

07-1695-CD
Kim Mowrey vs Clfd Cty Tax

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

KIM E. MOWREY,
Petitioner,

-vs-

CLEARFIELD COUNTY
TAX CLAIM BUREAU,
Respondent

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No. 07-1695-CD

PETITION TO DISAPPROVE AND HALT SALE

AND NOW, comes the Petitioner, Kim E. Mowrey, who files the within Petition to Disapprove and Halt Sale and in support thereof avers as follows:

1. The Petitioner is an adult individual, presently residing at 3 West Avenue, Sykesville, Pa. 15865.
2. The Respondent is a governmental entity with offices located at 230 East Market Street, Clearfield, Pennsylvania, 16830.
3. On August 24, 2007 and September 7, 2007, the Respondent advertised the proposed private sale of the land described as 33.3% interest in 1 seam of 106 Acres of Coal Rights assessed in the name of Boynton D. Reed and another 33.3% interest in 1 seam of 106 Acre Coal Rights, assessed in the name of Edith R. Butterbaugh Allen, totaling 66.6% interest of 106 Acres of Coal Rights in Burnside Township, Clearfield Co., identified Map #108-C14-000-00023 MN in the Clearfield County Legal Journal on August 24, 2007 and September 7, 2007. Forty-seven (47) days from the last advertisement equates to October 24, 2007.

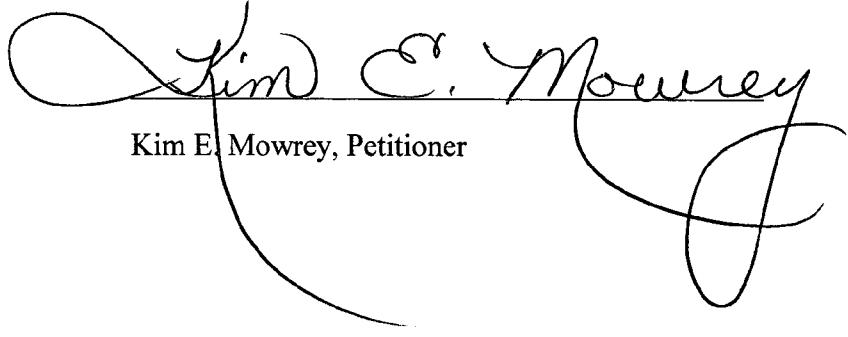
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M 10/27/07 Petitioners
OCT 18 2007
JW Petitioners pd.
William A. Shaw
Prothonotary/Clerk of Courts 85.00

4. That pursuant to said Notice, sale was to be scheduled on October 24, 2007 at 9:00 a.m. in the Tax Claim Bureau, 230 East Market Street, Clearfield, Pa. as of this date, a bid of \$ 200.00 for each 33.3% interest in 1 seam of 106 Acre Coal Rights, totaling \$ 400.00 has been received and accepted by the Bureau.

5. The Petitioner is willing to offer more than \$ 400.00 to bid on this real estate interest.

WHEREFORE, Petitioner respectfully requests the Court to disapprove the sale as proposed; enjoin such sale; and direct the Respondent to hold a private auction relative to sale of the real estate in question all in accordance with the Act of July 7, 1947 P.L. 0368, art. VI 3613 (72 P.S. 35860.613).

Respectfully submitted:



Kim E. Mowrey, Petitioner

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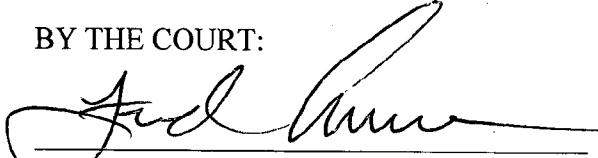
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No. 07-41695-CD

ORDER

AND NOW, this 19th day of October, 2007, upon the consideration of the proposed Petition, it is the Order of this Court that the proposed private sale by the Clearfield County Tax Claim Bureau to an unnamed individual who has offered a total of \$ 400.00 is disapproved. The Respondent shall hold private auction between the interested parties.

BY THE COURT:



Judge

FILED

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0 2:45 PM

William A. Shaw
Prothonotary/Clerk of Courts

CFMT TO PETITIONER
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RESPONDENT