

03-1496-CD  
ARTHUR CATHACAN, et al. vs. RICHARD J. DAVIS

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

ARTHUR GATHAGAN and : No.: 2003- 1496-CN  
SHIRLEY TOMCHEK, :  
Plaintiffs : Type of Case: Civil  
vs. : Type of Pleading:  
: Complaint In Ejectment  
RICHARD J. DAVIS, : Filed on behalf of:  
Defendant : Plaintiffs  
: Counsel of Record for  
: This Party:  
: Girard Kasubick, Esq.  
: Supreme Court No. 30109  
: LEHMAN & KASUBICK  
: 611 Brisbin Street  
: Houtzdale, PA 16651  
: (814) 378-7840

FILED *Ear*

OCT 06 2003

01 1:30 P.M.

William A. Shaw  
Prothonotary/Clerk of Courts

I CERT TO SWR

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

ARTHUR GATHAGAN and :  
SHIRLEY TOMCHEK, :  
Plaintiffs : No.: 2003-  
vs. : In Equity  
RICHARD J. DAVIS, :  
Defendant :  
:

**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.

David S. Meholick  
Court Administrator's Office  
Clearfield County Courthouse  
One North Second Street  
Clearfield, PA 16830  
(814) 765-2641, Ext. 5982

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

ARTHUR GATHAGAN and :  
SHIRLEY TOMCHEK, :  
Plaintiffs : No.: 2003-  
vs. : In Equity  
RICHARD J. DAVIS, :  
Defendant :  
:

**COMPLAINT IN EJECTMENT**

AND NOW COMES the Plaintiffs, Arthur Gathagan and Shirley Tomchek, by and through their attorney, Girard Kasubick, Esq., and files the following Complaint in Ejectment:

1. The Plaintiff is Arthur Gathagan who resides at R.D. 1, Box 507, Olanta, PA 16863.
2. The Plaintiff is Shirley Tomchek who resides at 62 Stone Street, Irvona, PA 16656.
3. The two Plaintiffs are father and daughter.
4. The Defendant is Richard J. Davis who resides at 2085 Crossroad Boulevard, Coalport, PA 16627.
5. The Plaintiffs are the owner of real property containing a dwelling house and 2.23829 acres in Beccaria Township, Clearfield County, Pennsylvania by deed dated August 7, 2001 and recorded in Clearfield County

Instrument No. 200112516, a copy of which is attached hereto and marked Exhibit "A". This property has an address of 2085 Crossroad Boulevard, Coalport, PA 16627.

6. In or about August 2001, the Plaintiff, Arthur Gathagan, entered into an Agreement with the Defendant, Richard J. Davis, to sell the real property, house and out buildings on the said real property that is described in Instrument No. 200112516. A copy of the written Agreement is attached hereto and marked Exhibit "B".

7. The Defendant entered into possession of the premises described in Instrument No. 200112516 in August 2001 and commenced making payment of Three Hundred (\$300.00) Dollars per month under the Agreement in August 2001.

8. The Defendant last made a monthly payment of Three Hundred (\$300.00) Dollars for the month of May 2003 on June 5, 2003, and has made no monthly payment for June, July, August, September or October 2003, and he is more than ninety (90) days in default.

9. The Defendant has not paid 2002 taxes on the real property, as required under the Agreement, and \$761.82 is due for 2002 taxes including interest through October 2003. The 2003 County-Township taxes are unpaid

at penalty in the amount of \$172.67. The 2003 school taxes are unpaid at face in the amount of \$606.97. The failure to pay the above taxes or some of the above taxes is a default under the Agreement.

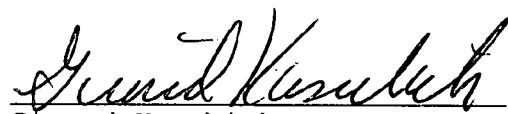
10. The Defendant is in default of the Agreement attached hereto and marked Exhibit "B" for more than ninety (90) days for failure to make monthly payments and for failure to pay real estate taxes.

11. The Plaintiff's request that the Defendant be ejected from the premises and judgment be entered for rent for months Defendant is in possession and has not paid in the amount of Three Hundred (\$300.00) Dollars per month and for unpaid taxes while Defendant is in possession of the real property subject of the Agreement attached hereto and marked Exhibit "B".

WHEREFORE, Plaintiffs request Your Honorable Court to enter Judgment for Ejectment against the Defendant and for removal of the Defendant and anyone residing with him from the premises and in favor of the Plaintiffs for possession of the premises, and judgment for the Plaintiffs and against the Defendant for rent while Defendant was in

possession of the premises and for unpaid taxes while  
Defendant was in possession of the premises.

RESPECTFULLY SUBMITTED:

  
Girard Kasubick, Esq.,  
Attorney for Plaintiffs

VERIFICATION

I, the undersigned, verify that the statements made in the foregoing Complaint In Ejectment are true and correct. We understand that false statements herein are made subject to the penalties of 18 Pa. C.S.A. 4904 relating to unsworn falsification to authorities.

  
Shirley Tomcek

# This Deed,

MADE the 7<sup>th</sup> day of AUGUST

in the year two thousand one (2001)

BETWEEN ARTHUR GATHAGAN, single, of RD #1 Box 444, Coalport,  
County of Clearfield, Pennsylvania 16627 hereafter known as the  
GRANTOR.....

A  
N  
D

ARTHUR GATHAGAN, single, of RD #1 Box 444, Coalport, County of  
Clearfield, Pennsylvania 16627 and SHIRLEY TOMCHEK, individual,  
of Box 10, Irvona, Pennsylvania 16656 as JOINT TENTANTS with  
Rights of Survivorship and not as Tenants in Common hereafter known  
as the GRANTEEES.....

WITNESSETH, That in consideration of \$1.00

ONE DOLLAR and 00/100----- Dollars,  
in hand paid, the receipt whereof is hereby acknowledged, the said grantor does hereby grant  
and convey to the said grantees,

ALL THAT CERTAIN piece or parcel of land, situate in Beccaria  
Township, Clearfield County, Pennsylvania, bounded and described as  
follows:

BEGINNING at a post located on Leg. Route No. 17033, said road  
leading from Utahville to Hegarty Cross Road; thence North along  
said road 11 degrees 55 minutes West, a distance of 150 feet, to a  
post on land of Grantors (now or formerly Wilma Johns), thence  
along land of Grantors herein named, South 79 degrees 30 minutes  
West, a distance of 650 feet, to a post on land of Grantors herein  
named; thence along land of Grantors, South 11 degrees 55 minutes  
East, a distance of 150 feet, to post on land of Grantors; thence  
in a North direction 79 degrees 30 minutes East, a distance of 650  
feet, to a post on land of Grantors and place of beginning, and  
containing 2.23829 acres.

BEING the same premises to which title became vested in Arthur  
Gathagan, single, by deed of Wilma Johns, widow, dated July 16,  
1990 and recorded in Clearfield County Deed Book Volume 1355 at  
page 154 on July 27, 1990.

BEING identified by Clearfield County Assessment Map Number  
101-J16-63.

This is a transfer from father to father and daughter, therefore there is an imposition exemption of realty tax.

This scrivener hereof has not examined the title to the within described premises.

This deed is subject to all exceptions and reservations, covenants and agreements contained in any and all former deeds, grants and conveyances affecting premises hereby conveyed.

GRANTORS state that the above property is not presently being used, nor to the best of their knowledge, information and belief, has it ever been used for the disposal of hazardous wastes. This statement is made in compliance with the Solid Waste Management Act No. 1980-97, Section 405.2.

KAREN L. STARCK  
REGISTER AND RECORDER  
CLEARFIELD COUNTY  
Pennsylvania

INSTRUMENT NUMBER  
200112516

RECORDED ON  
Aug 09, 2001  
11:16:19 AM

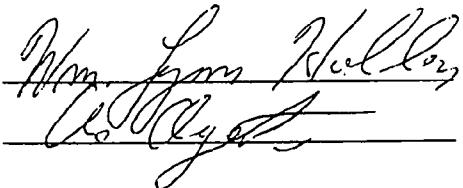
Total Pages: 4

RECORDING FEE - \$1.00  
RECORDER  
COUNTY IMPROVEMENT \$1.00  
FUND  
RECORDER \$1.00  
IMPROVEMENT FUND  
STATE WRT TAX \$0.50  
TOTAL \$15.50

CUSTOMER  
HOLLEN, WILLIAM LYNN

## NOTICE

Grantee (hereinafter, whether one or more, called "Grantee") hereby states that he knows that he may not be obtaining the right of protection against subsidence resulting from coal mining operations and that the purchased property may be protected from damage due to mine subsidence by a private contract with the owners of the economic interests in the coal. (THIS NOTICE IS INSERTED HEREIN TO COMPLY WITH THE BITUMINOUS MINE SUBSIDENCE AND LAND CONSERVATION ACT OF 1996.)

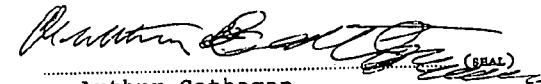


THIS DOCUMENT MAY NOT SELL, CONVEY, TRANSFER, INCLUDE OR INSURE THE TITLE TO THE COAL AND RIGHT OF SUPPORT UNDERNEATH THE SURFACE LAND DESCRIBED OR REFERRED TO HEREIN, AND THE OWNER OR OWNERS OF SUCH COAL MAY HAVE THE COMPLETE LEGAL RIGHT TO REMOVE ALL OF SUCH COAL AND, IN THAT CONNECTION, DAMAGE MAY RESULT TO THE SURFACE OF THE LAND AND ANY HOUSE, BUILDING OR OTHER STRUCTURE ON OR IN SUCH LAND. THE INCLUSION OF THIS NOTICE DOES NOT ENLARGE, RESTRICT OR MODIFY ANY LEGAL RIGHTS OR ESTATES OTHERWISE CREATED, TRANSFERRED, EXCEPTED OR RESERVED BY THIS INSTRUMENT. (This Notice is set forth pursuant to Act No. 255, approved September 10, 1985, as amended.)

AND the said grantor will specially WARRANT AND FOREVER DEFEND the property hereby conveyed.

IN WITNESS WHEREOF, said grantor has hereunto set his hand and seal, the day and year first above-written.

Sealed and delivered in the presence of

  
Arthur Gathagan

(SEAL)

(SEAL)

(SEAL)

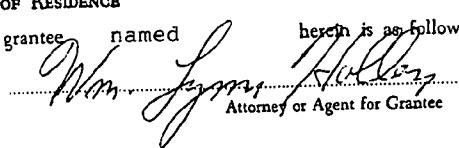
(SEAL)

(SEAL)

CERTIFICATE OF RESIDENCE

I hereby certify, that the precise residence of the grantee named herein is as follows:

RD #1 Box 444  
Coalport, PA 16627

  
William J. Flynn  
Attorney or Agent for Grantee

Commonwealth of Pennsylvania

} SS:

County of Blair

On this, the 7th day of August, 2001, before me a notary public

the undersigned officer, personally appeared Arthur Gathagan  
known to me (or satisfactorily proven) to be the person whose name is subscribed to the within  
instrument, and acknowledged that he executed the same for the purpose therein  
contained.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal.

Commonwealth of Pennsylvania

} SS:

County of

On this, the day of

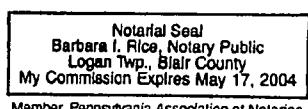
, before me

the undersigned officer, personally appeared  
known to me (or satisfactorily proven) to be the person whose name is subscribed to the within  
instrument, and acknowledged that he executed the same for the purpose therein  
contained.

IN WITNESS WHEREOF, I have hereunto set my hand and

seal.

My Commission Expires



### State of

County of

IN WITNESS WHEREOF, I have hereunto set my hand and

seal.

### My Commission Expires

### State of

**County of**

IN WITNESS WHEREOF, I have hereunto set my hand and

seal.

My Commission Expires.

卷之三

WARRANTY DEED - Published and Sold by  
The Plankenhorn Co., Williamsport, Pa. | ~~1~~

Arthur Gathagan, GRANTOR  
AND  
Arthur Gathagan and Shirley  
Tomchek, GRANTEES

Dated ....August....2001

for property situated in

Clearfield County, Pennsylvania.

consideration ..... 1.00

ecorded.....

Entered for Record in the Recorder's

Office of ..... County, the ..... day of Tax, \$ ..... Fees, \$ ..... Rec'd by

Wm. Lynn Hallen  
Attorney at Law  
1633 East Pleasant Valley Blk  
Altoona, PA 16602  
(814) 942-1131  
  
The Coalport - Glendale - Prince Galli  
(814) 672-3790

Ces

ss

RECORDED in the Office for Recording of Deeds, etc., in and for said County, in Deed  
Book N.

, Page

Records of Deaths

I, Richard J. Davis, purchaser, agree to pay Arthur Gathagen the sum of three hundred dollars a month for said house, out buildings, and ground as specified in the deed. For the next one hundred and twenty months the seller will receive three hundred dollars a month from the purchaser, the purchaser is also responsible for all property taxes, at which time the purchaser will have paid thirty-six thousand four hundred dollars not including property taxes. Late charges will be added if payments are more than fifteen days late. If purchaser is more than ninety days late, he forfeits all monies and rights, all properties are returned to seller. At which time the purchaser will pay twenty-five dollars late fee plus regular payment. After the down payment of one thousand dollars has been paid and the contract has been signed, the seller has fifteen days to have all personal belongings removed from the house and above said properties. The seller will have a designated area in which to place his personal belongings and camper as agreed by the purchaser until the time at which the seller establishes a more appropriate housing condition at this time the seller is responsible for all his utilities. At this time the seller forfeits all forth held rights to the above stated establishments and business conducted on the premises. In the event of death or serious injury to the seller the heirs to the property or the sellers family does not have the authorization to break or null this contract.

Purchaser: Richard J. Davis

Signature of Purchaser: Richard J. Davis

Seller: Arthur Gathagen

Signature of Seller: Arthur Gathagen

Signature of Witness Roy L. Dickerson  
Witness

Signature of Witness: Tanya S. Davis  
Witness

In The Court of Common Pleas of Clearfield County, Pennsylvania

GATHAGAN, ARTHUR & SHIRLEY TOMCHEK  
VS.  
DAVIS, RICHARD J.  
COMPLAINT IN EJECTMENT

Sheriff Docket # 14637  
03-1496-CD

**SHERIFF RETURNS**

NOW OCTOBER 8, 2003 AT 10:59 AM SERVED THE WITHIN COMPLAINT IN EJECTMENT  
ON RICHARD J. DAVIS, DEFENDANT AT RESIDENCE, 2085 CROSSROAD BLVD.,  
COALPORT, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO RICHARD J. DAVIS  
A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT IN EJECTMENT AND  
MADE KNOWN TO HIM THE CONTENTS THEREOF.  
SERVED BY: DAVIS/MORGILLO

**Return Costs**

Cost	Description
38.53	SHERIFF HAWKINS PAID BY: ATT CK# 10910
10.00	SURCHARGE PAID BY: ATTY CK# 10911

Sworn to Before Me This  
14th Day Of Oct 2003  
William A. Shaw

So Answers,

*Chester A. Hawkins*  
*by Marley Hauer*  
Chester A. Hawkins  
Sheriff

**FILED**

OCT 14 2003  
011:45 a.m.  
William A. Shaw  
Prothonotary  
KJD  
no cc

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

ARTHUR GATHAGAN and : No.: 2003-1496  
SHIRLEY TOMCHEK, :  
Plaintiffs : Type of Case: Civil  
vs. : Type of Pleading:  
RICHARD J. DAVIS, : Praeclipe for Default  
Defendant : Judgment  
: Filed on behalf of:  
: Plaintiffs  
: Counsel of Record for  
: This Party:  
: Girard Kasubick, Esq.  
: Supreme Court No. 30109  
: LEHMAN & KASUBICK  
: 611 Brisbin Street  
: Houtzdale, PA 16651  
: (814) 378-7840

FILED

NOV 24 2003

William A. Shaw  
Prothonotary/Clerk of Courts

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

ARTHUR GATHAGAN and :  
SHIRLEY TOMCHEK, :  
Plaintiffs : No.: 2003-1496  
vs. : Action in Ejectment  
RICHARD J. DAVIS, :  
Defendant :  
:

**PRAECLPICE FOR DEFAULT JUDGMENT**

TO: William A. Shaw, Prothonotary

Please enter Default Judgment against the Defendant, Richard J. Davis, in the above matter, in the amount of \$3,296.48, plus any additional court costs for failure of the Defendant to file the required Answer or Responsive Pleading to the Complaint after proper ten (10) day notice under Pa. R.C.P. 237.1(a)(2). I hereby certify that written notice was sent by regular first class U.S. mail on November 4, 2003 to the Defendant and a copy of the Notice is attached hereto. The judgment entered is determined as follows:

Rents due in the Complaint through  
November 30, 2003 . . . . . \$1,800.00

2002 back taxes, 2003 County-Township  
taxes and one-half of 2003 School taxes . . . \$1,237.95

Court Costs:

Filing fee	\$85.00
Service of Complaint	48.53
Praeclpice for Default	20.00

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

ARTHUR GATHAGAN and :  
SHIRLEY TOMCHEK, :  
Plaintiffs : No.: 2003-1496  
vs. : In Ejectment  
RICHARD J. DAVIS, :  
Defendant :  
TO: Richard J. Davis  
2085 Crossroad Boulevard  
Coalport, PA 16627

Date of Notice: November 4, 2003

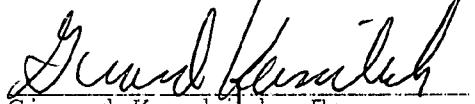
**IMPORTANT NOTICE**

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN (10) DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR PROPERTY OR OTHER IMPORTANT RIGHTS.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

Clearfield County Court  
Administrator's Office  
David S. Meholic  
Clearfield County Courthouse  
One North Second Street  
Clearfield, PA 16830  
(814) 765-2641 Ext. 5982

  
Girard Kasubick, Esq.  
LEHMAN & KASUBICK  
611 Brisbin Street  
Houtzdale, PA 16651  
(814) 378-7840

FILED  
Dec. 28, 2003  
cc: Amy Kasabick  
Statement to Def.  
Nov 24 2003  
Atty pd. 20-00  
William A. Shaw  
Prothonotary/Clerk of Courts  
Statement to Atty

# COPY

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

ARTHUR GATHAGAN and :  
SHIRLEY TOMCHEK, :  
Plaintiffs : No.: 2003-1496  
vs. : Action in Ejectment  
RICHARD J. DAVIS, :  
Defendant :  
:

NOTICE OF JUDGMENT

TO: DEFENDANT, RICHARD J. DAVIS of  
2085 Crossroad Boulevard, Coalport, PA 16627

You are hereby notified that the following Judgment was entered against you on November 24<sup>th</sup>, 2003, in ejectment action in the amount of \$3,296.48, which includes court costs. The Entry of the Judgment was upon Default for failure to file an Answer or Responsive Pleading to the Plaintiff's Complaint and was entered upon filing of the Praeclipe for Judgment.

Judgment has also been entered by default in this action for possession of the premises having the address of 2085 Crossroads Boulevard, Coalport, PA 16627 for failure to file an Answer or Responsive Pleading to the Plaintiff's Complaint and was entered upon filing of the Praeclipe for Judgment.



William A. Shaw, Prothonotary

# COPY

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY ,  
PENNSYLVANIA  
STATEMENT OF JUDGMENT

Arthur Gathagan  
Shirley Tomchek  
Plaintiff(s)

No.: 2003-01496-CD

Real Debt: \$3,296.48

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Richard J. Davis  
Defendant(s)

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: November 24, 2003

Expires: November 24, 2008

Certified from the record this 24th day of November, 2003.

---

William A. Shaw, Prothonotary

\*\*\*\*\*

SIGN BELOW FOR SATISFACTION

Received on \_\_\_\_\_, \_\_\_\_\_, of defendant full satisfaction of this Judgment,  
Debt, Interest and Costs and Prothonotary is authorized to enter Satisfaction on the same.

---

Plaintiff/Attorney

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

ARTHUR GATHAGAN and : No.: 2003-1496  
SHIRLEY TOMCHEK, :  
Plaintiffs : Type of Case: Civil  
vs. : Type of Pleading:  
RICHARD J. DAVIS, : Praeclipe for Writ  
Defendant : of Possession  
: Filed on behalf of:  
: Plaintiffs  
: Counsel of Record for  
: This Party:  
: Girard Kasubick, Esq.  
: Supreme Court No. 30109  
: LEHMAN & KASUBICK  
: 611 Brisbin Street  
: Houtzdale, PA 16651  
: (814) 378-7840

FILED

NOV 24 2003

William A. Shaw  
Prothonotary/Clerk of Courts

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

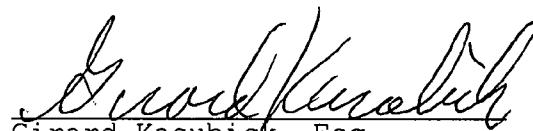
ARTHUR GATHAGAN and :  
SHIRLEY TOMCHEK, :  
Plaintiffs :  
vs. : No.: 2003-1496  
: Action in Ejectment  
RICHARD J. DAVIS, :  
Defendant :  
:

**PRAECIPE FOR WRIT OF POSSESSION**

TO: William A. Shaw, Prothonotary:

Please issue Writ of Possession in the above matter  
against the Defendant, Richard J. Davis.

Date: 11/24/2003

  
Girard Kasubick, Esq.  
Attorney for Plaintiffs  
611 Brisbin Street  
Houtzdale, PA 16651

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

ARTHUR GATHAGAN and :  
SHIRLEY TOMCHEK, :  
Plaintiffs : No.: 2003-1496  
vs. : Action in Ejectment  
RICHARD J. DAVIS, :  
Defendant :  
:

**WRIT OF POSSESSION**

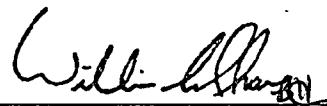
COMMONWEALTH OF PENNSYLVANIA )  
 )  
COUNTY OF CLEARFIELD )

To Chester A. Hawkins, Sheriff of Clearfield County:

1. To satisfy the judgment for possession in the above matter you are directed to deliver possession of the following described property to Arthur Gathagan and Shirley Tomchek, Plaintiffs, which property is known by 2085 Crossroad Boulevard, Beccaria Township, Coalport, PA 16627, known by Tax Map No. 101-J16-63 and being assessed as house, building and 2.24 acres owned by the Plaintiffs by Deed recorded in Clearfield County Instrument No. 200112516.

2. To satisfy the costs against Richard J. Davis, Defendant, you are directed to levy upon any

property of Richard J. Davis, Defendant, and sell his interest therein.



William A. Shaw, Prothonotary

Seal of the Court

\_\_\_\_\_ (Deputy)

Date 11/24/03

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 14939

GATHAGAN, ARTHUR AND TOMCHEK, SHIRLEY  
VS.  
DAVIS, RICHARD J.

03-1496-CD

WRIT OF EXECUTION      POSSESSION

**SHERIFF RETURNS**

NOW, JANUARY 5, 2004 @ 11:08 A.M. SERVED WRIT OF POSSESSION ON,  
RICHARD J. DAVIS, DEFENDANT, AT IS PLACE OF RESIDENCE, 2085 CORSSROAD  
BOULEVARD, COALPORT, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO  
RICHARD J. DAVIS, DEFENDANT, A TRUE AND ATTESTED COPY OF THE ORIGINAL  
WRIT OF POSSESSION AND BY MAKING KNOWN TO HIM THE CONTENTS THEREOF.

NOW, MAY 13, 2004 PAID COSTS FROM THE ADVANCE AND MADE A REFUND OF  
THE UNUSED ADVANCE TO THE ATTORNEY.

NOW, MAY 13, 2004 RETURN WRIT AS BEING SERVED.

SHERIFF HAWKINS      \$65.37  
SURCHARGE      \$10.00  
PAID BY ATTORNEY

Sworn to Before Me This

13th Day Of May 2004

**FILED**

MAY 13 2004

William A. Shaw  
Prothonotary

So Answers,

*Chester Hawkins*  
Chester A. Hawkins  
Sheriff

23-7-25

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

ARTHUR GATHAGAN and :  
SHIRLEY TOMCHEK, :  
Plaintiffs : No.: 2003-1496  
vs. : Action in Ejectment  
: :  
RICHARD J. DAVIS, :  
Defendant : :

WRIT OF POSSESSION

COMMONWEALTH OF PENNSYLVANIA )  
COUNTY OF CLEARFIELD )

To Chester A. Hawkins, Sheriff of Clearfield County:

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property of Richard J. Davis, Defendant, and sell his interest therein.

W. A. Shaw  
William A. Shaw, Prothonotary

Seal of the Court

\_\_\_\_\_ (Deputy)

Date 11/24/03

Received 11-24-03 @ 3:30 P.M.

Chester A. Hawkins  
by Cynthia Butler-Augherbaugh