

04-715-CD
KAREN L. STARCK, et al. vs. NETMARK INTERNATIONAL CORP. et al.

Karen Starck vs. Netmark International et al
2004-715-CD

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

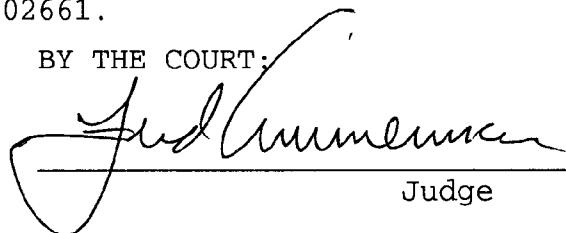
KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
:
vs. : No. 04 - 715 - CD
:
NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :
:

FINAL DECREE

AND NOW, this 29 day of October, 2004,
upon consideration of the Petition For Entry of Final Decree
filed by Plaintiff, Karen L. Starck, Clearfield County Recorder
of Deeds in the above-captioned action, IT IS HEREBY ORDERED,
ADJUDGED AND DECREED as follows:

- a. that the following deeds recorded in the Office of the Recorder of Deeds of Clearfield County, Pennsylvania to Instrument Numbers 200402660 and 200402261, do not represent valid conveyances of the real estate described therein and that no title passed between the Grantor and Grantee listed in said deeds;
- b. Karen L. Starck, Clearfield County Recorder of Deeds is directed to enter this Order in the real estate records of Clearfield County, Pennsylvania, with the same to be indexed against the names of Defendants, NetMark International Corporation, Dean Roth and William Foley; and
- c. Karen L. Starck, Clearfield County Recorder of Deeds, is authorized to redact and/or otherwise remove from the realty records maintained in the Clearfield County Recorder of Deeds' Office those instruments presently recorded as Instrument Number(s) 200402660 and 200402661.

BY THE COURT:



Judge

01/3691
06/26/04
1CC Amy Gates

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

KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
:
vs. : No. 04 - 715 - CD
:
NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :
*NO CC
012:49 AM
2/7/04
JAD*

PETITION FOR ENTRY OF FINAL DECREE
PURSUANT TO Pa.R.C.P. §1511(b)

NOW COMES, Karen L. Starck, Clearfield County Recorder of Deeds, Plaintiff in the above-captioned proceedings, by her Solicitor, Andrew P. Gates, Esquire, and hereby petitions this Court to enter a Final Decree in accordance with the prayer for relief set forth in the Complaint in Equity filed in the above-captioned matter, and in support thereof, avers the following:

1. Plaintiff's Complaint in Equity was filed with the Office of the Prothonotary of Clearfield county, Pennsylvania on May 20, 2004.
2. All named Defendants were served in accordance with the Pennsylvania Rules of Civil Procedure or otherwise by Special Order of Court with the appropriate Sheriff's Return of Service or Affidavits of Service appearing of record.
3. Since Defendant, Marlene Bruaker, a/k/a Marlene Brubaker, consequently paid the deed recording fee and all applicable Pennsylvania Realty Transfer tax due on her deed submitted for recording by Defendant, NetMark International Corporation, this matter was marked "settled, discontinued and ended" as to Defendant, Marlene Bruaker, a/k/a Marlene Brubaker

only. Attached hereto and made a part hereof as Exhibit "A" is a photocopy of the Certificate of Discontinuance issued by the Clearfield County Prothonotary on July 14, 2004.

4. Since all other Defendants failed to file an answer to Plaintiff's Complaint or to otherwise plead thereto within the requisite time periods, Plaintiff filed a Praeclipe for Entry of Judgment by Default with the Clearfield County Prothonotary and the Judgment was entered by the Prothonotary on October 26, 2004. Attached hereto and made a part hereof, collectively, as Exhibit "B" is a photocopy of Plaintiff's Praeclipe for Entry of Judgment by Default and the Statement of Judgment entered by the Clearfield County Prothonotary on October 26, 2004.

5. Since the prayer in Plaintiff's Complaint seeks both declaratory relief under the Pennsylvania Declaratory Judgment Act (42 Pa.C.S.A. §7531 et seq) and relief by way of an Order directing that Plaintiff be authorized to redact and otherwise remove from the real estate records maintained in Clearfield County those three deeds identified in the Complaint, it is necessary that this Honorable Court enter a Final Decree specifying the relief to which Plaintiff is entitled.

WHEREFORE, Plaintiff, Karen L. Starck, Clearfield County Recorder of Deeds, prays that this Honorable Court enter a Final Decree stating the following:

a. that the following deeds recorded in the Office of the Recorder of Deeds of Clearfield County, Pennsylvania to Instrument Numbers 200402660 and 200402261, do not represent valid conveyances of the real estate described therein and that no title passed between the Grantor and Grantee listed in said

deeds;

b. Karen L. Starck, Clearfield County Recorder of Deeds is directed to enter this Order in the real estate records of Clearfield County, Pennsylvania, with the same to be indexed against the names of Defendants, NetMark International Corporation, Dean Roth and William Foley; and

c. Karen L. Starck, Clearfield County Recorder of Deeds, is authorized to redact and/or otherwise remove from the realty records maintained in the Clearfield County Recorder of Deeds' Office those instruments presently recorded as Instrument Number(s) 200402660 and 200402661.

GATES & SEAMAN

By:



Andrew P. Gates, Esquire
Solicitor for Plaintiff,
Karen L. Starck, Clearfield County
Recorder of Deeds

Two North Front Street
P. O. Box 846
Clearfield, PA 16830
(814) 765-1766

Date: October 26, 2004

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

Karen L. Starck

Vs.

No. 2004-00715-CD

**Netmark International Corporation,
Marlene Bruaker a/k/a Marlene Brubaker,
Dean Roth and
William Foley**

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 July 14, 2004, marked:

Settled, Discontinued and Ended as to Marlene Bruaker a/k/a Marlene Brubaker ONLY

Record costs in the sum of \$85.00 have been paid in full by Andrew P. Gates, Esq.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 14th day of July A.D. 2004.



William A. Shaw, Prothonotary

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

KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
:
VS. : No. 04 - 715 - CD
:
NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :
:

PRAECIPE FOR ENTRY OF JUDGMENT BY DEFAULT

TO: WILLIAM A. SHAW, PROTHONOTARY:

Kindly enter Judgment by Default, pursuant to Pennsylvania Rule of Civil Procedure 1511(a) in this equity action against Defendants, NETMARK INTERNATIONAL CORPORATION, DEAN ROTH AND WILLIAM FOLEY, for said Defendants' failure to file an Answer to the Complaint and/or otherwise to plead thereto. The undersigned counsel hereby certifies that notice of intent to file the Praecipe for Entry of Judgment by Default was previously served upon said Defendants in accordance with the requirements of Pennsylvania Rule of Civil Procedure 237.1. Attached hereto and made a part hereof collectively as Exhibits "A", "B" and "C" are copies of the Notices sent to said Defendants along with United States Postal Service Certificates of Mailing (P.S. Form 3817).

Date: 10-26-04



Andrew P. Gates, Esquire
Attorney for Plaintiff, Karen L.
Starck, Clearfield County
Recorder of Deeds

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

KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :

vs. :

NO. 04 - 715 - CD

NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :

TO: NETMARK INTERNATIONAL CORPORATION
3001 North Kings Highway, Suite 291
Myrtle Beach, SC 29577-3000

DATE OF NOTICE: August 27, 2004

NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN 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. Meholic, Court Administrator
CLEARFIELD COUNTY COURTHOUSE
Clearfield, PA 16830
(814) 765-2641, Extension 1303



Andrew P. Gates, Esquire
Attorney for Plaintiff

Two North Front St./P. O. Box 846
Clearfield, PA 16830
(814) 765-1766

U.S. POSTAL SERVICE CERTIFICATE OF MAILING

MAY BE USED FOR DOMESTIC AND INTERNATIONAL MAIL, DOES NOT
PROVIDE FOR INSURANCE—POSTMASTER

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 2 North Front Street
 P.O. Box 846
 Clearfield, PA 16830

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CLEARFIELD, PA
16830
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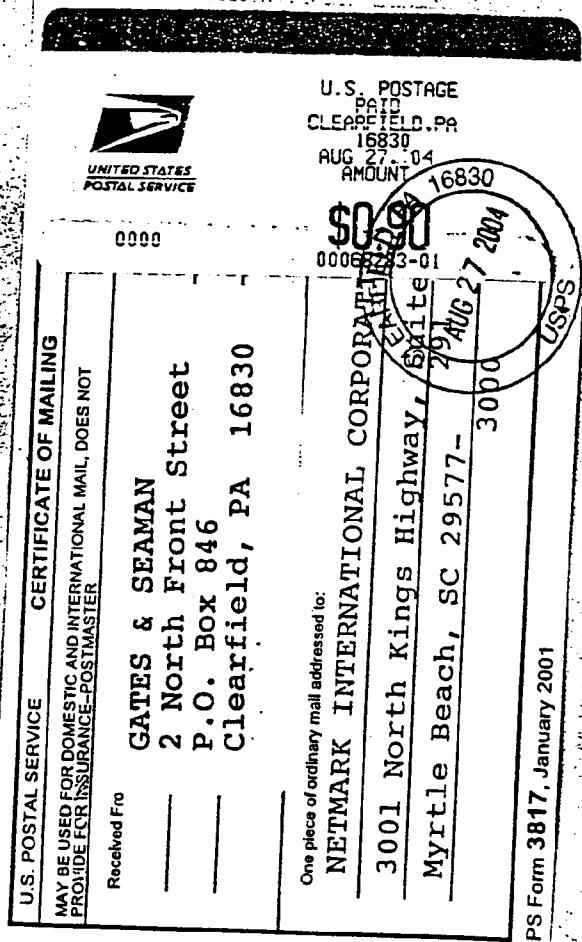
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One piece of ordinary mail addressed to:
NETMARK INTERNATIONAL CORPORATION
3001 North Kings Highway, Suite 200
Myrtle Beach, SC 29577-3000

29 AUG 27 2004

PS Form 3817, January 2001



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

KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
vs. : No. 04 - 715 - CD
NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :

TO: Dean Roth
917 Fanwood Avenue
Westfield, NJ 07090

DATE OF NOTICE: August 27, 2004

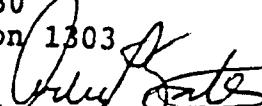
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David S. Meholic, Court Administrator
CLEARFIELD COUNTY COURTHOUSE
Clearfield, PA 16830
(814) 765-2641, Extension 1303


Andrew P. Gates, Esquire
Attorney for Plaintiff

Two North Front St./P. O. Box 846
Clearfield, PA 16830
(814) 765-1766

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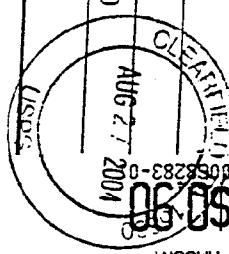
GATES & SEAMAN
2 North Front Street
P.O. Box 846
Clearfield, PA 16830

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One piece of ordinary mail addressed to:

Dean Roth

917 Fanwood Avenue
Westfield, NJ 07090



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CLEARFIELD, PA
07090 AUG 27 2001
0009

PS Form 3817, January 2001

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

KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
vs. :
: No. 04 - 715 - CD

NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :

TO: WILLIAM FOLEY
332 East Manoa Road
Havertown, PA 19083

DATE OF NOTICE: October 14, 2004

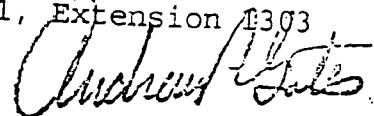
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David S. Meholick, Court Administrator
CLEARFIELD COUNTY COURTHOUSE
Clearfield, PA 16830
(814) 765-2641, Extension 1303



Andrew P. Gates, Esquire
Attorney for Plaintiff.

Two North Front St./P. O. Box 846
Clearfield, PA 16830
(814) 765-1766

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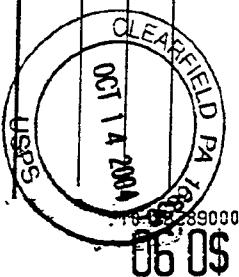
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2 North Front Street
P.O. Box 846
Clearfield, PA 16830

One piece of ordinary mail addressed to:

William Foley
332 East Manoa Road
Havertown, PA 19083



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| Havertown, PA 19083 | | |
| PS Form 3817, January 2001 | | |

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

Karen L. Starck
Plaintiff(s)

No.: 2004-00715-CD

Real Debt: \$

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Netmark International Corporation
Dean Roth
William Foley
Defendant(s)

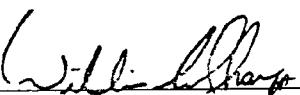
Entry: \$20.00

Instrument: Judgment

Date of Entry: October 26, 2004

Expires: October 26, 2009

Certified from the record this 26th day of October 2004



William A. Shaw, Prothonotary

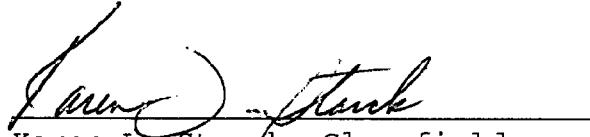
SIGN BELOW FOR SATISFACTION

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

V E R I F I C A T I O N

I, KAREN L. STARCK, Clearfield County Recorder of Deeds, Plaintiff, verify that the statements made in the foregoing Petition are true and correct to the best of my knowledge, information and belief. I, the undersigned, understand that false statements made herein are subject to the penalties of 18 Pa.C.S. §4904 relating to unsworn falsification to authorities.



Karen L. Starck, Clearfield
County Recorder of Deeds,
Plaintiff

Date: 10-27-04

MY COMMISSION EXPIRES
FIRST MONDAY IN JANUARY 2006

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

KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
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vs. : No. 04 - 715 - CD
:
NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :
:

PRAECIPE FOR ENTRY OF JUDGMENT BY DEFAULT

TO: WILLIAM A. SHAW, PROTHONOTARY:

Kindly enter Judgment by Default, pursuant to Pennsylvania Rule of Civil Procedure 1511(a) in this equity action against Defendants, NETMARK INTERNATIONAL CORPORATION, DEAN ROTH AND WILLIAM FOLEY, for said Defendants' failure to file an Answer to the Complaint and/or otherwise to plead thereto. The undersigned counsel hereby certifies that notice of intent to file the Praecipe for Entry of Judgment by Default was previously served upon said Defendants in accordance with the requirements of Pennsylvania Rule of Civil Procedure 237.1. Attached hereto and made a part hereof collectively as Exhibits "A", "B" and "C" are copies of the Notices sent to said Defendants along with United States Postal Service Certificates of Mailing (P.S. Form 3817).

Date: 10/26/04


Andrew P. Gates, Esquire
Attorney for Plaintiff, Karen L.
Starck, Clearfield County
Recorder of Deeds

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

KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
:
vs. : No. 04 - 715 - CD
:

NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :
:

TO: NETMARK INTERNATIONAL CORPORATION
3001 North Kings Highway, Suite 291
Myrtle Beach, SC 29577-3000

DATE OF NOTICE: August 27, 2004

NOTICE

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David S. Meholic, Court Administrator
CLEARFIELD COUNTY COURTHOUSE
Clearfield, PA 16830
(814) 765-2641, Extension 1303


Andrew P. Gates, Esquire
Attorney for Plaintiff

Two North Front St./P. O. Box 846
Clearfield, PA 16830
(814) 765-1766

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P.O. Box 846
Clearfield, PA 16830

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CLEARFIELD, PA
16830
AUG 27 2004
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NETMARK INTERNATIONAL CORPORATION
3001 North Kings Highway, Suite 200
Myrtle Beach, SC 29577-2900
3000

One piece of ordinary mail addressed to:
NETMARK INTERNATIONAL CORPORATION
3001 North Kings Highway, Suite 200
Myrtle Beach, SC 29577-2900
3000

PS Form 3817, January 2001

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
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MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :
:

TO: Dean Roth
917 Fanwood Avenue
Westfield, NJ 07090

DATE OF NOTICE: August 27, 2004

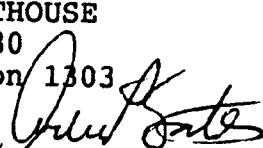
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David S. Meholic, Court Administrator
CLEARFIELD COUNTY COURTHOUSE
Clearfield, PA 16830
(814) 765-2641, Extension 1303


Andrew P. Gates, Esquire
Attorney for Plaintiff

Two North Front St./P. O. Box 846
Clearfield, PA 16830
(814) 765-1766

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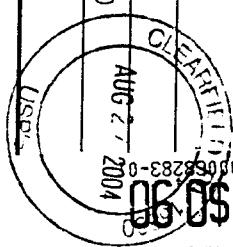
GATES & SEAMAN
2 North Front Street
P.O. Box 846
Clearfield, PA 16830

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One piece of ordinary mail addressed to:

Dean Roth

917 Fanwood Avenue
Westfield, NJ 07090



PS Form 3817, January 2001

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

KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
VS. :
: No. 04 - 715 - CD

NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :
:

TO: WILLIAM FOLEY
332 East Manoa Road
Havertown, PA 19083

DATE OF NOTICE: October 14, 2004

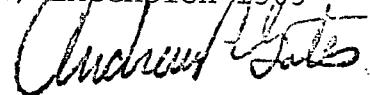
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David S. Meholic, Court Administrator
CLEARFIELD COUNTY COURTHOUSE
Clearfield, PA 16830
(814) 765-2641, Extension 1303



Andrew P. Gates

Andrew P. Gates, Esquire
Attorney for Plaintiff

Two North Front St./P. O. Box 846
Clearfield, PA 16830
(814) 765-1766

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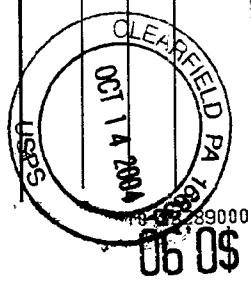
Received From:

GATES & SEAMAN
2 North Front Street
P.O. Box 846
Clearfield, PA 16830

One piece of ordinary mail addressed to:

William Foley
332 East Manoa Road
Havertown, PA 19083

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U.S. POSTAGE
CLEARFIELD, PA
AMOUNT
0CT 14
1904
0000



PS Form 3817, January 2001

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CIVIL DIVISION

KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
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vs. : No. 04 - 715 - CD
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NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :
:

TO: NETMARK INTERNATIONAL CORPORATION
3001 North Kings Highway, Suite 291
Myrtle Beach, SC 29577-3000

Notice is given that a JUDGMENT in the above captioned
matter has been entered against you on _____, 2004.

William A. Shaw, Prothonotary

By: _____
Deputy

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

KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
:
vs. : No. 04 - 715 - CD
:
NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :
:

TO: DEAN ROTH
917 Fanwood Avenue
Westfield, NJ 07090

Notice is given that a JUDGMENT in the above captioned
matter has been entered against you on _____, 2004.

William A. Shaw, Prothonotary

By: _____
Deputy

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

KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
:
VS. : No. 04 - 715 - CD
:
NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :
:

TO: WILLIAM FOLEY
332 East Manoa Road
Havertown, PA 19083

Notice is given that a JUDGMENT in the above captioned
matter has been entered against you on _____, 2004.

William A. Shaw, Prothonotary

By: _____
Deputy

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

Karen L. Starck

Plaintiff(s)

No.: 2004-00715-CD

Real Debt: \$

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Netmark International Corporation

Entry: \$20.00

Marlene Brubaker

Dean Roth

William Foley

Defendant(s)

Instrument: Judgment

Date of Entry: October 26, 2004

Expires: October 26, 2009

Certified from the record this 26th day of October 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

66K
NO
(C)

0101862
SEP 30 2004

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

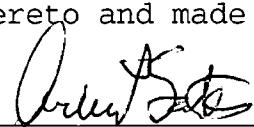
KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
:
vs. : No. 04 - 715 - CD
:
NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :
:

AFFIDAVIT OF SERVICE

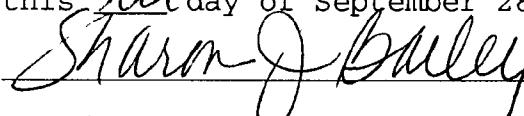
I, Andrew P. Gates, Esquire, Attorney for Plaintiff, hereby certify that service was made upon Defendant, William Foley, by mailing said Defendant a certified true and correct copy of the Reinstated Complaint by Certified Mail, No. 7002 3150 0000 7861 4286, Return Receipt Requested, Restricted Delivery, Addressee Only, on September 7, 2004 at his mailing address as indicated in the Reinstated Complaint, and that said Defendant did receive service on September 22, 2004 of the Reinstated Complaint sent by Certified Mail as evidenced by his signed receipt which is attached hereto as Exhibit "A".

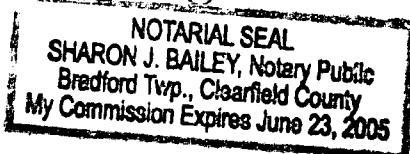
Service was also made upon Defendant, William Foley, by mailing said Defendant a certified true and correct copy of the Reinstated Complaint by First Class U. S. Mail, Postage prepaid, on September 7, 2004 at his mailing address as indicated in the Reinstated Complaint. As of the date of this Affidavit, said mailing has not been returned by the U. S. Postal Service.

Service has now been effectuated upon Defendant, William Foley, in accordance with the Court's Order of September 3, 2004, a conformed copy of which is attached hereto and made a part hereof as Exhibit "B".


Andrew P. Gates, Esquire

Sworn to and subscribed before me
this 28 day of September 28, 2004.





SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

William Foley
332 East Manoa Road
Havertown, PA 19083

COMPLETE THIS SECTION ON DELIVERY

A. Signature



Agent
 Addressee

B. Received by / Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? YesIf YES, enter delivery address below: No

3. Service Type

Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number

(Transfer from service label)

7002 3150 0000 7861 4286

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

KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
vs. : : No. 04 - 715 - CD
NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :
:

ORDER

AND NOW, this 3rd day of September, 2004, upon
consideration of Plaintiff's Motion for Special Order to serve
the Complaint, IT IS HEREBY ADJUDGED AND DECREED that service
of Plaintiff's Complaint is to be served upon Defendant, William
Foley, by Plaintiff's counsel by mailing a certified copy of
said Complaint by both Certified Mail, Return Receipt
Requested, Restricted Delivery, Deliver to Addressee Only, and
by First Class U. S. Mail, postage prepaid to said Defendant at
the following address:

William Foley
332 East Manoa Road
Havertown, PA 19083

Upon effectuating service, Plaintiff's counsel shall
file an Affidavit of Service indicating the date said service
was made. Should said Defendant not claim the certified mail
sent by Plaintiff's Solicitor, service shall be deemed
effectuated as of fifteen (15) days after mailing, provided the
regular mail is not returned by the U. S. Postal Service.

BY THE COURT:

/s/ Fredric J. Ammerman

I hereby certify this to be a true
and attested copy of the original
and correct record of this case.
S. J. Ammerman, Judge

Judge

SEP 03 2004

Attest:

Fredric J. Ammerman
Clerk of Courts

EXHIBIT "B"

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

KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
:
vs. : No. 04 -715- CD
:
NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :
:

PRAECIPE TO REINSTATE COMPLAINT

TO WILLIAM A. SHAW, PROTHONOTARY OF CLEARFIELD COUNTY:

Please reinstate the Complaint filed in this matter.

GATES & SEAMAN


Andrew P. Gates, Esquire
Attorney for Plaintiff

Date: September 3, 2004

66K
O 11:34 AM 26 9.02
D Reinstated complaint
to attorney
SEP 07 2004

William A. Shaw
Prothonotary

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

FILED 1cc
01/10/4384 Atty Gates
SEP 03 2004

William A. Shaw
Prothonotary/Clerk of Courts

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

KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
: vs. : No. 04 - 715 - CD
: :
NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :
:

MOTION FOR SPECIAL ORDER FOR SERVICE OF COMPLAINT

NOW COMES, Plaintiff, Karen L. Starck, Clearfield
County Recorder of Deeds, by her Solicitor, Andrew P. Gates,
Esquire, and moves this Court for a special order for service
pursuant to Pa. R.C.P. §430 and in support thereof, avers the
following:

1. Plaintiff initiated the above-captioned action by
filing her Complaint in Equity with the Prothonotary on May 20,
2004.

2. With the exception of Defendant, William Foley,
all other Defendants have been served with a certified copy of
the Complaint in accordance with the Pennsylvania Rules of
Civil Procedure.

3. Service of the Complaint was attempted upon
Defendant, William Foley, by the Sheriff's Office of Delaware
County, Pennsylvania, (which was deputized to do so by the
Clearfield County Sheriff), and despite several attempts,
service could not be effectuated upon said Defendant since the
front storm door of the residence which Plaintiff believes is
Defendant's residence was locked from the inside. Attached
hereto and made a part hereof as Exhibit "A" is a photocopy of

the Clearfield County Sheriff's Return which has attached thereto a copy of the Deputation of the Delaware County Sheriff which contains thereon notes pertaining to the attempted service of Defendant, William Foley.

4. The only address Plaintiff has for Defendant, William Foley, is 332 East Manoa Road, Havertown, PA 19083 which is the address appearing on the first page of the Deed and also in the Certificate of Residence section of the Deed dated December 17, 2003 and appearing of record as Clearfield County Instrument No. 200402661.

5. Plaintiff, through the office of her Solicitor, Andrew P. Gates, Esquire, has attempted to verify the address of said Defendant and/or to ascertain another address for Defendant, William Foley, but despite attempts to ascertain another address (which are set forth on the Affidavit which is attached hereto and made a part hereof as Exhibit "B"), Plaintiff has been unable to locate any other address for Defendant, William Foley, other than 332 East Manoa Road, Havertown, PA 19083.

6. In light of the fact the Delaware County Sheriff's Office was unable to serve Defendant, William Foley, and considering the office of Plaintiff's Solicitor has been unable to ascertain any other address for said Defendant or his whereabouts, Plaintiff moves for a Special Order that said Defendant be served by both Certified Mail, Return Receipt Requested, postage prepaid, restricted delivery, addressee only, and by first class regular U.S. mail, postage prepaid, at

the same address where service was attempted by the Delaware County Sheriff's Office.

WHEREFORE, Plaintiff seeks Special Order from this Honorable Court pursuant to Pa.R.C.P. §430 to be able to serve a certified copy of the Complaint upon Defendant, William Foley, by both Certified Mail and regular U. S. Mail, as aforesaid, to be mailed to the following address:

William Foley
332 East Manoa Road
Havertown, PA 19083

Respectfully submitted,

GATES & SEAMAN
By:



Andrew P. Gates, Esquire
Attorney for Plaintiff,
Karen L. Starck, Clearfield
County Recorder of Deeds

Date: September 3, 2004

Two North Front Street
P. O. Box 846
Clearfield, PA 16830
(814) 765-1766

In The Court of Common Pleas of Clearfield County, Pennsylvania

STARCK, KAREN L. Clearfield County Recorder of Deeds
VS.
NETMARK INTERNATIONAL CORPORATION a/
COMPLAINT IN EQUITY

Sheriff Docket # 15625

04-715-CD

COPY

SHERIFF RETURNS

NOW MAY 24, 2004 JOHN GREEN, SHERIFF OF PHILADELPHIA WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN COMPLAINT IN EQUITY ON MARLENE BRUAKER a/k/a MARLENE BRUBAKER, DEFENDANT.

NOW JUNE 14, 2004 SERVED THE WITHIN COMPLAINT IN EQUITY ON MARLENE BRUAKER A/K/A MARLENE BRUBAKER, DEFENDANT BY DEPUTIZING THE SHERIFF OF PHILADELPHIA. THE RETURN OF SHERIFF GREEN IS HERETO ATTACHED AND MADE A PART OF THIS RETURN STATING THAT HE SERVED BOB STOKES, HUSBAND.

NOW MAY 24, 2004, JOSEPH McGINN, SHERIFF OF DELAWARE COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN COMPLAINT IN EQUITY ON WILLIAM FOLEY, DEFENDANT.

NOW JUNE 16, 2004 ATTEMPTED TO SERVE THE WITHIN COMPLAINT IN EQUITY ON WILLIAM FOLEY, DEFENDANT BY DEPUTIZING THE SHERIFF OF DELAWARE COUNTY. THE RETURN OF SHEIFF McGINN IS HERETO ATTACHED AND MADE A PART OF THIS RETURN MARKED "NO ANSWER", MADE SEVERAL ATTEMPTS, VEHICLE IN DRIVEWAY, FRONT STORM DOOR LOCKED FROM INSIDE.

Return Costs

| Cost | Description |
|--------|---|
| 42.60 | SHERIFF HAWKINS PAID BY: ATTY CK# 33979 |
| 20.00 | SURCHARGE PAID BY: ATTY CK# 33980 |
| 116.00 | PHILADELPHIA CO. SHFF. PAID BY: ATTY. |
| 36.40 | DELAWARE CO. SHFF. PAID BY; ATTY. |

Sworn to Before Me This

So Answers,

____ Day Of _____ 2004



Chester A. Hawkins
Sheriff

AFFIDAVIT OF SERVICE

Plaintiff: Karen L StarekCourt Name: CPSheriff No. 29220

CP

vs.

Defendant: Marlene BrubakerCounty Name: ClearfieldCase No. 04-715

COMMONWEALTH OF PENNSYLVANIA : SS: COUNTY OF PHILADELPHIA

That on 6-14-04 at 9:20 a.m./p.m. service of (documents)was made upon (defendant) Marlene Brubaker

by serving to and leaving with: (name of defendant or person served and relationship and/or title):

Bob Stokes - Husbandat: (address) 5005 Worth St. in the City and County of Philadelphia,

Commonwealth of Pennsylvania.

NOT FOUND:

That on _____ at _____ a.m./p.m. service was not made because:

moved _____ no answer _____ expired _____ unknown _____ vacant

other _____

Process Server

Swn to and Subscribed to before me this
14 day of JUNE, 2004Melissa H. Kaplan

NOTARIAL SEAL

MELISSA H. KAPLAN, Notary Public
City of Philadelphia, Phila. County
My Commission Expires March 29 2008

Sheriff, Philadelphia County

John Greene



Hand: 1000

**Sheriff's Office
Clearfield County**

15045
OFFICE (814) 765-2641 EXT. 5986
AFTER 4:00 P.M. (814) 765-1533
FAX (814) 765-5915

COPY

MC P 5-27-0

CHESTER A. HAWKINS
SHERIFF

**COURTHOUSE
1 NORTH SECOND STREET, SUITE 116
CLEARFIELD, PENNSYLVANIA 16830**

ROBERT SNYDER
CHIEF DEPUTY

MARILYN HAMM
DEPT. CLERK

CYNTHIA AUGHENBAUGH
OFFICE MANAGER

PETER F. SMITH
SOLICITOR

DEPUTATION

5/20/04 1 COPY
NW# 67252 3640P

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
PAGE 15625

KAREN L. STARCK, Clfd. Co. Recorder
of Deeds

TERM & NO. 04-715-CD

VS

DOCUMENT TO BE SERVED:

COMPLAINT IN EQUITY

NETMARK INTERNATIONAL CORP. AL

SERVE BY: 06/19/2004

MAKE REFUND PAYABLE TO: GATES & SEAMAN, ESQ.

SERVE: WILLIAM FOLEY

ADDRESS: 332 EAST MANOA ROAD, HAVERTOWN, PA. 19083

Know all men by these presents, that I, CHESTER A. HAWKINS, HIGH SHERIFF of CLEARFIELD COUNTY, State of Pennsylvania, do hereby depelize the SHERIFF OF DELAWARE COUNTY, Pennsylvania to execute this writ. This Deputation being made at the request and risk of the Plaintiff this 24th Day of

MAY 2004

Respectfully,

1000 AM
MADE SEVERAL ATTEMPTS
TO QUIT VEHICLE IN
DRIVEWAY FRONT STATION
DOOR LANCES FROM INSIDE
ADMITTED

Sworn to and subscribed before me
this 17 day of June 2004

Notarial Seal
SHERI L. ZUPPO, Notary Public
Media Boro., Delaware County
My Commission Expires August 24, 2005

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

KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
:
vs. : No. 04 - 715 - CD
:
NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :
:

AFFIDAVIT

I, Sharon J. Bailey, an adult individual, of the Village of Bigler, Bradford Township, Clearfield County, Pennsylvania, do hereby depose and state the following relative to my attempts to locate another address or the whereabouts of Defendant, William Foley:

1. On August 27, 2004, I contacted Directory Assistance by dialing 411 and there was no address available through that directory assistance in Havertown, Pennsylvania for William Foley or a telephone listing.

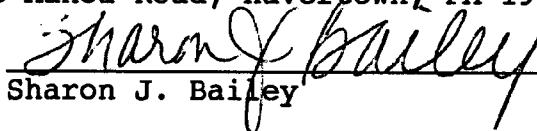
2. I also called Directory Assistance by calling 1-(610) 555-1212 and was advised there was no listing in Havertown, Pennsylvania for William Foley. However, there was a Leo P. Foley listed with the address of 332 East Manoa Road, Havertown, PA 19083.

3. I also called the Delaware County Voter Registration Office and was advised that there was a William Foley registered to vote and their records showed an address of 332 East Manoa Road, Havertown, PA 19083.

4. I also called the Delaware County Assessment Office and they advised that they had no real estate assessment in the name of William Foley. However, they did have a Leo Foley as the assessed owner of a residential property situate at 332 East Manoa Road, Havertown, PA 19083.

5. I called the U. S. Post Office in Havertown, PA and was advised they could not give me information pertaining to a mailing address for William Foley since privacy laws prohibit any such disclosure.

6. Other than the above, I made no other attempts or have any other information pertaining to an address or present whereabouts for William Foley other than 332 East Manoa Road, Havertown, PA 19083.



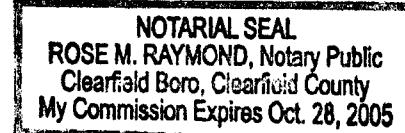
Sharon J. Bailey

Sworn to and subscribed before me
this 3rd day of September, 2004



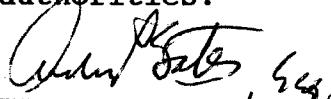
Rose M. Raymond

EXHIBIT "B"

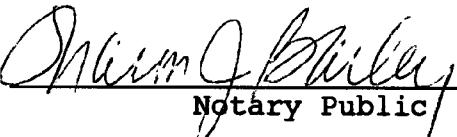


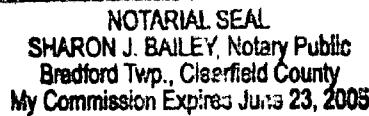
VERIFICATION

The undersigned verifies that he is authorized to make verification as Solicitor for Plaintiff, Karen L. Starck, Clearfield County Recorder of Deeds, and that the statements made herein are true and correct to the best of his knowledge, information and belief. He understands that false statements made herein are subject to penalties of 18 Pa.C.S. §4904, related to unsworn falsification to authorities.


Andrew P. Gates, Esquire
Attorney for Plaintiff,
Karen L. Starck, Clearfield
County Recorder of Deeds

Sworn to and subscribed before
me this 3rd day of September, 2004.


Sharon J. Bailey
Notary Public



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

KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
: vs. : : No. 04 - 715 - CD
NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :
:

ORDER

AND NOW, this 3rd day of September, 2004, upon
consideration of Plaintiff's Motion for Special Order to serve
the Complaint, IT IS HEREBY ADJUDGED AND DECREED that service
of Plaintiff's Complaint is to be served upon Defendant, William
Foley, by Plaintiff's counsel by mailing a certified copy of
said Complaint by both Certified Mail, Return Receipt
Requested, Restricted Delivery, Deliver to Addressee Only, and
by First Class U. S. Mail, postage prepaid to said Defendant at
the following address:

William Foley
332 East Manoa Road
Havertown, PA 19083

Upon effectuating service, Plaintiff's counsel shall
file an Affidavit of Service indicating the date said service
was made. Should said Defendant not claim the certified mail
sent by Plaintiff's Solicitor, service shall be deemed
effectuated as of fifteen (15) days after mailing, provided the
regular mail is not returned by the U. S. Postal Service.

BY THE COURT:



Judge

FILED
01/04/2004
SEP 03 2004
Att Goyes

William A. Straw
Prothonotary Clerk of Courts

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNA.
No. 04-715-CD
Civil Action - Law

KAREN L. STARCK, Clearfield
County Recorder of Deeds,
Plaintiff

-vs-

NETMARK INTERNATIONAL
CORPORATION, MARLENE BRUAKER,
a/k/a MARLENE BRUBAKER,
DEAN ROTH and WILLIAM FOLEY,
Defendants

MOTION FOR SPECIAL ORDER FOR
SERVICE OF COMPLAINT

FILED

SCP 03 2004

LAW OFFICES
GATES & SEAMAN
2 NORTH FRONT STREET
P.O. BOX 846
CLEARFIELD, PA. 16830

In The Court of Common Pleas of Clearfield County, Pennsylvania

STARCK, KAREN L. Clearfield County Recorder of Deeds

VS.

NETMARK INTERNATIONAL CORPORATION a/

COMPLAINT IN EQUITY

Sheriff Docket #

15625

04-715-CD

SHERIFF RETURNS

NOW MAY 24, 2004 JOHN GREEN, SHERIFF OF PHILADELPHIA WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN COMPLAINT IN EQUITY ON MARLENE BRUAKER a/k/a MARLENE BRUBAKER, DEFENDANT.

NOW JUNE 14, 2004 SERVED THE WITHIN COMPLAINT IN EQUITY ON MARLENE BRUAKER A/K/A MARLENE BRUBAKER, DEFENDANT BY DEPUTIZING THE SHERIFF OF PHILADELPHIA. THE RETURN OF SHERIFF GREEN IS HERETO ATTACHED AND MADE A PART OF THIS RETURN STATING THAT HE SERVED BOB STOKES, HUSBAND.

NOW MAY 24, 2004, JOSEPH McGINN, SHERIFF OF DELAWARE COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN COMPLAINT IN EQUITY ON WILLIAM FOLEY, DEFENDANT.

NOW JUNE 16, 2004 ATTEMPTED TO SERVE THE WITHIN COMPLAINT IN EQUITY ON WILLIAM FOLEY, DEFENDANT BY DEPUTIZING THE SHERIFF OF DELAWARE COUNTY. THE RETURN OF SHEIFF McGINN IS HERETO ATTACHED AND MADE A PART OF THIS RETURN MARKED "NO ANSWER", MADE SEVERAL ATTEMPTS, VEHICLE IN DRIVEWAY, FRONT STORM DOOR LOCKED FROM INSIDE.

Return Costs

| Cost | Description |
|--------|---|
| 42.60 | SHERIFF HAWKINS PAID BY: ATTY CK# 33979 |
| 20.00 | SURCHARGE PAID BY: ATTY CK# 33980 |
| 116.00 | PHILADELPHIA CO. SHFF. PAID BY: ATTY. |
| 36.40 | DELAWARE CO. SHFF. PAID BY; ATTY. |

Sworn to Before Me This

2nd Day Of August 2004
William A. Shaw

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

So Answers,

Chester Hawkins
My Marley Hawk
Chester A. Hawkins
Sheriff

FILED

013:00:61
AUG 02 2004

WAS
William A. Shaw
Prothonotary/Clerk of Courts

Sheriff's No. 29220

AFFIDAVIT OF SERVICE

Plaintiff: Karen L StarkCourt Name: CP

vs.

Defendant: Marlene BrubakerCounty Name: ClearfieldCase No. 04715

COMMONWEALTH OF PENNSYLVANIA : SS: COUNTY OF PHILADELPHIA

That on 6-14-04 at 9:20 a.m./p.m. service of (documents) _____was made upon (defendant) Marlene Brubaker

by serving to and leaving with: (name of defendant or person served and relationship and/or title):

Bob Stokes - Husbandat: (address) 5005 Worth St. in the City and County of Philadelphia,

Commonwealth of Pennsylvania.

NOT FOUND:

That on _____ at _____ a.m./p.m. service was not made because:

_____ moved _____ no answer _____ expired _____ unknown _____ vacant

other _____

R. R. Stein

Process Server

Sworn to and Subscribed to before me this
17 day of June, 2004Melissa H. Kaplan

NOTARY PUBLIC
NOTARIAL SEAL

| |
|--------------------------------------|
| MELISSA H KAPLAN NO. 52-2004 |
| City of Philadelphia, Pa. 52-2004 |
| My Commission Expires March 26, 2005 |

John Greene
Sheriff, Philadelphia County



CHESTER A. HAWKINS
SHERIFF

29720
Sheriff's Office
Clearfield County

OFFICE (814) 765-2641 EXT. 5986
AFTER 4:00 P.M. (814) 765-1533
FAX (814) 765-5915

COURTHOUSE
1 NORTH SECOND STREET, SUITE 116
CLEARFIELD, PENNSYLVANIA 16830

ROBERT SNYDER
CHIEF DEPUTY

MARILYN HAMM
DEPT. CLERK

CYNTHIA AUGHENBAUGH
OFFICE MANAGER

PETER F. SMITH
SOLICITOR

DEPUTATION

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
PAGE 15625

KAREN L. STARCK, Clfd. Co. Recorder
of Deeds

TERM & NO. 04-715-CD

VS

DOCUMENT TO BE SERVED:

COMPLAINT IN EQUITY

NETMARK INTERNATIONAL CORP. AL

SERVE BY: 06/19/2004

MAKE REFUND PAYABLE TO: GATES & SEAMAN, ESQ.

SERVE: MARLENE BRUAKER a/k/a MARLENE BRUBAKER

ADDRESS: 5005 WORTH ST., PHILADELPHIA, PA.19124

Know all men by these presents, that I, CHESTER A. HAWKINS, HIGH SHERIFF of CLEARFIELD COUNTY, State of Pennsylvania, do hereby depose the SHERIFF OF PHILADELPHIA COUNTY, Pennsylvania to execute this writ. This Deposition being made at the request and risk of the Plaintiff this 24th Day of MAY 2004

Respectfully,

A handwritten signature in black ink, appearing to read "Chester A. Hawkins".

CHESTER A. HAWKINS,
SHERIFF OF CLEARFIELD COUNTY

| CASH RECEIPT APPEARANCE DOCKET | | OFFICE OF THE SHERIFF CITY AND COUNTY OF PHILADELPHIA | | BOOK | |
|---|-------|--|--------------------|------------|--------|
| | | | | SERIAL NO. | |
| No. F 30010 | COURT | TERM | PROTH. NO. | | |
| VS | | | | | |
| IN PAYMENT OF THE FOLLOWING ITEMS | | | | | |
| FEES | CODE | AMOUNT | DEPOSITS AND COSTS | CODE | AMOUNT |
| Sheriff's Fee | 311 | | Advertising | 331 | |
| Registered Mail | 311 | | Deputized Service | 332 | |
| | | | State Fee | 335 | |
| Mileage | 312 | | Affidavit | 339 | |
| | | | Other Costs | 340 | |
| TOTAL | | | | 301 | |
| ATTORNEY | | APPEARANCE CLERK | | | |



CHESTER A. HAWKINS
SHERIFF

Sheriff's Office Clearfield County

COURTHOUSE
1 NORTH SECOND STREET, SUITE 116
CLEARFIELD, PENNSYLVANIA 16830

OFFICE (814) 765-2641 EXT. 5986
AFTER 4:00 P.M. (814) 765-1533
FAX (814) 765-5915

15625
1705-27-04

ROBERT SNYDER
CHIEF DEPUTY

CYNTHIA AUGHENBAUGH
OFFICE MANAGER

MARILYN HAMM
DEPT. CLERK

PETER F. SMITH
SOLICITOR

DEPUTATION

5/20/04 1 WRY
15625 67252 3640Pj

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

PAGE 15625

KAREN L. STARCK, Clfd. Co. Recorder
of Deeds

TERM & NO. 04-715-CD

VS

DOCUMENT TO BE SERVED:

COMPLAINT IN EQUITY

NETMARK INTERNATIONAL CORP. AL

SERVE BY: 06/19/2004

MAKE REFUND PAYABLE TO: GATES & SEAMAN, ESQ.

SERVE: WILLIAM FOLEY

ADDRESS: 332 EAST MANOA ROAD, HAVERSTOWN, PA. 19083

Know all men by these presents, that I, CHESTER A. HAWKINS, HIGH SHERIFF of CLEARFIELD COUNTY, State of Pennsylvania, do hereby depose the SHERIFF OF DELAWARE COUNTY, Pennsylvania to execute this writ. This Deposition being made at the request and risk of the Plaintiff this 24th Day of

MAY 2004

Respectfully,

Sworn to and subscribed before me
this 17 day of June 2004

CHESTER A. HAWKINS,
SHERIFF OF CLEARFIELD COUNTY

NOTARIAL SEA.
SHERI L. ZUPPO Notary Public
Media Boro, Delaware County
My Commission Expires August 26, 2005

ADM 15625
ADM 15625



SHERIFF OF DELAWARE COUNTY
MEDIA, PENNSYLVANIA 19063

JOSEPH F. McGINN
Sheriff

PHONE (610) 891-4296 FACSIMILE (610) 891-1765

WILLIAM C. KELLY
Chief Deputy

Invoice Number: SMITHJ-67252

Date Filed: May 26, 2004

Attorney: GATES & SEAMAN

Court Term & No.: OC04-715

Plaintiff: KAREN STARCK

Defendant: NETMARK INT'L/ FOLEY

Case Type: CIVIL -- Complaint

Comments:

CLEARFIELD CO

Special Instructions

Check No./Cash: 33982

| Account | Amount |
|--------------------|----------------|
| County Account | \$25.50 |
| Mileage | \$8.90 |
| Affidavits Account | \$2.00 |
| Total | \$36.40 |

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

KAREN L. STARCK,, : No. 04 - 715 - EQU
Clearfield County :
Recorder of Deeds, :
Plaintiff :
vs. :
NETMARK INTERNATIONAL :
CORPORATION, MARLENE :
BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and :
WILLIAM FOLEY, Defendants: :
: Counsel of Record for this Party
: Andrew P. Gates, Esquire
: Supreme Court No.: 36604
: GATES & SEAMAN
: Attorneys at law
: Two North Front Street
: P. O. Box 846
: Clearfield, Pennsylvania 16830
: (814) 765-1766

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

MAY 20 2004

Attest,

William L. Shaw
Prothonotary/
Clerk of Courts

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

KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
:
vs. : No. 04 - - EQU
:
NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :
:

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, 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 Court House
Clearfield, PA 16830
(814) 765-2641, Ext. 1303

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

KAREN L. STARCK, Clearfield County
Recorder of Deeds, Plaintiff

vs.

No. 04 - - EQU

NETMARK INTERNATIONAL CORPORATION,
MARLENE BRUAKER, a/k/a MARLENE
BRUBAKER, DEAN ROTH and WILLIAM
FOLEY, Defendants

COMPLAINT IN EQUITY

NOW COMES, Plaintiff, KAREN L. STARCK, Clearfield
County Recorder of Deeds, by her Solicitor, Andrew P. Gates,
Esquire, whereby she prays that this Honorable Court grant her
request for both Declaratory and Injunctive Relief in
connection with three deeds recorded in her office on February
23, 2004, and in support thereof, avers the following:

1. Plaintiff is Karen L. Starck, the duly-elected
Clearfield County Recorder of Deeds, whose office is situate in
the Clearfield County Courthouse, Suite 103, 1 North Second
Street, Clearfield (Clearfield County), Pennsylvania, with a
mailing address of P. O. Box 361, Clearfield, PA 16830.

2. Defendant, NetMark International Corporation, is
believed to be a corporation organized and existing under the
laws of the State of South Carolina, having an office at 3001
North Kings Highway, Suite 291, Myrtle Beach, South Carolina
29577-3000.

3. Defendant, Marlene Bruaker, a/k/a Marlene
Brubaker, is believed to be an adult individual whose last

known address is 5005 Worth Street, Philadelphia, PA 19124.

4. Defendant, Dean Roth, is believed to be an adult individual whose last known address is 917 Fanwood Avenue, Westfield, NJ 07090.

5. Defendant, William Foley, is believed to be an adult individual whose last known address is 332 East Manoa Road, Havertown, PA 19083.

6. As part of her duties as Recorder of Deeds of Clearfield County, Plaintiff is required to record properly prepared, executed and acknowledged deeds that are submitted to her for recording in the real estate records of Clearfield County, Pennsylvania.

7. Pursuant to various statutory authorizations, Plaintiff is authorized and directed to collect filing fees in conjunction with the recording of said deeds, with said monies to be used to subsidize the day-to-day operations of her office.

8. Plaintiff likewise has the responsibility to collect and submit to the Pennsylvania Department of Revenue and the municipalities and school districts involved, the Pennsylvania Realty Transfer Tax imposed on any real estate conveyance recorded in the Office of the Recorder of Deeds of Clearfield County, Pennsylvania.

9. On February 23, 2004, Plaintiff received by mail from Defendant, NetMark International Corporation, three (3)

deeds with the direction that said deeds be recorded in the Office of the Recorder of Deeds of Clearfield County, Pennsylvania.

10. Accompanying said deeds were three checks written on a bank account in the name of Defendant, NetMark International Corporation, with The Conway National Bank of Myrtle Beach, South Carolina, with the amount of each check supposedly being for the requisite deed filing fee and Pennsylvania Realty Transfer Tax.

11. The deeds in question were recorded in the Office of the Recorder of Deeds of Clearfield County, Pennsylvania, on February 23, 2004 with said deeds being identified as follows:

a. NetMark International Corporation (Grantor) to Marlene Bruaker (Grantee), recorded as Clearfield County Instrument Number 200402667;

b. NetMark International Corporation (Grantor) to Dean Roth (Grantee), recorded as Clearfield County Instrument Number 200402660; and

c. NetMark International Corporation (Grantor) to William Foley (Grantee), recorded as Clearfield County Instrument Number 200402261.

Attached hereto and made a part hereof as Exhibits "A", "B" and "C" are true and correct copies of the three (3) recorded deeds referenced in this paragraph.

12. In accordance with the policy of her office, the checks submitted by Defendant, NetMark International Corporation, were immediately deposited in the general account of the Clearfield County Recorder of Deeds' Office at Clearfield Bank & Trust Company; however, each of the three (3) checks in question were ultimately returned to Plaintiff as containing insufficient funds. Attached hereto and made a part hereof as Exhibits "D", "E" and "F" are copies of the checks submitted by Defendant, NetMark International Corporation, which were returned to Plaintiff marked "insufficient funds".

13. Despite making several phone calls to Defendant, NetMark International Corporation, and having her Solicitor write to Defendant, NetMark International Corporation, stressing the immediate need to have said recording fees and realty transfer tax paid, to the date of filing of this Complaint, no such monies have been received from Defendant, NetMark International Corporation.

COUNT I

14. Plaintiff incorporates by reference Paragraphs 1 through 13 hereof as though fully set forth herein.

15. Since this matter involves the validity of the recording of the aforementioned deeds, when the parties submitting said deeds for recording failed to pay the requisite filing fees and Pennsylvania Realty Transfer Tax, the Court has authority to determine the validity of the recording of the

aforementioned instruments and may otherwise enter a declaratory remedy setting forth the status of the parties and said recorded instruments as this Court is authorized to do under the Declaratory Judgment Act (42 Pa.C.S.A. §7531 et seq.).

WHEREFORE, Plaintiff, Karen L. Starck, Clearfield County Recorder of Deeds, respectfully requests that this Honorable Court enter an order:

a. declaring the deeds recorded to Clearfield County Instrument Numbers 200402667, 200402661 and 200402660 do not represent valid conveyances of the real estate described therein and that no title passed between the Grantor and Grantee listed in said deeds; and

b. the Clearfield County Recorder of Deeds is directed to enter the requested Order in the real estate records of Clearfield County, Pennsylvania, with the same to be indexed against the names of all Defendants.

COUNT II

16. Plaintiff incorporates by reference Paragraphs 1 through 15 hereof as though the same were set forth fully herein.

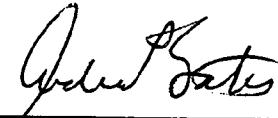
17. Plaintiff, Karen L. Starck, Clearfield County Recorder of Deeds, prays this Honorable Court enter an Order decreeing that the deeds recorded to Clearfield County Instrument Numbers 200402267, 200402661 and 200402660, on

February 23, 2004, are to be redacted and/or otherwise removed from the realty records maintained by the Plaintiff's Office.

WHEREFORE, Plaintiff, Karen L. Starck, Clearfield County Recorder of Deeds, respectfully requests that this Court enter an Order:

- a. authorizing Plaintiff to redact and/or otherwise remove from the realty records maintained by the Clearfield County Recorder of Deeds' Office, those instruments presently recorded therein as Instrument Number(s) 200402667, 200402661 and 200402660; and
- b. such other and further relief as may be appropriate.

GATES & SEAMAN



Andrew P. Gates, Esquire
Solicitor for Plaintiff
Karen L. Starck, Clearfield
County Recorder of Deeds

Date: May 20, 2004

Two North Front Street
P. O. Box 846
Clearfield, PA 16830
(814) 765-1766

CLEARFIELD COUNTY RECORDER OF DEEDS

Karen L. Starck, Recorder
Maurene Inlow - Chief Deputy
P.O. Box 361
1 North Second Street, Suite 103
Clearfield, Pennsylvania 16830

***RETURN DOCUMENT TO:**

NETMARK INTERNATIONAL CORPORATION

Instrument Number - 200402667
Recorded On 2/23/2004 At 2:35:55 PM

*Instrument Type - DEED

* Total Pages - 3

Invoice Number - 106150

* Grantor - NETMARK INTERNATIONAL CORPORATION

* Grantee - BRUBAKER, MARLENE

* Customer - NETMARK INTERNATIONAL CORPORATION

*** FEES**

| | |
|-------------------------|---------|
| RECORDING FEES - | \$13.00 |
| RECORDER | |
| COUNTY IMPROVEMENT FUND | \$2.00 |
| RECORDER IMPROVEMENT | \$3.00 |
| FUND | |
| JCS/ACCESS TO JUSTICE | \$10.00 |
| STATE TRANSFER TAX | \$29.28 |
| STATE WRIT TAX | \$0.50 |
| SANDY TOWNSHIP | \$14.64 |
| DUBOIS AREA SCHOOLS | \$14.64 |
| TOTAL | \$87.06 |

AFFIDAVIT NO. 37261

I hereby CERTIFY that this document
is recorded in the Recorder's Office of
Clearfield County, Pennsylvania.



Karen L. Starck

Karen L. Starck
Recorder of Deeds

THIS IS A CERTIFICATION PAGE

Do Not Detach

THIS PAGE IS NOW PART OF THIS LEGAL DOCUMENT

* - Information denoted by an asterisk may change during the verification process and may not be reflected on this page.

EXHIBIT "A" - 3 pages

This instrument is prepared by:
NetMark International Corporation
3001 N. Kings Hwy. Ste. 291
Myrtle Beach, SC 29577

THIS DEED

MADE the 14th day of January in the year 2004

BETWEEN: NETMARK INTERNATIONAL CORPORATION

OF: 3001 N. Kings Hwy. Ste. 291, Myrtle Beach, SC 29577 hereinafter called the GRANTORS, parties of the first part;

And Marlene Bruaker

OF: 5005 Worth Street, Philadelphia, PA 19124 herein called the GRANTEE, party of the second part.

WITNESSETH, That in consideration of Six Hundred and sixty and 00/100 dollars (\$660.00), in hand paid, the receipt whereof is hereby grant, convey, assign, transfer, set over and deliver unto the Grantee.

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

Tax Map ID#
C02-14C-00657-00-21

Lot No. 657 Section No. 14C "Haiti" in TREASURE LAKE SUBDIVISION in Sandy Township, Clearfield County, Pennsylvania, recorded in the Recorder of Deeds Office in Docket Map File No. 25.

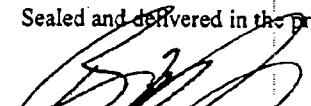
BEING the same premises, which Business Vacation Concepts Inc. conveyed to NetMark International Corporation by virtue of deed of record in the aforesaid clerk's office as Instrument No. 200309966 on June 10, 2003. Reference is made to the aforesaid instruments for a more perfect description of the land herein conveyed.

This conveyance is made and accepted subject to any and all valid covenants, conditions, restrictions, easements and outstanding mineral and/or royalty interests in the oil, gas, and other minerals and leases thereon, now outstanding or affecting the premises herein conveyed, now of record in the Register's Office of Clearfield County, Pennsylvania but only to the extent they are still in force and effect.

The Declaration of Restrictions, Treasure Lake, Inc. recorded in Misc. Book Vol. 146, Page 476 all if said restrictions being covenants which run with the land.

IN WITNESS WHEREOF, the said Grantor has hereunto set their hand or hands the day and year first
above written.

Sealed and delivered in the presence of


Brian McKenna,
President of NetMark International Corp.



WITNESS:

Print Name

Patricia A. McKenna

WITNESS:

Patricia A. McKenna

Print Name

Certificate of Residence

I hereby certify that the precise address of the grantee herein is:

Marlene Bruaker
5005 Worth St.
Philadelphia, PA 19124


Attorney or Agent for Grantee

State of South Carolina
County of Horry

This instrument was acknowledged and executed before me on the 30 of January, 2004 by Brian
McKenna, President of NetMark International Corporation, being authorized to do so, signed the name of
the corporation as such officer; and that she with the other signed witness, witnessed the execution thereof.

Catherine A. Sirgy EXP. 10/2/10
Notary Public/Commission Expires

CLEARFIELD COUNTY RECORDER OF DEEDS

Karen L. Starck, Recorder
Maurene Inlow - Chief Deputy
P.O. Box 361
1 North Second Street, Suite 103
Clearfield, Pennsylvania 16830

Instrument Number - 200402660

Recorded On 2/23/2004 At 2:29:58 PM

* Instrument Type - DEED

* Total Pages - 3

Invoice Number - 106148

* Grantor - NETMARK INTERNATIONAL CORP

* Grantee - ROTH, DEAN

* Customer - NETMARK INTERNATIONAL CORP

*** FEES**

| | |
|-------------------------|---------|
| RECORDING FEES - | \$13.00 |
| RECORDER | |
| COUNTY IMPROVEMENT FUND | \$2.00 |
| RECORDER IMPROVEMENT | \$3.00 |
| FUND | |
| JCS/ACCESS TO JUSTICE | \$10.00 |
| STATE TRANSFER TAX | \$25.62 |
| STATE WRIT TAX | \$0.50 |
| SANDY TOWNSHIP | \$12.81 |
| DUBOIS AREA SCHOOLS | \$12.81 |
| TOTAL | \$79.74 |

***RETURN DOCUMENT TO:**

NETMARK INTERNATIONAL CORP

AFFIDAVIT No. 37259

I hereby CERTIFY that this document
is recorded in the Recorder's Office of
Clearfield County, Pennsylvania.



Karen L. Starck

Karen L. Starck
Recorder of Deeds

THIS IS A CERTIFICATION PAGE

Do Not Detach

THIS PAGE IS NOW PART OF THIS LEGAL DOCUMENT

* - Information denoted by an asterisk may change during the verification process and may not be reflected on this page.

EXHIBIT "B" - 3 pages

This instrument is prepared by:
NetMark International Corporation
3001 N. Kings Hwy. Ste. 291
Myrtle Beach, SC 29577

THIS DEED

MADE the 17th day of December in the year 2003

BETWEEN: **NETMARK INTERNATIONAL CORPORATION, Grantor**

OF: 3001 N. Kings Hwy. Ste. 291, Myrtle Beach, SC 29577 hereinafter called the GRANTORS, parties of the first part;

And **Dean Roth, Grantee**

OF: 917 Fanwood Ave., Westfield, NJ 07090, herein called the Grantee, party of the second part.

WITNESSETH, That in consideration of **Sixty-One dollars and No/100 Dollars (\$61.00)**, cash in hand paid, the receipt whereof is hereby grant, convey, assign, transfer, set over and deliver unto the Grantee.

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

ALL THAT CERTAIN tract of land designated as Lot 91, Section 6A in the Treasure Lake Subdivision in Sandy Township, Clearfield County, Commonwealth of Pennsylvania, recorded in the Recorder of Deeds in Docket Map File No.25.

Tax Map ID# C02-06A-00091-00-21

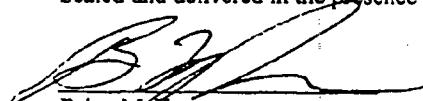
BEING the same premises, which Business Vacation Concepts Inc. conveyed to NetMark International Corporation by virtue of deed of record in the aforesaid clerk's office as Instrument No. 200304588. Reference is made to the aforesaid instruments for a more perfect description of the land herein conveyed.

This conveyance is made and accepted subject to any and all valid covenants, conditions, restrictions, easements and outstanding mineral and/or royalty interests in the oil, gas, and other minerals and leases thereon, now outstanding or affecting the premises herein conveyed, now of record in the Register's Office of Clearfield County, Pennsylvania but only to the extent they are still in force and effect.

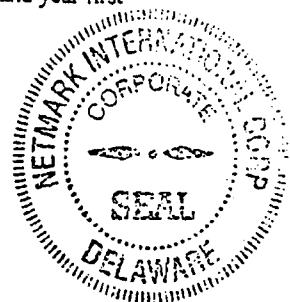
The Declaration of Restrictions, Treasure Lake, Inc. recorded in Misc. Book Vol. 146, Page 4761 all if said restrictions being covenants which run with the land.

IN WITNESS WHEREOF, the said Grantor has hereunto set their hand or hands the day and year first above written.

Sealed and delivered in the presence of

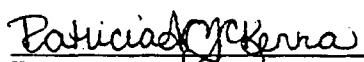


Brian McKenna,
President of NetMark International Corp.

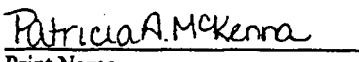


WITNESS:

Print Name



WITNESS:

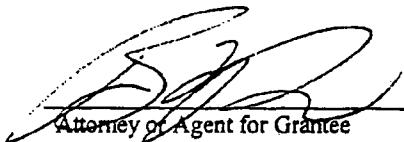


Print Name

Certificate of Residence

I hereby certify that the precise address of the grantee herein is:

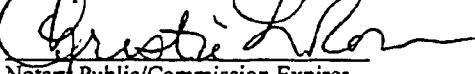
Dean Roth
917 Fanwood Avenue
Westfield, NJ 07090



Attorney or Agent for Grantee

State of South Carolina
County of Horry

This instrument was acknowledged and executed before me on the 17th of December, 2003 by Brian McKenna, President of NetMark International Corporation, being authorized to do so, signed the name of the corporation as such officer; and that she with the other signed witness, witnessed the execution thereof.



Notary Public/Commission Expires

My Commission Expires
March 29, 2012

CLEARFIELD COUNTY RECORDER OF DEEDS

Karen L. Starck, Recorder

Maurene Inlow - Chief Deputy

P.O. Box 361

1 North Second Street, Suite 103
Clearfield, Pennsylvania 16830

***RETURN DOCUMENT TO:**

NETMARK INTERNATIONAL CORP

Instrument Number - 200402661

Recorded On 2/23/2004 At 2:33:06 PM

* Instrument Type - DEED

* Total Pages - 3

Invoice Number - 106145

* Grantor - NETMARK INTERNATIONAL CORPORATION

* Grantee - FOLEY, WILLIAM

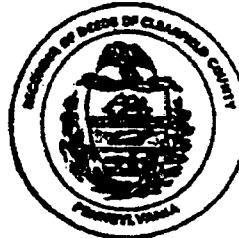
* Customer - NETMARK INTERNATIONAL CORP

AFFIDAVIT No. 37260

***FEES**

| | |
|-------------------------|---------|
| RECORDING FEES - | \$13.00 |
| RECORDER | |
| COUNTY IMPROVEMENT FUND | \$2.00 |
| RECORDER IMPROVEMENT | \$3.00 |
| FUND | |
| JCS/ACCESS TO JUSTICE | \$10.00 |
| STATE TRANSFER TAX | \$31.72 |
| STATE WRIT TAX | \$0.50 |
| SANDY TOWNSHIP | \$15.86 |
| DUBOIS AREA SCHOOLS | \$15.86 |
| TOTAL | \$91.94 |

I hereby CERTIFY that this document
is recorded in the Recorder's Office of
Clearfield County, Pennsylvania.



Karen L. Starck

Karen L. Starck
Recorder of Deeds

THIS IS A CERTIFICATION PAGE

Do Not Detach

THIS PAGE IS NOW PART OF THIS LEGAL DOCUMENT

* - Information denoted by an asterisk may change during the verification process and may not be reflected on this page.

EXHIBIT "C" - 3 pages

This instrument is prepared by:
NetMark International Corporation
3001 N. Kings Hwy. Ste. 291
Myrtle Beach, SC 29577

THIS DEED

MADE the 17th day of December in the year 2003

BETWEEN: **NETMARK INTERNATIONAL CORPORATION, Grantor**

OF: 3001 N. Kings Hwy. Ste. 291, Myrtle Beach, SC 29577 hereinafter called the GRANTORS, parties of the first part;

And **William Foley, Grantee**

OF: 332 East Manoa Road, Havertown, PA 19083, herein called the Grantee, party of the second part.

WITNESSETH, That in consideration of **One dollar and No/100 Dollars (\$1.00)**, cash in hand paid, the receipt whereof is hereby grant, convey, assign, transfer, set over and deliver unto the Grantee.

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

ALL THAT CERTAIN tract of land designated as Lot 189, Section 8 in the Treasure Lake Subdivision in Sandy Township, Clearfield County, Commonwealth of Pennsylvania, recorded in the Recorder of Deeds in Docket Map File No.25.

Tax Map ID# C02-008-00189-00-21

BEING the same premises, which Business Vacation Concepts Inc. conveyed to NetMark International Corporation by virtue of deed of record in the aforesaid clerk's office as Instrument No. 200307706. Reference is made to the aforesaid instruments for a more perfect description of the land herein conveyed.

This conveyance is made and accepted subject to any and all valid covenants, conditions, restrictions, easements and outstanding mineral and/or royalty interests in the oil, gas, and other minerals and leases thereon, now outstanding or affecting the premises herein conveyed, now of record in the Register's Office of Clearfield County, Pennsylvania but only to the extent they are still in force and effect.

The Declaration of Restrictions, Treasure Lake, Inc. recorded in Misc. Book Vol. 146, Page 4761 all if said restrictions being covenants which run with the land.

IN WITNESS WHEREOF, the said Grantor has hereunto set their hand or hands the day and year first
above written.

J. E. Pappy Foley
WITNESS:

J. E. Pappy Foley
Print Name

Patricia A. McKenna
WITNESS:

Patricia A. McKenna
Print Name

Sealed and delivered in the presence of

Brian McKenna,
President of NetMark International Corp.



Certificate of Residence

I hereby certify that the precise address of the grantee herein is:

William Foley
332 East Manoa Road
Havertown, PA 19083

Brian McKenna
Attorney or Agent for Grantee

State of South Carolina
County of Horry

This instrument was acknowledged and executed before me on the 17th of December, 2003 by Brian
McKenna, President of NetMark International Corporation, being authorized to do so, signed the name of
the corporation as such officer; and that she with the other signed witness, witnessed the execution thereof.

Brian McKenna
Notary Public/Commission Expires

My Commission Expires
March 29, 2012



NetMark International Corporation
3001 N. Kings Hwy. Suite 291
Myrtle Beach, SC 29577-3000
843-233-8091

THE CONWAY NATIONAL BANK
MYRTLE BEACH, SC 29572
67-231/532

26583

2/18/2004

PAY TO THE ORDER OF Clearfield County Register & Recorder's 5433 02-26-04 2158 128p \$237.06
Eighty-Seven and 06/100*****
Not Redep

Eighty-Seven and 06/100***

Clearfield County Register & Recorders Of
230-East-Market Street
Clearfield, PA 16830

Brubaker
MEMO Marlene Bruaker

Digitized by srujanika@gmail.com

200402147

2103130629412

0000008706

Digitized by srujanika@gmail.com

FOR DEPOSIT ONLY
CLEARFIELD COUNTY REGISTER AND RECORDER
1116150 FEB 23 2004 02016LL
TOTAL CHECK TENDERED \$87.06

EXHIBIT "D"

NetMark International Corporation
3001 N. Kings Hwy. Suite 291
Myrtle Beach, SC 29577-3000
843-233-8091

THE CONWAY NATIONAL BANK
MYRTLE BEACH, SC 29572
67-231/532

26584

2/18/2004

PAY TO THE Clearfield County Register & Recorder 0075432 02-26-04 2158 1286\$ 21.94
ORDER OF

Ninety-One and 94/100***

Clearfield County Register & Recorders Of
230 East Market Street
Clearfield, PA 16830

140336070 03-03-04 1949 1237 53 DOLLARS **100**

MEMO William Foley

INSUFFICIENT FUNDS

~~INSUFFICIENT FUNDS~~ After 60 days of Issuance Date

200402661
2-23-04

200313062940

0000009 194

FOR DEPOSIT ONLY
CLEARFIELD COUNTY REGISTER AND RECORDER
1106145 FEB 23 2006 0201BL
TOTAL CHECK TENDERED \$21.94

EXHIBIT "E"

NetMark International Corporation
3001 N. Kings Hwy. Suite 291
Myrtle Beach, SC 29577-3000
843-233-8091

THE CONWAY NATIONAL BANK
MYRTLE BEACH, SC 29572
67-231/532

26586

2/18/2004

PAY TO THE ORDER OF Clearfield County Register & Recorders *deposit* 75434 02-26-04 2153 1280 \$774

Seventy-Nine and 74/100

Clearfield County Register & Recorders Of
230 East Market Street
Clearfield, PA 16830

140336072 03-03-04 1949 1232.50 DOLLARS

1237 53
INSUFFICIENT FUNDS
INSUFFICIENT FUNDS

~~Void After 45 Days of issuance Date~~

MEMO Dean Roth

026586 0532023180 0717212154021 0000000000014

200402660

200313062940

00000007974

FOR DEPOSIT ONLY
CLEARFIELD COUNTY REGISTER AND RECORDER
100648 FEB 23 2004 0010161
TOTAL CHECK DEPOSITED \$75.74

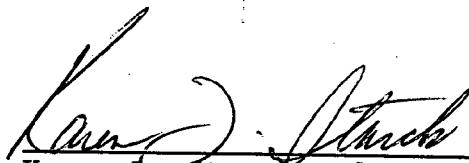
MAR 3 2021

67-231

EXHIBIT "F"

V E R I F I C A T I O N

I, KAREN L. STARCK, Clearfield County Recorder of Deeds, Plaintiff, verify that the statements made in the foregoing Complaint are true and correct to the best of my knowledge, information and belief. I, the undersigned, understand that false statements made herein are subject to the penalties of 18 Pa.C.S. §4904 relating to unsworn falsification to authorities.



Karen L. Starck, Clearfield County
Recorder of Deeds, Plaintiff

Date: 5-20-04

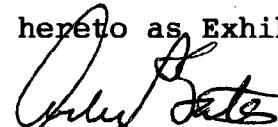
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
:
vs. : No. 04 - 715 - CD
:
NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :
:

CERTIFICATE OF SERVICE

I, Andrew P. Gates, Esquire, Attorney for Plaintiff, hereby certify that service was made upon Defendant, Netmark International Corporation, by mailing said Defendant a certified true and correct copy of the Complaint by Certified Mail, No. 7002 2410 0003 7224 3542, Return Receipt Requested, on May 20, 2004 at its mailing address as indicated in the Complaint, and that said Defendant did receive service on June 4, 2004 of the Complaint sent by Certified Mail as evidenced by the signed receipt which is attached hereto as Exhibit "A".

Service was also made upon Defendant, Dean Roth, by mailing said Defendant a certified true and correct copy of the Reinstated Complaint by Certified Mail, No. 7002 3150 0000 7861 4323, Return Receipt Requested, Restricted Delivery, Addressee Only, on July 15, 2004 at his mailing address as indicated in the Complaint, and that said Defendant did receive service of the Complaint sent by Certified Mail as evidenced by the signed, but undated, receipt which is attached hereto as Exhibit "B".


Andrew P. Gates, Esquire

Date: July 27, 2004

FILED

JUL 28 2004

William A. Shaw
Prothonotary/Clerk of Courts

SENDER: COMPLETE THIS SECTION

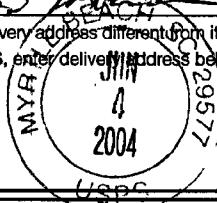
- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

NETMARK INTERNATIONAL
CORPORATION
3001 North Kings Highway
Suite 291
Myrtle Beach, SC
29577-3000

COMPLETE THIS SECTION ON DELIVERY**A. Signature****X** Agent
 Addressee**B. Received by (Printed Name)***Brian Fletcher***C. Date of Delivery**

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

**3. Service Type**

| | |
|--|---|
| <input checked="" type="checkbox"/> Certified Mail | <input type="checkbox"/> Express Mail |
| <input type="checkbox"/> Registered | <input type="checkbox"/> Return Receipt for Merchandise |
| <input type="checkbox"/> Insured Mail | <input type="checkbox"/> C.O.D. |

4. Restricted Delivery? (Extra Fee) Yes**2. Article Number***(Transfer from service label)*

7002 2410 0003 7224 3542

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Dean Roth
917 Fanwood Avenue
Westfield, NJ 07090

COMPLETE THIS SECTION ON DELIVERY

A. Signature

Dean A. Roth

Agent
 Addressee

B. Received by (Printed Name)

Dean A. Roth

C. Date of Delivery

D. Is delivery address different from item 1? Yes

If YES, enter delivery address below: No

3. Service Type

Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number

(Transfer from service label)

7002 3150 0000 7861 4323

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540

EXHIBIT "B"

FILED NO
OCT 11 2004 ac
JUL 28 2004
William A. Stewart
Prothonotary/Clerk of Courts

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

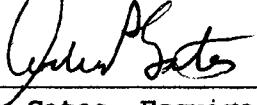
KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
vs. : No. 04 -715- CD
NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :

PRAECIPE

TO WILLIAM A. SHAW, PROTHONOTARY:

Kindly mark the above-captioned matter as to Defendant, Marlene
Bruaker, a/k/a Marlene Brubaker only, as "settled, discontinued and
ended".

GATES & SEAMAN


Andrew P. Gates, Esquire
Attorney for Plaintiff

Date: July 14, 2004

FILED

JUL 14 2004

William A. Shaw
Prothonotary/Clerk of Courts

ATTORNEY GENERAL OF THE STATE OF KANSAS
SPECIAL AGENT

REGULAR MAIL AND AIR MAIL
TELEGRAMS AND CABLEGRAMS

100-74-30-16

REGULAR MAIL AND AIR MAIL
TELEGRAMS AND CABLEGRAMS
MAILED AND RECEIVED
REGULAR MAIL AND AIR MAIL

100-74-30-16

REGULAR MAIL AND AIR MAIL

REGULAR MAIL AND AIR MAIL
TELEGRAMS AND CABLEGRAMS
MAILED AND RECEIVED
REGULAR MAIL AND AIR MAIL

100-74-30-16

100-74-30-16

FILED
Oct 14 2004

No cc

Cert. of Disc. to

William A. Shaw
Prothonotary/Clerk of Courts

Attn. Copy to CIA

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

COPY

Karen L. Starck

Vs.

No. 2004-00715-CD

**Netmark International Corporation,
Marlene Bruaker a/k/a Marlene Brubaker,
Dean Roth and
William Foley**

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 July 14, 2004, marked:

Settled, Discontinued and Ended as to Marlene Bruaker a/k/a Marlene Brubaker ONLY

Record costs in the sum of \$85.00 have been paid in full by Andrew P. Gates, Esq.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 14th day of July A.D. 2004.

William A. Shaw, Prothonotary

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

KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
:
vs. : No. 04 -715- CD
:
NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :
:

PRAECIPE TO REINSTATE COMPLAINT

TO WILLIAM A. SHAW, PROTHONOTARY OF CLEARFIELD COUNTY:

Please reinstate the Complaint filed in this matter.

GATES & SEAMAN


Andrew P. Gates, Esquire
Attorney for Plaintiff

Date: July 15, 2004

FILED *fm*
07/15/2004 pd. 7:00
JUL 15 2004 I Re-instated
William A. Shaw
Prothonotary/Clerk of Courts
to Atty

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ALL INFORMATION CONTAINED IN THIS DOCUMENT IS UNCLASSIFIED BY DATE 06/16/2014 BY SP2

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ALL INFORMATION CONTAINED IN THIS DOCUMENT IS UNCLASSIFIED BY DATE 06/16/2014 BY SP2
FILED 06/16/2014

ALL INFORMATION CONTAINED IN THIS DOCUMENT IS UNCLASSIFIED BY DATE 06/16/2014 BY SP2
JUL 15 2004

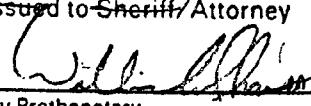
ALL INFORMATION CONTAINED IN THIS DOCUMENT IS UNCLASSIFIED BY DATE 06/16/2014 BY SP2
William A. Shaw
Prothonotary/Clerk of Courts

ALL INFORMATION CONTAINED IN THIS DOCUMENT IS UNCLASSIFIED BY DATE 06/16/2014 BY SP2

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

KAREN L. STARCK,, : No. 04 - 715 - EQU
Clearfield County :
Recorder of Deeds, :
Plaintiff :
vs. : Type of Case: Civil
NETMARK INTERNATIONAL :
CORPORATION, MARLENE :
BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and :
WILLIAM FOLEY, Defendants :
: Filed on behalf of: Plaintiff
: Counsel of Record for this Party:
: Andrew P. Gates, Esquire
: Supreme Court No.: 36604
: GATES & SEAMAN
: Attorneys at law
: Two North Front Street
: P. O. Box 846
: Clearfield, Pennsylvania 16830
: (814) 765-1766

9-7-04 Document
Reinstated/Reissued to Sheriff/Attorney
for service.


Deputy Prothonotary

FILED

MAY 20 2004

July 15, 2004 Document
Reinstated/Reissued to Sheriff/Attorney
for service.


Deputy Prothonotary

William A. Shaw
Prothonotary

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

KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
:
vs. : No. 04 - - EQU
:
NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :
:

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, 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 Court House
Clearfield, PA 16830
(814) 765-2641, Ext. 1303

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

KAREN L. STARCK, Clearfield County :
Recorder of Deeds, Plaintiff :
: :
vs. : : No. 04 - - EQU
: :
NETMARK INTERNATIONAL CORPORATION, :
MARLENE BRUAKER, a/k/a MARLENE :
BRUBAKER, DEAN ROTH and WILLIAM :
FOLEY, Defendants :
:

COMPLAINT IN EQUITY

NOW COMES, Plaintiff, KAREN L. STARCK, Clearfield
County Recorder of Deeds, by her Solicitor, Andrew P. Gates,
Esquire, whereby she prays that this Honorable Court grant her
request for both Declaratory and Injunctive Relief in
connection with three deeds recorded in her office on February
23, 2004, and in support thereof, avers the following:

1. Plaintiff is Karen L. Starck, the duly-elected
Clearfield County Recorder of Deeds, whose office is situate in
the Clearfield County Courthouse, Suite 103, 1 North Second
Street, Clearfield (Clearfield County), Pennsylvania, with a
mailing address of P. O. Box 361, Clearfield, PA 16830.

2. Defendant, NetMark International Corporation, is
believed to be a corporation organized and existing under the
laws of the State of South Carolina, having an office at 3001
North Kings Highway, Suite 291, Myrtle Beach, South Carolina
29577-3000.

3. Defendant, Marlene Bruaker, a/k/a Marlene
Brubaker, is believed to be an adult individual whose last

known address is 5005 Worth Street, Philadelphia, PA 19124.

4. Defendant, Dean Roth, is believed to be an adult individual whose last known address is 917 Fanwood Avenue, Westfield, NJ 07090.

5. Defendant, William Foley, is believed to be an adult individual whose last known address is 332 East Manoa Road, Havertown, PA 19083.

6. As part of her duties as Recorder of Deeds of Clearfield County, Plaintiff is required to record properly prepared, executed and acknowledged deeds that are submitted to her for recording in the real estate records of Clearfield County, Pennsylvania.

7. Pursuant to various statutory authorizations, Plaintiff is authorized and directed to collect filing fees in conjunction with the recording of said deeds, with said monies to be used to subsidize the day-to-day operations of her office.

8. Plaintiff likewise has the responsibility to collect and submit to the Pennsylvania Department of Revenue and the municipalities and school districts involved, the Pennsylvania Realty Transfer Tax imposed on any real estate conveyance recorded in the Office of the Recorder of Deeds of Clearfield County, Pennsylvania.

9. On February 23, 2004, Plaintiff received by mail from Defendant, NetMark International Corporation, three (3)

deeds with the direction that said deeds be recorded in the Office of the Recorder of Deeds of Clearfield County, Pennsylvania.

10. Accompanying said deeds were three checks written on a bank account in the name of Defendant, NetMark International Corporation, with The Conway National Bank of Myrtle Beach, South Carolina, with the amount of each check supposedly being for the requisite deed filing fee and Pennsylvania Realty Transfer Tax.

11. The deeds in question were recorded in the Office of the Recorder of Deeds of Clearfield County, Pennsylvania, on February 23, 2004 with said deeds being identified as follows:

a. NetMark International Corporation (Grantor) to Marlene Bruaker (Grantee), recorded as Clearfield County Instrument Number 200402667;

b. NetMark International Corporation (Grantor) to Dean Roth (Grantee), recorded as Clearfield County Instrument Number 200402660; and

c. NetMark International Corporation (Grantor) to William Foley (Grantee), recorded as Clearfield County Instrument Number 200402261.

Attached hereto and made a part hereof as Exhibits "A", "B" and "C" are true and correct copies of the three (3) recorded deeds referenced in this paragraph.

12. In accordance with the policy of her office, the checks submitted by Defendant, NetMark International Corporation, were immediately deposited in the general account of the Clearfield County Recorder of Deeds' Office at Clearfield Bank & Trust Company; however, each of the three (3) checks in question were ultimately returned to Plaintiff as containing insufficient funds. Attached hereto and made a part hereof as Exhibits "D", "E" and "F" are copies of the checks submitted by Defendant, NetMark International Corporation, which were returned to Plaintiff marked "insufficient funds".

13. Despite making several phone calls to Defendant, NetMark International Corporation, and having her Solicitor write to Defendant, NetMark International Corporation, stressing the immediate need to have said recording fees and realty transfer tax paid, to the date of filing of this Complaint, no such monies have been received from Defendant, NetMark International Corporation.

COUNT I

14. Plaintiff incorporates by reference Paragraphs 1 through 13 hereof as though fully set forth herein.

15. Since this matter involves the validity of the recording of the aforementioned deeds, when the parties submitting said deeds for recording failed to pay the requisite filing fees and Pennsylvania Realty Transfer Tax, the Court has authority to determine the validity of the recording of the

aforementioned instruments and may otherwise enter a declaratory remedy setting forth the status of the parties and said recorded instruments as this Court is authorized to do under the Declaratory Judgment Act (42 Pa.C.S.A. §7531 et seq.).

WHEREFORE, Plaintiff, Karen L. Starck, Clearfield County Recorder of Deeds, respectfully requests that this Honorable Court enter an order:

a. declaring the deeds recorded to Clearfield County Instrument Numbers 200402667, 200402661 and 200402660 do not represent valid conveyances of the real estate described therein and that no title passed between the Grantor and Grantee listed in said deeds; and

b. the Clearfield County Recorder of Deeds is directed to enter the requested Order in the real estate records of Clearfield County, Pennsylvania, with the same to be indexed against the names of all Defendants.

COUNT II

16. Plaintiff incorporates by reference Paragraphs 1 through 15 hereof as though the same were set forth fully herein.

17. Plaintiff, Karen L. Starck, Clearfield County Recorder of Deeds, prays this Honorable Court enter an Order decreeing that the deeds recorded to Clearfield County Instrument Numbers 200402267, 200402661 and 200402660, on

February 23, 2004, are to be redacted and/or otherwise removed from the realty records maintained by the Plaintiff's Office.

WHEREFORE, Plaintiff, Karen L. Starck, Clearfield County Recorder of Deeds, respectfully requests that this Court enter an Order:

- a. authorizing Plaintiff to redact and/or otherwise remove from the realty records maintained by the Clearfield County Recorder of Deeds' Office, those instruments presently recorded therein as Instrument Number(s) 200402667, 200402661 and 200402660; and
- b. such other and further relief as may be appropriate.

GATES & SEAMAN



Andrew P. Gates, Esquire
Solicitor for Plaintiff
Karen L. Starck, Clearfield
County Recorder of Deeds

Date: May 20, 2004

Two North Front Street
P. O. Box 846
Clearfield, PA 16830
(814) 765-1766

CLEARFIELD COUNTY RECORDER OF DEEDS

Karen L. Starck, Recorder
Maurene Inlow - Chief Deputy
P.O. Box 361
1 North Second Street, Suite 103
Clearfield, Pennsylvania 16830

***RETURN DOCUMENT TO:**

NETMARK INTERNATIONAL CORPORATION

AFFIDAVIT NO. 37261

Instrument Number - 200402667
Recorded On 2/23/2004 At 2:35:55 PM

* Instrument Type - DEED

* Total Pages - 3

Invoice Number - 106150

* Grantor - NETMARK INTERNATIONAL CORPORATION

* Grantee - BRUBAKER, MARLENE

* Customer - NETMARK INTERNATIONAL CORPORATION

*** FEES**

| | |
|-------------------------|---------|
| RECORDING FEES - | \$13.00 |
| RECORDER | |
| COUNTY IMPROVEMENT FUND | \$2.00 |
| RECORDER IMPROVEMENT | \$3.00 |
| FUND | |
| JCS/ACCESS TO JUSTICE | \$10.00 |
| STATE TRANSFER TAX | \$29.28 |
| STATE WRIT TAX | \$0.50 |
| SANDY TOWNSHIP | \$14.64 |
| DUBOIS AREA SCHOOLS | \$14.64 |
| TOTAL | \$87.06 |

I hereby CERTIFY that this document
is recorded in the Recorder's Office of
Clearfield County, Pennsylvania.



Karen L. Starck

Karen L. Starck
Recorder of Deeds

THIS IS A CERTIFICATION PAGE

Do Not Detach

THIS PAGE IS NOW PART OF THIS LEGAL DOCUMENT

* - Information denoted by an asterisk may change during the verification process and may not be reflected on this page.

EXHIBIT "A" - 3 pages

This instrument is prepared by:
NetMark International Corporation
3001 N. Kings Hwy. Ste. 291
Myrtle Beach, SC 29577

THIS DEED

MADE the 14th day of January in the year 2004

BETWEEN: NETMARK INTERNATIONAL CORPORATION

OF: 3001 N. Kings Hwy. Ste. 291, Myrtle Beach, SC 29577 hereinafter called the GRANTORS, parties of the first part;

And Marlene Bruaker

OF: 5005 Worth Street, Philadelphia, PA 19124 herein called the
GRANTEE, party of the second part.

WITNESSETH, That in consideration of Six Hundred and sixty and 00/100 dollars (\$660.00), in hand paid, the receipt whereof is hereby grant, convey, assign, transfer, set over and deliver unto the Grantee.

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

Tax Map ID#
C02-14C-00657-00-21

Lot No. 657 Section No. 14C "Haiti" in TREASURE LAKE SUBDIVISION in Sandy Township, Clearfield County, Pennsylvania, recorded in the Recorder of Deeds Office in Docket Map File No. 25.

BEING the same premises, which Business Vacation Concepts Inc. conveyed to NetMark International Corporation by virtue of deed of record in the aforesaid clerk's office as Instrument No. 200309966 on June 10, 2003. Reference is made to the aforesaid instruments for a more perfect description of the land herein conveyed.

This conveyance is made and accepted subject to any and all valid covenants, conditions, restrictions, easements and outstanding mineral and/or royalty interests in the oil, gas, and other minerals and leases thereon, now outstanding or affecting the premises herein conveyed, now of record in the Register's Office of Clearfield County, Pennsylvania but only to the extent they are still in force and effect.

The Declaration of Restrictions, Treasure Lake, Inc. recorded in Misc. Book Vol. 146, Page 476 all if said restrictions being covenants which run with the land.

IN WITNESS WHEREOF, the said Grantor has hereunto set their hand or hands the day and year first
above written.

Sealed and delivered in the presence of


Brian McKenna,
President of NetMark International Corp.



WITNESS:

Print Name

Patricia A. McKenna

WITNESS:

Patricia A. McKenna

Print Name

Certificate of Residence

I hereby certify that the precise address of the grantee herein is:

Marlene Bruaker
5005 Worth St.
Philadelphia, PA 19124


Attorney or Agent for Grantee

State of South Carolina
County of Horry

This instrument was acknowledged and executed before me on the 30 of January, 2004 by Brian
McKenna, President of NetMark International Corporation, being authorized to do so, signed the name of
the corporation as such officer; and that she with the other signed witness, witnessed the execution thereof.

Catherine A. Avery EXP. 10/2/10
Notary Public/Commission Expires

CLEARFIELD COUNTY RECORDER OF DEEDS

Karen L. Starck, Recorder
Maurene Inlow - Chief Deputy
P.O. Box 361
1 North Second Street, Suite 103
Clearfield, Pennsylvania 16830

Instrument Number - 200402660
Recorded On 2/23/2004 At 2:29:58 PM
*Instrument Type - DEED
*Total Pages - 3
Invoice Number - 106148
*Grantor - NETMARK INTERNATIONAL CORP
*Grantee - ROTH, DEAN
*Customer - NETMARK INTERNATIONAL CORP

*FEES
RECORDING FEES - \$13.00
RECORDER
COUNTY IMPROVEMENT FUND \$2.00
RECORDER IMPROVEMENT \$3.00
FUND
JCS/ACCESS TO JUSTICE \$10.00
STATE TRANSFER TAX \$25.62
STATE WRIT TAX \$0.50
SANDY TOWNSHIP \$12.81
DUBOIS AREA SCHOOLS \$12.81
TOTAL \$79.74

*RETURN DOCUMENT TO:
NETMARK INTERNATIONAL CORP

AFFIDAVIT No. 37259

I hereby CERTIFY that this document
is recorded in the Recorder's Office of
Clearfield County, Pennsylvania.



Karen L. Starck

Karen L. Starck
Recorder of Deeds

THIS IS A CERTIFICATION PAGE

Do Not Detach

THIS PAGE IS NOW PART OF THIS LEGAL DOCUMENT

* - Information denoted by an asterisk may change during the verification process and may not be reflected on this page.

EXHIBIT "B" - 3 pages

This instrument is prepared by:
NetMark International Corporation
3001 N. Kings Hwy. Ste. 291
Myrtle Beach, SC 29577

THIS DEED

MADE the 17th day of December in the year 2003

BETWEEN: **NETMARK INTERNATIONAL CORPORATION, Grantor**

OF: 3001 N. Kings Hwy. Ste. 291, Myrtle Beach, SC 29577 hereinafter called the GRANTORS, parties of the first part;

And **Dean Roth, Grantee**

OF: 917 Fanwood Ave., Westfield, NJ 07090, herein called the
Grantee, party of the second part.

WITNESSETH, That in consideration of **Sixty-One dollars and No/100 Dollars (\$61.00)**, cash in hand paid, the receipt whereof is hereby grant, convey, assign, transfer, set over and deliver unto the Grantee.

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

ALL THAT CERTAIN tract of land designated as Lot 91, Section 6A in the Treasure Lake Subdivision in Sandy Township, Clearfield County, Commonwealth of Pennsylvania, recorded in the Recorder of Deeds in Docket Map File No.25.

Tax Map ID# C02-06A-00091-00-21

BEING the same premises, which Business Vacation Concepts Inc. conveyed to NetMark International Corporation by virtue of deed of record in the aforesaid clerk's office as Instrument No. 200304588. Reference is made to the aforesaid instruments for a more perfect description of the land herein conveyed.

This conveyance is made and accepted subject to any and all valid covenants, conditions, restrictions, easements and outstanding mineral and/or royalty interests in the oil, gas, and other minerals and leases thereon, now outstanding or affecting the premises herein conveyed, now of record in the Register's Office of Clearfield County, Pennsylvania but only to the extent they are still in force and effect.

The Declaration of Restrictions, Treasure Lake, Inc. recorded in Misc. Book Vol. 146, Page 4761 all if said restrictions being covenants which run with the land.

IN WITNESS WHEREOF, the said Grantor has hereunto set their hand or hands the day and year first above written.

Sealed and delivered in the presence of



Brian McKenna,
President of NetMark International Corp.



WITNESS:

Print Name

Patricia A. McKenna

WITNESS:

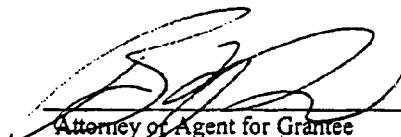
Patricia A. McKenna

Print Name

Certificate of Residence

I hereby certify that the precise address of the grantee herein is:

Dean Roth
917 Fanwood Avenue
Westfield, NJ 07090



Signature of Brian McKenna, Attorney or Agent for Grantee

State of South Carolina
County of Horry

This instrument was acknowledged and executed before me on the 17th of December, 2003 by Brian McKenna, President of NetMark International Corporation, being authorized to do so, signed the name of the corporation as such officer, and that she with the other signed witness, witnessed the execution thereof.



Signature of Patricia A. McKenna

Notary Public/Commission Expires

My Commission Expires
March 29, 2012

CLEARFIELD COUNTY RECORDER OF DEEDS

Karen L. Starck, Recorder

Maurene Inlow - Chief Deputy

P.O. Box 361

1 North Second Street, Suite 103
Clearfield, Pennsylvania 16830

*RETURN DOCUMENT TO:

NETMARK INTERNATIONAL CORP

Instrument Number - 200402661

Recorded On 2/23/2004 At 2:33:06 PM

* Instrument Type - DEED

* Total Pages - 3

Invoice Number - 106145

* Grantor - NETMARK INTERNATIONAL CORPORATION

* Grantee - FOLEY, WILLIAM

* Customer - NETMARK INTERNATIONAL CORP

AFFIDAVIT No. 37260

*FEES

| | |
|---------------------------|---------|
| RECORDING FEES - | \$13.00 |
| RECORDER | |
| COUNTY IMPROVEMENT FUND | \$2.00 |
| RECORDER IMPROVEMENT FUND | \$3.00 |
| JCS/ACCESS TO JUSTICE | \$10.00 |
| STATE TRANSFER TAX | \$31.72 |
| STATE WRIT TAX | \$0.50 |
| SANDY TOWNSHIP | \$15.86 |
| DUBOIS AREA SCHOOLS | \$15.86 |
| TOTAL | \$91.94 |

I hereby CERTIFY that this document
is recorded in the Recorder's Office of
Clearfield County, Pennsylvania.



Karen L. Starck

Karen L. Starck
Recorder of Deeds

THIS IS A CERTIFICATION PAGE

Do Not Detach

THIS PAGE IS NOW PART OF THIS LEGAL DOCUMENT

* - Information denoted by an asterisk may change during the verification process and may not be reflected on this page.

EXHIBIT "C" - 3 pages

This instrument is prepared by:
NetMark International Corporation
3001 N. Kings Hwy. Ste. 291
Myrtle Beach, SC 29577

THIS DEED

MADE the 17th day of December in the year 2003

BETWEEN: NETMARK INTERNATIONAL CORPORATION, Grantor

OF: 3001 N. Kings Hwy. Ste. 291, Myrtle Beach, SC 29577 hereinafter called the GRANTORS, parties of the first part;

And William Foley, Grantee

OF: 332 East Manoa Road, Havertown, PA 19083, herein called the Grantee, party of the second part.

WITNESSETH, That in consideration of One dollar and No/100 Dollars (\$1.00), cash in hand paid, the receipt whereof is hereby grant, convey, assign, transfer, set over and deliver unto the Grantee.

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

ALL THAT CERTAIN tract of land designated as Lot 189, Section 8 in the Treasure Lake Subdivision in Sandy Township, Clearfield County, Commonwealth of Pennsylvania, recorded in the Recorder of Deeds in Docket Map File No.25.

Tax Map ID# C02-008-00189-00-21

BEING the same premises, which Business Vacation Concepts Inc. conveyed to NetMark International Corporation by virtue of deed of record in the aforesaid clerk's office as Instrument No. 200307706. Reference is made to the aforesaid instruments for a more perfect description of the land herein conveyed.

This conveyance is made and accepted subject to any and all valid covenants, conditions, restrictions, easements and outstanding mineral and/or royalty interests in the oil, gas, and other minerals and leases thereon, now outstanding or affecting the premises herein conveyed, now of record in the Register's Office of Clearfield County, Pennsylvania but only to the extent they are still in force and effect.

The Declaration of Restrictions, Treasure Lake, Inc. recorded in Misc. Book Vol. 146, Page 4761 all if said restrictions being covenants which run with the land.

IN WITNESS WHEREOF, the said Grantor has hereunto set their hand or hands the day and year first above written.

J. E. Pafferty
WITNESS:

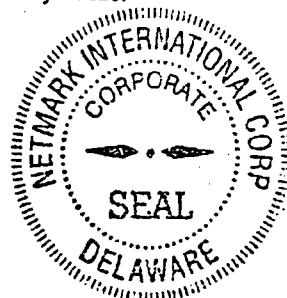
J. E. Pafferty
Print Name

Brian McKenna
WITNESS:

Patricia A. McKenna
Print Name

Sealed and delivered in the presence of

Brian McKenna,
President of NetMark International Corp.



Certificate of Residence

I hereby certify that the precise address of the grantee herein is:

William Foley
332 East Manoa Road
Havertown, PA 19083

Brian McKenna
Attorney or Agent for Grantee

State of South Carolina
County of Horry

This instrument was acknowledged and executed before me on the 17th of December, 2003 by Brian McKenna, President of NetMark International Corporation, being authorized to do so, signed the name of the corporation as such officer; and that she with the other signed witness, witnessed the execution thereof.

Brian McKenna
Notary Public/Commission Expires

My Commission Expires
March 29, 2012



NetMark International Corporation
3001 N. Kings Hwy. Suite 291
Myrtle Beach, SC 29577-3000
843-233-8091

THE CONWAY NATIONAL BANK
MYRTLE BEACH, SC 29572
67-231/532

26583

2/18/2004

PAY TO THE Clearfield County Register & Recorder's Office
ORDER OF *Not Redeposited* 1375433 02-26-04 2158 1280 \$237.06
Eighty-Seven and 06/100 ****

Clearfield County Register & Recorders Of
230 East Market Street
Clearfield, PA 16830

Brubaker
MEMO : Marlene Brucker

200402667

2-23-04

20313062941

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FOR DEPOSIT ONLY
CLEARFIELD COUNTY REGISTER AND RECORDER
111 W. 6150 FEB 25 2004 02018LL
TOTAL CHECK TENDERED \$87.06

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RETURNED
MARCH 3 20

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REURNED

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67-231

J. R. G. 20

EXHIBIT "D"

NetMark International Corporation
3001 N. Kings Hwy. Suite 291
Myrtle Beach, SC 29577-3000
843-233-8091

THE CONWAY NATIONAL BANK
MYRTLE BEACH, SC 29572
67-231/532

26584

2/18/2004

PAY TO THE ORDER OF Clearfield County Register & Recorder *Rec'd* #0075432 02-26-04 2458.4280 \$ 00

Ninety-One and 94/100*****

140335070 03-03-04 1949 1237 55 DOLLARS 65

DOLLARS A E

Clearfield County Register & Recorders Of
230 East Market Street
Clearfield, PA 16830

INSUFFICIENT FUNDS

MEMO. William Foley

200402661
2-23-04

202313062941

0000009194

FOR DEPOSIT ONLY
CLEARFIELD COUNTY REGISTER AND RECORDER
1086145 FEB 23 2004 S.G.S. 0201
TOTAL CHECK TENDERED \$91.84

EXHIBIT "E"

NetMark International Corporation
3001 N. Kings Hwy. Suite 291
Myrtle Beach, SC 29577-3000
843-233-8091

THE CONWAY NATIONAL BANK
MYRTLE BEACH, SC 29572
67-231/532

26586

2/18/2004

PAY TO THE Clearfield County Register & Recorders 0175434 02-26-04 2158 1290 \$25.74
ORDER OF *Predeposit*

Seventy-Nine and 74/100

Clearfield County Register & Recorders Of
230 East Market Street
Clearfield, PA 16830

MEMO Dean Roth

FOR DEPOSIT ONLY
CLEARFIELD COUNTY REGISTER AND RECORDER
106148 FEB 23 2004 GLOMEL
TOTAL CHECK TENDERED \$79.74

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EXHIBIT "F"

V E R I F I C A T I O N

I, KAREN L. STARCK, Clearfield County Recorder of Deeds, Plaintiff, verify that the statements made in the foregoing Complaint are true and correct to the best of my knowledge, information and belief. I, the undersigned, understand that false statements made herein are subject to the penalties of 18 Pa.C.S. §4904 relating to unsworn falsification to authorities.


Karen L. Starck, Clearfield County
Recorder of Deeds, Plaintiff

Date: 5-20-04

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

No. 04- - EQU

KAREN L. STARCK, Clearfield
County Recorder of Deeds,
Plaintiff

-vs-

NETMARK INTERNATIONAL CORPORATION,
MARLENE BRUAKER, DEAN ROTH and
WILLIAM FOLEY, Defendants

COMPLAINT IN EQUITY

① 246747-05-00
Sect. 40 Act. 147
MAY 20 2004

William J. Graw
Prothonotary

LAW OFFICES
GATES & SEAMAN
2 NORTH FRONT STREET
P.O. BOX 846
CLEARFIELD, PA. 16830