

04-792-CD
JOSEPH K. GILLILAND vs. F.D. BILLOTTE, etal.

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

JOSEPH K. GILLILAND,
Plaintiff,

vs.

E. D. BILLOTTE, his heirs
and assigns or any other
claiming under him,
Defendant.

No. 04 - 792 - CD

ACTION TO QUIET TITLE

Type of Pleading:

COMPLAINT TO QUIET TITLE

Filed on behalf of:
Plaintiff

Counsel of Record for
this party:

James A. Naddeo, Esq.
Pa I.D. #06820

207 East Market Street
P.O. Box 552
Clearfield, PA 16830
(814) 765-1601

*Original
to CA*

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

JOSEPH K. GILLILAND,
Plaintiff,

vs.

E. D. BILLOTTE, his heirs
and assigns or any other
claiming under him,
Defendant.

No. 04 - 792 - CD

ACTION TO QUIET TITLE

Type of Pleading:

COMPLAINT TO QUIET TITLE

Filed on behalf of:
Plaintiff

Counsel of Record for
this party:

James A. Naddeo, Esq.
Pa I.D. #06820

207 East Market Street
P.O. Box 552
Clearfield, PA 16830
(814) 765-1601

FILED

JUN 03 2004

William A. Shaw
Prothonotary

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

JOSEPH K. GILLILAND,	*	
Plaintiff,	*	
	*	
vs.	*	No. 04 - - CD
	*	
E. D. BILLOTTE, his heirs	*	ACTION TO QUIET TITLE
and assigns or any other	*	
claiming under him,	*	
Defendant.	*	

NOTICE

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

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

COURT ADMINISTRATOR
CLEARFIELD COUNTY COURT HOUSE
Market and Second Streets
Clearfield, PA 16830

(814) 765-2641, ext. 5982

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

JOSEPH K. GILLILAND,

Plaintiff

vs.

E. D. BILLOTTE, his
heirs and assigns or any other
claiming under him,

Defendants

*

*

*

*

*

*

*

No. 04-

-C.D.

COMPLAINT TO QUIET TITLE

1. The Plaintiff is JOSEPH K. GILLILAND, who presently resides at 114 South Front Street, Clearfield, Clearfield County, Pennsylvania 16830.

2. The Defendants are E. D. BILLOTTE, whose address is unknown and believed to be deceased and the unknown heirs and assigns of the previously mentioned defendant.

3. The Plaintiff is the owner of a tract of land located in Covington Township, Clearfield County, Pennsylvania bounded and described as set forth in exhibit "A" attached and incorporated by reference.

4. The Plaintiff acquired title to the premises by deed from Dorothy T. Moore and County National Bank, ancillary co-executors for the Estate of Augustus Leconte Moore, Jr. a/k/a A. Leconte Moore, Jr. a/k/a A. L. Moore, Jr., and Lawrence J. Rougeux and Theresa M. Rougeux, husband and wife, dated November 8, 1990 and recorded in Clearfield County Deeds and Records Book 1377, page 266.

5. The decedent of the Estate of paragraph #4 above, acquired title to the premises by the Last Will and Testament of Augustus L. Moore dated May 17, 1960 and recorded in Clearfield County Will Book 6, page 345.

6. The grantors Lawrence J. Rougeux and Theresa M. Rougeux, husband and wife, of paragraph #4 above acquired title to the premises by the Last Will and Testament of Lawrence N. Rougeux dated June 2, 1948 and recorded in Clearfield County Will Book 9, page 312.

7. The grantors of paragraphs #5 and #6 above acquired title to the premises in question by unrecorded deed from the County of Clearfield, dated April 26, 1943 as reflected in the Clearfield County Assessment Records for 1943.

8. The grantor of paragraph #7 above acquired title to the premises in question by unrecorded deed dated January 25, 1940 resulting from a tax sale of a property assessed to A. L. Moore as reflected in the Clearfield County Assessment Records for 1940.

9. The A. L. Moore of paragraph #8 above acquired title to the premises in question by unrecorded deed from County Commissions of the County of Clearfield, dated July 14, 1931 as reflected in the Clearfield County Assessment Records for 1932.

10. A Treasurer's Deed dated December 31, 1937 conveying the property in question to E. D. Billotte as the property of A. L. Moore for unpaid taxes for the years 1933-35 is recorded in the Office of the Recorder of Deed for Clearfield County in Deed Book 333, page 472.

11. The Deed described in paragraph 10 above is believed to be void by the subsequent redemption of the property by A. L. Moore as set forth in paragraph #7 above.

12. The purpose of this action is to clear any defects which resulted from the deed set forth in paragraph #11 of this Complaint.

13. The Plaintiff and his predecessors in title have exercised adverse, continuous, visible, notorious, exclusive, and hostile possession over the premises and have continued such possession for a period in excess of twenty-one (21) years.

WHEREFORE, Plaintiff requests:

(a) That by Decree of Your Honorable Court, it may be declared that title to the premises set forth in Paragraph 3 of this Complaint is in the Plaintiff and that he shall be allowed to enjoy said property in peace; and

(b) That the Defendants, within twenty (20) days from the receipt of the Complaint, institute an action of ejection

against the Plaintiff and that otherwise the Defendants be perpetually enjoined from setting up any title to said premises, from impeaching, denying or in any way attacking the Plaintiff's title to said property, from issuing or maintaining an ejectment of said premises and from encumbering, mortgaging, or conveying the said premises or any part thereof.

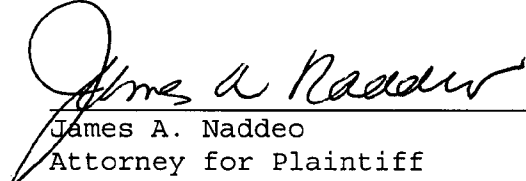

James A. Naddeo
Attorney for Plaintiff

EXHIBIT "A"

ALL that certain tract or lot of land situate in Covington Township, Clearfield County, Pennsylvania, known as Clearfield County Tax Parcel 111-Q06-001, assessed as 11.98 acres, described as follows:

BOUNDED ON THE NORTH BY: Clearfield County Tax Parcel 111-Q05-42, lands of Ellis Coudriet, et al, and Township Road 637;

BOUNDED ON THE EAST BY: Clearfield County Tax Parcel 111-Q06-02, lands of John C. Felice et al;

BOUNDED ON THE SOUTH BY: The West Brach of the Susquehanna River;

AND, BOUNDED ON THE WEST BY: Clearfield County Tax Parcel 114-P5-42, lands of Ellis Coudriet et al, and Township Road 637.

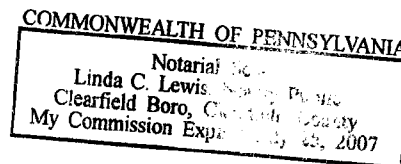
COMMONWEALTH OF PENNSYLVANIA)
COUNTY OF CLEARFIELD)

Before me, the undersigned officer, personally appeared JOSEPH K. GILLILAND who, being duly sworn according to law, deposes and states that the facts set forth in the foregoing Complaint are true and correct to the best of his knowledge, information and belief.


Joseph K. Gilliland

SWORN and SUBSCRIBED before me this 2nd day of June, 2004.

Sandra C. Lewis



JAMES A. NADDEO
ATTORNEY AT LAW
211 N. MARKET STREET
PO BOX 552
CLEARFIELD, PENNSYLVANIA 16830

Lap over margin

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

JOSEPH K. GILLILAND,
Plaintiff,

vs.

E. D. BILLOTTE, his heirs
and assigns or any other
claiming under him,
Defendant.

No. 04 - 792 - CD

ACTION TO QUIET TITLE

Type of Pleading:

**MOTION FOR SPECIAL ORDER
DIRECTING SERVICE BY
PUBLICATION**

Filed on behalf of:
Plaintiff

Counsel of Record for
this party:

James A. Naddeo, Esq.
Pa I.D. #06820

207 East Market Street
P.O. Box 552
Clearfield, PA 16830
(814) 765-1601

FILED

JUN 03 2004

William A. Shaw
Prothonotary

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

JOSEPH K. GILLILAND,
Plaintiff,

vs.

E. D. BILLOTTE, his heirs
and assigns or any other
claiming under him,
Defendant.

*
*
*
*
*
*
*
*

No. 04 - - CD

ACTION TO QUIET TITLE

MOTION FOR SPECIAL ORDER DIRECTING
SERVICE BY PUBLICATION

NOW COMES the Plaintiff in the above-captioned matter
and by his attorney, James A. Naddeo, Esquire, sets forth the
following:

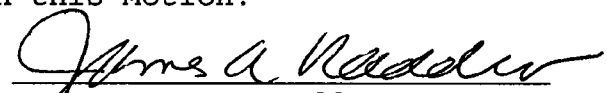
1. The Movant is the Plaintiff in the above-captioned
matter.

2. The Movant filed a Quiet Title Action on or about
June 3, 2004.

3. The Movant desires to have your Honorable Court
enter an Order pursuant to Pa. R.C.P. No. 430.

4. In support of this request, Movant incorporates
the attached affidavit.

WHEREFORE, Movant respectfully requests your Honorable
Court to grant the relief sought in this Motion.


James A. Naddeo
Attorney for Plaintiff

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

JOSEPH K. GILLILAND,
Plaintiff,

vs.

E. D. BILLOTTE, his heirs
and assigns or any other
claiming under him,
Defendant.

*
*
*
*
*
*
*
*

No. 04 - - CD

ACTION TO QUIET TITLE

AFFIDAVIT PURSUANT TO PA. R.C.P. 430

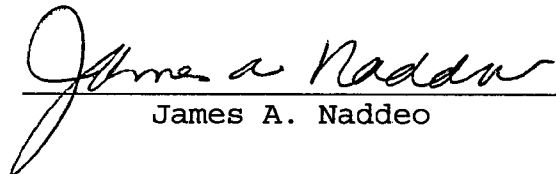
1. Counsel for Movant has been unable to determine the whereabouts of the Defendant.

2. Movant and Counsel for Movant have made the following attempts to locate Defendant:

A. Telephone directory assistance for Clearfield, Philipsburg, DuBois, and Pittsburgh Pennsylvania, and surrounding areas.

B. Local tax records.

I verify that the statements made in this Affidavit are true and correct. I understand that false statements herein are made subject to the penalties of Pa. C.S. Section 4904 relating to unsworn falsifications to authorities.


James A. Naddeo

DA

JAMES A. NADDEO
ATTORNEY AT LAW
P.O. BOX 552
CLEARFIELD, PENNSYLVANIA 16830

Lap over margin

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

JOSEPH K. GILLILAND,
Plaintiff,

vs.

E. D. BILLOTTE, his heirs
and assigns or any other
claiming under him,
Defendant.

No. 04 - 792 - CD

ACTION TO QUIET TITLE

Type of Pleading:

ORDER GRANTING MOTION FOR
SPECIAL ORDER DIRECTING
SERVICE BY PUBLICATION

Filed on behalf of:
Plaintiff

Counsel of Record for
this party:

James A. Naddeo, Esq.
Pa I.D. #06820

207 East Market Street
P.O. Box 552
Clearfield, PA 16830
(814) 765-1601

FILED

JUN 07 2004

William A. Shaw
Prothonotary

FILED

~~JUN 03 2004~~

~~William A. Shaw
Prothonotary~~

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

JOSEPH K. GILLILAND,
Plaintiff,

vs.

E. D. BILLOTTE, his heirs
and assigns or any other
claiming under him,
Defendant.

*
*
*
*
*
*
*
*

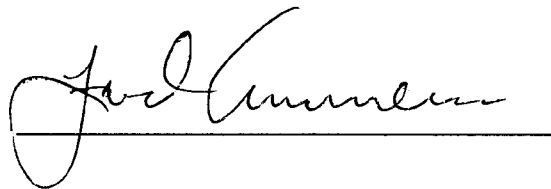
No. 04 - - CD

ACTION TO QUIET TITLE

ORDER GRANTING MOTION FOR SPECIAL ORDER
DIRECTING SERVICE BY PUBLICATION

AND NOW, this 4 day of June, 2004, upon
consideration of the Plaintiff's Motion for a Special Order
Directing Service by way of Publication, and it appearing to the
Court that Plaintiff has made a good faith effort to locate and
serve Defendant, it is hereby ORDERED that the Motion is granted
and that service upon the Defendant is to be made by way of
publication by advertising the Notice required by Pa. R.C.P. No.
430 once in the Clearfield County Law Journal and once in a
newspaper of general circulation within the County.

BY THE COURT



A handwritten signature in dark ink, appearing to read 'Jack Cunningham', is written over a horizontal line.

JAMES A. NADDEO
ATTORNEY AT LAW
P.O. BOX 552
CLEARFIELD, PENNSYLVANIA 16830

Lap over margin

FILED

10,154 10th City
JUN 07 2004

William A. Shaw
Prothonotary

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

JOSEPH K. GILLILAND,
Plaintiff,

vs.

E. D. BILLOTTE, his heirs
and assigns or any other
claiming under him,
Defendant.

No. 04 - 792 - CD

ACTION TO QUIET TITLE

Type of Pleading:

AFFIDAVIT

Filed on behalf of:
Plaintiff

Counsel of Record for
this party:

James A. Naddeo, Esq.
Pa I.D. #06820

207 East Market Street
P.O. Box 552
Clearfield, PA 16830
(814) 765-1601

FILED ^{EGK}
m/12:59 ^{NO}
SEP 30 2004 ^{CC}

Clearfield County
Court of Common Pleas

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

JOSEPH K. GILLILAND,
Plaintiff,

vs.

E. D. BILLOTTE, his heirs
and assigns or any other
claiming under him,
Defendant.

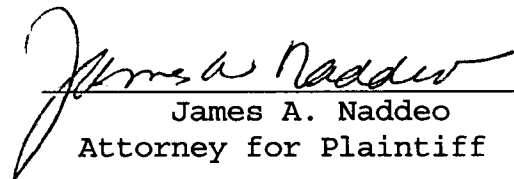
*
*
*
*
*
*
*
*

No. 04 - 792 - CD

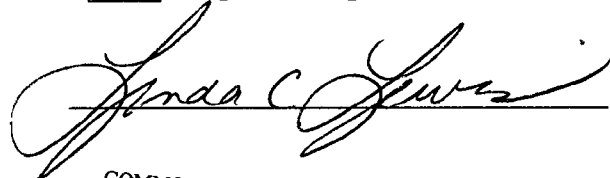
ACTION TO QUIET TITLE

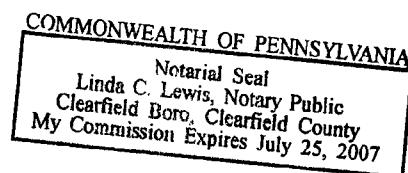
AFFIDAVIT

James A. Naddeo, Esquire, being duly sworn according to law, deposes and says that he is attorney for Plaintiff and makes this affidavit on behalf of the Plaintiff, being authorized to do so; that a complaint in this action to quiet title, containing a notice to defend within twenty days of service, was duly served on the Defendant, E. D. Billotte, his heirs and assigns, by publication in the Progress on June 17, 2004 and the Clearfield County Legal Journal for week of June 25, 2004, proofs of publications are attached hereto; and that to date the Defendant, his heirs and assigns, have not filed an answer in the action.


James A. Naddeo
Attorney for Plaintiff

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





PROOF OF PUBLICATION

STATE OF PENNSYLVANIA
COUNTY OF CLEARFIELD
SS:

On this 22nd day of June, A.D. 2004,
before me, the subscriber, a Notary Public in and for said County and State, personally appeared Margaret E. Krebs, who being duly sworn according to law, deposes and says that she is the President of The Progressive Publishing Company, Inc., and Associate Publisher of The Clearfield and State of Pennsylvania, and established April 5, 1913, and that the annexed is a true copy of a notice or advertisement published in the regular issues of June 17, 2004

And that the affiant is not interested in the subject matter of the notice or advertising, and that all of the allegations of this statement as to the time, place, and character of publication are true.

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

Notary Public
Clearfield, Pa.

My Commission Expires
October 31, 2007
Cheryl J. Robinson, Notary Public
Clearfield Boro, Clearfield County
My Commission Expires Oct. 31, 2007
Member, Pennsylvania Association Of Notaries

IN THE COURT OF COMMON
PLEAS OF CLEARFIELD
COUNTY, PENNSYLVANIA, CIVIL
DIVISION-JOSEPH K. GILLILAND,
Plaintiff, v. E. D. BILLOTTE, his
heirs and assigns or any other
claiming under him, Defendants.
No. 04-792-CD, Action to Quiet
Title
TO: E. D. BILLOTTE, his heirs and
assigns or any other claiming under
him.

NOTICE - You have been sued in
Court. If you wish to defend against
the claims set forth in the following
pages, you must take action within
twenty (20) days after this Com-
plaint and notice are served, by en-
tering a written appearance per-
sonally or by attorney and filing in
writing with the Court your de-
fenses 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 no-
tice 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 PA-
PER TO YOUR LAWYER AT
ONCE. IF YOU DO NOT HAVE A
LAWYER OR CANNOT AFFORD
ONE, GO TO OR TELEPHONE
THE OFFICE SET FORTH BELOW
TO FIND OUT WHERE YOU CAN
GET LEGAL HELP.
COURT ADMINISTRATOR,
CLEARFIELD COUNTY COURT-
HOUSE, Market and Second
Streets, Clearfield, PA 16830.
(814) 765-2641, ext. 5982
You are hereby notified that an
Action to Quiet Title to the following
parcel of land situate in Covington
Township, Clearfield County,

Pennsylvania, has been filed
against you. Said parcel being more
particularly bounded and described
as follows:
ALL that certain tract or lot of land
situate in Covington Township,
Clearfield County, Pennsylvania,
known as Clearfield County Tax
Parcel 111-Q06-001, assessed
as 11.98 acres, described as fol-
lows: BOUNDED ON THE NORTH
BY: Clearfield County Tax Parcel
111-Q06-02, lands of John C. Fe-
lice et al; BOUNDED ON THE
SOUTH BY: The West Branch of
the Susquehanna River; AND
BOUNDED ON THE WEST BY:
Clearfield County Tax Parcel
114-P5-42, lands of Ellis Coudner
et al, and Township Road 637.

The purpose of the Quiet Title Ac-
tion is to extinguish any equity
which the Defendant above-
named, his heirs, executors, ad-
ministrators, assigns and succe-
sors in interest may have in the
property which is set forth in this ac-
tion.
WHEREFORE, said Court or-
dered that notice of the said Action
and the facts thereto be served on
the Defendant, E. D. Billette, his
heirs and assigns or any other
claiming under him, to answer the
said Complaint within twenty (20)
days from the date of this publica-
tion. For failure to comply, a judg-
ment will be taken by application of
Plaintiff before the Court.
James A. Naddoo, Esquire, 207
East Market Street, P.O. Box 552,
Clearfield, PA 16830, Attorney for
Plaintiff.


PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :

:

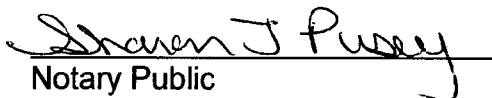
COUNTY OF CLEARFIELD :

On this 6th day of July AD 2003, before me, the subscriber, a Notary Public in and for said County and State, personally appeared Gary A. Knaresboro editor of the Clearfield County Legal Journal of the Courts of Clearfield County, and that the annexed is a true copy of the notice or advertisement published in said publication in the regular issues of Week of June 25, 2004, No. 26. And that all of the allegations of this statement as to the time, place, and character of the publication are true.



Gary A. Knaresboro, Esquire
Editor

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



Notary Public
My Commission Expires

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

James A Naddeo
PO Box 552
Clearfield PA 16830

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

JOSEPH K. GILLILAND, Plaintiff, vs. E.
D. BILLOTTE, his heirs and assigns and any
other claiming under him, Defendants
No. 2004-792-CD

ACTION TO QUIET TITLE NOTICE

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

Parcel 114-P5-42, lands of Ellis Coudriet et al, and Township Road 637.

The purpose of this Quiet Title Action is to extinguish any equity which the Defendant above-named, his heirs, executors, administrators, assigns and successors in interest may have in the property which is set forth in this action.

WHEREFORE, said Court ordered that notice of the said Action and the facts thereto be served on the Defendant, E. D. Billotte, his heirs and assigns, or any other claiming under him, to answer the said Complaint within twenty (20) days from the date of this publication. For failure to comply, a judgment will be taken by application for Plaintiff before the Court.

JAMES A. NADDEO, ESQUIRE, 207 East Market Street, P.O. Box 552, Clearfield, Pennsylvania, 16830, Attorney for Plaintiff.

you by the Court without further notice for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

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

Court Administrator, Clearfield County Courthouse, Market & Second Streets, Clearfield, PA 16830 (814) 765-2641 ext. 5982

You are hereby notified that an Action to Quiet Title to the following parcel of land situate in Covington Township, Clearfield County, Pennsylvania, has been filed against you. Said parcel being more particularly bounded and described as follows:

ALL that certain tract or lot of land situate in Covington Township, Clearfield County, Pennsylvania, known as Clearfield County Tax Parcel 111-Q06-001, assessed as 11.98 acres, described as follows: BOUNDED ON THE NORTH BY: Clearfield County Tax Parcel 111-Q05-42, lands of Ellis Coudriet, et al, and Township Road 637; BOUNDED ON THE EAST BY: Clearfield County Tax Parcel 111-Q06-02, lands of Ellis Coudriet, et al, and Township Road 637; BOUNDED ON THE EAST BY: Clearfield County Tax Parcel 111-Q06-02, lands of John C. Felice et al; BOUNDED ON THE SOUTH BY: The West Branch of the Susquehanna River; AND, BOUNDED ON THE WEST BY: Clearfield County Tax Parcel 114-P5-42, lands of Ellis Coudriet et al, and Township Road 637.

The purpose of this Quiet Title Action is to extinguish any equity which the Defendant above-named, his heirs, executors, administrators, assigns and successors in interest may have in the property which is set forth in this action.

WHEREFORE, said Court ordered that notice of the said Action and the facts thereto be served on the Defendant, E. D. Billotte, his heirs and assigns, or any other claiming under him, to answer the said Complaint within twenty (20) days from the date of this publication. For failure to comply, a judgment will be taken by application for Plaintiff before the Court.

JAMES A. NADDEO, ESQUIRE, 207 East Market Street, P.O. Box 552, Clearfield, Pennsylvania, 16830, Attorney for Plaintiff.

Common Pleas of Clearfield County,
Pennsylvania on the 14th day of July, 2004
at 2:00 p.m. in Courtroom No. 7.

Patrick J. Fanelli, Esquire, ANDREWS &
BEARD, 3366 Lynnwood Drive, Altoona, PA
16602.

ADV: June 25th, July 2nd & 9th, 2004.

**IN THE UNITED STATES BANKRUPTCY
COURT FOR THE WESTERN DISTRICT
OF PENNSYLVANIA**

IN RE: BRIAN E. JACOBS and
ROXANNE M. JACOBS, Debtors

GARY V. SKIBA, TRUSTEE, Movant
NO RESPONDENT

BANKRUPTCY NO. 02-12776-WWB
CHAPTER NO. 7

NOTICE OF BANKRUPTCY SALE STOCK

Please take notice that the trustee has arranged for the sale of the debtor's 1000 common shares of Bucktail Properties, Inc.'s stock for \$12,000.00. The hearing shall take place on Monday, July 12, 2004, at 1:30 p.m. before Judge Bentz in the bankruptcy courtroom, 717 State Street, 7th Floor, Erie, Pennsylvania. The Court will entertain higher offers at the hearing. The gross sale price must be paid promptly at the closing of this sale. Examination of the property or further information can be obtained by contacting the trustee.

Wayne G. Johnson, Jr., Esquire, 345
West 6th Street, Erie, PA 16507, 814-454-
6345, Attorney for Trustee.

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

JOSEPH K. GILLILAND, Plaintiff, vs. E.
D. BILLOTTE, his heirs and assigns and any
other claiming under him, Defendants

No. 2004-792-CD

ACTION TO QUIET TITLE NOTICE

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

JAMES A. NADDEO
ATTORNEY AT LAW
P.O. BOX 552
CLEARFIELD, PENNSYLVANIA 16830

Lap over margin

FILED

SEP 30 2004

With 1 set
Photocopy of each

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

JOSEPH K. GILLILAND,
Plaintiff,

vs.

E. D. BILLOTTE, his heirs
and assigns or any other
claiming under him,
Defendant.

No. 04 - 792 - CD

ACTION TO QUIET TITLE

Type of Pleading:

ORDER

Filed on behalf of:
Plaintiff

Counsel of Record for
this party:

James A. Naddeo, Esq.
Pa I.D. #06820

207 East Market Street
P.O. Box 552
Clearfield, PA 16830
(814) 765-1601

OCT 04 2004
O 3:07 PM 10/2/04
10/2/04

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

JOSEPH K. GILLILAND,	*	
Plaintiff,	*	
	*	
vs.	*	No. 04 - 792 - CD
	*	
E. D. BILLOTTE, his heirs	*	ACTION TO QUIET TITLE
and assigns or any other	*	
claiming under him,	*	
Defendant.	*	

ORDER

AND NOW, this 1st of October, 2004, it appearing that a Complaint to Quiet Title in the above stated Action was served on the Defendant and by Affidavit of James A. Naddeo, Esquire, Attorney for Plaintiff, no answer has been filed in said action on behalf of said Defendant and on motion of James A. Naddeo, Esquire, Attorney for Plaintiff, it is hereby ORDERED and DIRECTED that Plaintiff be allowed to enjoy said property in peace and that the said Defendant, E. D. Billotte, be forever barred from asserting any right, title, lien or interest inconsistent with the interest or claim of the Plaintiff as set forth in his Complaint in and to ALL that certain tract or lot of land situate in Covington Township, Clearfield County, Pennsylvania, known as Clearfield County Tax Parcel 111-Q06-001, assessed as 11.98 acres, described as follows:

BOUNDED ON THE NORTH BY: Clearfield County Tax Parcel 111-Q05-42, lands of Ellis Coudriet, et al, and Township Road 637;

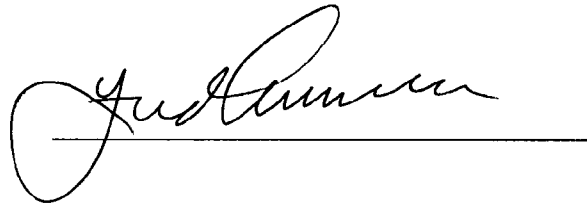
BOUNDED ON THE EAST BY: Clearfield County Tax Parcel
111-Q06-02, lands of John C. Felice et al;


BOUNDED ON THE SOUTH BY: The West Brach of the
Susquehanna River;

AND, BOUNDED ON THE WEST BY: Clearfield County Tax
Parcel 114-P5-42, lands of Ellis Coudriet et al, and
Township Road 637.

Said ORDER shall be final and absolute unless the
Defendant shall file exceptions thereto within thirty (30) days
thereafter. If such action is not taken within the thirty (30)
day period, the Prothonotary, on Praecept of the Plaintiff,
shall enter final judgment.

BY THE COURT

A handwritten signature in cursive script, appearing to read "J. H. ...", is written over a horizontal line.


JAMES A. NADDEO
ATTORNEY AT LAW
P.O. BOX 552
CLEARFIELD, PENNSYLVANIA 16830

_____ Lap over margin _____

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

JOSEPH K. GILLILAND,
Plaintiff,

vs.

E. D. BILLOTTE, his heirs
and assigns or any other
claiming under him,
Defendant.

No. 04 - 792 - CD

ACTION TO QUIET TITLE

Type of Pleading:

MOTION FOR DEFAULT JUDGMENT

Filed on behalf of:
Plaintiff

Counsel of Record for
this party:

James A. Naddeo, Esq.
Pa I.D. #06820

207 East Market Street
P.O. Box 552
Clearfield, PA 16830
(814) 765-1601

FILED
m/12:59/11
SEP 30 2004
cc
RECORDED
INDEXED

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

JOSEPH K. GILLILAND,
Plaintiff,

vs.

E. D. BILLOTTE, his heirs
and assigns or any other
claiming under him,
Defendant.

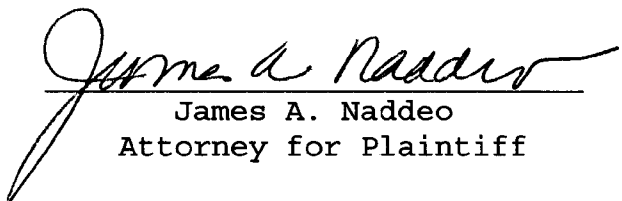
*
*
*
*
*
*
*
*

No. 04 - 792 - CD

ACTION TO QUIET TITLE

MOTION FOR DEFAULT JUDGMENT

AND NOW, this 30th day of September, 2004, an Affidavit having been executed and filed on behalf of the Plaintiff that the Complaint with Notice to Defend had been served on the Defendant as stated in the Affidavit; and more than twenty (20) days have expired since the date of service and the Defendant not having answered, the Plaintiff, by his attorney, James A. Naddeo, Esquire, moves the Court to enter judgment in favor of the Plaintiff and against the Defendant and to grant Plaintiff the relief prayed for in his Complaint in accordance with Pennsylvania Rules of Civil Procedure No. 1066.


James A. Naddeo
Attorney for Plaintiff

JAMES A. NADDEO
ATTORNEY AT LAW
P.O. BOX 552
CLEARFIELD, PENNSYLVANIA 16830

Lap over margin

FILED

SEP 30 2004

William A. Shaw
Prothonotary/Clerk of Courts

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

JOSEPH K. GILLILAND,
Plaintiff,

vs.

E. D. BILLOTTE, his heirs
and assigns or any other
claiming under him,
Defendant.

No. 04 - 792 - CD

ACTION TO QUIET TITLE

Type of Pleading:

Praecipe for Final Judgment

Filed on behalf of:
Plaintiff

Counsel of Record for
this party:

James A. Naddeo, Esq.
Pa I.D. #06820

207 East Market Street
P.O. Box 552
Clearfield, PA 16830
(814) 765-1601

FILED

61 03:23 08 NO CL

JAN 13 2005

William A. Shaw
Prothonotary

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

JOSEPH K. GILLILAND,
Plaintiff,

vs.

E. D. BILLOTTE, his heirs
and assigns or any other
claiming under him,
Defendant.

*
*
*
*
*
*
*
*

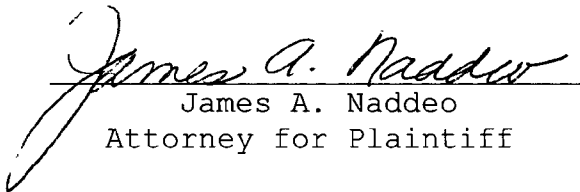
No. 04 - 792 - CD

ACTION TO QUIET TITLE

PRAECIPE FOR FINAL JUDGMENT

TO THE PROTHONOTARY:

Please enter final judgment against the Defendant in
the above-captioned action for failure to respond to the Order
of Court dated October 1, 2004.


James A. Naddeo
Attorney for Plaintiff

Dated: January 13, 2005

JAMES A. NADDEO
ATTORNEY AT LAW
P.O. BOX 552
CLEARFIELD, PENNSYLVANIA 16830

_____ Lap over margin _____

7