

03-1794-CD
DEPARTMENT OF VETERANS vs, MILO M. SPENCER, etal.

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

DEPARTMENT OF VETERANS, An
Agency of the United States
of America

Plaintiff

vs.

Civil Action No. 03-1794-46

MILO M. SPENCE, EILEEN M.
SPENCER AND OCCUPANT

COMPLAINT IN EJECTMENT

Defendant

FILED ON BEHALF OF
Plaintiff
COUNSEL OF RECORD OF
THIS PARTY:

LORI A. GIBSON, ESQ.
PA I.D. #68013
JON MCKECHNIE, ESQ.
PA I.D. #36268
Bernstein Law Firm, P.C.
Firm #718
Suite 2200 Gulf Tower
Pittsburgh, PA 15219
412-456-8100

BERNSTEIN FILE NO. F0040615
DIRECT DIAL: (412) 456-8138

FILED

DEC 04 2003

William A. Shaw
Prothonotary

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

DEPARTMENT OF VETERANS, An
Agency of the United States
of America

Plaintiff

vs.

Civil Action No.

MILO M. SPENCE, EILEEN M.
SPENCER AND OCCUPANT

Defendant

NOTICE AND COMPLAINT IN EJECTMENT

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 upon you, 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.

LAWYER REFERRAL SERVICE
Allegheny County Bar Association
920 City County Building
Pittsburgh, PA 15219
Telephone: 412-261-5555

COMPLAINT IN EJECTMENT

1. Plaintiff is an agency of the United States of America with offices located at 1000 Liberty Avenue, Pittsburgh, PA 15222.
2. Defendants are adult individuals residing at 939 West Long Avenue, Dubois, CLEARFIELD County, Pennsylvania 15801.
3. Plaintiff avers that it is the lawful owner of the property more specifically described as:

ALL THAT CERTAIN piece, parcel or lot of land situate, lying and being in Sandy Township, Clearfield County, Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a one-inch solid pin located along the Southern side of West Long Avenue, said beginning point being at the Northeastern corner of the parcel herein described, said beginning point furthermore being next to the Northwestern corner of Lot No. 78 of the Dubois Land Company's plat of lots; thence South 2 degrees 56 minutes 49 seconds East along the Western boundary line of Lot No. 78 for a distance of 150 feet to a one inch solid pin located along the Northern side of an unnamed 16 foot alley; thence South 87 degrees 03 minutes 11 seconds West along the Northern side of a unnamed 16 foot alley for a distance of 50 feet to a one-inch solid pin; thence North 2 degrees 56 minutes 49 seconds West along Lot No. 80 for a distance of 146.16 feet to an iron pin; thence North 48 degrees 03 minutes 30 seconds East along the Southern right-of-way line of Second Street for a distance of 6.10 feet to an iron pin; thence North 87 degrees 03 minutes 11 seconds East along the Southern side of West Lone Avenue for a distance of 45.26 feet to a one-inch solid pin, the place of beginning.

CONTAINING 7,490-81 square feet in accordance with a survey completed by Lee Simpson Associates, Inc., consulting engineers on March 12, 1990.

BEING known as Parcel No. 128-B3-442-13 in the Clearfield County Tax Assessment Office.

by virtue of a Sheriff's Deed, recorded in the CLEARFIELD County Recorder of Deeds Office at Instrument No. 200213674 on August 27, 2002, a true and correct copy of which is attached hereto, marked Exhibit "1", and made a part hereof.

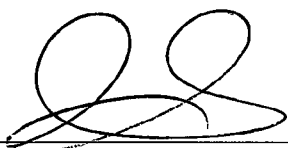
4. Plaintiff avers that the Defendants have unlawfully remained on said property without right or authority.

5. Plaintiff avers that the Defendants have no rights which are superior to those of the Plaintiff.

6. Plaintiff has the right to immediate possession of the aforementioned lot or piece of ground together with the buildings and improvements thereon.

WHEREFORE, Plaintiff demands Judgment in Ejectment against Defendants, jointly and severally, for possession of the premises at 939 West Long Avenue, Dubois, Clearfield County, Pennsylvania 15801.

BERNSTEIN LAW FIRM, P.C.

BY: 
Attorney for Plaintiff(s)
Suite 2200 Gulf Tower
Pittsburgh, PA 15219
BERNSTEIN FILE NO. F0040615
(412) 456-8111

FILED
IN 10-56 44-2485-12
800-554446
DEC 04 2003

William A. Shaw
Fiduciary

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

DEPARTMENT OF VETERANS, An
Agency of the United States
of America

Plaintiff

vs.

MILO M. SPENCE, EILEEN M.
SPENCER AND OCCUPANT

Defendant

Civil Action No. 03-1794-CD

COMPLAINT IN EJECTMENT

FILED ON BEHALF OF
Plaintiff
COUNSEL OF RECORD OF
THIS PARTY:

LORI A. GIBSON, ESQ.
PA I.D. #68013
JON MCKECHNIE, ESQ.
PA I.D. #36268
Bernstein Law Firm, P.C.
Firm #718
Suite 2200 Gulf Tower
Pittsburgh, PA 15219
412-456-8100

BERNSTEIN FILE NO. F0040615
DIRECT DIAL: (412) 456-8138

Returning at
Request of ATTY
They are going to
File new or Amended
Complaint

RECEIVED
12-24-03
back from Sheriff
for mistakes

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

DEC 04 2003

Attest.

William D. Shaw
Prothonotary/
Clerk of Courts

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

DEPARTMENT OF VETERANS, An
Agency of the United States
of America

Plaintiff

vs.

Civil Action No.

MILO M. SPENCE, EILEEN M.
SPENCER AND OCCUPANT

Defendant

NOTICE AND COMPLAINT IN EJECTMENT

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 upon you, 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.

LAWYER REFERRAL SERVICE
Allegheny County Bar Association
920 City County Building
Pittsburgh, PA 15219
Telephone: 412-261-5555

COMPLAINT IN EJECTMENT

1. Plaintiff is an agency of the United States of America with offices located at 1000 Liberty Avenue, Pittsburgh, PA 15222.

2. Defendants are adult individuals residing at 939 West Long Avenue, Dubois, CLEARFIELD County, Pennsylvania 15801.

3. Plaintiff avers that it is the lawful owner of the property more specifically described as:

ALL THAT CERTAIN piece, parcel or lot of land situate, lying and being in Sandy Township, Clearfield County, Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a one-inch solid pin located along the Southern side of West Long Avenue, said beginning point being at the Northeastern corner of the parcel herein described, said beginning point furthermore being next to the Northwestern corner of Lot No. 78 of the Dubois Land Company's plat of lots; thence South 2 degrees 56 minutes 49 seconds East along the Western boundary line of Lot No. 78 for a distance of 150 feet to a one inch solid pin located along the Northern side of an unnamed 16 foot alley; thence South 87 degrees 03 minutes 11 seconds West along the Northern side of a unnamed 16 foot alley for a distance of 50 feet to a one-inch solid pin; thence North 2 degrees 56 minutes 49 seconds West along Lot No. 80 for a distance of 146.16 feet to an iron pin; thence North 48 degrees 03 minutes 30 seconds East along the Southern right-of-way line of Second Street for a distance of 6.10 feet to an iron pin; thence North 87 degrees 03 minutes 11 seconds East along the Southern side of West Lone Avenue for a distance of 45.26 feet to a one-inch solid pin, the place of beginning.

CONTAINING 7,490-81 square feet in accordance with a survey completed by Lee Simpson Associates, Inc., consulting engineers on March 12, 1990.

BEING known as Parcel No. 128-B3-442-13 in the Clearfield County Tax Assessment Office.

9

by virtue of a Sheriff's Deed, recorded in the CLEARFIELD County Recorder of Deeds Office at Instrument No. 200213674 on August 27, 2002, a true and correct copy of which is attached hereto, marked Exhibit "1", and made a part hereof.

4. Plaintiff avers that the Defendants have unlawfully remained on said property without right or authority.

5. Plaintiff avers that the Defendants have no rights which are superior to those of the Plaintiff.

6. Plaintiff has the right to immediate possession of the aforementioned lot or piece of ground together with the buildings and improvements thereon.

WHEREFORE, Plaintiff demands Judgment in Ejectment against Defendants, jointly and severally, for possession of the premises at 939 West Long Avenue, Dubois, Clearfield County, Pennsylvania 15801.

BERNSTEIN LAW FIRM, P.C.

BY: 

Attorney for Plaintiff(s)

Suite 2200 Gulf Tower

Pittsburgh, PA 15219

BERNSTEIN FILE NO. F0040615

(412) 456-8111

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

DEPARTMENT OF VETERANS, An
Agency of the United States
of America

Plaintiff

vs.

MILO M. SPENCE, EILEEN M.
SPENCER AND OCCUPANT

Defendant

Civil Action No. *03-1794-CD*

COMPLAINT IN EJECTMENT

FILED ON BEHALF OF
Plaintiff
COUNSEL OF RECORD OF
THIS PARTY:

LORI A. GIBSON, ESQ.
PA I.D. #68013
JON MCKECHNIE, ESQ.
PA I.D. #36268
Bernstein Law Firm, P.C.
Firm #718
Suite 2200 Gulf Tower
Pittsburgh, PA 15219
412-456-8100

BERNSTEIN FILE NO. F0040615
DIRECT DIAL: (412) 456-8138

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

DEC 04 2003

Attest.

William L. Shaw
Prothonotary/
Clerk of Courts

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

DEPARTMENT OF VETERANS, An
Agency of the United States
of America

Plaintiff

vs.

Civil Action No.

MILO M. SPENCE, EILEEN M.
SPENCER AND OCCUPANT

Defendant

NOTICE AND COMPLAINT IN EJECTMENT

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 upon you, 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.

LAWYER REFERRAL SERVICE
Allegheny County Bar Association
920 City County Building
Pittsburgh, PA 15219
Telephone: 412-261-5555

COMPLAINT IN EJECTMENT

1. Plaintiff is an agency of the United States of America with offices located at 1000 Liberty Avenue, Pittsburgh, PA 15222.

2. Defendants are adult individuals residing at 939 West Long Avenue, Dubois, CLEARFIELD County, Pennsylvania 15801.

3. Plaintiff avers that it is the lawful owner of the property more specifically described as:

ALL THAT CERTAIN piece, parcel or lot of land situate, lying and being in Sandy Township, Clearfield County, Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a one-inch solid pin located along the Southern side of West Long Avenue, said beginning point being at the Northeastern corner of the parcel herein described, said beginning point furthermore being next to the Northwestern corner of Lot No. 78 of the Dubois Land Company's plat of lots; thence South 2 degrees 56 minutes 49 seconds East along the Western boundary line of Lot No. 78 for a distance of 150 feet to a one inch solid pin located along the Northern side of an unnamed 16 foot alley; thence South 87 degrees 03 minutes 11 seconds West along the Northern side of a unnamed 16 foot alley for a distance of 50 feet to a one-inch solid pin; thence North 2 degrees 56 minutes 49 seconds West along Lot No. 80 for a distance of 146.16 feet to an iron pin; thence North 48 degrees 03 minutes 30 seconds East along the Southern right-of-way line of Second Street for a distance of 6.10 feet to an iron pin; thence North 87 degrees 03 minutes 11 seconds East along the Southern side of West Lone Avenue for a distance of 45.26 feet to a one-inch solid pin, the place of beginning.

CONTAINING 7,490-81 square feet in accordance with a survey completed by Lee Simpson Associates, Inc., consulting engineers on March 12, 1990.

BEING known as Parcel No. 128-B3-442-13 in the Clearfield County Tax Assessment Office.

by virtue of a Sheriff's Deed, recorded in the CLEARFIELD County Recorder of Deeds Office at Instrument No. 200213674 on August 27, 2002, a true and correct copy of which is attached hereto, marked Exhibit "1", and made a part hereof.


4. Plaintiff avers that the Defendants have unlawfully remained on said property without right or authority.

5. Plaintiff avers that the Defendants have no rights which are superior to those of the Plaintiff.

6. Plaintiff has the right to immediate possession of the aforementioned lot or piece of ground together with the buildings and improvements thereon.

WHEREFORE, Plaintiff demands Judgment in Ejectment against Defendants, jointly and severally, for possession of the premises at 939 West Long Avenue, Dubois, Clearfield County, Pennsylvania 15801.

BERNSTEIN LAW FIRM, P.C.

BY: 

Attorney for Plaintiff(s)

Suite 2200 Gulf Tower

Pittsburgh, PA 15219

BERNSTEIN FILE NO. F0040615

(412) 456-8111

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

DEPARTMENT OF VETERANS, An
Agency of the United States
of America

Plaintiff

vs.

MILO M. SPENCE, EILEEN M.
SPENCER AND OCCUPANT

Defendant

Civil Action No. *03-1794-CD*

COMPLAINT IN EJECTMENT

FILED ON BEHALF OF
Plaintiff
COUNSEL OF RECORD OF
THIS PARTY:

LORI A. GIBSON, ESQ.
PA I.D. #68013
JON MCKECHNIE, ESQ.
PA I.D. #36268
Bernstein Law Firm, P.C.
Firm #718
Suite 2200 Gulf Tower
Pittsburgh, PA 15219
412-456-8100

BERNSTEIN FILE NO. F0040615
DIRECT DIAL: (412) 456-8138

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

DEC 04 2003

Attest.

William L. Shaw
Prothonotary/
Clerk of Courts

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

DEPARTMENT OF VETERANS, An
Agency of the United States
of America

Plaintiff

vs.

Civil Action No.

MILO M. SPENCE, EILEEN M.
SPENCER AND OCCUPANT

Defendant

NOTICE AND COMPLAINT IN EJECTMENT

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 upon you, 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.

LAWYER REFERRAL SERVICE
Allegheny County Bar Association
920 City County Building
Pittsburgh, PA 15219
Telephone: 412-261-5555

COMPLAINT IN EJECTMENT

1. Plaintiff is an agency of the United States of America with offices located at 1000 Liberty Avenue, Pittsburgh, PA 15222.

2. Defendants are adult individuals residing at 939 West Long Avenue, Dubois, CLEARFIELD County, Pennsylvania 15801.

3. Plaintiff avers that it is the lawful owner of the property more specifically described as:

ALL THAT CERTAIN piece, parcel or lot of land situate, lying and being in Sandy Township, Clearfield County, Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a one-inch solid pin located along the Southern side of West Long Avenue, said beginning point being at the Northeastern corner of the parcel herein described, said beginning point furthermore being next to the Northwestern corner of Lot No. 78 of the Dubois Land Company's plat of lots; thence South 2 degrees 56 minutes 49 seconds East along the Western boundary line of Lot No. 78 for a distance of 150 feet to a one inch solid pin located along the Northern side of an unnamed 16 foot alley; thence South 87 degrees 03 minutes 11 seconds West along the Northern side of a unnamed 16 foot alley for a distance of 50 feet to a one-inch solid pin; thence North 2 degrees 56 minutes 49 seconds West along Lot No. 80 for a distance of 146.16 feet to an iron pin; thence North 48 degrees 03 minutes 30 seconds East along the Southern right-of-way line of Second Street for a distance of 6.10 feet to an iron pin; thence North 87 degrees 03 minutes 11 seconds East along the Southern side of West Lone Avenue for a distance of 45.26 feet to a one-inch solid pin, the place of beginning.

CONTAINING 7,490-81 square feet in accordance with a survey completed by Lee Simpson Associates, Inc., consulting engineers on March 12, 1990.

BEING known as Parcel No. 128-B3-442-13 in the Clearfield County Tax Assessment Office.

by virtue of a Sheriff's Deed, recorded in the CLEARFIELD County Recorder of Deeds Office at Instrument No. 200213674 on August 27, 2002, a true and correct copy of which is attached hereto, marked Exhibit "1", and made a part hereof.

4. Plaintiff avers that the Defendants have unlawfully remained on said property without right or authority.

5. Plaintiff avers that the Defendants have no rights which are superior to those of the Plaintiff.

6. Plaintiff has the right to immediate possession of the aforementioned lot or piece of ground together with the buildings and improvements thereon.

WHEREFORE, Plaintiff demands Judgment in Ejectment against Defendants, jointly and severally, for possession of the premises at 939 West Long Avenue, Dubois, Clearfield County, Pennsylvania 15801.

BERNSTEIN LAW FIRM, P.C.

BY: 

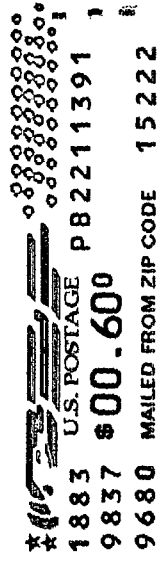
Attorney for Plaintiff(s)

Suite 2200 Gulf Tower

Pittsburgh, PA 15219

BERNSTEIN FILE NO. F0040615

(412) 456-8111



NLA

BERNSTEIN LAW FIRM, P.C.

Attorneys at Law

SUITE 2200 GULF TOWER
PITTSBURGH, PA 15219-1900

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

DEPARTMENT OF VETERANS, An
Agency of the United States

Plaintiff(s)

No. 03-1794-CD

vs.

PRAECIPE TO SETTLE AND DISCONTINUE

MILO M. SPENCE, EILEEN M.
SPENCER AND OCCUPANT

Defendant(s)

FILED ON BEHALF OF
Plaintiff(s)

COUNSEL OF RECORD OF
THIS PARTY:

LORI A. GIBSON, ESQUIRE
PA ID#68013
JON A. MCKECHNIE
PA ID#36228
MARLENE J. BERNSTEIN, ESQUIRE
PA ID#43574
Bernstein Law Firm, P.C.
Firm #718
Suite 2200 Gulf Tower
Pittsburgh, PA 15219
412-456-8100

DIRECT DIAL: (412) 456-8138

BERNSTEIN FILE NO. F0040615

NOTICE

**THIS IS AN ATTEMPT BY A DEBT COLLECTOR TO COLLECT A DEBT AND ANY
INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.**

FILED

MAR 04 2004

William A. Shaw
Prothonotary

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

DEPARTMENT OF VETERANS, An
Agency of the United States

Plaintiff

vs.

Civil Action No. 03-1794-CD

MILO M. SPENCE, EILEEN M.
SPENCER AND OCCUPANT

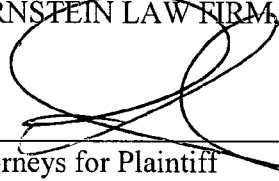
Defendant

PRAECIPE TO SETTLE AND DISCONTINUE

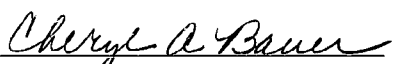
TO THE PROTHONOTARY OF CLEARFIELD COUNTY:

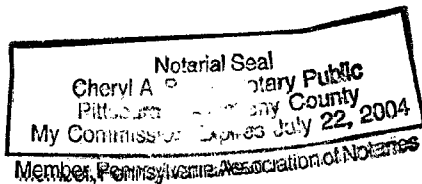
Settle and discontinue the above-captioned matter upon the records of the Court and mark
the costs paid.

BERNSTEIN LAW FIRM, P.C.

By: 
Attorneys for Plaintiff
Suite 2200 Gulf Tower
Pittsburgh, PA 15219
(412) 456-8100
BERNSTEIN FILE NO: F0040615

Sworn to and subscribed
before me this 27th
day of Feb, 2004


Notary Public



FILED

M 10:36 AM 100 to 1000
Court to 1000

MAR 04 2004

[Signature]

William A. Shaw
Prothonotary

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

CIVIL DIVISION

Department of Veterans

Vs.

No. 2003-01794-CD

**Milo M. Spence
Eileen M. Spencer
Occupant**

CERTIFICATE OF DISCONTINUATION

Commonwealth of PA
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County and Commonwealth aforesaid do hereby certify that the above case was on March 4, 2004, marked:

Discontinued, Settled and Ended.

Record costs in the sum of \$85.00 have been paid in full by Attorney.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 4th day of March A.D. 2004.

William A. Shaw, Prothonotary