

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

COCA-COLA ENTERPRISES	:	NO. 06 - 1505 - CD
INC., formerly known as	:	
COCA-COLA BOTTLING CO.	:	TYPE OF CASE: ACTION TO
OF DUBOIS, INC., and DUBOIS	:	QUIET TITLE
COCA-COLA, INC.,	:	
	:	TYPE OF PLEADING: COMPLAINT
PLAINTIFF	:	
	:	FILED ON BEHALF OF: PLAINTIFFS
VS.	:	COCA-COLA ENTERPRISES INC.,
	:	formerly known as COCA-COLA
DUBOIS COCA-COLA	:	BOTTLING CO. OF DUBOIS, INC.
BOTTLING COMPANY, DOID R.	:	and DUBOIS COCA-COLA, INC.
KANE, HAROLD KANE, CARL	:	
L. FAUBLE, and DWIGHT L.	:	
KANE, their successors, assigns,	:	
directors, officers, shareholders,	:	
and any of	:	COUNSEL OF RECORD:
the foregoing's legal representatives,	:	CHRISTOPHER E. MOHNEY, ESQUIRE
heirs and all other person, persons	:	
or corporation entities in interest, or	:	
their legal representatives,	:	SUPREME COURT NO.: 63494
	:	
	:	25 EAST PARK AVENUE, SUITE 6
	:	DUBOIS, PA 15801
	:	(814) 375-1044

ORIGINAL TO
C/A

FILED
SEP 18 2006
0/11:45/ *EW*
William A. Shaw
Prothonotary/Clerk of Courts
13 CENT TO ATTY

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

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INC., formerly known as	:	
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VS.	:	COCA-COLA ENTERPRISES INC.,
	:	formerly known as COCA-COLA
DUBOIS COCA-COLA	:	BOTTLING CO. OF DUBOIS, INC.
BOTTLING COMPANY, DOID R.	:	and DUBOIS COCA-COLA, INC.
KANE, HAROLD KANE, CARL	:	
L. FAUBLE, and DWIGHT L.	:	
KANE, their successors, assigns,	:	
directors, officers, shareholders,	:	
and any of	:	COUNSEL OF RECORD:
the foregoing's legal representatives,	:	CHRISTOPHER E. MOHNEY, ESQUIRE
heirs and all other person, persons	:	
or corporation entities in interest, or	:	
their legal representatives,	:	SUPREME COURT NO.: 63494
	:	
	:	25 EAST PARK AVENUE, SUITE 6
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07/11:45/1
William A. Shaw
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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA
CIVIL DIVISION

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INC., formerly known as	:	
COCA-COLA BOTTLING CO.	:	TYPE OF CASE: ACTION TO
OF DUBOIS, INC., and DUBOIS	:	QUIET TITLE
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PLAINTIFF	:	
	:	
VS.	:	
	:	
DUBOIS COCA-COLA	:	
BOTTLING COMPANY, DOID R.	:	
KANE, HAROLD KANE, CARL	:	
L. FAUBLE, and DWIGHT L.	:	
KANE, their successors, assigns,	:	
directors, officers, shareholders, and	:	
any of the foregoing's legal	:	
representatives, heirs and all other	:	
person, persons or corporation	:	
entities in interest, or their legal	:	
representatives,	:	
	:	
DEFENDANTS	:	

NOTICE

TO: DUBOIS COCA-COLA BOTTLING COMPANY, DOID R. KANE, HAROLD KANE, CARL L. FAUBLE, and DWIGHT L. KANE their successors, assigns, directors, officers, shareholders, and any of the foregoing's legal representatives, heirs and all other person, persons or corporation entities in interest, or their legal representatives,

YOU ARE HEREBY NOTIFIED THAT AN ACTION TO QUIET TITLE TO PREMISES SITUATE IN HUSTON TOWNSHIP, CLEARFIELD COUNTY, PENNSYLVANIA, HAS BEEN FILED AGAINST YOU. SAID PREMISES ARE DESCRIBED AS FOLLOWS:

ALL that certain piece or parcel of land situate, lying and being in the City of DuBois, Clearfield County, Pennsylvania, being bounded and described as follows:

BEGINNING at an iron pipe, said iron pipe being at the intersection of the northern right of way line of State Route 255 and the eastern line of a public alley; thence North 23 degrees 47 minutes East along the eastern boundary of said public alley and lands of The DuBois Coca Cola Bottling Co. of which this is a part, a distance of 230.0 feet to an iron pipe; thence South 74 degrees 43 minutes East a distance of 395.8 feet to an iron pipe; thence South 23 degrees 47 minutes West a distance of 230.1 feet to an iron pipe on the northern right of way of State Route 255; thence along the northern right of way of said State Route 255 the following courses and distances: North 75 degrees 27 minutes West 238.2 feet, North 73 degrees 34 minutes West 157.7 feet to an iron pipe, the place of beginning. CONTAINING 2.09 acres.

YOU HAVE BEEN SUED IN COURT. IF YOU WISH TO DEFEND AGAINST THE CLAIMS SET FORTH IN THE FOLLOWING PAGES, YOU MUST TAKE ACTION WITHIN TWENTY (20) DAYS AFTER THIS COMPLAINT AND NOTICE ARE SERVED, BY ENTERING A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILING IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIM SET FORTH AGAINST YOU. YOU ARE WARNED THAT IF YOU FAIL TO DO SO, THE CASE MAY PROCEED WITHOUT YOU AND A JUDGMENT MAY BE ENTERED AGAINST YOU BY THE COURT WITHOUT FURTHER NOTICE FOR ANY MONEY CLAIMED IN THE COMPLAINT OR FOR ANY OTHER CLAIM OR RELIEF REQUESTED BY THE PLAINTIFF. YOU MAY LOSE MONEY OR PROPERTY OR OTHER RIGHTS IMPORTANT TO YOU.

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

CLEARFIELD COUNTY PROTHONOTARY
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830
(814) 765-2641 x 5982

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

COCA-COLA ENTERPRISES	:	NO. 06 -
INC., formerly known as	:	
COCA-COLA BOTTLING CO.	:	TYPE OF CASE: ACTION TO
OF DUBOIS, INC., and DUBOIS	:	QUIET TITLE
COCA-COLA, INC.,	:	
	:	
PLAINTIFF	:	
	:	
VS.	:	
	:	
DUBOIS COCA-COLA	:	
BOTTLING COMPANY, DOID R.	:	
KANE, HAROLD KANE, CARL L.	:	
FAUBLE, and DWIGHT L. KANE	:	
their successors, assigns, directors,	:	
officers, shareholders, and any of	:	
the foregoing's legal representatives,	:	
heirs and all other person, persons	:	
or corporation entities in interest, or	:	
their legal representatives,	:	
	:	
DEFENDANT	:	

COMPLAINT

AND NOW, comes the Plaintiff ***COCA-COLA ENTERPRISES INC., formerly known as COCA-COLA BOTTLING CO. OF DUBOIS, INC. and DUBOIS COCA-COLA, INC.***, by and through its attorney, ***CHRISTOPHER E. MOHNEY, ESQUIRE***, and files the following Action to Compel Satisfaction of Mortgage, averring as follows:

1. Plaintiff COCA-COLA ENTERPRISES INC. is a corporation organized and existing under the laws of the State of Delaware, with a place of business at 601 E. DuBois Avenue, DuBois, Clearfield County, Pennsylvania, 15801.
2. Defendant DUBOIS COCA-COLA BOTTLING COMPANY was a Pennsylvania corporation, and according to the Corporation Bureau for the

Commonwealth of Pennsylvania, was created on December 27, 1954, after which a Certificate of Election to Dissolve was filed with the Commonwealth of Pennsylvania, Department of State, Corporation Bureau on June 24, 1968; the place of business of this dissolved corporation was 601 East DuBois Avenue, DuBois, Clearfield County, Pennsylvania 15801.

4. Defendant DOID R. KANE is believed to have been the President and Treasurer and director of Defendant DUBOIS COCA-COLA BOTTLING COMPANY, and Mr. Kane's whereabouts are unknown.

5. Defendant HAROLD KANE is believed to have been the Vice-President and director of Defendant DUBOIS COCA-COLA BOTTLING COMPANY, and Mr. Kane's whereabouts are unknown.

6. Defendant CARL L. FAUBLE is believed to have been Secretary and director of Defendant DUBOIS COCA-COLA BOTTLING COMPANY, and Mr. Fauble's whereabouts are unknown.

7. Defendant DWIGHT L. KANE is believed to have been a director of Defendant DUBOIS COCA-COLA BOTTLING COMPANY, and Mr. Kane's whereabouts are unknown.

8. Plaintiff is now the lawful owner and is in possession of the premises known as 601 East DuBois Avenue, DuBois, Clearfield County, Pennsylvania 15801 (hereinafter referred to as the "Property").

9. Plaintiff COCA-COLA ENTERPRISES INC. is the owner of the Property by virtue of a succession of mergers and acquisitions of preceding Coca-Cola-related entities that have operated on the Property for a number of years in the City of DuBois,

Pennsylvania, dating back to 1947 when a portion of the Property was titled to Coca-Cola Bottling Company.

10. Plaintiff's predecessor in interest, Coca-Cola Bottling Company of DuBois, Inc., by mortgage dated October 1, 1967, and recorded in Clearfield County Mortgage Book 224, page 612, delivered to Defendant DUBOIS COCA-COLA BOTTLING COMPANY a mortgage (hereinafter referred to as the "Mortgage"). The amount of the Mortgage was One Hundred Six Thousand Dollars (\$106,000.00), with interest at 6% per annum. The Mortgage is attached hereto and marked Exhibit A.

11. As referred in paragraph 2 of this Complaint, Defendant filed Articles of Dissolution with the Department of State, Corporation Bureau for the Commonwealth of Pennsylvania in 1968.

12. The aforementioned mortgage held by Defendant DUBOIS COCA-COLA BOTTLING COMPANY remains of record, neither marked satisfied nor the subject premises released from the Mortgage.

13. Defendants failure to satisfy the Mortgage creates a cloud upon Plaintiff's title in the Property.

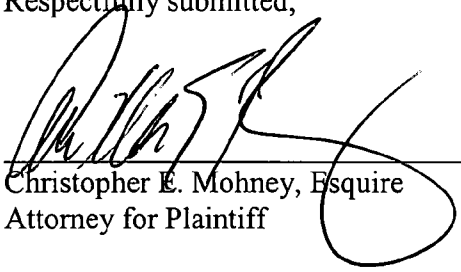
14. After search of public records, there has been no assignment of the Mortgage.

15. Attached hereto and marked Exhibit B is affidavit of Thomas J. Hanford, President of the mortgagor referenced in the Mortgage, said affidavit stating that the loan obligation secured by the Mortgage was paid in full.

WHEREFORE, Plaintiff requests that this Honorable Court order that the Mortgage be marked satisfied of record.

Respectfully submitted,

By:



Christopher E. Mohny, Esquire
Attorney for Plaintiff

VERIFICATION

I, E. LISTON BISHOP, III, Vice President, Secretary, Deputy General Counsel and Director of Acquisitions for COCA-COLA ENTERPRISES INC., being duly authorized to make this verification, have read the foregoing Complaint. The statements therein are correct to the best of my personal knowledge or information and belief.

This statement and verification is made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn fabrication to authorities, which provides that if I make knowingly false averments I may be subject to criminal penalties.

COCA-COLA ENTERPRISES INC.

BY: 
E. LISTON BISHOP, III

This Indenture

Given the first (1st) day of October in the year of our Lord one thousand nine hundred and sixty-seven (1967), between COCA-COLA BOTTLING CO. OF DUPOIS, INC.,

a Corporation under the laws of the Commonwealth of Pennsylvania, having its domicile in the County of DuPont, County of Kent, in said Commonwealth, party of the first part, and DUNDEE CORP.-CO., BOTTLING COMPANY a Corporation under the laws of the Commonwealth of Pennsylvania, having its domicile in the County of DuPont, County of Kent, in said Commonwealth, party of the second part;

Witness, the said party of the first part, in and by its obligation, or writing obligatory, duly executed, bearing

even date herewith, stands bound unto said party of the second part, in the total sum of One Hundred and Six Thousand (\$106,000.00) Dollars, lawful money

of the United States of America, conditioned for the payment of

One Hundred and Six Thousand (\$106,000.00) Dollars, like lawful money as aforesaid, together with interest thereon at the rate of six percent (6%) per annum, payable as follows: Interest only payable monthly from October 1, 1967 to September 30, 1968 and thereafter Six Dollars and Twenty-Six Cents (\$6.26) per month, beginning on the 1st day of October, 1968, and on the 1st day of each month thereafter until the principal debt and interest are paid in full; said payments shall be applied first to payment of interest and the balance to payment of principal; said mortgagor shall have the right to anticipate any or all payments;

with interest thereon from the date hereof set annually until the whole of said indebtedness shall be fully paid, and shall also, from time to time, until said debt and interest be fully paid, renew and keep alive, by paying the necessary premiums and charges of such policies of insurance as may be taken out to the amount of at least

One Hundred and Six Thousand (\$106,000.00) Dollars,

by or in behalf of the said party of the second part, the mortgagee or assigns upon any buildings or improvements standing on the said land and premises hereinafter described, and also pay all State Corporation taxes, and any and all taxes, municipal assessments or charges assessed against or upon the mortgaged premises, and in case default be made in payment of said principal debt or sum, or of any installment of interest or premium of insurance as aforesaid, or of all State Corporation taxes, or any taxes, municipal assessments or charges as aforesaid, or any part thereof, when due and payable respectively, by the terms of said obligation, or by law for the space of thirty (30) days as aforesaid, the whole of said principal debt or sum and interest thereon, shall thereupon at the option of the holder hereof become due and payable forthwith, and shall also pay all fees, costs and expenses of collecting the same, including an attorney's commission of ten per centum.

Now this Indenture Witnesseth, That the said party of the first part as well for and in consideration of the aforesaid debt or sum of One Hundred and Six Thousand (\$106,000.00) Dollars,

and for the better securing the payment of the same, with interest, as aforesaid, unto the said party of the second part, its certain attorney, successors and assigns, according to the conditions of said obligation, and in discharge thereof, as for and in consideration of the further sum of one dollar unto it in hand well and truly paid by the said party of the second part, at or before the sealing and delivery hereof, the receipt whereof is hereby acknowledged, has granted, bargained, sold, aliened, conveyed, released, conveyed and confirmed, and by these presents does grant, bargain, sell, alien, convey, release, convey and confirm unto the said party of the second part, its successors and assigns,

All that certain piece or parcel of land situated, lying and being in the County of DuPont, Kent County, Pennsylvania, being bounded and described as follows:

EX. A.

Route 255 and the Eastern line of a public alley, thence North 83° 47' East along the Eastern boundary of said public alley and lands of the Dubois Coca Cola Bottling Co. of which this is a part, a distance of 240.0 feet to an iron pipe; thence South 74° 43' East a distance of 396.8 feet to an iron pipe; thence South 23° 47' West a distance of 230.1 feet to an iron pipe on the Northern right of way of State Route 255; thence along the Northern right of way of said State Route 255 the following courses and distances: North 75° 27' West 238.2 feet, North 73° 34' West 157.7 feet to an iron pipe, the place of beginning. Containing 2.09 acres.

BEING the same premises which were conveyed to Dubois Coca Cola Inc. by deed of Dubois Coca Cola Bottling Co. dated September 29, 1967 and recorded at Clearfield, Pennsylvania, in Deed Book No. 333, page 29. The said Dubois Coca Cola Inc. is now known as Coca-Cola Bottling Co. of Dubois, Inc., Mortgagee herein.

This Mortgage is made under and subject to a certain mortgage from Dubois Coca Cola Inc. to the Dubois Deposit National Bank, of Dubois, Pennsylvania, in the principal sum of \$100,000.00, dated September 29, 1967 and recorded at Clearfield, Pennsylvania, in Mortgage Book No. 223, page 684.

NOTICE

To comply with the Act of July 17, 1967 (62 P.S. Supp. Section 1551-1554) notice is hereby given as follows:

THIS DOCUMENT MAY NOT BE SOLD, CONVEYED, TRANSFERRED, INCREASED OR INSURE THE TITLE TO THE COAL AND RIGHT OF SUPPORT UNDERMINING THE SURFACE LAND DESCRIBED OR REFERRED TO HEREIN, AND THE OWNERS OF SUCH COAL, MAY HAVE THE COMPLETE LEGAL RIGHT TO REMOVE ALL OF SUCH COAL, AND, IN THAT CONNECTION, DAMAGE MAY RESULT TO THE SURFACE OF THE LAND AND ANY HOUSE, BUILDING OR OTHER STRUCTURE ON OR IN SUCH LAND.

See preliminary plan of map - Book 18, 1971 - Page 23, Page 403

Together with all and singular the buildings and improvements, streets, lanes, alleys, passages, ways, waters, water-courses, rights, liberties, privileges, hereditaments and appurtenances whatsoever thereto belonging, or in anywise appertaining, and the reversion, remainder, rent, issues, and profits thereof.

GO INTO AND TO HOLD the said hereditaments and premises hereby granted and conveyed, with the appurtenances, unto the said party of the second part, its successors and assigns, to the only proper use and behoof of the said party of the second part, its successors and assigns, forever.

PROVIDED ALWAYS, nevertheless, That if the said party of the first part, its successors or assigns, shall and do sell and truly pay or cause to be paid unto the said party of the second part, its certain thousand Dollars (\$106,000.00)

with interest as aforesaid, on the day and time hereinafter mentioned and appointed for the payment thereof,

without any fraud or further delay, and without any deduction, defalcation or abatement to be made for or in respect of any taxes, charges or assessments whatsoever, then and from thenceforth, as well this present indenture, and the estate hereby granted, as the said recited obligation, shall become void and of no effect, anything heretofore contained to the contrary thereof, in anywise notwithstanding.

BE IT COVENANTED further, also, That in case default be made, in the payment of said principal debt or sum, or of any installment of interest, or charges, or premiums of insurance or of any part thereof, or in payment of all state corporation taxes, or any and all taxes, municipal assessments or charges assessed against or upon the mortgaged premises, when due and payable respectively, by the terms and conditions of said obligation, for the period of thirty (30)

days after the same shall become due and payable, as aforesaid, the whole of said principal debt or sum and interest then unpaid, shall thereupon at the option of the holder hereof become due and payable, and a Complaint in an action of Mortgage Foreclosure may be issued forthwith on this Mortgage and prosecuted to judgment, and execution and sale for collection of the whole amount of the said principal debt, and interest thereon, remaining unpaid, together with all premiums of insurance fees, costs and expenses of such proceedings, including an attorney's commission of ten per centum for the collection of the same.

And all errors in said proceedings, together with stay of, or exemption from execution, or extension of time of payment which may be given by any Act or Acts of Assembly, now in force, or which may be enacted hereafter, are hereby forever waived and released.

The COCA-COLA BOTTLING CO. OF ILLINOIS, INC.

doth hereby constitute and appoint THOMAS J. HANFORD to be its attorney for it, and in its name and as and for its corporate act and deed to acknowledge this Mortgage, before any person having authority by the laws of the Commonwealth of Pennsylvania to take such acknowledgment, to the intent that the same may be duly recorded.

This Mortgage is made under and by virtue of a resolution of the Board of Directors of the Mortgage, duly passed at a regular meeting thereof held on the day of A. D. 19 , a full quorum being present, authorizing and directing the same to be made and done.

In Witness Whereof, The said Corporation, duly of the first part, has caused the common and corporate seal to be affixed to these presents by its hand of its President, and the same to be duly attested by its Secretary. Dated the day and year first above written.



COCA-COLA BOTTLING CO. OF ILLINOIS, INC.

Witness:

By *Thomas J. Hanford* (Name of Officer) President

James C. McFarland Secretary

Commonwealth of Pennsylvania.

County of CHESTERFIELD } ss:

I hereby certify that on this 8th day of December A. D. 19 67 before me, the subscriber, a Notary Public in and for the County of Chesterfield and Commonwealth of Pennsylvania, personally appeared THOMAS J. HANFORD

the attorney named in the foregoing Mortgage, and by virtue and in pursuance of the authority therein conferred upon him by the Mortgage acknowledged the said Mortgage to be the act of the said COCA-COLA BOTTLING CO. OF ILLINOIS, INC. Mortgagee.

to the end that it may be recorded as such.

Witness my hand and Notarial seal the day and year aforesaid.

Notary Public, IAN M. WEAVER, Notary Public

John A. Weaver Notary Public

CERTIFICATE OF RESIDENCE

ME, GILSON, CHERY & GUILD precise residence is *4444 R*

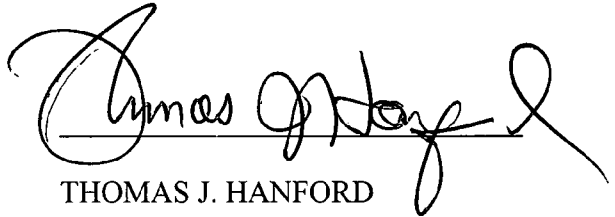
Witness my hand this 18th day of December 1967 *James C. McFarland*

RECORD OF RECORD *Dec 18 1967* DICK REED RECORDER

AFFIDAVIT

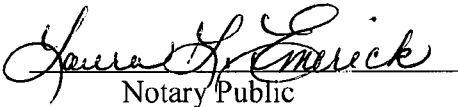
STATE OF FLORIDA :
: SS
COUNTY OF PALM BEACH :

I, THOMAS J. HANFORD, being duly sworn according to law, depose and say that: I am an adult individual, and was the President of Coca-Cola Bottling Company of DuBois, Inc. as of October 1, 1967; that the attached copy of Mortgage marked Exhibit "A" is a true and correct copy of mortgage that I signed on behalf of Coca-Cola Bottling Company of DuBois, Inc., I having signed it on December 8, 1967 and that the signature thereon is mine; that the obligation memorialized by the document attached hereto and marked Exhibit "A" was paid in full.


THOMAS J. HANFORD

SWORN TO AND SUBSCRIBED

before me this 5th day of
Sept., 2006.


Notary Public

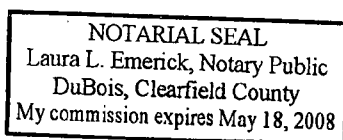


EXHIBIT B

diagonal *di·ə·gə·nəl*, *Pron.* /dī-ə-gən-əl/

all, with a few pieces of parcel of land situated in the town of Dubois, Clearfield County, Pennsylvania, being bounded and described as follows:

Route 255 and the eastern line of a public alley, thence North 23° 47' East along the eastern boundary of said public alley and lands of The Dubois Coca Cola Bottling Co. of which this is a part, a distance of 250.0 feet to an iron pipe, thence South 74° 33' East a distance of 386.8 feet to an iron pipe, thence South 23° 47' West a distance of 250.1 feet to an iron pipe on the Northern right of way of State Route 255, thence along the Northern right of way of said State Route 255 the following courses and distances: North 75° 27' West 238.2 feet; North 73° 34' West 15° 7' East to an iron pipe, the place of beginning containing 1.40 acres.

BEING the same premises which were conveyed to Dubois Coca Cola, Inc. by deed of Dubois Coca Cola Bottling Co. dated September 29, 1957 and recorded at Clearfield, Pennsylvania, in Deed Book No. 233, page 29. The said Dubois Coca Cola, Inc. is now known as Coca Cola Bottling Co. of Dubois, Inc., hereinafter herein.

This mortgage is made under and subject to a certain mortgage from Dubois Coca Cola, Inc. to the Dubois Deposit National Bank of Dubois, Pennsylvania, in the principal sum of \$100,000.00, dated September 29, 1957, and recorded at Clearfield, Pennsylvania, in Mortgage Book No. 223, page 684.

NOTICE

To comply with the Act of July 17, 1957 (62 P.S. Supp. Section 1351, 1354) notice is hereby given as follows:

THIS DOCUMENT MAY NOT SELL, CONVEY, TRANSFER, INCLUDE OR INSURE THE TITLE TO THE COAL AND RIGHT OF SUPPORT UNDERLIE THE SURFACE LAND DESCRIBED OR REFERRED TO HEREIN AND THE OWNER OR OWNERS OF SUCH COAL MAY HAVE THE COMPLETE LEGAL RIGHT TO REMOVE ALL OF SUCH COAL AND IN ANY CONNECTION, DAMAGE MAY RESULT TO THE SURFACE OF THE LAND AND ANY HOUSE, BUILDING OR OTHER STRUCTURE ON OR IN SUCH LAND.

Together with all and singular the buildings and improvements, streets, lanes, alleys, passageways, waters, water-courses, rights, liberties, privileges, hereditaments and appurtenances whatsoever, thereto belonging, or in anywise appertaining, and the reversion, remainder, rents, issues, and profits thereof.

To have and to hold the said hereditaments and premises hereby granted and conveyed, with the appurtenances, unto the said party of the second part, his successors and assigns, to the only proper use and behoof of the said party of the second part, his successors and assigns, forever.

Provision allowing, nevertheless, That if the said party of the first part, his successors or assigns, shall and do well and truly pay, or cause to be paid unto the said party of the second part, the certain amount, sum, or sums, the ofersaid debt or sum of One hundred and Six thousand Dollars (\$106,000.00)

with interest as aforesaid, by the day's and time's hereinafter mentioned and appointed for the payment thereof,

without any fine or further delay and without any deduction, abatement or abatement to be made for or in respect of any taxes, charges or assessments whatsoever, then and from henceforth, as well this present indenture, and the covenants hereby granted, as the said recited obligation, shall become void and of no effect, anything heretofore contained to the contrary thereof, in anywise notwithstanding.

But provided further, Also, That in case default be made, in the payment of said principal debt or sum, or of any installment of interest, or charges, or premiums of insurances or of any part thereof, or in payment of all state corporation taxes, or any and all taxes, municipal assessments or charges assessed against or upon the mortgaged premises, when due and payable respectively, by the terms and conditions of said obligation, for the period of thirty (30)

days after the same shall become due and payable, as aforesaid, the whole of said principal debt or sum and interest then owing, shall thereupon at the option of the holder hereof become due and payable and a Complaint in the action of Mortgage Foreclosure may be issued forthwith on the Mortgage and presented to judgment, and execution and sale for collection of the whole amount of the said principal debt, and interest thereon, remaining unpaid, together with all provisions of insurance fees, costs and expenses of such proceedings, including an attorney's commission of ten per centum for the collector of the same.

And all covenants in said proceedings, together with stay of, or exemption from execution, or extension of time of payment which may be given by any Act or Acts of Assembly, now in force, or which may be enacted hereafter, are hereby forever waived and released.

The COCA-COLA BOTTLING CO. OF DUBOIS, INC.

do hereby constitute and appoint THOMAS J. HANFORD to be its attorney for its use in the name and on behalf of the corporate act and deed to collecting this Mortgage, before any person having authority by the laws of the Commonwealth of Pennsylvania to take such acknowledgment, to the intent that the same may be duly recorded.

This Mortgage is made under and by virtue of a resolution of the Board of Directors of the Mortgage, duly passed at a regular meeting thereof held on the day of

A. D. 1907, a full quarterly being present, authorizing and directing the same to be made and done.

In witness whereof, The said Corporation, party of the first part, has caused its common and corporate seal to be affixed to these presents by the hand of its President, and the same to be duly attested by its Secretary. Dated the day and year first above written.

COCA-COLA BOTTLING CO. OF DUBOIS, INC.

Witness:

Thomas J. Hanford
By *Thomas J. Hanford*
President

James J. Hanford
Secretary

Commonwealth of Pennsylvania,

County of Clearfield,

I hereby certify that on the 6th day of December, A. D. 1907, before me, the subscriber of Notary Public in and for the County of Clearfield and Commonwealth of Pennsylvania, personally appeared THOMAS J. HANFORD

the person named in the foregoing Mortgage, and by virtue and in pursuance of the authority lawfully conferred upon him by the Mortgage acknowledged the said Mortgage to be the act of the said COCA-COLA BOTTLING CO. OF DUBOIS, INC.

to the end that it may be recorded as such, and that it may be duly attested by my hand and official seal the day and year aforesaid.

WITNESSE MY HAND AND SEAL

James J. Hanford
Notary Public

RECEIVED OF RESIDENCE

ME, OLASON, CHERRY & SUTTO, my office residence

Witness my hand and seal the day of December, 1907

RECORDED OF DUBOIS, PA. 1907

William A. Shaw
Prothonotary/Clerk of Courts

SEP 18 2006

FILED

UA

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

COCA-COLA ENTERPRISES
INC., formerly known as
COCA-COLA BOTTLING CO.
OF DUBOIS, INC., and DUBOIS
COCA-COLA, INC.,

PLAINTIFF

VS.

DUBOIS COCA-COLA
BOTTLING COMPANY, DOID R.
KANE, HAROLD KANE, CARL L.
FAUBLE, and DWIGHT L. KANE,
their successors, assigns, directors,
officers, shareholders, and any of
the foregoing's legal representatives,
heirs and all other person, persons
or corporation entities in interest, or
their legal representatives,

NO. 06 - 1505 - 00

TYPE OF CASE: ACTION TO
QUIET TITLE

TYPE OF PLEADING: MOTION FOR
SERVICE OF COMPLAINT ON
DEFENDANTS BY PUBLICATION

FILED ON BEHALF OF: PLAINTIFFS
COCA-COLA ENTERPRISES INC.,
formerly known as COCA-COLA
BOTTLING CO. OF DUBOIS, INC.
and DUBOIS COCA-COLA, INC.

COUNSEL OF RECORD:
CHRISTOPHER E. MOHNEY, ESQUIRE

SUPREME COURT NO.: 63494

25 EAST PARK AVENUE, SUITE 6
DUBOIS, PA 15801
(814) 375-1044

FILED

SEP 18 2006

William A. Shaw
Prothonotary/Clerk of Courts

1 cent to Attm

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

SEP 18 2006

Attest.

William A. Shaw
Prothonotary/
Clerk of Courts

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

COCA-COLA ENTERPRISES	:	NO. 06 -
INC., formerly known as	:	
COCA-COLA BOTTLING CO.	:	TYPE OF CASE: ACTION TO
OF DUBOIS, INC., and DUBOIS	:	QUIET TITLE
COCA-COLA, INC.,	:	
	:	
PLAINTIFF	:	
	:	
VS.	:	
	:	
DUBOIS COCA-COLA	:	
BOTTLING COMPANY, DOID R.	:	
KANE, HAROLD KANE, CARL L.	:	
FAUBLE and DWIGHT L. KANE	:	
their successors, assigns, directors,	:	
officers, shareholders, and any of	:	
the foregoing's legal representatives,	:	
heirs and all other person, persons	:	
or corporation entities in interest, or	:	
their legal representatives,	:	
	:	
DEFENDANTS	:	

MOTION FOR SERVICE ON DEFENDANT
BY PUBLICATION

AND NOW, this _____ day of September, 2006, Affidavit having been executed and filed by the Plaintiff that the identity and/or whereabouts of the Defendants, their successors and assigns, directors, shareholders, and any of the foregoing's heirs are unknown, Plaintiff, by its attorney, Christopher E. Mohnney, Esquire, moves this Court for leave to serve the Complaint on the above-mentioned Defendants, their successors, assigns, directors, officers, shareholders, and any of the foregoing's legal representatives, heirs and all other person, persons or corporation entities in interest, or their legal

representatives, by publication in such a manner as the Court shall direct, as provided by the Pennsylvania Rules of Civil Procedure 410 and 430 (b), and Clearfield County Local Rule 410.

Respectfully submitted,

BY: 

Christopher E. Moloney
Attorney for Plaintiff

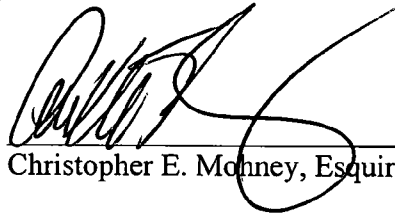
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA
CIVIL DIVISION

COCA-COLA ENTERPRISES	:	NO. 06 -
INC., formerly known as	:	
COCA-COLA BOTTLING CO.	:	TYPE OF CASE: ACTION TO
OF DUBOIS, INC., and DUBOIS	:	QUIET TITLE
COCA-COLA, INC.,	:	
	:	
PLAINTIFF	:	
	:	
VS.	:	
	:	
DUBOIS COCA-COLA	:	
BOTTLING COMPANY, DOID R.	:	
KANE, HAROLD KANE, CARL L.	:	
FAUBLE and DWIGHT L. KANE,	:	
their successors, assigns, directors,	:	
officers, shareholders, and any of	:	
the foregoing's legal representatives,	:	
heirs and all other person, persons	:	
or corporation entities in interest, or	:	
their legal representatives,	:	
	:	
DEFENDANTS	:	

AFFIDAVIT

I, CHRISTOPHER E. MOHNEY, ESQUIRE, being duly sworn according to law, depose and say that I am counsel for Plaintiff in the above-captioned matter and that I have determined that Defendant DuBois Coca-Cola Bottling Company filed a Certificate of Election to Dissolve with the Commonwealth of Pennsylvania, Department of State, Corporation Bureau, copy attached hereto and marked Exhibit "A"; that none of the officers or directors (and named as Defendants) listed on Exhibit "A" are listed in the DuBois telephone directory, nor are any of the individuals listed in the local tax records or voter registration records, nor are there any estates of record in Clearfield County,

Pennsylvania for any of the listed individuals to ascertain dates of death, whether any of them died testate or intestate, or the names and addresses of all the individuals heirs, legatees, or devisees; that after reasonable investigation, none of the listed individuals on Exhibit "A", or any of their heirs, legatees or devisees could be located to ascertain the identity the shareholders of the dissolved corporation of DuBois Coca-Cola Bottling Company; and that I have made a good faith effort to locate the whereabouts of the Defendants, its principals, or any heirs of the principals.

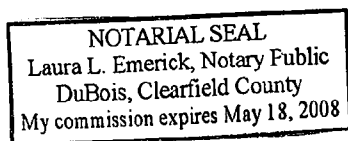

Christopher E. Mohnney, Esquire

SWORN TO and SUBSCRIBED

before me this 7th day of

September, 2006.


Notary Public



3-1-68.18 1270

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
CORPORATION BUREAU
HARRISBURG, PENNSYLVANIA

CERTIFICATE OF ELECTION TO DISSOLVE

In accordance with provisions of Article XI, of the Business Corporation Law, approved May 5, 1933, P.L. 364, as amended, the within corporation hereby certifies under its corporate seal:

1. The name of the corporation is DUBOIS COCA-COLA BOTTLING COMPANY.

2. The address of its registered office is 601 East DuBois Avenue, DuBois, Pennsylvania.

3. The names and addresses, including street and number, and official title, of its officers are:

<u>Name</u>	<u>Address</u>	<u>Official Title</u>
DOID R. KANE	206 Spring Avenue, DuBois, Pa.	President & Treas.
HAROLD KANE	608 Green Glen Dr., DuBois, Pa.	Vice-President
CARL L. FAUBLE	210 W. DuBois Ave., DuBois, Pa.	Secretary

4. The names and addresses, including street and number, of its directors are:

<u>Name</u>	<u>Address</u>
DOID R. KANE	206 Spring Avenue, DuBois, Pennsylvania
HAROLD KANE	608 Green Glen Drive, DuBois, Pennsylvania
CARL L. FAUBLE	210 West DuBois Avenue, DuBois, Pennsylvania
DWIGHT L. KANE	1220 North Broad Street, Lancaster, Ohio

5. All shareholders of record signed personally or by their duly authorized attorney, an agreement consenting to the dissolution.

IN WITNESS WHEREOF, the aforesaid corporation has caused this certificate to be signed by its President and its corporate

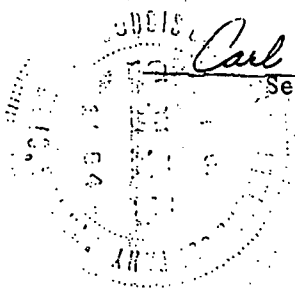
Exhibit A

3-1-68.18 1271

seal duly attested by its Secretary to be hereunto affixed on the
20th day of June, 1968.

ATTEST:

DUBOIS COCA-COLA BOTTLING COMPANY

 Carl S. Finkle
Secretary

By Lloyd R. Kane
President

Filed in the Department of State on
the 20th day of June 19 68

Louis I. Heller
Secretary of the Commonwealth

ed

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE

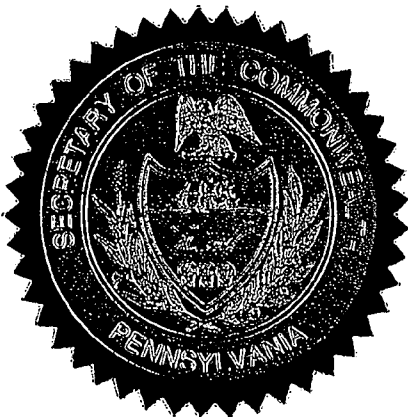
February 28, 2006

TO ALL WHOM THESE PRESENTS SHALL COME , GREETING :

DUBOIS COCA-COLA BOTTLING COMPANY

I, Pedro A. Cortés, Secretary of the Commonwealth of Pennsylvania do hereby certify that the foregoing and annexed is a true and correct photocopy of Certificate of Election to Dissolve

which appear of record in this department



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Seal of the Secretary's Office to be affixed, the day and year above written.

Pedro A. Cortés

Secretary of the Commonwealth

STMARTZ

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

COCA-COLA ENTERPRISES	:	NO. 06 -
INC., formerly known as	:	
COCA-COLA BOTTLING CO.	:	TYPE OF CASE: ACTION TO
OF DUBOIS, INC., and DUBOIS	:	QUIET TITLE
COCA-COLA, INC.,	:	
	:	
PLAINTIFF	:	
VS.	:	
	:	
DUBOIS COCA-COLA	:	
BOTTLING COMPANY, DOID R.	:	
KANE, HAROLD KANE, CARL L.	:	
FAUBLE and DWIGHT L. KANE,	:	
their successors, assigns, directors,	:	
officers, shareholders, and any of	:	
the foregoing's legal representatives,	:	
heirs and all other person, persons	:	
or corporation entities in interest, or	:	
their legal representatives,	:	
	:	
DEFENDANTS	:	

ORDER

AND NOW, this _____ day of September, 2006, upon consideration of the foregoing Plaintiff's Motion for Service of Complaint on Defendants by Publication, the Plaintiff is granted leave to make service of the Complaint on all Defendants, their successors, assigns, directors, officers, shareholders, and any of the foregoing's legal representatives, heirs and all other person, persons or corporation entities in interest, or their legal representatives, by publication once in the Courier-Express, a newspaper of general circulation in the City of DuBois, Clearfield County, Pennsylvania, and once in the Clearfield County Legal Journal according to the attached Notice.

BY THE COURT,

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

COCA-COLA ENTERPRISES	:	NO. 06 -
INC., formerly known as	:	
COCA-COLA BOTTLING CO.	:	TYPE OF CASE: ACTION TO
OF DUBOIS, INC., and DUBOIS	:	QUIET TITLE
COCA-COLA, INC.,	:	
	:	
PLAINTIFF	:	
	:	
VS.	:	
	:	
DUBOIS COCA-COLA	:	
BOTTLING COMPANY, DOID R.	:	
KANE, HAROLD KANE, CARL L.	:	
FAUBLE, and DWIGHT L. KANE,	:	
their successors, assigns, directors,	:	
officers, shareholders, and any of	:	
the foregoing's legal representatives,	:	
heirs and all other person, persons	:	
or corporation entities in interest, or	:	
their legal representatives,	:	
	:	
DEFENDANTS	:	

ACTION TO QUIET TITLE TO NO.

TO: DUBOIS COCA-COLA BOTTLING COMPANY, DOID R. KANE, HAROLD KANE, CARL L. FAUBLE and DWIGHT L. KANE, their successors, assigns, directors, officers, shareholders, and any of the foregoing's legal representatives, heirs and all other person, persons or corporation entities in interest, or their legal representatives

You are hereby notified that an action to quiet title to premises situate in the City of DuBois, Clearfield County, Pennsylvania, has been filed against you. Said premises are described as follows:

ALL that certain piece or parcel of land situate, lying and being in the City of DuBois, Clearfield County, Pennsylvania, being bounded and described as follows:

BEGINNING at an iron pipe, said iron pipe being at the intersection of the northern right of way line of State Route 255 and the eastern line of a public alley; thence North 23 degrees 47 minutes East along the eastern boundary of said public alley and lands of The DuBois Coca Cola Bottling Co. of which this is a part, a distance of 230.0 feet to an iron pipe; thence South 74 degrees 43 minutes East a distance of 395.8 feet to an iron pipe; thence South 23 degrees 47 minutes West a distance of 230.1 feet to an iron pipe on the northern right of way of State Route 255; thence along the northern right of way of said State Route 255 the following courses and distances: North 75 degrees 27 minutes West 238.2 feet, North 73 degrees 34 minutes West 157.7 feet to an iron pipe, the place of beginning. CONTAINING 2.09 acres.

You have been sued in court. The purpose of this quiet title action is to extinguish any right or equity which the defendant above named and its successors, assigns, directors, officers, shareholders, and any of the foregoing's legal representatives, heirs and all other person, persons or corporation entities in interest, or their legal representatives may have in the property as described above. The Plaintiff in this action, after diligent search, has been unable to locate the Defendant, DUBOIS COCA-COLA BOTTLING COMPANY, its successors, assigns, directors, officers, shareholders, and any of the foregoing's legal representatives, heirs and all other person, persons or corporation entities in interest, or their legal representatives.

Whereupon, the Court ordered that Notice of said action be served on the Defendant, DUBOIS COCA-COLA BOTTLING COMPANY, its successors, assigns, directors, officers, shareholders, and any of the foregoing's legal representatives, heirs and all other person, persons or corporation entities in interest, or their legal representatives, by advertisement requiring Defendant's above-named and its successors, assigns, directors, officers, shareholders, and any of the foregoing's legal representatives,


heirs and all other person, persons or corporation entities in interest, or their legal representatives to answer the Complaint within twenty (20) days from the date of this publication.

NOTICE

IF YOU WISH TO DEFEND, YOU MUST ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE YOUR DEFENSE OR OBJECTIONS IN WRITING WITH THE COURT. YOU ARE WARNED THAT IF YOU FAIL TO DO SO THE CASE MAY PROCEED WITHOUT YOU AND A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT FURTHER NOTICE FOR THE RELIEF REQUESTED BY THE PLAINTIFFS. YOU MAY LOSE MONEY OR PROPERTY OR OTHER RIGHTS IMPORTANT TO YOU.

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

CLEARFIELD COUNTY PROTHONOTARY
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830
(814) 765-2641 x 5982



Christopher E. Mohnhey, Esquire
25 East Park Avenue, Suite 6
DuBois, PA 15801
Attorney for Plaintiff

UA

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

COCA-COLA ENTERPRISES	:	NO. 06 - 1505-CB
INC., formerly known as	:	
COCA-COLA BOTTLING CO.	:	TYPE OF CASE: ACTION TO
OF DUBOIS, INC., and DUBOIS	:	QUIET TITLE
COCA-COLA, INC.,	:	
	:	
PLAINTIFF	:	
VS.	:	
	:	
DUBOIS COCA-COLA	:	
BOTTLING COMPANY, DOID R.	:	
KANE, HAROLD KANE, CARL L.	:	
FAUBLE and DWIGHT L. KANE,	:	
their successors, assigns, directors,	:	
officers, shareholders, and any of	:	
the foregoing's legal representatives,	:	
heirs and all other person, persons	:	
or corporation entities in interest, or	:	
their legal representatives,	:	
	:	
DEFENDANTS	:	

ORDER

AND NOW, this 21ST day of September, 2006, upon consideration of the foregoing Plaintiff's Motion for Service of Complaint on Defendants by Publication, the Plaintiff is granted leave to make service of the Complaint on all Defendants, their successors, assigns, directors, officers, shareholders, and any of the foregoing's legal representatives, heirs and all other person, persons or corporation entities in interest, or their legal representatives, by publication once in the Courier-Express, a newspaper of general circulation in the City of DuBois, Clearfield County, Pennsylvania, and once in the Clearfield County Legal Journal according to the attached Notice.

BY THE COURT



FILED
SEP 21 2006
1cc
Amy Mohney
@

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

COCA-COLA ENTERPRISES, INC.,
formerly known as COCA-COLA
BOTTLING CO. OF DUBOIS,
INC., and DUBOIS COCA-COLA, INC.,

Plaintiff,

vs.

DUBOIS COCA-COLA BOTTLING
COMPANY, DOID R. KANE, HAROLD
KANE, CARL L. FAUBLE, and DWIGHT
L. KANE, their successors, assigns,
directors, officers, shareholders, and any
of the foregoing's legal representatives,
heirs and all other person, persons
or corporation entities in interest, or
their legal representatives,

Defendants.

NO. 06 – 1505 – C.D.

TYPE OF CASE: ACTION TO
QUIET TITLE

TYPE OF PLEADING: MOTION FOR
DEFAULT JUDGMENT

FILED ON BEHALF OF: PLAINTIFFS
COCA-COLA ENTERPRISES, INC.,
formerly known as COCA-COLA
BOTTLING CO. OF DUBOIS, INC.
and DUBOIS COCA-COLA, INC.

COUNSEL OF RECORD:
CHRISTOPHER E. MOHNEY, ESQUIRE

SUPREME COURT NO.: 63494

25 EAST PARK AVENUE, SUITE 6
DUBOIS, PA 15801
(814) 375-1044

FILED *NO cc*
mt 13:08/04
NOV 08 2006
Adm
William A. Shaw
Prothonotary/Clerk of Courts

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

COCA-COLA ENTERPRISES, INC.,	:	NO. 06 – 1505 – C.D.
formerly known as COCA-COLA	:	
BOTTLING CO. OF DUBOIS,	:	TYPE OF CASE: ACTION TO
INC., and DUBOIS COCA-COLA, INC.,	:	QUIET TITLE
	:	
Plaintiff,	:	
	:	
vs.	:	
	:	
DUBOIS COCA-COLA BOTTLING	:	
COMPANY, DOID R. KANE, HAROLD	:	
KANE, CARL L. FAUBLE, and DWIGHT	:	
L. KANE, their successors, assigns,	:	
directors, officers, shareholders, and any	:	
of the foregoing's legal representatives,	:	
heirs and all other person, persons	:	
or corporation entities in interest, or	:	
their legal representatives,	:	
	:	
Defendants.	:	

MOTION FOR DEFAULT JUDGMENT

AND NOW, comes the Plaintiff, COCA-COLA ENTERPRISES, INC., by and through their undersigned attorney, CHRISTOPHER E. MOHNEY, ESQUIRE, and files this Motion for Default Judgment against Defendants, DUBOIS COCA-COLA BOTTLING COMPANY, DOID R. KANE, HAROLD KANE, CARL L. FAUBLE, and DWIGHT L. KANE and in support thereof avers the following:

1. This is an action to quiet title in which COCA-COLA ENTERPRISES, INC. request that Defendants their heirs, administrators, executors, and assigns, and all other person, persons, firms, partnerships or corporate entities in interest or their legal representatives be forever barred from asserting any right, title, liens or interests in or impeaching, levying or in any way attack

the Plaintiff's title to the land described in Plaintiff's Complaint. A true and correct copy of the Plaintiff's Complaint is attached hereto, marked Exhibit "A".

2. That by Order of this Court dated September 21, 2006, the Plaintiff was given leave to serve the Complaint filed in the above-captioned quiet title action by publication once in the Courier-Express, a newspaper of general circulation in Clearfield County, Pennsylvania, and once in the Clearfield County Legal Journal, the service by publication being allowed upon Motion and Affidavits filed by the Plaintiffs that the whereabouts of the Defendants, DUBOIS COCA-COLA BOTTLING COMPANY, DOID R. KANE, HAROLD KANE, CARL L. FAUBLE, and DWIGHT L. KANE, and their heirs, administrators, executors and assigns, are unknown.

3. Pursuant to Order of Court dated September 21, 2006, Publication was made in the Courier Express on October 9, 2006, and in the Clearfield County Legal Journal the week of October 13, 2006, Volume 18, No. 41. Respective proofs of publication are attached hereto, marked Exhibit "B".

4. That more than twenty (20) days have elapsed since last service of the Complaint and no appearance nor answer to the Complaint has been filed by the Defendant, his heirs, administrators, executors and/or assigns.

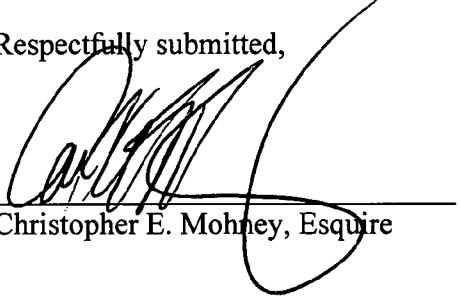
5. Attached hereto and marked Exhibit "C" is an Affidavit stating that a Complaint was served by publication once in the Courier-Express and once in the Clearfield County Legal Journal and more than twenty (20) days have elapsed since service and that Defendants, or anyone claiming under Defendants, have not entered an appearance or filed an answer to the Complaint.

6. Pennsylvania Rule of Civil Procedure 1066(a) allows this Honorable Court to grant appropriate relief upon Affidavit that a Complaint containing notice to the Defendants has been served and Defendants has not filed an answer.

WHEREFORE, your Honorable Court is respectfully requested to enter an Order for judgment for the Plaintiffs as prescribed by Pennsylvania Rule of Civil Procedure 1066.

Respectfully submitted,

By:


Christopher E. Mohnhey, Esquire

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

COCA-COLA ENTERPRISES
INC., formerly known as
COCA-COLA BOTTLING CO.
OF DUBOIS, INC., and DUBOIS
COCA-COLA, INC.,

PLAINTIFF

VS.

DUBOIS COCA-COLA
BOTTLING COMPANY, DOID R.
KANE, HAROLD KANE, CARL
L. FAUBLE, and DWIGHT L.
KANE, their successors, assigns,
directors, officers, shareholders,
and any of
the foregoing's legal representatives,
heirs and all other person, persons
or corporation entities in interest, or
their legal representatives,

NO. 06 - 1505 - C7

TYPE OF CASE: ACTION TO
QUIET TITLE

TYPE OF PLEADING: COMPLAINT

FILED ON BEHALF OF: PLAINTIFFS
COCA-COLA ENTERPRISES INC.,
formerly known as COCA-COLA
BOTTLING CO. OF DUBOIS, INC.
and DUBOIS COCA-COLA, INC.

COUNSEL OF RECORD:
CHRISTOPHER E. MOHNEY, ESQUIRE

SUPREME COURT NO.: 63494

25 EAST PARK AVENUE, SUITE 6
DUBOIS, PA 15801
(814) 375-1044

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

SEP 18 2006

Attest.

William A. Shaw
Prothonotary/
Clerk of Courts

EXHIBIT

"A"

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

COCA-COLA ENTERPRISES	:	NO. 06 -
INC., formerly known as	:	
COCA-COLA BOTTLING CO.	:	TYPE OF CASE: ACTION TO
OF DUBOIS, INC., and DUBOIS	:	QUIET TITLE
COCA-COLA, INC.,	:	
	:	
PLAINTIFF	:	
	:	
VS.	:	
	:	
DUBOIS COCA-COLA	:	
BOTTLING COMPANY, DOID R.	:	
KANE, HAROLD KANE, CARL	:	
L. FAUBLE, and DWIGHT L.	:	
KANE, their successors, assigns,	:	
directors, officers, shareholders, and	:	
any of the foregoing's legal	:	
representatives, heirs and all other	:	
person, persons or corporation	:	
entities in interest, or their legal	:	
representatives,	:	
	:	
DEFENDANTS	:	

NOTICE

TO: DUBOIS COCA-COLA BOTTLING COMPANY, DOID R. KANE, HAROLD KANE, CARL L. FAUBLE, and DWIGHT L. KANE their successors, assigns, directors, officers, shareholders, and any of the foregoing's legal representatives, heirs and all other person, persons or corporation entities in interest, or their legal representatives,

YOU ARE HEREBY NOTIFIED THAT AN ACTION TO QUIET TITLE TO PREMISES SITUATE IN HUSTON TOWNSHIP, CLEARFIELD COUNTY, PENNSYLVANIA, HAS BEEN FILED AGAINST YOU. SAID PREMISES ARE DESCRIBED AS FOLLOWS:

ALL that certain piece or parcel of land situate, lying and being in the City of DuBois, Clearfield County, Pennsylvania, being bounded and described as follows:

BEGINNING at an iron pipe, said iron pipe being at the intersection of the northern right of way line of State Route 255 and the eastern line of a public alley; thence North 23 degrees 47 minutes East along the eastern boundary of said public alley and lands of The DuBois Coca Cola Bottling Co. of which this is a part, a distance of 230.0 feet to an iron pipe; thence South 74 degrees 43 minutes East a distance of 395.8 feet to an iron pipe; thence South 23 degrees 47 minutes West a distance of 230.1 feet to an iron pipe on the northern right of way of State Route 255; thence along the northern right of way of said State Route 255 the following courses and distances: North 75 degrees 27 minutes West 238.2 feet, North 73 degrees 34 minutes West 157.7 feet to an iron pipe, the place of beginning. CONTAINING 2.09 acres.

YOU HAVE BEEN SUED IN COURT. IF YOU WISH TO DEFEND AGAINST THE CLAIMS SET FORTH IN THE FOLLOWING PAGES, YOU MUST TAKE ACTION WITHIN TWENTY (20) DAYS AFTER THIS COMPLAINT AND NOTICE ARE SERVED, BY ENTERING A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILING IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIM SET FORTH AGAINST YOU. YOU ARE WARNED THAT IF YOU FAIL TO DO SO, THE CASE MAY PROCEED WITHOUT YOU AND A JUDGMENT MAY BE ENTERED AGAINST YOU BY THE COURT WITHOUT FURTHER NOTICE FOR ANY MONEY CLAIMED IN THE COMPLAINT OR FOR ANY OTHER CLAIM OR RELIEF REQUESTED BY THE PLAINTIFF. YOU MAY LOSE MONEY OR PROPERTY OR OTHER RIGHTS IMPORTANT TO YOU.

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

CLEARFIELD COUNTY PROTHONOTARY
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830
(814) 765-2641 x 5982

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

COCA-COLA ENTERPRISES : NO. 06 -
INC., formerly known as :
COCA-COLA BOTTLING CO. : TYPE OF CASE: ACTION TO
OF DUBOIS, INC., and DUBOIS : QUIET TITLE
COCA-COLA, INC., :
:

PLAINTIFF :

VS. :

DUBOIS COCA-COLA :
BOTTLING COMPANY, DOID R. :
KANE, HAROLD KANE, CARL L. :
FAUBLE, and DWIGHT L. KANE :
their successors, assigns, directors, :
officers, shareholders, and any of :
the foregoing's legal representatives, :
heirs and all other person, persons :
or corporation entities in interest, or :
their legal representatives, :

DEFENDANT :

COMPLAINT

AND NOW, comes the Plaintiff *COCA-COLA ENTERPRISES INC., formerly known as COCA-COLA BOTTLING CO. OF DUBOIS, INC. and DUBOIS COCA-COLA, INC.*, by and through its attorney, *CHRISTOPHER E. MOHNEY, ESQUIRE*, and files the following Action to Compel Satisfaction of Mortgage, averring as follows:

1. Plaintiff COCA-COLA ENTERPRISES INC. is a corporation organized and existing under the laws of the State of Delaware, with a place of business at 601 E. DuBois Avenue, DuBois, Clearfield County, Pennsylvania, 15801.

2. Defendant DUBOIS COCA-COLA BOTTLING COMPANY was a Pennsylvania corporation, and according to the Corporation Bureau for the

Commonwealth of Pennsylvania, was created on December 27, 1954, after which a Certificate of Election to Dissolve was filed with the Commonwealth of Pennsylvania, Department of State, Corporation Bureau on June 24, 1968; the place of business of this dissolved corporation was 601 East DuBois Avenue, DuBois, Clearfield County, Pennsylvania 15801.

4. Defendant DOID R. KANE is believed to have been the President and Treasurer and director of Defendant DUBOIS COCA-COLA BOTTLING COMPANY, and Mr. Kane's whereabouts are unknown.

5. Defendant HAROLD KANE is believed to have been the Vice-President and director of Defendant DUBOIS COCA-COLA BOTTLING COMPANY, and Mr. Kane's whereabouts are unknown.

6. Defendant CARL L. FAUBLE is believed to have been Secretary and director of Defendant DUBOIS COCA-COLA BOTTLING COMPANY, and Mr. Fauble's whereabouts are unknown.

7. Defendant DWIGHT L. KANE is believed to have been a director of Defendant DUBOIS COCA-COLA BOTTLING COMPANY, and Mr. Kane's whereabouts are unknown.

8. Plaintiff is now the lawful owner and is in possession of the premises known as 601 East DuBois Avenue, DuBois, Clearfield County, Pennsylvania 15801 (hereinafter referred to as the "Property").

9. Plaintiff COCA-COLA ENTERPRISES INC. is the owner of the Property by virtue of a succession of mergers and acquisitions of preceding Coca-Cola-related entities that have operated on the Property for a number of years in the City of DuBois,

Pennsylvania, dating back to 1947 when a portion of the Property was titled to Coca-Cola Bottling Company.

10. Plaintiff's predecessor in interest, Coca-Cola Bottling Company of DuBois, Inc., by mortgage dated October 1, 1967, and recorded in Clearfield County Mortgage Book 224, page 612, delivered to Defendant DUBOIS COCA-COLA BOTTLING COMPANY a mortgage (hereinafter referred to as the "Mortgage"). The amount of the Mortgage was One Hundred Six Thousand Dollars (\$106,000.00), with interest at 6% per annum. The Mortgage is attached hereto and marked Exhibit A.

11. As referred in paragraph 2 of this Complaint, Defendant filed Articles of Dissolution with the Department of State, Corporation Bureau for the Commonwealth of Pennsylvania in 1968.

12. The aforementioned mortgage held by Defendant DUBOIS COCA-COLA BOTTLING COMPANY remains of record, neither marked satisfied nor the subject premises released from the Mortgage.

13. Defendants failure to satisfy the Mortgage creates a cloud upon Plaintiff's title in the Property.

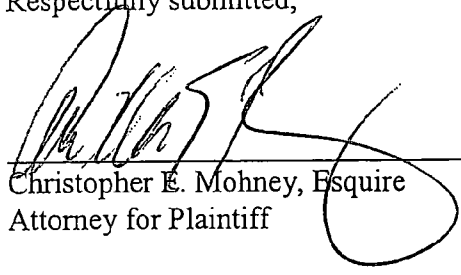
14. After search of public records, there has been no assignment of the Mortgage.

15. Attached hereto and marked Exhibit B is affidavit of Thomas J. Hanford, President of the mortgagor referenced in the Mortgage, said affidavit stating that the loan obligation secured by the Mortgage was paid in full.

WHEREFORE, Plaintiff requests that this Honorable Court order that the Mortgage be marked satisfied of record.

Respectfully submitted,

By:



Christopher E. Mohny, Esquire
Attorney for Plaintiff

VERIFICATION

I, E. LISTON BISHOP, III, Vice President, Secretary, Deputy General Counsel and Director of Acquisitions for COCA-COLA ENTERPRISES INC., being duly authorized to make this verification, have read the foregoing Complaint. The statements therein are correct to the best of my personal knowledge or information and belief.

This statement and verification is made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn fabrication to authorities, which provides that if I make knowingly false averments I may be subject to criminal penalties.

COCA-COLA ENTERPRISES INC.

BY: 

E. LISTON BISHOP, III

1. **Preparation of the soil**
 2. **Planting the seedlings**
 3. **Watering the plants**
 4. **Pruning the plants**
 5. **Harvesting the plants**
 6. **Storing the plants**
 7. **Marketing the plants**
 8. **Transporting the plants**
 9. **Processing the plants**
 10. **Packaging the plants**
 11. **Shipping the plants**
 12. **Receiving the plants**
 13. **Unloading the plants**
 14. **Inspecting the plants**
 15. **Sorting the plants**
 16. **Grading the plants**
 17. **Labeling the plants**
 18. **Stacking the plants**
 19. **Storing the plants**
 20. **Marketing the plants**

On the first (1st) day of October, in the year of our Lord, one thousand nine hundred and sixty-seven (1967), between Coca-Cola Bottling Co. of Memphis, Inc.

a Corporation under the laws of the Commonwealth of Pennsylvania having its domicile in the City of DUBOIS, County of BENNETT, within

additionally, the said party of the first part, in and by his obligation, or writing obligatory,

duly executed, bearing

One Hundred and Six Thousand (\$106,000.00) Dollars, lawful money

One Hundred Six Thousand (\$100,000.00)

able monthly from October 1, 1947, to September 30, 1948, at a rate of six percent (6%) per annum, payable as follows: Interest only pay-

Six Dollars and Twenty-Six Cents (\$1,176.26) per month beginning on

After until the principal debt and interest are paid in full, said payments shall be applied first to the payment of interest and then to the payment of principal.

...any more! Our mortgage could have the right to apply -
 ...ate any or all payments!

— **പ്രൊഫസർ പ്രഭാകരൻ** പ്രഭാകരൻ

until said debt and interest be fully paid, renew and keep alive, by paying the necessary premiums and

One Hundred and Six Thousand (\$106,000.00)

improvements standing on the sold land and premises hereinafter described and also

of *Morone chrysops* and *M. chrysops* against or upon

of any additional interest or premium of insurance as aforesaid, or of all State Corporation taxes,

...by the terms of said obligation, or by law for the sake of charity. (30)

the option of the holder hereof become due and payable forthwith, and shall also pay all fees and

Don't let the inventory of linens get you down.

One Hundred and Six Thousand- (\$106,000.00)

and for the better securing the payment of the same, with interest, as aforesaid, unto the said party of

tion, and in discharge thereof, as for and in consideration of the further sum of one dollar and no part, in

Thereby, the receipt of which is hereby acknowledged, has granted, bestowed and delivered

joined and confirm unto the said party of the second part, if he shall so require, the same, with all gain, save, alien, enfeoff, release,

by O. Dubois, Clergy of the Diocese of Dubois, and being in the

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Route 255 and the eastern line of a public alley, thence North 23° 47' East along the eastern boundary of said public alley, and thence to the Dubois Coca Cola Bottling Co. at which this is a part, a distance of 240.0 feet to an iron pipe, thence South 74° 43' East a distance of 395.6 feet to an iron pipe, thence South 23° 47' West a distance of 230.1 feet to an iron pipe on the Northern right of way of State Route 255, thence along the Northern right of way of said State Route 255 the following courses and distances: North 75° 27' West 236.2 feet, North 73° 34' West 157.7 feet to an iron pipe, the place of beginning, containing 3.00 acres.

Being the same premises which were conveyed to Dubois Coca Cola Inc. by deed of Dubois Coca Cola Bottling Co. dated September 29, 1967 and recorded at Clearfield, Pennsylvania, in Deed Book No. 353, page 29, and the said Dubois Coca Cola Inc. is now known as Coca-Cola Bottling Co. of Dubois, Inc., Mortgagee herein.

This mortgage is made under and subject to a certain mortgage from Dubois Coca Cola Inc. to the Dubois Deposit National Bank, of Dubois, Pennsylvania, in the principal sum of \$100,000.00, dated September 29, 1967 and recorded at Clearfield, Pennsylvania, in Mortgage Book No. 223, page 684.

NOTICE

To comply with the Act of July 17, 1957 (52 P.S. Supp. Section 1531-1564) notice is hereby given as follows:

THIS DOCUMENT MAY NOT SELL, CONVEY, TRANSFER, INCLUDE OR INSURE THE TITLE TO THE COAL AND RIGHT OF SUPPORT UNDERMINE THE SURFACE LAND DESCRIBED OR REFERRED TO HEREIN. AND THE OWNER OR OWNERS OF SUCH COAL MAY HAVE THE COMPLETE LEGAL RIGHT TO REMOVE ALL OF SUCH COAL AND IN THAT CONNECTION DAMAGE MAY RESULT TO THE SURFACE OF THE LAND AND ANY HOUSE, BUILDING OR OTHER STRUCTURE OR ON IN SUCH LAND.

Together with all and singular the buildings and improvements, streets, kennels, alleys, pastures, ways, waters, water-courses, rights, liberties, privileges, hereditaments and appurtenances whatsoever thereto belonging, or in anywise appertaining, and the revenues, rents, issues, and profits thereof.

GO INTO AND TO HOLD the said hereditaments and premises hereby granted and conveyed, with the appurtenances, unto the said party of the second part, his successors and assigns, to the only proper use and behoof of the said party of the second part, his successors and assigns, forever.

Provided always, nevertheless, that if the said party of the first part, his successors or assigns, shall and do well and truly pay, or cause to be paid unto the said party of the second part, the certain attorney's fees and costs, the aforesaid debt or sum of One Hundred and Sixty Thousand Dollars (\$106,000.00).

with interest as aforesaid, on the day's and times hereinafter mentioned and appointed for the payment thereof,

without any fraud or further delay, and without any deduction, defection or abatement to be made for or in respect of any taxes, charges or assessments whatsoever, then and from thenceforth, as well this present indenture, and the estate hereby granted, as the said, vested obligation, shall become void and of no effect, anything heretofore contained to the contrary thereof, in anywise notwithstanding.

SAID PROVIDED FURTHER, ALSO, that in case default be made, in the payment of said principal debt or sum, or of any installment of interest, or charges, or premiums of insurance or of any part thereof, or in payment of all state corporation taxes, or any and all taxes, municipal assessments or charges assessed against or upon the mortgaged premises, when due and payable respectively, by the terms and conditions of said obligation, for the period of thirty (30)

And all errors in said proceedings, together with stay of or exemption from execution, or extension of time of payment which may be shown by any Act or Acts of Assembly, now in force, or which may be enacted hereafter, are hereby forever waived and released.

The COCA-COLA BOTTLING CO. OF DUBOIS, INC. THOMAS J. HANFORD doth hereby constitute and appoint to be its attorney for it, and in its name and as such for its corporate act and deed to acknowledge this Mortgage, before any person having authority by the laws of the Commonwealth of Pennsylvania to give such acknowledgment, to the intent that the same may be fully recorded.

This Mortgage is made under and by virtue of a resolution of the Board of Directors of the Mortgage, duly passed at a regular meeting thereof held on the day of 1940, a full quorum being present, authorizing and directing the same to be made and done.

In witness whereof, The said Corporation, party of the first part, has caused its common seal and corporate seal to be affixed to these presents by the hand of the President, and the same to be duly attested by its Secretary. Dated this day and year first above written.

COCA-COLA BOTTLING CO. OF DUBOIS, INC. By *Thomas J. Hanford* President

Witness: *James E. Hendrick* Secretary

Commonwealth of Pennsylvania, } ss: County of CHESTER, I hereby certify that on this 8th day of December, 1940, before me, the undersigned a Notary Public in and for the County of CHESTER and Commonwealth of Pennsylvania, personally appeared THOMAS J. HANFORD

the attorney named in the foregoing Mortgage, and by virtue and in pursuance of the authority then conferred upon him by the Mortgage acknowledged the said Mortgage to be the act of the said COCA-COLA BOTTLING CO. OF DUBOIS, INC. Mortgage, to the end that it may be recorded as such.

Witness my hand and Notarial seal this day and year aforesaid. *John A. Miller* Notary Public

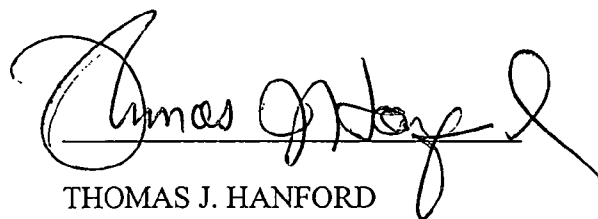
My Commission expires on 10-10-1941. J. A. MILLER, Notary Public. CERTIFICATE OF RESIDENCE. MR. GILSON, CHESTER & GUIDO. Present residence: 1144-10th St. Dubois, Pa. 1940. Witness my hand this 10th day of November, 1940. *John A. Miller* Notary Public

FILED OF RECORD 1940. 11-10-40. NOT RECORDED

AFFIDAVIT

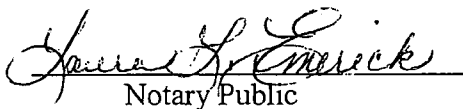
STATE OF FLORIDA :
 : SS
COUNTY OF PALM BEACH :

I, THOMAS J. HANFORD, being duly sworn according to law, depose and say that: I am an adult individual, and was the President of Coca-Cola Bottling Company of DuBois, Inc. as of October 1, 1967; that the attached copy of Mortgage marked Exhibit "A" is a true and correct copy of mortgage that I signed on behalf of Coca-Cola Bottling Company of DuBois, Inc., I having signed it on December 8, 1967 and that the signature thereon is mine; that the obligation memorialized by the document attached hereto and marked Exhibit "A" was paid in full.


THOMAS J. HANFORD

SWORN TO AND SUBSCRIBED

before me this 5th day of
Sept., 2006.


Notary Public

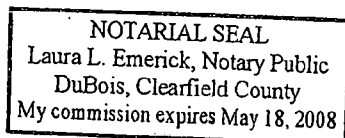


EXHIBIT B

This Indenture

Know all men, that I, **Robert L. Smith**, Mayor of the City of Dubois, County of Dubois, State of Pennsylvania, for and in behalf of the said City of Dubois, do hereby certify that the following is a true and correct copy of the original of the foregoing instrument, as the same appears from the records of the City of Dubois, and as the same appears from the records of the County of Dubois, and as the same appears from the records of the State of Pennsylvania.

Witness my hand and the seal of the City of Dubois, this 1st day of October, 1967.

Robert L. Smith, Mayor of the City of Dubois, County of Dubois, State of Pennsylvania.

Attest: **John J. Smith**, Clerk of the City of Dubois, County of Dubois, State of Pennsylvania.

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Attest: **John J. Smith**, Clerk of the City of Dubois, County of Dubois, State of Pennsylvania.

North 23 1/4 East along the Eastern boundary of said public alleys and lands of The DuBois Coca Cola Bottling Co. of which this is a part, a distance of 210.0 feet to an iron pipe, thence South 74° 31' 26" East a distance of 393.8 feet to an iron pipe, thence South 23° 47' East a distance of 20.1 feet to an iron pipe on the Northern right of way of State Route 755, thence along the Northern right of way of said State Route 283 the following courses and distances: North 75° 27' West 238.2 feet, North 73° 34' West 152.7 feet to an iron pipe, the place of beginning containing 2.00 acres.

BEING the same premises which were conveyed to DuBois Coca Cola Inc. by deed of DuBois Coca Cola Bottling Co. dated September 28, 1967 and recorded at Clarifield, Pennsylvania, in Deed Book No. 633, page 281, and said DuBois Coca Cola Inc. is now known as Coca-Cola Bottling Co. of DuBois, Inc., a corporation herein.

This mortgage is made under and subject to a certain mortgage from DuBois Coca Cola Inc. to the DuBois Deposit National Bank of DuBois, Pennsylvania, in the principal sum of \$100,000.00, dated September 28, 1967 and recorded at Clarifield, Pennsylvania, in Mortgage Book No. 223, page 684.

NOTICE

To comply with the Act of July 17, 1957 (62 P.S. Supp. Section 155), 1534) notice is hereby given as follows:

THIS DOCUMENT MAY NOT SELL, CONVEY, TRANSFER, INCLUDE OR INSURE THE TITLE TO THE COAL AND RIGHT OF SUPPORT UNDERMAY THE SURFACE LAND DESCRIBED OR REFERRED TO HEREIN, AND THE OWNER OR OWNERS OF SUCH COAL MAY HAVE THE COMPLETE LEGAL RIGHT TO REMOVE ALL OF SUCH COAL, AND IN THAT CONNECTION, DUBOIS MAY RESULT TO THE SURFACE OF THE LAND AND ANY HOUSE, BUILDING OR OTHER STRUCTURE ON OR IN SUCH LAND.

Legible with all and singular the buildings and improvements, streets, fences, ditches, pastures, woods, under-currents, rights, liberties, privileges, hereditaments and appurtenances in any way attaching thereto, with belonging, or to any such appurtenance, and the vegetation, remainder, waste, tithes, and profits thereof.

Co DuBois and to DuBois the said hereditaments and premises hereby granted and conveyed, with the appurtenances, unto the said party of the second part; the successors and assigns, to the only proper use and behoof of the said party of the second part, the successors and assigns, forever.

Provided always, that if the said party of the first part, its successors or assigns, shall and do sell and truly pay, or cause to be paid unto the said party of the second part, its certain attorney, successors or assigns, the several debt or sum of one hundred and Six thousand Dollars (\$106,000.00) with interest as aforesaid, by the day's and time's hereunto mentioned and appointed for the payment thereof.

Without any fraud or injustice being and without any deduction, abatement or allotment to be made for or in respect of any taxes, charges or assessments whatsoever, then and from henceforth, as well this present indenture, and the estate hereby granted, as the said recited obligation, shall become void and of no effect, everything heretofore contained to the contrary hereof, in anywise notwithstanding.

And provided further, that, that in case default be made, in the payment of said principal debt or sum, or of any installment of interest, or charges, or premiums of insurance, or of any part thereof, or of payment of all said corporation taxes, or any and all taxes, municipal assessments or charges assessed against or upon the foregoing premises, when due and payable respectively, by the terms and conditions of said obligation, for the period of thirty (30)

days after the same shall become due and payable, or otherwise, the whole of said principal, both principal and interest then due, to be paid thereupon at the option of the holder, saved, income tax and interest thereon, and the amount of said principal, interest, and income tax, shall be a legal and enforceable and a complete satisfaction of the claims of Mortgage Receivables may be issued forthwith on this Mortgage and presented to judgment and execution and sale, for collection of the whole amount of any and all principal due, and interest thereon, remaining unpaid, together with all premiums of insurance, and principal debt, and together with all costs and expenses of such proceedings, including an attorney's commission of ten per centum for the collection of the same.

And all errors in said proceedings, together with stay of, or exemption from execution, or extension of time of payment which shall be granted by any Act or Acts of Assembly, now in force, or which may be enacted hereafter, are hereby forever annulled and released.

7700 COCA-COLA BOTTLING CO. OF ILLINOIS, INC.

THOMAS J. HANFORD
last, hereby certifies and explains
to be the attorney for it, and for its heirs and assigns for the purposes and ends stated in certificate
this foregoing before my sworn faculty authority for the State of Pennsylvania,
to this such acknowledgment, to the intent that the same may be duly recorded.

This Mortgage is fully under and by virtue of a resolution of the Board of Directors of the Mortgage, duly passed at a regular meeting thereof held on the day of _____, 19____.

4. *D. A*, a full quart, being present, authorizing and directing the same to be made and done;

[illegible]

Secretary. Dated this day and year first above written.

Coca-Cola Bottling Co., Inc.
DUBOIS

(Name of Corporation)
By James O. Stanford
President

Gilbert:

Secretary:

Secretary:

Commercial of Pennsylvania,

County of CLEVELAND } ss.

I hereby certify that on this 8th day of December, A.D. 1907

believe me, his subscriber, & Notary Public in and for the County of CHERYFIELD
and Commonwealtb of Pennsylvania, personally appeared **THOMAS J. HANFORD**

For pricing matters, the toppling Nordberg, and by virtue and guarantee of the authority therein conferred upon him by the directors, recommended that Nordberg be the one of the sale.

Nordberg
COLUMBIA BOTTLING CO. OF ILLINOIS, INC.

Wellness: *my hand and Naurial* seal the day and year aforesaid

My Commission expires _____

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CERTIFICATE OF RESIDENCE
ITE, GLASSBORO, CHERRY & GUIDO

Please residence is *El Estero*
do hereby certify that

Witness my hand this 11th day of June 1983.

DEBATED OR DECIDED YES

1877-1977 DT PBN B200000

1932-1933

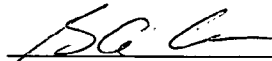
PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :

:

COUNTY OF CLEARFIELD :

On this 13th day of October AD 2006, before me, the subscriber, a Notary Public in and for said County and State, personally appeared Gary A. Knaresboro editor of the Clearfield County Legal Journal of the Courts of Clearfield County, and that the annexed is a true copy of the notice or advertisement published in said publication in the regular issues of Week of October 13, 2006, Vol. 18 No. 41. And that all of the allegations of this statement as to the time, place, and character of the publication are true.



Gary A. Knaresboro, Esquire
Editor

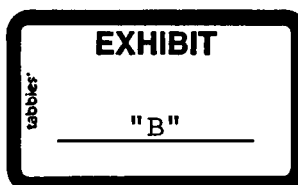
Sworn and subscribed to before me the day and year aforesaid.



Notary Public
My Commission Expires

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

Christopher E. Mohny
25 E Park Ave Suite 6
DuBois PA 15801



ALL that certain piece or parcel of land situate in the Borough of Bristol, the County of Clearfield, and the State of Pennsylvania, bounded and described as follows:

BEGINNING at an iron pin at the Southeast corner of Swoope Street, State Route 153, and Scotia Avenue; thence South fifty-three (53) degrees zero (00) minutes ten (10) seconds East along the Southwest side of Swoope Street one hundred (100.0) feet to an iron pin; thence South thirty-six (36) degrees fifty-nine (59) minutes fifty (50) seconds West along the line of land of Andrew J. and Elizabeth C. Gardner one hundred fifty (150.0) feet to an iron pin; thence North fifty-three (53) degrees zero (00) minutes ten (10) seconds West along the Northeast side of Otter alley one hundred (100.0) feet to an iron pin thence North thirty-six (36) degrees fifty-nine (59) minutes fifty (50) seconds East along the Northeast side of Scotia Avenue and

expense and risk of the person to whom it was struck off and who in case of deficiency of such resale shall make good for the same and in no instance will the deed be presented for confirmation unless the money is actually paid to the Sheriff.

TO all parties in interest and claimants: A schedule of distribution will be filed by the Sheriff in his office the first Monday following the date of the sale and distribution will be made in accordance with the schedule unless exceptions are filed within ten (10) days thereafter.

ALL those two certain pieces or parcels of land situate, lying and being in the Township of Sandy, Clearfield County, Pennsylvania, being more particularly bounded and described as follows:

THE FIRST THEREOF: BEGINNING at center of State Route No. 322, at the line of land now or formerly of Johnston; thence North along line of said Johnston lot 600 feet, more or less, to center of road formerly No. 322; thence easterly in center of said road, 300 feet, more or less, to a point; thence southerly and parallel to line of Johnston lot and 300 feet therefrom, 700 feet, more or less, to center of State Road No. 322; thence westerly in center of said road, 310 feet, more or less, to the place of beginning. Being part of the tract of land known as the Thousand Acre Tract in Sandy Township, Pennsylvania.

THE SECOND THEREOF: BEGINNING at a cut in concrete center of old state road No. 322, the northeast corner of plot sold by Jack McCreight, et ux, to Ralph E. Smith, et ux; thence by center of said road, northeastwardly 50 feet to a point; thence South and parallel to line of lot of said Ralph E. Smith, et ux, 300 feet to a post; thence West by other lands now or formerly of Jack McCreight et ux, 50 feet, more or less, to said land of Ralph E. Smith, et ux.

Thence North along said land now or formerly of Ralph E. Smith, et ux, 300 feet, more or less, to a cut in concrete, the place of beginning

SUBJECT TO all exceptions, reservations, conditions, restrictions, easements and rights-of-way as fully as the same are contained in all prior deeds, instruments or writings or in any other manner touching or affecting the premises hereby conveyed.

BEING the same premises conveyed to James R. Hendricks by deed of Bonnie U. Dobmeier, formerly Bonnie U. Martino, and John L. Dobmeier, her husband, dated May

pipe being at the intersection of the northern right of way line of State Route 255 and the eastern line of a public alley; thence North 23 degrees 47 minutes East along the eastern boundary of said public alley and lands of The Dubois Coca Cola Bottling Co. of which this is a part, a distance of 230.0 feet to an iron pipe; thence South 74 degrees 43 minutes East a distance of 395.8 feet to an iron pipe; thence South 23 degrees 47 minutes West a distance of 230.1 feet to an iron pipe on the northern right of way of State Route 255; thence along the northern right of way of said State Route 255 the following courses and distances: North 75 degrees 27 minutes West 238.2 feet, North 73 degrees 34 minutes West 157.7 feet to an iron pipe, the place of beginning. CONTAINING 2.09 acres.

You have been sued in court. The purpose of this quiet title action is to extinguish any right or equity which the defendant above named and its successors, assigns, directors, officers, shareholders, and any of the foregoing's legal representatives, heirs and all other person, persons or corporation entities in interest, or their legal representatives may have in the property as described above. The Plaintiff in this action, after diligent search, has been unable to locate the Defendant, DUBOIS COCA-COLA BOTTLING COMPANY, its successors, assigns, directors, officers, shareholders, and any of the foregoing's legal representatives, heirs and all other person, persons or corporation entities in interest, or their legal representatives. Whereupon, the Court ordered that Notice of said action be served on the Defendant, DUBOIS COCA-COLA BOTTLING COMPANY, its successors, assigns, directors, officers, shareholders, and any of the foregoing's legal representatives, heirs and all other person, persons or corporation entities in interest, or their legal representatives, by advertisement requiring Defendant's above-named and its successors, assigns, directors, officers, shareholders, and any of the foregoing's legal representatives, heirs and all other person, persons or corporation entities in interest, to answer the Complaint within twenty (20) days from the date of this publication.

NOTICE

IF YOU WISH TO DEFEND, YOU MUST ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE YOUR DEFENSE OR OBJECTIONS IN WRITING WITH THE COURT. YOU ARE WARNED THAT IF YOU FAIL TO DO SO THE CASE MAY PROCEED WITHOUT YOU AND A JUDGMENT MAY BE

ENTERED AGAINST YOU WITHOUT FURTHER NOTICE FOR THE RELIEF REQUESTED BY THE PLAINTIFFS. YOU MAY LOSE MONEY, OR PROPERTY OR OTHER RIGHTS IMPORTANT TO YOU, IF 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.

CLEARFIELD COUNTY PROTHONOTARY, CLEARFIELD COUNTY COURT-HOUSE, CLEARFIELD, PA 16830, (814) 765-2641 x 5982.

Christopher E. Mohnhey, Esquire, 25 East Park Avenue, Suite 6, Dubois, PA 15801, Attorney for Plaintiff.

Chester A. Sharp, late of Maryland, Clearfield County.

County National Bank, Executor, Estate of Leroy E. Brooks, late of Clearfield, Clearfield County.

County National Bank, Trustee Under Will of Richard Peale F/B/O Delila Shimmel, late of Clearfield, Clearfield County.

Donna L. Merritt, Executrix, Estate of Mabel L. Mandel, a/k/a Mabel Louise Mandel, a/k/a Mabel Mandel, Late of Hawk Run, Clearfield County.

Adam Lauder, Administrator, Estate of Raymond Gary Lauder, late of Morrisdale, Clearfield County.

Gary L. Rafferty and Cheryl Garman, Co-Administrators, Estate of Truman Anthony Rafferty, late of Grampian, Clearfield County.

County National Bank, Guardian for the Estate of Ruth McCullough, Clearfield, Clearfield County.

William T. Shuss, Executor, Estate of Frederick H. Shuss a/k/a Fred Shuss, late of Curwensville, Clearfield County.

Raymond O. Sacolic, Executor, Estate of Mary Sacolic, late of Madera, Clearfield County.

Cindy L. Billotte, Executrix, Estate of James C. Aughenbaugh, a/k/a J. Calvin Aughenbaugh. a/k/a J. Calvin Aughenbaugh, Sr., a/k/a Calvin Aughenbaugh, a/k/a Cal Aughenbaugh. late of Clearfield, Clearfield County.

Fifth and Partial Account of First Commonwealth Trust Company now known as First Commonwealth Bank-Trust Division, Guardian, Estate of Nicole R. Butterbaugh, a minor.

Lisa A. Zierden, Executrix, Muriel J. Clyde, late of Sandy Township, Clearfield, Clearfield County.

S & T Bank, Administrator D.B.N.C.T.A., Estate of Dorothy S. Adamson, late of

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

NO. 06 1505 - C.D.

TYPE OF CASE: ACTION TO QUIET
TITLE

COCA-COLA ENTERPRISES INC.,
formerly known as COCA-COLA BOTTLING
COMPANY, OF DUBOIS, INC., and
DUBOIS COCA-COLA, INC., PLAINTIFF
VS. DUBOIS COCA-COLA BOTTLING
COMPANY, DOID R. KANE, HAROLD
KANE, CARL L. FAUBLE, and DWIGHT L.
KANE, their successors, assigns, directors,
officers, shareholders, and any of the
foregoing's legal representatives, heirs and
all other person, persons or corporation
entities in interest, or their legal
representatives, DEFENDANTS

ACTION TO QUIET TITLE TO NO. 06-
1505-C.D.

TO: DUBOIS COCA-COLA BOTTLING
COMPANY, DOID R. KANE, HAROLD
KANE, CARL L. FAUBLE and DWIGHT L.
KANE, their successors, assigns, directors,
officers, shareholders, and any of the
foregoing's legal representatives, heirs and
all other person, persons or corporation
entities in interest, or their legal
representatives

You are hereby notified that an action to
quiet title to premises situate in the City of
DuBois, Clearfield County, Pennsylvania,
has been filed against you. Said premises
are described as follows:

ALL that certain piece or parcel of land
situate, lying and being in the City of DuBois,
Clearfield County, Pennsylvania, being
bounded and described as follows:

BEGINNING at an iron pipe, said iron

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION
NO. 06-1505-C.D.

TYPE OF CASE: ACTION TO QUIET TITLE

COCA-COLA ENTERPRISES INC., formerly known as
COCA-COLA BOTTLING CO. OF DUBOIS, INC., and DUBOIS
COCA-COLA, INC., PLAINTIFF

VS.

DUBOIS COCA-COLA BOTTLING COMPANY, DOID R. KANE,
HAROLD KANE, CARL L. FAUBLE, and DWIGHT L. KANE, their
successors, as signs, directors, officers, shareholders, and any of
the foregoing's legal representatives, heirs and all other person,
persons or corporation entities in interest, or their legal representa-
tives, DEFENDANTS

ACTION TO QUIET TITLE TO NO. 06-1505-C.D.

TO: DUBOIS COCA-COLA BOTTLING COMPANY, DOID R.
KANE, HAROLD KANE, CARL L. FAUBLE and DWIGHT L. KANE,
their successors, assigns, directors, officers, shareholders, and any
of the foregoing's legal representatives, heirs and all other person,
persons or corporation entities in interest, or their legal representa-
tives

You are hereby notified that an action to quiet title to premises situ-
ate in the City of DuBois, Clearfield County, Pennsylvania, has
been filed against you. Said premises are described as follows:

ALL that certain piece or parcel of land situate, lying and being in
the City of DuBois, Clearfield County, Pennsylvania, being bounded
and described as follows:

BEGINNING at an iron pipe, said iron pipe being at the intersection
of the northern right of way line of State Route 255 and the eastern
line of a public alley; thence North 23 degrees 47 minutes East
along the eastern boundary of said public alley and lands of The
DuBois Coca Cola Bottling Co. of which this is a part, a distance of
230.0 feet to an iron pipe; thence South 74 degrees 43 minutes
East a distance of 395.8 feet to an iron pipe; thence South 23 de-
grees 47 minutes West a distance of 230.1 feet to an iron pipe on
the northern right of way of State Route 255; thence along the
northern right of way of said State Route 255 the following courses
and distances: North 75 degrees 27 minutes West 238.2 feet, North
73 degrees 34 minutes West 157.7 feet to an iron pipe, the place of
beginning. CONTAINING 2.09 acres.

You have been sued in court. The purpose of this quiet title action
is to extinguish any right or equity which the defendant above
named and its successors, assigns, directors, officers, sharehold-
ers, and any of the foregoing's legal representatives, heirs and all
other person, persons or corporation entities in interest, or their legal
representatives may have in the property as described above.
The Plaintiff in this action, after diligent search, has been unable to
locate the Defendant, DUBOIS COCA-COLA BOTTLING COM-
PANY, its successors, assigns, directors, officers, shareholders,
and any of the foregoing's legal representatives, heirs and all other
person, persons or corporation entities in interest, or their legal rep-
resentatives.

Whereupon, the Court ordered that Notice of said action be served
on the Defendant, DUBOIS COCA-COLA BOTTLING COMPANY,
its successors, assigns, directors, officers, shareholders, and any of
the foregoing's legal representatives, heirs and all other person,
persons or corporation entities in interest, or their legal representa-
tives, by advertisement requiring Defendant's above-named and its
successors, assigns, directors, officers, shareholders, and any of
the foregoing's legal representatives, heirs and all other person,
persons or corporation entities in interest, or their legal representa-
tives to answer the Complaint within twenty (20) days from the date
of this publication.

NOTICE

IF YOU WISH TO DEFEND, YOU MUST ENTER A WRITTEN AP-
PEARANCE PERSONALLY OR BY ATTORNEY AND FILE YOUR
DEFENSE OR OBJECTIONS IN WRITING WITH THE COURT.
YOU ARE WARNED THAT IF YOU FAIL TO DO SO THE CASE
MAY PROCEED WITHOUT YOU AND A JUDGMENT MAY BE
ENTERED AGAINST YOU WITHOUT FURTHER NOTICE FOR
THE RELIEF REQUESTED BY THE PLAINTIFFS. YOU MAY
LOSE MONEY OR PROPERTY OR OTHER RIGHTS IMPORTANT
TO YOU.

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

CLEARFIELD COUNTY PROTHONOTARY
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830
(814) 765-2641 x 5982

Christopher E. Mohny, Esquire
25 East Park Avenue, Suite 6
DuBois, PA 15801
Attorney for Plaintiff

10/9/06

Positions start at \$17,000. Includes complete medical benefits package including dental, vision, prescription card, and hospitalization, paid vacation, holidays, and sick days, and 401K plan (full-time positions only).

Send resume to:

Children's Behavioral Health, Inc.
Corporate Office
Human Resources Department
College Park Plaza, Suite 106R,
Johnstown, PA 15904

EOE

General Help Wanted 095 General Help Wanted 095

WANTED IMMEDIATELY

Express/Tri-County Sunday
currently seeking
Independent Contractors
Treasure Lake, DuBois.

200 ext. 100 for details

Join For Our Annual PUMPKIN HUNT

Tri-County Sunday Classifieds
through Friday, October 13.

**Number of these pumpkins
classifieds from 10/8-10/13
PUMPKIN IN THIS AD.**

Number of pumpkins that you found in
October 8 and Friday, October 13.

____ #of pumpkins: _____

(e) Age for child: _____
Classifieds, P.O. Box 407, DuBois, PA 15801
DuBois or 301 Main St., Brookville.
by Monday, October 23.

will be given. Winners will be determined by a
random drawing. Winners will be notified by phone.

**PROOF OF PUBLICATION OF NOTICE APPEARING IN THE
COURIER EXPRESS/TRI-COUNTY SUNDAY/JEFFERSONIAN DEMOCRAT
PUBLISHED BY McLEAN PUBLISHING COMPANY,
DUBOIS PENNSYLVANIA**

Under act 587, Approved May 16, 1929, P.L. 1784

**STATE OF PENNSYLVANIA
COUNTY OF CLEARFIELD**

SS:

Linda Smith, Advertising Director or Dory Ferra, Classified Advertising Supervisor of the **Courier-Express/Tri-County Sunday/Jeffersonian Democrat** of the County and State aforesaid, being duly sworn, deposes and says that the **Courier Express**, a daily newspaper, the **Tri-County Sunday**, a weekly newspaper and **Jeffersonian Democrat**, a weekly newspaper published by McLean Publishing Company at 500 Jeffers Street, City of DuBois, County and State aforesaid, which was established in the year 1879, since which date said, the daily publication and the weekly publications, has been regularly issued in said County, and that a copy of the printed notice of publication is attached hereto exactly as the same was printed and published in the regular editions of the paper on the following dates, viz: the

9th day of **October** A.D., 2006

Affidavit further deposes that he is an officer duly authorized by the **Courier-Express**, a daily newspaper, **Tri-County Sunday**, a weekly newspaper, and/or **Jeffersonian Democrat**, a weekly newspaper to verify the foregoing statement under oath and also declared that affiant is not interested in the subject matter of the aforesaid notice of publication, and that all allegations in the foregoing statement as to time, place and character of publication are true.

**McLEAN PUBLISHING COMPANY Publisher of
COURIER-EXPRESS/TRI-COUNTY SUNDAY/JEFFERSONIAN DEMOCRAT**

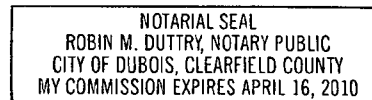
By *Linda Smith*

Sworn and subscribed to before me this 11th day of Oct., 2006

Robin M. Duttry
NOTARY PUBLIC



Statement of Advertising Cost
McLEAN PUBLISHING COMPANY
Publisher of
**COURIER-EXPRESS/TRI-COUNTY SUNDAY/
JEFFERSONIAN DEMOCRAT**
DuBois, PA



TO Christopher E. Mohnhey

For publishing the notice or advertisement attached hereto on the above stated dates.....	<u>\$372.60</u>
Probating same.....	<u>\$7.50</u>
Total.....	<u>\$380.10</u>

Publisher's Receipt for Advertising Costs

The **Courier-Express**, a daily newspaper, **Tri-County Sunday**, a weekly newspaper, and/or **Jeffersonian Democrat**, a weekly newspaper, hereby acknowledges receipt of the aforesaid advertising and publication costs, and certifies that the same have been fully paid.

Office: Jeffers Street and Beaver Drive, DuBois, PA 15801
Established 1879, Phone 814-371-4200
McLEAN PUBLISHING COMPANY
Publisher of

COURIER-EXPRESS/TRI-COUNTY SUNDAY/JEFFERSONIAN DEMOCRAT

By _____

I hereby certify that the foregoing is the original Proof of Publication and receipt for the Advertising costs in the subject matter of said notice.



ATTORNEY FOR

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

COCA-COLA ENTERPRISES, INC.,	:	NO. 06 – 1505 – C.D.
formerly known as COCA-COLA	:	
BOTTLING CO. OF DUBOIS,	:	TYPE OF CASE: ACTION TO
INC., and DUBOIS COCA-COLA, INC.,	:	QUIET TITLE
	:	
Plaintiff,	:	
	:	
vs.	:	
	:	
DUBOIS COCA-COLA BOTTLING	:	
COMPANY, DOID R. KANE, HAROLD	:	
KANE, CARL L. FAUBLE, and DWIGHT	:	
L. KANE, their successors, assigns,	:	
directors, officers, shareholders, and any	:	
of the foregoing's legal representatives,	:	
heirs and all other person, persons	:	
or corporation entities in interest, or	:	
their legal representatives,	:	
	:	
Defendants.	:	

AFFIDAVIT

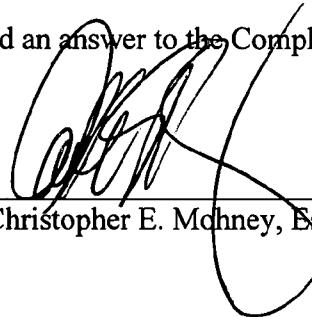
COMMONWEALTH OF PENNSYLVANIA :
: SS.
COUNTY OF CLEARFIELD :

Personally appeared before me, CHRISTOPHER E. MOHNEY, ESQUIRE, who being duly sworn according to law, deposes and says that the complaint filed in the above-captioned action was served by publication once in the Courier-Express and once in the Clearfield County Legal Journal pursuant to Order of Court and that more than twenty (20) days have elapsed since publication and that the named Defendants, DUBOIS COCA-COLA BOTTLING COMPANY,

EXHIBIT "C"

DOID R. KANE, HAROLD KANE, CARL L. FAUBLE, and DWIGHT L. KANE,, or his
representatives have not entered an appearance or filed an answer to the Complaint.

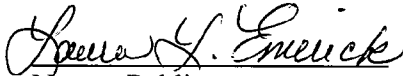
By:

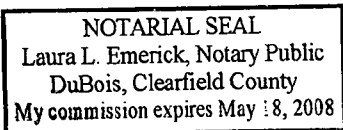

Christopher E. Mohney, Esquire

Sworn to and Subscribed

before me this 7th

day of November, 2006.


Notary Public



3

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

COCA-COLA ENTERPRISES, INC.,
formerly known as COCA-COLA
BOTTLING CO. OF DUBOIS,
INC., and DUBOIS COCA-COLA, INC.,

Plaintiff,

vs.

DUBOIS COCA-COLA BOTTLING
COMPANY, DOID R. KANE, HAROLD
KANE, CARL L. FAUBLE, and DWIGHT
L. KANE, their successors, assigns,
directors, officers, shareholders, and any
of the foregoing's legal representatives,
heirs and all other person, persons
or corporation entities in interest, or
their legal representatives,

Defendants.

NO. 06 - 1505 - C.D.

TYPE OF CASE: ACTION TO
QUIET TITLE

FILED ^{rec}
01/10/22/04
NOV 14 2006 ^{Atty} ^{McNey}

William A. Shaw
Prothonotary/Clerk of Courts (6K)

ORDER

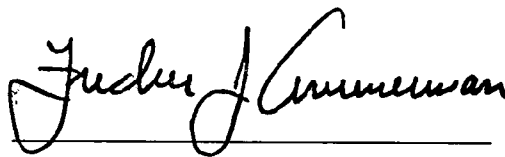
AND NOW, this 13th day of November, 2006, an Affidavit of Service of
a Complaint with Notice to Plead having been filed, and no answer having been
made by Defendants, DUBOIS COCA-COLA BOTTLING COMPANY, DOID R.
KANE, HAROLD KANE, CARL L. FAUBLE, and DWIGHT L. KANE, upon
consideration of the Motion of Plaintiff pursuant to Pennsylvania Rule of Civil
Procedure 1066(a), IT IS HEREBY ORDERED that Karen Starck, Recorder of
Deeds for Clearfield County, Pennsylvania shall forthwith satisfy of record the
mortgage given by Coca-Cola Bottling Company of DuBois, Inc. to DuBois Coca-

Cola Bottling Company, dated October 1, 1967 and recorded in Mortgage Book 224,
page 612, and secured by the premises described in said mortgage instrument.

A copy of this Order shall be recorded in the Office of the Recorder of Deeds of
Clearfield County, Pennsylvania.

These proceedings, or any authenticated copy thereof, shall at all times be hereinafter
taken as evidence of the facts declared and established thereby.

BY THE COURT:



FILED

NOV 14 2006

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 11/14/06

☒ You are responsible for serving all appropriate parties.

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

☐ Plaintiff(s) ☐ Plaintiff(s) Attorney ☐ Other

☐ Defendant(s) ☐ Defendant(s) Attorney

☐ Special Instructions:

2