

03-1442-CD
MARIANNE MOORE, etal vs. CHARLES HYDE, etal

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

MARIANNE MOORE, an
Individual, and AMY B. BORTOT, an
Individual,

Plaintiffs

VS.

CHARLES HYDE, his Heirs,
Executors and Assigns, H. L. W. HYDE,
his Heirs, Executors and Assigns, FRANK
STEINKERCHNER, his Heirs, Executors
and Assigns,

Defendants

No. 03-1442-CD

ACTION TO QUIET TITLE

FILED

OCT 24 2003

William A. Shaw
Prothonotary/Clerk of Courts

ORDER

AND NOW, this 24th day of October, 2003, it appearing that service of the Complaint in the above captioned case, with notice to plead, was served in The Progress, Clearfield, Pennsylvania and the Clearfield County Legal Journal, Clearfield, Pennsylvania, and an Affidavit having been filed with the Prothonotary as to attempts made to obtain information and the whereabouts of the Defendants, and it further appearing that no answer has been filed nor appearance entered by any of the said Defendants or their duly authorized representatives and more than twenty (20) days having elapsed since the advertisement thereof, it is hereby ORDERED as follows:

1. That the above named Defendants, their heirs, successors and assigns, are forever barred from asserting any right, title, lien or interest inconsistent with

the interest or claim of the Plaintiffs as set forth in their Complaint in and for all that certain piece or parcel of land situate in the Commonwealth of Pennsylvania, County of Clearfield, Township of Lawrence and more particularly described as follows:

Lot No. 3, Block 59, Hyde, Pennsylvania. Assessment Map No. 123-J9-623-96

Said Order to be final and absolute unless the aforesaid Defendant, his heirs, successors and assigns, shall file exceptions to this Order within thirty (30) days of the date hereof.

2. That if said above named Defendants, their heirs, successors and assigns, shall not have filed said exceptions within thirty (30) days, the Prothonotary, upon Praecipe of Plaintiffs, shall enter final judgment for Plaintiffs and against said named Defendants, their heirs, successors and assigns.

3. That the rights of Plaintiffs in said premises are at all times superior to the rights of said named Defendants, their heirs, successors and assigns and that the Plaintiffs have title in fee simple to said premises described in the Complaint as against said Defendants, their heirs, successors and assigns.

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

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

6. 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

A large, stylized handwritten signature in black ink is written over a horizontal line. The signature is cursive and appears to be the name of the judge.

ACTION TO QUIET TITLE

ORDER

MARIANNE MOORE, an individual.
and AMY B. BORTOT, an individual
Plaintiffs

VS.

CHARLES HYDE, his Heirs,
Executors and Assigns,
H. L. W. HYDE, his Heirs,
Executors and Assigns,
FRANK STEINKERCHNER, his Heirs,
Executors and Assigns
Defendants

R. DENNING GEARHART
ATTORNEY AT LAW
CLEARFIELD, PA. 16830

FILED acc
0123384
OCT 24 2003
William A. Shaw
Prothonotary/Clerk of Courts
Atty Gearhart

UP

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

MARIANNE MOORE, an individual,
and AMY B. BORTOT, an individual,
Plaintiffs

VS.

NO. 63-1442 - CD

CHARLES HYDE, his Heirs,
Executors and Assigns, H. L. W. HYDE,
his Heirs, Executors and Assigns,
FRANK STEINKERCHNER, his Heirs,
Executors and Assigns,
Defendants

ACTION TO QUIET TITLE

ORDER

AND NOW, to wit, this 25th day of September, 2003, upon consideration of the foregoing Motion, the Plaintiffs are granted leave to make service of the Complaint on the Defendants, their heirs, successors and assigns, by publication once in The Progress, Clearfield, Pennsylvania and the Clearfield County Legal Journal, Clearfield, Pennsylvania.

BY THE COURT,

JUDGE

FILED

SEP 25 2003

William A. Shaw
Prothonotary/Clerk of Courts

FILED

1cc

SEP 25 2003

Atty Gearhart

William A. Shaw

Prothonotary/Clerk of Courts

[Signature]

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

MARIANNE MOORE, an
Individual, and AMY B. BORTOT, an
Individual,

Plaintiffs

vs.

No. 03-1442-CD

CHARLES HYDE, His Heirs,
Executors and Assigns, H. L. W. HYDE,
his Heirs, Executors and Assigns,
FRANK STEINKERCHNER, his Heirs,
Executors and Assigns,
Defendants

CASE NUMBER: 03-1442-CD

TYPE OF CASE: ACTION TO QUIET TITLE

TYPE OF PLEADING: AFFIDAVIT

FILED ON BEHALF OF: Plaintiffs

FILED

OCT 22 2003

William A. Shaw
Prothonotary

COUNSEL OF RECORD FOR THIS PARTY: R. DENNING GEARHART, ESQUIRE
Supreme Court I.D. #26540
215 East Locust Street
Clearfield, PA 16830
(814) 765-1581

FILED

OCT 22 2003

William A. Shaw
Prothonotary

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

MARIANNE MOORE, an
Individual, and AMY B. BORTOT, an
Individual,

Plaintiffs

VS.

CHARLES HYDE, his Heirs,
Executors and Assigns, H. L. W. HYDE,
his Heirs, Executors and Assigns, FRANK
STEINKERCHNER, his Heirs, Executors
and Assigns,

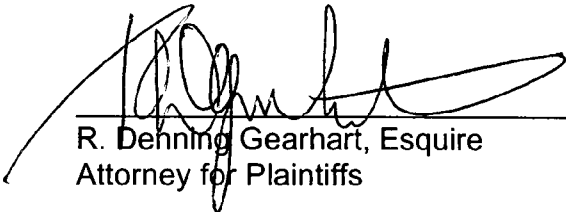
Defendants

No. 03-1442-CD

ACTION TO QUIET TITLE

AFFIDAVIT

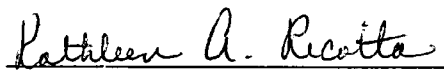
The undersigned hereby certifies that he did cause to have published in the
The Progress the Notice for the Complaint with regard to the Quiet Title Action filed to the
above on the Defendants, their heirs, successors and assigns, as evidenced by Exhibit 'A'
attached hereto.


R. Denning Gearhart, Esquire
Attorney for Plaintiffs

Sworn to and subscribed

before me this 21 day

of October, 2003.


Kathleen A. Ricotta
Notary Public

NOTARIAL SEAL
KATHLEEN A. RICOTTA, Notary Public
Clearfield Boro, Clearfield County
My Commission Expires June 7, 2005

IN THE COURT OF
COMMON PLEAS OF
CLEARFIELD COUNTY
PENNSYLVANIA
(CIVIL DIVISION)

NO. 03-1442-CD

ACTION TO QUIET TITLE

MARIANNE MOORE, an individual, and AMY B. BORTOT, an individual, Plaintiffs

VS.

CHARLES HYDE, his Heirs, Executors and Assigns, H.L. HYDE, his Heirs, Executors and Assigns, FRANK STEINKERCHNER, his Heirs, Executors and Assigns, Defendants

NOTICE

TO THE ABOVE NAMED DEFENDANTS, their heirs, successors and assigns:

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 claim set forth against you. You are warned that if you fail to do so, the case may proceed 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 AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

COURT ADMINISTRATOR'S OFFICE

Clearfield County Courthouse
Clearfield, PA 16830
(814) 765-2641

You are hereby notified that an Action to Quiet Title to all that certain piece or parcel of land located in Lawrence Township, Clearfield County, Pennsylvania, has been filed against you. Said premises are described as follows:

Lot No. 3, Block 59, Hyde, Pennsylvania, Assessment Map No. 123-J9-623-96

Further, the Court of Common Pleas of Clearfield County, Pennsylvania, did by Order executed September 15, 2003, direct that notice of this action be served upon the Defendants, and their heirs, executors and assigns, by advertisement, and that if you do not appear or otherwise defend such action within thirty (30) days from the date of advertisement, you shall be, by appropriate order, forever barred from asserting any right, lien, title or interest or claim of the Plaintiffs as set forth in their Complaint.

R. Denning Gearhart, Esq.
Attorney for Plaintiffs
215 East Locust Street
Clearfield, PA 16830
(814) 765-1581

PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :
COUNTY OF CLEARFIELD : SS:

On this 3rd day of October, 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 October 1, 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.

Margaret E. Krebs

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

Ann K. Law

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

FILED

0 10:48 AM NOV 21 2003
OCT 22 2003

William A. Shaw
Prothonotary

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

MARIANNE MOORE, an
Individual, and AMY B. BORTOT, an
Individual,

Plaintiffs

vs.

No. 03-1442-CD

CHARLES HYDE, His Heirs,
Executors and Assigns, H. L. W. HYDE,
his Heirs, Executors and Assigns,
FRANK STEINKERCHNER, his Heirs,
Executors and Assigns,
Defendants

CASE NUMBER: 03-1442-CD

TYPE OF CASE: ACTION TO QUIET TITLE

TYPE OF PLEADING: AFFIDAVIT

FILED ON BEHALF OF: Plaintiffs

COUNSEL OF RECORD FOR THIS PARTY: R. DENNING GEARHART, ESQUIRE
Supreme Court I.D. #26540
215 East Locust Street
Clearfield, PA 16830
(814) 765-1581

FILED

OCT 23 2003

0112:5514
William A. Shaw

Prothonotary/Clerk of Courts

NO CERT COPY

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

MARIANNE MOORE, an
Individual, and AMY B. BORTOT, an
Individual,

Plaintiffs

VS.

CHARLES HYDE, his Heirs,
Executors and Assigns, H. L. W. HYDE,
his Heirs, Executors and Assigns, FRANK
STEINKERCHNER, his Heirs, Executors
and Assigns,

Defendants

No. 03-1442-CD

ACTION TO QUIET TITLE

AFFIDAVIT

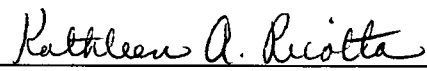
The undersigned hereby certifies that he did cause to have published in the
Clearfield County Legal Journal the Notice for the Complaint with regard to the Quiet Title
Action filed to the above on the Defendants, their heirs, successors and assigns, as
evidenced by Exhibit 'A' attached hereto.

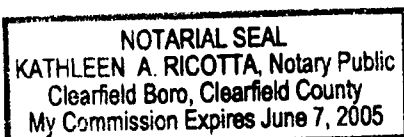

R. Denning Gearhart, Esquire
Attorney for Plaintiffs

Sworn to and subscribed

before me this 23 day

of October, 2003.


Kathleen A. Ricotta
Notary Public

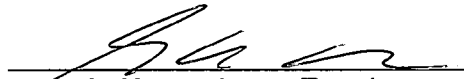


STATE OF PENNSYLVANIA :

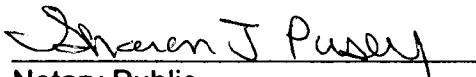
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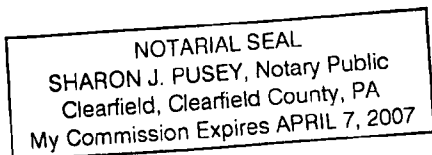
COUNTY OF CLEARFIELD :

On this 10th day of October 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 October 3, 2003, No. 40. 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



R. Denning Gearhart
215 East Locust St
Clearfield PA 16830

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

MARIANNE MOORE, an individual, and
AMY B. BORTOT, an individual, Plaintiffs
vs. CHARLES HYDE, his Heirs, Executors
and Assigns, H. L. W. HYDE, his Heirs,
Executors and Assigns, FRANK
STEINKERCHNER, his Heirs, Executors
and Assigns, Defendants.

**ACTION TO QUIET TITLE
No. 2003-1442-CD
NOTICE**

TO THE ABOVE NAMED DEFEN-
DANTS their heirs, successors and assigns:

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 claim set
forth against you. You are warned that if you
fail to do so, the case may proceed 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
AFFORD ONE, GO TO OR TELEPHONE
THE OFFICE SET FORTH BELOW TO GET
LEGAL HELP.

COURT ADMINISTRATORS OFFICE,
Clearfield County Courthouse, Clearfield, PA
16830 (814) 765-2641.

You are hereby notified that an Action to
Quiet Title to all that certain piece or parcel
of land located in Lawrence Township,
Clearfield County, Pennsylvania, has been
filed against you. Said premises are
described as follows:

Lot No. 3, Block 59, Hyde, Pennsyl-
vania, Assessment Map No. 123-J9-623-96

Further, the Court of Common Pleas of
Clearfield County, Pennsylvania, did by
Order executed September 25, 2003, direct
that notice of this action be served upon the
Defendants, and their heirs, executors and
assigns, by advertisement, and that if you do
not appear or otherwise defend such action
within thirty (30) days from the date of
advertisement, you shall be, by appropriate
order, forever barred from asserting any
right, lien, title or interest or claim of the
Plaintiffs as set forth in their Complaint.

R. DENNING GEARHART, ESQUIRE,
Attorney for Plaintiffs, 215 East Locust
Street, Clearfield, PA 16830 (814) 765-1581.

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

MARIANNE MOORE, an
Individual, and AMY B. BORTOT, an
Individual,

Plaintiffs

VS.

CHARLES HYDE, his Heirs,
Executors and Assigns, H. L. W. HYDE,
his Heirs, Executors and Assigns, FRANK
STEINKERCHNER, his Heirs, Executors
and Assigns,

Defendants

No. 03-1442 CD

ACTION TO QUIET TITLE

CASE NUMBER:

TYPE OF CASE: Quiet Title Action

TYPE OF PLEADING: COMPLAINT

FILED ON BEHALF OF: Plaintiffs

COUNSEL OF RECORD FOR THIS PARTY: R. DENNING GEARHART, ESQUIRE
Supreme Court I.D. No. 26540
215 East Locust Street
Clearfield, PA 16830
(814) 765-1581

FILED

SEP 24 2003

William A. Shaw
Prothonotary

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

MARIANNE MOORE, an
Individual, and AMY B. BORTOT, an
Individual,

Plaintiffs

VS.

CHARLES HYDE, his Heirs,
Executors and Assigns, H. L. W. HYDE,
his Heirs, Executors and Assigns, FRANK
STEINKERCHNER, his Heirs, Executors
and Assigns,

Defendants

No. CD

ACTION TO QUIET TITLE

NOTICE

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

COURT ADMINISTRATOR'S OFFICE
Clearfield County Courthouse
Clearfield, PA 16830
(814) 765-2641

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

MARIANNE MOORE, an
Individual, and AMY B. BORTOT, an
Individual,

Plaintiffs

VS.

CHARLES HYDE, his Heirs,
Executors and Assigns, H. L. W. HYDE,
his Heirs, Executors and Assigns, FRANK
STEINKERCHNER, his Heirs, Executors
and Assigns,

Defendants

No. CD

ACTION TO QUIET TITLE

COMPLAINT

AND NOW, comes the Plaintiffs, Marianne Moore and Amy B. Bortot, and
by their attorney, R. Denning Gearhart, Esquire, sets forth the following:

1. That the Plaintiff, Marianne Moore, is an adult individual who resides at
301 Mt. Joy Road, Clearfield, Pennsylvania.
2. That the Plaintiff, Amy B. Bortot, is an adult individual whose address
is P.O. Box 536, 2717 Montgomery Run Road, Hyde, Pennsylvania.
3. That the Defendant Charles Hyde is believed to be deceased and the
heirs and assigns and any individuals claiming through him, whose addresses are
unknown.
4. That the Defendant H. L. W. Hyde is believed to be deceased and the
heirs and assigns and any individuals claiming through him, whose addresses are
unknown.
5. That the Defendant, Frank Steinkerchner is believed to be deceased

and the heirs and assigns and any individuals claiming through him, whose addresses are unknown.

6. That the Plaintiffs are the owners of a piece or parcel of land located in Lawrence Township, Clearfield County, Pennsylvania, bounded and described as follows:

Lot No. 3, Block 59, Hyde, Pennsylvania, Assessment Map No. 123-J9-623-96.

7. That the Plaintiffs acquired title to the premises by Deed of Charles Mallon and Sylvia Mallon, husband and wife, and Matthew C. Mallon, a single individual, dated October 1, 1999, and recorded in the Office of the Register and Recorder for Clearfield County as Instrument No. 199918889.

8. That Charles Mallon, et al acquired title to the premises by Deed from the Clearfield County Tax Claim Bureau dated October 16, 1998, and recorded in Clearfield County Deed and Record Book 1976, page 574.

9. That the property was sold by the Clearfield County Tax Claim Bureau for unpaid taxes for the years 1993 through 1996 which property was assessed in Clearfield County.

10. That the property was assessed in the name of Frank Steinkerchner from 1905 to August 7, 1961, when it was sold to the County. That the purpose of this Quiet Title Action is to clear any defect resulting from the tax sales set forth in the above paragraphs and the sale to the County in August 7, 1961.

11. That the Plaintiffs and their predecessors in title have exercised adverse, continuous, visible, notorious, exclusive and hostile possession over the premises and have continued such possession in excess of twenty-one (21) years.


WHEREFORE, Plaintiffs request:

(a) That by Decree of your Honorable Court, it may be declared that title to the premises set forth in Paragraph 6 hereof is in the Plaintiffs and that they shall be allowed to enjoy such property in peace; and

(b) That the Defendants, their heirs, successors and assigns, within thirty (30) days from the receipt of this Complaint, institute an action of ejectment against the Plaintiffs and that otherwise the Defendants, their heirs, successors and assigns be perpetually enjoined from setting up any title to said property from impeaching, denying or in any way attaching the Plaintiff's title to said property, from issuing or maintaining an ejectment from said premises and from encumbering, mortgaging or conveying the said premises or any party thereof.

(c) Such other relief as the Court determines to be equitable and just.

Respectfully submitted,



R/ Denning Gearhart, Esquire
Attorney for Plaintiffs

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF CLEARFIELD

SS.

Before me, the undersigned officer, a Notary Public in and for the above named State and County, personally appeared MARIANNE MOORE and AMY B. BORTOT, who being duly sworn according to law depose and say that the facts set forth in the foregoing Complaint are true and correct to the best of their knowledge, information and belief.

Marianne Moore
MARIANNE MOORE

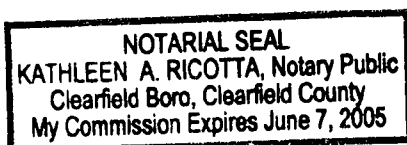
Amy B. Bortot
AMY B. BORTOT

Sworn to and subscribed

before me, this 23

day of September, 2003.

Kathleen A. Ricotta
Notary Public



IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION ACTION TO QUIET
TITLE

MARIANNE MOORE, an individual,
and AMY B. BORTOT, an individual,
Plaintiffs

vs.

CHARLES HYDE, His Heirs, Executors
and Assigns, H.L.W. Hyde, his
Heirs, Executors and Assigns,;
FRANK STEINKERCHNER, his Heirs,
Executors and Assigns,
Defendants

COMPLAINT

FILED

SEP 24 2003

William A. Shaw
Prothonotary

R. DENNING GEARHART
ATTORNEY AT LAW
CLEARFIELD, PA. 16830

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

MARIANNE MOORE, an individual :
and AMY B. BORTOT, an individual :
Plaintiff :

VS. :

NO. ~~00~~03-1442-CD

CHARLES HYDE, his Heirs, :
Executors and Assigns, H. L. W. HYDE, :
his Heirs, Executors and Assigns, :
FRANK STEINKERCHNER, his Heirs, :
Executors and Assigns, :
Defendants :

ACTION TO QUIET TITLE

AFFIDAVIT

COMMONWEALTH OF PENNSYLVANIA :

: SS.

COUNTY OF CLEARFIELD :

R. DENNING GEARHART, who being duly sworn according to law, deposes
and says that in support of his Motion For Publication, the following:

1. A search of the Courthouse records as found in Clearfield County have
provided no further information as to the above-named Defendants, their heirs, successors
or assigns.

2. All public records in the Clearfield County Courthouse and local
telephone books, and corporation records have been checked prior to making this Affidavit.

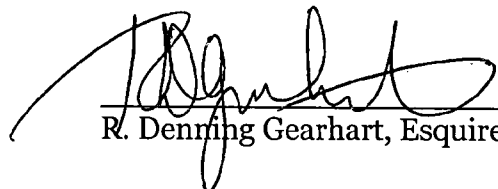
FILED

SEP 24 2003

William A. Shaw
Prothonotary

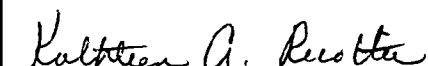
3. That I have made a good faith effort to find the whereabouts of the Defendants and all their heirs, successors and assigns.

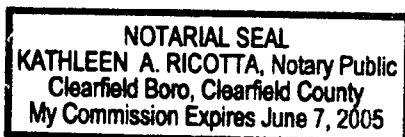
Further, the deponent sayeth not.


R. Denning Gearhart, Esquire

Sworn to and subscribed

before me this 23 day
of September, 2003.


Notary Public



IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION ACTION TO QUIET
TITLE

MARIANNE MOORE, an individual
and AMY B. BORTOL, an individual,
Plaintiff

vs.

CHARLES HYDE, his Heirs,
Executors and Assigns, H.L.W.
HYDE, his Heirs, Executors and
Assigns, FRANK STEINKERCHNER,
his Heirs, Executors and Assigns,
Defendants

AFFIDAVIT

FILED

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SEP 24 2003

William A. Shaw
Prothonotary

R. DENNING GEARHART
ATTORNEY AT LAW
CLEARFIELD, PA. 16830

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

MARIANNE MOORE, an individual,
and AMY B. BORTOT, an individual,
Plaintiffs

VS.

NO. 03-1442-CD

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his Heirs, Executors and Assigns,
FRANK STEINKERCHNER, his Heirs,
Executors and Assigns,
Defendants

ACTION TO QUIET TITLE

CASE NUMBER: 00- -CD

TYPE OF CASE: Quiet Title Action

TYPE OF PLEADING: MOTION FOR PUBLICATION

FILED ON BEHALF OF: Plaintiffs

COUNSEL OF RECORD FOR THIS PARTY: R. DENNING GEARHART, ESQUIRE
Supreme Court I.D. No. 26540
215 East Locust Street
Clearfield, PA 16830
(814) 765-1581

FILED

SEP 24 2003

William A. Shaw
Prothonotary

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

MARIANNE MOORE, an individual,
and AMY B. BORTOT, an individual,
Plaintiffs

VS.

NO. 03-1442 CD

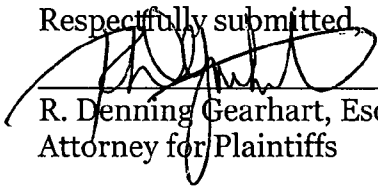
CHARLES HYDE, his Heirs,
Executors and Assigns, H. L. W. HYDE,
his Heirs, Executors and Assigns,
FRANK STEINKERCHNER, his Heirs,
Executors and Assigns,
Defendants

ACTION TO QUIET TITLE

MOTION FOR PUBLICATION

AND NOW, to wit, this 23 day of September, 2003, an Affidavit having been filed by R. Denning Gearhart, attorney for the Plaintiffs, that the whereabouts of the above named Defendants, their heirs, successors and assigns, are unknown, the said R. Denning Gearhart moves the Court for leave to serve the Complaint upon the said Defendants, their heirs, successors and assigns, generally by publication once in The Progress, Clearfield, Pennsylvania, and the Clearfield County Legal Journal, Clearfield, Pennsylvania.

Respectfully submitted,



R. Denning Gearhart, Esquire
Attorney for Plaintiffs

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

TITLE

MARIANNE MORRE, an individual,
and AMY B. BORTOT, an individual,
Plaintiffs,

vs.

CHARLES HYDE, his Heirs,
Executors and Assigns, H.L.W.
HYDE, his Heirs, Executors and
Assigns, FRANK STEINKERCHNER,
his Heirs, Executors and Assigns,
Defendants

MOTION FOR PUBLICATION

FILED

01:30 PM SEP 24 2003

SEP 24 2003

William A. Shaw
Prothonotary

R. DENNING GEARHART
ATTORNEY AT LAW
CLEARFIELD, PA. 16830

CA

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

MARIANNE MOORE, an
Individual, and AMY B. BORTOT, an
Individual,

Plaintiffs

VS.

CHARLES HYDE, his Heirs,
Executors and Assigns, H. L. W. HYDE,
his Heirs, Executors and Assigns, FRANK
STEINKERCHNER, his Heirs, Executors
and Assigns,

Defendants

No. 03-1442-CD

ACTION TO QUIET TITLE

5

CASE NUMBER: 03-1442-CD

TYPE OF CASE: Quiet Title Action

TYPE OF PLEADING: PRAECIPE TO ENTER FINAL JUDGMENT

FILED ON BEHALF OF: Plaintiff

COUNSEL OF RECORD FOR THIS PARTY: R. DENNING GEARHART, ESQUIRE
Supreme Court I.D. #26540
215 East Locust Street
Clearfield, PA 16830
(814) 765-1581

FILED

DEC 01 2003

William A. Shaw
Honorable

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

MARIANNE MOORE, an
Individual, and AMY B. BORTOT, an
Individual,

Plaintiffs

VS.

CHARLES HYDE, his Heirs,
Executors and Assigns, H. L. W. HYDE,
his Heirs, Executors and Assigns, FRANK
STEINKERCHNER, his Heirs, Executors
and Assigns,

Defendants

No. 03-1442-CD

ACTION TO QUIET TITLE

PRAECIPE TO ENTER FINAL JUDGMENT

TO THE PROTHONOTARY:

Please enter a final judgment against the above named Defendants, their
heirs, successors and assigns and on behalf of the above named Plaintiffs for such relief
as requested in an Order dated the 24 day of October, 2003.

Respectfully submitted,


R. Denning Gearhart, Esquire
Attorney for Plaintiffs

FILED

O 2:00 PM 1026 City

DEC 01 2003



William A. Shaw
Prothonotary