WAIVER OF WATCHMAN/WAIVER OF INSURANCE - Any Deputy Sheriff levying upon or attaching any property under which Writ may leave same without a watchman, in custody of whoever is found in possession, after notifying such person of such levy or attachment, without liability on the part of such Deputy or Sheriff to any Plaintiff herein for any loss, destruction or removal of any such property before Sheriff's Sale thereof; and the Sheriff is hereby released from all liability to protect the property described in the above execution by insurance, which insurance is hereby waived.

JACK M. SEITZ, ESQUIRE Attorney No. 37026 1620 Pond Road, Suite 200 Allentown, PA 18104 (610) 395-1010

Attorney for Plaintiff

LAW OFFICES

BLANK, ROME, COMISKY & McCAULEY

SUITE 200 1620 POND ROAD ALLENTOWN, PENNSYLVANIA 18104 WE DO HEREBY CERTIFY THAT THE WITHIN IS A TRUE AND CORRECT COPY OF THE ORIGINAL FILED IN THIS ACTION.

BY.

ATTORNEY

IN THE COURT OF COMMON PLEAS OF COLUMBIA COUNTY, PENNSYLVANIA

MIDSTATES RESOURCES CORP.,

Plaintiff

V.

Case No. 97-CV-121

DANIEL A. ZOLA, DONNA R. ZOLA

AND LAFAYETTE REALTY &

CONSTRUCTION CO.,

Defendants

TO: Daniel A. Zola 845 North Laurel Street, Apt. A Hazleton, PA 18201

NOTICE OF SHERIFF'S SALE OF REAL PROPERTY

Your real estate known as 327 New Berwick Highway (Routes 11 and 487) Bloomsburg, Columbia County, Pennsylvania (Tax Parcel No. 05E-03-307), is scheduled to be sold at Sheriff's Sale on June 12,1997, at 1000 a.m., at the Sheriff's Office of Columbia County, Columbia County Courthouse, Bloomsburg, Columbia County, Pennsylvania, to enforce the court judgment of \$484,433.50 plus costs and interest obtained by Plaintiff against you.

NOTICE OF OWNER'S RIGHTS

YOU MAY BE ABLE TO PREVENT THIS SHERIFF'S SALE

To prevent this Sheriff's Sale you must take immediate action:

- 1. The sale will be canceled if you pay back to MIDSTATES RESOURCES CORP. the amount of the judgment plus costs OR the back payments, late charges, costs and reasonable attorney fees due. To find out how much you must pay, call: DOUGLAS BARTZATT at (800) 279-8295.
- 2. You may be able to stop the sale by filing a petition asking the Court to strike or open the judgment, if the judgment was improperly entered. You may also ask the Court to postpone the sale for good cause.



SHERIFF OF COLUMBIA COUNTY COURT HOUSE - P. O. BOX 500

гиона 1717) МАМКОВК 389-5622

2016000 20070 (742) 784-6300

389-5622	DECOMISBORG, PA 17815	(717) 704-6
Date: April 24, 1997		
To:Small Business Adminis	etration	
_ c/o William McMullen		
<u> — Philadelphia District (</u>	<u>Offic</u> e	
475 Allendale Road		
King of Prussia, PA 19	1406	
Re: Midstate Resources Corp.	ys Daniel A. Zola and Donna R. Zola ————————————————————————————————————	: and Co.
No: 28 of 1997 ED	D Mo: 121 of 1997	JU
Dear Sir:	•	

Enclosed is a notice of an upcoming Sheriff's Sale. If you have any claims against this property, notify this office IMMEDIATELY.

Please feel free to contact me with any questions you may have.

Respectfully.

Harry A. Roadarmel, Jr. Sheriff of Columbia County



SHERIFF OF COLUMBIA COUNTY COURT HOUSE - P.O. BOX 380 BLOOMSBURG, PA 17815

PHONE

(717) 784-1991

24 HOUR PHONE (717) 784-6300 FAX (717) 784-0257

Midstates Resource	IN THE COURT OF COMMON PLEAS OF COLUMBIA COUNTY				
	PLAINTIFF	İ		10111011100011	• •
vs.		No.	121	CD	Term, 1997
Donna R. Zola		WRIT	of Executi	on No. 23 E.D	.1997
	DEFENDANT				
NOW, April 16				A. Roadarmel	
High Sheriff of Columbia County, P					ounty
County, Pennsylvania, to execute th	is Writ. This deputation				the Plaintiff
Defendants alleged address is CK, N., 09807 Z 40.	845 North Laurel	Street,	Apt. A. Ha		13201
	AFFIDAVIT	OF SERVI	CE		
NOW,	19 at			o'clock	M, served the
within	-·· ·· ·· ·· ·· ·· ·· ·· ·· ·· ·· ·· ··	upon			
at					by handing to
			-·	a true and att	ested copy of the
	and made know	n to .	<u></u>	the	contents thereof
Sworn and Subscribed before me		So Answ	ers,		
this					
day of	19			Sheriff	
Notary Public		BY:		Deputy Sheriff	······
		19,	, See ret	urn endorsed he	roon by Sheriff of
· · · · · · · · · · · · · · · · · · ·		County,		and made a part	-
			inswers,	·	
				Sheriff	

Deputy Sheriff



SHERIFF OF COLUMBIA COUNTY COURT HOUSE - P.O. BOX 380 BLOOMSBURG, PA 17815

PHONE

(717) 784-1991

24 HOUR PHONE (717) 784-6300 FAX (717) 784-0257

Midstates Resources Corp.,			IN THE COURT OF COMMON PLEAS OF COLUMBIA COUNTY			
	PLAINTIFF					
vs.	!	No.	121	CD	Term, 19 97	
Daniel A. Zola	į	WRIT	of Executi	on No. 28 E.D	.1997	
	DEFENDANT	ISSUE	D April 10	, 1997		
NOW. April 16	. 19	97	Harry	A. Roadarmel	Jr.	
High Sheriff of Columbia County, Pennsyl	vania, do hereby	/ deputize	the Sheriff o	of Luzerne C	ounty	
County, Pennsylvania, to execute this Writ Defendants alleged address is845 No.	t. This deputation orth Laurel S	treet,	Apt. A., H		18201	
	AFFIDAVIT O	FSERVIC)E '		· 	
NOW, 1!	9 . at			oʻclock	M, served the	
within		upon				
at		-			by handing to	
				a true and at	tested copy of the	
original a	ind made known	to		the	contents thereof.	
Sworn and Subscribed before me		So Answe	ers,			
this						
day of	19			Sheriff		
Notary Public		BY:		Deputy Sheriff		
		19	, See ret	turn endorsed he	reon by Sheriff of	
		County, Pennsylvania, and made a part of this return				
		So Ai	nswers,			

Deputy Sheriff



SHERIFF OF COLUMBIA COUNTY COURT HOUSE - P.O. BOX 380 BLOOMSBURG, PA 17815

PHONE

(717) 784-1991

24 HOUR PHONE (717) 784-6300 FAX (717) 784-0257

Midstates Resources Corp.,	IN THE COURT OF COMMON PLEAS OF COLUMBIA COUNTY		
PLAINTIFF Lafayette Realty & Construction Co. c/o Daniel A. Zola DEFENDANT	• • • • • • • • • • • • • • • • • • • •		
	97 Harry A. Roadarmel Jr. y deputize the Sheriff ofLuzerne County		
County, Pennsylvania, to execute this Writ. This deputation Defendants alleged address is 845 North Laure 1 S	Shariff, Columbia County, Pennsylvania		
AFFIDAVIT (
NOW,	o'clock M, served the upon		
at	by handing to		
original and made known	a true and attested copy of the to the contents thereof.		
Sworn and Subscribed before me	So Answers,		
day of	Sheriff		
Notary Public	BY:		
	19,, See return endorsed hereon by Sheriff of County, Pennsylvania, and made a part of this return So Answers,		

Deputy Sheriff



SHERIFF OF COLUMNIA COUNTY COURT HOUSE - P. O. BOX 300 BLOOMSBURG, PA 17015

MONE STANSFERENCE

389-5622

2010/00/20014 (242) 204-6300

Date: April 16, 1007	
To: Cd. Co. TAX Claim	
Re: <u>Mid-Glates Resources Comp.</u> No:	VS. Fariel A & Donna R. ZOLA and Talayette Featby & Construction Co. No: 121 OF 1927 JD
Dear Sir:	
Enclosed is a notice of an upco	ming Sheriff's Sale. If you have any
claims against this property, notify	this office IMMEDIATELY.
	with any questions you may have.
	Respectfully.
	Harry A. Roadarmel, Jr. Sheriff of Columbia County

* 5



SHERIFF OF COLUMBIA COUNTY COURT HOUSE - P. O. BOX 300

74 HOUR PHORE BLOOMSHURG, PA 17815 (712) 704-6300

To: Sawar Authority	
Re: Mid-States Resources Corp. No: 29 of 1997 ED	VS. Daniel A & Donna R. 20LA and Tajayette Realty & Construction-Co. No: 127 of 1997 JU

Dear Sir:

PHILIPPE

17 171 2014XISHLIC

389-5622

Enclosed is a notice of an upcoming Sheriff's Sale. If you have any claims against this property, notify this office IMMEDIATELY.

Please feel free to contact me with any questions you may have.

Respectfully.

Harry A \ Roadgrmel, Sheriff of Columbia County



SHERIFF OF COLUMBIA COUNTY COURT HOUSE - P. Q. BOX 380 8LOGALSBURG, PA 17815

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389-5622

24 (16) (8) 240 (6) (17) (7) (4) (4) (4) (4)

Date: April 16, 1997	
To: MARY WARD	
	· -
	_
Re: Mid-States Resources Corp. No: 28 of 1997 [D]	VS. Daniel A & Donna R. ZOLA and
Dear Sir:	No: <u>127</u> of <u>1997</u> JU
Enclosed is a notice of an analysis	

Enclosed is a notice of an upcoming Sheriff's Sale. If you have any claims against this property, notify this office IMMEDIATELY.

Please feel free to contact me with any questions you may have.

Respectfully.

Harry A. Roadarmel, Jr. V Sheriff of Columbia County

¥ 5°



SHERIFF OF COLUMBIA COUNTY COURT HOUSE - 15. O. HOX 300 BLOOMSHURG, PA 17845

рионе 13.12.1301030101010 389-5622

24 HORREPHORE (717) 704-6300

-		17 (7) 7
Date	e: April 16, 1997	
Te	Small Business Administration 20 N. Penna. Avenue Room 2327 Wilkes-Barre, PA 18701	
Re: No:	Wid-States Resources Corp VS. Daniel A & Donna R. 701A and Lafayette Realty & Construction 28 of 1992 ID No: 121 of 1997	τ-Co. Ν
Dear	Sir:	
	Enclosed is a notice of an upcoming Sheriff's Sale, If you have a	лу

claims against this property, notify this office IMMEDIATELY.

Please feel free to contact me with any questions you may have.

Respectfully.

Harry A Roadarmel, Jr. Sheriff of Columbia County



SHERIFF OF COLUMBIA COUNTY COURT HOUSE - P. Q. BOX 300

BLOOMSHURG, PA 17815

SETTOME PRIORA 07471-784-630ig

Date:	April 16, 1997
To:	

Office of F.A.I.R Dept. of Public Welfare P.O. BOX 8016 Harrisburg, PA 17105

Re: Mid-States Resources Corp VS	. Daniel A & Donna R. ZOLA and
No:	No: 127 of 1997 JU

Dear Sir:

MORE

(2.12) 30MMMMMC

389~5622

Enclosed is a notice of an upcoming Sheriff's Sale. If you have any claims against this property, notify this office IMMEDIATELY.

Please feel free to contact me with any questions you may have.

Respectfully,

Harry A) Roadarmel, Jr. / Sheriff of Columbia County



SHERIFF OF COLUMBIA COUNTY COURT HOUSE - P. Q. BOX 200 BLOOMBRURG, PA 17015

29 HOUR PHOTO: (7.47) 704-6300

7171 Wi 385	аймик 7–5622			
Date:	April.	<i>16</i> ,	<u> 1997</u>	

To:

риони

Atty. Stephen Brandwene Deputy Atty. General Collection Unit-4th & Walnut St. Harrisburg, PA 17120

Re: Mid-States Resources Corp. V	IS. Daniel A & Donna R. ZOLA and
No:	Lafayette Realty & Construction Co
7,397 1.0	No: <u>727</u> of <u>1997</u> JU

Dear Sir:

Enclosed is a notice of an upcoming Sheriff's Sale. If you have any claims against this property, notify this office IMMEDIATELY.

Please feel free to contact me with any questions you may have.

Respectfully,

Harry A. Roadarmel, Jr. V Sheriff of Columbia County



SHERIFF OF COLUMBIA COUNTY

DIONE

717) MARIAGE 389-5622	ULOOMERORG, PA 17015	24 (104)(1 (2) (07) (7 17) 704 (6)(0)
Date: <u>April 16, 1997</u>		
COMMONWEALTH DEPARTMENT OF F BUREAU OF COMPI CLEARANCE SUPPO DEPARTMENT 2809 HARRISBURG PA 1	ORT SECTION	
Re: <u>Mid-States Resources</u> No: <u>28</u> of <u>739</u>	<u> Latauelte Peatts: A. C.</u>	Onstruction- Co
Dear Sir:		
Enclosed is a notice	of an upcoming Sheriff's Sale, If	You have any
claims against this proper	rty, notify this office IMMEDIATELY.	
	contact me with any questions you m	
	Respectfu	illy,
		10

Harry A. Roadarmel, Jr. V Sheriff of Columbia County

LAW OFFICES

BLANK, ROME, COMISKY & McCAULLY

SUFFE 200

1620 POND ROAD ALLENTOWN, PENNSYLVANIA 18104 WE DO HEREBY CERTIFY THAT THE WITHIN IS A TRUE AND CORRECT COPY OF THE ORIGINAL FILED IN THIS ACTION. UMS BY.... ATTORNEY

IN THE COURT OF COMMON PLEAS OF COLUMBIA COUNTY, PENNSYLVANIA

MIDSTATES	RESOURCES CORP.,)
	Plaintiff	28 E.D. 1997
	v.) Case No. 97-CV-121
	ZOLA, DONNA R. ZOLA ETTE REALTY & ION CO.,)))
	Defendants	,

TO: Daniel A. Zola 845 North Laurel Street, Apt. A Hazleton, PA 18201

NOTICE OF SHERIFF'S SALE OF REAL PROPERTY

Your real estate known as 327 New Berwick Highway (Routes 11 and 487) Bloomsburg, Columbia County, Pennsylvania (Tax Parcel No. 05E-03-307), is scheduled to be sold at Sheriff's Sale on June 17, 1997, at 10:00 a.m., at the Sheriff's Office of Columbia County, Columbia County Courthouse, Bloomsburg, Columbia County, Pennsylvania, to enforce the court judgment of \$484,433.50 plus costs and interest obtained by Plaintiff against you.

NOTICE OF OWNER'S RIGHTS

YOU MAY BE ABLE TO PREVENT THIS SHERIFF'S SALE

To prevent this Sheriff's Sale you must take immediate action:

- The sale will be canceled if you pay back to MIDSTATES RESOURCES CORP. the amount of the judgment plus costs OR the back payments, late charges, costs and reasonable attorney fees due. To find out how much you must pay, call: DOUGLAS BARTZATT at (800) 279-8295.
- You may be able to stop the sale by filing a petition asking the Court to strike or open the judgment, if the judgment was improperly entered. You may also ask the Court to postpone the sale for good cause.

MIDSTATES	RESOURCES CORP.,)
	Plaintiff	28 ED 1997
	v.) Case No. 97-CV-121
	ZOLA, DONNA R. ZOLA ETTE REALTY & ION CO.,)))
	Defendants))

TO: Daniel A. Zola 845 North Laurel Street, Apt. A Hazleton, PA 18201

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- 2. You may be able to stop the sale by filing a petition asking the Court to strike or open the judgment, if the judgment was improperly entered. You may also ask the Court to postpone the sale for good cause.

7. You may also have other rights and defenses or ways of getting your property back, if you act immediately after the sale.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE LISTED BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

PENNSYLVANIA LAWYER REFERRAL SERVICE PENNSYLVANIA BAR ASSOCIATION P.O. BOX 186 HARRISBURG, PA 17108 (800) 692-7375

MIDSTATES RESOURCES CORP.,)
Plaintiff	28-ED-1997
v.) Case No. 97-CV-121
DANIEL A. ZOLA, DONNA R. ZOLA AND LAFAYETTE REALTY & CONSTRUCTION CO.,)))
Defendants)

WRIT OF EXECUTION

COMMONWEALTH OF PENNSYLVANIA COUNTY OF COLUMBIA

TO THE SHERIFF OF COLUMBIA COUNTY, PENNSYLVANIA:

To satisfy the judgment, interest and costs in the above matter you are directed to levy upon and sell the following described property:

327 New Berwick Highway (Routes 11 and 487) Bloomsburg, Pennsylvania 17815

ALSO KNOWN AS COLUMBIA COUNTY TAX MAP NUMBER: 05E-03-307, and more fully described in the attached legal description.

Amount due as of 01/16/97 \$484,433.50 Interest from 01/17/97 up \$ 7,976.40 through and including 03/26/97 @ \$115.60 per day Costs

to be added

TOTAL:

\$492,409.90

Complaint # 55.00 pd

Judgment # 950 pd

Writ # 15.00 pd

4 500

Attorney for Plaintiff

Plus additional costs and interest to be added from 03/27/97 @ \$115.60 per diem.

DATED: April <u>\$\mathcal{S}\$</u>, 1997 PROTH. & CLK. OF SEV. COURTS MY COMM. EX. 1st MON. JAN. 2000 JACK M. SEITZ, ESQUIRE Attorney No. 37026 1620 Pond Road, Suite 200 Allentown, PA 18104 (610) 395-1010

BY:____

Clerk

LEGAL DESCRIPTION

ALL THAT CERTAIN piece, parcel and tract of land situate in the Town of Bloomsburg, County of Columbia, Commonwealth of Pennsylvania, bounded and described as follows:

BEGINNING at a railroad spike found on the northerly rightof-way line of U.S. Route 11, said railroad spike being on the westerly right-of-way line of a private access easement; thence along the northerly right-of-way line of U.S. Route 11 in a westerly direction on a curve to the right having a Delta Angle of 1 degree 33 minutes 00 seconds, a Radius of 5,729.65 feet and a Tangent of 77.50 feet for an Arc Length of 155.00 feet (Chord = South 70 degrees 56 minutes 02 seconds West, 155.00 feet) to a railroad spike found, a Point of Compound Curve; thence along same on a curve to the right having a Delta Angle of 36 degrees 03 minutes 50 seconds, a Radius of 124.70 feet and a Tangent of 40.59 feet for an Arc Length of 78.49 feet (Chord = South 89 degrees 44 minutes 27 seconds West, 77.20 feet) to a Point of Compound Curve; thence along same on a curve to the right having a Delta Angle of 08 degrees 30 minutes 34 seconds, a Radius of 217.55 feet and a Tangent of 16.18 feet for an Arc Length of 32.31 feet (Chord = North 67 degrees 58 minutes 23 seconds West, 32.28 feet) to a railroad spike found, a Point of Compound Curve; thence along same on a curve to the right having a Delta Angle of 20 degrees 17 minutes 04 seconds, a Radius of 79.87 feet and a Tangent of 14.29 feet for an Arc Length of 28.28 feet (Chord = North 53 degrees 34 minutes 32 seconds West, 28.13 feet) to a railroad spike found at the southwest corner of lands now or formerly of Otama Realty Company; thence along the southerly line of lands now or formerly of said Company, North 42 degrees 12 minutes 00 seconds East, 198.10 feet to a railroad spike found on the westerly right-of-way line of Chestnut Street; thence along the westerly right-of-way line of Chestnut Street, South 46 degrees 33 minutes 00 seconds East, 28.00 feet to a railroad spike found on the southerly right-of-way line of Pearl Street; thence along the southerly right-of-way line of Pearl Street, North 64 degrees 32 minutes 00 seconds East, 69.00 feet to a railroad spike found on the westerly right-of-way line of the aforesaid private access easement; thence along the westerly right-of-way line of said private access easement and being lands now or formerly of Milco Industries, Inc., South 24 degrees 07 minutes 00 seconds West, 148.30 feet to the place of BEGINNING.

CONTAINING 30,838 square feet of land in all. Being more fully shown on a draft prepared by Bafile, James and Associates dated March 30, 1989. (File No. 1-1397) Survey made and description written by Bafile, James and Associates.

BEING KNOWN AS 327 New Berwick Highway (Routes 11 and 487), Bloomsburg, Pennsylvania 17815.

ALSO KNOWN AS Columbia County Tax Parcel No.: Map 05E Block 03 Lot 307.

BEING THE SAME PREMISES which Guaranty Bank, N.A., a banking corporation, by Deed dated September 20, 1993, and recorded in the Office of the Recorder of Deeds in and for the County of Columbia, Pennsylvania, on September 24, 1993, in Deed Book Volume 547, Page 835, granted and conveyed unto Daniel A. Zola and Donna R. Zola, husband and wife.

MIDSTATES	RESOURCES CORP.,)
	Plaintiff	28 E.D. 1997
	v.) Case No. 97-CV-121
	ZOLA, DONNA R. ZOLA ETTE REALTY & ION CO.,) } }
	Defendants	,

TO: Donna R. Zola 845 North Laurel Street, Apt. A Hazleton, PA 18201

NOTICE OF SHERIFF'S SALE OF REAL PROPERTY

Your real estate known as 327 New Berwick Highway (Routes 11 and 487) Bloomsburg, Columbia County, Pennsylvania (Tax Parcel No. 05E-03-307), is scheduled to be sold at Sheriff's Sale on June 12, 199, at 1000 a.m., at the Sheriff's Office of Columbia County, Columbia County Courthouse, Bloomsburg, Columbia County, Pennsylvania, to enforce the court judgment of \$484,433.50 plus costs and interest obtained by Plaintiff against you.

NOTICE OF OWNER'S RIGHTS

YOU MAY BE ABLE TO PREVENT THIS SHERIFF'S SALE

To prevent this Sheriff's Sale you must take immediate action:

- 1. The sale will be canceled if you pay back to MIDSTATES RESOURCES CORP. the amount of the judgment plus costs **OR** the back payments, late charges, costs and reasonable attorney fees due. To find out how much you must pay, call: DOUGLAS BARTZATT at (800) 279-8295.
- 2. You may be able to stop the sale by filing a petition asking the Court to strike or open the judgment, if the judgment was improperly entered. You may also ask the Court to postpone the sale for good cause.

7. You may also have other rights and defenses or ways of getting your property back, if you act immediately after the sale.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE LISTED BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

PENNSYLVANIA LAWYER REFERRAL SERVICE PENNSYLVANIA BAR ASSOCIATION P.O. BOX 186 HARRISBURG, PA 17108 (800) 692-7375

MIDSTATES	RESOURCES CORP.,)	
	Plaintiff	Z8 E.D. 1997	7
	v.) Case No. 97-CV-1	.21
	ZOLA, DONNA R. ZOLA ETTE REALTY & ION CO.,)))	
	Defendants)	

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 debtor's exemption of \$300.00. 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 other 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 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 OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

PENNSYLVANIA LAWYER REFERRAL SERVICE PENNSYLVANIA BAR ASSOCIATION P.O. BOX 186 HARRISBURG, PA 17108 (800) 692-7375

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

MIDSTATES RESOURCES CORP.,)
Plaintiff	28 E.D. 1997
v.) Case No. 97-CV-121
DANIEL A. ZOLA, DONNA R. ZOLA AND LAFAYETTE REALTY & CONSTRUCTION CO.,)))
Defendants))

AFFIDAVIT PURSUANT TO RULE 3129.1

Midstates Resources Corp., Plaintiff herein, sets forth, as of the date the Praecipe for Writ of Execution was filed, the following information concerning a parcel of real property known as 327 New Berwick Highway (Routes 11 and 487), Bloomsburg, Columbia County, Pennsylvania (Tax Parcel No. 05E-03-307):

- 1. Owners: The name(s) and address(es) of the owner(s) or reputed owner(s) are as follows: Daniel A. Zola, P.O. Box 164, Hazleton, Pennsylvania 18201; and Donna R. Zola, P.O. Box 164, Hazleton, Pennsylvania 18201. Upon information and belief, the Zolas' residence address is 845 North Laurel Street, Apt. A, Hazleton, Pennsylvania 18201.
- 2. <u>Defendants</u>: The name(s) and address(es) of the Defendant(s) in the judgment are as follows: Daniel A. Zola, P.O. Box 164, Hazleton, Pennsylvania 18201; Donna R. Zola, P.O. Box 164, Hazleton, Pennsylvania 18201; and Lafayette Realty & Construction Co., P.O. Box 164, Hazleton, Pennsylvania 18201.

Upon information and belief, the Zolas' residence address is 845 North Laurel Street, Apt. A, Hazleton, Pennsylvania 18201.

- 3. <u>Judgment Creditors</u>: The name and address of every judgment creditor whose judgment is a record lien on the property to be sold is as follows:
 - (a) Plaintiff, Midstates Resources Corp., with a principal place of business located at 14803 Frontier Road, Omaha, Nebraska 68138, has a judgment lien on the real property to be sold. Said judgment was recorded in the office of the Prothonotary of Columbia County, Pennsylvania, on January 21, 1997, in the amount of \$484,433.50 to the term number listed above. The lien of this judgment relates back to the mortgage as described in Section 4(a) below.
- 4. Mortgage Holders: The name and address of the last recorded holder of every mortgage of record is as follows:
 - (a) Plaintiff, Midstates Resources Corp., with a principal place of business located at 14803 Frontier Road, Omaha, Nebraska 68138, is the assignee of a mortgage of record. Said mortgage was originally conveyed to The Hazleton National Bank of Hazleton, Pennsylvania, and recorded on September 24, 1993, in Mortgage Book Volume 547, Page 840. The mortgage originally conveyed to The Hazleton National Bank has been assigned to Midstates Resources Corp..
 - (b) The Small Business Administration has a mortgage of record. The service address for the Small Business Administration is c/o William McMullen, Philadelphia District Office, 475 Allendale, King of Prussia, Pennsylvania 19406. Said mortgage was originally conveyed to SEDA-COG Local Development Corporation of Lewisburg, Pennsylvania, and recorded on March 31, 1994, in Mortgage Book Volume 564, Page 780. The mortgage was assigned to the Small Business Administration by way of an Assignment of Mortgage filed with the Recorder of Deeds Office of Columbia County, Pennsylvania, on April 8, 1994, in Miscellaneous Record Book Volume 565, Page 337.
 - 5. Other Liens: The names and addresses of all other

JMS:mtgforel\midzola.set-04\07\97

persons who have record liens on the property are as follows:

6. Other Record Interests: The name and address of every other person who has any record interest in the property and whose interest may be affected by the sale is as follows:

None.

7. Others Persons With Interests: The name and address of every other person of whom Plaintiff has knowledge who has any interest in the property which may be affected by the sale:

Plaintiff knows of no other persons who have any interest in the property and who may be affected by this sale.

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

Respectfully submitted,

(610) 395-1010

Date: April 🖔 , 1997

JACK M. SEITZ, ESQUIRE
Attorney No. 37026
1620 Pond Road, Suite 200
Allentown, PA 18104

Attorney for Plaintiff

Thomas Feissner, Esquire Laputka & Pedri 21 East Broad Street Hazleton, PA 18201

Small Business Administration c/o William McMullen Philadelphia District Office 475 Allendale King of Prussia, PA 19406

- True and correct copies of the Notices and associated certificates of mailing are attached hereto as Exhibit A.
- 4. Attached hereto as Exhibit B is a true and correct copy of the legal description of the mortgaged property to be sold, as enclosed with each mailing attached hereto as Exhibit A.

JACK MARITZ, ESQUIRE

Attorney No. 37026

1620 Pond Road, Suite 200

Allentown, PA 18104

(610) 395-1010

Attorney for Plaintiff

Sworn to and subscribed to before me this

<u> മുറ്റ്</u>day of _

. 1997.

Notary Public

NOTARIAL SEAL TIFFANY K. NOBLE. NOTARY PUBLIC ALLENTOWN, LEHIGH COUNTY, PA. NY COMMISSION EXPIRES AUGUST 18, 1997 follows:

IN THE COURT OF COMMON PLEAS OF COLUMBIA COUNTY, PENNSYLVANIA

MIDSTATES RESOURCES CORP.,)	<u> </u>	
Plaintiff)	(C)(D)(D)	
V.) Case No. 97-CV-121		>
DANIEL A. ZOLA, DONNA R. ZOLA)	-	
AND LAFAYETTE REALTY &)		
CONSTRUCTION CO.,	j		
,	í		c>
Defendants	í	E	7
» or	,	27	
<u>AFFIDA</u>	VIT OF SERVICE		19.0년 19.1년년 19.1년년
Jack M. Seitz, Esquire, being duly s	worn according to law, deposes	and swears as	

- 1. I am the attorney of record for Plaintiff, Midstates Resources Corp..
- 2. On May 9, 1997, I caused Notices of Sheriff's Sale to be sent to the following creditors and other interested parties by United States first-class mail, postage prepaid:

Daniel A. Zola 845 North Laurel Street, Apt. A Hazleton, PA 18201

Donna R. Zola 845 North Laurel Street, Apt. A Hazleton, PA 18201

Lafayette Realty & Construction Co. P.O. Box 164 Hazleton, PA 18201

Lafayette Realty & Construction Co. c/o Daniel A. Zola 845 North Laurel Street, Apt. A Hazleton, PA 18201

MIDSTATES	RESOURCES CORP.,)		
	Plaintiff)		
	v.	,	Case No.	97-CV-121
	ZOLA, DONNA R. ZOLA ETTE REALTY & ION CO.,) } }		
	Defendants)		

NOTICE OF SHERIFF'S SALE OF REAL ESTATE

TO: Daniel A. Zola 845 North Laurel Street, Apt. A Hazleton, PA 18201

Notice is hereby given that, by virtue of the above-captioned Writ of Execution issued under the above-captioned judgment directed to the Sheriff of Columbia County, there will be exposed to Public Sale, by venue or outcry to the highest and best bidders in the Sheriff's Office at the Columbia County Courthouse, Bloomsburg, Columbia County, Pennsylvania, on June 12, 1997, at 10:00 a.m., a Sheriff's Sale of Defendants' real estate known as 327 New Berwick Highway (Routes 11 and 487), Bloomsburg, Columbia County, Pennsylvania (Tax Parcel No. 05E-03-307). The property's improvements consist of a one-story stucco frame structure containing a gross building area of 3,400 square feet and a paved parking lot.

This sale is to be held in connection with a judgment in Plaintiff's favor against Defendants in the above matter. Daniel A. Zola and Donna R. Zola were the owners of the property to be sold when the Writ of Execution was issued.

All parties in interest and claimants are hereby notified that a schedule of distribution will be filed by the Sheriff on a date specified by the Sheriff no later than thirty (30) days after sale and that distribution will be made in accordance with the schedule unless exceptions are filed thereto within ten (10) days.

MIDSTATES	RESOURCES CORP.,)		
	Plaintiff)		
	v.)	Case No.	97-CV-121
	ZOLA, DONNA R. ZOLA ETTE REALTY & ION CO.,)		
	Defendants)		

NOTICE OF SHERIFF'S SALE OF REAL ESTATE

TO: Donna R. Zola 845 North Laurel Street, Apt. A Hazleton, PA 18201

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MIDSTATES	RESOURCES CORP.,)		
	Plaintiff)		
	v.)	Case No.	97-CV-121
	ZOLA, DONNA R. ZOLA ETTE REALTY & ION CO.,)		
	Defendants)		

NOTICE OF SHERIFF'S SALE OF REAL ESTATE

TO: Lafayette Realty & Construction Co. P.O. Box 164
Hazleton, PA 18201

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MIDSTATES	RESOURCES CORP.,)		
	Plaintiff	į		
	v.)	Case No.	97-CV-121
	ZOLA, DONNA R. ZOLA ETTE REALTY & ION CO.,)		
	Defendants	Ď		

NOTICE OF SHERIFF'S SALE OF REAL ESTATE

TO: Lafayette Realty & Construction Co. c/o Daniel A. Zola 845 North Laurel Street, Apt. A Hazleton, PA 18201

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MIDSTATES	RESOURCES COR	P.,)			
	Plaintif	f)			
	v.)	Case	No.	97-CV-121
	ZOLA, DONNA R ETTE REALTY & ION CO.,	. ZOLA)			
	Defendar	its)			

NOTICE OF SHERIFF'S SALE OF REAL ESTATE

TO: Thomas Feissner, Esquire Laputka & Pedri 21 E. Broad Street Hazleton, PA 18201

Notice is hereby given that, by virtue of the above-captioned Writ of Execution issued under the above-captioned judgment directed to the Sheriff of Columbia County, there will be exposed to Public Sale, by venue or outcry to the highest and best bidders in the Sheriff's Office at the Columbia County Courthouse, Bloomsburg, Columbia County, Pennsylvania, on June 12, 1997, at 10:00 a.m., a Sheriff's Sale of Defendants' real estate known as 327 New Berwick Highway (Routes 11 and 487), Bloomsburg, Columbia County, Pennsylvania (Tax Parcel No. 05E-03-307). The property's improvements consist of a one-story stucco frame structure containing a gross building area of 3,400 square feet and a paved parking lot.

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MIDSTATES	RESOURCES CORP.,)		
	Plaintiff	}		
	♥.	, }	Case No.	97-CV-121
	ZOLA, DONNA R. ZOLA ETTE REALTY & ION CO.,)		
	Defendants)		

NOTICE OF SHERIFF'S SALE OF REAL ESTATE

TO: Small Business Administration c/o William McMullen Philadelphia District Office 475 Allendale King of Prussia, PA 19406

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LEGAL DESCRIPTION

ALL THAT CERTAIN piece, parcel and tract of land situate in the Town of Bloomsburg, County of Columbia, Commonwealth of Pennsylvania, bounded and described as follows:

BEGINNING at a railroad spike found on the northerly rightof-way line of U.S. Route 11, said railroad spike being on the westerly right-of-way line of a private access easement; thence along the northerly right-of-way line of U.S. Route 11 in a westerly direction on a curve to the right having a Delta Angle of 1 degree 33 minutes 00 seconds, a Radius of 5,729.65 feet and a Tangent of 77.50 feet for an Arc Length of 155.00 feet (Chord = South 70 degrees 56 minutes 02 seconds West, 155.00 feet) to a railroad spike found, a Point of Compound Curve; thence along same on a curve to the right having a Delta Angle of 36 degrees 03 minutes 50 seconds, a Radius of 124.70 feet and a Tangent of 40.59 feet for an Arc Length of 78.49 feet (Chord = South 89 degrees 44 minutes 27 seconds West, 77.20 feet) to a Point of Compound Curve; thence along same on a curve to the right having a Delta Angle of 08 degrees 30 minutes 34 seconds, a Radius of 217.55 feet and a Tangent of 16.18 feet for an Arc Length of 32.31 feet (Chord = North 67 degrees 58 minutes 23 seconds West, 32.28 feet) to a railroad spike found, a Point of Compound Curve; thence along same on a curve to the right having a Delta Angle of 20 degrees 17 minutes 04 seconds, a Radius of 79.87 feet and a Tangent of 14.29 feet for an Arc Length of 28.28 feet (Chord = North 53 degrees 34 minutes 32 seconds West, 28.13 feet) to a railroad spike found at the southwest corner of lands now or formerly of Otama Realty Company; thence along the southerly line of lands now or formerly of said Company, North 42 degrees 12 minutes 00 seconds East, 198.10 feet to a railroad spike found on the westerly right-of-way line of Chestnut Street; thence along the westerly right-of-way line of Chestnut Street, South 46 degrees 33 minutes 00 seconds East, 28.00 feet to a railroad spike found on the southerly right-of-way line of Pearl Street; thence along the southerly right-of-way line of Pearl Street, North 64 degrees 32 minutes 00 seconds East, 69.00 feet to a railroad spike found on the westerly right-of-way line of the aforesaid private access easement; thence along the westerly right-of-way line of said private access easement and being lands now or formerly of Milco Industries, Inc., South 24 degrees 07 minutes 00 seconds West, 148.30 feet to the place of BEGINNING.

CONTAINING 30,838 square feet of land in all. Being more fully shown on a draft prepared by Bafile, James and Associates dated March 30, 1989. (File No. 1-1397) Survey made and description written by Bafile, James and Associates.

BEING KNOWN AS 327 New Berwick Highway (Routes 11 and 487), Bloomsburg, Pennsylvania 17815.

ALSO KNOWN AS Columbia County Tax Parcel No.: Map 05E Block 03 Lot 307.

BEING THE SAME PREMISES which Guaranty Bank, N.A., a banking corporation, by Deed dated September 20, 1993, and recorded in the Office of the Recorder of Deeds in and for the County of Columbia, Pennsylvania, on September 24, 1993, in Deed Book Volume 547, Page 835, granted and conveyed unto Daniel A. Zola and Donna R. Zola, husband and wife.

ORDER FOR SERVICE

Date: 04/09/97 Term No.: 97-CV-121 All information and advance costs must be supplied by attorney before service can be made. One "Order for Service" form for each address. TO: Columbia County Sheriff's Department FROM: Jack M. Seitz, Esquire Columbia County Courthouse Blank Rome Comisky & McCauley P.O. Box 380 1620 Pond Road, Suite 200 Bloomsburg, PA 17815 Allentown, PA 18104 (717) 389-5624 (610) 395-1010 Case Caption: Type of Paper: MIDSTATES RESOURCES CORP., Writ of Execution and Related Papers Plaintiff Complaint in _____ Summons in ____ V. DANIEL A. ZOLA, DONNA R. ZOLA, AND LAFAYETTE REALTY & CONSTRUCTION CO. Defendants Deposit \$900.00 Service to be made on Donna R. Zola (Name of Individual, Company, etc., to be served.) Address where service can be made 845 North Laurel Street, Apt. A (Must include zip code.) (No P.O. Boxes) Hazleton, PA 18201 Special Instructions: [i.e. deputized service (within PA only - specify county), certified mail, etc.]

Deputize Luzerne County (PA) Sheriff for service.

Please serve completed Notice Under Rule 2958.2 of Judgment and Execution Thereon upon Defendants, Daniel A. Zola and Donna R. Zola.

Include self-addressed, stamped envelope for mailing of receipt after service is complete.

ORDER FOR SERVICE

Date: 04/09/97 Term No.: 97-CV-121 All information and advance costs must be supplied by attorney before service can be made. One "Order for Service" form for each address. TO: Columbia County Sheriff's Department FROM: Jack M. Seitz, Esquire Columbia County Courthouse Blank Rome Comisky & McCauley P.O. Box 380 1620 Pond Road, Suite 200 Bloomsburg, PA 17815 Allentown, PA 18104 (717) 389-5624 (610) 395-1010 Case Caption: Type of Paper: MIDSTATES RESOURCES CORP... Writ of Execution and Related Papers Plaintiff Complaint in _____ Summons in _____ V. DANIEL A. ZOLA, DONNA R. ZOLA. Other _____ AND LAFAYETTE REALTY & CONSTRUCTION CO. Defendants Deposit \$900.00 Service to be made on Lafayette Realty & Construction Co., c/o Daniel A. Zola (Name of Individual, Company, etc., to be served.) Address where service can be made 845 North Laurel Street, Apt. A (Must include zip code.) (No P.O. Boxes) Hazleton, PA 18201 Special Instructions: [i.e. deputized service (within PA only - specify county), certified mail, etc.]

Include self-addressed, stamped envelope for mailing of receipt after service is complete.

Deputize Luzerne County (PA) Sheriff for service.

MIDSTATES RESOURCES CORP.

OPERATING ACCOUNT
OF THE PROPERTY O Sherit of Columbia Consistion Pennoughouse - \$ 900 = DATE 3-11-97 GOLLARS DE 27-84/1040 3

MIDSTATES RESOURCES CORP.

OPERATING ACCOUNT

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OMAHA, NE 68138 "O15784" \$104000841:080 extendent Eloomsbu Omaha, Nebraska EUSENIC SOLWER PRINTER F P 3 ក្បី DATE 27-84/-040 12784 Š

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SHERIFF'S SALE

THURSDAY JUNE 12, 1997 AT 10:00 AM

BY WIRTUE OF A WRIT OF EXECUTION NO. 28 OF 1997 AND J.D. 121 of 1997 ISSUED OF THE COURT OF COMMON PLEAS OF COLUMBIA COUNTY, DIRECTED TO ME, THERE WILL BE EXPOSED TO PUBLIC SALE, BY VENDUE OR OUTCRY TO THE HIGHEST AND BEST BIDDER, FOR CASH, IN THE COLUMBIA COUNTY SHERIFF'S OFFICE, WEST MAIN STREET, TOWN OF BLOOMSBURG, PENNA.

IN THE FORENOON OF SAID DAY, ALL THE RIGHT, TITLE AND INTEREST OF THE DESCRIBED LOTS, PIECES OR PARCELS OF LAND SITUATED IN THE TOWN OF BLOOMSBURG, COLUMBIA COUNTY, PENNA., BOUND AND DESCRIBED AS: 327 NEW BERWICK HIGHWAY, (U.S. 11 AND PA 487), Bloomsburg, PA. 17815

BEGINNING at a railroad spike found on the northerly right-of-way line of U.S. Route 11, said railroad spike being on the westerly right-of-way line of a private access easement; thence along the northerly right-of-way line of U.S. Route 11 in a westerly direction on a curve to the right having a Delta Angle of 1 degree 33 minutes 00 seconds, a Radius of 5,729.65 feet and a Tangent of 77.50 feet for an Arc Length of 155.00 feet (Chord = South 70 degrees 56 minutes 02 seconds West, 155.00 feet) to a railroad spike found, a Point of Compound Curve; thence along same on a curve to the right having a Delta Angle of 36 degrees 03 minutes 50 seconds, a Radius of 124.70 feet and a Tangent of 40.59 feet for an Arc Length of 78.49 feet (Chord = South 89 degrees 44 minutes 27 seconds West, 77.20 feet) to a Point of Compound Curve; thence along same on a curve to the right having a Delta Angle of 08 degrees 30 minutes 34 seconds, a Radius of 217.55 feet and a Tangent of 16.18 feet for an Arc Length of 32.31 feet (Chord = North 67 degrees 58 minutes 23 seconds West, 32.28 feet) to a railroad spike found, a Point of Compound Curve; thence along same on a curve to the right having a Delta Angle of 20 degrees 17 minutes 04 seconds, a Radius of 79.87 feet and a Tangent of 14.29 feet for an Arc Length of 28.28 feet (Chord = North 53 degrees 34 minutes 32 seconds West, 28.13 feet) to a railroad spike found at the southwest corner of lands now or formerly of Otama Realty Company; thence along the southerly line of lands now or formerly of said Company, North 42 degrees 12 minutes 00 seconds East, 198.10 feet to a railroad spike found on the westerly right-of-way line of Chestnut Street; thence along the westerly right-of-way line of Chestnut Street, South 46 degrees 33 minutes 00 seconds East, 28.00 feet to a railroad spike found on the southerly right-of-way line of Pearl Street; thence along the southerly right-of-way line of Pearl Street, North 64 degrees 32 minutes 00 seconds East, 69.00 feet to a railroad spike found on the westerly right-of-way line of the aforesaid private access easement; thence along the westerly right-of-way line of said private access easement and being lands now or formerly of Milco Industries, Inc., South 24 degrees 07 minutes 00 seconds West, 148.30 feet to the place of BEGINNING.

containing 30,838 square feet of land in all. Being more fully shown on a draft prepared by Bafile, James and Associates dated March 30, 1989. (File No. 1-1397) Survey made and description written by Bafile, James and Associates.

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ALSO KNOWN AS Columbia County Tax Parcel No.: Map 05E Block 03 Lot 307.

BEING THE SAME PREMISES which Guaranty Bank, N.A., a banking corporation, by Deed dated September 20, 1993, and recorded in the Office of the Recorder of Deeds in and for the County of Columbia, Pennsylvania, on September 24, 1993, in Deed Book Volume 547, Page 835, granted and conveyed unto Daniel A. Zola and Donna R. Zola, husband and wife.

LAWYERS LAND ABSTRACT, INC. 107 NORTH FRANKLIN STREET WILKES-BARRE, PA 18701

(717) 824-0700 (717) 459-5673 FAX 824-6813

Applicant: Tiffany K. Noble Applicant No. 11619-97

Lawyers Land Abstract, Inc. hereby certifies that based upon the examination of the recorded evidence of the title in COLUMBIA County and the making of appropriate searches from the public records, the premises herein described are subject to the liens, encumbrances and objections to title hereinafter set forth. This Certificate does not guarantee title and upon payment of the basic fee, liability hereunder is assumed by the Company solely in its capacity as an Abstracter, for its negligence, mistakes or omissions in a sum not exceeding One Thousand Dollars.

1. Purpose: Title Search

Deed from:

To:

dated

recorded

in Record Book page

Mortgage from

To:

dated

recorded

in Mortgage Book page

- Recorded Title vested in: Daniel A. Zola and Donna R. Zola, his wife
- 3. Short description of Schedule "A": 327 New Berwick Highway,
 Bloomsburg City, COLUMBIA
 County

4. Mortgages:

Mortgage from Daniel A. Zola and Donna R. Zola to The Hazleton National Bank, dated 9/22/93 and recorded 9/24/93 in Record Book 547, page 840 in the original amount of \$823,000.00. Mortgage Modification Agreement by and between Daniel A. Zola and Donna R. Zola, his wife AND Hazleton Natinoal Bank, now by merger and acquisition, First Vally Bank dated 3/31/94 and recorded 3/31/94 in Record Book 564, page 778.

Mortgage from Daniel A. Zola and Donna R. Zola to SEDA, COG Local Development Corp., RR 1, Box 372, Lewisburg, Pa. 17837, dated 3/28/94 and recorded 3/31/94 in Record Book 564, page 780 in the original amount of \$383,000.00. Assignment to Small Business Administration recorded 4/8/94 in Record Book 565, page 337.

5. Judgments:

Judgment of Midstates Resources Corp.
VS. Daniel A. Zola and Donna R. Zola AND Lafayette Realty and Construction Co. entered 1-21/97 in the amount of \$484,433.50 in the Court of Common Pleas COLUMBIA County, Pennsylvania at #97-CV-121. (MORTGAGE FORECLOSURE)

6. Tax Liens: (including Federal): NONE