

08-130-CD

Timeless Inv. Vs Herbert Walter al

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

TIMELESS INVESTMENTS, LLC

Plaintiffs

vs.

HERBERT E. WALTER AND GLADY O.
WALTER, his wife, their heirs, successors
and assign, and all other persons known
or unknown, claiming any title by,
under or through them, their heirs,
executors, administrators and assigns,

Defendants

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No. 08-

-CD

NOTICE

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 an 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 CAN GET LEGAL HELP.

Court Administrator
Clearfield County Courthouse
Clearfield PA 16830
(814) 765-2641


David R. Thompson, Esquire

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

TIMELESS INVESTMENTS, LLC	*	No. 08-	-CD
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Plaintiffs	*		
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	*		
vs.	*		
	*		
HERBERT E. WALTER AND GLADY O.	*		
WALTER, his wife, their heirs, successors	*		
and assign, and all other persons known	*		
or unknown, claiming any title by,	*		
under or through them, their heirs,	*		
executors, administrators and assigns,	*		
	*		
Defendants	*		

COMPLAINT

AND NOW, come the Plaintiff, **TIMELESS INVESTMENTS, LLC**, by and through its attorney, **DAVID R. THOMPSON, ESQUIRE**, and set forth a claim against the Defendants named herein and represent as follows:

1. Plaintiff is **TIMELESS INVESTMENTS, LLC**, a Pennsylvania Limited Liability Company, with a business address of 13594 Monterery Lane, Blue Ridge Summit, Pennsylvania, 17214.
2. Defendants are **HERBERT E. WALTER AND GLADY O. WALTER**, his wife, their heirs, administrators, successors and assigns, whose identity and whereabouts are unknown.
3. The subject matter of this Action to Quiet Title is land which comprises all those certain parcels or pieces of land situate in the Township of Woodward, Clearfield County, Pennsylvania, described as follows, to wit:

ALL that certain piece or tract of land situate in Woodward Township, Clearfield County, Pennsylvania, described as follows:

TRACT #2176 - Deed dated September 20, 1884, from John M. Jordan and wife to Horatio G. Fisher, and other, recorded in Deed Book 33 Page 292. CONTAINING 0.07 acres.

FURTHER BEING KNOWN AS Clearfield County Tax Parcel No. 130-L14-33.

4. The above-described parcel was vested unto Herbert E. Walter and Gladys O. Walter by deed of Strohl E. Cassler, partner of Cassler and Walter, and Mary A. Cassler, his wife, and Herbert E. Walker, partner of Cassler and Walter, and Gladys O. Walter, his wife, dated March 25, 1954 and recorded in Clearfield County Deed Book 434 at Page 545.

5. Thereafter, by an unrecorded deed Herbert E. Walter and Gladys O. Walter, his wife, conveyed the same unto Merwin R. Graham. By way of further pleading, Merwin R. Graham has paid the real property taxes and has maintained the property since that time.

6. Thereafter, Merwin R. Graham conveyed the property unto Timeless Investments, LLC, by deed dated August 24, 2007 and recorded August 27, 2007 in Clearfield County Instrument #200714121.

7. The Plaintiffs and their predecessors in title have exercised dominion, possession and control of the subject premises for a period in excess of twenty-one (21) years, and that said possession has been continuous, open, exclusive and adverse.

8. This Quiet Title action is necessary because of the unrecorded deed from Herbert E. Walter and Gladys O. Walter, his wife, unto Merwin R. Graham, and any and other irregularities in the chain of title of the property, subject of this action, including possible unrecorded deeds and/or assignments and other documents, incomplete estate records of deceased persons showing a complete chain of title, and possible adverse interest of named Defendants, their heirs, successors, and assigns, all of which create clouds in the title.

9. It is further averred that the Quiet Title Action is necessary because of irregularities in the chain of title of the property which may affect the rights of the Plaintiffs named, and to cure any defects as a result of the herein unrecorded deed.

10. It is finally averred that a Quiet Title Action is necessary to determine the validity or

discharge of any document, obligation or deed affecting any right, title, and interest in the property.

11. At no time has the named Defendants or anyone claiming title by, through, or under them, attempted to secure possession of the said estate, contest the title of the Plaintiffs and/or their predecessors in title or assert any interest, adverse to that of the Plaintiffs or their predecessors in title by any legal action or by formal acknowledgment thereof.

12. The premises herein described in Paragraph Three are the same premises that Plaintiffs and their predecessors in title have been in open, continuous, notorious, hostile and uninterrupted possession for a period in excess of twenty-one (21) years, possession of the said premises having been acquired by the Plaintiffs and their predecessors in title as hereinabove set forth.

13. It is believed and therefore averred that the said Plaintiffs and their predecessors' title have throughout their occupancy on the said premises maintained the said premises and have further continued in actual uninterrupted exclusive, visible, notorious, distinct and hostile possession of these premises secured by their respective deeds and hereinbefore set forth.

14. The said Plaintiffs, together with their predecessors in title have, commencing with the year 1987, and continuing up to the present time, have maintained the same premises, paid all current real estate taxes, and have evidenced a settled intent of excluding all individuals from the use, actual occupation or constructive possession of the premises.

15. At no time has the herein named Defendants attempted to secure possession of the said premises, contest the title of the Plaintiffs or their predecessors in title or assist in the maintenance, repair or improvement of those premises hereinbefore described nor has any asserted any interest adverse to the Plaintiffs by any legal action.


WHEREFORE, Plaintiffs file this action and respectfully request the following:

(a) That the Defendants, their heirs, administrators, executors, successors and assigns and

all other persons having claim to the premises herein described be forever barred from asserting any right, title or interest in the land described herein inconsistent with the interest or title of Plaintiffs unless the Defendants, their heirs, administrators, executors, successors or assigns, or those persons asserting any right, title or interest in said premises being an action of ejectment or other legal or equitable action to establish their claim to the premises described herein or any portion of the same, within the time set by the Court.

(b) That an Order of Court be made declaring the Plaintiff to be the sole owner and to have exclusive possession of the premises described herein by virtue of their open, uninterrupted and hostile possession of the premises for a period in excess of twenty-one years.

c) Such further Order as may be necessary for the granting of further relief.

By: 
David R. Thompson, Esquire
Attorney for Plaintiffs

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

TIMELESS INVESTMENTS, LLC

Plaintiffs

vs.

HERBERT E. WALTER AND GLADY O.
WALTER, his wife, their heirs, successors
and assign, and all other persons known
or unknown, claiming any title by,
under or through them, their heirs,
executors, administrators and assigns,

Defendants

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No. 08-

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VERIFICATION

I, **DAVID R. THOMPSON**, Attorney for the Plaintiff, does verify that the statements made in this Complaint are true and correct to the best of my knowledge, information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. §4904, relating to unsworn falsification to authorities.



David R. Thompson

⑤

William A. Shaw
Prothonotary/Clerk of Courts

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

TIMELESS INVESTMENTS, LLC

Plaintiff

vs.

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his wife, their heirs, successors, and assigns, and
all other persons known or unknown, claiming
any title by, under or through them, their heirs,
executors, administrators, and assigns,

Defendants

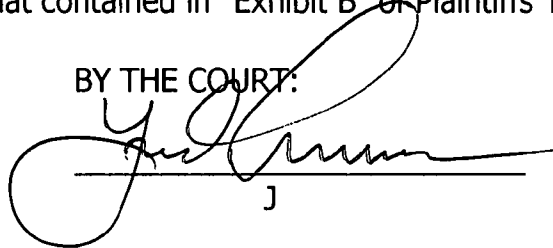
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No. 08-130 CD

ORDER OF COURT

AND NOW, this 29 day of January, 2008, upon consideration of
Plaintiffs' Motion for Service by Publication, including Exhibits and Affidavits attached
hereto, Plaintiffs are ordered and directed to serve Notice of the Action to Quiet Title by
publication in The Progress and The Clearfield County Legal Journal, one time only, of
notice of this action, in a form similar to that contained in "Exhibit B" of Plaintiffs' Motion
for Publication.

BY THE COURT:



J

FILED

01/30/2008
JAN 30 2008

2cc

Amy Thompson

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William A. Shaw
Prothonotary/Clerk of Courts

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

TIMELESS INVESTMENTS, LLC

Plaintiff

vs.

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his wife, their heirs, successors, and assigns, and
all other persons known or unknown, claiming
any title by, under or through them, their heirs,
executors, administrators, and assigns,

Defendants

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No. 08-130 CD

MOTION FOR SERVICE BY PUBLICATION

AND NOW appears the Plaintiff, Timeless Investments, LLC, by and through its attorney, David R. Thompson, who represents as follows:

1. That he is the attorney for the Plaintiff in the above captioned action to Quiet Title.

2. That he is unable to ascertain the whereabouts of the named Defendants.

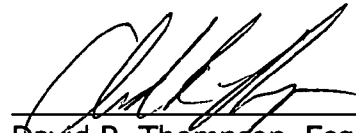
3. That the Plaintiffs' Attorney, David R. Thompson, has executed an Affidavit stating that after diligent search he has been unable to ascertain the whereabouts of the Defendants or their heirs, devisees, administrators, successors, executors, or assigns, said Affidavit being attached hereto as "Exhibit A".

4. That counsel for Plaintiff believes that the best means of service is by publication in a newspaper of general circulation in Clearfield County, in a form as shown in "Exhibit B".

5. That the Plaintiff has exhausted all reasonable means of attempting to locate

the Defendants mentioned in the affidavit attached as Exhibit "A", or their heirs, including inquiries of relatives, neighbors and friends, and local postal authorities and telephone books of the area.

WHEREFORE, Plaintiffs request your Honorable Court to permit the service of the original Complaint in this Action to Quiet Title by publishing a Notice similar in form to that of "Exhibit B" in The Progress and Clearfield County Legal Journal one time only, pursuant to Pa. R.C.P. 430 b(1).



David R. Thompson, Esquire
Attorney for Plaintiff

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

TIMELESS INVESTMENTS, LLC

Plaintiff

vs.

HERBERT E. WALTER AND GLADY O. WALTER,
his wife, their heirs, successors, and assigns, and
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any title by, under or through them, their heirs,
executors, administrators, and assigns,

Defendants

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No. 08-~~150~~ CD

STATE OF PENNSYLVANIA

:SS:

COUNTY OF CLEARFIELD


AFFIDAVIT

Before me, a Notary Public, in and for the above named State and County, personally appeared DAVID R. THOMPSON, ESQUIRE, who being duly sworn according to law deposes and states that after diligent search he has been unable to locate or find the whereabouts of the Defendants, HERBERT E. WALTER AND GLADY O. WALTER, his wife, their heirs, successors, administrators, executors and assign; and further states as follows:

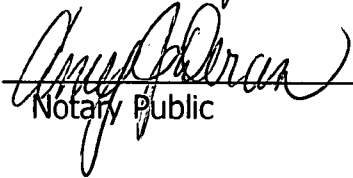
1. David R. Thompson, Esquire, is the attorney for the Plaintiffs in the above captioned Action to Quiet Title, licensed to practice in the Commonwealth of Pennsylvania.
2. As such, he has undertaken an investigation of the whereabouts of HERBERT E. WALTER AND GLADY O. WALTER, their heirs, successors, administrators, executors and assigns, the one time purported owners of a tract of land which is the subject matter of this Action to Quiet Title.

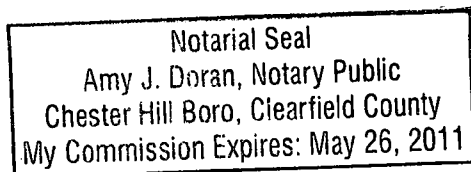
3. The information contained in this Affidavit was obtained from the Office of the Register of Wills and Recorder of Deeds and Office of Voter Registration of Clearfield County, Pennsylvania; the telephone directory for the Clearfield/Philipsburg Area.

5. Unless specifically named herein, the Defendant has no estate filed or telephone listing or voter registration.


David R. Thompson, Esquire

SWORN to and subscribed before me
this 25 day of January 2008.


Notary Public



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

TIMELESS INVESTMENTS, LLC

Plaintiff

vs.

HERBERT E. WALTER AND GLADY O. WALTER,
his wife, their heirs, successors, and assigns, and
all other persons known or unknown, claiming
any title by, under or through them, their heirs,
executors, administrators, and assigns,

Defendants

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No. 08- CD

TO: HERBERT E. WALTER AND GLADY O. WALTER, his wife, their heirs, successors and assigns, and all other persons known or unknown, claiming any title by, under or through them, their heirs, executors, administrators and assigns:

You are hereby notified that an Action to Quiet Title to premises situate Woodward Township, Clearfield County, Pennsylvania, has been filed against you. Said lands are bounded and described as follows:

ALL that certain piece or tract of land situate in Woodward Township, Clearfield County, Pennsylvania, described as follows:

TRACT #2176 - Deed dated September 20, 1884, from John M. Jordan and wife to Horatio G. Fisher, and other, recorded in Deed Book 33 Page 292. CONTAINING 0.07 acres.

FURTHER BEING KNOWN AS Clearfield County Tax Parcel No. 130-L14-33.

NOTICE

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 an 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.

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Court Administrator
Clearfield County Courthouse
Clearfield PA 16830
814-765-2641

You are hereby further notified to appear and answer the Complaint in said Action within twenty (20) days of this Notice, otherwise Judgment will be entered against you, barring you from all claims, rights and interests inconsistent with Plaintiffs' claim of title, as set forth in the Complaint.

David R. Thompson, Esquire
P.O. Box 587
Philipsburg, PA 16866
ATTORNEYS FOR PLAINTIFFS

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA

CIVIL ACTION - LAW

TIMELESS INVESTMENTS, LLC

Plaintiff,

VS.

HERBERT E. WALTER AND GLADY O. WALTER, *
his wife, their heirs, successors, and assigns, *
and all other persons known or unknown, *
claiming any title by, under or through them, *
their heirs, executors, administrators, and *
assigns, *

Defendant

No. 08-130 -CD

TYPE OF CASE:
Civil Action - Equity

TYPE OF PLEADING:
Motion for Judgment

FILED ON BEHALF OF:
Plaintiff

**COUNSEL OF RECORD
FOR THIS PARTY:**
David R. Thompson, Esquire
Attorney at Law
Supreme Court I.D. 73053
308 Walton Street, Suite 4
P.O. Box 587
Phillipsburg PA 16866
(814) 342-4100


FILED

011:08/37
APR 23 2008

Atty Thompson

William A. Shaw
Prothonotary/Clerk of Courts

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David R. Thompson
Attorney for Plaintiff

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

TIMELESS INVESTMENTS, LLC

Plaintiffs

VS.

HERBERT E. WALTER AND GLADY O.
WALTER, his wife, their heirs, successors
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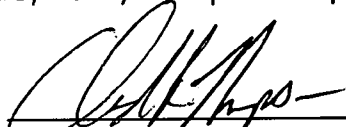
No. 08- 130 -CD

AFFIDAVIT

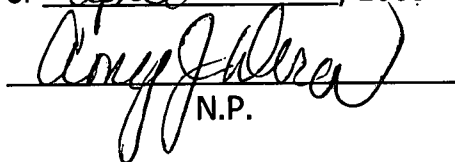
COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

:ss:

Before me, the undersigned officer, in and for the above named State and County, personally appeared DAVID R. THOMPSON, ESQUIRE, who being duly sworn according to law deposes and says that a Notice of the Filing endorsed with a Notice to Plead, was duly served on the above named Defendant by publication in The Progress on February 9, 2008, and The Clearfield County Legal Journal on February 15, 2008, with proof of publication attached hereto.


David R. Thompson, Esquire

SWORN to and subscribed
before me this 21 day
of April, 2008.


N.P.

Notarial Seal
Amy J. Doran, Notary Public
Chester Hill Boro, Clearfield County
My Commission Expires: May 26, 2011


PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :

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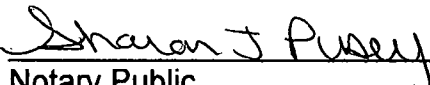
COUNTY OF CLEARFIELD :

On this 15th day of February AD 2008, 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 February 15, 2008, Vol. 20 No. 7. And that all of the allegations of this statement as to the time, place, and character of the publication are true.



Gary A. Knaresboro, Esquire
Editor

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



Notary Public
My Commission Expires

NOTARIAL SEAL
SHARON J. PUSEY, Notary Public
Houtzdale, Clearfield County, PA
My Commission Expires, April 7, 2011

DAVID R THOMPSON
PO BOX 587
PHILIPSBURG PA 16866

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

TIMELESS INVESTMENTS, LLC,
Plaintiff vs. HERBERT E. WALTER AND
GLADY O. WALTER, his wife, their heirs,
successors, and assigns, and all other
persons known or unknown, claiming any
title by, under or through them, their heirs,
executors, administrators, and assigns,
Defendants.

No. 08- CD

TO: HERBERT E. WALTER AND
GLADY O. WALTER, his wife, their heirs,
successors and assigns, and all other
persons known or unknown, claiming any
title by, under or through them, their heirs,
executors, administrators and assigns:

You are hereby notified that an Action to
Quiet Title to premises situate in Woodward
Township, Clearfield County, Pennsylvania,
has been filed against you. Said lands are
bounded and described as follows:

ALL that certain piece or tract of land
situate in Woodward Township, Clearfield
County, Pennsylvania, described as follows:

TRACT #2176- Deed dated September
20, 1884, from John M. Jordan and wife to
Horatio G. Fisher, and other, recorded in
Deed Book 33 Page 292. CONTAINING
0.07 acres.

FURTHER BEING KNOWN AS
Clearfield County Tax Parcel No. 130-L14-
33.

NOTICE

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you. You are warned that if you fail to do so
the case may proceed without you and a

2641.

You are hereby further notified to appear and answer the Complaint in said Action within twenty (20) days of this Notice, otherwise Judgment will be entered against you, barring you from all claims, rights and interests inconsistent with Plaintiffs' claim of title, as set forth in the Complaint.

David R. Thompson, Esquire, P.O. Box 587, Philipsburg, PA 16866, ATTORNEY FOR PLAINTIFFS.

MARSHAL'S SALE

By virtue of a Writ of Execution issued out of the U. S. Court for the W. D. of PA at suit of the USA at Civil No. 07-139, I shall expose to public sale the real property of Ellen M. Shields known as 847 W. Long Street, Dubois, PA 15801, conveyed to her by deed of Frank J. Ferraraccio and Marcelle M. Ferraraccio, dated October 8, 1995 and recorded in the Recorder of Deeds Office of Clearfield County, Pennsylvania, in Deed Book Volume 1051, Page 163. Parcel No. 7.1 -008-000-02160.

TIME AND LOCATION OF SALE:
Monday, May 5, 2008 at 11:00 A.M. at the Clearfield County Courthouse, One North 2nd Street, Clearfield, PA 16830.

TERMS OF SALE: Successful bidder will pay ten percent (10%) by cashier's check, certified check or bank money order and the remainder of the bid within thirty (30) days from the date of the sale and in the event bidder cannot pay the remainder, the property will be resold and all monies paid in at the original sale will be applied to any deficiency in the price at which the property is resold. On behalf of the U.S. Marshal's Service, we are allowing the highest bidder to secure by official bank check or money order the 10% of the highest bid amount within one hour of the conclusion of the sale. Notice is hereby given that a Schedule of Distribution will be filed by the Marshal's

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.

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Court Administrator, Clearfield County Courthouse, Clearfield, PA 16830. 814-765-2641.

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David R. Thompson, Esquire, P.O. Box 587, Philipsburg, PA 16866, ATTORNEY FOR PLAINTIFFS.

NOTICE

A Certificate of Organization for a Limited Liability Company has been filed with the Pennsylvania Department of State on February 5, 2008 for Extreme Trees, L.L.C. The Company's registered office is P.O. Box 155, 940 Sue Street, Houtzdale, PA 16651. It is organized to render commercial and residential landscaping services together with all other forms of business lawful in the Commonwealth.

Lehman & Kasubick, 611 Brisbin Street, Houtzdale, PA 16651.

**IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PA.
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TIMELESS INVESTMENTS, LLC,
Plaintiff vs. HERBERT E. WALTER AND
GLADY O. WALTER, his wife, their heirs,
successors, and assigns, and all other
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IN THE COURT
OF COMMON PLEAS
OF CLEARFIELD COUNTY, PA
CIVIL ACTION-LAW

No. 08-CD-
TIMELESS INVESTMENTS, LLC
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vs.
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FURTHER BEING KNOWN AS
Clearfield County Tax Parcel No.
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a judgment may be entered against
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claim of title, as set forth in the Com-
plaint.

David R. Thompson, Esquire
P.O. Box 587
Philipsburg, PA 16866
ATTORNEYS FOR PLAINTIFFS

2:9-1d-b

PROOF OF PUBLICATION

FEB 14 2008

STATE OF PENNSYLVANIA

SS:

COUNTY OF CLEARFIELD

On this 13th day of February, A.D. 2008,
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 February 9, 2008

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 Clearfield, Pa.

My Commission Expires
October 31, 2011

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal

Cheryl J. Robison, Notary Public
Clearfield Boro, Clearfield County

My Commission Expires Oct. 31, 2011

Member, Pennsylvania Association of Notaries

FILED

APR 23 2008

William A. Shaw
Prothonotary/Clerk of Courts

COMMONWEALTH OF PENNSYLVANIA
NOTED
Charles J. P. ...
Clerk of the Court
Philadelphia, Pennsylvania

DEAR DR. FOX: I have a dog who is having trouble with constantly scratching the left side of her paw.

Our vets have said there is an infection in the left ear and they want to flush (T8 Keto) and drop. They feel she may be allergic to her — a small amount of original Beneful. They think that may be the problem.

What do you think I should do? There may be an additional problem with this year-old Shih Tzu. She is the EN. — G.S., Winston

DEAR G.S.: Your vet is right. Allergy/hypersensitivity is the cause of your dog's chronic ear problem.

Flush clean the ears with a mixture of vinegar in one part warm water to three parts vinegar. Add a few drops of organic apple cider vinegar. Ask your vet about putting your dog on a diet that might identify the problem. Try my homemade recipe.

Whichever home-prepared recipe you use for dogs and cats, it is a human multi-mineral and vitamin supplement. About one-third of a teaspoon should be given to a 40-lb dog in the food.

DEAR DR. FOX:

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

TIMELESS INVESTMENTS, LLC

Plaintiffs

vs.

HERBERT E. WALTER AND GLADY O.
WALTER, his wife, their heirs, successors
and assign, and all other persons known
or unknown, claiming any title by,
under or through them, their heirs,
executors, administrators and assigns,

Defendants

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No. 08-130 -CD

FILED ^{2CC}
013:05/01
APR 29 2008
Atty Thompson
(GP)

William A. Shaw
Prothonotary/Clerk of Courts

ORDER

AND, NOW this 25th day of April, 2008, it appearing that a

Complaint to Quiet Title in the above stated action was served by publication on the Defendants, HERBERT E. WALTER AND GLADY O. WALTER, his wife, their heirs, successors and assigns, and all other persons known or unknown, claiming any title by, under and through them, their heirs, executors, administrators and assigns, of each and all other person, persons, firms, partnerships or corporate entities in interest and by Affidavit of David R. Thompson, Esquire, Attorney for Plaintiff, no Answer has been filed in said Action on behalf of the said Defendant, and on motion of David R. Thompson, Esquire, Attorney for Plaintiff, it is hereby ORDERED AND DECREED:

1. That the said Defendants, HERBERT E. WALTER AND GLADY O. WALTER, his wife, their heirs, successors and assigns, and all other persons known or unknown, claiming any title by, under and through them, their heirs, executors, administrators and assigns, of each and all other person, persons, firms, partnerships or corporate entities in

interest in interest are forever barred from asserting any right, title, lien or interest inconsistent with the interest or claim of the Plaintiff as set forth in its Complaint in and to ALL that certain piece or parcel of land situate in Woodward Township, Clearfield County, Pennsylvania, and more particularly set forth in Exhibit "A", attached hereto and made a part hereof.

Said ORDER to be final and absolute unless the Defendants, HERBERT E. WALTER AND GLADY O. WALTER, his wife, their heirs, successors and assigns, and all other persons known or unknown, claiming any title by, under and through them, their heirs, executors, administrators and assigns, of each and all other person, persons, firms, partnerships or corporate entities in interest in interest shall file exceptions thereto within thirty (30) days.

2. That if the said Defendants, HERBERT E. WALTER AND GLADY O. WALTER, his wife, their heirs, successors and assigns, and all other persons known or unknown, claiming any title by, under and through them, their heirs, executors, administrators and assigns, of each and all other person, persons, firms, partnerships or corporate entities in interest in interest have not filed said exceptions within thirty (30) days, the Prothonotary shall enter Final Judgment upon Praecipe of the Plaintiff.

3. That the rights of the Plaintiff are superior to the rights of the Defendant, HERBERT E. WALTER AND GLADY O. WALTER, his wife, their heirs, successors and assigns, and all other persons known or unknown, claiming any title by, under and through them, their heirs, executors, administrators and assigns, of each and all other person, persons, firms, partnerships or corporate entities in interest in interest.

4. That the said Plaintiff has title fee simple to the premises as described in the Complaint as against the HERBERT E. WALTER AND GLADY O. WALTER, his wife, their

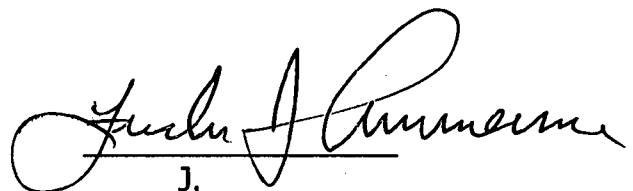
heirs, successors and assigns, and all other persons known or unknown, claiming any title by, under and through them, their heirs, executors, administrators and assigns, of each and all other person, persons, firms, partnerships or corporate entities in interest in interest.

5. That the Defendants, HERBERT E. WALTER AND GLADY O. WALTER, his wife, their heirs, successors and assigns, and all other persons known or unknown, claiming any title by, under and through them, their heirs, executors, administrators and assigns, of each and all other person, persons, firms, partnerships or corporate entities in interest in interest are enjoined from setting up title to the premises of the Plaintiffs, described in said Complaint and from impeaching, denying or in any way attacking the title of the Plaintiff to said premises.

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

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.

EXHIBIT "A"

ALL that certain piece or tract of land situate in Woodward Township, Clearfield County, Pennsylvania, bounded and described as follows:

TRACT #2176 - Deed dated September 20, 1884, from John M. Jordan and wife to Horatio G. Fisher, and other, recorded in Deed Book 33 Page 292. CONTAINING 0.07 acres.

FURTHER BEING KNOWN AS Clearfield County Tax Parcel No. 130-L14-33.

FILED *no cc*
01:43 *BD*
SEP 12 2008
William A. Shaw
Prothonotary/Clerk of Courts

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

TIMELESS INVESTMENTS, LLC

Plaintiffs

vs.

HERBERT E. WALTER AND GLADY O. WALTER,
his wife, their heirs, successors and assigns,
and all other persons known or unknown, claiming
any title by, under or through them, their heirs
executors, administrators and assigns,

Defendants

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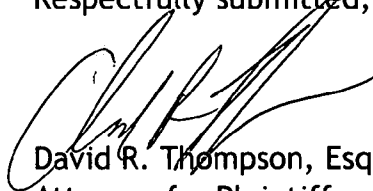
No. 08-130-CD

PRAECIPE FOR FINAL JUDGEMENT

TO THE PROTHONOTARY:

A Decree in the above action having been made on the 25TH day of April, 2008, and thirty (30) days having elapsed since entry thereof, you are directed to enter Final Judgment in favor of the Plaintiff in the above-captioned action, pursuant to the Pennsylvania Rules of Civil Procedure.

Respectfully submitted,



David R. Thompson, Esquire
Attorney for Plaintiff