

Phelan, Hallinan & Schmieg
By: Francis S. Hallinan, Esquire
Identification No. 62695
One Penn Center Plaza
Suite 1400
Philadelphia, PA 19103
(215) 563-7000

Attorney for Plaintiff

FILED *recd*
m/12:31/61
JUN 24 2005 *Any pd.*
85.00

William A. Shaw
Prothonotary/Clerk of Courts

Wells Fargo Home Mortgage, Inc.,
F/K/A Norwest Mortgage, Inc
3476 Stateview Boulevard
Fort Mill, SC 29715

: Court of Common Pleas
: Civil Division
:
: Clearfield County

v.

:
: Term

Danny N. Gilbert, Jr.
Or Occupants
Road 1 Box 34B
Rockton, PA 15865

: No. 05910-CD
:
:

CIVIL ACTION - EJECTMENT

This firm is a debt collector attempting to collect a debt and any information obtained will be used for that purpose. If you have previously received a discharge in bankruptcy and this debt was not reaffirmed, this correspondence is not and should not be construed to be an attempt to collect a debt, but only enforcement of a lien against property.

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 (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 and 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. If you cannot afford to hire a lawyer, this office may be able to provide you with information about agencies that may offer legal services to eligible persons at a reduced fee or no fee.


CLEARFIELD COUNTY
DAVID S. MEHOLICK, COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830
(814) 765-2641

loan: E5318236

Oct 3, 2005 Document
Reinstated/Reissued to Sheriff/Attorney
for service.
Will A. Shaw
Deputy Prothonotary

1. Plaintiff is Wells Fargo Home Mortgage, Inc., F/K/A Norwest Mortgage, Inc.
2. Defendant is Danny N. Gilbert, Jr. Or Occupants.
3. Plaintiff is equitable owner of premises located at Road 1 Box 34B, Rockton, PA 15865, a legal description of which is attached.
4. Plaintiff became owner of said premises as a result of foreclosure and judicial sale by the Sheriff of Clearfield County, on June 3, 2005.
5. Plaintiff, by virtue of the above, is the equitable owner of said premises, and is entitled to possession thereof. The defendant is occupying the said premises without right and so far as the plaintiff is informed, without claim of title.
6. Plaintiff has demanded possession of the said premises from the said defendant who has refused to deliver up possession of same.

WHEREFORE, plaintiff seeks to recover possession of said premises.


Francis S. Hallinan, Esquire
Attorney for Plaintiff

Order Number: A90494

Client Number: 91930

Premises: RD 1 BOX 34D, TOWNSHIP OF UNION
CLEARFIELD COUNTY
PA

Based upon the examination of evidence in the appropriate public records, Company certifies that the premises endorsed hereon are subject to the liens, encumbrances and exceptions to title hereinafter set forth. This Certificate does not constitute title insurance; liability hereunder is assumed by the Company solely in its capacity as an abstractor for its negligence, mistakes or omissions in a sum not to exceed Two Thousand Dollars.

DESCRIPTION

ALL THAT CERTAIN piece or parcel of surface only, situate in the Township of Union, County of Clearfield, Commonwealth of Pennsylvania, bounded and described as follows:

BEGINNING at a point on the centerline of Township Road 360, said place of beginning being the Southeastern corner of Patrick H. Mowrey and Kim Mowrey Hobba's Home Camp "Mountain View" Subdivision Parcel #4; said place of beginning also being the Northeastern corner of Parcel #5, the premises described herein; thence South 33 degrees 05 minutes West along the centerline of Township Road 360 a distance of 240.0 feet to a point on said road centerline; thence North 56 degrees 55 minutes West through lands of Patrick H. Mowrey et al, a distance of 360.00 feet to an iron pin; thence North 33 degrees 05 minutes East along the Eastern boundary line of Home Camp "Mountain View" Subdivision Parcel "A", a distance of 240.00 feet to an iron pin; thence South 56 degrees 55 minutes East, along the Southern boundary line of Home Camp "Mountain View" Subdivision Parcel #4, a distance of 360.00 feet to a point on the centerline of Township Road 360, the place of beginning.

CONTAINING approximately 1.98 acre, more or less.

BEING known as Patrick H. Mowrey's and Kim Mowrey Hobba's Home Camp "Mountain View" Subdivision, Parcels #5 and #6.

EXCEPTING AND RESERVING, from the operation of this Indenture, all of the coal of whatever kind, lying or being in, under or upon the above described tract of land, together with the right of ingress, egress and regress.

ALSO EXCEPTING AND RESERVING from the operation of this Indenture and out of the above described tract of land, all the petroleum oil, natural gas and all other minerals of any kind or nature, lying or being in and under the same, together with the rights of ingress, egress and regress for the purpose of drilling and operating for said oil, gas and all other minerals and of removing and transporting the same from the said premises.

AND ALSO EXCEPTING AND RESERVING a 30 foot wide easement along all lot lines of the perimeter of the above described tract of land, together with the right of ingress, egress and regress to accommodate present and future utilities, including but not limited to: Community electric, telephone, cable television, water, sewer, natural gas, etc.

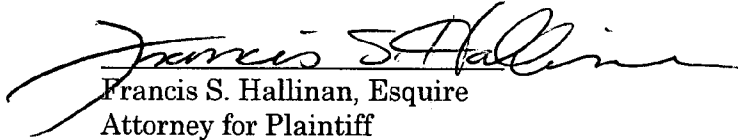
Tax Parcel #129-E6-273

VERIFICATION

Francis S. Hallinan hereby states that he is the attorney for the Plaintiff in this eviction action and is authorized to make this verification. The statements made in the foregoing Civil Action - Ejectment are correct to the best of my knowledge, information, and belief. I was the attorney for the Plaintiff or Plaintiff's predecessor in interest in the underlying foreclosure action. I am with the law firm on the writ of execution, and my law firm or an agent of my firm purchased the property on behalf of the Plaintiff by bidding on the property at the sheriff's sale. I am making this verification rather than a representative of the Plaintiff because I have personal knowledge of the purchase of this property at sheriff's sale.

The undersigned understands that this statement is made subject to the penalties of 18 Pa.C.S. §4904 relating to unsworn falsification to authorities.

6/23/05
Date



Francis S. Hallinan, Esquire
Attorney for Plaintiff

The Affidavit also specifies the inquiries made, responses made, and dates thereof, in accordance with Rule 430.1(B)(2). As Plaintiff's within motion and its affidavit are both in compliance with the applicable Pennsylvania and local rules, Plaintiff respectfully requests that its motion be granted.

WHEREFORE, Plaintiff respectfully requests permission to serve the Complaint by certified mail and regular mail and posting of the premises.

Respectfully submitted:

DATE: September 7, 2005



Michele M. Bradford, Esquire
Attorney for Plaintiff

Phelan, Hallinan & Schmieg
BY: MICHELE M. BRADFORD, ESQUIRE
Identification No. 69849
One Penn Center @ Suburban Station – Suite 1400
1617 John F. Kennedy Boulevard
Philadelphia, PA 19103-1814
(215) 563-7000

Attorney for Plaintiff

RECEIVED

SEP 15 2005

Wells Fargo Home Mortgage, Inc.
f/k/a Norwest Mortgage, Inc.

COURT ADMINISTRATOR'S
OFFICE
: Court of Common Pleas
: Civil Division

: Clearfield County

vs.

Danny N. Gilbert, Jr. or occupants
Road 1, Box 34B
Rockton, PA 15865

:
: No. 05-910 CD
: Action in Ejectment

**MEMORANDUM OF LAW IN SUPPORT OF PLAINTIFF'S MOTION FOR
SERVICE PURSUANT TO SPECIAL ORDER OF COURT**

Pennsylvania Rule of Civil Procedure 430(a) specifically provides:

If service cannot be made under the applicable rule, the plaintiff may move the Court for a special order directing the method of service. The motion shall be accompanied by an Affidavit stating the nature and extent of the investigation which has been made to determine the whereabouts of the Defendant(s) and the reasons why service cannot be made.

Although Plaintiff has attempted to serve Defendant(s) with the Complaint, Plaintiff's attempts have been unsuccessful. A true and correct copy of the Affidavit of No Service is attached hereto, made part hereof, and marked Exhibit A.

Accordingly, Plaintiff ordered an investigation into the whereabouts of Defendant(s). A true and correct copy of the Affidavit of Reasonable Investigation is attached hereto, make part hereof, and marked Exhibit B. The Affidavit reflects that Plaintiff's investigator has make at least three types of inquiries listed under Rule 403.1(B)(1). Copies of any written responses obtained are attached to the Affidavit.

Phelan, Hallinan & Schmieg
BY: MICHELE M. BRADFORD, ESQUIRE
Identification No. 69849
One Penn Center @ Suburban Station – Suite 1400
1617 John F. Kennedy Boulevard
Philadelphia, PA 19103-1814
(215) 563-7000

REL
Attorney for Plaintiff

SEP 15 2005

COURT ADMINISTRATOR'S
OFFICE

Wells Fargo Home Mortgage, Inc.
f/k/a Norwest Mortgage, Inc.

: Court of Common Pleas
: Civil Division
: Clearfield County

vs.

Danny N. Gilbert, Jr. or occupants
Road 1, Box 34B
Rockton, PA 15865

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The Affidavit also specifies the inquiries made, responses made, and dates thereof, in accordance with Rule 430.1(B)(2). As Plaintiff's within motion and its affidavit are both in compliance with the applicable Pennsylvania and local rules, Plaintiff respectfully requests that its motion be granted.

WHEREFORE, Plaintiff respectfully requests permission to serve the Complaint by certified mail and regular mail and posting of the premises.

Respectfully submitted:

DATE: September 7, 2005



Michele M. Bradford, Esquire
Attorney for Plaintiff

In The Court of Common Pleas of Clearfield County, Pennsylvania

Service # 1 of 1 Services

Sheriff Docket # **100585**

WELLS FARGO HOME MORTGAGE INC.

Case # 05-910-CD

vs.

DANNY N. GILBERT JR. or OCCUPANTS

SHERIFF RETURNS

NOW August 03, 2005 AFTER DILIGENT SEARCH IN MY BAILIWICK I RETURNED THE WITHIN COMPLAINT IN EJECTMENT "NOT FOUND" AS TO DANNY N. GILBERT JR. OR OCCUPANTS, DEFENDANT. Possible PO Box 227, DuBois (need physical address).

SERVED BY: /

Return Costs

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	PHELAN	435494	10.00
SHERIFF HAWKINS	PHELAN	435493	24.53

Sworn to Before me This

_____ Day of _____ 2005

So Answers,


Chester A. Hawkins
Sheriff

FILED

012:33:51
AUG 03 2005

William A. Shaw
Prothonotary/Clerk of Courts

Phelan, Hallinan & Schmieg
By: Francis S. Hallinan, Esquire
Identification No. 62695
One Penn Center Plaza
Suite 1400
Philadelphia, PA 19103
(215) 563-7000

Attorney for Plaintiff

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

Wells Fargo Home Mortgage, Inc.,
F/K/A Norwest Mortgage, Inc
3476 Stateview Boulevard
Fort Mill, SC 29715

: Court of Common Pleas
: Civil Division
:
: Clearfield County

JUN 24 2005

Attest.

William B. B...
Prothonotary/
Clerk of Courts

v.

Danny N. Gilbert, Jr.
Or Occupants
Road 1 Box 34B
Rockton, PA 15865

: Term
:
: No. 05-910-CD

CIVIL ACTION - EJECTMENT

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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. If you cannot afford to hire a lawyer, this office may be able to provide you with information about agencies that may offer legal services to eligible persons at a reduced fee or no fee.

We hereby certify that
within to be a true and
correct copy of the
original filed of record

CLEARFIELD COUNTY
DAVID S. MEHOLICK, COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830
(814) 765-2641

loan: E5318236

1. Plaintiff is Wells Fargo Home Mortgage, Inc., F/K/A Norwest Mortgage, Inc.
2. Defendant is Danny N. Gilbert, Jr. Or Occupants.
3. Plaintiff is equitable owner of premises located at Road 1 Box 34B, Rockton, PA 15865, a legal description of which is attached.
4. Plaintiff became owner of said premises as a result of foreclosure and judicial sale by the Sheriff of Clearfield County, on June 3, 2005.
5. Plaintiff, by virtue of the above, is the equitable owner of said premises, and is entitled to possession thereof. The defendant is occupying the said premises without right and so far as the plaintiff is informed, without claim of title.
6. Plaintiff has demanded possession of the said premises from the said defendant who has refused to deliver up possession of same.

WHEREFORE, plaintiff seeks to recover possession of said premises.

Francis S. Hallinan, Esquire
Attorney for Plaintiff

Order Number: A90494
Client Number: 91930

Premises: RD 1 BOX 34D, TOWNSHIP OF UNION
CLEARFIELD COUNTY
PA

Based upon the examination of evidence in the appropriate public records, Company certifies that the premises endorsed hereon are subject to the liens, encumbrances and exceptions to title hereinafter set forth. This Certificate does not constitute title insurance; liability hereunder is assumed by the Company solely in its capacity as an abstractor for its negligence, mistakes or omissions in a sum not to exceed Two Thousand Dollars.

DESCRIPTION

ALL THAT CERTAIN piece or parcel of surface only, situate in the Township of Union, County of Clearfield, Commonwealth of Pennsylvania, bounded and described as follows:

BEGINNING at a point on the centerline of Township Road 360, said place of beginning being the Southeastern corner of Patrick H. Mowrey and Kim Mowrey Hobba's Home Camp "Mountain View" Subdivision Parcel #4; said place of beginning also being the Northeastern corner of Parcel #5, the premises described herein; thence South 33 degrees 05 minutes West along the centerline of Township Road 360 a distance of 240.0 feet to a point on said road centerline; thence North 56 degrees 55 minutes West through lands of Patrick H. Mowrey et al, a distance of 360.00 feet to an iron pin; thence North 33 degrees 05 minutes East along the Eastern boundary line of Home Camp "Mountain View" Subdivision Parcel "A", a distance of 240.00 feet to an iron pin; thence South 56 degrees 55 minutes East, along the Southern boundary line of Home Camp "Mountain View" Subdivision Parcel #4, a distance of 360.00 feet to a point on the centerline of Township Road 360, the place of beginning.

CONTAINING approximately 1.98 acre, more or less.

BEING known as Patrick H. Mowrey's and Kim Mowrey Hobba's Home Camp "Mountain View" Subdivision, Parcels #5 and #6.

EXCEPTING AND RESERVING, from the operation of this Indenture, all of the coal of whatever kind, lying or being in, under or upon the above described tract of land, together with the right of ingress, egress and regress.

ALSO EXCEPTING AND RESERVING from the operation of this Indenture and out of the above described tract of land, all the petroleum oil, natural gas and all other minerals of any kind or nature, lying or being in and under the same, together with the rights of ingress, egress and regress for the purpose of drilling and operating for said oil, gas and all other minerals and of removing and transporting the same from the said premises.

AND ALSO EXCEPTING AND RESERVING a 30 foot wide easement along all lot lines of the perimeter of the above described tract of land, together with the right of ingress, egress and regress to accommodate present and future utilities, including but not limited to: Community electric, telephone, cable television, water, sewer, natural gas, etc.

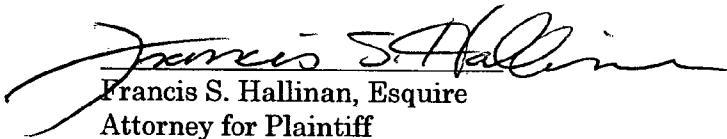
Tax Parcel #129-E6-273

VERIFICATION

Francis S. Hallinan hereby states that he is the attorney for the Plaintiff in this eviction action and is authorized to make this verification. The statements made in the foregoing Civil Action - Ejectment are correct to the best of my knowledge, information, and belief. I was the attorney for the Plaintiff or Plaintiff's predecessor in interest in the underlying foreclosure action. I am with the law firm on the writ of execution, and my law firm or an agent of my firm purchased the property on behalf of the Plaintiff by bidding on the property at the sheriff's sale. I am making this verification rather than a representative of the Plaintiff because I have personal knowledge of the purchase of this property at sheriff's sale.

The undersigned understands that this statement is made subject to the penalties of 18 Pa.C.S. §4904 relating to unsworn falsification to authorities.

6/23/05
Date


Francis S. Hallinan, Esquire
Attorney for Plaintiff

Phelan, Hallinan & Schmieg
BY: MICHELE M. BRADFORD, ESQUIRE
Identification No. 69849
One Penn Center @ Suburban Station – Suite 1400
1617 John F. Kennedy Boulevard
Philadelphia, PA 19103-1814
(215) 563-7000

Attorney for Plaintiff

Wells Fargo Home Mortgage, Inc.
f/k/a Norwest Mortgage, Inc.

: Court of Common Pleas
: Civil Division

: Clearfield County

vs.

Danny N. Gilbert, Jr. or occupants
Road 1, Box 34B
Rockton, PA 15865

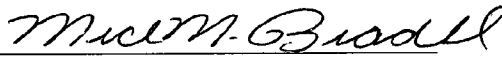
:
: No. 05-910 CD
: Action in Ejectment

CERTIFICATION OF SERVICE

I hereby certify that a true and correct copy of the Motion for Service Pursuant to Special Order was served by first class mail on the Defendant (s) on the date listed below:

Danny N. Gilbert, Jr. or occupants
Road 1, Box 34B
Rockton, PA 15865

DATE: September 7, 2005



Michele M. Bradford, Esquire
Attorney for Plaintiff

VERIFICATION

Michele M. Bradford, Esquire, hereby states that she is the Attorney for the Plaintiff in this action, that she is authorized to make this verification, and that the statements made in the foregoing Motion for Service of the Complaint Pursuant to Special Order of Court are true and correct to the best of her knowledge, information and belief.

The undersigned understands that this statement herein is made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

DATE: September 7, 2005


Michele M. Bradford, Esquire
Attorney for Plaintiff

**Wells Fargo Home Mortgage, Inc. f/k/a
Norwest Mortgage, Inc.**

: **Court of Common Pleas**
: **Civil Division**
: **Clearfield County**

vs.

**Danny N. Gilbert, Jr. or occupants
Road 1, Box 34B
Rockton, PA 15865**

: **No. 05-910 CD**
: **Action in Ejectment**

ORDER

It is order this 20th day of September, 2005, that Plaintiff's Motion for

Service of Complaint Pursuant to Special Order of Court is **GRANTED**, permitting service by:

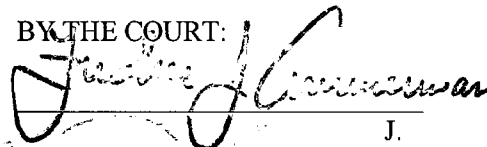
X First Class and Certified Mail to **Danny N. Gilbert, Jr. or occupants** at the property which is subject to this Ejectment Action*. Service by first class and certified mail is effective upon the date of mailing.

X Posting of the property which is subject to this Ejectment Action*

* the property at **Road 1 Box 34B, Rockton, PA 15865**.

Correct Address (911)
1608 South Continental Drive
Rockton, PA 15856

BY THE COURT:


J.

FILED ice
013:36 BT Amy Bradford
SEP 20 2005 (60)

William A. Shaw
Prothonotary/Clerk of Courts

Phelan, Hallinan & Schmieg
BY: MICHELE M. BRADFORD, ESQUIRE
Identification No. 69849
One Penn Center @ Suburban Station – Suite 1400
1617 John F. Kennedy Boulevard
Philadelphia, PA 19103-1814
(215) 563-7000

Attorney for Plaintiff

Wells Fargo Home Mortgage, Inc.
f/k/a Norwest Mortgage, Inc.

: Court of Common Pleas
: Civil Division

: Clearfield County

vs.

Danny N. Gilbert, Jr. or occupants
Road 1, Box 34B
Rockton, PA 15865

:
: No. 05-910 CD
: Action in Ejectment

FILED ^{icc}
m 11:22 AM Any
SEP 15 2005 (GK)

William A. Shaw
Prothonotary/Clerk of Courts

MOTION FOR SERVICE PURSUANT TO SPECIAL ORDER OF COURT

Plaintiff, by its counsel, Michele M. Bradford, Esquire moves this Honorable Court for an Order directing service of the Complaint upon the above-captioned Defendant(s) by certified mail and regular mail, and in support thereof avers as follows:

1. Plaintiff commenced this action by filing a Complaint in **Ejectment**.
2. Attempts to serve Defendant(s) with the Complaint have been unsuccessful.

Plaintiff attempted to serve the Defendant(s) on **August 3, 2005**, as indicated by the Affidavit of Service attached hereto as Exhibit A.

3. Pursuant to Pennsylvania Rule of Civil Procedure 430, Plaintiff has made a good faith effort to locate the Defendant(s). An Affidavit of Reasonable Investigation setting forth the specific inquiries made and the results from there are attached hereto as Exhibit B.

4. Plaintiff submits that it has made a good faith effort to locate the Defendant(s), but has been unable to do so.

5. Plaintiff verified through property inspection on **August 23, 2005** that the property was occupied by an unknown person.

WHEREFORE, Plaintiff respectfully requests that this Honorable Court enter an Order pursuant to Pennsylvania Rule of Civil Procedure 430 directing service of the Complaint by certified mail and regular mail and posting of the premises.

DATE: September 7, 2005

Michele M. Bradford
Michele M. Bradford, Esquire
Attorney for Plaintiff

EXHIBIT “A”

In The Court of Common Pleas of Clearfield County, Pennsylvania

Service # 1 of 1 Services

Sheriff Docket # **100585**

WELLS FARGO HOME MORTGAGE INC.

Case # 05-910-CD

vs.

DANNY N. GILBERT JR. or OCCUPANTS

COPY

SHERIFF RETURNS

NOW August 03, 2005 AFTER DILIGENT SEARCH IN MY BAILIWICK I RETURNED THE WITHIN COMPLAINT IN EJECTMENT "NOT FOUND" AS TO DANNY N. GILBERT JR. OR OCCUPANTS, DEFENDANT. Possible PO Box 227, DuBois (need physical address).

SERVED BY: /

Return Costs

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	PHELAN	435494	10.00
SHERIFF HAWKINS	PHELAN	435493	24.53

Sworn to Before me This

_____ Day of _____ 2005

So Answers,



Chester A. Hawkins
Sheriff

EXHIBIT "B"

REASONABLE INVESTIGATION

AFFIDAVIT OF GOOD FAITH EFFORT INVESTIGATION

LOAN NUMBER: **e5318236**
ATTORNEY FIRM **FEDERMAN AND PHELAN**
CASE NUMBER: **05-910-CD**
SUBJECT: **Danny N. Gilbert, Jr. or occupants**
LAST KNOWN ADDRESS: **Roadd 1, Box 34B, Rockton, PA 15865**

LAST KNOWN NUMBER: **814-371-4271**

I. CREDIT INFORMATION

- A. SOCIAL SECURITY NUMBER: **171-65-7564**
- B. EMPLOYMENT SEARCH
- C. INQUIREY OF CREDITORS:
Unable to locate good employer for subject

II. INQUIRY OF TELEPHONE COMPANY

- A. The directory assistance has
Directory Assistance lists the property address with a phone number of 814-371-4271 .

RD3
- SR

III. INQUIRY OF POST OFFICE

- A. NATIONAL ADDRESS UPDATE:

As of September 7, 2005 , the National Change of Address (NCOA) has no change for subject from last known address.

IV. MOTOR VEHICLE REGISTRATION

- A. MOTOR VEHICLE AND DMV OFFICE

No Motor Vehicle Registration is available for subject.

V. OTHER INQUIRIES

- A. DEATH RECORDS

As of September 7, 2005 , the Social Security Administration has no death record on file for subject.

- B. PUBLIC LICENSES (PILOT, REAL ESTATE, ETC)
None Found

- C. COUNTY VOTER REGISTRATION

N/a

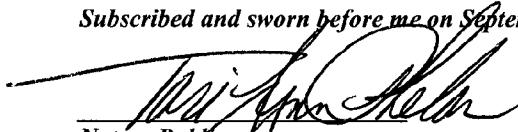
D. PROPERTY INSPECTION

The subject premises was inspected on August 23, 2005 , and confirmed the subject premises remains occupied.

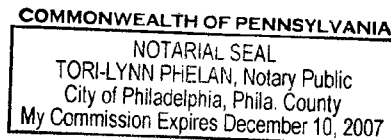
VI. ADDITIONAL INFORMATION ON SUBJECT


Affiant: Joseph M. Gardellis

Subscribed and sworn before me on September 7, 2005


Notary Public

Seal:



CA

Phelan, Hallinan & Schmieg
By: Francis S. Hallinan, Esquire
Identification No. 62695
One Penn Center Plaza
Suite 1400
Philadelphia, PA 19103
(215) 563-7000

Attorney for Plaintiff

FILED
12:38
JUN 24 2005
William A. Shaw
Prothonotary/Clerk of Courts

Wells Fargo Home Mortgage, Inc.,
F/K/A Norwest Mortgage, Inc
3476 Stateview Boulevard
Fort Mill, SC 29715

: Court of Common Pleas
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: Clearfield County
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v.

Danny N. Gilbert, Jr.
Or Occupants
Road 1 Box 34B
Rockton, PA 15865

: Term

: No. 05910-CD

**ATTORNEY FILE COPY
PLEASE RETURN**

CIVIL ACTION - EJECTMENT

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**We hereby certify the
within to be a true and
correct copy of the
original filed of record**

CLEARFIELD COUNTY
DAVID S. MEHOLICK, COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830
(814) 765-2641

loan: E5318236

**ATTORNEY FILE COPY
PLEASE RETURN**

Phelan, Hallinan & Schmieg
By: Francis S. Hallinan, Esquire
Identification No. 62695
One Penn Center Plaza
Suite 1400
Philadelphia, PA 19103
(215) 563-7000

Attorney for Plaintiff

Wells Fargo Home Mortgage, Inc.,
F/K/A Norwest Mortgage, Inc
3476 Stateview Boulevard
Fort Mill, SC 29715

: Court of Common Pleas
: Civil Division
:
: Clearfield County

v.

Danny N. Gilbert, Jr.
Or Occupants
Road 1 Box 34B
Rockton, PA 15865

: Term
:
: No.

CIVIL ACTION - EJECTMENT

****This firm is a debt collector attempting to collect a debt and any information obtained will be used for that purpose. If you have previously received a discharge in bankruptcy and this debt was not reaffirmed, this correspondence is not and should not be construed to be an attempt to collect a debt, but only enforcement of a lien against property.****

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 (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 and 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. If you cannot afford to hire a lawyer, this office may be able to provide you with information about agencies that may offer legal services to eligible persons at a reduced fee or no fee.

**We hereby certify the
within to be a true and
correct copy of the
original filed of record**

CLEARFIELD COUNTY
DAVID S. MEHOLICK, COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830
(814) 765-2641

loan: E5318236

1. Plaintiff is Wells Fargo Home Mortgage, Inc., F/K/A Norwest Mortgage, Inc.
2. Defendant is Danny N. Gilbert, Jr. Or Occupants.
3. Plaintiff is equitable owner of premises located at Road 1 Box 34B, Rockton, PA 15865, a legal description of which is attached.
4. Plaintiff became owner of said premises as a result of foreclosure and judicial sale by the Sheriff of Clearfield County, on June 3, 2005.
5. Plaintiff, by virtue of the above, is the equitable owner of said premises, and is entitled to possession thereof. The defendant is occupying the said premises without right and so far as the plaintiff is informed, without claim of title.
6. Plaintiff has demanded possession of the said premises from the said defendant who has refused to deliver up possession of same.

WHEREFORE, plaintiff seeks to recover possession of said premises.

Francis S. Hallinan, Esquire
Attorney for Plaintiff

Order Number: A90494

Client Number: 91930

Premises: RD 1 BOX 34D, TOWNSHIP OF UNION
CLEARFIELD COUNTY
PA

Based upon the examination of evidence in the appropriate public records, Company certifies that the premises endorsed hereon are subject to the liens, encumbrances and exceptions to title hereinafter set forth. This Certificate does not constitute title insurance; liability hereunder is assumed by the Company solely in its capacity as an abstractor for its negligence, mistakes or omissions in a sum not to exceed Two Thousand Dollars.

DESCRIPTION

ALL THAT CERTAIN piece or parcel of surface only, situate in the Township of Union, County of Clearfield, Commonwealth of Pennsylvania, bounded and described as follows:

BEGINNING at a point on the centerline of Township Road 360, said place of beginning being the Southeastern corner of Patrick H. Mowrey and Kim Mowrey Hobba's Home Camp "Mountain View" Subdivision Parcel #4; said place of beginning also being the Northeastern corner of Parcel #5, the premises described herein; thence South 33 degrees 05 minutes West along the centerline of Township Road 360 a distance of 240.0 feet to a point on said road centerline; thence North 56 degrees 55 minutes West through lands of Patrick H. Mowrey et al, a distance of 360.00 feet to an iron pin; thence North 33 degrees 05 minutes East along the Eastern boundary line of Home Camp "Mountain View" Subdivision Parcel "A", a distance of 240.00 feet to an iron pin; thence South 56 degrees 55 minutes East, along the Southern boundary line of Home Camp "Mountain View" Subdivision Parcel #4, a distance of 360.00 feet to a point on the centerline of Township Road 360, the place of beginning.

CONTAINING approximately 1.98 acre, more or less.

BEING known as Patrick H. Mowrey's and Kim Mowrey Hobba's Home Camp "Mountain View" Subdivision, Parcels #5 and #6.

EXCEPTING AND RESERVING, from the operation of this Indenture, all of the coal of whatever kind, lying or being in, under or upon the above described tract of land, together with the right of ingress, egress and regress.

ALSO EXCEPTING AND RESERVING from the operation of this Indenture and out of the above described tract of land, all the petroleum oil, natural gas and all other minerals of any kind or nature, lying or being in and under the same, together with the rights of ingress, egress and regress for the purpose of drilling and operating for said oil, gas and all other minerals and of removing and transporting the same from the said premises.

AND ALSO EXCEPTING AND RESERVING a 30 foot wide easement along all lot lines of the perimeter of the above described tract of land, together with the right of ingress, egress and regress to accommodate present and future utilities, including but not limited to: Community electric, telephone, cable television, water, sewer, natural gas, etc.

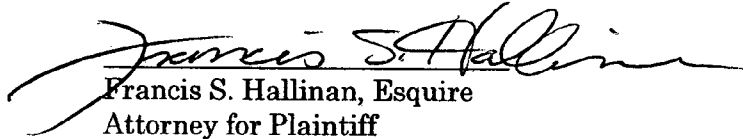
Tax Parcel #129-E6-273

VERIFICATION

Francis S. Hallinan hereby states that he is the attorney for the Plaintiff in this eviction action and is authorized to make this verification. The statements made in the foregoing Civil Action - Ejectment are correct to the best of my knowledge, information, and belief. I was the attorney for the Plaintiff or Plaintiff's predecessor in interest in the underlying foreclosure action. I am with the law firm on the writ of execution, and my law firm or an agent of my firm purchased the property on behalf of the Plaintiff by bidding on the property at the sheriff's sale. I am making this verification rather than a representative of the Plaintiff because I have personal knowledge of the purchase of this property at sheriff's sale.

The undersigned understands that this statement is made subject to the penalties of 18 Pa.C.S. §4904 relating to unsworn falsification to authorities.

6/23/05
Date


Francis S. Hallinan, Esquire
Attorney for Plaintiff

PHELAN HALLINAN & SCHMIEG, LLP

BY: Francis S. Hallinan, Esquire

Identification No. 62695

One Penn Center at Suburban Station

1617 JFK Boulevard

Philadelphia, PA 19103-1814

(215) 563-7000

Attorney for Plaintiff

Wells Fargo Home Mortgage, Inc. f/k/a

Norwest Mortgage, Inc.

: Court of Common Pleas

Plaintiff

: Civil Division

vs.

: NO. 05-910 CD

Danny N. Gilbert, Jr.

:

Or occupants

:

Clearfield County

Defendants

PRAECIPE TO REINSTATE CIVIL ACTION/EJECTMENT

TO THE PROTHONOTARY:

Kindly reinstate the Civil Action in Ejectment with reference to the above captioned matter.



Francis S. Hallinan, Esquire

Attorney for Plaintiff

Date: September 30, 2005

FILED Atty pd. 7.00
m/4:00 PM
OCT 03 2005
to Shff
cc - Reinstated

William A. Shaw
Prothonotary/Clerk of Courts

PHELAN HALLINAN & SCHMIEG, LLP.

BY: Francis S. Hallinan, Esquire

I.D. #62695

Suite 1400

One Penn Center Plaza

Philadelphia, PA 19103

(215) 563-7000

ATTORNEY FOR PLAINTIFF

Wells Fargo Home Mortgage, Inc.

f/k/a Norwest Mortgage, Inc.

: Court of Common Pleas

: Civil Division

: Clearfield County

V.

Danny N. Gilbert, Jr.

or occupants

: No. 05-910 CD

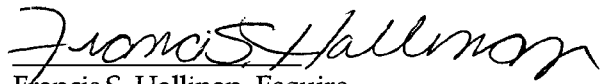
AFFIDAVIT OF SERVICE VIA REGULAR & CERTIFIED MAIL

I hereby certify that a true and correct copy of the Complaint in Ejectment in the above captioned matter was sent by Regular and certified Mail, return receipt requested, to the

Following person(s) Danny N. Gilbert, Jr. or occupants at Road 1, Box 34B, Rockton, PA 15865

on October 10, 2005 In accordance with the Order of Court dated September 20, 2005.

The undersigned understands that this is subject to the Penalties of 18 Pa. C.S. Sec. 4904 relating to unsworn Falsification to authorities.


Francis S. Hallinan, Esquire
Attorney for Plaintiff

Date: October 10, 2005

FILED NO
m 1:44 PM
OCT 13 2005
cc

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 100866
NO: 05-910-CD
SERVICE # 1 OF 1
COMPLAINT IN EJECTMENT

PLAINTIFF: WELLS FARGO HOME MORTGAGE INC
vs.
DEFENDANT: DANNY N. GILBERT JR. or Occupants

SHERIFF RETURN

NOW, October 12, 2005 AT 11:27 AM POSTED THE WITHIN COMPLAINT IN EJECTMENT AT ROAD 1 BOX 34B,
ROCKTON, CLEARFIELD COUNTY, PENNSYLVANIA.

SERVED BY: DEHAVEN / COUDRIET

FILED

OCT 21 2005



William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 100866
NO: 05-910-CD
SERVICES 1
COMPLAINT IN EJECTMENT

PLAINTIFF: WELLS FARGO HOME MORTGAGE INC
vs.
DEFENDANT: DANNY N. GILBERT JR. or Occupants

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	PHELAN	455307	10.00
SHERIFF HAWKINS	PHELA	455374	21.61

Sworn to Before Me This

_____ Day of _____ 2005

So Answers,



Chester A. Hawkins
Sheriff

Phelan Hallinan & Schmieg, LLP
By: Francis S. Hallinan, Esquire
Identification No. 12248
One Penn Center Plaza, Suite 1400
1617 John F. Kennedy Boulevard
Philadelphia, PA 19103
(215) 563-7000

Attorney for Plaintiff

FILED No CC
m) 3:00 PM / Appd.
NOV 17 2005 2000
William A. Shaw Notice to
Prothonotary/Clerk of Courts Def.
(6K)

Wells Fargo Home Mortgage, Inc.,
f/k/a Norwest Mortgage, Inc.

: COURT OF COMMON PLEAS
:
: CIVIL DIVISION
:
: No. 05-910-CD
:
: Clearfield County

vs

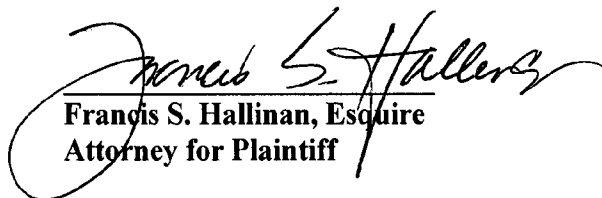
Danny N. Gilbert, Jr.
Or Occupants
Road 1 Box 34B
Rockton, PA 15865

PRAECIPE FOR JUDGMENT IN EJECTMENT

TO THE PROTHONOTARY:

Kindly enter Judgment in Ejectment in favor of the Plaintiff, **Wells Fargo Home Mortgage, Inc., f/k/a Norwest Mortgage, Inc.** and against the Defendant(s) **Danny N. Gilbert, Jr. and Or Occupants** for possession of premises, **Road 1 Box 34B, Rockton, PA 15865** for failure to file an Answer within twenty (20) days of service.

I hereby certify that according to Rule 237.1, written 10-day notice of Plaintiff's intention to file a praecipe for Entry of default Judgment was mailed to Defendant(s), a true and correct copy of which is attached hereto.


Francis S. Hallinan, Esquire
Attorney for Plaintiff

Default Judgment entered as indicated above.

DATE

Phelan, Hallinan and Schmieg, LLP.
Francis S. Hallinan, Esquire
ID# 62695
One Penn Center, Suite 1400
1617 JFK Boulevard
Philadelphia, PA 19103
(215) 563-7000

ATTORNEY FOR PLAINTIFF

Wells Fargo Home Mortgage, Inc.,
F/K/A Norwest Mortgage, Inc.

: Court of Common Pleas
:
: Civil Division
:
: CLEARFIELD COUNTY
:
: No. 05-910-CD

v.

Danny N. Gilbert, Jr.
Or occupants

TO: Danny N. Gilbert, Jr. Or Occupants
Road 1 Box 34B
Rockton, PA 15865

DATE OF NOTICE: November 2, 2005

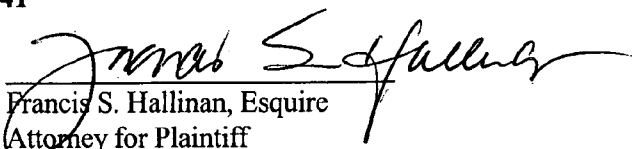
This Firm is a debt collector attempting to collect a debt. This Notice is sent to you in an attempt to collect the indebtedness referred to herein, and any information obtained from you will be used for that purpose. If you have previously received a discharge in bankruptcy, this correspondence is not valid and should not be construed to be an attempt to collect a debt, but only as enforcement of lien against property.

IMPORTANT NOTICE

You are in default because you have failed to enter a written appearance personally or by attorney and file in writing with the court your defenses or objections to the claims set forth against you. Unless you act within ten (10) days from the date of this notice, a Judgment may be entered against you without a hearing and you may lose your property or other important rights. You should take this paper to your Lawyer at once. If you do not have a lawyer, got to or telephone the office set forth below. This office can provide you with the information about hiring a lawyer.

If you cannot afford to hire a lawyer, this office may be able to provide you with information about agencies that may offer legal services to eligible persons at a reduced fee or no fee.

**LAWYER REFERRAL SERVICE
CLEARFIELD COUNTY COURTHOUSE
DAVID S. MEHOLICK, COURT ADMINISTRATOR
CLEARFIELD, PA 16830
(814) 765-2641**


Francis S. Hallinan, Esquire
Attorney for Plaintiff

Phelan Hallinan & Schmieg, LLP
By: Francis S. Hallinan, Esquire
Identification No. 62695
One Penn Center Plaza, Suite 1400
1617 John F. Kennedy Boulevard
Philadelphia, PA 19103
(215) 563-7000

Attorney for Plaintiff

Wells Fargo Home Mortgage, Inc.,
f/k/a Norwest Mortgage, Inc.

: COURT OF COMMON PLEAS

: CIVIL DIVISION

vs

: No. 05-910-CD

Danny N. Gilbert, Jr.
Or Occupants
Road 1 Box 34B
Rockton, PA 15865

: Clearfield County

VERIFICATION OF NON-MILITARY SERVICE


FRANCIS S. HALLINAN, ESQUIRE, hereby verifies that he is Attorney for Plaintiff in the above captioned matter, and that on information and belief, he has knowledge of the following facts, to wit:

(a) That the defendant(s) is/are not in the Military or Naval Service of the United States or its Allies, or otherwise within the provisions of the Soldiers' and Sailors' Civil Relief Act of Congress of 1940, as amended.

(b) That defendant Danny N. Gilbert, Jr. Or occupants, is over 18 years of age, and resides at Road 1 Box 34B, Rockton, PA 15865.

This statement is made subject to the penalties of 18 PA. C.S.S 4904 relating to unsworn falsification to authorities.


Francis S. Hallinan, Esquire
Attorney for Plaintiff

 COPY

OFFICE OF THE PROTHONOTARY

COURT OF COMMON PLEAS

TO: Danny N. Gilbert, Jr. Or Occupants
Road 1 Box 34B
Rockton, PA 15865

Wells Fargo Home Mortgage, Inc.,
f/k/a Norwest Mortgage, Inc.

: COURT OF COMMON PLEAS

: CIVIL DIVISION

vs

: No. 05-910-CD

Danny N. Gilbert, Jr.
Or Occupants
Road 1 Box 34B
Rockton, PA 15865

: Clearfield County

Attorney ID # 62695

NOTICE

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

Prothonotary

11/17/05

☐ Judgment by Default

☐ Money Judgment

☐ Judgment in Replevin

☒ Judgment for Possession

☐ Judgment on Award of Arbitration

☐ Judgment on Verdict

☐ Judgment on Court Findings

IF YOU HAVE ANY QUESTIONS CONCERNING THIS NOTICE, PLEASE CALL:
ATTORNEY: FRANCIS S. HALLINAN, ESQUIRE at this telephone number: (215) 563-7000.

PRAECIPE FOR WRIT OF POSSESSION

COMMONWEALTH OF PENNSYLVANIA

County of Clearfield

Wells Fargo Home Mortgage, Inc.,
f/k/a Norwest Mortgage, Inc.

: COURT OF COMMON PLEAS

: CIVIL DIVISION

vs

: No. 05-910-CD

Danny N. Gilbert, Jr.
Or Occupants
Road 1 Box 34B
Rockton, PA 15865

: Clearfield County

PRAECIPE FOR WRIT OF POSSESSION

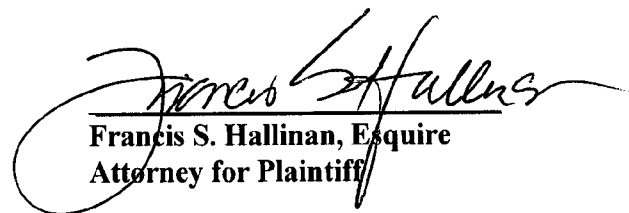
TO THE PROTHONOTARY:

Issue Writ of Possession in the above matter for possession of:

Road 1 Box 34B, Rockton, PA 15865

****PLEASE SEE THE ATTACHED LEGAL DESCRIPTION****

Being Known as No. Road 1 Box 34B


Francis S. Hallinan, Esquire
Attorney for Plaintiff

FILED
m/3/06/01 20.00
NOV 17 2005
William A. Shaw
Prothonotary/Clerk of Courts
rec'd writs
w/ descr. to
Shff
(6K)

Commonwealth of Pennsylvania

County of Clearfield

Wells Fargo Home Mortgage, Inc.,
f/k/a Norwest Mortgage, Inc.

vs.

Court of Common Pleas

Danny N. Gilbert, Jr.
or occupants
Road 1 Box 34 B
Rockton, PA 15865

_Term, 2005

NO. 05-910-CD

COPY

Writ of Possession

TO THE SHERIFF OF Clearfield COUNTY:

(1) To satisfy the judgment for possession in the above matter you are directed to deliver Possession of the following described property to:

Wells Fargo Home Mortgage, Inc.,
f/k/a Norwest Mortgage, Inc.

(2) To satisfy the costs against

Danny N. Gilbert, Jr.
or occupants
Road 1 Box 34 B
Rockton, PA 15865

directed to levy upon any property of

you are

Danny N. Gilbert, Jr.
or occupants
Road 1 Box 34 B
Rockton, PA 15865

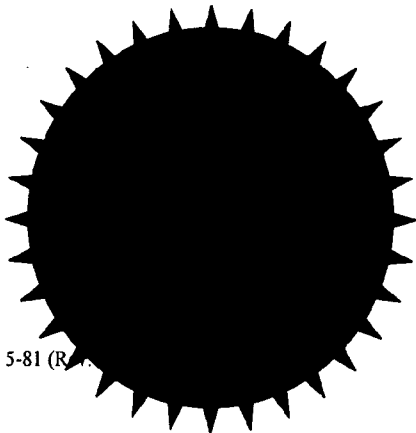
and sell

interest therein.

Prothonotary

By William L. Hargis
Clerk

Date 11/17/05



Court of Common Pleas

TERM, 2005

NO. 05-910-CD

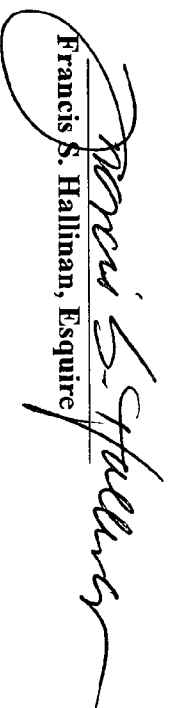
Wells Fargo Home Mortgage, Inc.,
f/k/a Norwest Mortgage, Inc.

vs.

Danny N. Gilbert, Jr.
or occupants
Road 1 Box 34 B
Rockton, PA 15865

WRIT OF POSSESSION

Phelan Hallinan & Schmieg, LLP
One Penn Center at Suburban Station
One Penn Center, Suite 1400
Philadelphia, PA 19103-1814
(215) 563-7000


Francis S. Hallinan, Esquire

Order Number: A90494
Client Number: 91930

Premises: RD 1 BOX 34D, TOWNSHIP OF UNION
CLEARFIELD COUNTY
PA

Based upon the examination of evidence in the appropriate public records, Company certifies that the premises endorsed hereon are subject to the liens, encumbrances and exceptions to title hereinafter set forth. This Certificate does not constitute title insurance; liability hereunder is assumed by the Company solely in its capacity as an abstractor for its negligence, mistakes or omissions in a sum not to exceed Two Thousand Dollars.

DESCRIPTION

ALL THAT CERTAIN piece or parcel of surface only, situate in the Township of Union, County of Clearfield, Commonwealth of Pennsylvania, bounded and described as follows:

BEGINNING at a point on the centerline of Township Road 360, said place of beginning being the Southeastern corner of Patrick H. Mowrey and Kim Mowrey Hobba's Home Camp "Mountain View" Subdivision Parcel #4; said place of beginning also being the Northeastern corner of Parcel #5, the premises described herein; thence South 33 degrees 05 minutes West along the centerline of Township Road 360 a distance of 240.0 feet to a point on said road centerline; thence North 56 degrees 55 minutes West through lands of Patrick H. Mowrey et al, a distance of 360.00 feet to an iron pin; thence North 33 degrees 05 minutes East along the Eastern boundary line of Home Camp "Mountain View" Subdivision Parcel "A", a distance of 240.00 feet to an iron pin; thence South 56 degrees 55 minutes East, along the Southern boundary line of Home Camp "Mountain View" Subdivision Parcel #4, a distance of 360.00 feet to a point on the centerline of Township Road 360, the place of beginning.

CONTAINING approximately 1.98 acre, more or less.

BEING known as Patrick H. Mowrey's and Kim Mowrey Hobba's Home Camp "Mountain View" Subdivision, Parcels #5 and #6.

EXCEPTING AND RESERVING, from the operation of this Indenture, all of the coal of whatever kind, lying or being in, under or upon the above described tract of land, together with the right of ingress, egress and regress.

ALSO EXCEPTING AND RESERVING from the operation of this Indenture and out of the above described tract of land, all the petroleum oil, natural gas and all other minerals of any kind or nature, lying or being in and under the same, together with the rights of ingress, egress and regress for the purpose of drilling and operating for said oil, gas and all other minerals and of removing and transporting the same from the said premises.

AND ALSO EXCEPTING AND RESERVING a 30 foot wide easement along all lot lines of the perimeter of the above described tract of land, together with the right of ingress, egress and regress to accommodate present and future utilities, including but not limited to: Community electric, telephone, cable television, water, sewer, natural gas, etc.

Tax Parcel #129-E6-273

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101025
NO: 05-910-CD
SERVICE # 1 OF 1
WRIT OF POSSESSION

PLAINTIFF: WELLS FARGO HOME MORTGAGE INC. f/k/a NORWEST MORTGAGE INC.
vs.
DEFENDANT: DANNY N. GILBERT JR.

SHERIFF RETURN

NOW, December 02, 2005 AT 12:20 PM POSTED THE WITHIN WRIT OF POSSESSION AT ROAD 1 BOX 34B,
ROCKTON, CLEARFIELD COUNTY, PENNSYLVANIA.
RECHECKED 12/16/05 PROPERTY EMPTY.

SERVED BY: COUDRIET /

FILED
012:45/BA
JAN 27 2006

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101025
NO: 05-910-CD
SERVICES 1
WRIT OF POSSESSION

PLAINTIFF: WELLS FARGO HOME MORTGAGE INC. f/k/a NORWEST MORTGAGE INC.
vs.
DEFENDANT: DANNY N. GILBERT JR.

SHERIFF RETURN

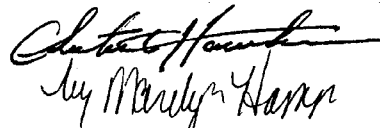
RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	PHELAN	464145	10.00
SHERIFF HAWKINS	PHELAN	464145	55.83

Sworn to Before Me This

_____ Day of _____ 2006

So Answers,



Chester A. Hawkins
Sheriff

Commonwealth of Pennsylvania

County of Clearfield

Wells Fargo Home Mortgage, Inc.,
f/k/a Norwest Mortgage, Inc.

vs.

Court of Common Pleas

Danny N. Gilbert, Jr.
or occupants
Road 1 Box 34 B
Rockton, PA 15865

_Term, 2005

NO. 05-910-CD

Writ of Possession

TO THE SHERIFF OF Clearfield COUNTY:

(1) To satisfy the judgment for possession in the above matter you are directed to deliver Possession of the following described property to:

Wells Fargo Home Mortgage, Inc.,
f/k/a Norwest Mortgage, Inc.

(2) To satisfy the costs against

Danny N. Gilbert, Jr.
or occupants
Road 1 Box 34 B
Rockton, PA 15865

directed to levy upon any property of

you are

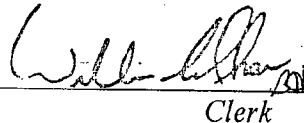
Danny N. Gilbert, Jr.
or occupants
Road 1 Box 34 B
Rockton, PA 15865

and sell

interest therein.

Prothonotary

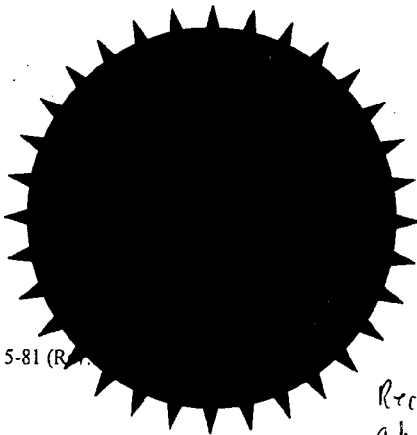
By


Clerk

Date

11/17/05

5-81 (R)



Rec'd 11-18-05 @ 3:30pm
Chester A. Hawken Sheriff
by Marilyn Haman

Court of Common Pleas

TERM, 2005

NO. 05-910-CD

Wells Fargo Home Mortgage, Inc.,
f/k/a Norwest Mortgage, Inc.

vs.

Danny N. Gilbert, Jr.
or occupants
Road 1 Box 34 B
Rockton, PA 15865

WRIT OF POSSESSION

Phelan Hallinan & Schmieg, LLP
One Penn Center at Suburban Station
One Penn Center, Suite 1400
Philadelphia, PA 19103-1814
(215) 563-7000


Francis S. Hallinan, Esquire

Order Number: A90494

Client Number: 91930

Premises: RD 1 BOX 34D, TOWNSHIP OF UNION
CLEARFIELD COUNTY
PA

Based upon the examination of evidence in the appropriate public records, Company certifies that the premises endorsed hereon are subject to the liens, encumbrances and exceptions to title hereinafter set forth. This Certificate does not constitute title insurance; liability hereunder is assumed by the Company solely in its capacity as an abstractor for its negligence, mistakes or omissions in a sum not to exceed Two Thousand Dollars.

DESCRIPTION

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CONTAINING approximately 1.98 acre, more or less.

BEING known as Patrick H. Mowrey's and Kim Mowrey Hobba's Home Camp "Mountain View" Subdivision, Parcels #5 and #6.

EXCEPTING AND RESERVING, from the operation of this Indenture, all of the coal of whatever kind, lying or being in, under or upon the above described tract of land, together with the right of ingress, egress and regress.

ALSO EXCEPTING AND RESERVING from the operation of this Indenture and out of the above described tract of land, all the petroleum oil, natural gas and all other minerals of any kind or nature, lying or being in and under the same, together with the rights of ingress, egress and regress for the purpose of drilling and operating for said oil, gas and all other minerals and of removing and transporting the same from the said premises.

AND ALSO EXCEPTING AND RESERVING a 30 foot wide easement along all lot lines of the perimeter of the above described tract of land, together with the right of ingress, egress and regress to accommodate present and future utilities, including but not limited to: Community electric, telephone, cable television, water, sewer, natural gas, etc.

Tax Parcel #129-E6-273

Commonwealth of Pennsylvania

County of Clearfield

Wells Fargo Home Mortgage, Inc.,
f/k/a Norwest Mortgage, Inc.

vs.

Court of Common Pleas

Danny N. Gilbert, Jr.
or occupants
Road 1 Box 34 B
Rockton, PA 15865

_Term, 2005

NO. 05-910-CD

Writ of Possession

TO THE SHERIFF OF Clearfield COUNTY:

(1) To satisfy the judgment for possession in the above matter you are directed to deliver Possession of the following described property to:

Wells Fargo Home Mortgage, Inc.,
f/k/a Norwest Mortgage, Inc.

(2) To satisfy the costs against

Danny N. Gilbert, Jr.
or occupants
Road 1 Box 34 B
Rockton, PA 15865

directed to levy upon any property of

you are

Danny N. Gilbert, Jr.
or occupants
Road 1 Box 34 B
Rockton, PA 15865

and sell

interest therein.

Prothonotary

By


Clerk

Date

11/17/05

5-81 (R)

Rec'd 11-18-05 @ 3:30pm
Christa R. Haverstick
by Mary Ann Hamer

4

Court of Common Pleas

TERM, 2005

NO. 05-910-CD

Wells Fargo Home Mortgage, Inc.,
f/k/a Norwest Mortgage, Inc.

vs.

Danny N. Gilbert, Jr.
or occupants
Road 1 Box 34 B
Rockton, PA 15865

WRIT OF POSSESSION

Phelan Hallinan & Schmieg, LLP
One Penn Center at Suburban Station
One Penn Center, Suite 1400
Philadelphia, PA 19103-1814
(215) 563-7000


Francis S. Hallinan, Esquire

Order Number: A90494

Client Number: 91930

Premises: RD 1 BOX 34D, TOWNSHIP OF UNION
CLEARFIELD COUNTY
PA

Based upon the examination of evidence in the appropriate public records, Company certifies that the premises endorsed hereon are subject to the liens, encumbrances and exceptions to title hereinafter set forth. This Certificate does not constitute title insurance; liability hereunder is assumed by the Company solely in its capacity as an abstractor for its negligence, mistakes or omissions in a sum not to exceed Two Thousand Dollars.

DESCRIPTION

ALL THAT CERTAIN piece or parcel of surface only, situate in the Township of Union, County of Clearfield, Commonwealth of Pennsylvania, bounded and described as follows:

BEGINNING at a point on the centerline of Township Road 360, said place of beginning being the Southeastern corner of Patrick H. Mowrey and Kim Mowrey Hobba's Home Camp "Mountain View" Subdivision Parcel #4; said place of beginning also being the Northeastern corner of Parcel #5, the premises described herein; thence South 33 degrees 05 minutes West along the centerline of Township Road 360 a distance of 240.0 feet to a point on said road centerline; thence North 56 degrees 55 minutes West through lands of Patrick H. Mowrey et al, a distance of 360.00 feet to an iron pin; thence North 33 degrees 05 minutes East along the Eastern boundary line of Home Camp "Mountain View" Subdivision Parcel "A", a distance of 240.00 feet to an iron pin; thence South 56 degrees 55 minutes East, along the Southern boundary line of Home Camp "Mountain View" Subdivision Parcel #4, a distance of 360.00 feet to a point on the centerline of Township Road 360, the place of beginning.

CONTAINING approximately 1.98 acre, more or less.

BEING known as Patrick H. Mowrey's and Kim Mowrey Hobba's Home Camp "Mountain View" Subdivision, Parcels #5 and #6.

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Court of Common Pleas

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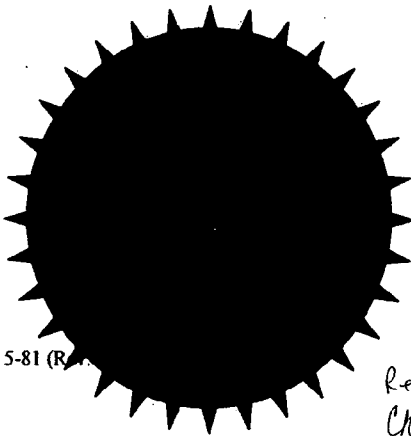
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5-81 (R)

Prothonotary

William L. Hargis

By _____
Clerk

Date 11/17/05

Rec'd 11-18-05 @ 3:30 pm
Chester A. Hunkeler Sheriff
By Mandy Hamer

Court of Common Pleas

TERM, 2005

NO. 05-910-CD

Wells Fargo Home Mortgage, Inc.,
f/k/a Norwest Mortgage, Inc.

vs.

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Tax Parcel #129-E6-273

Commonwealth of Pennsylvania

County of Clearfield

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Danny N. Gilbert, Jr.
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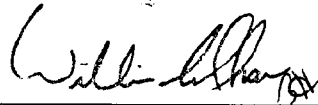
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Prothonotary

By



Clerk

Date

11/17/05

5-81 (R)

Rec'd 11/18/05 @ 3:30pm
Chester H. Harkins, Sheriff
Lyman, Pa

Court of Common Pleas

TERM, 2005

NO. 05-910-CD

Wells Fargo Home Mortgage, Inc.,
f/k/a Norwest Mortgage, Inc.

vs.

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WRIT OF POSSESSION

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Francis S. Hallinan, Esquire

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Tax Parcel #129-E6-273

PHELAN HALLINAN & SCHMIEG, LLP
By: Francis S. Hallinan Esquire
Atty. I.D. No.: 62695
One Penn Center at Suburban Station
Suite 1400
Philadelphia, PA 19103-1814
(215) 563-7000

Attorney for Plaintiff

**WELLS FARGO HOME MORTGAGE, INC.,
F/K/A NORWEST MORTGAGE, INC.**

Plaintiff

vs.

**Court of Common Pleas
CLEARFIELD County
No. 05-910-CD**

DANNY N. GILBERT, JR. OR OCCUPANTS

Defendant(s)

**PRAECIPE TO WITHDRAW COMPLAINT,
SATISFY JUDGMENT AND DISCONTINUE AND
END ACTION, WITHOUT PREJUDICE**

TO THE PROTHONOTARY:

Kindly withdraw the complaint filed in the instant matter, without prejudice, satisfy the judgment and mark this case discontinued and ended, upon payment of your costs only.

03/24/06
Date

Francis S. Hallinan
Francis S. Hallinan
Attorney for Plaintiff

FILED *pd \$7.00 Atty*
m/1:35pm (m) 1cc, 1 Cert of disc
q 1 Cert of Sat
MAR 27 2006 *to Atty Hallinan*
Copy to C/A

PHS # 118988

**William A. Shaw
Prothonotary**

FILED

MAR 27 2006

William A. Shaw
Prothonotary

PHELAN HALLINAN & SCHMIEG, L.L.P.

Suite 1400

One Penn Center at Suburban Station

Philadelphia, PA 19103-1814

215-563-7000

Fax: 215-563-5534

*Violeta Patori
Complaint Department*

*Representing Lenders in
Pennsylvania and New Jersey*

March 24, 2006

Office of the Prothonotary
CLEARFIELD County
ONE NORTH 2ND STREET
CLEARFIELD, PA 16830

Re: WELLS FARGO HOME MORTGAGE, INC., F/K/A NORWEST
MORTGAGE, INC. vs.
DANNY N. GILBERT, JR. OR OCCUPANTS
CCP, CLEARFIELD County, No. 05-910-CD

Dear Sir/Madam:

Enclosed please find Plaintiff's Praecipe to Withdraw Complaint, Without Prejudice, Satisfy Judgment and Discontinue and End with respect to the above matter. Also enclosed is a check for the filing fee, if applicable.

Please file the original of record and return a time-stamped copy to me in the envelope enclosed.

Thank you for your attention to this matter.

Very truly yours,



Violeta Patori
For Phelan Hallinan & Schmieg

Enclosures

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

COPY

CERTIFICATE OF SATISFACTION OF JUDGMENT

No.: 2005-00910-CD

Wells Fargo Home Mortgage, Inc.
Norwest Mortgage, Inc.

Debt: \$Possession

Vs.

Atty's Comm.:

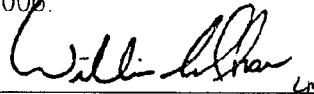
Danny N. Gilbert Jr.
Occupants

Interest From:

Cost: \$7.00

NOW, Monday, March 27, 2006 , directions for satisfaction having been received, and all costs having been paid, SATISFACTION was entered of record.

Certified from the record this 27th day of March, A.D. 2006.



Prothonotary

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

COPY

Wells Fargo Home Mortgage, Inc.
Norwest Mortgage, Inc.

Vs.

No. 2005-00910-CD

Danny N. Gilbert Jr.
Occupants

CERTIFICATE OF DISCONTINUATION

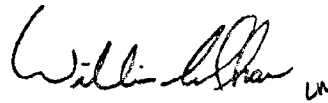
Commonwealth of PA
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County and Commonwealth aforesaid do hereby certify that the above case was on March 27, 2006, marked:

Discontinued and ended, without prejudice

Record costs in the sum of \$139.00 have been paid in full by Francis S. Hallinan.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 27th day of March A.D. 2006.



William A. Shaw, Prothonotary