

03-1563-CD

WILLIAM H. HERRMAN SR. et al. vs. JOHN W. JOHLEY, et al.

03-1563-CD

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

TIMOTHY L. HERTLEIN, SR. and,
CHRISTINE M. HERTLEIN,
husband and wife,
Plaintiffs,

vs.

JOHN KARDOHLEY and PAULINE
KARDOHLEY, husband and wife,
their heirs, successors and assigns;
JOHN IANARO and BETTY IANARO,
husband and wife, their heirs, successors
and assigns;
GEORGE KARDOHLEY and MARY
KARDOHLEY, husband and wife,
their heirs, successors and assigns;
JOSEPH KARDOHLEY, his heirs,
successors and assigns;
RUDY KARDOHLEY, his heirs,
successors and assigns;
STEVE KARDOHLEY, his heirs,
successors and assigns; and
HELEN KARDOHLEY, her heirs,
successors and assigns and/or any person
or entity claiming title in and to the herein
described premises under them,
Defendants.

No. 03 - 1563 - C.D.

ACTION TO QUIET TITLE

Type of case: Quiet Title Action

Type of pleading: Praecipe to Enter
Final Judgment

Filed on behalf of: Plaintiffs

Counsel for Plaintiffs:
Frederick M. Neiswender, Esquire
Supreme Court No. 74456
501 East Market Street, Suite 3
Clearfield, Pennsylvania 16830
(814) 765-6500

FILED

013:42801
JUN 20 2005

Att'y Neiswender

@

William A. Shaw
Prothonotary/Clerk of Courts

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

TIMOTHY L. HERTLEIN, SR. and,
CHRISTINE M. HERTLEIN,
husband and wife,
Plaintiffs,

vs.

No. 03 - 1563 - C.D.

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KARDOHLEY, husband and wife,
their heirs, successors and assigns;
JOHN IANARO and BETTY IANARO,
husband and wife, their heirs, successors
and assigns;
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KARDOHLEY, husband and wife,
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HELEN KARDOHLEY, her heirs,
successors and assigns and/or any person
or entity claiming title in and to the herein
described premises under them,
Defendants.

ACTION TO QUIET TITLE

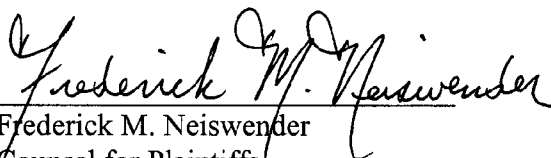
PRAECIPE TO ENTER FINAL JUDGMENT

TO THE PROTHONOTARY:

Please enter final judgment against the above named Defendants, their heirs,
successors and assigns and in favor of the above named Plaintiffs for such relief as requested in

the Court's Order dated the 6th day of December, 2004.

Respectfully submitted,



Frederick M. Neiswender
Counsel for Plaintiffs

CA

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

TIMOTHY L. HERTLEIN, SR. and,
CHRISTINE M. HERTLEIN,
husband and wife,
Plaintiffs,

vs.

No. 03 - 1563 - C.D.

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their heirs, successors and assigns;
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successors and assigns; and
HELEN KARDOHLEY, her heirs,
successors and assigns and/or any person
or entity claiming title in and to the herein
described premises under them,
Defendants.

ACTION TO QUIET TITLE

FILED ^{EBK}
013:11301
DEC 06 2004

William A. Shaw
Prothonotary/Clerk of Courts
3 CC Atty. Neiswender

ORDER

AND NOW, this 6th day of Dec., 2004, it appearing that service of the
Compliant with Notice to Plead filed in the above captioned case was served by publication on
the Defendants, their heirs, successors and assigns in both The Progress and the Clearfield
County Legal Journal of Clearfield, Clearfield County, Pennsylvania. It further appearing that an
Affidavit has been filed in the Office of the Prothonotary as to attempts made to obtain

information as to the whereabouts of the Defendants their heirs, successors and assigns. 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 of the Compliant with Notice to Plead, 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 Morris and more particularly described as follows:

Tax Map No. 124-Q11-566-16

ALL that certain plot or piece or ground situate in Morris Township, Clearfield County, Pennsylvania, on the south side of the mainline of the N.Y.C. and H.R.R.R. and being a portion of the Patrick Hays Warrant, described and bounded as follows:

BEGINNING at a point South 24 degrees 15 minutes East sixty-six (66) feet from the intersection of the northern side of the N.Y.C. & H.R.R.R. right of way and the boundary line dividing the land of the Hale Estate and the land of the Catherine Holt Estate; thence South along the said boundary line twenty-four degrees and fifteen minutes East two hundred and eight (208) feet to a post; thence South sixty-three degrees and thirty-three minutes West two hundred and twenty and nine tenths (220.9) feet to a post; thence North twenty-four degrees and fifteen minutes West one hundred and seventy-three (173) feet to a post and the south side of a twenty-five foot street; thence North sixty-three degrees and thirty-three minutes East ninety-eight and five tenths (98.5) feet to a post; thence North twenty-four degrees and fifteen minutes West twenty-five (25) feet to a post on the right of way of the N.Y.C. & H.R.R.R.; thence along the said right of way one hundred twenty-two and four tenths (122.4) feet to the place of beginning, containing one acre, more or less.

Being identified in the Clearfield County Mapping and Assessment Office as Map No. 124-Q11-566-16 and identified as a H, G, 3 Sheds & L.

A N D

ALL that certain lot or piece of surface land situate in Morris Township, Clearfield County, Pennsylvania, described and bounded as follows:

BEGINNING at a point on the boundary line between the lands now or formerly of the D.W. Holt Estate and lands now or formerly of Julia L. Hale, et al, and also being the southeasterly corner of a one acre piece of ground heretofore sold by Julia L. Hale, et al to Joseph Cardolley and said corner being South 22 degrees 26 minutes East a distance of 208 feet from the line of right-of-way of the N.Y.C. & H.R.R. Co. Track leading from Philipsburg, Pennsylvania to Munson, Pennsylvania; thence along the Holt boundary line South 22 degrees 26 minutes East eight hundred thirteen and four tenths (813.4) feet to a point; thence South 67 degrees 34 minutes West two hundred twenty-and nine tenths (220.9) feet to a point; thence North 22 degrees 26 minutes West eight hundred thirteen and four tenths (813.4) feet to a point, said point being the southwesterly corner of ground heretofore sold to Joseph Cardolley by Julia L. Hale, et al; thence North 67 degrees 34 minutes East two hundred twenty and nine tenths (220.9) feet to point on Holt boundary and place of beginning, and containing four (4) acres, more or less.

Said Order to be final and absolute unless the aforementioned Defendants, their heirs, successors and assigns file exceptions within thirty (30) days of the date of this order.

2. That if the above named Defendants, their heirs, successors and assigns do not file exceptions within (30) days, the Prothonotary, upon praecipe of the Plaintiffs, shall enter final judgment for the Plaintiffs and against the Defendants, their heirs, successors and assigns.

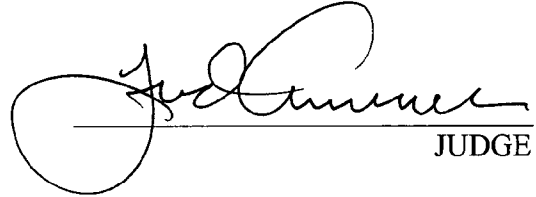
3. That the rights of the Plaintiffs in said premises are at all times superior to the rights of said named Defendants, their heirs, successors and assigns and that the Plaintiffs have title in fee simple to said premises described in the Complaint as against the Defendants, their heirs, successors and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

CA

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

TIMOTHY L. HERTLEIN, SR. and,
CHRISTINE M. HERTLEIN,
husband and wife,
Plaintiffs,

vs.

JOHN KARDOHLEY and PAULINE
KARDOHLEY, husband and wife,
their heirs, successors and assigns;
JOHN IANARO and BETTY IANARO,
husband and wife, their heirs, successors
and assigns;
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successors and assigns;
STEVE KARDOHLEY, his heirs,
successors and assigns; and
HELEN KARDOHLEY, her heirs,
successors and assigns and/or any person
or entity claiming title in and to the herein
described premises under them,
Defendants.

No. 03 - 1563 C.D.

ACTION TO QUIET TITLE

FILED

OCT 20 2003

William A. Shaw
Prothonotary/Clerk of Courts

ORDER

AND NOW, this 20th day of October, 2003, upon consideration of the foregoing

Motion For Publication, it is the Order of this Court that the Plaintiffs in the above captioned
matter are hereby granted leave to make service of the Complaint upon 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

A handwritten signature in black ink, consisting of several overlapping loops and strokes, is written over a horizontal line. The signature is positioned to the right of the word "Judge".

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

TIMOTHY L. HERTLEIN, SR. and,
CHRISTINE M. HERTLEIN,
husband and wife,
Plaintiffs,

vs.

JOHN KARDOHLEY and PAULINE
KARDOHLEY, husband and wife,
their heirs, successors and assigns;
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husband and wife, their heirs, successors
and assigns;
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successors and assigns and/or any person
or entity claiming title in and to the herein
described premises under them,
Defendants.

No. 03 - 1563 - C.D.

ACTION TO QUIET TITLE

Type of case: Quiet Title Action

Type of pleading: Affidavit

Filed on behalf of: Plaintiffs

Counsel for Plaintiffs:
Frederick M. Neiswender, Esquire
Supreme Court No. 74456
501 East Market Street, Suite 3
Clearfield, Pennsylvania 16830
(814) 765-6500

FILED

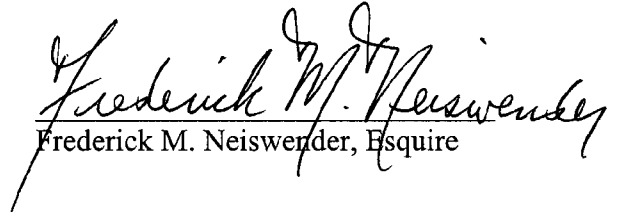
NOV 29 2004

William A. Shaw
Prothonotary/Clerk of Courts


FREDERICK M. NEISWENDER, who being duly sworn according to law, deposes and says in support of his Motion For Publication, the following:

I certify that I caused to have published in The Progress and the Clearfield County Legal Journal Notice of the Complaint commencing the Quiet Title Action filed against the above named Defendants, their heirs, successors and assigns as evidenced by Exhibits "A", "B" and "C" attached hereto.

Further, the deponent sayeth not.


Frederick M. Neiswender, Esquire

Sworn to and subscribed
before me this 29th day
of November, 2004.



Notary Public

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

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

TIMOTHY L. HERTLEIN, SR. and,
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husband and wife,
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vs.

No. 03 - 1563 - C.D.

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KARDOHLEY, husband and wife,
their heirs, successors and assigns;
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husband and wife, their heirs, successors
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KARDOHLEY, husband and wife,
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successors and assigns;
STEVE KARDOHLEY, his heirs,
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HELEN KARDOHLEY, her heirs,
successors and assigns and/or any person
or entity claiming title in and to the herein
described premises under them,
Defendants.

ACTION TO QUIET TITLE

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 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

EXHIBIT

against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

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

COURT ADMINISTRATOR
1 North Second Street
Clearfield, Pennsylvania 16830
(814) 765-2641

You are hereby notified that an Action to Quiet title to all certain piece or parcel of land situate in the Commonwealth of Pennsylvania, County of Clearfield, Township of Morris, identified by Clearfield County Mapping and Assessment as Map No. 124-Q11-566-16, more particularly described as follows:

ALL that certain plot or piece or ground situate in Morris Township, Clearfield County, Pennsylvania, on the south side of the mainline of the N.Y.C. and H.R.R.R. and being a portion of the Patrick Hays Warrant, described and bounded as follows:

BEGINNING at a point South 24 degrees 15 minutes East sixty-six (66) feet from the intersection of the northern side of the N.Y.C. & H.R.R.R. right of way and the boundary line dividing the land of the Hale Estate and the land of the Catherine Holt Estate; thence South along the said boundary line twenty-four degrees and fifteen minutes East two hundred and eight (208) feet to a post; thence South sixty-three degrees and thirty-three minutes West two hundred and twenty and nine tenths (220.9) feet to a post; thence North twenty-four degrees and fifteen minutes West one hundred and seventy-three (173) feet to a post and the south side of a twenty-five foot street; thence North sixty-three degrees and thirty-three minutes East ninety-eight and five tenths (98.5) feet to a post; thence North twenty-four degrees and fifteen minutes West twenty-five (25) feet to a post on the right of way of the N.Y.C. & H.R.R.R.; thence along the said right of way one hundred twenty-two and four tenths (122.4) feet to the place of beginning, containing one acre, more or less.

Being identified in the Clearfield County Mapping and Assessment Office as Map No. 124-Q11-566-16 and identified as a H, G, 3 Sheds & L.

A N D

ALL that certain lot or piece of surface land situate in Morris Township, Clearfield County, Pennsylvania, described and bounded as follows:

BEGINNING at a point on the boundary line between the lands now or formerly of the D.W. Holt Estate and lands now or formerly of Julia L. Hale, et al, and also being the southeasterly corner of a one acre piece of ground heretofore sold by Julia L. Hale, et al to Joseph Cardolley and said corner being South 22 degrees 26 minutes East a distance of 208 feet from the line of right-of-way of the N.Y.C. & H.R.R. Co. Track leading from Philipsburg, Pennsylvania to Munson, Pennsylvania; thence along the Holt boundary line South 22 degrees 26 minutes East eight hundred thirteen and four tenths (813.4) feet to a point; thence South 67 degrees 34 minutes West two hundred twenty-and nine tenths (220.9) feet to a point; thence North 22 degrees 26 minutes West eight hundred thirteen and four tenths (813.4) feet to a point, said point being the southwesterly corner of ground heretofore sold to Joseph Cardolley by Julia L. Hale, et al; thence North 67 degrees 34 minutes East two hundred twenty and nine tenths (220.9) feet to point on Holt boundary and place of beginning, and containing four (4) acres, more or less.

Further, the Court of Common Pleas of Clearfield County, Pennsylvania, did by Order Executed the 20th day of October 2003, direct that notice of this action be served upon you by advertisement in The Progress 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, interest or claim against the Plaintiffs as set forth in their Complaint.

Frederick M. Neiswender
Attorney and Counsellor at Law
501 East Market Street, Suite 3
Clearfield, Pennsylvania 16830
(814) 765-6500

IN THE COURT
OF COMMON PLEAS
OF CLEARFIELD COUNTY,
PENNSYLVANIA
(CIVIL DIVISION)
No. 03-1563-C.D.
ACTION TO
QUIET TITLE

TIMOTHY L. HERTLEIN, SR. and,
CHRISTINE M. HERTLEIN,
husband and wife,
Plaintiffs,
vs.
JOHN KARDOHLEY and PAU-
LINE KARDOHLEY, husband and
wife, their heirs, successors and
assigns;
JOHN IANARO and BETTY IA-
NARO, husband and wife, their
heirs, successors and assigns;
GEORGE KARDOHLEY and
MARY KARDOHLEY, husband and
wife, their heirs, successors and
assigns;
JOSEPH KARDOHLEY, his heirs,
successors and assigns;
RUDY KARDOHLEY, his heirs,
successors and assigns;
STEVE KARDOHLEY, his heirs,
successors and assigns; and
HELEN KARDOHLEY, her heirs,
successors and assigns and/or any
person or entity claiming title in and
to the herein described premises
under them,
Defendants.

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 ac-
tion within twenty (20) days after
this complaint and notice are
served, by entering a written ap-
pearance 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 fur-
ther notice for any money claimed
in the complaint or for any other
claim or relief requested by the
plaintiff. You may lose money or
property or other rights in the case
if you fail to appear.

YOU SHOULD TAKE THIS PA-
PER 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
1 North Second Street
Clearfield, Pennsylvania 16830
(814) 765-2641
You are hereby notified that an
Action to Quiet title to all certain
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County Mapping and Assessment
as Map No. 124-Q11-566-16,
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ALL that certain plot or piece or
ground situate in Morris Township,
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boundary line dividing the land of
the Hale Estate and the land of the
Catherine Holt Estate; thence
South along the said boundary line
twenty-four degrees and fifteen
minutes East two hundred and eight
(208) feet to a post; thence South
sixty-three degrees and thirty-
three minutes West two hundred
and twenty and nine tenths (220.9)
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H.R.R.R.; thence along the said
right-of-way one hundred twenty-
two and four tenths (122.4) feet to
the place of beginning, containing
one acre, more or less.

Being identified in the Clearfield
County Mapping and Assessment
Office as Map No.
124-Q11-566-16 and identified
as H. G. 3 Sheds & L.

AND

ALL that certain lot or piece of sur-
face land situate in Morris Town-
ship, Clearfield County, Pennsylvania,
described and bounded as fol-
lows:

PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :
COUNTY OF CLEARFIELD : SS:

On this 9th day of February, A.D. 20 04,
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 November 19, 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
My Commission Expires
October 31, 2007

EXHIBIT

Notarial Seal
Cheryl J. Robison, Notary Public
Clearfield Boro, Clearfield County
Commission Expires Oct. 31, 2007
Pennsylvania Association Of Notaries

BEGINNING at a point on the
boundary line between the lands
now or formerly of the D.W. Holt Es-
tate and lands now or formerly of
Julia L. Hale, et al, and also being
the southeasterly corner of a one
acre piece of ground heretofore
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South 22 degrees 26 minutes East
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H.R.R.R. Co. Track leading from
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South 67 degrees 34 minutes
West two hundred twenty and nine
tenths (220.9) feet to a point;
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westerly corner of ground hereto-
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degrees 34 minutes East two hun-
dred twenty and nine tenths
(220.9) feet to a point on Holt
boundary and place of beginning,
and containing four (4) acres, more
or less.

Further, the Court of Common
Pleas of Clearfield County, Penn-
sylvania, did by Order Executed the
20th day of October 2003, direct
that notice of this action be served
upon you by advertisement in The
Progress and that if you do not ap-
pear or otherwise defend such ac-
tion within thirty (30) days from the
date of advertisement, you shall be,
by appropriate order, forever
barred from asserting any right,
lien, title, interest or claim against
the Plaintiffs as set forth in their
Complaint.

Frederick M. Neiswender
Attorney and Counselor at Law
501 East Market Street,
Suite 3
Clearfield, Pennsylvania 16830
(814) 765-6500

11:19-1d-b

PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :

:

COUNTY OF CLEARFIELD :

On this 5th day of December 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 December 5, 2003, No. 49. And that all of the allegations of this statement as to the time, place, and character of the publication are true.

CONSULTED
60
FILED

Gary A. Knaresboro, Esquire
Editor

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

Sharon J. Pusey
Notary Public
My Commission Expires

NOTARIAL SEAL
SHARON J. PUSEY, Notary Public
Clearfield, Clearfield County, PA
My Commission Expires APRIL 7, 2007

Frederick M. Neiswender
501 East Market St Suite 3
Clearfield PA 16830

EXHIBIT

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

TIMOTHY L. HERTLEIN, SR. and
CHRISTINE M. HERTLEIN, husband and
wife, Plaintiffs vs. JOHN KARDOHLEY and
PAULINE KARDOHLEY, husband and wife,
their heirs, successors and assigns; JOHN
IANARO and BETTY IANARO, husband and
wife, their heirs, successors and assigns;
GOERGE KARDOHLEY and MARY
KARDOHLEY, husband and wife, their heirs,
successors and assigns; JOSEPH
KARDOHLEY, his heirs, successors and
assigns; RUDY KARDOHLEY, his heirs,
successors and assigns; STEVE
KARDOHLEY, his heirs, successors and
assigns; and HELEN KARDOHLEY, her
heirs, successors and assigns and/or any
person or entity claiming title in and to the
herein described premises under them,
Defendants.

ACTION TO QUIET TITLE

No. 2003-1563-CD

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 GET
LEGAL HELP.

COURT ADMINISTRATORS OFFICE,
Clearfield County Courthouse, Clearfield, PA
16830 (814) 765-2641 Ext. 50-51.

You are hereby notified that an Action to
Quiet Title to all that certain piece or parcel
of land situate in the Commonwealth of
Pennsylvania, County of Clearfield,
Township of Morris, identified by Clearfield
County Mapping and Assessment as Map
No. 124-Q11-566-16, more particularly
described as follows:

ALL that certain plot or piece of ground
situate in Morris Township, Clearfield

ESTATE NOTICES

Notice is hereby given that in the estates of the decedents set forth below the Register of Wills has granted letters testamentary or of administration to the persons named. All persons having claims or demands against said estates are requested to make payment without delay to the executors or administrators or their attorneys named below.

Third Publication

MATERKOWSKI, EDWARD O., Dec'd
Late of Graham Township
Executrix:

DELORES A. MATERKOWSKI
Attorney: **MIKESELL & MIKESELL**
115 East Locust Street
Clearfield, PA 16830

MOORE, BERNADETTE A., Dec'd
Late of Grampian
Executor: **PATRICK J. MOORE**
Attorney: **MIKESELL & MIKESELL**
115 East Locust Street
Clearfield, PA 16830

BARTELL, SARA L., Dec'd
A/k/a **SARA BARTELL**
Late of Curwensville
Executrix: **NORETTA B. SELNER**
Attorney: **GATES & SEAMAN**
2 North Front Street
PO Box 846
Clearfield, PA 16830

SCHREFFLER, CLARA M., Dec'd
Late of Clearfield
Executrix: **DARLENE F. DAVIDSON**
Attorney: **BELL, SILBERBLATT
& WOOD**
318 East Locust Street
PO Box 670
Clearfield PA 16830

PASCUCCI, VITO M., Dec'd
A/k/a **VITO M. PASCUCCI**
Late of Lawrence Township
Executor: **MICHAEL V. PASCUCCI**
Attorney: **PETER F. SMITH**
30 South Second Street
PO Box 130
Clearfield, PA 16830

BENDICK, RONALD, Dec'd
Late of Clearfield
Co-Executors: **JOSEPH A. MARINO**
CLEARFIELD BANK & TRUST CO.
Attorney: **JAMES A. NADDEO**
PO Box 552
Clearfield, PA 16830

County, Pennsylvania, on the south side of the mainline of the N.Y.C. and H.R.R.R. and being a portion of the Patrick Hays Warrant, described and bounded as follows:

BEGINNING at a point South 24 degrees 15 minutes, East sixty-six (66) feet from the intersection of the northern side of N.Y.C. & H.R.R.R. right of way and the boundary line dividing the land of the Hale Estate and the land of the Catherine Holt Estate; thence South along the said boundary line twenty-four degrees and fifteen minutes East two hundred and eight (208) feet to a post; thence South sixty-three degrees and thirty-three minutes West two hundred and twenty and nine tenths (220.9) feet to a post; thence North twenty-four degrees and fifteen minutes West one hundred and seventy-three (173) feet to a post and the south side of a twenty-five foot street; thence North sixty-three degrees and thirty-three minutes East ninety-eight and five tenths (98.5) feet to a post; thence North twenty-four degrees and fifteen minutes West twenty-five (25) feet to a post on the right of way of the N.Y.C. & H.R.R.R.; thence along the said right of way one hundred twenty-two and four tenths (122.4) feet to the place of beginning, containing one acre, more or less.

Being identified in the Clearfield County Mapping and Assessment Office as Map No. 124-Q11-566-16 and identified as a H, G, 3 Sheds & L.

AND

ALL that certain lot or piece of surface land situate in Morris Township, Clearfield County, Pennsylvania, described and bounded and follows:

BEGINNING at a point on the boundary line between the lands now or formerly of the D.W. Holt Estate and lands now or formerly of Julia L. Hale, et al, and also being the southeasterly corner of a one acre piece of ground heretofore sold by Julia L. Hale, et al to Joseph Cardolley and said corner being South 22 degrees 26 minutes East a distance of 208 feet from the line of right-of-way of the N.Y.C. & H.R.R. Co. Track leading from Philipsburg, Pennsylvania to Munson, Pennsylvania; thence along the Holt boundary line South 22 degrees 26 minutes East eight hundred thirteen and four tenths (813.4) feet to a point, thence North 22 degrees 26 minutes West eight hundred thirteen and four tenths (813.4) feet to a point, said point being the southwesterly corner of ground heretofore sold to Joseph Cardolley by Julia L. Hale, et al; thence North 67 degrees 34 minutes East two hundred twenty and nine tenths (220.9) feet to a point on Holt boundary and place of beginning, and containing four (4) acres, more or less.

will be approved, otherwise the property will be immediately put up and sold again at the expense and risk of the person to whom it was struck off and who in case of deficiency of such resale shall make good for the same and in no instance will the deed be presented for confirmation unless the money is actually paid to the Sheriff.

TO all parties in interest and claimants:
A schedule of distribution will be filed by the Sheriff in his office the first Monday following the date of the sale and distribution will be made in accordance with the schedule unless exceptions are filed within ten (10) days thereafter.

ALL THAT CERTAIN lot or parcel of land situate in the Borough of Grampian, Clearfield County, Pennsylvania, bounded and described as follows:

BEGINNING at a point on Park Avenue, which is ten (10) feet Westerly of the line formerly of John J. Quigley; thence North one hundred eighty (180) feet to an alley; thence East along said alley seventy (70) feet to a proposed street; thence South along said proposed street one hundred eighty (180) feet to Park Avenue; thence West seventy (70) feet to the place of beginning. The same being one town lot and the Easterly ten (10) feet of that lot acquired by the Grantors by Deed of County National Bank of November 19, 1968 and recorded in Deed Book 543, at Page 143, Clearfield County Records.

BEING KNOWN AND DESIGNATED as Parcel ID No.: 9-F11-345-42 in the Deed Registry Office of Clearfield County, Pennsylvania.

BEING THE SAME PREMISES which Howard R. Zeigler and Sara E. Zeigler by their Indenture dated July 10, 2002, and recorded in the Office of the Recorder of Deeds in and for Clearfield County, Pennsylvania, as Instrument #200210903, granted and conveyed unto Sara E. Zeigler.

UNDER AND SUBJECT to reservations restrictions, covenants, conditions, easements and rights of way as set forth in prior instruments of record.

Property Being Known As: Park Avenue and Eighth Street, Grampian, Pennsylvania 16838.

IMPROVEMENTS: Residential dwelling.
Seized and Taken in Execution as the Property of HOWARD R. ZEIGLER AND SARA E. ZEIGLER.

SEIZED, taken in execution to be sold as the property of HOWARD R. ZEIGLER AND SARA E. ZEIGLER, at the suit of ASSOCIATES CONSUMER DISCOUNT COMPANY, JUDGMENT NO. 03-923-CD.

Chester A. Hawkins, Sheriff.

ADV: December 5th, 12th, 19th, 2003.

Further, the Court of Common Pleas of Clearfield County, Pennsylvania, did by Order executed the 20th day of October, 2003, direct that notice of this action be served upon you by advertisement in the Clearfield County Legal Journal 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 Plaintiff as set forth in his Complaint.

FREDERICK M. NEISWENDER,
ESQUIRE, Attorney and Counselor at Law,
501 East Market Street, Suite 3, Clearfield,
PA 16830 (814) 765-6500.

Ordinance: This property is offered and shall be sold with NO WARRANTY, express or implied. The property shall be sold "AS IS". Property contained one (1) nonfunctional subterranean oil tank 2 (two) 275 gallon functional above ground, in-door oil tanks and a functional stone-lined septic tank with leach bed. Removal of these items, if waned or necessary, shall be the responsibility of the buyer. The buyer shall be responsible for the abatement of any environmental concerns related thereto such as lead paint, asbestos, etc., as addressed in (1) Comprehensive Emergency Response, Compensation and Liability Act; (2) Resource Conservation and Recovery Act; (3) Clear Water Act; (4) Federal Clear Air Act; (5) Toxic Substances Control Act;

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

TIMOTHY L. HERTLEIN, SR. and,
CHRISTINE M. HERTLEIN,
husband and wife,
Plaintiffs,

vs.

JOHN KARDOHLEY and PAULINE
KARDOHLEY, husband and wife,
their heirs, successors and assigns;
JOHN IANARO and BETTY IANARO,
husband and wife, their heirs, successors
and assigns;
GEORGE KARDOHLEY and MARY
KARDOHLEY, husband and wife,
their heirs, successors and assigns;
JOSEPH KARDOHLEY, his heirs,
successors and assigns;
RUDY KARDOHLEY, his heirs,
successors and assigns;
STEVE KARDOHLEY, his heirs,
successors and assigns; and
HELEN KARDOHLEY, her heirs,
successors and assigns and/or any person
or entity claiming title in and to the herein
described premises under them,
Defendants.

No. 03 - 1563- C.D.

ACTION TO QUIET TITLE

Type of case: Quiet Title Action

Type of pleading: Affidavit

Filed on behalf of: Plaintiffs

Counsel for Plaintiffs:
Frederick M. Neiswender, Esquire
Supreme Court No. 74456
501 East Market Street, Suite 3
Clearfield, Pennsylvania 16830
(814) 765-6500

FILED

OCT 16 2003

William A. Shaw
Prothonotary/Clerk of Courts

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

TIMOTHY L. HERTLEIN, SR. and,
CHRISTINE M. HERTLEIN,
husband and wife,
Plaintiffs,

vs.

No. 03 - - C.D.

JOHN KARDOHLEY and PAULINE
KARDOHLEY, husband and wife,
their heirs, successors and assigns;
JOHN IANARO and BETTY IANARO,
husband and wife, their heirs, successors
and assigns;
GEORGE KARDOHLEY and MARY
KARDOHLEY, husband and wife,
their heirs, successors and assigns;
JOSEPH KARDOHLEY, his heirs,
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successors and assigns;
STEVE KARDOHLEY, his heirs,
successors and assigns; and
HELEN KARDOHLEY, her heirs,
successors and assigns and/or any person
or entity claiming title in and to the herein
described premises under them,
Defendants.

ACTION TO QUIET TITLE

AFFIDAVIT

COMMONWEALTH OF PENNSYLVANIA)
)SS:
COUNTY OF CLEARFIELD)

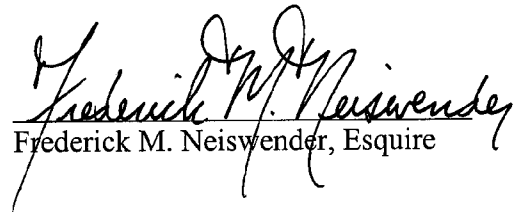
FREDERICK M. NEISWENDER, who being duly sworn according to law, deposes and
says in support of his Motion For Publication, the following:

1. I have searched the Clearfield County Courthouse records and found no estate for the above named Defendants, and no heirs, successors or assigns.

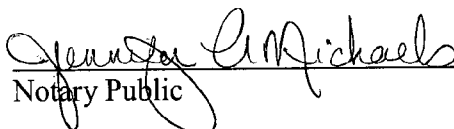
2. All public records in the Clearfield County Courthouse and local telephone books have been researched prior to making this Affidavit.

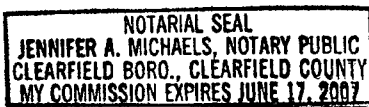
3. I have made a good faith effort to find the whereabouts of the Defendants and all their heirs, successors and assigns.

Further, the deponent sayeth not.


Frederick M. Neiswender, Esquire

Sworn to and subscribed
before me this 13th day
of October, 2003.


Notary Public



RECEIVED
CLERK OF COURT
OCT 16 2003

FILED

OCT 16 2003

William A. Shaw
Prothonotary/Clerk of Courts

2 cc
Att'y Neiswander
WAS

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

TIMOTHY L. HERTLEIN, SR. and,
CHRISTINE M. HERTLEIN,
husband and wife,
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vs.

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KARDOHLEY, husband and wife,
their heirs, successors and assigns;
JOHN IANARO and BETTY IANARO,
husband and wife, their heirs, successors
and assigns;
GEORGE KARDOHLEY and MARY
KARDOHLEY, husband and wife,
their heirs, successors and assigns;
JOSEPH KARDOHLEY, his heirs,
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successors and assigns;
STEVE KARDOHLEY, his heirs,
successors and assigns; and
HELEN KARDOHLEY, her heirs,
successors and assigns and/or any person
or entity claiming title in and to the herein
described premises under them,
Defendants.

No. 03 - 1563- C.D.

ACTION TO QUIET TITLE

Type of case: Quiet Title Action

Type of pleading: Complaint

Filed on behalf of: Plaintiffs

Counsel for Plaintiffs:
Frederick M. Neiswender, Esquire
Supreme Court No. 74456
501 East Market Street, Suite 3
Clearfield, Pennsylvania 16830
(814) 765-6500

FILED

OCT 16 2003

William A. Shaw
Prothonotary/Clerk of Courts

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

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KARDOHLEY, husband and wife,
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successors and assigns;
STEVE KARDOHLEY, his heirs,
successors and assigns; and
HELEN KARDOHLEY, her heirs,
successors and assigns and/or any person
or entity claiming title in and to the herein
described premises under them,
Defendants.

ACTION TO QUIET TITLE

NOTICE TO DEFEND

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

relief requested by the plaintiff. You may lose money or property or other rights important to you.

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

COURT ADMINISTRATOR
1 North Second Street
Clearfield, Pennsylvania 16830
(814) 765-2641

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

TIMOTHY L. HERTLEIN, SR. and,
CHRISTINE M. HERTLEIN,
husband and wife,
Plaintiffs,

vs.

No. 03 - - C.D.

JOHN KARDOHLEY and PAULINE
KARDOHLEY, husband and wife,
their heirs, successors and assigns;
JOHN IANARO and BETTY IANARO,
husband and wife, their heirs, successors
and assigns;
GEORGE KARDOHLEY and MARY
KARDOHLEY, husband and wife,
their heirs, successors and assigns;
JOSEPH KARDOHLEY, his heirs,
successors and assigns;
RUDY KARDOHLEY, his heirs,
successors and assigns;
STEVE KARDOHLEY, his heirs,
successors and assigns; and
HELEN KARDOHLEY, her heirs,
successors and assigns and/or any person
or entity claiming title in and to the herein
described premises under them,
Defendants.

ACTION TO QUIET TITLE

COMPLAINT

AND NOW, come the Plaintiffs, TIMOTHY L. HERTLEIN, SR. and CHRISTINE M.
HERTLEIN, husband and wife, by and through their attorney, FREDERICK M.
NEISWENDER, ESQUIRE, and file this Complaint on a cause of action upon which the
following is a statement:

1. Plaintiffs, TIMOTHY J. HERTLEIN, SR. and CHRISTINE M. HERTLIEN, are husband and wife, residing at P.O. Box 142, Drifting, Clearfield County, Pennsylvania 16834.

2. Defendants, JOHN KARDOHLEY and PAULINE KARDOHLEY, husband and wife, are believed to be deceased with a last known address of North Philipsburg, Centre County, Pennsylvania. A search of the appropriate records revealed no estate filed for John Kardohley or Pauline Kardohley in the Register of Wills Office of Centre County. Therefore, it is believed and averred that they died intestate, without issue.

3. Defendants, JOHN IANARO and BETTY IANARO, husband and wife, are believed to be deceased with a last known address of Clearfield, Clearfield County, Pennsylvania. A search of the appropriate records revealed no estate filed for John Ianaro or Betty Ianaro in the Register of Wills Office of Clearfield County. Therefore, it is believed and averred that they died intestate, without issue.

4. Defendants, GEORGE KARDOHLEY and MARY KARDOHLEY, husband and wife, are believed to be deceased with a last known address of R.D. Philipsburg, Centre County, Pennsylvania. A search of the appropriate records revealed no estate filed for George Kardohley or Mary Kardohley in the Register of Wills Office of Centre County. Therefore, it is believed and averred that they died intestate, without issue.

5. Defendant, JOSEPH KARDOHLEY, an adult individual, is believed to be deceased with a last known address of Hawk Run, Clearfield County, Pennsylvania. A search of the appropriate records revealed no estate filed for Joseph Kardohley in the Register of Wills Office of Clearfield County. Therefore, it is believed and averred that he died intestate, without issue.

6. Defendant, RUDY KARDOHLEY, an adult individual, is believed to be deceased with a last known address of Philipsburg, Centre County, Pennsylvania. A search of the appropriate records revealed no estate filed for Rudy Kardohley in the Register of Wills Office of Centre County. Therefore, it is believed and averred that he died intestate, without issue.

7. Defendant, STEVE KARDOHLEY, an adult individual, is believed to be deceased with a last known address of Hawk Run, Clearfield County, Pennsylvania. A search of the appropriate records revealed no estate filed for Steve Kardohley in the Register of Wills Office of Clearfield County. Therefore, it is believed and averred that he died intestate, without issue.

8. Defendant, HELEN KARDOHLEY, an adult individual, is believed to be deceased with a last known address of Hawk Run, Clearfield County, Pennsylvania. A search of the appropriate records revealed no estate filed for Helen Kardohley in the Register of Wills Office of Clearfield County. Therefore, it is believed and averred that she died intestate, without issue.

9. The premises subject to this action, more particularly described below, are identified by Clearfield County Mapping and Assessment as Map No. 124-Q11-566-16 and identified as H, G, 3 sheds & L.

ALL that certain plot or piece or ground situate in Morris Township, Clearfield County, Pennsylvania, on the south side of the mainline of the N.Y.C. and H.R.R.R. and being a portion of the Patrick Hays Warrant, described and bounded as follows:

BEGINNING at a point South 24 degrees 15 minutes East sixty-six (66) feet from the intersection of the northern side of the N.Y.C. & H.R.R.R. right of way and the boundary line dividing the land of the Hale Estate and the land of the Catherine Holt Estate; thence South along the said boundary line twenty-four degrees and fifteen minutes East two hundred and eight (208) feet to a post; thence South sixty-three degrees and thirty-three minutes West two hundred and twenty and nine tenths (220.9) feet to a post; thence North twenty-four degrees and fifteen minutes West one hundred and seventy-three (173) feet to a post and the south side of a twenty-five foot street; thence North sixty-three degrees and thirty-three minutes East ninety-eight and five tenths (98.5) feet to a post; thence North twenty-four degrees and fifteen minutes West twenty-five (25) feet to a post on the right of way of the N.Y.C. & H.R.R.R.; thence along the said right of way one hundred twenty-two and four tenths (122.4) feet to the place of beginning, containing one acre, more or less.

Being identified in the Clearfield County Mapping and Assessment Office as Map No. 124-Q11-566-16 and identified as a H, G, 3 Sheds & L.

A N D

ALL that certain lot or piece of surface land situate in Morris Township, Clearfield County, Pennsylvania, described and bounded as follows:

BEGINNING at a point on the boundary line between the lands now or formerly of the D.W. Holt Estate and lands now or formerly of Julia L. Hale, et al, and also being the southeasterly corner of a one acre piece of ground heretofore sold by Julia L. Hale, et al to Joseph Cardolley and said corner being South 22 degrees 26 minutes East a distance of 208 feet from the line of right-of-way of the N.Y.C. & H.R.R. Co. Track leading from Philipsburg, Pennsylvania to Munson, Pennsylvania; thence along the Holt boundary line South 22 degrees 26 minutes East eight hundred thirteen and four tenths (813.4) feet to a point; thence South 67 degrees 34 minutes West two hundred twenty-and nine tenths (220.9) feet to a point; thence North 22 degrees 26 minutes West eight hundred thirteen and four tenths (813.4) feet to a point, said point being the southwesterly corner of ground heretofore sold to Joseph Cardolley by Julia L. Hale, et al; thence North 67 degrees 34 minutes East two hundred twenty and nine tenths (220.9) feet to point on Holt boundary and place of beginning, and containing four (4) acres, more or less.

10. The first parcel of the subject premises listed above was conveyed by Laura H. Mull and Julia L. Hale and Laura H. Mull, Trustee under the Will of the late John A. Mull to Joseph Cardohley by Deed dated June 2, 1902 and entered of record in the Recorder of Deeds Office of Clearfield County in Deed Book Volume 125, Page 91.

11. The second parcel of the subject premises listed above was conveyed by Julia L. Hale, spinster, Rueben H. Mull and Ruth B. his wife, Nathan H. Mull and Virginia T. his wife to Joseph Cardolley by Deed dated October 28, 1918 and entered of record in the Recorder of Deeds Office of Clearfield County in Deed Book Volume 232, Page 100.

12. The subject premises was then conveyed by Joseph Cardohley, who died on January 19, 1960, with title thereby vesting in his surviving spouse, Elizabeth Kardohley, who subsequently died testate on February 6, 1961.

13. The subject premises was then conveyed by Elizabeth Kardohley to her heirs, Joseph Kardohley, Mary Kitcho, John Kardohley, Ann Reitz, Helen Kardohley, Betty Ianaro, Agnes Pidgeon, Rudy Kardohley, Steve Kardohley and George Kardohley, one-tenth to each, by will dated January 26, 1960 and entered of record in the Register of Wills Office of Clearfield County at file #24972.

14. The subject premises was then conveyed by Mary Kitcho and Steve Kitcho, her husband; John Kardohley and Pauline Kardohley, his wife; Ann Reitz and Wilbur Reitz, her husband; Betty Ianaro and John Ianaro, her husband; Agnes Pidgeon and Louis Pidgeon, her husband; George Kardohley and Mary Kardohley, his wife; Joseph Kardohley; Rudy Kardohley; Steve Kardohley; and Helen Kardohley to Joseph Kardohley; Rudy Kardohley; Steve Kardohley; and Helen Kardohley by Deed dated August 2, 1962 and entered of record in the Recorder of Deeds Office of Clearfield County in Deed Book Volume 1232, Page 221.

15. The above named Defendants, John Kardohley and Pauline Kardohley, his wife; Betty Ianaro and John Ianaro, her husband; George Kardohley and Mary Kardohley, his wife; Joseph Kardohley; Rudy Kardohley; Steve Kardohley; and Helen Kardohley did not sign the above mentioned deed, rendering title to the premises unmarketable.

16. The subject premises was then conveyed by the Tax Claim Bureau of Clearfield County, Pennsylvania, Trustee, to Robert E. Weiss and Lori M. Weiss, for nonpayment of taxes levied for the years 1996 and 1997, by Deed dated November 17, 1998 and entered of record in the Recorder of Deeds Office of Clearfield County in Deed Book Volume 1987, Page 10.

17. The subject premises was then conveyed by Robert E. Weiss, who died on January 19, 2003, with title thereby vesting in his surviving spouse, Lori M. Weiss.

18. The subject premises was then conveyed by Lori M. Weiss to Timothy L. Hertlein, Sr. and Christine M. Hertlein, husband and wife, by Deed dated February 21, 2003 and entered of record in the Recorder of Deeds Office of Clearfield County to Instrument Number 200302573 and also by Deed of Correction dated March 17, 2003 and entered of record in the to Instrument Number 200304759.

19. Plaintiffs' counsel has examined records at the Clearfield County Tax Claim Bureau concerning the tax sale of the premises.

20. Those records do not establish with certainty that proper notice was given to all parties in interest prior to the sale of the premises for unpaid taxes.

21. With respect to the subject premises described in Paragraph 9, Plaintiffs and their predecessors in title have exercised open, notorious and continuous dominion, possession and control over the premises adverse to any other claims of ownership for a period in excess of 21 years.

22. Plaintiffs and their predecessors in title believed the subject premises was conveyed to them and as a result of that belief, have maintained the premises by paying the taxes thereon.

23. The purpose of this Quiet Title Action is to extinguish and cure any defects that may exist in the ownership of the premises, more particularly described in Paragraph 9 above, and to extinguish any equity that the Defendants, their heirs, successors and assigns may have in the subject premises.

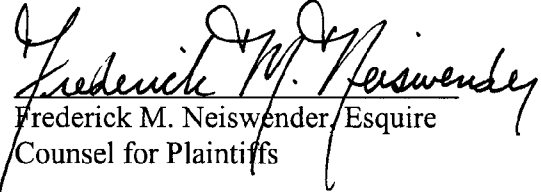
24. The Defendants, their heirs, successors and assigns, identified Paragraphs 2 through 8 of this Complaint, are the only persons or entity known to Plaintiffs who may have any interest in the subject premises and it cannot be determined if the Defendants, their heirs, successors and assigns continue to exist. All public records in the Clearfield County Courthouse and local telephone books have been researched prior to reaching this conclusion.

WHEREFORE, Plaintiff requests:

- a) That this Honorable Court decree that Plaintiffs are the true, lawful and only owner of the premises described in Paragraph 9 above;
- b) That Defendants, their heirs, successors and assigns, within thirty (30) days of receipt of this Complaint, institute an action in ejectment against the Plaintiffs and that if they fail to do so, the Defendants, their heirs, successors and assigns be perpetually enjoined from setting up any title or claim to the premises subject to this action, and from impeaching, denying or in any way attacking the Plaintiffs' title to the premises subject to this action, from issuing or maintaining an ejectment from said premises and from encumbering, mortgaging, leasing, conveying or otherwise attempting to transfer an interest in the premises or any part thereof; and
- c) Such other relief as the Court may determine to be appropriate.

Respectfully submitted,

Dated: Oct. 13, 2003


Frederick M. Neiswender, Esquire
Counsel for Plaintiffs

COMMONWEALTH OF PENNSYLVANIA :
: SS:
COUNTY OF CLEARFIELD :

AFFIDAVIT

Before me, the undersigned officer, personally appeared, TIMOTHY L. HERTLEIN, SR. and CHRISTINE M. HERTLEIN who being duly sworn according to law deposes and says that the facts set forth in the foregoing Complaint are true and correct to the best of their knowledge, information, and belief.

Timothy L Hertlein Sr.
TIMOTHY L. HERTLEIN, SR.

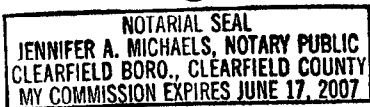
Christine M Hertlein
CHRISTINE M. HERTLEIN

Sworn to and subscribed

before me this 13th day

of October, 2003.

Jennifer A Michaels
Notary Public



CLERK OF COURT
CLERK OF COURT
CLERK OF COURT
CLERK OF COURT
CLERK OF COURT
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William A. Shaw
Prothonotary/Clerk of Courts

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

TIMOTHY L. HERTLEIN, SR. and,
CHRISTINE M. HERTLEIN,
husband and wife,
Plaintiffs,

vs.

JOHN KARDOHLEY and PAULINE
KARDOHLEY, husband and wife,
their heirs, successors and assigns;
JOHN IANARO and BETTY IANARO,
husband and wife, their heirs, successors
and assigns;
GEORGE KARDOHLEY and MARY
KARDOHLEY, husband and wife,
their heirs, successors and assigns;
JOSEPH KARDOHLEY, his heirs,
successors and assigns;
RUDY KARDOHLEY, his heirs,
successors and assigns;
STEVE KARDOHLEY, his heirs,
successors and assigns; and
HELEN KARDOHLEY, her heirs,
successors and assigns and/or any person
or entity claiming title in and to the herein
described premises under them,
Defendants.

No. 03 - 1563 - C.D.

ACTION TO QUIET TITLE

Type of case: Quiet Title Action

Type of pleading: Motion for
Publication

Filed on behalf of: Plaintiffs

Counsel for Plaintiffs:
Frederick M. Neiswender, Esquire
Supreme Court No. 74456
501 East Market Street, Suite 3
Clearfield, Pennsylvania 16830
(814) 765-6500

FILED

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ACTION TO QUIET TITLE

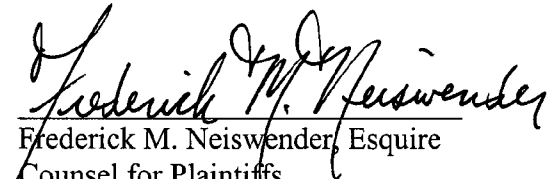
MOTION FOR PUBLICATION

AND NOW, to wit, this 13th day of October, 2003, an Affidavit having been filed by,
Frederick M. Neiswender, attorney for the Plaintiffs, that the whereabouts of the above named
Defendants, their heirs, successors and assigns, are unknown, Frederick M. Neiswender moves
the Court for leave to serve the Complaint upon the 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,

Dated: Oct. 13, 2003


Frederick M. Neiswender, Esquire
Counsel for Plaintiffs