

05-1735-CD
Condemnation of Township of [REDACTED]

05-1735-CD
In Re: Comm of PA State Route 2014

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

FILED *at Piff pd*
of 11:07 301 85.00
NOV 07 2005 *CCCPiff*

IN RE: CONDEMNATION BY
THE COMMONWEALTH OF
PENNSYLVANIA, DEPARTMENT
OF TRANSPORTATION,
OF RIGHT-OF-WAY FOR
STATE ROUTE 2014, SECTION A01,
IN THE TOWNSHIP OF DECATUR

NO. 05-1735-CD

William A. Shaw
Prothonotary/Clerk of Courts

EMINENT DOMAIN PROCEEDING
IN REM.

DECLARATION OF TAKING

TO THE HONORABLE, THE JUDGES OF THE SAID COURT:

This Declaration of Taking, based on the provisions of Article IV, Section 402, of the Eminent Domain Code, Act of June 22, 1964, P. L 84, 26 P. S. 1-402, as amended, respectfully represents that:

1. The Condemnor is the Commonwealth of Pennsylvania, Department of Transportation, acting through the Secretary of Transportation.

2. The address of the Condemnor is:

Commonwealth of Pennsylvania
Department of Transportation
Office of Chief Counsel
P. O. Box 8212
Harrisburg PA 17105-8212

3. (a) The Department of Transportation is authorized by the provisions of Section 2003 (e) of the Administrative Code of 1929, P. L. 177, 71 P. S. §513 (e), as amended, to acquire by gift, purchase, condemnation, or otherwise, land in fee simple or such other estate or interest as it shall determine, in the name of the Commonwealth for all transportation purposes.

(b) The Department is further authorized by the provisions of Section 2003 (e), in particular, sub-section (2) (ii), 71 P. S. §513 (e) (2) (ii), to acquire land abutting a highway if the Secretary determines such land is required for the purpose of mitigating adverse effects on other lands.

4. The within condemnation has been authorized by a plan signed by the Secretary of Transportation on April 25, 2005, titled "Drawings Authorizing Acquisition for Right-of-Way of State Route 2014 Section A01 R/W in Clearfield County," a copy of which plan was filed in the County Recorder's Office as Instrument Number 200514885 on September 13, 2005.

5. The purpose of the within condemnation is to acquire property for transportation purposes and to acquire property to replace wetlands in order to mitigate adverse effects on other land adversely affected by its proximity to the project.

6. A Schedule of Property Condemned identifying and specifying the location of the property hereby condemned is attached hereto and made a part hereof.

7. Plans showing the property hereby condemned may be inspected in the Recorder's Office of the aforesaid County at the place indicated on the attached Schedule of Property Condemned or, if not known thereon, on the day of the filing of this document being lodged for record or filed in said Recorder's Office, where they may be inspected.

8. The nature of the title hereby condemned is fee simple and a temporary construction easement.

9. In the event there are recoverable minerals (including gas and oil) within the areas, if any, here condemned in fee simple, the mineral rights (including rights to gas and oil) in those areas are hereby excepted and reserved from this condemnation, provided, however, that the right of-support of the areas condemned is included within the scope of this condemnation, and no access from the surface of such areas for removal purposes will be allowed without permission from the Commonwealth.

10. The payment of just compensation in this matter is secured by the Commonwealth's power of taxation.

11. I, Gary C. Fawver, P. E., Chief of the Utilities and Right-of-Way Section of the Department of Transportation, do hereby depose, swear, and affirm that I am authorized by and do hereby execute this Declaration of Taking on behalf of the Commonwealth of Pennsylvania, Department of Transportation, and that the averments contained and set forth herein are true and correct to the best of my knowledge, information, and belief, and are made subject to the penalties provided in 18 Pa. C. S. §4904, relating to false swearing to authorities.

WHEREFORE, fee simple title and a temporary construction easement are hereby condemned from the properties identified on the attached Schedule of Property Condemned, as indicated on the plans referenced in paragraph 7 above.



Gary C. Fawver, P. E.
Chief, Utilities and Right-of-Way Section

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

NO.

IN RE: CONDEMNATION BY
THE COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION,
OF RIGHT-OF-WAY FOR
STATE ROUTE 2014, SECTION A01,
IN THE TOWNSHIP OF DECATUR

DECLARATION OF TAKING

Christopher J. Clements
Assistant Counsel in Charge, R/W
Supreme Court ID Number 44699

Commonwealth of Pennsylvania
Department of Transportation
Office of Chief Counsel
P. O. Box 8212
Harrisburg PA 17105-8212

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

IN RE: CONDEMNATION BY
THE COMMONWEALTH OF
PENNSYLVANIA, DEPARTMENT
OF TRANSPORTATION,
OF RIGHT-OF-WAY FOR
STATE ROUTE 2014, SECTION A01,
IN THE TOWNSHIP OF DECATUR

NO.

EMINENT DOMAIN PROCEEDING
IN REM

PRAECIPE TO ENTER APPEARANCE

TO THE PROTHONOTARY OF SAID COURT:

Please enter the appearance of Michael J. Creighton, Assistant Counsel in Charge,
1209 Pennsylvania State Office Building, 300 Liberty Avenue, Pittsburgh PA 15222, and
Christopher J. Clements, Assistant Counsel in Charge, R/W, Office of Chief Counsel,
Department of Transportation, P. O. Box 8212, Harrisburg, PA 17105-8212, as attorneys
for the Commonwealth of Pennsylvania, Department of Transportation, Condemnor in
the above-captioned proceedings.



Christopher J. Clements
Assistant Counsel in Charge, R/W

Michael J. Creighton
Assistant Counsel in Charge

Dated: 10-27-05

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

NO.

IN RE: CONDEMNATION BY
THE COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION,
OF RIGHT-OF-WAY FOR
STATE ROUTE 2014, SECTION A01,
IN THE TOWNSHIP OF DECATUR

PRAECLPTE TO ENTER APPEARANCE

Filed, _____, 20____

____ A.M. ____ P.M.

Commonwealth of Pennsylvania
Department of Transportation

Office of Chief Counsel
P. O. Box 8212
Harrisburg PA 17105-8212
Telephone Number (717) 787-3128

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION
SCHEDULE OF PROPERTY CONDEMNED
(Declaration of Taking)



REMIS PROJ. NO.	020122
COUNTY	Clearfield
S.R. - SECTION	S.R. 2014 - Sec. A01
MUNICIPALITY	Decatur Township

*TYPE OF TAKE	
PT-	Partial Take
TT-	Total Take

**TYPE OF DESCRIPTION	
D-	Deed Description
P-	Plan lodged for recording with Notice of Condemnation
R-	Plan now recorded in Recorder's Office

Parcel No.	Claim Number	*Type of Take	Name, Property Interest of Condemnees, Mailing Address, and Location of Condemned Property	Attached Exhibit Number (if any)	**Type of Description	Plan (if any) Recorded in
5	1700235000	PT	<p>ESTATE OF GEORGE W. MATTERN</p> <p>Sara Jane Mattern As her interest may appear</p> <p>Calvin R. Thomas, Attorney-in-fact Vice President and Trust Officer County National Bank P. O. Box 42 7 South Second Street Clearfield PA 16830</p> <p>John U. Mattern As his interest may appear</p> <p>David A. Harvey, Attorney-in-fact P. O. Box 1771 Fort Lauderdale FL 33302</p> <p>Estate of George S. Mattern As their interests may appear (Heirs are unlocatable)</p> <p>Location of Property: Deed Book 43, page 92</p>		R	Clearfield County Instrument # 200514885 Sheets 4, 6, 11

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

IN RE: CONDEMNATION BY
THE COMMONWEALTH OF
PENNSYLVANIA, DEPARTMENT
OF TRANSPORTATION,
OF RIGHT-OF-WAY FOR
STATE ROUTE 2014, SECTION A01,
IN THE TOWNSHIP OF DECATUR

NO. 1735 CD TERM, 2005

EMINENT DOMAIN PROCEEDING
IN REM

MEMORANDUM TO PROTHONOTARY

You are hereby informed that notice of the condemnation effected by the Declaration of Taking filed to the above term and number on November 7, 2005 was recorded in the office of the Recorder of Deeds of the above county in Instrument #200519348 page(s).

The condemnation book and page number, file number, or microfilm number of any property plat filed or microfilmed separately from the said Notice of Condemnation is shown on the list of property condemned which is attached hereto.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

BY

Dickie Shaw

District Right-of-Way Administrator
Engineering District 2-0

FILED

9/3/2005 1cc Commonwealth
of PA
DEC 01 2005 *W*

William A. Shaw
Prothonotary

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION
SCHEDULE OF PROPERTY CONDEMNED
(Declaration of Taking)



REMIS PROJ. NO.	020122
COUNTY	Clearfield
S.R. - SECTION	S.R. 2014 - Sec. A01
MUNICIPALITY	Decatur Township

*TYPE OF TAKE	
PT-	Partial Take
TT-	Total Take

**TYPE OF DESCRIPTION	
D-	Deed Description
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FILED

DEC 01 2005

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF **COUNTY, PENNSYLVANIA**

IN RE: CONDEMNATION BY THE
COMMONWEALTH OF
PENNSYLVANIA, DEPARTMENT OF
TRANSPORTATION, OF THE
RIGHT-OF-WAY FOR STATE
ROUTE 2014, SECTION A01
IN THE TOWNSHIP OF DECATUR

: NO. 17354D TERM, 2005
:
:
:
:
:
: EMINENT DOMAIN PROCEEDING
:
: IN REM

PROOF OF SERVICE

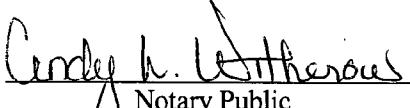
COMMONWEALTH OF PENNSYLVANIA :
:
: ss:
COUNTY OF CLEARFIELD :
:

Michael Hnat, being duly sworn according to law, deposes and says that he is District Right-of-Way Administrator of Engineering District 2-0, Department of Transportation, Commonwealth of Pennsylvania, and that on or before November 21, 2005, notice of the filing of the declaration of taking in the above matter was served on the condemnees affected thereby in compliance with Article IV, Section 405, of the Eminent Domain Code, Act June 22, 1964, P.L. 84, as amended. A schedule of the condemnees so notified is attached hereto and made part hereof.


Michael Hnat
District Right-of-Way Administrator

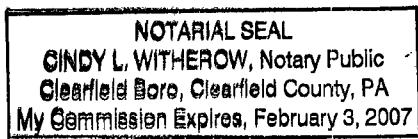
FILED, cc PIA
010:09am
JAN 09 2006
JM

Sworn to and subscribed before me


Cindy L. Witherow
Notary Public

My Commission Expires: Feb 3, 2007

William A. Shaw
Prothonotary



IN THE COURT
OF COMMON PLEAS
OF CLEARFIELD COUNTY,
PENNSYLVANIA
NO. 1735
TERM, 2005
EMINENT DOMAIN
PROCEEDING IN REM
IN RE:
CONDEMNATION BY THE
COMMONWEALTH OF
PENNSYLVANIA,
DEPARTMENT OF THE
TRANSPORTATION, OF THE
RIGHT-OF-WAY
FOR STATE
ROUTE 2014,
SECTION A01
INTHE TOWNSHIP
OF DECATUR
NOTICE OF CONDEMNATION
AND DEPOSIT OF
ESTIMATED JUST
COMPENSATION

Notice is hereby given that the Commonwealth of Pennsylvania, by the Secretary of Transportation, whose address is the Commonwealth of Pennsylvania, Department of Transportation, Office of Chief Counsel, Real Property Division, Commonwealth Keystone Building, Harrisburg, Pennsylvania 17120, pursuant to the provisions of Section 2003(e) of the Administrative Code of 1929, P.L. 177, 71 P.S. 513(e), as amended, has filed on November 7, 2005 a Declaration of Taking to the above term and number, condemning the property shown on the plans of the parcels listed on the Schedule of Property Condemned which have been recorded in the Recorder's Office of the above county at the places indicated on the said schedule. The name(s) of the owner(s) of the property interest(s) condemned is (are) also shown on the aforesaid Schedule. The Governor has approved the within condemnation by signing on April 25, 2005 a plan entitled "Drawings Authorizing Acquisition of Right-of-Way for State Route 2014 Section A01 in Clearfield County, a copy of which plan was recorded in the Recorder's Office of the aforesaid county on September 13, 2005, in Instrument No. 200514885.

The purpose of the condemnation is to acquire property for transportation purposes.

Plans showing the property condemned from the parcels listed on the Schedule of Property Condemned have been recorded in the aforesaid Recorder's Office at the places indicated on the Schedule, where they are available for inspection. The Property Interest thereby condemned is designated on the Declaration of Taking heretofore filed. The Commonwealth of Pennsylvania is not required to post security, inasmuch as it has the power of taxation.

Because the identity or the whereabouts of the condemnee(s) listed below is (are) unknown or for other reasons he (they) cannot be served, this notice is hereby published in accordance with Section 405(b) of the Eminent Domain Code of 1964 (26 P.S. 1-405(b)).
Claim No.; Parcel No.; Name; Address

1700235000; 5; George S. Mattern Estate; Heir to the G. W. Mattern Estate; Unknown.

The power or right of the Secretary of Transportation of the Commonwealth of Pennsylvania to appropriate the property condemned, the procedure followed by the Secretary of Transportation or the Declaration of Taking may be challenged by filing preliminary objections within thirty (30) days of the date of this notice.

FURTHERMORE NOTICE IS GIVEN THAT the Commonwealth of Pennsylvania, Department of Transportation, pursuant to Section 522 of the Eminent Domain Code of 1964 (26 P.S. 1-522), will, no less than twenty (20) days subsequent to the expiration of the statutory period for the filing of preliminary objections to the Declaration of Taking, present a petition to the Court of Common Pleas of the above county to deposit into court the just compensation estimated by the Commonwealth to be due all parties in interest for damages sustained as the result of the condemnation of the property herein involved.

The petition to deposit estimated just compensation may not be presented to the court if the owner(s) of the property herein involved inform the District Right-of-Way Administrator of the District noted below of their existence and/or whereabouts prior to the expiration of the noted period. After estimated just compensation has been deposited into court, the said monies may be withdrawn by the persons entitled thereto only upon petition to the court.

Michael Hnat
District Right-of-Way
Administrator
Engineering District 2-0
Pennsylvania Department
of Transportation

11:17-1d-b

Modernizing your
home? Sell no-longer-
needed but useful items
with a Classified Ad.

Instrument No. 200519348

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY,
PENNSYLVANIA

IN RE: CONDEMNATION BY THE
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION,
OF THE RIGHT-OF-WAY FOR STATE
ROUTE 2014, SECTION A01 IN THE
TOWNSHIP OF DECATUR

NO. 1735 TERM, 2005

EMINENT DOMAIN PROCEEDING
IN REM

NOTICE OF CONDEMNATION AND
DEPOSIT OF ESTIMATED JUST
COMPENSATION.

Notice is hereby given that the Commonwealth of Pennsylvania, by the Secretary of Transportation, whose address is the Commonwealth of Pennsylvania, Department of Transportation, Office of Chief Counsel, Real Property Division, Commonwealth Keystone Building, Harrisburg, Pennsylvania 17120, pursuant to the provisions of Section 2003(e) of the Administrative Code of 1929, P.L. 177, 71 P.S. 513(e), as amended, has filed on November 7, 2005 a Declaration of Taking to the above term and number, condemning the property shown on the plans of the parcels listed on the Schedule of Property Condemned which have been recorded in the Recorder's Office of the above county at the places indicated on the said schedule. The name(s) of the owner(s) of the property interest(s) condemned is (are) also shown on the aforesaid Schedule. The Governor has approved the within condemnation by signing on April 25, 2005 a plan entitled "Drawings Authorizing Acquisition of Right-of-Way for State Route 2014 Section A01 in Clearfield County, a copy of which plan was recorded in the Recorder's Office of the aforesaid county on September 13, 2005, in Instrument No. 200514885.

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published in accordance with Section 405(b) of the Eminent Domain Code of 1964 (26 P.S. 1-405(b)).

Claim No. 1700235000

Parcel No. 5

Name: George S. Mattern Estate Heir to
the G.W. Mattern Estate

Address: Unknown

The power or right of the Secretary of Transportation of the Commonwealth of Pennsylvania to appropriate the property condemned, the procedure followed by the Secretary of Transportation or the Declaration of Taking may be challenged by filing preliminary objections within thirty (30) days of the date of this notice.

FURTHERMORE NOTICE IS GIVEN THAT the Commonwealth of Pennsylvania, Department of Transportation, pursuant to Section 522 of the Eminent Domain Code of 1964 (26 P.S. 1-522), will, no less than twenty (20) day subsequent to the expiration of the statutory period for the filing of preliminary objections to the Declaration of Taking, present a petition to the Court of Common Pleas of the above county to deposit into court the just compensation estimated by the Commonwealth to be due all parties in interest for damages sustained as the result of the condemnation of the property herein involved.

The petition to deposit estimated just compensation may not be presented to the court if the owner(s) of the property herein involved inform the District Right-of-Way Administrator of the District noted below of their existence and/or whereabouts prior to the expiration of the noted period. After estimated just compensation has been deposited into court, the said monies may be withdrawn by the persons entitled thereto only upon petition to the court.

Michael Hnat District Right-of-Way
Administrator Engineering District 2-0,
Pennsylvania Department of Transportation.

**SHERIFF'S SALE
OF VALUABLE REAL ESTATE**

BY VIRTUE OF: Execution issued out of the Court of Common Pleas of Clearfield County, Pennsylvania and to me directed, there will be exposed to public sale in the Sheriff's Office in the Court House in the Borough of Clearfield on FRIDAY, DECEMBER 2, 2005 at 10:00 A.M.

THE FOLLOWING DESCRIBED PROPERTY TO WIT: (SEE ATTACHED DESCRIPTION) TERMS OF SALE

The Price or sum at which the property shall be struck off must be paid at the time

SENDER: COMPLETE THIS SECTION

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

1. Article Addressed to:

John U Mattern
c/o David Harvey
P.O. Box 1771
Fort Lauderdale FL 33302

2. Article Number

(Transfer from service label)

7004 0550 0000 7173 9149

PS Form 3811, February 2004

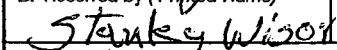
Domestic Return Receipt

S.R. 2014-A61

102595-02-M-154

3. Service Type

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

4. Restricted Delivery? (Extra Fee) Yes**COMPLETE THIS SECTION ON DELIVERY****A. Signature** Agent
 Addressee**B. Received by (Printed Name)****C. Date of Delivery**D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No**1. Article Addressed to:**

Sara Jane Mattern
c/o Calvin Thomas Jr.
County National Bank
P.O. Box 42
7 South Second Street
Clearfield PA 16830

2. Article Number

7004 0550 0000 7173 9156

(Transfer from service label)

PS Form 3811, February 2004

Domestic Return Receipt

S.R. 2014

102595-02-M-154

SENDER: COMPLETE THIS SECTION

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

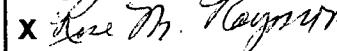
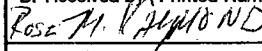
1. Article Addressed to:

Sara Jane Mattern
c/o Laurance B. Seaman
2 N. Front Street
P.O. Box 846
Clearfield PA 16830

2. Article Number

7004 0550 0000 7173 9132

(Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY**A. Signature** Agent
 Addressee**B. Received by (Printed Name)****C. Date of Delivery**D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No**3. Service Type**

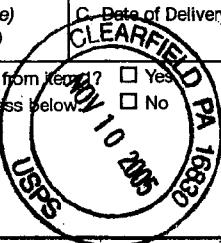
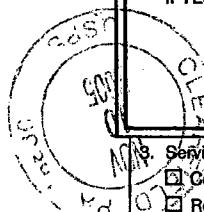
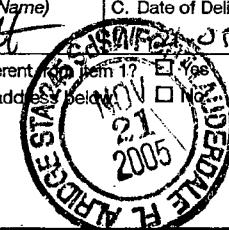
<input checked="" type="checkbox"/> Certified Mail	<input type="checkbox"/> Express Mail
<input type="checkbox"/> Registered	<input type="checkbox"/> Return Receipt for Merchandise
<input type="checkbox"/> Insured Mail	<input type="checkbox"/> C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

PS Form 3811, February 2004

Domestic Return Receipt S.R. 2014-A61

102595-02-M-154



SCHEDULE OF CONDEMNNEES
DECLARATION OF TAKING
NO. 1735C - TERM 2005

G.W. Mattern Heirs

1. **Sara Jane Mattern**
11/15ths of \$1,800.00 receiving \$1,320.00

c/o **Calvin R. Thomas**, attorney in fact
Vice President and Trust Officer
County National Bank
P.O. Box 42
7 South Second Street
Clearfield PA 16830

2. **John U Mattern**
2/15ths of \$1,800 receiving \$240.00

c/o **David A Harvey** as Attorney-in-Fact
P.O. Box 1771
Ft. Lauderdale FL 33302

3. **Estate of George S. Mattern**
2/15ths of \$1,800.00 receiving \$240.00
His estate and heirs are unlocatable

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

IN RE: CONDEMNATION BY THE
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION,
OF RIGHT OF WAY FOR STATE ROUTE
2014, SECTION A01, IN THE TOWNSHIP
OF DECATUR

CLAIM NO. 1700239000
SARA JANE MATTERN, JOHN U. MATTERN,
AND THE ESTATE OF GEORGE S. MATTERN

EMINENT DOMAIN PROCEEDING
IN REM

NO: 05-1735-CD

FILED *cc*
M 14 2006 *Atty*
MAR 14 2006 *6K*
William A. Shaw
Prothonotary/Clerk of Courts

**PRAECIPE FOR ENTRY OF COURT ORDER TO PERMIT THE DEPARTMENT
OF TRANSPORTATION TO DEPOSIT ESTIMATED JUST COMPENSATION**

AND NOW, comes the Commonwealth of Pennsylvania, Department of Transportation (DOT), by and through its attorneys Andrew M. Rapach, Assistant Counsel, and the Office of Chief Counsel, and hereby requests the Honorable Court execute the attached Order to Permit the Department of Transportation to deposit estimated just compensation upon the following averments:

1. On November 7, 2005, a Declaration of Taking was filed in the above-captioned case by the Secretary of Transportation.
2. On December 21, 2005, PennDOT notified the Claimants, by its Petition to Deposit Estimated Just Compensation, pursuant to Section 1-522 of the Eminent Domain Code of 1964, 26 P.S. § 1-522, that it intended to deposit estimated just compensation into Court because the Claimants have not accepted payment. (*See*, Petition to Deposit Estimated Just Compensation).
3. Claimant, Sara Jane Mattern, received the notice of the Petition to Deposit Estimated Just Compensation and the proposed Order by certified mail on January 30, 2006.

(See, Sworn Statement as to Notice of Presentation of Petition to Deposit Estimated Just Compensation).

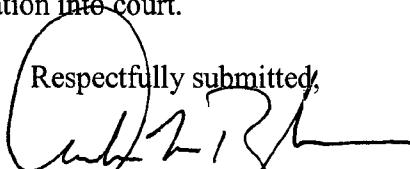
4. Claimant, John U. Mattern, received the notice of the Petition to Deposit Estimated Just Compensation and the proposed Order by certified mail on February 6, 2006. (See, Sworn Statement as to Notice of Presentation of Petition to Deposit Estimated Just Compensation).

5. Claimant, Estate of George S. Mattern, received the notice of the Petition to Deposit Estimated Just Compensation and the proposed Order by posting the subject property on November 16, 2005, publication in the Progress on November 17, 2006, and publication in the Clearfield County Legal Journal on November 25, 2006. (See, Sworn Statement as to Notice of Presentation of Petition to Deposit Estimated Just Compensation).

6. More than 20 days have lapsed since the Claimants received notice of the Petition to Deposit Estimated Just Compensation and before presentation to the Court as required by Section 1-522.

THEREFORE, the Commonwealth of Pennsylvania, Department of Transportation requests the Court the sign attached Order to permit the Department of Transportation to deposit estimated just compensation into court.

Respectfully submitted,



Andrew M. Rapach
Assistant Counsel
Pa. ID #62016

Office of Chief Counsel
Firm #052
1209 State Office Building
300 Liberty Avenue
Pittsburgh, PA 15222

Telephone: 412.565.7555

VERIFICATION

I, Andrew M. Rapach, Assistant Counsel, do hereby verify that the statements made in the foregoing document are true and correct to the best of my knowledge, information, and belief.

I understand that false statements made herein are subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.



Andrew M. Rapach
Assistant Counsel
Pa. ID #62016

Office of Chief Counsel
Firm #052
1209 State Office Building
300 Liberty Avenue
Pittsburgh, PA 15222

412.565.7555

IN RE: CONDEMNATION BY THE
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION, OF
RIGHT OF WAY FOR STATE ROUTE 2014,
SECTION A01, IN THE TOWNSHIP OF
DECATUR

CLAIM NO. 1700235000

: IN THE COURT OF COMMON PLEAS
: CLEARFIELD COUNTY, PA
:
: EMINENT DOMAIN PROCEEDING
: IN REM
:
: NO. 05-1735-CD

FILED
m 11:48 AM
MAR 14 2006
cc

William A. Shaw
Prothonotary/Clerk of Courts

PETITION TO DEPOSIT ESTIMATED JUST COMPENSATION

TO THE HONORABLE JUDGE OF SAID COURT:

1. The Department of Transportation is an administrative agency of the Commonwealth of Pennsylvania, with offices at P.O. Box 8212, Harrisburg, Pennsylvania, 17105-8212.
2. On November 7, 2005, a Declaration of Taking was filed in the above-captioned case by the Secretary of Transportation.
3. Although the condemnees listed on the attached Proposed Schedule of Distribution were offered the full amount of the Commonwealth's estimated just compensation as payment *pro tanto* of their right of way damage claim, without prejudice to their right to proceed to a final determination of just compensation, the Commonwealth has been unable to make payment because the claimants have not accepted Estimated Just Compensation.
4. A draft made payable to the Prothonotary of this Court representing the total amount of estimated just compensation due the condemnees and the Commonwealth's pro-rata share of taxes on the subject property is attached.
5. I, Amanda G. Phily, Assistant Counsel, affirm that I am authorized to execute this Petition to Deposit Estimated Just Compensation on behalf of the Commonwealth of Pennsylvania, Department of Transportation, and that the averments

contained and set forth in this Petition are true and correct to the best of my knowledge, information and belief, and are subject to the penalties provided in 18 Pa.C.S.A. 4904, relating to unsworn falsification to authorities.

WHEREFORE, to assure Petitioner's possession of the condemned property, if required, to which it is entitled under Section 1-407 of the Eminent Domain Code of 1964, as amended, 26 P.S. Section 1-407, Petitioner respectfully requests that the Honorable Court direct payment of the estimated just compensation and the Commonwealth's pro-rata share of the taxes on the subject property into Court, to be held until further Order of Court directing payment of said amount, or any part thereof, to the condemnees and/or interested parties entitled thereto pursuant to Section 1-407, 1-521 and/or 1-522 of the Eminent Domain Code, as applicable.

Respectfully submitted,



Amanda G. Phily
Assistant Counsel
Supreme Court I.D. No. 80772
Commonwealth of Pennsylvania
Department of Transportation
P.O. Box 8212
Harrisburg, PA 17105-8212

PROPOSED SCHEDULE OF DISTRIBUTION

IN RE: CONDEMNATION BY THE
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION, OF
RIGHT OF WAY FOR STATE ROUTE 2014,
SECTION A01, IN THE TOWNSHIP OF
DECATUR

CLAIM NO. 1700235000

G. W. MATTERN Heirs

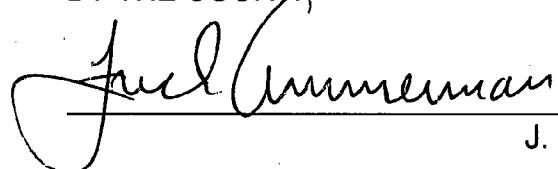
: IN THE COURT OF COMMON PLEAS
: CLEARFIELD COUNTY, PA
:
: EMINENT DOMAIN PROCEEDING
: IN REM
:
:
: NO. 05-1735-CD

ORDER

AND NOW, this 16th day of MARCH 2006, upon

presentation of the Petition to Deposit Estimated Just Compensation, it is **ORDERED**
and **DIRECTED** that the sum of \$1,825.50, representing the amount of just
compensation estimated by the Commonwealth of Pennsylvania, Department of
Transportation and the Commonwealth's pro-rata share of real estate taxes due the
condemnees and/or interested parties on the subject property shown on the attached
Proposed Schedule of Distribution, be paid into Court in an interest bearing account. It
is further **ORDERED** that the sum shall be held until further Order of Court directing full
or partial payment to the condemnees and/or interested parties entitled to is pursuant to
Sections 1-407, 1-521 and/or 1-522 of the Eminent Domain Code of 1964, as amended,
26 P.S. Sections 1-407, 1-521 and/or 1-522, as applicable.

BY THE COURT,


J. C. Zimmerman
J.

000002

FILED *cc*
01945361 *Any Rapach*
MAR 17 2006
©

William A. Shaw
Prothonotary/Clerk of Courts

IN RE: CONDEMNATION BY THE : IN THE COURT OF COMMON PLEAS
COMMONWEALTH OF PENNSYLVANIA, : CLEARFIELD COUNTY, PA
DEPARTMENT OF TRANSPORTATION, OF :
RIGHT OF WAY FOR STATE ROUTE 2014, : EMINENT DOMAIN PROCEEDING
SECTION A01, IN THE TOWNSHIP OF : IN REM
DECATUR :
:

CLAIM NO. 1700235000 : NO. 05-1735-CD

MATTERNS HERBS

**SWORN STATEMENT AS TO NOTICE OF PRESENTATION OF PETITION TO
DEPOSIT ESTIMATED JUST COMPENSATION**

I, Amanda G. Phily, Assistant Counsel in the Right of Way Section, affirm that I am authorized to execute this sworn statement on behalf of the Commonwealth of Pennsylvania, Department of Transportation, that this statement is true and correct to the best of my knowledge, information and belief and that it is made subject to the penalties set forth in 18 Pa.C.S.A. Section 4904 relating to unsworn falsification to authorities.

As one of the condemnees are not locatable, notice regarding estimated just compensation was posted on the subject property November 16, 2005 and published in the Progress on November 17, 2005 and in the Clearfield County Legal Journal on November 17, 2005. In compliance with Section 1-522 of the Eminent Domain Code of 1964, as amended, interested parties were notified of the Department's intent to present a Petition to Deposit Estimated Just Compensation in the above-captioned case to the Clearfield County Court of Common Pleas twenty days subsequent to the expiration of the statutory period for the filing of Preliminary Objections to the Declaration of Taking. In addition to the notice, the parties received copies of the Petition, the proposed Order and the Proposed Schedule of Distribution.

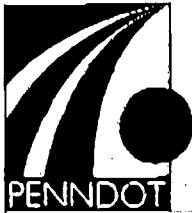
Respectfully submitted,

Amanda G. Phily, Esquire
Supreme Court I.D. 80772
Commonwealth of Pennsylvania
Department of Transportation
Office of Chief Counsel
P.O. Box 8212
Harrisburg, PA 17105-8212

CERTIFIED MAIL
COUNTY: Clearfield
S.R. 2014, SECTION A01
CLAIM NO. 1700235000
COURT DOCKET NO. 05-1735-CD

**SCHEDULE OF INTERESTED PARTIES NOTIFIED OF THE PRESENTATION TO
DEPOSIT ESTIMATED JUST COMPENSATION**

<u>NAMES AND ADDRESSES</u>	<u>DATE RECEIVED CERTIFIED MAIL</u>
Calvin R. Thomas, attorney in fact Vice President and Trust Officer County National Bank P.O. Box 42 7 South Second Street Clearfield, PA 16830	Certified Mail Number 7003 1680 0005 1268 3602 Received on January 30, 2006
David A. Harvey, as Attorney-in-Fact P.O. Box 1771 Ft. Lauderdale, FL 33302	Certified Mail Number 7003 1680 0005 1268 3595 Received on February 6, 2006
Estate of George S. Mattern	Address unknown and undeterminable after a diligent search. Notice of Declaration of Taking posted on subject property on November 16, 2005 and published in the Progress on November 17, 2005 and the Clearfield County Legal Journal on November 25, 2005.



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION
OFFICE OF CHIEF COUNSEL
REAL PROPERTY DIVISION
POST OFFICE BOX 8212
HARRISBURG, PA 17105-8212
TELEPHONE: (717) 787-3128
FACSIMILE: (717) 772-2741



January 26, 2006

Calvin R. Thomas, attorney in fact
Vice President and Trust Officer
P.O. Box 42
7 South Second Street
Clearfield, PA 16830

Re: Sara Jane Mattern
Clearfield County
State Route 2014, Section A01
Claim No.: 1700235000
Court Docket No.: 05-1735-CD

Dear Mr. Thomas:

You are notified that after twenty days pass from the date you receive this letter, the enclosed Petition will be presented to the Clearfield County Court of Common Pleas.

The Petition will not be presented to the Court if you agree to accept the estimated just compensation on behalf of your client and:

1. Can arrange for the payment or release of all liens and encumbrances against the fund;
2. Can prove ownership of the property if any question as to the title of the property exists;
3. Surrender or are willing to surrender possession of the condemned property; and
4. You inform the District Right of Way Administrator of District 2-0 that you wish to accept the estimated just compensation before twenty days have passed from the date this letter is received.

The name and address of the District Right of Way Administrator for District 2-0 is:

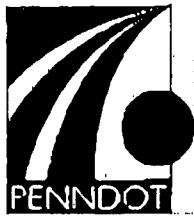
Michael Hnat, District Right of Way Administrator
District Office #2-0
1924-30 Daisy Street
P.O. Box 342
Clearfield, PA 16830
(814) 765-0444

Refer to the claim number, 1700235000, if you contact Mr. Hnat.

Very truly yours,


Amanda G. Phily
Assistant Counsel

cc: District Right of Way Administrator #2-0
David A. Harvey as Attorney-in-Fact
file



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

OFFICE OF CHIEF COUNSEL

REAL PROPERTY DIVISION

POST OFFICE BOX 8212

HARRISBURG, PA 17105-8212

TELEPHONE: (717) 787-3128

FACSIMILE: (717) 772-2741



January 26, 2006

David A. Harvey as Attorney-in-Fact
P.O. Box 1771
Ft. Lauderdale, FL 33302

Re: John U. Mattern
Clearfield County
State Route 2014, Section A01
Claim No.: 1700235000
Court Docket No.: 05-1735-CD

Dear Mr. Harvey:

You are notified that after twenty days pass from the date you receive this letter, the enclosed Petition will be presented to the Clearfield County Court of Common Pleas.

The Petition will not be presented to the Court if you agree to accept the estimated just compensation on behalf of your client and:

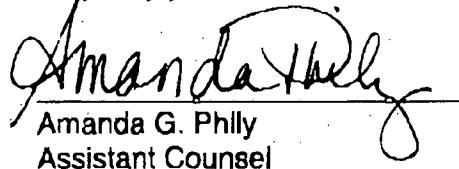
1. Can arrange for the payment or release of all liens and encumbrances against the fund;
2. Can prove ownership of the property if any question as to the title of the property exists;
3. Surrender or are willing to surrender possession of the condemned property; and
4. You inform the District Right of Way Administrator of District 2-0 that you wish to accept the estimated just compensation before twenty days have passed from the date this letter is received.

The name and address of the District Right of Way Administrator for District 2-0 is:

Michael Hnat, District Right of Way Administrator
District Office #2-0
1924-30 Daisy Street
P.O. Box 342
Clearfield, PA 16830
(814) 765-0444

Refer to the claim number, 1700235000, if you contact Mr. Hnat.

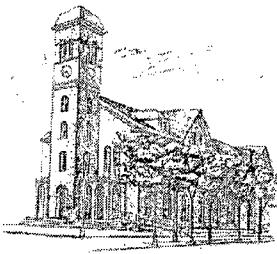
Very truly yours,



Amanda G. Philly

Assistant Counsel

cc: District Right of Way Administrator #2-0
Calvin R. Thomas, attorney in fact
file



Clearfield County Office of the Prothonotary and Clerk of Courts

William A. Shaw
Prothonotary/Clerk of Courts

David S. Ammerman
Solicitor

Jacki Kendrick
Deputy Prothonotary

Bonnie Hudson
Administrative Assistant

To: All Concerned Parties

From: William A. Shaw, Prothonotary

It has come to my attention that there is some confusion on court orders over the issue of service. To attempt to clear up this question, from this date forward until further notice, this or a similar memo will be attached to each order, indicating responsibility for service on each order or rule. If you have any questions, please contact me at (814) 765-2641, ext. 1331. Thank you.

Sincerely,

William A. Shaw
Prothonotary

DATE: 3/17/06

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s)/Attorney(s)

Defendant(s)/Attorney(s)

Other

Special Instructions:

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

IN RE: CONDEMNATION BY THE
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION,
OF RIGHT OF WAY FOR STATE ROUTE
2014, SECTION A01, IN THE TOWNSHIP
OF DECATUR

CLAIM NO. 1700239000
SARA JANE MATTERN, JOHN U. MATTERN,
AND THE ESTATE OF GEORGE S. MATTERN

EMINENT DOMAIN PROCEEDING
IN REM

NO: 05-1735-CD

FILED *Ean*

o 11:10 AM MAR 27 2006
William A. Shaw
Prothonotary/Clerk of Courts

PRAECIPE TO DEPOSIT ESTIMATED JUST COMPENSATION

AND NOW, comes the Commonwealth of Pennsylvania, Department of Transportation (PennDOT), by and through its attorneys Andrew M. Rapach, Assistant Counsel, and the Office of Chief Counsel, and hereby requests the Prothonotary accept for deposit into Court estimated just compensation upon the following averments:

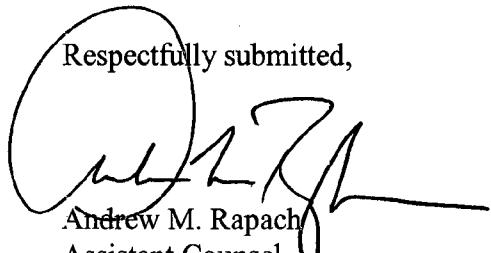
1. On November 7, 2005, a Declaration of Taking was filed in the above-captioned case by the Secretary of Transportation.
2. Thereafter, PennDOT notified the Claimants by its Petition to Deposit Estimated Just Compensation, pursuant to Section 1-522 of the Eminent Domain Code of 1964, 26 P.S. § 1-522, that it intended to deposit estimated just compensation into Court because the Claimants had refused to accept payment.
3. On March 16, 2006, the Court of Common Pleas of Clearfield County entered an Order to allow PennDOT to pay estimated just compensation into Court.
4. Attached to the within Praecepice is
 - a. check number 00471337, in the amount of \$1,338.70, on behalf of Claimant in the above-captioned case, SARA JANE MATTERN.

b. check number 00283168, in the amount of \$243.40, on behalf of Claimant in the above-captioned case, JOHN U. MATTERN.

c. check number 00283169, in the amount of \$243.40, on behalf of Claimant in the above-captioned case, ESTATE OF GEORGE S. MATTERN.

WHEREFORE, the Commonwealth of Pennsylvania, Department of Transportation deposits estimated just compensation into court.

Respectfully submitted,



Andrew M. Rapach
Assistant Counsel
Pa. ID #62016

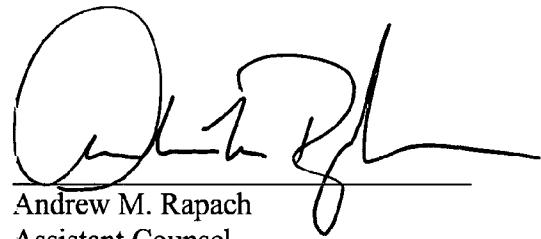
Office of Chief Counsel
Firm #052
1209 State Office Building
300 Liberty Avenue
Pittsburgh, PA 15222

412.565.7555

VERIFICATION

I, Andrew M. Rapach, Assistant Counsel, do hereby verify that the statements made in the foregoing document are true and correct to the best of my knowledge, information, and belief.

I understand that false statements made herein are subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.



Andrew M. Rapach
Assistant Counsel
Pa. ID #62016

Office of Chief Counsel
Firm #052
1209 State Office Building
300 Liberty Avenue
Pittsburgh, PA 15222

412.565.7555

IN RE: CONDEMNATION BY THE
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION, OF
RIGHT OF WAY FOR STATE ROUTE 2014,
SECTION A01, IN THE TOWNSHIP OF
DECATUR

CLAIM NO. 1700235000

G. W. Mattern Heins

: IN THE COURT OF COMMON PLEAS
: CLEARFIELD COUNTY, PA
:
: EMINENT DOMAIN PROCEEDING
: IN REM
:
:

: NO. 05-1735-CD

ORDER

AND NOW, this 16th day of March 2006, upon

presentation of the Petition to Deposit Estimated Just Compensation, it is **ORDERED**
and **DIRECTED** that the sum of \$1,825.50, representing the amount of just
compensation estimated by the Commonwealth of Pennsylvania, Department of
Transportation and the Commonwealth's pro-rata share of real estate taxes due the
condemnees and/or interested parties on the subject property shown on the attached
Proposed Schedule of Distribution, be paid into Court in an interest bearing account. It
is further **ORDERED** that the sum shall be held until further Order of Court directing full
or partial payment to the condemnees and/or interested parties entitled to is pursuant to
Sections 1-407, 1-521 and/or 1-522 of the Eminent Domain Code of 1964, as amended,
26 P.S. Sections 1-407, 1-521 and/or 1-522, as applicable.

BY THE COURT:

/s/ Fredric J. Ammerman

J.

OFFICE OF CHIEF COUNSEL

MAR 20 2006

WESTERN REGIONAL OFFICE

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

MAR 17 2006

Attest

*Commonwealth
of Pennsylvania
Court of Appeals
Court of Common Pleas
Court of Appeals
Court of Common Pleas*

CERTIFIED MAIL
COUNTY: Clearfield
S.R. 2014, SECTION A01
CLAIM NO. 1700235000
COURT DOCKET NO. 05-1735-CD

PRO
COPY
NOT
FILED

**SCHEDULE OF INTERESTED PARTIES NOTIFIED OF THE PRESENTATION TO
DEPOSIT ESTIMATED JUST COMPENSATION**

NAMES AND ADDRESSES

DATE RECEIVED CERTIFIED MAIL

SARA
JANE
MATTER
John
U. MATTER

Calvin R. Thomas, attorney in fact

Vice President and Trust Officer

County National Bank

P.O. Box 42

7 South Second Street

Clearfield, PA 16830

Certified Mail Number 7003 1680 0005 1268 3602

Received on January 30, 2006

David A. Harvey, as Attorney-in-Fact

P.O. Box 1771

Ft. Lauderdale, FL 33302

Certified Mail Number 7003 1680 0005 1268 3595

Received on February 6, 2006

Estate of George S. Mattern

Address unknown and undeterminable after a diligent search. Notice of Declaration of Taking posted on subject property on November 16, 2005 and published in the Progress on November 17, 2005 and the Clearfield County Legal Journal on November 25, 2005.

Date: 3/27/2006
Time: 01:14 PM

Clearfield County Court of Common Pleas
Receipt

NO. 1913044
Page 1 of 1

Received of: Commonwealth of Pennsylvania \$ 243.40

Two Hundred Forty-Three and 40/100 Dollars

Subject: IN RE: Commonwealth of Pennsylvania, et al.
Case Litigant type

Case	Subject	Amount
2005-01735-CD	Trust account	243.40
		Total: 243.40
		Balance due: 0.00

Check: 283169

Payment Method: Check
Amount Tendered: 243.40
Change Returned: 0.00
Clerk: BILLSHAW

William A. Shaw, Prothonotary/Clerk of cou
By: _____
Deputy Clerk

Date: 3/27/2006
Time: 01:09 PM

Clearfield County Court of Common Pleas
Receipt

NO. 1913041
Page 1 of 1

Received of: Commonwealth of Pennsylvania \$ 1,338.70

One Thousand Three Hundred Thirty-Eight and 70/100 Dollars

Subject: IN RE: Commonwealth of Pennsylvania, et al.
Case Litigant type

Case	Subject	Amount
2005-01735-CD	Trust account	1,338.70
		Total: 1,338.70
		Balance due: 0.00

Check: 471377

Payment Method: Check

Amount Tendered: 1,338.70

Change Returned: 0.00

Clerk: BILLSHAW

William A. Shaw, Prothonotary/Clerk of Cou

By: _____

Deputy Clerk

Date: 3/27/2006
Time: 01:18 PM

Clearfield County Court of Common Pleas
Receipt

NO. 1913045
Page 1 of 1

Received of: Commonwealth of Pennsylvania \$ 243.40

Two Hundred Forty-Three and 40/100 Dollars

Subject: IN RE: Commonwealth of Pennsylvania, et al.

Case	Litigant type	Amount
2005-01735-CD	Subject	
	Trust account	243.40
		Total: 243.40
		Balance due: 0.00

Check: 283168

Payment Method: Check

Amount Tendered: 243.40

Change Returned: 0.00

Clerk: BILLSHAW

William A. Shaw, Prothonotary/clerk of cou

By: _____
Deputy Clerk

00000 CDC	008 FUND	021006 DEPT	00642522 PREP DATE	326603 VOUCHER	WARRANT	ID
000063 311	62-0101 311					

COMMERCE BANK
PHILADELPHIA, PA

VERIFICATION AVAILABLE - "POSITIVE PAY" PROTECTED

PAY ONLY **13870**
ONE THREE EIGHT CTS CTS

TO THE ORDER OF

000063
SARA JANE MATTERN C/O CALVIN THOMAS
CO NATL BANK OR CLEARFIELD CO PROT
PO BOX 8212
AMANDA PHILY ASST COUNSEL
HARRISBURG PA 17105-8212Commonwealth of Pennsylvania
State Treasury Department

26 00471377

CHECK NUMBER

02/15/2006

DATE

VOID AFTER 180 DAYS

\$*****1,338.70

Robert P. Carey, Jr.
TREASURER OF PENNSYLVANIA

#00471377# 1031101017# 950001115#

DO NOT ACCEPT WITHOUT HOLDING TO LIGHT TO VERIFY WATERMARKS

HOLD DOCUMENT TO LIGHT TO VERIFY WATERMARKS

00000 CDC	008 FUND	020606 DEPT	00642505 PREP DATE	322645 VOUCHER	WARRANT	ID
000095 311	62-115 311					

CITIZENS BANK
PHILADELPHIA, PA

VERIFICATION AVAILABLE - "POSITIVE PAY" PROTECTED

PAY ONLY **24340**
TWO FOUR THREE CTS CTS

TO THE ORDER OF

000095
EST OF GEORGE S MATTERN
OR CLEARFIELD CO PROTHRY
PO BOX 8212
AMANDA PHILY ASST COUNSEL
HARRISBURG PA 17105-8212Commonwealth of Pennsylvania
State Treasury Department

38 00283169

CHECK NUMBER

02/09/2006

DATE

VOID AFTER 180 DAYS

\$*****243.40

Robert P. Carey, Jr.
TREASURER OF PENNSYLVANIA

#00283169# 1031101156# 6699008939#

DO NOT ACCEPT WITHOUT HOLDING TO LIGHT TO VERIFY WATERMARKS

HOLD DOCUMENT TO LIGHT TO VERIFY WATERMARKS

00000 CDC	008 FUND	020606 DEPT	00642505 PREP DATE	322645 VOUCHER	WARRANT	ID
000096 311	62-115 311					

CITIZENS BANK
PHILADELPHIA, PA

VERIFICATION AVAILABLE - "POSITIVE PAY" PROTECTED

PAY ONLY **24340**
TWO FOUR THREE CTS CTS

TO THE ORDER OF

000096
JOHN U MATTERN C/O DAVID A HARVEY
ATTY/FACT OR CLEARFIELD CO PROTHRY
PO BOX 8212
C/O AMANDA PHILY ASST COUNSEL
HARRISBURG PA 17105-8212Commonwealth of Pennsylvania
State Treasury Department

38 00283168

CHECK NUMBER

02/09/2006

DATE

VOID AFTER 180 DAYS

\$*****243.40

Robert P. Carey, Jr.
TREASURER OF PENNSYLVANIA

#00283168# 1031101156# 6699008939#

Date: 6/2/2011
Time: 12:40 PM

Clearfield County Court of Common Pleas
Receipt

NO. 1822261
Page 1 of 1

Received of: Commonwealth of Pennsylvania \$ 1.44

444 East College Avenue, Suite 440
State College, PA 16801

One and 44/100 Dollars

Plaintiff: Commonwealth of Pennsylvania vs. no defendant

Case	Litigant type	Amount
2005-01596-CD	Plaintiff	
	Trust account	1.44
		Total: 1.44

Payment Method: Direct Deposit William A. Shaw, Prothonotary/Clerk of Cou
Amount Tendered: 1.44
Change Returned: 0.00 By: _____
Clerk: BILLSHAW Deputy Clerk

1339

CLEARFIELD COUNTY PROTHONOTARY

WILLIAM A. SHAW, PROTHONOTARY
 ESCROW ACCOUNT
 P.O. BOX 549
 CLEARFIELD, PA 16830

60-629-313

DATE September 20, 2011

PAY TO THE CNB Bank, Trustee of the Sara Jane Mattern Irrevocable Trust \$ 1,387.10
ORDER OF

Thirteen Hundred Eighty-Seven and 10/100

DOLLARS

Security Features
Included
Details on Back.

IMMA



Main Office
 11 North 2nd Street
 Clearfield, PA 16830

FOR Per Court Order 9-19-11 case 2005-1735-CD

1001339 10313062940 1 2 265?? 211

MP

TO VERIFY AUTHENTICITY, SEE REVERSE SIDE FOR DESCRIPTION OF THE 11 SECURITY FEATURES

185577



REMITTER: CLOSE VR CD NO 1735 SARA JANE MATTERN 9/19/11

PAY TO THE
 ORDER OF

CLEARFIELD CO PROTHONOTARY

EXACTLY **1,387 AND 10/100 DOLLARS

\$ \$1,387.10

CASHIER'S CHECK

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

AUTHORIZED SIGNATURE

100000185577 10313062940 1900002711

Clearfield County Court of Common Pleas
DISBURSEMENT

NO. 0020444

Tuesday, September 20, 2011

Paid to: CNB Bank, Trustee for Sara Jane Mattern
P.O. Box 42, c/o Calvin R. Thomas Atty. in Fact

\$1387.10

Clearfield PA 16830

One Thousand Three Hundred Eighty-Seven and 10/100 Dollars

Case: 2005-01735-CD

Subject: IN RE: Commonwealth of Pennsylvania, et al.

For: Trust

1387.10 William A. Shaw, Prothonotary/Clerk of Courts

By:

Deputy Clerk

Clerk: BILLSHAW

NOT NEGOTIABLE

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

IN RE: CONDEMNATION BY THE
COMMONWEALTH OF PENNSYLVANIA, :
DEPARTMENT OF TRANSPORTATION OF : EMINENT DOMAIN PROCEEDINGS
RIGHT OF WAY FOR STATE ROUTE : IN REM
2014, SECTION A01, THE TOWNSHIP :
OF DECATUR :
: No. 2005-1735-CD
CLAIM NO. 17002350000 :
: Type of Case: Civil
: Type of Pleading: PETITION FOR
RELEASE OF JUST COMPENSATION
: Filed on behalf of CNB Bank,
Trustee
: Counsel of Record for this Party:
Laurance B. Seaman, Esq.
: Supreme Court No.: 19620
: GATES & SEAMAN
: Attorneys at law
: Two North Front Street
: P. O. Box 846
: Clearfield, PA 16830
: (814) 765-1766

FILED *2005-1735*
of 11:36 am Seaman
S SEP 15 2011

William A. Sha 
Prothonotary/Clerk of Courts

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

IN RE: CONDEMNATION BY THE : EMINENT DOMAIN PROCEEDING
COMMONWEALTH OF PENNSYLVANIA, : IN REM
DEPARTMENT OF TRANSPORTATION :
OF RIGHT OF WAY FOR STATE : No. 2005-1735-CD
ROUTE 2014, SECTION A01, :
THE TOWNSHIP OF DECATUR :
:

CLAIM NO. 17002350000

PETITION FOR RELEASE OF JUST COMPENSATION

TO THE HONORABLE JUDGES OF SAID COURT:

The Petition of CNB BANK, Trustee of the Sara Jane Mattern Irrevocable Trust of February 8, 2011, by and through its attorneys, Gates & Seaman, respectfully represents:

1. The Pennsylvania Department of Transportation ("Commonwealth") with offices at P. O. Box 8212, Harrisburg, Pennsylvania 17105-8212, filed a Declaration of Taking, condemning, inter alia, certain real property owned by the G. W. Mattern Heirs (collectively "Condemnees").

2. On March 27, 2006 upon Petition of the Commonwealth, this Honorable Court ordered and directed that the sum of \$1,825.50, representing the just compensation estimated by the Commonwealth to be due Condemnees in the above-captioned case, be deposited into Court.

3. At the time the Commonwealth filed its Petition to Deposit Estimated Just Compensation, there were no liens and/or encumbrances against the property, as

shown on the attached Proposed Schedule of Distribution, which is attached hereto and made a part hereof as Exhibit "A".

4. The sum of \$1,825.50 remains deposited, with the net amount due Sara Jane Mattern, as shown on Exhibit "A", being the sum of \$1,338.70.

5. No fee shall be charged against these funds. 26 P. S. § 1-522; City of Pittsburgh v. Imler Supply Company, 471 A. 2d 591 (Pa. Cmwlth. 1984).

6. That your Petitioner became the Court-Appointed Plenary Guardian of Sara Jane Mattern, an incapacitated person, by Decree of this Honorable Court dated July 22, 2005, a photocopy of which is attached hereto and made a part hereof as Exhibit "B".

7. Following Hearing on a Petition to Modify Last Will and Testament of an Incapacitated Person, this Honorable Court, by Final Order, dated September 21, 2010, a photocopy of which is attached hereto and made a part hereof as Exhibit "C", granted said Petition and directed the Petitioner therein, CNB Bank, Guardian, to submit to the Court a proposed Irrevocable Trust for the benefit of the incapacitated person during her lifetime and upon her death for the benefit of charities in which she was interested in her hometown of Osceola Mills, Clearfield County, Pennsylvania.

8. That by Order, dated February 8, 2011, this Honorable Court approved the form of the Irrevocable Trust Agreement and directed CNB Bank as Plenary Guardian of the Estate of Sara Jane Mattern, to transfer all assets of Sara Jane Mattern to

CNB Bank, as Trustee, to be held in trust as aforesaid.

9. By Deed, dated March 9, 2011, and recorded in the Office of the Recorder of Deeds of Clearfield County to Instrument No. 201103071, CNB Bank, as such Guardian, conveyed to CNB Bank, Trustee of the Sara Jane Mattern Irrevocable Trust of February 8, 2011, as THE FOURTH THEREOF, the 11/15ths interest of Sara Jane Mattern in and to the real estate which is the subject of the within condemnation proceeding.

10. That the Commonwealth, by letter from the Office of Chief Counsel, dated August 30, 2011, a copy of which is attached hereto and made a part hereof as Exhibit "D", advised that ". . . the Department of Transportation takes no position on your petition.".

WHEREFORE, your Petitioner prays your Honorable Court to direct the Prothonotary to release the just compensation to your Petitioner in the total amount of \$1,338.70.

GATES & SEAMAN

By:



Laurance B. Seaman, Esquire
Attorney for Petitioner

Date: September 15, 2011.

PROPOSED SCHEDULE OF DISTRIBUTION

REMIS PROJ. NO.	020122
COUNTY	Clearfield
S.R. SECTION	S.R. 2014 - SEC. A01
MUNICIPALITY	DECATUR TOWNSHIP
PARCEL NO.	5
CLAIM NO.	1700215000

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
ORPHANS' COURT DIVISION

IN RE: ESTATE OF SARA JANE MATTERN,
an Alleged Incapacitated Person :
: No. 1705-0260

D E C R E E

AND NOW, the 22nd day of July, 2005, on consideration of the Petition for Appointment of Plenary Guardian of the Estate and Person and after Hearing held following due notice, this Court finds, by clear and convincing evidence, that Sara Jane Mattern suffers from moderate to severe dementia, a condition that totally impairs her capacity to receive and evaluate information effectively and to make and communicate decisions concerning her management of financial affairs and to meet essential requirements for her physical health and safety.

J. Charles Heath is hereby appointed Plenary Guardian of the Person, and County National Bank is hereby appointed Plenary Guardian of the Estate of Sara Jane Mattern. The Guardians of the Person and Estate shall file a report within twelve (12) months of the date hereof and annually thereafter on the social, medical and other relevant conditions as required by 20 Pa.C.S.A. §5521(c). The Guardian of the Estate shall not be required to post a bond.

The Guardian of the Person shall have authority and responsibility to decide where she shall live and how meals, personal care, transportation and recreation will be provided. He shall also have the following powers, duties and liabilities: to authorize, withhold or withdraw medical care and surgical procedures; to authorize admission to or discharge from a medical, nursing, residential or similar facility; to make arrangements for her care, including hospice care; to have full access to her medical and hospital records and all information regarding her physical or mental health; to hire and fire medical, social service and other support personnel responsible for her care; to take any legal action necessary to do any of the above; and to exercise all other powers and duties authorized by statute.

The Guardian of the Estate shall have the following powers, duties and liabilities: to take possession and control of all of the assets of Sara Jane Mattern, pay her bills and debts and make appropriate investments of said assets; to take possession of all of the important papers of Sara Jane Mattern. The Guardian of the Estate shall have authority and responsibility

to manage and use Sara Jane Mattern's property solely for her benefit.

The Guardian of the Estate is authorized to: (1) invade principal, as needed, for the care and comfortable maintenance of Sara Jane Mattern and for the payment of her house-related expenses, income taxes, other necessary bills and expenses and attorney's fees; and (2) invade principal to establish an appropriate burial reserve.

Sara Jane Mattern has twenty (20) days from the date of this Decree to file exceptions. Failure to file exceptions within that time will result in this Decree becoming final. Sara Jane Mattern has been advised of a right to appeal and to petition to modify or terminate the guardianship by copy of this Decree and by Statement of Rights attached hereto.

BY THE COURT:

FREDRIC J. AMMERMAN

Fredric J. Ammerman, President Judge

Inst #20051218

I hereby certify this to be a true
and accurate copy of the original
document filed in this office.

JUL 25 2005


FREDERIC J. AMMERMAN
President Judge, Court of Common Pleas

MY COMMISSION EXPIRES
FIRST MONDAY IN JANUARY 2008

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
ORPHANS' COURT DIVISION

IN RE: ESTATE OF SARA JANE MATTERN
an incapacitated person

RECORDED
09/21/2010 3:41:59 PM
MAURENE E. DALLOW
REGISTER AND RECORDER
CLEARFIELD COUNTY
Pennsylvania
Inst. Num. 201013250

FINAL ORDER

AND NOW, this 21st day of September 2010, following hearing on Petition to Modify Last Will and Testament of an Incapacitated Person, filed by County National Bank (hereinafter "Petitioner"), the Court-appointed Plenary Guardian of the Estate of Sara Jane Mattern, an incapacitated person, it is the ORDER of this Court that said Petition be and is hereby GRANTED. Petitioner is directed to submit to this Court within ten (10) days of the date of this Order a proposed irrevocable trust for the benefit of the incapacitated person during her lifetime and upon her death for the benefit of charities in which she was interested in her hometown of Osceola Mills, Clearfield County, Pennsylvania, for review and approval by this Court.

BY THE COURT,

FREDRIC J. AMMERMAN

FREDRIC J. AMMERMAN
President Judge

Inst. # 201013250
I hereby certify this to be a true and
attested copy of the original document
filed in this office.

SEP 21 2010

Attest: *Maureen E. Dallow*
Reg. of Wills, Rec. of Deeds & Clk. of Orphans' Court

MY COMMISSION EXPIRES
FIRST MONDAY IN JANUARY 2012

EXHIBIT "C"



COMMONWEALTH OF PENNSYLVANIA
GOVERNOR'S OFFICE OF GENERAL COUNSEL

August 30, 2011

Gates & Seaman
Attn: Larry Seaman, Esq.
Two North Front Street
P.O. Box 846
Clearfield, PA 16830

Clearfield County, No. 2005-1735-CD
State Route 2014-A01
Claim No.: 17002350000
Petition for Release

Dear Attorney Seaman:

I am in receipt of your Petition for Release filed in the above-referenced matter. Please be advised that the Department of Transportation takes no position on your petition. The Department fulfilled its legal obligations under the Eminent Domain Code when it included a proposed schedule of distribution with its petition to deposit the estimated just compensation with the Court. See 26 Pa.C.S. §522; see also *Condemnation by Redevelopment Authority of the City of McKeesport*, 348 A.2d 918 (Pa.Cmwlth. 1975) (condemnor's deposit of estimated just compensation with the court is constructive payment of the same to the condemnee and all other interested parties).

Thank you for your understanding in this matter.

Very truly yours,

Office of Chief Counsel
By _____
Kelly Edward Solomon
Assistant Counsel

cc: Christopher J. Clements, Assistant Counsel in Charge, Right of Way Section
Walter Cameron, Jr., Assistant Counsel in Charge, Western Region
John Gaylor, District 2-0 Right of Way Administrator
Jack Clark, Utilities and Right of Way Section
File

VERIFICATION

The undersigned, Calvin R. Thomas, Jr., verifies that he is a Vice President and Trust Officer, of CNB BANK, Trustee and Petitioner in the within action; and that the statements made in the foregoing Petition are true and correct to the best of his knowledge, information and belief. The undersigned understands that false statements herein are subject to the penalties of 18 Pa. C. S. § 4904, relating to unsworn falsification to authority.

CNB BANK, Trustee of the Sara Jane Mattern Irrevocable Trust of February 8, 2011

By: *Calvin R. Thomas, Jr.*
Calvin R. Thomas, Jr.
Vice President and Trust Officer

Date: Sept. 15, 2011

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

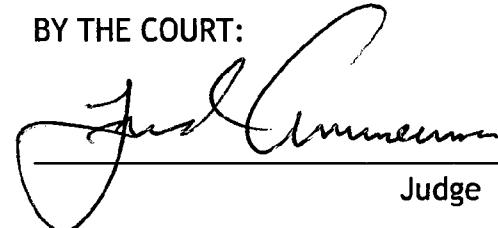
IN RE: CONDEMNATION BY THE : EMINENT DOMAIN PROCEEDING
COMMONWEALTH OF PENNSYLVANIA, : IN REM
DEPARTMENT OF TRANSPORTATION :
OF RIGHT OF WAY FOR STATE : No. 2005-1735-CD
ROUTE 2014, SECTION A01, :
THE TOWNSHIP OF DECATUR :
:

CLAIM NO. 17002350000

ORDER

AND NOW, this 15th day of September, 2011, upon
consideration of the attached Petition for Release of Just Compensation, the
Pennsylvania Department of Transportation taking no position relative thereto, it is
hereby ORDERED and DECREED that the Prothonotary shall release to CNB Bank,
Trustee of the Sara Jane Mattern Irrevocable Trust of February 8, 2011, the sum of
\$1,338.70.

BY THE COURT:



Judge

FILED *2CC A/H*
09/11/36cm *Seq. man.*
SEP 15 2011

William A. Shaw
Prothonotary/Clerk of Courts

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

IN RE: CONDEMNATION BY THE
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION OF
RIGHT OF WAY FOR STATE ROUTE
2014, SECTION A01, THE TOWNSHIP
OF DECATUR

CLAIM NO. 17002350000

EMINENT DOMAIN PROCEEDINGS
IN REM

No. 2005-1735-CD

Type of Case: Civil

Type of Pleading: SUPPLEMENTAL
ORDER

Filed on behalf of CNB Bank,
Trustee

Counsel of Record for this Party:
Laurance B. Seaman, Esq.

Supreme Court No.: 19620

GATES & SEAMAN
Attorneys at law
Two North Front Street
P. O. Box 846
Clearfield, PA 16830
(814) 765-1766

rg
S FILED 10/19/2011 2CC Atty Seaman
SEP 19 2011
William A. Shaw
Prothonotary/Clerk of Courts
Issued 10/19/2011
to CNB.

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

IN RE: CONDEMNATION BY THE
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION
OF RIGHT OF WAY FOR STATE
ROUTE 2014, SECTION A01,
THE TOWNSHIP OF DECATUR

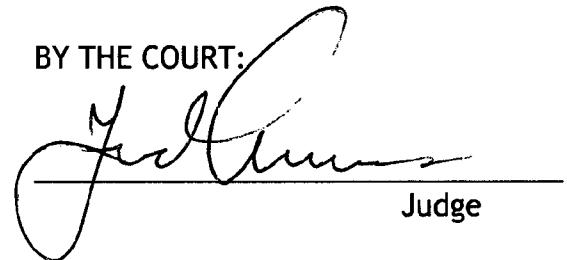
: EMINENT DOMAIN PROCEEDING
: IN REM
: No. 2005-1735-CD
:

CLAIM NO. 17002350000

SUPPLEMENTAL ORDER

AND NOW, this 19 day of Sept, 2011, upon advisement
that interest has accrued on the just compensation deposited by the Pennsylvania
Department of Transportation with the Prothonotary, it is hereby ORDERED and
DECREED that the Prothonotary shall release to "CNB Bank, Trustee of the Sara Jane
Mattern Irrevocable Trust of February 8, 2011", the sum of \$1,338.70, plus all
accrued interest. The Prothonotary shall mail the check to Calvin R. Thomas, Jr.,
Vice President and Trust Officer, CNB Bank, 1 South Second Street, P. O. Box 42,
Clearfield, PA 16830.

BY THE COURT:



Judge

1339

CLEARFIELD COUNTY PROTHONOTARY

WILLIAM A. SHAW, PROTHONOTARY
 ESCROW ACCOUNT
 P.O. BOX 549
 CLEARFIELD, PA 16830

60-629-313

DATE September 20, 2011

PAY TO THE CNB Bank, Trustee of the Sara Jane Mattern Irrevocable Trust \$ 1,387.10
ORDER OF

Thirteen Hundred Eighty-Seven and 10/100

DOLLARS

Security Features
Metallic
Ink
Oversize
Check

IMMA



Main Office
 11 North 2nd Street
 Clearfield, PA 16830

FOR Per Court Order 9-19-11 case 2005-1735-CD

MP

1001339 10313062940 1 2 26577 21

185577



REMITTER: CLOSE VR CD NO 1735 SARA JANE MATTERN 9/19/11

PAY TO THE
ORDER OF

CLEARFIELD CO PROTHONOTARY

EXACTLY **1,387 AND 10/100 DOLLARS

\$ 1,387.10

CASHIER'S CHECK

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

AUTHORIZED SIGNATURE

10000 185577 10313062940 190000 27

IN RE: CONDEMNATION BY THE
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION, OF
RIGHT OF WAY FOR STATE ROUTE 2014,
SECTION A01, IN THE TOWNSHIP
OF DECATUR

CLAIM NO. 17002350000

: IN THE COURT OF COMMON PLEAS
: CLEARFIELD COUNTY, PA
:
: EMINENT DOMAIN PROCEEDING
: IN REM
:
:
: NO. 2005-1735 CD

**PETITION TO PAY THE COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT
OF TRANSPORTATION THE UNDISTRIBUTED ESTIMATED JUST
COMPENSATION DEPOSITED INTO COURT**

TO THE HONORABLE JUDGE OF SAID COURT:

Petitioner, the Commonwealth of Pennsylvania, Department of Transportation, respectfully represents that:

1. The Department of Transportation ("Commonwealth") is a Department of the Commonwealth of Pennsylvania, with offices at P.O. Box 8212, Harrisburg, Pennsylvania, 17105-8212.
2. On November 7, 2005, the Commonwealth filed a Declaration of Taking, condemning, *inter alia*, certain real property owned by G. W. Mattern. ("condemnee").
3. On March 27, 2006, upon Petition of the Commonwealth, this Honorable Court ordered and directed that the sum of \$1,825.50, representing the just compensation estimated by the Commonwealth to be due condemnee in the above-captioned case, be deposited into Court.
4. At the time the Commonwealth filed its Petition to Deposit Estimated Just Compensation, there were no liens and/or encumbrances against the property, as shown on the attached Proposed Schedule of Distribution.

FILED
01/15/2012 200
MAR 16 2012 Atty Farkas
S William A. Shaw
Prothonotary/Clerk of Courts
6K

5. Since the estimated just compensation was filed with the Court, several parties in interest have been granted permission to withdraw \$1,338.70 from the original deposit.

6. At present, the sum of \$486.80 remains deposited.

7. No fee shall be charged against these funds. 26 P.S. §1-522; *City of Pittsburgh v. Imler Supply Company*, 471 A.2d 591(Pa. Cmwlth. 1984).

8. Pursuant to 26 P.S. §1-522, if no petition is presented by any party in interest within a period of five years of the date of payment into court, the court shall order the fund or any balance remaining to be paid to the Commonwealth without escheat.

9. I, Sean M. Concannon, Assistant Counsel, affirm that I am authorized to execute this Petition to Pay the Commonwealth of Pennsylvania, Department of Transportation the Undistributed Estimated Just Compensation Deposited into Court on behalf of the Commonwealth, that the averments set forth in this Petition are true and correct to the best of my knowledge, information and belief and that they are made subject to the penalties provided in 18 Pa.C.S. §4904, relating to unsworn falsification to authorities.

WHEREFORE, your Petitioner respectfully requests that this Honorable Court order and direct that the sum of \$486.80, representing the amount of estimated just compensation due to condemnee which remains undistributed, together with any accrued interest, be paid to the Commonwealth of Pennsylvania, Department of Transportation, without escheat, as provided in Article V, Section 522 of the Eminent Domain Code, 26 P.S. §1-522, as amended.

Respectfully submitted,



Sean M. Concannon
Assistant Counsel
I.D. No. 205998
Commonwealth of Pennsylvania
Department of Transportation
Office of Chief Counsel
P.O. Box 8212
Harrisburg, PA 17105-8212
717-787-3128
sconcannon@pa.gov

PROPOSED SCHEDULE OF DISTRIBUTION

NAME(S) & ADDRESS(ES) OF CONDONEE(S); LOCATION OF PROPERTY(IES)	ENCUMBRANCES, TAXES, ETC.				NET DUE TO CONDONEE
	ESTIMATED JUST COMPENSATION	TYPE	DATE OF RECORD	PLACE OF RECORD	
G.W. Mattern Heirs	E.J.C.	\$1,320.00			\$1,338.70
1. Sara Jane Mattern 11/15ths of \$1,800.00 receiving \$1,320.00					
c/o Calvin R. Thomas, attorney in fact Vice President and Trust Officer					
County National Bank P.O. Box 42 7 South Second Street Clearfield PA 16830					
2. John U Mattern 2/15ths of \$1,800 receiving \$240.00	E.J.C.	\$240.00			
c/o David A Harvey as Attorney-in-Fact P.O. Box 1771 Ft. Lauderdale FL 33302					
Total		<u>\$1,338.70</u>			
3. Estate of George S. Mattern 2/15ths of \$1,800.00 receiving \$240.00 His estate and heirs are unlocatable	E.J.C.	\$240.00			
Total		<u>\$243.40</u>			

CERTIFIED MAIL
COUNTY: Clearfield
S.R. 2014, SECTION A01
CLAIM NO. 1700235000
COURT DOCKET NO. 05-1735-CD

**SCHEDULE OF INTERESTED PARTIES NOTIFIED OF THE PRESENTATION OF
PETITION TO PAY THE COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT
OF TRANSPORTATION THE UNDISTRIBUTED ESTIMATED JUST
COMPENSATION DEPOSITED INTO COURT**

<u>NAMES AND ADDRESSES</u>	<u>DATE RECEIVED CERTIFIED MAIL</u>
Estate of George S. Mattern	Address unknown and undeterminable after a diligent search. Notice of Declaration of Taking posted on subject property on November 16, 2005 and published in the Progress on November 17, 2005 and the Clearfield County Legal Journal on November 25, 2005.
Calvin R. Thomas, attorney in fact Vice President and Trust Officer County National Bank P.O. Box 42 7 South Second Street Clearfield, PA 16830	7003 1680 0005 1297 2270 Received on 4/27/2011
David A. Harvey, as Attorney-in-Fact P.O. Box 1771 Ft. Lauderdale, FL 33302	7003 1680 0005 1297 2263 Returned to sender undeliverable on 5/10/2011

2005-1735-CD

1369

CLEARFIELD COUNTY PROTHONOTARY

WILLIAM A. SHAW, PROTHONOTARY
ESCROW ACCOUNT
P.O. BOX 549
CLEARFIELD, PA 16830

60-629-313

DATE March 22, 2012

PAY
TO THE
ORDER OF Commonwealth of Pennsylvania Department of Transportation \$ 504.76

Five Hundred Four and no/100---

DOLLARS

IMMA





Main Office
11 North 2nd Street
Clearfield, PA 16830

FOR 2005-1735-CD Per Court Order

MP

1001369-10313062941: 1 2 26577 20

TO VERIFY AUTHENTICITY, SEE REVERSE SIDE FOR DESCRIPTION OF THE 11 SECURITY FEATURES.

18816



REMITTER: CLOSE VR CD GEORGE S MATTERN

3/21/12

PAY TO THE ORDER OF CLEARFIELD COUNTY PROTHONOTARY

EXACTLY **252 AND 38/100 DOLLARS

\$ 252.38

CASHIER'S CHECK

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

AUTHORIZED SIGNATURE

Ronnie Coffey



CLEARFIELD BANK
TRUST COMPANY

REMITTER:

CLOSE VR CD GEORGE S MATTERN DATE 3/21/12

CLEARFIELD COUNTY PROTHONOTARY
EXACTLY **252 AND 38/100 DOLLARS

\$ 252.38

18816

CUSTOMER FILE COPY

AUTHORIZED SIGNATURE

Re

CASHIER'S CHECK

NOT NEGOTIABLE

18816

WONDER WORLD

CLEARFIELD BANK
TRUST COMPANY

REMITTER: CLOSE VR CD JOHN U MATTERN

3/21/12

PAY TO THE

ORDER OF CLEARFIELD COUNTY PROTHONOTARY

EXACTLY **252 AND 38/100 DOLLARS

\$ 252.38

CASHIER'S CHECK

THE PURCHASE OF AN INDEMNITY BOND WILL BE REQUIRED BEFORE ANY
CASHIER'S CHECK OF THIS BANK WILL BE REPLACED OR REUNDED IN THE
EVENT IT IS LOST, MISPLACED, OR STOLEN.

AUTHORIZED SIGNATURE:

Bonnie Lekker

18816910313062941 1900002711

18816!

◆
CLEARFIELD BANK
TRUST COMPANY

REMITTER: CLOSE VR CD JOHN U MATTERN

DATE 3/21/12

CLEARFIELD COUNTY PROTHONOTARY
EXACTLY **252 AND 38/100 DOLLARS

\$ 252.38

CUSTOMER - FILE COPY

CASHIER'S CHECK

AUTHORIZED SIGNATURE:
Be

NOT NEGOTIABLE

IN RE: CONDEMNATION BY THE
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION, OF
RIGHT OF WAY FOR STATE ROUTE 2014,
SECTION A01, IN THE TOWNSHIP
OF DECATUR

CLAIM NO. 17002350000

: IN THE COURT OF COMMON PLEAS
: CLEARFIELD COUNTY, PA
:
: EMINENT DOMAIN PROCEEDING (P)
: IN REM
:
: NO. 2005-1735 CD

FILED

OTIS 50001 Atty

MAR 16 2012

Farkas

William A. Shaw
Prothonotary/Clerk of Courts

Issue an order to
Dept. of Trans

\$504.76
+ matten to
D. Farman

ORDER

AND NOW,

March 16

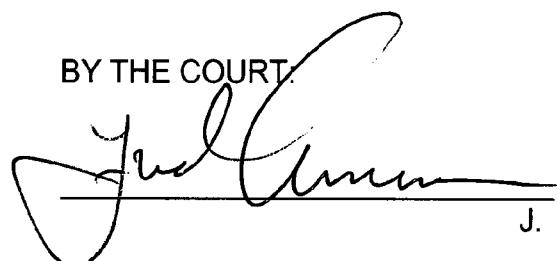
2012, upon

presentation of the Commonwealth's Petition, it is **ORDERED** and **DIRECTED** that the
undistributed amount of estimated just compensation due to G. W. Mattern, that was
previously deposited into Court, shall be paid to the Pennsylvania Department of
Transportation without escheat in accordance with 26 P.S. §1-522.

It is further ordered that the Prothonotary make a check payable to the
Commonwealth of Pennsylvania, Department of Transportation in the amount of
\$486.80, together with any accrued interest, deliver it to

Denise H. Farkas, attorney for the Commonwealth of
Pennsylvania, and mark the record accordingly.

BY THE COURT


J.