Law Offices of Kreisher and Gregordwicz

401 SOUTH MARKET STREET
BLOOMSBURG, PENNSYLVANIA 17815
(570) 784-5211
www.columbiacountylaw.com

WILLIAM S. KREISHER MICHAEL P. GREGOROWICZ

DANIEL P. LYNN

July 9, 2002

HON. C.E. KREISHER (1874-1941) HON C.W. KREISHER (1908-1984)

TELECOPIER - FAX 570-387-1477

SHERIFF HARRY A ROADARMEL COLUMBIA COUNTY COURTHOUSE PO BOX 380 MAIN STREET BLOOMSBURG PA 17815

IN RE: Washington Mutual Home Loans, Inc. v. Mark D. Whitebread No. 2002 – CV – 28

Mortgage Foreclosure

Dear Sheriff Roadarmel:

Please find enclosed that I am the Solicitor for the Benton Municipal Water and Sewer Authority. I wish to advise that the property owned by Mark D. Whitebread, located at 250-252-254 Center Street, in the Borough of Benton, which is scheduled for sheriff sale on July 17, 2002 is serviced by the Authority. There is outstanding as of July 2, 2002, the sum of \$3,574.45 for water and sewer services provided this property. Please collect the same at the time of the sheriff sale and then remit a check to the Benton Municipal Water and Sewer Authority at PO Box 516, Benton, PA 17814.

Very truly yours,

KREISHER AND GREGOROWICZ

Attorney at Law

MPG/cas

p.c.: Lynn Dressler, Secretary

815A49.LTR-SHERIFF-WHITEBREAD

SHERIFF'S SAL	E COST SHI	EET		
NO. 56-02 ED NO. 28-02 J	s. Nock d date/tim	white b	or ead	7600
DOCKET/RETURN SERVICE PER DEF. LEVY (PER PARCEL MAILING COSTS ADVERTISING SALE BILLS & COPIES ADVERTISING SALE (NEWSPAPER) MILEAGE POSTING HANDBILL CRYING/ADJOURN SALE SHERIFF'S DEED TRANSFER TAX FORM DISTRIBUTION FORM COPIES NOTARY	\$15.00 \$\frac{16.5,60}{\$15.00}\$ \$17.50 \$17.50 \$15.00 \$15.00 \$15.00 \$10.00 \$35.00 \$25.00 \$25.00 \$25.00 \$25.00 \$25.00	s 396,50		
		\$ 5 16. 50		
WEB POSTING PRESS ENTERPRISE INC. SOLICITOR'S SERVICES TOTAL ************************************	\$150.00 \$\(\sigma \int \delta \delt	s <u>793-58</u>		
PROTHONOTARY (NOTARY) RECORDER OF DEEDS TOTAL ************************************	\$10.00 \$ <u>37,50</u> *******	s <u>41.50</u>		
REAL ESTATE TAXES:  BORO, TWP & COUNTY 20  SCHOOL DIST. 20  DELINQUENT 20  TOTAL ************************************	\$	\$_ <i>10,</i> 60_		
MUNICIPAL FEES DUE:  SEWER 20	\$ 3574,49 \$	5 \$ <u>3574,4</u> 5		
SURCHARGE FEE (DSTE) MISC. Luz, Co.	\$ 37,00 \$	\$ 120,00		
TOTAL *******	\$ ******	\$ 32,00		
TOTAL COSTS (OP			\$ <u>4968.</u>	<u>03</u>



#### COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF REVENUE BUREAU OF INDIVIDUAL TAXES DEPT. 280603 HARRISBURG. PA 17128-0603

Signature of Correspondent or Responsible Party

### REALTY TRANSFER TAX STATEMENT OF VALUE

		RECORDS	R'S USE	ONLY	
rate To	x Paid				
Book N	umber				
Paga N	umber				
Date Re	corded				

Date

HARRISBURG, PA 17128-0603 See Reverse for Instructions Complete each section and file in duplicate with Recorder of Deeds when (1) the full value/consideration is not set forth in the deed, (2) when the deed is without consideration, or by gift, or (3) a tax exemption is claimed. A Statement of Value is not required if the transfer is wholly exempt from tax based on: (1) family relationship or (2) public utility easement. If more space is needed, attach additional sheet(s), CORRESPONDENT - All inquiries may be directed to the following person: Name Telephone Number: Area Code ( 717 234-4178 Leon P. Haller, Esquire Street Address State Zip Code 1719 North Front Street, Harrisburg, PA 17102 Date of Acceptance of Document 33 TRANSFER DATA Grantee(s)/Lessee(s)
FEDERAL NATIONAL MORTGAGE ASSOCIATION Grantor(s)/Lessor(s) Sheriff of Columbia County Street Address Street Address 1900 Market Street, Suite 800 P. O. Box 380 Philadelphia, PA City Zip Code Zip Code 19103 Bloomsburg, PA 17815 C PROPERTY LOCATION Street Address City, Township, Borough Borough of Benton 250-252-254 Center Street County School District Tax Parcel Number Columbia 02-04-018 VALUATION DATA 1. Actual Cash Consideration 2. Other Consideration 3. Total Consideration \$4,968.03 0.00 \$4,968.03 4. County Assessed Value \$24,423.00 6. Fair Market Value \$68,384.40 5. Common Level Ratio Factor 2.80 × EXEMPTION DATA 1a. Amount of Exemption Claimed 1b. Percentage of Interest Conveyed TAX EXEMPT 100% 100% 2. Check Appropriate Box Below for Exemption Claimed Will or intestate succession \_ (Name of Decadent) (Estate File Number) Transfer to Industrial Development Agency. Transfer to a trust. (Attach complete copy of trust agreement identifying all beneficiaries.) Transfer between principal and agent. (Attach complete copy of agency/straw party agreement.) Transfers to the Commonwealth, the United States and Instrumentalities by gift, dedication, condemnation or in lieu of condemnation. (If condemnation or in lieu of condemnation, attach copy of resolution.) 🔯 Transfer from mortgagor to a holder of a mortgage in default. Mortgage Book Number \_ Corrective or confirmatory deed. (Attach complete copy of the prior deed being corrected or confirmed.) Statutory corporate consolidation, merger or division. (Attach copy of articles.) Other (Please explain exemption claimed, if other than listed above.) Under penalties of law, I declare that I have examined this Statement, including accompanying information, and to the best of my knowledge and belief, it is true, correct and complete.

Leon P. Haller, Esquire / / JHULL 7/31/02

FAILURE TO COMPLETE THIS FORM PROPERLY OR ATTACH APPLICABLE DOCUMENTATION MAY RESULT IN THE RECORDER'S REPUSAL TO RECORD THE DEED.

07/24/2002 054415

Whitebread, Mark D. BALANCE OF SALE COSTS W02819-21812

3,988.03

**COMMERCE BANK** 60-184-313

54415

CHECK NO.

CHECK DATE

054415 07/24/2002

PURCELL, KRUG & HALLER
1719 NORTH FRONT STREET
HARRISBURG, PA 17102

CHECK AMOUNT

\$\*\*\*\*\*3,988.03

Security Features Inducted: , IED , Details

VOID AFTER 50 DAYS

#5 #97910E1E0# #1519750# 3 20931

댙

PAY TO THE ORDER OF

COLUMBIA COUNTY SHERIFF'S OFFICE

03/100 DOLLARS\*\*\*\*\*\*\*\*\*

THREE THOUSAND NINE HUNDRED EIGHTY EIGHT AND

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 June 26; July 3, 10, 2002 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.

### COLUMBIA COUNTY SHERIFF'S OFFICE

SHERIFF'S REAL ESTATE FINAL COST SHEET

Washinston Mutual Home Loans VS	Mack	Whiteba	egol
NO. 56-02 ED	NO	3-07	n
DATE/TIME OF SALE July 17, 20	03 at 10	100	
BID PRICE (INCLUDES COST)	\$_1/, 000	0, _	
POUNDAGE – 2% OF BID	\$ <u>17</u>	0,-	
TRANSFER TAX – 2% OF FAIR MKT	\$		
MISC. COSTS TOTAL AMOUNT NEEDED TO PURCH		<u>18.03</u> s_	5188.03
PURCHASER(S): WASHINGTON	y Muta	ar Hor	ne homes
ADDRESS:			
NAMES(S) ON DEED:			
PURCHASER(S) SIGNATURE(S): 7	ch-sh.	Let Un	a Company
TOTAL DUE:		\$_	5188,03
LESS DEPOSIT:		\$_	1200,
DOWN PAYMENT	Γ:	\$	
TOTAL DUE IN 8	DAYS	. \$_	3988.03

### COLUMBIA COUNTY SHERIFF'S OFFICE

SHERIFF'S REAL ESTATE FINAL COST SHEET

Ugshinston Mutual Home Lains VS	Mark Whitel	regal
NO. 56-02 ED	NO. <u>28-02</u>	JD
DATE/TIME OF SALE July 17, 200	<u>4 at 1000</u>	
BID PRICE (INCLUDES COST)	\$ 1/,000, -	
POUNDAGE – 2% OF BID	\$120,-	
TRANSFER TAX – 2% OF FAIR MKT	\$	
MISC. COSTS TOTAL AMOUNT NEEDED TO PURCHA	\$	s <u>5188.03</u>
PURCHASER(S): WASHINGTON/ ADDRESS:	·	ene loans
NAMES(S) ON DEED:		
PURCHASER(S) SIGNATURE(S):	Afg. Intel 14.	Con Con, Inc.
TOTAL DUE:	;	<u>5188,03</u>
LESS DEPOSIT:	9	1700,
DOWN PAYMENT:	\$	\$
TOTAL DUE IN 8 D	AYS	3988.03

#### **LAW OFFICES**

### HARIGEURG, PENUSYLVANIA 17102-2393 1719 NORTH FRONT STREET HARIGEURG, PENUSYLVANIA 17102-2393

LEFECODIER (717) 233-1149 TELEPHONE (717) 234-4178

August 1, 2002.

OFFICE OF THE SHERIFF
P. O. Box 380
P. O. Box 380
Ploomsburg, PA 17815

Ke: WASHINGTON MUTUAL HOME LOANS, INC. SUCCESSOR IN INTEREST BY MERGER No. 2002 CV 28

Dear Sheriff:

Enclosed please find affidavits of value for the deed to be prepared and recorded. Also enclosed is an Assignment of Bid.

THE GRANTEE SHOULD BE;

Philadelphia, PA 19103

Philadelphia, PA 19103

Please have the Recorder return the RECORDED DEED to me in the enclosed envelope, along with the recording receipt. A self-addressed envelope is enclosed for the recorder to return the original deed when it is available.

PLEASE CALL OUR OFFICE, COLLECT IF NECESSARY, THE DAY THE DEED IS RECORDED.

Thank you for your cooperation in this matter. Please call if you need anything further.

Leon P. Haller

Euclosate FbH/Kt

FLEET MORTGAGE CORP. COLUMBIA COUNTY, PENUSYLVANIA SUCCESSOR IN INTEREST BY MERGER TO IN THE COURT OF COMMON PLEAS **MASHINGTON MUTUAL HOME LOANS, INC.** 

NO: 2002 CA 28 Plaintiff

'SΛ

MARK D. WHITEBREAD

CIAIT VCLION - TVM

IN MORTGAGE FORECLOSURE Defendant

TO THE PROTHONOTARY:

FLET MORTGAGE CORP., as agent for Federal National Mortgage Association, hereby assigns its bid in the

WASHINGTON MUTUAL HOME LOANS, INC. SUCCESSOR IN INTEREST BY MERGER TO

VESICAMENT OF BID

above matter to Federal National Mortgage Association, 1900 Market Street, Suite 800, Philadelphia, PA 19103.

Attorney for Plaintiff Leon P. Haller, Esquire

8714-452 (717) 17102 Aq. grudsirrsH 1719 North Front Street PURCELL, KRUG & HALLER July 17, 2002

DVLED:

WASHINGTON MUTUAL HOME LOANS, INC. SUCCESSOR IN INTEREST BY

IN THE COURT OF COMMON PLEAS COLUMBIA COUNTY, PENNSYLVANIA

MERGER TO FLEET MORTGAGE CORP.

Plaintiff

NO. 2002-CV-28

vs.

2002-ED-56

MARK D. WHITEBREAD

CIVIL ACTION - LAW -

Defendant

IN MORTGAGE FORECLOSURE

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

:

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF COLUMBIA

### TO THE SHERIFF OF THE WITHIN COUNTY

To satisfy the judgment, interest and costs in the above matter, you are directed to levy upon and sell the following real estate, a more detailed description of which is attached:

#### 250-252-254 Center Street, Benton, PA 17814

Principal	\$49,514.75
Interest	\$ 4,332.56
(Per diem of \$11.87	
from 7/1/01 to 7/1/02)	
Late charges	\$ 227.15
(\$20.65 per month to 7/02)	·
Escrow Deficit	\$ 1,500.00
5% Attorney's Commission	\$ 2,475.74
<del>-</del>	<del></del>

TOTAL \$58,050.20\*\*

\*\* Together with additional interests, charges and costs to the date of Sheriff's Sale.

Dated:  $\frac{\mathcal{I}}{\mathcal{I}}$ 

(SEAL)

PROTHONOTARY

Proth. & Clk. Of Sev. Courts My Com. Ex. 1st Mon. Jan 2004

BEGINNING at an iron pin corner on the Southern side of Center Street in line of land now or formerly of M. D. Pennington; THENCE along the Southern side of Center Street, South 58 degrees East, 78 feet to an iron pin corner in line of land now or formerly of Burr Appleman; THENCE by the same and along land now or formerly of Myron P. Edwards, South 35 degrees West, 77 feet to an iron pin corner in line of land now or formerly of A. C. Harrison; THENCE by the same, North 58 degrees West, 73 feet to an iron pin corner in line of land now or formerly of M. D. Pennington; THENCE by the same, North 31 degrees 30 minutes East, 77 feet to an iron pin corner on the Southern side of Center Street, the place of BEGINNING. This description is prepared from draft of W. H. Eyer dated May 22, 1929. WHEREON is erected a frame dwelling.

HAVING THEREON ERECTED A dwelling house known as 250-252-254 Center Street, Benton, Pennsylvania

BEING THE SAME PREMISES WHICH Rodney C. Vanpelt and Diana I. Vanpelt by Deed dated June 27, 1995 and recorded June 28, 1995 in Deed Book Volume 599, page 685, granted and conveyed unto Mark D. Whitebread.

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■ Complete items 1 and 2 for additional services.  ■ Complete items 3, 4. 4b.  ■ Print your name and aess on the reverse of this form so that we card to you.  ■ Attach this form to the front of the mailpiece, or on the back if spapermit.  ■ Write *Return Receipt Requested* on the mailpiece below the artic.  ■ The Return Receipt will show to whom the article was delivered at delivered.  COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF REVENUE-ATTN: SHE BUREAU OF COMPLIANCE CLEARANCE SUPPORT SECTION DEPARTMENT 281230  HARRISBURG PA 17128-1230  5. Received By: (Print Name)	va can ratura thic	l alse ish to receive the folk j services (for an
card to you.  Attach this form to the front of the mailpiece, or on the back if spa		extra ree): 56-02  1. 🖾 Addressee's Address
permit.  Write Return Receipt Requested* on the mailpiece below the artic	de number.	2. Pest Dei Gr200
The Return Receipt will show to whom the article was delivered at delivered.	nd the date	Consult postmaster for fee.
COMMONWEALTH OF PENNSYLVANIA		+000013 <u>9918409</u>
DEPARTMENT OF REVENUE-ATTN: SHE	RIFF SALE	
BUREAU OF COMPLIANCE CLEARANCE SUPPORT SECTION		☐ Certified
DEPARTMENT 281230		Insured
HARRISBURG PA 17128-1230		rchandise COD
6 Deviced Dev (Const.)		
5. Received By: (Print Name)	8. Addresse and fee is	e's Address (Only if requested
6. Signature Addressee of Agerth	<b>∔</b>	
X X Signatura Jagores and J. Ventura	1	
PS Form <b>3811</b> , December 1994	)2595-97-B-0179	Domestic Return Receipt
of the about the control of the cont		
SENDER:  Complete items 1 and "2 for additional services.		l also rish to receive the
■Complete items 3, 4   4b. ■Print your name andess on the reverse of this form so that we	o nan roturn thin	folk g services (for an
card to you.  Attach this form to the front of the mailpiece, or on the back if space		extra ree): 56-02
permit.		1. 🖾 Addressee's Address
<ul> <li>■Write "Return Receipt Requested" on the mailpiece below the article</li> <li>■The Return Receipt will show to whom the article was delivered an</li> </ul>		2.   Restricted Delivery
delivered.		Consult postmaster for fee.
	4a. Article N	
		0000139918393
SMALL BUSINESS ADMINISTRATION	4b. Service ☐ Registers	**
7 NORTH WILKES-BARRE BLVD	Express	
WILKES-BARRE, PA 18702-5241	1 '	ceipt for Merchandise
	7. Date of D	<del>-</del>
		NY 2 0 2002
5. Received By: (Print Name)	8. Addresse	S Address (Only if requested
	and fee is	paid)
6. Signature: (Addressed or Agent)		
PS Form <b>3811</b> , December <b>1994</b> 10.	2595-97-B-0179	Domestic Return Receipt
SENDER:		I also mish to receive the
■Complete items 1 and 2 for additional services. ■Complete items 3, 4; )4b.		folk services (for an
Print your name and aéss on the reverse of this form so that we card to you.		extra ree): 56-02
Attach this form to the front of the mailpiece, or on the back if space permit.		1. EX Addressee's Address
■Write "Return Receipt Requested" on the mailpiece below the article ■The Return Receipt will show to whom the article was delivered an	e number.	2. Restricted Delivery
delivered.	o the Aprile	Consult postmaster for fee.
3,	4a. Article N	umber
	<b>_7001194</b>	+0000139918386
OFFICE OF F.A.I.R.	4b. Service 7	Гуре
DEPT. OF PUBLIC WELFARE	☐ Registere	od 🌥 Certified
PO BOX 8016	Express !	
HARRISBURG, PA 17105	☐ Return Rec	ceipt for Merchandise
in the second of	7. Date of De	HAY 2 1 200?
5. Received By: (Print Name)	8. Addresses	e's Address (Only if requested
	and fee is	
6. Signature: (Addressee or Agent)		
	A STATE OF THE PARTY OF THE PAR	Demostic Determine
PS Form <b>3811</b> , December 1994	2595-97-B-0179	Domestic Return Receipt

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### LAW OFFICES PURCELL, KRUG & HALLER

1719 NORTH FRONT STREET
HARRISBURG, PENNSYLVANIA 17102-2392
TELEPHONE (717) 234-4178
FAX (717) 234-1206
E-MAIL: MTG@PKH.COM

JOHN W. PURCELL.
HOWARD B. KRUG
LEON P. HALLER
JOHN W. PURCELL JR.
VALERIE A. GUNN
JILL M. WINEKA
BRIAN J. TYLER
NICHOLE M. STALEY

JOSEPH NISSLEY (1910-1982) ANTHONY DISANTO OF COUNSEL

> HERSHEY 1099 GOVERNOR ROAD (717) 533-3838

July 11, 2002

Columbia County Sheriff P.O. Box 380 Bloomsburg, PA 17815

Re: 2002 CV 28

WASHINGTON MUTUAL HOME LOANS, INC. vs. MARK D. WHITEBREAD

Dear Sir/Madam:

Enclosed please find a copy of the Return of Service regarding the above-referenced case for your records. Should you have any questions, please do not hesitate to contact our office.

Very Truly Yours,

Leon P. Haller, Esquire.

LPH/lew

Enclosure

WASHINGTON MUTUAL HOME LOANS, INC. SUCCESSOR IN INTEREST BY MERGER TO FLEET MORTGAGE CORP.

ORTGAGE CORP. : Plaintiff : IN THE COURT OF COMMON PLEAS COLUMBIA COUNTY, PENNSYLVANIA

NO. 2002-CV-28

vs.

•

MARK D. WHITEBREAD

Defendant : CIVIL ACTION - LAW 
IN MORTGAGE FORECLOSURE

### RETURN OF SERVICE

I hereby certify that I have deposited in the U.S. Mails at Harrisburg, Pennsylvania on \_\_\_\_\_\_\_, a true and correct copy of the Notice of Sale of Real Estate pursuant to PA R.C.P. 3129.1 to the Defendants herein and all lienholders of record by regular first class mail (Certificate of Mailing form in compliance with U.S. Postal Form 3817 is attached hereto as evidence), and also to the Defendants by Certified Mail, which mailing receipts are attached. Service addresses are as follows:

Mark D. Whitebread 505 Bloomingdale Road Shickshinny, PA 18655

Barbara Cole 250 Center Street Benton, PA 17814

Tenant/Occupant 252 Center Street Benton, PA 17814

Tenant/Occupant 254 Center Street Benton, PA 17814

DOMESTIC RELATIONS OFFICE Columbia County Courthouse P.O. Box 380 Bloomsburg, PA 17815 MICHAEL P. GREGOROWICZ, ESQUIRE SOLICITOR, BENTON MUNICIPAL WATER & SEWER AUTHORITY 401 MARKET STREET

BLOOMSBURG, PA 17815

PURCELL, KRUG & HALLER Attorneys for Plaintiff 1719 North Front Street Harrisburg, PA 17102 (717) 234-4178

#### LAW OFFICES

### PURCELL, KRUG AND HALLER

1719 NORTH FRONT STREET
HARRISBURG, PENNSYLVANIA 17102-2392
TELEPHONE (717) 234-4178
FORECLOSURE DEPT. FAX (717) 234-1206

JOHN W. PURCELL HOWARD B. KRUG LEON P. HALLER JOHN W. PURCELL JR. BRIAN J. TYLER JILL M. WINEKA JOSEPH NISSLEY (1910-1982) ANTHONY DISANTO OF COUNSEL

HERSHEY
1099 GOVERNOR ROAD

(717) 533-3836

#### NOTICE TO:

Mark D. Whitebread 505 Bloomingdale Road Shickshinny, PA 18655

Barbara Cole 250 Center Street Benton, PA 17814

Tenant/Occupant 252 Center Street Benton, PA 17814

Tenant/Occupant 254 Center Street Benton, PA 17814

DOMESTIC RELATIONS OFFICE Columbia County Courthouse P.O. Box 380 Bloomsburg, PA 17815 MICHAEL P. GREGOROWICZ, ESQUIRE SOLICITOR, BENTON MUNICIPAL WATER & SEWER AUTHORITY 401 MARKET STREET BLOOMBURG, PA 17815

NOTICE IS HEREBY GIVEN to the Defendants in the within action and those parties who hold one or more mortgages, judgments or tax liens against the real estate which is the subject of the Notice of Sale pursuant to Pennsylvania Rule of Civil Procedure 3129.1 attached hereto.

YOU ARE HEREBY NOTIFIED that by virtue of a Writ of Execution issued out of the Court of Common Pleas of the within county on the judgment of the Plaintiff named herein the said real estate will be exposed to public sale as set forth on the attached Notice of Sale.

YOU ARE FURTHER NOTIFIED that the lien you hold against the said real estate will be divested by the sale and that you have an opportunity to protect your interest, if any, by being notified of said Sheriff's Sale.

Bv:

Leon P Haller PA I.D.15700

Attorney for Plaintiff

WASHINGTON MUTUAL HOME LOANS. : IN THE COURT OF COMMON PLEAS INC. SUCCESSOR IN INTEREST BY

MERGER TO FLEET MORTGAGE CORP.

Plaintiff

NO. 2002-CV-28

vs.

MARK D. WHITEBREAD

: CIVIL ACTION - LAW -

Defendant

IN MORTGAGE FORECLOSURE

COLUMBIA COUNTY, PENNSYLVANIA

### NOTICE OF SHERIFF'S SALE OF REAL ESTATE PURSUANT TO PENNSYLVANIA RULE OF CIVIL PROCEDURE 3129

#### TAKE NOTICE:

That the Sheriff's Sale of Real Property (real estate) will be held:

DATE: JULY 17, 2002

TIME: 10:00 O'clock A.M., prevailing time

LOCATION: COLUMBIA COUNTY COURTHOUSE

35 WEST MAIN STREET BLOOMSBURG, PA 17815

THE PROPERTY TO BE SOLD is delineated in detail in a legal description mainly consisting of a statement of the measured boundaries of the property, together with a brief mention of the buildings and any other major improvements erected on the land. (SEE DESCRIPTION ATTACHED)

THE LOCATION of your property to be sold is:

250-252-254 CENTER STREET BENTON COLUMBIA COUNTY PENNSYLVANIA

THE JUDGMENT under or pursuant to which your property is being sold is docketed in the within Commonwealth and County to:

2002-CV-28

THE NAME(S) OF THE OWNER(S) OR REPUTED OWNERS of this property is:

MARK D. WHITEEREAD

A SCHEDULE OF DISTRIBUTION, being a list of the persons and/or governmental or corporate entities or agencies being entitled to receive part of the proceeds of the sale received and to be disbursed by the Sheriff (for example, to banks that hold mortgages and municipalities that are owed taxes) will be filed by the Sheriff of this County thirty (30) days after the sale and distribution of the proceeds of sale in accordance with this schedule will, in fact, be made unless someone objects by filing exceptions to it within ten (10) days of the date it is filed.

Information about the Schedule of Distribution may be obtained from the Sheriff of the Court of Common Pleas of the within County at the Courthouse address specified herein.

THIS PAPER IS A NOTICE OF THE TIME AND PLACE OF THE SALE OF YOUR PROPERTY.

IT HAS BEEN ISSUED BECAUSE THERE IS A JUDGMENT AGAINST YOU.

IT MAY CAUSE YOUR PROPERTY TO BE HELD, TO BE SOLD OR TAKEN TO PAY THE JUDGMENT.

You may have legal rights to prevent your property from being taken away. A lawyer can advise you more specifically of these rights. If you wish to exercise your rights, YOU MUST ACT PROMPTLY.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET FREE LEGAL ADVICE:

SUSQUEHANNA LEGAL SERVICES 168 EAST 5TH STREET BLOOMSBURG, PA 17815 (570) 784-8760

### THE LEGAL RIGHTS YOU MAY HAVE ARE:

- 1. You may file a petition with the Court of Common Pleas of the within County to open the judgment if you have a meritorious defense against the person or company that has entered judgment against you. You may also file an petition with the same Court if you are aware of a legal defect in the obligation or the procedure used against you.
- 2. After the Sheriff's Sale you may file a petition with the Court of Common Pleas of the within County to set aside the sale for a grossly inadequate price or for other proper cause. This petition MUST BE FILED BEFORE THE SHERIFF'S DEED IS DELIVERED.
- 3. A petition or petitions raising the legal issues or rights mentioned in the preceding paragraphs must be presented to the Court of Common Pleas of the within County. The petition must be served on the attorney for the creditor or on the creditor before presentation to the court and a proposed order or rule must be attached to the petition.

If a specific return date is desired, such date must be obtained from the Court Administrator's Office - Civil Division, of the within County Courthouse, before a presentation of the petition to the Court.

A copy of the Writ of Execution is attached hereto.

SHERIFF

BEGINNING at an iron pin corner on the Southern side of Center Street in line of land now or formerly of M. D. Pennington; THENCE along the Southern side of Center Street, South 58 degrees East, 78 feet to an iron pin corner in line of land now or formerly of Burr Appleman; THENCE by the same and along land now or formerly of Myron P. Edwards, South 35 degrees West, 77 feet to an iron pin corner in line of land now or formerly of A. C. Harrison; THENCE by the same, North 58 degrees West, 73 feet to an iron pin corner in line of land now or formerly of M. D. Pennington; THENCE by the same, North 31 degrees 30 minutes East, 77 feet to an iron pin corner on the Southern side of Center Street, the place of BEGINNING. This description is prepared from draft of W. H. Eyer dated May 22, 1929. WHEREON is erected a frame dwelling.

HAVING THEREON ERECTED A dwelling house known as 250-252-254 Center Street, Benton, Pennsylvania

BEING THE SAME PREMISES WHICH Rodney C. Vanpelt and Diana L. Vanpelt by Deed dated June 27, 1995 and recorded June 28, 1995 in Deed Book Volume 599, page 685, granted and conveyed unto Mark D. Whitebread.

WAMU v. Whitebread		
Columbia County sale	•	

## U. S. POSTAL SERVICE CERTIFICATE OF MAILING (In compliance with Postal Service Form 3877)

Received from:

Purcell, Krug & Haller

Postage:

1719 North Front Street Harrisburg, PA 17102

One piece of ordinary mail addressed to:

Postmark:

Mark D. Whitebread 505 Bloomingdale Road Shickshinny, PA 18655

## U. S. POSTAL SERVICE CERTIFICATE OF MAILING (In compliance with Postal Service Form 3877)

Received from:

Purcell, Krug & Haller

Postage:

1719 North Front Street Harrisburg, PA 17102

One piece of ordinary mail addressed to:

Postmark:

Barbara Cole 250 Center Street Benton, PA 17814

## U. S. POSTAL SERVICE CERTIFICATE OF MAILING (In compliance with Postal Service Form 3877)

Received from:

Purcell, Krug & Haller

Postage:

1719 North Front Street Harrisburg, PA 17102

One piece of ordinary mail addressed to:

Postmark:

Tenant/Occupant 252 Center Street Benton, PA 17814

WAMU v. Whitebread	
Columbia County sale	

### U. S. POSTAL SERVICE **CERTIFICATE OF MAILING** (In compliance with Postal Service Form 3877)

Received from:

Purcell, Krug & Haller

Postage:

1719 North Front Street Harrisburg, PA 17102

One piece of ordinary mail addressed to:

Postmark:

Tenant/Occupant 254 Center Street Benton, PA 17814

### U. S. POSTAL SERVICE **CERTIFICATE OF MAILING** (In compliance with Postal Service Form 3877)

Received from:

Purcell, Krug & Haller

Postage:

1719 North Front Street

Harrisburg, PA 17102

One piece of ordinary mail addressed to:

DOMESTIC RELATIONS OFFICE

Columbia County Courthouse

P.O. Box 380

Bloomsburg, PA 17815

Postmark:

Re:

WAMU/WHITEBREAD, Mark. D.

Columbia County - Sale - 07/17/02

### U. S. POSTAL SERVICE CERTIFICATE OF MAILING (In compliance with Postal Service Form 3877)

Received from:

Purcell, Krug & Haller 1719 North Front Street Harrisburg, PA 17102

Postage:

One piece of ordinary mail addressed to: Postmark:

Michael P. Gregorowicz, Esquire Solicitor, Benton Municipal Water & Sewer Authority 401 Market Street Bloomsburg, PA 17815



TDD (570) 825-1860

FAX: (570) 825-1849

### Luzern County Sheriff's Department Luzerne County Courthouse



200 North River Street Wilkes-Barre, Pennsylvania 18711 (570) 825-1651

COLUMBIA COUNTY

02-ED-56

WASHINGTON MUTUAL HOME LOANS, INC.

Deputy Sheriff of Luzerne County Pennsylvania

VS

MARK D. WHITEBREAD

### STATE OF PENNSYLVANIA LUZERNE COUNTY SS:

Prothonotary of Luzerne County

MARK SENCZAKOWICZ , DE	EPUTY SHERIFF, for SHERIFF of said county, being duly sworn
according to law, deposes and say	s, that on $\frac{\text{THURSDAY}}{\text{day of}}$ the $\frac{23\text{RD}}{\text{day of}}$
MAY 20 02 at 7:05 P.	M., prevailing time, he served the within WRIT OF EXECUTION,
NOTICE OF SHERIFF'S SALE & DESCRIPTION	
upon MARK D. WHITEBREAD	
the within named, by handing to HIM	personally, at HIS RESIDENCE, 505 BLOOMINGDALE ROAD,
SHICKSHINNY,	
	in the County of Luzerne, State of Pennsylvania, a
true and attested copy and making known th	ne contents thereof.
Sworn to and subscribed before me	15/ St
	Sheriff of Luzerne County
this <u>24TH</u> day of <u>MAY</u> 2	0 02

### HARRY A. ROADARMEL, JR.



SHERIFF OF COLUMBIA COUNTY

COURT HOUSE - P.O. BOX 380 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.

WASHINGTON MUTUAL HOME LOANS, INC.

VS.

MARK WHITEBREAD

WRIT OF EXECUTION #56 OF 2002 ED

#### POSTING OF PROPERTY

JUNE 13, 2002 POSTED A COPY OF THE SHERIFF'S SALE BILL ON THE

PROPERTY OF MARK WHITEBREAD AT 250-252-254 CENTER ST. BENTON COLUMBIA

COUNTY PENNSYLVANIA. SAID POSTING PERFORMED BY COLUMBIA COUNTY

DEPUTY SHERIFF JAMES ARTER.

SO ANSWERS:

DEPUTY SHERIFF

SHERIFF, HARRY A ROADARMEL, JR.

SWORN TO AND SUBSCRIBED BEFORE ME THIS 17TH DAY OF JUNE 2002

NOTARIAL SEAL WENDY WESTOVER, NOTARY PUBLIC BLOOMSBURG, COLUMBIA CO., PA MY COMMISSION EXPIRES NOVEMBER 07, 2005

PHONE

(570) 389-5622

T. CHAMBERLAIN OFFICER: SERVICE# 3 - OF - 12 SERVICES DATE RECEIVED 5/13/2002 DOCKET # 56ED2002 PLAINTIFF WASHINGTON MUTUAL HOME LOANS, INC DEFENDANT MARK D. WHITEBREAD PERSON/CORP TO SERVED PAPERS TO SERVED BENTON SEWER WRIT OF EXECUTION - MORTGAGE **FORECLOSURE BENTON** SERVED UPON retard IDENTIFICATION RELATIONSHIP MILEAGE \_\_\_\_\_ OTHER \_\_\_\_ Race Sex Height Weight Eyes Hair Age Military TYPE OF SERVICE: A. PERSONAL SERVICE AT POA POB POE CCSO
B. HOUSEHOLD MEMBER: 184 YEARS OF AGE AT POA C. CORPORATION MANAGING AGENT D. REGISTERED AGENT E. NOT FOUND AT PLACE OF ATTEMPTED SERVICE F. OTHER (SPECIFY) ATTEMPTS DATE TIME OFFICER REMARKS

DEPUTY

OFFICER: T. CHAMBERLAIN

SERVICE# 6 - OF - 12 SERVICES

DATE RECEIVED 5/13/2002

DOCKET # 56ED2002

ΡI	Λ	n	רז	ГΙ	F.	F
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WASHINGTON MUTUAL HOME LOANS, INC

DEFENDANT	MAR	K D. WHITEBREAD		
PERSON/CORP T CAROLYN REML PO BOX 270 BENTON SERVED UPON			O SERVED EXECUTION - I SURE	MORTGAGE
RELATIONSHIP	Tax Collec		FICATION	
DATEO 5/10/02	TIME <u>/344</u>	MILEAGE	OTHER	
Race Sex	_ Height We	ight Eyes Ha	ir Age	Military
TYPE OF SERVIC	B. HOUSEH C. CORPOR D. REGISTE E. NOT FOU	AL SERVICE AT POA OLD MEMBER: 18+ ATION MANAGING A RED AGENT BND AT PLACE OF A  SPECIFY)	YEARS OF AG AGENT FTEMPTED SE	E AT POA
ATTEMPTS DATE	TI <b>M</b> E	OFFICER	REMAI	RKS
DEPUTY	Millare	DAT	 TE <i>05/_</i> _	20/02

SERVICE# 4 - OF - 12 SERVICES

OFFICER: T. CHAMBERLAIN

DATE RECEIVED 5/13/2002 DOCKET # 56ED2002 PLAINTIFF ... WASHINGTON MUTUAL HOME LOANS, INC DEFENDANT MARK D. WHITEBREAD PERSON/CORP TO SERVED PAPERS TO SERVED WRIT OF EXECUTION - MORTGAGE TENANT(S) FORECLOSURE 252 CENTER ST. BENTON SERVED UPON IDENTIFICATION RELATIONSHIP // DATE 25/20/02 TIME 1233 MILEAGE \_\_\_\_\_\_ OTHER \_\_\_\_\_ Race Sex Height Weight Eyes Hair Age Military TYPE OF SERVICE: A. PERSONAL SERVICE AT POA POB POE CCSO B. HOUSEHOLD MEMBER: 18+ YEARS OF AGE AT POA C. CORPORATION MANAGING AGENT D. REGISTERED AGENT E. NOT FOUND AT PLACE OF ATTEMPTED SERVICE F. OTHER (SPECIFY) ATTEMPTS TIME OFFICER REMARKS DATE Millare DATE 0 DEPUTY

SERVICE# 5 - OF - 12 SERVICES

OFFICER: T. CHAMBERLAIN DATE RECEIVED 5/13/2002 DOCKET # 56ED2002 PLAINTIFF WASHINGTON MUTUAL HOME LOANS, INC DEFENDANT MARK D. WHITEBREAD PERSON/CORP TO SERVED PAPERS TO SERVED TENANT(S) WRIT OF EXECUTION - MORTGAGE 254 CENTER ST. FORECLOSURE BENTON SERVED UPON RELATIONSHIP /www IDENTIFICATION \_\_\_\_\_ MILEAGE \_\_\_\_\_OTHER \_\_\_\_ Race Sex Height Weight Eyes Hair Age Military TYPE OF SERVICE: A. PERSONAL SERVICE AT POA POB POE CCSO B. HOUSEHOLD MEMBER: 18+ YEARS OF AGE AT POA C. CORPORATION MANAGING AGENT D. REGISTERED AGENT E. NOT FOUND AT PLACE OF ATTEMPTED SERVICE F. OTHER (SPECIFY) ATTEMPTS TIME OFFICER REMARKS DATE DATE OS DEPUTY

SERVICE# 2 - OF - 12 SERVICES

OFFICER: T. CHAMBERLAIN

DATE RECEIVED 5/13/2002 DOCKET # 56ED2002 PLAINTIFF WASHINGTON MUTUAL HOME LOANS, INC DEFENDANT MARK D. WHITEBREAD PERSON/CORP TO SERVED PAPERS TO SERVED BARBARA COLE WRIT OF EXECUTION - MORTGAGE 250 CENTER ST. FORECLOSURE BENTON SERVED UPON RELATIONSHIP Terror IDENTIFICATION \_\_\_\_\_ DATE 05/20/05TIME 1233 MILEAGE \_\_\_\_\_\_ OTHER \_\_\_\_\_ Race Sex Height Weight Eyes Hair Age Military TYPE OF SERVICE: A. PERSONAL SERVICE AT POA Y POB \_\_\_ POE \_\_\_ CCSO \_\_\_ B. HOUSEHOLD MEMBER: 18+ YEARS OF AGE AT POA C. CORPORATION MANAGING AGENT D. REGISTERED AGENT E. NOT FOUND AT PLACE OF ATTEMPTED SERVICE. F. OTHER (SPECIFY) ATTEMPTS DATE TIME OFFICER REMARKS DEPUTY

OFFICER:		SERVICE# 7 - OF - 12 SERVICES					
DATE RECEIVED 3	5/13/2002	DOCKET # 56ED2002					
PLAINTIFF WASHINGTON MUTUAL HOME LOANS, INC							
DEFENDANT MARK D. WHITEBREAD							
PERSON/CORP TO	SERVED	PAPERS TO SERVED					
DOMESTIC RELATION		WRIT OF EXECUTION - MORTGAGE					
15 PERRY AVE.	·	FORECLOSURE					
BLOOMSBURG							
SERVED UPON	Leghe Leffan						
	sponer Ser						
DATE 05/20/62 TI	ME <b>/0/6</b> MILE	AGEOT	HER				
Race Sex I	leight Weight 1	Eyes Hair As	ge Military				
TYPE OF SERVICE: A. PERSONAL SERVICE AT POA POB /_ POE CC B. HOUSEHOLD MEMBER: 18+ YEARS OF AGE AT POA C. CORPORATION MANAGING AGENT D. REGISTERED AGENT E. NOT FOUND AT PLACE OF ATTEMPTED SERVICE							
	F. OTHER (SPECIFY)						
ATTEMPTS DATE	TIME OF	FICER RI	EMARKS				
DEPUTY	fffillarif	DATE	120/02				

OFFICER: DATE RECEIVED 5/13/2002		SERVICE# 10 - OF - 12 SERVICES DOCKET # 56ED2002			
PLAINTIFF	WASHINGTON	MUTUAL HOM	E LOANS,	INC	
DEFENDANT	MARK D. WHI	ГЕВREAD			
	PAPERS TO SERVED WRIT OF EXECUTION - MORTGAGE FORECLOSURE				
RELATIONSHIP Tox					
DATERS JULIE TIME	349 MILEA	AGE	OTHER _		
Race Sex Heigh	t Weight I	Eyes Hair	_ Age	_ Military	
C. D. E.	PERSONAL SERVICE HOUSEHOLD MENT CORPORATION MENT REGISTERED AGE NOT FOUND AT PER OTHER (SPECIFY)	MBER: 18+ YEAI ANAGING AGEN NT LACE OF ATTEN	RS OF AGE NT MPTED SEF	E AT POA	
ATTEMPTS DATE TIM	ИE OF	FICER	REMAR	KS	
DEPUTY	The rest	DATE	05/20	1/02	

#### HARRY A. ROADARMEL, JR.



SHERIFF OF COLUMBIA COUNTY COURT HOUSE - P.O. BOX 380 BLOOMSBURG, PA 17815 FAX: (370) 784-0257

24 HOUR PHONE (\$70) 784-6300

PHONE (570) 389-3622

WASHINGTON MUTUAL HOME LOANS,

56ED2002

INC

VS

WRIT OF EXECUTION - MORTGAGE

**FORECLOSURE** 

MARK D. WHITEBREAD

NOW, FRIDAY, MAY 17, 2002, I, HON. HARRY A. ROADARMEL JR. HIGH SHERIFF OF COLUMBIA COUNTY, PENNSYLVANIA, DO HEREBY DEPUTIZE THE SHERIFF OF LUZERNE PENNSYLVANIA, TO EXECUTE THIS WRIT DEPUTATION BEING MADE AT THE REQUEST AND RISK OF THE PLAINTIFF, PERSON TO SERVE, MARK D. WHITEBREAD, AT 505 BLOOMINGDALE RD, SHICKSHINNY, PA

HARRY A. ROADARMEL, SHERIFF COLUMBIA COUNTY, PENNSYLVANIA

Harry a. Roadannel &

Law Offices of KREISHER AND GREGOROWICZ

> 401 SOUTH MARKET STREET BLOOMSBURG, PENNSYLVANIA 17815 (570) 784-5211 www.columbiacountylaw.com

WILLIAM S. KREISHER MICHAEL P. GREGOROWICZ

DANIEL P. LYNN

May 24, 2002

HON. C.E. KREISHER (1874-1941) HON C.W. KREISHER (1908-1984)

TELECOPIER - FAX 570-387-1477

ATTN HARRY A ROADARMEL SHERIFF'S OFFICE COLUMBIA COUNTY COURTHOUSE **PO BOX 380** BLOOMSBURG PA 17815

IN RE: Washington Mutual Home Loan v. Mark Whitebread

Docket #: 56ED2002 JD #: 28JD2002

Dear Sheriff:

Please be advised that our office represents the Benton Municipal Water and Sewer Authority. I wish to advise that as of this date there are outstanding amounts owed to the Benton Municipal Water and Sewer Authority for services provided totaling \$3209.52. Additional costs for continued services will accrue. I will advise your office one week before the sale of any additional fees that are due for services at that time.

Thank you for your consideration in this matter.

Very truly yours,

KREISHER AND GREGOROWICZ

Michael P. Gregorowicz

Attorney at Law

MPG/cas -815A49.LTR-WHITE-SS p.c. Lynn Dressler Secretary

# HARRY A. ROADARMEL, JR.



56-07

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 (570) 784-6300

SHERIF	F'S SALE REAL ESTATE OUTLINE
RECEIVED AND TIME STAMP WRIT	5-13-62
DOCKET AND INDEX	5-17-02
SET FILE FOLDER UP	5-17-07
CHECK FOR PROPER INFO	
WRIT OF EXECUTION	V
COPY OF DESCRIPTION _	
WHEREABOUTS OF LAST KNOWN	ADDRESS
NON-MILITARY AFFIDAVIT	
NOTICES OF SHERIFF'S SALE	5
WATCHMAN RELEASE FORM	
AFFIDAVIT OF LEINS LIST	
CHECK FOR \$1200.00	CK# 20211
* IF ANY OF THE ABOVE ARE NOTIFY THE ATTY TO SEND	MISSING DO NOT PROCEDE ANY FURTHER WITH SALE ADDITIONAL INFO.
SET SALE DATE AND ADV. DATES AND I	POSTING DATES Saly 17, 2007 1000
POST ALL DATES ON CALANDER	Post June 13, July 5/0-00
* COM CATE DAME AT ITAST 9 MO	NTHS AFTER RECEIVING WRIT JUNE JC BEFORE SALE DATE TO RUN EVERY THUR. TILL SALE 3 TIMES HAN 30 DAYS PRIOR TO SALE
SET DISTRIBUTION DATE	
* MUST BE FILED WITHIN 30 DAY. * MUST BE PAID 10 DAYS AFTER	S OF SALE (POSTED) IT HAS BEEN POSTED
FILL IN ALL NO.'S ON EXECUTION PA	
TYPE PROPER INFO ON DESCRIPTION (	REFER TO PREVIOUS SALES
SERVICE	
TYPE CARDS FOR DEFENDANTS	
PUT PAPERS TOGETHER FOR DEFENDANT	25
* COPY OF WRIT FOR EACH DEFEN * NOTICE OF SHERIFF SALE * COPY OF DESCRIPTION	DANT
PUT TOGETHER PAPERS FOR LEIN HOLL *NOTICE OF SALE DIRECTED TO 1	DERS
SEND NOTICES TO LIEN HOLDERS VIA	CERT. MAIL OR SENDERS RECEIPT

# SHERIFF'S SALE

#### WEDNESDAY JULY 17, 2002 AT 10:00 AM

BY VIRTUE OF A WRIT OF EXECUTION NO. 52 OF 2002 ED AND CIVIL WRIT NO. 326 OF 2002 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 tract, piece and parcel of land situate in the Borough of Benton, County of Columbia, State of Pennsylvania, bounded and described as follows:

BEGINNING at an iron pin corner on the Southern side of Center Street in line of land now or formerly of M.D. Pennington; Thence along the Southern side of center Street, South 58 degrees East, 78 feet to an iron pin corner in line of land now or formerly of Myron P. Edwards, South 35 degrees West, 77 feet to an iron pin by the same, North 58 degrees West, 73 feet to an iron pin corner in line of land now or formerly of A.C. Harrison; Thence by the same, North 58 degrees West, 73 feet to an iron pin corner in line of land now or formerly of M.D. Pennington; Thence by the same, North 31 degrees 30 minutes East, 77 feet to an iron pin corner on the Southern side of Center Street, the place of BEGINNING. This description is prepared from draft of W.H. Eyer dated May 22, 1929. WHEREON is erected a frame dwelling.

HAVING THEREON ERECTED A dwelling house known as 250-252-254 Center Street, Benton, Pennsylvania

BEING THE SAME PREMISES WHICH Rodney C. Vanpel t and Diana L . Vanpelt by Deed dated June 27, 1995 and recorded June 28, 1995 in Deed Book Volume 599, page 685, granted and conveyed unto Mark D. Whitebread. Parcel # 02-04-018

#### 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 Leon Haller 1719 North Front St. Harrisburg, PA 17102

Sheriff of Columbia County
Harry A. Roadarmel, Jr.
www.sheriffofcolumbiacounty.com

May 9, Doch

# TO THE SHERIFF:

2002 MAY 10 - A II: 25

LERIY OF COURTS OFFICE
COUNTY DE COUNTRIENT OF

I am submitting herewith documentation necessary to schedule a Sheriff's sale of real estate.

If you require anything further or have any questions as to content or format, please contact the undersigned.

Thank you.

Traci Colm Purcell, Krug & Haller 1719 North Front Street Harrisburg, PA 17102 PHONE: (717) 234-4178

Inquiries relating to service should be directed to: Barb Villarial.

Inquiries relating to the actual sale should be directed to: Sharon Dunn.

WASHINGTON MUTUAL HOME LOANS, : INC. SUCCESSOR IN INTEREST BY : MERGER TO FLEET MORTGAGE CORP. :

IN THE COURT OF COMMON PLEAS COLUMBIA COUNTY, PENNSYLVANIA

Plaintiff

NO. 2002-CV-28

775

2002 ED.56

MARK D. WHITEBREAD

: CIVIL ACTION - LAW -

Defendant

IN MORTGAGE FORECLOSURE

#### NOTICE OF SHERIFF'S SALE OF REAL ESTATE PURSUANT TO PENNSYLVANIA RULE OF CIVIL PROCEDURE 3129

#### TAKE NOTICE:

That the Sheriff's Sale of Real Property (real estate) will be held:

July 17, 2002

TIME: 10:00 O'clock A.M., prevailing time

LOCATION: COLUMBIA COUNTY COURTHOUSE

35 WEST MAIN STREET BLOOMSBURG, PA 17815

THE PROPERTY TO BE SOLD is delineated in detail in a legal description mainly consisting of a statement of the measured boundaries of the property, together with a brief mention of the buildings and any other major improvements erected on the land. (SEE DESCRIPTION ATTACHED)

THE LOCATION of your property to be sold is:

250-252-254 CENTER STREET BENTON COLUMBIA COUNTY PENNSYLVANIA

THE JUDGMENT under or pursuant to which your property is being sold is docketed in the within Commonwealth and County to:

2002-CV-28

THE NAME (S) OF THE OWNER (S) OR REPUTED OWNERS of this property is:

MARK D. WHITEBREAD

A SCHEDULE OF DISTRIBUTION, being a list of the persons and/or governmental or corporate entities or agencies being entitled to receive part of the proceeds of the sale received and to be disbursed by the Sheriff (for example, to banks that hold mortgages and municipalities that are owed taxes) will be filed by the Sheriff of this County thirty (30) days after the sale and distribution of the proceeds of sale in accordance with this schedule will, in fact, be made unless someone objects by filing exceptions to it within ten (10) days of the date it is filed.

Information about the Schedule of Distribution may be obtained from the Sheriff of the Court of Common Pleas of the within County at the Courthouse address specified herein.

THIS PAPER IS A NOTICE OF THE TIME AND PLACE OF THE SALE OF YOUR PROPERTY.

IT HAS BEEN ISSUED BECAUSE THERE IS A JUDGMENT AGAINST YOU.

IT MAY CAUSE YOUR PROPERTY TO BE HELD, TO BE SOLD OR TAKEN TO PAY THE JUDGMENT.

You may have legal rights to prevent your property from being taken away. A lawyer can advise you more specifically of these rights. If you wish to exercise your rights, YOU MUST ACT PROMPTLY.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET FREE LEGAL ADVICE:

SUSQUEHANNA LEGAL SERVICES 168 EAST 5TH STREET BLOOMSBURG, PA 17815 (570) 784-8760

#### THE LEGAL RIGHTS YOU MAY HAVE ARE:

- 1. You may file a petition with the Court of Common Pleas of the within County to open the judgment if you have a meritorious defense against the person or company that has entered judgment against you. You may also file an petition with the same Court if you are aware of a legal defect in the obligation or the procedure used against you.
- 2. After the Sheriff's Sale you may file a petition with the Court of Common Pleas of the within County to set aside the sale for a grossly inadequate price or for other proper cause. This petition MUST BE FILED BEFORE THE SHERIFF'S DEED IS DELIVERED.
- 3. A petition or petitions raising the legal issues or rights mentioned in the preceding paragraphs must be presented to the Court of Common Pleas of the within County. The petition must be served on the attorney for the creditor or on the creditor before presentation to the court and a proposed order or rule must be attached to the petition.

If a specific return date is desired, such date must be obtained from the Court Administrator's Office - Civil Division, of the within County Courthouse, before a presentation of the petition to the Court.

A copy of the Writ of Execution is attached hereto.

SHERIFF

ALL THAT CERTAIN tract, piece and parcel of land situate in the Borough of Benton, County of Columbia, State of Pennsylvania, bounded and described as follows:

BEGINNING at an iron pin corner on the Southern side of Center Street in line of land now or formerly of M. D. Pennington; THENCE along the Southern side of Center Street, South 58 degrees East, 78 feet to an iron pin corner in line of land now or formerly of Burr Appleman; THENCE by the same and along land now or formerly of Myron P. Edwards, South 35 degrees West, 77 feet to an iron pin corner in line of land now or formerly of A. C. Harrison; THENCE by the same, North 58 degrees West, 73 feet to an iron pin corner in line of land now or formerly of M. D. Pennington; THENCE by the same, North 31 degrees 30 minutes East, 77 feet to an iron pin corner on the Southern side of Center Street, the place of BEGINNING. This description is prepared from draft of W. H. Eyer dated May 22, 1929. WHEREON is erected a frame dwelling.

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Parcel # 02-04-018

WASHINGTON MUTUAL HOME LOANS, :
INC. SUCCESSOR IN INTEREST BY :
MERGER TO FLEET MORTGAGE CORP. :

IN THE COURT OF COMMON PLEAS COLUMBIA COUNTY, PENNSYLVANIA

Plaintiff

NO. 2002-CV-28

vs.

2002-ED 56

MARK D. WHITEBREAD

CIVIL ACTION ~ LAW -

Defendant

: IN MORTGAGE FORECLOSURE

#### AFFIDAVIT PURSUANT TO P.R.C.P. 3129.1

The Plaintiff in the above action, by its attorneys, Purcell, Krug & Haller, sets forth as of the date the praecipe for the writ of execution was filed, the following information concerning the real property located at 250-252-254 Center Street, Benton, PA 17814:

1. Name and address of the Owner(s) or Reputed Owner(s):

Mark D. Whitebread 505 Bloomingdale Road Shickshinny, PA 18655

2. Name and address of Defendant(s) in the Judgment, if different from that listed in (1) above:

#### SAME

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

#### UNKNOWN

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

PLAINTIFF HEREIN

(AND ANY OTHERS AS NOTED BELOW):

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

#### UNKNOWN

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

#### UNKNOWN

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

TENANTS IF ANY ...

Barbara Cole 250 Center Street Benton, PA 17814

Tenant/Occupant 252 Center Street Benton, PA 17814

Tenant/Occupant 254 Center Street Benton, PA 17814

DOMESTIC RELATIONS OFFICE Columbia County Courthouse P.O. Box 380 Bloomsburg, PA 17815

(In the preceding information, where addresses could not be reasonably ascertained, the same is indicated.)

I verify that the statements made in this Affidavit are true and correct to the best of my personal knowledge, 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.

> Leon P. Haller PA I.D. #15700

Purcell, Krug & Haller 1719 North Front Street Harrisburg, PA 17102

(717) 234-4178

DATE: May 9, 2002

WASHINGTON MUTUAL HOME LOANS, INC. SUCCESSOR IN INTEREST BY MERGER TO FLEET MORTGAGE CORP.

IN THE COURT OF COMMON PLEAS COLUMBIA COUNTY, PENNSYLVANIA

Plaintiff

NO. 2002-CV-28

vs.

2002-ED-56

MARK D. WHITEBREAD

CIVIL ACTION - LAW -

Defendant

IN MORTGAGE FORECLOSURE

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

:

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF COLUMBIA

#### TO THE SHERIFF OF THE WITHIN COUNTY

To satisfy the judgment, interest and costs in the above matter, you are directed to levy upon and sell the following real estate, a more detailed description of which is attached:

#### 250-252-254 Center Street, Benton, PA 17814

TOTAL	\$58,050.20**
5% Attorney's Commission	<u>\$ 2,475.74</u>
Escrow Deficit	\$ 1,500.00
(\$20.65 per month to 7/02)	
Late charges	\$ 227.15
from 7/1/01 to 7/1/02)	
(Per diem of \$11.87	
Interest	\$ 4,332.56
Principal	\$49,514.75

\*\* Together with additional interests, charges and costs to the date of Sheriff's Sale.

(SEAL)

Proth. & Clk. Of Sev. Courts My Com. Ex 1st Mon. Jan 2004 ALL THAT CERTAIN tract, piece and parcel of land situate in the Borough of Benton, County of Columbia, State of Pennsylvania, bounded and described as follows:

BEGINNING at an iron pin corner on the Southern side of Center Street in line of land now or formerly of M. D. Pennington; THENCE along the Southern side of Center Street, South 58 degrees East, 78 feet to an iron pin corner in line of land now or formerly of Burr Appleman; THENCE by the same and along land now or formerly of Myron P. Edwards, South 35 degrees West, 77 feet to an iron pin corner in line of land now or formerly of A. C. Harrison; THENCE by the same, North 58 degrees West, 73 feet to an iron pin corner in line of land now or formerly of M. D. Pennington; THENCE by the same, North 31 degrees 30 minutes East, 77 feet to an iron pin corner on the Southern side of Center Street, the place of BEGINNING. This description is prepared from draft of W. H. Eyer dated May 22, 1929. WHEREON is erected a frame dwelling.

HAVING THEREON ERECTED A dwelling house known as 250-252-254 Center Street, Benton, Pennsylvania

BEING THE SAME PREMISES WHICH Rodney C. Vanpelt and Diana L. Vanpelt by Deed dated June 27, 1995 and recorded June 28, 1995 in Deed Book Volume 599, page 685, granted and conveyed unto Mark D. Whitebread.

Parcel # 02-04-018

WASHINGTON MUTUAL HOME LOANS. INC. SUCCESSOR IN INTEREST BY MERGER TO FLEET MORTGAGE CORP. IN THE COURT OF COMMON PLEAS COLUMBIA COUNTY, PENNSYLVANIA

Plaintiff

NO. 2002-CV-28

vs.

2002.ED.54

MARK D. WHITEBREAD

CIVIL ACTION - LAW -

Defendant

IN MORTGAGE FORECLOSURE

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

:

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF COLUMBIA

#### TO THE SHERIFF OF THE WITHIN COUNTY

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#### 250-252-254 Center Street, Benton, PA 17814

TOTAL

Principal Interest		19,514.75 4,332.56
(Per diem of \$11.87 from 7/1/01 to 7/1/02)	,	·
Late charges (\$20.65 per month to 7/02)	\$	227.15
Escrow Deficit 5% Attorney's Commission		1,500.00 2,475.74

\*\* Together with additional interests, charges and costs to the date of Sheriff's Sale.

(SEAL)

\$58,050.20\*\*

Proth. & Clk. Of Sev. Courts My Com. Ex. 1st Mon. Jan 2004 ALL THAT CERTAIN tract, piece and parcel of land situate in the Borough of Benton, County of Columbia, State of Pennsylvania, bounded and described as follows:

BEGINNING at an iron pin corner on the Southern side of Center Street in line of land now or formerly of M. D. Pennington; THENCE along the Southern side of Center Street, South 58 degrees East, 78 feet to an iron pin corner in line of land now or formerly of Burr Appleman; THENCE by the same and along land now or formerly of Myron P. Edwards, South 35 degrees West, 77 feet to an iron pin corner in line of land now or formerly of A. C. Harrison; THENCE by the same, North 58 degrees West, 73 feet to an iron pin corner in line of land now or formerly of M. D. Pennington; THENCE by the same, North 31 degrees 30 minutes East, 77 feet to an iron pin corner on the Southern side of Center Street, the place of BEGINNING. This description is prepared from draft of W. H. Eyer dated May 22, 1929. WHEREON is erected a frame dwelling.

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Parcel # 02-04-018

WASHINGTON MUTUAL HOME LOANS, INC. SUCCESSOR IN INTEREST BY MERGER TO FLEET MORTGAGE CORP.

MORTGAGE CORP.
Plaintiff

NO.

vs.

2002-ED-56

2002-CV-28

MARK D. WHITEBREAD

Defendant

CIVIL ACTION - LAW -IN MORTGAGE FORECLOSURE

IN THE COURT OF COMMON PLEAS

COLUMBIA COUNTY, PENNSYLVANIA

#### NON-MILITARY AFFIDAVIT

COMMONWEALTH OF PENNSYLVANIA

SS

COUNTY OF DAUPHIN

Personally appeared before me, a Notary Public in and for said Commonwealth and County, LEON P. HALLER, ESQUIRE who being duly sworn according to law deposes and states that the Defendant(s) above named are not in the Military or Naval Service nor are they engaged in any way which would bring them within the Soldiers and Sailors Relief Act of 1940, as amended.

Sworn to and subscribed: before me this '/ day:

Not and Dala

of / / )((i)

LEON P. HALLER, ESQUIRE

NOTARIAL SEAL ANGELA J. GLASS, Notary Public City of Harrisburg Dauphin County My Commission Expires May 12, 2003 6. Name and address of every other person who has any **record** interest in the property and whose interest may be affected by the sale:

#### UNKNOWN

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

TENANTS IF ANY ...

Barbara Cole 250 Center Street Benton, PA 17814

Tenant/Occupant 252 Center Street Benton, PA 17814

Tenant/Occupant 254 Center Street Benton, PA 17814

DOMESTIC RELATIONS OFFICE Columbia County Courthouse P.O. Box 380 Bloomsburg, PA 17815

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I verify that the statements made in this Affidavit are true and correct to the best of my personal knowledge, 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.

Leon P. Haller PA I.D. #15700

Purcell, Krug & Haller 1719 North Front Street Harrisburg, PA 17102

(717) 234-4178

DATE: May 9, 2002

WASHINGTON MUTUAL HOME LOANS, INC. SUCCESSOR IN INTEREST BY MERGER TO FLEET MORTGAGE CORP.

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

Plaintiff

:

NO. 2002-CV-28

vs.

2002-ED-56

MARK D. WHITEBREAD

: CIVIL ACTION - LAW -

Defendant

: IN MORTGAGE FORECLOSURE

#### AFFIDAVIT PURSUANT TO P.R.C.P. 3129.1

The Plaintiff in the above action, by its attorneys, Purcell, Krug & Haller, sets forth as of the date the praecipe for the writ of execution was filed, the following information concerning the real property located at 250-252-254 Center Street, Benton, PA 17814:

1. Name and address of the Owner(s) or Reputed Owner(s):

Mark D. Whitebread 505 Bloomingdale Road Shickshinny, PA 18655

2. Name and address of Defendant(s) in the Judgment, if different from that listed in (1) above:

#### SAME

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

#### UNKNOWN

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

PLAINTIFF HEREIN (AND ANY OTHERS AS NOTED BELOW):

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

#### UNKNOWN

TO THE SHERIFF OF COLUMBIA COUNTY:

There will be placed in your hands for service a Writ of Execution in Mortgage Foreclosure styled as follows:

Plaintiff: WASHINGTON MUTUAL HOME LOANS, INC. SUCCESSOR IN INTEREST BY MERGER TO FLEET MORTGAGE CORP.

vs.

Defendants: MARK D. WHITEBREAD

Filed to No. 2002-CV-28

#### INSTRUCTIONS

This is real estate execution. The property is located at:

250-252-254 CENTER STREET, BENTON, PA 17814

(A more complete legal description accompanies these documents.)

The parties to be served **PERSONALLY** and their addresses are as follows:

MARK D. WHITEBREAD: 505 BLOOMINGDALE ROAD, SHICKSHINNY, PA 18655

#### WAIVER OF WATCHMAN AND 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.

NOW, May 9, 2002 the Sheriff is hereby released from all liability to protect the property described in the above execution by insurance, which insurance is hereby waived.

Leon 2 Haller

Attorney for Plaintiff

PA I.D. #15700

# **ORDER FOR SERVICE**

DATE: May 9, 2002

FROM: Leon P. Haller, Esquire Purcell, Krug & Haller 1719 North Front Street Harrisburg, PA 17102 (717) 234-4178

CASE CAPTION:

WASHINGTON MUTUAL HOME LOANS, INC. SUCCESSOR IN INTEREST BY MERGER TO FLEET MORTGAGE CORP.

VS.

MARK D. WHITEBREAD

PAPER: WRIT OF EXECUTION IN MORTGAGE FORECLOSURE

SERVICE TO BE MADE ON DEFENDANT: MARK D. WHITEBREAD

ADDRESS FOR "PERSONAL SERVICE": <u>505 BLOOMINGDALE ROAD,</u> SHICKSHINNY, PA 18655

PLEASE DEPUTIZE LUZERNE COUNTY FOR PERSONAL SERVICE

#### TO THE SHERIFF OF COLUMBIA COUNTY:

## **ORDER FOR SERVICE**

DATE: May 9, 2002

FROM:

Leon P. Haller, Esquire Purcell, Krug & Haller 1719 North Front Street Harrisburg, PA 17102 (717) 234-4178

CASE CAPTION:

WASHINGTON MUTUAL HOME LOANS, INC. SUCCESSOR IN INTEREST BY MERGER TO FLEET MORTGAGE CORP.

VS.

MARK D. WHITEBREAD

PAPER: WRIT OF EXECUTION IN MORTGAGE FORECLOSURE

SERVICE TO BE MADE ON DEFENDANT: POST PROEPRTY

ADDRESS FOR "PERSONAL SERVICE": <u>250 CENTER STREET, BENTON, PA</u> <u>17814</u>

## ORDER FOR SERVICE

DATE: May 9, 2002

FROM:

Leon P. Haller, Esquire Purcell, Krug & Haller 1719 North Front Street Harrisburg, PA 17102 (717) 234-4178

CASE CAPTION:

WASHINGTON MUTUAL HOME LOANS, INC. SUCCESSOR IN INTEREST BY MERGER TO FLEET MORTGAGE CORP.

vs.

MARK D. WHITEBREAD

PAPER: WRIT OF EXECUTION IN MORTGAGE FORECLOSURE

SERVICE TO BE MADE ON DEFENDANT: POST PROEPRTY

ADDRESS FOR "PERSONAL SERVICE": <u>252 CENTER STREET, BENTON, PA</u> 17814

# **ORDER FOR SERVICE**

DATE: May 9, 2002

FROM:

Leon P. Haller, Esquire Purcell, Krug & Haller 1719 North Front Street Harrisburg, PA 17102 (717) 234-4178

CASE CAPTION:

WASHINGTON MUTUAL HOME LOANS, INC. SUCCESSOR IN INTEREST BY MERGER TO FLEET MORTGAGE CORP.

vs.

MARK D. WHITEBREAD

PAPER: WRIT OF EXECUTION IN MORTGAGE FORECLOSURE

SERVICE TO BE MADE ON DEFENDANT: POST PROEPRTY

ADDRESS FOR "PERSONAL SERVICE": <u>254 CENTER STREET, BENTON, PA</u> 17814

# **PROTHONOTARY:**

I have enclosed judgment/execution package(s) in Mortgage Foreclosure.

After filing, please forward appropriate documentation to the Sheriff's Office.

I have enclosed a self addressed stamped envelope for your convenience in returning the receipt for filing to the undersigned.

If you require anything further or have any questions please do not hesitate to contact me.

Thank you.

Traci Colm Purcell, Krug & Haller 1719 North Front Street Harrisburg, PA 17102

PHONE: (717) 234-4178

50511 CHECK AMOUNT VOID AFTER 90 DAYBY CHECK DATE \$\*\*\*\*\*1,200.00 COMMERCE BANK 60-184-313 0%0511 05/09/2002 CHECK NO. . Tu 3 2043 1 ONE THOUSAND INO HUNDRED AND 00/100 DOLLARS\*\*\*\* \_<u>≠</u> #050511# #031301846# CHERIFF OF COLUMBIA COUNTY PURCELL, KRUG & HALLER
1719 NORTH FRONT STREET
HARRISBURG, PA 17102 PAY TO THE ORDER OF