

2005-228-CD
George Bloom et al v. Isabella Bloom et al

05-228-CD
N. G. Bloom vs. I. F. Bloom
F. BLOOM

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

**N. GEORGE BLOOM, Jr. and
SANDRA WESTON,**

Plaintiffs
VS.

ISABELLA F. BLOOM, her heirs,
successors and assigns,
and/or any person or entity claiming
title in and to the herein described
premises under her;
HERBERT W. BLOOM, his
heirs, successors and assigns, and/or
any persons or entity claiming title
in and to the herein described
premises under him;
**JOHN C. BLOOM, WILLIAM D.
BLOOM; JENNIE BLOOM;
EMMA REA; and BLANCHE BLOOM
DICKEY**, their heirs, successors and
assigns, and/or any person or entity
claiming title in and to the herein
described premises under them,
S. H. WITHEROW (ESTATE), his
heirs, successors and assigns, and/or
any person or entity claiming title in and
to the herein described premises under
him,

Defendants

NO. 05-228-CD

ACTION TO QUIET TITLE

FILED ^{CC}

of 3:34081 Amy Gearhart
FEB 17 2005

William A. Shaw
Prothonotary/Clerk of Courts

CASE NUMBER: 05-CD

TYPE OF CASE: Quiet Title Action

TYPE OF PLEADING: MOTION FOR PUBLICATION

FILED ON BEHALF OF: Plaintiffs

COUNSEL OF RECORD FOR THIS PARTY: R. DENNING GEARHART, ESQUIRE
Supreme Court I.D. No. 26540
207 E. Market Street
Clearfield, PA 16830
(814) 765-1581

*Original
to C.A.*

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

**N. GEORGE BLOOM, Jr. and
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ACTION TO QUIET TITLE

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Defendants

CASE NUMBER: 02- -CD

TYPE OF CASE: Quiet Title Action

TYPE OF PLEADING: COMPLAINT

FILED ON BEHALF OF: Plaintiffs

COUNSEL OF RECORD FOR THIS PARTY:

R. DENNING GEARHART, ESQUIRE
Supreme Court I.D. No. 26540
207 E. Market Street
Clearfield, PA 16830
(814) 765-1581

FILED 2cc
03-4061 Atty Gearhart
FEB 17 2005 Atty pd 95.00
William A. Shaw
Prothonotary/Clerk of Courts

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

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 Plaintiffs. 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'S OFFICE
Clearfield County Courthouse
Clearfield, PA 16830
(814) 765-2641

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
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S. H. WITHEROW (ESTATE) , his heirs, successors and assigns, and/or any person or entity claiming title in and to the herein described premises under him,		:	
	Defendants	:	

COMPLAINT

AND NOW, comes N. GEORGE BLOOM, JR., and SANDRA WESTON, by
and through their attorney, R. DENNING GEARHART, who avers as follows:

1. That Plaintiff, N. GEORGE BLOOM, JR., is an adult individual, with an address of Box 304, Juniata Avenue, Houtzdale, Clearfield County, Pennsylvania 16651.

2. That Plaintiff, SANDRA WESTON, is an adult individual, with an address of 120 Swope Road, West Sunbury, PA 16061.

3. That Defendant ISABELLA BLOOM, passed away with a last known residence being in Jordan Township, Clearfield County, Pennsylvania; her estate having been probated with the Register of Wills for Clearfield County to Estate No. 5344.

4. That Defendants HERBERT W. BLOOM; JOHN C. BLOOM; WILLIAM D. BLOOM; JENNIE BLOOM; EMMA REA; and BLANCHE BLOOM DICKEY, were the children of Isabella Bloom, are believed to have passed on with last known residences being unknown; this belief is based on the time that has passed since the last evidence of their existence and is formulated after search of the telephone records, post office records and records at the Clearfield County Courthouse failed to mention any reference to Herbert W. Bloom; John C. Bloom; William D. Bloom; Jennie Bloom; Emma Rea; and Blanche Bloom Dickey.

5. That Defendant, S.H. WITHEROW (ESTATE), is believed to have passed on. This belief is based on the time that has passed since the last evidence of his existence and is formulated after search of the telephone records, post office records and records at the Clearfield County Courthouse failed to mention any reference to S.H. Witherow Estate formerly of Jordan Township, Clearfield County, Pennsylvania.

6. That the property in question is more particularly described below and has the Tax Map Nos. 120-H15-20, 120-H15-19, and 120-999-6:

ALL that certain parcel of seated lands situate in the Township of Jordan, Clearfield County, Pennsylvania, containing one and one-half acres (1 1/2 A); ten and three-fourths acres (10 3/4 A); and ten acres (10 A) surface, and sold as the property of John C. Bloom.

Said property was more recently surveyed by Henry Surveys, Port Matilda, PA, and is described as follows:

ALL that certain tract of land situate in the Township of Jordan, County of Clearfield, State of Pennsylvania, being bounded and described as follows according to a plan and survey thereof made by Henry Surveys dated May 12, 1980:

BEGINNING at a spike in the center of Pa. Rt. 857 in line of lands of J. Harris; thence along the center of said road the following three courses and distances: (1) North Nine (9) degrees Fifty-two (52) minutes Twenty-five (25) seconds West, One Thousand Seventy-five and fourteen hundredths (1,075.14') feet to a point of curvature in the center of Pa. Rt. 857; thence (2) along an arc to the left having a radius of One Thousand Four Hundred Seventeen and one hundredths (1417.01') feet a distance of Three Hundred Ninety-seven and thirty-seven hundredths (397.37') feet to a point of tangency; thence (3) along this tangent North Twenty-five (25) degrees Fifty-six (56) minutes Twenty-eight (28) seconds West, One Hundred Fifty (150.0') feet to a spike in line of lands of N. Irwin; thence along the same North Fifty-three (53) degrees Forty-one (41) minutes Twenty-three (23) seconds East, Seventy-six and thirty-six (76.36') feet to an iron pin in line of lands of H. B. Francis; thence along the same South Thirty-six (36) degrees Sixteen (16) seconds Two (02) minutes East, One Thousand Six Hundred Sixty-three and Ninety hundredths (1663.90') feet to an old post and witnesses found; thence South Sixty-seven (67) degrees Forty-nine (49) minutes Fifty-three (53) seconds West, Seven Hundred Twenty-seven and eighty-six hundredths (727.86) feet to the first mentioned point and place of beginning. **CONTAINING 13.45 Acres of land.**

A L S O

ALL that certain lot or tract of land situate in the Township of Jordan, County of Clearfield, State of Pennsylvania, being bounded and described as follows according to a plan and survey thereof made by Henry Surveys dated May 12, 1980:

BEGINNING at an iron pin on the West side of Pa. Rt. 857 in line of lands of M. Dotts; thence South Sixty-eight (68) degrees Twenty-six (26) minutes Six (06) seconds East, Thirty-two and sixteen hundredths (32.16') feet to a point in the center of Pa. Rt. 857; thence along the center line of said road the following three courses and distances: (1) along an arc to the South having a radius of Seven Hundred Fifty-nine and Fifty-seven hundredths (759.57') feet an arc distance of One Hundred Sixty-seven and seventy-two (167.72') feet to a point of tangency; thence (2) along this tangent South Thirty-four (34) degrees Thirteen (13) minutes Zero (00) seconds West, Three Hundred Thirty-four and eleven hundredths (334.11') feet to a point of curvature of an arc to the left having a radius of Ninety-five and ninety-four hundredths (95.94') feet; thence (3) along this arc a distance of Ninety-one and three hundredths (91.03') feet to a point; thence South Sixty-nine (69) degrees Fifty-one (51) minutes Seventeen (17) seconds West, Forty and eighty-nine hundredths (40.89') feet to an iron pin in line of lands of R. Glasgow; thence along the

same North Thirty-nine (39) degrees Ten (10) minutes Seven (07) seconds West, Three Hundred Sixty-four and fourteen hundredths (364.14') feet to an iron pin in line of lands of J. Harris; thence along the same North Fifty-three (53) degrees Forty-one (41) minutes Twenty-one (21) seconds East, Five Hundred Sixty-one and twenty-one (561.21') feet to the first mentioned point and place of beginning.
CONTAINING 1.96 Acres of land.

7. That said property was obtained by George Bloom and Sandra Weston, by Deed dated June 12, 1975 and entered for record in the Recorder's Office of Clearfield County to Deed Book 717, Page 134.

8. That said property was seized and taken from John C. Bloom for delinquent taxes by the Treasurer of Clearfield County in 1936; sold by the Clearfield County Commissioners in 1942, and sold to Norman G. Bloom and Ruth H. Bloom by Deed dated May 25, 1942 and filed for record in the Recorder's Office of Clearfield County in Deed Book Volume 345, Page 119.

9. That said property was obtained by Isabella F. Bloom from Abraham Bloom and Mary, his wife, by Deed dated May 11, 1882 and found for record in the Recorder's Office of Clearfield County in Deed Book Volume 55, Page 110.

10. That Isabella F. Bloom passed away in 1910, and by her Will found for record in the Register of Wills Office of Clearfield County to Estate No. 5344 (Will Book H, Page 189), she gave all the property out of the 59 acre tract West of the road leading from Ansonville to Glen Hope to a son, Herbert W. Bloom, during his lifetime, with the property then reverting to his children, or if he had no children, then to John C. Bloom, William D. Bloom, Jennie Bloom; children of Emma Rea, and Blanche Bloom Dickey.

Under Isabella Bloom's Will, she also gave the property East of the public road from Ansonville to Glen Hope to John C. Bloom for his use. There was no provision in the Will for reversion after John C. Bloom ceased using the property.

11. Accordingly, it is averred that the property would have reverted to all of the Heirs of Isabella F. Bloom.

12. That it was found in the records that the property of Isabella Bloom became assessed by Clearfield County in 1912 to the individual heirs. Those assessments were incorrect. The heirs became assessed with an acreage instead of a fractional interest in the total 59 acres.

13. When John C. Bloom was assessed with the 10 3/4 acres (should have been coal or mineral rights), and 10 acres, the Treasurer of Clearfield County also sold the property for non-payment of taxes. The Treasurer sold 10 acres assessed to John C. Bloom to S.H. Witherow Estate by Deed dated December 13, 1928 and recorded in Clearfield County Deed Book 294, Page 222. The Treasurer sold 10 3/4 acres assessed to John C. Bloom to S.H. Witherow Estate by Deed dated December 13, 1928 and recorded in Clearfield County Deed Book 294, Page 223. The chain of title out of S.H. Witherow Estate never shows this property listed in his estate or estates of heirs of the estate, nor was the property ever assessed to Witherows.

14. That with respect to this property, Plaintiffs and their predecessors in title have exercised open, notorious and continuous dominion possession and control over the premises described in Paragraph 6 for a period in excess of 21 years adverse to any other claims of ownership.

15. That with respect to this property, Plaintiffs and their predecessors in title believed this was conveyed to them and as a result of that belief, they have maintained it by paying taxes thereon.

16. That the purpose of this Quiet Title Action is to extinguish and cure any defects which may exist in the ownership of property more particularly described in Paragraph 6 hereof, and to extinguish any equity which the Defendants, their heirs, successors and assigns may have in the premises described in Paragraph 6 hereof.

17. That the Defendants, their heirs, successors and assigns identified in Paragraphs 3 through 5 of this Complaint are the only persons or entity known to Plaintiff who have any interest in said property and the Defendants, their heirs, successors and assigns cannot be determined if they/it continue(s) to exist. All the public records in the Clearfield County Courthouse and local telephone books have been checked prior to reaching this conclusion.

WHEREFORE, Plaintiff requests:

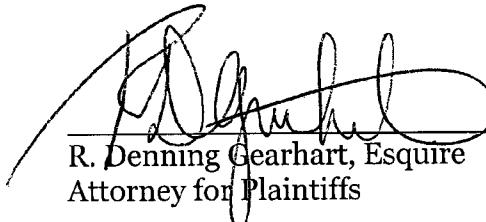
A. that be decree of your Honorable Court it may be declared that title to the premises set forth in Paragraph 6 is in the Plaintiffs and that they be allowed to enjoy said property in peace;

B. that the Defendants, their heirs, successors and assigns, within thirty (30) days from the receipt of this Complaint, institute an action of ejectment against the Plaintiffs and that otherwise the Defendants, their heirs, successors and assigns be perpetually enjoined from setting up any title to said property from impeaching, denying

or in any way attaching the Plaintiff's title to said property, from issuing or maintaining an ejectment from said premises and from encumbering, mortgaging or conveying the said premises or any part thereof.

C. such other relief as the court determines to be equitable and just.

Respectfully submitted,



R. Denning Gearhart, Esquire
Attorney for Plaintiffs

COMMONWEALTH OF PENNSYLVANIA

SS.

COUNTY OF

Clearfield

AFFIDAVIT

Before me, the undersigned officer, a Notary Public in and for the above named State and County, personally appeared N. GEORGE BLOOM, JR., who being duly sworn according to law deposes and says that the facts set forth in the foregoing Complaint are true and correct to the best of his knowledge, information and belief.

N. George Bloom
N. GEORGE BLOOM, JR.

Sworn to and subscribed
before me, this 2nd
day of Feb., 2005.

Lois H. Lobb

Notary Public

COMMONWEALTH OF PENNSYLVANIA	
Notarial Seal	
Lois H. Lobb, Notary Public	
Houtzdale Boro, Clearfield County	
My Commission Expires July 14, 2008	
Memb.	Association Of Notaries

COMMONWEALTH OF PENNSYLVANIA	
Notarial Seal	
Lois H. Lobb, Notary Public	
Houtzdale Boro, Clearfield County	
My Commission Expires July 14, 2008	
Member, Pennsylvania Association Of Notaries	

COMMONWEALTH OF PENNSYLVANIA

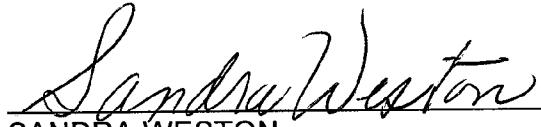
STATE OF GEORGIA

SS.

COUNTY OF HENRY

AFFIDAVIT

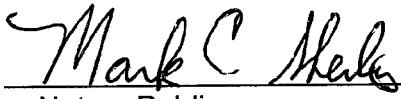
Before me, the undersigned officer, a Notary Public in and for the above named State and County, personally appeared SANDRA WESTON, who being duly sworn according to law deposes and says that the facts set forth in the foregoing Complaint are true and correct to the best of her knowledge, information and belief.


SANDRA WESTON

Sworn to and subscribed

before me, this 8th

day of February, 2005.


Mark C. Marks
Notary Public

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION ACTION TO QUIET
TITLE

N. GEORGE BLOOM, JR. and
SANDRA WESTON, Plaintiffs
vs.
ISABELLA F. BLOOM, her heirs,
successors and assigns, et. al.,
Defendants

COMPLAINT - QUIET TITLE ACTION

FILED

FEB 17 2005

William A. Shaw
Prothonotary/Clerk of Courts

R. DENNING GEARHART
ATTORNEY AT LAW
CLEARFIELD, PA. 16830

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
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ACTION TO QUIET TITLE

CASE NUMBER: 05- -CD

TYPE OF CASE: Quiet Title Action

TYPE OF PLEADING: AFFIDAVIT

FILED ON BEHALF OF: Plaintiffs

COUNSEL OF RECORD FOR THIS PARTY: R. DENNING GEARHART, ESQUIRE
Supreme Court I.D. No. 26540
207 E. Market Street
Clearfield, PA 16830
(814) 765-1581

FILED 1cc
OK 3/4/05 Atty Gearhart
FEB 17 2005

William A. Shaw
Prothonotary/Clerk of Courts

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EMMA REA; and BLANCHE BLOOM :
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AFFIDAVIT

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF CLEARFIELD : SS.

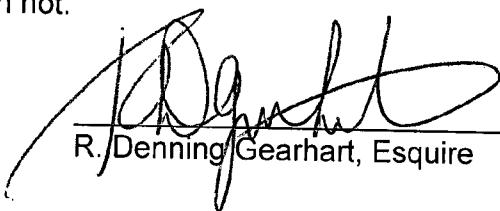
R. DENNING GEARHART, who being duly sworn according to law, deposes
and says that in support of his Motion For Publication, the following:

1. A search of the Courthouse records as found in Clearfield County
have provided no further information as to the above named Defendants, their heirs,
successors or assigns.

2. All public records in the Clearfield County Courthouse and local telephone books, and corporation records have been checked prior to making this Affidavit.

3. That I have made a good faith effort to find the whereabouts of the Defendants and all their heirs, successors and assigns.

Further, the deponent sayeth not.



R. Denning Gearhart, Esquire

Sworn to and subscribed
before me this 16 day
of February, 2005.
Kathleen A. Ricotta
Notary Public

NOTARIAL SEAL
KATHLEEN A. RICOTTA, Notary Public
Clearfield Boro, Clearfield County
My Commission Expires June 7, 2005

IN THE COURT OF COMMON PLEAS OF
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AFFIDAVIT

FILED

FEB 17 2005

William A. Shaw
Prothonotary/Clerk of Courts

R. DENNING GEARHART
ATTORNEY AT LAW
CLEARFIELD, PA. 16830

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01/31/2005 Atty Gearhart
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William A. Shaw
Prothonotary/Clerk of Courts

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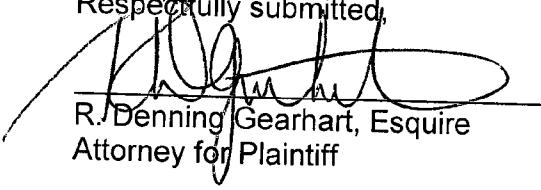
Defendants

ACTION TO QUIET TITLE

MOTION FOR PUBLICATION

AND NOW, to wit, this 16 day of February, 2005, an
Affidavit having been filed by R. Denning Gearhart, attorney for the Plaintiffs, that the
whereabouts of the above named Defendants, their heirs, successors and assigns, are
unknown, the said R. Denning Gearhart moves the Court for leave to serve the Complaint
upon the said Defendants, their heirs, successors and assigns, generally by publication
once in The Progress, Clearfield, Pennsylvania and the Clearfield County Legal Journal,
Clearfield, Pennsylvania.

Respectfully submitted,


R. Denning Gearhart, Esquire
Attorney for Plaintiff

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Defendants

ORDER

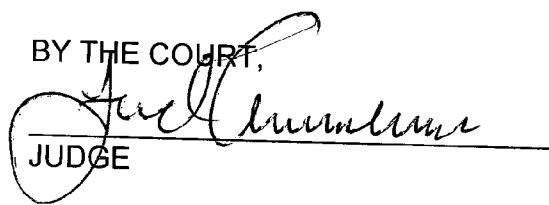
AND NOW, to wit, this 18th day of February, 2005, upon
consideration of the foregoing Motion, the Plaintiff is granted leave to make service of the
Complaint on the Defendants, their heirs, successors and assigns, by publication once
in The Progress, Clearfield, Pennsylvania and the Clearfield County Legal Journal,
Clearfield, Pennsylvania.

FILED
cc
01/4/05
FEB 18 2005
Amy Gearhart

William A. Shaw
Prothonotary/Clerk of Courts

BY THE COURT,

JUDGE



(A)

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION ACTION TO QUIET
TITLE

N. GEORGE BLOOM, JR. and
SANDRA WESTON, Plaintiffs

vs.
ISABELLA F. BLOOM, her heirs,
successors and assigns, et. al.,
Defendants

MOTION FOR PUBLICATION

FILED

FEB 17 2005

William A. Shaw
Prothonotary/Clerk of Courts

R. DENNING GEARHART
ATTORNEY AT LAW
CLEARFIELD, PA. 16830

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

**N. GEORGE BLOOM, Jr. and
SANDRA WESTON,**

Plaintiffs

VS.

ISABELLA F. BLOOM, her heirs,
successors and assigns,
and/or any person or entity claiming
title in and to the herein described
premises under her;

HERBERT W. BLOOM, his
heirs, successors and assigns, and/or
any persons or entity claiming title
in and to the herein described
premises under him;

**JOHN C. BLOOM, WILLIAM D.
BLOOM; JENNIE BLOOM;**

**EMMA REA; and BLANCHE BLOOM
DICKEY**, their heirs, successors and
assigns, and/or any person or entity
claiming title in and to the herein
described premises under them;

S. H. WITHEROW (ESTATE), his
heirs, successors and assigns, and/or
any person or entity claiming title in and
to the herein described premises under
him,

Defendants

NO. 05-228-CD

ACTION TO QUIET TITLE

FILED

MAR 17 2005

03 2906

William A. Shaw

Prothonotary/Clerk of Courts

MO 016

68

CASE NUMBER: 05-228-CD

TYPE OF CASE: Civil

TYPE OF PLEADING: AFFIDAVIT

FILED ON BEHALF OF: Plaintiffs

COUNSEL OF RECORD FOR THIS PARTY: R. DENNING GEARHART, ESQUIRE
Supreme Court I.D. #26540
207 E. Market Street
Clearfield, PA 16830
(814) 765-1581

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

**N. GEORGE BLOOM, Jr. and
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Plaintiffs

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DICKEY**, their heirs, successors and
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claiming title in and to the herein
described premises under them,

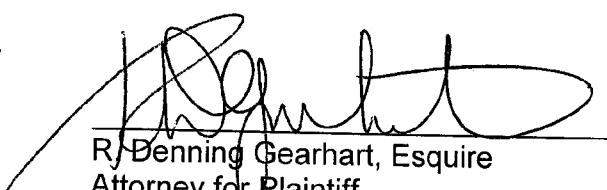
S. H. WITHEROW (ESTATE), his
heirs, successors and assigns, and/or
any person or entity claiming title in and
to the herein described premises under
him,

Defendants

NO. 05- 228 -CD
ACTION TO QUIET TITLE

AFFIDAVIT

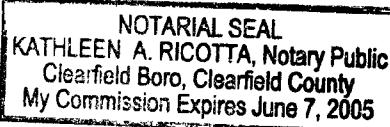
The undersigned hereby certifies that he did cause to have published in
Clearfield County Legal Journal the Notice for the Complaint with regard to the Quiet Title
Action filed to the above on the Defendants, their heirs, successors and assigns, as
evidenced by Exhibit 'A' attached hereto.


R. Denning Gearhart, Esquire
Attorney for Plaintiff

Sworn to and subscribed
before me this 17 day
of March, 2005.

Kathleen A. Ricotta

Notary Public



PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :

:

COUNTY OF CLEARFIELD :

:

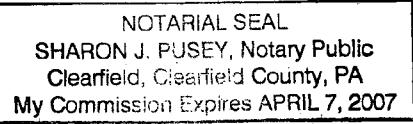
On this 7th day of March AD 2005, before me, the subscriber, a Notary Public in and for said County and State, personally appeared Gary A. Knaresboro editor of the Clearfield County Legal Journal of the Courts of Clearfield County, and that the annexed is a true copy of the notice or advertisement published in said publication in the regular issues of Week of March 4, 2005, Vol. 17, No. 9. 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.

Sharon J. Pusey
Notary Public
My Commission Expires



R. Denning Gearhart
207 East Market Street
Clearfield PA 16830

Exhibit "A"

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

N. GEORGE BLOOM, JR. and SANDRA WESTON, Plaintiffs vs. ISABELLA F. BLOOM, her heirs, successors and assigns, and/or any person or entity claiming title in and to the herein described premises under her; HERBERT W. BLOOM, his heirs, successors and assigns, and/or any persons or entity claiming title in and to the herein described premises under him; JOHN C. BLOOM, WILLIAM D. BLOOM; JENNIE BLOOM; EMMA REA; and BLANCHE BLOOM DICKEY, their heirs, successors and assigns, and/or any person or entity claiming title in and to the herein described premises under them, S.H. WITHEROW (ESTATE), his heirs, successors and assigns, and/or any person or entity claiming title in and to the herein described premises under him, Defendants.

ACTION TO QUIET TITLE
NOTICE

No. 2005-228-CD

TO THE ABOVE NAMED DEFENDANTS their heirs, successors and assigns: 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 claim set forth against you. You are warned that if you fail to do so, the case may proceed without further notice for any money claimed in the

Complaint or for any other claim or relief requested by the Plaintiffs. 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 GET LEGAL HELP.

COURT ADMINISTRATORS OFFICE,
Clearfield County Courthouse, Clearfield, PA
16830 (814) 765-2641.

You are hereby notified that an Action to Quiet Title to all that certain piece or parcel of land situate in the Commonwealth of Pennsylvania, County of Clearfield, Township of Jordan, has been filed against you. Said premises are described as follows:

ALL that certain parcel of seated lands situate in the Township of Jordan, Clearfield County, Pennsylvania, containing one and one-half (1/2 A); ten and three-fourths acres (10 3/4 A); and ten acres (10 A) surface, and sold as the property of John C. Bloom. Said property was more recently surveyed by Henry Surveys, Port Matilda, PA, dated May 12, 1980, and is described as containing 13.45 Acres of land. AND

ALL that certain lot or tract of land situate in the Township of Jordan, Clearfield County, Pennsylvania, being bounded and described according to a plan and survey of Henry Surveys, Port Matilda, PA, dated May 12, 1980, and containing 1.96 Acres of land.

SAID parcels being identified as Clearfield County Tax Map Nos. 120-H15-20, 120-H15-19, and 120-999-6, and more particularly described in the Complaint in Action to Quiet Title filed to the above number.

Further, the Court of Common Pleas of Clearfield County, Pennsylvania, did by Order executed the 18th day of February, 2005, direct that notice of this action be served upon the Defendants, and their heirs, executors and assigns, by advertisement in the Clearfield County Legal Journal and that if you do not appear or otherwise defend such action within thirty (30) days from the date of advertisement, you shall be, by appropriate order, forever barred from asserting any right, lien, title or interest or claim of the Plaintiff as set forth in his Complaint.

R. DENNING GEARHART, ESQUIRE,
Attorney for Plaintiffs, 215 East Locust
Street, Clearfield, PA 16830 (814) 765-1581.

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

**N. GEORGE BLOOM, Jr. and
SANDRA WESTON,**

Plaintiffs

VS.

ISABELLA F. BLOOM, her heirs, successors and assigns, and/or any person or entity claiming title in and to the herein described premises under her;
HERBERT W. BLOOM, his heirs, successors and assigns, and/or any persons or entity claiming title in and to the herein described premises under him;
JOHN C. BLOOM, WILLIAM D. BLOOM; JENNIE BLOOM; EMMA REA; and BLANCHE BLOOM DICKEY, their heirs, successors and assigns, and/or any person or entity claiming title in and to the herein described premises under them,
S. H. WITHEROW (ESTATE), his heirs, successors and assigns, and/or any person or entity claiming title in and to the herein described premises under him,

Defendants

NO. 05-228-CD

ACTION TO QUIET TITLE

FILED
10:30 AM
MAR 22 2005
NO CC
OK

William A. Shaw
Prothonotary/Clerk of Courts

CASE NUMBER: 05-228-CD

TYPE OF CASE: Civil

TYPE OF PLEADING: AFFIDAVIT

FILED ON BEHALF OF: Plaintiffs

COUNSEL OF RECORD FOR THIS PARTY: R. DENNING GEARHART, ESQUIRE
Supreme Court I.D. #26540
207 E. Market Street
Clearfield, PA 16830
(814) 765-1581

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

N. GEORGE BLOOM, Jr. and	:
SANDRA WESTON,	:
Plaintiffs	:
VS.	:
ISABELLA F. BLOOM , her heirs, successors and assigns, and/or any person or entity claiming title in and to the herein described premises under her;	:
HERBERT W. BLOOM , his heirs, successors and assigns, and/or any persons or entity claiming title in and to the herein described premises under him;	:
JOHN C. BLOOM, WILLIAM D. BLOOM; JENNIE BLOOM; EMMA REA; and BLANCHE BLOOM	:
DICKEY , their heirs, successors and assigns, and/or any person or entity claiming title in and to the herein described premises under them,	:
S. H. WITHEROW (ESTATE) , his heirs, successors and assigns, and/or any person or entity claiming title in and to the herein described premises under him,	:
Defendants	:

AFFIDAVIT

The undersigned hereby certifies that he did cause to have published in
The Progress the Notice for the Complaint with regard to the Quiet Title Action filed to
the above on the Defendants, their heirs, successors and assigns, as evidenced by
Exhibit 'A' attached hereto.

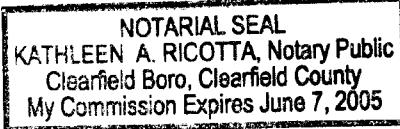


R. Denning Gearhart, Esquire
Attorney for Plaintiff

Sworn to and subscribed
before me this 21 day
of March, 2005.

Kathleen A. Ricotta

Notary Public



IN THE COURT
OF COMMON PLEAS
OF CLEARFIELD COUNTY,
PENNSYLVANIA
(CIVIL DIVISION)
NO. 05-228-CD
ACTION TO
QUIET TITLE
N. GEORGE BLOOM, Jr.
and SANDRA WESTON,
Plaintiffs
VS.
ISABELLA F. BLOOM,
her heirs,
successors and assigns,
and/or any person or
entity claiming title
in and to the herein described
premises under her;
HERBERT W. BLOOM,
his heirs, successors
and assigns,
and/or any person or
entity claiming title
in and to the herein described
premises under him;
JOHN C. BLOOM,
WILLIAM D. BLOOM,
JENNIE BLOOM;
EMMA REA;
and BLANCHE BLOOM DICKEY,
their heirs, successors and
assigns, and/or any person or
entity claiming title in
and to the herein
described premises under them,
S. H. WITHEROW (ESTATE),
his heirs, successors
and assigns,
and/or any person or
entity claiming
title in and to the
herein described premises
under him,
Defendants

NOTICE
TO THE ABOVE NAMED DEFENDANTS, their heirs, successors and assigns:

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 claim set forth against you. You are warned that if you fail to do so, the case may proceed without further notice for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiffs. 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.

PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :
COUNTY OF CLEARFIELD : SS:

On this 18th day of March, A.D. 2005, 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 Progress, a daily newspaper published at Clearfield, in the County of 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 said publication in

the regular issues of March 2, 2005. 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.

Margaret E. Krebs
Sworn and subscribed to before me the day and year aforesaid.
Cheryl J. Robison
Notary Public
Clearfield, Pa.

My Commission Expires
October 31, 2007

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Cheryl J. Robison, 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)

**N. GEORGE BLOOM, Jr. and
SANDRA WESTON,** Plaintiffs :
VS. : NO. 05-228 -CD
**ISABELLA F. BLOOM, her heirs,
successors and assigns,
and/or any person or entity claiming
title in and to the herein described
premises under her;** : ACTION TO QUIET TITLE
**HERBERT W. BLOOM, his
heirs, successors and assigns, and/or
any persons or entity claiming title
in and to the herein described
premises under him;** :
**JOHN C. BLOOM, WILLIAM D.
BLOOM; JENNIE BLOOM;
EMMA REA; and BLANCHE BLOOM** :
**DICKEY, their heirs, successors and
assigns, and/or any person or entity
claiming title in and to the herein
described premises under them,** :
**S. H. WITHEROW (ESTATE), his
heirs, successors and assigns, and/or
any person or entity claiming title in and
to the herein described premises under
him,** : Defendants :

CASE NUMBER: 05-228-CD

TYPE OF CASE: Quiet Title Action

TYPE OF PLEADING: ORDER

FILED ON BEHALF OF: Plaintiffs

COUNSEL OF RECORD FOR THIS PARTY:

R. DENNING GEARHART, ESQUIRE
Supreme Court I.D. No. 26540
207 E. Market Street
Clearfield, PA 16830
(814) 765-1581

~~FILED~~
0 10:55 A.M. 6K
MAR 29 2005
3cc to Atty
William A. Shaw
Prothonotary

~~FILED~~ 3cc
0 10:55 A.M. 6K
MAR 30 2005 Atty
Gearhart
William A. Shaw
Prothonotary/Clerk of Courts

1. That the above named Defendants, their heirs, successors and assigns, are forever barred from asserting any right, title, lien or interest inconsistent with the interest or claim of the Plaintiffs as set forth in their Complaint in and for all that certain piece or parcel of land situate in the Commonwealth of Pennsylvania, County of Clearfield, Township of Jordan, identified as Tax Map Nos. 120-H15-20, 120-H15-19, and 120-999-6, and more particularly described as follows:

ALL that certain parcel of seated lands situate in the Township of Jordan, Clearfield County, Pennsylvania, containing one and one-half acres (1 1/2 A); ten and three-fourths acres (10 3/4 A); and ten acres (10 A) surface, and sold as the property of John C. Bloom.

Said property was more recently surveyed by Henry Surveys, Port Matilda, PA, and is described as follows:

ALL that certain tract of land situate in the Township of Jordan, County of Clearfield, State of Pennsylvania, being bounded and described as follows according to a plan and survey thereof made by Henry Surveys dated May 12, 1980:

BEGINNING at a spike in the center of Pa. Rt. 857 in line of lands of J. Harris; thence along the center of said road the following three courses and distances: (1) North Nine (9) degrees Fifty-two (52) minutes Twenty-five (25) seconds West, One Thousand Seventy-five and fourteen hundredths (1,075.14') feet to a point of curvature in the center of Pa. Rt. 857; thence (2) along an arc to the left having a radius of One Thousand Four Hundred Seventeen and one hundredths (1417.01') feet a distance of Three Hundred Ninety-seven and thirty-seven hundredths (397.37') feet to a point of tangency; thence (3) along this tangent North Twenty-five (25) degrees Fifty-six (56) minutes Twenty-eight (28) seconds West, One Hundred Fifty (150.0') feet to a spike in line of lands of N. Irwin; thence along the same North Fifty-three (53) degrees Forty-one (41) minutes Twenty-three (23) seconds East, Seventy-six and thirty-six (76.36') feet to an iron pin in line of lands of H. B. Francis; thence along the same South Thirty-six (36) degrees Sixteen (16) seconds Two (02) minutes East, One Thousand Six Hundred Sixty-three and Ninety hundredths (1663.90') feet to an old post and witnesses found; thence South Sixty-seven (67) degrees Forty-nine (49) minutes Fifty-three (53) seconds West, Seven Hundred Twenty-seven and eighty-six hundredths (727.86) feet to the first mentioned point and place of beginning.
CONTAINING 13.45 Acres of land.

A L S O

ALL that certain lot or tract of land situate in the Township of Jordan, County of Clearfield, State of Pennsylvania, being bounded and described as follows according to a plan and survey thereof made by Henry Surveys dated May 12, 1980:

BEGINNING at an iron pin on the West side of Pa. Rt. 857 in line of lands of M. Dotts; thence South Sixty-eight (68) degrees Twenty-six (26) minutes Six (06) seconds East, Thirty-two and sixteen hundredths (32.16') feet to a point in the center of Pa. Rt. 857; thence along the center line of said road the following three courses and distances: (1) along an arc to the South having a radius of Seven Hundred Fifty-nine and Fifty-seven hundredths (759.57') feet an arc distance of One Hundred Sixty-seven and seventy-two (167.72') feet to a point of tangency; thence (2) along this tangent South Thirty-four (34) degrees Thirteen (13) minutes Zero (00) seconds West, Three Hundred Thirty-four and eleven hundredths (334.11') feet to a point of curvature of an arc to the left having a radius of Ninety-five and ninety-four hundreds (95.94') feet; thence (3) along this arc a distance of Ninety-one and three hundredths (91.03') feet to a point; thence South Sixty-nine (69) degrees Fifty-one (51) minutes Seventeen (17) seconds West, Forty and eighty-nine hundredths (40.89') feet to an iron pin in line of lands of R. Glasgow; thence along the same North Thirty-nine (39) degrees Ten (10) minutes Seven (07) seconds West, Three Hundred Sixty-four and fourteen hundredths (364.14') feet to an iron pin in line of lands of J. Harris; thence along the same North Fifty-three (53) degrees Forty-one (41) minutes Twenty-one (21) seconds East, Five Hundred Sixty-one and twenty-one (561.21') feet to the first mentioned point and place of beginning.

CONTAINING 1.96 Acres of land.

Said Order to be final and absolute unless the aforesaid Defendants, their heirs, successors and assigns, shall file exceptions to this Order within thirty (30) days of the date hereof.

2. That if said above named Defendants, their heirs, successors and assigns, shall not have filed said exceptions within thirty (30) days, the Prothonotary, upon Praeceipe of Plaintiffs, shall enter final judgment for Plaintiffs and against said named Defendants, their heirs, successors and assigns.

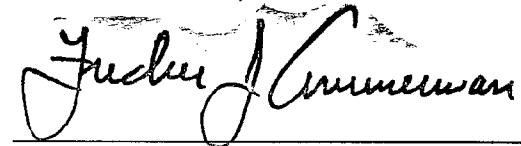
3. That the rights of Plaintiffs in said premises are at all times superior to the rights of said named Defendants, their heirs, successors and assigns and that the Plaintiff has title in fee simple to said premises described in the Complaint as against said Defendants, their heirs, successors and assigns.

4. That the Defendants, their heirs, successors and assigns or any person claiming under them shall be forever enjoined from setting up any title to the premises of Plaintiffs described in the Complaint and from impeaching, denying or in any way attacking the title of Plaintiffs to said premises.

5. That these proceedings, or any authenticated copy thereof, shall at all times hereafter be taken as evidence of the facts declared and established thereby.

6. That a certified copy of this Order shall be recorded in the Office of the Recorder of Deeds of Clearfield County, Pennsylvania.

BY THE COURT,



JUDGE

W.M.G.
KIRK

(A)

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION ACTION TO QUIET
TITLE No. 05-228-CD

N. GEORGE BLOOM, Jr. and
SANDRA WESTON, Plaintiffs

AND

ISABELLA F. BLOOM, her heirs,
successors and assigns, et. al.,
Defendants

O R D E R

FILED

MAR 30 2005

William A. Shaw
Prothonotary/Clerk of Courts

R. DENNING GEARHART
ATTORNEY AT LAW
CLEARFIELD, PA. 16830

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

**N. GEORGE BLOOM, Jr. and
SANDRA WESTON,**

Plaintiffs

VS.

NO. 05- 228 -CD

ISABELLA F. BLOOM, her heirs,
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premises under her;

HERBERT W. BLOOM, his
heirs, successors and assigns, and/or
any persons or entity claiming title
in and to the herein described
premises under him;

**JOHN C. BLOOM, WILLIAM D.
BLOOM; JENNIE BLOOM;
EMMA REA; and BLANCHE BLOOM
DICKEY**, their heirs, successors and
assigns, and/or any person or entity
claiming title in and to the herein
described premises under them,

S. H. WITHEROW (ESTATE), his
heirs, successors and assigns, and/or
any person or entity claiming title in and
to the herein described premises under
him,

Defendants

CASE NUMBER: 05-228-CD

TYPE OF CASE: Quiet Title Action

TYPE OF PLEADING: PRAECLPICE TO ENTER FINAL JUDGMENT

FILED ON BEHALF OF: Plaintiffs

COUNSEL OF RECORD FOR THIS PARTY:

R. DENNING GEARHART, ESQUIRE
Supreme Court I.D. No. 26540
207 E. Market Street
Clearfield, PA 16830
(814) 765-1581

FILED
03/38 AM
MAY 05 2005
Aty Gearhart

William A. Shaw
Prothonotary/Clerk of Courts

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

**N. GEORGE BLOOM, Jr. and
SANDRA WESTON,**

Plaintiffs

VS.

NO. 05- 228 -CD

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HERBERT W. BLOOM, his
heirs, successors and assigns, and/or
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in and to the herein described
premises under him;

**JOHN C. BLOOM, WILLIAM D.
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EMMA REA; and BLANCHE BLOOM
DICKEY**, their heirs, successors and
assigns, and/or any person or entity
claiming title in and to the herein
described premises under them,
S. H. WITHEROW (ESTATE), his
heirs, successors and assigns, and/or
any person or entity claiming title in and
to the herein described premises under
him,

Defendants

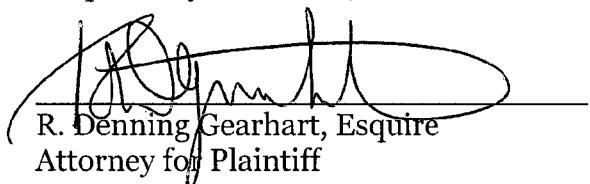
ACTION TO QUIET TITLE

PRAECIPE TO ENTER FINAL JUDGMENT

TO THE PROTHONOTARY:

Please enter a final judgment against the above named Defendants, their
heirs, successors and assigns and on behalf of the above named Plaintiff for such relief as
requested in an Order dated the 29 day of March, 2005.

Respectfully submitted,


R. Denning Gearhart, Esquire
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION ACTION TO QUIET
TITLE No. 05-228-CD

N. GEORGE BLOOM, JR. and
SANDRA WESTON,

Plaintiffs

vs.

ISABELLA F. BLOOM, her heirs,
successors and assigns, et. al.,

Defendants

PRAECIPE TO ENTER FINAL JUDGMENT

FILED

MAY 05 2005

William A. Shaw
Prothonotary/Clerk of Courts

R. DENNING GEARHART
ATTORNEY AT LAW
CLEARFIELD, PA. 16830