

02-243-CD -  
GEORGE W. LONG & SONS "vs" VERA A. SMITH et al  
LUMBER COMPANY et al

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

Sheriff Docket # 12124

GEORGE W. LONG & SONS LUMBER COMPANY

02-243-CD

VS.

SMITH, VERA A. A/k/a VERA SMITH et al

**COMPLAINT ACTION TO QUIET TITLE**

**SHERIFF RETURNS**

---

**NOW FEBRUARY 21, 2002 AT 1:50 PM EST SERVED THE WITHIN COMPLAINT ACTION TO QUIET TITLE ON CLEARFIELD BANK & TRUST, Executor of Estate of Lois D. McCorkle, DEFENDANT AT EMPLOYMENT, 11 NORTH SECOND ST., CLEARFIELD, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO GRETNA PETERS, LOAN SEC. A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT ACTION TO QUIET TITLE AND MADE KNOWN TO HER THE CONTENTS THEREOF.**

**SERVED BY: COUDRIET**

**NOW FEBRUARY 27, 2002 AT 9:21 AM EST SERVED THE WITHIN COMPLAINT ACTION TO QUIET TITLE ON DONNA JEAN DIEHL a/k/a DONNA J. DIEHL, DEFENDANT AT RESIDENCE, 829 SOUTH 4TH ST., CLEARFIELD, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO DONNA JEAN DIEHL A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT ACTION TO QUIET TITLE AND MADE KNOWN TO HER THE CONTENTS THEREOF.**

**SERVED BY: DAVIS/MORGILLO.**

**NOW MARCH 13, 2002 AT 7:31 AM EST SERVED THE WITHIN COMPLAINT ACTION TO QUIET TITLE ON SYLVIA D. TURNER a/k/a SYLVIA DIEHL TURNER a/k/a DELORIS D. TURNER, DEFENDANT AT RESIDENCE, BOX 402, HYDE, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO GORDON TURNER, HUSBAND A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT ACTION TO QUIET TITLE AND MADE KNOWN TO HIM THE CONTENTS THEREOF.**

**SERVED BY: DAVIS/MORGILLO**

---

**Return Costs**

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

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 12124

GEORGE W. LONG & SONS LUMBER COMPANY

02-243-CD

VS.

SMITH, VERA A. A/k/a VERA SMITH et al

COMPLAINT ACTION TO QUIET TITLE

SHERIFF RETURNS

---

Sworn to Before Me This

15th Day Of April 2002  
William A. Shaw

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

So Answers,

*Chester Hawkins*  
*by Marilyn Farnor*  
Chester A. Hawkins  
Sheriff

FILED

APR 15 2002

01/15/2002  
William A. Shaw  
Prothonotary

GEORGE W. LONG & SONS LUMBER  
COMPANY, a Pennsylvania  
partnership and DONALD R.  
GARLOW and CAROL J. GARLOW,  
his wife,

\* IN THE COURT OF COMMON PLEAS  
\* OF  
\* CLEARFIELD COUNTY, PENNSYLVANIA  
\* CIVIL ACTION - LAW  
\* NO. 2002 - 243 CD  
\* ACTION TO QUIET TITLE

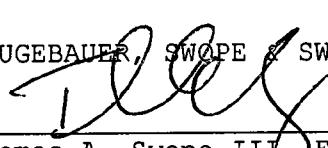
vs.  
Plaintiffs  
VERA A. SMITH, a/k/a VERA SMITH \*  
CLEARFIELD BANK & TRUST, \*  
EXECUTOR of the ESTATE of LOIS \*  
D. McCORKLE, SYLVIA D. TURNER, \*  
a/k/a SYLVIA DIEHL TURNER, \*  
a/k/a DELORES D. TURNER, DONNA \*  
JEAN DIEHL a/k/a DONNA J. DIEHL \*  
THOMAS HAZELTON, MARY HAZELTON, \*  
ANNA HAZELTON BURNS a/k/a ANNA \*  
R. BURNS, ISABELLE R. HAZELTON \*  
a/k/a BELLE R. HAZELTON, JENNIE \*  
H. DIEHL a/k/a JENNIE DIEHL, \*  
IRVIN J. HAZELTON a/k/a IRVIN \*  
HAZELTON, JOHN THOMAS DIEHL, JR \*  
LORAIN HAZELTON, their \*  
respective heirs, administrators \*  
executors, successors and/or \*  
assigns \*

Defendants \*

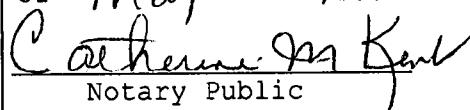
AFFIDAVIT OF SERVICE

THOMAS A. SWOPE III, ESQUIRE, being duly sworn according to law deposes and says that he is the attorney for the Plaintiff and makes this Affidavit on its behalf saying that a COMPLAINT and Notice to Defend and Claim Rights was served on Defendant, Vera A. Smith, all as is evidenced by a United States Postal Service card, the original of which is attached hereto and made a part hereof.

NEUGEBAUER, SWOPE & SWOPE

  
Thomas A. Swope III, Esquire  
Attorney for Plaintiff

Sworn to and subscribed  
before me this 31<sup>st</sup> day  
of May , 2002.

  
Catherine M. Kent  
Notary Public

NOTARIAL SEAL  
CATHERINE M. KENT, NOTARY PUBLIC  
EBENSBURG BORO, CAMBRIA COUNTY  
MY COMMISSION EXPIRES SEPT. 5, 2005

**FILED**

JUN 03 2002

110:59/no cc  
William A. Shaw  
Prethonotary 

**SENDER: COMPLETE THIS SECTION**

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

## 1. Article Addressed to:

Vera A. Smith  
311 Burton Street  
P. O. Box 285  
Bath, NY 14810

## 2. Article Number (Copy from service label)

7000 0600 0024 1029 7714

**COMPLETE THIS SECTION ON DELIVERY**

## A. Received by (Please Print Clearly)

## B. Date of Delivery

3/11/2002

## C. Signature

*Vera A. Smith*  Agent  
 Addressee

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

## 3. Service Type

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

## 4. Restricted Delivery? (Extra Fee)

Yes

**FILED**

FEB 20 2002

William A. Shaw  
Prothematix

GEORGE W. LONG & SONS LUMBER COMPANY, a Pennsylvania partnership and DONALD R. GARLOW and CAROL J. GARLOW, his wife, \* IN THE COURT OF COMMON PLEAS  
\* OF  
\* CLEARFIELD COUNTY, PENNSYLVANIA  
\* CIVIL ACTION - LAW  
\*  
vs. \* NO. 2002 -  
Plaintiffs \*  
\* ACTION TO QUIET TITLE  
VERA A. SMITH, a/k/a VERA SMITH \*  
CLEARFIELD BANK & TRUST, \*  
EXECUTOR of the ESTATE of LOIS \*  
D. McCORKLE, SYLVIA D. TURNER, \*  
a/k/a SYLVIA DIEHL TURNER, \*  
a/k/a DELORES D. TURNER, DONNA \*  
JEAN DIEHL a/k/a DONNA J. DIEHL \*  
THOMAS HAZELTON, MARY HAZELTON, \*  
ANNA HAZELTON BURNS a/k/a ANNA \*  
R. BURNS, ISABELLE R. HAZELTON \*  
a/k/a BELLE R. HAZELTON, JENNIE \*  
H. DIEHL a/k/a JENNIE DIEHL, \*  
IRVIN J. HAZELTON a/k/a IRVIN \*  
HAZELTON, JOHN THOMAS DIEHL, JR \*  
LORAIN HAZELTON, their \*  
respective heirs, administrators  
executors, successors and/or \*  
assigns \*  
\*  
Defendants \*

**NOTICE TO DEFEND AND CLAIM RIGHTS**

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 COURT ADMINISTRATOR**

**CLEARFIELD COUNTY COURTHOUSE**

**1 NORTH SECOND STREET**

**CLEARFIELD, PA 16830 (814) 765-2641**

GEORGE W. LONG & SONS LUMBER \* IN THE COURT OF COMMON PLEAS  
COMPANY, a Pennsylvania \* OF  
partnership and DONALD R. \* CLEARFIELD COUNTY, PENNSYLVANIA  
GARLOW and CAROL J. GARLOW, \*  
his wife, \* CIVIL ACTION - LAW  
\*  
vs. \* NO. 2002 -  
Plaintiffs \*  
\* ACTION TO QUIET TITLE  
VERA A. SMITH, a/k/a VERA SMITH \*  
CLEARFIELD BANK & TRUST, \*  
EXECUTOR of the ESTATE of LOIS \*  
D. McCORKLE, SYLVIA D. TURNER, \*  
a/k/a SYLVIA DIEHL TURNER, \*  
a/k/a DELORES D. TURNER, DONNA \*  
JEAN DIEHL a/k/a DONNA J. DIEHL \*  
THOMAS HAZELTON, MARY HAZELTON, \*  
ANNA HAZELTON BURNS a/k/a ANNA \*  
R. BURNS, ISABELLE R. HAZELTON \*  
a/k/a BELLE R. HAZELTON, JENNIE \*  
H. DIEHL a/k/a JENNIE DIEHL, \*  
IRVIN J. HAZELTON a/k/a IRVIN \*  
HAZELTON, JOHN THOMAS DIEHL, JR \*  
LORAIN HAZELTON, their \*  
respective heirs, administrators \*  
executors, successors and/or \*  
assigns \*  
\*  
Defendants \*

C O M P L A I N T

AND NOW come Plaintiffs, George W. Long & Sons Lumber  
Company, a Pennsylvania partnership, and Donald R. Garlow and  
Carol J. Garlow, his wife, by and through their attorney, Thomas  
A. Swope III, Esquire, and make this Complaint in an Action to  
Quiet Title of which the following is a statement:

1. Plaintiff, George W. Long & Sons Lumber Company, is a  
Pennsylvania partnership having its principal place of business  
as 642 Walnut Hollow Road, Patton, Cambria County, Pennsylvania  
16668.

2. Plaintiffs, Donald R. Garlow and Carol J. Garlow, his wife, are adult individuals who reside at 441 Flanders Drive, St. Louis, Missouri 03122.

3. Defendant, Vera A. Smith, also known as Vera Smith, is an adult individual residing at 311 Burton Street, P. O. Box 285, Bath, New York, 14810.

4. Defendant, Clearfield Bank & Trust, Executor of the Estate of Lois D. McCorkle, is a financial institution having its principal place of business as 11 North Second Street, Clearfield, Pennsylvania 16830.

5. Defendant, Sylvia D. Turner, also known as Sylvia Diehl Turner, also known as Deloris D. Turner is an adult individual residing at RD # 1, Box 102, Clearfield, Pennsylvania 16830.

6. Defendant, Donna Jean Diehl, also known as Donna J. Diehl, is an adult individual residing at 827 South 4<sup>th</sup> Street, Clearfield, Pennsylvania 16830.

7. Defendants, Thomas Hazelton, Mary Hazelton, Anna Hazelton Burns also known as Anna R. Burns, Isabelle R. Hazelton also known as Belle R. Hazelton, Jennie H. Diehl also known as Jennie Diehl, Irvin J. Hazelton also known as Irvin Hazelton, John Thomas Diehl, Jr., Lorain Hazelton, their respective heirs, executors, administrators, successors and/or assigns, are or were individuals whose present whereabouts are unknown.

8. Plaintiff, George W. Long & Sons Lumber Company is the owner of all that certain piece, parcel, tract and lot of land

lying and being situate in the Township of Chest, County of Clearfield and State of Pennsylvania, being more particularly bounded and described as follows:

ALL that certain piece, parcel, tract and lot of land lying and being situate in the Township of Chest, County of Clearfield, Commonwealth of Pennsylvania being more particularly bounded and described as follows:

BEGINNING at an iron pin set in stones on the Westerly line of land now or formerly of Billy M. Morrison (Tax Parcel F17-17), being the Northeast corner of lands now or formerly of Thomas L. Hilliard (Tax Parcel F17-9), and being the Southeast corner of the herein described parcel (denominated as Lot 2 on the subdivision plan of the J. W. Hazelton Estate as recorded in Map Book 1773 on April 29, 1999 and Map Book 1800 on June 16, 1999); thence North  $76^{\circ} 43' 18''$  West along the lands now or formerly of Thomas L. Hilliard for a distance of 760.42 feet to an iron pin in the centerline of SR 3014 (Black Elk Road) leading from SR 3003 to Irvona; thence by and with the centerline of said road the following four courses and distances:

1. by a curve to the right having a radius of 1730.26 feet and an arc length of 168.53 feet to a railroad spike;
2. North  $46^{\circ} 21' 30''$  East for a distance of 185.41 feet to a railroad spike;
3. by a curve to the left having a radius of 1293.05 feet and an arc length of 361.18 feet to a railroad spike;
4. North  $32^{\circ} 17' 58''$  East for a distance of 136.07 feet to an iron pin;

thence South  $57^{\circ} 44' 00''$  East along a line of lands now or formerly of Carl C. Brink (Tax Parcel F17-4) for a distance of 821.03 feet to an iron pin set in stones; thence South  $52^{\circ} 02' 36''$  West along the line of lands now or formerly of Billy M. Morrison (Tax Parcel F17-17) for a distance of 629.20 feet to the point and place of beginning, said to contain 11.771 acres of land as shown on a draft of the survey completed March 18, 1999 by Dennis E. Sheehan, PLS.

UNDER AND SUBJECT to the exceptions, reservations, restrictions and conditions contained in prior deeds of conveyance.

9. Plaintiff, George W. Long & Sons Lumber Company, acquired ownership of all that certain piece, parcel, tract and lot of land described in paragraph no. 8 above by Deed from Charles E. Salyards, Jr. and Patty Jo Salyards, his wife, d/b/a, P&C Investments, which Deed was dated September 1, 2000 and recorded in the office for the recording of deeds, etc., in and for Clearfield County, Pennsylvania on November 7, 2000, being Recorder's Instrument No. 20006622 of 2000.

10. Plaintiffs, Donald R. Garlow and Carol J. Garlow, his wife, are the owners of all that certain piece, parcel, tract and lot of land lying and being situate in the Township of Chest, County of Clearfield, and State of Pennsylvania, being more fully bounded and described as follows:

ALL that certain piece, parcel, tract and lot of land lying and being situate in the Township of Chest, County of Clearfield, Commonwealth of Pennsylvania being more particularly bounded and described as follows:

BEGINNING at an iron pin which has been set on the Westerly edge of the pavement of State Route No. 3003, also known as Ridge Road, leading from the village of St. Lawrence and the Borough of Westover to the village of Thompsonstown, said point being the Southwest corner of the herein described parcel (Tax Parcel F 17-7); thence traveling along and with the Westerly edge of the pavement of State Route No 3003 (also known as Ridge Road) along a curve generally to the left, an approximate distance of 1875 feet, more or less, to an iron pipe set on the Westerly side of State Route No. 3003; thence turning and running North 63° 31' 5" East, crossing said road and along and with the line of lands now or formerly of Carle Miller, Jr., for a distance of 206.47 feet to an iron pin set on the South Easterly side of private lane; thence South 57' 44' 00" East along the line of lands now or formerly of the said Carle E. Miller, Jr., and along the lands now or formerly of Carl C. Brink a distance of

3302.54 feet to an iron pin set in the center line of State Route No. 3014 (also known as Black Elk Road) leading from Irvona to State Route No. 3003; thence by the centerline of said State Route No. 3014 the following four courses and distances:

1. South 32' 37' 58" West a distance of 136.07 feet to a railroad spike;
2. By a curve to the right having a radius of 1293.05 feet and an arc length of 361.18 feet to a railroad spike;
3. South 46' 21' 30" West for a distance of 185.41 feet to a railroad spike;
4. On and with a curve to the left having a radius of 1730.26 feet and arc length of 168.53 feet to an iron pin; thence turning and running North 76' 43' 18" West along and with the boundary of land now or formerly of Thomas L. Hilliard a distance of 2243.08 feet, home to the point and place of beginning, believed to contain approximately 79.5 acres of land, be the same more or less, as shown a draft of a survey completed March 18, 1999 by Dennis E. Sheehan, and being a part of Lot No. 1 of the J. W. Hazelton Estate.

This certain piece, parcel, tract and lot of land along with all that certain piece, parcel, tract and lot of land described in paragraph no. 8 above, are hereinafter referred collectively to as the subject real estate.

11. Plaintiffs, Donald R. Garlow and Carol J. Garlow, his wife, acquired ownership of the all that certain piece, parcel, tract and lot of land described in paragraph 10 above by Deed from Charles E. Salyards, Jr., and Patty Jo. Salyards, his wife, d/b/a, P&C Investments, a Pennsylvania partnership, which Deed was dated September 1, 2000 and recorded in said office on

September 1, 2000 being Recorder's Instrument No. 200012899 of 2000.

12. The said Charles E. Salyards, Jr., and Patty Jo. Salyards, his wife, d/b/a, P&C Investments, a Pennsylvania partnership, acquired ownership of the subject real estate by Deed from Vera Smith, Administratrix of the J. W. Hazelton Estate, which deed was dated October 12, 1999 and recorded in said office on October 25, 1999 to Recorder's Instrument No. 199917684 of 1999. J. W. Hazelton was also known as John W. Hazelton.

13. Defendant, Thomas Hazelton, acquired ownership of the subject real estate from the Estate of William Hazelton, and more particularly, the Last Will and Testament of the said William Hazelton, all according to the proceedings filed to No. 3813 in the Office of the Register of Wills of Clearfield County, Pennsylvania.

14. The said Defendant, Thomas Hazelton, died intestate on February 13, 1912 according to the proceedings filed to No. 5793 in the Office of the Register of Wills of Clearfield County, Pennsylvania, thereby vesting a life estate in the subject real estate in his surviving spouse, Defendant, Mary Hazelton, and vesting the remainder interest in the subject real estate in his children, which include, but may not be limited to, Defendants, Anna Hazelton Burns, also known as Anna R. Burns, Isabelle R. Hazelton, also known as Belle R. Hazelton, Jennie H. Diehl, also

known as Jennie Diehl and Irvin J. Hazelton, also known as Irvin Hazelton and also the said J. W. Hazelton also known as John W. Hazelton.

15. The date of death of Defendant, Mary Hazelton, if there be such a date, is unknown.

16. Defendant, Anna Hazelton Burns, also known as Anna R. Burns, died testate on September 26, 1942 and according to her Last Will and Testament and the proceedings filed to No. 18143 in the Office of the Register of Wills of Clearfield County, Pennsylvania, title to her interest in the subject real estate became vested in the said John W. Hazelton, also known as J. W. Hazelton and Defendant, Isabelle R. Hazelton, also known as Belle R. Hazelton.

17. The said Defendant, Isabelle R. Hazelton, also known as Belle R. Hazelton died intestate on September 9, 1965 and according to the proceedings filed to No. 26911, her interest in the subject real estate became vested in her heirs which include, but may not be limited to, Defendant, Jennie H. Diehl, also known as Jennie Diehl, the said John W. Hazelton, also known as J. W. Hazelton, and Defendant Vera Smith, also known as Vera A. Smith.

18. The said Defendant Jennie H. Diehl, also known as Jennie Diehl died intestate on July 24, 1968 and according to the proceedings filed to No. 26382, her interest in the subject real estate became vested in Lois D. McCorkle, Defendant, Delores D.

Turner, also known as Sylvia Diehl Turner, also known as Sylvia D. Turner and Defendant, John Thomas Diehl, Jr.

19. The said Defendant, Irvin J. Hazelton, also known as Irvin Hazelton died intestate thereby vesting his interest in the subject real estate in his heirs which includes, but may not be limited to, Defendant, Vera Smith, also known as Vera A. Smith and Lorain Hazelton.

20. The said Defendant, John Thomas Diehl, Jr., died testate on January 19, 1992 and according to his Last Will and Testament and the proceedings filed to No. 1992-199 in the Office of the Register of Wills of Clearfield County, Pennsylvania, his interest in the subject real estate became vested in Defendant, Donna Jean Diehl, also known as Donna J. Diehl

21. The said Lois D. McCorkle died testate on February 14, 2000 according to her Last Will and Testament and the proceedings filed to No. 2000-129, Clearfield Bank & Trust was duly appointed Executor of the Estate of Lois D. McCorkle.

22. Plaintiffs, as well as all applicable predecessors and interests have, in combination, occupied the subject real estate for a period of in excess of twenty-one years, thus establishing full and complete ownership therein by virtue of adverse possession.

23. Plaintiffs have made a diligent and thorough search to determine the present whereabouts of Defendants, Thomas Hazelton, Mary Hazelton, Anna Hazelton Burns also known as Anna R. Burns,

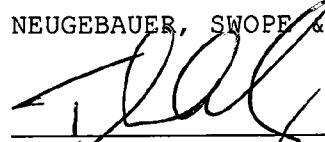
Isabelle R. Hazelton also known as Belle R. Hazelton, Jennie H. Diehl also known as Jennie Diehl, Irvin J. Hazelton also known as Irvin Hazelton, John Thomas Diehl, Jr., Lorain Hazelton, their respective heirs, executors, administrators, successors and/or assigns, but Plaintiffs have been unable to determine any of the same.

24. Plaintiffs believe, and therefore aver, that Defendants, their heirs, executors, administrators, successors and/or assigns, are the only parties having a potential interest in, or a potential claim against, the subject real estate.

25. The possibility of the existence of Defendants, their heirs, executors, administrators, successors and/or assigns, having an interest in, or having a claim against, the subject real estate constitutes a cloud on Plaintiffs' title to the subject real estate.

WHEREFORE, Plaintiffs, George W. Long & Sons Lumber Company, and Donald R. Garlow and Carol J. Garlow, his wife, claim that they are entitled to a Decree of the above said Court adjudging their title to the subject real estate to be valid and indefeasible as against all interest, rights and claims whatsoever of Defendants, their heirs, executors, administrators, successors and/or assigns, and, further, Plaintiffs authorize their attorney, Thomas A. Swope III, Esquire, to execute this Complaint on their behalf.

NEUGEBAUER, SWOPE & SWOPE

  
THOMAS A. SWOPE III, ESQUIRE  
Attorney for Plaintiffs

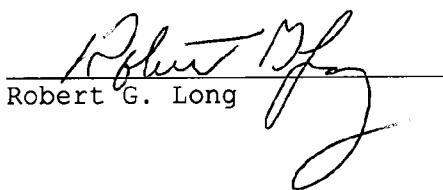
VERIFICATION

Robert G. Long, President of George W. Long & Sons Lumber Company, hereby swears or affirms that the facts set forth in the attached Complaint are true and correct to the best of his knowledge, information and belief. This statement is made subject to the penalties of 18 PA.C.S. Section 4904 relating to unsworn falsification to authorities.

2-15-02

Date

Robert G. Long



NO. 2002 -

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

GEORGE W. LONG & SONS LUMBER  
COMPANY, a PENNSYLVANIA Partnership  
and DONALD R. GARLOW and  
CAROL J. GARLOW, his wife,

Plaintiffs

vs.  
VERA A. SMITH, a/k/a VERA SMITH,  
et al

ACTION TO QUIET TITLE

**FILED**

FEB 20 2002

Millseller Swope  
William A. Shaw pd \$90.00  
Prothonotary

3cc Swope

NEUGEBAUER, SWOPE & SWOPE

ATTORNEYS AT LAW

LAW BUILDING  
EBENSBURG, PENNSYLVANIA 15931

GEORGE W. LONG & SONS LUMBER  
COMPANY, a Pennsylvania  
partnership and DONALD R.  
GARLOW and CAROL J. GARLOW,  
his wife,

vs.

Plaintiffs

VERA A. SMITH, a/k/a VERA SMITH  
CLEARFIELD BANK & TRUST,  
EXECUTOR of the ESTATE of LOIS  
D. McCORKLE, SYLVIA D. TURNER,  
a/k/a SYLVIA DIEHL TURNER,  
a/k/a DELORES D. TURNER, DONNA  
JEAN DIEHL a/k/a DONNA J. DIEHL  
THOMAS HAZELTON, MARY HAZELTON,  
ANNA HAZELTON BURNS a/k/a ANNA  
R. BURNS, ISABELLE R. HAZELTON  
a/k/a BELLE R. HAZELTON, JENNIE  
H. DIEHL a/k/a JENNIE DIEHL,  
IRVIN J. HAZELTON a/k/a IRVIN  
HAZELTON, JOHN THOMAS DIEHL, JR  
LORAIN HAZELTON, their  
respective heirs, administrators  
executors, successors and/or  
assigns

Defendants

\* IN THE COURT OF COMMON PLEAS  
\* OF  
\* CLEARFIELD COUNTY, PENNSYLVANIA  
\* CIVIL ACTION - LAW  
\* NO. 2002 - 243-CO  
\* ACTION TO QUIET TITLE

O R D E R

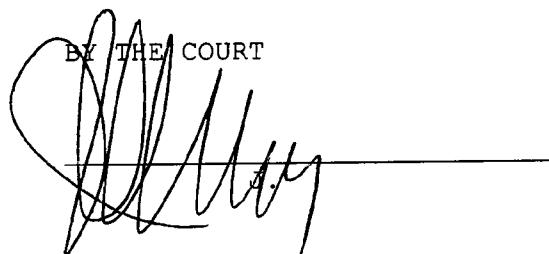
AND NOW, this 25<sup>th</sup> day of February, 2002, upon  
consideration of the foregoing MOTION FOR SERVICE BY PUBLICATION,  
the Plaintiffs are granted leave and are ordered and directed to  
make service of the captioned Complaint on the Defendants, Thomas  
Hazelton, Mary Hazelton, Anna Hazelton Burns also known as Anna  
R. Burns, Isabelle R. Hazelton also known as Belle R. Hazelton,  
Jennie H. Diehl also known as Jennie Diehl, Irvin J. Hazelton  
also known as Irvin Hazelton, John Thomas Diehl, Jr., Lorain  
Hazelton, their heirs, executors, administrators, successors  
and/or assigns, by publication one time in the Clearfield County  
Legal Journal and The Star Courier.

**FILED**

FEB 25 2002  
019:39:12 cc atty Swope

William A. Shaw  
Prothonotary

BY THE COURT



GEORGE W. LONG & SONS LUMBER  
COMPANY, a Pennsylvania  
partnership and DONALD R.  
GARLOW and CAROL J. GARLOW,  
his wife,

vs.

Plaintiffs

VERA A. SMITH, a/k/a VERA SMITH \*  
CLEARFIELD BANK & TRUST, \*  
EXECUTOR of the ESTATE of LOIS \*  
D. McCORKLE, SYLVIA D. TURNER, \*  
a/k/a SYLVIA DIEHL TURNER, \*  
a/k/a DELORES D. TURNER, DONNA \*  
JEAN DIEHL a/k/a DONNA J. DIEHL \*  
THOMAS HAZELTON, MARY HAZELTON, \*  
ANNA HAZELTON BURNS a/k/a ANNA \*  
R. BURNS, ISABELLE R. HAZELTON \*  
a/k/a BELLE R. HAZELTON, JENNIE \*  
H. DIEHL a/k/a JENNIE DIEHL, \*  
IRVIN J. HAZELTON a/k/a IRVIN \*  
HAZELTON, JOHN THOMAS DIEHL, JR \*  
LORAIN HAZELTON, their \*  
respective heirs, administrators  
executors, successors and/or \*  
assigns \*

Defendants \*

\* IN THE COURT OF COMMON PLEAS  
\* OF  
\* CLEARFIELD COUNTY, PENNSYLVANIA  
\* CIVIL ACTION - LAW  
\* NO. 2002 -243-CO  
\* ACTION TO QUIET TITLE

**FILED**

**FEB 20 2002**

*O/11/SS/accatly Swope*  
William A. Shaw  
Prothonotary

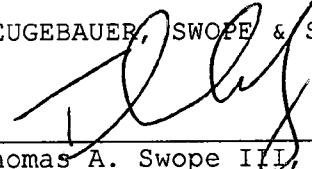
MOTION FOR SERVICE BY PUBLICATION

THOMAS A. SWOPE III, ESQUIRE, is attorney for Plaintiffs in the above action. The whereabouts of Defendants, Thomas Hazelton, Mary Hazelton, Anna Hazelton Burns also known as Anna R. Burns, Isabelle R. Hazelton also known as Belle R. Hazelton, Jennie H. Diehl also known as Jennie Diehl, Irvin J. Hazelton also known as Irvin Hazelton, John Thomas Diehl, Jr., Lorain Hazelton, their respective heirs, executors, administrators, successors and/or assigns, are unknown and cannot be ascertained as shown by the Affidavit attached hereto and made a part hereof.

WHEREFORE, Thomas A. Swope III, Esquire, moves your Honorable Court for an Order authorizing and directing service upon the Defendants, Thomas Hazelton, Mary Hazelton, Anna Hazelton Burns also known as Anna R. Burns, Isabelle R. Hazelton also known as Belle R. Hazelton, Jennie H. Diehl also known as Jennie Diehl, Irvin J. Hazelton also known as Irvin Hazelton, John Thomas

Diehl, Jr., Lorain Hazelton, their respective heirs, by substituted service of publication pursuant to Rule 430 of the Rules of Civil Procedure of Pennsylvania.

NEUGEBAUER, SWOPE & SWOPE

  
Thomas A. Swope III, Esquire  
Attorney for Plaintiffs

GEORGE W. LONG & SONS LUMBER \* IN THE COURT OF COMMON PLEAS  
COMPANY, a Pennsylvania \* OF  
partnership and DONALD R. \* CLEARFIELD COUNTY, PENNSYLVANIA  
GARLOW and CAROL J. GARLOW, \*  
his wife, \* CIVIL ACTION - LAW  
\*  
vs. \* NO. 2002 -  
Plaintiffs \*  
\* ACTION TO QUIET TITLE  
VERA A. SMITH, a/k/a VERA SMITH \*  
CLEARFIELD BANK & TRUST, \*  
EXECUTOR of the ESTATE of LOIS \*  
D. McCORKLE, SYLVIA D. TURNER, \*  
a/k/a SYLVIA DIEHL TURNER, \*  
a/k/a DELORES D. TURNER, DONNA \*  
JEAN DIEHL a/k/a DONNA J. DIEHL \*  
THOMAS HAZELTON, MARY HAZELTON, \*  
ANNA HAZELTON BURNS a/k/a ANNA \*  
R. BURNS, ISABELLE R. HAZELTON \*  
a/k/a BELLE R. HAZELTON, JENNIE \*  
H. DIEHL a/k/a JENNIE DIEHL, \*  
IRVIN J. HAZELTON a/k/a IRVIN \*  
HAZELTON, JOHN THOMAS DIEHL, JR \*  
LORAIN HAZELTON, their \*  
respective heirs, administrators \*  
executors, successors and/or \*  
assigns \*  
\*  
Defendants \*

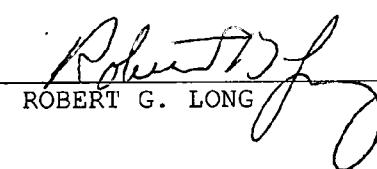
AFFIDAVIT IN SUPPORT OF PUBLICATION

STATE OF PENNSYLVANIA :  
: SS  
COUNTY OF CAMBRIA :  
:

Robert G. Long, General Partner of George W. Long and Sons  
Lumber Company, being duly sworn according to law, depose and say  
that they have made a diligent search and inquiry and have caused  
a diligent search and inquiry to be made to locate the  
whereabouts of Defendants, Thomas Hazelton, Mary Hazelton, Anna  
Hazelton Burns also known as Anna R. Burns, Isabelle R. Hazelton  
also known as Belle R. Hazelton, Jennie H. Diehl also known as

Jennie Diehl, Irvin J. Hazelton also known as Irvin Hazelton, John Thomas Diehl, Jr., Lorain Hazelton, their respective heirs, executors, administrators, successors and/or assigns, and deponent, Robert G. Long, General Partner of George W. Long and Sons Lumber Company has no knowledge of the address of said Defendants, their heirs, executors, administrators, successors and/or assigns.

GEORGE W. LONG & SONS LUMBER COMPANY

BY: 

ROBERT G. LONG

Sworn to and subscribed  
before me this 15<sup>th</sup> day  
of February, 2002.

Catherine M. Kent  
Notary Public

NOTARIAL SEAL  
CATHERINE M. KENT, NOTARY PUBLIC  
EBENSBURG BORO., CAMBRIA COUNTY  
MY COMMISSION EXPIRES SEPT. 5, 2005

NO. 2002 -

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

GEORGE W. LONG & SONS LUMBER  
COMPANY, a PENNSYLVANIA Partnership  
and DONALD R. GARLOW and  
CAROL J. GARLOW, his wife,  
plaintiffs

vs.  
VERA A. SMITH, a/k/a VERA SMITH,  
et al

MOTION FOR SERVICE  
BY PUBLICATION

NEUGEBAUER, SWOPE & SWOPE

ATTORNEYS AT LAW

LAW BUILDING  
EBENSBURG, PENNSYLVANIA 15931

GEORGE W. LONG & SONS LUMBER COMPANY, a Pennsylvania partnership and DONALD R. GARLOW and CAROL J. GARLOW, his wife, \* IN THE COURT OF COMMON PLEAS  
vs. \* OF  
Plaintiffs \* CLEARFIELD COUNTY, PENNSYLVANIA  
\* CIVIL ACTION - LAW  
\* NO. 2002 - 243 CD  
\* ACTION TO QUIET TITLE  
VERA A. SMITH, a/k/a VERA SMITH \*  
CLEARFIELD BANK & TRUST, \*  
EXECUTOR of the ESTATE of LOIS \*  
D. McCORKLE, SYLVIA D. TURNER, \*  
a/k/a SYLVIA DIEHL TURNER, \*  
a/k/a DELORES D. TURNER, DONNA \*  
JEAN DIEHL a/k/a DONNA J. DIEHL \*  
THOMAS HAZELTON, MARY HAZELTON, \*  
ANNA HAZELTON BURNS a/k/a ANNA \*  
R. BURNS, ISABELLE R. HAZELTON \*  
a/k/a BELLE R. HAZELTON, JENNIE \*  
H. DIEHL a/k/a JENNIE DIEHL, \*  
IRVIN J. HAZELTON a/k/a IRVIN \*  
HAZELTON, JOHN THOMAS DIEHL, JR \*  
LORAIN HAZELTON, their \*  
respective heirs, administrators \*  
executors, successors and/or \*  
assigns \*  
\*  
Defendants \*

27  
**FILED**

Aug 20 2002

William A. Shaw  
Prothonotary

FINAL DECREE

AND NOW, this 29<sup>th</sup> day of August, 2002, upon  
consideration and review of the Motion filed by Plaintiffs'  
counsel, Thomas A. Swope III, Esquire, and it appearing to this  
Court that all Defendants in this matter have been duly served  
according to the Affidavit(s) of Service of the Plaintiffs'  
Complaint with Notice to Defend which has been executed and filed  
and the Return of Service from the Clearfield County Sheriff, and  
no Answer having been made by the Defendants, their heirs,  
executors, administrators, successors and/or assigns, and the

time to do so having expired, the Plaintiffs are entitled to the prayer requested in the Motion filed by Thomas A. Swope III, Esquire, and as such, said Motion is granted.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the Defendants, their heirs, executors, administrators, successors and/ or assigns, are forever barred from asserting any right, lien, title or interest in all that certain piece, parcel, tract and lot of land lying and being situate in the Township of Chest, County of Clearfield and State of Pennsylvania, being more particularly bounded and described as follows:

NO.1 ALL that certain piece, parcel, tract and lot of land lying and being situate in the Township of Chest, County of Clearfield, Commonwealth of Pennsylvania being more particularly bounded and described as follows:

BEGINNING at an iron pin set in stones on the Westerly line of land now or formerly of Billy M. Morrison (Tax Parcel F17-17), being the Northeast corner of lands now or formerly of Thomas L. Hilliard (Tax Parcel F17-9), and being the Southeast corner of the herein described parcel (denominated as Lot 2 on the subdivision plan of the J. W. Hazelton Estate as recorded in Map Book 1773 on April 29, 1999 and Map Book 1800 on June 16, 1999); thence North 76° 43' 18" West along the lands now or formerly of Thomas L. Hilliard for a distance of 760.42 feet to an iron pin in the centerline of SR 3014 (Black Elk Road) leading from SR 3003 to Irvona; thence by and with the centerline of said road the following four courses and distances:

1. by a curve to the right having a radius of 1730.26 feet and an arc length of 168.53 feet to a railroad spike;
2. North 46° 21' 30" East for a distance of 185.41 feet to a railroad spike;
3. by a curve to the left having a radius of 1293.05 feet and an arc length of 361.18 feet to a railroad spike;

4. North  $32^{\circ} 17' 58''$  East for a distance of 136.07 feet to an iron pin;

thence South  $57^{\circ} 44' 00''$  East along a line of lands now or formerly of Carl C. Brink (Tax Parcel F17-4) for a distance of 821.03 feet to an iron pin set in stones; thence South  $52^{\circ} 02' 36''$  West along the line of lands now or formerly of Billy M. Morrison (Tax Parcel F17-17) for a distance of 629.20 feet to the point and place of beginning, said to contain 11.771 acres of land as shown on a draft of the survey completed March 18, 1999 by Dennis E. Sheehan, PLS.

UNDER AND SUBJECT to the exceptions, reservations, restrictions and conditions contained in prior deeds of conveyance.

NO.2 ALL that certain piece, parcel, tract and lot of land lying and being situate in the Township of Chest, County of Clearfield, Commonwealth of Pennsylvania being more particularly bounded and described as follows:

BEGINNING at an iron pin which has been set on the Westerly edge of the pavement of State Route No. 3003, also known as Ridge Road, leading from the village of St. Lawrence and the Borough of Westover to the village of Thompsonstown, said point being the Southwest corner of the herein described parcel (Tax Parcel F 17-7); thence traveling along and with the Westerly edge of the pavement of State Route No 3003 (also known as Ridge Road) along a curve generally to the left, an approximate distance of 1875 feet, more or less, to an iron pipe set on the Westerly side of State Route No. 3003; thence turning and running North  $63^{\circ} 31' 5''$  East, crossing said road and along and with the line of lands now or formerly of Carle Miller, Jr., for a distance of 206.47 feet to an iron pin set on the South Easterly side of private lane; thence South  $57^{\circ} 44' 00''$  East along the line of lands now or formerly of the said Carle E. Miller, Jr., and along the lands now or formerly of Carl C. Brink a distance of 3302.54 feet to an iron pin set in the center line of State Route No. 3014 (also known as Black Elk Road) leading from Iriona to State Route No. 3003; thence by the centerline of said State Route No. 3014 the following four courses and distances:

1. South  $32^{\circ} 37' 58''$  West a distance of 136.07 feet to a railroad spike;

2. By a curve to the right having a radius of 1293.05 feet and an arc length of 361.18 feet to a railroad spike;

3. South 46' 21" 30" West for a distance of 185.41 feet to a railroad spike;

4. On and with a curve to the left having a radius of 1730.26 feet and arc length of 168.53 feet to an iron pin;

thence turning and running North 76' 43" 18" West along and with the boundary of land now or formerly of Thomas L. Hilliard a distance of 2243.08 feet, home to the point and place of beginning, believed to contain approximately 79.5 acres of land, be the same more or less, as show on a draft of a survey completed March 18, 1999 by Dennis E. Sheehan, and being a part of Lot No. 1 of the J. W. Hazelton Estate.

The Defendants, their heirs, executors, administrators, successors and/or assigns, to have thirty (30) days from the date of this Order to take action by appeal to this Court. If no action is taken at the end of thirty (30) days, the Prothonotary of Clearfield County, upon Praecept of the Plaintiffs, shall enter final judgment.

BY THE COURT

J.

FILED

AUG 29 2002

011-2016  
William A. Shaw  
Prothonotary

2 CERT TO

KATT

GEORGE W. LONG & SONS LUMBER \* IN THE COURT OF COMMON PLEAS  
COMPANY, a Pennsylvania \* OF  
partnership and DONALD R. \* CLEARFIELD COUNTY, PENNSYLVANIA  
GARLOW and CAROL J. GARLOW, \*  
his wife, \* CIVIL ACTION - LAW  
\*  
vs. \* NO. 2002 - 243 cd  
Plaintiffs \*  
\* ACTION TO QUIET TITLE  
VERA A. SMITH, a/k/a VERA SMITH \*  
CLEARFIELD BANK & TRUST, \*  
EXECUTOR of the ESTATE of LOIS \*  
D. McCORKLE, SYLVIA D. TURNER, \*  
a/k/a SYLVIA DIEHL TURNER, \*  
a/k/a DELORES D. TURNER, DONNA \*  
JEAN DIEHL a/k/a DONNA J. DIEHL \*  
THOMAS HAZELTON, MARY HAZELTON, \*  
ANNA HAZELTON BURNS a/k/a ANNA \*  
R. BURNS, ISABELLE R. HAZELTON \*  
a/k/a BELLE R. HAZELTON, JENNIE \*  
H. DIEHL a/k/a JENNIE DIEHL, \*  
IRVIN J. HAZELTON a/k/a IRVIN \*  
HAZELTON, JOHN THOMAS DIEHL, JR \*  
LORAIN HAZELTON, their \*  
respective heirs, administrators \*  
executors, successors and/or \*  
assigns \*  
\*  
Defendants \*

**FILED**

NOV 01 2002

William A. Shaw  
Prothonotary

**PRAECIPE FOR FINAL JUDGMENT**

Please enter final judgment in favor of the Plaintiffs  
and against the Defendants in the above stated case, for failure  
to file an Appeal within thirty (30) days from the date of the  
FINAL DECREE which was August 29, 2002.

NEUGEBAUER, SWOPE & SWOPE

  
THOMAS A. SWOPE III, ESQUIRE  
Attorney for Plaintiffs

**FILED**

10:25 AM  
NOV 01 2002

William A. Shaw  
Prothonotary

*[Signature]*

GEORGE W. LONG & SONS LUMBER COMPANY, a Pennsylvania partnership and DONALD R. GARLOW and CAROL J. GARLOW, his wife, \* IN THE COURT OF COMMON PLEAS  
\* OF  
\* CLEARFIELD COUNTY, PENNSYLVANIA  
\* CIVIL ACTION - LAW  
\* NO. 2002 - 243 CD  
\* ACTION TO QUIET TITLE  
vs. Plaintiffs  
VERA A. SMITH, a/k/a VERA SMITH \*  
CLEARFIELD BANK & TRUST, \*  
EXECUTOR of the ESTATE of LOIS \*  
D. McCORKLE, SYLVIA D. TURNER, \*  
a/k/a SYLVIA DIEHL TURNER, \*  
a/k/a DELORES D. TURNER, DONNA \*  
JEAN DIEHL a/k/a DONNA J. DIEHL \*  
THOMAS HAZELTON, MARY HAZELTON, \*  
ANNA HAZELTON BURNS a/k/a ANNA \*  
R. BURNS, ISABELLE R. HAZELTON \*  
a/k/a BELLE R. HAZELTON, JENNIE \*  
H. DIEHL a/k/a JENNIE DIEHL, \*  
IRVIN J. HAZELTON a/k/a IRVIN \*  
HAZELTON, JOHN THOMAS DIEHL, JR \*  
LORAIN HAZELTON, their \*  
respective heirs, administrators  
executors, successors and/or \*  
assigns \*  
\*  
Defendants \*

**FILED**

AB AUG 28 2002  
MILLISINOC  
William A. Shaw  
Prothonotary

MOTION FOR ENTRY OF FINAL DECREE

THE MOTION, of Thomas A. Swope III, Esquire, counsel for Plaintiffs, George W. Long & Sons Lumber Company, a Pennsylvania partnership and Donald R. Garlow and Carol J. Garlow, his wife, respectfully represents that:

1. Plaintiffs filed an Action to Quiet Title against Defendants on February 20, 2002.
2. Pursuant to an ORDER entered by your Honorable Court, service of the Complaint in an Action to Quiet Title, with Notice to Defend and Claim Rights attached, was made on Defendants

Thomas Hazelton, Mary Hazelton, Anna Hazelton Burns, also known as Anna R. Burns, Isabelle R. Hazelton, also known as Belle R. Hazelton, Jennie H. Diehl, also known as Jennie Diehl, Irvin J. Hazelton, also known as Irvin Hazelton, John Thomas Diehl, Jr., Lorain Hazelton, their respective heirs, administrators, executors, successors and/or assigns by publication in the following newspapers on the dates indicated:

(1) The Star Courier - March 6, 2002

(2) Clearfield County Legal Journal - March 8, 2002

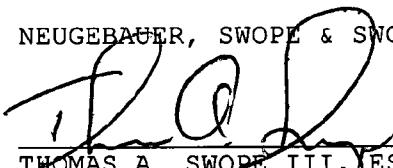
3. Service of the Complaint in Action to Quiet Title with Notice to Defend and Claim Rights attached, was made on Defendant, Vera A. Smith, also known as Vera Smith by certified mail on March 1, 2002, all as is evidenced by an Affidavit of Service filed of record.

4. Service of the Complaint in Action to Quiet Title with Notice to Defend and Claim Rights attached, was made on Defendants, Clearfield Bank & Trust, Executor of the Estate of Lois D. McCorkle, Donna Jean Diehl, also known as Donna J. Diehl, and Sylvia D. Turner, also known as Sylvia Diehl Turner, also known as Delores D. Turner, by the Sheriff of Clearfield County, all as is more fully evidenced by the Sheriff's Return of Service filed of record.

5. Twenty days have elapsed since said service and, to date, no Defendant has made any response to said service.

6. A Notice, pursuant to Pa. R.C.P. No. 237.1, was mailed by first class mail to Defendants, Vera A. Smith, also known as Vera Smith, Clearfield Bank Clearfield Bank & Trust, Executor of the Estate of Lois D. McCorkle, Donna Jean Diehl, also known as Donna J. Diehl, and Sylvia D. Turner, also known as Sylvia Diehl Turner, also known as Delores D. Turner, all as is more fully evidenced by the attached Notices and Certification thereof, and ten days have elapsed since said mailing.

WHEREFORE, Thomas A. Swope III, Esquire, counsel for George W. Long & Sons Lumber Company, and Donald R. Garlow and Carol J. Garlow, his wife, moves your Honorable Court enter the FINAL DECREE accompanying this Motion.

NEUGEBAUER, SWOPE & SWOPE  
  
THOMAS A. SWOPE III, ESQUIRE  
Attorney for Plaintiffs

GEORGE W. LONG & SONS LUMBER \* IN THE COURT OF COMMON PLEAS  
COMPANY, a Pennsylvania \* OF  
partnership and DONALD R. \* CLEARFIELD COUNTY, PENNSYLVANIA  
GARLOW and CAROL J. GARLOW, \*  
his wife, \* CIVIL ACTION - LAW  
\*  
vs. \* NO. 2002 - 243 C D  
Plaintiffs \*  
\* ACTION TO QUIET TITLE  
VERA A. SMITH, a/k/a VERA SMITH \*  
CLEARFIELD BANK & TRUST, \*  
EXECUTOR of the ESTATE of LOIS \*  
D. MCCORKLE, SYLVIA D. TURNER, \*  
a/k/a SYLVIA DIEHL TURNER, \*  
a/k/a DELORES D. TURNER, DONNA \*  
JEAN DIEHL a/k/a DONNA J. DIEHL \*  
THOMAS HAZELTON, MARY HAZELTON, \*  
ANNA HAZELTON BURNS a/k/a ANNA \*  
R. BURNS, ISABELLE R. HAZELTON \*  
a/k/a BELLE R. HAZELTON, JENNIE \*  
H. DIEHL a/k/a JENNIE DIEHL, \*  
IRVIN J. HAZELTON a/k/a IRVIN \*  
HAZELTON, JOHN THOMAS DIEHL, JR \*  
LORAIN HAZELTON, their \*  
respective heirs, administrators \*  
executors, successors and/or \*  
assigns \*  
\*  
Defendants \*

**FILED**

AS 113282002  
MILLIS/NO CC  
William A. Shaw  
Prothonotary

AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA :  
:SS  
COUNTY OF CAMBRIA :

THOMAS A. SWOPE III, ESQUIRE, being duly sworn according to  
law, deposes and says that he is the attorney for the Plaintiffs  
and makes this Affidavit on their behalf saying that a COMPLAINT  
in an Action to Quiet Title, endorsed with a Notice to  
Defendants, was served on the Defendants, Thomas Hazelton, Mary  
Hazelton, Anna Hazelton Burns also known as Anna R. Burns,

Isabelle R. Hazelton also known as Belle R. Hazelton, Jennie H. Diehl also known as Jennie Diehl, Irvin J. Hazelton also known as Irvin Hazelton, John Thomas Diehl, Jr., Lorain Hazelton, their respective heirs, executors, administrators, successors and/or assigns, by publication in The Star Courier and the Clearfield County Legal Journal all in accordance with an ORDER of publication dated February 25, 2002. See proofs of publication attached hereto and made a part hereof.

NEUGEBAUER, SWOPE & SWOPE



THOMAS A. SWOPE III, ESQUIRE

Sworn to and subscribed  
before me this 21<sup>st</sup> day

of August, 2002.

Catherine M. Kent  
Notary Public

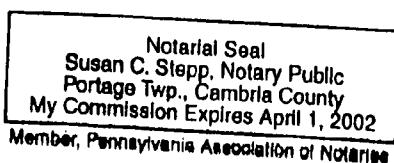
NOTARIAL SEAL
CATHERINE M. KENT, NOTARY PUBLIC
EBENSBURG BORO, CAMBRIA COUNTY
MY COMMISSION EXPIRES SEPT. 5, 2005

## Proof of Publication

County of Cambria, }  
State of Pennsylvania } SS:

William Anderson, being by me, the undersigned authority, duly sworn according to law, deposes and says that he is the publisher of the ..... Star - Courier ..... established ..... 1893 ..... a newspaper of general circulation in the County of Cambria, Pennsylvania, published at Ebensburg, Pennsylvania, and that the notice, exactly as printed and published, a copy of which is hereto attached, was published in said Star - Courier ..... in the issues of ..... March 6, 2002 ..... that affiant is not interested in the subject matter of said notice or advertising and that all of the matters herein set forth as to the time, place and character of said publication are true. . 11

Sworn to and subscribed before me this 6 day of March 2002.



## NOTICE

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - LAW  
NO. 2002-243 CD

## ACTION TO QUIET TITLE

GEORGE W. LONGS & SONS LUMBER COMPANY, and DONALD R. GARLOW and CAROL J. GARLOW, his wife, Plaintiffs, vs. Vera A. Smith, also known as Vera Smith, Clearfield Bank & Trust, Executor of the Estate of Lois D. McCorde, Sylvia D. Turner, also known as Sylvia Diehl Turner, also known as Delores D. Diehl, Donna Jean Diehl, also known as Donna J. Diehl, Thomas Hazelton, Mary Hazelton, Anna Hazelton Burns also known as Anna R. Burns, Isabelle R. Hazelton, also known as Belle R. Hazelton, Jennie H. Diehl also known as Jennie Diehl, Irvin J. Hazelton also known as Irvin Hazelton, John Thomas Diehl, Jr., Lorain Hazelton, J. Hazelton also known as Irvin Hazelton, John Thomas Diehl, Jr., Lorain Hazelton, their respective heirs, executors, administrators, successors and/or assigns, Defendants.

To Defendants, Thomas Hazelton, Mary Hazelton, Anna Hazelton Burns also known as Anna R. Burns, Isabelle R. Hazelton also known as Belle R. Hazelton, Jennie H. Diehl also known as Jennie Diehl, Irvin J. Hazelton also known as Irvin Hazelton, John Thomas Diehl, Jr., Lorain Hazelton, their respective heirs, executors, administrators, successors and/or assigns, You are hereby notified that the above action has been commenced against you to quiet title all those certain pieces, parcels, tracts and lots of land lying and being situate in the Township of Chest, County of Clearfield and State of Pennsylvania, being more particularly bounded and described as follows:

BEGINNING at an iron pin set in stones on the Westerly line of land now or formerly of Billy M. Morrison (Tax Parcel F17-17), being the Northeast corner of lands now or formerly of Thomas L. Hilliard (Tax Parcel F17-9), and being the Southeast corner of the herein described parcel (denominated as Lot 2 on the subdivision plan of the J. W. Hazelton Estate as recorded in Map Book 1773 on April 29, 1999 and Map Book 1800 on June 16, 1999); thence North 76° 43' 18" West along the lands now or formerly of Thomas L. Hilliard for a distance of 760.42 feet to an iron pin in the centerline of SR 3014 (Black Elk Road) leading from SR 3003 to Iriona; thence by and with the centerline of said road the following four courses and distances:

1. by a curve to the right having a radius of 1730.26 feet and an arc length of 168.53 feet to a railroad spike;
2. North 46° 21' 30" East for a distance of 361.18 feet to a railroad spike;
3. by a curve to the left having a radius of 1293.05 feet and an arc length of 361.18 feet to a railroad spike;

4. North 32° 17' 58" East for a distance of 136.07 feet to an iron pin; thence South 57° 44' 00" East along a line of lands now or formerly of Carl C. Brink (Tax Parcel F17-4) for a distance of 821.03 feet to an iron pin set in stones; thence South 52° 02' 36" West along the line of lands now or formerly of Billy M. Morrison (Tax Parcel F17-17) for a distance of 629.20 feet to the point and place of beginning, said to contain 11.771 acres of land as shown on a draft of the survey completed March 18, 1999 by Dennis E. Sheehan, PLS.

UNDER AND SUBJECT to the exceptions, reservations, restrictions and conditions contained in prior deeds of conveyance.  
No. 2 All that certain piece, parcel, tract and lot of land lying and being situate in the Township of Chest, County of Clearfield, Commonwealth of Pennsylvania being more particularly bounded and described as follows:

BEGINNING at an iron pin set on Westerly edge of the pavement of State Route No. 3003, also known as Ridge Road, leading from the village of Thompsonstown, said point being the Southwest corner of the herein described parcel (Tax Parcel F17-7); thence traveling along and with the Westerly edge of the pavement of State Route No. 3003 (also known as Ridge Road) along a curve generally to the left, an

## F PUBLICATION

2002, before me, the subscriber, a Notary  
personally appeared Gary A.  
County Legal Journal of the Courts of  
ed is a true copy of the notice or  
ation in the regular issues of Week of  
at all of the allegations of this statement as  
publication are true.

  
Gary A. Knaresboro, Esquire

Editor



Notary Public  
My Commission Expires

Notarial Seal  
Amy M. Woods, Notary Public  
Clearfield County, Pennsylvania  
My Commission Expires Nov. 19, 2012

Member, Pennsylvania Association of Notaries

Neugebauer, Swope & Swope  
219 South Center Street  
PO Box 270  
Ebensburg PA 15931

**NOTICE**  
IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - LAW  
NO. 2002-243 CD  
ACTION TO QUIET TITLE

GEORGE W. LONGS & SONS LUMBER COMPANY, and DONALD R. GARLOW and CAROL J. GARLOW, his wife, Plaintiffs, vs. Vera A. Smith, also known as Vera Smith, Clearfield Bank & Trust, Executor of the Estate of Lois D. McCorkle, Sylvia D. Turner, also known as Sylvia Diehl Turner, also known as Delores D. Turner, Donna Jean Diehl, also known as Donna J. Diehl, Thomas Hazelton, Mary Hazelton, Anna Hazelton Burns also known as Anna R. Burns, Isabelle R. Hazelton also known as Belle R. Hazelton, Jennie H. Diehl also known as Jennie Diehl, Irvin J. Hazelton also known as Irvin Hazelton, John Thomas Diehl, Jr., Lorain Hazelton, their respective heirs, executors, administrators, successors and/or assigns, Defendants.

To Defendants, Thomas Hazelton, Mary Hazelton, Anna Hazelton Burns also known as Anna R. Burns, Isabelle R. Hazelton also known as Belle R. Hazelton, Jennie H. Diehl also known as Jennie Diehl, Irvin J. Hazelton also known as Irvin Hazelton, John Thomas Diehl, Jr., Lorain Hazelton, their respective heirs, executors, administrators, successors and/or assigns. You are hereby notified that the above action has been commenced against you to quiet title all those certain pieces, parcels, tracts and lots of land lying and being situate in the Township of Chest, County of Clearfield and State of Pennsylvania, being more particularly bounded and described as follows:

BEGINNING at an iron pin set in stones on the Westerly line of land now or formerly of Billy M. Morrison (Tax Parcel F17-17), being the Northeast corner of lands now or formerly of Thomas L. Hilliard (Tax Parcel F17-9), and being the Southeast corner of the herein described parcel (denominated as Lot 2 on the subdivision plan of the J. W. Hazelton Estate as recorded in Map Book 1773 on April 29, 1999 and Map Book 1800 on June 16, 1999); thence North 76° 43' 18" West along the lands now or formerly of Thomas L. Hilliard for a distance of 760.42 feet to an iron pin in the centerline of SR 3014 (Black Elk Road) leading from SR 3003 to Iriona; thence by and with the centerline of said road the following four courses and distances:

1. by a curve to the right having a radius of 1730.26 feet and an arc length of 168.53 feet to a railroad spike;
2. North 46° 21' 30" East for a distance of 361.18 feet to a railroad spike;
3. by a curve to the left having a radius of 1293.05 feet and an arc length of 361.18 feet to a railroad spike;
4. North 32° 17' 58" East for a distance of 136.07 feet to an iron pin; thence South 57° 44' 00" East along a line of lands now or formerly of Carl C. Brink (Tax Parcel F17-4) for a distance of 821.03 feet to an iron pin set in stones; thence South 52° 02' 36" West along the line of lands now or formerly of Billy M. Morrison (Tax Parcel F17-17) for a distance of 629.20 feet to the point and place of beginning, said to contain 11.771 acres of land as shown on a draft of the survey completed March 18, 1999 by Dennis E. Sheehan, PLS.

UNDER AND SUBJECT to the exceptions, reservations, restrictions and conditions contained in prior deeds of conveyance.

No. 2 All that certain piece, parcel, tract and lot of land lying and being situate in the Township of Chest, County of Clearfield, Commonwealth of Pennsylvania being more particularly bounded and described as follows:

BEGINNING at an iron pin set on Westerly edge of the pavement of State Route No. 3003, also known as Ridge Road, leading from the village of Thompsonsontown, said point being the Southwest corner of the herein described parcel (Tax Parcel F17-7); thence traveling along and with the Westerly edge of the pavement of State Route No. 3003 (also known as Ridge Road) along a curve generally to the left, an approximate distance of 1875 feet, more or less, to an iron pipe set on the Westerly side of State Route No. 3003; thence turning and running North 63° 31' 5" East, crossing said road and along and with the line of lands now or formerly of Carle Miller, Jr., for a distance of 206.47 feet to an iron pin set on the South Easterly side of private lane; thence South 57° 44' 00" East along the line of lands now or formerly of said Carle E. Miller, Jr., and along the lands now or formerly of Carl C. Brink a distance of 3302.54 feet to an iron pin set in the center line of State Route No. 3014 (also known as Black Elk Road) leading from Iriona to State Route No. 3003; thence by the centerline of said State Route No. 3014 the following four courses and distances:

1. South 32° 37' 58" West a distance of 136.07 feet to a railroad spike;
2. By a curve to the right having a radius of 1293.05 feet and an arc length of 361.18 feet to a railroad spike;
3. South 46° 21' 30" West for a distance of 185.41 feet to a railroad spike;
4. On and with a curve to the left having a radius of 1730.26 feet and arc length of 168.53 feet to an iron pin; thence turning and running North 76° 43' 18" West along and with the boundary of land now or formerly of Thomas L. Hilliard a distance of 2243.08 feet, home to the point and place of beginning, believed to contain approximately 79.5 acres of land, be the same more or less, as shown on a draft of a survey completed March 18, 1999 by Dennis E. Sheehan, and being part of Lot No. 1 of the J. W. Hazelton Estate.

You are further notified that you are required to answer the Complaint filed in said action within twenty (20) days from the date of this publication and, in default of an Answer, a Final Order will be entered against you, whereby you will be forever barred from asserting any lien, right, title, interest or claim to the described premises inconsistent with the interest or claim of the Plaintiffs.

**NEUGEBAUER, SWOPE & SWOPE**  
Thomas A. Swope III, Esquire  
Law Building  
Ebensburg, PA

**NOTICE**

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 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.

**CLEARFIELD COUNTY COURT ADMINISTRATOR**

Clearfield County Courthouse

1 North Second Street  
Clearfield, PA 16830  
(814)765-2641

these cultures and appreciate them is something Seymour does. The number of Bishop Carroll students that go on to college and study abroad is tremendous, according to Seymour. "The number of students that I've taught that have spent a semester or a year abroad is very high," he said.

"This award is probably the highest I've ever been given," Seymour admitted. "I've been notified by colleges and other students and received plaques but this is impressive; Chris took the time to write this essay and that means so much."

Bishop Carroll Principal Debbie Meckey calls Seymour a "seasoned veteran" teacher. "He's a really good teacher who goes the extra mile to teach kids foreign languages," she said. Meckey mentioned that Seymour spends his own time teaching students upper levels of Spanish when there aren't enough students to actually hold a formal class.

"Our students can also take a "College in High School" Spanish course through Saint Francis University due to Mr. Seymour's expertise," Meckey added.

Natural Resources Conservation Service (NRCS) during the sign-up period!

Cost-share is up to 75% of costs.

Producer requests are evaluated at the local NRCS Office and referred to the state NRCS office for approval.

If interested in completing conservation practices on the farm, stop at the Cambria County FSA Office at 518 North Center Street, Ebensburg, or call 472-5501 Ext. 2 for more information.

## Pay more than the minimum

Did you spend more than you intended on holiday celebrations? Do you have a pile of credit card bills that you would like to pay off as quickly as you can? To find out how fast you can get rid of holiday credit card debt by making predetermined monthly payments, call the Penn State Cooperative Extension office in Cambria County at 472-7986 and ask about "Pay More Than the Minimum."

### Trade Sale!

**01 Chevy Cavalier**  
Now Only \$9,999  
Cash or Trade (\$3,000)  
You \$6,999!  
Payments for  
**\$133**  
Per Mo. #300488  
mos. 66 mos. @7.9%  
20K Miles!

**01 Chevy Malibu LS**  
Now Only \$11,990!  
Cash or Trade (\$3,000)  
You \$8,990!  
Payments for  
**\$184**  
Per Mo. #300475  
mos. 66 mos. @7.9%  
20K Miles!

**96 Suzuki X90 4x4**  
Now Only \$7,990!  
Cash or Trade (\$3,000)  
You \$4,990!  
Payments for  
**\$99**  
Per Mo. #212054  
mos. 66 mos. @7.9%  
20K Miles!

**'95 Chevy Silverado Ext Cab 4x4**  
Now Only \$12,990!  
Cash or Trade (\$3,000)

### 2001 Nissan

Buy For  
**\$13,999!**

Automatic, A/C, Power Windows, AM/FM CD, Moonroof  
63 months lease. \$1,000 Cash equity due at inception. Payment

### 2002 Nissan

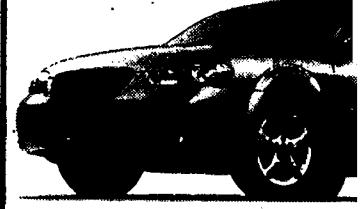
**\$13,999**  
And Get 0.9%!

### 2002 Altima

#502101  


Starting **\$18,999**  
At

### 2002 Maxima



**In Stock**

## PROOF OF PUBLICATION

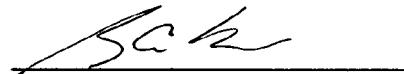
**STATE OF PENNSYLVANIA** :

:

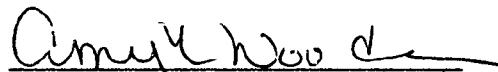
**COUNTY OF CLEARFIELD** :

:

On this 11th day of March AD 2002, 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 March 8, 2002, Vol. 14 No. 10. And that all of the allegations of this statement as to the time, place, and character of the publication are true.

  
\_\_\_\_\_  
Gary A. Knaresboro, Esquire  
Editor

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

  
\_\_\_\_\_  
Amy L. Woods  
Notary Public  
My Commission Expires

Notarial Seal  
Amy L. Woods, Notary Public  
Clearfield Boro, Clearfield County  
My Commission Expires Nov. 13, 2002

Member, Pennsylvania Association of Notaries

Neugebauer, Swope & Swope  
219 South Center Street  
PO Box 270  
Ebensburg PA 15931

reference and made a part hereof, and to extinguish any interest A. H. Reitz may have had in the premises following said tax sale, and further to extinguish any interest to the premises in A. H. Reitz as a result of the failure of J.S. Reitz and A. H. Reitz to record the Treasurer's and the commissioner's deed; to extinguish any interest Blair Kreiger may have had in the premises due to any lack of notice or any other defect of the Treasurer's sale on August 10, 1931 or the Commissioner's sale on November 7, 1936 and to extinguish any interest that Blair Kreiger may have had following the tax sale set forth in Paragraph 21 of the Complaint which is hereby incorporated by reference and made a part hereof, and to extinguish any interest Blair Kreiger may have had due to the failure of A. H. Reitz to record the treasurer's deed and the commissioner's deed for the premises.

WHEREUPON the Court ordered that notice of said action and the facts thereto be served on the Defendants Mary Ann Hopper, Barbara M. Bundy and Blair Kreiger, their heirs, executors, administrators and assigns, by the Plaintiffs by advertisement requiring Defendant Blair Kreiger, his heirs, executors, administrators and assigns, to answer the said complaint within twenty (20) days from the date of this publication. For failure to comply, a judgment will be taken by application of Plaintiffs before the Court at a hearing to be held on April 9, 2002, at 1:30 P.M., at the Clearfield County Courthouse, Clearfield, Pennsylvania.

BELIN & KUBISTA, Attorneys at Law, 15 North Front Street, Clearfield, PA 16830 Attorneys for Plaintiff.

---

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

No. 2002-243-CD

GEORGE W. LONGS & SONS  
LUMBER COMPANY, and DONALD R.  
GARLOW and CAROL J. GARLOW, his  
wife, Plaintiffs, vs. Vera A. Smith, also  
known as Vera Smith, Clearfield Bank &  
Trust, Executor of the Estate of Lois D.  
McCorkle, Sylvia D. Turner, also known as  
Sylvia Diehl Turner, also known as Delores  
D. Turner, Donna Jean Diehl, also known  
as Donna J. Diehl, Thomas Hazelton, Mary  
Hazelton, Anna Hazelton Burns also known  
as Anna R. Burns, Isabelle R. Hazelton also  
known as Belle R. Hazelton, Jennie H.  
Diehl also known as Jennie Diehl, Irvin J.  
Hazelton also known as Irvin Hazelton,  
John Thomas Diehl, Jr., Lorraine Hazelton,  
their respective heirs, executors, adminis-

trators, successors and/or assigns,  
Defendants.

To Defendants, Thomas Hazelton, Mary Hazelton, Anna Hazelton Burns also known as Anna R. Burns, Isabelle R. Hazelton also known as Belle R. Hazelton, Jennie H. Diehl also known as Jennie Diehl, Irvin J. Hazelton also known as Irvin Hazelton, John Thomas Diehl, Jr., Lorraine Hazelton, their respective heirs, executors, administrators, successors and/or assigns, You are hereby notified that the above action has been commenced against you to quiet title all those certain pieces, parcels, tracts and lots of land lying and being situate in the Township of Chest, County of Clearfield and State of Pennsylvania, being more particularly bounded and described as follows:

No. 1 ALL that certain piece, parcel, tract and lot of land lying and being situate in the Township of Chest, County of Clearfield, Commonwealth of Pennsylvania being more particularly bounded and described as follows:

BEGINNING at an iron pin set in stones on the Westerly line of land now or formerly of Billy M. Morrison (Tax Parcel F17-17), being the Northeast corner of lands now or formerly of Thomas L. Hilliard (Tax Parcel F17-9), and being the Southeast corner of the herein described parcel (denominated as Lot 2 on the subdivision plan of the J. W. Hazelton Estate as recorded in Map Book 1773 on April 29, 1999 and Map Book 1800 on June 16, 1999); thence North 76 degrees 43' 18" West along the lands now or formerly of Thomas L. Hilliard for a distance of 760.42 feet to an iron pin in the centerline of SR 3014 (Black Elk Rod) leading from SR 3003 to Iriona; thence by and with the centerline of said road the following four courses and distances:

1. by a curve to the right having a radius of 1730.26 feet and an arc length of 68.53 feet to a railroad spike;

2. North 46 degrees 21' 30" East for a distance of 185.41 feet to a railroad spike;

3. by a curve to the left having a radius of 293.05 feet an arc length of 361.18 feet to a railroad spike;

4. North 32 degrees 17' 58" East for a distance of 136.07 feet to an iron pin;

Thence South 57 degrees 44' 00" East along a line of lands now or formerly of Carl C. Brink (Tax Parcel F17-4) for a distance of 02' 36" West along the line of lands now or formerly of Billy M. Morrison (Tax Parcel F17-17) for a distance of 629.20 feet to the point and place of beginning, said to contain 11.771 acres of land as shown on a draft of the survey completed March 18, 1999 by Dennis E. Sheehan, PLS.

UNDER AND SUBJECT to the exceptions, reservations, restrictions and conditions contained in prior deeds of

**ARTICLES OF INCORPORATION  
DOMESTIC NONPROFIT  
CORPORATION**

Notice is hereby given that Articles of Incorporation-Domestic Nonprofit Corporation were filed with the Department of State of the Commonwealth of Pennsylvania for the purpose of obtaining a Certificate of Incorporation of a proposed business corporation to be organized under the provisions of the Business Corporations Law of 1988. The name of the corporation is: CURRY RUN UNITED METHODIST CHURCH.

BENTZ LAW FIRM, P.C., The Washington Center Building, 680 Washington Road, Suite 200, Pittsburgh, PA 15228.

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

JON W. SWAN and WILLIAM B. SWAN, Plaintiffs vs. MARY ANN HOPPER, BARBARA M. BUNDY, And BLAIR KREIGER, their heirs, executors, administrators and assigns, Defendants.

No. 02-163-CD

**ACTION TO QUIET TITLE**  
TO: MARY ANN HOPPER, BARBARA M. BUNDY AND BLAIR KREIGER, THEIR HEIRS, SUCCESSORS, ADMINISTRATORS AND ASSIGNS:

**NOTICE**

IF YOU WISH TO DEFEND, YOU MUST ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY TO FILE YOUR DEFENSE OR OBJECTIONS IN WRITING WITH THE COURT. YOU ARE WARNED THAT IF YOU FAIL TO DO SO THE CASE MAY PROCEED WITHOUT YOU AND A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT FURTHER NOTICE FOR THE RELIEF REQUESTED BY THE PLAINTIFFS. YOU MAY LOSE MONEY OR PROPERTY OR OTHER RIGHTS IMPORTANT TO YOU. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Court Administrator, Clearfield County Courthouse, 1 North Second Street, Clearfield, PA 16830 (814) 765-2641 Ex. 5982.

You are hereby notified that an Action to Quiet Title to the following premises situate in the Township of Beccaria, Clearfield County, Pennsylvania, bounded and described as follows:

BEGINNING at a point, the northwest corner now or formerly of Weihe; thence South twenty-one (21) degrees thirty (30')

minutes West forty-five and two tenths (45.2) rods; and thence along line now or formerly of Kachelries South thirty-eight (38) degrees thirty (30) minutes West thirty-nine and seven tenths (39.7) rods to a point; thence North fifty (50) degrees West thirty-seven (37) rods to a point, on South Witmer Creek; thence in a Southerly direction along South Witmer Creek to a point; thence South sixty-nine and one half (69 1/2) degrees West one hundred eighty and six tenths (180.6) rods to the place of beginning. CONTAINING fifty (50) acres, more or less, and being part of larger tract known as the William Brady Tract.

**RESERVING AND EXCEPTING**, however, all of the coal, fire clay, limestone, iron ores and other minerals of whatever kind and nature, lying and being in, under and upon said piece of land with the right, liberty and privilege to enter and to dig, mine, take and carry the same away without any liability for injury which may happen to the buildings which are now erected or which may hereafter be erected thereon, or which may happen by any diversion of the waters in, on, through or under said piece of land from their natural course. Owner of minerals to have no right to use the surface of said piece of land for building purposes without the consent of the party of the second part. Provided, however, that buildings and structures may be erected thereon necessary for mining and removing the coal, and other minerals reserved, such as tipples, chutes, dumps, blacksmith, shop, mule barns, weigh scales and the like. Subject to reservation of exclusive privilege of hauling and removing all coal, fire clay, limestone, iron ores, and other minerals from other lands through the gangways, headings and openings, which is or they may make, drill or excavate in, under, over and through said piece of land.

**EXCEPTING AND RESERVING** all gas and oil underlying the herein described premises.

That the purposes of this Quiet Title Action include the following: to extinguish any interest that J. S. Reitz and A. H. Reitz may have had in the premises due to any lack of notice or any other defect of the Treasurer's sale of August 6, 1951, and the Commissioner's sale on October 5, 1964 referred to in Paragraphs 10 and 11 of the Complaint which are hereby incorporated by reference and made a part hereof, and to extinguish any interest or equity that J. S. Reitz and A. H. Reitz may have had in the premises following said tax sale; to extinguish any interest that A. H. Reitz may have had in the premises due to any lack of notice or any other defect of the Treasurer's sale of January 25, 1940 and the Commissioner's sale on April 11, 1943 referred to in Paragraphs 13 and 14 of the Complaint which are hereby incorporated by

set forth, you must take action within twenty (20) days by sending a written appearance personally or by attorney and filing in writing with the court your defense of objections to the claims set forth in the complaint. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you and a case may proceed without you and a money or property of the Plaintiff. You may lose the court without further notice for the relief requested by the Plaintiff. You may lose to your attorney or other rights important to you if you do not have a lawyer or cannot afford one. Go to our telephone office set forth below to find out where you can get legal help.

Clearfield County Courthouse, One North Second Street, Clearfield, PA 16830 (814) 765-2461.

NEUGEBAUER, SWOPE & SWOPE, Attorneys at Law, Law Building, 219 South Center Street, PO Box 270, Ebensburg, PA 15031.

No. 2 All that certain piece, parcel, convenience, tract and lot of land lying and being situated in the Township of Chest, County of Chester, Commonwealth of Pennsylvania being more particularly bounded and described as follows:

I certify that the address of the Plaintiff/Creditor is as follows:

George W. Long & Sons Lumber Company  
642 Walnut Hollow Road  
Patton, Pennsylvania 16668

Donald R. Garlow  
Carol J. Garlow  
441 Flanders Drive  
St. Louis, Missouri 03122

and that the name and address of the Defendants entitled to notice of entry of default judgment are as follows:

Sylvia D. Turner, a/k/a  
Sylvia Diehl Turner, a/k/a  
Delores D. Turner  
Box 402  
Hydre, PA 16843

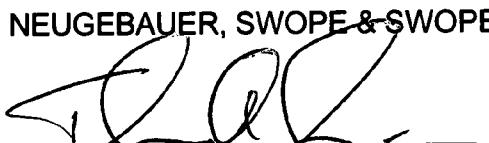
Donna Jean Diehl, a/k/a  
Donna J. Diehl  
829 South 4<sup>th</sup> Street  
Clearfield, PA 16830

Vera A. Smith, a/k/a  
Vera Smith  
311 Burton Street  
P. O. Box 285  
Bath, New York 14810

Clearfield Bank and Trust  
Executor of the Estate of  
Lois D. McCorkle  
11 North Second Street  
Clearfield, PA 16830

and that on May 30, 2002 a written notice of intention to file the within **PRAECIPE FOR DEFAULT JUDGMENT** in the form required by Pa. R.C.P. 237.1 (c) was mailed to the Defendants against whom the judgment is to be entered, and to their attorney of record, if any, this notice being sent after the default occurred and at least ten days prior to date of the filing of this **PRAECIPE FOR DEFAULT JUDGMENT**. A copy of the said notice, as mailed, is being filed along with this certification and **PRAECIPE FOR DEFAULT JUDGMENT**.

NEUGEBAUER, SWOPE & SWOPE

  
THOMAS A. SWOPE III, ESQUIRE  
Attorney for Plaintiff

GEORGE W. LONG & SONS LUMBER \* IN THE COURT OF COMMON PLEAS  
COMPANY, a Pennsylvania \* OF  
partnership and DONALD R. \* CLEARFIELD COUNTY, PENNSYLVANIA  
GARLOW and CAROL J. GARLOW, \*  
his wife, \* CIVIL ACTION - LAW  
\*  
vs. \* NO. 2002 - 243 CD  
Plaintiffs \*  
\* ACTION TO QUIET TITLE

VERA A. SMITH, a/k/a VERA SMITH \*  
CLEARFIELD BANK & TRUST, \*  
EXECUTOR of the ESTATE of LOIS \*  
D. MCCORKLE, SYLVIA D. TURNER, \*  
a/k/a SYLVIA DIEHL TURNER, \*  
a/k/a DELORES D. TURNER, DONNA \*  
JEAN DIEHL a/k/a DONNA J. DIEHL \*  
THOMAS HAZELTON, MARY HAZELTON, \*  
ANNA HAZELTON BURNS a/k/a ANNA \*  
R. BURNS, ISABELLE R. HAZELTON \*  
a/k/a BELLE R. HAZELTON, JENNIE \*  
H. DIEHL a/k/a JENNIE DIEHL, \*  
IRVIN J. HAZELTON a/k/a IRVIN \*  
HAZELTON, JOHN THOMAS DIEHL, JR \*  
LORAIN HAZELTON, their \*  
respective heirs, administrators \*  
executors, successors and/or \*  
assigns \*

Defendants \*

TO: Sylvia D. Turner  
a/k/a Sylvia Diehl Turner  
Box 402  
Hyde, Pennsylvania

Date: May 30, 2002

IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO 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 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.

SOUTHERN ALLEGHENYS LEGAL AID, INC.  
SUITE 400, FRANKLIN STREET  
225-227 FRANKLIN STREET  
JOHNSTOWN, PA 15901

GEORGE W. LONG & SONS LUMBER \* IN THE COURT OF COMMON PLEAS  
COMPANY, a Pennsylvania \* OF  
partnership and DONALD R. \* CLEARFIELD COUNTY, PENNSYLVANIA  
GARLOW and CAROL J. GARLOW, \*  
his wife, \* CIVIL ACTION - LAW  
\*  
vs. \* NO. 2002 - 243 CD  
Plaintiffs \*  
\* ACTION TO QUIET TITLE  
VERA A. SMITH, a/k/a VERA SMITH \*  
CLEARFIELD BANK & TRUST, \*  
EXECUTOR of the ESTATE of LOIS \*  
D. MCCORKLE, SYLVIA D. TURNER, \*  
a/k/a SYLVIA DIEHL TURNER, \*  
a/k/a DELORES D. TURNER, DONNA \*  
JEAN DIEHL a/k/a DONNA J. DIEHL \*  
THOMAS HAZELTON, MARY HAZELTON, \*  
ANNA HAZELTON BURNS a/k/a ANNA \*  
R. BURNS, ISABELLE R. HAZELTON \*  
a/k/a BELLE R. HAZELTON, JENNIE \*  
H. DIEHL a/k/a JENNIE DIEHL, \*  
IRVIN J. HAZELTON a/k/a IRVIN \*  
HAZELTON, JOHN THOMAS DIEHL, JR \*  
LORAIN HAZELTON, their \*  
respective heirs, administrators \*  
executors, successors and/or \*  
assigns \*  
\*  
Defendants \*

TO: Donna Jean Diehl  
a/k/a Donna J. Diehl  
829 South 4<sup>th</sup> Street  
Clearfield, PA 16830

Date: May 30, 2002

IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO 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 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.

SOUTHERN ALLEGHENYS LEGAL AID, INC.  
SUITE 400, FRANKLIN STREET  
225-227 FRANKLIN STREET  
JOHNSTOWN, PA 15901

GEORGE W. LONG & SONS LUMBER \* IN THE COURT OF COMMON PLEAS  
COMPANY, a Pennsylvania \* OF  
partnership and DONALD R. \* CLEARFIELD COUNTY, PENNSYLVANIA  
GARLOW and CAROL J. GARLOW, \*  
his wife, \* CIVIL ACTION - LAW  
\*  
vs. \* NO. 2002 - 243 CD  
Plaintiffs \*  
\* ACTION TO QUIET TITLE  
VERA A. SMITH, a/k/a VERA SMITH \*  
CLEARFIELD BANK & TRUST, \*  
EXECUTOR of the ESTATE of LOIS \*  
D. MCCORKLE, SYLVIA D. TURNER, \*  
a/k/a SYLVIA DIEHL TURNER, \*  
a/k/a DELORES D. TURNER, DONNA \*  
JEAN DIEHL a/k/a DONNA J. DIEHL \*  
THOMAS HAZELTON, MARY HAZELTON, \*  
ANNA HAZELTON BURNS a/k/a ANNA \*  
R. BURNS, ISABELLE R. HAZELTON \*  
a/k/a BELLE R. HAZELTON, JENNIE \*  
H. DIEHL a/k/a JENNIE DIEHL, \*  
IRVIN J. HAZELTON a/k/a IRVIN \*  
HAZELTON, JOHN THOMAS DIEHL, JR \*  
LORAIN HAZELTON, their \*  
respective heirs, administrators \*  
executors, successors and/or \*  
assigns \*  
\*  
Defendants \*

TO: Vera A. Smith  
311 Burton Street  
P. O. Box 285  
Bath, New York 14810

Date: May 30, 2002

IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO 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 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.

SOUTHERN ALLEGHENYS LEGAL AID, INC.  
SUITE 400, FRANKLIN STREET  
225-227 FRANKLIN STREET  
JOHNSTOWN, PA 15901

GEORGE W. LONG & SONS LUMBER \* IN THE COURT OF COMMON PLEAS  
COMPANY, a Pennsylvania \* OF  
partnership and DONALD R. \* CLEARFIELD COUNTY, PENNSYLVANIA  
GARLOW and CAROL J. GARLOW, \*  
his wife, \* CIVIL ACTION - LAW  
\*  
vs. \* NO. 2002 - 243 CD  
Plaintiffs \*  
\* ACTION TO QUIET TITLE

VERA A. SMITH, a/k/a VERA SMITH \*  
CLEARFIELD BANK & TRUST, \*  
EXECUTOR of the ESTATE of LOIS \*  
D. MCCORKLE, SYLVIA D. TURNER, \*  
a/k/a SYLVIA DIEHL TURNER, \*  
a/k/a DELORES D. TURNER, DONNA \*  
JEAN DIEHL a/k/a DONNA J. DIEHL \*  
THOMAS HAZELTON, MARY HAZELTON, \*  
ANNA HAZELTON BURNS a/k/a ANNA \*  
R. BURNS, ISABELLE R. HAZELTON \*  
a/k/a BELLE R. HAZELTON, JENNIE \*  
H. DIEHL a/k/a JENNIE DIEHL, \*  
IRVIN J. HAZELTON a/k/a IRVIN \*  
HAZELTON, JOHN THOMAS DIEHL, JR \*  
LORAIN HAZELTON, their \*  
respective heirs, administrators \*  
executors, successors and/or \*  
assigns \*

Defendants \*

TO: Clearfield Bank & Trust, Executor  
of the Estate of Lois D. McCorkle  
11 North Second Street  
Clearfield, PA 16830

Date: May 30, 2002

IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO 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 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.

SOUTHERN ALLEGHENYS LEGAL AID, INC.  
SUITE 400, FRANKLIN STREET  
225-227 FRANKLIN STREET  
JOHNSTOWN, PA 15901

<b>CERTIFICATE OF MAILING</b>	
U.S. POSTAL SERVICE MAY BE USED FOR DOMESTIC AND INTERNATIONAL MAIL, DOES NOT PROVIDE FOR INSURANCE—POSTMASTER	
Received From:	
NEUGEBAUER, SWOPE & SWOPE	
P. O. BOX 270	
EBENSBURG, PA 15931	
One piece of ordinary mail addressed to:	
VERA A. SMITH	
311 Burton Street	
P. O. Box 285	
Bath, New York 14810	

PS Form 3817, Mar. 1989



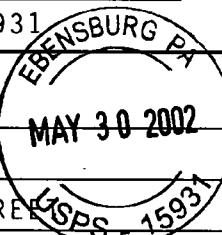
<b>CERTIFICATE OF MAILING</b>	
U.S. POSTAL SERVICE MAY BE USED FOR DOMESTIC AND INTERNATIONAL MAIL, DOES NOT PROVIDE FOR INSURANCE—POSTMASTER	
Received From:	
NEUGEBAUER, SWOPE & SWOPE	
P. O. BOX 270	
EBENSBURG, PA 15931	
One piece of ordinary mail addressed to:	
Clearfield Bank & Trust	
Exec of Est of Lois D. McCormick	
11 North Second Street	
Clearfield, PA 16830	



PS Form 3817, Mar. 1989

<b>CERTIFICATE OF MAILING</b>	
MAY BE USED FOR DOMESTIC AND INTERNATIONAL MAIL, DOES NOT PROVIDE FOR INSURANCE—POSTMASTER	
Received From:	
NEUGEBAUER, SWOPE & SWOPE	
P. O. BOX 270	
EBENSBURG, PA 15931	
One piece of ordinary mail addressed to:	
DONNA JEAN DIEHL	
DONNA J. DIEHL	
829 SOUTH 4th STREET	
CLEARFIELD, PA 16830	

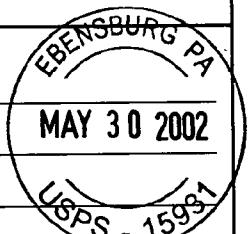
Affix fee here in stamps  
or meter postage and  
of int  
193 1471 \$ 00.750 PB8657864  
15931 MAY 30 02  
7378 EBENSBURG PA  
Po fei  
United States Post Office  
EPENSBURG PA



PS Form 3817, Mar. 1989

<b>CERTIFICATE OF MAILING</b>	
MAY BE USED FOR DOMESTIC AND INTERNATIONAL MAIL, DOES NOT PROVIDE FOR INSURANCE—POSTMASTER	
Received From:	
NEUGEBAUER, SWOPE & SWOPE	
P. O. BOX 270	
EBENSBURG, PA 15931	
One piece of ordinary mail addressed to:	
Sylvia D. Turner	
Sylvia Diehl Turner	
Box 402	
Hyde, PA 16843	

Affix fee here in stamps  
or meter postage and  
of int  
193 1471 \$ 00.750 PB8657864  
15931 MAY 30 02  
7378 EBENSBURG PA  
Po fei  
United States Post Office  
EPENSBURG PA



PS Form 3817, Mar. 1989