LEGAL JOURNAL

OF SUSQUEHANNA COUNTY, PA

34th Judicial District

Vol. 4

October 18, 2019

Montrose, PA

No. 29



IN THIS ISSUE

Legal Notices
Sheriff's Sales
MORTGAGES & DEEDS

CASES REPORTED

Laurel Lake Association, Inc., Plaintiff

VS.

Robert Hutchinson Rose, his Heirs, successors, and assigns, generally executors, administrators, legatees, grantees, and all other persons interested in said property, et al, Defendants



Court of Common Pleas 34th Judicial District:

The Hon. Jason J. Legg *President Judge*

The Hon. Kenneth W. Seamans *Senior Judge*

The Legal Journal of Susquehanna County contains decisions of the

Susquehanna County Court, legal notices, advertisements & other matters of legal interest. It is published every Friday by the Susquehanna County Bar Association.



2019 Legal Journal of Susquehanna County

COURT OPINION, PT. 1

The Official Legal Publication of Susquehanna County, Pennsylvania



Legal Journal of Susquehanna County

Michael Briechle, Esq., Editor mike@briechlelaw.com

Publisher: Bailey Design and Advertising 3305 Lake Ariel Highway, Suite 3 Honesdale, PA 18431

> P: 570-251-1512 F: 570-647-0086

susqco.com

Submit advertisements to baileyd@ptd.net

OFFICERS

President
Michael Briechle, Esq.

Vice-President
Francis X. O'Connor, Esq.

Secretary
Rachael A. Ballard-Thomas, Esq.

Treasurer Zachary D. Morahan, Esq.

Court Administrator
Cathy Hawley

Cover illustration by Kathleen Howell, an award-winning Pennsylvania artist. Her renderings of the "Pennsylvania County Courthouse Series" are on display at the Pennsylvania Judicial Center in Harrisburg, Pennsylvania.

The Legal Journal of Susquehanna County is published and produced by the Susquehanna County Bar Association and Bailey Design and Advertising.

By requirement of Law and Order of Court the Legal Journal of Susquehanna County is made the medium for the publication of all Legal Advertisements required to be made in Susquehanna County, and contains all Notices of the Sheriff, Register, Clerk of the Courts, Prothonotary and all other Public Officers, Assignees, Administrators and Executors, Auditors, Examiners, Trustees, Insolvents, the formation and dissolution of Partnerships, affording indispensable protection against loss resulting from want of notice. It also contains the Trial and Argument Lists of all the Courts in Susquehanna County, and selected Opinions and Decisions of the Courts of Susquehanna County.

All legal notices must be submitted either via email or in typewritten form and are published exactly as submitted by the advertiser. *The Legal Journal* assumes no responsibility to edit, make spelling corrections, eliminate errors in grammar or make any changes in context. As pertains to all content in each issue, all efforts have been made to accurately publish the information provided by court sources, however Publisher and Susquehanna County Bar Association cannot be held liable for any typographical errors or errors in factual information contained therein.

Legal notices must be received before 10:00 AM on the Monday preceding publication or, in the event of a holiday, on the preceding Friday.

MESSAGE FROM THE SUSQUEHANNA COUNTY BAR ASSOCIATION



The Legal Journal of Susquehanna County is a comprehensive weekly guide containing legal decisions of the 34th Judicial District encompassing civil actions filed; mortgages and deeds filed; legal notices; advertisements and other matters of legal interest. On behalf of the Susquehanna County Bar Association, we appreciate the opportunity to serve the legal community by providing a consolidated source of significant matters of legal importance.

PRICING & RATES

Notice Pricing One time Insertions

one mile mornions	
Incorporation Notices	\$45
Fictitious Name Registration	\$45
Petition for Change of Name	\$45
Estate Notice (3-time insertion)	\$65
Orphans Court; Accounting on	
Estates (2-time insertion)	\$45

All other notices will be billed at \$1.90 per line. Minimum insertion fees apply.

A fee of \$10 will be added to all legal notices for the Notarized Proof of Publication.

Subscription Rates

Per Year

Mailed Copy	\$100
Emailed Copy	\$50
Mailed & Emailed	\$125

Individual copies available for \$5 each Subscription Year: March–February Prorated subscriptions available

SUSQUEHANNA COUNTY OFFICIALS

Judge of the Court of Common Pleas Jason J. Legg, President Judge Kenneth W. Seamans, Senior Judge

Magisterial District Judges Jeffrey Hollister Jodi L. Cordner, Esq. Suzanne Brainard

Court Administrator
Cathy Hawley

Sheriff

Lance Benedict

District Attorney Marion O'Malley, Esq.

Prothonotary, Clerk of The Court Jan Krupinski

Chief Public Defender Linda LaBarbara, Esq.

Commissioners Alan M. Hall

Alan M. Hall Elizabeth M. Arnold MaryAnn Warren

Treasurer

Jason D. Miller

Register of Wills/Recorder of Deeds/ Clerk of The Orphan's Court Michelle Estabrook

Coroner

Anthony J. Conarton

Auditors

George Starzec Susan Jennings Richard Suraci

Susquehanna County Courthouse — 105 Maple Street, Montrose, PA 18801 ★ 570.278.4600 Hours: Monday–Friday, 8:30 a.m.–4:30 p.m.

COURT OPINION

IN THE COURT OF COMMON PLEAS OF SUSQUEHANNA COUNTY, PENNSYLVANIA

LAUREL LAKE ASSOCIATION, INC. : Plaintiff : : vs. :

ROBERT HUTCHINSON ROSE, his :

Heirs, successors, and assigns, : generally executors, administrators, : legatees, grantees, and all other : persons interested in said property, :

et al,

Defendants : No. 2015-1162 C.P.

OPINION

I. Procedural History

On October 20, 2015, plaintiff, the Laurel Lake Association, Inc. ("the Association"), filed this action to quiet title to approximately 42 acres of real property situated beneath the waters of Laurel Lake, Silver Lake Township, Susquehanna County, Pennsylvania. The Association contends that it owns 42 acres of land lying beneath the waters of Laurel Lake by way of adverse possession because it has controlled the level of the lake waters since 1941 through a dam located on Association property. Defendants, the heirs and successors of Robert Hutchinson Rose ("Roses"), are the legal title holders of the 42-acre lake bed submerged beneath the waters of Laurel Lake and contend that the Association has failed to establish the requisite elements necessary to support the acquisition of title to the lake bed through adverse possession. ¹

On November 18, 2015, the Roses filed preliminary objections to the Association's

¹ The identified descendants of Robert Hutchinson Rose are Laurie Rose Leach and Sharon Rose, two sisters who are fifth generation descendants of Robert Hutchinson Rose. The Rose sisters assert that there are more than 130 living heirs of Robert Hutchinson Rose. (Def. Prelim. Obj. \P 14.) There is no dispute that the Roses hold legal title to the 42-acre lake bed of Laurel Lake.

In addition to the adverse possession claim against the Roses to the submerged lake bed of Laurel Lake itself, the Association also filed an adverse possession count against the descendants of Asher H. Hill, Mabel Hill and Michael Hill in connection with real property near the Association's dam. On February 23, 2016, default judgment was entered against the Hill defendants based upon a failure to respond to the Association's complaint. As a result of the default judgment, the Association was granted title to the real property surrounding the dam which includes the discharge area where the waters of Laurel Lake are discharged in Laurel Lake Creek.

complaint. By order dated May 19, 2016, the court overruled those objections.² The Roses filed an Answer and New Matter on June 8, 2016. Thereafter, the parties completed discovery.

On March 4, 2019, the Association filed a motion for summary judgment contending that the record established that it had gained legal title to the 42 acre lake bed through adverse possession primarily as a result of controlling the water level of the lake coupled with acts associated with maintaining water quality, vegetation, and policing the use of Laurel Lake itself. On the same date, the Roses filed a motion for summary judgment asserting the record failed to support the Association's adverse possession claim. Oral argument was held on the motions on April 22, 2019 and the parties have submitted their respective briefs. The parties both agree that the material facts are not disputed but both differ as to how those undisputed facts impact upon the Association's adverse possession claim. The matter is now ripe for disposition.

II. Statement of Facts

In 1835, Robert Hutchinson Rose received title to the land situated under the waters of Laurel Lake and title to those acres has passed to his heirs. (Cmp. ¶¶ 11, 19.) The 42-acre parcel of real property has been submerged by the waters of Laurel Lake since Robert Hutchinson Rose owned the parcel. (Id. Ex. A.)³

The Association is an entity comprised of various lake property owners but not every lake property owner is a member of the Association. There are approximately 120 lake property owners of which 80 are currently Association members. (Id. at 8.) Lake property owners have rights to use of the lake pursuant to their deeds. (Joanne Burr Dep. 26; Cmp. Ex. G.) There are numerous property owners who use the lake but have no connection or membership with the Association, i.e., 40 property owners with lake rights are not members of the Association. In addition to those individuals with lake front property, there are also second tier owners without lake front property who have deeded rights to utilize the waters of Laurel Lake for recreational purposes. (David Berti Dep. 7.)

The Association owns the real property upon which a dam is constructed that assisted in maintaining the water levels of Laurel Lake. (Pl. S.J. Mot. Ex. B, C, D, E; Berti Dep. 67.)⁴ The Association has owned the dam since 1941. (Cmp. Ex. F.) Since 1959, the Association has applied annually for a permit from the Pennsylvania Fish and

² The court determined that the Association had alleged sufficient facts to set forth an arguable claim for adverse possession and found that the Association should be permitted to proceed with developing the record to demonstrate that its actions toward the lake bed of Laurel Lake were sufficient to convey legal title of the lake bed by adverse possession to the Association.

³ The Rose deed does not contain a description conveying a "lake" but on September 2, 1880, William H. Jessup, as trustee of the estate of Robert H. Rose, conveyed a parcel alongside Laurel Lake (known then as "Mud Lake") to John O'Day. (Cmp. Ex. A.) The record reflects that Robert Hutchinson Rose sold off the real property surrounding Laurel Lake but not the real property that was submerged under Laurel Lake itself. Since the late 1800s, the real property surrounding Laurel Lake has been subdivided and developed.

⁴ The dam is a concrete dam with valves and is located at the south end of Laurel Lake. (Pl. S.J. Mot. Ex. N: Adams Dep. 26.)

Boat Commission to lower the water level of Laurel Lake for maintenance. (Pl. S.J. Mot. Ex. B, C.) The Association is required to obtain a permit from the Pennsylvania Fish and Boat Commission prior to raising or lowering the water level through the use of its dam. (Pl. S.J. Mot. Ex. B, C.)⁵ The Association lowers the lake level between one and two feet in October and then in April they close the dam to raise the water level back to the high-water level. (Berti Dep. 22.)⁶

The Association spearheaded the installation of a sewer system in the 1980s but lake property owners funded that project while the Silver Lake Township Municipal Authority installed the sewer lines and operates the sewer. (Pl. S.J. Mot. Ex. F, G, H, I, Burr Dep. 29, 31, 32, 42; Paul Adams Dep. 12, 25.) The Association owns the real property where the sewer plant is located and leases that property to the Municipal Authority. (Burr Dep. 43, 45.)

The Association manages the weed and algae growth in Laurel Lake. (Pl. S.J. Mot. Ex. I, J, Burr Dep. 48-50.)⁷ The Association initially placed copper sulfate in the water in the 1960s to manage the water quality. (Pl. S.J. Mot. Ex. O: Kim Fruehan Dep. 19.) Volunteers of the Association treated the water for algae and removed lake vegetation until 1990 when the Association hired a professional company to treat the water and control the vegetation in Laurel Lake. (Berti Dep. 27, 28, 57.)

The Pennsylvania Fish and Boat Commission regulates the use of motor boats on Laurel Lake and boating is restricted to lake property owners but not solely to Association members. (Pl. S.J. Mot. Ex. K.) Laurel Lake also has a boat ramp the use of which is restricted to owners of lake property but not solely to Association members. (Pl. S.J. Mot. Ex. K.) The Association posts "No Trespassing" signs at the boat ramp and has periodically maintained the portion of the boat ramp that is under the water. (Berti Dep. 31, 37.) Every year, pursuant to a Fish and Boat Commission requirement, the Association places floating buoys to mark the speed zone for boaters on the lake. (Burr Dep. 54, 55.)

The Association has paid the real estate taxes on the 42-acre lake property since 2007. (Pl. S.J. Mot. Ex. L; Burr Dep. 35.) Prior to 2007, no taxes had been assessed against the submerged 42 acres of real property under the waters of Laurel Lake. (Berti Dep. 24.)

III. Standard of Review

Summary judgment is appropriate "where the record clearly demonstrates that there is no genuine issue of material fact and that the moving party is entitled to judgment as a matter of law." <u>Summers v. Certainteed Corp.</u>, 997 A.2d 1152, 1159 (Pa. 2010) (citing Pa.R.C.P. No. 1035.2(1)). In reviewing a motion for summary judgment, the court must

⁵ See 30 Pa.C.S.A. § 3506 (providing that "[n]o person shall draw off dam waters inhabited by fish without first applying for written permission from the commission...")

⁶ The Association lowers the water level of the lake to prevent ice from damaging docks and to help control the lakeshore vegetation which freezes when the water level is lowered. (Berti Dep. 64.)

⁷ The Association is required to obtain a permit from the Fish and Boat Commission prior to treating the lake water with an algicide. (Pl. S.J. Mot. Ex. J.)

consider all facts (and any reasonable inferences deducible therefrom) in a "light most favorable to the non-moving party." <u>Id</u>. Any doubts must be resolved in favor of the non-moving party and, for this reason, summary judgment is only proper where the record is "clear and free from all doubt." <u>Id</u>. This is not to suggest that the non-moving party bears no burden; rather, the non-moving party must still "adduce sufficient evidence on an issue essential to his case and on which he bears the burden of proof such that a jury could return a verdict in his favor." <u>Burlington Coat Factory of Pennsylvania., LLC v. Grace Const. Mgmt. Co., LLC</u>, 126 A.3d 1010, 1017-18 (Pa. Super. Ct. 2015). A record that supports summary judgment will either (1) show the material facts are undisputed or (2) contain insufficient evidence of facts to make out a prima facie cause of action or defense and, therefore, there is no issue to be submitted to the fact-finder. <u>Yenchi v. Ameriprise Financial, Inc.</u>, 123 A.3d 1071, 1077 (Pa. Super. 2015) (citing <u>DeArmitt v. N.Y. Life Ins. Co.</u>, 73 A.3d 578, 586 (Pa. Super. 2013). If a non-moving party failed to present such evidence demonstrating a question of material fact, then summary judgment will be granted to the moving party. <u>Id</u>.

The Court Opinion will continue in the next issue.

LEGAL NOTICES

IN THE COURT OF COMMON PLEAS OF SUSQUEHANNA COUNTY COMMONWEALTH OF PENNSYLVANIA

ESTATE NOTICES

Notice is hereby given that, in the estate of the decedents set forth below, the Register of Wills, has granted letters testamentary or of administration to the persons named. All persons having claims or demands against said estates are requested to present the same without delay and all persons indebted to said estates are requested to make immediate payment to the executors or administrators or their attorneys named below.

ESTATE NOTICE

Letters of Administration in the Estate of Thomas J. O'Reilly have been granted to Shauna O'Reilly. All persons indebted to said estate are requested to make prompt payment and all having claims against said estate will present them without delay to:

Marissa McAndrew, Esq. Briechle Law Offices, P.C. 707 Main Street PO Box 157 Forest City, PA 18421 Attorney for the Estate

10/11/2019 • 10/18/2019 • 10/25/2019

EXECUTRIX NOTICE

Estate of Lane N. Puzo Late of Bridgewater Township EXECUTRIX Patricia L. Jenner 2394 Turnpike Road Montrose, PA 18801

ATTORNEY

Michael J. Giangrieco, Esq. Giangrieco Law, PC P.O. Box 126 Montrose, PA 18801

10/11/2019 • 10/18/2019 • 10/25/2019

NOTICE OF PUBLICATION

ESTATE OF RICHARD F. SHINN, late of the Borough of Forest City, Susquehanna County, Pennsylvania.

Date of Death: 09/04/2019

Administrators: Joseph A. Shinn and

Jean Shinn

Attorneys: Needle Law, P.C.

240 Penn Avenue -

Suite 202

Scranton, PA 18503

10/11/2019 • 10/18/2019 • 10/25/2019

EXECUTOR NOTICE

Estate of Joan Mary Smith AKA Joan M. Smith Late of Thompson Borough EXECUTOR Richard Ulrich 4846 Little Ireland Road Starucca, PA 18462 ATTORNEY Rachael Thomas, Esq. 1220 Main Street, P.O. Box 244 Susquehanna, PA 18847

10/11/2019 • 10/18/2019 • 10/25/2019

ESTATE NOTICE

In the Estate of Dolores L. Mood, late of the Township of Bridgewater, Susquehanna County, Pennsylvania,

Letters Testamentary in the above estate having been granted to the undersigned, all persons indebted to said estate are requested to make prompt payment and all those having claims against said estate will present them without delay to:

Robert F. Mood 15375 State Route 3001 Montrose, PA 18801

or

Attorney for the Estate Susan L. English, Esq. Coughlin & Gerhart, LLP 21-23 Public Avenue Montrose, PA 18801

10/11/2019 • 10/18/2019 • 10/25/2019

ESTATE NOTICE

Notice is hereby given that letters of administration have been granted in the ESTATE OF BEVERLY CASEY, late of 307 Shadduck Road, Little Meadows, Township of Middletown, Susquehanna Co. Pennsylvania 18830, who died on February 2, 2019, to AMY L. SPENCER, of 71 Broome Street, Binghamton, NY 13903, attorney, Thomas P. Rizzuto, Esq., Leasure, Gow, Munk & Rizzuto, Esqs., 101 Jefferson Avenue, Endicott, NY. All persons

indebted to said estate are required to make payment and those having claims or demands to present the same without delay to the administrators or executors named or their attorneys.

10/11/2019 • 10/18/2019 • 10/25/2019

NOTICE

IN THE ESTATE OF SANDRA K. LLEWELLYN, late of the Borough of Great Bend, County of Susquehanna, Pennsylvania, Letters Testamentary in the above Estate having been granted to the undersigned, all persons indebted to said Estate are requested to make prompt payment and all having claims against said Estate will present them without delay to:

William A. Llewellyn, JR, Executor 88 Mountain Vista Lane Great Bend, PA 18821 OR Davis Law, P.C. Raymond C. Davis, Esquire Attorney for the Estate 181 Maple Street Montrose, PA 18801

 $10/4/2019 \cdot 10/11/2019 \cdot 10/18/2019$



NOTICE OF FILING OF SHERIFF'S SALES

Individual Sheriff's Sales can be cancelled for a variety of reasons. The notices enclosed were accurate as of the publish date. Sheriff's Sale notices are posted on the public bulletin board of the Susquehanna County Sheriff's Office, located at 105 Maple Street, Montrose, PA.

SHERIFF'S SALE MORTGAGE FORECLOSURE NOVEMBER 26, 2019

IN THE COURT OF COMMON PLEAS OF SUSQUEHANNA COUNTY, upon Judgment entered therein, there will be exposed to public sale and outcry in the Sheriff's Office, Susquehanna County Courthouse Montrose, Pennsylvania, the following described real estate, to wit:

SALE DATE AND TIME November 26, 2019 at 9:00 AM

Writ of Execution No.: 2019-947CP

PROPERTY ADDRESS: 27970

State Route 267

Friendsville, PA 18818

LOCATION: Township of

Choconut

Tax ID # 005.04-1,006.00,000

IMPROVEMENTS: ONE – TWO STORY WOOD FRAMED

STORT WOOD TRA

DWELLING

ONE – 16 X 22 WOOD FRAMED

SHED

DEFENDANTS: Pamela A. Sickler ATTORNEY FOR PLAINTIFF:

Brian LaManna, Esq

(215) 572-8111

NOTICE

The Sheriff shall not be liable for loss or damage to the premises sold resulting from any cause whatsoever and makes no representation or warranty regarding the condition of the premises. Notice is hereby given and directed to all parties in interest and claimants that a Schedule of Distribution will be filed by the Sheriff no later than 30 days after the sale and that distribution will be made in accordance with that Schedule unless exceptions are filed thereto within ten (10) days thereafter. Full amount of bid plus poundage must be paid on the date of the sale by 4:30 p.m. or deed will not be acknowledged. For details on individual Sheriff Sales please go to: www.susquehannasheriff.com/ sheriffsales.html

Lance M. Benedict, Susquehanna County Sheriff

10/11/2019 • 10/18/2019 • 10/25/2019

SHERIFF'S SALE MORTGAGE FORECLOSURE NOVEMBER 26, 2019

IN THE COURT OF COMMON PLEAS OF SUSQUEHANNA COUNTY, upon Judgment entered therein, there will be exposed to public sale and outcry in the Sheriff's Office, Susquehanna County Courthouse Montrose, Pennsylvania, the following described real estate, to wit:

SALE DATE AND TIME November 26, 2019 at 9:30 AM Writ of Execution No.:

2019-920 CP

PROPERTY ADDRESS: 271 Main

Street

Great Bend, PA 18821

LOCATION: Borough of Great

Bend

Tax ID # 031.15-1,053.00,000 IMPROVEMENTS: ONE – ONE

AND ONE HALF STORY WOOD FRAMED DWELLING

ONE – 20 X 20 WOOD FRAME

GARAGE

DEFENDANTS: Barbara A. Clayton a/k/a Barbara Kibler and London L. Kibler, Sr a/k/a London

Kibler

ATTORNEY FOR PLAINTIFF:

Brian LaManna, Esq (215) 572-8111

NOTICE

The Sheriff shall not be liable for loss or damage to the premises sold resulting from any cause whatsoever and makes no representation or warranty regarding the condition of the premises. **Notice** is hereby given and directed to all parties in interest and claimants that a Schedule of Distribution will be

filed by the Sheriff no later than 30 days after the sale and that distribution will be made in accordance with that Schedule unless exceptions are filed thereto within ten (10) days thereafter. Full amount of bid plus poundage must be paid on the date of the sale by 4:30 p.m. or deed will not be acknowledged. For details on individual Sheriff Sales please go to: www.susquehannasheriff.com/sheriffsales.html

Lance M. Benedict, Susquehanna County Sheriff

10/11/2019 • 10/18/2019 • 10/25/2019

SHERIFF'S SALE MORTGAGE FORECLOSURE NOVEMBER 26, 2019

IN THE COURT OF COMMON PLEAS OF SUSQUEHANNA COUNTY, upon Judgment entered therein, there will be exposed to public sale and outcry in the Sheriff's Office, Susquehanna County Courthouse Montrose, Pennsylvania, the following described real estate, to wit:





We Buy Marcellus Gas Royalties

Quick Evaluation, Closing & All Transfer Costs Paid www.BridgeMinerals.com or Call 512-750-3711 For A Free Consultation

SALE DATE AND TIME 11-26-2019 10:00 AM

Writ of Execution No.:

2019-1011 CP

PROPERTY ADDRESS: 301

Porter Drive

Clifford, Pa 18421

LOCATION: Clifford Township Tax ID #: 247.00-1,061.00,000 IMPROVEMENTS: ONE - ONE STORY MANUFACTURED

DWELLING

ONE - 10 X 16 SHED

DEFENDANTS: Danita Eggelton, Executrix of the Estate of William Eggelton, deceased and Danita Eggelton, in her Individual capacity

ATTORNEY FOR PLAINTIFF: David Brown, Esq.

(570) 346-7922

NOTICE

The Sheriff shall not be liable for loss or damage to the premises sold resulting from any cause whatsoever and makes no representation or warranty regarding the condition of the premises. Notice is hereby given and directed to all parties in interest and claimants that a Schedule of Distribution will be filed by the Sheriff no later than 30 days after the sale and that distribution will be made in accordance with that Schedule unless exceptions are filed thereto within ten (10) days thereafter. Full amount of bid plus poundage must be paid on the date of the sale by 4:30 p.m. or deed will not be acknowledged. For details on individual Sheriff Sales please go

to: www.susquehannasheriff.com/ sheriffsales.html

Lance M. Benedict. Susquehanna County Sheriff

10/11/2019 • 10/18/2019 • 10/25/2019

SHERIFF'S SALE MORTGAGE FORECLOSURE **NOVEMBER 26, 2019**

IN THE COURT OF COMMON PLEAS OF SUSQUEHANNA COUNTY, upon Judgment entered therein, there will be exposed to public sale and outcry in the Sheriff's Office, Susquehanna County Courthouse Montrose, Pennsylvania, the following described real estate, to wit:

SALE DATE AND TIME 11-26-2019 10:30 AM

Writ of Execution No.: 2019-1000 CP

PROPERTY ADDRESS: RR 4 Box 192C a/k/a 12248 State Route 3001

Montrose, PA 18801-8437

LOCATION: Dimock Township

Tax ID #: 179.00-1,044.00,000

IMPROVEMENTS: ONE - TWO

STORY WOOD FRAMED **DWELLING**

ONE - 12 X 56 METAL FRAMED

CLOSED SHED

ONE - 76 X 14 METAL FRAMED

CLOSED SHED

DEFENDANTS: William R.

Hillier, JR and Barbara Hillier ATTORNEY FOR PLAINTIFF:

Peter Wapner, Esq

(215) 563-7000

NOTICE

The Sheriff shall not be liable for loss or damage to the premises sold resulting from any cause whatsoever and makes no representation or warranty regarding the condition of the premises. **Notice** is hereby given and directed to all parties in interest and claimants that a Schedule of Distribution will be filed by the Sheriff no later than 30 days after the sale and that distribution will be made in

accordance with that Schedule unless exceptions are filed thereto within ten (10) days thereafter. Full amount of bid plus poundage must be paid on the date of the sale by 4:30 p.m. or deed will not be acknowledged. For details on individual Sheriff Sales please go to: www.susquehannasheriff.com/sheriffsales.html

Lance M. Benedict, Susquehanna County Sheriff

10/11/2019 • 10/18/2019 • 10/25/2019

MORTGAGES AND DEEDS

RECORDED FROM OCTOBER 3, 2019 TO OCTOBER 9, 2019 ACCURACY OF THE ENTRIES IS NOT GUARANTEED.

Municipality

MO	RTGAGES

Information:	Consideration: \$127,000.00
M . ZADOLOWI WENDWI	M . HONEODALE MATE

Mortgagee: HONESDALE NATIONAL BANK Mortgagor: ZAPOLSKI, WENDY L 2 - ZAPOLSKI, PAUL HAYES

Locations: Parcel # Municipality

CHOCONUT TOWNSHIP 1 - 063.02-1,022.00,000.

Consideration: \$67,900.00 Information:

Mortgagor: GROOVER, MARGARET Mortgagee: OLIVO, JAMES SR

2 - OLIVO, JOANN Locations: Parcel #

1 - 054.14-3,038.00,000. SUSQUEHANNA

Consideration: \$57,000.00 Information:

Mortgagor: ZAHORA, CHRISTEN L Mortgagee: VISIONS FEDERAL CREDIT UNION

Locations: Parcel # Municipality 1 - N/A MONTROSE

Consideration: \$250,000.00 Information: Mortgagor: WALLACE RIDGE LLC Mortgagee: GRANGER, SHIRLEY

Locations: Parcel # Municipality

1 - 246.00-1.002.00.000. CLIFFORD TOWNSHIP Information: OPEN-END MTG Consideration: \$20,000.00

Mortgagee: PEOPLES SECURITY BANK AND Mortgagor: FREITAG, JOHN

TRUST COMPANY

Locations: Parcel # Municipality

1 - 032.00-1.004.02.000. GREAT BEND TOWNSHIP

Information: Consideration: \$127,000.00 Mortgagor: IRON HORSE BREWING COMPANY LLC Mortgagee: PS BANK

Locations: Parcel # Municipality

1 - 054.11-5.061.00.000. SUSQUEHANNA Consideration: \$73,000.00 Information:

Mortgagor: IRON HORSE BREWING COMPANY LLC Mortgagee: PS BANK Locations: Parcel # Municipality

1 - 054.11-5,061.00,000. SUSOUEHANNA Consideration: \$25,000.00 Information:

Mortgagor: CORDOVA, ALEJANDRO Mortgagee: COMMUNITY BANK

Locations: Parcel # Municipality 1 - 213.00-1.048.01.000. AUBURN TOWNSHIP

Information: Consideration: \$214,755.00 Mortgagor: MORDENT, JOSEPH P JR Mortgagee: WAYNE BANK

2 - MORDENT, REBECCA Locations: Parcel # Municipality

1 - 184.00-2.011.00.000. HARFORD TOWNSHIP Consideration: \$68,604.00 Information:

Mortgagor: GRICK, COLVIN Mortgagee: MORTGAGE ELECTRONIC REGISTRATION

SYSTEMS INC 2 - FIRST NATIONAL BANK OF PENNSYLVANIA

Locations: Parcel # Municipality

HALLSTEAD BOROUGH 1 - 031.19-1.023.00.000.

Consideration: \$110,000.00 Mortgagee: PEOPLES SECURITY BANK AND TRUST COMPANY Municipality
TRUST COMPANY Municipality
1 2
DD 40 CV TOWN VOLUM
DIMOCK TOWNSHIP
Consideration: \$71,000.00
Mortgagee: NEWFIELD NATIONAL BANK
Municipality
HERRICK TOWNSHIP
Consideration: \$240,000.00
Mortgagee: MORTGAGE ELECTRONIC REGISTRATION
SYSTEMS INC
2 - BANK OF AMERICA
Municipality
HERRICK TOWNSHIP
Consideration: \$183,000.00
Mortgagee: PEOPLES SECURITY BANK AND
TRUST COMPANY
Municipality
SPRINGVILLE TOWNSHIP
Consideration: \$183,000.00
Mortgagee: PEOPLES SECURITY BANK AND
TRUST COMPANY
Municipality
SPRINGVILLE TOWNSHIP
Consideration: \$150,000.00
Mortgagee: NBT BANK
Municipality
Municipality
HERRICK TOWNSHIP Consideration: \$60,000.00
Mortgagee: FLYNN, JAMES J
Municipality
HALLSTEAD BOROUGH
Consideration: \$50,000.00
Mortgagee: AMERICAN HERITAGE CREDIT UNION
Mongagee. Minister in Mistar Not Chapter Civion
Municipality
ARARAT TOWNSHIP
Consideration: \$50,000.00
Mortgagee: PEOPLES NATIONAL BANK
Municipality
OAKLAND BOROUGH
Consideration: \$140,000.00
Mortgagee: HONESDALE NATIONAL BANK
Municipality
HERRICK TOWNSHIP
Consideration: \$52,000.00
Mortgagee: PEOPLES SECURITY BANK AND
TRUST COMPANY
Municipality

DEEDS

Information:	Consideration: \$182,000.00
Grantor: STANFORD, STEVEN M	Grantee: ARARAT SNOWMOBILE SERVICES LLC
2 - STANFORD, JODIE L	
Locations: Parcel #	Municipality
1 - N/A	ARARAT TOWNSHIP
Information:	Consideration: \$1.00
Grantor: ALDRICH, WENDY (NBM)	Grantee: ZAPOLSKI, WENDY L
2 - ZAPOLSKI, WENDY L	2 - ZAPOLSKI, PAUL HAYES
3 - ZAPOLSKI, PAUL HAYES	
Locations: Parcel #	Municipality
1 - 063.02-1,022.00,000.	CHOCONUT TOWNSHIP
Information:	Consideration: \$40,000.00
Grantor: BLOOMER, ALAN C	Grantee: BURRIDGE, WILLIAM
2 - BLOOMER, DENISE	2 - BURRIDGE, BARBARA
Locations: Parcel #	Municipality
1 - 218.03-1,064.00,000.	SPRINGVILLE TOWNSHIP
Information:	Consideration: \$69,900.00
Grantor: OLIVO, JAMES SR	Grantee: GROOVER, MARGARET
2 - OLIVO, JOANN	
Locations: Parcel #	Municipality
1 - 054.14-3,038.00,000.	SUSQUEHANNA
Information:	Consideration: \$60,000.00
Grantor: STONE, RETHA S (AKA)	Grantee: ZAHORA, CHRISTEN
2 - STONE, RETHA (AKA)	
Locations: Parcel #	Municipality
1 - N/A	MONTROSE
Information:	Consideration: \$600,000.00
Grantor: GRANGER, SHIRLEY A	Grantee: WALLACE RIDGE LLC
Locations: Parcel #	Municipality
1 - N/A	CLIFFORD TOWNSHIP
Information:	Consideration: \$57,255.00
Grantor: KOZIOL, STANLEY V (BY SHERIFF)	Grantee: BLUEWATER INVESTMENT HOLDINGS LLC
Locations: Parcel #	Municipality
1 - 054.15-2,006.00,000.	SUSQUEHANNA
Information:	Consideration: \$120,756.00
Grantor: BARTON, ERIC	Grantee: CARRINGTON MORTGAGE LOAN TRUST
2 - BARTON, CHARLES F	
3 - BARTON, SANDRA M	M 11 19
Locations: Parcel #	Municipality
1 - 038.00-1,021.00,000. Information:	HARMONY TOWNSHIP Consideration: \$1.00
	Grantee: COY, ALLEN R
Grantor: COY, ROBERT A (ESTATE) 2 - COY, ALLEN R	2 - COY, LAWRENCE R
2 - CO1, ALLEN R 3 - COY, LAWRENCE R	2 - COT, LAWRENCE R
5 - CO1, LAWRENCE R Locations: Parcel #	Municipality
	Municipality
1 - 087.00-1,053.00,000. Information:	FRANKLIN TOWNSHIP Consideration: \$1.00
	Grantee: GAMBLE, MICHAEL A
Grantor: GAMBLE, DELORES A Locations: Parcel #	, -
1 - N/A	Municipality LENOX TOWNSHIP
Information: MINERAL RIGHTS CONVEYANCE	Consideration: \$1.00
Grantor: THOMAS, CAROLYN WOOD	Grantee: THOMAS, IRA DERRICK
Locations: Parcel #	Municipality Municipality
1 - N/A	APOLACON TOWNSHIP
1 - 11/17	ALOLACON TOWNSHILL

Information:	Consideration: \$1.00
Grantor: TALOTTA, SHAUNNA	Grantee: HOWELL, GEORGE DALE
	2 - HOWELL, ABAGAIL
Locations: Parcel #	Municipality
1 - 054.07-1,012.00,000.	OAKLAND BOROUGH
Information:	Consideration: \$100.00
Grantor: HOFFMAN, ROSEMARY A	Grantee: HOFFMAN, TERRY B
Locations: Parcel #	Municipality
1 - N/A	HERRICK TOWNSHIP
Information:	Consideration: \$135,000.00
Grantor: DIBBLE, DAVID R	Grantee: IRON HORSE BREWING COMPANY LLC
2 - DIBBLE, TRACEY	
Locations: Parcel #	Municipality
1 - 054.11-5,061.00,000.	SUSQUEHANNA
Information:	Consideration: \$1.00
Grantor: DITCHEY, DIANE W	Grantee: DITCHEY, DIANE W
2 - DITCHEY, SCOTT L	2 - DITCHEY, SCOTT L
2 Bireilli, seeir 2	3 - DITCHEY, JAMES B
Locations: Parcel #	Municipality
1 - N/A	SPRINGVILLE TOWNSHIP
Information:	Consideration: \$1.00
Grantor: DITCHEY, DIANE W	Grantee: DITCHEY, DIANE W
2 - DITCHEY, SCOTT L	2 - DITCHEY, SCOTT L
2 Birchibi, scoii E	3 - DITCHEY, JAMES B
Locations: Parcel #	Municipality Municipality
1 - N/A	LENOX TOWNSHIP
Information:	Consideration: \$1.00
Grantor: TOMAN FAMILY IRREVOCABLE TRUST	Grantee: TOMAN, JOSEPH J
Giantoi. Townit Timber Inde voerbee Trest	2 - TOMAN, KARLA KAY
Locations: Parcel #	Municipality
1 - 010.00-1,005.00,000.	LIBERTY TOWNSHIP
Information:	Consideration: \$1.00
Grantor: TOMAN FAMILY IRREVOCABLE TRUST	Grantee: WILLIAMS, MARIE A
Locations: Parcel #	Municipality
1 - 010.00-1,005.00,000.	LIBERTY TOWNSHIP
Information:	Consideration: \$1.00
Grantor: TOMAN FAMILY IRREVOCABLE TRUST	Grantee: TOMAN, RAYMOND M
Locations: Parcel #	Municipality
1 - 010.00-1,005.00,000.	LIBERTY TOWNSHIP
Information:	Consideration: \$1.00
Grantor: TOMAN FAMILY IRREVOCABLE TRUST	Grantee: BOCEK, ROBERT
Giantor. TOWANTAWILLI INKLEVOCABLE INUST	2 - BOCEK, JEAN C
Locations: Parcel #	Municipality Municipality
1 - 010.00-1,005.00,000.	LIBERTY TOWNSHIP
Information:	Consideration: \$100,000.00
Grantor: GOW, SUZANNE M (NBM)	Grantee: JONES, WILLIAM
2 - MEYER, SUZANNE M	2 - JONES, JOYCE
3 - MEYER, CLARENCE	2 - JONES, JOICE
5 - METER, CLARENCE Locations: Parcel #	Municipality
	Municipality
1 - 244.00-1,013.00,000. Information:	LENOX TOWNSHIP
	Consideration: \$129,900.00
Grantor: FOLTZ, GARRY L	Grantee: BUTTON, THOMAS D
2 - FOLTZ, CATHERINE D	Monthly Co.
Locations: Parcel #	Municipality
1 - N/A	HARFORD TOWNSHIP

7.0	G 11 1 010 500 00
Information:	Consideration: \$43,500.00
Grantor: EMPFIELD, JEFFREY SCOTT	Grantee: CORDOVA, ALEJANDRO
2 - EMPFIELD, ANN LOUISE	W. C. B.
Locations: Parcel #	Municipality
1 - N/A	AUBURN TOWNSHIP
Information:	Consideration: \$72,500.00
Grantor: WOOD, ROBERT E	Grantee: GRICK, COLVIN
2 - WOOD, ANDREA	
Locations: Parcel #	Municipality
1 - 031.19-1,023.00,000.	HALLSTEAD BOROUGH
Information:	Consideration: \$49,900.00
Grantor: GUITON, DEREK	Grantee: HOWELL, GEORGE DALE
2 - GUITON, ASHLEY	
Locations: Parcel #	Municipality
1 - 220.00-1,009.01,000.	SPRINGVILLE TOWNSHIP
Information:	Consideration: \$56,500.00
Grantor: MITCHELL, LORI S	Grantee: MELOY, FAYE ANN
Locations: Parcel #	Municipality
1 - 209.09-1,014.00,000.	HERRICK TOWNSHIP
Information: OIL & GAS MINERAL DEED	Consideration: \$1.00
Grantor: WARD, DORIS R	Grantee: WARD, DORIS R
Locations: Parcel #	Municipality
1 - N/A	SPRINGVILLE TOWNSHIP
Information:	Consideration: \$1.00
Grantor: WARD, DORIS R	Grantee: DICKINSON, RONALD L
	2 - RANDOLPH, SUSAN L
	3 - WARD, PAUL W
Locations: Parcel #	Municipality
1 - N/A	SPRINGVILLE TOWNSHIP
Information:	Consideration: \$1.00
Grantor: FRANCESKI, DAVID B	Grantee: FRANCESKI, DAVID B
Locations: Parcel #	Municipality
1 - N/A	UNIONDALE BOROUGH
Information:	Consideration: \$60,000.00
Grantor: PASS, PHILIP J	Grantee: MONACELLI, DOMINICK
2 - PASS, BARBARA	2 - MONACELLI, DESIRAE
Locations: Parcel #	Municipality
1 - N/A	CLIFFORD TOWNSHIP
Information:	Consideration: \$1.00
Grantor: GRACE, RICHARD J	Grantee: CAMPBELL, SARAH GRACE
2 - GRACE, JO ANN E	2 - KUNZ, AMY GRACE
2 - GRACE, JO ANN E	3 - BERNHARDT, CRISTEN GRACE
	, , , , , , , , , , , , , , , , , , , ,
Locations: Parcel #	4 - GRACE, KEVIN R
	Municipality
1 - N/A	SILVER LAKE TOWNSHIP
Information:	Consideration: \$1.00
Grantor: POET, CYNTHIA JANE (AKA)	Grantee: THE POETREVOCABLE LIVING TRUST
2 - POET, CYNTHIA J	25.44.00
Locations: Parcel #	Municipality
1 - 126.10-1,043.00,000.	BRIDGEWATER TOWNSHIP
2 - 126.10-1,041.00,000.	BRIDGEWATER TOWNSHIP

Information:	Consideration: \$325,000.00
Grantor: BRUMBAUGH, DAVID S	Grantee: ROBBINS, LISA
2 - BRUMBAUGH, CATHERINE L	2 - ROBBINS, JASON
Locations: Parcel #	Municipality
1 - 209.09-1,009.00,000.	HERRICK TOWNSHIP
Information:	Consideration: \$4,000.00
Grantor: COLLEY, STEPHEN	Grantee: SINCAVISH, FRANCIS T (TRUST)
2 - COLLEY, ANNA MARIE	
Locations: Parcel #	Municipality
1 - 180.04-1,020.00,000.	DIMOCK TOWNSHIP
Information:	Consideration: \$183,000.00
Grantor: NAYLOR, ALAN (AKA)	Grantee: CAINES, ALAN M
2 - NAYLOR, ALAN DONALD	2 - CAINES, DEBORAH A
3 - NAYLOR, BRIAN	
4 - NAYLOR, DUANE	
5 - NARVOL, KAREN	
Locations: Parcel #	Municipality
1 - N/A	SPRINGVILLE TOWNSHIP
Information:	Consideration: \$110,000.00
Grantor: FRENCH, ROBERT W	Grantee: PLACE, NATHAN
2 - FRENCH, RONLAD S	2 - PLACE, COURTNEY
Locations: Parcel #	Municipality
1 - N/A	RUSH TOWNSHIP
Information:	Consideration: \$187,500.00
Grantor: THOMAS, MARY ANN	Grantee: ROGGIO, WILLIAM F
	2 - ROGGIO, JENNIE L
Locations: Parcel #	Municipality
1 - 190.04-1,016.09,000.	HERRICK TOWNSHIP
Information:	Consideration: \$1.00
Grantor: CASABIANCA, CARL	Grantee: CASABIANCA, CARL
oranor. Orior Britani, orial	2 - CASABIANCA, ARMANDO
Locations: Parcel #	Municipality
1 - 151.00-2,010.00,000.	ARARAT TOWNSHIP
Information:	Consideration: \$1.00
Grantor: DIAZ FAMILY LIMITED PARTNERSHIP	Grantee: PW LP
Locations: Parcel #	Municipality
1 - 143.00-1,023.01,000.	BRIDGEWATER TOWNSHIP
Information:	Consideration: \$1.00
Grantor: PW LP	Grantee: DIAZ FAMILY LIMITED PARTNERSHIP
Locations:	Parcel # Municipality
1 - 143.00-1,023.00,000.	BRIDGEWATER TOWNSHIP
Information:	Consideration: \$46.000.00
Grantor: PACCIO, JOANN M	Grantee: FLYNNAGANS INC
Locations: Parcel #	Municipality
1 - N/A	HALLSTEAD BOROUGH
Information:	Consideration: \$1.00
Grantor: BRANZUELA, LEILANI B	Grantee: BRANZUELA, DAWN M
Oranor. DRANZUELA, LEILANI D	
Locations: Parcel #	2 - BRANZUELA, LEILANI B
	Municipality
1 - 011.03-1,004.00,000.	LIBERTY TOWNSHIP
Information:	Consideration: \$298,000.00
Grantor: COLEMAN, MICHAEL J	Grantee: CURLEY, WILLIAM F
2 - COLEMAN, LYN L	2 - CURLEY, LAURA C
Locations: Parcel #	Municipality
1 - 137.02-2,001.00,000.	MIDDLETOWN TOWNSHIP

Information: Consideration: \$28,900.00 Grantor: REMUS, ANTHONY J Grantee: REMUS, ANTHONY FRANK 2 - REMUS, SYLVIA L Locations: Parcel # Municipality 1 - N/A HERRICK TOWNSHIP Information: Consideration: \$750,000.00 Grantor: BUXBAUM, NANCY (TRUST) Grantee: MARK BUCKLEY ROAD ASSOCIATES LP Locations: Parcel # Municipality FRANKLIN TOWNSHIP 1 - 086.00-1,009.00,000. Information: Consideration: \$177,000.00 Grantor: CEASE, MARILYN JANE Grantee: BURKE, BRIAN EDWARD II Locations: Parcel # Municipality RUSH TOWNSHIP 1 - 176.00-1,027.00,000. Consideration: \$5,000.00 Information: Grantor: VANVORCE, GUY F Grantee: TOMAN, JOSEPH J 2 - VANVORCE, HEIDI 2 - TOMAN, KARLA KAY Locations: Parcel # Municipality 1 - N/A LIBERTY TOWNSHIP Consideration: \$1.00 Information: Grantor: STONES RENTAL LLC Grantee: STONE, GAIL Locations: Parcel # Municipality 1 - N/A BRIDGEWATER TOWNSHIP



Susquehanna County LEGAL JOURNAL

3305 Lake Ariel Highway, Suite 3 Honesdale, PA 18431 Phone: 570-251-1512 Fax: 570-647-0086

2018 LEGAL ADVERTISING RATES

Incorporation Notices One (1) time insertion

Fictitious Name Registration One (1) time insertion

Petition for Change of Name One (1) time insertion

S45

All other notices will be billed at \$1.90 per line. Certain restrictions and minimum insertion fees apply.

A fee of \$10.00 will be added to all legal notices for the Notarized Proof of Publication.

General Advertising Rates All Advertisements Are Pre-Pay

Subject to approval
Subject to space availability
Credit Cards accepted—Mastercard and Visa only.
Prices are based upon your advertisement
submitted camera-ready or via email in PDF
or JPG formal.

The Legal Journal of Susquehanna County

is published every Friday—52 issues per year, The deadline for all advertising is 10 AM on Monday for the Friday publication.

Contact for Advertising Details:

Phone: 570-251-1512 Fax: 570-647-0086 Email: baileyd@ptd.net

Cermin Restrictions Apply

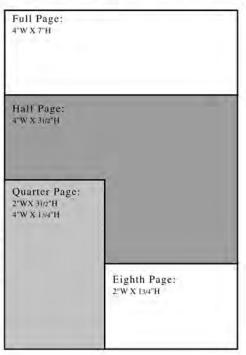
-	One Invention	Quarterly 13 Issues	Semi-Annual 26 Issues	Annual 52 Issues
Full Page	\$100	\$850	\$1,300	\$2,100
Half Page	\$75	\$525	\$795	\$1,265
Quarter Page	\$50	\$325	\$475	\$745
Eighth Page	\$35	\$195	\$275	\$435

Ad Changes subject to attract, advantages fee, call for details

Subscription Rates

outocrapmon rentes	
One Issue	\$5 per issue
Mailed Copy	\$100 per year
Emailed Copy	\$50 per year
Mailed & Emailed Copies	\$125 per year





21



Estate Notice Advertising Form

COST \$65 + A fee of \$10 will be added to all legal notices for the Notarized Proof of Publication. Minimum insertion fees apply.

All Notices published are Pre-Pay.

MasterCard and Visa Accepted. Make check payable to Bailey Design and Advertising. PLEASE PRINT CLEARLY

ESTATE OF			
A.K.A.s			
LATE OF TOWNSHIP/B	OROUGH		
Executor () Admi	nistrator () Please ch	eck one	
List names and addre	sses of Executors or Admi	nistrators	
Address:		_	
City:	State:	Zip:	
Name:		_	
Address:			
City:	.State:	Zip:	
ATTORNEY			
Name:			
Address:			
City:	State:	Zip:	
Mail form to:	ĺ	If you would like to drop the form	or all the actions

Mail form to:
Bailey Design and Advertising
c/o SCBA/Estate Notice Advertising
3305 Lake Ariel Highway
Honesdale, PA 18431

If you would like to drop the form off, the office is located on Route 191 S before Suburban Propane on the right, in the same building as the Hotel Café.

Phone: 570-251-1512 Fax: 570-647-0086

Email: baileyd@ptd.net



Susquehanna Legal Journal Subscription Form PLEASE PRINT CLEARLY

Name		
Address		
City	State	Zip
Phone ()		
Email Address		
Subscription Option	s and Rates	
Mailed Copy ONLY	\$100 per year	
Emailed Copy ONLY	\$50 per year	
Mailed and Emailed	\$125 per year	
Individual copies	\$5 each	
Your subscription year begins wh SUS Legal Journal is published ev		
Please fax completed form to 570	0-647-0086 or email to <u>bail</u>	eyadv@ptd.net
MAKE CHECK PAYABLE TO BAIL	EY DESIGN AND ADVERTISI	NG
Display Advertising Available		
Please call for Rates —570-251-1	512 or email bailevady@	ontd.net



Legal Journal of Susquehanna County 3305 Lake Ariel Highway, Suite 3 Honesdale, PA 18431