

05-60-CD  
Re: Township of Karthaus

KARTHAUS

Karthaus Twp., v. Elizabeth Potter et al  
2005-060-CD

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

IN RE:

CONDEMNATION BY THE TOWNSHIP  
OF KARTHAUS OF EASEMENTS FOR  
ROAD RELOCATION AND BRIDGE  
CONSTRUCTION OVER, ACROSS AND  
THROUGH TWO TRACTS OF LAND  
TOWNSHIP OF LOT SITUATE  
IN KARTHAUS TOWNSHIP,  
CLEARFIELD COUNTY, PENNSYLVANIA

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\* No. 2005-60 -CD  
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\* ACTION IN REM  
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FILED

JAN 13 2005

01/12/01 fm  
William A. Shaw

Prothonotary/Clerk of Courts

DECLARATION OF TAKING

The TOWNSHIP OF KARTHAUS by its Board of Supervisors does respectfully declare that:

1. The Condemnor is the Township of Karthaus (hereafter known as the "TOWNSHIP"), with its office being situate at 367 Market Street, Karthaus, Pennsylvania 16845.

2. The within condemnation is made pursuant to the powers vested in the Township as an agency of the Commonwealth of Pennsylvania and in accordance with the provisions of the 2<sup>nd</sup> Class Township Code Act of May 1, 1933 P.L. 103 69 Sections 203, as amended (53 PA C.S.A. Section 67301).

3. This Declaration of Taking is authorized by resolution of the Condemnor at a regular meeting on December 13, 2004, the record thereof may be examined at the office of the Township of Karthaus.

4. The purpose of the condemnation is for the construction of a new bridge over Mosquito Creek for access via Township Road T-748 to Pennsylvania State Route SR 879 in the Village of Karthaus, Karthaus Township, and to include temporary and permanent easements for the relocation of Township Road T-748 for said purpose and to include the approach surfaces to both the north side and south side of Mosquito Creek.

5. The description of the property condemned, sufficient for identification, is as follows:

A. DESCRIPTION OF A TEMPORARY CONSTRUCTION EASEMENT  
ALONG TOWNSHIP ROAD T-748 ON A PARCEL OF GROUND OWNED BY  
MERLYN L. MANEY, JR. & SHIRLEY A. MANEY AND IDENTIFIED BY  
CLEARFIELD COUNTY AS TAX MAP NUMBER 121-T04-2

BEGINNING at a point, said point being the southeastern point of the easement Described herein; thence along the eastern bank of Mosquito Creek, North 53 Degrees 22 minutes 54 seconds West, a distance of 100.93 feet to a point; thence along land of Merlyn L. Maney, Jr. & Shirley A. Maney the following courses and distances: North 41 degrees 56 minutes 16 seconds East, a distance of 46.86 feet to a point, South 48 degrees 03 minutes 44 seconds East, a distance of 15.77 feet to a point, North 41 degrees 56 minutes 16 seconds East, a distance of 45.27 feet to a point, North 28 degrees 36 minutes 40 seconds West, a distance of 39.14 feet to a point, North 44 degrees 15 minutes 55 seconds East, a distance of 52.67 feet to a point, North 89 degrees 18 minutes 43 seconds East, a distance of 32.64 feet to a point, North 14 degrees 12 minutes 46 seconds East, a distance of 23.13 feet to a point, South 78 degrees 23 minutes 43 seconds East, a distance of 17.21 feet to a point within the right-of-way of existing T-748, thence within the right-of-way of existing T-748 the following courses and distances: South 12 degrees 26 minutes 07 seconds West, a distance of 109.73 feet to a point; thence along the centerline South 22 degrees 13 minutes 07 seconds West, a distance of 110.70 feet to a point, the place of beginning.

As shown on attached map titled "Plat Showing A Temporary Construction Easement for T-748 On Ground Owned by Merlyn L. Maney, Jr. and Shirley A. Maney, Karthaus Township, Clearfield County" as prepared by Hess & Fisher Engineers, Inc. dated November 24, 2004 and being labeled Exhibit "B".

B. DESCRIPTION OF A PERMANENT RIGHT-OF-WAY FOR T-748 ON  
A PARCEL OF GROUND OWNED BY MERLYN L. MANEY, JR. & SHIRLEY A.  
MANEY AND IDENTIFIED BY CLEARFIELD COUNTY AS TAX MAP NUMBER  
121-T04-2

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T-748, South 12 degrees 26 minutes 07 seconds West, a distance of 109.73 feet to a point; thence continuing within the right-of-way of the existing location of T-748, South 22 degrees 13 minutes 07 seconds West, a distance of 110.70 feet to a point, the place of beginning.

As shown on attached map titled "Plat Showing A Permanent Right-Of-Way For T-748 On A Parcel Of Ground Owned by Merlyn L. Maney, Jr. and Shirley A. Maney" as prepared by Hess & Fisher Engineers, Inc. dated November 24, 2004 and being labeled Exhibit "B1".

C. DESCRIPTION OF A PERMANENT RIGHT-OF-WAY FOR T-748 ON A PARCEL OF GROUND IDENTIFIED BY CLEARFIELD COUNTY AS TAX PARCEL #T04-606-00050 ASSESSED TO "UNKNOWN" OWNER AND BELIEVED TO BE OWNED BY THE F. ELIZABETH POTTER HEIRS AND/OR CLEARFIELD COUNTY TAX CLAIM BUREAU DUE TO TAX SALE

BEGINNING at a point, said point being the southeastern point of the right-of-way described herein; thence along the northern right-of-way line of S.R. 879, North 48 degrees 09 minutes 51 seconds West, a distance of 90.00 feet to a point; thence along land of Potter Heirs, North 41 degrees 56 minutes 16 seconds East, a distance of 27.57 feet to a point; thence along the western bank of Mosquito Creek South 48 degrees 31 minutes 19 seconds East, a distance of 90.00 feet to a point; thence along the western right-of-way of existing Township Road T-748 South 41 degrees 56 minutes 16 seconds West, a distance of 28.14 feet to a point, the place of beginning.

As shown on attached map titled "Plat Showing A Permanent Right-Of-Way For T-748 On Ground Owned By The Potter Heirs, Karthaus Township, Clearfield County" as prepared by Hess & Fisher Engineers, Inc. dated November 24, 2004 and labeled as Exhibit "C".

6. The nature of the title acquired is for road relocation and bridge construction easements.

7. Said plans as attached hereto showing the condemned property to be recorded in the Office of the Recorder of Deeds under caption NOTICE OF CONDEMNATION concurrently with the filing of the within Declaration of Taking. Further detailed construction plans are available for inspection at the office of the Township of Karthaus during regular business hours or of the office of Hess & Fisher Engineers, 36 North 2nd Street, Clearfield, Pennsylvania ((814) 765-7541) by appointment.

8. Just compensation for the taking is secured by the taxing power of the Township of Karthaus.

ATTEST:

Eugene Shadeck  
Secretary

TOWNSHIP OF KARTHAUS  
By:

Eugene Shadeck

Chairman

Lester E. Wooster

Supervisor

Walter D. Moore

Supervisor

COMMONWEALTH OF PENNSYLVANIA

:

:SS

COUNTY OF CLEARFIELD

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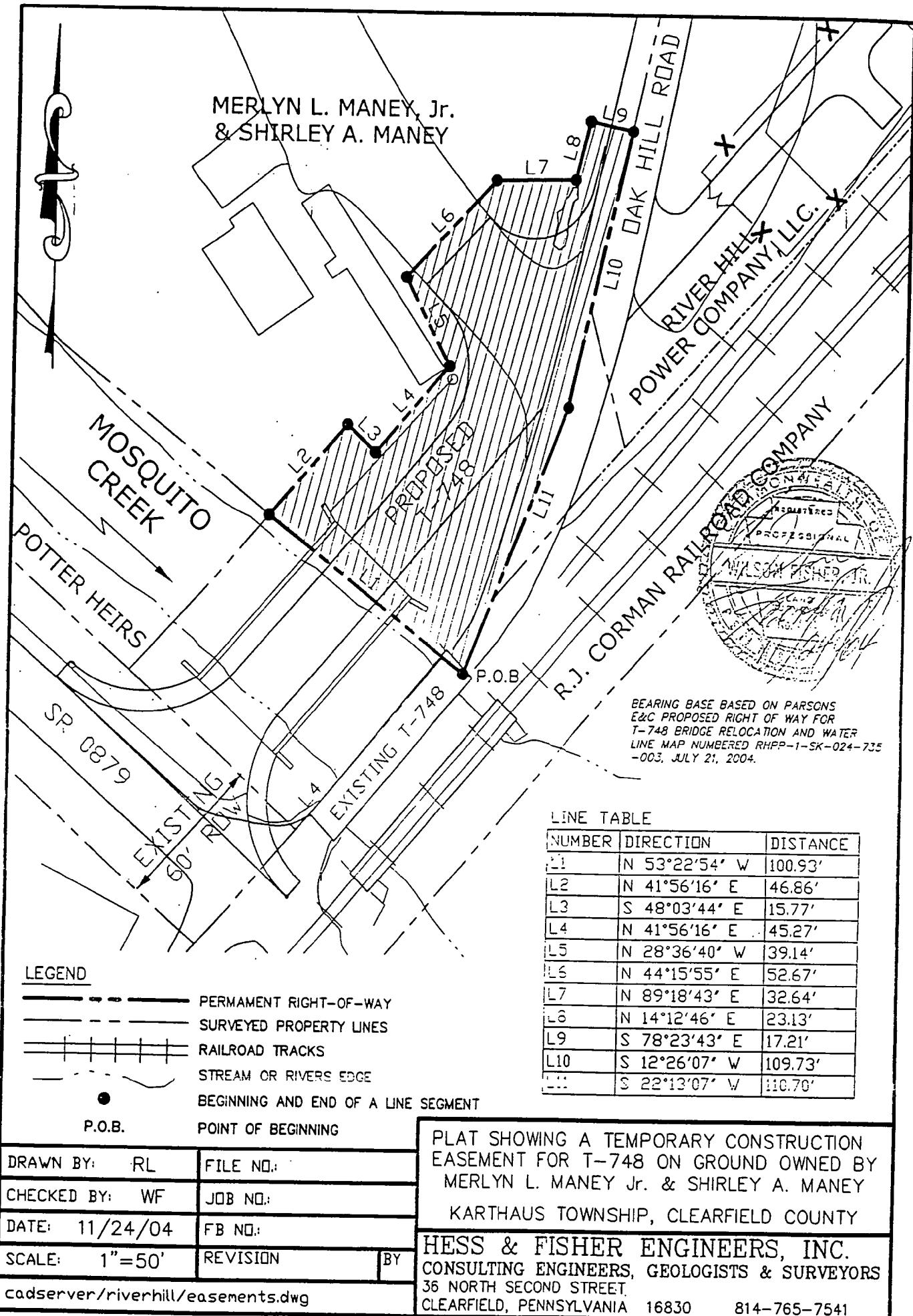
EUGENE SHADECK, being duly sworn according to law, deposes and says that he is Chairman of the Township of Karthaus Board of Supervisors, and makes this Affidavit on its behalf, being familiar with the facts and having authority so to do, and that all of the statements in the foregoing Declaration of Taking are true and correct to the best of his information, knowledge and belief.

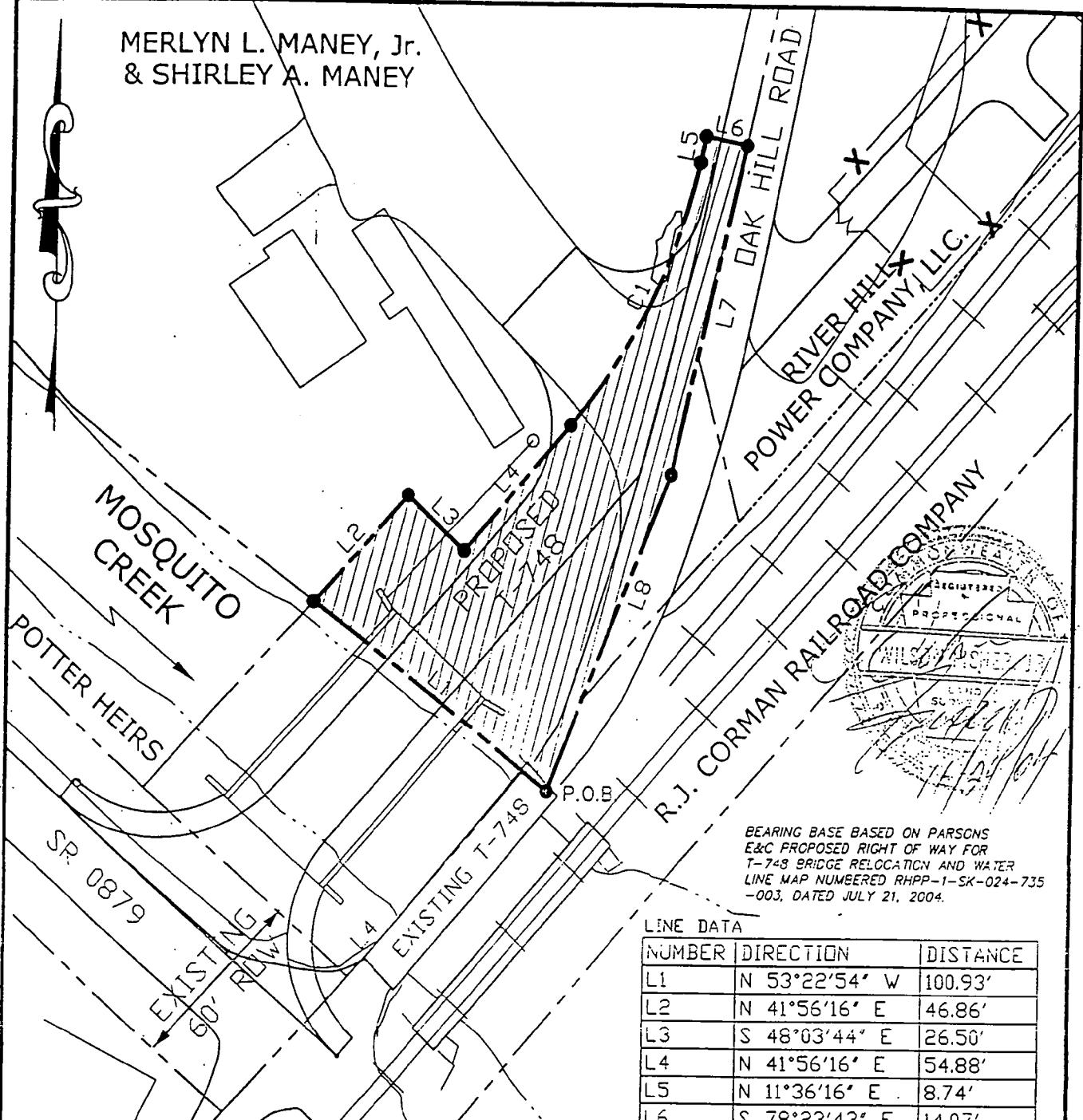
Eugene Shadeck

SWORN to and SUBSCRIBED before me  
this 3RD day of JANUARY,  
2008

  
Notary Public

Commonwealth of Pennsylvania  
NOTARIAL SEAL  
DAVID S. AMMERMAN, Notary Public  
Clearfield Borough, Clearfield County  
My Commission Expires Nov. 20, 2008



MERLYN L. MANEY, Jr.  
& SHIRLEY A. MANEY**LEGEND****PERMANENT RIGHT-OF-WAY****SURVEYED PROPERTY LINES****RAILROAD TRACKS****STREAM OR RIVERS EDGE****BEGINNING AND END OF A LINE SEGMENT****P.O.B.****POINT OF BEGINNING**

DRAWN BY: RL FILE NO.:

CHECKED BY: WF JOB NO.:

DATE: 11/24/04 FB NO.:

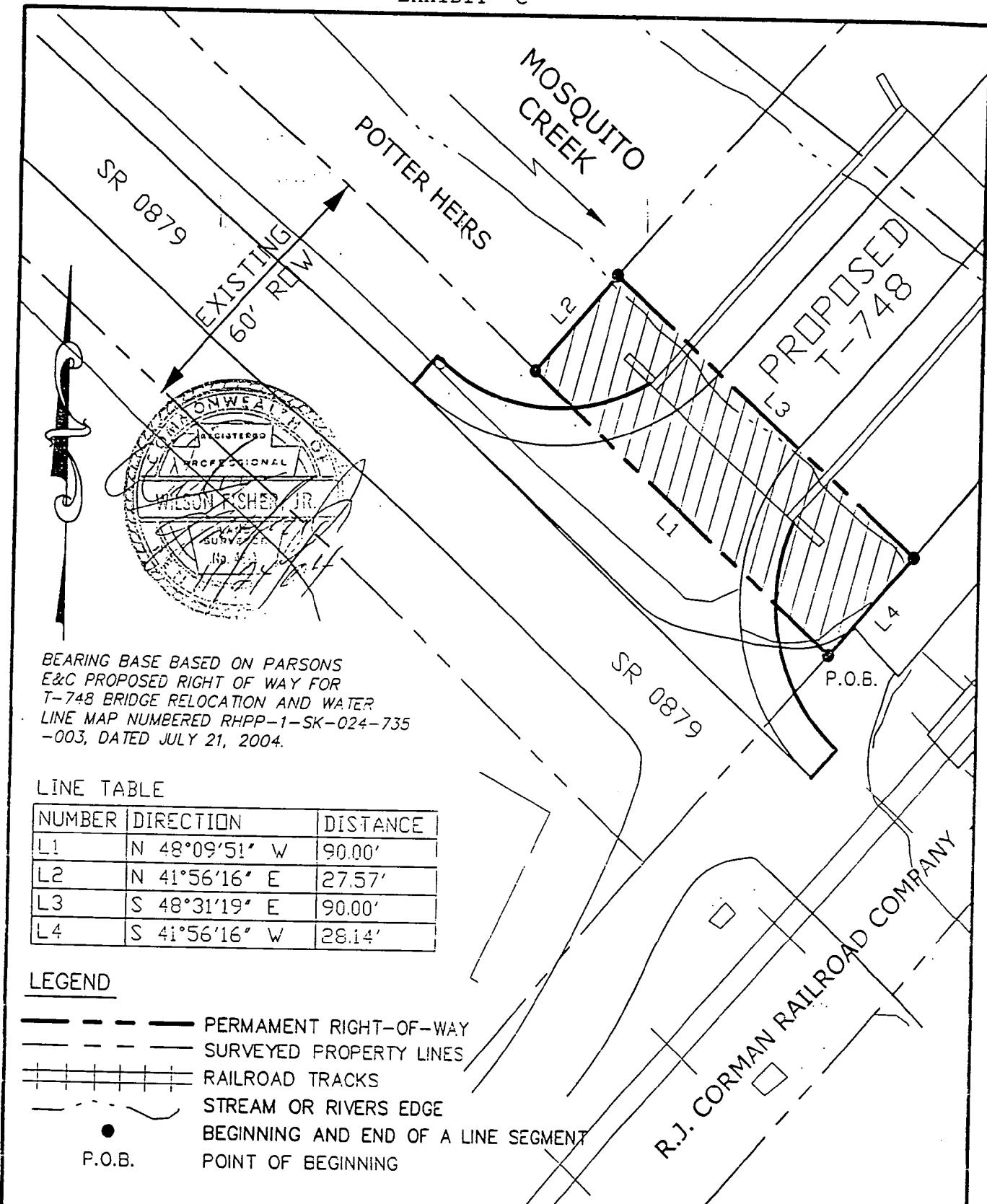
SCALE: 1"=50' REVISION BY

cadserver/riverhill/easements.dwg

PLAT SHOWING A PERMANENT R-O-W  
FOR T-748 ON GROUND OWNED BY  
MERLYN L. MANEY Jr. & SHIRLEY A. MANEY  
KARTHAUS TOWNSHIP, CLEARFIELD COUNTY

HESS & FISHER ENGINEERS, INC.  
CONSULTING ENGINEERS, GEOLOGISTS & SURVEYORS  
36 NORTH SECOND STREET  
CLEARFIELD, PENNSYLVANIA 16830 814-765-7541

EXHIBIT "C"



NUMBER	DIRECTION	DISTANCE
L1	N $48^{\circ}09'51''$ W	90.00'
L2	N $41^{\circ}56'16''$ E	27.57'
L3	S $48^{\circ}31'19''$ E	90.00'
L4	S $41^{\circ}56'16''$ W	28.14'

## LEGEND

- — — PERMANENT RIGHT-OF-WAY
  - — — SURVEYED PROPERTY LINES
  - — — RAILROAD TRACKS
  - — — STREAM OR RIVERS EDGE
  - BEGINNING AND END OF A LINE SEGMENT
  - P.O.B. POINT OF BEGINNING

DRAWN BY:	RL	FILE NO.:	
CHECKED BY:	WF	JOB NO.:	
DATE:	11/24/04	FB NO.:	
SCALE:	1"=30'	REVISION	BY
cadserver/riverhill/easements.dwg			

PLAT SHOWING A PERMANENT R-O-W FOR  
T-748 ON A PARCEL OF GROUND  
OWNED BY POTTER HEIRS  
  
KARTHAUS TOWNSHIP, CLEARFIELD COUNTY  
  
HESS & FISHER ENGINEERS, INC.  
CONSULTING ENGINEERS, GEOLOGISTS & SURVEYORS  
36 NORTH SECOND STREET  
CLEARFIELD, PENNSYLVANIA 16830 814-765-7541

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
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IN RE:

CONDEMNATION BY THE TOWNSHIP  
OF KARTHAUS OF EASEMENTS FOR  
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TOWNSHIP OF LOT SITUATE  
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CLEARFIELD COUNTY, PENNSYLVANIA

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\* No. 2005 - 60 -CD  
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\* ACTION IN REM  
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FILED

JAN 13 2005

012:00

William A. Shaw

Prothonotary/Clerk of Courts

4 ~~Copies~~ to Atty

**NOTICE OF CONDEMNATION**

A Declaration of Taking was filed this date, January 13, 2005, as of the above court, term and number wherein the following property was condemned:

1. The purpose of the condemnation is for the construction of a new bridge over Mosquito Creek for access via Township Road T-748 to Pennsylvania State Route SR 879 in the Village of Karthaus, Karthaus Township, and to include temporary and permanent easements for the relocation of Township Road T-748 for said purpose and to include the approach surfaces to both the north side and south side of Mosquito Creek. The description of the property condemned, sufficient for identification, is as follows:

A. DESCRIPTION OF A TEMPORARY CONSTRUCTION EASEMENT  
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MERLYN L. MANEY, JR. & SHIRLEY A. MANEY AND IDENTIFIED BY  
CLEARFIELD COUNTY AS TAX MAP NUMBER 121-T04-2

BEGINNING at a point, said point being the southeastern point of the easement Described herein; thence along the eastern bank of Mosquito Creek, North 53 Degrees 22 minutes 54 seconds West, a distance of 100.93 feet to a point; thence along land of Merlyn L. Maney, Jr. & Shirley A. Maney the following courses and distances: North 41 degrees 56 minutes 16 seconds East, a distance of 46.86 feet to a point, South 48 degrees 03 minutes 44 seconds East, a distance of 15.77 feet to a point, North 41 degrees 56 minutes 16 seconds East, a distance of 45.27 feet to a point, North 28 degrees 36 minutes 40 seconds West, a distance of 39.14 feet to a point, North 44 degrees 15 minutes 55 seconds East, a distance of 52.67 feet to a point, North 89 degrees 18 minutes 43 seconds East, a distance of 32.64 feet to a point, North 14 degrees 12 minutes 46 seconds East, a distance of 23.13 feet to a point, South 78 degrees 23 minutes 43 seconds East, a distance of 17.21 feet to a point within the right-of-way of existing T-748, thence within the right-

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As shown on attached map titled "Plat Showing A Temporary Construction Easement for T-748 On Ground Owned by Merlyn L. Maney, Jr. and Shirley A. Maney, Karthaus Township, Clearfield County" as prepared by Hess & Fisher Engineers, Inc. dated November 24, 2004 and being labeled Exhibit "B".

**B. DESCRIPTION OF A PERMANENT RIGHT-OF-WAY FOR T-748 ON A PARCEL OF GROUND OWNED BY MERLYN L. MANEY, JR. & SHIRLEY A. MANEY AND IDENTIFIED BY CLEARFIELD COUNTY AS TAX MAP NUMBER 121-T04-2**

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**C. DESCRIPTION OF A PERMANENT RIGHT-OF-WAY FOR T-748 ON A PARCEL OF GROUND IDENTIFIED BY CLEARFIELD COUNTY AS TAX PARCEL #T04-606-00050 ASSESSED TO "UNKNOWN" OWNER AND BELIEVED TO BE OWNED BY THE F. ELIZABETH POTTER HEIRS AND/OR CLEARFIELD COUNTY TAX CLAIM BUREAU DUE TO TAX SALE**

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North 48 degrees 09 minutes 51 seconds West, a distance of 90.00 feet to a point; thence along land of Potter Heirs, North 41 degrees 56 minutes 16 seconds East, a distance of 27.57 feet to a point; thence along the western bank of Mosquito Creek South 48 degrees 31 minutes 19 seconds East, a distance of 90.00 feet to a point; thence along the western right-of-way of existing Township Road T-748 South 41 degrees 56 minutes 16 seconds West, a distance of 28.14 feet to a point, the place of beginning.

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2. The names of the owners of the property interests condemned as reasonably known to the Condemnor, the Township of Karthaus, are as follows:

Merlyn L. Maney, Jr. & Shirley A. Maney  
2218 Keewaydin Road  
Karthaus, Pennsylvania 16845

F. Elizabeth Potter Heirs  
address unknown

Clearfield County c/o  
Clearfield County Tax Claim Bureau  
Clearfield County Courthouse Annex  
1 North 2<sup>nd</sup> Street  
Clearfield, Pennsylvania 16830



David S. Ammerman, Solicitor  
Karthaus Township

COMMONWEALTH OF PENNSYLVANIA

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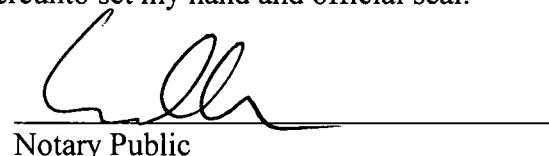
COUNTY OF CLEARFIELD

:SS

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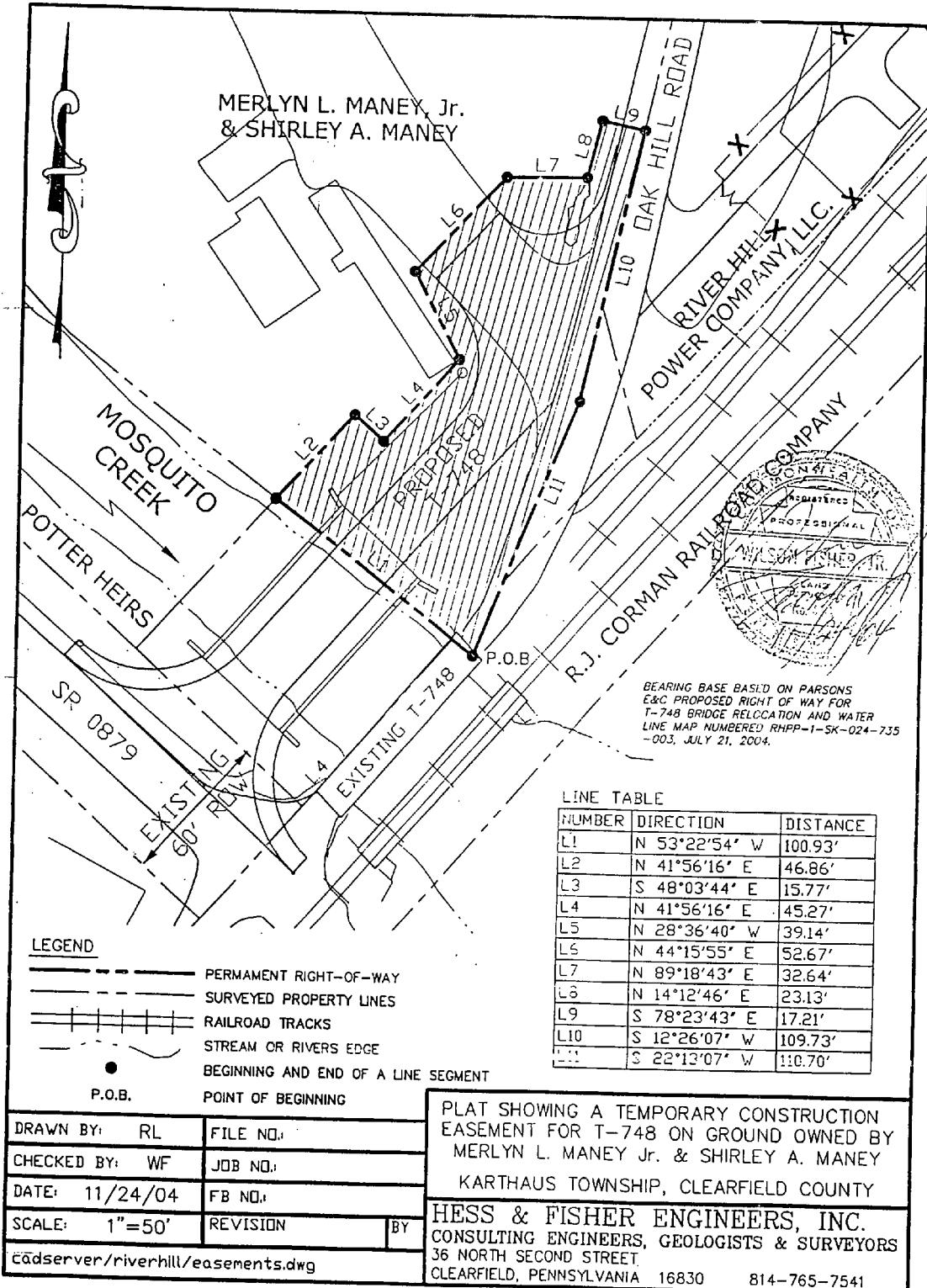
On this the 13<sup>th</sup> day of January, 2005, before me, the undersigned officer, personally appeared DAVID S. AMMERMAN, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same for the purposes therein contained.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.



Notary Public

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



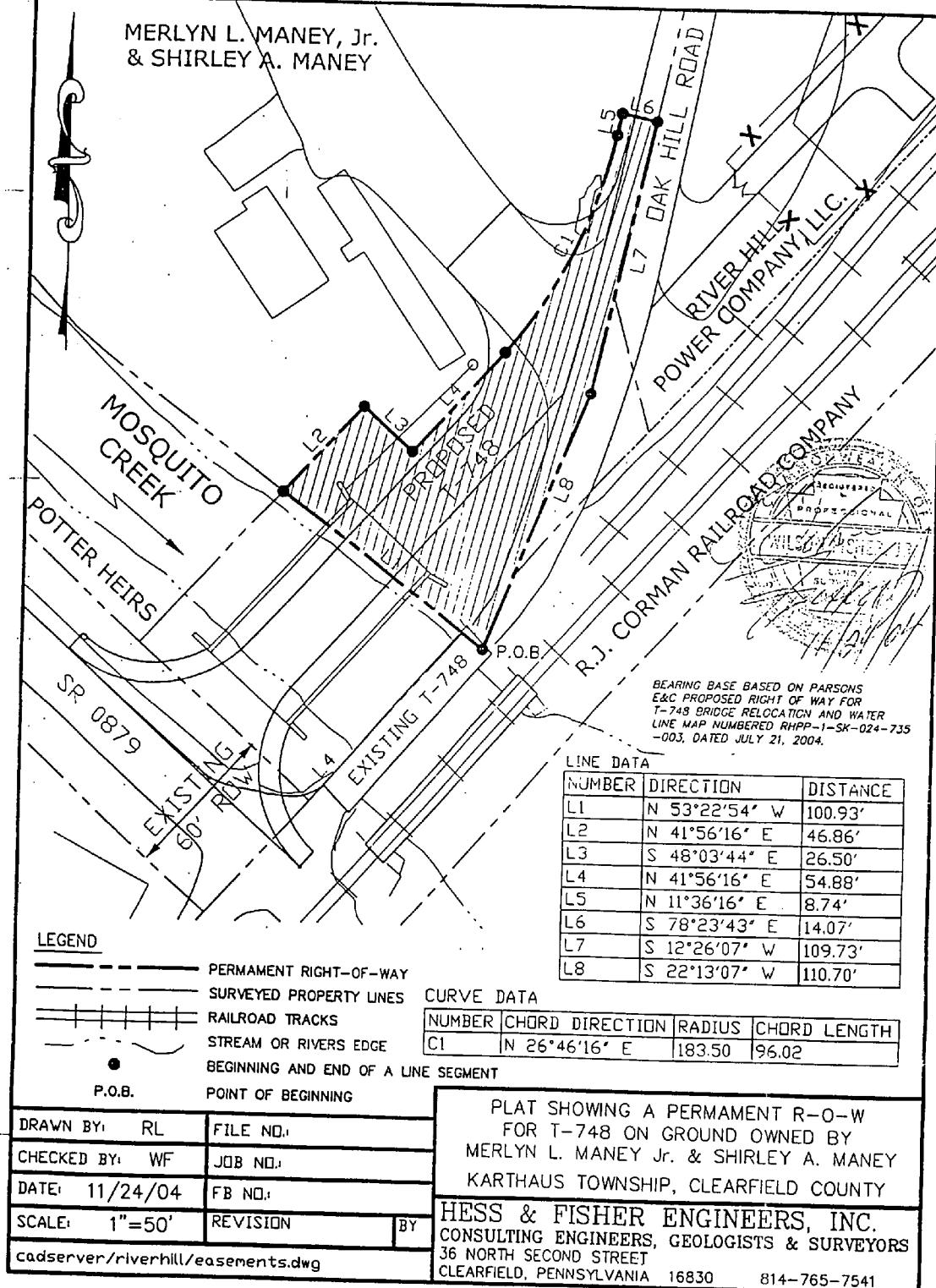
LINE TABLE

NUMBER	DIRECTION	DISTANCE
L1	N 53°22'54" W	100.93'
L2	N 41°56'16" E	46.86'
L3	S 48°03'44" E	15.77'
L4	N 41°56'16" E	45.27'
L5	N 28°36'40" W	39.14'
L6	N 44°15'55" E	52.67'
L7	N 89°18'43" E	32.64'
L8	N 14°12'46" E	23.13'
L9	S 78°23'43" E	17.21'
L10	S 12°26'07" W	109.73'
---	S 22°13'07" W	110.70'

CONDEMNATION

Condemnor: Karthaus Township  
Condemnee: Merlyn L. Maney, Jr. & Shirley A. Maney

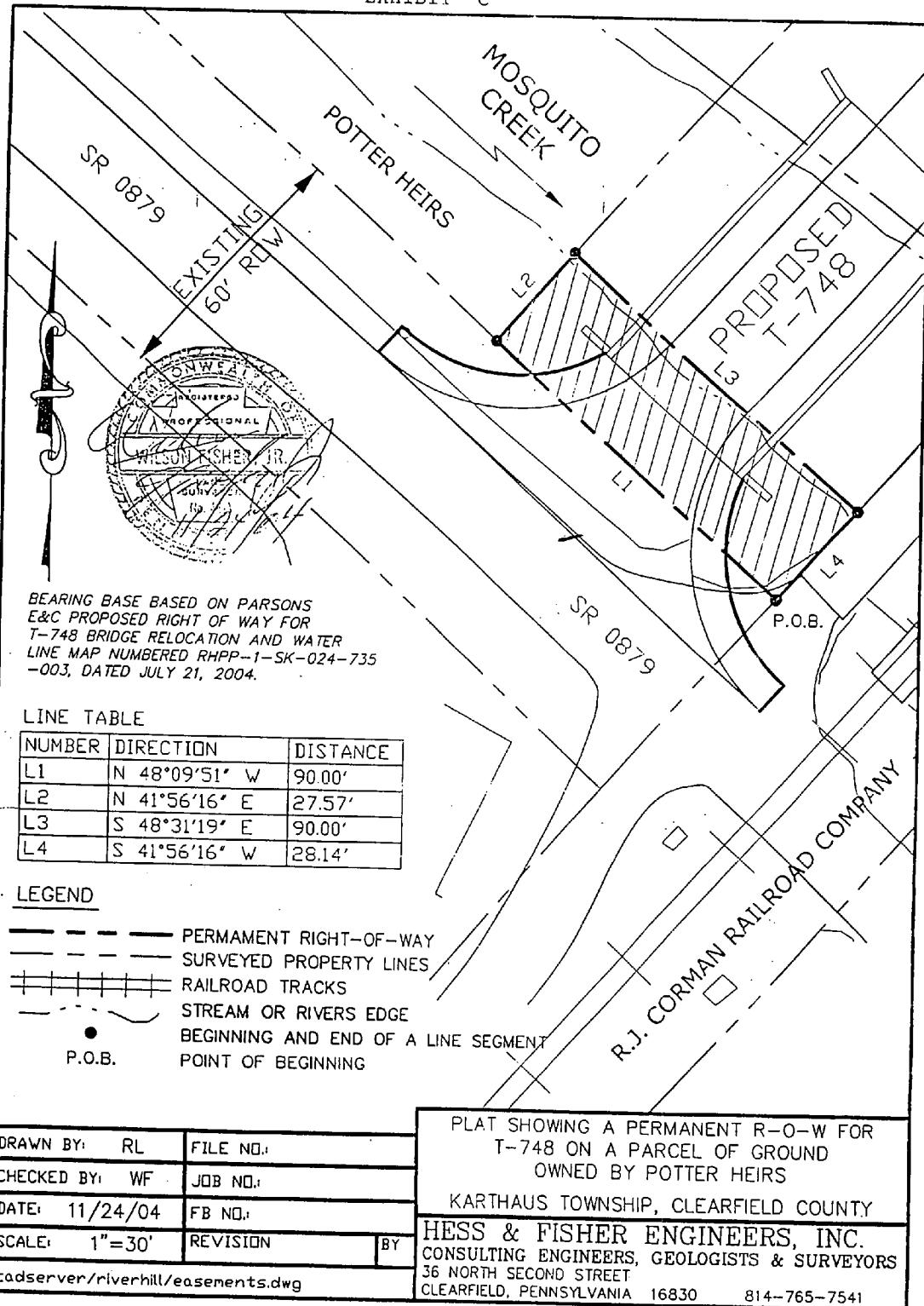
PLAN OF TEMPORARY CONSTRUCTION EASEMENT CONDEMNED BY  
KARTHAUS TOWNSHIP FOR CONSTRUCTION OF BRIDGE FOR T-748  
OVER MOSQUITO CREEK IN VILLAGE OF KARTHAUS. DECLARATION  
OF TAKING FILED JANUARY 13, 2005 TO NO. CD

CONDEMNATION

Condemnor: Karthaus Township

Condemnee: Merlyn L. Maney, Jr. &amp; Shirley A. Maney

PLAN OF A PERMANENT EASEMENT CONDEMNED BY KARTHAUS TOWNSHIP  
FOR CONSTRUCTION OF BRIDGE FOR TOWNSHIP ROAD T-748 OVER  
MOSQUITO CREEK IN VILLAGE OF KARTHAUS. DECLARATION OF  
TAKING FILED JANUARY 13, 2005 TO NO. \_\_\_\_\_ CD

CONDEMNATION

Condemnor: Karthaus Township  
Condemnee: F. Elizabeth Potter Heirs

PLAN OF PERMANENT EASEMENT CONDEMNED BY KARTHAUS  
TOWNSHIP FOR CONSTRUCTION OF BRIDGE FOR TOWNSHIP ROAD  
T-748 OVER MOSQUITO CREEK IN VILLAGE OF KARTHAUS.  
DECLARATION OF TAKING FILED JANUARY 13, 2005 TO  
NO. CD

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

IN RE:

CONDEMNATION BY THE TOWNSHIP \*  
OF KARTHAUS OF EASEMENTS FOR \*  
ROAD RELOCATION AND BRIDGE \*  
CONSTRUCTION OVER, ACROSS AND \*  
THROUGH TWO TRACTS OF LAND \*  
TOWNSHIP OF LOT SITUATE \*  
IN KARTHAUS TOWNSHIP, \*  
CLEARFIELD COUNTY, PENNSYLVANIA \*

**MEMORANDUM OF RECORDING**

NOW, this 13<sup>th</sup> day of January, 2005, the undersigned, David S. Ammerman, Esquire, being the duly appointed Solicitor of Karthaus Township, does hereby certify that the Notice of Condemnation of easements over and upon the lands described on the Declaration of Taking, filed January 13, 2005, to the above year and number has been recorded on January 13, 2005, in the Office of the Recorder of Deeds of Clearfield County, Pennsylvania, to Instrument #200500616.



David S. Ammerman  
Solicitor for Karthaus Township,  
Clearfield County, Pennsylvania

FILED  
JAN 21 2005  
8/9/45 fm  
William A. Shaw  
Prothonotary/Clerk of Courts  
2 Cents, To ATTY

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

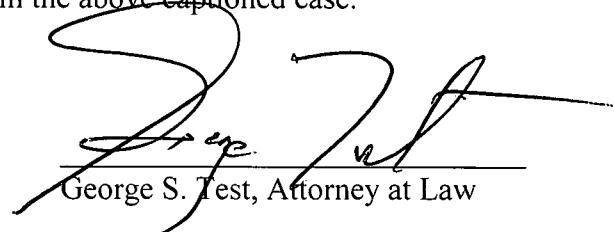
IN RE:

CONDEMNATION BY THE TOWNSHIP  
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CONSTRUCTION OVER, ACROSS AND  
THROUGH TWO TRACTS OF LAND  
IN KARTHAUS TOWNSHIP,  
CLEARFIELD COUNTY, PENNSYLVANIA

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\* No. 2005-60-CD  
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\* ACTION IN REM  
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**ACCEPTANCE OF SERVICE**

NOW, this *31<sup>st</sup>* day of January, 2005, the undersigned, **GEORGE S. TEST**, Attorney  
at Law, does hereby accept service of the Notice to Condemnees on behalf of Merlyn L. Maney,  
Jr. and Shirley A. Maney, named Condemnees, in the above captioned case.



George S. Test, Attorney at Law

FILED *01/31/05* *2cc*  
*Atty Ammerman*  
FEB 02 2005

William A. Shaw  
Prothonotary/Clerk of Courts

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

IN RE:

CONDEMNATION BY THE TOWNSHIP  
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SITUATE IN KARTHAUS TOWNSHIP,  
CLEARFIELD COUNTY, PENNSYLVANIA

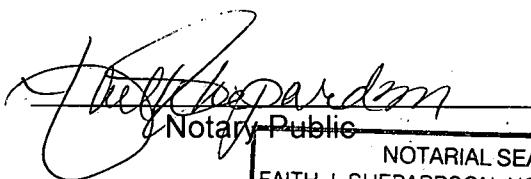
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\* No.2005-60-CD  
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\* ACTION IN REM  
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**AFFIDAVIT OF SERVICE OF NOTICE TO CONDEMNEE**

NOW, this 5th day of FEBRUARY, 2005, the undersigned,  
JOSEPH D. POTTER, does hereby depose and say that the undersigned  
personally served a Notice to Condemnee, F. ELIZABETH POTTER HEIRS,  
in the above action by handing a copy thereof to Condemnee's personal representative,  
MARY POTTER, also known as MARY M. POTTER, in person, on the 26<sup>TH</sup> day of  
January, 2005, at 5:15 P.M. EST at 3559 Main Street, Karthaus, Pennsylvania 16848.

  
\_\_\_\_\_  
Joseph D. Potter

SWORN TO AND SUBSCRIBED before me this 5th day of FEB,  
2005.

  
\_\_\_\_\_  
Faith J. Shepardson  
Notary Public

NOTARIAL SEAL  
FAITH J. SHEPARDSON, NOTARY PUBLIC  
KARTHAUS TWP., COUNTY OF CLEARFIELD  
MY COMMISSION EXPIRES DECEMBER 4, 2006

FILED

FEB 08 2005

8:34pm

William A. Shaw

Prothonotary/Clerk of Courts

2 cent. to Harry Ammons

# DAVID S. AMMERMAN

ATTORNEY AT LAW  
310 EAST CHERRY STREET  
CLEARFIELD, PENNSYLVANIA 16830

PHONE: (814) 765-1701

FAX: (814) 765-1703

April 1, 2005

William A. Shaw, Prothonotary  
Clearfield County Courthouse  
Clearfield, Pennsylvania 16830

Re: F. Elizabeth Potter Heirs –  
Condemnees – Karthaus  
Township Condemnation  
Action in Rem  
No. 2005-60-CD  
Just Compensation Payment

Dear Mr. Shaw:

By appraisal, Karthaus Township, Condemnor, has determined that the sum of \$125 is just compensation for the road easement over the lands of F. Elizabeth Potter Heirs in Karthaus Township, Clearfield County, Pennsylvania, as described in the Declaration of Taking filed on January 13, 2005, to the above term and number.

Pursuant to the Eminent Domain Code of Pennsylvania, the said sum of \$125 is to be held by your office and may be withdrawn at any time by the Condemnee, F. Elizabeth Potter Heirs, represented by Mary M. Potter of Main Street, Karthaus, Pennsylvania.

Enclosed is our trust check #4460 made payable to you as Prothonotary of Clearfield County in behalf of Karthaus Township in the amount of \$125.

Sincerely,



DAVID S. AMMERMAN

DSA/tja

cc: Ms. Mary M. Potter

**FILED**

APR 01 2005

6/3/05/ E  
William A. Shaw,  
Prothonotary

1 cent to Afn

**FILED**

APR 01 2005

William A. Shaw  
Prothonotary

DAVID S AMMERMANN  
ATTORNEY-AT-LAW

IOLTA TRUST ACCOUNT  
310 E CHERRY ST PH 814-765-1701  
CLEARFIELD, PA 16830-2319

4460

60-627/313

DATE April 1, 2005

PAY  
TO THE  
ORDER OF

William A. Shaw, Clearfield County Prothonotary

\$ 125.00

One Hundred Twenty-five and 00/100

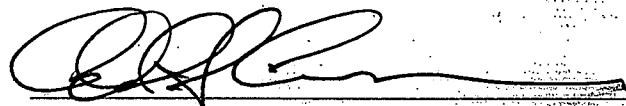
DOLLARS

1  
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Features  
Details on

**CNB**  
COUNTY NATIONAL BANK  
MAIN OFFICE, CLEARFIELD, PA

F. Elizabeth Potter Heirs Just  
FOR Compensation Karthaus Twp.

2005-60-CD#004460# 1031306278# 1# 28585# 7#



MP

Date: 4/1/2005

Clearfield County Court of Common Pleas

NO. 1898638

Time: 04:52 PM

Receipt

Received of: David S. Ammerman

\$ 125.00

One Hundred Twenty-Five and 00/100 Dollars

Case: 2005-00060-CD

Other Party: IN RE: Karthaus Township

Trust account: 125.00

DEPOSITED  
IN ESCROW  
ACCT.  
81151947

# DAVID S. AMMERMAN

ATTORNEY AT LAW  
310 EAST CHERRY STREET  
CLEARFIELD, PENNSYLVANIA 16830

PHONE: (814) 765-1701

FAX: (814) 765-1703

April 1, 2005

**FILED**

APR 01 2005

013-001-1

**William A. Shaw  
Prothonotary**

Re: Merlyn L. Maney, Jr. and Shirley A. *1 cent to 100*  
Maney - Condemnees - Karthaus  
Township Condemnation  
Action in Rem  
No. 2005-60-CD  
Just Compensation Payment

Dear Mr. Shaw:

By appraisal, Karthaus Township, Condemnor, has determined that the sum of \$1500 is just compensation for the road easements over the lands of Merlyn L. Maney, Jr. and Shirley A. Maney in Karthaus Township, Clearfield County, Pennsylvania, as described in the Declaration of Taking filed on January 13, 2005, to the above term and number.

Pursuant to the Eminent Domain Code of Pennsylvania, the said sum of \$1500 is to be held by your office and may be withdrawn at any time by the Condemnees, Merlyn L. Maney, Jr. and Shirley A. Maney

Enclosed is our trust check #4461 made payable to you as Prothonotary of Clearfield County in behalf of Karthaus Township in the amount of \$1500.

Sincerely,



DAVID S. AMMERMAN

DSA/tja  
Enclosure

cc: George S. Test, Esquire

7  
1  
?   
DAVID S. AMMERMAN  
ATTORNEY-AT-LAW

IOLTA TRUST ACCOUNT  
310 E CHERRY ST PH 814-765-1701  
CLEARFIELD, PA 16830-2319

4461

60-627/313

DATE April 1, 2005

©HARLAND STYLE XCU

PAY  
TO THE

ORDER OF

William A. Shaw, Clearfield County Prothonotary

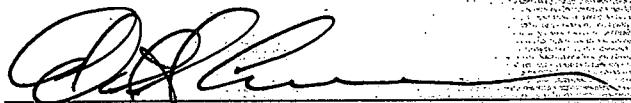
\$ 1500.00

Fifteen Hundred and 00/100

DOLLARS

**CNB**  
COUNTY NATIONAL BANK  
MAIN OFFICE, CLEARFIELD, PA

Merlyn L. Jr. & Shirley A. Maney -  
FOR Just Compensation - Karthaus Twp.



2005-60-C 004461 10313062781 1 28585 711

Date: 4/1/2005

Clearfield County Court of Common Pleas

NO. 1898637

Time: 04:48 PM

Receipt

Received of: David S. Ammerman

\$ 1500.00

One Thousand Five Hundred and 00/100 Dollars

Case: 2005-00060-CD

Other Party: IN RE: Karthaus Township

Trust account: 1500.00

DEPARTMENT  
IN RE: Karthaus Township  
AT CRST  
# 81151948

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

IN RE:

\* 2005-60-CD

CONDEMNATION BY THE TOWNSHIP OF  
KARTHAUS OF EASEMENTS FOR ROAD  
RELOCATION AND BRIDGE CONSTRUCTION  
OVER, ACROSS AND THROUGH TWO TRACTS  
OF LAND, TOWNSHIP OF LOT SITUATE IN  
KARTHAUS TOWNSHIP, CLEARFIELD COUNTY, \*

**ORDER**

NOW, this 19<sup>th</sup> day of April, 2012, it is the ORDER of this Court that the Treasurer of Clearfield County issue a check to Shirley A. and Merlyn J. Maney, Jr. (2218 Keewaydin Road, Frenchville, PA 16836) in the amount of \$1,569.41, relative the monies previously posted by the Township of Karthaus in the above-captioned condemnation matter.

BY THE COURT,

  
FREDRIC J. AMMERMAN  
President Judge

FILED 1CC Treasurer 6K  
04/10/2012 1CC Karthaus Twp.  
APR 23 2012 367 Market St.  
William A. Shaw  
Prothonotary/Clerk of Court Karthaus, PA 16845  
1CC Shirley & Merlyn Maney  
at address in order  
6K

CLEARFIELD COUNTY PROTHONOTARY 7-83

1324

~~William A. Shaw~~  
ESCROW ACCOUNT  
P.O. BOX 549  
CLEARFIELD, PA. 16830

60-629/313

PAY  
TO THE  
ORDER OF Clearfield County Treasurer

April 7, 2011 19

\$ 15,589.66

DOLLARS

Fifteen Thousand Five Hundred Eighty-nine and 66/100

IMMA

Main Office  
11 North 2nd Street  
Clearfield, PA 16830



FOR Escheat Funds OS-60-499-643-40  
OS-60-499-643-40  
OS-1084-40

10313062941 1 2 26577 210 1324

04-07-2011

ESCROW MONEY ESCHEATED  
FROM  
PROTHONOTARY ESCROW ACCOUNT

<u>Case #</u>	<u>Amount Dep.</u>	<u>Date Dep.</u>	<u>Name/Address</u>	<u>Account #</u>	<u>Total Escheated</u>
2005-60-CD	\$ 125.00	04/01/05	F. Elizabeth Potter, Heirs, Karthaus Twp. Clearfield County	81151947	\$ 130.78
2005-60-CD	\$1,500.00	04/01/05	Meryln L. Maney, Jr. & Shirley A. Maney Karthaus Twp. Clearfield County	81151948	\$ 1,569.41
2005-1084-CD	\$ 107.00	12-20-05	Lawrence Berzanski Bigler Township Clearfield County	81151926	\$ 111.16
1999-643-CD	\$12,752.47	01/31/05	Unknown Heirs of Joseph Paul Kitko, Deceased	81151949	\$13,778.31
				TOTAL	\$15,589.66

Check #1324 Issued from Prothonotary's Escrow Account in the amount of \$15,589.66.

183297

CLEARFIELD BANK  
TRUST COMPANY

REMITTER: MERLYN L JR AND SHIRLEY A MANEY

4/07/11

PAY TO THE  
CLEARFIELD CO PROTHONOTARY  
ON ORDER OF

EXACTLY \$1,569 AND 41/100 DOLLARS

\$1,569.41

AUTHORIZED SIGNATURE

CASHIER'S CHECK  
A CASHIER'S CHECK PURCHASED AN INDEMNITY BOND WILL BE REQUIRED BEFORE ANY  
CASHIER'S CHECK OF THIS BANK WILL BE REPAID OR REFUNDED IN THE  
EVENT IT IS LOST, MISPLACED OR STOLEN.

Bennie Coffey

183297 183297 183297

CLEARFIELD BANK  
TRUST COMPANY

REMITTER:

MERLYN L JR AND SHIRLEY A MANEY DATE 4/07/11

CLEARFIELD CO PROTHONOTARY

EXACTLY \$1,569 AND 41/100 DOLLARS

\$1,569.41

CUSTOMER FILE COPY

Bennie Coffey

CASHIER'S CHECK

NOT NEGOTIABLE

AUTHORIZED SIGNATURE

Merlyn L. Maney, Jr.  
Shirley Maney  
2218 Keewaydin Road  
Frenchville, PA 16836

April 12, 2012

Clearfield County Prothonotary  
P.O. Box 549  
Clearfield, PA 16830

ATTN: Bill Shaw

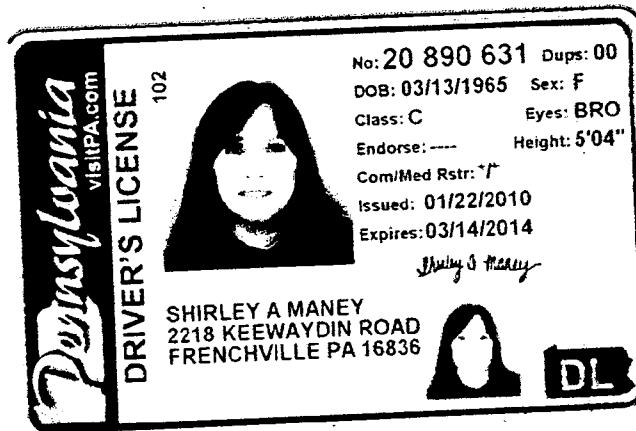
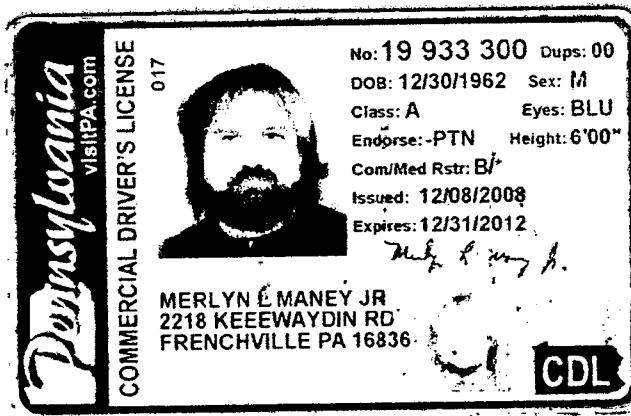
RE: 2005-60-CD

Dear Mr. Shaw:

As per my phone conversation with you, I am requesting that funds that were put in escrow April 2005, for the condemnation of our property located in Karthaus Township in the amount of \$1500.00 plus interest be released and payable to Merlyn Jr. and Shirley Maney.

Should you need anything further, please contact me. Thank you for your assistance in this matter.

*Shirley Maney*  
Shirley Maney



Mervyn Maney Jr  
2018 Keenaydin Road  
Frenchville, PA 16836

Clearfield County Prothonotary  
P.O. Box 549  
Clearfield, PA  
16830

Attn: Bill Shaw

