

02-276-CD
WASHINGTON MUTUAL BANK, F.A. -vs- BENJAMIN J. LOOMIS

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

WASHINGTON MUTUAL BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS

TYPE OF PLEADING

Defendant.

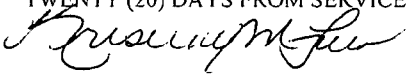
CIVIL ACTION-COMPLAINT
IN MORTGAGE FORECLOSURE

TO DEFENDANT

FILED ON BEHALF OF PLAINTIFF:

You are hereby notified to plead
to the ENCLOSED COMPLAINT WITHIN
TWENTY (20) DAYS FROM SERVICE HEREOF

Washington Mutual Bank, F.A.



ATTORNEY FOR PLAINTIFF

COUNSEL OF RECORD FOR THIS
PARTY:

I HEREBY CERTIFY THAT THE ADDRESS
OF THE PLAINTIFF IS:
75 Fairway Drive
Vernon Hills, IL 60061

Kristine M. Faust, Esquire
Pa. I.D. #77991

AND THE DEFENDANT IS:
Rr 2 Box 67
DuBois, PA 15801

GRENNEN & BIRSIC, P.C.
One Gateway Center
9 West
Pittsburgh, PA 15222
(412) 281-7650



ATTORNEY FOR PLAINTIFF

CERTIFICATE OF LOCATION
I HEREBY CERTIFY THAT THE LOCATION OF
THE REAL ESTATE AFFECTED BY THIS LIEN IS
R.d. #2, Box 67

Township of Dandy
(CITY, BORO, TOWNSHIP) (WARD)



ATTORNEY FOR PLAINTIFF

FILED

FEB 27 2002

m11:15/ atty Faust pd \$80.00

 William A. Shaw.
Prothonotary

1cc Shuigg

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

WASHINGTON MUTUAL BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.:

vs.

BENJAMIN J. LOOMIS

Defendant.

NOTICE TO DEFEND

You have been sued in court. If you wish to defend against the claim 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 SHOULD NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

DAVID S. MEHOLICK, COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
230 EAST MARKET STREET
CLEARFIELD, PA 16830
(814) 765-2641 x5982

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

WASHINGTON MUTUAL BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.:

vs.

BENJAMIN J. LOOMIS

Defendant.

CIVIL ACTION - COMPLAINT IN MORTGAGE FORECLOSURE

Washington Mutual Bank, F.A., by its attorneys, Grenen & Birsic, P.C., files this
Complaint in Mortgage Foreclosure as follows:

1. The Plaintiff is Washington Mutual Bank, F.A., which has its principal place of business at 75 Fairway Drive, Vernon Hills, IL 60061 and is authorized to do business in the Commonwealth of Pennsylvania.

2. The Defendant, Benjamin J. Loomis, is an individual residing within the Commonwealth of Pennsylvania, whose last known address is Rr 2 Box 67, DuBois, PA 15801.

3. On or about November 12, 1999, Defendant executed a Note in favor of Towne & Country Mortgage Corp. in the original principal amount of \$47,430.00.

4. On or about November 12, 1999, as security for payment of the aforesaid Note, Defendant made, executed and delivered to Towne & Country Mortgage Corp. a Mortgage in the original principal amount of \$47,430.00 on the premises hereinafter described, said

Mortgage being recorded in the Office of the Recorder of Deeds of Clearfield County on November 17, 1999 at Instrument Number 199919007. A true and correct copy of a description of the premises subject to said Mortgage is marked Exhibit "A", attached hereto and made a part hereof.

5. Towne & Country Mortgage Corp. assigned the aforesaid Mortgage and Note to Plaintiff pursuant to the terms of a certain Assignment of Mortgage.

6. Defendant is the record and real owner of the aforesaid mortgaged premises.

7. Defendant is in default under the terms of the aforesaid Mortgage and Note for, inter alia, failure to pay the monthly installments of principal and interest when due. Defendant is due for the August 1, 2001 payment.

8. On or about January 24, 2002, Defendant was mailed a combined Act 91 and Act 6 Notice, in compliance with the Homeowner's Emergency Mortgage Assistance Act, Act 91 of 1983 and Act 6 of 1974, 41 P.S. §101, et seq.

9. The amount due and owing Plaintiff by Defendant is as follows:

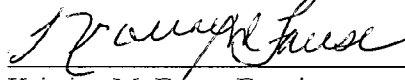
Principal	\$46,843.59
Interest through 2/1/02	\$ 2,322.67
Late Charges through 2/1/02	\$ 0.00
Escrow Deficiency through 2/1/02	\$ 298.65
Attorney's fees	\$ 850.00
Title Search, Foreclosure and Execution Costs	<u>\$ 1,500.00</u>
TOTAL	\$51,814.91

WHEREFORE, Plaintiff demands judgment in mortgage foreclosure for the amount due of \$51,814.91 with interest thereon at the rate of \$11.06 per diem from February 1, 2002, and additional late charges, additional reasonable and actually incurred attorney's fees, plus costs

(including increases in escrow deficiency) and for foreclosure and sale of the mortgaged premises.

GRENN & BIRSIC, P.C.

BY:

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

Kristine M. Faust, Esquire
Attorneys for Plaintiff
One Gateway Center, Nine West
Pittsburgh, PA 15222
(412) 281-7650

**THIS IS AN ATTEMPT TO COLLECT A DEBT, AND ANY INFORMATION
OBTAINED WILL BE USED FOR THAT PURPOSE.**

EXHIBIT A

ALL

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

BEGINNING at an iron pin in the center line of Hill Road where the Dixon Road intersects the same, said corner being the Southeast corner of 61.5 acre tract now or formerly of F. M. and Martha Shrauger; thence North 83° 20' West, 71.27 feet to an iron pin in the center line of the Dixon Road; thence North 8° 40' West 137.35 feet to an iron pin; thence North 45° 13' East 92.43 feet to an iron pin in the center line of the Hill Road; thence South 16° 03' East 95.36 feet to an iron pin in the center of the road; thence South 6° 14' West 117.48 feet to the place of beginning.

CONTAINING 13,948 square feet, including right of way.

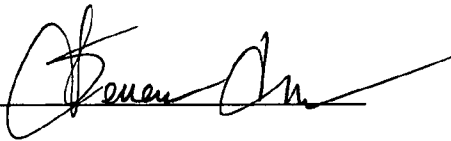
EXCEPTING and RESERVING all coal, oil, gas and minerals, as excepted and reserved in prior instruments of record.

UNDER and SUBJECT to all restrictions, conditions, covenants, easements or rights of way which are set forth in prior deeds or instruments of record.

BEING the same property which DAVID A. KNESS and LINDA E. KNESS, husband and wife, by their deed dated August 19, 1982 and recorded August 20, 1982 in the Recorder's Office of Clearfield County, Pennsylvania in Deed Book Volume 848, page 544, granted and conveyed to LINDA E. KNESS, the Grantor herein.

VERIFICATION

The undersigned, and duly authorized representative of Plaintiff, deposes and says subject to the penalties of 18 Pa. C.S.A. §4904 relating to unsworn falsification to authorities that the facts set forth in the foregoing Complaint are true and correct to his information and belief.



A handwritten signature in black ink, appearing to read "Steven M.", is written over a horizontal line.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

WASHINGTON MUTUAL BANK, F.A.

CIVIL DIVISION

Plaintiff,

Vs.

NO.:02-276-CD

BENJAMIN J. LOOMIS

ANSWER TO COMPLAINT

Defendant.

CIVIL ACTION – COMPLAINT IN MORTGAGE FORECLOSURE

Benjamin J. Loomis files this response to complaint, filed by Washington Mutual Bank, F.A., in Mortgage Foreclosure as follows:

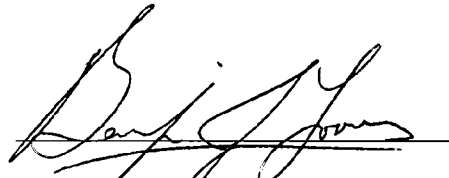
1. The Plaintiff is Washington Mutual Bank, F.A., which has its principal place of business at 75 Fairway Drive, Vernon Hills, IL 60061 and is authorized to do business in the Commonwealth of Pennsylvania.
2. The Defendant, Benjamin J. Loomis, is an individual residing within the Commonwealth of Pennsylvania, whose last known address is Rr 2 Box 67, DuBois, PA 15801.

FILED

APR 10 2002

William A. Shaw
Prothonotary

3. On or about November 12, 1999, Defendant executed a Note in favor of Towne & Country Mortgage Corp. in the original principal amount of \$47,430.00.
4. On or about November 12, 1999, as security for payment of the aforesaid Note, Defendant made, executed and delivered to Towne & Country Mortgage Corp. a Mortgage in the original principal amount of \$47,430.00 on the premises hereinafter described, said Mortgage being recorded in the Office of the Recorder of Deeds of Clearfield County on November 17, 1999 at Instrument Number 199919007.
5. Towne & Country Mortgage Corp. assigned the aforesaid Mortgage and Note to Plaintiff pursuant to the terms of a certain Assignment of Mortgage.
6. Defendant is the record and real owner of the aforesaid mortgaged premises.
7. Defendant denies being in default under the terms of the aforesaid Mortgage and Note for, inter alia, failure to pay the monthly installments of principal and interest when due. Defendant wants strict proof of being due for payment from August 1, 2001.
8. On or about January 30, 2002, Defendant did receive a combined Act 91 and Act 6 Notice, in compliance with the Homeowner's Emergency Mortgage Assistance Act, Act 91 of 1983 and Act 6 of 1974, 41 P.S. §101, et seq.
9. Defendant denies owing Plaintiff a Total of \$51,814.91.



Benjamin J. Loomis

FILED

APR 10 2002

0/2:58 p.m.

William A. Shaw
Prothonotary

2 cc to Defendant



In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 12174

WASHINGTON MUTUAL BANK

02-276-CD

VS.

LOOMIS, BENJAMIN J.

COMPLAINT IN MORTGAGE FORECLOSURE

SHERIFF RETURNS

NOW MARCH 11, 2002 AT 2:26 PM EST SERVED THE WITHIN COMPLAINT IN
MORTGAGE FORECLOSURE ON BENJAMIN J. LOOMIS, DEFENDANT AT
RESIDENCE, RR#2 BOX 67, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY
HANDING TO BENJAMIN J. LOOMIS A TRUE AND ATTESTED COPY OF THE
ORIGINAL COMPLAINT IN MORTGAGE FORECLOSURE AND MADE KNOWN TO
HIM THE CONTENTS THEREOF.
SERVED BY: COUDRIET

Return Costs

Cost	Description
31.03	SHFF. HAWKINS PAID BY: ATTY
10.00	SURCHARGE PAID BY: ATTY.

FILED

MAY 02 2002
014:00
William A. Shaw
Prothonotary

Sworn to Before Me This

2nd Day Of May 2002
William A. Shaw

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

So Answers,

Chester A. Hawkins
by Mauley Hamer
Chester A. Hawkins
Sheriff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL BANK, F.A.,

Plaintiff,

vs.

BENJAMIN J. LOOMIS,

Defendant.

) CIVIL DIVISION

)

) NO.: 02-276-CD

)

) **TYPE OF PLEADING:**

)

) **Praeceptum for Argument**

)

) FILED ON BEHALF OF PLAINTIFF:

)

) Washington Mutual Bank, F.A.

)

) COUNSEL OF RECORD FOR THIS
) PARTY:

)

) Mary D. Grenen, Esquire

) Pa. I.D. #52698

)

) GRENEN & BIRSIC, P.C.

) One Gateway Center

) Nine West

) Pittsburgh, PA 15222

) (412) 281-7650

)

COUNSEL OF RECORD FOR DEFENDANT:

Benjamin J. Loomis, *Pro Se*
RR2 Box 67
DuBois, PA 15801

FILED

MAY 31 2002

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

PRAECIPE FOR ARGUMENT

TO: PROTHONOTARY

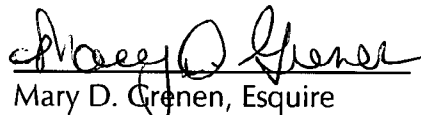
SIR:

Kindly schedule the Motion for Summary Judgment filed by Plaintiff in the above-captioned matter for argument.

Respectfully submitted,

GRENN & BIRSIC, P.C.

BY:



Mary D. Grenen, Esquire

Pa. I.D. #52698

Attorneys for Plaintiff

One Gateway Center

Nine West

Pittsburgh, PA 15222


(412) 281-7650

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Praeceptum for Argument was served via United States First Class Mail, postage prepaid, this 21st day of May, 2002, upon the following:

Benjamin J. Loomis, *Pro Se*
RR2 Box 67
DuBois, PA 15801

GRENN & BIRSIC, P.C.

By: 
Mary D. Grenn, Esquire
Pa. I.D. #52698
Attorneys for Plaintiff
One Gateway Center
Nine West
Pittsburgh, PA 15222
(412) 281-7650

FILED

MAY 11 11:47 AM
MAY 31 2002

William A. Shaw
Prothonotary

cc
[Signature]

67

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL BANK, F.A.,

Plaintiff,

vs.

BENJAMIN J. LOOMIS

Defendant.

) CIVIL DIVISION

)

)

) NO.:02-276-CD

)

)

) **TYPE OF PLEADING**

)

) **MOTION FOR SUMMARY JUDGMENT**

) (Mortgage Foreclosure)

)

)

) **FILED ON BEHALF OF PLAINTIFF:**

)

) Washington Mutual Bank, F.A.

)

)

) **COUNSEL OF RECORD FOR THIS**

) **PARTY:**

)

) Mary D. Grenen, Esquire

) Pa. I.D. #52698

)

) GRENEN & BIRSIC, P.C.

) One Gateway Center

) Nine West

) Pittsburgh, PA 15222

) (412) 281-7650

COUNSEL FOR DEFENDANT:

Benjamin J. Loomis, *Pro Se*

RR2 Box 67

DuBois, PA 15801

FILED

MAY 31 2002

01232/noc

William A. Shaw

Prothonotary

825

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL BANK, F.A., CIVIL DIVISION

Plaintiff,

NO.:02-276-CD

vs.

BENJAMIN J. LOOMIS

Defendant.

MOTION FOR SUMMARY JUDGMENT

AND NOW, comes WASHINGTON MUTUAL BANK, F.A. (hereinafter "Plaintiff"), by its attorneys, Grenen & Birsic, P.C., and files the following Motion for Summary Judgment:

1. Plaintiff commenced the above-captioned action by filing a Complaint in Mortgage Foreclosure on February 27, 2002.

2. In its Complaint, Plaintiff alleges that Defendant, BENJAMIN J. LOOMIS (hereinafter "Defendant"), is in default under the terms of a Promissory Note dated November 12, 1999 in favor of Plaintiff's assignee in the original principal amount of \$47,430.00 (hereinafter "Note") and a Mortgage securing said Note on real property and improvements thereon commonly known as R.D. #2, Box 67, DuBois, Pennsylvania, 15801 (hereinafter "Premises").

3. On or about April 12, 2002, Defendant filed an Answer to Plaintiff's Complaint in Mortgage Foreclosure (hereinafter "Answer").

4. In his Answer the Defendant admits the following relevant material facts :

- a) Defendant executed the Note;
- b) Defendant executed the Mortgage which was recorded in the Office of the Recorder of Deeds of Clearfield County;
- c) Defendant is the record and real owner of the Premises;
- d) Plaintiff has made demand for payment upon Defendant;
- e) Plaintiff mailed to Defendant a combined Notice of Intention to Foreclose Mortgage in compliance with Act 6 of 1974 and Notice of Homeowners' Emergency Mortgage Assistance Act of 1983, in compliance with the Homeowners' Emergency Mortgage Assistance Act, Act 91 of 1983.

5. Defendant denies however that he is in default and the amount set forth as due and owing.

6. However, Plaintiff has filed a sworn Affidavit which is attached hereto as Exhibit "A". In the Affidavit, an authorized representative of Plaintiff certifies that the Defendant is in default under the terms of the Note and Mortgage. The testimony is based on the Loan History Report which is a business record of Plaintiff maintained in the regular course of business.

7. According to the Loan History Report, the amount due and owing by Defendant to Plaintiff is as follows:

Principal	\$	46,843.59
Interest through 02/01/02	\$	2,322.67
Late Charges through 02/01/02	\$	0.00
Escrow Deficiency through 02/01/02	\$	298.65
Attorneys' Fees	\$	1,650.00
Title Search, Foreclosure and Execution Costs	\$	<u>1,500.00</u>
TOTAL	\$	52,614.91

for a total of **\$52,614.91** with interest thereon at the rate of **\$11.06** per diem from February 1, 2002 plus additional late charges, attorneys' fees and costs.

8. Defendant has failed to make payments when due under the terms of the Note and Mortgage, failed to cure the default after being placed on notice and lacks any evidence to support his contentions.

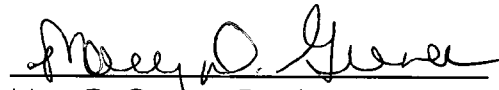
9. Defendant has failed to raise a genuine issue of material fact in his Answer and has failed to offer any evidence to support his alleged defenses which are insufficient as a matter of law to defeat summary judgment.

WHEREFORE, Plaintiff respectfully requests this Honorable Court grant its Motion for Summary Judgment and enter judgment in its favor and against Defendant, BENJAMIN J. LOOMIS, in the amount of \$52,614.91 with interest thereon at the rate of \$11.06 per diem from February 1, 2002, plus additional late charges, attorneys' fees and costs and for foreclosure and sale of the Mortgaged Premises.

Respectfully submitted,

GRENN & BIRSIC, P.C.

By:



Mary D. Grenen, Esquire

Pa. I.D. #52698

Attorneys for Plaintiff

One Gateway Center

Nine West

Pittsburgh, PA 15222

(412) 281-7650

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL BANK, F.A.,	) CIVIL DIVISION
)
Plaintiff,)
	) NO.:02-276-CD
vs.)
)
BENJAMIN J. LOOMIS	) TYPE OF PLEADING
)
Defendant.	) AFFIDAVIT IN SUPPORT OF MOTION
	) FOR SUMMARY JUDGMENT
	) (Mortgage Foreclosure)
)
)
	) FILED ON BEHALF OF PLAINTIFF:
)
	) Washington Mutual Bank, F.A.
)
)
	) COUNSEL OF RECORD FOR THIS
	) PARTY:
)
	) Mary D. Grenen, Esquire
	) Pa. I.D. #52698
)
	) GRENEN & BIRSIC, P.C.
	) One Gateway Center
	) Nine West
	) Pittsburgh, PA 15222
	) (412) 281-7650

EXHIBIT "A"

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL BANK, F.A., CIVIL DIVISION

Plaintiff,

NO.:02-276-CD

vs.

BENJAMIN J. LOOMIS

Defendant.

AFFIDAVIT IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT

The undersigned, a duly authorized representative of Plaintiff, being first duly sworn, states of my own personal knowledge that:

1. I am a duly authorized representative of Plaintiff in the above-captioned matter.
2. This action was brought to foreclose on a Mortgage which secures a Promissory Note.
3. Defendant is in default under the terms of the Note and Mortgage for, among other reasons, failure to pay the monthly installments of principal and interest when due.
4. The Loan History Report with respect to the loan upon which Plaintiff requests judgment in mortgage foreclosure against the Defendant is a business record of Plaintiff, maintained in the regular course of business. The Loan History Report reflects all of the payments made on the account, along with the corresponding balances, and accurately reflects the amounts due and owing by Defendant. Attached hereto as Exhibit "1" is a true and correct copy of the Loan History Report.

5. After allowing Defendant all proper deductions, credits and set-offs, the following is an itemization of the amount due and owing by Defendant to Plaintiff.

Principal	\$	46,843.59
Interest through 02/01/02	\$	2,322.67
Late Charges through 02/01/02	\$	0.00
Escrow Deficiency through 02/01/02	\$	298.65
Attorneys' Fees	\$	1,650.00
Title Search, Foreclosure and Execution Costs	\$	<u>1,500.00</u>
TOTAL	\$	52,614.91


for a total of \$52,614.91 with interest thereon at the rate of \$11.06 per diem from February 1, 2002 plus additional late charges, attorneys' fees and costs.

By:


Name: Wendy Winiarski
Title: Foreclosure Specialist

SWORN TO AND SUBSCRIBED BEFORE ME

THIS _____ DAY OF _____, 2002.


Notary Public (SEAL)

My Commission Expires:

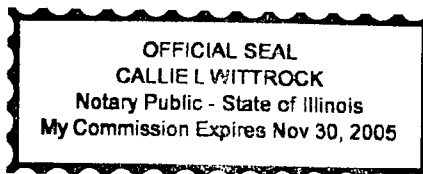


EXHIBIT "1"

CUSTOMER ACCOUNT ACTIVITY STATEMENT

REQ BY WWW DATE 05/23/02
PAGE 1

LOAN NUMBER: 5744069252

----- CURRENT ACCOUNT INFORMATION -----

DATE	TOTAL	PRINCIPAL	LOAN	CURRENT	
PAYMENT	PAYMENT	& INTEREST	INTEREST	PRINCIPAL	ESCROW
DUE	AMOUNT	PAYMENT	RATE	BALANCE	BALANCE
08-01-01	472.54	364.70	8.50000	46,843.59	518.83-

ACTIVITY FOR PERIOD 01/02/70 - 05/22/02				
PROCESS	DUE	TRANSACTION	TRANSACTION	EFFECTIVE DATE
DATE	DATE	CODE	DESCRIPTION	OF TRANSACTION

TRANSACTION AMOUNT	PRIN. PAID/ BALANCE	INTEREST	ESCROW PAID/ BALANCE	OTHER AMOUNT	CODE/DESCRIPTION
05-20-02 00-00	632	STATUTORY EXPENSES			
80.00	0.00	0.00	0.00		
05-20-02 00-00	632	STATUTORY EXPENSES			
85.00	0.00	0.00	0.00		
05-20-02 00-00	632	STATUTORY EXPENSES			
125.00	0.00	0.00	0.00		
05-20-02 00-00	630	ATTORNEY ADVANCES			
850.00	0.00	0.00	0.00		
05-16-02 08-01	152	LATE CHARGE ASSESSMENT			
0.00	0.00	0.00	0.00	19.23-1	LATE CHARGE
04-16-02 08-01	152	LATE CHARGE ASSESSMENT			
0.00	0.00	0.00	0.00	19.23-1	LATE CHARGE
04-15-02 04-02	313	TAX DISBURSEMENT			
235.68-	0.00	0.00	235.68-		
			518.83-		
					NEW PRINCIPAL/ESCROW BALANCES
04-15-02 08-01	161	ESCROW ADVANCE			
235.68	0.00	0.00	235.68		
03-18-02 08-01	152	LATE CHARGE ASSESSMENT			
0.00	0.00	0.00	0.00	19.23-1	LATE CHARGE
02-19-02 00-00	633	MISC. F/C AND B/R EXPENSES			
125.00	0.00	0.00	0.00		
02-18-02 08-01	152	LATE CHARGE ASSESSMENT			
0.00	0.00	0.00	0.00	19.23-1	LATE CHARGE

WASHINGTON MUTUAL
CUSTOMER SERVICE DEPARTMENT
P. O. BOX 1093
NORTHRIDGE, CA 91328-1093

CUSTOMER ACCOUNT ACTIVITY STATEMENT

DATE 05/23/02
PAGE 2

REQ BY WWW

BENJAMIN J LOOMIS
LOAN NUMBER: 5744069252

ACTIVITY FOR PERIOD 01/02/70 - 05/22/02						
PROCESS DATE	DUE DATE	TRANSACTION CODE	TRANSACTION DESCRIPTION	EFFECTIVE DATE OF TRANSACTION		
TRANSACTION AMOUNT	PRIN. BALANCE	PAID/ INTEREST	ESCROW PAID/ BALANCE	-----OTHER----- AMOUNT CODE/DESCRIPTION		
01-23-02	08-01	173	PAYMENT			
0.00	0.00	0.00	0.00	62.00 Z APS FEE		
				62.00- SUSPENSE		
01-23-02	08-01	173	PAYMENT			
0.00	0.00	0.00	0.00	15.70 5 BPO FEES		
				15.70- SUSPENSE		
01-23-02	08-01	168	REPAY OF ESCROW ADVANCE			
0.00	0.00	0.00	97.08-	97.08 ADVANCE REFUND		
01-23-02	08-01	173	PAYMENT			
0.00	0.00	0.00	97.08	75.93 1 LATE CHARGE		
				173.01- SUSPENSE		
			283.15-	NEW PRINCIPAL/ESCROW BALANCES		
01-16-02	08-01	152	LATE CHARGE ASSESSMENT			
0.00	0.00	0.00	0.00	19.23-1 LATE CHARGE		
12-17-01	08-01	152	LATE CHARGE ASSESSMENT			
0.00	0.00	0.00	0.00	18.90-1 LATE CHARGE		
11-30-01	08-01	161	ESCROW ADVANCE			
356.00	0.00	0.00	356.00			
11-29-01	12-01	351	HAZARD INSURANCE DISBURSEMENT			
356.00-	0.00	0.00	356.00-			
			380.23-	NEW PRINCIPAL/ESCROW BALANCES		
11-16-01	08-01	152	LATE CHARGE ASSESSMENT			
0.00	0.00	0.00	0.00	18.90-1 LATE CHARGE		
10-16-01	08-01	152	LATE CHARGE ASSESSMENT			
0.00	0.00	0.00	0.00	18.90-1 LATE CHARGE		
09-24-01	08-01	173	PAYMENT			
0.00	0.00	0.00	0.00	18.90 1 LATE CHARGE		
				18.90- SUSPENSE		
09-14-01	08-01	161	ESCROW ADVANCE			
24.23	0.00	0.00	24.23			
09-13-01	09-01	314	LIEN DISBURSEMENT			
760.48-	0.00	0.00	760.48-			
			24.23-	NEW PRINCIPAL/ESCROW BALANCES		
08-28-01	08-01	173	PAYMENT			
0.00	0.00	0.00	0.00	7.85 8 PROPERTY INSPECTION		
				7.85- SUSPENSE		

WASHINGTON MUTUAL
 CUSTOMER SERVICE DEPARTMENT
 P. O. BOX 1093
 NORTHRIDGE, CA 91328-1093

CUSTOMER ACCOUNT ACTIVITY STATEMENT

DATE 05/23/02
 PAGE 3

REQ BY WWW

BENJAMIN J LOOMIS
 LOAN NUMBER: 5744069252

ACTIVITY FOR PERIOD 01/02/70 - 05/22/02						
PROCESS DATE	DUE DATE	TRANSACTION CODE	TRANSACTION DESCRIPTION		EFFECTIVE DATE OF TRANSACTION	
TRANSACTION AMOUNT	PRIN. BALANCE	PAID/ INTEREST	ESCROW PAID/ BALANCE	-----OTHER----- AMOUNT CODE/DESCRIPTION		
08-27-01	07-01	173	PAYMENT			
750.00	32.66	332.04	107.84	277.46	SUSPENSE	
	46,843.59		736.25		NEW PRINCIPAL/ESCROW BALANCES	
07-16-01	07-01	152	LATE CHARGE ASSESSMENT			
0.00	0.00	0.00	0.00	18.90-1	LATE CHARGE	
06-18-01	07-01	173	PAYMENT			
10.00	0.00	0.00	0.00	10.00	E ASSUMPTION PKG FEE	
06-18-01	06-01	172	PAYMENT			
472.54	32.43	332.27	107.84			
	46,876.25		628.41		NEW PRINCIPAL/ESCROW BALANCES	
05-31-01	05-01	173	PAYMENT			
0.00	32.20	332.50	107.84	472.54-	SUSPENSE	
	46,908.68		520.57		NEW PRINCIPAL/ESCROW BALANCES	
05-30-01	05-01	173	PAYMENT			
14.00	0.00	0.00	0.00	14.00	E ASSUMPTION PKG FEE	
05-30-01	05-01	172	PAYMENT			
97.80	0.00	0.00	0.00	97.80	SUSPENSE	
05-30-01	04-01	172	PAYMENT			
472.54	31.98	332.72	107.84			
	46,940.88		412.73		NEW PRINCIPAL/ESCROW BALANCES	
05-22-01	04-01	173	PAYMENT			
0.00	0.00	0.00	0.00	18.90	1 LATE CHARGE	
				18.90-	SUSPENSE	
05-16-01	04-01	152	LATE CHARGE ASSESSMENT			
0.00	0.00	0.00	0.00	18.90-1	LATE CHARGE	
04-19-01	04-01	173	PAYMENT			
0.00	0.00	0.00	0.00	18.90	1 LATE CHARGE	
				18.90-	SUSPENSE	
04-16-01	04-01	152	LATE CHARGE ASSESSMENT			
0.00	0.00	0.00	0.00	18.90-1	LATE CHARGE	
04-02-01	04-01	313	TAX DISBURSEMENT			
226.79-	0.00	0.00	226.79-			
			304.89		NEW PRINCIPAL/ESCROW BALANCES	
04-02-01	04-01	172	PAYMENT			
412.54	0.00	0.00	0.00	412.54	SUSPENSE	

WASHINGTON MUTUAL
CUSTOMER SERVICE DEPARTMENT
P. O. BOX 1093
NORTHRIDGE, CA 91328-1093

CUSTOMER ACCOUNT ACTIVITY STATEMENT

DATE 05/23/02
PAGE 4

REQ BY WWW

BENJAMIN J LOOMIS
LOAN NUMBER: 5744069252

ACTIVITY FOR PERIOD 01/02/70 - 05/22/02						
PROCESS DATE	DUE DATE	TRANSACTION CODE	TRANSACTION DESCRIPTION	EFFECTIVE DATE OF TRANSACTION		

TRANSACTION AMOUNT	PRIN. BALANCE	PAID/ INTEREST	ESCROW PAID/ BALANCE	-----OTHER----- AMOUNT CODE/DESCRIPTION		

03-02-01	04-01	175	PRINCIPAL PAYMENT			
2.84	2.84	0.00	0.00			
	46,972.86					NEW PRINCIPAL/ESCROW BALANCES
03-02-01	03-01	172	PAYMENT			
466.14	31.73	332.97	101.44			
	46,975.70		531.68			NEW PRINCIPAL/ESCROW BALANCES
02-13-01	03-01	173	PAYMENT			
0.00	0.00	0.00	0.00	2.84	5	BPO FEES
				2.84-		SUSPENSE
02-12-01	03-01	173	PAYMENT			
10.00	0.00	0.00	0.00	10.00	E	ASSUMPTION PKG FEE
02-12-01	03-01	172	PAYMENT			
5.01	0.00	0.00	0.00	5.01	5	BPO FEES
02-12-01	02-01	172	PAYMENT			
466.14	31.51	333.19	101.44			
	47,007.43		430.24			NEW PRINCIPAL/ESCROW BALANCES
02-06-01	01-01	173	PAYMENT			
0.00	31.29	333.41	101.44	466.14-		SUSPENSE
	47,038.94		328.80			NEW PRINCIPAL/ESCROW BALANCES
02-06-01	01-01	173	PAYMENT			
0.00	0.00	0.00	0.00	151.06	1	LATE CHARGE
				151.06-		SUSPENSE
02-06-01	01-01	173	PAYMENT			
0.00	0.00	0.00	0.00	31.40	5	BPO FEES
				31.40-		SUSPENSE
02-05-01	01-01	173	PAYMENT			
14.00	0.00	0.00	0.00	14.00	E	ASSUMPTION PKG FEE
02-05-01	01-01	172	PAYMENT			
417.72	0.00	0.00	0.00	417.72		SUSPENSE
02-05-01	12-00	172	PAYMENT			
0.00	31.07	333.63	101.44			
	47,070.23		227.36			NEW PRINCIPAL/ESCROW BALANCES
02-05-01	11-00	172	PAYMENT			
932.28	30.85	333.85	101.44			
	47,101.30		125.92			NEW PRINCIPAL/ESCROW BALANCES

WASHINGTON MUTUAL
CUSTOMER SERVICE DEPARTMENT
P. O. BOX 1093
NORTHRIDGE, CA 91328-1093

CUSTOMER ACCOUNT ACTIVITY STATEMENT

DATE 05/23/02
PAGE 5

REQ BY WWW

BENJAMIN J LOOMIS
LOAN NUMBER: 5744069252

ACTIVITY FOR PERIOD 01/02/70 - 05/22/02						
PROCESS DATE	DUE DATE	TRANSACTION CODE	TRANSACTION DESCRIPTION		EFFECTIVE DATE OF TRANSACTION	

TRANSACTION AMOUNT	PRIN. BALANCE	PAID/ INTEREST	ESCROW PAID/ BALANCE	-----OTHER----- AMOUNT CODE/DESCRIPTION		

01-16-01	11-00	152	LATE CHARGE ASSESSMENT			
0.00	0.00	0.00	0.00	18.65-1	LATE CHARGE	
12-22-00	12-00	351	HAZARD INSURANCE DISBURSEMENT			
348.86-	0.00	0.00	348.86-			
			24.48	NEW PRINCIPAL/ESCROW BALANCES		
12-19-00	10-00	173	PAYMENT			
0.00	30.63	334.07	101.44			
	47,132.15		373.34	NEW PRINCIPAL/ESCROW BALANCES		
12-19-00	09-00	173	PAYMENT			
0.00	30.41	334.29	101.44	932.28-	SUSPENSE	
	47,162.78		271.90	NEW PRINCIPAL/ESCROW BALANCES		
12-18-00	09-00	152	LATE CHARGE ASSESSMENT			
0.00	0.00	0.00	0.00	18.65-1	LATE CHARGE	
12-15-00	09-00	173	PAYMENT			
14.00	0.00	0.00	0.00	14.00	E ASSUMPTION PKG FEE	
12-15-00	09-00	172	PAYMENT			
1,166.00	0.00	0.00	0.00	1,166.00	SUSPENSE	
11-16-00	09-00	152	LATE CHARGE ASSESSMENT			
0.00	0.00	0.00	0.00	18.65-1	LATE CHARGE	
11-15-00	09-00	173	PAYMENT			
0.00	0.00	0.00	0.00	1.58 1	LATE CHARGE	
				1.58-	SUSPENSE	
11-13-00	08-00	173	PAYMENT			
0.00	30.20	334.50	101.44			
	47,193.19		170.46	NEW PRINCIPAL/ESCROW BALANCES		
11-13-00	07-00	168	REPAY OF ESCROW ADVANCE			
0.00	0.00	0.00	32.42-	32.42	ADVANCE REFUND	
11-13-00	07-00	173	PAYMENT			
700.00	29.99	334.71	101.44	232.28-	SUSPENSE	
	47,223.39		69.02	NEW PRINCIPAL/ESCROW BALANCES		
11-07-00	07-00	186				
2,005.05	0.00	2,005.05	0.00	6		
11-07-00	07-00	186				
47,253.38	47,253.38	0.00	0.00	6		
	47,253.38			NEW PRINCIPAL/ESCROW BALANCES		

WASHINGTON MUTUAL
 CUSTOMER SERVICE DEPARTMENT
 P. O. BOX 1093
 NORTHRIDGE, CA 91328-1093

CUSTOMER ACCOUNT ACTIVITY STATEMENT

DATE 05/23/02

REQ BY WWW

PAGE 6

BENJAMIN J LOOMIS
 LOAN NUMBER: 5744069252

		ACTIVITY FOR PERIOD 01/02/70 - 05/22/02					
PROCESS DATE	DUE DATE	TRANSACTION CODE	TRANSACTION DESCRIPTION	EFFECTIVE DATE OF TRANSACTION			
TRANSACTION AMOUNT		PRIN. PAID/ BALANCE	INTEREST	ESCROW PAID/ BALANCE	AMOUNT	OTHER CODE/DESCRIPTION	
10-16-00	07-00	152	LATE CHARGE ASSESSMENT				
0.00		0.00	0.00	0.00	18.65-1	LATE CHARGE	
09-29-00	06-00	168	REPAY OF ESCROW ADVANCE				
0.00		0.00	0.00	101.44-	101.44	ADVANCE REFUND	
09-29-00	06-00	173	PAYMENT				
700.00		29.78	334.92	101.44	233.86	SUSPENSE	
		47,253.38		32.42-		NEW PRINCIPAL/ESCROW BALANCES	
09-18-00	06-00	152	LATE CHARGE ASSESSMENT				
0.00		0.00	0.00	0.00	18.65-1	LATE CHARGE	
09-13-00	06-00	161	ESCROW ADVANCE				
133.86		0.00	0.00	133.86			
09-12-00	09-00	315	LIEN DISBURSEMENT				
718.42-		0.00	0.00	718.42-			
				133.86-		NEW PRINCIPAL/ESCROW BALANCES	
08-16-00	06-00	152	LATE CHARGE ASSESSMENT				
0.00		0.00	0.00	0.00	18.65-1	LATE CHARGE	
07-17-00	06-00	152	LATE CHARGE ASSESSMENT				
0.00		0.00	0.00	0.00	18.65-1	LATE CHARGE	
06-16-00	06-00	152	LATE CHARGE ASSESSMENT				
0.00		0.00	0.00	0.00	18.65-1	LATE CHARGE	
06-05-00	06-00	173	PAYMENT				
0.00		0.00	0.00	0.00	33.86 1	LATE CHARGE	
					33.86-	SUSPENSE	
06-02-00	06-00	173	PAYMENT				
33.86		0.00	0.00	0.00	33.86	SUSPENSE	
06-02-00	05-00	173	PAYMENT				
466.14		29.57	335.13	101.44			
		47,283.16		584.56		NEW PRINCIPAL/ESCROW BALANCES	
05-16-00	05-00	152	LATE CHARGE ASSESSMENT				
0.00		0.00	0.00	0.00	18.65-1	LATE CHARGE	

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL BANK, F.A., CIVIL DIVISION

Plaintiff,

NO.:02-276-CD

vs.

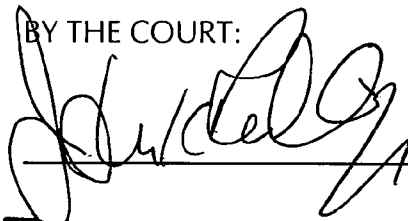
BENJAMIN J. LOOMIS

Defendant.

ORDER OF COURT

AND NOW, this 8 day of Aug, 2002, upon consideration of the Motion for Summary Judgment filed on behalf of Plaintiff, WASHINGTON MUTUAL BANK. F.A., it is hereby ORDERED, ADJUDGED and DECREED that the Motion is granted and judgment in Mortgage Foreclosure is entered in favor of Plaintiff, WASHINGTON MUTUAL BANK F.A., and against Defendant, BENJAMIN J. LOOMIS, in the amount of \$52,614.91 with interest thereon at the rate of \$11.06 per diem from February 1, 2002, plus additional late charges, attorneys' fees and costs and for foreclosure and sale of the Mortgaged Premises commonly known as R.D. #2, Box 67, DuBois, Pennsylvania, 15801.

BY THE COURT:


J.

FILED

AUG 09 2002

2

William A. Shaw
Prothonotary



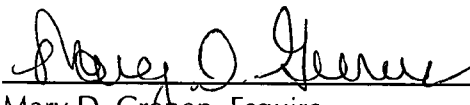
2 cent to ATT GRANK

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Motion for Summary Judgment was served via First Class, U.S. Mail, postage pre-paid, this 29th day of May, 2002, upon the following:

Benjamin J. Loomis, *Pro Se*
RR 2, Box 67
DuBois PA 15801

GRENN & BIRSIC, P.C.

By: 
Mary D. Grenen, Esquire
Pa. I.D. #52898
Attorneys for Plaintiff
One Gateway Center
Nine West
Pittsburgh, PA 15222
(412) 281-7650

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

ISSUE NO.:

Defendant.

TYPE OF PLEADING
Praecipe of Writ of Execution
(Mortgage Foreclosure)

FILED ON BEHALF OF PLAINTIFF:

Washington Mutual Bank, F.A.

COUNSEL OF RECORD FOR THIS
PARTY:

Kristine M. Anthou, Esquire
Pa. I.D. #77991

GRENNEN & BIRSIC, P.C.
One Gateway Center
Nine West
Pittsburgh, PA 15222
(412) 281-7650

FILED

OCT 29 2002

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

PRAECIPE FOR WRIT OF EXECUTION
(MORTGAGE FORECLOSURE)

TO: Prothonotary

SIR/MADAM:

Please issue a Writ of Execution, directed to the Sheriff of Clearfield County, against the Defendant, Benjamin J. Loomis, as follows:

Principal	\$ 46,843.59
Interest	\$ 7,189.07
Late Charges	\$ 708.75
Escrow Deficiency	\$ 298.65
Attorneys' fees	\$ 1,650.00
Title Search, Foreclosure and Execution Costs	<u>\$ 1,500.00</u>
TOTAL	\$ 58,190.06

Prothonotary costs 100.00

GRENN & BIRSIC, P.C.

By:

Gregory M. Antone
Attorneys for Plaintiff

FILED

Aug. 20.00

3111:04/02
OCT 29 2002

6 units & 1 cc to Saff.

William A. Shaw
Prothonetary

WES

WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION - LAW

Washington Mutual Bank, F.A.,

COPY

Vs.

NO.: 2002-00276-CD

Benjamin J. Loomis,

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due WASHINGTON MUTUAL BANK, F.A., Plaintiff(s) from BENJAMIN J. LOOMIS, Defendant(s):

(1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
See Attached

(2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:

Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

(3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE: \$46,843.59

INTEREST: \$7,189.07

PROTH. COSTS: \$

ATTY'S FEES: \$1,650.00

ESCROW DEFICIENCY: \$298.65

DATE: 10/29/2002

PAID: \$100.00

SHERIFF: \$

OTHER COSTS: \$

LATE CHARGES: \$708.75

TITLE SEARCH, FORECLOSURE

AND EXECUTION COSTS: \$1,500.00

William A. Shaw

Prothonotary/Clerk Civil Division

Received this writ this _____ day
of _____ A.D. _____
At _____ A.M./P.M.

Sheriff

Requesting Party: Kristine M. Anthou, Esq.
One Gateway Center
Nine West
Pittsburgh, PA 15222

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL BANK, F.A., CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

LONG FORM DESCRIPTION


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

BEGINNING at an iron pin in the center line of Hill Road where the Dixon Road intersects the same, said corner being the Southeast corner of 61.5 acre tract now or formerly of F.M. and Martha Shrauger; thence North 83° 20' West, 71.27 feet to an iron pin in the center line of the Dixon Road; thence 8° North 40' West 137.35 feet to an iron pin; thence North 45° 13' East 92.43 feet to an iron pin in the center line of the Hill Road; thence South 0° 14' West 117.48 feet to the place of beginning.

CONTAINING 13,948 square feet, including right of way.

BEING the same property which Linda E. Kness, unmarried, by deed dated November 12, 1999 and recorded on November 17, 1999 in the Recorder's Office of Clearfield County at Instrument Number 199919006, granted and conveyed to Benjamin J. Loomis, unmarried.

GRENN & BIRSIC, P.C.

By: 
Kristine M. Anthou, Esquire
Attorneys for Plaintiff
One Gateway Center, Nine West
Pittsburgh, PA 15222
(412) 281-7650

Parcel No. 128-E4-3

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

ISSUE NO.:

Defendant.

TYPE OF PLEADING
Praecipe of Writ of Execution
(Mortgage Foreclosure)

FILED ON BEHALF OF PLAINTIFF:


Washington Mutual Bank, F.A.

COUNSEL OF RECORD FOR THIS
PARTY:

Kristine M. Anthou, Esquire
Pa. I.D. #77991

GRENNEN & BIRSIC, P.C.
One Gateway Center
Nine West
Pittsburgh, PA 15222
(412) 281-7650

FILED

MAR 27 2003 

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

PRAECIPE FOR WRIT OF EXECUTION
(MORTGAGE FORECLOSURE)

TO: Prothonotary

SIR/MADAM:

Please issue a Writ of Execution, directed to the Sheriff of Clearfield County, against the Defendant, Benjamin J. Loomis, as follows:

Principal	\$ 46,843.59
Interest	\$ 8,881.25
Late Charges	\$ 945.00
Escrow Deficiency	\$ 298.65
Attorneys' fees	\$ 1,650.00
Title Search, Foreclosure and Execution Costs	\$ 1,500.00
TOTAL	\$ 60,118.49

Prothonotary costs 60.00

GRENN & BIRSIC, P.C.

By: *Gregory M. Birsic*
Attorneys for Plaintiff

FILED

Atty. Gen.

11/12/30 7:30 AM

20.00

MAR 27 2003

1000 Le Wits upprop. descr. to SHG

William A. Shaw
Prothonotary

**WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION - LAW**

Washington Mutual Bank, F.A.

Vs.

NO.: 2002-00276-CD

Benjamin J. Loomis

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due WASHINGTON MUTUAL BANK, F.A., Plaintiff(s) from BENJAMIN J. LOOMIS, Defendant(s):

(1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
See attached description

(2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:

Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

(3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE: \$60,118.49

INTEREST: \$8,881.25

PROTH. COSTS: \$

ATTY'S FEES: \$1,650.00

TITLE SEARCH, FORECLOSURE, AND

EXECUTION COSTS: \$1,500.00

PAID: \$120.00

SHERIFF: \$

OTHER COSTS: \$

LATE CHARGES: \$945.00

ESCROW DEFICIENCY: \$298.65

DATE: 03/27/03

William A. Shaw

Prothonotary/Clerk Civil Division

Received this writ this _____ day
of _____ A.D. _____
At _____ A.M./P.M.

Sheriff

Requesting Party: Kristine M. Anthou, Esq.
One Gateway Center
Nine West
Pittsburgh, PA 15222
(412) 281-7650

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

LONG FORM DESCRIPTION

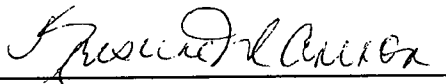
ALL that certain piece or parcel of land situate in the Township of Sandy, Clearfield County, Pennsylvania, bounded and described as follows, to wit:

BEGINNING at an iron pin in the center line of Hill Road where the Dixon Road intersects the same, said corner being the Southeast corner of 61.5 acre tract now or formerly of F.M. and Martha Shrauger; thence North 83° 20' West, 71.27 feet to an iron pin in the center line of the Dixon Road; thence 8° North 40' West 137.35 feet to an iron pin; thence North 45° 13' East 92.43 feet to an iron pin in the center line of the Hill Road; thence South 0° 14' West 117.48 feet to the place of beginning.

CONTAINING 13,948 square feet, including right of way.

BEING the same property which Linda E. Kness, unmarried, by deed dated November 12, 1999 and recorded on November 17, 1999 in the Recorder's Office of Clearfield County at Instrument Number 199919006, granted and conveyed to Benjamin J. Loomis, unmarried.

GRENN & BIRSIC, P.C.

By: 
Kristine M. Anthou, Esquire
Attorneys for Plaintiff
One Gateway Center, Nine West
Pittsburgh, PA 15222
(412) 281-7650

Parcel No. 128-E4-3

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 13304

WASHINGTON MUTUAL BANK, F.A.

02-276-CD

VS.

LOOMIS, BENJAMIN J.

WRIT OF EXECUTION REAL ESTATE

SHERIFF RETURNS

NOW, NOVEMBER 20, 2002 @ 1:13 P.M. O'CLOCK A LEVY WAS TAKEN ON THE PROPERTY OF THE DEFENDANT. THE PROPERTY WAS ALSO POSTED THIS DATE AND TIME.

A SALE DATE OF JANUARY 10, 2003 WAS SET.

MANY ATTEMPTS WERE MADE TO SERVE BENJAMIN J. LOOMIS THEY WERE ALL UNSUCCESSFUL. THIS INFORMATION WAS FAXED TO THE ATTORNEY.

NOW, DECEMBER 9, 2002 RECEIVED A FAX FROM THE PLAINTIFF'S ATTORNEY TO CONTINUE THE SALE TO MARCH 7, 2003.

NOW, FEBRUARY 21, 2003 RECEIVED A FAX FROM THE PLAINTIFF'S ATTORNEY TO STAY THE MARCH 7, 2003 SALE.

NOW, MARCH 27, 2003 RECEIVED NEW WRITS .

NOW, MARCH 27, 2003 CALLED ATTORNEY ABOUT THE NEW WRITS.

NOW, APRIL 22, 2003 CALLED ATTORNEY FOR LETTER TO RETURN THE FIRST WRIT

NOW, MAY 2, 2003 CALLED ATTORNEY WITH SECOND REQUEST.

NOW, JULY 10, 2003 RECEIVED LETTER FROM ATTORNEY TO RETURN FIRST WRIT ALSO TIME HAS EXPIRED ON FIRST WRIT.

NOW, JULY 10, 2003 PAID COSTS FROM ADVANCE AND MADE A REFUND OF UNUSED ADVANCE TO ATTORNEY.

NOW, JULY 10, 2003 RETURN WRIT AS TIME EXPIRED AND RECEIVED A LETTER FROM PLAINTIFF'S ATTORNEY TO RETURN FIRST WRIT.

FILED

01:55:01
JUL 10 2003

William A. Shaw
Prothonotary

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 13304

WASHINGTON MUTUAL BANK, F.A.

02-276-CD

VS.

LOOMIS, BENJAMIN J.

WRIT OF EXECUTION REAL ESTATE

SHERIFF RETURNS

SHERIFF HAWKINS \$194.14

SURCHARGE \$20.00

PAID BY ATTORNEY

Sworn to Before Me This

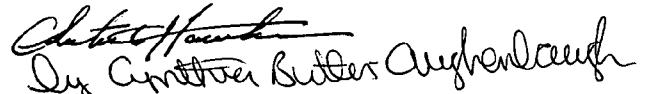
10th Day Of July 2003


WILLIAM A. SHAW

Prothonotary

My Commission Expires
1st Monday in Jan. 2006
Clearfield Co., Clearfield, PA

So Answers,


Chester A. Hawkins

Sheriff

WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION - LAW

Washington Mutual Bank, F.A.,

Vs.

NO.: 2002-00276-CD

Benjamin J. Loomis,

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due WASHINGTON MUTUAL BANK, F.A., Plaintiff(s) from BENJAMIN J. LOOMIS, Defendant(s):

(1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
See Attached

(2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:

Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

(3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE: \$46,843.59

INTEREST: \$7,189.07

PROTH. COSTS: \$

ATTY'S FEES: \$1,650.00

ESCROW DEFICIENCY: \$298.65

DATE: 10/29/2002

PAID: \$100.00

SHERIFF: \$

OTHER COSTS: \$

LATE CHARGES: \$708.75

TITLE SEARCH, FORECLOSURE

AND EXECUTION COSTS: \$1,500.00



William A. Shaw

Prothonotary/Clerk Civil Division

Received this writ this 29th day
of October A.D. 2002
At 2:30 A.M./P.M.

Christopher A. Hawthorn

Sheriff by Cynthia Butler-Aughenbaugh

Requesting Party: Kristine M. Anthou, Esq.
One Gateway Center
Nine West
Pittsburgh, PA 15222

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL BANK, F.A., CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

LONG FORM DESCRIPTION

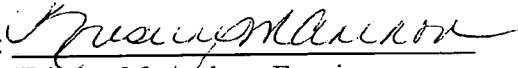
ALL that certain piece or parcel of land situate in the Township of Sandy, Clearfield County, Pennsylvania, bounded and described as follows, to wit:

BEGINNING at an iron pin in the center line of Hill Road where the Dixon Road intersects the same, said corner being the Southeast corner of 61.5 acre tract now or formerly of F.M. and Martha Shrauger; thence North 83° 20' West, 71.27 feet to an iron pin in the center line of the Dixon Road; thence 8° North 40' West 137.35 feet to an iron pin; thence North 45° 13' East 92.43 feet to an iron pin in the center line of the Hill Road; thence South 0° 14' West 117.48 feet to the place of beginning.

CONTAINING 13,948 square feet, including right of way.

BEING the same property which Linda E. Kness, unmarried, by deed dated November 12, 1999 and recorded on November 17, 1999 in the Recorder's Office of Clearfield County at Instrument Number 199919006, granted and conveyed to Benjamin J. Loomis, unmarried.

GRENN & BIRSIC, P.C.

By: 
Kristine M. Anthou, Esquire
Attorneys for Plaintiff
One Gateway Center, Nine West
Pittsburgh, PA 15222
(412) 281-7650

Parcel No. 128-E4-3

REAL ESTATE SALE SCHEDULE OF DISTRIBUTION

NAME LOOMIS NO. 02-276-CD

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 for 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	12.35
LEVY	15.00
MILEAGE	12.35
POSTING	15.00
CSDS	10.00
COMMISSION 2%	
POSTAGE	4.44
HANDBILLS	15.00
DISTRIBUTION	25.00
ADVERTISING	15.00
ADD'L SERVICE	
DEED	
ADD'L POSTING	
ADD'L MILEAGE	
ADD'L LEVY	
BID AMOUNT	
RETURNS/DEPUTIZE	
COPIES/BILLING	15.00
	5.00
BILLING/PHONE/FAX	20.00

TOTAL SHERIFF COSTS 194.14

DEED COSTS:

ACKNOWLEDGEMENT
REGISTER & RECORDER
TRANSFER TAX 2%

TOTAL DEED COSTS 0.00

DEBIT & INTEREST:

DEBT-AMOUNT DUE	46,843.59
INTEREST FROM	7,189.07
TO BE ADDED TO SALE DATE	

TOTAL DEBT & INTEREST 54,032.66

COSTS:

ATTORNEY FEES	
PROTH. SATISFACTION	
ADVERTISING	217.35
LATE CHARGES & FEES	
TAXES - collector	
TAXES - tax claim	
DUE	
COST OF SUIT -TO BE ADDED	
LIEN SEARCH	
FORCLOSURE FEES/ESCROW DEFICIT	
ACKNOWLEDGEMENT	
DEED COSTS	
ATTORNEY COMMISSION	
SHERIFF COSTS	194.14
LEGAL JOURNAL AD	121.50
REFUND OF ADVANCE	
REFUND OF SURCHARGE	
PROTHONOTARY	100.00
MORTGAGE SEARCH	
SATISFACTION FEE	
ESCROW DEFICIENCY	
MUNICIPAL LIEN	

TOTAL COSTS 632.99

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



Sheriff's Office Clearfield County

OFFICE (814) 765-2641
AFTER 4:00 P.M. (814) 765-1533
CLEARFIELD COUNTY FAX
(814) 765-6089

CHESTER A. HAWKINS
SHERIFF

COURTHOUSE
1 NORTH SECOND STREET, SUITE 116
CLEARFIELD, PENNSYLVANIA 16830

DARLENE SHULTZ
CHIEF DEPUTY

MARGARET PUTT
OFFICE MANAGER

MARILYN HAMM
DEPT. CLERK

PETER F. SMITH
SOLICITOR

December 9, 2002

Kristine M. Anthou, Esq.
Grenen & Birsic, P. C.
One Gateway Center, Nine West
Pittsburgh, PA 15222

RE: Washington Mutual Bank, F.A. Vs
Benjamin J. Loomis
No. 02-276-CD

Dear Ms. Anthou,

Enclosed is the copy of service for Benjamin J. Loomis you
requested per our phone conversation December 9, 2002.

Please fax me a letter continuing the sale to March 7, 2003.

Sincerely,

Cynthia J. Butler-Aughenbaugh
Office Manager

Enclosure

GRENEN & BIRSIC, P.C.

ATTORNEYS AT LAW
One Gateway Center
Nine West
Pittsburgh, Pennsylvania 15222
(412) 281-7650
FAX (412) 281-7657

December 9, 2002

VIA FACSIMILE 814-765-5915

Attention: Real Estate Dept.
Office of the Sheriff
CLEARFIELD COUNTY

Dear Sir/Madam:

This letter shall serve as authorization for the Sheriff's Office of Clearfield County to continue the sheriff's sale scheduled for January 10, 2003 to March 7, 2003. Please make a public announcement of the continuance at the time of the regularly scheduled sheriff's sale.

**Washington Mutual Bank, F.A.,
V.
Benjamin J. Loomis
No.: 02-276-CD**

If you have any questions or need any additional information, please do not hesitate to contact me at the numbers listed above.

Very truly yours,


Christine A. Galvin
Paralegal

GRENEN & BIRSIC, P.C.

ATTORNEYS AT LAW
One Gateway Center
Nine West
Pittsburgh, Pennsylvania 15222
(412) 281-7650
FAX (412) 281-7657

February 21, 2003

VIA FAX (814) 765-5915

Attention: Real Estate Department
Office of the Sheriff
CLEARFIELD COUNTY

Dear Sir/Madam:

This letter shall serve as authorization for the Sheriff's Office of Clearfield County to STAY the sheriff's sale scheduled March 7, 2003. Please make a public announcement at the time of the regularly scheduled sheriff's sale.

Washington Mutual Bank, F.A.

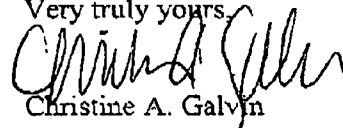
v.

Benjamin J. Loomis

No.: 02-276-CD

If you have any questions or need any additional information, please do not hesitate to contact me at the numbers listed above.

Very truly yours,


Christine A. Galvin
Paralegal

Grenen & Birsic, P.C.

One Gateway Center, Nine West
Pittsburgh, Pennsylvania 15222
(412) 281-7650
Fax (412) 281-7657

FAX

FAX NUMBER TRANSMITTED TO: (814) 765-5915
To: Cindy
From: Gerry Potter, Legal Assistant
Re: Loomis
Docket Number: 02-276-CD
Date: July 10, 2003
Total Pages: 1

Cindy: Please return the writ filed in October 2002 to the
Prothonotary's Office and schedule a new sale with respect to the
above referenced matter. Thank you.

The information contained in this facsimile message is intended only for the personal and confidential use of the designated recipient(s) identified above. This message may be an attorney-client communication and, as such, is privileged and confidential. If the reader of this message is not the intended recipient or an agent responsible for delivering this message to the intended recipient, you are hereby notified that you have received this document in error and that any review, dissemination, distribution or copying of this message is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original message to us by U.S. mail.

** COUNTING COVER SHEET. IF YOU DO NOT RECEIVE ALL PAGES,
PLEASE TELEPHONE US IMMEDIATELY*

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket #

14296

WASHINGTON MUTUAL BANK, F.A.

02-276-CD

VS.

LOOMIS, BENJAMIN J.

WRIT OF EXECUTION REAL ESTATE

SHERIFF RETURNS

NOW, MARCH 27, 2003 RECEIVED 2ND WRIT ON 02-276-CD BEFORE FIRST HAD EXPIRED.

CALLED ATTORNEY SEVERAL TIMES TO SEND LETTER TO RETURN FIRST WRIT.

NOW, JULY 10, 2003 LETTER WAS SENT TO RETURN FIRST WRIT.

NOW, JULY 10, 2003 RETURNED FIRST WRIT. THE SECOND WRIT EXPIRED WHILE WAITING TO RETURN THE FIRST WRIT.

NOW, JULY 11, 2003 RETURN WRIT AS TIME EXPIRED. PAID COSTS FROM ADVANCE AND MADE A REFUND OF UNUSED ADVANCE TO THE ATTORNEY.

SHERIFF HAWKINS \$45.37

SURCHARGE \$20.00

PAID BY ATTORNEY

FILED *10*
019:46811 *CC*
JUL 11 2003 *[Signature]*

William A. Shaw
Prothonotary

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 14296

WASHINGTON MUTUAL BANK, F.A.

02-276-CD

VS.

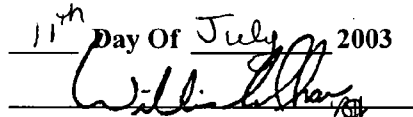
LOOMIS, BENJAMIN J.

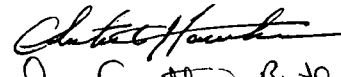

WRIT OF EXECUTION REAL ESTATE

SHERIFF RETURNS

Sworn to Before Me This

So Answers,

11th Day Of July 2003

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



Chester A. Hawkins
Sheriff

**WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION - LAW**

Washington Mutual Bank, F.A.

Vs.

NO.: 2002-00276-CD

Benjamin J. Loomis

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due WASHINGTON MUTUAL BANK, F.A., Plaintiff(s) from BENJAMIN J. LOOMIS, Defendant(s):

(1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
See attached description

(2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:

Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

(3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE: \$60,118.49

INTEREST: \$8,881.25

PROTH. COSTS: \$

ATTY'S FEES: \$1,650.00

TITLE SEARCH, FORECLOSURE, AND

EXECUTION COSTS: \$1,500.00

PAID: \$120.00


SHERIFF: \$

OTHER COSTS: \$

LATE CHARGES: \$945.00

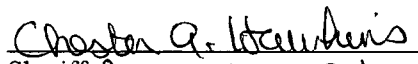
ESCROW DEFICIENCY: \$298.65

DATE: 03/27/03



William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this 27th day
of March A.D. 2003
At 2:20 A.M./P.M.



Sheriff Joy Cynthia Butler-Aughenbaugh

Requesting Party: Kristine M. Anthou, Esq.
One Gateway Center
Nine West
Pittsburgh, PA 15222
(412) 281-7650

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

LONG FORM DESCRIPTION

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

BEGINNING at an iron pin in the center line of Hill Road where the Dixon Road intersects the same, said corner being the Southeast corner of 61.5 acre tract now or formerly of F.M. and Martha Shrauger; thence North 83° 20' West, 71.27 feet to an iron pin in the center line of the Dixon Road; thence 8° North 40' West 137.35 feet to an iron pin; thence North 45° 13' East 92.43 feet to an iron pin in the center line of the Hill Road; thence South 0° 14' West 117.48 feet to the place of beginning.

CONTAINING 13,948 square feet, including right of way.

BEING the same property which Linda E. Kness, unmarried, by deed dated November 12, 1999 and recorded on November 17, 1999 in the Recorder's Office of Clearfield County at Instrument Number 199919006, granted and conveyed to Benjamin J. Loomis, unmarried.

GRENN & BIRSIC, P.C.

By: 

Kristine M. Anthou, Esquire
Attorneys for Plaintiff
One Gateway Center, Nine West
Pittsburgh, PA 15222
(412) 281-7650

Parcel No. 128-E4-3

**REAL ESTATE SALE
SCHEDULE OF DISTRIBUTION**

NAME LOOMIS NO. 02-276-CD 2ND WRIT

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 for the date, time and place of sale at the Court House in Clearfield on the _____ day of _____ 2003, 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	
MILEAGE	
LEVY	
MILEAGE	
POSTING	
CSDS	
COMMISSION 2%	
POSTAGE	0.37
HANDBILLS	
DISTRIBUTION	
ADVERTISING	
ADD'L SERVICE	
DEED	
ADD'L POSTING	
ADD'L MILEAGE	
ADD'L LEVY	
BID AMOUNT	
RETURNS/DEPUTIZE	
COPIES/BILLING	
SURCHARGE CK	20.00
BILLING/PHONE/FAX	10.00

**TOTAL SHERIFF
COSTS 45.37**

DEED COSTS:

ACKNOWLEDGEMENT	
REGISTER & RECORDER	
TRANSFER TAX 2%	
TOTAL DEED COSTS	0.00

PLAINTIFF COSTS, DEBT & INTEREST:

DEBT-AMOUNT DUE	
INTEREST	
TO BE ADDED	TO SALE DATE
ATTORNEY FEES	
PROTH. SATISFACTION	
LATE CHARGES & FEES	
COST OF SUIT -TO BE ADDED	
FORECLOSURE FEES/ESCROW DEFICIT	
ATTORNEY COMMISSION	
REFUND OF ADVANCE	
REFUND OF SURCHARGE	
SATISFACTION FEE	
ESCROW DEFICIENCY	

TOTAL DEBT & INTEREST 0.00

COSTS:

ADVERTISING	
TAXES - collector	
TAXES - tax claim	
DUE	
LIEN SEARCH	
ACKNOWLEDGEMENT	
DEED COSTS	0.00
SHERIFF COSTS	45.37
LEGAL JOURNAL AD	
PROTHONOTARY	
MORTGAGE SEARCH	
MUNICIPAL LIEN	

TOTAL COSTS 45.37

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

IN THE COURT OF COMMON PLEAS OF CLEAFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

Plaintiff,

vs.

BENJAMIN J. LOOMIS,

Defendant.

CIVIL DIVISION

NO.: 02-276-CD

ISSUE NO.:

TYPE OF PLEADING
Praecipe for
Writ of Execution
(Mortgage Foreclosure)

FILED ON BEHALF
OF PLAINTIFF: Washington
Mutual Bank, F.A.

COUNSEL OF RECORD
FOR THIS PARTY:
Kristine M. Anthou, Esquire
Pa I.D. #77991

GRENN & BIRSIC, P.C.

One Gateway Center
Ninth Floor
Pittsburgh, PA 15222

(412) 281-7650

FILED

MAR 15 2004

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

PRAECIPE FOR WRIT OF EXECUTION
(MORTGAGE FORECLOSURE)

TO: Prothonotary

SIR/MADAM:


Please issue a Writ of Execution, directed to the Sheriff of Clearfield County, against the Defendant, **Benjamin J. Loomis**, as follows:

Amount Due	\$ 52,614.91
Interest	\$ 10,462.76
Late Charges	\$ 732.53
Escrow Deficiency	\$ 298.65
Attorneys' Fees	\$ 1,650.00
Title Search, Foreclosure and Execution Costs	<u>\$ 1,500.00</u>
TOTAL	\$ 67,258.85

140.00 Prothonotary costs

GRENN & BIRSIC, P.C.

By:


Kristine M. Anthou, Esquire
Pa. I.D. #77991
Attorneys for Plaintiff

FILED

Atty pd. 2000

01/14/01

MAR 15 2004

1 cc Shff and

William A. Shaw

Prothonotary/Clerk of Courts

Le werts w/ prep. descr.

E/JPB

1. The name and address of the owner or reputed owner:

Benjamin J. Loomis	RD 2, Box 67
	Dubois, PA 15801

2. The name and address of the defendant in the judgment:

Benjamin J. Loomis	RD 2, Box 67
	Dubois, PA 15801

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

Washington Mutual	[Plaintiff]
Bank, F.A.	

4. The name and address of the last record holder of every mortgage of record:

Washington Mutual	[Plaintiff]
Bank, F.A.	

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

PA Department of Revenue	Bureau of Individual Taxes
	Inheritance Tax Division
	Department 280601
	Harrisburg, PA 17128-0601

Domestic Relations Office	230 E. Market Street,
	Third Floor
	Clearfield, PA 16830

Tax Assessment Office	Clearfield County Courthouse
	230 East Market Street
	Clearfield, PA 16830

Commonwealth of PA	Department of Welfare
	P. O. Box 2675
	Harrisburg, PA 17105

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

None

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

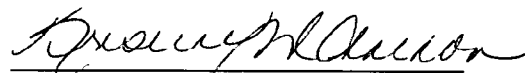
Tenant(s) or
Current Occupant(s)

RD 2, Box 67
Dubois, PA 15801

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

GRENN & BIRSIC, P.C.

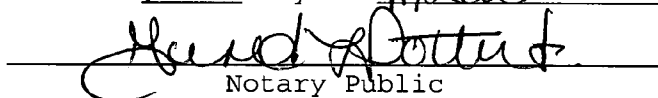
By:



Kristine M. Anthou, Esquire
Attorneys for Plaintiff

SWORN to and subscribed before

me this 27th day of March, 2004.


Notary Public

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal

Gerald L. Potter, Jr., Notary Public
City Of Pittsburgh, Allegheny County
My Commission Expires Dec. 10, 2007

Member, Pennsylvania Association Of Notaries

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

AFFIDAVIT OF COMPLIANCE WITH ACT 6 OF 1974, 41 P.S.101, ET. SEQ.
AND ACT 91 OF 1983

COMMONWEALTH OF PENNSYLVANIA

SS:


COUNTY OF ALLEGHENY

Before me, the undersigned authority, a Notary Public in and for the said County and Commonwealth, personally appeared Kristine M. Faust, attorney for the Plaintiff, who being duly sworn according to law deposes and says on or about January 24, 2002, Defendant was mailed a combined Act 91 and Act 6 Notice, in compliance with the Homeowner's Emergency Mortgage Assistance Act, Act 91 of 1983 and Act 6 of 1974, 41 P.S. §101, et seq.


Kristine M. Anthou, Esquire

SWORN TO AND SUBSCRIBED BEFORE

ME THIS 12TH DAY OF March, 2004.


Notary Public

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Gerald L. Potter, Jr., Notary Public
City Of Pittsburgh, Allegheny County
My Commission Expires Dec. 10, 2007

Member, Pennsylvania Association Of Notaries

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

AFFIDAVIT OF LAST KNOWN ADDRESS

COMMONWEALTH OF PENNSYLVANIA

)

) SS:

COUNTY OF ALLEGHENY

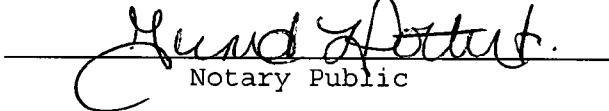
)

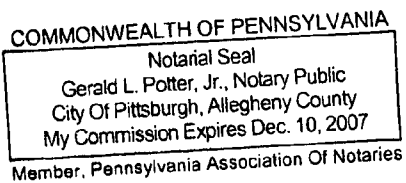
Before me, the undersigned authority, a Notary Public in and for the said County and Commonwealth, personally appeared Kristine M. Anthou, attorney for the Plaintiff, who being duly sworn according to law deposes and says that the owner of the property located at RD 2, BOX 67, Dubois, PA 15801 is Defendant, Benjamin J. Loomis, whose last known address is RD 2, BOX 67, Dubois, PA 15801 to the best of her information, knowledge and belief.


Kristine M. Anthou, Esquire

SWORN TO AND SUBSCRIBED BEFORE

ME THIS 17TH DAY OF March, 2004.


Notary Public



**WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION – LAW**

Washington Mutual Bank, F.A.

Vs.

NO.: 2002-00276-CD

Benjamin J. Loomis

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due WASHINGTON MUTUAL BANK, F.A., Plaintiff(s) from BENJAMIN J. LOOMIS, Defendant(s):

(1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
See Attached Descriptions

(2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:

Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

(3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE: **\$67,258.85**
INTEREST: **\$10,462.76**
PROTH. COSTS: \$
ATTY'S FEES: **\$1,650.00**
ESCROW DEFICIENCY: **\$298.65**
DATE: 03/15/2004

PAID: **\$140.00**
SHERIFF: \$
OTHER COSTS: \$
TITLE SEARCH, FORECLOSURE
and EXECUTION COSTS: **\$1,500.00**
LATE CHARGES: **\$732.53**

William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this _____ day
of _____ A.D. _____
At _____ A.M./P.M.

Requesting Party: Kristine M. Anthou, Esq.
One Gateway Center, 9th Floor
Pittsburgh, PA 15222
(412) 281-7650

Sheriff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

LONG FORM DESCRIPTION

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

BEGINNING at an iron pin in the center line of Hill Road where the Dixon Road intersects the same, said corner being the Southeast corner of 61.5 acre tract now or formerly of F.M. and Martha Shrauger; thence North 83° 20' West, 71.27 feet to an iron pin in the center line of the Dixon Road; thence North 8° 40' West 137.35 feet to an iron pin; thence North 45° 13' East 92.43 feet to an iron pin in the center line of the Hill Road; thence South 16° 03' East 96.38 feet to an iron pin in the center of the road; thence South 0° 14' West 117.48 feet to the place of beginning.

CONTAINING 13,948 square feet, including right of way.

EXCEPTING and RESERVING all coal, oil, gas and minerals, as excepted and reserved in prior instruments of record.

UNDER and SUBJECT to all restrictions, conditions, covenants, easements or rights of way which are not set forth in prior deeds or instruments of record.

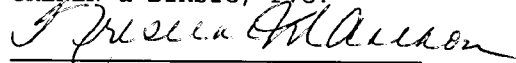
HAVING ERECTED A DWELLING BEING KNOWN AS RD 2, Box 67, Dubois, Pennsylvania 15801.

TAX PARCEL NUMBER 128-E4-3.

BEING the same property which Linda E. Kness, unmarried, granted and conveyed to Benjamin J. Loomis, unmarried, by Deed dated November 12, 1999 and recorded November 17, 1999, in the Recorder of Deeds Office, Clearfield County, Pennsylvania as Document ID Number 199919006.

By:

GRENN & BIRSIC, P.C.



Kristine M. Anthou, Esquire

Pa. I.D. #77991

Attorneys for Plaintiff

One Gateway Center, Ninth Floor

Pittsburgh, PA 15222

(412) 281-7650

Document ID Number 199919006
Tax Parcel Number 128-E4-3

ALL THE RIGHT, TITLE, INTEREST AND CLAIM OF BENJAMIN J. LOOMIS OF,
IN AND TO THE FOLLOWING DESCRIBED PROPERTY:

ALL THE FOLLOWING DESCRIBED REAL ESTATE SITUATED IN THE TOWNSHIP OF
SANDY, CLEARFIELD COUNTY, PENNSYLVANIA. HAVING ERECTED A DWELLING BEING
KNOWN AS RD 2, BOX 67, DUBOIS, PENNSYLVANIA 15801. DOCUMENT ID NUMBER
199919006. TAX PARCEL NUMBER 128-E4-3.

Execution No. 02-276-CD

SHERIFF'S SALE DATE: JULY 02, 2004

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

Plaintiff,

vs

BENJAMIN J. LOOMIS,

Defendant.

CIVIL DIVISION

NO.: 02-276-CD

TYPE OF PLEADING:

Pa. R.C.P. RULE 3129.2(c)(2)
LIENHOLDER AFFIDAVIT OF
SERVICE

FILED ON BEHALF
OF PLAINTIFF: Washington
Mutual Bank, F.A.

COUNSEL OF RECORD
FOR THIS PARTY:

Kristine M. Anthou, Esquire
Pa. I. D. #77991

GRENN & BIRSIC, P.C.
One Gateway Center
Ninth Floor
Pittsburgh, PA 15222
(412) 281-7650

FILED

JUN 14 2004

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

Pa. R.C.P. RULE 3129.2(c)(2)
LIENHOLDER AFFIDAVIT OF SERVICE

I, Kristine M. Anthou, Attorney for Plaintiff, Washington Mutual Bank, F.A., being duly sworn according to law, deposes and makes the following Affidavit regarding service of the notice of the sale of real property on all persons named in Paragraphs 3 through 7 of Plaintiff's Affidavit Pursuant to Rule 3129.1 as follows:

1. By letters dated May 6, 2004, undersigned counsel served all persons (other than the Plaintiff) named in Paragraphs 3 through 7 of Plaintiff's Affidavit Pursuant to Rule 3129.1 with notices of the sale of real property by ordinary mail at the respective addresses set forth in the Affidavit Pursuant to Rule 3129.1. True and correct copies of said Affidavit Pursuant to Rule 3129.1, U.S. Service Postal Form 3877, and any letters, if returned, are marked Exhibit "A", attached hereto, and made a part hereof.

I verify that the facts contained in this Affidavit are true and correct based upon my personal knowledge, information and belief.

GRENN & BIRSIC, P.C.

BY:

Kristine M. Anthou
Kristine M. Anthou, Esquire
Attorneys for Plaintiff
One Gateway Center
Ninth Floor
Pittsburgh, PA 15222
(412) 281-7650

Sworn to and subscribed before
me this 09th day of June, 2004.

Gerald L. Potter, Jr.
Notary Public

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Gerald L. Potter, Jr., Notary Public
City Of Pittsburgh, Allegheny County
My Commission Expires Dec. 10, 2007
Member, Pennsylvania Association Of Notaries

EXHIBIT "A"

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

AFFIDAVIT PURSUANT TO RULE 3129.1

COMMONWEALTH OF PENNSYLVANIA)
)SS:
COUNTY OF ALLEGHENY)

Washington Mutual Bank, F.A., Plaintiff in the above action, sets forth as of the date the Praecipe for the Writ of Execution was filed the following information was of record concerning the real property of Benjamin J. Loomis, located at RD 2, Box 67, Dubois, PA 15801 and is more fully described as follows:

ALL THE RIGHT, TITLE, INTEREST AND CLAIM OF BENJAMIN J. LOOMIS OF, IN AND TO THE FOLLOWING DESCRIBED PROPERTY:

ALL THE FOLLOWING DESCRIBED REAL ESTATE SITUATED IN THE TOWNSHIP OF SANDY, CLEARFIELD COUNTY, PENNSYLVANIA. HAVING ERECTED A DWELLING BEING KNOWN AS RD 2, BOX 67, DUBOIS, PENNSYLVANIA 15801. DOCUMENT ID NUMBER 199919006. TAX PARCEL NUMBER 128-E4-3.

1. The name and address of the owner or reputed owner:

Benjamin J. Loomis

RD 2, Box 67
Dubois, PA 15801

2. The name and address of the defendant in the judgment:

Benjamin J. Loomis

RD 2, Box 67
Dubois, PA 15801

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

Washington Mutual
Bank, F.A.

[Plaintiff]

4. The name and address of the last record holder of every mortgage of record:

Washington Mutual
Bank, F.A.

[Plaintiff]

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

PA Department of Revenue

Bureau of Individual Taxes
Inheritance Tax Division
Department 280601
Harrisburg, PA 17128-0601

Domestic Relations Office

230 E. Market Street,
Third Floor
Clearfield, PA 16830

Tax Assessment Office

Clearfield County Courthouse
230 East Market Street
Clearfield, PA 16830

Commonwealth of PA

Department of Welfare
P. O. Box 2675
Harrisburg, PA 17105

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

None

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

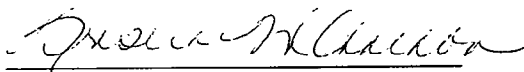
Tenant(s) or
Current Occupant(s)

RD 2, Box 67
Dubois, PA 15801

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

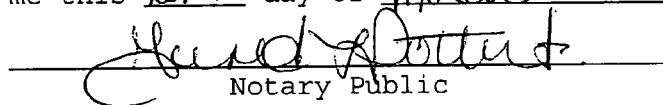
GRENN & BIRSIC, P.C.

By:


Kristine M. Anthou, Esquire
Attorneys for Plaintiff

SWORN to and subscribed before

me this 27th day of March, 2004.


Notary Public

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Gerald L. Potter, Jr., Notary Public
City Of Pittsburgh, Allegheny County
My Commission Expires Dec. 10, 2007
Member, Pennsylvania Association Of Notaries

Gerry

Name and Address
GREEN & BIRN
ONE GATEWAY CENTER, NINE WEST
PITTSBURGH, PA. 15222

71-25760-114

Article Number

1. Commonwealth of Pennsylvania

2. PA Department of Revenue

3. Domestic Relations Office

4. Tax Assessment Office

5. Tenant (s) or Current Occupant (s)

6.

7.

8.

Total Number of Pieces Listed by Sender

Total Number of Pieces Received at Post Office

PS Form 3877, February 2002 (Page 1 of 2)

Check type of mail or service:

- ☐ Certified
☐ COD
☐ Delivery Confirmation
☐ Express Mail
☐ Insured
- ☐ Recorded Delivery (International)
☐ Registered
☐ Return Receipt for Merchandise
☐ Signature Confirmation

Addressee (Name, Street, City, State, & ZIP Code)

Department of Welfare
P.O. Box 2675
Harrisburg, PA 17105

Bureau of Individual Taxes
Inheritance Tax Division
Department 280601
Harrisburg, PA 17128-0601

280 East Market Street
Harrisburg, PA 17101

Greensburg PA 16830

Greensburg County Courthouse
330 East Market Street
Greensburg PA 16830

200 Bay 67

Greensburg PA 15801

Affix Stamp Here
(If issued as a certificate of mailing, or for additional copies of this bill)
Postmark and Date of Receipt

Postage Fee Handling Charge Actual Value if Registered Insured Value Due Sender if COD SC# SH Fee Fee Fee Fee Fee Fee Fee Fee

.37

.30

.30

.30

.30

.30

See Privacy Act Statement on Reverse

Complete by Typewriter, Ink, or Ball Point Pen

Postmaster, Per (Name of receiving employee)

[Signature]

FILED No
JUN 11 2004
William A. Shaw
Prothonotary/Clerk of Courts

SHERIFF'S SALE DATE: JULY 02, 2004

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

Plaintiff,

vs.

BENJAMIN J. LOOMIS,
Defendant.

CIVIL DIVISION

NO.: 02-276-CD

ISSUE NUMBER:

TYPE OF PLEADING:

Pa. R.C.P. RULE 3129.2(c)
AFFIDAVIT OF SERVICE
DEFENDANTS/OWNERS

FILED ON BEHALF
OF PLAINTIFF: Washington
Mutual Bank, F.A.

COUNSEL OF RECORD
FOR THIS PARTY:

Kristine M. Anthou, Esquire
Pa. I. D. #77991

GRENN & BIRSIC, P.C.
One Gateway Center
Ninth Floor
Pittsburgh, PA 15222

(412) 281-7650

FILED

JUN 14 2004

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

Pa. R.C.P. RULE 3129.2(c) AFFIDAVIT OF SERVICE
DEFENDANTS/OWNERS

I, Kristine M. Anthou, Esquire, Attorney for Plaintiff, Washington Mutual Bank, F.A., being duly sworn according to law deposes and makes the following Affidavit regarding service of Plaintiff's notice of the sale of real property in this matter on Benjamin J. Loomis as follows:

1. Benjamin J. Loomis is the owner of the real property and has not entered an appearance of record.

2. The undersigned counsel served the Defendant, Benjamin J. Loomis, with a true and correct copy of Plaintiff's notice of the sale of real property by certified mail, return receipt requested, restricted delivery. A true and correct copy of said Notice is marked Exhibit "A", attached hereto and made a part hereof.

3. On or about May 18, 2004, the Defendant, Benjamin J. Loomis, received the notice of the sale of real property in this matter as evidenced by the signed U.S. Postal Service form 3811, certified mail return receipt requested, restricted delivery. A true and correct copy of the signed U.S. Postal Service form 3811, evidencing service by certified mail, return receipt requested, restricted delivery, on the identified Defendant, is marked Exhibit "B", attached hereto and made a part hereof.

I verify that the facts contained in this Affidavit are true and correct based upon my personal knowledge, information, and belief.

GRENN & BIRSIC, P.C.

BY:

Kristine M. Anthou
Kristine M. Anthou, Esquire
Attorneys for Plaintiff
One Gateway Center
Ninth Floor
Pittsburgh, PA 15222
(412) 281-7650

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 09TH DAY OF June, 2004.

Gerald L. Potter, Jr.
Notary Public

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Gerald L. Potter, Jr., Notary Public
City Of Pittsburgh, Allegheny County
My Commission Expires Dec. 10, 2007

Member, Pennsylvania Association Of Notaries

EXHIBIT "A"

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

NOTICE OF SHERIFF'S SALE OF REAL ESTATE

TO: BENJAMIN J. LOOMIS
13 Valley Avenue
Dubois, PA 15801

TAKE NOTICE that by virtue of the above Writ of Execution issued out of the Court of Common Pleas of Clearfield County, Pennsylvania, and to the Sheriff of Clearfield County, directed, there will be exposed to Public Sale in the

SHERIFF'S OFFICE
CLEARFIELD COUNTY COURTHOUSE
230 EAST MARKET STREET
CLEARFIELD, PENNSYLVANIA 16830

on Friday, July 02, 2004, at 10:00 A.M., the following described real estate, of which Benjamin J. Loomis, is the owner or reputed owner:

ALL THE RIGHT, TITLE, INTEREST AND CLAIM OF BENJAMIN J. LOOMIS OF,
IN AND TO THE FOLLOWING DESCRIBED PROPERTY:

ALL THE FOLLOWING DESCRIBED REAL ESTATE SITUATED IN THE TOWNSHIP OF SANDY, CLEARFIELD COUNTY, PENNSYLVANIA. HAVING ERECTED A DWELLING BEING KNOWN AS RD 2, BOX 67, DUBOIS, PENNSYLVANIA 15801. DOCUMENT ID NUMBER 199919006. TAX PARCEL NUMBER 128-E4-3.

The said Writ of Execution has been issued on a judgment in the mortgage foreclosure action of

WASHINGTON MUTUAL
BANK, F.A.,

Plaintiff,

vs.

BENJAMIN J. LOOMIS,

Defendant.

at Execution Number 02-276-CD in the amount of \$67,258.85.

Claims against the property must be filed with the Sheriff before the above sale date.

Claims to proceeds must be made with the Office of the Sheriff before distribution.

Schedule of Distribution will be filed with the Office of the Sheriff no later than thirty (30) days from sale date.

Exceptions to Distribution or a Petition to Set Aside the Sale must be filed with the Office of the Sheriff no later than ten (10) days from the date when Schedule of Distribution is filed in the Office of the Sheriff.

This paper is a notice of the date and time of the sale of your property. It has been issued because there is a judgment against you. It may cause your property to be held or taken to pay the judgment. You may have legal rights to prevent your property from being taken. A lawyer can advise you more specifically of these rights. If you wish to exercise your rights, you must act promptly.

YOU SHOULD TAKE THIS NOTICE AND THE WRIT OF EXECUTION 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 ADVICE.

LAWYER REFERRAL SERVICES
DAVID S. MEHOLICK, COURT ADMINISTRATOR
CLEARFIELD COUNT COURTHOUSE
CLEARFIELD, PENNSYLVANIA 16830
(814) 765-2641

You may have legal rights to prevent the Sheriff's Sale and the loss of your property. In order to exercise those rights, prompt action on your part is necessary.

You may have the right to prevent or delay the Sheriff's Sale by filing, before the sale occurs, a petition to open or strike the judgment or a petition to stay the execution.

If the judgment was entered because you did not file with the Court any defense or objection, you might have within twenty (20) days after service of the Complaint for Mortgage Foreclosure and Notice to Defend, you may have the right to have the judgment opened if you promptly file a petition with the Court alleging a valid defense and a reasonable excuse for failing to file the defense on time. If the judgment is opened the Sheriff's Sale would ordinarily be delayed pending a trial of the issue of whether the plaintiff has a valid claim to foreclose the mortgage or judgment.

You may also have the right to have the judgment stricken if the Sheriff has not made a valid return of service of the Complaint and Notice to Defend or if the judgment was entered before twenty (20) days after service or in certain other events. To exercise this right you would have to file a petition to strike the judgment.

You may also have the right to petition the Court to stay or delay the execution and the Sheriff's Sale if you can show a defect in the Writ of Execution of service or demonstrate any other legal or equitable right.

YOU MAY ALSO HAVE THE RIGHT TO HAVE THE SHERIFF'S SALE SET ASIDE IF THE PROPERTY IS SOLD FOR A GROSSLY INADEQUATE PRICE OR, IF THERE ARE DEFECTS IN THE SHERIFF'S SALE. TO EXERCISE THIS RIGHT, YOU SHOULD FILE A PETITION WITH THE COURT AFTER THE SALE AND BEFORE THE SHERIFF HAS DELIVERED HIS DEED TO THE PROPERTY. THE SHERIFF WILL DELIVER THE DEED IF NO PETITION TO SET ASIDE THE SALE IS FILED WITHIN TEN (10) DAYS FROM THE DATE WHEN THE SCHEDULE OF DISTRIBUTION IS FILED IN THE OFFICE OF THE SHERIFF.

GRENN & BIRSIC, P.C.

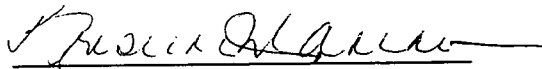
By: 
Kristine M. Anthou, Esquire
Attorney for Plaintiff

EXHIBIT "B"

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:

Benjamin J Loomis
13 Valley Avenue
Dulles PA
15801

2. Article Number

(Transfer from service label)

7003 2260 0006 0422 1641

COMPLETE THIS SECTION ON DELIVERY

A. Signature


☐ Agent☐ Addressee

B. Received by (Printed Name)

Benjamin Loomis

C. Date of Delivery

MAY 18 2004

D. Is delivery address different from item 1? ☐ YesIf 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 No
JUN 11 25 2004
JUN 14 2004
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

Plaintiff,

vs.

BENJAMIN J. LOOMIS,

Defendant.

CIVIL DIVISION

NO.: 02-276-CD

ISSUE NO.:

TYPE OF PLEADING
Praecipe for
Writ of Execution
(Mortgage Foreclosure)

FILED ON BEHALF
OF PLAINTIFF: Washington
Mutual Bank, F.A.

COUNSEL OF RECORD
FOR THIS PARTY:
Kristine M. Anthou, Esquire
Pa I.D. #77991

GRENNEN & BIRSIC, P.C.

One Gateway Center
Ninth Floor
Pittsburgh, PA 15222

(412) 281-7650

^(EGR)
FILED

m/2:22/1
AUG 16 2004

1cc to writs w/
prop descr. to shff
Atty pd. 20.00

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

PRAECIPE FOR WRIT OF EXECUTION
(MORTGAGE FORECLOSURE)

TO: Prothonotary

SIR/MADAM:

Please issue a Writ of Execution, directed to the Sheriff of Clearfield County, against the Defendant, **Benjamin J. Loomis**, as follows:

Amount Due	\$ 52,614.91
Interest	\$ 13,128.22
Late Charges	\$ 921.57
Escrow Deficiency	\$ 298.65
Attorneys' Fees	\$ 1,650.00
Title Search, Foreclosure and Execution Costs	\$ 1,500.00
TOTAL	\$ 70,113.35

140.00 Prothonotary costs

GRENN & BIRSIC, P.C.

By:



Kristine M. Anthou, Esquire

Pa. I.D. #77991

Attorneys for Plaintiff

FILED

AUG 16 2004

William A. Shaw
Prothonotary/Clerk of Courts

ALL THE FOLLOWING DESCRIBED REAL ESTATE SITUATED IN THE TOWNSHIP OF SANDY, CLEARFIELD COUNTY, PENNSYLVANIA. HAVING ERECTED A DWELLING BEING KNOWN AS RD 2, BOX 67, DUBOIS, PENNSYLVANIA 15801. DOCUMENT ID NUMBER 199919006. TAX PARCEL NUMBER 128-E4-3.

1. The name and address of the owner or reputed owner:

Benjamin J. Loomis	13 Valley Avenue Dubois, PA 15801
--------------------	--------------------------------------

2. The name and address of the defendant in the judgment:

Benjamin J. Loomis	13 Valley Avenue Dubois, PA 15801
--------------------	--------------------------------------

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

Washington Mutual Bank, F.A.	[Plaintiff]
---------------------------------	-------------

4. The name and address of the last record holder of every mortgage of record:

Washington Mutual Bank, F.A.	[Plaintiff]
---------------------------------	-------------

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

PA Department of Revenue	Bureau of Individual Taxes Inheritance Tax Division Department 280601 Harrisburg, PA 17128-0601
--------------------------	--

Domestic Relations Office	230 E. Market Street, Third Floor Clearfield, PA 16830
---------------------------	--

Tax Assessment Office	Clearfield County Courthouse 230 East Market Street Clearfield, PA 16830
-----------------------	--

Commonwealth of PA	Department of Welfare P. O. Box 2675 Harrisburg, PA 17105
--------------------	---

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

None

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

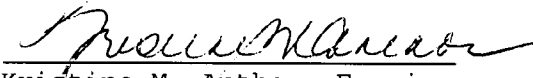
Tenant(s) or
Current Occupant(s)

RD 2, Box 67
Dubois, PA 15801

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

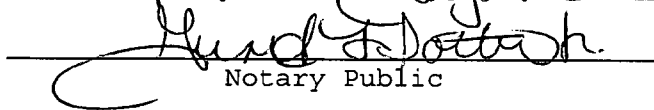
GRENN & BIRSIC, P.C.

By:


Kristine M. Anthou, Esquire
Attorneys for Plaintiff

SWORN to and subscribed before

me this 12th day of August, 2004.


Notary Public

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Gerald L. Potter, Jr., Notary Public
City Of Pittsburgh, Allegheny County
My Commission Expires Dec. 10, 2007

Member, Pennsylvania Association Of Notaries

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

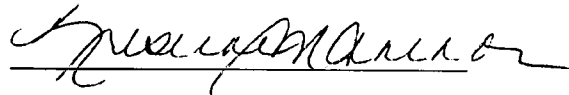
AFFIDAVIT OF COMPLIANCE WITH ACT 6 OF 1974, 41 P.S.101, ET. SEQ.
AND ACT 91 OF 1983

COMMONWEALTH OF PENNSYLVANIA

SS:

COUNTY OF ALLEGHENY

Before me, the undersigned authority, a Notary Public in and for the said County and Commonwealth, personally appeared Kristine M. Faust, attorney for the Plaintiff, who being duly sworn according to law deposes and says on or about January 24, 2002, Defendant was mailed a combined Act 91 and Act 6 Notice, in compliance with the Homeowner's Emergency Mortgage Assistance Act, Act 91 of 1983 and Act 6 of 1974, 41 P.S. §101, et seq.



SWORN TO AND SUBSCRIBED BEFORE

ME THIS 12th DAY OF August, 2004.


Notary Public

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal

Gerald L. Potter, Jr., Notary Public
City Of Pittsburgh, Allegheny County
My Commission Expires Dec. 10, 2007

Member, Pennsylvania Association Of Notaries

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

AFFIDAVIT OF LAST KNOWN ADDRESS

COMMONWEALTH OF PENNSYLVANIA

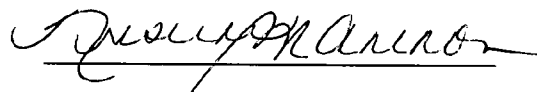
)

) SS:

COUNTY OF ALLEGHENY

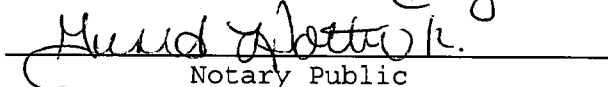
)

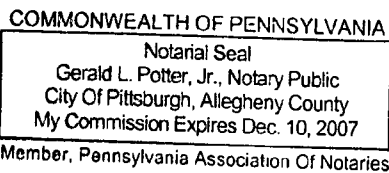
Before me, the undersigned authority, a Notary Public in and for the said County and Commonwealth, personally appeared Kristine M. Anthou, attorney for the Plaintiff, who being duly sworn according to law deposes and says that the owner of the property located at RD 2, BOX 67, Dubois, PA 15801 is Defendant, Benjamin J. Loomis, whose last known address is 13 Valley Avenue, Dubois, PA 18501 to the best of her information, knowledge and belief.



SWORN TO AND SUBSCRIBED BEFORE

ME THIS 14th DAY OF August, 2004.


Notary Public



ALL THE RIGHT, TITLE, INTEREST AND CLAIM OF BENJAMIN J. LOOMIS OF,
IN AND TO THE FOLLOWING DESCRIBED PROPERTY:

ALL THE FOLLOWING DESCRIBED REAL ESTATE SITUATED IN THE TOWNSHIP OF
SANDY, CLEARFIELD COUNTY, PENNSYLVANIA. HAVING ERECTED A DWELLING BEING
KNOWN AS RD 2, BOX 67, DUBOIS, PENNSYLVANIA 15801. DOCUMENT ID NUMBER
199919006. TAX PARCEL NUMBER 128-E4-3.

Execution No. 02-276-CD

**WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION - LAW**

COPY

Washington Mutual Bank, F.A.

Vs.

NO.: 2002-00276-CD

Benjamin J. Loomis

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due WASHINGTON MUTUAL BANK, F.A., Plaintiff(s) from BENJAMIN J. LOOMIS, Defendant(s):

(1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
See Attached Description

(2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:

Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

(3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE: **\$70,113.35**
INTEREST: **\$13,128.22**
PROTH. COSTS: \$
LATE CHARGES: **\$921.57**
ATTY'S FEES: **\$1,650.00**
DATE: 08/16/2004

PAID: **\$140.00**
SHERIFF: \$
OTHER COSTS: \$
ESCROW DEFICIENCY: **\$298.65**
TITLE SEARCH, FORECLOSURE
and EXECUTION COSTS: **\$1,500.00**

William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this _____ day
of _____ A.D. _____
At _____ A.M./P.M.

Requesting Party: Kristine M. Anthou, Esq.
One Gateway Center, Ninth Floor
Pittsburgh, PA 15219
(412) 281-7650

Sheriff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

LONG FORM DESCRIPTION

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

BEGINNING at an iron pin in the center line of Hill Road where the Dixon Road intersects the same, said corner being the Southeast corner of 61.5 acre tract now or formerly of F.M. and Martha Shrauger; thence North 83° 20' West, 71.27 feet to an iron pin in the center line of the Dixon Road; thence North 8° 40' West 137.35 feet to an iron pin; thence North 45° 13' East 92.43 feet to an iron pin in the center line of the Hill Road; thence South 16° 03' East 96.38 feet to an iron pin in the center of the road; thence South 0° 14' West 117.48 feet to the place of beginning.

CONTAINING 13,948 square feet, including right of way.

EXCEPTING and RESERVING all coal, oil, gas and minerals, as excepted and reserved in prior instruments of record.

UNDER and SUBJECT to all restrictions, conditions, covenants, easements or rights of way which are not set forth in prior deeds or instruments of record.

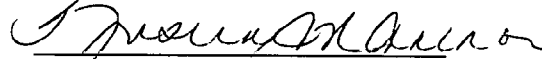
HAVING ERECTED A DWELLING BEING KNOWN AS RD 2, Box 67, Dubois, Pennsylvania 15801.

TAX PARCEL NUMBER 128-E4-3.

BEING the same property which Linda E. Kness, unmarried, granted and conveyed to Benjamin J. Loomis, unmarried, by Deed dated November 12, 1999 and recorded November 17, 1999, in the Recorder of Deeds Office, Clearfield County, Pennsylvania as Document ID Number 199919006.

GRENN & BIRSIC, P.C.

By:



Kristine M. Anthou, Esquire

Pa. I.D. #77991

Attorneys for Plaintiff

One Gateway Center, Ninth Floor

Pittsburgh, PA 15222

(412) 281-7650

Document ID Number 199919006
Tax Parcel Number 128-E4-3

SHERIFF'S SALE DATE: JANUARY 07, 2005

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

Plaintiff,

vs

BENJAMIN J. LOOMIS,

Defendant.

CIVIL DIVISION

NO.: 02-276-CD

TYPE OF PLEADING:

Pa. R.C.P. RULE 3129.2(c)(2)
LIENHOLDER AFFIDAVIT OF
SERVICE

FILED ON BEHALF
OF PLAINTIFF: Washington
Mutual Bank, F.A.

COUNSEL OF RECORD
FOR THIS PARTY:

Kristine M. Anthou, Esquire
Pa. I. D. #77991

GRENN & BIRSIC, P.C.
One Gateway Center
Ninth Floor
Pittsburgh, PA 15222
(412) 281-7650

FILED

DEC 20 2004

m/1:20/um
William A. Shaw
Prothonotary
w/c/c

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

Pa. R.C.P. RULE 3129.2(c)(2)
LIENHOLDER AFFIDAVIT OF SERVICE

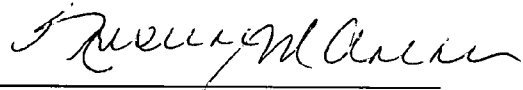
I, Kristine M. Anthou, Attorney for Plaintiff, Washington Mutual Bank, F.A., being duly sworn according to law, deposes and makes the following Affidavit regarding service of the notice of the sale of real property on all persons named in Paragraphs 3 through 7 of Plaintiff's Affidavit Pursuant to Rule 3129.1 as follows:

1. By letters dated October 28, 2004, undersigned counsel served all persons (other than the Plaintiff) named in Paragraphs 3 through 7 of Plaintiff's Affidavit Pursuant to Rule 3129.1 with notices of the sale of real property by ordinary mail at the respective addresses set forth in the Affidavit Pursuant to Rule 3129.1. True and correct copies of said Affidavit Pursuant to Rule 3129.1, U.S. Service Postal Form 3877, and any letters, if returned, are marked Exhibit "A", attached hereto, and made a part hereof.

I verify that the facts contained in this Affidavit are true and correct based upon my personal knowledge, information and belief.

GRENN & BIRSIC, P.C.

BY:



Kristine M. Anthou, Esquire
Attorneys for Plaintiff
One Gateway Center
Ninth Floor
Pittsburgh, PA 15222
(412) 281-7650

Sworn to and subscribed before
me this 17th day of December, 2004.


Notary Public

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Gerald L. Potter, Jr., Notary Public
City Of Pittsburgh, Allegheny County
My Commission Expires Dec. 10, 2007

Member, Pennsylvania Association Of Notaries

EXHIBIT "A"

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

AFFIDAVIT PURSUANT TO RULE 3129.1

COMMONWEALTH OF PENNSYLVANIA)

) SS:

COUNTY OF ALLEGHENY)

Washington Mutual Bank, F.A., Plaintiff in the above action, sets forth as of the date the Praecipe for the Writ of Execution was filed the following information was of record concerning the real property of Benjamin J. Loomis, located at RD 2, Box 67, Dubois, PA 15801 and is more fully described as follows:

ALL THE RIGHT, TITLE, INTEREST AND CLAIM OF BENJAMIN J. LOOMIS OF, IN AND TO THE FOLLOWING DESCRIBED PROPERTY:

ALL THE FOLLOWING DESCRIBED REAL ESTATE SITUATED IN THE TOWNSHIP OF SANDY, CLEARFIELD COUNTY, PENNSYLVANIA. HAVING ERECTED A DWELLING BEING KNOWN AS RD 2, BOX 67, DUBOIS, PENNSYLVANIA 15801. DOCUMENT ID NUMBER 199919006. TAX PARCEL NUMBER 128-E4-3.

1. The name and address of the owner or reputed owner:

Benjamin J. Loomis	13 Valley Avenue
	Dubois, PA 15801

2. The name and address of the defendant in the judgment:

Benjamin J. Loomis	13 Valley Avenue
	Dubois, PA 15801

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

Washington Mutual Bank, F.A.	[Plaintiff]
------------------------------	-------------

4. The name and address of the last record holder of every mortgage of record:

Washington Mutual Bank, F.A.	[Plaintiff]
------------------------------	-------------

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

PA Department of Revenue	Bureau of Individual Taxes Inheritance Tax Division Department 280601 Harrisburg, PA 17128-0601
Domestic Relations Office	230 E. Market Street, Third Floor Clearfield, PA 16830
Tax Assessment Office	Clearfield County Courthouse 230 East Market Street Clearfield, PA 16830
Commonwealth of PA	Department of Welfare P. O. Box 2675 Harrisburg, PA 17105

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

None

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

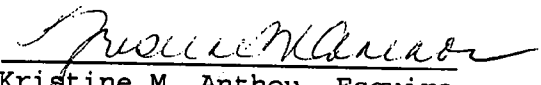
Tenant(s) or
Current Occupant(s)

RD 2, Box 67
Dubois, PA 15801

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

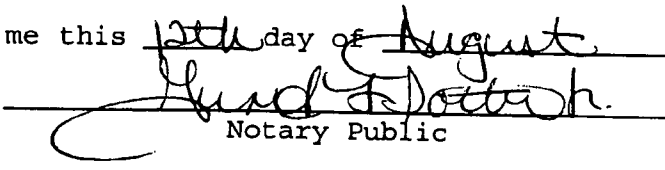
GRENN & BIRSIC, P.C.

By:


Kristine M. Anthou, Esquire
Attorneys for Plaintiff

SWORN to and subscribed before

me this 12th day of August, 2004.


Notary Public

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal

Gerald L. Potter, Jr., Notary Public
City Of Pittsburgh, Allegheny County
My Commission Expires Dec. 10, 2007

Member, Pennsylvania Association Of Notaries

Grey Loomis 71-287

Name and Address of Sender

GRENIEN & BIRISIC
ONE GATEWAY CENTER, NINE WEST
PITTSBURGH, PA 15222

Check type of mail or service:

- ☐ Certified
☐ COD
☐ Registered
☐ Delivery Confirmation
☐ Express Mail
☐ Insured
- ☐ Recorded Delivery (International)
☐ Registered
☐ Return Receipt for Merchandise
☐ Signature Confirmation

Article Number

1. PA Department of Revenue
Bureau of Individual Taxes

2. Commonwealth of PA

3. Domestic Relations Office

4. Tax Assessment Office

5. Tenant (s) or
Current Occupant (s)

6.

7.

8.

Address (Name, Street, City, State, & ZIP Code)

Inheritance Tax Division
Department 280601
Harrisburg, PA 17128-0601

Department of Welfare
PO Box 2675
Harrisburg, PA 17105

230 East Houtzsch
Third Floor

Chesapeake PA 16830
Chesapeake County Office
230 East Houtzsch
Chesapeake PA 16830

RD 2, Box 67

Nubous PA 15801

Postage

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Affix Stamp Here
(If issued as a
certificate of mailing,
or for additional
copies of this bill)
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DEC 20 2004

M/1:20/1
William A. Shaw
Prothonotary
no c/c

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 15535
NO: 02-276-CD

PLAINTIFF: WASHINGTON MUTUAL BANK, F.A.
vs.
DEFENDANT: LOOMIS, BENJAMIN J.

WRIT OF EXECUTION REAL ESTATE

SHERIFF RETURN

DATE RECEIVED WRIT: 03/16/2004

LEVY TAKEN 05/13/2004 @ 2:15 PM

POSTED 05/13/2004 @ 2:15 PM

SALE HELD

SOLD TO

SOLD FOR AMOUNT PLUS COSTS

WRIT RETURNED 02/14/2005

DATE DEED FILED **NOT SOLD**

FILED
OK 03:49:34
FEB 14 2005
William A. Shaw
Prothonotary/Clerk of Courts

DETAILS

06/15/2004 @ 11:32 AM SERVED BENJAMIN J. LOOMIS

SERVED BENJAMIN J. LOOMIS, DEFENDANT, AT HIS RESIDENCE 13 VALLEY AVENUE, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY SERVING MERLIN LOOMIS, FATHER.

@ SERVED

NOW, JUNE 30, 2004 RECEIVED LETTER FROM PLAINTIFF'S ATTORNEY TO CONTINUE THE SHERIFF SALE SCHEDULED FOR JULY 2, 2004 TO AUGUST 6, 2004.

@ SERVED

NOW, AUGUST 5, 2004 RECEIVED A LETTER FROM THE PLAINTIFF'S ATTORNEY TO STAY THE SHERIFF'S SALE SCHEDULED FOR AUGUST 6, 2004.

@ SERVED

NOW, FEBRUARY 14, 2005 RETURN THE WRIT AS NO SALE HELD ON THE PROPERTY OF THE DEFENDANT. THE PLAINTIFF'S ATTORNEY STAYED THE SALE.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 15535
NO: 02-276-CD

PLAINTIFF: WASHINGTON MUTUAL BANK, F.A.

vs.

DEFENDANT: LOOMIS, BENJAMIN J.


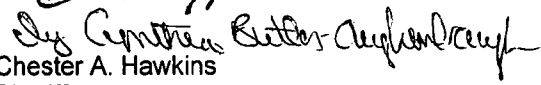
WRIT OF EXECUTION REAL ESTATE

SHERIFF RETURN

SHERIFF HAWKINS \$212.56

SURCHARGE \$20.00 PAID BY ATTORNEY

So Answers,


By 
Chester A. Hawkins
Sheriff

**WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION - LAW**

Washington Mutual Bank, F.A.

Vs.

NO.: 2002-00276-CD

Benjamin J. Loomis

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due WASHINGTON MUTUAL BANK, F.A., Plaintiff(s) from BENJAMIN J. LOOMIS, Defendant(s):

(1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
See Attached Descriptions

(2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:

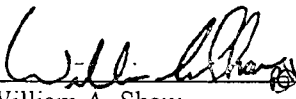
Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

(3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE: \$67,258.85
INTEREST: \$10,462.76
PROTH. COSTS: \$
ATTY'S FEES: \$1,650.00
ESCROW DEFICIENCY: \$298.65
DATE: 03/15/2004

PAID: \$140.00
SHERIFF: \$
OTHER COSTS: \$
TITLE SEARCH, FORECLOSURE
and EXECUTION COSTS: \$1,500.00
LATE CHARGES: \$732.53



William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this 16th day
of March A.D. 2004
At 9:00 A.M./P.M.

Chester A. Karpis
Sheriff By Cynthia Butler-Aughenbaugh

Requesting Party: Kristine M. Anthou, Esq.
One Gateway Center, 9th Floor
Pittsburgh, PA 15222
(412) 281-7650

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

LONG FORM DESCRIPTION

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

BEGINNING at an iron pin in the center line of Hill Road where the Dixon Road intersects the same, said corner being the Southeast corner of 61.5 acre tract now or formerly of F.M. and Martha Shrauger; thence North 83° 20' West, 71.27 feet to an iron pin in the center line of the Dixon Road; thence North 8° 40' West 137.35 feet to an iron pin; thence North 45° 13' East 92.43 feet to an iron pin in the center line of the Hill Road; thence South 16° 03' East 96.38 feet to an iron pin in the center of the road; thence South 0° 14' West 117.48 feet to the place of beginning.

CONTAINING 13,948 square feet, including right of way.

EXCEPTING and RESERVING all coal, oil, gas and minerals, as excepted and reserved in prior instruments of record.

UNDER and SUBJECT to all restrictions, conditions, covenants, easements or rights of way which are not set forth in prior deeds or instruments of record.

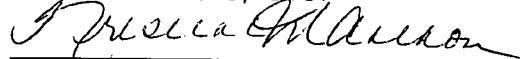
HAVING ERECTED A DWELLING BEING KNOWN AS RD 2, Box 67, Dubois, Pennsylvania 15801.

TAX PARCEL NUMBER 128-E4-3.

BEING the same property which Linda E. Kness, unmarried, granted and conveyed to Benjamin J. Loomis, unmarried, by Deed dated November 12, 1999 and recorded November 17, 1999, in the Recorder of Deeds Office, Clearfield County, Pennsylvania as Document ID Number 199919006.

By:

GREMEN & BIRSIC, P.C.



Kristine M. Anthou, Esquire

Pa. I.D. #77991

Attorneys for Plaintiff

One Gateway Center, Ninth Floor

Pittsburgh, PA 15222

(412) 281-7650

Document ID Number 199919006
Tax Parcel Number 128-E4-3

ALL THE RIGHT, TITLE, INTEREST AND CLAIM OF BENJAMIN J. LOOMIS OF,
IN AND TO THE FOLLOWING DESCRIBED PROPERTY:

ALL THE FOLLOWING DESCRIBED REAL ESTATE SITUATED IN THE TOWNSHIP OF
SANDY, CLEARFIELD COUNTY, PENNSYLVANIA. HAVING ERECTED A DWELLING BEING
KNOWN AS RD 2, BOX 67, DUBOIS, PENNSYLVANIA 15801. DOCUMENT ID NUMBER
199919006. TAX PARCEL NUMBER 128-E4-3.

Execution No. 02-276-CD

**REAL ESTATE SALE
SCHEDULE OF DISTRIBUTION**

NAME BENJAMIN J. LOOMIS

NO. 02-276-CD

NOW, February 12, 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 , I exposed the within described real estate of Loomis, Benjamin J. 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	14.25
LEVY	15.00
MILEAGE	14.25
POSTING	15.00
CSDS	10.00
COMMISSION	0.00
POSTAGE	4.81
HANDBILLS	15.00
DISTRIBUTION	25.00
ADVERTISING	15.00
ADD'L SERVICE	
DEED	
ADD'L POSTING	
ADD'L MILEAGE	14.25
ADD'L LEVY	
BID AMOUNT	
RETURNS/DEPUTIZE	
COPIES	15.00
	5.00
BILLING/PHONE/FAX	15.00
CONTINUED SALES	
MISCELLANEOUS	5.00
TOTAL SHERIFF COSTS	\$212.56

DEED COSTS:

ACKNOWLEDGEMENT	
REGISTER & RECORDER	
TRANSFER TAX 2%	0.00
TOTAL DEED COSTS	\$0.00

PLAINTIFF COSTS, DEBT AND INTEREST:

DEBT-AMOUNT DUE	
INTEREST @	0.00
FROM TO	
PROTH SATISFACTION	
LATE CHARGES AND FEES	
COST OF SUIT-TO BE ADDED	
FORECLOSURE FEES	
ATTORNEY COMMISSION	
REFUND OF ADVANCE	
REFUND OF SURCHARGE	20.00
SATISFACTION FEE	
ESCROW DEFICIENCY	
PROPERTY INSPECTIONS	
INTEREST	
MISCELLANEOUS	

TOTAL DEBT AND INTEREST	\$20.00
--------------------------------	----------------

COSTS:

ADVERTISING	212.52
TAXES - COLLECTOR	
TAXES - TAX CLAIM	
DUE	
LIEN SEARCH	100.00
ACKNOWLEDGEMENT	
DEED COSTS	0.00
SHERIFF COSTS	212.56
LEGAL JOURNAL COSTS	121.50
PROTHONOTARY	140.00
MORTGAGE SEARCH	40.00
MUNICIPAL LIEN	

TOTAL COSTS	\$826.58
--------------------	-----------------

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

GRENEN & BIRSIC, P.C.

ATTORNEYS AT LAW
ONE GATEWAY CENTER
NINTH FLOOR
PITTSBURGH, PENNSYLVANIA 15222
(412) 281-7650
FAX (412) 281-7657

June 30, 2004

VIA FAX TO (814) 765-5915 AND
FIRST CLASS MAIL

Clearfield County
Sheriff's Department
230 East Market Street
Clearfield, PA 16830

ATTENTION: REAL ESTATE DIVISION

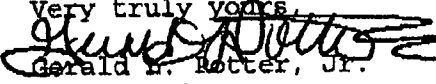
Re: Washington Mutual Bank, F.A. vs. Loomis
Docket Number: 02-276 CD
Sheriff's Sale Date: July 02, 2004

Dear Peggy:

Please be advised that this firm represents the Plaintiff with regard to the above-referenced matter. This letter shall serve as authorization for the Sheriff of Clearfield County to continue the Sheriff's Sale scheduled for July 02, 2004 to August 06, 2004. No monies were realized under the writ. Please make an appropriate announcement at the time of the sale.

If you have any questions, please feel free to contact me.

Very truly yours,


Gerald N. Rotter, Jr.
Legal Assistant

GRENNEN & BIRSIC, P.C.
ATTORNEYS AT LAW
ONE GATEWAY CENTER
NINTH FLOOR
PITTSBURGH, PENNSYLVANIA 15222
(412) 281-7650
FAX (412) 281-7657

August 05, 2004

VIA FAX TO (814) 765-5915 AND
FIRST CLASS MAIL

Clearfield County
Sheriff's Department
230 East Market Street
Clearfield, PA 16830

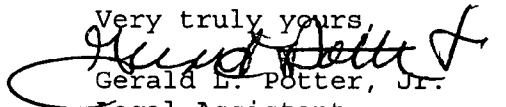
ATTENTION: REAL ESTATE DIVISION

Re: Washington Mutual Bank, F.A. vs. Loomis
Docket Number: 02-276 CD
Sheriff's Sale Date: August 06, 2004
(Continued from July 02, 2004)

Dear Sir/Madam:

Please be advised that this firm represents the Plaintiff with regard to the above-referenced matter. This letter shall serve as authorization for the Sheriff of Clearfield County to stay the Sheriff's Sale scheduled for August 06, 2004. No monies were realized under the writ. Please make an appropriate announcement at the time of the sale.

If you have any questions, please feel free to contact me.

Very truly yours,

Gerald L. Potter, Jr.
Legal Assistant

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

Plaintiff,

vs.

BENJAMIN J. LOOMIS,

Defendant.

CIVIL DIVISION

NO.: 02-276-CD

ISSUE NO.:

TYPE OF PLEADING
Praecipe for
Writ of Execution
(Mortgage Foreclosure)

FILED ON BEHALF
OF PLAINTIFF: Washington
Mutual Bank, F.A.

COUNSEL OF RECORD
FOR THIS PARTY:
Kristine M. Anthou, Esquire
Pa I.D. #77991

GRENN & BIRSIC, P.C.

One Gateway Center
Ninth Floor
Pittsburgh, PA 15222

(412) 281-7650

FILED
m/2:40B
APR 18 2005

William A. Shaw
Prothonotary/Clerk of Courts

ICC & Lewnts
w/prop deser.
to Shiff
Att'y pd. 20.00

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

PRAECIPE FOR WRIT OF EXECUTION
(MORTGAGE FORECLOSURE)

TO: Prothonotary

SIR/MADAM:

Please issue a Writ of Execution, directed to the Sheriff of Clearfield County, against the Defendant, **Benjamin J. Loomis**, as follows:

Amount Due	\$ 52,614.91
Interest	\$ 17,609.50
Late Charges	\$ 891.53
Escrow Deficiency	\$ 5,467.53
Attorneys' Fees	\$ 1,650.00
Title Search, Foreclosure and Execution Costs	<u>\$ 1,500.00</u>
TOTAL	\$ 79,733.47

180.00

Prothonotary costs

GRENN & BIRSIC, P.C.

By:



Kristine M. Anthou, Esquire
Pa. I.D. #77991
Attorneys for Plaintiff

FILED

APR 18 2005

William A. Shaw
Prothonotary/Clerk of Courts

Prothonotary costs

ALL THE FOLLOWING DESCRIBED REAL ESTATE SITUATED IN THE TOWNSHIP OF SANDY, CLEARFIELD COUNTY, PENNSYLVANIA. HAVING ERECTED A DWELLING BEING KNOWN AS RD 2, BOX 67, DUBOIS, PENNSYLVANIA 15801. DOCUMENT ID NUMBER 199919006. TAX PARCEL NUMBER 128-E4-3.

1. The name and address of the owner or reputed owner:

Benjamin J. Loomis	13 Valley Avenue Dubois, PA 15801
--------------------	--------------------------------------

2. The name and address of the defendant in the judgment:

Benjamin J. Loomis	13 Valley Avenue Dubois, PA 15801
--------------------	--------------------------------------

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

Washington Mutual Bank, F.A.	[Plaintiff]
---------------------------------	-------------

4. The name and address of the last record holder of every mortgage of record:

Washington Mutual Bank, F.A.	[Plaintiff]
---------------------------------	-------------

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

PA Department of Revenue	Bureau of Individual Taxes Inheritance Tax Division Department 280601 Harrisburg, PA 17128-0601
--------------------------	--

Domestic Relations Office	230 E. Market Street, Third Floor Clearfield, PA 16830
---------------------------	--

Tax Assessment Office	Clearfield County Courthouse 230 East Market Street Clearfield, PA 16830
-----------------------	--

Commonwealth of PA	Department of Welfare P. O. Box 2675 Harrisburg, PA 17105
--------------------	---

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

None

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

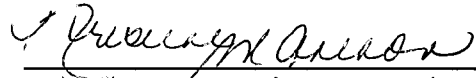
Tenant(s) or
Current Occupant(s)

RD 2, Box 67
Dubois, PA 15801

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

GRENN & BIRSIC, P.C.

By:


Kristine M. Anthou, Esquire
Attorneys for Plaintiff

SWORN to and subscribed before

me this 18th day of April, 2005.


Notary Public

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Gerald L. Potter, Jr., Notary Public
City Of Pittsburgh, Allegheny County
My Commission Expires Dec. 10, 2007

Member, Pennsylvania Association Of Notaries

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

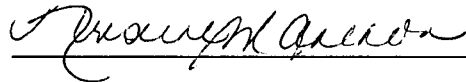
AFFIDAVIT OF COMPLIANCE WITH ACT 6 OF 1974, 41 P.S.101, ET. SEQ.
AND ACT 91 OF 1983

COMMONWEALTH OF PENNSYLVANIA

SS:

COUNTY OF ALLEGHENY

Before me, the undersigned authority, a Notary Public in and for the said County and Commonwealth, personally appeared Kristine M. Faust, attorney for the Plaintiff, who being duly sworn according to law deposes and says on or about January 24, 2002, Defendant was mailed a combined Act 91 and Act 6 Notice, in compliance with the Homeowner's Emergency Mortgage Assistance Act, Act 91 of 1983 and Act 6 of 1974, 41 P.S. §101, et seq.



SWORN TO AND SUBSCRIBED BEFORE

ME THIS 15th DAY OF April, 2005.


Notary Public

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Gerald L. Potter, Jr., Notary Public
City Of Pittsburgh, Allegheny County
My Commission Expires Dec. 10, 2007
Member, Pennsylvania Association Of Notaries

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

AFFIDAVIT OF LAST KNOWN ADDRESS

COMMONWEALTH OF PENNSYLVANIA

)

) SS:

COUNTY OF ALLEGHENY

)

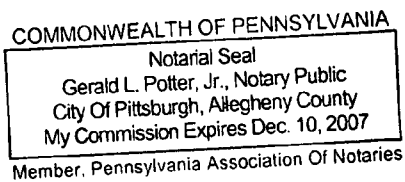
Before me, the undersigned authority, a Notary Public in and for the said County and Commonwealth, personally appeared Kristine M. Anthou, attorney for the Plaintiff, who being duly sworn according to law deposes and says that the owner of the property located at RD 2, BOX 67, Dubois, PA 15801 is Defendant, Benjamin J. Loomis, whose last known address is 13 Valley Avenue, Dubois, PA 18501 to the best of her information, knowledge and belief.

Kristine M. Anthou

SWORN TO AND SUBSCRIBED BEFORE

ME THIS 15th DAY OF April, 2005.

Gerald L. Potter, Jr.
Notary Public



**WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION - LAW**

COPY

Washington Mutual Bank, F.A.

Vs.

NO.: 2002-00276-CD

Benjamin J. Loomis

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due WASHINGTON MUTUAL BANK, F.A., Plaintiff(s) from BENJAMIN J. LOOMIS, Defendant(s):

(1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
See Attached Description

(2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:


Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

(3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE:.....\$79,733.47
INTEREST:.....\$17,609.50
PROTH. COSTS: \$
ATTY'S FEES:.....\$1,650.00
TITLE, SEARCH, FORECLOSURE,
and EXECUTION COSTS:.....\$1,500.00
DATE: 04/18/2005

PAID:.....\$180.00
SHERIFF: \$
OTHER COSTS: \$
LATE CHARGES:.....\$891.53
ESCROW DEFICIENCY:.....\$5,467.53



William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this _____ day
of _____ A.D. _____
At _____ A.M./P.M.

Sheriff

Requesting Party: Kristine M. Anthou, Esq.
One Gateway Center, 9th Floor
Pittsburgh, PA 15222
(412) 281-7650

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

LONG FORM DESCRIPTION

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

BEGINNING at an iron pin in the center line of Hill Road where the Dixon Road intersects the same, said corner being the Southeast corner of 61.5 acre tract now or formerly of F.M. and Martha Shrauger; thence North 83° 20' West, 71.27 feet to an iron pin in the center line of the Dixon Road; thence North 8° 40' West 137.35 feet to an iron pin; thence North 45° 13' East 92.43 feet to an iron pin in the center line of the Hill Road; thence South 16° 03' East 96.38 feet to an iron pin in the center of the road; thence South 0° 14' West 117.48 feet to the place of beginning.

CONTAINING 13,948 square feet, including right of way.

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UNDER and SUBJECT to all restrictions, conditions, covenants, easements or rights of way which are not set forth in prior deeds or instruments of record.

HAVING ERECTED A DWELLING BEING KNOWN AS RD 2, Box 67, Dubois, Pennsylvania 15801.

TAX PARCEL NUMBER 128-E4-3.

BEING the same property which Linda E. Kness, unmarried, granted and conveyed to Benjamin J. Loomis, unmarried, by Deed dated November 12, 1999 and recorded November 17, 1999, in the Recorder of Deeds Office, Clearfield County, Pennsylvania as Document ID Number 199919006.

By:

GRENNEN & BIRSIC, P.C.



Kristine M. Anthou, Esquire

Pa. I.D. #77991

Attorneys for Plaintiff

One Gateway Center, Ninth Floor

Pittsburgh, PA 15222

(412) 281-7650

Document ID Number 199919006
Tax Parcel Number 128-E4-3

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 16496
NO: 02-276-CD

PLAINTIFF: WASHINGTON MUTUAL BANK, F.A.
vs.
DEFENDANT: BENJAMIN L. LOOMIS

WRIT OF EXECUTION REA ESTATE

SHERIFF RETURN

DATE RECEIVED WRIT: 08/16/2004

LEVY TAKEN 11/02/2004 @ 2:00 PM

POSTED 11/03/2004 @ 2:45 PM

SALE HELD

SOLD TO

SOLD FOR AMOUNT PLUS COSTS

WRIT RETURNED 05/12/2005

DATE DEED FILED **NOT SOLD**

FILED
03:54 PM
MAY 12 2005

William A. Shaw
Prothonotary/Clerk of Courts

DETAILS

11/03/2004 @ 2:45 PM SERVED BENJAMIN J. LOOMIS

SERVED BENJAMIN L. LOOMIS, DEFENDANT, AT HIS RESIDENCE 13 VALLEY DRIVE, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO MERLIN LOOMIS, FATHER OF THE DEFENDANT/AAR

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, FEBRUARY 2, 2005 RECEIVED A LETTER FROM THE PLALINTIFF'S ATTORNEY TO STAY THE SHERIFF'S SALE SCHEDULED FOR FEBRUARY 4, 2005.

@ SERVED

NOW, MAY 12, 2005 RETURN WRIT AS NO SALE HELD THE PLALINTIFF'S ATTORNEY STAYED THE SALE. THE WRIT EXPIRED.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 16496
NO: 02-276-CD

PLAINTIFF: WASHINGTON MUTUAL BANK, F.A.
vs.
DEFENDANT: BENJAMIN L. LOOMIS

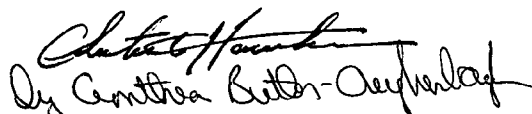
WRIT OF EXECUTION REA ESTATE

SHERIFF RETURN

SHERIFF HAWKINS \$214.05

SURCHARGE \$20.00 PAID BY ATTORNEY

So Answers,


Chester A. Hawkins
Sheriff

**WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION - LAW**

Washington Mutual Bank, F.A.

Vs.

NO.: 2002-00276-CD

Benjamin J. Loomis

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due WASHINGTON MUTUAL BANK, F.A., Plaintiff(s) from BENJAMIN J. LOOMIS, Defendant(s):

(1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
See Attached Description

(2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:

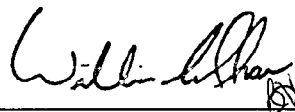
Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

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AMOUNT DUE: **\$70,113.35**
INTEREST: **\$13,128.22**
PROTH. COSTS: \$
LATE CHARGES: **\$921.57**
ATTY'S FEES: **\$1,650.00**
DATE: 08/16/2004

PAID: **\$140.00**
SHERIFF: \$
OTHER COSTS: \$
ESCROW DEFICIENCY: **\$298.65**
TITLE SEARCH, FORECLOSURE
and EXECUTION COSTS: **\$1,500.00**



William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this 16th day
of August A.D. 2004
At 1:00 A.M. PM

Christopher A. Hawthorn
Sheriff by Cynthia Butler Aughenbaugh

Requesting Party: Kristine M. Anthou, Esq.
One Gateway Center, Ninth Floor
Pittsburgh, PA 15219
(412) 281-7650

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

LONG FORM DESCRIPTION

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

BEGINNING at an iron pin in the center line of Hill Road where the Dixon Road intersects the same, said corner being the Southeast corner of 61.5 acre tract now or formerly of F.M. and Martha Shrauger; thence North 83° 20' West, 71.27 feet to an iron pin in the center line of the Dixon Road; thence North 8° 40' West 137.35 feet to an iron pin; thence North 45° 13' East 92.43 feet to an iron pin in the center line of the Hill Road; thence South 16° 03' East 96.38 feet to an iron pin in the center of the road; thence South 0° 14' West 117.48 feet to the place of beginning.

CONTAINING 13,948 square feet, including right of way.

EXCEPTING and RESERVING all coal, oil, gas and minerals, as excepted and reserved in prior instruments of record.

UNDER and SUBJECT to all restrictions, conditions, covenants, easements or rights of way which are not set forth in prior deeds or instruments of record.

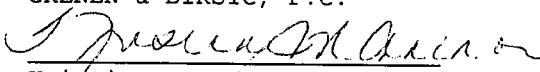
HAVING ERECTED A DWELLING BEING KNOWN AS RD 2, Box 67, Dubois, Pennsylvania 15801.

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BEING the same property which Linda E. Kness, unmarried, granted and conveyed to Benjamin J. Loomis, unmarried, by Deed dated November 12, 1999 and recorded November 17, 1999, in the Recorder of Deeds Office, Clearfield County, Pennsylvania as Document ID Number 199919006.

GRENN & BIRSIC, P.C.

By:


Kristine M. Anthou, Esquire
Pa. I.D. #77991
Attorneys for Plaintiff
One Gateway Center, Ninth Floor
Pittsburgh, PA 15222
(412) 281-7650

Document ID Number 199919006
Tax Parcel Number 128-E4-3

GREENEN & BIRSIC, P.C.
ATTORNEYS AT LAW
ONE GATEWAY CENTER
NINTH FLOOR
PITTSBURGH, PENNSYLVANIA 15222
(412) 281-7650
FAX (412) 281-7657

January 07, 2005

VIA FAX TO (814) 765-5915 AND
FIRST CLASS MAIL

Clearfield County
Sheriff's Department
230 East Market Street
Clearfield, PA 16830

ATTENTION: REAL ESTATE DIVISION

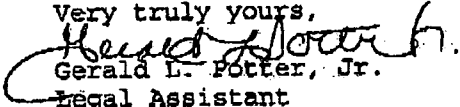
Re: Washington Mutual Bank, F.A. vs. Loomis
Docket Number: 02-276 CD
Sheriff's Sale Date: January 07, 2005

Dear Sir/Madam:

Please be advised that this firm represents the Plaintiff with regard to the above-referenced matter. This letter shall serve as authorization for the Sheriff of Clearfield County to continue the Sheriff's Sale scheduled for January 07, 2005 to February 04, 2005. No monies were realized under the writ. Please make an appropriate announcement at the time of the sale.

If you have any questions, please feel free to contact me.

Very truly yours,


Gerald L. Potter, Jr.
Legal Assistant

CC:

Peter Smith, Esquire

GRENEN & BIRSIC, P.C.
ATTORNEYS AT LAW
ONE GATEWAY CENTER
NINTH FLOOR
PITTSBURGH, PENNSYLVANIA 15222
(412) 281-7650
FAX (412) 281-7657

February 02, 2005

VIA FAX TO (814) 765-5915 AND
FIRST CLASS MAIL

Clearfield County
Sheriff's Department
230 East Market Street
Clearfield, PA 16830

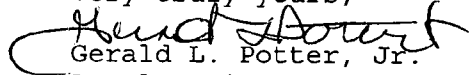
ATTENTION: REAL ESTATE DIVISION

Re: Washington Mutual Bank, F.A. vs. Loomis
Docket Number: 02-276 CD
Sheriff's Sale Date: February 04, 2005
(Continued from January 07, 2005)

Dear Sir/Madam:

Please be advised that this firm represents the Plaintiff with regard to the above-referenced matter. This letter shall serve as authorization for the Sheriff of Clearfield County to stay the Sheriff's Sale scheduled for February 04, 2005. No monies were realized under the writ. Please make an appropriate announcement at the time of the sale.

If you have any questions, please feel free to contact me.

Very truly yours,

Gerald L. Potter, Jr.
Legal Assistant

cc:

Peter Smith, Esquire

Rec. 2-7-05

**REAL ESTATE SALE
SCHEDULE OF DISTRIBUTION**

NAME BENJAMIN J. LOOMIS

NO. 02-276-CD

NOW, May 12, 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 February 04, 2005, I exposed the within described real estate of Benjamin L. Loomis 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	14.25
LEVY	15.00
MILEAGE	14.25
POSTING	15.00
CSDS	10.00
COMMISSION	0.00
POSTAGE	5.55
HANDBILLS	15.00
DISTRIBUTION	25.00
ADVERTISING	15.00
ADD'L SERVICE	
DEED	
ADD'L POSTING	
ADD'L MILEAGE	
ADD'L LEVY	
BID AMOUNT	
RETURNS/DEPUTIZE	
COPIES	15.00
	5.00
BILLING/PHONE/FAX	15.00
CONTINUED SALES	20.00
MISCELLANEOUS	
TOTAL SHERIFF COSTS	\$214.05

DEED COSTS:

ACKNOWLEDGEMENT	
REGISTER & RECORDER	
TRANSFER TAX 2%	0.00
TOTAL DEED COSTS	\$0.00

PLAINTIFF COSTS, DEBT AND INTEREST:

DEBT-AMOUNT DUE	52,614.91
INTEREST @	0.00
FROM TO 02/04/2005	
PROTH SATISFACTION	
LATE CHARGES AND FEES	921.57
COST OF SUIT-TO BE ADDED	
FORECLOSURE FEES	
ATTORNEY COMMISSION	
REFUND OF ADVANCE	
REFUND OF SURCHARGE	20.00
SATISFACTION FEE	
ESCROW DEFICIENCY	298.65
PROPERTY INSPECTIONS	
INTEREST	13,128.22
MISCELLANEOUS	
TOTAL DEBT AND INTEREST	\$68,633.35

COSTS:

ADVERTISING	255.42
TAXES - COLLECTOR	
TAXES - TAX CLAIM	
DUE	
LIEN SEARCH	200.00
ACKNOWLEDGEMENT	
DEED COSTS	0.00
SHERIFF COSTS	214.05
LEGAL JOURNAL COSTS	144.00
PROTHONOTARY	140.00
MORTGAGE SEARCH	80.00
MUNICIPAL LIEN	
TOTAL COSTS	\$1,033.47

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

FILED

MAY 12 2005

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

PRAECIPE FOR REISSUE OF
WRIT OF EXECUTION
(MORTGAGE FORECLOSURE)

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

TO THE PROTHONOTARY

Issue writ of execution on the above matter:

Amount Due	\$ 52,614.91
Interest from 07/01/01	\$ 27,118.56
(Costs to be added)	\$
Prothonotary costs	187.00



Attorney for Plaintiff
Grenen & Birsic, P.C.
One Gateway Center
Ninth Floor
Pittsburgh, PA 15222
Telephone: (412) 281-7650

NOTE: Attach two (two) copies of description of property.

FILED
10/12/46
AUG 05 2005
William A. Shaw
Prothonotary, Clerk of Courts
10096 writs
to Shff
Att'y pd. 7.00


**WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION - LAW**

Washington Mutual Bank, F.A.

Vs.

NO.: 2002-00276-CD

Benjamin J. Loomis

 **COPY**

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due WASHINGTON MUTUAL BANK, F.A., Plaintiff(s) from BENJAMIN J. LOOMIS, Defendant(s):

- (1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
See Attached Description
- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:

Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

- (3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE:.....\$79,733.47
INTEREST:.....\$17,609.50
PROTH. COSTS: \$
ATTY'S FEES:.....\$1,650.00
TITLE, SEARCH, FORECLOSURE,
and EXECUTION COSTS:.....\$1,500.00
DATE: 04/18/2005

PAID:.....\$180.00
SHERIFF: \$
OTHER COSTS: \$
LATE CHARGES:.....\$891.53
ESCROW DEFICIENCY:.....\$5,467.53
ADD'L PROTH. COSTS:.....\$7.00

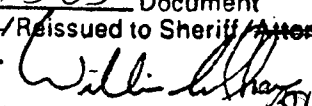


William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this _____ day
of _____ A.D. _____
At _____ A.M./P.M.

Requesting Party: Kristine M. Anthou, Esq.
One Gateway Center, 9th Floor
Pittsburgh, PA 15222
(412) 281-7650

Sheriff

8-5-05 Document
~~Reinstated/Reissued to Sheriff/Attorney~~
for service. 
~~Deputy Prothonotary~~

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL BANK, F.A.,

CIVIL DIVISION

Plaintiff,

ISSUE NUMBER:

vs.

BENJAMIN J. LOOMIS,

NO.: 02-276-CD

Defendant.

TYPE OF PLEADING:

Pa. R.C.P. RULE 3129.2(c)(2)
PURSUANT TO RULE 3129.1
LIENHOLDER AFFIDAVIT OF
SERVICE

CODE -

FILED ON BEHALF OF PLAINTIFF:

Washington Mutual Bank, F.A.

COUNSEL OF RECORD FOR THIS
PARTY:

Daniel J. Birsic, Esquire
Pa. I.D. #48450

GRENNEN & BIRSIC, P.C.
One Gateway Center
Ninth Floor
Pittsburgh, PA 15222
(412) 281-7650

SALE DATE: October 7, 2005

FILED ^{no cc}
m 11:18:01
SEP 16 2006

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

Pa. R.C.P. RULE 3129.2(c)(2)
LIENHOLDER AFFIDAVIT OF SERVICE

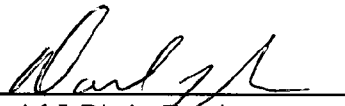
I, Daniel J. Birsic, Attorney for Plaintiff, Washington Mutual Bank, F.A., being duly sworn according to law, deposes and makes the following Affidavit regarding service of the notice of the sale of real property on all persons named in Paragraphs 3 through 7 of Plaintiff's Affidavit Pursuant to Rule 3129.1 as follows:

1. By letters dated June 16, 2005, undersigned counsel served all persons (other than the Plaintiff) named in Paragraphs 3 through 7 of Plaintiff's Affidavit Pursuant to Rule 3129.1 with a notice of the sale of real property by ordinary mail at the respective addresses set forth in the Affidavit Pursuant to Rule 3129.1. True and correct copies of said Affidavit Pursuant to Rule 3129.1 and Certificates of Mailing and any letters, if returned as of this date, are marked Exhibit "A", attached hereto, and made a part hereof.

I verify that the facts contained in this Affidavit are true and correct based upon my personal knowledge, information and belief.

GRENN & BIRSIC, P.C.

BY:


Daniel J. Birsic, Esquire
Attorneys for Plaintiff
One Gateway Center, Ninth Floor
Pittsburgh, PA 15222
(412) 281-7650

Sworn to and subscribed before

me this 14th day of September 2005.



Notary Public
COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Patricia A. Townsend, Notary Public
City Of Pittsburgh, Allegheny County
My Commission Expires June 2, 2007

Member, Pennsylvania Association Of Notaries

Exhibit "A"

WASHINGTON MUTUAL
BANK, F.A.,

Plaintiff,

vs.

BENJAMIN J. LOOMIS,

AFFIDAVIT PURSUANT TO RULE 3129.1

COMMONWEALTH OF PENNSYLVANIA)
) SS:
COUNTY OF ALLEGHENY)

Washington Mutual Bank, F.A., Plaintiff in the above action, sets forth as of the date the Praecipe for the Writ of Execution was filed the following information was of record concerning the real property of Benjamin J. Loomis, located at RD 2, Box 67, Dubois, PA 15801 and is more fully described as follows:

ALL THE RIGHT, TITLE, INTEREST AND CLAIM OF BENJAMIN J. LOOMIS OF,
IN AND TO THE FOLLOWING DESCRIBED PROPERTY:

ALL THE FOLLOWING DESCRIBED REAL ESTATE SITUATED IN THE TOWNSHIP OF SANDY, CLEARFIELD COUNTY, PENNSYLVANIA. HAVING ERECTED A DWELLING BEING KNOWN AS RD 2, BOX 67, DUBOIS, PENNSYLVANIA 15801. DOCUMENT ID NUMBER 199919006. TAX PARCEL NUMBER 128-E4-3.

1. The name and address of the owner or reputed owner:

Benjamin J. Loomis	13 Valley Avenue
	Dubois, PA 15801

2. The name and address of the defendant in the judgment:

Benjamin J. Loomis	13 Valley Avenue
	Dubois, PA 15801

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

Washington Mutual	[Plaintiff]
Bank, F.A.	

4. The name and address of the last record holder of every mortgage of record:

Washington Mutual	[Plaintiff]
Bank, F.A.	

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

PA Department of Revenue	Bureau of Individual Taxes Inheritance Tax Division Department 280601 Harrisburg, PA 17128-0601
Domestic Relations Office	230 E. Market Street, Third Floor Clearfield, PA 16830
Tax Assessment Office	Clearfield County Courthouse 230 East Market Street Clearfield, PA 16830
Commonwealth of PA	Department of Welfare P. O. Box 2675 Harrisburg, PA 17105

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

None

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

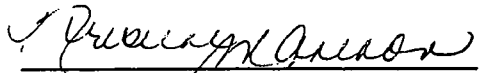
Tenant(s) or
Current Occupant(s)

RD 2, Box 67
Dubois, PA 15801

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

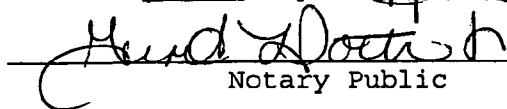
GRENNEN & BIRSIC, P.C.

By:


Kristine M. Anthou, Esquire
Attorneys for Plaintiff

SWORN to and subscribed before

me this 15th day of April, 2005.


Notary Public

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Gerald L. Potter, Jr., Notary Public
City Of Pittsburgh, Allegheny County
My Commission Expires Dec. 10, 2007

Member, Pennsylvania Association Of Notaries

gerry 71-257 Loomis

Name and Address of Sender

GREENEN & BIRSIC, P.C.
ONE GATEWAY CENTER, 9TH FL.
PITTSBURGH, PA 15222

Article Number

1. Commonwealth of PA

2. PA Department of Revenue

3. Domestic Relations Office

4. Tax Assessment Office

5. Tenant (s) or
Current Occupant (s)

6.

7.

8.

Total Number of Pieces
Listed by Sender

Total Number of Pieces
Received at Post Office

Postmaster, Per (Name of receiving employee)

Complete by Typewriter, Ink, or Ball Point Pen

PS Form 3877, February 2002 (Page 1 of 2)

Check type of mail or service:

- ☐ Certified
☐ COD
☐ Delivery Confirmation
☐ Express Mail
☐ Insured
- ☐ Recorded Delivery (International)
☐ Registered
☐ Return Receipt for Merchandise
☐ Signature Confirmation

Address (Name, Street, City, State, & ZIP Code)

Department of Welfare

PO Box 2675

Harrisburgh, PA 17105

Bureau of Individual Taxes
Inheritance Tax Division

Department 280601

Harrisburgh, PA 17128-0601

130 East Hancock Street

Greensburg, PA 15680

15680

Clearfield County Courthouse

230 East Main Street

Clearfield, PA 16830

15801

RD 2, Box 67

Dubois, PA

Postmark and
Date of Receipt

Postage

Fee

Handling
Charge

Actual Value
If Registered

Insured
Value

Sender
COD

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FILED

SEP 16 2005

William A. Straw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20145
NO: 02-276-CD

PLAINTIFF: WASHINGTON MUTUAL BANK, F.A.

vs.

DEFENDANT: BENJAMIN J. LOOMIS

Execution REAL ESTATE

SHERIFF RETURN

DATE RECEIVED WRIT: 04/19/2005

LEVY TAKEN 08/17/2005 @ 2:10 PM

POSTED 08/17/2005 @ 2:10 PM

SALE HELD 10/07/2005

SOLD TO THE SECRETARY OF VETERANS AFFAIRS

SOLD FOR AMOUNT \$5,000.00 PLUS COSTS

WRIT RETURNED 11/14/2005

DATE DEED FILED 11/14/2005

PROPERTY ADDRESS RD #2, BOX 67 A/K/A 445 KILMER ROAD DUBOIS , PA 15801

SERVICES

08/17/2005 @ 2:10 PM SERVED BENJAMIN J. LOOMIS

SERVED BENJAMIN L. LOOMIS, DEFENDANT, AT HIS RESIDENCE 13 VALLEY DRIVE, DUBOIS, CLEARFIELD COUNTY, PENNSYLVAINA, BY HANDING TO MERLIN LOOMIS, FATHER OF DEFENANT,

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.

FILED
02:25 PM
NOV 14 2005

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20145
NO: 02-276-CD

PLAINTIFF: WASHINGTON MUTUAL BANK, F.A.

vs.

DEFENDANT: BENJAMIN J. LOOMIS

Execution REAL ESTATE

SHERIFF RETURN


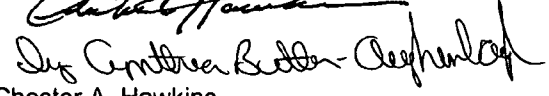
SHERIFF HAWKINS \$315.22

SURCHARGE \$20.00 PAID BY ATTORNEY

Sworn to Before Me This

_____ Day of _____ 2005

So Answers,



Chester A. Hawkins
Sheriff

**WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION - LAW**

Washington Mutual Bank, F.A.

Vs.

NO.: 2002-00276-CD

Benjamin J. Loomis

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due WASHINGTON MUTUAL BANK, F.A., Plaintiff(s) from BENJAMIN J. LOOMIS, Defendant(s):

(1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
See Attached Description

(2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:

Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

(3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE:.....\$79,733.47
INTEREST:.....\$17,609.50
PROTH. COSTS: \$
ATTY'S FEES:.....\$1,650.00
TITLE, SEARCH, FORECLOSURE,
and EXECUTION COSTS:.....\$1,500.00
DATE: 04/18/2005

PAID:.....\$180.00
SHERIFF: \$
OTHER COSTS: \$
LATE CHARGES:.....\$891.53
ESCROW DEFICIENCY:.....\$5,467.53
ADD'L PROTH. COSTS:.....\$7.00

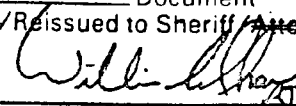


William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this 5th day
of August A.D. 2005
At 3:30 A.M./P.M.

Requesting Party: Kristine M. Anthou, Esq.
One Gateway Center, 9th Floor
Pittsburgh, PA 15222
(412) 281-7650

Charles A. Hunkeler
Sheriff Sgt Cynthia Butler-Deffenbaugh

8-5-05 Document
Reinstated/Reissued to Sheriff/Attorney
for service. 
~~Deputy~~ Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WASHINGTON MUTUAL
BANK, F.A.,

CIVIL DIVISION

Plaintiff,

NO.: 02-276-CD

vs.

BENJAMIN J. LOOMIS,

Defendant.

LONG FORM DESCRIPTION

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

BEGINNING at an iron pin in the center line of Hill Road where the Dixon Road intersects the same, said corner being the Southeast corner of 61.5 acre tract now or formerly of F.M. and Martha Shrauger; thence North 83° 20' West, 71.27 feet to an iron pin in the center line of the Dixon Road; thence North 8° 40' West 137.35 feet to an iron pin; thence North 45° 13' East 92.43 feet to an iron pin in the center line of the Hill Road; thence South 16° 03' East 96.38 feet to an iron pin in the center of the road; thence South 0° 14' West 117.48 feet to the place of beginning.

CONTAINING 13,948 square feet, including right of way.

EXCEPTING and RESERVING all coal, oil, gas and minerals, as excepted and reserved in prior instruments of record.

UNDER and SUBJECT to all restrictions, conditions, covenants, easements or rights of way which are not set forth in prior deeds or instruments of record.

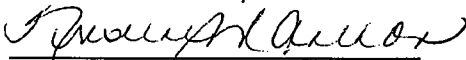
HAVING ERECTED A DWELLING BEING KNOWN AS RD 2, Box 67, Dubois, Pennsylvania 15801.

TAX PARCEL NUMBER 128-E4-3.

BEING the same property which Linda E. Kness, unmarried, granted and conveyed to Benjamin J. Loomis, unmarried, by Deed dated November 12, 1999 and recorded November 17, 1999, in the Recorder of Deeds Office, Clearfield County, Pennsylvania as Document ID Number 199919006.

GRENN & BIRSIC, P.C.

By:


Kristine M. Anthou, Esquire
Pa. I.D. #77991
Attorneys for Plaintiff
One Gateway Center, Ninth Floor
Pittsburgh, PA 15222
(412) 281-7650

Document ID Number 199919006
Tax Parcel Number 128-E4-3

**REAL ESTATE SALE
SCHEDULE OF DISTRIBUTION**

NAME BENJAMIN J. LOOMIS

NO. 02-276-CD

NOW, November 14, 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 October 07, 2005, I exposed the within described real estate of Benjamin J. Loomis to public venue or outcry at which time and place I sold the same to THE SECRETARY OF VETERANS AFFAIRS he/she being the highest bidder, for the sum of \$5,000.00 plus costs and made the following appropriations, viz:

SHERIFF COSTS:

RDR	15.00
SERVICE	15.00
MILEAGE	15.39
LEVY	15.00
MILEAGE	15.39
POSTING	15.00
CSDS	10.00
COMMISSION	100.00
POSTAGE	4.44
HANDBILLS	15.00
DISTRIBUTION	25.00
ADVERTISING	15.00
ADD'L SERVICE DEED	30.00
ADD'L POSTING	
ADD'L MILEAGE	
ADD'L LEVY	
BID AMOUNT	5,000.00
RETURNS/DEPUTIZE COPIES	15.00
	5.00
BILLING/PHONE/FAX	5.00
CONTINUED SALES	
MISCELLANEOUS	
TOTAL SHERIFF COSTS	\$315.22

DEED COSTS:

ACKNOWLEDGEMENT	5.00
REGISTER & RECORDER	28.50
TRANSFER TAX 2%	0.00
TOTAL DEED COSTS	\$28.50

PLAINTIFF COSTS, DEBT AND INTEREST:

DEBT-AMOUNT DUE	52,614.91
INTEREST @ %	0.00
FROM TO 10/07/2005	
PROTH SATISFACTION	
LATE CHARGES AND FEES	891.53
COST OF SUIT-TO BE ADDED	1,500.00
FORECLOSURE FEES	
ATTORNEY COMMISSION	1,650.00
REFUND OF ADVANCE	
REFUND OF SURCHARGE	20.00
SATISFACTION FEE	
ESCROW DEFICIENCY	5,467.53
PROPERTY INSPECTIONS	
INTEREST	17,609.50
MISCELLANEOUS	
TOTAL DEBT AND INTEREST	\$79,753.47

COSTS:

ADVERTISING	213.52
TAXES - COLLECTOR	
TAXES - TAX CLAIM	
DUE	
LIEN SEARCH	100.00
ACKNOWLEDGEMENT	5.00
DEED COSTS	28.50
SHERIFF COSTS	315.22
LEGAL JOURNAL COSTS	144.00
PROTHONOTARY	180.00
MORTGAGE SEARCH	40.00
MUNICIPAL LIEN	
TOTAL COSTS	\$1,026.24

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