

ALSO EXCEPTING AND RESERVING THE FOLLOWING:

1. Deed dated August 15, 2000 from David L. and Patricia A. Evans to Glen R. and Mary E. Houck recorded in Columbia County as Instrument Number 200008995.
2. Deed dated May 26, 2005 from David L. Evans, single to Kristina S. Whitmire and Jeremy M. Evans recorded in Columbia County as Instrument Number 200505394.
3. Deed dated January 31, 2007 from David L. Evans, Single to Jeremy M. Evans and Kristina S. Evans recorded in Columbia County as Instrument Number 200701397.

IT BEING the same premises transferred and conveyed by David L. Evans and Patricia A. Evans, by Dccd dated February 4, 2004 and recorded in Columbia County as Instrument Number 200402608 granted and conveyed unto David L. Evans.

TOGETHER with all and singular the said property, improvement, ways, waters, watercourses, rights, liberties, buildings, privileges, hereditaments, and appurtenances whatsoever thereunto belonging or in anywise appertaining, and the reversions and remainders, rents, issues and profits thereof; and all the estate, right title, interest, property claim and demand whatsoever of it, the said Grantors, either in law or equity, of, in and to the same.

TO HAVE AND TO HOLD the said messuage or tenement and lot or picce of ground above described, hereditaments and premises hereby granted, bargained and sold or mentioned, or intended so to be, with the appurtenances, unto the said Grantee, his heirs and assigns, to and for the only proper use and behoof of the said Grantee, his heirs and assigns forever.

AND the said Grantors will SPECIALLY WARRANT AND FOREVER DEFEND the property hereby conveyed.

PROPERTY ADDRESS: 1327 MILLVILLE ROAD, BLOOMSBURG, PA 17815

UPI/TAX PARCEL NUMBER 18 03 02204

EXHIBIT "B"

ALL THAT CERTAIN messuage, tenement and tract of land situate partly in the Town of Bloomsburg and partly in Scott Township, Columbia County, Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a stone corner of land now or late of E.B. Tustin and in the middle of the public road leading from the public road running from Bloomsburg to Mount Pleasant to the public road leading from Bloomsburg to Lightstreet, and running;

THENCE through and along the same North 71 degrees and 45 minutes East 269 feet to a stone in the middle of said public road;

THENCE through and along the same North 81 degrees East 475 feet to a stone in the middle of said public road;

THENCE along the line of land now or formerly of John V. Whitcnight North 6 degrees and 30 minutes West 1136.8 feet to a stone corner;

THENCE along land now or late of Ellsworth Shaffer South 67 degrees and 15 minutes West 320 feet to a stone corner;

THENCE along the same South 18 degrees 30 minutes East 280.5 feet to a stone corner;

THENCE along the same South 79 degrees and 15 minutes West 528 feet to a Birch stump corner;

THENCE along lands now or formerly of John Richie South 12 degrees East 544 feet to a stone;

THENCE along the same South 3 degrees and 30 minutes West 101 feet to a stone; and

THENCE along the said land now or formerly of E.B. Tustin South 60 degrees East 178 feet to a stone corner, the place of BEGINNING. Containing sixteen (16) acres of land, is the same more or less, and whereon is erected a stone house and other buildings.

EXCEPTING 39,810.17 square feet of land deeded to WILSON A. EVERT and CHERYL E. EVERT, by deed dated August 26, 1971 and recorded in Columbia County Deed Book 252 page 981.

AND EXCEPTING 22, 393.00 square feet of land deeded to WILSON A. EVERT and CHERYL E. EVERT by deed dated October 4, 1995 and recorded in Columbia County Record Book 608 page 88.

IT BEING the same premises transferred and conveyed by Wilson A. Evert and Cheryl E. Evert, by deed dated November 30, 2005 and recorded in Columbia County as Instrument Number 200513163 granted and conveyed unto David L. Evans and Julie Pitchford.

TOGETHER with all and singular the said property, improvement, ways, waters, watercourses, rights, liberties, buildings, privileges, hereditaments, and appurtenances whatsoever thereunto belonging or in anywise appertaining, and the reversions and remainders, rents, issues and profits thereof; and all the estate, right title, interest, property claim and demand whatsoever of it, the said Grantors, either in law or equity, of, in and to the same.

TO HAVE AND TO HOLD the said messuage or tenement and lot or piece of ground above described, hereditaments and premises hereby granted, bargained and sold or mentioned, or intended so to be, with the appurtenances, unto the said Grantee, his heirs and assigns, to and for the only proper use and behoof of the said Grantee, his heirs and assigns forever.

AND the said Grantors will SPECIALLY WARRANT AND FOREVER DEFEND the property hereby conveyed.

PROPERTY ADDRESS: 289 ARBUTUS PARK ROAD, BLOOMSBURG, PA 17815

UPI/TAX PARCEL NUMBER 05E08 01900

| | | |
|--------------------------------|---|------------------------------|
| WALLACE WINN, | : | IN THE COURT OF COMMON PLEAS |
| Plaintiff | : | OF COLUMBIA COUNTY, PA. |
| | : | |
| VS. | : | CIVIL ACTION - LAW |
| | : | |
| DAVID EVANS, individually, and | : | |
| t/a/d/b/a DAVE EVANS & SONS | : | |
| DISPOSAL SERVICE a/k/a DAVE | : | |
| EVANS DISPOSAL SERVICE, its | : | |
| successors and/or assigns, | : | |
| Defendants | : | NO. 2012-CV-392 |

2013-ED-40

AFFIDAVIT PURSUANT TO RULE 3129.1

Wallace Winn, Plaintiff is the above action, sets forth as of the date the praecipe for the writ of execution was filed the following information concerning the real property located at 1327 Millville Road, Bloomsburg, Columbia County, Pennsylvania and the real property located at 289 Arbutus Park Road, Bloomsburg, Columbia County, Pennsylvania.

1. Name and address of owner(s) or reputed owner(s):

David L. Evans, residential address: 289 Arbutus Park Road, Bloomsburg, PA 17815.
 Business address: 1327 Millville Road, Bloomsburg, PA 17815

2. Name and address of defendant(s) in the judgment:

David L. Evans, residential address: 289 Arbutus Park Road, Bloomsburg, PA 17815.
 Business address: 1327 Millville Road, Bloomsburg, PA 17815

3. Name and address of every judgment creditor whose judgment is a record lien on the real property to be sold:

Wallace Winn (Plaintiff) 811 E. 5th Street, Bloomsburg, PA 17815;

Commonwealth of Pennsylvania, Department of Labor and Industry, Office of
 Unemployment Compensation Tax Services, 651 Boas Street, Harrisburg, PA 17121;

Commonwealth of Pennsylvania, Department of Revenue, Bureau of Compliance, Lien
 Section, P.O. Box 280948, Harrisburg, PA 17128-0948.

4. Name and address of the last recorded holder of every mortgage of record:

Wallace Winn (Plaintiff) 811 E. 5th Street, Bloomsburg, PA 17815

5. Name and address of every other person who has any record lien on the property:

5 Department of Treasury, Internal Revenue Service, Centralized Lien Processing
Operation, Stop 8420G, P.O. Box 145595, Cincinnati, OH 45250-5595.

6. Name and address of every other person who has any record interest in the property and whose interest may be affected by the sale: N/A

7. Name and address of every other person of whom the plaintiff has knowledge who has any interest in the property which may be affected by the sale: N/A

VERIFICATION

I verify that the statements made in this affidavit are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

Date: 2-25-13

Wallace Winn
Wallace Winn

WALLACE WINN, : IN THE COURT OF COMMON PLEAS
Plaintiff : OF COLUMBIA COUNTY, PA.
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VS. : CIVIL ACTION - LAW
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DAVID EVANS, individually, and :
t/a/d/b/a DAVE EVANS & SONS :
DISPOSAL SERVICE a/k/a DAVE :
EVANS DISPOSAL SERVICE, its :
successors and/or assigns, :
Defendants : NO. 2012-CV-392 2013-ED-40

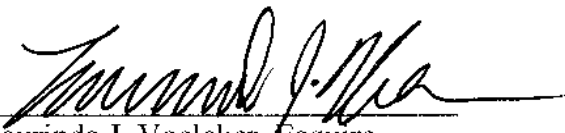
WAIVER OF WATCHMAN

TO: Columbia County Sheriff

Property At: 1327 Millville Road, Bloomsburg, PA 17815
Hemlock Township, Columbia County, Pennsylvania, Tax Parcel no. 18-03-022-04

AND 289 Arbutus Park Road, Bloomsburg, PA 17815
Scott Township, Columbia County, Pennsylvania, Tax Parcel No. 05E08 01900

Any Deputy Sheriff levying upon or attaching any personal or real property under the within Writ may leave same without a watchman, in custody of whomever is found in possession, after notifying said person of such levy or attachment, without liability on the part of such Deputy or the Sheriff to any Plaintiff herein for any loss, destruction or removal of any such property before Sheriff's sale thereof.


Laurinda J. Voelcker, Esquire
Voelcker Law Offices
105 East Market Street
Danville, PA 17821
(570) 275-9100
Attorney for Plaintiff

WALLACE WINN,
Plaintiff

VS.

DAVID EVANS, individually, and
t/a/d/b/a DAVE EVANS & SONS
DISPOSAL SERVICE a/k/a DAVE
EVANS DISPOSAL SERVICE, its
successors and/or assigns,
Defendants

: IN THE COURT OF COMMON PLEAS
: OF COLUMBIA COUNTY, PA.

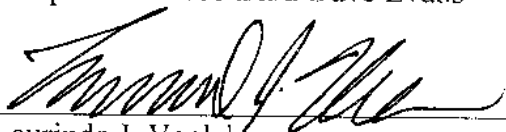
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: CIVIL ACTION - LAW

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: NO. 2012-CV-392 2013-ED-40

AFFIDAVIT OF NON-MILITARY SERVICE

The Undersigned, being duly sworn, according to law, deposes and says that the Defendant is not in the Military or Naval Service of the United States or its Allies, or otherwise within the provisions of the Soldiers and Sailors Civil Relief Act of Congress of 1940 as amended;

That David L. Evans resides at 289 Arbutus Park Road, Bloomsburg, PA 17815 and is employed as a sole proprietor at Dave Evans & Sons Disposal Service a/k/a Dave Evans Disposal Service.


Laurinda J. Voelcker

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| Plaintiff | : | OF COLUMBIA COUNTY, PA. |
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| DAVID EVANS, individually, and | : | |
| t/a/d/b/a DAVE EVANS & SONS | : | |
| DISPOSAL SERVICE a/k/a DAVE | : | |
| EVANS DISPOSAL SERVICE, its | : | |
| successors and/or assigns, | : | |
| Defendants | : | NO. 2012-CV-392 |

2013-ED-40

**WRIT OF EXECUTION
NOTICE**

This paper is a Writ of Execution. It has been issued because there is a judgment against you. It may cause your property to be held or taken to pay the judgment. You may have legal rights to prevent your property from being taken. A lawyer can advise you more specifically of these rights. If you wish to exercise your rights, you must act promptly.

The law provides that certain property cannot be taken. Such property is said to be exempt. There is a debtor's exemption of \$300. There are other exemptions which may be applicable to you. Attached is a summary of some of the major exemptions. You may have other exemptions or rights.

If you have an exemption, you should do the following promptly: (1) Fill out the attached claim form and demand for a prompt hearing. (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

You should come to Court ready to explain your exemption. If you do not come to Court and prove your exemption, you may lose some of your property.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

North Penn Legal Services
168 East Fifth Street
Bloomsburg, PA 17815
(570) 784-8760

PA Lawyer Referral Service
Pennsylvania Bar Association
PO Box 186
Harrisburg, PA 17108
1-800-692-7375

WALLACE WINN, : IN THE COURT OF COMMON PLEAS
Plaintiff : OF COLUMBIA COUNTY, PA.
 :
VS. : CIVIL ACTION - LAW
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DAVID EVANS, individually, and :
t/a/d/b/a DAVE EVANS & SONS :
DISPOSAL SERVICE a/k/a DAVE :
EVANS DISPOSAL SERVICE, its :
successors and/or assigns, :
Defendants : NO. 2012-CV-392 2013-ED-40

**WRIT OF EXECUTION
on
PERSONAL PROPERTY
and
REAL ESTATE**

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF COLUMBIA

To the Sheriff of Columbia County:
PO Box 380
35 West Main Street
Bloomsburg, PA 17815

To satisfy the judgment, interest and costs against David Evans, individually, and t/a/d/b/a/ Dave Evans & Sons Disposal Service a/k/a Dave Evans Disposal Service its successors and/or assigns, Defendants,

(1) You are directed to levy upon the personal property of the Defendant and his businesses and to sell the Defendant's interest therein;

(2) You are also directed to levy upon and sell the following described real property:

SEE ATTACHED EXHIBIT "A" and EXHIBIT "B"

(3) If property of the Defendant not levied upon and subject to attachment is found in the possession of anyone other than a named Garnishee, you are directed to notify such other person that he or she has been added as a Garnishee and is enjoined as above stated.

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|--------------------------------|-----------------|
| Amount due: | \$ 433,521.36 |
| Interest from 5/2/12 - 2/26/13 | 21,218.64 |
| Previous Execution Cost | 2,649.06 |
| Prothontary | 25.00 |
| Execution Sheriff | <u>1,500.00</u> |
| | \$458,914.06 |

Additional Interest and costs to be added per Judgment

Barkara N. Silvestri, Acting

Prothonotary

PROTHONOTARY OF THE COURT

NEW YORK COUNTY COURTS

Seal of the Court

By _____

(Deputy)

MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW

1. \$300 statutory exemption
2. Bibles, school books, sewing machines, uniforms and equipment
3. Most wages and unemployment compensation
4. Social Security benefits
5. Certain retirement funds and accounts
6. Certain veteran and armed forces benefits
7. Certain insurance proceeds
8. Such other exemptions as may be provided by law

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Plaintiff : OF COLUMBIA COUNTY, PA.
 :
VS. : CIVIL ACTION - LAW
 :
DAVID EVANS, individually, and :
t/a/d/b/a DAVE EVANS & SONS :
DISPOSAL SERVICE a/k/a DAVE :
EVANS DISPOSAL SERVICE, its :
successors and/or assigns, :
Defendants : NO. 2012-CV-392 2013-ED-40

CLAIM FOR EXEMPTION

To the Sheriff:

I, the above-named Defendant, claim exemption of property from levy or attachment:

(1) From my personal property in my possession which has been levied upon, :

(a) I desire that my \$300 statutory exemption be

(i) set aside in kind (specify property to be set aside in kind):

(ii) paid in cash following the sale of the property levied upon; or

(b) I claim the following exemption (specify property and basis of exemption): _____

(2) From my property which is in the possession of a third party, I claim the following exemptions:

(a) my \$300 statutory exemption: in cash;

in kind (specify property): _____

(b) other (specify amount and basis of exemption): _____

I request a prompt Court Hearing to determine the exemption. Notice of the Hearing should be given to me at _____, (address) telephone number _____.

I verify that the statements made in this Claim for Exemption are true and correct. I understand that false statements herein are made subject to the penalties of *18 Pa.C.S. § 4904* relating to unsworn falsification to authorities.

Date: _____

BY: _____

David Evans, individually, and t/a/d/b/a/
Dave Evans & Sons Disposal Service a/k/a
Dave Evans Disposal Service

**THIS CLAIM TO BE FILED WITH THE
OFFICE OF THE SHERIFF OF COLUMBIA COUNTY
PO Box 380
35 West Main Street
Bloomsburg, PA 17815**

WALLACE WINN, : IN THE COURT OF COMMON PLEAS
Plaintiff : OF COLUMBIA COUNTY, PA.
 :
VS. : CIVIL ACTION - LAW
 :
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DISPOSAL SERVICE a/k/a DAVE :
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Business address: 1327 Millville Road, Bloomsburg, PA 17815

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Business address: 1327 Millville Road, Bloomsburg, PA 17815

3. Name and address of every judgment creditor whose judgment is a record lien on the real property to be sold:

Wallace Winn (Plaintiff) 811 E. 5th Street, Bloomsburg, PA 17815;

Commonwealth of Pennsylvania, Department of Labor and Industry, Office of
Unemployment Compensation Tax Services, 651 Boas Street, Harrisburg, PA 17121;

Commonwealth of Pennsylvania, Department of Revenue, Bureau of Compliance, Lien
Section, P.O. Box 280948, Harrisburg, PA 17128-0948.

4. Name and address of the last recorded holder of every mortgage of record:

Wallace Winn (Plaintiff) 811 E. 5th Street, Bloomsburg, PA 17815

5. Name and address of every other person who has any record lien on the property:

Department of Treasury, Internal Revenue Service, Centralized Lien Processing
Operation, Stop 8420G, P.O. Box 145595, Cincinnati, OH 45250-5595.

6. Name and address of every other person who has any record interest in the property and
whose interest may be affected by the sale: N/A

7. Name and address of every other person of whom the plaintiff has knowledge who has any
interest in the property which may be affected by the sale: N/A

VERIFICATION

I verify that the statements made in this affidavit are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

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2013-ED-40


WAIVER OF WATCHMAN

TO: Columbia County Sheriff

Property At: 1327 Millville Road, Bloomsburg, PA 17815
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AND 289 Arbutus Park Road, Bloomsburg, PA 17815
Scott Township, Columbia County, Pennsylvania, Tax Parcel No. 05E08 01900

Any Deputy Sheriff levying upon or attaching any personal or real property under the within Writ may leave same without a watchman, in custody of whomever is found in possession, after notifying said person of such levy or attachment, without liability on the part of such Deputy or the Sheriff to any Plaintiff herein for any loss, destruction or removal of any such property before Sheriff's sale thereof.


Laurinda J. Voelcker, Esquire
Voelcker Law Offices
105 East Market Street
Danville, PA 17821
(570) 275-9100
Attorney for Plaintiff

WALLACE WINN,
Plaintiff

VS.

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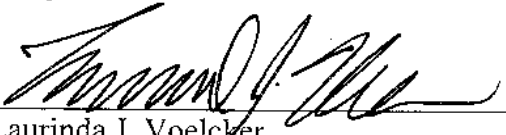
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2013-ED-40

AFFIDAVIT OF NON-MILITARY SERVICE

The Undersigned, being duly sworn, according to law, deposes and says that the Defendant is not in the Military or Naval Service of the United States or its Allies, or otherwise within the provisions of the Soldiers and Sailors Civil Relief Act of Congress of 1940 as amended;

That David L. Evans resides at 289 Arbutus Park Road, Bloomsburg, PA 17815 and is employed as a sole proprietor at Dave Evans & Sons Disposal Service a/k/a Dave Evans Disposal Service.


Laurinda J. Voelcker

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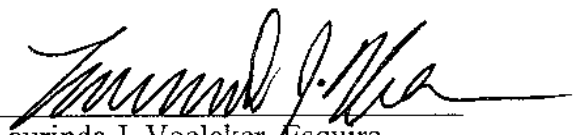
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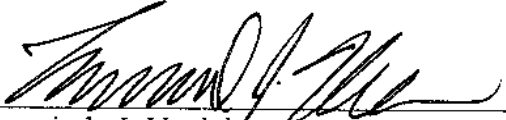
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Laurinda J. Voelcker

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David L. Evans, residential address: 289 Arbutus Park Road, Bloomsburg, PA 17815.
Business address: 1327 Millville Road, Bloomsburg, PA 17815

3. Name and address of every judgment creditor whose judgment is a record lien on the real property to be sold:

Wallace Winn (Plaintiff) 811 E. 5th Street, Bloomsburg, PA 17815;
Commonwealth of Pennsylvania, Department of Labor and Industry, Office of
Unemployment Compensation Tax Services, 651 Boas Street, Harrisburg, PA 17121;
Commonwealth of Pennsylvania, Department of Revenue, Bureau of Compliance, Lien
Section, P.O. Box 280948, Harrisburg, PA 17128-0948.

4. Name and address of the last recorded holder of every mortgage of record:

Wallace Winn (Plaintiff) 811 E. 5th Street, Bloomsburg, PA 17815

5. Name and address of every other person who has any record lien on the property:

Department of Treasury, Internal Revenue Service, Centralized Lien Processing
Operation, Stop 8420G, P.O. Box 145595, Cincinnati, OH 45250-5595.

6. Name and address of every other person who has any record interest in the property and
whose interest may be affected by the sale: N/A

7. Name and address of every other person of whom the plaintiff has knowledge who has any
interest in the property which may be affected by the sale: N/A

VERIFICATION

I verify that the statements made in this affidavit are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

Date: 2-25-13

Wallace Winn
Wallace Winn

WALLACE WINN, : IN THE COURT OF COMMON PLEAS
Plaintiff : OF COLUMBIA COUNTY, PA.
 :
VS. : CIVIL ACTION - LAW
 :
DAVID EVANS, individually, and :
t/a/d/b/a DAVE EVANS & SONS :
DISPOSAL SERVICE a/k/a DAVE :
EVANS DISPOSAL SERVICE, its :
successors and/or assigns, :
Defendants : NO. 2012-CV-392 2013-ED-40

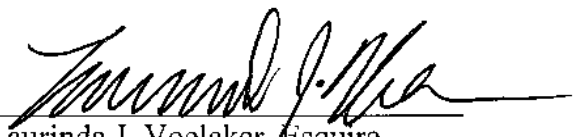
WAIVER OF WATCHMAN

TO: Columbia County Sheriff

Property At: 1327 Millville Road, Bloomsburg, PA 17815
Hemlock Township, Columbia County, Pennsylvania, Tax Parcel no. 18-03-022-04

AND 289 Arbutus Park Road, Bloomsburg, PA 17815
Scott Township, Columbia County, Pennsylvania, Tax Parcel No. 05E08 01900

Any Deputy Sheriff levying upon or attaching any personal or real property under the within Writ may leave same without a watchman, in custody of whomever is found in possession, after notifying said person of such levy or attachment, without liability on the part of such Deputy or the Sheriff to any Plaintiff herein for any loss, destruction or removal of any such property before Sheriff's sale thereof.


Laurinda J. Voelcker, Esquire
Voelcker Law Offices
105 East Market Street
Danville, PA 17821
(570) 275-9100
Attorney for Plaintiff

WALLACE WINN, : IN THE COURT OF COMMON PLEAS
Plaintiff : OF COLUMBIA COUNTY, PA.

VS. : CIVIL ACTION - LAW

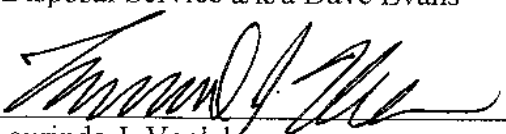
DAVID EVANS, individually, and :
t/a/d/b/a DAVE EVANS & SONS :
DISPOSAL SERVICE a/k/a DAVE :
EVANS DISPOSAL SERVICE, its :
successors and/or assigns, :
Defendants : NO. 2012-CV-392

2013-ED-40

AFFIDAVIT OF NON-MILITARY SERVICE

The Undersigned, being duly sworn, according to law, deposes and says that the Defendant is not in the Military or Naval Service of the United States or its Allies, or otherwise within the provisions of the Soldiers and Sailors Civil Relief Act of Congress of 1940 as amended;

That David L. Evans resides at 289 Arbutus Park Road, Bloomsburg, PA 17815 and is employed as a sole proprietor at Dave Evans & Sons Disposal Service a/k/a Dave Evans Disposal Service.


Laurinda J. Voelcker