

06-1913-CD  
Sean Gerred et al vs Scheider Motor Sales Inc

2006-1913-CD  
Sean Gerred et al vs Scheider Motor Sales

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

SEAN P. GARRED and LISA M. GARRED, Plaintiffs, : No. 06 - 1913 C.D.  
vs. : TYPE OF CASE: 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. : 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

013:50

William A. Shaw  
Prothonotary/Clerk of Courts

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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

SEAN P. GARRED and LISA M. GARRED, Plaintiffs, : No. 06 - \_\_\_\_\_ C.D.  
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. :

C O M P L A I N T

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 Paula McChesney  
Attorneys for Plaintiffs

COMMONWEALTH OF PENNSYLVANIA :

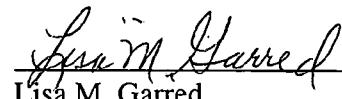
: SS.

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.

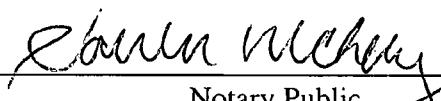


Sean P. Garred



Lisa M. Garred

Sworn to and subscribed before me, this 14<sup>th</sup> day of November, 2006.



Notary Public

My commission expires: September 16, 2009

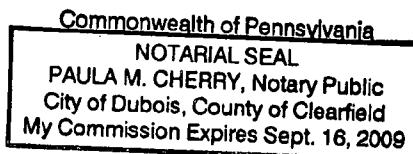


Exhibit "A"

**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.

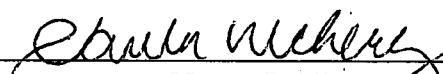


Sean P. Garred



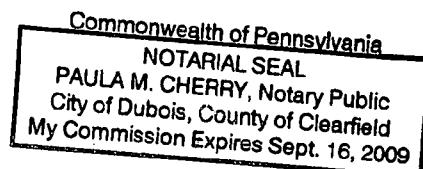
Lisa M. Garred

Sworn to and subscribed before me, this 14<sup>th</sup> day of November, 2006.



Notary Public

My commission expires: September 16, 2009



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

## ORDER

NOW, this 16<sup>th</sup> 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

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William A. Shaw  
Prothonotary/Clerk of Courts

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Judge

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

SEAN P. GARRED and LISA M. GARRED,  
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,  
and corporate entities in interest,  
Defendants.

Plaintiffs,

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 COMPLAIN WITHIN  
TWENTY (20) DAYS FROM THE DATE OF  
SERVICE HEREOF.

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

By Shelia M. Mullen  
Attorney for Plaintiffs

LAW OFFICES  
GLEASON, CHERRY & CHERRY, L.L.P.  
P.O. Box 508  
DuBois, PENNSYLVANIA 15801-0508  
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, Plaintiffs, : No. 06 - 1913 C.D.  
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. : TYPE OF CASE: ACTION TO QUIET TITLE  
: TYPE OF PLEADING: AFFIDAVIT  
: 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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DEC 28 2006 Amy Cherry  
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William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

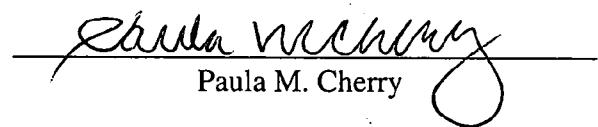
SEAN P. GARRED and LISA M. GARRED, : No. 06 - 1913 C.D.  
Plaintiffs, :  
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heirs, devisees, administrators, executors, :  
successors and assigns of its shareholders, :  
directors, owners, successors and assigns, :  
and all other person, persons, 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

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

IN THE COURT OF COMMON PLEAS OF CLEARFIELD 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 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:

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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

on, which may result to the original as mentioned, stipulated and the 22nd day of September A.D. 1d 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

9 or less, known as Union Township  
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,  
I by Clearfield County Tax Map

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  
357, page 214.

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

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

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

CALL 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,**

**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

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.

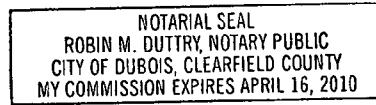
**McLEAN PUBLISHING COMPANY** Publisher of  
**COURIER-EXPRESS/TRI-COUNTY SUNDAY/JEFFERSONIAN DEMOCRAT**

By John Doe

Sworn and subscribed to before me this 7<sup>th</sup> day of Dec., 2006

Robert M. Duttry  
NOTARY PUBLIC

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



TO **Gleason, Cherry and Cherry**

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

### **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

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

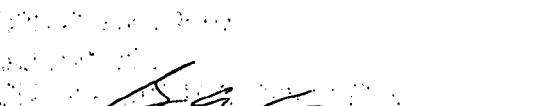
STATE OF PENNSYLVANIA :

:

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.

Sharon J. Pusey  
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

timely 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 where filed with the  
Department of State of the Commonwealth  
of Pennsylvania at Harrisburg, Penn-  
sylvania.

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. Mohney, 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. 2006-1913-CN

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.

TYPE OF CASE: ACTION TO QUIET TITLE  
TYPE OF PLEADING: ORDER  
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 2cc  
01/11/2013 Atty P.C. Cherry  
JAN 03 2013 (JMD)

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.	:	

## 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.

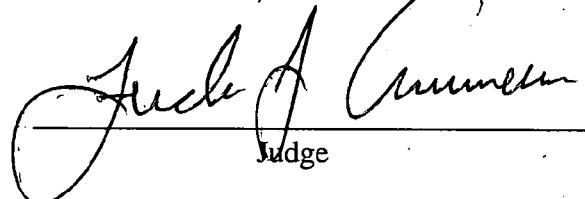
4. That the Defendants, SCHNEIDER MOTOR SALES, INC., and its shareholders, directors, owners, successors and assigns, as wells as the heirs, devisees, administrators, executors, successors and assigns of its shareholders, directors, owners, successors and assigns, and all other person, persons, firms, 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,



J. C. Cummiskey

Judge

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

FILED *cc*  
01/11/03 AD  
JAN 03 2003 Atty P. 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. 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. :

Plaintiffs, vs. :  
vs. :  
: No. 06 - 1913 C.D.  
: ACTION TO QUIET TITLE

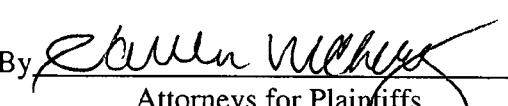
P R A E C I P E

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, : No. 06 - 1913 C.D.  
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, : 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:  
Defendants. : 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  
D 9/10/06  
DEC 28 2006  
Attn: Cherry  
6K

William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

## CIVIL DIVISION

## **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 Paula Cherry  
Attorneys for Plaintiffs

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

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 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

CIVIL DIVISION

Civil Action No. 05-1913 CD

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 1, BOX 205-B  
BOGGS TOWNSHIP  
PARCEL NO. #N10-000-00077

FILED 1cc  
7/1/18 BY AMY  
JAN 29 2007  
(GR)

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 Praeclipe 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 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.

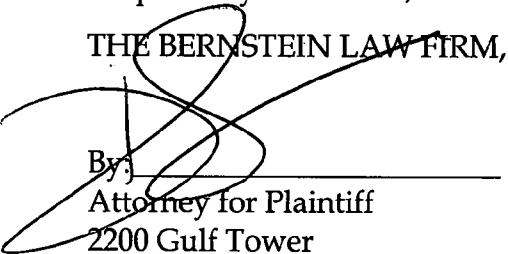
2. Decrees that the Defendants Any and all unknown heirs of Bessie Lockey, deceased, Robert Rinehart and Alice Rinehart, his wife, Elizabeth McDonald and LIONEL McDonald, her husband, Thomas Bumbarger and Iona Bumbarger, his wife, Any and all unknown heirs of George Heck, Grace Heck, Any and all unknown 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

**A**

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	\$2.00
COUNTY IMPROVEMENT	\$2.00
FUND	\$3.00
RECORDER IMPROVEMENT	\$3.00
FUND	\$10.00
JCS ACCESS TO	\$10.00
JUSTICE	\$10.50
STATE WRIT TAX	\$28.50
TOTAL	\$130.00
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

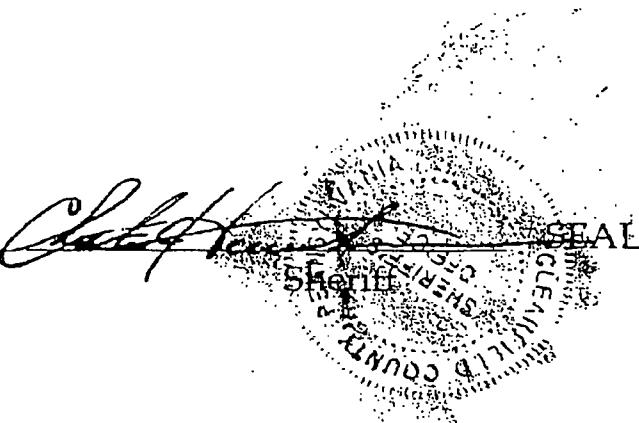
NATIONAL CITY MORTGAGE COMPANY

against

JOHN R. ENNIS, JR.

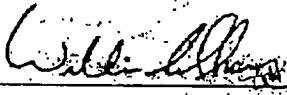
IN WITNESS WHEREOF, I have hereunto affixed my signature this 3RD day of MARCH Anno Domini Two thousand and three.

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 therestated and for the purposes therein contained.

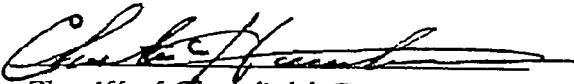
In witness whereof, I have hereunto set my hand and official seal.

  
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**

Bead

CLEARFIELD COUNTY  
COMMISSIONERS  
TO  
JOHN A. HEDDING ET AL

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

DBU 352/

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 \_\_\_\_\_ 1940, did purchase all that certain parcel of \_\_\_\_\_ seated lands, situated in the Township of \_\_\_\_\_ County and State aforesaid, containing 13.4 70.4 \_\_\_\_\_ and sold as the property of \_\_\_\_\_ Snock McLaren East \_\_\_\_\_

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 August \_\_\_\_\_ 1943, expose to public sale by public vendue or outcry, 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. Heddling and Theodore Haney \_\_\_\_\_

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. Heddling and Theodore Haney \_\_\_\_\_

, the receipt whereof is hereby acknowledged, do hereby grant and convey, to the said John A. Heddling and Theodore Haney \_\_\_\_\_

and to their heirs and successors, 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 (aff. seal) \_\_\_\_\_ Chief Clerk

W. V. Carr

Ira Jay

J. O. Kessler  
County Commissioners

STATE OF PENNSYLVANIA } SS:  
COUNTY OF CLEARFIELD }

On this, the 25 \_\_\_\_\_ day of August \_\_\_\_\_ 1943, before me, Chas. S. 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. S. Strong (aff. seal) J. P.  
My Commission Expires January 1st, 1948

Entered of Record, Dec. 16, 1943 A. D. 1943 Recorded by G. H. \_\_\_\_\_ Recorder  
11:12 A.M. M. M. D. /

EXHIBIT 8

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. R. Hancock Justice of the Peace  
STATE OF PENNSYLVANIA  
COUNTY OF CENTRAL *ss*

Edwin Perna (S&W)  
Isabel Perna (S&W)

On this, the eighth day of February 1944, before me E. R. Hancock the undersigned  
officer, personally appeared Edwin Perna and Isabel Perna, his wife known to me (or 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. R. 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 as follows: Decatur Township, Clearfield County, Pennsylvania.

E. R. Hancock

/affidavit/agent for grantee

U. S. Revenue \$1.10

Entered at record Feb 8, 1944 11:25A. M.

Recorded and compassed by

*John H. Martin*  
Recorder B.

REDDING ) THIS DEED, made the Fifteenth day of November in the year  
JOHN REDDING ET AL ) of our Lord one thousand nine hundred forty-three  
TO ) BETWEEN John Redding, of the Borough of Nanticoke Mills,  
CLEARFIELD COUNTY, PA, ) Clearfield County, Pennsylvania, and Genevieve Q. Redding,  
his wife; Theodore Handy, of Lawrence Township, Clearfield County, Pennsylvania, (and Ethel)  
Handy, his wife, parties of the first part, hereinafter designated grantors, and George  
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, it hath 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 agreed upon in the name of Lubch 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

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 23rd day of April, 1843, 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., 1843, conveyed the same to the grantees 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.S. 1840 and which is recorded in the office of the Prothonotary of the said County in Book #136, Page 288.

Excepting and reserving, all, less 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 grantees 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

State of Pennsylvania)

County of Clearfield ) 83.

John Redding (seal)

Genevieve D. Redding (seal)

Theodore Maney (seal)

Bethel Maney (seal)

On this, the fifteenth day of November, 1843, before me, L.R. Korman, Justice of the Peace, in and for the aforesaid County & State, the undersigned officer, personally appeared John Redding, Genevieve D. Redding, Theodore Maney, & Bethel Maney 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.

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

Justice of the Peace

Title of Officer.

My commission expires first Monday in January 1844

U.S. Revenue #1.10

Certificate of Residence

We do hereby certify that the precise residence of the within named grantees is Murrieta, A.D.

Feb 14 1844

Fentz & Silberbatt

Attorneys for Grantees

Entered & record Feb 15 1844, 10-30 A.M.

Recorded and Compared by

*John H. Maffie*  
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

Harry L. Forcey (seal)

in the presence of:

Executor and Trustee

Fred Thompson Jr.

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, 1948, 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, 1948. 11/15 A M

Recorded and Compared by

Weir W. mullen  
m.r.

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-Schoomover 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 herein or 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

Harry L Forcey (seal)

in the presence of:

Executor and Trustee

Fred Thompson Jr.

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

U.S. Revenue \$1.65

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

Recorded and Compared by

Weir W. Mullen  
m. 7

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 Kitcko, 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



E



THIS DEED  
RECORDED IN THE  
MORRISDALE, PENNSYLVANIA  
REGISTER OF DEEDS  
ON THE 10TH DAY OF MAY  
MADE the Seventeenth day of May in the year Nineteen  
Hundred and forty-nine, Between BESSIE LOCKEY and JAMES LOCKEY,  
her husband, of the Village of Airport, Morris Township, Clear-  
field County, Pennsylvania, ROBERT RINEHART and ALICE RINEHART,  
his wife, of Baltimore, Maryland, ELIZABETH MCDONALD and WALTER  
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, Penn-  
sylvania, HARVEY BUMBARGER and SYLVIA BUMBARGER, his wife, of  
the village of Morrisdale, Clearfield County, Pennsylvania,  
MARY DANNER and WALTER DANNER, her husband, of Lemoyne, Pennsyl-  
vania, MELINDA HUBLER and TERROY HUBLER, her husband, of the  
village of Morrisdale, Clearfield County, Pennsylvania, CLARA  
ROTHROCK and PERCY ROTHROCK, her husband, of the village of  
Morrisdale, Clearfield County, Pennsylvania, EMMA HUBLER and  
ROLAND HUBLER, her husband, of Foster, Oregon, WILLIAM BUMBARGER  
and RUTH BUMBARGER, his wife, of the Village of Morrisdale,  
Clearfield County, Pennsylvania, ALICE McGRAW and OLIVER McCRAW,  
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 GRANTEES.

WITNESSETH, that in consideration of the sum of One  
(\$1.00) Dollar in hand paid, the receipt whereof is hereby ac-  
knowledged, 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 10th 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 Bum-  
barger by deed dated the 15th day of November  
1943 and recorded in Deed Book 356, page 397.

EXHIBIT E

The purpose of this conveyance is to convey the interest of Howard Bumberger to the Grantees herein, Bumberger acquired by the above mentioned deed.

**THE SECOND TEREOF:** 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 (4-3/4) 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 Henry Trump; thence along said line of Henry Trump, North eighty-six and one-half (86 1/2) degrees West ninety (90) perches to a stone corner; thence South twenty and three-fourths (20-3/4) East one hundred and thirty-eight and five-tenths (138.5) perches along land of Mary Moyor 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 Bumberger by deed dated the 26th day of January 1905 and which deed is recorded in Deed Book 146, page 122.

**THE THIRD TEREOF:** 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° 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° 49' East, 267.0 feet, North 56° 09' East, 211.7 feet, North 60° 35' East, 502.7 feet, South 79° 08' East, 709.0 feet, South 66° 34' East, 193.8 feet, North 72° 26' East, 209.5 feet, North 59° 15' East, 706.6 feet and North 78° 13' East, 68.0 feet to a stone pile corner at land of Thomas Bumberger; thence by land of Thomas Bumberger, South 7° 00' West, 2174.0 feet to a stone pile corner on line of the Forcey-Schoonover tract; thence by the said tract, North 61° 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.

40-4481

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.

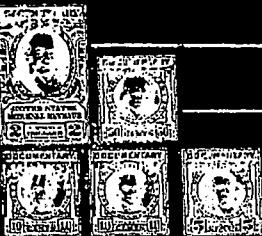
AND BEING the same premises which Harry L. Forcey, Executor and Trustee, and A. R. Chase, Administrator d.b.n.c.t.a. and succeeding Trustee of the Thomas H. Forcey Estate, conveyed to Howard Bumbarger by deed dated the 6th day of May 1946 and recorded in Deed Book 375, page 506.

182 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 end 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  
Elonel McDonald (SEAL)  
Elonel 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  
Eunice Hubler (SEAL)  
Eunice Hubler  
Roland Hubler (SEAL)  
Roland 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

STATE OF PENNSYLVANIA : : SS:

COUNTY OF CLEARFIELD : : SS:

On this the 25<sup>th</sup> day of April, 1949, before  
me, Marie Thompson the undersigned officer, personally  
appeared BESSIE LOCKEY and JAMES LOCKEY, her husband,  
ELIZABETH McDONALD and LIONEL McDONALD, her husband, THOMAS BUM-  
BARGER and IONA BUMBARGER, his wife, HARVEY BUMBARGER and SYLVIA  
BUMBARGER, his wife, MELINDA HUBLER and LEROY HUBLER, her hus-  
band, CLARA ROTHROCK and BERCY ROTHROCK, her husband, WILLIAM  
BUMBARGER and RUTH BUMBARGER, his wife, ALICE McGRAW and OLIVER  
MCGRRAW, her husband, known to me (or satisfactorily proven) to  
be the persons whose names are subscribed to the within instru-  
ment, and acknowledged that they executed the same for the  
purposes therein contained.

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

  
THE COMMONWEALTH OF PENNSYLVANIA (SEAL)  
THE COMMONWEALTH OF PENNSYLVANIA

STATE OF OREGON : : SS:  
COUNTY OF *Linn* : : SS:

On this the *5th* day of *July*, 1949, before me,  
*Elaine Eubler* the undersigned officer, personally  
appeared *ELAINE EUBLER* and *ROLAND EUBLER*, 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.



*Elaine Eubler* (SEAL)  
Notary Public for Oregon  
My Commission Expires July 1950

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### CERTIFICATE

STATE OF OREGON, }  
County of Linn. }  
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 Wynnegear*

whose name is subscribed to the certificate or proof or acknowledgment of the annexed instrument, and therein will-  
ing, qualified and authorized to make the same and full faith and credit is given to all his official acts as  
Notary Public, and I do further certify that she well acquainted with the handwriting of said Notary Public  
and believe the substance to said certificate or proof of acknowledgment, is accurate, 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.

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

STATE OF OREGON : : SS:  
COUNTY OF *Linn* : : SS:

On this the *5th* day of *July*, 1949, before me,  
*Margaret Chittum* 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 Chittum* (SEAL)  
Notary Public for Oregon  
My Commission Expires July 1950

**CERTIFICATE**

STATE OF OREGON,  
County of Linn.

..... 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.....

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

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

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

On this the 2<sup>nd</sup> day of ~~July~~, 1949, before me,  
A. IRA LARGILL, the undersigned officer, personally  
appeared MARY DANNER and WALTER DANNER, 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.

SEARCHED INDEXED FILED SERIALIZED APR 1 1968 (SEAL)

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

On this the 23<sup>rd</sup> day of July, 1949, before me,  
LIMA CARROLL the undersigned officer, personally  
appeared GRACE HECK and GEORGE HECK, 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.

*Lima Carroll* (SEAL)  
Justice of the Peace  
My Commission Expires  
1st Monday January 18 1950

STATE OF MARYLAND :  
COUNTY OF *Baltimore* : SS:

On this the 19<sup>th</sup> day of July, 1949, before me,  
Leone K. Ully 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. Ully* (SEAL)  
Notary Public

State of Maryland, County of Baltimore, to wit:

I, *T. Bradley Elliott*, 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. Ully,  
whose name is subscribed to the attached certificate of acknowledgement, proof or affidavit, was at  
the time of taking said acknowledgement, proof or affidavit, a NOTARY PUBLIC of the State of  
Maryland in and for Baltimore County, duly commissioned and sworn to reside in said county,  
and was, as such, an officer of said State duly authorized by the laws thereof to take and certify  
deeds, as well as to take and certify the proof and acknowledgement of deeds and other instruments  
in writing to be executed in said State, and that full faith and credit are and will be given  
to his/her official acts, and I further certify that I am well acquainted with his/her  
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 19<sup>th</sup> day of

*July* 1949.

Noted of Record May 21 1950, 11-50 a.m. Weir W. Muller, Notary

F

State of Pennsylvania BOOK 468 PAGE 93  
 County of Clearfield

On this, the 6th day of September, 1950, before me  
RECODER OF DEEDS, the undersigned officer,  
 personally appeared Robert J. McIntosh and Alberta McIntosh his wife,  
 known to me (or satisfactorily proven) to be the person & whose name is  
 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.

*Robert J. McIntosh*  
 My Commission Expires  
 First Monday in January 1952 RECORDER OF DEEDS  
 Title of Officer

I hereby Certify that the precise residence of the grantees is  
 City of DuBois, Clearfield County, Penna.

*Franklin M. Whiting*

Entered of Record Sept. 6 1950, 1-35 P.M. Weir W. Mullin, Recorder

**This Deed,**

Made the 6th day of September in the year  
Nineteen hundred and fifty.  
 Between HARVEY BUMBERGER and SYLVIA BUMBERGER, his wife, of the  
Township of Graham, County of Clearfield and State of Pennsylvania,  
 hereinafter called  
 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

**Witnesseth**, that in consideration of the sum of One (\$1.00) **Grantor is:**  
 in hand paid, the receipt whereof is hereby acknowledged, the said grantor do hereby grant and  
 convey to the said grantees 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 Cress and George James, Beginning  
 at an old post being the Northeast corner of the said James Lands  
 thence East one hundred thirty-two and one-half (132 $\frac{1}{2}$ ) perches to  
 stones; thence South one hundred eighty-three and one-half (183 $\frac{1}{2}$ )  
 perches to post and stones; thence West one hundred thirty-two and  
 one-half (132 $\frac{1}{2}$ ) perches to post; thence North one hundred eighty-three  
 and one-half (183 $\frac{1}{2}$ ) perches to old post and place of beginning. Con-  
 taining one hundred forty-three (143) acres and sixty-one (61) per-  
 ches and allowance.

**BIT** **F**

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 in the premises hereinabove described whether same was acquired by Harvey Bumbarger, or by Harvey Bumbarger and Sylvia Bumbarger, his wife.

And the said grantor/s, do hereby covenant and agree to and with the said grantee/s, that they, the grantor/s, 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/s, their heirs and assigns, against the said grantor/s, and against every other person lawfully claiming or who shall hereafter claim the same or any part thereof.

In Witness Whereof, said grantor/s have hereunto set their hands and sealed the day and year above written.

SEALED AND DELIVERED  
IN THE PRESENCE OF

Mr. L. Barberfield *as to both* Harvey Bumbarger *Seal*  
Doris Bumbarger *Seal*  
Sylvia Bumbarger *Seal*  
R. D. B.

SUCK 408 PAGE 95

State of Pennsylvania, {  
County of CLEARFIELD }  
On this the 6th day of September, 1950, before me  
Mildred L. Wilson, Notary Public, 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.

*Mildred L. Wilson*  
NOTARY PUBLIC  
My Commission Expires Sept 6, 1951  
Tenn. Office, Clearfield Co., Pa.

RESIDENCE CERTIFICATE  
I hereby certify that the precise residence of the within named, Harvest,  
is Philipburg, Pa.  
Realty & Building  
Entered of Record Sept. 6, 1950, 2:30 P.M. Weir W. Muller, Recorder.

**This Deed,**

Made 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 L. Garman, husband  
and wife, also of the City of Du Bois, County and State aforesaid.

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:-

G

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MEREDITH AVERY and  
BEATRICE AVERY

vs

JOHN A. REDDING and  
GENEVIEVE REDDING

No. 1978b

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 McLaren 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 Bumberger and Harvey

EXHIBIT

6

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 hereto marked 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 & SWOPE

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 : : Meredith Avery  
before me this 28  
day of January,  
1956.

Meredith Avery

MILDRED L. WILSON, NOTARY PUBLIC  
CLEARFIELD CO. PA.  
MY COMMISSION EXPIRES JANUARY 23RD, 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 Haney, of Lawrence Township, Clearfield County, Pennsylvania, and Ethel Haney, 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, herein after 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 9 7/8 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 1, 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 166.

Excepting and reserving AMMUNITION- 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  
L. R. Korman: ) Genevieve Redding (SEAL)  
 ) Theodore Haney (SEAL)  
 ) Ethel Haney (SEAL)

STATE OF PENNSYLVANIA  
COUNTY OF CLEARFIELD ss

On this, the fifteenth day of November, 1913, 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 1914

(BACK OF DEED)

We do hereby certify that the precise residence of the within  
name grantee is Morrisdale, R. D.  
Feb 14, 1914

Pentz & Stiberblatt  
Attorneys for Grantees

COMMONWEALTH OF PENNSYLVANIA  
County of Clearfield ss

Recorded on this 15<sup>th</sup> day of Feb. A. D. 1914, 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-

No. 492 Feb. Term, 1956

JOHN A. REDDING and  
GENEVIEVE REDDING

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 Bumburgers but Defendants, Reddings, were advised by the Bumburgers 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 Bumburgers had permission from Haney and Redding to take out deep mine coal for his own use.

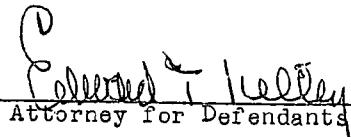
21. It is admitted that Dugans of Osceola started stripping on the property but as soon as the Defendants found out about it they called on the Dugans, explained that they owned the coal and the Dugans stopped stripping.

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 Bumbarger.

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 Plaintiff's suit be dismissed at their cost.

  
\_\_\_\_\_  
Colvin T. Hull  
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.

John A. Redding  
NOTARY PUBLIC  
Commissioned April 1, 1956  
Clearfield, Pa. Clearfield County

## FEBRUARY TERM, 1956.

Bell, Silberblatt & Swoope	Meredith Avery Beatrice Avery	JANUARY 30, 1956, COMPLAINT TO QUIET TITLE filed. Two Copies certified to the Sheriff.
Jan. 30	492  John A. Redding Genevieve Redding	NOW, 31 day of January 1956, service accepted, Edward T. Kelly, Atty. for deft. 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, Sheriff.  March 8, 1956, Defendants Answer to Complaint filed by Edward T. Kelley, Attorney for the Defendants. Now, March 8, 1956, Service accepted by copies, Bell Silberblatt & Swoope, Attorneys for Plaintiffs. May 12, 1956, On Petition filed by Bell, Silberblatt, & Swoope, Attorneys, the above case is placed on the list for September Court.
		<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:
	Pro. <i>Byatt</i> . 4.00 Atty. 3.00 Pro. S.R. <i>Byatt</i> . 50 Shff. By Atty. Bell 3.00 Pro. .50 Pro. .50 Pro. 2.00 <i>2.00</i> 15.50	(a) The legal force and effect of the deed between the Defendants and Howard Bumberger and Harvey Bumberger 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.  (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.
		(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.  (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.  (e) In accordance with the Stipulation of the parties the Defendants shall pay all record costs in this Action. By the Court, John J. Pentz, President Judge. One copy certified to the Register & Recorder.

—

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!  
11/24/2006  
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. ERBSTINE, ESQUIRE  
PA ID#86470  
Bernstein Law Firm, P.C.  
Firm #718  
Suite 2200 Gulf Tower  
Pittsburgh, PA 15219  
412-456-8100  
BERNSTINE 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/Referred to ~~\_\_\_\_\_~~ Attorney  
for service.

*John M. Han*  
Deputy Prothonotary

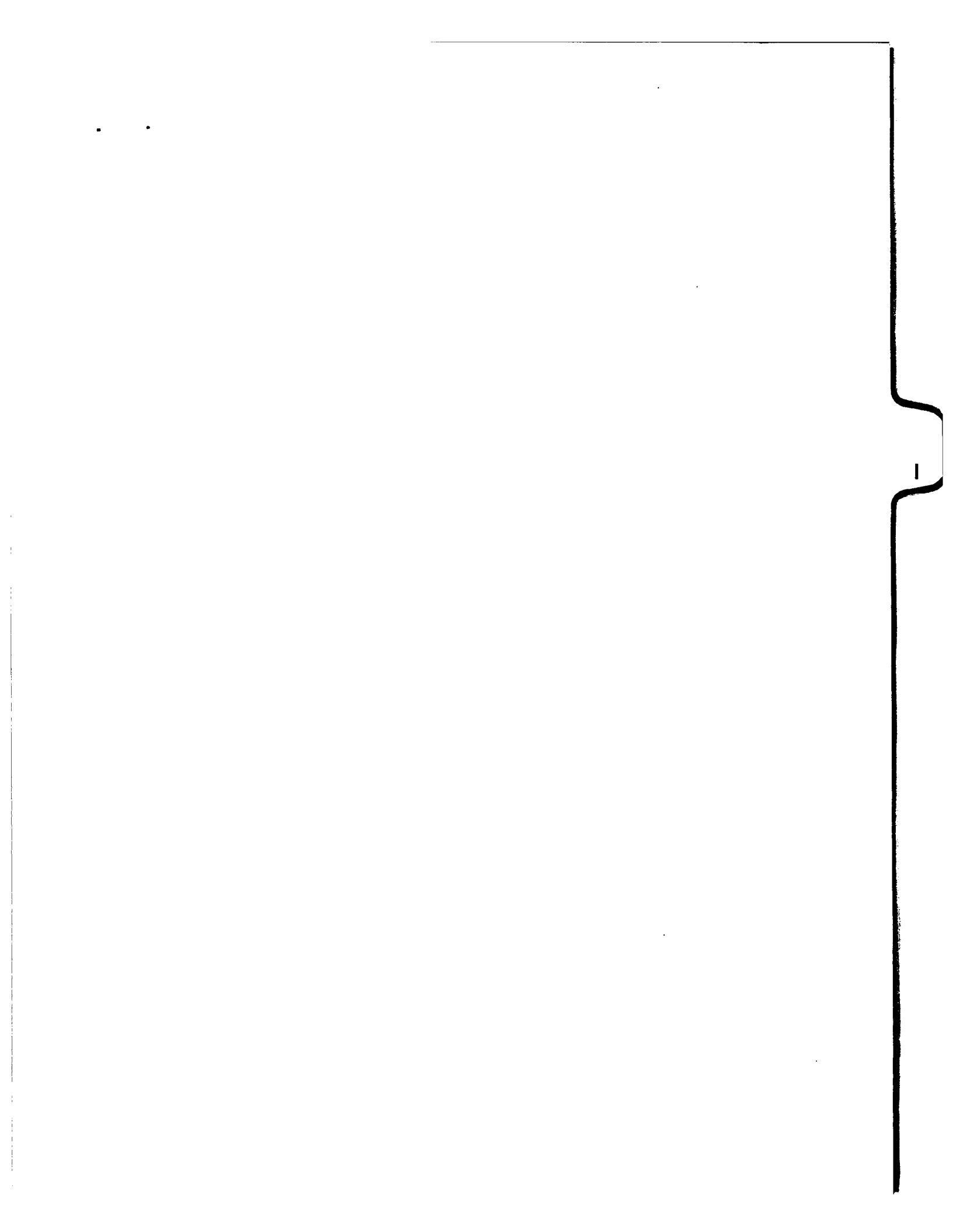
AMENDED COMPLAINT  
TO QUIET TITLE

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 1, 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 1, 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.

**FILED**  
Clerk  
DEC 29 2006

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.

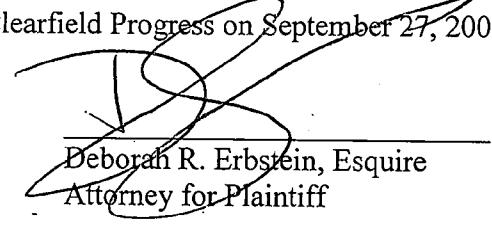
Civil Action No. 05-1913 CD

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, 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.

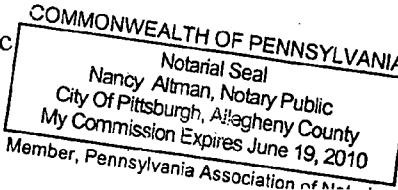
**AFFIDAVIT OF SERVICE OF AMENDED COMPLAINT IN QUIET TITLE**

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. Erbstein, Esquire  
Attorney for Plaintiff

Sworn to and subscribed  
before me this 2nd day  
of Dec., 2006

  
Nancy Altman, 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 unknown 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

So Answers,

\_\_\_\_ Day of \_\_\_\_\_ 2006  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



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  
Morrison, PA 16858

SF

**2. Article Number***(Transfer from service label)*

2005 1820 0004 7434 6076

PS Form 3811, February 2004

Domestic Return Receipt

**4. Restricted Delivery? (Extra Fee)** Yes**COMPLETE THIS SECTION ON DELIVERY****A. Signature**

Isabelle Hubbell  
 Agent  
 Addressee

**B. Received by (Printed Name)**

KCK 9-7-06

**C. Date of Delivery****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.

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

|||||b|||||b|||||b|||||b|||||b|||||b|||||b|||||b|||||b|||||b|||||b|||||b

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**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  
Mossdale, PA 16858

SFT

**COMPLETE THIS SECTION ON DELIVERY****A. Signature**

X Ruth Bumbarger

Agent  
 Addressee

**B. Received by (Printed Name)**

Pam Bum BARGZR

**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

**2. Article Number**

(Transfer from service label)

7005 1820 0004 7434 6069

PS Form 3811, February 2004

Domestic Return Receipt

PO012742

102595-02-M-1640

UNITED STATES POSTAL SERVICE

ALLEGHENY PA 15219

07 SEP 1998 PM 1

First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. 6-10

• 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:**

John Bumbarger  
904 Good Street, #10  
Houtzdale, PA 16045

SA

**COMPLETE THIS SECTION ON DELIVERY****A. Signature**

X

Agent  
 Addressee

**B. Received by (Printed Name)**

JOHN BUMBARGER

**C. Date of Delivery**

1-16-98

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

100-1851  
1851

**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 serv.)

7005 1820 0004 7434 6229

Fee 12740 102595-02-4-1540

PS Form 3811, February 2004

Domestic Return Receipt



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 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, any and all unknown heirs of HARRY L. FORCEY aka 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 aka 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.

Margaret E. Krebs

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

Cheryl J. Robison  
Notary Public

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

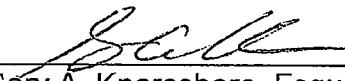


## PROOF OF PUBLICATION

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.

Sharon J Pusey  
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. Sacolick, Executor, Estate of Mary Sacolick, 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 LOKEY, 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 LOKEY, 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.

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#### 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 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 HARRY 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 aka 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 HARRY 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 aka 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, DA 1687A NOTICE

## PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :  
COUNTY OF CLEARFIELD :  
SS:

On this 2nd day of October, A.D. 20 06, 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. Robison  
Notary Public

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



80000 SERIES  
10% P.C.W.  
MELIFAX  
RECYCLED

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 1, 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 7

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

vs.

Civil Action No. 05-1913 CD

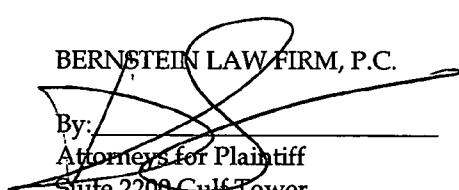
Any and all unknown heirs of BESSIE LOCKEY, deceased,  
ROBERT RINEHART and ALICE RINEHART, his wife,  
ELIZABETH MCDONALD and LIONEL MCDONALD, her husband,  
THOMAS BUMBARGER and IONA BUMBARGER, his wife,  
Any and all unknown heirs of GEORGE HECK, GRACE HECK,  
Any and all unknown heirs of HARVEY BUMBARGER, deceased,  
Any and all unknown heirs of MARY DANNER, deceased,  
Any and all unknown heirs of LEROY HUBLER and MELINDA  
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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.

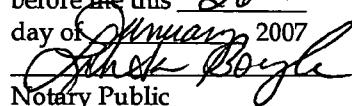
PRAECIPE TO SETTLE, DISCONTINUE AND END

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

  
Linda Boyle  
Notary Public

Notary Seal  
Linda Boyle, Notary Public  
de0 City of Pittsburgh, Allegheny County  
My Commission Expires October 29, 2007

## CERTIFICATE OF SERVICE

I, Deborah R. Erbstein, Esquire, hereby certify that a true and correct copy of the foregoing Praeclipe 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 27<sup>th</sup> 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 27<sup>th</sup> 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

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Deborah R. Erbstein, Esquire

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

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 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

CIVIL DIVISION

Civil Action No. 05-1913 CD

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 1, 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 Motion to Quiet Title was served this 27<sup>th</sup> 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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5346 Allport Cutoff  
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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**  
01/17/07 Atty  
JAN 30 2007  
(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:

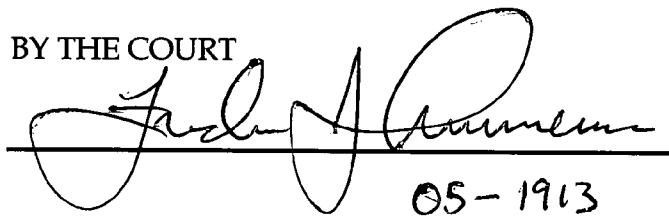
- a. Plaintiff owns absolutely and is entitled to the quiet and peaceful possession of the property situated at, RD #1, Box 205-B, West Decatur, PA 16878, more specifically described as follows:

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



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05-1913

FILED

JAN 30 2007

William A. Shaw  
Prothonotary/Clerk of Courts