## SHERIFF'S SALE COST SHEET

12HH NBO	trace V	s. Shave	ar's	,	
NO. <u>36-05</u> EI	tsage v.	DD DATE/TIN	ME OF SALE_	Stayed	
DOCKET/RETURN		\$15.00			
SERVICE PER DEF	₹.	\$ 165100			
LEVY (PER PARCI	EL	\$15.00	-		
MAILING COSTS		\$ 27,50			
	LE BILLS & COPIES	\$17.50			
ADVERTISING SA	LE (NEWSPAPER)	\$15.00			
MILEAGE POSTING HANDBI	Ti	\$ 16.00			
CRYING/ADJOUR		\$15.00 \$10.00			
SHERIFF'S DEED	NOALL	\$10.00 \$ <del>35.0</del> 0			
TRANSFER TAX F	ORM	\$ <del>25.00</del>			
DISTRIBUTION FO		\$ <del>25.00</del>			
COPIES		\$ 5.50			
NOTARY	TOTAL *******	\$ 8,00			
	TOTAL *******	*****	s 309,50	! -	
WEB POSTING	2385	\$150.00			
PRESS ENTERPRIS	SE INC.	\$150.00			
SOLICITOR'S SER	VICES	\$ <del>75.0</del> 0			
	SE INC. VICES TOTAL *******	*****	\$ 150,00		
PROTHONOTARY	(NOTARV)	<del>\$10.00</del>			
RECORDER OF DE					
	EDS TOTAL *******	*****	so		
REAL ESTATE TAX	VEC.				
	& COUNTY 20	•			
SCHOOL DIS		\$			
DELINQUEN	NT 20 X	\$ 5.00			
	TOTAL ********	******	\$ 5,00		
MIRHORALERRA					
MUNICIPAL FEES	DUE:	Φ.			
SEWER WATER	20	\$			
WAIEK	20 TOTAL *******	<b>&gt;</b>	8-0-		
	TOTAL		<u>ه</u>		
SURCHARGE FEE (	(DSTE)		\$ 120,00		
MISC	<u></u>	\$			
	TOTAL ********	\$ <u></u>	A > O=	z- <del>-</del> 60	Der
	TOTAL TELEFORM	, , <u>, , , , , , , , , , , , , , , , , </u>	<b>D</b>	1350,60 \$_584,50 765,50	
	TOTAL COSTS (OPI	ENING BID)		\$ 584,50	
			57	71550	
				100,00	

Rightrax

4/28/2005 11:53 PAGE 001/001 Fax Server

#### Law Offices

...

#### PHELAN HALLINAN & SCHMIEG, LLP

One Penn Center at Suburban Station 1617 John F. Kennedy Boulevard Suite 1400 Philadelphia, PA 19103-1814 Main Fax: (215)563-5534 Ph: (215)563-7000

Katherine Trautz Sale Department, Ext. 1493

Representing Lenders in Pennsylvania and New Jersey

April 28, 2005

Office of the Sherift Columbia County Courthouse P.O. Box 380 35 W. Main Street Bloomsburg, PA 17815

Re: PHH MORTGAGE CORPORATION, F/K/A CENDANT MORTGAGE

CORPORATION

v. DONNA C. SHEMONIS

No. 2005-CV-181

Dear Sir or Madam:

Please stay the Sheriff's Sale of the above referenced property, which is scheduled for 6/8/05.

No funds were received in consideration for the stay.

Very truly yours,

Katherine Trautz

/kjm

36

#### VIA TELECOPY 570-389-5625

Cc:

DONNA C. SHEMONIS 2105 HEIGHTS ROAD BERWICK, PA 18603 Federman and Phelan is now

### PHELAN HALLINAN & SCHMIEG

Suite 1400 16 17 JFK Boulevard Philadelphia, PA 19103-1814 215-563-7000

Office of the Sheriff
COLUMBIA County Courthouse

Re: PHH MORTGAGE CORPORATION, F/K/A CENDANT MORTGAGE CORPORATION

v. DONNA C. SHEMONIS

....

No. 2005-CV-181

Premises: 2105 HEIGHTS ROAD, BERWICK, PA 18603

Dear Sir/madam,

Please find attached a copy of the original Affidavit(s), which has been sent for filing with the COLUMBIA Prothonotary's Office as of the date of this letter.

Yours truly,

Nicole Kuchman

Nicole Kuchman

for Federman and Phelan, LLP

\*\*\*PROPERTY IS LISTED FOR THE SHERIFF'S SALE.\*\*\*

## AFFIDAVIT OF SERVICE WJT Plaintiff: PHH MORTGAGE CORPORATION, F/K/A CENDANT **COLUMBIA County** MORTGAGE CORPORATION No 2005-CV-181 Defendant(s): DONNA C. SHEMONIS Our File #111605 Type of Action - Notice of Sheriff's Sale Address: 2105 HEIGHTS ROAD **BERWICK, PA 18603** Sale Date: (0/8/05 \*\*PLEASE ATTEMPT SERVICE AT LEAST 3 TIMES\*\* Served and made known to DONNA C. SHEMONIS Defendant, on the 17th. day of APRIL , 2005, at 2:45, o'clock P.m., at 2105 HEIGHTS ROAD, BERWICK Commonwealth of PA - 18603, in the manner described below: \_\_\_Defendant personally served. \_Adult family member with whom Defendant(s) reside(s). Relationship is \_\_ Adult in charge of Defendant(s)'s residence who refused to give name or relationship. .Manager/Clerk of place of lodging in which Defendant(s) reside(s). Agent or person in charge of Defendant(s)'s office or usual place of business. an officer of said Defendant(s)'s company. \_\_ \_Other: \_\_\_\_\_ Age 41 Height 5-2" Weight 25 Race W Sex F Other BRN. HAIR Description: \_\_\_\_, a competent adult, being duly sworn according to law, depose and state that I personally handed a true and correct copy of the Notice of Sheriff's Sale in the manner as set forth herein, issued in the captioned case on the RUTH TELNOCK, Notary Public Borough of Plymouth, Luzerne County My Commission Expires March 28, 2009 date and at the address indicated above. Sworn to and subscribed before me this \_\_\_\_\_ day NOT SERVED On the \_\_\_\_\_ day of \_\_\_\_\_, 200\_\_, at \_\_\_\_ o'clock \_\_.m., Defendant NOT FOUND because: \_\_\_\_ Vacant

2<sup>ND</sup> ATTEMPT

3<sup>RD</sup> ATTEMPT

On the \_\_\_\_\_\_ day of \_\_\_\_\_\_, 200\_\_\_, at \_\_\_\_\_ Moved \_\_\_\_\_ Unknown \_\_\_\_\_ No Answer

Other: 1 ST ATTEMPT \_\_\_\_\_ 2

Sworn to and subscribed before me this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_, 200\_\_ Notary: By:

Attorney for Plaintiff

Daniel G. Schmieg, Esquire - I.D. No. 62205

Daniel G. Schmieg, Esquire - I.D. No. 62205 One Penn Center at Suburban Station-Suite 1400 Philadelphia, PA 19103 (215) 563-7000

B. Received by ( Printed Name)  APR 0 1 200  D. Is delivery address different from item 1?	SENDER: COMPLETE THIS SECTION  Complete items 1, 1, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.  1. Article Addressed to: U. S. SMALL BUSINESS ADMINISTRATIC PHILADELPHIA DISTRCIT OFFICE ROBERT N.C. NIX FEDERAL BUILDING 900 MARKET STREET-5 <sup>TII</sup> FLOOR PHILADELPHIA, PA 19107	A. Signature  X. A. A. Signature  X. A.
nd address on the reverse in the back of the mailpiece, pace permits.  LTH OF PA ATTIN: SHERIFF SALE MPLIANCE CPPORT SECTION 281230 PA 17128-1230	2. Article Number (Transfer from service label)  PS Form 3811, February 2004  SENDER: COMPLETE THIS SECTION  Complete items 1, and 3. Also complete	4. Restricted Delivery? (Extra Fee) Yes  10 0001 9056 0835  Arm Receipt 102595-02-M-15  COMPLETE THIS SECTION ON DELIVERY  A. Signature  X. Agent Address
■ Print your name and address of so that we can return the card is of that we can return the card is of that we can return the card is of or on the front if space permits.  1. Article Addressed to: COMMONWEALTH OF PADEPT. OF REVATTN: SHI BUREAU OF COMPLIANC CLEARANCE SUPPORT SEDEPARTMENT 281230 IIARRISBURG. PA 17128-1  2. Article Number (Transfer from service label)	item 4 if Restricted Delivery is desired.  Print your name and address on the reverse so that we can return the card to you.  Attach this card to the back of the mailpiece, or on the front if space permits.  1. Article Addressed to:  INTERNAL REVENUE SERVICE TECHNICAL SUPPORT GROUP WILLIAM GREEN FEDERAL BUILDING 600 ARCH STREET ROOM 3259  PHILADELPHIA, PA 19106	D. Is delivery address different from item 1?
	2. Article Number (Transfer from service label)  PS Form 3811, February 2004  Domestic Ret	4. Restricted Delivery? (Extra Fee)
	<ul> <li>Complete items 1, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> <li>1. Article Addressed to:</li> <li>Beneficial Consumer Dis. Co. 38 South Main St. Shenandoah, FA 17976</li> <li>2. Article Number</li> </ul>	A. Signature  X  A. Signature  X  Address  B. Received by (Printed Name)  C. Date of Delive  C. Date of Delive  C. Date of Delive  Address  C. Date of Delive  Address  D. Is delivery address different from item 1?  Yes  If YES, enter delivery address below:  No  3. Service Type  Certified Mail  Registered  Return Receipt for Merchandis  Insured Mail  C.O.D.  4. Restricted Delivery? (Extra Fee)  Yes
	(Transfer from service label)	1500 0001 905L 0804

PS Form 3811, February 2004	2. Article Number (Transfer from service label)		Commonwealth of PA PO Box 2675 Harrisburg, PA 17105	1. Article Addressed to:	<ul> <li>Complete items and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailplece or on the front if space permits.</li> </ul>	PS Form 3811, February 2004 SENDER: COMPLETE THIS SECTION		HARRISBURG, PA 1/105	OFFICE OF F.A.I.R. DEPARTMENT OF PUBLIC WELFARE PO BOX 8016	<ul> <li>Complete items , , , and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece or on the front if space permits.</li> <li>1. Article Addressed to:</li> </ul>	SENDER: COMPLETE THIS SECTION
Domestic Return Receipt	0 E002		=	Ţ.	mplete ed.	Domestic Return Receipt  COMPLE	E002		FELFARE	omplete red. e reverse ou. mailpiece,	ON
urn Receipt 102595-02-M-16	0.500 0001 402F 0.74F	3. Service Type  ♣ Certified Mail ☐ Express Mail ☐ Registered ☐ Return Receipt for Merchandis ☐ Insured Mail ☐ C.O.D.  4. Restricted Delivery? (Extra Fee) ☐ Yes		f≼ D. Is delivery address different from/item 1? ☐ Yes If YES, enter delivery address below: ☐ No	( 1322)	turn Receipt  COMPLETE THIS SECTION ON DELIVERY	9 0500 0001 905F 085P	3. Service Type  2 Certified Mail	If YES, enter delivery address below: L No	A. Signature  A. Signature  A. Signature  A. A. Signature  A. A	COMPLETE THIS SECTION ON DELIVERY



April 5, 2005

Timothy T. Chamberlain Sheriff of Columbia County Court House- P.O. Box 380 Bloomsburg, PA 17815

## PHH MORTGAGE CORPORATION, F/K/A CENDANT MORTGAGE CORPORATION

VS

DONNA C. SHEMONIS

**DOCKET# 36ED2005** 

JD # 181JD2005

#### Dear Timothy:

The outstanding balance on sewer account #108961 for the property located at 2105 Heights Road, Berwick Pa through June 2005 is \$550.31. The amount owed for the sewer account through June 2005 is \$434.31, plus \$116.00 to satisfy a lien.

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

Sincerely,

Kelly Greer

**Authority Clerk** 

1108 Freas Avenue • Berwick, Pennsylvania 18603

Phone: (570) 752-8477 • Fax: (570) 752-8479

#### TIMOTHY T, CHAMBERLAIN



PHONE (578) 389-5622

24 HOUR PHONE (570) 784-6300

PHH MORTGAGE CORPORATION, F/K/A CENDANT MORTGAGE CORPORATION VS

Docket # 36ED2005

WRIT OF EXECUTION - MORTGAGE FORECLOSURE

**DONNA C. SHEMONIS** 

#### AFFIDAVIT OF SERVICE

NOW, THIS THURSDAY, MARCH 31, 2005, AT 3:15 PM, SERVED THE WITHIN WRIT OF EXECUTION - MORTGAGE FORECLOSURE UPON DONNA SHEMONIS AT 2105 HEIGHTS ROAD, BERWICK BY HANDING TO DONNA SHEMONIS, , A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT AND MADE KNOWN TO THEM THE CONTENTS THEREOF.

SO ANSWERS,

SWORN AND SUBSCRIBED BEFORE ME THIS FRIDAY, APRIL 01, 2005

- Margagi

NOTARIAL SEAL WENDY WESTOVER, NOTARY PUBLIC BLOOMSBURG, COLUMBIA CO., PA MY COMMISSION EXPIRES NOVEMBER 07, 2005 X\_\_\_\_\_\_TIMOTHY T. CHAMBERLAIN SHERIFF

 $r = \frac{1}{2} r + 2r$ 

P. D'ANGELO DEPUTY SHERIFF

T. CHAMBERLAIN OFFICER: SERVICE# 1 - OF - 12 SERVICES DATE RECEIVED 3/30/2005 DOCKET # 36ED2005 PLAINTIFF PHH MORTGAGE CORPORATION, F/K/A CENDANT MORTGAGE CORPORATION DEFENDANT DONNA C. SHEMONIS ATTORNEY FIRM PHELAN HALLINAN AND SCHMIEG PERSON/CORP TO SERVED PAPERS TO SERVED DONNA SHEMONIS WRIT OF EXECUTION - MORTGAGE 2105 HEIGHTS ROAD FORECLOSURE BERWICK SERVED UPON DONNA SHEMONIA RELATIONSHIP \_\_\_\_\_ IDENTIFICATION \_\_\_\_ DATE 63-31-65 TIME 1515 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 DATE TIME OFFICER REMARKS Then DCC DATE 03.31.05 DEPUTY

OFFICER: T. CHAMBERLAIN SERVICE# 4 - OF - 12 SERVICES DATE RECEIVED 3/30/2005 DOCKET # 36ED2005 PLAINTIFF PHH MORTGAGE CORPORATION, F/K/A CENDANT MORTGAGE CORPORATION DEFENDANT DONNA C. SHEMONIS ATTORNEY FIRM PHELAN HALLINAN AND SCHMIEG PERSON/CORP TO SERVED PAPERS TO SERVED CONNIE GINGHER-TAX COLLECTOR WRIT OF EXECUTION - MORTGAGE 1615 LINCOLN AVE. **FORECLOSURE** BERWICK SERVED UPON CONDIF GINGHER RELATIONSHIP \_\_\_\_\_ IDENTIFICATION \_\_\_\_\_ DATE 03.31.05 TIME 1505 MILEAGE OTHER Race \_\_\_ Sex \_\_\_ Height \_\_\_ 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 DATE TIME OFFICER REMARKS Tan Sal DATE 03. 31. 05 DEPUTY

T. CHAMBERLAIN OFFICER: SERVICE# 5 - OF - 12 SERVICES DATE RECEIVED 3/30/2005 DOCKET # 36ED2005 **PLAINTIFF** PHH MORTGAGE CORPORATION, F/K/A CENDANT MORTGAGE CORPORATION DEFENDANT DONNA C. SHEMONIS ATTORNEY FIRM PHELAN HALLINAN AND SCHMIEG PERSON/CORP TO SERVED | PAPERS TO SERVED BERWICK SEWER WRIT OF EXECUTION - MORTGAGE 1108 FREAS AVE. FORECLOSURE BERWICK SERVED UPON KECCY GREER RELATIONSHIP CCERK IDENTIFICATION DATE 03-31-05 TIME /950 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** DATE TIME OFFICER REMARKS \_\_\_ DATE 03 31.05 DEPUTY

COUNTY OF COLUMBIA "

#### REAL ESTATE TAX CERTIFICATION

Date: 03/31/2005

Fee: \$5.00

Cert. NO: 720

SHEMONIS DONNA C 2105 HEIGHTS ROAD BERWICK PA 18603

District: BERWICK BORO Deed: 0708 -0742 Location: 2105 HTS RD 35-36 Parcel Id:04B-01 -039-00,000

Assessment: 32,140 Balances as of 03/31/2005

YEAR TAX TYPE TAXES DUE TAX AMOUNT PENALTY DISCOUNT PAID BALANCE

OFFICER: DATE RECEIVED 3/30/2005	SERVICE# 6 - OF - 12 SERVICES DOCKET # 36ED2005
PLAINTIFF PHH	MORTGAGE CORPORATION, F/K/A CENDANT
DEFENDANT DON ATTORNEY FIRM PHEI PERSON/CORP TO SERVED  DOMESTIC RELATIONS 15 PERRY AVE.	INA C. SHEMONIS  LAN HALLINAN AND SCHMIEG  PAPERS TO SERVED  WRIT OF EXECUTION - MORTGAGE FORECLOSURE
BLOOMSBURG	
SERVED UPON Z SLO	4 Lings
RELATIONSHIP	IDENTIFICATION
	MILEAGE OTHER
Race Sex Height We	cight Eyes Hair Age Military
B. HOUSEF C. CORPOR D. REGISTE E. NOT FOU	AL SERVICE AT POA POB  POE CCSO HOLD MEMBER: 18+ YEARS OF AGE AT POA RATION MANAGING AGENT ERED AGENT UND AT PLACE OF ATTEMPTED SERVICE  SPECIFY)
ATTEMPTS DATE TIME	OFFICER REMARKS
DEPUTY July	DATE <u>\$.3</u> (-5

OFFICER: DATE RECEIVED 3	3/30/2005	SERVICE# 9 - OF - 12 SERVICES DOCKET # 36ED2005
PLAINTIFF		AGE CORPORATION, F/K/A CENDANT CORPORATION
PERSON/CORP TO COLUMBIA COUNT PO BOX 380 BLOOMSBURG	SERVED	LINAN AND SCHMIEG PAPERS TO SERVED WRIT OF EXECUTION - MORTGAGE FORECLOSURE
RELATIONSHIP	-	IDENTIFICATION
DATE 3315 TII	ME 1010 MILE	AGEOTHER
		Eyes Hair Age Military
TYPE OF SERVICE:	B. HOUSEHOLD MEI C. CORPORATION M D. REGISTERED AGI E. NOT FOUND AT P	
ATTEMPTS DATE	TIME OF	FFICER REMARKS
DEPUTY	ali	DATE <u>3.31.5</u>

## REAL ESTATE OUTLINE

ED#36-05 DATE RECEIVED 2-30-01 DOCKET AND INDEX 3-51-61 SET FILE FOLDER UP 3-31-01 CHECK FOR PROPER INFO. WRIT OF EXECUTION COPY OF DESCRIPTION WHEREABOUTS OF LKA NON-MILITARY AFFIDAVIT NOTICES OF SHERIFF SALE WATCHMAN RELEASE FORM AFFIDAVIT OF LIENS LIST CHECK FOR \$1,350.00 OR CK# 41-7415 \*\*IF ANY OF ABOVE IS MISSING DO NOT PROCEDE\*\* SALE DATE TIME POSTING DATE ADV. DATES FOR NEWSPAPER WEEK 2<sup>ND</sup> WEEK 3<sup>RD</sup> WEEK

### WEDNESDAY JUNE 8, 2005 AT 10:30 AM

BY VIRTUE OF A WRIT OF EXECUTION NO. 36 OF 2005 ED AND CIVIL WRIT NO. 181 OF 2005 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'S 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 piece or parcel of land situate in the Borough of Berwick, County of Columbia and State of Pennsylvania, bounded and described as follows, to-wit: BEGINNING at a point on the Westerly side of Woodin Road at the corner of Lot No. 34; thence along Woodin Road in a Northerly direction 135 feet to the corner of Lot No. 38; thence along said lot in a Westerly direction 120 feet to a 15 foot alley; thence along said alley in a Southerly direction 135 feet to Lot No. 34; thence along the same in an Easterly direction 120 feet to the place of beginning.

BEING Lots Nos. 35, 36 and 37 in the Park Real Estate Addition.

EXCEPTING however, Lot No. 37 which was sold by Ruby B. Work, widow, to Paul Fahringer and Helen Fahringer, his wife, by Deed dated June 30, 1989 and recorded July 6, 1989 in Record Book 431 Page 1079. Said lot being 45' x 120'.

Tax Parcel #04B-01-039

PREMISES BEING: 2105 HEIGHTS ROAD, BERWICK, PA 18603 TITLE TO SAID PREMISES IS VESTED IN Donna C. Shemonis by Deed from Mary K. Buck and Robert Carl Buck, wife and husband, dated 10/12/1999 and recorded 10/15/1999 in

Instrument #199909493.

#### 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 Daniel G. Schmieg 1617 John F. Kennedy Blvd Philadelphia, PA 19103

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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 Daniel G. Schmieg 1617 John F. Kennedy Blvd Philadelphia, PA 19103

### WEDNESDAY JUNE 8, 2005 AT 10:30 AM

BY VIRTUE OF A WRIT OF EXECUTION NO. 36 OF 2005 ED AND CIVIL WRIT NO. 181 OF 2005 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'S 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 piece or parcel of land situate in the Borough of Berwick, County of Columbia and State of Pennsylvania, bounded and described as follows, to-wit: BEGINNING at a point on the Westerly side of Woodin Road at the corner of Lot No. 34; thence along Woodin Road in a Northerly direction 135 feet to the corner of Lot No. 38; thence along said lot in a Westerly direction 120 feet to a 15 foot alley; thence along said alley in a Southerly direction 135 feet to Lot No. 34; thence along the same in an Easterly direction 120 feet to the place of beginning.

BEING Lots Nos. 35, 36 and 37 in the Park Real Estate Addition.

EXCEPTING however, Lot No. 37 which was sold by Ruby B. Work, widow, to Paul Fahringer and Helen Fahringer, his wife, by Deed dated June 30, 1989 and recorded July 6, 1989 in Record Book 431 Page 1079. Said lot being 45' x 120'.

Tax Parcel #04B-01-039

PREMISES BEING: 2105 HEIGHTS ROAD, BERWICK, PA 18603 TITLE TO SAID PREMISES IS VESTED IN Donna C. Shemonis by Deed from Mary K. Buck and Robert Carl Buck, wife and husband, dated 10/12/1999 and recorded 10/15/1999 in Instrument #199909493.

#### 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.

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Plaintiff's Attorney Daniel G. Schmieg 1617 John F. Kennedy Blvd Philadelphia, PA 19103

## WRIT OF EXECUTION - (MORTGAGE FORECLOSURE) P.R.C.P. 3180-3183 and RULE 2357

PHH MORTGAGE CORPORATION, : COURT OF COMMON PLEAS F/K/A CENDANT MORTGAGE : COLUMBIA COUNTY, PA CORPORATION : NO: 2005-CV-181 **Plaintiff** VS. (MORTGAGE FORECLOSURE) DONNA C. SHEMONIS Defendant(s) TO THE SHERIFF OF COLUMBIA COUNTY, PENNSYLVANIA To satisfy the judgment, interest and costs in the above matter, you are directed to levy upon and sell the following described property (specifically described property below): Premises: 2105 HEIGHTS ROAD BERWICK, PA 18603 (see attached legal description) Amount Due \$90,171.37 Interest from 3/30/05 to sale date (per diem-\$14.82) Total Plus Costs as endorsed. Office of the Prothonotary Common Pleas Court of

Columbia County, PA

ALL THAT CERTAIN pace or parcel of land situate in the Borouga of Berwick, County of Columbia and State of Pennsylvania, bounded and described as follows, to-wit:

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Tax Parcel #04B-01-039

PREMISES BEING: 2105 HEIGHTS ROAD, BERWICK, PA 18603

### WRIT OF EXECUTION - (MORTGAGE FORECLOSURE) P.R.C.P. 3180-3183 and RULE 2357

PHH MORTGAGE CORPORATION, : COURT OF COMMON PLEAS F/K/A CENDANT MORTGAGE : COLUMBIA COUNTY, PA CORPORATION : NO: 2005-CV-181 **Plaintiff** VS. (MORTGAGE FORECLOSURE) DONNA C. SHEMONIS Defendant(s) TO THE SHERIFF OF COLUMBIA COUNTY, PENNSYLVANIA To satisfy the judgment, interest and costs in the above matter, you are directed to levy upon and sell the following described property (specifically described property below): Premises: 2105 HEIGHTS ROAD BERWICK, PA 18603 (see attached legal description) Amount Due \$90,171.37 Interest from 3/30/05 to sale date (per diem-\$14.82) Total Plus Costs as endorsed. Office of the Prothonotary

Dated: 03-30-09 (Seal)

Common Pleas Court of Columbia County, PA

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Tax Parcel #04B-01-039

PREMISES BEING: 2105 HEIGHTS ROAD, BERWICK, PA 18603

Phelan Hallinan & Schmieg, L.L.P. By: DANIEL G. SCHMIEG Identification No. 62205 One Penn Center at Suburban Station 1617 John F. Kennedy Boulevard Suite 1400 Philadelphia, PA 19103-1814

ATTORNEY FOR PLAINTIFF

PHH MORTGAGE CORPORATION, F/K/A CENDANT MORTGAGE

: COLUMBIA County

CORPORATION

(215) 563-7000

: Court of Common Pleas

:

Plaintiff

: CIVIL DIVISION

VS.

: NO. 2005-CV-181

DONNA C. SHEMONIS

2005-ED-36

Defendant(s)

### AFFIDAVIT PURSUANT TO RULE 3129 (Affidavit No. 1)

### PHH MORTGAGE CORPORATION, F/K/A CENDANT MORTGAGE CORPORATION.

Plaintiff in the above action, by its attorney, DANIEL G. SCHMIEG, ESQ., sets forth as of the date the Praecipe for the Writ of Execution was filed the following information concerning the real property located at 2105 HEIGHTS ROAD, BERWICK, PA 18603.

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

NAME LAST KNOWN ADDRESS (if address cannot be

reasonably ascertained, please so indicate)

DONNA C. SHEMONIS 2105 HEIGHTS ROAD

**BERWICK, PA 18603** 

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

NAME LAST KNOWN ADDRESS (if address cannot be

reasonably ascertained, please so indicate)

#### SAME AS ABOVE

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. Sec. 4904 relating to unsworn falsification to authorities.

DANIEL G. SCHMIEG, ESQUIRE

Date:3/29/05

Phelan Hallinan & Schmieg, L.L.P.

By: DANIEL G. SCHMIEG Identification No. 62205

One Penn Center at Suburban Station 1617 John F. Kennedy Boulevard

**Suite 1400** 

Philadelphia, PA 19103-1814

(215) 563-7000

PHH MORTGAGE CORPORATION,

F/K/A CENDANT MORTGAGE

CORPORATION

: COLUMBIA County

: Court of Common Pleas

ATTORNEY FOR PLAINTIFF

Plaintiff : CIVIL DIVISION

vs. : NO. 2005-CV-181

DONNA C. SHEMONIS

Defendant(s)

#### **AFFIDAVIT PURSUANT TO RULE 3129.1**

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NAME LAST KNOWN ADDRESS

DONNA C. SHEMONIS

2105 HEIGHTS ROAD
BERWICK, PA 18603

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

NAME LAST KNOWN ADDRESS

#### SAME AS ABOVE

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

NAME LAST KNOWN ADDRESS

NONE

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

NAME

LAST KNOWN ADDRESS

BENEFICIAL CONSUMER DISCOUNT CO. 38 SOUTH MAIN STREET D/B/A BENEFICIAL MORTGAGE CO. OF PA SHENANDOAH, PA 17976

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

**NONE** 

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:

BERWICK JOINT SEWER AUTHORITY 7

74740 COLUMBIA STREET BERWICK, PA 18603

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:

DOMESTIC RELATIONS OF

COLUMBIA COUNTY COURTHOUSE

**COLUMBIA COUNTY** 

P.O. Box 380

TENANT/OCCUPANT

2105 HEIGHTS ROAD BERWICK, PA 18603

Bloomsburg, PA 17815

COMMONWEALTH OF PENNSYLVANIA

P.O. BOX 2675

DEPARTMENT OF WELFARE

HARRISBURG, PA 17105

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 penaltics of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

DANIEL G. SCHMIEG, ESQUIRE

Attorney for Plaintiff

DATE: 3/29/05

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ATTORNEY FOR PLAINTIFF

PHH MORTGAGE CORPORATION,

F/K/A CENDANT MORTGAGE

CORPORATION

: COLUMBIA County

•

: Court of Common Pleas

Plaintiff

: CIVIL DIVISION

VS.

: NO. 2005-CV-181

**DONNA C. SHEMONIS** 

2005-ED-36

Defendant(s)

### AFFIDAVIT PURSUANT TO RULE 3129 (Affidavit No. I)

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By: DANIEL G. SCHMIEG Identification No. 62205

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F/K/A CENDANT MORTGAGE

CORPORATION

: COLUMBIA County

: Court of Common Pleas

ATTORNEY FOR PLAINTIFF

Plaintiff : CIVIL DIVISION

:

vs. : NO. 2005-CV-181

:

DONNA C. SHEMONIS

:

Defendant(s)

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DONNA C. SHEMONIS 2105 HEIGHTS ROAD

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Attorney for Plaintiff

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: COLUMBIA County

F/K/A CENDANT MORTGAGE CORPORATION

: Court of Common Pleas

Plaintiff

: CIVIL DIVISION

VS.

: NO. 2005-CV-181 2005-ED-36

DONNA C. SHEMONIS

Defendant(s)

\*\*THIS FIRM IS A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE. IF YOU HAVE PREVIOUSLY RECEIVED A DISCHARGE IN BANKRUPTCY, THIS IS NOT AND SHOULD NOT BE CONSTRUED TO BE AN ATTEMPT TO COLLECT A DEBT, BUT ONLY ENFORCEMENT OF A LIEN AGAINST PROPERTY.\*\*

#### NOTICE OF SHERIFF'S SALE OF REAL PROPERTY

3/29/05

TO: DONNA C. SHEMONIS 2105 HEIGHTS ROAD BERWICK, PA 18603

Your house (real estate)	) at 2105 HEIGHTS ROAD,	BERWICK, PA 18603, is scheduled to be sold at the
Sheriff's Sale on	, at	in the Sheriff's Office, Columbia County
Courthouse, P.O. 380, Bloom	shurg, PA 17815 to enforce th	he court judgment of \$90.171.37 obtained by PHH
MORTGAGE CORPORATI	ON, F/K/A CENDANT MO	RTGAGE CORPORATION (the mortgagee)
		ment will be made at said sale in compliance with
Pa.R.C.P., Rule 3129.3.	•	•

#### **NOTICE OF OWNER'S RIGHTS**

#### YOU MAY BE ABLE TO PREVENT THIS SHERIFF'S SALE

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

l. The sale will be cancelled if you pay to the mortgaged the back payments, late charges, costs and reasonable attorney's fees due. To find out how much you must pay, you may call: (215) 563-7000.

- 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 on page two on 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 Shcriff's Sale is not stopped, your property will be sold to the highest bidder. You may find out the price bid by calling (215) 563-7000.
- 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 (814) 272-9350.
- 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 the 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 proposed schedule of distribution of the money bid for your house will be prepared by the Sheriff not later than thirty (30) days after the sale. The schedule shall be kept on file with the Sheriff and will be made available for inspection in his office. 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 ten (10) days after the filing of the proposed schedule.
- 7. You may also have other rights and defenses, or ways of getting your home back, if you act immediately after the sale.

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

COLUMBIA COUNTY SUSQUEHANNA LEGAL SERVICES 168 E. 5<sup>th</sup> STREET, BLOOMSBURG, PA 17815 (570) 784-8760 ALL THAT CERTAIN p. e or parcel of land situate in the Borouge of Berwick, County of Columbia and State of Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a point on the Westerly side of Woodin Road at the corner of Lot No. 34; thence along Woodin Road in a Northerly direction 135 feet to the corner of Lot No. 38; thence along said lot in a Westerly direction 120 feet to a 15 foot alley; thence along said alley in a Southerly direction 135 feet to Lot No. 34; thence along the same in an Easterly direction 120 feet to the place of beginning.

BEING Lots Nos. 35, 36 and 37 in the Park Real Estate Addition.

EXCEPTING, however, Lot No. 37 which was sold by Ruby B. Work, widow, to Paul Fahringer and Helen Fahringer, his wife, by Deed dated June 30, 1989 and recorded July 6, 1989 in Record Book 431 Page 1079. Said lot being 45' x 120'.

Tax Parcel #04B-01-039

PREMISES BEING: 2105 HEIGHTS ROAD, BERWICK, PA 18603

ALL THAT CERTAIN pi\_\_ or parcel of land situate in the Boroug \_ i Berwick, County of Columbia and State of Pennsylvania, bounded and described as follows, to-wit:

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Tax Parcel #04B-01-039

PREMISES BEING: 2105 HEIGHTS ROAD, BERWICK, PA 18603

#### AFFIDAVIT OF SERVICE

WJT

Plaintiff: PHH MORTGAGE CORPORATION, F/K/A CENDANT MORTGAGE CORPORATION

COLUMBIA County No 2005-CV-181

Defendant(s): DONNA C. SHEMONIS

Our File #111605 Type of Action - Notice of Sheriff's Safe

Address: 2105 HEIGHTS ROAD BERWICK, PA 18603

Sale Date:

\*\*PLEASE ATTEMPT SERVICE AT LEAST 3 TIMES\*\*

#### SERVED

Served and made known to	, Defendant, on the day of
_, 200, at, o'clockm, at	, Commonwealth of, in the
manner described below:	
Defendant personally served.  Adult family member with whom Defendant(s) re Adult in charge of Defendant(s)'s residence who a  Manager/Clerk of place of lodging in which Defendant or person in charge of Defendant(s)'s office  an officer of said Defendant:  Other:	refused to give name or relationship. ndant(s) reside(s). e or usual place of business. endant(s)'s company.
Description: Age Height Weight	ght Sex Other
1,, a competent adult, I handed a true and correct copy of the Notice of Sheriff's State and at the address indicated above.	being duly sworn according to law, depose and state that I personally ale in the manner as set forth herein, issued in the captioned case on the
Sworn to and subscribed before me this day of, 200	
Notary: By:	
NO	T SERVED
On the, 200, at	o'clockm., Defendant NOT FOUND because:
Moved Unknown No Answer	Vacant
Other: 1 <sup>ST</sup> ATTEMPT 2 <sup>1</sup>	ATTEMPT 3 <sup>RD</sup> ATTEMPT
Sworn to and subscribed before me this day of, 200 Notary: By:  Attorney for Plaintiff	
Daniel G. Schmieg, Esquire - I.D. No. 62205 One Penn Center at Suburban Station-Suite 1400 Philadelphia, PA 19103 (215) 563-7000	

....., 20 ..... property under within writ may leave same without a watchman, in custody of whoever in possession, after notifying such person of such levy or attachment, without hereby released from all liability to protect the property described in the within named the Sheriff is HARRY A. ROADARMEL WAIVER OF WATCHMAN - Any deputy sheriff levying upon or attaching any liability o the part of such deputy or the sheriff to any plaintiff herein for any loss. Sheriff COLUMBIA County, Pa. before sheriff's sale thereof. Sir: — There will be placed in your hands for service a Writ of ..... EXECUTION (REAL ESTATE) ...., styled as insurance is hereby waived. follows: PHH MORTGAGE CORPORATION, F/K/A CENDANT MORTGAGE CORPORATION vs DONNA C. SHEMONIS and destruction or removal of any such property The defendant will be found at 2105 HEIGHTS ROAD, WAIVER OF INSURANCE - Now, BERWICK, PA 18603 If Writ of Execution, state below where defendants will be found, what foods and chattels shall/be seized and be levied upon. If real estate, execution by attach five double spaced typed written copies of description as it shall punoy si appear on the new deed together with Street and Number of the premises. Please do not furnish us with the old deed or mortgage. See attached legal description

## SHERIFF'S RETURN OF SERVICE-COLUMBIA COUNTY

## PLAINTIFF PHH MORTGAGE CORPORATION, F/K/A CENDANT MORTGAGE CORPORATION

SERVE AT: 2105 HEIGHTS ROAD BERWICK, PA 18603  SALE DATE:  PLEASE POST THE HANDBILL.  SERVED  Served and made known to	DONNA C. SHEMONIS	COURT NO.: <u>2005-CV-181</u>
Served and made known to	2105 HEIGHTS ROAD	XX Notice of Sheriff's Sale
Served and made known to		PLEASE POST THE HANDBILL.
		SERVED
Adult family member with whom Defendant(s) reside(s).  Relationship is	, Commonwealth o	, Defendant, on the day of, 200_, at _, o'clock M., at f Pennsylvania, in the manner described below:
Adult in charge of Defendant's residence who refused to give name or relationship Manager/Clerk of place of lodging in which Defendant(s) reside(s) Agent or person in charge of Defendant's office or usual place of business an officer of said Defendant's company.  Other: Description: Age Height Weight Race Sex Other SHERIFF By: Deputy Sheriff  On the day of, 200_, at o'clock M., Defendant NOT FOUND because: Moved Unknown No Answer Vacant  Other: SHERIFF By: Deputy Sheriff  LDEPUTIZED SERVICE  Now, this day of, 200_, I, Sheriff of CLINTON County, Pennsylvania, do hereby deputize the Sheriff of County to serve this Notice of Sheriff's Sale and make return thereof and according to law.  SHERIFF Deputy Sheriff	<ul><li>Defendant personally served.</li><li>Adult family member with whom Defendant</li></ul>	
SHERIFF By:	<ul> <li>Adult in charge of Defendant's residence v</li> <li>Manager/Clerk of place of lodging in which</li> <li>Agent or person in charge of Defendant's company</li> <li>an officer of said Defendant's company</li> </ul>	ch Defendant(s) reside(s). office or usual place of business.
By:	Description: Age Height	Weight Race Sex Other
SHERIFF By:Deputy Sheriff  I.DEPUTIZED SERVICE  Now, thisday of,, 200_, I, Sheriff of CLINTON County, Pennsylvania, do hereby deputize the Sheriff of County to serve this Notice of Sheriff's Sale and make return thereof and according to law.  SHERIFF By:	On the, 200_, at _	o'clock M., Defendant NOT FOUND because:
SHERIFF By:	Moved Unknown No Answ	ver Vacant
By:	Other:	
Now, thisday of,, 200_, I, Sheriff of CLINTON County, Pennsylvania, do hereby deputize the Sheriff of County to serve this Notice of Sheriff's Sale and make return thereof and according to law.  SHERIFF  By:	I DEPUTIZED SERVICE	
By:Deputy Sheriff	Now, this day of, 200, I, Sheriff of	CLINTON County, Pennsylvania, do hereby deputize the Sheriff of County to eturn thereof and according to law.
DANIEL G. SCHMIEG. ESOURE		

DANIEL G. SCHMIEG, ESQUIRE 1.D.#62205 One Penn Center at Suburban Station 1617 John F. Kennedy Boulevard Suite 1400 Philadelphia, PA 19103-1814 (215)563-7000

Content of the content of the

PHELAN HALLINAN & SCHMIEG LLP ATTORNEY ESCROW ACCOUNT ONE PENN CENTER, SUITE 1400 PHILADELPHIA, PA 19103-1814

COMMERCE BANK PHILADEL PHIA, PA 19148

3-180/360 †9148

30/360 CHECK NO 417415

AMOUNT

\*\*\*\*\*\*1,350.00

03/29/2005

Void after 90 days

(WE THOUSAND THREE HUNDRED FIFTY AND 00/100 DOLLARS

Sheriff of Columbia County 35 W Main Street

Order Of To The

Pay

Bloomsburg, PA 17815

from S. Hella

"417415" (1036001808) 150866 6"