

04-1111-00
GLORIA JEANNE WACNER -vs- ELIZABETH J. SAUPP et al

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

GLORIA JEANNE WAGNER, : No.: 01- III/ -CD
Plaintiff : Type of Case: Quiet
vs. : Title Action
ELIZABETH J. SAUPP; : Type of Pleading:
KATHRYN MALONEY; : Complaint
C. F. SAUPP, a/k/a CHAUNCEY : Filed on behalf of:
F. SAUPP; : Plaintiff
ANNIE BLACKER and WILLIAM : Counsel of Record For
BLACKER, her husband; : This Party:
D. C. WHITE, a/k/a REV. WHITE, : Girard Kasubick, Esq.
and ERMA T. WHITE, his wife; : Supreme Court #30109
JOHN HENSHAW, a/k/a JNO : 611 Brisbin Street
HENSHAW, and ELIZABETH : Houtzdale, PA 16651
HENSHAW, his wife;
LOUISA SAUPP;
WILLIAM WILLETT, a/k/a
WILLIAM WILLET, a/k/a
WILLIAM WILLETTTS;
JOHN TYLER;
JOHN G. READING;
AUGUST G. RICHEY;
THOMAS L. WALLACE;
MATHIAS BARTON
and their heirs, executors,
administrators, successors,
trustees and assigns, known
or unknown, and any other
person who may claim title or
an interest in the property
subject to this action,
Defendants

FILED

JUN 11 2001

William A. Shaw
Notary

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

GLORIA JEANNE WAGNER,	:	
Plaintiff	:	No.: 01- -CD
	:	
vs.	:	QUIET TITLE ACTION
	:	
ELIZABETH J. SAUPP; KATHRYN	:	
MALONEY; C. F. SAUPP, a/k/a	:	
CHAUNCEY F. SAUPP; ANNIE	:	
BLACKER and WILLIAM BLACKER,	:	
her husband; D. C. WHITE,	:	
a/k/a REV. WHITE, and ERMA T.	:	
WHITE, his wife; JOHN HENSHAW,	:	
a/k/a JNO HENSHAW, and	:	
ELIZABETH HENSHAW, his wife;	:	
LOUISA SAUPP; WILLIAM WILLETT,	:	
a/k/a WILLIAM WILLET, a/k/a	:	
WILLIAM WILLETT; JOHN TYLER;	:	
JOHN G. READING; AUGUST G.	:	
RICHEY; THOMAS L. WALLACE;	:	
MATHIAS BARTON and their heirs,	:	
executors, administrators,	:	
successors, trustees and	:	
assigns, known or unknown, and	:	
any other person who may claim	:	
title or an interest in the	:	
property subject to this	:	
action,	:	
Defendants	:	

NOTICE

You have been sued in Court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this Complaint and Notice are served, by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so, the case may proceed without you and a judgment may

be entered against you by the Court without further notice for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

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

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

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

GLORIA JEANNE WAGNER,	:	
Plaintiff	:	No.: 01- -CD
	:	
vs.	:	QUIET TITLE ACTION
	:	
ELIZABETH J. SAUPP; KATHRYN	:	
MALONEY; C. F. SAUPP, a/k/a	:	
CHAUNCEY F. SAUPP; ANNIE	:	
BLACKER and WILLIAM BLACKER,	:	
her husband; D. C. WHITE,	:	
a/k/a REV. WHITE, and ERMA T.	:	
WHITE, his wife; JOHN HENSHAW,	:	
a/k/a JNO HENSHAW, and	:	
ELIZABETH HENSHAW, his wife;	:	
LOUISA SAUPP; WILLIAM WILLET,	:	
a/k/a WILLIAM WILLET, a/k/a	:	
WILLIAM WILLETT; JOHN TYLER;	:	
JOHN G. READING; AUGUST G.	:	
RICHEY; THOMAS L. WALLACE;	:	
MATHIAS BARTON and their heirs,	:	
executors, administrators,	:	
successors, trustees and	:	
assigns, known or unknown, and	:	
any other person who may claim	:	
title or an interest in the	:	
property subject to this	:	
action,	:	
Defendants	:	

COMPLAINT

AND NOW comes, GLORIA JEANNE WAGNER, by and through her attorney, Girard Kasubick, Esq., and files the following Complaint:

1. The Plaintiff is Gloria Jeanne Wagner, who resides at R.D. 3, Box 381, Tyrone, Pennsylvania 16686.

2. The Defendants are Elizabeth J. Saupp; Kathryn Moloney; C. F. Saupp, a/k/a Chauncey F. Saupp; Annie

Blacker and William Blacker, her husband; D. C. White, a/k/a Rev. White, and Erma T. White, his wife; John Henshaw, a/k/a Jno Henshaw, and Elizabeth Henshaw, his wife; Louisa Saupp; William Willett, a/k/a William Willet, a/k/a William Willetts; John Tyler; John G. Reading; August G. Richey; Thomas L. Wallace; Mathias Barton, and their heirs, executors, administrators, successors, trustees and assigns, known or unknown, and any other person who may claim title under them, and who are deceased or their whereabouts are unknown.

3. The real property involved in and subject to this action are those four (4) tracts or parcels of land located in Woodward Township; however the First Thereof tract also being partly in Bigler Township, Clearfield County, Pennsylvania, bounded and described as follows:

THE FIRST THEREOF:

Being in the Township of Bigler and Woodward, and a part of the tract surveyed on warrant granted to Samuel Hegarty and Mathias Barton, bounded and described as follows:

BEGINNING at a post, corner of land of William Willetts Alley; thence along said Alley North 5 degrees 15 minutes East, 1002 feet to a post; thence along land now or formerly of Reading, Richey and Wallace, North 86 degrees 20 minutes West, 1088 feet to a post; thence along said land South 5 degrees 15 minutes West, 1002 feet to a post; thence along said land South 86 degrees 20 minutes East, 1088 feet to post and place of beginning, containing 25 acres.

The aforesaid tract being surveyed by Gary L. Thorp, PLS of Curry & Associates by survey dated March 5, 2000 and the aforesaid property from said survey is bounded and described as follows:

BEGINNING at a railroad rail (found), said rail being on the eastern line of lands of Anthony Flango and said rail being the northwest corner of the parcel herein described: thence along the lands of Anthony Flango South 86 Degrees 37 Minutes 30 Seconds East a distance of 459.64 feet to a $\frac{3}{4}$ " rebar (set); thence still along the lands of Anthony Flango South 86 Degrees 26 Minutes 12 Seconds East a distance of 639.83 feet to an iron rail (found), said iron rail being on the southern side of a 30.00 - foot wide alley, said iron rail also being the northwest corner of parcel identified by Clearfield County as Parcel Number 130-L13-28 and said iron rail being on the western side of a 15 - foot wide alley; thence along the western side of a 15 - foot wide alley South 04 Degrees 57 Minutes 28 Seconds West a distance of 994.50 feet to a point, said point being on the northern side of a 16.00 - foot wide alley as shown on the lot plan of Loraine and said point being on the southern line of the Mathias Barton Warrant; thence along the northern side of a 16.00 - foot wide alley North 86 Degrees 28 Minutes 07 Seconds West a distance of 1,079.39 feet to a $\frac{1}{2}$ " pin (found), said pin being on the eastern line of lands of Anthony Flango; thence along the eastern line of lands of Anthony Flango and along an old fence line/hump row North 03 Degrees 48 Minutes 03 Seconds East a distance of 993.30 feet to a railroad rail (found) a place of beginning. Containing 24.85 acres.

The above tract known by Clearfield County Tax Map No. 103-L13-110 assessed in Bigler Township and hereinafter referred to as "First Premises".

THE SECOND THEREOF:

Being a certain parcel or tract of land situate in the Township of Woodward, County and State of Pennsylvania, bounded and described as follows:

BEGINNING at a post on the West side of the road laid out by Wallace, Richey & Co., and on the South side of an Alley on North line of the Isreal Wheeler tract; thence by said road or street South 3 degrees 45 minutes West, 784 feet to a post; thence by residue of tract North 86 degrees 15 minutes East, 178 feet to a post; thence North 3 degrees 45 minutes East, 176 feet to a post; thence North 86 degrees 20 minutes West, 731 feet to a post; thence by same North 3 degrees 45 minutes East, 608 feet to a post on South side of said Alley; thence by said Alley South 86 degrees 15 minutes East, 839 feet to place of beginning, containing 12 acres.

The aforesaid tract being surveyed by Gary L. Thorp, PLS of Curry & Associates by survey dated March 5, 2000 and the aforesaid property from said survey is bounded and described as follows:

BEGINNING at a point, said point being on the southern side of a 16.00-foot alley as shown on the lot plan of Loraine and said point being the northwest corner of the parcel herein described; thence along the southern side of a 16.00 - foot wide alley South 86 Degrees 28 Minutes 07 Seconds East a distance of 882.09 feet to a point, said point being on the western side of a 60.00 - foot wide street; thence along the western side of a 60.00 - foot wide street South 03 Degrees 48 Minutes 22 Seconds West a distance of 792.78 feet to a $\frac{3}{4}$ " rebar (set), said rebar being a common corner with lands owned by Raymond Buynak, et al., as described in Deed Book 1700, Page 385; thence along the lands of Raymond Buynak, et al., North 86 Degrees 34 Minutes 26 Seconds West a distance of 167.03 feet to a 1 $\frac{1}{2}$ " axle (found); thence still along the lands of Raymond Buynak, et al., North 03 Degrees 13 Minutes 41 Seconds East a distance of 175.44 feet to a 1 $\frac{1}{2}$ " axle (found); thence still along the lands of Raymond Buynak, et al., North 86 Degrees 51 Minutes 11 Seconds West a distance of 710.34 feet to a $\frac{3}{4}$ " rebar (set), said rebar being a common corner with Anthony Flango; thence along the lands of Anthony Flango North 03 Degrees 31 Minutes 53 Seconds East a distance of 622.41 feet to a point and place of beginning. Containing 13.20 acres.

The above tract known by Clearfield County Tax Map No. 130-L14-35 assessed in Woodward Township and hereinafter referred to as "Second Premises".

THE THIRD THEREOF:

Being a certain parcel or tract of land situate in the Township of Woodward, County and State of Pennsylvania, bounded and described as follows:

Being part of tract surveyed on warrant granted to Mathias Barton:

BEGINNING at a post on other land of David G. and R. Delores Hamaty and thence thereby North 5 degrees 15 minutes East, 1002 feet to a post; thence South 86 degrees 20 minutes East, 1088 feet to a post; thence South 5 degrees 15 minutes West, 1002 feet to a post; thence North 86 degrees 20 minutes West, 1088 feet to a post, and the place of beginning, and containing 25 acres.

The aforesaid tract being surveyed by Gary L. Thorp, PLS of Curry & Associates by survey dated March 5, 2000 and the aforesaid property from said survey consists of two tracts that are bounded and described as follows:

BEGINNING at a point, said point being on the southern side of a 30.00 - foot wide alley, said point also being the northeast corner of lands now or formerly William Willets as described in Deed Book 83, Page 253 and said point being the northwest corner of the parcel herein described; thence along the southern side of the 30.00 - foot wide alley South 86 Degrees 45 Minutes 43 Seconds East a distance of 886.06 feet to a point, said point being the northwest corner of the parcel identified as the Third Thereof of Deed Book 570, Page 634; thence along the western line of the Third Thereof of Deed Book 570, Page 634 South 04 Degrees 40 Minutes 25 Seconds West a distance of 1,000.11 feet to an oak tree corner, said oak tree being on the northern side of a 16.00 - foot wide alley as shown on the lot plan of Loraine and said oak tree being on the southern line of the Mathias Barton Warrant; thence along the northern side of a 16.00 - foot wide alley North 86 Degrees 28 Minutes 07 Seconds West passing through a $\frac{3}{4}$ " rebar(set) a distance of 844.81 feet and continuing on for a total distance of 890.89 feet to a point, said point being the southeast corner of lands now or formerly William Willetts as described in Deed Book 83, Page 253; thence along the eastern line of lands now or formerly William Willetts North 04 Degrees 57 Minutes 28 Seconds East a distance of 995.68 feet to a point and place of beginning. Containing 20.35 acres.

BEGINNING at a point, said point being on the southern side of a 30.00 - foot wide alley, said point also being on the eastern side of a 15.00 - foot wide alley and said point being the northwest corner of the parcel herein described; thence along the southern side of a 30.00 - foot wide alley South 86 Degrees 45 Minutes 43 Seconds East passing through a $\frac{1}{2}$ " pin (found) a distance of 14.95 feet and continuing for a total distance of 217.07 feet to a point, said point being on the western line of the Second Thereof - Parcel #2 of Deed Book 570, Page 634; thence along the western line of the Second Thereof - Parcel #2 South 04 Degrees 57 Minutes 28 Seconds West a distance of 995.68 feet to a point, said point being on the northern side of a 16.00 - foot wide alley as shown on the lot plan of Loraine and said point being on the southern line of the Mathias Barton Warrant; thence along the northern side of a 16.00 - foot wide alley North 86 Degrees 28 Minutes 07 Seconds West a distance of 217.07 feet to a point, said point being on the eastern side of

a 15.00 - foot wide alley; thence along the eastern side of a 15.00 - foot wide alley North 04 Degrees 57 Minutes 28 Seconds East a distance of 994.50 feet to a point and place of beginning. Containing 4.96 acres.

The above tract known by Clearfield County Tax Map No. 130-L13-28 assessed in Woodward Township and hereinafter referred to as "Third Premises".

THE FOURTH THEREOF:

Situate, lying and being in the Township of Woodward aforesaid, being part of tract surveyed on warrant granted to Mathias Barton, bounded and described as follows:

BEGINNING at a plug on land, now or formerly of Reading, Richey & Wallace; thence North 86 degrees 20 minutes West, 1130 feet to a post; thence along same North 5 degrees 15 minutes East, 1006 feet to a post; thence along same South 86 degrees 20 minutes East, 1130 feet to a post; thence along same land South 5 degrees 15 minutes West, 1006 feet to place of beginning, containing 25 acres.

The aforesaid tract being surveyed by Gary L. Thorp, PLS of Curry & Associates by survey dated March 5, 2000 and the aforesaid property from said survey is bounded and described as follows:

BEGINNING at a point, said point being on the southern side of a 30.00 - foot wide alley, said point being the northeast corner of the Second Thereof - Parcel #2 of Deed Book 570, Page 634 and said point being the northwest corner of the parcel herein described; thence along the southern side of the 30.00 - foot wide alley South 86 Degrees 45 Minutes 43 Seconds East a distance of 1,135.18 feet to a $\frac{3}{4}$ " rebar(set), said rebar being on the western line of lands of Richard Flango and Nancy F. Valenza; thence along the western line of lands of Richard Flango and Nancy F. Valenza South 04 Degrees 57 Minutes 28 Seconds West passing through a $\frac{3}{4}$ " rebar (set) a distance of 1,005.20 feet and continuing on for a total distance of 1,006.00 feet to a point, said point being on the northern side of a 16.00 - foot wide alley as shown on the lot plan of Loraine and said point being on the southern line of the Mathias Barton Warrant; thence along the northern side of a 16.00 - foot wide alley North 86 Degrees 20 Minutes 58 Seconds West a distance of 371.63 feet to a point; thence still along the northern side of a 16.00 - foot wide alley North 86 Degrees 28 Minutes 07 Seconds West passing through a $\frac{3}{4}$ " rebar (set) a distance of 721.11 feet and continuing on for a total distance of

758.39 feet to an oak tree corner, said oak tree being the southeast corner of the Second Thereof - Parcel #2 of Deed Book 570, Page 634; thence along the eastern line of the Second Thereof - Parcel #2 North 04 Degrees 40 Minutes 25 Seconds East a distance of 1,000.11 feet to a point and place of beginning. Containing 26.08 acres.

The above tract known by Clearfield County Tax Map No. 130-M14-58 assessed in Woodward Township and hereinafter referred to as "Fourth Premises".

4. The above four (4) tracts described in Paragraph 3 of this Complaint being adjacent to each other and having been surveyed by Curry & Associates, Registered Surveyors, and combined into one description bound and described as follows:

BEGINNING at a railroad rail (round), said rail being on the eastern line of lands of Anthony Flango and said rail being the northwest corner of the parcel herein described; thence along the lands of Anthony Flango South 86 Degrees 37 Minutes 30 Seconds East a distance of 459.64 feet to a $\frac{3}{4}$ " rebar (set); thence still along the lands of Anthony Flango South 86 Degrees 26 Minutes 12 Seconds East a distance of 639.83 feet to an iron rail (found), said iron rail being on the southern side of a 30.00 foot wide alley, said iron rail also being the northwest corner of parcel identified by Clearfield County as parcel number 130-L13-28 and said iron rail being on the western side of a 15 foot wide alley; thence along the southern side of a 30.00 foot wide alley South 86 Degrees 45 Minutes 43 Seconds East a distance of 2,253.31 feet to a $\frac{3}{4}$ " rebar (set), said rebar being on the western line of lands of Richard Flango and Nancy E. Valenza; thence along the western line of lands of Richard Flango and Nancy F. Valenza South 04 Degrees 57 Minutes 28 Seconds West passing through a $\frac{3}{4}$ " rebar (set) a distance of 1,005.02 feet and continuing on for a total distance of 1,006.00 feet to a point, said point being on the northern side of a 16.00 foot wide alley as shown on the lot plan of Loraine; thence along the northern side of a 16.00 foot wide alley North 86 Degrees 20 Minutes 58 seconds West a distance of 371.63 feet to a point; thence still along the northern side of a 16.00 foot wide alley North 86 Degrees 28 Minutes 07 Seconds West a distance of 721.11 feet to a $\frac{3}{4}$ " rebar (set), said rebar being on the western side of a 60.00 foot wide street; thence along the western side of a 60.00 foot wide street South 03 Degrees

48 Minutes 22 Seconds West a distance of 808.78 feet to a $\frac{3}{4}$ " rebar (set), said rebar being a common corner with lands owned by Raymond Buynak, et al. as described in Deed Book 1700, Page 385; thence along the lands of Raymond Buynak, et al., North 86 Degrees 34 Minutes 26 Seconds West a distance of 167.03 feet to a $1\frac{1}{2}$ " axle (found); thence still along the lands of Raymond Buynak, et al. North 03 Degrees 13 Minutes 41 Seconds East a distance of 175.44 feet to a $1\frac{1}{2}$ " axle (found); thence still along the lands of Raymond Buynak, et al., North 86 Degrees 51 Minutes 11 Seconds West a distance of 710.34 feet to a $\frac{3}{4}$ " rebar (set), said rebar being a common corner with Anthony Flango; thence along the lands of Anthony Flango North 03 Degrees 31 Minutes 53 Seconds East a distance of 638.41 feet to a $\frac{3}{4}$ " rebar (set), said rebar being on the northern side of a 16.00 foot wide alley as shown on the lot plan of Loraine; thence along the northern side of a 16.00 foot wide alley North 86 Degrees 28 Minutes 07 seconds West a distance of 1,357.47 feet to a $\frac{1}{2}$ " pin (found), said pin being a common corner with the lands of Anthony Flango; thence along the lands of Anthony Flango North 03 Degrees 48 Minutes 03 Seconds East a distance of 993.30 feet to a railroad rail (found) and place of beginning. Containing 90.111 acres.

Attached hereto and marked Exhibit "A" is the survey map of Curry and Associates dated March 5, 2000, showing the combined properties outlined in red and as described in this Paragraph. This description hereinafter referred to as the "Combined Premises". The individual properties described in Paragraph 3 from the survey are also shown within the boundaries of the Combined Premises.

5. The deeds and method by which Gloria Jeanne Wagner obtained title to the real property described in Paragraphs 5 and 6 of this Complaint is as follows:

a). The First Premises, Second Premises, Third Premises, and Fourth Premises were all conveyed to Fred Eugene Wagner and Gloria Jeanne Wagner, his wife, by deed from Adolph Kammrath and Alma Kammrath, his wife, dated May

14, 1969 and recorded in Clearfield County Deed Book 570, Page 634.

b). The said Fred Eugene Wagner having died on September 10, 1994 thereby vesting title in the First Premises, Second Premises, Third Premises, and Fourth Premises in his wife, Gloria Jeanne Wagner, as the surviving tenants by the entireties owner.

c). The First Premises, Second Premises, Third Premises, and Fourth Premises were all conveyed to Adolph Kammrath and Alma Kammrath, his wife, by deed from David S. Hamaty and R. Delores Hamaty dated May 12, 1967 and recorded in Clearfield County Deed Book 529, Page 493.

d). The First Premises, Second Premises, Third Premises, and Fourth Premises were all conveyed to David S. Hamaty and R. Delores Hamaty, his wife, by deed from Adolph Kammrath and Alma Kammrath, his wife, dated November 22, 1961 and recorded in Clearfield County Deed Book 492, Page 723.

AS TO THE FIRST PREMISES ONLY:

e). The First Premises was conveyed to Adolph Kammrath and Alma Kammrath, his wife, by deed from Elizabeth J. Saupp, single, dated July 23, 1945 and recorded in Clearfield County Deed Book 374, Page 6.

f). The deed in Deed Book 374, Page 6 contained no metes and bounds description, but it conveyed 25 acres situated in Bigler Township (actually partly in Woodward,

but assessed in Bigler) sold to Elizabeth J. Saupp by Clearfield County Commissioners by deed bearing the date of May 25, 1942 and sold for 1930 and 1931 taxes. No other description is contained in this deed other than a reference of 25 acres in Bigler Township.

g). After diligent search of the records of the Recorder of Deeds Office of Clearfield County no recorded deed could be found into Elizabeth J. Saupp from the County Commissioners containing 25 acres in Bigler Township, nor could any recorded deed on the 25 acres in Bigler Township be found from the Treasurer of Clearfield County to the Clearfield County Commissioners.

h). The Assessment Records of Bigler Township show Elizabeth J. Saupp assessed with 25 acres from 1942 to 1945 and it is averred to be the First Premises.

i). Lands sold to County Book 5, Page 138 shows the 25 acres in Bigler Township was assessed to Mrs. Kathryn Maloney and sold to the County on January 10, 1936 for non-payment of 1930-1931 taxes. The remarks state the 25 acres was sold to Elizabeth J. Saupp at Commissioners Sale on January 21, 1942. These tax sale deeds were not found of record as noted in Subparagraph g). above.

j). The First Premises, being the 25 acres, was conveyed to Kathryn Maloney by deed from the Clearfield

County Commissioners in the name of C. F. Saupp dated July 23, 1929 and recorded in Clearfield County Deed Book 294, Page 310.

k). The First Premises, being the 25 acres, was conveyed to the Clearfield County Commissioners by deed from M. M. Overly, Treasurer of Clearfield County in the name of C. F. Saupp dated August 25, 1926 and recorded in Clearfield County Deed Book 294, Page 309.

l). Lands sold to County Book 3, Page 45 shows the 25 acres in Bigler Township was assessed to C. F. Saupp and sold to the County on August 10, 1926 for non-payment of 1924 taxes. The remarks state the 25 acres was sold to Kathryn Maloney at a Commissioners Sale on June 25, 1929.

m). The Assessment Records of Bigler Township show C. F. Saupp assessed with 25 acres from 1924 to 1926 and in 1926 it states the property was sold to the County. C. F. Saupp was also assessed with 25A. from 1909 to 1920, but from 1921 to 1923 this 25 acres to C. F. Saupp is not listed for some unknown reason.

n). After diligent search of the records of the Recorder of Deeds Office of Clearfield County no recorded deed could be found on the Premises into C. F. Saupp, who was also known as Chauncey F. Saupp.

o). After diligent search of the records of the Register of Wills Office of Clearfield County no estates could be found of record for Kathryn Maloney, C. F. Saupp,

a/k/a Chauncey F. Saupp or Elizabeth J. Saupp, wife of C. F. Saupp.

p). The Assessment Records of Bigler Township state in 1909 that 25 A of Annie Blacker is transferred to C. F. Saupp which begins his assessment as noted in Subparagraph m). above, however after diligent search of the records of Clearfield County no recorded deed was found from Annie Blacker to C. F. Saupp on the First Premises which is partly in Bigler and partly in Woodward Township. Annie Blacker was never assessed with a 25 acre tract in Bigler Township after diligent search of the Bigler Township Assessment Records.

q). The First Premises was conveyed to Annie Blacker by deed from the Fidelity Insurance Trust and Safe Deposit Company, Administrator d.b.n.c.t.a, et al., dated February 12, 1902 and recorded in Clearfield County Deed Book 122, Page 413. There are no other deeds recorded into Annie Blacker on a 25 acre tract of land. The description in this deed states it is partly in Woodward Township and partly in Bigler Township and is the same description as the First Thereof in Deed Book 570, Page 634 noted in Subparagraph a). above.

r). Annie Blacker and William Blacker, her husband, conveyed the 25 acres, being the First Premises, to D. C. White by deed dated August 23, 1906 and recorded in Clearfield County Deed Book 162, Page 30.

s). The Assessment Records of Bigler Township never showed D. C. White assessed with a 25 acre tract. The Assessment Records of Woodward Township does show Rev. White which is believed to be D. C. White assessed with 25 acres, but it is believed that this is the Third Premises as noted below under the Third Premises, because the 1987 Woodward Township Assessment Records state the 25 A. is from William Willett.

t). D. C. White and Emma T. White, his wife, conveyed the First Premises to Louisa Saupp by deed dated November 26, 1906 and recorded in Clearfield County Deed Book 162, Page 29. It is averred that Louisa Saupp may have been the wife of C. F. Saupp and the property was assessed under his name, but conveyed by deed to Louisa Saupp.

u). In conclusion, it appears the First Premises was conveyed to Louisa Saupp by deed under Subparagraph t). above, but was assessed to C. F. Saupp under Subparagraph p). above. After diligent search of the records of Clearfield County no recorded deed was found out of Louisa Saupp nor any real property from her.

AS TO THE SECOND PREMISES AND THIRD PREMISES:

v). The Second Premises and Third Premises was conveyed to Adolph Kammrath and Alma Kammrath, his wife, by

deed from Charles R. Saupp and Elizabeth Saupp, his wife, dated June 1, 1954 and recorded in Clearfield County Deed Book 436, Page 312.

w). The Second Premises and Third Premises was conveyed to C. R. Saupp, a/k/a Charles R. Saupp, by deed from the Clearfield County Commissioners dated September 31, 1931 and recorded in Clearfield County Deed Book 309, Page 85. This deed does not have a metes and bounds description, but describes the property as 30 acres in Woodward Township assessed in the name of C. F. Saupp. No Treasurers Deed to the County Commissioners was found to be recorded.

x). Although the Second Premises and Third Premises are described as 12 acres and 25 acres, it is averred that the deed in Deed Book 309, Page 85 does convey both the First Premises and Second Premises even though only 30 acres are described in this deed for the reasons shown below.

y). Lands Sold to County Book 3, Page 90 shows 30 acres in Woodward Township was assessed to C. F. Saupp and sold to the County on August 31, 1928 for non-payment of 1925-1926 taxes. The remarks state the 30 acres were sold to C. R. Saupp at Commissioners Sale on July 14, 1931.

z). The Assessment Records of Woodward Township in 1929 shows C. F. Saupp assessed with 15A, 12A, and 3A

which totals 30 acres. The 1929 Assessment Records state this property was sold to the County.

aa). The Assessment Records of Woodward Township show C. F. Saupp assessed with the 15A, 12A, and 3A from 1910 to 1928.

bb). The Assessment Records of Woodward Township in 1910 under C. F. Saupp state he obtained the 12A from Jno Henshaw, a/k/a John Henshaw, believed to be the Second Premises, and that he obtained the 15A from Rev. White, believed to be the Third Premises. It does not state how he obtained the 3A.

cc). The Second Premises with the same description as in Deed Book 570, Page 634 was conveyed to Chauncey F. Saupp by deed from John Henshaw and Elizabeth Henshaw, his wife, dated January 25, 1910 and recorded in Clearfield County Deed Book 248, Page 368.

dd). After diligent search of the records of the Recorder of Deeds Office of Clearfield County no deed could be found recorded from Rev. White or any surname White into C. F. Saupp or Chauncey F. Saupp for the Third Premises.

ee). The Assessment Records of Woodward Township shows in 1909 on the Third Premises that Rev. White was assessed with 25A and 10A and the 10A was transferred to John Tyler which is believed to be a different tract. In 1910 Rev. White was only assessed with 25A and it is stated that it is transferred to Saupp and Tyler. In 1910, C. F.

Saupp was assessed with 15A from Rev. White. It is believed and averred the tax collector erroneously deducted an additional 10 acres off the 25 acres transferred to C. F. Saupp on the Assessment Records for Tyler when that was already transferred to Tyler in 1909, and C. F. Saupp should have been assessed with 25 acres in 1910 and that this is the Third Premises.

ff). The Assessment Records of Woodward Township on the Third Premises show Rev. White assessed with the 25 acres from 1907 to 1910. In 1907 it states he obtained the 25A from William Willett.

gg). The Assessment Records of Woodward Township on the Third Premises show W. Willet or Wm. William or William Willett, a/k/a Willet, assessed with 25A from 1895 to 1907 when it is transferred to Rev. White.

hh). After diligent search of the records of Clearfield County no recorded deed was found from William Willet, a/k/a William Willett, a/k/a William Willetts, to Rev. White or D. C. White nor any recorded deed from Rev. White or D. C. White to C. F. Saupp.

ii). There is a deed from The Fidelity Insurance Trust and Safe Deposit Company, Administrator of John G. Reading, August G. Richey and Thomas L. Wallace to William Willetts dated March 8, 1894 and recorded in Clearfield County Deed Book 83, Page 253 which conveys a tract 217

feet by 1002 feet which is averred to be a part of the 25 acres being the Third Premises.

jj). It is averred, that the balance of the Third Premises not conveyed in Deed Book 83, Page 253 became owned by William Willett under Contact 25, as mentioned in the description in Deed Book 83, Page 253 as an adjacent tract to William Willetts. However, after diligent search of the records of Clearfield County no recorded deed was found into William Willetts on the balance of the Third Premises, although he became assessed with the full 25 acres in 1895, as noted in Subparagraph gg). above. Also, no estate was found on William Willett, a/k/a William Willet, a/k/a William Willetts.

kk). It is averred that the missing portion is out of the original Warrant of Mathias Barton.

AS TO THE FOURTH PREMISES:

ll). The Fourth Premises was conveyed to Adolph Kammrath and Alma Kammrath, his wife, by deed from The Houtzdale Bank dated March 15, 1946 and recorded in Clearfield County Deed Book 397, Page 174.

mm). The Fourth Premises was conveyed to The Houtzdale Trust Company by deed from Howard J. Crago, Executor of T. E. Rockett dated February 15, 1930 and recorded in Deed Book 295, Page 513. The Fourth Premises being the Third Thereof in said deed.

nn). The Houtzdale Bank is the successor to The Houtzdale Trust Company.

oo). The Fourth Premises is conveyed to Thomas Rockett by deed of The Fidelity Insurance Trust and Deposit Company, John G. Reading, August G. Richey, and Thomas L. Wallace dated July 12, 1893 and recorded in Clearfield County Deed Book 77, Page 617.

pp). It is averred, Thomas Rockett is also known as T. E. Rocket, and he died July 15, 1925 and his estate in Clearfield County Register of Wills File No. 10084 shows Howard J. Crago was appointed Executor with the power to sell real estate and the Accounting shows the property in Woodward Township was sold to The Houtzdale Trust Company.

6. The Plaintiff and her predecessors in title have been in open, continuous, notorious, actual, exclusive, visible, distinct and hostile possession of the property described in Paragraphs 3 and 4 of this Complaint in excess of twenty-one (21) years immediately preceding the filing of this Action, and thereby claim title by adverse possession.

7. The Plaintiff and her husband have operated a tree farm/nursery on the premises for a period of more than 21 years by planting and harvesting trees and shrubs on the Combined Premises as well as for other uses in the tree farm/nursery business.

8. This Quiet Title Action is also necessary to establish a proper chain of title out of which the real property subject of this action comes, because of irregularities in the chain of title including unrecorded deeds, variances in the descriptions, failure to file estates for deceased parties establishing a proper chain of title, tax sales of record, and deeds recorded wherein it is unclear what property they may be transferring all of which raise a question as to the chain of title to the Premises subject of this action and create a cloud on title.

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

10. The named Defendants to this action are deceased or their whereabouts are unknown and Plaintiff has made a diligent and reasonable search to locate the whereabouts of the Defendants, Elizabeth J. Saupp; Kathryn Moloney; C. F. Saupp, a/k/a Chauncey F. Saupp; Annie Blacker and William Blacker, her husband; D. C. White, a/k/a Rev. White, and Erma T. White, his wife; John Henshaw, a/k/a Jno Henshaw, and Elizabeth Henshaw, his wife; Louisa Saupp; William Willett, a/k/a William Willet, a/k/a William Willetts; John Tyler; John G. Reading; August G. Richey; Thomas L.

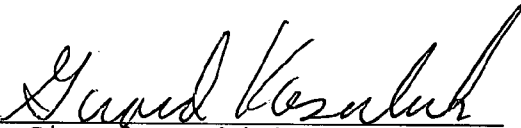
Wallace; Mathias Barton, but they are deceased or their whereabouts are unknown.

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

a). That the Plaintiff, her heirs, executors, personal representatives and assigns are seized of an indefeasible title to the property located in Woodward Township and partly in Bigler Township, Clearfield County, Pennsylvania, described herein and that an Order and Decree be entered adjudicating that each Defendant and any of their heirs, successors, trustees, personal representatives, or assigns be forever barred from asserting any right, title, lien or interest in the within described parcels of land.

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

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

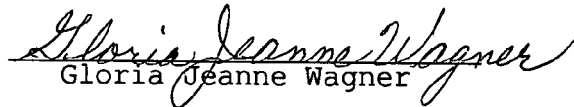

Girard Kasubick, Esq.
Attorney for Plaintiff

COMMONWEALTH OF PENNSYLVANIA :

COUNTY OF CLEARFIELD :

§:

On this, the 11th day of July, 2001, before me, the undersigned officer, personally appeared GLORIA JEANNE WAGNER, who being duly sworn according to law, deposes and says that the facts set forth in the foregoing Complaint are true and correct to the best of her knowledge, information, and belief.


Gloria Jeanne Wagner

Sworn to and subscribed
before me this 11th day
of July, 2001.


N.P.

Notarial Seal
Girard Kasubick, Notary Public
Houtzdale Boro, Clearfield County
My Commission Expires June 8, 2003

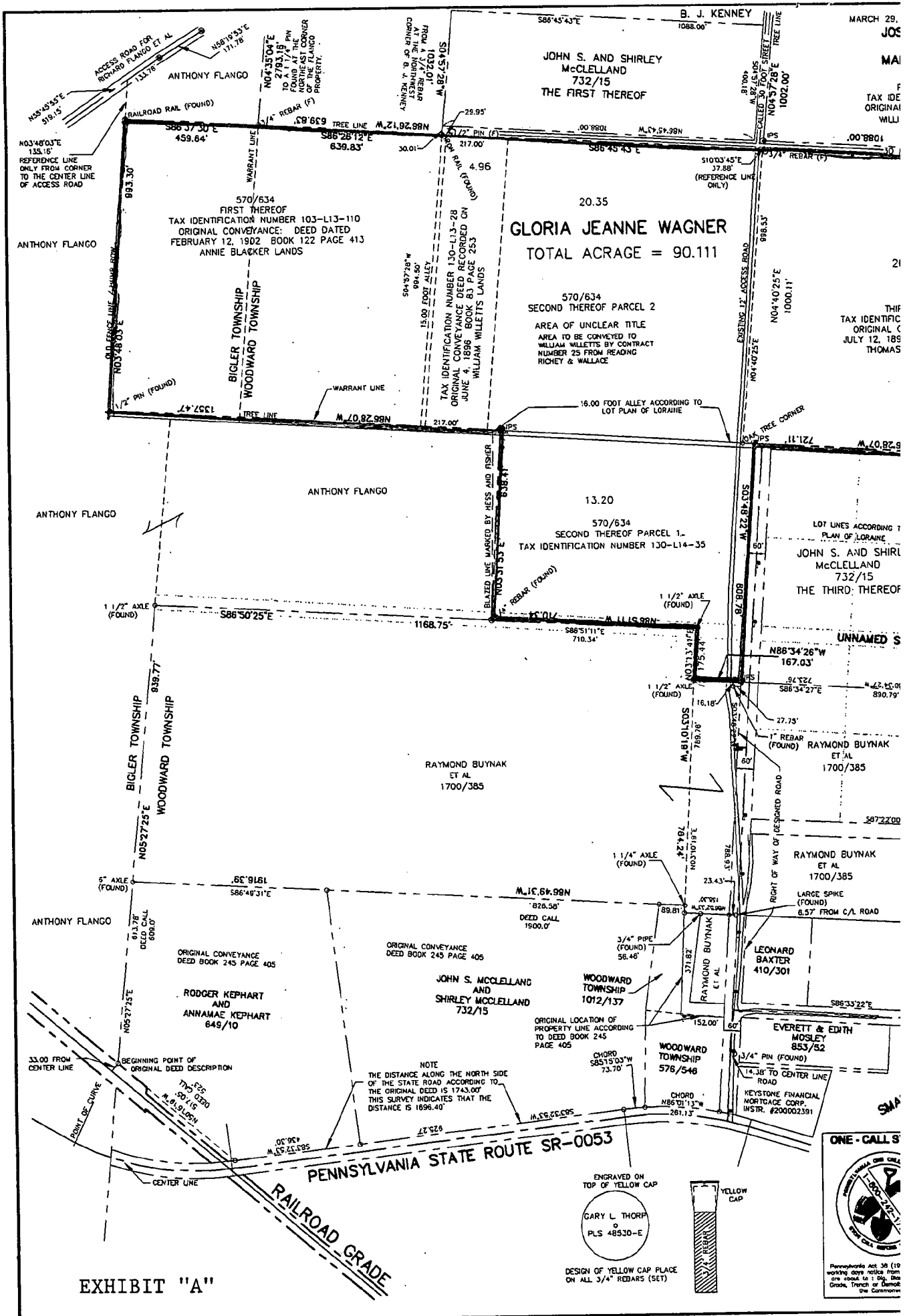
FILED

JUL 11 2001

William A. Shaw
Prothonotary

Mo:CC

Atty pd.
90.00



110 BOOK 183 PAGE 274
 PH P. KITKO
 AND
 K. KITKO
 1541/213
 ST THEREOF
 IFICATION NUMBER 86
 CONVEYED DEED DATE
 GEORGE PARCEL
 1,016 ACRES

110 BOOK 183 PAGE 274
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 1,016 ACRES

JOSEPH P. KITKO
 AND
 MARY K. KITKO
 1541/213

RICHARD FLANGO
 AND
 NANCY F. VALENZA
 84.780 ACRES

84.780 ACRES
 RICHARD FLANGO
 AND
 NANCY F. VALENZA

MICHAEL KAWA
 AND
 EVA KAWA
 1614/482

EDWARD CARLIN
 1809/391

MICHAEL KAWA
 AND
 EVA KAWA

NOTE
 RIGHT OF WAY OF THE OLD PENNSYLVANIA RAILROAD
 IS BASED ON NUMEROUS SHOTS TAKEN ON THE
 GRADE AND CALCULATED AGAINST THE ORIGINAL PLANS
 OBTAINED FROM HERSHEL W. BROWN.

BEARING BASED ON MAGNETIC NORTH 1997.

GRAPHIC SCALE

(IN FEET)
 1 inch = 200 ft.

GLORIA WAGNER
 TYRONE, PENNSYLVANIA

MAP OF RETRACEMENT SURVEY
 WOODWARD TOWNSHIP
 CLEARFIELD COUNTY



GARY L. THORP, PLS
 NO. SU-48530-E

CURRY & ASSOCIATES
 207 SOUTH THIRD STREET
 (814) 765-7226 FAX # 765-1930
 CLEARFIELD, PENNSYLVANIA

123/123	DEED REFERENCE
IPS	3/4" REBAR (SET) WITH YELLOW CAP
REBAR	REINFORCEMENT BARS
R/W	RIGHT OF WAY
C/L	CENTER LINE
P.C.	POINT OF CURVE
P.T.	POINT OF TANGENCY
N	NORTH
S	SOUTH
E	EAST
W	WEST
°	DEGREES
'	MINUTES OR FEET
"	SECONDS
CB	CHORD BEARING
CD	CHORD DISTANCE
R	RADIUS
L	LENGTH OF ARC
STA.	STATION
0+00	STARTING POINT OF REFERENCE LINE
R-1.23'	RIGHT OF LINE
L-1.23'	LEFT OF LINE

LINE LEGEND

- PROPERTY LINE
- CENTER LINE
- REFERENCE LINE
- RIGHT OF WAY LINE
- PROPERTY LINE OF THIS SURVEY
- CONTOUR
- REFERENCE LINE FROM RAIL ROAD
- EXISTING 12' ACCESS ROAD
- RIGHT OF WAY

MARCH 5, 2000

FIELD BOOK 68 PAGE 66

MAP NUMBER 130-L-13-28,110,58

FILE NUMBER 7051

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

GLORIA JEANNE WAGNER, :
Plaintiff : No.: 01-111-CD
vs. : QUIET TITLE ACTION
ELIZABETH J. SAUPP; KATHRYN :
MALONEY; C. F. SAUPP, a/k/a :
CHAUNCEY F. SAUPP; ANNIE :
BLACKER and WILLIAM BLACKER, :
her husband; D. C. WHITE, :
a/k/a REV. WHITE, and ERMA T. :
WHITE, his wife; JOHN HENSHAW, :
a/k/a JNO HENSHAW, and :
ELIZABETH HENSHAW, his wife; :
LOUISA SAUPP; WILLIAM WILLETT, :
a/k/a WILLIAM WILLET, a/k/a :
WILLIAM WILLETT; JOHN TYLER; :
JOHN G. READING; AUGUST G. :
RICHEY; THOMAS L. WALLACE; :
MATHIAS BARTON and their heirs, :
executors, administrators, :
successors, trustees and :
assigns, known or unknown, and :
any other person who may claim :
title or an interest in the :
property subject to this :
action, :
Defendants :

AFFIDAVIT

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF CLEARFIELD :

S:

FILED

JUL 11 2001

William A. Shaw
Prothonotary

Before me, the undersigned officer, personally appeared GLORIA JEANNE WAGNER, who being duly sworn according to law, deposes and says that the names of the Defendants, Elizabeth J. Saupp; Kathryn Moloney; C. F. Saupp, a/k/a Chauncey F. Saupp; Annie Blacker and William

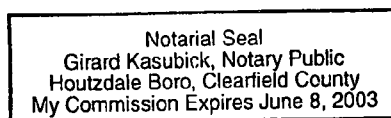
Blacker, her husband; D. C. White, a/k/a Rev. White, and Erma T. White, his wife; John Henshaw, a/k/a Jno Henshaw, and Elizabeth Henshaw, his wife; Louisa Saupp; William Willett, a/k/a William Willet, a/k/a William Willetts; John Tyler; John G. Reading; August G. Richey; Thomas L. Wallace, their heirs, executors, administrators, successors, trustees, assigns and successors, known or unknown, are all deceased or their whereabouts are unknown to the Plaintiff.

Plaintiff and her attorney have made an investigation to locate the aforesaid Defendants that are unknown, by checking the records of Clearfield County and by review of the telephone directories, tax rolls, and voting records in the area, however none of the above were found because they are deceased or their whereabouts are unknown.

Gloria Jeanne Wagner
Gloria Jeanne Wagner

Sworn to and subscribed
before me this 11th day
of July, 2001.

Girard Kasubick
N.P.



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

GLORIA JEANNE WAGNER,
Plaintiff

vs.

ELIZABETH J. SAUPP; KATHRYN
MALONEY; C. F. SAUPP, a/k/a
CHAUNCEY F. SAUPP; ANNIE
BLACKER and WILLIAM BLACKER,
her husband; D. C. WHITE,
a/k/a REV. WHITE, and ERMA T.
WHITE, his wife; JOHN HENSHAW,
a/k/a JNO HENSHAW, and
ELIZABETH HENSHAW, his wife;
LOUISA SAUPP; WILLIAM WILLETT,
a/k/a WILLIAM WILLET, a/k/a
WILLIAM WILLETT; JOHN TYLER;
JOHN G. READING; AUGUST G.
RICHEY; THOMAS L. WALLACE;
MATHIAS BARTON and their heirs,
executors, administrators,
successors, trustees and
assigns, known or unknown, and
any other person who may claim
title or an interest in the
property subject to this
action,

Defendants

:
: No.: 01-1111-CD
:
: QUIET TITLE ACTION
:

FILED

JUL 11 2001

William A. Shaw
Prothonotary

MOTION FOR SERVICE BY PUBLICATION

1. Your Petitioner is Gloria Jeanne Wagner, Plaintiff
in the above captioned matter.

2. Petitioner, by attached affidavit incorporated
herein by reference thereto, believes that the named
Defendants are deceased or their whereabouts are unknown.

WHEREFORE, Petitioner, by her attorney, Girard
Kasubick, Esq., requests that Your Honorable Court grant an

order that the herein named Defendants be served by
publication as required by law.

A handwritten signature in cursive script, appearing to read "Girard Kasubick", written over a horizontal line.

Girard Kasubick, Esq.
Attorney for Plaintiff

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

GLORIA JEANNE WAGNER,
Plaintiff

vs.

ELIZABETH J. SAUPP; KATHRYN
MALONEY; C. F. SAUPP, a/k/a
CHAUNCEY F. SAUPP; ANNIE
BLACKER and WILLIAM BLACKER,
her husband; D. C. WHITE,
a/k/a REV. WHITE, and ERMA T.
WHITE, his wife; JOHN HENSHAW,
a/k/a JNO HENSHAW, and
ELIZABETH HENSHAW, his wife;
LOUISA SAUPP; WILLIAM WILLETT,
a/k/a WILLIAM WILLET, a/k/a
WILLIAM WILLETT; JOHN TYLER;
JOHN G. READING; AUGUST G.
RICHEY; THOMAS L. WALLACE;
MATHIAS BARTON and their heirs,
executors, administrators,
successors, trustees and
assigns, known or unknown, and
any other person who may claim
title or an interest in the
property subject to this
action,

Defendants

:
: No.: 01-1111-CD
:
: QUIET TITLE ACTION
:

FILED

JUL 12 2001

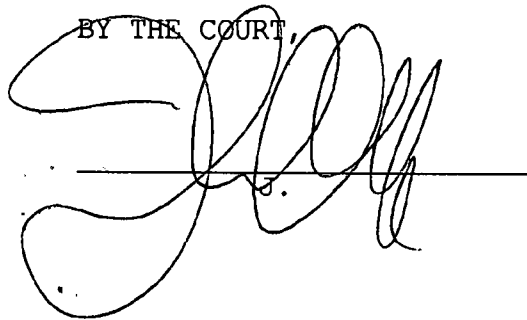
William A. Shaw
Prothonotary

ORDER DIRECTING COMPLAINT TO BE SERVED
BY ADVERTISEMENT ON DEFENDANTS

NOW, this 12th day of July, 2001, the within
Action being an Action to Quiet Title and the Plaintiff
having made affidavit that the addresses of certain
Defendants are unknown and cannot be ascertained, and
therefore upon motion of Girard Kasubick, Esq., Attorney
for Plaintiff, it is Ordered and Decreed that substitute
service by publication be made upon the Defendants whose

addresses are unknown, or may be deceased, by giving notice in the Progress, a newspaper of general circulation published in the Clearfield County area and in the Clearfield County Legal Journal, to the above named Defendants whose addresses are unknown, or may be deceased; such publication to be one (1) time only stating that this action has been filed, and that this Complaint must be pleaded to within twenty (20) days after publication of notice; otherwise judgment will be taken against all of the Defendants by default.

BY THE COURT,

A handwritten signature in black ink, consisting of a large, stylized 'S' followed by several loops and a horizontal line extending to the right.

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

GLORIA JEANNE WAGNER,	:	No.: 01-1111-CD
Plaintiff	:	Type of Case: Quiet
	:	Title Action
vs.	:	Type of Pleading:
	:	Affidavit of Service
ELIZABETH J. SAUPP;	:	Filed on behalf of:
	:	Plaintiff
KATHRYN MALONEY;	:	Counsel of Record For
	:	This Party:
C. F. SAUPP, a/k/a CHAUNCEY	:	Girard Kasubick, Esq.
F. SAUPP;	:	Supreme Court #30109
	:	611 Brisbin Street
ANNIE BLACKER and WILLIAM	:	Houtzdale, PA 16651
BLACKER, her husband;	:	
	:	
D. C. WHITE, a/k/a REV. WHITE,	:	
and ERMA T. WHITE, his wife;	:	
	:	
JOHN HENSHAW, a/k/a JNO	:	
HENSHAW, and ELIZABETH	:	
HENSHAW, his wife;	:	
	:	
LOUISA SAUPP;	:	
	:	
WILLIAM WILLETT, a/k/a	:	
WILLIAM WILLET, a/k/a	:	
WILLIAM WILLETTTS;	:	
	:	
JOHN TYLER;	:	
	:	
JOHN G. READING;	:	
	:	
AUGUST G. RICHEY;	:	
	:	
THOMAS L. WALLACE;	:	
	:	
MATHIAS BARTON	:	
	:	
and their heirs, executors,	:	
administrators, successors,	:	
trustees and assigns, known	:	
or unknown, and any other	:	
person who may claim title or	:	
an interest in the property	:	
subject to this action,	:	
Defendants	:	

FILED

AUG 16 2001

William A. Shaw
Prothonotary

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


GLORIA JEANNE WAGNER, :
Plaintiff : No.: 01-1111-CD
vs. : QUIET TITLE ACTION
ELIZABETH J. SAUPP; KATHRYN :
MALONEY; C. F. SAUPP, a/k/a :
CHAUNCEY F. SAUPP; ANNIE :
BLACKER and WILLIAM BLACKER, :
her husband; D. C. WHITE, :
a/k/a REV. WHITE, and ERMA T. :
WHITE, his wife; JOHN HENSHAW, :
a/k/a JNO HENSHAW, and :
ELIZABETH HENSHAW, his wife; :
LOUISA SAUPP; WILLIAM WILLETT, :
a/k/a WILLIAM WILLET, a/k/a :
WILLIAM WILLETT; JOHN TYLER; :
JOHN G. READING; AUGUST G. :
RICHEY; THOMAS L. WALLACE; :
MATHIAS BARTON and their heirs, :
executors, administrators, :
successors, trustees and :
assigns, known or unknown, and :
any other person who may claim :
title or an interest in the :
property subject to this :
action, :
Defendants :

AFFIDAVIT OF SERVICE

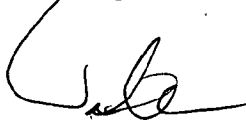
Before me, William A. Shaw, Prothonotary, personally appeared Girard Kasubick, Esq., who being duly sworn according to law, deposes and says that service was made in this case by publication in the Clearfield Progress one time only on July 18, 2001 and in the Clearfield County Legal Journal one time only for the week of July 20, 2001, as appears by sworn proof hereto attached, and that all the named Defendants who are deceased or their whereabouts are

unknown were served by publication and not by any other manner. No appearance having been entered on behalf of any of the Defendants served by publication, nor any answer filed by any of them after service of a Complaint containing a notice to defend. Plaintiff has caused this Affidavit to be made for the purpose of obtaining a decree or Order of Court under Pa. R.C.P. 1066.

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


Girard Kasubick, Esq.
Attorney for Plaintiff

Sworn to and subscribed
before me this 16th
day of August, 2001.



N.P.

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

LEGAL NOTICE
IN THE COURT
OF COMMON PLEAS
OF CLEARFIELD COUNTY, PA
CIVIL DIVISION
No.: 01-1111-CD
QUIET TITLE ACTION
GLORIA JEANNE WAGNER,
Plaintiff
vs.
E

Clearfield
Job Centre
openings
Financial credit
Day
hours to be scheduled
competitive salary. Need
year degree in account
related field, company
package. Immediate new
186412) - Days and hours
scheduled, 32 hours per
in Clearfield at a pay
\$5.15/hour. Experience
terred, but employer will
must be able to lift
pounds. Immediate need
an
HE
For more information
fact the Clearfield Ar
WH
NIE
a/k/a
TH

scribed as follows:
BEGINNING at a post on the West
side of the road laid out by Wallace,
Richey & Co., and on the South side
of an Alley on North line of the Isreal
Wheeler tract; thence by said road
or street South 3 degrees 45 min-
utes West, 784 feet to a post;
thence by residue of tract North 86
degrees 15 minutes East, 178 feet
to a post; thence North 3 degrees
45 minutes East, 176 feet to a
post; thence North 86 degrees 20
minutes West, 731 feet to a post;
thence by same North 3 degrees
45 minutes East, 608 feet to a post
on South side of said Alley; thence
by said Alley South 86 degrees 15
minutes East, 839 feet to place of
beginning, containing 12 acres.
The above tract known by Clear-
field County Tax Map No.
130-L14-35 assessed in Wood-
ward Township and hereinafter re-
ferred to as "Second
Premises"
THE THIRD THEREOF:
Being a certain parcel or tract of
land situate in the Township of
Woodward, County and State of

relieved Schurger of "any obliga-
tion to comply with
Pennsylvania's
Interlock law."
Monroe County assistant dis-
trict attorney Brian Gaglione
said the constitutional issue is
under appeal.
The law, which went into
effect on Sept. 30, 2000, requires
the interlock after the one year
mandatory license suspension
for multiple offenders is com-
pleted. Anyone with more than
one drunken driving conviction
would have the device connected
to their cars requiring them to
take a breath test before turning
the key. If the system detects
alcohol, the car won't start.
The law was passed in April
2000, under pressure from the
Federal Highway
Administration, which threat-
ened to force the state to spend
\$8 million in federal aid on
drunken driving unless
Pennsylvania passed an inter-
lock law by October 2000. Forty-
two states require interlock
devices for repeat offenders.

04 Degrees 57 Minutes 28 Sec-
onds West passing through a 3/4"
rebar (set) a distance of 1,005.02
feet and continuing on for a total dis-
tance of 1,006.00 feet to a point,
said point being on the northern
side of a 16.00 foot wide alley as
shown on the lot plan of Loraine;
thence along the northern side of a
16.00 foot wide alley North 86 De-
grees 20 Minutes 58 Seconds
West a distance of 371.63 feet to a
point; thence still along the north-
ern side of a 16.00 foot wide alley
North 86 Degrees 28 Minutes 07
Seconds West a distance of
721.11 feet to a 3/4" rebar (set),
said rebar being on the western
side of a 60.00 foot wide street;
thence along the western side of a
60.00 foot wide street South 03
Degrees 48 Minutes 22 Seconds
West a distance of 808.78 feet to a
3/4" rebar (set), said rebar being a
common corner with lands owned
by RICHMOND COUNTY

PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :
COUNTY OF CLEARFIELD : SS:

On this 19th 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 July 18, 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.

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

PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :

:

COUNTY OF CLEARFIELD :

On this 23rd day of July 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 July 20, 2001, Vol. 13 No. 29. And that all of the allegations of this statement as to the time, place, and character of the publication are true.

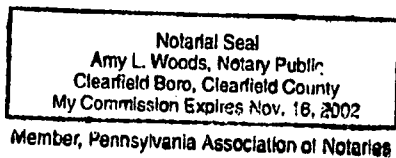


Gary A. Knaresboro, Esquire
Editor

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



Notary Public
My Commission Expires



Lehman & Kasubick
611 Brisbin Street
Houtzdale PA 16651

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

GLORIA JEANNE WAGNER, Plaintiff
vs. ELIZABETH J. SAUPP, a/k/a
CHAUNCEY F. SAUPP; ANNIE
BLACKER and WILLIAM BLACKER, her
husband; D. C. WHITE, a/k/a REV.
WHITE, and ERMA T. WHITE, his wife;
JOHN HENSHAW, a/k/a JOHN
HENSHAW, and ELIZABETH HENSHAW,
his wife; LOUISA SAUPP; WILLIAM
WILLETT, a/k/a WILLIAM WILLET, a/k/a
WILLIAM WILLETT; JOHN TYLER;
JOHN G. READING; AUGUST G.
RICHEY; THOMAS L. WALLACE;
MATHIAS BARTON and their heirs,
executors, administrators, successors,
trustees and assigns, known or unknown,
and any other person who may claim title or
an interest in the property subject to this
action, Defendants.

**ACTION TO QUIET TITLE
NOTICE**

TO: ELIZABETH J. SAUPP, a/k/a
CHAUNCEY F. SAUPP; ANNIE
BLACKER and WILLIAM BLACKER, her
husband; D. C. WHITE, a/k/a REV.
WHITE, and ERMA T. WHITE, his wife;
JOHN HENSHAW, a/k/a JOHN

HENSHAW, and ELIZABETH HENSHAW,
his wife; LOUISA SAUPP; WILLIAM
WILLETT, a/k/a WILLIAM WILLET, a/k/a
WILLIAM WILLETT; JOHN TYLER;
JOHN G. READING; AUGUST G.
RICHEY; THOMAS L. WALLACE;
MATHIAS BARTON and their heirs,
executors, administrators, successors,
trustees and assigns, known or unknown.

YOU HAVE BEEN SUED IN COURT.

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

THE FIRST THEREOF: Being in the
Township of Bigler and Woodward, and a
part of the tract surveyed on warrant
granted to Samuel Hegarty and Mathias
Barton, bounded and described as follows:

BEGINNING at a post, corner of land
of William Willetts Alley; thence along said
Alley North 5 degrees 15 minutes East,
1002 feet to a post; thence along land now
or formerly of Reading, Richey and
Wallace, North 86 degrees 20 minutes
West, 1088 feet to a post; thence along
said land South 5 degrees 15 minutes
West, 1002 feet to a post; thence along
said land South 86 degrees 20 minutes
East, 1088 feet to post and place of
beginning, containing 25 acres.

The above tract known by Clearfield
County Tax Map No. 103-L13-110
assessed in Bigler Township and
hereinafter referred to as "First Premises".

THE SECOND THEREOF: Being a
certain parcel or tract of land situate in the
Township of Woodward, County and State
of Pennsylvania, bounded and described as
follows:

BEGINNING at a post on the West
side of the road laid out by Wallace, Richey
& Co., and on the South side of an Alley on
North line of the Israel Wheeler tract;
thence by said road or street South 3
degrees 45 minutes West, 784 feet to a
post; thence by residue of tract North 86
degrees 15 minutes East, 178 feet to a
post; thence North 3 degrees 45 minutes
East, 176 feet to a post; thence North 86
degrees 20 minutes West, 731 feet to a
post; thence by same north 3 degrees 45
minutes East, 608 feet to a post on South
side of said Alley; thence by said Alley
South 86 degrees 15 minutes East, 839
feet to place of beginning, containing 12
acres.

The above tract known by Clearfield
County Tax Map No. 130-L14-35 assessed
in Woodward Township and hereinafter
referred to as "Second Premises".

THE THIRD THEREOF: Being a
certain parcel or tract of land situate in the
Township of Woodward, County and State
of Pennsylvania, bounded and described as

follows:

Being part of tract surveyed on warrant
granted to Mathias Barton:

BEGINNING at a post on other land of
David G. and R. Delores Hamaty and
thence thereby North 5 degrees 15 minutes
East, 1002 feet to a post; thence South 86
degrees 20 minutes East, 1088 feet to a
post; thence South 5 degrees 15 minutes
West, 1002 feet to a post; thence North 86
degrees 20 minutes West, 1088 feet to a
post, and the place of beginning, and
containing 25 acres.

The above tract known by Clearfield
County Tax Map No. 130-L13-28 assessed
in Woodward Township and hereafter
referred to as "Fourth Premises".

The above four (4) tracts being
adjacent to each other and having been
surveyed by Curry & Associates,
Registered Surveyors and combined into
one description bound and described as
follows:

BEGINNING at a railroad rail (round),
said rail being on the eastern line of lands of
Anthony Flango and said rail being the
northwest corner of the parcel herein
described; thence along the lands of
Anthony Flango South 86 degrees 37
Minutes 30 Seconds East a distance of
459.64 feet to a 3/4" rebar (set); thence still
along the lands of Anthony Flango South 86
degrees 26 Minutes 12 Seconds East a
distance of 639.83 feet to an iron rail
(round), said iron rail being on the southern
side of a 30.00 foot wide alley, said iron rail
also being the northwest corner of parcel
identified by Clearfield County as parcel
number 130-L13-28 and said iron rail being
on the western side of a 15 foot wide alley;
thence along the southern side of a 30.00
foot wide alley South 86 Degrees 45
Minutes 43 Seconds East a distance of
2,253.31 feet to a 3/4" rebar (set), said rebar
being on the western line of lands of
Richard Flango and Nancy E. Valenza;
thence along the western line of lands of
Richard Flango and Nancy F. Valenza
South 04 degrees 57 Minutes 28 seconds
West passing through a 3/4" rebar (set) a
distance of 1,005.02 feet and continuing on
for a total distance of 1,006.00 feet to a
point, said point being on the northern side
of a 16.00 feet wide alley as shown on the
lot plan of Loraine; thence along the
northern side of a 16.00 foot wide alley
North 86 Degrees 20 Minutes 58 seconds
West a distance of 371.63 feet to a point;
thence still along the northern side of a
16.00 feet wide alley North 86 Degrees 28
Minutes 07 Seconds West a distance of
721.11 feet to a 3/4" rebar (set), said rebar
being on the western side of a 60.00 feet
wide street; thence along the western side
of a 60.00 feet wide street South 03
Degrees 48 Minutes 22 seconds West a
distance of 808.78 feet to a 3/4" rebar (set),

said rebar being a common corner with lands owned by Raymond Buynak, et al. as described in Deed Book 1700, Page 385; thence along the lands of Raymond Buynak, et al. North 86 Degrees 34 Minutes 26 Seconds West a distance of 167.03 feet to a 1 1/2" axle (found); thence still along the lands of Raymond Buynak, et al. North 03 degrees 13 minutes 41 seconds East a distance of 175.44 feet to a 1 1/2" axle (found); thence still along the lands of Raymond Buynak, et al., North 86 Degrees 51 Minutes 11 Seconds West a distance of 710.34 feet to a 3/4" rebar (set), said rebar being a common corner with Anthony Flango; thence along the lands of Anthony Flango North 03 Degrees 31 Minutes 53 Seconds East a distance of 638.41 feet to a 3/4" rebar (set), said rebar being on the northern side of a 16.00 foot wide alley as shown on the lot plan of Loraine; thence along the northern side of a 16.00 foot wide alley North 86 Degrees 28 Minutes 07 seconds West a distance of 1,357.47 feet to a 1/2" pin (found), said pin being a common corner with the lands of Anthony Flango; thence along the lands of Anthony Flango North 03 Degrees 48 Minutes 03 Seconds East a distance of 993.30 feet to a railroad rail (found) and place of beginning. Containing 90.111 acres.

You are 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 interest inconsistent with the Plaintiff's claim of title as set forth in the Complaint.

TO: ELIZABETH J. SAUPP, a/k/a CHAUNCEY F. SAUPP; ANNIE BLACKER and WILLIAM BLACKER, her husband; D.C. WHITE, a/k/a REV. WHITE, and ERMA T. WHITE, his wife; JOHN HENSHAW, a/k/a JOHN HENSHAW, and ELIZABETH HENSHAW, his wife; LOUISA SAUPP; WILLIAM WILLETT, a/k/a WILLIAM WILLET, a/k/a WILLIAM WILLETT; JOHN TYLER; JOHN G. READING; AUGUST G. RICHEY; THOMAS L. WALLACE; MATHIAS BARTON and their heirs, executors, administrators, successors, trustees and assigns, known or unknown.

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 further notice for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS NOTICE TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE

THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

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

LEHMAN & KASUBICK, 611 Brisbin Street, Houtzdale, PA 16651.

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

GLORIA JEANNE WAGNER,	:	No.: 01-1111-CD
Plaintiff	:	Type of Case: Quiet
	:	Title Action
vs.	:	Type of Pleading:
	:	Motion for Judgment
ELIZABETH J. SAUPP;	:	Filed on behalf of:
	:	Plaintiff
KATHRYN MALONEY;	:	Counsel of Record For
	:	This Party:
C. F. SAUPP, a/k/a CHAUNCEY	:	Girard Kasubick, Esq.
F. SAUPP;	:	Supreme Court #30109
	:	611 Brisbin Street
ANNIE BLACKER and WILLIAM	:	Houtzdale, PA 16651
BLACKER, her husband;	:	
	:	
D. C. WHITE, a/k/a REV. WHITE,	:	
and ERMA T. WHITE, his wife;	:	
	:	
JOHN HENSHAW, a/k/a JNO	:	
HENSHAW, and ELIZABETH	:	
HENSHAW, his wife;	:	
	:	
LOUISA SAUPP;	:	
	:	
WILLIAM WILLETT, a/k/a	:	
WILLIAM WILLET, a/k/a	:	
WILLIAM WILLETTTS;	:	
	:	
JOHN TYLER;	:	
	:	
JOHN G. READING;	:	
	:	
AUGUST G. RICHEY;	:	
	:	
THOMAS L. WALLACE;	:	
	:	
MATHIAS BARTON	:	
	:	
and their heirs, executors,	:	
administrators, successors,	:	
trustees and assigns, known	:	
or unknown, and any other	:	
person who may claim title or	:	
an interest in the property	:	
subject to this action,	:	
Defendants	:	


FILED

AUG 16 2001

William A. Shaw
Prothonotary

other manner, and no Defendants served by publication having entered an appearance or filed an Answer or having expressed any purpose of intent to be heard or desire to assert title to said property, and twenty (20) days having elapsed since the last publication, and it appearing that it was impossible to serve any of the Defendants by any other means.

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


Girard Kasubick, Esq.
Attorney for Plaintiff

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

GLORIA JEANNE WAGNER,	:	No.: 01-1111-CD
Plaintiff	:	Type of Case: Quiet
	:	Title Action
vs.	:	Type of Pleading:
	:	Order of Court
ELIZABETH J. SAUPP;	:	Filed on behalf of:
	:	Plaintiff
KATHRYN MALONEY;	:	Counsel of Record For
	:	This Party:
C. F. SAUPP, a/k/a CHAUNCEY	:	Girard Kasubick, Esq.
F. SAUPP;	:	Supreme Court #30109
	:	611 Brisbin Street
ANNIE BLACKER and WILLIAM	:	Houtzdale, PA 16651
BLACKER, her husband;	:	
	:	
D. C. WHITE, a/k/a REV. WHITE,	:	
and ERMA T. WHITE, his wife;	:	
	:	
JOHN HENSHAW, a/k/a JNO	:	
HENSHAW, and ELIZABETH	:	
HENSHAW, his wife;	:	
	:	
LOUISA SAUPP;	:	
	:	
WILLIAM WILLETT, a/k/a	:	
WILLIAM WILLET, a/k/a	:	
WILLIAM WILLETTS;	:	
	:	
JOHN TYLER;	:	
	:	
JOHN G. READING;	:	
	:	
AUGUST G. RICHEY;	:	
	:	
THOMAS L. WALLACE;	:	
	:	
MATHIAS BARTON	:	
	:	
and their heirs, executors,	:	
administrators, successors,	:	
trustees and assigns, known	:	
or unknown, and any other	:	
person who may claim title or	:	
an interest in the property	:	
subject to this action,	:	
Defendants	:	

FILED

AUG 22 2001

William A. Shaw
Prothonotary

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

GLORIA JEANNE WAGNER,
Plaintiff

:
: No.: 01-1111-CD
:
:
: QUIET TITLE ACTION
:

vs.

ELIZABETH J. SAUPP; KATHRYN
MALONEY; C. F. SAUPP, a/k/a
CHAUNCEY F. SAUPP; ANNIE
BLACKER and WILLIAM BLACKER,
her husband; D. C. WHITE,
a/k/a REV. WHITE, and ERMA T.
WHITE, his wife; JOHN HENSHAW,
a/k/a JNO HENSHAW, and
ELIZABETH HENSHAW, his wife;
LOUISA SAUPP; WILLIAM WILLETT,
a/k/a WILLIAM WILLET, a/k/a
WILLIAM WILLETT; JOHN TYLER;
JOHN G. READING; AUGUST G.
RICHEY; THOMAS L. WALLACE;
MATHIAS BARTON and their heirs,
executors, administrators,
successors, trustees and
assigns, known or unknown, and
any other person who may claim
title or an interest in the
property subject to this
action,
Defendants

FILED

AUG 22 2001

William A. Shaw
Prothonotary

ORDER OF COURT

NOW, this 22nd day of August, 2001, an
Affidavit having been made that service was made by
publication on unknown Defendants in the Clearfield
Progress on July 18, 2001, and in the Clearfield County
Legal Journal the week of July 20, 2001, and it appearing
that it was impossible to serve any other Defendants by any
other means,

IT IS ORDERED AND DECREED that Defendants file suit in ejectment or otherwise enter a proceeding to contest the case within thirty (30) days, or this Order of Court shall become final upon praecipe by Plaintiff, which hereby Orders and Decrees that title to the land subject of this action is vested absolutely in the Plaintiff, her heirs and assigns, free and clear of any and all claims of any nature by any of the named Defendants, their heirs, executors, administrators, trustees, successors and assigns or by anyone claiming by, through or under them or any of them, and that the Plaintiff is seized of an indefeasible title to those four (4) tracts or parcels of land located in Woodward Township; however, the First Thereof tract is also being partly in Bigler Township, Clearfield County, Pennsylvania, bounded and described as follows:

THE FIRST THEREOF:

Being in the Township of Bigler and Woodward, and a part of the tract surveyed on warrant granted to Samuel Hegarty and Mathias Barton, bounded and described as follows:

BEGINNING at a post, corner of land of William Willetts Alley; thence along said Alley North 5 degrees 15 minutes East, 1002 feet to a post; thence along land now or formerly of Reading, Richey and Wallace, North 86 degrees 20 minutes West, 1088 feet to a post; thence along said land South 5 degrees 15 minutes West, 1002 feet to a post; thence along said land South 86 degrees 20 minutes East, 1088 feet to post and place of beginning, containing 25 acres.

The aforesaid tract being surveyed by Gary L. Thorp, PLS of Curry & Associates by survey dated March 5, 2000 and the aforesaid property from said survey is bounded and described as follows:

BEGINNING at a railroad rail (found), said rail being on the eastern line of lands of Anthony Flango and said rail being the northwest corner of the parcel herein described: thence along the lands of Anthony Flango South 86 Degrees 37 Minutes 30 Seconds East a distance of 459.64 feet to a $\frac{3}{4}$ " rebar (set); thence still along the lands of Anthony Flango South 86 Degrees 26 Minutes 12 Seconds East a distance of 639.83 feet to an iron rail (found), said iron rail being on the southern side of a 30.00 - foot wide alley, said iron rail also being the northwest corner of parcel identified by Clearfield County as Parcel Number 130-L13-28 and said iron rail being on the western side of a 15 - foot wide alley; thence along the western side of a 15 - foot wide alley South 04 Degrees 57 Minutes 28 Seconds West a distance of 994.50 feet to a point, said point being on the northern side of a 16.00 - foot wide alley as shown on the lot plan of Loraine and said point being on the southern line of the Mathias Barton Warrant; thence along the northern side of a 16.00 - foot wide alley North 86 Degrees 28 Minutes 07 Seconds West a distance of 1,079.39 feet to a $\frac{1}{2}$ " pin (found), said pin being on the eastern line of lands of Anthony Flango; thence along the eastern line of lands of Anthony Flango and along an old fence line/hump row North 03 Degrees 48 Minutes 03 Seconds East a distance of 993.30 feet to a railroad rail (found) a place of beginning. Containing 24.85 acres.

The above tract known by Clearfield County Tax Map No. 103-L13-110 assessed in Bigler Township and located partly in Bigler Township and partly in Woodward Township.

THE SECOND THEREOF:

Being a certain parcel or tract of land situate in the Township of Woodward, County and State of Pennsylvania, bounded and described as follows:

BEGINNING at a post on the West side of the road laid out by Wallace, Richey & Co., and on the South side of an Alley on North line of the Isreal Wheeler tract; thence by said road or street South 3 degrees 45 minutes West, 784 feet to a post; thence by residue of tract North 86 degrees 15 minutes East, 178 feet to a post; thence North 3 degrees 45 minutes East, 176 feet to a post; thence North 86 degrees 20 minutes West, 731 feet to a post; thence by same North 3 degrees 45 minutes East, 608 feet to a post on South side of said Alley; thence by said Alley South 86 degrees 15 minutes East, 839 feet to place of beginning, containing 12 acres.

The aforesaid tract being surveyed by Gary L. Thorp, PLS of Curry & Associates by survey dated March 5, 2000 and the aforesaid property from said survey is bounded and described as follows:

BEGINNING at a point, said point being on the southern side of a 16.00-foot alley as shown on the lot plan of Loraine and said point being the northwest corner of the parcel herein described; thence along the southern side of a 16.00 - foot wide alley South 86 Degrees 28 Minutes 07 Seconds East a distance of 882.09 feet to a point, said point being on the western side of a 60.00 - foot wide street; thence along the western side of a 60.00 - foot wide street South 03 Degrees 48 Minutes 22 Seconds West a distance of 792.78 feet to a $\frac{3}{4}$ " rebar (set), said rebar being a common corner with lands owned by Raymond Buynak, et al., as described in Deed Book 1700, Page 385; thence along the lands of Raymond Buynak, et al., North 86 Degrees 34 Minutes 26 Seconds West a distance of 167.03 feet to a 1 $\frac{1}{2}$ " axle (found); thence still along the lands of Raymond Buynak, et al., North 03 Degrees 13 Minutes 41 Seconds East a distance of 175.44 feet to a 1 $\frac{1}{2}$ " axle (found); thence still along the lands of Raymond Buynak, et al., North 86 Degrees 51 Minutes 11 Seconds West a distance of 710.34 feet to a $\frac{3}{4}$ " rebar (set), said rebar being a common corner with Anthony Flango; thence along the lands of Anthony Flango North 03 Degrees 31 Minutes 53 Seconds East a distance of 622.41 feet to a point and place of beginning. Containing 13.20 acres.

The above tract known by Clearfield County Tax Map No. 130-L14-35 assessed in Woodward Township.

THE THIRD THEREOF:

Being a certain parcel or tract of land situate in the Township of Woodward, County and State of Pennsylvania, bounded and described as follows:

Being part of tract surveyed on warrant granted to Mathias Barton:

BEGINNING at a post on other land of David G. and R. Delores Hamaty and thence thereby North 5 degrees 15 minutes East, 1002 feet to a post; thence South 86 degrees 20 minutes East, 1088 feet to a post; thence South 5 degrees 15 minutes West, 1002 feet to a post; thence North 86 degrees 20 minutes West, 1088 feet to a post, and the place of beginning, and containing 25 acres.

The aforesaid tract being surveyed by Gary L. Thorp, PLS of Curry & Associates by survey dated March 5, 2000 and the aforesaid property from said survey consists of two tracts that are bounded and described as follows:

BEGINNING at a point, said point being on the southern side of a 30.00 - foot wide alley, said point also being the northeast corner of lands now or formerly William Willets as described in Deed Book 83, Page 253 and said point being the northwest corner of the parcel herein described; thence along the southern side of the 30.00 - foot wide alley South 86 Degrees 45 Minutes 43 Seconds East a distance of 886.06 feet to a point, said point being the northwest corner of the parcel identified as the Third Thereof of Deed Book 570, Page 634; thence along the western line of the Third Thereof of Deed Book 570, Page 634 South 04 Degrees 40 Minutes 25 Seconds West a distance of 1,000.11 feet to an oak tree corner, said oak tree being on the northern side of a 16.00 - foot wide alley as shown on the lot plan of Loraine and said oak tree being on the southern line of the Mathias Barton Warrant; thence along the northern side of a 16.00 - foot wide alley North 86 Degrees 28 Minutes 07 Seconds West passing through a $\frac{3}{4}$ " rebar(set) a distance of 844.81 feet and continuing on for a total distance of 890.89 feet to a point, said point being the southeast corner of lands now or formerly William Willetts as described in Deed Book 83, Page 253; thence along the eastern line of lands now or formerly William Willetts North 04 Degrees 57 Minutes 28 Seconds East a distance of 995.68 feet to a point and place of beginning. Containing 20.35 acres.

BEGINNING at a point, said point being on the southern side of a 30.00 - foot wide alley, said point also being on the eastern side of a 15.00 - foot wide alley and said point being the northwest corner of the parcel herein described; thence along the southern side of a 30.00 - foot wide alley South 86 Degrees 45 Minutes 43 Seconds East passing through a $\frac{1}{2}$ " pin (found) a distance of 14.95 feet and continuing for a total distance of 217.07 feet to a point, said point being on the western line of the Second Thereof - Parcel #2 of Deed Book 570, Page 634; thence along the western line of the Second Thereof - Parcel #2 South 04 Degrees 57 Minutes 28 Seconds West a distance of 995.68 feet to a point, said point being on the northern side of a 16.00 - foot wide alley as shown on the lot plan of Loraine and said point being on the southern line of the Mathias Barton Warrant; thence along the northern side of a 16.00 - foot wide alley North 86 Degrees 28 Minutes 07 Seconds West a distance of 217.07 feet to a point, said point being on the eastern side of

a 15.00 - foot wide alley; thence along the eastern side of a 15.00 - foot wide alley North 04 Degrees 57 Minutes 28 Seconds East a distance of 994.50 feet to a point and place of beginning. Containing 4.96 acres.

The above tract known by Clearfield County Tax Map No. 130-L13-28 assessed in Woodward Township.

THE FOURTH THEREOF:

Situate, lying and being in the Township of Woodward aforesaid, being part of tract surveyed on warrant granted to Mathias Barton, bounded and described as follows:

BEGINNING at a plug on land, now or formerly of Reading, Richey & Wallace; thence North 86 degrees 20 minutes West, 1130 feet to a post; thence along same North 5 degrees 15 minutes East, 1006 feet to a post; thence along same South 86 degrees 20 minutes East, 1130 feet to a post; thence along same land South 5 degrees 15 minutes West, 1006 feet to place of beginning, containing 25 acres.

The aforesaid tract being surveyed by Gary L. Thorp, PLS of Curry & Associates by survey dated March 5, 2000 and the aforesaid property from said survey is bounded and described as follows:

BEGINNING at a point, said point being on the southern side of a 30.00 - foot wide alley, said point being the northeast corner of the Second Thereof - Parcel #2 of Deed Book 570, Page 634 and said point being the northwest corner of the parcel herein described; thence along the southern side of the 30.00 - foot wide alley South 86 Degrees 45 Minutes 43 Seconds East a distance of 1,135.18 feet to a $\frac{3}{4}$ " rebar(set), said rebar being on the western line of lands of Richard Flango and Nancy F. Valenza; thence along the western line of lands of Richard Flango and Nancy F. Valenza South 04 Degrees 57 Minutes 28 Seconds West passing through a $\frac{3}{4}$ " rebar (set) a distance of 1,005.20 feet and continuing on for a total distance of 1,006.00 feet to a point, said point being on the northern side of a 16.00 - foot wide alley as shown on the lot plan of Loraine and said point being on the southern line of the Mathias Barton Warrant; thence along the northern side of a 16.00 - foot wide alley North 86 Degrees 20 Minutes 58 Seconds West a distance of 371.63 feet to a point; thence still along the northern side of a 16.00 - foot wide alley North 86 Degrees 28 Minutes 07 Seconds West passing through a $\frac{3}{4}$ " rebar (set) a distance of 721.11 feet and continuing on for a total distance of 758.39 feet to an oak tree corner, said oak tree being

the southeast corner of the Second Thereof - Parcel #2 of Deed Book 570, Page 634; thence along the eastern line of the Second Thereof - Parcel #2 North 04 Degrees 40 Minutes 25 Seconds East a distance of 1,000.11 feet to a point and place of beginning. Containing 26.08 acres.

The above tract known by Clearfield County Tax Map No. 130-M14-58 assessed in Woodward Township.

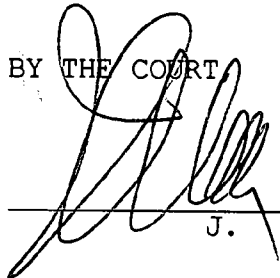
The above four (4) tracts are adjacent to each other and having been surveyed by Curry & Associates, Registered Surveyors, and combined into one description bounded and described as follows:

BEGINNING at a railroad rail (found), said rail being on the eastern line of lands of Anthony Flango and said rail being the northwest corner of the parcel herein described; thence along the lands of Anthony Flango South 86 Degrees 37 Minutes 30 Seconds East a distance of 459.64 feet to a $\frac{3}{4}$ " rebar (set); thence still along the lands of Anthony Flango South 86 Degrees 26 Minutes 12 Seconds East a distance of 639.83 feet to an iron rail (found), said iron rail being on the southern side of a 30.00 foot wide alley, said iron rail also being the northwest corner of parcel identified by Clearfield County as parcel number 130-L13-28 and said iron rail being on the western side of a 15 foot wide alley; thence along the southern side of a 30.00 foot wide alley South 86 Degrees 45 Minutes 43 Seconds East a distance of 2,253.31 feet to a $\frac{3}{4}$ " rebar (set), said rebar being on the western line of lands of Richard Flango and Nancy E. Valenza; thence along the western line of lands of Richard Flango and Nancy F. Valenza South 04 Degrees 57 Minutes 28 Seconds West passing through a $\frac{3}{4}$ " rebar (set) a distance of 1,005.02 feet and continuing on for a total distance of 1,006.00 feet to a point, said point being on the northern side of a 16.00 foot wide alley as shown on the lot plan of Loraine; thence along the northern side of a 16.00 foot wide alley North 86 Degrees 20 Minutes 58 seconds West a distance of 371.63 feet to a point; thence still along the northern side of a 16.00 foot wide alley North 86 Degrees 28 Minutes 07 Seconds West a distance of 721.11 feet to a $\frac{3}{4}$ " rebar (set), said rebar being on the western side of a 60.00 foot wide street; thence along the western side of a 60.00 foot wide street South 03 Degrees 48 Minutes 22 Seconds West a distance of 808.78 feet to a $\frac{3}{4}$ " rebar (set), said rebar being a common corner with lands owned by Raymond Buynak, et al. as described in Deed Book 1700, Page 385; thence along the lands of Raymond Buynak,

et al., North 86 Degrees 34 Minutes 26 Seconds West a distance of 167.03 feet to a 1½" axle (found); thence still along the lands of Raymond Buynak, et al. North 03 Degrees 13 Minutes 41 Seconds East a distance of 175.44 feet to a 1½" axle (found); thence still along the lands of Raymond Buynak, et al., North 86 Degrees 51 Minutes 11 Seconds West a distance of 710.34 feet to a ¾" rebar (set), said rebar being a common corner with Anthony Flango; thence along the lands of Anthony Flango North 03 Degrees 31 Minutes 53 Seconds East a distance of 638.41 feet to a ¾" rebar (set), said rebar being on the northern side of a 16.00 foot wide alley as shown on the lot plan of Loraine; thence along the northern side of a 16.00 foot wide alley North 86 Degrees 28 Minutes 07 seconds West a distance of 1,357.47 feet to a ½" pin (found), said pin being a common corner with the lands of Anthony Flango; thence along the lands of Anthony Flango North 03 Degrees 48 Minutes 03 Seconds East a distance of 993.30 feet to a railroad rail (found) and place of beginning. Containing 90.111 acres.

The First Thereof through the Fourth Thereof and the combined description of said tracts containing 90.111 acres being the property to which indefeasible title vest in the Plaintiff.

BY THE COURT


J.

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

GLORIA JEANNE WAGNER,
Plaintiff

vs.

✓ ELIZABETH J. SAUPP;

✓ KATHRYN MALONEY;

✓ C. F. SAUPP, a/k/a CHAUNCEY
F. SAUPP;

✓ ANNIE BLACKER and ✓ WILLIAM
BLACKER, her husband;

✓ D. C. WHITE, a/k/a REV. WHITE,
and ERMA T. WHITE, his wife;

✓ JOHN HENSHAW, a/k/a JNO
HENSHAW, and ELIZABETH
✓ HENSHAW, his wife;

✓ LOUISA SAUPP;

✓ WILLIAM WILLETT, a/k/a
WILLIAM WILLET, a/k/a
WILLIAM WILLETT;

✓ JOHN TYLER;

✓ JOHN G. READING;

✓ AUGUST G. RICHEY;

✓ THOMAS L. WALLACE;

✓ MATHIAS BARTON

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

: No.: 01-1111-CD
: Type of Case: Quiet
: Title Action
: Type of Pleading:
: Final Praecipe
: Filed on behalf of:
: Plaintiff
: Counsel of Record For
: This Party:
: Girard Kasubick, Esq.
: Supreme Court #30109
: 611 Brisbin Street
: Houtzdale, PA 16651

FILED

SEP 24 2001

William A. Shaw
Prothonotary


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

GLORIA JEANNE WAGNER, :
Plaintiff : No.: 01-1111-CD
vs. : QUIET TITLE ACTION
ELIZABETH J. SAUPP; KATHRYN :
MALONEY; C. F. SAUPP, a/k/a :
CHAUNCEY F. SAUPP; ANNIE :
BLACKER and WILLIAM BLACKER, :
her husband; D. C. WHITE, :
a/k/a REV. WHITE, and ERMA T. :
WHITE, his wife; JOHN HENSHAW, :
a/k/a JNO HENSHAW, and :
ELIZABETH HENSHAW, his wife; :
LOUISA SAUPP; WILLIAM WILLETT, :
a/k/a WILLIAM WILLET, a/k/a :
WILLIAM WILLETTS; JOHN TYLER; :
JOHN G. READING; AUGUST G. :
RICHEY; THOMAS L. WALLACE; :
MATHIAS BARTON and their heirs, :
executors, administrators, :
successors, trustees and :
assigns, known or unknown, and :
any other person who may claim :
title or an interest in the :
property subject to this :
action, :
Defendants :

FINAL PRAECIPE

TO: William A. Shaw, Prothonotary:

Please enter judgment in the above-captioned matter in
favor of the Plaintiff.


Girard Kasubick, Esq.
Attorney for Plaintiff

Dated: September 24, 2001