BERNSTEIN AND FOX. P.C. BY. Stalling Personal Dings Carley Co DOUTE 1840 - FIRST ADELE BALE AVETUE FORD BUT LIBER. ATTORNEY FOR DOTTE !! PHILADELINA FARMATA 1715: WA 5 6727 CINCOUN BANK 1 COURT OF COMMON PLEAS High Day, Inc. DIMSIGNCOLUMBIA COUNTY TERM Na 1-1977 F.D. 247, May Ter 1974 AMD NOW, JE44 E , 1978, upon consideration of the foregoing politica, e rule is granted upon the plaintiff to thow cause why the writ of execution issued should not be stayed and set eside. Rule returnable

, 1978, at

M. st

BY THE COURT

All proceedings to stay moonwhile.

Consider a substitution of the constant of the substitution of th

EDRICTEIN AND FOX, P.C.

DN. Sidney Serbotein Cantoliación Mo.

AITCHNEY FOR petitioner

THE IGAG - PRO ADSUMMA SAVING FUND BUILDING

70 AUS (#HIA) FA 19107

176 A& £ 8727

EINCOLN BANK

7.

odam sky, INC.

COURT OF COMMON PLEAS DIVISION COURSES COUNTY

TERM,

No. 2-1927 E.D. 247, May Term 1976 J.C.

AND NOW, , 1978, it appearing that the rule to show cause has been duly served and after hearing thereon, it is ShochED that help of the real estate levied upon on this this execution in this action be and is remay stayed until fort an order of this Court.

BY THE COURT

ESTINOTIEM AND FOX, P.C.

BM. – Sidney Bernstein.

TENT FILATION NO.

ATTOURSY FOR Petitioner

5.5 E 1645 - PRILADELPHIA CAVING FUND BUILDING

FHIRESPHIA, PA. 19107

115 GA 5-8727

FINEOUN BANK

...

PICH SKY, INC.

COURT OF COMMON PLEAS DIVISION COLUMBIA COUNTY

 $TERM_{i}$

No. 0-1977 5.0. 047, Max Term 1974 3.5.

PETITION FOR STAY OF SHERIFF SALE FYECUTION

IN THE HONORABLE, THE JUDGES OF THE SAID COURT:

The perition of defendant, High Sky, inc., respectfully represents that:

- 1. It is the defendant in above captioned matter.
- 2. Pursuant to a Writ of Execution, the Sheriff of Columbia County has levied on certain real estate in Columbia County, and notice has been given by the Sheriff that a sale will take place on September 7, 1978 at 2 PM.
- 3. The description of the real estate to be sold was furnished to the Sheriff of Columbia County by the plaintiff, Lincoln Bank, and is defective, in that it includes no less than twenty-one parcels of ground which were conveyed by

tinh fly, inc. with line of a Dankin fail knowledge and approval and meder circulature during the first line of the self-unished releases from the ensembrance of its expressed with respect to trebe parcels.

 h_{\star} . It character numbers and the names of the owners of the parcels of their dark as follows:

Bo.€	Name
20	James Feudale (1
92	George Edwards
122	Miniam Edwards
96	Matthew Macek
102	Memneth Newton
107	Walter Bayliss
109	Bev. John Stevensky
110	John Reaver
. 113 ε 115	Herman Hinkle
3 6 4:	R. Hathi
415	George Ryon
443	William Carpenter's Marie Cooper
4gt	Bobert Hampton
497	James Willoughby /
523	John Smith III
117	Denothy Ide (
496	Mildred Kuchta
477	Stophen Laskoski

24.7

Biel Cormagale

 I_1I_k

Dobert Coffee

81

dar, Juniol

- 5. Entirerrors, the Writ of Execution is defective in that no provisions were made for the rights of third-party purchasers of High Sky, Inc. Ponesites consisting of approximately sixty to eighty sales, wherein there are outstanding agreements of sale and payments have been completed toward the purchase price in varying amounts.
- 6. Lincoln Bank has failed to take steps to safeguard the rights of abovementioned third-party purchasers notwithstanding that at the time it issued its
 Unit of Execution, it was in possession of copies of all agreements of sale, had
 full knowledge of deeds delivered by High Sky, Inc., and issued releases thereon,
 and for a period of approximately two years collected sums due from third-party
 purchasers, kept record of such receipts, and is fully aware that substantial
 toylents were made on account by such third-party purchasers.
- 7. Throughout the proceedings, Lincoln Bank has represented in Court, and the Court, in its Opinion, expressed concern that third-party perchasers be a rected.
- E. If the sale is allowed to proceed as scheduled on September 7, 1978, the specessful bidder would purchase property of certain persons who have received deeds and to whom releases were issued by Lincoln Bank and would receive the property free and clear of any of the rights of other High Sky, Inc. purchasers

To important agreement of accounts and with some terms are outstanting agreement with sale.

- O. There is now perdied before the Court a Retition to Reconsider Court's Lanial of Enfancial Settline to Comp Journant, and a stay is requested perdiated determination.
 - 16. There is perming a lambit in Philadelphia County as follows:

Court of Common Plass 1976 October 1960; High St., Icc., Frant-Am, Inc., Jaseph E. Fraim, and Sloria J. Fraim V. Lincoln Bank

Therein substantial damages are claimed against Lincoln Back relative to transestions involving its mortgage with Righ Sky and a stay is hereby requested parting the nations of those proceedings.

- II. There is pending an appeal to Superior Court of Pennsylvania from the Cross of the Court denying defendant's Petition to Open Judgment and it is requested that the stay be ordered pending the outcome of that appeal.
- 12. Lincoln Bank would in no way be prejudiced by the issuance of a stay toncore the value of the real estate encombered by its mortgage is substantially in ercess of the amount of the judgment, and the defendant hereby evers that from a conservative point of view, the property has a value of \$2,275,000, and it is in particular of a qualified appraisal which states the property has a value of \$5,000,000.; therefore, no further bond should be required for the issuance of a stay.

WHEREFORE, for the reasons bereinabove stated, defendant High Sky, Inc. respectfully requests that execution upon said Writ be stayed.

Asidney Reinstein

COUNTY OF A PRODUCTS AND A SECOND OF SECOND SECOND

Joseph E. Frain bottng duly nword alcombine to low, deposes and says that the is positioner howein and that the facts set forth in the foregoing pleading me true and correct to the best of his browledge, information and halles.

SWCRN to and SUBSCRIPHD: Refore he this way: or 197:

Nother Public

o,	TERM SESS. 19	BLOOMSBURG, PA., Augi	ast 1%,	197	319	
High	Sky, Inc.	М				
	To FREDERICK J	J. PETERSON, Dr.				
	PROTHONOTARY AND CLERK OF T	HE COURTS OF COLUMBIA	COUNTY			
	List of Liens				31C.	ಂ
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LIST OF LIENS

VERSUS

HTGH	SKY INC.
	Court of Common Pleas of Columbia County, Pennsylvania.
Lincoln Bank	No. 21.7 of May Term, 19.71. Real Debt \$\frac{1}{2}\color=0.00.00
versus	Interest from May 30, 1973
High Sky Inc.	Costs Judgment entered 6-13-74
,	Date of Lien Exemplified Record
Mildred kuchta	No. 156 of Ceptember Term, 19.71+ Real Debt [18.6200400]
versus	Interest from 19-15-73
High Sky Inc.	Costs
······································	Nature of Lien Default Judgment
John D. & Berkers Rockfeller	No. 134 of Term, 19.76. Real Dobt \$5300,446 Interest from 9-24-73
Wersus High Sky Inc.	Costs
· · · · · · · · · · · · · · · · · · ·	Nature of Lien Summers Judgment
Robert M Goodspeed &	No71 of
Richard 4. Lowright	Real Debt 1603 +09 Interest from
versus	Costs
High Sy Inc	Judgment entered 3-10-77 Date of Lien Award of Arborator
Paniel H. & James Reiner &/a	No. 845 of Term, 19.77. Real Debt \$3999.63
Reiner Brothers Building Sur ly Co.	Interest from 3-1-77 Commission
High Sly Inc.	Costs Judgment entered 5-25-77 Date of Lien 3-1-77
······	Nature of Lien Judamen Note

LIST OF LIENS

VERSUS

Hi	gh Sky Inc.
	Court of Common Pleas of Columbia County, Pennsylvania.
L.K. Stoner Tile Co., Inc.	No. 1,1,1,1, of
	Real Debt
	Interest from
versus	Commission
High Sky Incl	Costs
nigh Sky inci	Date of Licn
	Nature of Lien Judgment on Vardict
Bloss Glass Co.	No. 28 of September Term, 19.74.
	Real Dobt [1\$ 3000.00]
	Interest from 11-6-73
versus	Commission
Tid also there Wash	Costs
High Sky Inc.	Judgment entered 11-2-77 Date of Lich 11-6-73
	Nature of Lien Default Judgment
	Tractic of Mich
D7. 4 (C. C II	7.5
Blaine & Susan Hosterman	No75 of
	Real Debt \$ 1.957.450
versus	Commission
10.00	}
High Sky Inc	Costs [
İ	Date of Lien Award of Arbitrator
	Nature of Lien . AWARR. MR. MR. MR. MR. MR. MR. MR. MR. MR.
Micano Brothers Well Dralling, a	nc] No. 1368 of Term, 19.76. Real Debt \$ 1769.14
	Interest from
versus	Commission
Í	Costs
High Sky Inc	Judgment entered 6-28-78
	Date of Lien Default Sudgment
	Nature of Lien . S. TANAS . S. Walker 119.
)	No of Term, 19
	Real Debt
Varenc	Interest from
versus	Costs
	Judgment entered
	Date of Licn
	Nature of Lien

VICTOR B. CHARDENCO
SHERIFF OF COLUMNSON CO.
BEOGRAPHICA PR. 1785

DURK SIR!

PROPERTY IN KOMBAN, CLEVELACH TWENTY

KNOWN AS ALMAN SET, JAK, WAL BE SUCO AT

ANCTON ON SEPT 7, 2.00 PM, 1978

DECODE TO LOT 498, AND WISH TOUR OFFICE TO BE MURKE THAT THIS PROPERTY IS TO ME OFFICE AND WASHINGTON OR MICH SKY THE DOLD COME RECORDED BY LUCIUS & WHITMORE IN DEED BOOK 279,

PROPINC 770 AT 2.13 FM OF SOLY 28 1975

THE AUCTION IS STILL SCHEDULED TO
THE PLACE SEPTTY AT QUOTENT SOTHAT
WE OR A CEGAL REPRESENTATILE
AND CORPORATION

AND CORPORATION

SINCERCUT

may an deger without & Coyester



SHERIFF OF COLUMBIA COUNTY

COURT HOUSE BLOOMSBURG, PENNSYLVANIA, 17815

VICTOR B. VANDLING

SHERIFF

TEL.: 8USINESS 717-784-5551 RESIDENCE 717-752-5765

Lincoln Bank

VS

High Sky, Inc.

RAYMOND YACHIMOWSKI, JR.

CHIEF DEPUTY
JOHN J. D'BRIEN, DEPUTY
LEE F. MENSINGER, DEPUTY
LINDA D. MOWERY, DEPUTY

IN THE COURT OF COMMON PLEAS OF COLUMBIA COUNTY, PENNSYLVANIA WRIT OF EXECUTION No. 2 of 1977 mED

Writ of Execution and Notice of Sheriff's Sale and Real Estate

July 28, 1978 at 10:20 A.M. served the within Writ of Execution and Notice of Real Estate upon High Sky, Inc. the within named defendant, by personally handing to Robert Hampton, supervisor of High Sky, Inc., a true and attested copy of the within Writ of Execution and a true copy of the Notice of Sale of Real Estate at R.D.#3 Catawissa, Columbia County State of Pennsylvania, making known unto him the contents thereof.

John J. O'Brien

Sworn and subscribed before me this

28th day of August, 1978

Frederick J. Peterson,

Prothonotary, Columbia County, Penna.



SHERIFF OF COLUMBIA COUNTY

COURT HOUSE

BLOOMSBURG, PENNSYLVANIA, 17815

VICTOR B. VANDLING

SHERIFF

TEL.: BUSINESS 717-784-5551 RESIDENCE 717-752-5765

Lincoln Bank

VS

High Sky, Inc.

RAYMOND YACHIMOWSKI, JR.

CHIEF DEPUTY
JOHN J. O'BRIEN, DEPUTY
LEE F. MENSINGER, DEPUTY
LINDA D. MOWERY, DEPUTY

IN THE COURT OF COMMON PLEAS OF COLUMBIA COUNTY, PENNSYLVANIA WRIT OF EXECUTION No. 2 of 1977

Posting of Property

August 15, 1978 at 2:00 P.M. posted a true and correct copy of the within Sale Bill on the property of High Sky, Inc. R.D.#3, Catawissa, Columbia County, State of Pennsylvania.

John J. O'Brien Deputy Sheriff

Sworn and subcribed before me this 28th day of August, 1978

Frederick J. Peterson

Prothonotary, Columbia County, Penna.



OFFICE DF

SHERIFF OF COLUMBIA COUNTY

COURT HOUSE

BUDOMSBURG, PENNSYLVANIA, 17815

VICTOR B. VANDLING

SHERIFF

TEL.: BUSINESS 717-784-8551 RESIDENCE 717-752-5765

RAYMOND YACHIMOWSKI, JR.

CHIEF DEPUTY

JOHN J. O'BRIEN, DEPUTY LEE F. MENBINGER, DEPUTY LINDA D. MOWERY, DEPUTY

August 30, 1978

John M. Kuchka 132 East Front Street Berwick, Pa. 18603

Re: Lincoln Bank

Vs: High Sky

Dear John:

As of this morning, Judge Myers has stayed the Sheriff Sale in the above matter. When this occurs, we must receive the cost incurred up to that time. These cost are as follows:

Sheriff	160.70		
Henrie Printing	60.00		
Berwick Enterprise	588.00 / 67	5	7 /1/
Henrie Printing Berwick Enterprise Morning Press	588.00	1	sent chick,
TOTAL1	,396.70		

Please remit this to us as soon as possible. Thank you.

Very truly yours,

1664 Raymond Yachimowski, Chief Deputy Sheriff.

Cocined (Kest 9-21-78



OFFICE OF

SHERIFF OF COLUMBIA COUNTY

COURT HOUSE

SLOOMSBURG, PENNSYLVANIA, 17815

VICTOR B. VANDLING

SHERIFF

TEL: BUSINESS 717-784-5551 RESIDENCE 717-752-5765 RAYMOND YACHIMOWSKI, JR.

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> Re: Lincoln Bank Vs: High Sky

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Sheriff	160.70
Henrie Printing	60.00
Berwick Enterprise	588.00
Morning Press	588.00
TOTAL	

Please remit this to us as soon as possible. Thank you.

Very truly yours,

Raymond Yachimowski, Chief Deputy Sheriff. By virtue of Writ of Execution 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, County of Columbia, and State of Pennsylvania, on

THURSDAY, SEPTEMBER 7, 1978 at 2:00 o'clock P.M.

Jean Mr. Friday,

Please sendes a tax statement

for the following projectly.

Thank you,

Ray Yuchmoushis

Chief Lepty

ALL THAT CERTAIN lot or parcel of ground Situate partly in Cleveland Township Conyngham Township and Locust Township, Columbia County, Pennsylvania, bounds and described as Follows, to wit:

BEGINNING at an old P.K. nail in center line of Pennsylvania Department of Highways old Traffic Route \$42, where said center line intersects with the North property line of the Roaning Creek Water Company; thence from the place of beginning along the North property line of the aforementioned Roaring Cruck Maker Company North eighly two degrees twelve minutes and thirty second Most for a distance of four hundred sixty seven and seventy three hundredths feet to an old iron pin in a stone pile; thence further along the same South eight approas thirteen minutes and no seconds West for a distance of one hundred willty seven and simby sin hundredths feet to un old iron pin in a stopile; bhance still further along the same North eighty three degrees twenty One minutes and no seconds West for a distance of one thousand six hundred minutey four and eighty hundredths feet to an iron pin in a stone pile; thence still further along the same Scrib eight degrees fifteen minutes and no secon West for a dishance of two hundred eighty three and thirty hundredths feet to an old set stone; thence still further along the same North eighty two degree Dely live numbes and thirty nine seconds West for a distance of three thou) and five hundred fifty one and thirteen hundredths feet to an old tack a write in a stone pile; Thomas still farther along the same South seven equals Coury mine minutes and no seconds West for a distance of three hundre Light of the same armses and no seconds west for a distance or three amountally close and seventy three hadredths took to an old iron pin in a shone of the beads skill further along the same Worth eighty has degrees thirty beat about a latter as a second weak for a distance of four thousand four hundred filly sidead likitly hundredths foot to an old iron pipe in a stone pile; then this could be adopt the case South seven degrees forty minutes and her second has not a distance of five hundred twenty one and seven hundredths foot. the sain distribution a what more of from hundred and tonty hundred the teet to en there will be a sibbar piller through still durther along the some flowsh eight our west bridge size of the some flowsh eight our west bridge size of the service of the betty one and no bundredths foot to an old stress page of the terminal office, the list serve North signify one degrees twenty since all office from the reduced to the form a distance of seven hundred nine and office is the last both to an old iron page in a stone pile; find a chorp of the last both to a control of the last appropriate twenty one minutes and ridty three seconds of the last both to a control of the last and twenty one is the last both to be a control of the last both to be a control of the last both to be a control of the last both the last both to be a control of the last both the last bot

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for a discounce of a sitherword two bundred pilety six and fifty circle has been a to a define gun tree; thereoverall facther along the rest for a distance of two discounces likely never minutes and twenty one records here for a distance of twenty one handredths for to an took year there outli fauther along the same forth severa degrees five minutes and twenty eight agreed Mark for a distance of three bundred fine out twenty twenty eight agreed Mark for a distance of three bundred fine out twenty twenty along the on old stone pile three shill further along the culture of along that of the Way, spreading that I along the eighty same degrees thirty eight minutes and thirteen council but a differ a difference of four thousand circly one and firsty seven hardredths feet to a old from one in in a stone pile; thouse further along lands of the Economics.
     a old loss pin in a stone pile; thence further along lands of the Vrymyners
  Leach Neath sax degrees wine minutes and no seconds Bast for a distant of one
List Nearly six degrees wine minutes and no seconds Bask for a distance of one imposed clicky like and thirty two bundredths feet to an old iron pin in a stone pile; thence still invites along the same Morth eighty six degrees twenty has middled chivty bit and twenty few bundredths feet to an old iron pine in a stone wile; thence still farther along the same fouth eighty six degrees forty who alone wile; thence still farther along the same fouth eighty six degrees forty who alone is of the death for a distance of three bundred forty see and eleven seconds East for a distance of three bundred forty see and elevel had eight feet to an old iron pin in a stone pile; thence along the best line of lands of the Weisser tract (East right-of-way line of the Prat Co. Pole line) South six degrees twenty seven minutes and twenty four seconds west for a distance of one thousand two hundred forty four and cighty bundredths seek to an old iron pipe; thence further along land of the Heisener tract South eighty seven degrees thirty three minutes and no seconds East for a distance of one hundred seventy sine and seventy seven hundredths feet to an old iron pipe; thence along line of lands of the Beltz tract North nineteen degrees forty three minutes and oistance of two
 Cagrees forty three minutes and citteen seconds East for a distance of two
indred eighty two and minoty two hundredths feet to an old set scone; thence along line of lands of the Deltz tract South eighty six degrees twelve minutes and eleven seconds East for a distance of one thousand two hundred thirty eight and forty three hundredths feet to an old set stone; thence still further along the same North ten degrees forty six minutes and no seconds East for a distance of seven hundred seven and fifty three hundredths feet to an old
stone pile; thence still further along the same South eighty nine degrees fift-
minutes and no seconds East for a distance of one thousand one hundred thirty
seven and eighty hundredths feet to an old P. K. nail in the center line of
 Pennsylvania Department of Highways old Traffic Route #42; thence along the canter line of Pennsylvania Department of Highways old Eraffic Route #42 South cighty two degrees thinty six minutes and no seconds East for a distance of
 Three has shed thinty dive and simby four bundredths feet to a point on the som
 Jight-of-vey line of existing Penn Not Truffic Route #42; thence along said 
South right-of-vey line of existing Penn Dot Truffic Route #42 South seventy
    even degrees wind airetes and po seconds Bast for a distance of one thereand
   seventy one and sixty two hundredths feet to a point; thence along the center
       ine of the Pennsylvinia Department of Highways old Traffic Route #62 South
 nixty one degrees so minutes and no seconds Best for a distance of two hundred seventy one and forty five hundredths fact to a point; thence further along the same fouth severty six degrees seventeen pinutes and no seconds East for
  a distance of two hundred twenty three and thirty one hundredths foot to a poin
I distance of two hundred iwanty three and thirty one hundredths foot to a positional of the further along the same South severty four degrees no minutes and no screeks East for a distance of one hundred eighty three, and no hundredthed to a goint themse still further along the same South eighty seven degrees twenty at a less and no seconds East for a distance of three hundred fifty five hid no hardesths flock to a point; thence still further along the same forth a vesty eight degrees thirty six almates and no seconds East for a distance of two losseed forty never all no hundredths flock to a point; thence still further a long the same forth and seventy five degrees thirty seven minutes and committee and seventy five degrees thirty seven minutes.
  coming as conds Mast for a distance of four hundred eighty eight and seventeen
 The low and no seconds a radius of two thousand eight hundred fourteen and events that the infection of two the order hundred thirty five and twenty during that a test or two hundred seventy and twenty hundredthe feet for the discussion of feet is simply five degrees fourteen minutes and no recurse East as a result flattened of two hundred seventy and ten hundredths feet to a point; hundred fine of Pennsylvania Dupaniment of two laws to the a point degrees six minutes and no tended to the first that the fact south forty of ght degrees six minutes and no tended to the first that the first south forty of ght degrees six minutes and no hundredths.
       the formulation of the control of these numbers the same South fifty two degrees twenty in the same for the first two hundred twenty is not a look of feat to a point; there still further along the same
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Shark fore, seven degrees four minutes and no seconds Bush for a Sistence of hundred sine and fifty beadvedths fosh to the place of beginning.

CONTROLLE 435.126 acros and being shown is greater detail on a place laid out to Health J. Jonies, Pegistered Surveyor, Potheville, Penies, detail Nevester 19, 1971 and being designated as Pana 99493.

dille part of the same premises which high Sky, Euc. (24. Comp.) edge by Peed dahed Junarry 10, 1972 and recorded in Communic Co. in Deed Book 250 page 140 granted and conveyed unto High Sky, Inc. (Pa. Comp.)

MUCEPULID AND PROERVING REFRESOR AND THEREOUT THE FOLLOWING ADDR DETECTS:

All that certain lot or pascal of ground situate partly in Country and Country in Louisi Townships, Columbia County, Feansylvania, bounded and described as Follows, to-wit:

DECEMBERG at an iron pin on the south line of Righ Shy Devalopment, Phase I (north line of lands of the Rearing Creek Water Company), said iron pin being located South noven degrees and fortynine minutes West (S 7049'W) a distance of three hundred fifty-nine and fifty-three hundredths foot (339.53') and North eighty-two degrees and thirty-four minutes West (M 82034:W) a distance of one thousand seven hundred and sighty-two hundredths feet (1,712.82') from an impr pin located at the intersection of the South Line of Evergreen Lare with the eastern line of Migh Sky, Inc. Devolopment, Phase I; therea Erom the place of beginning along the South Aine of High Shy, Inc. Development, Phase I (North line of the Boaring Creek Water Company), North eighty-two degrees and thirty-four minutes West (N 82034 W) for a distance of six headred twenty-eight and sixty-seven headredche feet (623.67°) to an iron pin; themee alongthe cant line of Lot (9168 Heal) tun degroes and twolve minutes fast (M 10012'F) for a dispance of one hundred thirty-two and fifthy-neven hundredths feet (132.571) to an Aron pin; thesee along the Couth Line of Evergroon have amound a cauve having an argle of one degree and twenty-elight minuted (10200); a radius of sin headred oighty-ins and olghty-sin headredthe Seet (603.061) a tangent of eight and seventy-flour headreaths west (8.761). un ara of seventeen and fortheright hundredtha feet (27.681) fior a choud The number of South eighty dequees and thisty-cit missises was in Adentity for a chord distance of seventees and forty-eight benduedaks foot (17.48) to a point; thouse Swither along the dame South neventy sine, degrees and fifty-two minutes Feat (5 79°52'E) for a distance of sinty-four and no hundredths feet (50.30') to a point; thence atilly a further along the same around a curve having on angle of fourteen courses and fifty-two minutes (18052) a radius of dive hacked fiftythree and two hundredths foot (Sed.O2'), a tangent of seventy-this end fillseen hundredsha feet (72.151), an one of one hundred forty-limee and North-mino hundredths Soot (140.49) for a chord course of frest clong-seven degrees and alghborn minutes East (3 87 1071) for a chould distance of one hundred forty-three and older bundledthan from (11:00) to a point: thomes shill further along the sear borth cigates five degrees and sinteen minutes Dask (16572078) for a distance of Share hundred Sisty-one and no hundredtha Sect (351.001) to a print; themne still Eucether along the name around a curve having as eagle of themed still succeed along the same enough a curve having as angle of this congress and filthrems them to (27 52), a radius of two here; it seventy-seven had two leading-like facts (277.02), a range to of two per one and forty-sight headradius fock (21.48), as and of focky ive and algeby-seven headradius fock (21.48), for a chart of focky ive and algeby-seven headradius fock (23.87) for a chart comme of party elitary wine degrees and forther no minutes when (in the alle) then a cheek Cipliance of Soregetro and eighty-three hundredths fact (collect a case) from part thanks along the Soregetro and eighty-three hundredths fact (collect) to a fixed part thanks along the Noot lite of Not 1336 South and Capara, and along minutes Wist [3 490011) for a distance of the fact the two tests and seventh-one hundredths foot (200.71) to the plant of hugainstic

convergers filler comes and wring phone in question filtely of which had been decided as the modern of the decided as the filter of the filter

Brown of Congress of

DESCRIPTION AND RECITAL (continued).

BHING the same promises which High Sky, Enc. (Pa. Corp.) by Dreet dated Forch 23, 1973 and monorised in Beed Book 255 page 692 guarated and conveyed unto Francis An, Encorporated. (Pa. Corp.)

Ash that certain let or parcel of quothic situate in for thi Tourship, Columbia Cornty, Demanyivania, Dounded and Generalied as No Moun, to-whit:

DEGREERED at an area pla on the South like of High Sky Development, Phare 1 (Corth Line of Rends of the Boaring Greek Value Coupany), said hear pin being located South seven Conneces and forty-There is inside a Most (S 7940'H) a dissistance of three handered fixing there and somewhy-three building feet (353.73') and north eighth-three and somewhy-three building feet (483.73') and north eighth-three distance and thinty-four minutes then (482.9'14' W) a distance of two Martiners' seven limited into and to landredths feet (2.789.00') from an into the Louated at the intersection of the South Line of Evergueen Lane with the Bastern line of High Dy, Inc. Development, Phase 1; thende from the place of beginning along the South line of High Sky, Inc Development Phase I (Worth Line of the Rearing Creek Water Company) Horth eighty-two degrees and thinty-four minutes West (H 32º 34' W) for a distance of four hundred seventy and one hundredths feet (470.01') to an ince pin; thence along the aforementioned South might-of way Line of Evergreen Lone around a curve having an angle of thirty-one degrees and twentysin minutes (31°25°) a redims of one hundred eighty-seven and seven-yenames hundredths floot (187.73') , a tangent of fifty-two and eighty- ' three hundredths feet (52.031), an are of one hundred two and minety-nine hundredths feet (102.691) for a cherd course of North eighty-one dogrees and forty-Chies minutes East (N 87043° E) for a chord distance of one hundred one and coverby hundredthe feet (101.70°) to a point; councin on bas seempob mis-yomia aback cars edb paofs readunt eachd Bank (M 66000°E) for a distance of twenty-four and elgaby-two hundredthe feet (24.82') to a point; though skill farther along the same amound a curve having an angle of two voy-three degrees and twenty-two misutes (237)22), a madituo of one hundred minety and sixty-two hundredths Sect (193.62'), a taugent of Thirty-mine and Torty-two hundredwis foot (39.42'), as and of seventy-seven and seventy-four hundredths first (77.74) for a chord comme of Month seventy-seven degrees and forty-one minutes Hast (1 77001: 3) Soy a cloud distance of seventy-seven and twenty hundrechine Seet (77.20:) to a modes; thuse Surther along the sume Lewith eighty-mine Copyees and twenty-two minutes Bast (D 80 D2: E) for a distance of one hundred ninety and seventien hundredths feet (190.17) to a point; thence still further along the same encund a curry having an applie of eleven degrees and thinky eight minutes (1) 239') a midles of four landred coresty-four and thirty-two hundredths feet (974,331), a tempera of Contro-eight and thirty-two bundredths feet (48.3.2), an are of ninety-six and thisty-one hundedths flect (96.32.1) how a chard corume of fourth eighty four degrees and forety-size the test that a start (5 33 and 70 pt 2 for a should distance of minuty-size and fourthers work touches for feet (96.13) to an iron play thouse along the Merg line of Lot bo. 180 South eleven Hogores and me minutes West (S 22000 B) the a distance of misety-corres and twenty-three luminocities foot (51, 23.) to the piture of Tregitaring.

COMMINITIES 0.503 agges and being above in greater detail on a plan lail of 1 or Newlyn 5, Wenkins, Registered Surveyor, Feliavible, Foundation, Solve 17, 1971, Unvised tog 22, 1977 and bring assignment to 100 No. 200 on Plan Housest 4.

76 600 the same punalses which High Sky, fac. (Pa. Comp.) by reed with Supporter 5, 1972 and recorded in Columbia do. in Feed Book ESS page had granted at 1 conveyed up to Thomas H. Schalden and Rosanna H., his wife.

ayoun ballag

ALL TIME CHREATH lot or parcel of ground Situate partly in Locust and partly in Congragham Townships, Columbia County, kernsylvania, bounded and Coronina

ASSERTED BE an iron pin located on the Mosth Line of Lands of the Pearing Command Matter Company, and iron pin being located North eighty-two decrees and willy-four minutes West a distance of one thousand eighteen and twentynine bundradille feet from a set stone located at a corner in line of leads of the describing Creek Water Company; thence from the place of her invite elengthe Maranashioned Mowth line of lands of the scaring Creek Water Corpore Burn't elighty-two degrees and thinty-four minutes West for a distance of one hundred twelve and fifty-six hundredths feet to an iron pin; thence clong the Hust Line of Lot \$152 Dorth seven degrees and twenty-six minutes Fast for a distance of two hundred thirty-one and thirteen hundredths feet to an Ston what thence along the South might-of-way line of a proposed thenly-three foot roal South eighty-five degrees and forty-two minutes East for a distance of one hundred twelve and seventy-three hundredths feet to an iron pin; theses along the West line of Lot \$150 South seven degrees and twenty-six minutes West for a distance of two hundred thirty-seven and twenty-nine bundreddles feet to the place of beginning.

CONTENENT 26,362.00 Equamo Foet and being shown in greater detail on a plan laid ont by Merlyn J. Jenkins, Registered Surveyor, Pottsville, Pennsylvania, dated January 15, 1973, and being designated as Lot #151 Revised on Plan

Baing the same promises which Figh Sty, Inc. by Deed dated to 20 //// 1973 and intended to be recorded in Columbia Co. granted and conveyed unite wither 37 Brown, Jr. and Jeannite F. Brown, his wife.

SERVICE BY BA

Fig. Will dute Chiefarn Lot or parcel of ground Situate pastly in Conyngham and partily in bound Townships, Colombia County, Penna., bounded and described

Light we at an iwon pie on the South line of High Sky Development, Phase I harda line of lands of the Roaring Creek Water Company), said iron pin being landed line of lands of the Roaring Creek Water Company), said iron pin being landed line of the and forty nine and fifty force bundredths feet and North eighty two degree and lifty loar minutes West a flatance of two thousand four hundred eighty two degrees was and severally eight hundreden feet from an iron pin located at the land several several feet fouth line of Byergreen Lane with the Eastern line of High Mark line of the Roaring along the line of Righ Sky, Fac. Development, Phase I (North Line of the Rearing a Creek of a Company) House eighty two degrees thirty four aimstes Keef for a disjoint of we amplied treaty one and twenty we hundredths feet to an iron the feet of the Mark Line of birdy we handedths feet to an iron the feet of the market be sent for a distance of minety serve and twenty three hundredths feet to an iron the feet and the mark the market feet and distance of thirty for a distance of the feet of 3307 ... 3 at an iven pin on the South line of High Sty Development, Phase I The control of the minimum in degrees and engagy sax annorables heat for a comment of the off the minimum in degrees and fooly six minutes East for a cherd of the strength of the other hundred has feet to a print; Cherca in the control of the con

The second of the second process of the second of the seco

MESO, ENCEPTING AND RESURVING THURSHOOM AND TRESHOUT THE FOLLOWING FOUR (4) TRACES OF LAND:

PNOLINGUES #5

Abb THAT CERTAIN Job or parcel of ground Situate in Locust Township. Columbia County, Pannaylvania, conveyed by High Sky, Inc., to July C. Elposito and Janice Laposito, his wife, by Good Litol Mr. 18 1973, and recorded Jume 25, 1973, in Columbia County Bood De A Volume 362 at Page 4517 containing 0.473 acres and designates as (ab Ma. 158 on Plan No. 2428.

TRUMP FOR MG

ALL THAT CARRATH lot or parcel of ground Situate in Locust Township. Columbia County, Pennsylvania, conveyed by High Sky, Inc., to Joseph W. Grenda and Mario A. Grenda, his wife, by deed dated September 28, 1973, and recorded November 2, 1973, in Columbia County Deed Book Volume 264 at Page 828; containing 0.483 zeros and designated as Lot No. 49 on Plan No. 9498.

EXCEPTION 67

ALA THAT CERTAIN lot or parcel of ground Situate in Cleveland Township, Columbia County, Pennsylvania, conveyed by High Sky, Inc., to Joseph A. Fitzgerald and N. Jean Fitzgerald, his wife, by deed dated November 2, 1973, and recorded November 28, 1973, in Columbia County Deed Book Volume 265 at Page 63; containing 0.510 acres and designated as Lot No. 550 on Plan No. 9498-2.

ENCEPTS ON #8

ALL THAT CERTAIN lot or parcel of ground Situate partly in Locust Township and partly in Conyngham Township, Columbia County, Pennsylvenia, conveyed by High Sky. Inc., to Joseph W. Fraim by deed dated Pecchber 3, 1973, and recorded December 18, 1973, in Columbia County Deed Book Volume 253 at Page 371; containing 0.973 acres and designated as Lot Fo. 153 on Plan Mo. 9493.

Taken into execution, etc., at the suit of Lincoln Bank vs High Sky, Inc., and to be sold as the property of High Sky, Inc.

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

John M. Kuchka, Attorney

VICTOR B. VANDLING, SHERIFF

Morning Press, Berwick Enterprise: Legal Advertisement, Wednesdays, August 16, 23, 30.

Henrie Printing Co.: Print Sale Bills

Tax Collectors, Cleveland Township, Conyngham Township, and Locust Township.

Plaintiff,

: IN THE COURT OF COMMON PLEAS : OF THE 26TH JUDICIAL DISTRICT

÷

vs.

COLUMBIA COUNTY BRANCH

CIVIL ACTION - LAW

HIGH SKY, INC.,

Defendant.

NO. 247 MAY TERM, 1974

: IN ASSUMPSIT

NOTICE OF SALE OF REAL PROPERTY

TO: HIGH SKY, INC., Defendant in the above captioned action and owner or reputed owner of the real property more fully described below.

The aforesaid sale of real property to be held at the Sheriff's Office, Court House, Bloomsburg, Columbia County, Pennsylvania.

To all parties in interest and claimants, TAKE NOTICE that a Schedule of Distribution of the proceeds from the aforesaid sale of real property will be filed by the Sheriff of Columbia County no later than thirty (30) days after the sale, and that

distribution will be made in accordance with the schedule unless exceptions are filed thereto within ten (10) days thereafter.

KUCHKA & IREY

Attorneys for Plaintiff

132 East Front Street

Berwick, PA, 18603

John M. Kuchka, Esquire

Plaintiff,

: IN THE COURT OF COMMON PLEAS

OF THE 26TH JUDICIAL DISTRICT

COLUMBIA COUNTY BRANCH

VS.

: CIVIL ACTION - LAW

: NO. 247 MAY TERM, 1974 - J.D.

HIGH SKY, INC.,

: NO. 2 OF 1977

- E.D.

Defendant.

: IN ASSUMPSIT

PRINCIPAL, INTEREST AND ATTORNEY'S COMMISSION FOR WRIT OF EXECUTION REISSUED ON JUNE 23, 1978

Amount Due

\$329,240.45

Interest as of July 19, 1978 (Interest - \$108.24 per day)

73,237.71

Attorney's Commission - 15%

60,371.72

TOTAL

\$462,849.88 Plus Costs

KUCHKA A IREY

Plaintiff,

: IN THE COURT OF COMMON PLEAS
: OF THE 26TH JUDICIAL DISTRICT

:

vs.

: COLUMBIA COUNTY BRANCH

CIVIL ACTION - LAW

HIGH SKY, INC.,

Defendant.

:

NO. 247 MAY TERM, 1974

: IN ASSUMPSIT

AFFIDAVIT REQUIRED BY PA. R.C.P. 3129 (a)

JOHN M. KUCHKA, Esquire, being duly sworn according to law, doth depose and say that he is the attorney for the Plaintiff Lincoln Bank; that to the best of his knowledge, information and belief the name and last known address of the Defendant in the above captioned matter against whom a judgment was entered on May 30, 1974, is:

High Sky, Inc. R. D. #3 Catawissa, PA 17820

and that the name and last known address of the owner or reputed owner of the real property to be sold in satisfaction of the above mentioned judgment is:

High Sky, Inc. R. D. #3 Catawissa, PA 17820

KUCHKA & IREY

Attorneys for Plaintiff

BV ·

♂ohn M. Kúchka, Esquire

repl

Sworn to and subscribed before me this 27th day of June, 1978.

NOTARY PUBLIC

ETA LA

My commission expires 1/18/82 Berwick, Columbia County, PA

Plaintiff,

: IN THE COURT OF COMMON PLEAS
: OF THE 26TH JUDICIAL DISTRICT

•

vs.

: COLUMBIA COUNTY BRANCH

: CIVIL ACTION - LAW

HIGH SKY, INC.,

Defendant.

: NO. 247 MAY TERM, 1974

IN ASSUMPSIT

NOTICE OF SALE OF REAL PROPERTY

TO: HIGH SKY, INC., Defendant in the above captioned action and owner or reputed owner of the real property more fully described below.

TAKE NOTICE that on the day of,
1978, at o'clockM., all that certain piece or
parcel of real estate owned or reputedly owned by High Sky, Inc.
situate partly in Cleveland Township, Conyngham Township and
Locust Township, Columbia County, Pennsylvania, more particularly
described in "Exhibit A" attached hereto and made a part hereof,
will be sold by the Sheriff of Columbia County pursuant to the
Writ of Execution issued to No of 1978 at the suit of
Lincoln Bank filed to No. 247 May Term, 1974, in which action
judgment was entered against the Defendant, High Sky, Inc., on
May 30, 1974.

The aforesaid sale of real property to be held at the Sheriff's Office, Court House, Bloomsburg, Columbia County, Pennsylvania.

To all parties in interest and claimants, TAKE NOTICE that a Schedule of Distribution of the proceeds from the aforesaid sale of real property will be filed by the Sheriff of Columbia County no later than thirty (30) days after the sale, and that