





OFFICE OF THE SHERIFF  
OF  
COLUMBIA COUNTY

No. 1401 of 1978 JD  
No. 73 of 1978 ED

Bloomsburg, Pa. November 2, 1978

Richard A. Gahr Esq.

Dear Sir:

In matter of Sharon K. Shotwell vs.  
James P. Shotwell and Laurel Shotwell;

~~Payment has been made~~ Sale has been stayed by Court.

Sheriff's Fees and Cost \$ 59.55

The above payment is required by the SHERIFF from the Plaintiff  
or from his Attorney by November 22, 1978.

~~If payment is not received by this date the property will be  
sold and the proceeds will be used to pay the Sheriff's fees and costs.~~

Respectfully yours,

Victor B. Vandling,  
Sheriff of Columbia County.

|                                    |   |                              |
|------------------------------------|---|------------------------------|
| SHARON K. SHOTWELL,                | : | IN THE COURT OF COMMON PLEAS |
|                                    | : | OF COLUMBIA COUNTY           |
| Plaintiff,                         | : |                              |
| VS.                                | : | NO. 1401 of 1978             |
|                                    | : |                              |
| JAMES F. SHOTWELL and LAUREL VOGT, | : | CIVIL ACTION - LAW           |
| a/k/a LAUREL SHOTWELL,             | : |                              |
|                                    | : | MORTGAGE FORECLOSURE         |
| Defendants.                        | : |                              |

ORDER OF COURT

NOW this 27<sup>th</sup> day of October, 1978, on motion of John Arnold Crisman, Esquire, and presentation of the within Petition a Rule to Show Cause is granted upon Sharon K. Shotwell why the Judgement, here and before referred to, should not either be stricken or opened and the Defendant, Laurel Vogt let into her defense and why the Execution scheduled on the Sharon K. Shotwell mortgage should not be stayed pending the disposition of the James F. Shotwell preliminary objections and other causes for delay, if any. All proceedings are stayed meanwhile, Rule returnable to the 1<sup>st</sup> day of December, 1978, at 10:45 A.M., Judges Chambers, Courthouse, Bloomsburg, Pa., at which time a pre-trial conference shall be held.

By the Court

51 Jay E. Meyers  
PJ

|                                    |   |                              |
|------------------------------------|---|------------------------------|
| SHARON K. SHOTWELL,                | : | IN THE COURT OF COMMON PLEAS |
|                                    | : | OF COLUMBIA COUNTY           |
| Plaintiff                          | : |                              |
| VS.                                | : | NO. 1401 of 1978             |
|                                    | : |                              |
| JAMES F. SHOTWELL and LAUREL VOGT, | : | CIVIL ACTION - LAW           |
| a/k/a LAUREL SHOTWELL,             | : | MORTGAGE FORECLOSURE         |
|                                    | : |                              |
| Defendants                         | : |                              |

PETITION TO STRIKE OFF AND OPEN JUDGEMENT AND TO STAY EXECUTION

To the Honorable Jay W. Meyers, President Judge of said Court:

The Petition of Laurel Vogt, through her counsel, John Arnold Crisman, Esquire, respectfully represents:

1. That she is one of two defendants in the mortgage foreclosure proceeding listed above.
2. That in the near past, she was the wife of James F. Shotwell, the other defendant, but her marriage to him has been dissolved by divorce.
3. That she is the owner, in her own name, of a valuable property, in Mifflin Township, Columbia County, Pennsylvania.
4. That James F. Shotwell was, while they were married, the owner, in his own name, of a double property in Mifflinville Village, Mifflin Township, Columbia County Pennsylvania.
5. That while she and James F. Shotwell were husband and wife, she signed, at the request and insistence of James F. Shotwell, a mortgage to guarantee the payment of some twelve thousand (\$12,000.00) dollars or thereabouts property settlement to Sharon K. Shotwell, who was a former wife of James F. Shotwell and said mortgage covered both the property in Mifflinville Village and the property of Laurel Vogt in Mifflin Township.
6. That there is a first mortgage to the First Pennsylvania Company on the property in Laurel Vogt's name in Mifflin Township in the amount of approximately twenty-one thousand (\$21,000.00) dollars, which said property is presently worth upwards of sixty thousand (\$60,000.00) dollars.
7. That there is a mortgage in favor of First Eastern Bank N/A against James F. Shotwell, covering the first lien position on the said double property owned by James F. Shotwell in Mifflinville Village, Columbia County, Pennsylvania.
8. That the payments on the mortgage to Sharon K. Shotwell are in arrears as shown in the files of this case in the amount of approximately four thousand (\$4,000.00) dollars.

9. That recently the First Eastern Bank issued an Execution on their first mortgage against the property in Mifflin Township.

10. That a Complaint in Mortgage Foreclosure was served upon the parties defendants, including your petitioner, by Sharon K. Shotwell.

11. That Laurel Shotwell signed the Sharon K. Shotwell mortgage, as an accomodation to James F. Shotwell, her then husband, with the knowledge that probably there was enough equity in the property in Mifflinville Village, owned by James F. Shotwell, to pay not only the first mortgage on said property but also to pay Sharon K. Shotwell's second mortgage.

12. That since the bank had issued Execution against the Mifflinville Village property and since apparently the proceeds of that property would be applied first to the payment of the first mortgage and second to the payment of Sharon K. Shotwell's second mortgage, your petitioner did not attempt to delay this proceeding or stop it because in the end, that way she would have had applied, against the Sharon K. Shotwell mortgage, whatever balance was realized on the sale of the Mifflinville Village property over and above the first mortgage.

13. Under these above circumstances, no contest was filed because the amount was actually owed and a Praecipe was filed, on behalf of Sharon K. Shotwell, to enter Judgement against Laurel Vogt a/k/a Laurel Shotwell for failure to file an answer to Plaintiff's Complaint in Mortgage Foreclosure within twenty (20) days from the date of service of same.

14. The Execution by the bank aforementioned, has been stayed and preliminary objections were filed on behalf of James F. Shotwell.

15. Counsel for Sharon K. Shotwell intends and avers he intends to proceed to issue Execution on the default judgement against Laurel Vogt also known as Laurel Shotwell, alone, and if he does this, she will lose the benefit of having the amount received from the Mifflinville Village property over and above the first mortgage applied against the Sharon K. Shotwell mortgage and the same will be collected out of or her property will be sold for the same resulting in a very unequitable situation.

16. That attached to and hereby made a part hereof are copies of the Writ of Execution aforementioned, to which is attached the description of the property ordered to be levied upon which is the sole property, in Mifflin Township, of your petitioner, Laurel Vogt.

17. Attached hereto and made a part hereof by reference are copies of the Praecipe for Entry of Judgement and a Praecipe to place on the Argument List the preliminary objections filed on behalf of the defendant, James F. Shotwell.

18. That attached hereto is also a copy of the Notice, just received, under which the Argument on the Preliminary Objections cannot be held before the date scheduled for the sale of petitioner's property.

19. Petitioner moves to strike off or open the judgement for the reasons as follows:

1. Judgement cannot be entered under these circumstances and with this inequitable result against one of two joint mortgagors and joint obligors.

2. The Execution on the Sharon K. Shotwell Judgement against Laurel Vogt should be stayed until the preliminary objections, filed on behalf of James F. Shotwell, are disposed of and until the sale for the collection of the Sharon K. Shotwell mortgage can be so timed that Laurel Vogt will not be unjustly deprived of her property because of the timing of the sale.

3. The action in confessing judgement against one of two joint and several defendants is illegal and improper under the law.

4. Under the old Doctrine of Marshalling and the other equitable doctrines applicable, the Plaintiff, Sharon K. Shotwell, who is assured that her money will be collected either way, must stay the sale or attempt to sell Laurel Vogt's Property until the sale of James F. Shotwell's property and the application of the proceeds over and above the first mortgage from the sale of that property to the Sharon K. Shotwell mortgage.

5. The agreed interest in the Sharon K. Shotwell mortgage is usurious and the sale should be stayed and the judgement stricken because of said provision for usurious interest.

6. For other reasons of an equitable nature, the Court should not allow Laurel Vogt to lose her property or have collected from her property this entire mortgage, simply because a litigation holds up the proceeding for the sale of the Mifflinville Village property, owned by James F. Shotwell, to a date which would be after the date of the sale of the Laurel Vogt property in Mifflin Township.

7. Because the procedure in this case and the obvious intended result violates the rights of Laurel Vogt under the recent foreclosure legislation passed by the Pennsylvania Legislature for the express purpose of protecting mortgagors, including Laurel Vogt, especially Act of 1974, No. 6.

8. That the proceedings in this case are defective because the foreclosure action was commenced before the Notice of Intention to Foreclose was given, as required by the Act of 1974, Jan. 30, P.L., No. 6, Section 403.

9. Preliminary objections were filed and remain undisposed of because of the failure to give such notice before the commencing of the legal foreclosure action.

10. After the preliminary objections were filed, Plaintiff did give notice and this procedure is not in accordance with the law which specifically requires the dismissal of the wrongful action and the starting of a new action.

Wherefore, your Petitioner, through her attorney, respectfully moves the court to strike the judgement aforementioned, or to open the judgement aforementioned, and allow the Defendant into her defense as aforesaid and to stay the Execution aforementioned, on the Sharon K. Shotwell mortgage against the property of Laurel Vogt. And she will ever pray

---

JOHN ARNOLD CRISMAN, Attorney for  
Laurel Vogt

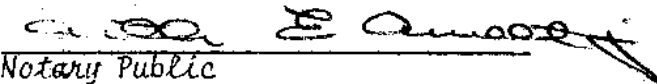
STATE OF PENNSYLVANIA  
COUNTY OF COLUMBIA

SS:

Laurel Shotwell, being duly sworn according to law, deposes and says that the facts set forth in the foregoing Petition are true and correct, to the best of her knowledge, information and belief.

  
LAUREL SHOTWELL

Sworn and subscribed to  
before me this 23<sup>d</sup>  
day of October, 1978.

  
Notary Public

My commission expires:

ALAN R. ANNO... Notary Public  
... COL. PA.  
... 11 1978

WRIT OF EXECUTION—(MORTGAGE FORECLOSURE)  
P.R.C.P. 3180 to 3183 and Rule 3257

Sharon K. Shotwell

vs

James F. Shotwell and  
Laurel Vogt, a/k/a  
Laurel Shotwell

IN THE COURT OF COMMON PLEAS OF  
COLUMBIA COUNTY, PENNSYLVANIA

No. 73 Term 1978 E.D.

No. Term 19 A.D.

No. 1401 Term 19 78 J.D.

WRIT OF EXECUTION  
(MORTGAGE FORECLOSURE)

Commonwealth of Pennsylvania:

County of Columbia:

TO THE SHERIFF OF Columbia COUNTY, PENNSYLVANIA.

To satisfy the judgment, interest and cost in the above matter you are directed to levy upon and sell the following described property (specifically described property below):

(description attached)

A true and correct copy certified  
from the records this 12<sup>th</sup> day of  
Oct 19 78

*Barbara M. Haines*  
Prothonotary

|                                  |                         |
|----------------------------------|-------------------------|
| Amount Due                       | \$ 13,059.16            |
| Interest from 7-14-78 to 10-6-78 | \$ 191.52               |
| Total                            | \$ 13,250.68 Plus costs |

as endorsed.

Prothonotary, Common Pleas Court of  
Columbia County, Penna.

Dated October 10, 1978  
(SEAL)

By: *C. H. [Signature]*  
Deputy



ALL THAT certain piece, parcel or lot of land situate in the Township of Mifflin, County of Columbia, and Commonwealth of Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at an iron pin corner on the north side of Legislative Route No. 19023, and being the southeast corner of land now or late of Patricia Fisher; thence along line of land of Fisher and Peter Diehl, Jr., et ux, north thirty-three (33) degrees twenty-eight (28) minutes east, a distance of three hundred fifty-two (352) feet to a point; thence south fifty-nine (59) degrees east a distance of eighty-nine and eighty one-hundredths (89.80) feet to an iron pin corner; thence sixty-three (63) degrees fifty-one (51) minutes east, a distance of one hundred thirty-four and sixteen one-hundredths (134.16) feet to an iron pin corner; thence along a fence row and land of Royce Kline, south twenty (20) degrees forty-five (45) minutes east, a distance of four hundred thirty-six and eighty-two (436.82) feet to an iron pin corner on the aforementioned Legislative Route No. 19023; thence north sixty-nine (69) degrees fifty-six (56) minutes west, a distance of two hundred forty-four and eighty one-hundredths (244.80) feet to an iron pin corner; thence north seventy (70) degrees sixteen (16) minutes west two hundred twenty-four (224) feet to an iron pin corner on the aforementioned Legislative Route 19023; thence along Legislative Route No. 19023, north sixty (60) degrees three (3) minutes west, a distance of one hundred twenty-one and thirty one-hundredths (121.30) feet to the place of beginning.

CONTAINING 3.17 acres in accordance with a survey prepared by Lawrence G. Lebo, dated May 14, 1974.

BEING the same premises granted and conveyed unto Laurel Vogt by Peter Diehl, Jr., et ux, by deed dated June 3, 1974 and recorded in Columbia County in Deed Book 276, page 989.

Having erected thereon a one-story raised ranch dwelling.

No. 73 Term, 19 78 E.D.

No. \_\_\_\_\_ Term, 19 \_\_\_\_\_ A.D.

No. 2401 Term, 19 78 J.D.

IN THE COURT OF COMMON PLEAS OF  
COLUMBIA COUNTY, PENNSYLVANIA

Sharon K. Shotwell

vs

James F. Shotwell and  
Laurel Vogt a/k/a  
Laurel Shotwell

WRIT OF EXECUTION  
(Mortgage Foreclosure)

Costs

|             |        |       |    |
|-------------|--------|-------|----|
| Pro. Pd.    | (Writ) | 10.00 | Pd |
| Proth       | (Comp) | 15.00 | Pd |
| Judg. Fee   |        | 6.00  | Pd |
| Shrf V      |        | 28.05 | Pd |
| Ex Atty fee |        | 3.00  |    |
| Shrf V      |        |       |    |
| Sal.        |        | 3.00  |    |

Richard A. Gahr  
*Attorney for Plaintiff*

Address:

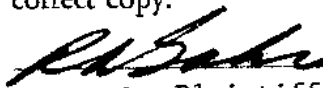
Where papers may be served.

OFFICE OF SHERIFF  
COLUMBIA COUNTY  
Oct 10 11 52 AM '78

\_\_\_\_\_  
SHERIFF  
\_\_\_\_\_  
CHIEF DEPUTY

KIESER AND GAHR  
ATTORNEYS AT LAW  
MONTY BUILDING  
N.W. MARKET SQUARE  
WILLIAMSPORT, PA. 17701

Certified a true and  
correct copy.

  
Attorney for Plaintiff


|                                    |   |                              |
|------------------------------------|---|------------------------------|
| SHARON K. SHOTWELL,                | : | IN THE COURT OF COMMON PLEAS |
| Plaintiff                          | : | OF COLUMBIA COUNTY           |
| vs.                                | : |                              |
|                                    | : | NO. 1401 of 1978             |
| JAMES F. SHOTWELL and LAUREL VOGT, | : |                              |
| a/k/a LAUREL SHOTWELL,             | : | CIVIL ACTION - LAW           |
| Defendants                         | : | MORTGAGE FORECLOSURE         |

PRAECIPE TO PLACE ON ARGUMENT LIST

TO THE PROTHONOTARY:

Pursuant to the Preliminary Objections filed by Defendant, James F. Shotwell, on August 23, 1978, please place this matter on the next Argument List.

KIESER AND GAHR

by   
Richard A. Gahr, Esq.  
Attorney for Plaintiff

DATED: September 13, 1978

cc: William S. Kreisher, Esq.  
J. Arnold Crisman, Esq. ✓

|                                    |   |                              |
|------------------------------------|---|------------------------------|
| SHARON K. SHOTWELL,                | : | IN THE COURT OF COMMON PLEAS |
| Plaintiff                          | : | OF COLUMBIA COUNTY           |
| vs.                                | : |                              |
|                                    | : | NO. 1401 of 1978             |
| JAMES F. SHOTWELL and LAUREL VOGT, | : |                              |
| a/k/a LAUREL SHOTWELL,             | : | CIVIL ACTION - LAW           |
| Defendants                         | : | MORTGAGE FORECLOSURE         |

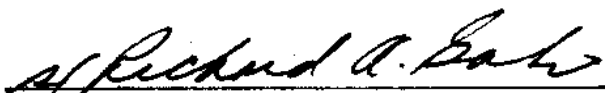
CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Praecipe to Place on  
Argument List was served on:

William S. Kreisher, Esq.  
401 Market Street  
Bloomsburg, PA 17815  
Attorney for James F. Shotwell

J. Arnold Crisman, Esq.  
116 West Second Street  
Berwick, PA 18603  
Attorney for Laurel Vogt,  
a/k/a Laurel Shotwell

by placing same in the United States mail, postage prepaid, first class on  
September 13, 1978, pursuant to Rule 1027 of the Pennsylvania Rules of  
Civil Procedure.

  
Richard A. Gahr, Esq.  
Attorney for Plaintiff

KIESER AND GAHR  
ATTORNEYS AT LAW  
MONTY BUILDING  
N.W. MARKET SQUARE  
WILLIAMSPORT, PA. 17701

|                                    |   |                              |
|------------------------------------|---|------------------------------|
| SHARON K. SHOTWELL,                | : | IN THE COURT OF COMMON PLEAS |
| Plaintiff                          | : | OF COLUMBIA COUNTY           |
| vs.                                | : |                              |
|                                    | : | NO. 1401 of 1978             |
| JAMES F. SHOTWELL and LAUREL VOGT, | : |                              |
| a/k/a LAUREL SHOTWELL,             | : | CIVIL ACTION - LAW           |
| Defendants                         | : | MORTGAGE FORECLOSURE         |

NOTICE PURSUANT TO P.R.C.P. 3129(a)

TO: Laurel Vogt, a/k/a Laurel Shotwell  
c/o Shotwell's Sub Shop  
2010 West Front Street  
Berwick, PA 18603

YOU ARE HEREBY NOTIFIED that by virtue of a Writ of Execution issued out of the Court of Common Pleas of Columbia County upon a default judgment in the amount of Thirteen Thousand Fifty-nine and 16/100 (\$13,059.16) Dollars together with accrued interest and costs of suit (1401 of 1978), and directed to the Sheriff of Columbia County, said Sheriff will expose to public sale at the Columbia County Courthouse at West Main Street, Bloomsburg, Pennsylvania, on **Thursday, November 30, 1978 at 2:00 P.M.**

YOU ARE FURTHER NOTIFIED that a Schedule of Proposed Distribution of the proceeds of the above sale will be filed by the Sheriff of Columbia County, Pennsylvania, at his office at the Columbia County Courthouse, Bloomsburg, Pennsylvania on the **15th** day of **December**, 1978, and the distribution of said proceeds will be in accordance with the said Schedule unless exceptions are filed thereto within ten (10) days thereafter.

KIESER AND GAHR

NOTICE

In the Court of Common Pleas  
of the 26th Judicial District  
of the Commonwealth of Pennsylvania  
Columbia County Branch

No. 1401-1978

Type of Action:  
Civil - Mortgage Foreclosure

ARGUMENT COURT - Friday, December 1, 1978

(Date)

9:00 A.M.

(Time)

Columbia County Courthouse

Bloomsburg, PA 17815

(Place)

SHARON K. SHOTWELL, PLAINTIFF

\* RICHARD A. GAHR, ESQ.

(Plaintiff's Attorney)

V.

JAMES F. SHOTWELL,

\* WILLIAM S. KREISHER, ESQ.

LAUREL VOGT, a/k/a LAUREL SHOTWELL,

\* J. ARNOLD CRISMAN, ESQ.

DEFENDANTS.

(Defendant's Attorney)

1. BRIEF of MOVING PARTY shall be due no later than November 19, 1978.
2. BRIEF of RESPONDING PARTY shall be due no later than November 30, 1978.
3. BRIEFS shall be FILED directly with the COURT ADMINISTRATOR, Judge's Chambers, Columbia County Courthouse, Bloomsburg, Pennsylvania, 17815.
4. If you have any questions or comments, please contact the Court Administrator (717-784-1991 Ext. 40).
5. IF ORAL ARGUMENT is REQUESTED, the attached form must be returned to the Court Administrator before Nov. 30, 1978, with a copy also to opposing counsel. In the event that the said form is not returned to the Court Administrator by said date, oral argument before the Court will not be permitted, and the case will simply be submitted on Briefs only.

*Donna J. Coombe*

Court Administrator

REQUEST FOR ORAL ARGUMENT

The undersigned hereby requests ORAL ARGUMENT  
in the case of

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

V.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

NO.

which is scheduled for Argument Court on \_\_\_\_\_.

\_\_\_\_\_  
Attorney for \_\_\_\_\_

Dated:

C.C. to Opposing Counsel

NOTE: This form should be mailed to:

Mrs. Donna J. Coombe  
Court Administrator  
Columbia County Courthouse  
Bloomsburg, PA 17815

IN THE COURT OF COMMON PLEAS  
OF COLUMBIA COUNTY  
CIVIL ACTION - LAW  
MORTGAGE FORECLOSURE  
NO. 1401 of 1978

SHARON K. SHOTWELL,  
*Plaintiff,*

VS.

JAMES F. SHOTWELL and LAUREL VOGT,  
a/k/a LAUREL SHOTWELL  
*Defendants.*

PETITION TO STRIKE OFF AND OPEN  
JUDGEMENT AND TO STAY EXECUTION

JOHN ARNOLD CRISMAN  
ATTORNEY AT LAW  
118 W. SECOND STREET  
BERWICK, PENNA. 18603

OFFICE OF SHERIFF  
COLUMBIA COUNTY

Nov 1 9 57 AM '78

\_\_\_\_\_  
SHERIFF  
\_\_\_\_\_  
CHIEF DEPUTY



LAW OFFICES  
JOHN ARNOLD CRISMAN  
116 WEST SECOND STREET  
BERWICK, PA. 18603

OFFICE DIAL 752-5324  
RESIDENCE 752 6534

October 30, 1978

Sheriff Vandling  
Columbia County Courthouse  
Bloomsburg, PA 17815

Re: Shotwell Vs. Shotwell

Dear Sir:

Enclosed is a certified copy of ORDER OF COURT staying all proceedings and the PETITION TO STRIKE ETC. in the action of SHARON K. SHOTWELL, plaintiff, VS. JAMES F. SHOTWELL and LAUREL VOGT, a/k/a LAUREL SHOTWELL, defendants.

Very respectfully yours,

*John Arnold Crisman*  
JOHN ARNOLD CRISMAN  
Attorney-At-Law

JAC/pd  
Enc.

KIESER AND GAHR  
ATTORNEYS AT LAW  
MONEY BUILDING  
N.W. MARKET SQUARE  
WILLIAMSPORT, PA 17701  
717-323-8491

WILLIAM S. KIESER  
RICHARD A. GAHR

ALLEN E. ERTEL  
OF COUNSEL

TO: Sheriff, Columbia County

FROM: Richard A. Gahr, Esq.

DATE: October 9, 1978

RE: Shotwell vs. Shotwell and Vogt  
No. 1401 of 1978

Enclosed please find:

1. Two notices of sale to be served on the Defendant, Laurel Vogt, a/k/a Laurel Shotwell.
2. Copy of Affidavit of Last Known Address, the original of which was filed with the Prothonotary.
3. Six copies of the description of the property.

I have directed the Prothonotary to forward you the Writ of Execution.

Please notify me of the date, time and place of sale.

Thank you.

SHERIFF'S SALE

By virtue of Writ of Execution No. 73 of 1978 issued out of the Court of Common Pleas of Columbia County, Pennsylvania, and to me directed, I will expose to public sale at the Sheriff's Office, in the Court House, in the Town of Bloomsburg, Columbia County, Pennsylvania, on:

THURSDAY, NOVEMBER 30, 1978  
at 2:00 o'clock P.M.

ALL THAT certain piece, parcel or lot of land situate in the Township of Mifflin, County of Columbia, and Commonwealth of Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at an iron pin corner on the north side of Legislative Route No. 19023, and being the southeast corner of land now or late of Patricia Fisher; thence along line of land of Fisher and Peter Diehl, Jr., et ux, north thirty-three (33) degrees twenty-eight (28) minutes east, a distance of three hundred fifty-two (352) feet to a point; thence south fifty-nine (59) degrees east a distance of eighty-nine and eighty one-hundredths (89.80) feet to an iron pin corner; thence sixty-three (63) degrees fifty-one (51) minutes east, a distance of one hundred thirty-four and sixteen one-hundredths (134.16) feet to an iron pin corner; thence along a fence row and land of Royce Kline, south twenty (20) degrees forty-five (45) minutes east, a distance of four hundred thirty-six and eighty-two (436.82) feet to an iron pin corner on the aforementioned Legislative Route No. 19023; thence north sixty-nine (69) degrees fifty-six (56) minutes west, a distance of two hundred forty-four and eighty one-hundredths (244.80) feet to an iron pin corner; thence north seventy (70) degrees sixteen (16) minutes west two hundred twenty-four (224) feet to an iron pin corner on the aforementioned Legislative Route 19023; thence along Legislative Route No. 19023, north sixty (60) degrees three (3) minutes west, a distance of one hundred twenty-one and thirty one-hundredths (121.30) feet to the place of beginning.

CONTAINING 3.17 acres in accordance with a survey prepared by Lawrence G. Lebo, dated May 14, 1974.

BEING the same premises granted and conveyed unto Laurel Vogt by Peter Diehl, Jr., et ux, by deed dated June 3, 1974 and recorded in Columbia County in Deed Book 276, page 989.

Having erected thereon a one-story raised ranch dwelling.

Taken into execution, etc., at the suit of Sharon K. Shotwell vs James F. Shotwell and Laurel Vogt, a/k/a Laurel Shotwell, and to be sold as the property of Laurel Vogt, a/k/a Laurel Shotwell.

Notice is hereby directed to all parties and claimants that a schedule of distribution will be filed by the Sheriff on December 15, 1978. Distribution will be made in accordance with the Schedule unless exceptions are filed within ten (10) days thereafter.

Richard A. Gahr, Attorney

VICTOR B. VANDLING, SHERIFF

Morning Press, Berwick Enterprise, Legal Advertisement, Wednesdays,  
November 8, 15, 22, 1978.

Henrie Printing Co.: Print Sale Bills.

William Zeares, Tax Collector, Mifflin Township.

**WRIT OF EXECUTION—(MORTGAGE FORECLOSURE)**  
**P.R.C.P. 3180 to 3183 and Rule 3257**

Sharon K. Shotwell

*vs*

James F. Shotwell and  
Laurel Vogt, a/k/a  
Laurel Shotwell

IN THE COURT OF COMMON PLEAS OF  
COLUMBIA COUNTY, PENNSYLVANIA

No. **73** Term 19**78** E.D.

No. Term 19 A.D.

No. **1401** Term 19 **78** J.D.

WRIT OF EXECUTION  
(MORTGAGE FORECLOSURE)

Commonwealth of Pennsylvania:

County of Columbia:

TO THE SHERIFF OF Columbia COUNTY, PENNSYLVANIA

To satisfy the judgment, interest and cost in the above matter you are directed to levy upon and sell the following described property (specifically described property below):

|   |    |                  |            |
|---|----|------------------|------------|
| Amount Due                              | \$ | <u>13,059.16</u> |            |
| Interest from <u>7-14-78 to 10-6-78</u> | \$ | <u>191.52</u>    |            |
| Total                                   | \$ | <u>13,250.68</u> | Plus costs |

as endorsed.

Prothonotary, Common Pleas Court of  
Columbia County, Penna.

Dated October 10, 1978  
(SEAL)

By: *C. Royl Dumas*  
Deputy

|                                    |   |                              |
|------------------------------------|---|------------------------------|
| SHARON K. SHOTWELL,                | : | IN THE COURT OF COMMON PLEAS |
| Plaintiff                          | : | OF COLUMBIA COUNTY           |
| vs.                                | : |                              |
|                                    | : | NO. 1401 of 1978             |
| JAMES F. SHOTWELL and LAUREL VOGT, | : |                              |
| a/k/a LAUREL SHOTWELL,             | : | CIVIL ACTION - LAW           |
| Defendants                         | : | MORTGAGE FORECLOSURE         |

NOTICE PURSUANT TO P.R.C.P. 3129(a)

TO: Laurel Vogt, a/k/a Laurel Shotwell  
c/o Shotwell's Sub Shop  
2010 West Front Street  
Berwick, PA 18603

YOU ARE HEREBY NOTIFIED that by virtue of a Writ of Execution issued out of the Court of Common Pleas of Columbia County upon a default judgment in the amount of Thirteen Thousand Fifty-nine and 16/100 (\$13,059.16) Dollars together with accrued interest and costs of suit (1401 of 1978), and directed to the Sheriff of Columbia County, said Sheriff will expose to public sale at the Columbia County Courthouse at West Main Street, Bloomsburg, Pennsylvania, on **Thursday, November 30, 1978 at 2:00 P.M.**

YOU ARE FURTHER NOTIFIED that a Schedule of Proposed Distribution of the proceeds of the above sale will be filed by the Sheriff of Columbia County, Pennsylvania, at his office at the Columbia County Courthouse, Bloomsburg, Pennsylvania on the **15th** day of **December**, 1978, and the distribution of said proceeds will be in accordance with the said Schedule unless exceptions are filed thereto within ten (10) days thereafter.

KIESER AND GAHR

by   
Richard A. Gahr, Esq.

**SHERIFF DEPT.**

BLOOMSBURG, PA. 17815

Sharon K. Shotwell

VS

James F. Shotwell and

No. 73 of 1978 E. Laurel Vogt, a/k/a  
1401 of 1978 J. Laurel Shotwell

STATE OF PENNSYLVANIA  
COLUMBIA COUNTY ss:

Lee F. Mensinger, DEPUTY SHERIFF, for VICTOR B. VANDLING,

SHERIFF of said County, being duly sworn according to law, deposes and says, that

on the 13th day of October 1978 at 1:50 P.M. he served the within

Writ of Execution and Notice of upon Laurel Vogt, a/k/a Laurel Shotwell,  
Sale of Real Estate

the within named defendant, by handing to her personally, an adult

~~XX~~

at her place of business, Shotwell's Sub Shop, Front Street, Berwick,

in the County of Columbia, State of Pennsylvania, a true and attested copy of the within writ,

and making known to her the contents thereof.

Sworn and subscribed before me this

17th day of October A. D. 1978.

Deputy Sheriff of Columbia County, Penna.

Lee F. Mensinger

*Prothonotary Signature*  
Prothonotary of Columbia County, Penna.

*Victor B Vandling Signature*  
SHERIFF of Columbia County, Penna.

Victor B, Vandling

PROTH. & CLK. OF SEV. COURTS  
MY COMM. EX. 1st. MON. JAN. 1980

KIESER AND GAHR  
ATTORNEYS AT LAW  
MONY BUILDING  
N.W. MARKET SQUARE  
WILLIAMSPORT, PA 17701  
717-323-8491

WILLIAM S. KIESER  
RICHARD A. GAHR

ALLEN E. ERTEL  
OF COUNSEL

TO: Prothonotary, Columbia County  
FROM: Richard A. Gahr, Esq.  
DATE: October 9, 1978  
RE: Shotwell vs. Shotwell and Vogt

Please file the Praeceptum for Writ of Execution and the original of the Affidavit of Last Known Address, and forward the remainder of the notices, copies of description, etc. to the Sheriff along with the Writ of Execution which you issue.

Enclosed is a check in the amount of \$10.50 to cover the cost of filing the Praeceptum for Writ of Execution.

Thank you.

ALL THAT certain piece, parcel or lot of land situate in the Township of Mifflin, County of Columbia, and Commonwealth of Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at an iron pin corner on the north side of Legislative Route No. 19023, and being the southeast corner of land now or late of Patricia Fisher; thence along line of land of Fisher and Peter Diehl, Jr., et ux, north thirty-three (33) degrees twenty-eight (28) minutes east, a distance of three hundred fifty-two (352) feet to a point; thence south fifty-nine (59) degrees east a distance of eighty-nine and eighty one-hundredths (89.80) feet to an iron pin corner; thence sixty-three (63) degrees fifty-one (51) minutes east, a distance of one hundred thirty-four and sixteen one-hundredths (134.16) feet to an iron pin corner; thence along a fence row and land of Royce Kline, south twenty (20) degrees forty-five (45) minutes east, a distance of four hundred thirty-six and eighty-two (436.82) feet to an iron pin corner on the aforementioned Legislative Route No. 19023; thence north sixty-nine (69) degrees fifty-six (56) minutes west, a distance of two hundred forty-four and eighty one-hundredths (244.80) feet to an iron pin corner; thence north seventy (70) degrees sixteen (16) minutes west two hundred twenty-four (224) feet to an iron pin corner on the aforementioned Legislative Route 19023; thence along Legislative Route No. 19023, north sixty (60) degrees three (3) minutes west, a distance of one hundred twenty-one and thirty one-hundredths (121.30) feet to the place of beginning.

CONTAINING 3.17 acres in accordance with a survey prepared by Lawrence G. Lebo, dated May 14, 1974.

BEING the same premises granted and conveyed unto Laurel Vogt by Peter Diehl, Jr., et ux, by deed dated June 3, 1974 and recorded in Columbia County in Deed Book 276, page 989.

Having erected thereon a one-story raised ranch dwelling.



ALL THAT certain piece, parcel or lot of land situate in the Township of Mifflin, County of Columbia, and Commonwealth of Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at an iron pin corner on the north side of Legislative Route No. 19023, and being the southeast corner of land now or late of Patricia Fisher; thence along line of land of Fisher and Peter Diehl, Jr., et ux, north thirty-three (33) degrees twenty-eight (28) minutes east, a distance of three hundred fifty-two (352) feet to a point; thence south fifty-nine (59) degrees east a distance of eighty-nine and eighty one-hundredths (89.80) feet to an iron pin corner; thence sixty-three (63) degrees fifty-one (51) minutes east, a distance of one hundred thirty-four and sixteen one-hundredths (134.16) feet to an iron pin corner; thence along a fence row and land of Royce Kline, south twenty (20) degrees forty-five (45) minutes east, a distance of four hundred thirty-six and eighty-two (436.82) feet to an iron pin corner on the aforementioned Legislative Route No. 19023; thence north sixty-nine (69) degrees fifty-six (56) minutes west, a distance of two hundred forty-four and eighty one-hundredths (244.80) feet to an iron pin corner; thence north seventy (70) degrees sixteen (16) minutes west two hundred twenty-four (224) feet to an iron pin corner on the aforementioned Legislative Route 19023; thence along Legislative Route No. 19023, north sixty (60) degrees three (3) minutes west, a distance of one hundred twenty-one and thirty one-hundredths (121.30) feet to the place of beginning.

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Having erected thereon a one-story raised ranch dwelling.

## SHERIFF'S SALE

By virtue of Writ of Execution No. 73 of 1978 issued out of the Court of Common Pleas of Columbia County, Pennsylvania, and to me directed, I will expose to public sale at the Sheriff's Office, in the Court House, in the Town of Bloomsburg, Columbia County, Pennsylvania, on:

THURSDAY, NOVEMBER 30, 1978  
at 2:00 o'clock P.M.

ALL THAT certain piece, parcel or lot of land situate in the Township of Mifflin, County of Columbia, and Commonwealth of Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at an iron pin corner on the north side of Legislative Route No. 19023, and being the southeast corner of land now or late of Patricia Fisher; thence along line of land of Fisher and Peter Diehl, Jr., et ux, north thirty-three (33) degrees twenty-eight (28) minutes east, a distance of three hundred fifty-two (352) feet to a point; thence south fifty-nine (59) degrees east a distance of eighty-nine and eighty one-hundredths (89.80) feet to an iron pin corner; thence sixty-three (63) degrees fifty-one (51) minutes east, a distance of one hundred thirty-four and sixteen one-hundredths (134.16) feet to an iron pin corner; thence along a fence row and land of Royce Kline, south twenty (20) degrees forty-five (45) minutes east, a distance of four hundred thirty-six and eighty-two (436.82) feet to an iron pin corner on the aforementioned Legislative Route No. 19023; thence north sixty-nine (69) degrees fifty-six (56) minutes west, a distance of two hundred forty-four and eighty one-hundredths (244.80) feet to an iron pin corner; thence north seventy (70) degrees sixteen (16) minutes west two hundred twenty-four (224) feet to an iron pin corner on the aforementioned Legislative Route 19023; thence along Legislative Route No. 19023, north sixty (60) degrees three (3) minutes west, a distance of one hundred twenty-one and thirty one-hundredths (121.30) feet to the place of beginning.

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Having erected thereon a one-story raised ranch dwelling.

Taken into execution, etc., at the suit of Sharon K. Shotwell vs James F. Shotwell and Laurel Vogt, a/k/a Laurel Shotwell, and to be sold as the property of Laurel Vogt, a/k/a Laurel Shotwell.

Notice is hereby directed to all parties and claimants that a schedule of distribution will be filed by the Sheriff on December 15, 1978. Distribution will be made in accordance with the Schedule unless exceptions are filed within ten (10) days thereafter.

Richard A. Gahr, Attorney

VICTOR B. VANDLING, SHERIFF

SHERIFF'S SALE

By virtue of Writ of Execution No. 73 of 1978 issued out of the Court of Common Pleas of Columbia County, Pennsylvania, and to me directed, I will expose to public sale at the Sheriff's Office, in the Court House, in the Town of Bloomsburg, Columbia County, Pennsylvania, on:

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10-17-78 Richard A. Gahr, Attorney

VICTOR B. VANDLING, SHERIFF

10-17-78 Morning Press, Berwick Enterprise, Legal Advertisement, Wednesdays, November 8, 15, 22, 1978.

10-17-78 Henrie Printing Co.: Print Sale Bills.

10-17-78 William Zeares, Tax Collector, Mifflin Township.


COPY

|                                    |   |                              |
|------------------------------------|---|------------------------------|
| SHARON K. SHOTWELL,                | : | IN THE COURT OF COMMON PLEAS |
| Plaintiff                          | : | OF COLUMBIA COUNTY           |
| vs.                                | : |                              |
|                                    | : | NO. 1401 of 1978             |
| JAMES F. SHOTWELL and LAUREL VOGT, | : |                              |
| a/k/a LAUREL SHOTWELL,             | : | CIVIL ACTION - LAW           |
| Defendants                         | : | MORTGAGE FORECLOSURE         |

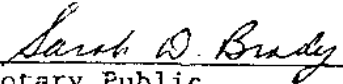
AFFIDAVIT PURSUANT TO P.R.C.P. 3129(a)

RICHARD A. GAHR, being duly sworn according to law, deposes and says that the name and address of the owner/defendant Laurel Vogt, a/k/a Laurel Shotwell in the above judgment is:

Laurel Vogt, a/k/a Laurel Shotwell  
c/o Shotwell's Sub Shop  
2010 West Front Street  
Berwick, PA 18603

  
Richard A. Gahr, Esq.

Sworn to and subscribed  
before me this 9<sup>th</sup> day  
of October, 1978.

  
Notary Public  
My Comm. Exp.: 10-12-81