

01-1955-CD  
CHASE MORTGAGE COMPANY-WEST -vs- MADOLYN R. EBERLY et al

FEDERMAN AND PHELAN, LLP  
By: FRANK FEDERMAN, ESQUIRE  
IDENTIFICATION NO. 12248  
ONE PENN CENTER AT SUBURBAN STATION  
1617 JOHN F. KENNEDY BOULEVARD  
SUITE 1400  
PHILADELPHIA, PA 19103-1814  
(215) 563-7000

ATTORNEY FOR PLAINTIFF

COURT OF COMMON PLEAS  
CIVIL DIVISION

CHASE MORTGAGE COMPANY-WEST  
F/K/A MELLON MORTGAGE COMPANY  
3415 VISION DRIVE  
COLUMBUS, OH 43219

TERM

Plaintiff

v.

NO. 2001-1955-CD

CLEARFIELD COUNTY

MADOLYN R. EBERLY  
MICHAEL E. GAMBLE  
BRENDA GAMBLE  
RD 3, BOX 273  
PUNXSUTAWNEY, PA 15767-8701

Defendants

**CIVIL ACTION - LAW**  
**COMPLAINT IN MORTGAGE FORECLOSURE**

**NOTICE**

**\*\*THIS FIRM IS A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE. IF YOU HAVE PREVIOUSLY RECEIVED A DISCHARGE IN BANKRUPTCY AND THIS DEBT WAS NOT REAFFIRMED, THIS CORRESPONDENCE IS NOT AND SHOULD NOT BE CONSTRUED TO BE AN ATTEMPT TO COLLECT A DEBT, BUT ONLY ENFORCEMENT OF A LIEN AGAINST PROPERTY. \*\***

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.

CLEARFIELD COUNTY  
DAVID S. MEHOLICK, COURT ADMINISTRATOR  
CLEARFIELD COUNTY COURTHOUSE  
CLEARFIELD, PA 16830  
(814) 765-2641

**FILED**

DEC 04 2001

m/11:55/ums  
William A. Shaw  
Prothonotary

10  
80--  
123 SENT TO SHFF

IF THIS IS THE FIRST NOTICE THAT YOU  
HAVE RECEIVED FROM THIS OFFICE, BE  
ADVISED THAT:

PURSUANT TO THE FAIR DEBT COLLECTION  
PRACTICES ACT, 15 U.S.C. § 1692 et seq. (1977),  
DEFENDANT(S) MAY DISPUTE THE VALIDITY OF  
THE DEBT OR ANY PORTION THEREOF. IF  
DEFENDANT(S) DO SO IN WRITING WITHIN  
THIRTY (30) DAYS OF RECEIPT OF THIS  
PLEADING, COUNSEL FOR PLAINTIFF WILL  
OBTAIN AND PROVIDE DEFENDANT(S) WITH  
WRITTEN VERIFICATION THEREOF;  
OTHERWISE, THE DEBT WILL BE ASSUMED TO  
BE VALID. LIKEWISE, IF REQUESTED WITHIN  
THIRTY (30) DAYS OF RECEIPT OF THIS  
PLEADING, COUNSEL FOR PLAINTIFF WILL  
SEND DEFENDANT(S) THE NAME AND ADDRESS  
OF THE ORIGINAL CREDITOR, IF DIFFERENT  
FROM ABOVE.

THE LAW DOES NOT REQUIRE US TO WAIT  
UNTIL THE END OF THE THIRTY (30) DAY  
PERIOD FOLLOWING FIRST CONTACT WITH  
YOU BEFORE SUING YOU TO COLLECT THIS  
DEBT. EVEN THOUGH THE LAW PROVIDES  
THAT YOUR ANSWER TO THIS COMPLAINT IS  
TO BE FILED IN THIS ACTION WITHIN TWENTY  
(20) DAYS, YOU MAY OBTAIN AN EXTENSION OF  
THAT TIME. FURTHERMORE, NO REQUEST  
WILL BE MADE TO THE COURT FOR A  
JUDGMENT UNTIL THE EXPIRATION OF THIRTY  
(30) DAYS AFTER YOU HAVE RECEIVED THIS  
COMPLAINT. HOWEVER, IF YOU REQUEST  
PROOF OF THE DEBT OR THE NAME AND  
ADDRESS OF THE ORIGINAL CREDITOR WITHIN  
THE THIRTY (30) DAY PERIOD THAT BEGINS  
UPON YOUR RECEIPT OF THIS COMPLAINT,  
THE LAW REQUIRES US TO CEASE OUR  
EFFORTS (THROUGH LITIGATION OR  
OTHERWISE) TO COLLECT THE DEBT UNTIL  
WE MAIL THE REQUESTED INFORMATION TO  
YOU. YOU SHOULD CONSULT AN ATTORNEY  
FOR ADVICE CONCERNING YOUR RIGHTS AND  
OBLIGATIONS IN THIS SUIT.

1. Plaintiff is

CHASE MORTGAGE COMPANY-WEST  
F/K/A MELLON MORTGAGE COMPANY  
3415 VISION DRIVE  
COLUMBUS, OH 43219

2. The names and last known address of the Defendants are:

MADOLYN R. EBERLY  
MICHAEL E. GAMBLE  
BRENDA GAMBLE  
RD 3, BOX 273  
PUNXSUTAWNEY, PA 15767-8701

who are the mortgagors and real owners of the property hereinafter described.

3. On 3/14/97 mortgagor(s) made, executed and delivered a mortgage upon the premises hereinafter described to LAWN AND COUNTRY MORTGAGE CORPORATION which mortgage is recorded in the Office of the Recorder of CLEARFIELD County, in Mortgage Book No. 1826, Page 574. By Assignment of Mortgage recorded 3/19/97 the mortgage was assigned to Plaintiff which assignment is recorded in Assignment of Mortgage Book No. 1826, Page 586.
4. The premises subject to said mortgage is described as attached.
5. The mortgage is in default because monthly payments of principal and interest upon said mortgage due 5/1/01 and each month thereafter are due and unpaid, and by the terms of said mortgage, upon default in such payments for a period of one month, the entire principal balance and all interest due thereon are collectible forthwith.

6. The following amounts are due on the mortgage:

Principal Balance	\$58,838.85
Interest	2,945.50
4/1/01 through 11/1/01 (Per Diem \$13.70)	
Attorney's Fees	1,250.00
Cumulative Late Charges	153.60
3/14/97 to 11/1/01	
Cost of Suit and Title Search	<u>550.00</u>
Subtotal	\$63,737.95
Escrow	
Credit	0.00
Deficit	<u>748.14</u>
Subtotal	<u>\$ 748.14</u>
<b>TOTAL</b>	<b>\$64,486.09</b>

7. The attorney's fees set forth above are in conformity with the Mortgage documents and Pennsylvania Law, and will be collected in the event of a third party purchaser at Sheriff's Sale. If the Mortgage is reinstated prior to the Sale, reasonable attorney's fees will be charged.
8. This action does not come under Act 6 of 1974 because the original mortgage amount exceeds \$50,000.00.

WHEREFORE, PLAINTIFF demands an in rem Judgment against the Defendants in the sum of \$64,486.09, together with interest from 11/1/01 at the rate of \$13.70 per diem to the date of Judgment, and other costs and charges collectible under the mortgage and for the foreclosure and sale of the mortgaged property.



/s/ Frank Federman

FRANK FEDERMAN, ESQUIRE  
Attorney for Plaintiff

ALL that certain piece or parcel of land, situate, lying and being in Brady Township, Clearfield County, Pennsylvania, being bounded and described as follows to wit:

BEGINNING at a post on the tract line of lands of Jacob L. Kuntz and William McClaren; thence South  $87-1/2^{\circ}$  East, 17 perches to a post; thence along lands of William McClaren, South  $2-1/2^{\circ}$  West, 10 perches to a post; thence North  $87-1/2^{\circ}$  West 17 perches to a post; thence along lands of William McClaren, North  $2-1/2^{\circ}$  East, 10 perches to a post and the place of beginning.

CONTAINING one (1) acre and allowance.


SUBJECT to all exceptions, reservations, conditions, restrictions, easements and rights-of-way as fully as the same are contained in prior deeds, instruments or writings or in any other manner touching or affecting the premises hereby conveyed.

BEING the same property which Larry J. Haag and Jan L. Haag, husband and wife, by Deed dated March 12, 1997, granted and conveyed to Michael E. Gamble and Brenda K. Gamble, husband and wife, and Madolyn R. Eberly, Unmarried, the Mortgagors herein.

PREMISES: RD 3 BOX 273

VERIFICATION

RYAN L. REITMAJER hereby states that she is ASSISTANT SECRETARY of CHASE MANHATTAN MORTGAGE CORPORATION mortgage servicing agent for Plaintiff in this matter, that she is authorized to take this Verification, and that the statements made in the foregoing Civil Action are true and correct to the best of her knowledge, information and belief. The undersigned understands that this statement is made subject to the penalties of 18 Pa. C.S. Sec. 4904 relating to unsworn falsification to authorities.



RYAN L. REITMAJER, SR.  
ASSISTANT SECRETARY

DATE: 11/30/01

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

Sheriff Docket # 11821

CHASE MORTGAGE COMPANY

01-1955-CD

VS.

EBERLY, MADOLYN R. AI

**COMPLAINT IN MORTGAGE FORECLOSURE**

**SHERIFF RETURNS**

---

NOW, DECEMBER 06, 2001 AT 9:35 A.M. EST SERVED THE WITHIN COMPLAINT IN MORTGAGE FORECLOSURE ON MADOLYN R. EBERLY, DEFENDANT AT RESIDENCE, RD#3 BOX 273, PUNXSUTAWNEY, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO MADOLYN R. EBERLY A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN TO HER THE CONTENTS THEREOF.

SERVED BY: NEVLING

NOW, DECEMBER 06, 2001 AT 9:35 A.M. EST SERVED THE WITHIN COMPLAINT IN MORTGAGE FORECLOSURE ON BRENDA GAMBLE, DEFENDANT AT RESIDENCE, RD#3 BOX 273, PUNXSUTAWNEY, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO BRENDA GAMBLE A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN TO HER THE CONTENTS THEREOF.

SERVED BY: NEVLING

NOW, DECEMBER 06, 2001 AT 9:35 A.M. EST SERVED THE WITHIN COMPLAINT IN MORTGAGE FORECLOSURE ON MICHAEL E. GAMBLE, DEFENDANT AT RESIDENCE, RD#3 BOX 273, PUNXSUTAWNEY, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO BRENDA GAMBLE, WIFE A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN TO HER THE CONTENTS THEREOF.

SERVED BY: NEVLING

---

**Return Costs**

Cost	Description
48.20	SHERIFF HAWKINS, PAID BY : ATTY.
30.00	SURCHARGE PAID BY: ATTY.

**FILED**

012:15  
JAN 16 2002

William A. Shaw  
Prothonotary



In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket #

11821

CHASE MORTGAGE COMPANY

01-1955-CD

VS.

EBERLY, MADOLYN R. AI

COMPLAINT IN MORTGAGE FORECLOSURE

SHERIFF RETURNS

Sworn to Before Me This

So Answers,

16 Day Of Jan 2002

William A. Shaw  
WILLIAM A. SHAW  
Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

Chester A. Hawkins  
Chester A. Hawkins  
Sheriff

FEDERMAN AND PHELAN  
By: FRANK FEDERMAN  
Identification No. 12248  
One Penn Center at Suburban  
Station, Suite 1400  
Philadelphia, PA 19103  
(215) 563-7000

Attorney for Plaintiff

CHASE MORTGAGE COMPANY-WEST  
F/K/A MELLON MORTGAGE COMPANY  
3415 VISION DRIVE  
COLUMBUS, OH 43219

: CLEARFIELD COUNTY  
: COURT OF COMMON PLEAS  
: CIVIL DIVISION

vs.  
MADOLYN R. EBERLY  
MICHAEL E. GAMBLE  
BRENDA GAMBLE  
RD 3, BOX 273  
PUNXSUTAWNEY, PA 15767-8701

: NO. 2001-1955-CD


**PRAECIPE FOR JUDGMENT FOR FAILURE TO  
ANSWER AND ASSESSMENT OF DAMAGES**

TO THE PROTHONOTARY:

Kindly enter judgment in favor of the Plaintiff and against  
MADOLYN R. EBERLY, MICHAEL E. GAMBLE AND BRENDA GAMBLE,  
Defendant(s) for failure to file an Answer to Plaintiff's  
Complaint within 20 days from service thereof and for foreclosure  
and sale of the mortgaged premises, and assess Plaintiff's damages  
as follows:

As set forth in Complaint	\$64,486.09
Interest - 11/1/01 TO 1/31/02	<u>\$ 1,260.40</u>
TOTAL	\$65,746.49

I hereby certify that (1) the addresses of the Plaintiff and  
Defendant(s) are as shown above, and (2) that notice has been  
given in accordance with Rule 237.1, copy attached.

  
FRANK FEDERMAN, ESQUIRE  
Attorney for Plaintiff

DAMAGES ARE HEREBY ASSESSED AS INDICATED.

DATE: 2/4/02

  
PRO PROTHY

**FILED**

FEB 04 2002

William A. Shaw  
Prothonotary

FEDERMAN AND PHELAN

BY: FRANK FEDERMAN, ESQUIRE

Attorney for Plaintiff

Identification No. 12248

1617 John F. Kennedy Boulevard Suite 1400

Philadelphia, PA 19103-1814

(215) 563-7000

CHASE MORTGAGE COMPANY-WEST

: COURT OF COMMON PLEAS

Plaintiff

: CIVIL DIVISION

vs.

: CLEARFIELD COUNTY

MADOLYN R. EBERLY

MICHAEL E. GAMBLE

: NO. 2001-1955-CD

BRENDA GAMBLE

Defendant (s)

TO: MADOLYN R. EBERLY

RD 3, BOX 273

PUNKSUTAWNEY, PA 15767-8701

DATE OF NOTICE: JANUARY 17, 2002

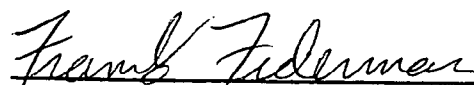
**FILE COPY**

THIS FIRM IS A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT. THIS NOTICE IS SENT TO YOU IN AN ATTEMPT TO COLLECT THE INDEBTEDNESS REFERRED TO HEREIN, AND ANY INFORMATION OBTAINED FROM YOU WILL BE USED FOR THAT PURPOSE. IF YOU HAVE PREVIOUSLY RECEIVED A DISCHARGE IN BANKRUPTCY, THIS CORRESPONDENCE IS NOT AND SHOULD NOT BE CONSTRUED TO BE AN ATTEMPT TO COLLECT A DEBT, BUT ONLY AS ENFORCEMENT OF LIEN AGAINST PROPERTY.

**IMPORTANT NOTICE**

You are in default because you have failed enter a written appearance personally or by attorney and file in writing with the court your defenses or objections to the claims set forth against you. Unless you act within ten (10) days from the date of this notice, a Judgment may be entered against you without a hearing and you may lose your property or other important rights. You should take this notice to a lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the following office to find out where you can get legal help:

CLEARFIELD COUNTY  
DAVID S. MEHOLICK, COURT ADMINISTRATOR  
CLEARFIELD COUNTY COURTHOUSE  
CLEARFIELD, PA 16830  
(814) 765-2641

  
Frank Federman, Esquire  
Attorney for Plaintiff

FEDERMAN AND PHELAN

BY: FRANK FEDERMAN, ESQUIRE

Attorney for Plaintiff

Identification No. 12248

1617 John F. Kennedy Boulevard Suite 1400

Philadelphia, PA 19103-1814

(215) 563-7000

CHASE MORTGAGE COMPANY-WEST

: COURT OF COMMON PLEAS

Plaintiff

: CIVIL DIVISION

vs.

: CLEARFIELD COUNTY

MADOLYN R. EBERLY

MICHAEL E. GAMBLE

: NO. 2001-1955-CD

BRENDA GAMBLE

Defendant

TO: MICHAEL E. GAMBLE

RD 3, BOX 273

PUNXSUTAWNEY, PA 15767-8701


DATE OF NOTICE: JANUARY 17, 2002

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DAVID S. MEHOLICK, COURT ADMINISTRATOR  
CLEARFIELD COUNTY COURTHOUSE  
CLEARFIELD, PA 16830  
(814) 765-2641

  
Frank Federman, Esquire  
Attorney for Plaintiff

FEDERMAN AND PHELAN

BY: FRANK FEDERMAN, ESQUIRE

Attorney for Plaintiff

Identification No. 12248

1617 John F. Kennedy Boulevard Suite 1400

Philadelphia, PA 19103-1814

(215) 563-7000

CHASE MORTGAGE COMPANY-WEST

: COURT OF COMMON PLEAS

Plaintiff

: CIVIL DIVISION

vs.

: CLEARFIELD COUNTY

MADOLYN R. EBERLY

MICHAEL E. GAMBLE

: NO. 2001-1955-CD

BRENDA GAMBLE

Defendant

TO: BRENDA GAMBLE

RD 3, BOX 273

PUNXSUTAWNEY, PA 15767-8701

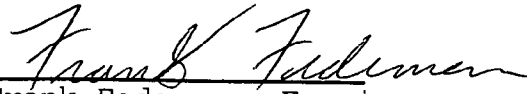
DATE OF NOTICE: JANUARY 17, 2002

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CLEARFIELD COUNTY  
DAVID S. MEHOLICK, COURT ADMINISTRATOR  
CLEARFIELD COUNTY COURTHOUSE  
CLEARFIELD, PA 16830  
(814) 765-2641

  
Frank Federman, Esquire  
Attorney for Plaintiff

**FILED** Atty pd.

M 11:11 ~~del~~ 20:00  
FEB 04 2002

William A. Shaw  
Prothonotary

Notice to each  
20:00  
~~20:00~~

FEDERMAN AND PHELAN  
By: FRANK FEDERMAN  
Identification No. 12248  
One Penn Center at Suburban  
Station, Suite 1400  
Philadelphia, PA 19103  
(215) 563-7000

Attorney for Plaintiff

CHASE MORTGAGE COMPANY-WEST  
F/K/A MELLON MORTGAGE COMPANY

: CLEARFIELD COUNTY  
: COURT OF COMMON PLEAS  
: CIVIL DIVISION

vs.

: NO. 2001-1955-CD

MADOLYN R. EBERLY  
MICHAEL E. GAMBLE  
BRENDA GAMBLE

:

VERIFICATION OF NON-MILITARY SERVICE

FRANK FEDERMAN, ESQUIRE, hereby verifies that he is attorney for the Plaintiff in the above-captioned matter, and that on information and belief, he has knowledge of the following facts, to wit:

(a) that the defendant(s) is/are not in the Military or Naval Service of the United States or its Allies, or otherwise within the provisions of the Soldiers' and Sailors' Civil Relief Act of Congress of 1940, as amended.

(b) that defendant MADOLYN R. EBERLY is over 18 years of age and resides at RD 3, BOX 273, PUNXSUTAWNEY, PA 15767-8701.

(c) that defendant MICHAEL E. GAMBLE is over 18 years of age, and resides at RD 3, BOX 273, PUNXSUTAWNEY, PA 15767-8701.

(d) that defendant BRENDA GAMBLE is over 18 years of age, and resides at RD 3, BOX 273, PUNXSUTAWNEY, PA 15767-8701.

This statement is made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

  
FRANK FEDERMAN, ESQUIRE

COPY

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

CHASE MORTGAGE COMPANY-WEST  
F/K/A MELLON MORTGAGE COMPANY

Plaintiff

)  
) NO. 2001-1955-CD

vs.

MADOLYN R. EBERLY  
MICHAEL E. GAMBLE  
BRENDA GAMBLE

Defendants

)  
)

Notice is given that a Judgment in the above-captioned  
matter has been entered against you on February 4, 2002.

By: William J. Federman DEPUTY

If you have any questions concerning this matter,  
please contact:

FRANK FEDERMAN, ESQUIRE

Attorney for Party Filing  
One Penn Center at Suburban  
Station, Suite 1400  
Philadelphia, PA 19103  
(215) 563-7000

THIS FIRM IS A DEBT COLLECTOR ATTEMPTING TO COLLECT A  
DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT  
PURPOSE. IF YOU HAVE PREVIOUSLY RECEIVED A DISCHARGE  
IN BANKRUPTCY, THIS IS NOT AND SHOULD NOT BE CONSTRUED  
TO BE AN ATTEMPT TO COLLECT A DEBT, BUT ONLY  
ENFORCEMENT OF A LIEN AGAINST PROPERTY.



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY ,  
PENNSYLVANIA  
STATEMENT OF JUDGMENT

COPY

Chase Mortgage Company-West  
Plaintiff(s)

No.: 2001-01955-CD

Real Debt: \$65,746.49

Atty's Comm:

Vs.

Costs: \$

Int. From:

Madolyn R. Eberly  
Michael E. Gamble  
Brenda Gamble  
Defendant(s)

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: February 4, 2002

Expires: February 4, 2007

Certified from the record this 4th day of February, 2002.

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

\*\*\*\*\*

SIGN BELOW FOR SATISFACTION

Received on \_\_\_\_\_, \_\_\_\_\_, of defendant full satisfaction of this Judgment, Debt,  
Interest and Costs and Prothonotary is authorized to enter Satisfaction on the same.

\_\_\_\_\_  
Plaintiff/Attorney

PRAECIPE FOR WRIT OF EXECUTION - (MORTGAGE FORECLOSURE)  
P.R.C.P. 3180-3183

CHASE MORTGAGE COMPANY-WEST  
F/K/A MELLON MORTGAGE COMPANY  
3415 VISION DRIVE  
COLUMBUS, OH 43219

: CLEARFIELD COUNTY  
:  
: COURT OF COMMON  
: PLEAS  
:  
: CIVIL DIVISION  
:  
: NO. 2001-1955-CD

Plaintiff

vs.

MADOLYN R. EBERLY  
RD 3, BOX 273  
PUNXSUTAWNEY, PA 15767-8701

MICHAEL E. GAMBLE  
RD 3, BOX 273  
PUNXSUTAWNEY, PA 15767-8701

BRENDA GAMBLE  
RD 3, BOX 273  
PUNXSUTAWNEY, PA 15767-8701

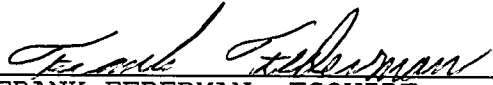
Defendant(s)

TO THE DIRECTOR OF THE PROTHONOTARY:

Issue writ of execution in the above matter:

Amount Due \$ 65,746.49

Interest from \$ \_\_\_\_\_ and Costs  
2/1/02 (sale date)  
(per diem - \$10.81)

  
FRANK FEDERMAN, ESQUIRE  
ONE PENN CENTER AT SUBURBAN STATION  
SUITE 1400  
PHILADELPHIA, PA 19103  
Attorney for Plaintiff

Note: Please attach description of property.

**FILED**

FEB 04 2002

William A. Shaw  
Prothonotary

No. 2001-1955-CD Term  
IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

CHASE MORTGAGE COMPANY-WEST F/K/A MELLON MORTGAGE COMPANY

vs.


MADOLYN R. EBERLY  
MICHAEL E. GAMBLE  
BRENDA GAMBLE

---

PRAECIPE FOR WRIT OF EXECUTION  
(Mortgage Foreclosure)

---

Filed:

  
Attorney for Plaintiff

Address: RD 3, BOX 273 RD 3, BOX 273  
PUNXSUTAWNEY, PA 15767-8701 PUNXSUTAWNEY, PA 15767-8701

Where papers may be served.

ALL THAT CERTAIN piece or parcel of land, situate, lying and being in Brady Township, Clearfield County, Pennsylvania, being bounded and described as follows to wit:

BEGINNING at a post on the tract line of lands of Jacob L. Kuntz and William McClaren; thence South 87 ½ degrees East, 17 perches to a post; thence along lands of William McClaren South 2 ½ degrees West, 10 perches to a post; thence North 87 ½ degrees West 17 perches to a post; thence along lands of William McClaren, North 2 ½ degrees East, 10 perches to a post and the place of beginning.

CONTAINING one (1) acre and allowance.

Tax Parcel #A05-000-00019; Control #107C-18173

TITLE TO SAID PREMISES IS VESTED IN Michael E. Gamble and Brenda K. Gamble, his wife and Madolyn R. Eberly, unmarried, as joint tenants with the right of survivorship by Deed from Larry J. Haag and Jan L. Haag, his wife dated 3/12/1997 and recorded 3/19/1997 in Record Book 1826, Page 574.

**FILED**

Atty pd.

M 12:40 ~~ST~~  
FEB 04 2002

20:00  
1 cc Shff

William A. Shaw  
Prothonotary

Le wnts w/ Prop. deser. to  
Shff 90  
KES

WRIT OF EXECUTION - (MORTGAGE FORECLOSURE)  
P.R.C.P. 3180 TO 3183 AND Rule 3257

COPY

CHASE MORTGAGE COMPANY-WEST  
F/K/A MELLON MORTGAGE COMPANY  
3415 VISION DRIVE  
COLUMBUS, OH 43219

Plaintiff

vs.

MADOLYN R. EBERLY  
RD 3, BOX 273  
PUNXSUTAWNEY, PA 15767-8701

MICHAEL E. GAMBLE  
RD 3, BOX 273  
PUNXSUTAWNEY, PA 15767-8701

BRENDA GAMBLE  
RD 3, BOX 273  
PUNXSUTAWNEY, PA 15767-8701

Defendant(s)

COMMONWEALTH OF PENNSYLVANIA:

COUNTY OF CLEARFIELD:

TO THE SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA

To satisfy the judgment, interest and costs in the above matter, you are directed to levy upon and sell the following described property (specifically described property below):

Premises RD 3, BOX 273, PUNXSUTAWNEY, PA 15767-8701  
(see attached legal description)

Amount Due	\$ 65,746.49
Interest from	\$ _____
2/1/02 (sale date)	
(per diem - \$10.81)	
Prothonotary costs	<u>120.00</u>
Total	\$ _____ Plus Costs as endorsed

*William L. Shanahan*

Clerk  
Office of Prothonotary  
Common Pleas Court of  
CLEARFIELD County, PA

Dated: 2/4/02  
(Seal)

No. 2001-1955-CD Term

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

CHASE MORTGAGE COMPANY-WEST F/K/A MELLON MORTGAGE COMPANY

vs.

MADOLYN R. EBERLY  
MICHAEL E. GAMBLE  
BRENDA GAMBLE

WRIT OF EXECUTION  
(Mortgage Foreclosure)

Costs

Office of the Prothonotary

Judg. Fee

Cr.

Sat.

  
Attorney for Plaintiff

Address: RD 3, BOX 273 RD 3, BOX 273  
PUNXSUTAWNEY, PA 15767-8701 PUNXSUTAWNEY, PA 15767-8701

Where papers may be served.

ALL THAT CERTAIN piece or parcel of land, situate, lying and being in Brady Township, Clearfield County, Pennsylvania, being bounded and described as follows to wit:

BEGINNING at a post on the tract line of lands of Jacob L. Kuntz and William McClaren; thence South  $87 \frac{1}{2}$  degrees East, 17 perches to a post; thence along lands of William McClaren South  $2 \frac{1}{2}$  degrees West, 10 perches to a post; thence North  $87 \frac{1}{2}$  degrees West 17 perches to a post; thence along lands of William McClaren, North  $2 \frac{1}{2}$  degrees East, 10 perches to a post and the place of beginning.

CONTAINING one (1) acre and allowance.

Tax Parcel #A05-000-00019; Control #107C-18173

TITLE TO SAID PREMISES IS VESTED IN Michael E. Gamble and Brenda K. Gamble, his wife and Madolyn R. Eberly, unmarried, as joint tenants with the right of survivorship by Deed from Larry J. Haag and Jan L. Haag, his wife dated 3/12/1997 and recorded 3/19/1997 in Record Book 1826, Page 574.



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

Sheriff Docket # 12111

CHASE MORTGAGE COMPANY ET AL

01-1955-CD

VS.

EBERLY, MADOLYN R.

WRIT OF EXECUTION REAL ESTATE

**SHERIFF RETURNS**

NOW, MARCH 4, 2002, AT 1:32 PM O'CLOCK A LEVY WAS TAKEN ON THE PROPERTY OF THE DEFENDANTS. PROPERTY WAS POSTED THIS DATE.

A SALE IS SET FOR FRIDAY, MAY 3, 2002, AT 10:00AM O'CLOCK.

NOW, MARCH 4, 2002, AT 1:32 PM O'CLOCK SERVED WRIT OF EXECUTION, NOTICE OF SALE AND COPY OF LEVY ON BRENDA GAMBLE, DAUGHTER OF MADOLYN R. EBERLY, DEFENDANT, AT HER PLACE OF RESIDENCE, RD #3, BOX 273, PUNXSUTAWNEY, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TP BRENDA GAMBLE, DAUGHTER OF MADOLYN R. EBERLY, DEFENDANT, A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION, NOTICE OF SALE AND COPY OF LEVY AND MADE KNOWN TO HER THE CONTENTS THEREOF.

NOW, MARCH 4, 2002, AT 1:32 PM O'CLOCK SERVED WRIT OF EXECUTION, NOTICE OF SALE , COPY OF LEVY ON BRENDA GAMBLE, WIFE OF MICHAEL E. GAMBLE, DEFENDANT, AT HER PLACE OF RESIDENCE, RD #3, BOX 273, PUNXSUTAWNEY, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO BRENDA BAMBLE, WIFE OF MICHAEL E. GAMBLE, DEFENDANT, A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXEUTION, NOTICE OF SALE AND COPY OF LEVY AND MADE KNOWN TO HER THE CONTENTS THEREOF.

NOW, MARCH 4, 2002, AT 1:32 PM O'CLOCK SERVED WRIT OF EXECUTION, NOTICE OF SALE AND COPY OF LEVY ON BRENDA GAMBLE, DEFENDANT, AT HER PLACE OF RESIDENCE, RD #3, BOX 273, PUNXSUTAWNEY, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO BRENDA GAMBLE, DEFENDANT, A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION, NOTICE OF SALE AND COPY OF LEVY AND MADE KNOWN TO HER THE CONTENTS THEREOF.

**FILED**

MAR 13 2002  
13:20  
William A. Shaw  
Prothonotary

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

Sheriff Docket # 12111

CHASE MORTGAGE COMPANY ET AL

01-1955-CD

vs.

EBERLY, MADOLYN R.

WRIT OF EXECUTION REAL ESTATE

**SHERIFF RETURNS**

---

NOW, MARCH 5, 2002, RECEIVED A PHONE CALL FROM R. DENNING GEARHARTS  
OFFICE THAT DEFENDANTS FILED FOR BANKRUPTCY.

NOW, MARCH 6, 2002, CALLED GREG AT FEDERMAN AND PHELAN AND INFORMED  
HIM OF BANKRUPTCY.

NOW, MARCH 11, 2002, RECEIVED A FAX FROM FEDERMAN AND PHELAN THAT  
WRIT IS TO BE STAYED DUE TO BANKRUPTCY AND WRIT IS TO BE RETURNED.

NOW, MARCH 12, 2002, CALLED COURIER EXPRESS AND LEGAL JOURNAL TO  
CANCEL ADS.

NOW, MARCH 13, 2002, SENT LETTERS TO COURIER EXPRESS AND LEGAL JOURNAL  
TO CANCEL ADS.

NOW, MARCH 13, 2002, RETURN WRIT AS NO SALE HELD DEFENDANTS FILED  
BANKRUPTCY. PAID COSTS FROM ADVANCE AND MADE REFUND OF UNUSED  
ADVANCE TO ATTORNEY.

SHERIFF HAWKINS \$215.48  
SURCHARGE \$ 60.00  
PAID BY ATTORNEY

---

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

Sheriff Docket # 12111

CHASE MORTGAGE COMPANY ET AL

01-1955-CD

vs.

EBERLY, MADOLYN R.

WRIT OF EXECUTION REAL ESTATE

**SHERIFF RETURNS**

---

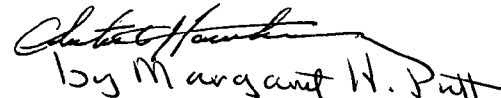
Sworn to Before Me This

So Answers,

13 Day Of March 2002



WILLIAM A. SHAW  
Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

  
By Margaret H. Pitt  
Chester A. Hawkins  
Sheriff

FEDERMAN AND PHELAN, L.L.P.  
One Penn Center at Suburban Station  
1617 John F. Kennedy  
Suite 1400  
Philadelphia, PA 19103-1814  
215-563-7000  
Main Fax 215-563-5534  
Greg.Wilkins@fedphe-pa.com

Gregory Wilkins  
Legal Assistant, Ext. 1256

Representing Lenders in  
Pennsylvania and New Jersey

March 11, 2002

Office of the Sheriff  
Clearfield County Courthouse  
230 East Market Street  
Clearfield, PA 16830

ATTENTION: PEGGY (814) 765-5915

Re: CHASE MORTGAGE COMPANY-WEST F/K/A MELLON MORTGAGE  
COMPANY  
v. MADOLYN R. EBERLY, MICHAEL E. GAMBLE and BRENDA GAMBLE  
No. 2001-1955-CD  
Premises: RD 3, BOX 273, PUNXSUTAWNEY, PA 15767-8701

Dear Peggy:

Please STAY the Sheriff's Sale of the above referenced property, which is scheduled  
for MAY 3, 2002.

The Defendant(s) filed a Chapter 13 Bankruptcy on 2/11/02 at 02-21465.

No funds were received in consideration for the stay.

Please return the original writ of execution to the Prothonotary as soon as possible.

Very truly yours,

Gregory Wilkins

cc: CHASE MANHATTAN MORTGAGE CORPORATION  
Attention: EMAIL DENNIS BOLTON  
FileNo. 5801790701

# REAL ESTATE SALE

## SCHEDULE OF DISTRIBUTION

# REAL ESTATE SALE

NOW, \_\_\_\_\_, by virtue of the Writ of Execution hereunto attached, after having given due and legal notice of time and place of sale by publication in a newspaper published in this County and by handbills posted on the premises setting forth the date, time and place of sale at the Court House in Clearfield on the \_\_\_\_\_ day of \_\_\_\_\_ 2002, I exposed the within described real estate of

to public venue or outcry at which time and place I sold the same to \_\_\_\_\_ he/she being the highest bidder, for the sum of \$ \_\_\_\_\_ and made the following appropriations, viz.:

### SHERIFF COSTS:

RDR	\$	15.00
SERVICE		15.00
MILEAGE		18.20
LEVY		15.00
MILEAGE		18.20
POSTING		15.00
CSDS		10.00
COMMISSION 2%		
POSTAGE		4.08
HANDBILLS		15.00
DISTRIBUTION		25.00
ADVERTISING		15.00
ADD'L SERVICE		30.00
DEED		<del>30.00</del>
ADD'L POSTING		
ADD'L MILEAGE		
ADD'L LEVY		
BID AMOUNT		
RETURNS/DEPUTIZE		
COPIES / BILLING	\$15.00 + 5.00	
BILLING - PHONE - FAX		
<b>TOTAL SHERIFF COSTS</b>	<b>\$</b>	<b>215.48</b>

### DEED COSTS:

REGISTER & RECORDER	\$	15.50
ACKNOWLEDGEMENT		5.00
TRANSFER TAX 2%		
<b>TOTAL DEED COSTS</b>		

### DEBT & INTEREST:

DEBT-AMOUNT DUE	\$ 65,746.49
INTEREST FROM 2-1-02 TO SALE DATE	
PER DIEM \$10.81 TO BE ADDED	

### TOTAL DEBT & INTEREST

\$

### COSTS:

ATTORNEY FEES	\$
PROTH. SATISFACTION	\$
ADVERTISING	\$
LATE CHARGES & FEES	\$
TAXES-Collector	\$
TAXES-Tax Claim	\$
COSTS OF SUIT-To Be Added	\$
LIST OF LIENS AND MORTGAGE SEARCH	\$
FORCLOSURE FEES / LIFE INS REFUND	\$
ACKNOWLEDGEMENT	\$
DEED COSTS	\$
ATTORNEY COMMISSION	\$
SHERIFF COSTS	\$ 215.48
LEGAL JOURNAL AD	\$
REFUND OF ADVANCE	\$
REFUND OF SURCHARGE	\$
PROTHONOTARY	\$ 120.00
ESCROW DEFICIENCY	\$

### TOTAL COSTS

\$ 335.48

DISTRIBUTION WILL BE MADE IN ACCORDANCE WITH THE ABOVE SCHEDULE UNLESS EXCEPTIONS ARE FILED WITH THIS OFF WITHIN TEN (10) DAYS FROM THIS DATE.

Chester A. Hawkins, Sheriff

WRIT OF EXECUTION - -(MORTGAGE FORECLOSURE)  
P.R.C.P. 3180 TO 3183 AND Rule 3257

CHASE MORTGAGE COMPANY-WEST  
F/K/A MELLON MORTGAGE COMPANY  
3415 VISION DRIVE  
COLUMBUS, OH 43219

Plaintiff

vs.

MADOLYN R. EBERLY  
RD 3, BOX 273  
PUNXSUTAWNEY, PA 15767-8701

MICHAEL E. GAMBLE  
RD 3, BOX 273  
PUNXSUTAWNEY, PA 15767-8701

BRENDA GAMBLE  
RD 3, BOX 273  
PUNXSUTAWNEY, PA 15767-8701

Defendant(s)

COMMONWEALTH OF PENNSYLVANIA:

COUNTY OF CLEARFIELD:

TO THE SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA

To satisfy the judgment, interest and costs in the above matter, you are directed to levy upon and sell the following described property (specifically described property below):

Premises RD 3, BOX 273, PUNXSUTAWNEY, PA 15767-8701  
(see attached legal description)

Amount Due	\$ 65,746.49
Interest from	\$ _____
2/1/02 (sale date)	
(per diem - \$10.81)	
Prothonotary costs	120.00
Total	\$ _____ Plus Costs as endorsed

RECEIVED FEB 4 2002

@ 2:45 PM  
Chester H. Hankins  
by Margaret H. Pett

Dated:

2/4/02

(Seal)

*William L. Hagan*  
Clerk  
Office of Prothonotary  
Common Pleas Court of  
CLEARFIELD County, PA

No. 2001-1955-CD Term

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

CHASE MORTGAGE COMPANY-WEST F/K/A MELLON MORTGAGE COMPANY

vs.

MADOLYN R. EBERLY  
MICHAEL E. GAMBLE  
BRENDA GAMBLE

---

WRIT OF EXECUTION  
(Mortgage Foreclosure)

---

Costs

Office of the Prothonotary

Judg. Fee

Cr.

Sat.

---

  
Attorney for Plaintiff

Address: RD 3, BOX 273 RD 3, BOX 273  
PUNXSUTAWNEY, PA 15767-8701 PUNXSUTAWNEY, PA 15767-8701

Where papers may be served.

ALL THAT CERTAIN piece or parcel of land, situate, lying and being in Brady Township, Clearfield County, Pennsylvania, being bounded and described as follows to wit:

BEGINNING at a post on the tract line of lands of Jacob L. Kuntz and William McClaren; thence South 87 ½ degrees East, 17 perches to a post; thence along lands of William McClaren South 2 ½ degrees West, 10 perches to a post; thence North 87 ½ degrees West 17 perches to a post; thence along lands of William McClaren, North 2 ½ degrees East, 10 perches to a post and the place of beginning.

CONTAINING one (1) acre and allowance.

Tax Parcel #A05-000-00019; Control #107C-18173

TITLE TO SAID PREMISES IS VESTED IN Michael E. Gamble and Brenda K. Gamble, his wife and Madolyn R. Eberly, unmarried, as joint tenants with the right of survivorship by Deed from Larry J. Haag and Jan L. Haag, his wife dated 3/12/1997 and recorded 3/19/1997 in Record Book 1826, Page 574.



**PRAECIPE FOR WRIT OF EXECUTION--(MORTGAGE FORECLOSURE)**  
**Pa.R.C.P. 3180-3183**

**CHASE MORTGAGE COMPANY-WEST F/K/A  
MELLON MORTGAGE COMPANY**

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

**vs.**

**No. 2001-1955-CD**

**MADOLYN R. EBERLY  
MICHAEL E. GAMBLE  
BRENDA GAMBLE**

**PRAECIPE FOR WRIT OF EXECUTION  
(MORTGAGE FORECLOSURE)**

To the Director of the Office of the Prothonotary:

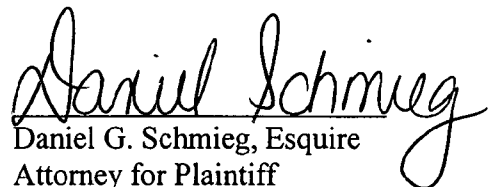
Issue writ of execution in the above matter:

Amount Due

\$65,746.49

Interest from 1/31/02 to  
Date of Sale (\$13.70 per diem)

\_\_\_\_\_ and Costs.



Daniel G. Schmieg, Esquire  
Attorney for Plaintiff  
One Penn Center at Suburban Station  
1617 John F. Kennedy Blvd., Suite 1400  
Philadelphia, PA 19103-1814

Note: Please attach description of Property.

JLP

**FILED**

AUG 20 2004

m/2:00pm

William A. Shaw  
Prothonotary

COPY TO Amy

6 WANTS TO SHERIFF

No. 2001-1955-CD

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

CHASE MORTGAGE COMPANY - WEST F/K/A  
MELLON MORTGAGE COMPANY

vs.

MADOLYN R. EBERLY  
MICHAEL E. GAMBLE

---

PRAECIPE FOR WRIT OF EXECUTION  
(Mortgage Foreclosure)

---

  
Attorney for Plaintiff(s)

Address: RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701  
RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701  
RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701

Where papers may be served.

ALL THAT CERTAIN piece or parcel of land, situate, lying and being in Brady Township, Clearfield County, Pennsylvania, being bounded and described as follows to wit:

BEGINNING at a post on the tract line of lands of Jacob L. Kuntz and William McClaren; thence South  $87 \frac{1}{2}$  degrees East, 17 perches to a post; thence along lands of William McClaren South  $2 \frac{1}{2}$  degrees West, 10 perches to a post; thence North  $87 \frac{1}{2}$  degrees West 17 perches to a post; thence along lands of William McClaren, North  $2 \frac{1}{2}$  degrees East, 10 perches to a post and the place of beginning.

CONTAINING one (1) acre and allowance.

Tax Parcel #A05-000-00019; Control #107C-18173

TITLE TO SAID PREMISES IS VESTED IN Michael E. Gamble and Brenda K. Gamble, his wife and Madolyn R. Eberly, unmarried, as joint tenants with the right of survivorship by Deed from Larry J. Haag and Jan L. Haag, his wife dated 3/12/1997 and recorded 3/19/1997 in Record Book 1826, Page 574.

**WRIT OF EXECUTION -- (MORTGAGE FORECLOSURE)**  
**Pa.R.C.P. 3180 to 3183 and Rule 3257**

**CHASE MORTGAGE COMPANY-WEST F/K/A  
MELLON MORTGAGE COMPANY**

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

**vs.**

**NO.: 2001-1955-CD**

**MADOLYN R. EBERLY  
MICHAEL E. GAMBLE  
BRENDA GAMBLE**

**WRIT OF EXECUTION  
(MORTGAGE FORECLOSURE)**

**Commonwealth of Pennsylvania:**

**County of Clearfield:**

**TO THE SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA:**

**To satisfy the judgment, interest and costs in the above matter you are directed to levy upon and sell the following described property (specifically described property below):**

**Premises: RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701**

**(See legal description attached.)**

Amount Due

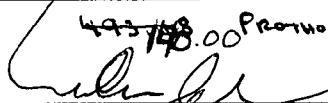
\$65,746.49

Interest from 1/31/02 to  
Date of Sale (\$13.70 per diem)

\$ \_\_\_\_\_

Total

\$ \_\_\_\_\_ Plus costs as endorsed.

  
Prothonotary, Common Pleas Court of  
Clearfield County, Pennsylvania

Dated 8-20-07  
(SEAL)

By:

Deputy

JLP

No. 2001-1955-CD

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

CHASE MORTGAGE COMPANY-WEST F/K/A MELLON MORTGAGE  
COMPANY

vs.

MADOLYN R. EBERLY  
MICHAEL E. GAMBLE  
BRENDA GAMBLE

---

**WRIT OF EXECUTION  
(MORTGAGE FORECLOSURE)**

---

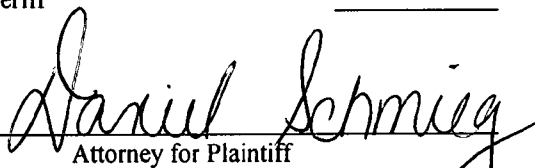
Real Debt \$65,746.49

Int. from 1/31/02 \_\_\_\_\_  
to Date of Sale (\$13.70 per diem)

Costs \_\_\_\_\_

Prothy. Pd. 140.00

Sheriff \_\_\_\_\_

  
\_\_\_\_\_  
Attorney for Plaintiff

Address: RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701  
RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701  
RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701

Where papers may be served.

Daniel G. Schmieg, Esquire  
One Penn Center at Suburban Station  
1617 John F. Kennedy Blvd., Suite 1400  
Philadelphia, PA 19103-1814  
(215) 563-7000

ALL THAT CERTAIN piece or parcel of land, situate, lying and being in Brady Township, Clearfield County, Pennsylvania, being bounded and described as follows to wit:

BEGINNING at a post on the tract line of lands of Jacob L. Kuntz and William McClaren; thence South  $87 \frac{1}{2}$  degrees East, 17 perches to a post; thence along lands of William McClaren South  $2 \frac{1}{2}$  degrees West, 10 perches to a post; thence North  $87 \frac{1}{2}$  degrees West 17 perches to a post; thence along lands of William McClaren, North  $2 \frac{1}{2}$  degrees East, 10 perches to a post and the place of beginning.

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Tax Parcel #A05-000-00019; Control #107C-18173

TITLE TO SAID PREMISES IS VESTED IN Michael E. Gamble and Brenda K. Gamble, his wife and Madolyn R. Eberly, unmarried, as joint tenants with the right of survivorship by Deed from Larry J. Haag and Jan L. Haag, his wife dated 3/12/1997 and recorded 3/19/1997 in Record Book 1826, Page 574.

UNITED STATES BANKRUPTCY COURT  
Western District of Pennsylvania

17  
mfor

In re:

Bankruptcy Case No.: 02-21465-JKF  
Related to Docket No. 13  
Chapter: 13

Michael E. Gamble  
Debtor(s)

Brenda K. Gamble

**Order Dismissing Case Without Prejudice, And Order Terminating Income Attachment**

**AND NOW**, this The 26th of July, 2004, **It Is Hereby Ordered** that the above-captioned case is **dismissed without prejudice, terminated and closed** and that the Debtor(s) remain legally liable for all of his/her debts as if the bankruptcy petition had not been filed. Creditor collection remedies are reinstated pursuant to 11 U.S.C. §349, and creditors are directed to title 11 U.S.C. §108(c) for time limits on filing a lawsuit to collect; generally, a creditor's lawsuit must be filed by the later of (1) the time deadline prescribed by state law, or (2) thirty days after date of this notice.

**It Is Further Ordered** that if this case is dismissed, with prejudice, pursuant to 11 U.S.C. §109(g), the Debtor is ineligible to file bankruptcy under any chapter for one-hundred eighty (180) days.

**It Is Further Ordered** that each income attachment issued in this case is now terminated. So that each employer and entity subject to an attachment order knows to stop the attachment, the Debtor shall serve a copy of this order on each such employer and entity immediately.

**It Is Further Ordered** that this case is administratively closed; however, the court retains jurisdiction over the Trustee's final report and account and the Trustee's certification of distributed funds. Following submission of a final accounting and certification of distributed funds, the Trustee shall be deemed discharged from her duties in this case and this case shall be deemed closed without further order of court.

**It Is Further Ordered** that the Clerk shall give notice to all creditors of this dismissal.

Judith K. Fitzgerald  
Judge

cm: All Creditors and All Parties In Interest

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 16566  
NO: 01-1955-CD

PLAINTIFF: CHASE MORTGAGE COMPANY-WEST F/K/A MELLON MORTGAGE COMPANY  
vs.  
DEFENDANT: EBERLY, MADOLYN R.

WRIT OF EXECUTION REAL ESTATE

SHERIFF RETURN

DATE RECEIVED WRIT: 08/20/2004

LEVY TAKEN 11/15/2004 @ 11:15 AM

POSTED 11/05/2004 @ 11:15 AM

SALE HELD

SOLD TO

SOLD FOR AMOUNT PLUS COSTS

WRIT RETURNED 04/13/2005

DATE DEED FILED **NOT SOLD**

FILED

APR 13 2005

0/11:30  
William A. Shaw

Prothonotary/Clerk of Courts

DETAILS

11/05/2004 @ 11:15 AM SERVED MADOLYN R. EBERLY

SERVED MADOLYN R. EBERLY, DEFENDANT, AT THE RESIDENCE RD #3, BOX 1206, PUNXSUTAWNEY, CLFD. COUNTY, PENNSYLVANIA BY HANDING TO BRENDA GAMBLE DAUGHTER OF DEFENDANT/DEFENDANT

11/05/2004 @ 11:15 AM SERVED MICHAEL R. GAMBLE

SERVED MICHAEL R. GAMBLE, DEFENDANT, AT THE RESIDENCE RD#3, BOX 1206, PUNXSUTAWNEY, CLFD COUNTY, PENNSYLVANIA, BY HANDING TO BRENDA GAMBLE, WIFE/DEFENDANT

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION, NOTICE OF SALE, AND COPY OF THE LEVY AND BY MAKING KNOW TO HIM / HER THE CONTENTS THEREOF.

11/05/2004 @ 11:15 AM SERVED BRENDA GAMBLE

SERVED BRENDA GAMBLE, DEFENDANT AT THE RESIDENCE RD #3, BOX 1206, PUNXSUTAWNEY, CLFD COUNTY, PENNSYLVANIA, BY HANDING TO BRENDA GAMBLE

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION, NOTICE OF SALE, AND COPY OF THE LEVY AND BY MAKING KNOW TO HIM / HER THE CONTENTS THEREOF.

@ SERVED

NOW, MARCH 31, 2005 RECEIVED A FAX LETTER FROM THE PLAINTIFF'S ATTORNEY TO STAY THE SALE AND RETURN THE WRIT TO THE PROTHONOTARY.



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 16566

NO: 01-1955-CD

PLAINTIFF: CHASE MORTGAGE COMPANY-WEST F/K/A MELLON MORTGAGE COMPANY

vs.

DEFENDANT: EBERLY, MADOLYN R.

WRIT OF EXECUTION REAL ESTATE


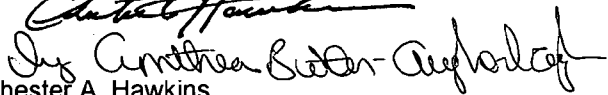
SHERIFF RETURN

---

SHERIFF HAWKINS \$247.92

SURCHARGE \$60.00 PAID BY ATTORNEY

So Answers,

  
  
Chester A. Hawkins  
Sheriff

**WRIT OF EXECUTION -- (MORTGAGE FORECLOSURE)**  
**Pa.R.C.P. 3180 to 3183 and Rule 3257**

**CHASE MORTGAGE COMPANY-WEST F/K/A  
MELLON MORTGAGE COMPANY**

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

**vs.**

**NO.: 2001-1955-CD**

**MADOLYN R. EBERLY  
MICHAEL E. GAMBLE  
BRENDA GAMBLE**

**WRIT OF EXECUTION  
(MORTGAGE FORECLOSURE)**

**Commonwealth of Pennsylvania:**

**County of Clearfield:**

**TO THE SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA:**

**To satisfy the judgment, interest and costs in the above matter you are directed to levy upon and sell the following described property (specifically described property below):**

**Premises: RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701**

**(See legal description attached.)**

Amount Due

\$65,746.49

Interest from 1/31/02 to  
Date of Sale (\$13.70 per diem)

\$ \_\_\_\_\_

Total

\$ \_\_\_\_\_ Plus costs as endorsed.

140.00

PROTHONOTARY



**Prothonotary, Common Pleas Court of  
Clearfield County, Pennsylvania**

Dated Aug 20, 2004

(SEAL)

By:

Deputy

JLP

*Received August 20, 2004 @ 3:00 PM  
Chester A. Stauchins  
By Cynthia Butler-Cleghorn*

ALL THAT CERTAIN piece or parcel of land, situate, lying and being in Brady Township, Clearfield County, Pennsylvania, being bounded and described as follows to wit:

BEGINNING at a post on the tract line of lands of Jacob L. Kuntz and William McClaren; thence South 87 ½ degrees East, 17 perches to a post; thence along lands of William McClaren South 2 ½ degrees West, 10 perches to a post; thence North 87 ½ degrees West 17 perches to a post; thence along lands of William McClaren, North 2 ½ degrees East, 10 perches to a post and the place of beginning.

CONTAINING one (1) acre and allowance.

Tax Parcel #A05-000-00019; Control #107C-18173

TITLE TO SAID PREMISES IS VESTED IN Michael E. Gamble and Brenda K. Gamble, his wife and Madolyn R. Eberly, unmarried, as joint tenants with the right of survivorship by Deed from Larry J. Haag and Jan L. Haag, his wife dated 3/12/1997 and recorded 3/19/1997 in Record Book 1826, Page 574.

**REAL ESTATE SALE  
SCHEDULE OF DISTRIBUTION**

NAME MADOLYN R. EBERLY

NO. 01-1955-CD

NOW, April 13, 2005, by virtue of the Writ of Execution hereunto attached, after having given due and legal notice of time and place of sale by publication in a newspaper published in this County and by handbills posted on the premises setting for the date, time and place of sale at the Court House in Clearfield on April 01, 2005, I exposed the within described real estate of Eberly, Madolyn R. to public venue or outcry at which time and place I sold the same to he/she being the highest bidder, for the sum of and made the following appropriations, viz:

**SHERIFF COSTS:**

RDR	15.00
SERVICE	15.00
MILEAGE	21.00
LEVY	15.00
MILEAGE	21.00
POSTING	15.00
CSDS	10.00
COMMISSION	0.00
POSTAGE	5.92
HANDBILLS	15.00
DISTRIBUTION	25.00
ADVERTISING	15.00
ADD'L SERVICE	30.00
DEED	
ADD'L POSTING	
ADD'L MILEAGE	
ADD'L LEVY	
BID AMOUNT	
RETURNS/DEPUTIZE	
COPIES	15.00
	5.00
BILLING/PHONE/FAX	5.00
CONTINUED SALES	20.00
MISCELLANEOUS	
<b>TOTAL SHERIFF COSTS</b>	<b>\$247.92</b>

**DEED COSTS:**

ACKNOWLEDGEMENT	
REGISTER & RECORDER	
TRANSFER TAX 2%	0.00
<b>TOTAL DEED COSTS</b>	<b>\$0.00</b>

**PLAINTIFF COSTS, DEBT AND INTEREST:**

DEBT-AMOUNT DUE	65,746.49
INTEREST @ 13.7000	15,837.20
FROM 01/31/2002 TO 04/01/2005	
PROTH SATISFACTION	
LATE CHARGES AND FEES	
COST OF SUIT-TO BE ADDED	
FORECLOSURE FEES	
ATTORNEY COMMISSION	
REFUND OF ADVANCE	
REFUND OF SURCHARGE	60.00
SATISFACTION FEE	
ESCROW DEFICIENCY	
PROPERTY INSPECTIONS	
INTEREST	
MISCELLANEOUS	
<b>TOTAL DEBT AND INTEREST</b>	<b>\$81,643.69</b>

**COSTS:**

ADVERTISING	287.76
TAXES - COLLECTOR	
TAXES - TAX CLAIM	
DUE	
LIEN SEARCH	200.00
ACKNOWLEDGEMENT	
DEED COSTS	0.00
SHERIFF COSTS	247.92
LEGAL JOURNAL COSTS	144.00
PROTHONOTARY	140.00
MORTGAGE SEARCH	80.00
MUNICIPAL LIEN	
<b>TOTAL COSTS</b>	<b>\$1,099.68</b>

DISTRIBUTION WILL BE MADE IN ACCORDANCE WITH THE ABOVE SCHEDULE UNLESS EXCEPTIONS ARE FILED WITH THIS OFFICE **WITHIN TEN (10) DAYS FROM THIS DATE.**

CHESTER A. HAWKINS, Sheriff

Federman and Phelan is now  
Law Offices  
**PHELAN HALLINAN & SCHMIEG, LLP**  
One Penn Center at Suburban Station  
1617 John F. Kennedy Boulevard  
Suite 1400  
Philadelphia, PA 19103-1814  
Sandra.Cooper@fedphe.com

Sandra Cooper  
Judgment Department, Ext. 1258

Representing Lenders in  
Pennsylvania and New Jersey

January 7, 2005

Office of the Sheriff  
Clearfield County Courthouse  
230 East Market Street  
Clearfield, PA 16830

ATTENTION: CINDY (814) 765-5915

Re: CHASE MORTGAGE COMPANY-WEST F/K/A MELLON MORTGAGE  
COMPANY v. MADOLYN R. EBERLY MICHAEL E. GAMBLE  
No. 2001-1955-CD  
RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701

Dear Cindy:

Please postpone the Sheriff's Sale of the above referenced property which is  
scheduled for January 7, 2005.

The Defendant (s) filed a Chapter 7 Bankruptcy (No. 05-70018 ) on 1/7/05.

The property is to be relisted for the April 1, 2005 Sheriff's Sale.

Very truly yours,



Sandra Cooper

VIA TELECOPY (814) 765-5915

CC: MADOLYN R. EBERLY RD 3 BOX 273 PUNXSUTAWNEY, PA 15767-8701	MICHAEL E. GAMBLE RD 3 BOX 273 PUNXSUTAWNEY, PA 15767-8701
---	---

Federman and Phelan is now

Law Offices

**PHELAN HALLINAN & SCHMIEG, LLP**

One Penn Center at Suburban Station

1617 John F. Kennedy Boulevard

Suite 1400

Philadelphia, PA 19103-1814

Sandra.Cooper@fedphe.com

SANDRA COOPER

Judgment Department, Ext. 1258

Representing Lenders in  
Pennsylvania and New Jersey

March 31, 2005

Office of the Sheriff  
Clearfield County Courthouse  
230 East Market Street  
Clearfield, PA 16830

ATTENTION: CINDY (814) 765-5915

Re: CHASE MORTGAGE COMPANY-WEST F/K/A MELLON MORTGAGE COMPANY  
v. MADOLYN R. EBERLY MICHAEL E. GAMBLE

No. 2001-1955-CD


RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701

Dear Cindy:

Please stay the Sheriff's Sale of the above referenced property, which is scheduled for April 1, 2005, return the original writ of execution to the Prothonotary's office and refund any unused money to our office.

The Defendant (s) filed a Chapter 07 Bankruptcy (No. 05-70018) on 1/07/05.

Very truly yours,

  
Sandra Cooper

VIA TELECOPY (814) 765-5915

CC: MADOLYN R. EBERLY  
RD 3 BOX 273  
PUNXSUTAWNEY,  
15767-8701

PA

MICHAEL E. GAMBLE  
RD 3 BOX 273  
PUNXSUTAWNEY, PA 15767-  
8701CHASE MANHATTAN  
MORTGAGE CORP.  
Attn:  
Loan No: 5801790701

**PRAECIPE FOR WRIT OF EXECUTION--(MORTGAGE FORECLOSURE)**  
**Pa.R.C.P. 3180-3183**

**CHASE MORTGAGE COMPANY-WEST F/K/A  
MELLON MORTGAGE COMPANY**

vs.

**MADOLYN R. EBERLY  
MICHAEL E. GAMBLE & BRENDA GAMBLE**

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

**No. 2001-1955-CD**

**PRAECIPE FOR WRIT OF EXECUTION  
(MORTGAGE FORECLOSURE)**

To the Director of the Office of the Prothonotary:

Issue writ of execution in the above matter:

Amount Due

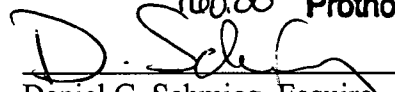
\$65,746.49

Interest from 2/1/02 to  
Date of Sale (\$10.81 per diem)  
Additional Fees and Costs

\_\_\_\_\_ and Costs.

\$8,752.50

160.00 Prothonotary costs

  
Daniel G. Schmieg, Esquire  
Attorney for Plaintiff  
One Penn Center at Suburban Station  
1617 John F. Kennedy Blvd., Suite 1400  
Philadelphia, PA 19103-1814

Note: Please attach description of Property.

KJT

**FILED** Any pd.  
m/3:15/05 20.00  
DEC 08 2005 2cc & ltr to Shff  
William A. Shaw  
Prothonotary/Clerk of Courts (60)

**No. 2001-1955-CD**

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

**CHASE MORTGAGE COMPANY - WEST F/K/A  
MELLON MORTGAGE COMPANY**

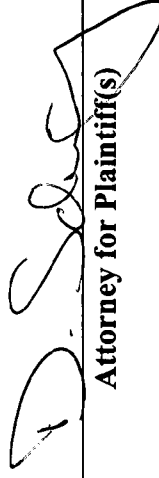
**vs.**

**MADOLYN R. EBERLY  
MICHAEL E. GAMBLE & BRENDA GAMBLE**

---

**PRAECIPE FOR WRIT OF EXECUTION  
(Mortgage Foreclosure)**

---

  
**Attorney for Plaintiff(s)**

**Address: RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701  
RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701**  
Where papers may be served.



ALL THAT CERTAIN piece or parcel of land, situate, lying and being in Brady Township, Clearfield County, Pennsylvania, being bounded and described as follows to wit:

BEGINNING at a post on the tract line of lands of Jacob L. Kuntz and William McClaren; thence South 87 ½ degrees East, 17 perches to a post; thence along lands of William McClaren South 2 ½ degrees West, 10 perches to a post; thence North 87 ½ degrees West 17 perches to a post; thence along lands of William McClaren, North 2 ½ degrees East, 10 perches to a post and the place of beginning.

CONTAINING one (1) acre and allowance.

Tax Parcel #A05-000-00019; Control #107C-18173

TITLE TO SAID PREMISES IS VESTED IN Michael E. Gamble and Brenda K. Gamble, his wife and Madolyn R. Eberly, unmarried, as joint tenants with the right of survivorship by Deed from Larry J. Haag and Jan L. Haag, his wife dated 3/12/1997 and recorded 3/19/1997 in Record Book 1826, Page 574.

PHELAN HALLINAN & SCHMIEG  
By: DANIEL G. SCHMIEG, ESQUIRE  
ONE PENN CENTER AT  
SUBURBAN STATION  
1617 JOHN F. KENNEDY BOULEVARD  
SUITE 1400  
PHILADELPHIA, PA 19103-1814  
(215) 563-7000

ATTORNEY FOR PLAINTIFF  
COURT OF COMMON PLEAS  
CIVIL DIVISION

CHASE MORTGAGE COMPANY-WEST  
F/K/A MELLON MORTGAGE  
COMPANY

No.: 2001-1955-CD

vs.

CLEARFIELD COUNTY


MADOLYN R. EBERLY  
MICHAEL E. GAMBLE  
BRENDA GAMBLE

CERTIFICATION

DANIEL G. SCHMIEG, ESQUIRE, hereby states that he is the attorney for the Plaintiff in the above captioned matter and that the premises are not subject to the provisions of Act 91 because it is:

- ☒ (X) an FHA Mortgage
- ☐ ( ) non-owner occupied
- ☐ ( ) vacant
- ☐ ( ) Act 91 procedures have been fulfilled

This certification is made subject to the penalties of 18 Pa. C.S. § 4904 relating to unsworn falsification to authorities.

  
DANIEL G. SCHMIEG, ESQUIRE  
Attorney for Plaintiff

CLEARFIELD COUNTY

CHASE MORTGAGE COMPANY-WEST  
F/K/A MELLON MORTGAGE COMPANY No.: 2001-1955-CD

vs.

MADOLYN R. EBERLY  
MICHAEL E. GAMBLE  
BRENDA GAMBLE

**AFFIDAVIT PURSUANT TO RULE 3129**  
**(Affidavit No. 1)**

CHASE MORTGAGE COMPANY-WEST F/K/A MELLON MORTGAGE COMPANY, Plaintiff in the above action, by its attorney, Daniel G. Schmieg, Esquire, sets forth as of the date the Praecipe for the Writ of Execution was filed the following information concerning the real property located at RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701:

1. Name and address of Owner(s) or reputed Owner(s):

Name	Last Known Address (if address cannot be reasonably ascertained, please indicate)
MADOLYN R. EBERLY	RD 3 BOX 273 PUNXSUTAWNEY, PA 15767-8701
MICHAEL E. GAMBLE	RD 3 BOX 273 PUNXSUTAWNEY, PA 15767-8701
BRENDA GAMBLE	RD 3 BOX 273 PUNXSUTAWNEY, PA 15767-8701

2. Name and address of Defendant(s) in the judgment:

SAME AS ABOVE

I verify that the statements made in this affidavit are true and correct to the best of my personal knowledge or information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. Sec. 4904 relating to unsworn falsification to authorities.

  
\_\_\_\_\_  
DANIEL G. SCHMIEG, ESQUIRE  
Attorney for Plaintiff

December 7, 2005

CLEARFIELD COUNTY

CHASE MORTGAGE COMPANY-WEST  
F/K/A MELLON MORTGAGE COMPANY

No.: 2001-1955-CD

vs.

MADOLYN R. EBERLY  
MICHAEL E. GAMBLE  
BRENDA GAMBLE

**AFFIDAVIT PURSUANT TO RULE 3129**  
**(Affidavit No. 2)**

CHASE MORTGAGE COMPANY-WEST F/K/A MELLON MORTGAGE COMPANY, Plaintiff in the above action, by its attorney, Daniel G. Schmieg, Esquire, sets forth as of the date the Praecipe for the Writ of Execution was filed the following information concerning the real property located at RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701:

3. Name and last known address of every judgment creditor whose judgment is a record lien on the real property to be sold:

Name	Last Known Address (if address cannot be reasonably ascertained, please indicate)
------	---

None.

4. Name and address of last recorded holder of every mortgage of record:

Name	Last Known Address (if address cannot be reasonable ascertained, please indicate)
------	---

None.

5. Name and address of every other person who has any record lien on the property:

Name

Last Known Address (if address cannot be  
reasonable ascertained, please indicate)

None.

6. Name and address of every other person who has any record interest in the property and whose interest may be affected by the sale.

Name

Last Known Address (if address cannot be  
reasonably ascertained, please indicate)

Clearfield County Domestic Relations

Clearfield County Courthouse  
230 East Market Street  
Clearfield, PA 16830

7. Name and address of every other person of whom the plaintiff has knowledge who has any interest in the property which may be affected by the sale:

Name

Last Known Address (if address cannot be  
reasonably ascertained, please indicate)

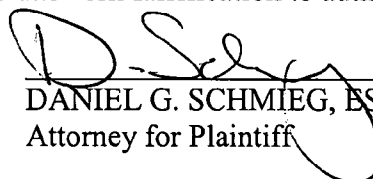
Commonwealth of Pennsylvania  
Department of Welfare

PO Box 2675  
Harrisburg, PA 17105

Tenant/Occupant

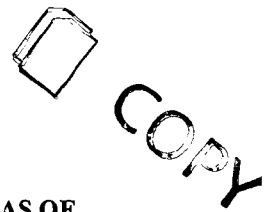
RD 3 BOX 273  
PUNXSUTAWNEY, PA 15767-8701

I verify that the statements made in this affidavit are true and correct to the best of my personal knowledge or information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. Sec. 4904 relating to unsworn falsification to authorities.

  
DANIEL G. SCHMIEG, ESQUIRE  
Attorney for Plaintiff

December 7, 2005

**WRIT OF EXECUTION -- (MORTGAGE FORECLOSURE)**  
**Pa.R.C.P. 3180 to 3183 and Rule 3257**

COPY

**CHASE MORTGAGE COMPANY-WEST F/K/A  
MELLON MORTGAGE COMPANY**

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

**vs.**

**NO.: 2001-1955-CD**

**MADOLYN R. EBERLY  
MICHAEL E. GAMBLE & BRENDA GAMBLE**

**WRIT OF EXECUTION  
(MORTGAGE FORECLOSURE)**

**Commonwealth of Pennsylvania:**

**County of Clearfield:**

**TO THE SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA:**

**To satisfy the judgment, interest and costs in the above matter you are directed to levy upon and sell the following described property (specifically described property below):**

**Premises: RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701**

**(See legal description attached.)**

Amount Due	<u>\$65,746.49</u>
Interest from 2/1/02 to	\$ _____
Date of Sale (\$10.81 per diem)	
Additional Fees and Costs	\$8,752.50
Total	\$ <u>160.00</u> Plus costs as endorsed.
	<b>Prothonotary costs</b>

Dated 12/8/05  
(SEAL)

**Prothonotary, Common Pleas Court of  
Clearfield County, Pennsylvania**

**By:**

**~~Deputy~~**

KJT

No. 2001-1955-CD

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

CHASE MORTGAGE COMPANY-WEST F/K/A MELLON MORTGAGE  
COMPANY

vs.

MADOLYN R. EBERLY  
MICHAEL E. GAMBLE & BRENDA GAMBLE

---

**WRIT OF EXECUTION  
(MORTGAGE FORECLOSURE)**

---

Real Debt \$65,746.49

Int. from 2/1/02  
to Date of Sale (\$10.81 per diem) \_\_\_\_\_

Costs \_\_\_\_\_

Prothy. Pd. 1100.00

Sheriff \_\_\_\_\_

  
\_\_\_\_\_  
Attorney for Plaintiff

Address: RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701  
RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701  
Where papers may be served.

Daniel G. Schmieg, Esquire  
One Penn Center at Suburban Station  
1617 John F. Kennedy Blvd., Suite 1400  
Philadelphia, PA 19103-1814  
(215) 563-7000

ALL THAT CERTAIN piece or parcel of land, situate, lying and being in Brady Township, Clearfield County, Pennsylvania, being bounded and described as follows to wit:

BEGINNING at a post on the tract line of lands of Jacob L. Kuntz and William McClaren; thence South  $87 \frac{1}{2}$  degrees East, 17 perches to a post; thence along lands of William McClaren South  $2 \frac{1}{2}$  degrees West, 10 perches to a post; thence North  $87 \frac{1}{2}$  degrees West 17 perches to a post; thence along lands of William McClaren, North  $2 \frac{1}{2}$  degrees East, 10 perches to a post and the place of beginning.

CONTAINING one (1) acre and allowance.

Tax Parcel #A05-000-00019; Control #107C-18173

TITLE TO SAID PREMISES IS VESTED IN Michael E. Gamble and Brenda K. Gamble, his wife and Madolyn R. Eberly, unmarried, as joint tenants with the right of survivorship by Deed from Larry J. Haag and Jan L. Haag, his wife dated 3/12/1997 and recorded 3/19/1997 in Record Book 1826, Page 574.



SALE DATE:

3/3/06

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION – LAW

CHASE MORTGAGE COMPANY-WEST  
F/K/A MELLON MORTGAGE COMPANY No.: 2001-1955-CD

vs.

MADOLYN R. EBERLY  
MICHAEL E. GAMBLE & BRENDA  
GAMBLE

FILED  
MAR 02 2006  
William A. Shaw  
Prothonotary/Clerk of Courts

**AFFIDAVIT PURSUANT TO RULE 3129.1  
AND RETURN OF SERVICE PURSUANT TO  
Pa. R.C.P. 405 OF NOTICE OF SALE**

Plaintiff in the above action sets forth as of the date the Praecipe for the Writ of Execution was filed the following information concerning the real property located at:

RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701.

As required by Pa. R.C.P. 3129.2(a) Notice of Sale has been given in the manner required by Pa. R.C.P. 3129.2(c) on each of the persons or parties named, at that address set forth on the attached Affidavit No. 2 (previously filed) and Supplemental Affidavit No. 2 on the date indicated, and a copy of the notice is attached as an Exhibit. A copy of the Certificate of Mailing (Form 3817) and/or Certified Mail Return Receipt stamped by the U.S. Postal Service is attached for each notice.

I verify that the statements made in this affidavit are true and correct to the best of my personal knowledge or information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. Sec. 4904 relating to unsworn falsification to authorities.

  
DANIEL G. SCHMIEG, ESQUIRE  
Attorney for Plaintiff

CLEARFIELD COUNTY

CHASE MORTGAGE COMPANY-WEST  
F/K/A MELLON MORTGAGE COMPANY

No.: 2001-1955-CD

vs.

MADOLYN R. EBERLY  
MICHAEL E. GAMBLE  
BRENDA GAMBLE

**AFFIDAVIT PURSUANT TO RULE 3129  
(Affidavit No. 2)**

CHASE MORTGAGE COMPANY-WEST F/K/A MELLON MORTGAGE COMPANY, Plaintiff in the above action, by its attorney, Daniel G. Schmieg, Esquire, sets forth as of the date the Praecipe for the Writ of Execution was filed the following information concerning the real property located at RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701:

3. Name and last known address of every judgment creditor whose judgment is a record lien on the real property to be sold:

Name

Last Known Address (if address cannot be reasonably  
ascertained, please indicate)

None.

4. Name and address of last recorded holder of every mortgage of record:

Name

Last Known Address (if address cannot be reasonable  
ascertained, please indicate)

None.

5. Name and address of every other person who has any record lien on the property:

Name

Last Known Address (if address cannot be  
reasonable ascertained, please indicate)

None.

6. Name and address of every other person who has any record interest in the property and whose interest may be affected by the sale.

Name

Last Known Address (if address cannot be  
reasonably ascertained, please indicate)

Clearfield County Domestic Relations

Clearfield County Courthouse  
230 East Market Street  
Clearfield, PA 16830

7. Name and address of every other person of whom the plaintiff has knowledge who has any interest in the property which may be affected by the sale:

Name

Last Known Address (if address cannot be  
reasonably ascertained, please indicate)

Commonwealth of Pennsylvania  
Department of Welfare

PO Box 2675  
Harrisburg, PA 17105

Tenant/Occupant

RD 3 BOX 273  
PUNXSUTAWNEY, PA 15767-8701

I verify that the statements made in this affidavit are true and correct to the best of my personal knowledge or information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. Sec. 4904 relating to unsworn falsification to authorities.

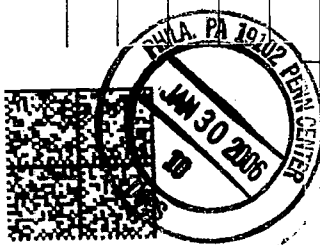
  
DANIEL G. SCHMIEG, ESQUIRE  
Attorney for Plaintiff

December 7, 2005

Name and Address of Sender  
 PHELAN HALLINAN & SCHMIEG  
 One Penn Center at Suburban Station Suite 1400  
 Philadelphia, PA 19103-1814 SANDRA COOPER/KJT

Line	Article Number	Name of Addressee, Street, and Post Office Address	Fee
1	MADOLYN R. EBERLY	Tenant/Occupant, RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701	
2	5801790701	Clearfield County Domestic Relations Clearfield County Courthouse 230 East Market Street Clearfield, PA 16830	
3		Commonwealth of Pennsylvania Department of Welfare PO Box 2675 Harrisburg, PA 17105	
4			
5			
6			
7			
8			
9			
10			
11			
12			
13			
14			
15			
Total Number of Pieces Listed By Sender		Total Number of Pieces Received at Post Office	Postmaster, Per (Name Of Receiving Employee)

UNITED STATES POSTAGE  
 \$00.95  
 02 1A  
 0004309825  
 JAN 30 2006  
 MAILED FROM ZIP CODE 19103



The full declaration of value is required on all domestic and international registered mail. The maximum indemnity payable for the reconstruction of nonnegotiable documents under Express Mail document reconstruction insurance is \$50,000.00 per piece subject to a limit of \$500,000 per occurrence. The maximum indemnity payable on Express Mail merchandise insurance is \$500. The maximum indemnity payable is \$25,000 for registered mail, sent with optional insurance. See Domestic Mail Manual R900, S913 and S921 for limitations of coverage.

January 30, 2006

**CHASE MORTGAGE COMPANY-WEST  
F/K/A MELLON MORTGAGE COMPANY**

vs.

**MADOLYN R. EBERLY  
MICHAEL E. GAMBLE  
BRENDA GAMBLE**

**TO: All parties in Interest and Claimants**

**NOTICE OF SHERIFF'S SALE  
OF REAL PROPERTY**

**OWNER(S): MADOLYN R. EBERLY, MICHAEL E. GAMBLE and BRENDA GAMBLE**

**PROPERTY: RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701**

Improvements: Residential dwelling

Judgment Amount: \$65,746.49

**CLEARFIELD COUNTY  
No. 2001-1955-CD**

The above captioned property is scheduled to be sold at the Clearfield County Sheriff's Sale on **FRIDAY, MARCH 3, 2006**, at the Clearfield County Courthouse, 1 North 2<sup>nd</sup> Street, Suite 116, Clearfield, PA 16830 at **10:00 A.M.**.

Our records indicate that you may hold a mortgage, judgment, or other interest on the property, which may be extinguished by the sale. You may wish to attend the sale to protect your interests. If you have any questions regarding the type of lien or the effect of the Sheriff's Sale upon your lien, we urge you to **CONTACT YOUR OWN ATTORNEY**, as we are not permitted to give you legal advice.

The Sheriff will file a schedule of Distribution on a date specified by the Sheriff not later than 30 days after sale. Distribution will be made in accordance with the schedule unless exceptions are filed thereto within 10 days after the filing of the schedule.

**IMPORTANT NOTICE: This property is sold at the direction of the plaintiff. It may not be sold in the absence of a representative of the plaintiff at the Sheriff's Sale. The sale must be postponed or stayed in the event that a representative of the plaintiff is not present at the sale.**

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20263  
NO: 01-1955-CD

PLAINTIFF: CHASE MORTGAGE COMPANY-WEST F/K/A MELLON MORTGAGE COMPANY  
vs.  
DEFENDANT: MADOLYN R. EBERLY AND MICHAEL E. GAMBLE & BRENDA GAMBLE

Execution REAL ESTATE

SHERIFF RETURN

DATE RECEIVED WRIT: 12/09/2005

LEVY TAKEN 01/17/2006 @ 10:35 AM

POSTED 01/17/2006 @ 10:38 AM

SALE HELD 03/03/2006

SOLD TO CHASE HOME FINANCE, LLC S/B/M CHASE MANHATTAN MORTGAGE CORPORATION S/B/M  
WITH CHASE MORTGAGE COMPANY-WEST F/K/A MELLON MORTGAGE COMPANY

SOLD FOR AMOUNT \$1.00 PLUS COSTS

WRIT RETURNED 03/16/2006

DATE DEED FILED 03/16/2006

PROPERTY ADDRESS RD #3, BOX 273 A/K/A 1260 TROUTVILLE SYKESVILLE ROAD PUNXSUTAWNEY, PA 15767

FILED  
01/17/06  
MAR 16 2006  
William A. Shaw  
Prothonotary/Clerk of Courts

SERVICES

01/17/2006 @ 10:38 AM SERVED MADOLYN R. EBERLY

SERVED MADOLYN R. EBERLY, DEFENDANT, AT HER RESIDENCE RD #3, BOX 273 A/K/A 1260 TROUTVILLE SYKESVILLE RD, PUNXSUTAWNEY, PENNSYLVANIA BY HANDING TO BRENDA GAMBLE DAUGHTER/CO DEFENDANT.

01/17/2006 @ 10:38 AM SERVED MICHAEL E. GAMBLE

SERVED MICHAEL E. GAMBLE, DEFENDANT, AT HIS RESIDENCE RD #3, BOX 273 A/K/A 1260 TROUTVILLE SYKESVILLE RD, PUNXSUTAWNEY, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO BRENDA GAMBLE WIFE/CO DEFENDANT

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION, NOTICE OF SALE, AND COPY OF THE LEVY AND BY MAKING KNOW TO HIM / HER THE CONTENTS THEREOF.

01/17/2006 @ 10:38 AM SERVED BRENDA GAMBLE

SERVED BRENDA GAMBLE, DEFENDANT, AT HER RESIDENCE RD #3, BOX 273 A/K/A 1260 TROUTVILLE SYKESVILLE RD, PUNXSUTAWNEY, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO BRENDA GAMBLE

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION, NOTICE OF SALE, AND COPY OF THE LEVY AND BY MAKING KNOW TO HIM / HER THE CONTENTS THEREOF.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20263

NO: 01-1955-CD

PLAINTIFF: CHASE MORTGAGE COMPANY-WEST F/K/A MELLON MORTGAGE COMPANY

vs.

DEFENDANT: MADOLYN R. EBERLY AND MICHAEL E. GAMBLE & BRENDA GAMBLE

Execution REAL ESTATE

SHERIFF RETURN

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SHERIFF HAWKINS \$250.52

SURCHARGE \$60.00 PAID BY ATTORNEY

Sworn to Before Me This

\_\_\_\_\_ Day of \_\_\_\_\_ 2006

\_\_\_\_\_

So Answers,



Chester A. Hawkins  
Sheriff

**WRIT OF EXECUTION -- (MORTGAGE FORECLOSURE)**  
**Pa.R.C.P. 3180 to 3183 and Rule 3257**

**CHASE MORTGAGE COMPANY-WEST F/K/A  
MELLON MORTGAGE COMPANY**

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

**vs.**

**NO.: 2001-1955-CD**

**MADOLYN R. EBERLY  
MICHAEL E. GAMBLE & BRENDA GAMBLE**

**WRIT OF EXECUTION  
(MORTGAGE FORECLOSURE)**

**Commonwealth of Pennsylvania:**

**County of Clearfield:**

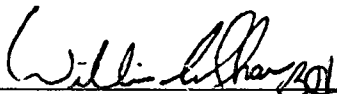
**TO THE SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA:**

**To satisfy the judgment, interest and costs in the above matter you are directed to levy upon and sell the following described property (specifically described property below):**

**Premises: RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701.**

**(See legal description attached.)**

Amount Due	<u>\$65,746.49</u>
Interest from 2/1/02 to	\$ _____
Date of Sale (\$10.81 per diem)	
Additional Fees and Costs	\$8,752.50
Total	\$ <u>160.00</u> Plus costs as endorsed.
	<b>Prothonotary costs</b>

  
Prothonotary, Common Pleas Court of  
Clearfield County, Pennsylvania

Dated 12/18/05  
(SEAL)

By:

~~Deputy~~

Received December 9, 2005 @ 10:00 am  
Chester A. Hargrett  
by Cynthia Butler-Aughenbaugh

KJT



No. 2001-1955-CD

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

CHASE MORTGAGE COMPANY-WEST F/K/A MELLON MORTGAGE  
COMPANY

vs.

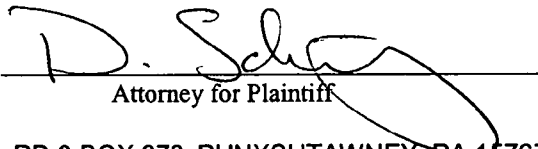
MADOLYN R. EBERLY  
MICHAEL E. GAMBLE & BRENDA GAMBLE

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**WRIT OF EXECUTION  
(MORTGAGE FORECLOSURE)**

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Real Debt	<u>\$65,746.49</u>
Int. from 2/1/02 to Date of Sale (\$10.81 per diem)	_____
Costs	_____
Prothy. Pd.	<u>1160.00</u>
Sheriff	_____

  
\_\_\_\_\_  
Attorney for Plaintiff

Address: RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701  
RD 3 BOX 273, PUNXSUTAWNEY, PA 15767-8701  
Where papers may be served.

Daniel G. Schmieg, Esquire  
One Penn Center at Suburban Station  
1617 John F. Kennedy Blvd., Suite 1400  
Philadelphia, PA 19103-1814  
(215) 563-7000

ALL THAT CERTAIN piece or parcel of land, situate, lying and being in Brady Township, Clearfield County, Pennsylvania, being bounded and described as follows to wit:

BEGINNING at a post on the tract line of lands of Jacob L. Kuntz and William McClaren; thence South 87 ½ degrees East, 17 perches to a post; thence along lands of William McClaren South 2 ½ degrees West, 10 perches to a post; thence North 87 ½ degrees West 17 perches to a post; thence along lands of William McClaren, North 2 ½ degrees East, 10 perches to a post and the place of beginning.

CONTAINING one (1) acre and allowance.

Tax Parcel #A05-000-00019; Control #107C-18173

TITLE TO SAID PREMISES IS VESTED IN Michael E. Gamble and Brenda K. Gamble, his wife and Madolyn R. Eberly, unmarried, as joint tenants with the right of survivorship by Deed from Larry J. Haag and Jan L. Haag, his wife dated 3/12/1997 and recorded 3/19/1997 in Record Book 1826, Page 574.

**REAL ESTATE SALE  
SCHEDULE OF DISTRIBUTION**

NAME MADOLYN R. EBERLY

NO. 01-1955-CD

NOW, March 16, 2006, by virtue of the Writ of Execution hereunto attached, after having given due and legal notice of time and place of sale by publication in a newspaper published in this County and by handbills posted on the premises setting for the date, time and place of sale at the Court House in Clearfield on March 03, 2006, I exposed the within described real estate of Madolyn R. Eberly And Michael E. Gamble & Brenda Gamble to public venue or outcry at which time and place I sold the same to CHASE HOME FINANCE, LLC S/B/M CHASE MANHATTAN MORTGAGE CORPORATION S/B/M WITH CHASE MORTGAGE COMPANY-WEST F/K/A MELLON MORTGAGE COMPANY he/she being the highest bidder, for the sum of \$1.00 plus costs and made the following appropriations, viz:

**SHERIFF COSTS:**

RDR	15.00
SERVICE	15.00
MILEAGE	24.92
LEVY	15.00
MILEAGE	24.92
POSTING	15.00
CSDS	10.00
COMMISSION	0.00
POSTAGE	4.68
HANDBILLS	15.00
DISTRIBUTION	25.00
ADVERTISING	15.00
ADD'L SERVICE	15.00
DEED	30.00
ADD'L POSTING	
ADD'L MILEAGE	
ADD'L LEVY	
BID AMOUNT	1.00
RETURNS/DEPUTIZE	
COPIES	15.00
	5.00
BILLING/PHONE/FAX	5.00
CONTINUED SALES	
MISCELLANEOUS	
<b>TOTAL SHERIFF COSTS</b>	<b>\$250.52</b>

**DEED COSTS:**

ACKNOWLEDGEMENT	5.00
REGISTER & RECORDER	30.50
TRANSFER TAX 2%	0.00
<b>TOTAL DEED COSTS</b>	<b>\$30.50</b>

**PLAINTIFF COSTS, DEBT AND INTEREST:**

DEBT-AMOUNT DUE	65,746.49
INTEREST @ 10.8100 %	16,117.71
FROM 02/01/2002 TO 03/03/2006	
PROTH SATISFACTION	
LATE CHARGES AND FEES	
COST OF SUIT-TO BE ADDED	8,752.50
FORECLOSURE FEES	
ATTORNEY COMMISSION	
REFUND OF ADVANCE	
REFUND OF SURCHARGE	60.00
SATISFACTION FEE	
ESCROW DEFICIENCY	
PROPERTY INSPECTIONS	
INTEREST	
MISCELLANEOUS	
<b>TOTAL DEBT AND INTEREST</b>	<b>\$90,676.70</b>

**COSTS:**

ADVERTISING	0.00
TAXES - COLLECTOR	230.21
TAXES - TAX CLAIM	
DUE	
LIEN SEARCH	100.00
ACKNOWLEDGEMENT	5.00
DEED COSTS	30.50
SHERIFF COSTS	250.52
LEGAL JOURNAL COSTS	162.00
PROTHONOTARY	160.00
MORTGAGE SEARCH	40.00
MUNICIPAL LIEN	
<b>TOTAL COSTS</b>	<b>\$2,127.83</b>

DISTRIBUTION WILL BE MADE IN ACCORDANCE WITH THE ABOVE SCHEDULE UNLESS EXCEPTIONS ARE FILED WITH THIS OFFICE **WITHIN TEN (10) DAYS FROM THIS DATE.**

CHESTER A. HAWKINS, Sheriff