

01-1205-CD  
Boggs Township vs Clfd Cty Tax Claim

01

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

BOGGS TOWNSHIP,  
Petitioner,

\*

vs.

\*

CLEARFIELD COUNTY  
TAX CLAIM BUREAU,  
Respondent.

\* Docket No. 01-1205-CD

\*

Type of Pleading:  
PETITION TO DISAPPROVE  
AND HALT SALE

Filed on behalf of:

BOGGS TOWNSHIP

Counsel of record for  
this party:

Law Offices of  
Dwight L. Koerber, Jr.

Cynthia B. Stewart  
PA I.D. No. 82380

110 North Second Street  
P. O. Box 1320  
Clearfield, PA 16830  
(814) 765-9611

**FILED**

JUL 25 2001

William A. Shaw  
Prothonotary

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

BOGGS TOWNSHIP,  
Petitioner,

\*

vs.

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CLEARFIELD COUNTY  
TAX CLAIM BUREAU,  
Respondent.

\* Docket No. 01-1205-CD

\*

PETITION TO DISAPPROVE AND HALT SALE

COMES NOW, Petitioner, Boggs Township, by and through its attorney, Cynthia B. Stewart, Esquire, and avers as follows:

1. Petitioner is Boggs Township, a municipality with a mailing address of P.O. Box 69, West Decatur, Pennsylvania, 16878.

2. The Respondent, Clearfield County Tax Claim Bureau, is a governmental entity with offices located at 230 East Market Street, Clearfield, Pennsylvania, 16830.

3. Real Estate Taxes assessed to certain real property, identified as map number 105-011-578-00034, 2 lots #7-9, by the Clearfield County Assessment Office, have been unpaid for the years 1998, 1999 and 2000.

4. The total amount due on the property, which includes taxes, costs, and interest, is \$530.54.

5. A bid of \$400.00 was received and accepted by the Respondent.

6. The bid of \$400.00 is insufficient in comparison to the tax delinquency and charges assessed to the property.

7. On June 11, 2001, Respondent sent notice to the Petitioner setting forth the dates of publication of the sale in the Clearfield County Law Journal as June 11, 2001 and June 22, 2001.

8. Notice to Petitioner was defective in that the publication did not occur on June 11, 2001 and June 22, 2001. Rather, actual publication in the Clearfield County Law Journal occurred on June 15, 2001, and June 29, 2001.

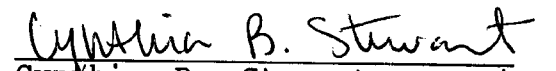
9. Pursuant to said notice, sale is scheduled for 9:00 a.m. on August 8, 2001 at the office of Respondent.

10. Petitioner is prepared to offer a higher bid than the \$400.00 offered thus far.

WHEREFORE, Petitioner respectfully requests the Court to disapprove and halt the sale, and in the event that more than one party agrees to pay the minimum price set by the Court, direct the Respondent to hold an auction-style sale of the property.

Respectfully Submitted

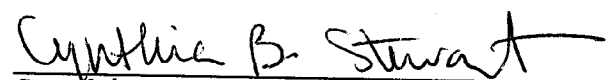
Date: July 25, 2001

  
Cynthia B. Stewart, Esquire  
Attorney for Petitioner,  
Boggs Township

I hereby certify that on this 25th day of July, 2001, a copy of the foregoing Petition to Disapprove and Halt Sale has been served by U.S. First Class Mail upon the following:

Mary Anne Wesdock, Director  
Clearfield County Tax Bureau  
230 East Market Street  
Clearfield, PA 16830

Respectfully submitted:

  
Cynthia B. Stewart, Esquire  
Attorney for Petitioner,  
Boggs Township

**VERIFICATION**

I verify the statements made in this Petition are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. §4904 relating to unsworn falsifications to authorities.

7-24-01

Date

Herivel Hoto, Secretary

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

BOGGS TOWNSHIP,  
Plaintiff,

\*

vs.

\*

CLEARFIELD COUNTY  
TAX CLAIM BUREAU,  
Defendant.

\*

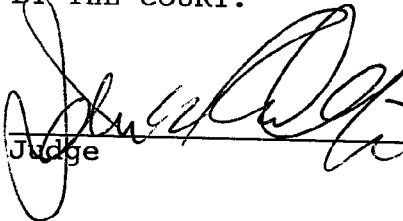
Docket No. 01-1205-CD

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O R D E R

AND NOW, this 10/ day of Aug, 2001, upon consideration of the Petition to Disapprove and Halt Sale, it is the Order of this Court that the proposed private sale by the Clearfield County Tax Bureau to an unnamed individual who has offered \$400.00 is disapproved and the sale is halted. The Defendant shall hold a private auction between the interested parties.

BY THE COURT:

  
Judge

**FILED**

AUG 14 2001

**William A. Shaw**  
Prothonotary

CA

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

BOGGS TOWNSHIP

vs.

CLEARFIELD COUNTY TAX  
CLAIM BUREAU

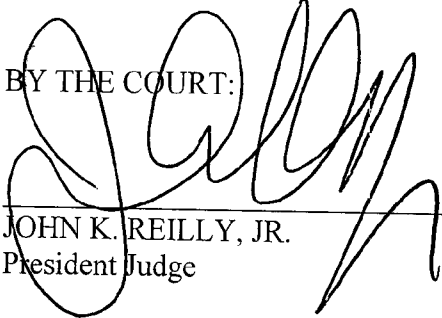
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: No. 01-1205-CD  
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**ORDER**

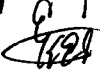
NOW, this 30<sup>th</sup> day of July, 2001, upon consideration of Plaintiff's  
Petition to Disapprove and Halt Sale, a Rule is hereby issued upon Defendant to appear  
and Show Cause why the Petition should not be granted. Rule Returnable the 14<sup>th</sup> day  
of August, 2001, at 1:30 P.M. in Courtroom No. 1,  
Clearfield County Courthouse, Clearfield, PA.

Tax Sale of the within referenced property which is scheduled for 9:00 A.M.  
Wednesday, August 8, 2001 is hereby stayed pending further Order of Court.

BY THE COURT:

  
\_\_\_\_\_  
JOHN K. REILLY, JR.  
President Judge

**FILED**

JUL 31 2001  
0133712 cc aty Stewart.  
William A. Shaw  
Prothonotary 

Date: 07/25/2001

Clearfield County Court of Common Pleas

NO. 1828881

Time: 03:57 PM

Receipt

Page 1 of 1

Received of: C. Stewart \$ 0.00

Zero and 00/100 Dollars

Case: 2001-01205-CD	Plaintiff: Boggs Township	Amount
Civil Complaint		0.00
Billable		
<b>Total:</b>		<b>0.00</b>

Void ~~can~~  
No Charge

Payment Method: Cash

William A. Shaw, Prothonotary/Clerk of Courts

Clerk: JPEPPERDAY

By: \_\_\_\_\_  
Deputy Clerk



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

Boggs Township

Petitioner,

vs.

Clearfield County Tax Claim Bureau  
Respondent.

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Docket No. 01-1205-CD

Type of Pleading:  
PRAECIPE TO DISCONTINUE

Filed on Behalf of:  
PETITIONER: Boggs Township

Counsel of Record for  
This Party:

LAW OFFICES OF  
DWIGHT L. KOERBER, JR.

Cynthia B. Stewart,  
Esquire  
PA I.D. No. 82380

110 North Second Street  
P.O. Box 1320  
Clearfield, PA 16830  
(814) 765-9611

**FILED**

SEP 15 2003

William A. Shaw  
Prothonotary

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

Boggs Township  
Petitioner,

\*

vs.

\*

Docket No. 01-1205-CD

\*

Clearfield County Tax Claim Bureau  
Respondent.

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\*

**PRAECIPE TO DISCONTINUE**

TO THE PROTHONOTARY:

Please mark the above-captioned action discontinued. Thank you.

Respectfully Submitted,

Cynthia B. Stewart

Cynthia B. Stewart, Esquire  
Attorney for Petitioner: Boggs Township

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA  
DOCKET NO. 01-1205-CD

BOGGS TOWNSHIP  
Petitioner

vs.

CLEARFIELD COUNTY TAX CLAIM BUREAU  
Respondent

PRAECIPE TO DISCONTINUE

**FILED**

0 3:02 PM 30C

2 County Clerk to Petitioner

SEP 15 2003

*(Signature)*

William A. Shaw  
Prothonotary

*Law Office*

DWIGHT L. KOERBER, JR.

ATTORNEY - AT - LAW

110 NORTH SECOND STREET

P. O. Box 1820

CLEARFIELD, PENNSYLVANIA 16830

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

**CIVIL DIVISION**

**Boggs Township**

**Vs.**

**No. 2001-01205-CD**

**Clearfield County Tax Claim Bureau ((2002 Upset Sa**

**CERTIFICATE OF DISCONTINUATION**

Commonwealth of PA  
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County and Commonwealth aforesaid do hereby certify that the above case was on September 15, 2003, marked:

Discontinued, Settled and Ended

Record costs in the sum of \$None have been paid in full by .

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 15th day of September A.D. 2003.

\_\_\_\_\_  
William A. Shaw, Prothonotary

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

Boggs Township

Petitioner,

vs.

Clearfield County Tax Claim Bureau  
Respondent.

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Docket No. 01-1205-CD

Type of Pleading:  
CERTIFICATE OF SERVICE

Filed on Behalf of:  
PETITIONER: Boggs Township

Counsel of Record for  
This Party:

LAW OFFICES OF  
DWIGHT L. KOERBER, JR.

Cynthia B. Stewart,  
Esquire  
PA I.D. No. 82380

110 North Second Street  
P.O. Box 1320  
Clearfield, PA 16830  
(814) 765-9611

**FILED**

**SEP 16 2003**

William A. Shaw  
Prothonotary/Clerk of Courts

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

Boggs Township

Petitioner,

vs.

Clearfield County Tax Claim Bureau

Respondent.

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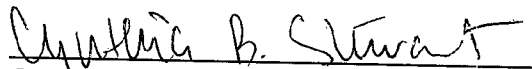
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Docket No. 01-1205-CD

**CERTIFICATE OF SERVICE**

I certify that on the 15<sup>th</sup> day of September, 2003, the undersigned served a certified copy of the Praeipue to Discontinue and the Certificate of Discontinuation in the above-captioned matter by United States First Class Mail, upon the following:

Kim C. Kesner, Esquire  
Solicitor for Clearfield County Tax Claim Bureau  
23 North Second Street  
Clearfield, PA 16830



Cynthia B. Stewart, Esquire

Attorney for Petitioner: Boggs Township

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA DOCKET NO. 01-1205-CD	
BOGGS TOWNSHIP Petitioner	
vs.	
CLEARFIELD COUNTY TAX CLAIM BUREAU Respondent	
CERTIFICATE OF SERVICE	
<div>FILED 100 09/30/03 SEP 16 2003</div> <div>William A. Shaw Prothonotary/Clerk of Courts</div> <div>Atty Koerber</div> <div>Law Office DWIGHT L. KOERBER, JR. ATTORNEY - AT - LAW 110 NORTH SECOND STREET P. O. Box 1320 CLEARFIELD, PENNSYLVANIA 16830</div>	