SHERIFF'S SALE - COST SHEET 1st Col RANK VS. CARHS E- HICE L. OTEIZA 10100 E.D. No. 341-200/J.D. Date of Sale/F1-0/ Time of Sale 10100 AM DOCKET & RETURN SERVICE PER DEFENDANT OR GARNISHEE LEVY (PER PARCEL) . 27,50 MAILING COSTS ADVERTISING, SALE BILLS & COPIES ADVERTISING SALE (PLUS NEWSPAPER) MILEAGE. POSTING HANDBILL CRYING/ADJOURN SALE (EACH SALE) SHERIFF'S DEED TRANSFER TAX FORM DISTRIBUTION FORM OTHER COPIES PRESS-ENTERPRISE INC SOLICITOR'S SERVICES PROTHONOTARY (NOTARY) RECORDER OF DEEDS OTHER REAL ESTATE TAXES: BOROUGH, TWP & COUNTY TAXES 20__ SCHOOL DISTRICT TAXES 20 DELINQUENT TAXES 20/00 508,41 TOTAL MUNICIPAL FEES DUE: 20*O*/ SEWER- MUNICIPAL WATER- MUNICIPAL TOTAL **** SURCHARGE FEE: STATE TREASURER (TRAINING FEE) MISCELLANEOUS 1584,40 TOTAL COSTS (OPEN BID) **********



PHONE (717) 389-5622

.77

SHERIFF OF COLUMBIA COUNTY COURT HOUSE - P.O. BOX 380 BLOOMSBURG, PA. 17815 FAX: (717) 784-0257

24 HOUR PHONE (717) 784-4398

SHERIFF'S REAL ESTATE FINAL COST SHEET

1st Col. bank + PRUST	VS (ARLOSE	- PLICE U. U.	E14]
10. 88-200/ E.D	. no. 341-	-200/	J.D.
DATE OF SALE: 11-7-0/		•.	
BID PRICE (INCLUDES COSTS)	s 1384,46		
POUNDATE2% OF BID PRICE	s <u>36.77</u>		
TRANSFER TAX 2%, FAIR MARKET PRICE	\$	·	
MISC. COSTS	\$		
TOTAL AMOUNT NEEDED TO PURCHASE		\$ <u>141 ::.3 7</u>	
	. •		
PURCHASER(S):	<u>. j. ; </u>		
ADDRESS:	Profession of		
NAME(S) ON DEED:			
PURCHASER(S) SIGNATURE(S):			
AMOUNT RECEIVED BY PURCHASER:	·		
	TOTAL AMOUNT DUE	\$ 16/5.77	
	LESS DEPOSIT	\$ 1740 21.	
" refer and of	DOWN PAYMENT	\$	
13 20 OT	TOTAL DUE IN EIGHT DAYS	\$ 1118 × 1	

Date: 12/12/2001 Time: 11:57 AM

Columbia County Court of Common Pleas

NO.

1008474

Receipt

Page 1 of 1

Received of:	Col Cty Sheriff's Office	\$ 10.00

Ten and 00/100 Dollars

Amount Misc Fee 10,00 Total: 10.00

Check: 13832

Payment Method: Check

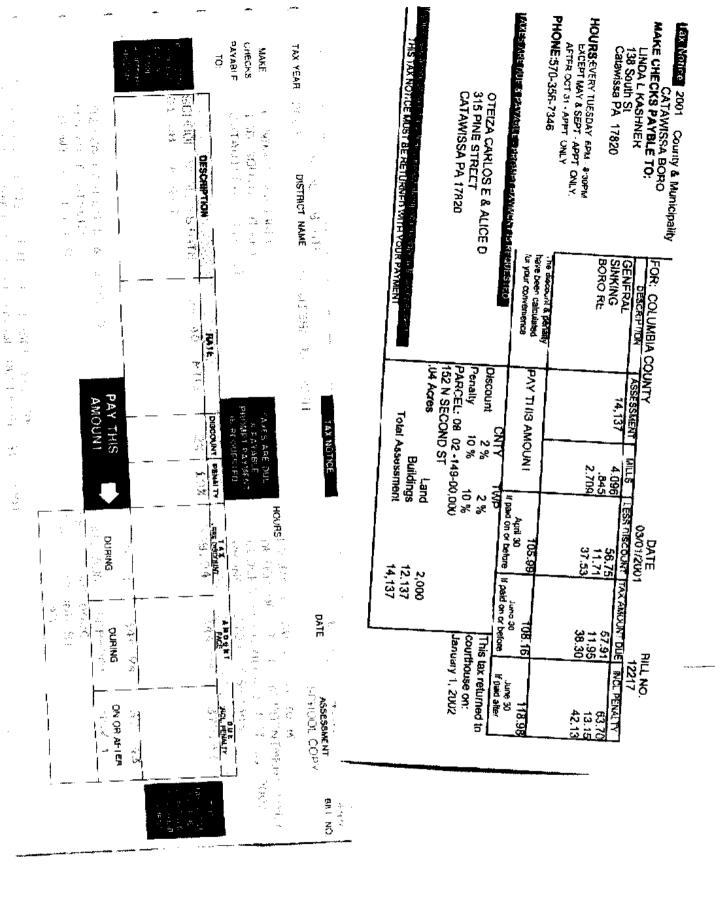
Amount Tendered:

10.00

Clerk: BSILVETT

Tami Kline, Prothonotary

Ву: Deputy Clerk





PHONE (570) 389-5622 SHERIFF OF COLUMBIA COUNTY COURT HOUSE - P.O. BOX 380 BLOOMSBURG, PA 17815 FAX: (570) 389-5625

24 HOUR PHONE (570) 784-6300

Date: August 27, 2001

To: Catawissa Borough Tax Collector

Linda Kashner 138 South St.

Catawissa, PA 17820

Re: First Columbia Bank & Trust Co. vs. Carlos E. and Alice D. Oteiza

No: 88 of 2001 E.D. and No. 236 of 2001 J.D.

To Whom It May Concern:

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

Harry a. Roadannel Jo

HOURIGAN, KLUGER & QUINN

A PROFESSIONAL CORPORATION

BY: JAMES T. SHOEMAKER, ESQUIRE

IDENTIFICATION NO. 63871

ATTORNEY FOR Plaintiff

LAW OFFICES SUITE SEVEN HUNDRED MELLON BANK CENTER WILKES-BARRE, PA 18701-1867 (570) 825-9401

FIRST COLUMBIA BANK & TRUST CO.

IN THE COURT OF COMMON PLEAS

OF COLUMBIA COUNTY

Plaintiff,

CIVIL ACTION - LAW

VS.

IN MORTGAGE FORECLOSURE

CARLOS E. OTEIZA and ALICE D. OTEIZA :

Defendants : No. 236-CV of 2001

88-01 ED

NOTICE OF SHERIFF'S SALE OF REAL PROPERTY

TO:

Carlos E. Oteiza

Alice D. Oteiza

Rear 315 Pine Street

Rear 315 Pine Street

Catawissa, PA 17820

Catawissa, PA 17820

Your property located in the Borough of Catawissa, County of Columbia, Pennsylvania is scheduled to be sold at Sheriff's Sale on 1000. 7, 2001, at 1000 A.m. in the Office of the Sheriff of Columbia County Courthouse, Bloomsburg, Pennsylvania, to enforce the court judgment of \$18,626.91 (plus attorney's fees and costs) obtained by First Columbia Bank & Trust Co.

NOTICE OF OWNER'S RIGHTS

YOU MAY BE ABLE TO PREVENT THIS SHERIFF'S SALE

1. The sale will be cancelled if you pay to Mellon Bank, N.A. the amount of \$18,626.91 (plus attorney's fees and costs). You may call:

HOURIGAN, KLUGER & QUINN, P.C. 700 MELLON BANK CENTER 8 WEST MARKET STREET WILKES-BARRE, PA 18701-1867 TELEPHONE NO. (570) 825-9401

- 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.
 - 3. You may also be able to stop the sale through other legal proceedings.

You may need an attorney to assert your rights. The sooner you contact one, the more chance you will have of stopping the sale. (See notice below to find out how to obtain an attorney.)

YOU MAY STILL BE ABLE TO SAVE YOUR PROPERTY AND YOU HAVE OTHER RIGHTS EVEN IF THE SHERIFF'S SALE DOES TAKE PLACE.

- 1. If the Sheriff's Sale is not stopped, your property will be sold to the highest bidder. You may find out the price bid by calling the Sheriff of Columbia County at (570) 389-5622.
- 2. You may be able to petition the Court to set aside the sale if the bid price was grossly inadequate compared to the value of your property.
- 3. The sale will go through only if the buyer pays the Sheriff the full amount due in the sale. To find out if this has happened you may call the Sheriff of Columbia County at (570) 389-5622.
- 4. If the amount due from the buyer is not paid to the Sheriff, you will remain the owner of the property as if the sale never happened.
- 5. You have a right to remain in the property until the full amount due is paid to the Sheriff and the Sheriff gives a deed to the buyer. At that time, the buyer may bring legal proceedings to evict you.
- 6. You may be entitled to a share of the money which was paid for your house. A schedule of distribution of the money bid for your house will be filed by the Sheriff (30) days from date of sale. This schedule will state who will be receiving that money. The money will be paid out in accordance with this schedule unless exceptions (reasons why the proposed distribution is wrong) are filed with the Sheriff within (30) days after date of sale.

7. You may also have other right and defenses, or ways of getting your house 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 OFFICES LISTED BELOW TO FIND OUT WHERE YOU CAN GET HELP:

LEGAL SERVICES OF NORTHEASTERN PENNSYLVANIA, INC.
410 BICENTENNIAL BUILDING
15 PUBLIC SQUARE
WILKES-BARRE, PA 18701
(570) 825-8567

or

145 EAST BROAD STREET ROOM 108 HAZLETON, PA 18201 (570) 455-9512

or

COLUMBIA COUNTY COURT ADMINISTRATOR P.O. BOX 380 BLOOMSBURG, PA 17815 (570) 389-5667

HOURIGAN, KLUGER & QUINN, P.C.

James T. Shoemaker, Esquire

Attorney for Plaintiff

BY VIRTUE OF A WRIT OF EXECUTION NO. OF ISSUED OUT 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 BIDDERS, FOR CASH, IN THE COURTHOUSE, IN BLOOMSBURG, COLUMBIA COUNTY, PENNSYLVANIA, ON , 2001, AT .M. IN THE FORENOON OF THE SAID DAY, ALL THE RIGHT, TITLE AND INTEREST OF THE DEFENDANTS IN AND TO

All THAT CERTAIN house and lot situate on Second Street in the Borough of Catawissa, County of Columbia and Commonwealth of Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a stone, a corner of now or formerly Harry Kern and running thence along said Kern, one hundred and thirty-one (131) feet to a corner of land now or formerly of George W. Yetter;

THENCE along said Yetter's land a distance of twelve and five-tenths (12.5) feet;

THENCE along land now or formerly of Charles N. Eddy on a line parallel with the first line sixty-nine and four-tenths (69.4) feet;

THENCE on a diagonal line along same nineteen feet and five inches to the dividing line between said Eddy house parallel with the first line forty-five feet four inches to a corner on Second Street;

THENCE along said Second Street, eighteen feet eight inches to the place of BEGINNING.

THE PLATE NUMBER OF THE ABOVE DESCRIBED PROPERTY IS: 08-02-149

IMPROVED with a single family dwelling located at 152 North 2nd Street, Catawissa, Columbia County, Pennsylvania, Tax parcel 08-02-149. Judgment filed to 236-CV of 2001.

NOTICE IS HEREBY GIVEN TO CLAIMANTS AND PARTIES IN INTEREST THAT THE SHERIFF WILL, WITHIN THIRTY DAYS THEREAFTER, FILE A SCHEDULE OF DISTRIBUTION IN HIS OFFICE, WHERE THE SAME WILL BE AVAILABLE FOR INSPECTION AND THE DISTRIBUTION WILL BE MADE IN ACCORDANCE WITH THE SCHEDULE UNLESS EXCEPTIONS ARE FILED THERETO WITHIN TEN DAYS THEREAFTER.

SEIZED AND TAKEN INTO EXECUTION AT THE SUIT OF THE FIRST COLUMBIA BANK & TRUST CO., AGAINST CARLOS E. OTEIZA AND ALICE D. OTEIZA AND WILL BE SOLD BY:

SHERIFF OF COLUMBIA COUNTY

HOURIGAN, KLUGER & QUINN, P.C. Attorney for Plaintiff

Paula J. Barry. Publisher's Assistant, being duly sworn according to law deposes and says that Press Enterprise is a newspaper of general circulation with its principal office and place of business at 3185 Lackawanna Avenue, Bloomsburg, County of Columbia and State of Pennsylvania, and was established on the 1st day of March, 1902, and has been published daily continuously in said Town. County and State since the day of its establishment: that hereto attached is a copy of the notice or advertisement in the October 17, 24, 31, 2001 exactly as printed and published; that the affiant is one of the owners and publishers of said newspaper in which legal advertisement was published; that neither the affiant nor Press Enterprise is interested in the subject matter of said notice and advertisement and that all of the allegations in the foregoing statement as to time, place, and character of publication are true.

	B-5
Sworn and subscribed to bef	ore me this 3151 day of OCTOOL 20C1
	(Notary Public)
	My commission expires
	Notacial Seal Dennis L. Ashenfelder, Notary Public Scott Twp., Columbia County Scott Twp., Columbia County My Commission Expires July 3, 2003
And now,	Method from the first of Notaries that the advertising and
publication charges amounting to	S. 381.49for publishing the foregoing notice, and the
fee for this affidavit have been pa	aid in full.
	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,

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

FIRST COLUMBIA TRUST CO.,	BANK &			COMMON PLEAS UNTY, PENNSYLVANL	A
ŕ	Plaintiff			onit, i Dividi Divini	1
vs.		No	236-CV	Term 2001 J.D.	
CARLOS E. OTEIZA ALICE D. OTEIZA	A and			Term 20 <u>0/</u> E.D.	
	Defendants		RIT OF EXEC ORTGAGE F	CUTION ORECLOSURE)	
Commonwealth of Pe	nnsylvania:				
County of Columbia:					
TO THE SHERIFF O	F COLUMBIA COUNT	Y, PENN	SYLVANIA:		
To satisfy the j and sell the following	judgment, interest and con described property (spec	sts in the a	above matter y escribed prope	you are directed to levy uporty below):	эn
See attached E	Exhibit "A"				
Amount Due:					
Principal and I	Interest	\$	18,626.91	us attornovia food omd	
1 otal		Ф		sts.	
			ami d.		
				urt of Common Pleas of	_
6		Col	umbia County	y, Pennsylvania	
Dated (lug. 41, a	<u>00</u> 0/				
(SEAL)		Ву:			_
				Depu	ty

Тегт, 2001 Ј.D.	Term, 20 E.D.	IN THE COURT OF COMMON PLEAS OF COLUMBIA COUNTY PENNSYLVANIA
No. 236-CV	12.00.000 (4.00.000)	IN THE COURT O OF COLUM PENNS
, So Z	J No. N	

FIRST COLUMBIA BANK & TRUST CO.

VS.

CARLOS E. OTEIZA and ALICE D. OTEIZA

WRIT OF EXECUTION

(Mortgage Foreclosure)

Interest from	Costs	Execution Atty, Pd.	Judgment Fees 14, On Jacob	Sheriff	Atty's. Fee	Atty's. Comm.	Satisfaction 7.00	molecula 585,50 stard	Out \$43.00 and
	Interest from		Interest from Costs Execution Atty, Pd.	Execution Atty, Pd.	× Pd.	Execution Atty, Pd. Sheriff Atty's. Fee	Execution Atty, Pd. Sheriff Atty's. Fee Atty's. Comm.	Execution Atty, Pd. Sheriff Atty's. Fee Atty's. Comm. Satisfaction 7.00	Execution Atty. Pd. Judgment Fees 11.00 sand Sheriff Atty's. Fee Atty's. Comm. Satisfaction 1.00

Hourigan, Kluger & Quint, PC James T. Shoemaker, Esq. Attorney for Plaintiff(s) Address: 700 Mellon Bank Center, Wilkes-Barre, PA 18701 Where papers may be served

DESCRIPTION EXHIBIT 'A'

All THAT CERTAIN house and lot situate on Second Street in the Borough of Catawissa, County of Columbia and Commonwealth of Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a stone, a corner of now or formerly Harry Kern and running thence along said Kern, one hundred and thirty-one (131) feet to a corner of land now or formerly of George W. Yetter;

THENCE along said Yetter's land a distance of twelve and five-tenths (12.5) feet;

THENCE along land now or formerly of Charles N. Eddy on a line parallel with the first line sixty-nine and four-tenths (69.4) feet;

THENCE on a diagonal line along same nineteen feet and five inches to the dividing line between said Eddy house parallel with the first line forty-five feet four inches to a corner on Second Street;

THENCE along said Second Street, eighteen feet eight inches to the place of BEGINNING.

TAX PARCEL NO. 08-02-149.



PHONE (570) 389-5622

24 HOUR PHONE (570) 784-6300

Date	August	27	2001	
Daic.	Augusi	41.	400 I	

To:

Re: First Columbia Bank & Trust Co. vs. Carlos E. and Alice D. Oteiza

No: 88 of 2001 E.D. and No. 236 of 2001 J.D.

To Whom It May Concern:

Enclosed is a notice of an upcoming Sheriff's Salc. 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 (570) 389-5622

BLOOMSBURG, PA 17815 FAX: (570) 389-5625

24 HOUR PHONE (570) 784-6300

IN THE COURT OF COMMON PLEAS OF COLUMBIA COUNTY, COMMONWEALTH OF PENNSYLVANIA

FIRST COLUMBIA BANK & TRUST CO.

VS.

CARLOS E. AND ALICE D. OTEIZA

WRIT OF EXECUTION #88 OF 2001 ED

POSTING OF PROPERTY

WEDNESDAY OCTOBER 3, 2001 POSTED A COPY OF THE SHERIFF'S SALE BILL ON THE PROPERTY OF CARLOS E. AND ALICE D. OTEIZA 152 N SECOND ST. CATAWISSA COLUMBIA COUNTY PENNSYLVANIA. SAID POSTING PERFORMED BY COLUMBIA COUNTY CHIEF DEPUTY SHERIFF TIMOTHY CHAMBERLAIN.

DEPUTY SHERIFF

SHERIFF, HARRY A ROADARMEL, JR.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 23RD DAY OF OCTOBER 2001

fanet & Weels

PHONE

NOTARIAL SEAL

JANET E. WEEKS, Notary Public Town of Bloomsburg, Columbia Co., PA

My Commission Expires DBC 18, 2004



PHONE (\$70) 389-5622 SHERIFF OF COLUMBIA COUNTY COURT HOUSE - P.O. BOX 380 BLOOMSBURG, PA 17815 FAX: (370) 784-0257

24 HOUR PHONE (\$70) 764-6300

FIRST COLUMBIA BANK AND TRUST CO.

Docket # 88 OF 2001 ED

VS

WRIT OF EXECUTION MORTGAGE FORECLOSURE

CARLOS E. OTEIZA AND ALICE D. OTEIZA

AFFIDAVIT OF SERVICE

NOW, THIS WEDNESDAY SEPTEMBER 5, 2001, AT 3:00 PM, SERVED THE WITHIN WRIT OF EXECUTION MORTGAGE FORECLOSURE UPON ALICE D. OTEIZA AT 152 N. $2^{\rm ND}$ ST. CATAWISSA, PA 18603 BY POSTING TO THE FRONT DOOR A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT.

SO ANSWERS.

SWORN AND SUBSCRIBED BEFORE ME THIS FRIDAY, SEPTEMBER 14, 2001

ner E. Weeld

NOTARY PUBLIC

NOTARIAL SEAL
JANET E. WEEKS, Notary Public
Town of Bloomsburg, Columbia Co., PA
My Commission Expires DEC 18, 2004

X____SHERIFF HARRY A. ROADARMEL JR.

R. KING DEPUTY SHERIFF



SHERIFF OF COLUMBIA COUNTY COURT HOUSE - P.O. BOX 380 BLOOMSBURG, PA 17813 FAX: (570) 784-0257

24 HOUR PHONE (578) 784-6300

(570) 389-5622

FIRST COLUMBIA BANK AND TRUST CO.

Docket # 88 OF 2001 ED

VS

WRIT OF EXECUTION MORTGAGE FORECLOSURE

CARLOS E. OTEIZA AND ALICE D. OTEIZA

AFFIDAVIT OF SERVICE

NOW, THIS WEDNESDAY SEPTEMBER 5, 2001, AT 3:00 PM, SERVED THE WITHIN WRIT OF EXECUTION MORTGAGE FORECLOSURE UPON CARLOS E. OTEIZA AT 152 N. 2ND ST. CATAWISSA, PA 18603 BY POSTING TO THE FRONT DOOR A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT.

SO ANSWERS,

SWORN AND SUBSCRIBED BEFORE ME THIS FRIDAY, SEPTEMBER 14, 2001

NOTARY PUBLIC

NOTARIAL SEAL
JANET E. WEEKS, Notary Public
Town of Bloomsburg, Columbia Co., PA
My Commission Expires DEC 18, 2004

X______SHERIFF HARRY A. ROADARMEL JR.

R. KING () DEPUTY SHERIFF



88-01

PHONE (570) 389-5622

* DOCKET ALL DATES

SHERIFF OF COLUMBIA COUNTY COURT HOUSE - P.O. BOX 380 BLOOMSBURG, PA 17815 FAX: (570) 784-0257

24 HOUR PHONE (\$70) 784-6300

SHERIFF'S SALE REAL ESTATE OUTLINE 8-21-01 RECEIVED AND TIME STAMP WRIT 27-01 DOCKET AND INDEX 17-O SET FILE FOLDER UP CHECK FOR PROPER INFO WRIT OF EXECUTION COPY OF DESCRIPTION WHEREABOUTS OF LAST KNOWN ADDRESS NON-MILITARY AFFIDAVIT NOTICES OF SHERIFF'S SALE WATCHMAN RELEASE FORM AFFIDAVIT OF LEINS LIST CKB ASSST CHECK FOR \$1200.00 * IF ANY OF THE ABOVE ARE MISSING DO NOT PROCEDE ANY FURTHER WITH SALE NOTIFY THE ATTY TO SEND ADDITIONAL INFO. Sale Noc. 12 2001 at 1000 ANT SET SALE DATE AND ADV. DATES AND POSTING DATES 10-3 POST ALL DATES ON CALANDER * SET SALE DATE AT LEAST 2 MONTHS AFTER RECEIVING WRIT * SET ADV. DATES 3 THURSDAYS BEFORE SALE DATE TO RUN EVERY THUR. TILL SALE 3 TIMES * SET POSTING DATE NO LATER THAN 30 DAYS PRIOR TO SALE SET DISTRIBUTION DATE * MUST BE FILED WITHIN 30 DAYS OF SALE (POSTED) * MUST BE PAID 10 DAYS AFTER IT HAS BEEN POSTED FILL IN ALL NO. 's ON EXECUTION PAPERS TYPE PROPER INFO ON DESCRIPTION (REFER TO PREVIOUS SALES **SERVICE** TYPE CARDS FOR DEFENDANTS PUT PAPERS TOGETHER FOR DEFENDANTS * COPY OF WRIT FOR EACH DEFENDANT * NOTICE OF SHERIFF SALE * COPY OF DESCRIPTION PUT TOGETHER PAPERS FOR LEIN HOLDERS *NOTICE OF SALE DIRECTED TO THEM SEND NOTICES TO LIEN HOLDERS VIA CERT. MAIL OR SENDERS RECEIPT

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SHERIFF'S SALE

WEDNESDAY NOVEMBER 7, 2001 AT 10:00 AM

BY VIRTUE OF A WRIT OF EXECUTION NO. 88 OF 2001 ED AND CIVIL WRIT NO. 236 OF 2001 JD ISSUED OUT OF THE COURT OF COMMON PLEAS OF COLUMBIA COUNTY, CIVIL DIVISION, TO ME DIRECTED, THERE WILL BE EXPOSED TO PUBLIC SALE, BY VENUE OR OUTCRY TO THE HIGHEST BIDDER, FOR CASH, IN A COURTROOM OR SHERIFF' OFFICE, TO BE ANNOUNCED, AT THE COLUMBIA COUNTY COURTHOUSE, BLOOMSBURG, PENNA., 17815, ALL THE RIGHT AND TITLE AND INTEREST TO THE DEFENDANTS IN AND TO:

All THAT CERTAIN house and lot situate on Second Street in the Borough of Catawissa, County of Columbia and Commonwealth of Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a stone, a corner of now or formerly Harry Kern and running thence along said Kern, one hundred and thirty-one (131) feet to a corner of land now or formerly of George W. Yetter; THENCE along said Yetter's land a distance of twelve and five-tenths (12.5) feet; THENCE along land now or formerly of Charles N. Eddy on a line parallel with the first line sixty-nine and four-tenths (69.4) feet; THENCE on a diagonal line along same nineteen feet and five inches to the dividing line between said Eddy house parallel with the first line forty-five feet four inches to a corner on Second Street; THENCE along said Second Street, eighteen feet eight inches to the place of BEGINNING.

TAX PARCEL NO.08-02-149.

TERMS OF SALE

MINIMUM PAYMENT AT TIME OF SALE: The greater of ten (10%) percent of the bid price or costs (opening bid at sale). Minimum payment is to be paid in cash, certified check or cashier's check at time of sale..

REMAINING BALANCE OF BID PRICE: Any remaining amount of the bid price is to be paid within (8) days after the sale is cash, certified check or cashier's check.

IMPORT ANT NOTICE FOR FAILURE TO PAY BID PRICE: FAILURE TO PAY THE BID PRICE IN ACCORDANCE WITH THESE TERMS MAY RESULT IN SERIOUS FINANCIAL CONSEQUENCES TO THE BIDDER, DO NOT BID UNLESS FUNDS ARE AVAILABLE FOR PAYMENT WITHIN THE PRESCRIBED TIME PERIOD.

If the successful bidder fails to pay the bid price as per the above terms, the Sheriff may elect either to sue the bidder for the balance due without a resale of the property, or to resell the property at the bidder's risk and maintain an action against the bidder for breach of contract. In the case of a default all sums paid by bidder will be considered forfeited, but will be applied against any damages recoverable. The defaulting bidder will be responsible for any attorney fees incurred by the Sheriff in connection with any action against the bidder in which the bidder is found liable for damages.

Plaintiff's Attorney James T. Shoemaker, Esq. Suite 700 Mellon Bank Center Wilkes-Barre, PA 18701 Sheriff of Columbia County Harry A. Roadarmel, Jr.

HOURIGAN, KLUGER & QUINN

A PROFESSIONAL CORPORATION

BY: JAMES T. SHOEMAKER, ESQUIRE IDENTIFICATION NO. 63871

ATTORNEY FOR Plaintiff

LAW OFFICES SUITE SEVEN HUNDRED MELLON BANK CENTER WILKES-BARRE, PA 18701-1867 (570) 825-9401

FIRST COLUMBIA BANK & TRUST CO.

IN THE COURT OF COMMON PLEAS

OF COLUMBIA COUNTY

Plaintiff,

CIVIL ACTION - LAW

VS.

IN MORTGAGE FORECLOSURE

CARLOS E. OTEIZA and ALICE D. OTEIZA:

Defendants

No. 236-CV of 2001

88-01 EN

NOTICE OF SHERIFF'S SALE OF REAL PROPERTY

TO:

Carlos E. Oteiza

Alice D. Oteiza

Rear 315 Pine Street

Rear 315 Pine Street

Catawissa, PA 17820

Catawissa, PA 17820

Your property located in the Borough of Catawissa, County of Columbia, Pennsylvania is scheduled to be sold at Sheriff's Sale on Nov. 7, 2001, at 1000 A.m. in the Office of the Sheriff of Columbia County Courthouse, Bloomsburg, Pennsylvania, to enforce the court judgment of \$18,626.91 (plus attorney's fees and costs) obtained by First Columbia Bank & Trust Co.

NOTICE OF OWNER'S RIGHTS

YOU MAY BE ABLE TO PREVENT THIS SHERIFF'S SALE

1. The sale will be cancelled if you pay to Mellon Bank, N.A. the amount of \$18,626.91 (plus attorney's fees and costs). You may call:

HOURIGAN, KLUGER & QUINN, P.C. 700 MELLON BANK CENTER 8 WEST MARKET STREET WILKES-BARRE, PA 18701-1867 TELEPHONE NO. (570) 825-9401

- 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.
 - 3. You may also be able to stop the sale through other legal proceedings.

You may need an attorney to assert your rights. The sooner you contact one, the more chance you will have of stopping the sale. (See notice below to find out how to obtain an attorney.)

YOU MAY STILL BE ABLE TO SAVE YOUR PROPERTY AND YOU HAVE OTHER RIGHTS EVEN IF THE SHERIFF'S SALE DOES TAKE PLACE.

- 1. If the Sheriff's Sale is not stopped, your property will be sold to the highest bidder. You may find out the price bid by calling the Sheriff of Columbia County at (570) 389-5622.
- 2. You may be able to petition the Court to set aside the sale if the bid price was grossly inadequate compared to the value of your property.
- 3. The sale will go through only if the buyer pays the Sheriff the full amount due in the sale. To find out if this has happened you may call the Sheriff of Columbia County at (570) 389-5622.
- 4. If the amount due from the buyer is not paid to the Sheriff, you will remain the owner of the property as if the sale never happened.
- 5. You have a right to remain in the property until the full amount due is paid to the Sheriff and the Sheriff gives a deed to the buyer. At that time, the buyer may bring legal proceedings to evict you.
- 6. You may be entitled to a share of the money which was paid for your house. A schedule of distribution of the money bid for your house will be filed by the Sheriff (30) days from date of sale. This schedule will state who will be receiving that money. The money will be paid out in accordance with this schedule unless exceptions (reasons why the proposed distribution is wrong) are filed with the Sheriff within (30) days after date of sale.

7. You may also have other right and defenses, or ways of getting your house 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 OFFICES LISTED BELOW TO FIND OUT WHERE YOU CAN GET HELP:

LEGAL SERVICES OF NORTHEASTERN PENNSYLVANIA, INC.
410 BICENTENNIAL BUILDING
15 PUBLIC SQUARE
WILKES-BARRE, PA 18701
(570) 825-8567

or

145 EAST BROAD STREET ROOM 108 HAZLETON, PA 18201 (570) 455-9512

or

COLUMBIA COUNTY COURT ADMINISTRATOR
P.O. BOX 380
BLOOMSBURG, PA 17815
(570) 389-5667

HOURIGAN, KLUGER & QUINN, P.C.

· ____

James T. Shoemaker, Esquire

Attorney for Plaintiff

BY VIRTUE OF A WRIT OF EXECUTION NO. OF ISSUED OUT 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 BIDDERS, FOR CASH, IN THE COURTHOUSE, IN BLOOMSBURG, COLUMBIA COUNTY, PENNSYLVANIA, ON , 2001, AT , M. IN THE FORENOON OF THE SAID DAY, ALL THE RIGHT, TITLE AND INTEREST OF THE DEFENDANTS IN AND TO

All THAT CERTAIN house and lot situate on Second Street in the Borough of Catawissa, County of Columbia and Commonwealth of Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a stone, a corner of now or formerly Harry Kern and running thence along said Kern, one hundred and thirty-one (131) feet to a corner of land now or formerly of George W. Yetter;

THENCE along said Yetter's land a distance of twelve and five-tenths (12.5) feet;

THENCE along land now or formerly of Charles N. Eddy on a line parallel with the first line sixty-nine and four-tenths (69.4) feet;

THENCE on a diagonal line along same nineteen feet and five inches to the dividing line between said Eddy house parallel with the first line forty-five feet four inches to a corner on Second Street;

THENCE along said Second Street, eighteen feet eight inches to the place of BEGINNING.

THE PLATE NUMBER OF THE ABOVE DESCRIBED PROPERTY IS: 08-02-149

IMPROVED with a single family dwelling located at 152 North 2nd Street, Catawissa, Columbia County, Pennsylvania, Tax parcel 08-02-149. Judgment filed to 236-CV of 2001.

NOTICE IS HEREBY GIVEN TO CLAIMANTS AND PARTIES IN INTEREST THAT THE SHERIFF WILL, WITHIN THIRTY DAYS THEREAFTER, FILE A SCHEDULE OF DISTRIBUTION IN HIS OFFICE, WHERE THE SAME WILL BE AVAILABLE FOR INSPECTION AND THE DISTRIBUTION WILL BE MADE IN ACCORDANCE WITH THE SCHEDULE UNLESS EXCEPTIONS ARE FILED THERETO WITHIN TEN DAYS THEREAFTER.

SEIZED AND TAKEN INTO EXECUTION AT THE SUIT OF THE FIRST COLUMBIA BANK & TRUST CO., AGAINST CARLOS E. OTEIZA AND ALICE D. OTEIZA AND WILL BE SOLD BY:

SHERIFF OF COLUMBIA COUNTY

HOURIGAN, KLUGER & QUINN, P.C. Attorney for Plaintiff

HOURIGAN, KLUGER & QUINN

A PROFESSIONAL CORPORATION

BY: JAMES T. SHOEMAKER, ESQUIRE

IDENTIFICATION NO. 63871

ATTORNEY FOR Plaintiff

LAW OFFICES SUITE SEVEN HUNDRED MELLON BANK CENTER WILKES-BARRE, PA 18701-1867 (570) 825-9401

FIRST COLUMBIA BANK & TRUST CO.

IN THE COURT OF COMMON PLEAS

OF COLUMBIA COUNTY

Plaintiff,

CIVIL ACTION - LAW

vs.

IN MORTGAGE FORECLOSURE

CARLOS E. OTEIZA and ALICE D. OTEIZA

.

Defendants : No. 236-CV of 2001

AFFIDAVIT PURSUANT TO RULE 3129. 1

Plaintiff in 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 in the Borough of Catawissa as more particularly described in Exhibit "A" attached hereto.

1. Name and address of Owner:

Carlos E. Oteiza
Rear 315 Pine Street
Catawissa, PA 17820

Alice D. Oteiza
Rear 315 Pine Street
Catawissa, PA 17820

Catawissa, PA 17820

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

Carlos E. Oteiza
Rear 315 Pine Street
Catawissa, PA 17820

Alice D. Oteiza
Rear 315 Pine Street
Catawissa, PA 17820

Catawissa, PA 17820

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

First Columbia Bank & Trust Co. 11 West Main Street Post Office Box 140 Bloomsburg, PA 17815 4. Name and address of the last recorded holder of every mortgage of record:

First Columbia Bank & Trust Co.

11 West Main Street Post Office Box 140

Bloomsburg, PA 17815

Sunrise Pools & Spas, Inc.

Ext. 37

I-80, Rte 339

Mifflinville, PA 18631

Green Tree Consumer Discount Co HID Mortgage Recording Dept 332 Minnesota Street - Suite 610

St. Paul MN 55101

5. Name and address of every other person who has any interest in or record lien on the property and whose interest may be affected by the sale:

6. 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:

Columbia County Tax Claim Bureau Courthouse Bloomsburg, PA 17815

Columbia County Domestic relations 15 Perry Ave. Bloomsburg, PA 17815 Catawissa Borough Tax Collector

Linda L. Kashner 138 South Street Catawissa, PA 17820

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

HOURIGAN, KLUGER & QUINN, P.C.

Date: August 15, 2001

James T. Shoemaker, Esquire

DESCRIPTION EXHIBIT 'A'

All THAT CERTAIN house and lot situate on Second Street in the Borough of Catawissa, County of Columbia and Commonwealth of Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a stone, a corner of now or formerly Harry Kern and running thence along said Kern, one hundred and thirty-one (131) feet to a corner of land now or formerly of George W. Yetter;

THENCE along said Yetter's land a distance of twelve and five-tenths (12.5) feet;

THENCE along land now or formerly of Charles N. Eddy on a line parallel with the first line sixty-nine and four-tenths (69.4) feet;

THENCE on a diagonal line along same nineteen feet and five inches to the dividing line between said Eddy house parallel with the first line forty-five feet four inches to a corner on Second Street;

THENCE along said Second Street, eighteen feet eight inches to the place of BEGINNING.

TAX PARCEL NO. 08-02-149.

FIRST COLUMBIA BANK & TRUST CO. : IN THE COURT OF COMMON PLEAS

11 W. Main Street : OF COLUMBIA COUNTY

Post Office Box 140 :

Bloomsburg, PA 17815, : CIVIL ACTION - LAW

Plaintiff : IN MORTGAGE FORECLOSURE

•

CARLOS E. OTEIZA and :

ALICE D. OTEIZA : Rear 315 Pine Street ::

Catawissa, PA 17829,

Defendants : No. 236-CV of 2001

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 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 you may have the right to prevent or delay the sheriff's sale by filing, before this sale, a petition with the court to open or strike the judgment against you or to stay the execution.

If the judgment was entered because you did not file with the court any defense or objection you might have within twenty (20) days after service of the complaint for mortgage foreclosure and notice to defend, you may have the right to have the judgment opened if you promptly file a petition with the court alleging a valid defense and a reasonable excuse for failing to file the defense on time. If the judgment is opened, the sheriff's sale would ordinarily be delayed pending a trial of the issue of whether the plaintiff has a valid claim to foreclose the mortgage.

You may also have the right to have the judgment stricken if the sheriff has not made a valid return of service of the complaint and notice to defend of if the judgment was entered before twenty (20) days after service or in certain other events. To exercise this right you would have to file a petition with the court to strike the judgment.

In addition you may have the right to petition to set aside the sale for (1) grossly inadequate price; (2) lack of competitive bidding by agreement; (3) irregularities in sale; or (4) fraud. To exercise this right you should file a petition with the Court after the seale and before the sheriff has delivered his deed to the 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.

LEGAL SERVICES OF NORTHEASTERN PENNSYLVANIA, INC.

410 Bicentennial Building 15 Public Square Wilkes-Barre, PA 18701 (570) 825-8567

-or-

145 East Broad Street Room 108 Hazleton, Pennsylvania 18201 (570) 455-9512

-or-

PENNSYLVANIA LAWYERS REFERRAL SERVICE P.O. Box 1086

> 100 South Street Harrisburg, PA 17109 1-800-692-7375

HOURIGAN, KLUGER & QUINN

A PROFESSIONAL CORPORATION

BY: JAMES T. SHOEMAKER, ESQUIRE

IDENTIFICATION NO. 63871

LAW OFFICES SUITE SEVEN HUNDRED MELLON BANK CENTER WILKES-BARRE, PA 18701-1867 (570) 825-9401 ATTORNEY FOR Plaintiff

FIRST COLUMBIA BANK & TRUST CO.

IN THE COURT OF COMMON PLEAS

OF COLUMBIA COUNTY

Plaintiff,

: CIVIL ACTION - LAW

vs.

IN MORTGAGE FORECLOSURE

CARLOS E. OTEIZA and ALICE D. OTEIZA :

Defendants

No. 236-CV of 2001

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 the 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.

James T. Shoemaker, Esquire

Attorney for Plaintiff

FIRST COLUMBIA BANK & TRUST CO.

IN THE COURT OF COMMON PLEAS

11 West Main Street

OF COLUMBIA COUNTY

Bloomsburg, PA 17815

Plaintiff

CIVIL ACTION - LAW

vs.

IN MORTGAGE FORECLOSURE

CARLOS E. OTEIZA and

ALICE D. OTEIZA

Rear 315 Pine Street

Catawissa, PA 17820

Defendant

NO.

236 CV of

2001

ORDER

AND NOW, this 17 day of May, 2001, upon consideration of the plaintiff's motion for service pursuant to special order of court and the annexed affidavit of good faith investigation, it is hereby

ORDERED that the plaintiff may obtain service of the complaint and related documents upon the defendants, Carlos E. Oteiza and Alice D. Oteiza, by publication and by posting the property known as 152 North Second St., Catawissa, PA 17820.

The aforementioned service to be done by the plaintiff's attorney or the Sheriff of Columbia County who will file with the Prothonotary's office an affidavit as to service.

BY THE COURT,

El Chomas a. James g.

HANK & TRUST O	アスクラ
31 A	

LOAN DIVISION TREASURER'S CHECK

60-593 313

PAY TO THE ORDER OF _ - - Sheriff of Columbia County - - - - - - - - - - - - 415.37 DATE 11-07-01

Er. Co. 9415dols 37cts

RE: Carlos Oteiza

VOID OVER \$415.37

#966508 #1952920# •"O••592 ••4 ≥ O

LOAN DIVISION TREASURER'S CHECK

25587

60-593 313

DATE 08-02-01

- Columbia County Sheriff - - - ----- _{\$}1,200.00

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PAY TO THE ORDER OF

Er.C.B. 91,200dols 00cts

VUID UVER \$1,200.00
File Writs of Execution
Carloe E. Oteiza & Alice D. Oteiza

#10#592#420 #9Ebs0Ett0# #485520#