

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

SEAN P. GARRED and LISA M.
GARRED,

Plaintiffs,

vs.

SCHNEIDER MOTOR SALES, INC.,
and its shareholders, directors, owners,
successors and assigns, as wells as the
heirs, devisees, administrators, executors,
successors and assigns of its shareholders,
directors, owners, successors and assigns,
and all other person, persons, firms,
partnerships or corporate entities in interest,

Defendants.

: No. 06 - 1913 C.D.

: TYPE OF CASE: ACTION TO QUIET TITLE

: TYPE OF PLEADING: COMPLAINT

: FILED ON BEHALF OF:

: SEAN P. GARRED and LISA M. GARRED,
Plaintiffs

: COUNSEL OF RECORD FOR THIS PARTY:

: PAULA M. CHERRY, ESQ.

: Supreme Court No.: 36023

: GLEASON, CHERRY AND CHERRY, L.L.P.

: Attorneys at Law

: One North Franklin Street

: P.O. Box 505

: DuBois, PA 15801-0505

: (814) 371-5800

FILED

NOV 16 2006

0/3:50/

William A. Shaw
Prothonotary/Clerk of Courts

W A C /

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

SEAN P. GARRED and LISA M.	:	
GARRED,	:	No. 06 - _____ C.D.
	:	
Plaintiffs,	:	
vs.	:	ACTION TO QUIET TITLE
	:	
SCHNEIDER MOTOR SALES, INC.,	:	
and its shareholders, directors, owners,	:	
successors and assigns, as wells as the	:	
heirs, devisees, administrators, executors,	:	
successors and assigns of its shareholders,	:	
directors, owners, successors and assigns,	:	
and all other person, persons, firms,	:	
partnerships or corporate entities in interest,	:	
Defendants.	:	

NOTICE

TO: SCHNEIDER MOTOR SALES, INC., and its shareholders, directors, owners, successors and assigns, as wells as the heirs, devisees, administrators, executors, successors and assigns of its shareholders, directors, owners, successors and assigns, and all other person, persons, firms, partnerships or corporate entities in interest:

YOU ARE HEREBY NOTIFIED THAT AN ACTION TO QUIET TITLE TO THE PREMISES SITUATE IN THE CITY OF DuBOIS, CLEARFIELD COUNTY, PENNSYLVANIA, HAS BEEN FILED AGAINST YOU. Said premises is described as follows:

One-half lot located in John Foster's Addition to the City of DuBois, Clearfield County, Pennsylvania, bounded on the South by land formerly of Mrs. Kate Stone known as Lot No. 5 in the John Foster's Addition; on the West by lands of the Buffalo Rochester & Pittsburgh Railroad Company (now Baltimore and Ohio Railroad Company); on the North by a line bisecting Lot No. 4 in said addition; on the East by South Brady Street; said land comprising the Southern

half of Lot No. 4 in the John Foster Addition; fronting 25 feet on South Brady Street and extending in a Westerly direction 90 feet, more or less, to the land of B&O R.R. Company and being 25 feet wide in the rear.

You have been sued in Court. If you wish to defend against the claims set forth in the following pages, you must take action within Twenty (20) days after this Complaint and Notice are served by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so, the case may proceed without you and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiffs. You may lose money or property or other rights important to you.

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

COURT ADMINISTRATOR
Clearfield County Courthouse
230 East Market Street, Suite 228
Clearfield, PA 16830
(814) 765-2641 Ex. 5982

GLEASON, CHERRY AND CHERRY, L.L.P.
Attorneys at Law
One North Franklin Street
P.O. Box 505
DuBois, PA 15801-0505
(814) 371-5800
Attorneys for Plaintiffs

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

SEAN P. GARRED and LISA M.	:	
GARRED,	:	No. 06 - _____ C.D.
	:	
Plaintiffs,	:	
	:	
vs.	:	ACTION TO QUIET TITLE
	:	
SCHNEIDER MOTOR SALES, INC.,	:	
and its shareholders, directors, owners,	:	
successors and assigns, as wells as the	:	
heirs, devisees, administrators, executors,	:	
successors and assigns of its shareholders,	:	
directors, owners, successors and assigns,	:	
and all other person, persons, firms,	:	
partnerships or corporate entities in interest,	:	
Defendants.	:	

COMPLAINT

The Plaintiffs in the above-entitled matter, SEAN P. GARRED and LISA M. GARRED, bring this Action to Quiet Title for the purpose of barring the Defendants, SCHNEIDER MOTOR SALES, INC., and its shareholders, directors, owners, successors and assigns, as wells as the heirs, devisees, administrators, executors, successors and assigns of its shareholders, directors, owners, successors and assigns, and all other person, persons, firms, partnerships or corporate entities in interest, from asserting any right, title and interest or lien in and to the premises described in Exhibit "A", which is situate in the City of DuBois, Clearfield County, Pennsylvania, and aver the following cause of action:

1. The Plaintiffs, SEAN P. GARRED and LISA M. GARRED, are husband and wife, who reside at 1941 Gamelands Road, DuBois, Clearfield County, Pennsylvania 15801.

2. After diligent search, the Plaintiffs are unable to discover the whereabouts or identify of the Defendants, SCHNEIDER MOTOR SALES, INC., and its shareholders, directors, owners, successors and assigns, as well as the heirs, devisees, administrators, executors, successors and assigns of its shareholders, directors, owners, successors and assigns, and all other person, persons, firms, partnerships or corporate entities in interest.

3. The premises more particularly described in Exhibit "A", which is situate in the City of DuBois, Clearfield County, Pennsylvania, was a portion of the same premises which were conveyed to SCHNEIDER MOTOR SALES, INC., by Deed of Esther Catherine Schultz and Paul E. Schultz, her husband, dated April 2, 1951, and recorded in Clearfield County Deed Book Vol. 412, Page 151, on April 19, 1951.

4. The next Deed in the chain of title for the subject premises, which is more particularly set forth in Exhibit "A" attached hereto and made a part hereof, is a Deed from William F. Schneider and Bernice R. Schneider, his wife, to William H. McAninch, dated November 27, 1964, and recorded in Clearfield County Deed Book Vol. 511, Page 597, on December 2, 1964. That Deed of Conveyance recites that the premises which is the subject of this Action to Quiet Title, was a "part of the premises conveyed by Schneider Motor Sales, Inc., to William F. Schneider and Bernice R. Schneider, his wife, by deed dated December 23, 1960", however, a search of the Clearfield County records reveals that although the Deed in the record chain of title recites that a Deed of Conveyance was made by SCHNEIDER MOTOR SALES, INC., to William F. Schneider and Bernice R. Schneider on December 23, 1960, no such Deed was recorded in the Clearfield County Courthouse.

5. The premises more particularly described in Exhibit "A", which is attached hereto and made a part hereof and is the subject of this Action to Quiet Title, was a portion of the same premises which were conveyed by William H. McAninch and Vivian E. McAninch, his wife, to McAninch Motors, Inc., by Deed dated March 1, 1966, and recorded in Clearfield County Deed Book Vol. 520, Page 432, on March 17, 1966.

6. By Deed dated August 28, 1972, and recorded in Clearfield County Deed Book Vol. 609, Page 063, on October 5, 1972, the said McAninch Motors, Inc., conveyed the premises more particularly described in Exhibit "A", which is attached hereto and made a part hereof, as well as another property, to Community Rentals, Inc.

7. By Deed dated February 4, 1980, and recorded in Clearfield County Deed Book Vol. 794, Page 001, on February 29, 1980, the said Community Rentals, Inc., conveyed the premises which is more particularly described in Exhibit "A" attached hereto and made a part hereof, and identified as "The Second Thereof" in said Deed to General Warehousing of DuBois, Inc.

8. The said General Warehousing of DuBois, Inc., conveyed the premises more particularly described in Exhibit "A", which is attached hereto and made a part hereof, and is the subject of this Action to Quiet Title, to Edwin C. Nelson and Thelma P. Nelson, husband and wife, by Deed dated December 19, 1986, and recorded in Clearfield County Deeds and Records Book Vol. 1131, Page 37, on December 26, 1986.

9. The said Edwin C. Nelson and Thelma P. Nelson, husband and wife, entered into an Agreement for Installment Sale of Real Estate with SEAN P. GARRED and LISA M.

GARRED, husband and wife, as is evidenced by a Memorandum of Real Estate Sales Contract dated April 1, 1998, and recorded in the Office of the Register and Recorder of Deeds of Clearfield County, Pennsylvania, in Deeds and Records Book Vol. 1924, Page 51, on April 16, 1998, and thereby agreed to convey to the said SEAN P. GARRED and LISA M. GARRED the premises more particularly described in Exhibit "A" attached hereto and made a part hereof, which premises is the subject of this Action to Quiet Title.

10. By Deed dated April 3, 1998, and recorded in the Office of the Register and Recorder of Deeds of Clearfield County, Pennsylvania, as Instrument No. 200615617, on September 14, 2006, the said Edwin C. Nelson and Thelma P. Nelson, husband and wife, conveyed the premises more particularly described in Exhibit "A", which is attached hereto and made a part hereof, to SEAN P. GARRED and LISA M. GARRED, husband and wife, the Plaintiffs herein.

11. Plaintiffs, SEAN P. GARRED and LISA M. GARRED, and their predecessors in title, have been in actual, open, notorious, visible, hostile and continuous possession of the premises more particularly described in Exhibit "A", which is attached hereto and made a part hereof, for a period of twenty-one (21) years and upwards.

12. That one of the purposes of this Action is to quiet the title as to any interest that the said Defendants, SCHNEIDER MOTOR SALES, INC., and its shareholders, directors, owners, successors and assigns, as well as the heirs, devisees, administrators, executors, successors and assigns of its shareholders, directors, owners, successors and assigns, and all other person, persons, firms, partnerships or corporate entities in interest, may have in the said

premises described in Exhibit "A" attached hereto and made a part hereof, because of any defect that may exist in the title due to the fact that there was no Deed of Conveyance of the subject premises from SCHNEIDER MOTOR SALES, INC., placed of record in the Clearfield County Courthouse granting record title to William F. Schneider and Bernice R. Schneider, or that said premises was sold as the property of one other than the record owners or legal heirs or assigns of the record owners or because the legal heirs or successors or assigns of the record owners may not have received notice of the sale or because of the premises being incorrectly described or because no Deed of Conveyance was placed of record in the Clearfield County Courthouse conveying the premises to any rightful owners, or because of any defect whatsoever or any other reason or reasons that may raise some question as to the validity of the title.

Another purpose of this Action to Quiet Title is to make the title to the premises described in Exhibit "A" marketable so that the same can be certified.

13. Further, Plaintiffs, SEAN P. GARRED and LISA M. GARRED, claim title in fee to the premises more particularly described in Exhibit "A" by adverse possession because they and their predecessors in title have been in actual, open, notorious, visible, hostile, and continuous possession of the premises for a period of twenty-one (21) years and upwards.

WHEREFORE, Plaintiffs request the Court to:

(a) Determine that their rights are superior to the rights of the Defendants, SCHNEIDER MOTOR SALES, INC., and its shareholders, directors, owners, successors and assigns, as well as the heirs, devisees, administrators, executors, successors and assigns of its

shareholders, directors, owners, successors and assigns, and all other person, persons, firms, partnerships or corporate entities in interest;

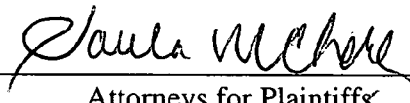
(b) Determine that the Plaintiffs have fee simple title to the premises described in Exhibit "A" as against the Defendants, SCHNEIDER MOTOR SALES, INC., and its shareholders, directors, owners, successors and assigns, as well as the heirs, devisees, administrators, executors, successors and assigns of its shareholders, directors, owners, successors and assigns, and all other person, persons, firms, partnerships or corporate entities in interest;

(c) Enjoin the Defendants, SCHNEIDER MOTOR SALES, INC., and its shareholders, directors, owners, successors and assigns, as well as the heirs, devisees, administrators, executors, successors and assigns of its shareholders, directors, owners, successors and assigns, and all other person, persons, firms, partnerships or corporate entities in interest, from setting up any title to the premises described in Exhibit "A" and from impeaching, denying or in any way attacking the title of the Plaintiffs to the premises described in Exhibit "A"; and

(d) Grant and decree whatever relief may seem equitable and proper.

AND they will ever pray.

GLEASON, CHERRY AND CHERRY, L.L.P.

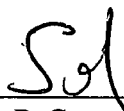
By 
Attorneys for Plaintiffs

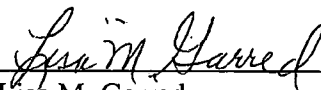
COMMONWEALTH OF PENNSYLVANIA

:
: SS.

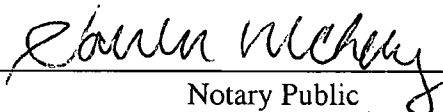
COUNTY OF CLEARFIELD

Personally appeared before me, the undersigned officer, a Notary Public in and for the county and state aforesaid, SEAN P. GARRED and LISA M. GARRED, who, being duly sworn according to law, depose and say that the facts set forth in the foregoing Complaint are true and correct to the best of their knowledge, information and belief.


Sean P. Garred


Lisa M. Garred

Sworn to and subscribed before me, this 14th day of November, 2006.


Notary Public
My commission expires: September 16, 2009

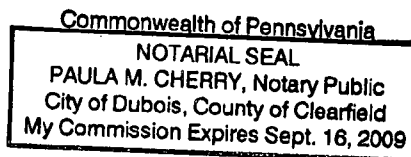


Exhibit "A"

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

One-half lot located in John Foster's Addition to the City of DuBois, Clearfield County, Pennsylvania, bounded on the South by land formerly of Mrs. Kate Stone known as Lot No. 5 in the John Foster's Addition; on the West by lands of the Buffalo Rochester & Pittsburgh Railroad Company (now Baltimore and Ohio Railroad Company); on the North by a line bisecting Lot No. 4 in said addition; on the East by South Brady Street; said land comprising the Southern half of Lot No. 4 in the John Foster Addition; fronting 25 feet on South Brady Street and extending in a Westerly direction 90 feet, more or less, to the land of B&O R.R. Company and being 25 feet wide in the rear.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

SEAN P. GARRED and LISA M.	:	
GARRED,	:	No. 06 - _____ C.D.
	:	
Plaintiffs,	:	
	:	
vs.	:	ACTION TO QUIET TITLE
	:	
SCHNEIDER MOTOR SALES, INC.,	:	
and its shareholders, directors, owners,	:	
successors and assigns, as wells as the	:	
heirs, devisees, administrators, executors,	:	
successors and assigns of its shareholders,	:	
directors, owners, successors and assigns,	:	
and all other person, persons, firms,	:	
partnerships or corporate entities in interest,	:	
Defendants.	:	

AFFIDAVIT

COMMONWEALTH OF PENNSYLVANIA	:
	: SS.
COUNTY OF CLEARFIELD	:

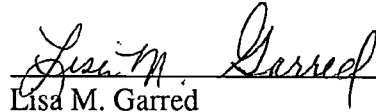
Personally appeared before me, a Notary Public in and for the county and state aforesaid, SEAN P. GARRED and LISA M. GARRED, who, being duly sworn according to law, depose and say that after diligent search, including a search of the Clearfield County Courthouse records, telephone books, post office, and state records, they are unable to find SCHNEIDER MOTOR SALES, INC., and its shareholders, directors, owners, successors and assigns, as well as the heirs, devisees, administrators, executors, successors and assigns of its

shareholders, directors, owners, successors and assigns, and all other person, persons, firms, partnerships or corporate entities in interest, claiming such interest.

Further Deponents saith not.

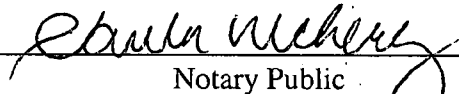


Sean P. Garred



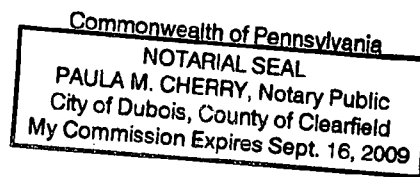
Lisa M. Garred

Sworn to and subscribed before me, this 14th day of November, 2006.



Notary Public

My commission expires: September 16, 2009



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

SEAN P. GARRED and LISA M.
GARRED,

Plaintiffs,

vs.

No. 06 - 1913 C.D.

ACTION TO QUIET TITLE

SCHNEIDER MOTOR SALES, INC.,
and its shareholders, directors, owners,
successors and assigns, as wells as the
heirs, devisees, administrators, executors,
successors and assigns of its shareholders,
directors, owners, successors and assigns,
and all other person, persons, firms,
partnerships or corporate entities in interest,
Defendants.

ORDER

NOW, this 16th day of November, 2006, it appearing that an Action to

Quiet Title has been filed in the above-entitled case and the identity and whereabouts of

SCHNEIDER MOTOR SALES, INC., and its shareholders, directors, owners, successors and
assigns, as well as the heirs, devisees, administrators, executors, successors and assigns of its

shareholders, directors, owners, successors and assigns, and all other person, persons, firms,

partnerships or corporate entities in interest, are unknown, the Defendants shall be served with

a copy of the Complaint by advertising the same one (1) time in the Courier-Express

newspaper and one (1) time in the Clearfield County Legal Journal in accordance with the

Notice attached to and made a part of the Complaint.

BY THE COURT

FILED

NOV 16 2006

013:55/12
William A. Shaw
Prothonotary/Clerk of Courts

1 CENT TO ATT

Judge

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

SEAN P. GARRED and LISA M. GARRED,
vs. Plaintiffs,

SCHNEIDER MOTOR SALES, INC., and its
shareholders, directors, owners,
successors and assigns, as well as
the heirs, devisees, administrators,
executors, successors and assigns of
its shareholders, directors, owners,
successors and assigns, and all other
person, persons, firms, partnerships,
and corporate entities in interest,
Defendants.

No. 06 - C.D.

Action to Quiet Title

C O M P L A I N T

To the Within Defendants:

YOU ARE HEREBY NOTIFIED TO PLEAD
TO THE WITHIN COMPLAINT WITHIN
TWENTY (20) DAYS FROM THE DATE OF
SERVICE HEREOF.

GLEASON, CHERRY AND CHERRY, L.L.P.:

By *Shirley M. Gleason*
Attorney for Plaintiffs

LAW OFFICES
GLEASON, CHERRY & CHERRY, L.L.P.
P. O. Box 505
Du Bois, PENNSYLVANIA 15801-0505
ONE NORTH FRANKLIN STREET

FILED

NOV 16 2006

William A. Shaw
Prothonotary/Clerk of Courts

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

SEAN P. GARRED and LISA M. GARRED, : No. 06 - 1913 C.D.
Plaintiffs, :
vs. : TYPE OF CASE: ACTION TO QUIET TITLE
: TYPE OF PLEADING: AFFIDAVIT
SCHNEIDER MOTOR SALES, INC., :
and its shareholders, directors, owners, : FILED ON BEHALF OF:
successors and assigns, as wells as the : SEAN P. GARRED and LISA M. GARRED,
heirs, devisees, administrators, executors, : Plaintiffs
successors and assigns of its shareholders, :
directors, owners, successors and assigns, : COUNSEL OF RECORD FOR THIS PARTY:
and all other person, persons, firms, :
partnerships or corporate entities in interest, : PAULA M. CHERRY, ESQ.
Defendants. : Supreme Court No.: 36023
: GLEASON, CHERRY AND CHERRY, L.L.P.
: Attorneys at Law
: One North Franklin Street
: P.O. Box 505
: DuBois, PA 15801-0505
: (814) 371-5800
:
:
:
:

FILED ^{1cc}
DEC 28 2006
DEC 19 11:06 AM
Atty Cherry
CR

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

SEAN P. GARRED and LISA M.
GARRED,

Plaintiffs,

vs.

No. 06 - 1913 C.D.

ACTION TO QUIET TITLE

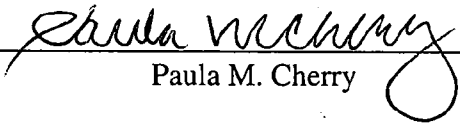
SCHNEIDER MOTOR SALES, INC.,
and its shareholders, directors, owners,
successors and assigns, as wells as the
heirs, devisees, administrators, executors,
successors and assigns of its shareholders,
directors, owners, successors and assigns,
and all other person, persons, firms,
partnerships or corporate entities in interest,
Defendants.

AFFIDAVIT

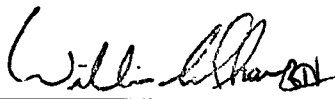
COMMONWEALTH OF PENNSYLVANIA :
: SS.
COUNTY OF CLEARFIELD :

Personally appeared before me, a Notary Public in and for the county and state
aforesaid, PAULA M. CHERRY, Attorney for SEAN P. GARRED and LISA M. GARRED,
Plaintiffs, who, being duly sworn according to law, deposes and says that the service of the
foregoing Complaint to Quiet Title, endorsed with Notice to Plead within Twenty (20) days
from the date of publication was made on all of the Defendants by publication on November
24, 2006, in the Courier-Express newspaper, and the week of December 1, 2006, in the
Clearfield County Legal Journal, proof of the same is hereto attached, in accordance with the

Order of Court, and more than Twenty (20) days have elapsed since said publications and that said Defendants have not filed an Appearance or any Answer to the Complaint, although the time in which to do so has expired.


Paula M. Cherry

Sworn to and subscribed before me this 28 day of December, 2006.


WILLIAM A. SHAW
Prothonotary
My Commission Expires
1st Monday in Jan. 2010
Clearfield Co., Clearfield, PA

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

No.06- 1913 C.D.

ACTION TO QUIET TITLE

SEAN P. GARRED and LISA M. GARRED, Plaintiffs,

vs.

SCHNEIDER MOTOR SALES, INC., and its shareholders, directors, owners, successors and assigns, as well as the heirs, devisees, administrators, executors, successors and assigns of its shareholders, directors, owners, successors and assigns, and all other person, persons, firms, partnerships or corporate entities in interest.; Defendants.

NOTICE

TO: SCHNEIDER MOTOR SALES, INC., and its shareholders, directors, owners, successors and assigns, as well as the heirs, devisees, administrators, executors, successors and assigns of its shareholders, directors, owners, successors and assigns, and all other person, persons, firms, partnerships or corporate entities in interest:

YOU ARE HEREBY NOTIHD THAT AN ACTION TO QUIET TITLE TO THE PREMISES SITUATE IN THE CITY OF DuBOIS, CLEARFIELD COUNTY, PENNSYLVANIA, HAS BEEN FILED AGAINST YOU. Said premises is described as follows:

One-half lot located in John Foster's Addition to the City of DuBois, Clearfield County, Pennsylvania, bounded on the South by land formerly of Mrs. Kate Stone known as Lot No. 5 in the John Foster's Addition; on the West by lands of the Buffalo Rochester & Pittsburgh Railroad Company (now Baltimore and Ohio Railroad Company); on the North by a line bisecting Lot No. 4 in said addition; on the East by South Brady Street; said land comprising the Southern half of Lot No. 4 in the John Foster Addition; fronting 25 feet on South Brady Street and extending in a Westerly direction 90 feet, more or less, to the land of B&O R.R. Company and being 25 feet wide in the rear.

You have been sued in Court. If you wish to defend against the claims set forth in the Complaint, you must take action within Twenty (20) days from the date of publication of this Notice, to wit: on or before December 14, 2006, by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so, the case may proceed without you and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiffs. You may lose money or property or other rights important to you.

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

COURT ADMINISTRATOR
Clearfield County Courthouse
230 East Market Street, Suite 228
Clearfield, PA 16830
(814) 765-2641 Ex. 5982

GLEASON, CHERRY AND CHERRY, L.L.P.
Attorneys at Law
One North Franklin Street
P.O. Box 505
DuBois, PA 15801-0505
(814) 371-5800
Attorneys for Plaintiff

11/24/06

on, which may result to the Owner as mentioned, stipulated and the 22nd day of September A.D. id County, November 21st A.D. all information as to the rights of the land hereby conveyed.

ibed, the following two parcels.

1 M. Thomas dated the 22nd day

erry J. Charles dated 11th day of

Robert A. Kinderman by Deed
eld County Instrument Number

3 or less, known as Union Town-
eld County Tax Map No.

County, Pennsylvania bounded

, North 960 feet to post corner of
t to a post stone in Public Road;
3 feet to post and place of begin-

Roberta A. Kinderman by Deed
1679, page 247

rn and 50 acres, more or less,
1 by Clearfield County Tax Map
1:

on Township, Clearfield County,

of land now or formerly of Irvin);
it; thence North, 63 perches to a
to a post; thence by same South
of beginning.

in all of the gas and oil and the

Roberta A. Kinderman by deed
157, page 214.

KINDERMAN AND ROBERTA A.
TION, TRUSTEE UNDER THE
11-CD

1 at the time of sale or such other
be immediately put up and sold
and in case of deficiency of such
ad be presented for confirmation

be filed by the Sheriff in his office
de in accordance with the sched-

calls please.

General Help Wanted 095

A growing company is looking for a welder/fabricator. Must have at least 1 year of experience in fabricating, blueprint reading, operating press brakes and layout skills. Wages commensurate with experience. Benefits include vacation, insurance and pension plan. All inquiries will be kept confidential. Reply to Drawer No. 736, c/o McLean Publishing Company, PO Box 407, DuBois, PA 15801.

AUTO DETAILER

Immediate full-time position available. Experience preferred, but will train. Competitive wages. Uniforms, vacation, 401K and insurance available. Apply in person at Fran Morelli Sales and Service, Rt. 219, Brockway, PA. (814)265-1330

Buildings and Grounds Director

NEW AD Available immediately. Minimum Qualifications: Five years of demonstrated experience or an equivalent combination of training and experience in facilities management, construction and renovation OR a Bachelor's Degree in facilities management/business. Performs and/or assigns maintenance and repair of district equipment and facilities. Manages the operation and record keeping of district equipment and the cleaning and maintenance procedures in the district buildings and grounds. Develops, maintains, and oversees the maintenance budget and long range district facilities plan. Supervises all custodial and maintenance personnel. Send letter of interest, resume, clearances and references to:

Dr. Michael W. Spencer,
Clearfield Area
School District,
PO Box 510

**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

24th day of November 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 *[Signature]*

Sworn and subscribed to before me this 7th day of Dec, 2006

[Signature]
NOTARY PUBLIC



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

NOTARIAL SEAL
ROBIN M. DUTTRY, NOTARY PUBLIC
CITY OF DUBOIS, CLEARFIELD COUNTY
MY COMMISSION EXPIRES APRIL 16, 2010

TO Gleason, Cherry and Cherry

For publishing the notice or advertisement attached hereto on the above stated dates.....	<u>\$275.40</u>
Probating same.....	<u>\$7.50</u>
Total.....	<u>\$282.90</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

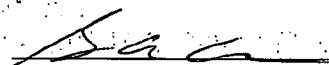
PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :

:

COUNTY OF CLEARFIELD :

On this 1st day of December 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 December 1, 2006, Vol. 18 No. 48. 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

Gleason Cherry & Cherry LLP
PO Box 505
DuBois PA 15801

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

SEAN P. GARRED and LISA M. GARRED, Plaintiffs vs. SCHNEIDER MOTOR SALES, INC., and its shareholders, directors, owners, successors and assigns, as well as the heirs, devisees, administrators, executors, successors and assigns of its shareholders, directors, owners, successors and assigns, and all other person, persons, firms, partnerships or corporate entities in interest, Defendants

ACTION TO QUIET TITLE

NOTICE

No. 2006-1913-CD

TO: SCHNEIDER MOTOR SALES, INC., and its shareholders, directors, owners, successors and assigns, as well as the heirs, devisees, administrators, executors, successors and assigns of its shareholders, directors, owners, successors and assigns, and all other person, persons, firms, partnerships or corporate entities in interest:

YOU ARE HEREBY NOTIFIED THAT AN ACTION TO QUIET TITLE TO THE PREMISES SITUATE IN THE CITY OF DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA, HAS BEEN FILED AGAINST YOU. Said premises is described as follows:

One-half lot located in John Foster's Addition to the City of DuBois, Clearfield County, Pennsylvania, bounded on the South by land formerly of Mrs. Kate Stone known as Lot No. 5 in the John Foster's Addition; on the West by lands of the Buffalo Rochester & Pittsburgh Railroad Company (now Baltimore and Ohio Railroad Company); on the North by a line bisecting Lot No. 4 in said addition; on the East by South Brady Street; said land comprising the

return notice for the relief requested by the Plaintiff. You may lose money or property or other rights important to you.

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

Court Administrator, Clearfield County Courthouse, 230 East Market Street, Suite 228, Clearfield, PA 16830; (814) 765-2641 Ext. 5982.

GLEASON, CHERRY & CHERRY, L.L.P. Attorneys at Law, One North Franklin Street, PO Box 505, DuBois, PA 15801-0505, (814) 371-5800. Attorneys for Plaintiffs.

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

FRANCIS J. ADAMS and JAMIE E. ADAMS, Plaintiffs vs. ROBERT F. STEMCOVSKI, his heirs, successors and assigns and any person claiming, or who might claim title under the aforesaid defendant; and any other person, persons, firms, partnerships, or corporate entities who might claim title to the premises herein described, Defendants

No. 2006-1867-CD

QUIET TITLE ACTION NOTICE

TO: Robert F. Stemcovski, his heirs, devisees, administrators, executors and assigns and all other person, persons, firms, partnerships or corporate entities in interest.

You are hereby notified that an action to quiet title to the premises situate, lying and being in Cooper Township, Clearfield County, Pennsylvania, has been filed

Southern half of Lot No. 4 in the John Foster Addition; fronting 25 feet on South Brady Street and extending in a Westerly direction 90 feet, more or less, to the land of B&O R.R. Company and being 25 feet wide in the rear.

You have been sued in Court. If you wish to defend against the claims set forth in the Complaint, you must take action within twenty (20) days from the date of this publication by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for the relief requested by the Plaintiff. You may lose money or property or other rights important to you.

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

Court Administrator, Clearfield County Courthouse, 230 East Market Street, Suite 228, Clearfield, PA 16830, (814) 765-2641 Ext. 5982.

GLEASON, CHERRY & CHERRY, L.L.P. Attorneys at Law, One North Franklin Street, PO Box 505, DuBois, PA 15801-0505, (814) 371-5800. Attorneys for Plaintiffs.

ARTICLES OF INCORPORATION

NOTICE IS HEREBY GIVEN THAT Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania.

The name of the proposed Corporation is B. E. WELLNESS, INC.

The Corporation has been incorporated under the Business Corporation Law of 1988.

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

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

SEAN P. GARRED and LISA M. GARRED, Plaintiffs vs. SCHNEIDER MOTOR SALES, INC., and its shareholders, directors, owners, successors and assigns, as well as the heirs, devisees, administrators, executors, successors and assigns of its shareholders, directors, owners, successors and assigns, and all other person, persons, firms, partnerships or corporate entities in interest, Defendants

ACTION TO QUIET TITLE

NOTICE

No. 2006-1911-CD

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

SEAN P. GARRED and LISA M. GARRED, : No. 06 - 1913 C.D.
Plaintiffs, :
vs. : TYPE OF CASE: ACTION TO QUIET TITLE
: TYPE OF PLEADING: ORDER
SCHNEIDER MOTOR SALES, INC., :
and its shareholders, directors, owners, : FILED ON BEHALF OF:
successors and assigns, as wells as the : SEAN P. GARRED and LISA M. GARRED,
heirs, devisees, administrators, executors, : Plaintiffs
successors and assigns of its shareholders, :
directors, owners, successors and assigns, : COUNSEL OF RECORD FOR THIS PARTY:
and all other person, persons, firms, :
partnerships or corporate entities in interest, : PAULA M. CHERRY, ESQ.
Defendants. : Supreme Court No.: 36023
: GLEASON, CHERRY AND CHERRY, L.L.P.
: Attorneys at Law
: One North Franklin Street
: P.O. Box 505
: DuBois, PA 15801-0505
: (814) 371-5800
:
:
:
:

FILED 2cc
01/11/06
JAN 03 2006
Paula M. Cherry

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

SEAN P. GARRED and LISA M.
GARRED,

Plaintiffs,

vs.

No. 06 - 1913 C.D.

ACTION TO QUIET TITLE

SCHNEIDER MOTOR SALES, INC.,
'and its shareholders, directors, owners,
successors and assigns, as wells as the
heirs, devisees, administrators, executors,
successors and assigns of its shareholders,
directors, owners, successors and assigns,
and all other person, persons, firms,
partnerships or corporate entities in interest,
Defendants.

ORDER

AND NOW, this 2nd day of January, 2007, it appearing that
service of the Complaint to Quiet Title in the above Action was made on all of the Defendants.
and by Affidavit of PAULA M. CHERRY, Attorney for Plaintiffs, no Answer or Appearance
has been filed to said Action, and on Motion of PAULA M. CHERRY, Attorney for Plaintiffs,
it is hereby ORDERED AND DECREED:

1. That the Defendants, SCHNEIDER MOTOR SALES, INC., and its shareholders,
directors, owners, successors and assigns, as wells as the heirs, devisees, administrators,
executors, successors and assigns of its shareholders, directors, owners, successors and assigns,
and all other person, persons, firms, partnerships or corporate entities in interest, are forever

barred from asserting any right, title, lien or interest inconsistent with the interest or claim of the Plaintiffs as set forth in their Complaint in and to:

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

One-half lot located in John Foster's Addition to the City of DuBois, Clearfield County, Pennsylvania, bounded on the South by land formerly of Mrs. Kate Stone known as Lot No. 5 in the John Foster's Addition; on the West by lands of the Buffalo Rochester & Pittsburgh Railroad Company (now Baltimore and Ohio Railroad Company); on the North by a line bisecting Lot No. 4 in said addition; on the East by South Brady Street; said land comprising the Southern half of Lot No. 4 in the John Foster Addition; fronting 25 feet on South Brady Street and extending in a Westerly direction 90 feet, more or less, to the land of B&O R.R. Company and being 25 feet wide in the rear.

and that title to said property is now vested in SEAN P. GARRED and LISA M. GARRED, Plaintiffs, as prayed.

2. That the rights of the Plaintiffs are superior to the rights of the Defendants, SCHNEIDER MOTOR SALES, INC., and its shareholders, directors, owners, successors and assigns, as wells as the heirs, devisees, administrators, executors, successors and assigns of its shareholders, directors, owners, successors and assigns, and all other person, persons, firms, partnerships or corporate entities in interest.

3. That the Plaintiffs have title in fee simple to said premises as described in the Complaint as against the Defendants, SCHNEIDER MOTOR SALES, INC., and its shareholders, directors, owners, successors and assigns, as wells as the heirs, devisees, administrators, executors, successors and assigns of its shareholders, directors, owners, successors and assigns, and all other person, persons, firms, partnerships or corporate entities in interest.

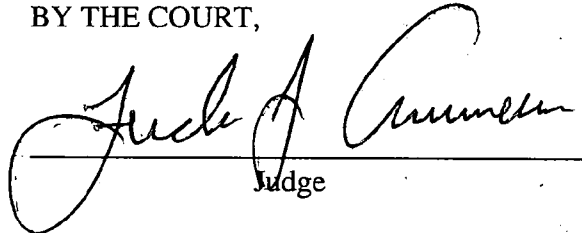
4. That the Defendants, SCHNEIDER MOTOR SALES, INC., and its shareholders, directors, owners, successors and assigns, as wells as the heirs, devisees, administrators, executors, successors and assigns of its shareholders, directors, owners, successors and assigns, and all other person, persons, firms, partnerships or corporate entities in interest, are enjoined and forever barred from asserting any right, title or interest in and to the premises described which are inconsistent with the interest or claims of the Plaintiffs as set forth in their Complaint and from setting up any title to the premises and from impeaching, denying or in any way attacking the title of the Plaintiffs to the premises.

5. That the Thirty (30) day provision of Pennsylvania Rules of Civil Procedure 1066(b)(i) be modified as to eliminate the said Thirty (30) day Rule of Pennsylvania Rules of Civil Procedure from this case. Said modification is in accordance with the authority vested in this Court by virtue of the Pennsylvania Rules of Civil Procedure No. 248, to eliminate any time period prescribed by Pennsylvania Rules of Civil Procedure upon Order of Court.

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

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

BY THE COURT,



Judge

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

SEAN P. GARRED and LISA M. GARRED,
Plaintiffs,
vs.
SCHNEIDER MOTOR SALES, INC.,
and its shareholders, directors, owners,
successors and assigns, as wells as the
heirs, devisees, administrators, executors,
successors and assigns of its shareholders,
directors, owners, successors and assigns,
and all other person, persons, firms,
partnerships or corporate entities in interest,
Defendants.

: No. 06 - 1913 C.D.
:
: TYPE OF CASE: ACTION TO QUIET TITLE
:
: TYPE OF PLEADING: PRAECIPE
:
: FILED ON BEHALF OF:
: SEAN P. GARRED and LISA M. GARRED,
: Plaintiffs
:
: COUNSEL OF RECORD FOR THIS PARTY:
: PAULA M. CHERRY, ESQ.
: Supreme Court No.: 36023
:
: GLEASON, CHERRY AND CHERRY, L.L.P.
: Attorneys at Law
: One North Franklin Street
: P.O. Box 505
: DuBois, PA 15801-0505
:
: (814) 371-5800
:
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:

FILED ^{icc}
01/11/03
JAN 03 2003
William A. Shaw
Prothonotary/Clerk of Courts
Atty P. Cherry

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

SEAN P. GARRED and LISA M.	:	
GARRED,	:	No. 06 - 1913 C.D.
	:	
Plaintiffs,	:	
	:	
vs.	:	ACTION TO QUIET TITLE
	:	
SCHNEIDER MOTOR SALES, INC.,	:	
and its shareholders, directors, owners,	:	
successors and assigns, as wells as the	:	
heirs, devisees, administrators, executors,	:	
successors and assigns of its shareholders,	:	
directors, owners, successors and assigns,	:	
and all other person, persons, firms,	:	
partnerships or corporate entities in interest,	:	
Defendants.	:	

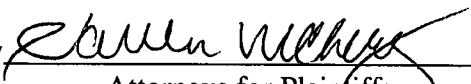
P R A E C I P E

TO: WILLIAM A. SHAW, PROTHONOTARY

Dear Sir:

Please enter final judgment in favor of the above-named Plaintiffs and against the
Defendants in accordance with Order of Court dated January 2, 2007.

GLEASON, CHERRY AND CHERRY, L.L.P.

By 
Attorneys for Plaintiffs

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

SEAN P. GARRED and LISA M. GARRED,
Plaintiffs,
vs.
SCHNEIDER MOTOR SALES, INC.,
and its shareholders, directors, owners,
successors and assigns, as wells as the
heirs, devisees, administrators, executors,
successors and assigns of its shareholders,
directors, owners, successors and assigns,
and all other person, persons, firms,
partnerships or corporate entities in interest,
Defendants.

: No. 06 - 1913 C.D.
:
: TYPE OF CASE: ACTION TO QUIET TITLE
:
: TYPE OF PLEADING: MOTION FOR
JUDGMENT
:
: FILED ON BEHALF OF:
SEAN P. GARRED and LISA M. GARRED,
Plaintiffs
:
: COUNSEL OF RECORD FOR THIS PARTY:
PAULA M. CHERRY, ESQ.
Supreme Court No.: 36023
:
: GLEASON, CHERRY AND CHERRY, L.L.P.
Attorneys at Law
One North Franklin Street
P.O. Box 505
DuBois, PA 15801-0505
:
: (814) 371-5800
:
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:

FILED 1cc
DEC 28 2006
William A. Shaw
Prothonotary/Clerk of Courts

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

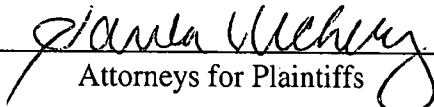
SEAN P. GARRED and LISA M.	:	
GARRED,	:	No. 06 - 1913 C.D.
	:	
Plaintiffs,	:	
	:	
vs.	:	ACTION TO QUIET TITLE
	:	
SCHNEIDER MOTOR SALES, INC.,	:	
and its shareholders, directors, owners,	:	
successors and assigns, as wells as the	:	
heirs, devisees, administrators, executors,	:	
successors and assigns of its shareholders,	:	
directors, owners, successors and assigns,	:	
and all other person, persons, firms,	:	
partnerships or corporate entities in interest,	:	
Defendants.	:	

MOTION FOR JUDGMENT

AND NOW, this 28 day of December, 2006, an Affidavit having been filed by Plaintiffs, SEAN P. GARRED and LISA M. GARRED, by their attorney, PAULA M. CHERRY, that the Complaint with Notice to Plead was served on all of the Defendants and the Defendants have not answered, the Plaintiffs, by their attorney, PAULA M. CHERRY, moves the Court to enter judgment in favor of the Plaintiffs and against the Defendants in the above-named case and to grant to the Plaintiffs the relief prayed for in accordance with Pennsylvania Rules of Civil Procedure 1066. Plaintiffs further request that the Honorable Court modify in accordance with Pennsylvania Rules of Civil Procedure, Rule 248, the Thirty (30) day period provided Defendants by Pennsylvania Rules of Civil Procedure, Rule 1066(b) to assert any

right, lien, title or interest in the land inconsistent with the interest or claim Plaintiffs set forth in their Complaint.

GLEASON, CHERRY AND CHERRY, L.L.P.

By 
Attorneys for Plaintiffs

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NATIONAL CITY BANK OF PENNSYLVANIA,

Plaintiff,

vs.

CIVIL DIVISION

Civil Action No. 05-1913 CD

Any and all unknown heirs of BESSIE LOCKEY, deceased, ROBERT RINEHART and ALICE RINEHART, his wife, ELIZABETH MCDONALD and LIONEL MCDONALD, her husband, THOMAS BUMBARGER and IONA BUMBARGER, his wife, Any and all unknown heirs of GEORGE HECK, GRACE HECK, Any and all unknown heirs of HARVEY BUMBARGER, deceased, Any and all unknown heirs of MARY DANNER, deceased, Any and all unknown heirs of LEROY HUBLER and MELINDA HUBLER, Any and all unknown heirs of CLARA ROTHROCK, deceased, any and all unknown heirs of EMMA HUBLER and any and all unknown heirs of RONALD HUBLER, deceased, RUTH BUMBARGER, Known heir of WILLIAM BUMBARGER, deceased and any and all unknown heirs of WILLIAM BUMBARGER, deceased, ALICE MCGRAW and any and all unknown heirs of OLIVER MCGRAW, JOHN BUMBARGER, as known heirs of HOWARD BUMBARGER, deceased, their heirs, Personal Representatives, successors and assigns, and any and all unknown heirs of HOWARD BUMBARGER, deceased, any and all unknown heirs of HARRY L. FORCEY a/k/a H.L. FORCEY, and JOHN A. REDDING, JR., As Executor of the Estate of GENEVIEVE REDDING and any and all Unknown heirs of JOHN A. REDDING and THE WHOLE WORLD,

Defendants

PLAINTIFF'S MOTION TO SEEK AN ORDER TO QUIET TITLE AS TO DEFENDANTS, Any and all unknown heirs of BESSIE LOCKEY, deceased, ROBERT RINEHART and ALICE RINEHART, his wife, ELIZABETH MCDONALD and LIONEL MCDONALD, her husband, THOMAS BUMBARGER and IONA BUMBARGER, his wife, Any and all unknown heirs of GEORGE HECK, GRACE HECK, Any and all unknown heirs of HARVEY BUMBARGER, deceased, Any and all unknown heirs of MARY DANNER, deceased, Any and all unknown heirs of LEROY HUBLER and MELINDA HUBLER, Any and all unknown heirs of CLARA ROTHROCK, deceased, any and all unknown heirs of EMMA HUBLER and any and all unknown heirs of RONALD HUBLER, deceased, RUTH BUMBARGER, Known heir of WILLIAM BUMBARGER, deceased and any and all unknown heirs of WILLIAM BUMBARGER, deceased, ALICE MCGRAW and any and all unknown heirs of OLIVER MCGRAW, JOHN BUMBARGER, as known heirs of HOWARD BUMBARGER, deceased, their heirs, Personal Representatives, successors and assigns, and any and all unknown heirs of HOWARD BUMBARGER, deceased, any and all unknown heirs of HARRY L. FORCEY a/k/a H.L. FORCEY, JOHN A. REDDING, JR., As Executor of the Estate of GENEVIEVE REDDING and any and all Unknown heirs of JOHN A. REDDING and THE WHOLE WORLD, ONLY

FILED ON BEHALF OF
Plaintiff
COUNSEL OF RECORD OF
THIS PARTY:
LORI A. GIBSON, ESQUIRE
PA ID#68013
DEBORAH R. ERBSTEIN, ESQUIRE
PA ID#86470
Bernstein Law Firm, P.C.
Firm #718
Suite 2200 Gulf Tower
Pittsburgh, PA 15219
412-456-8100
BERNSTEIN FILE NO. F0012742

CERTIFICATE OF ADDRESS:
RD I, BOX 205-B
BOGGS TOWNSHIP
PARCEL NO. #N10-000-00077

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JAN 29 2007 @

William A. Shaw
Prothonotary/Clerk of Courts

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

NATIONAL CITY BANK OF PENNSYLVANIA,
Plaintiff,

vs.

Civil Action No. 05-1913 CD

Any and all unknown heirs of BESSIE LOCKEY, deceased, ROBERT RINEHART and ALICE RINEHART, his wife, ELIZABETH MCDONALD and LIONEL MCDONALD, her husband, THOMAS BUMBARGER and IONA BUMBARGER, his wife, Any and all unknown heirs of GEORGE HECK, GRACE HECK, Any and all unknown heirs of HARVEY BUMBARGER, deceased, Any and all unknown heirs of MARY DANNER, deceased, Any and all unknown heirs of LEROY HUBLER and MELINDA HUBLER, Any and all unknown heirs of CLARA ROTHROCK, deceased, any and all unknown heirs of EMMA HUBLER and any and all unknown heirs of RONALD HUBLER, deceased, RUTH BUMBARGER, Known heir of WILLIAM BUMBARGER, deceased and any and all unknown heirs of WILLIAM BUMBARGER, deceased, ALICE MCGRAW and any and all unknown heirs of OLIVER MCGRAW, JOHN BUMBARGER, as known heirs of HOWARD BUMBARGER, deceased, their heirs, Personal Representatives, successors and assigns, and any and all unknown heirs of HOWARD BUMBARGER, deceased, any and all unknown heirs of HARRY L. FORCEY a/k/a H.L. FORCEY, and JOHN A. REDDING, JR., As Executor of the Estate of GENEVIEVE REDDING and any and all Unknown heirs of JOHN A. REDDING and THE WHOLE WORLD,

Defendants

PLAINTIFF'S MOTION TO SEEK AN ORDER TO QUIET TITLE AS TO DEFENDANTS, Any and all unknown heirs of BESSIE LOCKEY, deceased, ROBERT RINEHART and ALICE RINEHART, his wife, ELIZABETH MCDONALD and LIONEL MCDONALD, her husband, THOMAS BUMBARGER and IONA BUMBARGER, his wife, Any and all unknown heirs of GEORGE HECK, GRACE HECK, Any and all unknown heirs of HARVEY BUMBARGER, deceased, Any and all unknown heirs of MARY DANNER, deceased, Any and all unknown heirs of LEROY HUBLER and MELINDA HUBLER, Any and all unknown heirs of CLARA ROTHROCK, deceased, any and all unknown heirs of EMMA HUBLER and any and all unknown heirs of RONALD HUBLER, deceased, RUTH BUMBARGER, Known heir of WILLIAM BUMBARGER, deceased and any and all unknown heirs of WILLIAM BUMBARGER, deceased, ALICE MCGRAW and any and all unknown heirs of OLIVER MCGRAW, JOHN BUMBARGER, as known heirs of HOWARD BUMBARGER, deceased, their heirs, Personal Representatives, successors and assigns, and any and all unknown heirs of HOWARD BUMBARGER, deceased, any and all unknown heirs of HARRY L. FORCEY a/k/a H.L. FORCEY, JOHN A. REDDING, JR., As Executor of the Estate of GENEVIEVE REDDING and any and all Unknown heirs of JOHN A. REDDING and THE WHOLE WORLD, ONLY

AND NOW, comes Plaintiff, National City Bank of Pennsylvania (hereinafter "Plaintiff"), by and through its counsel the Bernstein Law Firm, P.C., and files the within Motion, seeking an Order to Quiet Title on real property situated at, RD #1, Box 205-B, West Decatur, PA 16878, (hereinafter "Subject Property") avers as follows:

1. Plaintiff is a corporation with offices at 3232 Newmark Drive, Miamisburg, Ohio 45342.

2. Defendant, Bessie Lockey, was an adult individual and a known heir of Howard Bumbarger, deceased, whose last known residence was Allport, Clearfield County, Pennsylvania, who is believed to be deceased.

3. As a result of Plaintiff's belief that the said Defendant is deceased, subsequent to the filing of the Complaint, Plaintiff sought and was granted an Order amending the caption to name "Any and All Unknown Heirs of Bessie Lockey, deceased."

4. Defendants, Robert Rinehart and Alice Rinehart, husband and wife, are adult individuals and known heirs of Howard Bumbarger, Deceased, and whose last known residence was Baltimore, Maryland.

5. Defendants, Elizabeth McDonald and Lionel McDonald, wife and husband, are adult individuals and known heirs of Howard Bumbarger, Deceased, whose last known address was Morrisdale, Clearfield County, Pennsylvania.

6. Defendants, Thomas Bumbarger and Iona Bumbarger, husband and wife, are adult individuals and known heirs of Howard Bumbarger, Deceased, whose last known address was Bradford Township, Clearfield County, Pennsylvania.

7. Defendant, Grace Heck, is an adult individual and known heirs of Howard Bumbarger, Deceased, whose last known residence was West Fairview, Pennsylvania.

8. Defendant, George Heck was an adult individual and a known heir of Howard Bumbarger, deceased, whose last known residence was West Fairview, Pennsylvania, who is believed to be deceased.

9. As a result of Plaintiff's belief that the said Defendant is deceased, subsequent to the filing of the Complaint, Plaintiff sought and was granted an Order amending the caption to name "Any and All Unknown Heirs of George Heck, deceased."

10. Defendant, Harvey Bumbarger, was an adult individual and known heir of Howard Bumbarger, Deceased, whose last known residence was Morrisdale, Clearfield County, Pennsylvania, and who is believed to be deceased.

11. As a result of Plaintiff's belief that the said Defendant is deceased, subsequent to the filing of the Complaint, Plaintiff sought and was granted an Order amending the caption to name "Any and All Unknown Heirs of Harvey Bumbarger, deceased."

12. Defendant, Mary Danner, was an adult individual and known heir of Howard Bumbarger, Deceased, whose last known residence was Lemoyne, Pennsylvania, and who is believed to be deceased.

13. As a result of Plaintiff's belief that the said Defendant is deceased, subsequent to the filing of the Complaint, Plaintiff sought and was granted an Order amending the caption to name "Any and All Unknown Heirs of Mary Danner, deceased."

14. Defendants, Melinda Hubler and Leroy Hubler, wife and husband, were adult individuals and known heirs of Howard Bumbarger, Deceased, whose last known residence was Morrisdale, Clearfield County, Pennsylvania, and who are believed to be deceased.

15. As a result of Plaintiff's belief that the said Defendants are deceased, subsequent to the filing of the Complaint, Plaintiff sought and was granted an Order amending the caption to name "Any and All Unknown Heirs of Melinda Hubler and Leroy Hubler, deceased."

16. Defendant, Clara Rothrock, was an adult individual and known heir of Howard Bumbarger, Deceased, whose last known residence was Morrisdale, Clearfield County, Pennsylvania, and who is believed to be deceased.

17. As a result of Plaintiff's belief that the said Defendant is deceased, subsequent to the filing of the Complaint, Plaintiff sought and was granted an Order amending the caption to name "Any and All Unknown Heirs of Clara Rothrock, deceased."

18. Defendant, Emma Hubler, was an adult individual and known heir of Howard Bumbarger, Deceased, whose last known residence was Foster, Oregon, and who is believed to be deceased.

19. As a result of Plaintiff's belief that the said Defendant is deceased, subsequent to the filing of the Complaint, Plaintiff sought and was granted an Order amending the caption to name "Any and All Unknown Heirs of Emma Hubler, deceased."

20. Defendant, Ronald Hubler, was an adult individual and known heir of Howard Bumbarger, Deceased, whose last known residence was Foster, Oregon, and who is believed to be deceased.

21. As a result of Plaintiff's belief that the said Defendant is deceased, subsequent to the filing of the Complaint, Plaintiff sought and was granted an Order amending the caption to name "Any and All Unknown Heirs of Ronald Hubler, deceased."

22. Defendant, Ruth Bumbarger, is an adult individual and known heir of William Bumbarger, Deceased, who was a known heir of Howard Bumbarger, Deceased, whose last known residence was 1974 Allport Cutoff, Morrisdale, Clearfield County, Pennsylvania 16858.

23. As a result of Plaintiff's belief that there may be unknown heirs of William Bumbarger, subsequent to the filing of the Complaint, Plaintiff sought and was granted an Order amending the caption to name "Any and All Unknown Heirs of William Bumbarger, deceased."

24. Defendants, Alice McGraw and Oliver McGraw, wife and husband, are adult individuals and known heirs of Howard Bumbarger, Deceased, whose last known residence was 5346 Allport Cutoff, Morrisdale, PA 16858-7610 and/or Bigler, Clearfield County, Pennsylvania.

25. As a result of Plaintiff's belief that Defendant, Oliver McGraw is deceased, subsequent to the filing of the Complaint, Plaintiff sought and was granted an Order amending the caption to name "Any and All Unknown Heirs of Oliver McGraw, deceased."

26. Defendant, John Bumbarger, is an adult individual and known heir of Howard Bumbarger, Deceased, whose last known residence was Sweet Home, Oregon and/or Allport Cutoff, Morrisdale, PA 16858-7610.

27. As a result of Plaintiff's belief that many of the named Defendants are deceased and the existence of any heirs unknown, subsequent to the filing of the Complaint, Plaintiff sought and was granted an Order amending the caption to name "Any and All Unknown Heirs of Howard Bumbarger, deceased."

28. Defendant, Harry L. Forcey a/k/a H.L. Forcey, Executor and Trustee of the Estate of Thomas H. Forcey, was an adult individual whose last known residence was Morrisdale, Clearfield County, Pennsylvania.

29. As a result of Plaintiff's belief that said Defendant is deceased and the existence of any heirs unknown, subsequent to the filing of the Complaint, Plaintiff sought and was granted an Order amending the caption to name "Any and All Unknown Heirs of Harry L. Forcey a/k/a H.L. Forcey, deceased."

30. Defendants, John A. Redding and Genevieve Redding, husband and wife, were adult individuals whose last known residence is believed to have been, Osceola Mills Borough, Clearfield County, Pennsylvania.

31. As a result of Plaintiff's belief that Defendant, Genevieve Redding, is deceased subsequent to the filing of the Complaint, Plaintiff sought and was granted an Order amending the caption to name "John A. Redding, Jr. as Executor of the Estate of Genevieve Redding."

32. As a result of Plaintiff's belief that Defendant, John A. Redding, is deceased subsequent to the filing of the Complaint, Plaintiff sought and was granted an Order amending the caption to name "Any and All unknown heirs of John A. Redding."

33. As a result of Plaintiff's belief that many of the named Defendants are deceased and the existence of any heirs unknown, subsequent to the filing of the Complaint, Plaintiff sought and was granted an Order amending the caption to name "the Whole World."

34. Plaintiff is the owner of the following described piece of parcel of land:

ALL that certain piece or parcel of land situated in the Township of Boggs, County of Clearfield and State of Pennsylvania, bounded and described as follows:

BEGINNING at an iron pin located on the East side of State Route section 2024. Said point in thirty feet (30.0) from centerline of said Road. Said point is also the Northwest corner of a thirty-three (33.0) foot right-of-way access for now or formerly, Delbert B. Lansberry; thence along said Road; North nineteen degrees twelve minutes West (N 19° 12' W), two hundred fifty and ninety-nine hundredths feet (250.99) to an iron pin; thence along other lands of Ronald R. Lowder, et us; South eighty-three degrees, sixteen minutes, thirty seconds East (S 83°- 16 " -30' E), three hundred seventy and eighteen hundredths feet (370.18) to an iron pin; thence still along other lands of Ronald R. Lowder, et ux., South twenty-nine degrees, thirty-two minutes, twenty five seconds, East (S 29 32' 25" E), ninety and sixty-one hundredths feet (90.61) to an iron pin located on the North side of the above mentioned right-of-way; thence South Seventy-degrees, forty-eight minutes West (S 70 48' W) three hundred forty-nine

and twenty-two hundredths feet (349.22) to an iron pin and place of beginning.

CONTAINING 1.3164 acres.

The Clearfield County Assessment Records show the property assessed in Boggs Township, Clearfield County, Pennsylvania as Tax ID N10-000-00077.

35. The above-described property, hereinafter referred to as "Subject Property," was granted and conveyed to Plaintiff by the Clearfield County Sheriff through a Sheriff's Sale. A true and correct copy of said deed dated March 3, 2003, and recorded on March 3, 2003, in the Office of the Recorder of Deeds of Clearfield County as Instrument Number 200303133, is attached hereto, marked as Exhibit "A" and made a part hereof.

36. Prior thereto, the Clearfield County Commissioners conveyed title to the Subject Property to John A. Redding and Theodore A. Haney, by deed dated August 23, 1943, and recorded August 23, 1943, in Clearfield County, Pennsylvania Deed Book Volume 352, Page 397. A true and correct copy of the Deed is attached hereto, marked as Exhibit "B" and made a part hereof.

37. Thereafter, John A. Redding and Genevieve Redding, his wife, and Theodore A. Haney and Ethel Haney, his wife, granted and conveyed all right, title, and interest to the Subject Property, excepting and reserving the oil, gas, and clay rights, to Howard Bumbarger and Harvey Bumbarger, by deed dated November 15, 1943, and recorded February 15, 1944, in Clearfield County, Pennsylvania Deed Book Volume 356, Page 397. A true and correct copy of the Deed is attached hereto, marked as Exhibit "C" and made a part hereof.

38. Thereafter, the widow of Theodore A. Haney, Deceased, and her husband, Richard Hemphill, conveyed to John A. Redding and Genevieve Redding, husband and wife, their one-half (1/2) interest in the Subject Property by deed dated and recorded September 21, 1951, in

Clearfield County, Pennsylvania Deed Book Volume 415, Page 484. Said Deed is a matter of public record and incorporated herein, by reference thereto.

39. The Subject Property is **one of three** tracts of land that comprise a piece of property estimated to include some one hundred or more acres of land. A true and correct copy of the

40. For purposes of clarification, the Defendants, heirs of Harry L. Forcey a/k/a H.L. Forcey, Executor and Trustee of the Estate of Thomas H. Forcey, A.R. Chase, Administrator d.b.n.o.t.a. and Succeeding Trustee of the Estate of Thomas H. Forcey, acquired title to the gas, oil, coal, clay, and other minerals to a *piece of property adjacent to the Subject Property*, through reservation in deed dated May 8, 1946, and recorded May 20, 1946, in Clearfield County, Pennsylvania Deed Book Volume 375, Page 506. A true and correct copy of the Deed is attached hereto, marked as Exhibit "D" and made a part hereof.

41. In addition to the above, there existed a third tract of land also *adjacent to the Subject Property*, which as noted herein, was also acquired by Harvey and Sylvia Bumbarger.

42. Defendants, heirs of Howard Bumbarger, eventually acquired *title in fee to all three (3) tracts of land*, including the Subject Property, with *certain reservations* as to the oil, gas and clay rights under the Subject Property, as noted in the exception by deed dated May 17, 1949, and recorded March 27, 1950, in Clearfield County, Pennsylvania Deed Book Volume 404, Page 479. A true and correct copy of the Deed is attached hereto, marked as Exhibit "E" and made a part hereof.

43. Subsequent thereto, all three (3) tracts of land were conveyed by the Bumbargers to Meredith Avery and Beatrice H. Avery, by deed dated September 6, 1950, and recorded in Clearfield County, Pennsylvania Deed Book Volume 408, Page 93. Said conveyance was with

certain reservations as to the oil, gas and clay rights under the Subject Property, and certain timber rights as to all three (3) tracts of land, which comprise the whole property. A true and correct copy of said Deed is attached hereto, marked as Exhibit "F" and made a part hereof.

44. The aforesaid mineral rights were not specifically conveyed in prior deeds and Plaintiff was not aware of such cloud on the title, which exists as a result of the prior deeds.

45. The failure of the above-referenced oil, gas, and clay mineral rights to be conveyed in subsequent deeds had been addressed and an attempt had been made to correct the issue in a quiet title action docketed at 492 Feb Term, 1956; however, this attempt to correct the non-conveyance of the oil, gas, coal, clay and other mineral rights did not correct the issue. True and correct copies of the prior quiet title action are attached hereto, collectively marked as Exhibit "G" and made a part hereof.

46. The right to strip mine and to destroy the surface and structures of the Subject Property, as well as the two (2) adjacent tracts of land, continued to exist and continued to be reserved and excepted in subsequent deeds.

47. The oil, gas, clay and/or timber rights have not been extracted from the Subject Property or the two (2) adjacent tracts of land, and prior grantees of the Subject Property or the two (2) adjacent tracts of land, have not exercised any rights regarding the oil, gas, clay and/or timber.

48. Nevertheless, the Defendants' rights to these substances still exist in prior deeds of record and create a cloud on the title, as to the Subject Property and the two (2) adjacent tracts of land.

49. The potential right, title, claim, and interest of Defendants, their heirs, personal representatives, successors and assigns in the Subject Property creates a cloud and impediment

on the title of Plaintiff, which Plaintiff seeks an Order of Court to have removed and extinguished, as well as having good and marketable title to the Subject Property declared and adjudged absolutely and solely in Plaintiff.

50. Plaintiff filed its Quiet Title Action on December 8, 2005, in order to extinguish any alleged interest in or rights to the Subject Property, which the Defendants, above-named, may wish to assert. Plaintiff's Quiet Title Action is a matter of public record and incorporated herein, by reference thereto.

51. Subsequent to the filing of the Complaint, Plaintiff's investigation showed that some, if not the majority, of the named Defendants were deceased and/or whereabouts unknown and sought an Order to Amend the Caption and for Alternate Service. Plaintiff's Motion to Amend Caption & Alternate Service, together with the Order of Court are a matter of public record and incorporated herein by reference thereto.

52. Service was perfected on June 30, 2006, as required by Order of Court dated May 9, 2006, by posting the subject property and by publication. True and correct copies of Proof of Publication and Returns of Service are a matter of public record and incorporated herein by reference thereto.

53. On August 14, 2006, notices in accordance with Pa.R.C.P. Rule 237.1, were served upon all Defendants.

54. On or about August 15, 2006, Patrick J. Redding, Esquire, on behalf of John A. Redding Jr. as Executor of the Estate of John A. Redding and Genevieve Redding, husband and wife, filed Preliminary Objections to Plaintiff's Complaint. Said Preliminary Objections are a matter of public record and incorporated herein, by reference thereto.

55. In response to the same, Plaintiff filed an Amended Complaint to Quiet Title and served the named Defendants, by alternative means, as provided for in the Order of Court and as verified by the Affidavit of Service, recently filed with the Court. True and correct copies of Plaintiff's time-stamped Amended Complaint and Affidavit of Service are attached hereto, marked as Exhibits "H" and "I" respectively, and made a part hereof.

56. Since the filing of the Amended Complaint, the parties, as to John A. Redding Jr. as Executor of the Estate of John A. Redding and Genevieve Redding, husband and wife and the Unknown heirs of John A. Redding, only, have reached an amicable settlement of the within cause of action. A true and correct copy of the Praecipe to Settle and Discontinue, as to John A. Redding Jr. as Executor of the Estate of John A. Redding and Genevieve Redding, husband and wife and the Unknown heirs of John A. Redding, only, is attached hereto, marked as Exhibit "J" and made a part hereof.

57. To date, no responsive pleadings and/or answers have been filed of record by any of the remaining named Defendants.

WHEREFORE, the Plaintiff, respectfully requests an Order be entered in its favor and against the Defendants which:

1. Confirms that the Plaintiff owns absolutely and is entitled to the quiet and peaceful possession of the property situated at, RD #1, Box 205-B, West Decatur, PA 16878, more specifically described as follows:

ALL that certain piece or parcel of land situated in the Township of Boggs, County of Clearfield and State of Pennsylvania, bounded and described as follows:

BEGINNING at an iron pin located on the East side of State Route section 2024. Said point in thirty feet (30.0) from centerline of said Road. Said point is also the Northwest corner of a thirty-three (33.0) foot right-of-way

access for now or formerly, Delbert B. Lansberry; thence along said Road; North nineteen degrees twelve minutes West (N 19° 12' W), two hundred fifty and ninety-nine hundredths feet (250.99) to an iron pin; thence along other lands of Ronald R. Lowder, et ux; South eighty-three degrees, sixteen minutes, thirty seconds East (S 83° - 16 " -30' E), three hundred seventy and eighteen hundredths feet (370.18) to an iron pin; thence still along other lands of Ronald R. Lowder, et ux., South twenty-nine degrees, thirty-two minutes, twenty five seconds, East (S 29 32' 25" E), ninety and sixty-one hundredths feet (90.61) to an iron pin located on the North side of the above mentioned right-of-way; thence South Seventy-degrees, forty-eight minutes West (S 70 48' W) three hundred forty-nine and twenty-two hundredths feet (349.22) to an iron pin and place of beginning.

CONTAINING 1.3164 acres.

2. Decrees that the Defendants Any and all unknown heirs of Bessie Lockey, deceased, Robert Rinehart and Alice Rinehart, his wife, Elizabeth McDonald and LIONEL McDonald, her husband, Thomas Bumbarger and Iona Bumbarger, his wife, Any and all unknown heirs of George Heck, Grace Heck, Any and all unknown heirs of Harvey Bumbarger, deceased, Any and all unknown heirs of Mary Danner, deceased, Any and all unknown heirs of Leroy Hubler and Melinda Hubler, Any and all unknown heirs of Clara Rothrock, deceased, any and all unknown heirs of Emma Hubler and any and all unknown heirs of Ronald Hubler, deceased, Ruth Bumbarger, Known heir of William Bumbarger, deceased and any and all unknown heirs of William Bumbarger, deceased, Alice McGraw and any and all unknown heirs of Oliver McGraw, John Bumbarger, as known heirs of Howard Bumbarger, deceased, their heirs, Personal Representatives, successors and assigns, and any and all unknown heirs of Howard Bumbarger, deceased, any and all unknown heirs of Harry L. Forcey a/k/a H.L. Forcey, John A. Redding, Jr., As Executor of the Estate of Genevieve Redding and any and all Unknown heirs of John A.

Redding And The Whole World, any other such person claiming under them, have no estate, right, title, lien or interest in or to the real property herein described;

3. Quiets Plaintiff's title to the property; and,
4. Requires the Prothonotary and Recorder of Deeds mark their records accordingly.

Respectfully Submitted,

THE BERNSTEIN LAW FIRM, P.C.

By: 

Attorney for Plaintiff

2200 Gulf Tower

Pittsburgh, PA 15219

SHERIFF'S DEED

-ACT OF 1905

AFFIDAVIT No. 36265

Know all Men by these Presents,

That I, Chester A. Hawkins, High Sheriff of the County of Clearfield, in the State of Pennsylvania, for and in consideration of the sum of \$1.00 plus costs

, to me in hand, do hereby grant and convey to
NATIONAL CITY BANK OF PENNSYLVANIA

the following described property, to wit:

DEED DESCRIPTION

All the right, title, interest and claim of JOHN R. ENNIS, JR, of, in and to

ALL that certain piece or parcel of land situated in the Township of Boggs, County of Clearfield and State of Pennsylvania, bounded and described as follows:

BEGINNING at an iron pin located on the East side of State Route section 2024. Said point in thirty feet (30.0) from centerline of said Road. Said point is also the Northwest corner of a thirty-three (33.0) foot right-of-way access for, now or formerly, Delbert B. Lansberry; thence along said Road; North nineteen degrees, twelve minutes West (N 19° 12' W), two hundred fifty and ninety-nine hundredths feet (250.99) to an iron pin; thence along other lands of Ronald R. Lowder, et ux., South eighty-three degrees, sixteen minutes, thirty seconds East (S 83° - 16' - 30' E), three hundred seventy and eighteen hundredths feet (370.18) to an iron pin; thence still along other lands of Ronald R. Lowder, et ux., South twenty-nine degrees, thirty-two minutes, twenty five seconds, East (S 29° 32' 25" E), ninety and sixty-one hundredths feet (90.61) to an iron pin located on the North side of the above mentioned right-of-way; thence South Seventy-degrees, forty-eight minutes West (S 70° 48' W) three hundred forty-nine and twenty-two hundredths feet (349.22) to an iron pin and place of beginning.

CONTAINING 1.3164 acres and being part of the same premises which Ronald R. Lowder and Eileen C. Lowder, husband and wife, by their deed dated October 23, 1997 and recorded in the office of the Clearfield County Recorder of Deeds in Deed Book Volume 1882, Page 313 granted and conveyed to JOHN R. ENNIS, JR.

Tax ID N10-000-00077

SEIZED, taken in execution and sold as the property of JOHN R. ENNIS, JR.,
at the suit of NATIONAL CITY MORTGAGE COMPANY. JUDGMENT NO. 02-380-CD.

KAREN L. STARCK
REGISTER AND RECORDER
CLEARFIELD COUNTY
Pennsylvania

INSTRUMENT NUMBER
200303133

RECORDED ON
Mar 03, 2003
12:13:04 PM
Total Pages: 4

RECORDING FEES - \$13.00
RECORDER

COUNTY IMPROVEMENT \$2.00
FUND

RECORDER IMPROVEMENT \$3.00
FUND

JCS/ACCESS TO \$10.00
JUSTICE

STATE WRIT TAX \$0.50
TOTAL

\$28.50
CUSTOMER
CLEARFIELD CO SHERIFF

Now, MARCH 3, 2003 the same having been sold by me to the said grantee on the 1ST day of NOVEMBER Anno Domini two thousand two after due advertisement according to law, under and by virtue of writ of execution issued on the 16th day of AUGUST Anno Domini Two thousand and two out of the Court of Common Pleas of said County of Clearfield as of case number 02-380-CD at the suit of

NATIONAL CITY MORTGAGE COMPANY

against

JOHN R. ENNIS, JR.

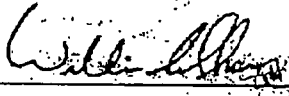
IN WITNESS WHEREOF, I have hereunto affixed my signature this 3RD day of MARCH Anno Domini Two thousand and three.

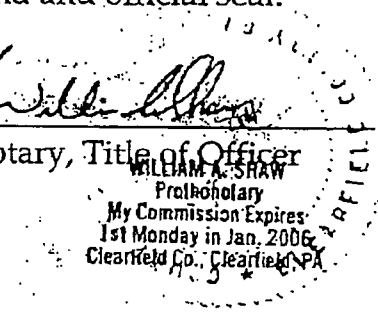
Charles H. Ennis, Jr.
SEAL
SHERIFF
CLEARFIELD COUNTY
PENNSYLVANIA

State of Pennsylvania
County of Clearfield

On 3RD day of MARCH, 2003, before me a Prothonotary, the undersigned officer personally appeared, **Chester A. Hawkins**, High Sheriff of the State of Pennsylvania known to me (or satisfactory proven) to be the person described in the foregoing instrument, and acknowledged that he executed the same in the capacity thereinstated and for the purposes therein contained.

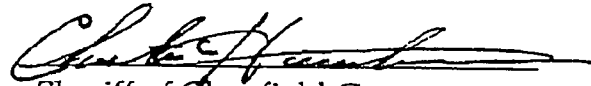
In witness whereof, I have hereunto set my hand and official seal.


Prothonotary, Title of Officer


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

CERTIFICATE OF RESIDENCE

"I hereby Certify that the precise Residence of the Grantee or Grantees is,


Sheriff of Clearfield County

NATIONAL CITY BANK OF PENNSYLVANIA
3232 NEWMARK DRIVE
MIAMISBURG, OH 45342

Deed - Poll.

No.

Chester A. Hawkins
High Sheriff of Clearfield County

TO

NATIONAL CITY BANK OF PENNSYLVANIA
3232 NEWMARK DRIVE
MIAMISBURG, OH 45342

SHERIFF DEED

Dated MARCH 3, 2003
For \$1.00 + COSTS

Sold as the property of

JOHN R. ENNIS, JR.

Sold on 02-380-CD



B



DBU 352/

DeedCLEARFIELD COUNTY
COMMISSIONERS

TO

JOHN A. REDDING ET AL

W. V. CARR, IRA JAY AND J. O. KESSLER, COUNTY
COMMISSIONERS OF THE COUNTY OF CLEARFIELD.
STATE OF PENNSYLVANIA, SEND GREETING:

Whereas, the County Commissioners of said County of Clearfield, in pursuance of the several Acts of Assembly in that behalf made and provided, at a County Treasurer's sale of _____-seated lands, for taxes, made on the _____-25th- day of _____-January- 1943, did purchase all that certain parcel of _____-seated lands, situate in _____-the Town- _____-ship of _____-Boggs- _____-County and State _____-aforesaid, containing _____-73.6- 70.8- _____-and sold as the property of _____-Snook Melancon Est.,

there having been no bid made by any person sufficient to pay taxes, interest and costs.

And Whereas, the then County Treasurer of Clearfield County did make a deed to the County Commissioners, and to their successors in office, for the aforesaid parcel of land, subject, however, to the right of redemption granted by law; and the said parcel of land so purchased has remained unredeemed, for the period designated by law.

And Whereas, W. V. CARR, IRA JAY and J. O. KESSLER, said County Commissioners, having given due and timely notice, according to the several Acts of Assembly in relation thereto, of their power to sell, and of the time and place of sale, and all such matters as are required by law, did agreeably to law, on the _____-23rd- day of _____-April- 1943, expose to public sale by public vendue or entry, in Court Room No. 1 at the Court House at Clearfield, aforesaid, the aforesaid tract of land, and the aforesaid County Commissioners sold the whole of the aforesaid parcel of land to _____-John A. Redding and Theodore Boney

_____for the sum of \$200.00, _____lawful money of the United States, _____being the highest bidder, and that the highest and best price bidden for the same.

Now, Know Ye, that we, the said W. V. CARR, IRA JAY and J. O. KESSLER, County Commissioners as aforesaid, in consideration of the premises and of the aforesaid sum of \$200.00 in hand paid by the said John A. Redding _____and Theodore Boney _____

_____the receipt whereof is hereby acknowledged, do hereby grant and convey, to the said John A. Redding and Theodore Boney _____

_____and to their _____heirs _____and assigns, according to the laws of the Commonwealth of Pennsylvania in such cases made and provided, for all such estate, right, title and interest as has been acquired by the first above mentioned purchase from the County Treasurer of the County of Clearfield, and as we, the said County Commissioners, have a right to convey, all that above mentioned and described parcel of land situate as aforesaid in _____Boggs Township _____with the appurtenances:

To Have and to Hold the aforesaid parcel of land for all such estate, right, title and interest as the said County Commissioners of the County of Clearfield have a right to convey, unto the said grantee _____and to their _____heirs _____and assigns, to and for the only proper use and behoof of the said grantee _____, and to their _____heirs _____and assigns, forever.

In Witness Whereof, we, the said County Commissioners of Clearfield County, have hereunto set our hands and caused the official seal of said County, duly attested, to be affixed, this _____-23rd- day of _____-August- 1943.

ATTEST

Fred B. Reed (off. seal)

Chief Clerk

W. V. Carr

Ira Jay

J. O. Kessler

County Commissioners

STATE OF PENNSYLVANIA }
COUNTY OF CLEARFIELD } SS:

On this, the _____-25- day of _____-August- 1943, before me, _____-Chas. E. Strong- _____J. P. _____the undersigned officer, personally appeared _____W. V. CARR, IRA JAY and J. O. KESSLER, known to me to be the persons described in the foregoing deed, and acknowledged that they executed the same in the capacity therein stated and for the purposes therein contained.

In Witness Whereof, I have hereunto set my hand and official seal.

Chas. E. Strong (off. seal) J. P.
My commission Expires January 1st, 1948

Entered of Record, _____-16- A. D. 1943

11:12 A.M.

Recorded by _____-H. H. H. _____Recorder

EXHIBIT **B**

c

DBN 356/397

And the said grantors will warrant and forever defend the property hereby conveyed.
In Witness whereof, said grantors have hereunto set their hands and seals the day and year
first above written.

Sealed and delivered in the presence of
E. W. Hancock Justice of the Peace

Edwin Perna (SEAL)
Isabel Perna (SEAL)

STATE OF PENNSYLVANIA

COUNTY OF CENTRE

SS

On this, the 5th day of February 1944, before me E. W. Hancock the undersigned
officer, personally appeared Edwin Perna and Isabel Perna, his wife known to me (as sat-
isfactorily proven) to be the person whose names subscribed to the within instrument, and
acknowledged that they executed the same for the purpose therein contained.

In Witness whereof, I have hereunto set my hand and official seal.

E. W. Hancock (OFF SEAL)

My Commission expires.

My Commission expires first

Monday in January 1948

To Recorder of Deeds:

Certificate of Residence

I hereby certify that the correct address and place of residence of the grantees
herein are follows: Decatur Township, Clearfield County, Pennsylvania.

E. W. Hancock

/s/ E. W. Hancock /s/ Agent for grantee

U. S. Revenue \$1.10

Entered of record Feb 6, 1944 11:25A. M.

Recorded and compared by

Harold H. [Signature]
Recorder

DEED)
JOHN WEDDING ET AL) THIS DEED, made the Fifteenth day of November in the year
VS) of our Lord one thousand nine hundred forty-three
HOWARD DUMBRIDGE ET AL) BETWEEN John Wedding, of the Borough of Nesquehanna Mills,
Clearfield County, Pennsylvania, and Genevieve Q. Wedding,
his wife; Theodore Randy, of Lawrence Township, Clearfield County, Pennsylvania, and Ethel
Randy, his wife, parties of the first part, hereinafter designated grantors, and Regard
Dumbridge and Harvey Dumbarger, of the Township of Boggs, County of Clearfield, State of
Pennsylvania, hereinafter designated the grantees, and parties of the second part.

WITNESSETH, that in consideration of One (1) Dollar, in hand paid, the receipt
whereof is hereby acknowledged, the said grantors do hereby release and quitclaim to the
said grantees,

All that certain tract or piece of land situated in the Township of Boggs, County
of Clearfield, and State of Pennsylvania, bounded and further described as follows:

Being the same premises which were assessed in the name of Ethel McLarren Estate
containing 73 and 70 acres which was conveyed by the County Commissioners of the County of
Clearfield, who having given due and timely notice, according to the several Acts or

EXHIBIT

C

DBV 356/398

11/30/05

Assembly in relation thereto, of their power to sell, and of the time and place of sale did agreeably to law, on the 13th day of April, 1943, expose the said premises to public sale by public vendue or outcry, in Court Room #1 at the Court House at Clearfield, by their deed dated August 23rd, A.D., 1943, conveyed the same to the granters herein, and said deed intended to be recorded. Title to which became vested in the aforesaid County Commissioners of Clearfield County, by County Treasurer's deed dated July 8th, A.D. 1946 and which is recorded in the office of the Prothonotary of the said County in Book #136, Page 280.

Excepting and reserving all oil, gas and clay rights unto the parties of the first part, including the right of ingress, egress, and regress, to search, for, dig, prospect, transport and carry away, in all the usual operations which are customary for the proper mining and removal of the same.

In Witness Whereof, said granters have hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered

in the presence of

L R Korman

John Redding (seal)

Genevieve O Redding (seal)

Theodore Hancy (seal)

Etchel Hancy (seal)

State of Pennsylvania)

County of Clearfield)SS.

On this, the nineteenth day of November, 1943, before me, L.R. Korman, Justice of the Peace, in and for the aforesaid County & State, the undersigned officer, personally appeared John Redding, Genevieve O. Redding, Theodore Hancy, & Etchel Hancy known to me (or satisfactorily proven) to be the persons whose names subscribed to the within instrument, and acknowledged that they executed the same for the purposes therein contained.

In Witness Whereof, I hereunto set my hand and official seal.

L.R. Korman (off. seal) J.P.

Justice of the Peace

Title of Officer.

My commission expires first Monday in January 1944

U.S. Revenue #1.10

Certificate of Residence

We do hereby certify that the precise residence of the within named granters is

Morrisdale, A.D.

Feb 14 1944

Pentz & Silb-Rulatt

Attorneys for granters

Entered on Record Feb 15 1944, 10-20 A M

Recorded and Compared by

John H. Myers
Recorder M. 7

D

In Witness Whereof, said grantors have hereunto set their hands and seals the day and year first above written.

Sealed and delivered

in the presence of:

Fred Thompson Jr.

Harry L. Forcey (seal)

Executor and Trustee

A.R. Chase (seal)

Administrator d.b.n.o.t.a. and

succeeding Trustee

State of Pennsylvania :

County of Clearfield :SS:

On this, the 17 day of May, 1946, before me Recorder of Deeds, the undersigned officer, personally appeared Harry L. Forcey and A. R. Chase of the County of Clearfield, and State of Pennsylvania, known to me (or satisfactorily proven) to be the persons described in the foregoing instrument, and acknowledged that they executed the same in the capacity therein stated and for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Weir W Mullen (off.seal)

Recorder of Deeds

My commission expires First Monday in January 1948

I/We hereby certify that the precise residence of the grantee is Woodland Pa.

A R Chase

U.S.Revenue \$1.10

Entered of Record May 20, 1946. 11/15 A M

Recorded and Compared by

Weir W. Mullen
m.p.

Recorder.

375-506

DEED

T H FORCEY ESTATE BY EXRS

TO

HOWARD BUMBARGER

THIS DEED, MADE the EIGHTH day of MAY in the year Nineteen Hundred and Forty-six.

BETWEEN, Harry L. Forcey, Executor and Trustee, and A.R.

Chase, Administrator d.b.n.o.t.a. and succeeding Trustee of the Thomas H. Forcey Estate, both of Clearfield Borough,

Clearfield County, State of Pennsylvania, parties of the first part, hereinafter called Grantors, and Howard Bumbarger of Graham Township, Clearfield County, Pennsylvania, party of the second part, hereinafter called Grantee.

WITNESSETH, that in consideration of Thirteen Hundred Seventy Dollars and Twenty-Five (\$1370.25) Cents, in hand paid, the receipt whereof is hereby acknowledged, the said grantors do hereby grant and convey to the said grantee, all the surface on that certain tract or piece of land situate in Graham Township, Clearfield County, State of Pennsylvania, bounded and described as follows:

BEGINNING at a stake corner of the Bert C. and Howard Hubler tract, and on line of the Forcey-Schoonover tract, said corner being the Southwest corner of land about to be described; thence by land of Bert C. and Howard Hubler, North 7' 00" East, 1248.0 feet to a stone pile corner at land of D.R. Coble and in the center of an old tram grade; thence by L.R. Coble and the said Tram grade, North 70' 49" East, 267.0 feet, North 56' 09" East, 211.7 feet, North 60' 55" East, 302.7 feet, South 79' 08" East, 709.0 feet, South 86' 34" East, 193.8 feet, North 72' 26" East, 209.5 feet, North 59' 15" East, 708.6 feet and North 78' 13" East, 68.0 feet to a stone pile corner at land of Thomas Bumbarger; thence by land of Thomas Bumbarger, South 7' 00" West, 2174.0 feet to a stone pile corner on line of the

EXHIBIT **D**

Forcey-Schoonover tract; thence by the said tract, North 81° 04" West, 2348.3 feet to the place of beginning. Containing 91.35 Acres.

'SAVING, EXCEPTING AND RESERVING, NEVERTHELESS, unto the parties of the first part as Executors, Administrators, and Trustees of the Thomas H. Forcey Estate, their heirs, executors, and/or assigns, all the minerals, liquid, gaseous and solid, coal, clay and any other minerals, together with the rights of ingress, egress and regress into, upon and over said land for the purposes of preparing said minerals, herein reserved, for market and for these purposes shall have such rights as to the removal and manufacturing of said minerals as may be necessary and convenient for the proper preparing, manufacturing and removing the said minerals from the premises herein conveyed, with the rights to place upon said premises any and all such improvements and equipment as may be necessary in the removal of minerals as well as dumping of refuse and doing such other acts as may be needed which will expedite the removal of the same, free from all damages because of destruction to the surface or to the water courses and injuries caused by the subsidence of the surface in the proper removal of the minerals.

AND further excepting and reserving, nevertheless, unto the grantors herein, their heirs, executors and assigns the free and uninterrupted rights of transporting and removing over and under the lands herein conveyed, coal, clay and other minerals from any other lands which may be owned by the grantors hereinor which may hereafter come under control of the parties of the first part, with the rights in removing the said coal, clay and other minerals from other lands of the grantors herein, which they now own or may hereafter secure or control, free from all damages and with the uninterrupted right and privilege to erect and maintain upon, over and through the said lands herein sold, tram ways and passage ways for the purpose of removing said minerals without charge or costs and with the rights of ingress, egress and regress in the exercising of this right, herein reserved; to erect and maintain passage ways and transportation ways of removing coal from other lands, free from all damages whatsoever to the grantors herein to the property herein conveyed.

AND further it is expressly understood and there is excepted and reserved unto the grantors herein, their heirs, executors, and assigns, the right to remove any and all minerals from the premises herein conveyed by the so-called stripping method, free from all damages for the destruction to the surface, water courses and timber growth, caused by said removal. However, the grantors herein, their heirs, executors and assigns, to give to the grantee herein a thirty (30) days' written notice of intention to destroy the timber growth by reason of proposed stripping, so as to give to the said grantee, his heirs or assigns, the rights and privilege to remove any tree growth that may be desired within thirty (30) days' before the stripping operation is to commence and that if said tree growth is not removed within the said time, then all rights by the grantee in the time upon the area to be stripped and used in said stripping operations terminates and ceases.

FURTHER saving, excepting and reserving unto the said grantors, their heirs and assigns the rights to go upon said premises herein conveyed at any time to prospect and drill and use any other methods in determining whether minerals exist in, upon and under the said premises. These rights to be exercised, free from all damages and compensation to the said parties of the second part, his/their heirs, executors and/or assigns. And further there is reserved to the grantors herein, the rights to remove any and all improvements that may be erected in, or upon the premises herein granted, for the purposes of prospecting for and/or removing the minerals herein reserved and also the rights of removal of all improvements that may be erected in, upon or under the premises in the transportation of coal from any other lands unto, or that may hereafter come under the control of the grantors herein, their heirs, executors, administrators and/or assigns. However, there are no rights herein reserved upon the part of the grantors herein, for the erection of dwelling houses upon the premises herein conveyed.

ALSO saving and excepting and reserving to the parties of the first part, the Thomas H. Forcey Estate, the right of maintaining roads over the lands herein conveyed and establishing the same for the removal of any timber from the Forcey Estate lands, which lands may now

375-508

be owned by the Forcey Estate or formerly owned by it. This right to extend to the prior purchasers and future purchasers of Forcey Estate lands.

AND the said grantors, do hereby covenant and agree to and with the said grantee, that they, the grantors, their heirs, executors and administrators Shall and Will Specially Warrant and Forever Defend the herein above described premises, with the hereditaments and appurtenances, unto the said grantee, his heirs and assigns against the said grantors, and against every other person lawfully claiming or who shall hereafter claim the same or any part thereof, by, from or under them, their heirs and assigns.

In Witness Whereof, said grantors have hereunto set their hands and seals the day and year first above written.

Sealed and delivered
in the presence of:
Fred Thompson Jr.

Harry L. Forcey (seal)
Executor and Trustee
A.R. Chase (seal)
Administrator d.b.n.o.t.a. and
succeeding Trustee

State of Pennsylvania :
County of Clearfield : SS:

On this, the 17 day of May, 1946, before me Recorder of Deeds, the undersigned officer, personally appeared A.R. Chase and Harry L. Forcey of the County of Clearfield, and State of Pennsylvania, known to me (or satisfactorily proven) to be the persons described in the foregoing instrument, and acknowledged that they executed the same in the capacity therein stated and for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Weir W. Mullen (off. seal)
Recorder of Deeds

My commission expires first Monday in January 1948

I/we hereby certify that the precise residence of the grantee is Woodland RD, Pa.

A R Chase
Atty

D.S. Revenue \$1.65

Entered of Record May 20, 1946. 11/17 P M

Recorded and Compared by

Weir W. Mullen
m.d.
Recorder.

DEED) THIS DEED, Made the 20 day of May in the year Nineteen Hundred and
STEVE KITCKO AL) forty-six
TO) BETWEEN Steve Kitcko and his wife, Mary Kitoko, of Hawk Run, Clearfield
MIKE BALLOCK AL) County, Pennsylvania, parties of the First Part, hereinafter called
Grantors and Mike Ballock and his wife, Elizabeth Ballock as tenants
by entireties, of Hawk Run, Clearfield County, Pennsylvania, parties of the Second Part,
hereinafter called Grantees

WITNESSETH, that in consideration of Three Hundred (\$300.00) Dollars, in hand paid, the receipt whereof is hereby acknowledged, the said grantors do hereby grant and convey to the said grantees,

ALL that certain piece or lot of land situate and lying in the Village of Ashcroft, Morris Township, County of Clearfield and State of Pennsylvania, bounded and described as

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MADE the Seventeenth day of May in the year Nineteen Hundred and forty-nine, Between ESSIE LOCKEY and JAMES LOCKEY, her husband, of the Village of Allport, Morris Township, Clearfield County, Pennsylvania, ROBERT RINEHART and ALICE RINEHART, his wife, of Baltimore, Maryland, ELIZABETH McDONALD and LIONEL McDONALD, her husband, of the Village of Morrisdale, Clearfield County, Pennsylvania, THOMAS BUMBARGER and IONA BUMBARGER, his wife, of Bradford Township, Clearfield County, Pennsylvania, GRACE HECK and GEORGE HECK, her husband, of West Fairview, Pennsylvania, HARVEY BUMBARGER and SYLVIA BUMBARGER, his wife, of the village of Morrisdale, Clearfield County, Pennsylvania, MARY DANNER and WALTER DANNER, her husband, of Lemoyne, Pennsylvania, AGLINDA HUEBLER and LEROY HUEBLER, her husband, of the village of Morrisdale, Clearfield County, Pennsylvania, CLARA ROTHEROCK and PERCY ROTHEROCK, her husband, of the village of Morrisdale, Clearfield County, Pennsylvania, EMMA HUEBLER and ROLAND HUEBLER, her husband, of Foster, Oregon, WILLIAM BUMBARGER and RUTH BUMBARGER, his wife, of the Village of Morrisdale, Clearfield County, Pennsylvania, ALICE MCGRAW and OLIVER MCGRAW, her husband, of Bigler, Pennsylvania, JOHN BUMBARGER and EVILYN BUMBARGER, his wife, of Sweet Home, R. D., Oregon, heirs at law of Howard Bumbarger, late of Graham Township, Clearfield County, Pennsylvania, together with the spouses of the heirs at law, hereinafter called GRANTORS,

- A N D -

HARVEY BUMBARGER and SYLVIA BUMBARGER, his wife, as tenants by the entireties, of the village of Morrisdale, Clearfield County, Pennsylvania, hereinafter called GRANTEEES.

WITNESSETH, that in consideration of the sum of One (\$1.00) Dollar in hand paid, the receipt whereof is hereby acknowledged, the said grantors do hereby grant and convey to the said grantees as tenants by the entireties, ALL those three (3) pieces, parcels or tracts of land bounded and described as follows:

THE FIRST THEREOF: All the right, title and interest of Howard Bumbarger in the conveyance from John Redding and Genevieve O. Redding, his wife, to Howard Bumbarger and Harvey Bumbarger, dated the 15th day of November 1943 and recorded in Deed Book 356, page 397.

The premises herein conveyed are the same premises which John Redding and Genevieve O. Redding, his wife, conveyed to Howard Bumbarger and Harvey Bumbarger by deed dated the 15th day of November 1943 and recorded in Deed Book 356, page 397.

The purpose of this conveyance is to convey the interest of Howard Bumbarger to the Grantees herein, of all the right, title and interest which Howard Bumbarger acquired by the above mentioned deed.

THE SECOND THEREOF: All that certain tract of land situated in Bradford Township, Clearfield County and State of Pennsylvania, bounded and described as follows, viz:

BEGINNING at a chestnut post corner on Public Road; thence North four and three-fourths ($4\frac{3}{4}$) degrees East, one hundred and twenty-six and five-tenths (126.5) perches along said public road and land of John Turner to a post corner on line of land of Henry Trump; thence along said line of Henry Trump, North eighty-six and one-half (86.5) degrees West ninety (90) perches to a stone corner; thence South twenty and three-fourths ($20\frac{3}{4}$) East one hundred and thirty-eight and five-tenths (138.5) perches along land of Mary Moyer to a post corner on old road; thence along said old road and land of James Turner, South eighty-six (86) degrees East thirty and five-tenths (30.5) perches to a post corner and place of beginning. Containing forty-six (46) acres and thirty-five and three-tenths (35.3) perches strict measure.

Being the same premises which John Maurey conveyed to Howard Bumbarger by deed dated the 24th day of January 1905 and which deed is recorded in Deed Book 146, page 122.

THE THIRD THEREOF: All the surface of that certain tract or piece of land situate in Graham Township, Clearfield County, State of Pennsylvania, bounded and described as follows:

BEGINNING at a stake corner of the Bert C. and Howard Hubler tract, and on line of the Forcey-Schoonover tract, said corner being the Southwest corner of land about to be described; thence by land of Bert C. and Howard Hubler, North $7^{\circ} 00'$ East, 1248.0 feet to a stone pile corner at land of L. R. Coble and in the center of an old tram grade; thence by L. R. Coble and the said tram grade, North $70^{\circ} 49'$ East, 267.0 feet, North $56^{\circ} 09'$ East, 211.7 feet, North $60^{\circ} 35'$ East, 302.7 feet, South $73^{\circ} 08'$ East, 709.0 feet, South $86^{\circ} 34'$ East, 193.8 feet, North $72^{\circ} 25'$ East, 209.3 feet, North $59^{\circ} 15'$ East, 706.6 feet and North $78^{\circ} 13'$ East, 68.0 feet to a stone pile corner at land of Thomas Bumbarger; thence by land of Thomas Bumbarger, South $7^{\circ} 00'$ West, 2174.0 feet to a stone pile corner on line of the Forcey-Schoonover tract; thence by the said tract, North $61^{\circ} 04'$ West, 2348.3 feet to the place of beginning. Containing 91.35 acres.

SAVING, EXCEPTING AND RESERVING, NEVERTHELESS, unto the Executors, Administrators, and Trustees of the Thomas H. Forcey Estate, their heirs, executors, and/or assigns, all the minerals, liquid, gaseous and solid, coal, clay and any other minerals, together with the rights of ingress, egress and regress into, upon and over said land for the purposes of preparing said minerals, herein reserved, for market and for these purposes shall have such rights as to the removal and manufacturing of said minerals as may be necessary and convenient for the proper preparing, manufacturing and removing the said minerals from the premises herein conveyed, with the rights to place upon said premises any and all such improvements and equipment as may be necessary in the removal of minerals as well as dumping of refuse and doing such other acts as may be needed which will expedite the removal of the same, free from all damages because of destruction to the surface or to the water courses and injuries caused by the subsidence of the surface in the proper removal of the minerals.

10-1-41

And further excepting and reserving, nevertheless, the free and uninterrupted rights of transporting and removing over and under the lands herein conveyed, coal, clay and other minerals from any other lands which may be owned by the predecessors in title or which may hereafter come under control of predecessors in title, with the rights in removing the said coal, clay and other minerals from other lands of predecessors in title, which they now own or may hereafter secure or control, free from all damages and with the uninterrupted right and privilege to erect and maintain upon, over and through the said lands herein sold, tram ways and passage ways for the purpose of removing said minerals without charge or costs and with the rights of ingress, egress and regress in the exercising of this right, herein reserved; to erect and maintain passage ways and transportation ways of removing coal from other lands, free from all damages whatsoever to predecessors in title to the property herein conveyed.

AND further it is expressly understood and there is excepted and reserved unto predecessors in title, the right to remove any and all minerals from the premises herein conveyed by the so-called stripping method, free from all damages for the destruction to the surface, water courses and timber growth, caused by said removal. However, predecessors in title to give to the grantees herein a thirty (30) days' written notice of intention to destroy the timber growth by reason of proposed stripping, so as to give to the said grantees, their heirs or assigns, the rights and privileges to remove any tree growth that may be desired within thirty (30) days' before the stripping operation is to commence and that if said tree growth is not removed within the said time, then all rights by the grantees in the time upon the area to be stripped and used in said stripping operations terminates and ceases.

FURTHER saving, excepting and reserving unto the predecessors in title, the rights to go upon said premises herein conveyed at any time to prospect and drill and use any other methods in determining whether minerals exist in, upon and under the said premises. These rights to be exercised, free from all damages and compensation to the said parties of the second part, their heirs, executors and/or assigns. And further there is reserved to predecessors in title, the rights to remove any and all improvements that may be erected in, or upon the premises herein granted, for the purposes of prospecting for and/or removing the minerals herein reserved and also the rights of removal of all improvements that may be erected in, upon or under the premises in the transportation of coal from any other lands unto, or that may hereafter come under the control of predecessors in title. However, there are no rights herein reserved upon the part of predecessors in title for the erection of dwelling houses upon the premises herein conveyed.

ALSO saving and excepting and reserving to the Thomas H. Forcey Estate, the right of maintaining roads over the lands herein conveyed and establishing the same for the removal of any timber from the Forcey Estate lands, which lands may now be owned by the Forcey Estate or formerly owned by it. This right to extend to the prior purchasers and future purchasers of Forcey Estate lands.

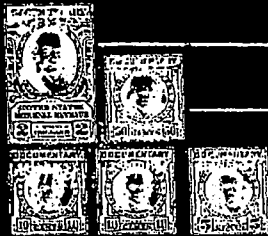
AND BEING the same premises which Harry L. Forcey, Executor and Trustee, and A. R. Chase, Administrator d.b.n.c.t.a. and succeeding Trustee of the Thomas H. Forcey Estate, conveyed to Howard Bumgarber by deed dated the 8th day of May 1946 and recorded in Deed Book 375, page 506.

The above named Howard Bumbarger died intestate on February 9, 1948, and left surviving him as his heirs at law, the following named persons: Bessie Lockey, Robert Rinehart, Elizabeth McDonald, Thomas Bumbarger, Grace Heck, Harvey Bumbarger, Mary Danner, Melinda Hubler, Clara Rothrock, Emma Hubler, William Bumbarger, Alice McGraw, John Bumbarger. The above named heirs at law, together with their spouses, do hereby join in the within deed.

And the said grantors do hereby covenant and agree to and with the said grantees, that they, the grantors, their heirs and administrators, shall and will SPECIALLY WARRANT and forever defend the herein above described premises, with the hereditaments and appurtenances, unto the said grantees, their heirs and assigns, against the grantors, and against every other person lawfully claiming or who shall hereafter claim the same or any part thereof.

IN WITNESS WHEREOF, the said grantors have hereunto set their hands and seals the day and year above written.

Sealed and Delivered
in the presence of



Bessie Lockey (SEAL)
Bessie Lockey
James Lockey (SEAL)
James Lockey
Robert Rinehart (SEAL)
Robert Rinehart
Alice Rinehart (SEAL)
Alice Rinehart
Elizabeth McDonald (SEAL)
Elizabeth McDonald
Lionel McDonald (SEAL)
Lionel McDonald
Thomas Bumbarger (SEAL)
Thomas Bumbarger
Iona Bumbarger (SEAL)
Iona Bumbarger
Grace Heck (SEAL)
Grace Heck
George Heck (SEAL)
George Heck
Harvey Bumbarger (SEAL)
Harvey Bumbarger
Sylvia Bumbarger (SEAL)
Sylvia Bumbarger
Mary Danner (SEAL)
Mary Danner
Walter Danner (SEAL)
Walter Danner

Melinda Hubler (SEAL)
 Melinda Hubler
Leroy Hubler (SEAL)
 Leroy Hubler
Clara Rothrock (SEAL)
 Clara Rothrock
Percy Rothrock (SEAL)
 Percy Rothrock
Emma Hubler (SEAL)
 Emma Hubler
Moland Hubler (SEAL)
 Moland Hubler
William Bumbarger (SEAL)
 William Bumbarger
Ruth Bumbarger (SEAL)
 Ruth Bumbarger
Alice McGraw (SEAL)
 Alice McGraw
Oliver McGraw (SEAL)
 Oliver McGraw
John Bumbarger (SEAL)
 John Bumbarger
Evelyn Bumbarger (SEAL)
 Evelyn Bumbarger

Marydale Pa
James J. Hubler
Oliver McGraw

STATE OF PENNSYLVANIA :
 COUNTY OF CLEARFIELD : SS:

On this the 25th day of May, 1949, before me, *Marydale Pa* the undersigned officer, personally appeared BESSIE LOCKEY and JAMES LOCKEY, her husband, ELIZABETH McDONALD and LIONEL McDONALD, her husband, THOMAS BUMBARGER and IONA BUMBARGER, his wife, HARVEY BUMBARGER and SYLVIA BUMBARGER, his wife, MELINDA HUBLER and LEROY HUBLER, her husband, CLARA ROTHROCK and PERCY ROTHROCK, her husband, WILLIAM BUMBARGER and RUTH BUMBARGER, his wife, ALICE MCGRAW and OLIVER MCGRAW, her husband, known to me (or satisfactorily proven) to be the persons whose names are subscribed to the within instrument, and acknowledged that they executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Marydale Pa
 (SEAL)
 Notary Public

STATE OF OREGON :
COUNTY OF Linn : SS:

On this the 5th day of July, 1949, before me,
Margaret Chittow the undersigned officer, personally
appeared EMMA HUEBLER and ROLAND HUEBLER, her husband, known to me,
(or satisfactorily proven) to be the persons whose names are sub-
scribed to the within instrument, and acknowledged that they
executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official
seal.



Margaret Chittow (SEAL)
Notary Public for Oregon
My Commission Expires 12-31-50

CERTIFICATE

STATE OF OREGON,
County of Linn.

I, R. M. Russell

County Clerk of the County of Linn, State of
Oregon and Clerk of the County Court of said County, (which is a Court of Record), do hereby
certify that Gloria Wynne

has been subscribed to the certificate or proof of acknowledgment of the annexed instrument, and therein written
that she was at the time of making such proof or acknowledgment a Notary Public in and for said County, duly commis-
sioned, qualified and authorized by law to take the same; and full faith and credit are due to all its official acts as
such Notary Public; and I do further certify that I am well acquainted with the handwriting of said Notary Public
and believe the signature to said certificate, or proof of acknowledgment is genuine; and that said instru-
ment is executed and acknowledged according to the laws of the State of Oregon.



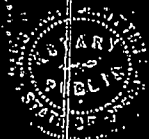
IN WITNESS WHEREOF, I have hereunto set my hand and affixed
the Seal of the County Court at my office in said County,
this 5th day of July, 1949.

R. M. Russell
County Clerk and Clerk of the County Court of Linn county.

STATE OF OREGON :
COUNTY OF Linn : SS:

On this the 5th day of July, 1949, before me,
Margaret Chittow the undersigned officer, personally
appeared JOHN BUMBARGER and EVELYN BUMBARGER, his wife, known
to me (or satisfactorily proven) to be the persons whose names
are subscribed to the within instrument, and acknowledged that
they executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and
official seal.



Margaret Chittow (SEAL)
Notary Public for Oregon
My Commission Expires 12-31-50

4416 *Leptochloa*

County of Linn.

NS.

where none is subscribed to the certificate or proof of acknowledgment of the annexed instrument, and therein witnessed, was at the time of taking such proof or acknowledgment a Notary Public in and for said County, duly commissioned, qualified and authorized by law to take the same, and full faith and credit are due said County, duly commissioned Notary Public, and I, the undersigned, being fully and lawfully qualified and being duly sworn, do hereby certify, do and lawfully believe, that the said instrument, certificate or proof of acknowledgment, is genuine and that said Notary Public is executing the same lawfully according to the laws of the State of Oregon.

WITNESS WHEREOF, I have hereunto set my hand and affixed
the Seal of the County Court, at my office in said County,
this 5th day of July, 1900.

County Clerk and Clerk of the County Court of Linn county.

STATE OF PENNSYLVANIA :
COUNTY OF *Cumberland* : SS:

On this the 23rd day of July, 1949, before me,
A. IRA CARRIGILL,
the undersigned officer, personally
appeared MARY DANKER and 'WALTER DANKER, her husband known to me,
(or satisfactorily proven) to be the persons whose names are
subscribed to the within instrument, and acknowledged that they
executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

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STATE OF PENNSYLVANIA :
COUNTY OF Cumberland : SS:

On this the 23rd day of July, 1949, before me,
LIRA CARGILL the undersigned officer, personally
appeared GRACE BECK and GEORGE BECK, her husband, known to me,
(or satisfactorily proven) to be the persons whose names are
subscribed to the within instrument, and acknowledged that they
executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and
official seal.

Lira Cargill (SEAL)
Justice of the Peace
My Commission Expires
1st Monday January 1954

STATE OF MARYLAND :
COUNTY OF Baltimore : SS:

On this the 19th day of July, 1949, before me,
Leone K. Volz the undersigned officer, personally
appeared ROBERT RINEHART and ALICE RINEHART, his wife, known to
me (or satisfactorily proven) to be the persons whose names are
subscribed to the within instrument, and acknowledged that they
executed the same for the purposes therein contained.

In Witness whereof, I hereunto set my hand and
official seal.

Leone K. Volz
Notary Public



State of Maryland, County of Baltimore, to wit:

1. *T. Bradley Dilworth* Clerk of the Circuit Court for Baltimore County.

(the same being a court of law and record of the aforesaid county, having by law a seal) do hereby

certify that *Leone K. Volz*

whose name is subscribed to the attached certificate of acknowledgment, proof or affidavit, was at
the time of taking said acknowledgment, proof or affidavit, a NOTARY PUBLIC of the State of
Maryland and for Baltimore County, duly commissioned and sworn, and residing in said county,
and was, as such, an officer of said State duly authorized by the laws thereof to take and certify
the same, as well as to take and certify the proof and acknowledgment of deeds and other instru-
ments in writing to be recorded in said State, and that full faith and credit are and ought to be
given to his/her official acts, and I further certify that I am well acquainted with his/her hand-
writing, and verily believe that the signature to the attached certificate is his/her genuine signature.

IN WITNESS WHEREOF, I have hereunto set my hand and affix my official seal this 19th day of

July 1949

Record of Record May 27 1950, 11-50 am. *T. Bradley Dilworth*, Clerk.
Weir W. Millard, Notary

State of Pennsylvania
 County of Clearfield BOOK 408 PAGE 93

On this, the 6th day of September, 1950, before me
 RECORDER OF DEEDS the undersigned officer,
 personally appeared Robert J. McIntosh and Alverta McIntosh, his wife,
 known to me (or satisfactorily proven) to be the person s whose name s
 subscribed to the within instrument, and acknowledged that
 he y executed the same for the purposes therein contained.
 In witness whereof, I hereunto set my hand and official seal.
Wm. H. B...
 My Commission Expires First Monday in January 1952
 RECORDER OF DEEDS
 Title of Officer

I Hereby Certify that the precise residence of the grantee or grantees is
City of DuBois, Clearfield County, Penna.
Smith, M...
 Entered of Record Sept. 6 1950; 1:35 P.M. Walt W. Mullen, Recorder

This Deed,

Made the 6th day of September in the year
 Nineteen hundred and fifty.
 Between HARVEY BUMBARGER and SYLVIA BUMBARGER, his wife, of the
 Township of Graham, County of Clearfield and State of Pennsylvania,
 hereinafter called
 Grantor s;
 and MEREDITH AVERY and BEATRICE H. AVERY, his wife, as tenants by
 the entireties, of the Borough of Philipsburg, County of Centre and
 State of Pennsylvania, hereinafter called
 Grantee s;

Witnesseth, that in consideration of the sum of One (\$1.00) Dollars
 in hand paid, the receipt whereof is hereby acknowledged, the said grantor s do hereby grant and
 convey to the said Grantee s as tenants by the ~~entireties~~ entireties, All
 that certain tract of land situated in Boggs Township, Clearfield
 County, Pennsylvania, bounded and described as follows:

Adjoining lands of Andrew Gress and George James, beginning
 at an old post being the Northeast corner of the said James Land:
 thence East one hundred thirty-two and one-half (132½) perches to
 stones; thence South one hundred eighty-three and one-half (183½)
 perches to post and stones; thence West one hundred thirty-two and
 one-half (132½) perches to post; thence North one hundred eighty-three
 and one-half (183½) perches to old post and place of beginning. Con-
 taining one hundred forty-three (143) acres and sixty-one (61) per-
 ches and allowance.

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And being a part of a larger survey in the name of Henry Drinker. And being the same premises which John Redding, and Genevieve O. Redding, his wife, and Theodore Haney and Ethel Haney, his wife, conveyed to Howard Bumbarger and Harvey Bumbarger, by deed dated the 15th day of November 1943 and which deed is recorded in Deed Book 356, page 397. The said Howard Bumbarger died intestate on the 19th day of February 1948. The interest of the said Howard Bumbarger in the above described premises was conveyed to Harvey Bumbarger and Sylvia Bumbarger, his wife, by deed from Bessie Lockey, et al, heirs at law of Howard Bumbarger, dated the 17th day of May 1949, and recorded in Deed Book 404, page 479. This being the first parcel in

the deed from Bessie Lockey, et al, to Harvey Bumbarger and Sylvia Bumbarger, his wife, as herein recited.

EXCEPTING AND RESERVING the oil, gas and clay rights, together with the right of ingress, egress and regress to search for, dig, prospect, transport and carry away, in all the usual operations which are customary for the proper mining and removal of the same.

ALSO RESERVING unto the Grantors herein, the right to remove all the present growing timber on the premises for a period of five (5) years from the date hereof, and with the understanding that whatever is not removed within five (5) years from the date hereof, shall revert to the Grantees herein.

The said Harvey Bumbarger and Sylvia Bumbarger, his wife, do hereby convey all their right, title and interest to the premises hereinabove described whether same was acquired by Harvey Bumbarger, or by Harvey Bumbarger and Sylvia Bumbarger, his wife.

And the said grantors do hereby covenant and agree to and with the said grantee, that they, the grantors, their heirs, executors and administrators, shall and will GENERALLY warrant and forever defend the herein above described premises, with the hereditaments and appurtenances, unto the said grantee, their heirs and assigns, against the said grantors, and against every other person lawfully claiming or who shall hereafter claim the same or any part thereof.

In Witness Whereof, said grantors have hereunto set their hands and seals the day and year above written.

SEALED AND DELIVERED
IN THE PRESENCE OF

Mr. L. Silbert
as to him

Harvey Bumbarger
Harvey Bumbarger

Sylvia Bumbarger
Sylvia Bumbarger

Seal

Seal

Seal

Seal

State of Pennsylvania, } ss.
 County of CLEARFIELD

On this the 6th day of September, 1950, before me
 Edward L. Wilson, Notary Public,
 the undersigned officer, personally appeared Harvey Bumbarger and Sylvia Bumbarger,
 his wife,
 known to me (or satisfactorily proven) to be the persons whose names are subscribed to the within
 instrument, and acknowledged that they executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Edward L. Wilson
 NOTARY PUBLIC
 My Commission Expires at 10:00 A.M. on 10/1/51

RESIDENCE CERTIFICATE

I hereby certify that the precise residence of the within named *Sept 6 1950*
 is *Chesham, Pa.*

Benjamin Bumbarger
 Attorney for *Bumbarger*

Entered of Record *Sept 6 1950, 2:30 P.M.* Weir W. Mollen, Recorder.

This Deed,

WAS the 6th day of September in the year
 of our Lord one thousand nine hundred Fifty

BETWEEN ALBERT L. GOOD, and Harriet F. Good, his wife, of the
 City of Du Bois, Clearfield County, Pennsylvania, of the first

part, hereinafter called *Grantors*
 and Joseph Austin Garman and Doris E. Garman, husband
 and wife, also of the City of Du Bois, County and State afore-

said, of the second part, hereinafter called the *Grantees*
 witnesseth, that in consideration of One & No/100 (1.00) Dollars
 in hand paid, the receipt whereof is hereby acknowledged, the said grantors
 do hereby grant and convey to the said grantees, as tenants by the
 Entireties, and to their heirs and assigns forever,

ALL those two certain lots, pieces or parcels of land situate in
 the Township of Sandy, County of Clearfield, and State of Penn-
 sylvania, bounded and described as follows to wit:-

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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MEREDITH AVERY and
BEATRICE AVERY

-vs-

JOHN A. REDDING and
GENEVIEVE REDDING

No. *192016*
~~May~~ Term, 1956

ACTION TO QUIET TITLE

TO THE HONORABLE JOHN J. PENTZ, PRESIDENT JUDGE OF SAID COURT:

The plaintiffs above named complaint of the defendants above named upon a cause of action, the nature and character of which is as follows:

- (1). That Meredith Avery and Beatrice Avery, his wife, are residents of Clearfield Borough, Clearfield County, Pennsylvania.
- (2). That John A. Redding and Genevieve Redding, are husband and wife, residing in Osceola Mills Borough, Clearfield County, Pennsylvania.
- (3). That John A. Redding and Theodore A. Haney purchased at a County Commissioners' Sale, held the 23rd day of April, 1943, a tract of land in fee consisting of 143 acres, located in Boggs Township, Clearfield County, Pennsylvania, which had been sold to the County by the County Treasurer of Clearfield County as the property of Enoch McLarren Estate. The deed from the County Commissioners is dated the 23rd day of August 1943, and is recorded in Clearfield County in Deed Book 352, page 397.
- (4). That John A. Redding and his wife, Genevieve, and Theodore Haney and wife, by their deed dated the 15th day of November 1943, conveyed all their right, title and interest they had obtained from the County Commissioners of Clearfield County by deed of the previous August, to Howard Bumbarger and Harvey

EXHIBIT *4*
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Bumbarger of Graham Township, Clearfield County, Pennsylvania, mistakenly stated in the deed to be Boggs Township, Clearfield County, Pennsylvania.

(5). This deed was duly recorded in Clearfield County on February 15, 1944, in Deed Book 356, page 397, and copy of which is attached heretomarked Plaintiff's Exhibit "A" and made a part hereof.

(6). That the conveyance referred to in the previous paragraph conveyed unto the Bumbargers, all of the property purchased at the Commissioners' Sale, excepting and reserving the oil, gas and clay rights.

(7). That subsequently, Theodore Haney died, his widow remarried and by a deed dated the 19th day of September 1951, Mrs. Haney, now Mrs. Theodore Haney Hemphill, and her husband, Richard Hemphill, made a deed for a one-half interest in said property to John A. Redding and Genevieve Redding, the defendants above named, which deed was recorded September 20, 1951 in Clearfield County in Deed Book 415, page 484, and the consideration therefor being \$150.00.

(8). That the deed from Mrs. Hemphill and her husband purports to include the coal as well as the clay, and said deed is incorporated herein by reference.

(9). The property was not assessed in the year 1943, the date of sale, to either John Redding or Howard or Harvey Bumbarger, but for the year 1944, the fee assessment is against Howard and Harvey Bumbarger and the records are marked transferred from John Redding and Theodore Haney.

(10). That the property has continued to be assessed to Howard and Harvey Bumbarger in fee until the year 1951 when the property was transferred to the parties above named as herein-after mentioned.

(11). That at no time, during the period, were either John A. Redding or Theodore Haney or any assignee of theirs ever assessed with any interest in said property.

(12). That Howard Bumbarger died and the heirs of Howard Bumbarger by deed dated the 17th day of May 1949 and recorded in Clearfield County in Deed Book 404, page 479, conveyed the interest of Howard Bumbarger to his son, Harvey Bumbarger and his son's wife, Sylvia Bumbarger.

(13). That Harvey Bumbarger and Sylvia Bumbarger, his wife, by a deed dated the 6th day of September 1950 and recorded in Clearfield County in Deed Book 408, page 93, conveyed said premises to Meredith Avery and Beatrice Avery, the plaintiffs above named.

(14). That Meredith Avery and Beatrice Avery have been assessed with said property in fee since that date.

(15). That neither of the defendants have ever been assessed with said property until the year 1953 when the defendant, John A. Redding, had the property placed on the assessment records and assessed in the names of he and his wife, said assessment being all mineral rights.

(16). That prior to the purchase of the property by Howard Bumbarger and Harvey Bumbarger, the Bumbargers had the title searched as they desired to open a coal mine on the property, and were advised to complete the purchase from John Redding and Theodore Haney of said property for the purpose of obtaining the coal located thereunder.

(17). That when the deed was prepared and brought to the home of Howard and Harvey Bumbarger in Graham Township, it was discovered that the person drawing the deed had included the coal among the reservations, whereupon Howard Bumbarger and Harvey Bumbarger declined to purchase the property reminding John A.

Redding, the party entrusted with the delivery of the deed, that they wanted the property for the coal located thereon.

(18). Whereupon John A. Redding took his pen and struck out of the reservation the words "all coal", and then delivered the deed and received from Howard Bumbarger, the sum of One Thousand (\$1,000.00) in cash for the purchase of said property. The words were stricken from the deed prior to the delivery thereof or the receipt of the purchase price.

(19). That John A. Redding was agent for his brother-in-law, Theodore Haney, in the delivery of the deed or the change made therein, and he and his wife as present owners and purchasers of said property from the widow of Theodore Haney are estopped to deny the authority to make said change in the deed.

(20). That following the recording of the deed by Howard Bumbarger and Harvey Bumbarger, Howard Bumbarger opened a deep mine on said property which he worked for a period of approximately three (3) years which fact was well known to both Theodore Haney and John A. Redding.

(21). That after he ran into a fault on the deep mine, he ceased deep mining, and the Bumbargers then leased the property to the Dugans of Osceola Mills who began stripping on the property, which fact was known to both John A. Redding and Theodore Haney.

(22). That all of the said mining of coal on said property was done during the lifetime of Howard Bumbarger who died prior to May 17, 1949.

(23). That the plaintiffs aver that after their purchase of the property, they went into possession, and in the year 1955 entered into negotiations with the defendants for the right to strip the clay on the property which the plaintiffs concede is not vested in the plaintiffs.

(24). Not being able to reach an agreement, they were told by the defendants that the defendants made a claim for the coal on said property, and examination of the record shows the contents of the deed from the widow of Theodore Haney and the placing on the assessment records of Clearfield County in the names of the defendants and assessment of the coal despite the fact that said property had been assessed in fee to the parties to whom the defendant John A. Redding made a deed for said property or their successors since the purchase of the property.

(25). Wherefore the plaintiffs pray

(a). That the defendants be compelled to remove any cloud or uncertainty as to their title to the coal on said property by removing from the records the assessment of the coal thereon to John A. Redding and Genevieve Redding.

(b). That the validity and effect of the deed dated Nov. 15, 1943 between the defendants and Howard Bumbarger and Harvey Bumbarger be determined.

(c). That the defendants be compelled to make answer on the merits to this complaint under penalty that the failure so to do will be deemed an admission of the validity of the deed of November 15, 1943 as recorded and that the defendants be forever after barred from maintaining any claim for the coal underneath said property based on any claim existing prior to this date.

(d). That the Court shall enter an appropriate decree forever barring the defendants from asserting any right, title or interest in said property inconsistent with the interest of the plaintiffs as set forth in this complaint unless the defendants make answer on the merits within thirty (30) days after the entry of judgment or

within such further time as the Court may allow
or after such notice that the Court may by general
or special order direct.

(e). That on failure of the defendant to
make answer that the Court shall order the assessment
officer and the Recorder of Deeds to reform the
deed in accordance with the facts as may be found
by the Court under this Complaint and shall enter
such other decrees as are necessary for granting
fit and proper relief including a judgment against
the defendants for all costs in this action.

WHEREFORE, the plaintiffs ask that a judgment be
rendered in their favor and against the defendants in this cause.

BELL, SILBERBLATT & SWOOPE

By


Attorneys for Plaintiffs

STATE OF PENNSYLVANIA :
: SS:
COUNTY OF CLEARFIELD :

Personally appeared before me, MEREDITH AVERY, who
being duly sworn according to law, deposes and states that the
facts set forth in the within Petition are true and correct
to the best of his knowledge, information and belief.

Sworn to and subscribed :
before me this 28th :
day of January :
1956. :

Meredith Avery :

MILDRED L. WILSON, NOTARY PUBLIC
CLEARFIELD CLFD. CO. PA.
MY COMMISSION EXPIRES JANUARY 29th, 1957

206-AT- Quit-Claim Deed
Henry Hall, Inc., Indiana, Pa.

THIS DEED

MADE the Fifteenth day of November in the year of our Lord one thousand nine hundred forty-three
BETWEEN John Redding, of the Borough of Osceola Mills, Clearfield County, Pennsylvania, and Genevieve O. Redding, his wife, Theodore Hahey, of Lawrence Township, Clearfield County, Pennsylvania, and Ethel Hahey, his wife, parties of the first part, hereinafter designated grantors,

and Howard Bumbarger and Harvey Bumbarger, of the Township of Boggs, County of Clearfield, State of Pennsylvania, hereinafter designated the grantees, and parties of the second part,

WITNESSETH, that in consideration of
One (1) - - - - - Dollars,
in hand paid, the receipt whereof is hereby acknowledged, the said grantors do hereby release and quit-claim to the said grantees,

ALL That certain tract or piece of land situated in the Township of Boggs, County of Clearfield, and State of Pennsylvania, bounded and further described as follows:

Being the same premises which were assessed in the name of Enoch McLaren Estate containing 73 and 70 acres which was conveyed by the County Commissioners of the County of Clearfield, who having given due and timely notice, according to the several Acts of Assembly in relation thereto, of their power to sell, and of the time and place of sale did agreeably to law, on the 23rd day of April, 1943, expose the said premises to public sale by public vendue or outcry, in Court Room #1 at the Court House at Clearfield, by their deed dated August 23rd, A. D., 1943, conveyed the same to the grantors herein, and said deed intended to be recorded. Title to which became vested in the aforesaid County Commissioners of Clearfield County, by County Treasurer's deed dated July 8th, A. D. 1940 and which is recorded in the office of the Prothonotary of the said County in Docket #136, Page 466.

Excepting and reserving ~~minerals~~ oil, gas and clay rights unto the parties of the first part, including the right of ingress, egress, and regress, to search, for, dig, prospect, transport and carry away, in all the usual operations which are customary for the proper mining and removal of the same.

IN WITNESS WHEREOF, said grantors have hereunto set their hands and seals the day and year first above written.

Signed, sealed and Delivered)	John Redding	(SEAL)
In the Presence of	Genevieve Redding	(SEAL)
	Theodore Hahey	(SEAL)
	Ethel Hahey	(SEAL)
	L. R. Korman	

STATE OF PENNSYLVANIA
COUNTY OF CLEARFIELD :ss

On this, the fifteenth day of November, 1943, before me, L. R. Korman, Justice of the Peace, in and for the aforesaid County & State the undersigned officer, personally appeared John Redding, Genevieve O. Redding, Theodore Haney, & Ethel Haney known to me (or satisfactorily proven) to be the persons whose names subscribed to the within instrument, and acknowledged that they executed the same for the purposes therein contained.

In Witness Whereof, I hereunto set my hand and official seal.

L. R. Korman J. P. (seal)

Justice of the Peace
Title of Officer

My Commission Expires First Monday
in January 1944

(BACK OF DEED)

We do hereby certify that the precise residence of the within name grantees is Morrisdale, R. D.
Feb 14, 1944

Pentz & Silberblatt
Attorneys for Grantees

COMMONWEALTH OF PENNSYLVANIA
County of Clearfield :ss

Recorded on this 15th day of Feb. A. D. 1944, in the Recorder's office of said County, in Deed Book Vol. 356, page 397.

Given under my hand and the seal of the said office, the date above written.

Weir W. Mullen, Recorder,
M. F.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MEREDITH AVERY and
BEATRICE AVERY

-vs-

JOHN A. REDDING and
GENEVIEVE REDDING

:

:

:

:

No. 492 Feb. Term, 1956

ANSWER

The Defendants answer the complaint of the Plaintiffs
in the above case as follows:

1. Admitted.
2. Admitted.
3. Admitted.
4. Denied. It is averred that the conveyance referred
to conveyed surface and timber but reserved coal, oil, gas
and clay rights with right to remove same.
5. Admitted except that when deed was delivered "coal"
was included in the reservation and not stricken out.
6. Admitted except that "coal" was also reserved.
7. Admitted.
8. Admitted.
9. Admitted.
10. Admitted } *Except that "for minerals or surface" is not
mentioned in the assessment.*
11. Admitted.
12. Admitted.
13. Admitted that the property was so conveyed "reserv-
ing the timber." *for 5 years and also the oil, gas and clayrights.*
14. If this is so Defendants had nothing to do with it.
15. Admitted, only that the record so appears.

16. Defendants have no means of knowing what was in the minds of the Bumbargers but Defendants, Reddings, were advised by the Bumbargers that they desired to purchase the surface and the timber and the deed was made accordingly.

17. Denied. The transaction was completed in the office of Justice of the Peace, Korman of Osceola who drew the deed and the "coal" as well as the oil, gas and clay was reserved

18. Denied. It is averred that "all coal" was not stricken out by John Redding so it is averred that \$1200 was paid not \$1000 and when the deed was delivered the coal was reserved.

19. It is denied that John Redding was related to Theodore Haney or that he was agent for him or had any power to change a deed executed by Haney or wife or that it did make any changes.

20. That this was an old deepwagon coal mine on the property for possibly fifty years or more and Bumbargers had permission from Haney and Redding to take out deep mine coal for his own use.

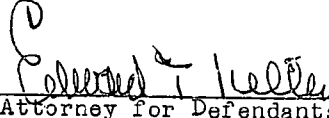
21. It is admitted that Dugans of Osceola started stripping on the property but as soon as the Defendants found out about it they called on the Dugans, explained that they owned the coal and the Dugans stopped stripping.

22. Admitted.

23. It is admitted that the Plaintiffs went into possession of the surface and it is averred that the Plaintiffs endeavored to lease from Redding the coal on the property for 5¢ per net ton and the clay for 15¢ per net ton which the Defendants refused to do. The defendants made a counter offer to Defendants for the right to strip the surface to remove both clay and coal of 20¢ per net ton which Plaintiffs refused.

24. The plaintiffs may have been deceived by their predecessors in title or by their search of the records but the plaintiffs were not mis-led by the Defendants as to the title and in search of the records before purchase by the plaintiffs should have put them on inquiry especially when "coal" which was reserved in the original deed was stricken out in deed to Bum-barger.

WHEREFORE, the complaint of the Plaintiffs could not involve the one-half interest formerly held by Theodore Haney and wife even if their allegations were true which Defendants deny. Wherefore the defendants pray that the Plaintiffs' suit be dismissed at their cost.



Attorney for Defendants

STATE OF PENNSYLVANIA :
COUNTY OF CLEARFIELD : SS

Now comes JOHN A. REDDING, on his own behalf and
on behalf of Genevieve Redding, who being duly sworn according
to law deposes and says that the facts set forth in the foregoing.
Answer are true and correct to the best of his knowledge,
information and belief.

Sworn and subscribed before me
this 23 day of March, A.D. 1956.

Notary Public
Notary Public, Clearfield, Pa.
Commission Expires 1959
Clearfield County

<p>Bell, Silberblatt & Swoope</p> <p>Jan. 30</p>	<p>Meredith Avery Beatrice Avery</p> <p>492</p> <p>John A. Redding Genevieve Redding.</p> <p>Pro. <i>Byatty</i> 4.00 Atty. 3.00 Pro. S.R. <i>Byatty</i> .50 Shff. By Atty. Bell 3.00 Pro. .50 Pro .50 Pro. 2.00 <u>2.00</u> 15.50</p>	<p>JANUARY 30, 1956, COMPLAINT TO QUIET TITLE filed.</p> <p>Two Copies certified to the Sheriff.</p> <p>NOW, 31 day of January 1956, service accepted, Edward T. Kelly, Atty. for deft.</p> <p>NOW, January 31, 1956, service of the within Action to Quiet Title accepted by Edward T. Kelley, Atty. for the Defendant. So answers, Charles G. Ammerman, Shff.</p> <p>March 8, 1956, Defendants Answer to Complaint filed by Edward T. Kelley, Attorney for the Defendants.</p> <p>Now, March 8, 1956, Service accepted by copies, Bell Silberblatt & Swoope, Attorneys for Plaintiffs.</p> <p>May 12, 1956, On Praecipe filed by Bell, Silberblatt, & Swoope, Attorneys, the above case is placed on the list for September Court.</p> <p><u>DECREE</u>: AND NOW, November 19, 1956, the parties having agreed to the disposition of this case by Stipula- tion filed as a part of the records of the case, it is ordered and decreed that:</p> <p>(a) The legal force and effect of the deed between the Defendants and Howard Bumbarger and Harvey Bumbarger was to transfer to the Grantees title in fee to the said property with a reservation of the oil, gas and clay rights unto the Defendants including the right of ingress, egress, and regress to search for, dig, prospect, trans- port and carry away in all the usual operations which are customary for the proper mining and removal of the same.</p> <p>(b) That the Defendants shall not have either the coal or the surface of the described tract assessed to them on the tax assessment records of Clearfield County.</p>
		<p>(c) The Defendants will remove any cloud or uncer- tainty on the title of the plaintiffs to the tract of land in fee excepting and reserving to the Defendants the oil, gas, and clay rights and the mining rights set forth in the first paragraph of this Decree.</p> <p>(d) That the Defendants are forever barred from asserting any right, title or interest in the said proper- ty inconsistent with the Plaintiffs as set forth in para- graph (c) of this Decree.</p> <p>(e) In accordance with the Stipulation of the parties the Defendants shall pay all record costs in this Action.</p> <p>By the Court, John J. Pentz, President Judge.</p> <p>One copy certified to the Register & Recorder.</p>



H



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NATIONAL CITY BANK OF
PENNSYLVANIA,
Plaintiff,

CIVIL DIVISION

vs.

Civil Action No. 05-1913 CD

Any and all unknown heirs of BESSIE LOCKEY, deceased,
ROBERT RINEHART and ALICE RINEHART, his wife,
ELIZABETH MCDONALD and LIONEL MCDONALD, her husband,
THOMAS BUMBARGER and IONA BUMBARGER, his wife,
Any and all unknown heirs of GEORGE HECK, GRACE HECK,
Any and all unknown heirs of HARVEY BUMBARGER, deceased,
Any and all unknown heirs of MARY DANNER, deceased,
Any and all unknown heirs of LEROY HUBLER and MELINDA
HUBLER, Any and all unknown heirs of CLARA ROTHROCK,
deceased, Any and all unknown heirs of EMMA HUBLER, deceased,
and any and all unknown heirs of RONALD HUBLER, deceased,
RUTH BUMBARGER, Known heir of WILLIAM BUMBARGER,
deceased and any and all unknown heirs of WILLIAM BUMBARGER,
deceased, ALICE MCGRAW and any and all unknown heirs of
OLIVER MCGRAW, JOHN BUMBARGER, as known heirs of
HOWARD BUMBARGER, deceased, their heirs, Personal Representatives,
successors and assigns, and any and all unknown heirs of HOWARD
BUMBARGER, deceased, any and all unknown heirs of
HARRY L. FORCEY a/k/a H.L. FORCEY, and JOHN A. REDDING, JR.,
As Executor of the Estate of GENEVIEVE REDDING and any and all
Unknown heirs of JOHN A. REDDING and THE WHOLE WORLD,
Defendants.

FILED
11 34
OCT 12 2006
William A. Shaw
Prothonotary/Clerk of Courts

PRAECIPE TO REINSTATE
AMENDED COMPLAINT

FILED ON BEHALF OF
Plaintiff
COUNSEL OF RECORD OF
THIS PARTY:
LORI A. GIBSON, ESQUIRE
PA ID#68013
DEBORAH R. ERBSTEIN, ESQUIRE
PA ID#86470
Bernstein Law Firm, P.C.
Firm #718
Suite 2200 Gulf Tower
Pittsburgh, PA 15219
412-456-8100
BERNSTEIN FILE NO. F0012742

CERTIFICATE OF ADDRESS:
RD I, BOX 205-B
BOGGS TOWNSHIP
PARCEL NO. #N10-000-00077

NOTICE

**THIS COMMUNICATION IS FROM A DEBT COLLECTOR AND IS AN ATTEMPT TO COLLECT A
DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.**

EXHIBIT H

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NATIONAL CITY BANK OF
PENNSYLVANIA,
Plaintiff,

CIVIL DIVISION

vs.

Civil Action No. 05-1913 CD

Any and all unknown heirs of BESSIE LOCKEY, deceased,
ROBERT RINEHART and ALICE RINEHART, his wife,
ELIZABETH MCDONALD and LIONEL MCDONALD, her husband,
THOMAS BUMBARGER and IONA BUMBARGER, his wife,
Any and all unknown heirs of GEORGE HECK, GRACE HECK,
Any and all unknown heirs of HARVEY BUMBARGER, deceased,
Any and all unknown heirs of MARY DANNER, deceased,
Any and all unknown heirs of LEROY HUBLER and MELINDA
HUBLER, Any and all unknown heirs of CLARA ROTHROCK,
deceased, Any and all unknown heirs of EMMA HUBLER, deceased,
and any and all unknown heirs of RONALD HUBLER, deceased,
RUTH BUMBARGER, Known heir of WILLIAM BUMBARGER,
deceased and any and all unknown heirs of WILLIAM BUMBARGER,
deceased, ALICE MCGRAW and any and all unknown heirs of
OLIVER MCGRAW, JOHN BUMBARGER, as known heirs of
HOWARD BUMBARGER, deceased, their heirs, Personal Representatives,
successors and assigns, and any and all unknown heirs of HOWARD
BUMBARGER, deceased, any and all unknown heirs of
HARRY L. FORCEY a/k/a H.L. FORCEY, and JOHN A. REDDING, JR.,
As Executor of the Estate of GENEVIEVE REDDING and any and all
Unknown heirs of JOHN A. REDDING and THE WHOLE WORLD,
Defendants.

10/12/06 Document
Reinstated/Returned to ~~State~~ Attorney
for service. *[Signature]*

[Signature]
Deputy Prothonotary

**AMENDED COMPLAINT
TO QUIET TITLE**

FILED ON BEHALF OF
Plaintiff
COUNSEL OF RECORD OF
THIS PARTY:
LORI A. GIBSON, ESQUIRE
PA ID#68013
DEBORAH R. ERBSTEIN, ESQUIRE
PA ID#86470
Bernstein Law Firm, P.C.
Firm #718
Suite 2200 Gulf Tower
Pittsburgh, PA 15219
412-456-8100
BERNSTEIN FILE NO. F0012742

CERTIFICATE OF ADDRESS:
RD I, BOX 250-B
BOGGS TOWNSHIP
PARCEL NO. #N10-000-00077

NOTICE

**THIS COMMUNICATION IS FROM A DEBT COLLECTOR AND IS AN ATTEMPT TO
COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT
PURPOSE.**

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

NATIONAL CITY BANK OF
PENNSYLVANIA,
Plaintiff,

vs.

Civil Action No. 05-1913 CD

Any and all unknown heirs of BESSIE LOCKEY, deceased,
ROBERT RINEHART and ALICE RINEHART, his wife,
ELIZABETH MCDONALD and LIONEL MCDONALD, her husband,
THOMAS BUMBARGER and IONA BUMBARGER, his wife,
Any and all unknown heirs of GEORGE HECK, GRACE HECK,
Any and all unknown heirs of HARVEY BUMBARGER, deceased,
Any and all unknown heirs of MARY DANNER, deceased,
Any and all unknown heirs of LEROY HUBLER and MELINDA
HUBLER, Any and all unknown heirs of CLARA ROTHROCK,
deceased, Any and all unknown heirs of EMMA HUBLER, deceased,
and any and all unknown heirs of RONALD HUBLER, deceased,
RUTH BUMBARGER, Known heir of WILLIAM BUMBARGER,
deceased and any and all unknown heirs of WILLIAM BUMBARGER,
deceased, ALICE MCGRAW and any and all unknown heirs of
OLIVER MCGRAW, JOHN BUMBARGER, as known heirs of
HOWARD BUMBARGER, deceased, their heirs, Personal Representatives,
successors and assigns, and any and all unknown heirs of HOWARD
BUMBARGER, deceased, any and all unknown heirs of
HARRY L. FORCEY a/k/a H.L. FORCEY, and JOHN A. REDDING, JR.,
As Executor of the Estate of GENEVIEVE REDDING and any and all
Unknown heirs of JOHN A. REDDING and THE WHOLE WORLD,
Defendants.

**AFFIDAVIT OF SERVICE OF AMENDED
COMPLAINT IN QUIET TITLE**

FILED ON BEHALF OF
Plaintiff
COUNSEL OF RECORD OF
THIS PARTY:
LORI A. GIBSON, ESQUIRE
PA ID#68013
DEBORAH R. ERBSTEIN, ESQUIRE
PA ID#86470
Bernstein Law Firm, P.C.
Firm #718
Suite 2200 Gulf Tower
Pittsburgh, PA 15219
412-456-8100
BERNSTEIN FILE NO. F0012742

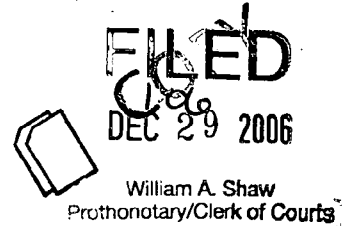
CERTIFICATE OF ADDRESS:
RD I, BOX 250-B
BOGGS TOWNSHIP
PARCEL NO. #N10-000-00077

NOTICE

**THIS COMMUNICATION IS FROM A DEBT COLLECTOR AND IS AN ATTEMPT TO COLLECT A DEBT
AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.**

SH003962V001

EXHIBIT I



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

NATIONAL CITY BANK OF
PENNSYLVANIA,

Plaintiff,

vs.

Civil Action No. 05-1913 CD

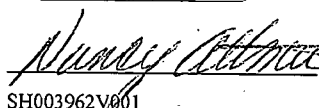
Any and all unknown heirs of BESSIE LOCKEY, deceased,
ROBERT RINEHART and ALICE RINEHART, his wife,
ELIZABETH MCDONALD and LIONEL MCDONALD, her husband,
THOMAS BUMBARGER and IONA BUMBARGER, his wife,
Any and all unknown heirs of GEORGE HECK, GRACE HECK,
Any and all unknown heirs of HARVEY BUMBARGER, deceased,
Any and all unknown heirs of MARY DANNER, deceased,
Any and all unknown heirs of LEROY HUBLER and MELINDA
HUBLER, Any and all unknown heirs of CLARA ROTHROCK,
deceased, Any and all unknown heirs of EMMA HUBLER, deceased,
and any and all unknown heirs of RONALD HUBLER, deceased,
RUTH BUMBARGER, Known heir of WILLIAM BUMBARGER,
deceased and any and all unknown heirs of WILLIAM BUMBARGER,
deceased, ALICE MCGRAW and any and all unknown heirs of
OLIVER MCGRAW, JOHN BUMBARGER, as known heirs of
HOWARD BUMBARGER, deceased, their heirs, Personal Representatives,
successors and assigns, and any and all unknown heirs of HOWARD
BUMBARGER, deceased, any and all unknown heirs of
HARRY L. FORCEY a/k/a H.L. FORCEY, and JOHN A. REDDING, JR.,
As Executor of the Estate of GENEVIEVE REDDING and any and all
Unknown heirs of JOHN A. REDDING and THE WHOLE WORLD,
Defendants.

AFFIDAVIT OF SERVICE OF AMENDED COMPLAINT IN QUIET TITLE

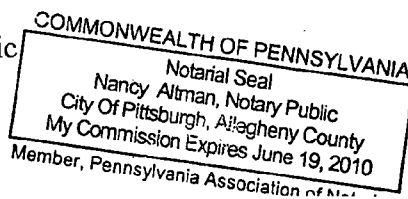
The undersigned, subject to the penalties of 18 Pa.C.S. §4904 relating to unsworn falsification to authorities, does hereby certify that the Amended Complaint in Quiet Title filed in the above-captioned matter, was served on the above named individuals, according to the Court Order dated May 9, 2006 granting Plaintiff's Motion to Serve the Defendants by Alternate Means by posting the subject property on September 13, 2006 and by publication in the Clearfield Progress on September 27, 2006 and the Clearfield County Legal Journal on October 20, 2006.


Deborah R. Erbsstein, Esquire
Attorney for Plaintiff

Sworn to and subscribed
before me this 22nd day
of Dec., 2006


Notary Public

SH003962V001



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101915
NO: 05-1913-CD
SERVICE # 1 OF 18
AMENDED COMPLAINT TO QUIET TITLE

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: ANY AND ALL UNKNOWN HEIRS OF BESSIE LOCKEY, Deceased,
ROBERT RINEHART et al

COPY

SHERIFF RETURN

NOW, September 13, 2006 AT 2:25 PM POSTED THE WITHIN AMENDED COMPLAINT TO QUIET TITLE AT Any & all unknown heirs of BESSIE LOCKEY, Dec, RD#1 BOX 205-B, BOGGS TWP., WEST DECATUR, CLEARFIELD COUNTY, PENNSYLVANIA.

SERVED BY: HUNTER / DEHAVEN

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101915
NO: 05-1913-CD
SERVICE # 2 OF 18
AMENDED COMPLAINT TO QUIET TITLE

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: ANY AND ALL UNKNOWN HEIRS OF BESSIE LOCKEY, Deceased,
ROBERT RINEHART et al

SHERIFF RETURN

NOW, September 13, 2006 AT 2:25 PM POSTED THE WITHIN AMENDED COMPLAINT TO QUIET TITLE AT
ROBERT RINEHART & ALICE RINEHART, RD#1 BOX 205-B, BOGGS TWP., WEST DECATUR, CLEARFIELD
COUNTY, PENNSYLVANIA.

SERVED BY: HUNTER / DEHAVEN

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101915
NO: 05-1913-CD
SERVICE # 3 OF 18
AMENDED COMPLAINT TO QUIET TITLE

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: ANY AND ALL UNKNOWN HEIRS OF BESSIE LOCKEY, Deceased,
ROBERT RINEHART et al

SHERIFF RETURN

NOW, September 13, 2006 AT 2:25 PM POSTED THE WITHIN AMENDED COMPLAINT TO QUIET TITLE AT ELIZABETH MCDONALD & LIONEL MCDONALD, RD#1 BOX 205-B, BOGGS TWP., WEST DECATUR, CLEARFIELD COUNTY, PENNSYLVANIA.

SERVED BY: HUNTER / DEHAVEN

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101915
NO: 05-1913-CD
SERVICE # 4 OF 18
AMENDED COMPLAINT TO QUIET TITLE

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: ANY AND ALL UNKNOWN HEIRS OF BESSIE LOCKEY, Deceased,
ROBERT RINEHART et al

SHERIFF RETURN

NOW, September 13, 2006 AT 2:25 PM POSTED THE WITHIN AMENDED COMPLAINT TO QUIET TITLE AT
THOMAS BUMBARGER & IONA BUMBARGER, RD#1 BOX 205-B, BOGGS TWP., WEST DECATUR, CLEARFIELD
COUNTY, PENNSYLVANIA.

SERVED BY: HUNTER / DEHAVEN

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101915

NO: 05-1913-CD

SERVICE # 5 OF 18

AMENDED COMPLAINT TO QUIET TITLE

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: ANY AND ALL UNKNOWN HEIRS OF BESSIE LOCKEY, Deceased,
ROBERT RINEHART et al

SHERIFF RETURN

NOW, September 13, 2006 AT 2:25 PM POSTED THE WITHIN AMENDED COMPLAINT TO QUIET TITLE AT Any
and all unknown heirs of GEORGE HECK, RD#1 BOX 205-B, BOGGS TWP., WEST DECATUR, CLEARFIELD
COUNTY, PENNSYLVANIA.

SERVED BY: HUNTER / DEHAVEN

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101915
NO: 05-1913-CD
SERVICE # 6 OF 18
AMENDED COMPLAINT TO QUIET TITLE

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: ANY AND ALL UNKNOWN HEIRS OF BESSIE LOCKEY, Deceased,
ROBERT RINEHART et al

SHERIFF RETURN

NOW, September 13, 2006 AT 2:25 PM POSTED THE WITHIN AMENDED COMPLAINT TO QUIET TITLE AT
GRACE HECK, RD#1 BOX 205-B, BOGGS TWP., WEST DECATUR, CLEARFIELD COUNTY, PENNSYLVANIA.

SERVED BY: HUNTER / DEHAVEN

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101915

NO: 05-1913-CD

SERVICE # 7 OF 18

AMENDED COMPLAINT TO QUIET TITLE

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: ANY AND ALL UNKNOWN HEIRS OF BESSIE LOCKEY, Deceased,
ROBERT RINEHART et al

SHERIFF RETURN

NOW, September 13, 2006 AT 2:25 PM POSTED THE WITHIN AMENDED COMPLAINT TO QUIET TITLE AT
Any&all unknown heirs of HARVEY BUMBARGER, Dec, RD#1 BOX 205-B, BOGGS TWP., WEST DECATUR,
CLEARFIELD COUNTY, PENNSYLVANIA.

SERVED BY: HUNTER / DEHAVEN

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101915
NO: 05-1913-CD
SERVICE # 8 OF 18
AMENDED COMPLAINT TO QUIET TITLE

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: ANY AND ALL UNKNOWN HEIRS OF BESSIE LOCKEY, Deceased,
ROBERT RINEHART et al

SHERIFF RETURN

NOW, September 13, 2006 AT 2:25 PM POSTED THE WITHIN AMENDED COMPLAINT TO QUIET TITLE AT
Any&all unknown heirs of MARY DANNER, Dec, RD#1 BOX 205-B, BOGGS TWP., WEST DECATUR, CLEARFIELD
COUNTY, PENNSYLVANIA.

SERVED BY: HUNTER / DEHAVEN

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101915
NO: 05-1913-CD
SERVICE # 9 OF 18
AMENDED COMPLAINT TO QUIET TITLE

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: ANY AND ALL UNKNOWN HEIRS OF BESSIE LOCKEY, Deceased,
ROBERT RINEHART et al

SHERIFF RETURN

NOW, September 13, 2006 AT 2:25 PM POSTED THE WITHIN AMENDED COMPLAINT TO QUIET TITLE AT
Any&all unkn. heirs of LEROY & MELINDA HUBLER, RD#1 BOX 205-B, BOGGS TWP., WEST DECATUR,
CLEARFIELD COUNTY, PENNSYLVANIA.

SERVED BY: HUNTER / DEHAVEN

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101915
NO: 05-1913-CD
SERVICE # 10 OF 18
AMENDED COMPLAINT TO QUIET TITLE

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: ANY AND ALL UNKNOWN HEIRS OF BESSIE LOCKEY, Deceased,
ROBERT RINEHART et al

SHERIFF RETURN

NOW, September 13, 2006 AT 2:25 PM POSTED THE WITHIN AMENDED COMPLAINT TO QUIET TITLE AT
Any&all unknown heirs of CLARA ROTHROCK, Dec., RD#1 BOX 205-B, BOGGS TWP., WEST DECATUR,
CLEARFIELD COUNTY, PENNSYLVANIA.

SERVED BY: HUNTER / DEHAVEN

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101915
NO: 05-1913-CD
SERVICE # 11 OF 18
AMENDED COMPLAINT TO QUIET TITLE

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: ANY AND ALL UNKNOWN HEIRS OF BESSIE LOCKEY, Deceased,
ROBERT RINEHART et al

SHERIFF RETURN

NOW, September 13, 2006 AT 2:25 PM POSTED THE WITHIN AMENDED COMPLAINT TO QUIET TITLE AT
Any&all unknown heirs of EMMA HUBLER, Dec., RD#1 BOX 205-B, BOGGS TWP., WEST DECATUR, CLEARFIELD
COUNTY, PENNSYLVANIA.

SERVED BY: HUNTER / DEHAVEN

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101915
NO: 05-1913-CD
SERVICE # 12 OF 18
AMENDED COMPLAINT TO QUIET TITLE

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: ANY AND ALL UNKNOWN HEIRS OF BESSIE LOCKEY, Deceased,
ROBERT RINEHART et al

SHERIFF RETURN

NOW, September 13, 2006 AT 2:25 PM POSTED THE WITHIN AMENDED COMPLAINT TO QUIET TITLE AT
Any&all unknown heirs of RONALD HUBLER, Dec., RD#1 BOX 205-B, BOGGS TWP., WEST DECATUR,
CLEARFIELD COUNTY, PENNSYLVANIA.

SERVED BY: HUNTER / DEHAVEN

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101915
NO: 05-1913-CD
SERVICE # 13 OF 18
AMENDED COMPLAINT TO QUIET TITLE

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: ANY AND ALL UNKNOWN HEIRS OF BESSIE LOCKEY, Deceased,
ROBERT RINEHART et al

SHERIFF RETURN

NOW, September 13, 2006 AT 2:25 PM POSTED THE WITHIN AMENDED COMPLAINT TO QUIET TITLE AT
Any&all unknwn heirs of WILLIAM BUMBARGER, Dec, RD#1 BOX 205-B, BOGGS TWP., WEST DECATUR,
CLEARFIELD COUNTY, PENNSYLVANIA.

SERVED BY: HUNTER / DEHAVEN

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101915
NO: 05-1913-CD
SERVICE # 14 OF 18
AMENDED COMPLAINT TO QUIET TITLE

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: ANY AND ALL UNKNOWN HEIRS OF BESSIE LOCKEY, Deceased,
ROBERT RINEHART et al

SHERIFF RETURN

NOW, September 13, 2006 AT 2:25 PM POSTED THE WITHIN AMENDED COMPLAINT TO QUIET TITLE AT
Any&all unknown heirs of OLIVER MCGRAW, RD#1 BOX 205-B, BOGGS TWP., WEST DECATUR, CLEARFIELD
COUNTY, PENNSYLVANIA.

SERVED BY: HUNTER / DEHAVEN

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101915
NO: 05-1913-CD
SERVICE # 15 OF 18
AMENDED COMPLAINT TO QUIET TITLE

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: ANY AND ALL UNKNOWN HEIRS OF BESSIE LOCKEY, Deceased,
ROBERT RINEHART et al

SHERIFF RETURN

NOW, September 13, 2006 AT 2:25 PM POSTED THE WITHIN AMENDED COMPLAINT TO QUIET TITLE AT
Any&all unkwn heirs of HOWARD BUMBARGER, Dec, RD#1 BOX 205-B, BOGGS TWP., WEST DECATUR,
CLEARFIELD COUNTY, PENNSYLVANIA.

SERVED BY: HUNTER / DEHAVEN

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101915
NO: 05-1913-CD
SERVICE # 16 OF 18
AMENDED COMPLAINT TO QUIET TITLE

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: ANY AND ALL UNKNOWN HEIRS OF BESSIE LOCKEY, Deceased,
ROBERT RINEHART et al

SHERIFF RETURN

NOW, September 13, 2006 AT 2:25 PM POSTED THE WITHIN AMENDED COMPLAINT TO QUIET TITLE AT Any&all unkn.heirs HARRY L. FORCEY aka, RD#1 BOX 205-B, BOGGS TWP., WEST DECATUR, CLEARFIELD COUNTY, PENNSYLVANIA.

SERVED BY: HUNTER / DEHAVEN

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101915
NO: 05-1913-CD
SERVICE # 17 OF 18
AMENDED COMPLAINT TO QUIET TITLE

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: ANY AND ALL UNKNOWN HEIRS OF BESSIE LOCKEY, Deceased,
ROBERT RINEHART et al

SHERIFF RETURN

NOW, September 13, 2006 AT 2:25 PM POSTED THE WITHIN AMENDED COMPLAINT TO QUIET TITLE AT
Any&all unknown heirs of JOHN A. REDDING, RD#1 BOX 205-B, BOGGS TWP., WEST DECATUR, CLEARFIELD
COUNTY, PENNSYLVANIA.

SERVED BY: HUNTER / DEHAVEN

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101915
NO: 05-1913-CD
SERVICE # 18 OF 18
AMENDED COMPLAINT TO QUIET TITLE

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: ANY AND ALL UNKNOWN HEIRS OF BESSIE LOCKEY, Deceased,
ROBERT RINEHART et al

SHERIFF RETURN

NOW, September 13, 2006 AT 2:25 PM POSTED THE WITHIN AMENDED COMPLAINT TO QUIET TITLE AT THE
WHOLE WORLD, RD#1 BOX 205-B, BOGGS TWP., WEST DECATUR, CLEARFIELD COUNTY, PENNSYLVANIA.

SERVED BY: HUNTER / DEHAVEN

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101915
NO: 05-1913-CD
SERVICES 18
AMENDED COMPLAINT TO QUIET TITLE

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: ANY AND ALL UNKNOWN HEIRS OF BESSIE LOCKEY, Deceased,
ROBERT RINEHART et al

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	BERNSTEIN	37360	180.00
SHERIFF HAWKINS	BERNSTEIN	37360	129.79

Sworn to Before Me This

_____ Day of _____ 2006

So Answers,



Chester A. Hawkins
Sheriff

SENDER: COMPLETE THIS SECTION

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

1. Article Addressed to:

Alice McGraw
5346 Airport Cutoff
Mottischo, PA 16858

SH

2. Article Number

(Transfer from service label)

PS Form 3811, February 2004

COMPLETE THIS SECTION ON DELIVERY

A. Signature Isabelle Huber ☐ Agent
☒ Isabelle Huber ☐ Addressee
 B. Received by (Printed Name) C. Date of Delivery
Isabelle Huber 9-7-06

D. Is delivery address different from item 1? ☒ Yes
 If YES, enter delivery address below: ☐ No

5346 Airport Cutoff
Woodland, PA 16881

3. Service Type

- ☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

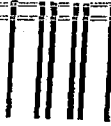
☐ Yes

7005 1820 0004 7434 6076

Domestic Return Receipt

F0012702 10250502 11 1000

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

Bernstein Law Firm, P.C.
Suite 2200 Gulf Tower
Pittsburgh, PA 15219
(412) 456-8100



SENDER: COMPLETE THIS SECTION

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

1. Article Addressed to:

Ruth Bumbarger
1974 Allport Cutoff
Morrisdale, PA 16858
S/H

2. Article Number

(Transfer from service label)

7005 1820 0004 7434 6069

PS Form 3811, February 2004

Domestic Return Receipt

FO012142

102585-02-M-1640

COMPLETE THIS SECTION ON DELIVERY

A. Signature

x *[Signature]*

☐ Agent

☐ Addressee

B. Received by (Printed Name)

Pam Bum BARGER

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail

☐ Express Mail

☐ Registered

☐ Return Receipt for Merchandise

☐ Insured Mail

☐ C.O.D.

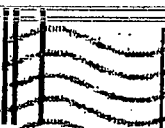
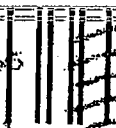
4. Restricted Delivery? (Extra Fee)

☐ Yes

UNITED STATES POSTAL SERVICE

ALTOONA PA 155

07 SEP 2005 PM 1 L



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-40

• Sender: Please print your name, address, and ZIP+4 in this box •

Bernstein Law Firm, P.C.
Suite 2200 Gulf Tower
Pittsburgh, PA 15219
(412) 456-8100

SENDER: COMPLETE THIS SECTION

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

1. Article Addressed to:

John Bumbarger
924 Good Street, #104
Houtzdale, PA 15501

SH

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *[Signature]*

☐ Agent☐ Addressee

B. Received by (Printed Name)

JOHN BUMBARGER

C. Date of Delivery

9-16-96

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article Number:

(Transfer from ser)

7005 1820 0004 7434 6229

PS Form 3811, February 2004

Domestic Return Receipt

Fee 12742

102595-02-M-1540

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only: No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 3.03
Certified Fee	2.40
Return Receipt Fee (Endorsement Required)	1.85
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 7.28



Sent To John BumBarger
 Street, Apt. No. Gay Good Street #104
 or PO Box No.
 City, State, ZIP+4 Holtzdale, PA 16851

PS Form 3800, June 2002

See Reverse for Instructions

7005 1800 0000 4000 0281 5002

NOTICE IN COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA CIVIL DIVISION NO. 05-1913-CD NATIONAL CITY BANK OF PENNSYLVANIA Plaintiff Vs. Any and all unknown heirs of BESSIE LOCKEY, deceased, ROBERT RINEHART and ALICE RINEHART, his wife, ELIZABETH MCDONALD and LIONEL MCDONALD, her husband, THOMAS BUMBARGER and IONA BUMBARGER, his wife, Any and all unknown heirs of GEORGE HECK, GRACE HECK Any and all unknown heirs of HARVEY BUMBARGER, deceased, Any and all unknown heirs of MARY DANNER, deceased, Any and all unknown heirs of LEROY HUBLER and MELINDA HUBLER, Any and all unknown heirs of CLARA ROTHROCK, deceased, Any and all unknown heirs of EMMA HUBLER, deceased, and any and all unknown heirs of RONALD HUBLER, deceased, RUTH BUMBARGER, Known heir of WILLIAM BUMBARGER, deceased and any and all unknown heirs of WILLIAM BUMBARGER, deceased, ALICE MCGRAW and any and all unknown heirs of OLIVER MCGRAW, JOHN BUMBARGER, as known heirs of HOWARD BUMBARGER, deceased, their heirs, Personal Representatives, successors and assigns, and any and all unknown heirs of HOWARD BUMBARGER, deceased, any and all unknown heirs of HARRY L. FORCEY a/k/a H.L. FORCEY, and JOHN A. REDDING, JR., As Executor of the Estate of GENEVIEVE REDDING and any and all Unknown heirs of JOHN A. REDDING and THE WHOLE WORLD, Defendants TO: Any and all unknown heirs of BESSIE LOCKEY, deceased, ROBERT RINEHART and ALICE RINEHART, his wife, ELIZABETH MCDONALD and LIONEL MCDONALD, her husband, THOMAS BUMBARGER and IONA BUMBARGER, his wife, Any and all unknown heirs of GEORGE HECK, GRACE HECK, Any and all unknown heirs of HARVEY BUMBARGER, deceased, Any and all unknown heirs of MARY DANNER, deceased, Any and all unknown heirs of LEROY HUBLER and MELINDA HUBLER, Any and all unknown heirs of CLARA ROTHROCK, deceased, Any and all unknown heirs of EMMA HUBLER, deceased, and any and all unknown heirs of RONALD HUBLER, deceased, RUTH BUMBARGER, Known heir of WILLIAM BUMBARGER, deceased and any and all unknown heirs of WILLIAM BUMBARGER, deceased, ALICE MCGRAW and any and all unknown heirs of OLIVER MCGRAW, JOHN BUMBARGER, as known heirs of HOWARD BUMBARGER, deceased, their heirs, Personal Representatives, successors and assigns, and any and all unknown heirs of HOWARD BUMBARGER, deceased, any and all unknown heirs of HARRY L. FORCEY a/k/a H.L. FORCEY, and JOHN A. REDDING, JR., As Executor of the Estate of GENEVIEVE REDDING and any and all Unknown heirs of JOHN A. REDDING and THE WHOLE WORLD. You are hereby notified that Plaintiff has filed an Amended Complaint in Quiet Title against you seeking a claim to quiet title on the property located at RD 1 Box 205-B, West Decatur, PA, 16878. NOTICE

PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :

SS:

COUNTY OF CLEARFIELD :

On this 2nd day of October, A.D. 2006, before me, the subscriber, a Notary Public in and for said County and State, personally appeared Margaret E. Krebs, who being duly sworn according to law, deposes and says that she is the President of The Progressive Publishing Company, Inc., and Associate Publisher of The Progress, a daily newspaper published at Clearfield, in the County of Clearfield and State of Pennsylvania, and established April 5, 1913, and that the annexed is a true copy of a notice or advertisement published in said publication in

the regular issues of September 27, 2006

And that the affiant is not interested in the subject matter of the notice or advertising, and that all of the allegations of this statement as to the time, place, and character of publication are true.

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

Cheryl J. Robison
Notary Public Clearfield, Pa.

My Commission Expires
October 31, 2007

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal

Cheryl J. Robison, Notary Public

Clearfield Boro, Clearfield County

My Commission Expires Oct. 31, 2007

Member, Pennsylvania Association Of Notaries

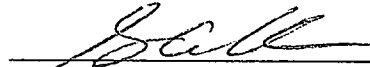
PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :

:

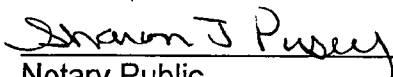
COUNTY OF CLEARFIELD :

On this 20th 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 20, 2006, Vol. 18 No. 42. 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

Bernstein Law Firm, P.C.

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 DuBois, Clearfield County.

Donald C. Yakimoff, Executor, Estate of Boris J. Yakimoff, late of Youngstown, OH, Mahoning County.

KAREN L. STARCK, REGISTER OF WILLS & CLERK OF ORPHANS' COURT.
ADV: OCTOBER 13th & 20th, 2006.

**NOTICE
IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PA
CIVIL DIVISION
NO. 05-1913-CD**

NATIONAL CITY BANK OF PENNSYLVANIA Plaintiff Vs. Any and all unknown heirs of BESSIE LOCKEY, deceased. ROBERT RINEHART and ALICE RINEHART, his wife, ELIZABETH McDONALD and LIONEL McDONALD, her husband. THOMAS BUMBARGER and IONA BUMBARGER, his wife. Any and all unknown heirs of GEORGE HECK, GRACE HECK. Any and all unknown heirs of HARVEY BUMBARGER, Deceased. Any and all unknown heirs of MARY DANNER, deceased. Any and all unknown heirs of LEROY HUBLER and MELINDA HUBLER. Any and all unknown heirs of CLARA ROTHROCK, Deceased. Any and all unknown heirs of EMMA HUBLER, deceased, and any and all unknown heirs of RONALD HUBLER, deceased. RUTH BAMBARGER, Known heir of WILLIAM BUMBARGER, deceased and any and all unknown heirs of WILLIAM BUMBARGER, deceased, ALICE McGRAW and any and all unknown heirs of OLIVER McGRAW, JOHN BUMBARGER, as known heirs of HOWARD BUMBARGER, deceased. their heirs, Personal Representatives, successors and assigns, and any and all unknown heirs of

HOWARD BUMBARGER, deceased, any and all unknown heirs of HARRY L. FORCEY a/k/a H. L. FORCEY, and JOHN A. REDDING, JR., As Executor of the Estate of GENEVIEVE REDDING and any and all Unknown heirs of JOHN A. REDDING and THE WHOLE WORLD, Defendants

TO: Any and all unknown heirs of BESSIE LOCKEY, deceased. ROBERT RINEHART and ALICE RINEHART, his wife, ELIZABETH McDONALD and LIONEL McDONALD, her husband, THOMAS BUMBARGER and IONA BUMBARGER, his wife. Any and all unknown heirs of GEORGE HECK, GRACE HECK. Any and all unknown heirs of HARVEY BUMBARGER, Deceased. Any and all unknown heirs of MARY DANNER, deceased. Any and all unknown heirs of LEROY HUBLER and MELINDA HUBLER, Any and all unknown heirs of CLARA ROTHROCK, Deceased. Any and all unknown heirs of EMMA HUBLER, deceased, and any and all unknown heirs of RONALD HUBLER, deceased, RUTH BAMBARGER, Known heir of WILLIAM BUMBARGER, deceased and any and all unknown heirs of WILLIAM BUMBARGER, deceased, ALICE McGRAW and any and all unknown heirs of OLIVER McGRAW, JOHN BUMBARGER, as known heirs of HOWARD BUMBARGER, deceased, their heirs, Personal Representatives, successors and assigns, and any and all unknown heirs of HOWARD BUMBARGER, deceased, any and all unknown heirs of HARRY L. FORCEY a/k/a H. L. FORCEY, and JOHN A. REDDING, JR., As Executor of the Estate of GENEVIEVE REDDING and any and all Unknown heirs of JOHN A. REDDING and THE WHOLE WORLD,

You are hereby notified that Plaintiff has filed an Amended Complaint to Quiet Title against you seeking a claim to quiet title on the property located at RD 1 Box 205-B, West Decatur, PA 16878.

NOTICE TO DEFEND

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 upon you, by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you.

You are warned that if you fail to do so the case may proceed without you and a Judgment may be entered against you by the Court, without further notice, for any money claimed in the Complaint or for any other claim or relief requested by the 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. GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.~~

IF YOU CANNOT AFFORD TO HIRE A LAWYER. THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

Lawyer Referral Service, PA Bar Association, P.O. Box 186, Harrisburg, PA 17108. 1-800-692-7375

Bernstein Law Firm, P.C.

SHERIFF'S SALE OF VALUABLE REAL ESTATE

BY VIRTUE OF: Execution issued out of the Court of Common Pleas of Clearfield County, Pennsylvania and to me directed, there will be exposed to public sale in the Sheriff's Office in the Court House in the Borough of Clearfield on FRIDAY, NOVEMBER 3, 2006 at 10:00 A.M.

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

The Price of sum at which the property shall be struck off must be paid at the time of sale or such other arrangements made as will be approved, otherwise the property will be immediately put up and sold again at the 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.

THE FOLLOWING DESCRIBED PROPERTY TO WIT:

The parcel of real estate subject to this action consists of a two-story house on a 100' x 150' lot, known as 100 Baxter Drive f/k/a Swoope Street, Brisbin, Clearfield County, Pennsylvania 16620 and also identified by Clearfield County Tax Map No. 1 M14-327-00011 and is more particularly described as follows:

ALL that certain piece or parcel of land situate in the Borough of Brisbin, 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 Southeast side of Scotia Avenue one hundred fifty (150.0) feet to an iron pin and place of beginning. CONTAINING 15,00 sq. ft. more or less, as shown on survey map prepared by George A. Cree, Registered Surveyor, 2417 Skyline Drive, Fallentimber, PA 16639.

EXCEPTING AND RESERVING such exceptions and reservations as are contained in prior deeds in the chain of title.

BEING the same premises conveyed to Tanya L. Williams by deed dated August 1, 2000 and recorded at Clearfield County Instrument Number 200011434.

SEIZED, taken in execution to be so1 as the property of TANYA L. WILLIAMS A/K/A TANYA L. ZIMMERMAN, at the suit of COUNTY NATIONAL BANK. JUDGMENT NO. 06-379-CD.

Chester A. Hawkins, Sheriff.

ADV: October 13th, 20th, 27th, 2006.

SHERIFF'S SALE OF VALUABLE REAL ESTATE

BY VIRTUE OF: Execution issued out of the Court of Common Pleas of Clearfield County, Pennsylvania and to me directed, there will be exposed to public sale in the Sheriff's Office in the Court House in the Borough of Clearfield on FRIDAY, NOVEMBER 3, 2006 at 10:00 A.M.

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

The Price of sum at which the property shall be struck off must be paid at the time of sale or such other arrangements made as will be approved, otherwise the property will be immediately put up and sold again at the 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

NOTICE IN THE COURT OF COM-

MON PLEAS OF CLEARFIELD

COUNTY, PA CIVIL DIVISION NO.

05-1913-CD NATIONAL CITY

BANK OF PENNSYLVANIA Plaintiff

Vs. Any and all unknown heirs of

BESSIE LOCKEY, deceased,

ROBERT RINEHART and ALICE

RINEHART, his wife, ELIZABETH

MCDONALD and LIONEL MCDON-

ALD, her husband, THOMAS BUM-

BARGER and IONA BUMBARGER,

his wife, Any and all unknown heirs

of GEORGE HECK, GRACE HECK

Any and all unknown heirs of HAR-

VEY BUMBARGER, deceased, Any

and all unknown heirs of MARY

DANNER, deceased, Any and all

unknown heirs of LEROY HUBLER

and MELINDA HUBLER, Any and all

unknown heirs of CLARA

ROTHROCK, deceased, Any and all

unknown heirs of EMMA HUBLER,

deceased, and any and all unknown

heirs of RONALD HUBLER,

deceased, RUTH BUMBARGER,

Known heir of WILLIAM BUMBARG-

ER, deceased and any and all

unknown heirs of WILLIAM BUM-

BARGER, deceased, ALICE

MCGRRAW and any and all unknown

heirs of OLIVER MCGRRAW, JOHN

BUMBARGER, as known heirs

of HOWARD BUMBARGER,

deceased, their heirs, Personal

Representatives, successors and

assigns, and any and all unknown

heirs of HOWARD BUMBARGER,

deceased, any and all unknown

heirs of HARRY L. FORCEY a/k/a

H.L. FORCEY, and JOHN A. RED-

DING, JR., As Executor of the

Estate of GENEVIEVE REDDING

and any and all Unknown heirs of

JOHN A. REDDING and THE

WHOLE WORLD, Defendants TO:

Any and all unknown heirs of

BESSIE LOCKEY, deceased,

ROBERT RINEHART and ALICE

RINEHART, his wife, ELIZABETH

MCDONALD and LIONEL MCDON-

ALD, her husband, THOMAS BUM-

BARGER and IONA BUMBARGER,

his wife, Any and all unknown heirs

of GEORGE HECK, GRACE HECK

Any and all unknown heirs of HAR-

VEY BUMBARGER, deceased, Any

and all unknown heirs of MARY

DANNER, deceased, Any and all

unknown heirs of LEROY HUBLER

and MELINDA HUBLER, Any and all

unknown heirs of CLARA

ROTHROCK, deceased, Any and all

unknown heirs of EMMA HUBLER,

deceased, and any and all unknown

heirs of RONALD HUBLER,

deceased, RUTH BUMBARGER,

Known heir of WILLIAM BUMBARG-

ER, deceased and any and all

unknown heirs of WILLIAM BUM-

BARGER, deceased, ALICE

MCGRRAW and any and all unknown

heirs of OLIVER MCGRRAW, JOHN

BUMBARGER, as known heirs of

HOWARD BUMBARGER, de-
ceased, their heirs, Personal Represen-
tatives, successors and assigns,
and any and all unknown heirs of
HOWARD BUMBARGER, de-
ceased, any and all unknown heirs
of HARRY L. FORCEY a/k/a H.L.
FORCEY, and JOHN A. REDDING,
JR., As Executor of the Estate of
GENEVIEVE REDDING and any
and all Unknown heirs of JOHN A.
REDDING and THE WHOLE
WORLD, You are hereby notified
that Plaintiff has filed an Amended
Complaint in Quiet Title against you
seeking a claim to quiet title on the
property located at RD 1 Box 205-B,
PA 16878 NOTICE

PROOF OF PUBLICATION

STATE OF PENNSYLVANIA

SS:

COUNTY OF CLEARFIELD

On this 2nd day of October, A.D. 2006,
before me, the subscriber, a Notary Public in and for said County and
State, personally appeared Margaret E. Krebs, who being duly sworn
according to law, deposes and says that she is the President of The
Progressive Publishing Company, Inc., and Associate Publisher of The
Progress, a daily newspaper published at Clearfield, in the County of
Clearfield and State of Pennsylvania, and established April 5, 1913, and
that the annexed is a true copy of a notice or advertisement published in
said publication in

the regular issues of September 27, 2006

And that the affiant is not interested in the subject matter of the notice or
advertising, and that all of the allegations of this statement as to the time,
place, and character of publication are true.

Margaret E. Krebs

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

Cheryl J. Robinson
Notary Public Clearfield, Pa.

My Commission Expires
October 31, 2007

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal

Cheryl J. Robinson, Notary Public

Clearfield Boro, Clearfield County

My Commission Expires Oct. 31, 2007

Member, Pennsylvania Association Of Notaries



8000 SERIES
10% P.C.W.



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
NATIONAL CITY BANK OF PENNSYLVANIA, CIVIL DIVISION
Plaintiff,

vs.

Civil Action No. 05-1913 CD

Any and all unknown heirs of BESSIE LOCKEY, deceased,
ROBERT RINEHART and ALICE RINEHART, his wife,
ELIZABETH MCDONALD and LIONEL MCDONALD, her husband,
THOMAS BUMBARGER and IONA BUMBARGER, his wife,
Any and all unknown heirs of GEORGE HECK, GRACE HECK,
Any and all unknown heirs of HARVEY BUMBARGER, deceased,
Any and all unknown heirs of MARY DANNER, deceased,
Any and all unknown heirs of LEROY HUBLER and MELINDA
HUBLER, Any and all unknown heirs of CLARA ROTHROCK,
deceased, Any and all unknown heirs of EMMA HUBLER, deceased,
and any and all unknown heirs of RONALD HUBLER, deceased,
RUTH BUMBARGER, Known heir of WILLIAM BUMBARGER,
deceased and any and all unknown heirs of WILLIAM BUMBARGER,
deceased, ALICE MCGRAW and any and all unknown heirs of
OLIVER MCGRAW, JOHN BUMBARGER, as known heirs of
HOWARD BUMBARGER, deceased, their heirs, Personal Representatives,
successors and assigns, and any and all unknown heirs of HOWARD
BUMBARGER, deceased, any and all unknown heirs of
HARRY L. FORCEY a/k/a H.L. FORCEY, and JOHN A. REDDING, JR.,
As Executor of the Estate of GENEVIEVE REDDING and any and all
Unknown heirs of JOHN A. REDDING and THE WHOLE WORLD,
Defendants.

PRAECIPE TO SETTLE, DISCONTINUE
AND END AS TO JOHN A. REDDING JR.
AS EXECUTOR OF THE ESTATE OF
JOHN A. REDDING AND GENEVIEVE
REDDING AND ANY AND ALL
UNKNOWN HEIRS OF
JOHN A. REDDING, ONLY
FILED ON BEHALF OF
Plaintiff
COUNSEL OF RECORD OF
THIS PARTY:
LORI A. GIBSON, ESQUIRE
PA ID#68013
DEBORAH R. ERBSTEIN, ESQUIRE
PA ID#86470
Bernstein Law Firm, P.C.
Firm #718
Suite 2200 Gulf Tower
Pittsburgh, PA 15219
412-456-8100
BERNSTEIN FILE NO. F0012742

CERTIFICATE OF ADDRESS:
RD I, BOX 250-B
BOGGS TOWNSHIP
PARCEL NO. #N10-000-00077

NOTICE

THIS COMMUNICATION IS FROM A DEBT COLLECTOR AND IS AN ATTEMPT TO
COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT
PURPOSE.

EXHIBIT

5

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
NATIONAL CITY BANK OF
PENNSYLVANIA,
Plaintiff,

CIVIL DIVISION

Plaintiff,

vs.

Civil Action No. 05-1913 CD

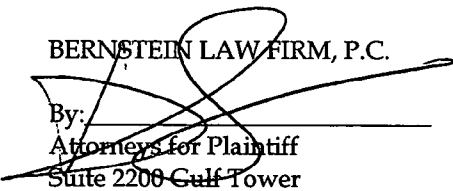
Any and all unknown heirs of BESSIE LOCKEY, deceased,
ROBERT RINEHART and ALICE RINEHART, his wife,
ELIZABETH MCDONALD and LIONEL MCDONALD, her husband,
THOMAS BUMBARGER and IONA BUMBARGER, his wife,
Any and all unknown heirs of GEORGE HECK, GRACE HECK,
Any and all unknown heirs of HARVEY BUMBARGER, deceased,
Any and all unknown heirs of MARY DANNER, deceased,
Any and all unknown heirs of LEROY HUBLER and MELINDA
HUBLER, Any and all unknown heirs of CLARA ROTHROCK,
deceased, Any and all unknown heirs of EMMA HUBLER, deceased,
and any and all unknown heirs of RONALD HUBLER, deceased,
RUTH BUMBARGER, Known heir of WILLIAM BUMBARGER,
deceased and any and all unknown heirs of WILLIAM BUMBARGER,
deceased, ALICE MCGRAW and any and all unknown heirs of
OLIVER MCGRAW, JOHN BUMBARGER, as known heirs of
HOWARD BUMBARGER, deceased, their heirs, Personal Representatives,
successors and assigns, and any and all unknown heirs of HOWARD
BUMBARGER, deceased, any and all unknown heirs of
HARRY L. FORCEY a/k/a H.L. FORCEY, and JOHN A. REDDING, JR.,
As Executor of the Estate of GENEVIEVE REDDING and any and all
Unknown heirs of JOHN A. REDDING and THE WHOLE WORLD,
Defendants.

PRAECIPE TO SETTLE, DISCONTINUE AND END

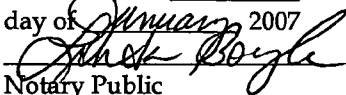
TO THE PROTHONOTARY OF CLEARFIELD COUNTY:

Settle, discontinue and end, the above-captioned matter, as to John A. Redding Jr. as
Executor of the Estate of John A. Redding and Genevieve Redding, husband and wife and the
Unknown heirs of John A. Redding, only upon the records of the Court and mark the costs
paid.

BERNSTEIN LAW FIRM, P.C.

By: 
Attorneys for Plaintiff
Suite 2200 Gulf Tower
Pittsburgh, PA 15219
(412) 456-8100

BERNSTEIN FILE NO: F0012742

Sworn to and subscribed
before me this 26th
day of January, 2007

Notary Public

Notary Seal
Linda Boyle, Notary Public
del City of Pittsburgh, Allegheny County
My Commission Expires October 29, 2007

Member, Pennsylvania Association of Notaries

CERTIFICATE OF SERVICE

I, Deborah R. Erbstein, Esquire, hereby certify that a true and correct copy of the foregoing Praecipe to Settle, Discontinue and End, as to John A. Redding Jr. as Executor of the Estate of John A. Redding and Genevieve Redding, husband and wife and the Unknown heirs of John A. Redding, only was served by regular U. S. Mail, postage prepaid, this 27th day of January, 2007, addressed as follows:

Patrick J. Redding, Esquire
Counsel for John A. Redding, Jr., As Executor of the Estate of Genevieve Redding
and any and all Unknown heirs of John A. Redding
Redding Law Offices
19 North Main Street
Memorial Square
Chambersburg, PA 17201

BY: 

Deborah R. Erbstein, Esquire

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NATIONAL CITY BANK OF PENNSYLVANIA,
Plaintiff,

CIVIL DIVISION

vs.

Civil Action No. 05-1913 CD

Any and all unknown heirs of BESSIE LOCKEY, deceased, ROBERT RINEHART and ALICE RINEHART, his wife, ELIZABETH MCDONALD and LIONEL MCDONALD, her husband, THOMAS BUMBARGER and IONA BUMBARGER, his wife, Any and all unknown heirs of GEORGE HECK, GRACE HECK, Any and all unknown heirs of HARVEY BUMBARGER, deceased, Any and all unknown heirs of MARY DANNER, deceased, Any and all unknown heirs of LEROY HUBLER and MELINDA HUBLER, Any and all unknown heirs of CLARA ROTHROCK, deceased, any and all unknown heirs of EMMA HUBLER and any and all unknown heirs of RONALD HUBLER, deceased, RUTH BUMBARGER, Known heir of WILLIAM BUMBARGER, deceased and any and all unknown heirs of WILLIAM BUMBARGER, deceased, ALICE MCGRAW and any and all unknown heirs of OLIVER MCGRAW, JOHN BUMBARGER, as known heirs of HOWARD BUMBARGER, deceased, their heirs, Personal Representatives, successors and assigns, and any and all unknown heirs of HOWARD BUMBARGER, deceased, any and all unknown heirs of HARRY L. FORCEY a/k/a H.L. FORCEY, and JOHN A. REDDING, JR., As Executor of the Estate of GENEVIEVE REDDING and any and all Unknown heirs of JOHN A. REDDING and THE WHOLE WORLD,
Defendants

PLAINTIFF'S MOTION TO SEEK AN ORDER TO QUIET TITLE AS TO DEFENDANTS, Any and all unknown heirs of BESSIE LOCKEY, deceased, ROBERT RINEHART and ALICE RINEHART, his wife, ELIZABETH MCDONALD and LIONEL MCDONALD, her husband, THOMAS BUMBARGER and IONA BUMBARGER, his wife, Any and all unknown heirs of GEORGE HECK, GRACE HECK, Any and all unknown heirs of HARVEY BUMBARGER, deceased, Any and all unknown heirs of MARY DANNER, deceased, Any and all unknown heirs of LEROY HUBLER and MELINDA HUBLER, Any and all unknown heirs of CLARA ROTHROCK, deceased, any and all unknown heirs of EMMA HUBLER and any and all unknown heirs of RONALD HUBLER, deceased, RUTH BUMBARGER, Known heir of WILLIAM BUMBARGER, deceased and any and all unknown heirs of WILLIAM BUMBARGER, deceased, ALICE MCGRAW and any and all unknown heirs of OLIVER MCGRAW, JOHN BUMBARGER, as known heirs of HOWARD BUMBARGER, deceased, their heirs, Personal Representatives, successors and assigns, and any and all unknown heirs of HOWARD BUMBARGER, deceased, any and all unknown heirs of HARRY L. FORCEY a/k/a H.L. FORCEY, JOHN A. REDDING, JR., As Executor of the Estate of GENEVIEVE REDDING and any and all Unknown heirs of JOHN A. REDDING and THE WHOLE WORLD, ONLY

FILED ON BEHALF OF
Plaintiff
COUNSEL OF RECORD OF
THIS PARTY:
LORI A. GIBSON, ESQUIRE
PA ID#68013
DEBORAH R. ERBSTEIN, ESQUIRE
PA ID#86470
Bernstein Law Firm, P.C.
Firm #718
Suite 2200 Gulf Tower
Pittsburgh, PA 15219
412-456-8100
BERNSTEIN FILE NO. F0012742

CERTIFICATE OF ADDRESS:
RD I, BOX 205-B
BOGGS TOWNSHIP
PARCEL NO. #N10-000-00077

CERTIFICATE OF SERVICE

I, Deborah R. Erbstein, Esquire do hereby certify that a true and correct copy of the foregoing Memorandum of Law in Support of Plaintiff's Motion to Quiet Title was served this 27th day of January, 2007 on Defendants and/or their attorneys by regular United States Mail as follows:

Patrick J. Redding, Esquire
Counsel for John A. Redding, Jr., As Executor of the Estate of Genevieve Redding
and any and all Unknown heirs of John A. Redding
Redding Law Offices
19 North Main Street
Memorial Square
Chambersburg, PA 17201

Any and all unknown heirs of BESSIE LOCKEY, deceased,
ROBERT RINEHART and ALICE RINEHART, his wife,
ELIZABETH MCDONALD and LIONEL MCDONALD, her husband,
THOMAS BUMBARGER and IONA BUMBARGER, his wife,
Any and all unknown heirs of GEORGE HECK, GRACE HECK,
Any and all unknown heirs of HARVEY BUMBARGER, deceased,
Any and all unknown heirs of MARY DANNER, deceased,
Any and all unknown heirs of LEROY HUBLER and MELINDA
HUBLER, Any and all unknown heirs of CLARA ROTHROCK,
deceased, Any and all unknown heirs of EMMA HUBLER, deceased,
and any and all unknown heirs of RONALD HUBLER, deceased,
and any and all unknown heirs of WILLIAM BUMBARGER,
deceased, and any and all unknown heirs of
OLIVER MCGRAW, their heirs, Personal Representatives,
successors and assigns, and any and all unknown heirs of HOWARD
BUMBARGER, deceased, any and all unknown heirs of
HARRY L. FORCEY a/k/a H.L. FORCEY, and THE WHOLE WORLD
RD 1 Box 250-B
West Decatur, PA 16878

John H. Bumbarger
Allport Cutoff
Morrisdale, PA 16858-7610

Ruth Bumbarger
1974 Allport Cutoff
Morrisdale, PA 16858-7610

Alice McGraw
5346 Allport Cutoff
Morrisdale, PA 16858-7610

Deborah R. Erbstein, Esquire

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NATIONAL CITY BANK OF PENNSYLVANIA,

Plaintiff,

vs.

CIVIL DIVISION

Civil Action No. 05-1913 CD

Any and all unknown heirs of BESSIE LOCKEY, deceased, ROBERT RINEHART and ALICE RINEHART, his wife, ELIZABETH MCDONALD and LIONEL MCDONALD, her husband, THOMAS BUMBARGER and IONA BUMBARGER, his wife, Any and all unknown heirs of GEORGE HECK, GRACE HECK, Any and all unknown heirs of HARVEY BUMBARGER, deceased, Any and all unknown heirs of MARY DANNER, deceased, Any and all unknown heirs of LEROY HUBLER and MELINDA HUBLER, Any and all unknown heirs of CLARA ROTHROCK, deceased, any and all unknown heirs of EMMA HUBLER and any and all unknown heirs of RONALD HUBLER, deceased, RUTH BUMBARGER, Known heir of WILLIAM BUMBARGER, deceased and any and all unknown heirs of WILLIAM BUMBARGER, deceased, ALICE MCGRAW and any and all unknown heirs of OLIVER MCGRAW, JOHN BUMBARGER, as known heirs of HOWARD BUMBARGER, deceased, their heirs, Personal Representatives, successors and assigns, and any and all unknown heirs of HOWARD BUMBARGER, deceased, any and all unknown heirs of HARRY L. FORCEY a/k/a H.L. FORCEY, and JOHN A. REDDING, JR., As Executor of the Estate of GENEVIEVE REDDING and any and all Unknown heirs of JOHN A. REDDING and THE WHOLE WORLD,

Defendants

MEMORANDUM OF LAW IN SUPPORT OF PLAINTIFF'S MOTION QUIET TITLE AS TO DEFENDANTS, Any and all unknown heirs of BESSIE LOCKEY, deceased, ROBERT RINEHART and ALICE RINEHART, his wife, ELIZABETH MCDONALD and LIONEL MCDONALD, her husband, THOMAS BUMBARGER and IONA BUMBARGER, his wife, Any and all unknown heirs of GEORGE HECK, GRACE HECK, Any and all unknown heirs of HARVEY BUMBARGER, deceased, Any and all unknown heirs of MARY DANNER, deceased, Any and all unknown heirs of LEROY HUBLER and MELINDA HUBLER, Any and all unknown heirs of CLARA ROTHROCK, deceased, any and all unknown heirs of EMMA HUBLER and any and all unknown heirs of RONALD HUBLER, deceased, RUTH BUMBARGER, Known heir of WILLIAM BUMBARGER, deceased and any and all unknown heirs of WILLIAM BUMBARGER, deceased, ALICE MCGRAW and any and all unknown heirs of OLIVER MCGRAW, JOHN BUMBARGER, as known heirs of HOWARD BUMBARGER, deceased, their heirs, Personal Representatives, successors and assigns, and any and all unknown heirs of HOWARD BUMBARGER, deceased, any and all unknown heirs of HARRY L. FORCEY a/k/a H.L. FORCEY, JOHN A. REDDING, JR., As Executor of the Estate of GENEVIEVE REDDING and any and all Unknown heirs of JOHN A. REDDING and THE WHOLE WORLD, ONLY

FILED ON BEHALF OF
Plaintiff
COUNSEL OF RECORD OF
THIS PARTY:
LORI A. GIBSON, ESQUIRE
PA ID#68013
DEBORAH R. ERBSTEIN, ESQUIRE
PA ID#86470
Bernstein Law Firm, P.C.
Firm #718
Suite 2200 Gulf Tower
Pittsburgh, PA 15219
412-456-8100
BERNSTEIN FILE NO. F0012742

CERTIFICATE OF ADDRESS:
RD I, BOX 205-B
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PARCEL NO. #N10-000-00077

CERTIFICATE OF SERVICE

I, Deborah R. Erbstein, Esquire do hereby certify that a true and correct copy of the foregoing Motion to Quiet Title was served this 27th day of January, 2007 on Defendants and/or their attorneys by regular United States Mail as follows:

Patrick J. Redding, Esquire
Counsel for John A. Redding, Jr., As Executor of the Estate of Genevieve Redding
and any and all Unknown heirs of John A. Redding
Redding Law Offices
19 North Main Street
Memorial Square
Chambersburg, PA 17201

Any and all unknown heirs of BESSIE LOCKEY, deceased,
ROBERT RINEHART and ALICE RINEHART, his wife,
ELIZABETH MCDONALD and LIONEL MCDONALD, her husband,
THOMAS BUMBARGER and IONA BUMBARGER, his wife,
Any and all unknown heirs of GEORGE HECK, GRACE HECK,
Any and all unknown heirs of HARVEY BUMBARGER, deceased,
Any and all unknown heirs of MARY DANNER, deceased,
Any and all unknown heirs of LEROY HUBLER and MELINDA
HUBLER, Any and all unknown heirs of CLARA ROTHROCK,
deceased, Any and all unknown heirs of EMMA HUBLER, deceased,
and any and all unknown heirs of RONALD HUBLER, deceased,
and any and all unknown heirs of WILLIAM BUMBARGER,
deceased, and any and all unknown heirs of
OLIVER MCGRAW, their heirs, Personal Representatives,
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BUMBARGER, deceased, any and all unknown heirs of
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5346 Allport Cutoff
Morrisdale, PA 16858-7610

Deborah R. Erbstein, Esquire

ORDER

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

NATIONAL CITY BANK OF
PENNSYLVANIA,

Plaintiff,

vs.

Civil Action No. 05-1913 CD

Any and all unknown heirs of BESSIE LOCKEY, deceased, ROBERT RINEHART and ALICE RINEHART, his wife, ELIZABETH MCDONALD and LIONEL MCDONALD, her husband, THOMAS BUMBARGER and IONA BUMBARGER, his wife, Any and all unknown heirs of GEORGE HECK, GRACE HECK, Any and all unknown heirs of HARVEY BUMBARGER, deceased, Any and all unknown heirs of MARY DANNER, deceased, Any and all unknown heirs of LEROY HUBLER and MELINDA HUBLER, Any and all unknown heirs of CLARA ROTHROCK, deceased, any and all unknown heirs of EMMA HUBLER and any and all unknown heirs of RONALD HUBLER, deceased, RUTH BUMBARGER, Known heir of WILLIAM BUMBARGER, deceased and any and all unknown heirs of WILLIAM BUMBARGER, deceased, ALICE MCGRAW and any and all unknown heirs of OLIVER MCGRAW, JOHN BUMBARGER, as known heirs of HOWARD BUMBARGER, deceased, their heirs, Personal Representatives, successors and assigns, and any and all unknown heirs of HOWARD BUMBARGER, deceased, any and all unknown heirs of HARRY L. FORCEY a/k/a H.L. FORCEY, and JOHN A. REDDING, JR., As Executor of the Estate of GENEVIEVE REDDING and any and all Unknown heirs of JOHN A. REDDING and THE WHOLE WORLD,

FILED *icc*
01/17/07
JAN 30 2007 *Attg*
(6K)
William A. Shaw
Prothonotary/Clerk of Courts

Defendants

ORDER

AND NOW, this 29 day of January, 2007, upon consideration of the Plaintiff's Motion seeking to Quiet Title as to the Subject Property and as against Defendants, above-named, this Honorable Court hereby ORDERS AND DECREES that:

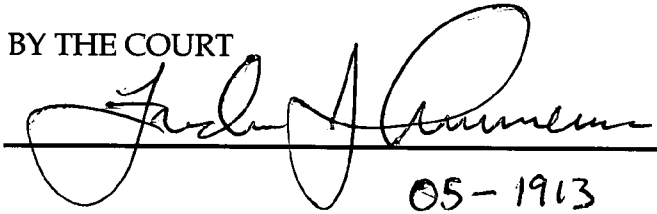
- a. Plaintiff owns absolutely and is entitled to the quiet and peaceful possession of the property situated at, RD #1, Box 205-B, West Decatur, PA 16878, more specifically described as follows:

ALL that certain piece or parcel of land situated in the Township of Boggs, County of Clearfield and State of Pennsylvania, bounded and described as follows:

BEGINNING at an iron pin located on the East side of State Route section 2024. Said point in thirty feet (30.0) from centerline of said Road. Said point is also the Northwest corner of a thirty-three (33.0) foot right-of-way access for now or formerly, Delbert B. Lansberry; thence along said Road; North nineteen degrees twelve minutes West (N 19° 12' W), two hundred

- c. Title to the subject property is ORDERED QUIETED; and,
- d. The Prothonotary and Recorder of Deeds shall mark their respective records accordingly.

BY THE COURT



05-1913

FILED

JAN 30 2007

**William A. Shaw
Prothonotary/Clerk of Courts**