

03-1861-CD  
JP MORGAN CHASE BANK, et al. vs. THOMAS WEAVER

**MILSTEAD & ASSOCIATES, LLC**

By: Corina M. Caniz, Esquire

Attorney ID# 83509

Woodland Falls Corporate Park

220 Lake Drive East, Suite 301

Cherry Hill, NJ 08002

(856) 482-1400

Attorney for Plaintiff

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**JP Morgan Chase Bank as Trustee for  
Equity One ABS, Inc. Mortgage Pass  
Through Certified Series 2001-3  
301 Lippincott Drive, Suite 100  
Marlton, NJ 08053**

**Plaintiff**

**Vs.**

**Thomas Weaver  
107 South Franklin Street  
DuBois, PA 15801**

**Defendant(s)**

:  
:  
:  
:  
: **COURT OF COMMON PLEAS**  
: **CLEARFIELD COUNTY**  
:  
: No.: 03-1861-CD  
:  
: **CIVIL ACTION**  
: **MORTGAGE FORECLOSURE**  
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**FILED**

**DEC 19 2003**

William A. Shaw  
Prothonotary/Clerk of Courts

## **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 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.**

David S. Meholick, Court Admin  
Clearfield County Courthouse  
Clearfield, PA 16830  
(814) 765-2641 ext. 5982

\*\*\*\*\*

**NOTICE PURSUANT TO FAIR DEBT COLLECTION PRACTICES ACT**

\*\*\*\*\*

1. This communication is from a debt collector. This is an attempt to collect a debt and any information obtained will be used for that purpose.
2. Unless you dispute the validity of this debt, or any portion thereof, within 30 days after receipt of this notice, the debt will be assumed to be valid by our offices.
3. If you notify our offices in writing within 30 days of receipt of this notice that the debt, or any portion thereof, is disputed, our offices will provide you with verification of the debt or copy of the Judgment against you, and a copy of such verification or judgment will be mailed to you by our offices.

**MILSTEAD & ASSOCIATES, LLC**

By: Corina M. Caniz, Esquire

Attorney ID# 83509

Woodland Falls Corporate Park

220 Lake Drive East, Suite 301

Cherry Hill, NJ 08002

(856) 482-1400

Attorney for Plaintiff

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**JP Morgan Chase Bank as Trustee for  
Equity One ABS, Inc. Mortgage Pass  
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301 Lippincott Drive, Suite 100  
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**Plaintiff**

**Vs.**

**Thomas Weaver  
107 South Franklin Street  
DuBois, PA 15801**

**Defendant(s)**

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:  
:  
:  
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: **COURT OF COMMON PLEAS**  
: **CLEARFIELD COUNTY**  
:  
: **No.:**  
:  
: **CIVIL ACTION**  
: **MORTGAGE FORECLOSURE**  
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**COMPLAINT IN MORTGAGE FORECLOSURE**

1. Plaintiff, JP Morgan Chase Bank as Trustee for Equity One ABS, Inc. Mortgage Pass Through Certified Series 2001-3, is a mortgage company, having an office and place of business at 301 Lippincott Drive, Suite 100, Marlton, NJ 08053.
2. Defendant, Thomas Weaver, is the real owner of the premises hereinafter described.
3. Thomas Weaver, Defendant, resides at 107 South Franklin Street, DuBois, PA 15801.
4. On February 19, 1999, Defendant, Thomas Weaver, executed and delivered to Equity One, Inc. a note (the "Note") and mortgage (the "Mortgage"). The Mortgage was recorded on February 24, 1999 in the Department of Records in and for the County of Clearfield under

Document ID #199902790. Pursuant to Pa.R.C.P. 1019 (g) the mortgage is incorporated herein by reference. A Power of Attorney for JP Morgan Chase Bank as Trustee for Equity One, ABS, Inc., Mortgage Pass-Through Certificate Series 2001-3 is being recorded in said county of property

5. The said Note and Mortgage were in the principal amount of \$24,000.00, with interest thereon at 8.63 per annum, payable as to the principal and interest in equal monthly installments of \$186.75 commencing April 1, 1999.

6. The Mortgage covers the following real estate (the "Mortgaged Premises"):

107 South Franklin Street, DuBois, PA 15801. A legal description of the mortgaged premises is attached hereto as Exhibit "A" and made a part hereof.

7. The mortgage is in default because payments of principal and interest due July 1, 2003, and monthly thereafter are due and have not been paid, whereby the whole balance of principal and all interest due thereon have become due and payable forthwith together with late charges, escrow deficit (if any) and costs of collection including title search fees and reasonable attorney's fees.

8. The following amounts are due on the Mortgage and Note:

Balance of Principal	\$23,055.50
Accrued but Unpaid Interest from 6/1/03 through 12/15/03 @ 8.63 per annum (\$5.45 per diem)	\$ 1,079.10
Accrued Late Charges	\$ 56.04
Previous Unpaid Late Charges	\$ 28.02
Corporate Advances	\$ 935.00
Suspense Balance	-( \$ 26.50)

Title Search Fees \$ 200.00

Reasonable Attorney's Fees \$ 1250.00

TOTAL as of 12/12/2003 \$26,577.16

Plus, the following amounts accrued after 12/12/2003:

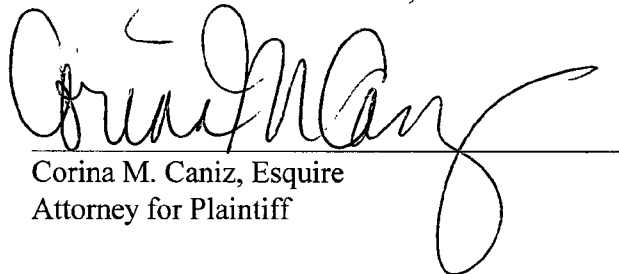
Interest at the Rate of 8.63 per annum (\$5.45 per diem);

Late Charges of \$9.34 per month.

9. Plaintiff has complied fully with Act No. 91 (35 P.S. §1680.401(c) of the 1983 Session of the General Assembly ("Act 91") of the Commonwealth of Pennsylvania, by mailing to the Defendant at 107 South Franklin Street, DuBois, PA 15801 on August 21, 2003, the notice pursuant to § 403-C of Act 91, and the applicable time periods therein have expired. True and correct copies of such notices are attached hereto as Exhibit "B" and made apart hereof.

WHEREFORE, Plaintiff demands an in rem judgment against the Defendants for foreclosure and sale of the mortgaged premises in the amount due as set forth in paragraph 8, namely, \$26,577.16, plus the following amounts accruing after 12/12/2003, to the date of judgment: (a) interest of \$5.45 per day; late charges of \$9.34 per month; plus interest at the legal rate allowed on judgments after the date of judgment, additional attorney's fees (if any) hereafter incurred, and costs of suit.

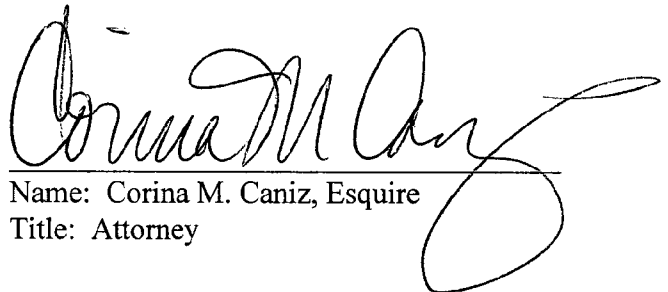
MILSTEAD & ASSOCIATES, LLC



Corina M. Caniz, Esquire  
Attorney for Plaintiff

## VERIFICATION

I, Corina M. Caniz, hereby certify that I am an Attorney for Plaintiff and am authorized to make this verification on Plaintiff's behalf. I verify that the facts and statements set forth in the forgoing Complaint in Mortgage Foreclosure are true and correct to the best of my knowledge, information and belief. This verification is made subject to the penalties of 18 Pa. C.S. § 4904, relating to unsworn falsification to authorities.

A handwritten signature in cursive script, reading "Corina M. Caniz", written over a horizontal line. The signature is fluid and extends to the right with a large loop.

Name: Corina M. Caniz, Esquire  
Title: Attorney



EXHIBIT A

ALL THAT CERTAIN PROPERTY SITUATED IN THE BOROUGH OF DUBOIS IN THE COUNTY OF CLEARFIELD AND COMMONWEALTH OF PENNSYLVANIA, BEING MORE FULLY DESCRIBED IN A DEED DATED 02/21/1997 AND RECORDED 02/21/1997, AMONG THE LAND RECORDS OF THE COUNTY AND STATE SET FORTH ABOVE, IN DEED VOLUME 1823 AND PAGE 49 AND AND BEING MORE FULLY DESCRIBED IN A DEED DATED 09/24/1992 AND RECORDED 11/18/1992, AMONG THE LAND RECORDS OF THE COUNTY AND STATE SET FORTH ABOVE, IN DEED VOLUME 862 AND PAGE 429.

ADDRESS: 107 S FRANKLIN ST.; DUBOIS, PA 15801 TAX MAP OR  
PARCEL ID NO.: 7.1-2-427

**Exhibit A**

THOMAS WEAVER  
107 SOUTH FRANKLIN ST  
DUBOIS PA 15801

AUGUST 21, 2003

# ACT 91 NOTICE TAKE ACTION TO SAVE YOUR HOME FROM FORECLOSURE

This is an official notice that the mortgage of your home is in default, and the lender intends to foreclose. Specific information about the nature of the default is provided in the attached pages.

The HOMEOWNER'S MORTGAGE ASSISTANCE PROGRAM (HEMAP) may be able to Help save your home. This notice explains how the program works.

To see if HEMAP can help, you must MEET WITH A CONSUMER CREDIT COUNSELING AGENCY WITHIN 30 DAYS OF THE DATE OF THIS NOTICE. Take this notice with you when you meet with the Counseling Agency.

The name, address and phone number of Consumer Credit Counseling Agencies servicing your County are listed at the end of this Notice. If you have any questions, you may call the Pennsylvania Housing Finance Agency toll free at 1-800-342-2397. (Persons with impaired hearing can call (717) 780-1869.

This Notice contains legal information. If you have any questions, representatives at the Consumer Credit Counseling Agency may be able to help explain it. You may also want to contact an attorney in your area. The local bar association may be able to help you find a lawyer.

LA NOTIFICACION EN ADJUNTO ES DE SUMA IMPORTANCIA, PUES AFECTA SU DERECHO A CONTINUAR VIVIENDO EN SU CASA. SI NO COMPRENDE EL CONTENIDO DE ESTA NOTIFICACION OBTENGA UNA TRADUCCION INMEDIATAMENTE LLAMANDO ESTA AGENCIA (PENNSYLVANIA HOUSING FINANCE AGENCY) SIN CARGOS AL NUMERO MENCIONADO ARRIBA. PUEDES SER ELEGIBLE PARA UN PRESTAMO POR EL PROGRAMA LLAMADO "HOMEOWNER'S EMERGENCY MORTGAGE ASSISTANCE PROGRAM" EL CUAL PUEDE SALVAR SU CASA DE LA PERDIDA DEL DERECHO A REDIMIR SU HIPOTECA.

HOMEOWNER'S NAME: THOMAS WEAVER  
PROPERTY ADDRESS: 107 SOUTH FRANKLIN ST., DUBOIS PA 15801  
LOAN ACCT NO.: 98890  
ORIGINAL LENDER: Equity One, Inc.  
CURRENT LENDER/SERVICER: Equity One, Inc.

YOU MAY BE ELIGIBLE FOR FINANCIAL ASSISTANCE WHICH CAN SAVE YOUR  
HOME FROM FORECLOSURE AND HELP YOU MAKE FUTURE MORTGAGE  
PAYMENTS

**IF YOU COMPLY WITH THE PROVISIONS OF THE HOMEOWNER'S EMERGENCY  
MORTGAGE ASSISTANCE ACT OF 1983 (THE "ACT"), YOU MAY BE ELIGIBLE FOR  
EMERGENCY MORTGAGE ASSISTANCE:**

**IF YOUR DEFAULT HAS BEEN CAUSED BY  
CIRCUMSTANCES BEYOND YOUR CONTROL**

**IF YOU HAVE A REASONABLE PROSPECT OF  
BEING ABLE TO PAY YOUR MORTGAGE  
PAYMENTS, AND**

**IF YOU MEET OTHER ELIGIBILITY  
REQUIREMENTS ESTABLISHED BY THE  
PENNSYLVANIA HOUSING FINANCE AGENCY**

**TEMPORARY STAY OF FORECLOSURE** – Under the Act, you are entitled to a temporary stay of foreclosure on your mortgage for thirty (30) days from the date of this Notice. During that time you must arrange and attend a "face-to-face" meeting with one of the consumer credit counseling agencies listed at the end of this Notice. **THIS MEETING MUST OCCUR WITHIN THE NEXT (30) DAYS. IF YOU DO NOT APPLY FOR EMERGENCY MORTGAGE ASSISTANCE, YOU BRING YOUR MORTGAGE UP TO DATE. THE PART OF THIS NOTICE CALLED "HOW TO CURE YOUR MORTGAGE DEFAULT" EXPLAINS HOW TO BRING YOUR MORTGAGE UP TO DATE.**

**CONSUMER CREDIT COUNSELING AGENCIES** - If you meet with one of the consumer credit counseling agencies listed at the end of this notice, the lender may NOT take action against you for thirty (30) days after the date of this meeting. The names, addresses and telephone numbers of designated consumer counseling agencies for the county in which the property is located are set forth at the end of this Notice. It is only necessary to schedule one face-to-face meeting. Advise your lender immediately of your intentions.

**APPLICATION FOR MORTGAGE ASSISTANCE** – Your mortgage is in default for the reasons set forth later in this Notice (see following pages for specific information about the nature of your default.) If you have tried and are unable to resolve this problem with the lender, you have the right to apply for financial assistance from the Homeowner's Emergency Mortgage Assistance Program. To do so, you must fill out, sign and file a completed Homeowner's Emergency Assistance Program Application with one of the designated consumer credit counseling agencies listed at the end of this Notice. Only consumer credit counseling agencies have applications for the

program and they will assist you in submitting a complete application to the Pennsylvania Housing Finance Agency. Your application MUST be filed or postmarked within thirty (30) days of your face-to-face meeting.

**YOU MUST FILE YOUR APPLICATION PROMPTLY. IF YOU FAIL TO DO SO OR IF YOU DO NOT FOLLOW THE OTHER TIME PERIODS SET FORTH IN THIS LETTER, FORECLOSURE MAY PROCEED AGAINST YOUR HOME IMMEDIATELY AND YOUR APPLICATION FOR MORTGAGE ASSISTANCE WILL BE DENIED.**

**AGENCY ACTION**- Available funds for emergency mortgage assistance are very limited. They will be disbursed by the Agency under the eligibility criteria established by the Act. The Pennsylvania Housing Finance Agency has sixty (60) days to make a decision after its receives your application. During that time, no foreclosure proceedings will be pursued against you if you have met the requirements set forth above. You will be notified directly by the Pennsylvania Housing Finance Agency of its decision on your application.

**NOTE: IF YOU ARE CURRENTLY PROTECTED BY THE FILING OF A PETITION IN BANKRUPTCY, THE FOLLOWING PART OF THIS NOTICE IS FOR INFORMATION PURPOSES ONLY AND SHOULD NOT BE CONSIDERED AS AN ATTEMPT TO COLLECT THE DEBT.**

**(If you have filed bankruptcy you can still apply for Emergency Mortgage Assistance.)**

**HOW TO CURE YOUR MORTGAGE DEFAULT (Bring it up to date).**

**NATURE OF THE DEFAULT** – The MORTGAGE debt held by the above lender on your property located at:

107 SOUTH FRANKLIN ST., DUBOIS PA 15801

IS SERIOUSLY IN DEFAULT because:

YOU HAVE NOT MADE MONTHLY MORTGAGE PAYMENTS for the following months are now past due:

MAY 2003 – AUGUST 2003 at \$186.75 per month, totaling \$747.00 plus the following:

Escrow :       \$0.00  
Late Charges: \$37.36  
NSF Charges: \$0.00

**TOTAL AMOUNT PAST DUE: \$ 784.36**

**HOW TO CURE THE DEFAULT**- You may cure the default within THIRTY (30) DAYS of the date of this notice **BY PAYING THE TOTAL AMOUNT PAST DUE TO THE LENDER WHICH IS \$784.36, PLUS ANY MORTGAGE PAYMENTS AND LATE CHARGES WHICH BECOME DUE DURING THE THIRTY (30) DAY PERIOD.** Payments must be made either by cash, cashier's check or money order made payable and sent to:

**Equity One, Inc.**  
**301 Lippincott Drive, Suite 100**  
**Marlton, New Jersey 08053**

**IF YOU DO NOT CURE THE DEFAULT** – If you do not cure the default within THIRTY (30) DAYS of the date of this Notice, **the lender intends to exercise its rights to accelerate the mortgage debt.** This means that the entire outstanding balance of this debt will be considered due immediately and you may lose the chance to pay the mortgage in monthly installments. If full payment of the total amount past due is not made within THIRTY (30) DAYS, the lender also intends to instruct its attorneys to start legal action to **foreclose upon your mortgaged property.**

**IF THE MORTGAGE IS FORECLOSED UPON** – The mortgaged property will be sold by the Sheriff to pay off the mortgaged debt. If the lender refers your case to its attorneys, but you cure the delinquency before the lender begins legal proceedings against you, you will still be required to pay the reasonable attorney's fees that were actually incurred, up to \$50.00. However, if legal proceedings are started against you, you will have to pay all reasonable attorney's fees actually incurred by the lender even if they exceed \$50.00. Any Attorney's fees will be added to the amount you owe the lender, which may also include other reasonable costs. **If you cure the default within the THIRTY (30) DAY period, you will not be required to pay attorney's fees.**

**OTHER LENDER REMEDIES** – The lender may also sue you personally for the unpaid principal balance and all other sums due under the mortgage.

**RIGHT TO CURE THE DEFAULT PRIOR TO THE SHERIFF'S SALE** – If you have not cured the default within the THIRTY (30) DAY period and foreclosure proceedings have begun, you will still have the right to cure the default and prevent the sale at any time up to one hour before the Sheriff's Sale. You may do so by paying the total amount then past due, plus any late or charges then due, reasonable attorney's fees and costs connected with the Sheriff's Sale as specified in writing by the lender and by performing any other requirements under the mortgage. **Curing the default in the manner set forth in this notice will restore your mortgage to the same position as if you had never defaulted.**

**EARLIEST POSSIBLE SHERIFF'S SALE DATE** – It is estimated that the earliest date that such a Sheriff's Sale of the mortgaged property could be held would be **approximately FIVE (5) months from the date of this Notice.** A notice of the actual date of the Sheriff's Sale will be sent to you before the sale. Of course, the amount needed to cure the default will increase the longer you wait. You may find out at any time exactly what the required payment of the action will be by contacting the lender.

**HOW TO CONTACT THE LENDER:**

<b><u>Name of Lender:</u></b>	Equity One, Inc.
<b><u>Address:</u></b>	301 Lippincott Drive, Suite 100 Marlton, New Jersey 08053
<b><u>Phone Number:</u></b>	1-866-361-3460
<b><u>Contact Person:</u></b>	Timothy Tracy

**EFFECT OF THE SHERIFF'S SALE** – You should realize that a Sheriff's Sale will end your ownership of the mortgaged property and your right to occupy it. If you continue to live in the property after the Sheriff's Sale, a lawsuit to remove you and your furnishings and other belongings could be started by the lender at any time.

**ASSUMPTION OF MORTGAGE** – You may or may not sell or transfer your home to a buyer or transferee who will assume the mortgage debt, provided that all the outstanding payments, charges and attorney's fees and costs are paid prior to it at the sale and that the other requirements of the mortgage are satisfied. Please contact:

Equity One, Inc.  
301 Lippincott Drive, Suite 100  
Marlton, NJ 08053  
1-866-361-3460

**YOU MAY ALSO HAVE THE RIGHT:**

TO SELL THE PROPERTY TO OBTAIN MONEY TO PAY OFF THE MORTGAGE DEBT OR TO BORROW MONEY FROM ANOTHER LENDING INSTITUTION TO PAY OFF THE DEBT.

TO HAVE THIS DEFAULT CURED BY ANY THIRD PARTY ACTING ON YOUR BEHALF

TO HAVE THE MORTGAGE RESTORED TO THE SAME POSITION AS IF NO DEFAULT HAD OCCURRED, IF YOU CURE THE DEFAULT. (HOWEVER, YOU DO NOT HAVE THIS RIGHT TO CURE YOUR DEFAULT MORE THAN THREE TIMES IN ANY CALENDER YEAR)

TO ASSERT THE NONEXISTENCE OF A DEFAULT IN ANY FORECLOSURE PROCEEDINGS OR ANY OTHER LAWSUIT INSTITUTED UNDER THE MORTGAGE DOCUMENTS

TO ASSERT ANY OTER DEFENSE YOU BELIEVE YOU MAY HAVE TO SUCH ACTION BY THE LENDER

TO SEEK PROTECTION UNDER THE FEDERAL BANKRUPTCY LAW

**CONSUMER CREDIT COUNSELING AGENCIES SERVING YOUR COUNTY IS INCLUDED.**

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**In The Court of Common Pleas of Clearfield County, Pennsylvania**

JP MORGAN CHASE BANK

VS.

WEAVER, THOMAS

Sheriff Docket #

14958

03-1861-CD

COMPLAINT IN MORTGAGE FORECLOSURE

**SHERIFF RETURNS**

NOW DECEMBER 26, 2003 AT 2:00 PM SERVED THE WITHIN COMPLAINT IN MORTGAGE FORECLOSURE ON THOMAS WEAVER, DEFENDANT AT RESIDENCE, 107 S. FRANKLIN ST., DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO THOMAS WEAVER A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT IN MORTGAGE FORECLOSURE AND MADE KNOWN TO HIM THE CONTENTS THEREOF.  
SERVED BY: MCCLEARY

**Return Costs**

Cost	Description
31.68	SHERIFF HAWKINS PAID BY: ATTY CK# 6792
10.00	SURCHARGE PAID BY: ATTY.

Sworn to Before Me This

13<sup>th</sup> Day Of February 2004

WILLIAM A. SHAW

Prothonotary

My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

So Answers,

*Chester A. Hawkins*  
*by Marty Harris*

Chester A. Hawkins  
Sheriff

**FILED**

01:25:57 PM  
FEB 13 2004

William A. Shaw  
Prothonotary/Clerk of Courts

OFFICE OF THE PROTHONOTARY  
COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

Prothonotary

TO: Thomas Weaver

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JP Morgan Chase Bank, as Trustee for Equity	:	COURT OF COMMON PLEAS
One, ABS, Inc. Mortgage Pass-Through	:	CLEARFIELD COUNTY
Certificates, Series 2001-3	:	
Plaintiff	:	
	:	
Vs.	:	No.: 03-1861-CD
	:	
Thomas Weaver	:	
Defendant	:	<u>NOTICE PURSUANT TO RULE 236</u>

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NOTICE

Pursuant to Rule 236 of the Supreme Court of Pennsylvania, you are hereby notified that a Judgment has been entered against you in the above proceeding as indicated below.

Prothonotary

MORTGAGE FORECLOSURE JUDGMENT BY DEFAULT

IF YOU HAVE ANY QUESTIONS CONCERNING THIS NOTICE, PLEASE CALL:

CORINA M. CONNORS, ESQUIRE #83509  
MILSTEAD & ASSOCIATES, LLC  
856/482-1400

~~Notice of Foreclosure  
This is a notice of foreclosure  
obtained with the Court of Common Pleas~~

FILED

APR 12 2004

William A. Shaw  
Prothonotary



MILSTEAD & ASSOCIATES, LLC  
BY: **CORINA M. CONNORS, ESQUIRE**  
Attorney ID# 83509  
220 Lake Drive East, Suite 301  
Cherry Hill, NJ 08002  
(856) 482-1400  
Attorneys for Plaintiff

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JP Morgan Chase Bank, as Trustee for Equity	:	COURT OF COMMON PLEAS
One, ABS, Inc. Mortgage Pass-Through	:	CLEARFIELD COUNTY
Certificates, Series 2001-3	:	
Plaintiff	:	
	:	
	:	
Vs.	:	No.: 03-1861-CD
	:	
Thomas Weaver	:	<u>PRAECIPE TO ENTER</u>
Defendant	:	<u>DEFAULT JUDGMENT</u>

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TO THE PROTHONOTARY

Kindly enter Default Judgment in favor of Plaintiff, JP Morgan Chase Bank, as Trustee for Equity One, ABS, Inc. Mortgage Pass-Through Certificates, Series 2001-3 against the Defendant, Thomas Weaver, for failure to Answer the Complaint in Civil Action – Mortgage Foreclosure.

Service was made on the Defendant, Thomas Weaver via the Sheriff of Clearfield County on December 26, 2003.

Assess damages as follows:

Total debt as of 12/12/03	\$ 26,577.16
Interest from 12/13/03 to 4/5/04	626.75
Late Charges since 12/13/04	37.36
Escrow Advance	648.39
NSF Charges	25.00
Corporate Advance Balance	846.17
Suspense Balance	(56.75)

TOTAL AMOUNT OF JUDGMENT	<u>\$ 28,704.08</u>
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Milstead & Associates, LLC

BY: 

Corina M. Connors, Esquire

#83509

MILSTEAD & ASSOCIATES, LLC  
BY: **CORINA M. CONNORS, ESQUIRE**  
Attorney ID# 83509  
220 Lake Drive East, Suite 301  
Cherry Hill, NJ 08002  
(856) 482-1400  
Attorneys for Plaintiff

JP Morgan Chase Bank, as Trustee for Equity  
One, ABS, Inc. Mortgage Pass-Through  
Certificates, Series 2001-3  
Plaintiff

Vs.

Thomas Weaver  
Defendant

: COURT OF COMMON PLEAS  
: CLEARFIELD COUNTY  
:  
:  
:  
: No.: 03-1861-CD  
:  
:

: AFFIDAVIT OF ADDRESS

STATE OF NEW JERSEY:

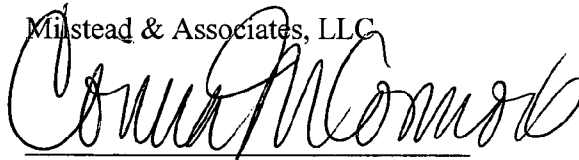
SS

COUNTY OF CAMDEN:

I, Corina M. Connors, Esquire, being duly sworn according to law, upon my oath, depose  
and say:

1. I certify that the Plaintiff's address is 301 Lippincott Drive, Marlton, NJ 08053.
2. I certify that the Defendant, Thomas Weaver's address is 107 South Franklin Street,  
Dubois, PA 15801.
3. I certify that the foregoing information is true and correct to the best of my knowledge,  
information and belief.

Milstead & Associates, LLC



Corina M. Connors, Esq. # 83509

MILSTEAD & ASSOCIATES, LLC  
BY: **CORINA M. CONNORS, ESQUIRE**  
Attorney ID# 83509  
220 Lake Drive East, Suite 301  
Cherry Hill, NJ 08002  
(856) 482-1400  
Attorneys for Plaintiff

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JP Morgan Chase Bank, as Trustee for Equity	:	COURT OF COMMON PLEAS
One, ABS, Inc. Mortgage Pass-Through	:	CLEARFIELD COUNTY
Certificates, Series 2001-3	:	
Plaintiff	:	
	:	
	:	
Vs.	:	No.: 03-1861-CD
	:	
Thomas Weaver	:	<u>AFFIDAVIT OF</u>
Defendant	:	<u>NON-MILITARY SERVICE</u>

---

STATE OF NEW JERSEY:

SS

COUNTY OF CAMDEN:

I, Corina M. Connors, Esquire, Attorney at Law, being duly sworn according to law, upon my oath, depose and say:

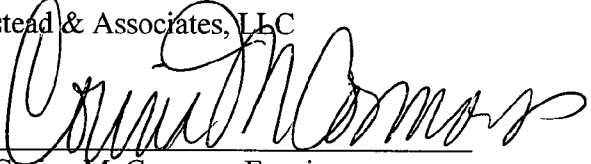
1. That the Defendants are not in the Military, Naval or Air Services of the United States of any other Country within the provision of the Soldiers' and Sailors' Civil Relief Act of Congress, as amended; and

2. That the Defendant is at least 21 years of age and reside at 107 South Franklin Street, Dubois, PA 15801.

The affiant has ascertained the foregoing information by personal inquiry and knowledge  
and makes this Affidavit with the authority.

Milstead & Associates, LLC

BY:

  
Corina M. Connors, Esquire  
Attorney I.D. No. 83509

MILSTEAD & ASSOCIATES, LLC  
BY: **CORINA M. CONNORS, ESQUIRE**  
Attorney ID# 83509  
220 Lake Drive East, Suite 301  
Cherry Hill, NJ 08002  
(856) 482-1400  
Attorneys for Plaintiff

---

JP Morgan Chase Bank, as Trustee for Equity	:	COURT OF COMMON PLEAS
One, ABS, Inc. Mortgage Pass-Through	:	CLEARFIELD COUNTY
Certificates, Series 2001-3	:	
Plaintiff	:	
	:	
	:	
Vs.	:	No.: 03-1861-CD
	:	
Thomas Weaver	:	
Defendant	:	<u>AFFIDAVIT OF SERVICE</u>

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STATE OF NEW JERSEY:

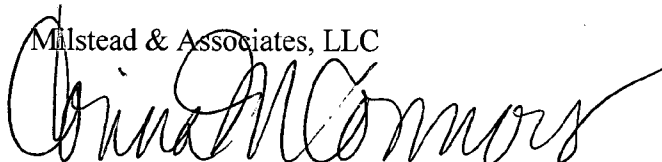
SS

COUNTY OF CAMDEN:

I, Corina M. Connors, Esquire, Attorney at Law, being duly sworn according to law, upon my oath, depose and say:

1. I am a member of the firm of Milstead & Associates, LLC, attorneys for Plaintiff in the above entitled cause of action.

2. Notice, Rule 237.1 was forwarded to the Defendant(s), place of residence by regular mail on February 19, 2004 and has not been returned to this office, so it can be assumed that same has been delivered to Defendants.

Milstead & Associates, LLC  
  
Corina M. Connors, Esquire  
#83509

OFFICE OF THE PROTHONOTARY  
COURT OF COMMON PLEAS

Prothonotary

To: Thomas Weaver

Date of Notice: February 19, 2004

JP Morgan Chase Bank as Trustee for Equity One, ABS,  
Inc. Mortgage Pass-Through Certified Series 2001-3  
Plaintiff

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

No.: 03-1861-CD

THOMAS WEAVER  
Defendant(s)

NOTICE, RULE 237.1  
IMPORTANT NOTICE

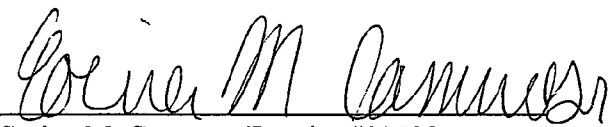
You are in default because you have failed to enter a written appearance personally or by attorney and file in writing with the court your defenses or objections to claims set forth against you. Unless you act within ten (10) days from the date of this notice, a judgment may be entered against you without 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.

David S. Meholick, Court Administrator  
Clearfield County Courthouse  
Clearfield, PA 16830  
(814) 765-2641 ext 5982

**Notice Pursuant To Fair Debt Collection Practices Act**  
**This is an attempt to collect a debt and any information**  
**obtained will be used for that purpose.**

  
Corina M. Connors, Esquire #83509  
220 Lake Drive East, Ste. 301  
Cherry Hill, NJ 08002

Department of Defense Manpower Data Center

FEB-19-2004 10:23:51



Military Status Report  
Pursuant to the Soldiers' and Sailors' Civil Relief Act of 1940

◀Last Name	First	Middle	Begin Date	Active Duty Status	Service/Agency
WEAVER	THOMAS				
Currently not on Active Military Duty, based on the Social Security Number and last name provided.					

Upon searching the information data banks of the Department of Defense Manpower Data Center, the above is the current status of the Defendant(s), per the Information provided, as to all branches of the Military.

Kenneth C. Scheflen, Director  
Department of Defense - Manpower Data Center  
1600 Wilson Blvd., Suite 400  
Arlington, VA

The Defense Manpower Data Center (DMDC) is an organization of the Department of Defense that maintains the Defense Enrollment and Eligibility Reporting System (DEERS) database which is the official source of data on eligibility for military medical care and other eligibility systems.

**If you have information that makes you feel that the DMDC response is not correct, please send an e-mail to [sscra.helpdesk@osd.pentagon.mil](mailto:sscra.helpdesk@osd.pentagon.mil). For personal privacy reasons, SSNs are not available on this printed results page. Requesters submitting a SSN only receive verification that the SSN they submitted is a match or non-match.**



In The Court of Common Pleas of Clearfield County, Pennsylvania

07049

~~JP~~ MORGAN CHASE BANK

VS.

WEAVER, THOMAS

COMPLAINT IN MORTGAGE FORECLOSURE

Sheriff Docket # 14958

03-1861-CD

COP

**SHERIFF RETURNS**

NOW DECEMBER 26, 2003 AT 2:00 PM SERVED THE WITHIN COMPLAINT IN MORTGAGE FORECLOSURE ON THOMAS WEAVER, DEFENDANT AT RESIDENCE, 107 S. FRANKLIN ST., DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO THOMAS WEAVER A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT IN MORTGAGE FORECLOSURE AND MADE KNOWN TO HIM THE CONTENTS THEREOF.  
SERVED BY: MCCLEARY

**Return Costs**

Cost	Description
31.68	SHERIFF HAWKINS PAID BY: ATTY CK# 6792
10.00	SURCHARGE PAID BY: ATTY.

Sworn to Before Me This

\_\_\_\_ Day Of \_\_\_\_\_ 2004

So Answers,



Chester A. Hawkins  
Sheriff

FILED  
M 7:12 AM 1968  
1cc +  
with  
to  
and

APR 12 2004

**William A. Shaw**  
**Prothonotary**

NOTICE OF JUDGMENT

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

CIVIL DIVISION

JP Morgan Chase Bank

Vs.

No. 2003-01861-CD

Thomas Weaver

To: DEFENDANT(S)

NOTICE is given that a JUDGMENT in the above captioned matter has been entered against you in the amount of \$28,704.08 on the April 12, 2004.

William A. Shaw  
Prothonotary

---

William A. Shaw

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

JP Morgan Chase Bank  
Plaintiff(s)

No.: 2003-01861-CD

Real Debt: \$28,704.08

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Thomas Weaver  
Defendant(s)

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: April 12, 2004

Expires: April 12, 2009

Certified from the record this 12th day of April, 2004

\_\_\_\_\_  
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

**PRAECIPE FOR WRIT OF EXECUTION – (MORTGAGE FORECLOSURE)**  
**P.R.C.P. 3180-3183**

**JP Morgan Chase Bank, as Trustee for  
Equity One, ABS, Inc. Mortgage Pass-  
Through Certificates, Series 2001-3**  
**Plaintiff**

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

**NO.: 03-1861-CD**

**Vs.**

**Thomas Weaver**  
**Defendant(s)**

To the Prothonotary:

Issue Writ of Execution in the above matter:

AMOUNT DUE \$28,704.08

INTEREST

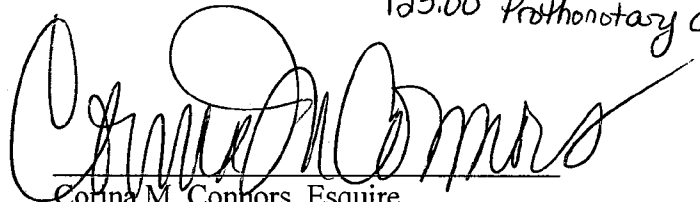
From 4/6/04 to Date of \$  
Sale at \$4.72 per diem

(Costs to be added) \$

TOTAL DUE: \$

*125.00 Prothonotary Costs*

Date: May 20, 2004



Corina M. Connors, Esquire

Attorney for Plaintiff

220 Lake Drive East, Suite 301

Cherry Hill, NJ 08002

(856) 482-1400

Attorney ID No.: 83509

Note: Please furnish description of Property.

**FILED**

**MAY 28 2004**

William A. Shaw  
Prothonotary/Clerk of Courts

ALL THAT CERTAIN massuage or piece of land, situate, lying nad being in the City of DuBois, County of Clearfield and Commonwealth of Pennsylvania, and being more particularly bounded and described as follows, to wit:

BEGINNING at a post at the corner of Franklin Street and Lot Number 150; thence by the line of Franklin Street North  $27 \frac{1}{2}^{\circ}$  East, 24 feet to land now or formerly of Maria Goodwin; thence by said Maria Goodwin land, south  $62 \frac{1}{2}^{\circ}$  east 154 feet, more or less to Pentz Run; thence by Pentz Run 24 feet, more or less, to a post at Lot Number 150, North  $62 \frac{1}{2}^{\circ}$  west, 150 feet, more or less, to a post at Franklin Street, the point at the place of beginning. Being Part of Lot Number 149 in Rumbarger's addition to BuBois.

**Being known as 107 S. Franklin Street, DuBois, PA 15801**

**Tax Parcel Number: 7.1-2-427**

SEIZED, taken in execution to be sold as the property of Thomas Weaver, at the suit of JP Morgan Chase Bank, as Trustee for Equity One, ABS, Inc. Mortgage Pass-Through Certificates, Series 2001-3. Judgment No. 03-1861-CD.

FILED 1cc2

MAY 11 5:58 PM 2004  
6103150/P rep. desc.  
to SHH

William A. Shaw

Prothonotary/Clerk of Courts  
Attg pd. 20.00

**MILSTEAD & ASSOCIATES, LLC**

By: Corina M. Connors, Esquire

Attorney ID# 83509

Woodland Falls Corporate Park

220 Lake Drive East, Suite 301

Cherry Hill, NJ 08002

(856) 482-1400

Attorney for Plaintiff

---

**JP Morgan Chase Bank, as Trustee for  
Equity One, ABS, Inc. Mortgage Pass-  
Through Certificates, Series 2001-3**  
Plaintiff

vs.

**Thomas Weaver**

Defendant(s)

: **COURT OF COMMON PLEAS**  
: **CLEARFIELD COUNTY**  
:  
: **No.: 03-1861-CD**  
:  
: **AFFIDAVIT PURSUANT**  
: **TO RULE 3129.1**

:  
:

---

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

**JP Morgan Chase Bank, as Trustee for Equity One, ABS, Inc. Mortgage Pass-Through Certificates, Series 2001-3**, Plaintiff in the above entitled cause of action, sets forth as of the date the praecipe for writ of execution was filed the following information concerning the real property located at 107 S. Franklin Street, DuBois, PA 15801:

1. Name and address of Owners(s) or Reputed Owner(s):

Thomas Weaver  
107 S. Franklin Street  
DuBois, PA 15801

2. Name and address of Defendant(s) in the Judgment:

Same as above

3. Name and address of every judgment creditor whose judgment is a record lien on the real property to be sold:

First Commonwealth Bank  
P.O. Box 400  
Indiana, PA 15701



4. Name and Address of the last recorded holder of every mortgage of record:

JP Morgan Chase Bank, as Trustee for Equity  
One, ABS, Inc. Mortgage Pass-Through  
Certificates, Series 2001-3  
(Plaintiff herein)  
301 Lippincott Drive  
Marlton, NJ 08053

Equity One, Inc.  
523 Fellowship Road, Suite 230  
Mt. Laurel, NJ 08054  
-and-  
301 Lippincott Drive  
Marlton, NJ 08053

5. Name and address of every other person who has any record lien on the property:

None Known

6. Name and address of every other person who has any record interest in the property and whose interest may be affected by the sale:

None Known

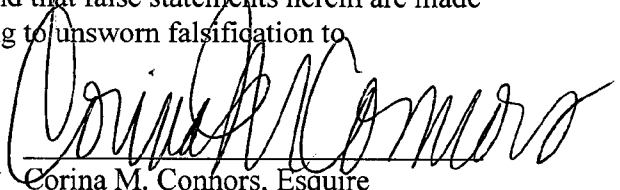
7. Name and address of every person of whom the plaintiff has knowledge who has any interest in the property which may be affected by the sale:

Tenant/Occupant  
107 S. Franklin Street  
DuBois, PA 15801

Department of Domestic Relations  
Clearfield County Courthouse  
230 E. Market Street  
Clearfield, PA 16830

Commonwealth of Pennsylvania  
Department of Welfare  
P.O. Box 2675  
Harrisburg, PA 17105

I verify that the statements made in the Affidavit are true and correct to the best of my personal knowledge or information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

  
Corina M. Connors, Esquire  
Attorney for Plaintiff

Date: May 20, 2004

**MILSTEAD & ASSOCIATES, LLC**

By: Corina M. Connors, Esquire

Attorney ID# 83509

Woodland Falls Corporate Park

220 Lake Drive East, Suite 301

Cherry Hill, NJ 08002

(856) 482-1400

Attorney for Plaintiff

**JP Morgan Chase Bank, as Trustee for  
Equity One, ABS, Inc. Mortgage Pass-  
Through Certificates, Series 2001-3  
Plaintiff**

**vs.**

**Thomas Weaver**

**Defendant(s)**

**: COURT OF COMMON PLEAS**

**: CLEARFIELD COUNTY**

**:**

**: No.: 03-1861-CD**

**:**

**:**

**: CERTIFICATION**

**:**

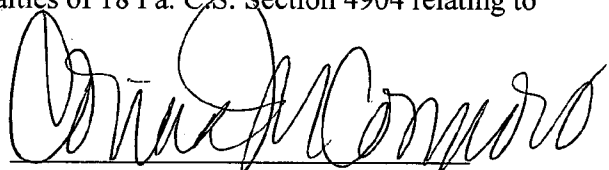
**:**

**CERTIFICATION**

Corina M. Connors, Esquire, hereby verifies that she is attorney for the Plaintiff in the above captioned matter, and that the premises are not subject to the provisions of Act 91 because it is:

- ☐ An FHA Mortgage
- ☐ Non-owner occupied
- ☐ Vacant
- ☒ Act 91 Procedures have been fulfilled

This certification is made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.



Corina M. Connors, Esquire  
Attorney for Plaintiff

Date: May 20, 2004

JP Morgan Chase Bank, as Trustee for  
Equity One, ABS, Inc. Mortgage Pass-  
Through Certificates, Series 2001-3  
Plaintiff

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY,  
PENNSYLVANIA

WRIT OF EXECUTION  
(Mortgage Foreclosure)

COPY

Vs.

Thomas Weaver  
Defendant(s)

NO.: 03-1861-CD

WRIT OF EXECUTION (MORTGAGE FORECLOSURE)  
P.R.C.P. 3180 TO 3183 AND Rule 3257

COMMONWEALTH OF PENNSYLVANIA:

COUNTY OF CLEARFIELD:

TO THE SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA:

To satisfy the judgment, interest and cost in the above matter you are directed to levy  
upon and sell the following described property:

107 S. Franklin Street, DuBois, PA 15801  
(see legal description attached)

AMOUNT DUE	\$28,704.08
INTEREST	
From 4/6/04 to Date of	\$
Sale at \$4.72 per diem	

TOTAL DUE:	\$
Plus costs per endorsement	
hereon	

125.00 Prothonotary costs

Dated: May 28, 2004

William L. Shaw  
Prothonotary

(SEAL)

By: \_\_\_\_\_  
Deputy

ALL THAT CERTAIN massuage or piece of land, situate, lying nad being in the City of DuBois, County of Clearfield and Commonwealth of Pennsylvania, and being more particularly bounded and described as follows, to wit:

BEGINNING at a post at the corner of Franklin Street and Lot Number 150; thence by the line of Franklin Street North  $27 \frac{1}{2}^{\circ}$  East, 24 feet to land now or formerly of Maria Goodwin; thence by said Maria Goodwin land, south  $62 \frac{1}{2}^{\circ}$  east 154 feet, more or less to Pentz Run; thence by Pentz Run 24 feet, more or less, to a post at Lot Number 150, North  $62 \frac{1}{2}^{\circ}$  west, 150 feet, more or less, to a post at Franklin Street, the point at the place of beginning. Being Part of Lot Number 149 in Rumbarger's addition to BuBois.

**Being known as 107 S. Franklin Street, DuBois, PA 15801**

**Tax Parcel Number: 7.1-2-427**

SEIZED, taken in execution to be sold as the property of Thomas Weaver, at the suit of JP Morgan Chase Bank, as Trustee for Equity One, ABS, Inc. Mortgage Pass-Through Certificates, Series 2001-3. Judgment No. 03-1861-CD.

**MILSTEAD & ASSOCIATES, LLC**

By: Pina S. Wertzberger, Esquire

Attorney ID# 77274

Woodland Falls Corporate Park

220 Lake Drive East, Suite 301

Cherry Hill, NJ 08002

(856) 482-1400

Attorney for Plaintiff

**JP Morgan Chase Bank, as Trustee for  
Equity One, ABS, Inc. Mortgage Pass-  
Through Certificates, Series 2001-3**

**Plaintiff**

**Vs.**

**Thomas Weaver**

**Defendant**

**: COURT OF COMMON PLEAS**

**: CLEARFIELD COUNTY**

**:**

**:**

**: No.: 03-1861-CD**

**:**

**: AFFIDAVIT PURSUANT TO**

**: Pa.R.C.P. 3129.2**

**:**

STATE OF PENNSYLVANIA     )  
COUNTY OF CLEARFIELD     )

I, Pina S. Wertzberger, Esquire, of full age, being duly sworn according to law, upon my oath, depose and say,

1. On September 14, 2004, a copy of the Notice of Sheriff's Sale of Real Property was served upon the defendant, Thomas Weaver, by certified mail, returned receipt requested. A copy of the signed certified card is attached hereto and made a part hereof as Exhibit "A".

2. On August 31, 2004, a notice of Sheriff's Sale was served upon lien holders of record and interested parties by ordinary mail. A copy of the certificate of mailing is attached hereto and made a part hereof as Exhibit "B".

MILSTEAD & ASSOCIATES, LLC

Pina S. Wertzberger, Esquire

Attorney ID No. 77274

{00025530}

**FILED**  
m/11/16/04  
DEC 10 2004

William A. Shaw  
Prothonotary/Clerk of Courts

## NAME AND ADDRESS OF SENDER

MILSTEAD & ASSOCIATES, LLC  
Woodland Falls Corporate Park  
220 Lake Drive East, Suite 301  
Cherry Hill, NJ 08002

## INDICATE TYPE OF MAIL

☒ Certificate Mailing  
☐ Insured  
☐ COD  
☐ Certified Mail

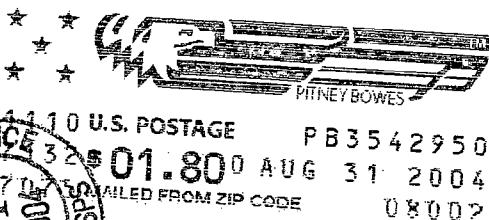
## CHECK APPROPRIATE BLOCK FOR

Registered Mail:  
☐ With Postal Insurance  
☐ Without Postal Insurance

## POSTMARK AND DATE OF RECEIPT

Affix stamp here if issued as certificate of mailing  
or for additional copies of this bill.

Ln	Number of Article	Name of Addressee, Street, and Post-Office Address	Postage	Fee	Handling Charge	Act. Value (If Regis.)	Insured Value	Due Sender If C.O.D.	R.R. Fee	S.D. Fee	S.H. Fee	Rest. Del. Fee	Remarks
1		First Commonwealth Bank P.O. Box 400 Indiana, PA 15701											
2		Equity One, Inc. 523 Fellowship Road, Suite 230 Mt. Laurel, NJ 08054											
3		Equity One, Inc. 301 Lippincott Drive Marlton, NJ 08053											
4		Department of Domestic Relations Clearfield County Courthouse 230 E. Market Street Clearfield, PA 16830											
5		Commonwealth of PA Department of Welfare P.O. Box 2675 Harrisburg, PA 17105											
6		Occupant 107 S. Franklin Street DuBois, PA 15801											
7													
8													
9													
10													
11													
Total Number of Pieces Listed by Sender			POSTMASTER, PER (Name of receiving employee)										



Declaration of value is required on all domestic and international mail. The maximum indemnity payable for nonnegotiables under Express Mail document reconstruction insurance is per piece subject to a limit of \$50,000 per occurrence. The indemnity payable on Express Mail merchandise insurance is \$500,000 maximum indemnity payable is \$25,000 for Registered Mail, \$500 for COD and \$500 for Insured Mail. Special handling charges apply only to Third- and Fourth-Class parcels. Special delivery service also includes special handling service.

1000141183

03-06-2004

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

DOCKET # 16013

NO: 03-1861-CD

PLAINTIFF: JP MORGAN CHASE BANK, AS TRUSTEE FOR EQUITY ONE, ABS, INC. MORTGAGE PASS-THROUGH  
vs.

DEFENDANT: WEAVER, THOMAS

WRIT OF EXECUTION REAL ESTATE

**SHERIFF RETURN**

DATE RECEIVED WRIT: 05/28/2004

LEVY TAKEN 08/03/2004 @ 10:30 AM

POSTED 08/03/2004 @ 10:40 AM

SALE HELD 01/07/2005

SOLD TO JP MORGAN CHASE BANK, AS TRUSTEE FOR EQUITY ONE, ABS, INC. MORTGAGE  
PASS-THROUGH

SOLD FOR AMOUNT \$5,000.00 PLUS COSTS

WRIT RETURNED 04/08/2005

DATE DEED FILED 04/08/2005

PROPERTY ADDRESS 107 S. FRANKLIN STREET DUBOIS , PA 15801

**SERVICES**

08/27/2004 @ 11:00 AM SERVED THOMAS WEAVER

SERVED THOMAS WEAVER, DEFENDANT, AT HIS RESIDENCE 107 S. FRANKLIN STREET DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA  
BY HANDING TO CHRISTINE A. ARMAGOST/GIRLFRIEND  
107 S. FRANKLIN STREET, DUBOIS, PA 15801

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION, NOTICE OF SALE, AND COPY OF THE LEVY AND BY MAKING  
KNOW TO HIM / HER THE CONTENTS THEREOF.

**FILED**  
013:0601  
APR 08 2005 (62)

William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 16013

NO: 03-1861-CD

PLAINTIFF: JP MORGAN CHASE BANK, AS TRUSTEE FOR EQUITY ONE, ABS, INC. MORTGAGE PASS-THROUGH  
VS.

DEFENDANT: WEAVER, THOMAS

WRIT OF EXECUTION REAL ESTATE

SHERIFF RETURN


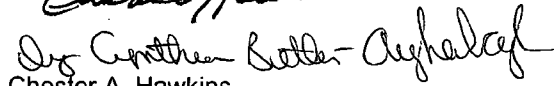
SHERIFF HAWKINS \$361.44

SURCHARGE \$20.00 PAID BY ATTORNEY

Sworn to Before Me This

\_\_\_\_\_ Day of \_\_\_\_\_ 2005  
\_\_\_\_\_

So Answers,

  
  
Chester A. Hawkins  
Sheriff



JP Morgan Chase Bank, as Trustee for  
Equity One, ABS, Inc. Mortgage Pass-  
Through Certificates, Series 2001-3  
Plaintiff

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY,  
PENNSYLVANIA

WRIT OF EXECUTION  
(Mortgage Foreclosure)

Vs.

Thomas Weaver  
Defendant(s)

NO.: 03-1861-CD

WRIT OF EXECUTION (MORTGAGE FORECLOSURE)  
P.R.C.P. 3180 TO 3183 AND Rule 3257

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COUNTY OF CLEARFIELD:

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(see legal description attached)

AMOUNT DUE \$28,704.08

INTEREST

From 4/6/04 to Date of \$  
Sale at \$4.72 per diem

TOTAL DUE: \$

Plus costs per endorsement  
hereon

125.00 Prothonotary costs

Dated: May 28, 2004

William L. Harrison  
Prothonotary

(SEAL)

By: \_\_\_\_\_  
Deputy

Received May 28, 2004 @ 3:00 P.M.  
Chester A. Hawkins  
By Cynthia Butler-Aughenbaugh

ALL THAT CERTAIN massuage or piece of land, situate, lying nad being in the City of DuBois, County of Clearfield and Commonwealth of Pennsylvania, and being more particularly bounded and described as follows, to wit:

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**Tax Parcel Number: 7.1-2-427**

SEIZED, taken in execution to be sold as the property of Thomas Weaver, at the suit of JP Morgan Chase Bank, as Trustee for Equity One, ABS, Inc. Mortgage Pass-Through Certificates, Series 2001-3. Judgment No. 03-1861-CD.

**REAL ESTATE SALE  
SCHEDULE OF DISTRIBUTION**

NAME THOMAS WEAVER

NO. 03-1861-CD

NOW, March 19, 2005, by virtue of the Writ of Execution hereunto attached, after having given due and legal notice of time and place of sale by publication in a newspaper published in this County and by handbills posted on the premises setting for the date, time and place of sale at the Court House in Clearfield on January 07, 2005, I exposed the within described real estate of Weaver, Thomas to public venue or outcry at which time and place I sold the same to JP MORGAN CHASE BANK, AS TRUSTEE FOR EQUITY ONE, ABS, INC. MORTGAGE PASS-THROUGH he/she being the highest bidder, for the sum of \$ 5,000.00 plus costs and made the following appropriations, viz:

**SHERIFF COSTS:**

RDR	15.00
SERVICE	15.00
MILEAGE	14.25
LEVY	15.00
MILEAGE	14.25
POSTING	15.00
CSDS	10.00
COMMISSION	100.00
POSTAGE	4.44
HANDBILLS	15.00
DISTRIBUTION	25.00
ADVERTISING	15.00
ADD'L SERVICE	
DEED	30.00
ADD'L POSTING	
ADD'L MILEAGE	28.50
ADD'L LEVY	
BID AMOUNT	5,000.00
RETURNS/DEPUTIZE	
COPIES	15.00
	5.00
BILLING/PHONE/FAX	5.00
CONTINUED SALES	20.00
MISCELLANEOUS	
<b>TOTAL SHERIFF COSTS</b>	<b>\$361.44</b>

**DEED COSTS:**

ACKNOWLEDGEMENT	5.00
REGISTER & RECORDER	29.00
TRANSFER TAX 2%	0.00
<b>TOTAL DEED COSTS</b>	<b>\$29.00</b>

**PLAINTIFF COSTS, DEBT AND INTEREST:**

DEBT-AMOUNT DUE	28,704.08
INTEREST @ 4.7200 %	1,302.72
FROM 04/06/2004 TO 01/07/2005	
PROTH SATISFACTION	
LATE CHARGES AND FEES	
COST OF SUIT-TO BE ADDED	
FORECLOSURE FEES	
ATTORNEY COMMISSION	
REFUND OF ADVANCE	
REFUND OF SURCHARGE	
SATISFACTION FEE	
ESCROW DEFICIENCY	
PROPERTY INSPECTIONS	
INTEREST	
MISCELLANEOUS	
<b>TOTAL DEBT AND INTEREST</b>	<b>\$30,006.80</b>

**COSTS:**

ADVERTISING	249.48
TAXES - COLLECTOR	
TAXES - TAX CLAIM	
DUE	
LIEN SEARCH	200.00
ACKNOWLEDGEMENT	5.00
DEED COSTS	29.00
SHERIFF COSTS	361.44
LEGAL JOURNAL COSTS	108.00
PROTHONOTARY	125.00
MORTGAGE SEARCH	80.00
MUNICIPAL LIEN	
<b>TOTAL COSTS</b>	<b>\$1,157.92</b>

DISTRIBUTION WILL BE MADE IN ACCORDANCE WITH THE ABOVE SCHEDULE UNLESS EXCEPTIONS ARE FILED WITH THIS OFFICE **WITHIN TEN (10) DAYS FROM THIS DATE.**

CHESTER A. HAWKINS, Sheriff

## MILSTEAD &amp; ASSOCIATES, LLC

## FACSIMILE TRANSMITTAL SHEET

TO:	Cindy- Real Estate Dept.	FROM:	Greg Wilkins
COMPANY:	Clearfield County Sheriff's Office	DATE:	10/1/2004
FAX NUMBER:	1-814-765-5915	TOTAL NO. OF PAGES INCLUDING COVER:	1
PHONE NUMBER:		SENDER'S REFERENCE NUMBER:	
RE:	Weaver, Thomas	YOUR REFERENCE NUMBER:	

URGENT      FOR REVIEW      ☐ PLEASE COMMENT      ☐ PLEASE RECYCLE

## NOTES/COMMENTS:

Please accept this fax as authorization to postpone the sale scheduled for 10/1/04. Our client did not provide our office with the necessary bidding instructions. Kindly re-scheduled the sale for your next available sheriff's sale date, it is my understanding that the date would be January 7, 2005.

I apologize for the confusion in this matter.

Thank you

  
Gregory Wilkins

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