

02-1009-CD

Joanne McQuown vs Andras Benyovits al

02

02-1009-CD
JOANNE KATHLEEN MCQUOWN -vs- ANDRAS BENYOVIITS etal

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

JOANNE KATHLEEN McQUOWN,

Plaintiff :

vs. :

No. 02 - 1009 - CD

ANDRAS BENYOVITS, a/k/a ANDREW BENOVIC, :
deceased, and ANNA BENYOVITS, a/k/a ANNA :
PETRUSKY BENOVIC, his wife, deceased :
ANDREW BENOVIC, JR., deceased, and EFFIE : ACTION TO QUIET TITLE
CUPPLES BENOVIC, his wife, deceased; :
AUDREY BENOVIC CRAIMER; RUTH BENOVIC :
OLDHAM; LAWRENCE BENOVIC; JEAN BENOVIC :
RODKEY; ANDREW BENOVIC, III; ANNA :
BENOVIC SARISKY, deceased, and GEORGE :
SARISKY, her husband, deceased; ANDREW :
SARISKY, GEORGE SARISKY, JR.; ELEANOR :
SARISKY TAVALSKY; MARY ANN SARISKY, JOHN :
SARISKY, a/k/a JOHN BENNETT; TERESSA :
SARISKY THOMPSON; VERNA BENOVIC REPPA, :
deceased, and JOHN K. REPPA, her husband :
deceased, JEROME REPPA; ANNA REPPA :
POMMERVILLE, deceased; JEFFREY :
POMMERVILLE; MARIE REPPA WALSH; JOAN :
REPPA ADAM, deceased; JOHN ADAM; MARK :
ADAM; MATTHEW ADAM; MICHAEL ADAM; :
THERESE ADAM; VERNON REPPA, deceased; :
JON REPPA, deceased; VERNON P. REPPA; :
JOHN REPPA, JR., deceased; ANDREW REPPA, :
deceased; DAVID REPPA; JULIANNA BENOVIC :
TILKA, deceased, and DR. MICHEL TILKA, :
SR.; MICHAEL TILKA, JR.; EDWARD C. :
BENOVIC, deceased; ROSA BENOVIC, :
deceased; VICTORIA A. McQUOWN, deceased, :
and CHARLES W. McQUOWN, her husband, :
deceased; MARY BENOVIC HOHOLKA, deceased :
and MICHAEL HOHOLKA, her husband, :
deceased; GLADYS HOHOLKA COMINSKY and :
GEORGE COMINSKY, her husband; MACHIPONGO :
LAND & COAL COMPANY, and any heirs or :
persons claiming, or who might claim :
title under them, and any other person, :
persons, firms, partnerships or :
corporate entities, who might claim any :
title to the premises herein described, :
Defendants :

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William A. Shaw
Prothonotary

7. A check of the telephone books in Clearfield County to see if any of the parties are listed and calls having been made to parties whose names sounded similar to inquire as to whether they were related to Defendants in the chain of title.

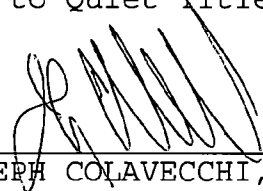
8. A check with the postal authorities, where necessary, to inquire as to whether there was a listing of potential Defendants.

9. A verification with relatives, neighbors, friends and employers of the Defendants where they could be located.

10. Checking the motor vehicle records where applicable.

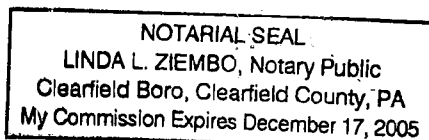
11. All of the above has been done in accordance with R.C.P. Rule 430 which covers service pursuant to special Order of Court.

12. All of the efforts were made in good faith. A real attempt having been made to uncover any Defendants who may have an interest in the above-described Action to Quiet Title.


JOSEPH COLAVECCHI, ESQUIRE
Attorney for Plaintiff

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

Linda L. Ziembo



IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION
No. 02 - - CD

JOANNE KATHLEEN McQUOWN,
Plaintiff

vs.

ANDRAS BENYOVITS, a/k/a ANDREW
BENOVIC, and ANNA BENYOVITS,
a/k/a ANNA PETRUSKY BENOVIC,
his wife, et al,
Defendants

AFFIDAVIT UNDER R.C.P. 430
CONCERNING LOCATION OF
DEFENDANTS

COLAVECCHI
RYAN & COLAVECCHI
ATTORNEYS AT LAW
221 EAST MARKET STREET
(ACROSS FROM COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA 16830

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JOANNE KATHLEEN McQUOWN,

Plaintiff

vs.

ANDRAS BENYOVITS, a/k/a ANDREW BENOVIC, and ANNA BENYOVITS, a/k/a ANNA PETRUSKY BENOVIC, his wife; ANDREW BENOVIC, JR., and EFFIE CUPPLES BENOVIC, his wife; AUDREY BENOVIC CRAIMER; RUTH BENOVIC OLDHAM; LAWRENCE BENOVIC; JEAN BENOVIC RODKEY; ANDREW BENOVIC, III; ANNA BENOVIC SARISKY and GEORGE SARISKY, her husband; ANDREW SARISKY, GEORGE SARISKY, JR.; ELEANOR SARISKY TAVALSKY; MARY ANN SARISKY, JOHN SARISKY, a/k/a JOHN BENNETT; TERESSA SARISKY THOMPSON; VERNA BENOVIC REPPA and JOHN K. REPPA, her husband; JEROME REPPA; ANNA REPPA POMMERVILLE; JEFFREY POMMERVILLE; MARIE REPPA WALSH; JOAN REPPA ADAM; JOHN ADAM; MARK ADAM; MATTHEW ADAM; MICHAEL ADAM; THERESE ADAM; VERNON REPPA, JON REPPA; VERNON P. REPPA; JOHN REPPA, JR.; ANDREW REPPA; DAVID REPPA; JULIANNA BENOVIC TILKA and DR. MICHEL TILKA, SR.; her husband; MICHAEL TILKA, JR.; EDWARD C. BENOVIC; ROSE BENOVIC; VICTORIA A. McQUOWN and CHARLES W. McQUOWN, her husband; JOHN E. McQUOWN and JOANNE KATHLEEN McQUOWN, his wife; LOIS J. BUNGO; MARY BENOVIC HOHOLKA and MICHAEL HOHOLKA, her husband; GLADYS HOHOLKA COMINSKY and GEORGE COMINSKY, her husband; MACHIPONGO LAND & COAL COMPANY, and any heirs or persons claiming, or who might claim title under them, and any other person, persons, firms, partnerships or corporate entities, who might claim any title to the premises herein described,

Defendants

CIVIL DIVISION

No. 02 - 1009 - CD

COMPLAINT IN ACTION TO
QUIET TITLE

Filed on behalf of:

Plaintiff, JOANNE
KATHLEEN McQUOWN

Counsel of Record for
Said Party:

JOSEPH COLAVECCHI,
ESQUIRE

PA I.D. 06810

COLAVECCHI RYAN &
COLAVECCHI

221 East Market Street
P.O. Box 131
Clearfield, PA 16830

814/765-1566

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William A. Shaw Prothonotary
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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION

JOANNE KATHLEEN McQUOWN,

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No. 02 -

- CD

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and ANNA BENYOVITS, a/k/a ANNA PETRUSKY
BENOVIC, his wife; ANDREW BENOVIC, JR.,
and EFFIE CUPPLES BENOVIC, his wife;
AUDREY BENOVIC CRAIMER; RUTH BENOVIC
OLDHAM; LAWRENCE BENOVIC; JEAN BENOVIC
RODKEY; ANDREW BENOVIC, III; ANNA
BENOVIC SARISKY and GEORGE SARISKY,
her husband; ANDREW SARISKY, GEORGE
SARISKY, JR.; ELEANOR SARISKY TAVALSKY;
MARY ANN SARISKY, JOHN SARISKY, a/k/a
JOHN BENNETT; TERESSA SARISKY THOMPSON;
VERNA BENOVIC REPPA and JOHN K. REPPA,
her husband; JEROME REPPA; ANNA REPPA
POMMERVILLE; JEFFREY POMMERVILLE; MARIE
REPPA WALSH; JOAN REPPA ADAM; JOHN ADAM;
MARK ADAM; MATTHEW ADAM; MICHAEL ADAM;
THERESE ADAM; VERNON REPPA, JON REPPA;
VERNON P. REPPA; JOHN REPPA, JR.;
ANDREW REPPA; DAVID REPPA; JULIANNA
BENOVIC TILKA and DR. MICHEL TILKA, SR.;
her husband; MICHAEL TILKA, JR.; EDWARD
C. BENOVIC; ROSE BENOVIC; VICTORIA A.
McQUOWN and CHARLES W. McQUOWN, her
husband; JOHN E. McQUOWN and JOANNE
KATHLEEN McQUOWN, his wife; LOIS J.
BUNGO; MARY BENOVIC HOHOLKA and
MICHAEL HOHOLKA, her husband; GLADYS
HOHOLKA COMINSKY and GEORGE COMINSKY,
her husband; MACHIPONGO LAND & COAL
COMPANY, and any heirs or persons
claiming, or who might claim title under:
them, and any other person, persons,
firms, partnerships or corporate
entities, who might claim any title to
the premises herein described,

Defendants

N O T I C E

You have been sued in Court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this Complaint and Notice are served, by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

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

COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
Second and Market Streets
Clearfield, PA 16830

Phone 814/765-2641 Ex. 5982

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

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

JOANNE KATHLEEN McQUOWN,

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No. 02 - - CD

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BENOVIC, his wife; ANDREW BENOVIC, JR.,
and EFFIE CUPPLES BENOVIC, his wife;
AUDREY BENOVIC CRAIMER; RUTH BENOVIC
OLDHAM; LAWRENCE BENOVIC; JEAN BENOVIC
RODKEY; ANDREW BENOVIC, III; ANNA
BENOVIC SARISKY and GEORGE SARISKY,
her husband; ANDREW SARISKY, GEORGE
SARISKY, JR.; ELEANOR SARISKY TAVALSKY;
MARY ANN SARISKY, JOHN SARISKY, a/k/a
JOHN BENNETT; TERESSA SARISKY THOMPSON;
VERNA BENOVIC REPPA and JOHN K. REPPA,
her husband; JEROME REPPA; ANNA REPPA
POMMERVILLE; JEFFREY POMMERVILLE; MARIE
REPPA WALSH; JOAN REPPA ADAM; JOHN ADAM;
MARK ADAM; MATTHEW ADAM; MICHAEL ADAM;
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BENOVIC TILKA and DR. MICHEL TILKA, SR.;
her husband; MICHAEL TILKA, JR.; EDWARD
C. BENOVIC; ROSE BENOVIC; VICTORIA A.
McQUOWN and CHARLES W. McQUOWN, her
husband; JOHN E. McQUOWN and JOANNE
KATHLEEN McQUOWN, his wife; LOIS J.
BUNGO; MARY BENOVIC HOHOLKA and
MICHAEL HOHOLKA, her husband; GLADYS
HOHOLKA COMINSKY and GEORGE COMINSKY,
her husband; MACHIPONGO LAND & COAL
COMPANY, and any heirs or persons
claiming, or who might claim title under:
them, and any other person, persons,
firms, partnerships or corporate
entities, who might claim any title to
the premises herein described,

Defendants

C O M P L A I N T

1. Plaintiff is JOANNE KATHLEEN McQUOWN, an individual having a mailing address of P.O. Box 5, Ramey, Pennsylvania, 16671.

2. Defendants are as follows:

a. **Andras Benyovits and Anna Benyovits, his wife.**

Andras Benyovits, a/k/a Andrew Benovic, died intestate on December 28, 1922 and Anna Benyovits, a/k/a Anna Petrusky Benovic, is believed to have died in 1935. They are believed to have had eight children.

1. **Andrew Benovic, Jr.**, a son, is believed to have died in 1939. His wife, **Effie Cupples Benovic**, is believed to have died in 1964. They had five children as follows:

a. Audrey Benovic Cramer of 5259 Howard Street, Philadelphia, Pennsylvania, 19120.

b. Ruth Benovic Oldham of Bucks County, Lahaska, Pennsylvania, 18931.

c. Lawrence Benovic of 710 West Second Street, Erie, Pennsylvania, 16507.

d. Jean Benovic Rodkey of R.D. #3, Box 170, Clearfield, Pennsylvania, 16830.

e. Andrew Benovic, III of 518 Short Street, Carnegie, Pennsylvania, 15106.

2. **Anna Benovic Sarisky**, a daughter, is believed to have died in 1918 and her husband, **George Sarisky**, is believed to have died in 1921 or 1922, leaving six children as follows:

a. Andrew Sarisky, Pennsylvania R.R.-Y.M.C.A., Pennsylvania Station, New York City, New York, 10001.

b. George Sarisky, Jr., 9 Lockwood Drive, Clifton, New Jersey, 07013.

c. Eleanor Sarisky Tavalisky, 20-A Oakhurst Homes, Johnstown, Pennsylvania, 15906.

d. Mary Ann Sarisky Linebarger, R.D. #2, Box 147, Port Royal, Pennsylvania, 17082.

e. John Sarisky, a/k/a John Bennett, 60 Meadowbrook Drive, Princeton, New Jersey, 08540.

f. Teresa Sarisky Thompson, Newport, Pennsylvania.

3. **Verna Benovic Reppa**, a daughter, is believed to have died in 1954 and her husband, **John K. Reppa**, is believed to have died in 1931, leaving eight children as follows:

a. Jerome Reppa of 949 Cornwallis Lane, Munster, Indiana, 46321-2878.

b. Anna Reppa Pommerville is believed to be deceased, having formerly resided at 1370 Virginia Road, Santa Barbara, California, 93103, and having left one child, Jeffery Pommerville, whose present address is unknown.

c. Marie Reppa Walsh of 509 Pickett Street, Alexandria, Virginia, 22304.

d. Joan Reppa Adam is deceased and her spouse is also deceased. They formerly resided at 1644 145th Street, Gardena, California, 90247, and left five children as follows:

1. John Adam, present status and whereabouts unknown.

2. Mark Adam, present status and whereabouts unknown.

3. Matthew Adam, present status and whereabouts unknown.

4. Michael Adam, present status and whereabouts unknown.

5. Therese Adam Cassar of 3360 Avenida Fey Norte, Palm Springs, California, 92262.

e. Vernon Reppa is deceased and his spouse is also deceased, having formerly resided at 4736 Alexander Avenue, East Chicago, Indiana, 46312, leaving two children as follows:

1. Jon Reppa who is now deceased with no descendants.

2. Vernon P. Reppa of 7237 Howard Avenue, Hammond, Indiana, 46324.

f. John Reppa, Jr., now deceased, having left no descendants and formerly resided at 4624 Mogoun Avenue, East Chicago, Indiana, 46312.

g. Andrew Reppa, now deceased, and whose spouse is also deceased, having formerly resided at 4327 Northcote, East Chicago, Indiana, 46312, and having left no descendants.

h. David Reppa of 173 Riverside Drive, Apt. #1B, New York, New York, 10024.

4. **Julianna Benovic Tilka**, a daughter, is believed to have died in 1963 and her husband, **Dr. Michael Tilka, Sr.**, is believed to be residing at 8235 Baring Avenue, Munster, Indiana, 46321. They had one child, Michael Tilka, jr., of 26243 Stillwater Circle, Panta Gora, Florida, 33955.

5. **Edward C. Benovic**, a son, single, is believed to have died in 1943, leaving no descendants.

6. **Rose Benovic**, a daughter, single, is believed to have died in 1964, leaving no descendants.

7. **Charles W. McQuown**, passed away on July 4, 1972, and his spouse, **Victoria A. McQuown**, who is a daughter, passed away on October 4, 1976, leaving two children as follows:

a. John E. McQuown, deceased, passed away on July 20, 1987, and his spouse, Joanne Kathleen McQuown, who is the Plaintiff in this legal action, has a mailing address of P.O. Box 5, Ramey, Pennsylvania, 16671.

b. Lois J. Bungo of 406 Curtin Street, Osceola Mills, Pennsylvania, 16666.

8. **Mary Benovic Hoholka**, a daughter, is believed to have died in 1920 and her husband, **Michael Hoholka**, is believed to have died in 1962. They had one child, Gladys Hoholka Cominsky, whose spouse is George Cominsky, residing at 110 Eighth Street, Windber, Pennsylvania, 15963.

b. **Machipongo Land & Coal Company**, a Pennsylvania business corporation, with its principal office at Box 195, Ramey, Pennsylvania, 16671, and any heirs or persons claiming or who might claim title under them, and any other person, persons, firms, partnerships, or corporate entities who might claim any title to the premises herein described.

3. The subject of this Action to Quiet Title is a parcel of land situated in the Borough of Houtzdale, County of Clearfield and State of Pennsylvania, bounded and described as follows:

BEGINNING at an iron pin at the intersection of the northern line of Daniel Street and the eastern line of Larch Alley, said point being the southwestern corner of the parcel herein described; thence along the eastern line of Larch Alley, North eleven (11) degrees thirty (30) minutes zero (00) seconds East, a distance of one hundred fifty and no hundredths (150.00) feet to an iron pin at the southern line of Squirrel Alley; thence along the southern line of Squirrel Alley, South seventy-eight (78)

dated April, 1884 and drafted by Allen G. Butler as Lot Number 680.

There was then a second map of Houtzdale and the Villages of West and South Houtzdale prepared by Gwin, Dobson & Foreman, Inc. dated November 4, 1976 which described the property, which is the subject of this Action to Quiet Title, as Lot Numbers 861, 862 and 863.

It is believed that the descriptions of these properties were somewhat confused in attempting to convey it in the chain of title to Joanne McQuown and John McQuown and may have intended to be conveyed with an earlier deed or there was a separate deed which did not get placed of record.

There is a deed dated July 7, 1970, recorded in Deed Book 566, Page 526, from Victoria A. McQuown and Charles W. McQuown to John E. McQuown and Joanne McQuown, his wife, which describes properties therein as three Lots Numbers 401, 403 and 405.

There is then some confusion in the assessment records and in the actual legal description of the property. It is believed that this conveyance was either intended to include the above property which is the subject of this Action to Quiet Title or the property is described in a separate deed which was lost and not placed of record. Plaintiff and her husband, John McQuown, took immediate possession of the property described in Paragraph 3.

4. Plaintiff has acquired title to the above-described premises through the chain of title set out in Paragraph 3, and

commencing in 1945 and said adverse possession has continued until the present time.

Plaintiff's adverse possession of this property, through herself and her predecessors in title, has been actual, continuous, exclusive, visible, notorious, distinct and hostile and has continued for more than the statutory period of twenty-one (21) years, it having been adverse to all parties which the Defendants enumerated herein may have in the premises.


6. That this Action to Quiet title is necessary in order to firmly vest title in the Plaintiff through the chain of title as set out above and by adverse possession. It is the purpose of this Action to Quiet Title to give all parties the opportunity to present any claim they might have to the property.

WHEREFORE, Plaintiff brings this Action to Quiet Title and asks the Court to Decree as follows:

a. That the Plaintiff is seized of an indefeasible title as acquired through the chain of title set out in Paragraph 3 and also by adverse possession to the premises situated in the Borough of Houtzdale, Clearfield County, Pennsylvania. The complete description of the property which is the subject of this Action to Quiet Title is set out in Paragraph 3 and is shown on the survey map attached to this Complaint marked Exhibit "A", which has Clearfield County Assessment Map Number M14-385-00004 and described as three lots.

b. Enter such judgment or other relief which may be necessary in establishing an indefeasible title in the Plaintiff.

c. Such other and further relief as the Court may deem proper.



JOSEPH COLAVECCHI, ESQUIRE
Attorney for Plaintiff

VERIFICATION

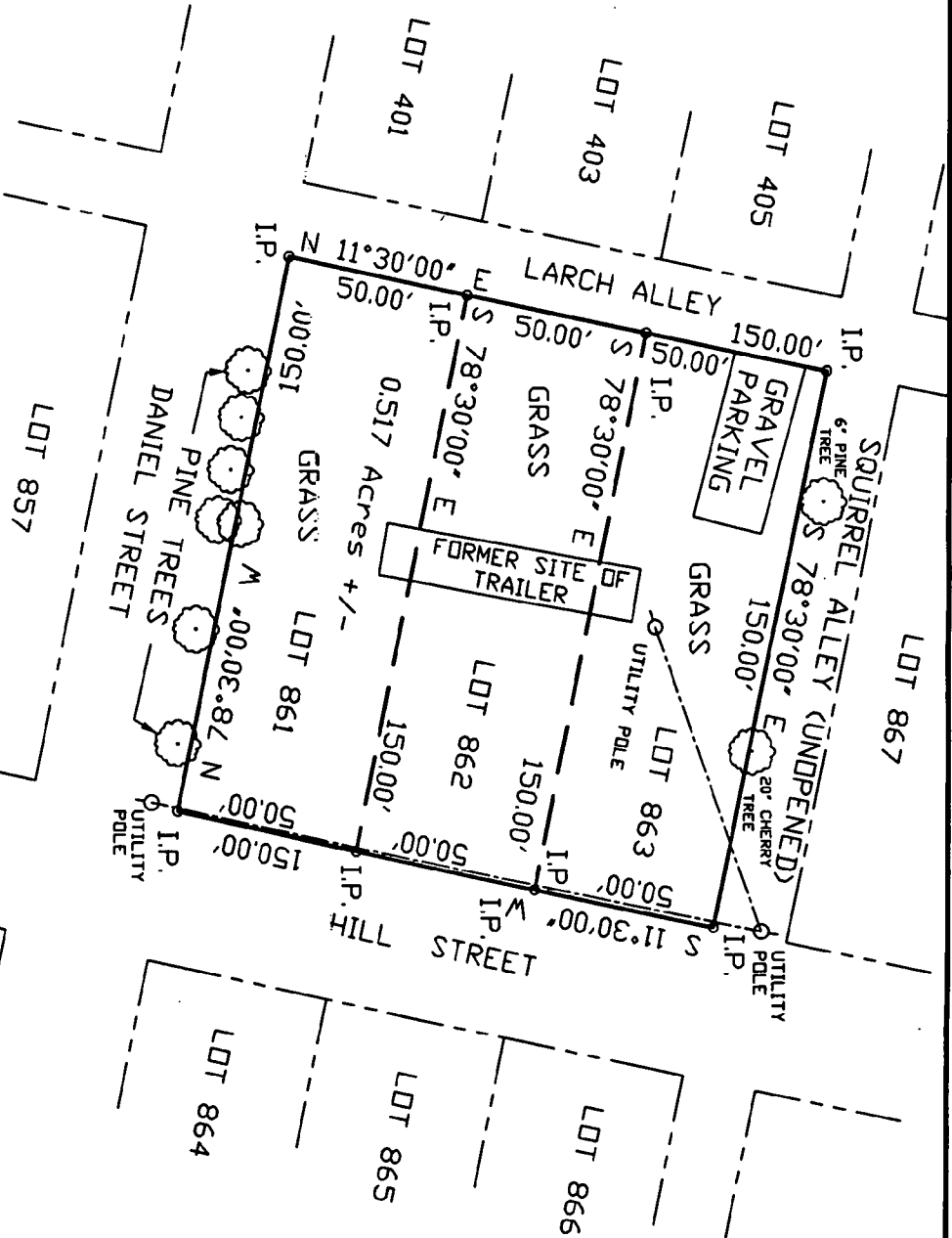
I verify that the statements made in this Complaint in Action to Quiet Title are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. 4904, relating to unsworn falsification to authorities.

Joanne Kathleen McQuown
JOANNE KATHLEEN McQUOWN



Exhibit

"A"



Survey of Land
for
Joanne Kathleen McQuown

Situate: Houtzdale Borough
Clearfield Co., Pennsylvania

SCALE:

1. = 50.

DRAWN BY:

C.C.C. : FB# 246

GEORGE A. CREE, REGISTERED SURVEYOR
Prepared by: 2417 SKYLINE DRIVE, FALLEN TIMBER, PA 16639

DATE: _____

4/12/02

JOB NUMBER:

BG42102

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION
No. 02 - - CD

JOANNE KATHLEEN McQUOWN,
Plaintiff

vs.

ANDRAS BENYOVITS, a/k/a ANDREW
BENOVIC, and ANNA BENYOVITS,
a/k/a ANNA PETRUSKY BENOVIC,
his wife, et al,

Defendants

COMPLAINT IN ACTION TO
QUIET TITLE

NOTICE TO DEFENDANTS:

YOU are hereby notified that
you are required to file an
Answer to the within Complaint
within twenty (20) days after
service upon you or judgment may
be entered against you.

Joseph Colavecchi
JOSEPH COLAVECCHI, ESQUIRE
Attorney for Plaintiff

COLAVECCHI
RYAN & COLAVECCHI

ATTORNEYS AT LAW
221 EAST MARKET STREET
(ACROSS FROM COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA 16830

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vs. :

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ANDREW BENOVIC, JR., deceased, and EFFIE : ACTION TO QUIET TITLE
CUPPLES BENOVIC, his wife, deceased; :
AUDREY BENOVIC CRAIMER; RUTH BENOVIC :
OLDHAM; LAWRENCE BENOVIC; JEAN BENOVIC :
RODKEY; ANDREW BENOVIC, III; ANNA :
BENOVIC SARISKY, deceased, and GEORGE :
SARISKY, her husband, deceased; ANDREW :
SARISKY, GEORGE SARISKY, JR.; ELEANOR :
SARISKY TAVALSKY; MARY ANN SARISKY, JOHN :
SARISKY, a/k/a JOHN BENNETT; TERESSA :
SARISKY THOMPSON; Verna BENOVIC REPPA, :
deceased, and JOHN K. REPPA, her husband :
deceased, JEROME REPPA; ANNA REPPA :
POMMERVILLE, deceased; JEFFREY :
POMMERVILLE; MARIE REPPA WALSH; JOAN :
REPPA ADAM, deceased; JOHN ADAM; MARK :
ADAM; MATTHEW ADAM; MICHAEL ADAM; :
THERESE ADAM; VERNON REPPA, deceased; :
JON REPPA, deceased; VERNON P. REPPA; :
JOHN REPPA, JR., deceased; ANDREW REPPA, :
deceased; DAVID REPPA; JULIANNA BENOVIC :
TILKA, deceased, and DR. MICHEL TILKA, :
SR.; MICHAEL TILKA, JR.; EDWARD C. :
BENOVIC, deceased; ROSA BENOVIC, :
deceased; VICTORIA A. McQUOWN, deceased, :
and CHARLES W. McQUOWN, her husband, :
deceased; MARY BENOVIC HOHOLKA, deceased :
and MICHAEL HOHOLKA, her husband, :
deceased; GLADYS HOHOLKA COMINSKY and :
GEORGE COMINSKY, her husband; MACHIPONGO :
LAND & COAL COMPANY, and any heirs or :
persons claiming, or who might claim :
title under them, and any other person, :
persons, firms, partnerships or :
corporate entities, who might claim any :
title to the premises herein described, :
Defendants :

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William A. Shaw
Prothonotary Colavecchi

980

least twenty (20) days from the date of the last publication, judgment will be entered against the above-named Defendants granting relief requested in the Prayer of the Complaint and which shall be set forth in full in the advertisement of said action.

If this Complaint is not pleaded to within twenty (20) days after the date of the last publication, the Plaintiff may obtain a Preliminary Order directed to the Defendants and if no exceptions are filed to the Preliminary Order within thirty (30) days, Final Judgment in this action to Quiet Title may be entered by the Plaintiffs against the Defendants.

BY THE COURT:

JUDGE



IN THE COURT OF COMMON PLEAS OF
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CIVIL ACTION
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JOANNE KATHLEEN McQUOWN,
Plaintiff

vs.

ANDRAS BENYOVITS, a/k/a ANDREW
BENOVIC, and ANNA BENYOVITS,
a/k/a ANNA PETRUSKY BENOVIC,
his wife, et al,
Defendants

ORDER DIRECTING COMPLAINT TO BE
SERVED BY ADVERTISEMENT ON
CERTAIN DEFENDANTS

COLAVECCHI
RYAN & COLAVECCHI
ATTORNEYS AT LAW
221 EAST MARKET STREET
(ACROSS FROM COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA 16830

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JOANNE KATHLEEN McQUOWN,

CIVIL DIVISION

Plaintiff

No. 02 - 1009 - CD

vs.

AFFIDAVIT OF SERVICE

ANDRAS BENYOVITS, a/k/a ANDREW
BENOVIC, and ANNA BENYOVITS,
a/k/a ANNA PETRUSKY BENOVIC, his
wife; ANDREW BENOVIC, JR., and
EFFIE CUPPLES BENOVIC, his wife;
AUDREY BENOVIC CRAIMER; RUTH
BENOVIC OLDHAM; LAWRENCE BENOVIC;
JEAN BENOVIC RODKEY; ANDREW BENOVIC,
III; ANNA BENOVIC SARISKY and GEORGE
SARISKY, her husband; ANDREW SARISKY,
GEORGE SARISKY, JR.; ELEANOR SARISKY
TAVALSKY; MARY ANN SARISKY, JOHN
SARISKY, a/k/a JOHN BENNETT; TERESSA
SARISKY THOMPSON; VERA BENOVIC REPPA
and JOHN K. REPPA, her husband; JEROME
REPPA; ANNA REPPA POMMERVILLE; JEFFREY
POMMERVILLE; MARIE REPPA WALSH; JOAN;
REPPA ADAM; JOHN ADAM; MARK ADAM;
MATTHEW ADAM; MICHAEL ADAM; THERESE
ADAM; VERNON REPPA, JON REPPA;
VERNON P. REPPA; JOHN REPPA, JR.;
ANDREW REPPA; DAVID REPPA; JULIANNA
BENOVIC TILKA and DR. MICHEL TILKA,
SR.; her husband; MICHAEL TILKA, JR.;
EDWARD C. BENOVIC; ROSE BENOVIC; VICTORIA
A. McQUOWN and CHARLES W. McQUOWN, her
husband; JOHN E. McQUOWN and JOANNE
KATHLEEN McQUOWN, his wife; LOIS J.
BUNGO; MARY BENOVIC HOHOLKA and
MICHAEL HOHOLKA, her husband; GLADYS
HOHOLKA COMINSKY and GEORGE COMINSKY,
her husband; MACHIPONGO LAND & COAL
COMPANY, and any heirs or persons
claiming, or who might claim title
under them, and any other person, persons,
firms, partnerships or corporate
entities, who might claim any title to
the premises herein described,

Defendants

Filed on behalf of:

Plaintiff, JOANNE
KATHLEEN McQUOWN

Counsel of Record for
Said Party:

JOSEPH COLAVECCHI,
ESQUIRE

PA I.D. 06810

COLAVECCHI RYAN &
COLAVECCHI

221 East Market Street
P.O. Box 131
Clearfield, PA 16830

814/765-1566

FILED

JUL 11 2002

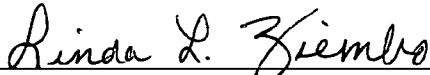
011:45/NOCC
William A. Shaw
Prothonotary

The above statements are true and correct to the best of
affiant's knowledge, information and belief.



JOSEPH COLAVECCHI, ESQUIRE

Sworn to and subscribed before
me this 9 day of July, 2002.



Notary Public

NOTARIAL SEAL
LINDA L. ZIEMBO, Notary Public
Clearfield Boro, Clearfield County, PA
My Commission Expires December 17, 2005

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION
No. 02 - 1009 - CD

JOANNE KATHLEEN McQUOWN,
Plaintiff

vs.

ANDRAS BENYOVITS, a/k/a
ANDREW BENOVIĆ, and ANNA
BENYOVITS, a/k/a ANNA
PETRUSKY BENOVIĆ, his wife;
et al,

Defendants

AFFIDAVIT OF SERVICE

COLAVECCHI
RYAN & COLAVECCHI
ATTORNEYS AT LAW
221 EAST MARKET STREET
(ACROSS FROM COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA 16830

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JOANNE KATHLEEN McQUOWN,
Plaintiff

vs.

CIVIL DIVISION

No. 02 - 1009 - CD

ANDRAS BENYOVITS, a/k/a ANDREW BENOVIC, :
deceased, and ANNA BENYOVITS, a/k/a ANNA :
PETRUSKY BENOVIC, his wife, deceased :
ANDREW BENOVIC, JR., deceased, and EFFIE :
CUPPLES BENOVIC, his wife, deceased; :
AUDREY BENOVIC CRAIMER; RUTH BENOVIC :
OLDHAM; LAWRENCE BENOVIC; JEAN BENOVIC :
RODKEY; ANDREW BENOVIC, III; ANNA :
BENOVIC SARISKY, deceased, and GEORGE :
SARISKY, her husband, deceased; ANDREW :
SARISKY, GEORGE SARISKY, JR.; ELEANOR :
SARISKY TAVALSKY; MARY ANN SARISKY, JOHN :
SARISKY, a/k/a JOHN BENNETT; TERESSA :
SARISKY THOMPSON; VERNA BENOVIC REPPA, :
deceased, and JOHN K. REPPA, her husband :
deceased, JEROME REPPA; ANNA REPPA :
POMMERVILLE, deceased; JEFFREY :
POMMERVILLE; MARIE REPPA WALSH; JOAN :
REPPA ADAM, deceased; JOHN ADAM; MARK :
ADAM; MATTHEW ADAM; MICHAEL ADAM; :
THERESE ADAM; VERNON REPPA, deceased; :
JON REPPA, deceased; VERNON P. REPPA; :
JOHN REPPA, JR., deceased; ANDREW REPPA, :
deceased; DAVID REPPA; JULIANNA BENOVIC :
TILKA, deceased, and DR. MICHEL TILKA, :
SR.; MICHAEL TILKA, JR.; EDWARD C. :
BENOVIC, deceased; ROSA BENOVIC, :
deceased; VICTORIA A. McQUOWN, deceased; :
and CHARLES W. McQUOWN, her husband, :
deceased; MARY BENOVIC HOHOLKA, deceased :
and MICHAEL HOHOLKA, her husband, :
deceased; GLADYS HOHOLKA COMINSKY and :
GEORGE COMINSKY, her husband; MACHIPONGO :
LAND & COAL COMPANY, and any heirs or :
persons claiming, or who might claim :
title under them, and any other person, :
persons, firms, partnerships or :
corporate entities, who might claim any :
title to the premises herein described,
Defendants

AFFIDAVIT OF SERVICE

Filed on behalf of:

Plaintiff, JOANNE
KATHLEEN McQUOWN

Counsel of Record for
Said Party:

JOSEPH COLAVECCHI,
ESQUIRE
PA I.D. 06810

COLAVECCHI RYAN &
COLAVECCHI

221 East Market St.
Clearfield, PA 16830
814/765-1566

FILED

JUL 15 2002

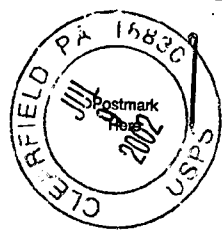
William A. Shaw
Prothonotary

AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF CLEARFIELD : SS.
:

Before me, the undersigned officer, personally appeared, JOSEPH COLAVECCHI, ESQUIRE, who, being duly sworn according to law, deposes and says that on July 3, 2002, a certified copy of the Complaint in Action to Quiet Title filed on behalf of JOANNE KATHLEEN McQUOWN was mailed to Lois J. Bungo by certified mail, return receipt requested. A copy of this receipt is attached hereto.

U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only: No Insurance Coverage Provided)	
OFFICIAL USE	
Postage	\$ 1.06
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.11



Sent To	
Lois J. Bungo	
Street, Apt. No.; or PO Box No.	406 Curtin Street
City, State, ZIP+ 4	Osceola Mills, PA 16666

PS Form 3800, January 2001 See Reverse for Instructions

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

The return receipt was received from the Post Office showing that Christopher P. Bungo, Agent for Lois J. Bungo, picked up the letter containing the certified copy of the Complaint in Action to Quiet Title on July 10, 2002. A copy of this return receipt is attached hereto.

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none">■ 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.		<p>A. Received by (Please Print Clearly) <u>Christopher P. Bungo</u> B. Date of Delivery <u>7-10-02</u></p> <p>C. Signature <u>Christopher P. Bungo</u> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, enter delivery address below:</p>	
1. Article Addressed to: Lois J. Bungo 406 Curtin Street Osceola Mills, PA 16666		3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
2. Article Number (Copy from service label) 7001 1940 0001 9405 0113		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	

PS Form 3811, July 1999 Domestic Return Receipt 102595-99-M-1789

The above statements are true and correct to the best of affiant's knowledge, information and belief.

JOSEPH COLAVECCHI, ESQUIRE
Attorney for Plaintiff

Sworn to and subscribed before
me this 11 day of July, 2002.

Linda L. Ziembo

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

NOTARIAL SEAL
LINDA L. ZIEMBO, Notary Public
Clearfield Boro, Clearfield County, PA
My Commission Expires December 17, 2005

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION
No. 02 - 1009 - CD

JOANNE KATHLEEN McQUOWN,
Plaintiff

vs.

ANDRAS BENYOVITS, a/k/a
ANDREW BENOVIC, DECEASED, and
ANNA BENYOVITS, a/k/a ANNA
PETRUSKY BENOVIC, his wife,
Deceased, et al,
Defendants

AFFIDAVIT OF SERVICE

FILED
03:2004
JUL 15 2002
4/37
no
e

William A. Chay

COLAVECCHI
RYAN & COLAVECCHI
ATTORNEYS AT LAW
221 EAST MARKET STREET
(ACROSS FROM COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA 16830

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JOANNE KATHLEEN McQUOWN,

Plaintiff

vs.

CIVIL DIVISION

No. 02 - 1009 - CD

AFFIDAVIT OF SERVICE

ANDRAS BENYOVITS, a/k/a ANDREW
BENOVIC, and ANNA BENYOVITS,
a/k/a ANNA PETRUSKY BENOVIC, his
wife; ANDREW BENOVIC, JR., and
EFFIE CUPPLES BENOVIC, his wife;
AUDREY BENOVIC CRAIMER; RUTH
BENOVIC OLDHAM; LAWRENCE BENOVIC;
JEAN BENOVIC RODKEY; ANDREW BENOVIC,
III; ANNA BENOVIC SARISKY and GEORGE
SARISKY, her husband; ANDREW SARISKY,
GEORGE SARISKY, JR.; ELEANOR SARISKY
TAVALSKY; MARY ANN SARISKY, JOHN
SARISKY, a/k/a JOHN BENNETT; TERESSA
SARISKY THOMPSON; VERNA BENOVIC REPPA
and JOHN K. REPPA, her husband; JEROME
REPPA; ANNA REPPA POMMERVILLE; JEFFREY
POMMERVILLE; MARIE REPPA WALSH; JOAN
REPPA ADAM; JOHN ADAM; MARK ADAM;
MATTHEW ADAM; MICHAEL ADAM; THERESE
ADAM; VERNON REPPA, JON REPPA;
VERNON P. REPPA; JOHN REPPA, JR.;
ANDREW REPPA; DAVID REPPA; JULIANNA
BENOVIC TILKA and DR. MICHEL TILKA,
SR.; her husband; MICHAEL TILKA, JR.;
EDWARD C. BENOVIC; ROSE BENOVIC; VICTORIA
A. McQUOWN and CHARLES W. McQUOWN, her
husband; JOHN E. McQUOWN and JOANNE
KATHLEEN McQUOWN, his wife; LOIS J.
BUNGO; MARY BENOVIC HOHOLKA and
MICHAEL HOHOLKA, her husband; GLADYS
HOHOLKA COMINSKY and GEORGE COMINSKY,
her husband; MACHIPONGO LAND & COAL
COMPANY, and any heirs or persons
claiming, or who might claim title
under them, and any other person, persons,
firms, partnerships or corporate
entities, who might claim any title to
the premises herein described,

Defendants

Filed on behalf of:

Plaintiff, JOANNE
KATHLEEN McQUOWN

Counsel of Record for
Said Party:

JOSEPH COLAVECCHI,
ESQUIRE

PA I.D. 06810

COLAVECCHI RYAN &
COLAVECCHI

221 East Market Street
P.O. Box 131
Clearfield, PA 16830

814/765-1566

FILED

JUL 16 2002

012149120 CC
William A. Shaw
Prothonotary

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

JOANNE KATHLEEN McQUOWN,

Plaintiff :

vs. :

No. 02 - 1009 - CD

ANDRAS BENYOVITS, a/k/a ANDREW BENOVIC, :
and ANNA BENYOVITS, a/k/a ANNA PETRUSKY :
BENOVIC, his wife; ANDREW BENOVIC, JR., : ACTION TO QUIET TITLE
and EFFIE CUPPLES BENOVIC, his wife; :
AUDREY BENOVIC CRAIMER; RUTH BENOVIC :
OLDHAM; LAWRENCE BENOVIC; JEAN BENOVIC :
RODKEY; ANDREW BENOVIC, III; ANNA :
BENOVIC SARISKY and GEORGE SARISKY, :
her husband; ANDREW SARISKY, GEORGE :
SARISKY, JR.; ELEANOR SARISKY TAVALSKY; :
MARY ANN SARISKY, JOHN SARISKY, a/k/a :
JOHN BENNETT; TERESSA SARISKY THOMPSON; :
VERNA BENOVIC REPPA and JOHN K. REPPA, :
her husband; JEROME REPPA; ANNA REPPA :
POMMERVILLE; JEFFREY POMMERVILLE; MARIE :
REPPA WALSH; JOAN REPPA ADAM; JOHN ADAM; :
MARK ADAM; MATTHEW ADAM; MICHAEL ADAM; :
THERESE ADAM; VERNON REPPA, JON REPPA; :
VERNON P. REPPA; JOHN REPPA, JR.; :
ANDREW REPPA; DAVID REPPA; JULIANNA :
BENOVIC TILKA and DR. MICHEL TILKA, SR.; :
her husband; MICHAEL TILKA, JR.; EDWARD :
C. BENOVIC; ROSE BENOVIC; VICTORIA A. :
McQUOWN and CHARLES W. McQUOWN, her :
husband; JOHN E. McQUOWN and JOANNE :
KATHLEEN McQUOWN, his wife; LOIS J. :
BUNGO; MARY BENOVIC HOHOLKA and :
MICHAEL HOHOLKA, her husband; GLADYS :
HOHOLKA COMINSKY and GEORGE COMINSKY, :
her husband; MACHIPONGO LAND & COAL :
COMPANY, and any heirs or persons :
claiming, or who might claim title under :
them, and any other person, persons, :
firms, partnerships or corporate :
entities, who might claim any title to :
the premises herein described, :

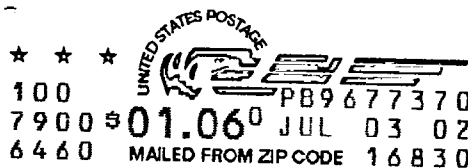
Defendants :

AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA :
: SS.
COUNTY OF CLEARFIELD :

Before me, the undersigned officer, personally appeared, JOSEPH COLAVECCHI, ESQUIRE, who, being duly sworn according to law, deposes and says that on July 3, 2002, a certified copy of the Complaint in Action to Quiet Title filed on behalf of JOANNE KATHLEEN McQUOWN was mailed to Lawrence Benovic by regular first class mailed, postage prepaid.

The letter containing the certified copy of the Complaint in Action to Quiet Title was returned marked no such number/street. A copy of this return receipt is attached hereto.



NEW 703
A

Lawrence Benovic
710 West Second Street
Erie, PA 16507

A ☐ INSUFFICIENT ADDRESS
C ☐ ATTEMPTED NOT KNOWN ☐ OTHER
S ☒ NO SUCH NUMBER/ STREET
☐ NOT DELIVERABLE AS ADDRESSED
- UNABLE TO FORWARD

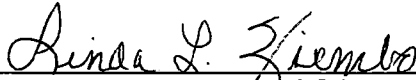


The above statements are true and correct to the best of
affiant's knowledge, information and belief.



JOSEPH COLAVECCHI, ESQUIRE

Sworn to and subscribed before
me this 15 day of July, 2002.



Notary Public

NOTARIAL SEAL
LINDA L. ZIEMBO, Notary Public
Clearfield Boro, Clearfield County, PA
My Commission Expires December 17, 2005

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JOANNE KATHLEEN McQUOWN,

Plaintiff

vs.

CIVIL DIVISION

No. 02 - 1009 - CD

AFFIDAVIT OF SERVICE

ANDRAS BENYOVITS, a/k/a ANDREW
BENOVIC, and ANNA BENYOVITS,
a/k/a ANNA PETRUSKY BENOVIC, his
wife; ANDREW BENOVIC, JR., and
EFFIE CUPPLES BENOVIC, his wife;
AUDREY BENOVIC CRAIMER; RUTH
BENOVIC OLDHAM; LAWRENCE BENOVIC;
JEAN BENOVIC RODKEY; ANDREW BENOVIC,
III; ANNA BENOVIC SARISKY and GEORGE
SARISKY, her husband; ANDREW SARISKY,
GEORGE SARISKY, JR.; ELEANOR SARISKY
TAVALSKY; MARY ANN SARISKY, JOHN
SARISKY, a/k/a JOHN BENNETT; TERESSA
SARISKY THOMPSON; VERNA BENOVIC REPPA
and JOHN K. REPPA, her husband; JEROME
REPPA; ANNA REPPA POMMERVILLE; JEFFREY
POMMERVILLE; MARIE REPPA WALSH; JOAN
REPPA ADAM; JOHN ADAM; MARK ADAM;
MATTHEW ADAM; MICHAEL ADAM; THERESE
ADAM; VERNON REPPA, JON REPPA;
VERNON P. REPPA; JOHN REPPA, JR.;
ANDREW REPPA; DAVID REPPA; JULIANNA
BENOVIC TILKA and DR. MICHEL TILKA,
SR.; her husband; MICHAEL TILKA, JR.;
EDWARD C. BENOVIC; ROSE BENOVIC; VICTORIA
A. McQUOWN and CHARLES W. McQUOWN, her
husband; JOHN E. McQUOWN and JOANNE
KATHLEEN McQUOWN, his wife; LOIS J.
BUNGO; MARY BENOVIC HOHOLKA and
MICHAEL HOHOLKA, her husband; GLADYS
HOHOLKA COMINSKY and GEORGE COMINSKY,
her husband; MACHIPONGO LAND & COAL
COMPANY, and any heirs or persons
claiming, or who might claim title
under them, and any other person, persons,
firms, partnerships or corporate
entities, who might claim any title to
the premises herein described,

Defendants

Filed on behalf of:

Plaintiff, JOANNE
KATHLEEN McQUOWN

Counsel of Record for
Said Party:

JOSEPH COLAVECCHI,
ESQUIRE

PA I.D. 06810

COLAVECCHI RYAN &
COLAVECCHI

221 East Market Street
P.O. Box 131
Clearfield, PA 16830

814/765-1566

FILED

JUL 16 2002
12:49/120CC
William A. Shaw
Prothonotary

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

JOANNE KATHLEEN McQUOWN,

Plaintiff :

vs. :

No. 02 - 1009 - CD

ANDRAS BENYOVITS, a/k/a ANDREW BENOVIC, :
and ANNA BENYOVITS, a/k/a ANNA PETRUSKY :
BENOVIC, his wife; ANDREW BENOVIC, JR., : ACTION TO QUIET TITLE
and EFFIE CUPPLES BENOVIC, his wife; :
AUDREY BENOVIC CRAIMER; RUTH BENOVIC :
OLDHAM; LAWRENCE BENOVIC; JEAN BENOVIC :
RODKEY; ANDREW BENOVIC, III; ANNA :
BENOVIC SARISKY and GEORGE SARISKY, :
her husband; ANDREW SARISKY, GEORGE :
SARISKY, JR.; ELEANOR SARISKY TAVALSKY; :
MARY ANN SARISKY, JOHN SARISKY, a/k/a :
JOHN BENNETT; TERESSA SARISKY THOMPSON; :
VERNA BENOVIC REPPA and JOHN K. REPPA, :
her husband; JEROME REPPA; ANNA REPPA :
POMMERVILLE; JEFFREY POMMERVILLE; MARIE :
REPPA WALSH; JOAN REPPA ADAM; JOHN ADAM; :
MARK ADAM; MATTHEW ADAM; MICHAEL ADAM; :
THERESE ADAM; VERNON REPPA, JON REPPA; :
VERNON P. REPPA; JOHN REPPA, JR.; :
ANDREW REPPA; DAVID REPPA; JULIANNA :
BENOVIC TILKA and DR. MICHEL TILKA, SR.; :
her husband; MICHAEL TILKA, JR.; EDWARD :
C. BENOVIC; ROSE BENOVIC; VICTORIA A. :
McQUOWN and CHARLES W. McQUOWN, her :
husband; JOHN E. McQUOWN and JOANNE :
KATHLEEN McQUOWN, his wife; LOIS J. :
BUNGO; MARY BENOVIC HOHOLKA and :
MICHAEL HOHOLKA, her husband; GLADYS :
HOHOLKA COMINSKY and GEORGE COMINSKY, :
her husband; MACHIPONGO LAND & COAL :
COMPANY, and any heirs or persons :
claiming, or who might claim title under :
them, and any other person, persons, :
firms, partnerships or corporate :
entities, who might claim any title to :
the premises herein described, :


Defendants :

AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF CLEARFIELD : SS.
:

Before me, the undersigned officer, personally appeared, JOSEPH COLAVECCHI, ESQUIRE, who, being duly sworn according to law, deposes and says that on July 9, 2002, a certified copy of the Complaint in Action to Quiet Title filed on behalf of JOANNE KATHLEEN McQUOWN was mailed to GEORGE SARISKY, JR. by certified mail, return receipt requested. A copy of this receipt is attached hereto.

U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)	
OFFICIAL USE	
Postage	\$ 1.06
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.11



Sent To	
George Sarisky, Jr.	
Street, Apt. No., or PO Box No. 9 Lockwood Drive	
City, State, ZIP+ 4 Clifton, NJ 07013	

PS Form 3800, January 2001 See Reverse for Instructions

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

The return receipt was received from the Post Office showing
"Not Deliverable as Addressed-Unable to Forward" on July 15, 2002.
A copy of this return receipt is attached hereto.

LAW OFFICES

COLAVECCHI RYAN & COLAVECCHI

221 EAST MARKET STREET

P. O. BOX 131

CLEARFIELD, PENNSYLVANIA 16830

UNITED STATES POSTAGE
117 PB9677370
79709 05.110 JUL 09 02
6571 MAILED FROM ZIP CODE 16830

RETURNED
TO
SENDER
Not Deliverable as
Addressed-Unable to
Forward

~~George Salsky, Jr.~~
~~9 Lockwood Drive~~
~~Clifton, NJ 07013~~

RETURN RECEIPT
REQUESTED

The above statements are true and correct to the best of
affiant's knowledge, information and belief.

JOSEPH COLAVECCHI, ESQUIRE
Attorney for Plaintiff

Sworn to and subscribed before
me this 15 day of July, 2002.

Linda L. Ziembo
Notary Public

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

NOTARIAL SEAL
LINDA L. ZIEMBO, Notary Public
Clearfield Boro, Clearfield County, PA
My Commission Expires December 17, 2005

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JOANNE KATHLEEN McQUOWN,
Plaintiff

vs.

MACHIPONGO LAND & COAL
COMPANY, and any heirs or
persons claiming, or who
might claim title under
them, and any other
person, persons, firms,
partnerships or corporate
entities, who might claim
any title to the premises
herein described,

Defendant

CIVIL DIVISION

No. 02 - 1009 - CD

AFFIDAVIT OF SERVICE

Filed on behalf of:

Plaintiff, JOANNE KATHLEEN
McQUOWN

Counsel of Record for
Said Party:

JOSEPH COLAVECCHI, ESQUIRE
PA I.D. 06810

COLAVECCHI RYAN & COLAVECCHI
221 East Market Street
P.O. Box 131
Clearfield, PA 16830

814/765-1566

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

FILED

JUL 22 2002

013.401nccc
William A. Shaw
Prothonotary

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

JOANNE KATHLEEN McQUOWN,

Plaintiff :

vs. :

No. 02 - 1009 - CD

ANDRAS BENYOVIITS, a/k/a ANDREW BENOVIC, :
and ANNA BENYOVIITS, a/k/a ANNA PETRUSKY :
BENOVIC, his wife; ANDREW BENOVIC, JR., : ACTION TO QUIET TITLE
and EFFIE CUPPLES BENOVIC, his wife; :
AUDREY BENOVIC CRAIMER; RUTH BENOVIC :
OLDHAM; LAWRENCE BENOVIC; JEAN BENOVIC :
RODKEY; ANDREW BENOVIC, III; ANNA :
BENOVIC SARISKY and GEORGE SARISKY, :
her husband; ANDREW SARISKY, GEORGE :
SARISKY, JR.; ELEANOR SARISKY TAVALSKY; :
MARY ANN SARISKY, JOHN SARISKY, a/k/a :
JOHN BENNETT; TERESSA SARISKY THOMPSON; :
VERNA BENOVIC REPPA and JOHN K. REPPA, :
her husband; JEROME REPPA; ANNA REPPA :
POMMERVILLE; JEFFREY POMMERVILLE; MARIE :
REPPA WALSH; JOAN REPPA ADAM; JOHN ADAM; :
MARK ADAM; MATTHEW ADAM; MICHAEL ADAM; :
THERESE ADAM; VERNON REPPA, JON REPPA; :
VERNON P. REPPA; JOHN REPPA, JR.; :
ANDREW REPPA; DAVID REPPA; JULIANNA :
BENOVIC TILKA and DR. MICHEL TILKA, SR.; :
her husband; MICHAEL TILKA, JR.; EDWARD :
C. BENOVIC; ROSE BENOVIC; VICTORIA A. :
McQUOWN and CHARLES W. McQUOWN, her :
husband; JOHN E. McQUOWN and JOANNE :
KATHLEEN McQUOWN, his wife; LOIS J. :
BUNGO; MARY BENOVIC HOHOLKA and :
MICHAEL HOHOLKA, her husband; GLADYS :
HOHOLKA COMINSKY and GEORGE COMINSKY, :
her husband; MACHIPONGO LAND & COAL :
COMPANY, and any heirs or persons :
claiming, or who might claim title under :
them, and any other person, persons, :
firms, partnerships or corporate :
entities, who might claim any title to :
the premises herein described, :

Defendants :

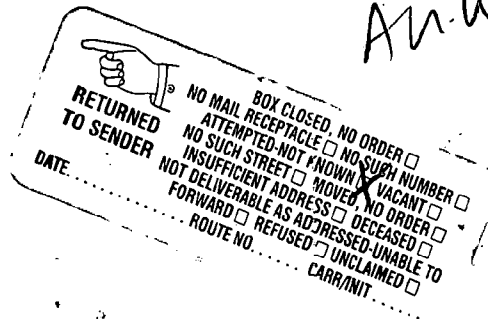
The return receipt was received from the Post Office showing delivery was "Attempted-Not Known". A copy of this return receipt is attached hereto.

LAW OFFICES
COLAVECCHI RYAN & COLAVECCHI
221 EAST MARKET STREET
P. O. BOX 131
CLEARFIELD, PENNSYLVANIA 16830

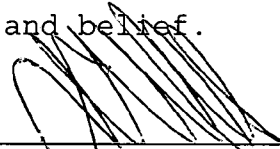


7001 1940 0001 9405 0151

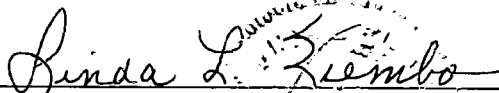
UNITED STATES POSTAGE
7940 \$05.11⁰ JUL 09 02
6576 MAILED FROM ZIP CODE 16830



The above statements are true and correct to the best of affiant's knowledge, information and belief.


JOSEPH COLAVECCHI, ESQUIRE
Attorney for Plaintiff

Sworn to and subscribed before
me this 19 day of July, 2002.


Notary Public

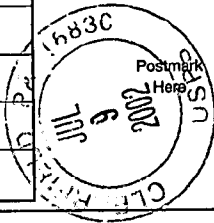
LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

NOTARIAL SEAL
LINDA L. ZIEMBO, Notary Public
Clearfield Boro, Clearfield County, PA
My Commission Expires December 17, 2005

AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF CLEARFIELD : SS.
:

Before me, the undersigned officer, personally appeared, JOSEPH COLAVECCHI, ESQUIRE, who, being duly sworn according to law, deposes and says that on July 9, 2002, a certified copy of the Complaint in Action to Quiet Title filed on behalf of JOANNE KATHLEEN McQUOWN was mailed to MARIE REPPA WALSH by certified mail, return receipt requested. A copy of this receipt is attached hereto.

U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)	
OFFICIAL USE	
Postage	\$ 1.06
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.11
	
Sent To Marie Reppa Walsh	
Street, Apt. No.; or PO Box No. 509 Pickett Street	
City, State, ZIP+4 Alexandria, VA 22304	
PS Form 3800, January 2001 See Reverse for Instructions	

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JOANNE KATHLEEN McQUOWN,

Plaintiff

vs.

CIVIL DIVISION

No. 02 - 1009 - CD

ANDRAS BENYOVITS, a/k/a ANDREW BENOVIC, deceased, and ANNA BENYOVITS, a/k/a ANNA PETRUSKY BENOVIC, his wife, deceased ANDREW BENOVIC, JR., deceased, and EFFIE CUPPLES BENOVIC, his wife, deceased; AUDREY BENOVIC CRAIMER; RUTH BENOVIC OLDHAM; LAWRENCE BENOVIC; JEAN BENOVIC RODKEY; ANDREW BENOVIC, III; ANNA BENOVIC SARISKY, deceased, and GEORGE SARISKY, her husband, deceased; ANDREW SARISKY, GEORGE SARISKY, JR.; ELEANOR SARISKY TAVALSKY; MARY ANN SARISKY, JOHN SARISKY, a/k/a JOHN BENNETT; TERESSA SARISKY THOMPSON; VERNA BENOVIC REPPA, deceased, and JOHN K. REPPA, her husband deceased, JEROME REPPA; ANNA REPPA POMMERVILLE, deceased; JEFFREY POMMERVILLE; MARIE REPPA WALSH; JOAN REPPA ADAM, deceased; JOHN ADAM; MARK ADAM; MATTHEW ADAM; MICHAEL ADAM; THERESE ADAM; VERNON REPPA, deceased; JON REPPA, deceased; VERNON P. REPPA; JOHN REPPA, JR., deceased; ANDREW REPPA, deceased; DAVID REPPA; JULIANNA BENOVIC TILKA, deceased, and DR. MICHEL TILKA, SR.; MICHAEL TILKA, JR.; EDWARD C. BENOVIC, deceased; ROSA BENOVIC, deceased; VICTORIA A. McQUOWN, deceased, and CHARLES W. McQUOWN, her husband, deceased; MARY BENOVIC HOHOLKA, deceased and MICHAEL HOHOLKA, her husband, deceased; GLADYS HOHOLKA COMINSKY and GEORGE COMINSKY, her husband; MACHIPONGO LAND & COAL COMPANY, and any heirs or persons claiming, or who might claim title under them, and any other person, persons, firms, partnerships or corporate entities, who might claim any title to the premises herein described,
Defendants

AFFIDAVIT OF SERVICE

Filed on behalf of:

Plaintiff, JOANNE
KATHLEEN McQUOWN

Counsel of Record for
Said Party:

JOSEPH COLAVECCHI,
ESQUIRE
PA I.D. 06810

COLAVECCHI RYAN &
COLAVECCHI

221 East Market St.
Clearfield, PA 16830
814/765-1566

FILED

JUL 31 2002

William A. Shaw
Prothonotary

WJ C/L

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

JOANNE KATHLEEN McQUOWN, :
Plaintiff : No. 02 - 1009 - CD

vs. :

ANDRAS BENYOVITS, a/k/a ANDREW :
BENOVIC, and ANNA BENYOVITS, a/k/a :
ANNA PETRUSKY BENOVIC, his wife; :
ANDREW BENOVIC, JR., and EFFIE :
CUPPLES BENOVIC, his wife; AUDREY :
BENOVIC CRAIMER; RUTH BENOVIC :
OLDHAM; LAWRENCE BENOVIC; JEAN :
BENOVIC RODKEY; ANDREW BENOVIC, III :
ANNA BENOVIC SARISKY and GEORGE :
SARISKY, her husband; ANDREW :
SARISKY, GEORGE SARISKY, JR.; :
ELEANOR SARISKY TAVALSKY; MARY :
ANN SARISKY, JOHN SARISKY, a/k/a :
JOHN BENNETT; TERESSA SARISKY :
THOMPSON; VERA BENOVIC REPPA and :
JOHN K. REPPA, her husband; JEROME :
REPPA; ANNA REPPA POMMERVILLE; :
JEFFREY POMMERVILLE; MARIE REPPA :
WALSH; JOAN REPPA ADAM; JOHN ADAM; :
MARK ADAM; MATTHEW ADAM; MICHAEL :
ADAM; THERESE ADAM; VERNON REPPA, :
JON REPPA; VERNON P. REPPA; JOHN :
REPPA, JR.; ANDREW REPPA; DAVID :
REPPA; JULIANNA BENOVIC TILKA and :
DR. MICHEL TILKA, SR.; her husband; :
MICHAEL TILKA, JR.; EDWARD C. :
BENOVIC; ROSE BENOVIC; VICTORIA A. :
McQUOWN and CHARLES W. McQUOWN, her :
husband; JOHN E. McQUOWN and JOANNE :
KATHLEEN McQUOWN, his wife; LOIS J. :
BUNGO; MARY BENOVIC HOHOLKA and :
MICHAEL HOHOLKA, her husband; :
GLADYS HOHOLKA COMINSKY and GEORGE :
COMINSKY, her husband; MACHIPONGO :
LAND & COAL COMPANY, and any heirs :
or persons claiming, or who might :
claim title under them, and any :
other person, persons, firms, :
partnerships or corporate entities, :
who might claim any title to :
the premises herein described, :

Defendants :

AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA :
 : ss.
COUNTY OF CLEARFIELD :

Personally appeared before me, Notary Public, in and for the County and State aforesaid, JOSEPH COLAVECCHI, ESQUIRE, Attorney for Joanne Kathleen McQuown, Plaintiff, who, being duly sworn according to law, deposes and says that service of the foregoing Complaint to Quiet Title in the above-captioned Action, together with endorsed Notice to Plead within twenty (20) days, was made personally, where possible, and by publication as follows:

1. Service by publication was made in the Clearfield County Legal Journal, a weekly newspaper published at Clearfield, Pennsylvania, on July 12, 2002, Volume 14, No. 28. This service is attested to by a Proof of Publication attached to this Affidavit and made a part hereof.

2. That service has been made on the above-named Defendants, both personally, where possible, and by publication, and the above-named Defendants, and their heirs, devisees, administrators,


PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :

:

COUNTY OF CLEARFIELD :

On this 11th day of July AD 2002, before me, the subscriber, a Notary Public in and for said County and State, personally appeared Gary A. Knaresboro editor of the Clearfield County Legal Journal of the Courts of Clearfield County, and that the annexed is a true copy of the notice or advertisement published in said publication in the regular issues of Week of July 12, 2002, Vol. 14 No. 28. And that all of the allegations of this statement as to the time, place, and character of the publication are true.

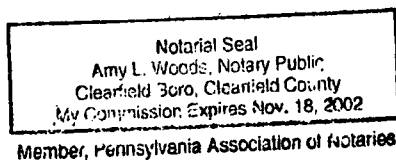


Gary A. Knaresboro, Esquire
Editor

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



Notary Public
My Commission Expires



Colavecchi & Ryan
221 East Market St
Clearfield, PA 16830

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

JOANNE KATHLEEN McQUOWN,
Plaintiff vs. ANDRAS BENYOVITS, a/k/a
ANDREW BENOVIC, deceased, and
ANNA BENYOVITS, a/k/a ANNA
PETRUSKY BENOVIC, his wife, deceased
ANDREW BENOVIC, JR., deceased, and
EFFIE CUPPLES BENOVIC, his wife,
deceased; AUDREY BENOVIC CRAIMER;
RUTH BENOVIC OLDHAM; LAWRENCE
BENOVIC; JEAN BENOVIC RODKEY;
ANDREW BENOVIC, III; ANNA BENOVIC
SARISKY, deceased, and GEORGE
SARISKY, her husband, deceased;
ANDREW SARISKY, GEORGE SARISKY,
JR.; ELEANOR SARISKY TAVALSKY;
MARY ANN SARISKY, JOHN SARISKY,
a/k/a JOHN BENNETT; TERESSA
SARISKY THOMPSON; VERNA BENO-
VIC REPPA, deceased, and JOHN K.
REPPA, her husband deceased, JEROME
REPPA; ANNA REPPA POMMERVILLE,
deceased; JEFFREY POMMERVILLE;
MARIE REPPA WALSH; JOAN REPPA
ADAM, deceased; JOHN ADAM; MARK
ADAM; MATTHEW ADAM; MICHAEL
ADAM; THERESE ADAM; VERNON
REPPA, deceased; JON REPPA,
deceased; VERNON P. REPPA; JOHN
REPPA, JR., deceased; ANDREW
REPPA, deceased; DAVID REPPA;
JULIANNA BENOVIC TILKA, deceased,
and DR. MICHAEL TILKA, SR.; MICHAEL
TILKA, JR.; EDWARD C. BENOVIC,
deceased; ROSA BENOVIC, deceased;
VICTORIA A. McQUOWN, deceased and
CHARLES W. McQUOWN, her husband,
deceased; MARY BENOVIC HOHOLKA, her
husband, deceased; GLADYS HOHOLKA
COMINSKY and GEORGE COMINSKY,
her husband; MACHIPONGO LAND &
COAL COMPANY, and any heirs or
persons claiming, or who might claim title
under them, and any other person, persons,
firms, partnerships or corporate entities,
who might claim any title to the premises
herein described, Defendants.

No. 02-1009-CD

ACTION TO QUIET TITLE

TO: THE ABOVE-NAMED
DEFENDANTS: TAKE NOTICE THAT
ON June 25, 2002, the above-named
Plaintiff filed her Complaint averring that
Joanne Kathleen McQuown is the owner of
all that certain parcel of land situated in the
Borough of Houtzdale, County of Clearfield,
and State of Pennsylvania, bounded and
described as follows:

BEGINNING at an iron pin at the
intersection of the northern line of Daniel
Street and the eastern line of Larch Alley,
said point being the southwestern corner of

the parcel herein described; thence along
the eastern line of Larch Alley, North eleven
(11) degrees thirty (30) minutes zero (00)
seconds East, a distance of one hundred
fifty and no hundredths (150.00) feet to an
iron pin at the southern line of Squirrel
Alley; thence along the southern line of
Squirrel Alley, South seventy-eight (78)
degrees thirty (30) minutes zero (00)
seconds East, a distance of one hundred
fifty and no hundredths (150.00) feet to an
iron pin at the western line of Hill Street;
thence along the western line of Hill Street,
South eleven (11) degrees thirty (30)
minutes zero (00) seconds West, a
distance of one hundred fifty and no
hundredths (150.00) feet to an iron pin at
the northern line of Daniel Street; thence
along the northern line of Daniel Street,
North seventy-eight (78) degrees thirty
(30) minutes zero (00) seconds West, a
distance of one hundred fifty and no
hundredths (150.00) feet to an iron pin and
point of beginning.

Containing 0.517 acres, more or less,
as shown on a survey map prepared by
George A. Cree, Registered Surveyor,
dated April 12, 2002.

WHEREUPON, said Court ordered
that notice of the above facts be served by
the Plaintiff on the Defendants, personally
where known, and by advertisement where
they cannot be located, or their identity
cannot be ascertained, requiring them to
answer said Complaint within twenty (20)
days after the date of the last publication.
The last date of publication of this notice is
July 12, 2002. An Answer must be filed to
the Complaint in this Action by no later than
August 1, 2002. Failure to file an Answer
by August 1, 2002, will result in default
judgment being taken against the
Defendants. Further, that title will be
confirmed in the Plaintiff free of any claims
by Defendants.

Should the above-named Defendants,
their heirs, executors, administrators,
successors and assigns, and all other
persons or entities in interest, known or
unknown, claiming by and through or under
them any right, title or interest in the land
described fail to plead to the Plaintiffs'
Complaint no later than August 22, 2001, at
9:00 a.m., the date and time set for the
Court for hearing on the said Complaint, or
fail to take such action as the Court may
direct within thirty (30) days after that date,
the Defendants, their heirs, executors,
administrators, successors and assigns,
and all other persons or entities in interest,
known or unknown, claiming by and through
or under them any right, title or interest in
the land described, except the Plaintiffs, will
be forever barred from asserting any
interest, lien, right or title to the said land,
inconsistent with the Plaintiffs, their
successors and assigns.

NOTICE - You have been sued in
Court. If you wish to defend, against the
claims set forth as above, you must take
action within twenty (20) days after the
Complaint has been filed and this Notice
has been posted in the newspaper, by
entering a written appearance personally or
by attorney and filing in writing with the
Court your defenses or objections to all 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
OR A COPY OF THIS NOTICE TO YOUR
LAWYER AT ONCE. IF YOU DO NOT
HAVE A LAWYER OR CANNOT AFFORD
ONE, GO TO OR TELEPHONE THE
OFFICE SET FORTH BELOW TO FIND
OUT WHERE YOU CAN GET LEGAL
HELP.

Court Administrator, Clearfield County
Court House, Second and Market Streets,
Clearfield, PA 16830. (814) 765-2641, Ext.
50-51.

COLAVECCHI & RYAN, Attorneys for
Plaintiffs, 221 East Market Street, P.O. Box
131, Clearfield, PA 16830.

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNA.
CIVIL DIVISION
No. 02 - 1009 - CD

JOANNE KATHLEEN McQUOWN,
Plaintiff

vs.

ANDRAS BENYOVITS, a/k/a ANDREW
BENOVIC, Deceased, et al,
Defendants

AFFIDAVIT OF SERVICE

COLAVECCHI
RYAN & COLAVECCHI
ATTORNEYS AT LAW
221 EAST MARKET STREET
(ACROSS FROM COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA 16830

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JOANNE KATHLEEN McQUOWN,

Plaintiff

CIVIL DIVISION

vs.

No. 02 - 1009 - CD

ANDRAS BENYOVITS, a/k/a ANDREW BENOVIC, deceased, and ANNA BENYOVITS, a/k/a ANNA PETRUSKY BENOVIC, his wife, deceased ANDREW BENOVIC, JR., deceased, and EFFIE CUPPLES BENOVIC, his wife, deceased; AUDREY BENOVIC CRAIMER; RUTH BENOVIC OLDHAM; LAWRENCE BENOVIC; JEAN BENOVIC RODKEY; ANDREW BENOVIC, III; ANNA BENOVIC SARISKY, deceased, and GEORGE SARISKY, her husband, deceased; ANDREW SARISKY, GEORGE SARISKY, JR.; ELEANOR SARISKY TAVALSKY; MARY ANN SARISKY, JOHN SARISKY, a/k/a JOHN BENNETT; TERESSA SARISKY THOMPSON; VERNA BENOVIC REPPA, deceased, and JOHN K. REPPA, her husband deceased, JEROME REPPA; ANNA REPPA POMMERVILLE, deceased; JEFFREY POMMERVILLE; MARIE REPPA WALSH; JOAN REPPA ADAM, deceased; JOHN ADAM; MARK ADAM; MATTHEW ADAM; MICHAEL ADAM; THERESE ADAM; VERNON REPPA, deceased; JON REPPA, deceased; VERNON P. REPPA; JOHN REPPA, JR., deceased; ANDREW REPPA, deceased; DAVID REPPA; JULIANNA BENOVIC TILKA, deceased, and DR. MICHEL TILKA, SR.; MICHAEL TILKA, JR.; EDWARD C. BENOVIC, deceased; ROSA BENOVIC, deceased; VICTORIA A. McQUOWN, deceased, and CHARLES W. McQUOWN, her husband, deceased; MARY BENOVIC HOHOLKA, deceased and MICHAEL HOHOLKA, her husband, deceased; GLADYS HOHOLKA COMINSKY and GEORGE COMINSKY, her husband; MACHIPONGO LAND & COAL COMPANY, and any heirs or persons claiming, or who might claim title under them, and any other person, persons, firms, partnerships or corporate entities, who might claim any title to the premises herein described,
Defendants

AFFIDAVIT OF SERVICE

Filed on behalf of:

Plaintiff, JOANNE
KATHLEEN McQUOWN

Counsel of Record for
Said Party:

JOSEPH COLAVECCHI,
ESQUIRE
PA I.D. 06810

COLAVECCHI RYAN &
COLAVECCHI

221 East Market St.
Clearfield, PA 16830
814/765-1566

FILED

JUL 31 2002 

William A. Shaw
William A. Shaw
Prothonotary

No CC

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

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

JOANNE KATHLEEN McQUOWN, :
Plaintiff : No. 02 - 1009 - CD

vs. :

ANDRAS BENYOVITS, a/k/a ANDREW :
BENOVIC, and ANNA BENYOVITS, a/k/a :
ANNA PETRUSKY BENOVIC, his wife; :
ANDREW BENOVIC, JR., and EFFIE :
CUPPLES BENOVIC, his wife; AUDREY :
BENOVIC CRAIMER; RUTH BENOVIC :
OLDHAM; LAWRENCE BENOVIC; JEAN :
BENOVIC RODKEY; ANDREW BENOVIC, III :
ANNA BENOVIC SARISKY and GEORGE :
SARISKY, her husband; ANDREW :
SARISKY, GEORGE SARISKY, JR.; :
ELEANOR SARISKY TAVALSKY; MARY :
ANN SARISKY, JOHN SARISKY, a/k/a :
JOHN BENNETT; TERESSA SARISKY :
THOMPSON; VERA BENOVIC REPPA and :
JOHN K. REPPA, her husband; JEROME :
REPPA; ANNA REPPA POMMERVILLE; :
JEFFREY POMMERVILLE; MARIE REPPA :
WALSH; JOAN REPPA ADAM; JOHN ADAM; :
MARK ADAM; MATTHEW ADAM; MICHAEL :
ADAM; THERESE ADAM; VERNON REPPA, :
JON REPPA; VERNON P. REPPA; JOHN :
REPPA, JR.; ANDREW REPPA; DAVID :
REPPA; JULIANNA BENOVIC TILKA and :
DR. MICHEL TILKA, SR.; her husband; :
MICHAEL TILKA, JR.; EDWARD C. :
BENOVIC; ROSE BENOVIC; VICTORIA A. :
McQUOWN and CHARLES W. McQUOWN, her :
husband; JOHN E. McQUOWN and JOANNE :
KATHLEEN McQUOWN, his wife; LOIS J. :
BUNGO; MARY BENOVIC HOHOLKA and :
MICHAEL HOHOLKA, her husband; :
GLADYS HOHOLKA COMINSKY and GEORGE :
COMINSKY, her husband; MACHIPONGO :
LAND & COAL COMPANY, and any heirs :
or persons claiming, or who might :
claim title under them, and any :
other person, persons, firms, :
partnerships or corporate entities, :
who might claim any title to :
the premises herein described, :

Defendants :

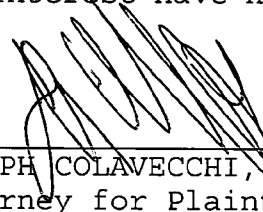
AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA :
 : SS.
COUNTY OF CLEARFIELD :

Personally appeared before me, Notary Public, in and for the County and State aforesaid, JOSEPH COLAVECCHI, ESQUIRE, Attorney for Joanne Kathleen McQuown, Plaintiff, who, being duly sworn according to law, deposes and says that service of the foregoing Complaint to Quiet Title in the above-captioned Action, together with endorsed Notice to Plead within twenty (20) days, was made personally, where possible, and by publication as follows:

1. Service by publication was made in The Progress, a daily newspaper published at Clearfield, Pennsylvania, on July 8, 2002. This service is attested to by a Proof of Publication attached to this Affidavit and made a part hereof.


2. That service has been made on the above-named Defendants, both personally, where possible, and by publication, and the above-named Defendants, and their heirs, devisees, administrators, executors, and assigns, and all other person, persons, firms, partnerships, or corporate entities in interest have not filed any Answer to the Complaint.


JOSEPH COLAVECCHI, ESQUIRE
Attorney for Plaintiff

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

Sworn to and subscribed before me

this 30 day of July, 2002.



NOTARIAL SEAL
LINDA L. ZIEMBO, Notary Public
Clearfield Boro, Clearfield County, PA
My Commission Expires December 17, 2005

IN THE COURT OF
COMMON PLEAS OF
CLEARFIELD COUNTY,
PENNSYLVANIA
CIVIL ACTION
JOANNE KATHLEEN
McQUOWN, Plaintiff.
VS.

ANDRAS BENYO VITS, a/k/a ANDREW BENO VIC, deceased, and ANNA BENYO VITS, a/k/a ANNA PETRUSKY BENO VIC, his wife, deceased ANDREW BENO VIC, JR., deceased, and EFFIE CUPPLES BENO VIC, his wife, deceased; AUDREY BENO VIC CRAINER; RUTH BENO VIC OLDHAM; LAWRENCE BENO VIC; JEAN BENO VIC RODKEY; ANDREW BENO VIC, III; ANNA BENO VIC SARISKY, deceased, and GEORGE SARISKY, her husband, deceased; ANDREW SARISKY, GEORGE SARISKY, JR.; ELEANOR SARISKY TAVALSKY; MARY ANN SARISKY, JOHN SARISKY, a/k/a JOHN BENNETT; TERESSA SARISKY THOMPSON; VERNA BENO VIC REPPA, deceased, and JOHN K. REPPA, her husband deceased, JEROME REPPA; ANNA REPPA POMMERVILLE, deceased; JEFFREY POMMERVILLE; MARIE REPPA WALSH; JOAN REPPA ADAM, deceased; JOHN ADAM; MARK ADAM; MATTHEW ADAM; MICHAEL ADAM; THERESE ADAM; VERNON REPPA, deceased; JON REPPA, deceased; VERNON P. REPPA; JOHN REPPA, JR., deceased; ANDREW REPPA, deceased; DAVID REPPA; JULIANNA BENO VIC TILKA, deceased, and DR. MICHAEL TILKA, SR.; MICHAEL TILKA, JR.; EDWARD C. BENO VIC, deceased; ROSA BENO VIC, deceased; VICTORIA A. McQUOWN, deceased, and

husband, deceased; MARY BENO VIC HOHOLKA, deceased and MICHAEL HOHOLKA, her husband, deceased; GLADYS HOHOLKA COMINSKY and GEORGE COMINSKY, her husband; MACHIPONGOLAND & COAL COMPANY, and any heirs or persons claiming, or who might claim title under them, and any other person, persons, firms, partnerships or corporate entities, who might claim any title to the premises herein described, Defendants

No. 02-1009-CD
ACTION TO QUIET TITLE
TO: THE ABOVE-NAMED DEFENDANTS:

TAKE NOTICE THAT ON June 25, 2002, the above-named Plaintiff filed her Complaint averring that Joanne Kathleen McQuown is the owner of all that certain parcel of land situated in the Borough of Houtzdale, County of Clearfield, and State of Pennsylvania, bounded and described as follows:

BEGINNING at an iron pin at the intersection of the northern line of Daniel Street and the eastern line of Larch Alley, said point being the southwestern corner of the parcel herein described; thence along the eastern line of Larch Alley, North eleven (11) degrees thirty (30) minutes zero (00) seconds East, a distance of one hundred fifty and no hundredths (150.00) feet to an iron pin at the southern line of Squirrel Alley; thence along the southern line of Squirrel Alley, South seventy-eight (78) degrees thirty (30) minutes zero (00) seconds East, a distance of one hundred fifty and no hundredths (150.00) feet to an iron pin at the western line of Hill Street; thence along the western

PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :
COUNTY OF CLEARFIELD : SS:

On this 9th day of July, A.D. 20 02, before me, the subscriber, a Notary Public in and for said County and State, personally appeared Margaret E. Krebs, who being duly sworn according to law, deposes and says that she is the President of The Progressive Publishing Company, Inc., and Associate Publisher of The Progress, a daily newspaper published at Clearfield, in the County of Clearfield and State of Pennsylvania, and established April 5, 1913, and that the annexed is a true copy of a notice or advertisement published in said publication in

the regular issues of july 8, 2002

And that the affiant is not interested in the subject matter of the notice or advertising, and that all of the allegations of this statement as to the time, place, and character of publication are true.

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

Notary Public Clearfield, Pa.

My Commission Expires
September 16, 2004

Notarial Seal
Ann K. Law, Notary Public
Clearfield Boro, Clearfield County
My Commission Expires Sept. 16, 2004

Member, Pennsylvania Association of Notaries

line of Hill Street, South eleven (11) degrees thirty (30) minutes zero (00) seconds West, a distance of one hundred fifty and no hundredths (150.00) feet to an iron pin at the north ~~corner~~ line of Daniel Street; thence along the northern line of Daniel Street, North seventh-eight (78) degrees thirty (30) minutes zero (00) seconds West, a distance of one hundred fifty and no hundredths (150.00) feet to an iron pin and point of beginning.

Containing 0.517 acres, more or less, as shown on a survey map prepared by George A. Cree, Registered Surveyor, dated April 12, 2002.

WHEREUPON, said Court ordered that notice of the above facts be served by the Plaintiff on the Defendants, personally where known, and by advertisement where they cannot be located, or their identity cannot be ascertained, requiring them to answer said Complaint within twenty (20) days after the date of the last publication. The last date of publication of this notice is July 8, 2002. An Answer must be filed to the Complaint in this Action by no later than July 28, 2002. Failure to file an Answer by July 28, 2002, will result in default judgment being taken against the Defendants. Further, that title will be confirmed in the Plaintiff free of any claims by Defendants.

NOTICE

You have been sued in Court. If you wish to defend against the claims set forth as above, you must take action within twenty (20) days after the Complaint has been filed and this Notice has been posted in their newspaper, by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to all the claims set forth against you. You are warned that if you fail to do so, the case may proceed without you and 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 OR A COPY OF THIS NOTICE TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

COURT ADMINISTRATOR,
CLEARFIELD COUNTY COURT-
HOUSE, 2nd & Market Streets,
Clearfield, PA 16830, Phone
(814) 765-2641 Ex. 50-51
COLAVECCHI & RYAN, Attorneys

for Plaintiffs, 221 East Market
Street, P. O. Box 131, Clearfield,
PA 16830

7:8-1d-b

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNA.

CIVIL DIVISION
No. 02 - 1009 - CD

JOANNE KATHLEEN McQUOWN,
Plaintiff

vs.

ANDRAS BENYOVITS, a/k/a ANDREW
BENOVIC, Deceased, et al,
Defendants

AFFIDAVIT OF SERVICE

COLAVECCHI
RYAN & COLAVECCHI

ATTORNEYS AT LAW
221 EAST MARKET STREET
(ACROSS FROM COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA 16830

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JOANNE KATHLEEN McQUOWN,
Plaintiff

vs.

MACHIPONGO LAND & COAL
COMPANY, and any heirs or
persons claiming, or who
might claim title under
them, and any other
person, persons, firms,
partnerships or corporate
entities, who might claim
any title to the premises
herein described,

Defendant

CIVIL DIVISION

No. 02 - 1009 - CD

AFFIDAVIT OF SERVICE

Filed on behalf of:

Plaintiff, JOANNE KATHLEEN
McQUOWN

Counsel of Record for
Said Party:

JOSEPH COLAVECCHI, ESQUIRE
PA I.D. 06810

COLAVECCHI RYAN & COLAVECCHI
221 East Market Street
P.O. Box 131
Clearfield, PA 16830

814/765-1566

FILED

AUG 02 2002

William A. Shaw
Prothonotary

WAS

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

JOANNE KATHLEEN McQUOWN,

Plaintiff :

vs. :

No. 02 - 1009 - CD

ANDRAS BENYOVITS, a/k/a ANDREW BENOVIC, :
and ANNA BENYOVITS, a/k/a ANNA PETRUSKY :
BENOVIC, his wife; ANDREW BENOVIC, JR., :
and EFFIE CUPPLES BENOVIC, his wife; :
AUDREY BENOVIC CRAIMER; RUTH BENOVIC :
OLDHAM; LAWRENCE BENOVIC; JEAN BENOVIC :
RODKEY; ANDREW BENOVIC, III; ANNA :
BENOVIC SARISKY and GEORGE SARISKY, :
her husband; ANDREW SARISKY, GEORGE :
SARISKY, JR.; ELEANOR SARISKY TAVALSKY; :
MARY ANN SARISKY, JOHN SARISKY, a/k/a :
JOHN BENNETT; TERESSA SARISKY THOMPSON; :
VERNA BENOVIC REPPA and JOHN K. REPPA, :
her husband; JEROME REPPA; ANNA REPPA :
POMMERVILLE; JEFFREY POMMERVILLE; MARIE :
REPPA WALSH; JOAN REPPA ADAM; JOHN ADAM; :
MARK ADAM; MATTHEW ADAM; MICHAEL ADAM; :
THERESE ADAM; VERNON REPPA, JON REPPA; :
VERNON P. REPPA; JOHN REPPA, JR.; :
ANDREW REPPA; DAVID REPPA; JULIANNA :
BENOVIC TILKA and DR. MICHEL TILKA, SR.; :
her husband; MICHAEL TILKA, JR.; EDWARD :
C. BENOVIC; ROSE BENOVIC; VICTORIA A. :
McQUOWN and CHARLES W. McQUOWN, her :
husband; JOHN E. McQUOWN and JOANNE :
KATHLEEN McQUOWN, his wife; LOIS J. :
BUNGO; MARY BENOVIC HOHOLKA and :
MICHAEL HOHOLKA, her husband; GLADYS :
HOHOLKA COMINSKY and GEORGE COMINSKY, :
her husband; MACHIPONGO LAND & COAL :
COMPANY, and any heirs or persons :
claiming, or who might claim title under :
them, and any other person, persons, :
firms, partnerships or corporate :
entities, who might claim any title to :
the premises herein described, :

Defendants :

AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA :
: SS.
COUNTY OF CLEARFIELD :

Before me, the undersigned officer, personally appeared, JOSEPH COLAVECCHI, ESQUIRE, who, being duly sworn according to law, deposes and says that on July 3, 2002, a certified copy of the Complaint in Action to Quiet Title filed on behalf of JOANNE KATHLEEN McQUOWN was mailed to Eleanor Sarisky Tavalisky by regular first class mailed, postage prepaid.

The letter containing the certified copy of the Complaint in Action to Quiet Title was returned marked attempted, not known. A copy of this return receipt is attached hereto.

LAW OFFICES
RYAN & COLAVECCHI
101 MARKET STREET
P. O. BOX 131
CLEARFIELD, PENNSYLVANIA 16830

**NOT AT
THIS HOME!!**

Eleanor Sarisky Tavalisky
20-A Oakhurst Homes


☐ A ☐ INSUFFICIENT ADDRESS
☐ C ☒ ATTEMPTED NOT KNOWN
☐ S ☐ NO SUCH NUMBER/ STREET
☐ NOT DELIVERABLE AS ADDRESSED
- UNABLE TO FORWARD

☐ OTHER

RTS
RETURN TO SENDER

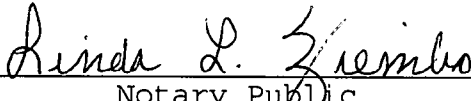
LAW OFFICE
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

The above statements are true and correct to the best of
affiant's knowledge, information and belief.



JOSEPH COLAVECCHI, ESQUIRE

Sworn to and subscribed before
me this 2 day of August, 2002.



Notary Public

NOTARIAL SEAL
LINDA L. ZIEMBO, Notary Public
Clearfield Boro, Clearfield County, PA
My Commission Expires December 17, 2005

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JOANNE KATHLEEN McQUOWN,
Plaintiff

vs.

MACHIPONGO LAND & COAL
COMPANY, and any heirs or
persons claiming, or who
might claim title under
them, and any other
person, persons, firms,
partnerships or corporate
entities, who might claim
any title to the premises
herein described,

Defendant

CIVIL DIVISION

No. 02 - 1009 - CD

AFFIDAVIT OF SERVICE

Filed on behalf of:

Plaintiff, JOANNE KATHLEEN
McQUOWN

Counsel of Record for
Said Party:

JOSEPH COLAVECCHI, ESQUIRE
PA I.D. 06810

COLAVECCHI RYAN & COLAVECCHI
221 East Market Street
P.O. Box 131
Clearfield, PA 16830

814/765-1566

FILED

AUG 02 2002

William A. Shaw
Prothonotary

Q
WAS

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

JOANNE KATHLEEN McQUOWN,

Plaintiff :

vs. :

No. 02 - 1009 - CD

ANDRAS BENYOVITS, a/k/a ANDREW BENOVIC, :
and ANNA BENYOVITS, a/k/a ANNA PETRUSKY :
BENOVIC, his wife; ANDREW BENOVIC, JR., : ACTION TO QUIET TITLE
and EFFIE CUPPLES BENOVIC, his wife; :
AUDREY BENOVIC CRAIMER; RUTH BENOVIC :
OLDHAM; LAWRENCE BENOVIC; JEAN BENOVIC :
RODKEY; ANDREW BENOVIC, III; ANNA :
BENOVIC SARISKY and GEORGE SARISKY, :
her husband; ANDREW SARISKY, GEORGE :
SARISKY, JR.; ELEANOR SARISKY TAVALSKY; :
MARY ANN SARISKY, JOHN SARISKY, a/k/a :
JOHN BENNETT; TERESSA SARISKY THOMPSON; :
VERNA BENOVIC REPPA and JOHN K. REPPA, :
her husband; JEROME REPPA; ANNA REPPA :
POMMERVILLE; JEFFREY POMMERVILLE; MARIE :
REPPA WALSH; JOAN REPPA ADAM; JOHN ADAM; :
MARK ADAM; MATTHEW ADAM; MICHAEL ADAM; :
THERESE ADAM; VERNON REPPA, JON REPPA; :
VERNON P. REPPA; JOHN REPPA, JR.; :
ANDREW REPPA; DAVID REPPA; JULIANNA :
BENOVIC TILKA and DR. MICHEL TILKA, SR.; :
her husband; MICHAEL TILKA, JR.; EDWARD :
C. BENOVIC; ROSE BENOVIC; VICTORIA A. :
McQUOWN and CHARLES W. McQUOWN, her :
husband; JOHN E. McQUOWN and JOANNE :
KATHLEEN McQUOWN, his wife; LOIS J. :
BUNGO; MARY BENOVIC HOHOLKA and :
MICHAEL HOHOLKA, her husband; GLADYS :
HOHOLKA COMINSKY and GEORGE COMINSKY, :
her husband; MACHIPONGO LAND & COAL :
COMPANY, and any heirs or persons :
claiming, or who might claim title under :
them, and any other person, persons, :
firms, partnerships or corporate :
entities, who might claim any title to :
the premises herein described, :

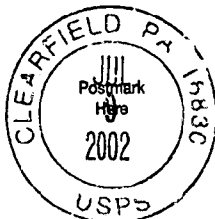
Defendants :

AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA :
: SS.
COUNTY OF CLEARFIELD :

Before me, the undersigned officer, personally appeared, JOSEPH COLAVECCHI, ESQUIRE, who, being duly sworn according to law, deposes and says that on July 9, 2002, a certified copy of the Complaint in Action to Quiet Title filed on behalf of JOANNE KATHLEEN McQUOWN was mailed to Jerome Reppa by certified mail, return receipt requested. A copy of this receipt is attached hereto.

U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)	
OFFICIAL USE	
Postage	\$ 1.06
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.11



Sent To	
Jerome Reppa	
Street, Apt. No., or PO Box No. 949 Cornwallis Lane	
City, State, ZIP+4 Munster, IN 46321-2878	

PS Form 3800, January 2001 See Reverse for Instructions

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

The return receipt was received from the Post Office showing that Jerome Reppa, picked up the letter containing the certified copy of the Complaint in Action to Quiet Title on July 19, 2002. A copy of this return receipt is attached hereto.

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:

Jerome Reppa
949 Cornwallis Lane
Munster, IN 46321-2878

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) Jerome J. Reppa B. Date of Delivery 7/19
C. Signature [Signature] ☐ Agent
☒ Addressee
D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

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

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article Number (Copy from service label)

7001 1940 0001 9405 0076

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-1789

The above statements are true and correct to the best of affiant's knowledge, information and belief.

[Signature]
JOSEPH COLAVECCHI, ESQUIRE
Attorney for Plaintiff

Sworn to and subscribed before

me this 2 day of August, 2002.

Linda L. Ziembo
Notary Public

NOTARIAL SEAL
LINDA L. ZIEMBO, Notary Public
Clearfield Boro, Clearfield County, PA
My Commission Expires December 17, 2005

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JOANNE KATHLEEN McQUOWN,
Plaintiff

vs.

MACHIPONGO LAND & COAL
COMPANY, and any heirs or
persons claiming, or who
might claim title under
them, and any other
person, persons, firms,
partnerships or corporate
entities, who might claim
any title to the premises
herein described,

Defendant

CIVIL DIVISION

No. 02 - 1009 - CD

AFFIDAVIT OF SERVICE

Filed on behalf of:

Plaintiff, JOANNE KATHLEEN
McQUOWN

Counsel of Record for
Said Party:

JOSEPH COLAVECCHI, ESQUIRE
PA I.D. 06810

COLAVECCHI RYAN & COLAVECCHI
221 East Market Street
P.O. Box 131
Clearfield, PA 16830

814/765-1566

FILED

AUG 02 2002

William A. Shaw
Prothonotary

E. K. D.

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

JOANNE KATHLEEN McQUOWN,

Plaintiff :

vs. :

No. 02 - 1009 - CD

ANDRAS BENYOVITS, a/k/a ANDREW BENOVIC, :
and ANNA BENYOVITS, a/k/a ANNA PETRUSKY :
BENOVIC, his wife; ANDREW BENOVIC, JR., : ACTION TO QUIET TITLE
and EFFIE CUPPLES BENOVIC, his wife; :
AUDREY BENOVIC CRAIMER; RUTH BENOVIC :
OLDHAM; LAWRENCE BENOVIC; JEAN BENOVIC :
RODKEY; ANDREW BENOVIC, III; ANNA :
BENOVIC SARISKY and GEORGE SARISKY, :
her husband; ANDREW SARISKY, GEORGE :
SARISKY, JR.; ELEANOR SARISKY TAVALSKY; :
MARY ANN SARISKY, JOHN SARISKY, a/k/a :
JOHN BENNETT; TERESSA SARISKY THOMPSON; :
VERNA BENOVIC REPPA and JOHN K. REPPA, :
her husband; JEROME REPPA; ANNA REPPA :
POMMERVILLE; JEFFREY POMMERVILLE; MARIE :
REPPA WALSH; JOAN REPPA ADAM; JOHN ADAM; :
MARK ADAM; MATTHEW ADAM; MICHAEL ADAM; :
THERESE ADAM; VERNON REPPA, JON REPPA; :
VERNON P. REPPA; JOHN REPPA, JR.; :
ANDREW REPPA; DAVID REPPA; JULIANNA :
BENOVIC TILKA and DR. MICHEL TILKA, SR.; :
her husband; MICHAEL TILKA, JR.; EDWARD :
C. BENOVIC; ROSE BENOVIC; VICTORIA A. :
McQUOWN and CHARLES W. McQUOWN, her :
husband; JOHN E. McQUOWN and JOANNE :
KATHLEEN McQUOWN, his wife; LOIS J. :
BUNGO; MARY BENOVIC HOHOLKA and :
MICHAEL HOHOLKA, her husband; GLADYS :
HOHOLKA COMINSKY and GEORGE COMINSKY, :
her husband; MACHIPONGO LAND & COAL :
COMPANY, and any heirs or persons :
claiming, or who might claim title under :
them, and any other person, persons, :
firms, partnerships or corporate :
entities, who might claim any title to :
the premises herein described, :

Defendants :

AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF CLEARFIELD : SS.
:

Before me, the undersigned officer, personally appeared, JOSEPH COLAVECCHI, ESQUIRE, who, being duly sworn according to law, deposes and says that on July 9, 2002, a certified copy of the Complaint in Action to Quiet Title filed on behalf of JOANNE KATHLEEN McQUOWN was mailed to Therese Adam Cassar by certified mail, return receipt requested. A copy of this receipt is attached hereto.

U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only: No Insurance Coverage Provided)	
OFFICIAL USE	
Postage	\$ 1.06
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.11

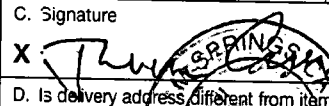
1683C
 CLEARFIELD PA
 JUL 10 2002
 USPS

Sent To	
Therese Adam Cassar	
Street, Apt. No., or PO Box No. 3360 Avenida Fey Norte	
City, State, ZIP+4 Palm Springs, CA 92262	

PS Form 3800, January 2001 See Reverse for Instructions

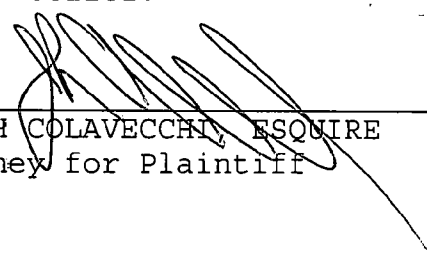
LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

The return receipt was received from the Post Office showing that Therese Adam Cassar, picked up the letter containing the certified copy of the Complaint in Action to Quiet Title on July 18, 2002. A copy of this return receipt is attached hereto.

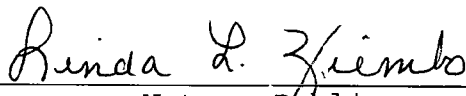
SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 		A. Received by (Please Print Clearly) B. Date of Delivery	
1. Article Addressed to: Therese Adam Cassar 3360 Avenida Fey Norte Palm Springs, CA 92262		C. Signature X 	
		<input type="checkbox"/> Agent <input type="checkbox"/> Addressee	
		D. Is delivery address different from item 1? If YES, enter delivery address below:	
		<input type="checkbox"/> Yes <input type="checkbox"/> No	
		3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
2. Article Number (Copy from service label) 7001 1940 0001 9405 0144		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	

PS Form 3811, July 1999 Domestic Return Receipt 102595-99-M-1789

The above statements are true and correct to the best of affiant's knowledge, information and belief.


JOSEPH COLAVECCHI, ESQUIRE
Attorney for Plaintiff

Sworn to and subscribed before
me this 2 day of August, 2002.


Notary Public

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

NOTARIAL SEAL
LINDA L. ZIEMBO, Notary Public
Clearfield Boro, Clearfield County, PA
My Commission Expires December 17, 2005

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JOANNE KATHLEEN McQUOWN,
Plaintiff

vs.

MACHIPONGO LAND & COAL
COMPANY, and any heirs or
persons claiming, or who
might claim title under
them, and any other
person, persons, firms,
partnerships or corporate
entities, who might claim
any title to the premises
herein described,

Defendant

CIVIL DIVISION

No. 02 - 1009 - CD

AFFIDAVIT OF SERVICE

Filed on behalf of:

Plaintiff, JOANNE KATHLEEN
McQUOWN

Counsel of Record for
Said Party:

JOSEPH COLAVECCHI, ESQUIRE
PA I.D. 06810

COLAVECCHI RYAN & COLAVECCHI
221 East Market Street
P.O. Box 131
Clearfield, PA 16830

814/765-1566

FILED

AUG 02 2002

William A. Shaw
Prothonotary

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

JOANNE KATHLEEN McQUOWN,

Plaintiff :

vs. :

No. 02 - 1009 - CD

ANDRAS BENYOVITS, a/k/a ANDREW BENOVIC, :
and ANNA BENYOVITS, a/k/a ANNA PETRUSKY :
BENOVIC, his wife; ANDREW BENOVIC, JR., : ACTION TO QUIET TITLE
and EFFIE CUPPLES BENOVIC, his wife; :
AUDREY BENOVIC CRAIMER; RUTH BENOVIC :
OLDHAM; LAWRENCE BENOVIC; JEAN BENOVIC :
RODKEY; ANDREW BENOVIC, III; ANNA :
BENOVIC SARISKY and GEORGE SARISKY. :
her husband; ANDREW SARISKY, GEORGE :
SARISKY, JR.; ELEANOR SARISKY TAVALSKY; :
MARY ANN SARISKY, JOHN SARISKY, a/k/a :
JOHN BENNETT; TERESSA SARISKY THOMPSON; :
VERNA BENOVIC REPPA and JOHN K. REPPA, :
her husband; JEROME REPPA; ANNA REPPA :
POMMERVILLE; JEFFREY POMMERVILLE; MARIE :
REPPA WALSH; JOAN REPPA ADAM; JOHN ADAM; :
MARK ADAM; MATTHEW ADAM; MICHAEL ADAM; :
THERESE ADAM; VERNON REPPA, JON REPPA; :
VERNON P. REPPA; JOHN REPPA, JR.; :
ANDREW REPPA; DAVID REPPA; JULIANNA :
BENOVIC TILKA and DR. MICHEL TILKA, SR.; :
her husband; MICHAEL TILKA, JR.; EDWARD :
C. BENOVIC; ROSE BENOVIC; VICTORIA A. :
McQUOWN and CHARLES W. McQUOWN, her :
husband; JOHN E. McQUOWN and JOANNE :
KATHLEEN McQUOWN, his wife; LOIS J. :
BUNGO; MARY BENOVIC HOHOLKA and :
MICHAEL HOHOLKA, her husband; GLADYS :
HOHOLKA COMINSKY and GEORGE COMINSKY, :
her husband; MACHIPONGO LAND & COAL :
COMPANY, and any heirs or persons :
claiming, or who might claim title under :
them, and any other person, persons, :
firms, partnerships or corporate :
entities, who might claim any title to :
the premises herein described, :

Defendants :

AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF CLEARFIELD : SS.
:

Before me, the undersigned officer, personally appeared, JOSEPH COLAVECCHI, ESQUIRE, who, being duly sworn according to law, deposes and says that on July 9, 2002, a certified copy of the Complaint in Action to Quiet Title filed on behalf of JOANNE KATHLEEN McQUOWN was mailed to Michael Tilka, Jr. by certified mail, return receipt requested. A copy of this receipt is attached hereto.

U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)	
OFFICIAL USE	
Postage	\$ 1.06
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.11
Sent To Michael Tilka, Jr. Street, Apt. No.; or PO Box No. 26243 Stillwater Circle City, State, ZIP+ 4 Panta Gora, FL 33955	
PS Form 3800, January 2001 See Reverse for Instructions	

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

The return receipt was received from the Post Office showing that Michael Tilka, picked up the letter containing the certified copy of the Complaint in Action to Quiet Title on July 19, 2002. A copy of this return receipt is attached hereto.

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:

Michael Tilka, Jr.
26243 Stillwater Circle
Panta Gora, FL 33955

2. Article Number (Copy from service label)

7001 1940 0001 9405 0106

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

C. Signature

X Michael Tilka

☐ Agent
☐ Addressee

D. Is delivery address different from item 1?

If YES, enter delivery address below:

☐ Yes
☐ No

3. Service Type

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

4. Restricted Delivery? (Extra Fee)

☐ Yes

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-1789

The above statements are true and correct to the best of affiant's knowledge, information and belief.

JOSEPH COLAVECCHI, ESQUIRE
Attorney for Plaintiff

Sworn to and subscribed before
me this 2 day of August, 2002.

Linda L. Ziembo
Notary Public

NOTARIAL SEAL
LINDA L. ZIEMBO, Notary Public
Clearfield Boro, Clearfield County, PA
My Commission Expires December 17, 2005

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JOANNE KATHLEEN McQUOWN,
Plaintiff

vs.

MACHIPONGO LAND & COAL
COMPANY, and any heirs or
persons claiming, or who
might claim title under
them, and any other
person, persons, firms,
partnerships or corporate
entities, who might claim
any title to the premises
herein described,

Defendant

CIVIL DIVISION

No. 02 - 1009 - CD

AFFIDAVIT OF SERVICE

Filed on behalf of:

Plaintiff, JOANNE KATHLEEN
McQUOWN

Counsel of Record for
Said Party:

JOSEPH COLAVECCHI, ESQUIRE
PA I.D. 06810

COLAVECCHI RYAN & COLAVECCHI
221 East Market Street
P.O. Box 131
Clearfield, PA 16830

814/765-1566

FILED

AUG 02 2002

William A. Shaw
Prothonotary

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

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

JOANNE KATHLEEN McQUOWN,

Plaintiff

vs.

No. 02 - 1009 - CD

ANDRAS BENYOVITS, a/k/a ANDREW BENOVIC,
and ANNA BENYOVITS, a/k/a ANNA PETRUSKY
BENOVIC, his wife; ANDREW BENOVIC, JR.,
and EFFIE CUPPLES BENOVIC, his wife;
AUDREY BENOVIC CRAIMER; RUTH BENOVIC
OLDHAM; LAWRENCE BENOVIC; JEAN BENOVIC
RODKEY; ANDREW BENOVIC, III; ANNA
BENOVIC SARISKY and GEORGE SARISKY,
her husband; ANDREW SARISKY, GEORGE
SARISKY, JR.; ELEANOR SARISKY TAVALSKY;
MARY ANN SARISKY, JOHN SARISKY, a/k/a
JOHN BENNETT; TERESSA SARISKY THOMPSON;
VERNA BENOVIC REPPA and JOHN K. REPPA,
her husband; JEROME REPPA; ANNA REPPA
POMMERVILLE; JEFFREY POMMERVILLE; MARIE
REPPA WALSH; JOAN REPPA ADAM; JOHN ADAM;
MARK ADAM; MATTHEW ADAM; MICHAEL ADAM;
THERESE ADAM; VERNON REPPA, JON REPPA;
VERNON P. REPPA; JOHN REPPA, JR.;
ANDREW REPPA; DAVID REPPA; JULIANNA
BENOVIC TILKA and DR. MICHEL TILKA, SR.;
her husband; MICHAEL TILKA, JR.; EDWARD
C. BENOVIC; ROSE BENOVIC; VICTORIA A.
McQUOWN and CHARLES W. McQUOWN, her
husband; JOHN E. McQUOWN and JOANNE
KATHLEEN McQUOWN, his wife; LOIS J.
BUNGO; MARY BENOVIC HOHOLKA and
MICHAEL HOHOLKA, her husband; GLADYS
HOHOLKA COMINSKY and GEORGE COMINSKY,
her husband; MACHIPONGO LAND & COAL
COMPANY, and any heirs or persons
claiming, or who might claim title under:
them, and any other person, persons,
firms, partnerships or corporate
entities, who might claim any title to
the premises herein described,

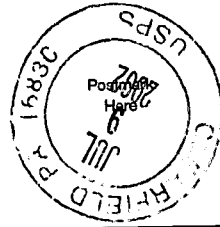
Defendants

AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF CLEARFIELD : SS.
:

Before me, the undersigned officer, personally appeared, JOSEPH COLAVECCHI, ESQUIRE, who, being duly sworn according to law, deposes and says that on July 9, 2002, a certified copy of the Complaint in Action to Quiet Title filed on behalf of JOANNE KATHLEEN McQUOWN was mailed to David Reppa by certified mail, return receipt requested. A copy of this receipt is attached hereto.

U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)	
OFFICIAL USE	
Postage	\$ 1.06
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.11



Sent To David Reppa	
Street, Apt. No., or PO Box No. 173 Riverside Dr., Apt. 1B	
City, State, ZIP+ 4 New York, NY 10024	

PS Form 3800, January 2001 See Reverse for Instructions

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

The return receipt was received from the Post Office showing that David Reppa, picked up the letter containing the certified copy of the Complaint in Action to Quiet Title on July 13, 2002. A copy of this return receipt is attached hereto.

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none">■ 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.		A. Received by (Please Print Clearly) B. Date of Delivery	
1. Article Addressed to: David Reppa 173 Riverside Drive, Apt. #1B New York, NY 10024		C. Signature X <i>David Reppa</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee	
2. Article Description: 7001 PS For		D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below: 13 JUL 2002	
		3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	

2595-99-M-1789

The above statements are true and correct to the best of affiant's knowledge, information and belief.

[Signature]
JOSEPH COLAVECCHI, ESQUIRE
Attorney for Plaintiff

Sworn to and subscribed before
me this 2 day of August, 2002.

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

[Signature]
Notary Public

NOTARIAL SEAL
LINDA L. ZIEMBO, Notary Public
Clearfield Boro, Clearfield County, PA
My Commission Expires December 17, 2005

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JOANNE KATHLEEN McQUOWN,
Plaintiff

vs.

MACHIPONGO LAND & COAL
COMPANY, and any heirs or
persons claiming, or who
might claim title under
them, and any other
person, persons, firms,
partnerships or corporate
entities, who might claim
any title to the premises
herein described,

Defendant

CIVIL DIVISION

No. 02 - 1009 - CD

AFFIDAVIT OF SERVICE

Filed on behalf of:

Plaintiff, JOANNE KATHLEEN
McQUOWN

Counsel of Record for
Said Party:

JOSEPH COLAVECCHI, ESQUIRE
PA I.D. 06810

COLAVECCHI RYAN & COLAVECCHI
221 East Market Street
P.O. Box 131
Clearfield, PA 16830

814/765-1566

FILED

AUG 02 2002

William A. Shaw
Prothonotary

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

JOANNE KATHLEEN McQUOWN,

Plaintiff :

vs. :

No. 02 - 1009 - CD

ANDRAS BENYOVITS, a/k/a ANDREW BENOVIC, :
and ANNA BENYOVITS, a/k/a ANNA PETRUSKY :
BENOVIC, his wife; ANDREW BENOVIC, JR., : ACTION TO QUIET TITLE
and EFFIE CUPPLES BENOVIC, his wife; :
AUDREY BENOVIC CRAIMER; RUTH BENOVIC :
OLDHAM; LAWRENCE BENOVIC; JEAN BENOVIC :
RODKEY; ANDREW BENOVIC, III; ANNA :
BENOVIC SARISKY and GEORGE SARISKY, :
her husband; ANDREW SARISKY, GEORGE :
SARISKY, JR.; ELEANOR SARISKY TAVALSKY; :
MARY ANN SARISKY, JOHN SARISKY, a/k/a :
JOHN BENNETT; TERESSA SARISKY THOMPSON; :
VERNA BENOVIC REPPA and JOHN K. REPPA, :
her husband; JEROME REPPA; ANNA REPPA :
POMMERVILLE; JEFFREY POMMERVILLE; MARIE :
REPPA WALSH; JOAN REPPA ADAM; JOHN ADAM; :
MARK ADAM; MATTHEW ADAM; MICHAEL ADAM; :
THERESE ADAM; VERNON REPPA, JON REPPA; :
VERNON P. REPPA; JOHN REPPA, JR.; :
ANDREW REPPA; DAVID REPPA; JULIANNA :
BENOVIC TILKA and DR. MICHEL TILKA, SR.; :
her husband; MICHAEL TILKA, JR.; EDWARD :
C. BENOVIC; ROSE BENOVIC; VICTORIA A. :
McQUOWN and CHARLES W. McQUOWN, her :
husband; JOHN E. McQUOWN and JOANNE :
KATHLEEN McQUOWN, his wife; LOIS J. :
BUNGO; MARY BENOVIC HOHOLKA and :
MICHAEL HOHOLKA, her husband; GLADYS :
HOHOLKA COMINSKY and GEORGE COMINSKY, :
her husband; MACHIPONGO LAND & COAL :
COMPANY, and any heirs or persons :
claiming, or who might claim title under :
them, and any other person, persons, :
firms, partnerships or corporate :
entities, who might claim any title to :
the premises herein described, :

Defendants :

AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF CLEARFIELD : SS.
:

Before me, the undersigned officer, personally appeared, JOSEPH COLAVECCHI, ESQUIRE, who, being duly sworn according to law, deposes and says that on July 9, 2002, a certified copy of the Complaint in Action to Quiet Title filed on behalf of JOANNE KATHLEEN McQUOWN was mailed to Vernon P. Reppa, by certified mail, return receipt requested. A copy of this receipt is attached hereto.

U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)	
OFFICIAL USE	
Postage	\$ 1.06
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.11
<div> <div>7001 1940 0001 9405 0137</div> <div> </div> </div>	
Sent To Vernon P. Reppa Street, Apt. No., or PO Box No. 7237 Howard Avenue City, State, ZIP+ 4 Hammond, IN 46324 PS Form 3800, January 2001 See Reverse for Instructions	

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

The return receipt was received from the Post Office showing that delivery was attempted, but person not known. A copy of this return receipt is attached hereto.

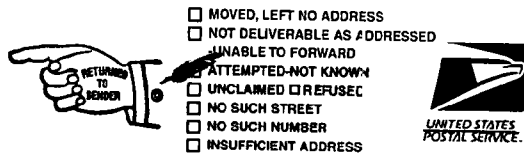
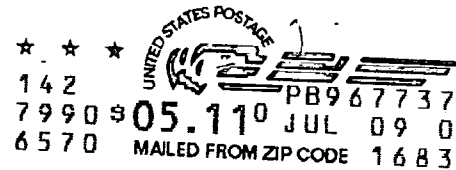
LAW OFFICES

COLAVECCHI RYAN & COLAVECCHI

221 EAST MARKET STREET


P. O. BOX 131

CLEARFIELD, PENNSYLVANIA 16830

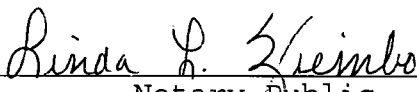


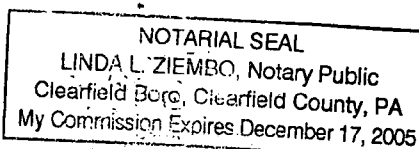
AWK
7-19-02

The above statements are true and correct to the best of affiant's knowledge, information and belief.


JOSEPH COLAVECCHI, ESQUIRE
Attorney for Plaintiff

Sworn to and subscribed before
me this 2 day of August, 2002.


Notary Public



LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JOANNE KATHLEEN McQUOWN,
Plaintiff

vs.

MACHIPONGO LAND & COAL
COMPANY, and any heirs or
persons claiming, or who
might claim title under
them, and any other
person, persons, firms,
partnerships or corporate
entities, who might claim
any title to the premises
herein described,

Defendant

CIVIL DIVISION

No. 02 - 1009 - CD

AFFIDAVIT OF SERVICE

Filed on behalf of:

Plaintiff, JOANNE KATHLEEN
McQUOWN

Counsel of Record for
Said Party:

JOSEPH COLAVECCHI, ESQUIRE
PA I.D. 06810

COLAVECCHI RYAN & COLAVECCHI
221 East Market Street
P.O. Box 131
Clearfield, PA 16830

814/765-1566

FILED

AUG 02 2002

William A. Shaw *EJA*
Prothonotary

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

JOANNE KATHLEEN McQUOWN,

Plaintiff :

vs. :

No. 02 - 1009 - CD

ANDRAS BENYOVITS, a/k/a ANDREW BENOVIĆ, :
and ANNA BENYOVITS, a/k/a ANNA PETRUSKY :
BENOVIĆ, his wife; ANDREW BENOVIĆ, JR., : ACTION TO QUIET TITLE
and EFFIE CUPPLES BENOVIĆ, his wife; :
AUDREY BENOVIĆ CRAIMER; RUTH BENOVIĆ :
OLDHAM; LAWRENCE BENOVIĆ; JEAN BENOVIĆ :
RODKEY; ANDREW BENOVIĆ, III; ANNA :
BENOVIĆ SARISKY and GEORGE SARISKY, :
her husband; ANDREW SARISKY, GEORGE :
SARISKY, JR.; ELEANOR SARISKY TAVALSKY; :
MARY ANN SARISKY, JOHN SARISKY, a/k/a :
JOHN BENNETT; TERESSA SARISKY THOMPSON; :
VERNA BENOVIĆ REPPA and JOHN K. REPPA, :
her husband; JEROME REPPA; ANNA REPPA :
POMMERVILLE; JEFFREY POMMERVILLE; MARIE :
REPPA WALSH; JOAN REPPA ADAM; JOHN ADAM; :
MARK ADAM; MATTHEW ADAM; MICHAEL ADAM; :
THERESE ADAM; VERNON REPPA, JON REPPA; :
VERNON P. REPPA; JOHN REPPA, JR.; :
ANDREW REPPA; DAVID REPPA; JULIANNA :
BENOVIĆ TILKA and DR. MICHEL TILKA, SR.; :
her husband; MICHAEL TILKA, JR.; EDWARD :
C. BENOVIĆ; ROSE BENOVIĆ; VICTORIA A. :
McQUOWN and CHARLES W. McQUOWN, her :
husband; JOHN E. McQUOWN and JOANNE :
KATHLEEN McQUOWN, his wife; LOIS J. :
BUNGO; MARY BENOVIĆ HOHOLKA and :
MICHAEL HOHOLKA, her husband; GLADYS :
HOHOLKA COMINSKY and GEORGE COMINSKY, :
her husband; MACHIPONGO LAND & COAL :
COMPANY, and any heirs or persons :
claiming, or who might claim title under :
them, and any other person, persons, :
firms, partnerships or corporate :
entities, who might claim any title to :
the premises herein described, :

Defendants :

AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF CLEARFIELD : SS.
:

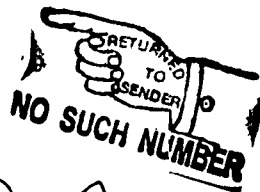
Before me, the undersigned officer, personally appeared, JOSEPH COLAVECCHI, ESQUIRE, who, being duly sworn according to law, deposes and says that on July 9, 2002, a certified copy of the Complaint in Action to Quiet Title filed on behalf of JOANNE KATHLEEN McQUOWN was mailed to John Sarisky, a/k/a John Bennett, by certified mail, return receipt requested. A copy of this receipt is attached hereto.

U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)	
OFFICIAL USE	
Postage	\$ 1.06
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.11
<div> <div>7001 1940 0001 9405 0083</div> <div> </div> </div>	
Sent To JOHN SARISKY John Bennett Street, Apt. No.; or PO Box No. 60 Meadowbrook Drive City, State, ZIP+ 4 Princeton, NJ 08540 PS Form 3800, January 2001 See Reverse for Instructions	

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

The return receipt was received from the Post Office showing that delivery was attempted, but person not known. A copy of this return receipt is attached hereto.


LAW OFFICES
COLAVECCHI RYAN & COLAVECCHI
221 EAST MARKET STREET
P.O. BOX 131
CLEARFIELD, PENNSYLVANIA 16830



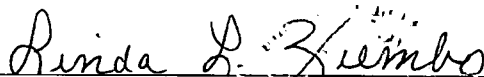
John Sarisky
John Bennett
60 Meadowbrook Drive
Princeton, N

me p14 from NSN

The above statements are true and correct to the best of affiant's knowledge, information and belief.


JOSEPH COLAVECCHI, ESQUIRE
Attorney for Plaintiff

Sworn to and subscribed before
me this 2 day of August, 2002.


Notary Public

NOTARIAL SEAL
LINDA L. ZIEMBO, Notary Public
Clearfield Boro, Clearfield County, PA
My Commission Expires December 17, 2005

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P.O. BOX 131
CLEARFIELD, PA

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 12682

McQUOWN, JOANNE KATHLEEN

02-1009-CD

VS.

BENYOVITS, ANDRAS al

COMPLAINT ACTION TO QUIET TITLE

SHERIFF RETURNS

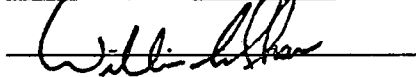
NOW JULY 8, 2002 AT 9:52 AM DST SERVED THE WITHIN COMPLAINT ACTION
TO QUIET TITLE ON MACHIPONGO LAND & COAL COMPANY, DEFENDANT AT
RESIDENCE, BOX 195, RAMEY, CLEARFIELD COUNTY, PENNSYLVANIA BY
HANDING TO ROBERT JONES, OWNER A TRUE AND ATTESTED COPY OF
THE ORIGINAL COMPLAINT ACTION TO QUIET TITLE AND MADE KNOWN TO HIM
THE CONTENTS THEREOF.
SERVED BY: DAVIS/MORGILLO

Return Costs

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

Sworn to Before Me This

29 Day Of August 2002



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

So Answers,



Chester A. Hawkins
Sheriff

FILED

AUG 29 2002

0/8:35/10

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JOANNE KATHLEEN McQUOWN,

Plaintiff

CIVIL DIVISION

vs.

No. 02 - 1009 - CD

ANDRAS BENYOVITS, a/k/a ANDREW BENOVIC, deceased, and ANNA BENYOVITS, a/k/a ANNA PETRUSKY BENOVIC, his wife, deceased ANDREW BENOVIC, JR., deceased, and EFFIE CUPPLES BENOVIC, his wife, deceased; AUDREY BENOVIC CRAIMER; RUTH BENOVIC OLDHAM; LAWRENCE BENOVIC; JEAN BENOVIC RODKEY; ANDREW BENOVIC, III; ANNA BENOVIC SARISKY, deceased, and GEORGE SARISKY, her husband, deceased; ANDREW SARISKY, GEORGE SARISKY, JR.; ELEANOR SARISKY TAVALSKY; MARY ANN SARISKY, JOHN SARISKY, a/k/a JOHN BENNETT; TERESSA SARISKY THOMPSON; VERA BENOVIC REPPA, deceased, and JOHN K. REPPA, her husband deceased, JEROME REPPA; ANNA REPPA POMMERVILLE, deceased; JEFFREY POMMERVILLE; MARIE REPPA WALSH; JOAN REPPA ADAM, deceased; JOHN ADAM; MARK ADAM; MATTHEW ADAM; MICHAEL ADAM; THERESE ADAM; VERNON REPPA, deceased; JON REPPA, deceased; VERNON P. REPPA; JOHN REPPA, JR., deceased; ANDREW REPPA, deceased; DAVID REPPA; JULIANNA BENOVIC TILKA, deceased, and DR. MICHEL TILKA, SR.; MICHAEL TILKA, JR.; EDWARD C. BENOVIC, deceased; ROSA BENOVIC, deceased; VICTORIA A. McQUOWN, deceased, and CHARLES W. McQUOWN, her husband, deceased; MARY BENOVIC HOHOLKA, deceased and MICHAEL HOHOLKA, her husband, deceased; GLADYS HOHOLKA COMINSKY and GEORGE COMINSKY, her husband; MACHIPONGO LAND & COAL COMPANY, and any heirs or persons claiming, or who might claim title under them, and any other person, persons, firms, partnerships or corporate entities, who might claim any title to the premises herein described,
Defendants

ORDER

Filed on behalf of:

Plaintiff, JOANNE
KATHLEEN McQUOWN

Counsel of Record for
Said Party:

JOSEPH COLAVECCHI,
ESQUIRE
PA I.D. 06810

COLAVECCHI RYAN &
COLAVECCHI

221 East Market St.
Clearfield, PA 16830
814/765-1566

FILED

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William A. Shaw
Prothonotary *WAS*

O R D E R

AND NOW, this 21st day of November, 2002,

it appearing that service of the Complaint to Quiet Title in the above-stated Action was served on the defendants, and any heirs or persons claiming under them, and any other person, persons, firms, partnerships or corporate entities who might claim any type of title to the premises described in the original Complaint and also described in this Order, and Service having been made personally, where possible, and by advertisement, and proven by Notice in the record and by Affidavit of JOSEPH COLAVECCHI, ESQUIRE, Attorney for Plaintiff, Joanne Kathleen McQuown. No Answer has been filed in said Action, and on Motion of JOSEPH COLAVECCHI, ESQUIRE, Attorney for Plaintiff, Joanne Kathleen McQuown, it is hereby ORDERED AND DECREED:

1. That all of the above-named Defendants, and any heirs or persons claiming under them, and any other person, persons, firms, partnerships or corporate entities who might claim any title to the premises, are forever barred from asserting any right, lien or interest, inconsistent with the interest or claim of the Plaintiff, Joanne Kathleen McQuown, as set forth in their Complaint, in and to the following-described piece or parcel of land, together with the improvements thereon, situated in the Borough of Houtzdale, Clearfield County, Pennsylvania, bounded and described as follows:

BEGINNING at an iron pin at the intersection of the northern line of Daniel Street and the eastern line of Larch Alley, said point being the southwestern corner of the parcel herein described; thence along the eastern line of Larch Alley, North eleven (11) degrees thirty (30) minutes zero (00) seconds East, a distance of one hundred fifty and no hundredths (150.00) feet to an iron pin at the southern line of Squirrel Alley; thence along the southern line of Squirrel Alley, South seventy-eight (78) degrees thirty (30) minutes zero (00) seconds East, a distance of one hundred fifty and no hundredths (150.00) feet to an iron pin at the western line of Hill Street; thence along the western line of Hill Street, South eleven (11) degrees thirty (30) minutes zero (00) seconds West, a distance of one hundred fifty and no hundredths (150.00) feet to an iron pin at the northern line of Daniel Street; thence along the northern line of Daniel Street, North seventy-eight (78) degrees thirty (30) minutes zero (00) seconds West, a distance of one hundred fifty and no hundredths (150.00) feet to an iron pin and point of beginning.

Containing 0.517 acres, more or less, as shown on a survey map prepared by George A. Cree, Registered Surveyor, dated April 12, 2002.

Said Order to be FINAL and ABSOLUTE unless the Defendants named above, shall file exceptions thereto within thirty (30) days from the date of this Order.

2. That if the above-named Defendants have not filed exceptions within said thirty (30) day period, Prothonotary shall enter Final Judgment upon Praecipe of the Plaintiff, Joanne Kathleen McQuown.

3. That the rights of the Plaintiff, Joanne Kathleen McQuown, to the respective premises are superior to the rights of the Defendants, named in Paragraph 1 and any other heirs or persons claiming under them and any persons claiming title or who might claim any title to the above-described premises.

4. That the said Plaintiff, Joanne Kathleen McQuown, has an indefeasible title to the properties which have Tax Assessment Map No. M14-385-00004. Said title to be indefeasible as against all of the above-named Defendants.

5. That the Defendants above-named, and any heirs or persons claiming under them, and any person claiming title, or who might claim any title to the premises above-described, are enjoined from setting up any title to the above-described premises of the Plaintiff, Joanne Kathleen McQuown, described in said Complaint, and also described in this Order, from impeaching, denying or in any way attacking the title of the Plaintiff, Joanne Kathleen McQuown, to the said described premises.

6. That these proceedings or an authenticated copy thereof shall at all times thereafter be taken as evidence of the facts declared and established thereby.

7. That a Certified Copy of this Order shall be recorded in the Office of the Recorder of Deeds of Clearfield County, Pennsylvania.

BY THE COURT:

JUDGE



IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION
No. 02 - 1009 - CD

JOANNE KATHLEEN McQUOWN,
Plaintiff

vs.

ANDRAS BENYOVITS, a/k/a ANDREW
BENOVIC, and ANNA BENYOVITS,
a/k/a ANNA PETRUSKY BENOVIC, his
wife, et al,
Defendants

O R D E R

COLAVECCHI
RYAN & COLAVECCHI
ATTORNEYS AT LAW
221 EAST MARKET STREET
(ACROSS FROM COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA 16830

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JOANNE KATHLEEN McQUOWN,
Plaintiff

CIVIL DIVISION

vs.

No. 02 - 1009 - CD

ANDRAS BENYOVIITS, a/k/a ANDREW BENOVIC, deceased, and ANNA BENYOVIITS, a/k/a ANNA PETRUSKY BENOVIC, his wife, deceased; ANDREW BENOVIC, JR., deceased, and EFFIE CUPPLES BENOVIC, his wife, deceased; AUDREY BENOVIC CRAIMER; RUTH BENOVIC OLDHAM; LAWRENCE BENOVIC; JEAN BENOVIC RODKEY; ANDREW BENOVIC, III; ANNA BENOVIC SARISKY, deceased, and GEORGE SARISKY, her husband, deceased; ANDREW SARISKY, GEORGE SARISKY, JR.; ELEANOR SARISKY TAVALSKY; MARY ANN SARISKY, JOHN SARISKY, a/k/a JOHN BENNETT; TERESSA SARISKY THOMPSON; VERNA BENOVIC REPPA, deceased, and JOHN K. REPPA, her husband deceased, JEROME REPPA; ANNA REPPA POMMERVILLE, deceased; JEFFREY POMMERVILLE; MARIE REPPA WALSH; JOAN REPPA ADAM, deceased; JOHN ADAM; MARK ADAM; MATTHEW ADAM; MICHAEL ADAM; THERESE ADAM; VERNON REPPA, deceased; JON REPPA, deceased; VERNON P. REPPA; JOHN REPPA, JR., deceased; ANDREW REPPA, deceased; DAVID REPPA; JULIANNA BENOVIC TILKA, deceased, and DR. MICHEL TILKA, SR.; MICHAEL TILKA, JR.; EDWARD C. BENOVIC, deceased; ROSA BENOVIC, deceased; VICTORIA A. McQUOWN, deceased, and CHARLES W. McQUOWN, her husband, deceased; MARY BENOVIC HOHOLKA, deceased, and MICHAEL HOHOLKA, her husband, deceased; GLADYS HOHOLKA COMINSKY and GEORGE COMINSKY, her husband; MACHIPONGO LAND & COAL COMPANY, and any heirs or persons claiming, or who might claim title under them, and any other person, persons, firms, partnerships or corporate entities, who might claim any title to the premises herein described,
Defendants

PRAECIPE FOR JUDGMENT

Filed on behalf of:

Plaintiff, JOANNE
KATHLEEN McQUOWN

Counsel of Record for
Said Party:

JOSEPH COLAVECCHI,
ESQUIRE
PA I.D. 06810

COLAVECCHI RYAN &
COLAVECCHI

221 East Market St.
Clearfield, PA 16830
814/765-1566

FILED

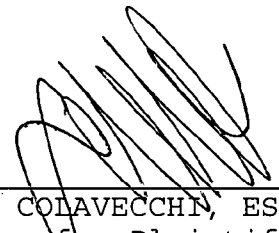
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William A. Shaw
Prothonotary

PRAECIPE FOR JUDGMENT

TO: WILLIAM A. SHAW, PROTHONOTARY

No appearance having been filed by any of the above Defendants, and notice having been given to them, enter judgment against all of the above-named Defendants and certify a copy of the Court Order to the Office of the Recorder of Deeds for Clearfield County, Pennsylvania.



JOSEPH COLAVECCHI, ESQUIRE
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION
No. 02 - 1009 - CD

JOANNE KATHLEEN McQUOWN,
Plaintiff

vs.

ANDRAS BENYOVITS, a/k/a ANDREW
BENOVIC, and ANNA BENYOVITS,
a/k/a ANNA PETRUSKY BENOVIC, his
wife, et al,
Defendants

PRAECIPE FOR JUDGMENT

FILED
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William A. Shaw
Prothonotary

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