

CS-195-CD
SCOTT J. MOORE et al -vs- ESTATE OF JOSEPH SCHOFIELD et al

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

SCOTT J. MOORE and LINDA L. MOORE,	:	NO. 03-195-C.D.
Plaintiffs	:	TYPE OF CASE: ACTION TO QUIET
	:	TITLE
vs.	:	
	:	TYPE OF PLEADING: COMPLAINT
THE ESTATE OF JOSEPH	:	
SCHOFIELD, SARAH SCHOFIELD,	:	FILED ON BEHALF OF: PLAINTIFFS
NETTIE SCHOFIELD, JOSEPH E.	:	
SCHOFIELD and ARTHUR L.	:	COUNSEL OF RECORD:
SCHOFIELD their heirs,	:	BENJAMIN S. BLAKLEY, III
devisees, executors,	:	
administrators,	:	SUPREME COURT NO.: 26331
assigns and successors, and	:	
all person, persons, firms,	:	BLAKLEY & JONES
and partnerships or corporate	:	90 BEAVER DRIVE, BOX 6
entities in interest or their	:	DU BOIS, PA 15801
legal representatives,	:	(814) 371-2730
Defendants	:	

FILED

FEB 12 2003

William A. Shaw
Prothonotary

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

SCOTT J. MOORE and LINDA L.	:	NO. 03-	-C.D.
MOORE,	:		
Plaintiffs	:	ACTION TO QUIET TITLE	
	:		
vs.	:		
	:		
THE ESTATE OF JOSEPH	:		
SCHOFIELD, SARAH SCHOFIELD,	:		
NETTIE SCHOFIELD, JOSEPH E.	:		
SCHOFIELD and ARTHUR L.	:		
SCHOFIELD their heirs,	:		
devisees, executors,	:		
administrators,	:		
assigns and successors, and	:		
all person, persons, firms,	:		
and partnerships or corporate	:		
entities in interest or their	:		
legal representatives,	:		
Defendants	:		

N O T I C E

TO: THE ESTATE OF JOSEPH SCHOFIELD, SARAH SCHOFIELD, NETTIE SCHOFIELD, JOSEPH E. SCHOFIELD and ARTHUR L. SCHOFIELD. their heirs, devisees, executors, administrators, assigns and successors, and all person, persons, firms and partnerships or corporate entities in interest, or their legal representatives, Defendants

You are hereby notified that an action to quiet title to premises situate in Union Township, Clearfield County, Pennsylvania, has been filed against you. Said premises are described as follows:

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

BEGINNING at the Turnpike, a corner of land now or formerly of

Henry Whitehead; thence by said land South 136 perches, more or less, to a white pine, another corner of land now or formerly of Whitehead; thence East 121 perches, more or less, to a white pine; thence North 124 perches, more or less, to a post at the Turnpike; thence by said Turnpike, by its various courses and distances 142 perches, more or less, to the place of beginning.

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

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 PLAINTIFFS. 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 FIND ONE, GO TO OR TELEPHONE THE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Court Administrator
Clearfield County Courthouse
Second & Market Streets
Clearfield, Pennsylvania 16830
(814) 765-2641 Ext. 50-51

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

SCOTT J. MOORE and LINDA L.	:	NO. 03-	-C.D.
MOORE,	:		
Plaintiffs	:	ACTION TO QUIET TITLE	
	:		
vs.	:		
	:		
THE ESTATE OF JOSEPH	:		
SCHOFIELD, SARAH SCHOFIELD,	:		
NETTIE SCHOFIELD, JOSEPH E.	:		
SCHOFIELD and ARTHUR L.	:		
SCHOFIELD their heirs,	:		
devisees, executors,	:		
administrators,	:		
assigns and successors, and	:		
all person, persons, firms,	:		
and partnerships or corporate	:		
entities in interest or their	:		
legal representatives,	:		
Defendants	:		

COMPLAINT

AND NOW, come the Plaintiffs, **SCOTT J. MOORE and LINDA L. MOORE**, by and through their attorneys, **BLAKLEY & JONES**, and bring this action to quiet title to the premises hereinafter described against the above-named Defendants and in support thereof avers:

1. Plaintiffs are **SCOTT J. MOORE and LINDA L. MOORE**, adult individuals, residing at 420 North Fourth Street, Du Bois, Clearfield County, Pennsylvania 15801.

2. Defendant **JOSEPH SCHOFIELD**, is an adult individual whose last known address is Union Township, Clearfield County, Pennsylvania.

3. Defendant **SARAH SCHOFIELD** is an adult individual whose

last known address is Union Township, Clearfield County, Pennsylvania.

4. Defendant **NETTIE SCHOFIELD**, is an adult individual whose last known address is Union Township, Clearfield County, Pennsylvania.

5. Defendant **JOSEPH E. SCHOFIELD**, is an adult individual whose last known address is Union Township, Clearfield County, Pennsylvania.

6. Defendant **ARTHUR L. SCHOFIELD**, is an adult individual whose last known address is Union Township, Clearfield County, Pennsylvania.

7. After diligent search, Plaintiffs have been unable to ascertain who or where any parties or their successors in interest or legal representatives might be found, against whom to bring suit, other than those parties listed as Defendants and referenced in the caption to this Complaint, which is incorporated herein by reference.

8. The purpose of this action is to quiet title to the following described real estate:

ALL that certain piece, parcel or tract of land situate, lying and being in Union Township, Clearfield County, Pennsylvania, bounded and described as follows, to wit: **BEGINNING** at the Turnpike, a corner of land now or formerly of Henry Whitehead; thence by said land South 136 perches, more or less, to a white pine, another

corner of land now or formerly of Whitehead; thence East 121 perches, more or less, to a white pine; thence North 124 perches, more or less, to a post at the Turnpike; thence by said Turnpike, by its various courses and distances 142 perches, more or less, to the place of beginning.

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

9. By deed dated April 15, 1857, and recorded in Clearfield County Deed Book R, page 454, **JAMES ENGLAND, TRUSTEE**, conveyed the premises described above to Defendant **JOSEPH SCHOFIELD**.

10. By his Last Will and Testament recorded in the Office of the Register of Wills of Clearfield County, the said **JOSEPH SCHOFIELD** did convey the subject premises to Defendants **SARAH SCHOFIELD, NETTIE SCHOFIELD, JOSEPH E. SCHOFIELD** and **ARTHUR L. SCHOFIELD**.

11. By deed dated December 31, 1937, and recorded in Clearfield County Deed Book 330, page 343, **HF BIGLER, JR.**, Treasurer of Clearfield County, sold the above described premises to **EDWARD LONG** and **ISABEL BLACK** for unpaid taxes for the years 1934 and 1935.

12. By deed dated November 30, 1939, and recorded in Clearfield County Deed Book 330, page 344, **EDWARD D. LONG** and

BERTHA LONG, his wife, conveyed the subject property to **ISABEL BLACK**.

13. By deed dated October 11, 1947, and recorded in Clearfield County Deed Book 388, page 297, **ISABEL A. BLACK** and **VINCENT F. BLACK** conveyed the subject property to **MARY EMMA GRIESEMER**.

14. By deed dated March 15, 1960, and recorded in Clearfield County Deed Book 481, page 423, **MARY EMMA GRIESEMER** conveyed the subject property to **ALICE G. GRIESEMER**, **MARY F. McMAHON** and **FRANCES G. RONEMUS**, as joint tenants with the right of survivorship, and did reserve to herself a life estate in the subject real property.

15. The said **MARY EMMA GRIESEMER** died March 14, 1963, thereby terminating her life estate in the subject property.

16. The said **FRANCES G. RONEMUS** died December 2, 1978, thereby vesting title in **ALICE G. GRIESEMER** and **MARY F. McMAHON**.

17. By deed dated December 18, 1979, and recorded in Clearfield County Deed Book 791, page 439, **ALICE G. GRIESEMER** and **MARY F. McMAHON** did convey their interest in the subject property to **ALICE GRIESEMER**, **MARY M. SIERZEGA**, **PATRICIA M. SWISHER** and **MICHAEL L. McMAHON**, as joint tenants with right of survivorship and not as tenants in common.

18. By deed dated May 16, 1988, and recorded in Clearfield

County Deed and Record Book 1228, page 183, ALICE G. GRIESEMER conveyed her interest in the subject property to PATRICIA M. SWISHER.

19. By deed dated November 14, 2002, and recorded in the Office of the Recorder of Deeds of Clearfield County to Instrument No. 200220325, PATRICIA M. SWISHER and JOSEPH SWISHER, her husband, MARY M. SIERZEGA and RONALD J. SIERZEGA, her husband, and MICHAEL L. McMAHON and MARGARET M. McMAHON, his wife, conveyed the subject property to SCOTT J. MOORE and LINDA L. MOORE, the Plaintiffs herein.

20. No third party has ever made any claim of any kind to ownership of interest in or claim to or upon the property, except as set forth in this Complaint.

21. This action is brought to clear any and all clouds on the title to the ownership and interest to the property herein described, which the herein named Defendants, their heirs, devisees, executors, administrators, successors and assigns and all other person, persons, partnerships or corporate entities in interest or their legal representatives might claim, possess or assert pertaining to any alleged irregularities in the chain of title herein set forth.

22. This suit to quiet title is instituted under the terms and provisions of the Pennsylvania Rules of Civil Procedure 1061 to 1067, inclusive, pertaining to the quieting of titles and other

pertinent rules of local procedure.

WHEREFORE, your Plaintiffs request this Honorable Court to decree that title to the above-described premises set forth in this Complaint is in the name of Plaintiffs **SCOTT J. MOORE and LINDA L. MOORE**, husband and wife, and that the Defendants, their executors, administrators and assigns and all other person, persons, firms, partnerships or corporate entities in interest or their legal representatives be forever barred from asserting any right, title, lien or interest in the land in question that is inconsistent with the interest of the Plaintiffs as set forth herein to the said premises or impeaching, denying or in any way attacking the Plaintiffs' title to the said premises; and that your Honorable Court make any other order necessary for the granting of proper relief as it deems necessary to equitably and legally recognize and preserve Plaintiffs' rights in this matter.

Respectfully submitted,

BLAKLEY & JONES



Benjamin S. Blakley, III
Attorney for Plaintiffs

VERIFICATION

WE, SCOTT J. MOORE and LINDA L. MOORE, being duly authorized to make this verification, have read the foregoing Complaint. The statements therein are correct to the best of my personal knowledge or information and belief.

This statement and verification is made subject to the penalties of 18 Pa. C. S. Section 4904 relating to unsworn fabrication to authorities, which provides that if I make knowingly false averments I may be subject to criminal penalties.

DATED: 1/29/2003

Scott J. Moore
SCOTT J. MOORE

DATED: 2/10/03

Linda L. Moore
LINDA L. MOORE

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

SCOTT J. MOORE and LINDA L.
MOORE,

Plaintiffs

vs.

THE ESTATE OF JOSEPH
SCHOFIELD, SARAH SCHOFIELD,
NETTIE SCHOFIELD, JOSEPH E.
SCHOFIELD and ARTHUR L.
SCHOFIELD their heirs,
devises, executors,
administrators, assigns and
successors, and all person,

persons, firms and
partnerships or corporate
entities in interest or their
legal representatives,
Defendants

COMPLAINT

No. 03 - 195 - C.D.

LAW OFFICES

BLAKLEY & JONES

90 BEAVER DRIVE - BOX 6
DUBOIS, PA 15801

FILED

FEB 12 2003

01/11:37 a.m.

William A. Shaw
Prothonotary

Shaw cc to acty

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

SCOTT J. MOORE and LINDA L. MOORE,	:	NC. 03- 195 -C.D.
Plaintiffs	:	
vs.	:	TYPE OF CASE: ACTION TO QUIET TITLE
	:	
	:	TYPE OF PLEADING: MOTION FOR SERVICE BY PUBLICATION
THE ESTATE OF JOSEPH SCHOFIELD, SARAH SCHOFIELD, NETTIE SCHOFIELD, JOSEPH E. SCHOFIELD and ARTHUR L. SCHOFIELD their heirs, devisees, executors, administrators, assigns and successors, and all person, persons, firms, and partnerships or corporate entities in interest or their legal representatives,	:	FILED ON BEHALF OF: PLAINTIFFS
Defendants	:	COUNSEL OF RECORD: BENJAMIN S. BLAKLEY, III
	:	SUPREME COURT NO.: 26331
	:	BLAKLEY & JONES
	:	90 BEAVER DRIVE, BOX 6
	:	DU BOIS, PA 15801
	:	(814) 371-2730

FILED

FEB 14 2003

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William A. Shaw
Prothonotary

u - CLEAR COPY

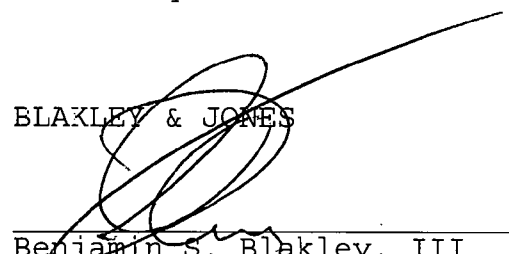
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - AT LAW

SCOTT J. MOORE and LINDA L. MOORE,	:	NO. 03-	-C.D.
	:		
Plaintiffs	:	ACTION TO QUIET TITLE	
	:		
vs.	:		
	:		
THE ESTATE OF JOSEPH SCHOFIELD, SARAH SCHOFIELD, NETTIE SCHOFIELD, JCSEPH E. SCHOFIELD and ARTHUR L. SCHOFIELD their heirs, devisees, executors, administrators, assigns and successors, and all person, persons, firms, and partnerships or corporate entities in interest or their legal representatives,	:		
Defendants	:		

MOTION FOR SERVICE OF COMPLAINT ON DEFENDANTS BY PUBLICATION

AND NOW, this 11th day of February, 2003, an Affidavit having been executed and filed by the Plaintiffs through their attorneys that the identity and whereabouts of the Defendants, their heirs and assigns are unknown, Plaintiffs move the Court for leave to serve the Complaint on the above-mentioned Defendants, their heirs and assigns, by publication in such a manner as the Court shall direct, as provided by the Pennsylvania Rules of Civil Procedure No. 410 and 430(b).

BLAKLEY & JONES


Benjamin S. Blakley, III
Attorney for Plaintiffs

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

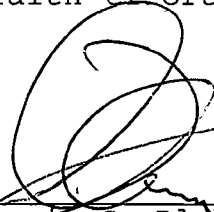
SCOTT J. MOORE and LINDA L. : NO. 03- -C.D.
MOORE, :
Plaintiffs : ACTION TO QUIET TITLE
vs. :
THE ESTATE OF JOSEPH :
SCHOFIELD, SARAH SCHOFIELD, :
NETTIE SCHOFIELD, JOSEPH E. :
SCHOFIELD and ARTHUR L. :
SCHOFIELD their heirs, :
devisees, executors, :
administrators, :
assigns and successors, and :
all person, persons, firms, :
and partnerships or corporate :
entities in interest or their :
legal representatives, :
Defendants :

AFFIDAVIT

COMMONWEALTH OF PENNSYLVANIA :
: SS.
COUNTY OF CLEARFIELD :

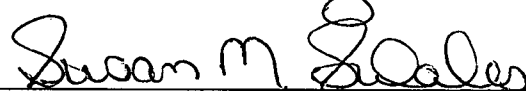
BENJAMIN S. BLAKLEY, III, being duly sworn according to law,
deposes and says that he is the attorney for the Plaintiffs in the
above-captioned matter and he has been unable to discover the
whereabouts and identity of the above-named Defendants, their heirs
and assigns, and has caused the records in the offices of the
Register and Recorder of Clearfield County to be examined to
ascertain the date of death of the Defendants, whether they died
testate or intestate, the names and addresses of all of the
Defendants' heirs, legatees or devisees, and whether or not there
has been any adverse conveyance of the real estate that is subject

to suit and that he has made a good faith effort to locate the whereabouts of the Defendants.



Benjamin S. Blakley, III
Attorney For Plaintiffs

Sworn to and subscribed
before me this 11th
day of February, 2003.



Notary Public

Notarial Seal Susan M. Swales, Notary Public DuBois, Clearfield County My Commission Expires Apr. 14, 2003

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

SCOTT J. MOORE and LINDA L.
MOORE, Plaintiffs

vs.

THE ESTATE OF JOSEPH
SCHOFIELD, SARAH SCHOFIELD,
NETTIE SCHOFIELD, JOSEPH E.
SCHOFIELD and ARTHUR L.
SCHOFIELD their heirs,
devisees, executors,
administrators, assigns and
successors, and all person,
~~persons, firms and~~
partnerships or corporate
entities in interest or their
legal representatives,
Defendants

MOTION FOR SERVICE BY
PUBLICATION

No. 03 - - C.D.

LAW OFFICES
BLAKLEY & JONES
90 BEAVER DRIVE - BOX 6
DUBOIS, PA 15801

WILLIAM A. SHAW
PROSECUTORY

FILED

FILED

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

SCOTT J. MOORE and LINDA L. MOORE,	:	NO. 03- 195 -C.D.
	:	
Plaintiffs	:	TYPE OF CASE: ACTION TO QUIET
	:	TITLE
vs.	:	
	:	TYPE OF PLEADING: ORDER
THE ESTATE OF JOSEPH	:	
SCHOFIELD, SARAH SCHOFIELD,	:	FILED ON BEHALF OF: PLAINTIFFS
NETTIE SCHOFIELD, JOSEPH E.	:	
SCHOFIELD and ARTHUR L.	:	COUNSEL OF RECORD:
SCHOFIELD their heirs,	:	BENJAMIN S. BLAKLEY, III
devisees, executors,	:	
administrators,	:	SUPREME COURT NO.: 26331
assigns and successors, and	:	
all person, persons, firms,	:	BLAKLEY & JONES
and partnerships or corporate	:	90 BEAVER DRIVE, BOX 6
entities in interest or their	:	DU BOIS, PA 15801
legal representatives,	:	(814) 371-2730
Defendants	:	

FILED

FEB 18 2003

William A. Shaw
Prothonotary

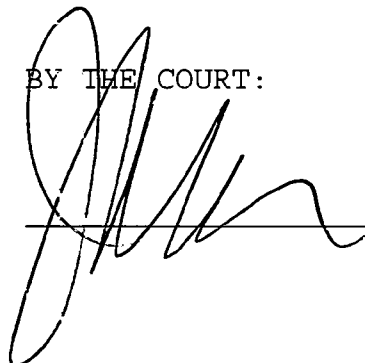
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - AT LAW

SCOTT J. MOORE and LINDA L. MOORE,	:	NO. 03-	-C.D.
Plaintiffs	:	ACTION TO QUIET TITLE	
vs.	:		
THE ESTATE OF JOSEPH SCHOFIELD, SARAH SCHOFIELD, NETTIE SCHOFIELD, JOSEPH E. SCHOFIELD and ARTHUR L. SCHOFIELD their heirs, devisees, executors, administrators, assigns and successors, and all person, persons, firms, and partnerships or corporate entities in interest or their legal representatives,	:		
Defendants	:		

ORDER

AND NOW, this 18th day of February, 2003, upon consideration of the foregoing Plaintiffs' Motion for Service by Publication, the Plaintiffs are granted leave to make service of the Complaint on the Defendants, their heirs and assigns, by publication once a week for one consecutive week in the Courier Express and in the Clearfield Progress, newspapers of general circulation in Union Township, Clearfield County, Pennsylvania, and one consecutive week in the Clearfield County Legal Journal according to the notice hereto attached.

BY THE COURT:



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

SCOTT J. MOORE and LINDA L.
MOORE,

Plaintiffs

vs.

THE ESTATE OF JOSEPH
SCHOFIELD, SARAH SCHOFIELD,
NETTIE SCHOFIELD, JOSEPH E.
SCHOFIELD and ARTHUR L.
SCHOFIELD their heirs,
devisees, executors,
administrators, assigns and
successors, and all person,

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partnerships or corporate
entities in interest or their
legal representatives,
Defendants

ORDER

No. 03 - 195 - C.D.

LAW OFFICES
BLAKLEY & JONES
90 BEAVER DRIVE - BOX 6
DUBOIS, PA 15801

FILED

ICC

012:3) 2X
FEB 18 2003

Atty Blakley

gk282

William A. Shaw
Prothonotary

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

SCOTT J. MOORE and LINDA L. : NO. 03-195-C.D.
MOORE, :
Plaintiffs : ACTION TO QUIET TITLE
vs. :
THE ESTATE OF JOSEPH :
SCHOFIELD, SARAH SCHOFIELD, :
NETTIE SCHOFIELD, JOSEPH E. :
SCHOFIELD and ARTHUR L. :
SCHOFIELD their heirs, :
devisees, executors, :
administrators, :
assigns and successors, and :
all person, persons, firms, :
and partnerships or corporate :
entities in interest or their :
legal representatives, :
Defendants :

FILED

MAR 28 2003


AFFIDAVIT

William A. Shaw
Prothonotary

COMMONWEALTH OF PENNSYLVANIA :
: SS.
COUNTY OF CLEARFIELD :

Before me, the undersigned officer, personally appeared
BENJAMIN S. BLAKLEY, III, ESQUIRE, who, being duly sworn according
to law, deposes and says that the Complaint filed in the above
captioned action was served by publication once in the Courier
Express, once in the Clearfield Progress and once in the Clearfield
County Legal Journal pursuant to Order of Court and that there were
no known living heirs and that more than twenty (20) days have
elapsed since publication and that the named Defendants or their
representatives have not entered an appearance or filed an answer

to suit and that he has made a good faith effort to locate the whereabouts of the Defendants.



Benjamin S. Blakley, III
Attorney For Plaintiffs

Sworn to and subscribed
before me this 26th
day of March, 2003.

Susan M. Swales
Notary Public

Notarial Seal
Susan M. Swales, Notary Public
DuBois, Clearfield County
My Commission Expires Apr. 14, 2003

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

SCOTT J. MOORE AND LINDA L.
MOORE,

Plaintiff,

vs.

THE ESTATE OF JOSEPH SCHOFIELD,
SARAH SCHOFIELD, NETTIE
SCHOFIELD, JOSEPH E. SCHOFIELD
and ARTHUR L. SCHOFIELD their
heirs, devisees, executors,
administrators, assigns and
successors, and all person,
persons, firms and partner-
ships or corporate entities
in interest or their legal
representatives,

Defendants.

AFFIDAVIT

No. 03-195-C.D.

LAW OFFICES

BLAKLEY & JONES

90 BEAVER DRIVE - BOX 6
DUBOIS, PA 15801

FILED

MAR 28 2003

William A. Shaw
Prothonotary

2 cc to Atty.

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

SCOTT J. MOORE and LINDA L. MOORE,	:	NO. 03- 195 -C.D.
	:	
Plaintiffs	:	TYPE OF CASE: ACTION TO QUIET
	:	TITLE
vs.	:	
	:	TYPE OF PLEADING: MOTION FOR
	:	DEFAULT JUDGMENT
THE ESTATE OF JOSEPH SCHOFIELD, SARAH SCHOFIELD, NETTIE SCHOFIELD, JOSEPH E. SCHOFIELD and ARTHUR L. SCHOFIELD their heirs, devisees, executors, administrators, assigns and successors, and all person, persons, firms, and partnerships or corporate entities in interest or their legal representatives,	:	FILED ON BEHALF OF: PLAINTIFFS
Defendants	:	COUNSEL OF RECORD:
	:	BENJAMIN S. BLAKLEY, III
	:	SUPREME COURT NO.: 25331
	:	BLAKLEY & JONES
	:	90 BEAVER DRIVE, BOX 6
	:	DU BOIS, PA 15801
	:	(814) 371-2730

FILED

MAR 28 2003

William A. Shaw
Prothonotary

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

SCOTT J. MOORE and LINDA L.	:	NO. 03-195 -C.D.
MOORE,	:	
Plaintiffs	:	ACTION TO QUIET TITLE
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vs.	:	
	:	
THE ESTATE OF JOSEPH	:	
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assigns and successors, and	:	
all person, persons, firms,	:	
and partnerships or corporate	:	
entities in interest or their	:	
legal representatives,	:	
Defendants	:	

MOTION FOR DEFAULT JUDGMENT

AND NOW, comes the Plaintiffs, and, by and through their attorneys, **BLAKLEY & JONES**, and files this Motion For Default Judgment in the above captioned action and in support thereof avers:

1. This is an action to quiet title in which Plaintiffs request that Defendants, and their heirs, administrators, executors and assigns, and all other person, persons, firms, partnerships or corporate entities in interest or their legal representatives be forever barred from asserting any right, title, liens or interests in or impeaching, levying or in any way attack the Plaintiffs' title to the land described in Plaintiffs' Complaint. A true and correct copy of Plaintiffs' Complaint is attached as Exhibit "A".

2. That by Order of this Court dated February 18, 2003, the Plaintiffs were given leave to serve the Complaint filed in the

above captioned quiet title action by publication once in the Courier Express, once in The Progress, newspapers of general circulation in Clearfield County, Pennsylvania, and once in the Clearfield County Legal Journal, the service by publication being allowed upon Motion and Affidavits filed by Plaintiffs that the whereabouts of the Defendants, **THE ESTATE OF JOSEPH SCHOFIELD, SARAH SCHOFIELD, NETTIE SCHOFIELD, JOSEPH E. SCHOFIELD and ARTHUR L. SCHOFIELD**, their heirs, administrators, executors and assigns are unknown.

3. That pursuant to the Order of Court dated February 18, 2003, publication was made in the Courier Express on February 26 2003, in The Progress on February 26, 2003, and in the Clearfield County Legal Journal on the week of February 28, 2003, Volume 15 No. 9. Respective Proofs of Publication are attached as Exhibit "B".

4. That more than twenty (20) days have passed since last service of the Complaint and no appearance nor answer to the Complaint has been filed by the Defendants, their heirs, administrators, executors and assigns.

5. Attached as Exhibit "C" is an Affidavit stating that a Complaint was served by publication once in the Courier Express, once in The Progress, and once in the Clearfield County Legal Journal and more than twenty (20) days have elapsed since service and that Defendants, or anyone claiming under Defendants, have not entered an appearance or filed an answer to the Complaint.

6. Pa. R.C.P. 1066(a) allows this Honorable Court to grant appropriate relief upon affidavit that a Complaint containing

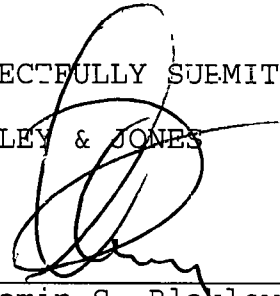
notice to the Defendants has been served and Defendants have not filed an answer.

7. Pa. R.C.P. 248 permits this Honorable Court to modify the thirty (30) day period provided Defendants by Pa. R.C.P. 1066(b), to assert any right, title or interest in the land inconsistent with the interest or the claims set forth in their Complaint.

WHEREFORE, Your Honorable Court is respectfully requested to enter an Order for judgment for the Plaintiffs as prescribed by Pa. R.C.P. 1065.

RESPECTFULLY SUBMITTED:

BLAKLEY & JONES



Benjamin S. Blakley, III
Attorney For Plaintiff

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

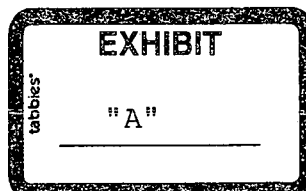
SCOTT J. MOORE and LINDA L. MOORE,	:	NO. 03-195-C.D.
	:	
Plaintiffs	:	TYPE OF CASE: ACTION TO QUIET
	:	TITLE
vs.	:	
	:	TYPE OF PLEADING: COMPLAINT
THE ESTATE OF JOSEPH	:	
SCHOFIELD, SARAH SCHOFIELD,	:	FILED ON BEHALF OF: PLAINTIFFS
NETTIE SCHOFIELD, JOSEPH E.	:	
SCHOFIELD and ARTHUR L.	:	COUNSEL OF RECORD:
SCHOFIELD their heirs,	:	BENJAMIN S. BLAKLEY, III
devisees, executors,	:	
administrators,	:	SUPREME COURT NO.: 26331
assigns and successors, and	:	
all person, persons, firms,	:	BLAKLEY & JONES
and partnerships or corporate	:	90 BEAVER DRIVE, BOX 6
entities in interest or their	:	DU BOIS, PA 15801
legal representatives,	:	(814) 371-2730
Defendants	:	

I hereby certify this to be a true
and correct copy of the original
statement filed in this case.

FEB 12 2003

Attest.

[Signature]
Prothonotary/
Clerk of Courts



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

SCOTT J. MOORE and LINDA L. : NO. 03- -C.D.
MOORE, :
Plaintiffs : ACTION TO QUIET TITLE
vs. :
THE ESTATE OF JOSEPH :
SCHOFIELD, SARAH SCHOFIELD, :
NETTIE SCHOFIELD, JOSEPH E. :
SCHOFIELD and ARTHUR L. :
SCHOFIELD their heirs, :
devisees, executors, :
administrators, :
assigns and successors, and :
all person, persons, firms, :
and partnerships or corporate :
entities in interest or their :
legal representatives, :
Defendants :

N O T I C E

TO: THE ESTATE OF JOSEPH SCHOFIELD, SARAH SCHOFIELD, NETTIE SCHOFIELD, JOSEPH E. SCHOFIELD and ARTHUR L. SCHOFIELD, their heirs, devisees, executors, administrators, assigns and successors, and all person, persons, firms and partnerships or corporate entities in interest, or their legal representatives, Defendants

You are hereby notified that an action to quiet title to premises situate in Union Township, Clearfield County, Pennsylvania, has been filed against you. Said premises are described as follows:

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

BEGINNING at the Turnpike, a corner of land now or formerly of

Henry Whitehead; thence by said land South 136 perches, more or less, to a white pine, another corner of land now or formerly of Whitehead; thence East 121 perches, more or less, to a white pine; thence North 124 perches, more or less, to a post at the Turnpike; thence by said Turnpike, by its various courses and distances 142 perches, more or less, to the place of beginning.

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

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 PLAINTIFFS. 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 FIND ONE, GO TO OR TELEPHONE THE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Court Administrator
Clearfield County Courthouse
Second & Market Streets
Clearfield, Pennsylvania 16830
(814) 765-2641 Ext. 50-51

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

SCOTT J. MOORE and LINDA L.	:	NO. 03-	-C.D.
MOORE,	:		
Plaintiffs	:	ACTION TO QUIET TITLE	
	:		
vs.	:		
	:		
THE ESTATE OF JOSEPH	:		
SCHOFIELD, SARAH SCHOFIELD,	:		
NETTIE SCHOFIELD, JOSEPH E.	:		
SCHOFIELD and ARTHUR L.	:		
SCHOFIELD their heirs,	:		
devisees, executors,	:		
administrators,	:		
assigns and successors, and	:		
all person, persons, firms,	:		
and partnerships or corporate	:		
entities in interest or their	:		
legal representatives,	:		
Defendants	:		

COMPLAINT

AND NOW, come the Plaintiffs, SCOTT J. MOORE and LINDA L. MOORE, by and through their attorneys, BLAKLEY & JONES, and bring this action to quiet title to the premises hereinafter described against the above-named Defendants and in support thereof avers:

1. Plaintiffs are SCOTT J. MOORE and LINDA L. MOORE, adult individuals, residing at 420 North Fourth Street, Du Bois, Clearfield County, Pennsylvania 15801.

2. Defendant JOSEPH SCHOFIELD, is an adult individual whose last known address is Union Township, Clearfield County, Pennsylvania.

3. Defendant SARAH SCHOFIELD is an adult individual whose

last known address is Union Township, Clearfield County, Pennsylvania.

4. Defendant **NETTIE SCHOFIELD**, is an adult individual whose last known address is Union Township, Clearfield County, Pennsylvania.

5. Defendant **JOSEPH E. SCHOFIELD**, is an adult individual whose last known address is Union Township, Clearfield County, Pennsylvania.

6. Defendant **ARTHUR L. SCHOFIELD**, is an adult individual whose last known address is Union Township, Clearfield County, Pennsylvania.

7. After diligent search, Plaintiffs have been unable to ascertain who or where any parties or their successors in interest or legal representatives might be found, against whom to bring suit, other than those parties listed as Defendants and referenced in the caption to this Complaint, which is incorporated herein by reference.

8. The purpose of this action is to quiet title to the following described real estate:

ALL that certain piece, parcel or tract of land situate, lying and being in Union Township, Clearfield County, Pennsylvania, bounded and described as follows, to wit: BEGINNING at the Turnpike, a corner of land now or formerly of Henry Whitehead; thence by said land South 136 perches, more or less, to a white pine, another

corner of land now or formerly of Whitehead; thence East 121 perches, more or less, to a white pine; thence North 124 perches, more or less, to a post at the Turnpike; thence by said Turnpike, by its various courses and distances 142 perches, more or less, to the place of beginning.

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

9. By deed dated April 15, 1857, and recorded in Clearfield County Deed Book R, page 454, **JAMES ENGLAND, TRUSTEE**, conveyed the premises described above to Defendant **JOSEPH SCHOFIELD**.

10. By his Last Will and Testament recorded in the Office of the Register of Wills of Clearfield County, the said **JOSEPH SCHOFIELD** did convey the subject premises to Defendants **SARAH SCHOFIELD, NETTIE SCHOFIELD, JOSEPH E. SCHOFIELD** and **ARTHUR L. SCHOFIELD**.

11. By deed dated December 31, 1937, and recorded in Clearfield County Deed Book 330, page 343, **HF BIGLER, JR.**, Treasurer of Clearfield County, sold the above described premises to **EDWARD LONG** and **ISABEL BLACK** for unpaid taxes for the years 1934 and 1935.

12. By deed dated November 30, 1939, and recorded in Clearfield County Deed Book 330, page 344, **EDWARD D. LONG** and

BERTHA LONG, his wife, conveyed the subject property to ISABEL BLACK.

13. By deed dated October 11, 1947, and recorded in Clearfield County Deed Book 388, page 297, ISABEL A. BLACK and VINCENT F. BLACK conveyed the subject property to MARY EMMA GRIESEMER.

14. By deed dated March 15, 1960, and recorded in Clearfield County Deed Book 481, page 423, MARY EMMA GRIESEMER conveyed the subject property to ALICE G. GRIESEMER, MARY F. McMAHON and FRANCES G. RONEMUS, as joint tenants with the right of survivorship, and did reserve to herself a life estate in the subject real property.

15. The said MARY EMMA GRIESEMER died March 14, 1963, thereby terminating her life estate in the subject property.

16. The said FRANCES G. RONEMUS died December 2, 1978, thereby vesting title in ALICE G. GRIESEMER and MARY F. McMAHON.

17. By deed dated December 18, 1979, and recorded in Clearfield County Deed Book 791, page 439, ALICE G. GRIESEMER and MARY F. McMAHON did convey their interest in the subject property to ALICE GRIESEMER, MARY M. SIERZEGA, PATRICIA M. SWISHER and MICHAEL L. McMAHON, as joint tenants with right of survivorship and not as tenants in common.

18. By deed dated May 16, 1988, and recorded in Clearfield

County Deed and Record Book 1228, page 183, ALICE G. GRIESEMER conveyed her interest in the subject property to PATRICIA M. SWISHER.

19. By deed dated November 14, 2002, and recorded in the Office of the Recorder of Deeds of Clearfield County to Instrument No. 200220325, PATRICIA M. SWISHER and JOSEPH SWISHER, her husband, MARY M. SIERZEGA and RONALD J. SIERZEGA, her husband, and MICHAEL L. McMAHON and MARGARET M. McMAHON, his wife, conveyed the subject property to SCOTT J. MOORE and LINDA L. MOORE, the Plaintiffs herein.

20. No third party has ever made any claim of any kind to ownership of interest in or claim to or upon the property, except as set forth in this Complaint.

21. This action is brought to clear any and all clouds on the title to the ownership and interest to the property herein described, which the herein named Defendants, their heirs, devisees, executors, administrators, successors and assigns and all other person, persons, partnerships or corporate entities in interest or their legal representatives might claim, possess or assert pertaining to any alleged irregularities in the chain of title herein set forth.

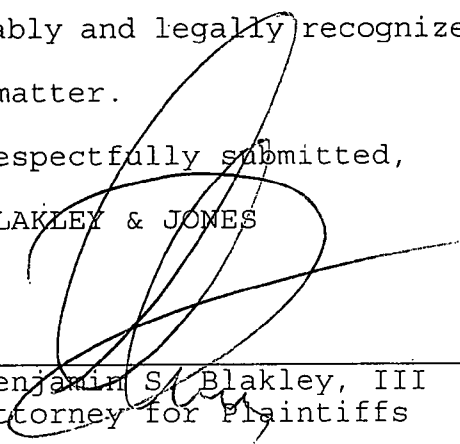
22. This suit to quiet title is instituted under the terms and provisions of the Pennsylvania Rules of Civil Procedure 1061 to 1067, inclusive, pertaining to the quieting of titles and other

pertinent rules of local procedure.

WHEREFORE, your Plaintiffs request this Honorable Court to decree that title to the above-described premises set forth in this Complaint is in the name of Plaintiffs **SCOTT J. MOORE** and **LINDA L. MOORE**, husband and wife, and that the Defendants, their executors, administrators and assigns and all other person, persons, firms, partnerships or corporate entities in interest or their legal representatives be forever barred from asserting any right, title, lien or interest in the land in question that is inconsistent with the interest of the Plaintiffs as set forth herein to the said premises or impeaching, denying or in any way attacking the Plaintiffs' title to the said premises; and that your Honorable Court make any other order necessary for the granting of proper relief as it deems necessary to equitably and legally recognize and preserve Plaintiffs' rights in this matter.

Respectfully submitted,

BLAKLEY & JONES



Benjamin S. Blakley, III
Attorney for Plaintiffs

VERIFICATION

WE, SCOTT J. MOORE and LINDA L. MOORE, being duly authorized to make this verification, have read the foregoing Complaint. The statements therein are correct to the best of my personal knowledge or information and belief.

This statement and verification is made subject to the penalties of 18 Pa. C. S. Section 4904 relating to unsworn fabrication to authorities, which provides that if I make knowingly false averments I may be subject to criminal penalties.

DATED: 1/29/2003

Scott J Moore
SCOTT J. MOORE

DATED: 2/10/03

Linda L Moore
LINDA L. MOORE

IN THE COURT
OF COMMON PLEAS
OF CLEARFIELD COUNTY,
PENNSYLVANIA
CIVIL ACTION - AT LAW
NO. 03-195-C.D.
ACTION TO
QUIET TITLE

SCOTT J. MOORE and LINDA L.
MOORE,
Plaintiffs
vs.

THE ESTATE OF JOSEPH
SCHOFIELD, SARAH SCHOFIELD, NETTIE SCHOFIELD, JOSEPH E. SCHOFIELD and ARTHUR L. SCHOFIELD their heirs, devisees, executors, administrators, assigns and successors, and all person, persons, firms, and partnerships or corporate entities in interest or their legal representatives,

Defendants
ACTION TO
QUIET TITLE
NO. 03-195-C.D.
TO: THE ESTATE OF JOSEPH SCHOFIELD, SARAH SCHOFIELD, NETTIE SCHOFIELD, JOSEPH E. SCHOFIELD and ARTHUR L. SCHOFIELD, their heirs, devisees, executors, administrators, assigns and successors, and all person, persons, firms and partnerships or corporate entities in interest, or their legal representatives, Defendants

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

You have been sued in Court. The purpose of this quiet title action is to extinguish any right or equity which the Defendants above named and their heirs, administrators, executors and assigns may have in the property as described above. The Plaintiffs in this action, after diligent search, have been unable to locate the Defendants or their devisee or heirs.

Whereupon, the Court ordered that notice of said action be served on the Defendants, and their heirs, administrators, executors and assigns, by advertisement requiring Defendants above named and their heirs, administrators, executors and assigns to answer Complaint within twenty (20) days from the date of publication.

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 PLAINTIFFS. 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 FIND ONE, GO TO OR TELEPHONE THE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Court Administrator
Clearfield County Courthouse
Second & Market Streets
Clearfield, Pennsylvania 16830
(814) 765-2641 Ext. 50-51
Benjamin S. Blakley, III,
Esquire
BLAKLEY & JONES
90 Beaver Drive, Box 6
DuBois, PA 15801
(814) 371-2730

PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :
COUNTY OF CLEARFIELD : SS:

On this 7th day of March, A.D. 2003, 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 February 26, 2003. 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

EXHIBIT "B"

Notarial Seal
Ann K. Law, Notary Public
Clearfield Boro, Clearfield County
My Commission Expires Sept. 16, 2004
Member, Pennsylvania Association of Notaries

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along with his wife and
he relocated to Maine. H
pastored at Albion Ch
Church for the next 29
retiring in 1983.

Surviving are his wife
years, Dorothy L. (Elsenh
Wriglesworth of Albior
daughters, Mary Hodges a
husband, Terry, of Albio
Sarah Marks and her hu
Charles, of Benton, Main
son, David Wriglesworth
wife, Carrie, of Fayette
seven grandchildren;
great-grandchildren; and
nieces and nephews.

Along with his paren
was preceded in death
brother, Edwin Wrigleswo

Funeral services were
Feb. 14 at Albion Ch
Church with Dr. Dav
Wriglesworth officiating,
ed by the Rev. Michael Ho

The Lawry Brothers F
Home, Fairfield, Maine,
charge of the arrangemen

The family suggests m
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Living Word Interns

**PROOF OF PUBLICATION OF NOTICE APPEARING IN THE
COURIER EXPRESS/TRI-COUNTY SUNDAY/JEFFERSONIAN DEMOCRAT
PUBLISHED BY McLEAN PUBLISHING COMPANY,
DUBOIS PENNSYLVANIA**

Public Notices **001 Public Notices** **001**
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA
CIVIL ACTION - AT LAW

SCOTT J. MOORE and LINDA L. MOORE,
Plaintiffs

Vs.

THE ESTATE OF JOSEPH SCHOFIELD, SARAH SCHOFIELD,
NETTIE SCHOFIELD, JOSEPH E. SCHOFIELD and ARTHUR L.
SCHOFIELD their heirs, devisees, executors, administrators,
assigns and successors, and all person, persons, firms, and partner-
ships or corporate entities in interest or their legal representatives,
Defendants

No. 03-195-CD

ACTION TO QUIET TITLE

ACTION TO QUIET TITLE
NO. 03-195-CD

TO: THE ESTATE OF JOSEPH SCHOFIELD, SARAH
SCHOFIELD, NETTIE SCHOFIELD, JOSEPH E. SCHOFIELD and
ARTHUR L. SCHOFIELD, their heirs, devisees, executors,
administrators, assigns and successors, and all person, persons,
firms, and partnerships or corporate entities in interest or their legal
representatives, Defendants

You are hereby notified that an action to quiet title to premises situate
in Union Township, Clearfield County, Pennsylvania, has been filed
against you. Said premises are described as follows:

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BEGINNING at the Turnpike, a corner of land now or formerly of
Henry Whitehead; thence by said land South 136 perches, more or
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thence North 124 perches, more or less, to a post at the Turnpike;
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perches, more or less, to the place of beginning.

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

You have been sued in Court. The purpose of this quiet title action is
to extinguish any right or equity which the Defendants above named
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Whereupon, the Court ordered that notice of said action be served on
the Defendants, and their heirs, administrators, executors and
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YOU HAVE BEEN SUED IN COURT. IF YOU WISH TO DEFEND
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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 PLAINTIFFS.
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 FIND ONE, GO
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WHERE YOU CAN GET LEGAL HELP.

Court Administrator
Clearfield County Courthouse
Second & Market Streets
Clearfield, Pennsylvania 16830
(814) 765-2641 Ext. 50-51

Benjamin S. Blakley, III, Esquire
BLAKLEY & JONES
90 Beaver Drive, Box 6
DuBois, PA 15801
(814) 371-2730

SS:

Jory Ferra, Classified Advertising Supervisor of the **Courier-
sonian Democrat** of the County and State aforesaid, being duly
urrier-Express, a daily newspaper, the **Tri-County Sunday**, a
Democrat, a weekly newspaper published by McLean Publishing
of DuBois, County and State aforesaid, which was established in
the daily publication and the weekly publications, has been
that a copy of the printed notice of publication is attached hereto
published in the regular editions of the paper on the following

_____ day of February A.D., 2003
in officer duly authorized by the **Courier-Express**, a daily
weekly newspaper, and/or **Jeffersonian Democrat**, a weekly
statement under oath and also declared that affiant is not
the aforesaid notice of publication, and that all allegations in the
e and character of publication are true.

PUBLISHING COMPANY Publisher of
II-COUNTY SUNDAY/JEFFERSONIAN DEMOCRAT

re this 4th day of MARCH, 2003

Robin M. Duttry
Notary Public
Statement of Advertising Cost
LEAN PUBLISHING COMPANY
Publisher of
**R-EXPRESS/TRI-COUNTY SUNDAY/
JEFFERSONIAN DEMOCRAT**
DuBois, PA

NOTARIAL SEAL
ROBIN M. DUTTRY, NOTARY PUBLIC
CITY OF DUBOIS, CLEARFIELD COUNTY
MY COMMISSION EXPIRES APRIL 16, 2006

_____ Jones
Publishing the notice or advertisement
on the above stated dates.....\$ 271.21
.....\$ 4.25
.....\$ 275.46

ar's Receipt for Advertising Costs
newspaper, **Tri-County Sunday**, a weekly newspaper, and/or
kly newspaper, hereby acknowledges receipt of the aforesaid
costs, and certifies that the same have been fully paid.
Street and Beaver Drive, DuBois, PA 15801
lished 1879, Phone 814-371-4200

LEAN PUBLISHING COMPANY
Publisher of
RI-COUNTY SUNDAY/JEFFERSONIAN DEMOCRAT

_____ is the original Proof of Publication and receipt for the
matter of said notice.

EXHIBIT "B"

ATTORNEY FOR


PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :

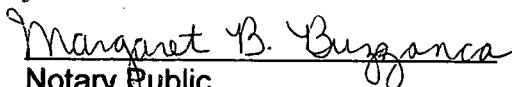
:

COUNTY OF CLEARFIELD :

On this 26th day of February AD 2003, 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 February 28, 2003 Vol. 15 No. 9. 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

NOTARIAL SEAL
MARGARET B. BUZZANCA, Notary Public
Clearfield Boro, Clearfield County, PA
My Commission Expires Nov. 23, 2005

Blakley & Jones
90 Beaver Drive Box 6
DuBois PA 15801

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

SCOTT J. MOORE and LINDA L. MOORE, Plaintiffs vs. THE ESTATE OF JOSEPH SCHOFIELD, SARAH SCHOFIELD, NETTIE SCHOFIELD, JOSEPH E. SCHOFIELD and ARTHUR L. SCHOFIELD their heirs, devisees, executors, administrators, assigns and successors, and all person, persons, firms, and partnerships or corporate entities in interest or their legal representatives, Defendants.

ACTION TO QUIET TITLE

No. 03-195 -CD

TO: THE ESTATE OF JOSEPH SCHOFIELD, SARAH SCHOFIELD, NETTIE SCHOFIELD, JOSEPH E. SCHOFIELD and ARTHUR L. SCHOFIELD their heirs, devisees, executors, administrators, assigns and successors, and all person, persons, firms, and partnerships or corporate entities in interest or their legal representatives, Defendants.

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BEGINNING at the Turnpike, a corner of land now or formerly of Henry Whitehead; thence by said land South 136 perches, more or less, to a white pine, another corner of land now or formerly of Whitehead; thence East 121 perches, more or less, to a white pine; thence North 124 perches, more or less, to a post at the Turnpike; thence by said Turnpike, by its various courses and distances 142 perches, more or less, to the place of beginning.

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

You have been sued in Court. The purpose of this quiet title action is to extinguish any right or equity which the Defendants above named and their heirs, administrators, executors and assigns may have in the property as described above. The Plaintiffs in this action, after a diligent search, have been unable to locate the Defendants or their devisees or heirs.

Whereupon the Court Ordered that notice of said action be served on the Defendants, and their heirs, administrators, executors and assigns, by advertisement requiring Defendants above-named and

their heirs, administrators, executors and assigns to answer the Complaint within twenty (20) days from the date of this publication.

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 TO 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 WITHOUT FURTHER NOTICE FOR THE RELIEF REQUESTED BY THE PLAINTIFFS. YOU MAY LOSE MONEY OR PROPERTY OR OTHER RIGHTS IMPORTANT TO YOU.

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

Court Administrator, Clearfield County Courthouse, Second & Market Streets, Clearfield, PA 16830 (814) 765-2641. (ext. 50-51).

Benjamin S. Blakley III, Esquire, Blakley & Jones, 90 Beaver Drive, Box 6 DuBois, PA 15801, (814) 371-2730.

administrators, executors, heirs, successors and assigns; BETTY M. HAMILTON, a/k/a ELIZABETH M. HAMILTON, deceased, her administrators, executors, heirs, successors and assigns; DON W. EIGHMY, deceased, his administrators, Executors, heirs, successors and assigns; ROBERTINA EIGHMY; DOLLIE C. BECKMAN; and all other persons having or claiming to have any right, title or interest in the oil and gas estate hereinafter described, Defendants.

NOTICE

TO: EMILY V. BOULTON, deceased, HAROLD J. BOULTON, deceased, JULIA K. BOULTON, a/k/a JULIA KERR CHASE BOULTON, a/k/a JULIA K. CHASE, deceased; SAMUEL R. HAMILTON, a/k/a S.R. HAMILTON, deceased, ANNA M. HAMILTON, deceased, BETTY M. HAMILTON, a/k/a ELIZABETH M. HAMILTON, deceased, DON W. EIGHMY, deceased, their respective Executors, Administrators, heirs, successors and assigns, or whoever may be the holder or holders of any claim of title to the oil and gas underlying a tract of 145 acres, more or less, situate in Pike Township, Clearfield County, Pennsylvania.

TAKE NOTICE that on November 12, 2002 plaintiff filed its Complaint in Civil Action to Quiet Title to the oil and gas underlying 145 acres, more or less, situate under three tracts of land in Pike Township, Clearfield County, Pennsylvania, described in three deeds of Harry A. Cathcart dated October 29, 1928 to S. R. Hamilton, e.g. in Deed Book 290, Page 164, Deed Book 290, page 166 and Deed Book 290, page 169.

Plaintiff avers that it is the holder of a

FIND OUT WHERE YOU CAN GET LEGAL HELP.

David S. Meholick, Court Administrator, Clearfield County Courthouse, 230 E. Market Street, Clearfield, PA 16830 (814) 765-2641, Ext. 5982 OR Pennsylvania Lawyer Referral Service, Pennsylvania Bar Association PO Box 186 Harrisburg, PA 17108 (800) 692-7375.

DONALD D. SAXTON, JR., P.C., 119 South College Street, Washington, PA 15301.

ADV: February 21st, 28th, March 7th, 14th, 2003.

MARSHAL'S SALE

MARSHAL'S SALE: By virtue of a Writ of Execution issued out of the U.S. Court for the W. D. of PA at suit of the USA at Mis. No. 02-63E, I shall expose to public sale the real property of Richard E. Kline, Jr. and Donna R. Kline known as RR#1, Comes Creek Road, Port Allegany, PA 16743. All those two certain pieces, parcels or tracts of land lying, being and situate in the Township of Liberty, County of McKean and Commonwealth of Pennsylvania, bounded and described as follows, to wit:

PARCEL ONE: BEGINNING at a point in the center of the highway leading to Port Allegany known as Route No. T-408;

THENCE North 68 degrees 30' East 303 feet to a point;

THENCE South 3 degrees 45' East and parallel with Portage Creek 297 feet to a point which point is an old stake on bank of Creek;

THENCE West 222.8 feet to a point in the center of said Highway;

THENCE North 21 degrees 30' West along the center of said highway, 200 feet to the place of beginning;

CONTAINING 1.5 acres be the same more or less.

EXCEPTING AND RESERVING all the oil, gas and petroleum found in, on or under the above described premises as conveyed in all previous deeds.

PARCEL TWO: BEGINNING at a point in the center of the highway leading to Port Allegany known as Route No. T-408;

THENCE North 68 degrees East two hundred thirty-two and three-tenths (232.3) feet to a point;

THENCE South 68 degrees 45' East one hundred nine (109) feet to a point on the west bank of Portage Creek;

THENCE on a line parallel with Portage Creek South 20 degrees East one hundred seventy-seven and four-tenths (177.4) feet

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

SCOTT J. MOORE AND LINDA L.
MOORE, Plaintiff,

vs.

THE ESTATE OF JOSEPH SCHOFIELD,
SARAH SCHOFIELD, NETTIE
SCHOFIELD, JOSEPH E. SCHOFIELD
and ARTHUR L. SCHOFIELD their
heirs, devisees, executors,
administrators, assigns and
successors, and all person,
persons, firms and partner-
ships or corporate entities
in interest or their legal
representatives,

Defendants.

MOTION FOR DEFAULT
JUDGMENT

No. 03-195-C.D.

LAW OFFICES
BLAKLEY & JONES
90 BEAVER DRIVE - BOX 6
DUBOIS, PA 15801

FILED

MAR 28 2003

William A. Shaw
Prothonotary

0/12:30 PM/24

Sec. 1111

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

SCOTT J. MOORE and LINDA L. MOORE,	:	NO. 03- 195-C.D.
Plaintiffs	:	ACTION TO QUIET TITLE
vs.	:	
THE ESTATE OF JOSEPH SCHOFIELD, SARAH SCHOFIELD, NETTIE SCHOFIELD, JOSEPH E. SCHOFIELD and ARTHUR L. SCHOFIELD their heirs, devisees, executors, administrators, assigns and successors, and all person, persons, firms, and partnerships or corporate entities in interest or their legal representatives,	:	
Defendants	:	

FILED

APR 02 2003
014:00/145
William A. Shaw
Prothonotary

2 CENT TO ATT

[Handwritten signature]

O R D E R

AND NOW, this 2nd day of April, 2003, it appearing on Motion of BENJAMIN S. BLAKLEY, III, ESQUIRE, Attorney for the Plaintiff, that service of the Complaint in the above-captioned quiet title action, as per Order of Court was served on the Defendants by publication once in the Courier Express, on February 26, 2003, and once in The Progress, on February 26 2003, newspapers of general circulation in Clearfield County, Pennsylvania, and once in the Clearfield County Legal Journal, Week of February 28 , 2003, Volume 15 No. 9 , and that no known living heirs of Defendants were found, and if further appearing that no answer has been filed nor any appearance entered by the said Defendants were found, and it further appearing that no answer has been filed nor any appearance entered by the said named Defendants nor their duly authorized representatives for more than twenty (20) days since the

date of publication, it is hereby ORDERED and DECREED As Follows:

1. That THE ESTATE OF JOSEPH SCHOFIELD, SARAH SCHOFIELD, NETTIE SCHOFIELD, JOSEPH E. SCHOFIELD and ARTHUR L. SCHOFIELD, and their heirs, devisees, executors, administrators, assigns and successors, and all other person, persons, firms, partnerships, or corporate entities in interest, or their legal representatives, are forever barred from asserting any right, title, lien or interest inconsistent with the interest of the claim of the Plaintiffs as set forth in their complaint in and to the following premises situate in Union Township, Clearfield County, Pennsylvania, being bounded and described as follows, to wit:

ALL that certain piece, parcel or tract of land situate, lying and being in Union Township, Clearfield County, Pennsylvania, bounded and described as follows, to wit: BEGINNING at the Turnpike, a corner of land now or formerly of Henry Whitehead; thence by said land South 136 perches, more or less, to a white pine, another corner of land now or formerly of Whitehead; thence East 121 perches, more or less, to a white pine; thence North 124 perches, more or less, to a post at the Turnpike; thence by said Turnpike, by its various courses and distances 142 perches, more or less, to the place of beginning.

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

2. That the right of the Plaintiffs in the said premises are

at all times superior to the rights of said named Defendants and that the Plaintiffs' have title in fee simple to the said premises described in the Complaint against the said Defendants.

3. That the Defendants or any person claiming under them shall be forever enjoined from setting up any title to the premises of the Plaintiffs described in the Complaint and from impeaching, denying or in any way attacking the titled to the Plaintiffs to said premises.

4. That the thirty (30) day provision for filing exceptions in Pa. R.C.P. 1066(b)(1) be modified so as to eliminate the said thirty (30) day rule pursuant to PA. R.C.P. 248.

5. That these proceedings, or any authenticated copy thereof, shall at all times be hereinafter taken as evidence of the facts declared and established thereby.

6. That a copy of this Order shall be recorded in the Office of the Recorder of Deeds of Clearfield County, Pennsylvania.

BY THE COURT,



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

SCOTT J. MOORE AND LINDA L.
MOORE,

Plaintiff,

vs.

THE ESTATE OF JOSEPH SCHOFIELD,
SARAH SCHOFIELD, NETTIE
SCHOFIELD, JOSEPH E. SCHOFIELD
and ARTHUR L. SCHOFIELD their
heirs, devisees, executors,
administrators, assigns and
successors, and all person,
persons, firms and partner-
ships or corporate entities
in interest or their legal
representatives,

Defendants.

A ORDER.

No. 03-195-C.D.

LAW OFFICES

BLAKLEY & JONES

90 BEAVER DRIVE - BOX 6
DUBOIS, PA 15801

FILED

APR 02 2003

William A. Shaw
Prothonotary