Cebulko, Mary Patrick, Agnes Ostrovich, Velma Hanslovan, Michael Volk, and the heirs, successors, administrators, executors and assigns

of each, as well as any OTHER PERSON, PARTY, or ENTITY, who may claim interest in the property herein, their heirs, administrators and/or assigns, and ALL OTHER PERSONS, firms, partnerships or corporate entities in interest are enjoined from setting up title to the premises of the Plaintiff, described in said Complaint and from impeaching, denying or in any way attacking the title of the Plaintiff to said premises.

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

7. 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:

J.

FILED

FEB 6 2002
SACRIMON
William A. Shaw
Prothonotary
ES

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL

* No. 01-408-CD

Plaintiff

* Type of Case: ACTION
* TO QUIET TITLE

vs.

JOSEPH E. VOLK, AGNES VOLK,
JOSEPH E. VOLK, JR., FRANCES
VOLK, GARY VOLK, BARBARA
WASLOWSKI, OLGA CEBULKO,
MARY PATRICK, AGNES OSTROVICH,
VELMA HANSLOVAN, MICHAEL
VOLK and the heirs, successors,
administrators, executors and assigns
of each as well as ANY OTHER
PERSON, PARTY, or ENTITY,

* Type of Pleading: Praeclipe for
* Final Judgment
* Filed on Behalf of: PLAINTIFF

Defendants

* Counsel of Record for this Party:

* David C. Mason, Esquire
* 409 North Front Street
* P.O. Box 28
* Philipsburg, PA 16866
* 814-342-2240
* Supreme Court ID NO. 39180

FILED

MAR 26 2002

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFERY T. COVAL	*	No. 01-408-CD
	*	
Plaintiff	*	
	*	
	*	
vs.	*	
	*	
JOSEPH E. VOLK, AGNES VOLK,	*	
JOSEPH E. VOLK, JR., FRANCES	*	
VOLK, GARY VOLK, BARBARA	*	
WASLOWSKI, OLGA CEBULKO,	*	
MARY PATRICK, AGNES OSTROVICH,	*	
VELMA HANSLOVAN, MICHAEL	*	
VOLK and the heirs, successors,	*	
administrators, executors and assigns	*	
of each as well as ANY OTHER	*	
PERSON, PARTY, or ENTITY,	*	
	*	
Defendants	*	
	*	

PRAECIPE FOR FINAL JUDGMENT

TO THE PROTHONOTARY:

A Decree in the above action having been made on the 8TH day of February, 2002, and thirty (30) days having elapsed since entry thereof, you are directed to enter Final Judgment in favor of the Plaintiff in the above-captioned action, pursuant to the Pennsylvania Rules of Civil Procedure.

MASON LAW OFFICE


David C. Mason, Esquire
Attorney for Plaintiff

DATED: 3/28/02

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

JEFFREY T. COVAL

No. 01- 408-CO

Plaintiff

Type of Case: ACTION
TO QUIET TITLE

vs.

JOSEPH E. VOLK, AGNES VOLK,
JOSEPH E. VOLK, JR., FRANCES
VOLK, GARY VOLK, BARBARA
WASLOWSKI, OLGA CEBULKO,
MARY PATRICK, AGNES OSTROVICH
VELMA HANSLOVAN, MICHAEL
VOLK and the heirs, successors,
administrators, executors and assigns
of each as well as ANY OTHER
PERSON, PARTY, or ENTITY,

Defendants

ORDER

AND, NOW this 8th day of February, 2002, it appearing that a Complaint to Quiet Title in the above stated action was served on the Defendants, their heirs, administrators and/or assigns of each and all other person, persons, firms, partnerships or corporate entities in interest and by Affidavit of David C. Mason, Esquire, Attorney for Plaintiff, no Answer has been filed in said Action on behalf of the said Defendants, and on motion of David C. Mason, Esquire, Attorney for Plaintiff, it is hereby ORDERED AND DECREED:

1. That the said Defendants, Joseph E. Volk, Agnes Volk, Joseph E. Volk, Jr.,
Frances Volk, Gary Volk, Barbara Waslowski, Olga Cebulko, Mary Patrick, Agnes

Ostrovich, Velma Hanslovan, Michael Volk, and the heirs, successors, administrators, executors and assigns of each, as well as ANY OTHER PERSON, PARTY, or ENTITY, who may claim interest in the property herein, their heirs, executors, successors and/or assigns, and all other persons, firms, partnerships or corporate entities in interest are forever barred from asserting any right, title, lien or interest inconsistent with the interest or claim of the Plaintiff as set forth in their Complaint in and to ALL those two (2) lots or parcels of land with all building and improvements thereon situate in Morris Township, Clearfield County, Pennsylvania, and more particularly described as follows:

ALL those two certain lots or parcels of land with all buildings and improvements thereon situate in Morris Township, Clearfield County, Pennsylvania, bounded and described as follows:

THE FIRST THEREOF: BEGINNING at a post on the East side of State Highway and being the West corner of lot as here bounded and described; thence along State Highway N 15 degrees 10 minutes E a distance of 57.0 feet to a post; thence along same State High N 77 degrees 00 minutes E a distance of 118.0 feet to a post; thence along line of lands now or formerly of Pardee & Ashman Estate S 10 degrees 50 minutes E a distance of 79.0 feet to a post; thence along line of lands now or formerly of Ario Pardee to an established stone corner between lands now or formerly of Ario Pardee, lands now or formerly of Maxton Coal Co. and lands now or formerly of Pardee & Ashman Estate, and along line of lands now or formerly of Maxton Coal Co. N 85 degrees 05 minutes W a distance of 176.0 feet to a post and place of beginning. Containing 0.2 acre. Being Lot No. 34 on Lot Layout of Pardee and Ashman Estate.

THE SECOND THEREOF: BEGINNING at a post on the North side of State Highway Route No. 17061 and being the S. E. corner of lot as here bounded and described; thence along State Highway and lands now or formerly of Pardee & Ashman Estate S 79 degrees 00 minutes W a distance of 167.0 feet to a post; thence along line of lands now or formerly of John H. Coval N 6 degrees 20 minutes W a distance of 358.0 feet to a post; thence along line of lands now or formerly of John H. Coval N 62 degrees 45 minutes E a distance of 207.0 feet to a post; thence along line of lands now or formerly of Pardee & Ashman Estate S 33 degrees 10 minutes E a distance of 239.0 feet to a post; thence along line of lands now or formerly of Pardee & Ashman Estate S 58 degrees 30 minutes W a distance of 163.0 feet to a post; thence along line of lands now or formerly of Pardee & Ashman Estate S 10 degrees 50 minutes E a distance of 135.0 feet to a post and place of

beginning. Containing 1.8 acres and being Lot No. 33 on Lot Layout of Pardee & Ashman Estate.

RESERVING THEREFROM all adverse conveyances, exceptions and reservations of record in Clearfield County, Pennsylvania.

UNDER AND SUBJECT TO all conditions, restrictions, covenants, limitations, leases, agreements, rights of way and easements of record in Clearfield County, Pennsylvania.

2. That if the said Defendants, Joseph E. Volk, Agnes Volk, Joseph E. Volk, Jr., Frances Volk, Gary Volk, Barbara Waslowski, Olga Cebulko, Mary Patrick, Agnes Ostrovich, Velma Hanslovan, Michael Volk, and the heirs, successors, administrators, executors and assigns of each, as well as any OTHER PERSON, PARTY, or ENTITY, who may claim interest in the property herein, their heirs administrators, and/or assigns, and all other persons, firms, partnerships or corporate entities in interest have not filed said exceptions within thirty (30) days, the Prothonotary shall enter Final Judgment upon Praecept of the Plaintiff.

3. That the rights of the Plaintiff are superior to the rights of the Defendants, their heirs, administrators and/or assigns, and ALL OTHER PERSONS, firms, partnerships or corporate entities in interest.

4. That the said Plaintiff has title fee simple to the premises as described in the Complaint as against the Defendants, Joseph E. Volk, Agnes Volk, Joseph E. Volk, Jr., Frances Volk, Gary Volk, Barbara Waslowski, Olga Cebulko, Mary Patrick, Agnes Ostrovich, Velma Hanslovan, Michael Volk, and the heirs, successors, administrators, executors and assigns of each, as well as ANY OTHER PERSON, PARTY, or ENTITY, who may claim interest in the property herein, their heirs, executors, successors and/or assigns, and ALL OTHER PERSONS, firms, partnerships or corporate entities in interest.

5. That the Defendants, Joseph E. Volk, Agnes Volk, Joseph E. Volk, Jr., Frances Volk, Gary Volk, Barbara Waslowski, Olga Cebulko, Mary Patrick, Agnes Ostrovich, Velma Hanslovan, Michael Volk, and the heirs, successors, administrators, executors and assigns

of each, as well as any OTHER PERSON, PARTY, or ENTITY, who may claim interest in the property herein, their heirs, administrators and/or assigns, and ALL OTHER PERSONS, firms, partnerships or corporate entities in interest are enjoined from setting up title to the premises of the Plaintiff, described in said Complaint and from impeaching, denying or in any way attacking the title of the Plaintiff to said premises.

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

7. 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:

/s/ JOHN K. REILLY, JR.

J.

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

FEB 08 2002

Attest.

John K. Reilly
Prothonotary/
Clerk of Courts